

## **Planning Committee**

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Held at Council Chamber, Ryedale House, Malton  
Tuesday 18 November 2014

### **Present**

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Councillors Mrs Burr MBE, Cussons (Substitute), Mrs Frank (Vice-Chairman), Mrs Goodrick, Hope, Maud, Richardson, Mrs Sanderson, Windress (Chairman) and Woodward

Substitutes: Councillor D Cussons (for Councillor J Hicks)

### **In Attendance**

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Jo Holmes, Karen Hood, Gary Housden, Matthew Mortonson, Rachel Smith and Anthony Winship

### **Minutes**

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115 **Apologies for absence**

Apologies were received from Councillor Hicks.

116 **Minutes of meeting held on 21 October 2014**

<b>Decision</b>		
That the minutes of the meeting of the Planning Committee held on 21 October 2014 be approved and signed by the Chairman as a correct record.		
[For 8	Against 0	Abstain 1]

117 **Urgent Business**

There was no urgent business.

118 **Declarations of Interest**

<b>Councillor</b>	<b>Application</b>
Cussons	6
Hope	6,8,9,17
Sanderson	6,8,9,17
Frank	6,9
Burr	6,7,9,14,15

Woodward	6,10
Richardson	8,9
Maud	6,9,10
Windress	8,9

119 **Schedule of items to be determined by Committee**

The Head of Planning & Housing submitted a list (previously circulated) of the applications for planning permission with recommendations there on.

120 **Enforcement Report - 10/00156/BC - Steam And Moorland Garden Centre, Malton Road, Pickering**

**Decision**

That the Officer recommendations be approved and that the Council Solicitor be authorised in consultation with the Head of Planning and Housing Services to issue an enforcement notice pursuant to section 172 of the Town and Country Planning Act 1990 (as amended) requiring:

- (i) The cessation of the sale of goods on the site which are not permitted under Condition 06 of planning permission ref. 00/00400/OUT together with the removal of those unauthorised goods from the site; and
- (ii) The cessation of the sale of goods on the site which are not permitted under Condition 06 of planning permission ref. 02/00880/FUL together with the removal of those unauthorised goods from the site.

[For 6                      Against 3                      Abstain 0]

In accordance with the Members' Code of Conduct Councillors Hope, Mrs Sanderson, Mrs Frank, Mrs Burr, Woodward and Maud declared a personal non pecuniary but not prejudicial interest. Councillor Cussons declared a personal and prejudicial Interest and left the room.

121 **Enforcement Report - 14/00015/CU - Musley Bank Stables, Musley Bank, Malton**

**Decision**

That the Officer recommendation be approved and that no formal enforcement action be taken.

[For 10                      Against 0                      Abstain 0]

In accordance with the Members' Code of Conduct Councillor Mrs Burr declared a personal non pecuniary but not prejudicial interest.

122 **Enforcement Report - 14/00007/UD - Canadian Fields, Gale Lane, Nawton**

**Decision**

(i) That the Council Solicitor be authorised in consultation with the Head of Planning and Housing Services to issue an enforcement notice pursuant to section 172 of the Town and Country Planning Act 1990 (as amended) requiring the cessation of the restaurant use (A3 use class) and the removal of the pre-fabricated kitchen building from the land; and  
(ii) That the compliance period be two years.

[For 6                                  Against 4                                  Abstain 0]

In accordance with the Members' Code of Conduct Councillors Hope, Mrs Sanderson, Richardson and Windress declared a personal non pecuniary but not prejudicial interest.

123 **14/00949/FUL - Canadian Fields, Gale Lane, Nawton**

**Decision**

**PERMISSION GRANTED** – Temporary period of 2 years.

[8 For                                  Against 0                                  Abstain 2]

In accordance with the Members' Code of Conduct Councillors Hope, Mrs Sanderson, Mrs Frank, Mrs Burr, Richardson, Maud and Windress declared a personal non pecuniary but not prejudicial interest.

124 **14/00947/MFUL - ATS Euromaster, 25-27 Commercial Street, Norton**

**Decision**

**DEFERRED FOR SITE INSPECTION 2.12.14**

[For 6                                  Against 0                                  Abstain 3]

In accordance with the Members' Code of Conduct Councillors Woodward and Maud declared a personal non pecuniary but not prejudicial interest. Councillor Mrs Burr declared a disclosable pecuniary interest and left the room.

125 **14/00132/MFUL - Kingspan, St Hildas Street, Sherburn, Malton**

<b>Decision</b>		
<b>PERMISSION GRANTED</b> – Subject to conditions as recommended.		
[For 10	Against 0	Abstain 0]

126 **14/00950/MFUL - Poplar House Farm, Leppington Lane, Leppington, Malton**

<b>Decision</b>		
<b>PERMISSION GRANTED</b> – Subject to conditions as recommended.		
[For 9	Against 1	Abstain 0]

127 **14/00976/MREM - Land At OS Field 9525, Crossgate Lane, Pickering**

<b>Decision</b>		
<b>PERMISSION GRANTED</b> – Subject to conditions as recommended and receipt of satisfactory landscape plan.		
[For 10	Against 0	Abstain 0]

128 **13/00885/FUL - Buildings At Mount Farm, Main Street, Westow**

<b>Decision</b>		
<b>PERMISSION GRANTED</b> – Subject to conditions as recommended.		
[For 10	Against 0	Abstain 0]

In accordance with the Members' Code of Conduct Councillor Mrs Burr declared a personal non pecuniary but not prejudicial interest.

129 **14/00896/FUL - Rainbow Cottage, Westgate Lane, Old Malton**

<b>Decision</b>		
<b>PERMISSION GRANTED</b> – Subject to conditions as recommended.		
[For 10	Against 0	Abstain 0]

In accordance with the Members' Code of Conduct Councillor Mrs Burr declared a personal non pecuniary but not prejudicial interest.

130 **14/01077/FUL - 44 Potter Hill, Pickering**

<b>Decision</b>		
<b>PERMISSION GRANTED</b> – Subject to conditions as recommended.		
[For 9	Against 0	Abstain 0]

In accordance with the Members' Code of Conduct Councillor Woodward declared a personal and prejudicial interest and left the room.

131 **14/01081/OUT - Land At Piercy End, Kirkbymoorside**

<b>Decision</b>		
<b>DEFERRED FOR SITE INSPECTION 2.12.14</b>		
[For 8	Against 1	Abstain 1]

In accordance with the Members' Code of Conduct Councillors Hope, Mrs Sanderson and Richardson declared a personal non pecuniary but not prejudicial interest.

132 **Any other business that the Chairman decides is urgent.**

There was no urgent business.

133 **List of Applications determined under delegated Powers.**

The Head of Planning & Housing submitted for information (previously circulated) which gave details of the applications determined by the Head of Planning & Housing in accordance with the scheme of Delegated Decisions.

134 **Update on Appeal Decisions**

Members' were advised of the following appeal decision.

Appeal Ref: APP/Y2736/A/14/2222762 – Ellis Patents Ltd, High Street,  
Rillington, Malton

**Meeting Closed at 9.40pm.**