

WEST WILTSHIRE DISTRICT COUNCIL

MINUTES

Minutes of the: **PLANNING COMMITTEE**

Held on: **THURSDAY 15 JULY 2004**

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

Present:

Councillors: March (Chairman), Brice, Burnan OBE, Carbin, Chivers, Clark, John Clegg, Marion Clegg, Cunliffe-Jones, Fortescue, Hawker, James, Knight, Lewis, Manesseh, Newbury, Osborn, Rosier and Viles

Officers: Principal Planning Officer (Commercial), Principal Planning Officer (Residential), Principal Lawyer and Member Support Officer (AB)

164 APOLOGIES AND CONSTITUTION OF THE COMMITTEE

Apologies for absence were received from Councillors Blakemore, Cox, Oldrieve, Repton and Whatley-Gibbs

The following temporary changes to membership were made:

Councillor Manesseh replaced Councillor Cox
Councillor James replaced Councillor Repton

165 OPEN FORUM

At the beginning of the meeting:

Planning Application 04/00383/FUL – ULN (UK) Ltd, The Ham, Westbury – Colonel Sexstone (minute number 170 refers)

04/00927/FUL – The Granary, 118 Bradford Road, Winsley - Professor Peacock and Miss R Peacock

For other open forum presentations in respect of planning applications please refer to minute number 171.

166 MINUTES

The minutes of the meeting held on 24 June 2004 were approved as a correct record and signed by the Chairman, subject to the following amendments shown in italics:

Minute number 152 – Declarations of Interest

04/00726/FUL & 04/00731/LBC – Adjacent 50 Edward Street, Westbury

Councillor Hawker declared his interest in these items on the grounds *of a personal interest and* pre-determination.

He declared a personal interest as he was Chairman of the Westbury Town Council's Town Centre Viability Working Group *and as such he had written to the Planning Inspector determining the recent appeal and made representations that the proposal, which was similar to the subject application, should be refused. He had written on the subject and had also been quoted in local papers to this effect.* He had been lobbied by the applicant's agent.

He had taken legal advice and had been advised that he could speak ~~and~~ *but not vote* on the application subject to declaring his interests.

167 DECLARATIONS OF INTEREST

Councillors Brice and James declared that they had not been lobbied in respect of any planning applications to be considered at this evening's meeting.

Councillor Rosier reported that he had been lobbied on various applications to be considered at this evening's meeting.

Councillor Fortescue informed the Committee that she had no interests to declare.

04/00343/FUL – The Bear Garage, Bath Road, Atworh

Councillor Chivers reported that he had been lobbied in respect of this application.

04/00826/FUL – 32 Hawkeridge, Heywood

Councillor Hawker reported that he had been lobbied in respect of this application.

04/00640/FUL – Chemical Road and Washington Road and Engineer Road, West Wilts Trading Estate, Heywood

Councillors John Clegg and Marion Clegg declared their interest in this application as persons connected with their practice occupied one of the buildings in question. They both remained in the Chamber but did not speak or vote.

04/00798/FUL – 51 Avenue Road, Trowbridge

Councillor Brice declared that he was a member of Trowbridge Town Council, which had objected to this application.

04/00927/FUL - The Granary, 118 Bradford Road, Winsley

Councillors Burnan, Clark, Rosier and Viles reported that they had been lobbied on this application.

Councillor Cunliffe-Jones declared that she had been lobbied on this item and had also attended the parish council meeting at which it had been discussed. She had not spoken or voted at that meeting and undertook to consider the application with an open mind at this evening's meeting.

04/00383/FUL – ULN (UK) Ltd, The Ham, Westbury (minute number 170 refers)

Councillor March declared his personal interest in this item but remained in the Chair, spoke and voted.

168 QUESTIONS

No questions were received.

169 ANNOUNCEMENTS FROM THE CHAIRMAN

There were no announcements.

