

# Development Control Committee

**Tuesday, 19 April 2011**

**Present:** Councillor Harold Heaton (Chair), Councillor Geoffrey Russell (Vice-Chair), Councillors Alan Cullens, David Dickinson, Dennis Edgerley, Christopher France, June Molyneaux, Simon Moulton, Mick Muncaster and Ralph Snape

**Officers:** Jennifer Moore (Head of Planning), Nicola Hopkins (Principal Planning Officer (Major Projects)), Alex Jackson (Senior Lawyer) and Cathryn Barrett (Democratic and Member Services Officer)

## **11.DC.40 APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillor Henry Caunce and Councillor Roy Lees.

## **11.DC.41 MINUTES**

**RESOLVED – That the minutes of the Development Control Committee meeting held on 29 March 2011 be confirmed as a correct record and signed by the Chair.**

## **11.DC.42 DECLARATIONS OF ANY INTERESTS**

There were no declarations of interest.

## **11.DC.43 PLANNING APPLICATIONS TO BE DETERMINED**

The Director of Partnerships, Planning and Policy submitted reports on four applications for planning permissions to be determined by the Committee.

### **(a) 11/00028/FULMAJ - Land 150 Metres South Of Filter Beds Cottage, Bolton Road, Anderton Lancashire**

(The Committee received representations from an objector to the proposals and the applicant in support of the proposals.)

Application No:	11/00028/FULMAJ
Proposal:	Proposed change of use of pasture land to create a sports field for three football pitches involving minimal cut and fill earthworks to create a level playing area together with an associated new vehicular access off Scholes Bank to serve a new car park.
Location:	Land 150 Meters South of Filter Beds Cottage, Bolton Road, Anderton, Lancashire
Decision:	

Councillor David Dickinson proposed to grant the planning approval, this proposal was not seconded.

It was proposed by Councillor June Molyneaux, seconded by Councillor Ralph Snape and subsequently **RESOLVED (9:1) – To defer the decision to allow the Members of the Committee to visit the site of the development.**

**(b) 11/00085/FULMAJ - Garage Westminster Road Chorley Lancashire PR7 2DD**

(The Committee received representations from the applicant's agent in support of the proposals.)

Application No: 11/00085/FULMAJ  
Proposal: Application for new planning permission to replace extant planning permission for 16 apartments and dwelling (ref: 07/01140/FULMAJ)  
Location: Garage Westminster Road, Chorley, Lancashire  
Decision:

It was proposed by Councillor Ralph Snape to approve the officers recommendation, with the amendment that the development must be begun not later than three years. This proposal was seconded by Councillor David Dickson and subsequently **RESOLVED (7:3) – To grant permission subject to a Section 106 Agreement and the following conditions:**

- 1. The proposed development must be begun not later than three years from the date of this permission.**  
*Reason: Required to be imposed by Section 51 of the Planning and Compulsory Purchase Act 2004.*
- 2. The development hereby permitted shall not commence until samples of all external facing materials to the proposed buildings (notwithstanding any details shown on previously submitted plans and specification) have been submitted to and approved in writing by the Local Planning Authority. The development shall only be carried out using the approved external facing materials.**  
*Reason: To ensure that the materials used are visually appropriate to the locality and in accordance with Policy Nos. HS4 of the Adopted Chorley Borough Local Plan Review.*
- 3. No development shall take place until a scheme of landscaping has been submitted to and approved in writing by the Local Planning Authority, notwithstanding any such detail which may have previously been submitted. The scheme shall indicate all existing trees and hedgerows on the land; detail any to be retained, together with measures for their protection in the course of development; indicate the types and numbers of trees and shrubs to be planted, their distribution on site, those areas to be seeded, paved or hard landscaped; and detail any changes of ground level or landform.**  
*Reason: In the interests of the amenity of the area and in accordance with Policy No.GN5 of the Adopted Chorley Borough Local Plan Review.*
- 4. All planting, seeding or turfing comprised in the approved details of landscaping shall be carried out in the first planting and seeding seasons following the occupation of any buildings or the completion of the development, whichever is the sooner, and any trees or plants which within a period of 5 years from the completion of the development die, are removed or become seriously damaged or**

diseased shall be replaced in the next planting season with others of similar size and species.

