

PLANNING COMMITTEE

Monday, 23rd October, 2023

Present:-

Councillor Callan (Chair)

Councillors	B Bingham	Councillors	Falconer
	J Bingham		Miles
	Brady		Stone
	Brittain		Yates
	Davenport		

The following site visits took place immediately before the meeting and was attended by the following Members:

CHE/22/00692/RET – Retrospective application for ground works, provision of fencing and change of use on land to the North East of the Golf Driving Range, Whittington Road, Barrow Hill, Chesterfield.

Councillors J Bingham, Brady, Brittain, Callan, Davenport, Falconer, Miles, Stone and Yates.

CHE/23/00315/FUL - Detached 2 bedroom dwelling on land at 43-45 Whittington Hill, Old Whittington, Chesterfield for Mr M Boot.

Councillors J Bingham, Brady, Brittain, Callan, Davenport, Falconer, Miles, Stone and Yates.

CHE/23/00445/FUL - Placement of a container to be used as a bar on match days and perimeter fencing at SMH Group Stadium, 1866 Sheffield Road, Whittington Moor, Chesterfield, Derbyshire, S41 8NZ for Mr Santiago Garcia-Perez.

Councillors J Bingham, Brady, Brittain, Callan, Davenport, Falconer, Miles, Stone and Yates.

Councillor B Bingham was unable to attend on site and received relevant site information by other means as a reasonable adjustment.

*Matters dealt with under the Delegation Scheme

63 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Caulfield and Ridgway.

64 DECLARATIONS OF MEMBERS' AND OFFICERS' INTERESTS RELATING TO ITEMS ON THE AGENDA

CHE/23/00445/FUL - Placement of a container to be used as a bar on match days and perimeter fencing at SMH Group Stadium, 1866 Sheffield Road, Whittington Moor, chesterfield, Derbyshire, S41 8NZ for Mr Santiago Garcia-Perez.

Councillor Brady declared an interest in this item as Chesterfield FC Community Trust is one of the charities supported in his capacity as Mayor.

CHE/23/00315/FUL - Detached 2 bedroom dwelling on land at 43-45 Whittington Hill, Old Whittington, Chesterfield for Mr M Boot.

Paul Staniforth declared an interest in this item due to knowing a neighbour making representations on the proposal.

65 MINUTES OF PLANNING COMMITTEE

RESOLVED - That the Minutes of the meeting of the Planning Committee held on 2nd October, 2023 be signed by the Chair as a true record.

66 APPLICATIONS FOR PLANNING PERMISSION - PLANS DETERMINED BY THE COMMITTEE

*The Committee considered the under-mentioned applications in light of reports by the Group Leader, Development Management and resolved as follows:-

Councillor Brady declared an interest in this item and left the meeting at this point.

CHE/23/00445/FUL - Placement of a container to be used as a bar on match days and perimeter fencing at SMH Group Stadium, 1866 Sheffield

Road, Whittington Moor, Chesterfield, Derbyshire, S41 8NZ for Mr Santiago Garcia-Perez.

In accordance with Minute No. 299 (2001/2002) Mr Santiago Garcia-Perez (applicant) addressed the meeting.

***RESOLVED**

That the officer recommendation not be upheld and the application be approved subject to the following conditions:-

1. The development hereby approved is for a temporary period expiring on 31st May 2026. On or before that date the site shall have been cleared of the container and all equipment, materials and associated paraphernalia and restored to its former condition.
2. The development hereby approved shall only be carried out in full accordance with the approved plans and drawings with the exception of any specified conditions, pending listed building consent and approved non-material amendment:
 - Existing Site plan 7518-010 rev 01
 - Proposed Site Plan 7518-100 rev 03
 - Container bar details 7518-101 rev 02
 - Site Location Plan 7518-001 rev 01
3. Prior to the container bar becoming operational, a Management Plan shall be submitted to the Council for approval in writing. The Management Plan shall include detail and arrangements in place for when the container is not being used and concerning:
 - Tables/chairs
 - barriers
 - additional lighting
 - Waste management
 - Toilet facilities

Only the detail agreed in writing shall be implemented as part of the development.

Councillor Brady rejoined the meeting at this point.

Paul Staniforth declared an interest in this item and left the meeting at this point.

CHE/23/00315/FUL - Detached 2 bedroom dwelling on land at 43-45 Whittington Hill, Old Whittington, Chesterfield for Mr M Boot.

