

Planning and Licensing Committee

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| Held at: | Council Chamber, Civic Centre, Folkestone |
| Date | Tuesday, 21 March 2023 |
| Present | Councillors John Collier, Gary Fuller, Anthony Hills (In place of Clive Goddard), Mrs Jennifer Hollingsbee, Nicola Keen, Jim Martin, Philip Martin (Vice-Chair), Jackie Meade, David Monk (In place of Mrs Ann Berry), Terence Mullard (In place of Ian Meyers) and David Wimble |
| Apologies for Absence | Councillor Mrs Ann Berry, Councillor Clive Goddard, Councillor Ian Meyers and Councillor Georgina Treloar |
| Officers Present: | Rob Bailey (Development Management Lead Specialist), James Clapson (Case Officer (Committee)), Ewan Green (Director of Place), Sue Lewis (Case Officer (Committee)), Llywelyn Lloyd (Chief Planning Officer), Lisette Patching (CIL and Enforcement Team Leader) and Helena Payne (Development Management Team Leader) |
| Others Present: | |

69. **Declarations of Interest**

Councillor Nicola Keen declared a disclosable pecuniary interest in respect of item 22/1322/FH – The Stade, Folkestone Harbour, as she is the Ward Member. She left the meeting during discussion and voting on this item.

Councillor David Monk declared a voluntary announcement in respect of item 22/0100/FH – Ingles Yard, Jointon Road, Folkestone, as he is known to the applicant. He remained in the meeting during discussion and voting on this item.

Although the remaining committee members did not make individual declarations it was noted that they are also known to the applicant in their capacity as councillors.

Councillor Philip Martin declared a voluntary announcement in respect of application 22/0122/CM – Land opposite 2 Hoad Cottages, Hoad Road, Swingfield, as he is know to the applicant. He remained in the meeting during discussion and voting on this item.

70. **Minutes**

The minutes of the meeting held on 21 February 2023 were submitted, approved and signed by the Chairman.

71. **22/13222/FH - The Stade, Folkestone Harbour, Folkestone, CT20 1QH**

Temporary change of use of land for the stationing of an ice cream van for a three year period from 1st Mach to 30th September each year, between 2023 and 2026.

The CIL & Enforcement Team Leader gave a verbal update relating to issues within the report and confirmed that the site map included and marked by an X was in the correct place and the issue regarding the licence is included in the officers report.

Roy Gill, local resident, spoke against application

Edward Giddins, member of the public, spoke in support of application

Cllr Mary Lawes, ward member, spoke against application.

Naomi Ledsham, spoke on behalf of the applicant in support of application

Proposed by Councillor Gary Fuller

Seconded by Councillor Jackie Meade and

Resolved: To defer the application due to concerns about the decision made at the meeting held on 21 February 2023 and that the matter should be reported to Council.

(Voting: For 3; Against 7; Abstentions 0)

Upon being put the vote was LOST

Proposed by Councillor Mrs Jenny Hollingsbee

Seconded by Councillor Terence Mullard and

Resolved: That planning permission be granted subject to the conditions set out at the end of the addendum report and that delegated authority be given to the Chief Planning Officer to agree and finalise the wording of the conditions and add any other conditions that he considers necessary.

(Voting: For 7; Against 2; Abstentions 1)

72. **22/0100/FH & 22/0147/FH - Ingles Yard, Jointon Road, Folkestone, CT20 2RY**

22/0100/FH – Demolition and part retention of curtilage listed building comprising a former cart store and grain store (retaining staddle stones, steps & cladding materials) and replacement with new veterinary surgery comprising replica grain store (utilising existing staddle stones, steps & cladding material).

22/0147/FH – Listed Building Consent for the demolition and part retention of curtilage listed building comprising former cart store and grain store (retaining staddle stones, steps & cladding materials) and replacement with new veterinary surgery comprising replica grain store (utilising existing staddle stones, steps & cladding materials).

The Development Management Team Leader informed the committee that an update on the application confirmed the hours of trading were 8am to 8pm, 7 days a week but with no harm to amenity, noise or activity. A condition can be imposed to reflect this. She also informed that there were 11 parking spaces and not 10 as stated in the report.

A further representation had been received but all material considerations are within the report with no additional points to add.

Nicholas Hunt, local resident, spoke against application 22/0100/FH.

Mark Hourahane, local resident, spoke against application 22/0147/FH.

Proposed by Councillor Jackie Meade
Seconded by Councillor Gary Fuller and

Resolved: To defer the application so that officers can provide additional paperwork.

(Voting: For 4; Against 5; Abstentions 2)
Upon being put the vote was LOST

Proposed by Councillor David Wimble
Seconded by Councillor Mrs Jenny Hollingsbee and

Resolved: That planning permission be granted subject to the conditions set out at the end of the report and that delegated authority be given to the Chief Planning Officer to agree and finalise the wording of the conditions and any other conditions that he considers necessary.

(Voting: For 8; Against 3; Abstentions 0)

Proposed by Councillor David Monk
Seconded by Councillor David Wimble and

Resolved: That listed building consent be granted subject to the conditions set out at the end of the report and that delegated authority be

given to the Chief Planning Officer to agree and finalise the wording of the conditions and add any other conditions that he considers necessary.

(Voting: For 8; Against 3; Abstentions 0)

73. **22/0122/CM - Land opposite 2 Hoad Cottage, Hoad Road, Swingfield**

Breach of Planning Control: Mixed use of land for residential use, holiday/tourism use, (including the keeping of alpacas and other animals) and car accessories business; the installation and siting of various structures, equipment and paraphernalia associated with those uses, including containers, solar panels, a prison van for use as a chicken house, alpaca shelter, hot tub, diesel tank and play equipment; the erection of timber fencing and gates; and the laying of hardsurfacing.

The CIL and Enforcement Team Leader updated the committee by informing that officers had received a planning application on Monday for a retrospective application for camping and alpaca site. This appears to be invalid due to the lack of information with no clear structure or residential siting.

The planning merits on the site have been assessed in the officers report and therefore uses should not change.

Proposed by Councillor David Monk
Seconded by Councillor Jim Martin and

Resolved: That an enforcement notice be issued requiring the use of the land for residential and tourism uses to cease and the removal of all associated buildings, structures and paraphernalia including solar panels, diesel tank and hot tub within 12 months of the notice taking effect and that the Chief Planning Officer and the Assistant Director - Governance, Law & Regulatory Services be authorised to prepare and serve the necessary documentation, including the precise wording thereof to give effect to this decision, and to take such steps as are necessary including legal proceedings to secure compliance with the Notice.

(Voting: For 11; Against 0; Abstentions 0)