

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

Held on 28 July 2016

**PRESENT MRS. ANSELL MR. COOPER CLLR.GREEN MR. PARRY-SMITH MR. HUSSELL
MR. LYNDON**

ALSO PRESENT; Cllr Baldry, 2 parishioners, Mrs. McDonough (Clerk).

OPEN FORUM

Newton & Noss Community Orchard Group- Mr. George Buckland and Mrs Sue Hinchliffe, group representatives, were present. Mr. Buckland outlined and circulated potential improvement plans for the orchard utilising funds secured from Orchard Link. Suggested improvements included two notice boards (one giving information about the general recreation area and the other about the apple trees) in consultation with the Parish Council, improving the entrance/pathway to the tennis courts/orchard with modest re-grading, improvements to the two tracks into Brookings Down Wood and planting. The group had been in consultation with various people including Brookings Down Wood representatives who had been receptive to the suggestion of softening access to the wood by hazel planting. In addition, the group had taken into account that it was an area on which children played and had modified the original plans reducing the planting to two smaller areas at either end of the orchard which would allow for wildflowers. Further planting of fruit trees inside the hedge line adjacent to the road was proposed, it being suggested that raspberries being planted within the hedge was impractical. As a result of feedback soft fruit planting along the fence between the play park and the orchard comprising Japanese Wineberries, Autumn Raspberries and Blackcurrants was suggested. Benches had been investigated with the potential to be placed near the Tennis Courts /close to the existing bench.

Mrs Hinchliffe advised that the Primary School children had been consulted, with artwork being produced, and proposals discussed with a few of the local residents one of whom had joined the Newton & Noss Community Orchard Group. The Vice Chairman commented that it was important that local residents should be consulted. Some people had felt there were enough trees and there should be no more planting where children play. Mr. Parry- Smith referred to the size of a mature Walnut tree. It was accepted one large tree had already been cut down, but it did not necessarily have to be replaced.

Mrs Hinchliffe advised that a plan needed to be put forward to secure the funding.

183/16 APOLOGIES FOR ABSENCE- there were apologies from Cllr. Blackler, Mr. Carter, Mr. Tubb, Ms. Adams, Ms. Longworth and Mrs Cooper

184/16 INTERESTS TO BE DECLARED - members were invited to declare interests in the items for discussion during the course of the Meeting. None were declared.

185/16 DISPENSATION REQUESTS- none.

186/16 VARIATION OF AGENDA – RESOLVED: matters relating to annual parish maintenance, quotations for play park maintenance/football goalposts and pre-planning/ planning enforcement should be considered in committee.

(Vote; Unanimous.)

RESOLVED: The agenda item relating to the Community Orchard within Noss Recreation Areas should be brought forward. *(Vote; Unanimous.)*

187/16 MINUTES – the Minutes of the Parish Council Meeting held on 14 July were confirmed and signed as a correct record save for an amendment to 172.2 to reflect the Chairman had not attended the meeting and to clarify the wording of 172.4.

188/16 DISTRICT COUNCIL

188.1 Councillor reports-

Cllr. Blackler had sent apologies and the following report;

There had been little to report on from the Special Council Meeting of that day except it had been decided to continue with the possibility of forming a Local Authority Controlled Company- but there were several problems to sort out before proceeding. Secondly Fusion Lifestyle had been chosen as the bidder to run the Leisure Centres at Ivybridge, Dartmouth and Kingsbridge with many encouraging ideas of how to improve facilities at all of them. Ivybridge in particular would have a new 6 x 25m lanes added to the Swimming Pool in addition to refurbishment.

Cllr. Baldry advised of the following;

i) District Council election- an election had taken place the previous day, the seat being won by a Liberal Democrat representative.

ii) Special Council Meeting- had taken place whereby it had been agreed to create a Steering Group to investigate the creation of a Local Authority formed company. Cllr. Baldry had voted against in light of the potential cost (initial stage £200,000) and the practicality of operating as a trading company securing business from other local authorities.

iii) South West devolution- all local authorities were involved with the proposal.

iv) Newton Downs Solar Farm- the application had been approved. The Section 106 Agreement with Good Energy had been completed. Yealm Community Energy was now in discussions as to how the profits were to be distributed.

v) A379- repairs may be completed by 19 August, but it was suggested to confirm with Devon County Council.

