Shavington-cum-Gresty Council Planning Committee meeting Main Road, Shavington, Crewe CW2 5DP www.shavingtononline.co.uk



5 January 2023

# To: Members of the Planning Committee

Dear Councillor,

You are summoned to attend the meeting of the Planning Committee to be held at 7:00PM on Wednesday 11 January 2023 at Shavington-cum-Gresty Village Hall, 159 Main Rd, Shavington, CW2 5DP.

Your sincerely,

Simona Garnero Parish Clerk

# **AGENDA**

1	To receive and consider apologies for absence				
2	To note declarations of Members' interest				
3	To confirm and sign the minutes of the Planning Committee Meeting held on 7 December 2022 (attached)				
4	Public Participation  A period not exceeding 20 minutes for members of the public to ask questions or submit comments				

Shavington-cum-Gresty Parish Council Planning Committee 11.01.2023 Agenda

5	To receive and consider a report from Richard Hibbert (Head of Transport and Parking at Cheshire East Council) with regards to the possible options for a S106 pedestrian crossing in Rope Lane (attached)
6	To consider making responses to any urgent planning application consultations that have arisen since this agenda was published
7	To note and consider the latest update of the ScG Parish Council – Planning Application Record (attached)
8	To note the date of the next Planning Committee Meeting –1 February 7PM

Shavington-cum-Gresty Council Planning Committee meeting Main Road, Shavington, Crewe CW2 5DP



# MINUTES of the meeting held on Wednesday 7 December 2022

<u>In attendance:</u> Cllrs Adams, Ferguson, K Gibbs, Jones, McIntyre, Moore, Wain Cllr B Gibbs<sup>1</sup>, Buchanan<sup>2</sup>, Hancock<sup>3</sup>

ScG PC/22/7/1	To receive apologies for absence <sup>4</sup>				
	No apologies were received.				
ScG PC/22/7/2	To note declarations of Members' interest				
	No declaration was made.				
ScG PC/22/7/3	To confirm and sign the minutes of the Planning Committee Meeting held on 2 November 2022				
	<b>RESOLVED:</b> That the Minutes of the previous meeting are approved and signed as an accurate record.				
ScG PC/22/7/4	Public Participation A period not exceeding 20 minutes for members of the public to ask questions or submit comments No comment was raised.				
ScG PC/22/7/5	To consider making a response to the following planning applications:				

<sup>&</sup>lt;sup>1</sup> Cllr B Gibbs joined the meeting at 19:27hrs

<sup>&</sup>lt;sup>2</sup> Cllr Buchanan join the meeting at 19:56hrs

<sup>&</sup>lt;sup>3</sup> Cllr Hancock join the meeting at 20:02 hrs

<sup>&</sup>lt;sup>4</sup> Meeting started at 19:02hrs

**RESOLVED:** that Standing Orders are suspended to allow members of the public to make a representation<sup>5</sup>

**RESOLVED:** that the Standing Orders are resumed

**RESOLVED:** that the meeting is suspended at 19:32hrs

**RESOLVED:** that the meeting is resumed at 19:54hrs

a. Application: 22/0462N

**Proposal:** <u>Notification of appeal:</u> Erection of timber frame and clad outdoor cat houses with exterior exercise areas and change of use to a dual use as residential (C3) and cattery (sui-generis)

Location: 35, WESTON LANE, SHAVINGTON, CHESHIRE, CW2

5AN

To be submitted to: <a href="https://acp.planninginspectorate.gov.uk">https://acp.planninginspectorate.gov.uk</a>

**RESOLVED:** The Parish Council supports the LPA decision, on the reasons given by the LPA for the refusal of the planning application.

However, it was noted that it was not clear how and in which measure the LPA considered the Shavington-cum-Gresty Neighbourhood Plan, and assessed the Parish Council's concerns with regards to the following policies: COM1 – Community Facilities, TRA2 – Parking, and ECON1 – Economy

With regards to the appeal statement presented, the Parish Council identified several inconsistencies, for examples:

- A statement<sup>1</sup> that block C has 'not yet been erected'. This is not true –
  block C was erected but in contravention of the applicant's own drawings
  supplied to Cheshire East as part of the planning application, and was
  later demolished. The assumption should be, therefore, that block C will
  be restored at some point.
- A statement<sup>2</sup> that 'there is no planning reason why a residential property owner cannot house as many cats as they would like'. Presumably the same statement applies to a property tenant, as is the case here (the catbreeding business registered at 35 Weston Lane is under a different name than that of the planning applicant). The assumption of the Parish Council is that registered businesses need to comply with planning policy as businesses, not as domestic residents
- The registration of Rudycats Maine Coons Ltd. with Cheshire East's Animal Welfare & Licensing officer shows the business registered as a

<sup>&</sup>lt;sup>5</sup> Cllr B Gibbs joined the meeting

'Pet Shop'. In fact, there appear to be two operations licensed by Cheshire East at 35 Weston Lane, the second being 'Wild Blue Maine Coons'.

