

PLANNING COMMITTEE

TUESDAY, 13 JANUARY 2015

PRESENT: - Councillors Brian Ford, Abdul Amin, John Ballman, Toby Elliott (Vice-Chair), Colin Lovell (Chair), Teresa Page, Nicky Sewell, Vera Tomlinson, Peter Watts, Nick Martin, Alan Bishop, Paul Baker, Kevin Parry, Eric Shaw and Carol Shelley.

28. Declarations of Interest

Councillor Ballman made a personal and prejudicial interest in respect of application numbered S/RES/14/1289 and took no part in the voting thereon.

29. Minutes

Resolved – That the minutes of the meeting held on 9th December 2014, be confirmed and signed

30. Public Question Time

There were no public questions

31. Determination of Planning and Related Applications

The Committee considered: -

- (a) Applications for permission to develop;
- (b) Recommendations of the Director of Planning Regulatory Services Heritage and Libraries;
- (c) The views of interested persons set out in the report circulated with the Committee Agenda;
- (f) The comments of Councillors Bluh and Watts in respect of application numbered S/14/1683
- (i) The comments of the following interested persons:-

<u>App No.</u>	<u>Name</u>	<u>Address/Organisation</u>
S/14/1683	Gerry Hannon	
	Colin Doubleday	
	Jane Milner-Barry	
	Rev Daphne Hardwick	Christ Church
	Helen Thorne	UCAS
	Linda Kasmaty	
	Carole Bent	Old Town
	Trevor Embling	Beringer Close
	Reginald Hardwick	6 St Margarets Road
	Linda Amis	Beringer Close
S/RES/14/1289	David Walker	Applicant
S/14/445	Paul Fell	

Resolved – (1) (a) That permission be refused in respect of application numbered S/14/1683 for the following reason:

The proposed development is situated in an inappropriate location which is in close proximity to residential properties, gardens and nearby schools and the applicant has failed to provide adequate information to demonstrate to the local planning authority that the proposal will not generate harmful emissions which might cause ill health to local residents. The proposal is therefore contrary to Saved Policy DS6 of the Swindon Borough Local Plan 2011(2006), Policies DE1 and EN7 of the emerging Swindon Borough Local Plan 2026 and therefore contrary to the NPPF

(b) That the Head of Planning, Regulatory Services, Heritage and Libraries, takes such enforcement action as deemed necessary to control unauthorised development at the site

(Councillors voting for the resolution: Ford, Eliot, Lovell, Tomlinson, Martin, Bishop, Parry, Shaw, Amin, Watts, Baker, Shelley and Sewell.
Councillors voting against the resolution: Ballman

(2) That the Head of Planning Regulatory Services Heritage and Libraries be authorised to approve the reserved matters in respect of application numbered S/RES/14/1289 following satisfactory resolution of outstanding matters relating to the internal road layout design, landscaping and the equipped play area.

(3) That permission be granted in respect of application numbered S/14/445 subject to the conditions listed in the Officer's report.

32. Development Briefs: Former Rodbourne Farm North Allotment and Former Even Swindon Infant and Junior School

The Head of Planning Regulatory Services Heritage and Libraries submitted a report seeking approval for a public consultation on the draft Development Briefs for the Former Rodbourne Farm North Allotment site at Barnfield Close, Swindon ('Site 1') and the Former Even Swindon Infant and Junior School site at Rodbourne Road , Swindon ('Site 2').

Resolved – (1) That the publication of the draft Development Briefs for public consultation purposes be approved.

(2) That the Head of Planning, Regulatory Services, Heritage and Libraries be authorised to undertake public consultation with residents and other interested groups/parties, and to report back to this Committee on the representations received with a view to formally approving the Development Briefs, with any revisions as considered necessary, for Development Management purposes.

(3) That the Head of Planning, Regulatory Services, Heritage and Libraries in consultation with the Chair of this Committee, be authorised to make minor typographical and presentational changes to the content of the documents if required.

33. Enforcement of Planning Obligation under Section 106 Agreement

dated 20th December 1995

The Director of Law and Democratic Services submitted a report seeking approval regarding the taking of enforcement action due to failure of Developers to perform outstanding planning obligation under the 'Northern Development Area' section 106 Agreement dated 20th December 1995.

Resolved – That this Committee: (1) Authorises the Director of Law and Democratic Services, in consultation with the Head of Planning Regulatory Services Heritage and Libraries to take any necessary enforcement action, including legal proceedings, either jointly or severally, against Crest Estates Limited and Haydon Development Company Limited ("the Developers") to ensure compliance with the outstanding planning obligation under the section 106 agreement dated 20th December 1995 ("the agreement").

(2) That the costs of undertaking the enforcement and legal action mentioned in (1) above be met from existing Cricklade Railway budget, the details of which are set out at paragraph 5.1 of the Director's report.