

HINCKLEY AND BOSWORTH BOROUGH COUNCIL

PLANNING COMMITTEE

24 NOVEMBER 2009 AT 6.35 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, Mr DM Gould, 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 Ms BM Witherford.

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

Officers in attendance: Mr P Béar, Mr N Cox, Mrs T Darke, Miss R Owen, Mr R Palmer, Mr TM Prowse, Mr M Rice and Miss E Shaw.

275 MINUTES (P36)

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

RESOLVED – the minutes of the meeting held on 27 October 2009 be confirmed and signed by the Chairman.

276 DECLARATIONS OF INTEREST

No interests were declared at this stage.

277 DECISIONS DELEGATED AT PREVIOUS MEETING

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

- a) 09/00432/OUT: Refusal had now been issued;
- b) 09/00692/COU: Refusal had now been issued.

278 RATBY VILLAGE DESIGN STATEMENT SUPPLEMENTARY PLANNING DOCUMENT – ADOPTION (P38)

Members gave consideration to the Ratby Village Design Statement SPD and Sustainability Appraisal. The Ward Members for Ratby welcomed the document.

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

RESOLVED – the adoption of the Ratby Village Design Statement SPD be supported.

279 THE BOROUGH OF HINCKLEY AND BOSWORTH (LAND AT THE JUNCTION OF MILL STREET AND MOAT WAY BARWELL) TREE PRESERVATION ORDER 2009 (P39)

Members were presented with a report which outlined the above Order. On the motion of Mr Bown, seconded by Mr Crooks, it was

RESOLVED – the Order be confirmed as made.

280 TOWN AND COUNTRY PLANNING ACT 1990 - APPLICATIONS TO BE DETERMINED (P37)

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) 09/00711/FUL – Erection of 2 dwellings, 81 Kirkby Road, Barwell – Mrs C Holt

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

RESOLVED – the application be approved subject to the conditions contained within the officer's report and a note to applicant requesting that street lighting doesn't intrude on existing dwellings.

- (b) 09/00716/FUL – Demolition of garage and erection of 1 dwelling, Spring Cottage, Main Street, Cadeby – Mr Tim Clinton

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

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

- (c) 09/00735/CONDIT – Variation of condition 3 of Planning Application 02/00401/COU to amend the hours of opening, 7 The Horsefair, Hinckley – Mr Huseyn Altı

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

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

- (d) 09/00749/FUL – Retention of extractor flue pipe, 102 Rugby Road, Hinckley – Mr Jogi Singh

Notwithstanding the officer's recommendation to approve the application, it was MOVED by Mr O'Shea and seconded by Mr Ward that the application be refused due to the impact on the visual amenity of the neighbouring properties.

The Director of Community and Planning Services requested that voting on this motion be recorded. The vote was therefore taken and recorded as follows:

Mr Inman, Mr Bannister, Mr Boothby, Mr Crooks, Mrs Hall, Mr Hall, Mr Joyce, Mr Morrell, Mr Nichols, Mr O'Shea, Mr Sutton, Mr Ward and Mrs Witherford voted FOR the motion (13);

Mr Bown and Mr Gould voted AGAINST the motion (2);

Mr Mayne and Mrs Aldridge abstained from voting.

It was also requested that enforcement action be taken immediately.

The motion was declared CARRIED. It was therefore

RESOLVED – the application be refused on grounds of impact on visual amenity and enforcement action be instigated.

- (e) 09/00767/COU – Change of use of existing dwelling house to place of worship and teaching, day centre, living accommodation and formation of parking area, Stretton House, Watling Street, Burbage – Sachkhand Nanak Dham

Mr Bray left the meeting at 7.38pm and returned at 7.40pm.

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

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

Mr Bray left the meeting at 7.50pm.

- (f) 09/00775/FUL – Erection of 2 dwellings with associated garaging and access, Land Adjacent Church Farm House, Church Lane, Cadeby – LT Ensor Settlement

Mr Bray returned at 7.54pm. Mr Bill left the meeting at 7.56pm and returned at 8.00pm.