 The appeal statement also states that both applicants live in the property and that the property is used as family residence, which is an incorrect information

Also, the Parish Council resolved to reiterate its previous comments, and again object to the plans on the basis that:

- There is no plan for deliveries of supplies (e.g. litter, food, medication) in association with the business
- There is no plan for the removal of waste
- There is conflicting information regarding viewings and collections of cats
- Regardless of the drive space at the front of the property there is no turning circle for visitors to allow safe egress onto Weston Lane
- There is no maintenance plan for the decking area, and no plan for accessing the cattery panels that sit adjacent to the boundary
- Clarity is needed on the dispersal of surface water

The Parish Council would contend that a large-scale cat breeding business such as that registered at 35 Weston Lane should require an appropriate change of use through planning consent. The assertion by the appellant, that compliance with policies SE12 and BE1 on noise, odour and outlook grounds alone should suffice is wrong, and they should demonstrate compliance in all policy areas particularly those that have not yet been satisfied through their planning statement.

b. Application: 22/4389N

**Proposal:** Proposed variation to previously approved extension

22/3430 - proposed alterations and extension.

Location: 7, BURLEA DRIVE, SHAVINGTON, CW2 5BZ

National Grid Ref 369845.7264 352051.0097

**RESOLVED:** No comments<sup>6</sup>

c. Application: 22/4502N

Proposal: Two storey rear extension

Location: 72, CREWE ROAD, SHAVINGTON CUM GRESTY,

CREWE, CW2 5DW

National Grid Ref 370240.9057 351851.8801

**RESOLVED:** No comments

<sup>&</sup>lt;sup>6</sup> Cllr Buchanan join the meeting

ScG PC/22/7/8	To note the date of the next Planning Committee Meeting –11 January 2023 7PM				
	Members NOTED the report.				
	Clerk briefed Councillors on the item.				
ScG PC/22/7/7	7 To note and consider the latest update of the ScG Parish Council – Planning Application Record				
	<b>RESOLVED:</b> that the original comment submitted by the Parish Council is reiterated, particularly those elements of concerns around highways, pedestrian safety, and parking.				
	a. Application: 19/5945N Proposal: Proposed scout hut including change of use Location: Land Off, Gresty Lane, Shavington, Crewe, Cheshire				
ScG PC/22/7/6	To consider making responses to any urgent planning application consultations that have arisen since this agenda was published				
	<ul> <li>That – in compliance with Planning Policy Guidance Note No.8, s24-sympathetic design and camouflage to minimise the impact of the development is considered</li> <li>That the planning application 22/4483N's design is integrated with the design of previously approved planning application 21/4784N</li> </ul>				
	<b>RESOLVED:</b> that the Parish Council support the application, subject to the following two elements being considered:				
	Location: Crewe Road Street Works, CREWE ROAD, SHAVINGTON CW2 5DL  National Grid Ref 370128.0296 351739.0278				
	e. Application: 22/4483N <sup>7</sup> Proposal: Proposed 5G telecoms installation: H3G 20m street pole and additional equipment cabinets. (ref. Planning Policy Guidance Note No.8)				
	RESOLVED: No comments				
	dormers Location: 35, GREENFIELDS AVENUE, SHAVINGTON, CW2 5HQ National Grid Ref 369861.1361 351489.3577				
	<ul> <li>d. Application: 22/4667N</li> <li>Proposal: Proposed two storey side extension with front end rear</li> </ul>				

<sup>&</sup>lt;sup>7</sup> Cllr Hancock join the meeting

Councillors NOTED the date of the next Planning Committee Meeting

Meeting Closed at 2012 hrs

Chair: Cllr McIntyre

Clerk: S Garnero





Working for a brighter future together

# **Shavington cum Gresty Parish Council – Planning Committee**

**Date of Meeting:** 11<sup>th</sup> January 2023

**Report Title:** Rope Lane Shavington – Options for S106 pedestrian

crossing.

