

NORTHAMPTON BOROUGH COUNCIL

PLANNING COMMITTEE

Tuesday, 6 May 2014

PRESENT: Councillor Flavell (Chair); Councillor Golby (Deputy Chair); Councillors Aziz, I. Choudary, N Choudary, Lane, Lynch, Mason, Oldham and Palethorpe

Sue Bridge, Head of Planning; Tracy Miller, Development Manager; Nicola Toon, Senior Planning Officer; David Rowan, Principal Planning Officer; Andrew Smith, Planning Officer; Steven Boyes Director of Regeneration, Enterprise & Planning; Theresa Boyd, Lawyer; Nathan Birch, Democratic Services Officer.

1. APOLOGIES

Apologies for absence were received from Councillor Caswell and Councillor Meredith.

2. MINUTES

The minutes of the meeting held on 8th April 2014 were agreed and signed by the Chair.

3. DEPUTATIONS / PUBLIC ADDRESSES

RESOLVED: That under the following items the members of the public listed be granted leave to address the Committee.

- **N/2014/0213** - Angel Street
Richard Beeby and Dave Stewart (both Northamptonshire County Council)
- **N/2013/0338** - Land to the east of Hardingstone, north of Newport Pagnell Road
Cllr Nunn; Cllr Hill; Danny Punter (Hardingstone Action Group); Kate Servant (Hardingstone Action Group); Gordon Crowe (Hardingstone Parish Council); George Dundon (LDA design) and Jonathan Tricker (Parsons Brickerhoff)
- **N/2013/1325** - Residential development via Harcourt Way
Steven Coombes; Simon Kirkby; Mike Habeib and David Joseph (Bloor Homes)

4. DECLARATIONS OF INTEREST/PREDETERMINATION

Councillor Flavell declared a personal, non-prejudicial interest in item 10a as member of West Northamptonshire Joint Strategic Planning Committee.

Councillor Oldham declared a personal, non-prejudicial interest in item 10a as substitute member of West Northamptonshire Joint Strategic Planning Committee.

Councillor Mason declared a personal, non-prejudicial interest in item 10c as the ward member for the application area.

5. MATTERS OF URGENCY WHICH BY REASON OF SPECIAL CIRCUMSTANCES THE CHAIR IS OF THE OPINION SHOULD BE CONSIDERED

None

The Chair advised that due to the large attendance in the public gallery items 7a; 7b; 10a; 10b and 8a would be considered first and in that order.

7. OTHER REPORTS

(A) THE IMPACT OF EMERGING PLAN POLICY ON DETERMINING PLANNING APPLICATIONS

The Head of Planning submitted a List of Current Appeals and Inquiries.

The Planning Policy and Heritage Manager introduced the written report and elaborated thereon.

In response to questions from members the Planning Policy and Heritage Manager explained that future reports would show the weight to be attached to the emerging Joint Core Strategy (JCS) and the National Planning Policy Framework (NPPF). Some of the Local Plan policies are now of such an age that they have been overtaken by the JCS and NPPF. When the JCS is adopted some Local Plan policies will fall away and no longer be a material consideration.

RESOLVED: That the report be noted

(B) UPDATE ON MATTERS PERTAINING TO PLANNING APPLICATION N/2013/1263: DEVELOPMENT LAND BETWEEN BOOTH RISE AND TALAVERA WAY

The Development Manager advised that amended plans had been received requiring consultation and that the report had been withdrawn from the agenda. The application would return for the Committee's consideration in due course.

(A) N/2013/0338 - LAND TO THE EAST OF HARDINGSTONE, NORTH OF NEWPORT PAGNELL ROAD: OUTLINE PLANNING APPLICATION FOR THE DEVELOPMENT OF A SUSTAINABLE URBAN EXTENSION TO INCLUDE UP TO 1,000 DWELLINGS AND ASSOCIATED DEVELOPMENTS

The Senior Planning Officer outlined the report of the Head of Planning, as set out in the agenda. The committee's attention was also drawn to the circulated addendum. The recommendation was for approval in principle with the conditions set out in the report and addendum.

Councillor Nunn addressed the Committee. He declared personal interests as a member of West Northamptonshire Joint Strategic Planning Committee; a local ward member for Nene Valley; a Director Brackmills Business Improvement District (BID) and as the Council's Assistant Cabinet Member for Regeneration and Heritage Champion. He opposed the application on the grounds of the impact on Brackmills Estate and the highways issues that remained unresolved. He believed the mitigation proposed would not resolve these matters.

