

PANNETT PARK | WHITBY | YO21 1RE TEL: (01947) 820227 | E MAIL: info@whitbytowncouncil.gov.uk

Dear Councillor, 20 June 2024

Your attendance is requested at a meeting of the **PLANNING & LICENSING COMMITTEE** to be held in Pannett Art Gallery, on **Tuesday 9 July 2024 at 6pm**, the agenda for which is set out below.

Anne Cowey
Deputy Clerk & Civic Officer

To: Councillors, P Bolton, R Dalrymple, G Goodberry, J Harston and Mrs E Mulheran Substitute Cllr J Nock.

NOTICE OF MEETING – Public Notice of the Meeting is given in accordance with Schedule 12, paragraph 10 (2) of the Local Government Act 1972

AGENDA

1. APOLOGIES

To receive apologies for inability to attend

2. DECLARATION OF INTERESTS

To declare any disclosable pecuniary interests or any other interests which members may have in the following agenda items and attached planning applications and consider any dispensation requests.

3. PUBLIC PARTICIPATION

Standing Orders will be suspended for up to 15 minutes to allow for questions or statements about business items on the agenda, submitted by members of the public (limited to 3 mins per person).

4. MINUTES page 5

To confirm as a correct record the minutes of the meetings of the Planning and Licencing Committee held on the 11 and 25 June 2024 (attached)

5. PLANNING APPLICATIONS

To consider the attached planning applications – Appendix A.

6. LISTED BUILDINGS

To highlight any concern people may have relating to listed buildings within the Parish of Whitby.

7. LICENCING

To consider any Licencing applications for Whitby

Appendix A

Planning Applications to be Considered on 09 July 2024

Plan Number District Reference Road/Street Date of meeting

24/058 ZF24/00/828/FL Waterstead Lane 09.07.24

Case Officer

Applicant House Name Road Locality

Airy Hill County Primary School Waterstead Lane

(Mr Sam Butters)

Town County Post Code Application date

WHITBY North Yorkshire YO211PZ 20/06/24

Installation of 5no. Heat pumps with associated retaining wall and hard surface, Airy Hill County Primary School (Mr Sam Butters), Waterstead Lane, WHITBY, North Yorkshire, YO211PZ

Web link

2 Plan Number District Reference Road/Street Date of meeting

24/059 ZF24/00988/LB Mill Court 09.07.24

Case Officer

Applicant House Name Road Locality

Mr M Rothwell The Stables Mill Court The Carr's Ruswarp
Town County Post Code Application date

WHITBY North Yorkshire YO211YL 25/06/24

Replacement windows in upvc, Mr M Rothwell, The Stables, Mill Court, The Carrs Ruswarp, WHITBY, North Yorkshire, YO211YL

Web link

WHITBY TOWN COUNCIL

Minutes of the meeting of the **PLANNING & LICENSING** Committee held in Pannett Art Gallery, on **Tuesday 11 June 2024** at 6:00pm.

Present Councillor G Goodberry (Chair) with Councillors R Dalrymple, J Harston and J Nock (SUB).

Also A Cowey Deputy Clerk

NOTICE OF MEETING – Public Notice of the Meeting has been given in accordance with Schedule 12, paragraph 10 (2) of the Local Government Act 1972.

048/24 CHAIR

MOVED by Councillor R Dalrymple, seconded by Councillor J Harston and

RESOLVED unanimously that Councillor G Goodberry is elected Chair of the Planning Committee until the next Annual Meeting of the Council, 2025.

049/24 APOLOGIES

Apologies for inability to attend was received from Councillor E Mulheran

MOVED by Councillor J Nock, seconded by Councillor J Harston.

RESOLVED unanimously that the apologies received from Councillor Mulheran are approved.

050/24 VICE-CHAIR

MOVED by Councillor R Dalrymple, seconded by Councillor G Goodberry and

RESOLVED unanimously that Councillor J Harston is appointed Vice-Chair of the Planning Committee until the next Annual Meeting of the Council, 2025.

10 CONSIDER ACTIONS REQUIRED IN ACCORDANCE WITH TERMS OF REFERENCE AT THE FIRST COMMITTEE MEETING OF A NEW COUNCIL YEAR.

a) MINUTES

MOVED by Councillor J Harston, seconded by Councillor R Dalrymple and

RESOLVED unanimously that minutes of the Planning & Licensing Committee held on 16 & 30 April 2024 having been circulated be taken as read and confirmed as a correct record and signed by the Chair.

