

Decision No: CMM10 – 11/09/2008

Forward Plan No: N/A

This record relates to Agenda Item 47 on the agenda for the Decision-Making

## **RECORD OF CABINET MEMBER DECISION**

**DECISION-MAKER:** COUNCILLOR GEOFFREY THEOBALD

**PORTFOLIO AREA:** ENVIRONMENT

**SUBJECT:** MADEIRA DRIVE PROGRESS REPORT

**AUTHOR:** JAYNE BABB

### **THE DECISION**

1. That the Cabinet Member approves the proposals to complete essential short-term infrastructure work including, lighting to improve night time levels of safety and long term measures to restrict traveller encampments, subject to funding being identified
2. That the Cabinet Member authorises officers to seek expressions of interest and external investment in relation to the marketing of any leisure and business proposals for the area.
3. That the Cabinet Member authorises officers to submit any necessary planning applications that may be required and seek all relevant consents relating to carrying out any essential infrastructure work.
4. That the Cabinet Member authorises officers to bring to a future Cabinet Member Meeting a report detailing how the strategic vision and action plan will be developed to address the future regeneration of Madeira Drive.

### **REASON FOR THE DECISION**

1. Officers now require Cabinet Member approval in order to take forward both the short term and long term initiatives that have been outlined in this report.

### **DETAILS OF ANY ALTERNATIVE OPTIONS**

1. No other alternatives considered.

### **OTHER RELEVANT MATTERS CONCERNING THE DECISION**

None

## CONFLICTS OF INTEREST

The decision-maker(s) did not declare a personal or prejudicial interest in the matters set out in the report.

### CONFIRMED AS A TRUE RECORD:

**We certify that the decision this document records was made in accordance with the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 and is a true and accurate record of that decision**

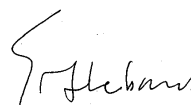
**Date:**

11 September 2008

**Decision Maker:**

Councillor Geoffrey Theobald  
Cabinet Member for Environment

**Signed:**



**Proper Officer:**

11 September 2008

Mark Wall, Head of Democratic Services

**Signed:**



## SCRUTINY

**Note: This decision will come in to force at the expiry of 5 working days from the date of publication subject to any review under the Council's Scrutiny 'Call-In' provisions.**

**Call-In Period**

**12-18 September 2008**

Date of Call-in *(if applicable) (this suspends implementation)*

Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CMM11 – 11/09/2008

Forward Plan No: N/A

This record relates to Agenda Item 48 on the agenda for the Decision-Making

## **RECORD OF CABINET MEMBER DECISION**

**DECISION-MAKER:** COUNCILLOR GEOFFREY THEOBALD

**PORTFOLIO AREA:** ENVIRONMENT

**SUBJECT:** GATING ORDERS - PROTOCOL FOR IMPLEMENTATION

**AUTHOR:** SIMON BANNISTER

### **THE DECISION**

1. That the Cabinet Member approves the attached protocol (See Appendix A) which will be used to inform the councils response to requests for Gating Orders.

### **REASON FOR THE DECISION**

1. Considerable interest in Gating Orders has been expressed by resident communities but the council currently lacks a framework for responding to requests or delivering Gating Orders. Additionally the process is poorly understood, leading to frustration and misplaced expectations on behalf of resident communities.
2. The attached protocol offers a step by step 'roadmap' which will assist the council in managing demand and offer clarity and realistic timescales and an idea of priorities to resident communities making requests for Gating Orders.

### **DETAILS OF ANY ALTERNATIVE OPTIONS**

1. None considered.

### **OTHER RELEVANT MATTERS CONCERNING THE DECISION**

None

### **CONFLICTS OF INTEREST**

The decision-maker(s) did not declare a personal or prejudicial interest in the matters set out in the report.

