

WEST WILTSHIRE DISTRICT COUNCIL

MINUTES

Minutes of the: **PLANNING COMMITTEE**

Held on: **THURSDAY 24 JUNE 2004**

Held in: **THE COUNCIL CHAMBER, COUNCIL OFFICES,
BRADLEY ROAD, TROWBRIDGE**

Present:

Councillors: March (Chairman), Blakemore, Brice, Burnan OBE, Carbin,
Clark, John Clegg, Marion Clegg, Cunliffe-Jones, Davis,
Fortescue, Hawker, Knight, Newbury, Osborn, Repton, and Viles

Also in attendance: Councillors Mudge and Phillips (both part meeting)

Officers: Development Control Manager, Principal Planning Officer
(Commercial), Planning Officer (MP), Principal Lawyer and
Member Support Officer (AB)

149 APOLOGIES AND CONSTITUTION OF THE COMMITTEE

Apologies for absence were received from Councillors Baker, Chivers, Cox, Lewis, Oldrieve and Whatley-Gibbs.

The following temporary changes to membership were made:

Councillor Davis replaced Councillor Whatley-Gibbs

150 OPEN FORUM

At the beginning of the meeting:

04/00307/LBC – Orpins House, 8 Church Street, Bradford on Avon - Mr Feilding and Mrs Humble

For other open forum presentations in respect of planning applications please refer to minute number 155.

151 MINUTES

The minutes of the meeting held on 3 June 2004 were approved as a correct record and signed by the Chairman.

152 **DECLARATIONS OF INTEREST**

04/00655/FUL – Land adjacent 48 Spa Road, Melksham

Councillors Clark, Marion Clegg, Burnan, Cunliffe-Jones, Hawker, Fortescue, Knight, March, John Clegg, Blakemore and Osborn reported that they had been lobbied on this item.

Councillor Brice reported that he had been lobbied extensively on this item.

Councillor Viles reported that he had been lobbied on this item but would speak and vote.

Councillor Newbury reported that he had received letters from the applicant.

03/01071/FUL – 41 Martins Road, Keevil

Councillors Fortescue, Knight and Osborn reported that they had been lobbied in respect of this application.

04/00385/FUL – Land east of Furnax Lane, Warminster

Councillors Burnan, Knight and Marion Clegg reported that they had been lobbied in respect of this application.

Councillor Viles stated that he was a friend of the applicant, Councillor Whatley-Gibbs.

Councillor Newbury stated that he had been lobbied twice by Councillor Whatley-Gibbs.

Councillor Hawker declared a personal interest in this application as he belonged to the same political group as the applicant. He had also been lobbied by the agent for one of the landowners.

Councillor March declared that his interest was the same as the last time this matter came before the Committee on 13 May 2004. At the meeting on 13 May 2004 Councillor March declared that he had been lobbied in general on various applications to be considered at the meeting.

Councillor Davis stated that he was substituting for Councillor Whatley-Gibbs at the meeting but that his views were his own and he would make his decision accordingly. He declared a personal interest as the applicant was a colleague.

Councillor Cunliffe-Jones reported that she had not been lobbied in respect of this item.

04/00726/FUL & 04/000731/LBC – Adjacent 50 Edward Street, Westbury

Councillor Hawker declared his interest in this item on the grounds of pre-determination. (In this respect he had taken legal advice and had been advised that he could speak and vote on the application subject to declaring his interest).

He declared a personal interest as he was the Chairman of the Westbury Town Council Town Centre Viability Working Group. He had also been lobbied by the applicant's agent.

04/00322/FUL – Land south of The Paddocks, Whiteheads Lane, Bradford on Avon

Councillor Repton reported that she had taken legal advice in respect of this application. She had no personal interest but had attended a town council meeting where the application had been considered although she had not participated in the voting. She would listen to the debate this evening and make her decision independently.

