

Council
(Ordinary Meeting)
7 May 2014

Published 28 April 2014

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The Council meets in the Court Room of the Town Hall which is located on the ground floor. Entrance is via the main door or access ramp at the front of the Town Hall. Parking bays for blue badge holders are available in front of the Town Hall and in the car park at the rear of the Town Hall.



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To the Members of the Borough Council

You are summoned to attend an **ordinary meeting** of the **Eastbourne Borough Council to be held at the Town Hall, Eastbourne, on Wednesday, 7 May 2014 at 6.30pm** (or later following the conclusion of the annual meeting*) to transact the following business.

*(*The annual meeting is due to start at 6.00pm. The ordinary meeting will therefore commence following the conclusion of that meeting and no earlier than 6.30pm.)*

Agenda

1. Declarations of interests.

Declarations of disclosable pecuniary interests (DPIs) by members as required under Section 31 of the Localism Act and of other interests as required by the Code of Conduct (please see note at end of agenda).

2. Notification of apologies for absence.

3. Public right of address.

The Mayor to report any requests received from a member of the public under council procedure rule 11 in respect of any referred item or motion listed below.

4. Order of business.

The Council may vary the order of business if, in the opinion of the Mayor, a matter should be given precedence by reason of special urgency.

5. Matters referred from Cabinet or other council bodies.

The following matters are submitted to the Council for decision (council procedure rule 12 refers):-

- (a)** Cycle Priority Routes - Amendment of Seafront Byelaws.
(Pages 1 - 4)

Report of Councillor Steve Wallis on behalf of the Cabinet.

- (b)** Corporate Plan 2014/15 refresh (Pages 5 - 8)

Report of Councillor Tester on behalf of the Cabinet.

- (c)** Pay Policy Statement (Pages 9 - 10)

Report of Councillor Tester on behalf of the Cabinet.

6. Motions.

The following motions have been submitted by members under council procedure rule 13:-

- (a)** South Downs National Park

Motion submitted by Councillor Caroline Ansell:-

In the context of the South Downs National Park's consultation, that this Council should seek to establish Eastbourne as the Park's principal 'Gateway' to the east and make a submission to the consultation to this end.

7. Discussion on minutes of council bodies.

Members of the Council who wish to raise items for discussion (council procedure rule 14) on any of the minutes of the meetings of formal council bodies listed below must submit their request to the Head of Corporate Development no later than 10.00 am on Wednesday 7 May 2014. A list of such items (if any) will be circulated prior to the start of the meeting.

The following are appended to this agenda:-

- (a) Minutes of meeting of Conservation Area Advisory Group held on 18 February 2014 (Pages 11 - 14)
- (b) Minutes of meeting of Planning Committee held on 4 March 2014 (Pages 15 - 28)
- (c) Minutes of meeting of Audit and Governance Committee held on 12 March 2014 (Pages 29 - 36)
- (d) Minutes of meeting of Planning Committee held on 25 March 2014 (Pages 37 - 42)
- (e) Minutes of meeting of General Licensing Committee held on 17 March 2014 (Pages 43 - 48)
- (f) Minutes of meeting of Cabinet held on 19 March 2014 (Pages 49 - 60)
- (g) Minutes of meeting of Conservation Area Advisory Group held on 1 April 2014 (Pages 61 - 66)
- (h) Minutes of meeting of Planning Committee held on 15 April 2014 (Pages 67 - 82)



Robert Cottrill
Chief Executive

Guidance notes:

Public right of address - A request by a member of the public to speak on a matter which is listed on the agenda must be **received** by no later than 12 noon on Monday, 5 May 2014. The request should be made to Local Democracy at the address listed below. The request may be made by phone, fax, letter or electronic mail. For further details on the rules about speaking at meetings please contact Local Democracy.

Items for discussion - Members of the Council who wish to raise items for discussion on any of the minutes of council bodies attached to the meeting agenda, are required to notify the Head of Corporate Development by 10am on Wednesday, 7 May 2014.

Disclosure of interests - Members should declare their interest in a matter at the beginning of the meeting, and again, at the point at which that agenda item is introduced.

Members must declare the existence and nature of any interest.

In the case of a disclosable pecuniary interest (DPI), if the interest is not registered (nor the subject of a pending notification) details of the nature of the interest must be reported to the meeting by the member and subsequently notified in writing to the Monitoring Officer within 28 days.

If a member has a DPI or other prejudicial interest he/she must leave the room when the matter is being considered (unless he/she has obtained a dispensation).

Further information – Councillor contact details, committee membership lists and other related information are also available from Local Democracy.

Local Democracy – 1 Grove Road, Eastbourne, BN21 4TW
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Website at www.eastbourne.gov.uk



www.eastbourne.gov.uk

Meeting: Council
Date: Wednesday 7 May 2014
Subject: Cycle Priority Routes – Amendment of Seafront Byelaws
Report of: Councillor Steve Wallis on behalf of the Cabinet

The Council is asked to consider the minute and resolution of the Cabinet meeting held on 19 March 2014 as set out below.

Further copies of the report to Cabinet are available on request – please see end of this report. A copy may be seen on the Council’s website by following the link below:

<http://democracy.eastbourne.gov.uk/ieListMeetings.aspx?Cid=125&Year=0>

The Council is recommended to:-

Approve authorise the officers to take all necessary steps to seek and obtain approval from the Secretary of State for Communities and Local Government to an amendment to the current byelaw to enable the Council to allow, where appropriate, both un-segregated as well as segregated shared use of the seafront promenade by cyclists and pedestrians.

86 Cycle Priority Routes

86.1 The following persons addressed the Cabinet on this matter:

Mr Robert Price on behalf of Bespoke
Ms Sunny Soleil
Ms Scarlett McNally on behalf of Bespoke
Councillor Patrick Warner

86.2 Cabinet considered the report of the Senior Head of Development on the outcome of the public consultation undertaken by East Sussex County Council on six cycle routes identified in the adopted cycling strategy (Cabinet, 8 February 2012) and seeking approval to take certain routes forward to detailed design and construction.

86.3 The strategy had identified the following priority routes:

- University to town centre and seafront
- Town centre to seafront
- Seafront (between the Wish Tower and Fisherman’s Green)
- Town centre to District General Hospital (DGH)

- Langney to Sovereign Harbour and Sovereign Centre
- Willingdon Drove

86.4 Of the above, the first 4 routes were taken forward to preliminary design and formed the major part of the public consultation. In addition further detailed work was undertaken on the Horsey Way section 1 route (Railway Station to Ringwood Road) and the Horsey Way section 3 route (Lottbridge Drove to Langney roundabout, including the Tollgate School link). Detailed descriptions of the routes were given in the report. These routes also formed part of the public consultation. All these routes were also identified as a priority by Bespoke, the local cycle campaign group. Feasibility work on providing additional cycle routes in the town, for example in Eastbourne Park, would be looked as part of a future year's capital programme.

86.5 Extensive public consultation had taken place last January and copies of the questionnaire and plans were appended to the report along with a summary of the 784 responses received. There was a high level of support for each of the 6 schemes, although concerns had been raised at the impact on residents' parking in relation to the town centre to DGH route.. In view of this it was recommended that more feasibility work should be undertaken to look at possible alternative options for this route. Officers would work with key stakeholders such as Bespoke to seek a consensus on the final route before implementation.

86.6 To facilitate the provision of a cycle route on the seafront it was considered necessary to seek amendment to the local byelaws relating to use of the promenade. This would enable the Council to permit and control cycling, where appropriate, along the whole length of the promenade within the borough, either in an exclusive cycle-lane or on an unsegregated, shared-use basis. It was noted that the function of making and amending byelaws was reserved to Full Council and that the approval of the Secretary of State for Communities would be required.

86.7 The total estimated cost of the construction of the schemes that were being recommended to be taken forward to detailed design for 2014/15 would be £1,040,000. The two Horsey Way schemes would be funded from developer contributions associated with the Sovereign Harbour development. The remaining schemes (except the seafront promenade route) would be funded from the funding awarded to East Sussex County Council in July 2012, from the Government's Local Sustainable Transport Fund (LSTF). This funding had to be spent by March 2015. The construction of the seafront cycle route (along the promenade between the Wish Tower and Fisherman's Green) would take place as part of a future year's capital programme beyond 2014/15 and would be subject to a separate bid pending the outcome of the amendment to the byelaw. Consequently all costs were funded externally with the exception of the work on the byelaw which would be met from within existing service budgets.

86.8 Resolved (key decision): (1) That the the following cycle routes be taken forward to detailed design and construction as part of the County Council's 2014/15 capital programme for local transport improvement initiatives:

- University to town centre and seafront
- Town centre to seafront
- Horsey Way section 1

(2) That approval be given in principle, and subject to agreement by the Secretary of State for Communities and Local Government that the byelaw can be amended, that the Seafront cycle route along the promenade between the Wish Tower and Fisherman's Green be taken forward by the County Council to detailed design with construction taking place as part of a future year's capital programme beyond 2014/15.

* (3) That Full Council be recommended to authorise the officers to take all necessary steps to seek and obtain approval from the Secretary of State for Communities and Local Government to an amendment to the current byelaw to enable the Council to allow, where appropriate, both un-segregated as well as segregated shared use of the seafront promenade by cyclists and pedestrians.

(4) That the Horsey Sewer Route section 3 be taken forward by the County Council to detailed design with construction taking place as part of a future year's capital programme beyond 2014/15.

(5) That in view of the comments received during the consultation on the town centre to District General Hospital route, delegated authority is given to the Senior Head of Development, in consultation with the lead Cabinet member to agree to an adjusted route.

For a copy of the report please contact Local Democracy at 1 Grove Road, Eastbourne, BN21 4TW. Tel. (01323) 415022 or 415021.
E-mail: localdemocracy@eastbourne.gov.uk

For further information please contact:
Lisa Rawlinson, Senior Specialist Advisor, 1 Grove Road, Eastbourne, BN21 4TW
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E-mail: lisa.rawlinson@eastbourne.gov.uk

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Meeting: Council
Date: Wednesday 7 May 2014
Subject: Corporate Plan 2014/14 refresh
Report of: Councillor David Tutt on behalf of the Cabinet

The Council is asked to consider the minute and resolution of the Cabinet meeting held on 19 March 2014 as set out below.

Further copies of the report to Cabinet are available on request – please see end of this report. A copy may be seen on the Council’s website by following the link below:

<http://democracy.eastbourne.gov.uk/ieListMeetings.aspx?Cid=125&Year=0>

The Council is recommended to:-

Approve the refreshed Corporate Plan.

***89 Corporate Plan 2014/15 refresh**

89.1 Councillors Patrick Warner and Philip Ede addressed the Cabinet on aspects of this matter.

89.2 Cabinet considered the report of the Head of Corporate Development. The refreshed corporate plan contained updates on the Local Futures data and included references to data from other more timely sources (such as East Sussex in Figures) where available in order to give an overall picture of Eastbourne which was as up-to-date as possible.

89.3 Extensive consultation on the corporate plan priorities had been conducted with the community and stakeholders each year since the new format and priorities were adopted. This being the final year of the current strategy, the results of the annual consultations had been brought together with recent community feedback such as the Youth Fair, the new ward walk initiative, and the 'Big Local' project in west Devonshire ward and presented to Cabinet in December 2013. The full consultation report would be made publicly available alongside to the corporate plan once published online. Development of projects and targets had also been influenced by the recent service and financial planning process, reference to the local development framework and the sustainable community strategy.

89.4 A year-end report summarising the 2013/14 actions and related performance indicator outturns was being reported to Scrutiny and Cabinet and would be made

available to the public alongside the refreshed plan on the Council's website. Feedback received as part of reviews from GOSE, iESE and the LGA Peer Challenge were very positive regarding the format and content of the plan.

89.5 The refreshed plan built upon previous year's versions and retained the same four priority chapters – each owned by a senior member of the corporate management team and Cabinet lead member who were responsible for managing the overall delivery of projects in that theme. An overview of the projects for each chapter was as follows:

89.6 Prosperous Economy

Tourism marketing and brand development:

- New tourism and economic development strategy.
- New brand development and marketing campaign.
- New walking festival.
- Grow the Beer and Cider by the Sea event into a regional food and drink festival.

Employment - town centre:

- Process new planning application.
- Assist with land assembly.
- Assist developers to crystallise development on other sites.
- Specify and tender plans for the environmental improvement to Terminus Road.
- Review the existing ring road.

Business support scheme:

- Use of technology to promote local services including procurement.
- Maximise Business Rate Relief giving £800k back to small businesses.
- Revised Eastbourne Loyalty Scheme.

Employment - Sovereign Harbour:

- Process planning applications by Sovereign Harbour Ltd and SeaChange Sussex.
- Progress the provision of the Community Centre.
- Deliver the Harbour Innovation Mall.

89.7 Quality Environment

Managing waste responsibly:

- Improve Recycling rates

Improving the cleanliness of the street and public areas:

- Prevention campaigns to reduce environmental crime.
- Renovation of public conveniences.

Allotment provision:

- Continue to build extra allotment in phases throughout the year.

Towards a low carbon town:

- Continue to implement environment strategy action plan.
- Implement actions to reduce the carbon use of the Council's own buildings.

Transport – cycling provision:

- Implement cycle strategy – revise proposed cycle routes following consultation.
- Complete 3 new routes and next phase of Horsey Sewer cycle route.

Eastbourne Park:

- Form a land owners group and stakeholders group to implement action plan for the Park.
- Carry out feasibility work for new flood mitigation measures.

Pride in Our Parks:

- Finalise design, apply for planning permission and build Hampden Park Skate Park.
- Biodiversity report on Hampden Park Lake.
- Hampden Park management plan.
- Old Town Recreation ground management plan.
- Publish the Princes Park development plan.

89.8 Thriving Communities

Develop youth services and activities:

- Deliver new youth strategy to be implemented in 2015.
- Deliver Youth Fair 2014 for young people to showcase their skills and achievement.
- Deliver Youth Network meeting for service and activity providers
- Implement current youth strategy.

Improving neighbourhood delivery:

- Deliver improvements to health and wellbeing.
- Develop Shinewater Park project.
- Deliver grants to community and voluntary organisations.

Best use of housing resources:

- Housing Futures – Agree how to best deliver housing management arrangements to start April 2015.
- Work with Eastbourne Homes to identify options for housing repairs contract and begin procurement.
- Deliver New Homes programme, Empty Homes programme and Driving Devonshire Forward.
 - Coventry Court
 - Tenterton
 - Belmore/Longstone

Support to vulnerable households:

- Deliver welfare reform action plan.
- Develop community resources for tackling economic hardship.
- Tackle rough sleeping.
- Housing benefit and council tax system migration

Cultural provision:

- Establish new charitable company.
- Transfer Towner to trust.
- Progress work with English Heritage to secure funding for the development of the Redoubt as an accessible, living museum.

Tennis development:

- Refurbish courts at Hampden Park and Old Town recreation ground with new free membership scheme launched.

Active Eastbourne:

- Complete and implement the first priorities of the Active Eastbourne strategy

Devonshire Park

- Complete the concept design stage for the whole complex.
- Undertake next iteration of the business case.
- Complete Phase 1 – new façade to Congress Theatre.

89.9 Sustainable Performance

Asset management:

- Restructure service to create a corporate landlord team.
- Market test the Wish Tower site for a restaurant.

Sustainable service delivery strategy (SSDS):

- Implementation of Future Model phase 2.
- Exploring a range of partnerships to achieve further efficiencies.

*89.10 **Resolved (budget and policy framework):** (1) That the draft 2014/15 refresh of the Corporate Plan be approved subject to detail on performance indicators, actions and final formatting being agreed by senior heads of service and lead Cabinet members.

(2) That full Council be recommended to give the plan final approval.

For a copy of the report please contact Local Democracy at 1 Grove Road, Eastbourne, BN21 4TW. Tel. (01323) 415022 or 415021.
E-mail: localdemocracy@eastbourne.gov.uk

For further information please contact:
William Tompsett, Strategic Performance Manager, 1 Grove Road, Eastbourne, BN21 4TW
Tel: (01323) 415418 or internally on extension 5418
E-mail: william.tompsett@eastbourne.gov.uk

(der\P:\council\14.05.07\Corporate Plan 2014/15 refresh)



www.eastbourne.gov.uk

Meeting: Council
Date: Wednesday 7 May 2014
Subject: Pay Policy Statement
Report of: Councillor Troy Tester on behalf of the Cabinet

The Council is asked to consider the minute and resolution of the Cabinet meeting held on 19 March 2014 as set out below.

Further copies of the report to Cabinet are available on request – please see end of this report. A copy may be seen on the Council’s website by following the link below:

<http://democracy.eastbourne.gov.uk/ieListMeetings.aspx?Cid=125&Year=0>

The Council is recommended to:-

Adopt the revised Pay Policy Statement.

***92 Pay Policy Statement**

92.1 Cabinet considered the report of the Deputy Chief Executive. The Localism Act 2011 required the Council to adopt and publish a pay policy statement annually and otherwise re-publish whenever amended. The original statement had been approved for publication by full Council on 22 February 2012 and an updated version approved 20 February 2013. A copy of the revised statement was appended to the report.

92.2 There had been a number of minor changes to reflect the current staffing arrangements. Other key changes were a significant reduction in the length and breadth of the statement involving the removal of some background and out of date information not statutorily required. It was expected that the shortened statement would offer greater transparency and provide a concise and factual document for public reference. This was in line with the approach adopted by the majority of other local authorities.

***92.3 Resolved (budget and policy framework):** (1) That the rationale for changes to the content of the Pay Policy Statement be agreed and Full Council be recommended to adopt the Statement.

(2) That the Statement be published on the Council’s website once it has been approved by Council.

For a copy of the report please contact Local Democracy at 1 Grove Road,
Eastbourne, BN21 4TW. Tel. (01323) 415022 or 415021.
E-mail: localdemocracy@eastbourne.gov.uk

For further information please contact:
Becky Cooke, Strategic Organisational Development Manager, ,1 Grove Road,
Eastbourne, BN21 4TW
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(der\P:\council\14.05.07\Pay Policy Statement)

Tuesday, 18 February 2014
at 6.00 pm



Conservation Area Advisory Group

PRESENT:-

Councillor Shuttleworth (Chairman) and Councillor Warner

Officers:

Ms C Dales, Specialist Advisor (Conservation and Design)

Ms J Sabin, Customer Caseworker

ADVISORS:

Mr Crook, Royal Institute of British Architects

Mr Howell, Eastbourne Society

(Apologies for absence were reported from Councillor Belsey and Councillor Thompson)

42 Minutes of the meeting held on 7 January 2014.

The minutes of the meeting held on 7 January 2014 were submitted and approved and the Chairman was authorised to sign them as a correct record.

43 Declarations of Disclosable Pecuniary Interests (DPIs) by members as required under Section 31 of the Localism Act and of other interests as required by the Code of Conduct.

Mr Howell declared an interest in item 6 – South Wing, Stable Courtyard and remained in the room but did not take part in the discussion.

44 Planning Applications - Decisions of the Borough Council.

The decisions of the Planning Committee on applications in Conservation Areas were reported.

NOTED.

45 Planning Applications for Consideration.

The Specialist Advisor (Conservation and Design) reported on planning applications for consideration in Conservation Areas. The Group's comments were set out in the schedule below.