***RESOLVED**

A. That the officer recommendation be upheld and the application be approved subject to the following conditions and a CIL liability notice be issued as per section 6.6 of the Officer's Report:-

1. The development hereby permitted shall be begun before the expiration of three years from the date of this permission.
2. The development hereby approved shall only be carried out in full accordance with the approved plans and documents (listed below) with the exception of any approved non-material amendment. All external dimensions and elevational treatments shall be as shown on the approved plan/s (listed below).
 - WAL-23-20-01 Site Location Plan
 - WAL-23-20-02A Proposed Floor Plans
 - WAL-23-20-03A Proposed Site Plan
 - WAL-23-20-04 Proposed Elevations
 - WAL-23-20-05 Existing and Proposed Site Sections
 - WAL-23-20-06 Existing Site Plan
 - WAL-23-20-07 Typical Fence Elevation
3. No construction or demolition works, movement of construction traffic, or deliveries to and from the premises, shall occur other than between 0800 and 1800 hours weekdays, and 0800 and 1300 hours on Saturdays, and at no time on Sundays or Public Holidays. The term 'construction work' shall include mobile and fixed plant/machinery, (e.g. generators) radios and the delivery of construction materials.
4. No individual dwelling hereby approved shall be occupied until the optional requirement for water consumption (110 litres use per person per day) in Part G of the Building Regulations has been complied with for that dwelling.

5. Prior to the occupation of the development details of a privacy screen for the western side of the patio area shall be submitted to and approved in writing by the Local Planning Authority. The approved privacy screen shall be installed in accordance with the approved plans prior to the occupation of the development and thereafter be retained and maintained throughout the life of the development.
6. No development shall commence until:
 - a) a scheme of intrusive investigations has been carried out on site to establish the risks posed to the development by past coal mining activity; and
 - b) any remediation works and/or mitigation measures to address land instability arising from coal mining legacy, as may be necessary, have been implemented on site in full in order to ensure that the site is made safe and stable for the development proposed.

The intrusive site investigations and remedial works shall be carried out in accordance with authoritative K guidance.

7. Prior to the occupation of the development, or it being taken into beneficial use, a signed statement or declaration prepared by a suitably competent person confirming that the site is, or has been made safe and stable for the approved development shall be submitted to the Local Planning Authority for approval in writing. This document shall confirm the methods and findings of the intrusive site investigations and the completion of any remedial works and/or mitigation necessary to address the risks posed by past coal mining activity.
8. The site shall be developed with separate systems of drainage for foul and surface water on and off site.
9. Before the ordering of external materials takes place, precise specifications or samples of the walling and roofing materials to be used shall be submitted to the Local Planning Authority for consideration. Only those materials approved in writing by the Local Planning Authority shall be used as part of the development unless otherwise agreed by the Local Planning Authority in writing.

10. Notwithstanding the provision of the Town and Country Planning (General Permitted) Development Order 2015 (as amended) there shall be no extensions, outbuildings or garages constructed, or additional windows erected or installed at or in the dwellings hereby approved without the prior written agreement of the Local Planning Authority.
11. No development above floor-slab/D.P.C level shall take place until A landscape and biodiversity enhancement and management plan (LBEMP) shall be submitted to and approved in writing by the Local Planning Authority. The LBEMP should combine both the ecology and landscape disciplines and include the following:-
 - a) Description and location of features to be created, planted, enhanced and managed.
 - b) Aims and objectives of management.
 - c) Appropriate management methods and practices to achieve aims and objectives.
 - d) Prescriptions for management actions.
 - e) Preparation of a work schedule (including an annual work plan capable of being rolled forward over a ten-year period).
 - f) Details of the body or organisation responsible for implementation of the plan.
 - g) Ongoing monitoring visits, targets and remedial measures when conservation aims and objectives of the plan are not being met.
 - h) Details of internal bird and bat boxes.

The approved plan will be implemented in accordance with the approved details and maintained thereafter.

12. All soft landscaping comprised in the approved details of landscaping shall be carried out in the first planting and seeding season following the first occupation of the building(s) or the completion of the development whichever is the sooner. All shrubs, trees and hedge planting shall be maintained free from weeds and shall be protected from damage by vermin and stock. Any trees or plants which, within a period of five years, die, are removed, or become seriously damaged or diseased shall be replaced in the next planting season with others of a similar size and species, unless otherwise agreed in writing by the local planning authority.

