

# **AGENDA**

**and**

## **MINUTES OF BOARDS and COMMITTEES**

**to be considered at the meeting of the  
Council to be held via Teams**

**on**

**29 MARCH 2021**

**at**

**6.30pm**



## North Warwickshire Borough Council

**Steve Maxey** BA (Hons) Dip LG Solicitor

**Chief Executive**

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Date : 19 March 2021

**To: All Members of the Council**

Dear Sir / Madam

You are hereby summoned to attend the Full Meeting of the Council, to be held on Monday 29 March 2021 at 7pm via Teams (or upon conclusion of the Executive Board prior to the meeting). An email invite will be sent to Councillors and the meeting will be live streamed on the Council's YouTube channel, accessible from the home page of the Council's website or at <https://www.youtube.com/user/northwarks>

The following business will be transacted:

- 1 Apologies for absence / Members away on official Council business.
- 2 Declarations of Personal or Prejudicial Interest.
- 3 The Mayor to move, in accordance with Standing Order No 6(1):  
**“That the minutes of the Meeting of the Council held on 24 February 2021 be approved as a correct record”.**
- 4 To receive the Mayor's announcements.
- 5 To answer Questions from Members and the Public pursuant to Standing Order No 7.

- 6 To receive and consider minutes, recommendations and notes of the following meetings circulated herewith and to make the necessary Orders thereon:
- a **Special Sub-Group** – 16 February 2021 and 9 March 2021 (Pages 124 - 126).
  - b **Planning and Development Board** – 16 February 2021 and 8 March 2021 (Pages 127 - 132).
  - c **Community and Environment Board** – 15 March 2021 (Page 133 - 136).
  - d **Executive Board** – 29 March 2021 (to be circulated at the meeting)

7 **Exclusion of the Public and Press**

**To consider whether, in accordance with 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.**

- 8 To receive and consider the confidential extract of the Special Sub-Group held on 9 March 2021 (Page 138).
- 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.
- 10 To receive and consider the confidential extract of the Executive Board minutes held on 29 March 2021 (to be circulated at the meeting).

Yours faithfully



Chief Executive

**MINUTES OF THE MEETING OF THE  
NORTH WARWICKSHIRE BOROUGH COUNCIL HELD AT THE COUNCIL  
HOUSE, SOUTH STREET, ATHERSTONE ON  
WEDNESDAY 24 FEBRUARY 2021**

Present: Councillor Jarvis in the Chair.

Councillors Bell, Chambers, D Clews, T Clews, Davey, Deakin, Dirveiks, Farrell, Farrow, Gosling, Hayfield, D Humphreys, M Humphreys, Jenns, Lees, Macdonald, McLauchlan, Morson, Moss, Osborne, Parker, Parsons, H Phillips, O Phillips, Reilly, Rose, Simpson, Singh, Smith, Symonds, A Wright and D Wright.

An apology for absence was received from Councillor Downes.

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

None were declared at the meeting.

**17 Minutes of the Meeting of the Council held on 2 December 2020**

The minutes of the Meeting of the Council held on 2 December 2020 were approved as a correct record and signed by the Mayor.

**18 Mayor's Announcements**

No announcements to report.

**19 Questions Pursuant to Standing Order No. 7**

No questions had been received.

**20 Minutes of Boards/Committees**

**a) Planning and Development Board – 7 December 2020 and 11 January 2021.**

It was proposed by Councillor Simpson, seconded by Councillor T Clews and

**Resolved:**

**That the minutes of the meetings of the Planning and Development Board held on 7 December 2020 and 11 January 2021, together with the recommendations contained therein, be approved and adopted.**

**b) Special Sub-Group – 12 January 2021**

It was proposed by Councillor D Clews, seconded by Councillor Smith and

**Resolved:**

**That the minutes of the meeting of the Special Sub-Group held on 12 January 2021, together with the recommendations contained therein, be approved and adopted.**

