Minutes of the Planning & Licensing Committee Meeting held on Wednesday 19 January 2022 at 6:02 pm in the Council Chambers, Municipal Offices, Marcus Hill, Newquay.

Present

Cllr S Hick (Chair), Cllr J Kenny (Vice Chair), Cllr J Brook, Cllr N Morris, Cllr M North and Cllr F Williamson.

Also attending

D McLeod & L Holroyd (Miss)(Corporate Services) There was one member of the public in attendance.

Minute Ref P001/22

Apologies

None

Minute Ref P002/22

<u>Interests</u>

Cllr N Morris declared a non-pecuniary interest in agenda items 7.01 (Consultation on the Cornwall Council Hackney Carriage & Private Hire Vehicle, Operator & Driver Licensing Policy) and 10.11 (Planning Application PA21/05926).

Minute Ref P003/22

Meeting Management Issues

The Chair informed attendees that he would look to sanction a comfort break roughly one hour into the meeting.

Minute Ref P004/22

Minutes

i. 22 December 2021

Minute Ref P004/22 (1)

It was proposed by Cllr J Kenny, second by Cllr N Morris and RESOLVED unanimously that the minutes of the meeting for 22 December 2021 were correctly recorded and that they be adopted and signed by the Chairman.

Cllr M North abstained from the vote having not attended the meeting of 22.12.21

Minute Ref P005/22	Matters Arising	
P003/22	Cllr J Kenny noted the comment made by Cllr K Larsen (Minute Ref P751/21) regarding email invites for the Neighbourhood Plan Review Working Party.	ACTION - D McLeod to email Clirs
	D McLeod was asked to draft and forward an email inviting all Town Cllrs to register their interest in sitting on the Neighbourhood Plan Review Working Party.	
Minute Ref P006/22	Public Question Time	
1 000, 22	D McLeod confirmed no written questions had been received.	
	There was one member of the public present in the Public Gallery.	
	One representation was made in support of planning application PA21/12724 (agenda item 10.13)	

Minute Ref P006/22 (1)

It was proposed by Cllr S Hick, second by Cllr J Kenny and RESOLVED unanimously to bring forward agenda item 10.13 (PA21/12724) in order that a decision be made before returning to the remaining agenda items.

	Application 13	Porth & Tretherras	
	Reference	PA21/12724	
	Proposal	Demolition of existing dwelling and construction of replacement dwelling	
	Location	12 Whipsiderry Close TR7 3LZ	
	Applicant	Mr and Mrs Wesseldine	
	Grid Ref	183204 / 63066	
Minute Ref P006/22 (2)	Decision	It was proposed by Cllr J Kenny, second by Cllr N Morris and RESOLVED unanimously to SUPPORT to PA21/12724	

Comments	Members noted that the precedent for contemporary design in the immediate area had already been established through other approved schemes. The application documents suggest considerable emphasis has been placed on creating an environmentally sustainable dwelling and this was welcomed by the Committee. Members would expect the addition of an appropriate annexe condition.	ACTION - post SUPPORT on CC Planning Register
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Minute Ref P007/22

Public Consultations

 i. Cornwall Council – DRAFT Hackney Carriage & Private Hire Vehicle, Operator & Driver Licensing Policy

Minute Ref **P007/22** (1)

6:35pm – As the holder of a current Hackney Carriage Driver Licence and Hackney Carriage Vehicle Licence, Cllr N Morris declared an interest in this item and left the meeting.

D McLeod explained that, following the previous meeting, he had contacted Julie Flower (Senior Licensing Officer, Cornwall Council) with the questions around a) air quality and b) refusing to carry vulnerable individuals, (see Minute Ref P753/21) and drew Members' attention to the responses provided. It was noted that CC Licensing have added these questions to the consultation responses for consideration as proposed changes to the draft policy.

Cllr Bell's query from the previous meeting was answered separately by email as the Licensed Driver's right to insist payment be made upfront was covered in the draft document, within the Zero Tolerance policy detailed in appendix ZT1 and ZT2.

Members discussed the response from CC Licensing that where a fare is refused, the Licensed Driver is advised to call the Police on 999 if they consider the person is at risk of immediate harm or call 101 in other cases.

