

**MARLBOROUGH TOWN COUNCIL  
PLANNING COMMITTEE**

Minutes of a meeting of the **Planning Committee** which was held on **Monday 1<sup>st</sup> June 2015** in  
the **Council Chamber, Town Hall, Marlborough at 7.00 pm**

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**PRESENT**

Councillor M. Hall  
Councillor Mrs M. Rose  
Councillor N. Barrett-Morton  
Councillor B. Castle  
Councillor Mrs P. Dow  
Councillor N. Fogg  
Councillor A. Kirk Wilson  
Councillor L. Farrell  
Councillor R. Allen  
Councillor J. Cook  
Councillor B. Lam  
Councillor A. Light

Chairman  
Town Mayor (*ex officio*)

**ALSO  
PRESENT**

Mrs S. Parker  
Mrs D. Whitehall  
Mr T. Millett  
Mr N. Goodwin  
Mrs S. Pryor  
Mr A. Lawton  
Plus 7 members of the public

Town Clerk  
Administrator  
Marlborough News Online  
Marlborough News Online  
The Adviser  
Gazette & Herald

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The meeting was being filmed by Marlborough News Online.

**PUBLIC QUESTION TIME**

**Mr Bob Holman (The Food Gallery, High Street)** – referred to written objections to the application for a road closure for Marlborough Jazz Festival and asked when he would be contacted by Marlborough Arts Association (MAA) to arrange a meeting to discuss his objection.

**Cllr. Hall** – was unable to speak for Marlborough Arts Association.

**Mr Paul Collis (Valentiner, High Street)**– Marlborough High Street Retailers Association (MHSRA) believed that a number of Councillors had received benefit in kind from the Jazz Festival Committee, some of whom had yet to confirm their interest under the Code of Conduct. Would Councillors accept that those Councillors who had chosen to accept free tickets or had other interests in the Festival should declare an interest in the Code and decline from voting?

**Cllr Farrell** – Last year for the first time spent an hour stewarding after a number of residents had complained to her about not being able to get into local pubs during Jazz Festival. She undertook this as a service for the town.

**Mr Collis** – expressed the view that a person with a reasonable interest who represents the public would pay for a stroller ticket or declare some kind of interest and not visit other venues. For a lot of people the ticket price of £42 was a lot of money. He added that MHSRA did not wish to raise any further questions during the meeting and would not, in line with the adopted Code of Conduct, expect Councillors with declared interests to make comments about them.

56/15

### **APOLOGIES**

Apologies for absence were received from Cllrs. S. Dobson, Mrs E.M. Hannaford-Dobson, A. Ross and G. Loosmore.

57/15

### **DECLARATION(S) OF INTEREST**

Cllr. Fogg – agenda item 7 – To close New Road, High Street (Part), Kingsbury Street (Part), and The Parade (Part), Marlborough – Marlborough International Jazz Festival, 18<sup>th</sup> July 2015 between 10 am – 11 pm

Cllr. Farrell – agenda items 6d) and e), i) and 6 j) – addition of handrails to 4 stepped pathways around the College campus at Bath Road, Marlborough, for Marlborough College

58/15

### **CHAIRMAN'S ANNOUNCEMENTS**

The order of the agenda was changed to enable Item 7 to be considered following the approval of the minutes.

59/15

### **MINUTES**

**RESOLVED:** by 9 votes for with 2 abstentions that the minutes of the meeting of the Planning Committee held on 26<sup>th</sup> May 2015 were a true record and signed by the Chairman.

60/15

### **APPLICATION FOR TEMPORARY ROAD CLOSURES – SPECIAL OR COMMUNITY EVENT**

To consider an application to close New Road, High Street (Part), Kingsbury Street (Part) and The Parade (Part), Marlborough – Marlborough International Jazz Festival, 18<sup>th</sup> July 2015 between 10 am – 11 pm.

At the Planning Committee meeting on 26<sup>th</sup> May 2015 the Committee resolved that a meeting be held between members of the Marlborough Arts Association (MAA) and the Marlborough High Street Retailers Association (MHSRA) to look at suggesting alternatives and possible changes to timings for the proposed road closure and that it was expected that a solution be brought to the next meeting of the Planning Committee on Monday 1<sup>st</sup> June. Also, that Cllr. Allen and the Town Clerk represent Marlborough Town Council at that meeting.

