

AGENDA

and

MINUTES of BOARDS and COMMITTEES

**to be considered
at the MEETING of the Council
to be held at**

**THE COUNCIL HOUSE
ATHERSTONE**

on

25 September 2013

at

6.30pm

Jerry Hutchinson LLB MBA Solicitor
Chief Executive
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This matter is being dealt with by
Mr D Harris
Direct Dial : (01827) 719222

Your ref :

Our ref : DH/JB C7

Date : 17 September 2013

To: All Members of the Council

Dear Sir / Madam

You are hereby summoned to attend a meeting of the Council, to be held in the Council Chamber, the Council House, South Street, Atherstone, on Wednesday 25 September 2013 at 6.30pm. Members are invited to join the Mayor for prayers, led by Tom Kindle, Head Boy at Coleshill School, prior to the commencement of business.

After prayer, the following business will be transacted:

- 1 Evacuation Procedure.
- 2 Apologies for absence / Members away on official Council business.
- 3 Disclosable Pecuniary and Non-Pecuniary Interests
- 4 The Mayor to move, in accordance with Standing Order No 6(1):
“That the minutes of the meetings of the Council held on 26 June and 23 July 2013 be approved as a correct record.”
- 5 To receive the Mayor’s announcements.
- 6 To answer Questions from Members and the Public pursuant to Standing Order No. 7.

- 7 To receive and consider minutes, recommendations and notes of the following meetings circulated herewith and to make the necessary Orders thereon:
- a **Area Forum South** – 4 July (Pages 62 – 63) and 17 September 2013 (To follow).
 - b **Planning and Development Board** – 15 July, 12 August and 9 September 2013 (Pages 64 - 75).
 - c **Community and Environment Board** – 22 July and 3 September 2013 (Pages 76 - 79).
 - d **Resources Board** - 2 September 2013 (Pages 80 – 84).
 - e **Area Forum North** – 5 September 2013 (Pages 85 - 86).
 - f **Executive Board** – 10 September 2013 (Pages 87 - 91).
 - g **Area Forum East** – 11 September 2013 (To follow).
 - h **Scrutiny Board** – 16 September 2013 (Pages 92 - 93).
 - i **Area Forum West** – 19 September 2013 (To follow).
 - j **Licensing Committee** – 23 September 2013 (To follow).
- 8 To receive and consider any Notice of Motion under with Standing Order No. 10.
- 9 To authorise the Chief Executive, in accordance with Article 13.05 of the Articles of the Constitution, to Sign and Seal, on behalf of the Council, any Orders, Deeds and Documents necessary to give effect to any resolution of the Council.

Yours faithfully

Chief Executive

**MINUTES OF THE MEETING OF THE
NORTH WARWICKSHIRE BOROUGH COUNCIL HELD AT THE
COUNCIL HOUSE, ATHERSTONE ON
WEDNESDAY 26 JUNE 2013**

Present: Councillor Ferro in the Chair.

Councillors Barber, Butcher, Davis, L Dirveiks, N Dirveiks, Forwood, Fowler, Fox, Freer, Hayfield, Holland, Humphreys, Johnston, Lea, Lewis, May, Moore, Morson, B Moss, M Moss, Payne, Phillips, Pickard, Simpson, Smith, A Stanley, M Stanley, Y Stanley, Sweet, Turley, Watkins, Winter and Wykes.

An apology for absence was received from Councillor Sherratt.

Before the commencement of business, Councillor Sweet led the Council in Prayer.

10 Disclosable Pecuniary and Non-Pecuniary Interests

Councillor Smith declared a non-pecuniary interest in any minute relating to Moorash Farm, Moorash Lane, Bodymoor Heath.

Councillor Fowler declared a non-pecuniary interest in Minute No 54 (Financial Assistance to Outside Organisations) of the Community and Environment Board held on 18 March 2013 by reason of being Deputy Chair of NWCAB.

Councillor Humphreys declared a non-pecuniary interest in Minute No 97 (The Arcade) of the Resources Board held on 25 March 2013.

11 Minutes

The minutes of the meeting of the Council held on 15 May 2013 were approved as a correct record and signed by the Mayor.

12 Mayor's Announcements

The Mayor made the following announcements

- that a visit was being arranged to the Church End Brewery on Wednesday 17 July 2013;
- that his Civic Service would be held on Sunday 22 September 2013 in Coleshill; and
- That a Bavarian Oompah night was being arranged in Atherstone on Thursday 12 December 2013.

13 Questions Pursuant to Standing Order No. 7

The following question was received from Councillor Humphreys pursuant to Standing Order No 7

“Can the Chairman of the Executive Board explain why the Full Council is being asked to confirm a substantial capital allocation towards the repair of the Arcade, if we are in fact selling the Arcade to Atherstone Town Council?”

The response from Councillor M Stanley, Chairman of the Executive Board, was as follows

“While it remains a Council asset, any allocations for future repairs will remain in the capital programme until such time as the sale of the Arcade has been completed.”

14 Minutes of Boards/Committees

a) Area Forum (South) – 5 March 2013

It was proposed by Councillor Hayfield, seconded by Councillor Fowler and

Resolved:

That, subject to the inclusion of Councillor Morson in the list of those present, the notes of the meeting of Area Forum (South) held on 5 March 2013 be approved and adopted.

b) Planning and Development Board – 11 March, 15 April, 20 May, and 17 June 2013

It was proposed by Councillor Sweet, seconded by Councillor Butcher and

Resolved:

That the minutes of the meetings of the Planning and Development Board held on 11 March, 15 April, 20 May and 17 June 2013 be approved and adopted.

c) Area Forum (West) – 14 March and 13 June 2013

It was proposed by Councillor M Moss, seconded by Councillor Lewis and

Resolved:

That the notes of the meetings of Area Forum (West) held on 14 March and 13 June 2013 be approved and adopted.

d) Community and Environment Board – 18 March and 21 May 2013

It was proposed by Councillor Phillips, seconded by Councillor Lewis and

Resolved:

That the minutes of the meetings of the Community and Environment Board held on 18 March and 21 May 2013, together with the recommendation contained therein, be approved and adopted.

e) Resources Board – 25 March and 3 June 2013

It was proposed by Councillor Moore, seconded by Councillor N Dirveiks and

Resolved:

That the minutes of the meetings of Resources Board held on 25 March and 3 June 2013, together with the recommendations contained therein, be approved and adopted.

f) Area Forum (North) – 6 June 2013

It was proposed by Councillor Morson, seconded by Councillor Sweet and

Resolved:

That the notes of the meeting of Area Forum (North) held on 6 June 2013 be approved and adopted.

g) Scrutiny Board – 10 June 2013

It was proposed by Councillor Pickard, seconded by Councillor Forwood and

Resolved:

That the minutes of the meeting of the Scrutiny Board held on 10 June 2013, be approved and adopted.

h) Area Forum (East) – 11 June 2013

It was proposed by Councillor Forwood, seconded by Councillor Freer and

Resolved:

That, subject to the inclusion of Councillor Freer in the apologies for absence, the notes of the meeting of Area Forum (East) held on 11 June 2013 be approved and adopted.

i) Executive Board – 18 June 2013

It was proposed by Councillor M Stanley, seconded by Councillor Sweet and

Resolved:

That the minutes of the meeting of Executive Board held on 18 June 2013, together with the recommendations contained therein, be approved and adopted.

15 Notice of Motion under Standing Order No. 10

There were no Notices of Motion received under Standing Order No. 10.

16 The Common Seal

It was proposed by Councillor Ferro, seconded by Councillor Turley and

Resolved:

That the Chief Executive be authorised to affix the Common Seal to any document as necessary to give effect to the decisions of the Council, in accordance with Article 13.05 of the Articles of the Constitution.

Chairman of the next ensuing meeting of the Council

**MINUTES OF THE EXTRAORDINARY MEETING OF THE
NORTH WARWICKSHIRE BOROUGH COUNCIL HELD AT THE
COUNCIL HOUSE, ATHERSTONE ON
TUESDAY 23 JULY 2013**

Present: Councillor Ferro in the Chair.

Councillors Barber, Butcher, L Dirveiks, N Dirveiks, Forwood, Fowler, Fox, Freer, Hayfield, Holland, Humphreys, Johnston, Lea, Lewis, Moore, Morson, B Moss, M Moss, Phillips, Pickard, Sherratt, Simpson, Smith, A Stanley, M Stanley, Y Stanley, Sweet, Winter and Wykes.

Apologies for absence were received from Councillors May, Payne, and Watkins.

Before the commencement of business, Councillor Butcher led the Council in prayer.

17 Disclosable Pecuniary and Non-Pecuniary Interests

None were declared at the meeting.

18 Minutes of the meeting of the Executive Board held on 23 July 2013

The minutes of the meeting of the Executive Board held on 23 July 2013 were circulated at the meeting. It was proposed by Councillor M Stanley, seconded by Councillor Hayfield and

Resolved

That the minutes of the meeting of the Executive Board held on 23 July 2013, together with the recommendation contained therein, be approved and adopted.

Chairman of the next ensuing meeting of the Council

AREA FORUM SOUTH - NOTES

Thursday 4 July 2013 at Fillongley Village Hall

Present: Councillor Hayfield (Chair), Ferro, Fowler, Fox, Sherratt, Turley

In Attendance: PC Ellen Beaty (Beat Manager), PCSO Phillip McGuinness
Steve Maxey – North Warwickshire Borough Council
Andy McDonald, Jayney Faulkner-Mills and Lizzie Price –
Warwickshire County Council
Over 20 others.

1 **Welcome**

Cllr Colin Hayfield welcomed all present to the meeting.

2 **Apologies for absence and Minutes**

Apologies had been received from Cllrs Smith and Watkins.

Minutes of the meeting of the Area Forum South, held on 6 December 2012 – it was noted that Cllr Fox had sent apologies which had not been recorded. The minutes were agreed as a true record and signed by the Chairman. There were no issues to be updated.

3 **Safer Neighbourhoods Update**

PC Ellen Beaty, Warwickshire Police presented a summary of the progress and actions that had been undertaken since the last meeting of the Forum.

Following discussion the priorities identified were:

- Speeding along Common Lane, Corley, during rush hour and other times throughout the day
- Obstruction of footpath outside CW Youngs, Common Lane, Corley.
- Anti-social behaviour – Co-op Gun Hill, Arley

Other issues discussed included:

- Police time in Coleshill and rural parishes
- Impact of Street-lighting on crime level
- Plans to alter crossroads at Anstey – Ellen Beaty to check
- Speeding motorcycles on A446 and B4114 – can't be a policing priority but could be dealt with through other channels
- Community Speedwatch in Fillongley – if Coleshill wanted to replicate would need 6 volunteers

4 **Mobile Library Review Consultation**

Consultation until 31 July – more details on-line at www.warwickshire.gov.uk/mobilelibraries

5 **Daw Mill Colliery**

Steve Maxey gave an update on the latest information advising that the workforce was on “garden leave” pending confirmation that the colliery will not re-open. A Jobs Fair to help support workers had been arranged for 18 July from 10.00am at Atherstone Memorial Hall. A discussion followed regarding the possible future use of the site.

6 **Outside Bodies Report**

It was agreed that Ben Henry be appointed as representative on Coleshill Grammar School Endowment Foundation.

7 **You Said, We Did!**

It was reported that only one issue had been brought forward from the last meeting relating to the Street-lighting Switch Off. A report was awaiting consideration by WCC Cabinet but up to date information available on-line: www.warwickshire.gov.uk/partnightlighting

8 **Questions & Issues from the Parishes**

- Fillongley:- flooding affecting 16 houses continues to be a problem. Agreed to put an update on the agenda next time forum is held in Fillongley
- Fillongley/Maxstoke:- concerns regarding volume of lorry traffic to/from Blabers Hall Farm and the amount of litter dropped by drivers near Manor Farm. Also concerns about lorry drivers using mobile phones.
- Corley:- concerns re Abbey Farm, Common Lane burning toxic materials – Steve Maxey to investigate planning permission for plastic recycling
- Packington:- speeding, doesn't warrant speed limit
- Coleshill:- Neighbourhood Plan questionnaire out for public consultation. Parking remains an issue.

9 **Items for Next Meeting**

No specific suggestions were made

10 **Next Meeting**

Tuesday 17 September – it was agreed that the venue should be changed to St. Michaels Church Hall, New Arley

NORTH WARWICKSHIRE BOROUGH COUNCIL

MINUTES OF THE PLANNING AND DEVELOPMENT BOARD

15 July 2013

Present: Councillor Sweet in the Chair.

