

HINCKLEY AND BOSWORTH BOROUGH COUNCIL

PLANNING COMMITTEE

23 APRIL 2019 AT 6.30 PM

PRESENT: Mr R Ward - Chairman

Mr BE Sutton – Vice-Chairman

Mr MB Cartwright (for Mr DC Bill MBE), Mrs MA Cook, Mrs L Hodgkins, Mr E Hollick, Mr C Ladkin, Mr KWP Lynch, Mr RB Roberts, Mrs H Smith, Mrs MJ Surtees and Ms BM Witherford

Also in attendance: Councillor CW Boothby and Councillor LJP O'Shea JP

Officers in attendance: Rhiannon Hill, Helen Knott, Rebecca Owen, Rob Parkinson and Michael Rice

465 APOLOGIES AND SUBSTITUTIONS

Apologies for absence were submitted on behalf of Councillors Bill, Crooks and Richards with the substitution of Councillor Cartwright for Councillor Bill authorised in accordance with council procedure rule 10.

466 MINUTES

It was moved by Councillor Witherford, seconded by Councillor Sutton and

RESOLVED – the minutes of the meeting held on 19 March be confirmed and signed by the chairman.

467 DECLARATIONS OF INTEREST

No interests were declared.

468 DECISIONS DELEGATED AT PREVIOUS MEETING

Applications 18/01237/FUL and 18/01266/FUL which members were minded to refuse would be brought back to a future meeting – the latter having been subject to an appeal of non-determination and therefore members' decision would only be a recommendation with the final determination being made by the planning inspectorate.

Application 18/01278/FUL which was deferred (and subsequently withdrawn from the agenda for this meeting) would come back to a future meeting following consultation on amended plans.

The decision on application 18/00118/FUL had been issued.

469 19/00177/HOU - TARA HOUSE, BARLESTONE ROAD, BAGWORTH

Application for erection of a detached garage (resubmission of 18/00375/HOU) (retrospective)

It was moved by Councillor Sutton, seconded by Councillor Lynch and

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

470 19/00013/S106 - ST MARTINS CONVENT, HINCKLEY ROAD, STOKE GOLDING

Application for deed of variation to amend section 106 agreement relating to application 10/00358/OUT to provide right to buy for 8, 9, 14, 51 and 53 Convent Drive

It was moved by Councillor Sutton, seconded by Councillor Hollick and

RESOLVED – modifications to the S106 agreement relating to planning permission 10/00358/OUT be refused for the reasons contained in the officer's report.

471 19/00091/FUL - PLOT 50 ALLOTMENT GARDENS, RATBY ROAD, GROBY

Application for erection of a shipping container with associated 1.8m high fence

Notwithstanding the officer's recommendation that permission be refused, some members felt that there was a proven need for the container and that timber cladding and screening could reduce the impact to an acceptable level. It was also felt that, as the site was agricultural land, this was an acceptable use.

Councillor Cartwright, seconded by Councillor Hollick, moved that the container be timber clad and screened with planting and trellis. Following discussion on the motion and the need to ensure that the surrounding hedges continued to provide some natural screening, Councillor Cartwright amended his motion to include delegation of conditions to officers. This amendment was supported by Councillor Hollick. Upon being put to the vote, the motion as amended was CARRIED and it was

RESOLVED –

- (i) Permission be granted subject to conditions including requiring the container to be timber clad and screened;
- (ii) The wording of conditions be delegated to officers.

472 19/00031/FUL - 146 HINCKLEY ROAD, BARWELL

Application for change of use from children's day nursery to a residential care home for children with education facility

Notwithstanding the officer's recommendation that permission be granted, members felt that the proposed use would have a detrimental impact on neighbours contrary to DM10 of the SADMP and that the committee needed to have due regard to the public sector equality duty under section 149 of the Equality Act 2010. It was moved by Councillor Roberts and seconded by Councillor Hollick that the committee be minded to refuse permission for these reasons.

Councillor Roberts along with four other members requested that voting on the motion be recorded. The vote was taken as follows:

Councillors Cartwright, Cook, Hodgkins, Hollick, Ladkin, Lynch, Roberts, Smith, Surtees, Sutton, Witherford and Ward voted FOR the motion (12);

There were no votes against the motion and no abstentions.

The motion was declared CARRIED and it was

RESOLVED – members be minded to refuse permission for the abovementioned reasons and the application be brought back to a future meeting for a decision.

Councillor Roberts left the meeting at 7.44pm.

473 19/00264/S106 - LAND SOUTH OF 26 TO 28, BRITANNIA ROAD, BURBAGE

Application for deed of variation to amend section 106 agreement relating to application 12/00154/FUL to provide right to buy for no 22 Jubilee Way

It was moved by Councillor Sutton, seconded by Councillor Surtees and

RESOLVED – modifications to the S106 agreement relating to planning permission 12/00154/FUL be refused for the reasons contained in the officer's report.

474 18/01278/FUL - 131 LUTTERWORTH ROAD, BURBAGE

Application for erection of detached dwelling and new vehicular access

It was noted that this application had been deferred as the applicant had submitted an amended layout plan to relocate the position of the proposed access. The application would be brought back to a future meeting when re-consultation on the amended plan had taken place.

475 MAJOR PROJECTS UPDATE

Members noted the update on major schemes in the borough.

476 APPEALS PROGRESS

The committee received an update on progress in relation to various appeals. In response to a member's question, it was noted that a decision was still awaited in relation to the appeal for 15 Ratby Road, Groby.

(The Meeting closed at 7.50 pm)

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CHAIRMAN