





Extension 310/386

Date of Publication 17 October 2014

E Mail jo.holmes@ryedale.gov.uk; karen.hood@ryedale.gov.uk

## **PLANNING COMMITTEE**

Tuesday 21 October 2014 at 6.00 pm

Council Chamber, Ryedale House, Malton

## **Agenda**

18 Late Observations

(Pages 2 - 10)

# Agenda Item 18



Please Contact: Mrs Karen Hood

Extension 386

Email: karen.hood@ryedale.gov.uk

All Members of the Planning Committee Council Solicitor Head of Planning & Housing Managing Development Team Leader Development Management Officer Ref: Agendas/Planning/2014/2015

17 October 2014

**Dear Councillor** 

## Meeting of the Planning Committee - 21 October 2014

With reference to the above meeting I enclose for your attention the late observations received since despatch of the agenda.

Yours sincerely

Mrs Karen Hood

Managing Development Team Leader

Enc

APPLICATION NO: 14/00900/MFUL

PROPOSAL: Change of use and alteration of farm buildings to form office and

small parts storage, erection of attached office building with three bedroom on-site managers apartment to first floor together with erection of warehouse building and workshop building, formation of parking and upgrading of vehicular access - all works to form a

commercial dealership for agricultural equipment

LOCATION: Mill House, Scarborough Road, East Knapton, Malton, North

Yorkshire, YO17 8JA

### **UPDATE REPORT**

The report on the main agenda recommended approval of the application subject to the views of outstanding consultees, and the satisfactory resolution of noise mitigation.

The views of the Highways Agency are still outstanding; however they have stated that they are having further discussions with their engineers prior to submitting the updated response. They have advised that it should be available in time for the meeting.

In relation to ecology, The Council's Countryside officer has advised that the submitted ecological report was simply a scoping survey, and that the full impact of the development on bats was not possible to assess without an emergence survey. Accordingly, the Local Planning Authority cannot fulfil their obligations under the Habitats Regulations or the Natural Environment and Rural Communities Act 2006. The area of concern, however, solely relates to the remains of the former farmhouse. Revised plans are awaited therefore which delete this aspect of the application.

The recommendation therefore remains one of Approval delegated to the Head of Planning subject to no objection from the Highways Agency, the receipt of satisfactory revised plans that delete the remains of the former farmhouse, and supplement the conditions to address noise mitigation.

#### RECOMMENDED CONDITIONS

- 1 Time 1A
- 2 Details of materials to include insulation to the workshop building.
- 3 The development hereby approved shall only be used as a commercial dealership for agricultural equipment and parts, together with the servicing of such machinery, and for no other purpose.
  - Reason: To ensure compliance with Policies SP6, SP7, SP9 and SP20 of the Ryedale plan Local Plan Strategy.
- 4. Operations on site shall be restricted to 7.30am until 6pm Monday to Friday, and 8am until 1pm Saturdays, with no working on Sundays and bank holidays.
  - Reason: In the interests of maintaining the existing amenities of neighbouring occupiers, and to satisfy the requirements of Policy SP20 of the Ryedale Plan Local Plan Strategy
- Details of an area for the demonstration of all machinery and equipment shall be identified on a plan, details of which shall be submitted to, and approved in writing by the Local Planning Authority. Thereafter, with the exception of two open days per year all demonstration and operation of machinery and equipment shall be carried out in accordance with the approved plans.
  - Reason: In the interests of maintaining the existing amenities of neighbouring occupiers, and to satisfy the requirements of Policy SP20 of the Ryedale Plan Local Plan Strategy.
- With the exception of two identified open days per year, the demonstration and operation of machinery and equipment shall be limited to a maximum of 10 hours per week between the hours of 8am until 6pm Monday to Saturday. A maximum of two hours of which can be on Saturdays between the hours of 8am until 1pm.
  - Reason: In the interests of maintaining the existing amenities of neighbouring occupiers, and to satisfy the requirements of Policy SP20 of the Ryedale Plan Local Plan Strategy.
- A management plan for the operation of any open days held to enable the public to view the machinery and equipment shall be submitted to, and approved in writing by the Local planning Authority. Unless otherwise agreed in writing by the Local Planning Authority, such open days shall be restricted to two events per year.
  - Reason: In the interests of maintaining the existing amenities of neighbouring occupiers, and to satisfy the requirements of Policy SP20 of the Ryedale Plan Local Plan Strategy
- Any lorries leaving or arriving outside the approved hours of operation shall be parked in an identified holding bay, details of which shall first be submitted to, and approved in writing by the Local Planning Authority. There shall be no loading or unloading of such vehicles outside the approved hours of operation stated in condition 4.
  - Reason: In the interests of maintaining the existing amenities of neighbouring occupiers, and to satisfy the requirements of Policy SP20 of the Ryedale Plan Local Plan Strategy.

