

**MARLBOROUGH TOWN COUNCIL
PLANNING COMMITTEE**

Minutes of a **Meeting** of the **Planning Committee** which was held on **Monday 22 October 2018** in the
Council Chamber, Town Hall, Marlborough at 7.10 pm

PRESENT	Councillor A. Wilson Councillor L. Farrell Councillor B. Castle Councillor P. Dow Councillor N. Fogg Councillor A. Ross Councillor G. Loosmore Councillor N. Barrett-Morton Councillor M. Hall Councillor P. Cairns Councillor M. Cooper Councillor H. Forbes Councillor S. Price Councillor D. Heath	Chairman Town Mayor (<i>ex officio</i>)
ALSO PRESENT	Mrs S. Parker Mrs D. Whitehall Mr N. Goodwin	Town Clerk Administrator Marlborough.News

PUBLIC QUESTION TIME

There were no members of the public present.

302/18 APOLOGIES FOR ABSENCE
Apologies were received from Cllr. Kirk Wilson.

303/18 DECLARATIONS OF INTEREST
The Town Mayor and Cllr. Wilson – agenda item 7(a) – work to trees at Marlborough College – pecuniary interest.

304/18 CHAIRMAN'S ANNOUNCEMENTS
Councillors would want to be aware that the new Sunday and Bank Holiday parking charges would take effect from 19th November. The rise in season tickets for George Lane, Hyde Lane and Kennet Place had been softened to rise over the course of 2 years rather than immediately. This meant that for George Lane, Hyde Lane and Kennet Place, they would rise from the current £394 to £600 in year 1 up to £800 in year 2.

305/18 MINUTES
RESOLVED: that the minutes of the meeting held 1 October 2018 were approved as a true record and signed by the Chairman

306/18 PLANNING DECISION NOTICES
Members noted the Decision Notices that had been issued by Wiltshire Council.

307/18 PLANNING APPLICATIONS
a. **18/09071/FUL** – Conservatory to rear elevation at 38 Rogers Meadow, Marlborough for Miss Kenny

RESOLVED: that Marlborough Town Council has no objection to this application

- b. **18/09259/LBC** – Repair works to timber beam at 37 Herd Street, Marlborough for Mrs Gaye Denyer

RESOLVED: that Marlborough Town Council has no objection to this application

The Town Mayor and Cllr. Wilson left the room for the following item and Cllr. Price took the Chair

308/18

WORK TO TREES

- a. **18/09538/TPO** – Yew – Reduce height by 6-8 feet. Field Maple x 3 – Cut back overhang to boundary line, reduce height of 1 Field Maple by 20%. Beech – Cut back to boundary line at land north of Hillside, Bath Road, Marlborough for Ms Kerrigan, Marlborough College

RESOLVED: that Marlborough Town Council has no objection to this application

The Town Mayor and Cllr. Wilson returned to the meeting and Cllr. Wilson resumed the Chair

- b. **18/09225/TPO** – T1 – Beech tree – remove damaged limb and cut back branches to clear garage at Savernake House, Cardigan Road, Marlborough for Mr David Knight

RESOLVED: that Marlborough Town Council has no objection to this application

- c. **18/09396/TCA** – T1 – Birch tree – fell. T2 – Hornbeam tree – crown thin by 30% & crown lift to 5m. Birch tree – crown lift to 5m. T4 – Willow tree – crown lift to 5m at Peacock Cottage, Preshute Lane, Manton for Mr Ian Maurice

RESOLVED: that Marlborough Town Council has no objection to this application

- d. **18/09647/TCA** – Yew tree – cut back overhanging branches and reduce height & spread by 20% at The Old Rectory, 51 High Street, Marlborough for Mr Robertson

RESOLVED: that Marlborough Town Council has no objection to this application

309/18

STREET TRADING CONSENT

Members considered whether to make representations to Wiltshire Council about an application submitted under the Local Government (Miscellaneous Provisions) Act 1982 for a street trading consent for the sale of kebabs, burgers, chips and hot and cold soft drinks at George Lane car park (2 locations) 7 days a week 16:00-23:00. Discussion points included:

- That Wiltshire Police were to object on public order grounds
- Whether there would be a risk of nuisance from litter, smells and noise, particularly at the location proposed near the public toilets
- Whether there would be a rise in littering or anti-social behaviour in the adjacent Coopers Meadow
- There was already a population of rats in this riverside car park; Members raised concerns that additional food waste in bins or dropped as litter could add to this problem
- Whether the location close to Marlborough St Mary's primary school, a play area and on a walking route to schools for students of St Johns was appropriate as it did not set a good example about healthy eating
- Whether the location in a well-lit area close to an area where lorry drivers parked overnight would provide an additional amenity for visitors to the town
- Whether the presence of the trader would discourage anti-social behaviour that might otherwise take place in this quiet location during the evenings
- Whether there was a need for this street trader as there were already permanent outlets selling similar food nearby

- The loss of car parking space
- Whether there would be a detrimental impact on the business of existing take-away food outlets in the town

Cllr. Forbes proposed no objection to this application. **Cllr. Ross** seconded the proposal. There were 2 votes for with 9 against and 1 abstention therefore the motion was not carried.

