

**MINUTES of the meeting of Southern Area Planning Sub-Committee held at The Council Chamber, Brockington, 35 Hafod Road, Hereford on Wednesday, 25 June 2008 at 2.00 p.m.**

**Present:** Councillor PGH Cutter (Chairman)  
Councillor MJ Fishley (Vice Chairman)

Councillors: CM Bartrum, H Bramer, BA Durkin, JA Hyde, G Lucas,  
PD Price, RH Smith, DC Taylor and JB Williams

**In attendance:** Councillors TW Hunt, JE Pemberton and RV Stockton

**9. APOLOGIES FOR ABSENCE**

Apologies were received from Councillors AE Gray and JG Jarvis.

**10. DECLARATIONS OF INTEREST**

The following declarations of interest were received:

7. DCSE2008/1120/F - OAK HOUSE NURSERY SCHOOL, BRAMPTON ABBOTTS, ROSS-ON-WYE, HEREFORDSHIRE, HR9 7JD. (Agenda Item 7).

Councillor JA Hyde; Personal; Cabinet Member for Children's Services.

9. DCSW2008/0941/F - LOWER LULHAM FARM, LULHAM, MADLEY, HEREFORD, HEREFORDSHIRE, HR2 9JJ. (Agenda Item 9).

Councillor RH Smith; Personal and Prejudicial.

**11. MINUTES**

**RESOLVED:** That the Minutes of the meeting held on 28 May 2008 be approved as a correct record and signed by the Chairman.

**12. ITEM FOR INFORMATION - APPEALS**

The Sub-Committee noted the Council's current position in respect of planning appeals for the southern area of Herefordshire.

**13. DCSW2008/0282/F - PILGRIM HOTEL, MUCH BIRCH, HEREFORD, HR2 8HJ. (AGENDA ITEM 5)**

*Erection of 4 no. single storey hotel accommodation suites.*

Councillor RH Smith, the local ward member, noted the concerns raised by the neighbouring residents regarding drainage, traffic, and overlooking. He felt that these issues had been addressed thoroughly in the Officer's report and that they could be

resolved through conditions.

**RESOLVED:**

**That planning permission be granted subject to the following conditions:**

**1 A01 (Time limit for commencement (full permission))**

**Reason:** Required to be imposed by Section 91 of the Town and Country Planning Act 1990.

**2 B03 (Amended Plans)**

**Reason:** To ensure the development is carried out in accordance with the amended plans and to comply with the requirements of Policy DR1 of Herefordshire Unitary Development Plan.

**3 C01 (Samples of external materials)**

**Reason:** To ensure that the materials harmonise with the surroundings so as to ensure that the development complies with the requirements of Policy DR1 of Herefordshire Unitary Development Plan.

**4 F30 (Use as holiday accommodation)**

**Reason:** Having regard to Policy H7 of Herefordshire Unitary Development Plan the local planning authority are not prepared to allow the introduction of separate units of residential accommodation in this rural location.

**5 Prior to the commencement of development an Arboricultural Method Statement and Tree Protection Plan shall be submitted to and be approved in writing by the local planning authority. The work shall be carried out in accordance with the approved details.**

**Reason:** To ensure the proper care and maintenance of the trees and to conform with Policy LA5 of Herefordshire Unitary Development Plan.

**6 G02 (Retention of trees and hedgerows)**

**Reason:** To safeguard the amenity of the area and to ensure that the development conforms with Policy DR1 of Herefordshire Unitary Development Plan.

**7 I16 (Restriction of hours during construction)**

**Reason:** To protect the amenity of local residents and to comply with Policy DR13 of Herefordshire Unitary Development Plan.

**8 I18 (Scheme of foul drainage disposal)**

**Reason:** In order to ensure that satisfactory drainage arrangements are provided and to comply with Policy DR4 of Herefordshire Unitary Development Plan.

