



Shaftesbury Town Council

Town Hall, Shaftesbury, Dorset. SP7 8LY

Telephone: 01747 852420

Town Clerk: Mrs Claire Commons

e-mail: enquiries@shaftesbury-tc.gov.uk

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VAT Reg No 241 1307 58

To: Members of Shaftesbury Town Council's Planning and Highways Committee (PH), Councillors Brown (Chair), Taylor (Vice Chair), Austin, Lewer, Proctor & Todd. All other recipients for information only.

You are summoned to a meeting of the Planning and Highways Committee for the transaction of the business shown on the agenda below.

To be held at 6:30pm on Tuesday 19 June 2018 in the Council Chamber, Shaftesbury Town Hall

Claire Commons, Town Clerk

Members are reminded of their duty under the Code of Conduct

Public Participation

The Chairman will invite members of the public to present their questions, statements or petitions submitted under the Council's Public Participation Procedure.

Members of the public and Councillors are entitled to make audio or visual recordings of the meeting provided it does not cause disruption or impede the transaction of business. Out of courtesy to those present, the Council requests that intention to record proceedings is brought to the Chairman's attention prior to the start of the meeting.

Agenda

- 1 APOLOGIES 3**
To receive and consider for acceptance, apologies for absence
- 2 DECLARATIONS OF INTEREST 3**
Members and Officers are reminded of their obligations to declare interests in accordance with the Code of Conduct 2012. The Clerk will report any dispensation requests received.
- 3 MINUTES 3**
To confirm as a correct record, the minutes of the previous meeting of the Planning and Highways Committee.
- 4 FOOTPATH..... 4**
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- 5 PLANNING APPLICATIONS 8**
To consider responses to planning applications to include but not be limited to; 51 Coppice Street, 16 High Street, 27 Pound Lane, Land North Of 11 To 14 Wincombe Business Park, 13 Grosvenor Road, 10 Pix Mead Gardens, The Old Rectory St Johns Hill, 69 St James Street, 29 Greenstone Road, 14 Haimes Lane, Bramble Barn Long Cross, Land North Of Enmore Court And Off New Road, Land At E 387470 N 122346 Higher Blandford Road, and to consider any planning decisions or enforcement matters.

- 6 DAPTC ANNUAL MEETING MOTIONS 12**
To consider any motions for submission to the Dorset Association of Parish and Town Councils AGM
- 7 TRAFFIC CALMING MEASURES ON THE B3081 17**
To consider issuing to Dorset County Council an official statement to lobby for a lower speed limit along the B3081 in support of Motcombe Parish Council.
- 8 OFFICER REPORT 18**
To receive any correspondence and updates relating to the work of the committee.

(End)

**Administration for a meeting of the Planning and Highways Committee
To be held at 6:30pm on Tuesday 19 June 2018 in the Council Chamber, Shaftesbury
Town Hall**

1 Apologies

To receive and consider for acceptance, apologies for absence

STRATEGIC PLAN AREA: INTERNAL ENGAGEMENT, MARK JACKSON

The Council (including committees) should approve (or not) the reason for apologies given by absent councillors. If a council member has not attended a meeting of the council (or its committees) or has not tendered apologies which have been accepted by the council (or committee), for six consecutive months, they are disqualified.

1.1 Apologies received to date

1.1.1 .

2 Declarations of Interest

Members and Officers are reminded of their obligations to declare interests in accordance with the Code of Conduct 2012. The Clerk will report any dispensation requests received.

STRATEGIC PLAN AREA: INTERNAL ENGAGEMENT, MARK JACKSON

2.1 Declarations of Interest received to date

2.1.1 The Town Clerk declares that the agent for the Pix Mead Garden's application is a personal friend. There are no pecuniary interests to declare.

3 Minutes

To confirm as a correct record, the minutes of the previous meeting of the Planning and Highways Committee.

STRATEGIC PLAN AREA: INTERNAL ENGAGEMENT, MARK JACKSON

3.1 Minutes to be adopted

3.1.1 24th April 2018

3.1.2 15th May 2018

**Report 0618PH4 to a meeting of the Planning and Highways Committee
To be held at 6:30pm on Tuesday 19 June 2018 in the Council Chamber, Shaftesbury
Town Hall**

4 Footpath

To re-consider footpath 31 in light of new information arising.

