



Agenda

Meeting: Planning and Regulatory Functions Committee

Date: Tuesday, 12 May 2020 at 10.00 a.m.

In light of the restrictions to reduce the spread of the COVID-19 virus North Yorkshire County Council will not be holding public Planning and Regulatory Functions Committee meetings for the time being. Decisions on planning applications which would have previously been considered at the Committee will be taken by the Chief Executive Officer pursuant to the Council's Constitution. The County Council wants to continue to facilitate public engagement in the planning process despite the restrictions and if you would have wished to speak at a Planning Committee meeting you will be able submit any representation to us in writing or by email so that this can be considered as part of the decision making process. We would request that any written or email representations are submitted to Steve Loach of Democratic Services (*contact details below*) by midday on Monday 11 May 2020

Business

1. **Notes of the Skype Consultation Meeting held on 31 March 2020 – for information.**
(Pages 4 to 5)

County Matters

2. **C8/2020/0118/CPO – (NY/2020/0118/73) - Variation of condition No's 1, 64 & 66 of Planning Permission C8/2013/1064/CPO for an extension of time for the completion of restoration of the site until 31 December 2025 and a revised landscaping scheme and restoration landform at Brotherton Quarry, Byram Park, York Road, Knottingley, Brotherton.**
(Report to follow)

General

3. **Items dealt with under scheme of delegation – for information**
(Pages 6 to 7)
4. **Publication by Local Authorities of information about the handling of planning applications – for information**
(Pages 8 to 24)

Barry Khan
Assistant Chief Executive (Legal and Democratic Services)
County Hall
Northallerton

May 2020

Planning and Regulatory Functions Committee

1. Membership

County Councillors (11)						
	<i>Councillors Names</i>				<i>Political Party</i>	
1	BLADES, David (Vice-Chairman)				Conservative	
2	BROADBENT, Eric				Labour	
3	GOODRICK, Caroline				Conservative	
4	HESELTINE, Robert				Independent	
5	HUGILL, David				Conservative	
6	JORDAN, Mike				NY Independent	
7	McCARTNEY, John				NY Independent	
8	METCALFE, Zoe				Conservative	
9	PEARSON, Chris				Conservative	
10	PEARSON, Clive				Conservative	
11	SOWRAY, Peter (Chairman)				Conservative	
Total Membership – (11)				Quorum – (3)		
Con	Lib Dem	NY Ind	Labour	Ind	Total	
8	0	1	1	1	11	

2. Substitute Members

Conservative		Labour	
	<i>Councillors Names</i>		<i>Councillors Names</i>
1	WELCH, Richard	1	RANDERSON, Tony
2	JEFFELS, David	2	
3	SWIERS, Roberta	3	
4	LUNN, Clifford		
5			
NY Independent			
	<i>Councillors Names</i>		
1			
2			
3			
4			
5			

North Yorkshire County Council

Planning and Regulatory Functions Committee

Notes of Skype Consultation meeting undertaken at 10am on Tuesday 31st March 2020

Present via Skype:-

County Councillors Peter Sowray MBE (Chairman), Caroline Goodrick, Mike Jordan, John McCartney and Chris Pearson.

Apologies: County Councillors David Blades, Robert Heseltine, David Hugill and Zoe Metcalfe

Officers: Catriona Gattrell, Barry Khan, Steve Loach, Frances Maxwell and Vicky Perkin

C6/19/00988/CMA – (NY/2018/0280/73) - Variation of Condition No's 1, 2 & 20 of Planning Permission Ref. C6/500/63J/CMA for the continuation of waste disposal operations for a further 6 years from 31 December 2018 until 31 December 2024 with a further year for restoration, to amend the final restoration levels across the site and to amend the final restoration scheme for the southern part of the site at Allerton Park Landfill, Moor Lane (Off A168), Knaresborough.

It was initially noted that there had been no written submissions in respect of the application from the public or the applicant.

The Head of Planning Services provided a brief presentation of the application highlighting the proposal, the site description, the consultations that had taken place, the advertisement and representations, planning guidance and policy and planning considerations. The report also provided the conclusion and recommendations.

Detailed plans, photographs and visual information had been provided to Members prior to the consultation to complement the report, and the Head of Planning Services provided a commentary to explain the information highlighted.

The Head of Planning Services noted that, since the publication of the report, and following further consultation with the County Council's landscape expert, Condition 20 within the report's recommendation had been altered, with those alterations highlighted within the full condition highlighted below:-

Within 6 months of the date of this decision, **a Detailed Landscaping Scheme and After-care Management Plan including an implementation programme and schedule of maintenance and 'after-care'** for a minimum period of five years from final restoration of an individual Phase shall first be submitted and agreed in writing with the County Planning Authority. Where a Phase has already been restored, the period of 'after-care' shall be deemed to commence on the date of this decision and shall run for five years thereafter. The scheme of landscaping and aftercare shall include long term design and habitat objectives, method statements for site preparation and establishment of key habitats, management responsibilities and maintenance schedules and provide a combination of good quality habitat creation on the restored landfill and ensure long-term sympathetic management of the retained area. The scheme shall also include details and provision for:

- i) soil preparation;
- ii) application of fertiliser;

