

Executive

1 February 2011

Report of the Assistant Director Legal, Governance and ICT

Minutes of Working Groups

Summary

1. This report presents the minutes of recent meetings of the Local Development Framework Working Group (LDFWG) and asks Members to consider the advice given by the Group in its capacity as an advisory body to the Executive.

Background

2. Under the Council's Constitution, the role of Working Groups is to advise the Executive on issues within their particular remits. To ensure that the Executive is able to consider the advice of the Working Groups, it has been agreed that minutes of the Groups' meetings will be brought to the Executive on a regular basis.
3. Members have requested that minutes of Working Groups requiring Executive endorsement be submitted as soon as they become available. In accordance with that request, and the requirements of the Constitution, minutes of the following meetings are presented with this report:
 - LDF Working Group of 13 December 2010 (Annex A)
 - LDF Working Group of 10 January 2011 (Annex B)

Consultation

4. No consultation has taken place on the attached minutes, which have been referred directly from the Working Group. It is assumed that any relevant consultation on the items considered by the Group was carried out in advance of their meetings.

Options

5. Options open to the Executive are either to accept or to reject any advice that may be offered by the Working Group, and / or to comment on the advice.

Analysis

6. Towards a York Economic Vision

Members are asked to note the comments of the LDF Working Group in respect of the Towards a York Economic Vision contained in the attached minutes at Annex A (minute 27 refers), and endorse the recommendation that the vision document be approved for further stakeholder and wider public consultation, as set out in Annex 2 of the report to the LDF Working Group.

7. Houses in Multiple Occupation and Article 4 Directions

Members are asked to consider the following recommendations to the Executive contained in the attached draft minutes at Annex B (minute 31 refers):

“That it be recommended to the Executive that Option 2 be approved”

and

“That officers continue to work with the stakeholders identified in the report, as well as landlord representatives, with a view to establishing detailed planning guidance which can be applied when the Directive is implemented and also to consider additional ways of mitigating the effects that concentrations of short term let properties might have on local neighbourhoods”.

Option 2 in the report was to *“Progress with implementing a city wide Article 4 Direction, that covers the main urban area, as soon as possible to remove permitted development rights for changes from Class C3 (dwellinghouse) to Class C4 (HMOs)”*

8. Biodiversity Audit

Members are also asked to consider the following recommendations arising from the Biodiversity Audit (minute 32 refers):

“That it be recommended to the Executive that the Biodiversity Audit be approved for publication as part of the Local Development Framework evidence base”.

and

“That it be recommended to the Executive that the list of sites identified in Appendix 1 of the report be approved for formal recognition as Sites of Importance for Nature Conservation (SINC) subject to the two sites listed (British Sugar and Severus Hill) being retained on the Candidate SINC list until the representations have been considered.”

Corporate Priorities

9. The aims in referring these minutes accord with the council's corporate values to provide strong leadership in terms of advising these bodies on their direction and any recommendations they wish to make.

Implications

10. There are no known implications in relation to the following in terms of dealing with the specific matter before Members, namely to consider the minutes and determine their response to the advice offered:
 - **Financial**
 - **Human Resources (HR)**
 - **Equalities**
 - **Legal** – The legal implications of making an Article 4 Direction are addressed in the Legal Implications section and also the main body of the report to the LDF Working Group which is annexed to this report as Annex C.
 - **Crime and Disorder**
 - **Property**
 - **Other**

Risk Management

11. In compliance with the council's risk management strategy, there are no risks associated with the recommendations of this report.

Recommendations

12. Members are asked to note the minutes attached at Annex A and Annex B and decide whether they wish to:
 - a. Approve the specific recommendations made by the LDF Working Group as set out in paragraphs 6 to 8 above, and
 - b. Give delegated authority to the Director of City Strategy, in consultation with the Executive Member, to publish an intention to make an Article 4 Direction (with 12 months notice), covering the main urban area shown edged red on the plan annexed as Annex D, to consider any representations made and confirm or modify the direction if appropriate, and/or
 - c. Respond to any of the advice offered by the LDF Working Group.

Reason:

To fulfil the requirements of the council's Constitution in relation to the role of Working Groups.

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Report Approved ✓ **Date** 21.01.11

Specialist Implications Officer(s) None

Wards Affected:

All

For further information please contact the author of the report

Annexes

Annex A – Minutes of the meeting of the LDF Working Group of 13 December 2010

Annex B – Draft minutes of the meeting of the LDF Working Group of 10 January 2011

Annex C - Report presented to LDF Working Group for meeting of 10 January 2011

Annex D – Plan indicating the extent of the proposed order (to follow)

Background Papers

Agenda and associated reports for the above meeting (available on the Council's website).