

Public Document Pack

Southend-on-Sea Borough Council

Civic Centre
Southend-on-Sea

10 October 2016

Dear Sir or Madam,



I hereby summon you to attend the meeting of the Southend-on-Sea Borough Council to be held in the Council Chamber, Civic Centre, Southend-on-Sea on, **Thursday, 20th October, 2016 at 6.30pm** for the transaction of the following business.

R Tinlin
Chief Executive & Town Clerk

AGENDA

- 1 Apologies for Absence**
- 2 Declarations of Interest**
- 3 Youth Mayor and Deputy Youth Mayor**
- 4 Communications**
- 5 Minutes of the meeting of Council held Thursday 21st July 2016 (Pages 1 - 12)**
Minutes attached
- 6 Questions from Members of the Public**
- 7 Questions from Members of the Council**
- 8 Petition - Residents Permit Parking: Roots hall Avenue (Pages 13 - 14) -**
Petition attached.
- 9 Petition - Ashleigh Drive Pavements and Carriageway (Pages 15 - 16)**
Petition attached.
- 10 Petition - Westcliff Parade - One Way Street (Pages 17 - 18)**
Petition attached.
- 11 Petition - Against Yellow Lines in Centurion Close (Pages 19 - 20)**
Petition attached.

- 12 Minutes of the meeting of Licensing Sub Committee A held Monday 25th July 2016** (Pages 21 - 22)
Minutes attached.
- 13 Minutes of the meeting of Appeals Committee B held Tuesday 26th July 2016** (Pages 23 - 24)
Minutes attached.
- 14 Minutes of the meeting of Health & Wellbeing Board held Monday 1st August 2016** (Pages 25 - 28)
Minutes attached.
- 15 Minutes of the Meeting of Development Control held Wednesday 3rd August 2016** (Pages 29 - 42)
Minutes attached.
- 16 Minutes of the meeting of the Health & Wellbeing Board held Wednesday 7th September 2016** (Pages 43 - 46)
Minutes attached.
- 17 Minutes of the meeting of Development Control Committee held Wednesday 14th September 2016** (Pages 47 - 70)
Minutes attached.
- 18 Minutes of the meeting of Cabinet Committee held Monday 19th September 2016** (Pages 71 - 78)
Minutes attached.
- 19 Minutes of the meeting of Cabinet held Tuesday 20th September 2016** (Pages 79 - 98)
Minutes attached.
- 20 Minutes of the meeting of Audit Committee held Wednesday 21st September 2016** (Pages 99 - 102)
Minutes attached.
- 21 Minutes of the meeting of Appeals Committee A held Monday 26th September 2016** (Pages 103 - 104)
Minutes attached.
- 22 Minutes of the meeting of Development Control Committee held Wednesday 5th October 2016**
Minutes to follow.
- 23 Minutes of the meeting of Place Scrutiny Committee held Monday 10th October 2016**
Minutes to follow
- 24 Minutes of the meeting of People Scrutiny Committee held Tuesday 11th October 2016**
Minutes to follow

- 25 Minutes of the meeting of Policy & Resources Scrutiny Committee held Thursday 13th October 2016**
Minutes to follow.
- 26 Notice of Motion - Children in Calais (Pages 105 - 106)**
Notice of Motion attached.
- 27 Opposition Business under Standing Order 19 - Adult Social Care**

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of The Council

Date: Thursday, 21st July, 2016
Place: Council Chamber - Civic Suite

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Present: Councillor J McMahon (Chair)
Councillors F Evans (Vice-Chair), B Arscott, M Assenheim, S Aylen, B Ayling, M Borton, H Boyd, A Bright, S Buckley, D Burzotta, M Butler, T Byford, T Callaghan, J Courtenay, T Cox, M Davidson, L Davies, C Endersby, M Flewitt, N Folkard, D Garston, J Garston, I Gilbert, S Habermel, R Hadley, A Holland, D Jarvis, A Jones, D Kenyon, J Lamb, H McDonald, D McGlone, A Moring, J Moyies, C Mulroney, C Nevin, D Norman MBE, G Phillips, K Robinson, L Salter, M Stafford, M Terry, C Walker, J Ware-Lane, F Waterworth, P Wexham and R Woodley

Start/End Time: 6.30 - 11.30 pm

156 Apologies for Absence

Apologies for absence were received from Councillors Van Looy, Ward and Willis.

157 Declarations of Interest

- **Councillor Arscott**

- **People Scrutiny Committee – 12th July 2016**

- Minute 128 (Establishment of a Southend Education Board) – non-pecuniary interest – Governor at Our Lady of Lourdes Catholic Primary School;

- Minute 136 (Schools Progress Report) – non-pecuniary interest – Governor at Our Lady of Lourdes Catholic Primary School;

- **Councillor Assenheim**

- **Development Control Committee – 8th June 2016**

- Application No. 16/00504/FUL – Non-pecuniary interest – applicant is his GP;

- **People Scrutiny Committee – 12th July 2016**

- Minute 121 (Success Regime) – Non-pecuniary interest – member of Task & Finish Group re: Shoeburyness Health Centre;

- **Councillor Aylen**

- **Cabinet Committee – 16th June 2016**

- Minute 40 (Temporary Traffic Management Measures – The Fairways, A127 and Bellhouse Lane) – Non-pecuniary interest – Lives in the area affected;

- **Councillor Ayling**
Policy & Resources Scrutiny Committee – 14th July 2016
Minute 153 (Suggested in-depth Scrutiny Projects – 2016/17) – non-pecuniary interest – family member is a Police Special Constable;
- **Councillor Boyd**
People Scrutiny Committee – 12th July 2016
Minute 136 (Schools Progress Report) – non-pecuniary interest – Governor at Westcliff High School for Girls and South East Essex Academy Trust, South East Essex Teaching School Alliance;
- **Councillor Burzotta**
Place Scrutiny Committee – 11th July 2016
Minute 100 (Feed & Food Safety Service Plan 2016/17) – Pecuniary Interest – Family establishments/restaurants in the borough (withdrew);
- **Councillor Buckley**
Development Control Committee – 8th June 2016
Application No. 16/00546/FUL – non-pecuniary interest – lobbied for residents and lives in the vicinity;
- **Councillor Butler**
Cabinet Committee – 16th June 2016
Minute 40 (Temporary Traffic Management Measures – The Fairways, A127 and Bellhouse Lane) – Non-pecuniary interest – Lives in the area affected;
- **Councillor Byford**
Place Scrutiny Committee – 11th July 2016
Interests in all the referred items; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;
- **Councillor Courtenay**
People Scrutiny Committee – 12th July 2016
Interests in all the referred items; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;
- **Councillor Cox**
Place Scrutiny Committee – 11th July 2016
Interests in all the referred items; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;
Minute 93 (Petition: Alcohol Free Zone Westcliff Library) – non-pecuniary interest – DPPO in Shoeburyness referred to which includes the road where he lives;
People Scrutiny Committee – 12th July 2016
Minute 135 (Southend CCG) – non-pecuniary interest – daughter was receiving support through mental health services;

- **Councillor Davidson**

- **Audit Committee – 29th June 2016**

- Minute 76 (South Essex Homes: Annual Governance Statement and Support Reports) – Disclosable Non-pecuniary interest – Member of South Essex Homes Board (withdrew);

- **Councillor Evans**

- **Development Control Committee – 6th July 2016**

- Application No. 16/00460/FUL – Disqualifying Non-pecuniary interest – One of the objectors is a close personal friend (withdrew);

- **Councillor Flewitt**

- **Cabinet – 28th June 2016**

- Minute 56 (Annual Report – Regulation of investigatory Powers) – Non-pecuniary interest – JP on East London bench;

- **Place Scrutiny Committee – 11th July 2016**

- Interests in all the referred items; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;

- **Policy & Resources Scrutiny Committee – 14th July 2016**

- Interests in all the referred items; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011; Minute 146 (Debt Management) – Non-pecuniary interest – friends and family are tenants of South Essex Homes; Minute 153 (Suggested In-depth Scrutiny Projects – 2016/17) – Non-pecuniary interest – JP on East London bench;

- **Development Control Committee – 8th June 2016**

- Application No. 16/00546/FUL – non-pecuniary interest – lobbied for residents and lives in the vicinity; Application No. 16/00504/FUL – non-pecuniary interest – had referred the matter to the Committee and knows the lead architect;

- **Councillor Folkard**

- **Development Control Committee – 8th June 2016**

- Application No. 16/00184/FUL – Non-pecuniary interest – Customer of the business next door to the application;

- **Councillor D Garston**

- **Development Control Committee – 8th June 2016**

- Application No. 16/000328/FUL – Non-pecuniary interest – Resident of Bellway Court behind The Shore is well known to him;

- **Cabinet Committee – 16th June 2016**

- Minute 38 (West Leigh Area – Report on Ward Councillors Consultation for Parking Controls) – Non-pecuniary interest – Son lives in Salisbury Road;

Council – 21st July 2016

Agenda Item 20 (Notice of Motion: Estate Agent Fees) – non-pecuniary interest – is a landlord;

- **Councillor J Garston**

Cabinet Committee – 16th June 2016

Minute 38 (West Leigh Area – Report on Ward Councillors Consultation for Parking Controls) – Non-pecuniary interest – brother lives in Salisbury Road;

Place Scrutiny Committee – 11th July 2016

Minute 107 (West Leigh Area – Report on Ward Councillors Consultation for Parking Controls) – non-pecuniary interest – relatives live in one of the roads consulted;

- **Councillor Jones**

Development Control Committee – 8th June 2016

Application No. 16/00184/FUL – Non-pecuniary interest – Acquainted with the Church Elders;

Development Control Committee – 6th July 2016

Application No. EN/16/00027/UNAU_B – non-pecuniary interest – Friend lives in the vicinity;

People Scrutiny Committee – 12th July 2016

Minute 121 (Success Regime) – non-pecuniary interest – on patient participation group at GP surgery;

Minute 136 (Schools Progress Report) – non-pecuniary interest – Governor at Milton Hall primary school;

- **Councillor Lamb**

Cabinet – 28th June 2016

Minute 67 (Council Procedure Rule 46 – West Leigh Junior School) – Non-pecuniary interest – School Governor of the school;

- **Councillor Moring**

Policy & Resources Scrutiny Committee – 14th July 2016

Interests in all the referred items; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011;

- **Councillor Moyies**

People Scrutiny Committee – 12th July 2016

Minute 121 (Success Regime) – non-pecuniary interest – member of Task & Finish Group re: Shoeburyness Health Centre;

- **Councillor Mulroney**

Development Control Committee – 8th June 2016

Application No. 16/00460/FUL & 16/00467/FUL – Non-pecuniary interest – member of Leigh Town Council;

Cabinet – 28th June 2016

Minute 67 (Council Procedure Rule 46 – Elm Road Development Brief) – non-pecuniary interest – Member of Leigh Town Council who made representations to the brief;

Development Control Committee – 6th July 2016

Application No. 16/00460/FULH – Non-pecuniary interest – member of Leigh Town Council but not a member of its Planning Committee and the neighbour to the application is known to her;

Application No. 16/00832/FUL – Non-pecuniary interest – member of Leigh Town Council but not a member of its Planning Committee;

Policy & Resources Scrutiny Committee – 14th July 2016

Minutes 151 and 155 (Council Procedure Rule 46 re: Elm Road Development) – Non-pecuniary interest – member of Leigh Town Council who were consultees;

- **Councillor Nevin**

People Scrutiny Committee – 12th July 2016

Minute 121 (Success Regime) – non-pecuniary interest – previous employee at Southend Hospital; NHS Employee at Barts; 2 children work at MEHT; sisters work for the Department of Health and Basildon Hospital Trust;

- **Councillor Norman MBE**

Policy & Resources Scrutiny Committee – 14th July 2016

Minute 146 (Debt Management) – Non-pecuniary interest – Board Member South Essex Homes;

- **Councillor Phillips**

Place Scrutiny Committee – 11th July 2016

Minute 107 (West Leigh Area – report on Ward Councillor consultation for Parking Controls) – Disqualifying non-pecuniary interest – lives in one of the roads consulted (withdrew);

- **Councillor Robinson**

Place Scrutiny Committee – 11th July 2016

Minute 93 (Petition: Alcohol Free Zone Westcliff Library) – non-pecuniary interest – ward councillor and occasional user of the library;

- **Councillor Salter**
People Scrutiny Committee – 12th July 2016
 Interests in all the referred items; attended pursuant to the dispensation agreed at Council on 19th July 2012, under S.33 of the Localism Act 2011; Minute 121 (Success Regime) – non-pecuniary interest – husband is consultant surgeon at Southend Hospital and holds senior posts at the Hospital;

- **Councillor Terry**
People Scrutiny Committee – 12th July 2016
 Minute 135 (Southend CCG) – non-pecuniary interest – daughter has high functioning aspergers;

- **Councillor Van Looy**
Development Control Committee – 6th July 2016
 Application No. 15/01191/BC3 – non-pecuniary interest – daughter attends the college;

- **Councillor Walker**
Development Control Committee – 8th June 2016
 Application No. 16/00504/FUL – Non-pecuniary interest – Neighbour is known to him;

Development Control Committee – 6th July 2016
 Application No. 16/00460/FULH – non-pecuniary interest – a resident who lives close by is known to him;

- **Councillor Ware-Lane**
Audit Committee – 29th June 2016
 Minute 76 (South Essex Homes: Annual Governance Statement and Support Reports) – Non-pecuniary interest – daughter is an employee of South Essex Homes;

- **Councillor Waterworth**
Development Control Committee – 8th June 2016
 Application No. 15/0024_UNAU_B – Non-pecuniary interest – one of the objectors is known to him (withdrew)

- **Councillor Wexham**
Place Scrutiny Committee – 11th July 2016
 Minute 98 (Hackney Carriage Unmet Demand Survey) – non-pecuniary interest – son is a cabbie;
 Minute 107 (West Leigh Area – report on Ward Councillor Consultation for Parking Controls) – non-pecuniary interest – acquainted with residents in the area consulted;

- **Councillor Willis**

Place Scrutiny Committee – 11th July 2016

Minute 107 (West Leigh Area – report on Ward Councillor Consultation for Parking Controls) – non-pecuniary interest – acquainted with someone who lives in one of the roads consulted;

158 Communications

MJ Awards –Senior Leadership team of the Year Award

The Worshipful the Mayor informed Members that the Council’s Corporate Management Team, headed by the Chief Executive, were awarded the Senior leadership Team of the Year at the prestigious MJ Awards on 16th June 2016.

The Worshipful the Mayor, on behalf of the Council, congratulated all officers involved.

RHS Hampton Court Flower Show – Youth Workx Garden Bronze Award

The Worshipful the Mayor informed Members that the Youth Offending Service received a Bronze Award in the CITY Gardens category at the RHS Hampton Court Flower Show on 5th July 2016.

The Worshipful the Mayor, on behalf of the Council, congratulated all those who supported and were involved in creating the garden.

159 Questions from Members of the Public

The relevant Executive Councillors responded to written questions received from members of the public.

160 Questions from Members of the Council

The relevant Executive Councillors responded to written questions received from Councillors Aylen, Ware-Lane, J Garston, Butler and D Norman MBE.

161 Minutes of the Special Meeting of Council held on Thursday, 21st April 2016

Resolved:-

That the Minutes of the Special Meeting held on 21st April 2016 be confirmed as a correct record and signed.

162 Minutes of the meeting of Council held Thursday, 21st April 2016

Resolved:-

That the Minutes of the Meeting held on 21st April 2016 be confirmed as a correct record and signed.

163 Minutes of the meeting of Annual Council held Thursday, 12th May 2016

Resolved:-

That the Minutes of the Annual Meeting held on 12th May 2016 be confirmed as a correct record and signed.

164 Minutes of the meeting of Council held Thursday, 19th May 2016

Resolved:-

That the Minutes of the meeting held on 19th May 2016 be confirmed as a correct record and signed.

165 Minutes of the meeting of Licensing Sub Committee A held Thursday, 28 April 2016

Resolved:

That the minutes of this meeting be noted.

166 Minutes of the meeting of Appeals Committee A held Wednesday, 1 June 2016

Resolved:

That the minutes of this meeting be noted.

167 Minutes of the meeting of Development Control Committee held Wednesday, 8th June 2016

Resolved:

That the minutes of this meeting be noted.

168 Minutes of the meeting of Cabinet Committee held Thursday, 16 June 2016

Resolved:

That the minutes of this meeting be noted.

169 Minutes of the meeting of Cabinet held Tuesday, 28 June 2016

Resolved:

That the minutes of this meeting be noted and the recommendations contained in Minutes 54, 55, 58 and 62, be adopted.

170 Minutes of the meeting of Audit Committee held, Wednesday 29th June 2016

Resolved:

That the minutes of this meeting be noted, subject to an amendment to Minute 78 (Head of Internal Audit Annual Report 2015/16) with the addition of the following paragraph:

'On consideration of the report, Members noted the staff shortages experienced by the Internal Audit Team and the impact on the service's targets during 2015/16 and the potential impact on the Audit Plan for 2016/17. Members also noted the update provided by the Corporate Director for Corporate Services on the ongoing review of the Internal Audit Service.'

171 Minutes of the meeting of Development Control Committee held, Wednesday 6th July 2016

That the Minutes of this meeting be noted.

172 Minutes of the meeting of Place Scrutiny Committee held, Monday 11th July 2016

Resolved:

That the minutes of this meeting be noted and the recommendations contained in Minutes 100, 101 and 102, be adopted.

173 Minutes of the meeting of Licensing Sub Committee B held, Tuesday 12th July 2016

Resolved:

That the minutes of this meeting be noted.

174 Minutes of the meeting of People Scrutiny Committee held, Tuesday 12th July 2016

That the Minutes of this meeting be noted (except for Minute 136 which was dealt with under Part II) and the recommendations contained in Minutes 125 and 128, be adopted.

175 Minutes of the meeting of Policy and Resources Scrutiny Committee held, Thursday 14th July 2016

On consideration of Minute 153 (Suggested In-depth Scrutiny Projects 2016/17), Members noted that the Place Scrutiny Committee and Policy & Resources Scrutiny Committee had recommended to Council the establishment of a Joint Working Party, comprising 8 Members, to investigate the case for additional enforcement resources for Southend. Therefore the matter was before the Council for determination.

Resolved:

1. That a Joint Place and Policy & Resources Scrutiny Committee Working Party be established to investigate the case for additional enforcement resources for Southend to comprise 10 Members in the proportion of 5 Conservative, 2 Labour, 2 Independent and 1 Southend Independence Group Member.
2. That the minutes of this meeting be noted and the recommendations contained in Minutes 142, 145, 147, 148 and 150, be adopted.

176 Notice of Motion - Estate Agent Fees

The Worshipful the Mayor informed Members that a minor amendment to the wording of the Notice of Motion had been made and tabled this evening.

Resolved:

That, in accordance with Council Procedure Rule 8.4 the following amended notice of motion, be referred to the Cabinet:

‘We call upon this Council to investigate estate agent fees and practices.

The critical demand for temporary *accommodation coupled with high rent levels, agents fees and other charges*, has created a problem in the town.

It is therefore requested that the Council starts an investigation into this issue, working with SEAL and residents associations to get a clear and honest picture of what is happening & promote a better private rental culture to protect tenants and landlords interests.’

Proposed – Cllr Davies
Seconded – Cllr Callaghan

177 Establishment and Appointments to Holocaust Memorial Day Working Party

The Council considered a report of the Corporate Director for Corporate Services on the establishment of the Holocaust Memorial Day Working Party.

Resolved:

1. That the Holocaust Memorial Day Working Party be re-established and consequential changes be made to the terms of reference of the Cultural, Tourism and Events Working Party, as set out in Appendix 1 to the submitted report.
2. That the Members set out in the list circulated at the meeting, be appointed as members and substitutes of the Holocaust Memorial Day Working Party.

178 Changes to the appointments to LSCB and SAB Scrutiny Panel

Resolved:

That Councillor Walker be appointed to the LSCB/SAB Scrutiny Panel to replace Councillor Courtenay.

179 Appointments to Committees and Working Parties

Resolved:

That the appointments and changes to Committees, Working Parties, etc as set out on the list circulated at the meeting, subject to the addition of Councillors Bright and Assenheim to the membership of the Joint Place and Policy & Resources Programme Working Party, be approved.

