

PLANNING COMMITTEE

7th June 2012

**PRESENT:-**

**Conservative Group**

Councillor Ford (Chairman) and Councillors Jones, Murray (substitute for Councillor Mrs. Hall), Mrs. Patten (substitute for Councillor Mrs. Brown – Vice-Chairman), Stanton and Wheeler (substitute for Councillor Bale).

**Labour Group**

Councillors Bambrick (substitute for Councillor Southerd), Pearson, Rhind (substitute for Councillor Mulgrew), Richards, Shepherd and Wilkins (substitute for Councillor Bell).

Councillor Atkin also attended the Meeting and, with the approval of the Chairman, spoke to Minutes Nos. PL/8 and PL/15.

PL/1. **APOLOGIES**

Apologies for absence from the Meeting were received from Councillors Mrs. Brown (Vice-Chairman), Bale, Mrs. Hall and Watson (Conservative Group) and Councillors Bell, Mulgrew and Southerd (Labour Group).

PL/2. **MINUTES**

The Open and Exempt Minutes of the Meeting held on 8th May 2012 were taken as read, approved as true records and signed by the Chairman.

PL/3. **DECLARATIONS OF INTEREST**

Councillors Bambrick, Pearson, Rhind, Richards, Shepherd and Wilkins declared personal interests in planning application 9/2012/0169/U (Minute No. PL/5) as the applicant's partner was a Member of the Labour Party. Councillor Bambrick declared predetermination or apparent bias in planning application 9/2012/0308/FH (Minute No. PL/6) and would address the Committee but would then leave the Meeting for the remainder of the debate and vote. Councillor Wheeler declared predetermination or apparent bias in planning applications 9/2012/0169/U and 9/2012/0309/NO (Minutes Nos. PL/5 and PL/7) and would address the Committee but would then leave the Meeting for the remainder of the debate and vote. Councillor Wheeler declared a personal interest in planning application 9/2012/0341/NO (Minute No. PL/11) as the Chairman of the Rosliston Forestry Centre Community Group. Councillor Ford (Chairman) declared a prejudicial interest in the item relating to the alleged unauthorised erection of gateposts/pillars at Aston-on-Trent (Minute No. PL/15), as he had a working relationship with the owner of the property.

**MATTERS DELEGATED TO COMMITTEE**

PL/4. **REPORT OF THE HEAD OF COMMUNITY AND PLANNING SERVICES**

The Head of Community and Planning Services 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.

PL/5. **THE CHANGE OF USE OF DWELLING WITH BUSINESS USE TO A MIXED USE OF DWELLING, BUSINESS AND USE FOR OCCASIONAL ACCOMMODATION OF UP TO TEN PEOPLE AT NO. 1 HIGH STREET, LINTON (9/2012/0169/U)**

Mr. S. Sherratt (objector) and Mr. B. Wolsey (agent) attended the Meeting and addressed Members on this application.

Councillor Wheeler declared predetermination or apparent bias in this application and addressed the Committee but then left the Meeting for the remainder of the debate and vote.

**RESOLVED:-**

***That, contrary to the recommendation, planning permission be refused for the same reasons as the previous application 9/2011/0804/U together with reference to policy within the National Planning Policy Framework.***

(Councillors Bambrick, Pearson, Rhind, Richards, Shepherd and Wilkins declared personal interests in this application, as the applicant's partner was a Member of the Labour Party).

PL/6. **THE ERECTION OF AN EXTENSION AT NO. 4 POTTERS CROFT, SWADLINCOTE (9/2012/0308/FH)**

Members of the Committee had visited the site prior to the Meeting.

Mr. Valente (objector) and Mrs. M. Tyler (applicant) attended the Meeting and addressed Members on this application.

Councillor Bambrick declared predetermination or apparent bias in this application and addressed the Committee but then left the Meeting for the remainder of the debate and vote.

