

PLANNING COMMITTEE

20 September 2022

PRESENT:

Labour Group

Councillor Tilley (Chair) and Councillor Shepherd (Vice-Chair)
Councillors L. Mulgrew, Pearson, Rhind and Taylor

Conservative Group

Councillors Bridgen, Brown, Dawson, Haines, Muller and Redfern

Non-Grouped

Councillor Wheelton.

PL/70 **APOLOGIES**

The Committee was informed that apologies had been received from Councillor Gee (and Councillor Southerd (Labour Group). Councillor Smith (Conservative Group)

PL/71 **DECLARATIONS OF INTEREST**

The Committee was informed that a declaration of personal interest had been received from Wheelton regarding item PL/75.

PL/72 **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/73 **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/74 **CONVERSION & EXTENSION OF EXISTING GARAGE INTO NEW 2 BEDROOM DWELLING AND ERECTION OF NEW FLAT ROOF GARAGE AT 57 EGGINTON ROAD, HILTON, DERBY, DE65 5FG**

The Head of Planning and Strategic Housing presented the report to the Committee and noted that when the item was debated in August, Members raised concerns in relation to the proposed amenity space associated with the proposed dwelling.

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

The Head of Planning and Strategic Housing addressed the Committee and noted that changes to the application included parking space for 2 vehicles and that there were no concerns raised by the Highways Authority.

Members welcomed the amendments to the application which reflected the Neighbourhood Plan requirements and Members discussed the merits regarding the installation of an Electric Vehicle Charging point.

RESOLVED:

That planning permission be approved as per the recommendations in the report of the Strategic Director (Service Delivery) subject to an additional condition regarding the installation of an electric vehicle charging point.

Councillor Wheelton left the Committee Meeting.

PL/75 **LISTED BUILDING CONSENT FOR REINSTATEMENT OF FORMER BLOCKED-UP WINDOW OPENING AT GROUND FLOOR LEVEL TO THE REAR (EAST) ELEVATION AND TO CREATE BATHROOM/EN-SUITE AND WC FACILITIES AT FIRST AND SECOND FLOORS AT WALTON HALL, MAIN STREET, WALTON-ON-TRENT, SWADLINCOTE DE12 8LZ**

It was reported that Members of the Committee had visited the site earlier in the day.

The Head of Planning and Strategic Housing presented the report to the Committee and outlined the application and noted the conflicting advice of Historic England and the Council's Conservation Officer in relation to the existence of the window and staircase together.

Members discussed the existence of the window and staircase, the removal of stairway panelling and the differing viewpoints of Historic England and the Conservation Officer. Members sought clarity regarding the chorology of changes to the building.

The Head of Planning and Strategic Housing confirmed that the dates for when the window was bricked up and the stairway installed were unknown but noted that the history of the building could still be read if the proposed alterations were undertaken.

RESOLVED:

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

Councillor Wheelton re-joined the Committee Meeting.

PL/76 **TO CHANGE A MOUNDED GRASS AREA INTO A SMALL MINERS MEMORIAL PARK, TO INCLUDE SOME HARD SURFACING, 2 NO. SEATS, 2 NO. PERGOLAS, 2 NO. SCULPTURES, THE PLANTING OF 18 NO. TREES, A WILD FLOWER MEADOW AREA, AND BULB PLANTING WITHIN THE PROPOSED TREES, AND ONE SIGNAGE BOARD AT EUREKA PARK, MIDLAND ROAD, JOHN STREET, SWADLINCOTE**

The Planning Delivery Team Leader presented the report to the Committee and outlined the application for a small miners' memorial park that would create a public open space with tree planting and would promote local history. It was noted the report was before the Committee as South Derbyshire District Council owned land and submitted the application.

Councillor Taylor addressed the Committee in support of the application noting that it would be a positive and appropriate memorial to a former key industry of the Swadlincote and South Derbyshire.

RESOLVED:

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

PL/77 **LISTED BUILDING CONSENT FOR THE CREATION OF A NEW DISABLED ACCESS, SECURITY GATE, AND ERECTION OF AN EXTERNAL WALL TO CREATE A NEW OUTDOOR AMENABLE SPACE (AMENDMENT TO EXISTING CONSENT REFERENCE DMPA/2021/1617) AT MELBOURNE ASSEMBLY ROOMS, LEISURE CENTRE, HIGH STREET, MELBOURNE, DERBY DE73 8GF**

It was reported that Members of the Committee had visited the site earlier in the day.

The Head of Planning and Strategic Housing presented the report to the Committee and summarised the application regarding alternation to erect a new boundary wall to create enclosed outdoor space for various functions and gate added to the existing boundary wall which would not change anything of substance. It was noted that the application was presented to the Committee as the site was owned by South Derbyshire District Council.

RESOLVED:

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

PL/78 **NON MATERIAL AMENDMENT TO PLANNING PERMISSION REF. DMPA/2021/1597 TO AMEND LINE OF PROPOSED NEW EXTERNAL WALL AT MELBOURNE ASSEMBLY ROOMS, LEISURE CENTRE, HIGH STREET, MELBOURNE, DERBY DE73 8GF**

It was reported that Members of the Committee had visited the site earlier in the day.

The Head of Planning and Strategic Housing summarised the application to change the line of an existing wall to circumvent a gas pipe and main drain and noted that the report was presented to the Committee as the site was owned by South Derbyshire District Council.

RESOLVED:

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

PL/79 **THE PRUNING OF A IVY AND EIFFEL TOWER BRACKET (PSEUDOINONOTUS DRYADEUS) TREES COVERED BY SOUTH DERBYSHIRE DISTRICT COUNCIL TREE PRESERVATION ORDER NO. 360 ON MAIN STREET, NETHERSEAL, SWADLINCOTE, DE12 8BZ**

The Planning Delivery Team Leader presented the report to the Committee and summarised the application regarding works to two protected Oak trees within a conservation area

RESOLVED:

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

PL/80 **PLANNING AND OTHER APPEALS**

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

Reference	Place	Ward	Outcome	Decision Level
<u>DMPA/2021/1389</u>	Newhall	Newhall and Stanton	Dismissed	Delegated
<u>DMPA/2019/1176</u>	Castle Gresley	Linton	Allowed	Committee

PL/81 **DEED OF VARIATION – LAND AT HILTON BUSINESS PARK, HILTON**

The Planning Delivery Team Leader addressed the Committee and summarised the report regarding a Deed of Variation in relation the affordable housing.

RESOLVED:

1.1 The Committee approved the request to amend the Section 106 Agreement (S106) to include amendments to be made to the definition of Affordable Housing and the inclusion of First Homes

which was within the fourth schedule of the Section 106 Agreement – Affordable Housing. This was based upon recommendations that had been received from the Strategic Housing and Development Manager.

1.2 The Committee delegated authority to the Head of Planning and Strategic Housing to agree the finer detail and wording of the obligations to be secured under the Deed of Variation.

PL/82 **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/83 **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 hours. 19:00 hrs

COUNCILLOR N TILLEY

CHAIR