180 Departure of Sally Holland, Corporate Director for Corporate Services

The Worshipful the Mayor informed Members that this would be the last Council meeting which Sally Holland, Corporate Director for Corporate Services, would be attending before leaving the Council.

The Worshipful the Mayor, on behalf of the Council, expressed her appreciation and thanks to Sally Holland for her sterling work and excellent service and wished her all the very best for the future.

181 Exclusion of the Public

Resolved:-

That, under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the item of business set out below, on the grounds that it would involve the likely disclosure of exempt information as defined in Part 1 of Schedule 12A to the Act and that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

182 Minute 136 of People Scrutiny Committee held on Tuesday 12th July 2016

Resolved:

That minute 136 of People Scrutiny Committee held 12th July 2016, be noted.

183 Council Procedure Rule 1.7

During consideration of Minute 153 (Suggested In-depth Scrutiny Projects) of Policy & Resources Scrutiny Committee held 14th July 2016 the hour of 11.00pm having been reached, the Council:

Resolved:

That the remaining business on the agenda be proceeded with.

Chairman: _____

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To whom it might concern

I live at Rootshall Avenue. My neighbours and I have increasingly found that unknown people are parking in our road. This results in us not been able to park outside our own houses. You will see from the neighbour's signatures that there is a united response. Therefore we ask you to make this area a Residents Permit Parking only please.

Thank you.

- MR A NASH No 6 Roots Hall
- MR DAVID Ogunmuyin 9, ROOTS HALL
- Mr Joe Cleary S. ROOTS Hall Av
- Miss Melissa Smith 13 ROOTS Hall avenue.
- Mr John FENTON 10 ROOTS Hall avenue
- Ms. V.P. Gopsfield 3, Roots Hall Ave SS26HN.
- RITHAGARISH Buser 1 Roots Hall Av SS26HN
- Mr Eric W. Dupuy 12 Roots Hall Ave SS.2.6HN
- D Dowsett 17 " " "
- R. Grenfell 34 ROOTS HALL AV SS26HN
- J. WHITE 32 — " — — " —
- SCRODSAY 26 — " — — " —
- C. WOODHALL 24 ROOTS HALL AVE. SS26HN
- P. Nyamwanda 15 ROOTS HALL AVE SS26HN
- R. V. Bolino 7 ROOTS HALL AVENUE SS26HN
- Mr & Mrs Radford 30 Roots Hall Avenue - SS26HN

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Ashleigh Drive

Councillor Judith McMahon
 Mayor
 Southend Borough Council
 Victoria Avenue
 SS2 6EQ

Cc: Cllrs Bernard Arscott, Carole Mulroney, Peter Wexham

We the undersigned residents and occupiers of business premises in Ashleigh Drive petition Council to note the abominable state of the pavements and carriageway in Ashleigh Drive and to rectify this as soon as possible.

For the following reasons:

Not only are they an eyesore but more importantly an extreme hazard to motorists, cyclists and pedestrians, especially those of limited mobility and their carers and parents with push chairs.

As the initiator of this petition, my name is Bob Davis:
 and I can be contacted at 17 Ashleigh Drive for further information in relation to this matter:

Name	Address	Signature
K. DAVIS	17 ASHLEIGH DRIVE SS9 1AD	[Signature]
F. DAVIS	17 ASHLEIGH DRIVE SS9 1AD	[Signature]
S. ROBERTS	HOMERARD BOUND TATTOO 5 ASHLEIGH DRIVE SS9 1AD	[Signature]
J. MARTIN	3 ASHLEIGH Drive	[Signature]
S. HURNE	88 Broadway	[Signature]
L. FLATT	EC 90 Broadway	[Signature]
T. KEMP	EC 90 Broadway	[Signature]
A. STEWART	EC 90 Broadway	[Signature]
S. HARRINGTON	11 ASHLEIGH DRIVE	[Signature]

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Petition to Traffic Management, Southend-on-Sea Borough Council.

We, the undersigned are residents of Westcliff Parade, Westcliff on Sea, Essex and hereby petition Southend Council to make Westcliff Parade a one-way street.

10

There is insufficient room for cars to pass each other when cars are parked on both sides of Westcliff Parade, and on a daily basis there are many incidents of traffic jams caused by drivers not able to manoeuvre, frequently accompanied by frustrated drivers' aggressive behaviour including bad language and fighting, resulting in unpleasant scenes and car damage. Drivers often resort to driving on the south pavement to escape the gridlock, and the police have been called on a number of occasions.

This proposal has been made before but, seemingly without rational reason, there continues to be unwillingness to change anything, so this petition formally requests that Westcliff Parade is made a one-way street which will benefit traffic flow, improve safety, and eliminate the frequent problems caused.

<u>Name</u>	<u>Address</u>	<u>Approve? Yes/No</u>	<u>Signature</u>
SIMON VILSON	3 ST JOHN COURT	YES	
Jack Tarrant	4 St John's Court	YES	
J. Corfield	16, St John's Court	Yes	J. Corfield.
A.S. Stratton	2 St Johns Ct	YES	A.S. Stratton
P. BATHOUR	9 ST JOHN CT	YES	P Bathour
Clive Malton	3. St James Court	Yes	
DAVE AWEY	10, St Johns Court	YES	

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The Residents of Crouchmans & Centurion Close

Centurion Close
Shoeburyness
Essex

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24th September 2016

RE: Petition against addition of Yellow Lines in Centurion Close, Shoeburyness, Essex.

FTAO: Councillor M. Assenheim

We the residents of the above address wish for the local authorities to re-consider the addition of further double yellow line parking restrictions that have been recently installed to Centurion Close.

Below are listed some of our objections:

1. The residents of centurion close with vehicles (approx. 12 residents) in addition to the visitors and carers doctors of the further residents without vehicles will now have insufficient parking spaces within a reasonably accessible distance from their homes.
2. Some of the residents with vehicles have disabilities that means the assistance of walking frames/sticks is required. During times that parking is inaccessible in the immediate vicinity this will limit access and in cases of bad weather (snow/ice etc.) could make these residents housebound.
3. The addition of the parking restrictions to Centurion Close has only had a detrimental effect to the residents. Prior to these additional restrictions being put in place we had no issues of access to properties, and access to the road was unhindered due to dropped kerbs allowing access for wheelchairs etc. from the road. The only access issues that were caused was due to illegal parking across theses dropped kerbs that could have been dealt with by installing a white line across this area rather than blanking the entire area with Double yellow line restrictions. The addition of the Double yellow line parking restriction will not prevent illegal parking so would not cure this issue.
4. We have had no reports that we are aware of for access for emergency/utility vehicles before the restrictions were applied, however if the restrictions are enforced it will force residents to park on a unrestricted section further up the road that is on a sharp bend that could now cause access issues to larger vehicles causing an issue that was never previously there.

The residents of Centurion Close and Lowry Close are the only people that are affected by this restriction, the nature of the cul-de-sac means that no through traffic could be aided by the new restrictions and the addition of these restrictions is only detrimental to the general wellbeing of the residents.

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Licensing Sub-Committee A

Date: Monday, 25th July, 2016
Place: Committee Room 1 - Civic Suite

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Present: Councillor D McGlone (Chairman)
Councillors C Mulroney and S Buckley

In Attendance: R Harris, M Newton and A Penn,
Also in attendance: L Wilcockson (Council appointed external solicitor)

Start/End Time: 9.30 am - 1.15 pm

184 Apologies for Absence

There were no apologies for absence at this meeting.

185 Declarations of Interest

Councillor Mulroney – Minute 186 (Application for Grant of Premises Licence: La Petite Petanque) – non-pecuniary interest – sister lives within the vicinity of the premises but has had no dealings with the application;

186 Application for the Grant of Premises Licence - La Petite Petanque, Alexandra Bowling Green, Cambridge Road, Southend-on-Sea, Essex, SS1 1EY

The Sub Committee received a report by the Corporate Director for Place regarding an application by Rookland Ltd for the grant of a premises licence in respect of La Petite Petanque, Alexandra Bowling Green, Cambridge Road, Southend-on-Sea, Essex SS1 1EY.

The application was presented by Mr West, the applicant's licensing consultant. Mr and Mrs Rooke, Directors of Rookland Ltd, were also in attendance. During the hearing the applicant offered to amend the application to reduce the hours for the sale of alcohol on the premises on Fridays and Saturdays from 23.00 to 22.00 hours.

The Sub Committee noted that whilst one of the Responsible Authorities, namely Essex Police, had initially objected to the application, conditions had been agreed between them and the applicant should the application be granted. Accordingly, these initial objections had been withdrawn on this basis. No other objections were received from any of the other Responsible Authorities.

Objections had however, been received from 38 other interested parties, namely residents. 12 of the objectors attended the hearing and 7 spoke on the application. Their concerns primarily related to noise, namely the prevention of public nuisance.

The Sub Committee considered all the evidence and submissions that had been made at the meeting and the written documentation that had been presented prior to the hearing. The Sub Committee also had regard to the National Guidelines and the Borough Council's Statement of Licensing Policy and considered the four licensing objectives, namely the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm, as they related to this application.

On the basis of the evidence presented to them, the Sub-Committee considered that the licensing objectives and the residents' concerns would be adequately addressed by the conditions imposed on the licence. The Sub Committee therefore:

Resolved:

That the application be granted subject to:

1. The mandatory conditions set out in Appendix 1 to the submitted report;
2. The conditions consistent with the Operating Schedule set out in Appendix 2 to the submitted report;
3. The conditions agreed with the Police set out in Appendix 3 to the submitted report;
4. The additional and amended conditions listed below:-
 - (i) The sale of alcohol for on the premises on Fridays and Saturdays from 10:00 hours to 22:00 hours. The terminal hour is extended on Valentine's Day, Christmas Eve, all bank and public holidays until 22.30 hours;
 - (ii) To be open to the public from Mondays to Thursdays from 08:00 hours to 19:00 hours, on Fridays and Saturdays from 08:00 to 22:30 and on Sundays from 09:30 to 19:00 hours. The terminal hour is extended on Valentine's Day, Christmas Eve, all bank and public holidays until 22:30 hours;
 - (iii) The licensee shall provide a free taxi calling service for patrons;
 - (iv) Signage shall be placed at the exit of the premises requesting that patrons leave quietly and avoid slamming car doors;
 - (v) Last orders for food shall be no later than 21:00;
 - (vi) The external doors to the area marked 'veranda' shall be closed between 19:00 and 08:00, except for access and egress for smokers.

Chairman: _____

SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Appeals Committee B

Date: Tuesday, 26th July, 2016
Place: Committee Room 6 - Civic Suite

13

Present: Councillor G Phillips (Chair)
Councillors N Folkard (Vice-Chair), *B Arscott, D Kenyon and
C Nevin

*Substitute in accordance with Council Procedure Rule 31.

In Attendance: R Harris

Start/End Time: 5.00 - 5.30 pm

187 Apologies for Absence

Apologies for absence were received from Councillors Borton, Aylen (no substitutes) and D Garston (substitute: Cllr Arscott).

188 Declarations of Interest

There were no declarations of interest at this meeting.

189 Minutes of the Meeting held on Thursday 14th January 2016

Resolved:-

That the Minutes of the Meeting held on 14th January 2016 be confirmed as a correct record and signed.

190 Exclusion of the Public

Resolved:-

That, under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the items of business set out below, on the grounds that they would involve the likely disclosure of exempt information as defined in Part 1 of Schedule 12A to the Act and that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

191 School Transport Appeal - Pupil IB

The Committee considered a report of the Corporate Director for People, together with supporting correspondence from the parent of pupil IB, in connection with an application for home to school transport assistance.

Resolved:

That there being no circumstances reported which would justify a departure from the Council's policy, the appeal be dismissed.

192 School Transport Appeal - Pupil CM

The Committee considered a report of the Corporate Director for People, together with supporting correspondence from the parent of pupil CM, in connection with an application for home to school transport assistance.

Resolved:

That there being no circumstances reported which would justify a departure from the Council's policy, the appeal be dismissed.

193 School Transport Appeal - Pupil CC

The Committee considered a report of the Corporate Director for People, together with supporting correspondence from the parent of pupil CC, in connection with an application for home to school transport assistance.

Resolved:

That the appeal be granted and home to school transport assistance be provided.

194 School Transport Appeal - Pupil CP

The Committee considered a report of the Corporate Director for People, together with supporting correspondence from the parent of pupil CP, in connection with an application for home to school transport assistance.

Resolved:

That there being no circumstances reported which would justify a departure from the Council's policy, the appeal be dismissed.

Chairman: _____

SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Health & Wellbeing Board

Date: Monday, 1st August, 2016

Place: Johnson Room - Tickfield

14

Present: Councillor L Salter (Chair)
Councillors Callaghan, *Endersby, *Davidson and Evans
Dr A Atherton, Mr N Faint, Ms C Doorly, *Ms S Baker, Ms A
Semence, Mr R Tinlin, Mr N Leitch, *Mr A Brogan, *Mr M Rangué,
*Mr J Findlay, Ms M O'Callaghan

*Substitutes in accordance with Council Procedure Rule 31.

In Attendance: Mr R Harris, Mr R Walters, Ms A Claire
Also in attendance: Councillors J Moyies (Observer – People
Scrutiny Committee Chairman) and Mr C Cormack (observer –
Southend CCG).

Start/End Time: 5.00 - 6.30 pm

195 Apologies for Absence

Apologies for absence were received from Councillors Willis (no substitute), Lamb (substitute: Cllr Davidson), Ayling (substitute: Cllr Endersby), M Craig (substitute: M Rangué), S Morris (substitute: A Brogan), S Leftley (substitute: S Baker), S Hardy (substitute: J Findlay), Dr Chaturvedi (no substitute) and Dr J Garcia (no substitute).

196 Declarations of Interest

The following members declared interests as indicated below:-

(a) Councillor Moyies – Minute 200 (Localities Approach for Southend) – non-pecuniary interest – member of the task and finish group for Shoeburyness;

(b) Councillor Davidson – Minute 200 (Localities Approach for Southend) – non-pecuniary interest – Council appointed Governor at Southend Hospital.

197 Questions from Members of the Public

The Chairman responded to a written question received from Mr Ali.

198 Minutes of the Meeting held on Thursday 7th April 2016

Resolved:-

That the Minutes of the Meeting held on 7th April 2016 be confirmed as a correct record and signed.

199 Transforming Care Briefing

The Board considered a report from the Corporate Director for People which provided an update on Transforming Care.

Resolved:

That the Transforming Care Partnership (previously Pan Essex) Action Plan and the continuing work of partners, be noted.

200 Localities Approach for Southend-on-Sea

The Board considered a joint report from the Corporate Director for People, SBC and the Chief Officer, Southend CCG, which provided a briefing and update regarding the formation of commissioning localities for health and social care in Southend. The report also demonstrates how an integrated complex care co-ordination service might fit with the locality approach.

The Board asked a number of questions relating to GP engagement, the timescales to implement the locality approach and the 'end of life' transition pathway. In response to these questions the Board noted:-

- GP Engagement – There was an extensive process of engagement with all GPs and the locality approach has been well received. A number of 'workshops' will be taking place to develop the next steps to implement the approach.
- Timescale – There was every confidence that the four localities would be fully operational by April 2017.
- 'End of Life' – A significant amount of work was taking place to identify what those in the 'end of life' cohort want and it would be aligned to the integrated complex care co-ordination service. It was stressed that regardless of what stage of life the individual was there would be a system in place to support them and ensure good quality of life.

Resolved:

That the locality approach based on 4 Localities be approved.

201 Better Care Fund - Update and Section 75 Agreement (Deed of Variation)

The Board considered a joint report from the Corporate Director for People, Southend Council, and the Chief Officer, Southend CCG, which provided an overview of the current status of the Southend Better Care Fund (BCF) 2016/17 and the Section 75 agreement deed of variation.

Resolved:

That the approved status of the Southend BCF Plan 2016/17 and the Section 75 agreement deed of variation be noted.

202 Joint Adult Prevention Strategy

The Board considered a report of the Director of Public Health which presented the Southend-on-Sea Joint Adult Prevention Strategy 2016-2021.

The Board proposed that a multi-agency delivery group should be set-up to oversee the delivery of the Joint Adult Prevention Strategy.

Resolved:

That the Southend-on-Sea Joint Adult Prevention Strategy 2016-2021 and associated action plan, be noted.

203 Summary of HWB Performance Indicator Report 1 Aug 2016

The Board considered a report from the HWB Advisor which provided a progress update on performance against the HWB Performance Indicators.

The Board noted that a number of the performance measures were being reviewed and refined so that they are aligned to local issues and needs. The Board also noted that a European Regional Development Fund (ERDF) related funding application for business support activity may be at risk due to Britain's pending exit from the EU. It was emphasised that while still part of the EU funding bids should continue to be progressed.

The Board was informed that a significant amount of intensive work was taking place to address the performance indicator around young people who are not in education, employment or training (NEET).

Resolved:

That the performance management progress report be noted.

204 Forward Plan

The Board received the 2016/17 Forward Plan for information.

Resolved:

That the Forward Plan 2016/17 be noted.

205 A Better Start Programme Progress

The Board was advised that at this point in the agenda it became the strategic body responsible for the governance of the 'A Better Start Programme.'

The Board considered a report from the Interim Programme Director which provided an update on progress with A Better Start Programme in Southend which was in its second year. A short PowerPoint presentation was also provided which covered more detailed aspects of the programme, including the five core outcomes and the 'test and learn' initiative.

The Board noted that the 'test and learn' initiative would be implemented in 6 target wards (Kursaal, Milton, Shoeburyness, Victoria, Westborough and West Shoebury) with a view to expanding it across the whole borough, where the initiatives are shown to be effective in improving outcomes for children and young people.

Resolved:

That the progress on the A Better Start Programme be noted.

Chairman: _____

SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Development Control Committee

Date: Wednesday, 3rd August, 2016
Place: Committee Room 4a - Civic Suite

15

Present: Councillor F Waterworth (Chair)
Councillors D Garston (Vice-Chair), M Assenheim, T Callaghan,
F Evans, N Folkard, R Hadley, P Van Looy, M Butler, C Walker,
B Arscott, M Borton, J Garston, D Norman MBE and N Ward*
*Substitute in accordance with Council Procedure Rule 31.

In Attendance: J K Williams, D Hermitage, C Galforg, J Rowley and T Row

Start/End Time: 2.00 - 3.00 pm

206 Apologies for Absence

Apologies for absence were received from Councillors Ayling (Substitute: Councillor Ward) and Councillors Jones and Mulroney (no substitutes).

207 Declarations of Interest

The following interests were declared at the meeting:

(a) Councillor Arscott – 16/00744/FUL and 16/00745/LBC – Herschell House, 87 Leigh Hill, Leigh on Sea – Non-pecuniary interest: Attends the same church as the applicant;

(b) Councillor Butler – 16/00302/FUL – 84 Queens Road, Southend on Sea – Disqualifying non-pecuniary interest: Member of the Licensing Sub Committee that considered the application for premises licence for this premises (withdrew);

(c) Councillors Fokard J Garston and D Garston - 16/00302/FUL – 84 Queens Road, Southend on Sea – Non-pecuniary interest: The owner of a business in the vicinity is a fellow Councillor and is well known to them;

(d) Councillor Folkard – 15/00258/UCOU_B – 49 Milton Road, Westcliff on Sea – Non-pecuniary interest: The owner of a nearby business is known to him;

(e) Councillor Ward – 16/00744/FUL and 16/00745/LBC – Herschell House, 87 Leigh Hill, Leigh on Sea – Non-pecuniary interest: The applicant is known to him.

208 Minutes of the Meeting held on 8th June 2016

Resolved:-

That the Minutes of the meeting held on Wednesday 8th June 2016 be received, confirmed as a correct record and signed.

209 Minutes of the Meeting held on 6th July 2016

Resolved:-

That the Minutes of the meeting held on Wednesday 6th July 2016 be received, confirmed as a correct record and signed.

210 Supplementary Report

The Committee received a supplementary report by the Corporate Director for Place that provided additional information on items referred to elsewhere on the Agenda, a copy of which was tabled at the meeting.

