

Committee Administrator: Democratic Services Officer (01609 767015)

Monday, 28 March 2022

Dear Councillor

Notice of Meeting

Meeting **Council**

Date **Tuesday, 5 April 2022**

Time **2.00 pm**

Venue **Council Chamber, Civic Centre, Stone Cross, Rotary Way,
Northallerton, DL6 2UU**

Yours sincerely

J. Ives.

Dr Justin Ives
Chief Executive

To: All Members of Hambleton District Council

Note: Members of the press and public are also able to observe the meeting virtually via Teams. Please click on the link on the website or dial 020 3855 5195 followed by the Conference ID: 714 576 892# For further information please contact Democratic Services on telephone 01609 767015 or email committeeservices@hambleton.gov.uk

Agenda

Page No

1. Minutes 1 - 6
To confirm the minutes of the meeting held on 22 February 2022 (C.23 - C.30), attached.
2. Apologies for Absence
3. Announcements by the Chairman or Chief Executive
4. Statement of the Leader and Referrals from Cabinet 7 - 10

| Date of Meeting | Minute Nos |
|-----------------|------------|
| 8 March 2022 | CA.61 |
| 5 April 2022 | To follow |
5. Cabinet Portfolio Statements
 - a) Statement from the Portfolio Holder for Economic Development and Finance 11 - 12
 - b) Statement from the Portfolio Holder for Leisure 13 - 14
 - c) Statement from the Portfolio Holder for Governance 15 - 16
 - d) Statement from the Portfolio Holder for Planning 17 - 18
 - e) Statement from the Portfolio Holder for Environmental Health, Waste and Recycling 19 - 20
 - f) Statement from the Portfolio Holder for Transformation and Projects 21 - 22
6. Question Time
None received.
7. Notices of Motion
None received.

Agenda Item 1

Minutes of the meeting of the Council held at 2.00 pm on Tuesday, 22nd February, 2022 at Council Chamber, Civic Centre, Stone Cross, Rotary Way, Northallerton, DL6 2UU

Present

Councillor M A Barningham (in the Chair)

| | | | |
|------------|-----------------|------------|-----------------|
| Councillor | P Atkin | Councillor | G Ramsden |
| | P Bardon | | A Robinson |
| | G W Dadd | | M S Robson |
| | C A Dickinson | | Mrs I Sanderson |
| | D B Elders | | M G Taylor |
| | Mrs B S Fortune | | P R Thompson |
| | B Griffiths | | A Wake |
| | K G Hardisty | | D Watkins |
| | P A James | | S Watson |
| | R Kirk | | D A Webster |
| | J Noone | | P R Wilkinson |
| | B Phillips | | |

Apologies for absence were received from Councillors R W Hudson, D Hugill and N A Knapton

C.23 Minutes

The decision:

That the minutes of the meeting held on 14 December 2021 (C.15 - C.22),, previously circulated, be signed as a correct record.

C.24 Announcements by the Chairman or Chief Executive

The Chairman presented tokens of thanks to a number of Stokesley Leisure Centre employees: Anne Atkinson; Jess Arundell; Chris Alcock; Nick Taggart; Dan Raynor; Jess Hume; Lynne Dinsdale; Andrew Coulthard and Stuart Buckton for their involvement in two emergency incidents that occurred at Stokesley Leisure Centre prior to Christmas. There were a number of other staff involved who could not be present and arrangements would be made for them to receive their tokens of thanks following the meeting.

The Chairman presented Councillor Brian Phillips with a Long Service Award for completing 20 years' service for the Council. Councillor Phillips was elected as a District Council Member on 4 May 2001 representing Morton on Swale Ward.

C.25 Verbal Statement of the Leader and Referrals from Cabinet

The Leader moved Cabinet minutes CA.46 to CA.47 (11 January 2022) and CA.49 to CA.57 (8 February 2022) and made a statement to the Council on the following matters:-

- Announcement of the devolution deal as part of the Mayoral Combined Authority for York and North Yorkshire
- Adoption of the Local Plan
- Opening of the new Maple Gardens Crematorium
- Update on the appointment of Moody's regarding the Treadmills development
- Update regarding the North Northallerton Bridge
- Update on the Northallerton Skills Village and Play Area
- Traffic Order regarding coach parking in Northallerton and Stokesley and electric vehicle charging points.

The Decision:

That the reports, resolutions and recommendations of the following meetings of the Cabinet be received, approved and adopted:-

| Body | Date of Meeting | Minute Nos |
|-------------|------------------------------------|----------------------------------|
| Cabinet | 11 January 2022 8 February 2022 | CA.46 to CA.47 CA.49 to CA.57 |

C.26 Referral from the Audit, Governance and Standards Committee

The Decision:

That the reports, resolutions and recommendations of the following meeting of the Audit, Governance and Standards Committee be received, approved and adopted:-

| Body | Date of Meeting | Minute Nos |
|---|------------------------|-------------------|
| Audit, Governance and Standards Committee | 24 January 2022 | AGS.15 |

C.27 Council Tax 2022/23

All Wards

The subject of the decision:

This report considered for level of Council Tax for 2022/23 and the policy on reserves. In addition, it provided details of the Council's formula grant settlement for 2022/23 and the Business Rates target for the Retained Business Rates funding mechanism, which was operated as a pool across North Yorkshire.

Alternative options considered:

None.

The reason for the decision:

To maintain the long term viability of the Council's finances and ensure sustainability by investing in community projects as determined by the Council's priorities and supporting the maintenance and enhancement of service delivery. To maintain the integrity of the Council's financial strategy.

