

**MINUTES OF A MEETING OF THE
COLNE AND DISTRICT COMMITTEE
HELD AT COLNE TOWN HALL
ON 12TH MAY, 2022**

PRESENT –

Councillors

*D. Albin
D. Cockburn-Price
S. Cockburn-Price
P. McGladdery
K. J. Salter
A. Sutcliffe*

Co-optees

M. Thomas

Also in attendance

Councillor M. Aslam

Officers in attendance

*David Walker Environmental Services Manager
Laura Barnes Senior Planning Officer
Lynne Rowland Committee Administrator*

(Apologies for absence were received from Councillors D. Lord and K. McGladdery.)



The following persons attended the meeting and spoke on the items indicated –

<i>Sheila Hogg</i>	<i>22/0092/FUL Full: Siting of static caravan 9mx3m to house the Club's professional cricketer at Colne Cricket Club, Byron Road, Colne</i>	<i>Minute No.9(a)</i>
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<i>Simon Breton Dr Caroline Spencer-Palmer Liz Hurley Simon Hartley Galen Hayes Emma Hartley</i>	<i>21/0947/FUL Full: Major: Erection of 106 dwellings at land south of the junction with Knotts Lane, Lenches Road, Colne</i>	<i>Minute No.9(b)</i>
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1. APPOINTMENT OF CHAIRMAN

RESOLVED

That Councillor David Cockburn-Price be appointed Chairman of the Committee for the municipal year 2022/23.

Councillor D. Cockburn-Price – Chairman (In the Chair)

2. APPOINTMENT OF VICE-CHAIRMAN

RESOLVED

That Councillor Ash Sutcliffe be appointed Vice-Chairman of the Committee for the municipal year 2022/23.

3. APPOINTMENT OF CO-OPTEEES

RESOLVED

That the following organisations be invited to nominate a representative to be co-opted on to this Committee for the municipal year 2022/23 -

Colne Town Council; Foulridge Parish Council; Laneshaw Bridge Parish Council; Trawden Forest Parish Council; and Colne BID.

4. DECLARATION OF INTERESTS

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

5. PUBLIC QUESTION TIME

- A representative of Protect Pendle's Countryside asked if the Committee could fund an independent professional planning report with regard to the land at Lenches Road, Colne.

The Chairman advised that this was unlikely to fulfil the Committee's Capital Programme criteria.

- A local resident made reference to an agenda item at next week's Annual Council meeting in which Members were being asked to consider a change to the Council's Area Committees. It was proposed that, from September this year, Area Committees no longer be responsible for planning matters and that a Planning Committee be established to take on this function.

The resident felt that this endangered the ability for residents to raise issues locally and asked that Colne and District Committee members vote against the proposal.

The Chairman explained the reasons for the proposal being put to next week's Council meeting and assured the resident that local democracy would continue should the changes be agreed.

6. MINUTES

RESOLVED

That the Minutes of the meeting held on 31st March, 2022 be approved as a correct record and signed by the Chairman.

7. PROGRESS REPORT

A progress report on action arising from the last meeting was submitted for information. A verbal update was also provided.

Members were advised that, since the last meeting, Council officers had met with representatives of Colne Town Council and Colne BID to discuss the nuisance caused by pigeons in the town centre and an appropriate course of action was being progressed.

It was noted that the decision notice for planning application 22/0106/ADV had now been issued.

8. COMMUNITY SAFETY ISSUES AND POLICE MATTERS

The crime figures for April, 2022 compared to the same period last year 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 –

	2021	2022
Burglary – Residential	3	10
Burglary – Commercial	2	2
Vehicle Crime	10	13
Hate Crime	2	0
Assaults	31	28
Theft	34	34
Criminal Damage	6	21
All Crime	154	207
Anti-Social Behaviour	146	68

A member of the Committee provided a brief update following their attendance at the earlier Community Safety Partnership meeting. Specific reference was made to problems with drug dealing across county borders and this being facilitated by the many cycle routes and the use of electric bikes.

It was noted that PC Dave Cleal's replacement had been appointed; there was a new PCSO; and a new sergeant, James Cooper, was due to start in July.

9. 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 -

21/0986/FUL Full: Erection of agricultural building at Piked Edge Farm, Skipton Old Road, Colne for Mr A Swales

A site visit was carried out prior to the meeting during which the unauthorised building referred to in the report was noted. The applicant was advised to submit a retrospective planning application for this as soon as possible to avoid any enforcement action being necessary.

RESOLVED

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

1. The proposed agricultural building is not proportionate to the size of the land holding and there is potential to utilise some of the existing buildings within the site boundary further. Sufficient justification has not been provided to warrant the need for the proposed building.

This conflicts with Policies ENV1 and ENV2 of the Local Plan: Part 1 Core Strategy, Development in the Open Countryside Supplementary Planning Guidance.

