

NORTH WARWICKSHIRE BOROUGH COUNCIL

MINUTES OF THE PLANNING AND DEVELOPMENT BOARD

17 May 2010

Present: Councillor Simpson in the Chair.

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

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

Councillor Phillips was also in attendance.

1 **Declarations of Personal or Prejudicial Interests**

Personal interests arising from the membership of Warwickshire County Council of Councillor Lea 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.

2 **Planning Applications**

The Head of Development Control submitted a report for the consideration of the Board.

Resolved:

- a **That Application No 2010/007 (Garage Site, Eastlang Road, Fillongley) be approved subject to the conditions specified in the report of the Head of Development Control;**
- b **That subject to the following additional condition Application No 2009/0385 (Manor House Farm, Coleshill Road, Ansley) be approved**

“21 The landscaping scheme shown in the report received on 24 September 2009 and the lake bunding as shown on the approved plans under condition (ii), shall be maintained in accordance with these thereafter.

Reason: In the interests of securing the landscaping improvements in the future.”

- c That consideration of Applications No 2010/0099, 2010/0100, 2009/0580 and 2009/0585 (The Three Tuns, Atherstone) be deferred for a site visit and that the Head of Development Control be asked to arrange a meeting with the applicant;
- d That consideration of Application No 2010/0102 (Birch Coppice) be deferred;
- e That Applications No 2010/0166, 2010/0165 and 2010/0167 (Corley Nurseries, Church Lane, Corley) be approved and varied as set out in the report of the Head of Development Control.

3 The Community Infrastructure Levy and Section 106 Obligations

The Head of Development Control reported on the newly introduced Community Infrastructure Levy (CIL) and highlighted its impact on the future use of Agreements under Section 106 of the 1990 Planning Act.

Resolved:

That the report be noted.

4 85A Long Street, Atherstone

The Chairman reported on an issue in respect of a sign in the window of 85A Long Street, Atherstone and Members were asked to agree a suggested course of action.

Resolved:

That the Assistant Chief Executive and Solicitor to the Council be asked to speak to the tenant to request that the situation is voluntarily corrected.

5 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 by Schedule 12A to the Act.

6 Breaches of Planning Control

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

Resolved:

- a That in respect of Manor House Farm, Coleshill Road, Ansley, the Solicitor to the Council be authorised to issue an Enforcement Notice requiring the removal of the new hardstanding area together with the reinstatement of the land to the south east of the farm buildings at Manor House Farm, Coleshill Road, Ansley and that the compliance period be three months; and**
- b That in respect of 60 St Nicholas Estate, Baddesley Ensor, the Solicitor to the Council be authorised to issue an Enforcement Notice requiring the removal the unauthorised decking area, railing and steps; block and brickwork raised platform, where in excess of 300mm in height and not approved as part of the retrospective planning application for the rear conservatory, reference 2009/0360, dated 24 September 2009; together with the removal of fencing on the side boundaries where in excess of 2 metres in height at 60 St Nicholas Estate, Baddesley Ensor and that the compliance period be three months.**

7 Proposed Tree Preservation Order 32 Holbeche Crescent, Fillongley

Under Section 100B(4)(b) of the Local Government Act 1972 the Chairman had agreed to urgent consideration of this report by reason of the need to endorse the action taken.

The Head of Development Control reported on the making of an emergency Tree Preservation Order in respect of an oak tree in the rear garden of 32 Holbeche Crescent, Fillongley.

Resolved:

That action of the Assistant Chief Executive and Solicitor to the Council, in consultation with the Chairman of the Board, in making a Tree Preservation Order in respect of an oak tree in the rear garden of 32 Holbeche Crescent, Fillongley be agreed.

M Simpson
Chairman