

HINCKLEY AND BOSWORTH BOROUGH COUNCIL

PLANNING COMMITTEE

18 NOVEMBER 2008 AT 6.30 PM

PRESENT: MR R MAYNE - CHAIRMAN
MR DW INMAN - VICE-CHAIRMAN

Mrs M Aldridge, Mr JG Bannister, Mr CW Boothby, Mr JC Bown, Mr WJ Crooks, Mrs A Hall, Mr P Hall, Mr CG Joyce, Dr JR Moore, Mr K Morrell, Mr K Nichols, Mr LJP O'Shea, Mr BE Sutton and Mrs BM Witherford.

In accordance with Council Procedure Rule 4.4 Mr DC Bill, Ms WA Moore, Mr R Ward and Mr DO Wright also attended the meeting.

Officers in attendance: Mrs T Darke, Miss T Miller, Miss R Owen, Mr TM Prowse and Mr M Rice.

266 MINUTES (P33)

It was moved by Mr Nichols, seconded by Mr Bown and

RESOLVED – the minutes of the meeting held on 21 October 2008 be confirmed and signed by the Chairman.

267 DECLARATIONS OF INTEREST

Mr Bannister declared a personal and prejudicial interest in application 08/00692/FUL and requested permission to speak on the item before leaving the Chamber.

Mrs A Hall and Mr P Hall declared a personal interest in application 08/00939/FUL.

268 DECISIONS DELEGATED AT PREVIOUS MEETING

The Director of Community and Planning Services reported that with regard to application 08/00349/FUL which had been considered at the previous meeting, the Section 106 agreement had now been signed and the decision for approval had been issued on 14 November.

269 TOWN AND COUNTRY PLANNING ACT 1990 - APPLICATIONS TO BE DETERMINED (P34)

The Committee considered a schedule of planning applications, together with a list of late items, and the recommendations of the Director of Community and Planning Services.

- (a) 08/00692/FUL – Demolition of commercial units and erection of 7 one bedroom apartments with parking and amenity space, Land rear of 10 Ashby Road, Hinckley – Mr Goode

Mr Bannister spoke on this application then, having declared a prejudicial interest, left the meeting at 6.36pm.

It was requested that, should this application be approved, a condition be added removing the right to insert windows in the northern gable end of the two-storey section.

Some Members expressed concern with regard to the visual impact, parking problems, distances from neighbouring properties, drainage and access to the site for refuse and emergency vehicles of the proposed development. It was moved by Dr Moore and seconded by Mr Nichols that the application be refused on these grounds. Upon being put to the vote, the motion was LOST.

It was then

RESOLVED – the application be permitted subject to the conditions contained within the officer's report and the abovementioned additional condition.

Mr Bannister returned to the meeting at 7.12pm.

Messrs Joyce and Dr Moore left the meeting at 7.12pm.

- (b) 08/00699/FUL – Demolition of existing factory and erection of 31 flats, 119 Factory Road, Hinckley – Apex (Hinckley) Ltd

Dr Moore and Mr Joyce returned to the meeting at 7.14pm and 7.15pm respectively.

On the motion of Mr Sutton, seconded by Mr Bown, it was

RESOLVED – the application be refused for the reasons stated in the report and late items.

- (c) 08/00720/FUL – Construction of City Circuit and ancillary facilities including creation of pond and erection of mast and control centre with associated parking and access, Mira Ltd, Watling Street, Lindley, Higham on the Hill – InnovITS

RESOLVED – the application be permitted subject to the conditions contained within the officer's report.

Mr Ward left the meeting at 7.23pm.

- (d) 08/00780/FUL – Demolition of two dwellings and erection of ten dwellings with associated garages and access, 84 Leicester Road, Hinckley – Matthew Homes West Midlands Ltd

Mr Bown left the meeting at 7.31pm.

Whilst in support of the officer's recommendation that the application be refused, Mr Nichols wished to add reasons for refusal with regard to the density and proximity to the properties on Island Close and the detriment to the character of the area. After receiving officer advice, Mr Nichols, supported by Mr Bannister, amended his additional reasons for refusal to design and layout of the proposed development. Upon being put to the vote, the motion was LOST.

It was moved by Mr O'Shea, seconded by Mr Sutton and

RESOLVED – the application be refused for the reasons stated in the officer's report and late items.

Mr Bill, Ms Moore and Mr Wright left the meeting at 7.55pm.

