

Minutes of a meeting of the Development Control and Regulatory Board held at County Hall, Glenfield on Thursday, 10 June 2021.

PRESENT

Mr. R. G. Allen CC	Mr. L. Hadji-Nikolaou CC
Mr. N. D. Bannister CC	Mr. P. King CC
Mr. M. H. Charlesworth CC	Mr. B. Lovegrove CC
Mr. J. G. Coxon CC	Mrs. R. Page CC
Dr. R. K. A. Feltham CC	Mr. L. Phillimore CC
Mr. D. A. Gamble CC	

1. Appointment of Chairman.

It was noted that Mr. J. G. Coxon CC had been appointed Chairman-elect at the Annual Meeting of the County Council on 19 May 2021.

RESOLVED:

That Mr. J. G. Coxon CC be appointed Chairman of the Development Control and Regulatory Board until the date of the Annual Meeting of the County Council in 2022.

Mr. J. G. Coxon CC in the Chair.

2. Election of Deputy Chairman.

It was proposed, and seconded "That Mr. L. Phillimore CC be appointed Deputy-Chairman".

RESOLVED:

That Mr. L. Phillimore CC be appointed Deputy-Chairman of the Development Control and Regulatory Board until the date of the Annual Meeting of the County Council in 2022.

3. Minutes of the previous meeting.

The minutes of the meeting held on 11 March 2021 were taken as read, confirmed and signed.

4. Question Time.

The Chief Executive reported that no questions had been received under Standing Order 34.

5. Questions asked by Members.

The Chief Executive reported that no questions had been received under Standing Order 7(3) and 7(5).

6. Urgent items.

There were no urgent items for consideration.

7. Declarations of interest.

The Chairman invited members who wished to do so to declare any interest in respect of items on the agenda for the meeting.

It was noted that all members who were members of a Parish, Town or District Council, or Liaison Committee would have personal interests in applications which related to areas covered by those authorities.

No declarations were made.

8. Presentation of petitions under Standing Order 35.

The Chief Executive reported that no petitions had been received.

9. Revocation of 10 County Council Tree Preservation Orders in the Borough of Oadby and Wigston.

The Board considered a report of the Director of Environment and Transport, a copy of which marked 'Agenda Item 9', is filed with these minutes.

In response to a question from a member the Director of Environment and Transport explained that due to the time and resource requirements involved consideration was still being given to whether the Tree Preservation Orders in other parts of the county would be revoked in a similar way.

RESOLVED:

That consent be granted to revoke the 10 County Tree Preservation Orders set out in Appendix 1 of the report.

Reason for decision

The trees in 7 of the County Orders are now protected by the 7 Individual and Group Oadby and Wigston Borough Council Orders and the trees in the remaining 3 County Orders are protected by the Oadby and Wigston Borough Council Conservation Areas.

10. Delegated Tree Preservation Order Decisions 1 July 2020 to 31 December 2020

The Board considered a report of the Director of Environment and Transport which set out the delegated Tree Preservation Order decisions taken between 1 July 2020 and 31 December 2020. A copy of the report, marked 'Agenda Item 10', is filed with these minutes.

RESOLVED:

That the contents of the report be noted.

11. 2020/1802/07 (2020/CM/0145/LCC) - Aggregate Industries UK Ltd - Application for the Recycling and Importation, Processing, Storage and Sale of Inert Materials to Supplement Primary Aggregate at Bardon Hill Quarry. Aggregate Industries UK Limited, Bardon Road, Coalville.

The Board considered a report of the Chief Executive, a copy of which, marked 'Agenda Item 11', is filed with these minutes, along with a supplementary report which corrected errors in the main report and amended the wording of proposed Condition no. 5.

The attention of members was drawn to the comments of the local member Mr. K. Merrie CC which were summarised in the report and raised concerns regarding both transportation and air quality.

In accordance with the procedures for making representations to the Board Kirsten Hannaford-Hill (Aggregate Industries) spoke on behalf of the applicant.

In response to a query from a member regarding enforcement procedures and the number of vehicle movements to the site the Chief Executive confirmed that for April 2021 and May 2021 enforcement data showed that vehicle movements had been within permitted levels. It was also explained that there was a condition already in place for the wider quarry site relating to HGV movements and a condition was being proposed for this application which would ensure that activity in connection with the application in combination with the existing quarrying activities did not exceed the overall permitted HGV movements. The access to the site was off the A511 which the County Council was responsible for maintaining.

In response to a request from a member that the monitoring data for the site be published on a live basis it was explained that this would be difficult as quality checks needed to be carried out on the data before it was published and some of the data was calculated as an average over a period of time which meant that it was not possible to publish live. Furthermore, the data was only indicative of what was happening on site and served as a trigger for further investigation rather than being a definitive measure.

RESOLVED:

That the application be permitted subject to the conditions nos. 1-15 as set out in Appendix A of the report, subject to the amendment of condition no. 5 as set out in the supplementary report.

12. 2019/0657/01 (2019/CM/0125/LCC) - Aggregate Industries UK Limited - Proposed lateral extension to the mineral extraction area within Croft Quarry, retention of access and ancillary development and reclamation via the importation of restoration material. Croft Quarry, Coventry Road, Croft.

The Board considered a report of the Chief Executive, a copy of which, marked 'Agenda Item 12', is filed with these minutes.

The Board was also in receipt of written comments from the local member Mrs. M. A. Wright CC which indicated that she was in support of the application.

In accordance with the procedures for making representations to the Board Liam Toland (Heatons) spoke on behalf of the applicant. In response to a question of clarification from a member it was confirmed that the applicant was in support of the community fund being used for environmental projects and community facilities such as a village hall.

The Chief Executive clarified that the applicant would require permits from the Environment Agency to transport the waste from the south-east of England to the application site and it would be expected that screening of the waste would take place before the waste was transported.

In response to concerns regarding the unlikely situation arising that the applicant experienced financial difficulties and was no longer the owner of the land the Chief Executive confirmed that any planning permissions were tied to the land so any subsequent owner would also be bound by the conditions.

RESOLVED:

That the application be permitted subject to:

- (a) The conditions nos. 1-50 as set out in Appendix A to the report;
- (b) The prior completion of a legal agreement to secure matters including; routing of heavy goods vehicles, review of traffic consideration, monitoring equipment including air quality and noise, working party on dust, working party on blasting, improved rights of way, measures to retain exposures of igneous rock, the submission and undertaking of a long term aftercare scheme and the provision, administration and management of a community fund.

13. Delegated Decisions issued 1 October 2020 to 31 December 2020 and 1 January 2021 to 31 March 2021.

The Board considered a report of the Chief Executive which set out the delegated decisions made between 1 October 2020 and 31 December 2020 and 1 January 2021 to 31 March 2021. A copy of the report, marked 'Agenda Item 13', is filed with these minutes.

RESOLVED:

That the contents of the report be noted.

14. Chairman's announcements.

The Chairman announced that the next meeting of the Board would take place on Thursday 15 July 2021 at 2.00pm.