



REGULATORY COMMITTEE

MINUTES of a MEETING held at COUNTY HALL, TROWBRIDGE on WEDNESDAY, 24TH JULY, 2002.

PRESENT: Mrs NS Bryant (Chairman), Mr BE Atfield, Mr PR Davis, Mr A Molland, Mr WR Moss, Mr CEG Read, Mrs P Rugg, Mrs MSN Taylor and Mr RM Willan.

90. **Apologies** Apologies for absence were received from Mr M Connolly and Mr C Newbury.
91. **Minutes of Previous Meeting** A summary version of the minutes of the Committee held on 12th June, 2002 was presented.
92. **Public Participation**
- (1) Mr A Henley, on behalf of the Goatacre Residents' Action Group, made a statement and asked a question in support of the petition about highway drainage in Goatacre Lane to which the Chairman responded.
 - (2) Mrs AM Cakebread, on behalf of Godshill Parish Council in Hampshire, asked a question about the planning application in respect of the Hamptworth Estate, Redlynch, to which the Chairman responded.
 - (3) Mr TFQ Hedley, Chairman of the Whiteparish Preservation Group, asked a question about the planning applications at Moor Farm, Whiteparish, and Mrs D Budden, a local resident, made a statement, to which the Chairman responded. The agent, Mr B Arnold, responded to the question and statement made, on behalf of the applicant.

The Chairman thanked the members of the public for their questions and statements and stated that all points of view would be taken into account during the course of the debates later in the meeting.

93. **Hilmarton: Goatacre Lane, Goatacre – Highway Drainage – Petition** On considering a report by the Director of Environmental Services,

***Resolved:** To request that further investigatory work be carried out by the County Council, North Wiltshire District Council, as Land Drainage Authority, and the Environment Agency and to request the Director to report back to a future meeting of this Committee.*

94. **Devizes: Drews Pond Lane – Highways Act 1980 Section 124 – Stopping Up of Private Access to Highway** On considering a report by the Director of Environmental Services,

Resolved: To authorise the Director of Environmental Services and the Solicitor to the Council to make an Order and advertise it at the earliest opportunity to provide acceptable legal rights over the alternative route at Drews Pond Lane, Devizes, as indicated on the plan attached to Appendix 1 of the Director's report.

(Note: Mr A Molland requested that his vote against the decision be recorded.)

95. **Lydiard Tregoze: Phase II Landfill Redesign, Revised Restoration and Landscaping Scheme and the Installation of a Recycling Facility - Studley Grange Landfill Site for Biffa Waste Services Ltd (N.99.1696)** On considering a report by the Director of Environmental Services,

Resolved: To note that the number of waste vehicles going to landfill at the Studley Grange Landfill Site over a twelve month period had not exceeded the 45 vehicles per day limit and that a further assessment would be undertaken in twelve months' time.

96. **Redlynch: Proposed Extraction of Sand and Gravel from OS Parcel 8650, Hamptworth Estate, with Haulage by off-road vehicle to existing Pound Bottom Sand Pit for Mineral Processing, establishment of Dual Surface-mounted Pipeline for Water Supply and Silt Disposal, Restoration to Agri-forestry and Wetland using Quarry Spoil – Big Field, Hamptworth Estate (S.01.0780)** On considering a report by the Director of Environmental Services and a letter from the Clerk to the Verderers of the New Forest,

Resolved: To refuse planning permission for the following reasons:-

- (1) *The proposed development would result in prolonging the use of the existing site and open up what is at present a quiet tranquil area which would not be in accordance with the objectives of the NFHA designation and proposed National Park designation. It would adversely affect the overall character of the NFHA and increase the level of human pressure which would be contrary to Policy HA2 of the Adopted Salisbury District Local Plan (1996).*
- (2) *The proposed development would be contrary to the Adopted Wiltshire Structure Plan 2011, Policy MSP2 in that the proposals are not considered to be in the public interest and there are no exceptional circumstances surrounding the requirement for the development which would warrant granting approval.*
- (3) *The proposed development would be contrary to the Adopted Wiltshire and Swindon Minerals Local Plan 2001, which identifies preferred areas which aim to ensure that minerals are worked from these areas and from areas which are least constrained.*
- (4) *The proposed development does not meet an actual or forecast shortfall in the County's landbank and does not comply with the site selection criteria set out in chapters, 2, 3 and 5 of the Adopted Minerals Local Plan 2001.*