1) 130976 (Advertisement) EASTBOURNE COLLEGE (MAIN SITE, PLAYING FIELD & BIRLEY CENTRE

Cons Area: College

Proposal: Display of Freestanding Totem signs, Post and Panel signs and Digital Display. To be located at: 1) junction of Blackwater Road and Grange Road, 2) junction of Grange Road and Carlisle Road, 3) College Road entrance, 4) junction of Blackwater Road and College Road, 5) junction of Carlisle Road and Old Wish Road, 6) Birley Centre, Carlisle Road

CAAG Comments: The Group raised no objections to the sign at the Birley Centre, subject to an agreement on the quality of material used. The Group however remained disappointed that concerns raised regarding the remaining signs at the last meeting had not been addressed. The additional information that had been submitted by the applicant reinforced the Group's strong objections to the scale, design, materials and method of lighting of the signs that would be out of keeping and disrupt an iconic view in the conservation area.

2) 140013 (Full plans) DE WALDEN MEWS

Cons Area: Meads

Proposal: Installation of steel pedestrian gate within existing opening, adjacent to existing gates at Meads Street entrance to De Walden Mews.

CAAG Comments: No objections raised.

3) 140022 (Householder) 50 ST JOHNS ROAD

Cons Area: Meads

Proposal: Erection of a two storey pitched roof extension to side elevation.

CAAG Comments: The Group raised no objections in principle however raised strong concerns against the proposed use of tile hanging on the front elevation. The Group recommended that matching brick be used in order to preserve a consistent visual outlook.

4) 140036 (Full plans) 6 BOLTON ROAD

Cons Area: Town centre & seafront

Proposal: Change of use from A3 (Restaurants & Cafes) to C3 (dwellinghouse); including the removal of the external staircase.

CAAG Comments: The Group raised no objections in principle however strong objections were raised to the strip of steel sheet on the front elevation. They recommended that the conditions be added to secure a suitable paint colour for the render and solid timber with four panelled entrance doors on the front elevation.

The Group was advised that a blue plaque commemorating the birth place of Professor Frederick Soddy, who discovered the transmutation of matter and the concept of isotopes, had been attached to the premises but had been stolen. The Group requested that officers investigate the possibility of reinstating the blue plaque and attaching blue plaques to other public places across the town. The Group suggested that the Council's devolved ward budget scheme could be used. Officers agreed to look into the correct protocol and criteria and would update the Group at a future meeting.

5) 140058 (Full plans) FLAT 3, HARFORD BATTERSBY HOUSE, 10 TRINITY TREES

Cons area: Town centre & seafront

Proposal: Replacement of existing timber windows throughout property including patio doors, with UPVC windows and doors; The design of windows and doors to match existing.

CAAG Comments: No objections raised.

6) 140078 & 9 (Full Plans & Listed Building Consent) SOUTH WING, STABLE COURTYARD, COMPTON PLACE

Cons area: N/A Grade 1 listed building

Proposal: Conversion of former stables to (B1) office use.

CAAG Comments: No objections raised.

(NB: Mr Howell declared a personal interest in this item and remained in the room but did not take part in the discussion.)

By virtue of Section 100B(4) of the Local Government Act 1972, the Chairman was of the opinion that the following recently received applications, which were not listed on the agenda, should be considered in order that the applications might be referred to the Planning Committee at the earliest opportunity).

7) 140126 (FP) 24 LUSHINGTON ROAD

Cons Area: Town Centre & Seafront

Proposal: Retrospective planning consent for vehicle crossover and access to rear of property in Lushington Lane.

CAAG Comments: The Group raised no objections in principle, but objections were raised to the metal facings either side of the entrance, which should be replaced with a more appropriate material. The Group also expressed disappointment in the brickwork used in the alterations, which was inappropriate and not consistent with what was there originally. It was recommended that this be cleaned to be more in keeping. Lastly the Group recommended that the dropped curb be finished in material that would be appropriate for the conservation area.

8) PRE-APPLICATION ADVICE, ST ANDREWS SCHOOL

Cons Area: Meads

Proposal: Erection of a new sports hall on existing playing field.

CAAG Comments: The Group considered that the general standard of information, particularly the lack of clarification over the materials used and level of detail provided by the applicant was not satisfactory. The Group were disappointed that the concerns that had been raised previously had not been addressed, especially the minimal reduction in the overall height above ground level. The Group raised major concerns about the negative impact the proposed design of the building would have on the conservation area. They considered that it did not respond to the site topography and the surrounding environment in terms of its overall design and massing. The Group felt that the proposal should make a positive contribution to the conservation area.

NOTED.

46 Bolton House, 10 Bolton Road.

The Group considered the report of the Specialist Advisor (Conservation and Design) regarding the proposed inclusion of Bolton House, 10 Bolton Road on the list of Buildings of Local Interest.

A list of Buildings of Local Interest is held by the Council and comprises buildings or structures which make a special contribution to the Townscape, represent the work of an important local Architect, a particular style of Architecture or a period in the development of the town.

The Group was advised that if recommended, the proposal would be presented to the Planning Committee on 4 March 2014. A consultation period inviting comments from members of the public would take place over a period of 21 days between 4 and 25 March 2014.

The Group praised the quality of the supporting document, appended to the report and unanimously supported the recommendation to the Planning Committee for the inclusion of Bolton House, 10 Bolton Road as a Building of Local Interest at its meeting on 4 March 2014.

RESOLVED: That the Planning Committee be recommended to consider the inclusion of Bolton House, 10 Bolton Road as a Building of Local Interest.

47 New Listings.

The Specialist Advisor (Conservation and Design) advised that there were no new listings. The Group was advised that Bedfordwell Pump House had been nominated for a new listing.

NOTED.

48 Dates of future meetings - All at 6.00 p.m. at the Town Hall.

The date of the next meeting was confirmed as the 1 April 2014 (at 6.00pm at the Town Hall).

The meeting closed at 7.36 pm

**Councillor Shuttleworth
(Chairman)**

Tuesday, 4 March 2014
at 6.00 pm



Planning Committee

Present:-

Members: Councillor Ungar (Chairman) Councillor Harris (Deputy-Chairman)
Councillors Hearn, Jenkins, Liddiard, Miah, Murray and Taylor

79 Minutes of the meeting held on 4 February 2014.

The minutes of the meeting held on 4 February 2014 were approved and the Chairman was authorised to sign them as a correct record.

80 Declarations of Disclosable Pecuniary Interests (DPIs) by members as required under Section 31 of the Localism Act and of other interests as required by the Code of Conduct.

Councillor Liddiard declared a prejudicial interest in item 7, 44-48 East Dean Road, having connections through his current employers. Councillor Liddiard therefore withdrew from the room whilst this item was being considered and took no further part in this item.

Councillor Liddiard stated that the nature of his involvement in relation to item 14, Land at Kings Drive, meant that he felt he could be considered to have predetermined the issues under discussion. Councillor Liddiard therefore withdrew from the room whilst this item was being considered and took no further part in this item.

Councillor Liddiard declared a prejudicial interest in item 15, Bolton House Listing proposal, as he currently resides with a relative of the building contractor. Councillor Liddiard therefore withdrew from the room whilst this item was being considered and took no further part in this item.

Councillor Taylor declared a personal interest in item 7, 44-48 East Dean Road as the owner of a care home, and in item 13, Land within Site 6, Pacific Drive as the owner of a boat berthed in the boat yard currently occupying the site.

Councillor Ungar declared a personal interest in item 10, Serco Yard, Bedfordwell Road as the owner of two allotments adjoining the application site.

81 Urgent items of business.

The committee were advised that the Pump House within the Serco Yard, Bedfordwell Road had now been listed.

NOTED.

82 26 Summerdown Road. Application ID: 130776.

130776 (PPP) - 26 Summerdown Road - RE-CONSULTATION FOR: Erection of a two storey, two-bedroom single private dwelling, including off-street parking and formation of vehicular crossover to serve the existing house. REVISIONS INCLUDE: Change to the proposed property (new plans received), and changes to the site boundary (as shown on the revised Site Location Plan) – **OLD TOWN**. 11 objections had been received to the first consultation. The revised proposal generated eight objections.

The relevant planning history for the site was detailed within the report.

The observations of the Arboriculturalist, Planning Policy Manager, Housing Services Manager, Highways Department and Environment Agency were summarised within the report.

RESOLVED: (By 6 votes to 2) That the development hereby be granted subject to the following condition: 1) Time limit – BAA 2) The proposed development shall be carried out in strict accordance with the following plans and documents:

220900-01 rev b – Site location plan and block plan.

220900-02 rev a – Existing plans and elevations.

220900-03 rev f – Proposed site layout and street elevations.

220900-04 rev b – Proposed plans and elevations.

3) No development shall commence until samples or precise manufacturers details of all the materials to be used on the external surfaces of the development hereby permitted have been submitted to and approved in writing by the Local Planning Authority. The development shall be carried out in accordance with the approved details and shall be retained as such thereafter 4) No development shall commence until fences for the protection of trees to be retained have been erected in accordance with a scheme which has been submitted to and approved in writing by the Local Planning Authority. The scheme as submitted shall be in accordance with British Standard 5837 (2005) The fences shall be retained until the completion of the development and no vehicles, plant or materials shall be driven or placed within the areas enclosed by such fences 5) No development shall commence until details of the design of building foundations, positions, dimensions and levels of service trenches, ditches, drains and other excavations on site, insofar as they may affect trees and hedgerows on or adjoining the site, shall be submitted to and approved by the Local Planning Authority 6) Notwithstanding the approved details, the development shall not be occupied until full details of both hard and soft landscape works have been submitted to and approved by the Local Planning Authority. These shall include details and locations of replacement trees and planting plans, species specification and samples of hard landscaping materials 7) The development shall not be occupied until the parking spaces and turning areas for each house have been provided in accordance with the approved plans and the areas shall thereafter be retained for that use and shall not be used other than for the parking of motor vehicles 8) The finished surface to the driveways, hardstandings and paths shall be made of porous materials and retained thereafter or provision shall be made and retained thereafter to direct run-off water from

the hard surface to a permeable or porous area or surface within the cartilage of the property. No loose surface material shall be used within 2 metres of the edge of the public highway 9) Prior to occupation of the proposed house hereby permitted, the first floor rear windows to the rear elevation serving the bathroom and en-suite shall be obscure glazed and non-opening and thereafter permanently retained as such 10) Prior to occupation of the development, full details of the boundary treatment including the brick piers and gates to the front of each vehicular entrance shall be submitted to and approved in writing by the Local Planning Authority. The works shall be fully implemented in accordance with the approved details 11) During any form of earthworks and/or excavations that are carried out as part of the development, suitable vehicle wheel washing equipment should be provided within the site to prevent contamination and damage to the adjacent roads 12) Prior to the occupation of the development the applicant shall reinstate the redundant vehicle crossover back to footway by raising the existing kerb and footway. The works shall be completed prior to the occupation of the development hereby permitted and shall thereafter be retained 13) Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) Order 1995 (or any order revoking and re-enacting that Order with or without modification), no extension, enlargement or other alteration of the dwellinghouse(s) other than that expressly authorised by this permission shall be carried out without planning permission obtained from the Local Planning Authority 14) Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) Order 1995 (or any order revoking and re-enacting that Order with or without modification), no window, dormer window, rooflight or door other than those expressly authorised by this permission shall be constructed without planning permission obtained from the Local Planning Authority 15) Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) Order 1995 (or any order revoking and re-enacting that Order with or without modification), gate, fence, walls or any other means of enclosure than those expressly authorised by this permission shall be constructed without planning permission obtained from the Local Planning Authority 16) No material shall be deposited at the site other than clean, uncontaminated naturally occurring excavated material, brick and concrete rubble 17) No bonfires or burning of waste materials shall take place anywhere on the site at any time 18) That no demolition, site clearance or building operations shall take place except between the hours of 8.00 a.m. and 6.00 p.m. on Mondays to Fridays and 8.00 a.m. and 1.00 p.m. on Saturdays and that no works in connection with the development shall take place unless previously been agreed in writing by the Local Planning Authority 19) The development hereby authorised by this permission shall not commence until a scheme to secure the provision of off site affordable housing together with an appropriate mechanism for delivery where appropriate, has been submitted to and agreed in writing by the Local Planning Authority in accordance with Policy D5 (Housing) of the Eastbourne Core Strategy Local Plan 2006-2027 & Affordable Housing Implementation Technical Note Adopted 1st April 2013.

83 44-48 East Dean Road. Application ID: 131015.

131015 (OSR) - P R Autos, Downs Garage, 44-48 East Dean Road -
Outline Application with all matters save for landscaping to be determined

now proposed demolition of existing buildings and erection of a 3 storey 47 bed roomed home for the elderly – **OLD TOWN**. 16 Letters of objection had been received.

The relevant planning history for the site was detailed within the report.

The observations of the Planning Policy Manager, Highways Department, Downland, Trees and Woodland Manager, Economic Development, Cleansing, Environmental Health, Estate Manager, Southern Water and South East Water were summarised within the report.

NB: Councillor Liddiard withdrew from the room whilst this item was considered.

RESOLVED: (By 6 votes to 1 with 1 abstention) That permission be granted subject to the following conditions: 1) The development hereby permitted shall be commenced before the expiration of three years from the date of this permission or two years from the approval of the last of the reserved matters as defined in condition 3 below, whichever is the later 2) The proposed development shall be carried out in strict accordance with the following plans and documents:

- Phase 1 Habitat Survey, Internal/External Bat Survey dated May 2013.
- Arboricultural Impact Assessment PJC/3164/13 dated 28/03/13.
- Land Contamination Assessment dated 6 November 2012.
- 203500 01b – Site location and block plan
- 203500 11 – Existing site layout plan
- 203500 12e – Proposed site plan
- 203500 13c – Proposed ground floor plan
- 203500 14c – Proposed first floor plan
- 203500 15c – Proposed second floor plan
- 203500 16d – Proposed elevation plans
- 203500 17d – Proposed elevations
- 203500 18c – Proposed sections

3 a) Details of the reserved matters set out below (“the reserved matters”) shall be submitted to the Local Planning Authority for approval within three years from the date of this permission: i. landscaping. b) These shall include full details and samples of hard and soft landscaping materials, tree and planting plans, species specification, plant size including girth of trees, planting density of all proposed trees and shrubs and biodiversity enhancement of the site as recommended in the Phase 1 Habitat Survey dated May 2013 c) The reserved matters shall be carried out as approved d) Approval of all reserved matters shall be obtained from the Local Planning Authority in writing before any development is commenced.

Prior to Commencement

4) No development shall take place until a Construction Environmental Management Plan has been submitted to and approved by the Local Planning Authority. It shall include, but shall not be limited to, the following: (i) the proposed methods of demolition, piling, recycling activities and dust suppression and all other construction methods associated with the development; (ii) noise and vibration monitoring arrangements – to be self monitoring by the applicants – for the key demolition and construction phases; (iii) measures, methods of working and the means of screening the site that will be employed to minimise disturbance to neighbouring

properties during all demolition and construction work (iv) details of the location of the site office, access routes and material storage areas. The development shall thereafter be carried out in accordance with the approved details 5) Prior to commencement of development, full details and samples of the materials to be used in the external surfaces of the development, hereby permitted, shall be submitted to and approved in writing by the Local Planning Authority. The development shall be carried out in accordance with the approved details 6) No development shall commence until details of a Phase II Soil Investigation (as recommended in the submitted Environmental Phase 1 Assessment report) is submitted to and approved in writing by the Local Planning Authority. If contamination is found to be present, then details of a remediation strategy detailing how this unsuspected contamination shall be dealt with shall be submitted to and approved by the Local Planning Authority prior to the commencement of excavation work 7) No development shall commence until fences for the protection of trees to be retained have been erected in accordance with a scheme which has been submitted to and approved in writing by the Local Planning Authority. The scheme as submitted shall be in accordance with British Standard 5837 (2005) The fences shall be retained until the completion of the development and no vehicles, plant or materials shall be driven or placed within the areas enclosed by such fences 8) Prior to commencement of development, details of any changes to the existing site ground levels or finished floor levels shall be submitted to and approved by the Local Planning Authority 9) No development shall commence until full details of a lighting strategy is submitted to and approved by the Local Planning Authority and thereafter implemented in accordance with the approved details. The submitted scheme shall include details of times of illumination of all lights, road lighting, floodlighting, security lighting, signage and any variations in brightness. Thereafter the lighting shall continue to be operated only in accordance with the approved details, and no additional lighting shall be installed unless first approved in writing by the Local Planning Authority.

Prior to Occupation

10) The development shall not be occupied until parking areas have been provided in accordance with the approved plans and the areas shall thereafter be retained for that use and shall not be used other than for the parking of motor vehicles 11) During any form of earthworks and/or excavations that are carried out as part of the development, suitable vehicle wheel washing equipment should be provided within the site, to the approval of the Planning Authority, to prevent contamination and damage to the adjacent roads 12) The development shall not be occupied until cycle parking area have been provided in accordance with the approved and the area shall thereafter be retained for that use and shall not be used other than for the parking of cycles 13) Prior to demolition works commencing on site a Traffic Management Scheme shall be submitted to and approved by the Local Planning Authority in consultation with the Highway Authority. This shall include the size of vehicles, routing of vehicles and hours of operation. (Given the restrictions of the approach road the hours of delivery/ collection should avoid peak traffic flow times) 14) Prior to occupation of the development, full details of the boundary treatment shall be submitted to and approved in writing by the Local Planning Authority. The works shall be fully implemented in accordance with the approved details.++

In Perpetuity

15) Prior to installation of any external plant or equipment to be erected on or within the building, (including any telecommunications apparatus) full details of them shall be submitted to and approved by the Local Planning Authority. The plant and equipment shall not be visible from street level and the rating noise level of the noise emitted from any equipment, as determined in accordance with BS 4142:1997, shall be at least 3dB(A) below the background LA 90 during any period of operation, measured or calculated at 1 metre from the nearest façade at the closest affected premises

16) a) No retained tree shall be cut down, uprooted or destroyed, nor shall any retained tree be topped or lopped other than in accordance with the approved plans and particulars, without the prior written approval of the Local Planning Authority. Any topping or lopping approved shall be carried out in accordance with British Standard 3998 (Tree Work).

b) If any retained tree is removed, uprooted or destroyed or dies, another tree shall be planted at the same place and that tree shall be of such size and species and shall be planted at such time, as may be specified in writing by the Local Planning Authority.

c) No equipment, machinery or materials shall be brought on to the site for the purpose of the development, until a scheme showing the exact position of protective fencing to enclose all retained trees beyond the outer edge of the overhang of their branches in accordance with British Standard 5837 (2005): Trees in Relation to Construction, has been submitted to and approved in writing by the Local Planning Authority, and; the protective fencing has been erected in accordance with the approved details. This fencing shall be maintained until all equipment, machinery and surplus materials have been removed from the site. Nothing shall be stored or placed in any area fenced in accordance with this condition and the ground levels within those areas shall not be altered, nor shall any excavation be made, without the prior written consent of the Local Planning Authority

In this condition retained tree means an existing tree which is to be retained in accordance with the approved plans and particulars; and paragraphs (a) and (b) above shall have effect until the expiration of five years from the first occupation or the completion of the development, whichever is the later

17) Details of all works to or affecting trees on or adjoining the site shall be submitted to and approved by the Local Planning Authority, and shall be carried out in accordance with the relevant recommendations of 5837 (2005)

18) No bonfires or burning of waste materials shall take place anywhere on the site at any time

19) That no demolition, site clearance or building operations shall take place except between the hours of 8.00 a.m. and 6.00 p.m. on Mondays to Fridays and 8.00 a.m. and 1.00 p.m. on Saturdays and that no works in connection with the development shall take place unless previously been agreed in writing by the Local Planning Authority

20) No material shall be deposited at the site other than clean, uncontaminated naturally occurring excavated material, brick and concrete rubble.

84 47 Upland Road. Application ID: 131078.

