

Contact Officer: Andrea Woodside

KIRKLEES COUNCIL

PLANNING SUB-COMMITTEE (HEAVY WOOLLEN AREA)

Thursday 12th July 2018

Present: Councillor Paul Kane (Chair)
Councillor Mahmood Akhtar
Councillor John Lawson
Councillor Fazila Loonat
Councillor Mussarat Pervaiz
Councillor Andrew Pinnock
Councillor Cathy Scott
Councillor Kath Taylor
Councillor Graham Turner

Apologies: Councillor Michelle Grainger-Mead
Councillor Mark Thompson

- 1 Membership of the Committee**
Apologies for absence were received on behalf of Councillors Grainger-Mead and Thompson.
- 2 Minutes of Previous Meeting**
RESOLVED - That the Minutes of the meeting of the Committee held on 1 June 2018 be approved as a correct record.
- 3 Interests and Lobbying**
All Members present declared that they had been lobbied on Application 2018/90390.
- 4 Admission of the Public**
It was noted that all exempt information would be received in relation to Agenda Item 17 (Minute No. 19 refers)
- 5 Deputations/Petitions**
No deputations or petitions were received.
- 6 Public Question Time**
No questions were asked.
- 7 Site Visit - Application No: 2018/90390**
Site visit undertaken.
- 8 Site Visit - Application No: 2017/92455**
Site visit undertaken.

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9 Site Visit - Application No: 2018/90189

Site visit undertaken.

10 Local Planning Authority Appeals

The Sub-Committee received a report which set out decisions which had been taken by the Planning Inspectorate in respect of decisions submitted against the decisions of the Local Planning Authority.

RESOLVED – That the report be received and noted.

11 Tree Work Application 2018/91620 - 383 Bradford Road, Birkenshaw

The Committee gave consideration to Tree Work Application 2018/91620, which sought approval to carry out pruning works to a Copper Beech tree within the grounds of 383 Bradford Road, Birkenshaw.

It was noted that the application was brought before the Committee in accordance with the Delegation Agreement as the applicant was an Elected Member.

RESOLVED – That approval be given to the authorisation of tree works as set in Tree Work Application 2018/91620.

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows;

For: Councillors Akhtar, Kane, Lawson, Loonat, Pervaiz, A Pinnock, Scott, K Taylor and Turner (9 votes)

Against: (no votes)

12 Tree Work Application 2018/91525 - Blenheim House, Oxford Road, Dewsbury

The Committee gave consideration to Tree Work Application 2018/91525, which sought approval to carry out pruning works to two Purple Plum trees within the grounds of 383 Blenheim House, Oxford Road, Dewsbury.

It was noted that the application was brought before the Committee in accordance with the Delegation Agreement as the applicant was related to an Elected Member.

RESOLVED – That approval be given to the authorisation of tree works as set in Tree Work Application 2018/91525.

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows;

For: Councillors Akhtar, Kane, Lawson, Loonat, Pervaiz, A Pinnock, Scott, K Taylor and Turner (9 votes)

Against: (no votes)

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13 Planning Application - Application No: 2018/90390

The Committee gave consideration to Application 2018/90390 – Erection of extensions, creation of first floor terrace and external alterations at 11 Hollybank Avenue, Upper Batley.

Under the provisions of Council Procedure Rule 37, the Sub-Committee received representations from Beverley Smith, Andrew Royston, Pat Howden and Keith Pollard (local residents), Nick Wilock (on behalf of local residents), Ahmad Iqbal (architect) and Mohammed Laher (applicant)

RESOLVED – That the determination of the application be deferred in order to request the submission of further details regarding the relationship with the boundary of the site with the adjacent property (No. 9).

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows;

For: Councillors For: Councillors Akhtar, Kane, Lawson, Loonat, Pervaiz, A Pinnock, Scott, K Taylor and Turner (9 votes)

Against: (no votes)

14 Planning Application - Application No: 2017/92455

The Committee gave consideration to Application 2017/92455 – Erection of extensions to dwelling 7 Park House Drive, Thornhill.