*Reason: In the interest of the appearance of the locality and in accordance with Policy No GN5 of the Adopted Chorley Borough Local Plan Review.*

5. Surface water must drain separate from the foul and no surface water will be permitted to discharge to the foul sewerage system.

*Reason: To secure proper drainage and in accordance with Policy Nos. EP17 of the Adopted Chorley Borough Local Plan Review.*

6. The development hereby permitted shall not commence until full details of the colour, form and texture of all hard ground- surfacing materials (notwithstanding any such detail shown on previously submitted plans and specification) have been submitted to and approved in writing by the Local Planning Authority. The development shall only be carried out in conformity with the approved details.

*Reason: To ensure a satisfactory form of development in the interest of the visual amenity of the area and in accordance with Policy Nos. HS4 of the Adopted Chorley Borough Local Plan Review.*

7. The development hereby permitted shall not commence until the applicant has submitted to and had approved in writing, by the Local Planning Authority, a report to identify any potential sources of contamination on the site and where appropriate, necessary remediation measures. The report should include an initial desk study, site walkover and risk assessment and if the initial study identifies the potential for contamination to exist on site, the scope of a further study must then be agreed in writing with Local Planning Authority and thereafter undertaken and shall include details of the necessary remediation measures. The development shall thereafter only be carried out following the remediation of the site in full accordance with the measures stipulated in the approved report.

*Reason: To protect the environment and prevent harm to human health by ensuring that the land is remediated to an appropriate standard for the proposed end use and in accordance with Government advice contained in PPS23: Planning and Pollution Control*

8. Prior to the commencement of the development full details of the proposed bin stores shall be submitted to and approved in writing by the Local Planning Authority. The development thereafter shall be carried out in accordance with the approved details.

*Reason: In the interests of the visual amenities of the area and in accordance with Policy GN5 of the Adopted Chorley Borough Local Plan Review.*

9. If, during development, contamination not previously identified is found to be present at the site then no further development (unless otherwise agreed in writing with the Local Planning Authority) shall be carried out until the developer has submitted, and obtained written approval from the Local Planning Authority for, an amendment to the Method Statement detailing how this unsuspected contamination shall be dealt with.

*Reason: To protect the environment and prevent harm to human health by ensuring that the land is remediated to an appropriate standard for the proposed end use and in accordance with Government advice contained in PPS23: Planning and Pollution Control*

10. Prior to the commencement of the development full details of the laying out of Alker Street shall be submitted to and approved in writing by the Local Planning Authority. The information shall include details of the proposed marking out of the highway and available parking provision. The development thereafter shall be carried out in accordance with the approved details.

*Reason: In the interests of highway safety within the area and in accordance with Policy TR4 of the Adopted Chorley Borough Local Plan Review*

11. The approved plans are:

Plan Ref.	Received On:	Title:
	26 February 2008	Site Location Plan
ADDO5/011/010A	2 October 2007	Proposed Site Layout
ADD05/011/030C	26 November 2007	Block B
BAAD05/011/020	2 October 2007	Block A
AADD05/011/001	2 October 2007	Existing Layouts and Elevations

*Reason: To define the permission and in the interests of the proper development of the site.*

12. Each dwelling hereby permitted shall be constructed to achieve the relevant Code for Sustainable Homes Level required by Policy SR1 of the Sustainable Resources DPD (Level 3 for all dwellings commenced from 1st January 2010, Level 4 for all dwellings commenced from 1st January 2013 and Level 6 for all dwellings commenced from 1st January 2016).

*Reason: To ensure the development is in accordance with Government advice contained in Planning Policy Statement: Planning and Climate Change - Supplement to Planning Policy Statement 1 and in accordance with Policy SR1 of Chorley Borough Council's Adopted Sustainable Resources Development Plan Document and Sustainable Resources Supplementary Planning Document.*

13. No phase or sub-phase of the development shall begin until details of a 'Design Stage' assessment and related certification have been submitted to and approved in writing by the Local Planning Authority. The development shall be carried out entirely in accordance with the approved assessment and certification.

