

## **DEVELOPMENT CONTROL COMMITTEE**

**Thursday, 4 February, 2010 at 5.30 p.m.**

**In the Council Chamber at the Council House Walsall**

### **Present**

Councillor M.G. Pitt (**Chairman**)

Councillor Bird (**Vice-Chairman**)

Councillor Ali

Councillor Beeley

Councillor P. Bott

Councillor Carpenter

Councillor Cook

Councillor Douglas-Maul

Councillor Madeley

Councillor McCracken

Councillor Munir

Councillor Robertson

Councillor Rochelle

Councillor Sarohi

Councillor Turner

Councillor Underhill

### 2320/10 **Apologies**

Apologies for non attendance were received on behalf of Councillors Barton, P. Hughes and Harris.

### 2321/10 **Minutes**

Prior to the consideration of the minutes, the Chairman gave an update with regard to the application to swap the taxi rank at Bridge Street. This matter had been considered previously by Committee. He advised Committee that, following further consideration of this matter, the Council's Monitoring Officer had advised that such matters were an Executive function and therefore outside the Committee's remit. The determination of the TRO objections had therefore been referred to the meeting of Cabinet held on 3<sup>rd</sup> February, 2010.

### **Resolved**

That the minutes of the meeting held on 7 January, 2010, a copy having been previously circulated to each member of the Committee, be approved and signed by the Chairman as a correct record subject to Councillor Robertson being included within the list of those in attendance.

2322/10 **Declarations of Interest**

Councillor Sarohi declared a personal interest in item 3 of the Plans List as he had previously attended a meeting at which the matter was discussed. He did not express a view nor take part in those discussions.

Councillor Bott declared a personal interest in item 6 of the Plans List relating to 112 Clarkes Lane, Willenhall, as he was a Board Member of the Housing Group.

Councillor Underhill declared a prejudicial interest in item 6 of the Plans List as she had previously made her view known to some residents and did not feel that she was able to consider the application impartially.

2323/10 **Deputations and Petitions**

A petition was received objecting to daily international planning application reference 10/0018/PT to install new telecommunications apparatus at the junction of Sneyd Lane with Sneyd Hall Road, Bloxwich.

2324/10 **Confirmation of Tree Preservation Order 30 of 2008 on land at S. Jones Container Services Ltd, Anglian Road, Walsall, WS9 8ET**

The report of the Head of Development and Delivery was submitted:-

(see annexed)

**Resolved**

- (i) That Walsall Tree Preservation Order No. 30 of 2008 be confirmed in an unmodified form;
- (ii) That the reason for making the Tree Preservation Order as set out in the report detailed in paragraph 12.1 be supported;
- (iii) That it be noted that no representations had been received in respect of the Tree Preservation Order.

2325/10 **Confirmation of Tree Preservation Order 37 of 2008 on Land at Clothier Street Primary School, Harry Perks Street, Willenhall, WV13 1BN**

The report of the Head of Regeneration – Development and Delivery was submitted:-

(see annexed)

**Resolved**

- (i) That Walsall Tree Preservation Order No. 37 of 2008 be confirmed in an unmodified form;
- (ii) That the reason for making the Tree Preservation Order as set out in the report detailed in paragraph 12.1 be supported;
- (iii) That it be noted that no representations had been received in respect of the Tree Preservation Order.

2326/10 **Confirmation of Tree Preservation Order 51 of 2008 on Land at Stackhouse Drive, Pelsall**

The report of the Head of Regeneration – Development and Delivery was submitted:-

(see annexed)

**Resolved**

- (i) That Walsall Tree Preservation Order No. 51 of 2008 be confirmed in an unmodified form;
- (ii) That the reason for making the Tree Preservation Order as set out in the report detailed in paragraph 1.1 be supported;
- (iii) That it be noted that no representations had been received in respect of the Tree Preservation Order.

