

PLANNING COMMITTEE

29th July 2010

**PRESENT:-**

**Conservative Group**

Councillor Ford (Chairman), Councillor Mrs. Plenderleith (Vice-Chairman) and Councillors Bale, Mrs. Brown, Jones, Lemmon (substitute for Councillor Bladen), Stanton, Watson and Wheeler (substitute for Councillor Hewlett).

**Labour Group**

Councillors Dunn, Richards, Shepherd and Southerd.

Councillors Rhind and Mrs. Wheeler also attended the Meeting.

**APOLOGIES**

Apologies for absence from the Meeting were received from Councillors Bladen and Hewlett (Conservative Group).

PL/17. **DECLARATIONS OF INTEREST**

Councillors Mrs. Brown, Ford, Lemmon and Wheeler declared prejudicial interests in planning application 9/2010/0153/NO (Minute No. PL/26), as Members of the Toyota Liaison Committee. Councillor Richards declared a prejudicial interest in planning application 9/2010/0512/O (Minute No. PL/24), as he dealt with the applicant through his employment. Councillor Ford declared his apparent bias in the item on the Tree Preservation Order No. 325 at No. 6, The Green, Findern (Minute No. PL/18) as he had already voiced his opinion on this matter.

**MATTERS DELEGATED TO COMMITTEE**

PL/18. **TREE PRESERVATION ORDER NO. 325 – LAND AT NO. 6 THE GREEN, FINDERN**

It was reported that this Tree Preservation Order had been made in respect of a Scots Pine tree at No. 6 The Green, Findern, as the tree was visually prominent within the street scene and was considered to be of good visual amenity value. An application had been submitted to develop the site, which would lead to the loss of the tree.

Comments received from the applicant of the above-mentioned application, together with responses from officers were outlined to Members.

**RESOLVED:-**

***That the Tree Preservation Order be confirmed without modification.***

(Councillor Ford (Chairman) declared his apparent bias in this application and, following his address to the Committee, withdrew from the Meeting during the consideration and determination thereof. Councillor Mrs. Plenderleith (Vice-Chairman) assumed the Chair for the item).

PL/19. **TREE PRESERVATION ORDER NO. 331 – LAND ADJACENT TO NOS. 4 AND 5 THE MALTINGS, SHARDLOW**

It was reported that this Tree Preservation Order had been made in respect of two trees on the towpath of the Trent and Mersey Canal adjacent to Nos. 4 and 5 The Maltings, Shardlow. The trees made a valuable contribution to the visual amenity of the Conservation Area, being visible from the adjacent canal towpath and The Wharf, not least because they softened the visual impact of modern houses at The Maltings. One of the trees was subject to a notification of intent to prune and was therefore under threat.

Comments received from the applicant of the above-mentioned application together with responses from officers were outlined to Members.

**RESOLVED:-**

***That the Tree Preservation Order be confirmed without modification.***

PL/20. **REPORT OF THE HEAD OF PLANNING SERVICES**

The Head of 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/21. **APPLICATION FOR CONSENT TO CONSTRUCT AND OPERATE A COMBINED CYCLE GAS TURBINE AND OPEN CYCLE GAS TURBINE POWER STATION ON THE SITE OF WILLINGTON POWER STATION, TWYFORD ROAD, WILLINGTON (9/2009/1067/J)**

Mr. N. Boughey (objector) and Mr. H. Morris (applicant company) attended the Meeting and addressed Members on this application.

**RESOLVED:-**

- (1) ***That the Secretary of State be advised that this Council raises no objection to the principle of development on this site based on the Environmental Statement submitted that the buildings would be 34 metres in height and the flue stacks no greater than 80 metres in height.***

- (2) *That, if the detailed design results in structures higher than outlined in (1) above, then the Council would wish to have the opportunity to re-evaluate this impact.*
- (3) *That the Council considers that the applicant company should enter into a Section 106 Unilateral Undertaking, or other means, to secure the provision of a temporary speed limit and temporary construction traffic signage scheme (the details of which would be agreed as part of a Traffic Management Plan), the provision of a permanent (post construction) speed limit and a condition for alterations to existing lighting along Twyford Road, the provision of a gateway entrance feature and a pedestrian refuge along Twyford Road to the playing fields opposite.*
- (4) *That the Council would encourage best endeavours to be made to secure the provision of the changing/community facilities within the multi-purpose building, as outlined in the submitted Environmental Statement.*
- (5) *That the matters of concern raised in the report be dealt with by the Secretary of State as appropriate with the possibility of the inclusion of the conditions set out in the report together with the notes to the applicant company, subject to the amendment of Condition No. 10 to include a requirement to implement the works in accordance with any approved scheme and the addition of a further condition imposing that prior to the commencement of development, improvements where practical are required and should be completed at the junction of the A5132 with the A514 as this location already appears to be approaching traffic capacity and the only route for construction traffic to and from the A50 will be via the A5132 through Twyford, Barrow-on-Trent and Swarkestone.*

