

## RECORD OF EXECUTIVE DECISION (THE DECISIONS LIST)

Date:	Decision Maker:	Subject to Call-in*
17 June 2022	Cabinet	No

### SUBJECT OF DECISION:

Matters Referred to the Cabinet by a Committee - Reference from the Community Leadership Overview & Scrutiny Committee - A.1 - Freeport East

### Decision:

**RESOLVED** that the recommendations made by the Community Leadership Overview & Scrutiny Committee be endorsed and that the response of the Leader of the Council thereto be approved.

### Reasons for Decision:

Having considered the recommendations of the Community Leadership Overview & Scrutiny Committee, together with the response of the Leader of the Council thereto.

### Alternative Options Considered:

Not to endorse the recommendations made by the Community Leadership Overview & Scrutiny Committee and/or to approve the response of the Leader of the Council thereto.

### Conflicts of Interest Declared (and Dispensations Granted by the Monitoring Officer)

None

### Consultation with Ward Member:

N/A

### Contact Officer:

Lee Heley, Interim Corporate Director (Projects Delivery)

Date:	Decision Maker:	Subject to Call-in*
17 June 2022	Cabinet	No

### SUBJECT OF DECISION:

Matters Referred to the Cabinet by a Committee - Reference from the Planning Policy &

Local Plan Committee - A.2 - Conservation Area Character Appraisal and Management Plans for Harwich Old Town; Manningtree & Mistley; Frinton & Walton; Brightlingsea; and Great Bentley

**Decision:**

**RESOLVED** that the new Conservation Area Appraisal and Management Plans for: Harwich Old Town (Appendix 1); Manningtree and Mistley (Appendix 2); Frinton and Walton (Appendix 3); Brightlingsea (Appendix 4); and Great Bentley (Appendix 5) be approved for consultation with the public and other interested parties.

**Reasons for Decision:**

Having considered the recommendation of the Planning Policy & Local Plan Committee, together with the response of the Planning Portfolio Holder thereto.

**Alternative Options Considered:**

Not to approve some or all of the documents for public consultation purposes.

**Conflicts of Interest Declared  
(and Dispensations Granted by the Monitoring Officer)**

None

**Consultation with Ward Member:**

N/A

**Contact Officer:**

Gary Guiver, Acting Director (Planning)

Date:	Decision Maker:	Subject to Call-in*
17 June 2022	Cabinet	Yes

**SUBJECT OF DECISION:**

Cabinet Members' Items - Report of the Business & Economic Growth Portfolio Holder - A.3  
- Levelling Up Fund Bid Submissions

**Decision:**

**RESOLVED** that Cabinet -

- a) endorses the principle of submitting two Tendring District Council led town centre bids as set out in the Portfolio Holder's report;
- b) approves allocating the entirety of the funding set aside by the Council for Town Centre Levelling Up (£2.295m) to support the bids, should it be needed once the financial cases

are complete;

- c) authorises the Leader of the Council, in consultation with the Section 151 Officer, to give the final approval for both Tendring District Council led Levelling Up Fund final bids for submission to the Government by the deadline of 6 July 2022, including a decision on the final level of investment required to support the bids; and
- d) notes and supports the submission of the Essex County Council led transport bid.

**Reasons for Decision:**

It was considered that these two bids should be supported for the following reasons:-

- (i) both bids, if successful, would allow TDC to implement improvements to support Town Centre economies in the District;
- (ii) the projects proposed in the Clacton bid would allow for joined up provision of public services in a convenient town centre location for residents, whilst also being easily accessible from Clacton Railway Station. There would also be an offer of housing, and start-up business units with flexible use. The presence of Essex University would bring an additional further education presence into Tendring, with a complimentary offer to Anglia Ruskin University's existing Into University programme;
- (iii) the projects proposed in the Harwich and Dovercourt bid would revitalise the area around the railway station and create a new public space with a better gateway to the town and seafront, and an improved transport interchange. The proposals for the High Street and Kingsway would encourage footfall and 'dwell time', with the amendments to the library allowing Adult Community Learning to establish a presence in the area. There was also potential for complimentary provision from Colchester Institute, which would allow residents to attend courses virtually, without having to travel outside of the locality; and
- (iv) when feedback had been received on the first round LUF bid for Clacton, the Council had been encouraged to resubmit a revised application when the second round of Levelling Up Funding became available.

