

## Cabinet Member for Communities and Health Agenda

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**Date:** Tuesday, 26th July, 2016

**Time:** 9.00 am

**Venue:** R1 & R2 - Westfields, Middlewich Road, Sandbach, CW11 1HZ

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1. **Apologies for Absence**

2. **Declarations of Interest**

To provide an opportunity for Members and Officers to declare any disclosable pecuniary and non-pecuniary interests in any item on the agenda.

3. **Public Speaking Time/Open Session**

In accordance with Procedure Rules Nos.11 and 35 a period of 10 minutes is allocated for members of the public to address the meeting on any matter relevant to the work of the body in question. Individual members of the public may speak for up to 5 minutes but the Chairman or person presiding will decide how the period of time allocated for public speaking will be apportioned where there are a number of speakers. Members of the public are not required to give notice to use this facility. However, as a matter of courtesy, a period of 24 hours' notice is encouraged.

Members of the public wishing to ask a question at the meeting should provide at least three clear working days' notice in writing and should include the question with that notice. This will enable an informed answer to be given.

4. **Allocation of Community Grants** (Pages 1 - 8)

To determine the award of community grants to voluntary and community organisations in the second round of grants for 2016/17.

5. **Nelson Pit Visitor Centre - Pay and Display Parking Charges** (Pages 9 - 18)

To consider the proposal to introduce pay and display parking charges at the Nelson Pit Visitor Centre, off Lyme Road, Higher Poynton.

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For requests for further information

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## CHESHIRE EAST COUNCIL

### Cabinet Member for Communities

**Date of Meeting:** 26<sup>th</sup> July 2016  
**Report of:** Principal Manager – Partnerships & Communities  
**Subject/Title:** Allocation of Community Grants  
**Portfolio Holder:** Councillor Paul Bates

#### 1.0 Report Summary

- 1.1 To determine the award of Community Grants to Voluntary and Community Organisations which meet the criteria approved by Cheshire East Council. The Council recognises the valuable input that the Voluntary and Community Sector brings to the quality of life in the community. Grants are awarded to those organisations which meet the Council's Residents First Outcomes.
- 1.2 The report covers the second round of grants for 2016/17 and makes recommendations totalling £35,367 in line with Cheshire East Council's Policy for the Allocation of Grants.

#### 2.0 Recommendation(s)

- 2.1 That the following Community Grants be awarded/declined/deferred as indicated:

##### Events

Audlem Special Events Team	Awarded £900
Crewe & Nantwich Twinning Association	Declined
Dorota Karczewska	Declined
Knutsford Heritage Centre	Awarded £1,000
Sandbach Today	Awarded £195

##### Activities

Congleton Musical Theatre	Declined
Congleton Pentecostal Church	Awarded £340
Friends of the Moor	Awarded £800
Macclesfield Art Group	Awarded £692
Parish Plan Implementation Group	Declined
Samaritans Crewe	Awarded £400
Wishing Well	Awarded £500

##### Facilities

Audlem Public Hall Committee	Awarded £5,000
Church Minshull Village Hall	Awarded £3,000
Congleton Community Partnership	Awarded £5,000
Eaton with Hulme Walfield PCC	Declined
Elworth Methodist Church	Awarded £5,000
Macclesfield Town Football Club	Declined
Mere & Tabley Community Club	Awarded £5,000
New Life Church	Declined

Shavington Youth Centre  
St Matthew's Haslington  
St Michael's Church  
Visyon  
Wincle St Michael's PCC  
Wrenbury Village Hall Trust

Declined  
Awarded £3,000  
Declined  
Declined  
Awarded £4,200  
Awarded £340

## 3.0 Reasons for Recommendations (details of Grants)

### 3.1 Events:

#### Audlem Special Events Team

<b>Total project cost £4,918</b>	<b>Amount requested £1,000</b>	<b>Amount awarded £900</b>
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The team wish to purchase staging and a puppet show for their Festival of Transport event. They have contributions from their own fundraising, sponsorship and donations. Due to a change in their original plans of requesting funding for an RAF flyover, their costs have reduced slightly. It is recommended they are awarded £900.

#### Crewe & Nantwich Twinning Association

<b>Total project cost £2,000</b>	<b>Amount requested £1,000</b>	<b>Declined</b>
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The association are applying for transport, hire of venue, meals, refreshments and cost of visiting local attractions around Cheshire East for overseas visitors attending as part of the 25th anniversary of the towns twinning. As none of the items being applied for can be funded under the community grants scheme it is recommended the application is declined.

