

BRIGHTON & HOVE CITY COUNCIL

ENVIRONMENT COMMITTEE (Special Meeting)

2.00PM – 8 JULY 2005

**COMMITTEE ROOMS 2 & 3
BRIGHTON TOWN HALL**

MINUTES

Present: Councillor Mitchell (Chair); Councillors Turton (Deputy Chair), Elgood, Forester, Fitch, Kemble (OS), Meegan, Peltzer Dunn, (Culture & Recreation OS) Wells, Willows and Wrighton.

PART ONE

ACTION

40. PROCEDURAL BUSINESS

40A Declarations of Substitutes

| | | |
|------|------------------------------|-----------------------|
| 40.1 | <u>Substitute Councillor</u> | <u>For Councillor</u> |
| | Wells | Smith |
| | Forester | Battle |
| | Willows | Norman |

40B Declarations of Interest

40.2 The Chair declared a personal interest in item 47 as a resident of the Area. The Chair indicated that she would leave the room and hand over the meeting to the Deputy Chair for the item.

40C Exclusion of Press and Public

40.3 The Committee considered whether the press and public should be excluded from the meeting during the consideration of any items contained in the agenda, having regard to the nature of the business to be transacted and the nature of the proceedings and the likelihood as to whether, if members of the press and public were present, there would be disclosure to them of confidential or exempt information as defined in Section 100A(3) or 100 1 of the Local Government Act 1972.

40.4 **RESOLVED** - That the press and public not be excluded from the meeting during consideration of any items.

41. CHAIR'S COMMUNICATIONS

41.1 The Chair advised that the minutes of the previous meeting (26th May 2005) would be approved at the September committee.

42. CALLOVER

42.1 **RESOLVED** - That, with the exception of the items reserved (and marked with an asterisk), the recommendations and resolutions contained therein be approved and adopted without debate, excepting Notices of Motion, Deputations, Petitions and letters.

43. PUBLIC QUESTIONS

| | |
|--------------------------------------|---------------------|
| 43.1 Question from | Response from |
| Mr L Baker (plus supplementary) | Councillor Mitchell |
| Mr A Mendelsohn (plus supplementary) | Councillor Mitchell |

44. LETTERS FROM COUNCILLORS

44.1 The Committee considered a letter submitted by Councillor Oxley concerning danger at road junctions.

44.2 **RESOLVED** – That the letter be noted.

44.3 The Committee considered a letter submitted by Councillors Mr & Mrs Theobald concerning Carden Avenue.

44.4 **RESOLVED** – That the letter be noted.

44.5 The Committee considered a letter submitted by Councillor Pidgeon concerning Carden Avenue.

44.6 **RESOLVED** – That the letter be noted.

45. PETITIONS AND DEPUTATIONS

45.1 None Received.

***46. CARDEN AVENUE – PROPOSED USE AS PARK & RIDE SITE BY BRIGHTON & HOVE ALBION FOOTBALL CLUB**

46.1 The Committee considered the report of the Director of Environment relating to Carden Avenue – Proposed use as Park & Ride Site by Brighton & Hove Albion Football Club (for copy see minute book). The Chair indicated that objections made out of time had been made available to Members. Having considered the objections and other representations and the officers' advice, the majority of the Committee agreed with the reasoning and conclusions in the officers' report but also felt that the effects of

implementing the order should be monitored and reviewed at the end of the football season.

(1) 46.2 **RESOLVED** – That the representations received to the Traffic Regulation Order advertised to permit short-term closures of Carden Avenue, Brighton between its junctions with Crowhurst Road to allow it to be used as an additional park & Ride Site when Brighton & Hove Football Club play home matches at Withdean Stadium be noted.

(2) That, having taken account of the representations, the Traffic Regulation Order facilitating the short-term road closure be made as advertised, subject to the football club complying with the conditions set out in paragraph 4.2 of the report.

(3) That a site visit to Carden Avenue be arranged for Members on a match day after the order has been implemented and the operation of the order be reviewed at the end of the football season.

