

## EXECUTIVE MEMBERS FOR CITY STRATEGY AND ADVISORY PANEL

MONDAY, 26 MARCH 2007

### DECISIONS

Set out below is a summary of the decisions taken at the meeting of the Executive Member for City Strategy and Advisory Panel held on Monday, 26 March 2007. The wording used does not necessarily reflect the actual wording that will appear in the minutes.

Members are reminded that, should they wish to call in a key decision, notice must be given to Democracy Support Group no later than 4pm on the second working day after this meeting.

If you have any queries about any matters referred to in this decision sheet please contact Sarah Kingston.

#### 4. **CHIEF EXECUTIVE'S 2007/08 SERVICE PLANS** [Appendix B](#)

##### Advice of the Advisory Panel

That the Executive Leader be advised to approve the 2007/08 service plans for the Chief Executives directorate as detailed in annexes 1-4 attached to the report.

##### Decision of the Executive Leader

RESOLVED: That the advice of the Advisory Panel be accepted and endorsed.

REASON: To support the directorates service improvement and performance management arrangements.

#### 5. **DIRECTORATE OF CITY STRATEGY SERVICE PLANS 2007/08 STAGE 2** [Appendix C](#)

##### Advice of the Advisory Panel

That the Executive Leader be advised to approve the 2007/08 Stage 2 Service Plans for Economic Development and Strategic Partnership Team.

##### Decision of the Executive Leader

RESOLVED: That the advice of the Advisory Panel be accepted and endorsed.

REASON: To monitor and review service planning issues and challenges facing City Strategy in the near future.

#### 6. **TARGET HARDENING BUDGET ALLOCATION** [Appendix D](#)

### Advice of the Advisory Panel

That the Executive Leader be advised to approve:

- (i) the proposed framework for prioritisation and allocation of funding as detailed in paragraphs 9 to 12 of the report, as detailed below:
  - The Target Hardening budget will be accessed by ward committees which require assistance in developing and implementing target hardening initiatives in their area. Responsibility for managing the budget would remain with the Neighbourhood Pride Unit administered by the Head of Neighbourhood Pride and / or Assistant Director (Neighbourhood & Community Safety).
  - In principle, the Target Hardening budget will be used to support physical improvements to reduce crime therefore this will not be used to support revenue based activities. Schemes that attract revenue funding will stand an improved chance of being successful.
  - If the task groups wish for funding for a particular project that is local or ward based, then that should first be discussed at the ward committee meeting or joint action group. A funding application should then be submitted to the Head of Neighbourhood Pride Unit/Assistant Director (Neighbourhood & Community Safety). A funding application template is enclosed at Annex 1.
  - The authorisation of the allocation of funds will then be determined after consultation with the Leader of the Council (who has portfolio responsibility for Safer York activities), or in his absence, the Executive Member for Neighbourhood Services. The Neighbourhood Services Finance Manager will provide quarterly updates on expenditure and project delivery to the SYP Executive and the CYC in the quarterly and annual revenue monitoring reports.
- (ii) That the Director of Neighbourhood Services would exercise his delegated authority to commit expenditure following consultation with the leader of the Council or Executive Member for Neighbourhood Services and monitoring of the budget will continue to be reported by the Neighbourhood Pride Unit to the City Strategy EMAP as part of quarterly and annual revenue budget monitoring.
- (iii) That the Opposition Spokesperson be consulted on proposals at the same time as the relevant Ward Committee(s).

### Decision of the Executive Leader

RESOLVED: That the advice of the Advisory Panel be accepted and endorsed.

REASON: To ensure that the budget is effectively utilised to fund community safety projects in the wards, with a view to reducing or minimising the risk of crime or tackling the fear of crime.

**7. WOODSMILL QUAY PETITION**

**Appendix E**

Advice of the Advisory Panel

That the Executive Member for City Strategy be advised to defer consideration of this item.

Decision of the Executive Member for City Strategy

RESOLVED: That the advice of the Advisory Panel be accepted and endorsed.

REASON: To respond to the request of the Lead Petitioner to defer the item to enable him to attend the meeting and address the meeting under the Council's Public Participation Scheme.

**8. SECOND PETITION FROM RESIDENTS OF HESLINGTON, BADGER HILL AND FULFORD ON STUDENTIFICATION**

**Appendix F**

Advice of the Advisory Panel

That the Executive Member for City Strategy be advised to request that the issues of student accommodation be addressed at a Local Development Framework (LDF) Working Group meeting at a convenient date after 26 March 2007.

Decision of the Executive Member for City Strategy

RESOLVED: That the advice of the Advisory Panel be accepted and endorsed.

REASON: To ensure that the issues raised by this petition and the one reported to the Executive Member for City Strategy on 15 January 2007 be considered through the LDF Working Group.

