



# Gloucester City Council

## Planning Committee

**Meeting: Tuesday, 7th November 2017 at 6.00 pm hours in Civic Suite,  
North Warehouse, The Docks, Gloucester, GL1 2EP**

<b>Membership:</b>	Cllrs. Taylor (Chair), Lewis (Vice-Chair), Lugg, Hanman, Morgan, D. Brown, Dee, Hansdot, Toleman, J. Brown, Fearn, Finnegan and Walford
<b>Contact:</b>	Tony Wisdom Democratic Services Officer 01452 396158 anthony.wisdom@gloucester.gov.uk

### AGENDA

<b>4.</b>	<b>LATE MATERIAL</b> (Pages 5 - 6)  Please note that any late material relating to the application detailed below will be published on the Council's website as a supplement in the late afternoon of the day of the meeting.
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**Julian Wain**  
Chief Executive

**Date of Publication: Monday, 30 October 2017**

## NOTES

### Disclosable Pecuniary Interests

The duties to register, disclose and not to participate in respect of any matter in which a member has a Disclosable Pecuniary Interest are set out in Chapter 7 of the Localism Act 2011.

Disclosable pecuniary interests are defined in the Relevant Authorities (Disclosable Pecuniary Interests) Regulations 2012 as follows –

<u>Interest</u>	<u>Prescribed description</u>
Employment, office, trade, profession or vocation	Any employment, office, trade, profession or vocation carried on for profit or gain.
Sponsorship	Any payment or provision of any other financial benefit (other than from the Council) made or provided within the previous 12 months (up to and including the date of notification of the interest) in respect of any expenses incurred by you carrying out duties as a member, or towards your election expenses. This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.
Contracts	Any contract which is made between you, your spouse or civil partner or person with whom you are living as a spouse or civil partner (or a body in which you or they have a beneficial interest) and the Council (a) under which goods or services are to be provided or works are to be executed; and (b) which has not been fully discharged
Land	Any beneficial interest in land which is within the Council's area.  For this purpose "land" includes an easement, servitude, interest or right in or over land which does not carry with it a right for you, your spouse, civil partner or person with whom you are living as a spouse or civil partner (alone or jointly with another) to occupy the land or to receive income.
Licences	Any licence (alone or jointly with others) to occupy land in the Council's area for a month or longer.
Corporate tenancies	Any tenancy where (to your knowledge) –  (a) the landlord is the Council; and (b) the tenant is a body in which you, your spouse or civil partner or a person you are living with as a spouse or civil partner has a beneficial interest
Securities	Any beneficial interest in securities of a body where –  (a) that body (to your knowledge) has a place of business or land in the Council's area and

- (b) either –
- i. The total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or
  - ii. If the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which you, your spouse or civil partner or person with whom you are living as a spouse or civil partner has a beneficial interest exceeds one hundredth of the total issued share capital of that class.

For this purpose, “securities” means shares, debentures, debenture stock, loan stock, bonds, units of a collective investment scheme within the meaning of the Financial Services and Markets Act 2000 and other securities of any description, other than money deposited with a building society.

NOTE: the requirements in respect of the registration and disclosure of Disclosable Pecuniary Interests and withdrawing from participating in respect of any matter where you have a Disclosable Pecuniary Interest apply to your interests and those of your spouse or civil partner or person with whom you are living as a spouse or civil partner where you are aware of their interest.

### **Access to Information**

Agendas and reports can be viewed on the Gloucester City Council website: [www.gloucester.gov.uk](http://www.gloucester.gov.uk) and are available to view five working days prior to the meeting date.

For further details and enquiries about this meeting please contact Tanya Davies, 01452 396125, [tanya.davies@gloucester.gov.uk](mailto:tanya.davies@gloucester.gov.uk).

For general enquiries about Gloucester City Council’s meetings please contact Democratic Services, 01452 396126, [democratic.services@gloucester.gov.uk](mailto:democratic.services@gloucester.gov.uk).

If you, or someone you know cannot understand English and need help with this information, or if you would like a large print, Braille, or audio version of this information please call 01452 396396.

### **FIRE / EMERGENCY EVACUATION PROCEDURE**

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- You should proceed calmly; do not run and do not use the lifts;
- Do not stop to collect personal belongings;
- Once you are outside, please do not wait immediately next to the building; gather at the assembly point in the car park and await further instructions;
- Do not re-enter the building until told by a member of staff or the fire brigade that it is

safe to do so.

## **LATE MATERIAL (APPLICATIONS FOR DETERMINATION)**

### **PLANNING COMMITTEE: 7<sup>TH</sup> NOVEMBER 2017**

#### **ITEM 5 – LAND AROUND VICTORIA DOCK, GLOUCESTER DOCKS – 17/01007/FUL**

##### ***REQUEST FROM THE APPLICANT TO AMEND A DRAFT CONDITION***

Having reviewed the proposed conditions in the Committee Report, the applicant has requested that draft Condition 8 be altered, because they wish to play seasonal background music via a speaker system. As drafted, this proposal would breach Condition 8 (which seeks to limit the use of amplified sound other than to the bandstand).

A technical note examining the noise impacts has been submitted in support of this request.

Within the application site the proposals include 4 speakers at 2m height sited along the market stalls to the east of Victoria Dock, and these have been assessed operating simultaneously.

The noise levels at all receptors are predicted to be within the BS8233 criteria and the Lowest Observed Adverse Effect Level.

The Environmental Health Officer accepts the technical note and is satisfied with condition 8 being altered to allow the playing of seasonal music in accordance with the note.

##### ***UPDATE ON STATUS OF THE JOINT CORE STRATEGY***

The JCS Inspector's report was received in October 2017 and concluded that, subject to the main modifications and an immediate partial review, the JCS is sound and legally compliant. Therefore, in accordance with paragraph 216 of the NPPF, it is considered that the JCS policies can be given very significant weight.

#### **REVISED RECOMMENDATION OF THE CITY GROWTH AND DELIVERY MANAGER:**

That planning permission is granted subject to the conditions in the Committee Report with the exception of Condition 8 which shall be altered as follows:

##### **Amended Condition 8**

No amplified sound system shall be used anywhere on the site except a) in association with the bandstand and b) to provide background seasonal music that shall be undertaken in accordance with the technical note received by the Local Planning Authority on 6<sup>th</sup> November 2017. The amplified sound system for the bandstand shall not be used outside of the following hours: 1200 to 1830hrs Monday to Saturday, and 1200 to 1630hrs Sundays. The amplified sound system for the background seasonal music shall not be used outside the trading hours of the market stalls set out in Condition 5.

**Reason**

To safeguard the amenities of the area in accordance with Policies FRP.10, FRP.11 and BE.21 of the 2002 City of Gloucester Second Deposit Local Plan, Policy SD15 of the Joint Core Strategy Main Modifications Version 2017 and Paragraphs 17, 109, 120 and 123 of the NPPF.