

MINUTES OF THE PARISH COUNCIL MEETING OF NEWTON & NOSS PARISH COUNCIL

Held on 12 June 2014

PRESENT Cllr. Cooper Mr. Matthews Mr.Hussell Mr. Carter Mr. Stitson
Mr. Tubb Mrs. Evans
ALSO 12 Parishioners Mrs. McDonough
PRESENT (Clerk)

OPEN FORUM

Police report- PCSO advised that the following crimes had been reported for May 2014:

Newton Ferrers

May 3rd- burglary. A vacant building had been entered and damage caused. CR/077153/14

May 16th- criminal damage to motor vehicle. Car tyres had been slashed. CR/071962/14

May 24th/ 25th- overnight. Same vacant building had been entered again. CR/075851/14

Noss Mayo

May 18th- public order offence. Abusive language had been used by cyclists to a member of the public. CR/073814/14

Dumping Of Construction Waste at Collaton. A Collaton resident had copied the Parish Council in on a letter to the Environment Agency regarding 'dumper' trucks coming from Newton Ferrers to the site and depositing large quantities of construction waste on the concrete surrounds of the barn in early April. It was also likely fly tipping of other materials had taken place. Damage had been caused to the private road leading from the B3186 toward the barn for which himself and the other property owners in Livingstone Avenue and Richardson Drive were responsible. The resident queried whether a Licence was required for the dumping of waste and the potential planning implications for change of use. In the last fortnight the area had been cleared. Some rubble and a metal oil tank remained. The Chairman advised that she would take the matter up with South Hams District Council.

Defibrillator- a representative from the Basic Emergency Life-Saving Skills (BELS) Group addressed the Council in support of an application for grant funding and support to install two Defibrillators in the Parish. Permission had been given by the land owner/leaseholder to install one defibrillator on the wall outside Luscombe May on Newton Hill. It was hoped to install the Defibrillator for Noss Mayo on the wall of the Tilly Institute or the railings of the Village Hall. An electrical supply would be required for both. There was a possibility planning permission would have to be applied for particularly for the sites for Noss Mayo which involved a Listed Building and being within the Conservation Area. The Chairman agreed to speak to South Hams District Council Planning Department. Funding had largely been secured for four years but some assistance was required towards electrical installation costs.

Windlesham, 40 Yealm Road 37/1271/14/F- a neighbouring resident spoke of his objections to the planning proposal. The proposal would result in loss of light, loss of privacy and would be overbearing. The retaining boundary wall had resulted in the loss of a substantial shrub hedge. He believed the application in its current form should be rejected. Another neighbour outlined her objections based on the size of the proposed garage and the mass of the building. Development appeared to have already commenced prior to planning permission being granted.

South Hams CAB- Mrs. Carol Buckland, representative from the Newton & Noss Network, spoke in support of the request to use the Bishops Court Consulting Room for CAB outreach appointments in the Parish for a trial period of 6 months. A room, internet connection, telephone and parking space was requested for no charge.

142/14 APOLOGIES FOR ABSENCE –there were apologies for absence from the Vice Chairman, Mrs. Ansell, Mr. Taylor and Mr. Lyndon.

143/14 MINUTES –the Minutes of the 8 May Meeting were confirmed and signed as a correct record.

144/14 INTERESTS TO BE DECLARED - members were invited to declare interests in the items for discussion during the course of the Meeting. Mr. Carter declared an interest in Windlesham, 40 Yealm Road 37/1271/14/F- by virtue of owning a property opposite.

145/14 DISPENSATION REQUESTS- none were made.

146/14 PROPOSAL TO VARY THE AGENDA-

RESOLVED; items relating to consideration of quotes for spring maintenance should be considered in Committee (*Vote; Unanimous.*)

RESOLVED; that the co-option of a Parish Councillor be conducted by secret ballot of those Councillors present and that, to the extent necessary to enable this to happen, the Council's Standing Orders would be suspended and/or modified accordingly in respect of that Meeting and that item of business only. (*Vote; Unanimous*)

147/14 COUNTY and DISTRICT COUNCILS

1/12 June 2014.....Chairman

147.1 County Councillors Report- Cllr. Hosking advised that it was early days since his election;

i) Devon Youth Service-existing 32 youth centres were to be replaced by 8 youth service hubs.

ii) Bridgend wall- works to rebuild the wall, including the section above road level, appeared to be well under way. Cllr. Hosking had made enquiries into the funding position. Cllr. Hosking was advised that there were spare Revelstoke Railings to complete the wall.

iii) Disabled Parking Bay- Cllr. Hosking had noted the concerns about the second disabled space.

iii) Parking permits- Cllr. Hosking would make enquiries regarding under what authority builders were apparently being issued with parking permits to park in restricted zones.

