

**MISSION STATEMENT**

***To Improve the Quality of Life  
For Those Who Live and Work in the District***

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4 December 2009

Dear Councillor

You are hereby summoned to a meeting of the Selby District Council to be held in the Civic Suite, Civic Centre, Portholme Road, Selby on **Tuesday 15 December 2009** commencing at **6.00 pm**.

Yours sincerely

Jonathan Lund  
Deputy Chief Executive

Opening Prayers will be offered.

## **AGENDA – PUBLIC SESSION**

### **1. Apologies for Absence**

To receive apologies for absence.

### **2. Disclosure of Interest**

To receive any disclosures of interest in matters to be considered at the meeting in accordance with the provisions of Section 117 of the Local Government Act 1972, and Sections 50, 52 and 81 of the Local Government Act 2000 and the Members' Code of Conduct adopted by the Council.

### **3. Minutes**

To confirm as a correct record the minutes of the proceedings of the meeting of Council held on 20 October 2009 (pages 4 to 10 attached).

### **4. Communications**

To consider any communications received by the Chief Executive and to pass resolutions thereon if deemed necessary.

### **5. Public Questions**

To consider questions, if any, notice of which has been given in accordance with rule 5.20 of the Constitution.

### **6. Councillors' Questions**

To consider questions, if any, notice of which has been given in accordance with rule 5.21 of the Constitution.

### **7. Committee and Board Minutes**

Planning Committee 14 October 2009	Green	Minutes 330-337 Pages
Planning Committee 11 November 2009		Minutes 388-397 Pages
Licensing Committee 9 November 2009	Cream	Minutes 368-378 Pages
Licensing Committee 23 November 2009		Minutes 408-412 Pages

Economy Board 3 November 2009	Pink	Minutes 351-357 Pages
Environment Board 5 November 2009	Blue	Minutes 358-367 Pages
Social Board 10 November 2009	Yellow	Minutes 379-387 Pages
Overview and Scrutiny 19 November 2009	Peach	Minutes 398-407 Pages
Policy and Resources 20 October 2009	Gold	Minutes 338-341 Pages
1 December 2009		To follow

8. **Standards Committee- Appointment of Parish/Town Council Representative**

The Monitoring Officer to report on the result of a ballot of Parish/Town Councils.

9. **Local Strategic Partnership Update**

Report of the Chief Executive (pages 48 to 50 attached)

10. **The Move towards an Executive Structure**

Report of the Chief Executive (pages 51 to 55 attached)

11. **Urgent Action**

The Chief Executive will report on any instances where he has acted in urgent or emergency situations under the functions delegated to him in the Constitution.

12. **Sealing of Documents**

To authorise the sealing of any documents necessary to action decisions of this Council meeting, or any of its Committees or Boards for which delegated authority is not already in existence.

<p><b>COUNCILLORS ARE REMINDED TO UPDATE THE REGISTER OF INTERESTS AFTER ANY CHANGE IN CIRCUMSTANCES WHICH MAY AFFECT CURRENT ENTRIES</b></p>
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## SELBY DISTRICT COUNCIL

Minutes of the proceedings of a meeting of the Council held on 20 October 2009, in the Civic Suite, the Civic Centre, Portholme Road, Selby, commencing at 6:00 pm.

344	Minutes
345	Communications
346	Public Questions
347	Councillors Questions
348	Committee and Board Minutes
349	Urgent Action
350	Sealing of Documents

Present: Councillor I Chilvers (Chairman) in the Chair

Councillors: M Crane, Mrs D Davies, Mrs M Davis, J Deans, Mrs S Duckett, Mrs J Dyson, K Ellis, Mrs C Goodall, Mrs M Hulme, W Inness, Mrs G Ivey, M Jordan, C Lunn, D N Mackay, Mrs C Mackman, J Mackman, B Marshall, Mrs K McSherry, I Nutt, R Packham, C Pearson, B Percival, A Pound, Mrs S Ryder, R Sayner, S Shaw-Wright, Mrs A Spetch, R Sweeting, A Thurlow and Mrs D White.

Officials: Chief Executive, Deputy Chief Executive, Head of Service – Customer and Business Support, Head of Service – Partnerships and Commissioning, Head of Service – Development Services, Head of Service - Housing, Media and Corporate Communications Manager, Democratic Services Manager and Democratic Services Officer.

Public: 0

Press: 0

Father Keith Richard offered opening prayers.

### 342 **Apologies for Absence**

Apologies for absence were received from Councillors Mrs E Casling, J Cattnach, D Fagan, Mrs P Mackay, W Martin, J McCartney, Mrs M McCartney, C Metcalfe, Mrs E Metcalfe and Mrs A Spetch.

### 343 **Disclosure of Interest**

None received.

344 **Minutes**

**Resolved:**

**That the minutes of the proceedings of a meeting of Council held on 28 July 2009 be confirmed as a correct record and signed by the Chairman.**

345 **Communications**

(a) Bevin Boys Miners Permanent Memorial Campaign

Councillors considered a letter from The Chairman of the Appeal Committee asking for a donation towards the construction of a permanent memorial to the Bevin Boys who were conscripted to work in the coal mines during World War II.

Moved by Councillor Crane and seconded by Councillor Percival

That the letter be noted.

Moved by Councillor Shaw – Wright and seconded by Councillor Mrs Duckett, as an amendment

That a donation of £1,000 be made.

Amendment lost  
Motion carried

**Resolved:**

**That the letter be noted,**

(b) Selby Town Centre

The Chief Executive reported that he had received a letter from Councillor A Thurlow supporting the campaign launched by Ye Fraternite of Olde Selebians, the Civic Society and Selby Lions to make Selby Town litter free. The Council was asked to take enforcement action if landowners could not be encouraged to clear sites.

**Resolved:That**

- (i) landowners be asked to clean up sites;**

- (ii) in the event of sites not being cleared the Council will undertake appropriate enforcement action and
- (iii) the possibility of using people who are the subject of a community service order to assist with the cleanup be investigated.

(c) Post Office Debate

The Chief Executive reported on a communication from the General Secretary of the National Federation of Sub-Postmasters inviting councillors to attend a meeting in Leeds on 5 November. The meeting would address how local and central authorities could work with local post offices for mutual benefit.

**Resolved:**

**That the letter be noted.**

346 **Public Questions**

None.

347 **Councillors' Questions**

None.

348 **Committee and Board Minutes**

Planning Committee 22 July 2009

**Resolved:**

**That the minutes be noted.**

Planning Committee 19 August 2009

**Resolved:**

**That the minutes be noted.**

Planning Committee 16 September 2009

**Resolved:**

**That the minutes be noted**

Licensing Committee 3 August 2009

**Resolved:**

**That the minutes be noted.**

Licensing Committee 7 September 2009

**Resolved:**

**That the minutes be noted.**

Licensing Committee 5 October 2009

**Resolved:**

**That the minutes be noted**

Environment Board 3 September 2009

In response to a question the Chief Executive reported that part (ii) of the resolution set out in minute 218 should have been minuted as a recommendation to Policy and Resources Committee. He confirmed that the matter had been considered by the Policy and Resources Committee at its meeting on 29 September (minute 299 refers).

**Resolved:**

**That the minutes be noted.**

Economy Board 8 September 2009

**Resolved:**

**That the minutes be noted.**

Social Board – 22 September 2009

With regard to minute 268 (Leisure Service Transfer) the Chair confirmed that the minutes of the Selby Forum would be submitted to future meetings of the Board. She also confirmed that a Business Plan for Leisure and Sports Development Services would be submitted to the Board at least annually.

**Resolved:**

**That the minutes be noted.**

Audit Panel – 23 September 2009

Councillor Packham reported that his name had been spelt incorrectly in the minutes.

**Resolved :**

**That the minutes be noted.**

Overview and Scrutiny Committee – 24 September 2009

Councillor Mrs Hulme reported that her name should have been included in the list of apologies. Councillor Sayner also reported that her name was misspelt in the minutes.

**Resolved:**

**That the minutes be noted.**

Overview and Scrutiny Committee – 8 October 2009

Councillors considered the decision, set out in minute 329, to establish two Task and Finish Groups to look at CCTV in Selby and relationships between Selby District Council and voluntary/community groups. Comment was made about the lack of information regarding the scope and remit of the groups.

**Resolved:**

**(i) That the minutes be noted and**

**(ii) in view of the absence of details of the scope and remit of the Task Groups, the Overview and Scrutiny Committee be requested to reconsider the decision set out in minute 329**

Standards Committee 27 July 2009

Councillors commented on the proposed revised national Code of Conduct for Members and the period of office of the coopted members of the Standards Committee.

