

## NORTHERN AREA PLANNING COMMITTEE

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### DRAFT MINUTES OF THE NORTHERN AREA PLANNING COMMITTEE MEETING HELD ON 30 MARCH 2011 AT COUNCIL CHAMBER - COUNCIL OFFICES, MONKTON PARK, CHIPPENHAM.

#### **Present:**

Cllr Chuck Berry (Reserve), Cllr Peter Colmer, Cllr Christine Crisp, Cllr Bill Douglas, Cllr Alan Hill (Vice Chairman), Cllr Peter Hutton, Cllr Simon Killane (Reserve), Cllr Toby Sturgis and Cllr Anthony Trotman (Chairman)

#### **Also Present:**

Cllr Chris Caswill, Cllr Sheila Parker, Cllr Nina Phillips, Cllr Jane Scott OBE and Cllr Carole Soden

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#### 25. **Apologies for Absence**

Apologies for absence were received from Cllr Peter Davis (who was substituted by Cllr Chuck Berry), Cllr Peter Doyle and Cllr Howard Marshall (who was substituted by Cllr Simon Killane).

#### 26. **Minutes**

##### **Resolved:**

**To confirm and sign the revised Minutes of the meeting held on 9 March 2011, as circulated at the meeting.**

#### 27. **Declarations of Interest**

Cllr Alan Hill declared a personal interest in Minute No 31(e) – Application No 11/00001/FUL - Innisfrey, Washmeres, Colerne, Chippenham, SN14 8DQ - First Floor Extension to Bungalow to Form House, owing to his acquaintance with Mr Gerrard Churchouse, a local resident and an objector to the proposal. He stated that he would take part in the debate on this application and vote.

#### 28. **Chairman's Announcements**

There were no Chairman's announcements.

29. **Public Participation and Councillors' Questions**

Members of the public addressed the Committee as set out in Minute No 31 below.

There were no questions received from members of the public or members of the Council.

30. **Planning Appeals**

The Committee received and noted a report setting out details of:-

- (i) Forthcoming hearings and public inquiries between 21 March & 30 June 2011.
- (ii) Planning appeals received between 24 February & 17 March 2011.
- (iii) Planning appeals decided between 24 February & 17 March 2011.

31. **Planning Applications**

1a **10/04672/FUL & 10/04673/CAC - Land at Station Hill, Chippenham, SN15 1EQ - Change of Use & Refurbishment of Existing Buildings to Form Offices & the Addition of a New Build A1 Unit proposed as a Convenience Store, including Parking. Demolition of Buildings, Structures & Boundary Walls**

**The following people spoke against the proposal:**

Mr David Rowlands, a local resident  
Mr Sat Gill, a local resident  
Mr William Brown, a local resident

**The following people spoke in favour of the proposal:**

Mr Edward Heard, Llanfear LLP, the applicant

The Committee received a presentation by the Case Officer which set out the main issues in respect of the application. He introduced the report which recommended that the application be delegated to the Area Development Manager for planning permission and listed building consent to be granted subject to conditions. He also drew Members' attention to the late items.

Members of the Committee then had the opportunity to ask technical

questions after which the Committee received statements from members of the public as detailed above, expressing their views regarding the planning application.

Members heard the views of Cllr Chris Caswill, the local member, who, whilst not objecting to the change of use of the existing building on the site to form offices, did object to the construction of a new A1 convenience store.

During discussion, Members expressed concern regarding the opening hours and the sale of alcohol during the late evening.