131078 - 47 Upland Road - Demolition of existing single storey garage and utility extensions, construction of new utility within footprint of existing, new side extension in location of garage, new terrace to the rear with pergola roof structure above. Formation of new front and rear roof dormers. Rendering of all existing brick walls and replacement of existing claytile roof

with slates. Widening of existing vehicle crossover to allow for additional off street car parking space – **OLD TOWN**. Four letters of objection had been received.

The relevant planning history for the site was detailed within the report.

The observations of the County Archaeologist were summarised within the report.

RESOLVED: (Unanimous) That permission be refused on the grounds that the proposed roof extension by virtue of the size and proposed materials, fails to appear subordinate to the host building, and would be visually dominating and harmful to its appearance and is therefore contrary to saved policies UHT1 and UHT4 of the Eastbourne Borough Plan 2007 and policies B2 and D10A of the Core Strategy Local Plan 2013 and guidance set out in the National Planning Policy Framework 2012.

Appeal: should the applicant appeal the decision the appropriate course of action to be followed, taking into account the criteria set by the planning inspectorate, is considered to be written representations.

85 55 Friday Street. Application ID: 131026.

131026 (HHH) - 55 Friday Street - Construction of hard-standing for two car parking spaces and new private access – **LANGNEY**. A number of objections were highlighted in the report.

The observations of the Planning Policy Manager and Highways Department were summarised within the report.

RESOLVED: (By 7 votes to 1) That permission be granted subject to the following conditions: 1) The development hereby permitted shall be begun before the expiration of three years from the date of this permission 2) The new access shall be in the position shown on the submitted plan and laid out and constructed in accordance with the attached HT407 form/diagram and all works undertaken shall be executed and completed by the applicant to the satisfaction of the Local Planning Authority within 3 months of commencement of development 3) The development hereby permitted shall be carried out in accordance with the approved drawings no. SGR-FRI-120913 Rev B submitted on 11 January 2014.

Informative

The applicants attention is drawn to the need for a S184 Licence for the construction of the access. The applicant should contact ESCC on 01273 335443 prior to commencement of development to complete the agreement and pay the necessary fee.

86 Serco Yard, Bedfordwell Road. Application ID: 130907.

130907 (PPP) - Serco Ltd, Serco Yard, Bedfordwell Road - Residential development of 102 dwellings (flats and houses), including the conversion of the existing Pump House into flats, together with access roads and parking spaces – **UPPERTON**. 13 letters of objection had been received.

The planning history for the site was detailed within the report.

The observations of the Planning Policy Manager, Historic Buildings Advisor, Head of Environmental Health, Housing Services Manager, Local Highway Manager, Arboricultural Officer, Parks and Gardens Manager, Police Crime Prevention Officer, Environment Agency, County Archaeologist, County Ecologist, ESCC Development Control Manager, Southern Water, Network Rail Southern, Southdowns Badger Protection Group, Seeboard, South East Water, and Southern Gas Networks were summarised within the report.

At its meeting on 7 January 2014 the Conservation Area Advisory Group supported the proposed retention and reuse of the Pump House. They support concerns raised by the Specialist Advisor (Conservation and Design) about the impact the proposal would have on the exterior of the building, due to a lack of detail on the plans.

The committee raised concerns regarding access, the lack of open spaces and community facilities on the site, drainage / flood mitigation and parking and asked that the application be deferred to allow Officers to discuss their concerns with the applicants further.

RESOLVED: (By 6 votes to 2) That the application be deferred to a future planning committee for Officers to secure improvements to the scheme.

87 De Walden Mews. Application ID: 140013.

140013 (PPP) - Street Record, De Walden Mews - Installation of steel pedestrian gate within existing opening, adjacent to existing gates at Meads Street entrance to De Walden Mews – **MEADS**. 11 objections and 2 letters of support had been received.

The relevant Planning history was detailed within the report.

The observations of the Historic Buildings Advisor and Conservation Advisory Group raised no objections.

RESOLVED: (Unanimous) That permission be granted subject to the following conditions: 1) The development hereby permitted shall be begun before the expiration of three years from the date of this permission 2) The development hereby permitted shall be carried out in accordance with the following approved drawings submitted on 10 January 2014:

- B050.02 – proposed elevations (from Meads Street and De Walden Mews), including site and block plan.

88 Marlborough House, 3 Old Wish Road (Eastbourne College). Application ID: 130976.

130976 (ADV) - Marlborough House, 3 Old Wish Road - Display of Freestanding Totem signs, Post and Panel signs and Digital Display. To be located at: Site 1) junction of Blackwater Road and Grange Road – Totem A, Site 2) junction of Grange Road and Carlisle Road – Totem B, Site 3) College Road entrance – Post and Panel Tray Sign, Site 4) junction of Blackwater Road and College Road – Panel A, Site 5)

junction of Carlisle Road and Old Wish Road – Panel B, Site 6) Birley Centre, Carlisle Road – **MEADS**.

The relevant planning history for the site was detailed within the report.

The observations of the Specialist Advisor (Historic Buildings & Conservation) and the Specialist Advisor (Arboriculture) were summarised within the report.

At its meeting on 7 January 2014 the Conservation Area Advisory Group received a Pre application scheme, they raised no objections to the proposed signage at the Birley Centre. However, they raised objections to the scale, design, materials and method of lighting of all the other signs. The Group also considered that the application provided very poor details in terms of the precise siting of the signs and lack of scaled elevation plans showing the signage in context.

At its meeting of 18 February 2014 the Conservation Area Advisory Group reaffirmed their comments that were made at pre-application stage. They had no objections to the signs at the Birley Centre (subject to the quality of the materials to be used), but were disappointed that their previous concerns have not been addressed, and the additional information submitted served to reinforce the objections to the scale, design, materials and method of lighting of the other signs.

RESOLVED: (Unanimous) That permission be refused on the grounds that the proposed advertisements by virtue of the size and prominent locations would result in harm to the visual amenity of the area and fail to preserve or enhance the character and appearance of the conservation area contrary to saved policies UHT12 and UHT15 of the Eastbourne Borough Plan 2007, policies B2, D10 and D10A of the Core Strategy 2013 and sections 7 and 12 of the National Planning Policy Framework.

Appeal: should the applicant appeal the decision the appropriate course of action to be followed, taking into account the criteria set by the planning inspectorate, is considered to be written representations.

89 Land within Site 6, Pacific Drive, Innovation Mall. Application ID: 130967.

130967 - Land within Site 6, adjacent to Pevensey Bay Road, Pacific Drive - Harbour Innovation Mall - Construction of new building consisting of three storeys totalling 2,323m² net internal area for use within use classes B1(a) (b) and (c), occupying a site of 0.64ha and incorporating 130 car parking spaces – **SOVEREIGN**. One letter commenting on access to the site had been received.

The relevant planning history for site 6 was detailed within the report.

The observations of Economic Development, Specialist Advisor – Arboriculture, Specialist Advisor - Planning Policy, Health and Safety Executive, Sovereign Harbour Residents Association, Environment Agency, County Ecologist, Minerals and Waste Unit, Local Highway Manager and Southern Water were summarised within the report.

RESOLVED: (Unanimous) That permission be granted subject to the following conditions: 1) Time limit for commencement 2) In accordance with drawings 3) Materials 4) Parking to be laid out prior to occupation 5) Details of cycle parking and refuse storage to be submitted for approval and provided out prior to occupation 6) T4 Tree and natural feature protection fencing 7) T5 Tree Protection: No burning 8) T6 Tree Protection: Excavations regarding the bund associated with TPO 77 9) T8 Tree Surgery 10) T10 Landscape design Proposals relating to species and size of hedging and trees 11) T15 Landscape maintenance 12) Submission of reptile mitigation strategy 13) Removal of scrub outside bird breeding season (March-August) unless demonstrated absence of breeding bird species 14) Submission of detailed landscaping plan 15) Details of means of foul and surface water sewage disposal 16) Standard hours of construction conditions 17) Construction method statement 18) Provision of wheel-washing facilities 19) Submission of layout plan which shows provision of a footpath/cycle path linkage through the site 20) Contaminated land 21) Prior to the commencement of development details of the proposed surface water drainage to prevent the discharge of surface water from the proposed site onto the public highway 22) Submission of a Traffic Management Scheme 23) Before building commences, the new roads shall be completed to base course level, together with the surface water and foul sewers and main services to the approval of the Planning Authority in consultation with this Authority 24) The Highway Authority would wish to see the roads within the site laid out and constructed to standards at, or at least close to, adoption standards 25) The development shall not be occupied until cycle parking areas have been provided in accordance with the approved plans 26) A Travel Plan is required in association with this development to ensure that private car trips to and from the site are reduced 27) The development shall not be occupied until a turning space for vehicles has been provided and constructed in accordance with the approved plans and the turning space shall thereafter be retained for that use and shall not be used for any other purpose 28) Submission of a flood risk assessment specific to the proposed development.

Informative

Proposed advertisements may require advertisement consent. Southern water informative on connection to sewer.

90 Land East of Kings Drive, Kings Drive. Application ID: 130897.

130897 - Land East of Kings Drive, Kings Drive - Application for approval of reserved matters (Details of the appearance and scale of buildings and landscaping of the site) following outline approval. (EB/2010/0003- Outline Planning Permission for 119 new Dwellings) – **RATTON**. 29 objections had been received.

The relevant planning history for the site was detailed within the report.

The observations of Specialist Advisor Arboriculture, Housing Services Manager, Specialist Advisor Planning Policy, Local Highway Manager, County Archaeologist, County Ecologist, Southern Water, Natural England

and Sussex Police – Crime Prevention Design Officer were detailed within the report.

NB: Councillor Liddiard withdrew from the room whilst this item was considered.

RESOLVED: (By 6 votes with 1 abstention) That permission be granted subject to conditions and the prior conclusion of a deed of variation to the Unilateral Undertaking in relation to the previous outline planning permission. Conditions: 1) Time commencement (two years from the date of this decision in line with the previous commencement condition of the Outline Planning permission) 2) That the conditions attached to outline planning permission EB/2010/0003 are reiterated and, unless otherwise discharged to the satisfaction of the Local Planning Authority, should be complied with 3) In accordance with approved plans of this permission 4) Removal of permitted development rights – no buildings, structures, walls or fences 5) Removal of permitted development rights – no roof extensions 6) Submission of details in relation to cycle parking to the outdoor play area 7) Submission of detailed design of refuse storage facilities 8) Submission of details of secure cycle parking facilities.

91 Bolton House Local Listing Proposal.

The committee considered the report of the Specialist Advisor – Conservation and Design proposing that Bolton House, in the Town Centre and Seafront Conservation Area be included in The Local List. A list of Buildings of Local Interest was held by the Council and comprises buildings or structures which make a special contribution to the Townscape, represent the work of an important local Architect, represent a particular style of Architecture or period in the development of the town.

Bolton House, 10 Bolton Road is an imposing mid 19th century building, on the corner plot of Bolton Road and Lismore Road. The site was occupied by 1870, as a structure appears on the 1870 map, which was appended to the report.

Bolton House was first listed in the 1890-91 Pike's Directory; the current building may be a re-build or significantly altered structure, as the footprint on the 1899 map matches that of the present structure and cartographic errors were unusual.

Bolton Road and Lismore Road were characterised by mid-19th century villas which had private gardens, but the buildings were positioned close together so the rear gardens were not visible. These buildings sit back from the generous pavement, giving a green and tree lined streetscape.

Bolton House was a fine example of late 19th Century building style and was unusual in having two facades facing Bolton and Lismore Roads. It was complete in fenestration, exterior detail and did not appear to have been significantly altered, thus preserving its original form externally.

It was unanimously recommended after consideration by the Conservation Area Advisory Group at its meeting of 18 February 2014, that the proposal

should be presented to the Planning Committee for consideration on 4 March 2014.

Public comments would be invited on the inclusion of Bolton House in the local list of Buildings of Local Interest for a period of 21 days between 4 and 25 March 2014.

Dr Richardson, co-owner of Bolton House addressed the committee in objection to the listing.

NB: Councillor Liddiard withdrew from the room whilst this item was considered.

RESOLVED: That the Local listing of Bolton House be approved for consultation as set out in the report and the committee will consider the results of the consultation exercise prior to deciding whether to list.

92 Article 4 Direction - The Park Close Conservation Area.

The committee considered the report of the Specialist Advisor – Conservation and Design regarding the designation of Park Close as a Conservation Area. The definition of the area as a special architectural and historic interest had been compiled in the form of a detailed character analysis. The Council, in its role as a local planning authority, sought to manage any significant changes to the area in ways that maintain and strengthen its special qualities.

The Park Close Conservation Area Management Appraisal was considered by Cabinet on 23 October 2013. It set out the special nature of the area with a recommendation for protection of the setting of the heritage assets. The special nature of the area was partially controlled by virtue of being a Conservation Area, however even in a conservation area householders had the same “permitted development rights” as persons not living in conservation areas, unless this position was modified by the local planning authority.

The purpose of an Article 4 Direction, as outlined in the report, was to enable appropriate planning control to take place and to allow proper consideration to be given to certain types of proposed development that would normally not require planning consent but which, because of their setting and context, could be detrimental to the amenity of the area if not properly controlled.

Before making a direction at Park Close, the local planning authority must be satisfied that it was expedient that development that would normally benefit from permitted development rights should not be carried out unless permission is granted for it on an application.

A copy of the Article 4 Direction, the substance of which was recommended for adoption in principle by Cabinet on 23 October 2013 was included as an appendix to the report.

Members were recommended to support the Article 4 Direction being made to help maintain the special architectural and historic character of The Park Close Conservation Area. It was recommended that if approved the direction should not come into force until 12 months after confirmation, to allow for the required consultation and statutory procedure contained in the 1995 Order for making an Article 4 direction.

The residents and wider community had been invited to comment generally on the introduction of Article 4 Direction during the consultation on The Park Close Conservation Area Appraisal and Management Plan

RESOLVED: that Full Council be advised that the Planning committee support: 1) The making of an Article 4 Direction for The Park Close Conservation Area in the form of the Appendix attached to the report; 2) The delegation by Full Council to the Planning Committee of the power both to consider any representations made following the making of the Park Close Article 4 Direction and, if appropriate, to then confirm it; 3) The delegation by Full Council to the Planning Committee of the power to deal with the complete process of bringing in any future Article 4 Directions in the Borough up to and including confirmation.

93 South Downs National Park Authority Planning Applications.

None reported.

The meeting closed at 10.21 pm

Councillor Ungar (Chairman)

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Wednesday, 12 March 2014
at 6.00 pm



Audit and Governance Committee

Present:-

Members: Councillor Ungar (Chairman) Councillors Mattock, Belsey, Cooke and Hearn (as substitute for Tester)

(Apologies for absence were reported from Councillor Harris, Councillor Heaps and Councillor Taylor and Tester)

24 Minutes of the meeting held on 4 December 2013.

The minutes of the meeting held on 4 December 2013 were submitted and approved and the Chairman was authorised to sign them as correct record.

25 Declarations of Disclosable Pecuniary Interests (DPIs) by members as required under Section 31 of the Localism Act and of other interests as required by the Code of Conduct.

None were received.

26 Update: Members and Training.

The Committee considered the report of the Strategic Organisational Development Manager in relation to the learning and development activities undertaken by members.

The remit of Audit and Governance Committee included considering and approving the plans and arrangements for member development. This item had arisen in the context of the Committee's interest in member training on standard matters, and was in addition to the Committee's responsibility to consider any other matter relevant to the role of or support for members and to make recommendations to Cabinet or Council where necessary.

The Member Development Report 2013, which outlined the structures put in place to support and develop elected members, was attached to the report. The learning activities that took place during 2013, a proposed calendar for in-house learning events during 2014-15 and a training map for learning activities for members were all appended to the report.

The Strategic Organisational Development Manager advised the Committee that the development of a combined OLLIE (On Line Learning in Eastbourne) and Modern Councillor as learning tools was still underway. It was anticipated that the relevance of both tools would become more apparent during 2014 and would represent a welcome addition to face-to-face learning and development opportunities.

The Committee was advised that full council member briefings and seminars on topical matters would continue to be an ongoing feature of the calendar. These sessions promoted dialogue between Councillors and managers and provided members with timely access to corporate initiatives and topical issues.

Councillor Cooke enquired about the possibility of all the training and development resources being located in one place. The Strategic Organisational Development Manager responded that this was being looked at and was planned to be implemented in the future. The Committee was advised that Councillors would be able to access their own training record and view what training was outstanding. The Committee were also advised that OLLIE and Modern Councillor were now both accessible via a personal browser.

By adopting a blended learning approach and promoting what was available to access, it was expected that this would encourage engagement. The authority was well positioned to respond to the different needs and availability of members in 2014/15 and beyond. This was supported by the Committee.

RESOLVED: (1) That the member development report and associated information on the availability and evaluation of learning and development during 2013 be noted.

(2) That the key learning dates set aside for in-house events in 2014/15 be noted.

(3) That the training map which detailed learning activities aligned to the Political Skills framework be noted.

27 Update: Members and Standards.

The Committee considered the report of the Monitoring Officer in relation to Member Standards. It was noted that no new formal complaints had been received during this quarter and none remained outstanding.

Two dispensations had been applied for and granted during this quarter, permitting participation in voting and discussions on a specific motion to full Council. It was considered that the grant of a dispensation met the criteria laid out in the Localism Act.

Member training on the relationship between the code of conduct for members and the protocol for member/officer relations had been requested by the Standards Panel. Two training sessions had been provided at the end of January 2014. A total of seventeen members attended the sessions, in addition to two of the three Independent Persons. Feedback received regarding the session was largely positive. One observation was that the protocol, which had been agreed with neighbouring authorities, had not kept pace with the changes wrought by agile working. As a result, the Human Resources team had included within their workplan an update of the Protocol to better reflect current practices. No further training had taken place during the last quarter.

The Monitoring Officer reminded the Committee that their remit allowed them to review member training and development across all areas. This meant that the Committee could receive reports from the Monitoring Officer on any instance of a member or co-opted member failing persistently to undertake or attend training requested by the Council. The Monitoring Officer advised that there was no intention to bring a report to the Committee at this current time.

The Committee was informed of the recent commentary regarding the standards regime, where it had been speculated whether censure was a sufficient sanction in situations where members were found to have committed serious breaches of the Code in a context where a criminal prosecution appeared unlikely.

The Committee on Standards in Public Life (The CSPL) started a watching brief in 2013 on local authorities' standards arrangements. Their recent annual report debated whether consultation with Independent Persons lent sufficient impartiality to the process of dealing with complaints. The CSPL also noted the importance of party leaders in a context of local ownership of standards. While the first judicial review of the current Standards regime on wide-ranging Human Rights grounds had been listed for a hearing in March, that challenge had been withdrawn last minute and as a result there was no outcome to notify the Audit and Governance Committee.

RESOLVED: (1) That the information in relation to complaints against members and the update on Standards related matters be noted.

(2) That the information regarding dispensations issued to members and member training on standards be noted.

28 Update: The Regulation of Investigatory Powers Act (RIPA) and related legislation.

The Committee considered the report of the Monitoring Officer regarding an update on the Council's usage of its powers under the Regulation of Investigatory Powers Act (RIPA) and related legislation.

The Committee was advised that for the period from December 2013 to March 2014 no applications were made under the Act in respect of covert surveillance.

The Committee was advised that Cabinet would consider a report at its meeting on the 19 March 2014, detailing the powers given to authorities to access and use communications data under RIPA and seeking approval for a policy which would bring this area into line with the authority's agreed 'last resort' approach to surveillance. If agreed, this would result in the Audit and Governance Committee considering quarterly returns for usage of communications data powers alongside the data currently reported.

