



REGULATORY COMMITTEE

PLANNING COMMITTEE

MEETING 11.30 am WEDNESDAY, 11 OCTOBER 2017

COUNCIL CHAMBER, COUNTY HALL, LEWES

MEMBERSHIP - Councillor Claire Dowling (Chair)
Councillors Barry Taylor (Vice Chair), Bob Bowdler, Godfrey Daniel,
Darren Grover, Tom Liddiard and Pat Rodohan

A G E N D A

- 1 Minutes of the meeting held on 20 July 2017 (*Pages 3 - 10*)
- 2 Apologies for absence
- 3 Disclosures of interests
Disclosures by all members present of personal interests in matters on the agenda, the nature of any interest and whether the member regards the interest as prejudicial under the terms of the Code of Conduct.
- 4 Urgent items
Notification of items which the Chair considers to be urgent and proposes to take at the appropriate part of the agenda. Any members who wish to raise urgent items are asked, wherever possible, to notify the Chair before the start of the meeting. In so doing, they must state the special circumstances which they consider justify the matter being considered urgent.

Listed Building Consent - report(s) by the Head of Planning and Environment

- 5 Adapt existing rainwater drainage to front elevation and add new protective panels to rear ground floor windows. Hastings Central Library, 13 Claremont, Hastings, TN34 1HE - HS/3377/CCLB (*Pages 11 - 20*)
Report by the Head of Planning and Environment
- 6 Development Management Matters - Quarterly Report (*Pages 21 - 32*)
Report by the Director of Communities, Economy and Transport

Traffic Regulation Orders - report(s) by the Director of Communities, Economy and Transport

- 7 Hastings Parking Review 2017 - consideration of objections (*Pages 33 - 66*)
Report by the Director of Communities, Economy and Transport
- 8 Any other items previously notified under agenda item 4

NOTES:

- (1) *Members are reminded that copies of all representations received are available for inspection in the Members' Room*
- (2) *As part of the County Council's drive to increase accessibility to its public meetings, this meeting will be broadcast live on its website and the record archived for future viewing. The broadcast / record is accessible at: www.eastsussex.gov.uk/webcasts*

PHILIP BAKER
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3 October 2017

Contact Simon Bailey, Democratic Services Officer,
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PLANNING COMMITTEE

MINUTES of a meeting of the Planning Committee held at County Hall, Lewes on 20 July 2017.

PRESENT Councillors Claire Dowling (Chair), Barry Taylor (Vice Chair), Bob Bowdler, Darren Grover, Tom Liddiard and Pat Rodohan

13 MINUTES OF THE MEETING HELD ON 21 JUNE 2017

13.1 The Committee RESOLVED to approve as a correct record the minutes of the meeting of 21 June 2017.

14 APOLOGIES FOR ABSENCE

14.1 Apologies for absence were received from Councillor Godfrey Daniel.

15 REPORTS

15.1 Reports referred to in the minutes below are contained in the minute book.

16 THE CONTINUED USE OF LAND FOR GREEN WASTE COMPOSTING AND WOOD WASTE PROCESSING, INCLUDING AN INCREASED THROUGH-PUT FOR UP TO 10,000 TONNES PER ANNUM OF WASTE WOOD AND THE RELOCATION OF THE WASTE WOOD PROCESSING AREA INCLUDING AN EXTENSION TO THE EXISTING STORAGE BUILDING AND YARD AREA, THE REPLACEMENT AND RELOCATION OF THE EXISTING OVERFLOW POND (NO.3) WITH A REED BED SYSTEM AND THE REPOSITIONING OF THE EARTH BUNDS AT THE SOUTHERN AND EASTERN BOUNDARIES OF THE SITE. KPS, BOATHOUSE FARM, ISFIELD ROAD, ISFIELD, TN22 5JJ - WD/782/CM

16.1 The Committee considered a report by the Director of Communities, Economy and Transport. The Chair highlighted: the written comments of the Local Member; a plan of the existing and proposed Noise level monitoring receptors; and that two further Informatives had been drafted and circulated in the Chamber.

16.2 Mr Mike Pickup, the applicant's agent, spoke in support of the application.

16.3 Members requested a further Informative, regarding the maturity of the planting to screen the acoustic fence, as per Condition 17.

16.4 Members have considered the report and additional Informatives, together with the comments of the public speaker and local member, and agree with the conclusion and reasons for recommendation set out at paragraph 7 of the report.

16.5 RESOLVED to grant planning permission, subject to the following conditions:

1. The development hereby permitted shall be commenced before the expiration of three years from the date of this permission.

Reason: To comply with Section 91 of the Town and Country Planning Act 1990.

2. The development hereby permitted shall be carried out in accordance with the plans listed in the Schedule of Approved Plans.

Reason: For the avoidance of doubt and in the interests of proper planning.

3. The green waste composting facility, including the wood waste processing activities shall only operate between the hours of 0700 and 1800 on Mondays to Fridays inclusive and 0800 and 1230 on Saturdays, and not at all on Sundays, Bank and Public Holidays except for a maximum of two deliveries per month, limited to one delivery on a Sunday, between the hours of 0800 and 1230 and for essential maintenance and emergency works, unless otherwise agreed in writing by the Director of Communities, Economy and Transport.

Reason: In the interests of the amenity of the locality and occupiers of residential properties within the vicinity of the site, in accordance with Policy WMP25 of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013 and Saved Policy EN27 of the Wealden Local Plan 1998.

4. The total amount of waste imported to the site, including wood waste, shall not exceed 50,000 tonnes per annum.

Reason: To enable the County Planning Authority to control the development in the interests of the amenity of the locality, in accordance with Policy WMP25 of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013 and Saved Policy EN27 of the Wealden Local Plan 1998.

5. The amount of wood waste imported to the site shall not exceed 10,000 tonnes per annum.

Reason: To ensure the wood waste processing activities remain ancillary to the composting activities.

6. The green waste composting activities shall not take place other than in the area labelled 'Green waste composting area' as shown on the approved Block Plan (Ref: 1215/2 Rev G), dated April 2016.

Reason: For the avoidance of doubt and in the interests of the amenity of the locality and occupiers of properties in the vicinity of the site, in accordance with Policy WMP25 of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013 and Saved Policy EN27 of the Wealden Local Plan 1998.

7. Wood waste processing and the stockpiling of unprocessed wood waste material shall not take place other than in the blue cross hatched area as indicated for this purpose on the approved Block Plan (Ref: 1215/2 Rev G), dated April 2016, unless with the prior written agreement of the Director of Communities, Economy and Transport.

Reason: For the avoidance of doubt and in the interests of the amenity of the locality and occupiers of properties in the vicinity of the site, in accordance with Policy WMP25 of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013 and Saved Policy EN27 of the Wealden Local Plan 1998.

8. The rating noise level from the site, measured at locations R1, R2 and R3 as shown on Figure 1A in the Southdowns Acoustic Report dated 22 June 2017 (Ref:2016w-00003-02), shall not exceed the background LA90 value at any time, as measured in accordance with BS 4142:2014 (Methods for rating and assessing industrial and commercial sound).

Reason: To safeguard the amenities of the occupiers of properties within the vicinity of the site in accordance with Policy WMP25 of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013 and Saved Policy EN27 of the Wealden Local Plan 1998.

9. Within 7 days of the wood waste processing becoming operational within the hereby approved wood waste processing area, the Director of Communities, Economy and Transport shall be notified in writing.

Reason: For the avoidance of doubt and to enable the County Planning Authority to monitor the operations in the interest of the amenity of the locality, in accordance with Policy WMP25 of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013 and Saved Policy EN27 of the Wealden Local Plan 1998.

10. Within three months of the wood waste activities becoming operational within the approved wood waste processing area, a noise survey shall be undertaken in accordance with BS 4142: 2014 (Methods for rating and assessing industrial and commercial sound) and the results submitted to and approved in writing by the Director of Communities, Economy and Transport. The Survey shall:
 - a) demonstrate whether the noise levels required by condition 8 are being achieved;
 - b) if the survey does not demonstrate such compliance the report must include measures to reduce noise, which shall first be agreed in writing by the Director of Communities, Economy and Transport, such that the noise levels required by condition 8 will be met;
 - c) These measures shall be implemented within a time period to be agreed by the Director of Communities, Economy and Transport, and compliance shall be demonstrated by a further noise survey, which must be submitted to and agreed in writing by the Director of Communities, Economy and Transport within a further 3 months of the measures being implemented.

Reason: To safeguard the amenities of the occupiers of properties within the vicinity of the site in accordance with Policy WMP25 of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013 and Saved Policy EN27 of the Wealden Local Plan 1998.

11. Other than the erection of the acoustic barrier as specified in the Southdowns acoustic report dated 22 June 2017 (Ref: 2016w-00003-02) and shown on Figure A2 of the acoustic report, no development hereby permitted shall be carried out until the acoustic barrier has been installed to a height of no less than 1.8 metres on the earth bund to the north of the site, providing an overall height of 3.8 metres. Thereafter the acoustic barrier shall be maintained in accordance with the approved details for the duration of the development.

Reason: To safeguard the amenities of the occupiers of properties within the vicinity of the site in accordance with Policy WMP25 of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013 and Saved Policy EN27 of the Wealden Local Plan 1998.

12. Other than the erection of the acoustic barrier, no development hereby permitted shall be carried out until surface water management proposals are submitted to and approved in writing by the Director of Communities, Economy and Transport. The proposals shall include, drawings/ diagrams and cross section information to show how the rainwater harvesting tanks and discharge pipes in the eastern area of the application site will be used in an overflow situation as opposed to continuous discharge. The development shall thereafter be carried out in accordance with the approved details, unless otherwise agreed in writing by the Director of Communities, Economy and Transport.

Reason: To reduce the risk of flooding, in accordance with Policy WMP28a of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013.

13. Other than the erection of the acoustic barrier, no development hereby permitted shall be carried out until details of the management of surface water from the new areas of hardstanding, showing a 'like for like' discharge rate between the existing and proposed scenarios up to and including the 1 in 100 (plus an allowance for climate change) rainfall event are submitted to and approved by the Director of Communities, Economy and Transport. The drawings shall be supported by detailed hydraulic calculations. The development shall thereafter be carried out in accordance with the approved details, unless otherwise agreed in writing by the Director of Communities, Economy and Transport.

Reason: To reduce the risk of flooding, in accordance with Policy WMP28a of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013.

14. Prior to the commencement of the construction of the building and concrete push walls hereby approved, details of the external materials and finish including colour shall be submitted to and approved in writing by the Director of Communities, Economy and Transport. The development shall thereafter be carried out in accordance with the approved details, unless otherwise agreed in writing by the Director of Communities, Economy and Transport.

Reason: To ensure an appropriate appearance of the barn extension and wood waste processing area, in accordance with Policy WMP23a of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013.

15. Prior to the use of the development hereby approved, a scheme for the control and management of dust from the site operations and vehicle movements shall be submitted to and approved by the Director of Communities, Economy and Transport. The development shall thereafter be carried out in accordance with the approved details, unless otherwise agreed in writing by the Director of Communities, Economy and Transport.

Reason: In the interests of the amenity of the locality to accord with Policy WMP25 of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013 and Saved Policy EN27 of the Wealden Local Plan 1998.

16. Prior to the use of the development hereby approved, a scheme for the control and management of odour from the site operations shall be submitted to and approved by the Director of Communities, Economy and Transport. The development shall thereafter be carried out in accordance with the approved details, unless otherwise agreed in writing by the Director of Communities, Economy and Transport.

Reason: In the interests of the amenity of the locality to accord with Policy WMP25 of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013 and Saved Policy EN27 of the Wealden Local Plan 1998.

17. Prior to the development hereby permitted being brought into use a landscaping scheme shall be submitted to and approved by the Director of Communities, Economy and Transport. The scheme shall include, proposals for the planting of the new eastern boundary bund, understorey planting to the Oak trees on the bund to the south of the site access and further planting to screen the acoustic fence as shown on the approved Block Plan (Ref:1215/2 Rev G), dated April 2016, noting species and location, together with a programme for implementation and maintenance. The planting shall thereafter be undertaken during the first available planting season following the approval of the details and maintained in accordance with the approved scheme.

Reason: To integrate the development effectively into the surrounding environment, in accordance with Saved Policies EN8 and EN12 of the Wealden Local Plan 1998.

18. Prior to the use of the development hereby approved, the concrete boundary push walls as specified on Push Wall detail Drawing no. KPS2016/PWD, dated April 2016 shall be installed to a height of 3 metres on the perimeter of the wood waste processing area as shown on the approved Block Plan as proposed (Ref: 1215/2 Rev G), dated April 2016, and thereafter maintained in accordance with the approved details for the duration of the development, unless otherwise agreed in writing by the Director of Communities, Economy and Transport.

Reason: To safeguard the amenities of the occupiers of properties within the vicinity of the site in accordance with Policy WMP25 of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013 and Saved Policy EN27 of the Wealden Local Plan 1998.

19. No material shall be stacked, stockpiled, deposited or windrowed to a height exceeding 5 metres above the hard surface of the site.

Reason: In the interests of visual amenity in accordance with Policy WMP25 of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013 and Saved Policies EN27 and EN8 of the Wealden Local Plan 1998.

20. The site access, access road and gate shall be retained in their existing positions in accordance with the details approved by the County Council on 13th November 2001 and the hard surface shall be maintained so that dust, mud and other debris can be swept up to prevent it being carried onto the public highway.

Reason: To maintain an appropriate access to the site in the interests of highway safety and to accord with WMP26 of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013 and Saved Policy TR3 of the Wealden Local Plan 1998.

21. The total number of vehicle visits to the site per week shall not exceed 100 lorries and refuse collection type vehicles (200 movements) and 30 light or medium goods vehicles (60 movements).

Reason: In the interests of amenity and highway safety, in accordance with WMP26 of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013 and Saved Policy TR3 of the Wealden Local Plan 1998.

22. The total number of additional vehicles (not including those controlled by condition 21 above) removing compost or woodchip from the site and returning to the site shall not exceed 10 per day (20 movements), unless otherwise agreed in writing by the Director of Communities, Economy and Transport.

Reason: In the interests of amenity and highway safety, in accordance with Policy WMP26 of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013 and Saved Policy TR3 of the Wealden Local Plan 1998.

23. The 'no left turn' sign at the site exit, advising vehicles to leave the site to the south, shall be retained in accordance with the details approved by the County Council on 22 July 2002.

Reason: In the interests of public and highway safety and the rural and residential amenities of the locality, in accordance with Policies WMP25 and WMP26 of the East

Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013 and Saved Policies TR3 and EN27 of the Wealden Local Plan 1998.

24. No plant, machinery or vehicles shall be used on the site unless fitted with silencers maintained in accordance with the manufacturers' recommendations and specifications, unless otherwise agreed in writing by the Director of Communities, Economy and Transport.

Reason: In the interests of the amenity of the locality and occupiers of residential properties in the vicinity of the site, in accordance Policy WMP25 of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013 and Saved Policy EN27 of the Wealden Local Plan 1998.