**Resolved:**

**To delegate the Area Development Manager to issue:-**

**(1) planning permission, subject to negotiations with the applicant to consider imposing a condition restricting opening hours and subject also to the following conditions:-**

**1. The development hereby permitted shall be begun before the expiration of three years from the date of this permission.**

**REASON: To comply with the provisions of Section 91 of the Town and Country Planning Act 1990 as amended by the Planning and Compulsory Purchase Act 2004.**

**2. The development hereby permitted shall be implemented in accordance with the submitted plans and documents listed below. No variation from the approved plans should be made without the prior approval of the local planning authority. Amendments may require the submission of a further application.**

**Plans**

**Location plan 1:1250 P000**

**Site Plan 1:200 P001**

**Ground floor plan P002**

**First floor plan P003**

**Proposed elevations - sheet 1 P004**

**Proposed elevations – sheet 2 P005**

**Demolition plan P100**

**All date stamped 29/12/10**

**Agreement in principle for convenience store frontage car park to be relocated off site in future P006**

**Date stamped 15/03/11**

**REASON: To ensure that the development is implemented as approved.**

**3. No development shall commence on site until details and samples of the materials to be used for the external walls and roofs have been submitted to and approved in writing by the Local Planning Authority. Development shall be carried out in accordance with the approved details.**

**REASON: In the interests of visual amenity and the character and appearance of the area.**

**4. No development shall commence on site until details of the design, external appearance and decorative finish of all railings, fences, gates, walls, bollards and other means of enclosure have been submitted to and approved in writing by the Local Planning Authority. Development shall be carried out in accordance with the approved details prior to the development being occupied / brought into use.**

**REASON: In the interests of visual amenity and the character and appearance of the area.**

**5. The development hereby permitted shall not be first brought into use/occupied, until the cycle parking facilities shown on the approved plans have been provided in full and made available for use. The cycle parking facilities shall be retained for use in accordance with the approved details at all times thereafter.**

**REASON: To ensure that satisfactory facilities for the parking of cycles are provided and to encourage travel by means other than the private car.**

**6. The development hereby permitted shall not, at any time, be subdivided into a larger number of units.**

**REASON: In the interests of the amenity of the area and to enable the Local Planning Authority to consider individually whether planning permission should be granted for additional units on the site.**

**7. No materials, goods, plant, machinery, equipment, finished or unfinished products/parts of any description, skips, crates, containers, waste or any other item whatsoever shall be placed, stacked, deposited or stored outside any building on the site without the prior approval in writing of the Local Planning Authority.**

**REASON:** In the interests of the appearance of the site and the amenities of the area.

**8. No development shall commence on site until details of the storage of refuse, including details of location, size, means of enclosure and materials, have been submitted to and approved in writing by the Local Planning Authority. The development shall not be first brought into use until the approved refuse storage has been completed and made available for use in accordance with the approved details and it shall be subsequently maintained in accordance with the approved details thereafter.**

**REASON:** In the interests of public health and safety.

#### **INFORMATIVES**

**1. This permission does not permit the display of any advertisements which require consent under the Town and Country Planning (Control of Advertisements) (England) Regulations, 2007 or under any Regulation revoking and re-enacting or amending those Regulations, including any such advertisements shown on the submitted plans.**

**2. The applicant should note that the grant of planning permission does not include any separate permission which may be needed to erect a structure in the vicinity of a public sewer. Such permission should be sought direct from Thames Water Utilities Ltd / Wessex Water Services Ltd. Buildings are not normally allowed within 3.0 metres of a Public Sewer although this may vary depending on the size, depth, strategic importance, available access and the ground conditions appertaining to the sewer in question.**

#### **REASON**

**The application is for retail and office development that is an entirely appropriate form of development in this town centre location. The proposal is considered to represent the best compromise between good urban design and the requirement for development that ensures highway safety. The proposal is considered to enhance the character and appearance of this part**

of the Chippenham Conservation Area, and as such would meet the requirements of Policy HE1, HE2 as well as Policies C3, C4 and R2 of the adopted North Wiltshire Local Plan 2011.

(2) Conservation area consent, subject to the following condition:-

1. No works for the demolition of the building(s) or any part thereof shall commence on site until a valid construction contract has been entered into under which one of the parties is obliged to carry out and itself complete the works of development of the site for which planning permission/listed building consent has been granted under application reference 10/04672/FUL or such other application(s) approved by the Local Planning Authority; and; evidence of the construction contract has first been submitted to and approved by the Local Planning Authority.

