



Harrogate

BOROUGH COUNCIL

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COUNCILLOR S BEER
29 Ashfield Court Road
Pateley Bridge
HARROGATE
HG35JN

Member for Pateley Bridge Ward

19 December 2007

Dear Mr Jordan,

I left a note signed by Cllr Reg Marsh, Cllr Mgt Atkinson & myself requesting the call-in of the decision made by Cllr Don Mackenzie Cabinet member for Planning & Transport regarding the Consultation on the LDF as it applies to Pateley Bridge.

At the Development & control meeting held on Monday 10th of December it was voted by the committee that the Southland & the adjoining land be put out for consultation.

I have been informed by the Cabinet Member that a letter explaining the reasons for him taking a contra view to the planning development committee has been sent to me but at this time 22.10 Thursday 19th December I have not received it. I have however contacted Mr Tim Richards who read me the contents of that letter which implies that when the housing department were asked for their opinion they did not think that it should go out for consultation.

Also at t full council on the 11th October Cabinet member for housing Cllr J Butterfield assured me she would produce the Housing Need survey on which the Housing need assessment was produced by the consultant. I had previous to this requested information from the officers. These figures are the evidence on which the whole LDF is based upon for its housing needs. I am not aware of any Council Officer or Council Member who has viewed them; in fact no one has been able to produce them.

This is why we would like the Organisation Improvement & Environment Overview & Scrutiny Commission to scrutinise this decision.

Thank you,

Cllr Stan Beer.

We the undersigned wish to CALL IN the
decision made by the Cabinet Member for Planning
in relation to the ~~is~~ consultation for housing in
Pately Bridge .
/

Signed by:

Councillor S Beer

Councillor Reg Marsh

Councillor Mrs Atkinson

HARROGATE BOROUGH COUNCIL DECISION NOTICE	
Cabinet Member for: Planning and Transport	
Date of Decision: 12 December 2007	
1. Decision No / Your Ref:	1a. Wards affected: All
2. Subject: (Title and description of action proposed as described in the written report) Harrogate District Local Development Framework: Site Allocations (Homes & Jobs) DPD: Preferred Options	
3. A. The information given in this form is a fair and accurate record of the decision made by: Portfolio Holder: Councillor Don Mackenzie B. The Cabinet Member (Planning & Transport) declared the following interest: None C. Was a substitute appointed?: No	
4. DECISION: (Completion of this Section is a statutory requirement) Please state: A. Decision/s made:	

Continued/.....

That the Site Allocations (Homes and Jobs) DPD: Preferred Options report contained in Appendix 1 as amended by the following:-

Site ref	Location	Capacity	Change
H1011	Park View Car Park, Harrogate	18	Site deleted
K1008	Strikes Garden Centre, Knaresborough	13	Site deleted
M4	Leyburn Road, Masham	40	Site deleted
RL1029	Former Council Yard, Green Hammerton	11	Site deleted
M1	Auction Mart, Leyburn Road	18	Now mixed use, dwelling capacity reduced
P2	Highways Depot, Pateley Bridge	13	Now mixed use, dwelling capacity reduced

be approved for consultation.

That the arrangements for consultation set out in paragraph 5.6 of this report be approved.

That the Head of Planning Services be authorised to complete the site option information in the consultation report and to make any minor amendments and graphic improvements to Appendix 1 prior to publication.

B. Reason/s for making decision:

To ensure appropriate progress is made in the preparation of one of the development plan documents in the Local Development Framework and thereby meet appropriate milestones in the Council's Local Development Scheme.

To ensure that appropriate public consultation is undertaken on this DPD in accordance with the Council's Statement of Community Involvement.

C. Alternative options considered and rejected:

Not to progress preparation of this DPD and not to undertake the public consultation outlined in paragraph 5.6 of this report. This is rejected as the preparation of this DPD is essential to ensure a plan-led approach to the growth of settlements in the District. Further, the level of public consultation outlined in this report is necessary to ensure full public awareness of the sites being considered in this DPD to accord with the Council's Statement of Community Involvement.

5. Please outline all additional material or information considered at the meeting whether written or oral and not detailed in the written report:

Changes to Preferred Options sites table circulated.
Amended table "Delivering Harrogate District's Housing (2004-2020) circulated.
The reasons for not including the Southlands and adjacent land site at Pateley Bridge were explained by Dave Sykes.