The decision:

That Council approves that:-

- (1) Hambleton District Council calculated the Council Tax Base for 2022/23 of 37,907.40 as calculated on 15 January 2022.
 - (a) for dwellings in those parts of its area to which a Parish precept relates as in the attached Annex A(1).
- (2) That the Council has calculated the Council Tax requirement for the Council's own purposes for 2022/23 (excluding Parish precepts) as £4,529,176.15.
- (3) That the following amounts be calculated for the year 2022/23 in accordance with Sections 31 to 36 of the Local Government Finance Act 1992:-
 - (a) **District/Parish Gross Expenditure**
£ 39,743,192.77 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A (2) of the Act taking into account all precepts issued to it by Parish Councils
 - (b) **District/Parish Gross Income (including Government Grants, use of Reserves and Collection Fund Surpluses etc)**
£ 33,462,173.85 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(3) of the Act
 - (c) **District/Parish Net Expenditure**
£ 6,281,018.92 being the amount by which the aggregate at 3(a) above exceeds the aggregate at 3(b) above, calculated by the Council in accordance with Section 31A(4) of the Act, as its Council Tax requirement for the year (Item R in the formula in Section 31B of the Act)

- (d) **Basic Amount of Tax (including average Parish Precepts)**
£ 165.6937 being the amount at 3(c) above (Item R) all divided by Item T (1(a) above), calculated by the Council in accordance with Section 31B of the Act, as the basic amount of its Council Tax for the year (including Parish precepts)
- (e) **Parish Precepts**
£ 1,751,842.77 being the aggregate of all special items (Parish precepts) referred to in Section 34(1) of the Act (as per Annex 'A')
- (f) **Basic Amount of Tax (Unparished Areas)**
£119.4800 being the amount at 3(d) above less the result given by dividing the amount at 4(e) above by Item T (1(a) above), calculated by the Council in accordance with Section 34(2) of the Act, as the basic amount of its Council Tax for the year for dwellings in those parts of its area to which no Parish precept relates

That the Council, in accordance with Sections 30 and 36 of the Local Government Finance Act 1992, hereby sets the aggregate amounts in the tables below as the amounts of Council Tax for 2022/23 for each part of its area and for each of the categories of the dwellings.

Hambleton District Council

Valuation Bands

| A | B | C | D | E | F | G | H |
|-------|-------|--------|--------|--------|--------|--------|--------|
| £ | £ | £ | £ | £ | £ | £ | £ |
| 79.65 | 92.93 | 106.20 | 119.48 | 146.03 | 172.58 | 199.13 | 238.96 |

North Yorkshire County Council – excluding Adult Social Care

Valuation Bands

| A | B | C | D | E | F | G | H |
|--------|----------|----------|----------|----------|----------|----------|----------|
| £ | £ | £ | £ | £ | £ | £ | £ |
| 865.88 | 1,010.19 | 1,154.51 | 1,298.82 | 1,587.45 | 1,876.07 | 2,164.70 | 2,597.64 |

North Yorkshire County Council – Adult Social Care

Valuation Bands

| A | B | C | D | E | F | G | H |
|--------|--------|--------|--------|--------|--------|--------|--------|
| £ | £ | £ | £ | £ | £ | £ | £ |
| 112.35 | 131.08 | 149.80 | 168.53 | 205.98 | 243.43 | 280.88 | 337.06 |

North Yorkshire Police, Fire and Crime Commissioner Fire and Rescue Authority

Valuation Bands

| A | B | C | D | E | F | G | H |
|-------|-------|-------|-------|-------|--------|--------|--------|
| £ | £ | £ | £ | £ | £ | £ | £ |
| 50.41 | 58.81 | 67.21 | 75.61 | 92.41 | 109.21 | 126.02 | 151.22 |

Police, Fire and Crime Commissioner for North Yorkshire - Police

Valuation Bands

| A | B | C | D | E | F | G | H |
|--------|--------|--------|--------|--------|--------|--------|--------|
| £ | £ | £ | £ | £ | £ | £ | £ |
| 187.37 | 218.60 | 249.83 | 281.06 | 343.52 | 405.98 | 468.43 | 562.12 |

(4) **Excessive Council Tax**

That the Council determines that the Council's basic amount of Council Tax for 2022/23 (at 3(f) above) is not excessive in accordance with the principles approved under Section 52ZB of the Local Government Finance Act 1992.

The Local Authorities (Standing Orders) (England) (Amendment) Regulations 2014 required a recorded vote on the Motion, Members present were recorded as voting as follows:

For the motion: P Bardon, M A Barningham, G W Dadd, C A Dickinson, D B Elders, Mrs B S Fortune, K G Hardisty, P A James, R Kirk, J Noone, B Phillips, A Robinson, M S Robson, I Sanderson, M G Taylor, P R Thompson, A P Wake, D Watkins, S Watson, D A Webster and P R Wilkinson (21)

Against the motion: P A Atkin, B Griffiths and G Ramsden (3)

The motion was declared carried.

C.28 **Order of Business**

Due to the requirement for Management Team to withdraw from the room prior to the discussion of Item 9, the Statement of Pay Policy 2022/23, the Chairman moved a proposal to change the order of agenda to discuss Item 10, Members' Allowances Scheme 2022/23 prior to Item 9.

The decision:

That Item 10 on the agenda regarding Members' Allowances scheme be considered prior to Item 9, the Statement of Pay Policy 2022/23.

C.29 **Members' Allowances Scheme 2022/23**

All Wards

The Chief Executive submitted a report regarding the Members' Allowances Scheme which in line with the Local Authorities (Members' Allowances) (England) Regulations 2003 required the Council to consider its Allowances Scheme before the beginning of each year.

The Decision

That the Members' Allowances Scheme for 2022/23 attached at Appendix A of the report be approved.

C.30 **Statement of Pay Policy 2022/23**

All Wards

The Chief Executive submitted a report seeking approval of the Statement of Pay Policy for the year commencing on 1 April 2022. The Council was required to adopt the Statement of Pay Policy each year.

The Decision:

That the Statement of Pay Policy 2022/23 be adopted with effect from 1 April 2022.

Note: Management Team left the meeting prior to any discussion and voting on the above item.