**c) Community and Environment Board – 18 January 2021**

It was proposed by Councillor Bell, seconded by Councillor Smith and

**Resolved:**

**That the minutes of the meeting of the Community and Environment Board held on 16 January 2021, together with the recommendations contained therein, be approved and adopted.**

**d) Resources Board – 25 January 2021**

It was proposed by Councillor Symonds, seconded by Councillor Davey and

**Resolved:**

**That the minutes of the meeting of Resources Board held on 25 January 2021, together with the recommendations contained therein, be approved and adopted.**

**e) Licensing Committee – 26 January 2021**

It was proposed by Councillor Jenns, seconded by Councillor M Humphreys and

**Resolved:**

**That the minutes of the meeting of the Licensing Committee held on 26 January 2021, together with the recommendations contained therein, be approved and adopted.**

**f) Standards Committee – 11 February 2021**

It was proposed by Councillor Macdonald, seconded by Councillor Smith and

**Resolved:**

**That the minutes of the meeting of the Standards Committee held on 11 February 2021, together with the**

**recommendations contained therein, be approved and adopted.**

**g) Executive Board – 15 February 2021**

**i) Minute No 36 – General Fund Revenue Estimates 2021/22 and Setting the Council Tax 2021/22**

It was proposed by Councillor Gosling, seconded by Councillor Osborne, by way of a friendly amendment, that an additional appendix be provided as Appendix H to Minute 36

**That the Council write a letter to Government to request the stabilisation of Council budgets by covering the shortfall in Covid support payments and increasing the business rate baseline.**

It was then proposed by Councillor D Wright and seconded by Councillor Bell that the General Fund Estimates 202/21 and Setting the Council Tax, together with the additional Appendix H be recommended for approval.

In accordance with Standing Order No11(3) the recorded vote in relation to the setting of the Council Tax was as follows:

**For** – Councillors Bell, D Clews, T Clews, Davey, Hayfield, D Humphreys, M Humphreys, Jarvis, Jenns, Lees, Macdonald, Moss, Parker, Reilly, Simpson, Smith, A Wright and D Wright. (18).

**Against** - Chambers, Deakin, Dirveiks, Farrell, Farrow, Gosling, McLauchlan, Morson, Osborne, Parsons, H Phillips, O Phillips and Rose. (13)

**ii) Minute No 39 – Trading Company**

**That Minute No 39(b) be amended from the Leader of the Opposition to the Deputy Leader of Opposition.**

**Resolved:**

**That the minutes of the meeting of the Executive Board held on 15 February 2021, together with the recommendations contained therein, be approved and adopted.**

**21 Notice of Motion under Standing Order No. 10**

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

22 **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 it involves the likely disclosure of exempt information as defined by Schedule 12A to the Act.**

23 **Confidential Extract of the Planning and Development Board held on 7 December 2020**

It was proposed by Councillor Simpson and seconded by Councillor Moss and

**Resolved:**

**That the confidential extract of the minutes of the Planning and Development Board held on 7 December 2020, together with the recommendations therein, be approved and adopted.**

24 **Confidential Extract of the Special Sub-Group held on 12 January 2021**

It was proposed by Councillor D Clews and seconded by Councillor Smith and

**Resolved:**

**That the confidential extract of the minutes of the Special Sub-Group held on 12 January 2021, together with the recommendations therein, be approved and adopted.**

25 **Confidential Extract of the Community and Environment Board held on 18 January 2021**

It was proposed by Councillor Bell and seconded by Councillor Smith and

**Resolved:**

**That the confidential extract of the minutes of the Community and Environment Board held on 18 January 2021, together with the recommendations therein, be approved and adopted.**

26 **Confidential Extract of the Resources Board held on 25 January 2021**

It was proposed by Councillor Symonds and seconded by Councillor Davey and

**Resolved:**

**That the confidential extract of the minutes of the Resources Board held on 25 January 2021, together with the recommendations therein, be approved and adopted.**

