

Englefield Green Committee

Tuesday 19 June 2018 7.30pm

at
at the Jurgen Centre
Harvest Road
Englefield Green

Members of the Committee

Councillors Miss M N Heath, N M King, M T Kusneraitis, N H Prescott, Miss J K Sohi and P J Taylor

Residents' Representatives: Mr A E Panter and Mr N Bromilow

In accordance with Standing Order 29.1, any Member of the Council may attend the meeting of this Committee, but may speak only with the permission of the Chairman of the Committee, if they are not a member of this Committee.

AGENDA

Notes:

- 1) Any report on the Agenda involving confidential information (as defined by section 100A(3) of the Local Government Act 1972) must be discussed in private. Any report involving exempt information (as defined by section 100I of the Local Government Act 1972), whether it appears in Part 1 or Part 2 below, may be discussed in private but only if the Committee so resolves.
- 2) The relevant 'background papers' are listed after each report in Part 1. Enquiries about any of the Agenda reports and background papers should be directed in the first instance to **Mrs C Holehouse, Democratic Services, Law and Governance Business Centre, Runnymede Civic Centre, Station Road, Addlestone KT15 2AH (Tel: Direct Line: 01932 425628). (Email: carol.holehouse@runnymede.gov.uk).**
- 3) Agendas and Minutes are available on a subscription basis. For details, please ring

Mr B A Fleckney on 01932 425620. Agendas and Minutes for all the Council's Committees may also be viewed on www.runnymede.gov.uk.

4) **Filming, Audio-Recording, Photography, Tweeting and Blogging of Meetings**

Members of the public are permitted to film, audio record, take photographs or make use of social media (tweet/blog) at Council and Committee meetings provided that this does not disturb the business of the meeting. If you wish to film a particular meeting, please liaise with the Council Officer listed on the front of the Agenda prior to the start of the meeting so that the Chairman is aware and those attending the meeting can be made aware of any filming taking place.

Filming should be limited to the formal meeting area and not extend to those in the public seating area.

The Chairman will make the final decision on all matters of dispute in regard to the use of social media, audio-recording, photography and filming in the Committee meeting.

LIST OF MATTERS FOR CONSIDERATION

PART I

Matters in respect of which reports have been made available for public inspection

	<u>PAGE</u>
1. ELECTION OF CHAIRMAN	4
2. ELECTION OF VICE-CHAIRMAN	4
3. MINUTES	4
4. APOLOGIES FOR ABSENCE	4
5. DECLARATIONS OF INTEREST	4
6. MAINTENANCE AND MANAGEMENT OF THE GREEN	4
7. EVENTS ON THE GREEN	6
8. URGENT ACTION UNDER STANDING ORDER 42	7
9. URGENT ACTION UNDER STANDING ORDER 42	7
10. EXCLUSION OF PRESS AND PUBLIC	7

PART II

Matters involving Exempt or Confidential Information in respect of which reports have not been made available for public inspection.

a) Exempt Information

11. PARKING ON THE GREEN	9
12. OPTIONS TO REGULARISE THE VARIOUS ACTIVITIES AND STRUCTURES ON THE GREEN	11

b) Confidential Information

(No reports to be considered under this heading)

1. ELECTION OF CHAIRMAN
2. ELECTION OF VICE-CHAIRMAN
3. MINUTES

To confirm and sign, as a correct record, the Minutes of the Meeting of the Committee held on 31 October 2017 (**Appendix 'A'**)

4. APOLOGIES FOR ABSENCE
5. DECLARATIONS OF INTEREST

If Members have an interest in an item, please record the interest on the form circulated with this Agenda and hand it to the Legal Representative or Democratic Services Officer at the start of the meeting. A supply of the form will also be available from the Democratic Services Officer at meetings.

Members are reminded that a non pecuniary interest includes their appointment by the Council as the Council's representative to an outside body and that this should be declared as should their membership of an outside body in their private capacity as a director, trustee, committee member or in another position of influence thereon.

Members who have previously declared interests, which are recorded in the Minutes to be considered at this meeting, need not repeat the declaration when attending the meeting. Members need take no further action unless the item in which they have interest becomes the subject of debate, in which event the Member must leave the room if the interest is a disclosable pecuniary interest or if the interest could reasonably be regarded as so significant to prejudice the Member's judgement of the public interest.

6. **MANAGEMENT AND MAINTENANCE OF THE GREEN (COMMUNITY DEVELOPMENT)**

Synopsis of Report:

To update the Committee on management and maintenance issues relating to the Green

Recommendations:

- i) if the external funding described in the report becomes available, it be used to replace benches around the Green as set out**
- ii) the Committee consider whether any action needs to be taken to control weeds on the Green**

Replacement benches

In March the Council was approached by a local resident who offered to fund the replacement of some of the benches around the Green. The funding is being made available by a developer involved in building the recently completed student accommodation on the A30, as recompense for the nuisance caused to residents by

their contractors parking in Middle Hill. The first priority for spending the funds is a number of improvements for Middle Hill, such as new benches and planting, which are being explored, but there is likely to be some funds left and this balance will be made available to replace benches around the Green. In response to this offer all the benches around the Green have been re-assessed and prioritised for replacement. A copy of the findings is attached at **Appendix 'B'**. The recommendation is that if funds allow the two logs seats (No. 11 & 13) be replaced with benches initially followed by the 'Poor' condition benches (No. 8 and 18), then 'Fair' condition benches which do not have a memorial plaque be replaced. It is further recommended that the replacements are all of a similar style to the timber bench number 5.