- iii) sowing and establishment of green cover;
 - iv) tree hedgerow and scrub planting, inclusive of sources, species, sizes, planting density mix and number;
 - v) grassland planting, inclusive of sources, species, sizes, planting density mix and number;
 - vi) wetland margin and aquatic planting, inclusive of sources, species, sizes, planting density mix and number;
 - vii) maintenance/aftercare provisions which shall include a scheme which ensures that if within a period of five years from the date of the planting of any tree or shrub, that tree or shrub or any tree or shrub planted in replacement for it, is removed, uprooted or destroyed or dies (or becomes, in the opinion of the County Planning Authority, seriously damaged or defective), another tree or shrub of the same species, size and maturity as that originally planted shall be planted at the same place, unless the County Planning Authority gives its written consent to any variation; and,
 - viii) boundary details and means of enclosure.
- All works shall be carried out, applying accepted best practice at all times, in accordance with the approved details and implementation programme.

Members discussed the application and the following issues and points were highlighted:-

- A Member raised the issue of noted that the appropriate Statutory Bodies had not raised concerns in relation to the potential for water run-off into the aquifer, therefore, it did not appear that this would be an issue.
- It was noted that there had been no objections from nearby local communities.
- A Member highlighted the policies in relation to the disposal of waste and considered that the application went against the move away from landfill. It was emphasised, in response, that despite the move to minimise landfill for the disposal of waste, an element of landfill was still required to dispose of residual waste that remained following it having been processed at the County's Waste Recycling facility at Allerton Park. This landfill operation was adjacent to the main Waste Recycling facility, and was, therefore, in an ideal location to accept that residual waste.
- A Member had submitted issues he wished to be raised via email stating that the Allerton Park Landfill Site stopped importation of materials for restoration purposes back in 2017, with the site laying in an unfinished state. He considered this a material planning consideration which should be addressed when making a decision on the application. In response it was noted that, currently, this was an unfinished site, and details were provided within the application in relation to the restoration of the site, how this would be undertaken, the materials that would be used and the ultimate condition of the restored land, which were positive factors in terms of planning considerations.
- It was noted that access to the newly defined area within the application site would not be through previously restored areas.
- Members considered that the proximity to the existing Allerton Park Waste Recycling facility and the lack of material substance within the objection raised were factors in favour of the application.

Members agreed, unanimously, that the application should be recommended to the Chief Executive for approval, for the reasons stated in the report and subject to the altered Condition 20, as outlined above, subject to the conditions detailed.

North Yorkshire County Council

Planning and Regulatory Functions Committee

12 May 2020

Items Dealt with under the Scheme of Delegation

Report of the Corporate Director – Business and Environmental Services

The Items reported below have been determined between:
03 March 2020 to 08 April 2020 Inclusive

A. County Council Development**NY/2019/0213/FUL (C2/20/00356/CCC)****Linton on Ouse Primary School and
Nursery, Linton Woods Lane, York,
YO30 2BD**

Decision Notice: 7 April 2020

Erection of a timber garden room (15.7 sq. metres) and decking (4.5 sq. metres)

PLANNING PERMISSION GRANTED subject conditions

B. County Matter Development**NY/2020/0024/SDL****Allerton Waste Recovery Park, Allerton
Park Quarry, Knaresborough, HG5 0SD**

Decision Notice: 4 March 2020

Submission of annual Travel Plan under the terms of a S106 Agreement in regards to application C6/500/63/Q/CMA

Details APPROVED

NY/2020/0016/A27**Newthorpe Quarry, Newthorpe,
Sherburn in Elmet**

Decision Notice: 3 March 2020

Application for the approval of details reserved by condition No. 34 of Planning Permission Ref. C8/2017/1230/CPO which relates to a Protected Species Mitigation Plan

Details APPROVED

NY/2020/0001/73 (C1/20/00019/CM)**Gatherley Moor Quarry, Moor Road,
Gilling West**

Decision Notice: 6 March 2020

Variation of condition No's 4 & 27 of Planning Permission C1/25/146A/CM dated 11 February 2008 for the continuation of the extraction of minerals for a further two years until 28th February 2022 and the continuation of restoration for a further two years until 28th February 2023

PLANNING PERMISSION GRANTED subject conditions

Decision Notice: 30 March 2020

extension to existing quarry to extract 7 million tonnes of limestone by 2040 followed by two years of final restoration by 2042

PLANNING PERMISSION GRANTED subject conditions

To access the planning application details, consultation responses and a copy of the report and decision notice containing any planning conditions relevant to the development please access the County Council's Online Planning Register at the following web address:
<https://onlineplanningregister.northyorks.gov.uk/register/PlanAppSrch.aspx>

(Please enter the planning application reference number (NY/...) into the 'Application Reference' field).

DAVID BOWE

Corporate Director – Business and Environmental Services

Author of Report: Alice Gill

Background Documents: None

North Yorkshire County Council
Business and Environmental Services
Planning and Regulatory Functions Committee

12 May 2020

Publication by Local Authorities of Information about the handling of Planning Applications

Report of the Corporate Director – Business and Environmental Services

This report outlines the County Council's performance in the handling of 'County Matter' and County Council development planning applications for Quarter 4 (the period 01 January to 31 March 2020).

Information on Enforcement Cases is attached as an Appendix.

Recommendation: That the reported be noted.

