

PUBLIC QUESTIONS TO CABINET – 22 April 2021

Question 1

Mr K Butler, Whitbourne

To: cabinet member, infrastructure and transport

With the Summer tourist season approaching, when are the unsightly flower barrels that litter Bromyard going to be removed, along with the despoiling road markings in Broad Street and High Street?

Response

Thank you for your thoughtful question. These measures were implemented in response to the government's request (amongst others) that local authorities provide extra space on pavements in order for safe social distancing to be maintained, reducing the risk of infection as people use the high streets during the pandemic and protecting the population, especially the elderly and vulnerable. When direction from the government and advice from Public Health England changes, the measures will no doubt change. As the Prime Minister has indicated, when announcing the roadmap out of lockdown, that all restrictions will be lifted on June 21 officers have begun the review process of all emergency active travel measures installed in town and the City centres last year.

Question 2

Mr D Harwood, Ross-on-Wye

To: cabinet member, environment, economy and skills

Thank you for sending a copy of the Green Book and details therein as they relate to guidance for planning and development. The Green Book acts as a guidance tool for decision making and it therefore falls on the Council to define more precise metrics for approval and investment of public money. This being the case and understanding projects need to fall within strategic priorities, is the Council able to share the key metrics a much needed business park development will need to achieve to go ahead in Ross-on-Wye?

Response

As mentioned in the previous responses to this question, the council has commissioned the development of an Economic Development Investment Plan for Ross on Wye (as well as the other four market towns) to identify how we can support the growth of Ross including the need for additional employment land. This work is due to conclude in May 2021. With a finite amount of funding available, the council will need to consider which projects can deliver the greatest strategic impact in delivering the Investment Plan. Therefore, there are not a single set of metrics that that would automatically lead to the development of the model farm site. Should the Investment Plan identify the need for additional employment land in Ross on Wye, we will need to consider the most effective way of meeting this need going forward.

Question 3

Ms A Probert, Hereford

To: leader of the council

In light of the council decision to scrap the Southern Link Road & the Bypass, the secretive way in which the vote was taken, which when followed up by the Hereford Times and their question to elected members as to which way they voted yielded a different result, does the Leader of the Council think the voting system was faulty or that elected members didn't know which way they were voting?

Response

As with all local authorities currently working 'virtually', during Covid 19, we are doing the utmost to remain as open and transparent as possible. We are working within the regulatory framework that has been set out by the Local Authorities and Police and Crime Panels (Coronavirus) (Flexibility of Local Authority and Police and Crime Panel Meetings) (England and Wales) Regulations 2020. The council is compliant with these regulations.

There is no evidence to suggest that the electronic voting system is not accurate and democratic services are able to verify the voting choices of members.

An important principle applied to our virtual meetings is that they align as closely as possible to the physical committee format and apply the rules of our constitution. Under our constitutional arrangements: Only, where there is a requirement to record the named vote, will the results of the roll call be recorded at the meeting and in the minutes.

As you, and a number of our own local councillors, have quite correctly observed, an unintended consequence of using electronic voting is less visibility of members voting choices than would be the case in the physical committee environment. To that end, and under the aforementioned regulations, a local authority may make other standing orders in relation to the rules of the authority governing the meeting – this can include how the council manages our voting system in virtual meetings.

Following consultation with political group leaders the council will now publish the results of electronic voting as an appendix to the written minutes of our meetings. This will allow members of the public to see how members have voted.

Question 4

Mr M Willmont, Hereford

To: cabinet member, commissioning, procurement and assets

Re: Agenda item 7 Waste Management Service

If the Council agree to proceed with Option 1 can I be assured that there will be continued provision for residents such as me who currently uses plastic bags for refuse? This is because I have neither the space to store two, let alone 4/5, wheeled bins neither do I generate sufficient waste to justify the use of wheeled bins.

Response

Thank you for your question. I am aware of the varied needs amongst our residents for waste collection. I live in a flat and have the same issues re storage of wheelie bins. We will absolutely

be considering this when the service is designed to ensure that all residents are catered for. Currently plastic bags are provided for such situations, so it is likely that a similar system could be deployed in the future. Reference the Equality Impact assessment there is a section that considers 'any other' and I will ensure that this is revised to reflect this.

Question 5

Ms J Suter, Leominster

To: cabinet member, infrastructure and transport

How many councillors have either walked, driven or ridden a bicycle through the main streets of Leominster town? I am sure that if a H&S executive came to visit the town it would be immediately and entirely closed down as the condition of neither streets or pavements are "fit for purpose". They are a risk to life and limb encountered by any person who enters this town. Our rates both private and business are the same over the whole county but the funds are not evenly distributed.

Unless something constructive, in a major way, is carried out very quickly this town will be killed stone dead so you can bid goodbye to any further contribution to your budget.

This is not a joke it is a fact.

When are you going to resurface the highways of Leominster?

Response

Leominster is my closest town and where I shop and socialise and I know it well, including its pavements and streets, which are not in the condition we would all like them to be in. There is a difference to them being in an unsatisfactory condition due to severely reduced government funding and them being a risk to life and limb and I can assure you that we regularly inspect all roads and footways in line with our Highways Maintenance plan. Any defects identified are then risk assessed and repaired within the required timescales. This assessment is made on the basis of safety and takes into account all road users. If you feel an area poses a particular risk please let the Council know by ringing 01432 (261800) or via the website at <https://myaccount.herefordshire.gov.uk/report-a-pothole> or the report it App.