13. All lighting used on site shall be designed so as to control glare and overspill onto nearby residential properties. The applicant shall submit details of all the lights they intend to use as part of this development and shall seek written approval from the local planning authority prior to the installation of lighting on site.
 14. Prior to the occupation of the development hereby approved, the access and parking facilities shown on drawing "WAL-23-20-03A" shall be provided and thereafter shall be retained permanently for domestic car parking unless otherwise agreed in writing by the Local Planning Authority.
 15. The boundary fence treatment on the eastern site boundary shall not exceed 0.6m in height relative to the carriageway level for the first 2m into the site measured from the back of the footway/highway boundary.
- B. That a CIL liability notice be issued for £4,191 as per section 6.6 of the officer's report.

Paul Staniforth rejoined the meeting at this point.

67 **APPLICATIONS FOR PLANNING PERMISSION - PLANS DETERMINED BY THE DEVELOPMENT MANAGEMENT AND CONSERVATION MANAGER (P140D)**

*The Development Management and Conservation Manager reported that pursuant to the authority delegated to him, he had determined the under-mentioned applications subject to the necessary conditions:-

(a) Approvals

CHE/22/00135/FUL	Change of use from scrub/highway verge to create additional parking for adjacent business (revised drawings received 21.09.2022) at Brimington Road North Industrial Park, Unit 4 Brimington Road North, Chesterfield S41 9AJ for Stoneacre Motor Group
CHE/22/00568/HH	High hedge complaint at 279 Handley Road, New Whittington S43 2ES for Ms Jonquil Knight

- CHE/23/00246/FUL Construction of new foul water drainage from Dunston Hall to mains connection on Dunston Road at Dunston Hall, Dunston Road, Chesterfield S41 9RL for Dunston Hall Leisure Ltd
- CHE/23/00300/FUL Demolition of garage and erection of a side and rear extension with rear dormers at 74 Manor Road, Brimington, Chesterfield S43 1NN for Mr Steven Smith
- CHE/23/00318/FUL Two storey side and rear extension at Russell House, 16 Gladstone Road, Chesterfield S40 4TE For Mr and Mrs Hawgood
- CHE/23/00345/FUL Construction of a detached dwelling house and carport with associated boundary treatments at Land Adjacent 392 Ashgate Road, Chesterfield S40 4DD for Mr James Wright
- CHE/23/00365/REM Variation of condition 2 (Approved plans) of application CHE/22/00680/FUL- Demolition of existing buildings and erection of a self-storage facility (Unit 1) including office use (Class E(g)(i)) of 186 sqm and two employment units comprising Unit 2 Class E (g)(ii)/E (g)(iii) & B8 and Unit 3 Class E(g) & B8 and associated parking, servicing areas and landscaping at Former Simply Gym, Sheffield Road, Whittington Moor, Chesterfield S41 8LF for McCarthy's Storage World (Chesterfield) Ltd
- CHE/23/00416/FUL Proposed dormer windows and roof canopy with porch to the front elevation. Re-submission of CHE/22/00399/FUL at 82 Storrs Road, Chesterfield S40 3QB for Mr Max Unwin
- CHE/23/00435/FUL Alterations to frontage levels to form driveway at 18 Brooklyn Drive, Brockwell, Chesterfield S40 4BB for Mr James Marshall

- CHE/23/00437/ADV Installation of replacement illuminated and non-illuminated signs to the exterior of the building at Mecca Bingo, Foljambe Road, Chesterfield S40 1NJ for Mecca Bingo
- CHE/23/00458/FUL Remove concrete panels on 3 external walls and replace with facing brickwork at 99 Hady Lane, Hady, Chesterfield S41 0DH for Walker Brothers Investments
- CHE/23/00464/FUL Single storey rear extension at 45 Broomfield Avenue, Hasland, Chesterfield S41 0LU for Mr Steve Corbett
- CHE/23/00465/FUL Construction of masonry steps & handrail to front of property and car hardstanding at 16 Sudbury Close, Holme Hall, Chesterfield S40 4RS for Derbyshire County Council, Disabled Design Team
- CHE/23/00470/LBC Replacement of 4 windows with like for like single glazed sash windows at 8 Church Street North, Old Whittington, Chesterfield S41 9QW for Miss Kate Witham
- CHE/23/00546/TPO T22- Sweet Chestnut- Crown lift by maximum of 2.5m from ground level pruning back to suitable replacement branches, leaving a well-balanced crown. Reduction of branches growing towards the conservatory to give a 1m clearance from the structure pruning back to suitable replacement branches. Removal of damaged or dead branches and removal of any epicormic growth at The Laurels, 2 Park Hall Gardens, Walton, Chesterfield S42 7NQ for J.E Kemp
- CHE/23/00558/TPO T2 & T3 (Popular) - re-pollarding to reduce the shade cast by the trees and to keep the trees to a suitable size for their environment. T4 - T10 (Small leaved limes) - re-pollarding same as above T11 & T12 (Beech) - Crown lift the lower branches to increase the clearance between the

ground and the crown. We wish to lift the crown of the 2 trees to a height of no more than 3 metres. This is to reduce the shade cast by the trees and to keep them to a suitable size for their environment at Hady Meadows, 73A Hady Hill, Hady, Chesterfield S41 0EE for Mrs Justine Fletcher