The meeting closed at 2.34 pm

Chairman of the Council

Decisions to be considered by Full Council on 5 April 2022

Decisions of the meeting of the Cabinet held
at 9.30 am on Tuesday, 8th March, 2022 at
the Council Chamber, Civic Centre, Stone
Cross, Rotary Way, Northallerton, DL6 2UU

Present

Councillor M S Robson (in the Chair)

| | | | |
|------------|-----------------|------------|--------------|
| Councillor | P R Wilkinson | Councillor | P R Thompson |
| | Mrs I Sanderson | | S Watson |
| | M G Taylor | | D A Webster |

Also in Attendance

| | | | |
|------------|----------|------------|---------------|
| Councillor | P Atkin | Councillor | C A Dickinson |
| | P Bardon | | K G Hardisty |

CA.61 **Community Asset Transfer**

Thirsk Ward

The subject of the decision:

Further to Council approving the policy for managing community asset transfer requests between now and the intended implementation date of Local Government Reorganisation (LGR) on 1 April 2023, this report sought approval for the transfer of 93a Market Place, Thirsk to Thirsk Tourist Information ("Thirsk TI"). Thirsk Tourist Information provides a range of local and regional tourist information services to visitors and residents. It is a 'not-for-profit' community organisation which is run by local volunteers. Although tourism services of this type are not directly provided by the Council, the Thirsk Tourist Information supports the Council's priorities of driving economic development and creating vibrant market towns.

Alternative options considered:

None.

The reason for the decision:

Cabinet was satisfied that the transfer of the property to Thirsk Tourist Information would help them plan ahead to develop its tourism services. The transfer would give the Tourist Information greater freedom to consider more flexible and innovative ways of delivering tourism services, improve the quality

of Thirsk Tourist Information and, given the ability to seek greater investment, improvement sustainability and longevity of the Tourist Information. The transfer would also remove ongoing owner/landlord responsibilities from the Council.

The decision:

That Cabinet approves and recommends to Council that, subject to the Director of Leisure and Communities satisfying himself that the disposal would be Subsidy Control Compliant, that 93a Market Place, Thirsk is transferred into the ownership of Thirsk Tourist Information for nil consideration with appropriate restrictions as set out in paragraph 5.3 of the report together with any restrictions and covenants imposed by the Council's predecessors.

The meeting closed at 9.55 am

Leader of the Council

Hambleton District Council

Council Meeting : 5 April 2022

Leader's Statement

As we move towards the elections in May for the new North Yorkshire Council, I have been reflecting on the achievements of this Council, particularly in recent years.

Leisure

Hambleton District Council is the only Council in England to operate a 24/7 Leisure facility and we have two of them. We are also continuing our work to decarbonise all of our Leisure facilities. Also, within the District's two flagship housing developments, there is and will be significant investment in the associated sports villages.

Treadmills

Construction is well underway in respect of the final phase of the Treadmills development. This multi-award winning development has surpassed all expectations, delivering a mix of retail, employment, education and leisure which will certainly enhance both the town of Northallerton and the District as a whole.

Crematorium

The crematorium is now open and taking reservations following its official naming ceremony last month with the Military Attaché from the Canadian Royal Air Force. This fantastic facility offers our residents a brand new and much-needed service.

Economic Development

Hambleton has always prided itself on its business engagement activities. Whether it be assisting in the delivery of key infrastructure, such as at Dalton, assisting businesses recruit apprentices, or the high streets in our market towns recover from the pandemic, we continue to make Hambleton a "Place to Grow".

As we enter Hambleton's final year and we transition to the new Council, I am sure that our services and projects will stand out as exemplars, setting a benchmark for others to aspire to.

Councillor Mark Robson
Leader of the Council

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Statement by the Cabinet Portfolio Holder for Economic Development and Finance

April 2022

Business Support - COVID Additional Restrictions Grant (ARG)

At the end of December the Government announced a further tranche of funding for businesses affected by the Omicron variant of COVID 19. This included a further £223k of discretionary Additional Restrictions Grant (ARG) funding to be administered by the Council's Business & Economy Team. Together with previous allocations this gave a total of £693k ARG funding to be applied for, assessed, awarded and paid out by the Council by 31 March 2022.

The ARG Omicron Grant application went live on the Council's website on 21 January and a second round of ARG Business Support Grant went live on 1 February. Work was undertaken to promote the grant to businesses across the District and I am delighted to say that a total of £691,894 has been paid out to 232 businesses. This is an achievement that the Council should be proud of.

We have continued to support a range of businesses across many different sectors and spanning the breadth of the district.

C@N Campus at Northallerton

Now that the fit out of Campus@Northallerton (C@N) is complete and external signage installed, there has been an increase in activity both within the new facility and also across the partnerships working to generate interest in the building and what will be on offer. On 4 February the Council hosted a visit from Sir David Bell (Sunderland Vice Chancellor) Tim Probert and Danny Brett (Principal and Vice Principal of York College) to showcase the facilities at Campus and the wider Treadmills development and consolidate the partnership between the Council, the University and College.

A number of other visits have also taken place involving key stakeholders including the Y&NY LEP, North Yorkshire Business & Education Partnership (NYBEP) and the Federation of Small Businesses (FSB).

The 'Breakfast Briefing on the Move' event held on 4 March by the Evolution Business Centre team is the first of a series of events to generate interest from the local business community. A programme of taster sessions and short courses has been developed by Sunderland University and York College on a range of topics across business/health/digital which will begin on 7 April 2022. A dedicated C@N website is currently being developed which will detail all of the courses available and allow people to enrol.

C4DI Northallerton

C4DI Northallerton continues to generate interest with businesses who have attended events and taken tours of the building. I am pleased to report that C4DI will be launching the first session of the 6-month Digital High Street project on Monday 21 March which is on the topic of boosting footfall.

A new exciting partnership between C4DI Northallerton and Barclays Eagle Lab has been agreed which will provide a team dedicated to supporting local businesses including start-ups and entrepreneurs. The Barclays team will be utilising the co-working, office and meeting space at C4DI Northallerton, and also support access to banking services, business expertise, mentoring and coaching from scale-up specialists, industry bodies, universities and potential investors. The team will host a full programme of events throughout the year promoting collaboration and innovation with the C4DI community and with the wider business community.

The Eagle Lab Northallerton was officially opened on 25 February by Rishi Sunak MP and the global CEO of Barclays C.S. Venkatakrishnan (Venkat) at an event attended by the Leader of the Council, Councillor Mark Robson and Chair of the Y&NY LEP Helen Simpson, all in attendance were impressed with the transformation and agreed that the facility represents a really exciting opportunity for the future.

