

**PLANNING COMMITTEE**

**MEETING HELD AT THE TOWN HALL, SOUTHPORT  
ON 12 JANUARY 2011**

PRESENT: Councillor Tweed (in the Chair)

Councillors Byrne, L. Cluskey, Dodd, Dorgan,  
Griffiths, Gustafson, Hands, Hough, Ibbs, Jones,  
Kelly, Preston and Sumner

ALSO PRESENT: Councillors Dutton, Doran, Cuthbertson and Parry

**123. APOLOGIES FOR ABSENCE**

No apologies for absence were received.

**124. DECLARATIONS OF INTEREST**

The following declarations of interest were received:

| Member / Officer                     | Item  | Interest   | Action   |
|--------------------------------------|---|--|--|
| Councillor Ibbs                      | Application No. S/2010/1677 73-75 Kirklake Road, Formby     | Personal – knows the petitioners                                   | Stayed in the room, took part in the discussion and voted thereon          |
| Councillor Griffiths                 | Application No. S/2010/1677 73-75 Kirklake Road, Formby     | Personal – knows the petitioners                                   | Stayed in the room, took part in the discussion and voted thereon          |
| Peter Cowley,<br>Principal Solicitor | 8 Sandringham Road, Southport – Judicial Review Proceedings | Personal – knows the applicant of the initial planning application | Stayed in the room, but did not take part in the consideration of the item |

**125. MINUTES OF THE MEETING HELD ON 15 DECEMBER 2010**

RESOLVED:

That the Minutes of the meeting held on 15 December 2010 be confirmed as a correct record.

**126. APPLICATION NO.S/2010/1575 - LAND TO THE REAR OF 146 DEYES LANE, MAGHULL**

The Planning and Economic Development Director informed the Committee that the application had been withdrawn by the applicant.

**127. APPLICATION NO.S/2010/1677 - 73-75 KIRKLAKE ROAD, FORMBY**

The Committee considered the report of the Planning and Economic Development Director recommending that the above application for the erection of 2 detached two storey dwellings to the rear of 73 and 75 Kirklake Road with new access onto Kirklake Road be approved for the reasons stated or referred to in the report.

RESOLVED:

That consideration of the application be deferred to enable the site to be inspected by the Visiting Panel.

**128. APPLICATIONS FOR PLANNING PERMISSION - APPROVALS**

RESOLVED:

That the following applications be approved, subject to:-

- (1) the conditions(if any) and for the reasons stated or referred to in the Planning and Economic Development Director's report and/or Late Representations 1; and
- (2) the applicants entering into any legal agreements indicated in the report or Late Representations:

| Application No. | Site   |
|-----------------|--|
| S/2010/1444     | Tudor Print and Design Graphic House Back Stanley Road, Bootle |
| S/2010/1592     | 23 Orrell Road, Bootle   |

**129. APPLICATION NO.S/2010/1605 - FORMER LA FITNESS SITE,  
FAIRWAY, SOUTHPORT**

The Committee considered the report of the Planning and Economic Development Director recommending that the above application for the erection of a church hall adjacent to the existing church building including café area, creche, landscaping and parking be approved for the reasons stated or referred to in the report.

RESOLVED:

That consideration of the application be deferred to enable the site to be inspected by the Visiting Panel.

**130. APPLICATION NO.S/2010/1617 - LAND TO THE SIDE 101  
MARSHSIDE ROAD, SOUTHPORT**

The Committee considered the report of the Planning and Economic Development Director recommending that the above application for the erection of a detached dormer bungalow in the garden to the side of the dwellinghouse be approved for the reasons stated or referred to in the report.

RESOLVED:

That consideration of the application be deferred to enable the site to be inspected by the Visiting Panel.

**131. APPLICATION NO.S/2010/1620 - 14 CAMBRIDGE ROAD,  
FORMBY**

The Committee considered the report of the Planning and Economic Development Director recommending that the above retrospective application for an increase in the height of the free standing wind turbine to the rear to a maximum height of 9.5m be approved for the reasons stated or referred to in the report.

Councillor Doran, as Ward Councillor, made representations against the retrospective application.

RESOLVED:

That the recommendation be not agreed and the application be refused because the increased height of the wind turbine is visually intrusive in the outlook from neighbouring properties and is therefore contrary to adopted Sefton UDP Policies CS3, DQ1 and H10'.

**132. APPLICATION NOS. S/2010/1706, S/2010/1707 AND S/2010/1708  
- KLONDYKE AND PENPOLL SITES, HAWTHORNE ROAD,  
BOOTLE**

The Committee considered the report of the Planning and Economic Development Director recommending that the above applications for:-

- S/2010/1706 - Layout of roads and erection of 86 dwellinghouses (former Klondyke site);
- S/2010/1707 - Erection of 68 dwellings, layout of roads, open space, landscaping treatment and associated works (former Penpoll site); and
- S/2010/1708 - Erection of a three storey corner block containing retail units and office space, a two storey social club, car parking provision and associated works (Klondyke – junction of Harris Drive/Hawthorne Road)

be delegated to Planning and Economic Development Director for the reasons stated or referred to in the report.

RESOLVED:

That authority to grant planning permission be delegated to the Planning and Economic Development Director no earlier than 21 January 2011 subject to the following:

- i. Delegated authority to secure minor revision to plans to complete landscaping/layout drawings to reflect changes to layout in particular having regard to the Hawthorne Road frontage, and to afford completion of landscaping and other drawings for consistency with the revised layout;
- ii. Delegated authority to amend, re-order or add further planning conditions to reflect any further requirements of statutory consultees, and to address issues of phasing/provision of non-residential component; and
- iii. There being no further representations raising issues connected to each of the three schemes prior to the above date.

