

REGULATORY COMMITTEE

Date: 1st September 2005

Time: 2.15 pm

Venue: Council Chamber, Browfort, Bath Road, Devizes

Enquiries to: Phillip Hamilton 01380 724911 ext 614

AGENDA

Part 1

Items to be considered whilst the meeting is open to the public

1. MINUTES

To approve as a correct record and authorise the Chairman to sign the minutes of the meeting of the Committee held on 11th August 2005, copies previously circulated.

2. APOLOGIES FOR ABSENCE AND SUBSTITUTIONS

3. DISCLOSURES OF INTEREST

To receive any disclosure of interest by a Councillor or an officer in matters to be considered at this meeting, in accordance with the provisions of Sections 94 or 117 of the Local Government Act 1972 or the National Code of Local Government Conduct.

If in doubt, Members are asked to seek advice from the Chief Executive, Solicitor to the Council or the Democratic Services Team Leader prior to the meeting.

4. APPEALS

- (a) The following appeals have been dismissed:

K/045336 – Lidl Foodstore, Hambleton Avenue, Devizes –
Appeal against an enforcement notice requiring compliance with a planning condition relating to surface water drainage.
(Delegated decision)

K/51443/O – Nigella, Upper Churchfields, Marlborough –
Appeal against refusal to grant outline planning permission to demolish the existing dwelling and build two residential houses.
(Delegated decision)

- (b) The following appeals have been allowed:

K/51025/F – Marlborough Telephone Exchange, Blowhorn Street, Marlborough – Appeal against refusal to grant planning permission for the erection of two rooftop flagpole antenna mounts, with roof top apron and ancillary telecommunications apparatus. (Member decision against officer recommendation).
Copy attached (pages 6 to 9)

K/46317 – 6 Graspan Road, Faberstown, Ludgershall –
Appeal against an enforcement notice alleging that a new dwelling is built higher than and not in accordance with that approved under the planning permission. (Delegated decision)
Copy attached (pages 10 to 13)

5. PLANNING APPLICATIONS WITHDRAWN

To report on any applications which have been withdrawn from the agenda.

6. PLANNING APPLICATIONS FOR DECISION

To consider the report of the Planning Services Manager, copy attached (pages 14 to 53).

7. REGULATORY APPEALS SUB-COMMITTEE

Under the terms of the Council's Constitution the Appeals Sub-Committee of the Regulatory Committee is appointed to deal with various matters including appeals in respect of homelessness decisions.

The Sub-Committee, which consists of eight politically balanced members (5 Conservative, 2 Independent and 1 Liberal Democrat) has not yet been appointed as there is seldom any business for it. Appeals are dealt with by a panel of three members drawn from the Sub-Committee by the Solicitor to the Council.

An appeal against a decision of the Council in respect of homelessness has now been received and it will be necessary to appoint a panel of three members to deal with this appeal.

The appeal hearing has been arranged for Monday 19th September 2005 at 9.30 am.

RECOMMENDED:

THAT:

1. The Appeals Sub-Committee be appointed; and
2. A Panel consisting of three members from the sub-committee be appointed to hear the appeal.

Part 2

Items to be considered whilst the meeting is closed to the public

None

Signed
For Solicitor to the Council

Date: 23rd August 2005

MEMBERS ARE REQUESTED TO SIGN THE ATTENDANCE REGISTER

Membership

Councillors:

K R F Beard
J A Booth
P A Brown
D D Campbell
W B Cavill
A R Connolly
Mrs R S E Cummins
S M Findlay

C P Humphries
L H Grundy
J J Kunkler
R T Parsons
Mrs N G Rawlins
A Skittrall
A H Still

Briefing Arrangements

Briefing for the Chairman, Vice-Chairman and Group representatives will be on 1st September 2005 in the Council Chamber at 12 noon.

NOTES:

- (1) As agreed at the meeting of the Planning and Development Committee on 1st November, 1990, Members will have the opportunity to view photographs and discuss planning applications with case officers from 1.30 pm to 2.15pm.
- (2) Members are reminded that they have no authority to enter a site(s) unless invited to do so by the owner(s).
- (3) Please inform a member of Democratic Services if you are unable to attend in order that a substitute member may be appointed, if necessary.

Background Papers

- (1) The background papers relating to reports on the planning applications to be considered at this meeting, which are open to public inspections under Section 100(D) of the Local Government Act 1972, consist of all source material to which reference is made, i.e. correspondence, notes, notices, written and other responses to consultations made by the Local Planning Authority in connections with the applications. They can be inspected in the Planning Services Department, Bath Road, Devizes.
- (2) Any late letters of representation or comments in respect of the applications will be submitted at the meeting and will be available to the public.

| Imperial & Metric Comparison Table | |
|------------------------------------|------------------------|
| | |
| 2.5 Centimetres = 1 Inch | 0.91 Metres = 1 Yard |
| 0.39 Inches = 1 Centimetre | 1.09 Yards = 1 Metre |
| 3.28 Feet = 1 Metre | 2.47 Acres = 1 Hectare |
| 0.30 Metres = 1 Foot | 0.40 Hectares = 1 Acre |