6. With regard to the written report please indicate:

- | | |
|---|---|
| A. The number of appendices: | 1 |
| B. The number of background papers and their location/file reference: | 0 |
| C. The number of any additional papers considered which are to form part of the 'definitive report' on the matter: | 0 |

7. Was all or any part of the report deemed to be exempt? No

8. If so:

- A. Please state to which part of the report it is applicable and give the wording of the relevant paragraph of Schedule 12A to the Local Government Act 1972:**

B. Is there an Exempt Decision Notice?

9. A. Is this a Key Decision? Yes

(Key Decisions are subject to the 5 working days Call-in procedure and must not be actioned until notification to proceed has been received)

If so, please state

- B. Forward Plan reference number: 10/06/DDS98**
- C. Relevant Overview and Scrutiny Commission:**
Organisational Improvement and Environment; and
Community and Partners

D. Date Member Services were supplied with report and accompanying papers for publication and consequent circulation to the Scrutiny Commission Chair:

26 November 2007

E. Urgent Item of Business – Call-in
(Overview and Scrutiny Procedure Rule 16b)

If a matter is urgent and Call-in cannot be applied please state:

(i) **Reasons:**

(ii) **Date of agreement of Scrutiny Commission Chair that the decision is urgent:**

(iii) **Means of communication of agreement:**

10. Officers in attendance at the meeting during consideration of this item:

Tim Richards, Head of Planning Services
Dave Allenby, Chief Planner (Forward Planning)
Dave Sykes, Planning Policy Manager
Gary Bell, Chief Planner (Development Control)

11. Decision to be actioned by: (Please state name and post title of the appropriate Officer who would need to be notified of validation and Call-in)

Mr D H Sykes, Planning Policy Manager

12. Please confirm that all Officers required to be consulted prior to forwarding this Decision Notice to the Member Services Section have been consulted:
(eg Legal Services, Finance, Human Resources)

Yes

13. Date Decision Notice despatched to Member Services via Email:

13 December 2007

14. NOT TO BE COMPLETED UNLESS it was impracticable to include the Key Decision in the Forward Plan:

(See Access to Information Procedure Rules 15 and 16)

A. Call-in to apply: (Access to Information Procedure Rule 15)

Please state:

- (i) **Reasons:**
- (ii) **Date Proper Officer and Scrutiny Commission Chair were supplied with report and papers:**
- B. Special Urgency Provision (Call-in cannot be applied):**
(Access to Information Procedure Rule 16)

Please state:

- (i) **Reasons:**
- (ii) **Date on which agreement obtained from Scrutiny Commission Chair that the decision is urgent:**
- (iii) **Means of communication of agreement:**

15. (For use in Member Services Section)

- A. Decision Validated by:** Lesley Worrall
- B. Date decision validated and published:** 13 December 2007
- C. Date Call-in procedure ends (if appropriate) - 4.30 pm on:** 20 December 2007
- D. If 9D or 14A is answered give date of public notice:**
- E. File Ref and Officer Ref:** PT77Dec12/GC.doc
- F. If Special Urgency Provision (14B above) has been applied please confirm that relevant item will be included on next Council Agenda**

To All Members of the Council

Our Ref CH/SAF
Your Ref
Date 20 December 2007

Dear Councillor

REQUEST FOR CALL-IN – CABINET MEMBER DECISION (PLANNING AND TRANSPORT) – HARROGATE DISTRICT LOCAL DEVELOPMENT FRAMEWORK: SITE ALLOCATIONS (HOMES AND JOBS) DPD: PREFERRED OPTIONS – PT77 DEC 12

I write to inform you that a valid request for call-in of the above decision has been received from Councillors Beer, R Marsh and Mrs Atkinson. The Chair of the Commission has agreed that a meeting of the Organisation Improvement and Environment Commission will take place at 5.30 pm on Tuesday 8 January 2008 to consider this decision.

The Call-in raises a constitutional issue as regards the extent to which the Housing Needs Survey and Housing Allocations within the Local Development Framework (LDF) more generally can be scrutinised within the terms of the call-in procedure? The Head of Legal and Democratic Services has ruled that the call-in can only relate to the decision taken by the Cabinet Member on 12 December 2007 and therefore the scope of the scrutiny of this decision must be restricted to the potential or actual housing sites within Pateley Bridge.

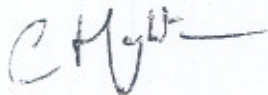
This call-in is not about the overall proposals for homes and jobs contained within the LDF.

An agenda will be forthcoming in due course attached to which will be a copy of the request for call-in and the decision notice of the Cabinet Member dated 12 December 2007. By virtue of this item being a key decision, Members will have already received a copy of the report submitted to the Cabinet Member, and therefore, I would like to ask Members to refer to that report and bring their copy with them to the meeting on 8 January. Further copies of the report are available on request.

Any queries, please do not hesitate to get in touch.

Department of Resources

Yours sincerely

A handwritten signature in black ink, appearing to read 'C Houghton', with a horizontal line extending to the right.

Chris Houghton
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