*Reason: To ensure the development is in accordance with Government advice contained in Planning Policy Statement: Planning and Climate Change - Supplement to Planning Policy Statement 1 and in accordance with Policy SR1 of Chorley Borough Council's Adopted Sustainable Resources Development Plan Document and Sustainable Resources Supplementary Planning Document.*

14. No dwelling shall be occupied until a letter of assurance, detailing how each plot will meet the necessary code level, has been issued by an approved code assessor and approved in writing by the Local Planning Authority. The development thereafter shall be completed in accordance with the approved measures for achieving the required code level. Prior to the completion of the development a Final Code Certificate shall be submitted to and approved in writing by the Local Planning Authority.

*Reason: To ensure the development is in accordance with Government advice contained in Planning Policy Statement: Planning and Climate*

***Change - Supplement to Planning Policy Statement 1 and in accordance with Policy SR1 of Chorley Borough Council's Adopted Sustainable Resources Development Plan Document and Sustainable Resources Supplementary Planning Document.***

15. Before the development hereby permitted is first commenced, full details of the position, height and appearance of all fences and walls to be erected (notwithstanding any such detail shown on previously submitted plans) shall have been submitted to and approved in writing by the Local Planning Authority. No dwelling shall be occupied until all fences and walls shown in the approved details to bound its plot have been erected in conformity with the approved details. Other fences and walls shown in the approved details shall have been erected in conformity with the approved details prior to substantial completion of the development.

***Reason: To ensure a visually satisfactory form of development, to provide reasonable standards of privacy to residents and in accordance with Policy No. HS4 of the Adopted Chorley Borough Local Plan Review.***

16. Before the development hereby permitted is first commenced full details of existing and proposed ground levels and proposed building slab levels (all relative to ground levels adjoining the site) shall have been submitted to and approved in writing by the Local Planning Authority, notwithstanding any such detail shown on previously submitted plans. The development shall only be carried out in conformity with the approved details.

***Reason: To protect the appearance of the locality, in the interests of the amenities of local residents and in accordance with Policy Nos. GN5 and HS4 of the Adopted Chorley Borough Local Plan Review.***

17. Prior to the commencement of the development full details of the on site measures to reduce the carbon emissions of the development, through the use of low or zero carbon technologies, by 15% shall be submitted to and approved in writing by the Local Planning Authority. The development thereafter shall be completed in accordance with the approved details.

***Reason: To ensure the development is in accordance with Government advice contained in Planning Policy Statement: Planning and Climate Change - Supplement to Planning Policy Statement 1 and in accordance with Policy SR1 of Chorley Borough Council's Adopted Sustainable Resources Development Plan Document and Sustainable Resources Supplementary Planning Document.***

- (c) **11/0071/FULMAJ - Formerly Multipart Distribution Limited Pilling Lane Chorley**

Application No: 11/00071/FULMAJ  
Proposal: Re-plan to plots R282-R299 (18 dwellings) and an additional 3 dwellings (Plots R400-R403)  
Location: Formerly Multipart Distribution Limited, Pilling Lane, Chorley  
Decision:

It was proposed by Councillor David Dickinson, seconded by Councillor Ralph Snape and subsequently unanimously **RESOLVED – To grant planning permission subject to a Section 106 Agreement and the following conditions:**

1. The proposed development must be begun not later than three years from the date of this permission.  
*Reason: Required to be imposed by Section 18 of the Planning (Listed Buildings and Conservation Areas) Act 1990.*

