

**MINUTES OF A MEETING OF THE  
COLNE AND DISTRICT COMMITTEE  
HELD AT COLNE TOWN HALL  
ON 4<sup>TH</sup> APRIL, 2019**

*PRESENT –*

*Councillor G. Waugh - Chairman (In the Chair)*

**Councillors**

*N. Butterworth  
J. Cooney  
V. Fletcher  
M. S. Foxley  
P. Foxley  
A. R. Greaves  
D. E. Lord  
N. McCollum  
S. Petty  
P. White*

**Co-optees**

*J. Dransfield  
A. Sutcliffe*

**Also in attendance**

*Gemma Johnson Lancashire Superfast Broadband  
Nick Kershaw Lancashire Superfast Broadband*

**Officers in attendance**

*Neil Watson Planning, Economic Development and Regulatory Services Manager  
Jackie Dickinson Environmental Health (Commercial) Team Leader  
Lynne Rowland Committee Administrator*

*(Apologies for absence were received from Councillors J. Nixon and G. Roach.)*



*The following person attended the meeting and spoke on the items indicated –*

<i>Martin Petty</i>	<i>18/0888/ADV Advertisement Consent. Retention of illuminated fascia sign to west elevation (Retrospective) at 57 Market Street, Colne</i>	<i>Minute No.</i>
	<i>19/0099/FUL Full: Retention of shop front to south and west elevations (Retrospective) at 57 Market Street, Colne</i>	<i>Minute No.</i>

**169. DECLARATION OF INTERESTS**

Members were reminded of the requirements of the member Code of Conduct concerning the declaration of interests.

**170. SUPERFAST LANCASHIRE**

The Committee welcomed Gemma Johnson and Nick Kershaw of Lancashire Superfast

Broadband who had been invited to the meeting to provide information on the broadband provision in Colne.

Prior to the meeting, the Committee had been provided with details on the background to the Superfast Broadband Project; the overall programme status; and specific information relating to the postcodes in the Colne and District area.

As a result of the programme Lancashire now had Superfast coverage (over 24Mbps) across 97% of the County. The Superfast coverage in Colne and District was also at 97%. However there were still specific local areas with poor connectivity. In some cases this was due to the capacity level of the cabinets and/or the distance from the cabinet to the property.

Future plans included working in rural areas, which would involve approaching the Council to help identify public buildings to create an infrastructure. One suggestion put forward was the Wycoller Visitor Centre.

The Committee was invited to send any suggestions/comments or report any issues to [superfast@lancashire.gov.uk](mailto:superfast@lancashire.gov.uk).

**171. PUBLIC QUESTION TIME**

There were no questions from members of the public.

**172. MINUTES**

**RESOLVED**

That the Minutes of the meeting held on 7<sup>th</sup> March, 2019 be approved as a correct record and signed by the Chairman.

**173. PROGRESS REPORT**

A progress report on action arising from the last meeting was submitted for information.

Members were advised that the Committee's preference to demolish the former public conveniences building on Colne Bus Station, repair the retaining wall and create a green space or paved area had been noted. A report on the cost implications would be submitted to a future meeting.

**174. POLICE ISSUES**

It was reported that there continued to be an issue with drugs being sold on the car park at the rear of the library and underneath Ivegate and with drug use in the cemetery. Members requested an update to the next meeting on action being taken.

A Member also expressed concern at the fragile structure of the Colne Community Safety Partnership and the recent withdrawal of clerk support. It was agreed that these concerns be relayed to the Council's Chief Executive with a request that the situation be reviewed in six months' time.

175.

**PLANNING APPLICATIONS**

**(a) Applications to be determined**

The Planning, Economic Development and Regulatory Services Manager submitted a report of the following planning applications to be determined -

**18/0888/ADV Advertisement Consent. Retention of illuminated fascia sign to west elevation (Retrospective) at 57 Market Street, Colne for Martin Petty**

The Planning, Economic Development and Regulatory Services Manager submitted an update regarding the dimensions of the development as shown on the submitted plans. The recommendation to refuse the application remained the same.

**RESOLVED**

(1) That planning permission be **refused** for the following reasons –

1. The signage installed is unacceptable in design terms given the garish colour schemes used, poor workmanship and inappropriate lighting methods, to the detriment of the appearance of the building and street scene, along with the visual amenity of the town centre location. The signage thereby fails to accord with Policies ENV2 and SUP4 of the Pendle Local Plan Part 1: Core Strategy (2011-2030) and the Design Principles Supplementary Planning Document.
- (2) That the Planning, Economic Development and Regulatory Services Manager be delegated authority to take appropriate enforcement action.