**Report of:** Richard Hibbert, Head of Transport & Parking, Cheshire

East Council

## 1. Purpose of Report

- 1.1. This report provides the parish council with a progress update on work to deliver a new pedestrian crossing facility on Rope Lane in Shavington. Cheshire East Highways have completed a number of concept designs and informal consultation with local residents to assess the acceptability of each option. There is no consensus leading to a preferred option at this stage.
- **1.2.** This report seeks the Parish Councils views on the various options and provides an opportunity to make known any preferences in advance of a formal decision being made on the siting of this crossing point.

#### 2. Executive Summary

2.1 Following a developer funding agreement associated with the Wain Homes development off Broomhall Drive, there is an opportunity to construct a new pedestrian crossing on Rope Lane. Three options have been prepared and informal consultations completed. Each has raised some level of objection/concern from the local community and representatives. This report seeks the Parish Council's input to the preparation of a decision report, which will enable the available funding to be deployed in accordance with the planning agreement.

#### 3. Recommendations

- **3.1.** The Committee is recommended to consider the report and make any comments on the options to implement this new crossing facility.
- **3.2.** The Committee is recommended to identify any preferred option, should this be possible, with regard to the options under consideration.

3.3. Note that comments received from the Parish Council will be included in a report for decision to be considered by the highways service in Cheshire East Council.

#### 4. Reasons for Recommendations

- 4.1. The views of relevant Parish Councils are important considerations when determining how best to implement changes on the highway network, especially where informal consultation with local communities has proved inconclusive. The Parish Council has the opportunity to express its view on a preferred option or any of the options under consideration. These views will inform a decision on the various options.
- **4.2.** There is a need to make a decision on the way forward with regard to this developer-funded project, especially as current rates of inflation are reducing the scope for delivery within existing budgets.

# 5. Options Considered

- 5.1. The options available are constrained by the terms of the S106 funding agreement, which states that the funds are available strictly for the provision of a pedestrian/toucan crossing on Rope Lane. It is implicit that the siting of this crossing is intended to improve access to the Wain Homes development off Broomhall Drive.
- **5.2.** Cheshire East Highways have completed feasibility work on 3 options that could meet the obligations of the development agreement, as follows:
- 5.2.1. A Toucan (pedestrian and cycle) crossing situated at the northern edge of the village, linking to the existing cycle lane that extends along the bridge over the A500 Shavington Bypass (see Appendix 1).
- 5.2.2. A Puffin (pedestrian signalised) crossing situated a short distance to the north of the junction between Broomhall Drive and Rope Lane (see Appendix 2).
- 5.2.3. An Uncontrolled (not signalised) crossing point situated a short distance to the north of the junction between Broomhall Drive and Rope Lane (see Appendix 3).
- **5.3.** These options are considered to be the more practical and policy-compliant options available to the Council for delivery of a new crossing point, funded through the S106 developer agreement.
- There remains a Do Nothing option though it should be acknowledged that this would set aside the opportunity to utilise the third party funding available through the S106 agreement. In these circumstances the developer funding would be returned to the company.
- **5.5.** Informal consultation has taken place with directly affected frontage-properties, in accordance with the Councils standard approach to new

highway works. The outcomes of these consultations are summarised in Section 7 of this report.

# 6. Background

- 6.1. The planning approval and subsequent S106 planning obligations for the Wain Homes development on land at Rope Lane Shavington (Planning reference 14/3267N) were sealed on 10<sup>th</sup> June 2015. This agreement made provision for a number of measures, including funds for provision of a new pedestrian / toucan crossing on Rope Lane, Shavington.
- **6.2.** Work to date has completed feasibility and initial consultation with affected residents on 3 different options. These are summarised in Section 5, above.

## 7. Consultation and Engagement

7.1. Informal consultation with affected properties has taken place during the feasibility design process. Directly affected properties (indicated below) for the options at Broomhall Drive, were invited to make comments through a letter drop with follow up by telephone. For the option nearer the A500 bypass, the directly affected properties included premises further north along Rope Lane.



- **7.2.** The responses to consultation put forward a number of concerns, including:
  - The proposed location being close to the corner of Broomhall Drive,
     Shavington and therefore being unsafe.
  - The volume of people seeking to cross at this location couldn't justify a signalised controlled crossing.

- The current location proposed on Broomhall Drive, Shavington junction is a bad location.
- Traffic builds up at the junction of Broomhall Drive, Shavington.
- There will be a risk of vandalism
- The crossing proposes more dangers that not having one at all.
- There are cheaper options available.
- The crossing on the junction will leave title room to manoeuvre into the properties around the junction mouth and on Rope Lane, Shavington.
- Reversing into residents driveways will be unsafe on a signalised controlled crossing and they cannot reverse onto a main road.
- There will be a loss of parking on Rope Lane, Shavington.
- The public do not struggle to cross at this location.