DAVID BOWE
Corporate Director, Business and Environmental Services

Authors of Report: Jo Brownless

Background Documents to this Report: Application Files

Information on planning applications can be accessed via the County Council's Online Planning Register at the following web address:

<https://onlineplanningregister.northyorks.gov.uk/register/PlanAppSrch.aspx>

(Please enter the planning application reference number (NY/...) into the 'Application Reference' field).

County Matter' Planning Applications (i.e. Minerals and Waste related applications)

Table 1: 'County Matter' planning applications determined during quarter 4 (the period 1 January to 31 March 2020).

Total number of applications determined		3	
Number of delegated/committee decisions		Delegated:	Committee: 0
Speed of decisions			
Under 13 weeks	13- 16 weeks (if major, 13 and if EIA 16 weeks)	Over 13/16 weeks within agreed Extension of Time (EoT)*	Over 13/16 weeks without or outside of agreed EoT
1	0	2	0

*Article 34 of the Town and Country Planning (Development Procedure Order) 2015 provides for authorities to agree with the applicant to determine the planning application beyond the statutory 8/13/16 week period. This is referred to as an agreement for the extension of time (EoT) for the determination of the planning application. In instances where the application is determined within the agreed period the application is counted as satisfying the timeliness requirement.

Table 1a: Performance on 'County Matter' planning applications (NYCC Service Plan target - 60%)

2019/20	Quarter 1 (Apr-Jun)	Quarter 2 (Jul-Sept)	Quarter 3 (Oct-Dec)	Quarter 4 (Jan-Mar)
No. of 'County Matter' applications determined within 13/16 weeks or within agreed Extension of Time (EoT)	80% (No.4/5)	66.6% (No.2/3)	100% No. 4/4)	100% No. 3/3
No. of 'County Matter' applications determined within 13/16 weeks discounting Extension of Time agreements (EoT)	60% (No.3/5)	0% (No.0/3)	0% (No.0/4)	33.3% (No. 1/3)

Table 1b: "Special measures" ** performance on 'County Matter' planning applications

2019/20	Quarter 1	Quarter 2	Quarter 3	Quarter 4
"Special Measures" stat. No. of 'County Matter' applications determined within 13/16 weeks or within agreed Extension of Time (EoT) over rolling two year period	01/07/17 – 30/06/19) 90% (No. 36/40)	01/10/17 – 30/09/19 87.5% (No. 35/40)	01/01/18 – 31/12/20 87.8% (No.36/41)	01/04/19 – 31/03/20 92.5% (No. 37/40)

** Under section 62A of the TCPA 1990 LPAs making 60% or fewer of decisions on time are at risk of designation ("Special Measures")

County Council's own development' Planning Applications

Table 2: County Council's own development planning applications determined during quarter 4 (the period 1 January to 31 March 2020)

Total number of applications determined		6		
Minor¹/Major²/EIA³		Minor: 6	Major: 0	EIA: 0
Number of delegated/committee decisions		Delegated: 6		Committee: 0
Speed of decisions				
Under 8 weeks	8- 13 weeks (if Major)	13- 16 weeks (if EIA)	Over 8/13/16 weeks within agreed Extension of Time (EoT)	Over 8/13/16 weeks without or outside of agreed EoT
3	1	0	2	0

¹A 'minor' development application is one where the floor space to be built is less than 1,000 square metres or where the site area is less than one hectare.

²A 'major' development application is one where the floor space to be built is more than 1,000 square metres or where the site area is more than one hectare. All minerals and waste related applications fall within the definition of major development.

³An EIA development application is one considered likely to have significant environmental effects and is accompanied by an Environmental Statement.

Table 2a: Performance on County Council's own development minor planning applications (NYCC Service Plan target - 65%)

2019/20	Quarter 1 (Apr-Jun)	Quarter 2 (Jul-Sept)	Quarter 3 (Oct-Dec)	Quarter 4 (Jan-Mar)
No. of County Council's own development minor applications determined within 8 weeks or within agreed Extension of Time (EoT)	88.8% (No. 8/9)	100% (No. 11/11)	100% (9/9)	100% (6/6)
No. of County Council's own development minor applications determined within 8 weeks discounting Extension of Time agreements (EoT)	66.6% (No.6/9)	36.3% (No.4/11)	22.2% (No. 2/9)	66.6% (No. 4/6)

Table 3: List of all 'County Matter' planning applications in hand for more than 13 weeks and awaiting decision as at the end of Q1 i.e. 31 March