**9 L01 (Foul/surface water drainage)**

**Reason: To protect the integrity of the public sewerage system and to comply with Policy CF2 of Herefordshire Unitary Development Plan.**

**10 L02 (No surface water to connect to public system)**

**Reason: To prevent hydraulic overloading of the public sewerage system, to protect the health and safety of existing residents and ensure no detriment to the environment so as to comply with Policy CF2 of Herefordshire Unitary Development Plan.**

**11 L03 (No drainage run-off to public system)**

**Reason: To prevent hydraulic overload of the public sewerage system and pollution of the environment so as to comply with Policy CF2 of Herefordshire Unitary Development Plan.**

**Informative(s):**

**1 N19 – Avoidance of doubt – Approved Plans**

**2 N15 – Reason(s) for the Grant of Planning Permission**

**14. DCSE2008/0976/F - ROSELEIGH, OAK ROAD, ROSS-ON-WYE, HEREFORDSHIRE, HR9 7BB (AGENDA ITEM 6)**

*Replacement of dangerous garage/workshop with summerhouse/studio for seasonal use and direct replacement of unstable outbuilding*

In accordance with the criteria for public speaking Miss Davies, representing numbers 6,7, and 8 Brampton Close, spoke in objection to the application.

Councillor CM Bartrum, the Local Ward Member, noted the concerns of the local resident but felt that some of the issues that had been raised were not material planning considerations. He also noted that Ross Town Council had not objected to the application. Following confirmation in respect of the size of the proposed building he moved the recommendation.

The Senior Planning Officer confirmed that the use of the summerhouse would be ancillary to the existing dwelling. He advised members that the summerhouse may be used for music lessons.

The Development Control Manager advised Members that the application only required planning permission due to the location of the site, which fell within an Area of Outstanding Natural Beauty otherwise it could be permitted under permitted development rights.

Members discussed the application and had concerns regarding the possibility of sound emanating from the summerhouse, they also had concerns in respect of the exterior finish of the building. The Legal Practice Manager confirmed that these issues could be addressed with the inclusion of two additional conditions.

**RESOLVED**

**That planning permission be granted subject to the following conditions:**

**1 Within 3 months of the date of this permission the summerhouse/studio and outbuilding shall be painted a colour, details of which shall be**

submitted to and approved in writing by the local planning authority and thereafter maintained.

**Reason:** To protect the visual amenities of the area and to ensure the development complies with policies DR1, H18 and LA1 of the Herefordshire Unitary Development Plan.

- 2 The summerhouse/studio and outbuilding shall be used solely for purposes ancillary to the residential use of the dwellinghouse.

**Reason:** In order to safeguard the character and amenity of the area and to comply with policy H18 of the Herefordshire Unitary Development Plan.

**INFORMATIVES:**

1 N19 - Avoidance of doubt - Approved Plans

2 N15 - Reason(s) for the Grant of Planning Permission

15. **DCSE2008/1120/F - OAK HOUSE NURSERY SCHOOL, BRAMPTON ABBOTTS, ROSS-ON-WYE, HEREFORDSHIRE, HR9 7JD. (AGENDA ITEM 7)**

*Two storey extension to Oak House nursery school comprising a special needs and staff training room at first floor and a baby room at ground floor, plus entrance lobby*

In accordance with the criteria for public speaking Mr Furman, the applicant's agent, spoke in support of the application.

The Senior Planning Officer reported the following:

- Further comments received from Rosemary Knapp on behalf of the village hall committee.
- A further letter of support received from Rosy Phillips, 31 The Gresleys, Ross-on-Wye.

Councillor BA Durkin, the Local Ward Member, advised Members that the applicants ran a very successful nursery. He noted the concerns from local residents in respect of the car parking issues and felt that this situation would deteriorate further if the village hall removed parking rights for staff on two occasions per week as suggested by the village hall committee.

The Area Engineer (Development Control) felt that the applicants should encourage alternative modes of transport for staff and advised Members that this could be promoted through a suitable travel plan.

Members had concerns regarding the proposal from the village hall committee to remove car parking for the nursery. They felt that a site inspection may be beneficial in order to address the parking issues fully. The Local Ward Member requested that a travel plan be drafted prior to Members determining the application and that further consideration be given to the issue of alternative parking arrangements for the nursery.

