

**MINUTES OF A MEETING OF
WEST CRAVEN COMMITTEE
HELD AT SALTERFORTH VILLAGE HALL
SALTERFORTH
ON 1ST FEBRUARY 2022**

PRESENT –

Councillor R. E. Carroll – (Chairman, in the Chair)

Councillors

*M. Adams
M. Goulthorp
J. Purcell
D. M. Whipp
T. Whipp*

Co-optees

*P. Maskell, Kelbrook and Sough Parish Council
M. Whittingham, Barnoldswick Town Council
K. Singleton, Salterforth Parish Council*

Police

*PCSO N. Wallin
PC S. Thomson
PC K. Lyddiatt*

Officers Present

<i>D. Walker</i>	<i>Environmental Services Manager (Area Co-ordinator)</i>
<i>N. Watson</i>	<i>Planning, Economic Development and Regulatory Services Manager</i>
<i>J. Eccles</i>	<i>Committee Administrator</i>

(Apologies were received from C. Carter.)



<i>Fiona Patterson</i>	<i>21/0860/FUL - Full: Erection of holiday cottage (Use Class C3) (Re-Submission) at Deerstone House, Windlefield Farm, Birch Hall Lane, Earby</i>	<i>Item 153(a)</i>
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149. DECLARATIONS OF INTEREST

Members were reminded of the legal requirements concerning the declaration of interests.

150. PUBLIC QUESTION TIME

A resident from Barnoldswick asked how many times lorries had used West Close Lorry Park in the last month. He thought the answer was none and questioned the need for it to be resurfaced. Cllr D. Whipp said that dozens of vehicles had used it as access to the Household Waste Recycling Centre and that it was badly in need of repair.

151. MINUTES

RESOLVED

That the Minutes of this Committee, at the meeting held on 4th January 2022, be approved as a correct record.

152. POLICE AND COMMUNITY SAFETY ISSUES

The crime figures for January 2022 compared to the same period in 2021 had been circulated prior to the meeting and were broken down as follows –

	2021	2022
Burglary - Residential	2	1
Burglary - Commercial	0	1
Vehicle Crime	4	5
Hate Crime	0	0
Assaults	10	12
Theft	8	10
Criminal Damage	3	7
Other Crime	19	30
ALL CRIME	46	66
Anti-Social Behaviour (ASB)	63	32

Members highlighted the continuing issue of speeding vehicles in various locations including Gisburn Road, Barnoldswick around the junctions with Greenberfield Lane and Fosters Road and heading into Bracewell; Skipton Road, Barnoldswick including the stretch outside Rolls Royce Social Club; Salterforth Road and Kelbrook Road. The Police had been notified of these and other roads at previous meetings. Recent incidents in Salterforth included a car that had overturned near the Fanny Grey, a lamppost knocked over in the village, and a car at Klondyke that had crashed into 3 other cars.

Requests had previously been made for permanent speed cameras to be erected in suitable locations on some of these roads and in the meantime for more mobile testing to be done. The mobile van had been spotted on the A56 but in Members' view needed to be in a better location, to pick up the offending vehicles. PC S. Thomson said that the Neighbourhood Team could do some proactive work to tackle speeding using the hand-held speed gun they were getting which had recently been recalibrated. They would need to carry out a risk assessment on any roads where testing was to be carried out, to find a safe position for the operation.

Members also asked if the police could take action against the loud, modified cars racing around, mostly at night, causing a disturbance and the E-scooters being driven dangerously and illegally along public highways. The Police reminded everyone that the best way of reporting anti-social driving or speeding was to ring 101 or to report it online with the make, model and registration number of the vehicle and preferably video footage of an incident occurring.

RESOLVED

- (1) That the Police be asked to do some proactive work with the hand-held speed gun on roads in West Craven including –
- Gisburn Road, around the junctions with Greenberfield Lane and Fosters Road and heading into Bracewell;
 - Skipton Road, Barnoldswick including the stretch outside Rolls Royce Social Club;
 - Earby Road, Salterforth by Klondyke
 - Salterforth Road;
 - Kelbrook Road between Salterforth and Earby
 - A56, Skipton Road, Earby & A56 Kelbrook

- (2) That the Police be asked to liaise with the Lancashire Road Safety Partnership on the best location for the mobile van to be sited when testing on the A56 in Kelbrook and Earby.
- (3) That the Lancashire Road Safety Partnership and Lancashire County Council be reminded of the Committee's previous request to take effective action along the A56, Skipton Road, Earby, A56, Kelbrook and Kelbrook Road where average speed cameras or permanent speed cameras could be employed to improve highway safety.

REASON

In the interests of highway safety and neighbourhood amenity.

153.

