

# Cherwell District Council

## Planning Committee

24 April 2014

<b>Decisions Subject to Various Requirements - Progress Report</b>
------------------------------------------------------------------------

### Report of Head of Development Management

This report is public

#### Purpose of report

This report aims to keep members informed upon applications which they have authorised decisions upon to various requirements which must be complied with prior to the issue of decisions.

An update on any changes since the preparation of the report will be given at the meeting.

#### 1.0 Recommendations

The meeting is recommended:

- 1.1 To accept the position statement.

#### 2.0 Report Details

**The following applications remain outstanding for the reasons stated:**

Subject to Legal Agreement with Cherwell District Council

01/00662/OUT	Begbroke Business and Science Park, Sandy Lane, Yarnton
(24.3.11and 24.5.12 and 6 .2.14)	Decision revised to not need legal agreement. Conditions to be amended
10/00640/F	Former USAF housing South of Camp Rd, Upper Heyford

(re-affirmed 24.5.12)	Subject to legal agreement concerning on and off site infrastructure and affordable housing. May be withdrawn following completion of negotiations on 10/01642/OUT
11/01494/OUT (13.6.13)	Site C Ploughley Road, Upper Arccott & Site D & E Ambrosden Road, MOD Bicester  Subject to legal agreement and departure procedures
12/01209/F (3.1.13)	Site of Tesco, Pingle Drive, Bicester  Sec Of State decided not to call-in application. Legal agreement re off-site infrastructure
12/01710/F and 12/01711/F and 13/00740/OUT  (28.2.13) and (8.8.13)	Buildings 74 and 593 Heyford Park  Subject to revised legal agreement
12/01789/OUT (13.6.13)	Land off Warwick Road, North of Hanwell Fields, Banbury  Not called in. Subject to legal agreement
13/00004/OUT (18.4.13) and (3.10.13)	Land N of Station Rd. Bletchingdon  Subject to legal agreement re affordable housing, and on-site and off-site infrastructure.
13/00265/OUT (13.6.13)	Banbury AAT Academy (formerly Banbury School) Ruskin Road. Banbury  Subject to legal agreement re affordable housing, and on-site and off-site infrastructure
13/00330/OUT (6.3.14)	81-89 Cassington Rd. Yarnton  Subject to legal agreement
13/00343/F (16.5.13)	Building 583 Heyford Park, Upper Heyford  Subject to withdrawal of objections by OCC and Sport England and to the amendment of existing legal agreement

13/00424/F (16.5.13)	Building 3135 Heyford Park, Upper Heyford Subject to amendment of existing legal agreement
13/00433/OUT (11.7.13)	Land at Whitelands Farm, Middleton Stoney Rd. Bicester Subject to legal agreement concerning on-site and off-site infrastructure
13/00444/OUT (11.7.13)	Land West of Edinburgh Way, Banbury Subject to legal agreement concerning on-site and off-site infrastructure
13/00502/CDC (8.8.13)	Crown House, Christchurch Court, Banbury Subject to completion of legal agreement with OCC re contributions to off-site infrastructure
13/01576/OUT (6.1.14)	Tally Ho Inn, Ploughley Rd. Arcott Subject to legal agreement re off-site provision of affordable housing and infrastructure
13/01643/F (6.3.14)	Land between The Leys and North Bar Place, Banbury Subject to legal agreement
13/01649/F (6.1.14 and 3.4.14)	Site of Holly House, Bath Road, Banbury subject to legal agreement re off-site infrastructure
13/01372/CDC (6.2.14)	Land Rear of Methodist Church, The Fairway, Banbury Subject to legal agreement re affordable housing
13/01528/OUT (6.2.14)	Land NE of Crouch Hill, Banbury Subject to legal agreement re off-site infrastructure and affordable housing
13/01601/OUT (6.2.14)	Land adj. Spiceball Park Road, Banbury Subject to reference to Sec of State and legal agreement re off-site infrastructure contributions
13/01652/F (6.2.14)	18B Wildmere Road, Banbury Subject to legal agreement re off-site infrastructure contributions

13/01682/F (6.2.14)	Land rear of 33-59 Oxford Road, Bodicote Subject to amendment to existing legal agreement
13/01709/CDC (6.2.14)	Calthorpe House, Calthorpe St. Banbury Subject to legal agreement re affordable housing
13/01879/CDC (6.2.14)	Orchard Lodge, Cope Road, Banbury Subject to legal agreement re affordable housing
13/01880/CDC (6.2.14)	Lincoln House, Lincoln Close, Banbury Subject to legal agreement re affordable housing
13/01672/Hybrid (6.3.14)	Land North of Green hills , Adderbury Subject to legal agreement
13/01708/CDC (6.3.14)	Coach House Mews , London Rd. Bicester Subject to legal agreement
13/01768/F (6.3.14)	Land E of Deene Close, Adderbury Subject to legal agreement
13/01796/OUT (6.3.14)	Land North of Oak View , Weston on the Green Subject to legal agreement
13/01947/F (3.4.14)	Land at 4 The Rookery Subject to legal agreement with CDC/OCC re affordable housing and off-site contributions
13/01948/F (27.3.14)	Banbury Gateway, Acorn Road, Banbury Subject to variation of previous legal agreement
14/00034/LB (6.3.14)	Juniper Court, St.Johns Rd.Banbury Subject to reference to Sec Of State

### **3.0 Consultation**

None

### **4.0 Alternative Options and Reasons for Rejection**

4.1 The following alternative options have been identified and rejected for the reasons as set out below.

Option 1: To accept the position statement.

Option 2: Not to accept the position statement. This is not recommended as the report is submitted for Members' information only.

### **5.0 Implications**

#### **Financial and Resource Implications**

5.1 The cost of defending appeals can normally be met from within existing budgets. Where this is not possible a separate report is made to the Executive to consider the need for a supplementary estimate.

Comments checked by:

Kate Drinkwater, Service Accountant, 01327 322188,  
[kate.drinkwater@cherwelladnsouthnorthants.gov.uk](mailto:kate.drinkwater@cherwelladnsouthnorthants.gov.uk)

#### **Legal Implications**

5.2 There are no additional legal implications arising for the Council from accepting this recommendation as this is a monitoring report.

Comments checked by:

Nigel Bell, Team Leader – Planning and Litigation, 01295 221687,  
[nigel.bell@cherwell-dc.gov.uk](mailto:nigel.bell@cherwell-dc.gov.uk)

#### **Risk Management**

5.3 This is a monitoring report where no additional action is proposed. As such there are no risks arising from accepting the recommendation.

Comments checked by:

Nigel Bell, Team Leader – Planning and Litigation, 01295 221687,  
[nigel.bell@cherwell-dc.gov.uk](mailto:nigel.bell@cherwell-dc.gov.uk)

### **6.0 Decision Information**

#### **Wards Affected**

All

## Links to Corporate Plan and Policy Framework

A district of opportunity

### Lead Councillor

None

## Document Information

Appendix No	Title
None	
<b>Background Papers</b>	
All papers attached to the planning applications files referred to in this report	
<b>Report Author</b>	Bob Duxbury, Development Control Team Leader
<b>Contact Information</b>	01295 221821 <a href="mailto:bob.duxbury@cherwell-dc.gov.uk">bob.duxbury@cherwell-dc.gov.uk</a>