**27 Confidential Extract of the Licensing Committee held on 26 January 2021**

It was proposed by Councillor Jenns and seconded by Councillor T Clews and

**Resolved:**

**That the confidential extract of the minutes of the Licensing Committee held on 26 January 2021, together with the recommendations therein, be approved and adopted.**

**28 Confidential Extract of the Executive Board held on 25 February 2021**

It was proposed by Councillor D Wright and seconded by Councillor Bell and

**Resolved:**

**That the confidential extract of the minutes of the Executive Board held on 26 February 2021, together with the recommendations therein, be approved and adopted.**

**29 The Common Seal**

It was proposed by Councillor Wright, seconded by Councillor Symonds 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**



**NORTH WARWICKSHIRE BOROUGH COUNCIL**

**MINUTES OF THE SPECIAL SUB-GROUP**

**16 FEBRUARY 2021**

Present: Councillor D Clews in the Chair

Councillors Farrow, Hayfield, Jenns and Smith.

Councillors T Clews, Lees and Moss were also in attendance.

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

None were declared at the meeting.

**11 Neighbourhood Warden Service**

The Director of Housing provided information about the role of the Neighbourhood Warden Service in the Housing Division and proposed a change to the working hours.

**Resolved:**

- a That the work of the Neighbourhood Warden Service be noted; and**
- b That the proposed additional 12 hours to deliver the service, as set out in the report, be agreed.**

D Clews  
CHAIRMAN

**NORTH WARWICKSHIRE BOROUGH COUNCIL**

**MINUTES OF THE SPECIAL SUB-GROUP**

**9 MARCH 2021**

Present: Councillor D Clews in the Chair

Councillors Farrow, Hayfield, Jenns, Parsons and Smith.

Councillors Bell, M Humphreys, Jarvis and Rose were also in attendance.

**12 Disclosable Pecuniary and Non-Pecuniary Interests**

None were declared at the meeting.

**13 Extension of Temporary Contract**

The Corporate Director sought approval to extend the temporary contract of the Financial Inclusion Support Officer.

**Resolved:**

**That the contract of the Financial Inclusion Support Officer be extended from 1 April 2021 to 31 March 2022.**

**14 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.**

**16 Proposed Restructure of a Council Service Area**

The Chief Executive sought approval for a restructure of a Council Service Area.

**Resolved:**

- a** That the changes to the staffing structure detailed in the report of the Chief Executive be agreed, subject to the additional of two further posts to paragraph 3.5;
- b** That the Chief Executive be given delegated authority to undertake all necessary steps to implement the changes detailed in his report; and
- c** That the Chief Executive be given delegated authority to make any changes necessary arising out of the implementation of the changes.

D Clews  
CHAIRMAN

**NORTH WARWICKSHIRE BOROUGH COUNCIL**

**MINUTES OF THE  
PLANNING AND DEVELOPMENT BOARD**

**16 FEBRUARY 2021**

Present: Councillor Simpson in the Chair.

Councillors Bell, T Clews, Deakin, Dirveiks, Hayfield, D Humphreys, Jarvis, Lees, Macdonald, Morson, Moss, Parsons, H Phillips and Rose.

An apology for absence was received from Councillor Downes (Substitute Councillor Rose).

Councillors Farrell and Farrow were also in attendance.

**33 Disclosable Pecuniary and Non-Pecuniary Interests**

None were declared.

**34 General Fund Fees and Charges 2021/2022**

The Board was asked to consider the fees and charges for 2020/21 and the proposed fees and charges for 2021/22.

**Resolved:**

- a That the revised budget for 2020/21 be accepted; and**
- b That the Estimates of Expenditure for 2021/22, as submitted, be included in the budget to be brought before the meeting of Executive Board on 15 February 2021.**

**35 General Fund Revenues Estimates 2021/22**

The Corporate Director – Resources detailed the revised budget for 2020/21 and an estimate of expenditure for 2021/22, together with forward commitments for 2022/23, 2023/24 and 2024/25.

