

# **BIRMINGHAM CITY COUNCIL**

## **PLANNING COMMITTEE**

**MEETING TO BE HELD ON**  
**THURSDAY 23 MAY 2019**  
**AT 1100 HOURS**  
**IN COMMITTEE ROOMS 3 AND 4,**  
**COUNCIL HOUSE, BIRMINGHAM**

Everyone is welcome to come to the Planning Committee to see decisions being made. The agenda for these meetings is available in advance and sets out the matters to be discussed. If you are interested in a particular item being considered at the meeting and you wish to speak, you must contact the Director, Inclusive Growth so that your request arrives no later than noon on the Monday before the meeting.

The reports on the agenda are normally prepared by the Director, Inclusive Growth for consideration by Members of the Planning Committee. Each report contains an appropriate recommendation. Most reports relating to individual planning applications will contain a recommendation as to whether to approve or refuse the application. These recommendations are based increasingly on regional policies and on consideration of the planning policies of Central Government and/or the City Council, together with the views expressed as a result of the process of public consultation and following consultations with other City Council Departments and appropriate external organisations. The Committee takes account of the recommendations of the Director, Inclusive Growth when it determines the application.

The Chairman manages the debate on individual agenda items and those present discuss the business by addressing the Chairman; this helps to keep the debate in an orderly manner. The Chairman takes each item in turn and when he considers there has been sufficient debate, he will call for a decision on the application or agreement that the information be noted or deferred for a site visit or for further work/issues to be addressed. At this stage, a vote may be taken on the recommendations which are either found at the front of each report or as amended by Councillors.

A team of City Council Officers advise the Planning Committee during the meeting. Reports are presented by the Area Planning Managers. Other advisers include the Director, Inclusive Growth a solicitor and an officer from Transportation Strategy. Plans/drawings relating to the most significant applications to be discussed at the meeting are on display.

Please note that it is not possible for you to take part in the discussion (unless you have indicated in advance that you wish to speak) and smoking is not allowed during meetings. **Additionally all mobile phones should be switched off during proceedings.**

### **Access to Meeting**

- a) Members of the public who wish to attend the Committee Meeting should report to the main entrance of the Council House, Victoria Square, Birmingham and they will be shown to the meeting room.

- b) Committee meetings are normally open to the public but sometimes the Committee may have to discuss an item in private (normally at the end of the meeting). In such circumstances members of the public will be asked to leave.
- c) The Committee has adopted a procedure to allow interested parties (including members of the public) to speak at meetings in connection with Planning Applications providing that prior notice has been given. Notes setting out the procedure for Public Speaking Rights are available on the Council's web site at [www.birmingham.gov.uk/planningspeakers](http://www.birmingham.gov.uk/planningspeakers). Any queries in connection with Public Speaking Rights procedures should be directed to Committee Services, Planning, telephone number 0121-303-3141.
- d) If you have any access issues or special/particular requirements, please inform us of these by calling (303 0709), or write to us (Planning Committee Manager, Room 315, Council House, Victoria Square, Birmingham B1 1BB) or e-mail [sarah.stride@birmingham.gov.uk](mailto:sarah.stride@birmingham.gov.uk) at least 3 working days before the meeting so that reasonable adjustments can be made.

## **ADVICE ON MEMBERS' INTERESTS**

### **Involvement in Planning Matters Prior to Meetings of the Planning Committee.**

Members of the Committee are advised to take steps to minimise their involvement in any planning matter prior to its consideration by the Committee so that they take all decisions at the meeting with an open mind.

The Code of Conduct for Members and General Guidance forms Appendix B7 to the City Council's Constitution and applies to Councillors of Birmingham City Council. A copy is available from either the Council's Corporate Director, Economy or City Solicitor or can be downloaded from that part of the Web Site dealing with the Planning Committee on [www.birmingham.gov.uk/planningapplications](http://www.birmingham.gov.uk/planningapplications).

Where a Member is in any doubt about whether they have an interest, they are advised to always seek the advice of the Council's City Solicitor, disclosing all material facts. Because of the difficulties of doing this during the course of a meeting, whenever possible, advice should be sought beforehand.

If a pecuniary or non-pecuniary interest arises from any business to be discussed at Planning Committee then the Member concerned must declare this interest either at the start of the meeting or immediately before the item is discussed.

### **Pecuniary Interests**

If a Member declares a pecuniary interest then they must not take part in any discussion of the matter at the meeting in a decision-making capacity and must not vote on the matter. They need not withdraw from the meeting but any participation by them at the meeting in a decision-making capacity in respect of the matter in which they have a pecuniary interest is a criminal offence for which they may be prosecuted as well as referred to the Standards Committee.