2327/10 **Confirmation of Tree Preservation Order 10 of 2009 on 8 Manor Road, Streetly, Sutton Coldfield, B74 3NQ. To revoke Tree Preservation Order 45 of 2008.**

The report of the Head of Regeneration – Development and Delivery was submitted:-

(see annexed)

**Resolved**

- (i) That Walsall Tree Preservation Order No. 10 of 2009 be confirmed in an unmodified form;
- (ii) That the reason for making the Tree Preservation Order as set out in the report detailed in paragraph 12.1 be supported;

- (iii) That it be noted that no representations had been received in respect of the Tree Preservation Order;
- (iv) That Walsall Tree Preservation Order 45 of 2008 be revoked.

2328/10 **Confirmation of Tree Preservation Order 18 of 2009 on Land at former Public House on the corner of Harden Road & Bloxwich Road, Walsall, WS3 2BA**

The report of the Head of Regeneration – Development and Delivery was submitted:-

(see annexed)

**Resolved**

- (i) That Walsall Tree Preservation Order No. 18 of 2009 be confirmed in an unmodified form;
- (ii) That the reason for making the Tree Preservation Order as set out in the report detailed in paragraph 1.1 be supported;
- (iii) That it be noted that no representations had been received in respect of the Tree Preservation Order.

2329/10 **Addition to the List of Buildings of Local Architectural and Historic interest**

The report of the Head of Regeneration, Development and Delivery was submitted:-

(see annexed)

**Resolved**

That the addition of the retained section of Goscote Hospital to the List of Buildings of Local Architectural and Historic Interest (Local List) be approved.

2330/10 **Development Control Performance Update Report**

The report of the Head of Planning and Building Control was submitted:-

(see annexed)

**Resolved**

That the report be noted.

2331/10 **Section 106 3<sup>rd</sup> Quarter Financial Year Report 2009/10**

The report of the Head of Planning and Building Control was submitted:-

(see annexed)

**Resolved**

That the report be noted.

2332/10 **Application List for Permission to Develop**

The application list for permission to develop was submitted together with the supplementary papers and additional information for items already on the plans list:-

(see annexed)

The Committee agreed first to deal with the items on the Agenda where members of the public had previously indicated that they wished to address the Committee. The Chair, at the beginning of each item for which there were speakers advised of the procedure whereby the speaker would have three minutes to speak and then at two minutes they would be reminded that they had a minute left.

Prior to consideration of the Plans List the Chairman reported that the following items had been withdrawn from the Agenda:-

Item No. 4 – 08/1049/FL – change of use to vehicle parking and erection of a fence, creation of footpaths, and laying of a hardstanding at land off Watery Lane, Willenhall, Walsall (extending to r/o 29-45 Holman Close).

Item No. 7 – 08/1704/FL – retrospective application for alterations to extend and raise the roof of the vehicle repair workshop; retention of 3 mobile home caravans at Grasmere, Watery Lane, Willenhall.

2333/10 **Item No. 2 – 09/1669/FL – redesign plots 46-63, 118-121, 125-134 and increase 32 dwellings to 36 (amendment of planning permission 06/1118/FL/W2 at Poppyfields, Leamore Lane, Walsall**

The Planning Officer advised the Committee of the background to the report.

The Committee welcomed Mr. Rowson who spoke in support of the application.

The Committee proceeded to discuss the application in detail.

Members considered the application and Councillor Pitt **moved** and it was duly **seconded** by Councillor Bird:-

That planning application no. 09/1669/FL be approved subject to the conditions as contained in the report now submitted and an authorised Deed of Variation.

The motion, having been put to the vote, was declared **carried**; with Members voting unanimously in favour of granting planning permission.

### **Resolved**

That planning application no. 09/1 669/FL be approved subject to the conditions as contained in the report now submitted and an authorised Deed of Variation.

2334/10 **Item No. 3 – 08/0163/OL – outline application for residential development of up to 310 dwellings (access and scale to be considered) at land at former Caparo Works, between the Wyrley and Essington Canal, Miner Street, Green Street and Old Birchills, Walsall**

The Planning Officer advised the Committee of the background to the report and drew Members attention to the additional information as contained within the supplementary paper circulated at the meeting.

The Committee welcomed Mr. Williams who spoke in support of the application.

The Committee proceeded to discuss the application in detail.

