

South Hams Council



Title:	Agenda																														
Date:	Thursday, 14th December, 2017																														
Time:	2.00 pm																														
Venue:	Council Chamber - Follaton House																														
Full Members:	<p style="text-align: center;">Chairman Cllr Cuthbert Vice Chairman Cllr Hicks</p> <p><i>Members:</i></p> <table><tbody><tr><td>Cllr Baldry</td><td>Cllr Hopwood</td></tr><tr><td>Cllr Bastone</td><td>Cllr Huntley</td></tr><tr><td>Cllr Birch</td><td>Cllr May</td></tr><tr><td>Cllr Blackler</td><td>Cllr Pearce</td></tr><tr><td>Cllr Bramble</td><td>Cllr Pennington</td></tr><tr><td>Cllr Brazil</td><td>Cllr Pringle</td></tr><tr><td>Cllr Brown</td><td>Cllr Rowe</td></tr><tr><td>Cllr Cane</td><td>Cllr Saltern</td></tr><tr><td>Cllr Foss</td><td>Cllr Smerdon</td></tr><tr><td>Cllr Gilbert</td><td>Cllr Steer</td></tr><tr><td>Cllr Green</td><td>Cllr Tucker</td></tr><tr><td>Cllr Hawkins</td><td>Cllr Vint</td></tr><tr><td>Cllr Hitchins</td><td>Cllr Wingate</td></tr><tr><td>Cllr Hodgson</td><td>Cllr Wright</td></tr><tr><td>Cllr Holway</td><td></td></tr></tbody></table>	Cllr Baldry	Cllr Hopwood	Cllr Bastone	Cllr Huntley	Cllr Birch	Cllr May	Cllr Blackler	Cllr Pearce	Cllr Bramble	Cllr Pennington	Cllr Brazil	Cllr Pringle	Cllr Brown	Cllr Rowe	Cllr Cane	Cllr Saltern	Cllr Foss	Cllr Smerdon	Cllr Gilbert	Cllr Steer	Cllr Green	Cllr Tucker	Cllr Hawkins	Cllr Vint	Cllr Hitchins	Cllr Wingate	Cllr Hodgson	Cllr Wright	Cllr Holway	
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Interests – Declaration and Restriction on Participation:	Members are reminded of their responsibility to declare any disclosable pecuniary interest not entered in the Authority's register or local non pecuniary interest which they have in any item of business on the agenda (subject to the exception for sensitive information) and to leave the meeting prior to discussion and voting on an item in which they have a disclosable pecuniary interest.																														
Committee administrator:	Member.Services@swdevon.gov.uk																														

1. Minutes

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to approve as a correct record and authorise the Chairman to sign the minutes of the meetings of the Council held on 28 September 2017 and the Special Council held on 31 October 2017;

2. Urgent Business

the Chairman to announce if any item not on the agenda should be considered on the basis that he considers it as a matter of urgency (any such item to be dealt with under 'Business Brought forward by the Chairman');

3. Exempt Information

to consider whether the consideration of any item of business would be likely to disclose exempt information and if so the category of such exempt information;

4. Declarations of Interest

Members are invited to declare any personal; or disclosable pecuniary interests, including the nature and extent of such interests they may have in any items to be considered at this meeting;

5. Chairman's Engagements

6. Business Brought Forward by the Chairman

to consider business (if any) brought forward by the Chairman;

7. Questions

to consider the following question received in accordance with Council Procedure Rule 8:

(a) From Cllr Baldry to Cllr Bastone, lead Executive Member for Development Management

'On 15 December 2016 it was:

"RESOLVED

That this Council:

notes the ruling of the High Court (Case No: CO/2241/2016) in support of a housing policy known as

'H2. Full Time Principal Residence Requirement' as set out in St Ives Area Neighbourhood Development Plan and which provides that: '*New second homes and holiday lets will not be permitted at any time...*' and

supports Town and Parish Councils within the South Hams District to adopt similar policies in their own Neighbourhood Development Plan"

1. How many Neighbourhood Plans have been approved? How many include a policy on dwellings which are not the primary residence?
2. Is the Executive Member aware of Parishes or localities which are working on Neighbourhood Plans and how many are considering including a St Ives type policy?
3. In the spirit of the 15 December Resolution, will the Executive Member encourage appropriate parishes to adopt this type of policy?