147.2 Highways/Transport

i) Bridgend Wall (*min 147.1 refers*)

ii) Road safety/speed limit concerns-the Clerk had been advised by the local DCC Highways representative that a Traffic Regulation Order would be required to amend speed limits. These cost £15,000-£20,000 and could take in excess of three years to complete. Speed data would need to be recorded and accident history. If a large development was being considered in the Parish, it was possible a Traffic Regulation Order covering areas of concern could be "tagged on". Cllr Hosking advised that Devon County Council had no surplus funding available for new Traffic Regulation Orders unless it was urgently required and safety was threatened.

a) Newton Ferrers Primary School PTFA- an email from a member of the PTFA following a PTFA concerning road safety getting to and from school was considered. It was agreed to respond to the PTFA thanking them for their email and to enquire whether the PTFA had any specific proposals which they would like to put forward. The comments made by Devon County Council Highways Team and Cllr. Hosking would be outlined. The Parish Council also requested that parents park sensibly when dropping off and collecting their children from Newton Ferrers Primary School.

b) Bridgend narrows- Cllr. Mumford had previously advised that he may have Locality Budget funding to pay for white lines to be painted either side of the road.DCC Highways Department had confirmed that they were waiting for the 20mph zone to be reviewed The representative had advised he would speak with Cllr. Hosking.

c) Membland- Mrs Evans spoke of speeding concerns in Membland. The current speed limit was 60mph.Residents had put up their own signs. It was agreed to contact DCC Highways Team to ask for the "Slow" signs to be repainted.

iii) Buses- the parishioner who had raised concerns previously about the use of buses for a wedding in Noss Mayo had written again regarding her belief that there was a legal ban on coaches coming into the villages past The Green. The Clerk had been advised by DCC Highways representative that, having checked the records, there was no Traffic Regulation Order banning buses from Newton & Noss. The representative suggested that the parishioner contact DCC Highways if she wished to pursue the matter further.

iv) Disabled bays- Cllr. Hosking was advised that there were parking issues in the Parish. The Parish Council had not been consulted regarding a second disabled bay designated near Dillon's as they had been previously. The Clerk had been advised by a member of the DCC Traffic Team that they were no longer able to consult parishes due to the number involved. The local DCC Highways representative had confirmed that there were only four DCC Traffic Team Members dealing with the whole of Devon. Cllr. Hosking was asked if he could please enquire if the Parish Council could be emailed if disabled bays had been requested in the Parish.

147.3 Devon Youth Service Review- Members had no comment.

147.4 District Councillor's Report-Cllr Cooper had no report.

147.5 SHDC Asset Transfer/Parish Asset Land Registration- Mr. Matthews advised that the Agreement for Sale now included the clause requested. The working group had approved the Agreement. Council Members agreed that Curtis Whiteford Crocker should now be advised that the Agreement for Sale was approved.

Mr. Hussell advised that under the proposed Agreement for Sale there should be 28 cuts p.a. for Butts Park playing field. There had been problems this year-only 6 cuts had been undertaken. It was suggested that a meeting should take place in October between SHDC, Cllr. Cooper, Mr. Hussell and the Cricket/Football Team representatives armed with a fixture schedule to agree grass cutting arrangements.

147.6 Village Housing Initiative- there was no update. Cllr. Cooper agreed to set up a meeting between Members of the Parish Council, the landowner and Tor Homes.

147.7 SHDC Public Conveniences- the Chairman and the Clerk had met with Mr. Stuart Jellings Environment Services Manager to discuss options regarding the proposed winter closure outlined in correspondence of 13 May 2014. Direct costs, annually, for the WC's were at present; Newton; £5000 Noss £7500

Option 1- Full asset transfer in the form of a freehold or leasehold transfer. Nil consideration. SHDC could be prepared to contribute a sum of money each year for a fixed term or a one off payment. SHDC could tender to maintain the WCs.

Option 2-TheParish provides cleaning all year round. SHDC would continue to maintain and manage the building and its liabilities, pay utilities, and provide cleaning materials. The Parish would provide a local person or solution for cleaning to an agreed standard and SHDC would make a contribution taking into account the saving in annual transport and employee costs, and their required cost saving. Mr. Jellings suggested SHDC would contribute; Noss Mayo £3500 Newton £1629.This took into account what the costs were at present and the savings that needed to be made. If the Council wished to make its own arrangements to clean the WCs for the four month period SHDC would make a contribution of £20 for the WCs in Noss, but would seek a contribution from the PC of £147 as SHDC would still be maintaining and insuring the building over that time. The buildings would remain insured by SHDC.