**CONFIRMED AS A TRUE RECORD:**

**We certify that the decision this document records was made in accordance with the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 and is a true and accurate record of that decision**

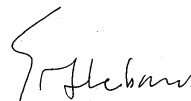
**Date:**

11 September 2008

**Decision Maker:**

Councillor Geoffrey Theobald  
Cabinet Member for Environment

**Signed:**



**Proper Officer:**

11 September 2008

Mark Wall, Head of Democratic Services

**Signed:**



**SCRUTINY**

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**Call-In Period**

**12-18 September 2008**

Date of Call-in *(if applicable) (this suspends implementation)*

Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CMM12 – 11/09/2008

Forward Plan No: ENV2887

This record relates to Agenda Item 49 on the agenda for the Decision-Making

## RECORD OF CABINET MEMBER KEY DECISION

**DECISION-MAKER:** COUNCILLOR GEOFFREY THEOBALD

**PORTFOLIO AREA:** ENVIRONMENT

**SUBJECT:** NATURE CONSERVATION AND DEVELOPMENT SUPPLEMENTARY PLANNING DOCUMENT (SPD)

**AUTHOR:** MATTHEW THOMAS

### THE DECISION

Delete the following three recommendations:

- ~~1. That the Cabinet Member notes the results of the public consultation exercise (Appendix 1) and to endorse the changes made to the draft Nature Conservation and Development SPD.~~
- ~~2. That the Cabinet Member adopts the Nature Conservation and Development SPD as part of the Local Development Framework, subject to any minor grammatical and non-material text and illustrative alterations agreed by the Director of Environment in consultation with the Cabinet Member for Environment.~~
- ~~3. That the Cabinet Member agrees that the Nature Conservation and Development SPD be implemented on 1 October 2008.~~

Insert the following recommendation:

1. That the Cabinet Member notes the results of the public consultation exercise (Appendix 1) and endorses the changes made to the draft Nature Conservation and Development SPD subject to a further round of consultation on Annex 6 Calculating Developer Contributions and New Nature Conservation Benefits.

### REASON FOR THE DECISION

Original reasons for the decision, which still apply:

1. To make Members aware of the representations made on the SPD and officers recommended responses.

2. To ensure there is detailed, up to date, clear and locally relevant advice to all those with an interest in the development process on the integration of biodiversity into development.
3. To improve the biodiversity value of development in Brighton and Hove and make sure all developments adequately address national planning guidance on biodiversity.
4. To enable the local planning authority to prepare for implementation of the SPD and local planning applicants/agents to familiarise themselves with its contents.

Reasons for the revised recommendations:

1. As a result of changes that have to be made to Annex 6 of the SPD and to allow a further round of consultation of these changes.

#### **DETAILS OF ANY ALTERNATIVE OPTIONS**

1. As part as the SPD development process, alternative options were discussed with stakeholders at the early consultation phase. The Sustainability Appraisal tested the possibility of 'doing nothing' and looked at other options for delivery.

#### **OTHER RELEVANT MATTERS CONCERNING THE DECISION**

1. The recommendations in the report were changed after publication, but before the meeting. The changes were stated at the meeting and details are contained in this decision record.

#### **CONFLICTS OF INTEREST**

The decision-maker(s) did not declare a personal or prejudicial interest in the matters set out in the report.

#### **CONFIRMED AS A TRUE RECORD:**

**We certify that the decision this document records was made in accordance with the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 and is a true and accurate record of that decision**

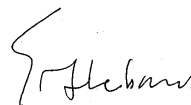
**Date:**

11 September 2008

**Decision Maker:**

Councillor Geoffrey Theobald  
Cabinet Member for Environment

**Signed:**



**Proper Officer:**

11 September 2008

Mark Wall, Head of Democratic Services

Signed:



## SCRUTINY

**Note: This decision will come in to force at the expiry of 5 working days from the date of publication subject to any review under the Council's Scrutiny 'Call-In' provisions.**