#Discover Hambleton

The aim of the #DiscoverHambleton campaign has been to increase awareness of the District, including promotion of the market towns, local businesses, attractions and key reasons to visit. The campaign includes a combination of paid for activity, support through the Council and partners and content on the new social media feeds that launched last year, Facebook, Instagram and Twitter.

#DiscoverHambleton has reached over half a million people through the social media channels and this figure continues to rise, gaining more followers week on week. To date over 350 posts have been shared, promoting all things happening across the district, supporting the market towns, attractions and seasonal events.

Utilising funding made available to the Council through the Welcome Back Fund a range of promotional products and activities have been delivered over the last couple of months to assist in delivering the welcome back message post COVID. This has culminated in the recent 'Music in March' initiative which brought live music performances to each of the market towns in March.

Activities have included leaflet production & distribution, bus, radio and magazine advertising both regional & local including a package with Living North magazine and a social media influencer. A number of lamp post banners are being installed in the Councils car parks to reinforce the #DiscoverHambleton brand. A new destination promotional film for the District and a series of thematic films to promote the local offer including food and drink, days out, places to stay, outdoor, heritage and shopping have been produced. Across all activities the campaign audience reach will exceed 1.85m people - an impressive achievement which once again demonstrates the leadership and vision of the Council in terms of supporting the economy.

Councillor Peter Wilkinson
Portfolio Holder for Economic Development and Finance

Statement by the Cabinet Portfolio Holder for Leisure

5 April 2022

Sowerby Sports Village

Work on constructing the 3G pitch is well underway and is due to be completed in April. This will be followed by the construction of changing rooms and further landscaping works. Creation of a dog friendly area is also near to completion. An Operational Steering Group made up of Council officers and the key clubs and organisations has been established.

Northallerton Sports Village

Work is currently in progress transferring new land to the north of Stone Cross to the Council. This will enable works to start on phase 1 of the construction of the Northallerton Sports Village in the next few months. These works will include initial improvements to paths, woodlands and landscaping and site preparations for future phases.

Community Grants

As a result of the increased Making a Difference grant fund and the one-off Bounce Back fund, together with the other grants schemes, Hambleton District Council will be providing over £640,000 of much needed support to local groups in 2022/23.

Bedale Leisure Centre Developments

Improvement works were completed, and the centre fully re-opened late January. The centre now boasts an up-to-date gym with the latest TechnoGym equipment, a new sauna, refurbished studio and new virtual cycling solution. The accessible changing room and reception toilets were also refurbished.

Public Sector Decarbonisation Scheme

Works are now underway with the decarbonisation schemes at Bedale, Northallerton and Stokesley (Thirsk having been completed earlier). The new technologies will be installed to reduce carbon output by approximately 50%, including air source heat pumps, solar panels, LED lighting, battery storage and upgraded building management systems. Closure of facilities, or selected areas, is required for these major improvements and there are specific programmes for each. During this construction period we will ensure that a minimum of 3 out of the 4 leisure centres will always be open. A comprehensive programme of communication is in place and it is anticipated that the works will be completed by Summer.

Leisure Recruitment

In common with many other different types of organisations our leisure centres are facing difficulties retaining and recruiting employees. This problem is particularly acute in the leisure, hospitality, care and lowly paid sectors. To counter this issue at Hambleton's leisure facilities, a wide scale digital recruitment campaign was initiated earlier in the year, generating over 200 prospective leisure employees. As a result 14 lifeguards and 5 swim coaches have been employed with more rounds of recruitment scheduled in the coming months.

Councillor Paula Thompson
Portfolio Holder for Leisure

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Statement by the Cabinet Portfolio Holder for Governance

5 April 2022

Car Parks

Plans are now well advanced to introduce coach parking in the Applegarth Car Park Northallerton and Showfield Car Park Stokesley this month. Changes to our Parking Order have been approved following consultation. Surface markings and the installation of signs will be completed shortly. There will be two bays in Northallerton and one bay in Stokesley.

Northern Powergrid are in the process of completing the mains power supply for the EV charging points at the Showfield Car Park Stokesley and Auction Mart Car Park Bedale, providing these works progress as expected these charging points should go live in April with further charge points at the Galtes Centre Car Park in Easingwold and High Green Park Great Ayton shortly afterwards. Though I must emphasise that we are always dependant upon NPG scheduling.

Markets

Our markets remain an attraction to those who visit the area as well as providing a service to those who live in Hambleton. They remain popular with the traders and as a result a wide range of stalls keep the markets interesting. Negotiations are ongoing with an Artisan market operator to hold monthly markets at Northallerton and Thirsk to compliment the Farmers Markets.

May Fair

The May Fair returns to Northallerton High Street on 28th April 2022. A five year licence is now in place to carry over into the New Authority and will trial extended hours of opening.

Electoral Services

Elections will take place on Thursday 5th May 2022 for both the new Authority and parishes. Our staff in this department are very experienced in the organisation of elections and we expect everything to run smoothly.

ICT

Good communications underpin many of the services we deliver. Recent projects undertaken in this department include supporting staff in the opening of Maple Park Crematorium, the production of annual Council Tax bills, and much technical work is being done on the migration of information needed by the New Authority, work is on track and going well.

Communications

As all Councillors would expect there has been no slow down in the number of events going on in Hambleton and our Comms department continue to keep our residents fully informed. Events covered recently are the Tree Planting for the Queens Green Canopy, Designated Dog Walking area in Sowerby Sports Village and the public are very interested in the progress of the Everyman cinema in Northallerton .

Councillor Isobel Sanderson
Portfolio Holder for Governance

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Statement by the Cabinet Portfolio Holder for Planning

5 April 2022

Planning Policy

Supplementary Planning Documents

In support of the new Local Plan new Supplementary Planning Documents (SPDs) are being produced. The public consultation period for the Housing SPD is currently live and is due to run until 19th April 2022.