- b) Review of the terms of reference of the Committee.
- c) Review of delegation arrangements to employees
- d) Review and adoption of appropriate standing orders, policies and procedures relating to the functions of the Committee.
- e) Review of the training needs in relation to planning matters of any Committee member or nominated substitute.
- f) Review of the anticipated Committee workload for the coming year

MOVED by Councillor J Harston, seconded by Councillor J Nock

RESOLVED unanimously that item b-f are taken on bloc and received

052/24 DECLARATION(S) OF INTEREST

Councillor Goodberry declared a personal and non-prejudicial interest planning applications: ZF24/00519/HS 7 Laburnum Grove, YO21 1HZ and ZF24/00638/HS 9 Westlands Avenue YO21 3DZ.

Councillors Goodberry and Nock declared a personal and non-prejudicial interest planning application ZF24/01727/FL warehouse to the rear 75 Baxtergate.

Councillors Dalrymple, Goodberry, Harston & Nock declared a personal and non-prejudicial interest planning application ZF24/00488/RG4 Fish Quay, Pier Road YO21 3PU.

STANDING ORDERS SUSPENDED

053/24 PUBLIC PARTICIPATION

No public present

STANDING ORDERS REINSTATED

054/24 PLANNING APPLICATIONS

RESOLVED that the Planning Applications, as detailed at Annex A, were considered and the Planning Committees recommendations duly recorded and submitted to the Planning Authority.

055/24 LISTED BUILDINGS

Members were informed that Highways had contacted the Planning Authority who are investigating the possibility of enforcement action being taken against the property at 55 Cliff Street due to the gate opening on to the highway the opposite of which was show in the planning application.

056/24 LICENSING

Councillor Nock reported on the Duke of York's Licencing application.

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Planning Applications Considered on 11 June 2024

Plan Number District Reference Road/Street Date of meeting

23/155/AMENDED AAF232/02014/FL

Applicant House Name Road Locality
Mr Neil Pearson Land at the Carrs Ruswarp

Town County Post Code Application date

North Yorkshire 13/05/24

23/155 - Amended plan Revised SsFRA by MET Engineers received 2 January 2024

Comment

1

OBJECTIONS - negative impact on the area - out of keeping - noise and effect on the neighbours

2 Plan Number District Reference Road/Street Date of meeting

24/031ZF24/00488/RG4Pier RoadMay 2024ApplicantHouse NameRoadLocality

North Sea Conservation (Mr Joe Fish Quay Pier Road

Redfern)

Town County Post Code Application date

WHITBY North Yorkshire YO213PU 25/04/24

Installation of portacabin and stair access above existing portacabin to provide temporary office and welfare accommodation, North Sea Conservation (Mr Joe Redfern), Fish Quay, Pier Road, WHITBY, North Yorkshire, YO213PU

Comment

SUPPORT this application subject to a temporary measure not exceeding 3 years.

3 Plan Number District Reference Road/Street Date of meeting

24/032 ZF24/00406/FL Langborne Road May 2024

Applicant House Name Road Locality

Installed Miss Rachael Kondrows Langborne

In Comparative Food Langborne

InstaVolt (Miss Rachael Kendrew)

The Co-operative Food

Langborne Road

Town

County

Post Code

Application date

WHITBY North Yorkshire YO211YN 29/04/24

Installation of two rapid electric vehicle charging stations and ancillary equipment, InstaVolt (Miss Rachael Kendrew), The Co-operative Food, Langborne Road, WHITBY, North Yorkshire. YO211YN

Comment

SUPPORT this application

4 Plan Number District Reference Road/Street Date of meeting

24/034 ZF24/00512/RM

Applicant House Name Road Locality
Barratt Homes (Miss Aby Cooke) Broomfield Farm Stainsacre Lane

Town County Post Code Application date

WHITBY North Yorkshire YO224NW 03/05/24

Variation of Condition 1 (Plans) in relation to application 21/01889/RM, to allow amended house types, Barratt Homes (Miss Aby Cooke), Broomfield Farm, Stainsacre Lane, WHITBY, North Yorkshire, YO22 4NW

Comment

SUPPORT the variation of conditions

members are surprised that building is continuing following the two serious flooding incidents due to the attenuation tank failing to work, causing more problems

24/037 ZF24/00350/HS Park Terrace 11.06.24

Applicant House Name Road Locality

Ms Kate Ashton 4 Park Terrace

Town County Post Code Application date

WHITBY North Yorkshire YO211PN 14/05/24

Creation of new vehicular access with hardstanding to front, Ms Kate Ashton, 4 Park Terrace, WHITBY, North Yorkshire, YO211PN