- (e) 08/00835/FUL – Erection of 3 industrial units, Former EME site, Nutts Lane, Hinckley – AR Cartwright Ltd

RESOLVED – the application be approved subject to the conditions contained in the officer's report.

- (f) 08/00884/FUL – Residential development comprising 12 apartments and 8 dwellings with associated access, car parking and gardens, Mill Hill Business Centre, 5 Mill Hill Road, Hinckley – David Wilson Homes

Ms Moore returned at 8.04pm.

RESOLVED – subject to the execution of an agreement under Section 106 of the Town and Country Planning Act 1990 and Section 111 of the Local Government Act 1972 to provide financial contributions towards policing, libraries, civic amenity, health facilities, play and open space and the provision of affordable housing, the Director of Community and Planning Services be granted powers to issue Planning Permission subject to the conditions contained within the officer's report and late items.

- (g) 08/00922/FUL – Relocation and retention of storage containers, Land North of 7 Nailstone Road, Barton in the Beans – Mr William Dawson

Members felt that appropriate boundary treatment should be included, particularly a hedge instead of large trees. It was moved by Mr Crooks, seconded by Mr Bannister and

RESOLVED – the application be approved subject to the conditions in the officer's report.

- (h) 08/00937/FUL – Extension of existing acoustic fence and erection of new acoustic fence, Asda Stores Ltd, Barwell Lane, Hinckley – Asda Stores Ltd

RESOLVED – the application be approved subject to the conditions contained in the officer's report.

- (i) 08/00936/CONDIT – Variation of condition 8 of Planning Permission 91/0475/4, Asda Stores Ltd, Barwell Lane, Hinckley – Asda Stores Ltd

It was moved by Mr Sutton, seconded by Mrs Aldridge and

RESOLVED – the application be approved subject to the conditions contained within the officer's report.

- (j) 08/00939/FUL – Erection of three dwellings, Land Adj 12 Flamville Road, Burbage – Mr B Kotak

It was moved by Mrs Witherford, seconded by Mr Sutton and

RESOLVED – the application be approved subject to the conditions contained within the officer's report.

- (k) 08/00959/LBC – Alterations to roof and replace gutter pipe, Atkins Bros Ltd, Lower Bond Street, Hinckley – Hinckley & Bosworth Borough Council

RESOLVED – an application for consent to the proposed works be made to the Secretary of State in accordance with Regulation 11 of the Town and Country Planning General Regulations 1992 (1492) and that the Secretary of State be requested to agree the conditions contained within the officer's report.

- (l) 08/00963/FUL – Erection of 1 dwelling house, 21 Adrian Drive, Barwell – Mr Matthew Scott

Mr Sutton left the meeting at 8.47pm and returned at 8.50pm.

It was moved by Mr O'Shea, seconded by Mr Nichols and

RESOLVED – the application be refused for the reasons contained within the officer's report and late items.

- (m) 08/00978/FUL – Conversion of barns into 2 dwellings, Common Farm, Barton Road, Carlton – Mr G Wragg

It was moved by Mr Bannister, seconded by Mr Nichols and

RESOLVED – the application be refused for the reasons contained within the report and late items.

Messrs Boothby and O'Shea left at 9.20pm.

270 DEVELOPER CONTRIBUTIONS (P35)

Members received a report which drew attention to recent concerns and considerations in relation to S106 agreements and developer contributions.

RESOLVED –

- (i) officers be requested to discuss developer contributions with the agencies listed in the report and those discussions take place against the framework set out in the report;
- (ii) the report be noted.

271 APPEALS LODGED AND DETERMINED (P36)

A summary was submitted of appeals lodged and determined since the last meeting. It was noted that no appeals had been lodged, and three decisions had been received – two of which were dismissals, with one appeal being allowed.

Members were informed that in this case, costs had been awarded against the Council.

Having reached 9.29pm, Members agreed to extend the meeting for five minutes in order to complete the business.

Mr Bannister left the meeting at 9.29pm.

The meeting was then extended for a further 10 minutes.

On the motion of Mr Crooks, seconded by Mrs Hall, it was

RESOLVED – the report be noted.

272 APPEALS – PROGRESS (P37)

A schedule was submitted indicating the stages that various appeals against planning decisions had reached.

RESOLVED – the report be noted.

(The meeting closed at 9.39pm)