

NORTH WARWICKSHIRE BOROUGH COUNCIL

MINUTES OF THE PLANNING AND DEVELOPMENT BOARD

7 March 2022

Present: Councillor Simpson in the Chair

Councillors Bell, T Clews, Dirveiks, Gosling, Hancocks, Hayfield, D Humphreys, M Humphreys, Jarvis, Jordan, Morson, Moss, Parsons, H Phillips and Rose

Apologies for absence were received from Councillors Deakin (Substitute Gosling), Lees (Substitute M Humphreys) and Macdonald (Substitute Jordan)

50 **Disclosable Pecuniary and Non-Pecuniary Interests**

None were declared at the meeting.

51 **Minutes**

The minutes of the meeting of the Planning and Development Board held on 7 February 2022, copies having been previously circulated, were approved as a correct record and signed by the Chairman.

52 **Minutes**

The minutes of the meeting of the Planning Sub-Committee held on 11 February 2022, copies having been previously circulated, were approved as a correct record and signed by the Chairman.

53 **Planning Applications**

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

Resolved:

- a **That in respect of Application No PRE/2021/0214 (Fillongley Cricket Club, Black Hall Lane, Fillongley, Coventry, Warwickshire, CV7 8EG) the Public Path Order be confirmed as set out in the report of the Head of Development Control;**
- b **That Application No PRE/2021/0184 (Arc School, Ansley Lane, Ansley) Public Path Order be confirmed as set out in the report of the Head of Development Control;**

- c That Application No PAP/2021/0562 (Environment Agency Lea Marston Depot, Coton Road, Lea Marston, B76 0DN) be granted subject to the conditions set out in the report of the Head of Development Control;**

[Speaker: Luke Coffey]

- d That Application No PAP/2021/0663 (Land On The North East of J10 M42, Dordon/A5, Polesworth) be noted and that Members considered how a visit to site might be arranged;**

- e That in respect of Application No CON/2022/0006 (Land at Langley bound by Lindridge Road, A38, Walmley Ash Lane, Webster Way, Thimble End Road and Springfield Road, Sutton Coldfield, Birmingham) the recommendation as set out in the report of the Head of Development Control be approved;**

- f That in respect of Application No CON/2022/0005 (Hinckley National Rail Freight Interchange, South of Emesthorpe, between Leicester & Hinckley, Railway and M69) the Council submits an objection to the Secretary of State requesting that he does not grant a Development Consent Order unless he is satisfied with the evidence in respect of the three matters raised in Appendix A, to the report of the Head of Development Control, together with the one raised in this report;**

- g That in respect of Application No PAP/2021/0359 (Land south of Gardners Cottage, Pooley Lane, Polesworth);**

- a) That the Council is minded to support the plans as submitted, but that**
- b) An additional condition is attached to the grant of planning permission reading that no development shall commence on site until a proposed affordable housing scheme has been submitted to and approved in writing by the Local Planning Authority.**
- c) Additionally, the applicant is invited to meet a group of Members as soon as possible in order to discuss the content of that scheme along with a review of the conditions as recommended in the officer's report. That in respect of Application No PAP/2021/0350 (Land South Of Gardeners Cottage, Pooley Lane, Polesworth) the Council is minded to support the application as set out in the recommendation to the report of the Head of Development Control;**

[Speaker: Mark Mann]

- h That in respect of Application No's CON/2022/0010 and CON/2022/0011 (Barwell Sustainable Urban Extension, Land west of Ashby Road Barwell and Earl Shilton Sustainable Urban Extension, Mill Lane, Earl Shilton) the Hinckley and Bosworth Borough Council be informed that this Council has no comments to make in respect of these proposals unless the Board considers otherwise.**

54 Infrastructure Funding Statement 2021

The head of Development Control reported on the current position in respect of the contributions made to the Council within Section 106 Agreements.

Resolved:

That the Statement be published.

Recommendation to Council

That the s106 group be re-constituted and new membership be agreed by the Chairman, Opposition Spokesperson and Councillor Rose.

55 Water Orton Conservation Area boundary extension

The Chief Executive sought the authority to consult on an extension to the Water Orton Conservation Area and, if there are no representation made during the consultation process, ask that it be approved.

Resolved:

- a That Members approve for consultation the draft boundary extension to the Water Orton Conservation Area boundary;**
- b That a Draft Appraisal be approved for consultation by the Chairman, Opposition Spokesperson and local Ward Members;**
- c That a consultation be carried out and any representations brought back to Board for consideration; and**
- d That, if in the event of there being no representations, the extension to the Water Orton Conservation Area Boundary be approved.**

56 Submission of Water Orton Neighbourhood Plan for Referendum

The Chief Executive informed Members of the progress of the Water Orton Neighbourhood Plan and sought approval for a formal referendum, in accordance with section 16 of the Neighbourhood Planning (General) Regulations 2012, to be carried out.

Resolved:

That the Water Orton Neighbourhood Plan be taken forward to referendum.

57 HS2 Bromford Tunnel Portal Update

On 4 October 2021 Members considered a report concerning the Bromford Tunnel and the Bromford Tunnel Portal. The report set out the changes to the scheme to extend a tunnel, the legal advice that the Council had received in respect of the lawfulness of those changes and suggested an approach to addressing the matter of planning enforcement for the works deemed to be unauthorised. Members deemed that it was not, at that time, expedient to commence enforcement action. It resolved to keep the matter under review and that it would receive future reports on the matter as developments occurred.

The Head of Development Control set out the up to date position and detailed changes in circumstance. The report identified matters for consideration in re-examining the expediency of taking enforcement action.

Resolved:

- a That Members noted the report and concluded that, the issue of formal enforcement action be kept under review; and**
- b That delegated authority to initiate appropriate formal enforcement action is given to the Chief Executive, in consultation with the Chair, Opposition Spokesman, Councillor Rose and Local Ward Members.**

58 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 item of business, on the grounds that it involves the

likely disclosure of exempt information as defined by Schedule 12A to the Act.

59 Land at New Arley

The Head of Development Control brought Members up to date with recent developments.

Resolved:

That recommendations (a) to (e), as set out in the report of the Head of Development, be approved.

60 Land at Kingsbury

The Head of Development Control brought Members up to date with recent developments.

Resolved:

That the report be noted and that the need for any further action be reviewed in light of further site inspections that will occur after publication of the report.

61 Confidential Minutes of the Planning and Development Board meeting held on 7 February 2022

That the confidential minutes of the Planning and Development Board meeting held on 7 February 2022 were received and noted.

62 Confidential Minutes of the Planning Sub-Committee meeting held on 7 February 2022

That the confidential minutes of the Planning Sub-Committee meeting held on 11 February 2022 were received and noted.

Councillor Simpson
Chairman