	It was felt that in order to protect both the individual and the Licensed Driver such action should not simply be advice. Instead, it should be a requirement for the Driver to contact either 999 or 101, and this requirement should appear as a prominent policy within the new Statement of Practices, Procedures and Policy.
Minute Ref P007/22 (2)	It was proposed by Cllr S Hick, second by Cllr J Kenny and RESOLVED unanimously to thank Licensing for their response and to request that the new Hackney Carriage & Private Hire Vehicle, Operator & Driver Licensing Policy include a prominent policy stating that Licensed Drivers be required to notify the Police of any instance where a fare is refused and where the individual concerned is in a vulnerable state.
Minute Ref P007/22 (3)	6:40pm – Cllr N Morris re-joined the meeting.
Minute Ref P008/22	To discuss and make any decisions on Licensing applications and other Licensing matters.
	D McLeod confirmed there were no licensing applications or licensing matters for discussion.
Minute Ref P009/22	To discuss and make any decisions on previous Planning Applications
	Planning Ref i. PA21/11190 - 5b Bonython Rd TR7 3AU
	A majority of Cllrs chose to Agree with the Officer recommendation to Refuse the application.
	Planning Ref ii. PA21/11240 - River House, 3 Riverside Cres TR7 1PJ

A majority of Cllrs chose to Agree with the Officer recommendation to Approve the amended application.

Minute Ref P009/22 (1)	It was proposed by Cllr N Morris, second by Cllr M North and RESOLVED unanimously to give retrospective approval to the above decision. Cllr J Brook abstained.		
Minute Ref P010/22		Planning Applications and nce relating to Planning Applications	
	Application 1	Porth & Tretherras	
	Reference	PA21/12632	
	Proposal Location	Non-Material Amendment (1) to Application No. PA21/06405 dated 9 th September 2021 for Demolition of existing garage and construction of new two storey extension containing 3 additional bedrooms, 2 bathrooms and family room, namely, to reduce the size of the proposed extension 34 Glamis Road TR7 2RY	
	Applicant	Mrs J Watson-Moul	
	Grid Ref	Not Given	
Minute Ref P010/22 (1)	Decision	It was proposed by Cllr J Kenny, second by Cllr N Morris and RESOLVED unanimously to SUPPORT PA21/12632	
	Comments	Members recalled giving their Support to the initial application PA21/06405. It was noted that the non-material amendment would see a reduction in the size of the proposed extension. Members were unaware of any local objections to this application.	ACTION - post SUPPORT on CC Planning Register
	Application 2	Porth & Tretherras	
	Reference	PA21/12010	

	Proposal	Change of access for carpark. New proposed direct access off Glamis Road.	
	Location	Chester Court, Chester Road, Newquay	
	Applicant	Mr Leech - Chester Court Management Company	
	Grid Ref	182433 / 61939	
Minute Ref P010/22 (2)	Decision	It was proposed by Cllr J Kenny, second by Cllr F Williamson and RESOLVED unanimously to SUPPORT PA21/12010	
	Comments	Members noted the public comment (dated 29 December 2021) and agreed there was a need to consider additional parking restrictions that would ensure the new entrance offered safe access and egress. In terms of accessibility, any barrier put in place should be automated and of a type that complies with the standards required for UK Disabled Parking Accreditation.	ACTION - post SUPPORT on CC Planning Register
	Application 3	Central & Pentire	
	Reference	PA21/12157	
	Proposal	Alter existing owners accommodation by extending loft with a semi flat roof dormer to rear and internal alterations	
	Location	13 Island Crescent TR7 1DZ	
	Applicant	Mr and Mrs Dean Marshall	
	Grid Ref	181174 / 61781	
Minute Ref P010/22 (3)	Decision	It was proposed by Cllr J Kenny second by Cllr N Morris and RESOLVED unanimously to SUPPORT PA21/12157	
	Comments	With no change to the existing street scene and no overlooking issues identified, Members were happy to support these proposals. Members welcomed the	ACTION - post SUPPORT on CC

		proposal to replace the steep spiral staircase with a safer more accessible alternative.	Planning Register
	Application 4	Porth & Tretherras	
	Reference	PA21/11413	
	Proposal	Variation of Condition 2 (approved plans) of Application No. PA14/08604 dated 23rd April 2015 (Construction of a two storey detached dwelling (to replace an existing planning approval - PA11/04784))	
	Location	Gusti Veor House TR8 4JU	
	Applicant	Mr Mike Mclaren	
	Grid Ref	183656 / 61558	
Minute Ref P010/22 (4)	Decision	It was proposed by Cllr J Kenny, second by Cllr F Williamson and RESOLVED unanimously to SUPPORT PA21/11413	
	Comments	Members were aware of their support for the previous application (PA14/08604) and were unaware of any negative impacts that would result from the reduced footprint and general redesign proposed in the current application.	ACTION - post SUPPORT on CC Planning Register
Minute Ref P010/22 (5)	during which t	r S Hick sanctioned a short comfort break, time no business was conducted. meeting resumed with all attending Members	
	present.	meeting resumed with an attending richibers	