The public realm annual plan for 2021/2022 includes a programme of maintenance schemes. There are three sections of footway in Leominster that have been identified for inclusion in this year's programme - Caswell Road, Matilda Close and Glover Road. There are no road resurfacing currently planned but in recent years we have resurfaced Southern Ave, Brierley Way and Bridge Street and footways at George Street and Barons Cross. I appreciate that this may not seem like a large number of schemes but we have to balance our limited resources and this year we are allocating a greater proportion of that limited funding to drainage works across the county's road network. We have to carry out road repairs on a risk matrix basis and therefore faster A and B roads often have to be repaired or resurfaced before slower C and U roads and City and town streets. I wish we had more funding but that is a question that needs to be put to our MPs who consistently voted to reduce government funding to Herefordshire.

There is some better news on the horizon though. You may also be aware that Leominster has been chosen by Historic England as one of 68 towns in England to benefit from the High Streets Heritage Action Zone programme. Over the next 4 years £3.8m will be invested in Leominster to transform and restore historic buildings and improve the public realm. £1.353m will be invested in improving the public realm in the Leominster conservation area, including Etnam Street, Corn Square and High Street. This will include repairing damaged and badly worn kerbstones and pavements and addressing problems with road surfaces. Consultations with the community and local stakeholders are due to start in October. The projects are expected to complete in 2023.

Question 6

Ms G Macefield, Leominster

To: cabinet member, infrastructure and transport

Why have you allowed the roads and pavements to fall into such a diabolical state of disrepair? The pavements are dangerous, very unsafe to walk along and almost impossible to push a wheelchair around. The roads are appalling, there are multiple pot holes, whole sections of road are rough and full of dips. I suggest the council take time to walk the streets of Leominster, and look at these issues first hand. The worst roads are at the top of Etnam street, along High street and New street. The pavements all through the town are just horrendous and only the desperate shoppers take time to walk around them. Get them fixed, this is a health and safety issue, these pavements and roads in Leominster are not fit for purpose.

Response

See my response to question 5 above.

Question 7

Mr P Davies, Leominster

To: cabinet member, infrastructure and transport

Can you provide details of the timeline programme to repair and resurface the roads in Leominster, along with a roadmap for the betterment of the town generally.

Investment is clearly lacking and the council does not appear to wish to capitalise on the vicinity to Birmingham and the levels of investment that appear available in the West Midlands. What is the council doing to bring in investment in jobs, retail and hospitality? Please provide ACTUAL details.

Response

My response to question 5 sets out the planned maintenance / annual plan works programme for this year. This programme will be available on the council's website when it is formally signed off shortly. I have also set out the High Streets Heritage Action Zone project which represents a significant investment in Leominster town centre between 2021 and 2023. My officers continue to pursue funding opportunities as they become available to support investment in the town's public realm and economy. If we had more money to spend on our public realm we would spend it, unfortunately we do not and therefore, outside of continually requesting our MPs to stop voting for cuts to Herefordshire's funding, we have to try and manage what we have as best we can.

Question 8

Ms M Albright, Hereford

To: cabinet member, infrastructure and housing

The phosphate crisis continues to harm our county.

Catastrophic detriment is being caused to the once thriving local construction sector and tourism industry. It is negatively impacting upon housing delivery, inward investment, and our reputation. It is causing unjust hardship to ordinary families and good local businesses. We are also

collectively failing to protect and restore our most significant ecological framework – soil and water.

Did Herefordshire Council undertake a Risk Assessment to measure likely impacts and consequences of the 'moratorium' or make contingencies for an alternative plan should evidence change – e.g learning from scientific data that the majority of phosphate in the river does not come from existing or new housing?

Response

Thank you for your question. As you and members of Herefordshire's Construction Industry Lobby Group know, we are painfully aware as a Council of the consequences to our local industries as a result of Natural England's decision to impose a de facto, as such, moratorium on development in the Lugg catchment due to increased phosphate pollution of the water courses by telling us as the local planning authority to require proposed developments to meet five tests before planning consent is given – essentially distilled into the understanding that any development must guarantee neutrality of betterment in terms of phosphates.

We are in the extremely unsatisfactory position of being the responsible body that has to say no to development unless those tests are met (which are difficult to meet) whilst our statutory agencies, such as the Environment Agency, struggle to catch up with their duty to protect the rivers that fall under their, not our, control. It is extremely frustrating to witness the pollution of our rivers and tributaries because poor and ineffective oversight of these rivers, as a result of significant reductions in funding and resources by central government, means sufficient testing, best practice direction and enforcement has failed to be carried out for at least a decade – all of which has resulted undoubtedly in the excessive pollution of our precious rivers and landscapes.

With regard to your specific point about a risk assessment, Herefordshire Council has committed significant funding and resource towards producing and supporting mitigating measures to reduce pollution and to finding pathways to allow full development to resume whilst satisfying Natural England's conditions but the 'risk assessment' always comes down to a question of legal risk to us as the competent authority. Advice was sought when Natural England first imposed their conditions for their statutory consent for planning permission in the Lugg Catchment. I also requested and we sought further advice on the risk to the authority if we, knowing we have committed funds and resources to reduce phosphate discharge into the river, discounted Natural England's requests for betterment or neutrality and began to grant permissions. This was partly prompted by the frustrating lack of sufficient pace and depth of interaction from Natural England in agreeing a new Nutrient Management Plan to meet their 'certainty' test). The advice was that we could not, at that time, ignore the conditions for permission laid out by Natural England and proceed without their consent as a statutory body.

I do feel it is time to re-test that risk and have asked officers to prepare an updated position statement to submit for further advice, factoring in all the mitigating actions we have committed to. I would welcome HCILG's input into that updated position statement.