

Decision No: CMM016 – 02.02.12

Publication Date

Forward Plan No:

This record relates to Agenda Item 73 on the agenda for the Decision-Making

RECORD OF CABINET MEMBER DECISION

DECISION-MAKER:	COUNCILLOR BILL RANDALL
PORTFOLIO AREA:	PLANNING, EMPLOYMENT, ECONOMY & REGENERATION
SUBJECT:	LOCALISM ACT - PLANNING IMPLICATIONS
AUTHOR:	HELEN GREGORY

THE DECISION

That the Cabinet Member for Planning, Employment, Economy & Regeneration notes the update in relation to the planning aspects of the Localism Act, how aspects of the Act are being implemented and areas of particular interest for future reports.

REASON FOR THE DECISION

This report updates the Cabinet Member for Planning, Employment, Economy & Regeneration on how planning aspects of the Localism Act are beginning to be implemented.

DETAILS OF ANY ALTERNATIVE OPTIONS

There are no alternative options. Once the planning provisions of the Localism Act come into effect the council is required to prepare plans in accordance with the provisions in the Act.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

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:

02 February 2012

Decision Maker:

Councillor Bill Randall
Leader of the Council

Signed:



Proper Officer:

02 February 2012

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

9 February 2012

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: CMM017 – 02.02.12

Publication Date

Forward Plan No:

This record relates to Agenda Item 74 on the agenda for the Decision-Making

RECORD OF CABINET MEMBER DECISION

DECISION-MAKER:	COUNCILLOR BILL RANDALL
PORTFOLIO AREA:	PLANNING, EMPLOYMENT, ECONOMY & REGENERATION
SUBJECT:	GOVERNMENT CONSULTATION : NEIGHBOURHOOD PLANNING REGULATIONS
AUTHOR:	REBECCA FRY

THE DECISION

That the Cabinet Member for Planning, Employment, Economy & Regeneration endorses the council's officers' response to the Government's consultation, as set out at Appendix 1, to the Government's consultation relating to the draft Neighbourhood Planning Regulations.

REASON FOR THE DECISION

To gain formal approval and endorsement of the council's draft response to the Government consultation on the draft Neighbourhood Planning Regulations. Whilst the response has been sent in order to meet the consultation deadline of 5 January 2012 this was on the understanding it was to be subject to approval and endorsement at Cabinet Members Meeting.

DETAILS OF ANY ALTERNATIVE OPTIONS

None identified. A do nothing approach (not responding to the consultation document) is not considered appropriate in view of the importance of this document within the planning system.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

CONFIRMED AS A TRUE RECORD:

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02 February 2012

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Councillor Bill Randall
Leader of the Council

Signed:



Proper Officer:

02 February 2012

Mark Wall, Head of Democratic Services

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Call-In Period

9 February 2012

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: CMM018 – 02.02.12

Publication Date

Forward Plan No:

This record relates to Agenda Item 75 on the agenda for the Decision-Making

RECORD OF CABINET MEMBER DECISION

DECISION-MAKER: COUNCILLOR BILL RANDALL

PORTFOLIO AREA: PLANNING, EMPLOYMENT, ECONOMY & REGENERATION

SUBJECT: COMMUNITY INFRASTRUCTURE LEVY: DETAILED PROPOSALS AND DRAFT REGULATIONS FOR REFORM - CONSULTATION

AUTHOR: MIKE HOLFORD

THE DECISION

That the Cabinet Member for Planning, Environment, Economy and Regeneration endorses the Council officer's response to the Government's consultation on the Community Infrastructure Levy - Detailed Proposals and Draft Regulations for Reform (as set out in this report and appendix).

REASON FOR THE DECISION

To gain formal approval of the Council's response to the Government consultation on the Community Infrastructure Levy - Detailed proposals and draft Regulations for Reform previously sent as an officer response to meet the closing date of 30th December 2011.

DETAILS OF ANY ALTERNATIVE OPTIONS

None required. Not responding to the consultation documents is not considered appropriate in view of the importance to future development in the City.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

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02 February 2012

Mark Wall, Head of Democratic Services

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Call-In Period

9 February 2012

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: CMM019 – 02.02.12

Publication Date

Forward Plan No:

This record relates to Agenda Item 76 on the agenda for the Decision-Making

RECORD OF CABINET MEMBER DECISION

DECISION-MAKER:	COUNCILLOR BILL RANDALL
PORTFOLIO AREA:	PLANNING, EMPLOYMENT, ECONOMY & REGENERATION
SUBJECT:	DEVELOPER CONTRIBUTIONS - TEMPORARY RECESSION MEASURES AND UPDATED TECHNICAL GUIDANCE
AUTHOR:	DEBRA MAY

THE DECISION

- (1) That the Cabinet Member for Planning, Employment, Economy & Regeneration (PEER) approves the revised Developer Contributions Temporary Recession Relief Measures and agrees changes to reflect revised Council priorities in the nature and type of developer contributions that will be sought when considering issues of viability on development sites.
- (2) That the Cabinet Member for PEER approves the updated Technical Guidance on Developer Contributions attached at Appendix 1.