4.1 Summary

- 4.1.1 At its May meeting, the Planning and Highways committee resolved to object to a diversion request for footpath 31.
- 4.1.2 It has subsequently been brought to the Council's attention that this is the same footpath that was considered by the General Management Committee on 26th September 2017 to which the committee resolved no objection when consulted by the acting solicitor.
- 4.1.3 The committee is therefore asked to reconsider its response to the footpath diversion.

4.2 Financial Implication

- 4.2.1 There are no financial implications.

4.3 Legal Implication

- 4.3.1 The Committee may reverse its decision in May 2018 due to material considerations which were not presented to it at the time.

4.4 Risk

- 4.4.1 There is risk to the Council's reputation to reverse a decision without material consideration.

4.5 Recommendation

- 4.5.1 That the Committee approves the diversion of footpath 31.

STRATEGIC PLAN AREA: RESIDENTS LIFESTYLE - OUTDOOR, LUKE KIRTON

(End)

Report Author:
Claire Commons, Town Clerk



Dorset County Council

Dorset Highways

County Hall
Colliton Park
Dorchester
DT1 1XJ

Telephone: 01305 225136

Minicom: 01305 267933

We welcome calls via text Relay

Email: c.a.mckay@dorsetcc.gov.uk

Website: www.dorsetforyou.com

Date: 30 May 2018

Ask for: Carol McKay

My ref: CAM RW/P198

Official

Shaftesbury Town Council
BY EMAIL
ZoeMoxham@Shaftesbury-tc.gov.uk

Dear Sir or Madam

PROPOSED DIVERSION OF PART OF FOOTPATH 31, SHAFTESBURY AT LOWER PENSURRY

Thank you for your response to the consultation in respect of Footpath 31, Shaftesbury.

Applications to divert public rights of way can be submitted by a landowner and are not dependent on the receipt of complaints by the public. Public rights of way can be diverted in the interest of the landowner. In this case the landowner will benefit because the current route of Footpath 31, Shaftesbury runs from A – B and is not available on the ground. It runs up the driveway, across a parking area and through a wall.

It is unlikely that the public are aware of the definitive route of the footpath and its obstruction by a wall because there is a usable route on the ground from C – B. The application therefore seeks to divert Footpath 31, Shaftesbury from an obstructed route onto the walked route.

The previous owners of Lower Pensbury applied to divert the footpath with the agreement of the neighbouring landowner. Lower Pensbury was subsequently sold and the new owners have withheld a portion of the sale which will be released to the previous owners when the footpath is diverted.

The proposed diversion meets the legal tests for a Public Path Diversion Order:

- Under Section 119 of the Highways Act 1980, the ends of the diversion must be in places substantially as convenient to the public.

The change in termination point from A to C is minimal and connects with the same public highway.

- Regard must also be paid to the effect the diversion would have on public enjoyment of the footpath as a whole, and on land served by the existing and proposed route.

The proposed new route C – B is more enjoyable for the public to use as it is unobstructed, with a firm and level surface, whereas the current footpath from A – B requires walkers to

Mike Harries, Director for Environment and Economy

Working together for a strong and successful Dorset



enter the driveway of Lower Pensbury, walk across a parking area and is then blocked by a wall.

I would be very grateful if you would reconsider your objection to the proposed diversion of Footpath 31, Shaftesbury. If you would like further clarification I would be happy to attend your next Planning and Highways committee meeting.

Yours faithfully

Carol McKay

Carol McKay
Senior Definitive Map Officer
Regulation Team

Dorset County Council is a Data Controller for the purposes of the General Data Protection Regulation 2016. This Act regulates how we obtain, use and retain personal information. The information you supply will be used for the purpose of fulfilling our functions and duties, including those under the Highways Act 1980, Town and Country Planning Act 1990 and the Wildlife and Countryside Act 1981. Any information provided, including personal details will be available for public inspection, disclosed to interested third parties and may be used during public inquiries and other proceedings. The information will be kept indefinitely. By replying to this correspondence you are consenting to your personal information being retained and used for these purposes. Further information about the use of personal information and data protection is available on our web-site at www.dorsetforyou.com or by contacting the Council's Data Protection Officer.

