

SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Cabinet Committee

Date: Thursday, 27th June, 2019

Place: Committee Room 1 - Civic Suite

Present: Councillor R Woodley (Chair)
Councillors K Robinson (Vice-Chair) and M Terry

In Attendance: Councillors K Buck, P Collins, D Cowan, D Garston, D Jarvis,
H McDonald, A Moring, A Thompson and S Wakefield
S Harrington, T Row and B Frost

Start/End Time: 6.00 pm - 8.00 pm

111 Apologies for Absence

There were no apologies for absence.

112 Declarations of Interest

The following interests were declared at the meeting:

(a) Councillor D Garston – Agenda Item No. 4 (Permanent Vehicular Crossing (PVX) Exceptional Circumstances Application Ref: 18/00309a) – Non-pecuniary interest: Knows the parents of the applicant;

(b) Councillor McDonald – Agenda Item No. 4 (Permanent Vehicular Crossing (PVX) Exceptional Circumstances Application Ref: 17/00112) – Non-pecuniary interest: Know the mother of the applicant;

(c) Councillor Terry – Agenda Item No. 4 (Permanent Vehicular Crossing (PVX) Exceptional Circumstances Application Ref: 17/00112) – Non-pecuniary interest: Know the mother of the applicant;

(d) Councillor Terry – Agenda Item No. 4 (Permanent Vehicular Crossing (PVX) Exceptional Circumstances Application Ref: 18/00298) – Non-pecuniary interest: Lives in the vicinity; and

(e) Councillor Woodley – Agenda Item No. 4 (Permanent Vehicular Crossing (PVX) Exceptional Circumstances Application Ref: 17/00112) – Disqualifying non-pecuniary interest: Has been assisting neighbouring residents on a land issue (withdrew) (The chair for this item was taken by the Vice-Chair, Councillor Robinson).

113 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.

114 Permanent Vehicular Crossing (PVX) Exceptional Circumstances Application(s)

The Cabinet Committee received a report of Deputy Chief Executive (Place) that appraised Members of the exceptional circumstance applications for permanent vehicle crossings (PVX) as set out in Appendix 1 to the report. Some of the applicants attended the meeting in respect of their own application.

Resolved:

1. That, in view of the extenuating factors in relation to the individual case, and subject to the following conditions, the PVX exceptional circumstance application reference number 18/00309a be granted:

(1) The applicant will be liable for the full cost of felling and removal of the existing street tree; and

(2) The applicant will be liable for the full cost of planting two appropriate replacement street trees in the locality including purchase, planting, watering for 2 year and maintenance for 3 years, to be undertaken by the Council's Arboricultural Team

2. That the following PVX exceptional circumstance applications be refused:

Application reference number 18/00298
Application reference number 18/00317
Application reference number 18/00334
Application reference number 18/00172b
Application reference number 17/00112
Application reference number 18/00314

Reasons for Decision

To ensure compliance with the statutory duty under Section 184 of the Highways Act 1980 and the current Policy, to ensure safety, free flow of traffic and protection of the local environment.

Other Options

The local highway authority may approve a request with or without modification, or may propose alternative works or reject the request.

Note: This is an Executive function

Not eligible for call-in pursuant to Scrutiny Procedure Rule 15(e)(iv)

Cabinet Member: Cllr Woodley

Chair: _____