**RESOLVED:**

**That the determination of the application be deferred pending a site inspection on the following grounds:**

- The setting and surroundings are fundamental to the determination or to the conditions being considered.

**16. DCSW2008/1123/F - GWERNDWR, NEWTON ST. MARGARETS, HEREFORDSHIRE, HR2 0QY. (AGENDA ITEM 8)**

*Erection of general storage building*

The Principal Planning Officer confirmed that amended plans had been received from the applicant.

**RESOLVED**

**That on receipt of suitably amended plans the officers named in the Scheme of Delegation to Officers be authorised to determine the application subject to the following condition and any additional conditions considered necessary by officers:**

1. **The building shall be used for storage for farm implements and vehicles for the benefit of the applicant only, and shall otherwise only be used for purposes ancillary to the dwelling known as Gwerndwr and not for any trade of business.**

**Reason: The local planning authority wish to control the use of the premises in the interest of local amenity and to comply with Policy DR2 of the Herefordshire Unitary Development Plan.**

**Informative(s):**

1. **N19 - Avoidance of doubt - Approved Plans**
2. **N15 - Reason(s) for the Grant of Planning Permission**

**17. DCSW2008/0941/F - LOWER LULHAM FARM, LULHAM, MADLEY, HEREFORD, HEREFORDSHIRE, HR2 9JJ. (AGENDA ITEM 9)**

*Construction of a steel framed building for agricultural/forestry storage*

Councillor DC Taylor, the Local Ward Member, advised Members that 12 people were employed on the farm. He felt that the applicant should be applauded for offering a sustainable product and he felt that the bund would address the concerns raised by local residents.

**RESOLVED**

**That planning permission be granted subject to the following conditions:**

- 1 **A01 (Time limit for commencement (full permission))**

**Reason: Required to be imposed by Section 91 of the Town and Country Planning Act 1990.**

- 2 **B02 (Development in accordance with approved plans and materials)**

**Reason: To ensure adherence to the approved plans and to protect the general character and amenities of the area in accordance with the**

requirements of Policy DR1 of Herefordshire Unitary Development Plan

**3 G02 (Retention of trees and hedgerows)**

**Reason: To safeguard the amenity of the area and to ensure that the development conforms with Policy DR1 of Herefordshire Unitary Development Plan.**

**Informative(s):**

**1 N19 - Avoidance of doubt - Approved Plans**

**2 N15 - Reason(s) for the Grant of Planning Permission**

**18. DCSW2008/1181/F - CHURCH COTTAGE, ALLENSMORE, HEREFORD, HR2 9AQ. (AGENDA ITEM 10)**

*Replacement dwelling and garage*

Councillor MJ Fishley, the Vice-Chairman speaking in her capacity as Local Ward Member, advised Members that the current dwelling had become neglected. She added that she felt the proposed dwelling would improve the site and therefore she was happy to move the recommendation.

**RESOLVED**

**That planning permission be granted subject to the following conditions:**

**1 A01 (Time limit for commencement (full permission))**

**Reason: Required to be imposed by Section 91 of the Town and Country Planning Act 1990.**

**2 B01 (Development in accordance with the approved plans)**

**Reason. To ensure adherence to the approved plans in the interests of a satisfactory form of development and to comply with Policy DR1 of Herefordshire Unitary Development Plan.**

**3 C01 (Samples of external materials)**

**Reason: To ensure that the materials harmonise with the surroundings so as to ensure that the development complies with the requirements of Policy DR1 of Herefordshire Unitary Development Plan**

**4 D05 (Details of external joinery finishes)**

**Reason: To ensure that the work is finished with materials, textures and colours that are appropriate to the safeguarding of the amenity of the locality and to comply with the requirements of Policy DR1 of Herefordshire Unitary Development Plan.**

**5 G02 (Retention of trees and hedgerows)**

**Reason: To safeguard the amenity of the area and to ensure that the development conforms with Policy DR1 of Herefordshire Unitary Development Plan**

**Informative(s):**

- 1 N19 - Avoidance of doubt - Approved Plans**
- 2 N15 - Reason(s) for the Grant of Planning Permission**

The meeting ended at 3.30 p.m.

**CHAIRMAN**