#### Dorota Karczewska

<b>Total project cost £600</b>	<b>Amount requested £600</b>	<b>Declined</b>
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This application appears to be from an individual who is not part of a community or voluntary group. The bank account is in their name and they have not supplied the required documents. It is recommended the application is declined and contact is made through our community development officers to provide support.

#### Knutsford Heritage Centre

<b>Total project cost £16,888</b>	<b>Amount requested £1,000</b>	<b>Amount Awarded £1,000</b>
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Knutsford is celebrating 1000 years since Canute became King of England and has a series of events and activities planned to celebrate the Canute Millennium. The centre is requesting support for their publicity and advertising costs. They are contributing themselves, have donations and sponsorship and have a contribution from the town council. It is recommended they are awarded £1,000.

#### Sandbach Today

<b>Total project cost £708</b>	<b>Amount requested £195</b>	<b>Amount Awarded £195</b>
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Sandbach Today are holding their annual exhibition to showcase the activities of voluntary and other groups in Sandbach. They require leaflets and banners to promote the event. They are contributing themselves and have an expected income from stalls at the event. It is recommended they are awarded £195.

### 3.2 Activities:

#### Congleton Musical Theatre

<b>Total project cost £20,810</b>	<b>Amount requested £1,000</b>	<b>Declined</b>
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The theatre group is applying for costs towards the hire of their costumes for the production of Sister Act. They are contributing themselves, have donations and sponsorship and a

contribution from the town council. They have received a community grant year-on-year since 2012 and with limited funds available it is recommended this application is declined.

## Congleton Pentecostal Church

<b>Total project cost £500</b>	<b>Amount requested £340</b>	<b>Amount Awarded £340</b>
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The children's holiday club takes place annually during the summer holidays and is subsidised to provide a club for low income families. They require funding to purchase craft materials and advertising literature. They have a projected income from the holiday club charges but have not applied elsewhere. It is recommended they are awarded £340.

## Friends of the Moor

<b>Total project cost £1,150</b>	<b>Amount requested £1,000</b>	<b>Amount Awarded £800</b>
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The Friends group wish to purchase children's play equipment and oversized games such as Connect 4 and Jenga for National Play Day primarily, but also for future events. They had previously called on the services and equipment from Knutsford Leisure Centre but are no longer able to receive this support. They have made a small contribution themselves and from sponsorship but have not approached the town council or other funding sources. It is recommended they are awarded £800 on condition of supplying a copy of their safeguarding policy.

## Macclesfield Art Group

<b>Total project cost £1,192</b>	<b>Amount requested £692</b>	<b>Amount Awarded £692</b>
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The art group wish to refresh their visual identity to appeal to a contemporary audience by updating their publicity materials and developing new communication channels. They are contributing almost half of the costs from their own fundraising. It is recommended they are awarded £692 on condition of supplying a copy of their safeguarding policy.

## Parish Plan Implementation Group

<b>Total project cost £1,600</b>	<b>Amount requested £800</b>	<b>Declined</b>
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The Group have operated a community bus service for the last 2 years using an ex CEC vehicle. They have now encountered a problem with the engine with repairs estimated between £800 and £1,600. They have £800 themselves and are requesting £800 from the Council. They have been granted a new vehicle that may not arrive until the end of the year and wish to repair this vehicle to sell and invest the money into the scheme. The Community Grants Scheme does not cover running costs, which repairs to vehicles are classed as, therefore it is recommended the application is declined.

## Samaritans Crewe

<b>Total project cost £480</b>	<b>Amount requested £400</b>	<b>Amount Awarded £400</b>
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The Samaritans use a laptop to train new volunteers and retrain existing volunteers. Their current laptop is now out-of-date and unreliable and they are seeking funding to purchase a new laptop. It is recommended they are awarded £400 on condition of supplying a copy of their constitution and safeguarding policy

## Wishing Well

<b>Total project cost £930</b>	<b>Amount requested £930</b>	<b>Amount Awarded £500</b>
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Wishing Well are applying to run a 6 week yoga and dance class for people with depression, anxiety and isolation as part of a wider programme of activity culminating in a performance at Tatton Park. They are not contributing themselves and do not have any other contributions. It is recommended they are awarded £500 on condition of securing the remaining project costs and supplying a copy of their constitution and safeguarding policy.

