

Town Hall | 61 Newland Street | Witham | CM8 2FE
 01376 520627
 witham.gov.uk

Please note 7 p.m. start time

AGENDA

Meeting of: **Planning Applications & Transport Sub-Committee**

Date: **Monday, 28th October 2019** Time: **7.00 p.m.**

Place: **Town Hall, 61 Newland Street, Witham, Essex.**

Members are hereby summoned to attend the above Meeting to transact the following business. Members are respectfully reminded that each item on the Agenda should be carefully examined. If you have any interest, it must be duly declared.

To be present:	Councillors:	J.C.	Goodman	(Chairman)
	Mrs	A.	Kilmartin	(Vice Chairman)
	Mrs	S.	Ager	
		K.L.	Atwill	
		P.R.	Barlow	
		J.C.	Bayford	
		S.E.	Hicks	
	Miss	C.	Jay	
		M.C.M.	Lager	
	Mrs	S.C.	Lager	
		C.S.	Livermore	
		T.A.	Pleasance	
		R.P.	Ramage	
		P.M.	Ryland	
	Miss	M.L.	Weeks	
		R.	Williams	

1. APOLOGIES

To receive apologies for absence.

2. MINUTES

To receive the Minutes of the Meeting held on 14th October 2019 (previously circulated).

3. INTERESTS

To receive any declarations of interests that Members may wish to give notice of on matters pertaining to any item on this Agenda.

4. **QUESTIONS AND REPRESENTATIONS FROM MEMBERS OF THE PUBLIC**

Members of the press and public will be invited to address the meeting regarding any item on the Agenda.

5. **CLERK'S REPORT**

To receive a verbal report from the Clerk on any matters arising from the previous meeting.

6. **PLANS**

To note that there are no plans for Witham that need to be considered.

7. **REVISED PLANS**

To consider any revised plans received by Braintree District Council that have previously been commented upon.

8. **DECISIONS**

To receive and note decisions on planning applications pertaining to Witham which have been received from Braintree District Council ([attached](#)).

9. **RIGHT OF WAY – 5 NEWLAND STREET, WITHAM**

Councillor Mrs A. Kilmartin has asked that the [attached](#) request for assistance be considered.

10. **A12 CHELMSFORD TO A120 WIDENING**

To receive details of the preferred route announcement and public consultation event at Spring Lodge on Monday, 11th November 2019 between 2 p.m. and 7 p.m. ([attached](#)) and to note that the Town Council response to this consultation will be considered at the Meeting to be held 25th November 2019.

11. **BRAINTREE DISTRICT COUNCIL (OFF STREET PARKING PLACES)**

To note that the above order came into effect on 11th October 2019 and reflects change of ownership of Hadfelda Square Car Park in Hatfield Peverel (Minute 49 of Meeting held 9.7.2019 refers).



James Sheehy
Town Clerk
GK/22.10.2019

19/00222/TPOCON - Catholic Presbytery 14 Guithavon Street Witham	Notice of intent to carry out works to trees in a Conservation Area - Reduce 2 Juniper fastigiata which forms part of hedging, to 8 feet after growing too tall	Application Permitted	No objection subject to the advice of the District Council's Tree Officer
19/00995/DAC - Land Adjacent To Lodge Farm Hatfield Road Witham	Application for approval of details reserved by conditions 8, 15 and 19 of approval 18/00884/REM - Application for approval of Reserved Matters for 'Appearance', 'Landscaping', 'Layout' and 'Scale' for Phase 1B comprising 84 dwellings with associated landscaping, access and parking, pursuant to outline planning permission 16/02101/VAR - Application to vary condition no. 26 of planning approval 15/00430/OUT (Outline application with all matters reserved other than strategic access point onto Hatfield Road, for the erection of up to 750 dwellings, Primary School and early years centre, enterprise centre (A1/A2/B1/D1/D2 uses) and retention of existing barn buildings for mixed use purposes (A1/A2/A3/B1/D1/D2 uses), with associated infrastructure and landscaping) - to vary the condition so that the site wide design guide will be submitted to and approved by the Council prior to the submission of the first reserved matters application for the 92nd dwelling on the site.	Application Permitted	No objection

19/00007/SCR - Witham Railway Station Albert Road Witham	Town & Country Planning Act 1990 (as amended), Town & Country Planning (Environmental Impact Assessment) Regulations 2017 - Screening Request (Regulation 6) - Erection of decked carpark.	Screening/Scoping Opinion Adopted	
19/00487/PLD - Witham Railway Station Albert Road Witham	Application for a Lawful Development Certificate for a Proposed Use or Development - Proposed erection of two storey decked car park structure	Application Permitted	Recommend Refusal on the grounds that the application does not come within the category of operational land as it is a public car park and not required for operation use.
19/00213/TPO - 41 Bridge Street Witham	Notice of intent to carry out works to trees protected by Tree Preservation Order 8/00 - Cut overhanging branches back to boundary	Application Permitted	No objection subject to the advice of the District Council's Tree Officer

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ITEM NO: 9

Officer Report: Right of Way – 5 Newland Street, Witham

Issue:

Councillor Mrs A. Kilmartin received the following email –

Dear Councillor Kilmartin,

I write in connection with the installation of a locked gate at the side of 5 Newland Street Witham, which has been installed by the owners of the St George's Care Agency or their landlords.

This has been carried out in such a way as to block a right of way between the council car park on Maryland Road and Newland Street itself. This has been an established Right of Way for well in excess of 20 years, as can be seen from the time that the car park was installed, which is a matter of record.