Councillors Butcher, L Dirveiks, Humphreys, Lea, May, B Moss, Phillips, Sherratt, Simpson, A Stanley, Watkins, Winter and Wykes

10 **Disclosable Pecuniary and Non-Pecuniary Interests**

Councillor Lea declared a non-pecuniary interest in Minute No 13 Planning Applications (Application No 2013/0011 (High View, Common Lane, Corley, Warwickshire, CV7 8AQ) by reason of being members of the County Council's Regulatory Committee and took no part in the discussion or voting thereon.

11 **Minutes**

The minutes of the meetings of the Board held on 11 March, 15 April, 20 May and 17 June 2013, copies having been previously circulated, were approved as a correct record and signed by the Chairman.

12 **Budgetary Control Report 2013/2014 – Period Ended 30 June 2013**

The Assistant Director (Finance and Human Resources) reported on the revenue expenditure and income for the period from 1 April 2013 to 30 June 2013. The 2013/2014 budget and the actual position for the period, compared with the estimate at that date were detailed, together with an estimate of the out-turn position for services reporting to the Board.

Resolved:

That the report be noted.

13 **Planning Applications**

The Head of Development Control submitted a report for the consideration of the Board.

Resolved:

- a That the Council is minded to support Application No 2013/0208 (River Tame Flood Defence, Land adjacent to Birmingham Road, Coton Road, Whitacre Heath) but consideration be deferred and a progress report be brought back to the next Board meeting in respect of on-going discussions between the parties;**

[Speakers: Susan Russell, Stephen Powell, Davinder Gill and John Buckingham]

- b That in respect of Application No 2013/0011 (High View, Common Lane, Corley, Warwickshire, CV7 8AQ) the County Council be notified that the Borough Council has no objection to this proposal for the reasons given in the report of the Head of Development Control, subject to the scale of the operation and the nature of the use remaining as at present and that any recommendations from the Highway Authority and the Environmental Health Officers are included as planning conditions should a planning permission be granted.**
- c That providing the applicant first enters into a Section 106 Agreement as set out in draft in the report of the Head of Development Control, Application No 2013/0164 (Homer House, Kingswood Avenue, Corley, CV7 8BU) be approved subject to the conditions set out in the report;**
- d That providing the applicant first enters into a Section 106 Agreement as set out in draft in the report of the Head of Development Control, Application No 2013/0234 (101 Knowle Hill, Hurley, Atherstone, CV9 2JB) be approved subject to the conditions set out in the report;**
- e That Application No 2013/0261 (Unit 8, Innage Park, Abeles Way, Holly Lane Ind Est, Atherstone, CV9 2QX) be approved subject to the conditions set out in the report of the Head of Development Control;**
- f That the receipt of the Application No 2013/0278 (Moto Service Station, M42 Motorway Services Area, Green Lane, Dordon, B77 5PS) be noted at the present time; and**
- g That prior to the determination of Application No 2013/0285 (Poultry Farm, Gorseley Green Lane, Fillongley, CV7 8PH) a visit to the site and its surrounding area be arranged.**

14 Planning Performance

The Head of Development Control reported on new Government measures to increase the speed of decision making by Local Planning Authorities.

Resolved:

That the report be noted.

15 **Annual Performance Report 2012/13**

The Head of Development Control reported on the performance of the Development Control Service during the past year comparing it with previous years.

Resolved:

That the report be noted.

R Sweet
Chairman

NORTH WARWICKSHIRE BOROUGH COUNCIL

MINUTES OF THE PLANNING AND DEVELOPMENT BOARD

12 August 2013

Present: Councillor Sweet in the Chair.

Councillors L Dirveiks, Fowler, Humphreys, Johnston, Lea, Morson, B Moss, Phillips, Sherratt, Simpson, Smith, A Stanley, Turley and Winter

Apologies for absence were received from Councillors Butcher (Substitute Councillor Morson), May (Substitute Councillor Smith), Watkins (Substitute Councillor Fowler) and Wykes (Substitute Councillor Johnston).

Councillors Ferro and Moore were also in attendance and with the consent of the Chairman spoke on Minute No 17 Planning Applications (Applications No 2013/0168 and 2013/0169 - Father Hudson's, Coventry Road, Coleshill, B46 3EA and Application No 2013/0224 - Land South Of Dairy House Farm, Spon Lane, Grendon) respectively.

16 **Disclosable Pecuniary and Non-Pecuniary Interests**

Councillors Morson and Lea declared a non-pecuniary interest in Minute No 17 Planning Applications (Application No 2013/0012 - Land at, Sewage Treatment Works, Lichfield Road, Coleshill, B46 1DA and Application No 2013/0013 - Sita UK - Packington House, Packington Lane, Meriden, CV7 7HN) by reason of being members of the County Council's Regulatory Committee and took no part in the discussion or voting thereon.

Councillors Fowler and Sherratt declared a non-pecuniary interest in Minute No 17 Planning Applications (Application No 2013/0325 (Adjacent to Wynn House, 60 High Street, Coleshill, B46 1AZ).

17 **Planning Applications**

The Head of Development Control submitted a report for the consideration of the Board. Details of correspondence received since the publication of the agenda is attached as a schedule to these minutes.

