

To: All Members of the Council

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Dear Councillor

COUNCIL MEETING – 18 FEBRUARY 2014

A MEETING of the WAVERLEY BOROUGH COUNCIL will be held in the COUNCIL CHAMBER, COUNCIL OFFICES, THE BURYS, GODALMING on **TUESDAY, 18 FEBRUARY 2014** at **7.00 p.m.** and you are hereby summoned to attend this meeting.

The Agenda for the Meeting is set out below.

[In the event that adverse weather conditions prevent this meeting from proceeding, the meeting will be held instead at 5.00 pm on Tuesday 25 February 2014]

Yours sincerely

ROBIN TAYLOR

Head of Policy and Governance

This meeting will be webcast from the conclusion of Informal Question Time and can be viewed by visiting www.waverley.gov.uk

AGENDA

1. **INFORMAL QUESTION TIME**

The Mayor to receive any informal questions from members of the public (for a maximum of 15 minutes), before the start of the formal meeting.

2. **MINUTES**

To confirm the Minutes of the Council Meeting held on 10 December 2013 ([herewith](#)).

3. APOLOGIES FOR ABSENCE

The Mayor to report apologies for absence.

4. DISCLOSURE OF INTERESTS

To receive from Members declarations of interest in relation to any items included on the agenda for this meeting in accordance with the Waverley Code of Local Government Conduct.

5. MAYOR'S ANNOUNCEMENTS

6. QUESTIONS FROM MEMBERS OF THE PUBLIC

To answer the following questions from members of the public, received in accordance with Procedure Rule 10:-

i. from Mr Jerry Hyman of Farnham

Lady Mayor. Tonight's detailed Budget Pages (pp 140, 141) present a Timetable for East Street effectively seeking Members' approval to commit funds to secure a recruitment consultant, to engage the expertise and perhaps miracles necessary to deliver Crest's impractical scheme.

Page 140 states, "*Purchase of Marlborough Head – March/April 2014*" - a matter of weeks away. I'm asking Members to please consider whether such action may be premature.

Last August WBC asked the SofS to confirm your legal advisers' longheld Opinion that EIA of Riverside is not required, but after a delay to obtain necessary further information from WBC, his Screening Direction instead confirmed my position, i.e. that a complete Environmental Statement for the whole of the scheme must be provided (or consent cannot lawfully be granted). To quote from the SD, the EIA must cover the "*... effects of the whole project (East Street and Riverside) in relation to current traffic and environmental issues...*"

The EIA Directive states its purpose as being to prescribe a process to prevent "environmental damage" from the consenting (and construction) of qualifying 'major projects'. Thus the Screening Direction serves an authoritative Order, with the effect that construction of any part of the whole scheme, which includes the Riverside car park and the tennis courts, must cease pending a complete EIA.

For WBC to produce a complete ES for the whole East Street/Riverside scheme requires detailed in-combination assessments of matters such as traffic modelling, drainage characteristics, tree loss, and increasing flooding downstream (in Elstead, Godalming and Guildford), all of which Crest's experts have proven incapable of assessing despite being given many years to do so. Even if solutions

to the scheme's problems can be found, it will require a lengthy process of working with the Environment Agency, and complicated modelling of traffic proposals by SCC Highways. The Tennis Club has perfectly usable courts, and is entitled by law to be consulted upon the likely drainage and sanitary characteristics of the new facility before its construction commences.

The Council has three years to decide when to acquire and close down the Marlborough Head, if necessary. There is no imperative need to avoid due process. Will Members tonight please give due consideration to the withdrawal of the timetable, and to providing an appropriate assurance that the acquisition of the Marlborough Head, the revision of the developer contract, and the carrying out of further works to the temporary car park extension and tennis facilities, are all now halted pending completion of the EIA process? Thank You."

ii. from Mr David Wylde of Farnham

"In January last year a letter was handed to the Inspector at the CPO inquiry, concerning the Marlborough Head public house, stating that funding was available for the East Street Development. It is assumed now that this offer has been withdrawn. At the Brightwells Steering Group meeting of the 2 July 2013 under the heading 'Funding', I quote, 'While discussions were continuing with two potential funders, Bruce McArthur was preparing a prospectus to go out to the wider market.' A later meeting on November 19 2013 reports no update on funding.

