

EAST DEVON DISTRICT COUNCIL

Minutes of a Meeting of the Development Control Committee held at Knowle, Sidmouth on 8 June 2004

Present:

Councillors:

Lt Col A J M Drake (Chairman)
Mrs M J Boote (Vice-Chairman)

Mrs K J Bamsey
D G Button
R G Franklin
S Hughes
D R A Key
Ms S M Merritt

R Mudge
Mrs H E Parr
A W J Reed
N Rogers
C H Wale
S C Wragg

Also Present:

Councillors:

P W Burrows
B H Clark
Miss J M Elson
J E D Falby
A R Giles
M J Green

G K Liverton
A T Moulding
A S Pascoe
T G Reeves
Mrs M A Rogers
Mrs E E Wragg

The meeting started at 5.30pm and ended at 9.45pm

*1 **Minutes**

The minutes of the meeting of the Development Control Committee held on 4 May 2004, were confirmed and signed as a true record.

*2 **Urgent item**

The Chairman agreed to consider the following urgent items, due to the need to determine the matters concerned as soon as possible:

- Dunkeswell Ref 03/P2291 – Units 13 and 15, Flightway Business Park – considered under minute 3
- Elm Lane Ref 03/P2275 – considered under Part B of the agenda.

*3 **Exempt Information**

RESOLVED that the classification given to the documents to be submitted to the Committee be confirmed and that the report relating to exempt information, including the Elm Lane report referred to at minute 2 above, be dealt with under Part B of the agenda.

*4 **Applications for Planning Permission**

RESOLVED that the applications before the Committee, including the urgent item mentioned in 2 above, be determined as set out in Schedule 1 2004/2005

***4 Applications for Planning Permission (Cont)**

The following declaration of interest was made during the above item.

Councillor/Officer	Application	Type of interest	Nature of interest
Lt Col A J M Drake	04/P0584 Musbury (Newbridges)	Prejudicial (Left Chamber)	Trustee of land adjacent to application site

***5 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 1 – 2004/2005 refers)

***6 Applications determined under Building Regulations**

The Committee received and noted the Schedule of Applications that had been determined under Building Regulations.

***7 Exclusion of the Public**

RESOLVED That under Section 100(A) (4) of the Local Government Act 1972 the public (including the press) be excluded from the meeting as exempt information, of the description set out on the agenda together with Para 1,7, and 12 of schedule 12A (information relating to particular employees, information relating to the business affairs of a particular person and legal advice in connection with a tribunal), is likely to be disclosed.

***8 Elm Lane, Exmouth: 03/P2275**

Consideration was given to a report of the Head of Planning and Countryside Services in respect of why a tree protected by a Tree Protection Order was permitted to be felled as part of a landscape scheme for the Elm Lane development. The sequence of events was detailed and following a short debate Members noted the findings of the investigation and sought reassurance that a similar situation would not occur again.

***9 Exmouth Docks**

Consideration was given to the report of the Head of Planning and Countryside Services which examined the position in respect of the future Public Inquiry relating to the refusal of a S.73 planning application to extend the time period for the submission of reserved matters on the final phase of the redevelopment of Exmouth Docks. Members were advised of the legal implications of the matters detailed in the report.

RESOLVED (1) That the Head of Legal Services, in consultation with the Head of Planning and Countryside Services, be given delegated authority to negotiate and conclude a s106 agreement relating to the affordable housing and open space requirements on the final phase at Exmouth Dock, incorporating members' requirements, including an adequate bond to secure the provision of off-site affordable housing and a fifty/fifty split between rented homes and equity sharing, the detail being left to those officers.

Chairman Date.....