

**MINUTES OF A MEETING OF
NELSON, BRIERFIELD AND REEDLEY COMMITTEE
HELD AT NELSON TOWN HALL
ON 31ST OCTOBER, 2022**

PRESENT –

His Worship the Mayor – Councillor Y. Iqbal

Councillor N. Ashraf (Chairman - in the Chair)

Councillors

*M. Adnan
F. Ahmad
Z. Ali
M. Iqbal
N. McGowan
A. Mahmood*

Co-optees

P. McCormick (Reedley Hallows Parish Council)

(Apologies for absence were received from Councillors S. Ahmed, M. Ammer, R. Anwar and M. Hanif and Mr. N. Emery (Nelson Town Centre Partnership)).

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>Jessica Robinson</i> | <i>Committee Administrator</i> |

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83. DECLARATION OF INTERESTS

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

84. PUBLIC QUESTION TIME

There were no questions from members of the public.

85. MINUTES

RESOLVED

That the Minutes of meeting held on 17th October, 2022 be approved as correct records and signed by the Chairman.

86. PROGRESS REPORT

A progress report on actions arising from the last meetings of Nelson Committee and Brierfield and Reedley Committee were submitted for information.

87. POLICE ISSUES

In the absence of any Police representative being present no issues were raised.

88. PLANNING APPLICATIONS

The Committee was advised that a decision of the Council at its meeting on the 19th May meant that Area Committees no longer had the power to decide the outcome of planning applications and enforcement issues.

As yet, there was no agreed scheme of delegation and terms of reference for the Committee which would assume the powers to determine planning applications, therefore decisions would be taken by Council until the remit of the new Committee was constitutionally defined.

The Planning, Economic Development and Regulatory Services Manager submitted a report of the following planning applications for consideration and invited the Committee to forward its recommendations to Council -

22/0202/HHO Full: Erection of a first floor rear extension at 151 Regent Street, Nelson for Mr. Hussain

RECOMMENDATION

That Council be recommended to **approve** this application.

22/0241/HHO Full: Erection of a single storey rear extension at 10 Edge End Avenue, Brierfield for Miss. Latif

RECOMMENDATION

That Council be recommended to **approve** this application.

22/0277/HHO Full: Proposed single storey rear extension, first floor side rear extension and first floor front balcony and rear Juliet balcony at 6 Wharfedale Avenue, Reedley for Mr. Ahmed

RECOMMENDATION

That Council be recommended to **approve** this application.

22/0288/CND Approval of Details Reserved by Conditions: Discharge of Condition 3 (Materials), Condition 4 (Drainage) and Condition 6 (Landscaping) of Planning Permission 21/0216/FUL at 534 Colne Road, Reedley for Cross Construction Ltd.

RECOMMENDATION

That Council be recommended to **discharge Conditions 3, 4 and 6** relating to materials, drainage and landscaping, subject to implementation.

22/0327/HHO Full: Retrospective application for single storey extension to rear at 154 Halifax Road, Brierfield for Mr. Hussain

RECOMMENDATION

That Council be recommended to **approve** this application.

22/0377/ADV Advertisement Consent: Display of 2 illuminated fascia signs, 31 non-illuminated fascia and direction and information signs at B&Q Churchill Way, Brierfield for Mr. Amis

RECOMMENDATION

That Council be recommended to **approve** this application.

22/0495/REM Reserved Matters: Major: Application for the erection of 19 dwellings (appearance, landscaping and scale) of Outline Planning Permission 19/0900/OUT on Land to the East of Bowland View, Brierfield for Cross Construction Ltd.

RECOMMENDATION

That Council be recommended to **refuse** this application for the following reasons:-

- Design.
- Highway impact including increased traffic.

22/0513/NMA Non-Material Amendment: Change to timing of off-site highway works of Planning Permission 19/0901/FUL on the Housing Development on the site of the former J Nelson Sports Club, Wickworth Street, Nelson for MCI Developments

RECOMMENDATION

That Council be recommended to **approve** this application.

