

BROMSGROVE DISTRICT COUNCIL

MEETING OF THE PLANNING COMMITTEE

MONDAY, 2ND NOVEMBER 2009
AT 2.00 P.M.

PRESENT: Councillors E. C. Tibby (Chairman), G. N. Denaro (Vice-Chairman), Mrs. J. M. Boswell, R. J. Deeming, Mrs. J. Dyer M.B.E., B. Lewis F.CMI, E. J. Murray, D. L. Pardoe (substituting for Mrs. J. D. Luck), S. R. Peters, C. J. Tidmarsh, P. J. Whittaker and C. J. K. Wilson

Observer: Councillor L. J. Turner

Officers: Mr. D. M. Birch, Mrs. H. L. Plant, Mr. R. Goundry and Mr. A. C. Stephens

76/09 **APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors Miss D. H. Campbell JP and Mrs. J. D. Luck.

77/09 **DECLARATIONS OF INTEREST**

Councillor Mrs. J. Dyer M.B.E. declared a personal interest in planning application reference 09/0680 as she was acquainted with the applicant.

78/09 **MINUTES**

The minutes of the meeting of the Planning Committee held on 12th October 2009 were submitted.

RESOLVED that the minutes be approved as a correct record.

79/09 **08/0675-HLP - RETROSPECTIVE PLANNING APPLICATION FOR THE ERECTION OF LIGHTING ON THE GROUNDS OF MEADOWS FIRST AND PARKSIDE MIDDLE SCHOOL, STOURBRIDGE ROAD, BROMSGROVE - BAM CONSTRUCTION LIMITED**

The Head of Planning and Environment Services confirmed that the applicant had changed its title from HBG Construction to BAM Construction Limited. He also reported the receipt of an email from a local resident expressing concerns about the proposal, as well as an email, report and plan from the applicant's agent. The description of the development was amended to reflect the changes to the proposals and, consequently, a revision to the proposed conditions was also reported.

At the invitation of the Chairman, Mr. C. Platt addressed the Committee and spoke in objection to the proposals, whilst Mr. D. Green spoke in favour of the application.

Consideration was then given to the application which had been recommended for approval by the Head of Planning and Environment Services. However, upon being put to the vote, Members considered that the application should be deferred in order that further negotiations between officers of the Council, the developers and those local residents directly affected by the development take place to discuss the external lighting requirements at the school and to explore alternative lighting solutions for the site.

RESOLVED that consideration of the application be deferred and that, in the meantime, further negotiations between officers of the Council, the developers and those local residents directly affected by the development take place to discuss the external lighting requirements at the school and to explore alternative lighting solutions for the site.

80/09 **09-0680-DK - ERECTION OF 5 DWELLINGS (APPROVAL OF RESERVED MATTERS) - 27 HOLLYWOOD LANE HOLLYWOOD - MR. P. LANE**

The Head of Planning and Environment Services reported the comments of Worcestershire Highways and the Tree Officer. He also reported the receipt of five additional letters, together with a petition signed by seventeen residents objecting to the use of Hollywood Lane for access to the site.

At the invitation of the Chairman, Mr. B. Stokes addressed the Committee and spoke in objection to the proposals, whilst Dr. G. Wynne spoke in favour of the application. Councillor L. J. Turner also addressed the Committee in his capacity as a Ward Councillor for the area in which the application site was located.

Consideration was then given to the application which had been recommended for approval by the Head of Planning and Environment Services. However, upon being put to the vote, Members considered that the application should be deferred in order that further consultations be undertaken with Worcestershire Highways, West Mercia Constabulary and the applicant.

RESOLVED that consideration of the application be deferred and that, in the meantime, further consultation be undertaken with -

- (a) Worcestershire Highways, in respect of the issues relating to the adoption of Hollywood Drive;
- (b) the Crime Risk Manager at West Mercia Constabulary, in respect of the design of the proposals to limit or reduce opportunities for crime and criminal activity; and
- (c) the applicant, in respect of the clarification of issues relating to defensible landscaping and the design of the proposed dwelling

referred to as Plot 5, with particular reference to the first floor windows overlooking dwellings in Douglas Road.

81/09 **APPEAL DECISIONS**

Consideration was given to a report which outlined the decisions of several planning appeals which had been received since the last meeting of the Committee.

Councillor P. J. Whittaker referred to the appeal decision in respect of planning reference 08/0727 relating to proposals at Sheltwood Range, Sheltwood Lane, Tardebigge, Bromsgrove. In particular, he questioned whether the Inspector's decision could be subject to a legal challenge in view of it pre-judging the outcome of the consultation period for Phase 3 of the Regional Spatial Strategy. The Head of Planning and Environment Services replied saying that he would seek the views of the Head of Legal, Equalities and Democratic Services to determine whether to make an application for Judicial Review in this case.

RESOLVED:

- (i) that the report be noted; and
- (ii) that the views of the Head of Legal, Equalities and Democratic Services be sought to determine whether to challenge the Inspector's decision in respect of plan reference 08/0727.

82/09 **LOCAL GOVERNMENT ACT 1972**

RESOLVED that under Section 100 I of the Local Government Act 1972, as amended, the public be excluded from the meeting during the consideration of the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in Part I of Schedule 12A to the Act, as amended, the relevant paragraphs of that part being as set out below, and that it is in the public interest to do so:-

<u>Minute No.</u>	<u>Paragraphs</u>
83/09	2 and 6

83/09 **CONFIDENTIAL MINUTES**

The minutes of the meeting of the Planning Committee held in private session on 12th October 2009 were submitted.

RESOLVED that the minutes be approved as a correct record.

The meeting closed at 3.25 p.m.

Chairman