

## **PLANNING COMMITTEE**

**TUESDAY, 22 MAY 2012**

PRESENT: - Councillors Steve Allsopp, Paul Baker, John Ballman, Doreen Dart (Vice-Chair), Brian Ford, Colin Lovell (Chair), Nicky Sewell, Abdul Amin, Toby Elliott, Richard Hurley, Nick Martin, Teresa Page, Peter Watts and Keith Williams.

### **141. Declarations of Interest**

Councillor Page made a declaration of interest in respect of application numbered S/TC/12/437. It was non-prejudicial and she spoke and voted on the application. Councillor Watts made a declaration of interest in respect of application numbered S/TC/12/437. He spoke with regard to the application and left the room during the voting thereon.

### **142. Minutes**

Resolved – That the minutes of the meeting held on 17<sup>th</sup> April 2012 be confirmed and signed.

### **143. Public Question Time**

Carole Bent, Marlborough Lane asked how would, if a piece of land is designated as a “Strategic Green Corridor” and is not identified for development, the Planning Officers change the designation of the land.

She asked a further question as to whether there was a term in Planning Law for “perverting the course of justice”

The Chair agreed that Officers would provide a written response to Mrs Bent’s questions.

Brian Cockbill, Stratton, asked whether the Planning Department had considered preserving any of the shells of old buildings in Old Town.

The Head of Planning undertook to provide a written response to Mr Cockbill.

### **144. Determination of Planning and Related Applications**

The Committee considered: -

- (a) Applications for permission to develop;
- (b) Recommendations of the Head of Planning,
- (c) The views of interested persons set out in the report circulated with the Committee Agenda;
- (d) The Additional Information Sheet circulated before the meeting;
- (e) The comments of Councillor Bluh in respect of application numbered S/TIME/11/1272
- (f) The comments of Councillor Bob Wright in respect of application numbered S/LBC/12/246
- (g) The comments of the following interested persons:-

<u>App No.</u>	<u>Name</u>	<u>Address/Organisation</u>
S/TIME/11/1272	Lisa Hawkes Raymond Morse Carole Bent Steve Rosier Kareen Boyd	Swindon Civic Voice Croft Residents Association Old Town Agent Old Town
S/11/461	Peter Mapson Thomas Cuthell Mrs Cuthell Mike Thewell	Agent School Lane Castle Eaton School Lane Castle Eaton Castle Eaton
S/12/93	Gordon Wilson	Liddington Parish Council

Resolved – (1) That permission to develop be granted in respect of the following applications, subject to the conditions listed in the Committee Report, and the Additional Information Sheet circulated before the meeting.

S/12/93 and S/TC/12/437

(2) That, in respect of application numbered S/LBC/12/246; (a) consent be refused for the reasons set out in the Committee report, and (b) the Committee notes and welcomes the statements from the applicant and officers that discussions are taking place to seek an appropriate and acceptable scheme for the important and valuable listed buildings.

However, in the event that these discussions do not progress satisfactorily by the end of the summer, Officers are requested to give consideration to what actions may be necessary, (which may include investigation and surveys that could lead to an urgent works notice) in order to secure the protection of the remaining structure and walls so that they can be protected and secured for incorporation in any future scheme, regardless of when a scheme may come forward.

(3) That, in respect of application numbered S/TIME/11/1272; (a) the Committee would have refused permission had it been in a position to do so, for the reasons set out in the Committee report, as amended below, and (b) the Head of Planning be authorised to finalise the reasons for refusal.

Amended Reason:  
Delete Reason 2

(4) That, in respect of application numbered S/TIME/11/1273; the Committee would have refused permission had it been in a position to do so, for the reasons set out in the Committee report.

(5) That the Head of Planning be authorised to grant planning permission in respect of application numbered S/12/461 subject to the conditions set out in the agenda and any additional or amended conditions as may be appropriate and subject to the applicant entering into a S106 Legal Agreement to secure developer contributions to essential infrastructure. If by the 22nd August 2012 the legal agreement is not completed the application may be refused under officers' delegated authority for the following reason:

Reason:

The applicant has failed to secure the necessary developer contributions required as a direct consequence of the development. As such the proposal is contrary to Policy DP2 of the Wiltshire Structure Plan 2016, Policy DS8 of the Swindon Borough Local Plan 2011 (2006).