

**MINUTES OF A MEETING OF THE
COLNE AND DISTRICT COMMITTEE
HELD AT NELSON TOWN HALL
ON 6TH JANUARY, 2022**

PRESENT –

*His Worship the Mayor Councillor Neil Butterworth
Councillor D. Cockburn-Price – Chairman (in the Chair)*

Councillors	Co-optees	Constabulary Representative
<i>D. Albin S. Cockburn-Price A. Sutcliffe</i>	<i>A. Mann</i>	<i>PCSO Amy Stevenson PCSO Kevin Dolphin</i>

Officers in attendance

<i>Neil Watson</i>	<i>Planning, Economic Development and Regulatory Services Manager (Area Coordinator)</i>
<i>Lynne Rowland</i>	<i>Committee Administrator</i>

(Apologies for absence were received from Councillors D. Harrison, D. Lockwood, D. E. Lord and K McGladdery and B Hodgson (Trawden Forest Parish Council), M. Thomas (Colne Town Council) and A. McGladdery (Colne BID).)



The following person attended the meeting and spoke on the item indicated –

<i>Claire Parker</i>	<i>21/0761/FUL Full: Installation of a raised deck to the front elevation with storage and bin store beneath (re-submission) at Christ Church School, Keighley Road, Colne</i>	<i>Minute No. 131(a)</i>
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126. DECLARATION OF INTERESTS

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

127. PUBLIC QUESTION TIME

There were no questions from members of the public.

128. MINUTES

RESOLVED

That the Minutes of the meeting held on 2nd December, 2021 be approved as a correct record and signed by the Chairman.

129. PROGRESS REPORT

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

130. COMMUNITY SAFETY ISSUES AND POLICE MATTERS

PCSO Kevin Dolphin presented the crime figures for December 2021 compared to the same period last year which had been circulated prior to the meeting. The figures related to the policing areas of Waterside, Horsfield, Colne Rural, Vivary Bridge and Foulridge and the totals were broken down as follows –

	2020	2021
Burglary – Residential	10	3
Burglary – Commercial	11	0
Vehicle Crime	9	16
Hate Crime	0	0
Assaults	29	36
Theft	38	32
Criminal Damage	19	12
All Crime	185	129
Anti-Social Behaviour	110	86

It was noted that any incidents that took place in the town centre were recorded under the policing areas of Waterside or Horsfield, depending on where in the town centre the incident occurred. There was concern amongst Members that this misrepresented the areas/electoral wards as a whole and could deter people from setting up home in these areas. They therefore asked for town centre incidents to be recorded separately. Members also felt that cases of domestic violence should be reported as a separate category, rather than being included under assaults.

PCSO Dolphin agreed to see if these adjustments would be possible by way of the current computer system.

A verbal update was given which advised that additional patrols had been carried out to address reported drug use behind The Venue. It was noted that drug activity in the cemetery had reduced since the last meeting.

Other issues raised related to inconsiderate/illegal parking of vehicles including a horsebox causing an obstruction on Shaw Street; a caravan parked on Green Road after being moved-on from a number of other locations; and two lorries near the Lord Rodney.

131. 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 -

21/0761/FUL Full: Installation of a raised deck to the front elevation with storage and bin store beneath (re-submission) at Christ Church School, Keighley Road, Colne for the School Governors

The Planning, Economic Development and Regulatory Services Manager submitted an update which reported receipt of amended plans substituting the timber posts for metal rails.

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:

10323 - L07A and 10323 - L16D

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

3. Prior to the decking being installed on the site samples of all the materials to be used in the proposed development shall be submitted to and approved in writing by the Local Planning Authority. The scheme shall thereafter be carried out strictly in accordance with the approved details.

Reason: In order for the Local Planning Authority to control the external appearance of the development.

4. Prior to the decking being installed on the site details of appropriate screening in terms of height, position and materials shall have been submitted to and approved in writing by the Local Planning Authority. The scheme shall thereafter be carried out in strict accordance with the approved details.

