



Devizes Town Council

www.devizes-tc.gov.uk

PLANNING COMMITTEE

You are summonsed to attend a meeting of the Planning Committee at the following, place and date.

Date: 15 November 2016

Time: Immediately following

Venue: Council Chamber, Town Hall, St John's Street, Devizes

Enquiries: Town Hall - Tel: 01380 722160

Mayor: Councillor Mrs Burton

Chairman: Councillor Carter

Councillors:	Mrs Bridewell	Mrs Burton	Carter
	Corbett	East	Evans
	Mrs Evans	Geddes	Giraud-Saunders
	Hopkins	Johnson	Nash
	Ody	Parker	Mrs Rose
	Wooldridge		

AGENDA

1. MINUTES

To approve as a correct record and authorise the Chairman to sign the minutes of the meeting held on 1 November 2016 and which have been circulated alongside the agenda.

2. APOLOGIES FOR ABSENCE

3. DISCLOSURE(S) OF INTEREST

To receive any disclosure(s) of interest by a Councillor or an officer in matters to be considered at this meeting, in accordance with provisions of Sections 94 or 117 of the Local Government Act 1972 or the National Code of Local Government Conduct.

4. PUBLIC PARTICIPATION

At the Chairman's discretion, members of the public attending the meeting will be allowed to ask questions, make a statement or address the Council upon a matter of concern to that person which is relevant to the Council. A time limit of 5 minutes per person will be permitted, but this may be extended at the Chairman's discretion and a maximum period of 20 minutes has been allocated by the Council for this item of business.

5. FOR DECISION – WILTSHIRE COUNCIL'S NOTICE OF PLANNING APPLICATIONS FOR CONSIDERATION

Details of Planning Applications for Consideration are attached (doc 5/1).

Members wishing to make enquiries about any of the applications listed or inspect plans before the meeting are advised to do so on line at Wiltshire Council.

6. REPORT FOR INFORMATION – WILTSHIRE COUNCIL'S NOTICE OF PLANS GRANTED OR REFUSED

Attached (doc 6/1) a list of plans granted, refused or withdrawn.

7. REPORT FOR INFORMATION – APPLICATION FOR TEMPORARY ROAD CLOSURE

Devizes Town Council have applied, on behalf of Long Street and St John's Street Traders, for a temporary road closure for their Christmas retail event on Saturday 17 December from 9am to 7pm. Details are attached (doc 7/1- 7/2)

8. REPORT FOR DECISION – LETTER FROM COUNCILLOR PHILIP WHITEHEAD

Recommendation

That the Committee receives and noted a letter received from Councillor Whitehead,

Purpose of the Report

To receive and note a letter from Councillor Whitehead, Cabinet member for Highways and Transport.

Background

Following this committee's decision to remove the planters in Rotherstone, officers have received the attached letter from Councillor Philip Whitehead setting out his objection to the proposal (Doc 8/1).

Officers have acknowledged receipt of the letter but have not responded to any statements contained within it. The letter does not seek a response from the Committee.

Options Considered

The committee are only obliged to receive and note the letter, however the committee needs to consider if it wishes to respond to any of the statements made.

Implications and Risks

Financial and Resource Implications

Officers are unaware of any financial or resource implication for the Council associated with this decision.

Legal Implications and Legislative Powers

The Council will be considering this matter under its General Power of Competence.

Environmental Implications

Officers are unaware of any environmental implication for the Council associated with this decision.

Risk Assessment

Officers are unaware of any risk implication for the Council associated with this decision.

Crime and Disorder

Officers are not aware of any issues the Council should consider under Section 17 of the Crime and Disorder act 1998.

9. REPORT FOR DECISION – STREET TRADING CONSENT APPLICATION FOR THE BRITTOX

Recommendation

That the committee considers an application for a Street Trading Consent in The Brittox made to Wiltshire Council and provide its comment on the suitability of the application.

Purpose of the Report

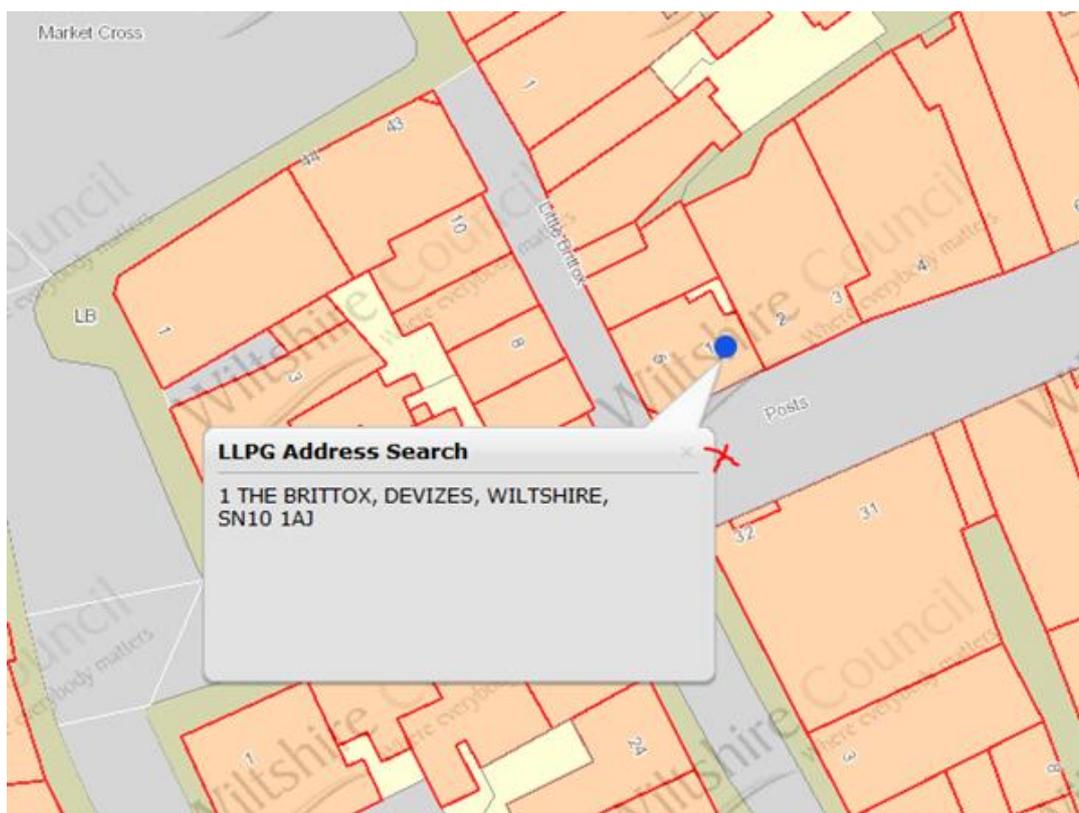
To provide the Town Council with an opportunity to comment on the latest street trading licence application for The Brittox.