Option 3 - The Parish contribute towards a reduced cleaning service over the four month period, from 7 to 3 days per week. The contribution would be based on the required cost saving less the saving made from reducing the number of days cleaning takes place. This would reduce the contribution SHDC sought from the Parish Council; Noss from £1896-£808 Newton from £1242- £620.

If the Parish Council wished to provide a 3 day service then Mr. Jellings could look into the costs. The reduction in service would be on a trial basis. It would lessen standards. SHDC would not be able to change cleaning schedules if there was a problem. A local person may be better able to respond.

Option 4-The Parish consider approaching local businesses with interest in facility to attract sponsorship to meet the required contribution (Option B) to keep facility open all year round. This could include agreeing that businesses could advertise within the facility i.e. similar to motorway service station public toilets.

Option 5- A new option was looked at on the basis that Noss was used more than Newton. Keeping Noss open all year, with reduced cleaning, on the basis Newton's winter period of closure was extended.

Charging-SHDC was trialling charging at Salcombe Whitestrand, Kingsbridge Quay and Bigbury. There was an issue as to payback. Capital costs were heavy- to install one pay charging unit per door was £4-£5k, plus building works and cash collection costs. Water usage in Newton & Noss was low- Newton particularly. Newton £332 Noss £504

Work specification-Mr. Jellings was referred to the number of requests which had been made for a work specification for cleaning to enable the PC to make their own enquiries. He advised that there was an existing work specification which could be tailored to the Parish needs which he would forward. SHDC would offer an initial session to train a cleaner. There would be no charge. If the cleaner undertook training with SHDC and adopted a safe system of work then it was thought the SHDC risk assessment could be used. SHDC would advise Parishes how to get hold of materials. Cleaners did not deal with controlled substances. A standard/ service level agreement would need to be agreed.

Mr. Jellings agreed to; confirm the position and figures in writing, forward the work specification, would provide a quote from SHDC to clean and in respect of a full asset transfer proposal would price up maintenance.

It was agreed to request further details from Mr Jellings regarding Option 5.

147.8 Allotments-the Green Infrastructure Coordination representative from SHDC had written to advise that SHDC did not have any suitable land available within, or in close proximity to the Parish for the provision of allotments. All SHDC owned land was being transferred to the Parish Council. He advised that SHDC did not have any specific powers which could be used to encourage landowners to offer land for allotments. They would however be happy to provide a letter of support in any application to local landowners. It was suggested contacting Wembury and Modbury Allotment Associations for advice on obtaining land from private landowners. Members agreed that avenues had appeared to be exhausted. There had been one offer of land but potential allotment holders had considered it unsuitable. There was a possibility of land being available if land at Collaton were to be developed as outlined in recent public consultation meetings held on behalf of the landowner.

148/14PLANNING

Planning applications received including

148.1 Springfield, Pillory Hill 37/1220/14/F-retrospective householder application for erection of shed/summerhouse. DECISION: No comment. *(Vote; unanimous)*

148.2 Woodlands, Revelstoke Road 37/1236/14/F-householder application for creation of off- road parking. Application affected the setting of a Conservation Area. Affected the setting of a Listed Building. Affected a public footpath or right of way. DECISION: No objection. *(Vote; Unanimous)*

148.3 Wood Cottage, Widey Hill 37/1232/14/F-householder application for renovation and extensions to include rebuilding of first floor. Affected the setting of a Listed Building. DECISION: No objection. *(Vote; Unanimous)*

148.4 Windlesham, 40 Yealm Road 37/1271/14/F-householder application alterations and extension to south elevation and creation of new garaging and associated driveway. DECISION: Objection. 1. The Parish Council supported the comments raised in objection by the adjoining landowners.2. Work in respect of the proposals appeared to have commenced in advance of the planning application being determined. *(Vote; 6 in favour of objecting. Mr. Carter took no part in the debate or vote)*

148.5 11 Court Road 37/1187/14/F & 37/1188/14/LB-READVERTISEMENT; Retrospective householder application /Listed Building Consent for replacement of conservatory. The Parish Council had already raised objection to the application. No further comment.