Resolved:

- a **That in respect of Application No 2013/0208 (River Tame Flood Defence, Land adjacent to Birmingham Road, Coton Road, Whitacre Heath)**

- i) That planning permission be approved subject to the conditions specified in the report of the Head of Development Control;**
- ii) The Head of Development Control be asked to write on behalf of the Board to the Environment Agency, Warwickshire County Council, Severn Trent Water Ltd and Network Rail indicating a preference for a pumping station and requesting that they work together to facilitate and implement jointly funded drainage improvements in the Whitacre Heath area;**
- iii) That reports are brought to the Board as appropriate on the progress made by the Environment Agency, Warwickshire County Council, Severn Trent Water Ltd and Network Rail to resolve the surface water flooding issues in Whitacre Heath; and**
- iv) That a Liaison Committee be put in place involving the local community and local Members in order to address the more detailed issues arising as these matters are dealt with by the Agencies involved.**

[Speakers Davinder Gill and John Buckingham]

- b That in respect of Application No 2013/0012 (Land at, Sewage Treatment Works, Lichfield Road, Coleshill, B46 1DA)**
 - i) the County Council be notified that this Council has no objection to the proposal provided that both the Council's Environmental Health Officers, and the County's own highway officers have no objections, and that the County Waste Authority is satisfied that there is conclusive evidence to show that the proposal would not result in excess capacity within North Warwickshire to the detriment of the Green Belt;**
 - ii) the Head of Development Control also write to the Warwickshire County Council informing them of the Council increasing concern about the number of waste developments that are being permitted in the Green Belt and to emphasise that environmental protections such as the Green Belt should remain of substantial importance.**
- c That, subject to the comments of the Borough Environmental Health Officer and the Highway Authority, this Council has no objection to the proposed variations in respect of Application No 2013/0013 (Sita UK - Packington House,**

Packington Lane, Meriden, CV7 7HN) for the reasons outlined in the report of the Head of Development Control;

- d That Application No 2013/0107 (Oak Tree Farm, Quarry Lane, Mancetter, Atherstone, CV9 2RD) be approved subject to the conditions set out in the report of the Head of Development Control;**

[Speaker Heather Bacon-Campbell]

- e That in respect of Applications No 2013/0168 and 2013/0169 (Father Hudson's, Coventry Road, Coleshill, B46 3EA)**

- i) planning permission be approved subject to the conditions set out in the report of the Head of Development Control; and**

- ii) notwithstanding the advice already received, the Head of Development Control be asked to write to the Fire Service Authority to look at the possible fire risks involved given the proximity of the adjoining farm to the development.**

[Speakers Gary Stevenson and Tim Bradford]

- f That in respect of Application No 2013/0211 (Mallard Lodge Site, Marsh Lane, Water Orton, B46 1NS) the Council is minded to grant planning permission for the reasons set out in the report of the Head of Development Control subject to the said conditions and to consequential amendments to the existing Section 106 Agreement, but that the matter first be referred to the Secretary of State under Article 9 of the 2009 Town and Country Planning (Consultation) Direction. If the case is not called-in by the Secretary of State then the development be granted planning permission;**

- g That Application No 2013/0224 (Land South Of Dairy House Farm, Spon Lane, Grendon) be refused for the following reasons;**

“The Council considers that it has land to provide a five year housing supply. The submitted Core Strategy shows how this can be taken forward to 2028 in line with the planning principles of the National Planning Policy Framework 2012. The current proposal does not accord with the emerging Core Strategy in that the Council considers the proposal to be unsustainable development extending the village of Grendon on to greenfield land.”

[Speakers Clare Marshall, Simon Jones and Michael Robson]

- h That in respect of Application No 2013/0278 (Moto Service Station, M42 Motorway Services Area, Green Lane, Dordon, B77 5PS)**
 - i) planning permission be approved subject to the conditions set out in the report of the Head of Development Control; and**
 - ii) that Tamworth Borough Council be consulted on the suggestion to split the Benefit Fund on a 50/50 basis and that this be affected through two separate Unilateral Undertakings under Section 106 of the Planning Act, and that their response be referred back to this Board.**
- i That Application No 2013/0285 (Poultry Farm, Gorseley Green Lane, Fillongley, CV7 8PH) be refused for the reasons set out in the report of the Head of Development Control;**

[Speakers Clarke Adams and Craig Barks]

- j That subject to the Highway Authority not objecting to the revisions, and to the updating of the existing 106 Agreement to refer to Application No 2013/0288 (Caldecote Hall Industrial Estate, Caldecote Hall Drive, Caldecote, Warwickshire, CV10 0TW), condition 2 of planning permission PAP/2011/042 dated 28/3/12 be varied so as to refer to the site location plan and plan numbers 110G, 013B, 210C, 220B, 220D, 240D, 250, 205C and 200C all received on 14 June 2013, and to all of the other conditions contained in that permission, including any alterations as may be required by the Highway Authority;**
- k That consideration of Application No 2013/0321 (Wienerberger Brick Works, Rush Lane, Dosthill, B77 1LT) be deferred for a site visit;**
- l That Application No 2013/0325 (Adjacent to Wynn House, 60 High Street, Coleshill, B46 1AZ) be approved subject to the amendment of condition iv) to read as follows**
 - “iv) The two dwelling units hereby approved shall not be occupied until two parking space for each has been provided and marked out within the existing car park in accordance with a scheme to be first agreed in writing with the Local Planning Authority. Specifically; the marking shall indicate that the spaces are available**

for residents only between the hours of 6pm to 8.30am daily.”

- m That in respect of Application No 2013/0365 (3, Willow Walk, Arley, CV7 8NY), provided no new representation is received that had not been already identified in the previous report, planning permission be approved following the expiry of the consultation process, subject to the conditions set out in the report of the Head of Development Control.**

18 Progress Report on Achievement of Corporate Plan and Performance Indicator Targets April – June 2013

The Board was informed of progress with the achievement of the Corporate Plan and Performance Indicator targets relevant to the Planning and Development Board for April – June 2013.

Resolved:

That the report be noted.

19 Neighbourhood Plan Designations for Austrey and Fillongley

The Assistant Chief Executive and Solicitor to the Council reported on the progress of the formal consultation on the designation of Austrey Neighbourhood Plan area and the Fillongley Neighbourhood Plan area.

Resolved:

- a That the responses to the proposed consultation be noted; and**
- b The designation of the Neighbourhood Plan Areas for Austrey and Fillongley be approved.**

20 Emergency Tree Preservation Order - Land at Mancetter Manor, The Green, Mancetter

The Board was invited to confirm the decision to issue an Emergency Tree Preservation Order in respect of 1 Horse Chestnut Tree and 2 Lime Trees at Mancetter Manor, The Green, Mancetter.

Resolved:

That the decision to issue an Emergency Tree Preservation Order be confirmed in respect of 1 Horse Chestnut Tree and 2 Lime Trees, for the reasons given in the report of the Head of Development Control, and that any representations received be referred to the Board for it to consider whether to make the Order permanent.

21 **Emergency Tree Preservation Order – Land at Coventry Road, Fillongley**

The Board was invited to confirm the decision to issue an Emergency Tree Preservation Order in respect of 1 Oak tree on land at Coventry Road, Fillongley.

