

MINUTES of a meeting of the **REGULATORY – PLANNING COMMITTEE** held at County Hall, Matlock on 11 November 2013.

PRESENT

Councillor J Innes (in the Chair)

Councillors M Ford, R L Hosker, R Mihaly, R A Parkinson, P Smith, T Southerd, J Twigg and B Wright.

Apologies for absence were received from Councillor Julie Hill.

No Declarations of Interest were received.

No Significant Lobbying had been received.

80/13 **PETITION RESOLVED** that (1) the petition listed below be received and noted:-

<u>LOCATION/SUBJECT</u>	<u>SIGNATURES</u>	<u>LOCAL MEMBER</u>
Unit 6, Belfield Street, Ilkeston – Objection of Change of Use from B1 and B8 to a Vehicle Depolluting Unit Code NO CW8/0813/86	27	Councillor G Birkin

(2) the Acting Strategic Director – Environmental Services be asked to investigate the matters raised as part of the planning considerations.

81/13 **MINUTES RESOLVED** to confirm the non-exempt Minutes of 14 October 2013.

82/13 **PROPOSED CONSTRUCTION OF AN ADDITIONAL BUILDING TO HOUSE A WASTE RECYCLING FACILITY WITHIN AN ESTABLISHED INDUSTRIAL ESTATE ON LAND AT ROBERTS YARD, CROMPTON ROAD, QUARRY HILL INDUSTRIAL ESTATE, ILKESTON (CODE NO: CW8/0813/81)** Details of the proposal were contained within the report of the Acting Strategic Director - Environmental Services, together with comments received from consultees and following publicity. One letter of representation had been received objecting to the proposal which raised the issues of foul smells coming from the site, discharge of fungal spores and toxic aerosols, increase in noise and traffic, lack of control by the

environmental authorities, and the site's proximity to the Erewash Canal and Erewash Way. These issues were addressed in the planning considerations section of the report. A later email from the same individual was also reported and also a further submission from the applicant seeking relaxation of the proposed condition relating to hours of working to allow Sunday working in emergencies.

Slides showing the location of the site, proximity of housing and various views of the site were shown to the Committee. The application had been considered in accordance with Section 38(6) of the Planning and Compulsory Purchase Act 2004 and other material considerations had been taken into account. The key issues relating to the proposal were the impact of the proposed works on the amenity of the area, in particular visual impact, noise, odour and dust emissions to air; the appropriateness of the facility and its compatibility within the industrial estate; and hours of operation, and these were examined in the report.

The Acting Strategic Director considered that the proposed new structures would improve the overall management of waste at the facility and its use would not conflict with the existing uses of the adjoining industrial units. He commented that the relevant development plan and Government policy was guided by the 'waste hierarchy' and in this case the proposal achieved the identified key policy objectives. With regards to the request for relaxation of the working hours condition, the Acting Strategic Director's representative commented that the proposed condition should not be amended and that any request for Sunday working should be considered if/when required and that if working on Sundays became a regular necessity this could be reconsidered.

RESOLVED that planning permission be granted, subject to the imposition of conditions as contained within the report of the Acting Strategic Director - Environmental Services, with Condition 15 being amended to read as follows –

- 15) Notwithstanding the requirement of other conditions, areas on the application site and outside the building where vehicular activity takes place must be **surfaced** with a solid bound material and be well maintained and appropriate dust suppression methods, such as the use of water bowsers and /or hosepipes, applied.

83/13 PROPOSED FACILITY FOR THE STORAGE AND TREATMENT OF GREEN WASTE WITHIN THE RECYCLING AREA, AS PREVIOUSLY APPROVED IN PERMISSION CW1/0110/190 AT BIRCH VALE QUARRY, BIRCH VALE, NEW MILLS (CODE NO: CW1/0512/15) This application was withdrawn by the applicant. Members noted that the Officer's Recommendation had been for refusal of the application.

84/13 **CURRENT ENFORCEMENT ACTION RESOLVED** to receive the report on Current Enforcement Action.

85/13 **OUTSTANDING APPLICATIONS RESOLVED** to receive the list on decisions outstanding on 11 November 2013 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.

86/13 **CURRENT APPEALS/CALLED-IN APPLICATIONS RESOLVED** to note the report on current appeals/called-in applications relating to County matters.

87/13 **DEVELOPMENT MANAGEMENT PERFORMANCE MONITORING RESOLVED** to receive the Planning Services Development Management Monthly Performance Management Statistics for October 2013.

88/13 **MATTERS DETERMINED BY THE ACTING STRATEGIC DIRECTOR – ENVIRONMENTAL SERVICES UNDER THE DELEGATED POWERS RESOLVED** to note that the following applications had been approved by the Acting Strategic Director - Environmental Services under the Delegated Powers on:-

(a) 17 October 2013

1 Delegation Decisions on Schemes Required by Planning Conditions:

- SW2469
- SW2470

(b) 24 October 2013

- 1 Retrospective Planning Application for a Building Extension at Bridge Waste Limited, Unit 11, Pye Bridge Industrial Estate, Alfreton
Applicant: Bridge Waste Limited
Planning Application Code No: CW6/0913/91
- 2 Proposal to Install an External Detached Store Room and a Polytunnel at Sawley Junior School, Wilmot Street, Sawley, Long Eaton
Applicant: Derbyshire County Council
Planning Application Code No: CD8/0913/94
- 3 Application for a Non-Material Amendment (to Add a Planning Condition to the Extant Permission Code Number CW4/0609/77 which Lists the

Approved Planning Drawings) at the Arkwright Opencast Colliery,
Deepsick Lane, Arkwright
Applicant: SITA UK
Planning Application Code No: NMA/1013/20

4 Delegation Decisions on Schemes Required by Planning Conditions:

- SM1007
- SM2318
- SD2472
- SD2473
- SD2474
- SD2475
- SD2476
- SW2410

(c) 31 October 2013

1 Delegation Decisions on Schemes Required by Planning Conditions:

- SD2482
- SD2483

(d) 7 November 2013

1 Proposed Installation of New Cladding, Replacement of Windows and
Installation of Two Fire Doors at Calow C of E Voluntary Controlled
Primary School, North Road, Calow
Applicant: Derbyshire County Council
Planning Application Code No: CD4/0913/92

2 Delegation Decisions on Schemes Required by Planning Conditions:

- SM2471