



# Devizes Town Council

[www.devizes-tc.gov.uk](http://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: Tuesday, 2<sup>nd</sup> August 2022

Time: 7pm

Place: Cheese Hall, The Town Hall, St John's Street, Devizes

Enquiries: Tel: 01380 723333

Chairman: Deputy Mayor, Councillor Stevens

Mayor: Councillor Corbett

Councillors:	Bridewell	Britten	Brown
	Burton	East	Gay
	Geddes	Giraud-Saunders	Greenwood
	Hopkins	Hoult	Hunter
	Nash	Oliver	Ormerod
	Pennington	Rose	Wallis
	Wooldridge		

## **AGENDA**

### **1. MINUTES**

To approve as a correct record and authorise the Chairman to sign the minutes of the meeting held on 19<sup>th</sup> July 2022 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. REPORT FOR DECISION – 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Attached ([doc 6/1](#)) a list of plans granted, refused or withdrawn.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 – PREMISES LICENCE APPLICATION, 40 The Market Place**

**Recommendation**

That the committee reviews the premises licence application for EstaAqui, 40 The Market Place and provides relevant comments to the licensing officers.

**Purpose of the Report**

To provide an opportunity for the Town Council to comment on a premises licence application for EstaAqui, 40 The Market Place.

**Background**

The Town Council is being consulted on a premises licence application for 40 The Market Place. The application is for:

- Section E - Unamplified live music between 08:30 and midnight daily (extended by one hour during the Carnival, August bank holiday weekend, Christmas Eve and New Year's Eve)
- Section F - Amplified background music for restaurant between 08:30 and midnight daily (extended by one hour during the Carnival, August bank holiday weekend, Christmas Eve and New Year's Eve)

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- Section G - Unamplified flamenco dancing between 08:30 and midnight daily (extended by one hour during the Carnival, August bank holiday weekend, Christmas Eve and New Year's Eve)
- Section I - Late night refreshment between 08:30 and 01:00 daily (with time variations during the Carnival, August bank holiday weekend, Christmas Eve and New Year's Eve)
- Section J - Supply of alcohol between 08:30 and midnight daily
- Section K - Premises to be open to the public between 07:00 and midnight daily (with time variations on Christmas Eve and New Year's Eve).

A full copy of the application form has been circulated for elected members' information.

### **Options Considered**

The committee needs to determine if there are any grounds to object to the application or if, under a test of reasonableness, changes to the application should be requested.

### **Implications & 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 not aware of any environmental implication 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.

## 8. REPORT FOR DECISION – EVENT PARKING REVIEW

### **Recommendation**

That the committee decides if it wishes to respond to the Wiltshire Council Event Parking Review which is currently underway.

### **Purpose of the Report**

For the committee to decide if it wishes to make further representation to Wiltshire Council on the issues of free event parking.

### **Background**

As part of Wiltshire Council's budget setting process for 2022/23, and following consultation, it was decided to charge all users of their car parking areas a standard rate for events if parking bays were suspended.

Wiltshire Council currently charges up to £20 per bay per day for suspensions, while the cost of a full closure of a parking area is determined by the loss of income for the period required.

Following the implementation of this new parking charges, a number of town councils and event organisers asked for a review of bay suspension charges for organised events for 2023 onwards, which Wiltshire Council are now undertaking.

To help with this review, Wiltshire Council has set up a general survey asking four simple questions .

1. Should Wiltshire Council charge event organisers the standard bay suspension charges?
  - Yes
  - No
2. Should Wiltshire Council charge registered charities a reduced rate (if charities are charged less this will increase the costs to other event organisers)?
  - Yes
  - No
3. Should Wiltshire Council charge community event organisers less than commercial event organisers (and thereby increasing the costs to commercial event organisers)?
  - Yes
  - No

4. Should Wiltshire Council differentiate between large and small events? Please select one option:
- The council should charge a per bay rate only to all users (making it less expensive for smaller events, but increasing the cost to large events)
  - The council should charge event organisers that require more than 50 bays or a whole car park a rate based on income and costs (making it considerably cheaper than a bay rate, but increasing the costs to smaller events)

The issue first came to the Town Council's attention following the rescinding of an agreement for the usual free parking for the Devizes to Westminster Canoe Race over the Easter weekend.