The Monitoring Officer reported that training would be provided on the



revised Code and that the Council could determine the period of office of Standards Committee members.

**Resolved:**

**That the minutes be noted.**

Standards Committee 6 October 2009

**Resolved :**

**That the minutes be noted.**

Policy and Resources Committee 1 September 2009

**Resolved: That**

**(i) the minutes be noted; and**

**(ii) the recommendations set out in minutes 208 (Waste Collection Policies for Residents) and 212 (National Non Domestic Rates (Business Rates) Hardship Policy) be approved and adopted.**

Policy and Resources Committee- 29 September 2009

The Chair of the Committee referred to minute 296 and reported that the cost of renovating the railings at Selby Abbey would be met by Yorkshire Forward

**Resolved: That**

**(i) the minutes be noted and**

**(ii) the recommendation set out in minutes 299(Revenue Budget), 300 (Capital Programme), 304 (Decent Homes Target) and 306 (Retail, Commercial and Leisure Study) be approved.**

Selby Community Project Board- 30 July 2009

**Resolved:**

**That the minutes be noted.**

349

**Urgent Action**

The Chief Executive reported that he had authorised the appointment of

Councillor Mrs G Ivey to the Cridling Stubbs Educational Charity.

He also reported that, in view of the failure of all landowners to agree, he had, in consultation, with the Group Leaders, formally withdrawn from the Sherburn Renaissance scheme with Yorkshire Forward. The decision would not prevent a new scheme being instigated in the future.

**Resolved :**

**That the action taken by the Chief Executive be approved**

350

### **Sealing of Documents**

To authorise the sealing of any documents necessary to action decisions of this Council Meeting, or any of its Committees and Boards for which delegated authority was not already in existence.

**Resolved:**

**That authority be granted for the signing of, or the Common Seal of the Council being affixed to, any documents necessary to give effect to any resolutions hereby approved.**

The meeting closed at 7.02pm.

## SELBY DISTRICT COUNCIL

Minutes of the proceedings of a meeting of the Planning Committee held on 14 October 2009 in Committee Rooms 1& 2, The Civic Centre, Portholme Road, Selby, commencing at 4.00pm.

332	Minutes
333	Chair's Address to the Planning Committee
334	Report of the Head of Service – Development Services on Drax Power Station
335	Report of the Solicitor to the Council on Committee Procedure – Public Speaking at Planning Committee
336	Private Session
337	Planning Enforcement Sub Group Minutes 9 September 2009

Present: Councillor J Mackman in the Chair

Councillors I Chilvers, Mrs D Davies (for S Shaw-Wright), J Deans, Mrs C Goodall, W Inness, J McCartney, D Mackay, C Pearson, Mrs S Ryder (for Mrs E Metcalfe),

Officials: Head of Service – Development Services, Solicitor to the Council, Manager of Development Management, Principal Planning Officer, Trainee Solicitor and Overview and Scrutiny Coordinator.

Also in Attendance

Public 3  
Press 0

### 330 **Apologies for Absence and Notice of Substitution**

Apologies were received from Councillor J Cattanach

Substitute Councillors were Councillors D Davies (for S Shaw-Wright) and Mrs S Ryder (for E Metcalfe).

### 331 **Disclosure of Interest**

None

**Minutes****Resolved:**

**That the minutes of the proceedings of the meeting of the Planning Committee held on 16 September 2009, subject to the following amendments,**

- **Minute 246 should read ‘Planning Applications received had fallen slightly in August’ with the removal on the word ‘in’**
- **Minute 246 should read ‘Tony will be filling the Senior Planning Officer post’ rather than ‘filing’**
- **Minute 248 should read ‘if it was considered necessary to do so in exceptional circumstances’ with the inclusion of the word ‘necessary’**
- **Minute 252 should read ‘A 10 minute recess was given to allow councillors time to read the update’ with the inclusion of the word ‘time’**
- **Minute 252 should read ‘categorisation within the use class order’ rather than ‘with’**

**be confirmed as a correct record and be signed by the Chair.**

**Chair’s Address to the Planning Committee**

The Chair informed councillors of the following issues:

- Lee O’Brien introduced as the new officer from Democratic Services dealing with the Planning Committee
- Performance

Performance continued to exceed national and local targets

Major applications 91%

Minor applications 78%

Others 88%

The Chair thanked all staff for their efforts in achieving these performances

- Planning Application Numbers

Application numbers were down on those received during the same period in 2008

660 in 2008

536 in 2009

Although an increased number of larger applications had been received

Planning Committee

14<sup>th</sup> October 2009

during the course of 2009

- Staffing Update

The post of Senior Planning Officer had been accepted by Tony Wallis, currently a Senior Officer with Cheshire East, due to take up the position with Selby District Council on 9 November 2009.

- Training for Members of the Planning Committee

Highlighted training requirements for councillors in the following areas:

- Village Design Statements
- Renewable Energy
- Planning Policy Statement 22 (PPS22)
- Planning Public Access and Planning Portals
- Environmental Impact Assessments

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### **Report of the Head of Service – Development Services on Drax Power Station**

The Principal Planning Officer presented the Report on Drax Biomass Fuelled Power Station to the Planning Committee and reminded councillors that Selby District Council was a statutory consultee as part of the planning process managed by the Department of Environment and Climate Change (DECC) as the determining authority.

The Principal Planning Officer confirmed the details of the report.

In addition to the details contained within the report, the Principal Planning Officer also confirmed the following:

- The concerns raised by Newlands Parish Council in relation to the possible increased noise and congestion on the A645. Drax confirmed to the Selby District Council and Newlands Parish Council that a rigorous Environmental Impact Assessment had returned no unacceptable impact on traffic safety, road capacity, noise or air quality.
- Drax had stressed a commitment to utilise rail transport for the majority of their biomass, with road transport being reserved for local biomass provision. £18 million had been invested in the development of a rail unloading system.
- Drainage and flood risk issues had been addressed. Verbal confirmation had been received from the Internal Drainage Board and Environment Agency that there were no further objections.

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- Agreements had been reached with English Heritage and the County Archaeologists relating to the site proposals.
- Employment opportunities for the local population would be increased with construction and operational requirements of the new biomass facility. Current levels of employment at Drax were noted as being 1/3 from the local villages, 1/3 from the local towns (Selby and Goole listed as examples) and only 1/3 from further afield, such as Leeds.
- Reduced carbon dioxide emissions were explained as a positive result of the biomass usage.
- The renewable energy production from the biomass plant would be the equivalent of 460 large wind turbines and would be enough to supply 512,000 homes.

The Principal Planning Officer concluded that the principle of the development at Drax is acceptable in planning terms, in relation to residential amenity, highways, landscape, visual impact, layout, scale and design.

Councillors discussed the details laid out in the report and raised by the additional information provided by the Principal Planning Officer. These were in relation to:

- The density of traffic required to use the highways to and from the Drax facility.
- Confirmation of carbon dioxide reduction as a result of biomass usage as opposed to coal.
- The removal of the ash waste product from the site.
- Confirmation that issues of concern had been addressed by Drax.
- Clarification of the site infrastructure as detailed on the maps.
- Confirmation that the Environment Agency is the regulatory body in relation to air quality/permit to burn and that Drax had completed a successful Environmental Impact Assessment.

**Resolved:**

**That the Recommendations set out in the report be Approved with the following additions:**

- 1 That Selby District Council does not object to the proposed scheme for a Biomass fuelled power station with 290MW of renewable electricity generating capacity all as detailed in the aforesaid application**
- 2 However whilst we have no objection to the proposed scheme per se, we would suggest that consideration be given to the following conditions and advisories**

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## **Conditions**

- 1 Landscaping**
- 2 Boundary treatment**
- 3 Materials and colour schemes for structures**

## **Advisories**

- 1 Transportation**

**Subject to commercial considerations, it is recommended that there should be the maximum practical use of rail for the transportation of Biomass fuel.**

- 2 Construction disturbance**

**Selby District Council are concerned that construction works could have a detrimental effect on the amenity of the area.**

**In order to minimise disturbance we suggest that appropriate agreements with contractors / developers are established prior to work commencing to ensure that disturbance from construction is kept to a minimum.**

- 3 Noise**

**Once the power station is commissioned there is potential for the generation of industrial noise from operating plant and machinery. We would suggest that consideration is given to the inclusion of an appropriate condition to control the level of noise at the site boundary of the new power plant**

**Selby District Council also consider that the following should also be resolved prior to the granting of planning permission:**

- i. The Environment Agency's objection with regard to the Flood Risk Assessment, Sequential and Exception Tests as appropriate.**
- ii. The Internal Drainage Board's holding objection with regard to Drainage.**
- iii. Nature Conservation Issues**
- iv. Archaeology/Schedule Ancient Monument issues.**
- v. Any other issues raised by outstanding consultation responses.**

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**Report of the Solicitor to the Council on Committee Procedure – Public Speaking at Planning Committee**

The Chair requested that the Planning Committee agree to defer the report until technical matters could be reviewed.

