

MINUTES of a meeting of the **REGULATORY – PLANNING COMMITTEE** held at County Hall, Matlock on 6 September 2021.

PRESENT

Councillor M Ford (in the Chair)

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

Apologies for absence were submitted on behalf of Councillor M Yates.

35/21 **MINUTES RESOLVED** that the minutes of the meeting of the Committee held on 21 June 2021 be confirmed as a correct record.

36/21 **MATTERS ARISING** Section 119 of the Highways Act 1980: Proposed Diversion of Public Footpath No 39 (Part) – Parish of Barlow. (Minute 28/21 refers) Councillor Mihaly asked whether clarification had yet been received that officers had been satisfied that the diversion would not impede accessibility over the footpath by people with disabilities. The Head of Planning Services had contacted colleagues in Rights of Way to provide an answer to this but to date an answer had not been received. A reminder would be sent with a view to a response being made available to the next meeting

37/21 **NEW SECURITY FENCING AROUND THE PERIMETER OF THE SCHOOL DETACHED PLAYING FIELD AT HASLAND JUNIOR SCHOOL, THE GREEN, HASLAND, CHESTERFIELD APPLICANT: DERBYSHIRE COUNTY COUNCIL. CODE NO: CD4/0521/5** An application had been received from Derbyshire County Council which sought planning permission for the erection of 380 linear metres of 2.4 metres high black security fencing and gates at the Hasland Junior School around a detached playing field.

The Executive Director had provided a detailed report published with the agenda, which included details of the application together with comments received from consultees and following publicity, and commentary on planning considerations, leading to a recommendation for authorising a grant of permission subject to a set of conditions, detailed in the Executive Director's report.

In conclusion the Team Leader Development Management commented that there was a clear need for the development at the school to improve the security of

the detached school playing field. The site was, however, located in the Green Belt and the proposed fence, as a structure, would affect its openness (albeit to a limited extent) and would therefore be inappropriate development within the Green Belt according to the NPPF and a departure from the current Local Plan Green Belt policy. She was, however, satisfied that the applicant had effectively demonstrated that very special circumstances existed, as was required for granting permission for such a type of development in accordance with the NPPF.

She did not consider that the proposed development would cause any other adverse impacts and was satisfied, therefore, that the proposal, would not conflict with the NPPF, or with the policies of the development plan other than as described in the report, in respect of policy GS2. The application was therefore recommended for approval, subject to the conditions set out in the report.

Members were given the opportunity to make comments and ask questions which were duly answered or noted by officers.

RESOLVED that planning permission be granted subject to the conditions listed in the Executive Director’s report.

38/21 **CURRENT ENFORCEMENT ACTION RESOLVED** to receive the report on current enforcement action.

39/21 **OUTSTANDING APPLICATION LIST RESOLVED** to receive the list on decisions outstanding on 24 August 2021 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.

40/21 **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

41/21 **MATTERS DETERMINED BY THE EXECUTIVE DIRECTOR ECONOMY, TRANSPORT AND ENVIRONMENT UNDER DELEGATED POWERS** **RESOLVED** to note that the following applications had been approved by the Executive Director – Place under delegated powers on:

Date	Reports
11/06/2021	Applicant: Rainbow Waste Management Limited Planning Application Code No: CW9/1220/44