(To resolve)

Background papers

None

Maintenance of the grass surface

As agreed at previous meetings, the Green will be scarified again later in the year to remove moss and thatch from the grass sward. It will also be vertidraind, a process which punches small holes in the surface to aid drainage. These operations are being scheduled after the end of the cricket season and Officers will report back to the Committee regarding the impact in November.

The issue of whether weeds on the Green should be treated with weed killer has been raised again. This matter was considered by the Committee at its June and October meetings last year, when it resolved to take no further action, but the committee may wish to reconsider.

(To resolve)

Background papers

None

Woodland Management Plan

At its meeting in October the Committee resolved that ecological surveys of the woodland at Englefield Green should be procured. The findings would inform the woodland management plan that was being developed. The Surrey Wildlife Trust was commissioned to undertake this work, which would involve a series of site visits by ecologists over a period of time. The purpose being to record trees, shrubs and wildflowers, invertebrates, birds, bats and other mammals and make recommendations for improving the future management of the woodlands to enhance biodiversity.

The surveys of terrestrial mammals were completed during October and November. It is unsurprising that evidence was found of Grey Squirrel, Roe Deer and Foxes using the woodland, but Bank Voles, Wood Mice and Pygmy Shrew were also identified during the surveys. Four Badger setts were found, but these are thought to be unused currently. No signs of Dormice were found anywhere across the site although there are some areas of the woodland that may offer suitable habitat for them. It is highly likely Bats will be using the woodland as a place to forage, commute along its boundaries and possibly roost in and a subsequent survey will provide more information on the species using the woods.

Other surveys are progressing well with reptile mats having been placed on site and being checked regularly. The bird surveys and vegetation surveys are underway with the bat activity surveys starting soon. Invertebrate surveys will be undertaken in June and August.

A further update will be provided at the meeting in November when most of the surveys reports and recommendations will have been received.

(For information)

Background papers

None

7. EVENTS ON THE GREEN (COMMUNITY DEVELOPMENT)

Synopsis of report:

To report to the Committee on events planned, or proposed, to take place on the Green in 2018

Recommendations:

- i) The Committee approve the use of the Green by Carters Steam Fair again this year.**
- ii) The Committee consider whether yoga classes should be permitted on the Green and instruct Officers accordingly.**

Village Fair

In April an event application was received from the Englefield Green Village Residents Association seeking permission to hold the annual fair on the Green on 23 June. Because of the timescales involved and their being no meeting until now, authority to approve their application was given after consultation with the Chairman and Vice Chairman via an exchange of emails.

Carters Steam Fair

Carters Entertainment Ltd have also applied to hold their Steam Fair on the Green again this year. They intend to arrive on Tuesday 25 September, open the fair on Saturday 29 and Sunday 30 and depart by Tuesday 2 October. Provisional approval, subject to confirmation by the Committee, has been given and if the Committee approve this application, Officers will confirm it with Carters.

Yoga classes

Officers have received a request for permission to hold yoga classes on the Green during the warmer days in the Summer. The proposed classes would last about 1 hour to 90 minutes and offer the local community a space to do yoga outdoors (weather

permitting) and to meet with other members of the community. Numbers attending would vary from 4 to 8. The applicant has been informed that that the Committee would need to consider such an application based on advice from Officers and is also aware that in the past the Committee has objected to certain organised activities taking place on the Green. They have also been offered alternative venues, but are keen to pursue consent to use the Green initially. The Committee is therefore asked to consider whether such classes should be permitted.

(To resolve)

Background papers

None

8. URGENT ACTION – STANDING ORDER 42

Copy of proforma 913 detailing action taken after consultation with the Chairman of the Committee under Standing Order 42 is at **Appendix 'C'**.

Members of the Committee are asked if they are happy to give ongoing permission to Englefield Green Cricket Club to cut an additional strip adjacent to the Cricket Square to enable the under 8's to play games whilst the older children are using the main square.

(To resolve)

Background papers

None

9. URGENT ACTION – STANDING ORDER 42

Copy of proforma 902 detailing action taken after consultation with the Chairman of the Committee under Standing Order 42 is at **Appendix 'D'**.

(For information)

Background papers

None

10. EXCLUSION OF PRESS AND PUBLIC

OFFICERS' RECOMMENDATION that –

the press and public be excluded from the meeting during discussion of the following report under Section 100A(4) of the Local Government Act 1972 on the grounds that the report in question would be likely to involve

disclosure of exempt information of the description specified in paragraph 5 of Part I of Schedule 12A of the Act.

(To resolve)

PART II

Matters involving Exempt or Confidential Information in respect of which reports have not been made available for public inspection

a) Exempt Information

11. PARKING ON THE GREEN

12. OPTIONS TO REGULARISE THE VARIOUS ACTIVITIES AND STRUCTURES ON THE GREEN

b) Confidential Information

(No reports to be considered under this heading)

Englefield Green Committee

Tuesday 19 June 2018

Appendices

<u>Appendix</u>	<u>Report</u>	<u>Page no.</u>
A	Minutes - 31 October 2017	1 – 4
B	Benches and Seats Condition Report	5 – 11
C	Urgent Action - Standing Order 42	12 - 15
D	Urgent Action – Standing Order 42	16 - 20

Runnymede Borough CouncilENGLEFIELD GREEN COMMITTEE31 October 2017 at 7.30 pm

Members of the
Committee present:

Councillors Miss M N Heath (Chairman), N H Prescott and
Miss J K Sohi

Members of the
Committee absent:

Councillors N M King, M T Kusneraitis and P I Roberts
Residents' Representatives: Mr A Panter (Vice-Chairman) and
Mr N Band

313 MINUTES

The Minutes of the meeting of the Committee held on 20 June 2017 were confirmed and signed as a correct record.