**Resolved:**

- a That the revised budgets for 2020/21 be accepted; and**
- b That the Estimates of Expenditure for 2021/22, as submitted in the report of the Corporate Director – Resources, be accepted and included in the budget to be brought before the meeting of the Executive Board on 15 February 2021.**

36 **Planning Applications**

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

**Resolved:**

- a **That Application No PAP/2020/0653 (Oldbury View, Castle Road, Hartshill, CV10 0SQ) be granted subject to the following conditions:**
  - 1 **The Standard Three Year Condition; and**
  - 2 **Standard Plan Number Condition – 2580/12A and 2580/14A.**
  
- b **That Application No PAP/2020/0617 (34 Austrey Lane, No Mans Heath, B79 0PE) be approved subject to the following conditions:**
  - 1 **The Standard Three Year Condition;**
  - 2 **Standard Plan Number Condition – Plan Number NAB020/34AL/002/A/1 received on 3/12/20 by the Local Planning Authority; and**
  - 3 **All facing and roofing materials to be used shall match the existing in size, colour and texture.**
  
- c **That Application No PAP/2021/0010 (1 Westwood Crescent, Atherstone, CV9 2AX) be granted subject to the following conditions:**
  - 1 **The Standard Three Year Condition;**
  - 2 **Standard Plan Number Conditions – Plan Numbers NAB20/1WC/001; 002 and 003; and**
  - 3 **The roofing and facing materials to be used shall match those on the existing property in colour, size and texture; and**
  - 4 **That Plan Numbers L(9) 002 P3 and D1001B, as non material amendments to PAP/2019/0387 and PAP/2019/0391 dated 24/9/19 be approved.**
  
- d **That Application No MIA/2021/0002 (184-206 Long Street, Atherstone, CV9 1AE) be granted subject to the conditions set out in the report of the Head of Development Control.**

**37 Progress Report on Achievement of Corporate Plan and Performance Indicator Targets April – December 2020**

The Chief Executive reports on to the progress with the achievement of the Corporate Plan and Performance Indicator targets relevant to the Planning and Development Board for April to December 2020.

**Resolved:**

**That the report be noted.**

**38 Appeal Update**

The Head of Development Control provided information to members of the Planning and Development Board on recent appeal decisions.

**Resolved:**

**That the report be noted.**

Councillor Simpson  
Chairman

## NORTH WARWICKSHIRE BOROUGH COUNCIL

### MINUTES OF THE PLANNING AND DEVELOPMENT BOARD

8 March 2021

Present: Councillor Simpson in the Chair

Councillors Bell, T Clews, Deakin, Dirveiks, Hayfield, D Humphreys, Jarvis, Lees, Macdonald, Morson, Moss, Parsons and H Phillips.

Councillors Farrow and Rose were also in attendance.

#### 39 **Disclosable Pecuniary and Non-Pecuniary Interests**

Councillor Dirveiks declared a non-pecuniary interest in Minute No 41 Planning Applications (Application o CON/2021/001, CON/2021/002 and CON/2021/003 - Hartshill Quarry, Nuneaton Road, Nuneaton, CV10 0RT) by reason of being member of Warwickshire County Council's Regulatory Committee and took no part in the discussion or voting thereon.

#### 40 **Minutes**

The minutes of the meetings of the Planning and Development Board held on 7 December 2020 and 11 January 2021, copies having been previously circulated, were approved as a correct record and signed by the Chairman.

