

**MINUTES OF A MEETING OF NELSON COMMITTEE
HELD AT NELSON TOWN HALL
ON 7TH AUGUST 2017**

PRESENT –

The Worship the Mayor (Councillor D. Whalley)

Councillor M. Ammer (Chairman - in the Chair)

Councillors

Co-optees

*N. Ahmed
W. Blackburn
J. Henderson
M. Iqbal
M. Sakib
K. Shore
S. Wicks*

*N. Emery
N. Hayat*

(Apologies were received from Councillors G. Adam, T. Cooney, A. Mahmood, B. Parker and N. Younis)

Officers in attendance:

<i>Julie Whittaker</i>	<i>Housing, Health and Economic Regeneration Manager and Area Co-ordinator</i>
<i>Kathryn Hughes</i>	<i>Principle Development Management Officer</i>
<i>Sarah Waterworth</i>	<i>Committee Administrator</i>



The following person attended the meeting and spoke on the item indicated:

<i>Umar Farugue</i>	<i>17/0253/FUL Full: Change of use from offices (B1) to school (D1), erection of two enclosed staircases to sides and windows and door on rear elevation and erection of 2m high fence to all four sides at The Innovation Centre, Brunswick Street, Nelson.</i>	<i>Minute No. 44(a)</i>
<i>Claire Bradley Nicola Styles Nicolas Styles Catherine Whitney Tom O'Conner</i>	<i>17/0359/FUL Full: Change of use of curtilage to cattery including 4 parking spaces and erection of two buildings with 15 double cattery pens to accommodate up to 30 cats at Catlow Hall Farm.</i>	<i>Minute No. 44(a)</i>



40. DECLARATION OF INTERESTS

Members were reminded of the requirements of the Member Code of Conduct concerning the Declaration of Interests.

The following person declared a disclosable pecuniary interest in the items indicated –

Councillor M. Ammer 17/0292/FUL Full: Erection of a two storey Minute No. 44(a)
extension to the front at Lonsdale Car Body
Repairs, Lonsdale Street, Nelson.

41. PUBLIC QUESTION TIME

Mrs Choudhry complained about parking problems and antisocial behaviour around the area of Rhoda Street, Pine Street and Belgrave Street. She explained that there were a number of empty houses in the area which were becoming an eye sore. Councillor Whalley said that there was also an issue with dogs and dog fouling in that area. County Councillor Ali added that there was also an ongoing problem with street cleansing as people were dumping rubbish.

The Chairman said that these issues would be referred to the Neighbourhood Services Manager and the Environmental Services Manager to take action.

42. MINUTES

RESOLVED

That the Minutes of this Committee at the meeting held on 3rd July, 2017 be approved as a correct record and signed by the Chairman subject to Councillor K. Shore being in attendance.

43. PROGRESS REPORT

A progress report on action arising from the meeting of this Committee held 3rd July, 2017 was submitted for information.

44. PLANNING APPLICATIONS

(a) Applications to be determined

The Planning, Building Control and Licensing Services Manager submitted a report on planning applications to be determined as follows:-

17/0242/FUL Full: Erection of single storey rear extension, formation of gable roof and front and rear dormers and subdivision to two flats at 72 Maurice Street for Mr Mirza Hussain.

Before the vote was taken the Principal Development Management Officer advised that should the application be approved this was a significant departure from policy the matter would be referred to the Head of Legal Services and subject to his agreement the decision would stand referred to the Development Management Committee.

RECOMMENDATION

That planning permission be **granted**.

17/0253/FUL **Full: Change of use from offices (B10 to school (D1), erection of two enclosed staircases to sides and windows and door on rear elevation and erection of 2m high fence to all four sides at The Innovation Centre, Brunswick Street, Nelson for Fountains of Knowledge.**

The Agent withdrew the application at the meeting.

17/0275/FUL **Full: Change of use from betting shop (Use Class A2) to taxi booking office (Use Class Sui Generis) and parking for 1 taxi at 136 Scotland Road for Mr Mohammed Choudhry.**

RESOLVED

That the Planning, Building Control and Licensing Services Manager be delegated authority to **grant consent** subject to a satisfactory statement with regards Policy 25 of the Replacement Pendle Local Plan being received.

(Councillor M. Ammer declared a pecuniary interest in the following item and withdrew from the meeting)

Councillor J. Henderson (Vice Chairman - in the Chair)

17/0292/FUL **Full: Erection of a two storey extension to front at Lonsdale Car Repairs, Lonsdale Street, Nelson for Mr Mohammed Arif.**

RESOLVED

That planning permission be **granted** subject to the following conditions and reasons:-

1. The proposed development hereby permitted shall be begun before the expiration of three years from the date of this permission.

