

PUBLIC

**MINUTES** of a meeting of **REGULATORY - PLANNING COMMITTEE** held on Monday, 7 February 2022 at The Council Chamber, County Hall, Matlock, DE4 3AG.

**PRESENT**

Councillor M Ford (in the Chair)

Councillors R Ashton, A Griffiths, L Grooby, R Mihaly, D Murphy, R Parkinson, M Yates, P Niblock and D Wilson.

**9/22 DECLARATIONS OF INTEREST**

None.

**10/22 DECLARATIONS OF SIGNIFICANT LOBBYING**

None.

**11/22 PETITIONS**

None.

**12/22 MINUTES**

In reference to Proposed Diversion of Public Footpath No 39 (Part) – Parish of Barlow (Minute 36/21 refers) the officer managing the Rights of Way Team in Place reported that it had looked into the issue of the inclusion in the proposed diversion of the steps. He was satisfied that steps were required to assist pedestrians over a change in levels on the route, between points A and C as depicted on the plan to the previous committee report. A ramp at this location designed to current standards would be impractical and an intrusion into the rural landscape. As there were already several limitations (step & wall stiles) on the existing footpath towards Barlow, steps at this location were acceptable

**RESOLVED** To confirm the non-exempt minutes of the meeting of the Regulatory - Planning Committee held on 10 January 2022.

**13/22 THE INSTALLATION OF AN ANAEROBIC DIGESTION (AD) PLANT AND ASSOCIATED BUILDINGS, PLANT AND MACHINERY (RETROSPECTIVE) AT STANTON RECYCLING, THE OLD IRONWORKS, CROMPTON ROAD, ILKESTON, DE7 4BG, APPLICANT: STANTON ENERGY LTD CODE NO: CW8/0721/16**

An application had been received from Stanton Energy Ltd which sought planning permission for the installation of an anaerobic digestion (AD) plant and permission for the associated buildings, plant and machinery at the existing Stanton Recycling waste management facility in Ilkeston. A report on the application by the Executive Director for Place had been published with the agenda, which included details of the consultation process, publicity, objections, observations, comments received, and commentary on the planning considerations.

The report explained that the application sought permission to increase the site area by a marginal 0.027ha and an amended site layout. The application did not seek to increase throughput or number of vehicle movements over those already authorised by permission for the existing Stanton Recycling facility or exceed its permitted hours of operation. The development described in the application had been commenced after the date of its submission and the construction operations were considered to be substantially completed. The Executive Director was satisfied that the development would assist in moving waste up the waste hierarchy, divert waste from landfill, and would provide useful by-products of bio-gas and the solid fraction of the digestate, to be used as a soil conditioner on local farms. The principle of the development had been established through the grant of planning permission for a similar AD facility under application code no. CW8/0819/41. Potential impacts of the development proposed included noise, odour and dust, flood risk, design, ecology, traffic and heritage, and cumulative impacts. The Executive Director considered that these were acceptable, or could be mitigated satisfactorily, and that the development was in accordance with national and local planning policy. It was recommended therefore that the Committee authorised a grant of permission subject to a set of conditions.

Prior to the Committee discussion of the application the Development Management Team Leader provided an oral summary of the main aspects of the development, including a presentation of slides showing plans and views of the site.

Members in discussion referred to and asked questions on some potential impacts of the development that were mentioned in the report. which were duly responded to by the Team Leader. The discussion did not raise any relevant planning considerations that were not addressed by the report.

**RESOLVED** that planning permission be granted subject to conditions substantially similar to the draft conditions contained in the Executive Director's report.

**14/22 CURRENT ENFORCEMENT ACTION**

**RESOLVED** to receive the report on current enforcement action.

**15/22 OUTSTANDING APPLICATION LIST**

**RESOLVED** to receive the list on decisions outstanding on 27 January 2022 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.

**16/22 CURRENT APPEALS/CALLED IN APPLICATIONS**

**RESOLVED** to note that the following appeal has been lodged with the Planning Inspectorate:

Appeal Reference APP/U1050/C/20/3257919  
Land at Lady Lea Road, Horsley, Ilkeston  
Appeal against Enforcement Notice Issues on 16 July 2020  
Appeal Start Date – 8 September 2020.

**17/22 MATTERS DETERMINED BY THE EXECUTIVE DIRECTOR -  
ECONOMY, TRANSPORT AND ENVIRONMENT UNDER DELEGATED  
POWERS**

**RESOLVED** to note the applications that had been approved by the Executive Director – Place under delegated powers as detailed in the report.

The meeting finished at 11.00 am