

NOT FOR PUBLICATION

EXEMPT

PLANNING COMMITTEE

25th August 2020

PL/59 **EXEMPT QUESTIONS BY MEMBERS OF THE COUNCIL PURSUANT TO COUNCIL PROCEDURE RULE No 11**

The Committee was informed no questions had been received.

PL/60 **LAND AT SK2913 6212, ACRESFORD ROAD, NETHERSEAL, SWADLINCOTE, DE12 8AP**

The Planning Delivery Team Leader presented the report to the Committee highlighting the key reasons supporting the recommendation to concede the second reason for refusal of the original application.

Councillor Wheelton sought clarity that the document containing the above mentioned refusal would not form part of the appeal hearing. The Planning Delivery Team Leader confirmed that it would not be used as it was an exempt item and not a published document.

The Committee agreed that due to Covid-19 situation the work that officers had carried out in relation to this situation was exemplary and that the proposal before them was the right way forward.

Councillor Tilley abstained from voting.

RESOLVED:-

That the Committee agreed to concede, in whole or in part, the second reason for refusal for application ref. DMPA/2019/1408, now subject to a planning appeal being conducted by way of a hearing, on the terms set out in this report.

The Committee delegated authority to the Head of Planning and Strategic Housing to further concede the second reason for refusal in its entirety should the appellants subsequently advance adequate certainty/security of drainage mitigation before or at the appeal hearing which overcomes the remaining concern, as set out in the report below.

That the Committee endorsed the intention to concede that 'lesser steps' be appropriate in resolving an associated breach of planning control subject to an enforcement notice (EN) issued under delegated powers, but also subject to an appeal being heard in conjunction with the planning appeal.

The meeting terminated at 19:50hrs

COUNCILLOR MRS. L BROWN

CHAIRMAN