25. Any machinery on site fitted with a reversing alarm shall only use a non-intrusive 'white noise' reversing alarm, unless otherwise agreed in writing by the Director of Communities, Economy and Transport.

Reason: To reduce the potential for noise nuisance from the site and to protect amenity, in accordance with Policy WMP25 of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013 and Saved Policy EN27 of the Wealden Local Plan 1998.

26. Notwithstanding the provisions of The Town and Country Planning (General Permitted Development) (England) Order 2015 (or any other order revoking and re-enacting that Order with or without modification) no plant, building or machinery, whether fixed or moveable, shall be erected other than as expressly authorised by this permission unless with the prior written approval of the Director of Communities, Economy and Transport.

Reason: To enable the Waste Planning Authority to control the development in the interests of the amenity of the locality, in accordance with Policy WMP25 of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013 and Saved Policies EN27 and EN8 of the Wealden Local Plan 1998.

27. No burning of waste materials whatsoever including the use of braziers shall take place within the application site.

Reason: In the interests of the amenity of the locality and occupiers of the residential properties in the vicinity of the site, in accordance with Policy WMP25 of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013 and Saved Policy EN27 of the Wealden Local Plan 1998.

28. All trees and hedgerows within the application site shall be retained and protected in accordance with BS 5837: 2015 (Trees in Relation to Design, Demolition and Construction). In the event that any trees, shrubs or hedgerows are removed or seriously damaged as a result of the construction activities on the site, including the mature oak trees in the woodland adjacent to the approved extension to the earth bund on the eastern boundary of the site, they shall be replaced in the next planting season following completion of the construction, in accordance with details which are first submitted to and approved in writing by the Director of Communities, Economy and Transport.

Reason: To ensure the protection of existing trees and hedgerows in the interests of visual amenity and biodiversity, in accordance with Policy WMP25 and WMP27 of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013 and Saved Policy EN12 of the Wealden Local Plan 1998.

29. No retail sales shall take place from the site.

Reason: To enable the County Planning Authority to control the development in accordance with Policy WMP23b of the East Sussex, South Downs and Brighton & Hove Minerals and Waste Plan 2013.

30. If no substantive composting operations take place on the site for more than 24 consecutive months, the impervious base, bunds and any structures associated with the development shall be removed from the site and the land restored. Such restoration shall be in accordance with details, which shall be submitted to and approved in writing by the Director of Communities, Economy and Transport, within 2 months following the 24 months during which no substantive composting operations have taken place on the site.

Reason: In the interests of the countryside locality and amenity, in accordance with Saved Policies GD2 and EN8 of the Wealden Local Plan 1998 and Policy WMP25 of the East Sussex, South Downs and Brighton & Hove Waste and Minerals Plan 2013.

31. There shall be no illumination of the external faces of the site buildings or structures or other external areas other than in accordance with a scheme submitted to and approved in writing by the Director of Communities, Economy and Transport. The submitted scheme shall show the position, height, type and power of each light and indicate the need in safety and security terms, and the circumstances in which the light shall be activated. Thereafter the artificial illumination of the site shall take place only in accordance with the approved lighting scheme.

Reason: In the interests of the amenity of the countryside location and to comply with Policy WMP25 of the East Sussex, South Down and Brighton & Hove Waste and Minerals Plan 2013 and Saved Policies EN8 and EN27 of the Wealden Local Plan 1998.

INFORMATIVES

1. The applicant is informed of the need to ensure that the development also accords with the conditions of the site's Environmental Permit, issued by the Environment Agency.
2. The Applicant's attention is drawn to the provisions of The Wildlife and Countryside Act 1981 (as amended) particularly with regard to the protection of nesting birds, slow worms, grass snakes, common lizards and adders which are protected against international killing or injuring under Schedule 5 of the Wildlife and Countryside Act 1981 (as amended), which may be affected during the proposed operations.
3. For avoidance of doubt, any monitoring undertaken of noise levels from the site activities need to take into consideration all operations, including the simultaneous green waste composting and wood waste processing operations.
4. The Applicant is reminded that the site will be monitored as part of the County Council's Site Monitoring Policy, to ensure operations at the site remain in compliance with the conditions attached to the planning permission hereby approved.
5. The Applicant's attention is drawn to the provisions of Condition 17 of the planning permission hereby approved, and where feasible mature and semi mature planting shall be undertaken to provide effective and timely screening to the acoustic fence as shown on the approved Block Plan (Ref: 1215/2 Rev G).

Schedule of Approved Plans

KPS2016/PWD - Push Wall Detail, KPS2016/MPD - Marker Post Detail, 1215/1 Rev C - Site Location Plan and Existing Layout, 1215/3 Rev B - Proposed Extension to Storage Barn - Elevations, 12141/4 Rev E Proposed Extension to Storage Barn - Floor Plan, 1215/2 Rev E - Block Plan , 1215/2 Rev G Block Plan (Site Layout Plan - As Proposed)

17 DEVELOPMENT MANAGEMENT MATTERS - QUARTERLY REPORT

17.1 The Committee considered a report by the Director of Communities, Economy and Transport.

17.2 RESOLVED to note the report and appendix.

Committee: **Regulatory
Planning Committee**

Date: **11 October 2017**

Report by: **Head of Planning and Environment**

Proposal: **Listed Building Consent to adapt existing rainwater drainage to front elevation and add new protective panels to rear ground floor windows**

Site Address: **Hastings Central Library, 13 Claremont, Hastings, TN34 1HE**

Applicant: **Assistant Director (Communities), Communities, Economy and Transport**

Application No. **HS/3377/CCLB**

Key Issues: **Impact on the Character and Historic Interest of the Listed Building**

Contact Officer: **Katie Rayner, Tel No: 01273 481833**

Local Member: **Councillor Godfrey Daniel**

SUMMARY OF RECOMMENDATIONS

- 1. To grant Listed Building Consent subject to conditions as indicated in paragraph 8.1 of this report.**
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CONSIDERATION BY HEAD OF PLANNING AND ENVIRONMENT

1. The Site and Surroundings

1.1 Hastings Central Library is a Grade II Listed four storey building within the Town Centre Conservation Area on the western side of Claremont, a short distance from the seafront. Originally built for Thomas Brassey (1878-1881) as a multi-purpose building, it was presented to the town in 1888 to house a library, museum and School of Arts and Science. It has been a public lending library since 1914 and is constructed in a Gothic revival style with Italianate influences, including a balcony at the second floor and a two-storey bay fronted window. The main entrance is from Claremont through an arched porch located at the ground floor of the stair tower to the left and side of the principal façade. The tower has a series of windows corresponding with the various landings and is crowned by a steeply-pitched hipped roof with a flat top.

1.2 Claremont forms the western side of the “Trinity Triangle” of roads with Trinity Street and Robertson Street. The surrounding buildings are predominately three to four storeys in height, although some have five or six storeys.

1.3 The site is located within Hastings town centre, with the Priory Meadow Shopping Centre a short distance to the east and Hastings Railway Station some 400 metres to the north. The surrounding roads are characterised by a typical town centre mix of shops, cafes and other related uses at ground floor level, with residential above.

2. The Proposal

2.1 This proposal forms part of the programme of works currently being undertaken through the approved Listed Building Consent (Ref: HS/3301/CCLB) and planning permission (Ref: HS/3302/CC). This is for the refurbishment of the building and library incorporating the relocation of the Children’s Library, currently in Robertson Passage, to the main public library.

2.2 The proposal comprises of two parts. First, consent is sought to adjust the rainwater down pipes on the front façade of the library building. At present there is one hopper collecting the surface water from the rooves of the Library and the adjacent No.14 Claremont and with the increase in the frequency and intensity of rainfall events, this hopper often overflows. This has resulted in damage to the fabric of the building and the owners of No.14 have reported internal damp patches in the location of the hopper. The applicant therefore seeks to install a new down pipe adjacent to the existing, which will effectively separate the drainage from the Library building with No.14 Claremont. The new down pipe will also be adapted to aid in the drainage of the second floor balcony, which is currently being reconstructed due to water damage. The new down pipe is proposed to replicate the style of the existing cast iron gutters by using Alutec’s heritage style aluminium gutters in a black finish.

2.3 Second, the applicant is seeking consent to apply removable boards to the lowest part of the ground floor rear windows to protect them from graffiti and other vandalism. The rear elevation of the Library building is located within a secluded back ally and at present in order to protect the building from graffiti and vandalism the fire escape stairwell has been gated and netted. As the lower parts of the ground floor windows are still reachable the proposed window protection panels are sought to stop any graffiti being seen from the internal spaces of the library. The proposed panels will be fixed to the existing timber window frames and are designed to be weather resistant and non-combustible and will closely match the render colour of the building.

2.4 These works do not constitute development and therefore do not require separate planning permission. As such this report will focus solely on the impact of the proposal on the character and historic significance of the building.

3. Site History

3.1 HS/3373/CC – Under Consideration – Partial change of use of non-public areas of Hastings Library (D1) to allow a flexible use being a mix Library service (D1) and County Council Parking Services Offices (B1).

3.2 HS/3339/CC – Granted – 2017 – Listed building Consent for the relocation of door at third floor and additional demountable partition at lower ground floor.

3.3 HS/3302/CCNM/1 – Granted – 2016. Non-Material Amendment to planning permission Ref: HS/3302/CC to update the schedule of approved plans.

3.4 HS/3326/CCLB – Granted – 2016. Listed Building Consent for layout adjustments to ground floor toilets, additional first floor toilets and opening adjustment at lift lobby.

3.5 HS/3301/CCLB – Granted – 2016. Listed Building Consent for alterations and refurbishment of Hastings Central Library.

3.6 HS/3302/CC – Granted – 2016. Alterations and refurbishment of Hastings Central Library.

3.7 HS/3122/CCNM/1 – Granted – 2015. Non Material Amendments to planning permission HS/3122/CC

3.8 HS/3121/CCLB/1 – Granted – 2015. Refurbishment to Hastings Central Library, including extension into and change of use of No.12 Claremont. The combined building to incorporate the current Library, Children's Library and Hastings Registration Services. The proposal includes constructing a mansard roof and terrace at third floor level of No.12.

3.9 HS/3121/CCLB – Granted 2013. Refurbishment to Hastings Central Library, including extension into and change of use of No.12 Claremont. The combined building to incorporate the current Library, Children's Library and Hastings Registration Services. The proposal includes constructing a mansard roof at third floor level of No.12.

3.10 HS/3122/CC – Granted – 2013. Refurbishment to Hastings Central Library, including extension into and change of use of No.12 Claremont. The combined building to incorporate the current Library, Children's Library and Hastings Registration Services. The proposal includes constructing a mansard roof and terrace at third floor level of No.12.

4. Consultations and Representations

4.1 Hastings Borough Council: No observations submitted.

4.2 County Archaeologist: Wish to make no further recommendations and note that the historic fabric of the Library building will not be significantly impacted upon by the proposals.

4.3 Local Representations: None received.

5. The Development Plan and other policies of relevance to this decision are:

5.1 Hastings Planning Strategy, 2011-2028 (adopted February 2014): Policies EN1 (Built and Historic Environment) & FA2 (Strategic Policy for the Central Area).

5.2 Hastings Development Management Plan (adopted September 2015): Policies HN1 (Development Affecting the Significance and Setting of Designated Heritage Assets) and HN4 (Development affecting Heritage Assets with Archaeological and Historic Interest or Potential Interest).

5.3 National Planning Policy Framework, 2012:

The National Planning Policy Framework (NPPF) does not change the status of the Development Plan as the starting point for decision making but it does constitute guidance as a material consideration in determining planning applications. At the heart of the NPPF is a presumption in favour of sustainable development. Chapter 12 deals with conserving and enhancing the historic environment, and is relevant in this case.

6. Considerations

Impact on the Character and Historic Interest of the Listed Building

6.1 Policy EN1 in the Hastings Planning Strategy 2011-2028 sets out a presumption in favour of the conservation of heritage assets and their settings and expects particular care to be given to protecting the significance and setting of listed buildings and conservation areas. Policy FA2 sets out a strategy for the Central Area, within which the library sits, with Policy FA2(k) seeking to protect and enhance architectural heritage, particularly in Conservation Areas.

6.2 In the Development Management Plan, Policy HN1 states that permission will be given for schemes that show a full understanding of the significance of the heritage asset and convincingly demonstrate how their chosen design sustains and enhances the significance of any heritage assets affected, including Conservation Areas. Policy HN4 expects all applications affecting heritage assets with archaeological or historical interest or potential interest to include an appropriate Historic Environment Record (HER) desk-based assessment and, where necessary, the results of a field evaluation. An Interpretative Survey and Impact Assessment have informed the overall scheme of works to the Library building and this application is supported by a Heritage Statement, which discusses the significance of the relevant features and their protection in accordance with Policies HN1 and HN4 of the Development Management Plan.

6.3 The front façade of the Library building has high aesthetic significance within the Hastings Conservation Area, which is desirable to preserve. The proposed adaptation to the rainwater down pipe, is considered necessary to improve the existing drainage situation, protecting the fabric of the Library building and No.14

Claremont from on-going water damage. Whilst visually the separation of the existing system will result in two sets of rainwater down pipes in place of one, this will be mitigated by the use of heritage style aluminium gutters, which are designed to replicate the existing cast iron gutters. The proposed down pipe will require fixing to the building however, this is not considered to be intrusive and is unlikely to have a detrimental impact on the fabric of the building. Furthermore, a small hole is required to the underside of the arch to allow the down pipe to connect to the second floor balcony drainage. At present the second floor balcony is being restored due to extensive water damage from the lack of drainage, therefore the connection to the rainwater collection system is considered a necessary enhancement to the existing system to ensure the appropriate drainage of the balcony and to protect the longevity of the building.

6.4 In addition, the rear elevation of the Library building has some aesthetic significance and is representative of its time. The proposed window protection panels, which are intended to be fixed to the lower section of the rear ground floor windows only, will result in a change to the appearance of this part of the building. Nevertheless, the panels are considered a necessary enhancement to the building to protect it from direct harm and safeguard the user experience within the library from the visual intrusion of graffiti and vandalism. It is intended that the panels will be designed to complement the light internal spaces of the library whilst matching the external rear render of the building as closely as possible, to aid their visual appearance. The applicant has also indicated that the proposed panels are removable without detriment to the building.

6.5 Overall, the proposed adaptation to the rainwater down pipe system is considered to be of benefit to the historic fabric and architectural heritage of the building, as it resolves the issue of the on-going water damage. In addition, the proposed protection panels would complement the approved general refurbishment of the Library and enhance its use as a public lending library. As such, the proposals are considered to be sympathetic to the original historic features of the building and are unlikely to have a detrimental impact on the character or significance of the listed building or the Hastings Town Centre Conservation Area. The proposed works, subject to suitable conditions, are therefore considered acceptable and satisfy the aims of policies EN1 and FA2(k) of the Hastings Planning Strategy and Policy HN1 and HN4 of the Development Management Plan.