2. The approved plans are:

Plan Ref/Title:	Received On:	Title
4081-11-02-003 Rev F	19 April 2011	Location Plan
4081-11-02-001 Rev V	19 April 2011	Planning Site Layout
4081-11-001-001 Rev E	19 April 2011	Material Schedule
Lex-11-02-003 Rev F	19 April 2011	Boundary Treatment Plan
4081/ENG001 Rev B	19 April 2011	Drainage Layout
C-SD-0806	27 January 2011	Free Standing Brick Walls
C-SD0910	27 January 2011	Gate Within Close Boarded Fence 1.8m High
C-SD0905	27 January 2011	1350mm Close Boarded/450mm Trellis Fencing
C-SD0907	27 January 2011	Close Boarded Fencing 1.8m Panel Effect
C-SD0900	27 January 2011	Post and Rail Fencing
SG-DG01-1-001 Rev B	27 January 2011	Double Garage Type 1 Plan Section & Elevation (Hipped)
C-DG01-1-001-Rev C	27 January 2011	Double Garage Type 1 Plan Section & Elevations
L4081K.1	27 January 2011	The Kenilworth: Social Housing Plots R286-R287
L4081BES.1	27 January 2011	The Broadway-Evesham Social Housing 2 Plots R296-R299 & R400 (Elevations)
L4081BES.1	27 January 2011	The Broadway-Evesham Social Housing 2 Plots R296-R299 & R400 (Floor Plans)
L4081BES.1	27 January 2011	The Broadway-Evesham Social Housing 1 Plots R282-R285 (Elevations)
L4081BES.1	27 January 2011	The Broadway-Evesham Social Housing 1 Plots R282-R285 (Floor Plans)
CHSB02	27 January 2011	The Broadway-Evesham (Elevations)
CHSB02	27 January 2011	The Broadway-Evesham (Floor Plans)
CHSB02	27 January 2011	The Broadway-Evesham (Render)
C3H108	27 January 2011	The Kenilworth

*Reason: To define the permission and in the interests of the proper development of the site.*

3. No development shall take place until a scheme of landscaping has been submitted to and approved in writing by the Local Planning Authority, notwithstanding any such detail which may have previously been submitted. The scheme shall indicate all existing trees and hedgerows on the land; detail any to be retained, together with measures for their protection in the course of development; indicate the types and numbers of trees and shrubs to be planted, their distribution on site, those areas to be seeded, paved or hard landscaped; and detail any changes of ground level or landform.

***Reason: In the interests of the amenity of the area and in accordance with Policy No.GN5 of the Adopted Chorley Borough Local Plan Review.***

4. All planting, seeding or turfing comprised in the approved details of landscaping shall be carried out in the first planting and seeding seasons following the occupation of any buildings or the completion of the development, whichever is the sooner, and any trees or plants which within a period of 5 years from the completion of the development die, are removed or become seriously damaged or diseased shall be replaced in the next planting season with others of similar size and species, unless the Local Planning Authority gives written consent to any variation.

***Reason: In the interest of the appearance of the locality and in accordance with Policy No GN5 of the Adopted Chorley Borough Local Plan Review.***

5. The external facing materials detailed on the approved plans shall be used and no others substituted. For clarity the Western Red Multi Stock on the approved plan should read Weston Red Multi Stock

***Reason: To ensure that the materials used are visually appropriate to the locality and in accordance with Policy Nos. GN5, and, HS4 of the Adopted Chorley Borough Local Plan Review.***

6. The development hereby permitted shall not commence until full details of the colour, form and texture of all hard ground- surfacing materials (notwithstanding any such detail shown on previously submitted plans and specification) have been submitted to and approved in writing by the Local Planning Authority. The development shall only be carried out in conformity with the approved details.

***Reason: To ensure a satisfactory form of development in the interest of the visual amenity of the area and in accordance with Policy Nos. GN5 and HS4, of the Adopted Chorley Borough Local Plan Review.***

7. Surface water must drain separate from the foul and no surface water will be permitted to discharge to the foul sewerage system.

***Reason: To secure proper drainage and in accordance with Policy. EP17 of the Adopted Chorley Borough Local Plan Review.***

8. Prior to the commencement of development full details of the Management Company to deal with the future management and maintenance of the site shall be submitted to and approved in writing by the Local Planning Authority. The site thereafter shall be submitted to and approved in writing by the Local Planning Authority. The site thereafter shall be managed by the approved Management Company.