**REASON:** In the interests of the visual amenity of the locality, which is within a designated Conservation Area.

#### **INFORMATIVES**

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#### **REASON**

The proposed demolition of existing and out-buildings and boundary wall is considered to be acceptable in the context of planning permission being granted for redevelopment of the site under reference 10/04672/FUL and would be in complete accordance with the requirements of Policy HE1 and HE2 of the adopted North Wiltshire Local Plan 2011.

1b **10/03043/FUL & 10/03044/LBC - The Old Vicarage, Church Walk, Ashton Keynes, SN6 6PB - Extension to Coach House in Curtilage of The Old Vicarage. Internal & External Alterations & Extension to Coach House**

The Committee received a presentation by the Area Development Manager which set out the main issues in respect of the application. He introduced the report which recommended that the application be refused and drew Members' attention to the late items.

Members of the Committee then had the opportunity to ask technical questions.

On hearing the views of Cllr Carole Soden, the local member, who supported the application and stated that Ashton Keynes Parish Council had raised no objections,

**Resolved:**

**To delegate the Area Development Manager to issue:-**

- (1) **Planning permission, subject to conditions to include only time limit, list of plans, protection of trees, sample of materials, flood measures as recommended by the Environment Agency and archaeology.**

**REASON**

**The proposed works will not lead to substantial harm to the significance of this heritage asset and will thereby preserve the historic interest of the listed building.**

- (2) **Listed building consent, subject to conditions to include only time limit, list of plans, protection of trees, sample of materials, flood measures as recommended by the Environment Agency and archaeology.**

**REASON**

**The proposed works will not lead to substantial harm to the significance of this heritage asset and will thereby preserve the historic interest of the listed building.**

1c **10/03536/FUL - Land off Old Combe Road, Grittleton, Chippenham, SN14 6AQ - Relocation of Stables and Feed Store**

**The following people spoke against the proposal:**

Mr John Wilding, a local resident  
Cllr Ian Myles, representing Grittleton Parish Council

The Committee received a presentation by the Case Officer which set out the main issues in respect of the application. She introduced the report which recommended that planning permission be granted subject to conditions. She also drew Members' attention to the late items.

Members of the Committee then had the opportunity to ask technical questions after which the Committee received statements from members of the public as detailed above, expressing their views regarding the planning application.

Members heard the views of Cllr Jane Scott, the local member, who questioned whether the application site was the right location, bearing in mind that the proposal would not enhance the landscape being part of an Area of Outstanding Beauty and there were other sites available.

After discussion,

**Resolved:**

**To refuse planning permission for the following reason:-**

**The proposed stables and associated equine paraphernalia in this part of this Area of Outstanding Natural Beauty would neither conserve or enhance the natural beauty of the landscape and would adversely affect the character of the Area contrary to Policies NE4 (Areas of Outstanding Natural Beauty) and NE15 (The Landscape Character of the Countryside) of The North Wiltshire Local Plan 2011.**

1d **10/04304/FUL - Great Dairy Farm, Sodom Lane, Dauntsey, SN15 4JA - Change of Use to Equestrian for Breeding & Rearing Horses, Provision of Outdoor Menage & Erection of Four Stables & Two Tack Rooms**

**The following person spoke against the proposal:**



Mr Andrew Chapman, a neighbour

**The following person spoke in favour of the proposal:**

Mr Geraint Jones, Pegasus Planning Group

The Committee received a presentation by the Case Officer which set out the main issues in respect of the application. He introduced the report which recommended that planning permission be granted subject to conditions.

Members of the Committee then had the opportunity to ask technical questions after which the Committee received statements from members of the public as detailed above, expressing their views regarding the planning application.

