

# Chiltern District Council

## Cabinet Decision

Notice is given that the following decisions have been taken by Cabinet on Tuesday, 9 July 2019

### 6 **Cabinet Appointments**

#### **(a) DECISION:**

The Cabinet received a list of appointments made by Council and made by the Cabinet.

#### **RESOLVED**

**That the appointments made by Council be noted and the following Cabinet appointments be confirmed (appointment details noted in the document appended to the agenda pack):**

- a) Representation of Joint Committees**
- b) Outside Bodies**

#### **(b) REASON FOR DECISION:**

To confirm Cabinet appointments.

#### **(c) ALTERNATIVE OPTIONS CONSIDERED:**

None.

#### **(d) CONFLICTS OF INTERESTS/DISPENSATIONS:**

None.

## 10 **Capital and R&R Outturn Report 2018/19**

### **(a) DECISION:**

The Cabinet received a report which reported on the 2018/19 capital and repairs & renewals outturn position and requested the carry forward of unspent capital and repairs & renewals budgets.

### **RESOLVED**

- 1. That the 2018/19 capital and repairs & renewals outturn position be noted.**
- 2. That the capital and repairs and renewals budgets to be carried forward to 2019/20 as noted in the report be agreed.**

### **(b) REASON FOR DECISION:**

The carry forward of unspent capital and repairs & renewals budgets would enable projects to be progressed.

### **(c) ALTERNATIVE OPTIONS CONSIDERED:**

The alternative option would be not to allow any carry forwards to schemes. However, this would mean existing projects could not be progressed.

### **(d) CONFLICTS OF INTERESTS/DISPENSATIONS:**

None.

## 11 **Chalfont St Giles Neighbourhood Plan Consideration of Referendum Result**

### **(a) DECISION:**

The Cabinet considered a report which noted the result of the Chalfont St Giles Neighbourhood Plan Referendum. Given the referendum result was in favour of the plan, the next stage is for the Council to make the plan, following which it will become part of the Development Plan for the Chalfont St Giles Parish area.

## **RESOLVED to Recommend to Council**

That the Council 'make' the Chalfont St Giles Neighbourhood Plan subject to any legal challenges being made.

### **(b) REASON FOR DECISION:**

If a neighbourhood plan is supported by the majority of people who vote in a referendum then the Local Planning Authority have to make the plan, within 8 weeks of the day after the referendum is held, in accordance with the relevant regulations unless the plan would be in breach of European legislation or the Convention on Human Rights. Under the Council's scheme of delegations, Cabinet is required to recommend to Council to make this Neighbourhood Plan. The recommendation from Cabinet is subject to any legal challenge being lodged within 6 weeks of the referendum result.

### **(c) ALTERNATIVE OPTIONS CONSIDERED:**

Under the legislation, if a neighbourhood plan passes the referendum process and does not contravene European and Human Rights legislation the Council is required to make the plan. There are no other applicable available options.

### **(d) CONFLICTS OF INTERESTS/DISPENSATIONS:**

None.

## 12 **Review of Remaining Recycling Centres**

### **(a) DECISION:**

The Cabinet considered a report which detailed the outcome of a review of the remaining recycling centres in the district and addressed concerns that had been raised by Members through the Services Overview Committee.

## **RESOLVED**

**To agree to close 5 of the 8 sites leaving the sites in Great Missenden, Prestwood and Little Chalfont subject to further review, with the eventual aim to close all subject to a further progress report to Cabinet in three months' time.**

**(b) REASON FOR DECISION:**

Recycling centres were introduced before the Council provided each household with a comprehensive domestic collection service. The benefits delivered by the recycling centres in terms of useful recycling and convenience for residents are now not proportionate to the costs of operating these facilities. The material collected from recycling centres is regularly contaminated with non-recyclable waste which ends up being sent for energy recovery. The Council wishes to ensure the authorities are in the best possible position to secure good value and sustainable market opportunities. It is essential to release this specialised resource, in order to support front line collection services to flatted communities, an area which has seen considerable growth since the start of the current contract.