Site Address NY application ref. no. (LPA ref. no.)	Proposed Development	Date registered as valid	Delegated or Committee item	Reasons why still in hand	Is an agreed Extension of Time (EoT) in place? Yes/No Expiry Date
Blubberhouses Quarry, Kex Gill NY/2011/0465/73 (C6/105/6C/CMA)	Variation of condition 2 of planning permission reference C6/105/6A/PA to allow extraction of silica sand and erection of processing plant at the site until 2036	06.12.11	Committee	To be reported to committee on 21 July 2020	No
Ripon Quarry, North Stainley, Ripon, North Yorkshire, HG3 3HT NY/2015/0306/ENV (C6/500/277/CMA)	Planning Application accompanied by an Environmental Statement for the variation of condition No's 10 (duration of development), 11 (definition of development), 43 (maintenance) & 44 (landscape and restoration) of Planning Permission Ref. No. C6/500/95B & C2/99/045/0011 for the continuation of sand & gravel extraction for a further 4 years after 31 December 2015 and the submission of a revised restoration scheme	11.11.15	Committee	The application was reported to Committee on 10 th September 2019 Members resolved to grant planning permission subject to prior completion of Legal Agreement. The application is now awaiting Legal agreement to be signed.	No
Forcett Quarry, East Layton, Richmond, North Yorkshire NY/2016/0042/ENV (C1/16/00174/CM)	Variation of condition no's 1 & 15 of planning permission ref. C1/29/15P/CM dated 7 September 2011 to allow the continuation of limestone extraction for a further 10 year period until 31 August 2026	03.03.16	Committee	The application was reported to Committee on 25 th October 2016 Members resolved to grant planning permission subject to prior completion of Legal Agreement. Awaiting completion of Legal Agreement. Engrossments circulated for signature.	No - further extension to be requested once S106 signed
Middleton Lodge, Kneeton Lane, Middleton Tyas NY/2016/0220/73	Variation of condition No's. 1, 6, 7, 10, 12, 14, 20, 24, 26, 27, 29, 30 & 33 of Planning Permission Ref. No. C1/14/00747/CM which relates to phasing and restoration	18.11.16	Committee	Further information awaited from the Agent in respect of bat surveys and is also going to submit revised plans.	EoT agreed until 31.1.20 – Applicant going to withdraw this application and submit a revised one as some details have changed.

Site Address NY application ref. no. (LPA ref. no.)	Proposed Development	Date registered as valid	Delegated or Committee item	Reasons why still in hand	Is an agreed Extension of Time (EoT) in place? Yes/No Expiry Date
Former Stillingfleet Mine Site, Escrick Road, Stillingfleet NY/2016/0251/FUL (C8/999/16U/PA)	Change of use of part of the former coal mine site to create a waste transfer for construction and demolition wastes, installation of a weighbridge, a skip storage area, portable amenity cabin (30 sq. metres) and the provision of car parking spaces	1.2.17	Committee	Objection received from Sam Smiths Old Brewery. Objection from Selby District Legal advice and Counsel Opinion received on status of land. Committee report completed but subject to Counsel review at the request of NYCC legal department.	Further EOT to be requested. To be reported to 12 th May committee
Land off Weeland Road, Kellingley, WF11 8DN NY/2017/0219/FUL	Drilling a borehole, testing of borehole including flaring, erect containerised units, associated plant and equipment, extract mine gas, generate electricity and ancillary operations	18/08/2017	Committee	To be reported to 21 July 2020 committee.	No –to be requested.
land to the west of Raincliffe Grange Farm, Main Street, Seamer NY/2017/0267/ENV (C4/17/02418/CC)	Extraction and processing of sand and gravel from new quarry (11.9 hectares) including the construction of a site access road, internal haul road, mobile processing plant, site office, soil storage bunds, lagoons, stockpile area and restoration to agriculture and lake	25/10/2017	Committee	To be reported to 21 July 2020 committee.	Yes
Pallett Hill Quarry, Catterick Village, Nr Richmond NY/2017/0326/ENV (C1/18/00013/CM)	Variation of condition No's 2, 5 & 8 of Planning Permission Ref. C1/15/250/PA/F dated 7th November 1994 to facilitate an extension to the permitted area of extraction, an amendment to the restoration design and to alter the period for completion of all mineral operations from 31st December 2017 to 31st December 2022 and the restoration of the site from 31st December 2018 to 31st December 2023	20/12/2017	Committee	Application on hold. Awaiting further information from the agent.	No – to be requested upon confirmation of being placed on committee agenda
Alne Materials Recycling Facility, Forest Lane, Alne, NY/2017/0324/73A (C2/18/00147/CCC)	Variation of condition No. 9 of Planning Permission Ref. C2/03/006/0187D for the permanent retention of the site access, existing weighbridge, existing building and hardstanding areas and for use of these as an in-vessel composting facility	16/01/2017	Delegated	Issues with application type. Discussions ongoing.	No – to be requested.

Site Address NY application ref. no. (LPA ref. no.)	Proposed Development	Date registered as valid	Delegated or Committee item	Reasons why still in hand	Is an agreed Extension of Time (EoT) in place? Yes/No Expiry Date
Alne Materials Recycling Facility, Forest Lane, Alne NY/2017/0322/73A (C2/18/00146/CCC)	Variation of condition No. 2 of Planning Permission Ref. C2/11/02058/CCC for the permanent retention of the existing office building and parking area for use associated with the proposed in-vessel composting facility	16/01/2017	Delegated	Issues with application type. Discussions ongoing.	No – to be requested.
Old London Road Quarry, Stutton, Tadcaster NY/2018/0009/FUL (C8/2018/0180/CPO)	Extraction of 30,000 tonnes of limestone and importation of 600,000 tonnes of construction waste to complete restoration and export of 300,000 tonnes of secondary aggregate	09/02/2018	Committee	Awaiting further information from the application.	Extension of Time Requested
Marishes Wellsite, Wath Hall, Low Marishes, Malton, YO17 6RF NY/2018/0118/73A	Variation of Condition No. 2 of Planning Permission C3/06/00625/CPO/E for an Extension to the operating period of the existing wellsite to continue consented activities for a further 17 years from 2018 to 2035	17/05/2018	Committee	Reported to 21 st January 2020 meeting of the Committee.	Notification of a delay in the issuing of a Screening Direction from the SoS received on 8 th April 2020 due to COVID-19 impacts. Thus, a further extension is to be requested.
Kirby Misperton 1/3 Wellsite, Alma Farm, Kirby Misperton, NY/2018/0108/73A	Variation of condition No. 2 of Planning Permission Ref. C3/06/00625/CPO/C for an extension to the operating period of the existing wellsite to continue consented activities for a further 17 years to 31 December 2035	17/05/2018	Committee	Reported to 21 st January 2020 meeting of the Committee.	Notification of a delay in the issuing of a Screening Direction from the SoS received on 8 th April 2020 due to COVID-19 impacts. Thus, a further extension is to be requested.
Kirby Misperton 2 Wellsite, Alma Farm, Habton Road, Kirby Misperton NY/2018/0112/73A	Variation of condition No. 3 of Planning Permission Ref. C3/10/00924/CPO for an extension to the operating period of the existing wellsite to continue consented activities for a further 17 years from 2018 to 2035	17/05/2018	Committee	Reported to 21 st January 2020 meeting of the Committee.	Notification of a delay in the issuing of a Screening Direction from the SoS received on 8 th April 2020 due to COVID-