In response to questions from the Committee Councillor Nunn supplied the following information:

- He had concerns that the nearest secondary schools were already oversubscribed.
- He did not believe enough attention had been paid to the wider infrastructure needs.

Councillor Hill addressed the Committee. He declared a personal interest as a local ward member for Nene Valley. He opposed the application on the grounds of potential traffic issues. He added that the number of representations should be viewed as significant under the NPPF and application rejected.

Mr Punter, representing Hardingstone Action Group, addressed the Committee. He opposed the application and suggested it would result in Hardingstone losing its character and the town gaining the added infrastructure stress.

Ms Servant, representing Hardingstone Action Group, addressed the Committee. She opposed the application and highlighted that this was currently a sustainable site, which was economically viable as farmland.

Mr Crowe, representing Hardingstone Parish Council, addressed the Committee. He opposed the application and suggested there was no cohesive plan for future infrastructure.

Mr Dundon, LDA Design, addressed the Committee. He supported the application and highlighted that there were significant upfront financial contributions to highways infrastructure. He advised the Committee that many of the detailed considerations

raised as objections would be dealt with by S106 agreement and in the reserved matter application, which would include further consultation. He believed the application met the JCS and NPPF. He also advised the Committee that Government funding was dependent upon work starting on site in the near future.

In response to questions from the Committee Mr Dundon supplied the following information:

- The level of secondary education need was advised by the local Education Authority and they had proposed a S106 contribution to fund additional places off site.
- The local centre was required under JCS emerging policy N6 and the need had also been identified during the consultation process.
- An ecological impact survey had been carried out, but the existing hedgerows would be retained and in places enhanced.

Mr Tricker, Parsons Brickerhoff, addressed the Committee. He supported the application and explained his role as transport lead for the applicant. The development had adopted the nil detriment approach to traffic load, as outlined in the NPPF, and the highways mitigation proposed would achieve this aim. The developer welcomed the opportunity to further work with the Parish Council and resident groups.

In response to questions from the Committee Mr Tricker supplied the following information:

- It was acknowledged that the road network in the area was heavily used, but the mitigation model showed that nil detriment could be achieved.
- Without the highways mitigation work the current congestion would become worse, even if the development did not take place.
- The Queen Eleanor roundabout was already at capacity and due to increase. The mitigation proposed would ensure that the situation would not become any worse as forecast.

The Committee asked Graham Carr, Northamptonshire Highways (NCC), to explain the process of discussion and modelling that had taken place with the applicant. He explained NCC's role being responsible for the approach roads to any junctions and the need to ensure they flowed properly. The Highways Agency remained responsible for the trunk roads, such as the A45. After several traffic studies, under agreed national methodology, NCC had identified the four junctions that would require mitigation work.

In response to questions from the Committee Mr Carr supplied the following information:

- He was unable to comment on trunk roads traffic flow as this was the responsibility of the Highways Agency.

- Nil detriment meant that following development the roads should not be at any higher capacity.
- Any highways impact during construction around the site would be controlled under the Highways Act, S278 and would constantly be monitored and reviewed.

In response to the speakers and the points raised the Senior Planning Officer advised the Committee that:

- The Education Authority had not identified a need for a secondary school on site, but instead requested an offsite S106 contribution.
- Details of the proposed highways junction work would form part of any further applications.
- There was requirement to identify sites to satisfy a 5 year plan for housing need.
- While some smaller sites may be identified, they may not produce the S106 contributions required to help with mitigation of highways or future education need.
- NHS England had not identified the need for a medical facility onsite, but had requested an offsite S106 contribution.
- Sport England had withdrawn their original holding objection and was satisfied with an offsite S106 contribution.
- While Policy E6 and E7 of the Local Plan may be seen to protect the site, the emerging JCS should be a consideration for the Committee.
- There was no study on the current level of drivers using Hardington village as short cut and future predictions were very difficult.
- There would be further community engagement during the Reserved Matter Applications.
- The local centre was required under the JCS, Policy N6 and was a sustainable development in its own right.

In response to questions from the Committee the Senior Planning Officer supplied the following information:

- As the right of way was being retained on its current route the Ramblers Association had not been consulted.
- The 24% affordable housing proposed had been arrived at by negotiation. There remained the possibility of this number being amended upwards as the development progressed.

The Committee discussed the report.

Upon a proposal from Councillor I Choudary, seconded by Councillor Oldham the Committee **RESOLVED**:

That the application be **REFUSED** on the grounds that:

The development fails to comply with Policy H7 of the Northampton Local Plan and is not in conformity with the overarching intentions of the National Planning Policy Framework.

