

TONBRIDGE AND MALLING BOROUGH COUNCIL
MINUTES OF COUNCIL, CABINET AND COMMITTEE MEETINGS

SUPPLEMENT

The following Minutes previously marked 'to follow' are now available:		
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	<ul style="list-style-type: none">• Licensing and Appeals Committee of 26 March 2024• Area 1 Planning Committee of 28 March 2024	

NOTE: In the case of items containing exempt information, the report must remain confidential but details of the decisions need not remain confidential.

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TONBRIDGE AND MALLING BOROUGH COUNCIL

LICENSING AND APPEALS COMMITTEE

MINUTES

Tuesday, 26th March, 2024

Present: Cllr C Brown (Chair), Cllr C J Williams (Vice-Chair), Cllr M A Coffin, Cllr A Cope, Cllr D W King, Cllr R W G Oliver and Cllr K S Tunstall

Virtual: Councillor M Taylor participated via MS Teams in accordance with Council Procedure Rule No 15.21.

Apologies for absence were received from Councillors B Banks, D Keers and W J Mallard.

(Note: Cllr Banks submitted apologies for in-person attendance and participated via MS Teams when invited to do so. However, he was unable to vote on or propose any motions)

PART 1 - PUBLIC

LA 24/1 DECLARATIONS OF INTEREST

There were no declarations of interest in accordance with the Code of Conduct.

LA 24/2 MINUTES

RESOLVED: That the Minutes of the meeting of the Licensing and Appeals Committee held on 28 November 2023 be approved as a correct record and signed by the Chairman.

LA 24/3 MINUTES OF PANEL

There were no minutes of the Licensing and Appeals Committee, sitting as a Panel.

MATTERS RECOMMENDED TO THE COUNCIL

LA 24/4 FEEDBACK FROM CONSULTATION RESULTS OF THE SCRAP METAL DEALERS POLICY 2024 - 2029

The report of the Interim Chief Executive provided the results of the consultation on proposed changes to the Council's Scrap Metal Dealers Policy 2024-29. The consultation ran from 9 October 2023 to 30 November 2023, during which no representations were received.

RECOMMENDED*: That the proposed changes to the Scrap Metal Dealers Policy 2024-2029, be approved.

***Recommended to Council**

DECISIONS TAKEN UNDER DELEGATED POWERS

LA 24/5 UNMET DEMAND SURVEY - HACKNEY CARRIAGE VEHICLES

The report of the Interim Chief Executive asked Members to consider the request from the Hackney Carriage and Dual drivers for an Unmet Demand Survey to be undertaken and that the results of the survey be discussed at a future meeting.

Over the last few years, the number of licensed hackney carriage vehicles working out of Tonbridge Waterloo rank had grown resulting in very long waiting times whilst queuing for a fare. The situation at the rank was further exacerbated by the economic climate where drivers were working longer hours.

Before restricting the number of hackney carriage vehicles to be licensed, a Licensing Authority must commission a detailed robust survey. The cost of the survey would result in an additional fee being added to all Hackney Carriage Vehicle, Hackney Carriage Drivers and Dual driver applications.

Attention was brought to the low percentage of responses received to the survey which was carried out to gauge opinion from the current licensed hackney carriage drivers and dual badge holders on whether they would like an Unmet Demand Survey to be undertaken.

RESOLVED: That an Unmet Demand Survey for Hackney Carriage Vehicles not be undertaken.

LA 24/6 EXCLUSION OF PRESS AND PUBLIC

There were no items considered in private.

The meeting ended at 7.54 pm

TONBRIDGE AND MALLING BOROUGH COUNCIL

AREA 1 PLANNING COMMITTEE

MINUTES

Thursday, 28th March, 2024

Present: Cllr M A J Hood (Chair), Cllr K Barton, Cllr G C Bridge, Cllr J Clokey, Cllr A Cope, Cllr G B Hines, Cllr F A Hoskins, Cllr A Mehmet, Cllr R W G Oliver, Cllr B A Parry, Cllr M R Rhodes and Cllr K S Tunstall

Virtual: Councillors R W Dalton, D Harman and M Taylor participated via MS Teams in accordance with Council Procedure Rule No 15.21.