**RESOLVED:-**

***That planning permission be granted, subject to the conditions set out in the report of the Head of Community and Planning Services.***

PL/7. **THE ERECTION OF REPLACEMENT FENCING/GATES AND THE REPLACEMENT OF THE DIESEL STORAGE TANK AT MOUNT PLEASANT CHAPEL, MOUNT PLEASANT ROAD, CASTLE GRESLEY (9/2012/0309/NO)**

Mrs. A. Cope (objector) had registered to address Members on this application but was unable to attend and in her absence, Councillor Wheeler read her statement to the Committee.

Councillor Wheeler declared predetermination or apparent bias in this application and addressed the Committee but then left the Meeting for the remainder of the debate and vote.

**RESOLVED:-**

***That planning permission be granted, subject to the conditions set out in the report of the Head of Community and Planning Services.***

PL/8. **THE ERECTION OF A DETACHED DWELLING AND GARAGE AT LAND ADJACENT TO CORNER HOUSE, WOODSHOP LANE, SWARKESTONE (9/2012/0389/FM)**

Members of the Committee had visited the site prior to the Meeting.

**RESOLVED:-**

***That planning permission be granted, subject to the conditions set out in the report of the Head of Community and Planning Services.***

PL/9. **THE ERECTION OF A DETACHED DWELLING ON LAND AT ASKEW GROVE TO THE REAR OF NOS. 44 AND 46 MILTON ROAD, REPTON (9/2012/0180/FM)**

Members of the Committee had visited the site prior to the Meeting.

**RESOLVED:-**

***That, subject to the execution of a Unilateral Undertaking under the provisions of Section 106 of the Town and County Planning Act 1990 (as amended) to secure contributions towards healthcare and recreation provision, planning permission be granted, subject to the conditions set out in the report of the Head of Community and Planning Services.***

PL/10. **THE PRUNING OF AN OAK TREE COVERED BY SOUTH DERBYSHIRE DISTRICT COUNCIL TREE PRESERVATION ORDER NO. 130 AT LAND ADJACENT TO NO. 65 BRETBY HOLLOW, NEWHALL (9/2012/0339/TP)**

**RESOLVED:-**

***That planning permission be granted, subject to the condition set out in the report of the Head of Community and Planning Services.***

- PL/11. **THE ERECTION OF AN EXTENSION TO FORM A TOILET BLOCK AT THE GLADE, ROSLISTON FORESTRY CENTRE, BURTON ROAD, ROSLISTON (9/2012/0341/NO)**

**RESOLVED:-**

***That planning permission be granted, subject to the conditions set out in the report of the Head of Community and Planning Services.***

(Councillor Wheeler declared a personal interest in this application, as Chairman of the Rosliston Forestry Centre Community Group).

- PL/12. **THE ERECTION OF A DETACHED DWELLING AT NO. 37 BASS'S CRESCENT, CASTLE GRESLEY (9/2012/0379/FM)**

Members of the Committee had visited the site prior to the Meeting. Members expressed concern at the proposal but were not opposed in principle to the development of the site with associated low vehicle numbers.

**RESOLVED:-**

***That the Corporate Asset Manager be advised that the Committee is not satisfied with the proposed development and requests an alternative proposal, as outlined above.***

- PL/13. **APPEAL DECISION**

The content of the following report was noted:-

**Appeals Dismissed**

Enforcement Notice quashed and appeal dismissed with costs awarded to the Council – The change of use of land at The Conifers, Park Road, Overseal for gypsy/traveller use and the addition of three mobile homes.

- PL/14. **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.***

**ALLEGED UNAUTHORISED ERECTION OF GATEPOSTS/PILLARS AT  
ASTON-ON-TRENT (Paragraph 2)**

***The Committee authorised the necessary enforcement action to secure the removal of unauthorised gateposts/pillars on the site frontage of a property at Aston-on-Trent.***

M. FORD

CHAIRMAN