314 APOLOGIES FOR ABSENCE

Apologies were received from Councillors N M King, M T Kusneraitis and P I Roberts.
Residents' Representatives: Mr A Panter (Vice-Chairman) and Mr N Band

315 MANAGEMENT AND MAINTENANCE OF THE GREEN

The Committee was updated on management and maintenance issues relating to the Green and asked to consider future maintenance operations around the Green.

i) Works to the surface of the Green

At the November meeting last year the Committee approved certain maintenance operations being carried out on the Green which, it was hoped, would improve the condition of the grass. These included a trial of Vertidrainage, a process which punched small holes into the surface of the ground to improve drainage. Officers reported that the first Vertidrainage had been undertaken and it had gone very well. Officers recommended that Vertidrainage should be carried out again in 2018. The Committee agreed with this approach. Officers would provide the Committee with a further update in November 2018.

The second operation approved was to scarify the Green. This used a motorised rake to remove large amounts of dead grass and moss which built up over time. This would help to improve the surface drainage and thereby the general condition of the grass. The Green had been scarified once in April this year and a huge amount of material was removed, however, it needed to be repeated several times before any real impact would be seen. Officers were therefore recommending that this process be repeated in 2018 and 2019. The Committee agreed with this approach. Officers would provide the Committee with a further update in November 2018.

The issue of weeds growing in the grass sward across the Green had been raised again since it was discussed at the last meeting. Members were asked to again consider whether they wished the weeds to be treated with a suitable herbicide.

The Committee recalled that at their site visit in June they did not consider the weeds to be a particular problem. The Committee agreed that they did not consider it necessary for the weeds to be treated with herbicide at this time. Officers would however monitor and advise the Committee if they considered treatment was needed.

RESOLVED that –

- i) the surface of the Green be scarified again in 2018 and 2019;**
- ii) Vertidrainage be carried out again in 2018; and**
- iii) Officers to report back to the Committee the impact of the additional maintenance operations in November 2018; and**
- iv) Officers did not need to arrange for the Green to be treated with herbicides at this time**

ii) Traveller incursion

On Saturday 22 July a number of travellers moved their caravans and associated vehicles onto Englefield Green by bridging the ditch opposite the bus stop at St Jude's Road. On Monday 24 July Officers attended the site to discover that there were a number of distinct groups of travellers. A group which had previously occupied other open spaces in the Borough had been joined by four other groups. Because of the previous incursions the Council was already pursuing an injunction through the High Court which would prevent any further incursions on specific open spaces and car parks owned by the Council, including Englefield Green. The injunction was granted by the High Court on Thursday 27 July and the travellers started moving off. On Saturday 29 July the courts Process Server served a copy of the injunction on site and the last of the caravans left on 30 July.

The Committee was advised some damage to the grass had occurred. Officers had arranged for the areas to be seeded. There was also a broken locking pin on the security gate which had been replaced. Officers would ensure the barrier gate was as secure as possible. Members were, however, pleased to note that the injunction was now in place.

iii) Woodland Management Plan

At the meeting in June, Officers had described to Members the positive impact a Woodland Management Plan could have on improving the condition of the woodland over a period of time. It was agreed that prices for the initial ecological survey work, which would inform the Plan, be sought from Surrey Wildlife Trust (SWT) and reported to the Chairman and Vice-Chairman. This had been done in September.

The Committee was advised that the overall cost of the survey work would be £8,411, this included 12 visits to the site by various ecologists who would be looking for different flora and fauna within their specialism at appropriate times of the year. Additionally, the quote included ten days of desk work which was needed to compile all the survey data and write up the reports.

Officers considered this quotation offered value for money and recommended to Members that it be accepted and the surveys be commissioned from SWT to take place at appropriate times over the next twelve months or so.

Members were fully supportive on this approach and agreed no further comparative quotes were required. It was noted that the cost of the work would be spread over two year's budget.

RESOLVED that –

Officers procure ecological surveys of the woodland from the Surrey Wildlife Trust.

iv) Litter Pick on 4 March 2017

The Committee was advised for information and clarification that it had been drawn to the Council's attention that the litter pick on 4 March 2017, reported at the Englefield Green Committee on 14 February 2017, was organised by three local residents Pete Deane, Wendy Locker and Joan Cauldwell. It was not planned by the Englefield Green Residents Association (EGVRA), although funding was obtained for the after litter pick refreshments from EGVRA. It was an Englefield Green wide event and included student volunteers from RHUL.