#### 41 **Planning Applications**

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

##### **Resolved:**

- a That, for the purposes of the upcoming planning appeal against non-determination in relation to Application No PAP/2020/0303 (Conversion of outbuilding to dwelling), the Secretary of State be informed that had the Council been the determining Authority it would have refused planning permission for the following reason:**
  - i) It has not been shown that a safe and suitable access can be provided to the site. This is because of the intensification of use of an existing sub-standard access and the consequent adverse impact on road safety. The proposal does not accord with Policy NW10(6) of the North Warwickshire Core Strategy 2014 Main Modification MM74 to that Plan and paragraphs 108(b) and 109 of the National Planning Policy Framework 2019.**

- b** That, for the purposes of the upcoming planning appeal against non-determination in relation to Application No PAP/2019/0671 (Land Opposite Village Hall, Station Road, Whitacre Heath), the Secretary of State be informed that had the Council been the determining Authority it would have refused planning permission for the following reasons:
- i)** The site is in the Green Belt. It is considered that the proposal is not appropriate development and thus substantial harm is caused. The applicant's case is not considered to clearly outweigh the cumulative harms caused so as to amount to there being the very special circumstances necessary to support the proposal. This is because there has been no robust evidence submitted to show a local proven need for affordable housing and the substantial harm caused to the openness of the Green Belt here by virtue of the size, location and setting on the site. The proposal does not therefore accord with Policy NW3 of the North Warwickshire Core Strategy 2014 and Section 13 of the National Planning Policy Framework.
  - ii)** It is not considered that the proposal would positively improve the character and appearance of Whitacre Heath. This is because of its size, location and setting. It is thus not in accord with Policy NW12 of the North Warwickshire Core Strategy 2014 and Section 12 of the National Planning Policy Framework.
  - iii)** It is not considered that the proposal would provide, conserve and enhance biodiversity; positively improve the environmental quality of the area, not damage habitats and features of nature conservation importance or ensure that there is a nett gain of bio-diversity. This is because of its location, setting and its ecological value and connections. It is thus not in accord with Policies NW12, NW13 and MW15 of the North Warwickshire Core Strategy 2014 and Section 15 of the National Planning Policy Framework.
  - iv)** It is not considered that the proposal would provide a safe and suitable access for all users because of its location and the nature and characteristics of the immediate setting. The proposal does not accord with Policy NW19(6) of the North Warwickshire Core Strategy 2014 and Section 9 of the National Planning Policy Framework.

**[Speaker: Graham Thwaites]**

- c** That Application No CON/2021/001 and CON/2021/0002 and 003 (Hartshill Quarry, Nuneaton Road, Nuneaton, CV10 0RT) be

**approved subject to the conditions set out in the report of the Head of Development Control.**

**42 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.**

**43 Extract from the Planning and Development Board Minutes – 7 December 2020**

Extract from the minutes of the meeting of the Planning and Development Board held on 7 December 2020, copies having been previously circulated, were approved as a correct record and signed by the Chairman.

Councillor Simpson  
Chairman

## NORTH WARWICKSHIRE BOROUGH COUNCIL

### MINUTES OF THE COMMUNITY AND ENVIRONMENT BOARD

15 March 2021

Present: Councillor Bell in the Chair.

Councillors Chambers, Gosling, M Humphreys, Jarvis, Jenns, Lees, Morson, H Phillips, Rose, Smith and A Wright.

Councillors D Clews, Farrow and Symonds were also in attendance.

#### 23 **Disclosable Pecuniary and Non-Pecuniary Interests**

Councillor M Humphreys declared a non-pecuniary interest in Minute No 28 Financial Assistance to Outside Organisations.

#### 24 **Minutes of the Meeting of the Board held on 18 January 2021**

The minutes of the meeting held on 18 January 2021, copies having been previously circulated, were approved as a correct record and signed by the Chairman.

#### 25 **Leisure Facilities: Service Improvement Plan**

The Director of Leisure and Community Development sought Members' consideration of the revised Service Improvement Plan, detailing progress made to date against each of the proposed actions, A draft Service Improvement Plan for the 12 months period commencing April 2021 was also appended to the report of the Director of Leisure and Community Development for Member's consideration and approval.

##### **Resolved:**

- a That the progress made against the requirements identified in the revised and approved 2020/21 Leisure Facilities Service Improvement Plan be noted; and**
- b That the draft Service Improvement Plan through which operational and financial performance will be monitored through to 31 March 2022, be approved.**

#### 26 **Leisure Facilities – 2021/22 Bank Holiday Closures**

The Director of Leisure and Community Development sought the Board's consideration of a schedule of Bank Holiday closures of leisure facilities during the 2021/22 financial year.

