



should it also become an issue in Pendle. It was felt that having knowledge of the Police's general plan for dealing with any arising situations would assist with providing this reassurance.

## **RESOLVED**

That an urgent meeting between all Members of this Committee and Senior Police Officers be convened to discuss how violent disorder and unrest would be dealt with should it also become an issue in Pendle as it currently was nationally.

## **REASON**

*To provide reassurance to the local communities of Nelson, Brierfield and Reedley.*

## **48. PLANNING APPLICATIONS**

### **(a) Applications to be determined**

The Assistant Director Planning, Building Control and Regulatory Services submitted a report of the following planning applications for determination: -

#### **24/0320/HHO Full: Erection of a rear extension to ground and basement floor at 262 Manchester Road, Nelson for Mr. Wajid Nadeem**

The Assistant Director Planning, Building Control and Regulatory Services had circulated an update prior to the meeting to replace the residential amenity section in the original report as it contained an error. This did not alter the recommendation which was for refusal due to overbearing impact on the residential amenity of neighbours.

## **RESOLVED**

That determination of the application be **deferred** to the next meeting to allow for a site visit.

#### **24/0321/HHO Full: Erection of a rear extension to the ground and basement floor at 264 Manchester Road, Nelson for Mr. Mohammad Nawaz**

The Assistant Director Planning, Building Control and Regulatory Services had circulated an update prior to the meeting to replace the residential amenity section in the original report as it contained an error. This did not alter the recommendation which was for refusal due to overbearing impact on the residential amenity of neighbours.

## **RESOLVED**

That determination of the application be **deferred** to the next meeting to allow for a site visit.

#### **24/0333/HHO Full: Erection of new boundary wall with pedestrian and vehicle access gates at 97 Brier Crescent, Nelson for Mr. Umar Zaman**

## **RESOLVED**

That the application be **approved** 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: Location Plan, Proposed Scheme (submitted 22 May 2024).

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

3. The external materials used in 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:** These materials are appropriate to the locality and in order to allow the Local Planning Authority to control the external appearance of the development.

### **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 housing development would accord with Local Planning Policy and would be compliant with the guidance set out in the Framework, subject to compliance with planning 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.***

**24/0356/HHO Full: Erection of new roof over existing house at Monkholme Lodge, Robinson Lane, Brierfield for Mr. S. Choudrey**

*(Before the vote was taken, the Principal Planning Officer advised that a decision to approve the application would represent a significant departure from policy ENV2 of the Pendle Local Plan Part 1: Core Strategy. The matter would therefore be referred to the Head of Legal and Democratic Services and subject to his agreement the decision would stand referred to the Development Management Committee.)*

### **RECOMMENDATION**

That the Development Management Committee be recommended to **grant** planning permission subject to appropriate conditions and reasons.

**24/0367/HHO Full: Erection of front porch, rear single storey extension with roof lantern and erection of dormers to North and South elevations at 6 Hillside Avenue, Reedley for Mr. and Mrs. M Akhtar**

The Assistant Director Planning, Building Control and Regulatory Services had circulated an update prior to the meeting which advised that an amended scheme had since been submitted removing the proposed new dormer to the northern roof slope from the proposal and also the unacceptable overbearing impact on the living conditions of the occupants of No.8. The recommendation had, therefore, altered from refusal to approval subject to conditions.

## **RESOLVED**

That the application be **approved** 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:

- 2259/01 REV B Existing & Proposed Drawings

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

3. All the external materials to be used in the elevations and roof of the development hereby permitted shall be as stated on the application form and approved plans and there shall be no variation without the prior consent of the Local Planning Authority.

**Reason:** These materials are appropriate to the locality and in order to allow the Local Planning Authority to control the external appearance of the development.

## **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 housing development would accord with Local Planning Policy and would be compliant with the guidance set out in the Framework, subject to compliance with planning 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.***

**24/0455/HHO Full: Erection of a front dormer to facilitate loft conversion at 10 Cooper Street, Nelson for Mr. Yasir**

The Assistant Director Planning, Building Control and Regulatory Services had circulated an update prior to the meeting which advised that updated plans had since been submitted changing the flat roof dormer to a pitched roof design and also the materials to be used on the dormer wall. This, however, did not alter the recommendation which was for refusal due to having a harmful effect upon the character and appearance of the original dwelling and the street scene.