The results of consultations indicate objections to the signalised crossing (puffin) from the residents close to Broomhill Drive, although there was no wider public objections received.

The Parish Council has previously expressed concerns about the introduction of an uncontrolled crossing.

The Ward Councillor has previously indicated concerns that the Toucan crossing option was too remote from the main pedestrian flows and did not adequately connect to footways on both sides of Rope Lane.

**7.3** The number of representations received from residents is low, but it should be noted that all comments received raise concerns. A decision to proceed with any of the options is unlikely to satisfy all interest.

No. of responses received				6
No. of objections received				4
No. of responses in favour of			of	0

## 8. Finances

**8.1.** The estimated costs for the options under consideration are as follows:

An Uncontrolled pedestrian crossing = £15,000

A Puffin (pedestrian) crossing = £120,000

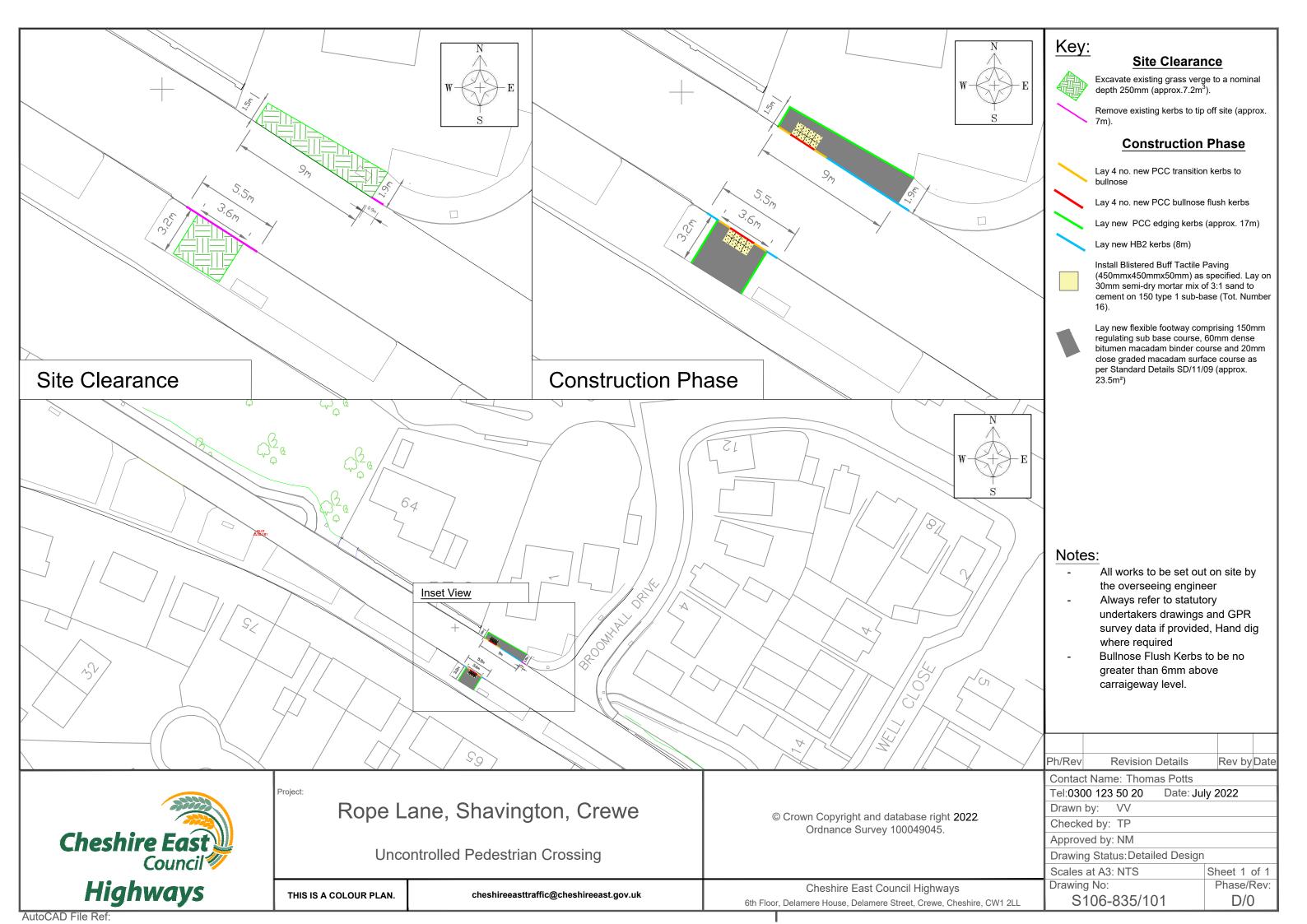
A Toucan (pedestrian and cycle) crossing = £140,000