Councillors requested clarification on procedural matters:

- The allowance of both Ward Councillors to speak at Planning in relation to those Wards that have 2 Councillors.
- That non-Planning committee Councillors have the role of observers rather than participants in the meeting and would be advised to sit in the public gallery.

**Resolved:**

**That the report be deferred.**

336

**Private Session**

**Resolved:**

**That in accordance with Section 100(A)(4) of the Local Government Act 1972, in view of the nature of the business to be transacted, the meeting be not open to the Press and public during consideration of the following items as there will be a disclosure of exempt information as defined in Section 100(1) of the Act as described in paragraphs 3 and 5 of Part 1 of Schedule 12A to the Act.**

337

**Planning Enforcement Sub Group Minutes 9 September 2009**

The Chair presented councillors with the minutes of a meeting of the Enforcement Sub-Group held on 9 September 2009.

Councillors requested clarification of the progress on 15 New Street and the Head of Service – Development Services explained that the owners intended to complete work when a new tenant was in residence.

The Chair requested that a copy of the progress report on enforcement cases with legal would be useful for future Planning Committee meetings to demonstrate the number of cases undertaken by the legal department of the Council. The Legal Officers present agreed that this would be provided in the future.

**Resolved:**

**That the minutes be noted**



The meeting closed at 5.20pm.

## SELBY DISTRICT COUNCIL

Minutes of the proceedings of the Planning Committee held on Wednesday 11 November 2009, in Committee Rooms 1 and 2, The Civic Centre, Portholme Road, Selby, commencing at 4:00 pm.

388	Remembrance Day
391	Minutes
392	Chair's Address to the Planning Committee
393	PI Report: April 2009 – September 2009
394	Budget Exceptions to 30 September 2009
395	Planning application received – 2009/0213/REM – Staynor Hall Development, Bawtry Road, Selby
396	Planning application received – 2009/0620/FUL – The Haven, Selby
397	Planning application received – 2009/0521/FUL – Mount Pleasant Cottage, York Road, Barlby

Present: Councillor J Mackman in the Chair

Councillors: J Cattanach, I Chilvers, J Deans, D Fagan, W Inness, D Mackay, B Marshall, Mrs E Metcalfe, C Pearson, S Shaw-Wright

Officials: Head of Service – Development Services, Solicitor to the Council, Manager of Development Management, Principal Planning Officer, Senior Planning Officer, Trainee Solicitor, Overview & Scrutiny Coordinator and Democratic Services Support Assistant

Also in Attendance: Public Speakers

Observers: 0

Public: 6

Press: 0

### 388 **Remembrance Day**

The Chair proposed that the Committee stand in silence for one minute in honour of the dead from the many conflicts past and present.

### 389 **Apologies for Absence**

Apologies were received from Councillor J McCartney

There were no substitute councillors

390 **Disclosure of Interest**

Councillor B Marshall declared a non-prejudicial interest on the matter of Mount Pleasant Cottage

391 **Minutes**

**Resolved:**

**That the minutes of the proceedings of the meeting of the Planning Committee held on 14 October 2009, subject to the following amendment:**

**Minute 337, Paragraph 3**

**'The Chair requested that a copy of the progress report on enforcement cases with legal would be useful for future Planning Committee meetings to demonstrate the number of cases undertaken by the legal department of the Council. The Legal Officers present agreed that this would be provided in the future.'**

**be confirmed as a correct record and be signed by the Chair.**

392 **Chair's Address to the Planning Committee**

There was no address from the Chair

393 **Performance Indicator Report: April 2009 – September 2009**

The Head of Service – Development Services updated councillors on the progress made in 2008/09 for the corporate and statutory National Indicators for which the Planning Committee was responsible.

The Head of Service – Development Services explained that the percentage target relating to the processing of major applications may well slip in the coming months with the 4 wind farm applications due to be brought to the Planning Committee.

**Resolved:**

**That the report be noted**

394

### **Budget Exceptions to 30 September 2009**

The Head of Service – Development Services updated councillors with details of the major variations between budgeted and actual expenditure and income for the committee for the 2009/10 financial year to 30 September 2009.

#### **Resolved:**

**That the report be noted**

395

### **Planning Applications Received**

Consideration was given to the schedule of planning applications submitted by the Head of Service – Development Services.

#### **Application: 2009/0213/REM**

**Location: Staynor Hall Development, Bawtry Road, Selby**

**Proposal: Reserved matters application of outline 8/9/1011C/PA for the erection of 467 dwellings and Community Centre**

The Principal Planning Officer presented the report and indicated the location and plans for Phase 3 of the Staynor Hall Development to councillors.

Agent – Lillian Coulson (on behalf of Persimmon Homes)

Mrs Coulson informed councillors of the following issues:

- The Reserved Matters application is in relation to Phase 3 of the Staynor Hall development
- Phase 3 is of the scale to ensure the delivery of social and community facilities promised by the S106 agreement
- Persimmon is fully committed to the site even in this difficult economic climate
- Persimmon have undertaken extensive discussions and consultations with all relevant parties to achieve the optimum development
- Approval of Phase 3 will allow substantial areas of public space to be laid out and made available to existing residents in Phase 1 and 2 of the site, as well as allowing major landscaping and nature conservation enhancement to be undertaken
- The site will also provide much needed open market and affordable housing
- Approval will provide certainty to enable negotiations to progress with the landowner, the PCT, the LEA and to market commercial facilities on the site

- Failure to approve would impact upon the housing supply in Selby and local employment
- Persimmon have a longstanding and productive relationship with the Council and a commitment to the Staynor Hall site

**Resolved:**

**That the application be APPROVED subject to the following conditions:**

**1. The Development hereby permitted shall be carried out in accordance with the approved Flood Risk Assessment/Drainage Statement (FRA) Ref: ATK/11644/5002, dated January 2009 and the following mitigation measures detailed with the above FRA –**

- Limiting the surface water run-off generated by the 1 in 100 critical storm so that it will not exceed the run-off from the undeveloped site and not increase the risk of flooding off site, as outlined in section 4.27 of the report.**
- Flood proofing measures in the proposed development as outlined in section 4.24 of the report.**
- Finished Floor Levels are set no lower than 600mm above the lowest levels of the site as detailed within section 4.22 of the report.**
- Inclusion of highways in the development which will act as flood flow routes in the event of overtopping, as detailed in section 4.18 of the report**

**This condition is imposed in order to ensure the satisfactory storage of/disposal of surface water and to reduce the impact of flooding on the proposed development and future occupants.**

**2. The Committee agreed to an additional condition relating to the protection of the landscaped buffer zones within the site, which was proposed by officers. The wording of this condition was delegated to the planning officers.**

396

**Application: 2009/0620/FUL  
Location: The Haven, Selby  
Proposal: Retrospective application to amend 37 house types and associated boundary fencing**

The Principal Planning Officer updated councillors with issues within the report.