7. Conclusion and reasons for approval

7.1 The proposed alterations to the listed building are considered necessary to protect the longevity of the fabric of the building and further optimise the use of the building as a public lending library. Furthermore, the proposals are considered to be sympathetic to the original historic features of the building and the overall aim of the refurbishment. The proposal is therefore in compliance with Policies FA2(k) and EN1 in the Hastings Planning Strategy 2014 and with Policies HN1 and HN4 in the Development Management Plan 2015.

7.2 In determining this listed building consent, the County Council has worked with the applicant and agent in a positive and proactive manner. The Council has also sought views from consultees and neighbours and has considered these in

preparing the recommendation. This approach has been taken positively and proactively in accordance with the requirement in the NPPF, and as set out in the Town and Country Planning (Development Management Procedure) (England) Order 2015.

8. Recommendation

8.1 To recommend the Planning Committee to grant Listed Building Consent subject to the following conditions:-

1. The development hereby permitted shall be commenced before the expiration of three years from the date of this permission.

Reason: To comply with Section 91 of the Town and Country Planning Act 1990.

2. The development hereby permitted shall be carried out in accordance with the plans listed in the Schedule of Approved Plans.

Reason: For the avoidance of doubt and in the interests of proper planning.

3. Prior to materials being used, final details of the finish of the protection panels shall be submitted to and approved in writing by the County Council's Head of Planning and Environment. The works shall be carried out in accordance with the approved details.

Reason: To safeguard the historic fabric and architectural character and appearance of this listed building.

4. The County Council's Head of Planning and Environment shall be notified of any additional works identified as being necessary during the course of solely implementing the development hereby approved. Any variation to the approved details shall be submitted for agreement in writing by the Head of Planning and Environment prior to the works being implemented. The works shall then be carried out in accordance with the approved details.

Reason: To safeguard the historic fabric and architectural character and appearance of this listed building.

Schedule of Approved Plans

DR-A-4244-S2 Rev A - Rear Elevation Protection Panels, DR-A-4242-S2 Rev G - Rainwater Pipe Alterations, DR-A-1005-S3 - Site Location and Block Plan

Edward Sheath
Head of Planning and Environment
3 October 2017

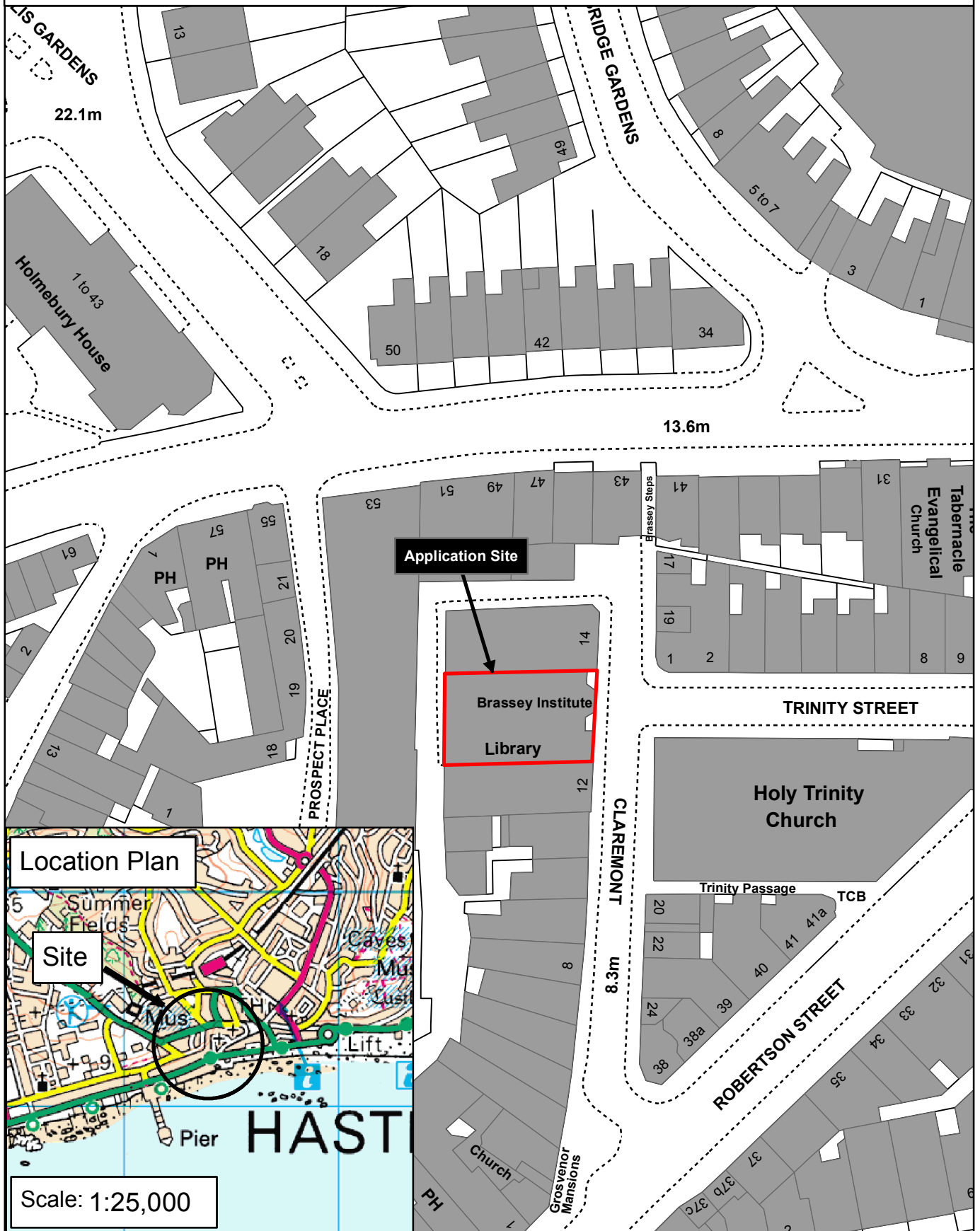
BACKGROUND DOCUMENTS

Application File HS/3377/CCLB
Development Plan,
National Planning Policy Framework

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HS/3377/CCLB

Hastings Central Library, 13 Claremont, Hastings.



Rupert Clubb BEng (Hons) CEng MICE
 Director of Communities,
 Economy and Transport
 East Sussex County Council

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Committee	Regulatory Planning Committee
Date	11 October 2017
Report by	Director of Communities, Economy and Transport
Subject	Development Management Quarterly Update
Purpose	To inform Members about development management matters relating to enforcement and site monitoring, undertaken under delegated powers for the three month period between 1 July and 30 September 2017.
Contact Officer:	Sarah Iles – 01273 481631
Local Members:	All

SUMMARY OF RECOMMENDATIONS

The Committee is recommended to note the report.

CONSIDERATION BY DIRECTOR OF COMMUNITIES, ECONOMY AND TRANSPORT

1. Enforcement

1.1 In the period between 1 July and 30 September 2017, there were fifteen new alleged breaches of planning control, all concerning waste or minerals related activities. Of the new cases, nine were resolved within the reporting period and five older cases were also resolved. Accordingly, the number of sites being investigated or subject to formal action at the end of September 2017 was thirteen. This represents an increase of one in the number of cases that were outstanding at the end of the previously reported quarter.

1.2 Despite there being a small increase in the number of outstanding cases, overall we are continuing to maintain a low number of outstanding cases which is encouraging. Certain cases consume more time than others, but in general cases are resolved swiftly.

1.3 As has been highlighted in previous reports, an important aspect of the enforcement work undertaken continues to be joint and collaborative working with a number of other regulatory agencies and bodies. This is important in order to be able to deal with matters in a comprehensive and effective manner. Joint working also complements the resources available for dealing with enforcement and helps to provide a consistent approach when dealing with operators and landowners. It can be the case that where planning enforcement powers may be lacking to address a particular issue, powers available to other regulatory bodies can be used to better effect, and vice versa.

1.4 In terms of specific cases, it has been necessary to serve an Enforcement Notice in relation to unauthorised activities at Upper Lodge Farm in Ringmer. The site was being used for the importation and processing of old UPVC window frames, without the benefit of planning permission. Although the operator indicated that a planning application would be submitted, nothing was forthcoming and it was considered appropriate and necessary to instigate formal enforcement proceedings. Consequently, an Enforcement Notice was served on the operator, landowners and other interested parties. The Notice requires the immediate cessation of the importation of waste and the clearance of the site within a specified period. However, an

appeal has now been made against the Notice, which puts it in abeyance pending the outcome of the appeal. Further details of the appeal are contained in paragraph 3.2 below.

1.5 Appendix 1 of this Report provides details of cases resolved and received within the period 1 July to 30 September 2017, together with details of the status of all current cases. Additional details and information on these cases can be obtained from the relevant officers listed at the end of this Report.

2. Site Monitoring

2.1 Site monitoring of all minerals and waste sites has continued, but has to be accommodated within limited resources and alongside the enforcement service. However, despite this, during the last quarter eighteen non-chargeable site monitoring visits were carried out and six chargeable monitoring visits were undertaken. It should be noted that the monitoring visits recorded here relate to formal, pre-arranged visits. This does not, therefore, include monitoring visits that are undertaken during the course of an enforcement investigation/monitoring – such as monitoring hours of operation following a complaint.

3. Appeals

3.1 Two new appeals have been received in the last quarter. The first is against the Council's decision in March 2017 to refuse planning permission for the demolition and replacement of the existing waste transfer station building to enable continued use of the site as a waste transfer station at Unit 3 Cradle Hill Industrial Estate, Cradle Hill Road, Seaford. Notification that the appeal is valid has been received from the Planning Inspectorate, but a start date for the appeal has not yet been given. It is likely that the matter will be dealt with by way of written representations. Members will be advised of the outcome of the appeal in future reports.

3.2 The second is against the Enforcement Notice that was served in relation to the unauthorised importation, deposit and processing of waste materials at Upper Lodge Farm, The Broyle, Ringmer (see paragraph 1.4 above). The Notice required the cessation of the activity and the clearance of the site. The appellant has appealed on "Ground (a)": that planning permission should be granted for the activity, and has requested that the matter is dealt with by way of a Hearing. Confirmation that the appeal is valid is currently awaited from the Planning Inspectorate and Members will be advised of the outcome of the appeal in future reports.

4. Contact Officers

4.1 Members with any queries about site monitoring or enforcement matters should contact either Sarah Iles (01273 – 481631) or Robert Shapter (01273 – 335218).

RUPERT CLUBB
Director of Communities, Economy and Transport
03 October 2017

Local Members: All

BACKGROUND DOCUMENTS

Current Enforcement, Monitoring, Planning Application and Appeal Files.
MasterGov Database.

TABLE 1 - BREACHES OF PLANNING CONTROL PREVIOUSLY INVESTIGATED AND RESOLVED SINCE JULY 2017

DATE LPA BECAME AWARE OF BREACH	SITE ADDRESS	NATURE OF CASE	CURRENT POSITION
April 2013	St Mary's School, Maynards Green	Unauthorised development	<p>A complaint was received that the school had carried out unauthorised development by creating a new car park at the site. A site visit confirmed the nature of the works and that further proposed development at the site would require planning permission. After receiving pre-application advice from officers, a planning application was submitted in respect of this matter. However, due to ongoing negotiations with the adjoining property owner regarding a proposed land-swap, the application was withdrawn by the school pending the outcome of those negotiations. Following these negotiations, a planning application for a change of use (from agricultural to educational use) relating to area subject to the land swap was submitted and subsequently approved.</p> <p>A further planning application to regularise the works to the car park and allow for other development was then submitted. However, due to concerns raised regarding the proposal, the School are no longer proposing to undertake the further works that were the subject of the planning application, and have therefore withdrawn the application.</p> <p>The hardstanding created is considered to be permitted development and as no further works are now proposed to take place, there is no breach of planning control and no further enforcement action is required. The School has been encouraged to discuss any future proposals with its neighbours.</p>
January 2015	KPS Composting, Boathouse Farm, Isfield	Breach of conditions (site layout and volume of waste)	<p>A complaint was received that waste wood processing was not taking place in the area approved and that the site was exceeding the total quantity of waste that was permitted to be imported into the site (the permitted volume of waste is limited to 50,000 tonnes/annum). Discussions were held with the manager of the site, who stated that the area for the waste wood processing had been moved to a different part of the site for health and safety reasons. Figures provided for the volume of imported material showed that in the last year, nearly 54,000 tonnes of waste material had been imported to the site, some 4,000 tonnes above the permitted level.</p> <p>A planning application was submitted relating to altering the location of the wood waste processing and amending the limitation on the quantity of waste materials, but was not valid due to further information being required. A revised planning application (WD/782/CM) was submitted and was approved by the Planning Committee on 20 July 2017.</p> <p>Breach of planning control resolved and no enforcement further action required. The site will be monitored in accordance with the County Council's Site Monitoring Policy.</p>
January 2016	Bexhill to Hastings Link Road (Combe Valley Way) - Decoy Overbridge	Breach of Condition (Noise)	<p>A complaint was received that excessive noise was being generated from the Link Road following it being opened. The complainant also raised concerns that vehicles using the Link Road were visible from distant views. The location of the relevant acoustic barriers was checked and it was confirmed that they have been constructed in accordance with the approved drawings.</p> <p>Noise monitoring over a period of two weeks was carried out in April 2016 and the results analysed. A report was prepared and reviewed to ascertain whether the noise levels at this location were in accordance with the predicted</p>

			<p>levels. Given that the Link Road had been open for over twelve months, it was considered appropriate that a further period of noise monitoring be undertaken for comparison purposes. In addition, noise monitoring has been undertaken throughout the wider scheme.</p> <p>The further noise monitoring has now been undertaken and the results have shown that noise from vehicles using the Link Road is not exceeding the predicted levels and no breach of planning control is occurring. No further enforcement action required and monitoring of the overall scheme will continue in accordance with the County Council's Site Monitoring Policy, and the requirements of the planning permission.</p>
July 2016	LF to Waste, Little Exceat Farm, South Chailey	Unauthorised waste transfer Station	<p>This breach of planning control was found by officers during the course of a visit to another part of the site. The operator had moved from Upper Lodge Farm in Ringmer and originally intended to use this site purely for the storage of vehicles and equipment, with all waste materials being taken directly to an authorised waste transfer station. However, officers attending the farm in connection with another matter noted that the operator had imported waste into the site. The operator was contacted who stated that it was his intention to submit a planning application in order to attempt to regularise the planning situation at this site.</p> <p>A planning application (LW/785/CM) was submitted and considered by the Planning Committee on 19 April 2017. Planning permission was refused with a recommendation for immediate enforcement action. An Enforcement Notice was subsequently served on the landowner and operator on 9 May 2017 and, as no appeal was made against the Enforcement Notice, it became effective on 12 June 2017.</p> <p>The operator contacted the County Council to request extensions to the period of time for compliance with the Notice for clearance of the site. The operator was given two short additional periods to comply with the Enforcement Notice, with the assurance that the Council would not prosecute him for non-compliance during those periods. At the end of the second period a further site visit was carried out, which noted that the site had been cleared of all the waste. There was some equipment left on the site but it was considered that it was not in the public interest to prosecute the landowner for this minor breach of the requirement of the Enforcement Notice. The Enforcement Notice remains extant and will provide continued protection at this site against further importations of waste.</p> <p>The site will be monitored on a periodic basis to ensure continued compliance with the requirements of the Enforcement Notice.</p>
June 2017	New Lodge Farm, Nettlesworth Lane, Vines Cross	Importation, deposit and burning of waste	<p>A complaint was received that waste materials were being imported into this site, deposited and burnt. A site visit was undertaken which confirmed the substance of the complaint. A meeting was held with the landowner, who explained that he had allowed members of his family to bring waste materials into the site to dispose of them by burning. The landowner was advised that such an activity required planning permission and, given the nature of the activity, it was not considered acceptable. The landowner agreed to immediately cease the unauthorised activity and clear the waste and burnt residue from the site.</p> <p>A further site visit has been undertaken and no more waste has been imported into the site and burnt. Therefore the breach of planning control has been resolved and no further enforcement action is required.</p>