In a response to a question from the Committee, the Monitoring Officer advised that this ensured the authority had the required framework in place to engage in RIPA-regulated activity only as a measure of last resort across all the enforcement tools provided to local authorities under the Act. While those had not in recent times been used, it was important to ensure that a stable policy framework was in place a) to facilitate correct usage if

appropriate circumstances arose and also b) to ensure clarity throughout the organisation regarding the legal context and this authorities 'last resort' approach.

RESOLVED: (1) The Committee noted that no applications had been made by officers of this authority to engage in activity regulated by the Regulation of Investigatory Powers Act (RIPA) during the quarter leading up to 1 March 2014.

(2) That Cabinet be recommended to agree the report at its meeting on 19 March 2014, which would expand the Committee's remit to include applications to access Communications Data under RIPA.

29 Grants Report 2012/13.

The Committee considered the report of the Council's external auditors, BDO regarding the key findings in respect of the certification of grant claims and returns for the financial year 2012/13.

Mr Lloyd-Thomas from BDO was in attendance and presented the report.

The Committee was advised that the indicative scale fee for certification work had been initially set at £21,900 by the Audit Commission. This had been increased by the Audit Commission by £450 to incorporate fees for the annual final report of the findings of the certification work. Mr Lloyd-Thomas reported that there had been no other variations of the scale fee as a result of the work undertaken.

BDO had certified three returns on behalf of the Council which included housing and council tax benefit subsidy, national non-domestic rates return and pooled housing capital receipts. The value of claims and other returns certified for the financial year had amounted to over £58 million.

During the initial testing of the housing and council tax benefit subsidy, a number of errors had been identified. On completion of additional testing, it was concluded that several amendments were required.

Regarding non Housing Revenue Account (HRA) tenancy type misclassification, testing of all cases recorded as non-self contained accommodation found six cases, valuing £12,651 that should have been included as self contained accommodation. This had been subsequently corrected in 2013/14 by the Council's Benefits Team and had been accepted by the Department for Work and Pensions (DWP).

BDO had tested all eligible non HRA overpayments and found 22 cases, valuing £4,271 that should have been recorded as technical overpayments. As these were not funded and eligible overpayments attract subsidy at 40%, DWP had informed the Council that it intended to withhold £1,708 of subsidy.

Initial testing of eligible overpayments for council tax benefit found 3 errors from 6 overpayments that should have been recorded as technical overpayment. Testing of 40 additional council tax benefit overpayments

found a further 6 cases that had been misclassified. The total amount potentially misclassified was £43,997. The DWP had informed the Council that it intended to withhold £17,599 of subsidy.

BDO's review also found that the Council had not reconciled benefit entitlement awarded to paid benefit, resulting in an unreconciled net difference of £8,002 that remained in the subsidy claimed.

Appendix 1 of the report showed the conclusions from BDO's work and recommendations to the Council on how to improve their arrangements for preparing grants and other returns, in addition to the Council's progress against the agreed 2011/12 actions.

Mr Lloyd-Thomas thanked the Council's Benefits and Internal Audit Teams for their co-operation and support and expressed his appreciation of their assistance provided during the course of the certification work.

The Revenues and Benefits Manager addressed the Committee and advised that the recommendations set out in the report had been taken onboard. Monthly reports of overpayments were now being produced which would highlight any areas of concern that may have previously arisen. All work would subsequently be completed by the end of the financial year.

The Committee expressed its appreciation with the arrangements in place to resolve the issues raised.

RESOLVED: That the Grants report for 2012/13 be noted.

30 Planning Letter 2014/15.

The Committee considered the report of BDO which detailed the proposed fees and programme of work for the 2014/15 financial year. The fee was based on the work required under the Audit Commission's Code of Audit Practice and an assessment of audit resource required to complete the work.

Mr Lloyd-Thomas from BDO was in attendance and presented the report. The Committee was advised that the proposed fee for 2014/15 totalled £101,520 which was lower than last year's fee. The fee proposed consisted of the code audit fee and certification fee. The code audit fee was set at £88,920 and this covered the audit of the financial statements, value for money conclusion and the whole of government accounts return.

Mr Lloyd-Thomas reported that the proposed certification fee was £12,600, but advised the Committee that the Audit Commission was currently reviewing the potential impact of changes in certification arrangements and the fee was likely to be amended.

The programme of work undertaken by BDO, including the issuing of reports and opinions over the course of the audit was detailed in the report.

RESOLVED: That the report be noted.

31 Audit Plan 2013/14.

The Committee considered the report of BDO regarding the Audit Plan 2013/14 which set out the audit work proposed in respect of the accounts and review of the Council's arrangements for securing value for money for 2013/14.

Mr Lloyd-Thomas from BDO was in attendance and presented the key findings and responded to Members' questions.

BDO had identified areas of significant risk that impact on the audit. Under financial statements, the risks identified included the management override of controls, revenue recognition, property, plant and equipment (PPE) valuations, non domestic rate appeals provision, joint waste contract service, sea defences and lifeline investment. For use of resources, financial resilience was identified as a significant risk. Further details were contained in the report.

BDO would provide a value of money conclusion by 30 September 2014.

The Committee discussed the joint waste contract service that had been identified as an area of significant risk. The Committee were advised that the risk was a technical accounting issue and would not affect the revenue account.

RESOLVED: That the Annual Audit Plan for 2013/14 be noted.

32 Internal Audit Report to 31st December 2013.

The Committee considered the report of the Internal Audit Manager regarding a summary of the activities of Internal Audit for the third quarter of the financial year 2013/14.

Audit work carried out to date against the audit plan for 2013/14 was set out in appendix A. The Internal Audit Manager made reference to the main points from the appendix. This included the review of void management that was no longer required following discussions with Eastbourne Homes Ltd and the Senior Head of Community, and the review of land charges and searches, which had exceeded the time allocated in the plan. This was due to the time being inadequately allocated and issues with the level of access given to the auditor to the required software. The Internal Audit Manager also reported that no consultancy work had been carried out as planned. This was due to this being a new concept for the authority and discussions would be carried out in the next financial year with the Senior Management on a strategy and procedure on utilising internal audit. Further main points from appendix A were detailed in the report.

A list of all final audit reports issued from 1 April to 31 December 2013 and the level of assurance attained were detailed in the report. The Committee was advised that during this quarter no reviews had been issued with an assurance level of inadequate.

Further information on reports issued in final during the year with an assurance level below excellent was set out in Appendix B, with any issues highlighted in the reviews which informed the assurance level given.

Councillor Belsey enquired why Theatre Recollections was still being given a performing inadequate rating. The original issue had arisen due to a staff member being absent for a sustained period of time due to illness. The Committee was advised that the assurance level should improve in next year's quarterly report. The Committee agreed that the General Manager, Eastbourne Theatres would be invited back to the Committee if the issues raised continued.

A brief explanation for a number of outstanding high and medium priority recommendations from audits, reasons why they had not been implemented along with the month when the next follow up date was due were set out in appendix C. The comments made by the Corporate Management Team following consideration of outstanding high risks were set out in appendix D.

The Committee was advised that no frauds over 10K had been reported to the authority's external auditors in the third quarter of 2013/14. This meant that only one fraud over £10K had been reported this financial year. The Fraud Investigations Manager reported that during the third quarter, the team had identified £180,000 of incorrectly claimed housing benefits but there had been no frauds over £10K noted. This was an indication that the team were working well to spot frauds earlier and that the Benefit Section was identifying potential fraudulent claims quickly.

The Internal Audit Manager reported that audit documents were reviewed annually to ensure that they remain current. The Audit Charter and Audit Manual, both appended to the report had been updated this year to include the new Public Sector Internal Audit Standards (PSIAS) and some sections had been added to ensure compliance with the standards.

RESOLVED: (1) That the report be noted.

(2) That the updated Audit Charter and Audit Manual be adopted by the Committee.

33 Draft Internal Audit Plan for 2014/15.

The Committee considered the report of the Internal Audit Manager regarding the draft internal audit plan for 2014/2015.

The internal audit plan for each year begins with a calculation of the number of audit days available. Twelve "managed" audits are required to be undertaken this year to satisfy the external auditors and these were detailed in the report.

In addition to the core audits, work is carried out on verifying the National Non-Domestic Rates and Benefits Subsidy Claim. Days are also set aside for unplanned work, special investigations, follow ups, advice and National Fraud Initiative activity.

A risk assessment was carried out on all areas listed in the "Audit Universe", in order for the annual internal audit plan to be produced. The

"Audit Universe" is a list of all the areas and systems across the Council which can be audited. The completed risk assessment, appended to the report had been arranged by the level of risk and by the date the last audit review was undertaken.

The Internal Audit Manager reported that as a general rule high risk areas would always be included in the annual plan. This year however the two high risk areas, identified in the risk assessment were not considered. The Committee was advised that this was because a follow up review was due for Catering and recommendations were outstanding for the review of the Redoubt since the last follow up. The Internal Audit Manager advised that it was considered appropriate to carry out a follow up of those outstanding recommendations before a decision on whether to carry out further work needed on these two high risk areas was made.

During the discussions that were held with Heads of Service, certain areas for reviews had been suggested and requested and these had been included in the plan.

The draft plan had been submitted to Corporate Management Team meeting on the 4 February 2014 and no further changes were proposed. The plan was appended to the report.

The Internal Audit Manager reported that consultancy work would look at Printing Services, Corporate Fraud and Shared Sports Facilities. This would look at the controls that were currently in place and assess from a business point of view.

Councillor Mattock enquired about Community Grants and whether the Council's Internal Audit team were going to audit the external community groups. The Internal Audit Manager advised that the Council's Community Services Manager was producing a questionnaire, with input from the Internal Audit Manager that could be used when an audit was requested of one of the community groups. The Community Services Manager would be monitoring how the grants were being spent.

RESOLVED: That the draft internal audit plan for 2014/15 be adopted.

The meeting closed at 7.13 pm

Councillor Ungar (Chairman)

Tuesday, 25 March 2014
at 6.00 pm



Planning Committee

Present:-

Members: Councillor Harris (Deputy-Chairman) Councillors Hearn, Jenkins, Liddiard, Miah, Murray, Coles (as substitute for Ungar) and Murdoch (as substitute for Taylor)

(Apologies for absence were reported from Councillors Ungar, Taylor and Jenkins)

94 Minutes of the meeting held on 4 March 2014.

The minutes of the meeting held on 4 March 2014 were approved and the Chairman was authorised to sign them as a correct record.

95 Declarations of Disclosable Pecuniary Interests (DPIs) by members as required under Section 31 of the Localism Act and of other interests as required by the Code of Conduct .

Councillor Liddiard stated that he had a longstanding, close working relationship with the Curzon Theatre and that the nature of his involvement in relation to item 96, Land to the West of the Arndale Shopping Centre bounded by Terminus Road and Ashford Road, Arndale Centre, meant that he felt he could be considered to have predetermined the issues under discussion. Councillor Liddiard therefore withdrew from the room whilst this item was being considered and took no further part in this agenda item.

96 Arndale Extension. Application ID: 131071 (PPP)

131071 (PPP) - Land to the west of the Arndale Shopping Centre bounded by Terminus Road and Ashford Road, Arndale Centre -

Demolition of existing buildings to provide for an extension to the existing shopping centre for new Class A1, A2, A3, A4 and A5 (retail) use at ground and first floors and a multi-screen cinema complex (Use Class D2) plus ancillary space at second floor, a two storey extension to existing car park deck, new pedestrian access including new shopfronts on to Terminus Road, associated highway works and minor alterations to the external appearance – **DEVONSHIRE**. Four letters of objection from neighbouring residents, four representations from local businesses and a standard letter signed by seven patrons from the Curzon Cinema had been received.

The relevant planning history for the site was detailed within the report.

The observations of Economic Development, Downland, Trees and Woodland Manager, Historic Buildings Advisor, Local Highway Manager, Planning Policy Manager, Environment Agency, ESCC Development Contributions Coordinator, County Archaeologist, Disability Involvement

Group, English Heritage and Southern Water, were summarised within the report.

Councillor Elkin, Leader of the Conservative Group, addressed the committee in support of the application, highlighting the investment in the Town by Legal and General and reiterating the cross-party support for the scheme.

Stephen Lloyd, MP, addressed the committee in support of the application again highlighting the investment in Eastbourne and thanking all parties involved in bringing the application to committee in its current format.

RESOLVED (A) (By 6 votes with 1 abstention) That planning permission be granted subject to no new issues arising from the current round of public consultation then the Senior Specialist Advisor, Case Management be authorised to issue the decision notice subject to the prior conclusion of a S.106 Agreement to secure a financial contribution towards the proposed Terminus Road Improvements, a contribution towards the implementation of a Car Park Guidance System, a Travel Plan and associated audit fee, local employment initiatives and subject to the following conditions and informative: 1) Commencement of development within three years 2) Drawing Nos. of approved plans 3) No more than 10% of the ground floor frontage of retail units within the application site to be in non-A1 use 4) Samples of all materials (internal and external) 5) Lighting Strategy 6) Signage Strategy 7) Programme of archaeological works 8) 1:10 details of edges and corners of elevations 9) Details of expansion joints 10) Details of anti-graffiti treatment 11) Shop front details 12) Details of Terminus Road entrance 13) Drainage Strategy (surface water, use of SuDs and foul) 14) Cycle parking 15) Refuse and recycling in accordance with submitted details 16) Servicing in accordance with submitted details 17) Demolition detail 18) Wheel washing facilities on site 19) Construction Method Statement and Management Plan 20) Opening hours (for Cinema)- 24 hours, 7 days a week 21) Site contamination 22) Method statement for handling unspecified contamination 23) In accordance with FRA 24) Public sewer protection 25) Details of all plant and machinery (e.g. air conditioning, refrigeration units) including predicted noise levels 26) Construction access details, and details of location size of any temporary structures 27) Details of directional signage 28) Construction Traffic Management Plan to include travel routes and number of vehicle movements 29) Foundation design 30) Details of any temporary structures/hoardings 31) Finished floor levels 32) Bird deterrent measures 33) Hours of building operations 34) Intrusive site investigation and UXO Desk Study 35) Application for stopping up order 36) Parking is provided in accordance with submitted details 37) Cycle storage and staff shower facilities 38) No burning of waste on site 39) Colour of coloured render to be agreed 40) Conform with 2013 Part L building regulations 41) Tree protection terminus road 42) Details of restaurant extraction

Informative:

The applicants are reminded to use their best endeavours to secure enhancements to their statutory obligations for meeting the needs of disabled people.

RESOLVED (B) That in the event that the S.106 is not concluded to the satisfaction of the Local Planning Authority by 30 June 2014 that delegated authority be given to the Senior Specialist Advisor, Case Management to refuse planning permission , or if discussions are ongoing, to agree a reasonable extension of time for the S.106 to be signed.

97 2a Beach Road. Application ID: 131069 (PPP)

131069 (PPP) - 2A Beach Road - Demolition of existing warehouse and offices (Use Class B1), proposed 5 no. two-storey three bedroom terraced houses and 2 no. one bedroomflats – **DEVONSHIRE**. Two individual letters have been received and a petition signed by 27 surrounding residents and a further six objections from adjacent businesses had been received.

The relevant planning history for the site was detailed within the report.

The observations of Economic Development, Cleansing, Environmental Health, Housing and Services Manager, Planning Policy, Highways and County Archaeology were summarised within the report.

Mr Karlow, addressed the committee in objection stating that the scheme would be an overdevelopment of the site, in an unsuitable location. The proposal would result in overlooking and raised highway issues relating to accessing/leaving the site.

Mr Russell, Agent for the applicant, addressed the committee in response stating that the scheme was an appropriate size, height and design for the site, which would form a development of sustainable houses.

RESOLVED: (By 5 votes to 2) That permission be granted subject to the following conditions: 1) Time 2) materials 3) Drawings 4) Infrastructure provision (affordable Housing) 5) Archaeological investigation 6) Construction and Demolition Method Statement 7) PD rights removed (extension, roof alterations, outbuildings, windows) 8) Scheme for the delivery of boundary wall along Eshton Road 9) Rear window (side) obscure glazing 10) Notwithstanding the details shown on the plans hereby approved the first floor front balcony screen shall be formed by a solid/opaque material 11) The car parking hereby approved shall be retained as such at all times and shall not be used for any other purpose 12) Scheme developed in accordance with FRA.

98 Serco Ltd, Serco Yard, Bedfordwell Road. Application ID: 130907 (PPP)

130907 (PPP) - Serco Ltd, Serco Yard, Bedfordwell Road - Residential development of 102 dwellings (flats and houses), including the conversion of the existing Pump House into flats, together with access roads and parking spaces – **UPPERTON**.

The committee was reminded that consideration of this item at the Planning Committee on the 4 March 2014 had been deferred in order to secure improvements to the scheme.

Members had previously expressed a view that the scheme could be enhanced if some or all of the following could be incorporated into the proposal:-

- Improved access onto main highway network
- Increase in resident and visitor parking within the scheme
- More on site public open play space within the scheme
- More on site community facilities/buildings
- Improved cycle access through the site to Eastbourne Park

All of the above points had been put to the applicants Orbit Homes whose comments were summarised within the report.

Officers considered that the scheme remained acceptable on all material planning grounds. Further comments were detailed in the report.

RESOLVED: (By 5 votes to 2) That permission be granted subject to an agreed Section 106 legal agreement. If a satisfactory Legal Agreement cannot be reached within 9 months from the date of this application then the application be refused, and subject to the following conditions: 1) Time limit. 2) Drawing numbers.

Prior to Commencement

3) Materials and samples 4) Construction Environmental Management Plan 5) Construction Traffic Management Scheme 6) Updated phase 2 soil investigation and remediation 7) Details of SUDS (Southern Water) 8) Foul sewage disposal details (Southern Water) 9) Changes to ground levels and finished floor levels 10) Lighting Strategy 11) Details of windows or reconfigured layout to 3rd floor of Pump House 12) Details of new external doors (Pump House) 13) Full details of windows, glazing, ventilation and section showing floor levels 14) Standing building survey recording 15) Updated noise and vibration report 16) Details of refuse facilities and recycling 17) Details of reptiles receptor site, badgers 18) Submission of drawing C115345-01-02 (exclusion fencing layout) 19) Programme of archaeological work 20) Road construction details.

Prior to Occupation

21) Boundary treatment 22) Turning spaces 23) Details of cycle parking provision 24) Parking spaces provided 25) Comprehensive landscape plan and biodiversity enhancement 26) Details of acoustic fence to railway boundary 27) Locations of affordable housing units on site 28) Details of secure cycle storage for flats 29) Installation of 230 fugia and monitored by Ecologist 30) Archaeological site investigation and post investigation assessment.

In Perpetuity

31) Restoration and renewal alterations like for like (Pump House) 32) Works cease if Great Crested Newts discovered 33) If work not started in 2 years, all surveys updated and submitted 34) New roads in accordance with Highway standards 35) Development implemented in accordance with the

FRA 36) Utility pipes, soil stacks to be run internally (Pump House) 37) Contamination not identified 38) Wheel washing facilities 39) Retained trees 40) Details of work to trees 41) No bonfires 42) Working hours 43) No contaminated material deposited. 44) left turn only in/out of development.

99 Land At Rear And To Side Of No. 2, Ringwood Road. Application ID: 140071 (PPP)

140071 (PPP) - Land at rear and to side of No. 2, Ringwood Road - proposed residential development of 7 three bedroom houses together with garage/car parking spaces and access road, at rear and to the side of 2 Ringwood Road, Eastbourne (formerly known as the Swan Laundry) - **UPPERTON**. Six letters of objection had been received.

The observations of the Cleansing Contracts Manager, Estate Manager, Head of Environmental Health, Planning Policy Manager and Local Highway Manager were summarised within the report.