Objector – James Walter

Mr Walter informed councillors of the following issues:

- Nathaniel Lichfield and Partners report, the basis for the retrospective application, has been based on information furnished solely by Barratt Homes
- Council reliance on the report is flawed
- Plans and drawings relating to the site layout and boundary treatment do not exist in the Planning Department files, other than those showing the Sutton house type
- Planning consent in March 2004 indicated the principal to adopt policy H4
- Housing mix has not been maintained, with 74 densely packed houses of all-brick construction
- Planning policies H4, ENV1 and ENV21 have not been followed appropriately in this matter
- Boundary treatment plans for plot 75 are not existent within the approved plans for application 2005/0511/FUL and condition 11 of the permission has not been discharged
- No evidence that condition 2 of the 28 conditions set out by Planning has been discharged in regard to exterior materials and general amenity

Agent – Justin Gartland (on behalf of Barratt Homes)

Mr Gartland informed councillors of the following issues:

- Barratt Homes expressed contrition over the matter
- Only 2 house styles out of a total of 6 on the site had been amended, amounting to a total of 35 dwellings
- Amendments to the dwellings were only in the form of external detailing and all other aspects remained the same – height, footprint, siting, roof pitch, scale and access
- The main external difference has been the replacement of the rendered cladding with brickwork.
- Minor amendments had been made to window and porch designs
- Ornate aspects of exterior design that have been amended are more in keeping with the characteristic of the area
- Council would have approved such amendments if they had been included in the original planning application
- Boundary treatment of plot 75 has no material difference to that originally intended and does not impact upon aspects of the openness or appearance of the site

**Resolved:**

**That the application be APPROVED subject to the following conditions –**

- 1. Notwithstanding the details submitted with the application, no permission is hereby granted for the type or position of the boundary treatment on the southern boundary of plot 64**

**Reason: For the avoidance of doubt the fencing currently erected on this boundary has been withdrawn from this application.**

- 2. Notwithstanding the provisions of the Town and Country Planning General Permitted Development Order 1995 or any subsequent Order, the garage(s) shall not be converted into residential accommodation without the granting of an appropriate planning permission**

**Reason: To ensure the retention of adequate and satisfactory provision of off-street accommodation for vehicles generated by occupiers of the dwelling and visitors to it, in the interest of safety and the general amenity of the development.**

- 3. Notwithstanding the provision of any Town and Country Planning General Permitted or Special Development Order for the time being in force, the areas shown for parking spaces, turning areas and access shall be kept available for their intended purposes at all times**

**Reason: To ensure these areas are kept available for their intended use in the interests of highway safety and the general amenity of the development.**

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**Application: 2009/0521/FUL**

**Location: Mount Pleasant cottage, York Road, Barlby**

**Proposal: Conversion of an outbuilding to create one dwelling**

The Senior Planning Officer updated councillors with issues within the report.

Applicant – Michael Townson

Mr Townson informed councillors of the following issues:

- The application relates to a 1 bedroom dwelling that fulfils a social need putting Mr Townson's son onto the property ladder
- No detrimental impact on the neighbouring amenity or occupancy

- The building is currently part of the existing property
- The application also includes a new non-mains drainage system
- The volume of traffic and likely nuisance with the adjacent stable use has been exaggerated
- Neighbours only have a right of way to their property
- Activities at Mount Pleasant Farm relating to the stable blocks are unauthorised and subject to enforcement action  
ENF/2009/0283/ENF

**Resolved:**

**That the application be REFUSED in accordance with the Officer recommendation –**

**1. As a result of the proximity to the access to the stables, adjacent to the site, over which the applicant/future occupants have no control, the proposal is considered to result in an unacceptable level of amenity for any future occupants of the property contrary to Policy ENV1 and H12(7) of Selby District Local Plan**

The meeting closed at 5.20pm.



## SELBY DISTRICT COUNCIL

Minutes of the proceedings of a meeting of the Licensing Committee held on 9 November 2009, in Committee Room 2, The Civic Centre, Portholme Road, Selby, commencing at 10.00 am.

368	Apologies for Absence
369	Disclosure of Interest
370	Minutes
371	Procedure
372	Guidance relating to the relevance of Convictions
373	Chair's Address to the Licensing Committee
374	Application for Removal of Consent Street
375	Licensing Act 2003 – Minor Variations
376	Private Session
377	Application for a Private Hire Drivers Licence
378	Complaint About the Behaviour of a Licensed Private Hire Driver

Present: Councillor R Sayner in the Chair

Councillors: Mrs D Davies, Mrs J Dyson, K Ellis, Mrs P Mackay, Mrs K McSherry, Mrs S Ryder and Mrs D White.

Officials: Licensing Enforcement Officer, Senior Solicitor and Committee Services Officer.

### 368 **Apologies for Absence and Substitution**

Apologies were received from Councillor J McCartney

### 369 **Disclosure of Interest**

Councillor Davies declared a personal and non prejudicial interest in Agenda Item 7, due to knowing the family of the applicant.

### 370 **Minutes**

#### **Resolved:**

**That the minutes of the proceedings of the meeting of the Licensing Committee held on 5 October 2009 be confirmed as a correct record and be signed by the Chair.**

### 371 **Procedure**

The Procedure was noted.

372 **Guidelines Relating to the Relevance of Convictions**

The guidelines were noted.

373 **Chair's Address to the Licensing Committee**

The Chair made no address.

374 **Application for Removal of a Consent street**

Councillors received the report of the Licensing Enforcement Officer in respect of re-designating the register of consent streets upon which the Council allows street trading to operate in accordance with Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 in order to remove Market Place, Selby from the list.

The Licensing Enforcement Officer outlined details of the case.

Councillors also heard the account of a Burger van operator who had previously traded from the Market Place and wished to be allowed to return to the same location now that the renaissance scheme had been completed.

**Recommendation to Council:**

**That the Market Place Selby be removed from the register of consent streets for the following reasons:**

- **The impact that cooked food traders would have on the regenerated Market Place when there are alternative locations available.**
- **Obstruction of emergency vehicle access.**

**Resolved:**

**That the removal of all other cooked food traders currently operating in the area would be looked into.**

375 **Licensing Act 2003 – Minor Variations**

Councillors received the report of the Licensing Enforcement Officer in respect to advising of the changes introduced by the Legislative Reform (Minor Variations to Premises Licences and Club Premises Certificates) Order 2009 ("The Order").

The request was also put to Councillors that delegated authority be

granted to the Licensing Enforcement Officer to determine applications for minor variations in respect of Premises Licences and Club Premises certificates.

**Resolved: That**

- i) The report be noted**
- ii) The Licensing Enforcement Officer be granted delegated authority to determine applications for minor variations in respect of Premises Licences and Club Premises Licences.**

376

### **Private Session**

**That in accordance with Section 100(A)(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business, as there will be disclosure of exempt information as defined in paragraph 3 of Part 1 of Section 12A of the Act, as amended by the Local Government (Access to Information) (Variation) Order 2006.**

377

### **Application for a Private Hire Driver's Licence**

Councillors received the report of the Licensing Enforcement Officer in respect of the applicants desire to be issued with a Private Hire Driver's Licence and his suitability to operate with a vehicle not fully accessible to the disabled.

The Licensing Enforcement Officer outlined details of the case.

The applicant gave councilors his own account of the situation.

**Resolved:**

**That the applicant be granted a Private Hire Driver's Licence.**

378

### **Complaint About the Behaviour of a Licensed Private Hire Driver.**

**Resolved:**

**That this item be deferred to another Licensing Committee meeting to be held 23 November 2009, in Committee Room 2, The Civic Centre, Portholme Road, Selby, commencing at 10.00am.**

The meeting closed at 11.30am.

## SELBY DISTRICT COUNCIL

Minutes of the proceedings of a meeting of the Licensing Committee held on 23 November 2009, in Committee Room 2, The Civic Centre, Portholme Road, Selby, commencing at 10:00 am.

408	Apologies
409	Disclosures
410	Procedure
411	Private Session
412	Complaint about Behaviour of Licensed Private Hire Driver

Present: Councillor Mrs D White (Vice Chairman) in the Chair

Councillors: J Deans (*for Mrs K McSherry*), Mrs J Dyson, K Ellis, Mrs C Mackman, (*for Mrs P Mackay*), B Marshall (*for Mrs D Davies*), J McCartney, Mrs S Ryder and R Sweeting (*for R Sayner*)

Officials: Senior Solicitor, Licensing Enforcement Officer and Democratic Services Manager.

Public: 0

Press: 0

### 408 **Apologies for Absence and Substitution**

Apologies were received from Councillors Mrs D Davies, Mrs S Duckett, Mrs P Mackay, Mrs K McSherry and R Sayner.

Substitute Councillors were J Deans (*for Mrs K McSherry*), Mrs C Mackman (*for Mrs P Mackay*), B Marshall (*for Mrs D Davies*) and Councillor R Sweeting (*for R Sayner*).

### 409 **Disclosure of Interest**

None.

### 410 **Procedure**

The Procedure was noted.

### 411 **Private Session**

**That in accordance with Section 100(A)(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business, as there will be disclosure of exempt information as defined in paragraph 3 of Part 1 of Section 12A of the Act, as amended by the Local Government (Access to Information) (Variation) Order 2006.**

412

**Complaint about Behaviour of Licensed Private Hire Driver and Operator**

Councillors received the report of the Licensing Enforcement Officer with regard to the conduct of a Private Hire Driver and Operator in respect of a complaint of indecent assault. The matter had been deferred at the last meeting of the Committee to enable the driver to attend in person.