- CHE/23/00559/TPO T1 - 4 Lime trees adjacent to the front boundary of the property. Re-pollard to approximately 1m above the previous height at 8 Oakfield Avenue, Chesterfield S40 3LE for Mr Alan Redfern
- CHE/23/00562/TPO T2 Elm in green space adjacent to 8 Kentmere Way - elm tree is dead and requires removal at Green Space Land to the Rear Of 8 Kentmere Way, Middlecroft, Staveley, Chesterfield S43 3TW for Chesterfield Borough Council
- CHE/23/00567/TPO Copper Beech - crown thin by 20% to include shortening of branches over the garage to allow more light at 33 Oakfield Avenue, Chesterfield S40 3LE for Anne Slyn
- CHE/23/00569/TPO Crown reduction to a willow tree in the grounds of the property at Hawkinge House, 30 Newbold Back Lane, Chesterfield S40 4EY for Mr Keith Davidson
- CHE/23/00581/TPO Remove branches within 1.5m of property at Land Adjacent 392 Ashgate Road, Chesterfield S40 4DD for Mr Richard Crampton
- CHE/23/00593/TPO Ash tree - One limb has failed and landed in neighbour's garden. 2nd Limb has a large crack all the way through - to cut back to just below the crack and reshape by 25% at 11 Woodland Walk, Holme Hall, Chesterfield S40 4YB for Mrs Samantha Meadows
- CHE/23/00602/TPO T1 and T2 Oak- Prune back encroaching oak crowns to provide 2 to 3m clearance from

adjacent property and Remove deadwood overhanging highway (40mm+ diameter) at Newbridge Lane, Brimington, Chesterfield for Derbyshire County Council

- CHE/23/00608/TPO Oak T117 - Remove epicormic growth, remove back branches from touching house + garage to new growing tips, reduce crown by 25% leaving well balanced crown. Due to excessive shading branches touching house + roof at Pynot Fields, 19B Somersall Lane, Somersall S40 3LA for John Salway
- (b) Refusals
- CHE/23/00319/FUL Detached garage and boundary walling with gate to the front elevation at 6 Hartside Close, Loundsley Green, Chesterfield S40 4LB for Mr Paul Wilson
- CHE/23/00388/FUL Single storey entrance porch to the front of the dwelling at 26 Baden Powell Avenue, Chesterfield S40 2RW for Mr Michael Jones
- CHE/23/00398/FUL Detached garage at 31 Lockoford Lane, Chesterfield S41 7JA for Mr C De Girolamo
- CHE/23/00446/FUL Construction of two two-bedroom bungalows and associated fencing at Fairfield House, 64 Station Road, Brimington, Chesterfield S43 1JT for Mr Mark Anglesea
- CHE/23/00501/TPO T1 and T2 Maple- 50% crown reduction at 20 and 22 Foxbrook Drive, Walton, Chesterfield S40 3JR for Mrs Modupe Ayonrinde

(c) Discharge of Planning Condition

- CHE/23/00198/DOC Discharge of conditions 3 (Tree protection measures), 8 (Materials) and 9 (Biodiversity net gain) of application CHE/19/00810/FUL- Erection of a detached house at 132 High Street, Old

