

Cabinet Single-Member Decisions and Responses to Recommendations from PDS Panels

published from 2 March 2023 until 4 July 2023

Further details of each decision can be seen on the Council's Single-member Decision Register at <http://democracy.bathnes.gov.uk/mgDelegatedDecisions.aspx?&dm=3>

Hygge Park and Sulis Down Support Provider Procurement

Accommodation for new supported living schemes is currently being built at two sites: Hygge Park in Keynsham and Sulis Down in Bath. Both will house five individuals with support needs in individual flats, have some communal space, and office/ living space for a support member of staff 24/7. The schemes will be open to individuals with a learning disability and/or autism with Care Act eligible care and support needs.

The Specialist Commissioning Team is responsible for commissioning a support provider to provide core support for all the individuals who will make these flats their homes. We propose to complete a competitive tender to appoint one core provider across both schemes. This approach offers the market a viable contract and an opportunity to grow their business and position within B&NES.

Decision Maker: Cabinet Member for Adult Services

Decision published: 26/06/2023

Effective from: 04/07/2023

Decision:

To agree that:

(1) The proposed commissioning of specialist care and support across two supported living schemes for adults with a learning disability and/or autism aged 18-64 can go ahead.

(2) Any annual decision-making regarding funding arrangements for this commission will be delegated to the Director of Adult Social Care.

Wards affected: Keynsham North; Odd Down; Bathavon South

Lead officer: Victoria Allan

Roman Baths Forward Plan 2023 - 2026

A Museum Forward Plan is a requirement of the Arts Council England's Accreditation Scheme. The Accreditation Scheme is the UK industry standard for museums and galleries. It helps everyone involved with a museum to do the right things, helping people to access and engage with collections, and protect them for future generations. The Accreditation Scheme does this by making sure museums

manage their collections properly, engage with visitors, and are governed appropriately by encouraging all museums and galleries to meet an agreed standard in:

- how they are run;
- how they manage their collections; and
- how they engage with their users.

Decision Maker: Council Leader

Decision published: 19/06/2023

Effective from: 27/06/2023

Decision:

To approve the Roman Baths Forward Plan 2023-2026.

Wards affected: All Wards

Lead officer: Amanda Hart

Amendment to Current Policy on Hackney Carriage and Private Hire Licensing Standards For Drivers, Vehicles and Operators

To agree an amendment to the above policy to inform new applicants and existing licensees of the Council's statutory obligation to record decisions to refuse new or revoke existing combined Hackney Carriage & Private Hire drivers' licences on the national NR3 database.

Decision Maker: Cabinet Member for Planning and Licensing

Decision published: 02/05/2023

Effective from: 11/05/2023

Decision:

To agree that an amendment can be made to the current Policy to inform new applicants and existing licensees of the Council's statutory obligation to record decisions to refuse new or suspend or revoke existing combined Hackney Carriage and Private Hire drivers' licences on the national NR3S database.

Wards affected: All Wards

Lead officer: John Dowding

Radstock Regeneration

Decision to formally wind up Norton Radstock Regeneration Ltd following delivery of the Regeneration project.

Decision Maker: Cabinet Member for Economic Development, Regeneration & Growth

Decision published: 12/04/2023

Effective from: 20/04/2023

Decision:

(1) To note the intention of Norton Radstock Regeneration Company (NRR), to wind up their company, noting that their legal liabilities, obligations and planning conditions have been mainly fulfilled and thanking the NRR Board Members for their work to deliver the regeneration scheme in Radstock.

(2) To approve the acquisition of the Brunel Shed, for £1, and provide agreement, in principle, to delegate responsibility to the Director of Regeneration and Housing, in consultation with the Cabinet Member for Resources, the s151 Officer and the Monitoring Officer, to:

(a) Resolve the financial terms associated with the acquisition of the Brunel Shed by B&NES Council, to form part of the corporate estate. The property acquisition costs, further legal advice and a full building survey (structural, utilities and environmental) will be funded by NRR remaining budget to be transferred to B&NES.

(b) Complete the due diligence to confirm the condition of the building and land, legal issues associated with the property title and any related holding costs and liabilities.

(3) To fully approve a capital budget of £50k funded by third-party contribution to support regeneration projects identified in the forthcoming Radstock Town Centre Regeneration Action Plan, acquisition of the Brunel Shed and potentially including some capital costs associated with the redevelopment of the Brunel Shed and/or Trinity Church.