Councillors were asked to consider whether the individual was a fit and proper person to be licensed as a private hire driver and operator.

The Licensing Enforcement Officer outlined details of the case.

The driver/operator gave an explanation of the circumstances surrounding the incidents which had led to the complaint and answered councillors' questions.

**Resolved:**

**That the Committee considers that the individual is not a fit and proper person to be licensed as a private hire driver and operator and his licences be withdrawn.**

The meeting closed at 11:45 am.

Selby District Council

Minutes of the proceedings of a meeting of the Economy Board held on 3 November 2009, in Committee Room 2, The Civic Centre, Portholme Road, Selby, commencing at 5.00pm.

353	Minutes
354	Chair's Address to the Economy Board
355	Performance Indicators – April 2009 – September 2009
356	Budget Monitoring Report 2 <sup>nd</sup> Quarter
357	Selby District Retail, Commercial and Leisure Study – October 2009

Present: Councillor D Fagan in the Chair

Councillors: J Deans, Mrs P Mackay, Mrs C Mackman (substituting for Mrs C Goodall), N Martin, E Metcalfe, I Nutt, C Pearson, R Sweeting, J Thurlow

Officials: Head of Service – Development Services, Head of Service – Finance, Development Policy Manager, Support Services Manager and Overview and Scrutiny Coordinator.

Also in attendance: Councillor J Mackman

Public: 0  
Press: 0

351 **Apologies for Absence and Substitution**

No apologies were received

Substitute Councillors were Mrs C Mackman for Mrs C Goodall

352 **Disclosure of Interest**

None

353 **Minutes**

**Resolved:**

**That the minutes of the proceedings of the meeting of the Economy Board held on 8 September 2009 be confirmed as a correct record**

**and be signed by the Chair.**

354

### **Chair's Address to the Economy Board**

The Chair gave his address to councillors which covered the following issues:

- Development Policy Officers have been in discussion with five companies regarding potential investment in the district.
- One company is likely to sign up for a large Sherburn unit and has aimed to commence fitting out in February 2010 and being fully operational by September 2010.
- In Selby, Development Policy Officers are working with a British company and three international companies, which could generate approximately 150 jobs.
- The Selby Business Park office development was noted as progressing well, with an estimated completion of March 2010 with a public opening in April/May 2010. Development Policy Officers have also been in discussion with a potential developer regarding the possibility of developing the rest of the Business Park.

355

### **Performance Indicator Report: April 2009 – September 2009**

The Head of Service – Finance updated councillors on the priority areas and the progress made in 2009/10 for the corporate and statutory National Indicators for which the Economy Board was responsible.

Particular reference was made to the figures related to local taxation with clarification on the negative effects of the recession.

#### **Resolved:**

**That the report be noted**

356

### **Budget Exceptions Report to 30 September 2009**

The Head of Service – Finance updated councillors with details of the major variations between budgeted and actual expenditure and income for the 2009/10 financial year to 30 September 2009.

The new reporting style was confirmed to the Board, with greater detail contained within the appendices rather than the main body of the report document itself.

The Head of Service – Finance highlighted a range of variances contained within the report with specific reference to Local Taxation and Industrial Unit income.

Councillors requested further details relating to the breakdown of costs for the Serburn and Tadcaster Renaissance projects. The Head of Service – finance confirmed that details can be circulated to councillors following the conclusion of the Economy Board meeting.

**Resolved:**

**That the report be noted**

357

**Selby District Retail, Commercial and Leisure Study – October 2009**

The Development Policy Manager presented and highlighted salient points within the content of the report. It was also confirmed to councillors that the final report and supporting information was available through the Selby District Council website.

The Development Policy Manager indicated that results for both Selby and Sherburn were positive in terms of the health, vitality and viability of town centres. The result for Tadcaster was, however, negative being placed 7500 out of 8000 town centres in a comparative UK wide study. It was concluded that the policy document detailed potential policies which could assist in promoting improvements and innovations for the three settlements in light of the findings.

The Development Policy Manager highlighted the information relating to available convenience retail capacity district wide, with limited localised availability for Selby town, Tadcaster and Sherburn. It was also pointed out that the report indicated that Selby Town should aim to focus on the development of commercial (for example – offices) units in locations outside the town centre.

On the matter of leisure uses, the Development Policy Manager indicated that figures showed a marked percentage of people utilising bar and restaurant provision outside the district. Equally, the study confirmed that Selby town would be able to support the development of a 1-2 screen cinema based on qualitative considerations. It was also suggested that there is evidence to support the development of an ice rink facility in Selby Town Centre, as well as the potential for further health and fitness centres on a district wide basis.



The Development Policy Manager answered questions on the details included in the report. The Development Policy Manager also assured councillors that the development of additional comparison floorspace figures, as indicate din point 4.11 of the report, would be communicated after the meeting once the specific details had been checked.

The Development Policy Manager explained that the full report can be produced on CD for Selby, Tadcaster Town Council and Sherburn Parish Council.

It was concluded that the report would go to the Policy and Resources Committee once data had been fully collated and that this would feed into a Core Strategy for Selby.

**Resolved:**

**That the report be noted**

The meeting closed at 5.49 pm.

## SELBY DISTRICT COUNCIL

Minutes of the proceedings of a meeting of the Environment Board held on 5 November 2009, in Committee Room 2, The Civic Centre, Portholme Road, Selby, commencing at 4:00 pm.

358	Apologies for absence
359	Disclosure of interest
360	Minutes
361	Chair's Address to the Environment Board
362	Update on the Interim Arrangements/Restructure of Environmental Health
363	Street Scene Update
364	Climate Change Action Report
365	Britannia Car Park
366	PI Report April 2009 – October 2009
367	Budget Monitoring 2 <sup>nd</sup> Quarter 2009/10

Present: Councillor C Metcalfe in the Chair

Councillors: M Jordan, C Lunn, Mrs C Mackman, A Pound, R Packham, J Thurlow, Mrs D White, D Fagan (R Sweeting) and I Chilvers (I Nutt).

Officials: Head of Service – Housing, Principal Officer (Waste and Recycling), Head of Service – Finance and Central Services, Environment Health Manager, Acting Principal Environmental Health Officer, Democratic Services Manager, Committee Services Officer.

Public: 0

Press: 0

### 358 **Apologies for Absence and Substitution**

Apologies were received from Councillors R Sweeting and I Nutt.

Substitute Councillors were D Fagan (for R Sweeting) and I Chilvers (for I Nutt)

### 359 **Disclosure of Interest**

None.

360

## **Minutes**

### **Resolved:**

**That the minutes of the proceedings of the meeting of the Environment Board held on 3 September 2009 be confirmed as a correct record and be signed by the Chair.**

361

## **Chair's Address to the Environment Board**

The Chairman informed the Councillors that discussions were ongoing with Selby Town Council regarding the Selby markets and there was a keenness to proceed. Evidence from the transfer of Tadcaster market to Tadcaster Social Club, which took place in October, shows that in local hands the market is going from strength to strength.

The Chairman wished future negotiations the best and expressed the view that the market will do well.

362

## **Update on the Interim Arrangements and Restructures of Environment Health**

Councillors received an update from Head of Service – Housing, on the interim arrangements and restructures of Environment Health which was illustrated through a flowchart and a list of duties for each role, circulated at the meeting.

### **Resolved:**

That the report be noted

363

## **Street Scene Update**

Councillors received an update from the Principal Officer (Waste and Recycling) on the roll-out of the Councils new Street Scene service and set out a process for evaluating the roll-out.

On Saturday 3 October 2009 the new Streetscene contract with Enterprise Managed Services Ltd commenced with the new Alternative Bin Collections starting on Monday 5 October 2009. While some issues were experienced initially with the new arrangements, the roll-out had gone largely to plan and services were being delivered on schedule.

The Chairman thanked the Principal Officer (Waste and Recycling) for the update and hard work during the roll-out of the Councils new Street Scene service.

**Resolved:**

1. That the Bin Collection Crews be thanked for their quick resolution of initial issues and their efforts and hard work.
2. That another update be circulated to the Board at the end of November, giving information about the Christmas service plans and a communication strategy to keep residents involved.

364

**Climate Change Action Plan**

**Resolved:**

That this item be deferred to the next meeting.

365

**Britannia Car Park**

The Environmental Health Manager presented Councillors with a request to use Britannia Car Park, Tadcaster, in an evening, for recreational purposes.