211 Report on Pre Meeting Site Visits

Leigh Ward

(1) 16/00744/FUL

Demolish existing single storey studio and erect single storey extension to west side, associated alterations to the western end of the listed building including change of fenestration to the south elevation and associated piling works

(2) 16/00745/LBC

Demolish existing single storey studio and erect single storey extension to west side, associated alterations to the western end of the listed building including change of fenestration to the south elevation and associated piling works. (Listed Building Consent)

Herschell House, 87 Leigh Hill, Leigh-on-Sea, Essex

Mr Graeme Newton

SKArchitects

(1) PLANNING PERMISSION for 16/00744/FUL GRANTED subject to the following conditions:

01 The development hereby permitted shall begin not later than three years from the date of this decision.

Reason: Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990.

02 The development hereby permitted shall be carried out and retained in accordance with the approved plans PO1, PO2A, PO3A, PO4, PO5, PO7, piling layout plan unless otherwise agreed in writing with the Local Planning Authority.

Reason: To ensure that the development is carried out in accordance with the Development Plan and to protect the special architectural character and historic interest of the listed building. This is as set out in DPD1 (Core Strategy) 2007 policy KP2 and CP4, DM DPD Policy DM1, DM5 and DM14 and SPD1 (Design and Townscape Guide).

03 The proposed materials for the development shall be those noted on plans P05 and P07 unless otherwise agreed in writing with the Local Planning Authority.

Reason: To safeguard the historic character and appearance of the listed building and the wider Leigh Conservation Area in accordance with National Planning Policy Framework (NPPF), DPD1 (Core Strategy) 2007 Policy CP4, Policies DM1 and DM5 of the Development Management DPD and SPD1 Design and Townscape Guide.

04 The works to trees on the site shall be restricted to the felling of T5 (Whitebeam), T10 (willow) and T11 (eucalyptus). The remaining trees on the site shall be protected in line with the recommendations set out in Section 6 and Appendices 2 and 3 of the Arboricultural Report and the accompanying Tree Protection Plan.

Reason: To mitigate the impact of the development on the existing trees which make a positive contribution to the setting of the listed building and the wider Leigh Conservation Area in accordance with National Planning Policy Framework (NPPF), DPD1 (Core Strategy) 2007 Policy CP4, Policies DM1, DM5 and DM14 of the Development Management DPD and SPD1 Design and Townscape Guide.

(2) LISTED BUILDING CONSENT for 16/00745/LBC GRANTED subject to the following conditions:

01 The development hereby permitted shall begin not later than three years from the date of this decision.

Reason: Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990.

02 The development hereby permitted shall be carried out and retained in accordance with the approved plans PO1, PO2A, PO3A, PO4, PO5, PO7, piling layout plan unless otherwise agreed in writing with the Local Planning Authority.

Reason: To ensure that the development is carried out in accordance with the Development Plan and to protect the special architectural character and historic interest of the listed building. This is as set out in DPD1 (Core Strategy) 2007 policy KP2 and CP4, DM DPD Policy DM1, DM5 and DM14 and SPD1 (Design and Townscape Guide).

03 The proposed materials for the development and details relating to the integration with the listed building shall be those noted on plans P05 and P07 unless otherwise agreed in writing with the Local Planning Authority.

Reason: To safeguard the historic character and appearance of the listed building and the wider Leigh Conservation Area in accordance with National Planning Policy Framework (NPPF), DPD1 (Core Strategy) 2007 Policy CP4, Policies DM1, DM5 and DM14 of the Development Management DPD and SPD1 Design and Townscape Guide.

Informative

01 The applicant is advised that future works to the exterior and interior of the building may require Listed Building Consent and Planning Permission and should be checked with the Local Planning Authority prior to commencement. No works requiring consent shall be undertaken until the necessary consent have

been given in writing. Undertaking works without consent is an offence and may lead to prosecution.

02 The applicant is reminded that Building Regulations Approval is required and an application should be made prior to commencement of the works.

03 The applicant is advised that the installation of a hardstanding for the parking of vehicles within the garden area would require Listed Building Consent and given past discussions with Historic England is unlikely to be considered acceptable as it would have a detrimental impact on the setting of the listed building.

04 The applicant is advised that as the proposed extension(s) to your property equates to less than 100sqm of new floorspace the development benefits from a Minor Development Exemption under the Community Infrastructure Levy Regulations 2010 (as amended) and as such no charge is payable. See www.southend.gov.uk/cil for further details about CIL.

The Local Planning Authority has acted positively and proactively in determining this application by identifying matters of concern within the application (as originally submitted) and negotiating, with the Applicant, acceptable amendments to the proposal to address those concerns. As a result, the Local Planning Authority has been able to grant planning permission for an acceptable proposal, in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework. The detailed analysis is set out in a report on the application prepared by officers.

212 Reports on Main Plans List

(a) Blenheim Park Ward

16/00674/BC3M

Erect single storey extension and link to main building

Blenheim Primary School & Children's Centre, School Way, Leigh-on-Sea, SS9 4HX

Southend Borough Council

Metson Architects Ltd.

PLANNING PERMISSION GRANTED subject to the following conditions:

01. The development hereby permitted shall begin no later than 3 (three) years from the date of this decision. (C01A)

Reason: Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990. (R01A)

02. The development hereby permitted including details of construction materials shall be carried out in accordance with the approved plans: TP-01, X-

Reason: To ensure that the development is carried out in accordance with provisions of the Development Plan.

The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations,

including planning policies and any representations that may have been received and subsequently determining to grant planning permission in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework. The detailed analysis is set out in a report on the application prepared by officers.

Informatives

01. You are advised that as the proposed extension(s) equate to less than 100sqm of new floorspace the development benefits from a Minor Development Exemption under the Community Infrastructure Levy Regulations 2010 (as amended) and as such no charge is payable. See www.southend.gov.uk/cil for further details about CIL.

(b) Milton Ward

16/00302/FUL

Change of use of ground and first floor from Shop (Class A1) to Bar (Class A4), install ventilation equipment to side and rear with extraction flue to roof, alter front and side elevations.

8-14 Queens Road, Southend on Sea, Essex SS1 1LU

New Inventive Bar Company Ltd

Firstplan

01 The development hereby permitted shall begin not later than 3 (three) years from the date of this decision.

Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990.

02 Unless otherwise agreed in writing with the local planning authority, the development hereby permitted shall not be carried out except in complete accordance with the details shown on the submitted plan number: 101G

Reason: To ensure the development is carried out in accordance with the development plan.

03: All new work to the outside of the building must match existing original work in terms of the choice of materials, method of construction and finished appearance. The canopy shall be constructed in accordance with details of materials set out in the product overview from Suntech submitted on 15th July 2016. This applies unless differences are shown on the drawings hereby approved or are required by conditions to this permission.

Reason: In the interests of visual amenity and to ensure that the appearance of the building makes a positive contribution to the character and appearance of the area. This is as set out in DPD1 (Core Strategy) 2007 policies KP2 and CP4, Development Management DPD Policy DM1 and SPD1 (Design and Townscape Guide).

04 Prior to commencement of development sections through the first floor roof terrace and bar from east to west and north to south shall and details of the proposed canopies (including materials, manufacturer details) to be installed over the first floor open area, shall be submitted to and approved by the Local

Planning Authority, the canopies shall be installed as approved prior to operation of the premises for A4 use and permanently retained thereafter.

Reason: To protect the environment of people in neighbouring properties and general environmental quality in accordance with DPD1 (Core Strategy) 2007 policy KP2 and CP4, Development Management DPD Policy DM1 and SPD1 (Design and Townscape Guide).

05 Prior to commencement of the A4 use secure covered cycle parking shall be provided to serve the development in accordance with details which shall previously have been submitted to and approved by the Local Planning Authority. The cycle storage must be made available at all times to staff using the development and retained thereafter.

Reason To ensure that satisfactory secure off-street bicycle parking is provided in the interests of sustainability, amenity and highways efficiency and safety, in accordance with DPD1 (Core Strategy) 2007 policy KP2, Development Management DPD Policy DM15 and SPD1 (Design and Townscape Guide)

06 Prior to commencement of the A4 use the proposed refuse stores shown on plan 1010F shall be provided. These stores must be clearly marked and made available at all times to everyone using the development. Waste must be stored inside the appropriate stores and waste only put outside just before it is to be collected. The stores must not be used for any other purpose.

Reason: To protect the environment and provide suitable storage for waste and materials for recycling in accordance with DPD1 (Core Strategy) 2007 policies KP2, CP3 and CP4, Development Management DPD Policies DM1 and DM15 and SPD1 (Design and Townscape Guide).

07 The use hereby permitted shall be carried on only by the applicant (Revolution Bars Ltd).

Reason: Permission has been granted taking into consideration the special circumstances of this case. The local planning authority needs to control future use of the premises if The New Inventive Bar Company ceases to operate the premises to ensure protection of the amenities of surrounding occupiers and compliance with Development Management DPD Policy DM1 and SPD1 (Design and Townscape Guide).

08 The premises shall not be open for customers outside the following hours and all customers must be off the premises within 30 minutes of closure:

11am – 1am Sunday to Thursday,
11am – 2am Friday and Saturday.

Reason: To protect residential amenity and general environmental quality in accordance with , DPD1 (Core Strategy) 2007 policy KP2 and Development Management DPD policy DM1 and SPD1 (Design and Townscape Guide)

09 The rating level of noise for all plant (including but not exclusively the ventilation, refrigeration and air conditioning equipment) determined by the procedures in BS:4142:2014, should be at least 5dB(A) below the background noise with no tonal elements. The LA90 to be determined according to the

guidance in BS:4142 at 3.5m from ground floor facades and 1m from all facades above ground floor level to residential premises. The assessment should be carried out by a suitably qualified and experienced acoustic consultant who would normally be a member of the Institute of Acoustics. The equipment shall be maintained in good working order thereafter. The plant must not have distinctive tonal or impulsive characteristics.

Reason: To protect the environment of people in neighbouring properties and general environmental quality in accordance with DPD1 (Core Strategy) 2007 policy KP2 and CP4, Development Management DPD Policy DM1 and SPD1 (Design and Townscape Guide).

10 The rating level of noise for all activities taking place at the premises (including amplified and unamplified music and human voices) should be at least 10dB(A) below the background noise (with no tonal elements) to ensure inaudibility in noise sensitive premises. If noise modelling software is used to calculate the likely levels or impact of the noise then any actual measurement taken such as LA90 must be taken in accordance with BS7445. The assessment should be carried out by a suitably qualified and experienced acoustic consultant who would normally be a member of the Institute of Acoustics.

Reason: To protect the environment of people in neighbouring properties and general environmental quality in accordance with DPD1 (Core Strategy) 2007 policy KP2 and CP4, Development Management DPD Policy DM1 and SPD1 (Design and Townscape Guide).

11 No music shall be played on the outside terrace at any time.

Reason: To protect the environment of people in neighbouring properties and general environmental quality in accordance with DPD1 (Core Strategy) 2007 policy KP2 and CP4, Development Management DPD Policy DM1 and SPD1 (Design and Townscape Guide).

12 Only background music shall be played within the internal first floor bar off the terrace and no music shall be played within this bar between 22:00 hours and 11:00hours.

Reason: To protect the environment of people in neighbouring properties and general environmental quality in accordance with DPD1 (Core Strategy) 2007 policy KP2 and CP4, Development Management DPD Policy DM1 and SPD1 (Design and Townscape Guide).

13 The canopies over the terrace area shall be closed to cover the terrace at 22:00hrs and shall remain closed until 02:00hrs or until any required ancillary work activities by staff in this area have been completed whichever is the latest time.

Reason: To protect the environment of people in neighbouring properties and general environmental quality in accordance with DPD1 (Core Strategy) 2007 policy KP2 and CP4, Development Management DPD Policy DM1 and SPD1 (Design and Townscape Guide).

14 The first floor terrace must be closed to customers by midnight on Sundays to Wednesdays, and by 1am and on Thursdays and by 2am on Fridays and Saturdays.

Reason: To protect the environment of people in neighbouring properties and general environmental quality in accordance with DPD1 (Core Strategy) 2007 policy KP2 and CP4, Development Management DPD Policy DM1 and SPD1 (Design and Townscape Guide).

15 Activities at the site shall not give rise to structure borne noise to any noise sensitive premises.

Reason: To protect the environment of people in neighbouring properties and general environmental quality in accordance with DPD1 (Core Strategy) 2007 policy KP2 and CP4, Development Management DPD Policy DM1 and SPD1 (Design and Townscape Guide).

16 The entrance lobbies shown on drawing 101 G must not be used for any activities associated with the Class A4 use. Tables and chairs must not be placed in it or customers allowed to stand there.

Reason: To protect the environment of people in neighbouring properties and general environmental quality in accordance with DPD1 (Core Strategy) 2007 policy KP2 and CP4, Development Management DPD Policy DM1 and SPD1 (Design and Townscape Guide).

17 All acoustic attenuation measures as set out within the Acoustic Report by ACA Acoustics ref 160409-002B and dated May 2016 shall be implemented before the development is occupied, including acoustic walls, secondary shopfront glazing and sound lobbies to entrance and fire exit doors.

Reason: To protect the environment of people in neighbouring properties and general environmental quality in accordance with DPD1 (Core Strategy) 2007 policy KP2 and CP4, Development Management DPD Policy DM1 and SPD1 (Design and Townscape Guide).

18 Customers must not be allowed to use the basement and areas notated on the approved plan as “office”, “store” and “staff” at first floor and the second floor of the must not be used as part of the Class A4 use unless otherwise agreed in writing by the Local Planning Authority

Reason: To avoid intensification of the Class A4 use and prevent a use that could have an adverse effect upon the character, function and amenities of the area, (Core Strategy) 2007 policy KP2 and CP4, Development Management DPD Policy DM1 and SPD1 (Design and Townscape Guide).

19 No vinyls/graphics shall be applied to the shopfront windows without prior written approval of the Local Planning Authority.

Reason: To prevent an inactive and ‘dead’ frontage which would be to the detriment of the street scene and in accordance with Policies KP2 and CP4 of the Core Strategy, Development Management DPD Policy DM13 and SPD1 (Design and Townscape Guide).

20 Prior to commencement of the A4 use of the premises, a Travel Plan must be submitted to and approved in writing by the local planning authority. The Travel Plan must include details of:

- (a) A comprehensive survey of all staff ;
- (b) Targets set in the Plan to reduce car journeys to the premises;
- (c) Details of how the Travel Plan will be regularly monitored and amended, if necessary, if targets identified in the Plan are not being met over a period of 5 years from the date the building is occupied for A4 use.
- (d) At the end of 3 months following first occupation of the premises for A4 use a travel survey/questionnaire shall be carried out for staff and customers/visitors, within 28 days of the survey the travel plan document must updated to take into account the results of the staff/customer/visitor survey and submitted to the Local Planning Authority for approval. Immediately following approval of the revised Travel Plan it must be implemented.

At the end of the first and third years of the life of the Travel Plan, reports monitoring the effectiveness of the Travel Plan and setting out any proposed changes to the Plan to overcome any identified problems must be submitted to and approved in writing by the local planning authority. The Travel Plan must be implemented in accordance with the approved details unless otherwise agreed in writing with the local planning authority.

Reason: In the interests of sustainability, accessibility, highways efficiency and safety, residential amenity and general environmental quality in accordance DPD1 (Core Strategy) 2007 policy KP2, CP3 and CP4, Development Management DPD Policy DM1 and DM15 and SPD1 (Design and Townscape Guide).

21. The first floor and first floor terrace shall be managed in strict accordance with the details set out in the "8-14 Queens Road Southend - Roof Top Management Plan, July 2016" submitted on 13th July 2016 and the premises as a whole shall be managed in accordance with the "Southend Management" document and "Licensing Policy Master" as amended and submitted by email on 2nd August 2016, unless otherwise agreed in writing by the Local Planning Authority.

Reason: To protect the environment of people in neighbouring properties and general environmental quality in accordance with DPD1 (Core Strategy) 2007 policy KP2 and CP4, Development Management DPD Policy DM1 and SPD1 (Design and Townscape Guide).

Informatives

01 You may need to get separate permission under the Town and Country Planning (Control of Advertisements) (England) Regulations 2007 if you want to put up an advertisement at the property.

02 Compliance with this decision notice does not bestow compliance with other regulatory frameworks. In particular your attention is drawn to the statutory nuisance provisions within the Environmental Protection Act 1990 (as amended) and also to the relevant sections of the Control of Pollution Act 1974. Contact 01702 215005 for more information.

03 The applicant is reminded that this permission does not bestow compliance with the Food Safety and Hygiene (England) Regulations 2013 or any other provision so enacted, such as those located within the Food Safety Act 1990. Applicants should contact the Council's Environmental Health Officer for more advice on 01702 215005 or at Regulatory Services Department, Southend-on-Sea Borough Council, Civic Centre, Victoria Avenue, Southend SS2 6ZG

04 For further guidance on the control of odour and noise from ventilation systems you are advised to have regard to – Guidance on the Control of Odour and Noise from Commercial Kitchen Exhaust Systems published by DEFRA. This can be downloaded free from www.DEFRA.Gov.UK

(c) West Shoebury Ward

16/00820/FULH

Demolish existing garage, erect two storey rear and single storey side extension

85 Thorpedene Gardens, Shoeburyness, Southend-on-Sea, Essex, SS3 9JE

Mrs K Morgan

Mr David Grew

Mrs Ferrari, a local resident, spoke as an objector to the application.

DEFERRED for a site visit.

(d) Milton Ward

16/00871/FUL

Convert existing building into two flats, increase height of building, alter elevations, layout parking and amenity space (Amended Proposal).

Rear Of 120 Hamlet Court Road, Westcliff-on-Sea, Essex, SS0 7LP

Mr J. Lamb

APS Design Associates Ltd.

PLANNING PERMISSION GRANTED subject to the following conditions

01. The development hereby permitted shall be begun not later than 3 years beginning with the date of this permission.

Reason: Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990

02. The development shall be carried out in accordance with the approved plans: 01, 02 (Existing Plans), 02 (Proposed Plans) and 03

Reason: Reason: To ensure the development is carried out in accordance with the development plan.

03. No development shall take place until samples of the materials to be used on all the external elevations and on the external parking area have been submitted to and approved by the local planning authority. The development shall only be carried out in accordance with the approved details.

Reason: To safeguard character and appearance of surrounding area in accordance with policy DM1 of the Development Management DPD and policies KP2 and CP4 of the Core Strategy

04. Notwithstanding the provisions of Classes A and B of Part 2 of Schedule 2 to the Town and Country Planning General Permitted Development Order 2015 (or any statutory modification or re-enactment or replacement thereof (as the case may be) for the time being in force), the building shall not be painted and no fences, walls or other forms of enclosure shall be erected at the site unless otherwise agreed in writing by the local planning authority.

Reason: To safeguard character and appearance of surrounding area in accordance with policies DM1 and DM5 of the Development Management DPD and policies KP2 and CP4 of the Core Strategy

05. No development shall take place until full details of both hard and soft landscape works have been submitted to and approved in writing by the local planning authority and the approved hard landscaping works shall be carried out prior to first occupation of the development and the soft landscaping works within the first planting season following first occupation of the development, unless otherwise agreed in writing by the local planning authority. These details shall include, for example:-

(i.) hard surfacing materials;

(ii.) this shall include details of details of the number, size and location of the trees, shrubs and plants to be planted together with a planting specification, details of the management of the site, e.g. the uncompacting of the site prior to planting, the staking of trees and removal of the stakes once the trees are established, details of measures to enhance biodiversity within the site and tree protection measures to be employed during demolition and construction.

Reason: To safeguard character and appearance of surrounding area and the amenities of the occupants of the proposed development in accordance with policies DM1, DM3, DM5 and DM8 of the Development Management DPD and policies KP2 and CP4 of the Core Strategy.

06. Prior to the occupation of any of the dwellinghouses hereby approved, details of refuse collection storage facilities (including collection day arrangements) shall be submitted to and approved in writing by the Local Planning Authority. The approved refuse storage facilities shall be provided at the site prior to the first occupation of the dwelling.

Reason: To ensure that satisfactory refuse storage facilities are provided at the site in the interests of sustainability, amenity and highways efficiency and safety, in accordance with the National Planning Policy Framework (NPPF), DPD1 (Core Strategy) 2007 policy KP2, policies DM1 and DM8 of DPD2 (Development Management), and SPD1 (Design and Townscape Guide).

07. Prior to the first occupation of the dwellinghouses hereby approved, 3 parking spaces shall be provided as shown on Drawing No. 02 (Proposed Plans).

Reason: To ensure the adequate provision of parking at the site in accordance with policy DM15 of the Development Management DPD.