***Reason: To ensure the satisfactory development of the unadopted highways and public open space and in accordance with Policies TR4 and HS21 of the Adopted Chorley Borough Local Plan Review.***

9. No dwelling hereby permitted shall be occupied until that part of the service road which provides access to it from the public highway has been constructed in accordance with the approved plans.

***Reason: In the interests of highway safety and in accordance with Policy TR4 of the adopted Chorley Borough Local Plan Review.***

10. The garages hereby permitted shall be kept freely available for the parking of cars, notwithstanding the provisions of the Town and Country Planning (General Permitted Development) Order 1995.  
*Reason: In order to safeguard the residential amenity and character of the area and in accordance with Policy HS4 of the adopted Chorley Borough Local Plan Review.*
11. Prior to the commencement of the development full details of the proposed residents consultation procedure shall be submitted to and approved in writing by the Local Planning Authority. The details shall include information on how the residents will be kept informed on the progress of the development prior to commencement and during the development period. Additionally details of the main contact/site manager during the development shall be provided to the Local Planning Authority and the residents prior to the commencement of development. The resident's consultation plan shall be implemented and completed in accordance with the approved procedure.  
*Reason: To ensure that the existing residents are fully aware of the progress of the development.*
12. No dwelling shall be occupied until all fences and walls shown in the approved details to bound its plot, have been erected in conformity with the approved details. Other fences and walls shown in the approved details shall have been erected in conformity with the approved details prior to substantial completion of the development.  
*Reason: To ensure a visually satisfactory form of development, to provide reasonable standards of privacy to residents and in accordance with Policy No.HS4 of the Adopted Chorley Borough Local Plan Review.*
13. The development hereby permitted shall be carried out in accordance with the measures set out within the action plan of the Residential Travel Plan dated April 2009 (submitted under application 09/00374/DIS).  
*Reason: To reduce the number of car borne trips and to encourage the use of public transport and to accord with Policies TR1 and TR4 of the adopted Chorley Borough Local Plan Review.*
14. The development hereby permitted shall only be carried out in conformity with the proposed ground and building slab levels shown on the approved plans  
*Reason: To protect the appearance of the locality and in the interests of the amenities of local residents and future residents and in accordance with Policy No.s GN5 and HS4 of the Adopted Chorley Borough Local Plan Review.*
15. The construction of the development shall be carried out between 07.00 hours and 19.00 hours Monday to Friday, and 08.00 hours and 13.00 hours on Saturday. There shall be no construction works carried out on Sundays or Bank/Public Holidays.  
*Reason: In the interests of the amenities of local residents and in accordance with Policy EP20 of the Chorley Local Plan Review.*
16. Prior to the commencement of the development full details of the communal bin collection points shall be submitted to and approved in writing by the Local Planning Authority. The details shall include their location and the proposed hard surfacing materials/ details of the

enclosure. The collection points shall only be utilised for the storage of bins on bin collection days and shall be free of bins at all other times. The collection points shall thereafter be retained in perpetuity.

*Reason: To ensure adequate refuse collection facilities are provided on site and in the interests of the visual amenities of the area. In accordance with Policy GN5 of the Adopted Chorley Borough Local Plan Review.*

(d) **11/00123/REMMAJ - Land 50 Metres South Of Buckshaw Community Centre Unity Place Buckshaw Village Lancashire**

Application No: 11/00123/REMMAJ  
Proposal: Reserved Matters application for a Health Centre (related to outline permissions 97/00509/OOUT and 02/00748/OUTMAJ)  
Location: Land 50 metres South of Buckshaw Community Centre, Unity Place, Buckshaw Village, Lancashire  
Decision:

It was proposed by Councillor Mick Muncaster, seconded by Councillor Simon Moulton and subsequently unanimously **RESOLVED – To grant planning permission subject to the following conditions:**