- (5) *The proposed development would be likely to have an adverse impact on the nature conservation interest of adjacent designated sites, namely the New Forest Site of Special Scientific Interest, Special Protection Area for Birds, and candidate Special Area of Conservation.*

97. **Whiteparish: Application under Section 73 of the Town and Country Planning Act 1990 for the Modification of Conditions 9 and 15 of Planning Permission S.00.1519 at Moor Farm (S.02.0509)** On considering a report by the Director of Environmental Services and a letter from Whiteparish Parish Council confirming its objection to the proposal,

Resolved: *Subject to the satisfactory completion of a Supplemental Section 106 Agreement in respect of lorry routeing and management, to grant planning permission to modify the terms of Conditions 9 and 15 of Planning Permission S.00.1519 as follows:-*

Condition 9 - *Within **three months** of the date of this permission, a scheme detailing dust suppression measures shall be submitted to and agreed in writing by the Mineral Planning Authority. The scheme shall be implemented for the duration of the development.*

Condition 15 - *Within **three months** of the date of this permission, a scheme of landscaping shall be submitted to and agreed in writing by the Mineral Planning Authority. The scheme shall include details of:-*

- (a) The position, species and size of all existing trees, shrubs and hedgerows to be retained;*
- (b) The position, species, density and initial sizes of all new trees and/or shrubs;*
- (c) The hard landscaping/earth moulding proposed;*
- (d) The programme of implementation of the scheme;*
- (e) The arrangements for subsequent maintenance.*

98. **Whiteparish: Application under Section 73 of the Town and Country Planning Act 1990 for the Modification of Condition 8 of Planning Permission S.01.0939 at Moor Farm (S.02.0489)** On considering a report by the Director of Environmental Services and a letter from Whiteparish Parish Council confirming its objection to the proposal,

Resolved: *To refuse planning permission to modify the terms of Condition 8 of S.01.0939 for the following reasons:-*

- (1) The proposal directly conflicts with the terms of Condition 6 of planning permission S.00.1519 which states, inter alia, that no works within the development (except those in the public highway) shall commence until the works in the public highway are completed.*
- (2) In the interests of highway safety, no vehicle shall enter the site for the purpose of commencing the construction of the internal haul road unless and*

until the access arrangements at the Brickworth Corner Junction are completed.

99. Joint Consultative Committee for Teachers

Resolved: To receive and note a report of the meeting held on 14th March, 2002.

100. Joint Consultative Committee for County Council Employees

Resolved: To receive and note a report of the meeting held on 30th May, 2002.

101. Exclusion of the Public

Resolved: To agree that in accordance with Section 100A(4) of the Local Government Act 1972 to exclude the public from the meeting for the business specified in Minute Nos. 102 to 105 because it is likely that if members of the public were present there would be disclosure to them of exempt information as defined in paragraphs 1 and 5 of Part I of Schedule 12A to the Act.

102. Minutes of Previous Meeting

Resolved: To confirm and sign the minutes of the Committee meeting held on 12th June, 2002.

103. Appeal against Refusal of Post 16 Transport Assistance from Chippenham to Wiltshire College, Trowbridge (CF 7.11.85) On considering a report by the Director of Environmental Services,

Resolved: To not support the request for Post 16 Transport assistance for CF to attend Wiltshire College, Trowbridge to study the BTEC National Diploma in Art and Design.

104. National Pay Negotiations The Director of Corporate Services gave a verbal progress report following the day of industrial action taken Union members on Wednesday, 17th July, 2002.

Resolved: To note the current situation.

105. Staffing Matters – Corporate Services Department: Retention of Plussage Payments in Legal Services On considering a report by the Director of Corporate Services,

Resolved: To note the payment of a 10% plussage to Assistant Solicitors, Senior Solicitors and Principal Legal Assistants from 1st April, 2002 for a period until 31st March, 2003 at maximum, to be reviewed once the progression scheme is agreed.

(Duration of meeting: 10.30am - 11.40am)

The Officer who has produced these minutes is Roger Bishton, Democratic & Members' Services, direct line (01225) 713035 or e-mail rogerbishton@wiltshire.gov.uk.

Press enquiries to Communications, direct line (01225) 713114/713115.