RESOLVED: (By 6 votes to 1) That permission be granted subject to the following conditions: 1) Time limit for commencement 2) In accordance with plans 3) Submit samples of external materials 4) Removal of permitted development rights garages shall remain for parking of motor vehicle 5) Removal of permitted development rights no roof extensions or additional windows in any elevation or roof slope 6) Submission of detailed of cycle parking sheds, installed prior to occupation and maintained thereafter 7) Details of boundary treatments 8) Construction method statement 9) Construction working hours 10) Details of surface water drainage 11) Windows in side (northern) elevation of properties on plots 4 and 5, and side elevation (southern) elevation of property on plot 1 shall be obscurely glazed and fixed shut and remain as such thereafter 12) Prior to commencement submission of details of the layout of the reconstructed access and the use shall not commence until the construction of the access has been completed in accordance 13) Prior to commencement a scheme to secure the provision of on or off site affordable housing, commuted sum and appropriate mechanism for delivery to be approved.

Informative:

The applicant's attention is drawn to the need for a S184 licence for the construction of the access. The applicant should contact ESCC on 01273 335443 prior to commencement of development to complete the agreement and pay the necessary fee

100 Tollgate Junior School, Winston Crescent. Application ID: 140169 (CCC)

140169 (CCC) - Tollgate Junior School, Winston Crescent - Temporary planning permission (August 2018) for the siting of a single mobile classroom on the grass area to the west of the main school building - ST ANTHONYS.

RESOLVED: (Unanimous) No objections raised.

101 South Downs National Park Authority Planning Applications.

None reported.

The meeting closed at 8.40 pm

Councillor Harris
Deputy Chairman in the Chair

Monday, 17 March 2014
at 6.00 pm



General Licensing Committee

Present:-

Members: Councillor Ungar (Chairman), Councillors Ansell, Coles, Cooke, Harris, Hearn, Liddiard, Murdoch, Murray, Thompson and Warner

(Apologies for absence were reported from Councillors Shuttleworth and West)

4 Minutes of the meeting held on 13 January 2014.

The minutes of the meeting held on 13 January 2014 were submitted and approved and the Chairman was authorised to sign them as a correct record.

Councillor Warner advised the Committee that the issue raised at the last meeting about the historic fees levelled on hackney carriage drivers was scheduled to go to the Scrutiny Committee on the 2 June 2014.

5 Declarations of Disclosable Pecuniary Interests (DPIs) by members as required under Section 31 of the Localism Act and of other interests as required by the Code of Conduct.

None were received.

6 Hackney Carriage and Private Hire Licensing Fee Amendment.

The Committee considered the report of the Senior Specialist Advisor in relation to the schedule of proposed amendments to the hackney carriage and private hire licensing fees, that was considered by the General Licensing Committee on 13 January 2014 and the representations received during the consultation period.

The Council's hackney carriage and private hire licensing function were self-financing. The fees were levied and reviewed in consultation with Financial Management to ensure that there was neither a surplus nor deficit in the hackney carriage and private hire account.

The Committee at its meeting on the 13 January 2014 agreed to consult on proposals to amend the hackney carriage and private hire licensing fees. The proposed amendments were detailed in the report at Section 3.5 and Figure 1. In accordance with the Local Government (Miscellaneous Provisions) Act 1976, representations received from either the trade or members of the public must be considered by the Committee.

A public notice was placed in the Eastbourne Gazette on 28 January 2014 inviting representations up until the 3 March 2014, which exceeded the statutory minimum. Notices were also placed at the Town Hall, 1 Grove Road and a public consultation had been set up on the Council's website.

A total of 960 letters were sent to members of the trade, which included drivers, proprietors and operators. This ensured that all members of the trade were included in the consultation process. The Senior Specialist Advisor reported that 50 responses had been received from the trade and these were included at Appendix 3 to the report.

Trade members were invited to respond to the following questions:-

1. Do you agree with the proposed vehicle licence fee amendment that would charge hackney carriage and private hire proprietors the same fee? (Yes/No – Give reasons)
2. Do you agree with one dual driver's licence fee? (Yes/No – Give reasons)
3. Do you agree with the proposed private hire operator fee amendments and structure? (Yes/No – Give reasons)
4. Any further comments in relation to the proposed fee amendments.

The Senior Specialist Advisor reported that 80% of responses agreed with question one, while 20% disagreed, detailed in the report at Figure 2. 88% of responses agreed to question two while 12% disagreed, detailed in the report at Figure 3. 88% of responses agreed with question three while 10% disagreed and 2% abstained, detailed in the report at Figure 4.

Taking the representations into account, the options open to the Committee were to adopt the proposed fee changes or adopt an amended version of the proposals. It was not recommended to allow the fees to remain at their current level and form as the current level of fees charged would not cover the cost of the function on an ongoing basis. It was recommended that any new proposals come into force from 1 April 2014, so as to accord with the new financial year. The Committee was advised that the latest the fees could be implemented to avoid repeating the whole process would be 1 June 2014.

Councillor Coles asked for clarification about the projected budget, referenced in the committee report for the meeting on 13 January 2014. Expenditure had exceeded income during the last two financial years and had been offset by the surplus which had been carried forward. The Council's projected budget at the 2013/14 year end for the costs of administrating and ensuring compliance with the scheme indicated a potential budget deficit of £12,000. The proposed licence fee amendment was intended to address the projected deficit in the short to medium term.

The Financial Services Manager responded that the projected budget deficit for 2014/15 year end for the costs of administrating and ensuring compliance with the scheme was approximately £16,500.

Mr David Hopkins, representing 720 Taxis addressed the Committee and made reference to the pie charts, detailed in the report that indicated general support from the trade for an increase in fees. Mr Hopkins then made reference to the potential budget deficit of £12,000 for this year. He advised that if the Committee approved the recommended fees, this would result in a raise for the private hire trade of approximately 60% towards their licence, which he felt in the current economic climate was unacceptable. He continued that the taxi fares for the companies across the town had not gone up in 7 years due to the level of competition amongst the trade. He reiterated that it was unfair to increase the operating fees by 60%.

Mr Kenny Kemp, representing 720 Taxis addressed the Committee and raised concerns about the level of increases proposed. He had looked at the figures included in the budget that was approved at the Full Council meeting on the 19 February 2014. He stated that the Council were concerned about a deficit of over £12,000 yet with the increases proposed, the income to the Council would be £24,000.

Mr Kemp agreed that the hackney carriage and private hire vehicle licence fee should be the same but believed that the £150 per annum fee was too high even taking into account the projected budget deficit for 2014/15 being approximately £16,500. He recommended that a fee of £130 per annum was more appropriate and would allow the Council to still recoup the required costs to avoid an income deficit.

Councillor Ungar asked for reassurance that the figures set out in the report were an accurate representation. The Financial Services Manager responded that these figures were part of the budget that was approved at Full Council on the 19 February 2014. The Committee were also advised that the 2014/15 budget would be circulated to the Committee following the meeting. Following a question from the Committee, the Financial Services Manager confirmed that an income deficit could result in higher fee charges in future years. Legislation required the authority to recoup any costs over a 3 year period as part of a rolling programme.

Mr Peter Smith, representing UNITE Hackney Carriage Trade addressed the Committee and reiterated comments that he made at the last meeting on the 13 January 2014. He referenced that the hackney carriage trade had subsidised the private hire trade for a number of years and considered that it had been harshly treated.

Mr Smith believed that the pie chart, detailed in the report were a misrepresentation and distorted the true situation surrounding this issue. As only 50 responses were received out of 960 letters sent out, this represented less than 6% of the trade. He then referenced various duplicate comments that had been made in the responses and suggested some trade members had been pressured into responding. He advised the Committee not to place too much weight on these responses when making its decision.

Mr Smith remained concerned regarding the variable cost of the private hire operator licence. He proposed that private hire operator licences should be issued at £15 per vehicle in 10 vehicle sections. This would give flexibility to operators whilst creating a fairer charge across the trade, so as to not

penalise the smaller operators. He continued that there should not be any upper maximum charge and that instead the charge levied would be in accordance with the number of vehicles within the operating fleet of the operator concerned.

Councillor Coles addressed the Committee and made reference to the observation she made at the previous meeting regarding the relatively poor response from the trade during consultations. She was pleased with the responses that had been received during this consultation, with the majority being in favour of the suggested fees. She supported approval of the proposed fees.

Councillor Warner queried whether a suspended collection policy could be applied for those hackney carriage proprietors that may have overpaid until the Scrutiny Committee had investigated the issue. Councillor Ungar responded that it was not within the Committee's remit to take the past overpayment into account and that the Scrutiny Committee would scrutinise the issue and make any recommendations as a result. The Monitoring Officer clarified that it was important that a new fee structure be implemented by 1 June 2014 otherwise a further consultation would be required. The Monitoring Officer reiterated that the historic fees levied would be a matter for the Scrutiny Committee.

Councillor Ansell asked for clarification regarding the increase in the projected budget deficit between this year and next. The Financial Services Manager advised that the budgets need to take into account inflation, price increases, legislation change and an increase in expenditure beyond the authority's control that occurred every year. The projected 2014/15 budget deficit was not detailed in the report at the previous meeting because the budget had not been approved by the Council at that time.

Councillor Ansell asked for reassurances regarding the budget detailed in the report and in the future, given the issues that had occurred regarding the fee structure highlighted by the speakers tonight. Councillor Ungar indicated that the Council will ensure that the figures detailed on budgets would be consistent and advised that as chair of Audit and Governance Committee it is evident that officers were ensuring that the processes of the Council worked correctly.

Councillor Liddiard addressed the Committee and asked for reassurance that if there was a sizeable surplus after a year of implementing the new fee structure, the Committee could review the fees. Councillor Ungar confirmed this was correct and reiterated that the new fee structure was part of a 3 year rolling programme.

Councillor Liddiard then made reference to the correspondence sent to trade members with the 4 question consultation and expressed confusion about why no officer name was attributed to the document and instead referred to Customer First. The Officers agreed to take this feedback onboard.

RESOLVED: (By 6 votes to 0 with 5 absentions) (1) That the proposed fee structure detailed in the report at section 3.5 and Figure 1 be approved in accordance with statutory requirements.

(Unanimous) (2) That taking into account the representations received during the consultation phase, the new fee structure come into effect on 1 April 2014.

(3) That individual hackney carriage and private hire driver licences be removed, retaining the dual driver's licence.

The meeting closed at 6.34 pm

Councillor Ungar (Chairman)

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Cabinet



Minutes of meeting held on Wednesday, 19 March 2014 at 6.00 pm

Present:-

Councillors **David Tutt** (Chairman and Leader of the Council), **Gill Mattock** (Deputy Chairman and Deputy Leader of the Council), **Margaret Bannister**, **Carolyn Heaps**, **Troy Tester** and **Steve Wallis**.

84 Minutes of the meeting held on 5 February 2014 (previously circulated).

The minutes of the meeting held on 5 February 2014 were submitted and approved and the Chairman was authorised to sign them as a correct record.

85 Declarations of Interests by Members.

Declarations of disclosable pecuniary interests (DPIs) by members as required under Section 31 of the Localism Act and other interests as required by the Code of Conduct and regulation 12(2)(d) of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012:

- (a) Councillor Tutt declared a personal (and non-prejudicial) interest in matters reported in minute 87 (Housing Futures) as he was a Council appointed non-executive director of Eastbourne Homes Ltd.
- (b) Councillors Bannister and Tutt both declared personal (and non-prejudicial) interests in matters reported in minute 88 (Housing and Economic Development Project) as they were members of the Council's project board for this initiative.

86 * Priority Cycle Routes [KD]

86.1 The following persons addressed the Cabinet on this matter:

Mr Robert Price on behalf of Bespoke
 Ms Sunny Soleil
 Ms Scarlett McNally on behalf of Bespoke
 Councillor Patrick Warner

86.2 Cabinet considered the report of the Senior Head of Development on the outcome of the public consultation undertaken by East Sussex County Council on six cycle routes identified in the adopted cycling strategy (Cabinet, 8 February 2012) and seeking approval to take certain routes forward to detailed design and construction.

86.3 The strategy had identified the following priority routes:

- University to town centre and seafront
- Town centre to seafront

- Seafront (between the Wish Tower and Fisherman's Green)
- Town centre to District General Hospital (DGH)
- Langney to Sovereign Harbour and Sovereign Centre
- Willingdon Drove

86.4 Of the above, the first 4 routes were taken forward to preliminary design and formed the major part of the public consultation. In addition further detailed work was undertaken on the Horsey Way section 1 route (Railway Station to Ringwood Road) and the Horsey Way section 3 route (Lottbridge Drove to Langney roundabout, including the Tollgate School link). Detailed descriptions of the routes were given in the report. These routes also formed part of the public consultation. All these routes were also identified as a priority by Bespoke, the local cycle campaign group. Feasibility work on providing additional cycle routes in the town, for example in Eastbourne Park, would be looked as part of a future year's capital programme.

86.5 Extensive public consultation had taken place last January and copies of the questionnaire and plans were appended to the report along with a summary of the 784 responses received. There was a high level of support for each of the 6 schemes, although concerns had been raised at the impact on residents' parking in relation to the town centre to DGH route.. In view of this it was recommended that more feasibility work should be undertaken to look at possible alternative options for this route. Officers would work with key stakeholders such as Bespoke to seek a consensus on the final route before implementation.

86.6 To facilitate the provision of a cycle route on the seafront it was considered necessary to seek amendment to the local byelaws relating to use of the promenade. This would enable the Council to permit and control cycling, where appropriate, along the whole length of the promenade within the borough, either in an exclusive cycle-lane or on an unsegregated, shared-use basis. It was noted that the function of making and amending byelaws was reserved to Full Council and that the approval of the Secretary of State for Communities would be required.

86.7 The total estimated cost of the construction of the schemes that were being recommended to be taken forward to detailed design for 2014/15 would be £1,040,000. The two Horsey Way schemes would be funded from developer contributions associated with the Sovereign Harbour development. The remaining schemes (except the seafront promenade route) would be funded from the funding awarded to East Sussex County Council in July 2012, from the Government's Local Sustainable Transport Fund (LSTF). This funding had to be spent by March 2015. The construction of the seafront cycle route (along the promenade between the Wish Tower and Fisherman's Green) would take place as part of a future year's capital programme beyond 2014/15 and would be subject to a separate bid pending the outcome of the amendment to the byelaw. Consequently all costs were funded externally with the exception of the work on the byelaw which would be met from within existing service budgets.

86.8 Resolved (key decision): (1) That the the following cycle routes be taken forward to detailed design and construction as part of the County Council's 2014/15 capital programme for local transport improvement initiatives:

- University to town centre and seafront
- Town centre to seafront
- Horsey Way section 1

(2) That approval be given in principle, and subject to agreement by the Secretary of State for Communities and Local Government that the byelaw can be amended, that the Seafront cycle route along the promenade between the Wish Tower and Fisherman's Green be taken forward by the County Council to detailed design with construction taking place as part of a future year's capital programme beyond 2014/15.

* (3) That Full Council be recommended to authorise the officers to take all necessary steps to seek and obtain approval from the Secretary of State for Communities and Local Government to an amendment to the current byelaw to enable the Council to allow, where appropriate, both un-segregated as well as segregated shared use of the seafront promenade by cyclists and pedestrians.

(4) That the Horsey Sewer Route section 3 be taken forward by the County Council to detailed design with construction taking place as part of a future year's capital programme beyond 2014/15.

(5) That in view of the comments received during the consultation on the town centre to District General Hospital route, delegated authority is given to the Senior Head of Development, in consultation with the lead Cabinet member to agree to an adjusted route.

87 Housing Futures [KD]

87.1 Cabinet considered the report of the Senior Head of Community seeking authority to progress development and consult on a preferred option for the ongoing delivery of the Council's housing and landlord role. The Council was responsible for the homes of nearly one in ten of Eastbourne's households, made up of a mixed portfolio of 3,554 residential properties with a programme to add a further 43 properties in 2014-2016. The Council's housing stock was currently managed under an agreement with an arm's length management organisation (ALMO), Eastbourne Homes Limited (EHL). At present the Council pays EHL £6,714,000 per annum to manage and maintain the Council's housing stock. In addition to this fee, capital funding was provided to EHL to carry out improvement works to housing stock. The current management arrangement with EHL had been in place since 2005 and was due to end in March 2015.

87.2 A review of the future of the Council's role as a social landlord was formally launched in May 2013 with a Housing Futures Board (with membership from the Council, EHL and tenants) set up to oversee this important project. The report detailed progress to date in developing

options for the landlord role, including a summary of the options considered. It set out the detail of a preferred option and requested approval from Cabinet to take this option forward for consultation with tenants, leaseholders, relevant organisations and agencies and the wider community, with a view to making a formal recommendation in July 2014 on the future of the Council's housing and landlord role.

87.3 The key aims were to help deliver the Council's housing and wider corporate strategies; make the best of the opportunities created by the introduction of the new self financing housing revenue regime; contribute positively to the sustainable service delivery strategy for the development and delivery of the Council's services; and encourage inward investment in Eastbourne's overall housing market. An extract from the review's terms of reference was appended to the report.

87.4 To date the board had in taken account of:

- Value for money (for tenants and the Council) which had included a financial viability assessment of the various options with supporting work provided by the Chartered Institute of Housing.
- Service risk – the need to ensure continuity of service and to maintain or improve the quality of the service provided.
- Resident engagement – the board listened to residents' views on how to ensure that residents are able to have influence over the provision of future services.
- Strategic influence/fit with the other services provided by the Council including the changing shape of council services, the wider housing market and its role in supporting the wider economy.

87.5 A brief summary of the options was as follows (the options report was appended to the report):

- 1 – Retain current arrangements with EHL.
- 2 – Expansion of EHL to deliver more services for the Council and other enterprises, both housing and non-housing.
- 3 – Return to Council and full integration with 'Future Model'.
- 4 - Large scale voluntary transfer (LSVT).
- 5 – Transfer to mutually owned co-operative.
- 8 – Tenants exercise their right to transfer.
- 6 – Shared service delivery with other social landlords.
- 7 - Out-source/externalise housing management.
- 9 – Tenants exercise their right to manage.
- 10 - Retain EHL with responsibility for housing management but with greater integration with the Council's core services and support structures.

87.6 Having explored the above options, the Housing Futures Board concluded that option 10 would offer the best mix of efficiencies, resilience, customer benefits and governance. Option 10 was a hybrid of options 1, 2 and 3 and emerged during the assessment of all the options as a way of combining the benefits of those options taking into consideration such factors as financial impacts of stock disposal and the

risks around externalisation of services. EHL support the development of this preferred option.

87.7 It was considered that option 10:

- Had the potential to generate savings (up to £1.5m) to the Council split between the general fund and the housing revenue account.
- Retains EHL and tenant focused governance.
- Offers the potential for value for money for EHL and the Council by reducing overheads.
- Creates opportunities to improve customer services.
- Retains a vehicle for securing investment and work from non-Council owned businesses.
- Bigger operational scale creates greater resilience and opportunities for more effective procurement of property related services by combining the purchasing power of the general fund and the housing revenue account.

87. 8 Resolved (key decision): (1) That the development of a preferred option to retain Eastbourne Homes Ltd ("EHL") as housing management provider with closer integration with Council services be noted.

(2) That delegated authority be granted to the Senior Head of Community to discuss and agree with the Department of Communities and Local Government ("DCLG") the level and process of the consultation to be undertaken with tenants and leaseholders.

(3) That delegated authority be granted to the Senior Head of Community to finalise the consultation document and consultation plan and to start the consultation process with tenants and leaseholders on the Council's preferred option.