Councillors were supportive of an innovative scheme to engage with and support young people and residents of Tadcaster but highlighted the issue of sustainability of the scheme. Experience from a similar scheme, in Brayton, suggests that maintaining the initial enthusiasm and commitment of volunteers can be an issue.

Management in respect of vehicles was also highlighted as well as issues around vehicles driven by youths. Councillors suggested that Police involvement was key and provided an opportunity for positive interaction between local Police officers and youths

**Recommended to Policy and Resources Committee:**

That the Council be requested to agree, in principle, to designate the Britannia Car Park, Tadcaster, a recreational zone, allow ball games and two youth shelters (known as chill pods) in the car park subject to the submission of a satisfactory detailed proposal to be considered by Environment Board in due course.

366

**PI Report April 2009 – October 2009-11-13**

The Principal Officer (Waste and Recycling) presented Councillors with the Performance Indicator Report for the period between April 2009 – September 2009.

**Resolved:**

That the report be noted

367

**Budget Monitoring 2<sup>nd</sup> Quarter 2009/10**

The Head of Service – Finance and Central Services updated Councillors with details of budget exceptions for the 2009/10 financial year to 30 September 2009.

**Resolved:**

**That councillors endorse the actions of officers and note the contents of the report.**

**Recommended to Policy and Resources Committee:**

- 1. That the Refuse Collection, Recycling and Street Cleansing budgets be reduced by a total of £39,030 to reflect the saving on inflation in 2009/10.**
- 2. That the Environment Board budgets be adjusted to reflect the savings expected to be achieved this year as per Appendix B of the report, and that the Councils Medium Term Financial Plan be amended to take account of projected savings in 2010/11 and 2011/12 where these are not currently allowed for in the budget.**

The meeting closed at 5.40pm.

SELBY DISTRICT COUNCIL

**MINUTES**

Of the proceedings of a meeting of the Social Board held on 10 November 2009 in Committee Room 2, The Civic Centre, Portholme Road, Selby, commencing at 5.00pm.

379	Apologies for Absence
380	Disclosure of Interest
381	Minutes
382	Chair's Address to the Social Board
383	Social Board 2008/09 Performance Indicator Report: April 2009 to September 2009.
384	The Council's Decent Homes Progress Report
385	Budget Exceptions to 30 September 2009
386	Contract Variation Wigan Cultural and Leisure Trust – addition of Market Place and Amphitheatre facilities
387	Affordable Housing Economic Viability Study Report

Present: Councillor Mrs G Ivey in the Chair

Councillors: I Chilvers, Mrs M Davis, K Ellis, Mrs C Goodall, C Lunn, Mrs C Mackman, Mrs M McCartney, Mrs W Nichols and A Pound.

Officials: Head of Service – Finance, Head of Service – Housing, Senior Development Policy Officer, Property Services Manager and Committee Services Officer.

Public: 0

Press: 0

379 **Apologies for Absence and Substitution**

Apologies received from Councillor D Mackay.

380 **Disclosures of Interest**

None.

381 **Minutes**

**Resolved:**

**That the minutes of the proceedings of the Social Board meeting held on 22 September 2009, subject to minute 268 being amended to include the words “to receive the Forum minutes at Social Board”, at**

**the end of part ii) of the resolution, be confirmed as a correct record and be signed by the Chair.**

382 **Chair's Address to the Social Board**

The Chair welcomed Karen Mann, Committee Services Officer, as support to the Social Board.

383 **Social Board 2008/09 Performance Indicator Report: April 2009 to September 2009.**

The Head of Service – Finance informed councillors that the Leisure Performance Indicator had been removed from this report due to the new arrangements with the Leisure Trust.

**Resolved:**

- i) That the report be noted; and**
- ii) That a complete list of Performance Indicators be submitted to the next Social Board meeting.**

384 **The Council's Decent Homes Progress Report**

The Property Services Manager informed councillors of the delivery of the Decent Homes Programme. The report indicated that sufficient resources should be available within the HRA to cover Central Establishment Charges (CEC) and that a revised business plan would be presented as part of the 2010/11 budget.

**Resolved:**

**That the report be noted.**

385 **Budget Exceptions to 30 September 2009**

Councillors considered a report by the Operational Management Team setting out details of the board's budget exceptions and recommendations regarding action to be taken.

**Resolved:**

**That the report be noted.**

**Recommended to Policy and Resources Committee:**

- i. That the Social Board budgets be adjusted to reflect the**

**savings expected to be achieved this year as per Appendix B, and that the Councils Medium Term Financial Plan be amended to take account of projected savings in 2010/11 and 2011/12 where these are not currently allowed for in the budget; and**

- ii. That Leisure Centre budgets be reduced to reflect savings made from Business Rates Refunds.**

38

### **Contract Variation – Wigan Leisure & Culture Trust**

Councillors considered a report by the Property Services Manager, with regard to Wigan Leisure & Culture Trust via Abbey Leisure Centre managing events on Market Place and the Amphitheatre in Selby.

Councillors requested amendments to the Draft Protocols.

#### **Resolved:**

**That the report and draft protocols be brought back to the next Social Board meeting taking into consideration amendments suggested by Councillors.**

387

### **Affordable Housing Economic Viability Appraisal**

Councillors considered a report by the Senior Development Policy Officer – Affordable Housing.

#### **Resolved:**

- i) That the report and findings be noted;**
- ii) That a charge of £5.00 be made for the document.**

The meeting closed at 6.25pm.



## SELBY DISTRICT COUNCIL

Minutes of the proceedings of a meeting of the Overview and Scrutiny Committee held on 19 November 2009, in Committee Room 2, The Civic Centre, Portholme Road, Selby, commencing at 5.00 pm.

398	Apologies for Absence
399	Disclosures of Interest
400	Minutes
401	Chair's Address to the Overview and Scrutiny Committee
402	Performance Indicator Report: April 2009 – September 2009
403	Questions to the Area Commander
404	Results of the State of Area Address Consultation
405	Task and Finish Group Scoping Report – CCTV
406	Task and Finish Group Scoping Report – Voluntary Organisations
407	Questions to the Chief Executive

Present: Councillor J McCartney in the Chair

Councillors: J Cattanach, Mrs S Duckett, Mrs M Hulme, W Inness, B Marshall, Mrs K McSherry and Mrs A Spetch.

Officials: Chief Executive, Head Of Service – Finance, Head of Service Customers and Business Support, Overview and Scrutiny Coordinator

Invitees: Chief Superintendent Higgins, Chief Inspector Anderson, 2 Members of the Public relating to Item 6 (Mr B Cooney and Mrs S Pollock)

Public:  
Press:

### 398 **Apologies for Absence**

Apologies were received from Councillors R Sayner and Mrs J Dyson

### 399 **Disclosures of Interest**

None received

### 400 **Minutes**

#### **RESOLVED:**

**That the minutes of the proceedings of the meeting of the Overview and Scrutiny Committee held on 24 September 2009 and 8 October 2009 be confirmed as a correct record and be signed by the Chair, subject to the following amendment:**

**Apologies for 24 September to include Councillor Mrs M Hulme**

401 **Chair's Address to the Overview and Scrutiny Committee**

**There was no address from the Chair**

402 **Performance Indicator Report: April 2009 – September 2009**

The Head of Service – Finance presented the report to the Committee.

**Resolved:**

**That the report be noted**

403 **Questions to the Area Commander**

Chief Superintendent Higgins introduced herself and Chief Inspector Anderson, explaining the new strategic leadership structure for North Yorkshire Police. She explained that her new role as of 1 January 2010 would be as Director of Response and Reassurance and that Chief Inspector Anderson would be responsible for the policing of Selby District.

The Chair allowed for an extra question to be addressed to the Police representatives and comments to be made by 2 invited members of the public in relation to policing and anti-social behaviour in the area of Three Lakes Retail Park. Chief Inspector Anderson responded that he would look into the specifics of the issue and take the necessary contact details. He further explained that North Yorkshire Police would need to be informed of any future transgressions in order for them to provide an appropriate response. The Chief Inspector informed the Committee that the Three Lakes Retail Park had been highlighted by the Police as an area of concern with regards to anti-social behaviour. However, he explained that the private ownership of the retail park had required communication links between the Police and owners in order to make positive inroads. With new ownership of the site, it is hoped that a new cooperative relationship can be established to tackle anti-social behaviour issues on the site.

It was further highlighted by the Chief Inspector that anti-social behaviour was taken seriously by North Yorkshire Police and he reassured the Committee of the continued commitment.