22/0558/HHO Full: Erection of a single storey rear extension at 163 Halifax Road, Brierfield for Miss. Sultana

RECOMMENDATION

That Council be recommended to **grant delegated authority to approve** the application subject to the submission of an acceptable design.

22/0569/FUL Full: Insertion of dormer to east elevation, relocation of fire exit from the south elevation to east, insertion of a window to the south elevation and new drain to east elevation at Lighthouse Christian Centre, 15a Halifax Road, Brierfield for Mr. Halstead

RECOMMENDATION

That Council be recommended to **approve** this application.

22/0572/RTD Prior Approval Notification: Change of Use from office (Use Class E) to 1. No dwelling (Use Class C3) at 11 Market Square, Nelson for YB Partnership Ltd.

RECOMMENDATION

That Council be recommended to **grant prior approval** subject to conditions.

22/0622/ADV Advertisement Consent: Display of non-illuminated vinyl sticker to front elevation of building at Nelson and Colne College, Scotland Road, Nelson for Nelson and Colne College Group

RECOMMENDATION

That Council be recommended to **approve** this application.

22/0639/HHO Full: Erection of a single storey side and rear extension, front porch and detached garage/store at Pinfold Barn, Southfield Lane, Nelson for SAJ

RECOMMENDATION

That Council be recommended to **grant delegated authority to approve** this application subject to satisfactory plans being received for the front porch.

22/0660/FUL Full: Erection of perimeter fencing (2.4m height) and entrance gates on Garage Site to the North of 203 to 205 Barkerhouse Road, Nelson for Mr. Iqbal

(Councillor M. Iqbal declared a personal interest in this item which was not a disclosable pecuniary interest as defined in the Relevant Authorities (Disclosable Pecuniary Interests) Regulations 2012 but was such that he considered that in view of the principles set out in the Council's Code of Conduct he should not take part in the debate and decision on the matter.)

RECOMMENDATION

That Council be recommended to **approve** this application.

22/0667/HHO Full: Insertion of dormers to front and rear roof slopes at 208 Every Street, Nelson for Mr. Ahmed

RECOMMENDATION

That Council be recommended to **approve** this application.

89. AREA COMMITTEE BUDGET 2022/2023

The Housing, Health and Engineering Services Manager submitted a report on the Area Committee's Budget for 2022/23. It was noted that the Committee had allocated its Budget for 2022/23.

A bid was submitted for consideration.

RESOLVED

- (1) That the report be noted.
- (2) That the following allocation be made:

Pendle Council - Building of retaining wall, Brierfield - £4,000 from Scheme 15.

REASON

To enable the Budget to be allocated effectively.

90. DISPOSAL OF LAND OFF HELMN WAY / MARSDEN HALL ROAD SOUTH, NELSON

The Housing, Health and Engineering Services Manager submitted a report seeking approval from Members to make a recommendation to the Policy and Resources Committee to declare the land off Helmn Way / Marsden Hall Road South, Nelson surplus to requirements for disposal by way of private treaty subject to terms and conditions.

It was reported that the land was of no operational or beneficial use to the Council and was currently a maintenance liability. It was further reported that it would not be of interest to any party other than the owners of the adjacent land and could not physically be used for anything other than as a landscaped strip.

RECOMMENDATION

That the Policy and Resources Committee be recommended to:

- (1) Declare the land off Helmn Way / Marsden Hall Road South, Nelson surplus to requirements.
- (2) Approve a sale to the owners of the adjacent land to provide an access from the highway subject to the following terms and conditions:
 - i. Area: 50.5 square meters approximately.
 - ii. Consideration: £40,000 (plus VAT if applicable).
 - iii. Use: vehicular and pedestrian access.
 - iv. Boundary treatment: the purchaser to construct a wall or fence to the Council's satisfaction to enclose the land at its own cost.
 - v. Costs: the purchaser to bear the Council's legal costs and Open Space advertising costs.

REASON

To achieve a capital receipt and remove any future liability for maintenance.