The Domestic Extension SPD has been drafted and the Biodiversity New Gain SPD is at the outline stage. These will be placed on the Forward Plan for Cabinet and Council meetings in due course.

Section 106 and CIL

Two stages of a Section 106 Agreement project have been completed and a third will commence shortly. The first stage was to review all of the agreements to establish any possible gaps in data recording. The second stage was to further review each of the obligations identified against the council's development monitoring data to establish the status of delivery in relation to the trigger for each application. A RAG (Red, Amber and Green) is now attached to each obligation, which has been informed by the delivery status of the relevant scheme and its relative value and importance to ensuring sustainable development and infrastructure provision. Recommended courses of action, if relevant trigger points have passed and the obligation has not yet been fulfilled, are being proposed and in the third stage these will be followed up.

A report updating on CIL receipts and priorities for 2022-23 has been considered by the Management Team and subsequently referred to the Cabinet for consideration at the meeting on 5th April 2022.

Development Management

The recruitment process for Development Management has been completed as a Planning Technician will shortly be joining the team from Richmondshire District Council and a new Planning Enforcement Officer has been recruited internally. The team structure is now fully resourced.

Nutrient Pollution

Natural England and the MLUHC have written to advise that nutrient pollution affecting the Teesmouth and Cleveland Coast Special Protection Area (SPA) breaches the Habitat Regulation and requires action. The immediate consequence is that all development proposals that drain into the catchment cannot be approved. This is a complex issue and requires collaborative work by local authorities, water company and others. Guidance has been issued by Natural England, DEFRA and MLUHC and further updates will be provided as the Planning Team learn more of the steps required to enable planning applications to be approved without harm to the SPA.

Councillor David Webster
Portfolio Holder for Planning

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Statement by the Cabinet Portfolio Holder for Environmental Health, Waste and Recycling

5 April 2022

Waste and Street Scene

Garden waste: Year 6 subscriptions are going well at 52% of last year's scheme which closed at £946,480. Present income is £501,000 and is expected to reach £103% of last year's total.

Diesel: prices have risen significantly in the last weeks and they continue to rise. Since April last year there has been an increase of over 0.61p per litre, this continues rise. This had been offset by a significant increase in the recycle prices being received.

Recycling contract: The present contract expires at the end of March. A market testing exercise was undertaken in January and February and due to the global uncertainty, the windfall received last year will not be repeated. The present contractors have agreed to extend the contract on the best terms we could find, and this will still give an estimated income of £100,000 over the original contract figure.

Local Government Reorganisation - Waste: An approach has been agreed where the minimum changes will be made to the service at day 1. A staff briefing has been arranged for the 28th March at 05:30. An approach has been agreed with Customer Services, this is vital as the waste and recycling services account for around 40-50% of calls to the Council. A lot of work is going into establishing and measuring best practice, health and safety, PPE etc.

Local Government Reorganisation - Fleet: This sub-group is determining the best option for fleet renewal and replacement and maintenance, the preference being for owned vehicles and in-house maintenance at present. This area will merge with NYCC fleet operations.

Local Government Reorganisation - Street Scene: Work is being undertaken to establish best practice for all areas such as street lighting, street furniture, fly tipping, pest control and many other areas, this will merge with street sweeping and county street lighting.

Local Government Reorganisation - Workforce: Arrangements have been made to increase staffing in Waste and Street Scene to allow senior officers to concentrate on Local Government Reorganisation, the office staff has been increased and some duties have been re-allocated.

Winter work: Green waste collections are back in full flow. However, the close down allowed all staff to receive vital training including driver CPC. Also, it allowed major thoroughfares such as the A 19 between Thirsk and Shipton to receive a deep cleanse.

Environmental Health

Food: Due to Covid food inspections were suspended for a year, this led to the KPI being red. All food inspections are prioritised according to risk, the higher risk businesses being inspected more frequently. Work is underway to catch up with the high priority work.

New Management Information System: development work is nearly complete with Civica. The system will be live from April 2022. Staff are presently being trained. Staff have been working extremely hard to meet deadlines, but it is envisaged that the new system will set the benchmark for Env Health under the new authority.

Local Government Reorganisation: The service is preparing detailed plans for day 1 including Food, Residential and Safety Advisory Group work. Funding has been set aside to backfill officers' who are working on Local Government Reorganisation, all appointments have been made, meaning the service is as robust as possible.

Avian Flu: All protection zones and surveillance zones have now been removed from around the Morton-on-Swale and Sand Hutton cases. The only current restrictions still in place are in connection with the Whitby case.

Work is ongoing into minimum energy standards for households and retrofitting of properties with energy efficient and affordable heating systems.

Climate Change

Queen's Green Canopy: Take up has been very good. Trees are beginning to be planted including the one at the Civic Centre.

Outreach: Local climate groups are beginning to meet with the Director of Environment, we are actively seeking ways to engage with the community, for example a briefing was arranged on retrofitting.

Councillor Stephen Watson
Portfolio Holder for Environmental Health, Waste and Recycling

Statement by the Cabinet Portfolio Holder for Transformation and Projects

5 April 2022

The Maple Park Crematorium was completed on 22 February, bookings started to be received from 14 March and services are due to commence from 28 March.

The Crematorium represents a multi-million pound investment from the Council in a much needed community service. The community open day event on 24 February was well attended with more than 300 members of the community coming along for a tour of the facility and to meet the Crematorium team. Feedback on the day was overwhelmingly positive with people commenting on the quality of the build and the space provided with particular reference to the tranquil and peaceful setting in which the facility was built. Thousands of people also engaged with posts about Maple Park on our social media feeds.

Members cannot fail to have noticed that at Treadmills the construction of the Everyman Cinema and the restaurants beneath is now well underway. The construction is scheduled for completion in the first week in October 2022 with the fit-out due to be completed by Christmas 2022.

The construction and fit-out of the cinema and restaurants represents a £9.0m investment in the town and has been assisted by £4.7m of Future High Streets money from the Government.

The conversion and extension of the ground floor of Unit D (situated below C4Di) for a restaurant is currently out for tender with the work projected to commence in August 2022.