The meeting had been held on Monday, 1<sup>st</sup> June 2015. Cllr Allen summarised this as follows:

- He and the Town Clerk had met with three representatives each from MAA and MHSRA. The meeting had been very constructive with many subjects covered, general consensus and a desire by all to move forward on a positive basis
- Towards the end of the meeting, it became clear that MAA representatives were not empowered to make decisions on behalf of MAA. Following a break, the MAA representatives returned confirming that they were unable to get any support to make decisions. From then and right up to the start of the Planning Committee meeting the opportunity still existed for MAA to help arrive at a solution. Unfortunately, that hadn't been possible
- It should be noted that MAA representatives recognised that they were behind with Festival preparation. Not all risk assessments had been completed. Not all those affected by the road closure had been consulted and this included those with frontages to the closure itself (The Parade and New Road) as well as those within the barriered area in the High Street, up to St Peter's. This

meant that they were some way off meeting the criteria set out in the Wiltshire Council guidance for road closure applications

- Wiltshire Council had been prepared to extend the deadline to provide the opportunity to consult on amendments to the road closure application had a compromise been forthcoming
- MAA representative's refuted comments previously made that there wouldn't be a festival without the community bandstand. (The community bandstand, a free and important part of the festival, made the event accessible to everyone.) The universal view at the meeting had been that if this was located in a different position, the road closure at New Road would not be necessary.
- There had been a desire by representatives of MAA and MHSRA to look at alternative locations and options were discussed but, the former had not been empowered to make decisions on this
- That a compromise may have been reached if the MAA representatives had been empowered to take decisions
- The Town Clerk reiterated the positive tone of the meeting which included agreement to form a joint Steering Group and a statement would be made at the opening of the 2015 festival announcing this. Again, it was not now clear if this would be supported by the MAA
- There was no desire at all by any parties for any curtailment of the Jazz Festival.

The Chairman had seen three petitions: one containing 83 signatures against the road closure, and two petitions with 84 and 173 signatures respectively supporting it.

Other main points of discussion were:

- That the Jazz Festival was a hugely prestigious event for the town welcoming thousands of visitors to Marlborough
- With only a part road closure of the High Street, pedestrians were still at risk from traffic particularly articulated lorries
- Whether insurers would agree to public liability cover without the road closure
- Sympathy for traders recognising that some would benefit from the event and some would not
- The Jazz Festival was a strolling event and there was no choice but to approve the application to enable festival goers to walk in safety
- Whether changes to the proposals for 2015 would be possible at such a late stage and that it was not fair to penalise ticket holders
- The disappointment that a resolution had not been achieved but, there was no time available to make the necessary changes for 2015
- That the concerns of the High Street retailers should be taken into account
- That issues for the 2016 event should be resolved in August/September 2015 at a wash-up meeting for all parties
- That a follow-up meeting had taken place in September 2014 but, the MAA had not attended.

A proposal was put forward by Councillor Allen and seconded by Cllr Light that as it stood, the Jazz Festival organisers had not followed due process and the Town Council was not in a position to agree to the temporary road closure application.

*During a recorded vote, Councillors voted as follows:*

**For:** Cllrs Allen and Light

**Against:** Councillors Hall, Barrett-Morton, Castle, Dow, Kirk Wilson, Cook, Farrell and Lam

This motion failed

**RESOLVED:** by 8 votes for with 2 against to approve the temporary road closure application with the proviso that a wash-up meeting resolves issues for next year's festival and involves all interested parties.

*During a recorded vote, Councillors voted as follows:*

**FOR:** Cllrs. Hall, Barrett-Morton, Castle, Dow, Kirk Wilson, Cook, Farrell and Lam

**AGAINST:** Cllrs. Allen and Light.

*Councillor Fogg had declared an interest and took no part in the discussion or voting and the Mayor as an ex-officio member of the Planning Committee does not have a vote.*

*Councillors Cook, Allen and Light, Mr Lawton and five members of the public left the meeting.*

61/15

#### **PLANNING DECISION NOTICES**

There were no planning decision notices.

