

**MINUTES OF A MEETING OF NELSON COMMITTEE
HELD AT NELSON TOWN HALL
ON 1ST JULY 2019**

PRESENT –

Councillor M. Sakib (Chairman – in the Chair)

Councillors	Co-optees	Police Representatives
<i>Nadeem Ahmed Z. Ali M. Ammer E. Ansar M. Aslam T. A. Cooney J. Henderson M. Iqbal A. Mahmood N. McGowan Y. Tennant S. Wicks</i>	<i>Nick Emery (Nelson Town Team)</i>	<i>Inspector Winter Inspector Cartwright</i>

Officers in attendance:

<i>Julie Whittaker</i>	<i>Housing, Health and Engineering Services Manager (Area Co-ordinator)</i>
<i>Alex Cameron</i>	<i>Planning Officer</i>
<i>Sarah Waterworth</i>	<i>Committee Administrator</i>

(Apologies for absence were received from Councillors G. Adam and K. Shore and S. Sawar, Nelson Town Council)



The following person attended the meeting and spoke on the following item:

<i>M. Ahmed</i>	<i>Town Centre Car Parks</i>	<i>Minute No. 33</i>
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25. DECLARATIONS OF INTERESTS

Members were reminded of the requirements of the Member Code of Conduct concerning the Declaration of Interests.

<i>Councillor M. Ammer</i>	<i>Full: Change of use from car park and open space to form car sales lot, siting of associated portakabin and erection of flood lighting columns at Land at Branch Street, Nelson</i>	<i>Minute No. 30</i>
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26. PUBLIC QUESTION TIME

There were no questions raised from members of the public.

27. MINUTES

RESOLVED

That the Minutes of the meeting held 3rd June, 2019 be approved as a correct record and signed by the Chairman.

28. PROGRESS REPORT

A progress report on action arising from the meeting of this Committee held on 3rd June, 2019 was submitted for information.

29. POLICE AND COMMUNITY SAFETY PARTNERSHIP

Inspector Winter advised the Committee of Central Government funding of £1.5m that had been allocated to Lancashire, for use in 2019/20 only, to prevent and reduce knife crime. This had been subject to a further £325k based on data of recorded violence and hospital admissions relating to injuries caused by knives.

A team of one sergeant and six constables were being tasked to patrol a specific area every weekend (Friday/Saturday/Sunday night). Operations had taken place in Pendle on 24th May and 14th June and over 300 people had been engaged with. Several more operations within Pendle had been planned and the team were looking to deliver an educational programme in schools.

Inspector Winter finished by informing the Committee of his upcoming retirement and thanked Members for their help and support during his time in the area. He introduced his replacement, Inspector Andy Cartwright, who would attend future meetings.

The Committee expressed their thanks to Inspector Winter and wished him well for the future.

30. PLANNING APPLICATIONS

Applications to be determined

(Councillor M. Ammer declared a pecuniary interest in the following item and left the room.)

19/0172/FUL Full: Change of use from car park and open space to form car sales lot, siting of associated portakabin and erection o floodlighting columns at Land at Branch Street for Mr Arif

The Planning Officer handed an update to the meeting where the recommendation had changed to approval due to further comments from Lancashire County Council.

RESOLVED

That planning permission be **granted** subject to the following conditions and reasons:-

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: LU149-P01A, LU149-P03B.

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

3. There shall be no external lighting of the development hereby permitted unless with the prior written consent of the Local Planning Authority as to the type, size, location, intensity and direction of the lighting. Any lighting provided shall at all times be so provided in strict accordance with the approved details.

Reason: In the interest of residential amenity and the safe operation of the adjacent rail network.

4. The use of the development hereby permitted shall not be commenced unless and until a detailed landscaping scheme has been submitted to and approved in writing by the Local Planning Authority. The scheme shall include the following:

- a. the exact location and species of all existing trees and other planting to be retained;
- b. all proposals for new planting and turfing indicating the location, arrangement, species, sizes, specifications, numbers and planting densities;
- c. an outline specification for ground preparation;
- d. Notwithstanding an indication on the approved plans, all proposed boundary treatments with supporting elevations and construction details;
- e. the proposed arrangements and specifications for initial establishment maintenance and long-term maintenance of all planted and/or turfed areas.

The approved scheme shall be implemented in its approved form within the first planting season following the commencement of the use of the development. Any tree or other planting that is lost, felled, removed, uprooted, dead, dying or diseased, or is substantially damaged within a period of five years thereafter shall be replaced with a specimen of similar species and size, during the first available planting season following the date of loss or damage.

Reason: To ensure that the development is adequately landscaped so as to integrate with its surroundings.

5. All vehicles for sale shall be within the car sales area only. No vehicles shall be placed for sale within the surrounding public highway network.