Whittington, Chesterfield S41 9LE for Micheal Ellis-Thompson

- CHE/23/00469/DOC Discharge of conditions 3 (Biodiversity) and 5 (Northern boundary treatment) of application CHE/22/00374/FUL - Demolition of existing conservatory and erection of a single/two storey rear extension. Resubmission of application CHE/21/00678/FUL at 62 Storrs Road, Chesterfield S40 3PZ for Mr Tim Vice
- CHE/23/00484/DOC Discharge of conditions 11 (Land contamination investigations) and 12 (Coal mining investigations) of application CHE/20/00878/FUL - Demolition of disused church/church hall building and erection of 9 three bedroom houses with associated access, parking and landscaping at St Patricks Church Hall, High Street, New Whittington, Chesterfield S43 2AN for Wilcockson Construction Ltd
- CHE/23/00534/DOC Discharge of Condition 23 (Further bat survey) of application CHE/22/00109/OUT- Outline application for the demolition of existing office premises and erection of residential dwellings, with all matters reserved except access at Manor Offices, Old Road, Chesterfield S40 3QT for Balfour Beatty Homes
- CHE/23/00539/DOC Discharge of conditions 4 (Biodiversity enhancement plan), 8 (Tree protection plan and arboricultural method statement), 9 (Landscaping plan) and 17 (Climate change) of application CHE/22/00607/FUL- Demolition of 20 and 22 Somersall Lane and erection of three replacement dwellings with associated parking and turning areas (existing accesses retained) at 20 Somersall Lane, Somersall, Chesterfield S40 3LA for Rutland UK Property Ltd
- CHE/23/00550/DOC Discharge of conditions 3 (Design and associated management and maintenance plan)

and 4 (Details of additional surface water run-off) of application CHE/22/00811/FUL - Resurfacing of parking areas and additional parking spaces, soft landscaping and speed management measures. Rendering, new windows, doors and balcony panels at Newland Dale, Newbold, Chesterfield S41 7QQ for Chesterfield Borough Council

(d) Partial Discharge of Conditions

CHE/23/00436/DOC Discharge of conditions 3 (land contamination), 4 (land levels), 6 (storage of plant and materials), 11 (surface water) of CHE/21/00633/FUL - Erection of a two bedroom detached dwelling at 41 Cobnar Drive, Newbold, Chesterfield S41 8DB for Mr John Ford

(e) CLUD granted

CHE/23/00390/CLU Certificate of lawful use for change of use of building to dwelling - resubmission of CHE/22/00580/CLUD at Greenfield Stables, 219A Handley Road, New Whittington, Chesterfield S43 2ES for Ms Tina Bannister

(f) Prior approval not required

CHE/23/00516/DEM Demolition of existing farmhouse and redundant agricultural buildings at The Old Crane Hire Yard (Walton Fields Farm), Walgrove Road, Walton, Chesterfield for Mrs Turner

CHE/23/00549/DEM Demolition of buildings at Manor Offices, Old Road, Chesterfield S40 3QT for Mr Tim Linnell

CHE/23/00551/TPD Single storey rear extension at 8 Westmoreland Road, Newbold, Chesterfield S41 8FA for Dr D Haidry

(g) Prior approval

CHE/23/00467/PA Prior approval for change of use to 1 flat at 35

West Bars, Chesterfield S40 1AG for Mr Ismael Abdullah

CHE/23/00488/PA Change of use of first and second floors to 2 dwellings at 24-26 Knifsmithgate, Chesterfield S40 1RF for Pemart Limited

(h) Unconditional permission

CHE/23/00588/CA Removal of dead tree in south west corner at Bowling Green, South Place, Chesterfield for Chesterfield Bowling Club

CHE/23/00612/CA T1,T2,T3,T4,T5 Lime - re-pollard, T7 Chestnut - re-pollard, T8 Ash - re-pollard (please extend permission to 10 years to allow 3 re-pollarding cycles) T6 Lime - Fell, tree is very close and interfering with T5 at 25 Porter Street, Staveley, Chesterfield S43 3UY for Mr David Mateer

(i) Other Council no objection with comments

CHE/23/00575/CPO Single storey building to provide accommodation for children's home, family support centre, short break, emergency provision and support services for young people from 8 - 17 who may have a physical disability, learning disability, autistic spectrum condition or sensory impairment together with vehicular and pedestrian access, car parking, landscaping and associated infra structure at former Ashbrook Centre, Cuttholme Road, Loundsley Green, Chesterfield for Derbyshire County Council

(j) Split Decision with Conditions

CHE/23/00568/TPO T1-Horse Chestnut. The tree is becoming too large for its location and taking light from the house and garden. 25% Crown reduction and thin canopy at 7 Hedley Drive, Brimington S43 1BF for Mr Smith

68 **APPLICATIONS TO FELL OR PRUNE TREES (P620D)**

The Development Management and Conservation Manager reported that pursuant to the powers delegated to him he had determined the under-mentioned applications in respect of:-

(a) The felling and pruning of trees:-

CHE/23/00562/TPO

Consent is granted to the felling of one dead Elm trees reference T2 on the Order Map and which is situated in the greenspace to the rear of 8 Kentmere Way, Staveley with a condition to plant a replacement tree during the next available planting season. The replacement tree is to be one Oak and planted as near as reasonably possible to the original tree