It is timely to remind Members that the Council has some schemes put on hold because of the pending LGR, for example, the Northallerton Skills Village. It is hoped that the new North Yorkshire Council will review these schemes in due course and be able to take them forward. There are also some new project ideas being developed for the future in the centre of the market towns in the Council's Market Town Investment Plans which will be reported to Cabinet shortly. Hopefully these will provide the new North Yorkshire Council with 'shovel-ready' project ideas when bidding for funding from funding streams such as the Levelling Up Fund, Towns Funds and UK Community Renewal Fund.

Councillor Malcolm Taylor
Portfolio Holder for Transformation and Projects

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Minutes for Information

| Committee | Date | Page |
|---|------------------------------|-------------|
| Cabinet | 8 March 2022 5 April 2022 | To follow |
| Planning Committee | 10 March 2022 | |
| Audit, Governance and Standards Committee | 22 March 2022 | |

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**Decisions taken under Cabinet authority
to take effect on 16 March 2022**

Decisions of the meeting of the Cabinet held
at 9.30 am on Tuesday, 8th March, 2022 at
the Council Chamber, Civic Centre, Stone
Cross, Rotary Way, Northallerton, DL6 2UU

Present

Councillor M S Robson (in the Chair)

| | | | |
|------------|-----------------|------------|--------------|
| Councillor | P R Wilkinson | Councillor | P R Thompson |
| | Mrs I Sanderson | | S Watson |
| | M G Taylor | | D A Webster |

Also in Attendance

| | | | |
|------------|----------|------------|---------------|
| Councillor | P Atkin | Councillor | C A Dickinson |
| | P Bardon | | K G Hardisty |

CA.62 **Minutes**

The Decision:

That the decisions of the meeting held on 8 February 2022 (CA.49 - CA.60), previously circulated, be signed as a correct record.

CA.63 **Community Grants**

All Wards

The subject of the decision:

This report sought approval of the five decision making panels made up of Elected Members from each of the sub-areas convened in January 2022 to consider the Making a Difference applications and the Leader of the Council, Portfolio Holder for Leisure and the Director of Leisure and Communities convened in February to consider the Bounce Back fund applications and to assess their merit against the grant criteria. Key decisions for both grant programmes had been documented and a final set of recommended applications was presented at Annex C of the report.

Alternative options considered:

None.

The reason for the decision:

Cabinet was satisfied that approval of the applications for both grant programmes would contribute to the economic recovery of the market towns.

The decision:

That Cabinet approves:-

- (1) the grant allocations proposed in Appendix C of the report; and
- (2) the carry forward of 7 grants from 2021/22 into 2022/23 as proposed in paragraph 4.1 of the report.

CA.64 **Public Open Space, Sport and Recreation Action Plan**
Stokesley Ward; Tanfield Ward

The subject of the decision:

This report sought endorsement of the Public Open Space, Sport and Recreation Action Plan for the parish of Ainderby Quernhow and the refreshed Action Plan for the parish of Stokesley.

Alternative options considered:

None.

The reason for the decision:

To comply with the Council's legal responsibility to ensure funding is used in a way consistent with the individual S106 Agreements.

The decision:

That the Public Open Space, Sport and Recreation Action Plan for the parish of Ainderby Quernhow and the refreshed Action Plan for the parish of Stokesley be endorsed.

The meeting closed at 9.55 am

Leader of the Council

Minutes of the meeting of the Planning Committee held at 9.30 am on Thursday, 10th March, 2022 in the Council Chamber, Civic Centre, Stone Cross, Rotary Way, Northallerton, DL6 2UU

Present

Councillor P Bardon (in the Chair)

| | | | |
|------------|-----------------|------------|-------------|
| Councillor | M A Barningham | Councillor | B Phillips |
| | D B Elders | | A Robinson |
| | Mrs B S Fortune | | M G Taylor |
| | B Griffiths | | A Wake |
| | K G Hardisty | | D A Webster |
| | J Noone | | |

Also in Attendance

| | | | |
|------------|-----------------|------------|----------|
| Councillor | N A Knapton | Councillor | S Watson |
| | Mrs I Sanderson | | |

Apologies for absence were received from Councillors

P.25 Minutes

The Decision:

That the minutes of the meeting of the Committee held on 10 February 2022 (P.23 - P.24), previously circulated, be signed as a correct record.

P.26 Planning Applications

The Committee considered reports of the Deputy Chief Executive relating to applications for planning permission. During the meeting, Officers referred to additional information and representations which had been received.

Except where an alternative condition was contained in the report or an amendment made by the Committee, the condition as set out in the report and the appropriate time limit conditions were to be attached in accordance with the relevant provisions of Section 91 and 92 of the Town and Country Planning Act 1990.

The abbreviated conditions and reasons shown in the report were to be set out in full on the notices of decision. It was noted that following consideration by the Committee, and without further reference to the Committee, the Deputy Chief Executive had delegated authority to add, delete or amend conditions and reasons for refusal.

In considering the report(s) of the Deputy Chief Executive regard had been paid to the policies of the relevant development plan, the National Planning Policy Framework and all other material planning considerations. Where the Committee deferred consideration or refused planning permission the reasons for that decision are as shown in the report or as set out below.

Where the Committee granted planning permission in accordance with the recommendation in a report this was because the proposal is in accordance with the development plan the National Planning Policy Framework or other material considerations as set out in the report unless otherwise specified below. Where the Committee granted planning permission contrary to the recommendation in the report the reasons for doing so and the conditions to be attached are set out below.

The Decision

That the applications be determined in accordance with the recommendation in the report of the Deputy Chief Executive, unless shown otherwise:-

- (1) 22/00143/MRC – Application for variation of condition 10 (affordable housing) following grant of appeal APP/G2713/A/14/2223624 of 14/00337/OUT. Where reference is made to 50% affordable housing delivery this requires amending to 30% at Kier Living Tanton Fields Development, Land to the North and West of Woodlands Walk, Tanton Road, Stokesley for Tilia Homes

Permission Granted subject to a planning obligation to require the implementation of the linked planning application 21/01877/MRC and amended or additional conditions relating to the footpath scheme, the landscaping scheme including early implementation of landscaping works, boundary treatment scheme and early implementation of the boundary treatment scheme, phasing of the development to require early implementation of construction works on the boundaries with neighbouring residential property, road safety audit (and follow-up measures) in respect of the road parallel to Woodlands Walk, street lighting scheme and implementation and restrictions on pile driving

(The applicant's agent, Josh Hellowell and Mrs Scoones, spoke in support of the application).