**Alternative Options Considered:**

Not to proceed with the submission of one or both of the bids.

**Conflicts of Interest Declared  
(and Dispensations Granted by the Monitoring Officer)**

None

**Consultation with Ward Member:**

Yes

**Contact Officer:**

Lee Heley, Interim Corporate Director (Projects Delivery)

Date:	Decision Maker:	Subject to Call-in*
17 June 2022	Cabinet	Yes

**SUBJECT OF DECISION:**

Cabinet Members' Items - Report of the Housing Portfolio Holder - A.4 - Tendring Careline - Financial Options Appraisal

**Decision:**

**RESOLVED** that Cabinet -

- a) agrees to the continuation of a Tendring Careline Service for residents;
- b) adopts Options 4 as the basis for the longer term approach to deliver a viable and sustainable Careline Service in the long term;
- c) requests Officers to take steps to maximise marketing opportunities to increase the customer base in an orderly way through 2022/23 and 2023/24 in working towards the figures highlighted in Option 4 within Appendix A to the Portfolio Holder's report;
- d) approves the utilisation of the existing Careline Reserve of £221k to underwrite the financial risks associated with a), b) and c) above; and
- e) requires that detailed updates be presented to Cabinet as part of future financial performance and budget setting reports later in the year in order to provide an ongoing review.

**Reasons for Decision:**

Having decided that Option 4 allowed time for the service to stabilise and an advertising campaign to take effect and start generating new customers whilst delaying fees increases for service users until April 2024 and was the lowest risk to the Authority and to Tendring residents.

**Alternative Options Considered:**

Various options as detailed in the Portfolio Holder's report.

**Conflicts of Interest Declared  
(and Dispensations Granted by the Monitoring Officer)**

None

**Consultation with Ward Member:**

N/A

**Contact Officer:**

Mark Westall, Head of Customer and Commercial Services

Date:	Decision Maker:	Subject to Call-in*
17 June 2022	Cabinet	Yes

#### **SUBJECT OF DECISION:**

Cabinet Members' Items - Report of the Housing Portfolio Holder - A.5 - Jaywick Sands - Future of New Build Homes & Applications to Homes England regarding Designated Protected Areas

#### **Decision:**

**RESOLVED** that Cabinet -

- (a) notes the contents of the Portfolio Holder's report;
- (b) agrees to the retention of the five unsold properties within the Council's housing stock for letting in accordance with the local lettings and sales plan;
- (c) authorises the Corporate Director (Operations & Delivery), in consultation with the Portfolio Holder for Housing, to sign any amended grant agreement proposed by Homes England in respect of the Starter Homes funding received in 2015; and
- (d) authorises the Assistant Director (Housing & Environment), in consultation with the Portfolio Holder for Housing, to make applications, where appropriate, to Homes England for the waiver of Designated Protected Areas made under the Leasehold Reform Act 1967 and The Housing (Right to Enfranchise) (Designated Protected Areas) (England) Order 2009.

#### **Reasons for Decision:**

In an effort to bring these dwellings into use as soon as possible and in order to provide an appropriate delegation to Officers to make Designated Protected Area waiver applications on behalf of Registered Providers as required by Homes England.

#### **Alternative Options Considered:**

Various options were detailed within the Portfolio Holder's report.

#### **Conflicts of Interest Declared (and Dispensations Granted by the Monitoring Officer)**

None

#### **Consultation with Ward Member:**

Yes

#### **Contact Officer:**

Damian Williams, Corporate Director (Operations and Delivery)

Date:	Decision Maker:	Subject to Call-in*
17 June 2022	Cabinet	No

**SUBJECT OF DECISION:**

Cabinet Members' Items - Joint Report of the Corporate Finance and Governance Portfolio Holder and the Housing Portfolio Holder - A.6 - Potential Acquisition of Property and Land in Victoria Street, Harwich

**Decision:**

**RESOLVED** that Cabinet agrees, in principle, of the acquiring of the land and property in Victoria Street, Harwich.

**Reasons for Decision:**

In order to secure the site for the benefit of the local residents and the wider District and to give potential effect to Members' priorities for Council Housing growth (subject to further decision on funding and contractual commitments and acquiring planning permission and other consents through the usual application processes).