Where a Member has a pecuniary interest they may speak at that meeting for the purpose of making representations, answering questions or giving evidence relating to the business *provided* that the public are also allowed to attend the meeting for the same purpose.

A pecuniary interest to be disclosed at a meeting is either the Member's interest or that of their

husband, wife or civil partner or that of a person with whom the Member is living as husband or wife or as civil partners.

### **Non-Pecuniary Interests**

If you declare a non-pecuniary interest then you may remain in the meeting, you may take part in the discussion and you may vote on the matter.

### **Relationship between Members and Officers**

Good administration is dependent on a successful relationship between Councillors and Officers which can only be based upon mutual trust and understanding of each other's roles and responsibilities. This relationship, and the trust which underpins it, must never be abused or compromised e.g. by a member putting pressure on Officers to adopt a particular recommendation in a committee report.

### **Member Training**

The Nolan Committee recommended that all members of planning committees should receive appropriate training. Appointment to the Planning Committee effectively creates a requirement for all Members to undertake such training both on appointment and periodically thereafter. Members are advised not to accept nomination to the Committee unless they are prepared to take on this responsibility. Members must also familiarise themselves with the provisions of these procedures.

# BIRMINGHAM CITY COUNCIL

## PLANNING COMMITTEE

Thursday 23 May 2019 at  
1100 hours in Committee  
Rooms 3 & 4, The Council House,  
Birmingham

## A G E N D A

### **1 NOTICE OF RECORDING/WEBCAST**

Chair to advise/meeting to note that this meeting will be webcast for live or subsequent broadcast via the Council's Internet site ([www.civico.net/birmingham](http://www.civico.net/birmingham)) and members of the press/public may record and take photographs except where there are confidential or exempt items.

### **2 DECLARATIONS OF INTEREST**

Members are reminded that they must declare all relevant pecuniary and non-pecuniary interests arising from any business to be discussed at this meeting. If a disclosable pecuniary interest is declared a Member must not speak or take part in that agenda item. Any declarations will be recorded in the minutes of the meeting.

### **3 APOLOGIES**

### **4 APPOINTMENT OF THE PLANNING COMMITTEE, MEMBERS, CHAIR AND DEPUTY CHAIR**

- (i) To note that the City Council at its meeting on 21 May 2019 appointed the Planning Committee, Chair and Members to serve on the Committee for the period ending with the Annual Meeting of the City Council in 2020.
- (ii) To elect a Deputy Chair, for the purpose of substitution for the Chair if absent, for the period ending with the Annual Meeting of the City Council in 2020.

### **5 FUNCTIONS, POWERS AND DUTIES**

To note the functions, powers and duties, as set out below:-

To exercise the powers and duties of the Council with regard to development control and strategic planning matters and, in particular, to:

- (i) exercise all the powers and duties of the Council as a local planning authority (apart from any Executive functions);
- (ii) exercise the powers and duties of the Council with respect to building control;
- (iii) be accountable for the Local Land Charges service.

**6 CHAIRMAN'S ANNOUNCEMENTS**

The Chairman will make announcements, if any.

**To Follow 7 MINUTES**

To note the public part of the Minutes of the last meeting held on 9 May 2019.

**8 MATTERS ARISING**

To discuss matters arising.

**9 BIRMINGHAM DESIGN AND CONSERVATION REVIEW PANEL**

The Committee is requested to appoint a representative (last year Councillor Lou Robson) to serve on the Birmingham Design and Conservation Review Panel and approve the dates of the meetings for the period ending with the Annual Meeting of the City Council in 2020.

**RECOMMENDED:-**

- (i) That Councillor ..... be appointed to serve on the Birmingham Design and Conservation Review Panel for the period ending with the Annual Meeting of the City Council in 2020;
- (ii) that meetings of the Birmingham Design and Conservation Review Panel be held on the following Mondays commencing at 1000 hours:-

**2019**

10 June  
08 July  
12 August  
09 September  
14 October  
11 November  
09 December

**2020**

13 January  
10 February  
09 March  
13 April  
11 May

**10 DATES OF MEETINGS FOR 2019-2020**

The Committee is requested to approve the dates of meetings for 2019-2020 to be held on Thursdays commencing at 1100 hours.