TABLE 2 - NEW BREACHES OF PLANNING CONTROL INVESTIGATED SINCE JULY 2017 AND RESOLVED

DATE LPA BECAME AWARE OF BREACH	SITE ADDRESS	NATURE OF CASE	CURRENT POSITION
July 2017	Malling Farm, Down Street, Piltdown	Importation, deposit and burning of waste	<p>Complaints were received that waste materials were being imported into the site by lorries and deposited. A site visit was undertaken and during the course of the site visit a meeting was held with the landowner. The landowner explained that there had been two deliveries of builders' sand to the farm for construction projects, and there were two other loads of hardcore which were required for the repair of existing farm tracks. These works are considered to be permitted development, and therefore there is no breach of planning control and no further action is required in this regard.</p> <p>With respect to the burning of waste, this waste was generated from within the farm site and the landowner burnt it to dispose of it. The landowner was advised of the restrictions concerning the burning of waste and agreed to cease any further burning.</p> <p>Further monitoring of the site has been undertaken and no evidence found of any further burning being undertaken. Breach of planning control has therefore been resolved and no further action required.</p>
July 2017	Spillane Plant Hire, A22 Polegate By Pass, Polegate	Importation, deposit, storage and processing of waste	<p>A complaint was received that waste materials, comprising hardcore, were being imported, deposited, stored and processed (crushed) at the site. A site visit was undertaken and a meeting held with the operator. There was a significant quantity of hardcore on the site and the operator explained that the hardcore was generated from his groundworks business and brought back to the yard in order to process and recycle it into other groundwork projects.</p> <p>The requirement for planning permission and authority from the Environment Agency was explained to the operator, who decided to remove the hardcore from the site. A small timescale was agreed with the operator to allow him to remove the waste from the site.</p> <p>A further site visit has been carried out which noted that the hardcore had been removed. Breach of planning control resolved and no further action required.</p>
July 2017	Broomfield Farm, Stalkers Lane, Chiddingly	Importation and deposit of waste (chalk)	<p>A complaint was received that waste chalk was being imported into the site and deposited. A joint site visit was undertaken with an officer from the Environment Agency which confirmed the substance of the complaint. Chalk had been laid to create an access track across a field and also to create a base for an agricultural barn. This was in accordance with a planning permission granted by Wealden District Council and therefore there is no breach of planning control and no further action is required by this Authority.</p>
July 2017	Land to south of Vert Wood, Lewes Road, Laughton	Importation and deposit of waste	<p>A complaint was received that waste was being imported into the site and being burnt. A site visit was undertaken and it was found that there was a traveller encampment on the site. There was no waste on the site nor was there any evidence of waste being burnt on the site.</p> <p>Discussions were held with Wealden District Council (WDC), who stated that this is a regular summer traveller's camp which is permitted by the landowner and WDC consider that it is immune from planning enforcement action.</p> <p>No breach of planning control and no further action required by this Authority.</p>

August 2017	Dewbrook Farm, Vines Cross Road, Horam	Importation, deposit and storage of waste (old garden equipment)	<p>An officer visiting the site in connection with another matter noticed that there was a significant quantity of lawn mowers and garden equipment on the site, with some of this equipment being partially covered by vegetation. A site meeting was arranged with the landowner who stated that he operates a garden machinery repair business in Hailsham and that he used these machines to obtain spare parts.</p> <p>Enquiries were made with Wealden District Council and it appears that they had served an Enforcement Notice on the landowner of this site in 1991 for the change of use of land from agriculture to the use of land for the repair and servicing of agricultural and horticultural machinery and motor vehicles. The landowner appealed against this enforcement notice and the appeal was dismissed.</p> <p>As Wealden District Council has an extant enforcement notice in place in regard to this matter, there is currently no further action required by this Authority.</p>
August 2017	Green Wood, Forest Lane, Punnetts Town	Importation and deposit of waste (hardcore)	<p>A complaint was received that waste materials were being imported into the wood and deposited. A site visit was undertaken and it was found that culverts were being constructed at a number of points within the wood.</p> <p>The County Council's Flood Risk Management Team has become involved and traced the operator. A meeting was held with the operator who agreed to remove the culverts and the associated hardcore, part of which has now been done and the site is being monitored by officers from the Flood Risk Management Team. However, there is no breach of planning control and no further planning enforcement action is required.</p>
August 2017	Smallgrove, Rotherfield Hill, Crowborough	Importation, deposit and bulking up of waste in a skip	<p>A complaint was received that builders' waste was being imported into the site and bulked up in a skip. A site visit was undertaken which confirmed that the skip was in place. A meeting was held with the landowner who explained that the site was undergoing significant re-development and the skip was required on site to receive waste from that development. No waste was being imported into the site from elsewhere.</p> <p>The details provided by the landowner were borne out by what was seen during the site visit. No breach of planning control and no further action required.</p>
August 2017	Highfield Farm, The Broyle, Ringmer	Importation, deposit and burning of waste	<p>A complaint was received that waste materials were being burnt at the site. A joint site visit was carried out with an officer from the Environment Agency and during the course of this visit a meeting was held with the landowner.</p> <p>The landowner explained that very occasionally he burnt waste cardboard and wooden pallets that were generated from his farm business. The planning permission requirements and the Environment Agency authorisations were explained to the landowner and he agreed to immediately cease this activity on his land and find alternative methods of legitimately disposing of these waste streams.</p> <p>Breach of planning control has therefore been resolved and no further action required.</p>
September 2017	Land at East Quay, Tide Mills, Newhaven	Unauthorised development	<p>A complaint was received that development (earth moving and vegetation clearance) was taking place at this site without planning permission. A site visit was carried out and a meeting held with the Port Manager. The works carried out were ecological works that are required in relation to a planning permission granted by Lewes District Council for a new deep water berth. No breach of planning control and no further action required by this Authority.</p>

TABLE 3 - NEW BREACHES OF PLANNING CONTROL INVESTIGATED SINCE JULY 2017 AND AS YET UNRESOLVED.

DATE LPA BECAME AWARE OF BREACH	SITE ADDRESS	NATURE OF CASE	CURRENT POSITION
July 2017	PJG Group, Unit 2, Bowlings Corner, Marley Lane, Battle	Unauthorised development	<p>The operator at this site has been regularly storing waste on the rear of lorries and in skips at the site. The frequency of the use of the site for this type of activity is considered to require planning permission. The operator has been advised of this requirement and has stated that he intends to submit a planning application in connection with this matter.</p> <p>The situation is being monitored by officers to ensure that either a planning application is submitted or the use of the site for the importation and storage of waste ceases.</p>
August 2017	125 Eastbourne Road, Willingdon	Importation and deposit of waste	<p>A complaint was received that waste materials were being imported into and deposited in the front and side gardens of this residential premises. A site visit confirmed the substance of the complaint.</p> <p>A site meeting was arranged with the landowner who explained that a tenant at the house had started a house clearance business and had failed to make adequate provision for the onward disposal of the waste materials that he had collected, so he brought them back to the house and deposited them in the garden.</p> <p>The importation of waste into the site has now ceased and the landowner himself is supervising the clearance of the waste from the site. A timescale for the removal of the waste has been agreed with the landowner and he has undertaken to provide the Council with regular updates on the progress being made. Officers will also monitor the site on a regular basis.</p>
September 2017	JM Waste Management, Brett Drive, Bexhill	Breach of Conditions (storage of waste)	<p>Officers, attending the area in connection with other matters, noticed what appeared to be waste materials that were being stored outside of the waste transfer building. A site visit confirmed that this was happening, which is a breach of one of the conditions attached to the planning permission that relates to the site.</p> <p>Further monitoring is being undertaken and contact is to be made with the operator to require him to return the site to compliance with the planning conditions.</p>
September 2017	Sussex Waste Management. Whitworth Road, St. Leonards-on-Sea	Breach of Conditions (pre-commencement)	<p>This site has planning permission and an Environment Agency permit to operate as a Waste Transfer Station, the most recent planning permission (HS/759/CM) being granted in November 2015. There were a number of pre commencement conditions attached to this planning permission concerning the waste transfer pad, the recycled material bays, bay push walls and the site drainage. To date none of these conditions have been discharged</p> <p>A site visit was undertaken recently to try and meet the operator to get an update on the current situation at the site. The operator was not available but it was noted that the waste treatment pad had been constructed and was in use.</p> <p>Contact was made with the operator who stated that he had been concentrating all his efforts on raising the finance to purchase the site and therefore he had not sought to discharge the outstanding conditions. He has put the matter in the hands of his planning agent to get the outstanding conditions discharged.</p> <p>The site will continue to be monitored and contact will be maintained with the agent to ensure the required details are</p>

			submitted and the site operated in accordance with the planning permission.
September 2017	AM Skip & Plant Hire, London Road, Maresfield	Breach of Conditions (hours of operation)	<p>A complaint was received that the site was being operated outside the hours permitted by the conditions that are attached to the planning permission that relates to the site. Initial site monitoring has been undertaken, which appears to confirm the details of the complaint.</p> <p>A letter has been sent to the operator, and a response is currently awaited. Ongoing monitoring of the site is continuing to be undertaken.</p>
September 2017	4 Faversham Road, Eastbourne	Importation and deposit of waste.	<p>A complaint was received that waste materials were being imported into and stored in the front and rear gardens of this site, which is a residential end of terrace house. A site visit has been carried out which confirmed the substance of the complaint.</p> <p>A letter has been sent to the landowner and a response is currently awaited.</p>

TABLE 4 - OUTSTANDING CASES SUBJECT TO ONGOING ACTION

DATE LPA BECAME AWARE OF BREACH	SITE ADDRESS	NATURE OF CASE	CURRENT POSITION
October 2013	Diplocks Farm, Chalvington	Importation and deposit of waste	<p>Officers noticed that a significant quantity of waste materials comprising chalk, end of life vehicles and household and builders' waste had been stockpiled on the site. Evidence of burning of green waste was also present. A joint site meeting with the Environment Agency and the landowner was held. The landowner was advised that the activity required planning permission, but would be unlikely to be supported and that the importation of waste should cease and the site be cleared. The landowner stated that it was his intention to clear the site of the imported waste.</p> <p>Officers, in conjunction with officers from the Environment Agency, continued to undertake regular site visits and meetings with the landowner to ensure that the phased clearance of this site was carried out. In order to protect the Council's position, a Planning Contravention Notice was served on the landowner, to which a response was received. The landowner commenced the phased removal of the waste from the site. Some waste was removed and there was initially no indication that further waste materials had been imported to the site. Clearance of the waste materials had been continuing. However, the landowner suffered a period of ill health and was unable to work.</p> <p>Further site visits were subsequently carried out, including with officers from the Environment Agency. It was noted that further waste appeared to have been imported to the site and there was also evidence of further burning taking place. Consequently, an Enforcement Notice was served on the landowners on 28 November 2016. No appeal was made against the Enforcement Notice and it became effective on 29 December 2016. The Enforcement Notice requires: (i) the immediate cessation of the importation, deposit, and disposal (including burning) of waste; and (ii) various areas to be cleared of waste and waste residue within twelve months of the Enforcement Notice taking effect.</p>

			<p>A recent site monitoring visit was undertaken with an officer from the Environment Agency. During the site visit a meeting was also held with the brother of the landowners, who is undertaking the site clearance on the landowners' behalf as they are both too ill to undertake this. He stated that he would be able to complete the clearance of the areas of the site covered by the Enforcement Notice before the period of time for compliance expires.</p> <p>Officers will continue to regularly monitor the site.</p>
July 2015	Holleys Yard, Squires Farm Industrial Estate, Easons Green	Importation, deposit and storage of waste wood	<p>This matter originally came to the Council's attention in 2012 when an operator imported a significant quantity of waste wood into this site and then vacated the site without clearing the waste wood. The Environment Agency undertook a prosecution against a director of the company, and the County Council supported this prosecution and gave evidence in court. One of the Directors of the company was convicted of the offence and was sentenced to a Community Service Order of 200 Hours of unpaid work. There was no requirement for the Director to pay for the costs of clearing the land. Consequently, the waste wood has remained on the site.</p> <p>In order to protect the County Council's position, it was considered appropriate to serve an Enforcement Notice on the landowners, and interested parties, requiring the removal of the waste wood. An Enforcement Notice was therefore served on 2 February 2016. No appeal was made against the Enforcement Notice and it took effect on 4 March 2016. Given the circumstances of this particular case, a suitable period of time for the clearance of the site was given (until 4 March 2018).</p> <p>Since the service of the Enforcement Notice, the Environment Agency made further progress in their case against the company that was responsible for importing the waste wood into this site. The outstanding company Director was arrested on a warrant and appeared at Lewes Crown Court on 22 August 2016 for sentence, after he had entered a guilty plea at an earlier hearing. He was sentenced to one year's imprisonment.</p> <p>A further site visit was recently undertaken and the waste wood was still on site. Officers have tried to assist the landowners with possible means of legitimate disposal of the waste wood, however little progress has been made by the landowner.</p> <p>Officers will continue to monitor the site.</p>
May 2016	Land to the North of Leeds Lane, Five Ashes	Importation and deposit of waste materials	<p>A complaint was received that waste materials were being imported into and deposited at the site. A site visit was undertaken which confirmed the substance of the complaint. Contact was made with the occupier who stated that the purpose of the importation was to improve the track through the wood for his animals in order to be able to move them across the land and not across roads, which would incur expensive veterinary costs for tuberculosis testing.</p> <p>The position regarding the requirement for planning permission was explained to the tenant farmer, and he was requested to cease any further activity until a joint site meeting with all the regulatory authorities concerned had been arranged. A further joint site meeting took place, and it was noted that the tenant farmer had completed the works to the track. The imported waste did not have any stability and was noted to have started to slip. It was considered that the works to the track were excessive and unnecessary, and amounted to a waste disposal operation. The tenant farmer was therefore requested to remove the imported waste from the site.</p> <p>Some materials were removed and officers have continued to liaise with all the regulatory authorities in order to provide the landowner with cohesive view of what is required in order to resolve this matter. A phased programme</p>