316 EVENTS ON THE GREEN

i) Village Fair

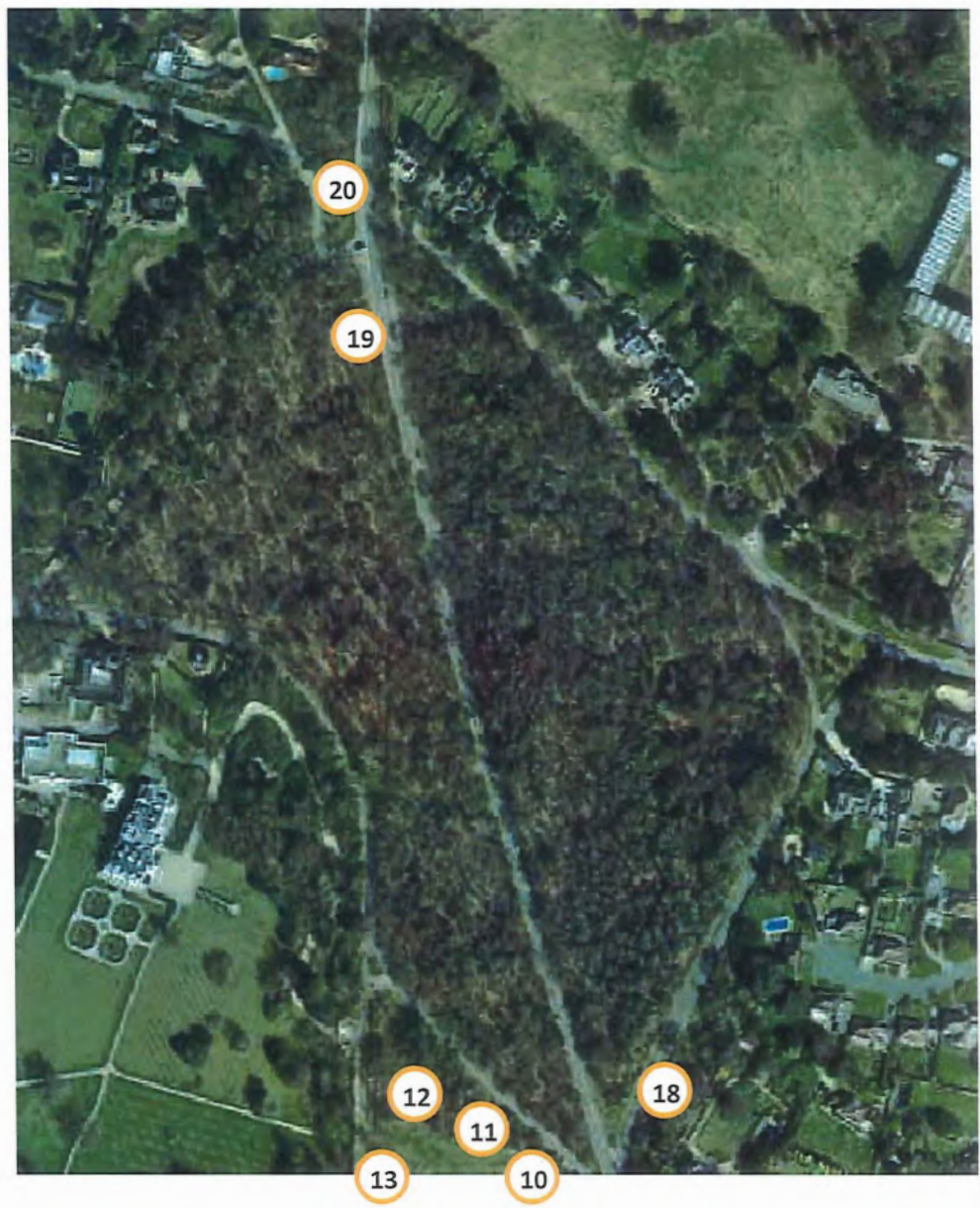
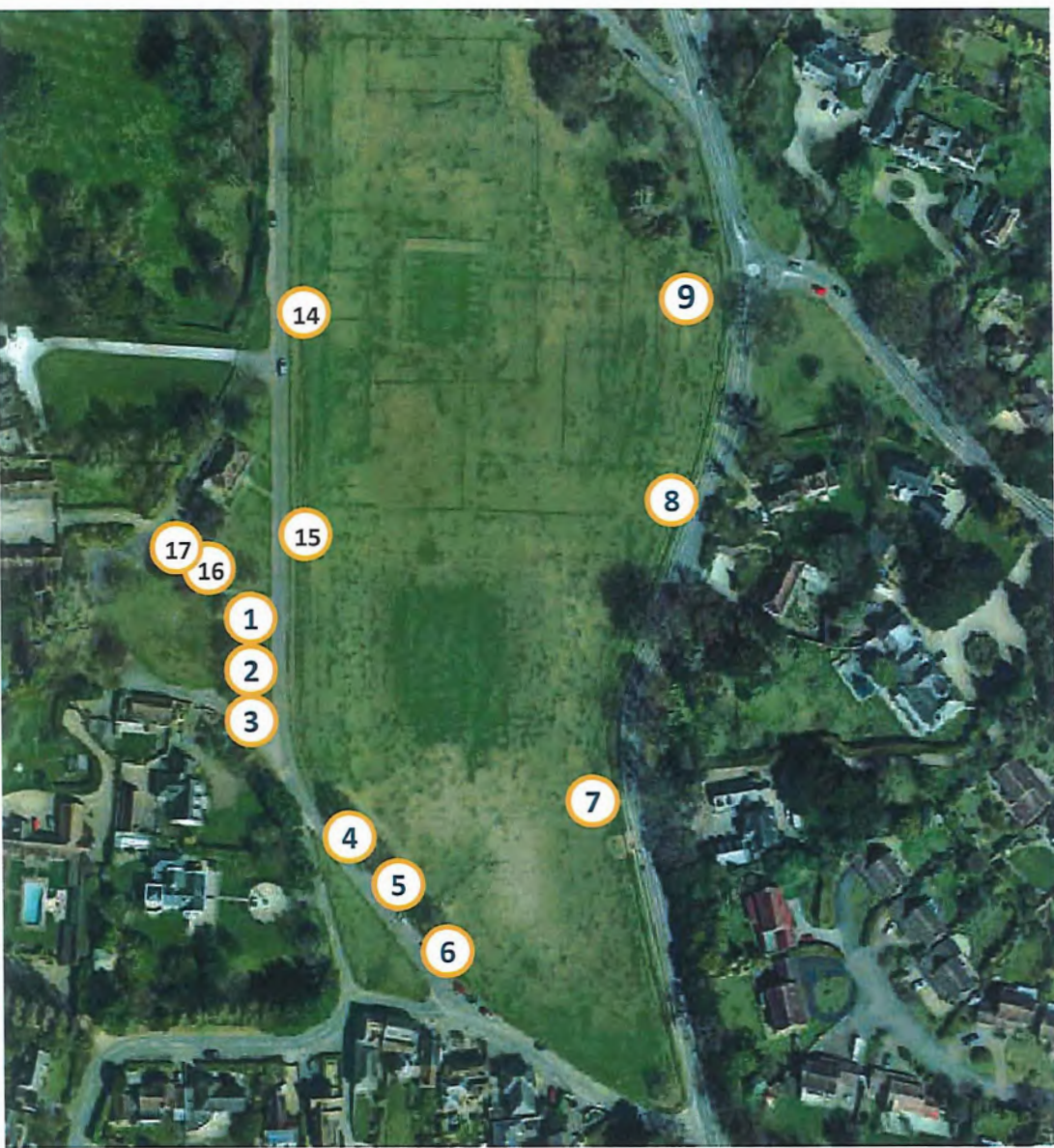
The Englefield Green Village Residents Association held their annual Village Fair on the Green again in June. There was no damage to the Green and their ground deposit was refunded in July.