Application 5	Central & Pentire	
Reference	PA21/07644	
Proposal	Remove roof and construct second floor, balconies, access steps, over cladding of upper	

Minute Ref P010/22 (6)	Location Applicant Grid Ref Decision	walls, extend balcony, replace windows and doors. Removal and replacement of garage roof. Addition of lower terrace and summer house. Wickham House, 15 Riverside Crescent TR7 1PJ Mr & Mrs Worsdall 178977 / 61307 It was proposed by Cllr M North, second by Cllr N Morris and RESOLVED unanimously to OBJECT to PA21/07644	
	Comments	The submission of 'before and after' views of the proposed scheme, as seen from across the Gannel, was noted. However, Members continue to object to the lower terrace and summer house. Previous comments regarding Character Area 15 of the Newquay Character Study are still considered valid, as are the comments relating to the settlement boundary. Newquay Neighbourhood Plan policy G2 (Development Principles) seeks to ensure that all new development is of a quality and type that contributes positively and sustainably to the community. Where possible, high levels of environmental sustainability should be integrated into the works and the applicant is encouraged to explore the opportunity of including renewable energy sources as part of any works that take place.	ACTION - post OBJECTION on CC Planning Register

Application 6	Trenance	
Reference	PA21/11727	
Proposal	Demolition of existing double garage and replace with two storey dwelling complete with amenity space and parking	

	Location	88 Meadowside TR7 2TW	
	Applicant	Mr Graham Cock	
	Grid Ref	182157 / 60968	
Minute Ref P010/22 (7)	Decision	It was proposed by Cllr N Morris, second by Cllr J Kenny and RESOLVED unanimously to OBJECT to PA21/11727	
	Comments	Members noted there were several local objections to this proposal and agreed with comments suggesting the design of the proposed two-storey dwelling was fundamentally at odds with the character of the immediate area. The Meadowside estate is considered to be a carefully designed estate that benefits from a pleasant sense of space and benefits from the greenery that exists in front of and between properties. Given its position, overall design and relative scale, Members agreed the proposed dwellinghouse would appear at odds with the character of neighbouring properties and would harm the visual amenity of the surrounding area. The application site appears too small to accommodate a residential dwelling, resulting in an inadequate level of amenity space along with parking arrangements that do not comply with policy H4 of the Newquay Neighbourhood Plan. The proposed dwellinghouse appears to be overly cramped and would struggle to meet nationally described space standards. The applicant has failed to provide any information to assuage local concerns around the potential loss of light to neighbouring properties.	ACTION - post OBJECTION on CC Planning Register

	Application 7	Trenance	
	Reference	PA21/12336	
	Proposal	Replacement windows	
	Location	51 Dale Road TR7 2TQ	
	Applicant	Mr Khiem Nguyen - Livewest C/O Wrekin Windows	
	Grid Ref	182082 / 60592	
Minute Ref P010/22 (8)	Decision	It was proposed by Cllr M North, second by Cllr J Kenny and RESOLVED unanimously to SUPPORT PA21/12336	
	Comments	Members were unaware of any negative impacts that would result from this proposal.	ACTION - post SUPPORT on CC Planning Register

	Application 8	Whipsiderry	
	Reference	PA21/12453	
	Proposal	Single storey extension to side and rear of property which includes the removal of the existing conservatory.	
	Location	16 Treviglas Close TR7 3JJ	
	Applicant	Mr & Mrs Sumpter	
	Grid Ref	183570 / 62106	
Minute Ref P010/22 (9)	Decision	It was proposed by Cllr J Kenny, second by Cllr F Williamson and RESOLVED unanimously to SUPPORT PA21/12453	
	Comments	Members noted that similar single storey extensions had been approved locally and could see no negative impacts resulting from the scheme proposed here.	ACTION - post SUPPORT on CC

			Planning Register
	Application 9	Trenance	
	Reference	PA21/12209	
	Proposal	Detached garage with storage below	
	Location	12 Inner Tide Lane TR7 2FA	
	Applicant	MR T ROBSON	
	Grid Ref	181816 / 60533	
Minute Ref P010/22 (10)	Decision	It was proposed by Cllr N Morris, second by Cllr J Kenny and RESOLVED unanimously to raise NO OBJECTION to PA21/12209	
	Comments	Members noted this was a retrospective application and were unaware of any local objections to this already built structure.	ACTION - post NO OBJECTION on CC Planning Register

Minute Ref	7:59pm	
P010/22	It was proposed by Cllr S Hick, second by Cllr J Kenny and	
(11)	RESOLVED unanimously to extend the meeting by up to	
	one hour.	