**133. APPLICATIONS FOR PLANNING PERMISSION - REFUSALS**

The Committee considered the report of the Planning and Economic Development Director that recommended that the following application be refused for the reasons stated or referred to in the report.

| Application No. | Site  |
|-----------------|---|
| S/2010/1419     | Maricourt High School, Damfield Lane, Maghull |

RESOLVED:

That application No.S/2010/1419 be refused for the reasons stated or referred to in the report.

**134. CORE STRATEGY - LIVERPOOL CITY REGION RENEWABLE ENERGY CAPACITY STUDY**

The Committee considered the report of the Planning and Economic Development Director that sought the Committee's approval of the Liverpool City Region Renewable Energy Capacity Study, which formed part of the evidence for the Core Strategy and other Local Development Framework documents.

RESOLVED: That

- (1) the Core Strategy – Liverpool City Region Renewable Energy Capacity Study report be noted; and
- (2) the Cabinet be recommended to approve the Liverpool City Region Renewable Energy Capacity Study.

**135. UPDATED STATEMENT OF COMMUNITY INVOLVEMENT**

The Committee considered the report of the Planning and Economic Development Director that informed the Committee of comments received to consultation on an updated Statement of Community Involvement.

RESOLVED:

That the Cabinet be requested to approve the updated Statement of Community Involvement.

**136. JOINT WASTE DEVELOPMENT PLAN: CONSULTATION ON PREFERRED OPTIONS 2 - NEW SITES CONSULTATION**

The Committee considered the report of the Planning and Economic Development Director that related to the second Preferred Options stage of the joint Merseyside Waste Development Plan Document (DPD). The first stage identified a number of sites to accommodate waste

management facilities. A number of these were withdrawn or not supported following consultation, including a site in Sefton.

This second stage of Preferred Options, called “New Sites Consultation” identified all the necessary replacement sites for the various boroughs in Merseyside.

The report proposed a replacement site for Sefton and asked that it be approved for consideration as part of a Merseyside-wide consultation in early 2011.

The Merseyside Environmental Advisory Service led the preparation of the plan and had prepared the report, attached in annexe 1. This provided a Merseyside-wide overview of the replacement sites which were required for all the Merseyside authorities.

RESOLVED: That the Cabinet be requested to:

- (1) note the results of consultation on the Waste Development Plan Document Preferred Options Report;
- (2) approve the Preferred Options 2: New Sites Consultation Report and approve a six-week public consultation commencing in early 2011; and
- (3) note the funding arrangements agreed by the City Region Cabinet and make appropriate financial provision in 2011/12 and 2012/13 to complete the Waste DPD.

### **137. TOWN AND COUNTRY PLANNING ACT - APPEALS**

The Committee considered the report of the Planning and Economic Development Director on the results of the undermentioned appeals and progress on appeals lodged with the Planning Inspectorate.

| Appellant            | Proposal / Breach of Planning Control  | Decision   |
|----------------------|--|--|
| Mr.A.Foster          | 2 Johnson Street, Southport - S/2010/0357 – appeal against the refusal of the Council to grant retrospective planning permission for the installation of a timber decking area and railings to a maximum height of 1 metre at first floor level to the rear of the premises (balcony). | Allowed and enforcement notice quashed<br>08/12/10 |
| Mr. and Mrs. S.Singh | 29 Warren Road, Blundellsands - S/2010/0777– appeal against the refusal of the Council to grant planning permission for the erection of a 3 storey extension to the  | Dismissed<br>07/12/10                              |

side and single storey extensions to side and rear, creation of a first floor roof terrace. Alterations to elevations and new vehicular access.

|               |         |   |                    |
|---------------|---------|---|--------------------|
| Crown Limited | Rentals | Land and buildings at 140a Norwood Road, Southport – appeal against an enforcement notice issued by the Council to: | Dismissed 23/12/10 |
|---------------|---------|---|--------------------|

- i. remove the additional security fencing (razor wire) from Elevation A;
- ii. remove the additional security fencing (razor wire) from Elevation B;
- iii. remove the additional security fencing (razor wire) from Elevation C;
- iv. remove the additional security fencing (razor wire) from Elevation D;
- v. remove the additional security fencing (razor wire) from Elevation E;
- vi. remove the additional security fencing (razor wire) from Elevation F;
- vii. remove the additional security fencing (razor wire) from Elevation G.

### **138. EXCLUSION OF PRESS AND PUBLIC**

RESOLVED:

That, under Section 100A(4) of the Local Government Act, 1972, the press and public be excluded from the meeting for the following item of business on the grounds that it would involve the likely disclosure of exempt information as defined in paragraph 5 of Part 1 of Schedule 12A to the Act. The Public Interest Test has been applied and favours exclusion of the information from the press and public.

### **139. 8 SANDRINGHAM ROAD, SOUTHPORT - JUDICIAL REVIEW PROCEEDINGS**

The Committee considered the report of the Planning and Economic Development Director that advised of a claim for judicial review and sought the Committee's views in respect of defending the case.

The report recommended that Officers be authorised to negotiate a settlement of the case with the claimant.

RESOLVED:

That the recommendation be not agreed and Officers not be authorised to negotiate a settlement of the case with the claimant.