			<p>of works was agreed and a further site meeting has been held with the landowner's agent and the tenant. It was hoped that the agreed programme of works would be completed before the onset of poorer weather, but recent conditions have made it difficult for machinery to access the site. Therefore an extension of time has been agreed for the works to be completed by the end of May 2018, and the site will continue to be monitored.</p>
June 2016	Penfold Driveways, The Warren, Crowborough	Unauthorised development	<p>A complaint was received by the Environment Agency that waste was being imported into and deposited at the site. A joint site meeting was arranged with all the various regulatory authorities and the operators to discuss the various issues at the site. It was clear during the course of the site meeting that the importation, deposit and processing of waste was taking place at the site.</p> <p>A pre-application site meeting with the operators took place and the operator's agent contacted officers to confirm that a planning application would be submitted. However, no application has been forthcoming and the operator has now appointed a new agent who has contacted officers with a view to expediting the submission of the planning application.</p> <p>Officers have continued discussions with the operator's agent who now states that they are proposing works on the site that have not previously been discussed and which could possibly be unsupportable. No final details or plans have been submitted as yet and officers have arranged a joint site visit with the Environment Agency in order to assess the current situation at the site.</p>
November 2016	Allsworthy, Hailsham Road, Stone Cross	Importation and deposit of waste	<p>A complaint was received that waste materials were being imported into the site and deposited. A joint site visit with an officer from the Environment Agency was carried out and this confirmed the substance of the complaint. A letter was sent to the landowner, who contacted officers and a site meeting was held. A time period for removal of the waste imported into the site was agreed. The landowner made significant progress in clearing the site of the imported waste, despite suffering a family bereavement and suffering ill health, and has remained committed to completing the clearance of the waste.</p> <p>Further site visits have been maintained, as has contact with the landowner, and more progress is being made in clearing the site of the imported waste. The site will continue to be monitored.</p>
February 2017	Freedom Powerchairs Ltd, Upper Lodge Farm, The Broyle, Ringmer	Importation and deposit of waste	<p>A complaint was received that old UPVC window frames were being imported into this site and processed. A site visit was undertaken which confirmed the details contained within the complaint. A meeting was held with the landowner where the requirement for planning permission for this type of operation was explained. A further site meeting was also held with the operator and discussions were undertaken concerning the planning requirements for activities at the site. The operator was given a timescale in which to either submit a planning application to regularise the unauthorised development, or to cease the use of the site for waste processing and clear the site of the imported waste.</p> <p>The operator failed to submit a planning application within the agreed timescale, or clear the site of the imported waste. Formal enforcement proceedings were therefore instigated against the landowner and operator and an Enforcement Notice was served on 10 July 2017. An appeal was made against the Enforcement Notice. However, it was then noted that there was a technical error in the explanatory note which accompanied the Enforcement Notice. Whilst this did not materially affect the Notice itself, it was decided by the Council that the Enforcement Notice should be withdrawn and then immediately re-issued with an amended explanatory note. The first Enforcement Notice was withdrawn on 22 August 2017 and the second Enforcement Notice was served on 29 August 2017.</p>

			An appeal against the Enforcement Notice has been made to the Planning Inspectorate, which puts the notice in abeyance. Confirmation that the appeal is valid is currently awaited.
April 2017	Remove It, The Old Poultry Farm, Rattle Road, Westham	Importation and deposit of waste (House Clearance)	<p>A complaint was received that waste materials from house clearances were being imported and deposited at the site. A site visit was undertaken which confirmed the details contained within the complaint. Contact was made with the operator who stated that he was in the process of clearing the site and vacating it because he had been given notice to quit by the landowner. The existing buildings are to be demolished and a new block of industrial units are to be constructed.</p> <p>The operator commenced clearing of his area of the site and then the landowner commenced the demolition of the buildings. Whilst doing this, the landowner lit a bonfire containing waste materials, including items containing asbestos. The Environmental Health Officer for Wealden District Council subsequently served a Notice on the landowner under the Environmental Protection Act 1990. This requires the landowner to undertake surveys of the demolition site to assess the level of contamination and to arrange for the correct removal of any contaminated materials. In conjunction with this Notice, no-one is currently allowed to enter the site until these surveys have been completed. This Authority will continue to liaise with all the other Regulatory Authorities who are involved in this site.</p> <p>There has currently been no change in this situation and the case is ongoing.</p>

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Committee:	Regulatory Planning Committee
Date:	11 October 2017
Report by:	Director of Communities, Economy and Transport
Title of Report	Traffic Regulation Orders – Hastings Parking Review
Purpose of Report	To consider the objections received in response to the formal consultation on the draft Traffic Regulation Orders associated with the Hastings Parking Review
Contact Officer:	Michael Blaney -Tel. 01424 726142
Local Members:	Councillors Charman, Clarke, Daniel, Loe, Maynard, Scott, Webb

RECOMMENDATION

The Planning Committee is recommended to:

- 1. Uphold the objections to the draft Order as set out in Appendix 1 to this report.**
 - 2. Not uphold the objections to the draft Order as set out in Appendix 2 of this report**
 - 3. Recommend to the Director of Communities, Economy and Transport that the draft Traffic Regulation Order be made in part.**
-

CONSIDERATION BY DIRECTOR OF COMMUNITIES, ECONOMY AND TRANSPORT.

1. Introduction

- 1.1** Requests for new or for changes to existing parking and waiting restrictions in Hastings are held on a priority ranking database, with those requests ranking high enough being progressed to consultation. Informal consultations began in March 2017 to see whether there was enough public support to introduce controls such as double yellow lines or changes to permit parking schemes in Hastings.
- 1.2** Feedback from the consultations led to formal proposals being developed. These formal proposals were advertised, together with the draft Traffic Regulation Order (TRO) (a copy of which is attached at Appendix 3) in the Hastings Observer on 21 July 2017. Notices and copies of the relevant plans were placed on posts and lamp-columns in the affected areas. Approximately 610 letters were delivered to local addresses and the consultation was placed on the Council's Consultation Hub for any member of the public to comment. The formal period for representations to be made ended on 11 August 2017.

- 1.3 Copies of the formal proposals were sent to relevant Borough Councillors, County Councillors and statutory consultees including the emergency services. Copies of all supporting correspondence are available in the Members' Room.
- 1.4 During the formal consultation 53 items of correspondence were received. These include 31 objections, 17 items of support and 4 items of general comment. Two of the objections have now been withdrawn but are included in this report for completeness.

2. Comments and Appraisal

- 2.1 Each item of correspondence has been considered individually and a summary of the objections and officer comments are included in Appendices 1 and 2. Plans and photographs showing the areas objected to are included in the Additional Information Pack.
- 2.2 Following consideration of the responses, it is recommended to modify or withdraw the following proposals (summarised in Appendix 1):
- Eversfield Place – withdraw the proposal to remove the disabled bay outside No. 16
 - Malvern Way – withdraw the proposal to remove one of the disabled bays outside No. 81

Officers are satisfied that these modifications do not involve a substantial change to the draft Order and it is unnecessary to consult again on their implementation.

- 2.3 With regard to objections relating to Brookland Close, Chowns Hill, Denehurst Gardens, Falaise Road, High Street, Kings Road, Milward Road, Oliver Close, Sedlescombe Road North, The Dene and The Slides, it is not considered that these objections provide sufficient grounds to warrant the modification or withdrawal of the proposals, and the proposals provide for the most efficient use of parking space. It is considered that these objections should not be upheld. Appendix 2 provides further rationale for these recommendations.
- 2.4 It is also recommended that all other proposals not objected to should be implemented as advertised.

3. Conclusion and reasons for recommendation

- 3.1 The approach in trying to resolve objections to the Order has been to appraise the concerns raised by residents and other road users, whilst not compromising road safety or other factors. On balance, some objections can be upheld and some minor modifications can be incorporated into the Order, whilst with the rest of the objections, it is felt for highway and road safety reasons, that they should not be upheld and the proposals in these areas should proceed as per the TRO as advertised.
- 3.2 It is therefore recommended for the reasons set out in this report, that the Planning Committee upholds the objections in Appendix 1, does not uphold

the objections in Appendix 2, and to recommend to the Director of Communities, Economy, and Transport that the draft Order be made in part.

RUPERT CLUBB
Director of Communities, Economy and Transport

BACKGROUND DOCUMENTS

Appendix 1 – Proposals where objections are upheld

1. Site 1 Eversfield Place (Councillor Webb)

- 1.1 The proposal at this location is to remove the disabled bay outside No. 16 and replace it with Permit Holders Only parking bays, operating from 9am-8pm.
- 1.2 Two objections have been received from local residents on the grounds that the disabled bay is regularly used by Blue Badge holders and should not be removed.
- 1.3 The proposal follows a request from a member of public to remove the bay. In February 2017, a letter was sent out to nearby addresses to find out if the bay was still required. No feedback was received to the February letter. The two objections received recently show that the bay is still needed.
- 1.4 Officers are satisfied that the proposal can be withdrawn as the bay is regularly used by eligible Blue Badge holders.
- 1.5 **Recommendation:** To uphold the objections and to withdraw the proposal.

2. Site 2 Malvern Way (Councillor Loe)

- 2.1 The proposal at this location is to remove one of the two disabled bays outside No. 81.
- 2.2 Three objections have been received from local residents. The grounds for the objections are that both disabled bays are regularly used by Blue Badge holders.
- 2.3 The proposal follows a request from a member of public to remove the bay. In April 2017, an informal consultation letter was sent out to nearby addresses to find out if the bay was still required. Feedback from the informal consultation was that only one bay is needed and the proposal was progressed to the formal TRO proposal. The three objections received to the formal proposals show that both bays are still needed.
- 2.4 Officers are satisfied that the proposals can be withdrawn as the bay is regularly used by eligible Blue Badge holders.
- 2.5 **Recommendation:** To uphold the objections and to withdraw the proposal.

Appendix 2 – Proposals where objections are not upheld and are proposed to be implemented as advertised

3 Site 3 Brookland Close (Councillor Loe)

- 3.1 The proposal at this location is to install single yellow lines (no waiting Monday to Friday from 8am-9.30am and 2.30pm-4pm) on the eastern side. This follows complaints that vehicles parking on both sides of the road at school drop off and pick up times are causing an obstruction. It is also proposed to install double yellow lines (no waiting at any time) on both sides of the road around the bend to maximise visibility and prevent obstruction caused by displaced vehicles.
- 3.2 Three objections have been received from local residents. The grounds for their objections are that the proposals will restrict available parking to residents. They believe the single yellow lines would be best placed on the west side of the road to ensure more spaces are left for residents. One objector is concerned about the length of the double yellow lines as the proposal would restrict them from being able to park outside their house. Another of the objectors has concerns about where a disabled parking space that they have applied for would go if the proposals go ahead.
- 3.3 The single yellow lines are proposed on the eastern side to keep the approach to the bend clear and prevent cars travelling south from driving on the wrong side of the road. The double yellow lines are proposed at a length that will keep the bend clear from parked vehicles. Reducing them would compromise visibility.
- 3.4 The disabled bay application is being dealt with as a separate matter and if approved will be installed at the nearest safe location.
- 3.5 **Recommendation:** To not uphold the objections and install the proposals as advertised.

4 Site 4 Chowns Hill, Denehurst Gardens, The Dene (Councillors Clarke and Maynard)

- 4.1 The proposal at this location is to extend the existing double yellow lines (no waiting at any time) in Chowns Hill to beyond the junction of Denehurst Gardens. It is also proposed to introduce double yellow lines in Denehurst Gardens from the junction with Chowns Hill to beyond the junction with The Dene, and to include the junction with The Dene,
- 4.2 Five objections and two items of support have been received from local residents. The grounds for the objections are that the proposals will cause displacement, pushing cars further into The Dene and Denehurst Gardens and closer to the bend in Chowns Hill. The objectors also feel that further provision for parking should be made within the grounds of the neighbouring care home.
- 4.3 Other correspondence has been received asking for additional restrictions further in to Denehurst Gardens and The Dene.

- 4.4 The proposal follows complaints that cars parking in Chowns Hill are causing safety issues for vehicles approaching The Ridge from Chowns Hill and also for vehicles exiting Denehurst Gardens. Following informal consultation in March 2017 the proposal was extended further into Denehurst Gardens and The Dene to protect the junctions and also address the issue of vehicles parking on both sides of the road in Denehurst Gardens making it difficult for vehicles to pass.
- 4.5 Management of parking within the grounds of the nearby care home is a private matter and not one which the council can enforce. It is understood the care home have asked staff and visitors not to park in nearby residential roads.
- 4.6 The request for additional restrictions further in to Denehurst Gardens and The Dene will be considered in the next review of parking in this area. It must be noted however that this part of Denehurst Gardens lies in the Rother district and the Council would not be able to carry out enforcement as Rother is not currently a civil parking enforcement (CPE) area.
- 4.7 **Recommendation:** To not uphold the objections and install the proposal as advertised

5 **Site 5 Falaise Road (Councillors Daniel and Webb)**

- 5.1 The proposal at this location is to change the existing buses only at any time bays to buses only 8am – 6pm.
- 5.2 Ten objections have been received to the proposals. These were on the grounds that there are no other dedicated coach/bus bays in the town. There are concerns that if the bays are full of cars overnight the coaches, particularly for overseas students, would be affected and in turn affect the host family trade in the town. One comment was received requesting further information and stating that Falaise Road can be full of overnight coaches in the summer season.
- 5.3 The proposal follows a request for additional evening parking for local amenities such as the pier and the theatre. The area has been surveyed and the bays are regularly under used in the evenings with an average of 1 coach using the bays each evening from the period 22 August to 12 September. From 8am to 6pm, Falaise Road will still be restricted to coaches only, which can remain parked there overnight. Although the proposal will free up the bays in the evenings for use by any vehicle, there is no requirement for coaches to leave this area. The proposal does not restrict coaches from using the bays in the evening.
- 5.4 **Recommendation:** To not uphold the objections and to install the proposals as advertised.

6 **Site 6 High Street (Councillor Charman)**

- 6.1 The proposal in this part of High Street is to change the current pay and display 9am-6pm bay outside Nos. 16 – 21 to shared bays (permit holders or pay and display 9am-8pm). This follows requests from residents to provide

additional residents parking in this section of High Street and has the support of Hastings Old Town Residents association.