In relation to policing priorities, Chief Inspector Anderson explained that

North Yorkshire considered poaching, trespass and rural crime as a key issue throughout the District. In the urban areas, anti-social behaviour has been noted as a priority. In terms of manpower, the Chief Inspector noted that resources were available in order to fulfil normal operational aims with additional specialist resources available in order to meet priorities over and above normal requirements. As such, Police Community Support Officers (PCSOs) were highlighted as a valuable resource and that bids for additional resources have been put made to help tackle rural crime matters.

On the matter of community policing, Chief Superintendent Higgins emphasised that it was a key engagement and service delivery concern. As such, the aim has always been to work in partnership with communities and focus resources in accordance with public concerns and operational needs. It was explained that Safer Neighbourhood Teams are an excellent tool to tackle crime and they represent a key feature of community liaison and helping the police to respond to the wide range of criminal activity.

In relation to PCSOs, Chief Inspector Anderson reiterated that they represented a valuable resource, had been operational in North Yorkshire for 5-6 years and remain a valued feature of policing in North Yorkshire generally and Selby specifically. The Committee praised the role of PCSOs in their wards and emphasised that negative press relating to their role in other parts of the country were not present in Selby. Equally, the role of PCSOs in terms of liaison has been well received at community levels. The Chief Inspector also explained that each school has a designated PCSO and the Chief Superintendent added that they were on hand to engage with the curriculum and deliver information in accordance with the needs of the school.

In relation to pressing law and order concerns, the Chief Inspector explained that Selby was a safe place and that the CRDP worked well. He added that in the mini league of similar geographical areas, Selby had come top in terms of public safety and low crime. The policing of the night time economy was highlighted as working well, with good communication between police, public and business, especially through the successful 'No Your Limits' campaign in Selby and Tadcaster. As such, the Chief Inspector stated that he no major concerns in terms of crime and policing in Selby, expressing that the very low daily crime rate of 12 in the District was to be commended.

Chief Inspector Anderson responded to specific concerns over neighbourhood policing in Tadcaster and Eggborough/Whitley by stating that resource allocation issues had been created by unforeseen circumstances which have now been resolved. He informed the Committee that 24 hour policing cover was now available directly from

Eggborough police station rather than Selby Town. He concluded that the community policing needs of the District had necessitated the need to change the balance of resources in relation to Police Constables and PCSOs.

Chief Inspector Anderson explained that no situation should arise whereby the police are not able to arrest a criminal. Additional manpower resources and facilities are always made available at peak times or in times of greater operational need. The Chief Superintendent concluded that custody facilities in Selby Town would be opened to meet organisational needs, but that it was currently reasonable to take criminals to detention facilities in York.

**Resolved:**

**That Chief Superintendent Higgins and Chief Inspector Anderson be thanked for their attendance and for responding to questions raised by the Committee.**

404

**Results of the State of Area Address Consultation**

The Chief Executive presented the report and highlighted salient points. He explained that although there had been a reduction in the number of responses to the consultation, it was hoped that it would be reinvigorated by renewed community engagement. He emphasised that the Council must be proactive in getting a stronger response from future consultations.

The Chief Executive pointed out that respondents were supportive of the Councils' priorities for 2010-11, with clear consensus for:

- 'Working with our communities to maintain a clean and safe environment in which to live, work and play'
- 'Working with our partners to secure the economic recovery of our community'
- 'Reducing our expenditure by a series of balanced measures whilst maintaining essential services to our community'

The Chief Executive explained that the consultation received 137 respondents and that he would investigate the use of the website in terms of responding to the consultation. He also clarified the role and membership of the Citizens' Panel in the consultation process.

**Recommended to Council:**

**That the Overview and Scrutiny Committee commend the 6 priorities set out in the State of the Area Address Consultation with strong**

**community support for priorities 1, 2 and 3 as outlined in points 4.14 – 4.19 of the report.**

405 **Task and Finish Group Scoping Report – CCTV**

The report was presented to the Committee by the Chair, with guidance from the Overview and Scrutiny Coordinator, clarifying the terms of reference and membership of the CCTV Task and Finish Group.

**Resolved:**

**That the recommendations be approved by the Committee**

406 **Task and Finish Group Scoping Report – Voluntary Organisations**

The report was presented to the Committee by the Chair, with guidance from the Overview and Scrutiny Coordinator, clarifying the terms of reference and membership of the Voluntary Organisations Task and Finish Group.

**Resolved:**

**That the recommendations be approved by the Committee**

407 **Questions to the Chief Executive**

Councillors commented on the issue of public contact with Planning. The Chief Executive noted the matters raised and would investigate further.

The Overview and Scrutiny Coordinator agreed to collate Councillors' examples of negative customer service experiences and request responses from the Planning Department at the next meeting of Overview and Scrutiny – 14 January 2010.

**Resolved:**

**That the Overview and Scrutiny Coordinator invite relevant Planning Officers to attend the next meeting of Overview and Scrutiny on 14 January 2010.**

The meeting closed at 6.57pm.

## SELBY DISTRICT COUNCIL

Minutes of the proceedings of a meeting of the Policy and Resources Committee held on 20 October 2009, in the Civic Suite, the Civic Centre, Portholme Road, Selby, commencing at 5.00pm.

340	Local Development Framework Task and Finish Group
341	Next Meeting

Present: Councillor M Crane in the Chair

Councillors: Mrs G Ivey, M Jordan, J Mackman, C Pearson (substitute for D Fagan), B Percival and S Shaw-Wright

Officials: Deputy Chief Executive, Head of Service – Finance, Head of Service – Development Services, Development Policy Manager, Principal Planner –LDF, Media and Corporate Communications Manager and the Democratic Services Manager

Public 0

Press 0

### 338 **Apologies for Absence and Notice of Substitution**

Apologies were received from Councillors Mrs Casling, Fagan, C Metcalfe Mrs Nichols and Packham.

Substitute councillor was Councillor C Pearson for D Fagan.

### 339 **Disclosures of Interest**

None received.

340

### **Local Development Framework Task and Finish Group**

Councillors considered the minutes of the Local Development Task and Finish Group held on 5 October 2009. The Group had considered the draft Core Strategy and the evidence base used to develop it. The Group had also considered the possible development of a number of strategic sites.

Councillors commented on the issues raised in the minutes in particular the development of villages, statistics relating to housing completions and the provision of sites for travellers.

A discussion took place on strategic sites and road access to them.

#### **Resolved:**

**That the minutes be noted and recommendations set out in them be approved.**

(Councillor Mackman wished to be recorded as abstaining from voting on minute 340)

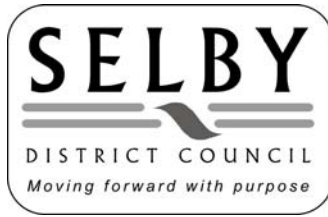
341

### **Next Meeting**

#### **Resolved :**

**That the next meeting of the Committee be held on 1 December 2009 and not 24 November 2009 as originally scheduled.**

The meeting closed at 5:32 pm.



**Title:** Local Strategic Partnership (LSP) Update

**To:** Council

**Date:** 15 December 2009

**Service Area:** Partnerships and Commissioning

**Author:** Drew Fussey, Policy Officer, Partnerships and Equalities

**Presented by:** Martin Connor, Chief Executive

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**1 Purpose of Report**

1.1 To update the councillors on the work of the Local Strategic Partnership (LSP)

**2 Recommendation(s)**

2.1 **That Councillors note the report**

**3 Executive Summary**

3.1 Councillors have asked for regular updates on the work of the LSP. This report sets out the main issues regarding the LSP and the progress made since the last report.

**4 The Report**

4.1 During 2009/10 the LSP is engaged in a process of reform in line with the development of a new Sustainable Community Strategy (SCS) to be launched in May 2010.



- 4.2 Two development days have been held this year. The first one in May 2009 successfully reviewed the role, purpose and future structure of the LSP. The second day in October 2009 included a quick review of the last SCS but focused on outlining a framework for the new SCS. This included establishing an initial vision for the future of the district and strategic priority themes.
- 4.3 Both days were well attended by a wide range of organisations. Feedback received has been positive with partners agreeing both days delivered the objectives set by the LSP.
- 4.4 Work is ongoing to develop the LSP vision and finalise the strategic priority themes with partners for the new SCS. A report is going to the December LSP Steering Group with recommendations to support the vision, strategic priority themes and new structure.
- 4.5 The new structure replaces the LSP Sub Groups with more focused Task and Finish Groups (TFGs). Also a new Priority Theme Leads Group will replace the existing Chairs and Vice Chairs group.
- 4.6 Following the first development day a TFG was established. The remit of this TFG was to assess the impact of the recession on Selby District and develop a number of recommendations that the LSP could implement to assist the recovery. The new process has been well supported with partners discussing some difficult issues. However, partners are committed to working together to assist the recovery. A report from this group is also going to the December LSP Steering Group.