### Call-In Period

**12-18 September 2008**

Date of Call-in *(if applicable) (this suspends implementation)*

Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CMM13 – 11/09/2008

Forward Plan No: N/A

This record relates to Agenda Item 50 on the agenda for the Decision-Making

## **RECORD OF CABINET MEMBER DECISION**

**DECISION-MAKER:** COUNCILLOR GEOFFREY THEOBALD

**PORTFOLIO AREA:** ENVIRONMENT

**SUBJECT:** ESTATE AGENTS BOARDS IN HISTORIC AREAS

**AUTHOR:** ROGER DOWTY

### **THE DECISION**

1. That the Cabinet Member approves that a proposal is made to the Government Office for the South East for a Regulation 7 Direction on residential properties within those conservation areas described in paragraph 7.2 and as illustrated in appendices 1 and 2.
2. That the Cabinet Member notes that the proposal should have the effect of removing from the categories of deemed consent in the Town and Country Planning (Control of Advertisements) Regulations 1992, advertisements relating to the sale or letting of residential premises.
3. That the Cabinet Member authorises the Director of Environment to carry out all further consultation required by statute and at the times prescribed.
4. That the Cabinet Member approves that, in the remaining conservation areas, the existing voluntary agreement between the council and the Brighton & Hove Estate Agents Association (BHEAA) be reconfirmed; the effect of which will be to restrict the number of advertisement boards to one per property.

### **REASON FOR THE DECISION**

1. A strong case can be made to bring under planning control the erection of boards within those central conservation areas, where the impact on the setting of groups of historic buildings is greatest, where the case for on site advertising is weak, and where boards create significant harmful visual impact on areas that draw visitors to the city. In other conservation areas the impact of such boards is much less harmful and in these areas the existing voluntary agreement appears to be working satisfactorily.



2. In order to publicise, monitor and enforce any proposal in an efficient manner, it is recommended that the proposal is applied to those conservation areas, where there is a significant number of flats: namely The Avenues, Brunswick Town, Cliftonville, College, Denmark Villas, The Drive, East Cliff, Hove Station, Kemp Town, Montpelier & Clifton Hill, North Laine, Old Hove, Old Town, Regency Square, Valley Gardens, West Hill, and the Willett Estate.

#### **DETAILS OF ANY ALTERNATIVE OPTIONS**

1. Option of no change. After consultation this option has been rejected. Estate agents, who potentially have most to lose from the additional controls, agree that within those higher density central area where streets comprise housing converted to flats, the voluntary agreement is not successful. Enforcing the complex advert regulations is resource intensive and very few boards are found to be in breach. The harmful visual impact from the boards that are legally erected outweighs any benefits to estate agency businesses.
2. Extension of controls to all conservation areas. After consultation, this option has been rejected. In the suburban and outlying conservation areas, the boards are fewer in number and have much less impact on the character and appearance of the streets. They are not an ever-present feature of the street scene. In these areas agents give greater value to the boards. The impact on estate agency businesses is likely to outweigh the environmental benefits.

#### **OTHER RELEVANT MATTERS CONCERNING THE DECISION**

None

#### **CONFLICTS OF INTEREST**

The decision-maker(s) did not declare a personal or prejudicial interest in the matters set out in the report.

#### **CONFIRMED AS A TRUE RECORD:**

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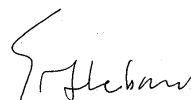
**Date:**

11 September 2008

**Decision Maker:**

Councillor Geoffrey Theobald  
Cabinet Member for Environment

**Signed:**



**Proper Officer:**

11 September 2008

Mark Wall, Head of Democratic Services

**Signed:**



**SCRUTINY**

**Note: This decision will come in to force at the expiry of 5 working days from the date of publication subject to any review under the Council's Scrutiny 'Call-In' provisions.**

**Call-In Period**

**12-18 September 2008**

Date of Call-in *(if applicable) (this suspends implementation)*

Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CMM14 – 11/09/2008

Forward Plan No: ENV2914

This record relates to Agenda Item 51 on the agenda for the Decision-Making

## **RECORD OF CABINET MEMBER KEY DECISION**

**DECISION-MAKER:** COUNCILLOR GEOFFREY THEOBALD

**PORTFOLIO AREA:** ENVIRONMENT

**SUBJECT:** PROPOSED CHANGES TO PLANNING POLICY STATEMENT 6: PLANNING FOR TOWN CENTRES CONSULTATION

**AUTHOR:** CARLY DOCKERILL

### **THE DECISION**

1. That the Cabinet Member notes the changes and implications regarding national policy advice outlined in this report.
2. That the Cabinet Member endorses the draft response to CLG as set out in Appendix B of this report.

### **REASON FOR THE DECISION**

1. To ensure there is detailed, up to date, clear advice to all those with an interest in the development process on relevant town centre issues.