08. The dwelling hereby approved shall be built in accordance with Part M4(2) of the Building Regulations, as shown on the plans hereby approved, unless otherwise agreed in writing by the Local Planning Authority.

Reason: To ensure the provision of dwellings that enable lifetime living, in accordance with policy DM8 of DPD2 (Development Management).

The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that may have been received and subsequently determining to grant planning permission in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework. The detailed analysis is set out in a report on the application prepared by officers.

Informative:

Please note that the proposed development subject of this application is liable for a charge under the Community Infrastructure Levy Regulations 2010 (as amended). Enclosed with this decision notice is a CIL Liability Notice for the applicant's attention and any other person who has an interest in the land. This contains details of the chargeable amount and how to claim exemption or relief if appropriate. There are further details on this process on the Council's website at www.southend.gov.uk/cil

213 Enforcement of Planning Control

The Committee received a report of the Corporate Director for Place which reported on alleged breaches of planning control.

(a) Shoeburyness Ward EN/15/00272/UNAU

**Without planning permission installed a new shopfront and changed the use of a former dance studio to form a retail unit.
22 High Street Shoeburyness**

Resolved:-

That NO FURTHER ACTION be taken in respect of this matter.

(b) Milton Ward 15/00258/UCOU_B

**Without planning permission change of use of building to House in Multiple Occupation (HMO) installation of windows, erection of porch and provision of soil pipe to South elevation.
49 Milton Road, Westcliff-on-Sea, Essex.**

Resolved:-

That, there being no breach of planning control at present, NO FURTHER ACTION be taken in relation to the current use of the building and that enforcement action in relation to all other works be deferred to enable sufficient

time for a planning application to address these matters to be submitted and considered.

(c) Shoeburyness Ward

EN/16/00093/UNAU_B

Erected dwellinghouse and fence other than in accordance with Planning Permission

120 Eagle Way, Shoeburyness, Essex

Resolved:-

That ENFORCEMENT ACTION be AUTHORISED for the removal of the unauthorised fence at the west of the site. This is because of its poor appearance and siting not in accordance with the local character to the detriment of visual and residential amenity, contrary to Policy DM1 of the DM DPD, Policies KP2 and CP4 of the Core Strategy, and advice contained within the Design and Townscape Guide (SPD1).

The authorised enforcement action to include (if/as necessary) the service of an Enforcement Notice under Section 172 of the Town and Country Planning Act 1990 and the pursuance of proceedings whether by prosecution or injunction to secure compliance with the requirements of said Notice.

When serving an Enforcement Notice the local planning authority must ensure a reasonable time for compliance. It is considered that a one month compliance period is reasonable in these circumstances.

Chairman: _____

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Health & Wellbeing Board

Date: Wednesday, 7th September, 2016

Place: Darwin Room - Tickfield

16

Present: Councillor L Salter (Chair)
Dr Garcia-Lobera (Deputy Chair),
Councillors Callaghan and Ayling
Ms A Semmence (SAVS), Ms M Craig (SCCG), Dr A Atherton (SBC -
Public Health), Ms S Hardy (Southend Hospital NHS Trust), Mr N
Leitch (Pre-School Learning Alliance), Ms J Symmonds
(Healthwatch), Mr A Brogan (SEPT), Mr J O'Loughlin (SBC).

In Attendance: Mr R Harris (SBC), Mr R Walters (SBC), Mr A Vowles (Success
Regime),

Start/End Time: 5.00 - 6.00 pm

214 Apologies for Absence

Apologies for absence were received from Councillors Evans, Lamb, Willis and Moyies (no substitutes). Apologies were also received from Mr R Tinlin, Mr S Leftley, Ms S Morris, Mr A Pike, Ms C Doorly, Dr Chaturverdi and Ms A Clare.

215 Declarations of Interest

Councillor Salter – Minute 219 (CQC Outcomes) and Minute 220 (Essex Success Regime Briefing) – Non-pecuniary interest - husband is Business Unit Director at Southend Hospital for surgical services including oral surgery – urology.

216 Questions from Members of the Public

There were no questions from members of the public.

217 Healthwatch Annual Report 2015-16

The Board considered a report from Healthwatch Southend which highlighted their key priorities for 2016/17 and emphasised the important role Healthwatch plays as an independent consumer champion for local residents. The report also presented the Healthwatch Southend Annual Report 2015/16.

Resolved:

That the Healthwatch Southend Annual Report 2015/16 be noted.

218 Summary Testimonials for 60 Minute Mentor Programme

The Board considered a brief paper which provided an overview of progress to date on the 60 Minute Mentor Programme delivered in a number of schools.

The paper also provides a snapshot of a number of statements from teachers and students about the programme.

Resolved:

That the paper on the 60 Minute Mentor Programme, be noted.

219 CQC Outcomes - Southend Hospital

The Board received a PowerPoint presentation from the Chief Executive, Southend Hospital, which provided an overview of the outcomes of the Care Quality Commission (CQC) inspection which took place in January 2016, which had rated Southend Hospital as 'requires improvement'. The presentation also provided an overview of the actions being taken to address the CQC recommendations/areas of improvement. It was emphasised that no areas were rated inadequate by the CQC.

The Board noted that the majority of actions had been completed and those that were still in progress had timescales in place for achievement. Robust evidence was also being collected.

The Chief Executive, Southend Hospital, drew attention to a number of positive areas from the CQC report which included the emergency department being rated 'outstanding' in the well led domain and across the Trust staff went the extra mile for patients demonstrating caring and compassionate attitudes.

The Chief Executive, Southend Hospital, responded to a number of questions from the Board on the CQC outcomes and actions being taken to address the number of patients attending the hospital.

Resolved:

That the CQC and the actions being taken to address the areas for improvement, be noted.

220 Essex Success Regime Briefing

The Board considered a report from the Programme Director, Mid and South Essex Success Regime which provided an update on the progress of the Success Regime (SR) and Sustainability and Transformation Plan (STP). The Board also received a PowerPoint presentation from the Chief Officer, Southend CCG, which provided an overview of the locality approach to primary care in Southend.

The Programme Director and Chief Officer, SCCG, responded to a number of questions from the Board.

Resolved:

That the Board continues participating in discussions within the Mid and South Essex Success Regime and STP engagement and consultation programmes, which include stakeholder meetings and meetings of the Essex, Southend and Thurrock Health and Wellbeing Boards.

221 A Better Start Governance

The Board received a report from the Programme Manager, A Better Start, which provided an update on A Better Start covering two areas of activity: the test and learn services and the interventions and planning for the ABSS Centre for Innovation.

Resolved:

That the progress of the two areas of activity of the Better Start Programme, be noted.

Chairman: _____

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Development Control Committee

Date: Wednesday, 14th September, 2016

Place: Committee Room 4a - Civic Suite

17

Present: Councillor F Waterworth (Chairman)
Councillors D Garston (Vice-Chairman), B Arscott, M Assenheim,
B Ayling, M Borton, M Butler, F Evans, N Folkard, J Garston,
R Hadley, A Jones, D Norman MBE, P Van Looy, C Walker and
P Wexham*
(*Substitute in accordance with Council Procedure Rule 31.)

In Attendance: J K Williams, P Geraghty, C Galforg, J Rowley, M Warren,
I Harrison and T Row

Start/End Time: 2.00 - 4.40 pm

222 Apologies for Absence

Apologies for absence were received from Councillors Mulroney (Substitute: Councillor Wexham) and Callaghan.

223 Declarations of Interest

The following interests were declared at the meeting:

(a) Councillor Arscott – Agenda Item No. 11 – Application 16/00662/FUL: Sandy Lodge, 1a Southchurch Avenue – Non-pecuniary interest: A friend lives in the neighbouring property;

(b) Councillor Assenheim – Agenda Item No. 5 – Application 16/01249/FUL: Southend Bowling Club, 7 Tunbridge Road – Non-pecuniary interest: Acquainted with the Applicant;

(c) Councillor Assenheim – Agenda Item No. 10 – Application 16/00504/FUL: 143 Green Lane, Eastwood, Leigh on Sea – Non-pecuniary interest: Applicant is his GP;

(d) Councillor Evans – Agenda Item No. 22 – Application 16/01343/FULH: 6 Vardon Drive, Leigh on Sea – Non-pecuniary interest: Lives in the general area of the application site;

(e) Councillor D Garston – Agenda Item No. 16 – Application 16/01160/FULH: 11 Leigh Park Road, Leigh on Sea – Disqualifying non-pecuniary interest: Consultant is well known to him (withdrew);

(f) Councillor Jones – Agenda Item No. 7 – Applications 16/01387/BC3 & 16/01287/LBC: Palace Theatre, 430 London Road – Non-pecuniary interests: Two friends live to the rear of the application of the property;

(g) Councillor Jones – Agenda Item No. 24 – Application 16/00075/UNAU_B: 115 Tattersall Gardens, Leigh on Sea – Non-pecuniary interest: Father’s property is in vicinity of the application site;

(h) Councillor Norman – Agenda Item No. 13 – Application 16/01126/FUL: 50 Vernon Road, Leigh on Sea – Pecuniary interest: Lives opposite this application site (withdrew);

(i) Councillor Van Looy – Agenda Item No. 16 – Application 16/01160/FULH: 11 Leigh Park Road, Leigh on Sea – Non-pecuniary interest: Owner of the property is known to him (This interest was declared during the course of the meeting after the matter had been dealt with);

(j) Councillor Walker – Agenda Item No. 10 – Application 16/00504/FUL: 143 Green Lane, Eastwood, Leigh on Sea – Non-pecuniary interest: Attends Police Community meetings with the resident of 137 Green Lane;

(k) Councillor Wexham – Agenda Item No. 13 – Application 16/01126/FUL: 50 Vernon Road, Leigh on Sea – Disqualifying non-pecuniary interest: Friend objected to the application (withdrew);

(l) Ms C Galforg – Agenda Item No. 9 – Application 16/00954/FUL: 97 Salisbury Road, Leigh on Sea – Disqualifying non-pecuniary interest: Neighbour to the application site is known to her (withdrew).

224 Supplementary Report

The Committee received a supplementary report by the Corporate Director for Place that provided additional information on items referred to elsewhere on the Agenda.

225 16/00820/FULH - 85 Thorpedene Gardens, Shoeburyness (West Shoebury Ward)

Proposal: Demolish existing garage, erect two storey side extension and first floor rear extension

Applicant: Mrs K Morgan

Agent: Mr David Grew

Ms S Ferrari, a local resident, spoke as an objector to the application. Mr Morgan, the Applicant, responded.

Planning Permission GRANTED subject to the following conditions:

01 The development hereby permitted shall begin not later than three years from the date of this decision.

Reason: Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990.

02 The development hereby permitted shall be carried out in accordance with the following approved plans: DMG/16/48 1, DMG/16/48 2, Site/Block Plan

Reason: To ensure that the development is carried out in accordance with provisions of the Development Plan.

03 All new work to the outside of the building must match existing original work in terms of the choice of materials, method of construction and finished appearance. This applies unless differences are shown on the drawings hereby approved or are required by conditions to this permission.

Reason: To safeguard the visual amenities of the area, in accordance with National Planning Policy Framework (NPPF), DPD1 (Core Strategy) 2007 Policy CP4, Policy DM1 of the Development Management DPD and SPD1 Design and Townscape Guide.

04 No ground works shall commence unless a suitably qualified Arboriculturalist is retained on site to oversee construction of the foundations and to make periodical checks thereafter to ensure that the tree mitigation measures and construction methodologies are being adhered as set out in Appendix 3 of the submitted Arboricultural Report and in accordance with BS5837:2012 Section 7.

Reason: To mitigate the impact of the development on the adjacent walnut tree in accordance with National Planning Policy Framework (NPPF), DPD1 (Core Strategy) 2007 Policy CP4, Policy DM1 of the Development Management DPD and SPD1 Design and Townscape Guide.

Informative

You are advised that as the proposed extension(s) to your property equates to less than 100sqm of new floorspace the development benefits from a Minor Development Exemption under the Community Infrastructure Levy Regulations 2010 (as amended) and as such no charge is payable. See www.southend.gov.uk/cil for further details about CIL.

The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that may have been received and subsequently determining to grant planning permission in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework. The detailed analysis is set out in a report on the application prepared by officers.

226 16/01249/FUL - Southend Bowling Club, 7 Tunbridge Road (Victoria Ward)

Proposal: Erect Boundary Fence (Retrospective)

Applicant: Mr Peter Lovett (Southend Bowls Club)

Planning permission REFUSED for the following reason:

01 The boundary fence is detrimental to the character and visual amenities of the area by reason of its excessive height and length which render its appearance incongruous and out of keeping in the streetscene contrary to the National Planning Policy Framework (NPPF), Core Strategy DPD Policies KP2 (Development Principles) and CP4 (The Environment and Urban Renaissance),

Policy DM1 of the Development Management DPD and the Design & Townscape Guide (SPD1).

The Local Planning Authority has acted positively and proactively in determining this application by identifying matters of concern with the proposal and determining the application within a timely manner, clearly setting out the reason(s) for refusal, allowing the Applicant the opportunity to consider the harm caused and whether or not it can be remedied by a revision to the proposal. The detailed analysis is set out in a report prepared by officers. In the circumstances the proposal is not considered to be sustainable development. The Local Planning Authority is willing to discuss the best course of action and is also willing to provide pre-application advice in respect of any future application for a revised development, should the applicant wish to exercise this option in accordance with the Council's pre-application advice service.

Informative:

You are advised that in this instance the development is CIL liable however, due to the nature of the development, the chargeable amount for the Community Infrastructure Levy (CIL) has been calculated as zero.

The Committee also resolved to AUTHORISE ENFORCEMENT ACTION to secure the removal of the fence constructed to the eastern boundary of the property adjacent to Tunbridge Road or reduce its height to a maximum of 1.0m on the grounds that the unauthorised development is detrimental to the character and visual amenities of the area by reason of its excessive height and length which render its appearance incongruous and out of keeping in the streetscene contrary to the National Planning Policy Framework (NPPF), Core Strategy DPD Policies KP2 (Development Principles) and CP4 (The Environment and Urban Renaissance), Policy DM1 of the Development Management DPD and the Design & Townscape Guide (SPD1).

The authorised enforcement action to include (if/as necessary) the service of an Enforcement Notice under Section 172 of the Town and Country Planning Act 1990 and the pursuance of proceedings whether by prosecution or injunction to secure compliance with the requirements of said Notice.

When serving an Enforcement Notice the local planning authority must ensure a reasonable time for compliance. It is considered that a three month compliance period is reasonable in these circumstances.

- 227 16/01397/LBC - The Pier, Western Esplanade (Milton Ward)**
Proposal: Emergency works to repair or replace pile caps to pier structure (Listed Building Consent)
Applicant: Southend-on Sea Borough Council
Agent: Mr Neil Chaston, Hemsley Orrell Partnership

Listed Building Consent GRANTED subject to the following conditions

01 The development hereby permitted shall be begun not later than 3 years beginning with the date of this permission.

Reason: Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990.

02 The development hereby permitted shall be carried out in accordance with the approved plans LBC01, LBC02, LBC03, LBC04, LBC05, LBC06, LBC07

Reason: To ensure that the development is carried out in accordance with the Development Plan.

The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that have been received and subsequently determining to grant planning permission in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework. Detailed analysis is set out in a report prepared by officers.

228 16/01387/BC3 & 16/01287/LBC - Palace Theatre, 430 London Road (Chalkwell Ward)

Proposal: Brick replacement and re-point main facade and front part of eastern and western elevations, repairs and repainting to stucco and stonework and rebuild dwarf retaining wall on eastern boundary and replacement of 1 window on the front elevation and 6 windows on the west elevation (Listed Building Consent)

Applicant: Southend-on Sea Borough Council

Agent: Alan Gadsen, Southend-on-Sea Borough Council

(i) Planning Permission GRANTED subject to the following conditions:

01 The development hereby permitted shall be begun not later than 3 years beginning with the date of this permission.

Reason: Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990.

02 The development hereby permitted shall be carried out in accordance with the approved plans Works Location Plan, PAL-04, XXXX-C-101, TP-01, TP-02, 1466-A-101, 1466-A-102, 1466-A-103, 1466-A-103, 1466-A-104, 1466-A-105

Reason: To ensure that the development is carried out in accordance with the Development Plan.

03 The proposed brick replacement, stonework and stucco repair and repointing to the front section of the building shall be that identified in the Brickwork Condition Report and shall be carried out in accordance with the method outlined within the report.

Reason: To protect the special architectural or historic interest of the listed building as set out in DPD1 (Core Strategy) 2007 policy KP2 and CP4, DM DPD Policy DM1 and DM5 and SPD1 (Design and Townscape Guide).

04 The replacement bricks shall match the existing bricks in terms of size, colour, texture and porosity and the replacement mortar shall be lime based and the mortar mix shall not be stronger than the bricks it is supporting.

Reason: To protect the special architectural or historic interest of the listed building as set out in DPD1 (Core Strategy) 2007 policy KP2 and CP4, DM DPD Policy DM1 and DM5 and SPD1 (Design and Townscape Guide).

05 Works to the brickwork including repointing should not be carried out when temperatures are below 5 degrees and in extreme heat above 20 degrees and should be protected from inclement weather, cold and extreme sunlight. All repairs shall be undertaken using small hand tools not mechanical tools.

Reason: To ensure that the future integrity of the repair works are not compromised by the conditions and that that no additional damage is caused to the existing façade in accordance with Core Strategy Policies KP2 and CP4 and DM DPD Policy DM5 and the NPPF.

(ii) Listed Building Consent GRANTED subject to the following conditions:

01 The development hereby permitted shall be begun not later than 3 years beginning with the date of this permission.

Reason: Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990.

02 The development hereby permitted shall be carried out in accordance with the approved plans Works Location Plan, PAL-04, XXXX-C-101, TP-01, TP-02, 1466-A-101, 1466-A-102, 1466-A-103, 1466-A-103, 1466-A-104, 1466-A-105

Reason: To ensure that the development is carried out in accordance with the Development Plan

03 The proposed brick replacement, stonework and stucco repair and repointing to the front section of the building shall be that identified in the Brickwork Condition Report and shall be carried out in accordance with the method outlined within the report.

Reason: To protect the special architectural or historic interest of the listed building as set out in DPD1 (Core Strategy) 2007 policy KP2 and CP4, DM DPD Policy DM1 and DM5 and SPD1 (Design and Townscape Guide).

04 The replacement bricks shall match the existing bricks in terms of size, colour, texture and porosity and the replacement mortar shall be lime based and the mortar mix shall not be stronger than the bricks it is supporting.

Reason: To protect the special architectural or historic interest of the listed building as set out in DPD1 (Core Strategy) 2007 policy KP2 and CP4, DM DPD Policy DM1 and DM5 and SPD1 (Design and Townscape Guide).

05 Works to the brickwork including repointing should not be carried out when temperatures are below 5 degrees and in extreme heat above 20 degrees and

should be protected from inclement weather, cold and extreme sunlight. All repairs shall be undertaken using small hand tools not mechanical tools.

Reason: To ensure that the future integrity of the repair works are not compromised by the conditions and that that no additional damage is caused to the existing façade in accordance with Core Strategy Policies KP2 and CP4 and DM DPD Policy DM5 and the NPPF.

The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that have been received and subsequently determining to grant planning permission in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework. Detailed analysis is set out in a report prepared by officers.

229 16/01210/RESM - 845-849 London Road, Westcliff on Sea (Blenheim Park Ward)

Proposal: Approval of reserved matters including details of access, appearance, landscaping, layout and scale pursuant to outline planning permission 13/00061/EXTM dated 18.07.2013 (as amended under applications 15/01785/AMDT dated 18.01.2016 and 16/01030/AMDT dated 14.07.2016) to demolish existing building, erect four storey building of 22 self-contained flats and 2 commercial units at ground floor level, cycle and refuse store and layout parking.

Applicant: Venture Capital Associates Ltd

Agent: DAP Architecture

Reserved Matters APPROVED subject to the following conditions:

01 The development hereby permitted shall be carried out in accordance with plans 356.205.00; 356.204.01; 356.206.03; 356.208.01; 356.304.03; 356.311.02; PR024-01 Revision B; 356.306.03; 356.209.00; 356.207.01.

Reason: To ensure that the development is carried out in accordance with the policies outlined in the Development Plan.