## **RESOLVED**

That the application be **approved** 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:

- AB0175-03B Rear and Front Elevations – Existing and Proposed (received 05.08.24)
- AB0175-05 Location and Block Plan (received 08.07.24)
- AB0175-04A Proposed East and West Elevation (received 06.08.24)
- AB0175-02A Proposed Loft and Roof Plans (received 06.08.24)

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

3. All the external materials to be used in the elevations and roof of the development hereby permitted shall be as stated on the application form and approved plans and there shall be no variation without the prior consent on the Local Planning Authority.

**Reason:** These materials are appropriate to the locality and in order to allow the Local Planning Authority to control the external appearance of the development.

## **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 housing development would accord with Local Planning Policy and would be compliant with the guidance set out in the Framework, subject to compliance with planning 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.***

## **(b) Planning Appeals**

The Assistant Director Planning, Building Control and Regulatory Services reported that there were no new or outstanding planning appeals, which was noted.

## **49. ENFORCEMENT ACTION**

The Head of Legal and Democratic Services submitted an update on enforcement matters, which was noted.

## 50. AREA COMMITTEE BUDGET 2024/2025

The Head of Housing and Environmental Health submitted a report on the Area Committee's Budget for 2024/25. Consideration of this report had been deferred from the last meeting of this Committee.

The Budget was over committed at the meeting of this Committee held on 3<sup>rd</sup> June, 2024 due to confusion regarding the outstanding 2023/24 schemes detailed in Appendix 2 attached to the report. To comply with financial regulations, the schemes now required funding from the 2024/25 Budget if they were to progress. Members, therefore, were being asked to reconsider all monies committed on 3<sup>rd</sup> June, 2024 to ensure they could be allocated in accordance with the Committee's Budget.

Members were also asked to consider a late bid from Pendle Borough Council for a maximum of £5,500 for Brunswick Street - Public Realm Improvements instead of considering whether or not to confirm Scheme D in Appendix 2.

### RESOLVED

(1) That the Budget as committed and shown in Appendix 1 attached to the report be noted.

(2) That the Head of Housing and Environmental Health be requested to allocate the following amounts from the 2024/25 Budget: –

Pendle Borough Council (PBC) – Nelson Cenotaph	£2,500
PBC – Brunswick Street – Public Realm Improvements	£5,500
<b>Total</b>	<b>£8,000</b>

(3) That consideration of the following bids be deferred to the next meeting of this Committee to allow for further detail on each to be provided: -

Pendle Borough Council (PBC) – Capital Projects – Brierfield West and Reedley	£19,992
PBC – Refurbishment of Street Furniture at Nelson Town Centre	£1,500
PBC - Litter and Dog Waste Bins	£2,000
PBC - Edge End Cricket Reinstatement	£6,588
PBC - Premises Improvement Grants	£15,000
Friends of Victoria Park - Public Liability Insurance for Victoria Park Events	£75
RC Lions Cricket Club - Healthy Living Through Sport	£500
Bradley Ward Projects	£11,731
Brierfield East and Clover Hill Ward Projects	£11,931
Brierfield West and Reedley Ward Projects	£7,958
Marsden and Southfield Ward Projects	£11,931
Whitefield and Walverden Ward Projects	£11,856

(4) That the financial requirements stipulated in paragraph 5 of the report be noted.

### REASON

***To enable the Budget to be allocated effectively and in line with financial regulations.***

**51. TRAFFIC LIAISON MEETING**

The minutes of the Pendle Traffic Liaison Meeting held on 5<sup>th</sup> June, 2024 were submitted for information and noted.

**52. FORMER LUCAS PLAYING FIELDS**

Barnfield Construction Limited (BCL) were currently on site regrading the land on the former Lucas Playing Fields. The upper level referred to as the cricket field was having additional material imported to create a fall on the ground to improve water runoff and also to cover any protruding rubble. When this was completed, there was to be a new pathway created in aggregate from the steps to Clarkson Close, Reedley to the centre of the site.

Pendle Borough Council (PBC) would be providing grass seed for the cricket field with native wildflowers incorporated as part of the final landscaping scheme.

100 tonnes of sand was stockpiled on site to create the new football pitch but the ground conditions had not yet been suitable to carry out this work.

BCL's Site Manager and Director had no recollection of an agreement to prune the trees on Reedley Road but had offered to meet on site to discuss. Prior to the transfer of the site, discussions would also need to be had with BCL regarding the tree conditions on the perimeter. It was hoped these discussions could take place ahead of the next meeting of this Committee as Members wanted to see all works, that had been outstanding for some time, completed by the end of this Summer.

Once all the groundworks and football pitch were completed, PBC would look to install a small playground on site alongside small aesthetic landscaping.