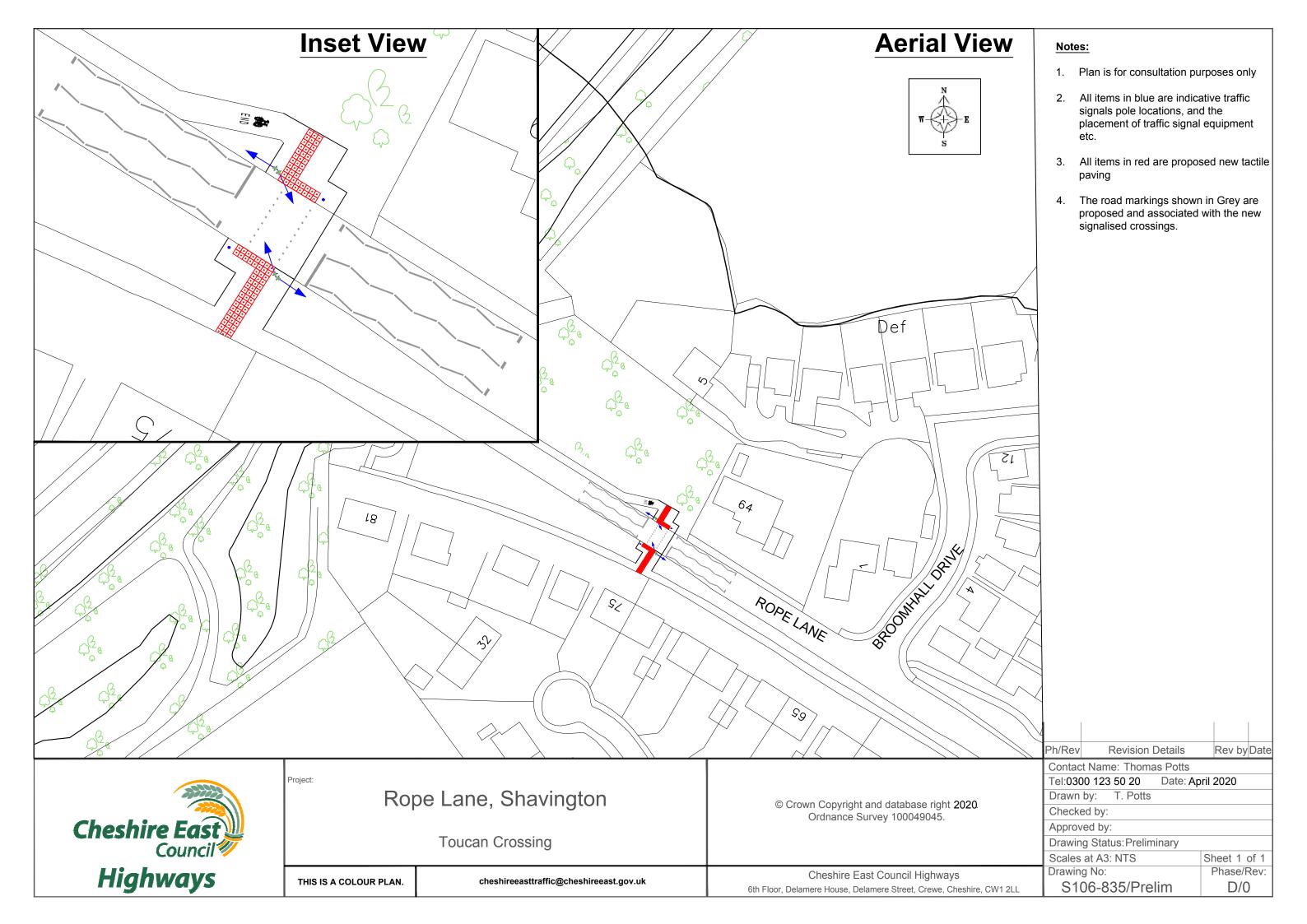
- **8.2.** The total value of the S106 funding commitment is £80,000 (index linked to 2015 prices).
- **8.3.** Should the cost of the preferred option exceed the value of the S106 funding, additional top-up funding would need to be identified, with options including the Cheshire East Council annual LTP programme, the parish council and the Cheshire East members highway fund.

