

To: All Members

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Dear Councillor

## **EXECUTIVE MEETING MONDAY, 24 MAY 2021 – DECISION NOTICE**

I have pleasure in enclosing herewith, for your attention, a copy of the Decision Notice of the Executive held on Monday, 24 May 2021.

Set out below is the procedure for calling in decisions of the Executive. **Only Key Decisions may be called in.** Request forms to call in a decision of the Executive may be obtained from the Governance Team.

### **Deadline date for calling in Key Decisions contained in the Decision Notice:**

**Thursday 3 June 2021**

### **Number of Members required to call in an item:**

Three Scrutiny Members

### **Method by which items may be called in:**

By completion of the form available from the Governance Team

### **Recording of called in items:**

The Governance Manager shall be responsible for keeping and maintaining a log of called in items. In practice this log will be kept by the Governance Officers who are themselves authorised to accept notifications from Members.

A log shall be maintained in chronological order according to when requests are received. This log will be open for inspection by any Member of the Council, upon request.

Yours sincerely,



Solicitor to the Council & Monitoring Officer

**DECISION NOTICE OF THE EXECUTIVE  
MONDAY, 24 MAY 2021**

**NON KEY DECISIONS**

<b>AGENDA ITEM</b>		<b>DECISION</b>
<b>5</b>	<p><b>Local Development Order - Creswell Road</b></p>	<p><b>RESOLVED</b> that a Local Development Order be adopted to grant planning permission for residential development on land at Creswell Road, Clowne, subject to the conditions set out in paragraph 3.5 of the report.</p> <p><b>REASON FOR DECISION:</b> The principle reasons for approving a Local Development Order for residential development on the site of land at Creswell Road, Clowne are:</p> <ul style="list-style-type: none"> <li>i. to allow the Council to obtain best value for underutilised pieces of land whilst improving the environmental quality of the District;</li> <li>ii. to attract private investment in this land through a simplified and less costly planning process which provides a guarantee the land can be developed to address the Council's duties under the Self-build and Custom Housebuilding Act 2015; and</li> <li>iii. to ensure a consistent high quality of design was achieved that provided a long-lasting legacy that would benefit the local community, improve the character and appearance of the local area and add variation to the existing housing stock.</li> </ul> <p><b>OTHER OPTIONS CONSIDERED:</b> A do nothing option was rejected because the site would become an increasing liability and continue to detract from the character and amenities of the local area. Alternative options for achieving a permission, and the reasons for rejection, were set out in the report.</p>

## PART 2 - EXEMPT ITEMS

### NON KEY DECISIONS

AGENDA ITEM		DECISION
7	<b>B.I.L.D (Building, Infrastructure and Leisure Development) Programme</b>	<p><b>RESOLVED</b> that;</p> <ol style="list-style-type: none"> <li>1) the Council's BILD Programme concept, approach and process including the option for Parish Councils to borrow through the District Council to finance capital works associated with the BILD Programme where appropriate to do so, be approved.</li> <li>2) Executive receive project proposals for approval on a case by case basis as and when proposals were developed.</li> </ol> <p><b>REASON FOR DECISION:</b> The development of leisure, recreation and play infrastructure was in the interests of all communities. The BILD Programme had been specifically developed/designed to overcome the existing barriers to the development of leisure, recreation and play infrastructure across the district through partnership working between Parish/Town and District Councils.</p> <p><b>OTHER OPTIONS CONSIDERED:</b> There was no other known option that was available to Parish/Town Councils that was designed to operate the way that the BILD Programme would.</p>

### KEY DECISIONS

AGENDA ITEM		DECISION
8	<b>Bramley Vale Improvements</b>	<p><b>RESOLVED</b> that Option C (which included Option B) as set out in the report be endorsed. This Option would allow the repairs team to get detailed designs and costs agreed, contractors procured and then report back to Executive for a contract decision.</p> <p><b>REASON FOR DECISION:</b> This decision would address all of the historical</p>