**Alternative Options Considered:**

To not agree the principle of acquiring the land and property in question.

**Conflicts of Interest Declared  
(and Dispensations Granted by the Monitoring Officer)**

None

**Consultation with Ward Member:**

Yes

**Contact Officer:**

Andy White, Assistant Director (Building and Public Realm)

Date:	Decision Maker:	Subject to Call-in*
17 June 2022	Cabinet	Yes

**SUBJECT OF DECISION:**

Cabinet Members' Items - Joint Report of the Housing Portfolio Holder and the Planning Portfolio Holder - A.7 - Jaywick Sands Place Plan and Design Guide Supplementary

## Planning Documents

### Decision:

**RESOLVED** that Cabinet –

1. approves the recommended objectives for the regeneration of Jaywick Sands as set out in the Portfolio Holders' joint report;
2. approves the Jaywick Sands Place Plan Consultation Strategy;
3. approves the draft Jaywick Sands Design Guide Supplementary Planning Document for publication and consultation with the public and other interested parties; and
4. requests that the responses received in response to the consultation exercises for both the Jaywick Sands Place Plan and Design Guide be reported to, and considered by, the Planning Policy and Local Plan Committee.

### Reasons for Decision:

Having duly considered the recommendations, comments and observations of the Planning Policy & Local Plan Committee.

### Alternative Options Considered:

Not to approve one or both of the documents for public consultation purposes.

### Conflicts of Interest Declared (and Dispensations Granted by the Monitoring Officer)

None

### Consultation with Ward Member:

Yes

### Contact Officer:

Gary Guiver, Acting Director (Planning)

Date:	Decision Maker:	Subject to Call-in*
17 June 2022	Cabinet	Yes

### SUBJECT OF DECISION:

Cabinet Members' Items - Joint Report of the Corporate Finance and Governance Portfolio Holder and the Housing Portfolio Holder - B.1 - Terms for the Acquisition of Property and Land in Victoria Street, Harwich

**Decision:****RESOLVED** that Cabinet -

- a) approves the terms set out in Appendix B to the Portfolio Holders' joint report (B.1) for the acquisition of the land as shown edged red on the Plan attached as Appendix A to item A.6 of the Joint Report of the Corporate Finance & Governance Portfolio Holder and the Housing Portfolio Holder;
- b) authorises the Corporate Director (Operations and Delivery) to agree any such other terms he considers necessary, in consultation with the Head of Legal Services, should that be required;
- c) approves that the purchase and associated acquisition costs of £161,000 be met from the existing New Build and Acquisitions Budget within the HRA Capital Programme to be funded 60% from Direct Revenue Financing and 40% from 1-4-1 Capital receipts;
- d) approves, in principle, of the acquisition of the land shown edged yellow on the plan appended as Appendix A to item A.6 of the Joint Report of the Corporate Finance & Governance Portfolio Holder and the Housing Portfolio Holder and notes and authorises all further investigations, negotiations and processes that may be necessary; and
- e) authorises the Corporate Director (Operations and Delivery) to agree any terms he considers necessary, in consultation with the Head of Legal Services, to acquire the land shown edged yellow on the plan appended as Appendix A to item A.6 of the Report of the Corporate Finance & Governance Portfolio Holder and the Housing Portfolio Holder provided that any cost can be accommodated within the New Build and Acquisitions Budget within the HRA Capital Programme.

**Reasons for Decision:**

In order to secure the site for the benefit of the local residents and the wider District and to give potential effect to Members' priorities for Council Housing growth.

**Alternative Options Considered:**

Not to approve some or all of the proposed terms for the acquisition.

**Conflicts of Interest Declared  
(and Dispensations Granted by the Monitoring Officer)**

None

**Consultation with Ward Member:**

Yes

**Contact Officer:**

Andy White, Assistant Director (Building and Public Realm)

\* The call-in procedure will not apply to a decision where the Chairman of the relevant overview and scrutiny committee's agreement has been obtained that any delay likely to be caused by the call-in process would seriously prejudice the Council's or the public's interest,



(Rule 18(i) of the Overview and Scrutiny Procedure Rules) or any decision made where such decision is to be referred to the Council or one of the overview and scrutiny committees for their consideration.