**Resolved:**

**That the schedule of leisure facility closures, as set out in paragraph 4.1 of the report, be approved.**

**27 LEADER Programme Update**

The Director of Leisure and Community Development updated Members on the progress made in respect of the delivery of the North Warwickshire and Hinckley and Bosworth LEADER programme (2015 to 2020).

**Resolved:**

**That the progress made in respect of the delivery of the North Warwickshire and Hinckley and Bosworth LEADER programme (2015 to 2020), be noted.**

**28 Financial Assistance to Outside Organisations**

The Director of Leisure and Community Development detailed requests for assistance through the provision of an annual grant received from Warwickshire Community and Voluntary Action (WCAVA), North Warwickshire Citizens Advice (NW CA), Live and Local, North Warwickshire Allotments Federation and North Warwickshire First Responders.

**Resolved:**

- a That the work undertaken by the organisations funded in 2020/21 through the Annual Grants Scheme be noted; and**
- b That the five organisations that had requested funding for 2021/22 be awarded the level of funding as detailed below:**
  - WCAVA- £11,000**
  - NW CA - £34,000**
  - Live and Local - £2,000**
  - North Warwickshire Allotments Federation - £500**
  - North Warwickshire First Responders - £4,100**

**29 North Warwickshire Green Space Strategy Progress Report**

The Director of Leisure and Community Development informed Members of the progress made in respect of delivery against the priorities set out in the North Warwickshire Green Space Strategy (2020 to 2033).

**Resolved:**

**That the progress made in respect of the implementation of the priorities of the North Warwickshire Green Space Strategy (2020 to 2033) be noted.**

**30 Health and Wellbeing Action Plan**

The Board was provided with an update on the progress being made in respect of the actions identified in the approved Health and Wellbeing Action Plan (2020 to 2023).

**Resolved:**

**That the progress made in respect of the delivery of the commitments identified in the Health and Wellbeing Action Plan (2020 to 2023) be noted.**

**31 Minutes of the Health and Wellbeing Working Party Meeting held on 22 February 2021**

The minutes of the Health and Wellbeing Working Party meeting held on 22 February 2021 were received and noted.

**32 Climate Change Update**

The Corporate Director – Streetscape updated Members on the baselining work which had been undertaken on the Council's carbon emissions and set out steps which are being undertaken to reduce the Council's carbon footprint and that of the wider Borough, as well as areas which would need to be the subject of further action in the future.

**Resolved:**

**That the report be noted.**

**33 Progress Report on Achievement of Corporate Plan and Performance Indicator Targets April – December 2020**

Members were informed of the progress with the achievement of the Corporate Plan and Performance Indicator targets relevant to the Board for April to December 2020.

**Resolved:**

**That the report be noted.**

34 **Exclusion of the Public and Press**

**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.**

35 **Confidential Extract of the minutes of the Community and Environment Board held on 18 January 2021**

The confidential extract of the minutes of the Board held on 18 January 2021 were received and noted.

Margaret Bell  
Chairman

**Agenda Item No 7**

**Full Council**

**29 March 2021**

**Report of the  
Chief Executive**

**Exclusion of the Public and Press**

**Recommendation to the Board**

**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.**

**Agenda Item No 8**

**Extract from Special Sub-Group minutes – 9 March 2021**

Paragraph 1 - Information relating to an individual.

**Agenda Item No 9**

**Extract from Executive Board minutes – 29 March 2021**

Paragraph 3 – Information relating to the financial or business affairs of any particular person (including the authority holding that information)

To be circulated at the meeting.

In relation to the item listed above members should only exclude the public if the public interest in doing so outweighs the public interest in disclosing the information, giving their reasons as to why that is the case.

The Contact Officer for this report is Clive Tobin (719251).