

DEVELOPMENT CONTROL COMMITTEE

3rd March 2009

PRESENT:-

Conservative Group

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

Labour Group

Councillors Dunn, Richards, Shepherd and Southerd.

Independent Member

Councillor Mrs. Brown.

The following Members also attended the Meeting and, with the approval of the Chairman, spoke to the Minute No. indicated:-

Councillor Mrs. Farrington
Councillor Lane – Minute No. DC/90

APOLOGY

An apology for absence from the Meeting was received from Councillor Bladen (Conservative Group).

DC/85. **MINUTES**

The Open Minutes of the Meetings held on 20th January and 10th February 2009 were taken as read, approved as true records and signed by the Chairman.

DC/86. **DECLARATION OF INTEREST**

Councillor Wheeler declared his pre-determination of planning application 9/2009/0026/NLI (Minute No. DC/92), as the local Ward Member and advised that he would withdraw from the Meeting during the consideration of the application.

DC/87. **QUESTION BY MEMBER PURSUANT TO COUNCIL PROCEDURE RULE NO. 11**

It was reported that pursuant to Council Procedure Rule No. 11, a question had been received from Councillor Southerd, as follows:-

“In view of the development work taking place adjacent to Coppice Side, Swadlincote, will this Committee contact the Derbyshire County Council Highways Department by letter, seeking their co-operation and serious consideration in changing Coppice Side, by traffic order or other means at

their disposal, to provide a “clearway” with no parking on either side of the road throughout its full length.

I feel the need for urgency is due to the amount of time required by an authority to implement the necessary legislation in order to meet this request.”

The Chairman invited the Committee’s views and it was agreed to undertake the action requested.

MATTERS DELEGATED TO COMMITTEE

DC/88. **TREE PRESERVATION ORDER NO. 308 - LAND AT WOODYARD LANE, FOSTON**

This item was withdrawn from the agenda to enable details regarding the ownership of the site to be clarified.

DC/89. **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.

DC/90. **THE RESIDENTIAL DEVELOPMENT OF 39 UNITS WITH ASSOCIATED OPEN SPACE AND HIGHWAY WORKS ON LAND NORTH OF HIGHFIELD ROAD, SWADLINCOTE (9/2008/1179/MAF)**

Mr. E. Lunn (objector) and Mr. M. Pardoe (agent) attended the Meeting and addressed Members on this application.

RESOLVED:-

That, subject to the satisfactory execution of a signed Unilateral Undertaking, as outlined in the report, planning permission be granted, subject to the conditions set out in the report of the Head of Planning Services and to additional conditions to control boundary treatments and the parking layout.

DC/91. **THE CHANGE OF USE OF APARTMENT BLOCK (C3 USE) TO NURSING HOME FOR THE ELDERLY AND INFIRM (C2 USE) INCLUDING A SIDE EXTENSION AND A REAR AND SIDE SINGLE-STOREY EXTENSION TOGETHER WITH MINOR ALTERATIONS TO THE EXTERNAL LAYOUT AT NO. 1 JASON HYLTON COURT, WILMOT ROAD, SWADLINCOTE (9/2009/0019/NO)**

Mr. S. Jones (applicant) attended the Meeting and addressed Members on this application.

RESOLVED:-

- (1) *That consideration of the application be deferred to enable Members of the Committee to visit the site prior to the next Meeting to enable the issues of fact raised by the report to be clarified by a demonstration of the condition of the site.*

- (2) *That Members be authorised to consider any ancillary matters which might arise.*
- (3) *That the local representatives be invited to be present in a representative capacity.*

DC/92. **THE ERECTION OF FIVE NURSERY B1 UNITS WITH ANCILLARY ACCOMMODATION AT ROSLISTON FORESTRY CENTRE, BURTON ROAD, ROSLISTON (9/2009/0026/NLI)**

The Head of Planning Services reported that the Parish Council had raised no objections.

RESOLVED:-

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

(Councillor Wheeler declared his pre-determination of this application as the local Ward Member and withdrew from the Meeting during the consideration and determination thereof).

DC/93. **PLANNING APPEALS**

The contents of the following reports were noted:-

Appeals Dismissed

- (a) The demolition of a farm shed and construction of an eight-bed care facility at Fox Covert Farm, Derby Road, Aston-on-Trent (9/2007/1208/M).
- (b) The extension of the existing caravan storage facility on land adjoining Kings Newton Storage Depot, Trent Lane, Kings Newton (9/2007/1353/U).
- (c) Enforcement Notice issued in respect of unauthorised works at No. 9 Castle Mills, Castle Street, Melbourne (E/2008/00117).

DC/94. **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.

MINUTES

The Exempt Minutes of the Meetings held on 20th January and 10th February 2009 were received.

M.J.P. BALE

CHAIRMAN