02 The materials shall be carried out in accordance with the following details: Facing Brickwork: Ibstock Atlas Smooth Blue (ref 2249); Cladding: Marley Eternit Equitone Natura Nimbus (ref N281); Render: White silicone based textured finish thin coat render system by K-Rend or similar; Flat Roof: Icopal or similar, liquid waterproofing system colour grey. Composite decking to amenity areas. See landscape plan for roof terrace. Low Pitched Roofs: Icopal Sureplan FPO or similar, single ply membrane waterproofing system colour Light Grey. Windows/Doors: Kawneer or similar Aluminium frames powder coated grey RAL 7000. Shop front glazing: Kwanzaa or similar Aluminium frames powder coated great RAL 7000. Paved Pathways: Marshalls 450x450 textured flag paving laid in straight line bond - Buff Driveway: Marshalls 200 x 100 Keyblok 80mm block paving laid in herringbone pattern - Natural. Car Parking Bays: Marshalls 200 x 100 Keyblok 80mm block paving laid in herringbone pattern - Charcoal. Boundary: Jackoustic Acoustic Fence; Balustrades: Bespoke Brushed Aluminium Balustrades on first and second floor. Frameless clear glass balustrades on top floor with aluminium circular top rail; Guttering-powder coated grey; Brise Soliel-

Metal as shown on drawing 356.311.02 received 03.11.2015. The works must then be carried out in accordance with the approved materials unless otherwise agreed in writing by the local planning authority.

Reason: In the interests of visual amenity and to ensure that the appearance of the building makes a positive contribution to the character and appearance of the area. This is as set out in the National Planning Policy Framework (NPPF), DPD1 (Core Strategy) 2007 policy KP2 and CP4, DPD2 (Development Management Document) policy DM1 and SPD1 (Design and Townscape Guide).

03 The details of renewable energy shall be implemented in accordance with the Sustainability and Energy Report by David Plant Architecture agreed under application as shown on drawing 356.201.02, shall be implemented prior to occupation of the flats to provide at least 10% onsite renewable energy, unless otherwise agreed in writing by the local planning authority.

Reason: To minimise the environmental impact of the development through efficient use of resources and better use of sustainable and renewable resources in accordance with the National Planning Policy Framework, DPD1 (Core Strategy) policy KP2 and CP4, DPD2 (Development Management Document) policy DM2 and SPD1 (Design and Townscape Guide).

04 The privacy screens shall be implemented in accordance with drawings 356.306.03 and 356.304.03, and shall be installed prior to the first occupation of the residential flats hereby approved, unless otherwise agreed in writing by the local planning authority. The screens shall be permanently retained, thereafter.

Reason: In order to protect the amenities of surrounding residents in accordance with policies KP2 and CP4 of the Core Strategy DPD1 and Development Management DPD 2015 policy DM1.

05 Prior to first occupation of the development the gate to the undercroft shall be installed in accordance with drawing 356.204.01 and shall be permanently retained thereafter unless otherwise agreed in writing by the local planning authority.

Reason: In the interests of visual amenity and to ensure the protection of residential amenities of surrounding residents in accordance with policies KP2 and CP4 of the Core Strategy DPD1 and Development Management DPD 2015 policy DM1.. This is as set out in the National Planning Policy Framework (NPPF), DPD1 (Core Strategy) 2007 policy KP2 and CP4, DPD2 (Development Management Document) policy DM1, and SPD1 (Design and Townscape Guide).

06 The waste management details as shown on drawing dapa_356_207.01 shall be implemented prior to the first occupation of the development unless otherwise agreed in writing by the local planning authority.

Reason: In the interests of amenity and waste management in accordance with the National Planning Policy Framework, DPD1 (Core Strategy) policy KP2, DPD2 (Development Management Document) policy DM2 and SPD1 (Design and Townscape Guide) and the Waste Management Guide.

The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that may have been received and subsequently determining to grant planning permission in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework. The detailed analysis is set out in a report on the application prepared by officers.

- 230 16/00954/FUL - 97 Salisbury Road, Leigh on Sea (West Leigh Ward)**
Proposal: Demolish existing bungalow, erect two semi-detached dwellings and install hardstanding with vehicular access onto Salisbury Road (Amended Proposal).
Applicant: Mr M. Bailey (N Bailey Properties)
Agent: BGA Architects

Planning Permission REFUSED for the following reason:

01 The proposed development, by virtue of its scale and layout would have an overbearing impact and cause a loss of outlook of the neighbouring dwelling to the North of the site. The proposal is therefore contrary to the National Planning Policy Framework, DPD1 (Core Strategy) policy KP2, DPD2 (Development Management) policy DM1 and SPD1 (Design and Townscape Guidance)

The Local Planning Authority has acted positively and proactively in determining this application by identifying matters of concern with the proposal and determining the application within a timely manner, clearly setting out the reason(s) for refusal, allowing the Applicant the opportunity to consider the harm caused and whether or not it can be remedied by a revision to the proposal. The detailed analysis is set out in a report prepared by officers. In the circumstances the proposal is not considered to be sustainable development. The Local Planning Authority is willing to discuss the best course of action and is also willing to provide pre-application advice in respect of any future application for a revised development, should the applicant wish to exercise this option in accordance with the Council's pre-application advice service.

Informative

Please note that this application would be liable for a payment under the Community Infrastructure Levy Regulations 2010 (as amended) if planning permission had been granted. Therefore if an appeal is lodged and subsequently allowed, the CIL liability will be applied. Any revised application might also be CIL liable.

- 231 16/00504/FUL - 143 Green Lane, Eastwood, Leigh on Sea (Eastwood Park Ward)**
Proposal: Demolish existing dwelling and garage and erect two storey dwellinghouse with rooms in roof, balcony at rear, two storey side extension to form habitable accommodation with attached link to main building, layout landscaping, parking to front and install new vehicular access on to Green Lane.
Applicant: Mr And Mrs Siddique
Agent: SKArchitects

Ms R Wright, a local resident, spoke as an objector to the application. Mr Kearney, the Applicant's Agent, responded.

DEFERRED (PMSV)

- 232 16/00662/FUL - Sandy Lodge, 1a Southchurch Avenue (Shoeburyness Ward)**
Proposal: Change of use from Residential Institution (Class C2) to House of Multiple Occupation (HMO) (Class Sui-Generis)
Applicant: Higgins Property Investments Ltd
Agent: Knight Gratrix Architects

DEFERRED (PMSV)

- 233 16/01136/FUL - Thames Drive Dental Practice, Rear of 18b Thames Drive, Leigh on Sea (West Leigh Ward)**
Proposal: Change of use of dental surgery (Class D1) to dwelling (Class C3), demolish existing garage, layout amenity space, extend existing vehicular access on to Darenth Road and alter elevations (Amended Proposal)
Applicant: Mr G. Singh
Agent: Mr S. Fairley (BDA)

01 The development hereby permitted shall be begun not later than 3 years beginning with the date of this permission.

Reason: Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990

02 The development shall be carried out in accordance with the approved plans: 15.151/15 C, 15.151/13 C, 15.151/11 C, 15.151/14 C, 15.151/12 C and 15.151/16 D

Reason: To ensure the development is carried out in accordance with the development plan.

03 Notwithstanding the provisions of Classes A and B of Part 2 of Schedule 2 to the Town and Country Planning General Permitted Development Order 2015 (or any statutory modification or re-enactment or replacement thereof (as the case may be) for the time being in force), no fences, walls or other forms of enclosure shall be erected at the site unless otherwise agreed in writing by the local planning authority.

Reason: To safeguard character and appearance of surrounding area in accordance with policies DM1 of the Development Management DPD and policies KP2 and CP4 of the Core Strategy

04 Notwithstanding the provisions of Classes A, B, C, D and E of Part 1 of Schedule 2 to the Town and Country Planning General Permitted Development Order 2015 (or any statutory modification or re-enactment or replacement thereof (as the case may be) for the time being in force), no extensions or outbuildings shall be erected at the site unless otherwise agreed in writing by the local planning authority

Reason: To safeguard character and appearance of surrounding area in accordance with policies DM1 of the Development Management DPD and policies KP2 and CP4 of the Core Strategy

05 No development shall take place until full details of both hard and soft landscape works have been submitted to and approved in writing by the local planning authority and the approved hard landscaping works shall be carried out prior to first occupation of the development and the soft landscaping works within the first planting season following first occupation of the development, unless otherwise agreed in writing by the local planning authority.

Reason: To safeguard character and appearance of surrounding area and the amenities of the occupants of the proposed development in accordance with policies DM1, DM3, DM5 and DM8 of the Development Management DPD and policies KP2 and CP4 of the Core Strategy.

06 Prior to the occupation of any of the dwellinghouses hereby approved, details of refuse collection storage facilities (including collection day arrangements) shall be submitted to and approved in writing by the Local Planning Authority. The approved refuse storage facilities shall be provided at the site prior to the first occupation of the dwelling.

Reason: To ensure that satisfactory refuse storage facilities are provided at the site in the interests of sustainability, amenity and highways efficiency and safety, in accordance with the National Planning Policy Framework (NPPF), DPD1 (Core Strategy) 2007 policy KP2, policies DM1 and DM8 of DPD2 (Development Management), and SPD1 (Design and Townscape Guide).

07 Prior to the first occupation of the dwellinghouse hereby approved the parking space shall be provided and retained for the use of the occupants of the dwelling hereby approved.

Reason: To ensure the adequate provision of parking at the site in accordance with policy DM15 of the Development Management DPD

08 The dwelling hereby approved shall be built in accordance with Part M4(2) of the Building Regulations, as shown on the plans hereby approved, unless otherwise agreed in writing by the Local Planning Authority

Reason: To ensure the provision of dwellings that enable lifetime living, in accordance with policy DM8 of DPD2 (Development Management).

Informative:

You are advised that in this instance the development is CIL liable however, due to the nature of the development, the chargeable amount for the Community Infrastructure Levy (CIL) has been calculated as zero.

- 234 16/01126/FUL - 50 Vernon Road, Leigh on Sea (West Leigh Ward)**
Proposal: Demolish existing garage and erect dwellinghouse adjacent to No. 50 Vernon Road, layout amenity space and parking, extend existing vehicle crossover onto Vernon Road (amended proposal)
Applicant: Mr & Mrs Smith
Agent: Trudy's Architectural Consultants

Planning Permission GRANTED subject to the following conditions:

01. The development hereby permitted shall begin no later than 3 (three) years from the date of this decision.

Reason: Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990.

02. The development hereby permitted shall be carried out in accordance with the approved plans: 30/16/A/REV 1, 30/16/C/REV 1, 30/016/B.

Reason: To ensure that the development is carried out in accordance with provisions of the Development Plan.

03. No development shall take place until samples of the materials to be used on the external elevations of the dwellings, on any screen/boundary walls, fences and gates, and on any driveway, access road, forecourt or parking area have been submitted to and approved by the Local Planning Authority. Details of the proposed boundary treatments shall be provided. The development shall only be carried out in accordance with the approved details.

Reason: To safeguard character and appearance of the area and amenities of neighbouring occupiers in accordance with Policies KP2 and CP4 of the Core Strategy, Policies DM1 and DM3 of the Development Management Document and the Design and Townscape Guide, 2009 (SPD1).

04. No development shall take place until there has been submitted to and approved by the Local Planning Authority a scheme of landscaping. This shall include details of all the existing trees and hedgerows on the site and details of any to be retained, together with measures for their protection in the course of development; details of the number, size and location of the trees and shrubs to be planted together with a planting specification, details of the management of the site, e.g. the uncompacting of the site prior to planting, the staking of trees and removal of the stakes once the trees are established; details of measures to enhance biodiversity within the site and details of the treatment of all hard and soft surfaces (including any earthworks to be carried out). The landscaping shall be implemented in accordance with the agreed details, unless otherwise first agreed in writing by the Local Planning Authority.

Reason: In the interests of visual amenity and the amenities of occupiers and to ensure a satisfactory standard of landscaping pursuant to Policy CP4 of the Core

Strategy, Policy DM1 of the Development Management Document and the Design and Townscape Guide, 2009.

05. All planting in the approved landscaping scheme shall be carried out within the first available planting season following the completion of the development. Any trees or shrubs dying, removed, being severely damaged or becoming seriously diseased within five years of planting shall be replaced with trees or shrubs of such size and species as may be agreed with the Local Planning Authority.

Reason: In the interests of visual amenity and to ensure a satisfactory standard of landscaping, pursuant to Policy CP4 of the Core Strategy DPD1 and Policy DM1 of the Development Management Document.

06. A scheme detailing how at least 10% of the total energy needs of the development will be supplied using on site renewable sources shall be submitted to and agreed in writing by the Local Planning Authority and implemented in full prior to the occupation of the dwellinghouses. This provision shall be made for the lifetime of the development.

Reason: In the interests of providing sustainable development in accordance with Policy KP2 of the Core Strategy, the Design and Townscape Guide (SPD1) and Development Management Document Policy DM2.

07. Prior to the first occupation of the dwellinghouse, two car parking spaces for the dwellinghouse hereby approved and for no. 50 Vernon Road shall be provided and permanently retained in accordance with the approved plans. The car parking spaces shall be permanently retained for occupants and visitors of the application site and be used for no other purpose unless otherwise agreed in writing by the Local Planning Authority.

Reason: To provide satisfactory off-street parking for the dwellinghouses, in accordance with Policy DM15 of the Development Management Document.

08. Notwithstanding conditions 02 and 07 above, prior to the first occupation of the dwellinghouse, an amended site plan shall be submitted to and agreed in writing by the Local Planning Authority which reduces the size of the extended crossover to measure no wider than 4.8m. The development shall only be carried out in accordance with the agreed site plan.

Reason: In the interest of highway and pedestrian safety in order to overcome the concerns of the Highway Authority in accordance with Policy DM15 of the Development Management Document and the Department for Place Vehicle Crossing Policy & Application Guidance.

09. Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) (England) Order 2015 as amended, or any Order revoking or re-enacting that Order with or without modification, no development shall be carried out within Schedule 2, Part 1, Classes A, B, C, D or F of those Orders.

Reason: To safeguard the design and appearance of the dwellinghouses, in the interest of the standard of accommodation and to ensure that satisfactory

amenity space remains for the amenities of future occupiers, in accordance with Development Management Document Policies DM1, DM3 and DM8 and the Design and Townscape Guide, 2009 (SPD1).

10. The flat roof to the dwellinghouses hereby approved shall not be used as a balcony, roof garden or similar amenity area or for any other purpose unless otherwise agreed in writing by the Local Planning Authority. The roof can however be used for the purposes of maintenance.

Reason: To protect the privacy and environment of people in neighbouring residential properties in accordance with Policy CP4 of the Core Strategy and Policy DM1 of the Development Management Document.

11. Demolition or construction works shall not take place outside 07:30 hours to 18:00 hours Mondays to Fridays and 08:00 hours to 13:00 hours on Saturdays and at no time on Sundays or Bank Holidays, unless otherwise agreed in writing with the Local Planning Authority.

Reason: To protect residential amenity and general environmental quality in accordance with Core Strategy Policies KP2 and CP4 and Policy DM2 of the Development Management Document.

12. No burning of construction or demolition waste is to take place on the site.

Reason: To protect the amenities of neighbouring properties and general environmental quality in accordance with Core Strategy Policies KP2 and CP4 and Policy DM1 of the Development Management Document.

13. Prior to first occupation of the development hereby approved details of the water efficient design measures set out in Policy DM2 (iv) of the Development Management Document to limit internal water consumption to 105 litres per person per day (lpd) (110 lpd when including external water consumption), including measures of water efficient fittings, appliances and water recycling systems such as grey water and rainwater harvesting.

Reason: To minimise the environmental impact of the development through efficient use of water in accordance with the National Planning Policy Framework, DPD1 (Core Strategy) policy KP2, DPD2 (Development Management Document) policy DM2 and SPD1 (Design and Townscape Guide).

The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that may have been received and subsequently determining to grant planning permission in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework. The detailed analysis is set out in a report on the application prepared by officers.

Informatives

01. Please note that the proposed development subject of this application is liable for a charge under the Community Infrastructure Levy Regulations 2010 (as amended). Enclosed with this decision notice is a CIL Liability Notice for the

applicant's attention and any other person who has an interest in the land. This contains details of the chargeable amount and how to claim exemption or relief if appropriate. There are further details on this process on the Council's website at www.southend.gov.uk/cil

02. Notwithstanding condition 08 above, the applicant is advised that separate consent of the Local Highways Authority would be required for works to extend the existing vehicular crossover.

- 235 16/01215/FUL - Mayas Restaurant, First Floor, 42 London Road, Southend on Sea (Milton Ward)**
Proposal: Erect additional floor to form four self-contained flats with associated terraces, erect part two part three storey rear extension, install solar panels to South elevation, lay out parking and refuse storage to rear (Amended Proposal)
Applicant: Mr Carl Cantor
Agent: BGA Architects

Planning Permission REFUSED for the following reason:

01 The proposed residential units would be served by inadequate living conditions by virtue of the undue sense of enclosure that would be caused by the relationship to the existing roof and the proposed screen to the east edge of the building. The proposal is therefore contrary to the National Planning Policy Framework 2012, the Technical Housing Standards 2015, Development Management DPD Policies DM1, DM3 and DM8 and SPD1.

The Local Planning Authority has acted positively and proactively in determining this application by identifying matters of concern with the proposal and determining the application within a timely manner, clearly setting out the reason(s) for refusal, allowing the Applicant the opportunity to consider the harm caused and whether or not it can be remedied by a revision to the proposal. The detailed analysis is set out in a report prepared by officers. In the circumstances the proposal is not considered to be sustainable development. The Local Planning Authority is willing to discuss the best course of action and is also willing to provide pre-application advice in respect of any future application for a revised development, should the applicant wish to exercise this option in accordance with the Council's pre-application advice service

Informative.

Please note that this application would be liable for a payment under the Community Infrastructure Levy Regulations 2010 (as amended) if planning permission had been granted. Therefore if an appeal is lodged and subsequently allowed, the CIL liability will be applied. Any revised application might also be CIL liable.

- 236 16/01237/FUL - 274 Elmsleigh Drive, Leigh on Sea (Blenheim Park Ward)**
Proposal: Demolish existing bungalow and erect two semi-detached dwelling houses (Amended Proposal)
Applicant: Mr Neville Hyams (Narrate Properties)
Agent: BGA Architects

Planning Permission REFUSED for the following reason:

01 The proposed development would have insufficient parking to meet the needs of occupiers and would therefore be likely to result in vehicles parking within the highway to the detriment of highway safety and the free flow of traffic. Moreover it is considered that the extended access would be unacceptably close to the existing bus stop and that this would restrict future opportunities to improve sustainable transport infrastructure. The proposal is therefore contrary to the National Planning Policy Framework, policy CP3 of DPD1 (Core Strategy) and policies DM3 and DM15 of DPD2 (Development Management).

The Local Planning Authority has acted positively and proactively in determining this application by identifying matters of concern with the proposal and determining the application within a timely manner, clearly setting out the reason(s) for refusal, allowing the Applicant the opportunity to consider the harm caused and whether or not it can be remedied by a revision to the proposal. The detailed analysis is set out in a report prepared by officers. In the circumstances the proposal is not considered to be sustainable development. The Local Planning Authority is willing to discuss the best course of action and is also willing to provide pre-application advice in respect of any future application for a revised development, should the applicant wish to exercise this option in accordance with the Council's pre-application advice service.

Informative

Please note that this application would be liable for a payment under the Community Infrastructure Levy Regulations 2010 (as amended) if planning permission had been granted. Therefore if an appeal is lodged and subsequently allowed, the CIL liability will be applied. Any revised application might also be CIL liable.

- 237 16/01160/FULH - 11 Leigh Park Road, Leigh on Sea (Leigh Ward)**
Proposal: Demolish part of dwellinghouse and erect part single/part two storey front extension to western side of dwelling, erect three storey front extension to eastern side of dwelling, erect a three storey rear extension, replace roof and erect dormer to rear and form new vehicular access to Leigh park road (Amended Proposal)(Part Retrospective).
Applicant: Mr S. Ezra
Agent: Smart Planning

DEFERRED (PMSV)

238 16/01239/FULH - 1 Chadwick Road, Westcliff on Sea (Chalkwell Ward)
Proposal: Erect part single/part two storey side extension with basement and external staircase, two storey and first floor front extension, dormers to front and rear to form habitable accommodation in roof, balconies to front and rear elevations, erect porch and pitched roof canopy to front, alter rear roof projection and alter elevations (Amended Proposal)
Applicant: Mr & Mrs Gocher
Agent: Knight Gratrix Architects

Planning Permission GRANTED subject to the following conditions:

01 The development hereby permitted shall begin not later than three years from the date of this decision.

Reason: Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990.