Application	10 Central & Pentire	
Reference	PA21/03382	
Proposal	Construction of 2No Townhouses in the grounds of Atlantic Lodge, King Edward Crescent, Newquay	
Location	1 King Edward Crescent TR7 1HJ	
Applicant	Mr and Mrs Haddrell	

	Grid Ref	180631 / 62171	
Minute Ref P010/22 (12)	Decision	NO DECISION REQUIRED	
	Comments	Members were informed that, at the request of the Agent, application PA21/03382 was withdrawn from the list of planning applications to be considered at the meeting of 19 January 2022. It is understood that further revisions to the initial plans will be submitted to the Local Planning Authority in due course.	NO ACTION REQUIRED
Minute Def	0.00	Un NI Mauria da danada a san nagarrian vintarrat in	
Minute Ref	8:00pm - Ci	Ir N Morris declared a non-pecuniary interest in	

(13)

P010/22 item 10.11 (PA21/05926) and left the meeting.

	Application 11	Porth & Tretherras	
	Reference	PA21/05926	
	Proposal	Demolition of Existing Building, construction of 2 detached dwellings.	
	Location	Kallacliff, 12 Lusty Glaze Road TR7 3AD	
	Applicant	Langhelle Oceanfront Development Ltd	
	Grid Ref	182454 / 62402	
Minute Ref P010/22 (14)	Decision	It was proposed by Cllr J Kenny, second by Cllr F Williamson and RESOLVED unanimously to OBJECT to PA21/05926	
	Comments	Members noted their objection to the previous plans. However, whilst the amended plans suggest a reduction in scale and mass, Members felt that the proposed townhouses would have an overbearing relationship on adjacent properties. In addition, the contemporary appearance of the townhouses remains at	ACTION - post OBJECTION on CC Planning Register

odds with the surrounding area. Members observed that the redesign had attempted to address overlooking issues to the south by reducing the fenestration at the secondfloor level. However, Members would request confirmation from the Officer that this had been satisfactorily achieved. Previous comments regarding the Neighbourhood Plan policies E3 (Support the Visitor Economy) and E1 (Safeguarding **Existing Employment Sites) appear not to** have been addressed. It remains the case that, where continued commercial use is no longer viable, clear evidence showing this is needed before the committee could support the loss of another Newquay Hotel.

Minute Ref P010/22 (15) 8:16pm - Cllr N Morris re-joined the meeting.

	Application 12	Porth & Tretherras	
	Reference	PA21/12509	
	Proposal	Change of use of Commercial Unit 7 to Use Class E for commercial unit permitted under Reserved Matters Approval PA13/08780 dated 19th February 2015	
	Location	Unit 7 1 Chi Myghtern Arthur Plen Tennyson Newquay	
	Applicant	Mr Alastair Martin - The Secretary of Duchy of Cornwall estate	
	Grid Ref	183906 / 61421	
Minute Ref P010/22 (16)	Decision	It was proposed by Cllr S Hick, second by Cllr N Morris and RESOLVED unanimously to SUPPORT PA21/12509	

	Comments	Members noted the reasoning behind the application and were unaware of any issues associated with the prosed change of use.	ACTION - post SUPPORT on CC Planning Register
	Application 14	Porth & Tretherras	
	Reference	PA21/12662	
	Proposal	Replacement roof providing first floor accommodation, proposed rear and side extensions, replacement roof over garage and widening of parking area, including general alterations	
	Location	58 Penhallow Road TR7 3BY	
	Applicant	Mr & Mrs R Catterill	
	Grid Ref	183106 / 62377	
Minute Ref P010/22 (17)	Decision	It was proposed by Cllr J Kenny, second by Cllr N Morris and RESOLVED unanimously to raise NO OBJECTION to PA21/12662	
	Comments	Members raised no objection to this application, subject to confirmation from the Officer that there would be no loss of privacy to nearby properties on Well Way and Veor Rd. It was appreciated there would be an increase in ridge height, but Members agreed that the impact on neighbouring properties was unlikely to be significant. Newquay Neighbourhood Plan policy G2 (Development Principles) seeks to ensure that all new development is of a quality and type that contributes positively and sustainably to the community. Where possible, high levels of environmental sustainability should be integrated into the works and the applicant is encouraged to	ACTION - post NO OBJECTION on CC Planning Register

explore the opportunity of including
renewable energy sources as part of any
works that take place. Members were
unaware of any local objections when
considering this application.