88 Housing and Economic Development Project [KD]

88.1 Cabinet considered the report of the Senior Head of Community providing an update on the Eastbourne 2013-2015 local authority new build programme and the supporting housing and economic progress initiative. The report considered a range of inter-linked housing and economic development projects and opportunities. All were related to the Housing and Economic Development Partnership (HEDP), a joint project set up in February 2013 by the Council and Eastbourne Homes Limited (EHL). The HEDP had a small team of officers working exclusively on projects for the initiative but also being used, as required, by the housing services team to help the wider strategic housing work of the Council as a whole.

88.2 The HEDP team had been tasked with delivering a number of strategic projects for the Council, including the programme to develop new council-owned homes. There had now arisen an opportunity to further expand this programme. This report requested approval for the appropriate resources and policy decisions to be in place to be able to

take advantage of these new development and funding opportunities. In taking forward its work over the past year, the HEDP team had increasingly found itself needing to be able make use of both housing revenue account and general fund resources. Current delegations agreed last September needed to be revised to allow the project to operate more effectively as there was a risk that opportunities might be lost if this flexibility was not available for use when it was most needed.

88.3 Resolved (key decision): (1) That a capital allocation totalling no more than £350,000 from the £18m housing regeneration capital allocation be approved for the purchase and refurbishment of retail and commercial elements of properties being purchased for the SHEP initiative, subject to the application of the conditions and procedures previously agreed for SHEP funding delegations (and as set out in paragraph 2.5 of the officer's report).

(2) That a revised budget for the Eastbourne 2013-2015 LANB, of £4,758,000 be agreed, to include:

- 23 affordable rented homes made up of 16 at Coventry Court, 3 at Tenterden Close and 4 at Belmore Road.
- An additional 6 houses for shared ownership as part of the Coventry Court scheme, made up of 3 three-bedroom houses and 3 two-bedroom houses.
- An additional 4 homes for market sale as part of the Belmore Road scheme made up of 4 two-bedroom homes.

(3) That Senior Head of Community, in liaison with the lead Cabinet member for finance and the Chief Finance Officer, be given delegated authority to the purchase of a site adjacent to Belmore Road (Longstone Road) subject to final risk/financial appraisal.

(4) That up to £850,000 be allocated as a loan facility in the Council's capital programme to support economic development initiatives at Sovereign Harbour.

89 * Corporate Plan 2014/15 refresh [BPF]

89.1 Councillor Patrick Warner and Philip Ede addressed the Cabinet on aspects of this matter.

89.2 Cabinet considered the report of the Head of Corporate Development. The refreshed corporate plan contained updates on the Local Futures data and included references to data from other more timely sources (such as East Sussex in Figures) where available in order to give an overall picture of Eastbourne which was as up-to-date as possible.

89.3 Extensive consultation on the corporate plan priorities had been conducted with the community and stakeholders each year since the new format and priorities were adopted. This being the final year of the current strategy, the results of the annual consultations had been brought together with recent community feedback such as the Youth

Fair, the new ward walk initiative, and the 'Big Local' project in west Devonshire ward and presented to Cabinet in December 2013. The full consultation report would be made publicly available alongside to the corporate plan once published online. Development of projects and targets had also been influenced by the recent service and financial planning process, reference to the local development framework and the sustainable community strategy.

89.4 A year-end report summarising the 2013/14 actions and related performance indicator outturns was being reported to Scrutiny and Cabinet and would be made available to the public alongside the refreshed plan on the Council's website. Feedback received as part of reviews from GOSE, iESE and the LGA Peer Challenge were very positive regarding the format and content of the plan.

89.5 The refreshed plan built upon previous year's versions and retained the same four priority chapters – each owned by a senior member of the corporate management team and Cabinet lead member who were responsible for managing the overall delivery of projects in that theme. An overview of the projects for each chapter was as follows:

89.6 **Prosperous Economy**

Tourism marketing and brand development:

- New tourism and economic development strategy.
- New brand development and marketing campaign.
- New walking festival.
- Grow the Beer and Cider by the Sea event into a regional food and drink festival.

Employment - town centre:

- Process new planning application.
- Assist with land assembly.
- Assist developers to crystallise development on other sites.
- Specify and tender plans for the environmental improvement to Terminus Road.
- Review the existing ring road.

Business support scheme:

- Use of technology to promote local services including procurement.
- Maximise Business Rate Relief giving £800k back to small businesses.
- Revised Eastbourne Loyalty Scheme.

Employment - Sovereign Harbour:

- Process planning applications by Sovereign Harbour Ltd and SeaChange Sussex.
- Progress the provision of the Community Centre.
- Deliver the Harbour Innovation Mall.

89.7 **Quality Environment**

Managing waste responsibly:

- Improve Recycling rates

Improving the cleanliness of the street and public areas:

- Prevention campaigns to reduce environmental crime.
- Renovation of public conveniences.

Allotment provision:

- Continue to build extra allotment in phases throughout the year.

Towards a low carbon town:

- Continue to implement environment strategy action plan.
- Implement actions to reduce the carbon use of the Council's own buildings.

Transport – cycling provision:

- Implement cycle strategy – revise proposed cycle routes following consultation.
- Complete 3 new routes and next phase of Horsey Sewer cycle route.

Eastbourne Park:

- Form a land owners group and stakeholders group to implement action plan for the Park.
- Carry out feasibility work for new flood mitigation measures.

Pride in Our Parks:

- Finalise design, apply for planning permission and build Hampden Park Skate Park.
- Biodiversity report on Hampden Park Lake.
- Hampden Park management plan.
- Old Town Recreation ground management plan.
- Publish the Princes Park development plan.

89.8 Thriving Communities

Develop youth services and activities:

- Deliver new youth strategy to be implemented in 2015.
- Deliver Youth Fair 2014 for young people to showcase their skills and achievement.
- Deliver Youth Network meeting for service and activity providers
- Implement current youth strategy.

Improving neighbourhood delivery:

- Deliver improvements to health and wellbeing.
- Develop Shinewater Park project.
- Deliver grants to community and voluntary organisations.

Best use of housing resources:

- Housing Futures – Agree how to best deliver housing management arrangements to start April 2015.
- Work with Eastbourne Homes to identify options for housing repairs contract and begin procurement.
- Deliver New Homes programme, Empty Homes programme and Driving Devonshire Forward.
 - Coventry Court
 - Tenterton
 - Belmore/Longstone

Support to vulnerable households:

- Deliver welfare reform action plan.
- Develop community resources for tackling economic hardship.
- Tackle rough sleeping.

- Housing benefit and council tax system migration
- Cultural provision:
- Establish new charitable company.
 - Transfer Towner to trust.
 - Progress work with English Heritage to secure funding for the development of the Redoubt as an accessible, living museum.
- Tennis development:
- Refurbish courts at Hampden Park and Old Town recreation ground with new free membership scheme launched.
- Active Eastbourne:
- Complete and implement the first priorities of the Active Eastbourne strategy
- Devonshire Park
- Complete the concept design stage for the whole complex.
 - Undertake next iteration of the business case.
 - Complete Phase 1 – new façade to Congress Theatre.

89.9 Sustainable Performance

- Asset management:
- Restructure service to create a corporate landlord team.
 - Market test the Wish Tower site for a restaurant.
- Sustainable service delivery strategy (SSDS):
- Implementation of Future Model phase 2.
 - Exploring a range of partnerships to achieve further efficiencies.

*89.10 **Resolved (budget and policy framework):** (1) That the draft 2014/15 refresh of the Corporate Plan be approved subject to detail on performance indicators, actions and final formatting being agreed by senior heads of service and lead Cabinet members.

(2) That full Council be recommended to give the plan final approval.

90 East Sussex Joint Waste Strategy 2014 - 2025 [KD]

90.1 Cabinet considered the report of the Senior Head of Infrastructure. In 2006 the East Sussex Waste Resource Partnership (the borough, district and county councils working together) published a Joint Waste Strategy for 2006 – 2020, to set out how the county's waste would be managed in a sustainable way. The targets that were set in 2006 had already been exceeded, which had led to a review of the original waste strategy, looking at the potential for managing waste more sustainably, reducing costs, and maximising the value of waste materials.

90.2 The revised strategy for East Sussex summarised the waste management arrangements and set out new aims, objectives and targets from 2014 to 2025. The strategy reiterated the continued focus on the government's waste hierarchy and gave an overview of achievements since 2006. The waste hierarchy was as follows:

- Reduce (produce less waste in the first place, the preferred option).
- Reuse (without re-processing).

- Recycle (re-processing into the same type of product or something new).
- Energy recovery (waste converted to energy, as at Newhaven).
- Disposal (to landfill and incineration, being the least preferred option).

Travelling down the hierarchy, the options had a greater environmental impact and were generally more expensive.

90.3 The strategy set five main targets for 2020:

- Work to limit the total amount of household waste generated to 995kg per household per year.
- Reuse 15% of the household waste generated.
- Recycle and compost 50% of the household waste generated.
- Recover energy from at least 95% of the rubbish that wasn't reused, recycled or composted.
- Divert at least 95% of waste from landfill.

There was one target for 2025:

- Recycle and compost 60% of the household waste generated.

90.4 As well as these targets, the strategy aimed to recover more value from waste; deliver waste services that offered value for money and were accessible to everyone; review and continuously improve waste services to ensure they remained environmentally sustainable and affordable; and manage waste as close as possible to its source, ideally within the County.

90.5 Public consultation on the draft strategy had taken place between 30 October and 11 December 2013 and a summary of the responses received was given in the report.

90.6 Eastbourne had entered into a new waste contract with Kier Environmental Services Ltd on 1 April 2013, alongside Wealden District Council. Hastings Borough Council joined the contract in July 2013, and Rother District Council would join it in April 2014. The local indicator in Eastbourne measuring performance relating to reuse, recycling and composting showed performance of 35.77% (as at end September 2013) against the 2013/14 target which was 33%. It was expected that performance would continue to improve and that the targets of 50% of household waste being recycled by 2020 and 60% by 2025 across the county were achievable. However this would require intervention and work would need to be done in terms of educating and influencing residents.

90.7 Resolved (key decision): That the East Sussex Joint Waste Strategy 2014 – 2025 be adopted.

91 Regulation of Investigatory Powers Act (RIPA) [KD]

91.1 Cabinet considered the report of the Deputy Chief Executive informing members of the extent of the authority's recourse to surveillance activities regulated by RIPA and associated legislation during the 2013 calendar year and seeking approval to the adoption of a policy

on the acquisition and use of communications data to bring the authority's approach in line with that on covert surveillance.

91.2 RIPA supplied a statutory framework within which certain types of covert investigative tools might be lawfully used by public authorities for the purposes of enforcement as long as rigorous criteria were met and a set process followed. The latter included amongst other things obtaining both internal approval at a senior level and also judicial approval before the measures were used. It was noted that no applications were made by the Council or partner organisations in 2013 for activities controlled by RIPA.

91.3 RIPA also regulated the interception of some types of communications data (the 'who', 'when' and 'where' of a communication, as opposed to the 'what' i.e. the content of what was said or written). Whilst the interception of communications data was also covered by RIPA, it was subject to a separate overview and inspection regime by an entirely separate office: that of the Interception of Communications Commissioner. Although the Council had not had recent recourse to its communications data powers, approval of a formal policy (as appended to the report) on the acquisition and use of communications data would clarify matters. It was considered that a policy of 'last resort', which made provision for use of said powers only exceptionally and where stringent criteria were met, would be consistent with this authority's approach to the other powers available to it under RIPA.

91.4 Resolved (key decision) (1) That the results of the yearly RIPA review, and of the authority's recourse to RIPA regulated surveillance during the 2013 calendar year be noted.

(2) That the policy on communications data bringing this authority's approach to those powers in line with the 'last resort' approach to all types of covert surveillance be agreed.

(3) That delegated authority is given to the Lawyer to the Council to (a) incorporate such amendments to the policies of this authority on both surveillance and communications data which are necessary to ensure that it is up to date and accords with the law; and (b) to continue to review the authority's procedures, policies and training on RIPA related matters on an annual basis in consultation with the SRO for RIPA and the Cabinet portfolio holder.

92 * Pay Policy Statement - update [BPF]

92.1 Cabinet considered the report of the Deputy Chief Executive. The Localism Act 2011 required the Council to adopt and publish a pay policy statement annually and otherwise re-publish whenever amended. The original statement had been approved for publication by full Council on 22 February 2012 and an updated version approved 20 February 2013. A copy of the revised statement was appended to the report.

92.2 There had been a number of minor changes to reflect the current staffing arrangements. Other key changes were a significant reduction in the length and breadth of the statement involving the removal of some background and out of date information not statutorily required. It was expected that the shortened statement would offer greater transparency and provide a concise and factual document for public reference. This was in line with the approach adopted by the majority of other local authorities.

***92.3 Resolved (budget and policy framework):** (1) That the rationale for changes to the content of the Pay Policy Statement be agreed and Full Council be recommended to adopt the Statement.

(2) That the Statement be published on the Council's website once it has been approved by Council.

The meeting closed at 7.00 pm

Councillor David Tutt
Chairman

Tuesday, 1 April 2014
at 6.00 pm



Conservation Area Advisory Group

PRESENT:-

Councillor Shuttleworth (Chairman) and Councillors Belsey, Thompson and Warner

Officers:

Ms C Dales, Specialist Advisor (Conservation and Design)
Ms J Sabin, Customer Caseworker

ADVISORS:

Mr Howell, Eastbourne Society

(An apology for absence was reported from Mr Crook)

49 Minutes of the meeting held on 18 February 2014.

The minutes of the meeting held on 18 February 2014 were submitted and approved and the Chairman was authorised to sign them as a correct record.

50 Declarations of Disclosable Pecuniary Interests (DPIs) by members as required under Section 31 of the Localism Act and of other interests as required by the Code of Conduct (please see note at end of agenda).

None were declared.

51 Planning Applications - Decisions of the Borough Council.

The decisions of the Planning Committee on applications in Conservation Areas were reported.

NOTED.

52 Planning Applications for Consideration

The Specialist Advisor (Conservation and Design) reported on planning applications for consideration in Conservation Areas. The Group's comments were set out in the schedule below.

1) 140143 (Full Plans) EASTBOURNE SCHOOL OF ENGLISH, 8 TRINITY TREES

Cons Area: Town Centre & Seafront

Proposal: Installation of new gates to car park entrance at the rear facing Lismore Road.

CAAG Comments: No objections raised.

2) 140147 (Full Plans) 46 UPPERTON GARDENS

Cons Area: Upperton

Proposal: Conversion of existing ground and first floor from 6 bedsits with shared facilities to 2 two bedroom flats and 2 studio flats, together with replacement pvcu windows to front and rear elevations.

CAAG Comments: This item was not discussed at the meeting as no plans had been submitted.

3) 140154 (Full Plans) ST ANDREWS SCHOOL, 72 MEADS STREET

Cons Area: Meads

Proposal: Installation of a traverse climbing wall on existing sports field, adjacent to Darley Road.

CAAG Comments: No objections raised.

Mr Henderson-Reid addressed the Group in support of the application.

4) 140167 (Full Plans) FLAT 4, 3 GRANGE GARDENS

Cons Area: College

Proposal: Replacement windows, to replace the existing timber windows with matching UPVC windows.

CAAG Comments: The Group raised no objections in principle subject to the applicant agreeing with officers on an appropriate design of the replacement windows that resembled the original window design as close as possible.

5) 140176 (Full Plans) 44A ST JOHNS ROAD

Cons Area: Meads

Proposal: Extension of roof across existing structure, creating new space for bedroom and shower room.

CAAG Comments: No objections raised.

6) 140192 (Full Plans) THE EASTBOURNE CENTRE, 47-53 GRAND PARADE

Cons Area: Town Centre & Seafront

Proposal: Application to internally refurbish ground to first floor public areas of existing hotel. Externally, new stepped access at corner of Grand Parade and Lascelles Terrace to allow direct access to the hotel bar. Internal works include refurbished kitchen which requires a temporary kitchen to be located upon the mezzanine balcony for approximately 6-8 weeks whilst works are carried out.

CAAG Comments: The Group raised objections to the provision of a portacabin on the front terrace, and considered that this would have an adverse impact on the exterior of the building and the wider conservation area. Strong concerns were raised regarding the loss of the original internal features, such as the lighting in the double height restaurant and the mural, which had particular historical references to the trade union movement.

7) 140194 & 5 (Full Plans & Conservation Area Consent) EASTBOURNE COLLEGE, OLD WISH ROAD

Cons Area: College

Proposal: Demolition of existing buildings and development of a sports hall, swimming pool, sports facilities, dining hall, classrooms and associated works and alterations to external areas and boundary walls.

CAAG Comments: The Group raised no objections to the proposal and were pleased that the applicant had pre-application talks with officers, and had undertaken a detailed consultation with the public to address any concerns that had been previously raised. The Group felt the project was imaginative, forward looking and would have a positive impact on the surrounding conservation area. It was also considered that the scheme represented an improvement to the school and an investment in the town.

Mr Hudson, Ms Wilkinson and Mr Bugler addressed the Group in support of the application.

8) 140196 (Listed Building Consent) EASTBOURNE COLLEGE, OLD WISH ROAD

Cons Area: College

Proposal: To create new vehicle access through listed boundary wall facing College Road. Material removed from the wall to be re-used to close existing entrance in the same wall.

CAAG Comments: The Group raised no objections to the proposal and were pleased that the applicant had pre-application talks with officers, and had undertaken a detailed consultation with the public to address any concerns that had been previously raised. The Group felt the project was imaginative, forward looking and would have a positive impact on the surrounding conservation area. It was also considered that the scheme represented an improvement to the school and an investment in the town.

Mr Hudson, Ms Wilkinson, Mr Bugler and addressed the Group in support of the application.

9) 140237 (Advertisement) THE EASTBOURNE CENTRE, 47-53 GRAND PARADE

Cons Area: Town Centre & Seafront

Proposal: Hotel Entrance (East & North East Elevations). Free standing signboard with perimeter LED illumination displaying Hotel logos and information. "V" Hotel logo fixed to bulkhead. Bar Entrance (South Elevation). Free standing signboard with perimeter LED illumination displaying Hotel logos and information "VISTA" Bar logo fixed to ceramic balcony. Grand Parade (South East Elevation). Hotel logo manifestation to existing glazed balustrades.

CAAG Comments: The Group raised major objections to the proposal. It was felt that the proposed scale, material, colour, form and illumination were inappropriate for the surrounding Conservation Area.

10) 140288 (Full Plans) ST ANDREWS SCHOOL, 72 MEADS STREET

Cons Area: Meads

Proposal: Erection of a new sports hall (including changing facilities. WCs, office, storage and dance studio) located on existing playing field.

CAAG Comments: The Group raised no objections in principle to the provision of a sports hall and considered that it would be an improvement to the facilities and therefore good for the town. The Group was pleased to note that there have been negotiations with officers and that the proposed building had been dug down into the ground, but remain concerned that the design had not gone as far as it could to ensure that it would blend in with the environment and the conservation area. The overall height was still a concern and the Group suggested there should be some relief to the boxy shape and bland façade. It was suggested that a green roof should be considered. The Group compared the proposal to the successful scheme at Eastbourne College, discussed earlier in the meeting and considered that there was more work to be done.

Mr Baron, Mr Henderson-Reid and Ms Meade addressed the Group in support of the application.

11) 140321 (Listed Building Consent) RAILWAY STATION, TERMINUS ROAD

Cons Area: Town centre & Seafront

Proposal: Renewal and upgrade of existing data display systems within Eastbourne Railway station with more appropriate modern equivalents.

CAAG Comments: The Group raised no objections to the proposal subject to the removal of the current redundant equipment.

12) 140326 (Full Plans) 1 LUSHINGTON ROAD

Cons Area: Town centre & Seafront

Proposal: Single storey extension to rear to provide additional treatment room.

CAAG Comments: No objections raised.