At that time it was agreed that Town Council would support its Unitary Councillors to negotiate the withdrawal of the imposed fees for use of the car parks, but if that were not successful, the Town Council would underwrite the use of the Couch Lane and Wharf car parks at the costs quoted by Wiltshire Council by e-mail to officers, being £389.55.

When considering the matter earlier in the year it was noted by the Town Council that there was a significant anomaly in that if a full car park was not required the cost would be £20 per bay per day, which in most cases is far more than the daily revenue for that space, or if the car park is closed entirely, then the cost is based on the loss of revenue.

For the Devizes to Devizes to Westminster fee parking the anomaly was as follows

- Cost of an Event Space in a non-closed car park - £20.00 per day
- Cost of an Event Space in a closed car park - £1.66 per day

### **Options Considered**

The committee needs to decide if the Town Council wishes to make further representation to Wiltshire Council in relation to the current event parking review.

### **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**

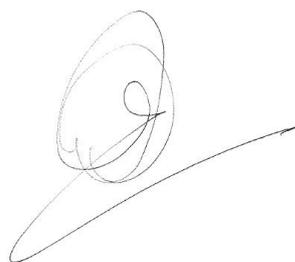
Officers are not aware of any issues the Council should consider under Section 17 of the Crime and Disorder Act 1998.

**9. 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

A handwritten signature in black ink, consisting of several overlapping loops and a long horizontal stroke extending to the right.

**Devizes Town Council**  
**PLANNING COMMITTEE**

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Committee Members :

**DOC5/1**

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DOC5/1 . **PL/2022/00977A** Plot Ref :- Type :- **OUTLINE**  
Applicant Name :- Berkeley Strategic Land Ltd Date Received :- 20/07/2022  
Parish :- Urchfont, B/Cannings Date Returned :-  
Location :- Land N/Horton Rd, Agent  
S/London Rd  
W of Wellington Drive  
Devizes  
Proposals :- Outline planning permission with all matters reserved except  
access for up to 30,000 sqm of use class B2, B8 and E, with  
landscaping and associated infrastructure - AMENDED  
PLANS/ADDITIONAL INFORMATION

Observations :-

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DOC5/1 . **PL/2022/04546** Plot Ref :- Type :- **ADVERT**  
Applicant Name :- Miss Jo Hindle Date Received :- 13/07/2022  
Parish :- North Date Returned :-  
Location :- 36A The Market Place Agent  
Devizes  
Proposals :- Proposed non-illuminated shop fascias with charity logo

Observations :-

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DOC5/1 . **PL/2022/04615** Plot Ref :- Type :- **LISTED**  
Applicant Name :- Mr Andy Brook Date Received :- 13/07/2022  
Parish :- North Date Returned :-  
Location :- 8 The Brittox Agent  
Devizes  
Proposals :- Existing Clarks site to be updated with the new branding colour  
and logo - 1no non-illuminated fascia and 1no non-illuminated  
projector sign. Shop front to be painted black and soffit to be  
painted white.

Observations :-

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DOC5/1 . **PL/2022/04779** Plot Ref :- Type :- **FULL**  
Applicant Name :- Mrs Michelle Field Date Received :- 19/07/2022  
Parish :- North Date Returned :-  
Location :- The Muck & Dunder Agent  
20A The Brittox  
Devizes

Link to Application [PL/2022/00977](#)

Link to Application [PL/2022/04546](#)

Link to Application [PL/2022/04615](#)

Link to Application [PL/2022/04779](#)

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Proposals :- Retrospective permission to erect and install a freestanding timber pergola, with no fixed roof or walls, to the rear outside area of our licensed premises. Warm white festoon lighting will also be included, with some small outside heaters

Observations :-

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DOC5/1 . **PL/2022/04833** Plot Ref :- Type :- LISTED  
 Applicant Name :- Miss Jo Hindle Date Received :- 14/07/2022  
 Parish :- North Date Returned :-  
 Location :- 36A The Market Place Agent  
 Devizes  
 Proposals :- Proposed non-illuminated shop fascias with charity logo  
 Observations :-