Comment

OBJECTIONS - loss of pavement - out of character with the area - Community Safety

6 Plan Number District Reference Road/Street Date of meeting

24/038ZF24/00502/FLWellington Road11.06.24ApplicantHouse NameRoadLocality

Northern Bay Leisure Limited JK's Bar Wellington Road

Town County Post Code Application date

WHITBY North Yorkshire YO211DY 14/05/24

Installation of new shop front, Northern Bay Leisure Limited, JK's Bar, Wellington Road, WHITBY, North Yorkshire, YO211DY

Comment

SUPPORT this application

7 Plan Number District Reference Road/Street Date of meeting

24/039 ZF24/00730/LB Newton Street 11.06.24
Applicant House Name Road Locality

Calliope House (Mr Keith Trobe)

Town County Post Code Application date

3 Newton Street

WHITBY North Yorkshire YO211QX 14/05/24

Replacement of lower ground floor door to kitchen/dining area with Victorian style four panel door with fire resistant paint, hidden chain closer, intrumescent trips and fire proof hinges, Calliope House (Mr Keith Trobe), 3 Newton Street, WHITBY, North Yorkshire, YO211QX

Comment

SUPPORT this application

8 Plan Number District Reference Road/Street Date of meeting

24/040 zf24/00731/LB Newton Street 11.06.24

Applicant House Name Road Locality

Mr Keith Trobe e Newton Street

Town County Post Code Application date

WHITBY North Yorkshire YO211QX 14/05/24

Replacement of 2no. Top floor doors with Victorian style four panel doors with fire resistant paint, hidder chain closer, intrumescent strips and fire proof hinges, Mr Keith Trobe, e Newton Street, WHITBY, North Yorkshire, YO211QX

Comment

SUPPORT this application

24/041 ZF24/00506/HS Riverside View 11.06.24
Applicant House Name Road Locality

Susan Duxbury 7 Riverside View Larpool Lane

Town County Post Code Application date

WHITBY North Yorkshire YO224NZ 28/05/24

Installation of replacement of widows in Upvc, Susan Duxbury, 7 Riverside View, Larpool Lane, WHITBY, Norh Yorkshire, YO22 4NZ

Comment

SUPPORT this application subject to the use of like for like windows

10 Plan Number District Reference Road/Street Date of meeting

24/042 ZF24/00519/HS Laburnum Grove 11.06.24
Applicant House Name Road Locality

Mr William McClure 7 Laburnum Grove

Town County Post Code Application date

WHITBY North Yorkshire YO211HZ 29/05/24

Erection of single storey front and side extension, Mr William McClure, 7 Laburnum Grove, WHITBY, North Yorkshire, YO211HZ

Comment

SUPPORT this application

11 Plan Number District Reference Road/Street Date of meeting

24/043ZF24/00657/HSWhite Horse Yard11.06.24ApplicantHouse NameRoadLocalityMiss C Hogan17 White Horse YardChurch Street

Town County Post Code Application date

WHITBY North Yorkshire 20/05/24

Replacement of timber windows and French doors in UPVC, Miss C Hogan, 17 White Horse Yard, Church Street, WHITBY, North Yorkshire

Comment

Support this application subject to the use of heritage style windows with bars

12 Plan Number District Reference Road/Street Date of meeting

24/044ZF24/00313/LBNewton Street11.06.24ApplicantHouse NameRoadLocality

Mr Keith Trobe 3 Newton Stret

Town County Post Code Application date

WHITBY North Yorkshire YO211QX 14/05/24

Alterations to 4no. Internal doors comprising application of fire-resistant paint and installation of hidden chain closer, intrumescent strips and fireproof hinges

Comment

SUPPORT this application

24/045ZF24/00658/LBChurch Street11.06.24ApplicantHouse NameRoadLocalityMiss C Hogan17 White Horse YardChurch Street

Town County Post Code Application date

WHITBY North Yorkshire YO224BW 20/04/24

Replacement of timber windows and French doors in Upvc Miss C Hogan, 17 White Horse Yard, Church Street, WHITBY, North Yorkshire, YO224BW

Comment

Support this application subject to the use of heritage style windows with bars

14 Plan Number District Reference Road/Street Date of meeting

24/046 ZF24//00650/HS St Andrews Road 11.06.24
Applicant House Name Road Locality

Mr Andrew Teasdale 58 St Andrews Road

Town County Post Code Application date

WHITBY North Yorkshire YO211LJ 21/05/24

Erection of rear and side single storey extension, Mr Andrew Teasdale, 58 St Andrews Road, WHITBY, North Yorkshire, YO211LJ

