

**SOUTH HAMS DEVELOPMENT
MANAGEMENT COMMITTEE**



**Minutes of a meeting of the South Hams Development Management Committee
held on
Wednesday, 10th April, 2024 at 10.00 am at the Council Chamber - Follaton
House**

Present: **Councillors:**

Chairman Cllr Long
Vice Chairman Cllr Taylor

Cllr Abbott
Cllr Bonham
Cllr Hodgson
Cllr O'Callaghan

Cllr Allen
Cllr Carson
Cllr Nix
Cllr Rake

In attendance:

Officers:
Head of Development Management
Principal Housing Officer
Senior Democratic Services Support Officer
Senior Planning Officer
DCC Highways Office
Viability Officer

62.

Minutes

DM.62/23

The minutes of the meeting of the Committee held on 13 March 2024 were confirmed as a correct record by the Committee

63.

Declarations of Interest

DM.63/23

Members and officers were invited to declare any interests in the items of business to be considered and none were made.

Cllrs J Hodgson and G Allen both declared an Other Registerable Interest in application 4021/21/VAR (Minutes DM.65/23 (b) below refer), they are a personal friend of Neil MacTaggart speaking as an objector.

Cllr M Long declared an Other Registerable Interest in application 4021/21/VAR (Minutes DM.65/23 (a) below refer), knows the agent and Chairman of South Hams Tree Network. The Member remained in the meeting and took part in the debate and vote thereon.

64. **Public Participation**

DM.64/23

The Chairman noted the list of members of the public, Town and Parish Council representatives, and Ward Members who had registered their wish to speak at the meeting.

65. **Planning Applications**

DM.65/23

The Committee considered the details of the planning applications prepared by the relevant Case Officers as presented in the agenda papers, and considered the comments of Town and Parish Councils, together with other representations received, which were listed within the presented agenda reports, and **RESOLVED** that:

6a) **0384/23/OPA Land At Sx 652 517, Penn Park, Modbury Parish: Modbury Parish Council**

Development: READVERTISEMENT (viability appraisal submitted with revised affordable housing provision and open market housing mix). Outline Planning Application (with all matters reserved apart from access) for demolition of existing buildings and a residential redevelopment of up to 40 dwellings, including the formation of access and associated works on land at Penn Park, Modbury

Case Officer Update:

The Case Officer summarised the key issues, namely that:

- Principle of Development/Sustainability.
- Affordable Housing and Housing Mix.
- Local Infrastructure.
- Noise and disturbance from adjoining buildings/uses.
- Contamination and geotechnical.
- Heritage, Landscape and trees.
- Ecology, Travel Plan, Vehicle Access, Low Carbon Development, and Drainage.

In response to questions raised, the Officer's reported that:

- Drivers path was unregistered land and not in the control of anyone although part of the path was accessible to the landowner.
- The indicative plan shows the spillway and swale. If water levels got too high in the attenuation basin, it would go into the spillway and therefore

bypass the property. During the development phase the construction management plan would include addressing any surface water issues.

- This outline application was for up to 40 homes.
- There were no proposals to change the footpath along the road apart from cutting back the vegetation.
- The location of the bus stop on the eastern curve was the only place that could accommodate because of the size of the verge.
- As this was a small development only a few people would use the bus service. A visibility concern was raised on crossing the road but felt this was a minor risk.
- National guidelines set out that the ideal walking distance to a bus stop was 400 metres this bus stop would be 500 metres.
- The bus stop was just with the 30mph zone.
- The criteria to move the 30mph sign was not met and would be a departure from policy to move the sign. Would also make enforcement more difficult for the police.
- Another developer Bloors delivered an open market housing mix aligned with the wider mix for the area.
- To be policy compliant the developer would need to provide 30% of units which equate to 12 units. They were offering 4 units (10%).
- Land value was calculated as a desktop exercise on viability, land values as well as taking in account whether the land was developable.
- House prices have been volatile however do try to get comparable properties within a 2-year period and use data and from sites such as Right Move and Land Registry.

