

BRIGHTON & HOVE CITY COUNCIL

ENVIRONMENT COMMITTEE

5PM – 20 MARCH 2008

COUNCIL CHAMBER
HOVE TOWN HALL

MINUTES

Present: Councillor Theobald (Chairman); Councillors Davey, Davis, Drake (Deputy Chair), Janio, Mitchell (Opposition Spokesperson), Norman, Peltzer Dunn, Rufus, Turton and Wrighton.

PART ONE

ACTION

127. PROCEDURAL BUSINESS

127A Declarations of Substitutes

127.1 Councillor Peltzer Dunn declared a personal and prejudicial interest relative to Item 141 on the agenda "Allocation of 2008 / 09 Local Transport Plan Funding " by virtue of the fact that he lived at an address in New Church Road, Hove which was included in one of the schemes . He stated that he would not therefore take any part in the discussion or voting thereon.

127B Declarations of Interest

127.2 There were none.

127C Exclusion of Press and Public

127.3 The Committee considered whether the press and public should be excluded from the meeting during the consideration of any items contained in the agenda, having regard to the nature of the business to be transacted and the nature of the proceedings and the likelihood as to whether, if members of the press and public were present, there would be disclosure to them of confidential or exempt information as defined in Schedule 12A, Part 5A, Section 100A(4) or 100 1 of the Local Government Act 1972 (as amended).

127.4 **RESOLVED** - That the press and public be not excluded from the meeting.

128. MINUTES

128.1 **RESOLVED** – That the minutes of the meeting held on 24 January 2008 be approved and signed by the Chairman.

129. CHAIRMAN'S COMMUNICATIONS

Move to New Democratic Arrangements

129.1 The Chairman stated that as this would be the last meeting of the Committee under the current democratic arrangements he wished to take the opportunity to place on record his thanks to Members and Officers for their contributions and support during his period as Chairman . Members of Committee responded in suitable terms.

129.2 **RESOLVED** – That the position be noted.

130. CALLOVER

130.1 **RESOLVED** – That with the exception of the items reserved (and marked with an asterisk), the recommendations contained therein be approved and adopted without debate , excepting notices of Motion, Deputations, Petitions and letters.

131. PUBLIC QUESTIONS AND LETTERS

BRIGHTON MARINA MASTERPLAN PAN 04

131.1 Questions and supplementary questions were relative to the above matter were asked by the following and were responded to by Councillor G Theobald the Chairman and the relevant Officers of the Council .

Mr R Powell - Marine Gate Residents Association ;

Mr P Martin - Brighton Marina Residents Association;

Miss J Sewell - Kemptown Society ;

Mr B Simpson - Save Brighton ; and

Mrs R Shepherd - Roedean Residents Association

[**Note** : In view of the detailed contained in the information provided, written copies of the information provided in response were provided at the meeting and appended to the minute

book copy of these minutes].

- 131.2 **RESOLVED** - That the questions asked and responses given be noted.
- 131.3 The Chairman referred to a letter of support received from residents of Brunswick Square expressing support for the communal bins scheme.
- 131.4 **RESOLVED** - That the content of the letter be noted.
- 131.5 A question was put by Ms V Davies relative to communal bins and a response was provided by the Chairman.
- 131.6 **RESOLVED** - That the question asked and response provided be noted.
- 131.7 The Chairman referred to a letter received from Ms T Meyer relative to parking issues in her area. It was noted that Ms Meyer had been unable to attend in person.
- 131.8 **RESOLVED** – That the content of the letter be noted.
- 131.9 A question was put by Ms S McCrickard relative to maps circulated in connection with the communal bins scheme and a response was provided by the Chairman.
- 131.10 **RESOLVED** - That the question asked and response provided be noted.

132. LETTERS FROM COUNCILLORS

- 132a The Committee considered a letter submitted by Councillor Caulfield concerning the Enforcement of Cycle Lanes, Coombe Terrace.

RESOLVED – That the contents of the letter be noted.

- 132b The Committee considered a letter submitted by Councillor Davey concerning Securing the London Road Car Park at night

RESOLVED – That the contents of the letter be noted.

- 132c The Committee considered a letter from Councillor Steedman concerning Making a bid to the Transport Innovation Fund

RESOLVED – That the contents of the letter be noted.

- 132d It was explained that the letter received from Councillor Fryer calling for a report outlining options to renegotiate terms of the Waste Contract had been referred to the Policy and Resources

Committee for consideration.

RESOLVED – That the position be noted.

132e The Committee considered a letter from Councillor West concerning Madeira Drive Restoration and Improvement Fund

RESOLVED – That the contents of the letter be noted.

132f The Committee considered a letter received from Councillor Davis concerning Parking Restrictions Nizells Avenue and Somerhill Road

RESOLVED – That the contents of the letter be noted.