Resolved:

That the decision to issue an Emergency Tree Preservation Order be confirmed in respect of 1 Oak tree, for the reasons given in the report of the Head of Development Control, and that any representations received be referred to the Board for it to consider whether to make the Order permanent.

R Sweet
Chairman

**Planning and Development Board
12 August 2013
Additional Background Papers**

Agenda Item	Application Number	Author	Nature	Date
4/4	PAP/2013/0107	Canal and River Trust	Consultation	12/8/2013
4/5	PAP/2013/0168 and PAP/2013/0169	Warwickshire County Council Applicant	Consultation Draft Undertaking	9/8/13 12/8/13
4/6	PAP/213/0211	Agent	Plans and Letter	31/7/13
4/7	PAP/2013/0224	E Jones	Representation	9/8/13
4/8	PAP/2013/0278	Birmingham Airport Agents	Consultation Draft Undertaking	9/8/13 12/8/13
4/9	PAP/2013/0285	Mr and Mrs Adams Note Mrs Prowse CPRE	Objection Site Visit Objection Objection	31/7/13 31/7/13 7/8/13 9/8/13
4/10	PAP/2013/0288	Warwickshire County Council	Consultation	22/7/13
4/12	PAP/2013/0325	Coleshill Town Council Agent	Representation Note	7/8/13 6/8/13

NORTH WARWICKSHIRE BOROUGH COUNCIL

**MINUTES OF THE
PLANNING AND DEVELOPMENT BOARD**

9 September 2013

Present: Councillor Sweet in the Chair.

Councillors Butcher, L Dirveiks, Humphreys, Lea, May, Morson, Phillips, Sherratt, A Stanley, Turley, Winter and Wykes.

Apologies for absence were received from Councillors B Moss (Substitute Councillor Morson), Simpson and Watkins.

Councillor Smith was also in attendance.

22 Disclosable Pecuniary and Non-Pecuniary Interests

None were declared at the meeting.

23 Planning Applications

The Head of Development Control submitted a report for the consideration of the Board.

Resolved:

That planning permission PAP/2006/0182 (29 – 41 New Road, Water Orton) may be implemented without compliance with condition 13 and thus the Unilateral Undertaking dated 22 June 2007 be fully discharged.

24 Further Proposed Permitted Development Changes

The Head of Development Control reported that the Government was consulting on a fresh round of proposals to remove more proposed changes of use of buildings from the need to submit a planning application.

Resolved:

That the Council objects to the proposals for the reasons set out in the report of the Head of Development Control.

25 Nuneaton and Bedworth Borough Council – Borough Plan July 2013

The Assistant Chief Executive and Solicitor to the Council reported on the formal consultation on Nuneaton and Bedworth Borough Council's Borough Plan (July 2013).

Resolved:

That with particular emphasis on the impact on the A5 through North Warwickshire, the draft response appended to the report of the Assistant Chief Executive and Solicitor to the Council be approved.

26 Exclusion of the Public and Press

Resolved:

That under Section 100A(4) of the Local Government Act 1972, the public and press be excluded from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in Schedule 12A to the Act.

27 Breaches of Planning Control

The Head of Development Control reported on an alleged breach of planning control and the Board was asked to agree suggested course of action.

Resolved:

That in respect of Corley Ash Garage, Tamworth Road, Corley, the Solicitor to the Council be authorised to take legal action through the Magistrates' Court in response to the non-compliance with an extant Enforcement Notice requiring: 'Cease the use of the land for the storage and display of vehicles offered for sale and remove the stored vehicles from the site'.

R Sweet
Chairman

NORTH WARWICKSHIRE BOROUGH COUNCIL

MINUTES OF THE COMMUNITY AND ENVIRONMENT BOARD

22 July 2013

Present: Councillor Phillips in the Chair

Councillors Ferro, Fowler, Freer, Humphreys, Lewis, B Moss, M Moss and Smith.

An apology for absence was received from Councillor Barber (substitute Councillor Smith).

14 **Disclosable Pecuniary and Non-Pecuniary Interests**

None were declared at the meeting.

15 **Minutes of the Meeting of the Board held on 18 March and 21 May 2013**

The minutes of the meetings held on 18 March and 21 May 2013, copies having been previously circulated, were approved as a correct record and signed by the Chairman.

16 **Implementation of Green Space Management Plans and the Green Space Improvements Programme**

The Assistant Director (Leisure and Community Development) informed Members of progress in respect of the implementation of Green Space Management Plans and other improvement works at a number of sites across the Borough.

The Board's approval was sought to enter into a Tenancy at Will with Hurley Kings Football Club in relation to Hurley Daw Mill Sports Ground and to advance discussions with Atherstone Rugby Club in respect of long-term management options at Royal Meadow Drive Recreation Ground, Atherstone.

Resolved:

- a **That the progress in respect of the implementation of Green Space Management Plans and other improvement works identified in the report of the Assistant Director (Leisure and Community Development), be noted;**
- b **That, subject to the agreement of the terms by the Chairman and Vice-Chairman of the Board, a Tenancy at Will for a maximum period of 12 months with Hurley**

Kings Football Club in relation to its use of Hurley Daw Mill Sports Ground, be approved;

- c That the principle of the Borough Council entering into a long-term management agreement with a local sports club in respect of Royal Meadow Drive Recreation Ground in Atherstone, be approved; and**
- d That officers be authorised to continue discussions with Atherstone Rugby Club in respect of long-term management options for Royal Meadow Drive Recreation Ground, Atherstone, and that the outcome of those discussions be reported to a future meeting of the Board.**

17 Proposed Replacement of Indoor Leisure Facilities in Coleshill

The Assistant Director (Leisure and Community Development) updated the Board on progress in respect of the proposed development of new indoor leisure facilities at The Coleshill School.

Resolved:

- a That progress made in respect of the proposed development of new indoor leisure facilities at The Coleshill School, be noted;**
- b That, subject to prior approval of their final content by the Chairman and Vice-Chairman of the Board, the Solicitor to the Council be authorised to enter into an underlease with The Coleshill School and that the Assistant Director (Leisure and Community Development) be authorised to sign the proposed User Agreement; and that both documents be brought to a subsequent meeting of the Board for information.**

18 Budgetary Control Report 2013/2014 Period Ended 30 June 2013

The Assistant Director (Finance and Human Resources) reported on expenditure and income for the period from 1 April 2013 to 30 June 2013.

