



Devizes Town Council

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PLANNING COMMITTEE

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

Date: 12 MAY 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: Mrs Burton
East
Geddes
Nash
Mrs Rose

Carter
Evans
Hopkins
Ody
Smith

Corbett
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 28 April 2015 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Attached (doc 6/1) a list of plans granted, refused or withdrawn.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 DECISION – REPLACEMENT TOWN CENTRE LITTER BINS

Recommendation

The committee are asked to guide officers on their wishes for the installation timetable for the replacement of litterbins in the Brittox.

Purpose of the Report

To review issues set out in the report and decide if the installation of new bins in the Brittox should be delayed until such time that Wiltshire Council can fully explain their change in policy for the replacement of street furniture in Devizes.

Background

Following a decision by this committee on 28 April to fund the replacement of bins in the Brittox, before placing the order officers sought confirmation from Wiltshire Council that they would continue to empty them as previously advised they would, currently no formal response to that request has been received.

Since the meeting, Wiltshire Council has held an informal meeting with parish councils to explain some of the costs they will be cutting in the current financial year.

One of those costs is the ceasing of litter collection from bins no longer owned by Wiltshire Council as well as confirming that if Wiltshire Council decide that it is necessary to remove a bin as it is no longer serviceable they will not replace it. The consequences of this decision is that the bins the Town Council is planning to place in the Brittox will not be emptied under the Wiltshire Council contract.

Unfortunately the full extent of the policy to which these arrangements will apply, as yet have not been written there is still a lack of clarity around the arrangements.

Officers are advised that a formal briefing will be provided shortly and Mr Adrian Hampton, a senior officers at Wiltshire Council has agreed to attend a future meeting of this Council to fully brief members once the policy has been agreed.

Options Considered

The Committee needs to decide if they wish to defer the installation of litterbins in the Brittox until more information is available or to go ahead with the installation and set up a programme of emptying on the basis that Wiltshire Council will not take these bins on.

Implications & Risks

Financial and Resource Implications

Should the Council decide to go ahead with the installation of new bins in the Brittox, they would be added to the Town Council's existing bin collection commitments around the Town Centre as well as additional refuse disposal costs.

Legal Implications and Legislative Powers

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

Environmental Implications

Whilst there are environmental implications around the collection and removal of waste, these are issues that Wiltshire Council need to deal with primarily, however the Town Council may choose to provide a top up service.

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.

8. REPORT FOR DECISION – REPORT FOR INFORMATION – INDEPENDENT EXAMINATION OF THE DRAFT DEVIZES AREA NEIGHBOURHOOD PLAN

Recommendation

That the committee notes receipt of the Independent Examiners report and agrees its contents, asking the Neighbourhood Plan Steering Group to make the necessary amendments to the plan.

Purpose of the Report

To agree the Inspectors recommended changes to the Neighbourhood Plan to ensure that it is compliant with both legislation and good planning governance.

Background

The independent examination of the Devizes Area Neighbourhood Plan has been completed by Mr John R Mattocks and he has produced his final report dated May 2015 and this has been circulated alongside the agenda.

The report contains 12 recommendations for change to ensure that it is compliant with both legislation and good planning governance. As the Qualifying Body, the Town Council needs to note the report and decide if it accepts the recommendation.

In his summary on page 33 of the plan Mr Mattock concludes “that the plan, subject to the modifications recommended in his report, meets the basic conditions as set out in Schedule 4B to the Town and County Planning Act 1990 (as amended), does not breach and is otherwise compatible EU obligations and is compatible with Conventions Rights and as such can be submitted to a referendum”.

He further recommends that the referendum include the parishes of Rowde & Potterne.

The next stage is for Wiltshire Council to formally agree the changes, which will be the trigger for the plan to go forward to referendum.

Options Considered

The committee needs to decide if it accepts all the recommendations.

Implications and Risks

Financial and Resource Implications

Officers are unaware of any finance and 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. 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