After discussion, during which concern was expressed that the operation should not develop into a commercial business and thus result in a significant increase in traffic movements along the country lane leading to the premises,

**Resolved:**

**To defer consideration of the application for one cycle to seek the views of the Highways Officer as to whether the imposition of the following conditions would overcome the objection:**

- 1. The development hereby permitted shall only be for the stabling of horses owned by the occupiers of Great Dairy farm and shall at no time be used for livery, equine tuition or leisure rides.**
- 2. No more than 4 horses shall be stabled within the application site boundary.**

**1e 11/00001/FUL - Innisfrey, Washmeres, Colerne, Chippenham, SN14 8DQ - First Floor Extension to Bungalow to Form House**

**The following people spoke against the proposal:**

Mr Gerrard Churchouse, a local resident

Mr Coombs, a local resident

**The following people spoke in favour of the proposal:**

Mr Paul Ockley

The Committee received a presentation by the Area Development Manager which set out the main issues in respect of the application. He introduced the report which recommended that planning permission be granted subject to conditions. He also drew Members' attention to the late items.

Members of the Committee then had the opportunity to ask technical questions after which the Committee received statements from members of the public as detailed above, expressing their views regarding the planning application.

Members heard the views of Cllr Sheila Parker, the local member, who expressed concern on the impact the proposal would make on neighbouring properties.

**Resolved:**

**To refuse planning permission for the following reason:-**

**The proposal is for a bungalow on a tightly constrained site located within an Area of Outstanding Natural Beauty and a Conservation Area , adjacent to a listed building. The proposed extension to provide an upper storey to the bungalow would, by nature of its height, scale and use of materials, become more prominent in views within the village and in the wider landscape. It is also considered to have a potentially overbearing impact on neighbouring properties. Overall the proposal would not respect the local character or distinctiveness of this part of Colerne, would fail to preserve or enhance the Conservation Area, would fail to conserve or enhance the landscape of the Area of Outstanding Natural Beauty and would create a development that result in an unacceptable loss of amenities to adjacent dwellings. The application proposal is contrary to Policies C3 (i) and (iii); Policy NE4 (particularly points a and b) and Policy HE1.**

- 1f **11/00102/FUL - 32 Hardenhuish Lane, Chippenham, SN14 6HN - Demolition of Existing Dwelling & Erection of New Dwelling with Detached Garage**

**The following person spoke against the proposal:**

Mrs Gill Fullbrook, a local resident

The Committee received a presentation by the Case Officer which set out the main issues in respect of the application. He introduced the report which

recommended that planning permission be granted subject to conditions and drew Members' attention to the late items.

Members of the Committee then had the opportunity to ask technical questions after which the Committee received a statement from a member of the public as detailed above, expressing her views regarding the planning application.

On hearing the views of Cllr Nina Phillips, the local Member and after discussion,

**Resolved:**

**To defer consideration of the application to allow the applicants the opportunity to address the concerns raised by the Council's Drainage Engineer and prepare an acceptable method of dealing with surface water drainage, including reference to the proposed basement.**

**1g 11/00154/FUL - The Old Forge, 11 High Road, Ashton Keynes, SN6 6NX - Two Storey Rear Extension & Two Dormer Windows to Front Elevation**

**The following person spoke in favour of the proposal:**

Mr Paul Eastham, the applicant

The Committee received a presentation by the Case Officer which set out the main issues in respect of the application. She introduced the report which recommended that planning permission be refused.

Members of the Committee then had the opportunity to ask technical questions after which the Committee received a statement from a member of the public as detailed above, expressing his views regarding the planning application. Members also received a letter from the Vice-Chairman of the Ashton Keynes Parish Council in support of the application.

On hearing the views of Cllr Carole Soden, the local Member, in support of the application and after discussion,

**Resolved:**

**To delegate to the Area Development Manager to permit planning permission, subject to revised plans being received showing the chimney removed or repositioned to be internal rather than external, and conditions as appropriate.**

## **REASON**

**The extension is considered to preserve and enhance the host dwelling and the Conservation area in which it is located. The proposal complies with policies C3, HE1 and H8 of the north Wiltshire Local Plan 2011.**

### **32. Urgent Items**

There were no urgent items.

(Duration of meeting: 6.00 - 9.15 pm)

The Officer who has produced these minutes is Roger Bishton, of Democratic Services, direct line (01225) 713035, e-mail [roger.bishton@wiltshire.gov.uk](mailto:roger.bishton@wiltshire.gov.uk)

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