FORM 119/B

Dorset County Council



**HIGHWAYS ACT 1980: SECTION 119
APPLICATION FOR A PUBLIC PATH DIVERSION ORDER –
PRE-APPLICATION CONSULTATION**

- To: ☒ (1) The Clerk to the Parish/Town Council(s) for the parishes affected
☐ (2) The Parish Rights of Way Liaison Officer(s) for the parishes affected
☐ (3) The Secretary of The Ramblers
☐ (4) The Secretary of the British Horse Society

Dear Sirs

Date 8 September 2017

I intend to apply to Dorset County Council for an Order under Section 119 of the Highways Act 1980 to divert part of (please select) the public path shown on the definitive map of rights of way in the parish of Shaftesbury as Footpath (please select) No 31.

My proposal is that the section(s) shown A - B - C on the attached map should be diverted onto a new line shown E to C to replace it.

The County Council has suggested that I contact you and the other bodies listed at the head of this letter to ascertain your views before an application is made. I would be happy to meet you by appointment to discuss the proposal on site. You have my permission to visit the proposed new path in advance if you wish.

You may feel able to respond without the need for a site visit. If this is the case I should be grateful if you would complete the form and return it to me at the address below to send to the County Council with my application.

Yours faithfully *Farnfields* (Print name) Farnfields LLP

My address: 4 Church Lane, Shaftesbury, Dorset

Post code: SP7 8JT Tel no 01747 854244 E-mail address ingrid.hindle@farnfields.com

(Respondent: please tick one of the statements below and return the complete form)

☐ I see no reason at this stage to object to the proposed diversion(s), but reserve the right to do so later.

OR

☒ I support the proposal outlined above at the present time but reserve the right to withdraw support later.

OR

☐ I do not support the proposal outlined above for the reasons set out in the attached letter.

OR

☐ I am unable to comment at the present for the reasons set out in the attached letter.

Signed:

(Print name) *CLAIRE COMMONS*

On behalf of: and with their authority. *SHAFTESBURY TOWN COUNCIL*

Address: *THE TOWN HALL, HIGH STREET*

Post code: Tel No E-mail address

SP7 8LT 01747 852420 enquiries@shaftesbury-tc.gov.uk

Report 0618PH5 to a meeting of the Planning and Highways Committee
To be held at 6:30pm on Tuesday 19 June 2018 in the Council Chamber, Shaftesbury
Town Hall

5 Planning Applications

To consider responses to planning applications to include but not be limited to; 51 Coppice Street, 16 High Street, 27 Pound Lane, Land North Of 11 To 14 Wincombe Business Park, 13 Grosvenor Road, 10 Pix Mead Gardens, The Old Rectory St Johns Hill, 69 St James Street, 29 Greenstone Road, 14 Haimes Lane, Bramble Barn Long Cross, Land North Of Enmore Court And Off New Road, Land At E 387470 N 122346 Higher Blandford Road, and to consider any planning decisions or enforcement matters.

5.1 Summary

- 5.1.1 The Committee is asked to provide its observations on the planning applications at Appendix A, returning an observation of Objection, No Objection or Support. Where possible and in particular with 'Objection' you will be asked to provide a planning reason.
- 5.1.2 The Committee may receive a report from Mr Clinch who has volunteered to keep the council informed on planning applications as they progress.

5.2 Financial & Legal Implications and Risk

- 5.2.1 There are none identified in this report.

5.3 Recommendation

- 5.3.1 That the Committee provides its observations on the below mentioned applications in the form of Support, No Objection or Objection.
- 5.3.2 That the Committee notes any report provided on the progress of planning applications and determines any actions arising.

STRATEGIC PLAN AREA: INTERNAL ENGAGEMENT

LEAD COUNCILLOR: MARK JACKSON

5.4 Detail

- 5.4.1 Shaftesbury Town Council's Strategic Plan *Internal Engagement* incorporates developing links with other authorities. Providing local knowledge on the considerations affecting planning applications is valuable to the Planning Authority.
- 5.4.2 Shaftesbury Town Council is a statutory consultee for planning applications which is provided with the opportunity to make observations on planning applications within its parish boundary. These observations are reported back to the planning authority in order that it can make an informed decision when determining the applications.
- 5.4.3 The Committee may request that an application be considered by the planning authority's development management committee if there are matters of particular concern or which would be better considered during debate.
- 5.4.4 Consideration should be given to matters relating to planning law and to local knowledge with any comments provided to support the observation made.
- 5.4.5 More guidance on how to comment on planning applications can be found at <http://planninghelp.org.uk/improve-where-you-live/how-to-comment-on-a-planning-application>. Applications can be viewed online at <http://planning.north-dorset.gov.uk/online-applications/>, or the relevant link in Appendix A

