

**COLCHESTER BOROUGH COUNCIL  
PLANNING COMMITTEE  
17 March 2011 at 6:00pm**

**SUPPLEMENTARY AGENDA**

**Part A**

(open to the public including the media)

**Pages**

**9. Amendment Sheet**

**31 - 33**

See Amendment Sheet attached.



# AMENDMENT SHEET

Planning Committee  
17 March 2011

## AMENDMENTS OF CONDITIONS AND REPRESENTATIONS RECEIVED

7.1 102229 – Dedham Vale Business Centre, Manningtree Road, Dedham

Amend Page 14, Paragraph 13.12 to read:

The existing buildings do not have slate roofs but black profiled cladding.

7.2 110198 – Corner of Parsons Heath and Welshwood Park Road, Colchester

- (i). One further letter was received suggesting that the mast would cause less residential impact if placed in the car park to the rear of the Peking Palace in Harwich Road and the telephone operator should make the proposal sufficiently interesting to the site provider.
- (ii). The applicant submitted a plan to show an alternative location for the equipment cabinet, moving it further away from the footpath and close to the boundary fence with 2 Welshwood Park Road. The proposed revision has not given the Local Planning Authority sufficient time to renotify this neighbour within the limited time period available. The application should therefore be considered on the basis of the equipment cabin being in its originally submitted position.
- (iii). The applicant has provided an Arboricultural Impact Assessment (AIA), which is acceptable to the Council's Tree Officer. As the lack of an AIA was the only basis for the Officer recommendation for refusal, the application is now recommended for approval subject to the following conditions:
  - 1. Time Limit – (A05)  
The development hereby permitted shall be begun before the expiration of three years from the date of this permission.  
Reason: In order to comply with Section 91 (1) and (2) of the Town and Country Planning Act 1990 as amended by Section 51 of the Planning and Compulsory Purchase Act 2004

2. The mast shall have a wood effect finish with footholds on the upper section to replicate a telegraph pole and the equipment cabinet shall have a fir green colour finish.  
Reason: In the interest of visual amenity.
3. The mast and equipment cabin shall be sited in the position shown on drawing no. 200/Rev A as originally submitted, unless otherwise agreed in writing by the Local Planning Authority.  
Reason: For the avoidance of doubt as to the effect of this permission. A suggested alternative position to the equipment cabinet was submitted by the applicant at a late stage; however, this did not give the Local Planning Authority sufficient opportunity to renotify the nearest neighbour. The Local Planning Authority has approved the application on the basis of the original submission with the equipment cabinet sited adjacent to the public footpath.)
4. C10.15 Tree & Natural Feature Protection: Protected Trees (C22)  
No work shall commence on site until all trees, shrubs and other natural features not scheduled for removal on the approved plans, are safeguarded behind protective fencing to a standard to be agreed by the Local Planning Authority (see BS 5837). All agreed protective fencing shall be maintained during the course of all works on site. No access, works or placement of materials or soil shall take place within the protected area(s) without prior written consent from the Local Planning Authority.  
Reason: To safeguard existing trees, shrubs and other natural features within and adjoining the site in the interest of amenity.
5. C10.16 Tree & Natural Feature Protection: Entire Site (C23)  
No burning or storage of materials shall take place where damage could be caused to any tree, shrub or other natural feature to be retained on the site or on adjoining land (see BS 5837).  
Reason: To protect the health of trees, shrubs and other natural features to be retained in the interest of amenity.
6. C10.18 Tree and Hedgerow Protection: General (C25)  
All existing trees and hedgerows shall be retained, unless shown to be removed on the approved drawing. All trees and hedgerows on and immediately adjoining the site shall be protected from damage as a result of works on site, to the satisfaction of the Local Planning Authority in accordance with its guidance notes and the relevant British Standard. All existing trees shall be monitored and recorded for at least five years following contractual practical completion of the approved development. In the event that any trees and/or hedgerows (or their

replacements) die, are removed, destroyed, fail to thrive or are otherwise defective during such a period, they shall be replaced during the first planting season thereafter to specifications agreed in writing with the Local Planning Authority. Any tree works agreed to shall be carried out in accordance with BS 3998.

7. The construction shall take place solely in accordance with the terms of the Arboricultural Implications Assessment dated 10<sup>th</sup> January 2011, which forms part of this permission, and no other works shall take place that would effect the trees unless otherwise agreed in writing by the Local Planning Authority.

Reason: To safeguard the continuity of amenity afforded by existing trees. The AIA has been accepted on the basis of the original drawing 200/RevA showing the mast and equipment cabinet sited to the north of the public footpath.

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**Part B**

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**Pages**

**There are no Section B Items**