133. PETITIONS

133.1 None were received.

134. DEPUTATIONS

134.1 **RESOLVED** – None were received.

135. FOOD LAW ENFORCEMENT SERVICE PLAN

135.1 The Committee considered the report of the Director of Environment in relation to the Food Law Enforcement Service Plan (for copy see minute book).

135.2 **RESOLVED** - That The Committee recommend to full Council approval of the Food Law Enforcement Service Plan as set out in Appendix A to the report .

136. ANNUAL HEALTH & SAFETY SERVICE PLAN 2008 / 2009

136.1 The Committee considered the report of the Director of Environment in relation to the Annual Health & Safety Service Plan 2008 / 09 (for copy see minute book).

136.4 **RESOLVED** –

(1) That the Assistant Director (Public Safety) be authorised to make any technical changes necessary on completion of the consultation exercise ; and

(2) That subject to (1) above it is recommended to Council that the Health & Safety Annual Service Plan 2008-09 be adopted and published in accordance with HSE statutory guidance.

***137. BRIGHTON MARINA MASTERPLAN PLANNING ADVISORY**

- 137.1 The Committee considered the report of the Director of Environment in relation to the Brighton Marina Masterplan Planning Advisory Note (for copy see minute book).
- 137.2 The Solicitor to the Committee gave the following information by way of clarification :

Item of Clarification – Planning Advice Note PAN 04 : Paragraph 15.2 Page 28

Replace :

“The current planning regime therefore prevails over the terms of the Act and should not be exercised independently of it. Planning applications for tall buildings therefore fall to be judged against planning policies and supplementary guidance.”

With :

“ the planning regime should be exercised independently of the Brighton Marina Act 1968 which requires a separate decision by Council based on the terms of that act . “

- 137.3 The Chairman confirmed in response to concerns which had been raised that if any future application(s) were received which sought to build above the level of cliff height would require a waiver to be agreed by full Council (Paragraph 137.2 above refers in detail). The Assistant Director (City Planner) gave a detailed presentation relative to the Masterplan and answered Members questions in respect thereof . A copy of that presentation is appended to the minute book copy of the minutes .
- 137.4 **RESOLVED** –That the Committee approve the Brighton Marina Masterplan Planning Advice Note (04). Attached as Appendix 1 to the report be approved.

[**Note** : Councillors Davey, Rufus and Wrighton wished it to placed on record that they had voted against the recommendation . On a vote of 7 to 3 the Brighton Marina Masterplan Planning Advice Note (04) was approved].

***138. NEW ROAD UPDATE**

- 138.1 The Committee considered the report of the Director of Environment in relation to the New Road Update (for copy see minute book).
- 138.2 Councillor Pidgeon was in attendance and addressed the Committee at the invitation of the Chairman.
- 138.4 **RESOLVED** – That the following be approved :

Experimental Traffic Order

- (1) That no changes are made to the existing experimental traffic order for New Road ;
- (2) That an additional experimental traffic order is made to restrict parking in disabled bays to three hour periods in New Road.
- (3) That the suspended taxi bay is not reinstated in New Road.

Pedestrianisation

- (4) That New Road should not be pedestrianised.

Provision for Visually Impaired People.

- (5) That the Chairman of Environment requests in writing that the Department for Transport allow “5mph” or “Drive at Walking Speed” signs to replace the current 20mph signs in New Road.
- (6) That any changes required to enhance the area for visually impaired people are informed by an Access Audit carried out by JMU Access Partnership.

***139. TRAFFIC ORDER LEGAL AMENDMENTS**

- 139.1 That the Committee considered the report of the Director of Environment in relation to Traffic Order Legal Amendments (for copy see minute book).
- 139.2 **RESOLVED** - That the Committee (having taken account of all duly made representations and objections), the making of the Brighton & Hove (Waiting & Loading/Unloading Restrictions and Parking Places) Consolidation Order 2001 Amendment Order No. 200* be approved including the proposed amendments set out in report.

***140. DELIVERY OF HIGHWAY NETWORK IMPROVEMENTS**

140.1 The Committee considered the report of the Director of Environment in relation to the Delivery of Highway Network Improvements (for copy see minute book).

140.2 **RESOLVED** - That the outline construction timetable of planned roadworks for 2008/09 be approved as detailed in the appendices accompanying the report.

***141. ALLOCATION OF 2008/ 09 LOCAL TRANSPORT PLAN FUNDING**

141.1 The Committee considered the report of the Director of Environment in relation to the Allocation of 2008/ 09 Local Transport Plan Funding (for copy see minute book).

141.2 **RESOLVED** – That the following be approved :

(1) Allocation of the £5.696 million 2008/09 Local Transport Plan settlement to specific Integrated Transport and Maintenance schemes as set out in Appendix A of the report ; and

(2) Allocation of the Road Safety Grant of £420,080 to the Sussex Safer Roads Partnership to continue the important funding of casualty reduction measures in the area.