The vote in favour of the resolution being: For: 6 – Against: 2 – Abstained: 2

**(B) N/2013/1325 - DEVELOPMENT LAND OFF DANES CAMP WAY:
RESIDENTIAL DEVELOPMENT COMPRISING 69 DWELLINGS WITH
ASSOCIATED ACCESS AND DEVELOPMENTS**

The Planning Officer outlined the report of the Head of Planning, as set out in the agenda. The committee's attention was also drawn to the circulated addendum. The recommendation was for approval in principle with the conditions set out in the report and addendum.

Councillor Ford addressed the Committee. He declared a personal interest as a local ward member for Delapre and Briar Hill. He raised concerns regarding the future site access, access during construction and the siting of the children's play area.

In response to a question from the Committee Councillor Ford supplied the following information:

- He was not aware who owns the land at the end of Harcourt Way that would provide the access to the site.

Councillor Glynane addressed the Committee. He declared personal interests as a local ward member for Delapre and Briar Hill and Chair of the Nene Flood Prevention Alliance. He spoke against the application and reminded members of the previous application refusal for the site in 1996. He believed that two of the three reasons for refusal then, namely loss of green space and access to the site, had not been satisfactorily resolved.

In response to a question from the Committee Councillor Glynane supplied the following information:

- He believed the land at the end of Harcourt Way that would provide the access to the site was not owned by the nearest properties.

Mr Coombes addressed the Committee and spoke against the application. He expressed reservations about the sustainability of the site given its distance from local services and the ongoing issues with access to the estate via Danes Camp Way.

In response to a question from the Committee Mr Coombes supplied the following information:

- He believed that the queuing times to access Danes Camp Way had increased over recent years from seconds to several minutes on some occasions.

Mr Coombes addressed the Committee and spoke against the application. He believed that the flood risk to the lower part of the site had not been alleviated. He believed the application was contrary to the emerging JCS Policy C2 and H1.

Mr Habeib addressed the Committee and spoke in favour of the application. He believed that none of the issues raised were insurmountable. The development provided an opportunity to resolve issues such as the access to Danes Camp Way and the siting of the play area. He believed the developer had responded to many of the resident's concerns raised during consultation.

In response to a question from the Committee Mr Habeib supplied the following information:

- The issue of traffic lights at the Danes Camp Way roundabout had been raised with the developer.
- The gradient of any walk was an issue.
- He worked as an analyst and had gathered the information on the application from the planning documents available on the Council website.

Mr Joseph, Bloor Homes, addressed the Committee and spoke in favour of the application. He suggested weight should be given to the emerging JCS and that the Local Plan, Policy E6 was not intended to be saved. He confirmed that the land at the end of Harcourt Way was owned and controlled by Bloor Homes. A Traffic Management Plan for the construction site would be implemented and the site registered with the Considerate Constructors Scheme. The development would enhance and regulate half the site as public open space.

In response to a question from the Committee Mr Joseph supplied the following information:

- The land at the end of Harcourt Way, forming the site access, was owned and controlled by Bloor Homes. The conveyance for the properties should clearly show that this land had been retained by Bloor Homes following the previous build to serve as access to any future development.
- The suitability of site access along Harcourt Way had been assessed by the Highways Authority.
- The complete build would take approximately 18 months.

In response to the speakers and the points raised the Planning Officer advised the Committee that:

- He had himself visited the proposed access route and the Highways Authority had undertaken a large amount of work to establish its suitability.
- The very nature of Harcourt Way, with several bends, controlled traffic speed.
- The cycle and pedestrian links would be improved to help with access to local services.
- The Police had raised no formal objections to the location of the play area.
- A new Sustainable Urban Drainage System would help combat current issues on the site. This proposal had been accepted in principle by the Environment Agency.
- The acoustic barrier was a legal requirement when near to housing, but not in regard to the open space.
- The green space policies contained within the Local Plan would be lost when the JCS is adopted.
- The new development had sufficient parking allocated.

In response to questions from the Committee the Planning Officer supplied the following information:

- It was anticipated that the 35% affordable housing would be supplied on site, but as always there was scope for future negotiation to provide an offsite element.

The Committee discussed the report.

Upon a proposal from Councillor Oldham, seconded by Councillor Golby the Committee **RESOLVED**:

That the application be **REFUSED** on the grounds that:

The development fails to comply with Policy H7 and E40 of the Northampton Local Plan and is not in conformity with the overarching intentions of the National Planning Policy Framework.