		<p>and ongoing repairs associated with the structural instability and the poor thermal efficiency of the properties.</p> <p><b>OTHER OPTIONS CONSIDERED:</b> A number of alternative options and the reasons they were not recommended were set out in the report.</p>
9	Discretionary Grant Funding	<p><b>RESOLVED</b> that;</p> <ol style="list-style-type: none"> <li>1) the report be noted and the awards that were made on the basis of the priorities and criteria set out for the original ARG funding be endorsed.</li> <li>2) the details of the forthcoming Additional Restrictions Grant be noted and the following proposals be endorsed: <ol style="list-style-type: none"> <li>i) a new scheme is open, inviting businesses from across the district to apply through a new application process;</li> <li>ii) businesses who have been, and continue to be, affected by the Coronavirus pandemic and the roadmap to easing lockdown restrictions are priorities for the Additional Restrictions Grant, including: <ul style="list-style-type: none"> <li>• businesses closely related to visitor economy, hospitality or leisure, or part of their supply chain and ineligible for the mandatory grants</li> <li>• start-ups, sole traders and self-employed ineligible for the mandatory grants</li> <li>• businesses who do not hold a business rates account</li> <li>• businesses who have not received any previous ARG funding and who are still closed under the roadmap for lockdown restrictions</li> </ul> </li> <li>iii) the following criteria be used to assess the level of grant funding</li> </ol> </li> </ol>

		<p>to be awarded from the ARG scheme:</p> <ul style="list-style-type: none"> <li>• level of fixed costs faced by the business</li> <li>• no. of FTE employees within the applicant business</li> <li>• trading status of the business i.e. whether some trading has continued or a business has had to close completely, and when likely to resume trading</li> <li>• any previous grant award through ARG or other discretionary grant scheme</li> </ul> <p>iv) the level of any future awards will be set at a maximum of £10,000 for a single business with discretion to award a grant of £1,500 / £3,000 / £5,000 / £7,500 / £10,000 based on an officer assessment using the above criteria.</p> <p><b>REASON FOR DECISION:</b> The original ARG discretionary grant fund had been successful in supporting 265 businesses across the district. The top-up award of additional funding presented an opportunity to offer further support to businesses over the coming months as the country eases out of lockdown and restrictions were lifted.</p> <p><b>OTHER OPTIONS CONSIDERED:</b> The option to do nothing with the Additional Restrictions Grant could not be countenanced by the Council. The option to do the same as before was rejected for the reasons set out in the report.</p>
10	Commercial Developments Property	<p><b>RESOLVED</b> that;</p> <p>1) a provisional sum, as detailed in the report, be allocated from the Transformation Reserve to undertake pre-contractor works up to and including RIBA Stage 3, on the basis that a further report be brought back to Executive following the procurement</p>

exercise of the design team with the confirmed contract value.

- 2) the investment in the development of the industrial units on Portland Drive, Shirebrook as identified in the report and funded through a Levelling Up Fund bid (an estimated cost was set out in the report), be supported.
- 3) the investment in the development of the industrial units on land adjacent to The Tangent Business Hub, Shirebrook as identified in the report and funded through a Levelling Up Fund bid (an estimated cost was set out in the report), be supported.
- 4) the investment in the development of the industrial units on Portland Drive, Shirebrook as identified in the report and funded through borrowing (an estimated cost was set out in the report), subject to a future report to Council for approval, be supported.
- 5) the investment in the development of the industrial units on land adjacent to The Tangent Business Hub, Shirebrook as identified in the report and funded through borrowing (an estimated cost was set out in the report), subject to a future report to Council for approval, be supported.
- 6) subject to a satisfactory viability appraisal based on the contract value, the Assistant Director of Development and Planning be given delegated authority to procure, negotiate and enter a contract for the design team.

**REASON FOR DECISION:**

Each of the two sites offered accommodation which was in high demand. The capital investment would generate a longer term revenue source for the authority, whilst contributing to the Council's strategic objectives of increasing business growth, increasing business rates retention, and supporting economic growth through offering a diverse range of commercial property accommodation with the district.

		<b>OTHER OPTIONS CONSIDERED:</b>
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Alternative options for the two sites were set out in the report.

**Only Key Decisions may be called in. All other decisions will be actioned immediately with the exception of those referred to Council (shown in italics).**