### 3.3 Facilities:

#### Audlem Public Hall Committee

<b>Total project cost £707,547</b>	<b>Amount requested £5,000</b>	<b>Amount Awarded £5,000</b>
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The committee wish to build an annexe to the village hall to provide changing rooms, a gym, youth club, medical room and a lounge and dining area. They have secured £607k from the Big Lottery, along with a number of donations from groups using the hall. They are requesting funding from ourselves to purchase furniture and curtains for the senior citizens lounge and dining area which will be used as a day club. It is recommended they are awarded £5,000

#### Church Minshull Village Hall

<b>Total project cost £6,039</b>	<b>Amount requested £5,000</b>	<b>Amount Awarded £3,000</b>
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The village hall wishes to replace their current heating system, which they can no longer purchase parts for, with a more efficient system. It is a well used hall with a number of community groups hiring the facilities. They are contributing themselves but do not have any other contributions. It is recommended they are awarded £3,000 on condition of securing the remaining project costs.

#### Congleton Community Partnership

<b>Total project cost £19,050</b>	<b>Amount requested £5,000</b>	<b>Amount Awarded £5,000</b>
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The Partnership are developing the Old Saw Mill for community use and are requesting funding to install a kitchen and prepare a processing room for the apple juice and cider production. As a start-up organisation this is the first time they have applied to the scheme. They are contributing themselves, have other grants and a donation from the town council. It is recommended they are awarded £5,000

#### Eaton with Hulme Walfield PCC

<b>Total project cost £87,840</b>	<b>Amount requested £5,000</b>	<b>Declined</b>
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The church wish to complete phase 2 of improvement works to upgrade facilities for the community. This will include an extension to the entrance hall, separate meeting room, improved kitchen and replacing flat roof. They have previously received £30,000 from the community grants scheme and Giveback fund for the first phase and with limited funds it is recommended the application is declined.

#### Elworth Methodist Church

<b>Total project cost £98,000</b>	<b>Amount requested £5,000</b>	<b>Amount Awarded £5,000</b>
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The church wishes to install a coffee shop and improved entrance to increase their community offering. They already have a number of groups that use the building, with activities taking place every day, and wish to increase this. They have raised over half of the project costs and have applied to the town council and other funders but have a shortfall of £29k. It is recommended they are awarded £5,000 on condition of receiving the full project costs and supplying a copy of their constitution and safeguarding policy.

#### Macclesfield Town Football Club

<b>Total project cost £30,898</b>	<b>Amount requested £5,000</b>	<b>Declined</b>
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The football club wish to install better heating and insulation in their community room as it is currently unusable in the winter. As a private limited company they are not eligible to apply to the scheme and it is recommended the application is declined.

#### Mere & Tabley Community Club

<b>Total project cost £281,266</b>	<b>Amount requested £5,000</b>	<b>Amount Awarded £5,000</b>
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This newly formed community club has been created through the merger of Mere Parish Club and Tabley Parish Club, following the demolition of Tabley Club due to the A556 by-pass construction. They are now looking to build an extension to the building to accommodate more

groups and users. They have funding from Highways England, substantial amounts of own fundraising and are seeking funding from other sources as well as continuing to fundraise. It is recommended they are awarded £5,000

#### **New Life Church**

<b>Total project cost £55,000</b>	<b>Amount requested £5,000</b>	<b>Declined</b>
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The church wishes to build an extension to provide an additional room which will house up to 50 people. They have made a number of improvements to their community building which is very well used by a number of community groups and provides community facilities open to all. They are contributing themselves, have donations and a grant but have not applied to the town council. They have applied year on year since 2009 and have received a number of large grants from Cheshire East and with limited resources it is recommended the application is declined.

#### **Shavington Youth Centre**

<b>Total project cost £5,000</b>	<b>Amount requested £4,000</b>	<b>Declined</b>
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The youth centre wish to install a stage, seating and lighting to help generate an income and become self-sustaining. They are donating themselves but cannot ask the parish council as they are contributing to another project. As the youth centre was awarded a grant in the previous round they are not eligible to apply again in this financial year, therefore it is recommended the application is declined.

#### **St Matthew's Haslington**

<b>Total project cost £26,410</b>	<b>Amount requested £5,000</b>	<b>Amount Awarded £3,000</b>
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The church wishes to refurbish its kitchen as part of their plans of becoming a community hub and hosting more community activity. They are contributing themselves and have donations but have not applied elsewhere. It is recommended they are awarded £3,000 and asked to approach the parish council and other funding sources.

#### **St Michael's Church**

<b>Total project cost £8,437</b>	<b>Amount requested £4,887</b>	<b>Declined</b>
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The church are looking to install an electronic winch and pulley system for their chandeliers which are used for burning candles for services, concert events and weddings in the church. They are contributing themselves, have funds from ticket sales and have applied to the Town Council, which isn't shown on their application form and, if successful, would reduce the required grant to £2,887. Whilst they do have community activity in the church the project will primarily benefit the church goers. It is recommended the application is declined and information is provided on organisations that specifically fund church activities and restoration.