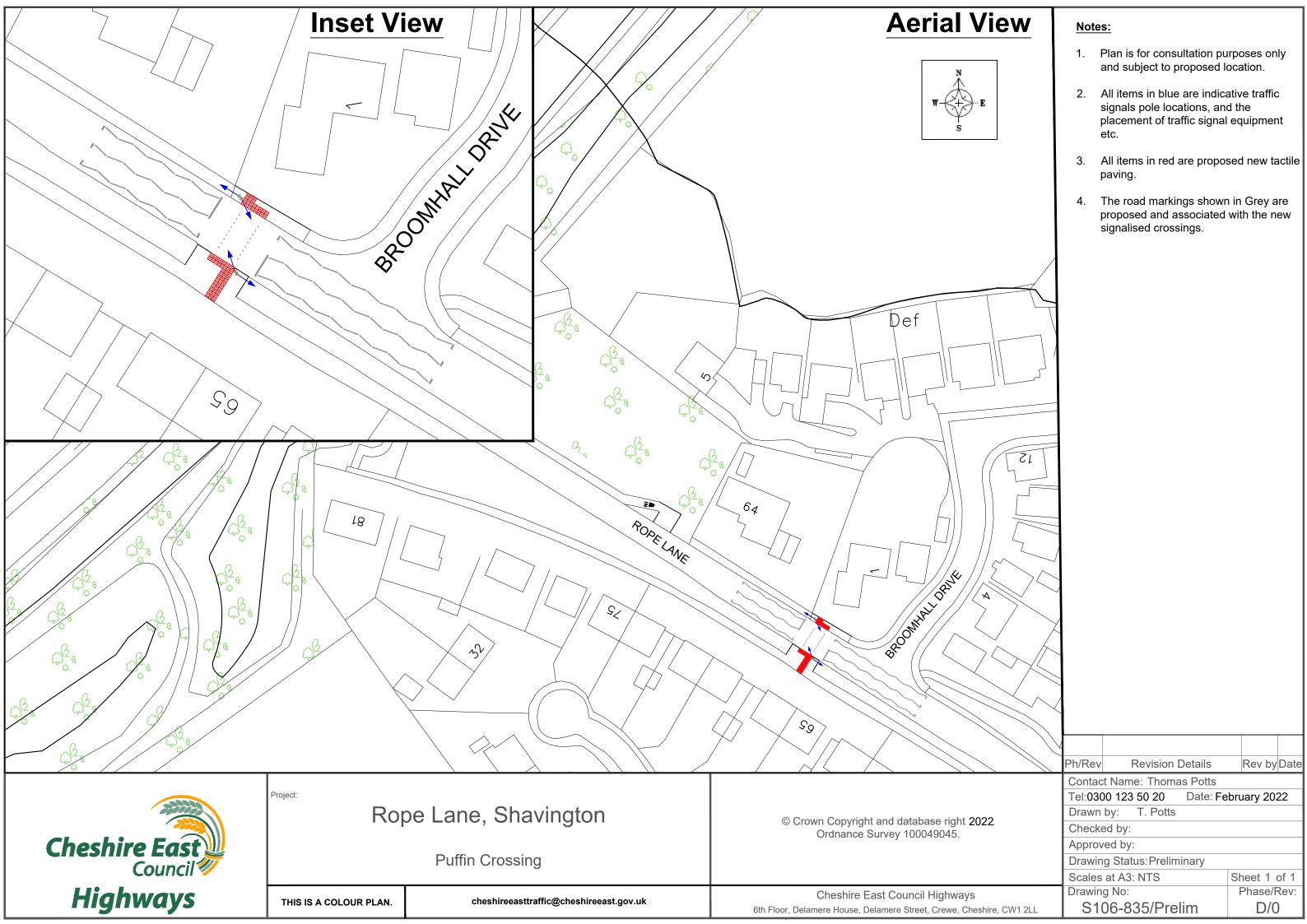
# 9. Next Steps

- **9.1.** Following this report and engagement with the Parish Council, Cheshire East Council will review all information relating to the different options.
- **9.2.** A decision report will be prepared recommending a way forward. This report will be considered by the Council's Head of Highways, in consultation with the Chair of Highways and Transportation Committee.
- **9.3.** Subject to the decision made, arrangements for relevant works instructions will be put in place to implement the preferred options at the earliest practical opportunity.

