



**REPORT OF:** DEMOCRATIC AND LEGAL MANAGER  
**TO:** BRIERFIELD AND REEDLEY COMMITTEE  
**DATE:** 29<sup>TH</sup> MARCH, 2016

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**PROGRESS REPORT ON ACTION ARISING FROM  
BRIERFIELD & REEDLEY COMMITTEE ON 1<sup>ST</sup> MARCH, 2016**

**1. Public Question Time**

(1) Ms S. Matthews of Kings Causeway, Brierfield asked if action could be taken with regard to work of an industrial scale being carried out at 308 Kings Causeway, which was having a negative impact on neighbouring residents. She reported that wagonloads of tree trunks had been delivered to the property, which had then been broken down with a chainsaw and industrial log splitter, creating problems with noise and fumes. The volume of wood and the fact that, on occasions, the logs had been removed from the property implied that a business was being operated from the premises. However, there still remained a large number of logs on site, stored in the garden and in makeshift sheds. A number of photographs were circulated which showed the extent of the problem.

Ms Matthews advised that planning permission to alter the garden/change in ground levels had been granted in January, 2013, but that this work had not been carried out.

Ms Hardman, also of Kings Causeway echoed the concerns of Ms Matthews. They asked if action could be taken to restore the land to a domestic garden (i.e. lawned and/or landscaped as per the planning permission).

The Principal Development Management Officer advised that there had been an enforcement case at this address. The Council had been aware of the





5.	<p><b><u>Proposed introduction of a Speed Indicator Device</u></b></p> <p><b>RESOLVED</b></p> <p>That, as referred to at minute 129, a meeting be arranged with officers of Lancashire County Council to discuss the potential locations for two speed indicator devices/vehicle activated signs in the Brierfield and Reedley area.</p>	<p><b>Date to be agreed.</b></p>
6.	<p><b><u>Clitheroe Road/Glen Way, Brierfield Compulsory Purchase Order (CPO) 2016</u></b></p> <p><b>RESOLVED</b></p> <p>That the Executive be recommended to –</p> <p>(1) Make THE BOROUGH OF PENDLE (CLITHEROE ROAD/GLEN WAY, BRIERFIELD) COMPULSORY PURCHASE ORDER 2016 under Section 226(1)(a) of the Town and Country Planning Act 1990 (as amended by section 99 of the Planning and Compulsory Purchase Act 2004 and the Acquisition of Land Act 1981 (as amended)) for the acquisition of all interests in land and premises described in this report and on the site shown edged red on the Map in Appendix 1 to this report, for the purpose of securing the development, redevelopment and improvement of the Brierfield Mills complex through a heritage based mixed use scheme, in the expectation that such action will improve the social, economic and environmental wellbeing of the area.</p> <p>(2) Authorise appropriate officers of the Council to take any necessary steps to prepare the documentation required to make The Borough of Pendle (Clitheroe Road/Glen Way, Brierfield) Compulsory Purchase Order 2016 under Section 226(1) (a) of the Town and Country Planning Act 1990 (as amended by section 99 of the Planning and Compulsory Purchase Act 2004 and the Acquisition of Land Act 1981 (as amended)).</p> <p>(3) Authorise officers of the Council to take any such steps as may be required to promote, with a view to securing the confirmation and subsequent implementation of the above aforementioned Order. Such steps are to include but not be exclusive to the following:-</p> <ul style="list-style-type: none"> <li>• Affixing the Common Seal of the Council to the Compulsory Purchase Order and Map</li> </ul>	<p><b>To be considered by the Executive on 17<sup>th</sup> March, 2016.</b></p>

	<ul style="list-style-type: none"> <li>• the issue and service of all statutory notices</li> <li>• the submission of all necessary documentation to the Secretary of State for Communities and Local Government in seeking to obtain confirmation of the Orders</li> <li>• continuing negotiations and approving agreements with land owners setting out the terms for the acquisition of their interests, as if a confirmed Compulsory Purchase Order had been in place</li> <li>• agreeing in advance the withdrawal of objections to the Compulsory Purchase Order (where appropriate)</li> <li>• assisting with relocation and re-settlement of the existing businesses that wish to relocate</li> <li>• the presentation of the Council's case at any public inquiry or through written representations if this is appropriate</li> <li>• representation of the Council's case at Parliament should Special Parliamentary Procedure be invoked as part of the confirmation process</li> <li>• to make and affix the Common Seal of the Council to a General Vesting Declaration in respect of any part of the Order Land and to issue and serve any statutory notices relating thereto</li> <li>• representation of the Council's case on compensation matters connected with this Compulsory Purchase Order to the Upper Tribunal (Lands Chamber)</li> <li>• making the appropriate application(s) to the Secretary of State for orders under section 247 or otherwise progress orders under section 257 of the Town and Country Planning Act 1990 for stopping up of the highways shown cross hatched on the Map in Appendix 3 of this Report and known as: <ul style="list-style-type: none"> <li>• Adopted Highway known as Pendle Road from its junction with Glen Way to its junction with Dale Street</li> <li>• Adopted Highway known as Thomas Street from its junction with Pendle Street to its junction with Clitheroe Road</li> <li>• Unadopted Highway known as Exton Street from Pendle Street to its junction with Clitheroe Road</li> </ul> </li> </ul>	
7.	<b><u>Glen Way, Brierfield Compulsory Purchase Order (CPO) 2016</u></b>	