- 6.2 Two objections were received along with three items of support. One of the objections was on the grounds that the objector believes the High Street should be car free from 10am until 7pm with access only available to residents and businesses. The second objection is on the grounds that the objector believes there is a lack of consistency with the restrictions and by making this bay shared use it would create more confusion for drivers.
- 6.3 The request to make the area car free from 10am to 7pm cannot be considered in this report. The objector has been advised of the correct procedure as to how they can progress their request.
- 6.4 The onus is on the driver to read the signs and understand the nature of the bays they are parking in. The shared bays will be clearly signed showing they are for use by both permit holders and any member of public wishing to pay and display. The adjacent permit holder only bays (from No. 15 northwards) are clearly marked on the road as being available for permit holders only.
- 6.5 **Recommendation:** To not uphold the objections and to implement the proposal as advertised.

7 Site 7 Kings Road (Councillor Webb)

- 7.1 The proposal at this location is to install a taxi rank for licensed Hackney carriages (taxi-cabs).
- 7.2 One objection has been received on the grounds that the proposal will limit the available loading space for goods vehicles at this end of the High Street and that there are also taxi facilities at Warrior Square station.
- 7.3 The proposed taxi rank follows a request from the taxi association via Hastings Borough Council's licensing team to introduce a taxi rank in Kings Road as there are currently no Hackney ranks in St Leonards. The proposal will reduce the adjacent loading bay by 1.5 metres and will replace the double yellow lines in order to minimise the impact on available parking. Although there are taxi facilities at Warrior Square station, these are for a private hire firm and not available for Hackney carriages, who must pick up in a designated rank.
- 7.4 **Recommendation:** To not uphold the objection and to install the proposals as advertised.

8 Site 8 Milward Road (Councillor Daniel)

- 8.1 The proposal at this location is to replace a section of the permit holders or limited waiting bays with a disabled parking bay outside No. 139.
- 8.2 One objection was received on the grounds that parking for residents is already difficult due to limited availability and that the resident who has applied for the bay is misusing their blue badge.

8.3 The bay is being provided for a resident who already parks in this road so there will be no additional loss of parking. Officers have checked the application for the disabled bay and are satisfied that the applicant meets the Council's criteria for providing a disabled bay on the highway. The Blue Badge team are also aware of the allegation of blue badge misuse and have not found grounds for further investigation.

8.4 Recommendation: To not uphold the objection and to implement the proposal as advertised.

9 Site 9 Oliver Close (Councillor Daniel)

9.1 The proposal at this location is to install double yellow lines on the corners at the end of the close to improve access and egress.

9.2 The proposal follows a petition for double yellow lines supported by the majority of the residents in Oliver Close. Ten items of support were received along with two objections. The objections are on the grounds that the proposals will limit available parking for resident's visitors and also mean vehicles will park outside Nos. 1 and 2 as this will be the only available space.

9.3 Vehicles have been reported as being parked on the corners all day as this is one of the nearest unrestricted roads close to the town centre. Residents have expressed concerns about the obstructive way cars are parked on the corners which causes issues for those wishing to turn in the close and access their off road parking.

9.4 Recommendation: To not uphold the objections and to install the proposals as advertised.

10 Site 10 Sedlescombe Road North (Councillor Clarke)

10.1 The proposal at this location is to replace a section of the goods vehicles only loading bay with a taxi rank for Hackney licensed vehicles (taxi-cabs).

10.2 One objection has been received along with a petition with 8 signatures from neighbouring properties who also object to the proposals. The grounds of the objection are that reducing the loading bay will have a detrimental effect on the businesses that rely on the bay for their deliveries. Also many clients get dropped off and picked up in the loading bay. The objector also states that no one in the immediate area received the consultation letter

10.3 The proposed taxi rank follows a request from the taxi association via Hastings Borough Council's licensing team to introduce a taxi rank at this location as there are currently no Hackney ranks in the area. The licensing team have also received requests from members of the public who want such a facility in Silverhill.

10.4 Letters were delivered to fourteen properties immediately adjacent to the loading bay advising of the proposals. A laminated notice along with a copy of the plan showing the changes was also placed on site.

10.5 The proposal will still retain a facility for loading and unloading. There is also another loading bay in Beaufort Road. Clients should not be dropped off or

picked up in these loading bays as they should be kept clear for use by goods vehicles only. There are existing two-hour parking bays where clients can be dropped off nearby in Beaufort Road.

10.6 The installation of a taxi rank would provide a formal area for clients to be dropped off and picked up if travelling by taxi.

10.7 Recommendation: To not uphold the objections and install the proposals as advertised.

11 Site 11 The Slides (Councillor Scott)

11.1 The proposal is to formalise the existing disabled bay outside Nos. 22/23 and to extend it by approximately 1 metre to meet the standard size of 6.6 metres.

11.2 One objection has been received on the grounds that the bay is currently large enough for the applicant to use and that the applicant doesn't use the bay even when it is empty.

11.3 There are a number of blue badge holders in The Slides who will benefit from the bay being made formal. The bay is currently advisory and so no enforcement action can be taken if a vehicle parks without displaying a valid blue badge. Officers have contacted the applicant to check that the location is suitable for their needs. The extension by 1.1 metre meets the Department for Transport's minimum requirement of 6.6 metres for each individual disabled persons parking place.

11.4 Recommendation: To not uphold the objection and to install the proposals as advertised.

Appendix 3 – Proposed Traffic Regulation Order (TRO)

EAST SUSSEX COUNTY COUNCIL

ROAD TRAFFIC REGULATION ACT 1984, ROAD TRAFFIC ACT 1991 & TRAFFIC MANAGEMENT ACT 2004

THE EAST SUSSEX (BOROUGH OF HASTINGS) (TRAFFIC REGULATION) (CONSOLIDATION) ORDER 2013 (VARIOUS ROADS) AMENDMENT ORDER 201* No. *

East Sussex County Council, in exercise of their powers under Sections 1(1), 2(1) to (4), 3(2), 4(2), 32, 35(1) and (3), 45, 49, 51, 52 and 53 of, and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 (“the Act”), as amended, the Road Traffic Act 1991, as amended, Part 6 of the Traffic Management Act 2004, and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act hereby make the following Order:-

1. When this Order comes into effect

(a) The East Sussex (Borough of Hastings) (Traffic Regulation) (Consolidation) Order 2013, as amended, shall have effect except as hereinafter contained.

(i) Schedule One, Prohibition of Waiting At Any Time, that this Schedule be amended as follows:

1 Delete item 6 (a) 1

6	Adam Close	(a)	North Side	1	From its junction with Old London Road eastwards for a distance of 19 metres
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and insert item 6 (a) 1 as follows:

6	Alfred Road	(a)	North Side	1	From its junction with Old London Road eastwards for a distance of 19 metres
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2 Insert items 62 (b) 1 and 62 (c) 1 as follows:

62	Brookland Close	(b)	South-west Side	1	From the boundary of Nos. 46/47, southwards to a point opposite the boundary of Nos. 1/2
62	Brookland Close	(c)	North-east Side	1	From a point opposite the boundary of Nos. 46/47, southwards to the boundary of Nos. 1/2

3 Delete items 90 (a) 1 and (b) 1

90	Chown's Hill	(a)	North-west Side	1	From its junction with The Ridge, north-eastwards for a distance of 15 metres
90	Chown's Hill	(b)	South-east Side	1	From its junction with The Ridge, north-eastwards for a distance of 19 metres

and insert item 90 (a) 1 as follows:

90	Chowns Hill	(a)	Both Sides	1	From its junction with The Ridge, north-eastwards for a distance of 69 metres
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4 Insert item 115 (a) 3 as follows:

115	Croft Road	(a)	South-east Side	3	From a point 89 metres north-east of the northern boundary of High View north-eastwards for a distance of 5.5 metres
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5 Insert item 122.5 (a) as follows:

122.5	Denehurst Gardens	(a)	Both Sides	1	From a point 3 metres south-west of the boundary of 19/20 Denehurst Gardens, south-westwards and north-westwards to its junction with Chowns Hill
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6 Insert item 127.5 (a) 1 as follows:

127.5	Dudley Road	(a)	South Side	1	From a point opposite the boundary of Nos. 19/20, eastwards to its junction with Harold Road
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7 Insert items 160 (a) 2 as follows:

160	Fearon Road	(a)	Both Sides	2	From its junction with St Helens Park Road eastwards for a distance of 10 metres
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8 Insert item 178 (b) 1 as follows:

178	Godwin Road	(b)	South Side	1	From a point 3 metres north-east of the boundary of Nos. 35/37, north-eastwards to its junction with Harold Road
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9 Insert Items 193 (a) 6, 193 (a) 7 and 193 (b) 8 as follows:

193	Harold Road	(a)	North-west Side	6	From its junction with Dudley Road, south-westwards to opposite the boundary to Nos. 68/72
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193	Harold Road	(a)	North-west Side	7	From its junction with Godwin Road, south-westwards to a point opposite the boundary of Nos. 138/140
193	Harold Road	(b)	South-east Side	8	From a point 10 metres south-westwards of its junction with Lodge Lane, north-eastwards to a point 10 metres north-east of its junction with Lodge Lane

10 Delete item 224 (b) (King Edward Avenue)

224	King Edward Avenue	(b)	South-east Side	1	From its junction with King Edward Close, north-eastwards for a distance of 12 metres
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11 Delete item 224.5 (King Edward Close)

224.5	King Edward Close	(a)	North-east Side	1	From its junction with King Edward Avenue, south-eastwards for a distance of 10 metres
224.5	King Edward Close	(b)	South-west Side	1	From its junction with Normandy Road, south-eastwards for a distance of 10 metres

12 Delete item 225 (a) 4 (Kings Road)

225	Kings Road	(a)	North-west Side	4	From a point 31 metres north-east of the southern wall of No. 51, north-eastwards to its junction with St Johns Road
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13 Delete item 277 (b) (Normandy Road)

277	Normandy Road	(b)	South Side	1	From a point 4 metres east of the boundary of Nos. 52/54, eastwards to its junction with King Edward Close
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14 Delete item 291 (a) 1

291	Oliver Close	(a)	West Side	1	From a point 13 metres south-west of the prolongation of the boundary of Nos. 1/2, north-eastwards to its junction with Redmayne Drive
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and insert items 291 (a) 1 and (b) 1 as follows:

291	Oliver Close	(a)	West Side	1	From a point opposite the boundary of Nos. 10/11, north-eastwards to its junction with Redmayne Drive
291	Oliver Close	(b)	East Side	1	From the southern building line of No. 3, westwards along the kerblin for a distance of 10 metres

15 Insert Item 370 (a) 4 as follows:

370	St Helens Park Road	(a)	East Side	4	From a point 10 metres south of its junction with Fearon Road northwards to a point 10 metres north of the junction.
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16 Insert Item 400 (b) 4 as follows:

400	Strood Road	(b)	West Side	4	From the southern boundary of No. 46, southwards to the northern boundary of No. 40
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17 Insert Item 414.5 (a) 1 as follows:

414.5	The Dene	(a)	Both Sides	1	From its junction with Denehurst Gardens, south-eastwards for a distance of 10 metres
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18 Delete item 433 (b) 2

433	Vale Road	(b)	South-west Side	2	From a point 20 metres north-west of its junction with Strood Road, south-eastwards to the boundary of Nos. 6/8
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and insert Item 433 (b) 2 as follows:

433	Vale Road	(b)	South-west Side	2	From a point 10 metres north-west of its junction with Strood Road, south-eastwards to the boundary of Nos. 6/8
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(ii) Schedule Five, Prohibition of Waiting Between 8.00am and 6.00pm Monday to Friday, that this Schedule be amended as follows:

1 Delete item 4 (a) 1

4	Hopgarden Close	(a)	Both Sides	1	From a point 2 metres north of the southern boundary of No.1, southwards to its junction with Winterbourne Close
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and insert items 4 (a) 1 and (b) 1 as follows:

4	Hopgarden Close	(a)	East Side	1	From its junction with Winterbourne Close northwards to the northern boundary of No. 2
4	Hopgarden Close	(b)	West Side	1	From a point 2 metres north of the southern boundary of No.1, southwards to its junction with Winterbourne Close

(iii) Schedule Six A Prohibition of Waiting Between 8.00am and 9.30am and Between 2.30pm and 4.00pm Monday to Friday, that this Schedule be amended as follows:

1 Insert item 1.2 (a) 1 as follows:

1.2	Brookland Close	(a)	East Side	1	From a point 10 metres south of its junction with Elphinstone Avenue, southwards for a distance of 27 metres
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2 Delete items 6 (a) 1 and 7 (a) 1

6	Osborne Close (North to south section)	(a)	East Side	1	From its junction with its west to east turning head section, southwards to its junction with Freshwater Avenue
7	Osborne Close (West to east turning head section)	(a)	South Side	1	From its junction with Osborne Close (north to south section), eastwards for a distance of 9 metres

and insert item 6 (a) 1 as follows:

6	Osborne Close	(a)	East Side	1	From its junction with Freshwater Avenue, northwards to the southern boundary of No. 25
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(iv) Section Eight, Prohibition of Loading Between 8.30am and 6.00pm, Monday to Saturday

1 Delete article 1

1	Save as provided in Article 2 below, no person shall cause or permit any vehicle to be used for the purpose of loading or unloading between the hours of 8.30am and 6.30pm Monday to Saturday in the lengths of road specified in the Schedule to this Section.
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and replace with article 1 as follows:

1	Save as provided in Article 2 below, no person shall cause or permit any vehicle to be used for the purpose of loading or unloading between the hours of 8.30am and 6.00pm Monday to Saturday in the lengths of road specified in the Schedule to this Section.
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(v) Insert a new Section and Schedule Eight A as follows:

**Section Eight A
Prohibition of Loading Between 8.00am and 6.00pm
Monday to Saturday**

1	Save as provided in Article 2 below, no person shall cause or permit any vehicle to be used for the purpose of loading or unloading between the hours of 8.00am and 6.00pm Monday to Saturday in the lengths of road specified in the Schedule to this Section.
2	Nothing in Article 1 of this Section shall render it unlawful to cause or permit any vehicle which clearly and continuously displays a Waiver Certificate such that;
	(a) the Waiver Certificate is displayed in the windscreen of the vehicle to which it relates in such a manner that the details of the vehicle, location and purposes for which it has been issued are clearly visible from the outside of the vehicle;
	to wait in any of the lengths of road referred to in that Article, provided that the Waiver Certificate has not been defaced or altered. Any alterations to or defacement of the Waiver Certificate shall render it invalid and render the use of the vehicle liable to the restrictions applicable to the location.
3	Where any vehicle is waiting in contravention of any of the provisions contained within this Section and a Civil Enforcement Officer has reason to believe that a penalty charge is payable, he may:-
	(a) fix a penalty charge notice to the vehicle; or
	(b) give such a notice to the person appearing to him to be in charge of the vehicle; and
	(c) arrange for the vehicle to be removed from the parking place by any person duly authorised by East Sussex County Council, who shall provide for the safe custody of the vehicle where it is so removed; or
	(d) cause to be altered the position of the vehicle in order that its position shall comply with those provisions; or

