

UPDATE TO AGENDA

APPLICATION NO: 10/3078W

**LOCATION: Acre Nook East Extension, Dingle Bank Quarry,
Chelford, Macclesfield**

UPDATE PREPARED 15th June 2011

RECOMMENDATION

Approve subject to prior appropriate Deed of Variation or new planning agreement under s106 TCPA which secures the implementation of nature conservation management plan referred to in the Agreement of 8th January 2007 relating to the site

AND

Subject to the following conditions

- 1. Mineral extraction to cease by 31st December 2016**
- 2. Extraction areas to be restored by 31st December 2018**

The replication where relevant of the existing 57 conditions attached to the current permission for the quarry that deal with:

Matters requiring approval

Hours of working

Traffic movements and protection of local highway network

Soil Handling

Methods of working

Plant, machinery and buildings

Noise

Dust

Surface water drainage, pollution control

Lighting

Site maintenance

Ecology

Restoration

Aftercare

UPDATE TO AGENDA

APPLICATION NO: 10/3080W

LOCATION: Dingle Bank Quarry, Chelford, Macclesfield

UPDATE PREPARED 15th June 2011

RECOMMENDATION

Approve subject to prior appropriate Deed of Variation or new planning agreement under s106 TCPA which secures the implementation of the management plan referred to in the Agreement of 13th September 1994 and of the woodland management plan and hydrological monitoring referred to in the planning agreement of 12th September 1994 in respect of this site

AND

Subject to the following conditions

- 1. Mineral extraction to cease by 31st December 2016**
- 2. Extraction areas to be restored by 31st December 2018**

The replication where relevant of the existing 84 conditions attached to the current permission for the quarry that deal with:

**Hours of working
Traffic movements and protection of local highway network
Protection of public footpaths
Soil stripping
Methods of working
Tailings disposal
Plant, machinery and buildings
Noise
Dust
Surface water drainage, pollution control
Archaeology
Site maintenance
Restoration
Aftercare**

STRATEGIC PLANNING BOARD – 15th June 2011

UPDATE TO AGENDA ITEM 7

APPLICATION NO: 10/4485N

LOCATION: Whittakers Green Farm, Pewit Lane,
Bridgemere, CW5 7PP

UPDATE PREPARED: 15th June 2011

REPRESENTATIONS

Two additional representations have been received by the Council after the publication of the report made by the Agents and a local resident.

In summary the following issues are raised:

The resident comments that large volumes of waste are now being imported from various sources (including Cheshire East Council and very large 44t Eddie Stobart vehicles), and there is no need for yet further deliveries at unsocial times. Resident's amenity should be considered as well as that of the schools.

The agent points to the lack of objection from the Highway Engineer and that the planning officers are not taking such advice into account. They add that the only waste entering the site is from Cheshire East Council and it is up to the Council to control import times.

Both objecting resident and agent refer to the unenforceability of the condition proposed. The resident considers it would be impossible to identify if waste was from Household waste and recycling centres or from other waste sources. The agent points out that a previous permission grants Bank Holiday delivery for up to five vehicles and that there is no restriction other than green garden waste, as to where such waste originates. As such now imposing a restriction to only HWRC sources would in his view be illegal.

COMMENT

It is considered the amenity of local residents has been taken into account within the report in addition to the impacts on school traffic.

The agents assertion that only CEC waste is being imported is inaccurate since there are deliveries to the site by small private landscape contractors and, as pointed out by residents, large HGV's from outside the Borough.

It is agreed that the enforcement of the condition as proposed could be difficult and confusing. As such an amended recommendation is now proposed that would resolve any future misinterpretation and conflict by retaining current conditions.

RECOMMENDATION

That the Board Refuses permission on the grounds that;

The proposed development is contrary to policy 28 of the Cheshire Replacement Waste Local Plan. In particular the proposal would have an unacceptable environmental impact on the safe movement of traffic on local roads and villages in the area and the arrival and departure of vehicles and people at local schools.