



Rutland County Council

Catmose Oakham Rutland LE15 6HP.
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Minutes of the **MEETING of the PLANNING AND LICENSING COMMITTEE** held in the Council Chamber, Catmose, Oakham, Rutland, LE15 6HP on Tuesday, 16th January, 2018 at 7.00 pm

PRESENT: Mr E Baines Mr B Callaghan
Mr G Conde Mr R Gale
Mr J Lammie Mr A Mann
Mr M Oxley

APOLOGIES: Mr W Cross Mr A Stewart

OFFICERS

PRESENT: Mr C Gordon Planning and Highways Lawyer,
Peterborough City Council
Ms R Green Assistant Engineer (Development
Control)
Mr N Hodgett Principal Planning Officer
Mr G Pullan Development Control Manager
Mr D Szymanski Principal Development Control Officer,
Northamptonshire County Council
Mr N Tomlinson Senior Highways Manager
Miss M Gamston Corporate Support Officer

IN

ATTENDANCE: Mr K Bool Ward Member, Normanton
Miss G Waller Ward Member, Normanton

522 MINUTES

RESOLVED

The minutes of the meeting of the Planning and Licensing Committee held on 19 December 2017 be confirmed and signed by the Chairman.

523 DECLARATIONS OF INTERESTS

Mr G Conde Item 1 Mr Conde declared an interest on the grounds of probity as he used to work for the applicant, but not recently. Mr Conde stated that he was not in receipt of a pension or any remuneration, nor ever would be. He

was not predetermined on the application and wished as Ward Member to stay and take part in the debate.

524 PETITIONS, DEPUTATIONS AND QUESTIONS

In accordance with the Planning and Licensing Committee Public Speaking Scheme the following request to speak had been received:

- In relation to Agenda Item 4, application 1, 2017/0911/FUL and 2017/0913/FUL, Mr Nick Appleby on behalf of Edith Weston Parish Council
- In relation to Agenda Item 4, application 1, 2017/0911/FUL and 2017/0913/FUL, Mr George Renner on behalf of Normanton Parish Meeting
- In relation to Agenda Item 4, application 1, 2017/0911/FUL and 2017/0913/FUL, Mr Ian Briggs on behalf of the applicant

525 PLANNING APPLICATIONS

526 ITEM 1 (2017/0911/FUL AND 2017/0913/FUL) LAND AT KETTON QUARRY, OFF KETCO AVENUE & EMPINGHAM ROAD , KETTON

2017/0911/FUL: Application for alternative diversion of Empingham Road, Ketton, to facilitate quarry development permitted under planning permission FUL/2007/0150/CC.

2017/0913/FUL: Application for variation of conditions 5 (Approved Plans), 9 (Stockpiles), 10 (Phasing Details), 44 (Habitat Management Scheme) and 49 (Restoration and Aftercare Scheme) as set out, and incorporated in, permission ref.no. FUL/2007/0150/CC (Variation of conditions 9, 10, 11, and 12 of planning permission FUL/2000/0192/CC in respect of changes to phased extraction and restoration works). (Wards: Ketton and Normanton; Parishes: Edith Weston, Ketton, Normanton and North Luffenham)

Speaking on behalf of Edith Weston Parish Council, Mr Appleby addressed the Committee speaking against the recommendation for approval. Responding to a question regarding the statement that under Condition 1, Castle Cement were to notify the Mineral Planning Authority within 7 days of commencement of the permitted development Mr Appleby confirmed that it was the belief of the Parish Council, as far as was known, that this had not happened. Responding to further questions Mr Appleby reiterated the Parish Council's view that the Mineral's Planning Guidance 2 allowed for a local authority to grant a longer period of time should work in advance of mineral working be required or for the operator to request an extension of time and that neither of these were done.

Speaking on behalf of Normanton Parish Meeting, Mr Renner addressed the Committee speaking against the recommendation for approval. Responding to questions from Committee Mr Renner confirmed that Normanton Parish Meeting believed the current road layout to be safer and that he appreciated that although meetings had taken place there were firm plans at present for St George's Barracks at Edith Weston; Normanton Parish Meeting was not against quarrying but wished to see it done within the Conditions; the Parish believed that the limits were not being abided by and had continuously raised concerns since 2007.

