

Area North Committee – 25 September 2013

### 13. Planning Applications

**The schedule of planning applications is attached.**

The inclusion of two stars (\*\*) as part of the Development Manager's recommendation indicates that the application will need to be referred to the District Council's Regulation Committee if the Area Committee is unwilling to accept that recommendation.

The Lead Planning Officer, at the Committee, in consultation with the Chairman and Solicitor, will also be able to recommend that an application should be referred to District Council's Regulation Committee even if it has not been two starred on the Agenda.

#### **Human Rights Act 1998 Issues**

The determination of the applications which are the subject of reports in this plans list are considered to involve the following human rights issues:-

1. Articles 8: Right to respect for private and family life.
  - i) Everyone has the right to respect for his/her private and family life, his/her home and his/her correspondence.
  - ii) There shall be no interference by a public authority with the exercise of this right except such as in accordance with the law and is necessary in a democratic society in the interests of national security, public safety or the economic well being of the country, for the prevention of disorder or crime, for the protection of health or morals, or for the protection of the rights and freedom of others.
2. The First Protocol

*Every natural or legal person is entitled to the peaceful enjoyment of his/her possessions. No one shall be deprived of his possessions except in the public interests and subject to the conditions provided for by law and by the general principles of international law. The preceding provisions shall not, however, in any way impair the right of a State to enforce such laws as it deems necessary to control the use of property in accordance with the general interest or to secure the payment of taxes or other contributions or penalties.*

*Each report considers in detail the competing rights and interests involved in the application. Having had regard to those matters in the light of the convention rights referred to above, it is considered that the recommendation is in accordance with the law, proportionate and both necessary to protect the rights and freedoms of others and in the public interest.*

*David Norris, Development Manager*  
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**Background Papers:** *Individual planning application files referred to in this document are held in the Planning Department, Brympton Way, Yeovil, BA20 2HT*

## Planning Applications – 25 September 2013

### Planning Applications will be considered no earlier than 3.00 pm

Members of the public who wish to speak about a particular planning item are recommended to arrive for 2.50 pm.

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| Item | Page | Ward            | Application  | Proposal  | Address  | Applicant                        |
|------|------|-----------------|--------------|---|--|----------------------------------|
| 1    | 17   | Tintinhull      | 13/02925/FUL | Installation of ground mounted photovoltaic solar array to provide 6 MW generation capacity together with inverter systems; transformer stations; sub-station; internal access track; landscaping; security fencing; associated access gate and removal of one Ash tree protected by Tree Preservation Order (Re-submission of previously withdrawn application) (GR: 348938) | Land Adjacent A303 Tintinhull Forts, Tintinhull          | Luminosity Energy                |
| 2    | 56   | Martock         | 13/01500/OUT | Outline application for residential development for 35 dwellings (GR: 345930/120260)  | Land Off Lyndhurst Grove Martock                         | Mr R Frankpitt                   |
| 3    | 69   | South Petherton | 13/02239/FUL | The erection of 49 No. dwellings (including 17 No. affordable homes), new vehicular access, public open space and associated works. (GR: 343786/117219)   | Land Os 7715 And 8129 Part Hospital Lane South Petherton | Persimmon Homes (South West) Ltd |
| 4    | 86   | Curry Rivel     | 13/02709/OUT | Outline application for up to 16 dwellings (GR: 338314/125060)  | Land Off Heale Lane Curry Rivel                          | WOE Heale Lane C Rivel           |

|   |     |                        |                |  |  |             |
|---|-----|------------------------|----------------|--|--|-------------|
| 5 | 97  | Hambridge/<br>Westport | 13/02322/FUL** | Erection of a new three bedroom detached dwelling house with link attached garage designed to 'The Code for Sustainable Homes' level 4 on land adjacent to The Old Barn Owl.<br>(GR: 338721/120343 ) | Land South Of<br>The Old Barn<br>Owl Inn<br>Westport<br>Langport | Mr J Lock   |
| 6 | 103 | WESSEX                 | 13/02468/OUT   | Outline application for the residential development of land.   | Land West Of<br>The Gammons,<br>Ham Lane,<br>Compton<br>Dundon   | Mr J Lovell |