91. PROVISION OF LITTER/DOG WASTE BINS

(a) Nelson Area

Members were advised that due to wear, damage or a reduced need for the facility 7 bins had been replaced/removed by Environmental Services in Quarter 2, for the period July 2022 to September, 2022.

| LOCATION | DESCRIPTION | TYPE OF BIN | COST PER BIN £ |
|-------------------------|--|-------------|----------------|
| Railway Street, Nelson | Replace post and re-erect dog bin | DOG | 40.00 |
| Market Square, Nelson | To remove 2 rusted open topped litter bins and replace with 2 x new FS litter bins | LITTER | 443.30 |
| Chatham Street, Nelson | Replace F/s litter bin at corner of car park | LITTER | 221.65 |
| Leeds Road, Nelson | Replace F/S litter bin outside Store, 145-147 | LITTER | 221.65 |
| Junction Street, Nelson | Remove dog bin adjacent to BP Petrol Station (F/S bin already in situ) | DOG | 20.00 |
| Place De Creil, Nelson | Replace the burnt out litter bin, outside Wilkinsons | LITTER | 241.65 |
| Lancaster Gate, Nelson | Replace post and re-attach dog bin, at junction of Hibson Road | DOG | 40.00 |

(b) Brierfield Area

Members were advised that 3 bins were replaced/removed by Environmental Services in Quarter 2, for the period July, 2022 to September, 2022.

| LOCATION | DESCRIPTION | TYPE OF BIN | COST PER BIN |
|-----------------------------|---|-------------|--------------|
| St James Street, Brierfield | Reinstate dog bin into ground | DOG | 40.00 |
| Borrowdale Drive, Reedley | Replace hooded, PM Litter bin opposite No. 14 | LITTER | 177.41 |
| Holden Road, Reedley | Replace post and re-erect dog bin | DOG | 40.00 |

Substation Sites

Members were encouraged to report and further provide location details of any substations causing a problem with litter and/or fly tipping within their area to Environmental Services.

92. ITEMS FOR DISCUSSION

(a) Parking Spaces – Pendle Samaritans

This item was deferred from the last meeting due to the absence of His Worship the Mayor Councillor Y. Iqbal.

It was reported that the Volunteers running Pendle Samaritans were often receiving Penalty Charge Notices for overstaying, through no fault of their own, in the parking bays on Market Square, Nelson outside the Branch's office. It was then suggested that the allocation of dedicated parking spaces could be considered. Members were advised that it would be difficult to do something like that for one Town Centre organisation and not for others and applying for Business Parking Permits was suggested as an alternative. It was also suggested that Nelson Library could be approached about its car park being used outside of its business hours by the Volunteers.

RESOLVED

That the Housing, Health and Engineering Services Manager be requested to submit a report to the next meeting which considers parking options for the Volunteers of Pendle Samaritans including, but not limited to, providing dedicated parking spaces, applying for Business Parking Permits and using Nelson Library's car park outside of its business hours.

REASON

To reduce the incidences of Penalty Charge Notices being issued to the Volunteers running Pendle Samaritans.

93. OUTSTANDING ITEMS

- (a) Speed Calming Measures on Chapel House Road, Nelson (05.07.2021)
- (b) Enforcement Item (Mosque, Stanley Street, Brierfield) (Part II of the agenda 29.11.2021)
- (c) Meeting with Transdev (28.02.2022)
- (d) Meeting with LCC re: access for residents/emergency vehicles at Victory Close, Nelson (09.05.2022)
- (e) Meeting with the Chief Inspector and Police and Crime Commissioner about a number of issues including anti-social behaviour, drug related issues and littering in Brierfield (04.08.2022)
- (f) Meeting with the LCC's Cabinet Member for Highways re: speeding vehicles, Bankhouse Road, Nelson (04.08.2022)

94. EXCLUSION OF PUBLIC AND PRESS

Members agreed to exclude the public and press from the meeting during the following item 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.

95. ENVIRONMENTAL CRIME

The Environmental Services Manager submitted a report on Environmental Crime in Nelson, Brierfield and Reedley in Quarter 2, for the period 1st July to 30th September, 2022, which was noted.

Chairman _____