170 PLANNING APPLICATION - 04/00383/FUL – ULN (UK) LTD, THE HAM, WESTBURY

The Committee considered a letter from Heywood Parish Council in respect of planning application 0400383/FUL – ULN (UK) Ltd, The Ham, Westbury.

The Parish Council had concerns about the manner in which this application had been granted planning permission under delegated powers. In particular, it wished to register its disquiet that its written objection was treated as coming from a “neighbouring interested party” and that it was considered by the planning officers to be of insufficient significance to merit referring the application to the Planning Committee.

Members noted that the application had been dealt with in accordance with the Council's Constitution. However, it was agreed that the Constitution should be reviewed to take account of objections from other parish councils that may be affected by development located outside their administrative area. The review should include the provision for presenting a planning application that has attracted an objection from any parish council to the Planning Committee for determination.

RESOLVED: **That the Standards Committee be asked to review the Constitution in respect of the referral of planning applications to the Planning Committee and that a report be brought to Council on 3 November 2004.**

171 PLANNING APPLICATIONS

Open forum speakers:

Application	Speaker(s)
04/00826/FUL – 32 Hawkeridge, Heywood	Mrs Crosbie
04/00794/FUL – Clivey Farm, Clivey, Dilton Marsh	Mr Yoell
04/00814/FUL – Land adjoining 28 Little London, Heytesbury	Mr Trollope, Mr Dalby, Brigadier Sincok
04/00806/LBC – 1 Tory, Bradford on Avon	Ms Sproat
04/00927/FUL – The Granary, 118 Bradford Road, Winsley	Professor Peacock, Miss Peacock (start of meeting)

Decisions made against officers' recommendation

04/00826/FUL – 32 Hawkeridge, Heywood

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.

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.**
- (c) That a report investigating the possibility of taking enforcement action in respect of application 04/00826/FUL – 32 Hawkeridge, Heywood – be presented to a future meeting of this Committee.**
- (d) That a site visit be held in respect of application 04/00814/FUL – Land adjoining 28 Little London, Heytesbury – on Thursday 5 August 2004 at 5.30pm and that the application be considered by the Planning Committee later that day.**

Recorded Votes

04/00794/FUL – Clivey Farm, Clivey, Dilton Marsh

Councillor Clark requested that his vote AGAINST the decision to grant planning permission be recorded.

04/00953/ADV – 4 Meridian Business Park, North Bradley

Councillor Clark requested that his vote AGAINST the decision to grant consent be recorded.

Attendance

04/00826/FUL – 32 Hawkeridge, Heywood - Councillor James left the meeting and also returned to the meeting during the debate on this item. Councillor Chivers left the meeting during this item and did not return.

04/00953/ADV – 4 Meridian Business Park, North Bradley – Councillor Lewis left the meeting and also returned to the meeting during this item

04/00814/FUL – Land adjoining 28 Little London, Heytesbury – Councillor Hawker left the meeting during the open forum presentations on this item and returned during the officer presentation.

04/00741/FUL – Land rear of 14C Bratton Road, West Ashton – Councillor Lewis left the meeting during the officer presentation on this item and returned during the debate.

04/00640/FUL – Chemical Road and Washington Road and Engineer Road, West Wilts Trading Estate, Heywood – Councillor Carbin left the meeting and also returned to the meeting during this item.

04/00798/FUL – 51 Avenue Road, Trowbridge – Councillor James left the meeting during the officer presentation on this item and returned at the beginning of the next item 04/00806/LBC – 1 Tory, Bradford on Avon.

172 PLANNING APPEALS - UPDATE

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

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

173 REPRESENTATIVES ON OUTSIDE BODIES – REPORTING BACK

No reports were made.

DATE OF NEXT MEETING

The next ordinary meeting was scheduled for 5 August 2004 at 7.00pm in the Council Chamber, at the Council Offices, Bradley Road, Trowbridge.

(7.00pm – 9.25pm)

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.