(End)

Report Author: Claire Commons, Town Clerk

Appendix A. Planning applications

[2/2018/0523/HOUSE 51 Coppice Street Shaftesbury SP7 8PF](#)

Erect single storey rear extension and attic conversion

Applicant Name Rachel Bodle

Agent Name Mr Ian Hewitt

[2/2018/0726/LBC 16 High Street Shaftesbury SP7 8JG](#)

Affix wall bracket and install hanging sign.

[2/2018/0583/ADV 16 High Street Shaftesbury SP7 8JG](#)

Display 1 No. non-illuminated hanging sign.

Applicant Name Reeves The Baker Ltd

Agent Name Sway Design

[2/2018/0625/HOUSE 27 Pound Lane Shaftesbury Dorset SP7 8RZ](#)

Erect single storey front extension.

Applicant Name Mrs Louise Canty

[2/2018/0552/FUL Land North Of 11 To 14 Wincombe Business Park Shaftesbury Dorset](#)

Erect 2 No. buildings comprising 10 No. business units and 4 No. lock-up storage units.

Applicant Name Toogood's Property Group

Agent Name Stephen Potter Architectural Services

[2/2018/0626/HOUSE 13 Grosvenor Road Shaftesbury Dorset SP7 8DP](#)

Erect rear two storey extension

Applicant Name Mr K Monaghan

[2/2018/0617/HOUSE 10 Pix Mead Gardens Shaftesbury SP7 8BZ](#)

Erect single and two storey rear extensions

Applicant Name Mr & Mrs McClean

Agent Name Jo D Designs

[2/2018/0567/FUL The Old Rectory St Johns Hill Shaftesbury SP7 8HG](#)

Dismantle wall (regularisation).

Applicant Name Mr Tom King

[2/2018/0568/LBC The Old Rectory St Johns Hill Shaftesbury SP7 8HG](#)

Dismantle wall (regularisation).

Applicant Name Mr Tom King

[2/2018/0596/VARIA 69 St James Street Shaftesbury SP7 8HQ](#)

Erect two storey extension and a single storey extension (demolish existing single storey extension). Variation of Application no: 2/2016/1006/HOUSE to vary conditions 3, 26, 29 to change archaeologist overseeing works, replace window instead of infill with stone and to retain rear wall.

Applicant Name Mrs Liz Hack

[2/2018/0769/HOUSE 29 Greenstone Road Shaftesbury Dorset SP7 8FL](#)

Erect single storey extension.

Applicant Name Mr & Mrs Mortimer

Agent Name Bell Associates Architectural Planning

[2/2018/0531/FUL 14 Haimes Lane Shaftesbury SP7 8AJ](#)

Change of use from residential dwelling to consulting and treatment rooms.

Applicant Name Mr Colin Harding

[2/2018/0662/VARIA Bramble Barn Long Cross Shaftesbury SP7 8QP](#)

Convert agricultural building to holiday accommodation, form vehicular access. (Removal of condition No. 4 of of Planning Permission No. 2/2004/1056 to remove condition for sole use as holiday accommodation.

Applicant Name C Moore

Agent Name Mr Paul Dance

[2/2018/0696/OUT Land North Of Enmore Court And Off New Road Shaftesbury Dorset](#)

Develop land by the erection of 25 No. dwellings, form vehicular accesses, parking and landscaping. (Outline application to determine access).