Site Address NY application ref. no. (LPA ref. no.)	Proposed Development	Date registered as valid	Delegated or Committee item	Reasons why still in hand	Is an agreed Extension of Time (EoT) in place? Yes/No Expiry Date
					19 impacts. Thus, a further extension is to be requested.
Malton A Wellsite, Habton Lane, Great Habton, Malton NY/2018/0114/73A	Variation of Condition No. 2 of Planning Permission Ref. C3/06/00625/CPO/A for an extension to the operating period of the existing wellsite to continue consented activities for a further 17 years from 2018 to 2035	17/05/2018	Committee	Reported to 21 st January 2020 meeting of the Committee.	Notification of a delay in the issuing of a Screening Direction from the SoS received on 8 th April 2020 due to COVID-19 impacts. Thus, a further extension is to be requested.
Malton B Wellsite, Kirby Misperton Lane, Great Habton, Malton, NY/2018/0116/73A	Variation of Condition No. 2 of Planning Permission Ref. C3/06/00625/CPO/B for an extension to the operating period of the existing wellsite to continue consented activities for a further 17 years from 2018 to 2035	17/05/2018	Committee	Reported to 21 st January 2020 meeting of the Committee.	Notification of a delay in the issuing of a Screening Direction from the SoS received on 8 th April 2020 due to COVID-19 impacts. Thus, a further extension is to be requested.
Whitewall Quarry, Welham Road, Norton on Derwent, North Yorkshire, YO17 9EH NY/2018/0167/FUL (C3/18/00967/CPO)	Retrospective application for a 2.4 hectare extension to an inert and demolition recycling area.	1/11/18	Committee	Further information requested from Applicant.	Further EOT to be requested..
Black Quarry, Leyburn, North Yorkshire NY/2018/0156/FUL - (C1/18/00840/CM)	New access and haul road, erection of a single storey workshop and lubrication store (238 external sq. metres), double stacked site office (48 external sq. metres), 2 single storey welfare units (total 72 external sq. metres), weighbridge and weighbridge office (36 external sq. metres), 2 fuel	17/09/18	Delegated	Awaiting further information from the agent following consultation responses. Discussions ongoing.	No – Further Extension of Time to be requested

Site Address NY application ref. no. (LPA ref. no.)	Proposed Development	Date registered as valid	Delegated or Committee item	Reasons why still in hand	Is an agreed Extension of Time (EoT) in place? Yes/No Expiry Date
	tanks, bicycle rack, car parking area and hardstanding				
Allerton Park Landfill, Moor Lane (Off A168), Knaresborough, HG5 0SD NY/2018/0280/73	Variation of Condition No's 1, 2 & 20 of Planning Permission Ref. C6/500/63J/CMA for the continuation of waste disposal operations for a further 6 years from 31 December 2018 until 31 December 2024 with a further year for restoration, to amend the final restoration levels across the site and to amend the final restoration scheme for the southern part of the site	21.12.18	Committee	Reported to the meeting held on 31 st March 2020.	Extension of time in which to issue the Decision Notice agreed until 17 th April 2020 to allow time for emergency decision-taking by Chief Executive in response to COVID-19 to take place.
The Old Brick And Tile Works, Riccall Road, Escrick, YO19 6ED - NY/2018/0229/73	Variation of Condition No. 2 of Planning Permission Ref. C8/10/3AC/CPO which relates to raising landfill levels	18.1.2019	Committee	Notification of appeal submission in October 2019. November committee recommended refusal. Awaiting start date of appeal from Planning Inspectorate. Latest: awaiting re-submission of amended application.	No
Went Edge Quarry, Went Edge Road, Kirk Smeaton, Selby, WF8 3LU NY/2019/0002/ENV (C8/2019/0253/CPO)	9.7 hectare quarry extension (Area 8) eastward from the current working Area 7 to provide 4.9 million tonnes of magnesian limestone followed by restoration of the land with engineered fill from existing adjacent waste treatment facility	1.3.19	Committee	To be reported to 21 July 2020 committee.	Yes - agreed until determination
Pickering Wellsite, Pickering Showground, Malton Road, Pickering, YO18 7JW NY/2018/0117/73A	Variation of Condition No. 9 of Planning Permission Ref. C3/09/00344/CPO for an extension to the operating period of the existing wellsite to continue consented activities for a further 17 years from 2018 to 2035	26.9.18	Committee	Reported to 21 st January 2020 meeting of the Committee.	Notification of a delay in the issuing of a Screening Direction from the SoS received on 8 th April 2020 due to COVID-19 impacts. Thus, a

