



# CHELTENHAM

## BOROUGH COUNCIL

### EXECUTIVE DECISIONS NOTICE

Committee:	<b>Cabinet</b>
Date of meeting:	<b>Tuesday, 15 January 2013</b>
Date of publication:	<b>Thursday 17 January 2013</b>
Call-in period to expire on:	<b>Midnight on 24 January 2013</b>

**NOTE:**

The publication of this document constitutes notice of the various decisions made by the Cabinet as required by the Constitution and, except where otherwise stated, those decisions will take effect five working days after they are published, unless an overview and scrutiny committee objects to them and they are called in.

<b>Agenda item 5</b>	<b>Integrated Transport Retained Organisation Review</b>	
	<p><b>RESOLVED THAT</b></p> <ol style="list-style-type: none"> <li>1. the position as regards future on-street car parking enforcement being undertaken by a private contractor on behalf of Gloucestershire County Council be noted</li> <li>2. the Borough Council's off-street car parking service be retained in-house as set out in this report pending a review by the Executive Director of the Gloucestershire County Council's Framework Agreement within the next 15 months.</li> <li>3. the Executive Director in consultation with the Cabinet Member for Built Environment should ensure that adequate provisions are put in place to maintain a reasonable level of response to formal Gloucestershire County Council requests for information specifically in relation to Highways related matters.</li> </ol>	
	Subject to call-in period - Yes	
<b>Agenda item 6</b>	<b>Proposed Leasehold Disposal of a Parcel of Open Space at Sandy Lane Recreation Ground</b>	
	<p><b>RESOLVED</b></p> <ol style="list-style-type: none"> <li>1. to declare surplus the parcel of open space land outlined in red on the attached plan (attached as Appendix A) and to authorise the placing of a Public Notice pursuant of Section 123(2a) of the Local Government Act 1972 in respect of the leasehold disposal of the parcel of open space land relating to the Clubhouse at</li> </ol>	

	<p><b>Sandy Lane Playing Fields, Cheltenham, the location of which is outlined in red on the plan attached to this report.</b></p> <p><b>2. That any objections and representations which might be received in response to the advertisement be considered by Cabinet before making a recommendation to the Cabinet Member for Finance for a final decision concerning the land.</b></p> <p><b>3. That should no objections or representations be received in response to the advertisement, Cabinet declares the land surplus and the matter is referred to the Cabinet Member for Finance for a final decision concerning the grant of a lease extension to Old Patesians at Sandy Lane.</b></p>	
	Subject to call-in period - Yes	
<b>Agenda item 7</b>	<b>Request for Leasehold Disposal of Open Space at Montpellier Gardens</b>	
	<p><b>RESOLVED THAT</b></p> <p><b>1. the parcel of open space land outlined in red on the attached plan (attached as Appendix A) be declared surplus and that the placing of a Public Notice pursuant of Section 123(2A) of the Local Government Act 1972 be authorised in respect of the leasehold disposal of the parcel of open space the land and Proscenium building at Montpellier Gardens, Cheltenham the location being outlined in red on the plan attached to this report.</b></p> <p><b>2. Any objections and representations which might be received in response to the advertisement be considered by Cabinet before making a recommendation to the Cabinet Member for Finance for a final decision concerning the land.</b></p> <p><b>3. Should no objections or representations be received in response to the advertisement, that Cabinet declare the land surplus and the matter is referred to the Cabinet Member for Finance for a final decision concerning the proposed new lease of the Proscenium Building.</b></p>	
	Subject to call-in period - Yes	
<b>Agenda item 8</b>	<b>3rd Sector Application for Retail Premises at 12 Rowanfield Exchange</b>	
	<p><b>RESOLVED</b></p> <p><b>That the recommendation of the 3<sup>rd</sup> Sector Panel be accepted and that</b></p>	

	<p><b>the Director of Resources be authorised to administer a rent reduction of 60% against the rent of £4,000 pa associated with the lease dated 1<sup>st</sup> August 2010 between Hesters Way Neighbourhood Project and Cheltenham Borough Council</b></p>	
	<p>Subject to call-in period - Yes</p>	
<b>Agenda item 9</b>	<p><b>Release of Restrictive Covenant-Land formerly owned at Leckhampton Industrial Estate, 205 Leckhampton Road, Cheltenham</b></p>	
	<p><b>RESOLVED THAT</b></p> <ol style="list-style-type: none"> <li><b>1. a modification agreement be agreed which allows the council to benefit from any uplift in value, pertaining to a change of use from B2 General Industrial, in proportion to the area of land previously sold by the council (0.18ha).</b></li> <li><b>2. the Head of Property and Asset Management be authorised, in consultation with the Cabinet Member Finance, to negotiate and conclude an Agreement with the owner of Leckhampton Industrial Estate granting that owner the right, within a period of 5 years from the date of the Agreement, to call for the variation of the Covenant restricting the use of the area of land described in the report upon payment of such sum determined by the Head of Property and Asset Management as being the market value for such variation.</b></li> </ol>	
	<p>Subject to call-in period - Yes</p>	
<b>Agenda item 10</b>	<p><b>Draft Policy on measures to control street scene activities in Cheltenham</b></p>	
	<p><b>RESOLVED</b></p> <p><b>To recommend to Council to:</b></p> <ol style="list-style-type: none"> <li><b>1. note the consultee comments submitted</b></li> <li><b>2. adopt the amended draft policy to take effect on the 1<sup>st</sup> of April 2013</b></li> </ol>	
	<p>Subject to call-in period - Yes</p>	
<b>Agenda item 11</b>	<p><b>Amendments to Cheltenham Civic Pride Urban Design Framework Technical Appendix Royal Well Development Brief</b></p>	

	<b>RESOLVED</b>	
	To recommend to Council the adoption for planning purposes of the schedule of revisions to the Royal Well Development Brief part of the Cheltenham Civic Pride Urban Design Framework Supplementary Planning Document as set out at Appendix 2 to this report.	
	Subject to call-in period - Yes	
<b>Agenda item 12</b>	<b>Counter Fraud, Corruption and Bribery Policy and Process</b>	
	<b>RESOLVED THAT</b>	
	<ol style="list-style-type: none"> <li>1. The Counter Fraud and Corruption policy be approved, as amended.</li> <li>2. The Director of Resources be authorised to update the policy with any additional comments following the conclusion of the on-going consultation with the audit partnership.</li> </ol>	
	Subject to call-in period - Yes	