



## Minutes of the Development Management Committee

21 February 2011

**-: Present :-**

Councillor McPhail (Vice-Chairwoman)

Councillors Addis, Amil, Carter (R), Morey, Pentney  
and Richards

(Also in attendance: Councillors Butt and Lewis)

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### **548. Apologies.**

Apologies for absence were received from Councillors Scouler (Chairwoman) and Faulkner (A)

In the absence of the Chairwoman (Councillor Scouler) the Vice-Chairwoman (Councillor McPhail) chaired the meeting.

### **549. Committee Membership.**

It was reported that, in accordance with the wishes of the Conservative Group, the membership of the Committee had been amended for this meeting by including Councillor Richards instead of Councillor Thomas (D) and Councillor Amil instead of Councillor Manning who had been suspended.

### **550. Minutes.**

The Minutes of the meeting of the Development Management Committee held on 24 January 2011 were confirmed as a correct record and signed by the Chairwoman.

### **551. Applications for Planning Permission etc.**

The Committee considered the schedule of applications for planning permission etc.

**Resolved:**

that the applications be dealt with as set out in Appendix 1 to these Minutes.

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Chairman

## APPENDIX 1

### to the Minutes of the Development Management Committee held on 21 February 2011

(Referred to in Minute 551/02/10)

Reference	Description and location	Decision	Site Visit	Representations
2010/0616/MPA	Formation of combat games area with car parking, administration building with changing/toilet facilities, revised plans received now showing new layout for site, further details of structures (including heights and materials) and additional landscaping and screening, Land Adjoining Cayman Golf Course, Dartmouth Road, Churston, Brixham.	Consideration deferred for further information and legal advice	Yes	Written
2010/1350/PA	Formation of five self-catering holiday apartments, owners accommodation and rationalisation of parking layout including works to existing car park, Berry Head Hotel, Berry Head Road, Brixham.	Subject to:  (i) the receipt of satisfactory revised plans showing removal of the conservatory to the owners accommodation;  (ii) the resolution of the objections from Natural England;  (iii) the completion of a Section 106 Legal Agreement in terms acceptable to the Executive Head of Spatial Planning within six months of the date of this Committee; and	Yes	Written and oral

**A P P E N D I X 1 (continued)**

<b>Reference</b>	<b>Description and location</b>	<b>Decision</b>	<b>Site Visit</b>	<b>Representations</b>
		(iv) the inclusion of an additional condition in relation to the accommodation being used only as part of the Berry Head Hotel and not let or sold separately,  approved with the conditions set out in the submitted schedule.		
2010/1351/LB	Formation of five self-catering holiday apartments, owners accommodation and rationalisation of parking layout including works to existing car park, Berry Head Hotel, Berry Head Road, Brixham.	Approved with the conditions as set out in the minute above.	Yes	Written and oral
2010/1361/HA	Alterations, ground floor living room extension and first floor extension to form additional bedrooms, linen room and bathroom with velux windows and dormer roof extensions with glass balustrading, 14 Springdale Close, Brixham.	Subject to the inclusion of an extra condition in relation to there being no additional opening to the side elevations (east and west) of the extension approved with the condition and informative set out in the submitted schedule.	Yes	Written
2011/0018/MPA	Formation of 40 self-catering units with associated leisure facilities, Torbay Holiday Chalets, Fishcombe Road, Brixham.	Deferred for further negotiation regarding occupancy, , a Section 106 Legal Agreement, access and further discussions with AONB Manager	Yes	Written and oral
2010/1308/PA	Revised siting of BMX track and omit proposed on site parking area due to discovered badger setts, Parkfield House, Esplanade Road, Paignton.	That approval be delegated to the Executive Head of Spatial Planning subject to a meeting with the applicant, objectors and Ward Councillors to resolve outstanding issues. Should a solution not be	Yes	Written and oral

**A P P E N D I X 1 (continued)**

Reference	Description and location	Decision	Site Visit	Representations
2010/1379/MPA	Formation of 61 bed hotel (C1) and pub/restaurant (A3)/(A4) with associated car parking and landscaping, Land at Long Road South, off Brixham Road, Long Road and Waddeton Road, White Rock, Paignton.	<p>forthcoming the matter will be referred back to the Committee for a decision.</p> <p>Subject to:</p> <ul style="list-style-type: none"> <li>i) no new adverse comments being received during the consultation period;</li> <li>ii) receipt of satisfactory revised plans regarding outstanding detailed design issues;</li> <li>iii) the views of Natural England; and</li> <li>iv) the completion of a Section 106 Legal Agreement in terms acceptable to the Executive Head of Spatial Planning within six months of the Committee meeting;</li> </ul> <p>approved with the conditions and informative set out in the submitted schedule.</p>	Yes	Written and oral
2010/1399/PA	Demolition of building and reconstruction of a semi detached building to include seven residential apartments, 31 Marine Drive, Paignton.	Refused for the reasons set out in the submitted schedule.	Yes	Written and oral
2011/0064/HA	Dormer extension, 10 Hutton Road, Paignton (amendment to previous approval P/2009/0939).	Approved.	Yes	Written

**A P P E N D I X 1 (continued)**

Reference	Description and location	Decision	Site Visit	Representations
2008/0114/MPA	Construction of 185 residential apartments with associated vehicular and pedestrian access, parking, infrastructure and landscaping works, outstanding matters of access, decontamination and Section 106 Legal Agreement, Hollicombe Gas Works, Torbay Road, Torquay. This is a departure from the Torbay Local Plan.	<p>Subject to:</p> <ul style="list-style-type: none"> <li>i) comments received from the Government Office for the South West;</li> <li>ii) the completion of a Section 106 Legal Agreement, including provision for an independent observer on site at the cost of the applicant and other terms acceptable to the Executive Head of Spatial Planning; and</li> <li>iii) the inclusion of an additional condition that tenting will be used as an appropriate remediation strategy', unless otherwise agreed by the Council's Environmental Health Officer on safety grounds,</li> </ul> <p>approved with the conditions and informative set out in the submitted schedule.</p>	No	Written and oral
2010/1383/MPA	Extend time limit – demolition of building and erection of 11 flats, 1 Warbro Road, Torquay.	Subject to the signing of a Section 106 Legal Agreement, including provision for two staged payments, in terms acceptable to the Executive Head of Spatial Planning by 11 April 2011, approved with the conditions set out in the submitted schedule.	Yes	Oral
2011/0012/MPA	Demolition of building (arranged as two flats) and formation of 12 new	Refused for the reasons set out in the submitted schedule.	Yes	Written

APPENDIX 1 (continued)

Reference	Description and location	Decision	Site Visit	Representations
2011/0013/CA	apartments with vehicular access and pedestrian access, 42 Warren Road, Torquay.  Demolition of building (arranged as two flats), 42 Warren Road, Torquay.	Refused for the reasons set out in the submitted schedule	Yes	Written