Comment

SUPPORT this application

15 Plan Number District Reference Road/Street Date of meeting

24/047 ZF24/00349/LB Flowergate 11.06.24
Applicant House Name Road Locality

Rev. Margaret Kirk Flowergate Old Chapel 1A Flowergate

Town County Post Code Application date

WHITBY North Yorkshire YO213BA 21/05/24

Removal of pews, pew platforms and screen, Rev. Margaret Kirk, Flowergate Old Chapel, 1A Flowergate, WHITBY, North Yorkshire, YO213BA

Comment

SUPPORT this application

16 Plan Number District Reference Road/Street Date of meeting

24/048 ZF23/01727/FL Baxtergate 11.06.24
Applicant House Name Road Locality

Mr & J & L Anderson Wearhouse to rear of 75 Baxtergate

Town County Post Code Application date

WHITBY North Yorkshire 30/05/24

Change of use of warehouse to two residential apartments, Mr & J & L Anderson, Wearhouse to rear of, 75 Baxtergate, WHITBY, North Yorkshire

Comment

SUPPORT this application

Reinstate new street name plate Newtons Yard

17	Plan Number 24/049	District Reference ZF24/00624/LB	Road/Street New Way Ghaut	Date of meeting
	<i>licant</i> h Hudson	House Name	Road 11 New Way Ghaut	Locality Church Street
Towr	า	County	Post Code	Application date

WHITBY North Yorkshire YO224DH

Replacement of existing balcony with larger balcony and steel support brackets, Joseph Hudson, 11 New Way Ghaut, Church Street, WHITBY, North Yorkshire, YO224DH

SUPPORT this application

18	Plan Number 24/050	District Reference ZF24/00740/LB	Road/Street Oystons Yard	Date of meeting
Appl Jo Lov	licant ^{rell}	House Name	Road 3 Oystons Yard	Locality Flowergate
Towr WHITB	•	County North Yorkshire	Post Code YO213BP	Application date 31/05/24

Replacement of principal entrance door, Jo Lovell, 3 Oystons Yard, Flowergate, WHITBY, North Yorkshire, YO213BP

Comment

SUPPORT this application subject to like for like of existing door 4 plain glazed windows with bars and horizontal letter box

19	Plan Number District Reference		Road/Street Date of meeting		
	24/051	ZF24/00638/HS	Westlands Avenue	11.06.24	
App	licant	House Name	Road	Locality	
Mr Jor	nathan Marr		9 Westlands Avenue		

Town

Application date County Post Code

WHITBY North Yorkshire YO213DZ 05/06/24

Erection of two storey detached 'granny annexe' to rear garden and construction of retaining wall into bank side, Mr Jonathan Marr, 9 Westlands Avenue, WHITBY, North Yorkshire, YO213DZ

Comment

SUPPORT this application subject to occupancy being linked to primary residence

WHITBY TOWN COUNCIL

Minutes of the meeting of the **PLANNING & LICENSING** Committee held in Pannett Art Gallery, on **Tuesday 25 June 2024** at 6:00pm.

Present Councillor G Goodberry (Chair) with Councillors R Dalrymple, J Harston and

E Mulheran

Also A Cowey Deputy Clerk

NOTICE OF MEETING – Public Notice of the Meeting has been given in accordance with Schedule 12, paragraph 10 (2) of the Local Government Act 1972.

084/24 APOLOGIES

No apologies for inability to attend.

085/24 DECLARATION(S) OF INTEREST

Councillor Harston declared a personal and non-prejudicial interest planning applications: 22/02471/LB and 22/02470/FL Victoria Square, YO21 1EA

STANDING ORDERS SUSPENDED

086/24 PUBLIC PARTICIPATION

No public present

STANDING ORDERS REINSTATED

087/24 PLANNING APPLICATIONS

RESOLVED that the Planning Applications, as detailed at Annex A, were considered and the Planning Committees recommendations duly recorded and submitted to the Planning Authority.

088/24 LISTED BUILDINGS

Nothing to report

089/24 LICENSING

Nothing to report

Planning Applications Considered on 25 June 2024

Plan Number District Reference Road/Street Date of meeting 23/053/AMENDED 22/02471/LB Victoria Square 25.06.24

Applicant House Name Road Locality
Zafran Majid 9 victoria Square

Town County Post Code Application date

North Yorkshire YO211EA 18/06/24

Conversion of dental surgery (Class E) to 5 no holiday let apartments, with associated internal and external alterations,

23/053 - Amended plan Amended details.