(b) From Cllr Birch to Cllr Tucker, Leader of Council

'Various reports show that the Council has incurred waste expenditure of over £250,000 following the failure and/or cancellation of the following four projects:

1. Setting up of a Local Authority Controlled Company;
2. Proposed merger with West Devon Borough Council;
3. Commercial Property Investment Scheme; and
4. Kingsbridge Quayside K2 Project.

Would it not have been better to have spent this sum on employing additional staff so as to improve the provision of Council services and especially in connection with planning and enforcement?'

8. Notice of Motion

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to consider the following motions received (if any) in accordance with Council Procedure Rule 10.1:

(a) By Cllrs Baldry and Bastone

'This Council fully supports and endorses the contents of the letter that was sent from the South Devon and Dartmoor Community Safety Partnership to the Office of the Police and Crime Commissioner regarding Neighbourhood Policing (dated 9 October 2017).

This Council therefore agrees to write to the Office of the Commissioner expressing its full support for the views contained within this letter.'

(NOTE: the aforementioned letter is available in the agenda reports pack)

(b) By Cllrs Birch and Brazil

'Due to the ever increasing number of electric powered vehicles on the roads in the UK and with the prospect of the numbers growing significantly in the future, this Council resolves to investigate and report on the feasibility of installing electric car charging points within the Council's public car parks.

A report is to be presented to the Overview and Scrutiny Panel within the next four months.'

(c) By Cllrs Green and Hodgson

'This Council resolves to oblige developers who submit residential planning applications which do not meet SHDC's affordable housing target to supply unredacted viability assessments for online publication at least two weeks prior to determination, to enable public scrutiny.

(NOTE. we understand Greenwich Council have done something similar):

http://www.royalgreenwich.gov.uk/press/article/710/royal_borough_in_landmark_new_planning_policy_to_make_affordable_housing_viability_studies_more_transparent

(d) By Cllrs Baldry and Birch

'Residents of the South Hams are fortunate to live in or near an Area of Outstanding Natural Beauty. South Hams District Council has the duty, when making its planning decisions, to protect or enhance the AONB. Because of interpretation of planning policy, there have been occasions in the past where the Council's Development Management Committee has been advised by officers to approve planning applications for major housing schemes in the AONB.

The Council for the Protection of Rural England (CPRE) in a

recent report says: "Current development on AONB's shows little evidence that what's being built will actually solve the housing crisis which is more to do with affordability than lack of land."

This Council supports the CPRE call on Government to toughen up planning policy to prevent major housing schemes in AONBs in order to recognise the importance of our treasured landscapes. In supporting this call, the Council will make its views known to the Secretary of State CLG and to the local Members of Parliament.

This Council supports the CPRE request to councils to publish figures every year to show developments and changes in land use in AONBs in a similar form to those already published for Green Belt Land and in doing so, will publish the South Hams' figures on an annual basis.'

(e) By Cllrs Hodgson and Green

'In line with its commitment to mitigating climate change, this Council will ask Devon County Council to divest its pension funds away from fossil fuel companies and seek opportunities to invest in companies that support renewable energy. This is moving forward in line with other Local Authorities such as Southwark taking this important step.'

9. Head of Paid Service Replacement	21 - 26
10. Standards Process - Appointment of Independent Persons	27 - 30
11. Reports of Bodies	
to receive and as may be necessary approve the minutes and recommendations of the under-mentioned Bodies:	
* Indicates minutes containing recommendations to Council.	
(a) Audit Committee - 21 September 2017	31 - 36
(b) Salcombe Harbour Board * - 25 September 2017	37 - 44
(c) Development Management Committee - 4 October 2017	45 - 52
(d) Overview & Scrutiny Panel - 12 October 2017	53 - 60
(e) Licensing Committee * - 12 October 2017	61 - 64

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(f) Executive * - 19 October 2017	65 - 72
(g) Development Management Committee - 1 November 2017	73 - 80
(h) Salcombe Harbour Board - 6 November 2017	81 - 86
(i) Overview and Scrutiny Panel - 9 November 2017	87 - 100
(j) Development Management Committee- 29 November 2017 To follow	
(k) Executive * - 7 December 2017 To follow	