



**Minutes of the meeting of the DEVELOPMENT CONTROL PANEL held on THURSDAY 29 NOVEMBER 2012 at 2.00 pm.**

**Present:** Councillor White (Chair)  
Councillors: Eastman, Hawthorn and Legg

**Officers:** A Horner (Joint Head of Development Management), J Fox (Joint Head of Development Management), J Lee (Senior Planning Officer), K Lycett (Senior Planning Officer), C Megson (Student Planning Officer), S Bridglalsingh (Principal Solicitor) and D Imbimbo (Committee Manager).

**Number of Public Present:** 26`

**Also Present** Councillors P Geary and Wallis

**DCP17 REPRESENTATIONS ON PLANNING APPLICATIONS**

Councillor P Geary, Mr R Gilbert, Mr P Johnson and Mr C J Phillips spoke in objection to application 12/01530/FUL, Change of use and conversion of barn to habitable living space; single storey extension to join existing dwelling with barn at The Hovel, Cross Lane, Weston Underwood

The Applicant declined the right of reply.

Councillor P Wallis and Mr D Ward spoke in support of application 12/01878/FUL, Change of use from general industrial (use class B2) to leisure (use class D2) (retrospective)(resubmission of 12/01384/FUL) at 38 Alston Drive, Bradwell Abbey, Milton Keynes.

The Application having been recommended for refusal

Mr I Daniels spoke in objection to application 12/01594/FUL, Removal of condition 3 (obscure glass) attached to permission 12/00910/FUL at 122 Kirkstall Place, Oldbrook, Milton Keynes

The Applicant declined the right of reply.

Mr B Skuse spoke in objection to application 12/01820/FUL, Erection of a single storey rear extension and garage conversion at 84 Century Avenue, Oldbrook, Milton Keynes

The Applicant declined the right of reply.

**12/01530/FUL CHANGE OF USE AND CONVERSION OF BARN TO HABITABLE LIVING SPACE; SINGLE STOREY EXTENSION TO JOIN EXISTING DWELLING WITH BARN AT THE HOVEL, CROSS LANE, WESTON UNDERWOOD FOR MRS LESLEY FINN-KELSEY**

The Officer reported that a further 3 letters of objection had been received since the publication of the Panel report however her recommendation remained that the application be granted subject to the conditions set out in the Panel report.

Councillor White proposed a motion in support of the Officers recommendations, this was seconded by Councillor Legg.

The Panel heard representations to the effect that there was overwhelming concern within the neighbourhood that the proposed development extended into open Countryside and represented a breach of saved policy S10. Members heard from Objectors that the principle of development was not objected to, however, it was hoped that negotiation with the applicant could resolve concerns and allow a scheme to be designed within the boundaries of the settlement.

The Panel also heard that residents were concerned about the access arrangements to the property as there had been an application to allow access via an unofficial track that would encroach on open countryside, and that the condition proposed to prevent this was unenforceable.

The Panel was urged to consider deferring the determination of the application to allow further discussion with the applicant to design a scheme that was acceptable.

The Officer reported that the plans demonstrated that the proposed development fell within the settlement boundary but was on a site that included within its ownership open countryside.

The motion to support the officers' recommendations Panel report was put to the vote and it was lost.

Councillor Eastman proposed a deferral to allow further discussion regarding the settlement boundary and the access. This was seconded by Councillor Hawthorn.

Members recognised that should agreement be reached between the applicant and objectors the matter would not necessarily have to be brought back to Panel and could be determined under delegated powers, however should this not be possible officers should seek to have the application considered at the next suitable Panel or Committee meeting.

On being put to the vote the motion was declared carried unanimously.

RESOLVED –

That determination of the application be deferred to allow further discussion regarding the settlement boundary and the access

12/01878/FUL

**CHANGE OF USE FROM GENERAL INDUSTRIAL (USE CLASS B2) TO LEISURE (USE CLASS D2) (RETROSPECTIVE) (RESUBMISSION OF 12/01384/FUL AT 38 ALSTON DRIVE, BRADWELL ABBEY, MILTON KEYNES FOR IMMORTAL MMA**

The Officer reported that the recommendation remained that the application be granted subject to the conditions in the report.

Members heard that the application site had been selected because it offered suitable sized accommodation to allow for a permanent arrangement of equipment for the intended use as a gym.

The nature of the user was such that other more conventional locations would not be sustainable as the costs would be prohibitive.

Members recognised that the initiative offered a much needed social benefit for the area and was supported by residents and businesses alike, and that whilst it failed to satisfy the sequential test and was not located in a recognised town centre area, there was a need to balance the benefits to the community from the proposal which outweighed concerns about the loss of employment floor-space, particularly as this was the first use of this kind in the area

Councillor White proposed that the officers' recommendation to refuse the application be agreed this was seconded by Cllr Eastman

The motion to support the officers' recommendations Panel report was put to the vote and it was lost

Councillor White proposed that the permission be permitted subject to a condition to read;

This permission shall endure for the benefit of Immortal MMA only and not for the benefit of the land or any other organisation, organisations, person or persons for the time being having an interest therein. In the event that Immortal MMA vacates the premises the use class shall revert to B1/B2/B8.