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DOC5/1 . **PL/2022/05385** Plot Ref :- Type :- FULL  
 Applicant Name :- Mr Andy Brook Date Received :- 13/07/2022  
 Parish :- North Date Returned :-  
 Location :- 8 The Brittox Agent  
 Devizes  
 Proposals :- Existing Clarks site to be updated with the new branding colour and logo - 1 no non-illuminated fascia and 1 no non-illuminated projector sign. Shop front to be painted black and soffit to be painted white  
 Observations :-

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Link to Application [PL/2022/04833](https://www.wiltshire.gov.uk/planning/2022/04833)

Link to Application [PL/2022/05385](https://www.wiltshire.gov.uk/planning/2022/05385)

Doc 6/1

PLANNING APPLICATIONS WHICH WILTSHIRE COUNCIL HAVE EITHER GRANTED OR REFUSED PLANNING PERMISSION

Reference	Details	Applicant	Devizes Town Council Response	Granted or Refused
PL/2022/03813	Certificate of lawfulness for proposed garden room outbuilding – at Westcott, Wick Lane	Mr & Mrs Rooksby	DTC received no prior notification	Permitted development, 06/07/2022
PL/2022/03846	3x freestanding way-finding/advertisement boards – at Devizes Integrated Care Centre, Marshall	Miss Rebecca Marwood	No objection, 07/06/2022	Granted, 07/07/2022

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	Road			
PL/2022/02887	Creation of community farm & farmhouse, vet practice and local employment complex, creation of internal roads, parking areas, landscaping/wildlife areas, farm track, permissive paths and assoc works – at North Lower Park Farm, Whistley Road, Potterne	Mr Nigel Grist	Supported, 17/05/2022	Withdrawn by applicant 08/07/2022
PL/2022/03852	Demolition of existing garage/store and engineering operations to construct a replacement garage/store with x2no external staircases. Construction of retaining walls. Relocation of air source heat pump – at 48 Folly Road, Roundway	Mr James & Mrs Laura Mayes	No objection, 07/06/2022	Granted, 08/07/2022
PL/2022/04395	T1 conifer – fell; T2 goat willow – pollard; T3 yew – possible 4m reduction to enable extraction of Scots pine root ball from bank – at 41 Long St	Vicky Phillips	No objection, 21/06/2022	Granted, 07/07/2022
PL/2022/01004	Erection of single & 1.5 storey extensions – at Poppy Cottage, Old Park	Mr Robert Slack	Objection 06/03/2022 (overdevelopment, not in keeping). No objection 24/05/2022	Granted, 12/07/2022
PL/2022/01283	Recladding and raising of roof to existing warehouse – at Unit A, The Hatchery, Garden Trading Estate	Mr Robert Tincknell	No objection, 15/03/2022	Granted, 12/07/2022

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PL/2022/03203	Construction of shed/summerhouse within rear garden, with concrete base – at 83 Southbroom Road	Mrs Christine Adams	No objection, 05/07/2022	Granted, 13/07/2022
PL/2022/03052	1x no non-illuminated button sign – at 45 The Market Place	AQP	No objection, 07/06/2022	Granted, 18/07/2022
PL/2022/03973	T1 Cedar – reduce crown height; T2 Cedar – remove small branch – at Tanglewood Cottage, Roundway Park	Sarah Hatfield	No objection, 07/06/2022	Granted, 18/07/2022
PL/2022/03051 and PL/2022/04087	Removal of existing external ATM machines; installation of one new external ATM with new signage above. Replacement of internal machines with alterations to existing stud partition to suit – at 45 The Market Place	HSBC Bank	No objection, 07/06/2022	Granted, 18/07/2022
PL/2022/04211	To install a lift from a ground floor room to a first floor room – at Nursteed House, Nursteed	Mr David Scott	No objection, 05/07/2022	Granted, 19/07/2022
PL/2022/04342	Demolition of existing bungalow and construction of 1x no 2-storey and 3x no 3-storey terraced houses together with detached refuse/recycling storage outbuilding and related external works – at The Isis, London Road	South West Developments	Objection – overdevelopment of the site; being situated close to the boundary; overlooking the adjacent property (Rosemundy Cottage) will cause an unacceptable loss of privacy	Granted, 20/07/2022
PL/2022/04468	Beech tree – remove to ground level – at The Coach House, Castle Grounds	Mr Maxwell Bishop	No objection, 21/06/2022	Granted, 21/07/2022