

ITEM 4

Time commenced - 6.00 pm

Time finished - 7.30 pm

PLANNING CONTROL COMMITTEE 20 JULY 2006

Present: Councillor Baxter – Chair
Councillors Bolton, Care, Carr, Chera, S Khan, Poulter,
Richards, Samra, Travis, Wynn.

Councillor Baxter on behalf of the Committee Members and officers thanked Mike Kaye – Assistant Director of Regeneration and Pat Ethelston – Assistant Director of Highways and Transport for their hard work over the years and wished them an enjoyable retirement.

19/06 Apologies for Absence

Apologies for absence were received from Councillor Khan.

20/06 Late Items Introduced by the Chair

There were no late items.

21/06 Declarations of Interest

There were no declarations of interest.

22/06 Minutes of the Meeting held on 22 June 2006

The minutes of the meeting held on 22 June 2006 were approved as a correct record and signed by the Chair.

23/06 Minutes of the Meeting of the Conservation Area Advisory Committee held on 18 May 2006

**Resolved to receive the minutes of the Conservation Area Advisory
Committee meeting held on 18 May 2006.**

24/06 Enforcement Action: Monthly Update

A report of the Assistant Director – Regeneration was considered giving details of enforcement action authorised in the last year.

Resolved to note the report.

25/06 Applications dealt with under Buildings
Regulations and Associated Legislation

Resolved to note the report of the Assistant Director – Regeneration setting out the summary of applications determined under Building Regulations and Associated Legislation during the period of 1 June 2006 and 31 June 2006.

26/06 Development Control Performance Quarter
January – March 2006

A report of the Assistant Director – Regeneration was considered which set out statistical information from the office of the Deputy Prime Minister on planning Applications and decisions relating to Derby for the period January – March 2006.

Resolved to note the report.

27/06 Site Visit: Land East of 37 Crompton Street,
DER/406/691

A report of the Assistant Director – Regeneration was considered which outlined the details of the Committee site visit of the Land East of 37 Crompton Street on 19 June 2006, and listed the members who attended.

Resolved to note the report.

28/06 Tree Preservation Order 2006 No 449 – (17 –
29 Penny Long Lane)

A report of the Assistant Director – Regeneration was considered which sought approval for the confirmation of Tree Preservation Order 2006 Number 449.

Resolved to confirm the Tree Preservation Order 2005 Number 449 (17 – 29 Penny Long Lane).

29/06 Tree Preservation Order 2006 No 456 (Royal
School for the Deaf, Ashbourne Road)

A report of the Assistant Director – Regeneration was considered which sought approval for the confirmation of Tree Preservation Order 2006 Number 456.

Resolved to confirm the Tree Preservation Order 2005 Number 456 (Royal School for the Deaf, Ashbourne Road)

30/06 Planning and Advertisement Applications

Resolved to note the applications for Planning Permission determined by the Assistant Director – Regeneration under delegated powers and detailed in Section E (Delegated) of the report and the applications detailed in Section B1 of the report be dealt with in accordance with the Assistant Director – Regeneration's, recommendations or as determined by the Committee as follows:

a) Applications Recommended for Approval or that no objections be raised by the Council subject to any conditions set out in the report and

b) Applications determined by the Committee

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| 1. | DER/406/596 | Erection of Security fence and change of use from public open space to community centre use. Chellaston Community centre, Barle Croft, Chellaston. |
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Councillor Ingall on behalf of his constituents addressed the Committee.

Resolved to grant planning permission with conditions as set out in the report.

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| 2. | DER/206/244 | Erection of 147 dwelling houses, garages and formation of public open space and ancillary works. Site of the former Baseball ground and adjoining land, Shaftesbury Crescent. |
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Mr Yarwood in objection to the application and Mr Rice on behalf of the applicant addressed the Committee.

Resolved to defer the application so that further information can be obtained regarding the level of noise and affordable housing.

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| 3. | DER/506/775 | Erection of 16 apartments and one dwelling house. Site of 60 Shardlow Road, Alvaston. |
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Mr Pearson and Councillor Leeming in objection to the application addressed the Committee.

Resolved:

- 1. to authorise the Assistant Director – Regeneration to negotiate the terms of the Section 106 Agreement to provide public open space provision, two mobility units and highway contributions, and to authorise the Director of Corporate and Adult Social Services to enter into such an agreement.**

2. to authorise the Assistant Director – Regeneration to grant planning permission on the conclusion of the above agreement with conditions set out in the report, with additional conditions regarding cycle and wheelchair storage, and 25 per cent more parking if practicable. Should the Section 106 Agreement be not concluded within the application's life the Assistant Director – Regeneration to give consideration in consultation with the Chair, to refusal of the application.

Resolved to grant planning permission on the receipt of an amended plan with revised conditions as set out in the report and to remind the applicant of any outstanding conditions on the outline permission.

Resolved to note the report that the application would be brought back to a future meeting of this Committee.

Resolved:

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| 7. | DER/31005/1736 | Residential development (one bungalow).
Land at 139 Whittaker Road. |
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31/06 Enforcement

Land to the rear of 32 Friar Gate.

Resolved:

1. **to commence enforcement action, subject to the Director of Corporate and Adult Social Services bring satisfied with the evidence.**
2. **to impose a two year deadline for compliance with the Enforcement Notice.**

32/06 Appeals

Code No	Proposal	Location	Decision
DER/1005/1729	Erection of two dwelling houses	Land at 49 Markeaton Street	Allowed
DER/605/972	Erection of double garage	137 Allestree Lane, Allestree	Dismissed

33/06 Consideration of Major Site Visits.

Resolved that the Committee did not wish to make any major site visits.

MINUTES END