

MINUTES OF A MEETING OF THE DEVELOPMENT CONTROL COMMITTEE HELD AT THE COUNCIL OFFICES, WIGSTON ON THURSDAY 24 APRIL 2014, COMMENCING AT 7.00 P.M.

IN ATTENDANCE:

Councillor L A Bentley – Chair
Councillor Mrs L M Broadley – Vice Chair

Councillors: G A Boulter, F S Broadley, D M Carter, M H Charlesworth, R Eaton, Mrs J M Gore, J Kaufman, Mrs H E Loydall, R E R Morris, Mrs S B Morris, R Thakor (sub)

Officers in Attendance: K Garcha, C Forrett, S Booth, S Dukes and G Richardson

Min Ref	Narrative	Officer Resp
71.	<u>APOLOGIES FOR ABSENCE</u> Councillors B Dave, Mrs S Z Haq and Mrs L Kaufman	GR
72.	<u>DECLARATIONS OF SUBSTITUTIONS</u> Councillor B Dave appointed Councillor R Thakor as his substitute.	
73.	<u>DECLARATIONS OF INTEREST</u> None.	
74.	<u>PETITIONS AND DEPUTATIONS</u> None.	GR
75.	<u>MINUTES</u> RESOLVED: That the following minutes of the previous meetings of the Committee be taken as read, confirmed and signed: <ul style="list-style-type: none"> • The meeting of the Development Control Committee held on Tuesday 25 March 2014; and • The Extraordinary meeting of the Development Control Committee held on Thursday 10 April 2014 	GR
76.	<u>REPORT OF THE DEVELOPMENT CONTROL MANAGER</u>	

1. 14/00051/TCA – Felling of 9No. trees (24 Bushloe End, Wigston, Leicestershire LE18 2BA)

Members noted that they were happy for this matter to be dealt with by Officers under delegated powers and a motion was moved and seconded accordingly.

Councillor S B Morris abstained from the vote.

RESOLVED: That this application be dealt with by Officers under delegated powers.

2. 14/00124/TCA – Removal of 9No. trees (Rev A) (16 Knighton Rise, Oadby, Leicester LE2 2RE)

Members noted that they were happy for this matter to be dealt with by Officers under delegated powers and a motion was moved and seconded accordingly.

Councillor S B Morris abstained from the vote.

RESOLVED: That this application be dealt with by Officers under delegated powers.

3. 14/00113/TCA – Felling of 6No. trees and works to 7No. trees (Beaumont Hall & Southmeads hall, Stoughton Drive South, Oadby, Leicester LE2 2NA)

The Planning Control Manager explained that he had been advised shortly before the meeting that owing to an administrative error, the letter inviting the applicant to speak at the Committee meeting had not been sent out to the applicant. Accordingly, the applicant had not been given an opportunity to make representations before the Committee and, if the application was considered at the meeting, then the Council risked a potential challenge as to the lawfulness of the process.

The Planning Control Manager confirmed that he had consulted with the Head of Corporate Resources and the Legal team on this matter and the recommendation was that the meeting should be adjourned and re-convened on Tuesday 29 April 2014, to consider this application, following the requisite and appropriate notices being given.

Members expressed their disappointment at this error and the

Planning Control Manager confirmed that an independent investigation into the administrative errors in the process would be carried out.

Members noted that the determination date of the application was Tuesday 29 April 2014 and asked if they were minded to impose a Tree Preservation Order whether this could be created and effectively served if the Committee was to consider the application on the date on which the determination period expired. The Planning Control Manager and the Head of Corporate Resources confirmed that this would be possible and advised Members of the process.

A motion to adjourn and re-convene the meeting at 6.00pm on Tuesday 29 April 2014 to consider this application was moved and seconded.

Councillor Mrs H E Loydall abstained from the vote.

RESOLVED: That the meeting be adjourned and re-convened at 6.00pm on Tuesday 29 April 2014 to consider this application.

The Meeting Adjourned at 7.10 p.m.

THE MEETING OF THE DEVELOPMENT CONTROL COMMITTEE RE-CONVENED AT THE COUNCIL OFFICES, WIGSTON ON TUESDAY 29 APRIL 2014, COMMENCING AT 6.00 P.M.

IN ATTENDANCE:

Councillor Mrs L M Broadley – Chair

Councillors: G A Boulter, F S Broadley, D M Carter, M H Charlesworth, R Eaton, Mrs J M Gore, J Kaufman, Mrs L Kaufman, Mrs H E Loydall, R E R Morris, Mrs S B Morris

Officers in Attendance: K Garcha, S Booth, S Jinks and G Richardson

Councillors L A Bentley, S Z Haq and R Thakor sent their apologies for the re-convened meeting and Councillor Mrs L M Broadley assumed the responsibility of Chair of the meeting

76. REPORT OF THE DEVELOPMENT CONTROL MANAGER (CONTINUED)

3. 14/00113/TCA – Felling of 6No. trees and works to 7No. trees (Beaumont Hall & Southmeads hall, Stoughton Drive South, Oadby, Leicester LE2 2NA)

The Chair notified Members that this meeting to consider the application had been re-convened from Thursday 24 April 2014.

The Planning Control and Enforcement Officer outlined the application. She explained that the application was for works to trees in a Conservation Area and therefore Members could only decide to permit the application or impose a Tree Preservation Order.

She noted that the County Council arboriculturalist had provided a report which supported the Officer recommendations and set out why the works were considered to be necessary. It was therefore not deemed to be expedient to serve a Tree Preservation Order and the Officer recommendation was to permit the application.

A Member noted that he had asked for this matter to be brought before Committee as, at the time, he was concerned that not enough information had been provided by the Council's Planning Control department to satisfy him that the works were necessary and justified; however, having reviewed the information available to Members at the meeting he was satisfied that they were and was happy to support the Officer recommendation.

Members asked about tree T10 and the grounds for the felling of this tree. It was confirmed that its removal would be beneficial to the health of other nearby trees and that it was necessary owing to the proximity of the tree to a University building.

Members asked about tree T13 and the Planning Control and Enforcement Officer confirmed that it fallen down in recent strong winds leaving just a stump, hence the application for its removal. Members noted that this had been a mulberry tree and asked whether they could require the applicant to ensure that the replacement was also a mulberry tree. The Planning Control and Enforcement Officer explained that this could not be conditioned but that it could be put as a note to applicant.

Some Members noted that, as this application related to the botanic garden, they were confident that the experts knew what was best for the health of the trees and moved and seconded

	the Officer recommendation accordingly. RESOLVED: To Permit the application as set out in the report.	
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The Meeting Closed at 6.10 p.m.