***47. AREA H PARKING SCHEME REVIEW**

47.1 The Committee considered the report of the Director of Environment relating to Area H Parking Scheme Review (for copy see minutes book). [Note, having declared a personal interest in the item the Chair left the room before the debate commenced and the Deputy Chair took the Chair for the duration of the item.]

47.2 **RESOLVED** - That the draft Area H proposals be approved and that permission be granted to proceed to a public consultation.

***48. SUPPLEMENTARY PLANNING DOCUMENT**

48.1 The Committee considered the report of the Director of Environment relating to Supplementary Planning Document (for copy see minute book).

48.2 **RESOLVED** - That the draft Supplementary Planning Document on Construction and Demolition Waste be approved for the purposes of formal public consultation, subject to any alterations requested by East Sussex County Council Committee and following consultation with the Chair of the Environment Committee.

***49. PROPOSED AMENDMENTS TO THE COUNCIL'S SCHEME OF DELEGATION TO OFFICERS IN RELATION TO PLANNING MATTERS**

49.1 The Committee considered the report of the Director of Environment relating to the Proposed Amendments to the Council's Scheme of Delegation to Officers in relation to Planning Matters (for

copy see minute book).

49.2 An amendment proposed by Councillor Elgood and seconded by Councillor Fitch that recognised the significance of Conservation Advisory Group and Disabled Access Advisory Group was accepted.

49.3 An amendment proposed by Councillor Mitchell and seconded by Councillor Kemble that altered the proposals in relation to Ward Councillors who were not members of the Planning Committee was accepted.

49.4 An amendment proposed by Councillor Peltzer Dunn and seconded by Councillor Kemble to decrease the proposed number of objections or supporters in paragraph 13(1)a of the proposals from five to three was lost. Members requested a recorded vote. The following Members voted for the proposal; Kemble, Peltzer Dunn, Wells, Willows and Wrighton. The following Members voted against the proposal; Mitchell, Turton, Forester, Fitch and Meegan. The following Member abstained; Councillor Elgood. The vote was tied. The Chair used her casting vote to vote against the proposal and the amendment was lost.

49.5 **RESOLVED** - That the proposed amendments to the Scheme of Delegation in relation to Planning Matters, as detailed in paragraph 4 of the report be approved but with the following changes:-

- (1) amending "and" to "or" at the end of paragraph 13(1)a
- (2) deleting paragraph 13(1)b
- (3) adding two new paragraphs after 13(1)a as follows

"b Conservation Advisory Group (CAG) or Disabled Access Advisory Group (DAAG) requests, within the public consultation period, that an application is determined by the Planning Applications Sub-Committee. In making the request CAG or DAAG shall state whether it would be seeking an approval or refusal of the application. If officers' determination of the application under delegated powers would be in accordance with that request then the request shall be deemed to have been withdrawn, or"

"c a Ward Councillor requests, within the public consultation period, that an application is determined by the Planning Applications Sub-Committee. In making that request the Councillor shall state whether he/she would be seeking an approval or refusal of the application. If officers' determination of the application under delegated powers would be in accordance with that request then the request shall be deemed to have been withdrawn. (NB In any

case where the Ward Councillor is also a member of the Planning Applications Sub-Committee and the application is referred to the Sub-Committee for determination, he/she will, if present, need to declare a prejudicial interest and leave the meeting during the consideration of the application.)"

50. COMMUNAL CONTAINERS

50.1 The Committee considered the report of the Director of Environment relating to Communal Containers (for copy see minute book).

50.2 **RESOLVED** - That the Environment Committee approves the placement of communal bins to serve Grand Parade, Morley Street, Circus Street and Richmond Terrace, with a 6 month review of the operation and location of the containers to ensure the scheme is successful.

51. ITEMS TO GO FORWARD TO COUNCIL

51.1 **RESOLVED** – There were none.

PART TWO

52. ITEMS TO REMAIN EXEMPT FROM DISCLOSURE TO THE PRESS AND PUBLIC

52.1 **RESOLVED** - That no items remain exempt from disclosure to the press and public.

The meeting concluded at 3.30 pm

Signed

Chair

Dated this

day of

2005