## **5 Financial Implications**

There are no financial implications

## **6 Conclusions**

- 6.1 Councillors are asked to note the report

## **7 Link to Corporate Plan**

- 7.1 The strategic work of the LSP assists the Council to deliver the Corporate Plan

## **8 How Does This Report Link to the Council's Priorities?**

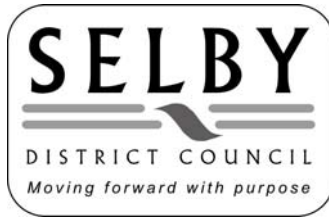
- 8.1 The delivery of the Council's themes and priorities are enhanced by partners working together through the LSP.

## **9 Impact on Corporate Policies**

Corporate Policy is to support the LSP in pursuing a partnership approach to

securing an improved quality of life for those who live and work in the district.

<b>9.1</b>	<b>Service Improvement</b>	<b>Impact</b>
	By working with partners, service delivery can be improved.	
<b>9.2</b>	<b>Equalities</b>	<b>Impact</b>
	Working with partners increases the Council's understanding of the diverse population that live, work and play in the district. In turn this helps the Council and its partners improve the access to, and range of, services available in the district.	
<b>9.3</b>	<b>Community Safety and Crime</b>	<b>Impact</b>
	Improving Community Safety is a key partnership activity	
<b>9.4</b>	<b>Procurement</b>	<b>Impact</b>
	Joint procurement opportunities can be realised through the LSP	
<b>9.5</b>	<b>Risk Management</b>	<b>Impact</b>
	Failure to support the work of the LSP would have a negative impact on the outcomes of the Corporate Plan, Themes and Priorities.	
<b>9.6</b>	<b>Sustainability</b>	<b>Impact</b>
	The LSP works toward delivering the outcomes of the SCS. Therefore enhancing sustainability through collaborative working.	
<b>9.7</b>	<b>Value for Money</b>	<b>Impact</b>
	Commissioning services with partners through the LSP can deliver effective and efficient services maximising value for money.	



**Agenda Item No:10**

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**Title:** The move towards an executive structure  
**To:** Council  
**Date:** 15 December 2009  
**Author:** Martin Connor, Chief Executive

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**1 Purpose of Report**

- 1.1 For the Council to consider a process to facilitate the move to an executive structure by May 2011

**2 Recommendation**

- 2.1 **That the Council adopts the proposals in this report and confirms its intent to consider a formal report for a move to an executive democratic structure.**

**3 Executive Summary**

- 3.1 This report sets down key elements in a programme to secure a move to an executive structure and links this to the two major strands of the modernising agenda already embarked upon by the Council.

**4 The Report**

- 4.1 The Council has progressively given effect to the local government modernising agenda as it reviews its approach to more efficient and accountable democratic processes and greater involvement of communities in decision making which directly impacts on their quality of life.
- 4.2 A meeting of the Council arranged for 15 January 2008 to consider a move to an executive model was curtailed due to last minute advice from GOYH which indicated that such a move could only take effect from the start of a full Council term following a local election.

- 4.3 In order for the Council to implement a new executive structure from May 2011, a formal decision would be required prior to the end of December 2010 and for practical purposes I will work to a report being presented to Council for a decision at its October 2010 meeting.
- 4.4 I am currently finalising a timetable of events leading to that formal decision to ensure that, should the Council resolve to adopt a Leader and Cabinet executive structure, the necessary statutory requirements are satisfied. These would include, amongst other things, the required consultation processes and the production of the notification to the Secretary of State.
- 4.5 The change in democratic structure would, of course, require an amended constitution to be agreed by Council and it would be my intention to review the document in stages rather than expect the Council to consider a substantial document at one sitting. In order to provide for input from **all** members of Council, I have asked that a password secured remote electronic process be set up to receive the reviewed sections of the constitution as these are drafted. Councillors will then be able to record their comments. Where these are drafting/spelling errors these can be amended immediately but where there are suggestions for significant changes to the draft these will be referred to the Leader for arbitration. The Leader will then be the sponsor for the final constitution as it is presented to the Council at the October 2010 meeting.
- 4.6 The second strand of modernisation is community engagement which also, of course, supports a move to an executive. The Council has already made progress on the introduction of Community Engagement Forums (CEFs) with pilots in Tadcaster and the South of the district but, in order to deliver on this ambitious target, I ask Council to approve the following:
- The proposed boundaries of the five CEFs (per discussions at Council on 28 July 2009 and shown at Appendix A)
  - The proposed make up of the CEFs at Appendix B
  - The date for the launch of the Eastern CEF be set for April 2010 (subject to no adverse indications arising out of the Southern CEF pilot)
  - The date for the launch of the remaining two CEFs be set for October 2010
  - That the number of committee cycles be reduced in the coming municipal year to recognise the shift in resource required to support the CEF process
- 4.7 Council may also wish to consider whether to relax its current stance on the chairing of CEFs exclusively by District Councillors.

4.8 None of the above proposals should come as a total surprise to Council as each have been discussed to varying degrees on previous occasions, though never in a single report. However, to secure a move to an executive structure by 2011 we do need to complete all of the preparatory work in the life of the current administration. I strongly recommend, therefore, that Council approve the proposals contained in the report.

## 5 Financial Implications

5.1 The officer structure has previously been approved by Council with this move in mind and has now been implemented.

There will be some cost incurred in securing delivery of the current proposals and a bid (currently uncosted) will be put forward as part of the budget process.

## 6 Conclusions

6.1 If the Council wishes to further its modernising agenda decisions really need to be made now in order to facilitate this journey. I look to the Council's support for the proposals set down in this report.

## 7 Link to Corporate Plan

7.1 This report links to the Better use of Resources and Organising to Deliver themes of the Corporate Plan.

## 8 How Does This Report Link to the Council's Priorities?

8.1 The report does not link to any specific priority but the new provision links to the heart of the community and provision of services.

## 9 Impact on Corporate Policies

9.1	<b>Service Improvement</b>  The proposal should lead to improved value for money and the implementation of community engagement proposals	<b>Impact</b>
9.2	<b>Equalities</b>  The proposal increases the equality of access to our community to both services and policy formulation.	<b>Impact</b>

<b>9.3</b>	<b>Community Safety and Crime</b>  The proposals would refocus our input to community safety through the community engagement and partnership strands of activity.	<b>Impact</b>
<b>9.4</b>	<b>Procurement</b>	<b>No Impact</b>
<b>9.5</b>	<b>Risk Management</b>  The risk of not implementing the changes revolves around our ability to implement community engagement requirements and move to a more accountable democratic structure.	<b>Impact</b>
<b>9.6</b>	<b>Sustainability</b>	<b>No Impact</b>
<b>9.7</b>	<b>Value for Money</b>  The proposals will allow community input to local service provision, hopefully draw down external funding and at the same time allow the implementation of a new requirement for community engagement. The move to an executive model should reduce democratic costs and increase accountability.	<b>Impact</b>

## **10 Background Papers**

10.1 None

**CEF**

Tadcaster and Villages

6

**Membership**

Brian Percival  
 Chris Metcalfe  
 Eileen Metcalfe  
 Don Mackay  
 Pat Mackay  
 Richard Sweeting

**Chair**

Eastern

9

Stephanie Duckett  
 Brian Marshall  
 Bill Inness  
 Elizabeth Casling  
 Christine Goodall  
 John Cattenach  
 Keith Ellis  
 Jim Deans  
 Kay McSherry

Western

7

Mike Jordan  
 Bob Packham  
 Neville Martin  
 John Mackman  
 Carol Mackman  
 Andrew Pound  
 Debbie White

Selby and Brayton

10

Ian Chilvers  
 Mark Crane  
 Jude Thurlow  
 Ian Nutt  
 Melanie Davis  
 Steve Shaw-Wright  
 Doreen Davies  
 Wendy Nichols  
 Joyce Dyson  
 David Fagan

Southern

9

John McCartney  
 Mary McCartney  
 Gillian Ivey  
 Susan Ryder  
 Cliff Lunn  
 Chris Pearson  
 Margaret Hulme  
 Ann Spetch  
 Ruth Sayner