Applicant Name Nylo Homes Ltd

Agent Name Chapman Lily Planning Ltd

[2/2018/0602/OUT Land At E 387470 N 122346 Higher Blandford Road Cann Dorset](#)

Develop land by the erection of up to 55 No. dwellings, form vehicular access, open space and associated infrastructure. (Outline application to determine access)

Applicant Name Shaftesbury LVA LLP

Agent Name PCL Planning

**Report 0618PH6 to a meeting of the Planning and Highways Committee
To be held at 6:30pm on Tuesday 19 June 2018 in the Council Chamber, Shaftesbury
Town Hall**

6 DAPTC Annual Meeting motions

To consider any motions for submission to the Dorset Association of Parish and Town Councils AGM

6.1 Summary

- 6.1.1 The Council has an opportunity to put forward matters for lobbying central government. Matters which are considered by the committee will be put forward to a meeting of the Council on 3rd July, those that are approved will be submitted to DAPTC.
- 6.1.2 The DAPTC AGM will debate the motions and consider giving the Executive Committee delegated power to finalise the wording and any supplementary information to NALC which will then be able to lobby central government.
- 6.1.3 Information and timetable provided by the DAPTC is provided at Appendix B
- 6.1.4 Completed forms (Appendix C) with proposals for a resolution at the AGM should be sent to the DAPTC office by 6 August 2018. Any council wishing to propose a resolution at the AGM must have their representative in attendance at the AGM to propose the resolution.

6.2 Financial Implication

- 6.2.1 There are no financial implications arising from this report

6.3 Legal Implication

- 6.3.1 There are no legal implications arising from this report.

6.4 Risk

- 6.4.1 There is a risk that the Council is unable to influence change if it does not follow the process set out below.

6.5 Recommendation

- 6.5.1 To recommend that Full Council considers this committee's proposals to the DAPTC AGM.

STRATEGIC PLAN AREA: INTERNAL ENGAGEMENT, MARK JACKSON

(End)

Report Author:
Claire Commons, Town Clerk

	<p>Dorset Association of Parish & Town Councils Colliton Annexe, Colliton Park, Dorchester, Dorset DT1 1XJ Tel/Fax 01305 260972 # Email daptc@dorsetcc.gov.uk # Web Site: www.dorset-aptc.gov.uk EXTRAORDINARY CHIEF EXECUTIVE'S CIRCULAR</p>
<p>29 May 2018</p>	

ANNUAL GENERAL MEETING 2018 – INFORMATION & TIMETABLE

The AGM this year will be on **Saturday 10 November 2018** and will be a morning event followed by lunch. Agenda and reports will be sent out by Friday 12 October 2018 at the latest. Please note that the Annual Report and /or Accounts may be sent out earlier.

Again as last year, it is intended to have a short business meeting (including any motions for resolution) followed by coffee and then speakers on topical issues.

Proposals and resolutions *NEW TIMETABLE*****

Please note the procedure for proposals to the AGM which complies with NALC's current guidance.

Submission of proposals – deadline 6 August 2018 – New forms

Completed forms with proposals for a resolution at the AGM should be sent to the DAPTC office by 6 August 2018. The form is attached with this circular. The questions follow the format set by NALC. Following this format will increase the chances of a proposal being accepted by NALC.

You are reminded that any council wishing to propose a resolution at the AGM must have their representative in attendance at the AGM to propose the resolution.

Please also consider if the issue would be more suitable to being discussed at your DAPTC area meeting and if necessary, brought to the Executive Committee's attention through that process.

Executive Committee consider submitted proposals – 22 September 2018

Any proposed motions are considered by the Executive Committee for submission to the AGM.

As usual, the Executive Committee will agree motions to be put to the AGM which will be circulated to all councils, for discussion at a council meeting and to agree a voting mandate for their representative, prior to the AGM.

Please note that representatives at the AGM may be required to make a decision after an informed debate and possible amendment. DAPTC will recognise the final decision.

The DAPTC constitution states: "Every member council will be entitled to two representatives, but only one vote on any particular motion."

AGM - 10 November 2018

The AGM will debate the motions, and consider giving the Executive Committee delegated power to finalise the wording and any supplementary information to NALC.

The Chief Executive asks NALC for its decisions on submitted motions and informs all members and the Executive Committee of the outcomes.

OTHER MATTERS

Notice of any motion for alteration, amendment or addition to the constitution

Notice of any motion for alteration, amendment or addition to the constitution (other than notice given pursuant to a resolution of the Executive Committee) must be received by the Chief Executive in writing by **13 October 2018**.

Copies of all notices received will be circulated at least 21 days before the AGM (by 21 October at latest).

Catering preparation

Numbers of representatives attending the AGM will be needed by **27 October** please.

Hopefully the timetable for submission of proposals will make it easier for councils that meet every two months.