	(e)	in the case of an emergency cause to be moved any vehicle left in a parking place to any place he thinks fit.
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**Schedule Eight A
Prohibition of Loading Between 8.00am and 6.00pm
Monday to Saturday**

1	Strood Road	(a)	Both Sides	1	From its junction with Vale Road southwards for a distance of 8.5 metres
2	Vale Road	(a)	South-west Side	1	From a point 10 metres north-west from its junction with Strood Road, south-eastwards to a point 9.5 metres south-east of its junction with Strood Road

(vi) Schedule Twelve, Residents Parking Places for Residents Permit Holders, Residents Visitors, & Business User Permit Holders Only, 9.00am to 8.00pm On All Days, that this Schedule be amended as follows:

1 Area A – Eversfield – delete items 1 (a) 1 and 1 (a) 5

1	Eversfield Place	(a)	North-west Side	1	From a point 4 metres south-west of the boundary of Nos.5/6, north-eastwards to the boundary of Nos. 15/16
1	Eversfield Place	(a)	North-west Side	5	From a point 6.6 metres north-east of the boundary of Nos. 15/16, north-eastwards to a point 12 metres north-east of the north-eastern boundary of No. 17

and insert item 1 (a) 1 as follows:

1	Eversfield Place	(a)	North-west Side	1	From a point 4 metres south-west of the boundary of Nos.5/6, north-eastwards to a point 12 metres north-east of the north-eastern boundary of No. 17
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2 Area W – West Hill Road – delete items 1 (a) 1 and 1 (a) 2

1	West Hill Road	(a)	North-west Side	1	From a point 18 metres north-east of its junction with St Vincent's Road, north-eastwards to a point 7 metres south-west of the boundary of Nos. 118/120
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1	West Hill Road	(a)	North-west Side	2	From the boundary of Nos. 118/120, north-eastwards to the north-eastern boundary of No. 110
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and insert item 1 (a) 1 as follows:

1	West Hill Road	(a)	North-west Side	1	From a point 18 metres north-east of its junction with St Vincent's Road, north-eastwards to the north-eastern boundary of No. 110
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(vii) Schedule Thirteen, (Residents, Residents Visitors, & Business User Permit Holders Excepted) Waiting Area Parking Places Limited to Two Hours in any period of Four Hours, Monday to Saturday 9.00am to 6.00pm, that this Schedule be amended as follows:

1 Area G Milward - Delete item 3 (b) 2

3	Milward Road	(b)	West Side	2	From a point 12 metres north of the boundary of Nos. 131/133 northwards to a point 4 metres north of the boundary of Nos. 137/139
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and insert items 3 (b) 3 and 4 as follows:

3	Milward Road	(b)	West Side	3	From a point 12 metres north of the boundary of Nos. 131/133 northwards to a point 4 metres north of the boundary of Nos. 137/139
3	Milward Road	(b)	West Side	4	From a point 13 metres south of the junction with Saunders Close southwards to a point 10.5 metres north of the boundary of Nos. 137/139

2 Area G Milward - Delete items 4 (a) 1 and 4 (b) 2

4	Nelson Road	(a)	Inner Side	1	From a point 6 metres north-east of its junction with Stonefield Road, north westwards to a point 6 metres north-west of the rear boundary of Nos. 26/28
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4	Nelson Road	(b)	Outer Side	2	From the south-eastern boundary of Becket Mews south-eastwards to a point 23 metres north-west of its junction with Milward Road
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and insert items 4 (a) 1, 4 (a) 4 and 4 (b) 2 as follows:

4	Nelson Road	(a)	Inner Side	1	From a point 6 metres north-east of its junction with Stonefield Road, north-westwards to a point 5 metres north of the boundary of Nos. 12/14
4	Nelson Road	(a)	Inner Side	4	From a point 11.5 metres north of the boundary of Nos. 12/14 north-westwards to a point 6 metres north-west of the rear boundary of Nos. 26/28
4	Nelson Road	(b)	Outer Side	2	From the south eastern boundary of Becket Mews south eastwards to a point 17 metres north-west of its junction with Milward Road

3 Area H Braybrooke - Delete item 4 (a) 1

4	Braybrooke Road	(a)	South-east Side	1	From the boundary of Nos.4/6, north eastwards to the boundary of Nos.82/84
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and insert item 4 (a) 1 as follows:

4	Braybrooke Road	(a)	South-east Side	1	From the boundary of Nos 4/6, north-eastwards to the western property line of No. 82
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3 Area H Braybrooke - Delete item 7 (a) 1

7	Sherwood Close	(a)	North-east Side	1	From a point 7 metres south-east of its northern cul-de-sac end, south-eastwards to a point 2 metres north-west of the front house wall of Nos. 3/4
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and insert item 7 (a) 1 as follows:

7	Sherwood Close	(a)	North-east Side	1	From a point 7 metres south-east of its northern cul-de-sac end, south-eastwards to a point 8.6 metres north-west of the front house wall of Nos. 3/4
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4 Area I Linton – Delete items 2 (b) 1 and 2 (b) 2

2	Linton Crescent	(b)	South-west Side	1	From its junction with Braybrooke Terrace, north-westwards to a point 1.5 metres south-east of boundary of Nos. 11/12
2	Linton Crescent	(b)	South-west Side	2	From a point 5.1 metres north-west of the boundary of Nos. 11/12, northwards to its junction with Linton Road

and insert item 2 (b) 1 as follows:

2	Linton Crescent	(b)	South-west Side	1	From the northern boundary of No. 24 south-eastwards to the prolongation of the boundary of Nos. 2/3 Braybrooke Terrace
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(viii) Schedule Sixteen, On Street Pay And Display Parking Places At Hastings, Waiting Area Limited to Two Hours In Any Period of Four Hours, 9.00am to 6.00 pm On All Days, that this Schedule be amended as follows:

1 Delete item 6 (a) 3 (High Street)

6	High Street	(a)	South-east Side	3	From the boundary of Nos.21/22, north-eastwards to the boundary of Nos.15/16
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(ix) Schedule Seventeen D, Permit Holder Parking (no maximum stay) or On Street Pay And Display Parking, Waiting Area Limited To Two Hours In Any Period Of Four Hours, 9.00am to 8.00pm On All Days

1 Insert item 2 (a) 1 as follows:

2	High Street	(a)	South-east Side	1	From the boundary of Nos.21/22, north-eastwards to the boundary of Nos.15/16
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(x) Schedule Eighteen, Waiting Area Limited to Two Hours in any period of Four Hours, Monday to Saturday 8.00am to 6.00pm Inclusive

1 Delete item 1 (b) 2

1	Beaufort Road	(b)	South Side	2	From a point 16 metres south-east of the prolongation of the boundary of Nos. 79/81 Beaufort Road, eastwards for a distance of 66 metres
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and insert item 1 (b) 2 as follows:

1	Beaufort Road	(b)	South Side	2	From a point 75 metres east of the western end of Beaufort Road, eastwards for a distance of 86 metres
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(xi) Schedule Eighteen C, Waiting Area Limited to One Hour in any period of Three Hours, Monday to Saturday 8.00am to 6.00pm Inclusive

1 Insert item 8 (a) 1 as follows:

8	Warrior Square	(a)	North-west Side	1	From a point 9 metres north-east of its junction with Western Road, north-eastwards for a distance of 15 metres
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(xii) Schedule Nineteen, Disabled Persons Parking Places, that this Schedule be amended as follows:

1 Delete item 5 (Ashburnham Road)

5	Ashburnham Road	(b)	North-west Side	1	From a point 1 metres south-west of the boundary of Nos. 87/89, north-eastwards for a distance of 6.6 metres
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2 Insert item 10.5 as follows:

10.5	Braybrooke Road	(a)	South-eastern Side	1	From the boundary of Nos. 82/84, south-westwards for a distance of 6.6 metres
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3 Insert item 18.5 as follows:

18.5	Charles Road	(a)	West Side	1	From the boundary of Nos. 9/10, northwards for a distance of 6.6 metres
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4 Insert item 28.5 as follows:

28.5	Edward Road	(a)	North Side	1	From the boundary of The Coach House/No. 9 north eastwards for a distance of 6.6 metres
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5 Delete item 32 (a) 3

32	Eversfield Place	(a)	North-west Side	3	From the boundary of Nos. 15/16, north-eastwards for a distance of 6.6 metres
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6 Insert item 36.5 (a) 1 as follows:

36.5	Harold Road	(a)	South-east Side	1	From a point 10 metres north-east of the junction with Lodge Lane north-eastwards for a distance of 6.6 metres
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7 Insert item 38 (b) 1 as follows:

38	Hughenden Road	(b)	South Side	1	From the boundary of Nos. 28/32 eastwards for a distance of 6.6 metres
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8 Insert item 39 (a) 2 as follows:

39	Kenilworth Road	(a)	North-east Side	2	From the boundary of Nos.13/14 north-westwards for a distance of 6.6 metres
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9 Delete item 40.5 (a) 1 (Linton Crescent)

40.5	Linton Crescent	(a)	South-west Side	1	From a point 1.5 metres south-east of the boundary of Nos. 11/12, north-westwards for a distance of 6.6 metres
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10 Insert item 42 (a) 1 as follows:

42	London Road	(a)	East Side	1	From a point 0.5 metres north of Nos. 307/309 southwards for a distance of 6.6 metres
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11 Insert item 44 (a) 3 as follows:

44	Malvern Way	(a)	North-west Side	3	From a point 1.5 metres north-east of the northern building line of No. 15, south-westwards for a distance of 3.5 metres
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12 Delete item 44 (c) 1

44	Malvern Way	(c)	North-west Side	1	from the prolongation of the boundary of Nos.77/79, northwards to the southern boundary of No.83
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and insert item 44 (c) 1 as follows:

44	Malvern Way	(c)	North-west Side	1	From the prolongation of the boundary of Nos.77/79, northwards for a distance of 6.6 metres
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13 Insert item 50 (b) 1 as follows:

50	Milward Road	(b)	North-west Side	1	From a point 4 metres south of the northern boundary of 139 Milward Road, southwards for a distance of 6.6 metres
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14 Insert item 52 (b) 1 as follows:

52	Nelson Road	(b)	East Side	1	From a point 5 metres north of the boundary of Nos. 12/14 northwards for a distance of 6.6 metres
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15 Delete item 71.5

71.5	Seven Acre Close	(a)	East Side	1	From a point 1 metre south of the boundary of Nos. 37/39, southwards for a distance of 6.6 metres
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16 Insert item 72.5 as follows:

72.5	Sherwood Close	(a)	North-east Side	1	From a point 2 metres north-west of the front house wall of Nos. 3/4 north-westwards for a distance of 6.6 metres
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17 Insert item 78.5

78.5	St Matthews Gardens	(a)	South Side	1	From the boundary of Nos.13/14 westwards for a distance of 6.6 metres
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18 Insert item 86 (b) 2 as follows:

86	The Slides	(b)	South-west Side	2	From a point 2.4 metres north of the boundary of Nos.22/23 southwards for a distance of 6.6 metres
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19 Delete item 96 (a) 1

96	West Hill Road	(a)	North-west Side	1	From the boundary of Nos. 118/120, southwestwards for a distance of 7 metres
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20 Insert item 99.5 (a) as follows:

99.5	William Road	(a)	South-east Side	1	From the boundary of Nos.8/10 north-eastwards for a distance of 6.6 metres
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21 Insert item 102 (a) as follows:

102	Wishing Tree Road North	(a)	West Side	1	From a point 4.4 metres north of the boundary of Nos.60/62 northwards for a distance of 6.6 metres
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(xiii) Schedule Twenty, Doctors' Parking Places that this Schedule be amended as follows:

1 Delete item 1

1	Beaufort Road	(a)	South Side	1	From a point 6 metres south-east of the prolongation of the boundary of Nos. 79/81 Beaufort Road, south-eastwards for a distance of 10 metres
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2 Delete item 3

3	Warrior Square (west to east section)	(a)	North-west Side	1	From a point 9 metres north-east of its junction with Western Road, north-eastwards to a point 11 metres south-west of its junction with Warrior Square (west)
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**(xiv) Schedule Twenty-Two, No Stopping Except for Licensed Taxis
At Any Time that this Schedule be amended as follows:**

1 Insert item 1.5 (a) as follows:

1.5	Kings Road	(a)	West Side	1	From the northern boundary of No. 55, northwards to its junction with St Johns Road
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2 Insert item 3 (a) as follows:

3	Warrior Square	(a)	North-west Side	1	From a point 24 metres north-east of its junction with Western Road, north-eastwards to a point 11 metres south-west of its junction with Warrior Square (west)
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(xv) Insert a new Section and Schedule Twenty-Two A as follows:

**Section Twenty Two A
No Stopping Except for Licensed Taxis
8.00am – 6.00pm On All Days**

1	Save as provided in Article 2 of this Order, no person shall, cause or permit any vehicle other than a licensed taxi to stop between the hours of 8.00am and 6.00 pm on any day in the lengths of road designated by the word “taxi” marked on the carriageway, that are specified in the Schedule to this Section.
2	Nothing in Article 1 shall render it unlawful for a person to cause or permit a vehicle to stop in a length of road referred to in that Article and designated by the word “taxi”:-
(a)	if the vehicle is being used for the removal of any obstruction to traffic;
(b)	if the vehicle is being used in the service of a local authority in exercise of its statutory powers or duties and whilst being so used in such service it is necessary for the vehicle to wait there;
(c)	if the vehicle is being used for emergency vehicle purposes;
(d)	if the vehicle (not being a passenger vehicle) is being used for the purpose of loading or unloading and the delivering or collecting of such goods or merchandise are immediately delivered to or taken from premises adjacent to the vehicle;
(e)	in any case where the person in control of the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accident; or

	(f)	if the vehicle is being used in connection with either of the following operations, namely:-
	(i)	the maintenance, improvement or reconstruction of the road;
	(ii)	the laying, erection, alteration or repair on or adjacent to a length of road, of any sewer or of any main pipe or apparatus for the supply of gas, water or electricity, or of any telecommunications system, as defined in the Telecommunications Act 1984; or
	(iii)	the placing, maintenance, or removal of any traffic sign,
		if the vehicle cannot conveniently and lawfully be used for that purpose in any part of a road which is not on or adjacent to a length of road designated by the word "taxi" as specified in the Schedule to this Section;
	(g)	if the vehicle clearly and continuously displays a Waiver Certificate such that;
	(i)	the Waiver Certificate is displayed in the windscreen of the vehicle to which it relates in such a manner that the details of the vehicle, location and purposes for which it has been issued are clearly visible from the outside of the vehicle;
		provided that the Waiver Certificate has not been defaced or altered. Any alterations to or defacement of the Waiver Certificate shall render it invalid and render the use of the vehicle liable to the restrictions applicable to the location.
3.		Where a vehicle is left in a length of road that is designated by the word "taxi" marked on the carriageway, in contravention of any of the provisions contained within this Section, and a Civil Enforcement Officer has reason to believe that penalty charge is payable, he may:-
	(a)	fix a penalty charge notice to the vehicle; or
	(b)	give such a notice to the person appearing to him to be in charge of the vehicle; and
	(c)	arrange for the vehicle to be removed from the parking place by any person duly authorised by East Sussex County Council, who shall provide for the safe custody of the vehicle where it is so removed; or
	(d)	cause to be altered the position of the vehicle in order that its position shall comply with those provisions; or
	(e)	in the case of an emergency cause to be moved any vehicle left in a parking place to any place he thinks fit.