13) 140346 (Householder) 6 LAWNS AVENUE

Cons Area: Old Town

Proposal: Rear extension at first floor level and alterations to roof.

CAAG Comments: No objections raised.

NOTED.

53 New Listings

The Specialist Advisor (Conservation and Design) advised that there were no new listings. The Group was advised that the Eastbourne Centre had been nominated for a new listing. It was due to be sent out for consultation shortly.

NOTED.

54 Dates of future meetings - All at 6.00 p.m. at the Town Hall

The date of the next meeting was confirmed as the 13 May 2014 (at 6.00pm at the Town Hall).

55 Vote of Thanks.

The Specialist Advisor – Conservation and Design informed the Group that this would be their last meeting as they would be leaving the authority. The Group wished them all the best and thanked them for their input and hard work supporting the Group.

The meeting closed at 7.54 pm

**Councillor Shuttleworth
(Chairman)**

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Tuesday, 15 April 2014
at 6.00 pm



Planning Committee

Present:-

Members: Councillor Ungar (Chairman) Councillor Harris (Deputy-Chairman)
Councillors Jenkins, Liddiard, Miah, Murray, Taylor and Coles (as
substitute for Hearn).

(An apology for absence was reported from Councillor Hearn).

102 Minutes of the meeting held on 25 March 2014.

The minutes of the meeting held on 25 March 2014 were submitted and approved and the Chairman was authorised to sign them as a correct record.

103 Declarations of Disclosable Pecuniary Interests (DPIs) by members as required under Section 31 of the Localism Act and of other interests as required by the Code of Conduct.

(1) Item 105 - Churchdale Road Allotments: (i) Councillor Ungar declared a personal interest as a member of the Eastbourne Allotments and Garden Society. On the basis that it could be deemed prejudicial he withdraw from the room whilst this item was being considered.

(ii) Councillor Harris declared a personal interest owing to a stated interest in applying for an allotment site in the future. This was not deemed to be prejudicial and he remained in the room and voted thereon.

(2) Item 106 - Gildredge Park Bowls Club - Councillor Liddiard declared a personal interest as a member of the Friends of Manor Gardens and Gildredge Park. This was not deemed to be prejudicial and he remained in the room and voted thereon.

(3) Item 107 - Sovereign Harbour - Councillor Jenkins stated that he had been in attendance at meetings relating to the development of the masterplan for Sovereign Harbour but had not participated in any of the discussions and therefore had no declarable interest.

104 60 Watts Lane. Application ID: 140148.

140108 (HHH) - 60 Watts Lane - Two storey extension to form self-contained unit adjoining the existing detached private house, with internal linking access doors - **UPPERTON**. One letter of support had been received from a local resident. The County Archaeologist had requested a condition that the area affected by the development be the subject of a programme of archaeological works. The Committee raised concerns regarding the size

of the extension and its impact on visual amenity. Concerns were also raised regarding the proposed flat roof and timber cladding.

RESOLVED: (By 7 votes with 1 abstention) That permission be refused on the grounds that the proposed extension by virtue of the size and proposed materials, fails to appear subordinate to the host building, and would be visually dominating and harmful to its appearance and is therefore contrary to saved policies UHT1 and UHT4 of the Eastbourne Borough Plan 2007, and policies B2 and D10A of the Core Strategy Local Plan 2013 and guidance set out in the National Planning Policy Framework 2012.

Appeal: Should the applicant appeal the decision the appropriate course of action to be followed, taking into account the criteria set by the planning inspectorate, is considered to be written representations.

105 Churchdale Road Allotments. Application ID: 14013.

140130 (PPP) - Churchdale Road Allotments - The existing allotments will be extended with the addition of new plots and sensitive parking areas – **ST ANTHONYS**. Five letters of objection were reported from local residents. An additional letter of objection regarding concerns in respect of noise and anti-social behaviour was reported at the meeting.

The Specialist Advisors for Planning Policy and Environmental Health raised no objections to the proposal. The Specialist Advisor for Parks and Gardens advised that in relation to the management of the site by Eastbourne Allotments and Gardens Association (EAGS), no complaints had been received by the Council or EAGS since 2011. The County Archaeologist raised no objections subject to a number of conditions relating to ongoing archaeology works. The Environment Agency had confirmed that no objections were raised in terms of increased flood risk. The County Ecologist had carried out a detailed habitat survey and a condition was proposed to ensure the sensitive treatment of ecology prior to commencement of the development.

Mr Williams addressed the Committee against the proposal and raised concerns regarding flooding, pollution, loss of privacy and the impact on wildlife. He stated that every year both fields flood and the water comes to the boundary of his property. Bonfires are a regular occurrence and are preventing the use of his garden. Although the rules prohibit running businesses from the site, tree surgeons were bringing materials to the site to dispose of. Noise was created by building sheds and over large sheds were already on site. Concerns were also raised regarding the lack of security on site, the loss of privacy with users being much closer to the existing properties and the impact on wildlife in the area.

The Lawyer to the Council informed the meeting that complaints regarding smoke from bonfires could be made to the Council's Environment team for investigation as possible statutory nuisances under the Environmental Protection Act 1990. The Committee was advised that with regard to privacy and security issues, it is proposed to use buffer zones, a ditch and native planting to reduce the impact on residents. In recent years the allotment site has been made more secure with the replacement gates and

fences. The site rules instruct the entrance gates to remain locked at all times.

The Committee supported the use of large green waste containers successfully trialled within the Gorrington Road complex to reduce the need for fires.

The Senior Specialist Advisor reported that with regard to the stewardship of the site, he will report on the concerns raised at the meeting with the EAGS. It was noted that the allotment rules clearly set out what is expected in terms of behaviour and the restrictions on structures on the site. It was also agreed that appropriate measures will be in place to survey and if possible and practical to do so secure the existing pond within the flooding mitigation measures at the site..

(NB: Councillor Ungar withdrew from the room whilst this item was considered. Councillor Harris took the Chair).

RESOLVED: (By 5 votes with 2 abstentions) That permission be granted subject to: 1) Time limit for commencement 2) In accordance with approved drawings 3) Hours for works of implementation 4) Ongoing archaeology 5) Protection of retained trees 6) Sensitive treatment of ecology (pre-commencement) 7) Submission of sufficient flood risk information 8) Sheds sited on furthest point from residential boundary within plots 9) Boundary Hedgerow to be maintained.

106 Gildredge Park Bowls Club. Application ID: 140044.

140044 (PPP) - Gildredge Park, The Goffs - Extension to existing bowls club pavilion, with new full width veranda and internal alterations. Other works include the erection of a shed to house water tanks to be repositioned – **UPPERTON**.

The Specialist Advisor for Arboriculture recommended a number of conditions to safeguard the existing trees and mature hedgerow. The Council's Estates Department and the County Archaeologist raised no objections of the proposal.

RESOLVED: (Unanimous) That permission be granted subject to conditions: 1) Time for commencement 2) Approved drawings 3) Materials (to match) as drawings and application form 4) Condition T4 Tree protection: (fencing) 5) T10 Landscaping (A) (vii) (prevent damage through installation of services) 6) Hours of demolition / construction.

107 Sovereign Harbour. Application ID: 131002.

131002 - Sovereign Harbour - Outline planning permission for the development of Sites 1, 4, 5, 6, 7 and 8 at Sovereign Harbour, Eastbourne: **Site 1** - up to 72 dwellings and access **Site 4** - Commercial and employment uses (A1-A5) (B1, C1 and D1) **Site 5** - Community use (800sqm) **Site 6** - Employment and office uses (B1 up to 15,000sqm) **Site 7** - Mix of employment uses (B1) (C1 & C2) (D1), up to 70 dwellings and open space (0.80 ha) **Site 8** - Up to 8 dwellings, open space and berth holder facilities – **SOVEREIGN**.

The Committee adjourned briefly to consider a circulated addendum to the submitted report in respect of a number of revised and additional conditions, a revised description of development, details of advertising the application as a departure, a revised recommendation and a summary of late representations received and the details of the tree preservation order implications for Site 6.

The Environment Agency raised no objections and proposed a number of conditions. The mitigation measures outlined in the Flood Study Report were considered appropriate to address the flood risk and drainage issues of the sites. East Sussex County Council raised no objections and the required contributions towards education, libraries and waste will be secured through the section 106 agreement. The County Ecologist stated that provided the mitigation and compensation is carried out in accordance with the surveys undertaken, the proposed outline permission is acceptable from an ecological perspective.

The Highways Agency had confirmed that the proposed development is unlikely to have a material impact on the strategic road network. East Sussex County Council Highways stated that on the basis of the evidence presented in the Transport Assessment, the traffic generated by the six sites will enable the affected junctions to continue to operate within their capacity. It was considered that on capacity grounds a secondary access point to the Harbour is not required but that a secondary emergency access should be provided from the A259, potentially through Site 7 or via Harbour Quay. The Committee was advised that the applicant will be required to provide a financial contribution to provide a bus shelter at the stop on the southern side of Pevensey Bay Road. A Travel Plan and associated audit fee will also need to be secured by Agreement.

The concerns raised by the Health and Safety Executive regarding the close proximity of a major gas pipeline to Sites 6 and 7 will be addressed in detail during the reserved matters stage.

Natural England, Sussex Police and Southern Gas Networks and the Council's Specialist Advisors for Economic Development, Arboriculture, Design and Conservation and Planning Policy raised no objections to the proposal. The Theatres Trust supported the provision of community facilities as part of the development.

The Sovereign Harbour Residents Association supported the application in principle in terms of the funding that will be achieved for much needed community facilities, however concerns were raised regarding access to Site 7 via Pacific Drive.

Mr S Lloyd MP addressed the Committee in support of the development which represented the culmination of significant commitment by the Council, the developers and the local community to deliver this complex and significant development for Eastbourne. Whilst acknowledging the concerns raised by local residents, the current proposal had been subject to considerable negotiations to both overcome the challenges presented and achieve the vision for Sovereign Harbour. The development would

deliver the essential community infrastructure, new open space, retail and employment uses and an enhanced waterfront.

Councillor Elkin addressed the Committee and took the opportunity to thank the Senior Specialist Advisor (Planning) for her considerable work on the current application which will deliver the much needed community centre as a priority, provide extensive employment opportunities and 150 new homes and the completion of The Waterfront as a leisure and tourist centre.

Mrs J Weeks from the Sovereign Harbour Residents Association addressed the Committee and welcomed the application which reflected the vision for the Sovereign Harbour neighbourhood expressed in the LDF Core Strategy and the Sovereign Harbour SPD. Although the additional 150 homes are unwelcome, their importance both to Eastbourne's housing needs and for the funding of much needed community facilities for the neighbourhood is acknowledged. It was also important that the future reserved matters details comply with the SPD's vision and that conditions and section 106 compliance were enforced. Concerns remained that all accesses to Site 7 were from Pacific Drive.

Mr R Price addressed the Committee on behalf of the Bespoke Cycle Group and welcomed the proposed cycle links. He recommended the provision of Sheffield cycle stands and also that consideration be given to increasing parking provision from the proposed 1 space per dwelling. The Committee was advised that Bespoke had submitted detailed comments on a site by site basis and that the majority will be dealt with by the reserved matters applications and by conditions requiring details of cycling linkages.

Mrs P Oates addressed the Committee on behalf of a number of local residents against the proposal. With regard to site 1, concerns were raised regarding the loss of much used open space and the impact on the ecology of the area. The development would also obstruct visibility of the Martello Tower and impact on the sea views of the occupiers of surrounding residential properties. With regard to the overall development concerns were raised regarding flooding, the lack of affordable housing provision and the sustainability of the business plan to support the proposed community facility.

Ms M Nagy addressed the Committee on behalf of the applicant. She acknowledged and thanked the significant efforts of all parties involved to translate the development framework of the Sovereign Harbour SPD into the current outline proposals. All the concerns put forward had been considered in detail and the statutory consultees were satisfied with the detailed submissions made. Extensive consultation had been undertaken with residents and key stakeholders prior to submission of the application which presents a masterplan led approach to the sites within the control of Sovereign Harbour Ltd. The new facilities proposed will benefit the Sovereign Harbour community and assurances were given that the detailed designs will be sensitive to the application sites.

The Committee was advised that the Sovereign Harbour SPD requires the community centre to be built as a priority and should therefore be provided prior to commencement of development on any of the remaining residential

development sites. The section 106 agreement will require the landowner to make a financial contribution towards the delivery of the community facility with triggers for its payment. This includes payment of a sum upon the grant of outline planning permission and the remainder of the contribution paid upon the sale of any one of the development sites.

Therefore as planning permission has already been granted for the provision of the Innovation Mall on part of Site 6, funding has been secured and negotiations regarding the sale of the land are currently underway, it is considered that the financial contribution will be provided earlier than if it was to be linked to commencement of development on any residential development site.

The application will result in a long overdue completion of the harbour development and will provide the missing social and economic infrastructure for Sovereign Harbour to become a sustainable community.

With reference to the concerns regarding access, the Committee was advised that the junction modelling carried out as part of the Transport Assessment had shown that the three eastern roundabouts would continue to operate well within capacity with the development future flow. Further modelling and consideration of access can be taken into account at the reserved matters stage.

It was reported that English Heritage had been involved at pre-application meetings to ensure that the setting and view points of the Martello Tower were respected. Their comments which were reported at the meeting indicated that although a large development does involve some risk to the heritage significance of the Tower through change to its setting, the development would not obstruct the inter-visibility between Towers 64 and 66 and that views of the two Towers from the beach to the west would not be obstructed either. They were satisfied that the application includes adequate principles and design codes to protect the significance of the Tower.

With regard to the concerns raised in respect of Site 1, the Committee was advised that the site has been identified for development for some time, the proposals were in line with the Sovereign Harbour SPD and maintained a significant proportion of the site for public open space.

The Committee was advised that the application does not include the provision of any affordable housing for reasons of viability. The adopted SPD for Sovereign Harbour acknowledges that the provision of affordable housing and community facilities could impact on the viability of development. The current application was in accordance with the priority provision set out by the SPD of the missing social and economic infrastructure required for it to become a sustainable community. It was noted that with regard to the sustainability of the Community Centre, a Community Association Group had been set up to manage the establishment and ongoing development of the facility.

The Committee thanked the Planning Team for their considerable efforts towards bringing the proposal to the Committee.

RESOLVED (Unanimous) (A): (1) That the Senior Specialist Advisor (Planning) be given delegated authority to grant outline planning permission in accordance with the S.106 Agreement and conditions from the submitted and the tabled addendum report following consultation/review with the Government Office in relation to the departure issue.

(2) That the Senior Specialist Advisor (Planning) be given delegated authority to grant outline planning permission in accordance with the S 106 Agreement and conditions from the submitted and the tabled addendum report subject to a no objection/neutral response from the District Valuer's Office in relation to the viability of the scheme.

(3) That permission be granted subject to the prior conclusion of a S.106 Agreement to secure a financial contribution for the community centre, public open space, play equipment, employment floorspace, cycle linkages, local labour obligations, Travel Plans, East Sussex County Council financial contributions and conditions.

(3)(i) That an additional financial obligation be secured towards the provision of a bus shelter at the bus stop on the southern side of Pevensy Road.

(4) That the thanks of this Committee be recorded to the Council's Planning Team, Members of the Council, MP for Eastbourne, Sovereign Harbour Ltd, key stakeholders and local residents for their committed efforts to develop the proposals in accordance with the vision for the future of Sovereign Harbour.

RESOLVED (B): That in the event that the S.106 Agreement is not signed by 15 July 2014, that delegated authority be given to the Senior Specialist Advisor (Planning) to refuse planning permission for issues relating to the lack of support for the infrastructure to support the development, or if discussions are ongoing, to agree a reasonable extension of time for the S.106 Agreement to be signed.

Conditions:

Conditions 1-7 will apply to all sites; Condition 7a shall apply to sites 4, 6 and 7; for the avoidance of doubt conditions 8-203 are set out site by site.

1) Reserved matters applications, pertaining to each site (1, 4, 5, 6, 7 and 8) in accordance with the approved parameter plans which form part of the design and access statement hereby approved shall be submitted to and approved in writing by the Local Planning Authority before any development begins (on Sites 1, 4, 5, 6, 7 and 8) and the development shall be carried out as approved 2) Plans and particulars of the reserved matters for each site (1, 4, 5, 6, 7 and 8) referred to in the condition above, shall be submitted to and approved in writing by the Local Planning Authority and shall be carried out as approved 3) Application for approval of the reserved matters for any site (1, 4, 5, 6, 7 and 8) shall be made to the Local Planning Authority not later than three years from the date of this permission 4) The development of each site (1, 4, 5, 6, 7 and 8) hereby permitted shall be begun either before the expiration of five years from the date of approval of this application or the expiration of two years from the

date of the approval of the last of the reserved matters for that site to be approved, whichever is the later 5) General hours of works during constructions for development of any site (1, 4, 5, 6, 7 and 8) 6) This outline permission conveys approval for a maximum of 150 residential dwellings only 7) No development on Site 7 shall be occupied until a secondary 'emergency access' has been provided from Pevensey Bay Road or Harbour Quay in accordance with a scheme which has previously been submitted and approved by the Local Planning Authority 7a) Sites 4, 6 and 7 shall provide up to 20,000sqm of B1 floorspace.

Site 1

8) No development shall take place until samples of the materials to be used in the external surfaces of the development on the site have been submitted to and approved in writing by the Local Planning Authority 9) No development shall commence before details of the boundary treatments for the residential development/site hereby approved are submitted to and approved in writing by the Local Planning Authority 10) No development shall take place until full details of both hard and soft landscape proposals have been submitted to and approved by the Local Planning Authority 11) No development shall take place until a surface water drainage scheme for the site, based on sustainable drainage principles and an assessment of the hydrological and hydrogeological context of the development, has been submitted to and approved in writing by the Local Planning Authority 12) Measures to limit habitat enrichment and encroachment of gardens from neighbouring properties should be agreed 13) Landscape design Proposals relating to species and size of hedging and trees 14) Landscape maintenance 15) Details of flood resilience measures to include minimum finished floor levels and a suitable development design to manage risk from drainage system exceedence events and possible overtopping of flood/sea/harbour defences as appropriate to each site's location. Ground floor uses shall be generally restricted to parking and less vulnerable uses in accordance with the submitted Flood Risk Assessment (FRA, Section 6, Flood Risk Management) 16) Details to confirm adequate provision is made in the site layouts for future maintenance access to the sea defences and inner/outer harbour walls 17) Groundwater Protection -Universal condition for development on land affected by contamination 18) Removal of all permitted development rights to properties 19) No development shall commence until details have been submitted to and approved in writing by the Local Planning Authority of the provision to be made for storing domestic refuse and recycling and for access to the stores by the occupiers of the buildings and collection vehicles 20) Prior to the commencement of development a Traffic Management Scheme shall be submitted to and approved by the Local Planning Authority in consultation with the Highway Authority 21) The new estate roads shall be designed and constructed to a standard approved by the Planning Authority in accordance with Highway Authority's standards with a view to their subsequent adoption as a publicly maintained highway 22) Prior to the commencement of development details of the proposed surface water drainage to prevent the discharge of surface water from the proposed site onto the public highway and, similarly, to prevent the discharge of surface water from the highway onto the site shall be submitted to the Local Planning Authority for approval in consultation with the Highway Authority 23) Prior to the commencement of development

on site, detailed drawings, including levels, sections and constructional details of the proposed roads, surface water drainage, outfall disposal and street lighting to be provided, shall be submitted to the Planning Authority 24) During any form of earthworks and/or excavations that are carried out as part of the development, suitable vehicle wheel washing equipment should be provided within the site, to the approval of the Planning Authority 25) The development shall not be occupied until parking areas have been provided in accordance with details which have been submitted to and approved in writing by the Planning Authority 26) The development shall not be occupied until cycle parking areas have been provided in accordance with details which have been submitted to and approved in writing by the Planning Authority 27) Before house building commences, the new estate roads shall be completed to base course level, together with the surface water and foul sewers and main services 28) The Highway Authority would wish to see the roads within the site that are not to be offered for adoption laid out and constructed to standards at, or at least close to, adoption standards 29) The building envelope of the dwellings/apartments shall be constructed so as to provide sound attenuation in habitable rooms against external noise 30) Site contamination 31) Details of directional signage 32) Details of any temporary structures/hoardings 33) Bird deterrent measures 34) No burning of waste on site 35) Details of interpretation/information boards on the ecological value of the site 36) Two thirds of the site shall remain as public open space 37) The site shall provide no more than 72 dwellings 38) Prior to any works details of the pedestrian and cycle linkages are to be submitted to and approved by the Local Planning Authority 39) Verification report demonstrating completion of works set out in approved remediation strategy (required under universal groundwater protection condition) to be submitted 40) If unsuspected contamination is found to be present a remediation strategy shall be submitted detailing how this shall be dealt with 41) No infiltration of surface water drainage into the ground is permitted 42) Piling or any other foundation designs using penetrative methods shall not be permitted except with the express written consent of the LPA 43) Submission of a scheme to dispose of foul drainage has been submitted 44) Vehicle turning space to be provided on site.

