

Report of the Chief Executive

Kimberley Brewery Site Update1. Purpose of Report

This report is brought to the Planning Committee in order to update members in respect of areas of concern raised by Councillors and members of the public.

2. Recommendation

The Committee is asked to NOTE the report.

3. Details

The Kimberley Brewery site is a residential development located within Kimberley Conservation Area and is currently partly occupied and partly under construction.

The development has been under investigation by the Enforcement Team for breaches of planning permission, as outlined in the appendix, and for other planning matters. In addition, various concerns have been raised by Councillors and members of the public, including residents, in terms of various other matters relating to the site including quality of work, state of the site, and surface water flooding.

The purpose of the report is to provide a regular update on both planning and non-planning matters relating to the site, which are set out in the **appendix**. It was requested at December 2023 Planning Committee that the update be provided every three months.

4. Financial Implications

- 4.1 The comments from the Head of Finance Services were as follows:
There are no additional financial implications for the Council with the costs/income being within the normal course of business and contained within existing budgets. Any separate financial issues associated with S106s (or similar legal documents) are covered elsewhere in the report.

5. Legal Implications

- 5.1 The comments from the Head of Legal Services were as follows:
The Legal implications are set out in the report where relevant, a Legal advisor will also be present at the meeting should legal considerations arise.

6. Data Protection Compliance Implications

- 6.1 Due consideration has been given to keeping the planning process as transparent as possible, whilst ensuring that data protection legislation is complied with.

7. Background Papers

Nil.

1. Planning Matters Outstanding

- 1.1 Following on from the September update, the Deed of Variation (DoV) Section 106 Agreement has now been completed (5 November 2024). Going forward, the requirements of the DoV would be monitored by the planning team.
- 1.2 Works to cover and repair the kiln roofs are underway.
- 1.3 Works to repair / renovate the bridge over Hardy Street are also underway.

2. Non-planning Matters

- 2.1 There are no new non-planning matters to report since the last update.

3. Brewery Tower planning application

- 3.1 An updated bat report has now been received, with Notts Wildlife Trust being satisfied with the findings. The planning application has now been granted conditional planning permission by way of delegated powers. The decision notice was issued mid-November 2024.

It is suggested that, as planning matters initially raised have now been, in the main, resolved, that this report be the last update in this form to come before Committee.