142. ONE WAY TRAFFIC, WEST STREET

142.1 This item was withdrawn for consideration at a future meeting. It was noted that this would take place under the new democratic arrangements.

142.2 **RESOLVED** – That the position be noted.

***143. ELM GROVE SAFER ROUTES TO SCHOOL SCHEME**

143.1 The Committee considered the report of the Director of Environment in relation to the Elm Grove Safer Routes to School Scheme (for copy see minute book).

143.2 **RESOLVED** –That the following be approved :

- (1) The preferred scheme outlined in Appendix A to the report and authorisation of the detailed design together with the advertising of an order under the Road Traffic Regulation Act 1984 in respect of elements in the preferred scheme ; and
- (2) The Director of Environment is authorised to implement the scheme in the 2008/09 financial year, within the budget available, subject to the satisfactory resolution to any representations received following the advertisement of the Traffic Orders.

***144. CASTLE SQUARE / OLD STEINE ROAD SAFETY SCHEME**

144.1 The Committee considered the report of the Director of Environment in relation to the Castle Square / Old Steine Road Safety Scheme (for copy see minute book).

144.2 **RESOLVED** – That having taken account of all duly made representations and objections received, approval be given to the making of the Brighton & Hove City Council South Central Brighton Controlled Parking Zone (Area Z) Traffic Regulation Order 2007 Amendment Order No * 2008, The Brighton & Hove (Old Steine/Castle Square Area) (Traffic Regulation) Order 1996 Amendment Order No1 2008, The Brighton & Hove (Old Steine) (One Way Traffic) Order 1981 Amendment Order No1 2008.

***145. BLACK LION STREET - SEEKING APPROVAL FOR THE IMPLEMENTATION OF PEDESTRIAN PRIORITY MEASURES TO BLACK LION STREET**

145.1 The Committee considered the report of the Director of Environment in relation to the Black Lion Street - Seeking approval for the Implementation of Pedestrian Priority Measures to Black Lion Street (for copy see minute book).

145.2 **RESOLVED** –That :

(1) Having taken account of all duly made representations and given considered opinion to the safety implications and enhancements to the pedestrian environment the following be approved: -

- The principle of the scheme is acceptable for the Lanes Conservation Area, and;
- Require an amended Traffic Regulation Order, funding by the developers, to alter the layout of the provided on street parking, waiting, and loading facilities on Black Lion Street.

***146. PARKING SCHEMES - INITIAL CONSULTATION RESULTS**

146.1 The Committee considered the report of the Director of Environment in relation to the Parking Schemes - Initial Consultation Results (for copy see minute book).

146.2 **RESOLVED** – That the following be agreed :

- (1) The results from the initial consultation be noted and officers authorised to proceed with detailed design for the areas proposed in Appendices 5, 7 and 10 of the report ; and
- (2) It be noted that detailed design for areas in Stanford ward is subject to further discussion with Ward Councillors regarding the best options.

***147. AWARD OF CONTRACTS FOR TENDERED BUS SERVICES 2008 - 2012**

147.1 The Committee considered the report of the Director of Environment in relation to the Award of Contracts for Tendered Bus Services 2008 – 2012 (for copy see minute book).

147.2 **RESOLVED** - That the following be agreed :

- (1) The tenders set out in appendix 2 of the report be awarded for the period specified ;
- (2) The tenders for additional services, set out in Appendix 3 not be awarded, on the grounds of insufficient budget ;
- (3) The services set out in appendix 4 of the report be awarded for an additional 12 months, the future of these contracts

thereafter to be reviewed in the light of budgetary constraints ; and

- (4) Savings made from within the Sustainable Transport budget to be used to finance the above recommendations.

***148. ARRANGEMENTS FOR THE MOVE TO A NEW CONSTITUTION**

148.1 The Committee considered the report of the Director of Strategy and Governance in relation to the Arrangements for the Move to a New Constitution (for copy see minute book).

148.2 **RESOLVED** – That :

- (1) The requirements of the Local Government and Public Involvement in Health Act 2007 (the Act) requiring Brighton & Hove City Council to move to new constitutional arrangements be noted;
- (2) The manner in which the work of the current Committee will be discharged under the proposed new arrangements be noted ; and
- (3) The proposal to prepare a book to commemorate the life of this Committee, for which Members are asked to participate in a photograph at the end of this meeting be approved and noted.

149. **ITEMS TO GO FORWARD TO COUNCIL**

RESOLVED - That the following items go forward to Council for approval :

Item 135 - Food Law Enforcement Service Plan ;

Item 136 - Annual Health and Safety Service Plan 2008 - 09

The meeting concluded at 7.30pm

Signed

Chairman