Schedule Twenty Two A
No Stopping Except for Licensed Taxis
8.00am – 6.00pm On All Days

1	Sedlescombe Road North	(a)	East side of the eastern slip road at Silverhill junction	1	From London Road, northwards for 16 metres
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(xvi) Insert a new Section and Schedule Twenty Three B as follows:

Section Twenty-Three B
Loading Bay 8.00am to 6.00pm On All Days,
No Stopping Except for Licensed Taxis
Between the Hours of 6.00pm and 8.00am

1	(a)	Those lengths of road specified in the Schedule to this Section, which have a width throughout of 2.7 metres, bounded on one side by the edge of the carriageway and defined by line markings on the other three sides, or where a different width or position is stated in which vehicles are obliged to wait, are hereby authorised to be used, subject to the provisions of this Section, as a combined Loading Bay and stopping area for Taxis ('the Bay')			
	(b)	Save as provided by this Section, no person shall cause or permit any vehicle to wait between the hours of 8.00 am and 6.00 pm on any day other than for the purpose of loading or unloading goods or burden of any description in the Bay referred to in Article 1 (a) of this Section.			
	(c)	Save as provided in by this Section, no person shall cause or permit any vehicle other than a licensed taxi to stop between the hours of 6.00 p.m. and midnight, and between the hours of midnight and 8.00 a.m. on any day in the lengths of road specified in the Schedule to this Section.			
2	(a)	Any person duly authorised by East Sussex County Council may suspend the use of any of the lengths of road, referred to in Article 1 of this Section as loading bay(s) between the hours of 8.00 am 6.00 pm, or stopping places for licensed taxis between the hours of 6.00 pm and 8.00 am, or any part thereof whenever that person considers such suspension reasonably necessary:-			
		(i)	for the purpose of facilitating the movement of traffic or promoting its safety; or		
		(ii)	for the purpose of enabling a bus or public service vehicle to wait there; or		

		(iii)	for the purpose of the maintenance improvement or reconstruction of the road or the cleansing of gullies in or adjacent to the Bay, the laying, erection, alteration, removal or repair in or adjacent to the Bay of any sewer or of any main, pipe or apparatus or supply of gas, water or electricity or of any apparatus as defined in the Communications Act 2003 or the placing, maintenance or removal of any traffic sign, or a vehicle (other than a passenger vehicle) in the service of a local authority which is being used in pursuance of statutory powers or duties;
	(b)	Any person duly authorised by the Council may suspend for not longer than twenty-four hours the use of the Bay or any part thereof whenever he considers such suspension reasonably necessary:	
		(i)	for any of the purposes referred to in sub-paragraphs (i) or (ii) of paragraph (a) of this Article;
		(ii)	for the convenience of occupiers of premises adjacent to the length of road referred to in Article 1 of this Section on any occasion of the removal of furniture to or from one office or dwelling house adjacent to the Bay from or to a depository, another office or dwelling house;
		(iii)	on any occasion for preventing obstruction of the streets, by Order on the occasion of any public procession, rejoicing or illumination, or where it is likely by reason of some special attraction that the streets are thronged or liable to be obstructed, to close any or all of the Bay
	(c)	A duly authorised person suspending the use of the Bay or any part thereof in accordance with the provisions of paragraph (a) or, as the case may be, paragraph (b) of this Article shall thereupon place or cause to be placed in or adjacent to that Bay, or as the case may be, that part thereof and the use of which is suspended a traffic sign indicating that loading by vehicles is prohibited.	
	(d)	Save as provided by Articles 2, 5, and 6, and to anything done with the permission of the person suspending the use of the Bay or part thereof in pursuance of paragraph (a) of this Article, the provisions of Article 8 will apply to any person who causes or permits a vehicle to wait or load in any part of the Bay during such period as there is in or adjacent to that part of the Bay a traffic sign placed in pursuance of paragraph (c) of this Article.	
3	Where a traffic sign indicating the suspension of the Bay or any part thereof has been left in accordance with the provision of paragraph (c) of Article 2 of this Section, no person except a Civil Enforcement Officer or other person duly authorised by the Council shall remove that sign.		
4	(a)	While any vehicle is in the Bay, no person shall use the vehicle;	
		(i)	so as unreasonably to prevent access to any premises adjoining the road, or the use of the road by other persons, or so as to be a nuisance;

		(ii)	when for preventing obstruction of the streets East Sussex County Council have by Order made on the occasion of any such public procession, rejoicing, illumination or when the streets are thronged or liable to be obstructed, have closed any or all of the Bay and exhibited notice of such closing on or near the Bay;
		(iii)	to carry out or permit the carrying out of any repairs or other work to the vehicle except such as may be necessary to enable the vehicle to be moved from the Bay; or
		(iv)	in connection with the sale of any article to any person in or near the Bay or in connection with the selling or offering for sale of his skill or services;
	(b)		The driver of a vehicle using the Bay shall stop the engine of the vehicle as soon as the vehicle is in the proper position in the Bay and shall not start the engine except when about to change the position of the vehicle in or to depart from the Bay.
5	(a)		Notwithstanding the foregoing provisions of this Section, any vehicle may wait in any of the Bays specified in the Schedule to this Section (other than the Bay or part of the Bay the use of which has been suspended under Article 2 of this Section), if the vehicle is waiting for any of the reasons referred to in paragraph (b) of this Article below;
	(b)		Nothing in respect of paragraph (a) above shall apply to any vehicle waiting in the Bay or on any length of carriageway specified in this Section (other than in the Bay or part of the Bay the use of which has been suspended under Article 3 of this Section) for so long as may be necessary to enable:
		(i)	a vehicle to wait owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accident;
		(ii)	a vehicle to be used for emergency vehicle purposes;
		(iii)	a vehicle to wait to while it is used in connection with the removal of any obstruction to traffic;
		(iv)	a vehicle of (and bearing a livery used by) a universal service provider within the meaning ascribed by the Postal Services Act 2000 to be used for the purpose of delivering or collecting postal packets in the course of the provisions of a universal postal service as defined in that Act or, to any vehicle being used in connection with the servicing or cleaning of telephone kiosks;
		(v)	a vehicle (not being a passenger vehicle) to wait to enable it to be used for any purpose specified in Article 2 (a) (iii) of this Section, whether or not the Bay has been suspended;

	(vi)	the vehicle (not being a passenger vehicle) is in actual use in connection with the removal of furniture or goods from one office or dwelling house adjacent to the Bay to another office or dwelling house, or the removal of furniture or goods from such premises to a depository or to such premises from a depository;
	(vii)	the vehicle is waiting to enable it to be used in connection with posting or removing advertising material in the form of posters on or from, or cleaning windows or chimneys in, premises adjacent to the Bay or length of carriageway in which the vehicle is waiting;
6	Nothing in respect of paragraph 5 (a) above shall apply to any vehicle waiting in any Bay or length of carriageway specified in this Section (other than in the Bay or part of the Bay the use of which has been suspended under Article 2 of this Section) which clearly and continuously displays a Waiver Certificate such that;	
	(a)	the Waiver Certificate is displayed in the windscreen of the vehicle to which it relates in such a manner that the details of the vehicle, location and purposes for which it has been issued are clearly visible from the outside of the vehicle;
	provided that the Waiver Certificate has not been defaced or altered. Any alterations to or defacement of the Waiver Certificate shall render it invalid and render the use of the vehicle liable to the restrictions applicable to the location.	
7	Nothing in Article 1 shall render it unlawful for a person to cause or permit a vehicle to stop in a length of road referred to in that Article between the hours of 11.00pm and 3.00am:	
	(a)	if the vehicle is being used for the removal of any obstruction to traffic;
	(b)	if the vehicle is being used in the service of a local authority in exercise of its statutory powers or duties and whilst being so used in such service it is necessary for the vehicle to wait there;
	(c)	if the vehicle is being used for emergency vehicle purposes;
	(d)	if the vehicle (not being a passenger vehicle) is being used for the purpose of loading or unloading and the delivering or collecting of such goods or merchandise are immediately delivered to or taken from premises adjacent to the vehicle;
	(e)	in any case where the person in control of the vehicle is waiting owing to the driver being prevented from proceeding by circumstances beyond his control or to such waiting being necessary in order to avoid accident; or
	(f)	if the vehicle is being used in connection with either of the following operations, namely:-
	(i)	the maintenance, improvement or reconstruction of the road;

	(ii)	the laying, erection, alteration or repair on or adjacent to a length of road, of any sewer or of any main pipe or apparatus for the supply of gas, water or electricity, or of any apparatus, as defined in the Communications Act 2003; or
	(iii)	the placing maintenance or removal of any traffic sign,
		if the vehicle cannot conveniently and lawfully be used for that purpose in any part of a road which is not on or adjacent to a length of road referred to in Article 1 of this Section.
8		Where a vehicle is left in a length of road that is referred to in Article 1 of this Section, on contravention of any of the provisions contained within this Section, and a Civil Enforcement Officer has reason to believe that penalty charge is payable, he may:-
	(a)	fix a penalty charge notice to the vehicle; or
	(b)	give such a notice to the person appearing to him to be in charge of the vehicle; and
	(c)	arrange for the vehicle to be removed from the Bay by any person duly authorised by East Sussex County Council, who shall provide for the safe custody of the vehicle where it is so removed; or
	(d)	cause to be altered the position of the vehicle in order that its position shall comply with those provisions; or
	(e)	in the case of an emergency cause to be moved any vehicle left in a parking place to any place he thinks fit.

**Schedule Twenty-Three B
Loading Bay 8.00am to 6.00pm On All Days,
No Stopping Except for Licensed Taxis
Between the Hours of 6.00pm and 8.00am**

1	High Street	(a)	West Side	1	From a point 20 metres north of its junction with East Parade, northwards for a distance of 14.5 metres
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(xvii) Delete Section and Schedule Twenty-Six B, Bus/Public Service Vehicles Parking Places, Pay and Display 8am-6pm, Bus/Public Service Vehicles Only 6.00 pm- 8.00am

(xviii) Section Twenty-Six C, Bus/Public Service Vehicles Parking Places, Pay and Display 8.00 am-6.00 pm, On All Days, that this Section be amended as follows:

1 Insert items 1 (a) 2, 1 (b) 2, 1 (b) 3, 1 (c) 1 and 1 (d) 1 as follows:

1	Falaise Road	(a)	North-east Side	2	From a point 15 metres north-west of the exit from Falaise Hall Car Park, north-westwards to a point 55 metres south-east of its junction with Bohemia Road
1	Falaise Road	(b)	South-west Side	2	From a point 4 metres south-east of the exit from Falaise Road Car Park, south-eastwards to a point 3 metres north-west of the access road serving the tennis courts and putting green
1	Falaise Road	(b)	South-west Side	3	From a point 7 metres south-east of the access road serving the tennis courts and the putting green, south-eastwards to a point 7 metres north-west of its junction with St Margarets Road
1	Falaise Road	(c)	North-west Side	1	From a point 10 metres south-west of its junction with Bohemia Road, south-westwards to a point 10 metres north-east of the entrance to Falaise Road Car Park
1	Falaise Road	(d)	South-east Side	1	From a point 10 metres south-west of its junction with Bohemia Road, south-westwards for a distance of 35 metres

(xix) Schedule Forty-Five, Loading Bay for Goods Vehicles Only, 8.30am to 6.00pm, Monday to Saturday

1 Delete item 4 (a) 1

4	Sedlescombe Road North	(a)	East side of the eastern slip road at Silverhill junction	1	From London Road, northwards to the boundary of Nos. 3/5
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and insert item 4 (a) 1 as follows:

4	Sedlescombe Road North	(a)	East side of the eastern slip road at Silverhill junction	1	From the boundary of Nos. 3/5 southwards for a distance of 16 metres
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(xx) Schedule Forty-Seven, Loading Bay 8.00am to 6.00pm, Monday to Saturday, that this Schedule be amended as follows:

1 Delete item 4 (a)

4	High Street	(a)	North-west Side	1	From a point 20 metres north of its junction with East Parade, northwards for a distance of 14.5 metres
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(xxii) Schedule Fifty-Five, No Stopping Between 8.00am and 9.30am and Between 2.30pm and 4.00pm Monday to Friday On School Entrance Markings, that this Schedule be amended as follows:

1 Insert item 15 (c) 1 as follows:

15	Osborne Close	(c)	East Side	1	From the southern boundary of No 25, northwards to a point 2 metres west of the boundary of Nos. 24/25
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(xxiii) Section Fifty-Six, Prohibition of Waiting by Motor Caravans 10pm to 7am

1 The title of this Section be deleted and replaced with the following:

Section Fifty-Six, Prohibition of Waiting by Motor Caravans 10.00pm to 8.00am

(xxiv) Schedule Fifty-Seven, Loading Bay 8.00am to 6.00pm Monday to Saturday, maximum stay 1 hour

1 Insert item 2 (a) 1 as follows:

2	Vale Road	(a)	South-west Side	1	From a point 10 metres north-west from its junction with Strood Road, north-westwards for a distance of 10 metres
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(xxv) Section Fifty-Eight, Loading Bay 8.00am to 6.00pm, Monday to Saturday, maximum stay 1 hour

1 The title of this Section be deleted and replaced with the following:

Section Fifty-Eight, Loading Bay for Goods Vehicles Only 8.00am to 6.00pm, Monday to Saturday, maximum stay 1 hour

2 Delete item 1 (a) 1

1	Kings Road	(a)	North-west Side	1	From a point 19 metres northeast of the southern boundary of No. 51, north-eastwards for a distance of 12 metres
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and insert item 1 (a) 1 as follows:

1	Kings Road	(a)	North-west Side	1	From a point 19 metres north-east of the southern boundary of No. 51, north-eastwards to the northern boundary of No. 55
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(xxvi) Schedule Fifty-Nine, Car Club Bay At Any Time

1 Delete item 4

4	Nelson Road	(b)	Outer Side	2	From a point 17 metres north-west of its junction with Milward Road, north-westwards for a distance of 6 metres
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This Order may be cited as “The East Sussex (Borough of Hastings) (Traffic Regulation) (Consolidation) Order 2013 (Various Roads) Amendment Order 201* No. *” and shall come into effect on xx xxxx xxxx

THE COMMON SEAL of)
 EAST SUSSEX COUNTY COUNCIL)
 was affixed hereto)
 on the xxth day of xxxxx)
 Two Thousand and Sixteen)
 in the presence of:-

AUTHORISED SIGNATORY