**RESOLVED**

That the Executive be recommended to –

- (1) Make THE BOROUGH OF PENDLE (GLEN WAY, BRIERFIELD) COMPULSORY PURCHASE ORDER 2016 under Section 226(1)(a) of the Town and Country Planning Act 1990 (as amended by section 99 of the Planning and Compulsory Purchase Act 2004 and the Acquisition of Land Act 1981 (as amended)) for the acquisition of all interests in land and premises described in this report and on the site shown edged red on the Map in Appendix 1 to this report, for the purpose of securing the development, redevelopment and improvement of the Brierfield Mills complex through a heritage based mixed use scheme, in the expectation that such action will improve the social, economic and environmental wellbeing of the area.
- (2) Authorise appropriate officers of the Council to take any necessary steps to prepare the documentation required to make The Borough of Pendle (Glen Way, Brierfield) Compulsory Purchase Order 2016 under Section 226(1) (a) of the Town and Country Planning Act 1990 (as amended by section 99 of the Planning and Compulsory Purchase Act 2004 and the Acquisition of Land Act 1981 (as amended)).
- (3) Authorise officers of the Council to take any such steps as may be required to promote with a view to securing the confirmation and subsequent implementation of the above aforementioned Order. Such steps are to include but not be exclusive to the following:-
  - Affixing the Common Seal of the Council to the Compulsory Purchase Order and Map
  - the issue and service of all statutory notices
  - the submission of all necessary documentation to the Secretary of State for Communities and Local Government in seeking to obtain confirmation of the Orders
  - continuing negotiations and approving agreements with land owners setting out the terms for the acquisition of their interests, as if a confirmed Compulsory Purchase Order had been in place
  - agreeing in advance the withdrawal of objections to the Compulsory Purchase

**To be considered by the Executive on 17<sup>th</sup> March, 2016.**

	<p>Order (where appropriate)</p> <ul style="list-style-type: none"> <li>• assisting with relocation and re-settlement of the existing businesses that wish to relocate</li> <li>• the presentation of the Council's case at any public inquiry or through written representations if this is appropriate</li> <li>• representation of the Council's case at Parliament should Special Parliamentary Procedure be invoked as part of the confirmation process</li> <li>• to make and affix the Common Seal of the Council to a General Vesting Declaration in respect of any part of the Order Land and to issue and serve any statutory notices relating thereto</li> <li>• representation of the Council's case on compensation matters connected with this Compulsory Purchase Order to the Upper Tribunal (Lands Chamber)</li> </ul>	
8.	<p><b><u>Land at Richard Street, Brierfield – Land in private Ownership</u></b></p> <p><b>RESOLVED</b></p> <p>(1) That Liberata Property Services be asked to provide their opinion of the open market value of the land marked "B" on the plan attached to the report as soon as possible;</p> <p>(2) That the solicitors acting for the Duchy be asked whether they would consider granting a lease of the land and, if so, upon what terms;</p> <p>(3) That a further report containing the valuation referred to above be submitted to the next meeting of this Committee.</p>	Item elsewhere on the agenda.
9.	<p><b><u>Brierfield Health Centre</u></b></p> <p>Prior to the meeting of this Committee, a meeting had been held with a representative of East Lancashire Clinical Commissioning Group to discuss concerns regarding the East Lancashire Medical Services (ELMS) Federated Practice based at Brierfield Health Centre.</p> <p>An update would be provided to a future meeting.</p>	Item elsewhere on the agenda.
10.	<p><b><u>Miscellaneous pieces of land</u></b></p> <p><b>RESOLVED</b></p>	

	That consideration of this item be deferred to the next meeting of this Committee.	<b>Item elsewhere on the agenda.</b>
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