



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: 6 January 2015

Time: 7.00pm.

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

Enquiries: Town Hall - Tel: 01380 722160

Mayor: Councillor Mrs Bridewell

Chairman: Councillor Giraud-Saunders

Councillors: Brewer

East

Geddes

Nash

Mrs Rose

Mrs Burton

Evans

Hopkins

Ody

Smith

Carter

Mrs Evans

Johnson

Parker

Wooldridge

AGENDA

1. MINUTES

To approve as a correct record and authorise the Chairman to sign the minutes of the meeting held on 18 December 2014 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

There are no plans granted, refused or withdrawn.

7. REPORT FOR INFORMATION - WILTSHIRE COMMUNITY INFRASTRUCTURE LEVY EXAMINATION AND FURTHER CONSULTATION

Wiltshire Council has written to about the next steps in the preparation of Wiltshire's Community Infrastructure Levy - a tariff system that allows local authorities to raise funds from developers to contribute towards the funding of infrastructure to support growth.

On 27th and 28th January 2015, the Community Infrastructure Levy (CIL) Examination hearing sessions will take place at the Civic Centre, Trowbridge, starting at 10am. Prior to this, following direction from the appointed CIL Examiner Mr Philip Staddon, Wiltshire Council is consulting on a further modification to the Wiltshire CIL Draft Charging Schedule for a four week period, as set out below.

information about the hearing sessions and the appointed CIL Examiner are available on the Wiltshire Council's website at www.wiltshire.gov.uk/communityinfrastructurelevy.

The CIL examiner will decide how the examination hearing sessions are to be conducted, including the amount of time to be allowed for the hearing of representations. The examiner may refuse to allow

representations to be made at the hearing sessions if the examiner considers that the representations are irrelevant, frivolous, vexatious or repetitious.

The CIL Draft Charging Schedule, Further Statement of Modifications and Information on how to make comments were published on 22 December 2014 on the Wiltshire Council website at www.wiltshire.gov.uk/communityinfrastructurelevy.

We as a Town Council can request the right to be heard by the examiner in relation to this modification and therefore this request must be made in writing to Wiltshire Council by midnight, Wednesday 21 January 2015. We are advised that anyone request to be heard should indicate whether we support or oppose the modification and explain why.

We are further advised that the right to be heard at this stage of the process applies only in relation to the modification being consulted on.

All comments received and a copy of each request to be heard in relation to this modification will be forwarded to the examiner. Requests to be heard may be withdrawn at any time before the opening of the examination by giving notice in writing to Wiltshire Council.

8. REPORT FOR INFORMATION – TEMPORARY CLOSURE OF B3101 MARSH LANE (PART), ROWDE

Attached is notice from Wiltshire Council for temporary road closure to enable carriageway drainage/resurfacing and associated works (doc 8/1).

9. REPORT FOR DECISION – VARIATION OF A PREMISES LICENCE – CENTRAL STORES, 47 HILLWORTH ROAD, DEVIZES

Recommendation

To reconsider the licence variation for Hillworth Stores, and decide if the Committee is prepared to offer a compromise to offset the need for the application needing to go to a licensing hearing.

Purpose of the Report

To decide if the Council is prepared to offer a compromise start time for the sale of Alcohol at Hillworth Stores.

Background

At its meeting on the 2nd of December, the committee considers and application by Hillworth Stores to extend the sale of alcohol hours to 05:30 – 23:00 hrs (off sales only). The current hours are Monday to Saturday 08:00-23:00, Sunday 10:00-22:30. After considering the application, it was resolved that the Committee feel that the existing

'off' sales selling hours is sufficient and there is no need to extend them. This decision was passed on to the Wiltshire Council's licensing department.

Officers have been subsequently advised by the licensing department that as they have received an objection to the licence application from the Town Council there will need to be a licensing hearing, unless a compromise can be reached as the applicant has indicated they would be prepared to find a middle ground if the Town Council would put one forward.

No other objections were made to the licence application.

In discussions between town Council officers and licensing officer, it was determined that the store opens at about 6am, however this is often a little flexible. It was also advised that in licensing guidance licensing officers should grant off licence hours in line with store opening hours unless it doing so could produce one of the licensing objectives. In Making the Town Council's objection it was felt that the early start could encourage patrons of late night licences premises to migrate from the town centre to a residential area to continue drinking, which could prove to be a nuisance.

Options Considered

The committee need to decide they wish to put forward a compromise licensing start time and if so, what that would be.

Furthermore the committee needs to decide which member will represent the Town Council at the hearing should it not wish to compromise on its original resolution or it is not acceptable to the applicant. For the committee information, the hearing is likely be week commencing the 12 January and Councillor Ody proposed the original town council recommendation.

Implications & Risks

Financial and Resource Implications

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

Risk Assessment

Officers are not aware of any risks 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 INFORMATION – TEMPORARY ROAD CLOSURE OF KINGSLEY ROAD, DEVIZES

Wiltshire Council will be closing a section of Kingsley Road to all traffic in the interests of public safety (doc 10/1).

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