#### **Visyon**

<b>Total project cost £8,000</b>	<b>Amount requested £5,000</b>	<b>Declined</b>
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Visyon Congleton has been completing work in Crewe, in the building occupied by Cheshire Without Abuse. Due to high demand for their service they have negotiated exclusive use of a section of the building and wish to refurbish the area on offer. This would include decorating, new flooring and doors, electric heaters, replacement toilet and sink and small kitchen area. They have in-kind donations but are not contributing financially themselves and have not applied elsewhere. The Policy for the Allocation of Community Grants states that for projects on buildings, including refurbishment, the applicant must either own the building or a lease for at least 5 years. As they are operating on a rolling annual lease it is recommended the application is declined.

**Wincle St Michael's PCC**

<b>Total project cost £50,000</b>	<b>Amount requested £4,897</b>	<b>Amount Awarded £4,200</b>
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The church wish to reorder their building to provide more community activity by installing a disabled toilet, moving their kitchenette, enlarging the porch and access facilities and erecting partitions and mezzanine floor. They are requesting the funding as third party funding as part of their WREN bid and a contribution towards their architect fees. The funding from WREN has not been confirmed, they do not have contributions from their own fundraising or any other sources. It is recommended they are awarded the third party costs of £4,200 on condition of receiving the WREN funding and asked to look at other funding sources.

**Wrenbury Village Hall Trust**

<b>Total project cost £680</b>	<b>Amount requested £680</b>	<b>Amount Awarded £340</b>
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The trust wish to redecorate both of their halls, kitchen, toilets and stage as it is currently 'scruffy'. They have not contributed themselves or sought other funding. It is recommended they are awarded half of the costs at £340 on condition of securing the remaining project costs.

#### **4.0 Wards Affected**

- 4.1 The recommendations relate to all wards within Cheshire East

#### **5.0 Local Ward Members**

- 5.1 All Ward members

#### **6.0 Policy Implications (including carbon reduction and health)**

- 6.1 All of the applications contained in this report have been considered in the light of the Council's Policy for the Allocation of Grants, and the recommendations on each one conform to that Policy.

#### **7.0 Financial Implications (authorised by Chief Operating Officer)**

- 7.1 All of the proposed grants can be funded from within existing budgets approved as part of the Council's Budget for 2016/17

#### **8.0 Legal Implications (authorised by Borough Solicitor)**

- 8.1 The Council has the powers to award grants to organisations using its general power of competence in section 1 of the Localism Act 2011. In exercising the power the Council must satisfy its public law duties. In essence this means that in making the decision the Council must have taken into account only relevant considerations, followed procedural requirements, acted for proper motives and not acted unreasonably. A grant policy is a clear statement of the criteria that the Council is applying and is essential if the Council is to defend any challenge to its decision making process.
- 8.2 Cabinet has approved and Cheshire East Council has put in place a Policy for the Allocation of Grants to Voluntary and Community Organisations 2015/16. This Policy deals with the allocation of community grants which are awarded to defined Organisations following an application process and against set criteria. There are conditions requiring that Organisations report back to the Council upon expenditure of the grant and to enable further appropriate conditions to be imposed. The decision making process was delegated to the Portfolio Holder in order ensure that decisions can be made expeditiously and at the appropriate level.



- 8.3 Grant funding organisations based on the application of the Council's grant policy satisfies the Council's public law duties.

### **9.0 Risk Management Implications**

- 9.1 The risk of not agreeing an approach to funding the community and voluntary sector is that some organisations may be unable to continue their activities, resulting in a loss of community benefit. This is a particular issue during an economic downturn when other funding sources may not be available.

### **10.0 Background and Options**

- 10.1 Applications received and allocated in accordance with Cheshire East Council's Policy for the Allocation of Community Grants.

### **11.0 Access to Information**

The background papers relating to this report can be inspected by contacting the report writer:

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## Cabinet Member for Communities and Health

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**Date of Meeting: 26 July 2016**

**Report of: Andrew Round Interim Executive Director of Place**

**Subject/Title: Introduction of Pay and Display charges (off street parking places order) at Nelson Pit Visitor Centre Car Park, off Lyme Road, Higher Poynton.**