Notwithstanding the officer's recommendation that the application be approved subject to conditions, Members expressed concern that the properties were very close to the narrow and busy road. It was MOVED by Mrs Hall and seconded by Mr Hall that Members be minded to approve the application but that discussions be held with the applicant with regard to the house on the south side being set back a total of 5m from the road. Upon being put to the vote the motion was CARRIED. It was therefore

RESOLVED – the application be approved subject to the conditions contained in the officer's report and late items and the Director of Community & Planning Services be requested to ask the applicant to set back the abovementioned property.

- (g) 09/00791/FUL – Proposed Farmhouse with associated double garage, Land Adjacent New House Farm, Stapleton Lane, Dadlington – Mrs Anne Morris

It was reported that this application had been withdrawn.

Messrs Bown and Gould left the meeting at 8.10pm.

- (h) 09/00813/COU – Change of use of agricultural land to landing and taking off of microlight aircraft (renewal), Cottage Farm, 2 Cottage Lane, Norton Juxta Twycross – Mr D Corbett

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

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

Messrs Bown and Gould returned at 8.14pm and 8.15pm respectively.

- (i) 09/00840/TEMP – Temporary occupational dwelling, Stanmaur Farm, Breach Lane, Earl Shilton – Mr C Klenk

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

RESOLVED – subject to no significant material observations being received by the end of the consultation period expiring on 25 November 2009, the Director of Community and Planning Services be granted delegated powers to issue a refusal of planning permission for the reasons stated in the officer's report and late items.

- (j) 09/00660/FUL – Residential development for 84 dwellings including provision of open space, new access arrangements and other associated works, Greyhound Stadium, Nutts Lane, Hinckley – Crest Nicholson Operations Ltd

Mr Crooks left the meeting at 8.35pm and returned at 8.37pm. Mr Inman left the meeting at 9.04pm and Mr O'Shea left at 9.08pm. Messrs Inman and O'Shea returned at 9.12pm.

Notwithstanding the officer's recommendation that the decision be delegated to the Director of Community and Planning Services due to there being 15 days remaining to resolve the outstanding issues, some Members were not supportive of the application. It was MOVED by Mr Joyce and seconded by Mr Nichols that the application be refused on all highways grounds contained within the County Council's response.

The Director of Community and Planning Services requested that voting be recorded on this motion. The vote was taken as follows:

Mr Crooks, Mrs Hall, Mr Hall, Mr Joyce, Mr Morrell, Mr Nichols, Mr Sutton and Mrs Witherford voted FOR the motion (8);

Mr Mayne, Mr Inman, Mr Bannister, Mr Boothby, Mr Gould, Mr O'Shea and Mr Ward voted AGAINST the motion (7);

Mrs Aldridge and Mr Bown abstained from voting.

The motion was declared CARRIED. It was therefore

RESOLVED – the application be refused on all highways grounds contained within the County Council's response.

Messrs Boothby and O'Shea left the meeting at 9.23pm. Messrs Bill and Bray left at 9.25pm.

281 APPEALS LODGED AND DETERMINED (P40)

A summary was submitted of appeals lodged and determined since the last meeting. It was moved by Mr Crooks, seconded by Mrs Hall and

RESOLVED – the report be noted.

Mr Bill returned at 9.28pm.

282 APPEALS – PROGRESS (P41)

A schedule was submitted indicating the stages that various appeals against planning decisions had reached. It was moved by Mr Morrell, seconded by Mr Crooks and

RESOLVED – the report be noted.

283 BRIEFING NOTE: FIVE YEAR HOUSING SUPPLY SITUATION AT 1 OCTOBER 2009

Attached to the late items was a briefing note which notified Members of the five year housing supply situation.

RESOLVED – the information received be noted.

(The meeting closed at 9.30pm)