

PLANNING COMMITTEE

27th April 2021

PRESENT:-

Labour Group

Councillors Tilley (Chairman) and Councillor Shepherd (Vice-Chairman) and Councillors Gee, Pearson and Southerd.

Conservative Group

Councillors Bridgen, Brown, Muller and Watson.

Independent Group

Councillors Angliss and MacPherson.

Non-Grouped

Councillor Wheelton.

In Attendance

Councillors Fitzpatrick.

PL/159 **APOLOGIES**

The Committee was informed that apologies for absence had been received from Councillor Dawson.

PL/160 **TO RECEIVE THE OPEN MINUTES OF THE FOLLOWING MEETINGS:**

The Open Minutes of the Meetings held on 25th June 2019 (PL/26 – PL/39) and 16th July 2019 (PL/40 – PL/52) were reviewed, considered as a true record and approved by the Chairman.

PL/161 **DECLARATIONS OF INTEREST**

The Committee was informed that Councillor Muller Declared a Personal Interest in item PL/167 by virtue that the applicant was known to him.

PL/162 **QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO.11**

The Committee was informed that no questions from Members of the Council had been received.

MATTERS DELEGATED TO COMMITTEE

PL/163 **REPORT OF THE STRATEGIC DIRECTOR (SERVICE DELIVERY)**

The Strategic Director (Service Delivery) submitted reports for consideration and determination by the Committee and presented oral reports to the Meeting to update Members as necessary. Consideration was then given thereto and decisions were reached as indicated.

PL/164 **THE CREATION OF TWO NEW VEHICULAR ACCESSES FOR MAINTENANCE FOR PLANTING AND OPEN SPACE AND EXISTING AGRICULTURAL AND EQUESTRIAN USES AT BROOMY FARM ON LAND AT BROOMY FARM, WOODVILLE ROAD, HARTSHORNE, DE11 7EX**

The Senior Planning Officer appraised the Committee of the proposal and sought approval for the upgrade of access points and confirmed that the National Forest Planting Area would be protected from future development.

An Objector and the Applicant's Agent attended the Committee Meeting and addressed Members regarding the application.

As the Local Ward Member, Councillor Taylor addressed the Committee and raised concerns on behalf the local residents.

Members raised a queries regarding the use of the land and limiting access for agricultural use. The Senior Planning Officer informed the Committee that the access points and land would be for both Agricultural and Equestrian uses.

RESOLVED:

That planning permission be approved as per recommendation in the report of the Strategic Director (Service Delivery), subject to delegated authority regarding the amendments to Condition 3 in relation to specifications from the Highways Authority and the use of accesses for agricultural, equestrian and forestry traffic only.

PL/165 **APPROVAL OF RESERVED MATTERS (LAYOUT, SCALE, APPEARANCE AND LANDSCAPING) RELATING TO THE PROVISION OF A PARKING AREA FOR 8 VEHICLES AND THE REALIGNMENT OF WOODVILLE FOOTPATH 3 (REF SD51/3/1) PURSUANT TO OUTLINE PERMISSION REF. 9/2016/0882 ON LAND EAST OF LINCOLN WAY AND SALISBURY DRIVE, MIDWAY, SWADLINCOTE**

The Senior Planning Officer appraised the Committee of the application and highlighted the drop off and pick up facilitate which had been discussed at previous meetings.

The Applicant's Agent attended the Committee Meeting and addressed Members regarding the application.

As a Local Ward Member, Councillor Taylor attended the Committee Meeting and addressed Member regarding the proposal.

RESOLVED:

That planning permission be approved as per recommendation in the report of the Strategic Director (Service Delivery).

PL/166 **DEMOLITION OF OPEN PORCH AND REPLACEMENT WITH ENCLOSED PORCH AND THE ERECTION OF NEW ENTRANCE GATES AND WALL IN PART AND NEW BOUNDARY WALL WITH ASSOCIATED LANDSCAPING AT 79 MAIN STREET, KINGS NEWTON, DERBY, DE73 8BX**

The Head of Planning and Strategic Housing appraised the Committee of the proposal and summarised objections received.