PLANNING APPLICATIONS

(a) Planning applications for determination

The Planning, Economic Development and Regulatory Services Manager submitted a report on the following planning applications for determination -

21/0848/FUL Full: Major: Erection of 19 no. bungalows (for people over 55) with associated landscaping, car parking and access from Brogden Lane (Re-Submission) Land to the west of Brogden View, Barnoldswick for Applethwaite Limited

The Planning, Economic Development and Regulatory Services Manager reported that this application had been deferred to the next meeting at the applicant's request to allow for further information to be considered.

21/0860/FUL Full: Erection of holiday cottage (Use Class C3) (Re-Submission) at Deerstone House, Windlefield Farm, Birch Hall Lane, Earby for Mr C. Greenwood

RESOLVED

That the application be **granted** subject to the following conditions and a further one requiring the 3 passing bays on the access track to be put in place prior to development commencing –

1. The development must be begun not later than the expiration of three years beginning with 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: Gre/987/3057/01, J1350 access mitigation fig 1, J1350 access mitigation fig 2.

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

3. Prior to any above ground works involved in the erection of the external walls of the development samples of the materials of the walls and roof shall have been submitted to and approved in writing by the Local Planning Authority. The development shall thereafter be carried out in strict accordance with the approved materials.

Reason: To ensure a satisfactory form of development in the interest of visual amenity of the area.

4. The holiday let hereby approved shall be occupied for holiday purposes only and shall not be occupied as a person's sole or main place of residence. The operators of the site shall maintain an up-to-date register of the names of the occupiers of the holiday let and of their main home addresses and shall make this information available at all reasonable times to the local planning authority.

Reason: In order to ensure proper control of the use of the holiday unit and to prevent the establishment of permanent residency.

5. Notwithstanding the provisions of Article 3 and parts 1 and 2 of the second Schedule of the Town & Country Planning (General Permitted Development) Order 2015 (or any Order revoking and re-enacting that Order with or without modification), no development as specified in Classes A, B, C, D, E & G of Part 1 and Classes A & C of Part 2 of Schedule 2 of that Order shall be carried out without express planning permission first being obtained from the Local Planning Authority.

Reason: To enable the Local Planning Authority to control any future development on the site in order to safeguard the character and visual amenity of the area.

6. A scheme for the disposal of foul water shall be submitted to and approved in writing by the Local Planning Authority prior to the occupation of the holiday let. The scheme shall provide for separate systems for foul and surface waters and the drainage for the development shall be constructed and completed in accordance with the approved plans before the development is occupied.

Reason: To control foul water disposal.

7. The proposed development should not be brought into use unless and until the parking area and turning shown on the approved plans have been constructed, laid out and surfaced. The parking and turning area shall thereafter always remain free from obstruction and available for the parking and turning of vehicles.

Reason: In order to ensure satisfactory levels of parking are achieved within the site.

8. The development shall be carried out in strict accordance with the recommendations of The Preliminary Ecological Appraisal received 28/12/2021.

Reason: In order to ensure that the ecological value of the site is preserved.

9. The development hereby approved shall not commence unless and until a Construction Method Statement has been submitted to and approved in writing by the Local Planning Authority. The Method statement shall include details of:

- Hours of operation
- Hours of deliveries
- Measure to control construction site noise and vibration
- Measures to control dust
- Control of burning onsite

The development shall be carried out in strict accordance with the approved details.

Reason: In the interest of residential amenity.

Note: If during any stage of the development any miscellaneous substances, made ground or potentially contaminated ground that has not been previously identified and planned for in a report is uncovered, work in the area must stop immediately and the Environmental Health Department at the Borough of Pendle should be made aware. No work should continue until a contingency plan has been developed, and agreed with the local planning authority.

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 use is acceptable in accordance with the policies of the Pendle Local Plan Part 1: Core Strategy and saved policies of the Replacement Pendle Local Plan. 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) Appeals

The Planning, Economic Development and Regulatory Services Manager submitted a report on outstanding planning appeals for information. It was noted that the second appeal on the list had now been dismissed.

154. ENFORCEMENT ACTION

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

155. CAPITAL PROGRAMME 2021/22

The Housing, Health and Engineering Services Manager submitted a report on the Committee's 2021/22 Capital Programme.

The report also reminded Members that all bids to the capital programme must be reviewed by Financial Services and approved as capital expenditure prior to consideration by the Committee.

It was understood that the bid to the Lancashire Environmental Fund seeking funding towards a drainage project to resolve the ongoing damp issues at Walmsgate Methodist Chapel had been agreed, but required formal ratification. A report would come back to the next meeting and highlight any additional funding that was required.

RESOLVED

- (1) That the report and the amended layout in the Barnoldswick table at Appendix 1, with Barnoldswick Town Square being shown as a separate item in the report, be noted.
- (2) That the Housing, Health and Engineering Services Manager be asked for an update on the completion of the Barnoldswick Town Square project - when LCC contractors would be back on site to finish their work, including installation of the new bollards, and whether it had been possible to include the improvements to the footway on the opposite side of Newtown.