Resolved:

That the report be noted.

H Phillips
Chairman

NORTH WARWICKSHIRE BOROUGH COUNCIL

MINUTES OF THE COMMUNITY AND ENVIRONMENT BOARD

3 September 2013

Present: Councillor Phillips in the Chair

Councillors Ferro, Fowler, Freer, Humphreys, Lewis, B Moss and M Moss.

An apology for absence was received from Councillor Barber.

19 **Disclosable Pecuniary and Non-Pecuniary Interests**

None were declared at the meeting.

20 **Proposed Replacement of Indoor Leisure Facilities in Coleshill**

The Assistant Director (Leisure and Community Development) updated the Board on progress in respect of the proposed development of new indoor leisure facilities in Coleshill.

Resolved:

That the report be noted.

21 **Kerbside Recycling**

The Assistant Director (Streetscape) summarised the progress to date of the work undertaken to facilitate the return of the kerbside recycling contract to an in-house service and updated Members regarding subsequent amendments to key policies.

Resolved:

- a That the work undertaken and the progress achieved so far, pursuant of the changes to the kerbside recycling service be noted; and**
- b That the wording of the new refuse collection policies set out in Appendix A of the report of the Assistant Director (Streetscape), be agreed.**

22 Progress Report on Achievement of Corporate Plan and Performance Indicator Targets April – June 2013

The Board were informed of progress with the achievement of the Corporate Plan and Performance Indicator targets relevant to the Community and Environment Board for April to June 2013.

Resolved:

That the report be noted.

23 Exclusion of the Public and Press

Resolved:

That under Section 100A(4) of the Local Government Act 1972, the public and press be excluded from the meeting for the following item of business, on the grounds that it involves the likely disclosure of exempt information as defined by Schedule 12A to the Act.

24 Carriageway Sweeping and Weekend Cleaning Contract

Members were advised of the proposal to bring the Mechanical Sweeping and Weekend Cleaning service back in-house when the current contract with Enterprise comes to an end in December 2013.

Resolved:

- a That the carriageway sweeping and weekend cleaning service be undertaken in-house from 1 December 2013;**
- b That the use of the Chief Executive's urgent business powers to amend the capital programme in order that suitable plant can be ordered for delivery in time for commencement of the new service, be endorsed; and**

Recommendation to Executive Board:

- c That the Capital Programme 2013/14 be amended to include the associated increase for purchase of suitable plant to undertake in-house carriageway sweeping service.**

H Phillips
Chairman

NORTH WARWICKSHIRE BOROUGH COUNCIL

MINUTES OF THE RESOURCES BOARD

2 September 2013

Present: Councillor Moore in the Chair

Councillors Butcher, Davis, N Dirveiks, Forwood, Holland, Johnston, Smith and Winter.

Councillor Humphreys was also in attendance.

15 **Disclosable Pecuniary and Non-Pecuniary Interests**

None were declared at the meeting.

16 **Minutes of the Resources Board held on 25 March and 3 June 2013**

The minutes of the meeting of the Resources Board held on 25 March and 3 June 2013, copies having previously been circulated, were approved as a correct record and signed by the Chairman.

17 **A Review of the Effectiveness of Internal Audit 2012 – 2013**

The Deputy Chief Executive asked the Board to consider the annual review of the effectiveness of the system of Internal Audit.

Resolved:

- a **That the findings of the annual review of the effectiveness of the system of internal audit for 2012-2013, as set out in the report of the Deputy Chief Executive, were noted; and**
- b **That it was noted that the system of Internal Audit is operating effectively and can be relied upon as reflected in the Annual Governance Statement for 2012-2013.**

18 **Public Sector Internal Audit Standards 2013**

The Deputy Chief Executive informed Members of changes to the Internal Audit Standards which came into effect on 1 April 2013.

Resolved:

That the report be noted.

19 **Treasury Management Update Quarter 1 2013/2014**

The Assistant Director (Finance and Human Resources) updated the Board on the Treasury Management activity during the first three months of 2013/2014.

Resolved:

- a **That the Treasury Management Report for the first three months of 2013/2014 be noted;**
- b **That the addition of enhanced Money Market Funds/Cash Funds to the Treasury Portfolio be approved; and**
- c **That the revised counter party limits for treasury investments set out in Appendix 2 to the report of the Assistant Director (Finance and Human Resources) be approved.**

20 **Capital Programme 2013/2014 Quarter 1 Update**

The Assistant Director (Finance and Human Resources) updated Members in terms of expenditure on the progress of the 2013/2014 Capital Programme.

Resolved:

That the progress made against the 2013/2014 Capital Programme, as set out in the report of the Assistant Director (Finance and Human Resources), be noted.

21 **Budgetary Control Report 2013/2014 Period Ended 31 July 2013**

The Assistant Director (Finance and Human Resources) reported on the revenue expenditure and income for the period from 1 April 2013 to 31 July 2013. The 2013/2014 budget and the actual position for the period, compared with the estimate at that date were detailed, together with an estimate of the out-turn position for services reporting to the Board.

Resolved:

That the report be noted.

22 **Consolidated Budgetary Control Report 2013/2014 – Period Ended 31 July 2013**

The Assistant Director (Finance and Human Resources) updated the Board on the total Council General Fund revenue expenditure and income for the period from 1 April 2013 to 31 July 2013.

Resolved:

That the report be noted.

23 Housing Revenue Account Budgetary Control Report 2013/2014 Period Ended 31 July 2013

The Assistant Director (Finance and Human Resources) reported on the total Housing Revenue Account revenue expenditure and income for the period from 1 April to 31 July 2013.

Resolved:

That the report be noted.

24 Progress Report on Achievement of Corporate Plan and Performance Indicator Targets April – June 2013

The Chief Executive and the Deputy Chief Executive informed members of the progress with the achievement of the Corporate Plan and Performance Indicator targets relevant to the Resources Board for April to June 2013.

Resolved:

That the report be noted.

25 Borough Care Service Review

The Assistant Director (Housing) provided the Board with an update on the progress of the review of the Borough Care service.

Resolved:

That the report be noted.