02 The development hereby permitted shall be carried out in accordance with the following approved plans: 928 010 E, 928 011 G, 928 012 B and 928 013 A

Reason: To ensure that the development is carried out in accordance with provisions of the Development Plan.

03 Unless otherwise agreed in writing with the local planning authority, the development hereby permitted shall be constructed entirely of the materials details of which shown on the plans hereby approved.

Reason: In the interests of visual amenity and to ensure that the appearance of the building makes a positive contribution to the character and appearance of the area. This is as set out in the National Planning Policy Framework (NPPF), DPD1 (Core Strategy) 2007 policy KP2 and CP4, DPD2 (Development Management) Policy DM1 and SPD1 (Design and Townscape Guide).

04 The obscured glazed vision screen shall be installed at the South edge of the proposed second floor terrace and the glazed balcony shall be installed at the West and North edges of the second floor terrace prior to the first use of the terrace hereby approved. The obscured glazed vision screen shall be fitted with glazing that shall be obscure to at least Level 4 on the Pilkington Levels of Privacy, or such equivalent as may be agreed in writing with the local planning authority.

No part of the flat roof of the two storey rear extension to the West of the proposed glazed balcony shall be used as a balcony, roof garden or similar amenity area or for any other purpose unless otherwise agreed in writing by the local planning authority. The roof can however be used for the purposes of maintenance or to escape in an emergency.

Reason: To protect the privacy and environment of people in neighbouring residential properties, in accordance with the NPPF, DPD1 (Core Strategy) 2007 policy CP4, DPD2 (Development Management) Policy DM1 and SPD1 (Design and Townscape Guide).

The Local Planning Authority has acted positively and proactively in determining this application by identifying matters of concern within the application (as originally submitted) and negotiating, with the Applicant, acceptable amendments to the proposal to address those concerns. As a result, the Local Planning Authority has been able to grant planning permission for an acceptable proposal, in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework. The detailed analysis is set out in a report on the application prepared by officers.

Informative

Please note that the proposed development subject of this application is liable for a charge under the Community Infrastructure Levy Regulations 2010 (as amended). Enclosed with this decision notice is a CIL Liability Notice for the applicant's attention and any other person who has an interest in the land. This contains details of the chargeable amount and how to claim exemption or relief if appropriate. There are further details on this process on the Council's website at www.southend.gov.uk/cil .

- 239 16/01222/FULH - 68 Chadwick Road, Westcliff Road (Chalkwell Road)**
Proposal: Erect single storey rear extension, erect roof extensions to side and rear with Juliette balcony to rear and roof light to front, install balcony to front at first floor and alter elevations (Amended Proposal)
Applicant: Mr And Mrs Sanders
Agent: Knight Gratrix Architects

Planning Permission GRANTED subject to the following conditions:

01 The development hereby permitted shall begin not later than three years from the date of this decision.

Reason: Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990.

02 The development hereby permitted shall be carried out in accordance with the following approved plans: 997 010 C and 997 011 C.

Reason: To ensure that the development is carried out in accordance with provisions of the Development Plan.

03 Unless otherwise agreed in writing with the local planning authority, the development hereby permitted shall be constructed entirely of the materials details shown on the plans hereby approved.

Reason: In the interests of visual amenity and to ensure that the appearance of the building makes a positive contribution to the character and appearance of the area. This is as set out in the National Planning Policy Framework (NPPF), DPD1 (Core Strategy) 2007 policy KP2 and CP4, DPD2 (Development Management) Policy DM1 and SPD1 (Design and Townscape Guide).

04 The dormer window on the South facing roof slope shall be fitted with obscured glazing (the glass to be obscure to at least Level 4 on the Pilkington Levels of Privacy, or such equivalent as may be agreed in writing with the local

planning authority) and fixed shut, except for any top hung fan light which shall be a minimum of 1.7 metres above internal floor level unless otherwise agreed in writing by the local planning authority. In the case of multiple or double glazed units at least one layer of glass in the relevant units shall be glazed in obscure glass to at least Level 4.

Reason: To protect the privacy and environment of people in neighbouring residential properties, in accordance with the NPPF, DPD1 (Core Strategy) 2007 policy CP4, Development Management DPD Policy DM1 and SPD1 (Design and Townscape Guide).

The Local Planning Authority has acted positively and proactively in determining this application by identifying matters of concern within the application (as originally submitted) and negotiating, with the Applicant, acceptable amendments to the proposal to address those concerns. As a result, the Local Planning Authority has been able to grant planning permission for an acceptable proposal, in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework. The detailed analysis is set out in a report on the application prepared by officers.

Informative:

Please note that the proposed development subject of this application is liable for a charge under the Community Infrastructure Levy Regulations 2010 (as amended). Enclosed with this decision notice is a CIL Liability Notice for the applicant's attention and any other person who has an interest in the land. This contains details of the chargeable amount and how to claim exemption or relief if appropriate. There are further details on this process on the Council's website at www.southend.gov.uk/cil.

240 16/01250/FULH - 3 Chadwick Road, Westcliff on Sea (Chalkwell Ward)
Proposal: Demolish existing rear dormer in roof and form new gable roof extension with enclosed balcony, erect part single storey and part two storey side and rear extension and porch canopy to front elevation
Applicant: Mr & Mrs Kenny
Agent: Mr J. Beuvink, Architecture BDA

Planning Permission GRANTED subject to the following conditions:

01. The development hereby permitted shall begin no later than 3 (three) years from the date of this decision. (C01A)

Reason: Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990. (R01A)

02. The development hereby permitted shall be carried out in accordance with the approved plans: PL01 Rev A, PL02 Rev A, PL03 Rev A

Reason: To ensure that the development is carried out in accordance with provisions of the Development Plan.

03. Unless otherwise agreed in writing with the Local Planning Authority, the development hereby permitted shall be constructed entirely of the materials

details of which are shown on approved plans: PL01 Rev A, PL02 Rev A, PL03 Rev A.

Reason: In the interests of visual amenity and to ensure that the appearance of the building makes a positive contribution to the character and appearance of the area. This is as set out in the National Planning Policy Framework (NPPF), DPD1 (Core Strategy) 2007 policy KP2 and CP4, DPD2 (Development Management) Policy DM1 and SPD1 (Design and Townscape Guide).

04. The proposed south facing first floor window serving Bedroom 2 shall only be glazed with obscure glass (the glass to be obscure glazed to at least Level 4 on the Pilkington Levels of privacy, or such equivalents as may be agreed in writing with the Local Planning Authority). This window shall be fixed shut and unopenable apart from any top hung lights which shall be a minimum of 1.7m above the internal floor area. In the case of multiple glazed units, at least one layer of glass in the relevant units shall be glazed in obscure glass.

Reason: To prevent direct overlooking of and loss of privacy to neighbouring occupiers to the south of the site at no. 5 Chadwick Road.

The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that may have been received and subsequently determining to grant planning permission in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework. The detailed analysis is set out in a report on the application prepared by officers.

Informatives

01. You are advised that as the proposed extension(s) to your property equates to less than 100sqm of new floorspace the development benefits from a Minor Development Exemption under the Community Infrastructure Levy Regulations 2010 (as amended) and as such no charge is payable. See www.southend.gov.uk/cil for further details about CIL.

241 16/01282/FULH - 103 Kensington Road, Southend on Sea (Thorpe Ward)
Proposal: Erect dormer to rear and install roof lights to front to form habitable accommodation in roof and install window to side elevation (Retrospective)
Applicant: Ms Paul
Agent: Trudy's Architectural Consultants

Planning Permission REFUSED for the following reason:

The dormer as constructed, by reason of its excessive size, bulk, design, massing and external materials would result in an over dominant, incongruous and discordant feature at this location to the detriment of the character and appearance of the area. This would be contrary to the provisions of the National Planning Policy Framework, policy KP2 and CP2 of the Core Strategy (DPD1) policy DM1 of the Development Management DPD2 and advice contained within the adopted Design and Townscape Guide (SPD1).

The Committee also resolved to AUTHORISE ENFORCEMENT ACTION to secure the removal of the dormer as constructed or to secure compliance with conditions imposed on permitted development and in accordance with the certificate of lawfulness granted on 2nd July 2015 under reference no. 15/00723/CLP specifically:

Condition B.2 (a) which requires that “the external materials used in any exterior work must be of similar appearance to those used in the construction of the exterior of the original dwellinghouse”. [The dormer has been finished in cladding rather than render].

Condition B.2 (b) (i) (aa) which requires that “the eaves of the original roof are maintained or reinstated.” [The eaves of the original roof have not been retained.]

Condition B.2 (b) (i) (bb) which requires that “the edge of the enlargement closest to the eaves of the original roof is, so far as practicable, not less than 0.2m from the eaves, measured along the roof slope to the outside edge of the eaves.” [The dormer has been built off the outside wall and therefore fails to meet this requirement.]

Condition B.2 (b) (ii) which requires that “...no part of the enlargement extends beyond the outside face of any external wall of the original dwellinghouse.” [The fascia of the dormer extends beyond the outside face of the rear external original wall.]

The authorised enforcement action to include (if/as necessary) the service of an Enforcement Notice under Section 172 of the Town and Country Planning Act 1990 and the pursuance of proceedings whether by prosecution or injunction to secure compliance with the requirements of said Notice.

When serving an Enforcement Notice the local planning authority must ensure a reasonable time for compliance. It is considered that a six month compliance period is reasonable in these circumstances.

242 16/01379/FULH - 40 The Broadway, Thorpe Bay, Southend on Sea (Thorpe Ward)

Proposal: Demolish existing conservatory to rear, erect hip to gable roof extension at rear to form habitable accommodation in roof with dormers to side and Juliette balcony at rear, erect part single/part two storey rear extension, erect pitched roof to front and alter elevations

Applicant: Mr & Mrs Hannington

Agent: Knight Gratrix Architects

Planning Permission REFUSED for the following reason:

01 The proposed roof extensions to the north and south elevation by reason of size, design and siting would be dominant and out of keeping with the existing dwelling and surrounding streetscene contrary to the National Planning Policy Framework, Policies KP2 and CP4 of the Core Strategy, Policy DM1 of the Development Management Document and the Design and Townscape Guide 2009 (SPD1).

The Local Planning Authority has acted positively and proactively in determining this application by identifying matters of concern with the proposal and determining the application within a timely manner, clearly setting out the reason(s) for refusal, allowing the Applicant the opportunity to consider the harm caused and whether or not it can be remedied by a revision to the proposal. The detailed analysis is set out in a report prepared by officers. In the circumstances the proposal is not considered to be sustainable development. The Local Planning Authority is willing to discuss the best course of action and is also willing to provide pre-application advice in respect of any future application for a revised development, should the applicant wish to exercise this option in accordance with the Council's pre-application advice service.

Informative

You are advised that as the proposed extension(s) to your property equates to less than 100sqm of new floorspace the development benefits from a Minor Development Exemption under the Community Infrastructure Levy Regulations 2010 (as amended) and as such no charge is payable. See www.southend.gov.uk/cil for further details about CIL.

- 243 16/01343/FULH - 6 Vardon Drive, Leigh on Sea (West Leigh Ward)**
Proposal: Alter roof from hip to gable and erect dormer to rear to form habitable accommodation in roof and install rooflights to front elevation
Applicant: Mr And Mrs Larthe
Agent: DK Building Designs

Ms Major, a local resident, spoke as an objector to the Application.

DEFERRED (PMSV)

- 244 16/01418/FULH - 71 Marine Parade, Leigh on Sea (West Leigh Ward)**
Proposal: Raise ridge height and erect hip to gable roof extension to front and rear with dormers to side and balcony to front
Applicant: M. Gibbons
Agent: A. Green

DEFERRED (PMSV)

- 245 16/00075/UNAU_B - 115 Tattersall Gardens, Leigh on Sea (West Leigh Ward)**
Breach of Control Erected decking without planning permission

DEFERRED (PMSV)

- 246 16/00048/UNAU_B - 42 Kensington Road, Southend on Sea (Thorpe Ward)**
Breach of Control Without planning permission, the erection of an outbuilding which exceeds 2.5m in height and is located within 2.0m of a boundary of the curtilage of the dwellinghouse.

Resolved: That NO FURTHER ACTION be taken in respect of this matter.

Chairman: _____

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Cabinet Committee

Date: Monday, 19th September, 2016
Place: Committee Room 1 - Civic Suite

18

Present: Councillor T Cox (Chair)
Councillor M Flewitt

In Attendance: Councillors B Arscott, M Assenheim, M Borton, S Buckley, J Garston, S Habermel, R Hadley, J Lamb, C Mulrone, G Phillips, N Ward, J Ware-Lane and P Wexham
P Geraghty, C Hindle-Terry and T Row

Start/End Time: 6.00 - 8.00 pm

247 Apologies for Absence

Apologies for absence were received from Councillor Byford (no substitute).

248 Declarations of Interest

The following interests were declared at the meeting:

(a) Councillor J Garston – Agenda Item 4: Objections to Traffic Regulation Orders – Various Locations – Non-pecuniary interest: Family lives in vicinity;

(b) Councillor J Garston – Agenda Item No. 5: Member's Requests (Ref No. 16/10 Salisbury Road, Western Road area propose 1 hour restriction to prevent commuter parking – Non-pecuniary: Family lives in the vicinity;

(c) Councillor Mulrone – Agenda Item 4: Objections to Traffic Regulation Orders – Various Locations – Non-pecuniary interest: Lives in the section of Southsea Avenue not affected by the proposal;

(d) Councillor Wexham – Agenda Item 4: Objections to Traffic Regulation Orders – Various Locations – Non-pecuniary interest: Knows a resident in one of the roads.

249 Minutes of the Meeting held on Thursday 16th June 2016

Resolved:-

That the Minutes of the Meeting held on Thursday 16th June 2016 be received, confirmed as a correct record and signed.

250 Objections to Traffic Regulation Orders – Various Locations

The Cabinet Committee received a report of the Corporate Director for Place that appraised Members of the representations that had been received in response to the statutory consultation for proposed Traffic Regulation Orders for the introduction of one-way traffic flows in the southern sections of Leighville Grove and Southsea Avenue, Leigh on Sea.

The report also sought the Cabinet Committee's approval on the way forward, after having considered the views of the Traffic & Parking Working Party following consideration of all the representations that had been received in writing and presented at the meeting.

Resolved:

1. That the Corporate Director or Place be authorised to confirm the traffic regulation order for the introduction of one way traffic in a southerly direction in the south section of Leighville Grove as advertised.
2. That proposed traffic regulation order for the introduction of one way traffic in a northerly direction in the south section of Southsea Avenue not be confirmed.

Reason for decision

The proposals aim to improve the operation of the existing parking controls to contribute to highway safety and to reduce congestion.

Other Option

Do nothing - highway safety could be compromised and congestion could increase.

Note:- This is an Executive Function

Eligible for call-in to Place Scrutiny Committee:

Executive Councillor: Councillor Cox

251 Members Requests List

The Cabinet Committee received a report of the Corporate Director for Place that appraised Members of the requests received from Members of the Council together with officers' recommendations relating to those requests. Having considered the views of the Traffic & Parking Working Party it was:

Resolved:

1. That no further action be taken in respect of the following requests and that they be removed from the list:

16/02 – Extend existing junction protection at Feeches Road junction with Rochford Road;

16/05 – Extend restrictions in Frobisher Way towards ASDA exit end;

16/06 – Introduction of restrictions in Southchurch Boulevard by Centenary Place;

16/08 – Propose waiting restrictions in Thorpe Hall Close to protect driveway;

2. That consideration of the following requests be deferred and retained on the list:

15/08 – Verge hardening in eastern end of Riviera Drive;

16/11 – Introduction of waiting restrictions in Colbert Avenue west of the church.

3. That request reference no. 14/15 regarding the widening of the pedestrian refuge Ness Road, Shoeburyness, be removed from the list of Member's Requests and added to the list of priorities for approved traffic schemes /maintenance programme or until such time as alternative funding sources can be identified.

4. That the outcome of the investigation regarding request reference 15/01 for the amendment to the priority for traffic in North, South and Central Avenues be reported to the next meeting for consideration.
5. That, in the event of there being no further response from Ward Councillors in the next two weeks in respect request reference 15/07 for a pedestrian crossing in Elmsleigh Drive near Rayleigh Drive, the request be removed from the list and no further be taken in respect to the matter.
6. That request reference 15/18 regarding the creation of new parking facilities and the review of waiting restrictions in Saxon Gardens, Delaware Crescent, Blyth Avenue and Bunters Avenue be retained on the list and investigated in 2016/17 as part of the wider review of the historic waiting restrictions and officers be requested to investigate the possibility of creating a new parking facility in the crescent slip road at the western section of Delaware Road opposite Blyth Avenue.
7. That in respect of request reference 15/19 for the introduction of a one way system in Saxon Gardens, Ward Councillors be requested to undertake a survey of the residents to assess the preferred direction of flow and that upon receipt of the outcome of the survey, the Corporate Director for Place be authorised to advertise the appropriate traffic regulation order.
8. That request reference 16/01 for the introduction of waiting restrictions or a parking management scheme to deter airport parking in Rochford Road service road, be retained on the list and that officers arrange a meeting with Ward Councillors and appropriate representatives of the airport to discuss the wider issue of airport parking.
9. That, with regard to request reference 16/03, the Corporate Director for Place be authorised to advertise the necessary traffic regulation order to introduce limited waiting in Rayleigh Road, Eastwood between Edwards Hall School and Jones Corner to encourage parking turnover for local shops and business.
10. That, with regard to request reference 16/04 for the hardening of verges in Silversea Avenue, Ward Councillors be requested to undertake consultation with residents in accordance with the verge hardening policy.
11. That request reference 16/07 for the introduction of waiting restrictions on the bend in Campfield Road, Shoeburyness by Cumberland Packaging be retained on the list to enable further investigations to undertaken and any appropriate controls to be identified.
12. That, with regard to request reference 16/09, the Corporate Director for Place be authorised to advertise the necessary traffic regulation order to introduce one way traffic flow in a northerly direction in Lansdowne Avenue and subject to there being no objections received following statutory advertisement to arrange for the order to be confirmed.
13. That, with regard to request reference 16/10, the Corporate Director for Place be authorised to advertise the necessary traffic regulation order to introduce a one hour waiting restriction in Salisbury Road at the Western Road area, the timing of which restriction to be determined in consultation with the Ward Councillors and subject to there being no objections received following statutory advertisement to arrange for the order to be confirmed.

Reasons for Decision

To provide a rationalised and consistent management and decision-making process for all formal requests for highways and traffic management improvements by Ward Councillors via the Traffic and Parking Working Party & Cabinet Committee.

Other Options

Each request needs to be considered on its individual merits and their impact on public safety, traffic flows or parking and wider impact on the surrounding network. Members may consider taking no further action if they feel it is appropriate.

Note:- This is an Executive Function

Called-in to Place Scrutiny Committee:

Executive Councillor: Councillor Cox

252 Parking Management Scheme Shoebury Area

The Cabinet Committee received a report of the Corporate Director for Place which appraised Members of the results of the informal consultation that had recently been undertaken by the Ward Councillors on parking controls in the Shoebury area and, having considered the views of the Traffic & Parking Working Party, sought Members' approval on the appropriate way forward. A summary of the analysis of responses to the consultation was circulated the meeting.

Resolved:

That, subject to the inclusion of Gunners Road and Hinguar Street in the proposed parking management area, the Corporate Director for Place be authorised to advertise the appropriate traffic regulation order and notices required to introduce a parking management scheme in the Shoebury area proposed, and in the event of there being no unresolved objections following statutory advertisement, the Parking Management Scheme will be added to the list of schemes to be implemented in the order of approval.

Reason for Decision

To improve parking priority for residents while incorporating road safety, access and traffic flow requirements.

Other Options

No action. This option would not address the parking issues

Note:- This is an Executive Function

Eligible for call-in to Place Scrutiny Committee:

Executive Councillor: Councillor Cox

253 Petition Requesting Permit Parking Controls Southend East

The Cabinet Committee received a report of the Corporate Director for Place which appraised Members of the receipt of a petition signed by 320 residents of the roads north of Southend East Railway Station requesting parking controls to deter all day parking by commuters.

