

MINUTES OF A MEETING OF THE PLANNING, TAXI LICENSING & RIGHTS OF WAY COMMITTEE HELD AT HYBRID MEETING - ZOOM - COUNTY HALL ON THURSDAY, 18 AUGUST 2022

PRESENT

County Councillor K Lewis (Chair)

County Councillors G D Jones, T Colbert, D Edwards, L George, H Hulme, P James, G E Jones, C Kenyon-Wade, I McIntosh, G Morgan, E Roderick, R G Thomas and E Vaughan

1.	APOLOGIES
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Apologies for absence were received from County Councillors A Davies, A Jones, G Pugh, J Wilkinson and D H Williams.

2.	MINUTES OF THE PREVIOUS MEETING
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The Chair was authorised to sign as a correct record the minutes of the meeting held on 7 July 2022.

Planning

3.	DECLARATIONS OF INTEREST
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- (a) There were no declarations of interest.
- (b) The Committee noted that no Member requested that a record be made of their membership of a Community Council where discussion had taken place of matters for the consideration of this Committee.
- (c) The Committee noted that no Member (who is a member of the Committee) would be acting as 'local representative' in respect of any application on the agenda.
- (d) The Committee noted that no Member (who is not a member of the Committee) would be speaking as the 'local representative' in respect of any application on the agenda.

4.	PLANNING APPLICATIONS FOR CONSIDERATION BY THE COMMITTEE
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The Committee considered the report of the Head of Property, Planning and Public Protection (copies filed with the signed minutes).

4.1 Updates

The Members confirmed that they had received and had time to read the update circulated the previous day and prior to the meeting.

4.2 22/1288/DEM Croesawdy, New Road, Newtown, SY16 1AS

Grid Ref: E: 310849 N: 291273**Valid Date:** 28/07/22**Community Council:** Newtown and Llanllwchaiarn Town Council**Applicant:** Mr Harry Bowen**Location:** Croesawdy, New Road, Newtown, SY16 1AS**Proposal:** Demolition notification to include all properties, outbuildings, perimeter walls/fencing and any vegetations (including all gardens, shrubbery and trees)**Application Type:** Demolition Notification

The Planning Officer advised that sufficient information had now been received in terms of the method of demolition and the proposed restoration of the site. The update report referred to this and the Planning Officer advised if the Committee was minded to approve the application the recommendation was contained in the update report. The Planning Officer advised that the site notice expires on 25 August, 2022.

In response to a question regarding a visit from CADW, the Planning Officer advised that no information had been received from CADW. The Committee was reminded that it was only considering the method of demolition and the proposed restoration of the site. The issue of whether the building should be listed is a separate matter. In response to questions regarding the protection of the frontage of the building and some interior features the Professional Lead Planning advised that whether the building or any part of it should be saved are all separate issues, which were not for consideration of the Committee. He also advised that even if the building was listed a demolition notice could still be considered.

In response to a question regarding the bat survey the Planning Officer advised that Natural Resources Wales [NRW] had considered the ecological report and had no objections to the proposed demolition.

It was moved and duly seconded to approve the application as recommended by the officer in the update report.

RESOLVED:	Reason for decision:
that prior approval of the Local Authority is not required and that Permitted Development is approved and that the determination of this notification be delegated to the Chair and Vice-Chair of this committee in consultation with the Professional Lead - Planning, to	As officer's recommendation as set out in the update report which is filed with the signed minutes.

allow for the expiration of the site notice to occur.	
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5.	DECISIONS OF THE HEAD OF PROPERTY, PLANNING AND PUBLIC PROTECTION ON DELEGATED APPLICATIONS
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The Committee received for information a list of decisions made by the Head of Property, Planning and Public Protection during the period between 1 July 2022 and 10 August 2022.

Rights of Way

6.	DECLARATIONS OF INTEREST
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County Councillor T Colbert declared that the application site was in his ward.

7.	20-001VG APPLICATION TO REGISTER A NEW TOWN OR VILLAGE GREEN ON LAND AT BRONLLYS - METHOD OF DETERMINING APPLICATION
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The Committee considered the report in respect of an application to register a new Town or Village Green on land at Bronllys. The Professional Lead - Countryside Access & Recreation advised that the Committee was being asked to consider how the application should be determined.

In response to a question the Professional Lead - Countryside Access & Recreation advised that if a town or village green were approved this would have an impact on density of housing on the site. The Solicitor advised that the Committee had a legal duty to consider the village green application. In response to a question regarding the cost of using an Independent Inspector the Professional Lead - Countryside Access & Recreation advised that the cost had to be balanced against the cost of a potential judicial review.

It was moved and duly seconded that the case be referred to an independent Inspector and that once the Inspector's report and recommendation are available, these will be presented to the Committee as a basis on which to determine the application.

RESOLVED:

That application 20-001VG to register a new Town or Village Green on land at Bronllys be referred to an independent Inspector.

8.	21-001VG - APPLICATION TO REGISTER A NEW TOWN OR VILLAGE GREEN ON LAND AT HYSSINGTON, COMMUNITY OF CHURCHSTOKE
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The Committee considered the report in respect of an application to register a new Town or Village Green on land at Hyssington, Community of Churchstoke.

It was moved and duly seconded that the application to register the parcel of land at Hyssington as shown on Notice Plan (21-001VG), be accepted and that the land be formally registered as a Village Green.

RESOLVED

That the application to register the parcel of land at Hyssington as shown on Notice Plan (21-001VG), be accepted and that the land be formally registered as a Village Green.

The Chair thanked Colin Edwards, Solicitor for his legal advice to the Committee over the years and on behalf of the Committee wished him a happy retirement.

County Councillor K Lewis (Chair)