62/15

#### **PLANNING APPLICATIONS**

The Committee considered the following Planning Applications which had been received from Wiltshire Council –

- a) **15/03501/FUL** – single storey side extension and new entrance porch at 11 MacNeice Drive, Marlborough for Mr Harvey  
**RESOLVED:** unanimously that Marlborough Town Council has no objection to this application.
- b) **15/04048/FUL** – change of use of nine parking spaces to hand car wash and valeting operation, including installation of an office, erection of a canopy and associated works at Tesco Superstore, Salisbury Road, Marlborough  
**RESOLVED:** by 7 votes for with 1 against that Marlborough Town Council has no objection to this application.
- c) **15/04284/ADV** – change of use of nine parking spaces to hand car wash and valeting operation, including installation of an office, erection of a canopy and associated works at Tesco Superstore, Salisbury Road, Marlborough  
**RESOLVED:** by 4 votes for with 3 against that Marlborough Town Council objects to this application. The Committee would be happy to approve if the number of signs was reduced to two.
- d) **15/04158/FUL** – external alterations including a lightning conductor and ventilation cowls and internal alterations to update classrooms and corridors, including the removal of a modern book lift, at North Block, Bath Road, Marlborough for Marlborough College.  
**RESOLVED:** by 6 votes for with 1 abstention that Marlborough Town Council has no objection to this application.
- e) **15/04205/LBC** – external alterations including a lightning conductor and ventilation cowls and internal alterations to update classrooms and corridors,

including the removal of a modern book lift, at North Block, Bath Road, Marlborough for Marlborough College

**RESOLVED:** by 6 votes for with 1 that Marlborough Town Council has no objection to this application

- f) **15/04189/FUL** – proposed rear extension at 11 Kelham Gardens, Marlborough for Mr & Mrs R Aspey  
The Town Clerk advised the Committee that the plans had been revised to remove the proposed balcony to meet neighbours' objections concerning privacy. Plans downloaded from Wiltshire Council's website earlier in the day still showed a balcony on drawings. In light of this, it was agreed that Members based their decision on the basis of those plans before them.  
**RESOLVED:** by 6 votes for with 2 that Marlborough Town Council objects to this application on grounds of privacy for adjacent properties.
- g) **15/04211/FUL** – internal alterations and rear extension at first floor at 10 St Martins, Marlborough for Mr Fred Munro  
**RESOLVED:** unanimously that Marlborough Town Council has no objection to this application
- h) **15/04350/LBC** - internal alterations and rear extension at first floor at 10 St Martins, Marlborough for Mr Fred Munro  
**RESOLVED:** unanimously that Marlborough Town Council has no objection to this application
- i) **15/04384/FUL** – addition of handrails to 4 stepped pathways around the College campus at Bath Road, Marlborough for Marlborough College  
**RESOLVED:** by 7 votes for with 1 abstention that Marlborough Town Council has no objection to this application.
- j) **15/04538/LBC** - addition of handrails to 4 stepped pathways around the College campus at Bath Road, Marlborough for Marlborough College  
**RESOLVED:** by 7 votes for with 1 abstention that Marlborough Town Council has no objection to this application.
- k) **15/04415/FUL** – proposed rear single storey lean-to extension and improvements at 61 High Street, Marlborough for Ms Wythe  
**RESOLVED:** unanimously that Marlborough Town Council objects to this application as it lacked historical detail with regards to ensuring the conservation of historical buildings (it was amongst a row of terrace houses built in 1831 and referred to in the Marlborough Conservation Area Statement) and as such did not appear to comply with the Wiltshire Core Strategy Policy 58 or the National Planning Policy Framework, Policy PPG 12.
- l) **15/04585/LBC** - proposed rear single storey lean-to extension and improvements at 61 High Street, Marlborough for Ms Wythe  
**RESOLVED:** : unanimously that Marlborough Town Council objects to this application as it lacked historical detail with regards to ensuring the conservation of historical buildings (it was amongst a row of terrace houses built in 1831 and referred to in the Marlborough Conservation Area Statement) and as such did not appear to comply with the Wiltshire Core Strategy Policy 58 or the National Planning Policy Framework, Policy PPG 12.

**63/15 NEIGHBOURHOOD PLANNING**

A further Steering Group meeting would be held soon. The Town Clerk reported that a Working Party would also be meeting to consider an initial consultation and neighbouring parishes had been invited to participate in the Plan for Marlborough. Cllrs. Cook and Hall had offered to attend parish council meetings.

The meeting closed at 7.53 pm

Signed .....  
Chairman

Date .....