22/0052/FUL Full: Demolition of former poultry sheds, removal of silo feed hoppers and erection of agricultural building (for storage of equipment) measuring 15m x 10m x 5.2m in height (to ridge) at Hilldene, Rock Lane, Keighley Road, Trawden for Mr Ian Barker

The Senior Planning Officer provided an update in which she advised that, should the application be approved, a construction management condition would be required.

RESOLVED

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

1. The proposed development has not provided sufficient justification as to the need for this proposed building, it is disproportionate to the size of the agricultural land holding and does not reflect the character and appearance of the Conservation Area in which it is positioned, contrary to Policies ENV1 and ENV2 of the Local Plan: Part 1 Core Strategy and the Conservation Area Design and Development Guidance SPD.

22/0092/FUL Full: Siting of static caravan 9m x 3m to house the Club's professional cricketer at Colne Cricket Club, Byron Road, Colne for Colne Cricket and Bowling Club

RESOLVED

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

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

Location Plan and Site Plans, received 14.02.22

Caravan Plan, received 22.02.22

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

2. The caravan shall be used for the sole purpose of residential accommodation for the professional cricketer at Colne Cricket Club during the months of April to October.

Reason: For the avoidance of doubt and to ensure that the caravan is removed if it is no longer necessary.

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, visual amenity, residential amenity and highway safety. 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.

22/0127/FUL Full: Alterations to shopfront window to create openable window at 26 Church Street, Colne for About Coffee

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, 20-1450-1.

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

3. All materials to be used in the elevations of the proposed development shall be as stated on the application form and approved drawings and shall not be varied without the prior written permission of the Local Planning Authority.

Reason: To allow the Local Planning Authority to control the external appearance of the development.

4. Upon its installation the window frames hereby approved shall be painted in a colour to match the shop front and maintained as such at all times thereafter.

Reason: To ensure a satisfactory form of development in the interest of visual amenity of the area and the character and appearance of the Conservation Area.

5. Unless the windows hereby approved are at all times restricted to inward opening only, details of means of securing the windows in their fully opened position shall be submitted to and approved in writing by the Local Planning Authority prior to their installation, the windows shall thereafter installed in strict accordance with the approved details and shall at no time be allowed to project over the footway.

Reason: In the interest of pedestrian safety.

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 design, amenity, highway safety and would preserve the significance of the Conservation Area. 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 application for comment

The Planning, Economic Development and Regulatory Services Manager submitted a report which

invited comments on the following planning application –

21/0947/FUL Full: Major: Erection of 106 dwellings at land south of the junction with Knotts Lane, Lenches Road, Colne for Gleeson Regeneration

RECOMMENDATION

That the Policy and Resources Committee be recommended to **refuse** planning permission for the following reasons –

- The proposed development is physically disconnected from Colne due to topography and position within the Open Countryside. It is not in a sustainable location.
- Poor design, particularly in the use of materials which are not characteristic of the area and would be inappropriate for this rural location.
- Traffic/highway issues – a potential bottleneck at the Grade II Listed bridge on Lenches Road, combined with the lack of footpaths.
- The site would be prominent in long range views and would mar the setting of the town.

(c) Planning appeals

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

10. ENFORCEMENT/UNAUTHORISED USES

Enforcement action

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

It was noted that an instruction to prosecute had been made in relation to the land to the north east of Cowfield Farm, Burnley Road, Trawden.

11. CAPITAL PROGRAMME 2021/22 AND 2022/23

The Housing, Health and Engineering Services Manager submitted a report which advised Members on the Committee's 2021/22 and 2022/23 capital budgets.

Members were reminded that, in June 2021, each Councillor had been allocated a sum from the capital programme for spend in their ward. To date, each Councillor had unspent funds remaining in their allocation. These had been carried forward to 2022/23.

As a result of the recent Election, Councillor N Butterworth now represented the ward of Waterside and Horsfield rather than Boulsworth and Foulridge. It was therefore suggested that his unspent funds be redistributed amongst the two remaining Boulsworth and Foulridge Ward Councillors, and that he be allocated the unspent funds of former Waterside and Horsfield Councillor Darren Harrison for appropriate spend.

The Chairman made reference to those schemes that still had an allocation remaining in the ledger and proposed that efforts be made to clear these allocations by the end of September.

It was noted that there was still a large allocation remaining in the ledger for Premises Improvement Grants. Under the Grant criteria, businesses were eligible for a 50% grant up to a

maximum of £3,000 for improvements to their premises. It was felt that the need for businesses to fund 50% of the cost may account for the low grant uptake.

