

# **BIRMINGHAM CITY COUNCIL**

## ***PLANNING COMMITTEE***

### **MEETING TO BE HELD ON THURSDAY 24 MAY 2018 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 Corporate Director, Economy 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 Corporate Director, Economy 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 Corporate Director, Economy 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 Corporate Director, Economy, 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 24 May 2018 at 1100  
hours in Committee Rooms 3 & 4,  
Council House, Birmingham**

### **A G E N D A**

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

Chairman to advise/meeting to note that this meeting will be webcast for live or subsequent broadcast via the Council's Internet site ([www.birminghamnewsroom.com](http://www.birminghamnewsroom.com)) 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 CHAIR'S ANNOUNCEMENTS**

The Chair will make announcements, if any.

#### **4 APOLOGIES**

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

- (i) To note that the City Council at its meeting on 22 May 2018 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 2019;
- (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 2019.

#### **6 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.

**Attached**

**7 MINUTES**

To note the public part of the Minutes of the last meeting held on 10 May 2018.

**8 MATTERS ARISING**

To discuss matters arising.

**9 CONSERVATION AND HERITAGE PANEL**

The Committee is requested to appoint 3 representatives\* to serve on the Panel and approve the dates of the meetings for the period ending with the Annual Meeting of the City Council in 2019.

\*Requires the representation to reflect the political balance of the City Council – Proportionality – 2 Lab: 1 Con: 0 Lib Dem

Representatives last Municipal Year - Councillors Azim, Douglas Osborn and Henley (Chair).

**RECOMMENDED:-**

- (i) That Councillors ..... (2 Lab) and ..... (1 Con) be appointed to serve on the Conservation and Heritage Panel and that Councillor ..... be appointed Chair for the period ending with the Annual Meeting of the City Council in 2019;
- (ii) that meetings of the Conservation and Heritage Panel be held on the following Mondays commencing at 1000 hours:-

**2018**

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

**2019**

14 January  
11 February  
11 March  
08 April  
13 May

**10 DATES OF MEETINGS FOR 2018 - 2019**

The Committee is requested to approve the dates of meetings for 2018-2019 to be held on Thursdays commencing at 1100 hours.

**RECOMMENDED:-**

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

<b><u>2018</u></b>	<b><u>2019</u></b>
24 May (Annual/First Meeting)	03 January 17 January
07 June	31 January
21 June	
	14 February
05 July	28 February
19 July	
02 August	14 March
16 August	28 March
30 August	
	11 April
13 September	25 April
27 September	
11 October	09 May
25 October	23 May (Annual/First Meeting)
08 November	
22 November	
06 December	
20 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 NORTH WEST AREA**

- 13 SHREE GEETA BHAWAN MANDIR HINDU TEMPLE, 107 – 117 HEATHFIELD ROAD, 13 BRECON ROAD & LAND REAR OF 1 ST PETERS ROAD, HANDSWORTH, BIRMINGHAM - 2018/00032/PA**
- 14 BOLDMERE SPORTS & SOCIAL CLUB, BOLDMERE ROAD, SUTTON COLDFIELD, BIRMINGHAM - 2018/01365/PA**

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

- 15 LAND AT AUSTIN AVENUE (ADJACENT TO SMYTHS TOY SUPERSTORE), LONGBRIDGE, BIRMINGHAM – 2018/01697/PA
- 16 MODBURY AVENUE, LAND AT BARTLEY GREEN, BIRMINGHAM - 2017/0959/PA
- 17 PLOT 3 LONGBRIDGE TECHNOLOGY PARK, DEVON WAY, LONGBRIDGE, BIRMINGHAM – 2018/01680/PA
- 18 PLOT 4 PEBBLE MILL, MILL POOL WAY OFF PEBBLE MILL ROAD, EDGBASTON, BIRMINGHAM – 2018/01541/PA
- 19 UNIVERSITY OF BIRMINGHAM, ATLA BIOSCIENCES, UNIVERSITY ROAD WEST/RING ROAD SOUTH, EDGBASTON, BIRMINGHAM – 2018/01462/PA
- 20 GEMEINDEHAUS, 1 COLLEGE WALK, SELLY OAK, BIRMINGHAM – 2017/08949/PA
- 21 QUARRY SPORTS & SOCIAL CLUB, 82 QUARRY LANE, NORTHFIELD, BIRMINGHAM – 2017/07534/PA
- 22 HILLSIDE HOUSE, QUARRY HOUSE, RUSHMORE HOUSE, REDWORTH HOUSE & DOWRY HOUSE, COCK HILL LANE, BIRMINGHAM – 2018/01113/PA
- 23 COLE BANK ROAD – GRASS VERGE, MOSELEY, BIRMINGHAM – 2018/02656/PA

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

- 24 MAGNOLIA HOUSE, 73 CONYBERE STREET, BIRMINGHAM – 2018/00974/PA
- 25 LIONEL HOUSE, 86 LIONEL STREET, CITY CENTRE, BIRMINGHAM – 2018/01601/PA

## **PLANNING APPLICATION IN RESPECT OF THE EAST AREA**

- 26 252 SHORT HEATH ROAD, BIRMINGHAM – 2018/01735/PA
- 27 107 HIGH STREET, ERDINGTON, BIRMINGHAM – 2018/01889/PA
- 28 JAGUAR LAND ROVER, CHESTER ROAD, CASTLE BROMWICH, BIRMINGHAM – 2018/01496/PA

## **POLICY REPORT**

- 29 APPEAL DECISIONS RECEIVED FROM THE PLANNING INSPECTORATE IN APRIL 2018

**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 Chairman are matters of urgency.

**32     AUTHORITY TO CHAIRMAN AND OFFICERS**

Chairman 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**

**Attached**

**34     MINUTES**

To confirm and sign the Minutes of the last meeting held on 10 May 2018.

**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 Chairman are matters of urgency.