A Pest Control Officer had since attended the site and had not find any evidence of rats in the areas they inspected but would react to any reports received that suggested otherwise.

**RESOLVED**

- (1) That the update be noted.
- (2) That this item be included on the agenda for the next and future meetings of this Committee to ensure progress would continue to be monitored.

**REASON**

*In the interests of visual amenity and to resolve longstanding issues on this site.*

**53. PROVISION OF LITTER/DOG WASTE BINS AND SUBSTATION SITES**

**(a) Nelson Area**

The Assistant Director Operational Services advised that due to wear, damage or a reduced need for the facility, five bins had been replaced/removed by Operational Services in Quarter 1 for the period 1<sup>st</sup> April, 2024 to 30<sup>th</sup> June, 2024, as follows:

LOCATION	DESCRIPTION	TYPE OF BIN	COST PER BIN £
Leeds Road, Nelson	Reinstate the F/S litter bin into the ground outside No. 351	LITTER	£100.00
Barrowford Road (By-pass), Nelson	Replace F/S litter bin in the 1st lay-by	LITTER	£290.73
Park Drive, Nelson	Replace post mounted litter bin at junction with Brunswick Street, with a lidded one	LITTER	£216.64
Leeds Road, Nelson	Replace f/s litter bin at side of bus shelter, outside 410	LITTER	£290.73
Camden Street, Nelson	Junction of Bentley Street- Replace F/S litter bin	LITTER	£290.73

**(b) Brierfield and Reedley Area**

The Assistant Director Operational Services advised that due to wear, damage or a reduced need for the facility, four bins had been replaced/removed by Operational Services in Quarter 1 for the period 1<sup>st</sup> April, 2024 to 30<sup>th</sup> June, 2024, as follows:

LOCATION	DESCRIPTION	TYPE OF BIN	COST PER BIN £
Halifax Road, Brierfield	Replace F/S litter bin near No. 21	LITTER	£290.73
Woodville Road, Brierfield	Reinstate dog bin onto new post, near tennis courts	DOG	£50.00
Sackville Street, Brierfield	Replace dog bin attached to wall with a F/S litter bin instead	DOG	£290.73
Arthur Street, Brierfield	Replace post mounted bin with a free standing litter bin	LITTER	£326.12

**(c) Substation Sites**

Members of the Committee were encouraged to report if there were any substations within their area that might need tidying up. Members were asked to provide location details of any substations that were causing a problem with litter and/or fly tipping to Operational Services.

**54. ITEMS FOR DISCUSSION**

**(a) Railway Boundary Wall along Manchester Road, Nelson**

It was reported that the railway boundary wall along Manchester Road, Nelson was in a state of disrepair and needed to be repaired as matter of urgency. The wall was falling down at different points along the whole distance and was becoming increasingly dangerous and also unsightly at the main gateway into the town.



This matter had already been referred to Network Rail who had advised that a remit had since been issued to have repair works undertaken on the wall in due course. Members agreed that, in view of this, no further action was required.

**(b) Traffic Calming Measures at Greenhead Lane, Burnley**

A concerned local resident had hoped to attend this meeting to speak on this item but was unable to, Members felt they should be given the opportunity to speak at the next meeting.

**RESOLVED**

That discussion of this item be deferred to the next meeting of this Committee to give a concerned resident the opportunity to speak on it.

**(c) Road Markings at the Junction of Carlton Street/Ross Street, Brierfield**

It was reported that the road markings at the junction of Carlton Street/Ross Street, Brierfield had faded to the point that they had almost disappeared completely. Motorists who were not familiar with the area were frequently not stopping at the junction and concerns were expressed that this could lead to an accident occurring.

This matter had already been reported to Lancashire County Council Highways (LCCH) via the Love Clean Streets webpage (<https://www.lancashire.gov.uk/roads-parking-and-travel/report-it/>). LCCH had since advised that the issue had been assessed by their Inspector and that work had been programmed to be undertaken. Members agreed that, in view of this, no further action was required.

**55. OUTSTANDING ITEM**

- Brunswick Street, Nelson Public Realm Improvements (08.07.2024)

**56. 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.

**57. ENVIRONMENTAL CRIME – QUARTER 1**

The Assistant Director Operational Services submitted a report on Environmental Crime in Nelson, Brierfield and Reedley in Quarter 1, for the period 1<sup>st</sup> April to 30<sup>th</sup> June, 2024, along with the totals for 2024/25, which was noted.

Chair \_\_\_\_\_