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Legal Officer advised that the issues surrounding the extant permission were a legal issue. Members had no jurisdiction to discuss legal issues. Legal issues were a matter for Judicial Review.

Legal Officer confirmed that the current application was valid and the Committee could proceed to determine.

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The agent, Mr Briggs, addressed the Committee. Responding to questions from Committee Mr Briggs confirmed that he believed the earlier permitted plan was extant and that at the Stopping-Up Inquiry in 2016 the Inspector had been clear that the permitted plan was extant. Mr Briggs advised that the application had not been submitted at an earlier date as Castle Cement would have been left with a scheme that was compliant at that time but would have needed to be amended to bring up to date; the alternative alignment was based on alignments submitted by objectors at the Inquiry. Decisions made in 2002 and 2007 allowed for a single permanent diversion to the North; the Inspector had suggested that there was some merit in the design in this application, the objectors preferred scheme. Ultimately, the decision would be made by the Inspector at the Public Inquiry in May 2018.

Miss Waller and Mr Bool spoke as Ward Members in support of the concerns raised.

Mr Conde spoke as Ward Member for Ketton, advising that Ketton Parish Council was in favour of the recommendation.

RESOLVED

2017/0911/FUL and 2017/0913/FUL In accordance with the recommendations set out within Report No. 10/2018 Item 1, and the addendum to that report, that the applications be **APPROVED**.

(7 in favour)

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8.32pm – Meeting adjourned
8.34pm – Meeting recommenced

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527 ITEM 2 (2017/1171/FUL) 17, THE BEECHES, UPPINGHAM, LE15 9PG

Application for a single storey rear extension.
(Ward: Uppingham; Parish: Uppingham)

Mr Oxley spoke as Ward Member.

(7 in favour)

RESOLVED

2017/1171/FUL In accordance with the recommendations set out within Report No. 10/2018 Item 2, and the addendum to that report, that the application be **APPROVED**.

528 APPEALS REPORT

Report No. 11/2018 from the Director for Places (Environment, Planning and Transport) was received.

RESOLVED

That the contents of Report No. 11/2018 be **NOTED**.

529 ANY OTHER URGENT BUSINESS

No items of urgent business had been previously notified to the person presiding.

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The Chairman declared the meeting closed at 8.37 pm.

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DECISION SUMMARY, 16 January 2018

Applications approved in accordance with the report and addendum of the Director for Places

Minute No.	Application	Detail
526	2017/0911/FUL & 2017/0913/FUL	Application for alternative diversion of Empingham Road, Ketton, to facilitate quarry development permitted under planning permission FUL/2007/0150/CC. Application for variation of conditions 5 (Approved Plans), 9 (Stockpiles), 10 (Phasing Details), 44 (Habitat Management Scheme) and 49 (Restoration and Aftercare Scheme) as set out, and incorporated in, permission ref.no. FUL/2007/0150/CC (Variation of conditions 9, 10, 11, and 12 of planning permission FUL/2000/0192/CC in respect of changes to phased extraction and restoration works). (Wards: Ketton and Normanton; Parishes: Edith Weston, Ketton, Normanton and North Luffenham)
527	2017/1171/FUL	Application for a single storey rear extension. (Ward: Uppingham; Parish: Uppingham)

Applications approved NOT in accordance with the report and addendum of the Director for Places

Minute No.	Application	Detail
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Applications refused in accordance with the report and addendum of the Director for Places

Minute No.	Application	Detail
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Applications refused NOT in accordance with the report and addendum of the Director for Places

Minute No.	Application	Detail
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Applications deferred in accordance with the report and addendum of the Director for Places

Minute No.	Application	Detail
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**Applications deferred NOT in accordance with the report and addendum of the
Director for Places**

**Minute
No.**

Application

Detail