(4) To fully approve a capital budget of £54.5k funded from the Changing Places UK Government grant for provision of an accessible toilet in Tom Huyton Park, Radstock. This will be owned by B&NES and managed by Radstock Town Council with B&NES the accountable organisation administering the grant.

(5) To fully approve a capital budget of £100k to be grant funded towards capital costs of retrofitting Trinity Church for use as a community hub, to be funded by a strategic CIL provisional budget allocation for 2023/24.

In addition to note that we anticipate further capital funding for Trinity Church to be funded by grant from the UK Shared Prosperity Fund for 2023-25.

Wards affected: Radstock

Lead officer: Simon Martin, Cleo Newcombe-Jones

Adoption of the Air Quality Action Plan: Temple Cloud and Farrington Gurney

This Air Quality Action Plan (AQAP) has been produced as part of our statutory duties required by the Local Air Quality Management framework. It outlines the action we will take to reduce the concentrations of nitrogen dioxide (NO₂) in the villages of Farrington Gurney and Temple Cloud in Bath and North East Somerset between 2022 and 2027.

Decision Maker: Cabinet Member for Neighbourhood Services

Decision published: 06/04/2023

Effective from: 18/04/2023

Decision:

To adopt the Air Quality Action Plan (AQAP) which has been derived from the monitoring of Nitrogen Dioxide (NO₂) in Temple Cloud and Farrington Gurney.

Wards affected: High Littleton; Mendip

Lead officer: Tiago Roque

Service Level Agreement for School Admission Appeals – Democratic Services

To obtain agreement to the charges for School Admission Appeals, outlined in the Service Level Agreement (SLA) provided by Democratic Services for the year April 2023 – March 2027 for local authority schools (community and voluntary controlled) and those academy, foundation and voluntary aided schools that use the service.

Decision Maker: Cabinet Member for Children and Young People and Communities

Decision published: 29/03/2023

Effective from: 06/04/2023

Decision:

The Cabinet Member agrees that:

(1) The charge for a school admission appeal to be set at £230 per appeal from April 2023 to reflect the cost of living.

(2) The charges outlined in the SLA for the school admission appeal services - as set out in Appendix 1 – will be reviewed annually in light of the UK Consumer Price Index (“CPI”) and amended on an upwards only basis from 1 April 2024 until 31 March 2027.

Wards affected: All Wards

Lead officer: Enfys Hughes

School Term and Holiday Dates 2024/25 Academic Year

Following consultation to fully approve the school term and holiday dates for the 2024/25 academic year.

Decision Maker: Cabinet Member for Children and Young People and Communities

Decision published: 21/03/2023

Effective from: 29/03/2023

Decision:

To approve the Council's preferred calendar of school term and holiday dates and to recommend these to all schools for the 2024-25 academic year.

Wards affected: All Wards

Lead officer: Josephine Rees

Mount Road Liveable Neighbourhood Area

To agree the shortlist items to be taken forward to preliminary design and engagement for the Mount Road Liveable Neighbourhood Area.

Decision Maker: Cabinet Member for Climate and Sustainable Travel

Decision published: 21/03/2023

Effective from: 29/03/2023

Decision:

(1) To proceed with the shortlist of interventions set out in paragraph 3.8 of the report:

(a) Controlled crossing in the Roundhill Grove junction area; and

(b) Mini roundabout (improvements) along Mount Road.

With reference to 3.8(a) it is proposed to provide a raised zebra crossing between Mount Grove and Roundhill Grove.

And 3.9:

(a) Speed cushions along Mount Road and outside the primary school.

(b) Continuous crossings along the side roads which meet Mount Road, supported by narrowing the side road junctions;

(c) Widening the western footway to the southern end of Mount Road, and around the existing bus stops; and

(d) Extend the school "Keep clear" zig zags and double yellow lines outside the primary school.

With reference to 3.9(a) raised pedestrian crossing points across Mount Road are proposed in lieu of speed cushions.

Now taking them forward to preliminary design and engagement.

(2) To note that the proposed shortlist is based on work done with communities to first identify their needs and then co-design potential solutions to address those needs, as summarised in Appendix A of the report.

(3) To note that the proposed shortlist was next subject to technical review, both in terms of alignment with the Liveable Neighbourhoods strategy and other factors such as cost, practicalities and timelines, as summarised in Appendix B of the report.

(4) To note that the proposed shortlist was then referenced back to the application put forward by the primary school in Spring 2021 to ensure that the package of interventions satisfied the aims of the original proposal.

(5) To note that the ability to proceed is subject to funding being available for the design, engagement, consultation and implementation work required as a result of this decision.

For clarity the proposed scheme contains no modal filters at either end of Mount Road.