I look to you to investigate this and I look forward to hearing from you soon.

Yours sincerely

Seth Belson

Advice:

The Town Clerk has made the suggestion that Members resolve that we make an application to amend the Definitive Map and have this ordained as a public right of way.

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Agenda Item 10

Our ref: Customer/A12

James Sheehy
Witham Town Council
Town Hall
61 Newland St
Witham
Essex
CM8 2FE

Shah Hussain
A12 Chelmsford to A120 team
Woodlands
Manton Lane
Bedford
MK41 7LW

Tel: 0300 123 5000

18 October 2019

Dear Mr Sheehy

A12 Chelmsford to A120 widening - preferred route announcement and public consultation

I am pleased to announce our preferred route for junctions 19 to 23. We are also holding a non-statutory consultation on junctions 23 to 25*. These announcements are supported by eight public drop-in exhibition events listed overleaf.

Scheme background

In 2015, the government announced the widening of the A12 between Chelmsford and the A120. As a result of this, in 2017, we held a consultation with four options on how we could widen the road from junctions 19 to 25.

Since then, the local authorities of Colchester, Braintree and Tendring have been pursuing a joint Local Plan which proposes several garden communities to create new housing, infrastructure, jobs and services (see www.ne-gc.co.uk). The joint Local Plan is currently subject to a public examination.

If the proposed Colchester Braintree Borders Garden Community does go ahead, it is likely to impact on the routes that we presented in our 2017 consultation, specifically on the section between junction 24 (Kelvedon South) and junction 25 (Marks Tey interchange).

Next steps

To progress the A12 project whilst the garden community proposal is being examined, we have now made a **preferred route announcement** on the road between **junctions 19 to 23**, based on options 2 and 3 from our 2017 consultation.

It's important that our plans for the A12 meet the future needs of the area. We are therefore also holding a further non-statutory **public consultation** on four new possible routes between **junctions 23 and 25**, in case the garden community does

go ahead. If the garden community does not go ahead, the route between junctions 23 and 25 will be based on our 2017 consultation.

We want to hear what you think, and gather views, ideas and local knowledge on these new routes. The **consultation on junctions 23 to 25** runs from **Monday 21 October 2019** until **11.59pm on Sunday 1 December**. There are several ways to get involved:

52. Online - visit www.highwaysengland.co.uk/a12widening. The preferred route announcement leaflet and consultation brochure are available to download from our website. You can also complete the consultation survey online.

53. Visit a public exhibition – experts will be on hand to answer questions you may have. There will also be copies of our preferred route announcement leaflet, consultation brochure and consultation response form.

Venue	Address	Date	Time
Best Western Hotel	London Road, Colchester, CO6 1DU	Saturday 2 November	12pm – 5pm
Rivenhall Hotel	Rivenhall End, Witham, CM8 3HB	Tuesday 5 November	3pm – 8pm
Feering Community Centre	Coggeshall Road, Feering, Colchester, CO5 9QB	Friday 8 November	3pm – 8pm
Spring Lodge Community Centre	Powers Hall End, Witham, CM8 2HE	Monday 11 November	2pm – 7pm
Civic Centre	Civic Centre, Duke St, Chelmsford, CM1 1JE	Thursday 14 November	3pm – 8pm
Boreham Village Hall	Main Rd, Boreham, Chelmsford, CM3 3JD	Friday 15 November	3pm – 8pm
Marks Tey Village Hall	Old London Road, Marks Tey, Colchester CO6 1EJ	Saturday 16 November	12pm– 5pm
St Andrews Church	Church Road, Hatfield Peverel, CM3 2LE	Tuesday 19 November	3pm - 8pm

54. Collection points – the preferred route announcement leaflet and consultation brochure will be available at the community locations overleaf from **Monday 21 October 2019**. The consultation brochure contains a feedback form which can be returned to us at: **FREEPOST A12 Widening**.

Location	Address
Braintree District Council	Causeway House, Bocking End, Braintree, CM7 9HB
Chelmsford City Council	Customer Service Centre, Duke Street, Chelmsford, CM1 1JE
Colchester Library and Community Hub	Colchester Library, Trinity Square, Colchester, CO1 1JB
Essex County Council	County Hall, Market Road, Chelmsford, CM1 1QH
Hatfield Peverel Library	The Street, Hatfield Peverel, Chelmsford, CM3 2DP
Kelvedon Library	Aylett's Foundation School, Maldon Road, Kelvedon, CO5 9BA
Maldon District Council	Council Offices, Princes Road, Maldon, CM9 5DL
Marks Tey Parish Council	Old London Road, Marks Tey, Colchester, CO6 1EJ
St Mary's Parish Church	Easthorpe Road, Easthorpe, Colchester, CO5 9HD
Tiptree Library	Rectory Road, Tiptree, CO5 0SX
Witham Library	18 Newland Street, Witham, CM8 2AQ

The A12 widening is classed as a Nationally Significant Infrastructure Project under the Planning Act 2008. This means that we are required to make an application for a Development Consent Order to obtain permission to construct the road. We plan to submit this in 2021.

I do hope that this letter is of assistance. However, if you have any queries, please contact me directly by email: A12ChelmsfordA120wide@highwaysengland.co.uk

Yours sincerely,



Shah Hussain

A12 Project Manager, Highways England

**Please note, if a general election is called, this may have an impact on the consultation and public events. Please see www.highwaysengland.co.uk/a12widening for updates.*

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