

PLANNING COMMITTEE

20 August 2024

**PRESENT:**

**Labour Group**

Councillor G Jones (Chair), Councillor D Shepherd (Vice-Chair)  
Councillors I Hudson, A Jones, G Rhind, K Storey, A Tilley and N Tilley

**Conservative Group**

Councillors K Haines, A Kirke and D Muller.

**Non-Grouped**

Councillor A Wheelton

**Liberal Democrats**

Councillor G Andrew (substitute for Cllr J Davies)

**In Attendance**

Councillor S Taylor

PL/49 **APOLOGIES**

The Committee was informed apologies had been received from Councillor J Davies (Liberal Democrats Group).

PL/50 **DECLARATIONS OF INTEREST**

The Committee was informed that a declaration of interest had been received from Councillor A Tilley pertaining to item PL/53 by virtue of making representations as a Parish Councillor.

The Committee was informed that a declaration of interest had been received from Councillor A Jones pertaining to item PL/55 by virtue of being a parish councillor.

The Committee was informed that a declaration of interest had been received from Councillor D Muller pertaining to item PL/55 by virtue of being a County Councillor.

PL/51 **QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE NO.11**

The Committee was informed that no questions had been received.

**MATTERS DELEGATED TO COMMITTEE****PL/52 REPORT OF THE CHIEF EXECUTIVE**

The Chief Executive submitted reports for consideration and determination by the Committee and oral reports were presented at the Meeting to update Members as necessary. Consideration was then given thereto, and decisions were reached as indicated.

**PL/53 CONVERSION OF EXISTING 4-BED DWELLING TO A CHILDREN'S CARE HOME FOR A MAXIMUM OF 3 CHILDREN (USE CLASS C2) DMPA/2024/0663**

The Committee was advised that Members had attended a site visit earlier that day.

The Planning Delivery Team Leader presented the report and outlined the key points of the application. The Committee was informed that whilst objections had been received there had been no objections from Environmental Health nor the County Highways Authority.

The Applicant attended the meeting and addressed the Committee regarding the application.

Councillor Muller addressed the Committee on behalf of Local Ward Member, Councillor Corbin, raising concerns on behalf of local residents.

Following Councillor Corbin's statement, the Planning Delivery Team Leader clarified that the qualifications of staff was monitored by Ofsted and the areas the children may come from could not be restricted.

Members discussed the application and raised concerns regarding parking and noise management.

**RESOLVED:**

***That planning permission be approved as per the recommendations in the report of the Chief Executive subject to an amendment, giving two years' planning permission only.***

**PL/54 CHANGE OF USE FROM DWELLING (USE CLASS C3) TO CHILDREN'S HOME (USE CLASS C2) AT 73 COTON PARK, LINTON, SWADLINCOTE DMPA/2024/0771**

The Committee was advised that Members had attended a site visit earlier that day.

The Planning Delivery Team Leader addressed the Committee and presented the report outlining the key points of the application. The Committee was advised that the Applicant had submitted a noise reduction policy and that a statement of support had been received from Derbyshire County Council.

The Applicant attended the meeting and addressed the Committee regarding the application.

As Local Ward Member, Councillor A Tilley addressed the Committee Council raising concerns on behalf of local residents that included noise and insufficient parking.

As Parish Councillor. Councillor A Tilley addressed the Committee raising concerns on behalf of the Parish Council regarding.

The Planning Delivery Team Leader advised the Committee that the County Highways Authority were content with the parking arrangements and that condition 3 requested a noise management plan that had been submitted.

Councillor A Tilley left the meeting.

Members discussed the need of children's homes in the area and considered the proposal of a time limited approval to help alleviate concerns of local residents.

**RESOLVED:**

***That planning permission be approved as per the recommendations in the report of the Chief Executive subject to an amendment, giving two years' planning permission only.***

Councillor A Tilley returned to the meeting.

PL/55

**INTERNAL AND EXTERNAL ALTERATIONS TO THE CHANGING FACILITIES AT ROSLISTON GIRLS FOOTBALL CLUB, STRAWBERRY LANE, ROSLISTON, SWADLINCOTE, DE12 8JA DMPA/2014/0197**

The Planning Delivery Team Leader presented the report to the Committee and sought approval of the recommendation.

Members considered the application and the recommendations within the report.

**RESOLVED:**

***That planning permission be approved as per the recommendations in the report of the Chief Executive.***

PL/56

**DEMOLITION OF THE EXISTING DWELLING AND ASSOCIATED OUTBUILDINGS, AND THE ERECTION OF 54 DWELLINGS, PUBLIC OPEN SPACE, LANDSCAPING, ACCESS, AND ASSOCIATED WORKS AT LAND AT 97 HARTSHORNE ROAD, WOODVILLE, SWADLINCOTE, DE11 7HY. DMPA/2023/1557**

The Committee was advised that Members had attended a site visit earlier that day.

The Senior Planning Officer addressed the Committee and outlined the application and noted the reasons for refusal. The Committee was advised of late items received from the applicant.

An Objector and the Applicant attended the meeting and addressed the Committee regarding the application.

As Local Ward Member, Councillor Taylor attended the meeting and addressed the Committee and raised concerns regarding the impact on local residents and the loss of biodiversity.

The Head of Planning and Strategic Housing informed the Committee that there would be a loss of biodiversity on site but an overall gain off site.

Members considered the application and raised concerns that included parking, the turning point, access for emergency vehicles, overdevelopment, poor design and the loss of biodiversity on site.

**RESOLVED:**

***That planning permission be refused contrary to the recommendations in the report of the Chief Executive as the application was Contrary to policies BNE1, BNE3, BNE4 and BNE7 of the Local Plan. It was also due to the loss of green space in the area, the harmful impact on the character and appearance of the area and the unacceptable loss of biodiversity on the site.***

PL/57 **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.***

PL/58 **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 19:45 0hours.

COUNCILLOR G JONES

CHAIR

