

WYRE FOREST DISTRICT COUNCIL

LICENSING AND ENVIRONMENTAL COMMITTEE

THE CIVIC HALL, CIVIC CENTRE, STOURPORT-ON-SEVERN

MONDAY, 20TH JULY 2009 (10.30)

Present:

Councillors: J Baker (Chairman), Mrs P V Hayward (Vice-Chairman), Mrs J Greener, P B Harrison, M Price, D R Sheppard and G C Yarranton.

Observers:

There were no members present as observers.

LIC.37 Apologies for Absence

Apologies for absence were received from Councillors: A J Buckley, M B Kelly, H J Martin and Mrs T L Onslow.

LIC.38 Appointment of Substitutes

Councillor G C Yarranton was appointed as a substitute for Councillor A J Buckley.

LIC.39 Declaration of Interests

No declarations of interest were made.

LIC.40 Minutes

Decision: The minutes of the meeting held on 17th July 2009 be confirmed as a correct record and signed by the Chairman.

LIC.41 Air Quality Management Consultation

By agreement of the Chairman agenda item number 10 was considered first.

A report was considered from the Director of Planning and Regulatory Services that reported on the results of the consultation on the proposed air quality management declarations following the completion of a detailed air quality assessment in Radford Avenue/Coventry Street, Kidderminster.

Members were informed that there were problems in the Radford Avenue/Coventry Street area of Kidderminster as fumes were exceeding Government objectives. The Council is obliged under the Environment Act 1995 to declare an area of poor air quality which exceed the government objections an Air Quality Management Area (AQMA).

The Principal Environmental Health Officer outlined the outcome of the Air Quality Management Consultation. He reported on the serious toxic levels at the bottom

of St. George's Church off the ring road.

Members were informed that the establishment of an Air Quality Management Area was a three step process whereby first the Air Quality Management Area was declared. Secondly an Action Plan was drawn up and thirdly the Action Plan was implemented. It was noted that the Director of Planning and Regulatory Services had delegated authority from the Cabinet to undertake a consultation exercise and wrote to 120 households and businesses located in the AQMA. Open days had also been held at the Hub and town centre in Kidderminster. Public meetings had also been held and a workshop was held on 7th May 2009. Members noted that a press release had been given to the Express and Star newspaper and some interviews had been held with local radio stations.

Members noted that there were two options for the proposed AQMA. Option 1 was to establish an AQMA covering the top of Blackwell Street leading onto the ringroad roundabout and continuing north east into Coventry Street and beyond St. George's Church. Option 2 was to adopt an AQMA which incorporated the existing AQMA in the Horsefair in Kidderminster with that of Option 1.

Members were advised that there were potential financial implications once an AQMA was declared but it was possible that the Council would be eligible for a grant from DEFRA. The Council was likely to reconsider its position if the grant from DEFRA was not forthcoming. Members were further advised that the District Council was responsible for the monitoring of the environmental problems caused by road traffic but Worcestershire County Council was responsible for the congestion and traffic management element.

RECOMMENDED TO CABINET TO RECOMMEND TO COUNCIL:

To consider the outcome of the consultation exercise and to agree the designation of the Air Quality Management Areas as set out in Appendix 2 to this report.

LIC.42

Application to Renew a Hackney Carriage Proprietor's Licence – Hackney Carriage Number HC020 Beyond the Council's Adopted Policy of Age Criteria (1997)

A report was considered from the Director of Planning and Regulatory Services which asked the Committee to consider an application for the renewal of a Hackney Carriage Proprietor's Licence made by Mr Owen of Regency Vehicle Hire, 5 Comberton Terrace, Kidderminster, which fell outside the Age Criteria Policy set by the Council in 1997.

Members had received copies of the application to renew the licence, associated correspondence and a copy of the vehicle inspection form. The Principal Licensing Officer advised Members that the Council had set an age limit of 7 years for each hackney carriage vehicle with exceptions granted to specialist vehicles. The Committee was therefore asked to consider and inspect the vehicle to determine whether the licence could be extended or not.