An Objector attended the Committee Meeting and addressed Members regarding the application.

As Local Ward Members Councillor Fitzpatrick and Councillor Hewlett addressed the Committee raising issues and concerns from local residents and potential problems that could be caused by the proposed application.

The Head of Planning and Strategic Housing clarified that the erection of boundary treatment, subject to height limits would be within permitted development parameters.

The Committee discussed the issues raised and the requirement for a site visit by Members

RESOLVED:

That planning permission be deferred to allow for a site visit

PL/167 **THE ERECTION OF A GLASS WALLED ROOF TOP EXTENSION TO EXISTING DWELLING AT CORBIN HOUSE, HILTON ROAD, EGGINTON, DERBY, DE65 6GU**

The Head of Planning and Strategic Housing appraised the Committee of application highlighting the key issues including the design merits of the proposal.

The Applicant's Agent attended the Committee Meeting and addressed Members regarding the application.

Councillor MacPherson raised concern regarding the impact of the lighting from the extension on air traffic in the area. The Head of Planning and Strategic Housing confirmed that the proposed extension did not create any air safety issues.

RESOLVED:

That planning permission be approved as per recommendation in the report of the Strategic Director (Service Delivery).

PL/168 **RETROSPECTIVE APPLICATION FOR THE ERECTION OF A SINGLE STOREY SIDE EXTENSION TO INCREASE SEATING CAPACITY OF THE BAR/RESTAURANT AREA. THE COW, DALBURY LEES, ASHBOURNE, DE6 5BE**

The Planning Delivery Team Leader appraised the Committee regarding the retrospective application for an extension in area that was previously used for outdoor dining.

As a Local Ward Member Councillor Muller addressed the Committee regarding issues raised by local residents and the concern that it was a retrospective application.

The Committee raised concern regarding repeat submissions of retrospective planning applications. The Planning Delivery Team Leader advised Members that it was legally acceptable for applicants to seek retrospective planning approval

RESOLVED:

That planning permission be approved as per recommendation in the report of the Strategic Director (Service Delivery).

PL/169 **THE REMOVAL OF CONDITION NO. 15 OF PERMISSION REF. 9/2018/1375 (RELATING TO FOOTWAY LINK) FOR THE CHANGE OF USE FROM AGRICULTURAL LAND TO STORAGE AND DISTRIBUTION USE (USE CLASS B8) ALONG WITH DEMOLITION OF EXISTING BUILDINGS AND LAYING OF HARDSTANDING AT FORMER MIDLAND PIG PRODUCERS, WOODYARD LANE, FOSTON, DE65 5DJ**

The Planning Delivery Team Leader appraised the Committee of the proposal advising of amendments that included the additional removal of Condition 13 and a minor amendment to change the wording of condition 7 from accesses to access.

RESOLVED:

That planning permission be approved as per the recommendation in the report of the Strategic Director (Service Delivery), subject to amendments to include the removal of Condition 13 (in addition to condition 15) and the rewording of condition 7

PL/170 **PLANNING AND OTHER APPEALS**

The Committee noted the planning appeal decisions in relation to the following applications:

DMPA/2020/0311	Weston Road, Weston on Trent	Aston	Dismissed	Delegated
DMPA/2020/0512	Thompson Close, Mickleover	Etwall	Dismissed	Delegated
DMPA/2020/0987	61 Bretby Hollow	Newhall and Stanton	Dismissed	Committee

PL/171 **LOCAL GOVERNMENT ACT 1972 (AS AMENDED BY THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985)**

RESOLVED:-

That, in accordance with Section 100(A)(4) of the Local Government Act 1972 (as amended), the press and public be excluded from the remainder of the Meeting as it was likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraphs of Part 1 of the Schedule 12A of the Act indicated in brackets after each item.

EXEMPT QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE No 11.

The Committee was informed that no questions had been received.

The meeting terminated at 19:40 hours.

COUNCILLOR TILLEY

CHAIRMAN