**Portfolio Holder: Cllr Paul Bates**

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### **1. Report Summary**

- 1.1. Cheshire East Council's Countryside Ranger Service looks after 27 countryside sites throughout Cheshire East. The sites include country parks, linear trails, local nature reserves and sites of special scientific interest. The managed countryside sites provide access to the local countryside for quiet informal recreation. Their management helps to promote community engagement: provide areas for environmental education; develop and improve the biodiversity of sites and promoting the opportunities for health and well being improvements. The number of visits to the countryside sites is estimated to be about 1 million visits per annum. The Countryside Ranger Service has a consistent high level of satisfaction by users, of over 96%.
- 1.2. There are three principal countryside sites which are very popular. These are Teggs Nose Country Park, located in the hills to the north east of Macclesfield, Brereton Heath Local Nature Reserve, located between Congleton and Holmes Chapel and Nelson Pit Visitor Centre, located at Higher Poynton. Nelson Pit Visitor Centre is a popular "honey pot" site associated with the adjacent Cheshire East Council owned Middlewood Way and the popular Macclesfield Canal. These three facilities include the ancillary facilities typically expected at such countryside sites. These include toilets, a visitor centre, a ranger's office, a managed landscape and an appropriately sized, hard surfaced car park.
- 1.3. At both Teggs Nose Country Park and Brereton Heath Local Nature Reserve, a car parking pay and display policy has been in place for a number of years. The Councils Civil Enforcement Officers (CEO's) monitor the car parks and the adjacent highways, and are responsible for the issuing of Penalty Charge Notices (PCN's). There are other off-street parking spaces within half a mile of Nelson Pit Visitor Centre (e.g. Poynton Coppice car park and Jackson's Brickworks car park) that will remain free. Income from pay and display is part of the Countryside Ranger Service budgets and directly relates to site management and provision of the service.
- 1.4. This report presents the proposal to introduce pay and display charges at the car parks located at Nelson Pit Visitor Centre, Lyme Road, Higher Poynton and thus amend the Cheshire East Borough Council (Off-Street Parking Places) (Consolidated) Order 2015. The Countryside Ranger Service will liaise with the Parking Services Team to assist and inform them of the requirement of any necessary enforcement action that may be required. This will be in a similar

manner as it currently does at Teggs Nose Country Park and at Brereton Heath Local Nature Reserve.

- 1.5. The proposal to introduce pay and display at Nelson Pit Car Park would mean that Cheshire East Council adopts a consistent approach across the three principle countryside sites, where there are a similar service and facilities provision. Income from the pay and display would assist in the provision of the countryside facilities. The proposed small increase in car park charges for the period of between 3 and 10 hours ensures consistency with the other two car parks mentioned earlier in the report.

The introduction of new car parking charges falls within the remit of the Communities and Health Portfolio Holder. The introduction of these charges is on land under the responsibility of the Highways and Infrastructure Portfolio Holder and as such would require the agreement of both of the Portfolio Holders; the Portfolio Holder for Highways and Infrastructure has been consulted and is in agreement with the proposals.

## **2. Recommendation**

- 2.1. That the proposal to introduce Pay and Display charges at Nelson Pit Visitor Centre Car Park, off Lyme Road, Higher Poynton be approved subject to formal consultation and the Cheshire East Borough Council (Off-Street Parking Places) (Consolidated) Order 2015 (as amended) be further amended. In the event that objections are received that cannot be resolved, the Interim Executive Director of Place to have the delegated authority to determine whether and how to proceed after consultation with the Cabinet Member for Communities and Health.
- 2.2. In the event of there being no outstanding objections, or the Interim Executive Director of Place after consultation with the Cabinet Member for Communities and Health deciding to proceed notwithstanding any outstanding objection, to authorise the making and bringing into force of the proposed tariffs, hours of operation and other variations set out below:
  - (a) that the charges payable in connection with the use of the Nelson Pit Visitor Centre car park, off Lyme Road, Higher Poynton on all days between the hours of 9.00 am and 9.00 pm would be:

0 – 1 hours	£0.70
1 – 3 hours	£2.00
3 – 10 hours	£2.50
  - (b) a 12 monthly permit to cost £55 to allow parking at any of the following Parking Places: Nelson Pit Car Park, Teggs Nose Country Park and Brereton Heath Local Nature Reserve Car Park
  - (c) a limited number (5) of 12 month permits be made available at a cost of £50 each to allow parking at Nelson Pit Car Park available to persons who, in the opinion of the Council

- i) fulfil the conditions of the Council's Residents Parking Policy; and
  - ii) live permanently on canal boats within 100 yards of Nelson Pit Car Park.
- (d) that the hours of operation of Nelson Pit Car Park would be all days and all hours;
- (e) that the maximum period a vehicle may wait within the Charging Hours would be 10 hours; the exception being those holding a permit referred to in 2.2 (c) above.
- (f) that Nelson Pit Car Park may be used by the following classes of vehicles: (i) motor cars (within the provisions of section 136(2) of the Road Traffic Regulation Act 1984 ('the 1984 Act')); (ii) motor cycles (as defined by section 136(4) of the 1984 Act); (iii) other motor vehicles (of a gross weight not exceeding 3.5 tonnes); (iv) invalid carriages (as defined by section 136(5) of the 1984 Act).

