



REGULATORY COMMITTEE

MINUTES of a MEETING of the REGULATORY COMMITTEE held at COUNTY HALL, TROWBRIDGE on WEDNESDAY 17 DECEMBER 2008.

PRESENT:

Mr A Davis (Chairman), Mrs EA Chettleburgh, Mr E Clark, Mr PR Davis, Mrs H Dixon, Mrs MEM Groom, Mr JP Johnson, Mr WR Moss, Mrs P Rugg, Mr IC West and Mr RS While.

58. **Apologies** Apologies for absence were received from Mr AN Deane and Mrs MSN Taylor.

59. **Minutes of Previous Meeting**

Resolved: To confirm and sign the minutes of the Committee meeting held on 19 November 2008.

60. **Cherhill/Calne Without: Section 73 Application - Extension to Sand Quarry and Infilling with Waste without compliance with Condition 8 of Planning Permission N.06.07008 dated 19th June 2007 (to amend operating times for Mineral and Landfill Activities) Lower Compton Quarry and Landfill Site, Lower Compton near Calne for Hills Waste Solutions Ltd. (N.08.07005)** On considering a report by the Director of Environmental Services,

Resolved: To refuse planning permission for the following reasons:-

- (1) In the opinion of the Waste Planning Authority, the need for the proposed extended hours of working has not been adequately demonstrated and in the absence of any need the permission should be granted subject to the same conditions as those subject to which the previous permission was granted. It is not considered that the notion of extending operating hours to reduce the risk of a potential future breach of the imposed condition is a valid reason to amend the condition which is necessary to protect local amenity. Accordingly the development would not be in

accordance with Policy 2 of the Wiltshire and Swindon Waste Local Plan 2011.

- (2) The proposed extension of opening hours to include Bank Holidays and every Saturday following a Bank Holiday and an additional eight Saturdays per year has the potential to generate an unacceptable level of activity at the site to the detriment of the amenity of the locality and neighbouring residential areas, contrary to Policy W4 of the Wiltshire and Swindon Structure Plan 2016, Policy 13 of the Wiltshire and Swindon Minerals Local Plan and Policy 6 of the Wiltshire and Swindon Waste Local Plan 2011.
- (3) It is considered that insufficient details have been submitted to enable the Waste Planning Authority to fully assess the impact that the proposed extended hours might have on the environment and on residential and local amenity. Accordingly, the proposal is contrary to Policy W4 of the Wiltshire and Swindon Structure Plan 2016, Policy 13 of the Wiltshire and Swindon Minerals Local Plan and Policy 6 of the Wiltshire and Swindon Waste Local Plan 2011.

61. **Cherhill/Compton Bassett: Section 73 Application to undertake Mineral Extraction and Restoration to Agriculture using imported waste without compliance with Condition 9 of Planning Permission N.06.07009 dated 19th June 2007 (to amend operating times for Mineral and Landfill Activities) Low Lane Extension Lower Compton Quarry and Landfill Site, Lower Compton, near Calne for Hills Waste Solutions Ltd. (N.08.07006)**
On considering a report by the Director of Environmental Services,

Resolved: To refuse planning permission for the following reasons:-

- (1) In the opinion of the Waste Planning Authority, the need for the proposed extended hours of working has not been adequately demonstrated and in the absence of any need the permission should be granted subject to the same conditions as those subject to which the previous permission was granted. It is not considered that the notion of extending operating hours to reduce the risk of a potential future breach of the imposed condition is a valid reason to amend the condition which is necessary to protect local amenity. Accordingly the development would not be in accordance with Policy 2 of the Wiltshire and Swindon Waste Local Plan 2011.
- (2) The proposed extension of opening hours to include Bank Holidays and every Saturday following a Bank Holiday and an additional eight Saturdays per year has the potential to generate an unacceptable level of activity at the site to the detriment of the amenity of the locality and neighbouring residential areas, contrary to Policy W4 of the Wiltshire and Swindon Structure Plan 2016, Policy 13 of the Wiltshire and Swindon Minerals Local Plan and Policy 6 of the Wiltshire and Swindon Waste Local Plan 2011.

- (3) It is considered that insufficient details have been submitted to enable the Waste Planning Authority to fully assess the impact that the proposed extended hours might have on the environment and on residential and local amenity. Accordingly, the proposal is contrary to Policy W4 of the Wiltshire and Swindon Structure Plan 2016, Policy 13 of the Wiltshire and Swindon Minerals Local Plan and Policy 6 of the Wiltshire and Swindon Waste Local Plan 2011.

62. **Christian Malford: Demolition of Existing Office/Storage Building and Erection of New Office Storage Building elsewhere on site. Relocation of Existing Weighbridge, Creation of Car Park for Staff and Visitors and Reshaping of Soil Screen Bund - Land at 28 Main Road, Christian Malford for Mr JD Porter (N.07.07020)** Consideration was given to a report by the Director of Environmental Services together with a statement which had been submitted by Mrs N Thurston-Smith, a local resident.

After discussion,

Resolved: To grant planning permission subject to the conditions and for the reasons set out in the Director's report but with the additional following condition:-

The construction of any part of the development hereby permitted shall not include the use on site of any machinery, powered vehicles or power tools before 0800 hours or after 1800 hours on any weekday, nor before 0800 hours or after 1300 hours on any Saturday, nor at all on any Sunday or Bank or Public Holiday.

Reason: To minimise nuisance in the interests of local amenity.

63. **Salisbury: Collection of Non-Ferrous Metal and Storage of Same at Car Breakers Yard, Southampton Road, Salisbury for Mr C Defeo (S.08.8016)** On considering a report by the Director of Environmental Services,

Resolved: To grant planning permission subject to the conditions and for the reasons set out in the Director's report.

64. **Exclusion of the Public**

Resolved: To agree that in accordance with Section 100A(4) of the Local Government Act 1972 to exclude the public from the meeting for the business specified in Minute No. 65 because it is likely that if members of the public were present there would be disclosure to them of exempt information as defined in paragraph 2 of Part I of Schedule 12A to the Act and the public interest in withholding the information outweighs the public interest in disclosing the information to the public.

65. **Request for Free Transport from Foundry Close, Melksham to King's Park Primary School, Melksham** On considering a confidential report by the Director of Environmental Services,

Resolved: To approve the request for free transport from Foundry Close, Melksham to King's Park Primary School, Melksham for the reasons as set out in the report, to be reviewed on a termly basis and to be withdrawn as soon as either the child is able to walk to school unaccompanied or is accompanied by the mother.

(Duration of meeting: 10.30am – 11.45am)

The Officer who has produced these minutes is Roger Bishton, Democratic & Members' Services, direct line (01225) 713035 or e-mail

rogerbishton@wiltshire.gov.uk

Press enquiries to Communications, direct line (01225) 713114/713115.