	The Consolidation of Existing Planning Permissions to Continue the Use and Operation of the Site as a Waste Recycling/Waste Transfer Facility; the Retrospective Regularisation of the Installation and Use of a Wood Fuelled Biomass Boiler and Alterations to the External Site Layout at the Existing Rainbow Waste Management Waste Recycling Facility
11/06/2021	Delegation Decisions on Schemes Required by Planning Conditions: CHA/1156/23 Hindlow Quarry SM3561: Outdoor Lighting Scheme Amendment R1/0913/27 Tunstead Quarry SM3559: Archaeological Written Scheme of Investigation SM3555: Restoration and Aftercare Report R1/1197/11 Tunstead Quarry SM3560: Archaeological Written Scheme of Investigation SM3553: Restoration and Aftercare Report SM3557: Restoration and Aftercare Report
17/06/2021	Applicant: Derbyshire County Council Planning Application Code No: CD6/0221/51 Provision of New Single Classroom Block with Toilets using Modern Methods of Construction at Kilburn Junior School, The Flat, Kilburn, Belper DE56 0LA
17/06/2021	Delegation Decisions on Schemes Required by Planning Conditions: R1/1197/11 Tunstead Quarry SM3554: Annual Badger Survey SM3558: Annual Badger Survey R1/0913/27 Tunstead Quarry SM3556: Annual Badger Survey
24/06/2021	Applicant: Derbyshire County Council Planning Application Code No: CD6/0421/2 Erection of 2.4 Metres High x 3 Metres Wide Black Weldmesh Steel Fencing in Place of Existing Black Painted Steel Handrail, Adjacent to the North-Eastern Entrance to Parkwood Day Centre, Alfreton Park, Alfreton DE55 7AL
01/07/2021	Delegation Decisions on Schemes Required by Planning Conditions: R1/1197/11 Tunstead Quarry SM3562: Peregrine Falcon Survey SM3564: Peregrine Falcon Survey R1/0913/27 Tunstead Quarry SM3563: Peregrine Falcon Survey CW9/0420/7 Former Drakelow C Power Station SW3565: Submission of Study SW3566: Submission of Proposed External Finish Materials SW3567: Submission of Site Boundary Details
07/07/2021	Applicant: CEMEX UK Ltd Planning Application Code No: NMA/0621/76

	Proposed Non-Material Amendment to Planning Permission CM9/1111/111 not to Comply with Conditions 17 (Restoration), 18, 19 and 20 (Landscaping) of the Scheme of Conditions for Planning Permission Code No REP/1166/18 at Stretton Land, Willington Quarry, Castleway Lane, Egginton
13/07/2021	Delegation Decisions on Schemes Required by Planning Conditions: CD1/0420/5 Glossopdale School SD3528: Surface Water Drainage System CD9/0520/8 Roundabout Spur, Occupation Lane, Woodville SD3467: Detailed Highways Design
22/07/2021	Applicant: Brackenfield Special School Planning Application Code No: CD8/0621/11 Proposed Temporary Classroom Unit, Brackenfield Special School, Bracken Road, Long Eaton, NG10 4DA
22/07/2021	Delegated Decisions on Schemes Required by Planning Conditions: CW9/0420/7 Former Drakelow C Power Station SW3568: Submission of External Lighting Schemes SW3570: Submission of Construction Layout Details.
29/07/2021	Delegated Decisions on Schemes Required by Planning Conditions: CD3/1219/65 Highfields School, Upper Lumsdale, Matlock SD3573: Parking Management Plan CW9/0420/7 Former Drakelow C Power Station SW3571: Remediation Strategy Verification Report.
06/08/2021	Applicant: Suez Recycling and Recovery UK Ltd Planning Application Code No: CW1/0521/4 Development of a Re-use Area at Waterswallows Household Waste Recycling Centre, Waterswallows Industrial Estate, Buxton
06/08/2021	Applicant: Cemex UK Operations Ltd Planning Application Code Nos: CM9/0620/19 and CM9/0620/20 Proposed Development at Willington Quarry, Castleway Lane, Egginton: 1) Extension to Willington Quarry to Extract 880,000 tonnes of Sand and Gravel with Restoration to Wetland and Grassland 2) Section 73 Application to not Comply with Conditions 2, 3, 51 and 52.
06/08/2021	Applicant: The Coal Authority Submission No: PD17/6/83 Request for Council's Prior Approval for the Erection on a Mine Gas Ventilation Stack, 8 Garnett Avenue, Heanor
06/08/2021	Delegated Decisions on Schemes Required by Planning Conditions: CD3/1219/65 Highfields School, Upper Lumsdale, Matlock SD3581: Travel Plan
10/08/2021	Applicant: Derbyshire County Council

	<p>Planning Application Code No: CD6/0621/10 Increase the Height of Existing Fencing Surrounding the MUGA from 3 Metres to 5 Metres at Swanwick School and Sports College, Hayes Lane, Swanwick</p>
18/08/2021	<p>Delegated Decisions on Schemes Required by Planning Conditions: CW9/0420/7 Former Drakelow C Power Station SW3569: Landscaping Scheme</p>

42/21 **DEPARTMENTAL MANAGEMENT PERFORMANCE MONITORING RESOLVED** to receive the Planning Services Development Management Performance Management Statistics for 1 April 2021 to 30 June 2021.