Site Address NY application ref. no. (LPA ref. no.)	Proposed Development	Date registered as valid	Delegated or Committee item	Reasons why still in hand	Is an agreed Extension of Time (EoT) in place? Yes/No Expiry Date
					further extension is to be requested.
Pipeline to Knapton Generating Station, East Knapton, Malton, North Yorkshire, YO17 8JF NY/2018/0113/73A	Variation of condition No's 1 & 2 of Planning Permission Ref. C3/06/00625/CPO/F for the retention of the existing Vale of Pickering pipeline network between existing wellsites and Knapton Generating Station (including the pipeline from the Pickering wellsite to Kirby Misperton–A wellsite) for a further 17 years from 2018 to 2035	26.9.18	Committee	Reported to 21 st January 2020 meeting of the Committee.	Notification of a delay in the issuing of a Screening Direction from the SoS received on 8 th April 2020 due to COVID-19 impacts. Thus, a further extension is to be requested.
Kirby Misperton A wellsite (2012 Extension), Alma Farm, Kirby Misperton, North Yorkshire, YO17 6XS NY/2019/0079/FUL	Continue use of the extension to the Kirby Misperton A wellsite (previously consented under C3/12/00989/CPO) for operations associated with gas production; including production of gas from the existing production borehole, the drilling and testing of one additional production borehole followed by subsequent production of gas and the maintenance of the wellsite and boreholes (workovers).	31.5.19	Committee	Reported to 21 st January 2020 meeting of the Committee.	Notification of a delay in the issuing of a Screening Direction from the SoS received on 8 th April 2020 due to COVID-19 impacts. Thus, a further extension is to be requested.
Gale Common Ash Disposal Site, Cobcroft Lane, Cridling Stubbs, Knottingley, North Yorkshire, WF11 0BB – NY/2019/0091/ENV (C8/2019/0732/CPO)	The extraction and export of pulverised fuel ash ('PFA') from Lagoons C and D and Stages II and III of the Gale Common Ash Disposal Site and associated development, including the provision of processing plant, extended site loading pad, upgraded site access arrangement and facilities, additional weighbridges and wheel wash facility, extended site office and other ancillary development; highway improvement works on Cobcroft Lane/Whitefield Lane between the site and the A19 and at the Whitefield Lane junction with the A19; and a new access from Cobcroft Lane, car parking and ancillary development in	24.6.19	Committee	To be reported to 31 st March committee	No

Site Address NY application ref. no. (LPA ref. no.)	Proposed Development	Date registered as valid	Delegated or Committee item	Reasons why still in hand	Is an agreed Extension of Time (EoT) in place? Yes/No Expiry Date
	connection with proposals for public access to Stage I.				
Gatherley Moor Quarry, Moor Road, Gilling West NY/2019/0109/FUL (C1/19/00469/CM)	2.7 ha extension to Gatherley Moor Quarry for the extraction of 50,000 tonnes of block sandstone over a period of 20 years	1.10.19	Committee	Waiting for applicant to submit further details regarding restoration.	EoT agreed until 31 May 2020
Pallett Hill Quarry, Leeming Lane North, Catterick Village, DL10 7JX NY/2019/0130/FUL (C1/19/00587/CM)	proposed retention of quarry access until 31st December 2023	1.10.19	Delegated	Application on hold. Awaiting NY/2017/0326/FUL to be determined at committee	
Land to the rear of Unit 1, Skipton Old Airfield, Sandhutton, Thirsk, North Yorkshire, YO7 4EG NY/2019/0026/FUL (C2/19/02210/CCC)	change of use of land to a roadstone recycling plant, to include the erection of a concrete holding bay 2.4 metres high, erection of a green palisade perimeter fence with a sliding access gate 2.4 metres high, siting of a mobile crushing plant, (14.79) sq. metre portable cabin for office/wc/welfare facilities & the provision of 2 car parking spaces. The erection of an acoustic wall of 5m in height to the south and east boundaries of the development.	1.11.19	Committee	Reported to January Committee 2020, resolved to grant subject to a S106 agreement.	Yes, to end of April, but will re-negotiate E o T to coincide with date for issuing decision when S106 is finalised.
Land adjacent to and to the west and north of the current Escrick Quarry to the south west of Escrick, North Yorkshire, YO19 6ED NY/2019/0136/ENV) (C8/2019/0917/CPO)	proposed new quarry to extract approximately 6 million tonnes of clay by 2053 and restoration of the site to agriculture and nature conservation with the importation of up to 2.67 million tonnes of inert materials together with the construction of new internal site access haul road, site compound, car park, site office, wheel washing facility, security fencing and gates and the construction of a temporary bridge crossing over the National Route 65 of the National Cycle Network	1.11.19	Committee	Committee report in preparation for July Committee. Delay due to consultation with Landscape Architect.	No