04/00799/FUL – A and G Minibuses, Bradley Road, Warminster

Councillors Burnan, Cunliffe-Jones, Clark, Davis, Knight, Fortescue, March, John Clegg, Blakemore and Osborn reported that they had been lobbied in respect of this application.

Councillor Viles reported that he had been lobbied in respect of this item but would speak and vote.

Councillor Newbury reported that he had received letters from the applicant.

Councillor Brice reported that he had been lobbied extensively on this item.

04/00518/FUL – New unit at Hackett Place, Hilperton

Councillor Clark declared his personal interest in this application as he had chaired the Hilperton Parish Council meeting at which it had been discussed. He undertook to consider the application with an open mind at the meeting this evening.

04/00544/FUL – Land adjoining 21 Prestbury Drive, Warminster

Councillors Davis and March reported that they had been lobbied in respect of this item.

Councillor Davis also stated that he had sat on the Town Council Committee which had objected to this application and he would be standing by this view.

02/01831/FUL – Church Farm, Longbridge Deverill, Warminster

Councillors Burnan and March reported that they had been lobbied on this application.

04/00287/FUL – 10 Talbot Road, Trowbridge

Councillor Brice reported that he was a member of Trowbridge Town Council but would take an objective view of the application this evening.

Councillor Knight reported that he was a member of the Trowbridge Town Council Committee which had made the decision on this application.

Councillor Burnan declared that he was a member of Trowbridge Town Council Planning Committee.

**04/00678/FUL – Land adjacent 35 Daniell Crest, Warminster &
04/00686/FUL – Builders Yard, Fairfield Road, Warminster**

Councillor March reported that he had been lobbied in respect of these applications.

Councillor Carbin reported that he had no interests to declare.

153 QUESTIONS

No questions were received.

154 ANNOUNCEMENTS FROM THE CHAIRMAN

There were no announcements.

155 PLANNING APPLICATIONS

Open forum speakers:

Application	Speaker(s)
04/00655/FUL – Land adjacent 48 Spa Road, Melksham	Sally Raubenheimer, Ivor Wiltshire, Sarah Cardy, Jeremy Drew, John McCreadie
03/01071/FUL – 41 Martins Road, Keevil, Trowbridge	Tony Marsh, John Coyer, Janet Smythe, Harold Ferin, Myra Link
04/00385/FUL – Land east of Furnax Lane, Warminster	Peter Grist
04/00678/FUL – Land adjacent 35 Daniell Crest, Warminster	Angela Adam, Harry Gaist
04/00307/LBC – Orpins House, 8 Church Street, Bradford on Avon	Jocelyn Feilding and Barbara Humble(start of meeting) Doreen Hemming, Vernon Burchell
04/00799/FUL – A and G Minibuses, Bradley Road, Warminster	Charles Goodbody, Allan Robinson, John Farr
04/00518/FUL – New Unit at Hackett Place, Hilperton	Jack Pope, Sarah Content
02/01831/FUL – Church Farm, Longbridge Deverill	Margaret Kirk, Charles Ward
04/00440/FUL – 155 Boreham Road, Warminster	Peter Grist

Decisions made against officers' recommendation

04/00655/FUL – Land adjacent 48 Spa Road, Melksham

This application was recommended for permission at a future date subject to the completion of a legal agreement. The Committee decided to refuse planning permission for the reasons detailed in the appendix to these minutes.

03/01071/FUL – 41 Martins Road, Keevil

This application was recommended for permission by officers, but the Committee decided to refuse planning permission for the reasons detailed in the appendix to these minutes.

04/00678/FUL – Land adjacent 35 Daniell Crest, Warminster

This application was recommended for permission at a future date subject to the completion of a legal agreement. The Committee decided to refuse planning permission for the reasons detailed in the appendix to these minutes.

04/00726/FUL – Adjacent 50 Edward Street, Westbury

This application was recommended for permission at a future date subject to the completion of a legal agreement. The Committee decided to refuse planning permission for the reasons detailed in the appendix to these minutes.