Comment

Objections - Overdevelopment of a listed building in a conservation area - highways and access - community safety - possibility of blocking the emergency exit road for the hospital. - flats too small and the increased number will increase noise levels

Concern that the Planning Portal states that there is a letter of support when it was an objection

2 Plan Number District Reference Road/Street Date of meeting

23/087/AMENDED 22/02470/FL 25.06.24

Applicant House Name Road Locality
Zafran Majid 9 Victoria Square

Town County Post Code Application date

North Yorkshire YO211EA 18/06/24

Change of use from dental surgery (Class E) to 5no holiday let apartment with associated external alterations

23/087 - Amended plan

Consideration of amended details

Comment

Objections - Overdevelopment of a listed building in a conservation area - highways and access - community safety - possibility of blocking the emergency exit road for the hospital - flats too small and the increased number will increase noise levels

Concern that the Planning Portal states that there is a letter of support when it was an objection

3 Plan Number District Reference Road/Street Date of meeting

24/052 ZF24/00708/FL The Ropery 25.06.24
Applicant House Name Road Locality

Susan Saberton Sundown The Ropery

Town County Post Code Application date

WHITBY North Yorkshire YO224EY 12/06/24

Conversion of lower ground floor to self-contained annexe for holiday letting and alterations to the terrace steps and wall, Susan Saberton, Sundown, The Ropery, WHITBY, North Yorkshire, YO224EY

Comment

SUPPORT this application - concerns regarding the increased parking issues

24/053 NYM/2024/0368 Stainsacre Lane 25.024 **Applicant** House Name Road Locality

Development at Broomfield

Farm

Post Code Application date Town County WHITBY

North Yorkshire 12/06/24

Application for construction of access road and associated landscaping to serve zone 2 of the residential development at Broomfield Farm, Whitby (residential development outside National Park boundary) (resubmission prior to expiration of NYM/2021/05921/FL) at Land off Stainsacre Lane, Whitby, Development at Broomfield Farm, WHITBY, North Yorkshire

Comment

SUPPORT this application

5 District Reference Road/Street Date of meeting Plan Number 24/054 ZF24/00695/FL The Carrs 25.06.24 **Applicant** House Name Road Locality Mr M Rothwell The Carrs The Stables Mill Court

Town County Post Code Application date

WHITBY North Yorkshire YO211YL 13/06/24

Replacement windows in UPVC, Mr M Rothwell, The Stables, Mill Court, The Carrs, WHITBY, North Yorkshire, YO211YL

Comment

SUPPORT this application subject to the use of like for like

6 Plan Number District Reference Road/Street Date of meeting

24/055 ZF24/00785/FLA ;and at Broomfield Farm

House Name **Applicant** Road Locality Keyland Developments Ltd (Mr Land at Broomfield Farm Stainsacre Lane

Michael Powell)

Town Post Code County Application date

WHITRY North Yorkshire YO224NW 17/06/24

Variation of Condition 1 of Schedule 1 and Conditions 2, 5 and 11 of Schedule 2 of decision reference 20/00249/FL granting outline planning permission for up to 290 dwellings with all matters reserved except for access and full planning permission for vehicle access, spine road, drainage infrastructure, and public open space, to allow removal of reference to self and Custom Build Units in Zone 2, an increase in the development parcel within Zone 2 and the provision of an access spur from Zone 2 to link on to the approved vehicle and pedestrian access from Stainsacre Lane, Keyland Developments Ltd (Mr Michael Powell), Land at Broomfield Farm, Stainsacre Lane, WHITBY, North Yorkshire, YO224NW

Comment

SUPPORT this Variation of Condition

24/056 ZF24/00932/HS Love Lane 25.06.24

Applicant House Name Road Locality

D Murphy 27 Love Lane

Town County Post Code Application date

WHITBY North Yorkshire YO213LH 17/06/24

Erection of conservatory to rear, D Murphy, 27 Love Lane, WHITBY, North Yorkshire, YO213LH

Comment

SUPPORT this application

8 Plan Number District Reference Road/Street Date of meeting

24/057ZF24/00934/HSStarbeck Close25.06.24ApplicantHouse NameRoadLocality

Mr & R & K Barker 10 Starbeck Close

Town County Post Code Application date

WHITBY North Yorkshire YO211LF 17/06/24

Erection of single storey rear extension, Mr & R & K Barker, 10 Starbeck Close, WHITBY, North Yorkshire, YO211LF

Comment

SUPPORT this application