

Present

Councillor D A Webster (In the Chair)

Councillor	D E Adamson	Councillor	M S Robson
	J Coulson		Mrs I Sanderson
	G W Ellis		Mrs M Skilbeck
	Mrs B S Fortune		D H Smith
	Mrs J A Griffiths		P G Sowray
	M J Prest		A W Wood

Also in Attendance

Councillor B Griffiths                      Councillor Mrs C Patmore

(An apology for absence was received from Councillor K G Hardisty)

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**MINUTES**

**THE DECISION:**

That the minutes of the meeting of the Committee held on 16 August 2012 (P.14 - P.16), previously circulated, be signed as a correct record.

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**ENFORCEMENT MATTERS – BAGBY AIRFIELD, BAGBY**

White Horse Ward

**The subject of the decision:**

The Director of Corporate Services and the Director of Housing and Planning Services asked the Committee to consider the enforcement position at Bagby Airfield near Thirsk which was in part a response to an investigation by the Local Government Ombudsman and a finding of maladministration against the Council.

In determining the next steps in respect of Bagby Airfield Members gave consideration to the Ombudsman's report, recent enforcement action, further enforcement action and the possibility of making a Discontinuance Order.

Members concluded that given the ability of the Council to take enforcement action against the airfield it was considered appropriate to follow this approach to regularise the position at the airfield and that a Discontinuance Order could be considered further following the outcome of enforcement action.

**Alternative options considered:**

To make a Discontinuance Order

**The reasons for the decision:**

To resolve the issues and Bagby Airfield.

**THE DECISION:**

That:

- (1) a Discontinuance Order be not made at this time;
- (2) following further legal advice, the Directors of Housing and Planning and Corporate Services be authorised to issue Enforcement Notices in respect of;
  - (a) the Jet A1 fuelling point;
  - (b) reducing the number of aircraft movements on the main runway, the use of the clubhouse/control tower and such other uses as they consider appropriate;
- (3) a request be made to Cabinet to agree to provide additional funding up to £32,000 to support enforcement action.

(Ms J Varey spoke on behalf of Bagby Parish Council supporting the making of a Discontinuance Order.)

(Mr C Augur spoke on behalf of Action for Refusal supporting the making of a Discontinuance Order.)

(Mr M Scott, the owner, spoke against any enforcement action.)

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**PLANNING APPLICATIONS – DECISIONS**

The Committee considered reports of the Director of Housing and Planning Services relating to applications for planning permission. During the meeting, the Head of Service referred to additional information and representations which had been received.

Except where an alternative condition was contained in the report or an amendment made by the Committee, the appropriate time limit conditions were to be attached in accordance with the relevant provisions of Section 91 and 92 of the Town and Country Planning Act 1990.

The abbreviated conditions and reasons shown in the report were to be set out in full on the notices of decision. It was noted that following consideration by the Committee, and without further reference to the Committee, the Head of Service had delegated authority to add, delete or amend conditions and reasons for refusal.

In considering the report(s) of the Director of Housing and Planning Services regard had been paid to the policies of the relevant development plan and all other material planning considerations. Where the Committee deferred consideration or refused planning permission the reasons for that decision are as shown in the report or as set out below.

Where the Committee granted planning permission in accordance with the recommendation in a report this was because the proposal is in accordance with the development plan or other material considerations as set out in the report unless otherwise specified below. Where the Committee granted planning permission contrary to the recommendation in the report the reasons for doing so and the conditions to be attached are set out below.

**THE DECISION:**

That the applications be determined in accordance with the recommendation in the report of the Director of Housing and Planning Services, unless shown otherwise:-

- (1) 12/00842/REM - Application for reserved matters for the construction of 89 dwellings, garages, electricity sub station, access and the provision of public open space at the Abattoir, Bedale Road, Aiskew for Taylor Wimpey (North Yorkshire) Ltd.

PERMISSION GRANTED

(The applicant's agent, Mr R Hall, spoke in support of the application.)

- (2) 12/01314/FUL - Proposed two storey side extension to existing dwelling-house at Hillcrest, Carthorpe for Mr S Dale.

