

MINUTES of a meeting of the **REGULATORY – PLANNING COMMITTEE** held at County Hall, Matlock on 13 July 2015.

PRESENT

Councillor T Southerd (in the Chair)

Councillors D Charles, J Dixon, M Ford, R L Hosker, R A Parkinson, J A Twigg, J G Williams and B Wright.

Apologies for absence were received from Councillor Julie A Hill.

In attendance – Councillor J Frudd.

No Declarations of Interest were received.

No Significant Lobbying had been received.

36/15 **SITE VISIT** In accordance with the Code of Practice the Committee visited the site at Stanton Recycling, off Compton Road, Ilkeston (Minute No 38/15).

37/15 **MINUTES RESOLVED** that the Minutes of the meeting of the Committee held on 8 June 2015 be confirmed as a correct record and signed by the Chair.

38/15 **LAND AT STANTON RECYCLING, OFF CROMPTON ROAD, ILKESTON A) PROPOSED AMENDMENTS TO THE WORKING HOURS OF OPERATION AT STANTON RECYCLING WITHOUT COMPLYING WITH CONDITION NUMBER 13 OF PLANNING PERMISSION CODE NUMBER CW8/0704/70 B) PROPOSED AMENDMENTS TO STOCKPILE HEIGHTS WITHOUT COMPLYING WITH CONDITION NUMBER 22 OF PLANNING PERMISSION CODE NUMBER CW8/0315/149 APPLICANT: STANTON RECYCLING (CODE NO: CW8/0315/148 AND CW8/0315/149)** The applications related to the same waste management facility in Ilkeston and were to remove the need for compliance with a single condition of an existing planning permission. The first application related to working hours and the second application was to allow the height of the external stockpiles of green waste to increase. Details of the applications were contained in the report of the Strategic Director for Economy, Transport and Environment, together with comments received from consultees and following publicity.

The applications had been considered in accordance with Section 38(6) of the Planning and Compulsory Purchase Act 2004. It was noted that the principle of the development had previously been established. The key issues to be considered were the extent (if any) which working hours could be increased whilst remaining acceptable in environmental terms; the extent to which (if any) the heights of the stacks of green waste would have a significant impact on the amenity of this area; and the impact on the Stanton Regeneration Project. These issues were examined in the report.

The Strategic Director did not consider that the permitted proposed extension in indoors working hours or the proposed increase in maximum height of the waste stacks at the site would result in any visually intrusion, environmental harm or detriment. In the case of application (a), Code No. CW8/0315/148, the new condition for working hours which was proposed under the recommendation would allow the indoors working hours to extend to cover the times proposed by the applicant for a three year period. The three year limit was considered to be appropriate as it would prevent the extended hours from continuing for longer, unless a permission was granted in a further application to the Authority. He recommended that new planning permissions be issued which would update the existing conditions on the previous permissions.

The Strategic Director also commented that the site was close to the area allocated in the Erewash Core Strategy for the Stanton Regeneration Project, but he did not consider that these applications would be detrimental to the future of this development with the controls that would be imposed on this site.

Councillor J Frudd, local member, attended the meeting and expressed his support for the application.

Councillor Pringle, Trowell Parish Council, expressed his Council's concern at the movement of heavy vehicles through Trowell and odours from the site.

The applicant clarified their intentions with regard to working hours and action taken in response to complaints about odour.

RESOLVED (1) to authorise the grant of planning permission in respect of Application Code No. CW8/0315/148, subject to conditions substantially similar to the draft conditions set out under Schedule A in the report of the Strategic Director for Economy, Transport and Environment; and

(2) to authorise the grant of planning permission in respect of Application Code No. CW8/0315/149, subject to conditions substantially similar to the draft conditions set out under Schedule B in the report of the Strategic Director for Economy, Transport and Environment.

**39/15 PROPOSED INSTALLATION OF BALL PLAY
EQUIPMENT AND BALL CATCH FENCING AT LITTLE EATON
PRIMARY SCHOOL, ALFRETON ROAD, LITTLE EATON APPLICANT:
DERBYSHIRE COUNTY COUNCIL (CODE NO: CD8/0415/5)**

The application proposed the installation of two metal net and hoop structures with backboards, each with two attached 'L' shaped end walls, in the playground at Little Eaton Primary School. The hoops would be positioned towards the northern end of the playground, with one located adjacent to the school building and the other at the boundary with a property on Highfield Road. Both would measure 2 metres wide and 3.6 metres high. It was also proposed to provide a ball catch fence or net which would be approximately 11 metres in length and would be positioned on top of the existing boundary wall, to the rear of a property on Highfield Road, giving an overall height of approximately 4 metres. Details of consultation responses and following publicity were given in the report of the Strategic Director for Economy, Transport and Environment.

The application had been considered in accordance with Section 38(6) of the Planning and Compulsory Purchase Act 2004. Other material considerations had been taken in to account, including the National Planning Policy Framework. The key planning considerations were the need for the development and the design and visual impact, which were examined in the report.

RESOLVED that planning permission be granted, subject to the conditions contained within the report of the Strategic Director for Economy, Transport and Environment.

