

PLANNING

Urgent Business Report – Variation to Planning & Highways Regulatory Committee Resolution – Moss gate Park, Heysham

6 January 2014

Report of Chief Officer (Governance)

PURPOSE OF REPORT

To advise Members of action taken by the Chief Executive, in consultation with the Chairman of the Planning and Highways Regulatory Committee.

This report is public.

Recommendation

- 1. That the action taken by the Chief Executive, in consultation with the Chairman of the Planning & Highways Regulatory Committee, in accordance with the Scheme of Delegation, in relation to the following, be noted:**

- 2. Background**

- 2.1** That there be a variation to Planning and Highways Regulatory Committees resolution on 11th November 2013 in accordance with minute 78 which enables the Chief Officer (Regeneration and Planning) to either issue the decision as originally resolved or refuse the application should the legal agreement not be signed, completed, and sealed before 21st December 2013.
- 2.2** The Chief Executive in consultation the Chairman of the Planning & Highways Regulatory Committee was requested to agree a variance to the resolution of the Planning and Highways Regulatory Committee on 11th November 2013 to delay the issuing of a decision on Miller Homes planning application 13/00964/FUL for one week.

The reason for the urgency was that the Planning and Highways Regulatory Committee set a deadline of 13th December 2013 for this decision to be issued to require the developer Miller Homes to deliver planning obligations under section 106 of the Planning Acts. Miller Homes had failed to meet the deadline, but had

arrangements in place to complete the required legal agreement by 20th December 2013. A further extension of time for one week was deemed acceptable in the circumstances as refusal of the application and the subsequent delay in resubmission could prejudice external funding from the homes and communities agency to assist in the delivery of the affordable housing on this site.

After consulting with the Chairman of the Planning and Highways Regulatory Committee, the Chief Executive took the decision, as set out in paragraph 2.1.

3. Conclusion

Approval was given to the above actions, which is reported to this meeting in accordance with the Constitution (Part 4, Section 7 (2.2)).

RELATIONSHIP TO POLICY FRAMEWORK This is in accordance with the Constitution.	
CONCLUSION OF IMPACT ASSESSMENT (including Diversity, Human Rights, Community Safety, Sustainability etc) Comments were contained in the original report.	
FINANCIAL IMPLICATIONS Comments were contained in the original report.	
SECTION 151 OFFICER'S COMMENTS Comments were contained in the original report.	
LEGAL IMPLICATIONS Comments were contained in the original report.	
MONITORING OFFICER'S COMMENTS Comments were contained in the original report.	
BACKGROUND PAPERS none	Contact Officer: Liz Bateson Telephone: (01524)582047 E-mail: ebateson@lancaster.gov.uk