Having considered the views of the Traffic & Parking Working Party it was:

Resolved:

1. That the petition be noted and the residents be thanked for taking the time to compile the petition.
2. That, in accordance with the agreed policy regarding parking management schemes, Ward Councillors be requested to undertake an informal consultation with residents of the wider area affected, including the area south of the railway, the results of which shall be reported back to the Traffic & Parking Working Party and Cabinet Committee for consideration.

Reason for Decision

To manage parking increase parking provision.

Other Options

Take no further action. The Council is required to consider petitions related to parking controls and success from other permit parking style controls demonstrates that we can improve the parking situation for residents by introducing controls.

Note:- This is an Executive Function
Called-in to Place Scrutiny Committee:
Executive Councillor: Councillor Cox

**254 Petition Requesting Amendment to Existing Parking Controls
 Shaftsbury Avenue**

The Cabinet Committee received a report of the Corporate Director for Place which appraised Members of the receipt of a petition signed by 28 residents of Shaftsbury Avenue, requesting amendments to the existing waiting restrictions in the road between Lifstan Way and Warwick Road. Having considered the views of the Traffic & Parking Working Party it was:

Resolved:

1. That the petition be noted and the residents be thanked for taking the time to compile the petition.
2. That the Corporate Director for Place be authorised to advertise the appropriate traffic regulation order and notices for the removal of the existing alternate monthly parking restriction in this section of road to increase parking availability and subject to there being no objections following statutory advertisement, to arrange for the order to be confirmed.

Reasons for Decision

To increase parking provision.

Other Options

Take no further action. The Council is required to consider petitions related to parking controls and where additional on street parking can be created; it is prudent to advertise the proposals and assess any feedback.

Note:- This is an Executive Function

Called-in to Place Scrutiny Committee:

Executive Councillor: Councillor Cox

255 Petition Requesting Parking Controls Eastwood Boulevard

The Cabinet Committee received a report of the Corporate Director for Place which appraised Members of the receipt a petition received from 19 residents of Eastwood Boulevard requesting that parking controls be considered on both sides of the street during the periods 8am to 10am and 3pm to 4pm Monday to Friday. Having considered the views of the Traffic & Parking Working Party it was:

Resolved:

1. That the petition be noted and the residents be thanked for taking the time to compile the petition.
2. That the request to propose waiting restrictions be declined for the reasons set out in the report.
3. That ward Members consider whether area wide parking controls would be appropriate and undertake any necessary consultations in accordance with the Policy.

Reasons for Decision

The requirements of the policy requirements agreed by the Cabinet Committee in January 2016 have not been met.

Other Options

Agree to the petitioners' request. The Council is required to consider petitions related to parking controls and the location has been assessed using the agreed policy criterion related to waiting restrictions. The location does not meet the criteria and action in these circumstances could be considered as acting outside of powers delegated to the traffic authority under the Road Traffic Regulation Act

Note:- This is an Executive Function

Eligible for call-in to Place Scrutiny Committee:

Executive Councillor: Councillor Cox

256 Requests for New or Amended Traffic Regulation Orders

The Cabinet Committee received a report of the Corporate Director for Place that sought Members' approval to authorise the advertisement of the amendments and/or new waiting restrictions at the locations indicated in Appendix 1 to the report, in accordance with the statutory processes and, subject to there being no

objections received following statutory advertisement, to arrange for the relevant orders to be sealed and implement the proposals. Having considered the views of the Traffic & Parking Working Party it was:-

Resolved:

1. That following recommendations of officers in respect of the requests as set out in Appendix 1 to the report of the Corporate Director for Place be approved and that the Corporate Director for Place be authorised to advertise any necessary traffic regulation orders as appropriate in relation to the following proposals and, subject to there being no objections received following statutory advertisement, to arrange for the orders to be sealed and the proposals implemented:

Tylers Avenue Car Park – Amend existing payment method from “pay on foot” to “pay and display” and online payments as a pilot to determine appropriate methods for future parking areas;

Various locations – Introduction of additional electric charging bays/car club electric charging bays and to amend the existing electric charging bays to incorporate a maximum waiting limit.

2. That the locations of the additional electric charging bays/car club electric charging bays be identified in consultation with the relevant Ward Councillors.

Reasons for Decision

Where recommended the objective is to mitigate for likelihood of traffic flows being impeded, to improve safety or increase parking availability.

Other Options

Each request needs to be considered on its individual merits and their impact on public safety, traffic flows or parking and wider impact on the surrounding network. Members may consider taking no further action if they feel it is appropriate.

Note:- This is an Executive Function
Eligible for call-in to Place Scrutiny Committee:
Executive Councillor: Councillor Cox

Chairman: _____

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Cabinet

Date: Tuesday, 20th September, 2016
Place: Committee Room 1 - Civic Suite

19

Present: Councillor J Lamb (Chair)
Councillors A Holland (Vice-Chair), A Moring, L Salter, M Flewitt,
T Cox, J Courtenay and T Byford

In Attendance: Councillors J Moyies and C Mulroney
R Tinlin, J Williams, S Holland, J Chesterton, S Leftley, A Lewis, A
Atherton, C Gamble, F Abbott, J O'Loughlin and A Keating

Start/End Time: 2.00 - 3.45 pm

257 Apologies for Absence

There were no apologies.

258 Declarations of Interest

- (a) Councillor Cox – Carriage and Wagon Shed Options – Member of Shoeburyness Coastal Community Team – Non-pecuniary interest.
- (b) Councillor Holland – Interim Affordable Housing Policy - Son had input into paper – Non-pecuniary interest
- (c) Councillor Lamb - Joint Development Brief for land at Fossets Way - Hospital Governor- Non-pecuniary interest.
- (d) Councillor Salter- Notice of Motion – Estate Agent Fees and Practices - Landlord in the borough - Non-pecuniary interest.

259 Minutes of the Meeting held on 28th June 2016

Resolved:-

That the Minutes of the Meeting held on 28th June 2016 be confirmed as a correct record and signed.

260 Notice of Motion - Estate Agent Fees and Practices

At the meeting of Council held on 21st July 2016, Members received a notice of motion on estate agent fees and practices. This was proposed by Cllr Davies and seconded by Cllr Callaghan.

Resolved:

That a fact finding workshop be convened for stakeholders to identify specific issues that need to be addressed in relation to the private rented sector, with a view to action planning, collaboratively, on a way forward.

Reason for Decision

To respond to the notice of motion.

Other Options

None

Note:- This is an Executive Function

Called-in to Policy and Resources Scrutiny Committee

Executive Councillor:- Flewitt

261 Better Queensway

The Cabinet considered a report of the Corporate Director for Corporate Services providing an update on the work undertaken on the Better Queensway Project since the decision of Cabinet on 22nd September 2015.

On consideration of the report, the Leader of the Council thanked Sally Holland for her contribution towards the work on the Queensway Project.

Resolved:

1. That the work undertaken on the Better Queensway Project to date, be noted.
2. That progression to Phase 3 of the Project based on the latest option development attached at Appendix 1 to the submitted report, be approved.
3. That the use of the Council's Compulsory Purchase Powers continue to be investigated and that preparatory work be undertaken for the making of a Compulsory Purchase Order (CPO), which will be subject to a formal resolution of the Cabinet in the future.
4. That the Project should involve the demolition of the tower blocks and other flats (where the Council owns the freehold) within the Project area.
5. That Initial Demolition Notices under Section 138(a) and Schedule 5(A) of the Housing Act 1985 (as amended) be served on all secure tenants of houses and flats within the Project area.
6. That based on Appendix 1 to the report, an outline planning application for the Project be prepared and submitted.
7. That further work be undertaken on the preferred Joint Venture approach (through competitive dialogue) with a report being submitted to Cabinet to determine this matter and the selection of a development partner.
8. That delegated authority be given to the Section 151 Officer, in consultation with the Deputy Leader, to agree the terms of any proposed Leaseholder swaps.

9. That it be noted that further reports will also be needed to give approval to additional matters such as, land appropriation, CPO resolution and a decant policy for re-housing of tenants and leaseholders.

Reason for Decision

To progress the Better Queensway project.

Other Options

As set out in the submitted report.

This is an Executive Function

Called-in to Policy and Resources Scrutiny Committee

Executive Councillors – Lamb and Holland

262 **Quarter One Treasury Management Report 2016/17**

The Cabinet considered a report of the Corporate Director for Corporate Services on the treasury management activity for the period from April 2016 to June 2016.

Recommended:

1. That the Quarter One Treasury Management Report for 2016/17, be approved.
2. That it be noted that treasury management activities were carried out in accordance with the CIPFA (The Chartered Institute of Public Finance and Accountancy) Code of Practice for Treasury Management in the Public Sector during the period from April to June 2016.
3. That it be noted that the loan and investment portfolios were actively managed to minimise cost and maximise interest earned, whilst maintaining a low level of risk.
4. That it be noted that an average of £52.7m of investments were managed in-house. These earned £0.087m of interest during this three month period at an average rate of 0.66%. This is 0.30% over the average 7-day LIBID and 0.16% over the bank base rate.
5. That it be noted that an average of £22.6m of investments were managed by an external fund manager. These earned £0.060m of interest during this three month period at an average rate of 1.07%. This is 0.71% over the average 7-day LIBID and 0.57% over bank base rate.
6. That it be noted that an average of £13.6m was managed by two property fund managers. These earned £0.255m during this three month period from a combination of an increase in the value of the units and income distribution, giving a combined return of 7.87%.
7. That it be noted that the level of borrowing from the Public Works Loan Board (PWLb) (excluding debt relating to services transferred from Essex County Council on 1st April 1998) remained at the same level of £227.8m (HRA: £77.0m, GF: £150.8m) during the period from April to June 2016.
8. That it be noted that during the quarter the level of financing for 'invest to save' schemes increased from £3.21m to £4.61m.

Reason for recommendations

The CIPFA Code of Practice on Treasury Management recommends that Local Authorities should submit reports regularly. The Treasury Management Policy Statement for 2016/17 set out that reports would be submitted to Cabinet quarterly on the activities of the treasury management operation.

Other Options

There are many options available for the operation of the Treasury Management function, with varying degrees of risk associated with them. The Treasury Management Policy aims to effectively control risk to within a prudent level, whilst providing optimum performance consistent with that level of risk.

This is a Council Function

Called-in to Policy and Resources Scrutiny Committee

Executive Councillor – Moring

263 Debt Management - Position to 31st July 2016

The Cabinet considered a report of the Corporate Director for Corporate Services informing Members of the current position on the outstanding debt to the Council as at 31st July 2016.

Resolved:

1. That the current outstanding debt position as at 31st July 2016 and the position on debts written-off to 31st July 2016, as set out in Appendices A and B to the submitted report, be noted.
2. That the write-off as set out in Appendix B to the report, be approved.

Reason for Decision

All reasonable steps to recover the debt have been taken and therefore where a write-off is recommended it is the only course of action available.

If the Council wishes to pursue debts for bankruptcy proceedings, it will follow the agreed and published recovery policy that covers this.

Other Options

None

This is an Executive Function

Eligible for call-in to Policy and Resources Scrutiny Committee

Executive Councillor – Moring

264 Information Governance - Senior Information Risk Owner (SIRO) Annual Report - 2015/16

The Cabinet considered a report of the Corporate Director for Corporate Services, Senior Information Risk Owner (SIRO), setting out the Information Governance work undertaken in 2015/16.

Resolved:

That the SIRO's report on Information Governance in 2015/16 and the proposed work for 2016/17, be noted.

Reason for Decision

To receive the SIRO's annual report

Other Options

None.

This is an Executive Function

Called-in to Policy and Resources Scrutiny Committee

Executive Councillor – Moring

265 Annual Report - Comments, Compliments and Complaints - 2015/16

The Cabinet considered a report of the Corporate Director for Corporate Services presenting the annual report on compliments and complaints received throughout the Council for 2015/16.

Resolved:

That the Council's performance in respect of compliments, comments and complaints for 2015-16 be noted.

Reason for Decision

To inform Members of the comments, compliments and complaints received throughout the Council.

Other Options

None

This is an Executive Function

Referred direct to all three scrutiny committees

Executive Councillors – Lamb, Salter and Courtenay

266 Early Help Family Support Strategic Plan

The Cabinet considered a report of the Corporate Director for People presenting the Early Help Family Support Strategic Plan 2016 and accompanying action plan.

Resolved:

That the Strategic Plan and action plan as set out at Appendices 1 and 2 to the submitted report, be approved.

Reason for Decision

1. The Plan requires the support to children and families to address their needs at the lowest possible level, to prevent their needs escalating and to not refer to services at a higher level until everything is done to meet such needs at a lower level.
2. The plan gives a clear focus and enables resources to be directed at those actions that will make the biggest improvement in outcomes for children, young people and their families.
3. It will enable the focus of work to move into Phase 2 of the Early Help Refresh and provide a base from which much wider integration with partners can be established, beyond the new 'core' EHFS service, and alignment with other key transformation programmes.

Other Options

Not to have a Strategic Plan overseeing the governance of Early Help Family Support, but this is not recommended

This is an Executive Function

Called-in to People Scrutiny Committee

Executive Councillor – Courtenay

267 **Report on Ofsted Inspection of Children's Services**

The Cabinet considered a report of the Corporate Director for People on the outcome of the Ofsted Inspection of services for children in need of help and protection, children looked after and care leavers and a Review of the Local Safeguarding Children's Board (LSCB). Members received details of the actions taken to date in response to the inspection findings and noted the draft Southend Children's Services Improvement Plan.

Resolved:

1. That the findings of the Inspection and Review be noted.
2. That the content of the draft Improvement Plan be noted and that the Director of People, in consultation with the Executive Councillor for Children's Services, be authorised to finalise the Plan.

Reason for Decision

To deliver improvements in Children's Services and support scrutiny in this area of work

Other Options

The development and delivering of an improvement plan is a statutory requirement

This is an Executive Function

Eligible for call-in to People Scrutiny Committee

Executive Councillor – Courtenay

268 Annual Report on Corporate Parenting Group

The Cabinet considered a report of the Corporate Director for People presenting the annual report on the work of the Corporate Parenting Group (CPG) in regards to the progress and outcomes of children who are looked after by the Council.

Resolved:

1. That the annual report, as set out at Appendix 1 to the submitted report, be noted.
2. That the overarching priorities for 2016/17, as at Appendix 2 to the report, be approved
3. That the Corporate Parenting Strategy for looked after children 2016/17 as set out at Appendix 3 to the report, be approved.
4. That the Corporate Parenting Group Forward Plan 2016/17, as set out at Appendix 4 to the report, be noted.

Reason for Decision

To receive the annual report.

Other Options

None

This is an Executive Function
Eligible for call-in to People Scrutiny Committee
Executive Councillor – Courtenay

269 Regional Adoption Agency update

The Cabinet considered a report of the Corporate Director for People setting out the current position on the Regional Adoption Agency activity.

Resolved:

That the report be noted and approved

Reason for Decision:

To ensure that Members are aware of the work being undertaken and the potential impact on Southend for future delivery of their adoption service.

Other Options

As set out in the submitted report.

This is an Executive Function
Called-in to People Scrutiny Committee
Executive Councillor – Courtenay

270 Admission Arrangements for Community Schools Annual Report

The Cabinet considered a report of the Corporate Director for People setting out the admission arrangements for community schools for the academic year 2018/19 and the Coordinated Admissions Scheme for 2018 onwards.

Resolved:

1. That there is no consultation on the Admissions Arrangements for Community Schools for the academic year 2018/19.
2. That consultation with governing bodies of community schools takes place on the published admission numbers for community infant, junior and primary schools for September 2017 as set out in the Admission Arrangements in Appendix 1 to the submitted report.
3. That the proposed Coordinated Admissions Scheme for 2018 onwards, as set out in Appendix 2 to the report, be approved in principle, and if there are minor areas to be resolved following consultation with schools, the Corporate Director for People in consultation with the Executive Councillor for Children & Learning, be authorised to make minor amendments to the scheme.
4. That the relevant area, as set out in appendix 3 to the submitted report, be confirmed.

Reason for Decision

The determination of admission arrangements for community schools and the provision of a coordinated admissions scheme is a statutory requirement.

Other Options

None.

This is an Executive Function

Eligible for call-in to People Scrutiny Committee

Executive Councillor – Courtenay

271 'Our ambitions for your child's education' - An Education Policy for Southend Borough Council

The Cabinet considered a report of the Corporate Director for People proposing the adoption of the education policy document "Our ambitions for your child's education in Southend".

Resolved:

That the draft policy be approved and that the Corporate Director of People, in consultation with the Portfolio Holder for Children's Services, be authorised to finalise the policy.

Reason for Decision

The absence of any policy documentation on behalf of Southend Borough Council at the time of considerable uncertainty does not allow the Council to coalesce its statutory services with its ambitions for young people. This absence would ask questions concerning what is it that the Council does and wants for children, young people and their families in education terms.

Other Options

None

This is an Executive Function

Called-in to People Scrutiny Committee

Executive Councillor – Courtenay

272 Adult Drug and Alcohol Treatment Services Contract Extension

The Cabinet considered a report of the Corporate Director for People concerning a 4 month extension to the contract the Council holds with Change, Grow, Live (CGL) for the delivery of treatment and support for adults with drug and alcohol problems.

Resolved:

That the extension to the CGL contract be noted.

Reason for Decision

To provide better value for money and minimise financial risks for the Council, together with enabling best commissioning practice in service user consultation and VCS market development.

Other Options

To expedite procurement of replacement provision in order that new contractor(s) are in place from 1st April 2017. It was felt that this would likely lead to contracts being offered in a very similar manner to those currently in place given the reduced capacity for consultation with service users, carers and professional stakeholders. It was additionally felt that this would negatively impact the potential to develop the local voluntary and community sector (VCS) market such that it would be able to compete on equal terms with larger national organisations.

The Cabinet considered a report of the Corporate Director for People concerning a 4 month extension to the contract the Council holds with Change, Grow, Live (CGL) for the delivery of treatment and support for adults with drug and alcohol problems.

Resolved:

That the extension to the CGL contract be noted.

Reason for Decision

To provide better value for money and minimise financial risks for the Council, together with enabling best commissioning practice in service user consultation and VCS market development.

Other Options

To expedite procurement of replacement provision in order that new contractor(s) are in place from 1st April 2017. It was felt that this would likely lead to contracts being offered in a very similar manner to those currently in place given the reduced capacity for consultation with service users, carers and professional stakeholders. It was additionally felt that this would negatively impact the potential to develop the local voluntary and community sector (VCS) market such that it would be able to compete on equal terms with larger national organisations.

This is an Executive Function

Called-in to People Scrutiny Committee

Executive Councillor – Salter

273 6 Month Mid Year Adoption Update

The Cabinet considered a report of the Corporate Director for People on the activities of the Southend Adoption Service between January and June 2016.

Resolved:

That the report be noted and approved

Reason for Decision

To inform Members of the activities of the Southend Adoption service in the first 6 months of 2016.

Other Options

None

This is an Executive Function

Eligible for call-in to People Scrutiny Committee

Executive Councillor – Courtenay

274 Interim Affordable Housing Policy

The Cabinet considered a report of the Corporate Director for Place outlining the proposed Interim Affordable Housing Policy.

Recommended:

1. That the “Interim Affordable Housing Policy (September 2016)” document attached at Appendix 2 to the submitted report, be approved as Corporate Policy.
2. That the Corporate Director for Place, in consultation with the Portfolio Holder for Housing, Planning and Public Protection, be authorised to make any minor amendments to the Interim Affordable Housing Policy to take into account the latest available evidence from the Strategic Housing Market Assessment or its equivalent successor.

Reason for Decision

1. To maximise the potential to deliver affordable housing and meet the Borough's local affordable housing need through existing planning policy, planning applications and Section 106 agreements, whilst ensuring development remains deliverable.
2. To ensure that a fair and consistent affordable housing provision is required of all developers, avoiding any site being disadvantaged in comparison to any other due to the impact changes in tenure and unit sizes have on residential sales values.
3. To assist in meeting the key Corporate Priorities relating to affordable housing as set out in paragraph 6.1 to the report.