Apologies for absence were received from Councillors D W King and L Athwal.

PART 1 - PUBLIC

AP1 24/1 DECLARATIONS OF INTEREST

There were no declarations of interest made in accordance with the Code of Conduct.

AP1 24/2 MINUTES

RESOLVED: That the Minutes of the meeting of the Area 1 Planning Committee held on 19 October 2023 be approved as a correct record and signed by the Chairman, subject to an amendment of "(1) Addition of informative" under AP1 23/28 to read:

"1. During the demolition and construction phase, the hours of working (including deliveries) **should** be restricted to Monday to Friday 07:30 hours – 18:30 hours. On Saturday 08:00 to 13:00 hours, with no work on Sundays or Public Holidays."

AP1 24/3 GLOSSARY AND SUPPLEMENTARY MATTERS

Decisions were taken on the following applications subject to the pre-requisites, informatives, conditions or reasons for refusal set out in the report of the Director of Planning, Housing and Environmental Health or in the variations indicated below. Any supplementary reports were tabled at the meeting.

Members of the public addressed the meeting where the required notice had been given and their comments were taken into account by the Committee when determining the application. Speakers are listed under the relevant planning application shown below.

**DECISIONS TAKEN UNDER DELEGATED POWERS IN
ACCORDANCE WITH PART 3 OF THE CONSTITUTION
(RESPONSIBILITY FOR COUNCIL FUNCTIONS)**

**AP1 24/4 TM/22/02694/FL - FORMERLY RIVER CENTRE CAR PARK,
MEDWAY WHARF ROAD, TONBRIDGE**

Erection of a 9 storey building comprising of 118 residential units, together with associated car and cycle parking, landscaping and associated works

Due regard was given to the determining issues detailed in the report of the Director of Planning, Housing and Environmental Health with particular reference made to the adequacy of the provision for the electric bicycle charging spaces and the level of external lighting to the building.

Furthermore, there was detailed discussion on the adequacy of the parking provision within the proposed development and the potential impact on the parking situation within the neighbourhood area. However, Members acknowledged the benefit of securing sustainable development on a brownfield site and the significant need for affordable housing which was to be provided by part of this development.

RESOLVED: That planning permission be GRANTED in accordance with the submitted details, conditions and reasons set out in both the main and the supplementary reports of the Director of Planning, Housing and Environmental Health, subject to:

- (1) the Applicant entering into a S106 agreement to make financial contributions and securing affordable housing provision, in accordance with the details as set out in the report;
- (2) delegated authority to the Director of Planning, Housing and Environmental Health to form the wording of an additional condition requiring the Applicant to submit details to and seek approval from the Local Planning Authority in respect of external lighting to the building; and
- (3) delegated authority to the Director of Planning, Housing and Environmental Health to investigate and negotiate with the Applicant with a view to enhancing the provision of electric bicycle charging spaces within the development.

[Speakers: Whitefriars Wharf Management Company Limited (member of the public) – a statement was read out as agreed by the Chair; Mr Rob Morgan (on behalf of the Applicant) addressed the Committee in person]

MATTERS FOR INFORMATION**AP1 24/5 PLANNING APPEALS, PUBLIC INQUIRIES AND HEARINGS**

The report setting out updates in respect of planning appeals, public inquiries and hearings held since they were last reported to the Planning Committee on 22 June 2023 was received and noted.

The Head of Planning (James Bailey) responded to a query advising that there was no identifiable trend in appeal outcomes, however, more information about planning appeals and costs was available in report [Planning Appeal Costs](#) which was recently presented to Housing and Planning Scrutiny Select Committee.

AP1 24/6 EXCLUSION OF PRESS AND PUBLIC

There were no items considered in private.

The meeting ended at 8.32 pm