Members raised a number of safety concerns on the higher number of school children catching the bus and crossing the road.

Having heard from speakers on behalf of the supporter, Parish Council and Ward Member. Members debated the application. During the debate, one Member felt there was a danger with the highways and did not want the responsibility of an accident on their hands. Another Member felt that the 30% affordable housing needs to be addressed also the safety of the route and therefore supported the officer's recommendation.

Recommendation: Refusal

Committee decision: Refusal

6b) **4021/21/VAR Development site at SX 809597, Steamer Quay Road, Totnes
Town: Totnes**

Development: Application for variation of condition 2 (approved drawings) of planning consent 4165/17/FUL [erection of a 68 bed Care Home (use class C2) with associated car parking, refuse and external landscaping]

Cllr Hodgson (proposer) and Cllr Allen (seconded) requested a deferment to allow Members to undertake a site visit before considering the application. A vote was taken to defer and following the vote this application was deferred to the next meeting with the inclusion of a site visit.

Committee decision: Deferred for a site visit

**6c) 0156/24/HHO 28 Redwalls Meadow Dartmouth TQ6 9PR
Town: Dartmouth**

Development: Householder application for erection of single storey ancillary residential annexe and associated works.

Case Officer Update: The Case Officer summarised the key issues, namely:

- Annex building meets the markers of being an ancillary domestic building.
- No sub-division of the plot of independent dwelling was being sought.
- As such consideration and recommendation has been made on this basis.
- Building proposed does not threaten primacy of host (less than 50% footprint and 2m lower than eaves).
- Harmonious in terms of scale, mass and material finish.
- Plenty of amenity space within the garden remaining.
- No detrimental impact on neighbour amenity.
- Both drainage scheme and use type could be conditioned on any approval.

Having heard from speakers on behalf of the supporter and Parish Council and Ward Member. Members debated the application. During the debate, Members raised concerns on entrance from Mount Boone and access to the application site, garden amenity space and boundary fences on the application site. It was therefore proposed that Members undertake a site visit. Following a vote, it was agreed that the application would be deferred to the next meeting to allow Members to undertake a site visit.

Committee decision: Deferred for a site visit

66. Planning Appeals Update

DM.66/23

Members noted the update on planning appeals as outlined in the presented agenda report.

67. Update on Undetermined Major Applications

DM.67/23

Members noted the update on undetermined major applications as outlined in the presented agenda report

68. **Enforcement Report *** Item deferred from this meeting*****

DM.68/23

This item deferred to the May meeting

The Meeting concluded at 2.43 pm

Signed by:

Chairman

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Voting Analysis for Planning Applications – DM Committee 10 April 2024

| Application No: | Site Address | Vote | Councillors who Voted Yes | Councillors who Voted No | Councillors who Voted Abstain | Absent |
|------------------------|----------------------------------------------------------|-------------------------|-----------------------------------------------------------------------------------|-------------------------------------------|------------------------------------------------|------------------|
| 0384/23/OPA | Land At Sx 652 517, Penn Park, Modbury | Refused | Cllrs Abbott, Allen, Bonham, Carson, Hodgson, Long, Nix, O'Callaghan and Rake (9) | Cllr Taylor (1) | | Cllr Pannell (1) |
| 4021/21/VAR | Development site at SX 809597, Steamer Quay Road, Totnes | Deferred for site visit | Cllrs Allen, Carson, Hodgson, Nix, O'Callaghan and Rake (6) | Cllrs Abbott, Bonham, Long and Taylor (4) | | Cllr Pannell (1) |
| 0156/24/HHO | 28 Redwalls Meadow, Dartmouth, TQ6 9PR | Deferred for site visit | Cllrs Allen, Hodgson and O'Callaghan (3) | Cllrs Long and Taylor (2) | Cllrs Abbott, Bonham, Carson, Nix and Rake (5) | Cllr Pannell (1) |

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