(Mike Canavan spoke on behalf of Stokesley Town Council objecting to the application.)

(Mrs L Housam and Mr Christopher Johnson spoke objecting to the application.)

Note: The meeting adjourned at 11.12am and reconvened at 11.20am.

- (2) 21/01877/MRC – Application for variation of condition 2 (approved plans to allow for the inclusion of 5 no bungalows to the East boundary and affordable provision for the site to be reduced to 30% - new plans submitted for planning layout, footpath locations, boundary treatment drawings, materials layout, street scenes and typical sections) following grant of planning permission ref: 16/02756/REM for Reserved matters submission for details of layout, scale, appearance and landscaping for residential development of 225 dwellings as per amended plans received by Hambleton District Council on 15th May 2017 at Kier Living Tanton Fields Development, Land to the North and West of Woodlands Walk, Tanton Road, Stokesley for Tilia Homes

Permission Granted subject to an additional condition to remove permitted development rights in respect of the 5 no. bungalows and undertaking a road safety audit (and follow-up measures) in respect of the road parallel to Woodlands Walk.

(The applicant's agent, Josh Hellowell and Mrs Scoones, spoke in support of the application.)

(Mrs Kathy Williams and Mrs Housam spoke objecting to the application.)

Note: The meeting adjourned at 11.40am and reconvened at 1.30pm

Councillors N A Knapton and S Watson arrived at the meeting at 1.30pm.

- (3) 21/02710/MRC - Variation to condition Two and Three of 21/00446/FUL - Construction of a single storey extension to existing farm and caravan park office (circa 48 sq m) to provide fully accessible entrance lobby, reception and cafe area, disabled parking and cycle shelter at Home Farm, Monk Green, Alne for Mr and Mrs John and Rachel Price and Mrs Ann Whiteley

Permission Granted. The Committee was satisfied that the proposal would have a neutral impact on the character and appearance of the Alne Conservation Area.

The decision was contrary to the recommendation of the Deputy Chief Executive.

(The applicant, Mr John Price, spoke in support of the application.)

Note: Councillor N A Knapton left the meeting at 1.55pm.

- (4) 20/02429/REM - Reserved matters application attached to Planning Application 19/01069/OUT - Outline application with some matters reserved (considering access) for up to five residential dwellings at Land East of Tree Tops, Carlton Road, Carlton Miniott for Mr M Hurrell

Permission Granted subject to an additional condition in relation to the construction management plan and pile driving.

(The applicant's agent, Mark Stothard, spoke in support of the application.)

Note: Councillor Mrs I Sanderson arrived at the meeting at 2.10pm

- (5) 21/02800/FUL - Retrospective change of use of land and a barn to residential use at East Field Barn, Deighton for Liam Snowden

Permission Refused

(The applicant's agent, Thomas Gibbons spoke in support of the application.)

- (6) 22/00154/FUL - Application for alterations to change the appearance of the Brise Soleil shading to the building at Hambleton District Council, Springboard Business Centre, 24 Ellerbeck Way, Stokesley Business Park, Stokesley for Hambleton District Council

Permission Granted

- (7) 20/01687/OUT - Outline planning application with access to be considered (all other matters reserved) for residential development (Use Class C3) of up to 145 homes, engineering and site works, car parking, access, landscaping, drainage and other associated infrastructure at Land North of Mowbray Road, East Side of Stokesley Road, Northallerton for Church Commissioners for England

Defer for further investigation of alternative drainage solutions and for the developer to provide further details of the responsible body for management and maintenance should a pumping station be proposed as part of the drainage scheme.

(Nolan Tucker spoke on behalf of the applicant in support of the application.)

(Alex Mathers spoke objecting to the application.)

Note: Councillors Mrs I Sanderson and S Watson left the meeting at 3.16pm.

The meeting adjourned at 3.16pm and reconvened at 3.26pm.

- (8) 21/02898/FUL - Construction of five houses with garages and access drive at Innesfree, Stockton Road, South Kilvington for Mr Andrew Swales

Permission Refused together with an additional reason for refusal on the basis that there was insufficient information for Yorkshire Water to assess the risk to water supply infrastructure.

(The applicant, Mr Andrew Swales, spoke in support of the application.)

(Luke Barletta spoke on behalf of South Kilvington Parish Council in support of the application.)

- (9) 21/02530/REM - Reserved matters application attached to Planning Application 20/00121/OUT-construction of 1no. dwellinghouse as amended by drawings received 01.02.2022 (Floor Plans and Elevations) and 07.02.2022 (Site Layout) at Land North of Hill Top, Blue Barn Lane, Hutton Rudby for Mr Clarke

Defer for site visit and further clarification regarding measurements, siting of the property, number of bedrooms and proximity to the ethylene pipeline.

(The applicant's agent, Glen McGill, spoke in support of the application).

(Alan Mortimer spoke on behalf of Rudby Parish Council objecting to the application.)

(Janice Robinson spoke objecting to the application.)

The meeting closed at 4.32 pm

Chairman of the Committee

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Minutes of the meeting of the Audit,
Governance and Standards Committee held at
9.30 am on Tuesday, 22nd March, 2022 at
Council Chamber, Civic Centre, Stone Cross,
Rotary Way, Northallerton, DL6 2UU

Present

Councillor N A Knapton (in the Chair)

Councillor P Atkin
D B Elders

Councillor R W Hudson

Apologies for absence were received from Councillors P Bardon,
Mrs B S Fortune and K G Hardisty

AGS.20 **Minutes**

The decision:

That the minutes of the meeting of the Committee held on 25 January 2022
(AGS.15 to AGS.19),, previously circulated, be signed as a correct record.