Mr Owen was in attendance at the meeting.

At this point, the applicant and officers except for the Solicitors and Committee

Officer left the meeting. The Committee considered the application. The Solicitor gave legal advice and the Principal Committee Officer took the minutes, but neither took part in the decision-making.

DECISION: Having carefully considered the application to grant a Hackney Carriage Proprietor's Licence in respect of vehicle registration number KR51 XGV, the Committee has decided that a Hackney Carriage Proprietor's Licence HC020 for vehicle registration number KR51 XGV be granted for twelve months from 1st July 2009 to 30th June 2010.

LIC.43

Application to Renew a Hackney Carriage Proprietor's Licence – Hackney Carriage Number HC031 Beyond the Council's Adopted Policy of Age Criteria (1997)

A report was considered from the Director of Planning and Regulatory Services which asked the Committee to consider an application for the renewal of a Hackney Carriage Proprietor's Licence made by Mr Owen of Regency Vehicle Hire, 5 Comberton Terrace, Kidderminster, which fell outside the Age Criteria Policy set by the Council in 1997.

Members had received copies of the application to renew the licence, associated correspondence and a copy of the vehicle inspection form. The Principal Licensing Officer advised Members that the Council had set an age limit of 7 years for each hackney carriage vehicle with exceptions granted to specialist vehicles. The Committee was therefore asked to consider and inspect the vehicle to determine whether the licence could be extended or not.

Mr Owen was in attendance at the meeting.

At this point, the applicant and officers except for the Solicitors and Committee Officer left the meeting. The Committee considered the application. The Solicitor gave legal advice and the Principal Committee Officer took the minutes, but neither took part in the decision-making.

DECISION: Having carefully considered the application to grant a Hackney Carriage Proprietor's Licence in respect of vehicle registration number BG51 UJN the Committee has decided: That a Hackney Carriage Proprietor's Licence HCO28 for vehicle registration number BG51 UJN be granted for twelve months from 1st July 2009 to 30th June 2010.

LIC.44

Application to Renew a Hackney Carriage Proprietor's Licence – Hackney Carriage Number HC055 Beyond the Council's Adopted Policy of Age Criteria (1997)

A report was considered from the Director of Planning and Regulatory Services which asked the Committee to consider an application for the renewal of a Hackney Carriage Proprietor's Licence made by Mr Owen of Regency Vehicle Hire, 5 Comberton Terrace, Kidderminster, which fell outside the Age Criteria Policy set by the Council in 1997.

Members had received copies of the application to renew the licence, associated correspondence and a copy of the vehicle inspection form. The Principal Licensing Officer advised Members that the Council had set an age limit of 7

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years for each hackney carriage vehicle with exceptions granted to specialist vehicles. The Committee was therefore asked to consider and inspect the vehicle to determine whether the licence could be extended or not.

Mr Owen was in attendance at the meeting.

At this point, the applicant and officers except for the Solicitors and Committee Officer left the meeting. The Committee considered the application. The Solicitor gave legal advice and the Principal Committee Officer took the minutes, but neither took part in the decision-making.

DECISION: Having carefully considered the application to grant a Hackney Carriage Proprietor's Licence in respect of vehicle registration number DK02 LME the Committee has decided : That a Hackney Carriage Proprietor's Licence HC031 for vehicle registration number DK02 LME be granted for twelve months from 1st July 2009 to 30th June 2010, subject (by the time of the next inspection) to the following:

- **The scratches on the offside rear wing arch should be rectified.**
- **The carpet on the rear nearside should be trimmed level with the body.**

LIC.45

Application to Renew a Hackney Carriage Proprietor's Licence – Hackney Carriage Number HCO55 Beyond the Council's Adopted Policy of Age Criteria (1997)

A report was considered from the Director of Planning and Regulatory Services which asked the Committee to consider an application for the renewal of a Hackney Carriage Proprietor's Licence made by Mr Owen of Regency Vehicle Hire, 5 Comberton Terrace, Kidderminster, which fell outside the Age Criteria Policy set by the Council in 1997.