Reason: To safeguard the land for future employment use whilst enabling an important local community facility to develop.

This was seconded by Councillor Eastman.

On being put to the vote the motion was declared carried unanimously.

RESOLVED –

That planning permission be granted subject to the conditions as detailed above.

**12/00786/MIN**

**VARIATION OF CONDITION 35 (END DATE) OF PLANNING PERMISSION 04/02194/MIN TO EXTEND THE PERIOD NECESSARY TO COMPLETE SAND AND GRAVEL EXTRACTION WITH RESTORATION TO AGRICULTURE USING IMPORTED INERT MATERIAL BY A FURTHER FIVE YEARS AT LAND AT, CALVERTON, EAST OF PASSENHAM SAND AND GRAVEL PIT FOR CEMEX UK OPERATIONS LTD**

The Officer reported that her recommendation remained that the application be granted.

Councillor White proposed a motion in support the Officers recommendations this was seconded by Councillor Eastman

On being put to the vote the motion was declared carried unanimously.

RESOLVED –

That planning permission be granted subject to the conditions set out in the Panel report.

**12/01571/FUL CHANGE OF USE FROM RESTAURANT (A3 USE) TO ONE DWELLING (C3 USE) (RESUBMISSION OF 11/02305/FUL) AT 17A HIGH STREET, OLNEY, MK46 4EB FOR SCOPERIGHT LTD**

The Officer reported that one additional letter of objection had been received since the report had been completed, the recommendation remained that the application be granted subject to the conditions set out in the panel report.

Councillor White proposed a motion in support of the Officers recommendations this was seconded by Councillor Hawthorn.

On being put to the vote the motion was declared carried unanimously.

RESOLVED –

That permission be granted subject to the conditions as detailed in the panel report.

**12/01867/FUL**

**CONVERSION OF LOFT SPACE TO CREATE TWO BEDROOMS INCLUDING THE INSERTION OF DORMER CONTAINING THREE WINDOWS WITHIN SOUTH FACING ROOF SLOPE AND THE INSERTION OF TWO VELUX WINDOWS WITHIN NORTH FACING ROOF SLOPE (RETROSPECTIVE) AT 11 LITTLE DUNMOW, MONKSTON, MILTON KEYNES FOR MR AND MRS PUZZUTO**

The Officer reported that the recommendation remained that the application be granted subject to the conditions set out in the panel report.

Councillor White proposed a motion in support of the Officers recommendations this was seconded by Councillor Hawthorn.

On being put to the vote the motion was declared carried unanimously.

RESOLVED –

That planning permission be granted subject to the conditions as detailed in the panel report.

12/01971/FUL

**CHANGE OF USE FROM PARKLAND TO MIXED USE PARKLAND AND GREEN BURIAL GROUND AT LAND TO THE NORTH OF, LIVINGSTONE DRIVE, NEWLANDS FOR THE PARKS TRUST**

The Officer reported that the recommendation remained that the application be granted subject to the conditions set out in the panel report.

Councillor White proposed a motion in support of the Officers recommendations this was seconded by Councillor Eastman.

On being put to the vote the motion was declared carried unanimously.

RESOLVED –

That planning permission be granted subject to the conditions set out in the Panel report.

12/02057/FUL

**CHANGE OF USE OF GARAGE TO HAIRDRESSING SALON (USE CLASS A1) (RETROSPECTIVE) AT 4 HIGHLAND CLOSE, BLETCHLEY, MILTON KEYNES FOR MRS JOSEPHINE PITTS**

The Officer reported that the recommendation remained that the application be granted for the reasons set out in the Panel report.

Councillor White proposed a motion in support the Officers recommendations this was seconded by Councillor Eastman.

The motion to approve the application was put to the vote and it was;

RESOLVED –

That planning permission be granted subject to the conditions set out in the Panel report.

12/01498/FUL

**ERECTION OF A SINGLE STOREY DWELLING AND ALTERATIONS AND ENLARGEMENT OF EXISTING OPENING TO CREATE VEHICULAR ACCESS ONTO CROFTS END (AMENDED SCHEME PURSUANT TO WITHDRAWN APPLICATION 11/01412/FUL) AT 4 HIGH STREET, SHERINGTON, NEWPORT PAGNELL FOR MR M FLETCHER**

The Officer reported that the recommendation remained that the application be granted subject to the conditions set out in the Panel's report.

Councillor White proposed a motion in support of the Officers recommendations this was seconded by Councillor Eastman.

On being put to the vote the motion was declared carried unanimously.

RESOLVED –

That planning permission be granted subject to the conditions set out in the Panel report.