148.6 The Cottage, Gunsey Lane 37/1131/14/CLE- Certificate of Lawfulness for existing use of dwelling without complying with agricultural tie. The Parish Council commented that the property was built with an agricultural tie and so should be used for that purpose. A Parish Council Member believed that farm and agricultural machinery had been operated from the property. Further it was believed the sheds had been used for agricultural purposes including the storage of animal fodder over the last few years.SHDC would be advised as such.

148.7 Neighbourhood Planning- the initial consultation meeting had been arranged for 17 June at Newton Ferrers Primary School. The Chairman would chair the public meeting. The Department for Communities and Local Government had made £10.5 million available to provide support and grants to help areas across the country to create Neighbourhood Plans. Two types of support were available. Direct support- advice and support with an average value

equivalent to £9500 and grant payments of up to £7000 per neighbourhood area. Grants had to be spent by the end of 2014 Expressions of interest opened on 1 July.

Mr. Graham Swiss, the SHDC Strategic Planning Officer allocated to the Parish, had confirmed that the Council's application to designate a Neighbourhood Plan Area had been approved at the SHDC Council Executive Meeting on Thursday 5 June.

148.8 Balls Wood Solar Farm- it was agreed to write to SHDC Planning Department to advise of the Council's concerns about the scheme, to support the position taken by the CPRE and to add its voice to the growing opposition to these solar farms.

149/14. ADMINISTRATION

149.1 Risk assessment- Mr. Carter was in the process of reviewing risk assessments for Kilpatrick's/Big Slip Quay.

149.2 Sports Pavilion- Mr. Stitson and Mr. Tubb would review risk assessment/ health and safety matters.

RESOLVED; To accept the quotation from James Baldwin to undertake the electrical inspection and equipment testing in respect of the Sports Pavilion in the sum of £100. (*Vote; 6 in favour, 1 abstention*)

149.3 Policies-a review of the Parish Council complaints procedure had been undertaken by the Clerk and Mr. Matthews and circulated to Members. RESOLVED; to adopt the new complaints procedure. (*Vote; Unanimous*)

149.4 Bishops Court- there was no internet connection provided by the Parish Council at Bishops Court. The Clerk had tried unsuccessfully to speak to the office at Bishops Court about potential Wi-Fi provision. RESOLVED; to make Bishops Court Consulting Room available to South Hams CAB for a trial period of 6 months, on Licence terms to be agreed, free of charge together with the parking space for use during appointments. South Hams CAB would however need to make their own arrangements for communications. (*Vote: Unanimous*)

149.5 Audit- Grant Thornton had issued their Audit Report for 2013/104. In their opinion, on the basis of their review, the information in the Annual return was in accordance with proper practices and no matters had come to their attention giving cause for concern that relevant legislation and regulatory requirements had not been met. Other matters not affecting their opinion but which they wished to draw to the attention of the Council for the year ended 1 March 2014 was that cancelled cheques totalling £300 had been included in Box3. They should be deducted from Box 6. The correct figure for Box 3 was £7068 and for Box 6 was £28,335.

150/14. CONSULTATION/CORRESPONDENCE

150.1 Grant application- Parish Defibrillators; it was agreed to ask Cllr. Cooper in her capacity as District Councillor to consider making a grant of £500 from her Locality Fund to the BELS group to pay towards the electrical installation of the defibrillators.

150.2 Grant application- Royal British Legion Yealm Branch had applied for a grant of £100 per annum towards the costs of stocking plants for WW1 Commemorative Garden for three years. The Yealm Garden Society had estimated the costs at £300 p.a. and had already contributed £100. The Yealm Branch of the Royal British Legion intended to contribute £100 p.a. as well as maintain the flower troughs at both war memorials. They had confirmed that the flower bed would be removed soon after 11 November 2018 and for the grass on the Green to be reinstated. RESOLVED: To write to the Yealm Branch Royal British Legion to confirm that the Parish Council had agreed to the garden being placed on The Green, and as referred to in previous correspondence. Having considered matters carefully, the Members believed the Parish Council "had done its bit". (*Vote; Unanimous*).Members suggested appealing to gardeners in the Parish to donate plants for the garden.

150.3 Yealm Ferry- a letter of complaint had been received from a Wembury parishioner. It was agreed that the letter should be forwarded to Devon County Council Public Rights of Way Department who administered the ferry. The parishioner would be advised that her complaint about the landing stage on the Wembury side came under the Wembury Parish Council area.

150.4 Collaton- waste dumping- open forum refers. It was agreed to contact SHDC Environmental Services to make enquiries into whether there was a Licence for waste dumping for the land concerned.