AGS.21 **Regulation of Investigatory Powers Act - Review of Activity and Review of
Policy**

All Wards

The subject of the decision:

The Director of Law and Governance (Monitoring Officer) submitted a report advising the Committee that the Council, like many public authorities, was governed by the Regulation of Investigatory Powers Act 2000 (RIPA). This Act ensured that public authorities complied with their obligations under the Human Rights Act when undertaking investigations which might interfere with the rights of individuals. The Act introduced safeguards on activities such as surveillance undertaken by public bodies. The Committee had now been given responsibility for RIPA matters. This would involve the Committee reviewing the Council's Policy Statement from time to time and receiving bi-annual reports on any activities which had been authorised under RIPA.

Alternative options considered:

None.

The reason for the decision:

To comply with the Regulation of Investigatory Powers Act 2000 (RIPA).

The decision:

That:-

- (1) the current Policy on the Regulation of Investigatory Powers Act be approved;
- (2) it be noted that no RIPA authorisations were made by the Council during the period 6 October 2021 to 25 March 2022.

AGS.22 Annual Report Code of Conduct Complaints

All Wards

The subject of the decision:

This report sets out the Monitoring Officer's Annual Report on matters relating to ethical governance, including details of any complaint handling activity in relation to allegations of breaches of a code of conduct.

Alternative options considered:

None.

The reason for the decision:

The Committee is required to be presented with an annual report on code of conduct complaints.

The decision:

That the report of the Monitoring Officer be noted.

AGS.23 Internal Audit and Counter Fraud Third Progress Report - 2021/22

The subject of the decision:

The Interim Director of Finance (S151 Officer) presented a report which provided an update on audit work planned and undertaken, and counter fraud activity since the last report was submitted to the Committee.

Alternative options considered:

None.

The reason for the decision:

To take account of the statutory requirement under the Accounts and Audit Regulations 2015.

The decision:

That the work undertaken by Internal Audit and the Counter Fraud Team in the year to date be noted.

AGS.24 **Veritau Internal Audit, Counter Fraud and Information Governance Plans 2022/23**

All Wards

The subject of the decision:

The Interim Director of Finance (S151 Officer) submitted a report presenting the proposed Internal Audit work programme for the financial year 2022/23 for approval and the counter fraud and information governance plans for information.

Alternative options considered:

None.

The reason for the decision:

The work of internal audit was governed by the Public Sector Internal Audit Standards (PSIAS). In accordance with those standards and the Council's Audit Charter, Internal Audit was required to prepare and audit plan on at least an annual basis.

The decision:

That the Internal Audit programme for 2022/23 be approved and that the counter fraud and information governance plans be noted.

AGS.25 **Review of Annual Treasury Management Strategy 2022/23**

All Wards

The subject of the decision:

The Interim Director of Finance (S151 Officer) presented the Council's Treasury Management Strategy for the forthcoming year 2022/23 for review.

Alternative options considered:

None.

The reason for the decision:

To ensure the Committee fulfils its terms of reference and scrutiny role in relation to Treasury Management.

The decision:

That the Council's Treasury Management Strategy for 2021/22 be noted.

AGS.26 **Review of Capital Strategy 2022/23**

All Wards

The subject of the decision:

The Interim Director of Finance (S151 Officer) presented a report which provided an opportunity for the Committee to review the review the Council's Capital Strategy for the forthcoming financial year 2022/23.

Alternative options considered:

None.

The reason for the decision:

To comply with the Council's Constitution.

The decision:

That the Capital Strategy 2021/22 be noted.

AGS.27 **Audit Results Report for the Financial Year 2019/20**

All Wards

The subject of the decision:

The Interim Director of Finance (s151 Officer) submitted a report which presented the Statutory Auditor Results Report for the year ended 31 March 2020.

Alternative options considered:

None.

The reason for the decision:

Each year the Council produced its Financial Report which was required to be approved by a statutory auditor. In 2019/20 the appointed auditor was Ernst & Young LLP. The Audit Results report was attached at Annex A of the report. A member of Ernst & Young LLP was in attendance to present the report and answer questions.

The decision:

That:-

- (1) the Audit Results Report presented to the Audit, Governance and Standards Committee for the 2019/20 audit as prepared by Ernst & Young LLP attached at Annex A to the report be accepted;
- (2) the audited Statement of Accounts for 2019/20 at Annex B of the report be received; and
- (3) the Interim Director of Finance, acting in the capacity of the Authority's Section 151 Officer, in consultation with the Chairman of the Committee, be authorised to agree and sign the Letter of Representation.

AGS.28 Report Programme for 2022/23

All Wards

The subject of the decision:

The Interim Director of Finance (S151 Officer) presented a report which identified those reports which the Committee wished to receive on a structured basis. The Committee made a minor amendment in relation to the submission of the 2019/20 and 2020/21 Statement of Accounts.

Alternative options considered:

None.

The reason for the decision:

To identify which reports the Committee wished to receive on a structured basis.

The decision:

That the report programme, as amended, be approved.

AGS.29 Exclusion of the Public and Press

The decision:

That under Section 100A(4) of the Local Government Act 1972, the press and public were excluded from the meeting during consideration of the item of business at minute no AGS.30 on the grounds that it involved the likely disclosure of exempt information as defined in paragraph 1 of Part 1 of Schedule 12A of the Act as the Cabinet was satisfied that the public interest in maintaining the exemption outweighed the public interest in disclosing the information.

AGS.30 **Independent Review**

All Wards

The subject of the decision:

The Chairman of the Audit, Governance and Standards Committee at the request of the external auditor commissioned an Independent Review into the facts and processes underpinning the termination package of a former employee. A series of questions were raised by the external auditor on how the process was handled as part of their audit work and an Independent Review was identified as the best way to address the issues. The review did not identify any evidence of impropriety or breach of Council policy.

Alternative options considered:

None.

The reason for the decision:

To comply with a request from the external auditor.

The decision:

That the Independent Review Report be received and noted.

The meeting closed at 11.28 am

Chairman of the Committee