**9. PETITION FROM PARENTS, GOVERNORS AND STAFF AT TANG HALL PRIMARY SCHOOL REQUESTING THE RESURFACING OF THE PAVEMENT OUTSIDE THE SCHOOL ON SIXTH AVENUE**

**Appendix G**

Advice of the Advisory Panel

That the Executive Member for City Strategy be advised to:

- (i) Note the receipt of the petition;
- (ii) Approve Option 1 as detailed in paragraph 13 of the report:

- Note and agree with officers recommendation to include a scheme in the 2007/08 Resurfacing and Reconstruction Programme;
- (iii) Advise the Lead Petitioner of the decision taken;

Decision of the Executive Member for City Strategy

RESOLVED: That the advice of the Advisory Panel be accepted and endorsed.

REASON: To comply with the current council policy and ensure that the highway maintenance budgets are expended in the most cost effective way based on the council's assessed priorities.

**10. LEAFLET PETITION FROM RESIDENTS WHO LIVE IN THE PLANTATION DRIVE AREA AND USE THE SHOPS AND POST BOX IN THE AREA OF THE SHOPS IN PLANTATION DRIVE/BOROUGHBRIDGE ROAD** **Appendix H**

Advice of the Advisory Panel

That the Executive Member for City Strategy be advised to:

- (i) Note the receipt of the leaflet petition;
- (ii) Approve the proposals outlined in paragraphs 13, 14, 15 and 16 of the report:
  - To write to all the owners of the private forecourts requesting that they carry out any necessary repairs to their areas in the interests of the safety of the general public within a definite timescale.
  - Should works not be completed by the due date to serve formal notice on the property owners under Section 230 (1) of The Highways Act 1980 listing what works are necessary to maintain this area in a safe condition and defining a timescale in which these works should be completed. Powers are also available under Section 230 (4) for the highway authority to execute these works by default and recover all reasonable costs incurred.
  - Streetscene will continue to attend to the sweeping and litter picking of these areas under the new pilot zone and will attend with the mobile crews as and when requested.
  - The adopted areas will continue to be monitored and repairs will be actioned as and when required;
- (iii) That Officers work with the Street Environment Officers to address the issues in the area.

### Decision of the Executive Member for City Strategy

RESOLVED: That the advice of the Advisory Panel be accepted and endorsed.

REASON: To ensure the area is maintained in a satisfactory condition for all users of the private forecourted areas.

## **11. POLICY FOR DEALING WITH ACCESS AND PARKING ISSUES IN NARROW STREETS** **Appendix I**

### Advice of the Advisory Panel

That the Executive Member for City Strategy be advised to:

- (i) Note the content of the report;
- (ii) Approve the decision making process as outlined in Annex 3 of the report.

### Decision of the Executive Member for City Strategy

RESOLVED: That the advice of the Advisory Panel be accepted and endorsed.

REASON: To comply with current Council policy and ensure that the Highway Maintenance Budgets are expended in the most cost effective way whilst at the same time freeing access for vehicular traffic to the road network where streets are equal to or less than 5 metres wide.

## **12. PAVEMENT CAFE LICENCES** **Appendix J**

### Advice of the Advisory Panel

That the Executive Member for City Strategy be advised to:

- (i) Adopt Option B in paragraph 9 of the report:
  - Adopt a standard set of conditions which would redress the balance between the legitimate operation of a facility for the public to enjoy taking refreshments in the open air and the right of the public to use the public highway occupied by any facility. Applications for licences which would operate within these conditions could be delegated to Officers to determine. Those which did not would be referred to Members for determination.

This arrangement would allow the Highway Authority to make an assessment of a proposal on purely traffic management grounds and keep a distinction between the need to gain Planning consent and the need to obtain a licence;

- (ii) Adopt the Standard Conditions described in Annex A of the report and delegate to Officers the granting of a pavement licence that complies with these conditions;
- (iii) Approve that decisions on applications for pavement café licences that do not meet these conditions be referred to this

committee for a decision;

- (iv) Approve that current licences can be renewed for one further year from their renewal date under their existing terms;
- (v) Approve that a review of the policy be carried out after it has been in operation for six months.

Decision of the Executive Member for City Strategy

RESOLVED: That the advice of the Advisory Panel be accepted and endorsed.

REASON: So as to protect the Highways Authorities position in relation to the discharge of its Statutory Duties.

**13. PUBLIC RIGHTS OF WAY - REVIEW OF ALLEYGATING POLICY, PROCEDURE AND PRACTICE DOCUMENT, AMENDED TO INCORPORATE NEW LEGISLATION**

**Appendix K**

Advice of the Advisory Panel

That the Executive Member for City Strategy be advised to:

- (i) Endorse a single policy known as the 'Gating Order Policy, Procedure and Practice Document' covering all aspects of alley closure, using the Clean Neighbourhoods and Environment Act 2005;
- (ii) Allow costs for maintenance and repairs to the alleys, to remain within the highway maintenance budgets, as highway rights would still exist.

Decision of the Executive Member for City Strategy

RESOLVED: That the advice of the Advisory Panel be accepted and endorsed.

REASON: To reflect new legislation.