iii) Carters Steam Fair

Carters Steam Fair operated from the Green over the weekend of the 30 September and 1 October. There was some wet weather during their stay and some damage to the surface of the Green resulted. This impacted on the cricket outfield so Officers had been liaising with the Cricket Club and organising the necessary repairs which would be funded from Carters' ground deposit.

Chairman

(The meeting ended at 7.45pm)



Appendix 'B'



Officer notes:

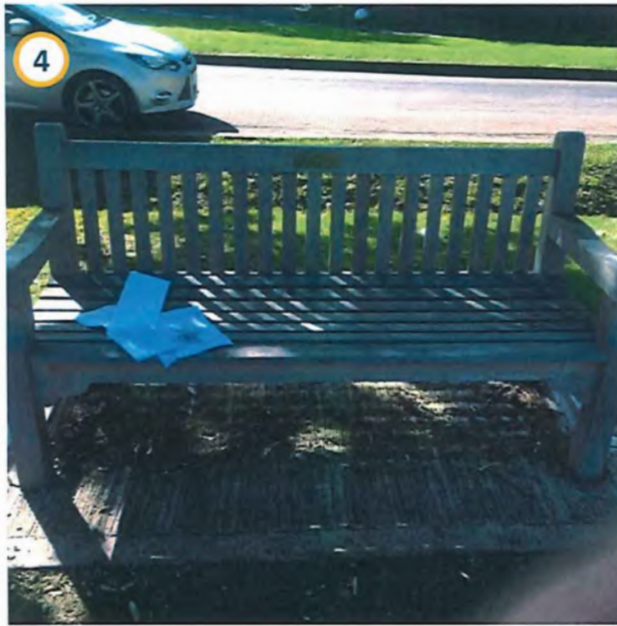
In fair condition – 2 boards replaced with non-originals. Frame OK, cast iron. Seating surface quite low to the ground.

Officer notes:

In good condition – Memorial plaque reads 'Tom & Elsie King'. Frame OK, steel. Needs timber treatment and frame repaint.

Officer notes:

In good condition – Memorial plaque reads 'John Perrin, Marjorie Perrin, Walter Perrin'. Frame OK, steel. Needs timber treatment and frame repaint.



Officer notes:

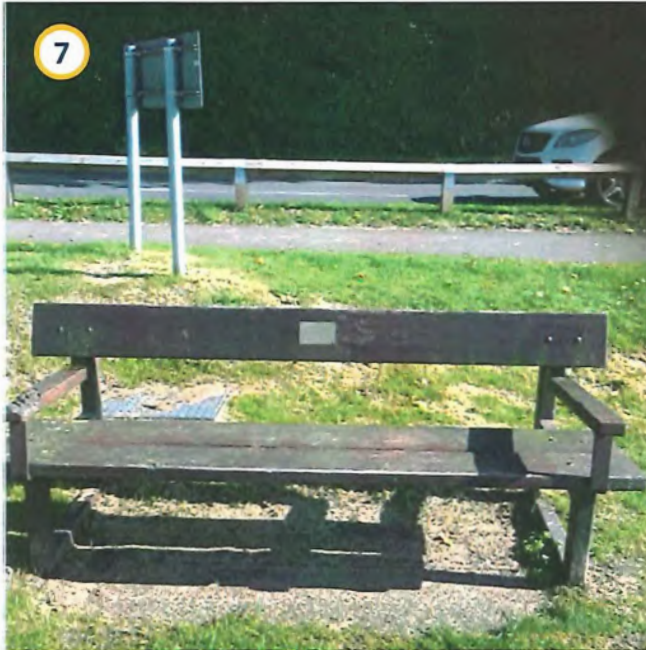
In good condition – Replaced old bench in 2016. Memorial plaque reads 'Mike & Renee Fernley'. Model is an Earth anchors Meridian 1.8m

Officer notes:

Replaced by new memorial bench in name of Ronald Frank Downer – Oct 17

Officer notes:

In fair condition – Memorial plaque reads 'Michael York-Palmer'. Has required several repairs in recent years.