**19/0041/HHO Full: Demolition of outrigger and erection of single storey extension to rear at 3 Spring Grove, Colne for Mrs L Hurlstone**

**RESOLVED**

That planning permission be **granted** subject to the following conditions –

1. The proposed development hereby permitted shall be begun before the expiration of three years from the date of this permission.

**Reason:** Required to be imposed by Section 91 of the Town and Country Planning Act 1990, as amended by Section 51 of the Planning and Compulsory Purchase Act 2004.

2. The development hereby permitted shall be carried out in accordance with the following approved plans:

531 01, 02, 03 & 04.

**Reason:** For the avoidance of doubt and in the interests of proper planning.

3. The external materials to be used on the extension hereby permitted shall match the existing dwellinghouse in terms of texture, colour, shape and size unless otherwise approved in writing by Local Planning Authority.

**Reason:** In order to ensure a satisfactory appearance for the development.

**REASON**

***Section 38 of the Planning and Compulsory Purchase Act 2004 requires that applications be determined in accordance with the development plan unless material considerations indicate otherwise. The proposed development would not adversely impact on the openness of the Green Belt and would be acceptable in terms of design and materials and therefore complies with the development plan. There is a positive presumption in favour of approving the development and there are no material reasons to object to the application.***

**19/0050/CND Approval of Details Reserved by Condition: Discharge of Condition 13 (Invasive Species) of Planning Permission 13/14/0580P at land to the east of Windermere Avenue, Colne for McDermott Homes Ltd**

The Planning, Economic Development and Regulatory Services Manager reported receipt of an update report from Eco Control Solutions that included the control of Himalayan Balsam on the site as well as the eradication of Japanese Knotweed which was acceptable and met the requirements of the condition. Therefore the recommendation was to discharge the condition subject to implementation.

**RESOLVED**

That condition 13 relating to the treatment of Invasive Species on the site be discharged subject to implementation.

**19/0099/FUL Full: Retention of shop front to south and west elevations (Retrospective) at 57 Market Street, Colne for Martin Petty**

**RESOLVED**

That planning permission be **refused** for the following reasons –

1. The shop front installed is unacceptable in terms of design, materials and colour scheme to the detriment of the appearance of this building and street scene, together with the visual amenity of the town centre location. The development thereby fails to accord with Policies ENV2 and SUP4 of the Pendle Borough Council Local Plan Part 1: Core Strategy (2011-2030) and the Design Principles Supplementary Planning Document.

**(b) Appeals**

The Planning, Economic Development and Regulatory Services Manager submitted a report which advised the Committee of one outstanding appeal and one appeal decision.

It was also reported that an appeal had been received with regard to the external staircase at Tubbs of Colne, Albert Road.

**176. ENFORCEMENT/UNAUTHORISED USES**

**(a) Outstanding enforcements**

The Planning, Economic Development and Regulatory Services Manager submitted a report, for information, which gave the up-to-date position on outstanding enforcement cases.

He answered a number of specific questions relating to the report.

**(b) Land to the South of Curzon Street, Colne**

The Planning, Economic Development and Regulatory Services Manager submitted an update report which advised of action taken to remedy the condition of security fencing at land to the south of Curzon Street, Colne.

**RESOLVED**

- (1) That the action taken so far to remedy the condition of security fencing at land to the south of Curzon Street, Colne be noted.
- (2) That the Planning, Economic Development and Regulatory Services Manager be asked to continue in discussions with the land owner.

**REASON**

*In the interests of visual amenity.*

**(c) Enforcement action**

The Head of Legal Services submitted a report, for information, which gave the up-to-date position on prosecutions.

**(d) Hubbs House Farm, Colne**

The Planning, Economic Development and Regulatory Services Manager advised that the case relating to the ongoing issue of illegal activities being carried out at Hubbs House Farm, Colne and the land associated with it was ongoing.

**(e) Persimmon Homes Site, Knotts Drive, Colne**

The Committee was advised that a further public meeting was to be held tomorrow evening with regard to the Persimmon Homes Site, Knotts Drive, Colne.

**177. CAPITAL PROGRAMME 2018/19 AND 2019/20**

The Housing, Health and Engineering Services Manager submitted a report which advised Members on the Committee's 2018/19 and 2019/20 capital budgets. The report included one bid for consideration.

**RESOLVED**

That £12,000 be allocated towards Colne Town Centre Premises Improvement Grants.