### **3. Other Options Considered**

- 3.1. The reasons for the proposed order are set out within this report. The alternative options is:--
- 3.2. Not to make an amendment to the Order in relation to the site and therefore not to charge for use of parking at Nelson Pit Visitor Centre Car Park. This would lead to the car park being used as it currently is, and the service never covering any of the costs of providing the facility.

### **4. Reasons for Recommendation**

- 4.1. It is proposed to introduce at this site charging for parking and control through appropriate civil enforcement for the following reasons:
  - (a) To adopt a consistent approach to the management of the appropriate countryside ranger service facilities.
  - (b) If a surplus income is achieved, this will be used to contribute to the services costs of maintaining the countryside facilities
  - (c) To ensure a turnover of vehicles so that visitors may have a reasonable expectation of finding a space without a long wait: this should in turn reduce the risk of displacement at peak times onto nearby roads. Increased throughput should also benefit those local businesses geared towards visitors, which should experience an increased footfall;
  - (d) To provide for the effective and where appropriate enforcement by the Parking Services Team.

- 4.2. The operation, maintenance and upkeep of the site including the public toilets and Countryside Ranger Service accommodation, is contained in the service's revenue budgets. Usage and estimated income levels are assumed to be of a similar level proportionate to the other countryside car parks, of Brereton Heath Local Nature Reserve and Teggs Nose Country Park.

### **5. Background/Chronology**

- 5.1. The Nelson Pit Visitor Centre Car Park serves a number of different leisure facilities, including the Middlewood Way footpath and bridlepath, canal visits, and longer walks on the public rights of way network to Lyme Park, visits to the pub and coffee shop and for dog walking. The car park is well used, and heavily occupied at peak times such as holidays and in good weather, which results in overspill onto local roads.
- 5.2. The introduction of tariffs and operating hours are designed to give customers the convenience of finding bays on the car park more quickly. At both Teggs Nose Country Park and Brereton Heath Local Nature Reserve, the principle of charging for site car parking, with the revenue going towards the provision of the site facilities is already accepted. It is considered that the same principle, whereby the provision of toilets, visitor centre, an appropriate car park, and facilities are provided (as at Teggs Nose and Brereton) and that this proposal will provide a consistent approach; then car parking charges should be introduced.
- 5.3. Assumptions of usage and estimated income levels are based on a similar level to other countryside car parks. Any surplus earned after operating costs will be utilised for the management of countryside facilities and amenities including the adjacent Middlewood Way, Jacksons Brickworks and Poynton Coppice.
- 5.4. Residents of canal boats use the car park, and have hitherto enjoyed free parking, including unauthorised and limited over night parking on this site. An annual permit priced at £50 as proposed by paragraph 2.2(c) above, which is in line with other residents parking permits within the Borough and will serve to provide for continued maintenance of the car park facility.
- 5.5. The charges proposed are similar to those levied at similar facilities elsewhere in the Borough (for example Teggs Nose Country Park and Brereton Heath Local Nature Reserve) which also include Sundays within the charging hours. This is due to the nature of use of the facility primarily for leisure. Other off-street parking spaces within half a mile of Nelson Pit Visitor Centre (e.g. Poynton Coppice car park and Jackson' Brickworks car park) will remain free

### **6. Wards Affected and Local Ward Members**

All but specifically, Poynton East and Pott Shrigley.

## **7. Implications of Recommendation**

### **7.1. Policy Implications**

- 7.1.1. The proposal should assist with reducing carbon emissions through reduced congestion and also encourage use of public transport or access to sites on foot or by cycle, thereby meeting the Council's corporate outcomes, 4 and 5
- 7.1.2. The proposal will enable the Council to continue to invest in the local countryside facilities in accordance with the Greenspace Strategy, (Jan 2013) and will contribute to the council's corporate plan outcomes numbers 4, 5 and 6.

### **7.2. Legal Implications**

- 7.2.1. The proposal has to be advertised for 21 days and objections invited. The Council must take into account any representations in respect of the same before deciding whether to proceed.
- 7.2.2. If, following that process, the proposed amendment is made, there are further notification requirements designed to ensure that the public are made aware of the changes and when they will take effect. There is also a period of six weeks following the notification of the making of the proposed amendment to the Order during which a challenge may be brought in the Administrative Court.
- 7.2.3. Failure to consider any such objections would pose a risk to any subsequent decision. If any objections are received then these will be considered by the or the Interim Executive Director of Economic Growth and Prosperity who, after consultation with the appropriate Cabinet Member, will decide whether or not to proceed with making the Order.

