

Time commenced – 6.00pm

Time finished – 8.10pm

PLANNING CONTROL COMMITTEE 21 FEBRUARY 2008

Present: Councillor Wood – Chair
Councillors Ahern, Banwait, Baxter, Bolton, Care, Carr, S Khan
and Willoughby

125/07 Apologies for Absence

An apology for absence was received from Councillor R Khan.

126/07 Late Items Introduced by the Chair

There were no late items.

127/07 Declarations of Interest

DER08/07/01667, Buildings to the rear of 110-122 Porter Road: All Members of the Committee declared an interest as the applicant was a current Derby City Councillor. Councillors Wood and Willoughby declared a personal and prejudicial interest as the applicant was a Member of their political group. Councillor Carr declared a personal and prejudicial interest as the applicant was known to him. Councillor S Khan declared a personal and prejudicial interest as the applicant was an ex colleague and acquaintance.

Councillors Bolton, Ahern, Banwait, Baxter and Care declared a personal interest in application DER/08/07/01667. Councillors Wood, Willoughby, Carr and S Khan agreed to leave the Council Chamber for the duration of the item.

Councillor Willoughby declared a personal and prejudicial interest in item DER11/07/02137, 2 Holmes Street, as he attended the Church that was applying. He agreed to leave the Council Chamber for the duration of the item.

128/07 Minutes of the Meeting held on 17 January 2008

The minutes of the meeting held on 17 January were agreed as a correct record and signed by the Chair with the following amendment:

108/07: The following text was deleted from the first paragraph “with the following addition to the narrative of Minute 92/07”. The second paragraph was deleted in its entirety.

129/07 Minutes of the Meeting of the Conservation Area Advisory Committee on 10 January 2008

Resolved to receive the minutes of the Conservation Area Advisory Committee held on 10 January 2008.

130/07 Enforcement Report: 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.

131/07 Applications dealt with under Building 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 January 2008 to 31 January 2008.

132/07 Consultation on Local Planning Requirements

The Committee considered a report from the Assistant Director – Regeneration detailing the comments received in the consultation process on the proposed local validation requirements and the responses of the Assistant Director – Regeneration and the Assistant Director – Highways and Transport.

Resolved to adopt the local validation requirements for a period of three years with clarifications set out in the report.

133/07 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

1. DER/08/07/01667

Alteration and conversion of mill to form six flats, including undercroft parking, buildings to the rear of 110-122 Porter Road.

Having declared a personal and prejudicial interest, Councillors Wood, Willoughby, Carr and S Khan left the Chamber for the duration of this item. Councillor Bolton was appointed Chair for this item.

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

2. DER/10/07/02033

Illumination of illuminated fascia sign, 432 Kedleston Road.

Councillor Hickson in objection to the proposal addressed the Committee.

Resolved to grant planning permission with conditions set out in the report, with an additional condition that the sign be switched off from the time when the last customers are admitted until dawn.

3. DER/06/07/1054

Erection of dwelling house, land north side of Highfield, Orchard Street, Mickleover.

Resolved to grant planning permission with conditions set out in the report, subject to Chair and Vice Chair being consulted in respect of any representations received by the end of the publicity period.

4. DER/11/07/02137

Change of use from dwelling (Use Class C3) to offices (Use Class B1), 2 Holmes Street.

Having declared a personal and prejudicial interest, Councillor Willoughby left the Chamber for the duration of this item.

Resolved to grant planning permission with a condition set out in the report.

5. DER/12/07/02351

Amendments to planning permission – erection of 394 dwellings, relocated playing fields and public open space together with scout buildings and changing rooms (substitution of house types, amendment of road layout pursuant to planning permission code no. DER11/05/01874. Site of University of Derby, Mickleover Campus, off Western Road, Mickleover.

It was reported that a late objection had been received.

Resolved to grant planning permission with conditions set out in the

report with an additional condition regarding amended plans that had been received.

6. DER/10/07/01980 & DER10/07/01981
Erection of 74 apartments, offices (Use Class B1) and commercial uses (A1, A2, A3 and A4), associated basement car parking, alterations to vehicular access and conversion of Magistrates Court to form 51 apartments and residents' gym. Former Police Station and Magistrates Court, Full Street/Derwent Street.

Resolved to be minded to approve the proposal as resolved at the meeting of 17 January 2008.

7. DER/01/08/00001
Erection of 51 dwellings and a care home, with access road, 7-15 Kings Croft, Allestree.

A supplementary report of the Assistant Director – Regeneration with an amended recommendation was presented to the Committee. It was reported that 255 representations had been received at the cut-off point for objections of which 251 had been classed as objections. Mr Downes and Dr Smith in objection to the proposal addressed the Committee. Councillor Hickson in objection to the proposal addressed the Committee. Mr Taylor in support of the proposal addressed the Committee.

Resolved to consider the report and to give instructions in respect of the proposals, with a view to a further report being made to the meeting to be held on 13 March 2008.

8. DER10/07/01991
Removal of two Maple trees protected by Tree Preservation Order 1997 No. 6 (Breadsall Hill Top) from rear of 4 Porters Lane to transplant elsewhere (at rear of 5/7 Binscombe Lane). Land behind 4 Porters Lane, Oakwood.

Mrs Duckitt and Mr Nicholls in objection to the proposal addressed the Committee. Mr Upton in support of the proposal addressed the Committee.

Resolved to defer to the meeting to be held on 13 March 2008.

9. DER/01/08/00012
Erection of leisure, retail, (use classes A1, A2, A3, A4, D1 and D2), residential development (226 apartments), car parking, and coach station.

It was reported that three late objections had been received. It was reported that late representations from Derby Cityscape and the Police had also been received. Additional images of elevations submitted by the applicant were presented to the Committee. Following discussions with Derby Cityscape, an amended recommendation from the Assistant Director – Regeneration was put to the Committee.

Resolved to give the Assistant Director – Regeneration the authority to grant planning permission with conditions set out in the report, once aspects regarding satisfactory elevations - colours and materials had been negotiated and agreed.

134/07 Consideration of major application site visits

Resolved that no site visits would be required before the meeting on 13 March 2008.

MINUTES END