

# Regulatory Committee

31<sup>st</sup> January 2006

# Agenda

The Regulatory Committee will meet at the **SHIRE HALL, WARWICK** on **TUESDAY** the **31<sup>st</sup> JANUARY 2006** at **10 a.m.**

The agenda will be:-

## 1. General

- (1) Apologies.
- (2) Members Disclosures of Personal and Prejudicial Interests.

**Note: Members are reminded that they should declare the existence and nature of their interests at the commencement of the relevant item (or as soon as the interest becomes apparent). If that interest is a prejudicial interest the Member must withdraw from the room.**

Personal interests relating to any item on the agenda arising by virtue of the member serving as a District/Borough councillor are declared below:-

Councillor Peter Barnes – Stratford-on-Avon District Council  
Councillor Les Caborn – Warwick District Council  
Councillor Michael Doody – Warwick District Council  
Councillor Pat Henry – Nuneaton and Bedworth Borough Council  
Councillor Joan Lea – North Warwickshire Borough Council  
Councillor Brian Moss – North Warwickshire Borough Council  
Councillor Mike Perry – Stratford-on-Avon District Council  
Councillor Dave Shilton – Warwick District Council

- (3) Minutes of the meeting held on the 22<sup>nd</sup> December 2005 (copy attached) and Matters Arising.

## 2. Applications for Determination

Reports of the Strategic Director of Environment and Economy.

### **(1) Long Marston Airfield – Erection of Two Workshops and Change of Use of Land to a Material Recycling Facility (MRF)**

This proposal seeks retrospective consent for the erection of two buildings and the change of use of land to a material recycling facility at Long Marston Airfield.

#### Recommendation

That the Regulatory Committee authorises the refusal of planning permission for the erection of two workshops and the change of use of land to a material recycling facility at Long Marston Airfield, Campden Road, Long Marston for the following reason:-

This development is contrary to the provisions of policy 6 of the Waste Local Plan for Warwickshire adopted in August 1999. The majority of the application site does not meet the three criteria for an acceptably located Material Recycling Facility (MRF) specified in the local plan and as such the development constitutes sporadic development in the open countryside. This is contrary to the provisions of the Waste Local Plan, Policy CTY1 of the Stratford on Avon District Local Plan and Policies GD3, GD5 and RA.3 of the Warwickshire Structure Plan. It would if approved, set an undesirable precedent whereby it would prove increasingly difficult to resist other similar proposals in the locality. This would cumulatively undermine policies of restraint contained within the Structure Plan and Local Plans and significantly compromise the character and appearance of the locality.

### **(2) Judkins Landfill, Nuneaton Extension to the time limit for the implementation of a Materials Recycling Facility**

The application proposes the variation of condition number 1 attached to planning permission N85/98CM035. This permission involves the construction of a Materials Recycling Facility (MRF) which would separate recyclable materials from mixed household and similar commercial/industrial wastes, incorporating in-vessel composting of household organic wastes, a dedicated facility for green waste composting and associated infrastructure improvements.

#### Recommendation

That the Regulatory Committee grants permission to vary condition number 1 attached to planning permission N85/98CM035, dated 24<sup>th</sup> November 2000, to allow the commencement of development for a Materials Recycling Facility to process mixed household and industrial wastes, incorporating in-vessel composting of household organic wastes, a dedicated facility for green waste composting and associated site infrastructure improvements on 5.2 hectares of land at Judkins Quarry, Nuneaton, Warwickshire, CV10 OJO by the 24<sup>th</sup> November 2010, subject to the conditions and for the reasons contained in Appendix B of the report of the Strategic Director of Environment and Economy.

### **(3) New Park and Ride facility on the West Side of Bishopton Lane, Stratford-upon-Avon – Discharge of Conditions**

This proposal seeks permission to discharge condition No 2, (Landscaping) Nos 3, 5 (Building Design), Nos 10, 11 and 12 (Drainage) attached to the planning permission S1739/01CC052.

#### Recommendation

That the Regulatory Committee authorises the approval of the details shown on drawing No. ED899/01REV.B to discharge condition No. 2 (landscaping), drawing Nos. 0501-27, 0501-24, 0501-22 to discharge conditions Nos. 3 and 5 (design details of the new building) and drawing Nos. H/C93-14/55 and H/C93-14/56 to discharge condition Nos. 10, 11 and 12 (drainage details) attached to planning permission ref. S1739/01CC052 for the construction of a new Park and Ride Facility on the West Side of Bishopton Lane, Stratford-upon-Avon. (See plan in Appendix A)

### **3. Ashorne Playing Field, Ashorne – Application to Register as Town or Village Green**

Report of the Strategic Director of Performance and Development.

An application has been submitted to register as a Town or Village Green an area of land in Ashorne belonging to the owner of Ashorne House. An objection to the application has been lodged by the landowner and other local residents. Regulatory Committee is requested to decide what mode of procedure should now be adopted to allow the County Council to determine the application.

#### Recommendation

- (1) That the application to register land at Ashorne as a town or village green submitted by Newbold Pacey and Ashorne Parish Council dated 31<sup>st</sup> October 2005 be deferred pending the outcome of the ***Oxfordshire County Council v. Oxford City Council and Robinson*** case currently pending in the House of Lords.
- (2) That arrangements be made for the holding of an informal local inquiry as soon as possible to provide additional information which the Committee will require in order to finally determine the application following the House of Lords decision.

### **4. Incorporation of WWRAS**

Joint Report of the Strategic Director of Performance and Development and the Strategic Director of Resources.

To consider proposals of the Warwickshire Welfare Rights Advisory Service to incorporate as a “not for profit” company and to agree that three representatives of Warwickshire County Council will be Members and Directors of the organisation.

### Recommendation

- (1) That the Committee supports the incorporation of the WWRAS and approves the appointment of three Members of the County Council to sit as Directors and Members of the newly incorporated organisation.
- (2) That the Committee considers whether it wishes these appointments to be made on the proviso that WWRAS adopts a clause ensuring that the County Council Membership does not reach a proportion that would make it an "influenced" company.

## **5. Any Other Items**

which the Chair decides are urgent.

## **EXEMPT ITEMS**

### **6. Reports Containing Confidential or Exempt Information**

To consider passing a resolution excluding members of the public from the meeting for the agenda items mentioned below on the grounds that their presence would involve disclosure of confidential or exempt information as defined in the Local Government Act 1972. (NB. Copies of extracts describing exempt information are available in Warwickshire Libraries, the County Council Handbook and the Access to Information Register held in my office.)

### **7. Ex Gratia Payment to CK**

Report of the Strategic Director of Children, Young People and Families

Approval is sought to make a goodwill payment of £1,000 to CK to settle his complaints about a failure to offer adequate support to him during the process of a step-parent adoption.

#### Recommendation

That a goodwill payment of £1,000 (in total) be made to CK, together with the other remedies described in this report, in full and final settlement of his complaints about a step-parent adoption process.

JIM GRAHAM  
Chief Executive

### **Committee Membership**

Councillor Peter Barnes, Les Caborn, Richard Chattaway (Chair), Michael Doody, Pat Henry, Joan Lea, Barry Longden, Brian Moss, Mike Perry, Dave Shilton (Vice-Chair), Ian Smith and John Wells.

# The reports referred to are available in large print if requested

General Enquiries: Please contact Phil Maull, Performance and Development Department on 01926 412834 or e-mail [philmaull@warwickshire.gov.uk](mailto:philmaull@warwickshire.gov.uk)  
Enquiries about specific reports: Please contact the officers named in the reports