Reason: In order for the Local Planning Authority to control the external appearance of the development and prevent any loss of privacy.

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 is acceptable in terms of policy, impact on amenity, highway safety, design and materials and impact on the Conservation Area subject to appropriate conditions. The development 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.

21/0891/FUL Full: Major: Change of use of former warehouse building (4890sq.m.) (Use Class B8) to General Industry (Use Class B2) at Boundary Mill Stores Warehouse, Regent Street, Colne for Mr Bannister

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:

Location Plan 1469-4A
Proposed Elevation Plan 1469-6
Proposed Floor Plan 1469-5B

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

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 access and principle of the proposed development accord with the policies of the Pendle Council Local Plan: Part 1 Core Strategy and the National Planning Policy Framework. The development 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.

(b) Planning appeals

The Planning, Economic Development and Regulatory Services Manager submitted a report on planning appeals.

132. ENFORCEMENT/UNAUTHORISED USES

Enforcement action

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

Particular reference was made to the land to the west of 2 to 26 Khyber Street, Colne. It was noted that the owner of the land had failed to comply with an enforcement notice and could not currently be traced.

RESOLVED

That a cost estimate to remove all materials on the land forming a hard standing and to reinstate the land, be brought back to a future meeting of this Committee.

REASON

To assess the practicalities of carrying out the work in default and recharging the owner.

133. CAPITAL PROGRAMME 2021/22

The Housing, Health and Engineering Services Manager reported that the current balance of the Committee's capital programme for 2021/22 was £9,130.

Reference was made to the previously approved allocations within the capital programme. It was noted that some schemes still had unspent funds, one of which was the Premises Improvement Grants.

The current Premises Improvement Grant Scheme allowed for all businesses within the Colne town centre boundary to apply for a grant to assist with the improvement of their premises. However, the Committee felt that extending the scheme to include premises on the main routes into Colne, just on the edge of the town centre boundary, would be of benefit.

RESOLVED

That the eligibility criteria for Premises Improvement Grants be considered at a future meeting of this Committee.

REASON

To consider the benefits or otherwise of extending the boundary.

134. TRAFFIC LIAISON MEETING

The minutes of the Traffic Liaison Meeting held on 25th November, 2021 were submitted for information.

135. PUBLIC SPACES PROTECTION ORDERS – PARKS AND SPORTS GROUNDS

The Corporate Director submitted a report which updated the Committee on proposals and options for renewal of the Public Spaces Protection Orders (PSPOs) in relation to Parks and to Sports Grounds.

The PSPO had been sealed on 29th January, 2019 for a period of three years. During November 2021 a consultation exercise had been carried out and the public had been encouraged to comment on the renewal of the PSPO. The consultation included a proposed amendment to include a provision that would mean an offence was committed on failure to provide a name and address or to give a false name and address when requested by an authorised officer or agent of the Council on observation of another offence under the same PSPO.

As a result of the consultation, Foulridge Parish Council had proposed a couple of amendments. The general and Colne and District specific comments were attached as an appendix to the report.

A discussion was held, during which reference was made to public comments regarding the lack of notices currently publicising the existing PSPOs. This raised a question about what permissions were required for erecting PSPO signage on land not owned by the Council.

Members also felt that successful prosecutions should be publicised and that members of the public should be encouraged to report problem areas with details of times/patterns etc. of when offences typically occurred.

RECOMMENDATION

That the Policy and Resources Committee be recommended to –

- (1) approve the renewal of Parks and Sports Grounds Public Spaces Protection Orders generally and to include Parks and Sports Grounds in Colne and District specifically;

- (2) approve a new provision for both PSPOs that an offence is committed on failure to provide a name and address, or to give a false name and address, when requested by an authorised officer or agent of the Council on observation of another offence under the same Public Spaces Protection Order;
- (3) amend Schedule 1 of the Sports Ground PSPO to include the Cricket Ground (no dogs allowed) and Playing Field (dogs on lead) at Foulridge at the request of Foulridge Parish Council;
- (4) consider the comments of this Committee relating to the current lack of notices publicising the existing PSPOs; the permissions required for erecting PSPO signage on land not owned by the Council; publicising successful prosecutions; and the encouragement of members of the public to report problem areas with details of times/patterns etc. of when offences typically occurred.

