

PLANNING COMMITTEE

26th February 2019

PRESENT:-

Conservative Group

Councillor Mrs Brown (Chairman), Councillor Mrs Coe (Vice-Chairman) and Councillors Ford, Harrison, Muller, Stanton and Watson

Labour Group

Councillors Dr Pearson, Shepherd, Southerd and Tilley

PL/151 **APOLOGIES**

Apologies for absence were received from Councillors Coe and Tipping (Independent/Non-Grouped Member).

PL/152 **MINUTES**

The Open Minutes of the Meeting held on 16th October 2018, 6th November 2018 and 27th November 2018 were taken as read, approved as a true record and signed by the Chairman.

PL/153 **DECLARATIONS OF INTEREST**

Councillor Mrs Brown declared a personal interest on Item 1.1 on the Agenda by virtue of knowing the landowner and local residents. The Chairman advised she would leave the Chamber during the discussion.

PL/154 **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/155 **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 them as necessary. Consideration was then given thereto and decisions were reached as indicated.

Councillor Mrs Brown left the Chamber at 6.05PM.

PL/156 **OUTLINE APPLICATION (ALL MATTERS EXCEPT FOR ACCESS, LAYOUT AND SCALE RESERVED) FOR THE RESIDENTIAL DEVELOPMENT OF UP TO 8 DWELLINGS ON LAND AT SK2628 6240 DUCK STREET EGGINTON DERBY**

The Planning Delivery Team Leader reported that Members of the Committee had visited the site earlier in the day and outlined the application to the Committee in detail, particularly highlighting how the current application was more suitable in character, appearance and amount of dwellings than previous applications.

The Planning Delivery Team Leader explored in detail the proposed drainage system of the development, noting the scheme was designed to ensure all the dwellings were outside flood zone 3 as a significant concern of the application relates to the drainage, due to the surface water drainage of the village. The Applicant was asked to submit an achievable drainage design scheme, which had been reviewed by the County Flood Authority, with no objections raised and it is felt an appropriate drainage design could be achieved.

A proposal to defer the application to a subsequent Committee was made to allow for further information pertaining to the viability of the proposed drainage system, which was carried by the Committee.

The registered speakers agreed to defer speaking until the scheme returned for determination at a later Committee.

RESOLVED:-

The Committee resolved to defer the application to a later Planning Committee for further details regarding viability of the drainage system to be obtained.

Abstention: Councillor Southerd

Councillor Mrs Brown returned to the Chamber at 6.20PM.

PL/157 **REPLACEMENT DWELLING, NEW AND ALTERED ACCESS, GARAGE AND ASSOCIATED LANDSCAPING AT CORONATION VILLA CHURCH STREET NETHERSEAL SWADLINCOTE**

The Planning Services Manager presented the report to Committee, detailing the application was presented to the Committee for a decision as the scheme would not strictly be in accordance with the Local Plan. The Planning Services Manager additionally updated the Committee on an amendment since the report's publication for a further condition to be added to stipulate the demolition of the existing dwelling prior to the occupation of the new.

Members who commented commended the application, expressing approval of the design of the new dwelling, including the separate system for drainage, which was complimentary to the existing structure and area. The loss of a Victorian property within the area was noted by a Member.

RESOLVED:-

That planning permission be granted as recommended in the report of the Strategic Director (Service Delivery), with the addition of the condition stipulating the demolition of the existing dwelling prior to the occupation of the new dwelling.

PL/158 **AMENDED SCHEME, INCLUDING ARBORICULTURAL REPORT, TO PREVIOUSLY APPROVED (9/2018/0558) FOR THE ERECTION OF DETACHED GARAGE AND WORKSHOP AT 29 WINDSOR AVENUE MELBOURNE DERBY**

The Planning Services Manager outlined the application to the Committee; noting this application was seeking the removal of Condition 4 of the original application, which stipulated the safeguarding of a Silver Birch within the neighbouring property. A tree evaluation determined a Tree Preservation Order was not applicable for the Silver Birch as the tree had limited amenity value. The Planning Services Manager highlighted the removal of Condition 4 of the original application would leave the retention of the Silver Birch as a civil matter between the applicant and the tree's owner.

Councillor Harrison, Ward Member for Melbourne, raised a concern of the description of the application on the website and further queried what the response would be if the tree's owner prevented the removal of the tree. The Planning Services Manager addressed the concern, noting an administrative error on the website, which has since been corrected. In response to the query, the Planning Services Manager stipulated that since the tree had been determined to not be worthy of retention, any disputes would need to be resolved between the applicant and the tree's owner.

RESOLVED:-

That planning permission be granted as recommended in the report of the Strategic Director (Service Delivery).

Abstention: Councillor Harrison

PL/159 **PLANNING AND OTHER APPEALS**

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

- 9/2018/0428 Sutton Lane, Hatten
- 9/2018/0567 Woodville Road, Hartshorne
- 9/2018/0972 Grassy Lane, Burnaston
- 9/2018/0981 Sealey Close, Willington

PL/160 **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.

EXEMPT MINUTES

The Exempt Minutes of the Meeting held on the 16th October 2018 were taken as read, approved as a true record and signed by the Chairman.

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 6.45PM.

COUNCILLOR MRS L BROWN

CHAIRMAN