CHE/23/00559/TPO

Consent is granted to the pruning of four trees reference T2, T4, T5 and T6 Lime on the Order map and which are situated in the front garden of 8 Oakfield Avenue, Somersall

CHE/23/00546/TPO

Consent is granted to the pruning of one Sweet Chestnut tree reference T22 on the Order Map and which is situated in the grounds of 2 Park Hall Garden, Walton. Consent is also granted to remove dead wood and small amount of epicormic growth

CHE/23/00567/TPO

Consent is granted to the pruning of one Copper Beech reference T32 on the Order map at 33 Oakfield Avenue

CHE/23/00558/TPO	Consent is granted to the pruning of 9 trees reference T4 – T10 Lime, T11 & T12 Copper Beech on the Order Map and which are situated on the west boundary of 73a Hady Hill
CHE/23/00581/TPO	Consent is granted to the pruning of Pine trees within G2 on the Order Map and which are situated to the west of 392 Ashgate Road, Ashgate
CHE/23/00569/TPO	Consent is granted to the pruning of one Willow tree reference T1 on the Order Map and which is situated in the grounds of Hawkinge House, Newbold Back Lane
CHE/23/00593/TPO	Consent is granted to the pruning of one Ash tree reference T4 on the Order Map and which is situated in the rear garden of 11 Woodland Walk, Holmehall
CHE/23/00602/TPO	Consent is granted to the pruning of two Oak trees reference T2 & T3 on the Order Map and which are situated adjacent to 23 Newbridge Lane, Brimington
CHE/23/00608/TPO	Consent is granted to The pruning of one Oak tree reference T117 on the Order Map and which is situated to the rear of 19b Private Drive, Somersall Lane
CHE/23/00501/TPO	Consent is refused to the pruning of two Maple trees reference T1 & T2 on the Order Map and which are situated to the rear 20 & 22

CHE/23/00568/TPO

Foxbrook Drive, Walton

Consent is refused to the pruning of one Horse Chestnut tree reference T14 on the Order Map and which is situated at 7 Hedley Drive, Brimington

Consent is however granted to a reduction of lateral branches to the south and west of the crown

Consent is also granted to a limited crown thin by 15%

(b) Notification of Intent to Affect Trees in a Conservation Area

CHE/23/00588/CA

The felling of one dead Pine tree at Chesterfield Bowling Club, Beetwell Street.

Agreement to the felling of one dead Pine tree. The felling of the tree will have no adverse effect on the character and amenity of the area. The tree is within the Town Centre Conservation Area.

CHE/23/00612/CA

The felling of one Lime tree and the re-pollarding of 5 Limes, 1 Ash and 1 Horsechestnut at 25 Porter Street, Staveley

Agreement to the felling and pruning of trees. The felling and pruning of the trees will have no adverse effect on the character and amenity of the area. The trees are within the Staveley Conservation Area. The applicant wishes to fell one pollarded Lime tree due to its location next to a larger Lime tree and its poor growth and form.

69 APPEALS REPORT (P000)

The Development Management and Conservation Manager reported on the current position in respect of appeals which had been received.

***RESOLVED -**

That the report be noted.

70 ENFORCEMENT REPORT (P410)

The Local Government and Regulatory Law Manager and the Development Management and Conservation Manager submitted a joint report on the current position regarding enforcement action which had been authorised by the Council.

***RESOLVED -**

That the report be noted.

71 LOCAL GOVERNMENT ACT 1972 - EXCLUSION OF PUBLIC

***RESOLVED –**

That under Section 100(A)(4) of the Local Government Act 1972 the public be excluded from the meeting for the following item of business on the grounds that it involved the likely disclosure of exempt information as defined in Paragraph 1 of Part 1 of Schedule 12A of the Act.

**72 RETROSPECTIVE APPLICATION FOR GROUND WORKS,
PROVISION OF FENCING AND CHANGE OF USE ON LAND TO THE
NORTH EAST OF THE GOLF DRIVING RANGE, WHITTINGTON
ROAD, BARROW HILL, CHESTERFIELD**

In accordance with Minute No. 299 (2001/2002) Mr Alan Morris (applicant's agent) attended the meeting to answer any questions.

The Development Management and Conservation Manager submitted a report to inform members of the retrospective application.

***RESOLVED –**

That the application be approved with the conditions as set out in the report.