REASON FOR THE DECISION

- (1) The recommendation takes into account current priority areas for seeking developer contributions and the need for updated advice.
- (2) The Technical Guidance has been updated and provides advice for Council officers and others in negotiating developer contributions.

DETAILS OF ANY ALTERNATIVE OPTIONS

- (1) An alternative option is to secure the full range of developer contributions from all developments in accordance with existing and emerging policy changes. Developers sometimes already experience difficulty in meeting the current full range of developer contributions and in certain circumstances additional pressures of contributions may discourage development or may possibly render it financially unviable. To enable appropriate development to proceed the issue of s106 requirements may be addressed through temporary recession relief measures.
- (2) An option is to rely on existing adopted Local Plan policies. The Council currently secures a range of contributions in this manner. However, Local Plan policies are not sufficiently worded to justify securing contributions to a local employment training programme which is now a priority for the Council. In addition a formula for calculating commuted sums in lieu of on site provision of affordable housing is also required.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

CONFIRMED AS A TRUE RECORD:

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02 February 2012

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Councillor Bill Randall
Leader of the Council

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02 February 2012

Mark Wall, Head of Democratic Services

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Call-In Period
9 February 2012

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: CMM020 – 02.02.12

Publication Date

Forward Plan No:

This record relates to Agenda Item 77 on the agenda for the Decision-Making

RECORD OF CABINET MEMBER DECISION

DECISION-MAKER: COUNCILLOR BILL RANDALL

PORTFOLIO AREA: PLANNING, EMPLOYMENT, ECONOMY & REGENERATION

SUBJECT: MAINTENANCE OF HISTORIC BUILDINGS

AUTHOR: TIM JEFFERIES

THE DECISION

That the updated register of listed buildings that are considered to be 'at risk' is endorsed (Appendix 1).

REASON FOR THE DECISION

The report recommendation will allow resources to be directed to those historic buildings that are most in need of repair and to ensure a consistent and transparent approach to any future enforcement action.

DETAILS OF ANY ALTERNATIVE OPTIONS

None considered.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

CONFIRMED AS A TRUE RECORD:

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02 February 2012

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Councillor Bill Randall
Leader of the Council

Signed:



Proper Officer:

02 February 2012

Mark Wall, Head of Democratic Services

Signed:



SCRUTINY

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Call-In Period

9 February 2012

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: CMM021 – 02.02.12

Publication Date

Forward Plan No:

This record relates to Agenda Item 78 on the agenda for the Decision-Making

RECORD OF CABINET MEMBER DECISION

DECISION-MAKER:	COUNCILLOR BILL RANDALL
PORTFOLIO AREA:	PLANNING, EMPLOYMENT, ECONOMY & REGENERATION
SUBJECT:	UPDATE ON PROPOSED ARTICLE 4 DIRECTIONS FOR PATCHAM, ROTTINGDEAN AND OIVINGDEAN CONSERVATION AREAS
AUTHOR:	SANNE ROBERTS

THE DECISION

That the approved Town and Country Planning (General Permitted Development) C 1995 Article 4(1) Directions for Patcham Conservation Area and Rottingdean Conservation Area are progressed for those parts of the Areas that lie outside the South Downs National Park, and as shown in Appendix 1.

REASON FOR THE DECISION

- (1) The recommendation to progress Article 4(1) Directions for those parts of Patcham and Rottingdean Conservation Areas that fall outside the South Downs National Park will simplify the process of making the Directions and their later management. It will not alter the level of control proposed for dwellings in these areas.
- (2) The making of an Article 4(1) Direction will help preserve the character and appearance of Patcham and Rottingdean Conservation Areas, for which the Council has a duty. There is broad support for these controls and their introduction is in line with the principles set out in the Council's adopted Conservation Strategy (2003) and with national and Government guidance (English Heritage Guidance 2011, Planning Policy Statement 5: Planning for the Historic Environment).