**RECOMMENDED:-**

That meetings of the Planning Committee be held on the following Thursdays commencing at 1100 hours:-

<u>2019</u>	<u>2020</u>
23 May (Annual/First Meeting)	02 January
	16 January
	30 January
20 June	13 February
	27 February
04 July	12 March
18 July	26 March
01 August	09 April
15 August	23 April
29 August	
12 September	07 May
26 September	
10 October	
24 October	
07 November	
21 November	
05 December	
19 December	

**11 NOTIFICATION BY MEMBERS OF PLANNING APPLICATIONS THAT THEY CONSIDER SHOULD BE DETERMINED BY COMMITTEE**

To receive notifications from Members.

**12 PETITION(S)**

To consider petitions relating to planning applications submitted by Councillors on behalf of local residents.

**PLANNING APPLICATIONS IN RESPECT OF THE EAST AREA**

**13 61 GRAVELLY HILL NORTH, ERDINGTON, BIRMINGHAM B23 6BP - 2018/10286/PA**

**14 2 GRAVELLY LANE, ERDINGTON, BIRMINGHAM B23 6UH - 2019/01573/PA**

- 15 EQUIPOINT, 1506 COVENTRY ROAD, SOUTH YARDLEY, BIRMINGHAM B5 8AD - 2018/03556/PA
- 16 408-410 LADYPOOL ROAD, SPARKBROOK, BIRMINGHAM B12 8JZ - 2019/02652/PA
- 17 71 GOODISON GARDENS, ERDINGTON, BIRMINGHAM B24 0AG - 2019/01052/PA

#### **PLANNING APPLICATIONS IN RESPECT OF THE CITY CENTRE AREA**

- 18 71 CORPORATION STREET & TEMPLE ROW, CITY CENTRE, BIRMINGHAM B2 4UG - 2018/10311/PA
- 19 DERWENT HOUSE, 1 MARY ANN STREET, BIRMINGHAM B3 1RL - 2018/10092/PA
- 20 DERWENT HOUSE, 1 MARY ANN STREET, BIRMINGHAM B3 1RL - 2018/10122/PA
- 21 CITY PARK GATE, LAND AT MOOR STREET, ALBERT STREET & PARK STREET, BIRMINGHAM B4 - 2019/01172/PA

#### **PLANNING APPLICATIONS IN RESPECT OF THE NORTH WEST AREA**

- 22 623 KINGSTANDING ROAD, KINGSTANDING, BIRMINGHAM B44 9TA - 2018/00423/PA
- 23 19 CARLTON CLOSE, SUTTON COLDFIELD, BIRMINGHAM B75 6BX - 2019/02030/PA
- 24 134 GRESTONE AVENUE, HANDSWORTH WOOD, BIRMINGHAM B20 1LD - 2019/02232/PA

#### **PLANNING APPLICATIONS IN RESPECT OF THE SOUTH AREA**

- 25 HIGHBURY HALL, 4 YEW TREE ROAD, MOSELEY, BIRMINGHAM B13 8QG - 2018/08855/PA
- 26 LAND AT ST JOSEPH'S HOME, TENNAL ROAD, HARBORNE, BIRMINGHAM B32 2LB - 2018/03911/PA
- 27 189 RESERVOIR ROAD, SELLY OAK, BIRMINGHAM B29 6SX - 2019/01841/PA

#### **POLICY REPORT**

- 28 APPEALS DECISIONS RECEIVED FROM THE PLANNING INSPECTORATE IN APRIL 2019

- 29 INTRODUCTION TO DIGITAL PLANNING**
- 30 VISITS TO SITES IN CONNECTION WITH PLANNING APPLICATIONS**
- To authorise available Members to visit sites in connection with planning applications and to submit recommendations as appropriate.
- 31 OTHER URGENT BUSINESS**
- To consider any items of business by reason of special circumstances (to be specified) that in the opinion of the Chair are matters of urgency.
- 32 AUTHORITY TO CHAIR AND OFFICERS**
- Chair to move:-
- “That in an urgent situation between meetings the Chair, jointly with the relevant Chief Officer, has authority to act on behalf of the Committee.”
- 33 EXCLUSION OF THE PUBLIC**
- That in view of the nature of the business to be transacted which includes exempt information of the category indicated the public be now excluded from the meeting:-
- Minutes – Exempt Paragraph 3

## **PRIVATE AGENDA**

- To Follow** **34 MINUTES**
- To confirm and sign the Minutes of the meeting held on 9 May 2019.
- 35 MATTERS ARISING - PRIVATE**
- To discuss matters arising.
- 36 OTHER URGENT BUSINESS (EXEMPT INFORMATION)**
- To consider any items of business by reason of special circumstances (to be specified) that in the opinion of the Chair are matters of urgency.