Officer notes:

In fair condition. Memorial plaque reads 'Trieste Lodge R-A-O-B'. Arm rests need replacing.



Officer notes:

In poor condition – Boards beginning to deteriorate. Cast iron frame.



Officer notes:

In good condition – Memorial plaque reads 'Robert & Susan Stinson'. Replaced an old bench in 2013. Plinth was renewed at the time. Model is a Streetmaster Cavendish 1.8m



Officer notes:

In fair condition. Memorial plaque reads 'Cecily Lily Weller'. Steel frame.



Officer notes:

In very poor condition, falling apart – Log seat from timbers fallen in the 1987 storm



Officer notes:

In fair condition – Slats beginning to bow. Mounted on a concrete frame.



Officer notes:

In poor condition – Log seat from timbers fallen in the 1987 storm. Presented to Eng Green Residents and Ratepayers Assoc. 1989



Officer notes:

In fair condition – Boards will need replacing in next couple of years. Cast iron ends.



Officer notes:

In good condition – Memorial plaque reads 'Kathleen Rowley'. Model is a Streetmaster Cavendish 1.8m



Officer notes:

In good condition – All steel benches in play area.



Officer notes:

In poor condition– Boards replaced in last few years but shaded position means quick deterioration .Steel frame.



Officer notes:

In good condition – Cast iron ends in village highways furniture colours.



Officer notes:

In good condition – Cast iron ends in village highways furniture colours. Previous bench replaced in 2014.

RUNNYMEDE BOROUGH COUNCIL**CONSULTATION WITH APPROPRIATE CHAIRMAN IN RESPECT OF URGENT ACTION
TAKEN UNDER STANDING ORDER 42**

TO: Councillor Heath
Chair of the Englefield Green Committee

FROM: Chris Dulley,

MY REFERENCE: Open Spaces / Englefield Green **DATE:** 24.05.18

1. Synopsis of report:

- To obtain consent for Englefield Green Cricket Club to cut an additional strip on the adjacent to the existing cricket square to enable under 8's team to play games whilst the older children are using the main square. Additional strip would be used no more than 6 times through the season.

2. Reasons why this matter cannot wait for a Committee Decision:

- Proposed dates for use of the strip commence prior to the date of the next scheduled meeting of the Englefield Green Committee meeting on the 19th June.

3. Recommendation(s)

- Grant consent

4. Context of report

- A similar item was included on the agenda of the 1st November 2016 meeting where approval was given for a second strip to be cut for use of the youth team during 2017 only.

The minutes of that meeting state that a report should have come back to the Committee to review the arrangement in advance of the 2018 season with a view to gaining approval for future years. The submission of this report was overlooked and it has now become urgent to seek approval as the OCucnil have been notified that the Cricket Club would like to continue this arrangement this year.

For clarity a copy of the item from the minutes of the November 2016 meeting are reproduced below.

REQUEST FROM ENGLEFIELD GREEN CRICKET CLUB – ADDITIONAL STRIP

The Committee was asked to consider a request from Englefield Green Cricket Club to cut an additional strip on the Green.

Members were advised that in 2014 Englefield Green Cricket Club decided to start up a junior section with the aim of providing cricket for local boys and girls. By the beginning of the 2016 season the Club had achieved Clubmark status – a quality mark that ensured sports clubs had the proper procedures and processes in place. By June 2016 the Club registered over 60 juniors with an average of 40 attending sessions on Friday evenings and Sunday mornings.

An important element of Clubmark was that juniors were offered competitive cricket. During the last season the club entered two sides (Under 8's and Under 10's) into a local league playing cricket on Sunday mornings. When the fixtures were agreed it became apparent that there were a few occasions when two games had to be played at the same time on the Green. The Cricket Club had alerted Runnymede Borough Council Officers to this and permission was given for the Club to cut an additional strip so that the Under 8's playing with a soft ball could play at the same time as the Under 10's using a hard ball on the square. The additional strip was simply created by cutting the grass shorter. There was no marking or rolling of the area.

Runnymede Borough Council had received a formal complaint about the additional strip so therefore suggested the Club made a formal request to the Englefield Green Committee.

An additional strip would also pave the way for the introduction of another age group in future years. The Club was also making particular efforts to encourage girls and this year entered a girls team on behalf of Runnymede Borough Council in the Surrey Youth Games.

The Council had indicated they would support running a girls' team again in the 2017 Surrey Youth Games.