REASON

To enable the capital programme to be allocated efficiently and effectively.

156. RE-OPENING OF BARNOLDSWICK AND EARBY TOWN CENTRES

The Planning, Economic Development and Regulatory Services Manager submitted a report on the Welcome Back Fund grant spending for the re-opening of Barnoldswick and Earby Town Centres. He was confident that the additional funding for the Barnoldswick planters would be found from slippage elsewhere, rather than the Earby allocation. An update would be brought to the next meeting.

RESOLVED

That the Welcome Back Fund spending plan for Barnoldswick and Earby and progress be noted.

REASON

- 1. To remain apprised of developments concerning the Welcome Back Fund spend.***
- 2. To ensure the effective and efficient use of the funding.***

157. BACK FRANK STREET/BACK NEWTOWN, BARNOLDSWICK

At the meeting on 30th November, members discussed the condition of the raised platform on Back Frank Street which was in a dangerous condition and asked for quotes on how much it would cost to repair. The Housing, Health and Engineering Services Manager reported that the cost of repair works ranged from £600 to repair the broken flags at the edge of the platform, a comprehensive repair of the flags at £1,759 and removal of the flags and concrete of the surface would be £1,445. Members of the Committee had evidence to suggest that Back Frank Street was probably adopted. However, this was a raised platform, not on the highway, and was unlikely to be registered. Members felt that, being in a dangerous condition and for the public good, the platform should be repaired.

RESOLVED

That, subject to the Financial Services Manager confirming that this was capital expenditure, the Housing, Health and Engineering Services Manager be asked to arrange for the flags on the raised platform at the end of Back Frank Street to be removed and the surface concreted at a cost of £1,445 and that this be formally allocated from the Barnoldswick Councillors' allocations of the 2021/22 Capital Programme at the next meeting.

REASON

In the interests of public safety.

158.

EURAVIA

The Housing, Health and Engineering Services Manager gave an update from the Commercial Team on the recent monitoring work they had been carrying out the week before Christmas and the first three weeks of January in the School Lane and Church Road area of Sough/Kelbrook. They had found no evidence of odour that would constitute a statutory nuisance. All investigations had now drawn to a close.

The company had been asked again if they would like to establish a working group but had declined, in view of there being no outstanding issues to discuss. Although they had said that they were happy to work with Councillors to enable a collaborative approach to any concerns raised.

It was noted that in order to constitute a statutory nuisance, the odour had to be detected from someone's residence. Whilst this had not been evidenced, residents were detecting the smell of aviation fuel from time to time, but this varied in time and place.

RESOLVED

That the Housing, Health and Engineering Services Manager be asked to invite Euravia to meet the three Ward Councillors and a representative from the Parish Councils to discuss the smell of aviation fuel which, although was difficult to predict, occurred from time to time, depending on weather conditions.

REASON

To try to address an intermittent odour issue for the benefit of local residents and visitors to the area.

159.

ITEMS FOR DISCUSSION

Water supply pressure in Kelbrook

Members discussed complaints from residents of the Main Street/Waterloo Road area of Kelbrook about a sporadic but recurring problem with the water supply pressure in that area.

RESOLVED

That the Housing, Health and Engineering Services Manager be asked to request a meeting with Yorkshire Water to see what they could do to try to ensure a reliable water pressure for the residents of the Main Street/Waterloo Road area of Kelbrook.

REASON

To improve water pressure supply in the Main Street/Waterloo Road area of Kelbrook.

160. OUTSTANDING ITEMS

A number of items raised at previous meetings had been referred to Lancashire County Council for either comment or with requests for funding. There were being monitored and response or reports on these issues would be submitted to future meetings.

RESOLVED

That in future all the outstanding items be listed.

REASON

For the Committee to keep track of progress.

161. EXCLUSION OF PUBLIC AND PRESS

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

162. ENVIRONMENTAL CRIME

The Environmental Services Manager submitted a report on environmental crime in West Craven for the period 1st October to 31st December 2021. It was explained that there was an issue with staffing in Environmental Services the previous week, which had caused some issues with dog bins not being emptied. He was happy to consider the siting of bigger dog bins, where it was felt appropriate. Members reported a couple of sites where there were issues with litter.

RESOLVED

- (1) That in future, the information contained in the report on the provision of litter and dog waste bins be reported in a separate item under Part I of the agenda as there was no reason for the press or public to be excluded from the meeting when this issue was discussed.
- (2) That the Environmental Services Manager investigate a problem with litter in a field in Sough and report an issue on a canal bridge in Barnoldswick to the Canal and River Trust.

REASON

1. *In the interests of transparency.*
2. *To improve visual amenity.*

163. OUTSTANDING ENFORCEMENTS

The Planning, Economic Development and Regulatory Services Manager submitted a report on outstanding enforcement cases in West Craven and gave an update at the meeting. He answered questions and agreed to arrange a site visit to check progress with one of the cases.

Chairman.....