

HINCKLEY AND BOSWORTH BOROUGH COUNCIL

PLANNING COMMITTEE

5 MAY 2009 AT 6.33 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, Mr K Morrell, Mr K Nichols, Mr LJP O'Shea, Mr BE Sutton, Mr R Ward and Mrs BM Witherford.

In accordance with Council Procedure Rule 4.4 Messrs D Bill, SL Bray and C Ladkin also attended the meeting.

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

- APOLOGIES AND SUBSTITUTIONS

Apologies for absence were submitted on behalf of Mr JG Bannister.

- MINUTES (P67)

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

RESOLVED – the minutes of the meeting held on 7 April 2009 be confirmed and signed by the Chairman.

- DECLARATIONS OF INTEREST

No interests were declared at this stage.

- DECISIONS DELEGATED AT PREVIOUS MEETING

The Director of Community and Planning Services reported on the following decisions which had been delegated at the previous meeting:

- (a) 09/00044/FUL: The objection from the Head of Corporate and Scrutiny Services (Green Spaces) had not been withdrawn, therefore the refusal had been issued;
- (b) 09/00067/OUT: The Section 106 Agreement had been executed and the approval issued;
- (c) 09/00144/FUL: Approval had been issued;
- (d) 09/00164/FUL: Refusal had been issued.

- TOWN AND COUNTRY PLANNING ACT 1990 - APPLICATIONS TO BE DETERMINED (P61)

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) 09/00280/COU – Change of use from keeping of horses to keeping of horses and residential caravan site for ten Gypsy families with two caravans and amenity block, including access improvement, access road and laying of hardstanding, Land to the North of Bagworth Road, Nailstone – Mr Robert Hodgetts (Snr) and Others

Mr Bannister arrived at 6.50pm.

It was then moved by Mr Bown, seconded by Mr Sutton and

RESOLVED – subject to the expiry of the statutory consultation period, the Director of Community and Planning Services be granted powers to refuse to grant planning permission for the reasons stated in the officer's report and late items.

- (b) 09/00207/TEMP – Private Gypsy caravan site for four caravans temporary for three years, Land at Heath Road, Bagworth – Mr Paul Finney

On the motion of Mr Bannister, seconded by Mr Crooks it was

RESOLVED – the application be refused for the reasons contained in the officer's report.

- (c) 09/00267/GDOT – Erection of a 12.4m Vodafone Mast with equipment cabinet and associated works, Street verge, Rugby Road, Burbage – Vodafone

Mr Crooks left the meeting at 7.25pm and returned at 7.26pm.

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

RESOLVED – subject to no other significant representations being received the Director of Community and Planning Services be granted powers to refuse planning permission for the reasons outlined in the officer's report.

- (d) 09/00142/LBC – Conversion and adaptation of the existing Grade II Listed Goddard Building to facilitate use as a creative industries centre including associated parking, Atkins Bros Ltd, Lower Bond Street, Hinckley – HBBC and North Warwickshire and Hinckley College

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

RESOLVED – powers be delegated to the Director of Community and Planning Services to refer the application to the Secretary of State following expiry of the consultation period and resolution of matters that may arise, in accordance with Regulation 13 of the Planning (Listed Building and Conservation Areas) Regulations 1990.

- (e) 09/00080/FUL – Erection of Youth Centre and Community facilities including external activity areas and parking, Richmond Park, Richmond Road, Hinckley – Hinckley Club for Young People

It was moved by Mr Sutton, seconded by Mr Crooks and

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

Mr Bray left the meeting at 7.38pm.

- (f) 09/00140/REM – Approval of reserved matters for outline permission 05/00335/OUT, Land Outlands Drive, Hinckley – Jelson Ltd

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

RESOLVED – subject to no further significant objections being raised by the end of the consultation period, the Director of Community and Planning Services be granted powers to issue Planning Permission subject to the conditions contained in the officer's report.

Mr Bill left the meeting at 7.51pm.

