

PLANNING COMMITTEE

9th October 2012

PRESENT:-

Conservative Group

Councillor Ford (Chairman), Councillor Mrs. Brown (Vice-Chairman) and Councillors Bale, Mrs. Hall, Roberts (substitute for Councillor Jones), Stanton and Watson.

Labour Group

Councillors Bell, Mulgrew, Rhind (substitute for Councillor Pearson), Richards, Shepherd and Southerd.

The following Members also attended the Meeting and, with the approval of the Chairman, spoke to the Minutes Nos. indicated:-

Councillor Dunn – Minute No. PL/73

Councillor Lemmon – Minute No. PL/70

Councillor Pearson – Minutes Nos. PL/72 and PL/73

PL/67. **APOLOGIES**

An apology for absence from the Meeting was received from Councillor Jones (Conservative Group). An apology for absence from the Meeting as a Committee Member was also received from Councillor Pearson (Labour Group). However, he was in attendance at the meeting in a local representative capacity and declared pre-determination or apparent bias in respect of planning application 9/2012/0281/NO (Minute No. PL/73). As a non-member of the Committee for this Meeting, he would address the Committee as the Local Ward Member.

PL/68. **MINUTES**

The Open Minutes of the Meetings held on 17th July, 7th August, 28th August and 18th September 2012 and the Exempt Minutes of the Meeting held on 17th July 2012 were taken as read, approved as true records and signed by the Chairman.

MATTERS DELEGATED TO COMMITTEE

PL/69. **REPORT OF THE HEAD OF COMMUNITY AND PLANNING SERVICES**

The Head of Community and 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/70. **THE INSTALLATION OF 2 X 50 KW ENDURANCE WIND TURBINES (RADIUS 9.6M) WITH CABLING ON LAND LYING TO THE SOUTH OF BURNASTON LANE, ETWALL (9/2012/0536/NO)**

It was reported that Members of the Committee had visited the site prior to the Meeting. Mr. B Wolsey (on behalf of BERATE – objectors' group) attended the Meeting and addressed Members on this application. It was reported that the Planning Inspectorate had now confirmed that an appeal against non-determination of the application had been accepted.

RESOLVED:-

- (1) That, contrary to the recommendation, the Secretary of State be advised that the Council would have refused planning permission on the grounds of visual intrusion.***
- (2) That the Secretary of State be advised that the Council wishes the appeal to be heard at an Informal Hearing.***

PL/71. **THE CONSTRUCTION OF A COFFEE PRODUCTION FACILITY TOGETHER WITH THE ERECTION OF AN ELECTRICITY SUBSTATION, ASSOCIATED ACCESS ROADS, HARDSTANDINGS AND LANDSCAPING AT LAND TO THE EAST OF NESTLE COMPANY LIMITED, MARSTON LANE, HATTON (9/2012/0630/MSF)**

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 Community and Planning Services.

(Members commended Mr. T.R. Denning (Area Planning Officer), the author of the report on this application).

PL/72. **APPROVAL OF RESERVED MATTERS OF APPLICATION 9/2011/0484 FOR THE DEVELOPMENT OF 487 DWELLINGS, COMMUNITY BUILDING, ROADS AND OPEN SPACE ON LAND AT STENSON FIELDS, STENSON ROAD, STENSON (9/2012/0039/RM)**
THE VARIATION OF CONDITIONS NOS. 24, 25, 29 AND 30 OF PLANNING PERMISSION 9/2011/0484/MR RELATING TO OFF-SITE HIGHWAY WORKS, SITE ACCESS, CODE FOR SUSTAINABLE HOMES AND ON-SITE RENEWABLES ON LAND AT STENSON FIELDS, STENSON ROAD, STENSON (9/2012/0555/B)

Reference was made to minor amendments to the report and several conditions. Mr R Galij (applicant company) attended the meeting and addressed Members on these applications.

RESOLVED:-

- (1) That, subject to the satisfactory execution of a revised Section 106 agreement, as detailed in the report, approval of details 9/2012/0039/RM and planning permission 9/2012/0555/B be granted, subject to the conditions set out in the reports of the Head of Community and Planning Services with the minor amendments to conditions as recommended.***
- (2) That an amendment to the design be sought to avert concentration of the affordable homes in the northern sector of the site.***

PL/73. **THE ERECTION OF A RETAIL UNIT (USE CLASS A1) WITH ASSOCIATED CAR PARK AND ACCESS AT FORMER PUBLIC HOUSE, MASONS ARMS, NO. 406 BURTON ROAD, MIDWAY (9/2012/0281/NO)**

Mr. C. Peil (objector) and Mr. J. Marshall (applicant) attended the meeting and addressed Members on this application.

RESOLVED:-

That planning permission be refused for the reasons set out in the report of the Head of Community and Planning Services, subject to the correction of the local plan shopping policies to nos. 2 and 3.

PL/74. **THE PRUNING AND FELLING OF TREES COVERED BY SOUTH DERBYSHIRE DISTRICT COUNCIL TREE PRESERVATION ORDER NO. 327 AT LAND AT AUDEN CLOSE, CHURCH BROUGHTON (9/2012/0760/TP)**

RESOLVED:-

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

PL/75. **THE DEMOLITION OF EXISTING DWELLING AND INDUSTRIAL WORKSHOP BUILDINGS AND THE ERECTION OF A DETACHED DWELLING AT WESTVIEW, THE COMMON, MELBOURNE (9/2012/0775/FM)**

RESOLVED:-

- (1) That the Head of Community and Planning Services be authorised to deal with any representations received in response to the statutory advertisement.***
- (2) That, subject to (1) above, planning permission be granted, subject to the conditions set out in the report of the Head of Community and Planning Services.***

- PL/76. **THE ERECTION OF AN AERIAL MAST TO THE EDUCATION UNIT AT VISITORS CENTRE, ROSLISTON FORESTRY CENTRE, BURTON ROAD, ROSLISTON (9/2012/0791/NO)**

RESOLVED:-

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

- PL/77. **THE VARIATION OF CONDITION NO. 7 OF PLANNING PERMISSION 9/2009/0497/NO TO ENABLE UNITS A-E TO BE USED FOR EDUCATIONAL PURPOSES FROM B1 TO MIXED USE OF B1 & D1 (NON-RESIDENTIAL EDUCATION AND TRAINING CENTRE) AT UNITS A-E, ROSLISTON ENTERPRISE CENTRE, BURTON ROAD, ROSLISTON (9/2012/0705/NO)**

RESOLVED:-

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

- PL/78. **APPEAL DECISIONS**

The contents of the following reports were noted:-

Appeals Dismissed

- (a) The erection of two dwellings on land at No. 168 Station Road, Hatton.
- (b) The erection of a bungalow on land adjacent to No. 1 Church Croft, Cotton-in-the-Elms.
- (c) The erection of three detached dwellings on the site of the existing tennis court at Etwall Lawn, Burnaston Lane Etwall.

M. FORD

CHAIRMAN

The Meeting terminated at 8.10 p.m.