DETAILS OF ANY ALTERNATIVE OPTIONS

None considered.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

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Leader of the Council

Signed:



Proper Officer:

02 February 2012

Mark Wall, Head of Democratic Services

Signed:



SCRUTINY

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Call-In Period

9 February 2012

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: CMM022 – 02.02.12

Publication Date

Forward Plan No:

This record relates to Agenda Item 79 on the agenda for the Decision-Making

RECORD OF CABINET MEMBER DECISION

DECISION-MAKER:	COUNCILLOR BILL RANDALL
PORTFOLIO AREA:	PLANNING, EMPLOYMENT, ECONOMY & REGENERATION
SUBJECT:	OVINGDEAN CONSERVATION AREA REVIEW
AUTHOR:	SANNE ROBERTS

THE DECISION

- (1) That the Cabinet Member for Planning, Employment, Economy & Regeneration approves the revised draft Ovingdean Conservation Area Appraisal character statement and boundary changes for public consultation.
- (2) That a Town and Country Planning (General Permitted Development) Order 1997 Article 4(1) Direction relating to those categories of development set out in Appendix 1 be made for dwellings in those parts of the Conservation Area that lie outside the South Downs National Park and as shown on Appendix 1.

REASON FOR THE DECISION

- (1) Ovingdean Conservation Area does not have an up-to-date, in depth character appraisal. A review of the Conservation Area would accord with the Council's adopted Conservation Strategy (2003), and with national and Government guidance (English Heritage Guidance 2006, Planning Policy Statement 5: Plan for the Historic Environment).
- (2) The responses to public consultation are broadly supportive of preserving and enhancing the character and special interest of the area. There is, however, strong support for revisions to be made to the proposed conservation area boundary. There is also strong local and ward councillor support for further consultation on this. The recommendation to consult on a revised boundary proposal has taken account of the representations received during public consultation. The changes made to the character statement are a result of those comments. The making of an Article 4(1) Direction will help preserve the character and appearance of the dwellings in the village through controlling incremental change.

DETAILS OF ANY ALTERNATIVE OPTIONS

None considered.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

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02 February 2012

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Proper Officer:

02 February 2012

Mark Wall, Head of Democratic Services

Signed:



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Call-In Period
9 February 2012

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: CMM023 – 02.02.12

Publication Date

Forward Plan No:

This record relates to Agenda Item 80 on the agenda for the Decision-Making

RECORD OF CABINET MEMBER DECISION

DECISION-MAKER:	COUNCILLOR BILL RANDALL
PORTFOLIO AREA:	PLANNING, EMPLOYMENT, ECONOMY & REGENERATION
SUBJECT:	BACKGROUND STUDIES FOR THE CITY PLAN
AUTHOR:	LIZ HOBDEN

THE DECISION

That the Cabinet Member for Planning, Employment, Economy and Regeneration approves the following studies as supporting evidence for the City Plan and other Local Development Documents – an update of the Strategic Flood Risk Assessment 2011, the Student Housing and Houses in Multiple Occupation Concentration Assessment 2011, the Strategic Housing Land Availability Assessment Schedules Update 2011; and Take-aways Near Schools Study 2011.

REASON FOR THE DECISION

To gain formal approval of the two background studies that form part of the evidence base for the City Plan and other Development Plan Documents and council strategies. It also allows the final documents to go into the public domain to inform planning decisions.

DETAILS OF ANY ALTERNATIVE OPTIONS

The Studies are required by Government planning guidance requiring plans to be supported by a sound evidence base. Indeed if the final background studies are not approved the interim versions will remain in the public domain. The latest information may not therefore be taken into consideration in planning matters. Without formal approval of the background studies the evidence base to the City Wide Plan may be considered unsound.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

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Leader of the Council

Signed:



Proper Officer:

02 February 2012

Mark Wall, Head of Democratic Services

Signed:



SCRUTINY

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Call-In Period

9 February 2012

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: CMM024 – 02.02.12

Publication Date

Forward Plan No:

This record relates to Agenda Item 81 on the agenda for the Decision-Making

RECORD OF CABINET MEMBER DECISION

DECISION-MAKER:	COUNCILLOR BILL RANDALL
PORTFOLIO AREA:	PLANNING, EMPLOYMENT, ECONOMY & REGENERATION
SUBJECT:	PLANNING BRIEF: FORMER FALMER HIGH SCHOOL SURPLUS LAND
AUTHOR:	ALAN BUCK

THE DECISION

That the planning brief be approved as a means of helping guide future development proposals on the former Falmer High School released land.

REASON FOR THE DECISION

The recommendations should be approved in order to provide increased weight to the planning brief as a material consideration in the planning process.

DETAILS OF ANY ALTERNATIVE OPTIONS

An alternative would be to not provide a planning brief. It is, however, considered helpful in this instance to provide a brief to provide guidance on the council's corporate aspirations regarding future land uses on the site.

OTHER RELEVANT MATTERS CONCERNING THE DECISION

None

CONFLICTS OF INTEREST

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Proper Officer:

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Call-In Period

9 February 2012

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)*