

MISTLEY PARISH COUNCIL

Minutes of the Planning Committee Meeting on Monday 16th January 2023 – 6.30pm at Mistley Village Hall



Present:

Councillor G Carter
Councillor J Chaplin
Councillor S Coiley
Councillor P Cunningham (*Chairman of the Committee*)
Councillor R Frost
Councillor C Howell
Councillor F Kent (*From Minute Number 7*).
Councillor W Meston
Councillor P Nutter

In Attendance:

Mrs S Clements – Parish Clerk
District Councillor A Coley

1. **Welcome and Apologies for Absence** – Apologies for absence were received from Councillors Bell (work) and Peacock (unwell). These apologies were accepted by the Committee.
2. **Public Voice** – District Councillor Coley spoke about Phase 4 of the Lawford Green development where a section of this development falls within the Mistley boundary. District Councillor Coley has asked if an allocation of Section 106 funds (Legal Developer Agreement with the LPA – Local Planning Authority) could be allocated under Phase 4 to the Welcome Home Field, New Road for new play equipment. District Councillor Coley was thanked for his work with this matter.
3. **Declarations of Interest** – There were none declared at this stage of the Meeting.
4. **Minutes of the Previous Planning Committee Meeting** – The Minutes of the Planning Committee Meeting held on the 1st December 2022 were received, considered and noted. (These Minutes will be considered by the full Parish Council Meeting on the 16th January at 7.30pm due to the Meeting not being quorate).
5. **Matters Arising/Updates from Previous Minutes** – There were no matters.
6. **The Committee noted Planning Decisions from the LPA (Local Planning Authority) as follows:**
 - a) 22/01710/LBDISC – Post Office, High Street – Discharge of Condition 3 (Historic Building Recording) of application 21/02089/LBC – The Committee noted that the LPA has approved this application.
 - b) 22/01682/FULHH – 69 California Road – Proposed two-storey extension and decking to rear – The Committee noted that the LPA has approved this application.
 - c) 22/01870/TCA – 1 Central Maltings – 2 No. Robina – reduce crown by 1.5m – The Committee noted that the LPA has approved this application.
 - d) 22/01875/TPO – The Clearing, Anchor Lane – 1 No. Multi-Stem Silver Birch – fell and replant with same species 3m to south. 1 No. Silver Birch – fell. 1 No. Sycamore – remove sucker. 1 No. Multi-Stem Sycamore – remove smaller stem. 2 No. Sycamore – remove lower branches. 1 No. Sycamore – fell. 1 No. Silver Birch – fell. 1 No. Oak – crown reduce. 1 No. Oak – fell –

The Committee noted that the LPA has approved this application.

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Signed - Chairman.....Date.....

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- e) 22/01926/TCA – Trinity Farm Cottage, Trinity Road – T1 Acer – Reduce crown by 1.5 meters to maintain size and shape. T2 Ceanothus – Fell as the tree is dead. T3 Elderberry – reduce top by 1 metre to maintain size - The Committee noted that the LPA has approved this application.
- f) 22/01554/FUL – 1 Harwich Road – Proposed conversion of existing space to the rear along ground level to provide 1 bedroom self-contained flat with parking and access to communal amenity space - The Committee noted that the LPA has approved this application.
- g) 22/01636/FUL – The Pightle, Heath Road – Proposed change of use of agricultural land to equestrian use and construction of menage - The Committee noted that the LPA has approved this application.
- h) 22/01962/NMA – Land South of Long Road – Non-Material Amendment to application 21/00197/DETAIL for minor adjustment to location of communication cabinet and mast - The Committee noted that the LPA has approved this application.

Councillor Kent arrived to the Meeting at this point.

7. Planning Applications/Proposals received from the LPA (Local Planning Authority):

- a) 22/01898/LUEX – House-Boat, Northumberland Wharf, Anchor Lane – Lawful Use Certificate for existing use of residential/office/store in breach of conditions 1 and 3 on approved application 01/02052/FUL – Following the vote, (proposed by Councillor Frost and seconded by Councillor Nutter), the Committee raised no objections to this proposal.
- b) 22/01636/FUL – The Pightle, Heath Road – REVISIONS – Proposed change of use of agricultural land to equestrian use and construction of menage – The Committee noted the details.
- c) 22/00958/FUL – Land South of Long Road – REVISIONS – Proposed local convenience store and 80 no dwellings and associated roads, hardstanding, fencing, outbuildings, and drainage – The Committee noted the details.
- d) 22/02026/TCA – 27 Seafield Avenue – 2 No Sycamore – reduce by 3%. 5 No. Unknown Trees – Fell. Planting of several slow growing trees, along new hedgerow along boundary - Following the vote, (proposed by Councillor Cunningham and seconded by Councillor Meston), the Committee recommended that the LPA’s Tree and Landscape Officer makes a decision under the LPA’s scheme of delegation.

8. Planning Applications received from the LPA after Agenda distributed

Councillors Carter, Frost, and Meston all declared personal interests for the next item as they are members of Mistley Rugby Club. (Mistley Rugby Club is the applicant for 23/00015/TCA).

- 23/00015/TCA – Furze Hill, Shrubland Road – Multiple Oak and Pine – cut back up to 5m - Following the vote, (proposed by Councillor Cunningham and seconded by Councillor Nutter) the Committee agreed to recommend that the LPA’s Tree and Landscape Officer makes a decision under the LPA’s scheme of delegation.
- 23/00011/TCA – Crisp Maltings Group Ltd. Mistley Maltings, School Lane – 1 Horse Chestnut (T7) – pollard and remove lower limbs – Following the vote, (proposed by Councillor Frost and seconded by Councillor Cunningham) the Committee agreed to recommend that the LPA’s Tree and Landscape Officer makes a decision under the LPA’s scheme of delegation.
- 23/00026/DOVU5– Land south of Long Road – Deed of Variation under TCPA 1990 Section 106A of the terms of the Unilateral Undertaking (UU) dated 30th October 2019 and Variation dated 16th December 2021 linked to Outline Planning Permission 17/01181/OUT and 21/00213/OUT, so the identity of the Approved Body and approval of Affordable Housing Scheme could occur prior to first occupation of a market house within the third phase. (The first phase to contain affordable housing properties) - The Committee noted this application.

9. Public Inquiries, Appeals or Enforcement Matters – Councillor Cunningham made reference to the sub-station which seems to have moved and is now closer to Mistley.

District Councillor Coley made reference to the “land-grab” and the recent correspondence between a local resident, the Parish Council, Essex County Council, Tendring District Council

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and National Highways.

- 10. Date of Next Planning Committee Meeting** – Monday 27th February 2023 – 6.30pm – Mistley Village Hall – This Meeting was noted.

There being no further business the Meeting closed at 7.07pm.