- 9 Precise details and the location of any generators to be used on the site shall be submitted to, and approved in writing by the local planning authority prior to their installation. Thereafter such generators shall only be operational during the approved hours of operation, and in accordance with the location and details shown in the approved details.
  - Reason: In the interests of maintaining the existing amenities of neighbouring occupiers, and to satisfy the requirements of policy SP20 of the Ryedale Plan Local Plan Strategy.
- There shall be no external lighting, unless details together with a lighting management plan have first been submitted to, and approved in writing by the Local Planning Authority. Thereafter, all lighting shall be operated in accordance with the approved details.
  - Reason: In the interests of maintaining the existing amenities of neighbouring occupiers, to reduce light pollution, and to satisfy the requirements of Policy SP20 of the Ryedale Plan Local Plan Strategy and para 125 of the National Planning Policy Framework.
- Before the development hereby approved is first brought into use, a close boarded boundary fence shall be erected along the eastern boundary of the site, details of which shall first be submitted to and approved in writing by the Local Planning Authority.
  - Reason: In the interests of maintaining the existing amenities of neighbouring occupiers, and to satisfy the requirements of Policy SP20 of the Ryedale Plan Local Plan Strategy
- 12 JLND2A -Landscaping
- Unless otherwise agreed ion writing by the Local Planning Authority, prior to commencement on site, a workplace transport plan shall be submitted to, and approved in writing by the Local Planning Authority. The plan shall include procedures to reduce potential reversing movements, and to minimise the need for audible warning systems. Thereafter the site shall be operated in accordance with the approved plan.
  - Reason: In the interests of maintaining the existing amenities of neighbouring occupiers, and to satisfy the requirements of Policy SP20 of the Ryedale Plan Local Plan Strategy
- No construction work shall operate outside the hours 7.30am until 6pm Monday to Friday, and 8am to 1pm on Saturdays, with no working Sundays or bank holidays
  - Reason: In the interests of maintaining the existing amenities of neighbouring occupiers, and to satisfy the requirements of Policy SP20 of the Ryedale Plan Local Plan Strategy
- The flat hereby approved shall only be occupied by a person or persons and /or the dependents of such persons, whose main employment is in the business hereby approved.
  - Reason: It is not considered that an independent residential property would be acceptable in this location, and to satisfy the requirements of Policy SP20 of the Ryedale Local Plan Local Plan Strategy.
- Notwithstanding the submitted details, precise details of both surface water and foul drainage shall be submitted to and approved in writing by the Local Planning Authority. Such details shall demonstrate that if surface water is to drain to soakaway, an appropriate assessment is carried out in accordance with BRE Digest 365. If satisfactory results are not achieved, alternative methods of surface water drainage shall be submitted to, and approved in writing by the Local Planning Authority.
- 17 Ecological mitigation

- No part of the site outside any building shall be used for the storage or display of any goods or machinery unless otherwise agreed in writing by the Local Planning authority.
  - Reason: In the interests of visual amenity, and the amenities of neighbouring occupiers, and to satisfy the requirements of Policy SP20 of the Ryedale Plan -Local Plan Strategy.
- Unless otherwise agreed in writing by the Local Planning Authority, a management plan for the repair of agricultural machinery in emergencies shall be submitted to, and approved in writing by the Local Planning Authority.
  - Reason: In the interests of maintaining the existing amenities of neighbouring occupiers, and to satisfy the requirements of Policy SP20 of the Ryedale Plan Local Plan Strategy
- All repairs, servicing and assembly of equipment and machinery shall be carried out in the workshop shown on the approved plans, with the windows and doors closed during such works.
  - Reason: In the interests of maintaining the existing amenities of neighbouring occupiers, and to satisfy the requirements of policy SP20 of the Ryedale Plan Local Plan Strategy
- 21 Approved plans condition