150.5 Footpaths- a parishioner had raised concerns regarding the overgrown Coffin path and use by mountain bikers who had been abusive when challenged. The Clerk had made enquiries with Devon County Council PROW Department who advised that the problem constituted trespass and as such was a matter the landowner would need to take up through the civil courts.

151/14. AUTHORISATION OF PAYMENTS – Cheque payments were authorised and signed in accordance with the schedule prepared by the Clerk, checked by the Mr. Hussell and listed in Minute 152/14. Emergency work to remove a large branch fallen over an outhaul from a tree at Broken Way, the work having been approved by the Chairman in advance, was approved.

152/14 FINANCIAL SUMMARY

Santander Current Account :	Total balance at 1.6.14	£68446.52
The balance includes: Hedge Cutting Bond		£3000
Monies held on completion of Newton & Noss Play Park Improvement Project		£36.02
Monies held in respect of the maintenance of the Revington Memorial Seat		£500

4/12 June 2014.....Chairman

The following cheques were authorised totalling: £2597.60

Chq No	PAYEE		AMOUNT
1810	Newton & Noss Village Hall	Hire- NNPC Meeting 12 June 2014	£20.00
1811	Newton & Noss Village Hall	Hire- NNPC Meeting 26 June 2014	£20.00
1812	S. McDonough	Net salary-May	£1,212.64
1813	HM Revenue & Customs	Clerks monthly Tax & National Insurance	£312.96
1814	RYHA	Slipway Cleaning Fluid	£40.00
1815	Vantech Media	Maintain ja.net domain name for 2 years- newtonandnoss-pc.gov.uk	£60.00
1816	M. Hingston	Cleaning; Newton Voss & steps May 2014	£124.00
1817	Newton Gardening Services	Big Slip Quay repairs	£260.00
1818	Newton Gardening Services	Broken Way-removal of fallen branch limb	£100.00
1819	RYHA	Cleaning of public toilets Jan-Jun 2014	£400.00
1820	D. Goodchild	Grass cutting-The Green, 1st, 15th & 29th May.	£48.00
		Total	£2,597.60
SO	Spectrum Housing Group	Rent; Bishops Court consulting room	£338.55
	*Section 137 Local Government Act 1972 payments:£0 Total to date;£207.00		

153/14 MEETINGS ATTENDED:

Harbour Authority- Mr. Carter advised the resurfacing of Bridgend Quay and slipway had been completed.

154/14. MAINTENANCE

154.1 Trees- Broken Way/Noss Voss- the Public Index Map search of the shoreside land from the area adjacent to the Passage Road end of the Noss Voss footpath to the boundary of Point Bungalow showed the land to be unregistered. It was agreed no action would be taken to fell the dead trees. In respect of the Sycamore tree at Broken Way, giving stability concerns, invitations to tender to fell the tree would be sought to include making the necessary TPO applications for permission to conduct the work.

154.2 Noss Voss/ Noss Hard - Mr. Stitson had dealt with the manhole cover and undertaken canoe rack repairs. Mr. Stitson would erect the outstanding signage.

154.3 TAP fund- Mr. Hussell outlined the areas proposed to be included for drainage clearance under the funding. This included Widey Hill to Gnaton junction on B3186, from Gunsey Lane to the entrance to Briar Hill, Court Farm, St. Peter's Church, outside Tangelwood Cottage and at Hillhead.

154.4 Other areas for consideration- a parishioner had raised concerns regarding a crack in the wall at the Old Post House Pillory Hill. The owner of the Old Post House had sent a helpful update in respect of the pending planning application.

In committee

154.5 Routine Spring Maintenance- two invitations to tender had been submitted to four contractors. Two tenders had been received from one contractor. RESOLVED; to accept the tenders from Grounds maintenance South West in the sum of £198 and £87.45 plus VAT respectively. (Vote; Unanimous)

155/14 COUNCILLOR VACANCY- two applications for co-option to the vacant seat had been circulated to all Members prior to the Meeting and were considered. The applications put forward by Ms. Suzanne Cove from Collaton, Mrs Elizabeth Stone from Membland were proposed and seconded. After careful consideration and voting; RESOLVED: Miss Suzanne Cove was co-opted as Member of Newton & Noss Parish Council.

The unsuccessful applicant would be thanked for her applications. The Clerk would meet with the new Councillor to take her Declaration of Acceptance of Office prior to the next Meeting.

The Meeting closed at 9.10pm

5/12 June 2014.....Chairman