

NORTH WARWICKSHIRE BOROUGH COUNCIL

MINUTES OF THE PLANNING AND DEVELOPMENT BOARD

11 April 2011

Present: Councillor Simpson the Chair.

Councillors Davis, L Dirveiks, Lea, Morson, Sherratt, M Stanley, Swann, Sweet, Winter and Wykes

Apologies for absence were received from Councillors Bowden, B Moss and Jenkins.

Councillor Phillips was also in attendance.

Before the commencement of the meeting, Councillors Simpson and Sweet thanked Members and Officers for their support and contribution to the work of the Board over the last four years.

90 **Declarations of Personal or Prejudicial Interests**

Personal interests arising from the membership of Warwickshire County Council of Councillors Lea and Sweet and membership of the various Town/Parish Councils of Councillors Davis (Atherstone), Sherratt (Coleshill) and M Stanley (Polesworth) were deemed to be declared at this meeting.

Councillor Sweet declared a personal and non-prejudicial interest in Minute No 97 (Tree Preservation Order, Baddesley Ensor) and took no part in the discussion or voting thereon.

91 **Planning Applications**

The Head of Development Control submitted a report for the consideration of the Board. Details of correspondence received since the publication of the agenda is attached as a schedule to these minutes.

Resolved:

- a **That, provided the applicant first enters into a Section 106 Agreement as varied to allow the provision and first occupation of 4 affordable dwellings within 2 years (failing which 6 affordable dwellings are to be provided) alongside the unchanged contribution towards open space, Application No 2008/0369 (151 Plank Lane, Water Orton) be approved subject to conditions outlined in Appendix A to the report of the Head of Development Control;**
- b **That consideration of Application No 2009/0420 (Almshouses, Church Lane, Middleton) be deferred for further consultation with the applicant;**

- c That consideration of Application No 2010/0058 (Grimscote Manor, Lichfield Road, Coleshill) be deferred for a site visit;
- d That Application No 2010/0172 (Bridge House, Coleshill Road, Atherstone) be approved subject to the conditions specified in the report of the Head of Development Control; and
- e That Application No 2011/0096 (Land to the rear of 3 Silverbirch Close, Hartshill) be approved subject to the conditions specified in the report of the Head of Development Control.

92 Tree Works to the Rear of 19 Welcome Street, Atherstone

The Assistant Director (Leisure and Community Development) reported on the proposed felling of a tree located within the Atherstone Conservation Area to the rear of 19 Welcome Street, Atherstone and the Board was asked to agree a suggested course of action.

Resolved:

- a That the proposed felling works to be undertaken at the rear of 19 Welcome Street, Atherstone, as detailed in the report and at Appendix A, be noted; and
- b That the matter be referred to the Community and Environment Board for further consideration with a request that a replacement tree or trees be planted elsewhere in the Borough.

93 Consultation Responses - Interim Planning Policy Statement, Design Briefs & Affordable Housing Addendum to SPD

The Assistant Chief Executive and Solicitor to the Council reported on the outcome of the consultation on a number of documents – Interim Planning Policy Statement; Design Briefs for Holly Lane & Britannia Mill; and, Affordable Housing Addendum. The Board was asked to agree a suggested course of action.

Resolved:

- a That the Interim Planning Policy Statement be agreed and adopted by the Executive Board;
- b That the Design Briefs be agreed and adopted; and
- c That the Affordable Housing Addendum be agreed and adopted.

Recommendation to Executive Board

- d That the Interim Planning Policy Statement be agreed and adopted.**

94 Tree Preservation Order Land adjacent to Plank Lane, Water Orton

Having considered the representations received, the Board was invited to consider whether or not to confirm the Tree Preservation Order on land adjacent to Plank Lane, Water Orton.

Resolved:

That the Tree Preservation Order made in respect of 35 individual trees, 5 groups of trees and 2 areas of trees at Plank Lane, Water Orton be confirmed without modification.

95 Exclusion of the Public and Press

Resolved:

That under Section 100A(4) of the Local Government Act 1972, the public and press be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in Schedule 12A to the Act.

96 Breaches of Planning Control

The Head of Development Control reported on a number of alleged breaches of planning control and the Board was asked to agree suggested courses of action.

Resolved:

- a That in respect of Unit 2a, Arley Industrial Estate, Arley the Solicitor to the Council be authorised to issue an Enforcement Notice requiring the cessation of caravan sales from this unit for the reasons given in the report of Head of Development Control and that the compliance period be three months; and**
- b That in the cases of Fillongley Garage, Tamworth Road, Fillongley; The Old Manor House, Old House Lane, Corley; 18 Stoneleigh Close, Hartshill and Lot 1, Burrow Hill Farm, Burrow Hill Lane, Corley, the Council does not consider it expedient to issue enforcement notices against the breaches of planning control. That the Head of Development Control be asked to write to each offender and landowner involved explaining the correct procedures for submitting a planning application and gaining**

planning permission prior to commencing any development work in the future.

97 Tree Preservation Order, Baddesley Ensor

The Board was invited to consider the making of a Tree Preservation Order in respect of a number of mature trees in the garden of The Vicarage, Newlands Road, Baddesley Ensor.

Resolved:

That a Tree Preservation Order be made with immediate effect, in respect of 32 individual trees and 1 group of trees which are located within the grounds of The Vicarage, Newlands Road, Baddesley Ensor for the reasons given in the report of the Head of Development Control, and that any representations received be referred to the Board for it to consider when it decides whether to make the Order permanent.

M Simpson
Chairman

**Planning and Development Board
11 April 2011
Additional Background Papers**

Agenda Item	Application Number	Author	Nature	Date
4/2	2009/0420	G Bancroft	Representation	29/3/11
		P Lawson	Representation	27/3/11
		A Harris	Representation	1/4/11
		D Williets	Representation	31/3/11
		Applicant	E-mail	7/4/11
4/3	2010/0058	Applicant's Solicitor	Representation	1/4/11