Wards affected: Southdown

Lead officer: Joanna Sammons

A37 Whitchurch Crossing

Approval of progression to the detailed design and implementation stage.

Decision Maker: Cabinet Member for Climate and Sustainable Travel

Decision published: 21/03/2023

Effective from: 29/03/2023

Decision:

(1) To proceed to final design, consultation and implementation for the measures comprising the proposed A37 crossing.

(2) To advertise a Notice of Intent in relation to the proposed controlled crossing, informing the public of the proposals. Subject to any objections or representations received, to agree that officers proceed to a Notice of Construction.

(3) To approve the spend for this phase of the programme, which is in part covered by a Community Infrastructure Levy (CIL) contribution of £338,310.

Wards affected: Publow with Whitchurch

Lead officer: Joanna Sammons

Transfer of Leased Properties

There are 40 residential properties owned Freehold by the Council and currently leased to another organisation. This decision would, and with the full agreement of the lessee, terminate the leases and transfer the properties back into the full ownership of the Council.

Decision Maker: Cabinet Member for Adult Services and Council House Building

Decision published: 20/03/2023

Effective from: 28/03/2023

Decision:

(1) To authorise the Head of Housing to complete the transfer of the remaining Curo leased residential properties to full Council ownership including agreement of post transfer housing management arrangements.

(2) To authorise the continued use of these properties as social rented accommodation as part of the wider B&NES Homes programme.

(3) To fully approve £430k of capital funding from unallocated Right to Buy receipts to support the transfer and purchase of these units.

Wards affected: Bathwick; Kingsmead; Lansdown

Lead officer: Graham Sabourn

RULE 3.5.16 - Two month extension of supported bus service 672

To set out the case for a further 2-month extension to the supported bus service 672.

Decision Maker: Cabinet Member for Climate and Sustainable Travel

Decision published: 17/03/2023

Effective from: 17/03/2023

Decision:

The Cabinet Member agrees to:

Release up to £70,000 from the Council's earmarked public transport reserves to enable a 2-month extension to the 672 supported bus service until 30 July 2023.

Wards affected: Chew Valley; Mendip

Lead officer: Pam Turton

EV Charging - Cable Channel Trial

Proposal for trial of footway cable channels which enable on-street EV home charging.

Decision Maker: Cabinet Member for Climate and Sustainable Travel

Decision published: 14/03/2023

Effective from: 22/03/2023

Decision:

- To delegate approval to the Director of Sustainable Communities, in consultation with the S151 Officer, to accept £182,250 of the Green Recovery Fund grant from the West of England Combined Authority. These funds will be spent in line with a change request to an approved full business case for an electric vehicle project.

- To delegate approval to implement the proposals set out within the report to the Director of Sustainable Communities, in consultation with the Cabinet member for Climate and Sustainable Travel, and the S151 Officer in accordance with the requirements of the Grant Funding Agreement.
- To agree that the council conducts a trial of EV cable channel products, which is currently proposed to the following details:
 - Up to three different cable channel models trialled in-situ on public footways.
 - Up to twenty units/model trialled, making a maximum of sixty participants in the trial.
 - Trial units in-situ for up to twelve months, to be subject to full annual weather cycle.
 - Trial project is expected to take 18 months in total, to start when funding is released, expected April 2023 at the earliest.
 - Trial monitoring and participant surveys to inform decisions on the nature of a cable channel offer and council approval of offering to residents.
 - Participants may be required to open chargers to the public via 3rd party community charging services where feasible, to increase trial impact to public EV users.
- To facilitate required oversight, trial criteria be delegated to the Director of Sustainable Communities, in consultation with the member with responsibility for Climate and Sustainable Travel.

Wards affected: All Wards

Lead officer: Alex Rowbotham

Shortlist for the Temple Cloud Liveable Neighbourhood Area

To agree the shortlist items to be taken forward to preliminary design and engagement for the Temple Cloud Liveable Neighbourhood Area.

Decision Maker: Cabinet Member for Climate and Sustainable Travel

Decision published: 09/03/2023

Effective from: 17/03/2023

Decision:

(1) To proceed with the shortlist of interventions set out in paragraphs 3.8 of the report:

- a) Improvements to the footpath between Temple Cloud and Clutton;
- b) Provision of benches and other furniture around Temple Cloud Playing Field;
- c) Pedestrian priority crossings on Temple Inn Lane;

- d) A controlled crossing on the A37 in the South of the village;
- e) Improvements to the footpath between Cameley Surgery and the north of the village (Camley Surgery to Village Hall);
- f) The provision of street lighting along the St Barnabas' Church footpath and Brandown Close;
- g) A reduces speed limit of 30mph through Temple Bridge;
- h) A community gateway at the Temple Inn Lane entrance to the village; and
- i) Link Temple Cloud to Temple Bridge to help facilitate a circular route and better connectivity.