1. **The proposed development must be begun not later than three years from the date of this permission.**  
*Reason: Required to be imposed by Section 51 of the Planning and Compulsory Purchase Act 2004.*
2. **A Travel Plan shall be produced and submitted to Chorley Council using the following timescale:**
  - **A Travel Plan Co-ordinator shall be appointed and LCC's Travel Plan Advisers informed of contact details prior to occupation of the building hereby permitted;**
  - **The first travel survey shall be carried out within 3 months of occupation of the building hereby permitted;**
  - **A Full Travel Plan shall be submitted to Chorley Council and approved in writing within 6 months of the first travel surveys.**

**The Full Travel Plan shall include the following as a minimum:**

- **Appointment of a named Travel Plan Co-ordinator**
- **Travel survey;**
- **Details of cycling, pedestrian and public transport links to the site;**
- **Details of cycle parking;**
- **SMART Targets for non-car modes of travel;**
- **Action plan of measures to be introduced;**
- **Details of arrangements for monitoring and review of the Travel Plan for a period of at least 5 years from the date of occupation of the building hereby permitted.**

*Reason: To ensure the delivery of sustainable transport objectives, including reductions in car usage, increased use of public transport and walking and cycling and in accordance with Policy TR4 of the Adopted Local Plan Review and PPG13.*

3. **The approved external facing materials are:**
  - **Brick – Ibstock Ravenhead Red Smooth (with dark grey mortar);**
  - **Renner – Sto – 1.5mm Finish – Warm White 32138;**

- Windows and Doors – Powder Coated Aluminium RAL 70024 (Medium Grey);
- Pitched Roofs – Redland Cambrian Slate – Grey 30;
- Rainwater Goods – Square Sections – Black.

The above materials shall be used and no others substituted.

*Reason: To ensure that the materials used are visually appropriate to the locality and in accordance with Policy Nos. GN2 and GN5 of the Adopted Chorley Borough Local Plan Review.*

4. The approved ground surfacing materials are:
- Car parking areas – tar macadam surfaces (except the raised corner section which will be block paved);
  - Paved Areas – Marshalls Saxon Textured Concrete Paving 400x200mm – Natural;
  - Setts – Marshalls Tegula Concrete Sett Paving (Traffic Gauge) – Pennant Grey;

The above materials shall be used and no others substituted.

*Reason: To ensure that the materials used are visually appropriate to the locality and in accordance with Policy Nos. GN2 and GN5 of the Adopted Chorley Borough Local Plan Review.*

5. The photovoltaic's to be used on the building shall be in accordance with the details as shown on drawing number 1250(10)E01 Rev P1.
- Reason: To ensure the PV panels are visually appropriate and in accordance with Policy Nos. GN2 and GN5 of the Adopted Chorley Borough Local Plan Review.*

6. All planting, seeding or turfing comprised in the approved details of landscaping (drawing no. ARWSXXPL100007) shall be carried out in the first planting and seeding seasons following the occupation of the building or the completion of the development, whichever is the sooner, and any trees or plants which within a period of 5 years from the completion of the development die, are removed or become seriously damaged or diseased shall be replaced in the next planting season with others of similar size and species.
- Reason: In the interest of the appearance of the locality and in accordance with Policy No GN5 of the Adopted Chorley Borough Local Plan Review.*

7. The external lighting to the site and building shall be carried out in accordance with drawing no. 1250(11)E01 Rev P1 before occupation of the building hereby permitted.
- Reason: To ensure the site is appropriately lit and in accordance with policy GN2 and GN5 of the Adopted Chorley Borough Local Plan Review.*

8. The approved plans are:
- | Plan Ref.         | Dated:           | Title:  |
|-------------------|------------------|---|
| ARWSXXPL100006    | 11 February 2011 | Proposed Site/Roof Plan                           |
| ARXXXEL251001     | 11 February 2011 | Proposed Elevations                               |
| ARXX00PL200001    | 11 February 2011 | Proposed Ground Floor Plan<br>General Arrangement |
| ARXX01PL20001     | 11 February 2011 | Proposed First Floor Plan<br>General Arrangement  |
| ARWSXXPL100007    | 11 February 2011 | Proposed Landscaping<br>Scheme                    |
| 1250(11)E01 RevP1 | 11 February 2011 | Typical External Lighting                         |