**REASON**

***To allocate the Committee's Capital Programme effectively.***

**178. COMMUNITY INVESTMENT FUND 2018/19**

Members noted the allocations made to date under the Community Investment Fund together with details on the following recently verified bid –

- Councillors J. Cooney, N. McCollum and V. Fletcher - £2,040 each as a contribution towards the resurfacing of Haverholt Road, Colne

**179. CUERDEN STREET, COLNE**

**(a) Untidy garages**

It was thought that the previously reported abandoned car had now been removed from the area.

**(b) 9 and 11 Cuerden Street, Colne**

It was understood that the frontages to the properties had now been tidied.

**180. PREMISES IMPROVEMENT GRANTS 2018/19 SUMMARY**

The Planning, Economic Development and Regulatory Services Manager submitted a report which updated the Committee on the progress made on the Colne Premises improvement Grants Scheme in the 2018/19 financial year.

The Committee was asked to consider nominating two Members to a Premises Improvement Grants Panel.

**RESOLVED**

That appointment to the Premises Improvement Grants Panel be considered at the next meeting of this Committee.

**REASON**

***To allow the decision to be taken by the 2019/20 membership of the Colne and District Committee.***

**181. POTENTIAL PROBLEM SITES**

**Old Mill Sites in the South Valley**

At the January meeting of this Committee concern had been raised with regard to the condition of the former mill sites in the South Valley.

The Committee was advised that these sites had since been discussed at a recent Council meeting where it had been agreed that an urgent meeting be arranged with representatives of

Colne Town Council, Councillors and land owners to ensure the sites were brought forward for development.

**RESOLVED**

That the outcome of the proposed meeting be reported back to a future meeting of this Committee.

**REASON**

*For information.*

**182. ADVERTISEMENT REQUEST**

The Committee considered a request from Colne Town Council for consent to advertise its organised events on Pendle Council land.

The request was for permission to advertise upcoming events such as Easter in Colne, Colne Grand Prix, The Great British Rhythm and Blues Festival, Hallowe'en in Colne and Christmas in Colne on land shown on maps submitted to the meeting.

It had been stated that Colne Town Council's insurance would indemnify Pendle Council for use of its land for their advertising boards.

**RESOLVED**

That Colne Town Council be granted permission to advertise its upcoming events on the Pendle Council land indicated, subject to the appropriate indemnity insurance being in place and evidence of this being submitted to the Council.

**REASON**

*To support the Town Council in promoting its events, whilst ensuring it is indemnified in respect of injury or damage to others in the event of a claim.*

**183. ITEMS FOR DISCUSSION**

**Orange water and flooding at the bottom of Knotts Lane, Colne on 16<sup>th</sup> March**

Councillor Greaves reported a further case of flooding at the bottom of Knotts Lane, Colne with water that was orange in colour. It was noted that, following recent analysis, the colour of the water was no longer a cause for concern, however the reason for the flooding was yet to be identified.

The Committee was advised that the Council was working with Lancashire County Council and United Utilities to help identify the cause.

**184. AIR QUALITY MANAGEMENT AREA ORDER**

The Environmental Health (Commercial) Team Leader reported on the Council's local air quality management. It was noted that in Pendle, the only significant air pollution source was road traffic. As a result nitrogen dioxide was monitored in areas of heavy traffic. In 2011, after nitrogen dioxide

Colne and District Committee (04.04.2019)

limits had been exceeded in some areas of Colne, an Air Quality Management Area (AQMA) was declared and an Air Quality Action Plan (AQAP) prepared.

There were 36 monitoring sites across Pendle where data was collected through diffusion tubes, eleven of which were located in the Colne AQMA.

Recent analysis had shown that nitrogen dioxide levels had reduced and this would be reported in the Annual Report which was currently being prepared.

It was agreed that further information on this topic would be made available on the Council's website on production of the Annual Report.

**185. COLNE AND DISTRICT WORKING GROUP OF THE COLNE COMMUNITY SAFETY PARTNERSHIP**

Minutes of a meeting of the Colne and District Working Group of the Colne Community Safety Partnership held on 7<sup>th</sup> March, 2019 were submitted for information.

**186. OUTSTANDING ITEMS**

The following items had either been referred to this Committee or requested by the Committee. Reports would be submitted to future meetings.

- (a) Residents Parking, Calder Street, Colne (Result of survey) (07.02.19)
- (b) Land off Laithe Street, Colne (07.03.19)

**187. MR PETER ATKINSON**

Further to the announcement that Mr Peter Atkinson, the Council's Neighbourhood Services Manager and Area Co-ordinator was to leave the Council in May, 2019, the Committee expressed its thanks and appreciation for all his work on behalf of the Council and this Committee over the years and wished him well for the future.

CHAIRMAN \_\_\_\_\_