

# City Area Committee

## Planning & Licensing

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# Minutes

13 November 2003 6.00 pm  
Alamein Suite,  
City Hall  
Salisbury

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**These minutes should be kept for use by District Councillors  
at the next Council meeting**

**Present**

**Chairman:** Councillor Ms S C Mallory

**Vice Chairman:** Councillor J R L Nettle

**Councillors:** Mrs P Brown, K A Cardy, P M Clegg, Mrs E A Chettleburgh, J M Collier,  
D A Culver, B E Dalton, Mrs I M Evans, S R Fear, S J Howarth, M J Osment, P V H Paisey P W L  
Sample, I R Tomes Miss M A Tomlinson, J M Walsh and Mrs S A Warrander

**Apologies:** D J McCarthy

**County Councillor:** C R Vincent

### **MINUTES NOT REQUIRING COUNCIL APPROVAL**

**90. CHAIRMAN'S ANNOUNCEMENTS**

There were no announcement by the Chairman.

**91. PUBLIC STATEMENT / QUESTION TIME**

There were none forthcoming.

**92. COUNCILLOR STATEMENT / QUESTION TIME**

There were no statements by or questions from Councillors.

**93. DECLARATIONS OF INTEREST**

The following interests were declared :-

- Councillor Mrs Chettleburgh declared a personal interest in Agenda Item 9, Planning Application S/2002/1470 & 1471 for the fact that she is one of the Council representatives on the Arts Centre Board.
- Councillor Ms Mallory declared a personal interest in Agenda Item 9, Planning Application S/2002/1470 & 1471 for the fact that she is one of the Council representatives on the Arts Centre Board.
- Councillor Mrs Warrander declared a personal interest in Agenda Item 9, Planning Application S/2002/1470 & 1471 for the fact that she is a member of the Arts Centre.

- Jane Ferguson, Principal Solicitor, declared a personal & prejudicial interest in Agenda Item 9, Planning Application S/2002/1470 & 1471 for the fact that she is a member of the Arts Centre Board. Ms Ferguson left the committee room during the consideration thereof.
- Councillor Sample declared a personal & prejudicial interest in Agenda Item 8, Planning Application S/2003/1885, for the reason that he is well acquainted with D A Speer MRICS of Myddelton & Major, Chartered Surveyors & Estate Agents and acting on the behalf of the head tenant of 52a Fisherton Street and responsible for marketing the surplus accommodation on the first and second floors (i.e. the area covered by the planning application). Councillor Sample left the committee room during the consideration thereof.

#### 94. MINUTES

**RESOLVED** - that the minutes of the meeting held on 16 October 2003 be approved as a correct record and signed by the Chairman.

#### 95. **APPLICATION S/03/1885 – CHANGE OF USE – GYMNASIUM TO WINE/LOUNGE BAR AT 52A FISHERTON STREET SALISBURY FOR MISS L HEATON**

Mrs Bain, a resident of Fisherton Street informed the Committee that she objected to the change of use, as proposed.

Ms Heaton, the applicant, spoke in support of the application.

Following the receipt of the above statements, the Committee considered the report of the Head of Development Services together with the schedule of late correspondence circulated at the meeting.

**RESOLVED** – that the application be deferred for the following reasons :-

1. to obtain additional information (for assessment) pertaining to the noise attenuation scheme to be installed in the proposed establishment; and
2. to allow Officers to investigate the effect (if any) of provisions contained within the Disability Discrimination Act on buildings regulations applicable to the application.

The Committee requested that an Environmental Health Officer attend the meeting at which the application is next considered in order to provide advice on any noise attenuation scheme proposed.

#### 96. **APPLICATION S/03/1997 – FULL APPLICATION – THREE STOREY SINGLE BEDROOM DWELLING AT NEW GARAGE ADJACENT TO 47 NURSERY ROAD SALISBURY FOR MR SIMON WALSH**

The Committee considered the report of the Head of Development Services together with the schedule of late correspondence circulated at the meeting.

**RESOLVED** – that

- (1) Provided the applicant and any other relevant parties undertake, under Section 106 of the Town & Country Planning Act 1990 to pay a commuted sum under Policy R2 of the Salisbury District Local Plan within one month, then this authority is minded to:

Approve the above application subject to the following conditions:

1. The development hereby permitted shall be begun before the expiration of five years from the date of this permission.
2. Before development is commenced, a schedule of materials and finishes, and, where so required by the Local Planning Authority, samples of such materials and finishes, to be used for the external wall[s] and roof[s] of the proposed development shall be submitted to and approved in writing by the Local Planning Authority. Development shall be carried out in accordance with the approved details.
3. The scheme for the insulation of the proposed dwelling against noise from the adjacent railway as shown on the approved plans shall be implemented before any part of the development is brought into use, and shall be maintained thereafter.
4. Notwithstanding the provisions of Class[es] A-E of Schedule 2 (Part 1) to the Town and Country Planning (General Permitted Development) Order 1995, (or any Order revoking and re-enacting that Order with or without modification), there shall be no extensions to the dwelling(s) nor the erection of any structures within the curtilage unless otherwise agreed in writing by the Local Planning Authority upon submission of a planning application in that behalf.
5. The garage(s) shown on the approved drawing(s) shall not be converted into a habitable room without the permission in writing of the Local Planning Authority.
6. There shall be no windows on the west rear facing elevation of the building hereby permitted, unless otherwise agreed in writing by the Local Planning Authority.

The applicant be informed that this permission has been taken in accordance with the following policy/policies of the Adopted Salisbury District Local Plan: G2, D2, R2

- (2) If the applicant does not comply with (1) above the application is delegated to the Head of Development Services to refuse the proposal on non-compliance with Policy R2.

**97. EXTENSION TO SALISBURY ARTS CENTRE – CHOICE OF BRICKWORK  
PLANNING PERMISSION REF S/2002/1470  
LISTED BUILDING CONSENT REF S/2002/1471**

Ms Low, Project Director for the Arts Centre development, spoke in support

Following the receipt of the above statement and further to a site visit earlier that afternoon the Committee considered the previously circulated report of the Head of Development Services together with the schedule of late correspondence circulated at the meeting.

**RESOLVED – that**

1. the brick selected by the architect for the applicant, a sample wall of which was constructed and viewed by Members of the Committee attending the, above-mentioned, site visit, be approved as the material for use in the construction of the external facing of the proposed extension to the Arts Centre; and
2. the choice of mortar to be used in the construction of the proposed extension of the Arts Centre be delegated to the Head of Development Services to agree with the applicant.

The meeting closed at 2010hrs