Layout

Final 9W5701                      25 February 2011      Travel Plan Framework  
1250(10)E01 Rev P1      31 March 2011      Proposed PV Installations  
*Reason: To define the permission and in the interests of the proper development of the site.*

9. The approved street furniture is:
- Bike Shelter – Broxap Icarus Cycle Shelter (submerged fittings) – Mild Grey;
  - Bike Stands – Sheffield Cycle Stand (submerged fittings) – Mild Grey;
  - Seat – Broxap Johnson ‘Lift Assist’ Seat (root fixed) – Timber/Mild Grey;
  - Bench – Broxap Holyrood Seat (root fixed) – Timber/Mild Grey;
  - Traffic Bollards – Broxap Swansea – Black;
  - Bin Enclosure – Broxap Warrington Bow Top Fence (2m high) – black.

The above street furniture shall be used and no others substituted and they shall be sited as per approved plan ARWSXXPL100006.

*Reason: To ensure that the materials used are visually appropriate to the locality and in accordance with Policy Nos. GN2 and GN5 of the Adopted Chorley Borough Local Plan Review.*

#### 11.DC.44 ENFORCEMENT ITEM - 1-3 ROCK VILLA ROAD WHITTLE-LE-WOODS

The Committee received a report from the Director of Partnerships, Planning and Policy asking Members of the Committee to consider whether it was expedient to serve an enforcement notice to secure the removal of a decking area and balustrade which had been erected without planning permission.

It was proposed by Councillor Simon Moulton, seconded by Councillor Alan Cullens and subsequently unanimously **RESOLVED – That it was felt expedient to issue an Enforcement Notice under Section 172 of the Town and Country Planning Act 1990, for the dismantle of decking area and balustrade and remove the materials from the land which was erected without planning permissions.**

#### 11.DC.45 ENFORCEMENT ITEM - THE GREEN ECCLESTON

The Committee received a report from the Director of Partnerships, Planning and Policy asking Members of the Committee to consider whether it was expedient to serve an enforcement notice to secure the removal of the unauthorised building, stoned track and brick plinths from the land.

It was proposed by Councillor Dennis Edgerley, seconded by Councillor David Dickinson and subsequently **RESOLVED (8:2) – That it was felt that it was expedient to issue an Enforcement Notice under Section 172 and of the Town and Country Planning Act 1990 in respect of the erection of a building, formation of a stoned track and the erecting of brick plinths on the land and that the compliance period be six months.**

#### 11.DC.46 PLANNING APPEALS AND NOTIFICATIONS REPORT

The Director of Partnerships, Planning and Policy submitted a report giving notification of one appeal that had been lodged against the refusal of planning permission, two planning appeals dismissed and one planning permission granted by Lancashire County Council.

**RESOLVED – That the report be noted.**

**11.DC.47 DELEGATED DECISIONS DETERMINED BY THE DIRECTOR OF PARTNERSHIPS, PLANNING AND POLICY IN CONSULTATION WITH THE CHAIR AND VICE CHAIR OF THE COMMITTEE**

The Committee received, for information, a schedule listing two applications for Category 'B' development proposals which had been determined by the Chair and Vice Chair of the Committee at a meeting held on 29 March 2011.

**RESOLVED – That the report be noted.**

**11.DC.48 PLANNING APPLICATIONS DETERMINED BY THE DIRECTOR OF PARTNERSHIPS, PLANNING AND POLICY**

The Committee received, for information, a schedule listing planning applications determined by the Director of Partnerships, Planning and Policy under delegated powers between 18 March 2011 and 7 April 2011.

**RESOLVED – That the schedule be noted.**

**11.DC.49 ANY OTHER ITEM(S) THAT THE CHAIR DECIDES IS/ARE URGENT**

The Committee were informed that the developers for Yew Tree Farm had withdrawn their appeal.

Chair