

EAST DEVON DISTRICT COUNCIL

Minutes of a Meeting of the Development Control Committee held at Knowle, Sidmouth, on Tuesday 13 March 2007

Present:

Councillors:

A W J Reed (Vice Chairman in
the Chair)

Miss V Ash
G P Chamberlain
Lt Col A J M Drake
A E J Dinnis
R G Franklin
K W George

D R A Key
Mrs A E Liverton
Ms S M Merritt
R Mudge
Mrs H E Parr
S C Wragg
C H Wale

Ward Members:

Councillors:

Mrs K J Bamsey
Mrs R Burrows
C F A Gibbings
J H Glanvill
J A Knight

G K Liverton
Mrs F I Newth
T G Reeves
Mrs M A Rogers
P J Skinner

Apologies:

Councillors:

Mrs M A Boote
P Burrows
D G Button
Mrs P A Graham
R C Peachey
A J Wilkinson
Mrs E E Wragg

The meeting started at 5.30 pm and ended at 10.35 pm

*51 Minutes

The minutes of the meeting of the Development Control Committee held on 13 February 2007, were agreed and signed as a true record.

*52 Urgent Item: Enforcement Report – Crealy Park, Farringdon

Urgent consideration was given to the report of the Head of Planning and Countryside Services regarding an enforcement report for Crealy Park, Farringdon. This matter had been considered at the Committee on 13 February 2007. When it was resolved:

1. That subject to the Council's Head of Legal Services being satisfied with the evidence, enforcement proceedings be authorised in respect of the breach of planning control at Crealy Great Adventure Park, - the unauthorised use of land as an Adventure Park with associated structures. The requirements of the Enforcement Notice shall specify that the owners of the site shall take such measures as are necessary to reduce the harmful effects of the rides and the use of the land in terms of noise, hours of operation, landscaping and lighting. Such measures shall first of all be determined by the Head of Planning and Countryside Services, and thereafter set out within the Notice.

*52 **Urgent Item: Enforcement Report – Crealy Park, Farringdon (Cont)**

2. that in the event of a formal planning application being submitted to regularise the unauthorised use of the land and for the retention of the log flume and carousel within one

month of the date of the Committee then the enforcement action authorised in (i) above be held in abeyance pending the Council's consideration and determination of that application.

The Head of Planning and Countryside Services reported that having started the work of drawing up the relevant Enforcement Notices for:

- a) Unauthorised use of the western sector as an adventure park;
- b) Erection of unauthorised structures within this area – Tidal Wave and Victorian Carousel.

it became clear that it may not be possible to under-enforce as originally anticipated and control these uses/structures by conditions. Therefore, it was necessary to seek authorisation to additionally require the removal of the structures and the cessation of the use of the land as an Adventure Park if it is concluded that this was the only option to prevent any detrimental effects to neighbouring properties. If enforcement action was not taken in the next few weeks it could be that the time threshold was crossed.

RESOLVED: that authorisation be given to the Head of Legal & Member Services to take the appropriate legal action to secure the cessation of the western sector of Crealy Park as an Adventure Park and the removal of unauthorised structures – Tidal Wave and the Victorian Carousel within a 6 month period for compliance.

*53 **Applications determined under delegated powers**

The Committee received and noted the Schedule of Applications for Planning Permission which had been determined under delegated powers (Schedule 11 – 2006/2007 refers).

*54 **Appeals**

The Committee received and noted the report of the Head Planning and Countryside Services setting out appeals recently lodged and recent appeal decisions notified.

*55 **Awliscombe Parish Plan**

Consideration was given to the report of the Head of Planning & Countryside on a Parish Plan which had been produced by local residents for Awliscombe. The report explained the position with regard to this Community Planning Initiative.

RESOLVED: 1) that the Awliscombe Parish Plan be endorsed (subject to any minor amendments arising from the printing process) and used to inform decision making in the district and the production of the Local Development Framework;

2) that the Awliscombe Parish Plan Group be congratulated on their work.

*56 **Membury Parish Plan**

Consideration was given to the report of the Head of Planning & Countryside on a Parish Plan which had been produced by local residents for Membury. The report explained the position with regard to this Community Planning Initiative.

***56 Membury Parish Plan (Cont)**

- RESOLVED:** 1) that the Membury Parish Plan be endorsed (subject to any minor amendments arising from the printing process) and used to inform decision making in the district and the production of the Local Development Framework;
- 2) that the Membury Parish Plan Group be congratulated on their work.

***57 Upottery Parish Plan**

Consideration was given to the report of the Head of Planning & Countryside on a Parish Plan which had been produced by local residents for Upottery. The report explained the position with regard to this Community Planning Initiative.

- RESOLVED:** 1) that the Upottery Parish Plan be endorsed (subject to any minor amendments arising from the printing process) and used to inform decision making in the district and the production of the Local Development Framework;
- 2) that the Upottery Parish Plan Group be congratulated on their work.

***58 Applications for Planning Permission and Matters for determination**

RESOLVED: that the applications before the Committee be determined as set out in Schedule 11 – 2006/2007

The following declarations of interest were made during the above item:

Councillor / Officer	Application no. & location	Type of interest (action taken)	Nature of interest
Cllr Mrs A Liverton	07/0143/FUL	Personal interest	Relative employed by DEFRA
Cllr. A J Dinnis	06/2174/FUL	Prejudicial Interest (Left Chamber during discussion and voting)	Interest in property near by.

Chairman Date.....