The continued use of these facilities by businesses for the disposal of commercial waste needs to be addressed. On-going enforcement or a presence to police these facilities is not considered a viable option for the Joint Waste Team or its partners. Retaining the three sites identified in the report for an interim period would allow further review and a communication programme to educate and inform local residents to support behavioural changes.

**(c) ALTERNATIVE OPTIONS CONSIDERED:**

To close all of the remaining recycling centres; none of the recycling centres; an alternative number of recycling centres.

**(d) CONFLICTS OF INTERESTS/DISPENSATIONS:**

None.

13 **Agreement to sign the Motor Neurone Disease (MND) Charter**

**(a) DECISION:**

The Cabinet received a report which considered whether the Council should support and sign the Motor Neurone Disease (MND) Charter which recognised and respected the rights of people with MND.

## **RESOLVED**

**That the Council supports and signs the Motor Neurone Disease (MND) Charter.**

### **(b) REASON FOR DECISION:**

To raise the awareness of staff and members of the impact of MND on carers and sufferers and to ensure that the council's policies and procedures enable people with MND to receive a rapid response to their needs and good quality care and support, ensuring the highest quality of life as possible and the ability to die with dignity. The MND Charter serves as a tool to help make this happen.

### **(c) ALTERNATIVE OPTIONS CONSIDERED:**

To decline to sign the Charter.

### **(d) CONFLICTS OF INTERESTS/DISPENSATIONS:**

None.

## 14 **Affordable Housing Contributions Update**

### **(a) DECISION:**

The Cabinet considered a report which provided an update on the receipt and expenditure of Section 106 Affordable Housing Contributions in accordance with the requirements of the Council's Affordable Housing Supplementary Planning Document.

## **RESOLVED**

- 1. That the report be noted.**
- 2. That the following allocations of Affordable Housing Contributions be agreed:**
  - (i) Strategic Funding Agreement with Paradigm Housing (Various sites) = £1,000,000**
  - (ii) Other affordable housing schemes approved on a scheme by scheme basis = £674,045.70**

**(b) REASON FOR DECISION:**

To meet the requirements of the Council's Affordable Housing Supplementary Planning Document and to secure agreement for the continued use of Affordable Housing Contributions to support the provision of additional affordable housing.

**(c) ALTERNATIVE OPTIONS CONSIDERED:**

Not applicable.

**(d) CONFLICTS OF INTERESTS/DISPENSATIONS:**

None.

15 **Appropriation of Open Public Space for a planning purpose**

**(a) DECISION:**

The Cabinet received a report which detailed the responses to the public consultation on the marked site at King George V Playing Fields and the site to the rear of the electricity substation on Chiltern Avenue (as shaded green on the appended plan) to appropriate the land from designated open space to a planning purpose, subject to the grant of planning permission.

**RESOLVED**

**To agree that the land marked on the appended plan (appendix 2) be appropriated from open space to a planning purpose to enable the redevelopment of the Chiltern Pools, Community Hall and Nursery subject to planning permission.**

**(b) REASON FOR DECISION:**

The Planning Committee, on 10 June 2019 recommended to Council to approve the planning application for the revised application for the Chiltern Lifestyle Centre. The Chiltern Lifestyle Centre planning application is due to be determined by Full Council on 23 July 2019. If approved it will be necessary to appropriate the land shaded green on the plans appended to this report currently designated as Public Open Space to a planning purpose to enable the development to proceed.

**(c) ALTERNATIVE OPTIONS CONSIDERED:**

To not appropriate the land detailed in appendix 2.

**(d) CONFLICTS OF INTERESTS/DISPENSATIONS:**

None.

<b>Date Published:</b>	25 July 2019	<b>Call in Deadline: (Midnight on)</b>	2 August 2019
<b>Date to be implemented:</b> 5 August 2019			
*recommendations to Full Council are not subject the call in procedure			