Many thanks
Hilary Trevorah

29 May 2018

Appendix C. FORM FOR PROPOSALS FOR DAPTC AGM

To be submitted by 6 August 2018

NAME OF COUNCIL

Please note that NALC requests this information and careful completion of the form will increase the chances of a proposal being accepted by NALC

1. Please give the motion your Council would like considered at the DAPTC AGM
2. Please give the reason (as thoroughly as possible) why your Council is submitting this motion.
3. Please state how this issue is affecting parish and town councils in Dorset (with case study evidence please) and try not to duplicate answers from previous questions please.
4. If you have information on how this issue is affecting parish and town councils nationally and why this is a national issue please give this and try not to duplicate answers from earlier questions please.
5. If relevant, please tell us exactly what aspect of national parish policy your Council would like NALC to lobby Government on (with case study evidence please).

6. If you have the information, please tell us exactly which part of primary or secondary legislation (or secondary regulation/statutory instrument) your Council would like to be changed as a result of NALC/local lobbying.
7. If relevant, please state what other action your Council would like NALC and its Policy Committee to take if this motion is adopted.
8. If you have the information, please confirm the names of any other organisation or local council that formally support your Council's motion.

If you have any supporting documents to be jointly considered with your Council's motion – please e-mail them with this form to DAPTC.

DAPTC/AGM/Motions/Proposal form

**Report 0618PH8 to a meeting of the Planning and Highways Committee
To be held at 6:30pm on Tuesday 19 June 2018 in the Council Chamber, Shaftesbury
Town Hall**

7 Traffic calming measures on the B3081

To consider issuing to Dorset County Council an official statement to lobby for a lower speed limit along the B3081 in support of Motcombe Parish Council.

7.1 Summary

- 7.1.1 Shaftesbury Town Council received a request from a representative from Port Regis School to lower the speed limit along the B3081, particularly in the area that turns off to Port Regis School. According to this representative there have been 6 major incidents in the spot over the last year.
- 7.1.2 Contact has been made with our County Councillor who suggests lobbying for a 40mph limit as anything below this speed will be unlikely to be passed.
- 7.1.3 Contact has been made with Motcombe Parish Council as the road is in their Parish, it has already been looking into this situation and agrees that some form of traffic calming measures are needed.
- 7.1.4 Contact has been made with Highways collision reduction team, who has suggested a meeting on site with representatives from the Port Regis School to discuss the concerns.

7.2 Financial Implication

- 7.2.1 There are no financial implications arising from this report.

7.3 Legal Implication

- 7.3.1 Responsibility for highways lies with the County Council. The Town Council may act as representative of its electorate in support of improvements.

7.4 Risk

- 7.4.1 There are no risks arising from this report

7.5 Recommendation

- 7.5.1 To issue a statement in support of traffic calming measures to be implemented to support Motcombe Parish Council in their endeavours to make this stretch of road safer.

STRATEGIC PLAN AREA: EXTERNAL ENGAGEMENT, PHIL PROCTOR

(End)

Report Author:
Claire Commons, Town Clerk

8 Officer Report

To receive any correspondence and updates relating to the work of the committee.

8.1 Correspondence Received

- 8.1.1 A letter from PCL Planning has been received following their attendance at Full Council on 29th May 2018, this has been circulated to members in the 8th June Weekly Digest.
- 8.1.2 An email requesting yellow lines was circulated in the 1st June Weekly Digest. It is recommended that traffic management requests are collated and discussed by the committee in July and January for proposals to be submitted to the County Council.



8.2 Updates

- 8.2.1 A meeting is scheduled with Highways on Monday 18th June 2018, a verbal update will be provided following that meeting.

8.3 Legal and Financial Implications

- 8.3.1 There are no legal and financial implications arising from this report.

8.4 Risk

- 8.4.1 There is a risk that the Town Council inadvertently takes responsibility for areas under the remit of the Principal Authorities. Due regard to representation and areas of responsibility should be given when considering planning and highways matters.

8.5 Recommendation

- 8.5.1 That the report is received and noted and a schedule for considering and submitting traffic management requests is agreed and published.

STRATEGIC PLAN AREA: EXTERNAL ENGAGEMENT, PHIL PROCTOR

(End)

Report Author:
Claire Commons, Town Clerk