Site Address NY application ref. no. (LPA ref. no.)	Proposed Development	Date registered as valid	Delegated or Committee item	Reasons why still in hand	Is an agreed Extension of Time (EoT) in place? Yes/No Expiry Date
Land to the south of Knapton Quarry, East Knapton, Malton, North Yorkshire, YO17 8JA NY/2019/0078/73 (C3/19/01184/CPO)	variation of Conditions No. 2 and 30 of Planning Permission Ref. C3/16/01918/CPO to increase the tonnage of waste received at the Green Energy Facility to up to 130,000 tonnes per annum (around 120,000 tpa processed) up from the currently granted 80,000 tpa (65,000 tonnes processed), and increase maximum stored waste from 600 tonnes to 1080 tonnes (3 days fuel) at any time. Increase in vehicle movements from 40 48 per day	16.9.19	Committee	Further Environmental Information submitted	Updated EOT to be requested.
High Rails Farm, Ripley, Harrogate, HG3 3DL NY/2019/0170/FUL (C6/19/04799/CMA)	part retrospective planning application for the crushing and screening of construction/demolition and road sleeper waste for recycling purposes, earth screening bunds and proposed tree planting	1.2.20	Delegated	Awaiting consultation responses	Yes 1.5.20
Newthorpe Quarry, Newthorpe, North Yorkshire NY/2019/0165/ENV (C8/2019/1271/CPO)	Waste recycling and restoration by infill	28.11.20	Committee	To be reported to committee on 21 July 2020	No
Settrington Quarry, Back Lane, Settrington, Malton, North Yorkshire, YO17 8NX NY/2019/0211/73 - C3/19/01386/CPO	variation of Condition No. 1 of Planning Permission Ref. C3/15/00583/CPO to allow an extension of time to recover the remaining mineral resources until 31 December 2022	11.12.19	Delegated	Waiting for further information to be provided in relation to restoration.	Yes. EoT agreed until 1 May 2020
Washfold Farm, Leyburn, North Yorkshire, DL8 5JZ NY/2020/0168/FUL – (C1/19/00899/CM)	erection of a ready mix concrete plant and associated aggregate storage	18.12.20	Committee	To be reported to committee on 21 July 2020	No

* The Development Management Procedure Order 2015 (Part 9, Article 40, Paragraph 13) allows for Local Authorities to “*finally dispose*” of applications for which the statutory period for determination has elapsed and the subsequent period for appealing against non-determination has passed.

Monitoring & Compliance Statistics Report – Quarter 4 (the period 1 January to 31 March 2020) 2019/2020

Table 1 – Complaints/alleged breaches of planning control received this quarter

Site Address	District	No. of Complaints	Subject of Complaints	Date of receipt of complaint	Action	Resolved?
County Matters						
High Austby Farm, Nesfield, Ilkley	Harrogate	1	deposition of material on a field arising from excavations associated with a house development	23.3.20	Complainant contacted and confirmed site location. Developer/Agent contacted for clarification as to what/why occurring	On-going
Tofts Road Waste Transfer Station, Kirby Misperton	Ryedale	1	Breach of planning conditions in relation to odour and pumping water onto adjacent property causing flooding and contamination.	19.3.20	Complainant acknowledged and contacted for clarification and further information. NYCC Waste Management contacted.	On-going
Betteras Hill Quarry	Selby	1	Working on Sundays/extended hours of working on the site; Lighting issues; Traffic impacts on the main road; Noise issues; Overtipping onto the closed landfill (the complainant described this as 'the spoil heap is getting higher and higher'). <ul style="list-style-type: none"> It was requested that we investigate the operator's intentions regarding the restoration of the site and timescales 	10.3.20	Complainant contacted for clarification and further information. Operator contacted for clarification as to what/why occurring	On-going

Site Address	District	No. of Complaints	Subject of Complaints	Date of receipt of complaint	Action	Resolved?
Melsonby Quarry, Barton	Richmondshire	1	Enquiry about unauthorised extraction of mineral and unauthorised quarrying related activity including blasting	28.2.20	Complainant contacted for clarification and further information. Operator contacted for clarification as to what/ why occurring	On-going. Operator has confirmed operations have stopped on site due to current situation and agreed to site meeting once restrictions lifted
County Council Development						
Melsonby Methodist Primary School	Richmondshire	1	Unauthorised erection of a canopy/shelter structure in the playground of the Primary School at Melsonby	11.03.20	Letter wrote to school regarding unauthorised structure, also made CYPS aware. Contact made by school agreeing to submit planning application	Partially – awaiting retrospective planning permission being submitted

Table 2 – Updates on ‘live’ complaints/alleged breaches of planning control received prior to this quarter