Reason: Required to be imposed by Section 51 of the Town and Country Planning Act 1990, as amended by Section 51 of the Planning and Compulsory Purchase Act 2004.

2. The development hereby permitted shall be carried out in accordance with the following approved plans :1.

Reason: For the avoidance of doubt and in the interests of proper planning.

3. All materials to be used in the elevations and roof of the proposed development shall be as stated on the application form and approved drawings and shall not be varied without the prior written permission of the Local Planning Authority.

Reason: These materials are appropriate to the locality and in order to allow the Local Planning Authority to control the external appearance of the development.

REASON

Section 38 of the Planning and Compulsory Purchase Act 2004 requires that applications be determined in accordance with the development plan unless material considerations indicate otherwise. The proposed development is acceptable in terms of policy, design amenity and highway safety. The development therefore complies with the development plan. There is a positive presumption in favour of approving the development and there are no material reasons to object to the application.

Councillor M. Ammer (Chairman - in the Chair)

17/0337/ADV **Advert Consent: retain three illuminated signs – two fascia signs and one projecting sign to front and side elevations at 68 – 70 Manchester Road, Nelson for Mr M Naeem.**

RESOLVED

That Planning permission be **deferred** to allow further discussion with the applicant regarding the illuminated signs.

17/0347/HHO **Full: Erection of dormer windows to front and rear roofslopes at 51 Princess Street, Nelson for Mr. O. Malik**

RESOLVED

That the Planning, Building Control and Licensing Services Manager be delegated authority to **grant consent** subject to amended plans being received.

17/0359/FUL **Full: Change of use of part of curtilage to cattery including 4 parking spaces and erection of two buildings with 15 double cattery pens to accommodate up to 30 cats at Catlow Hall Farm for Miss Elizabeth Bradshaw.**

The Principle Development Management Officer submitted an update was submitted to the meeting.

RESOLVED

That planning permission be **refused** subject to the following reasons:-

1. Detrimental impact on the conservation area.
2. Inappropriate design and materials.

(b) Planning Appeals

The Planning, Building Control and Licensing Services Manager reported that there was one outstanding appeal:-

17/0009/AP/COND 16/0379/FUL: - Appeal against condition 4 of planning permission for change of use of care home to eye clinic and medical centre and formation of a car park at 49 Hibson Road, Nelson BB9 0AE.

45. ENFORCEMENT / UNAUTHORISED USES

The Head of Legal Services submitted, for information a report regarding enforcement action.

46. CAPITAL PROGRAMME 2017/18

The Neighbourhood Services Manager submitted a report regarding the committees 2017/18 capital programme.

A late bid of £1,338 for Whitefield Community Association Tea in the Park event was submitted to the meeting.

RESOLVED

- (1) That the schemes listed in Appendix 1 of the report be noted
- (2) That the following be allocated from the 2017/18 Capital Programme:-
 - (a) £1,250 for upgrading of Street Lights on Back 12-46 Every Street, Nelson.
 - (b) £2,000 for repairing of Potholes in track linking Wickworth Street to Marsden Hall Road South, Nelson.
- (3) That £669 be allocated to the Whitefield Community Association Tea in the Park event and Nelson Town Council be requested to match fund the amount.

REASON

To enable the capital programme to be allocated efficiently and effectively.

47. ENVIRONMENTAL CRIME

The Environmental Services Manager submitted for information, a report regarding environmental crime action in Nelson from 1st April to 30th June, 2017.

48. ITEMS FOR DISCUSSION

(a) Indiscriminate use of Fireworks

Councillors Henderson and Blackburn made reference to the increasing number of large industrial fireworks being let off in the early hours of the morning to celebrate weddings. Town Councillor Hayat reported that there had been a number of complaints and comments posted on Facebook from residents in Nelson regarding this matter stating that the fireworks were a noise nuisance and a danger to residents along with those people letting them off and watching the displays.

Nelson Committee (07.08.2017)

Councillor Henderson said the law was very clear as to when and where fireworks could be used, this did not include the street and public places and they must not be set off between 11pm and 7am except for Bonfire Night (when cut off is midnight), New Year's Eve, Diwali and Chinese New Year (when cut off is 1am).

Councillor Blackburn asked that a working group be set up with members of this Committee, Nelson Town Council, Police, Community Leaders and Officers of the Council to look at what action can be taken and how to raise awareness regarding the law when setting off fireworks.

RESOLVED

That a working group be set up with members of this Committee, Nelson Town Council, Police, Community Leaders and Officers of the Council to look at what action can be taken and how to raise awareness regarding the law when setting off fireworks.

REASON

To reduce noise nuisance and danger to residents.

Chairman: _____