Reason: To ensure that the use does not unacceptably impact upon the availability of on-street parking in the interest of highway safety.

6. Before the site is used for the sale of cars, the entire site shall be laid out in strict accordance with the approved plan LU149-P03B and the manoeuvring areas and customer/staff parking spaces shall at all times remain free from obstruction and available for the manoeuvring of vehicles and customer/staff parking thereafter. The area marked 'open space' on the approved plan shall at no time be used for the storage or display of vehicles.

Reason: To allow for the effective use of the parking areas and to preserve the amenity values of the area of open space.

7. The number car sales plots operated from the site shall be limited to 64 plots and the number of plots shall not be increased at any time without the prior written permission of the Local Planning Authority.

Reason: To ensure adequate manoeuvrability within and around the site in the interests of highway safety.

Reason for Decision

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 is acceptable in terms of use, impact on amenity, design and materials and highway safety, therefore complying with relevant policies of the Pendle Local Plan and the Replacement Pendle Local Plan. There is a positive presumption in favour of approving the development and there are no material reasons to object to the application.

19/0206/HHO Full: Erection of extension to the side and dormer windows to front and rear at 26 Queengate, Nelson for Mr Sagheer Akhtar

RESOLVED

That the Planning, Economic Development and Regulatory Services Manager in consultation with the ward councillors be **delegated authority to grant consent** subject to amended plans being received regarding the side extension.

19/0236/HHO Full: Erection of roof dormers to front and rear at 28 Camden Street, Nelson for Taswar Anjum

RESOLVED

That the Planning, Economic Development and Regulatory Services Manager be **delegated authority to grant consent** subject to amended plans, regarding the dormer having a pitched roof and materials, being received.

31. ENFORCEMENT/UNAUTHORISED USES

Enforcement Action

The Head of Legal Services submitted, for information, a report on outstanding enforcement cases in Nelson.

32. CAPITAL PROGRAMME 2019/20

(a) Capital Programme Update

The Housing, Health and Engineering Services Manager reported that the current balance for the 2019/20 capital programme was £0.

(b) Capital Programme Bid

The bid for the extension to Sagar Street car park be noted and funding be sought from other existing capital programme budgets.

REASON

To allocate the Committee's Capital Budget effectively

33. COMMUNITY INVESTMENT FUND UPDATE

Allocations made to date were submitted for information.

34. REVIEW OF TOWN CENTRE CAR PARKS WITHIN NELSON

The Housing, Health and Engineering Manager submitted a report which provided members with an update on the current provision of public cars parks in Nelson and specifically of the current provision in the town centre.

RESOLVED

- (1) That members note the current provision of public car parks in Nelson, including those within the town centre.
- (2) That members note the number of business-only car parking permits which have been purchased to date.
- (3) That members note the extension of long-stay car park on Sagar Street into the former taxi rank.
- (4) That members note that following the demolition of the multi-storey car park, car parking is accounted for in any future developments in Nelson town centre, including the bidding process for the Future high Street Fund.

REASONS

- (1) ***To provide a framework on which to decrease costs and increase income in public car parks in Nelson.***
- (2) ***To ensure that there is sufficient long-stay town centre parking available in Nelson.***

34. TRAFALGAR HOUSE, BOOTH STREET, NELSON

The Planning, Economic and Regulatory Services Manager submitted a report regarding the condition of Trafalgar House and what action could be taken.

RESOLVED

- (1) That the Committee acknowledge the condition of the property and the background to it.
- (2) That a Notice be served pursuant of Section 79 of the Building Act 1984 to require the condition of the building is improved from its current ruinous and dilapidated.
- (3) The Planning, Economic Development and Regulatory Services Manager be given delegated authority to agree the full requirements of the Notice.
- (4) That the Planning, Economic Development and Regulator Services Manager be asked to submit a report to the Policy and Resources Committee regarding compulsory purchasing the building.

REASON

- (1) ***The condition of the property needs to be understood in order to determine what course of action if any is needed to remedy it.***
- (2) ***In order to secure improvements to the building which is affecting the amenity of the neighbourhood.***
- (3) ***In order to ensure that the Notice reflects the condition of the building at the time of service.***

35. ENVIRONMENTAL BLIGHT

The Housing, Health and Engineering Manager submitted, for information, a report which provided an update on any existing sites.

36. ITEMS FOR DISCUSSION

Broken railings at the back of Portland Street and health and safety issues on the Leeds and Liverpool canal.

Nelson Committee (01.07.2019)

Councillor Mahmood explained that the railings on the canal behind Portland Street were broken and he believed it was a dangerous Health and Safety issue and asked that they be fixed.

RESOLVED

That a meeting be arranged with ward councillors and the Canal Trust to survey the area.

Chairman _____