04/04/00731/CON – Adjacent 50 Edward Street, Westbury

This application was recommended for consent by officers, but given that the Committee refused planning permission for the above application - 04/00726/FUL - it also decided to refuse consent on this application as the demolition of the building would neither preserve nor enhance the conservation area.

04/00322/FUL – Land south of The Paddocks, Whiteheads Lane, Bradford on Avon

This application was recommended for permission by officers, but the Committee decided to refuse planning permission for the reasons detailed in the appendix to these minutes.

04/00518/FUL – New unit at Hackett Place, Hilperton

This application was recommended for permission by officers, but the Committee decided to defer the application for further negotiations with the developers .

02/01831/FUL – Church Farm, Longbridge Deverill, Warminster

This application was recommended for permission by officers, but the Committee decided to defer the application to seek provision for affordable housing.

Recorded Votes

04/00686/FUL – Builders Yard, Fairfield Road, Warminster

This application was granted planning permission without the compliance of a previously imposed condition requiring the provision of a cycle way around the south east boundary of the site.

Councillor Davis requested that his vote AGAINST the granting of planning permission without compliance of this condition be recorded.

04/00544/FUL – Land adjoining 21 Prestbury Drive, Warminster

Councillor Davis requested that his vote AGAINST the granting of planning permission be recorded.

NOTE: VOTE TO CONTINUE

During the consideration of planning applications, and in accordance with the Constitution, at 10.00pm the Committee voted to continue with the meeting.

RESOLVED:

- (a) **That the list of delegated decisions made since the last meeting be received and noted.**
- (b) **To make decisions on planning and related applications as set out in the appendix to these minutes.**

Attendance

04/00678/FUL – Land adjacent 35 Daniell Crest, Warminster - Councillors Cunliffe-Jones, Hawker, Blakemore and Knight left the meeting during the open forum presentations on this item. Councillor Hawker returned while the open forum presentations were still in progress and Councillor Cunliffe-Jones returned during the debate on this application.

04/00726/FUL – Adjacent 50 Edward Street, Westbury – Councillors Blakemore and Knight returned to the meeting during the officer presentation on this item. Councillors Cunliffe-Jones and Osborn left the meeting and also returned to the meeting during the debate on this item.

04/00799/FUL – A and G Minibuses, Bradley Road, Warminster – Councillors Burnan and Newbury left the meeting at the beginning of this item. Councillor Clark left and also returned at the beginning of this item. Councillor Burnan returned during the open forum presentations. Councillor Repton left the meeting and also returned during the debate on this application.

The meeting then adjourned for five minutes during which time Councillor Cunliffe-Jones left the meeting and did not return.

04/00686/FUL – Builders Yard, Fairfield Road, Warminster – Councillors Blakemore and Knight were not present at the beginning of this item. Councillor Knight returned during the officer presentation on this item.

04/00518/FUL – New unit at Hackett Place, Hilperton – Councillors Blakemore and Newbury returned during the debate on this application.

156 PLANNING APPEALS - UPDATE

Details of planning appeals to date were presented to the Committee.

The Principal Lawyer also updated the Committee on the position in respect of Bitham Mill.

RESOLVED: **That the report be noted.**

157 REPRESENTATIVES ON OUTSIDE BODIES – REPORTING BACK

No reports were made.

158 SPECIAL MEETING – 12 JULY 2004

Members noted that a Special Planning Committee would be held on Monday 12 July 2004 to discuss Brook Hall.

DATE OF NEXT MEETING

The next ordinary meeting was scheduled for 15 July 2004 at 7.00pm in the Council Chamber, at the Council Offices, Bradley Road, Trowbridge.

(7.00pm – 11.05pm)

These minutes were prepared by Anna Browne, Member Support Officer who can be contacted on direct line 01225 770322 or email abrowne@westwiltshire.gov.uk.