26 Internal Audit – Performance for 2012 – 2013

The Deputy Chief Executive reported on the progress of the Council's Internal Audit function against the agreed plan of work for the year.

Resolved:

That the report be noted.

27 Internal Audit – Performance for First Quarter 2013 - 2014

The Deputy Chief Executive reported on the progress of the Council's Internal Audit function for the first quarter of 2013/2014 against the agreed plan of work for the year.

Resolved:

That the report be noted.

28 Minutes of the Housing Sub-Committee held on 8 July 2013

The minutes of the Housing Sub-Committee held on 8 July 2013 were received and noted.

29 Exclusion of the Public and Press

Resolved:

That under Section 100A(4) of the Local Government Act 1972, the public and press be excluded from the meeting for the following items of business, on the grounds that they involve the likely disclosure of exempt information as defined by Schedule 12A to the Act.

30 Irrecoverable Local Taxation and Housing Debts

The Assistant Chief Executive (Community Services) detailed the amounts recommended for write off, in accordance with the agreed write off policy.

Resolved:

- a That the write off of 4 balances over £5,000 totalling £70,235.90 in respect of unpaid Non Domestic Rates be approved;**
- b That the write off of 75 balances under £5,000 totalling £18,686.50 in respect of unpaid Council Tax be noted;**
- c That the write off of 8 balances under £5,000 totalling £7,320.65 in respect of unpaid Non Domestic Rates be noted;**
- d That the write off of 122 balances under £5,000 totalling £38,293.19 in respect of uncollected overpaid Housing Benefits be noted;**
- e That the write back of 13 balances totalling £4,091.42 in respect of unpaid Council Tax be noted; and**
- f That the write back of 24 balances totalling £88,674.30 in respect of overpaid Non Domestic Rates be noted.**

31 **Hurley Housing – Sale of Land**

The Assistant Director (Housing) reported on the proposed sale of a number of properties in Hurley and the Board was asked to agree a suggested course of action.

Resolved:

That the Assistant Director (Housing) continue to discuss the sale and condition of their properties with Hurley Housing.

J Moore
Chairman

Notes of the Area Forum North Meeting held at St Nicholas Church Hall, Baddesley Ensor on Thursday, 5 September 2013

Present:

Councillor Morson in the Chair. Councillors Butcher, Humphreys, Moore, A Stanley, M Stanley, Y Stanley, Sweet and Winter. County Councillor Parsons.

In Attendance:

E Humphreys – North Warwickshire Borough Council, J Giblin and J Onions – Warwickshire County Council, PC Jackson and PCSO Hodson – Warwickshire Police, Stuart Annan – George Eliot Hospital, G Bullivant – Austrey PC, G Taylor – Baddesley and Baxterley PC, K Broomfield – Baxterley PC, D Cox and I Bates – Grendon PC, J Ball, R Critchley and R Meredith – Polesworth PC, D and B Bisseker, M and B Burdett and J Charles – Residents.

An apology for absence was received from Councillor May.

1 Safer Neighbourhoods

As part of the Safer Neighbourhoods update the following three priorities were agreed:

- Nuisance motorcycles in Baddesley/Baxterley.
- Monitoring at Derek Avenue, Dordon.
- ASB at Station Road Recreation Ground area.

In response to a question regarding highway issues in the Derek Avenue area, Jo Giblin agreed to visit the area and discuss with residents as necessary. Concerns were also raised about nuisance parking in Boot Hill and PCSO Hodson offered to monitor the situation and liaise with residents.

2 George Eliot Hospital

Stuart Annan, Chair of the George Eliot Hospital reported on developments at the Hospital. Discussed in detail were:

- The new Sexual Assault Referral Centre;
- An update on Womens and Childrens Service;
- The action plan arising from the findings of the Keogh review and;
- The go ahead to proceed with seeking a strategic partner with whom to secure the long term future of the hospital and local health care services.

3 WCC Updates

- Mobile Library – 3 vehicles will be maintained. A further report will be considered on 14/11/13.
- Community Computers – 25 computers available to local groups within the North Warwickshire area.
- Local Funding Opportunities – Bids submitted up to £500 from local groups. CAVA would assist with applications if required.
- Fire Service – Jim Onions reported that the fire services had voted for strike action in an effort to stop cuts to local fire and rescue services. It is hoped that strike action will not be necessary but the service would

provide support to people to ensure that they remain safe in their own homes.

4 **Police Commissioner Update**

Councillor Morson reported that 26 Community Safety Ambassadors had been appointed by the Police and Crime Commissioner. The Ambassador for the North named as Michael Osborne.

5 **Parish Issues**

Concerns had been raised by Baddesley Parish Council and a local resident regarding noise from Birch Coppice Industrial Estate. Councillor Morson read out a response from Dean Walters, Senior Pollution Control Officer. A copy of the response will be placed on the website.

6 **Date and Time of Next Meeting**

Thursday, 21 November 2013 at the Tythe Barn, Polesworth.

NORTH WARWICKSHIRE BOROUGH COUNCIL

MINUTES OF THE EXECUTIVE BOARD

10 September 2013

Present: Councillor M Stanley in the Chair

Councillors Barber, Moore, Morson, Phillips, Smith and Sweet

Apologies for absence were received from Councillors Hayfield (Councillor Barber as substitute) and Humphreys.

21 **Declarations of Personal or Prejudicial Interest.**

None were declared at the meeting.

22 **Minutes of the meetings of the Board held on 18 June and 23 July 2013.**

The minutes of the meetings of the Board held on 18 June and 23 July 2013, copies having been circulated, were approved as a correct record and signed by the Chairman.

23 **Corporate Plan 2014/15 – Key Corporate issues**

The Chief Executive reported on the key corporate issues facing the Council over the next 18 months and sought agreement to addressing these issues during the formulation of the 2014/15 Budget and Corporate Plan.

Recommended:

That the issues raised in the report of the Chief Executive are the main areas which should be considered for inclusion in the 2014/15 Corporate Plan.

24 **New Homes Bonus**

The Deputy Chief Executive reported on the Government's proposals for top slicing New Homes Bonus and the Board was asked to agree a suggested response.