RESOLVED: that Marlborough Town Council objects to this application on the grounds of risk to public order (in line with the views of Wiltshire Police), nuisance arising from smells, noise and litter and the proximity to a school (Marlborough St Mary's was thought to be within a 200m walk of the proposed sites).

310/18

TEMPORARY ROAD CLOSURES

Members noted that Wiltshire Council had issued Orders to close temporarily to all traffic:

- a. Cross Lane (part) from 9 to 14 November for works by Thames Water
- b. C38 (part), Lockeridge, Fyfield and West Overton for approximately 1.5 km from 21 November for 3 days for carriageway retexturing

311/18

ACCESS TO THE EAST SIDE OF THE GREEN

Members revisited an issue raised about access for emergency vehicles to 10 The Green. At the Planning Committee on 30 July, a resolution had been made to remove wooden barriers on the edge of The Green to allow emergency vehicles to drive across it when necessary. There had been some feedback that this was unlikely to be the preferred action of the Emergency Services especially in poor weather. The **Town Clerk** was keen to discuss this further with the Fire & Rescue and Ambulance Services to clarify what specific circumstances had caused the original request to be made.

RESOLVED: to defer a decision until the Town Clerk had been able to seek more clarity from the client's solicitor and after discussions with the emergency services

312/18

ENFORCEMENT ISSUE

Members considered a response received from Wiltshire Council concerning tree works adjacent to the River Kennet near Bridge Garage.

Members expressed disappointment and frustration at the lack of enforcement action around a breach of planning rules. Points raised included:

- If Wiltshire Council were unwilling to take action over a planning breach, whether there were other bodies that could be approached, for example the Environment Agency
- Whether legal action could or should be pursued
- Whether the outcome sent the wrong message, i.e. that people might in future take action with trees disregarding the planning process and in the knowledge that no punitive action would result from Wiltshire Council

RESOLVED: to reply to Wiltshire Council expressing the Town Council's disappointment at the outcome and urging them to reconsider pursuing the matter. Also to inform Officers they should contact the owners of the site directly to obtain details of the contractors who had carried out the work

313/18

COMMUNITY AREA TRANSPORT GROUP (CATG)

Members noted the minutes of the most recent meeting and received a verbal update from the Town Council's representative to CATG, Cllr. M Hall, on a number of items on the CATG issues log for Marlborough. Points of note included:

- A 3-week formal period of consultation on the Traffic Regulations Order would soon start, beginning the process to implement 20mph zones. If objections were received then it would be for the Cabinet Member for Highways to make a final decision on whether the restrictions should go forward
- 'No Cycling' bollards had been erected in Figgins Lane
- Increased Highways safety measures at London Road had been discussed
- CATG had agreed that, following professional advice, a proposal for a roundabout at Herd Street/The Acres would not be practical and had been removed from the project list.

The need for 'school' signage in George Lane was raised and the **Town Clerk** would again contact Wiltshire Council about the continued delay.

314/18

'NO IDLING' SIGNAGE AT BUS STOPS

Members noted an update from the Assistant Town Clerk about the Town Council's support for an initiative to erect 'no idling' signage at bus stops in the High Street. Members commended Salisbury Reds on its response.

315/18

SPEED INDICATOR DEVICES (SIDs)

Members noted a report regarding suitable locations for the installation of SIDs. Two devices would be moved around between the 17 locations: Members identified the A4 and George Lane as priority sites. It had not been possible to identify a suitable site in Kingsbury Street but, a solution might be to install a post for a 'sharp bend' warning sign which could then be used to site a SID. (This would require some funding from the Town Council). Quotations were being sought for two devices, and costings would be brought back to the Committee for a decision.

RESOLVED: that the locations for SID sites were approved, and that the **Town Clerk** should begin discussions with a Wiltshire Council Highways Engineer about a new sign in Kingsbury Street which would need to be channelled through the CATG.

316/18

BUDGET 2019/20

Members considered a draft Planning budget proposal for 2019/20:

- The **Chairman** believed the current year's budget would be spent by the end of the financial year
- Members noted that cost of a single Speed Indicator Device exceeded the proposed Street Furniture budget
- Members noted there were a number of items on the CATG project list – all would require a contribution from the Town Council if they went ahead

Cllr. Forbes challenged the increase in the budget and proposed that it should be set in line with inflation with a desire to spend less than the planned budget. There was no seconder for this proposal.

RESOLVED: to recommend budget requirements for 2019/20 to the Finance and Policy Committee.

- 317/18 EMERGENCY PLAN WORKING PARTY**
RESOLVED: that the Emergency Plan Working Party be re-established, that the Terms of Reference were agreed and that **Cllrs. Cairns, Forbes, Price, Kirk Wilson** and **Heath** be appointed to it
- 318/18 WILTSHIRE LOCAL PLAN CONSULTATIVE EVENT**
Cllrs. Hall and **Price** had attended an event on 15 October 2018 in Royal Wootton Bassett and gave a verbal update about planning for new homes to 2036.
- 319/18 NEIGHBOURHOOD PLANNING**
Cllr. Hall gave a verbal update on a recent workshop.

The meeting closed at 8.20 pm

Signed: Date:
Chairman