### **7.3. Financial Implications**

- 7.3.1. There will be a cost implication relating to the publication of the statutory notices. The estimated costs for statutory notices, is in the region of £1,500, and will be met from existing revenue budget provision within Countryside. Costs of operating and collecting cash (including the RingGo service) from meters, and maintenance are in the order of £1000 per annum.
- 7.3.2. The car park will require expenditure on signs, and the installation of up to two meters which will be provided from an existing stock. Total costs should not exceed £4,000 and will be met from the countryside budget.
- 7.3.3. Income targets for car parking at Nelson Pit formed part of the 2016-17 budget setting process approved at February Council. The Countryside service will face budget pressures in 2016-17 if this proposal is not implemented.

**7.4. Equality Implications**

None

**7.5. Rural Community Implications**

The proposal will enable the Council to provide recreational facilities in close proximity to all communities; to enable residents and visitors to contribute towards the rural economy and to benefit from health and well being opportunities.

**7.6. Human Resources Implications**

None

**7.7. Public Health Implications**

The provision of quality Country Parks will have a positive impact on the health and wellbeing of residents.

**7.8. Other Implications (Please Specify)**

Provision of access to countryside sites should increase physical activity and provide attractive local venues for communities to enjoy their leisure, seek relaxation and hold events and celebrations that enhance social cohesion.

**8. Risk Management**

Full consideration of any objections received in response to the statutory notices will mitigate any risk of challenge.

**9. Access to Information/Bibliography**

The background papers relating to this report can be inspected by contacting the report writer:

**10. Contact Information**

Contact details for this report are as follows:-

**Name:** Richard Doran

**Designation:** *Countryside Service Development Manager*

**Tel. No.:** 01270 686061

**Email:** [richard.doran@cheshireeast.gov.uk](mailto:richard.doran@cheshireeast.gov.uk)



**NOTICE OF VARIATION  
CHESHIRE EAST BOROUGH COUNCIL (OFF-STREET PARKING PLACES)**

The Council hereby gives NOTICE in exercise of its powers under Section 35C of the Road Traffic Regulation Act 1984 and Regulation 25 of the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996, of its intention to vary the current parking provisions and introduce Pay and Display charges for the off-street car park at Nelson Pit off Lyme Road, Higher Poynton and to vary the charges for the use of Brereton Heath Local Nature Reserve and Teggs Nose Country Park referred to in this Notice. A plan showing the location and extent of the Nelson Pitt car park is available to view at [WEB LINK] or at [SPECIFY OFFICES]. The proposed variations relate to the Cheshire East Borough Council (Off-Street Parking Places) (Consolidated) Order 2015 which came into effect on 26<sup>th</sup> October 2015 as varied by the Cheshire East Borough Council (Off-Street Parking Places) (Variation No 1) Order 2016 which came into effect on 1<sup>st</sup> April 2016.

The proposals are as regards the Nelson Pit Visitor Centre car park, off Lyme Road, Higher Poynton