REASON

To enable the Council and its partners to respond to concerns regarding behaviour that is detrimental to the quality of life in public spaces in Pendle, including enforcement action.

136. COUNCILLOR REPRESENTATION ON COLNE MARKET PANEL

It was reported that currently, the sole councillor representative on the Council's Colne Market Panel was Councillor D. E. Lord. The Committee was advised that, with the grant of £6.5 million Levelling Up Funding and the development of an improved shopping experience for residents in the area of the market, there was a need for the Colne Market Panel to take on a wider and more strategic role.

In view of this the Committee was recommended to increase the councillor representation on the Panel from one to three on a Con: 2 Lib: 1 split.

RESOLVED

- (1) That Councillor D. E. Lord remain as a councillor representative on Colne Market Panel for the remainder of the municipal year 2021/22.
- (2) That Councillors S. Cockburn-Price and A. Sutcliffe also be appointed to the Panel for the remainder of the municipal year 2021/22.
- (3) That appointments for the 2022/23 municipal year be considered at a future meeting of this Committee.

REASON

To assist the Colne Market Panel in developing an improved shopping experience in the area of the market.

137. RE-OPENING OF COLNE TOWN CENTRE

The Planning, Economic Development and Regulatory Services Manager submitted a report on the Re-opening the High Streets Safely Fund (RHSSF) grant spending for the re-opening of Colne Town Centre. The report also included information on the Welcome Back Fund (WBF) allocation.

Following receipt of apologies from Aneesa McGladdery of Colne BID, the Chairman read out a statement on her behalf, which provided feedback on 'Christmas in Colne' and an update on spend. This included information on a gift guide which featured three recipe videos created by local businesses. A further three festive movie scene remakes had been created which had received over 15,000 views.

As referred to at the last meeting, it was intended to spend the remainder of the funding on a light festival in Colne, with some additional help from the Additional Restrictions Grant.

Spend on Colne merchandise was also planned, the details of which were to be confirmed.

138. COLNE YOUTH ACTION GROUP

Councillor S. Cockburn-Price provided an update on the work and activities of the Colne Youth Action Group (CYAG). This included information on the Group's recent participation in the Holiday Activities and Food (HAF) Programme which had provided food and activities for disadvantaged children and young people during the school holidays.

She also reported that the Group was in discussions with Pennine Education Trust regarding joint working to prepare youngsters for Reception Class. This would be an income generator for CYAG.

It was also noted that the Group had begun to prioritise spend for works to the Byron Road building, but had not yet got the keys.

139. COLNE AND DISTRICT WORKING GROUP OF THE COLNE COMMUNITY SAFETY PARTNERSHIP

Draft minutes of a meeting of the Colne and District Working Group of the Colne Community Safety Partnership held on 2nd December, 2021 were submitted for information.

140. EXCLUSION OF PUBLIC AND PRESS

RESOLVED

That in pursuance of the power contained in Section 100(A)(4) of the Local Government Act, 1972 as amended, the public and press be excluded from the meeting during the next items of business when it is likely, in view of the nature of the proceedings or the business to be transacted, that there will be disclosure of exempt information which is likely to reveal the identity of an individual.

141. OUTSTANDING ENFORCEMENTS

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

He answered a number of specific questions in relation to the report.

142. PROBLEM SITES

The Planning, Economic Development and Regulatory Services Manager submitted a report on problem sites in the Colne and District area.

A lengthy discussion was held with regard to the site referenced 5 on the list. There was concern over the security of the site and the apparent dangerous condition of a number of trees on the site.

RESOLVED

That the Planning, Economic Development and Regulatory Services Manager be asked to contact the person(s) responsible for the site referenced 5 on the list to request that appropriate action be taken with regard to the apparent dangerous trees on site and that the site be made secure.

CHAIRMAN _____