**12/01953/FUL**

**CHANGE OF USE FROM AMENITY LAND TO GARDEN AND THE REPOSITIONING OF WOODEN FENCE AND LANDSCAPING (RESUBMISSION OF 11/02359/FUL) AT 20 ROEBURN CRESCENT, EMERSON VALLEY, MILTON KEYNES FOR MRS SANDRA HEARN**

The Officer reported that the recommendation remained that the application be granted subject to the conditions set out in the panel report.

Councillor White proposed a motion in support of the Officers recommendations this was seconded by Councillor Legg.

On being put to the vote the motion was declared carried unanimously.

RESOLVED –

That planning permission be granted subject to the conditions as detailed in the panel report.

**11/00515/FUL**

**ERECTION OF GARAGE AND GREEN HOUSE (RETROSPECTIVE) AT 20 ALBERT STREET, BLETCHLEY, MILTON KEYNES FOR MR BASIT ALI**

The Officer reported that a further letter of objection had been received since completion of the report, this raised issues that were not planning considerations but related to building regulations. The objector had been given the appropriate advice and the regulatory department made aware of the issues for them to action if appropriate. however on the basis of material considerations his recommendation remained that the application be granted subject to the conditions set out in the panel report.

Councillor White proposed a motion in support of the Officers recommendations this was seconded by Councillor Eastman.

On being put to the vote the motion was declared carried unanimously.

RESOLVED –

That planning permission be granted subject to the conditions set out in the Panel report.

**12/01699/FUL**

**CHANGE OF USE FROM OFFICE (USE CLASS B1) TO MEDICAL CENTRE (USE CLASS D1) FOR USE AS RADIOTHERAPY CENTRE AT THE PAVILION, SUNRISE PARKWAY, LINFORD WOOD FOR CANCER PARTNERS UK LTD**

The Officer reported that the recommendation remained that the application be granted subject to the conditions set out in the panel report.

Councillor White proposed a motion in support of the Officers recommendations this was seconded by Councillor Eastman.

On being put to the vote the motion was declared carried unanimously.

RESOLVED –

That planning permission be granted subject to the conditions set out in the Panel report.

**12/01594/FUL**

**REMOVAL OF CONDITION 3 (OBSCURE GLASS) ATTACHED TO PERMISSION 12/00910/FUL AT 122 KIRKSTALL PLACE, OLDBROOK, MILTON KEYNES FOR MR DEREK ROWLEY**

The Officer reported that his recommendation remained that the application be granted subject to the conditions set out in the panel report.

The Panel heard from a neighbour that the condition had been applied to the original application to avoid any overlooking and preserve his privacy and that it had been fully supported by the Parish Council. Officers advised that the condition to raise the height of the fence sought to mitigate the removal of the condition.

Members were concerned that the removal of the obscure glazing would cause undue overlooking onto number 124 Kirkstall place, and as such would have a detrimental impact on the privacy of this property



Councillor White proposed a motion in support of the Officers recommendations, this was seconded by Councillor Legg. before being put to the vote and it was lost

Councillor White proposed a motion to refuse the application as removal of the obscure glazing would cause undue overlooking onto number 124 Kirkstall place this was seconded by Councillor Legg. before being put to the vote and it was;

RESOLVED –

That removal of condition three obscure glazing will cause undue overlooking onto number 124 Kirkstall place, and as such will have a detrimental impact on the privacy of this property and therefore it is contrary with saved policy D1 and D2 of the Milton Keynes Local Plan.

**12/01820/FUL ERECTION OF A SINGLE STOREY REAR EXTENSION AND GARAGE CONVERSION AT 84 CENTURY AVENUE, OLDBROOK, MILTON KEYNES FOR MRS M M A IBRAHIM**

The Officer reported that the recommendation remained that the application be granted subject to the conditions set out in the panel report.

The Panel heard representations that the proposal would have a negative impact on neighbouring properties and change the nature of the area.

Members were concerned that the proposed single-storey extension by virtue of its siting and scale would introduce a large and bulky extension which would result in a significant projection running parallel to the boundary with No. 82 Century Avenue

Councillor White proposed a motion in support of the Officers recommendations this was seconded by Councillor Legg. before being put to the vote and it was lost

Councillor White proposed a motion to refuse the application as the proposed single-storey extension by virtue of its siting and scale would introduce a large and bulky extension which would result in a significant projection running parallel to the boundary with No. 82 Century Avenue, resulting in a detrimental impact on the outlook and amenity to this property, this was seconded by Councillor Hawthorn.

On being put to the vote the motion was declared carried unanimously.

RESOLVED –

That planning permission be refused as the proposed single-storey extension by virtue of its siting and scale would introduce a large and bulky extension which would result in a significant projection running parallel to the boundary with No. 82 Century Avenue, resulting in a detrimental impact on the outlook and amenity to this property.

The development would therefore be contrary to saved Policy D1 (iii) of the Milton Keynes Local Plan 2001 – 2011.

THE CHAIR CLOSED THE MEETING AT 3:30 PM