

MINUTES OF A MEETING OF THE PLANNING, TAXI LICENSING & RIGHTS OF WAY COMMITTEE HELD AT COUNCIL CHAMBER, COUNTY HALL - COUNTY HALL ON THURSDAY, 11 APRIL 2019

PRESENT

County Councillor K Lewis (Chair)

County Councillors E M Jones, L V Corfield, L George, H Hulme, H Lewis, I McIntosh, D R Price, P C Pritchard, G Pugh, K S Silk, E Vaughan, J Wilkinson, G I S Williams, J Williams and R Williams

1. APOLOGIES

The Chair welcomed County Councillor P Pritchard who had recently joined the Committee.

Apologies for absence were received from County Councillors M J Jones, F H Jump, K Laurie-Parry, D Selby and D H Williams.

2. MINUTES OF THE PREVIOUS MEETING

The Chair was authorised to sign as a correct record the minutes of the meeting held on 21 March, 2019.

Planning

3. DECLARATIONS OF INTEREST

(a) There were no declarations of interest.

(b) County Councillor L Corfield requested that a record be made of her membership of Forden with Leighton and Trelystan Community Council where discussion had taken place of matters for the consideration of this Committee and in which she took no part.

(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 19/0023/FUL Llanrhaeadr Recreation Ground, Llanrhaeadr-ym-Mochnant, Oswestry, Powys, SY10 0LL

Grid Ref: E: 312842 N: 325878

Valid Date: 21/01/2019

Community Council: Llanrhaeadr-Ym-Mochant Community

Applicant: Huw Williams

Location: Llanrhaeadr Recreation Ground, Llanrhaeadr-ym-Mochnant, Oswestry, Powys, SY10 0LL

Proposal: Erection of two spectator stands

Application Type: Full Application

County Councillor P Pritchard sought clarification on whether his involvement in the Football Association of Wales and The Mid Wales Football League meant he should declare an interest in this application. He advised he had no involvement either, with the applicant or making the rules regarding the provision of stands at clubs. The Solicitor advised that, in light of his comments, Councillor Pritchard could consider the application.

RESOLVED:	Reason for decision:
that the application be granted consent, subject to the conditions set out in the report which is filed with the signed minutes.	As officers recommendation as set out in the report which is filed with the signed minutes.

4.3 19/0105/FUL Severnside, Forden, Welshpool, Powys, SY21 8NH

Grid Ref: E: 321806 N: 302299

Valid Date: 14/02/2019

Community Council: Forden With Leighton & Trelystan Community Council

Applicant: Powys County Council – Strategic Property

Location: Severnside, Forden, Welshpool, Powys, SY21 8NH

Proposal: Erection of an extension to a livestock building

Application Type: Full Application

In response to questions regarding the rights of way, the Acting Professional Lead - Countryside Access & Recreation advised that an application for a rights of way diversion had been made a number of years ago and consultation had been carried out. However, due the backlog of work a legal order had not been made. To support any permitted developments in farmyards applicants are advised that applications for rights of way diversions can be fast tracked if they meet the relevant fees, for this work. She advised that the route of the footpath indicated on the maps before the Committee, were only indicative. As a result, officers would be investigating the actual position of the footpath. In response to comments she advised that if the public were using a permissive route instead of the legal line of the public right of way, this could impose additional liabilities on the landholder.

The Solicitor advised that obstruction of a footpath could be an offence. As rights of way are dealt with under separate legislation, rather than adding a condition to any approval, an informative could be used.

RESOLVED:	Reason for decision:
that the application be granted consent, subject to the conditions set out in the report which is filed with the signed minutes.	As officers recommendation as set out in the report which is filed with the signed minutes.

County Councillor K Silk abstained and stated she did not want the Authority to commit a criminal offence.

County Councillor D Price left the meeting.
County Councillor H Hulme joined the meeting.