**14. PUBLIC RIGHTS OF WAY - PROPOSAL TO RESTRICT PUBLIC PEDESTRIAN RIGHTS ALONG WRAY'S AVENUE, HUNTINGTON ROAD**

**Appendix L**

Advice of the Advisory Panel

That the Executive Member for City Strategy be advised to:

- (i) Approve Option A, and restrict public pedestrian rights along the route between Huntington Road and Birch Park Industrial Estate;
- (ii) Note the outstanding objections from the local Ramblers and Unit 4;
- (iii) Authorise the Director of City Strategy to instruct the Head of Civic, Democratic and Legal Services to make a Gating

Order in accordance with S129A of the Highways Act 1980, as amended and approve the installation of a section of fencing to restrict access along the route in question.

Decision of the Executive Member for City Strategy

RESOLVED: That the advice of the Advisory Panel be accepted and endorsed.

REASON: To meet the criteria of the legislation, where restriction of public rights over the route would be to the benefit of the local community and that there is a reasonably convenient alternative route available.

**15. PUBLIC RIGHT OF WAY - PROPOSED DIVERSION OF PUBLIC FOOTPATH, HAXBY NO.3 (PT)** **Appendix M**

Advice of the Advisory Panel

That the Executive Member for City Strategy be advised to approve Option 2, and:

- (i) Authorise the Director of City Strategy to instruct the Head of Civic, Democratic and Legal Services to make the necessary Public Path Order to implement Option 2 and divert Public Footpath, Haxby No.3;
- (ii) Approve that if no objections are received to the making of the Order, or that if any objections that are received are subsequently withdrawn, the Head of Civic Democratic and Legal Services be authorised to confirm the Order recommended in (i) above;
- (iii) If objections are received to the Order and are not withdrawn, a further report be placed before the Executive Member's Advisory Panel, to enable the Executive Member to consider whether or not pass the Order to the Secretary of State for determination.

Decision of the Executive Member for City Strategy

RESOLVED: That the advice of the Advisory Panel be accepted and endorsed.

REASON: The decision meets the criteria of the legislation.

**16. PROPOSED 2007/08 CITY STRATEGY CAPITAL PROGRAMME** **Appendix N**

Advice of the Advisory Panel

That the Executive Member for City Strategy be advised to:

- (iv) Accept the increased cost of the Moor Lane roundabout scheme identified in paragraph 12 of the

report : a total scheme cost of £3.5 m;

- (v) Approve the proposed 2007/08 City Strategy Capital Programme as set out in the report.

Decision of the Executive Member for City Strategy

RESOLVED: That the advice of the Advisory Panel be accepted and endorsed.

REASON: (i) To enable the delivery of the scheme and achieve the benefits to road safety and accessibility in the area;

(ii) To implement the council's transport strategy as set out in York's second Local Transport Plan.

**17. ROAD SAFETY GRANT DELIVERY 2007/08** **Appendix O**

Advice of the Advisory Panel

That the Executive Member for City Strategy be advised to approve the proposal for spending the road safety grant as outlined in Annex A of the report.

Decision of the Executive Member for City Strategy

RESOLVED: That the advice of the Advisory Panel be accepted and endorsed.

REASON: The council has a target to achieve a 45% reduction in killed and serious injury casualties by 2010. The proposal should contribute towards this casualty reduction target and will help to ensure that the council is successful in securing the road safety grant funding source until 2010/11. The proposal ensures that the grant allocation is spent on road safety behaviour change projects linked to the evidence base.

**18. ANNUAL HIGHWAY MAINTENANCE REPORT** **Appendix P**

Advice of the Advisory Panel

That the Executive Member for City Strategy be advised to :

- (i) Note the performance and success in 2006/07 as shown in paragraphs 3 to 35;
- (ii) Note the issues arising in 2006/07 as shown in paragraphs 36 to 54;
- (iii) Approve the extension of existing arrangements with Neighbourhood Services for the delivery of routine and cyclic highway maintenance and the construction of small footway



- resurfacing schemes as shown in paragraph 39;
- (iv) Approve the proposals for staff related savings in 2007/08 as set out in paragraph 59;
  - (v) Approve the allocation of budgets as shown in Annex's A and B for 2007/08;
  - (vi) Approve the implementation of the proposed programme as described in Annex's C to E

Decision of the Executive Member for City Strategy

RESOLVED: That the advice of the Advisory Panel be accepted and endorsed.

REASON: To enable highway maintenance services to be delivered in accordance with Member approval.

**19. DIRECTORATE OF CITY STRATEGY SERVICE    [Appendix Q](#)  
PLANS 2007/08 STAGE 2**

Advice of the Advisory Panel

That the Executive Member for City Strategy be advised to approve the 2007/08 Stage 2 Service Plans for City Development and Transport, Planning and Sustainability and Resource and Business Management.

Decision of the Executive Member for City Strategy

RESOLVED: That the advice of the Advisory Panel be accepted and endorsed.

REASON: To monitor and review service planning issues and challenges facing City Strategy in the near future.