### **DETAILS OF ANY ALTERNATIVE OPTIONS**

1. The report considers the draft guidance in comparison to the status quo.

### **OTHER RELEVANT MATTERS CONCERNING THE DECISION**

None

### **CONFLICTS OF INTEREST**

The decision-maker(s) did not declare a personal or prejudicial interest in the matters set out in the report.

**CONFIRMED AS A TRUE RECORD:**

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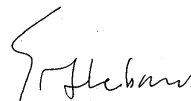
**Date:**

11 September 2008

**Decision Maker:**

Councillor Geoffrey Theobald  
Cabinet Member for Environment

**Signed:**



**Proper Officer:**

11 September 2008

Mark Wall, Head of Democratic Services

**Signed:**



**SCRUTINY**

**Note: This decision will come in to force at the expiry of 5 working days from the date of publication subject to any review under the Council's Scrutiny 'Call-In' provisions.**

**Call-In Period**

**12-18 September 2008**

Date of Call-in *(if applicable) (this suspends implementation)*

Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CMM15 – 11/09/2008

Forward Plan No: N/A

This record relates to Agenda Item 52 on the agenda for the Decision-Making

## **RECORD OF CABINET MEMBER DECISION**

**DECISION-MAKER:** COUNCILLOR GEOFFREY THEOBALD

**PORTFOLIO AREA:** ENVIRONMENT

**SUBJECT:** CLOSURE OF BRIGHTON PARKING  
INFORMATION CENTRE -  
IMPROVEMENT OF SERVICES

**AUTHOR:** AUSTEN HUNTER

### **THE DECISION**

1. That the Cabinet Member approves the centralisation of Parking Information Services to Hove Town Hall and closure of North Road Parking Information Centre by the end of September 2008.

### **REASON FOR THE DECISION**

1. Centralising the Parking Information Centres into better facilities at Hove would mean that an improved, more consistent service could be provided to customers. There would be the possibility of extending opening hours, for example, a trial of opening late one night per week, through better use of existing staff resources.
2. Almost all transactions, such as paying a Penalty Charge Notice, can also be carried out by telephone, post or online. Merging facilities will present the opportunity to invest further in these alternative means of contact. For example, Parking Services are currently working on a system of on-line permit renewals. Centralising services would also allow for a trial of the issuing of waivers by telephone.

### **DETAILS OF ANY ALTERNATIVE OPTIONS**

1. None considered.

### **OTHER RELEVANT MATTERS CONCERNING THE DECISION**

None

## CONFLICTS OF INTEREST

The decision-maker(s) did not declare a personal or prejudicial interest in the matters set out in the report.

### CONFIRMED AS A TRUE RECORD:

**We certify that the decision this document records was made in accordance with the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 and is a true and accurate record of that decision**

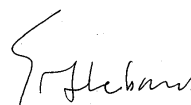
**Date:**

11 September 2008

**Decision Maker:**

Councillor Geoffrey Theobald  
Cabinet Member for Environment

**Signed:**



**Proper Officer:**

11 September 2008

Mark Wall, Head of Democratic Services

**Signed:**



## SCRUTINY

**Note: This decision will come in to force at the expiry of 5 working days from the date of publication subject to any review under the Council's Scrutiny 'Call-In' provisions.**

**Call-In Period**

**12-18 September 2008**

Date of Call-in *(if applicable) (this suspends implementation)*

Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*

Decision No: CMM16 – 11/09/2008

Forward Plan No: ENV2173

This record relates to Agenda Item 53 on the agenda for the Decision-Making

## **RECORD OF CABINET MEMBER KEY DECISION**

**DECISION-MAKER:** COUNCILLOR GEOFFREY THEOBALD

**PORTFOLIO AREA:** ENVIRONMENT

**SUBJECT:** CYCLING DEMONSTRATION TOWN -  
ADDITIONAL FUNDING

**AUTHOR:** CLAIRE WHITEHOUSE

### **THE DECISION**

1. That the Cabinet Member welcomes that the City Council has been successful in retaining its designated status as a Department for Transport Cycling Town.
2. That the Cabinet Member gives delegated authority to the Director of Environment to enter into a Funding Agreement on behalf of the City Council with Cycling England upon formal notification of funding.
3. That the Cabinet Member approves that a further report is brought to a future Cabinet Member Meeting that details a programme of works in relation to specific schemes.