PERMISSION GRANTED subject to a condition requiring the access gates to open into the site.

(The applicant, Mr S Dale, spoke in support of the application.)

(Mr R Alderson spoke objecting to the application.)

- (3) 12/00981/FUL - Siting of a wind turbine (24.6M mast) as per amendments received by Hambleton District Council on 16 July 2012 at Angrove West Farm, Stokesley for G W Marsay and Sons

DEFER to obtain better photomontages of the proposed development

(Mr Hodgson spoke on behalf of Mr Graham objecting to the application.)

(The applicant's agent, Mr S Hall, spoke in support of the application.)

- (4) 12/01480/FUL - Revised application for proposed alterations and extension to dwelling and construction of detached domestic double garage at Borrowby Avenue, Northallerton for Mr S Kirkup.

PERMISSION REFUSED

(Mr R Waind spoke objecting to the application.)

- (5) 12/01545/FUL - Revised application for the construction of a dwelling at land to rear of 2 Prospect Cottages, Bankhead Road, Northallerton for Mr Nick Denmark.

PERMISSION REFUSED

- (6) 12/01555/FUL - First floor extension including single storey extensions to rear elevation of existing dwelling at 10 Mill Hill Lane, Northallerton for Mr & Mrs I Fielding.

PERMISSION GRANTED

- (7) 12/00965/FUL - Construction of an agricultural contractors building and yard plus formation of a new vehicular access at Seward Agricultural Machinery Ltd, Sinderby Station, Sinderby Lane, Sinderby for Croptech Ltd.

PERMISSION GRANTED

(The applicant's agent, Mr D Boulton, spoke in support of the application.)

- (8) 12/00861/FUL - Demolition of existing domestic garages and construction of two dwellings with a detached shared garage, associated parking and landscaping as amended by plans received by Hambleton District Council on 19 and 25 June 2012 at garages at Danum Avenue, Sowerby for Mrs and Mrs Haworth.

PERMISSION REFUSED

(The applicant's agent, Mr K Wood, spoke in support of the application.)

- (9) 12/01599/FUL - Construction of a replacement footbridge as per amended plan received by Hambleton District Council on 24 August 2012 at Footbridge, Levenside, Stokesley for the Manorial Land Trust.

PERMISSION GRANTED

(The applicant's agent, Ms L Southern, spoke in support of the application.)

- (10) 12/00943/FUL - Retrospective application for a change of use of agricultural land to mixed use of agricultural and the storage of trailers and equipment for grounds maintenance company and the construction of a boundary fence and retention of a shed and ancillary hard-standing to store equipment and chemicals at The Long Acres, Fore Lane, Thornborough for MHS Countryside Management.

DEFER

- (11) 12/01003/FUL - Retrospective application for a change of use of domestic garage to a joinery workshop garage at rear of Roselea, Thornborough for R N and W Bramley Ltd.

DEFER

(The applicant, Mrs Bramley, spoke in support of the application.)

(Mr K Boynton spoke objecting to the application.)

P.20 **LOCAL GOVERNMENT ACT**

**THE DECISION:**

That under Section 100A(4) of the Local Government Act 1972, the press and public were excluded from the meeting during consideration of the item of business at minute no P.21 on the grounds that it involved the likely disclosure of exempt information as defined in paragraphs 1, 3 and 6 of Part 1 of Schedule 12A of the Act as the Planning Committee was satisfied that the public interest in maintaining the exemption outweighed the public interest in disclosing the information.

P.21 **ENFORCEMENT MATTERS – BAGBY AIRFIELD, BAGBY – FINANCIAL MATTERS**

White Horse Ward

**The subject of the decision:**

The Director of Corporate Services and the Director of Housing and Planning Services submitted a report regarding financial matters relating to enforcement matters at Bagby Airfield, Bagby.

**Alternative options considered:**

None

**The reasons for the decision:**

To receive financial information in relation to enforcement matters at Bagby Airfield.

**THE DECISION:**

To note the report.

The meeting closed at 3.30pm.

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Chairman of the Committee