And in paragraph 3.9 of the report:

- a) Extend the 30mph speed limit on Temple Inn Lane; and
- b) Improvements to the footpath between the north-east and south of the village (Eastcourt Road to Village Hall)

Now taking them forward to preliminary design and engagement.

- (2) To note that the proposed shortlist is based on work done with these communities to first identify their needs and then co-design potential solutions to address those needs, as summarised in Appendix A of the report.
- (3) To note that the proposed shortlist was next subject to technical review, both in terms of alignment with the Liveable Neighbourhoods strategy and other factors such as cost, practicalities and timelines, as summarised in Appendix B of the report.
- (4) To note that the proposed shortlist was then referenced back to the applications put forward by ward councillors in Spring 2021 to ensure that the package of interventions satisfied the aims of the original proposals.
- (5) To note the opportunity to "fast track" the shortlisted interventions set out in paragraph 3.12 of the report:
 - a) Improvement to the footpath between Cameley Surgery and the north of the village (Camley Surgery to Village Hall);
 - b) Improvements to the footpath between the north-east and south of the village (Eastcourt Road to Village Hall); and
 - c) The provision of street lighting along the St Barnabas' Church footpath and Brandown Close.

(6) To note that the ability to proceed is subject to funding being available for the design, engagement, consultation and implementation work required because of this decision.

(7) Note that the ability to proceed is subject to funding being available for the design, engagement, consultation and implementation work required because of this decision.

Wards affected: Mendip

Lead officer: Joanna Sammons

CIL for Bath Advisory Board Recommendations Round Thirteen

This request is for the Leader of the Council to agree the recommendations from the CIL for Bath Advisory Board that relate to the thirteenth allocation of funding from Neighbourhood CIL for Bath Community Infrastructure Levy.

Decision Maker: Council Leader

Decision published: 08/03/2023

Effective from: 16/03/2023

Decision:

To agree the following allocations:

(1) An allocation of £20,000 up to £75,000 to provide a new Zebra Crossing at Hope House on Lansdown Road in Bath.

(2) An allocation of £99,304 to support improvements of the infrastructure at Bath BMX Club in the Odd Down Ward.

Wards affected: Lansdown; Odd Down

Lead officer: Mark Hayward

RULE 3.5.16 - Appendix J to the Discretionary Rates Relief Policy

To agree an update to the Discretionary Rates relief policy to allow officers to be able to make awards of Business Rates Relief to qualifying ratepayers in respect of the 2023/24 financial year.

Decision Maker: Cabinet Member for Resources

Decision published: 02/03/2023

Effective from: 02/03/2023

Decision:

To approve the proposal relating to these reliefs in Appendix J attached to the report.

Wards affected: All Wards

Lead officer: Rob Brunton

B&NES Response to Bristol Local Plan Review, Further Consultation Document November 2022

Bristol City Council published its Local Plan Review, Draft Policies and Development Allocations document in November 2022 for public consultation. As a neighbouring authority the Bristol Local Plan is likely to affect communities in B&NES. This report seeks endorsement by the Cabinet Member for Planning and Licencing of B&NES response relating to cross boundary strategic matters.

Decision Maker: Cabinet Member for Planning and Licensing

Decision published: 02/03/2023

Effective from: 10/03/2023

Decision:

To endorse the comments set out in Appendix 1 of the report and to agree that these should be submitted to Bristol City Council as the formal response of B&NES Council to the Bristol Local Plan Review – Further Consultation Document, November 2022.

Wards affected: All Wards

Lead officer: Richard Daone

Additional Discretionary Charges in Planning

To Introduce new additional charges for:

Invalid planning applications
Meetings about site allocations
History searches and historic documentation
Confirmation that conditions have been discharged

Decision Maker: Cabinet Member for Planning and Licensing

Decision published: 27/02/2023

Effective from: 07/03/2023

Decision:

To agree to the implementation of:

- A charge for requests to confirm that conditions have been discharged on a specific site/property.
- A charge for Community Infrastructure Levy (CIL) advice.
- A new range of charges for history searches and historic document provision.
- A charge for requests from developers/landowners to meet with Planning Policy about land and site allocations.

Wards affected: All Wards

Lead officer: Sarah Jefferies