Recommended:

- a That the consultation be noted; and**
- b That the draft response attached as an Appendix to the report of the Deputy Chief Executive be agreed.**

25 Local Government Finance Settlement 2014-15 and 2015-16

The Deputy Chief Executive reported on the Government's consultation on the finance settlement for 2014-15 and 2015-16 and the Board was asked to agree a suggested response.

Recommended:

- a That the consultation be noted; and**
- b That subject to the inclusion of a reference to the pressures faced by rural authorities, the draft response attached as an Appendix to the report of the Deputy Chief Executive be agreed.**

26 Financial Strategy 2014–18

The Deputy Chief Executive reported on the Authority's Financial Strategy, projected forward the Authority's General Fund budgets to 2017/18, and suggested a detailed budget approach for the 2014/15 General Fund Budget.

Recommended:

- a That the Financial Strategy shown as Appendix A to the report of the Deputy Chief Executive be approved;**
- b That the General Fund budget projections for 2014/15 to 2017/18 be noted; and**
- c That the budget approach, set out in section 12 of the report, be adopted.**

27 Nuneaton and Bedworth Borough Council – Borough Plan 2013

The Assistant Chief Executive and Solicitor to the Council reported on the formal consultation on Nuneaton and Bedworth Borough Council's Borough Plan (July 2013).

Recommended:

That with particular emphasis on the impact on the A5 through North Warwickshire, the draft response appended to the report of the Assistant Chief Executive and Solicitor to the Council be approved.

28 Coventry and Warwickshire City Deal

The Chief Executive reported on the latest developments in the City Deal process and sought delegated power to give the Council's

approval for any changes to the bid to Government, in consultation with the Leader of the Council and Opposition Leader.

Recommended:

- a. **That the report be noted;**
- b. **That discussions continue towards the creation of a Joint Committee; and**
- c. **That delegated authority be given to the Chief Executive to give this Council's approval for any changes to the bid to Government, in consultation with the Leader of the Council and Opposition Leader.**

29 Consultation on Proposals to Use Capital Receipts to Invest in Service Reform

The Deputy Chief Executive reported on the Government's proposals for the use of capital receipts from asset sales to invest in transforming services and the Board was asked to agree a suggested response.

Recommended:

- a **That the consultation be noted; and**
- b **That the draft response attached as an Appendix to the report of the Deputy Chief Executive be agreed.**

30 Coventry and Warwickshire Business Rate Pool

The Deputy Chief Executive reported on the continued participation in the Coventry and Warwickshire Business Rate Pool.

Recommended:

That the Council continues to participate in the Coventry and Warwickshire Business Rate Pool.

31 Budgetary Control Report 2013/14 - Period Ended 31 August 2013

The Assistant Director (Finance and Human Resources) reported on the revenue expenditure and income for the period from 1 April 2013 to 31 August 2013. The 2013/2014 budget and the actual position for the period, compared with the estimate at that date, was given, together with an estimate of the out-turn position for services reporting to this Board.

Resolved:

That the report be noted.

32 Progress Report on Achievement of Corporate Plan and Performance Indicator Targets – April 2013 to June 2013

The Chief Executive informed Members of the progress with the achievement of the Corporate Plan and Performance Indicator targets relevant to the Executive Board for April to June 2013.

Resolved:

That the report be noted.

33 2013/14 Capital Programme

The Assistant Director (Finance and Human Resources) reported on the action taken by the Chief Executive, using his urgent business powers, in respect of capital schemes at Polesworth and Dordon, and the associated increase in the approved 2013/14 capital programme.

Recommended:

That the action taken to advance implementation of the approved Management Plans at Abbey Green Park in Polesworth and Long Street Recreation Ground in Dordon, and the associated increase of £220,980 in the approved capital programme be noted.

34 Minutes of the meeting of the Safer Communities Sub-Committee held on 2 July 2013

The minutes of the meeting of the Safer Communities Sub-Committee held on 2 July 2013 were received and noted.

35 Minutes of the meetings of the Special Sub-Group held on 5 July, 15 July and 19 August 2013

The minutes of the meetings of the Special Sub-Group held on 5 July, 15 July and 19 August 2012 were received and noted.

Recommended:

That in respect of Minute No 4 (Pay Award 2013/14) of the meeting of the Special Sub-Group held on 19 August 2013 the 1.0% increase be applied to all staff.

36 **Minutes of the meeting of the Local Development Framework Sub-Committee held on 17 July 2013**

The minutes of the meeting of the Local Development Framework Sub-Committee held on 17 July 2013 were received and noted.

37 **Notes of the meeting of the Democratic Arrangements Task and Finish Group held on 1 July 2013**

The notes of the meeting of the Democratic Arrangements Task and Finish Group held on 1 July 2013 were received and noted.

M Stanley
Chairman

NORTH WARWICKSHIRE BOROUGH COUNCIL

MINUTES OF THE SCRUTINY BOARD

16 September 2013

Present: Councillor Pickard in the Chair

Councillors Barber, Butcher, Davis, N Dirveiks, Forwood, Fox, Freer, Johnston, Lewis, May, M Moss, Y Stanley and Turley.

An apology for absence was received from Councillor Payne.

7 **Disclosable Pecuniary and Non-Pecuniary Interests**

None were declared at the meeting.

8 **Minutes**

The minutes of the meeting held on 10 June 2013, a copy having been previously circulated, were approved as a correct record and signed by the Chairman.

9 **Food Premises Inspections**

The Environmental Health Manager gave a presentation on the Food Premises Inspections carried out by staff in his Division.

10 **Progress Report on Achievement of Corporate Plan and Performance Indicator Targets April 2012-March 2013**

Members were informed of the progress with the achievement of the Corporate Plan and Performance Indicator targets overall for April 2012 to March 2013. Contextual and comparative information was also provided to assist the Board in determining any requests for further reports on specific service areas.

Resolved:

That the report be noted.

11 **Health Scrutiny Update**

The Chairman of the Board gave a verbal update on Health Scrutiny.

12 **Future Scrutiny Projects**

The Assistant Director (Corporate Services) provided a draft plan showing possible items for future Scrutiny Board meetings and sought Members' views on the plan and their suggestions for further, future topics for the Board.

Resolved:

- a That the draft plan attached as Appendix A to the report of the Assistant Director (Corporate Services) be approved; and**
- b That a report be brought to the next meeting of the Board on the provision of Broadband.**

D Pickard
Chairman