



**PLANNING (DEVELOPMENT CONTROL)  
COMMITTEE**

**A G E N D A**

**Date: Tuesday 6<sup>th</sup> September 2005**

**Time: 6.00 pm**

**Venue: Earl Baldwin Suite, Duke House,  
Clensmore Street, Kidderminster**

## PLANNING (DEVELOPMENT CONTROL) COMMITTEE

### Members of the Committee

Chairman: Councillor S J Williams  
Councillor Mrs M B Aston  
Councillor J-P Campion  
Councillor S J M Clee  
Councillor N J Desmond  
Councillor Mrs H E Dyke  
Councillor Mrs J Fairbrother-Millis  
Councillor P B Harrison  
Councillor M J Hart  
Councillor Mrs S M Hayward

Vice-Chairman: Councillor M A W Hazlewood  
Councillor C D Nicholls  
Councillor Mrs F M Oborski  
Councillor M W Partridge  
Councillor Mrs J L Salter  
Councillor M J Shellie  
Councillor J A Shaw  
Councillor J C Simmonds  
Councillor K J Stokes  
Councillor A D Williams

### Information for Members of the Public:-

**Part I** of the Agenda includes items for discussion in public. You have the right to request to inspect copies of Minutes and reports on this Agenda as well as the background documents used in the preparation of these reports.

An update report is circulated at the meeting. Where members of the public have registered to speak on applications, the running order will be changed so that those applications can be considered first on their respective parts of the agenda. The revised order will be included in the update.

**Part II** of the Agenda (if applicable) deals with items of "Exempt Information" for which it is anticipated that the public may be excluded from the meeting and neither reports nor background papers are open to public inspection.

**Delegation** - All items are presumed to be matters which the Committee has delegated powers to determine. In those instances where delegation will not or is unlikely to apply an appropriate indication will be given at the meeting.

#### Public Speaking

Agenda items involving public speaking will have presentations made in the following order (subject to the discretion of the Chairman):

- Introduction of item by officers;
- Councillors' questions to officers to clarify detail;
- Representations by objector;
- Representations by supporter or applicant (or representative);
- Clarification of any points by officers, as necessary, after each speaker;
- Consideration of application by councillors, including questions to officers

All speakers will be called to the designated area by the Chairman and will have a maximum of 3 minutes to address the Committee.

If you have any queries about this Agenda or require any details of background papers, further documents or information you should contact Mrs Diana Glendenning, Committee Officer, Civic Centre, Stourport-on-Severn. Telephone : 01562-732763 or email [diana.glendenning@wyreforestdc.gov.uk](mailto:diana.glendenning@wyreforestdc.gov.uk).

### DECLARATIONS OF INTEREST - GUIDANCE NOTE

**Code of Conduct** - Members are reminded that under the Code of Conduct it is the responsibility of individual Members to declare any personal or personal and prejudicial interest in any item on this agenda. A Member who declares a personal interest may take part in the meeting and vote, unless the interest is also prejudicial. If the interest is prejudicial, as defined in the Code, the Member must leave the room. However, Members with a prejudicial interest can still participate if a prescribed exception applies or a dispensation has been granted.

**Section 106 of the Local Government Finance Act 1992** - If any Member is two months or more in arrears with a Council Tax payment, they may not vote on any matter which might affect the calculation of the Council Tax, any limitation of it, its administration or related penalties or enforcement.

## **NOTES**

- Councillors, who are not Members of the Planning (Development Control) Committee, but who wish to attend and to make comments on any application on this list or accompanying Agenda, are required to give notice by informing the Chairman, Head of Legal and Democratic Services or Head of Planning, Health and Environment before the meeting.
- Councillors who are interested in the detail of any matter to be considered are invited to consult the files with the relevant Officers to avoid unnecessary debate on such detail at the Meeting.
- Members should familiarise themselves with the location of particular sites of interest to minimise the need for Committee Site Visits.
- Please note if Members wish to have further details of any application appearing on the Schedule or would specifically like a fiche or plans to be displayed to aid the debate, could they please inform the Development Control Section not less than 24 hours before the Meeting.
- Members are respectfully reminded that applications deferred for more information should be kept to a minimum and only brought back to the Committee for determination where the matter cannot be resolved by the Head of Planning and Environment.
- Councillors and members of the public must be aware that in certain circumstances items may be taken out of order and, therefore, no certain advice can be provided about the time at which any item may be considered.
- Any members of the public wishing to make late additional representations should do so in writing or by contacting their Ward Councillor prior to the Meeting.
- For the purposes of the Local Government (Access to Information) Act 1985, unless otherwise stated against a particular report, “background papers” in accordance with Section 110D will always include the case Officer’s written report and any letters or memoranda of representation received (including correspondence from the Highway Authority, Statutory Undertakers and all internal District Council Departments).
- Letters of representation referred to in these reports, together with any other background papers, may be inspected at any time prior to the Meeting, and these papers will be available at the Meeting.
- **Members of the public** should note that any application can be determined in any manner notwithstanding any or no recommendation being made.



# **A G E N D A**

## **PART I**

### **Open to the Press and Public**

#### **1. APOLOGIES FOR ABSENCE**

#### **2. APPOINTMENT OF SUBSTITUTE MEMBERS**

To receive the name of any Councillor who is to act as a substitute, notice of which has been given to the Head of Legal and Democratic Services, together with the name of the Councillor for whom he/she is acting.

#### **3. DECLARATION OF INTERESTS**

In accordance with the Code of Conduct, to invite Members to declare the existence and nature of any personal or personal and prejudicial interests in the following agenda items. Members should indicate the action they will be taking when the item is considered.

Members are also invited to make any declaration in relation to Section 106 of the Local Government Finance Act 1992.

(See guidance note on cover.)

#### **4. MINUTES**

To confirm as a correct record the Minutes of the meeting of the Committee held on Tuesday 12<sup>th</sup> April 2005 (Attached)

#### **5. APPLICATIONS TO BE DETERMINED**

To consider the report of the Development Control Manager on planning and related applications to be determined. (Attached)

#### **6. APPLICATIONS PENDING DECISION**

To receive a schedule of planning and related applications which are pending. (Attached)

#### **7. PLANNING AND RELATED APPEALS**

To receive a schedule showing the position in relation to those planning and related appeals currently being processed and details of the results of appeals recently received. (Attached)

**8. TREE PRESERVATION ORDER NUMBER 291 (2005) LAND AT DRAYTON MILL**

To consider a report from the Development Control Manager (attached) that asks the Committee to determine whether Tree Preservation Order (TPO) No. 291 relating to trees on land at Mill Cottage, Drayton, should be confirmed or not.

**9. AMENDMENT TO SECTION 106 AGREEMENT RELATING TO PROVISION AND MAINTENANCE OF PUBLIC OPEN SPACE AND PLAY AREA WITHIN RESIDENTIAL DEVELOPMENT AT FORMER KIDDERMINSTER COLLEGE SITE, HOO ROAD, KIDDERMINSTER**

To consider a report from the Development Control Manager (attached) that advises Members of a request for a variation to the Section 106 Agreement which seeks to secure the transfer of an area of Public Open Space and a play area to the Council as part of the redevelopment of the former Kidderminster College Site on Hoo Road, Kidderminster.

**PART 2**

**Not open to the Press and Public**

There are no items in this part of the Agenda.