PL/22. **THE CHANGE OF USE OF PART OF THE BUILDING INTO CONVENIENCE STORE AND RETAIL SHOP INCLUDING STORAGE, NEW BOUNDARY WALL, SHOP FRONTS AND ROLLER SECURITY SHUTTERS AT NO. 17 UNION ROAD, SWADLINCOTE (9/2010/0476/U)**

Mr. P. Diffey (on behalf of the agent) attended the Meeting and addressed Members on this application.

**RESOLVED:-**

*That planning permission be granted, subject to the conditions set out in the report of the Head of Planning Services with the hours in condition No. 6 being amended to 6.00 a.m. to 11.00 p.m.*

PL/23. **RESUBMISSION OF 9/2009/0700 TO PROVIDE UTILITY/DAY ROOM AND OTHER MINOR ALTERATIONS ON THE SITE OF BLUE POSTS CARAVAN SITE, DERBY ROAD, EGGINTON (9/2010/0482/NO)**

Mr. P. Diffey (agent) attended the Meeting and addressed Members on this application.

**RESOLVED:-**

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

PL/24. **OUTLINE APPLICATION (ALL MATTERS RESERVED) FOR THE ERECTION OF A DWELLING AT OAK APPLE BARN, BACK LANE, SUTTON-ON-THE-HILL (9/2010/0512/O)**

It was reported that Members of the Committee had visited the site prior to the Meeting.

**RESOLVED:-**

***That planning permission be refused for the reason set out in the report of the Head of Planning Services together with an additional reason relating to the loss of the hedgerow.***

(Councillor Richards declared a prejudicial interest in this matter, as he dealt with the applicant through his employment and withdrew from the Meeting during the consideration and determination thereof).

PL/25. **THE ERECTION OF A REPLACEMENT STRUCTURE AND OTHER ASSOCIATED WORKS AT DOBSONS OF SHARDLOW LIMITED, THE WHARF, SHARDLOW (9/2009/0951/NO)**

It was reported that 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 Planning Services with the amendment of condition No. 2 requiring the colour of the walls and roof to be BS 18 B 25 (slate) and the window frames to be BS 08 C 31 (pale beige).***

PL/26. **THE ERECTION OF A TEMPORARY 60M WIND MONITORING MAST FOR TWELVE MONTHS AT TOYOTA MANUFACTURING UK LIMITED, BURNASTON (9/2010/0153/NO)**

The Head of Planning Services read a summary of the comments made by the public speakers at the Meeting on 11th May 2010, when the application was deferred.

**RESOLVED:-**

***That planning permission be refused as the location of the wind measuring mast would be detrimental to the operation of Derby Airfield and to aircraft safety, particularly in regard to aircraft flying on a shallow approach in a low winged aircraft on the existing circuit pattern as views of the mast and the gauge could be obstructed.***

(Councillors Ford (Chairman), Mrs. Brown, Lemmon and Wheeler declared prejudicial interests in this matter as Members of the Toyota Liaison Committee and withdrew from the Meeting during the consideration and determination thereof. Councillor Mrs. Plenderleith (Vice-Chairman) assumed the Chair for the item).

PL/27. **TREE WORKS TO A COPPER BEECH TREE AT LAND ADJACENT TO HIGH CROFT, CHAPEL STREET, SMISBY (9/2010/0582/TC)**

That no objections be raised to the proposed works.

PL/28. **APPEAL DECISIONS**

The contents of the following reports were noted:-

Appeal Dismissed

Dwelling to be occupied by a family member with garaging under at No. 2 Scropton Old Road, Hatton.

Appeal Allowed

The erection of two detached dwellings and one pair of semi-detached houses on land at No. 110 Egginton Road, Etwall.

M. FORD

CHAIRMAN

The Meeting terminated at 8.20 p.m.