Background

Wiltshire Council have received an application in the name of U Noodled for the sale of noodles in The Brittox, specifically outside number 1. Trading times are Monday to Friday 11:45 to 19:00 and Saturday 6:45 to 19:00. The stall will consist of 1 Gazebo 3X3 metres.

Officers have asked if the street trader will be cooking the noodles to eat as a take away or if they will be prepacked for preparation by the person buying them. Officers further asked, should the trader be cooking in the street how they will achieve this.

The following response has been received, "*The food will be ready to be eaten there and then, no prep or further cooking will be needed. It will be street food, soup for the cold weather, chicken balls to eat there and then and chicken skewers to be eaten.*" The trader is also asking about access to power or if they can use a generator.



The Town Council are asked to comment on the application and the criteria for determining it are set out in doc 9/1.

Officers have been advised by Wiltshire Council that Mason's Fruit & Veg have surrendered their licence in The Brittox and the flower seller has finished her 12 days of trading but will be returning next year.

Options Considered

The committee needs to decide how it wishes to respond to the consultation on this application for a Street Trading Licence using the criteria for determining applications.

Implications and Risks

Financial and Resource Implications

Officers are unaware of any financial or resource implication for the Council associated with this decision.

Legal Implications and Legislative Powers

The Council will be considering this matter under its General Power of Competence.

Environmental Implications

Officers are unaware of any environmental implication for the Council associated with this decision.

Risk Assessment

Officers are unaware of any risk implication for the Council associated with this decision.

Crime and Disorder

Officers are not aware of any issues the Council should consider under Section 17 of the Crime and Disorder act 1998.

10. REPORT FOR DECISION – PAYPHONES CONSULTATION

Recommendation

To consider a response to the consultation being undertaken by BT regarding the current programme of public payphone removals.

Purpose of the Report

To review the proposals in relation to Devizes and consider a response to the consultation.

Background

There are currently 184 public payphones which have very low usage levels and BT propose to remove them following a full consultation.

BT has also placed consultation notices in the relevant payphone kiosks.

In terms of Devizes, the following payphones are at risk

Location	Number of calls in last 12 months
Potterne Road, Devizes, SN10 5DB	4
London Road, Devizes SN10 2DS	6
Hillworth Road, Devizes SN105HB	12
Mayenne Place, Devizes SN10 1QS1	1
Dunkirk Hill, Devizes SN10 2BG	0

Reasons need to be provided for any objections to the removal of specific phones as a blanket objection is unlikely to carry much weight.

BT have provided some examples of factors that may be relevant (see link to their guidance at bottom of page):

- If there is predominantly privately rented or council housing in the area, this may suggest people on a lower income without access to mobile and fixed telephones and support the view that a public call box should be retained.
- There may be concerns about access to telephones services in areas with particular low population densities.
- The payphone may be sited in an area of particularly poor mobile phone coverage.
- There may be a higher than average need to access emergency services, including breakdown services due to specific local factors for example, the call box is near a known accident black-spot.

BT offers the opportunity for parish councils and registered charities to adopt a kiosk for just £1, thereby protecting the heritage of the community.

Options Considered

The committee needs to consider whether it wishes to make any representations.

Implications & Risks

Financial and Resource Implications

There are no financial or resource implications with regard to the proposal to remove payphones

Legal Implications and Legislative Powers

The Council will be considering this matter under its General Power of Competence.

Environmental Implications

Officers are not aware of any environmental implications associated with this decision.

Risk Assessment

There is a risk that some of the community may be disadvantaged if there is no access to a phone.

Crime and Disorder

Officers are not aware of any issues the Council should consider under Section 17 of the Crime and Disorder act 1998.

11. QUESTION TIME

A short time is allowed at the discretion of the Chairman for councillors to ask questions on matters which are not on the current agenda but which are related to matters which have been previously discussed on an agenda relevant to the committee.

At least 24 hours' notice must be given to officers of the intended question. All other matters should be raised on an agenda and the request should be submitted through the Town Clerk

TOWN CLERK