	Application 15	Porth & Tretherras	
	Reference	PA21/11350	
	Proposal	Proposed Dwelling off Tregunnel Hill	
	Location	Land South Of 113 Mount Wise, Tregunnel Hill TR7 1QR	
	Applicant	Mrs Jones	
	Grid Ref	180692 / 61286	
Minute Ref P010/22 (18)	Decision	It was proposed by Cllr F Williamson, second by Cllr J Kenny and RESOLVED unanimously to SUPPORT PA21/11350	
	Comments	Members were satisfied that the application site was of suitable size for the proposed development and that the impact on neighbouring properties, including the host dwelling, would be minimal. Some concerns were raised around whether safe access to and from Tregunnel Hill could be achieved and it was felt that confirmation should be sought from Highways. Newquay Neighbourhood Plan policy G2 (Development Principles) seeks to ensure that all new development is of a quality and type that contributes positively and sustainably to the community. Where possible, high levels of environmental sustainability should be integrated into the works and the applicant is encouraged to explore the opportunity of including	ACTION - post SUPPORT on CC Planning Register

		renewable energy sources as part of any works that take place.	
	Application 16	Mathiamid a way	
	Application 16	Whispiderry	
	Reference	PA21/12743	
	Proposal	Variation Condition 2 (approved plans) of Application No. PA18/10456 dated 17 th September 2019 (Construction of 24 holiday lodges with associated infrastructure and landscaping)	
	Location	Sands Family Resort, Watergate Road TR7 3LX	
	Applicant	Mr N Malcolm - Sands Resort Hotel Ltd	
	Grid Ref	183308 / 63372	
Minute Ref P010/22 (19)	Decision	It was proposed by Cllr J Kenny, second by Cllr M North and RESOLVED unanimously to SUPPORT PA21/12743 Cllr J Brook abstained	
	Comments	Members agreed the changes applied for would be in keeping with the permission already in place.	ACTION - post SUPPORT on CC Planning Register

Minute Ref P011/22	Terms of Reference and Risk Assessment	
	Following an observation made at the previous meeting (see Minute Ref P758/21) it was established that Community and Tourism (C&T) is the only Town Council committee mentioning Highways consultations in its Terms of Reference.	
	It is understood that prior to the current committee structure, none of the committees included Highways within their Terms of Reference and it was likely that such consultations had, over time, come to be dealt with by Planning & Licensing as a matter of custom and practice.	

	Members received a brief verbal update on the Highways consultation EDG1984; it was reported that the Town Council's response to the proposals was submitted to Cornwall Council following discussion that took place at C&T on 11 January (Minute Ref TBC). Cllr Kenny noted that at some point in the future the current committee structure would be reviewed, at which point it may be worth considering whether Highways consultations should be included in the Terms of Reference for Planning & Licensing.	
Minute Ref	Reports and any associated Recommendations from	
P012/22	Working Parties	
	i. Newquay Neighbourhood Plan Cllr Hick intends to confer with Cllr Kenny, with a view to inviting expressions of interest from Cllrs who would wish to sit on the Newquay Neighbourhood Plan Review Working Party. It was noted that Cllr K Larsen and Cllr N Morris had already registered their interest.	ACTION – Cllr Hick to email Full Council.
	ii. Community Governance Review Working Party There were no reports and no recommendations. There have been no updates since the email from the Community Governance Review Team dated 31 August 2021. D McLeod offered to chase this up.	ACTION – D McLeod to chase up.
Minute Ref P013/22	<u>Financial Statement</u>	
. 013/ 22	D McLeod reported there had been no expenditure from the committee's funds.	
Minute Ref P014/22	Other Correspondence	

Minute Ref	D McLeod confirmed the only correspondence had been received from Naomi Billings regarding planning application PA21/11727 - 88 Meadowside TR7 2TW – and that this had been included in the comments pack for item 10.06 on the agenda. Items for information and discussion only	
1013,12	D McLeod informed Members that PCL Planning Ltd would be delivering a presentation to the Town Council relating to 'Residential Development on Land West of Bedowan Meadows'. Invites to be sent out in due course.	ACTION – D McLeod invite Cllrs.
Minute Ref P016/22	Date and time of next meeting The next Planning & Licensing Committee meeting will take place on Tuesday 01 February 2022 at 6:00pm in the Council Chamber, Municipal Offices, Marcus Hill, Newquay TR7 1AF. The Chair thanked Members for their attendance and exited the meeting at 8:59 pm	
	Date Chair Cllr S Hick	