RESOLVED

That –

- (1) the unspent Boulsworth and Foulridge funds of Councillor Neil Butterworth be redistributed amongst the two remaining Boulsworth and Foulridge Ward Councillors (D. Cockburn-Price and S. Cockburn-Price);
- (2) the unspent funds of former Councillor Darren Harrison be allocated to Councillor Neil Butterworth for appropriate spend in the Waterside and Horsfield Ward;
- (3) each Colne and District Councillor be allocated £1,000 from the Committee's 2022/23 allocation, for spend on appropriate capital projects;
- (4) the Planning, Economic Development and Regulatory Services Manager be asked to review the Premises Improvement Grant criteria with a view to –
 - increasing the level of grant funding available to two thirds of the costs, with businesses required to contribute one third
 - adding a 'repair' element to the eligible works to allow for painting and signage

REASON

To allocate the Committee's capital programme effectively.

12. REQUEST FOR AMENDMENT TO LIMITED WAITING AND ADDITIONAL RESTRICTIONS ON HARTLEY SQUARE

The Housing, Health and Engineering Services Manager submitted a report which invited the Committee to consider a request for an amendment to the limited waiting and an additional restriction to be added to the off street parking area at Hartley Square, Colne.

RESOLVED

- (1) That the limited waiting at Hartley Square, Colne be decreased from one hour to 30 minutes maximum.
- (2) That the addition of double yellow lines to Hartley Square, Colne be agreed.
- (3) That an advisory message be displayed on the digital totem sign at this location at least a week in advance of the changes coming into force.

REASON

- (1) *To enable the turnover of vehicles.*
- (2) *To restrict vehicles from parking in areas outside of the parking bays.*
- (3) *To ensure that people are made aware of the changes.*

13. DOG CONTROL – PUBLIC SPACE PROTECTION ORDERS (PSPOs)

Members had been consulted on the borough-wide Dog Control Public Spaces Protection Order in 2016 when the Order was first made and in 2019 when it was extended for three years. The Council was now embarking on further partner and public consultation ahead of a proposed extension for a further three years; the maximum allowed by the legislation.

The Order covered dog fouling in all areas accessible by the public; limited the number of dogs in cemeteries and required them to be on a lead; banned dogs in designated children's play areas, war memorials and memorial gardens; and banned smoking in designated children's play areas.

Members were asked to comment on the current provisions and were given the opportunity to propose new provisions prior to consultation with partners and the public.

The Chairman advised that this had been discussed by Colne Town Council and that the Town Council would be recommending the following –

- That the PSPO be extended to cover the green space around the King George V Play Area and MUGA (shown on maps 35 and 36)
- That the PSPO be amended to reflect that the Waterside Junior Play Area (map 28) and Senior Play Area (map 29) had been merged together

It would also suggest that the signage be made clear, with standard signs across the Borough where appropriate.

RESOLVED

That the update and recommendations of Colne Town Council be noted.

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.

14. PROVISION OF LITTER/DOG WASTE BINS

The Environmental Services Manager reported that due to wear, damage or a reduced need for the facility, 14 bins had been replaced/removed by Environmental Services in the period January to March, 2022.

15. COLNE YOUTH ACTION GROUP

An update was provided on the work and activities of the Colne Youth Action Group (CYAG).

Recent focus had been on grant applications and activity provision. The Group now had a football coach and also a volunteer that was going through the Group's documentation. They had received offers of activities from the Lancashire Wildlife Trust and the offer of The Duke of Edinburgh's Award.

Following on from the Group's participation in the Holiday Activities and Food (HAF) Programme during the Easter school holidays, they had now signed up for the summer programme.

Unfortunately they had still not acquired the Byron Road building.

16. ITEMS FOR DISCUSSION

(a) Brown tourist sign on the M65

After receiving a request for a brown tourist sign on the M65 directing people to 'Colne, Historic Market Town', Lancashire County Council (LCC) had investigated the potential to secure such a sign. When evaluating this type of request the LCC Signage Policy (Tourism and Leisure Destinations) set out the criteria and considerations. In this case the Signage Policy criteria did not support the need for additional signage on the M65 and they were therefore unable to endorse the request.

However LCC had advised that, an alternative option would be to update the current town boundary signs. If this option was to be considered, further contact should be made with the County Council.

Members were invited to discuss this matter.

RESOLVED

That, in liaison with Colne Town Council and Colne BID, it be established how many town boundary signs were in place; where they were located; and their current condition.

REASON

To establish if any improvement is necessary to enhance the gateways into the town.

17. COLNE MARKET FORUM

Draft minutes of a meeting of the Colne Market Forum held on 21st April, 2022 were submitted for information.

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

Draft minutes of the above Working Group held on 31st March, 2022 were submitted for information.

19. OUTSTANDING ITEMS

The following item had been requested by the Committee. A report would be submitted to a future meeting.

(a) Options and costings for the provision of three benches in Richmond Court (31.03.2022)

20. 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 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.

21. 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.

22. ENVIRONMENTAL CRIME UPDATE

The Environmental Services Manager submitted a report which informed Members of the environmental crime action for Quarter 4 (1st January to 31st March, 2022) in the Colne and District area along with annual totals for 2021/22.

CHAIRMAN _____