- (g) 09/00176/COU – Change of use from class C3 dwelling house to class C2 childrens care home (amended scheme) including alteration to site access, Wiseacre, Leicester Lane, Desford – Keys Childcare Ltd

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

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

Mr Inman left the meeting at 8.20pm.

- (h) 09/00178/FUL – Erection of an agricultural dwelling, Breach Farm, Breach Lane, Earl Shilton – Mr Tony Abbott

Mr Inman returned to the meeting at 8.28pm.

Notwithstanding the officer's recommendation to refuse the application, some Members felt that the application should be approved due to the benefits of the farmer living on-site. It was moved by Mr Sutton and seconded by Mr Ward that the application be approved.

The Director of Community and Planning Services requested that the voting on this motion be recorded in accordance with Council Procedure Rule 18.4. The voting was recorded as follows:

FOR the motion: Mr K Morrell, Mr BE Sutton and Mr R Ward (3)

AGAINST the motion: Mr R Mayne, Mrs M Aldridge, Mr JG Bannister, Mr CW Boothby, Mr JC Bown, Mr WJ Crooks, Mrs A Hall, Mr P Hall, Mr CG Joyce, Mr K Nichols, Mr LJP O'Shea and Mrs BM Witherford (12)

Abstentions: Mr DW Inman (1).

The motion was therefore LOST.

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

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

- (i) 09/00237/FUL – Conversion of Barns into 2 dwellings, Common Farm, Barton Road, Carlton – Mr G Wragg and AR Demolition Ltd

Notwithstanding the officer's recommendation to refuse the application, some Members felt that continuing with the conversion of the barns would enhance the site. It was moved by Mr Sutton and seconded by Mr Morrell that the application be approved.

In accordance with Council Procedure Rule 18.4, the Director of Community and Planning Services requested that voting on this motion be recorded. The vote was taken and recorded as follows:

FOR the motion: Mrs M Aldridge, Mr CW Boothby, Mr WJ Crooks, Mr P Hall, Mr K Morrell, Mr LJP O'Shea, Mr BE Sutton and Mr R Ward (8)

AGAINST the motion: Mr R Mayne, Mr DW Inman, Mr JG Bannister, Mr JC Bown, Mrs A Hall, Mr CG Joyce, Mr K Nichols, Mrs BM Witherford (8).

There being an equal number of votes for and against the motion, in accordance with Council Procedure Rule 18.2 the Chairman exercised his casting vote, and voted against the motion. The motion was therefore LOST.

Voting then took place on the officer's recommendation, with 8 voting for the recommendation and 8 against. Upon the Chairman's casting vote, it was

RESOLVED – subject to no further significant additional objections being raised by the end of the consultation period, the Director of Community and Planning Services be granted powers to refuse the application for the reasons contained in the officer's report.

- (j) 09/00246/TEMP – Temporary Occupational Dwelling at Boarding Kennels, Stanmaur Farm, Breach Lane, Earl Shilton – Mr C Klenk

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

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

Messrs Boothby and O'Shea left the meeting at 9.13pm.

- (k) 09/00255/FUL – Extensions and alterations to dwelling, 81 Florian Way, Hinckley – Mr Chris Jackson

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

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

- (l) 09/00257/COU – Change of Use of part of dwelling to a 6-bedroomed guest house, Odstone Hall, Hall Lane, Odstone

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

RESOLVED – subject to no significant objections being raised by the end of the consultation period, the Director of Community and Planning Services be granted powers to issue Planning Permission subject to the conditions contained in the officer's report.

- APPEALS LODGED AND DETERMINED (P69)

A summary was submitted of appeals lodged and determined since the last meeting.

On the motion of Mr Crooks, seconded by Mr Ward, it was

RESOLVED – the report be noted.

- APPEALS – PROGRESS (P65)

A schedule was submitted indicating the stages that various appeals against planning decisions had reached. In presenting this report, the Director of Community and Planning Services highlighted the Council's much improved performance on planning appeals during 2008/09 which was within the upper quartile when compared with all other planning authorities. It was moved by Mr Nichols, seconded by Mr Crooks and

RESOLVED – the report be noted.

(The meeting closed at 9.25pm)