

# Cherwell District Council

## Planning Committee

19 June 2014

### Decisions Subject to Various Requirements - Progress Report

#### 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

10/00640/F (re-affirmed 24.5.12)	Former USAF housing South of Camp Road, Upper Heyford  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 May be withdrawn following completion of negotiations on 10/01642/OUT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 Arcott & Site D & E Ambrosden Road, MOD Bicester  Subject to legal agreement and departure procedures
12/01209/F	Site of Tesco, Pingle Drive, Bicester

(3.1.13)	Sec of State decided not to call-in application. Legal agreement re off-site infrastructure
13/00740/OUT	Buildings 74 and 593 Heyford Park
(8.8.13)	Subject to revised legal agreement
12/01789/OUT	Land off Warwick Road, North of Hanwell Fields, Banbury
(13.6.13)	Not called in. Subject to legal agreement
13/00330/OUT	81-89 Cassington Road Yarnton
(6.3.14)	Subject to legal agreement
13/00343/F	Building 583 Heyford Park, Upper Heyford
(16.5.13)	Subject to withdrawal of objections by OCC and Sport England and to the amendment of existing legal agreement
13/00433/OUT	Land at Whitelands Farm, Middleton Stoney Road, Bicester
(11.7.13)	Subject to legal agreement concerning on-site and off-site infrastructure
13/00444/OUT	Land west of Edinburgh Way, Banbury
(11.7.13)	Subject to legal agreement concerning on-site and off-site infrastructure
13/00502/CDC	Crown House, Christchurch Court, Banbury
(8.8.13)	Subject to completion of legal agreement with OCC re contributions to off-site infrastructure
13/01576/OUT	Tally Ho Inn, Ploughley Road, Arccott
(6.1.14)	Subject to legal agreement re off-site provision of affordable housing and infrastructure
13/01643/F	Land between The Leys and North Bar Place, Banbury
(6.3.14)	Subject to legal agreement
13/01372/CDC	Land rear of Methodist Church, The Fairway, Banbury
(6.2.14 and 24.4.14)	Subject to legal agreement re affordable housing
13/01528/OUT	Lane NE of Crouch Hill, Banbury
(6.2.14)	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 Revised proposal received late May 2014 – reconsultation and return to Committee necessary
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 and 24.4.14)	Calthorpe House, Calthorpe Street, Banbury Subject to legal agreement re affordable housing
13/01879/CDC (6.2.14 and 24.4.14)	Orchard Lodge, Cope Road, Banbury Subject to legal agreement re affordable housing
13/01880/CDC (6.2.14 and 24.4.14)	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 and 24.4.14)	Coach House Mews, London Road, 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 N of Oak View, Weston on the Green Subject to legal agreement
13/01811/OUT	Land at Dow Street, Heyford Park, Upper Heyford Subject to legal agreement with CDC/OCC
13/01947/F (3.4.14 and	Land at 4 The Rookery Subject to legal agreement with CDC/OCC re affordable housing

24.4.14)	and off site contributions
13/01948/F	Banbury Gateway, Acorn Road, Banbury
(27.3.14)	Subject to variation of previous legal agreement
14/00034/LB	Juniper Court, St Johns Road, Banbury
(6.3.14)	Subject to reference to Sec of State
14/00154/F	Former Winners site, Victoria Road, Bicester
	Subject to legal agreement

### 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	
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