Has Crest Nicholson got the necessary funding in place for the commercial part of the East Street Development?"

iii. from Mr Mike Thurston of Farnham

"Farnham people have lost a bowling club, have a theatre under threat of demolition, and face planned encroachment of massive buildings into a privatised Brightwell Gardens. The largely unwanted East Street development promoted by this Council was a major determinant leading more than 10500 people to sign a petition to the Queen requesting that Farnham should no longer be part of Waverley Borough.

We learn now that a feasibility study has been initiated that would result in a move of the Gostrey Centre, for more than ten years an essential element of the East Street development, to the Memorial Hall. Without very considerable extension and massive re-building of the Hall, the Centre would be worse off for space relative to the current allocation within the East Street scheme. Occupation of the Hall by a day centre would place major constraints on other potential users. The Memorial Hall is the only public hall in Farnham available for community use. Will the feasibility study consider the current users of the Hall and can we expect Crest Nicholson to provide an alternative facility within the East Street development for the people of Farnham?"

[NB. These questions express personal views of the questioners and Waverley does not endorse any statements of fact and opinion in any way and they do not reflect the views of Waverley Borough Council.]

7. QUESTION TIME

To answer any questions received in accordance with Procedure Rule 11.2.

8. MOTIONS

To receive any motions submitted in accordance with Procedure Rule 12.1.

9. BUDGET 2014/2015

To receive the report of the Executive in respect of the 2014/2015 budget, set out at Appendix A, incorporating:-

Appendix A.1 - General Fund Revenue Estimates 2014/15

Appendix A.2 - General Fund Capital Programme 2014/15

Appendix A.3 - Housing Revenue Account Annual Business Plan 2014/2015 and Revenue Budget 2014/2015

Appendix A.4 - Housing Revenue Account Capital Programme 2014/15, New Affordable Homes Programme and Stock Improvement Programme

Appendix A.5 - Council Tax Setting 2014/15 (including any information received since the meeting of the Executive) (To Follow).

[These papers are circulated as a separate document.]

10. MINUTES OF THE EXECUTIVE AND COMMITTEES

(a) To receive the minutes of the meetings of the Executive held on:-

(i) 12 December 2013 (special meeting) (herewith - coloured grey);

(ii) 7 January 2014 (herewith – coloured grey); and

(iii) 4 February 2014 (herewith – coloured grey); and

(b) To receive the minutes of the meetings of the Licensing and Regulatory Committee held on:-

(i) 16 December 2013 (herewith - coloured bright green); and

(ii) 30 January 2014 (herewith – coloured bright green).

11. LOCAL GOVERNMENT AND HOUSING ACT 1989
LOCAL GOVERNMENT (COMMITTEES AND POLITICAL GROUPS)
REGULATIONS 1990

Following recent changes to the membership of the Executive, the Council to approve the following resulting appointments, for the remainder of the current Council year:-

Corporate Overview and Scrutiny Committee

Cllrs Tom Martin and Donal O'Neill have been appointed to the Executive and are no longer eligible to remain on an Overview and Scrutiny Committee. Cllr O'Neill also held the position of Vice-Chairman.

The Council to approve the appointment of two councillors from the Conservative Group to fill the vacancies and to nominate a member of the Committee to undertake the role of Vice-Chairman (*names to be identified at the meeting*).

Audit Committee

Cllrs Tom Martin and Donal O'Neill have been appointed to the Executive and are no longer eligible to remain on the Audit Committee, where Cllr Tom Martin was also Chairman.

The Council to approve the appointment of two councillors from the Conservative Group to fill the vacancies on the Audit Committee, and to nominate a member of the Committee to undertake the role of Chairman (*names to be identified at the meeting*).

12. EXCLUSION OF PRESS AND PUBLIC

To consider the following motion, to be moved by the Mayor, where appropriate:-

That pursuant to Procedure Rule 20 and in accordance with Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting during consideration of any matter on this agenda on the grounds that it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that if members of the public were present during the item(s), there would be disclosure to them of exempt information (as defined by Section 100I of the Act) of the description specified in the appropriate paragraph(s) of the revised Part I of Schedule 12A of the Local Government Act 1972 (to be identified at the meeting).

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