



Town Hall | 61 Newland Street | Witham | CM8 2FE
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MINUTES

PLANNING APPLICATIONS AND TRANSPORT COMMITTEE

Date: **Monday, 18th October 2021**

Place: **Council Chamber, Town Hall, 61 Newland Street, Witham, CM8 2FE**

Present: Councillors:

J.	Goodman	(Chairman)
A.	Kilmartin	(Vice Chairman)
S.	Hicks	
C.	Jay	
C.	Lager	
M.	Lager	
C.	Livermore	
S.	Rajeev	

Also in attendance: Cllr:

S.	Ager	
J.	Sheehy	(Town Clerk)
G.	Kennedy	(Planning Officer)

128. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Atwill who was travelling abroad and Barlow who was isolating.

RESOLVED That the apologies be received and accepted.

129. MINUTES

RESOLVED That the Minutes of the Meeting of the Planning Applications and Transport Committee held 4th October 2021 be confirmed as a true record and signed by the Chairman.

130. INTERESTS

No interests were declared.

131. QUESTIONS AND STATEMENTS FROM THE PUBLIC

No member of the press or public were present.

132. PLANNING OFFICER'S REPORT

The Planning Officer explained that the developers of Gershwin Park would be attending the next Meeting on 1st November 2021 at 6 p.m.

She explained that at the Town Council Meeting it would be reported that following enquiries of Essex County Council the Arboricultural Consultant had been contracted to carry out inspections on behalf of Braintree District Council but an assurance was given that they do not determine the tree applications.

A letter had been received from Braintree District Council regarding the application for Reserved Matters for land adjacent to Lodge Farm which would be considered by the District Council's Planning Committee on 26th October 2021. Members were asked to check their diaries to see if they were available to attend the meeting to give representations on behalf of the Town Council.

RESOLVED That the information be received and noted.

133. PART 1 APPLICATIONS

21/02839/HH

58 Honeysuckle Way, Witham

Erection of single storey detached garden store

NO OBJECTION

21/02867/HH

1 Cromwell Way, Witham

Single storey side extension

NO OBJECTION

21/02431/ADV

Roundabout at Gershwin Boulevard, Maltings Lane, Witham

2 no. non-illuminated roundabout sponsorship signs

NO OBJECTION

21/02430/ADV

Roundabout north of Mayland House, The Grove, Witham

2no. non-illuminated roundabout sponsorship signs

NO OBJECTION

134. PART 2 APPLICATIONS

21/02858/FUL

Land to the rear of 47 Hatfield Road, Witham

Erection of 1 x 4 bedroom two storey dwelling house and 1 x 2 bedroom single storey bungalow, formation of new driveway and associated landscaping

Members recognised that there had been a precedent for development behind houses in Hatfield Road but the drive width would be insufficient to allow access by the Fire Brigade.

RECOMMEND REFUSAL on the grounds that the plans cannot comply with current Building Regulations in relation to access for fire appliances and impact on neighbouring amenity.

21/03013/HH

4 Elgar Drive, Witham

First floor rear extension

Members recognised that the Juliet balcony gave potential for overlooking.

NO OBJECTION subject to no representations from neighbours.

**21/02626/FUL &
21/02627/LBC**

F Byford & Son, 90 -92 Newland Street, Witham

Alteration and conversion of retail shop (Class E(a)) with ancillary offices and store to 2 x E(a) retail units to the ground floor and 3 x 1 bedroom and 3 x 2 bedroom residential flats. Demolition of existing outbuilding and erection of a single storey bungalow to the rear

Members were divided as to whether parking should be available for flats in the town centre but on balance considered that residents would expect to have parking available and would therefore cause a nuisance to adjacent neighbours in Lawn Chase.

RECOMMEND REFUSAL on the grounds that there was no parking provision in line with Essex Parking Standards and potential therefore of loss of amenity to neighbouring residents of Lawn Chase.

135. **DECISIONS**

The decisions on Planning Applications pertaining to Witham were received.

RESOLVED That the decisions be received and noted.

136. **NOTICE OF APPEAL – 21/01307/HH – 31 ARMOND ROAD, WITHAM**

Members agreed that a letter in support of the District Council's decision to refuse the above planning application should be sent to the Planning Inspector.

RESOLVED That a letter in support of the District Council's decision be sent to the Planning Inspector.

137. **NOTICE OF APPEAL – 21/00325/HH – 3 BLUNTS HALL DRIVE, WITHAM**

Members agreed that a letter in support of the District Council's decision to refuse the above planning application should be sent to the Planning Inspector.

RESOLVED That a letter in support of the District Council's decision be sent to the Planning Inspector.

138. 21/00059/VAR – MORRISONS SUPERMARKET

Members were concerned that Morrisons was trading in contradiction of the independent Planning Inspector's Report and that Braintree District Council had failed to enforce the condition of a new road link into Cut Throat Lane/Albert Road. This was also in non-compliance with LPP48 in the emerging Local Plan and the Section 106 agreement. It was known that Morrisons had agreed to a take over by Clayton Dubillier & Rice and this matter should be raised with them along with the Chief Executive Officer of Morrisons.

Members agreed that this matter should be progressed.

RESOLVED That the following action should be taken –

- That the Chairman of the Planning Applications and Transport Committee should contact the Cabinet Member at Braintree District Council seeking enforcement action as Morrisons had not complied with the terms of the planning consent,
- That the Chief Executive of Morrisons and the new owners be advised of the breach in planning consent, non-compliance with the emerging Local Plan and the Section 106 Agreement,
- That copies of the correspondence be shared with Priti Patel, MP.

139. EXCLUSION OF THE PRESS AND PUBLIC

RESOLVED That under the Public Bodies (Admissions to Meetings) Act 1960, the press and public be excluded from the meeting for the consideration of the remaining items of business on the grounds they involve the disclosure of exempt information falling within Schedule 12A (S3) of the Local Government Act 1972.

140. NOTES FROM MEETING WITH NATIONAL HIGHWAYS REGARDING A12 WIDENING

The Private Notes from the Meeting with National Highways held 23rd September 2021 were received.

RESOLVED That the Notes be received and noted.

There being no further business the Chairman closed the Meeting at 7.12 p.m.

Councillor J Goodman
Chairman

JG/GK19.10.2021