

Meeting	PLANNING AND LICENSING COMMITTEE
Date	Tuesday 30 September 2014 (commencing at 10.30 am)

membership

Persons absent are marked with `A`

COUNCILLORS

John Wilkinson (Chairman)
Sue Saddington (Vice-Chairman)

Roy Allan	A	Rachel Madden
Andrew Brown		Andy Sissons
Jim Creamer		Keith Walker
Sybil Fielding		Yvonne Woodhead
A Stan Heptinstall MBE		

OFFICERS IN ATTENDANCE

David Forster – Democratic Services Officer
Jerry Smith – Team Manager, Development Management
Sally Gill – Group Manager Planning
David Marsh – Major Projects Leader
Jonathan Smith – Principal Planning Officer
Sue Bearman – Solicitor

CHANGE IN MEMBERSHIP

The Clerk reported orally that Councillor Stan Heptinstall had been appointed to the Committee in place of Councillor Steve Calvert

MINUTES OF LAST MEETING HELD ON 15 JULY 2014

The minutes of the meeting held on 15 July 2014 having been circulated to all Members were taken as read and were confirmed and signed by the Chairman, subject to Councillor Andrew Brown's name being added to the list of members in place of Councillor Richard Butler.

APOLOGIES FOR ABSENCE

Apologies for absence were received from

Councillor Rachel Madden – on other county council business
Councillor Stan Heptinstall MBE – personal

DECLARATIONS OF INTERESTS BY MEMBERS AND OFFICERS

Councillor Sue Saddington declared a private non-pecuniary interest in agenda item 6 Erection of Three Storey Replacement School, The Newark Academy, London Road, New Balderton, Newark on the grounds she is a ward member for Newark. She also sits on the Planning committee for Newark and Sherwood District Council, but has not taken any part in discussions appertaining to the application.

DECLARATIONS OF LOBBYING OF MEMBERS

There were no declarations of Lobbying

APPROVED PREMISES FOR CIVIL CEREMONIES

Mr Fisher introduced the report

RESOLVED 2014/032

That the report be noted and that a report on approved premises for civil ceremonies be presented to Committee on an annual basis

CHANGE IN ORDER OF BUSINESS

The Chairman informed members that Agenda item 7 on the agenda Retrospective use of the site for Recycling of inert materials and construction of a 5 metre high sound attenuation wall, Wigwam Lane, Hucknall was withdrawn following further recent discussion with the applicant.

ERECTION OF THREE STOREY REPLACEMENT SCHOOL THE NEWARK ACADEMY LONDON ROAD NEW BALDERTON NEWARK

Mr Smith introduced the report and gave a slide presentation and highlighted issues regarding the new leisure centre approved by the District Council near to the site and the reprovision of sports facilities impacted by the proposals as part of wider aspirations to deliver a Sports Hub for Newark.

He also informed members that the financial implications should read

The unilateral undertaking would commit the County Council to provide a contribution capped in the sum of £1,000,000 towards the provision of a new athletics track and all-weather pitch at the Sports Hub. The contribution would be provided from The Schools Capital Programme, first reported to Full Council as part of the 2011/12 Budget Report in February 2011, and most recently approved as part of the 2014/15 Budget Report that went to Full Council on 27 February 2014.

In light of the above, committee were also appraised of the following revised Constitutional comments:

Planning & Licensing Committee is the appropriate body to consider the content of this report. For the avoidance of doubt, the statement of Financial Implications added to the report confirms that the County Council has made budget provision in respect of the proposed unilateral undertaking; this is not a matter for Planning & Licensing Committee to take into account and is for information only.

Mr Smith responded to questions as follows:-

- Paragraph 120-122 set out the issues surrounding the issue of bats and confirms that the 'tests' under the Habitats Regulations are all met.
- The school can only successfully implement a travel plan with the cooperation with parents.
- The issues around road safety were assessed by the County Council's Road Safety Team, dealt with within the report at paragraph 91- 94 and this will be monitored.

RESOLVED 2014/038

1. That planning permission be granted for the purposes of Regulation 3 of the Town and Country Planning General Regulations 1992 subject to a unilateral undertaking to provide a contribution capped in the sum of £1,000,000 towards the provision of a new athletics track and all-weather pitch at the Sports Hub to include:
 - a) the provision of a suitable temporary athletic facility on an area of land within The Newark Academy playing field boundaries;
 - b) the mechanism and timescale for the payment of the contribution towards the provision of a new athletics track and all-weather pitch at the Sports Hub; and
 - c) the provision of an all-weather pitch and athletics track on The Newark Academy Site, equivalent to existing facilities on The Newark Academy site, in the event that the provision of an all-weather pitch and/or athletics track at the Sports Hub is not commenced within six years of the date of the deed.

and subject to the conditions set out in Appendix 3 attached to the report.

DANESHILL LAKES LOCAL NATURE RESERVE DANESHILL ROAD NR LOUND RETFORD

Mr Smith introduced and took members through the report and gave a slide presentation. He informed members that there was an amendment to condition 4(c) as set out in the appendix attached to the report and it should read:-

"No more than two powered boats shall operate on the lake for the purpose of on water experience at any one time".

Mr Smith also clarified that, with reference to paragraph 38, the sailing club had confirmed that on-water experience trips for school children can take place whenever the club is operating but trips on days other than Wednesdays is rare. He also noted that the references to adult and junior members in paragraph 52 were in fact the total number of visits made to the lake for sailing last year whilst membership is generally between 60-80.

Following the opening remarks of Mr Smith, Mr Maurice Holmes, spoke in favour of the application on behalf of Daneshill Sailing Club highlighting the following :-

- Once it came to light that the club did not have the appropriate planning permission for this activity it was agreed with the County Council's Children Families and Cultural Services Department that this would be sought.
- There were no objections at the time of applying for the variation.
- The club does not want to change the nature of the site in anyway but do wish to continue giving on-water-experience.
- The club has no plans for expanding the size of the club or the number of boats involved in the trips.

Following Mr Holmes speech he responded to members questions as follows:-

- Anglers do use the lake whilst the boats are on the water and it is a bone of contention that they feel the club should not allow powered boats on the lakes.
- The sailing club operates under the Royal Yachting Associations strict guidelines on safety issues and therefore all passengers and sailors should wear a lifejacket at all times when on the water.

On a motion by the Chairman, seconded by the Vice Chairman it was:-

RESOLVED 2014/039

That planning permission be granted, subject to the conditions set out in Appendix 1 attached to the report with the amendment as set out above.

REQUEST FOR LOCAL ACTION GROUP TO MAKE A SPECIAL PRESENTATION IN CONNECTION WITH PROPOSALS FOR THE BILSTHORPE ENERGY CENTRE LAND AT BILSTHORPE BUSINESS PARK OFF EAKRING ROAD BILSTHORPE

RESOLVED 2014/040

That the Residents Against Gasification Experiment (RAGE) be allowed to make a special presentation at a future meeting when the Bilsthorpe Energy Centre is to be considered and that Peel Environment be given the same rights.

DEVELOPMENT MANAGEMENT PROGRESS REPORT

RESOLVED 2014/041

That the progress report and appendix be noted and that approval be given for Councillor Wilkinson and Councillor Creamer to attend a Politicians in Planning Association event on Planning and the Public Interest to be held at the University of Leicester. .

WORK PROGRAMME

RESOLVED 2014/042

That the Work Programme reported be noted

The meeting closed at 11.37 am.

CHAIRMAN