RESOLVED – That the application be refused on the grounds that the design and scale of the side extension would result in an unduly dominant extension on the host dwelling and the wider streetscene, and that to approve the application would be contrary to Policies D2, BE1, BE2, BE13 and BE14 of the UDP, Policy PLP24 of the Publication Draft Local Plan, and the aims of the National Planning Policy Framework (chapter 7).

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows;

For: Councillors Kane, Lawson, Loonat, Pervaiz, A Pinnock, Scott, K Taylor and Turner (8 votes)

Against: (no votes)

Abstained: Councillor Akhtar

15 Planning Application - Application No: 2018/90189

The Committee gave consideration to Application 2018/90189 – Erection of single storey extension to B&B to create holiday cottage at 13 Top O' Th' Bank, Thurstonland.

Under the provisions of Council Procedure Rule 37, the Sub-Committee received a representation from Emma Hanks (applicant's agent).

RESOLVED – That the application be refused on the grounds that (i) the application site is located within the designated Green Belt whereby the construction of a single storey extension to create an independent, self contained holiday cottage would be inappropriate development which is, by definition, harmful to the Green Belt and should not be approved unless in very special circumstances (ii) the very special circumstances submitted by the applicant do not outweigh the harm that would result to the Green Belt by reason of inappropriateness and the harm to the openness and character of the Green Belt through new built form (iii) the very special circumstances required to grant planning permission do not exist, and the proposals would conflict with the aims of the National Planning Policy Framework (Chapter 9).

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows;

For: Councillors Akhtar, Kane, Lawson, Loonat, Pervaiz, A Pinnock, Scott, K Taylor and Turner (9 votes)

Against: (no votes)

16 Planning Application - Application No: 2012/93803

The Committee gave consideration to Application 2012/93803 – Discharge of conditions on previous planning permission no. 2011/90359 for extension to time limit to previous application 2007/94743 for demolition of existing buildings and erection of 62 dwellings with garages and associated infrastructure at Syke Ings Mills, 16, off Ossett Lane, Providence Street, Earsheaton.

RESOLVED – That the application be deferred in order to enable further discussions to take place with the developer in relation to the discharge of conditions.

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows;

For: Councillors Akhtar, Kane, Lawson, Loonat, Pervaiz, A Pinnock, Scott, K Taylor and Turner (9 votes)

Against: (no votes)

17 Planning Application - Application No: 2014/93145

The Committee gave consideration to Application 2014/93145 – Modification of Section 106 obligation relating to previous application 2012/93062 at land at Ashbourne Drive, Cleckheaton.

RESOLVED – That the application be deferred in order to allow further negotiations to take place with the developer in relation to profit margins.

(The Sub-Committee gave consideration to the exempt information at Agenda Item 19 (Minutes No. 19 refers) prior the determination of this item.)

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A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows;

For: Councillors Akhtar, Kane, Lawson, Loonat, Pervaiz, A Pinnock, Scott, K Taylor and Turner (9 votes)

Against: (no votes)

18 Exclusion of the Public

RESOLVED – That acting under Section 100(A) of the Local Government Act 1972, the public be excluded from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in Part 1 of Schedule 12A of the Act, as specifically stated in the undermentioned Minute.

19 Planning Application - Application No: 2014/93145

(Exempt information within Part 1 of Schedule 12A of the Local Government Act 1972, as amended by the Local Government (Access to Information)(Variation) Order 2006, namely that the report contains information relating to the financial or business affairs of any particular person (including the authority holding that information). The public interest in maintaining the exemption, which would protect the interests of the Council and the company concerned, outweighs the public interest in disclosing the information and providing greater openness in the Council's decision making.)

The Sub-Committee gave consideration to the exempt information prior to the determination of Agenda Item 17 (Minute No. 17 refers).