YORKSHIRE DALES NATIONAL PARK AUTHORITY **ITEM 2**
PLANNING COMMITTEE

Minutes of the meeting held at the Yorkshire Dales National Park Authority offices, Yoredale, Bainbridge, Leyburn DL8 3EL on Tuesday 18 April 2023.

Committee Members Present:

Lizzie Bushby, Mark Corner, Robert Heseltine, David Ireton, Allen Kirkbride, Jim Munday, Simon Myers, David Noland, Yvonne Peacock, Steve Shaw-Wright and Neil Swain (in the Chair).

The Chair welcomed new Members David Noland and Steve Shaw-Wright to the Committee.

13/23 APOLOGIES FOR ABSENCE and NOTICES OF SUBSTITUTION

Apologies had been received from Libby Bateman, Richard Foster, Neil Heseltine and Andrew Murday. Although Neil Heseltine had sent notice substituting Liz AppletonHall, she had also had to submit apologies.

14/23 MINUTES

RESOLVED – That the minutes of the meeting held on 7 March 2023, having been printed and circulated, be taken as read and be confirmed and signed by the Chair as a correct record.

15/23 PUBLIC QUESTIONS/STATEMENTS

Alastair Dinsdale, Chairman of the Association of Rural Communities, made a public statement relating to the number of photographs used in different planning applications and the Chair replied.

16/23 DECLARATIONS OF LOBBYING

Members made the following declarations of lobbying:

Member	*Agenda item(s) on which lobbied*	*For or Against*
Lizzie Bushby	5.3	Against
Mark Corner	5.3	Against
David Ireton	5.3	Against
Allen Kirkbride	5.3	Against
Simon Myers	5.1 5.3	Against Against
Jim Munday	5.3	Against
David Noland	5.3	Against
Jim Munday	5.3	Against
Yvonne Peacock	5.2 5.3	For Against
Steve Shaw Wright	5.3	Against
Neil Swain	5.3	Against

17/23 APPLICATIONS FOR PLANNING PERMISSION

The following members of the public addressed the meeting on the Plans List item indicated:

Item 5 Schedule No.	Reference	Location	Speaker
01	C/01/3A	Land south of John Brown Cottage, Airton	Charles Richardson (applicant) Catherine Coward (objecting)
03	C.04/609B	Dry Rigg Quarry, Helwith Bridge, Horton-in-Ribblesdale, Settle BD24 0EL	Stephen Cowan (on behalf of the applicant) Kate Smith (opposing)

CONSIDERED – the report of the Head of Development Management, listing applications for planning permission and the recommendations thereon, together with late consultations and update reports circulated after the despatch of the agenda but prior to the meeting.

Application [Plans List No – Application No - Proposal] and Decision

[Note: These decisions are recorded in the order in which they appeared in the Schedule of Planning Applications NOT necessarily the order in which they were considered by the Committee.]

Application: List No 1: C/01/83A - Full planning permission for construction of 3 no. local occupancy dwellings with associated access and parking (amended description) at Land south of John Brown Cottage, Airton.

The Planning Officer advised the Committee that the applicant had confirmed the buildings would be highly insulated and would have sustainable heating systems - further details were still awaited regarding sustainability measures. She further advised two further conditions were recommended, namely archaeological monitoring and that a construction management plan should be submitted prior to development taking place.

Decision: That permission be GRANTED subject to a section 106 legal agreement to restrict the occupancy of the three dwellings to local occupancy in accordance with the criteria set out in the Local Plan; AND subject to conditions including the following:

- Time limit 3 years;
- Accordance with approved details;
- Archaeological monitoring and recording during works;
- Topographical survey / datum points and cross-sections to define height of buildings;
- Construction times and contaminated land conditions;
- Approval of design details (including materials, doors and windows, surfacing etc.);
- Hard and soft landscaping (including boundary treatment, other means of enclosure, surfacing, footpaths, hedge and tree planting;
- Biodiversity enhancement implementation;
- Highway access and parking conditions;
- Drainage and surface water details approval and implementation;
- Provision of bin storage areas including waste/ recycling storage;
- Control of external lighting;
- Removal of permitted development rights; and
- A construction management plan to be submitted prior to commencement of works.

Application: List No 2: C/04/148M – Full planning permission for erection of 8 No. dwellings and creation of new vehicular access to site at Land off Pant Lane, Austwick, North Yorkshire LA2 8BH.

Application [Plans List No – Application No - Proposal] and Decision

The Planning Officer confirmed that the applicant had amended its plans to show construction in natural stone and also confirmed that one of the existing trees was diseased and hence would be removed.

