

PLANNING COMMITTEE

12th July 2011

PRESENT:-

Conservative Group

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

Labour Group

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

PL/24. **APOLOGIES**

Apologies for absence from the Meeting were received from Councillor Stanton (Conservative Group) and Councillor Richards (Labour Group).

PL/25. **MINUTES**

The Open Minutes of the Meetings held on 31st May and 21st June 2011 were taken as read, approved as true records and signed by the Chairman.

PL/26 **DECLARATION OF INTEREST**

Councillor Shepherd declared a personal interest in planning application 9/2009/0054/MAO (Minute No. PL/29), as a Member of Derby Cycling Group.

Councillor Stuart declared a personal interest in planning application 9/2009/0054/MAO (Minute No. PL/29), as a Sustrans Volunteer Ranger.

Councillor Southerd declared a personal interest in planning application 9/2011/0318/NO (Minute No. PL/32), as a Member of the Heritage Grants Sub-Committee.

PL/27. **QUESTION**

It was reported that Councillor Southerd had submitted the following question pursuant to Council Procedure Rule No. 11:-

“Where a change or amendment to a planning application is agreed by the Planning Committee in good faith, based substantially on information provided by the applicant in support of the change under consideration by the planning authority, which is later to be found to be incomplete, or inaccurate to the point of being misleading, is there a recourse, under planning law, to revisit the decision presuming the application has not yet be ‘signed off’?”

The Development and Building Control Manager responded that he would pursue a legal opinion on this matter and respond directly to the Chairman and Councillor Southerd.

MATTERS DELEGATED TO COMMITTEE

PL/28. **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/29. **THE CONSTRUCTION OF NEW CANAL (OUTLINE ALL MATTERS RESERVED) JOINING THE EREWASH AND TRENT AND MERSEY CANALS AT FORMER DERBY CANAL, SWARKESTONE LOCK AND BRIDGE, THE TRENT AND MERSEY CANAL SWARKESTONE (9/2009/0054/MAO)**

RESOLVED:-

That this application be deferred for a site visit and to pursue comments from National Grid (electricity and gas) and Severn Trent Water.

(Councillors Shepherd and Stuart declared personal interests in this application, as a Member of Derby Cycling Group and as a Sustrans Volunteer Ranger respectively).

PL/30. **THE ERECTION OF A REPLACEMENT DWELLING AT NO. 115 TWYFORD ROAD, WILLINGTON (9/2011/0265/FM)**

It was reported that Members of the Committee had visited the site prior to the Meeting. Mrs. Varty (objector) attended the Meeting and addressed Members on this application.

RESOLVED:-

That this application be deferred to enable the Head of Community and Planning Services to negotiate re-siting of the proposed dwelling in line with No. 117 Twyford Road, Willington.

PL/31. **THE ERECTION OF PROPOSED STORAGE BUILDING AT LAND TO THE REAR OF NO. 66 TWYFORD ROAD, BARROW-ON-TRENT (9/2011/0301/NO)**

It was reported that Members of the Committee had visited the site prior to the Meeting. Mr. Steedman (on behalf of objector) attended the Meeting and addressed Members on this application.

RESOLVED:-

That, contrary to the recommendation, planning permission be refused as the proposed building is considered to be detrimental to the conservation area and therefore contrary to Environment Policy 12 of the Local Plan and PPS5.

PL/32. **RETROSPECTIVE APPLICATION FOR THE RETENTION OF A REPLACEMENT SINGLE-STOREY LAIRING PEN AND BOUNDARY WALL AND THE RECONFIGURATION OF ENTRY GATES AT NO. 57 HIGH STREET, SWADLINCOTE (9/2011/0318/NO)**

It was reported that Members of the Committee had visited the site prior to the Meeting. Mr. Clamp (agent) attended the Meeting and addressed Members on this application.

RESOLVED:-

- (1) That planning permission be refused for the reason set out in the report of the Head of Community and Planning Services.*
- (2) That the Head of Community and Planning Services be requested to seek a compromise solution in line with the Conservation Officer's design and in this event, no enforcement action be taken on the resulting building.*

(Councillor Southerd declared a personal interest in this application, as a Member of the Heritage Grants Sub-Committee).

PL/33. **THE ERECTION OF AN AGRICULTURAL WORKER'S DWELLING AT LIBERTY FARM, FINDERN LANE, BURNASTON (9/2011/0268/FM)**

It was reported that Members of the Committee had visited the site prior to the Meeting.

RESOLVED:-

That, contrary to the recommendation, planning permission be refused as the proposed development is contrary to the provisions of PPS7.

PL/34. **THE ERECTION OF AN EXTENSION AT 10 BROOK LANE, FOSTON (9/2011/0462/FH)**

RESOLVED:-

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

M. FORD

CHAIRMAN

The Meeting terminated at 7.40 p.m.