
PLANNING COMMITTEE

Wednesday, 23rd February, 2022

Present: Councillors Dave Parkins (Vice Chair), Judith Addison, Mohammad Ayub, Munsif Dad BEM JP, Diane Fielding, Melissa Fisher, June Harrison, Susan Hayes, Carole Haythornthwaite, Terry Hurn, Caroline Montague, Kath Pratt and Kate Walsh

Apologies: Councillors Eamonn Higgins and Sajid Mahmood

266 Apologies for Absence, Substitutions, Declarations of Interest and Dispensations

Apologies for absence were submitted on behalf of Councillors Eamonn Higgins (Chair) and Sajid Mahmood. Substitutes Councillors Munsif Dad BEM JP and Carole Haythornthwaite respectively were in attendance.

There were no declarations of interest submitted or dispensations recorded.

267 Minutes of the Last Meeting

The minutes of the last Planning Committee held on the 19th January 2022 were submitted for approval as a correct record.

Resolved - **That the minutes be received and approved as a correct record.**

268 Town and Country Planning Act 1990- Planning Applications for Determination

The Chief Planning and Transportation Officer submitted reports setting out recommended action in connection with the following applications:

3A. 11/21/0524 – Full Application: Variation of condition no 4 (First export date of electricity to the grid and decommissioning of development) pursuant to 11/09/0512 under Section 73 of the Town and Country Planning Act 1990, in connection with land at Oswaldtwistle Moor, south of Haslingden Road, Oswaldtwistle, Accrington.

Note: This Item had been withdrawn from the agenda prior to the meeting, as officers had sought legal advice from within the Council and it was considered that due to the length of time that the 12 existing turbines' lifetime would be extended under the proposal, it was necessary to undertake public consultation. This had been agreed with the agent and it was intended to bring the matter back to the Planning Committee in March 2022.

3B. 11/21/0487 – Full Application: Modification of s106 agreement dated 23 June 2009 under S106A of the Town and Country Planning Act 1990, in connection with Unit 5, Hyndburn Retail Park, Whitebirk Drive, Blackburn, BB1 3HT.

An update sheet and site plan was provided at the meeting.

Note: Nick Pleasant, the agent on behalf of the applicant, spoke in support of the application.

Resolved

- **That the 23rd June 2009 S106 is modified as requested, but that the final wording of point (2) below is delegated to the Chief Planning Officer prior to the signing of the S106. The wording would be similar to that set out below.**
 - (1) That the obligations in paragraph 1 and 2 of Schedule 1 of the 2009 Agreement shall not apply to Unit 5 (whilst continuing to apply to the remainder of the Peel Centre now bound by it); and**
 - (2) That a new agreement shall regulate the use of Unit 5. Within that new agreement, the list of permitted goods applicable to Unit 5 shall be the same as the list within paragraph 2 Schedule 1 of the 2009 agreement, but with additional permitted categories of sportswear, sports and leisure footwear, sports goods and equipment and items ancillary thereto, including casual wear and leisure wear.**

Signed:.....

Date:

Chair of the meeting
At which the minutes were confirmed