Decision: That permission be GRANTED subject to an amended section 106 agreement to cover the affordable housing provision (2 dwellings), secured by the involvement of a Registered Provided; the affordable housing to be made available on a "cascade" basis (to the Austwick Parish first, then to adjoining parishes within the National Park (including split parishes), to the entire National Park, and finally to the whole of the local Housing Authority area; AND subject to conditions including the following:

- Time limit;
- Approval of design details (including materials, doors and windows etc.);
- Hard and soft landscaping (including tree protection, boundary walls and other means of enclosure, surfacing, planting, biodiversity enhancement);
- Tree protection measures;
- Highway access and parking conditions;
- Approval and implementation of drainage and surface water details;
- Provision of bin storage areas including waste/ recycling storage;
- Control over external lighting;
- Construction time condition;
- Removal of permitted development rights; and
- Principal residency condition to the three identified dwellings.

Application: List No 3: C/04/609B – Full planning permission for the proposed continuation of the winning and working of mineral until 31 December 2034, with a lateral and deepening extension of the extraction area down to 127 metres above the Ordnance Datum within the existing site and revised restoration proposals to be completed by 31 December 2035.

Mark Corner declared an interest in that, as a Trustee of Friends of the Dales, he had assisted in drafting the original letter of objection submitted by Friends of the Dales. Mr Corner left the meeting for the item, taking no part in the debate or vote..

Decision: That permission be GRANTED subject to the completion of a s106 legal agreement covering:

- Provision of a scheme for funding off-site biodiversity enhancement and environmental compensation measures until 31 December 2035, with annual payments of £35k pa (index linked);
- The Company to undertake monitoring work and management of the quarry land and monitoring work on Swarth Moor SSSI in accordance with an agreed scheme based on the existing Restoration and Aftercare Management Scheme until the lake reaches its final level of 222.5m AOD and to fully fund this work;
- The continuation of the Restoration and After-Care Committee to oversee the monitoring and management work;
- The provision and maintenance of pumping measures to maintain water levels in the restored shallow water areas at 222.5m AOD;
- The provision of new public rights of way;
- The replacement of fencing with dry stone walling on the southern boundary at Arcow Quarry;
- The limiting of total combined levels of the road haulage of mineral from Dry Rigg and Arcow Quarries on the B6479 to 212,500 tonnes pa until 30 June 2029 and to 106,000 tonnes pa from Dry Rigg Quarry thereafter. Maximum limits for any single month to be 30,000 tonnes until 30 June 2029 and 15,000 tonnes thereafter;

AND subject to conditions covering the following matters:

- The winning and working of minerals and the sale and export of minerals to cease

Application [Plans List No – Application No - Proposal] and Decision
permanently not later than 31 December 2034; - Restoration to be completed by 31 December 2035; - The development to be carried out in accordance with the application details, as amended; - The submission for approval of an annual scheme with details of working, restoration, landscaping, planting and maintenance; - The submission for approva of a scheme and method statement for the translocation of the species rich grassland and, if necessary, for the use of green hay; - The submission for approval of a scheme for increasing the height of the screening landform on the northern boundary of the site; - No stockpiling of mineral above the height of any screening landform adjacent to the stockpile; - The submission for approval of a comprehensive scheme for the control and monitoring of dust; - The submission for approval of a scheme for the placement of quarry waste from the northern tip in the eastern quarry area and for the grading, soiling ans seeding of the backfilled area; - No quarrying below 127m AOD; - No quarrying, processing or associated operations (other than routine maintenance work) except between 07:30 to 17:30 hours Mondays to Fridays and 07:30 to 12:00 hours Saturdays; - No lighting to be illuminated except between 06:00 and 17:30 hours Mondays to Sundays. All lighting to be switched off when not required; - The submission for approval of a comprehensive lighting scheme in accordance with Option 3 of the Lighting Review with Proposals dated Nov 2020; - No HGVs to enter or leave the site except between 07:30 to 17:00 Mondays to Fridats. No blasting except between 10:00 and 16:00 Mondays to Fridays; - Ground vibration levels from blasting not to exceed a peak particle velocity of 6mm/second at any residential premises. All blasts to be monitored and the results forwarded to the NP Authority; - Noise levels from operations not to exceed 50 dB(A) Laeq (one hour) at any residential premises; - White noise type reversing alarms for vehicles and mobile plant; - All plant and machinery to be fitted with effective silencers; - No rock breaking equipment to be operated above a level of 193m AOD; - No rock or aggregate to be imported into the site; - No materials other than uncontaminated natural materials originating at Dry Rigg Quarry to be deposited on or utilised in restoration works at the site; - All HGVs carrying mineral from the quarry to be securely covered; - No additional plant or buildings without the prior grant of planning permission; - The whole of the quarry access road to be retained with a bituminous macadam surface in a good state of repair, free from potholes; - The submission for approval of a comprehensive scheme of measures for wheel and vehicle cleaning and the maintenance of clean conditions on the roads between Dry Rigg and Arcow rail sidings (see para. 69 of the report for a list of the measures); - All stone walling and fencing to be maintained in a good condition; and - The submission for approval of a comprehensive scheme for removal of the screening bunds and quarry access road on completion of working.

18/23 PLANNING ENFORCEMENT CLOSURES REPORT

The Committee NOTED the report of the Head of Development Management.

There being no other business the meeting closed at 14:46 p.m.