The vote in favour of the resolution being: For: 10 - Against: 0

8. NORTHAMPTONSHIRE COUNTY COUNCIL APPLICATIONS

(A) N/2014/0213 - NCC SURFACE CAR PARK, ANGEL STREET (PROJECT ANGEL) ERECTION OF NEW BUILDING: OFFICES & ANCILLARY ACCOMMODATION, INCLUDING CAFÉ ; 138 PARKING SPACES; CYCLE PARK; FLEXIBLE SPACE FOR PART A1, A2 OR A3 USE

The Principal Planning Officer outlined the report of the Head of Planning, as set out in the agenda. The committee's attention was also drawn to the circulated addendum. The recommendation was for approval in principle with the conditions set out in the report and addendum.

Mr Beeby, Programme Director for Project Angel, addressed the Committee in support of the application.

In response to questions from the Committee Mr Beeby supplied the following information:

- The Fetter Street side of the development would have a widened footpath and the plan was to retain the cobbled road surface.
- The parking onsite had been limited to 138 by cost and the consideration of other parking options in the area.
- Currently options for future use were being considered for the Guildhall Road/jail block buildings. The former police station and the Council Chamber would be retained by the County Council.

The Committee discussed the report.

RESOLVED: That the application be **APPROVED IN PRINCIPLE**; subject to the conditions set out in the report and addendum

10. ITEMS FOR DETERMINATION

(C) N/2014/0170 & N/2014/0189 - BILLING ARBOURS HOUSE AND OUTBUILDING, HEATHER LANE: CONVERSION OF PART EXISTING BUILDING FROM OFFICE (B1) TO 2 RESIDENTIAL DWELLINGS (C3) - BILLING ARBOURS HOUSE AND OUTBUILDING, HEATHER LANE : LISTED BUILDING CONSENT APPLICATION FOR CONVERSION OF PART OF THE BUILDING TO 2 DWELLINGS

The Principal Planning Officer outlined the report of the Head of Planning, as set out in the agenda. The recommendation was for approval of N/2014/0170 with the conditions set out in the report and approval in principle of N/2014/0189, subject to prior referral to the Secretary of State and the conditions set in the report.

The Committee discussed the report.

RESOLVED: That the application N/2014/0170 be **APPROVED**, subject to the conditions set out in the report and that the application N/2014/0189 be **APPROVED IN PRINCIPLE** subject to prior referral to the Secretary of State and the conditions set in the report.

(G) N/2014/0388 - SIXFIELDS STADIUM, WALTER TULL WAY: EXTENSION TO FRONT FACE OF EXISTING WEST STAND TO PROVIDE NEW SUITE OF DIRECTORS BOXES

The Principal Planning Officer outlined the report of the Head of Planning, as set out in the agenda. The recommendation was for approval with the conditions set out in the report and addendum.

The Committee discussed the report.

RESOLVED: That the application be **APPROVED** subject to the conditions set out in the report.

(F) N/2014/0269 - LAND TO WEST OF NORTHAMPTON COUNTY LAWN TENNIS CLUB, GRASPIN LANE: CHANGE OF USE OF LAND FOR USE AS ACCESS FOR MACHINERY AND THE STORAGE OF GRASS CUTTINGS

The Development Manager outlined the report of the Head of Planning, as set out in the agenda. The recommendation was for approval with the conditions set out in the report and addendum.

The Committee discussed the report.

RESOLVED: That the application be **APPROVED** subject to the conditions set out in the report

Given the lateness of the hour the Chair proposed and the Committee **AGREED** to defer items 10d - N/2014/0269; 10e - N/2014/0214 and 6 - List of Current Appeals and Inquiries to the next meeting.

9. NORTHAMPTON BOROUGH COUNCIL APPLICATIONS

(A) N/2014/0106 - 42 BRIDGE STREET: LISTED BUILDING APPLICATION TO INSTALL STEEL BEAMS

The Principal Planning Officer outlined the report of the Head of Planning, as set out in the agenda. He reminded the Committee that they were not giving the final approval. As the applications were related to Listed Building Consents and the Council owned the properties and was the applicant, the matter would be referred to the Secretary of State.

The Committee discussed the report.

RESOLVED: That the application be **APPROVED IN PRINCIPLE** subject to prior referral to the Secretary of State and the conditions set in the report

11. ENFORCEMENT MATTERS

None

12. ITEMS FOR CONSULTATION

None

The meeting concluded at 10:19 pm