The Committee was supportive in formalising this arrangement. Members commented on the great success the club had achieved with the youth section and were keen to see this continue. The Committee therefore

RESOLVED that -

- i) the Cricket Club be authorised to cut an additional strip on the Green which could be used up to 6 occasions in 2017; and
- ii) a report be brought back to the Committee in November 2017 for the Committee to review the arrangement

6. Report and, where applicable, options considered

In 2014 Englefield Green Cricket Club decided to start up a junior section with the aim of providing cricket for local boys and girls. By June 2016 the Club registered over 60 juniors with an average of around 40 attending sessions on Friday evenings and Sunday mornings. By the beginning of the 2016 season the Club had achieved Clubmark status – a quality mark that ensures that sports clubs have the proper procedures and processes in place. An important element of Clubmark is that the juniors are offered competitive cricket. During the 2016 & 2017 seasons the club entered two sides (Under 8's and Under 10's) into a local league playing cricket on Sunday mornings. When the fixtures were agreed it became apparent that there were a few occasions when two games had to be played at the same time on the Green. The Cricket Club contacted Runnymede Borough Council Officers to alert them to this and permission was given for the club to cut an additional strip so that the Under 8's playing with a soft ball could play at the same time as the Under 10's (using a hard ball) on the square. The additional strip was simply created by cutting the grass shorter. There was no marking or rolling of the area. Runnymede Borough Council did receive a formal complaint about the additional strip in 2016 which prompted the agenda item at the November 2016 meeting to make a formal request for the strip to the Englefield Green Committee for the 2017 season.

According to information given by the Club at that time cutting of a strip provides a better playing surface for juniors using a soft ball than on normal grass. The surface gives the ball a better and more consistent bounce. An additional strip also allows two teams to play at the same time which gives greater flexibility in the management of cricket provision for the two youth teams.

Officers received no further negative feedback about the additional strip last year and no physical damage to the Green occurred as a result of it.

6. Policy framework implications

- None

7. Financial and Resource implications (where practicable)

Resource implications of suggested course of action:-

- Additional strip will be maintained by and at the expense of the Englefield Green Cricket Club

8. Legal implications

- None

9. Equality implications

- None

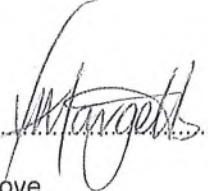
10. Other implications (where applicable)

- None

11. Background papers

- None

12. **Chief Officer(s) Decision**

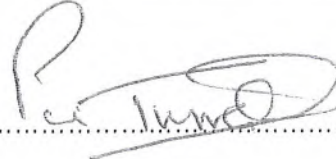
Signature of authorised officer 

I have been consulted and am in agreement with the above

Signature(s) and position(s) of
other relevant Chief Officer, Corporate Heads or authorised representatives

.....
NB: this must include the Corporate Head of Resources and IT or his authorised representative where the decision involves expenditure, loss of income, or future implications for budget or financial forecast.

13. **Chief Executive's Decision**

Signature of Chief Executive 

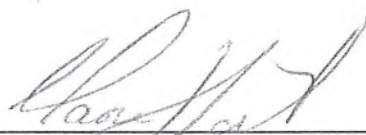
I have been consulted and am in agreement with the above

14. **Chairman's Comments**

I concur in the Chief Officer's decision

Signed

Date


24th May 18

I have the following further comments:

Further information may be obtained from Chris Dulley

on Ext.5689

The completed copy is to be returned by the Councillor to the Corporate Head of Law and Governance (MLW) who will send a copy to the Chief Officer and report to the relevant Committee as necessary.

RUNNYMEDE BOROUGH COUNCIL**CONSULTATION WITH APPROPRIATE CHAIRMAN IN RESPECT OF URGENT ACTION
TAKEN UNDER STANDING ORDER 42**

TO: Councillor Heath
Chair of the Englefield Green Committee

FROM: Chris Dulley,

MY REFERENCE: Open Spaces / Englefield Green **DATE:** 01.03.18

1. Synopsis of report:

- To obtain interim consent to place an additional two boulders to complement those already in place to prevent vehicles parking or driving upon the grass verges at the Northcroft Road traffic island.

2. Reasons why this matter cannot wait for a Committee Decision:

- Damage to the green has occurred, been repaired and then occurred again creating local concern and interest. Members have requested the issue be dealt with by SO42 rather than await the next meeting in June. The intention is to consider this issue again at the next committee meeting in June 2018 as part of a wider report on the parking issues around The Green.

3. Recommendation(s)

- Grant consent

4. Context of report

- At the Englefield Green Committee meeting of the 16th February 2016 officers were directed to place 7 boulders at strategic points around the traffic island at the entrance to Northcroft Road to prevent parking or mounting of the verge by drivers. Subsequently parking pressure around the Green appears to have increased and repeated damage to the verges on the traffic island has occurred though not in locations directly adjacent to the previously placed boulders. This has generated correspondence with members of the public and committee members who wish to see a solution found. It is proposed that the boulders are placed on the Green rather than dug into or laid with foundations to avoid legal implications detailed below.

5. Report and, where applicable, options considered

- Following repeated damage incurred to the grass surfaces at the Northcroft Road traffic island officers are of the opinion that by placing an additional 2 stones at strategic points marked on the location plan attached most drivers would be deterred from parking on our mounting the verge. The boulders chosen match those already in situ following a previous siting of 7 stones approved at the committee meeting of 16th February 2016.

6. Policy framework implications

- None

7. Financial and Resource implications (where practicable)

Resource implications of suggested course of action:-

- Surplus boulders to be used already in stock at the Parks depot. DSO operatives with the use of in-house equipment will be able site the stones.