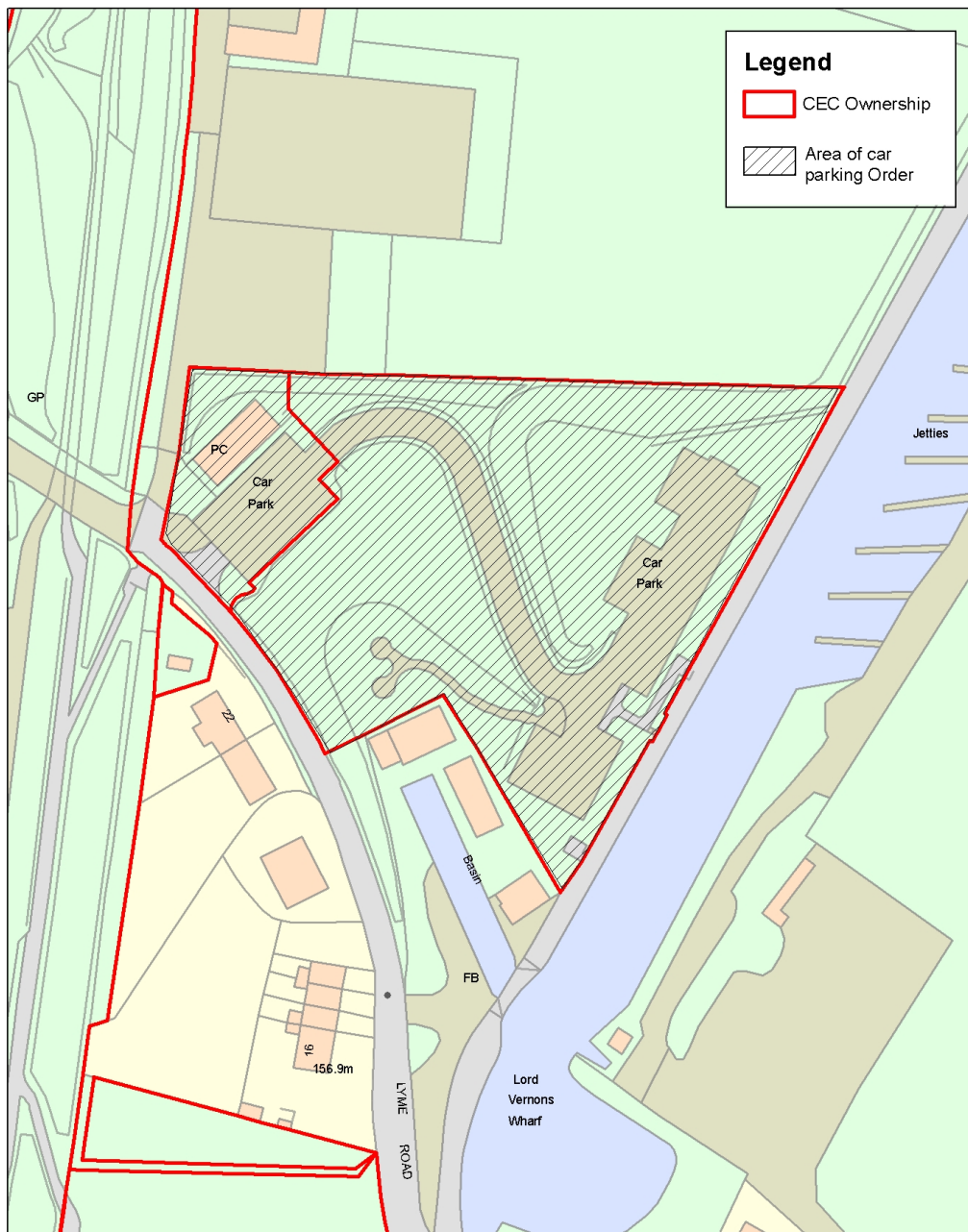
- (a) that the charges payable in connection with the use of it on all days between the hours of 9.00 am and 9.00 pm ('the Charging Hours') will be:
  - 0 – 1 hours     £0.70
  - 1 – 3 hours     £2.00
  - 3 – 10 hours   £2.50
- (b) to issue up to 5 12 month permits be made available at a cost of £50 each to allow parking at Nelson Pit Car Park available to persons who, in the opinion of the Council
  - i) fulfil the conditions of the Council's Residents Parking Policy; and
  - ii) live permanently on canal boats within 100 yards of Nelson Pit Car Parkbut which will otherwise be issued to the first five applicants who meet the above criteria and thereafter if any permit is surrendered or not renewed to the first applicant that meets the above criteria.
- (c) it should operate all days and all hours;
- (d) that the maximum period a vehicle may wait within the Charging Hours would be 10 hours; the exception being those holding a permit referred to in (b) above.
- (e) that it may be used by the following classes of vehicles: (i) motor cars (within the provisions of section 136(2) of the Road Traffic Regulation Act 1984 ('the 1984 Act')); (ii) motor cycles (as defined by section 136(4) of the 1984 Act); (iii) other motor vehicles (of a gross weight not exceeding 3.5 tonnes); (iv) invalid carriages (as defined by section 136(5) of the 1984 Act).

It is also proposed to introduce a 12 monthly permit to cost £50 to allow parking at any of Nelson Pit Car Park, Teggs Nose Country Park and Brereton Heath Local Nature Reserve Car Park

The proposed variations above are intended to come into force on [DATE]. Restrictions for use and penalties for non-compliance with parking provisions remain the same as detailed within existing Order.

Any objection or other representation relating to the proposed Variation should be made in writing. All objections must specify the grounds on which they are made. Objections and other representations should be sent, marked for the attention of Mr Mark Wheelton, Corporate Commissioning Manager/Leisure c/o 2<sup>nd</sup> Floor, Westfields, Middlewich Road, Sandbach, Cheshire or sent by email to mark.wheelton@cheshireeast.gov.uk entitled "Variation to the Order" to arrive no later than 4.00pm on [DATE] 2016

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**Nelson Pit Visitor Centre  
Lyme Road, Higher Poynton**

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