

**Decisions to be considered by
Full Council on 14 September 2021**

Decisions of the meeting of the Cabinet held
at 9.30 am on Tuesday, 7th September, 2021
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 Mrs I Sanderson M G Taylor	Councillor	P R Thompson S Watson D A Webster
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Also in Attendance

Councillor	P Atkin P Bardon D B Elders	Councillor	Mrs B S Fortune B Griffiths D Hugill
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CA.19 2021/22 Q1 Capital Monitoring and Treasury Management Report

All Wards

The subject of the decision:

This report provided the Quarter 1 update at 30 June 2021 on the progress of the Capital Programme 2021/22 and the Treasury Management position. A full schedule of the Capital Programme 2021/22 schemes was attached at Annex A of the report, together with the relevant update on progress of each scheme.

Alternative options considered:

None.

The reason for the decision:

To comply with the requirements of the Local Government Act 2003 and the Chartered Institute of Public Finance and Accountancy (CIPFA) Prudential Code and the CIPFA Treasury Management Code of Practice.

The decision:

That Cabinet approves and recommends to Council that:-

- (1) the net increase of £1,338,680 in the capital programme to £34,497,148 and all expenditure movements as detailed in Annex A of the report;
- (2) bringing forward £125,000 for Thirsk & Sowerby leisure centre programme detailed in paragraph 2.3 (ii) of the report;
- (3) allocate £500,000 to the crematorium project as detailed in paragraph 2.3 (iii) of the report;
- (4) increase the disabled facilities grant budget by £64,250 as detailed in paragraph 2.3 (iv); and
- (5) approve the lighting schemes in paragraph 2.3 (v) of the report and the funding of £26,400.

CA.20 **2021/22 Q1 Revenue Monitoring Report**

All Wards

The subject of the decision:

This report provided an update on the revenue budget position of the Council and the reserve funds at the end of June 2021.

Alternative options considered:

None.

The reason for the decision:

To comply with S25 of the Local Government Act 2003 regarding setting a balanced budget and monitoring the financial position throughout the year.

The decision:

That Cabinet approves and recommends to Council that the budget remains at £10,351,080 as detailed in paragraph 3.2 of the report for 2021/22.

CA.21 **Community Grants**

All Wards

The subject of the decision:

This report set out the current position regarding the Council's Community Grants programme and sought approval of the future financing for this from April 2022 to March 2023.

Alternative options considered:

None.

The reason for the decision:

Cabinet was satisfied that there was anticipated demand for additional funding due to the ongoing impact of Covid-19 and the need for co-ordinated recovery.

The decision:

That Cabinet approves and recommends to Council:-

- (1) the continuation for a further year of the revenue funding to the existing Partnership Fund recipients (Galtres Centre, Citizens Advice North and Mid Yorkshire and North Yorkshire Sport);
- (2) an allocation of £48,700 within the financial strategy to fund the Hambleton Helps grants for a further year;
- (3) that the Making a Difference fund is launched and implemented as stated in paragraph 1.6 of the report; and
- (4) that a one-off Community Fund is established as identified within paragraph 2.1 of the report.

CA.22 **Asset Transfers – Northallerton**

All Wards

The subject of the decision:

This report sought approval to asset transfer land at Knotto Bottom Way and land on Bankhead Road including the recreational area as requested by Northallerton Town Council.

Alternative options considered:

None.

The reason for the decision:

Cabinet was satisfied that the transfer of land at Knotto Bottom Way and land on Bankhead Road including the recreational area as requested by Northallerton Town Council would be beneficial to the community and would give the Town Council responsibility for the day-to-day management of the assets alleviating any requirement for Council intervention.

The decision:

In accepting the recommendation, Cabinet will approve and recommend to Council the intention to dispose of the assets is advertised as described in 5.3 of the report, and subject to satisfactorily resolving any issues arising from the advertisement, that the responsibility for transferring the assets identified within

the report to Northallerton Town Council is delegated to the Director of Leisure & Communities.

CA.23 Hambleton Local Plan: Publication Draft

All Wards

The subject of the decision:

This report sought approval of the Hambleton Local Plan: Main Modifications, attached at Annex 1 of the report for formal publication and consultation, and associated publication of proposed Additional Modifications and schedule of modifications to the Local Plan Policies Map for the information of respondents.

Alternative options considered:

None.

The reason for the decision:

To comply with the legal requirements as set out in sections 17, 18, 19, 20, 22 and 35 of the Town and Country Planning (Local Planning) (England) Regulations 2012.

The decision:

That Cabinet approves and recommends to Council that:-

- (1) the Hambleton Local Plan: Main Modifications as attached at Annex 1 of the report and the updated Sustainability Appraisal are published for the purpose of representations to be made commencing on or around the 27th September 2021;
- (2) the Hambleton Local Plan: Additional Modifications and schedule of proposed amendments to the Policies Map be published alongside the Main Modifications for information and clarity; and
- (3) that all responses received are reviewed by Officers and forwarded to the Planning Inspectorate on behalf of the Secretary of State for consideration.

CA.24 Ingleby Arncliffe Neighbourhood Plan referendum

Osmotherley and Swainby Ward

The subject of the decision:

This report sought approval for the Ingleby Arncliffe Neighbourhood Plan to proceed to referendum stage to determine if the Neighbourhood Plan should be used for the purposes of planning decisions in the neighbourhood area.

Alternative options considered:

None.

The reason for the decision:

To comply with the requirements for the Council to consider the Examiner's report (and the reasons for them) and decide which action to take in response. The Council may be subject to legal challenge if it fails to adhere to the prescribed process and criteria for determining and adopting a neighbourhood plan.

The decision:

In accepting the recommendations, Cabinet will approve and recommend to Council that the Ingleby Arncliffe Neighbourhood Plan meets the 'basic conditions' and all other legal requirements as summarised in the Independent Examiner's Report, subject to the modifications proposed; the required modifications be agreed to the Ingleby Arncliffe Neighbourhood Plan and that Ingleby Arncliffe Neighbourhood Plan Referendum Version proceed to referendum; and the referendum area be that as defined as the Designated Area to which the Neighbourhood Plan relates, i.e. the Ingleby Arncliffe Parish Boundary.

CA.25 **The Mobile Homes (Requirement for Manager of Site to be Fit and Proper Person) (England) Regulations 2020**

All Wards

The subject of the decision:

This report introduced the requirements of the Mobile Homes (Requirement for Manager of Site to be Fit and Proper Person) (England) Regulations 2020 (the Regulations) and sought determination of the Authority's approach to the enforcement of these Regulations.

Alternative options considered:

None.

The reason for the decision:

To take account of the Regulations made under the Caravan Sites and Control of Development Act 1960 following the power in the Mobile Homes Act 2013 to create a requirement for relevant protected sites to be owned or managed by a fit and proper person.

The decision:

That Cabinet approves and recommends to Council that:-

- (1) the Environmental Health service enforces the requirements of the Regulations to ensure that the Council fulfils its statutory duty;
- (2) the implementation of the draft Fit and Proper Person Fees Policy 2021;
and
- (3) that the Environment and Leisure Enforcement Policy be updated, and approval delegated to the Director of Environment.

The meeting closed at 10.10 am

Leader of the Council