4.4 19/0242/DIS Land Adjacent To Southeast of Village Hall, Sarn, Newtown, Powys, SY16 4HQ

Grid Ref: E: 320428 N: 290808

Valid Date: 05/03/2019

Community Council: Kerry Community Council

Applicant: Powys County Council

Location: Land Adjacent To Southeast of Village Hall, Sarn, Newtown, Powys, SY16 4HQ

Proposal: Discharge of condition 7 from planning approval P/2017/1489 in respect of a foul and surface water drainage scheme

Application Type: Discharge of Condition

RESOLVED:	Reason for decision:
that the condition be partially discharged to ensure that the scheme is implemented prior to first use of the dwellings.	As officers recommendation as set out in the report which is filed with the signed minutes.

4.5 19/0493/CLP Welshpool High School, Gallowstree Bank, Welshpool, Powys, SY21 7RE

Grid Ref: E: 323223 N: 308147

Valid Date: 12/03/2019

Community Council: Welshpool Town Council

Applicant: Powys County Council

Location: Welshpool High School, Gallowstree Bank, Welshpool, Powys, SY21 7RE

Proposal: Section 192 application for a lawful development certificate for a proposed development for Welshpool High School sports facility improvement works.

Application Type: Certificate of Lawfulness - Proposed

The Committee noted the Update report.

RESOLVED:	Reason for decision:
that a Certificate of Lawfulness be granted.	As officers recommendation as set out in the report which is filed with the signed minutes.

4.6 19/0456/HDG Llan, Llanbrynmair, Powys, SY19 7DL

Grid Ref: E: 289124 N: 301996

Valid Date: 11/03/2019

Community Council: Llanbrynmair Community Council

Applicant: Powys County Council

Location: Llan, Llanbrynmair, Powys, SY19 7DL

Proposal: Application for hedgerow removal notice

Application Type: Hedgerow Removal Notice

The Committee noted the update report.

RESOLVED:	Reason for decision:
that the application be granted consent.	As officers recommendation as set out in the report which is filed with the signed minutes.

4.7 19/0457/HDG Llan, Llanbrynmair, Powys, SY19 7DL

Grid Ref: E: 289139 N: 301859
Valid Date: 11/03/2019
Community Council: Llanbrynmair Community Council
Applicant: Powys County Council
Location: Llan, Llanbrynmair, Powys, SY19 7DL
Proposal: Application for hedgerow removal notice
Application Type: Hedgerow Removal Notice

The Committee noted the update report.

RESOLVED:	Reason for decision:
that the application be granted consent.	As officers recommendation as set out in the report which is filed with the signed minutes.

4.8 19/0458/HDG Llan, Llanbrynmair, Powys, SY19 7DL

Grid Ref: E: 289124 N: 301996
Valid Date: 11/03/2019
Community Council: Llanbrynmair Community Council
Applicant: Powys County Council
Location: Llan, Llanbrynmair, Powys, SY19 7DL
Proposal: Application for hedgerow removal notice
Application Type: Hedgerow Removal Notice

The Committee noted the update report.

RESOLVED:	Reason for decision:
that the application be granted consent.	As officers recommendation as set out in the report which is filed with the signed minutes.

5.	DECISIONS OF THE HEAD OF REGENERATION AND REGULATORY SERVICES ON DELEGATED APPLICATIONS
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The Committee received for information a list of decisions made by the Head of Regeneration and Regulatory Services during the period between 14 March and 2 April, 2019.

6.	APPEAL AND COST DECISIONS
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The Committee received a copy of the Planning Inspectorate's letter regarding the following appeals:

- 18/0275/CLP - Woodland at the rear of Brookland Hall, Guilsfield, Welshpool, Powys, SY21 9BU - the Committee noted that the Inspector had dismissed the appeal
- P/2017/1048 - Bryn Afal, Tregynon, Newtown, SY16 3EP - the Committee noted that the Inspector had upheld the appeal and that the Inspector had refused the application for an award of costs.

Taxi and other licensing

7.	MINUTES OF TAXI LICENSING SUB-COMMITTEES
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The Chairs presiding at the Taxi Review Panels held on 15 February and 14 March were authorised to sign the minutes as correct records.

County Councillor K Lewis (Chair)