Site Address	District	No. of Complaints	Subject of Complaints	Date of receipt of complaint	Action	Resolved?
County Matters						
Whitewall Quarry	Ryedale	7 (2 complainants)	Noise, speed of vehicles and dust on highway Further engineering operations outside of planning permission boundary.	Dates between 06/07/2017 & April 2018	Speed of vehicles on public highway not a planning matter, referred to Police. Operator reminded to keep public highway leading from site access in a clean condition. Investigations ongoing with regard to noise complaints. Investigation ongoing into engineering operation outside of planning permission boundary.	Partially
Whitewall Quarry, Concrete Batching plant	Ryedale	3 (1 complainant)	Noise from Concrete Batching plant (early morning)	24.7.19 30.8.19 12.9.19	Noise complaints fall within permitted operating hours. Complainant giving consideration to option of using Environmental Health Officer for noise monitoring to establish if noise nuisance. Operator contacted each occurrence and reports no operations out of ordinary.	Partially, but decision to use Environmental Health noise monitoring being given consideration by complainant.
Murray Brown & Son waste transfer/recycling operation, Flixton	Scarborough	1	Noise and early morning disturbance and poor site management.	18/10/2018	Contact made with Scarborough BC to chase up whether confirmation from the complainant to passing on the details of the complaint, plus anything which may be relevant from the Environmental Health Officer. Chased up in November 2018 as no contact from complainant or SBC.	Contact made with SBC 31/1/2019 and confirmation that EA are involved. No further contact from complainant or SBC. Case closed.

Site Address	District	No. of Complaints	Subject of Complaints	Date of receipt of complaint	Action	Resolved?
North Close Farm	Harrogate	1	Materials including soil and broken up concrete slabs have been brought on land	31/01/2019	Material removed from land.	04/02/2019
Foal Cote Farm, Markington, North Yorkshire, HG4 3AN	Harrogate	1	Unauthorised tipping, with 8 wheeler Lorries running along with significant numbers of tractors and trailers from Harrogate Building sites.	11/02/2019	Awaiting response from environment agency on whether further action would be required.	Partially
Metcalfe Farms, Washfold Farm	Richmondshire	2	Alleged unauthorised blasting operations and sale of mineral	23/01/2019	Resolved as extraction of mineral formed part of the development of the 2 agricultural buildings permitted by Richmondshire District Council 18/00515FULL granted on 1 st October 2018.	Resolved
Stobarts, Great Heck	Selby	1	Alleged unauthorised development: laying of concrete pad	26/06/2019	Site visited 01/07/2019	Work relating to concrete in compliance with Planning Permission C8/2016/0008/CPO – However, site in breach of condition 25 for stock pile heights. Letter sent – site visit to commence once restrictions lifted.
Cattal Station Yard, Station Road, Cattal, YO26 8EB	Harrogate	1	Non-compliance with conditions 3,4,6,7 and 14.	25/7/2019	Being investigated before a site visit is arranged.	On-going

Site Address	District	No. of Complaints	Subject of Complaints	Date of receipt of complaint	Action	Resolved?
Betteras Hill Quarry	Selby	1	Deposit of waste on top of closed landfill (Environment Agency complaint followed by complaint via EA from member of public)	21/8/19	Complainant (member of public) contacted by e-mail. No further contact by them. Trying to set up meeting with District and EA.	Partially – site owner has admitted offence and EA taking enforcement action. Still to be investigated by NYCC from planning perspective. Waiting for EA to confirm date of meeting with NYCC and District. No further contact from this complainant.
Scholla Grange, Bullamoor Road DL6 3RA	Hambleton	1	Deposit of waste	16/8/19	Site visited 29/08/19	Partially. Need to speak to District Enforcement Officer.
County Council Development						
Sherburn High School	Selby	1	Traffic at school drop off and pick up times	25/3/2019	School contacted for travel plan awaiting response.	
Malton Community Sports Centre, Broughton Road, Malton	Ryedale	1	Flooding on B1257 Broughton Road, Malton arising from runoff from sports centre carpark /access road	26/11/2019	Site meeting with Highways took place 12/03/20	Partially – action agreed by all parties to investigate on-site drainage – service was booked for April but was cancelled due to Coronavirus – to be rearranged when possible.

Table 3 – Number of complaints/alleged breaches of planning control received by quarter

2019/20	Quarter 1 (Apr-Jun)	Quarter 2 (Jul-Sept)	Quarter 3 (Oct-Dec)	Quarter 4 (Jan-Mar)
No. of complaints/alleged breaches of planning control received	4	Cumulative total no.	2 Cumulative total no.	5 Cumulative total no.

Table 4 – Number of complaints/alleged breaches of planning control resolved by quarter

2019/20	Quarter 1 (Apr-Jun)	Quarter 2 (Jul-Sept)	Quarter 3 (Oct-Dec)	Quarter 4 (Jan-Mar)
Number of complaints of the total number of 'live' complaints resolved	25% (no. 1/4)	% (no. /) Cumulative total % (no. /)	% (no. /) Cumulative total % (no. /)	0% (no.0/) Cumulative total % (no. /)

Table 5 – Number of complaints/alleged breaches of planning control resolved by quarter

2019/20	Quarter 1 (Apr-Jun)	Quarter 2 (Jul-Sept)	Quarter 3 (Oct-Dec)	Quarter 4 (Jan-Mar)
Number of resolved complaints resolved within 20 days of receipt	25% (no. 1/4)	% (no. /) Cumulative total % (no. /)	% (no./) Cumulative total % (no. /)	0% (no./) Cumulative total % (no. /)

Existing Enforcement Issues

Formal Enforcement notices served by the County Council

No notices were served during this period.

Table 6- Monitoring and Compliance Visits undertaken in Quarter 4 (Minerals and Waste Sites only)

Site	District	Date Visited
Gatherley Moor Quarry	Richmondshire	17.1.2020