8. **Legal implications**

- The Egham Inclosure Act 1814 section 31 requires that the Green must remain open and uninclosed. 'open' means that it is unlawful to fence or build on the Green. 'uninclosed' has the legal meaning that the Green cannot be divided up and ownership allotted – it is not related to physical enclosure but with the legal process of inclosure.
- Inclosure Act 1857 section 12 – makes it an offence to place any material on the Green or do anything else that injures the Green or interrupts its use as a place of exercise and recreation.
- Commons Act 1876 section 29 – makes it an offence to enclose the Green; erect anything on it ; or disturb interfere with or occupy the soil of the Green if the act is done otherwise than with a view to the better enjoyment of the Green
- Law of Property Act 1925 section 193- the public right of access to the Green for air and exercise.

9. **Equality implications**

None


10. **Other implications (where applicable)**

None

11. **Background papers**

- Plan showing proposed locations of new stones and existing stones
- Photograph of damage taken by Residents representative of the Englefield Green Committee, Mr Band

12. **Chief Officer(s) Decision**

Signature of authorised officer 

I have been consulted and am in agreement with the above

Signature(s) and position(s) of
other relevant Chief Officer, Corporate Heads or authorised representatives

.....
NB: this must include the Corporate Head of Resources and IT or his authorised representative where the decision involves expenditure, loss of income, or future implications for budget or financial forecast.

13. **Chief Executive's Decision**

Signature of Chief Executive 

I have been consulted and am in agreement with the above

Chairman's Comments

I concur in the Chief Officer's decision

Signed



Date

1st March 2018

I have the following further comments:

Further information may be obtained from Chris Dulley

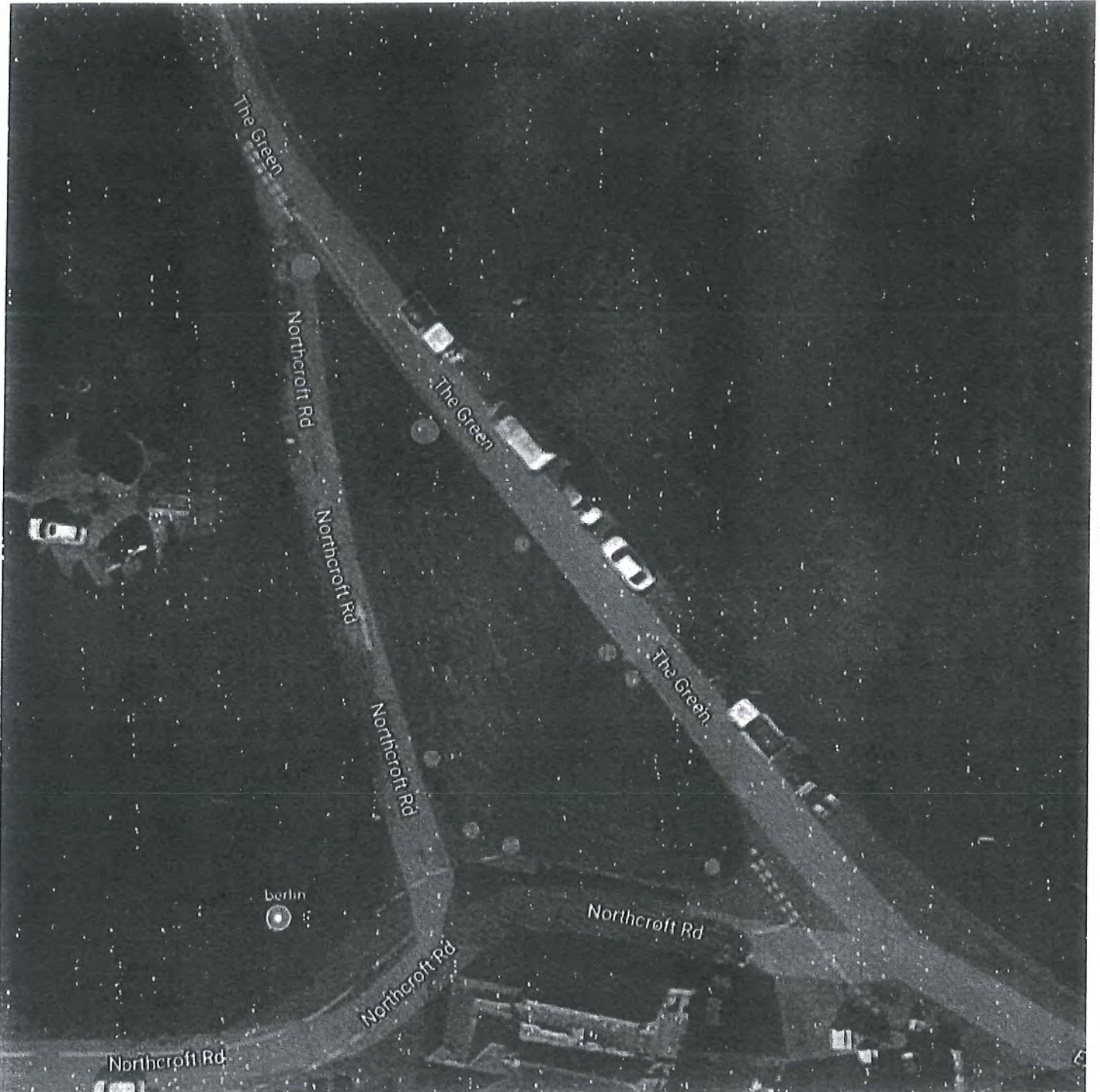
on Ext.5689

The completed copy is to be returned by the Councillor to the Corporate Head of Law and Governance (MLW) who will send a copy to the Chief Officer and report to the relevant Committee as necessary.



19

Proposed stone locations - Northcroft Rd triangle



- Existing stones
- Proposed new stones