APPLICATION NO: 14/00882/HOUSE

PROPOSAL: Erection of two storey rear extension following demolition of existing

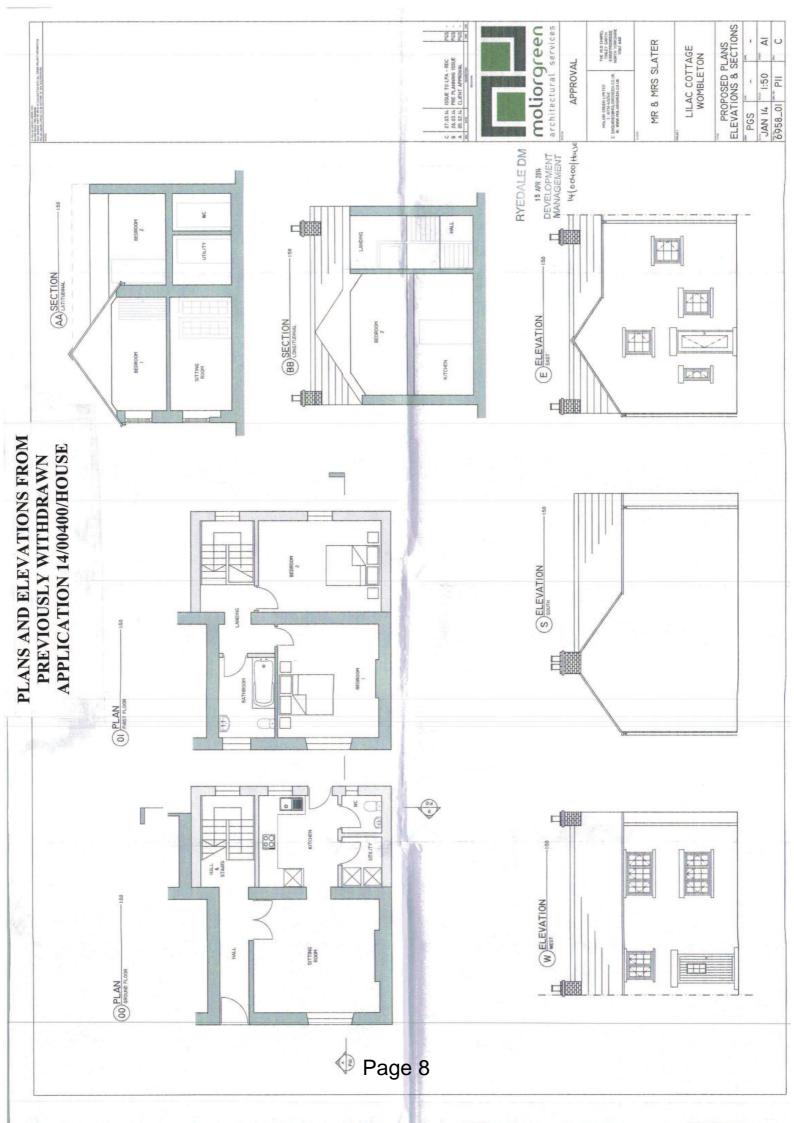
single storey rear extension

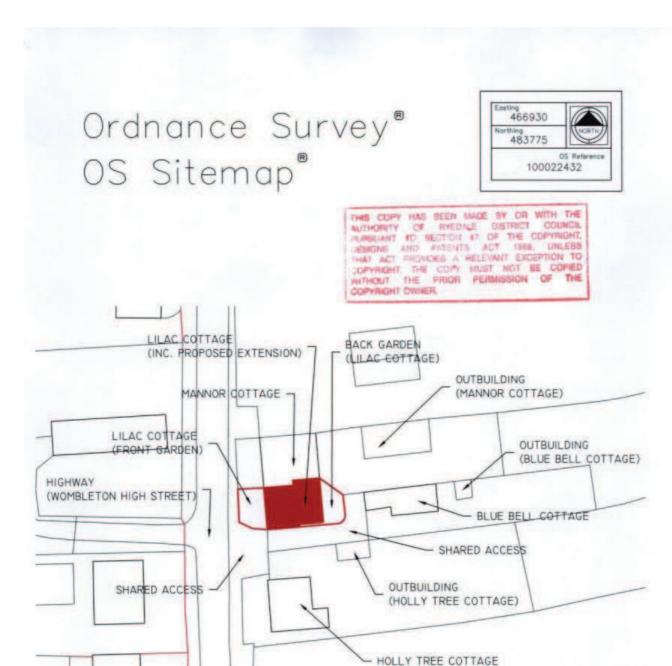
LOCATION: Lilac Cottage, Main Street, Wombleton, York, YO62 7RX

## **ADDITIONAL CONDITION**

The stairwell window on the eastern elevation of the proposed extension shall be permanently glazed with frosted or opaque glass at Pilkington Glass obscuration Level 3 or above and shall be retained at all times.

Reason:- To protect the privacy of adjoining properties and to comply with Policy SP20 of the Ryedale Plan - Local Plan Strategy.





## PROPOSED

LILAC COTTAGE BLOCK PLAN - 1:500 @ A4

Ordnance Survey, (c) Crown Copyright 2014. All rights reserved. Licence number 100022432

### Committee Date 21.10.2014

## LATE REPRESENTATIONS

**Application No:** 

14/00883/HOUSE

Mr & Mrs Smith

Applicant: Location:

Nesslyn West End Sheriff Hutton YO60 6SH

Proposal: Erection of

Erection of part two storey/part single storey extension to the west and north

Item No: 11

elevations and entrance porch to the south elevation.

#### FINAL RECOMMENDATION:

#### **SUMMARY/UPDATE:**

Two further letters of support has been received.

The first from Holly Lodge, Sherrif Hutton has submitted photographs which was taken on the following dates; Friday 10 October 2014 (13:40), Saturday 11 October 2014 (11:30), Wednesday 15 October (15:15) all of which appear to show very little parking on the highway. The support wishes it to be known that the highway is not always congested at the times specified by the complainants. They also support the proposed additional car parking space. They also consider that the complaints from Bertram House are over exaggerated and that the windows that serve the kitchen are already shaded by his property.

The second letter of support is not a local resident but is a Charted Architect who supports the proposed design. They are also satisfied that as the Highway Authority has raised no objection to the proposed development, the issue of highways has been resolved.