Members considered the application and Councillor Pitt **moved** and it was duly **seconded** by Councillor Bird:-

That planning application no. **08/0163/OL** be approved subject to the conditions as contained in the report and supplementary paper now submitted, with the exclusion of recommendation 25, and a Planning Obligation.

The motion, having been put to the vote, was declared **carried**; with Members voting unanimously in favour of granting planning permission.

### **Resolved**

That planning application no. **08/0163/OL** be approved subject to the conditions as contained in the report and supplementary paper now submitted, with the exclusion of recommendation 25, and a Planning Obligation.

2335/10 **Item No. 6 – 09/1603/FL – change of use to A% hot food takeaway and erection of a brick built chimney to conceal extraction duct at 112 Clarkes Lane, Willenhall**

***Councillor Underhill having declared a prejudicial interest in this item, left the meeting during deliberation, did not take part or vote.***

***Councillor Madeley, having left the room during deliberation of this item, did not take part or vote.***

The Planning Officer advised the Committee of the background to the report and drew Members attention to the additional information as contained in the supplementary paper now submitted.

The Committee welcomed Councillor Creaney who spoke in support of the application.

Members considered the application and Councillor Pitt **moved** and it was duly **seconded** by Councillor Bird:-

That planning application no. **09/1603/FL** be approved subject to the conditions as contained in the report now submitted.

The motion, having been put to the vote, was declared **carried**; with Members voting unanimously in favour of granting planning permission.

### **Resolved**

That planning application no. **09/1603/FL** be approved subject to the conditions as contained in the report now submitted.

2336/10 **Item No. 1 – 09/0753/RM – residential development 141 dwellings and associated works – phase 3 of on-going development at St Margarets Hospital, Queslett Road, Walsall**

The Planning Officer advised the Committee of the background to the report and referred Members to the additional information as contained within the supplementary paper now submitted.

Members considered the application and Councillor Pitt **moved** and it was duly **seconded** by Councillor McCracken:-

That planning application no. **09/0753/RM** be approved subject to the conditions as contained in the report and supplementary paper now submitted.

**Resolved**

That planning application no. **09/0753/RM** be approved subject to the conditions as contained in the report and supplementary paper now submitted.

2337/10 **Item No. 5 – 09/1231/OL – outline application for removal of existing caravan & extensions and construction of one three bedroom bungalow, access only to be considered at 34 Gould Firm Lane, Aldridge, Walsall, WS9 0LX**

**Resolved**

That planning application 09/1231/OL be refused for the reasons as set out in the report now submitted.

2338/10 **Item No. 8 – 09/1369/FL – proposed first storey extension at the side at 49 Segundo Road, Walsall, WS5 4QD**

**Resolved**

That planning application 09/1369/FL be approved subject to the conditions as contained in the report now submitted.

2339/10 **Item No. 9 – 09/1590/FL – single storey front, side and rear extensions at 17 Ravensbourne Grove, Willenhall**

**Resolved**

That planning application 09/1590/FL be approved subject to the conditions as contained in the report now submitted.



2340/10 **Item No. 10 – 09/1446/FL – installation of 5m high art sculpture on concrete canal edge pilings at Walsall Wood Canal Bridge, Lower High Street, Walsall Wood**

**Resolved**

That planning application 09/1446/FL be approved subject to no new information raising new material issues being received and a further condition to show the exact location of the sculpture.

***Councillor Underhill requested that her name be recorded as having voted against the application.***

2341/10 **Item No. 4 – 08/1049/FL – Change of use to vehicle parking and erection of a fence, creation of footpaths and a layer of hardstanding at Land Off Watery Lane, Willenhall, Walsall, (Extending to r/o 29 – 45 Holman Close)**

This item had been withdrawn from the agenda as referred to in Minute 2332/10.

2342/10 **Item No 7 – 08/1704/FL – Retrospective application for alterations to extend and raise the roof of the vehicle repair workshop; retention of 3 mobile home caravans at Grassmere, Watery Lane, Willenhall, WV13 3BS**

This item had been withdrawn from the agenda as referred to in Minute 2332/10.

**Termination of meeting**

There being no further business the meeting terminated at 6.50 p.m.

Signed: .....

Date: .....