

DEVELOPMENT CONTROL COMMITTEE

1st June 2004

**PRESENT:-**

**Labour Group**

Councillor Dunn (Chair), Councillor Shepherd (Vice-Chair) and Councillors Bell (substitute for Councillor Bambrick), Lauro (substitute for Councillor Southern), Richards, Southerd and Whyman, M.B.E.

**Conservative Group**

Councillors Bale, Ford, Hood, Lemmon and Mrs. Wheeler (substitute for Councillor Bladen).

[The following Members also attended the Meeting and, with the approval of the Chair, spoke to the Minutes Nos. indicated:-

Councillor Isham - Minute No. DC/5

Councillor Jones – Minute No. DC/1(c)

Councillor Mrs. Renwick – Minute No. DC/1(b)

Councillor Taylor – Minutes Nos. DC/5 and DC/7

Councillor Mrs. Walton – Minutes Nos. DC/1(c) and DC/4(c)]

It was noted that at the present time, Councillor Mrs. Walton was no longer a Member of the Committee following her resignation from the Conservative Group, pending the Council's consideration of the political proportionality and re-allocation of seats on Committees.

**APOLOGIES**

Apologies for absence from the Meeting were received from Councillors Bambrick and Southern (Labour Group) and Councillor Bladen (Conservative Group).

The Chair advised Members that Councillor Southern had recently suffered a heart attack and Members expressed their best wishes for a speedy recovery.

**MATTERS DELEGATED TO COMMITTEE**

DC/1. **SITE VISITS**

- (a) The erection of two dwellings in the garden at Wallfield House, No. 87 Doles Lane, Findern (9/2004/0087/F)

Further to Minute No. DC/146(b) of 11th May 2004, it was reported that Members of the Committee had visited the site prior to the Meeting. Reference was made to a letter received from the applicants. Consideration was given to the application and, it was,

**RESOLVED:-**

- (1) ***That planning permission be granted, subject to the conditions set out in the report of the Planning Services Manager to the Meeting held on 11th May 2004 and to an additional condition requiring***

***highway details to be approved prior to the commencement of development.***

**(2) That a Tree Preservation Order be made on the two trees remaining on the site.**

(b) The erection of a detached house on land at the corner of Millfield and Wilne Lane, Shardlow (9/2003/0133/F).

Further to Minute No. DC/146(a) of 11th May 2004, it was reported that Members of the Committee had visited the site prior to the Meeting. Consideration was given to the application and, it was,

**RESOLVED:-**

***That planning permission be granted, subject to the conditions set out in the report of the Planning Services Manager to the Meeting held on 11th May 2004, with additional conditions requiring details of surface water discharge and landscaping and condition No. 6 being amended to include the Environment Agency's comments to prevent flooding.***

(c) The use as a children's home for a maximum of five children of No. 69 Lullington Road, Overseal (9/2004/0377/U).

Further to Minute No. DC/146(c) of 11th May 2004, it was reported that Members of the Committee had visited the site prior to the Meeting. Reference was made to additional correspondence received from the applicant company, the Parish Council, the Police and Social Services.

Members expressed concern at the adverse impact of the proposal on the local community.

**RESOLVED:-**

***That, contrary to the recommendation, planning permission be refused for reasons of disturbance and inconvenience from extra traffic and noise and disturbance from the home.***

DC/2. **PUBLIC HEALTH ACT 1925, SECTION 17**  
**STREET NAMING**

(a) Land off Hartshorne Road/Burton Road, Woodville

It was reported that a new street name was required for a development under construction on land off Hartshorne Road/Burton Road, Woodville. The suggested names submitted by the Parish Council were "Blueberry Way", "Box Close" and "Sloe Lane". The Royal Mail had no objections to any of the suggested names.

**RESOLVED:-**

***That, in accordance with the provisions of Section 17 of the Public Health Act 1925, no objections be raised to the above-mentioned suggested names.***

(b) Land off Moira Road, Woodville

It was reported that a new street name was required for a development under construction on land off Moira Road, Woodville. The suggested names submitted by the Parish Council were “Barrys Close”, “Hepworth Avenue”, “Reliant Close”, “Excelsior Drive”, “Victoria Drive” and “Tooth Street”. The names were associated with potteries that had previously operated in the area and the Royal Mail had no objections to these names.

**RESOLVED:-**

***That, in accordance with the provisions of Section 17 of the Public Health Act 1925, no objections be raised to the above-mentioned suggested names.***

DC/3. **REPORT OF THE PLANNING SERVICES MANAGER**

The Planning Services Manager submitted reports for consideration and determination by the Committee and presented oral reports to the Meeting to update them as necessary. Consideration was then given thereto and decisions were reached as indicated.

DC/4. **PLANNING APPROVALS****RESOLVED:-**

***That the following applications be granted, subject to the conditions set out in the reports of the Planning Services Manager and to any matters annotated:-***

- (a) The use as a Health Clinic of the office premises at No. 71 Derby Road, Melbourne (9/2003/1386/U).***
- (b) The removal of conditions Nos. 10 and 11 of planning permission 9/0692/0274/F, Arleston House Farm, Arleston Lane, Barrow-on-Trent (9/2004/0423/R) – reference was made to a letter received from the Parish Council.***

(At this point, Councillor Lemmon left the Meeting.)

- (c) The felling and pruning of trees and hedges protected under South Derbyshire District Council Tree Preservation Order No. 185 at Barratt Mill, Shortheath, Overseal (9/2004/0535/TP) – subject to any appropriate advice from the Derbyshire Wildlife Trust on the timing of the works and the subsequent amendment of condition No. 1, if necessary. Reference was made to additional correspondence received from the Parish Council and from two neighbours.***

DC/5. **OUTLINE APPLICATION (ALL MATTERS TO BE RESERVED EXCEPT FOR MEANS OF ACCESS) FOR A RESIDENTIAL DEVELOPMENT AT FORMER ENGINEERING WORKS, HIGH STREET, WOODVILLE (9/2004/0106/M)**

Reference was made to additional correspondence from the Derbyshire Dales and South Derbyshire Primary Care Trust.

**RESOLVED:-**

- (1) That consideration of this application be deferred to enable Members of the Committee to visit the site prior to the next Meeting to assess the suitability of the location.***
- (2) That clarification be obtained of the air quality assessment and the figure for additional dentistry contribution from the PCT.***
- (3) That Members be authorised to consider any ancillary matters which might arise.***
- (4) That the local representatives be invited to be present in a representative capacity.***

(Councillor Mrs. Wheeler declared a personal interest in this application.)

DC/6.

**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 is 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.***

**UNAUTHORISED DAMAGE TO TREES ON FORMER RAILWAY LAND AT END OF SORREL DRIVE, WOODVILLE (TPO NO. 187) (Paragraphs 12 and 14)**

***The Committee authorised the institution of legal proceedings in respect of unauthorised damage to trees within a Tree Preservation Order, subject to the availability of the necessary evidence.***

**UNAUTHORISED FELLING OF TREES AT NETHERHALL, HARTSHORNE (TPO NO. 33) (Paragraphs 12 and 14)**

***The Committee authorised the institution of legal proceedings in respect of the felling of trees within a Tree Preservation Order, together with the service of a Tree Replacement Notice.***

W. DUNN

CHAIR