

PLANNING COMMITTEE

5<sup>th</sup> August 2014

**PRESENT:-**

**Conservative Group**

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

**Labour Group**

Councillors Bell, Dunn, Pearson, Richards, Shepherd, Southerd

**In attendance**

Councillors Taylor and Stuart

PL/29 **Apology**

An apology was received from Councillor Bale. Councillor Hewlett attended the meeting as the substitute for him.

PL/30 **Declarations of Interest**

The Committee was informed that no Declarations of Interest had been received.

PL/31 **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/32 **REPORT OF THE DIRECTOR OF COMMUNITY AND PLANNING SERVICES**

The Director of Community and Planning Services then submitted a report dealing with several planning applications, for consideration and determination by the Committee.

PL/33 **ERECTION OF A BANQUETING SUITE AT NADEE INDIAN CUISINE 130 HEATH LANE, FINDERN DERBY 9/2014/0493/SRF**

At the suggestion of the Chairman, the Committee agreed to consider this application first. The Planning Services Manager explained that the proposed banqueting suite would replace a marquee that has been in place since 2010.

Members were informed that the Highway Authority had objected to the proposal, on the grounds that it could cause traffic problem. The report argued, however, that the site had always been used as a public house / restaurant and that there had been no traffic problems since the Marquee had been in place. Local concern had also been expressed about possible noise nuisance. But it was stated that as this would be a brick building there should actually be a reduction in ambient noise levels compared to those emanating from the current marquee. Finally, it was pointed out that there was an error in one of the conditions for planning permission set out in the report. The text ought to have read that functions held in the banqueting suite from Sunday to Thursday finish no later than 23:00 hours (11pm).

The Committee heard from the agent for the scheme, Mr. Peter Diffey, who argued that the proposed development would improve the condition of the site.

**RESOLVED:-**

***That planning permission is granted subject to the conditions set out in the report of the Director of Community and Planning Services***

PL/34 **CONVERSION OF EXISTING RESIDENTIAL NURSING HOME AND ASSOCIATED ACCOMMODATION INTO RESIDENTIAL APARTMENTS AT HILLTOP LODGE NURSING HOME, COLLIERY ROAD CHURCH GRESLEY SWADLINCOTE 9/2013/0675/RSD**

At the request of Councillor Southerd, the Committee agreed that determination of this application be deferred in order to allow a site visit by members to take place first. The Committee heard from the agent for the application, Ms. Marissa Sadar, who set out the case for the development; and in particular, how it would create accommodation suitable for small families and be in line with the local plan. At the conclusion of her comments, Ms. Sadar was asked to produce a summary of her views in bullet point form, which would then be read to the Committee as an aide memoire when the application was determined.

**RESOLVED:-**

***That determination of the application is deferred in order to allow members to visit the site of the proposed development.***

PL/35 **PROPOSED BRICK WALL TO FRONT BOUNDARY AT 57 MERLIN WAY MICKLEOVER RECTION OF AN EXTENSION AT 24A UTTOXETER ROAD, HATTON, DERBY 9/2014/0247/FH.**

The Committee was informed that members had visited the site of the proposed wall earlier in the day. Some concerns had been raised about replacing part of the hedge by a brick wall. However, it was felt that this would be in keeping with similar front boundaries in the vicinity and so ought to be approved.

**RESOLVED:-**

***That planning permission is granted subject to the conditions set out in the report of the Director of Community and Planning Services.***

PL/36 **APPEAL DECISION**

The Committee noted the results of appeal decisions made by the Planning Inspectorate: Land off Acresford Road, Swadlincote and 26 Albert Road, Church Gresley (Appeal references: 9/2012/0570 and 9/2013/0949)

PL/37 **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.***

PL/38 **EXEMPT 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.

PL/39 **PERMITTED DEVELOPMENT - WOODVILLE**

The Committee considered a report which sought authorisation to proceed with a so-called 'Article 4 Direction.' This would require the Committee to grant planning permission, before the demolition of a nineteenth century former brewery building in the Woodville Area could take place.

**RESOLVED:-**

***That the recommendations be approved.***

M. FORD

CHAIRMAN

The meeting terminated at 6.35pm.