Access to Information				
Contact Officer: Tom Potts, Senior Engineer				
	Thomas.Potts@cheshireeasthighways.org			
Appendices:	1.Plan – Toucan crossing option			
	2.Plan – Puffin crossing option			
	3.Plan – Uncontrolled crossing option			
Background Papers:	All background papers and drawings are held by Cheshire			
	East Council			







	Planning		ScG Planning Committee			
STATUS	Application	Planning application INFO	COMMENTS	UPDATE	Link	Further updates
REFUSED	22/3674N	Proposal: Non-Material Amendment to application 20/0604N	Shavington-cum-Gresty Parish Council Planning Committee recommends that this application is	Refused / 11-Oct-2022	https://docs.cheshireeast.gov.uk/NorthgatePu blicDocs/08427108.pdf	none 29.11.22
	22/1125N	Location: ELEPHANT AND CASTLE INN, 289, c.Application: 22/1125N	called-in by the Shavington Ward Councillor, That, based on previous complaints from	Approved with condition	https://docs.cheshireeast.gov.uk/NorthgatePu	NA
		Proposal: Food Services Processing and Packaging Staff Facilities and Modified Parking Arrangement.	neighbours, the Council requests an environmental appraisal to examine the		blicDocs/08410792.pdf	
APPROVED		Location: Baird Foods Services Limited, CREWE ROAD, SHAVINGTON,	disposal of effluent and any historic issues in light of the changes proposed.			
		CW2 5AD	light of the changes proposed.			
	22/0462N	National Grid Ref: 370422.45 352582.97 g.Application: 22/0462N	See A17 PC meeting 20220406 + See ScG	Refused / 01-Aug-2022	https://docs.cheshireeast.gov.uk/NorthgatePu	Appeal made 23.11.22
DESTIGED		Proposal: Erection of timber frame and clad outdoor cat houses with exterior exercise areas	PC/22/7/5 for comment submit to appeal		blicDocs/08410614.pdf	
REFUSED		Location: 35, WESTON LANE, SHAVINGTON, CHESHIRE, CW2 5AN				
	22/0496N	National Grid Ref: 370827.1705 352223.37 b.Application: 22/0496N	RESOLVED: Concerns were raised about the	Approved with	https://docs.cheshireeast.gov.uk/NorthgatePu	NΔ
	22/043614	Proposal: Detached single dwelling Location: 27, CREWE ROAD, SHAVINGTON, CW2 5JE	drainage of the property (Policy 9.1.4 of	conditions / 09-Aug-	blicDocs/08412678.pdf	
		National Grid Ref: 370235.0382 351488.356	Shavington-cum-Gresty Neighbourhood plan): the water should be drained into the drainage	2022		
APPROVED			system due to the presence of a water course is within short distance.			
			Overall, the application form needs to be reviewed to correct inaccurate or misleading			
	21/5216N	a.Application 21/5216N	information. that the proposal from Highways is supported.	Refused / 18-Jul-2022	https://docs.cheshireeast.gov.uk/NorthgatePu	none 29.11.22
		Proposal: Construction of front boundary wall and rails and alteration to existing access			blicDocs/08405974.pdf	
REFUSED		Location: 23, WESTON LANE, SHAVINGTON, CW2				
	21/5199N	National Grid Ref: 370738.1504 352202.6729	See A12 Extra-ordianry PC meeting 20211117	Approved with	https://docs.cheshireeast.gov.uk/NorthgatePu	N/A
	21/5199N	c.Application 21/5199N Proposal: Change of use of existing building to	See A12 Extra-ordiality PC meeting 20211117	conditions / 09-Sep-	blicDocs/08420544.pdf	NA .
APPROVED		provide 7 residential units for supported living Location: 1, ROPE LANE, (Junction of Main Road &		2022		
		Rope Lane), SHAVINGTON, CHESHIRE, CW2 5DT National Grid Ref: 369885.6991 351830.5446				
	21/0653N	a.Application 21/0653N Proposal: 4.no detached houses and ancillary works	See A10 PC meeting 20211006	Approved with conditions / 30-Nov-	https://docs.cheshireeast.gov.uk/NorthgatePu blicDocs/08350795.pdf	NA
APPROVED		Location: ADJ 16, HUNTERSFIELD, SHAVINGTON, CW2 5FB		2021		
		Deadline: 18 October 2021				
	20/1045N	a.Application 20/1045N Proposal: Provision of separate vehicular egress and	to restate the comments made by the Parish Council Members on April 2020	Refused / 18-Nov-2020	https://docs.cheshireeast.gov.uk/NorthgatePu blicDocs/08242295.pdf	18.11.21 Appeal dismissed
REFUSED		alteration & widening of existing listed stone gate	Council Members on April 2020		biicbocs/08242295.pdi	dismissed
		piers to allow agricultural vehicle access Location: Land North of WESTON LANE,				
	20/1046N	SHAVINGTON b.Application 20/1046N	to restate the comments made by the Parish	Refused / 18-Nov-2020	https://docs.cheshireeast.gov.uk/NorthgatePu	18.11.21 Appeal