Other Options

Not to adopt the Interim Affordable Housing Policy as set out in the report. This would mean to continue developer affordable housing negotiations relating to housing mix, tenure and financial contributions in lieu of on-site provision on a more ad hoc basis. This presents significant risks in terms of the Council's ability to meet the Borough's affordable housing needs, may result in inconsistencies in planning negotiations and may also delay delivery of development.

This is a Council Function

Called-in to Place Scrutiny Committee

Executive Councillor – Flewitt

275 Southend Central Area Action Plan

The Cabinet considered a report of the Corporate Director for Place seeking agreement to the publication of the Southend Central Area Action Plan (SCAAP) for consultation.

Members noted that the recommendations had been supported by the Local Development Framework Working Party which met on 6th September 2016.

On consideration of the report the Corporate Director for Place confirmed that, outside of the SCAPP process, it was the intention to develop a parking strategy and a tourism strategy for submission to a future meeting of the Cabinet.

Recommended:

1. That the Proposed Submission version of the SCAAP (set out in Appendix 1 to the submitted report) and associated Policies Map (set out in Appendix 2 to the report) be published for public consultation under Regulation 19 of the Town and Country Planning (Local Planning) (England) Regulations 2012.
2. That the response to the consultation comments received on earlier iterations of the SCAAP, as set out in the accompanying Consultation Statement in Appendix 3 to the report, be noted and endorsed.

3. That the SCAAP be submitted to the Secretary of State, prior to Examination in Public, under Regulation 22 of the Town and Country Planning (Local Planning) (England) Regulations 2012.
4. That the Corporate Director for Place, in consultation with the Executive Councillor, for Housing, Planning and Regulatory Services, in conjunction with the Local Development Framework Working Party (if necessary), be authorised to:
 - a) approve and make amendments to the SCAAP that may result from, *inter alia*, analysis of the representations made following public consultation, recommendations of the Sustainability Appraisal and any additional evidence considered and then consult on these changes, if required, before they are submitted to the Secretary of State.
 - b) agree and approve amendments that may be proposed by the Inspector during the Examination in Public process and to any further consultation that may be required as a result of this; and
 - c) take all necessary steps to ensure compliance with the relevant statutory processes and procedures necessary for preparation and participation of the Council at the Examination in Public.

Reason for decision

To ensure the expeditious production of the SCAAP, resulting in an anticipated adoption date of spring 2017 and to ensure the Borough has an up-to-date suite of planning documents as expected by Central Government.

Other Options

Not to prepare the SCAAP and consult on the Plan. This is not recommended as an up-to-date plan prepared using local evidence and guided by community consultation is the most appropriate guide for local planning decisions and regeneration of the town centre and central seafront area.

The absence of a robust plan and the resulting 'planning by appeal' scenario could result in the inability to control development in the Town Centre and Central Area and an increase in service costs for Southend if the Borough Council has to respond to development appeals or public inquires.

This is a Council Function

Called-in to Place Scrutiny Committee

Executive Councillor – Flewitt

276 Air Quality Management Area

The Cabinet considered a report of the Corporate Director for Place proposing the declaration of an Air Quality Management Area following an assessment of the air quality at the junction of the A127, Hopleythick Lane and Rochford Road.

Resolved:

1. That the outcome of the 2016 Local Air Quality Management Detailed Assessment for Southend-on-Sea Borough Council for nitrogen dioxide exceedences at the junction of A127, Rochford Road and Hobleythick Lane, be noted.
2. That the proposed Air Quality Management Area boundaries for nitrogen dioxide, detailed within Appendix 1 to the submitted report and the Air Quality Management Area Order 1 (Appendix 2 to the report) be declared and that an Order be made under the provisions of Section 83(1) of the Environment Act 1995 formally designating the area as an Air Quality Management Area.
3. That consultation be undertaken on the development of an Air Quality Action Plan, in line with Department for Environment, Food and Rural Affairs (DEFRA) guidance, and that following the completion of the consultation, the Corporate Director for Place, in consultation with the Portfolio Holder for Housing, Planning and Public protection, be authorised to finalise the plan for submission to DEFRA.
4. That an Air Quality Strategy be developed for the Borough.
5. That the funding position for this project, as set out in Section 6.2 of the report, be noted.

Reason for Decision

The Council has a statutory duty to review air quality in the Borough and assess whether standards and objectives are being achieved. Where exceedences of the air quality objectives are not met the Council must declare an Air Quality Management Area and develop an air quality action plan to improve air quality.

Other Options

None

This is an Executive Function

Called-in to Place Scrutiny Committee

Executive Councillor – Flewitt

277 Low Carbon Energy and Sustainability Strategy 2015-2020

The Cabinet considered a report of the Corporate Director for Place presenting Southend on Sea Borough Council's Low Carbon Energy and Sustainability Strategy 2015-2020, Annual Update Report.

Resolved:

That the Low Carbon Energy and Sustainability Annual Update Report, be approved.

Reason for Decision

The Strategy continues to provide an excellent opportunity for the Council to make a real contribution in delivering local objectives around health and well-being, housing, fuel poverty, air quality, transport, education, economic development and community cohesion.

Successful implementation of the new strategy will provide the Council with the opportunity to establish new funding streams (including EU funding bids), efficiency savings and revenue sources (including money generated through renewable energy installations).

Other Options

None

This is an Executive Function

Called-in to Place Scrutiny Committee

Executive Councillor – Holland

278 Joint Development Brief for Land at Fossets Way

The Cabinet considered a report of the Corporate Director for Place on the Development Brief for the land at Fossetts Way and its adoption as Corporate Policy.

Recommended:

1. That the development brief, as set out in Appendix 1 to the submitted report, be adopted as corporate policy.
2. That the Corporate Director for Place, in consultation with the Portfolio Holder for Housing, Planning and Public Protection, be authorised to make any minor amendments to the wording of the document as required.

Reason for Decision

To enable a set of development parameters and the vision for the future of development of the site to be conveyed, in the interests of bringing the site forward as a development that will meet local needs, provide a high quality development, and to be developed in a manner that takes account of other development proposals and strategic planning issues in the Borough.

Other Options

1. Local Plan Review. The National Planning Policy Framework (NPPF) advises that planning permission for the permanent development of 'safeguarded land' should only be granted following a Local Plan review which proposes the development. The local plan-making process would allow for development to be planned at the strategic level to ensure that there is a balance of land uses, which provide for the needs of the local and wider community now and in the future in the most sustainable locations. The Local Plan review process is likely to take approximately 24 – 36 months, which would not assist the Trust in being able to dispose of the site

prior to it being disposed centrally. Given the likely timetable for disposal, the preparation of a brief has been necessary in the circumstances.

2. Do Nothing. The land would either be sold as employment land by the Trust and a future buyer would then likely seek a change of use to achieve greater values or the land would be disposed of centrally at a later date. The Council may not have the opportunity to guide the future development of the site without a brief.

This is a Council Function

Called-in to Place Scrutiny Committee

Executive Councillor – Flewitt

279 Carriage and Wagon Shed Options

The Cabinet considered a report of the Corporate Director for Place detailing the options for the future management and operation of the Carriage and Wagon Shed, Shoebury Garrison.

Resolved:

1. That the Carriage and Wagon Shed be leased to the new Shoebury Coastal Community Interest Company as detailed in section 4 of the submitted report.
2. That the Corporate Director of Place be authorised to advertise the opportunity to develop and manage the building for the benefit of residents and visitors to the borough if the Shoebury Coastal Community Interest Company is unable to take on the lease of the building by 30th September 2017.
3. That the Corporate Director of Place be authorised to negotiate and agree terms of any lease associated with the Carriage and Wagon Shed in consultation with the Council's Asset Management and Legal Teams.
4. That the delivery of any fit-out of the Carriage and Wagon Shed, as set out in the Coastal Communities Funding application, be supported.
5. That the financial position, as set out in section 7.2 of the report, be noted.

Reasons for Decision

Leasing the building to a community interest company whose aims are to benefit the Shoeburyness area should ensure that the Carriage and Wagon Shed is managed for the benefit of the local area. It will help safeguard the Carriage and Wagon Shed for the future and minimise pressures on Council resources.

Other Options

As set out in the submitted report

This is an Executive Function

Called-in to Place Scrutiny Committee

Executive Councillor – Holland

280 **Prevention Strategy**

The Cabinet considered a report of the Director of Public Health presenting the draft Southend-on-Sea Joint Adult Prevention Strategy 2016 -2021.

Resolved:

That the draft Southend-on-Sea Joint Adult Prevention Strategy 2016-2021 and associated action plan, be approved.

Reason for Decision

The Southend Joint Adult Prevention Strategy and associated action plan will facilitate a shared preventative approach across all key local organisations, enabling earlier identification and actions to address issues in relation to those people at greater risk of poor health outcomes.

The strategy also shifts the emphasis away from service provision to the empowerment of people to take steps to improve their own health and to help to develop community resilience.

A clear strategy to deliver prevention in localities is a requirement of the Mid and South Essex Sustainability and Transformation Planning process. This process requires local NHS commissioners and providers of health care to work with local authorities and their partners to put in place a joint plan to deliver, sustain and improve health and care services for local people.

Other Options

None

This is an Executive Function

Called-in to People Scrutiny Committee

Executive Councillor – Salter

281 **Amendments to Senior Management & Departmental Arrangements**

Further to the meeting of the Cabinet held on 28th June 2016, Members considered a report of the Chief Executive proposing amendments to the senior management structures and departmental arrangements.

Arising from consideration of the report, the Chief Executive referred to the impending departure of Sally Holland (Corporate Director for Corporate Services) and thanked her for her excellent service to the Council. He also confirmed that Nick Harris (Head of Culture) would also shortly be leaving the Council and thanked him for his valuable contribution to the work of the authority.

On behalf of Members, the Leader of the Council expressed his appreciation and gratitude to Sally and Nick for their sterling work and conveyed his best wishes to them both for the future.

Recommended:

1. That the revisions to the senior management structure set out in the submitted report be approved.
2. That the Public Health function be incorporated within the Department for People as described in the report.
3. That employment titles are amended as described in the report and that an additional management level be introduced in order to provide additional leadership capacity and to support staff retention and succession planning.
4. That the detailed allocation of functions and implementation of other arrangements be delegated to the Chief Executive, in consultation with the Leader of the Council, subject to no substantive adverse response to consultations.
5. That appropriate amendments be made to the Constitution to reflect the new senior management structure once implemented.
6. That the Chief Executive develop proposals in respect of senior officer remuneration (including the new management level) to be considered by the Council's PRP Panel later in the year.

Reason for Decision

The Council last approved modifications to the senior leadership team and structure in 2013. Since that time the Council has continued to experience marked reductions in its finances and has approved budgets which have continued to reduce the overall staff complement. The Council continues to face reductions in available finance and the leadership structure needs to both reflect the overall staffing reduction and be fit to cope with leading the organisation over coming years.

The Council received the public health function from the NHS some three years ago and now needs to more fully incorporate and integrate public health into the Council operational structure and further its purposes, as suggested by the 2015 Peer Review.

Other Options

1. Given the slim and competitive current senior management structure the Council could decide to not amend and reduce the number of senior management posts, allowing continued capacity to address and deliver the challenges facing the Council. This alternative option would, however, not reflect the continued reduction in staffing overall within the Council as a result of financial challenges.
2. The Council could decide to not review and refresh the public health function but this would not address the recommendations of the Peer Review and would not properly ensure the targeted and effective functioning of the service nor address adequately the reducing resource base.

3. The Council could carry out a complete review of the entire senior leadership structure, but this would cause unnecessary and potentially damaging uncertainty and disruption to the delivery of services. A wholesale review would also ignore that the current and proposed structures reflect best practice across unitary councils.

This is a Council Function

Called-in to Policy and Resources Scrutiny Committee

Executive Councillor – Lamb

282 Minutes of the Local Development Framework Party held 6th September 2016

Framework Working Party held on 6th September 2016 concerning proposals on new local listings.

Resolved:-

That the following buildings be designated as locally listed buildings/structures:

- The Co-op building Sutton Road, Southend
- Westcliff Police Station, West Road
- Former Lloyds Bank, London Road, Westcliff
- Civic Centre fountain.

Note:- This is an Executive Function

Called-in to the Place Scrutiny Committee

Executive Councillor:- Flewitt

283 Council Procedure Rule 46

Resolved:-

That the submitted report be noted.

Note:- This is an Executive Function

Eligible for call-in as appropriate to the item

Executive Councillor:- As appropriate to the item

284 Exclusion of the Public

Resolved:-

That, under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the item of business set out below, on the grounds that it would involve the likely disclosure of exempt information as defined in Part 1 of Schedule 12A to the Act and that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

285 Capital Redevelopment of Delaware, Priory and Viking

The Cabinet considered a revised report of the Corporate Director for People on the above.

Resolved:

1. That it be noted that the Strategic Outline Case (SOC) (at Appendix 1 to the submitted report) has found that the preferred option is the re-development of the Viking Learning Disability Day Centre and the New Build of a 60 bed dual registered dementia care home on a single site (Priory).
2. That the preferred option(s) identified above should be subjected to a fully costed Outline Business Case (OBC) to be presented to Cabinet in February 2017.
3. That it be noted that the Scheme will be financed by the Council with the Local Authority Trading Company, Southend Care, operating any new facility under a long term commercial lease from the Council.

Reason for Decision

As set out in the submitted report

Other Options

As set out in the submitted report

Note:- This is an Executive Function
Eligible for call-in to People Scrutiny Committee
Executive Councillor:- Salter

Chairman: _____

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SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Audit Committee

Date: Wednesday, 21st September, 2016

Place: Committee Room 1 - Civic Suite

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Present: Councillor M Davidson (Chair)
Councillors B Ayling, S Buckley (Vice-Chair), C Nevin, A Bright,
D Garston, M Stafford, J Moyies and J Ware-Lane.

In Attendance: J Chesterton, C Gamble, L Everard, D Bonner, D Helps, A Langridge
BDO, L Clampin BDO, I Ambrose, C Fozzard, T MacGregor, J
Denham and D Kleinberg

Start/End Time: 6.30 - 7.50 pm

286 Apologies for Absence

There were no apologies for absence.

287 Declarations of Interest

The following interest was declared at the meeting:

Councillor Davidson – Matters in relation to South Essex Homes – Member of South Essex Homes Board – Non-pecuniary interest.

288 Minutes of the Meeting held on 29th June 2016

Resolved:-

That the minutes of the meeting held on 29th June 2016 be confirmed and signed as a correct record, subject to the inclusion of the additional paragraph in the preamble to minute 78 (Head of Internal Audit Annual Report 2015/16) as reported at Council on 21st July 2016.

289 Local Code of Governance Review

The Committee considered a report of the Chief Executive presenting the Council's Local Code of Governance.

Resolved:-

1. That the Local Code of Governance be recommended for approval by Cabinet.
2. That once approved, the Council's Constitution be updated with the revised Local Code of Governance.

290 BDO Report to the Audit Committee 2015-16

The Committee considered a report summarising the results of the work completed to date for the 2015/16 financial year with regard to:

- the opinion on the Statement of Accounts
- the conclusion on the adequacy of the Council's arrangements for securing economy, efficiency and effectiveness in the use of resources (the VFM conclusion).

The Committee asked a number of questions which were responded to by the BDO External Auditor.

On consideration of the report, the External Auditor informed Members that one objection had been received to the accounts which would need to be resolved before the Audit Certificate could be issued.

The External Auditor concluded by referring to the high quality of the accounts and to the audit which ran smoothly and efficiently. She thanked the Council officers involved for their help and cooperation during the audit process.

Resolved:

That the BDO report to the Audit Committee 2015/16 be accepted.

291 Statutory Statement of Accounts 2015-16

The Committee considered a report of the Corporate Director for Corporate Services on the Statement of Accounts for 2015/16.

The Head of Finance and Resources informed Members that pages 132 and 133 of the accounts (Group Balance Sheet and Group Cash Flow Statement) had been revised and he circulated a copy of the replacement pages at the meeting.

The Committee asked a number of questions which were responded to by officers.

Resolved:-

That the Statement of Accounts 2015/16 be adopted and approved for publication.

292 BDO Progress Report to Those Charged with Governance

The Committee considered a report outlining the progress made in delivering the 2015/16 Annual Audit Plan

Resolved:-

That the progress made in delivering the Annual Audit Plan for 2015/16, be accepted.

293 Internal Audit Quarterly Performance Report

The Committee considered a report of the Corporate Director for Corporate Services on the progress made in delivering the Internal Audit Strategy for 2016/17.

The Committee asked a number of questions which were responded to by officers.

Resolved:-

That the progress made in the delivering the Internal 2016/17 Audit Strategy be noted.

294 Counter Fraud and Investigation Directorate - Status Report

The Committee considered a report of the Corporate Director for Corporate Services on the progress made in delivering the Corporate Counter Fraud & Investigation Strategy for 2016/17.

The Committee asked a number of questions which were responded to by officers.

Resolved:-

That the Counter Fraud & Investigation Directorate's performance to date be noted.

295 Audit Committee Terms of Reference

The Committee considered a report of the Corporate Director for Corporate Services presenting a revised Terms of Reference for the Audit Committee to reflect the current good practice guidelines set out in the publication, CIPFA, Audit Committees Practical Guidance for Local Authorities and Police 2013 Edition.

Recommended:-

That subject to the inclusion of minor amendments to reflect revised officer job titles, the revised Terms of Reference as set out as an appendix to the submitted report, be adopted.

296 Treasury Management Training

It was noted that Treasury Management training had been arranged for all Members and would take place on Tuesday, 8th November 2016 at 17:30.

297 Officer Departure - Sally Holland

The Chairman referred to the impending departure of Sally Holland (Corporate Director for Corporate Services) and thanked her for her excellent contribution to the work of the Audit Committee.

298 Information items

The Committee noted the following documents:-

- Audit Committee Update, Helping Audit Committees to be Effective, Issue 20: CIPFA Survey on Audit Committees
- CIPFA Better Governance Forum;
 - Delivering Good governance Framework
 - Delivering Good Governance Briefing Note
 - Delivering Good Governance Guidance Notes
- Code of Practice – Managing the Risk of Fraud and Corruption
- Fighting Fraud and Corruption Locally the Strategy – 2016
- PKF Fraud Indicator Report

Chairman: _____

SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Appeals Committee A

Date: Monday, 26th September, 2016

Place: Civic 1, Civic Suite

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Present: Councillor C Walker (Chair)
Councillors S Habermel (Vice-Chair), B Ayling, S Aylen, R Hadley,
A Jones and S Buckley

In Attendance: Mr R Harris

Start/End Time: 5.00 - 5.20 pm

299 Apologies for Absence

There were no apologies for absence at this meeting.

300 Declarations of Interest

There were no declarations of interest at this meeting.

301 Minutes of the Meeting held on Wednesday, 1st June 2016

Resolved:-

That the Minutes of the Meeting held on Wednesday 1st June 2016 be confirmed as a correct record and signed.

302 Exclusion of the Public

Resolved:-

That, under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the items of business set out below, on the grounds that they would involve the likely disclosure of exempt information as defined in Part 1 of Schedule 12A to the Act and that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

303 Secondary School Transport Appeal - Pupil AB

The Committee considered a report of the Corporate Director for People, together with supporting correspondence from the parent of pupil AB, in connection with an application for home to school transport assistance.

Resolved:

That there being no circumstances reported which would justify a departure from the Council's policy, the appeal be dismissed.

304 Secondary School Transport Appeal - Pupil AB

The Committee considered a report of the Corporate Director for People, together with supporting correspondence from the parent of pupil AB, in connection with an application for home to school transport assistance.

Resolved:

That there being no circumstances reported which would justify a departure from the Council's policy, the appeal be dismissed.

Chairman: _____

Unaccompanied Children in Calais

This Council recognises:

The government committed to helping unaccompanied children in the Calais camp, many of whom have family in the UK and, with school terms starting in days, now is the time to act.

Britain should be following Germany's lead of accepting more than one million refugees last year and distributing them across hundreds of cities and villages in the country.

This government's claims to be socially just can only be viewed as a failure of leadership while these minors suffer squalor, desperation and destitution.

This Council resolves:

- To write to the Secretary of State at the Home Office urging the government to urgently send officials to the Calais camp to process legitimate asylum claims that will allow unaccompanied children access to Britain and safety.

Proposer: Cllr Cheryl Nevin **Seconder:** Cllr Julian Ware-Lane

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