**40/15 SUBMISSION OF DETAILS UNDER CONDITIONS 9
(SCHEME OF IMPROVEMENTS TO HARDYBARN LANE) (SM2699)
AND 10 (GREAT CRESTED NEWT SURVEY) (SM2700) OF PLANNING
PERMISSION CM1/0309/240 AT TUNSTEAD QUARRY, BUXTON
APPLICANT: LAFARGE TARMAC LIMITED (CODE NO: CM1/0309/240)**

This item was withdrawn.

41/15 CURRENT ENFORCEMENT ACTION RESOLVED to receive the report on current Enforcement Action.

42/15 OUTSTANDING APPLICATIONS RESOLVED to receive the list on decisions outstanding on 13 July 2015 relating to EIA applications

outstanding for more than sixteen weeks, major applications outstanding for more than thirteen weeks and minor applications outstanding for more than eight weeks.

43/15 CURRENT APPEALS/CALLED-IN APPLICATIONS
RESOLVED to note the report on current appeals/called-in applications relating to County matters.

44/15 DEVELOPMENT MANAGEMENT MONTHLY
PERFORMANCE MANAGEMENT STATISTICS **RESOLVED** to receive the Planning Services Development Management Monthly Performance Management Statistics for June 2015.

45/15 MATTERS DETERMINED BY THE STRATEGIC
DIRECTOR FOR ECONOMY, TRANSPORT AND ENVIRONMENT UNDER
DELEGATED POWERS **RESOLVED** to note that the following applications had been approved by the Strategic Director for Economy, Transport and Environment under delegated powers on:-

(a) 11 June 2015

- 1 Proposed Rebuilding of Shipley Hall Shelter at Shipley Country Park, Slack Lane, Heanor
Applicant: Derbyshire County Council
Planning Application Code No: CD6/0415/6
- 2 Delegated Decision on Schemes Required by Planning Conditions:
 - SM2745

(b) 18 June 2015

- 1 Delegated Decision on Schemes Required by Planning Conditions:
 - SD2693
 - SD2680
 - SD2681
 - SW2732
 - SW2723
 - SW2724
 - SM2744
 - SM2690
 - SW2655

(c) 25 June 2015

- 1 Section 73 Application to Not Comply with Conditions (Condition 3 (Approved Details), Condition 7 (Access), Condition 29 (Sequence of Extraction), Conditions 32, 34, 35 (Soil Handling), and Conditions 44, 45, 47, 48 (Landscaping, Restoration and Aftercare), of Planning

Permission Code Number CM8/0307/184 at Trent Farm Sand and Gravel Quarry, Pasture Lane, Long Eaton
Applicant: Cemex UK Operations Limited- Planning Application Code No: CM8/0215/139

2 Delegated Decision on Schemes Required by Planning Conditions:

- SD2752
- SD2754
- SW2742
- SW2743
- SW2725
- SW2726
- SW2727
- SM2734
- SM2735
- SM2736

(d) 2 July 2015

- 1 Application for Permission for Demolition of Building, Construction of a New Building, Together with External Material Handling Bays for Use as a Waste Transfer Station, Erection of Portable Buildings for Use as Office and Storage Facilities, and for Use of Part of the Site for General Industrial Use, including a Vehicle Repair Workshop, unit 35, M1 Commerce Park, Markham Lane, Markham Vale, Chesterfield
Applicant: C.P. Environmental Ltd
Planning Application Code No: CW2/0215/144

- 2 Proposed Replacement of Existing Cladding and Single Glazed Windows and Doors, with Double Glazed Units at Northfield Junior School, Falcon Road, Dronfield
Applicant: Derbyshire County Council
Planning Application Code No: CD4/0515/15

- 3 Erection of a Free-Standing Steel Adventure Tower Infant Play Equipment at Riddings Infant School, West Street, Riddings, Alfreton
Applicant: Derbyshire County Council
Planning Application Code No: CD6/0515/16

- 4 Delegated Decision on Schemes Required by Planning Conditions:
- SM2702

(e) 9 July 2015

- 1 Proposed Replacement of Windows, Doors and Cladding at Parkside Community Junior School, Cokayne Avenue, Ashbourne

Applicant: Derbyshire County Council
Planning Application Code No: CD3/0515/18

- 2 Proposed Erection of a Timber Nature Hut and Two Metal Storage Sheds at All Saints C of E Voluntary Controlled Junior School, Hurds Hollow, Matlock
Applicant: Derbyshire County Council
Planning Application Code No: CD3/0515/22
- 3 Erection of Proposed Sport England Playground Equipment at Mapperley C of E Voluntary Controlled Primary School, Lodge Row, Mapperley, Ilkeston
Applicant: Derbyshire County Council
Planning Application Code No: CD6/0515/17
- 4 Proposed Installation of Play Equipment at Marlpool Infants School, Prospect Road, Marlpool, Heanor
Applicant: Derbyshire County Council
Planning Application Code No: CD6/0515/20
- 5 Delegated Decision on Schemes Required by Planning Conditions:
 - SD2692
 - SD2722
 - SD2739

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