		Proposal: Listed Building Consent for provision of separate vehicular egress and alteration & widening	Council Members on March 2020		blicDocs/08242293.pdf	dismissed
REFUSED		of existing listed stone gate piers to allow agricultural vehicle access.				
		Location: Land North of WESTON LANE, SHAVINGTON				
	21/4136N	h.Application 21/4136N	"That the proposal submitted exceeds the	Approved 11.11.22	https://docs.cheshireeast.gov.uk/NorthgatePu	
		Proposal: Hybrid planning application comprising (i) A full planning application for residential dwellings	number of dwellings stated in the original strategic plan for the side, and does not		blicDocs/08435426.pdf	
		(Use Class C3) with access, public open space and associated infrastructure; and (ii) An outline planning	comply with the Shavington-cum-Gresty Neighbourhood Plan.			
		application (with all matters reserved except for means of access) for up to 700sqm of commercial	That nothing more than two-story houses			
APPROVED		development (Use Classes E and Sui Generis) Location: LAND SOUTH OF, NEWCASTLE ROAD &	should be included in the plan.			
		STOCK LANE SHAVINGTON National Grid Ref: 369982.5985 351269.6338	That, in the event of approval of the proposal in its current form, the Parish Council would			
		100.00.00.00.00.00.00.00.00.00.00.00.00.	request Cheshire East Council to apply section 106 in favour of Shavington-cum-Gresty Parish			
			Council, to support existing community assets in the Village and community projects."			
	21/3034N	a.Application n. 21/3034N Proposal: Widening of existed listed gateway to	that these pillars and walls are historic monuments within the parish and are strongly			
		provide access to agricultural land and renovation works to reinstate to an improved condition.	of the view that they should be retained and protected, and not tampered with in any way.			
WIP		Location: Land North of Weston Lane, existing gateway to SHAVINGTON HALL, WESTON LANE,	Any adjustments would they feel spoil the aspect and amenity of the Lane			
		SHAVINGTON, CREWE, CW2 5AT National Grid Ref: 370872.0565 352222.9955				
	21/3035N	Deadline: 14th July b.Application 21/3035N	RESOLVED: that these pillars and walls are			
	-,	Proposal: Listed building consent widening of existed	historic monuments within the parish and are			
		listed gateway to provide access to agricultural land and renovation works to reinstate to an improved	strongly of the view that they should be retained and protected, and not tampered with			
WIP		condition. Location: Land North of Weston Lane, existing	in any way. Any adjustments would they feel spoil the aspect and amenity of the Lane			
		gateway to SHAVINGTON HALL, WESTON LANE, SHAVINGTON, CREWE, CW2 5AT				
		National Grid Ref: 370872.0565 352222.9955 Deadline: 14th July				
	21/2999N	Proposal: Construction of 2 bungalows Location: 7, MAIN ROAD, SHAVINGTON, CW2 5DY	RESOLVED: that the proposal needs to be compatable with the final approved design of	Approved with conditions / 10-Aug-	https://docs.cheshireeast.gov.uk/NorthgatePu blicDocs/08321325.pdf	
APPROVED		National Grid Ref: 369368 351349 Deadline: 7th July	the planning application number 20/0604N 'Variation of Condition – Elephant & Castle Inn,	2021		
	22/4483N	Proposal: Proposed 5G telecoms installation: H3G	289 Newcastle Road' RESOLVED: that the Parish Council support	Refused 22.12.22	https://docs.cheshireeast.gov.uk/NorthgatePu	
	.,	20m street pole	the application, subject to the		blicDocs/08445845.pdf	
		and additional equipment cabinets. (ref. Planning Policy Guidance	following two elements being considered: - That – in compliance with Planning Policy			
		Note No.8) Location: Crewe Road Street Works, CREWE ROAD,	Guidance Note No.8, s24- sympathetic design and camouflage to			
REFUSED		SHAVINGTON CW2 5DL National Grid Ref 370128.0296 351739.0278	minimise the impact of the			
			development is considered - That the planning application 22/4483N's			
			design is integrated with the design of previously approved planning			
	19/5945N	Application: 19/5945N	application 21/4784N RESOLVED: that the original comment			
WIP		Proposal: Proposed scout hut including change of use	submitted by the Parish Council is reiterated, particularly those elements of			
WIP		Location: Land Off, Gresty Lane, Shavington, Crewe, Cheshire	concerns around highways,			
		CHESTINE.	pedestrian safety, and parking.	<u> </u>		<u> </u>