Members had received copies of the application to renew the licence, associated correspondence and a copy of the vehicle inspection form. The Principal Licensing Officer advised Members that the Council had set an age limit of 7 years for each hackney carriage vehicle with exceptions granted to specialist vehicles. The Committee was therefore asked to consider and inspect the vehicle to determine whether the licence could be extended or not.

Mr Owen was in attendance at the meeting.

At this point, the applicant and officers except for the Solicitors and Committee Officer left the meeting. The Committee considered the application. The Solicitor gave legal advice and the Principal Committee Officer took the minutes, but neither took part in the decision-making.

DECISION: Having carefully considered the application to grant a Hackney Carriage Proprietor's Licence in respect of vehicle registration number Y238 LUM the Committee has decided: That a Hackney Carriage Proprietor's Licence HC078 for vehicle registration number Y238 LUM be granted for twelve months from 1st July 2009 to 30th June 2010.

LIC.46 Application to Renew a Hackney Carriage Proprietor's Licence – Hackney Carriage Number HC055 Beyond the Council's Adopted Policy of Age Criteria (1997)

A report was considered from the Director of Planning and Regulatory Services which asked the Committee to consider an application for the renewal of a Hackney Carriage Proprietor's Licence made by Mr Owen of Regency Vehicle Hire, 5 Comberton Terrace, Kidderminster, which fell outside the Age Criteria Policy set by the Council in 1997.

Members had received copies of the application to renew the licence, associated correspondence and a copy of the vehicle inspection form. The Principal Licensing Officer advised Members that the Council had set an age limit of 7 years for each hackney carriage vehicle with exceptions granted to specialist vehicles. The Committee was therefore asked to consider and inspect the vehicle to determine whether the licence could be extended or not.

Mr Owen was in attendance at the meeting.

At this point, the applicant and officers except for the Solicitors and Committee Officer left the meeting. The Committee considered the application. The Solicitor gave legal advice and the Principal Committee Officer took the minutes, but neither took part in the decision-making.

DECISION: Having carefully considered the application to grant a Hackney Carriage Proprietor's Licence in respect of vehicle registration number YK02 ZTB the Committee has decided: That a Hackney Carriage Proprietor's Licence HCO55 for vehicle registration number YK02 ZTB be granted for twelve months from 1st July 2009 to 30th June 2010, subject (by the time of the next inspection) to the rectification of the following:

- The scratches to the rear offside wheel arch, and
- The chips on the bonnet

LIC.47 Application to Renew a Hackney Carriage Proprietor's Licence – Hackney Carriage Number HC078 Beyond the Council's Adopted Policy of Age Criteria (1997)

A report was considered from the Director of Planning and Regulatory Services which asked the Committee to consider an application for the renewal of a Hackney Carriage Proprietor's Licence made by Mr Owen of Regency Vehicle Hire, 5 Comberton Terrace, Kidderminster, which fell outside the Age Criteria Policy set by the Council in 1997.

Members had received copies of the application to renew the licence, associated correspondence and a copy of the vehicle inspection form. The Principal Licensing Officer advised Members that the Council had set an age limit of 7 years for each hackney carriage vehicle with exceptions granted to specialist vehicles. The Committee was therefore asked to consider and inspect the vehicle to determine whether the licence could be extended or not.

Mr Owen was in attendance at the meeting.

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At this point, the applicant and officers except for the Solicitors and Committee Officer left the meeting. The Committee considered the application. The Solicitor gave legal advice and the Principal Committee Officer took the minutes, but neither took part in the decision-making.

DECISION: Having carefully considered the application to grant a Hackney Carriage Proprietor's Licence in respect of vehicle registration number Y238 LUM the Committee has decided: That a hackney Carriage Proprietor's Licence HCO78 for vehicle registration number Y238 LUM be granted for twelve months from 1st July 2009 to 30th June 2010.

The meeting finished at 11.30 am.