### **REASON FOR THE DECISION**

1. To seek approval for acceptance for funding from DfT and Cycling England following Brighton and Hove's second successful bid for external funding and national status as a Cycling Town.

### **DETAILS OF ANY ALTERNATIVE OPTIONS**

1. There are no alternative options associated with informing the Cabinet Member of successful funding from the DfT and Cycling England.

### **OTHER RELEVANT MATTERS CONCERNING THE DECISION**

None

## CONFLICTS OF INTEREST

The decision-maker(s) did not declare a personal or prejudicial interest in the matters set out in the report.

### CONFIRMED AS A TRUE RECORD:

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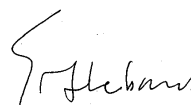
**Date:**

11 September 2008

**Decision Maker:**

Councillor Geoffrey Theobald  
Cabinet Member for Environment

**Signed:**



**Proper Officer:**

11 September 2008

Mark Wall, Head of Democratic Services

**Signed:**



## SCRUTINY

**Note: This decision will come in to force at the expiry of 5 working days from the date of publication subject to any review under the Council's Scrutiny 'Call-In' provisions.**

**Call-In Period**

**12-18 September 2008**

Date of Call-in *(if applicable) (this suspends implementation)*

Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*



Decision No: CMM17 – 11/09/2008

Forward Plan No:

This record relates to Agenda Item 54 on the agenda for the Decision-Making

## **RECORD OF CABINET MEMBER KEY DECISION**

**DECISION-MAKER:** COUNCILLOR JAN YOUNG  
(in place of Councillor Geoffrey Theobald)

**PORTFOLIO AREA:** ENVIRONMENT

**SUBJECT:** NORTH STREET MIXED PRIORITY  
ROUTE (MPR) ROAD SAFETY SCHEME  
- STAGE 2 OBJECTIONS TO TRAFFIC  
REGULATION ORDERS (TROS) AND  
NOTICE FOR ROAD HUMP ENTRY  
TREATMENTS

**AUTHOR:** OWEN MCELROY

### **THE DECISION**

1. That the Cabinet Member approves the Brighton & Hove City Council South Central Brighton Controlled Parking Zone (Area Z) Traffic Regulation Order 2007 Amendment Order No \* 2008, Ship Street/North Street & King Place/North Street Road Hump Entry treatment.
2. That the Cabinet Member for Environment defers consideration of the Brighton & Hove (Ship Street) (One Way Traffic) Order 2008 pending the outcome of a related review by the Environment and Community Safety Overview and Scrutiny Committee.

### **REASON FOR THE DECISION**

1. To seek approval in part of the advertised traffic orders to enable implementation of the scheme, given that objections that have been received cannot be upheld.

### **DETAILS OF ANY ALTERNATIVE OPTIONS**

1. The primary objective for the North Street Mixed Priority Route is to address the particular road safety problems that have resulted in casualties to people and therefore casualty data have been taken into account in designing appropriate engineering measures. Options were considered as part of public consultation and approval for the preferred scheme was given at July Environment CMM.

**OTHER RELEVANT MATTERS CONCERNING THE DECISION**

None

**CONFLICTS OF INTEREST**

The Cabinet Member for Environment declared a personal and prejudicial interest in the matters set out in the report (see minutes). The Cabinet Member for Finance was nominated by the Leader of the Council to take this decision.

**CONFIRMED AS A TRUE RECORD:**

**We certify that the decision this document records was made in accordance with the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000 and is a true and accurate record of that decision**

**Date:**

11 September 2008

**Decision Maker:**

Councillor Jan Young  
Cabinet Member for Finance

**Signed:**



**Proper Officer:**

11 September 2008

Mark Wall, Head of Democratic Services

**Signed:**



**SCRUTINY**

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**Call-In Period**

**12-18 September 2008**

Date of Call-in *(if applicable) (this suspends implementation)*

Call-in Procedure completed *(if applicable)*

Call-in heard by *(if applicable)*

Results of Call-in *(if applicable)*