Site 4

45) No development shall take place until samples of the materials to be used in the external surfaces of the development on the site have been submitted to and approved in writing by the Local Planning Authority 46) No development shall take place until full details of both hard and soft landscape proposals have been submitted to and approved by the Local Planning Authority 47) Landscape maintenance 48) Details to confirm adequate provision is made in the site layouts for future maintenance access to the sea defences and inner/outer harbour walls 49) Groundwater Protection -Universal condition for development on land affected by contamination 50) No development shall commence until details have been submitted to and approved in writing by the Local Planning Authority of the provision to be made for storage of refuse and recycling and for access to the stores by the occupiers of the buildings and collection vehicles 51) No development shall take place until a surface water drainage scheme for the site, based on sustainable drainage principles and an assessment of the hydrological and hydrogeological context of the development, has been submitted to and approved in writing by the Local Planning Authority 52) Prior to the commencement of development a Traffic Management Scheme

shall be submitted to and approved by the Local Planning Authority in consultation with the Highway Authority 53) Prior to the commencement of development on site, detailed drawings, including levels, sections and constructional details of the proposed roads, surface water drainage, outfall disposal and street lighting to be provided, shall be submitted to the Local Planning Authority 54) During any form of earthworks and/or excavations that are carried out as part of the development, suitable vehicle wheel washing equipment should be provided within the site, to the approval of the Local Planning Authority 55) The development shall not be occupied until parking areas have been provided in accordance with details which have been submitted to and approved in writing by the Local Planning Authority 56) The development shall not be occupied until cycle parking areas have been provided in accordance with details which have been submitted to and approved in writing by the Local Planning Authority 57) The Highway Authority would wish to see the roads within the site that are not to be offered for adoption laid out and constructed to standards at, or at least close to, adoption standards 58) A Travel Plan is required in association with this development to ensure that private car trips to and from the site are reduced. The travel plan should include targets for reduced car use and a monitoring programme to ensure these targets are met 59) Submission of lighting Strategy for public open space 60) Submission of signage strategy for commercial units 61) Hours of operation of Class A uses to be restricted 62) Site contamination 63) Details of all plant and machinery (e.g. air conditioning, refrigeration units) including predicted noise levels 64) Details of any temporary structures/hoardings 65) Bird deterrent measures 66) No burning of waste on site 67) Prior to any works details of the pedestrian and cycle linkages with the other development sites and the retail park and The Waterfront are to be submitted to and approved by the Local Planning Authority 68) Verification report demonstrating completion of works set out in approved remediation strategy (required under universal groundwater protection condition) to be submitted 69) If unsuspected contamination is found to be present a remediation strategy shall be submitted detailing how this shall be dealt with 70) No infiltration of surface water drainage into the ground is permitted 71) Piling or any other foundation designs using penetrative methods shall not be permitted expect with the express written consent of the LPA 72) Submission of a scheme to dispose of foul drainage has been submitted 73) Vehicle turning space to be provided on site.

Site 5

74) No development shall take place until samples of the materials to be used in the external surfaces of the development on the site have been submitted to and approved in writing by the Local Planning Authority 75) No development shall take place until a surface water drainage scheme for the site, based on sustainable drainage principles and an assessment of the hydrological and hydrogeological context of the development, has been submitted to and approved in writing by the Local Planning Authority 76) Landscape maintenance 77) Groundwater Protection - Universal condition for development on land affected by contamination 78) No development shall take place until full details of both hard and soft landscape proposals have been submitted to and approved by the Local Planning Authority 79) Prior to the commencement of development a Traffic Management Scheme

shall be submitted to and approved by the Local Planning Authority in consultation with the Highway Authority 80) Prior to the commencement of development details of the proposed surface water drainage to prevent the discharge of surface water from the proposed site onto the public highway and, similarly, to prevent the discharge of surface water from the highway onto the site shall be submitted to the Local Planning Authority for approval in consultation with the Highway Authority 81) Prior to the commencement of development on site, detailed drawings, including levels, sections and constructional details of the proposed roads, surface water drainage, outfall disposal and street lighting to be provided, shall be submitted to the Local Planning Authority 82) During any form of earthworks and/or excavations that are carried out as part of the development, suitable vehicle wheel washing equipment should be provided within the site, to the approval of the Local Planning Authority 83) The development shall not be occupied until parking areas have been provided in accordance with details which have been submitted to and approved in writing by the Local Planning Authority 84) The development shall not be occupied until cycle parking areas have been provided in accordance with details which have been submitted to and approved in writing by the Local Planning Authority 85) Site contamination 86) Details of all plant and machinery (e.g. air conditioning, refrigeration units) including predicted noise levels 87) Details of any temporary structures/hoardings 88) No burning of waste on site 89) Restriction on hours of opening of proposed community centre 90) Restriction on use within Class D1 91) Submission of details of boundary treatment 92) Prior to any works details of the pedestrian and cycle linkages with the other development sites, the retail park and The Waterfront are to be submitted to and approved by the Local Planning Authority 93) Verification report demonstrating completion of works set out in approved remediation strategy (required under universal groundwater protection condition) to be submitted 94) If unsuspected contamination is found to be present a remediation strategy shall be submitted detailing how this shall be dealt with 95) No infiltration of surface water drainage into the ground is permitted 96) Piling or any other foundation designs using penetrative methods shall not be permitted expect with the express written consent of the LPA 97) Submission of a scheme to dispose of foul drainage has been submitted 98) Vehicle turning space to be provided on site.

Site 6

99) No development shall take place until samples of the materials to be used in the external surfaces of the development on that site have been submitted to and approved in writing by the Local Planning Authority 100) No development shall take place until full details of both hard and soft landscape proposals have been submitted to and approved by the Local Planning Authority 101) Removal of shrubs/trees outside of bird breeding season 102) Subject to site and proposal specific detailed reptile mitigation strategy 103) proposal should comply with advice given by HSE regarding distance from gas pipeline 104) Tree Protection: No burning 105) Tree Protection: Excavations regarding the bund associated with TPO 77; 106) Tree Surgery 107) Landscape design Proposals relating to species and size of hedging and trees 108) Landscape maintenance 109) Groundwater Protection -Universal condition for development on land affected by contamination 110) No development shall commence until details have been submitted to and approved in writing by the Local Planning Authority of the provision to be made for storing domestic refuse and recycling and

for access to the stores by the occupiers of the buildings and collection vehicles 111) No development shall take place until a surface water drainage scheme for the site, based on sustainable drainage principles and an assessment of the hydrological and hydrogeological context of the development, has been submitted to and approved in writing by the Local Planning Authority 112) Prior to the commencement of development a Traffic Management Scheme shall be submitted to and approved by the Local Planning Authority in consultation with the Highway Authority 113) The new estate roads shall be designed and constructed to a standard approved by the Local Planning Authority in accordance with Highway Authority's standards with a view to their subsequent adoption as a publicly maintained highway 114) Prior to the commencement of development details of the proposed surface water drainage to prevent the discharge of surface water from the proposed site onto the public highway and, similarly, to prevent the discharge of surface water from the highway onto the site shall be submitted to the Local Planning Authority for approval in consultation with the Highway Authority 115) Prior to the commencement of development on site, detailed drawings, including levels, sections and constructional details of the proposed roads, surface water drainage, outfall disposal and street lighting to be provided, shall be submitted to the Local Planning Authority 116) During any form of earthworks and/or excavations that are carried out as part of the development, suitable vehicle wheel washing equipment should be provided within the site, to the approval of the Local Planning Authority 117) The development shall not be occupied until parking areas have been provided in accordance with details which have been submitted to and approved in writing by the Local Planning Authority 118) The development shall not be occupied until cycle parking areas have been provided in accordance with details which have been submitted to and approved in writing by the Local Planning Authority 119) The Highway Authority would wish to see the roads within the site that are not to be offered for adoption laid out and constructed to standards at, or at least close to, adoption standards 120) A Travel Plan is required in association with this development to ensure that private car trips to and from the site are reduced. The travel plan should include targets for reduced car use and a monitoring programme to ensure these targets are met 121) Site contamination 122) No development affecting the shingle mound 123) Details of all plant and machinery (e.g. air conditioning, refrigeration units) including predicted noise levels 124) Details of any temporary structures/hoardings 125) No burning of waste on site 126) Prior to any works details of the pedestrian and cycle linkages across the site and with the other development sites, the retail park and The Waterfront are to be submitted to and approved by the Local Planning Authority 127) Verification report demonstrating completion of works set out in approved remediation strategy (required under universal groundwater protection condition) to be submitted 128) If unsuspected contamination is found to be present a remediation strategy shall be submitted detailing how this shall be dealt with 129) No infiltration of surface water drainage into the ground is permitted 130) Piling or any other foundation designs using penetrative methods shall not be permitted except with the express written consent of the LPA 131) Submission of a scheme to dispose of foul drainage has been submitted 132) Vehicle turning space to be provided on site.

Site 7

133) No development shall take place until samples of the materials to be used in the external surfaces of the development on that site have been submitted to and approved in writing by the Local Planning Authority 134) No development shall commence before details of the boundary treatment for the building plots hereby approved are submitted to and approved in writing by the Local Planning Authority 135) No development shall take place until full details of both hard and soft landscape proposals have been submitted to and approved by the Local Planning Authority 136) Subject to site and proposal specific detailed reptile mitigation strategy 137) Proposal should comply with advice given by HSE regarding distance from gas pipeline 138) Tree and natural feature protection fencing: 2.4m Hoarding around the around the three Poplars on the north western corner of the site, this is to be undertaken to BS5837: 2012 Trees in relation to design, demolition and construction 139) Tree Protection: No burning 140) Tree Surgery 141) No development shall take place until a surface water drainage scheme for the site, based on sustainable drainage principles and an assessment of the hydrological and hydrogeological context of the development, has been submitted to and approved in writing by the Local Planning Authority 142) Landscape design proposals relating to species and size of hedging and trees 143) Landscape maintenance 144) Groundwater Protection -Universal condition for development on land affected by contamination 145) Removal of all permitted development rights to properties 146) No development shall commence for site 7c until details have been submitted to and approved in writing by the Local Planning Authority of the provision to be made for storing domestic refuse and recycling for access to the stores by the occupiers of the buildings and collection vehicles 147) Prior to the commencement of development a Traffic Management Scheme shall be submitted to and approved by the Local Planning Authority in consultation with the Highway Authority 148) The new estate roads shall be designed and constructed to a standard approved by the Local Planning Authority in accordance with Highway Authority's standards with a view to their subsequent adoption as a publicly maintained highway 149) Prior to the commencement of development details of the proposed surface water drainage to prevent the discharge of surface water from the proposed site onto the public highway and, similarly, to prevent the discharge of surface water from the highway onto the site shall be submitted to the Local Planning Authority for approval in consultation with the Highway Authority 150) Prior to the commencement of development on site, detailed drawings, including levels, sections and constructional details of the proposed roads, surface water drainage, outfall disposal and street lighting to be provided, shall be submitted to the Local Planning Authority 151) During any form of earthworks and/or excavations that are carried out as part of the development, suitable vehicle wheel washing equipment should be provided within the site, to the approval of the Local Planning Authority 152) The development shall not be occupied until parking areas have been provided in accordance with details which have been submitted to and approved in writing by the Local Planning Authority 153) The development shall not be occupied until cycle parking areas have been provided in accordance with details which have been submitted to and approved in writing by the Local Planning Authority 154) Before house building commences, the new estate roads shall be completed to base course level, together with the surface water and foul sewers and main services 155) The Highway Authority would wish to see the roads

within the site that are not to be offered for adoption laid out and constructed to standards at, or at least close to, adoption standards 156) A Travel Plan is required in association with site 7a, to ensure that private car trips to and from the site are reduced. The travel plan should include targets for reduced car use and a monitoring programme to ensure these targets are met 157) The open space within Site 7 shall not be brought into use until an improved pedestrian crossing facility has been provided over Pacific Drive 158) The building envelope of the dwellings/apartments shall be constructed so as to provide sound attenuation in habitable rooms against external noise, to attain a maximum daytime level not more than 35dB Laeq 16 hour; and to provide sound attenuation in bedrooms against external noise, night time level not more than 30dB Laeq 8 hour; 45dB Laeq, MAX in accordance with details to be submitted to and approved in writing by the Local Planning Authority. The development shall be constructed in accordance with the approved details 159) Subject to site and proposal specific detailed reptile mitigation strategy 160) Site contamination 161) Details of any temporary structures/hoardings 162) Bird deterrent measures 163) No burning of waste on site 164) Given the local and strategic importance of the this development site and the need to secure appropriate business space the reserved matters for this site shall be submitted within 10 years from the date of this outline approval 165) Site 7c shall provide no more than 70 dwellings 166) Prior to any works details of the pedestrian and cycle linkages across the site and with the other development sites, the retail park and The Waterfront are to be submitted to and approved by the Local Planning Authority 167) Verification report demonstrating completion of works set out in approved remediation strategy (required under universal groundwater protection condition) to be submitted 168) If unsuspected contamination is found to be present a remediation strategy shall be submitted detailing how this shall be dealt with 169) No infiltration of surface water drainage into the ground is permitted 170) Piling or any other foundation designs using penetrative methods shall not be permitted expect with the express written consent of the LPA 171) Submission of a scheme to dispose of foul drainage has been submitted 172) Vehicle turning space to be provided on site.

Site 8

173) No development shall take place until samples of the materials to be used in the external surfaces of the development on that site have been submitted to and approved in writing by the Local Planning Authority 174) No development shall commence before details of the boundary treatment for the building plots hereby approved are submitted to and approved in writing by the Local Planning Authority 175) No development shall take place until a surface water drainage scheme for the site, based on sustainable drainage principles and an assessment of the hydrological and hydrogeological context of the development, has been submitted to and approved in writing by the Local Planning Authority 176) Details to confirm adequate provision is made in the site layouts for future maintenance access to the sea defences and inner/outer harbour walls 177) Groundwater Protection -Universal condition for development on land affected by contamination 178) Removal of all permitted development rights to properties 179) No development shall commence until details have been submitted to and approved in writing by the Local Planning Authority of the

provision to be made for storing domestic refuse and recycling and for access to the stores by the occupiers of the buildings and collection vehicles 180) Prior to the commencement of development a Traffic Management Scheme shall be submitted to and approved by the Local Planning Authority in consultation with the Highway Authority 181) The new estate roads shall be designed and constructed to a standard approved by the Local Planning Authority in accordance with Highway Authority's standards with a view to their subsequent adoption as a publicly maintained highway 182) Prior to the commencement of development details of the proposed surface water drainage to prevent the discharge of surface water from the proposed site onto the public highway and, similarly, to prevent the discharge of surface water from the highway onto the site shall be submitted to the Local Planning Authority for approval in consultation with the Highway Authority 183) Prior to the commencement of development on site, detailed drawings, including levels, sections and constructional details of the proposed roads, surface water drainage, outfall disposal and street lighting to be provided, shall be submitted to the Local Planning Authority 184) During any form of earthworks and/or excavations that are carried out as part of the development, suitable vehicle wheel washing equipment should be provided within the site, to the approval of the Local Planning Authority 185) The development shall not be occupied until parking areas have been provided in accordance with details which have been submitted to and approved in writing by the Local Planning Authority 186) The development shall not be occupied until cycle parking areas have been provided in accordance with details which have been submitted to and approved in writing by the Local Planning Authority 187) Before house building commences, the new estate roads shall be completed to base course level, together with the surface water and foul sewers and main services 188) The Highway Authority would wish to see the roads within the site that are not to be offered for adoption laid out and constructed to standards at, or at least close to, adoption standards 189) The building envelope of the dwellings shall be constructed so as to provide sound attenuation in habitable rooms against external noise, to attain a maximum daytime level not more than 35dB Laeq 16 hour; and to provide sound attenuation in bedrooms against external noise, night time level not more than 30dB Laeq 8 hour; 45dB Laeq, MAX in accordance with details to be submitted to and approved in writing by the Local Planning Authority. The development shall be constructed in accordance with the approved details 190) Site contamination 191) Details of any temporary structures/hoardings 192) Bird deterrent measures 193) No burning of waste on site 194) Submission of details of birth holder facilities 195) 50% of the site shall remain as public open space 196) The site shall provide no more than 8 dwellings 197) Prior to any works details of the pedestrian and cycle linkages with the other development sites and the retail park and The Waterfront are to be submitted to and approved by the Local Planning Authority 198) Verification report demonstrating completion of works set out in approved remediation strategy (required under universal groundwater protection condition) to be submitted 199) If unsuspected contamination is found to be present a remediation strategy shall be submitted detailing how this shall be dealt with 200) No infiltration of surface water drainage into the ground is permitted 201) Piling or any other foundation designs using penetrative methods shall not be permitted expect with the express written consent of the LPA 202) Submission of a scheme to dispose of foul drainage has been submitted 203) Vehicle turning space to be provided on site.

Informatives:

EA Informatives; Highways Informatives and General Informatives.

108 St Andrews School Climbing Wall. Application ID: 140154.

140154 (PPP) - St Andrews School, 72 Meads Street - Installation of a traverse climbing wall on existing sports field, adjacent to Darley Road – **MEADS**. Four letters of objections were reported from local residents. The Specialist Advisor for Design and Conservation raised no objections to the proposal.

RESOLVED: (Unanimous) That permission be granted subject to conditions: 1) Time for commencement; 2) In accordance with approved plans.

109 Tree Preservation Order - Land at St. Saviour's and St. Peter's Vicarage, Spencer Road, Eastbourne, East Sussex No. 164 (2013).

The Committee considered the report of the Senior Head of Development and Lawyer to the Council which sought confirmation of a tree preservation order covering 5 trees on the above land. A letter from the Management Company of a block of flats known as Barchester Place, 1 Hardwick Road was appended to the report and raised a number of concerns regarding the impact of the Order on the property and its residents. The Council's response to the issues raised was detailed in the report and it was recommended that the Order should be confirmed on the grounds that the trees make a significant contribution to the visual amenity of the area.

RESOLVED: That the Eastbourne Borough Council Tree Preservation Order (Land at St. Saviour's and St. Peter's Vicarage, Spencer Road, Eastbourne, East Sussex) No. 164 (2013) be confirmed without modification.

110 South Downs National Park Authority Planning Applications.

None were reported.

The meeting closed at 8.16 pm

Councillor Ungar (Chairman)