189/16 NEWTON & NOSS COMMUNITY ORCHARD

i) Planting-the Chairman had spoken with some of the local residents who had been unhappy with the proposed further planting. Reference was made to the previous decision against Hazel planting made by the Parish Council on 14 April. Children could fall against young Hazel trees. Ms. Longworth had asked her views to be taken into account at the meeting regarding her concerns about the planting of Hazel trees on the grassy bank. The bank was used extensively by children for rolling down. When the consultation for the redevelopment of Noss Playpark had been done "grassy mounds" were the second most popular play item that children had requested (a pirate ship being the first.)She suggested there was a danger of over developing the field and believed that there was a similar feeling from some other residents. Butts Park play park area was to be redeveloped shortly and she felt sure there would be scope for planting there where the space was considerable. Cllr. Green felt that the plans were not excessive. The Chairman suggested that some residents did not wish to lose any more green grass for the children to play on. Mr. Parry-Smith suggested there should be no planting along the play park fence boundary to preserve the line of site for parental supervision. With respect to the walnut tree proposal it was suggested perhaps the proposed site for planting could be relocated. Another Member referred to there being three walnut trees in Brookings Down Wood on the margin of the play park already.

ii) Notice boards-it was suggested the Group liaise with the Parish Council as to design and content for the new notice boards.

iii) Paths -some discussions took place as to whether new paths should be created into Brookings Down Wood from the Orchard. The access from the car park to Brookings Down Wood was by means of a Licence between the River Yealm District Association on behalf of Brookings Down Wood. Further Licences would be anticipated to be needed if additional paths were created. The creation of a path from the orchard to the play park was suggested with steps being avoided as it could hamper those with buggies.

iv) Entrance -a suggestion was made that the entrance to the tennis courts was adequate and tennis club members had commented that to widen it could act as a distraction to tennis players. It was suggested a separate entrance for the Orchard could be investigated.

v) Benches- the proposals for the bench and notice boards were welcomed.

The Chairman suggested that the Community Orchard Group have a site meeting with representatives from the Parish Council (two from Noss and one from Newton)/ Brookings Down Wood/ local residents. It was important the local community were happy with the proposed plans.

RESOLVED; to delegate approval of the design of the benches and notice boards for the Community Orchard to two Parish Council Members from Noss Mayo and one from Newton Ferrers. (*Vote; Unanimous.*)

190/16 PARSONAGE ROAD DEVELOPMENT- Section 106 agreement

South Hams District Council had recently received the Open Space, Sport and Recreation contribution of £8,775 from the 'Land off Parsonage Road' development in Newton Ferrers. The contribution was to be used towards the Butts Park play area. They understood that it was the intention that the contribution be passed to the Parish Council further to the transfer of land at Butts Park, which was completed on 11th June 2015. RESOLVED; Newton & Noss Parish Council would accept the Open Space, Sport and Recreation Contribution of £8775 for the Butts Park Play Park refurbishment and would accept the conditions laid down by South Hams District Council;

1. The contribution would be used exclusively on the Butts Park Play Area, Newton Ferrers, as set out in paragraph 1.28 of the s106 agreement dated 18th March 2016 which had been circulated to Members.

2. In accordance with Schedule 3, paragraph 1.1 of the s106 agreement, the contribution would be spent within 10 years of receipt by the Council. If any of the contribution remained unspent after 10 years, the party who paid the contribution could request repayment.

3. The Parish Council would be able to provide evidence of how the contribution has been spent should there be any request for this information from either the District Council or the party who paid the contribution. (*Vote; Unanimous*)

191/16 PLANNING

191.1 Newton & Noss Neighbourhood Plan-

i) Display panels/projector hire fee- RESOLVED: to waive the fees for the public consultations. (*Vote; Unanimous.*)

ii) Funding- the contribution from the Revelstoke Community Trust had been received. The Chairman advised the contribution from the River Yealm District Association had been agreed.

iii) **Public consultation**- there were three events, the next being the St. Peter's Fete in August. Others were planned including school leavers and the elderly. To date engagement had taken place with almost 100 people with themes being analysed. 60 questionnaires had been completed on priority issues.

The next Steering Group meeting would be 24 August.

191.2 South Devon AONB Planning guidance- it was agreed it was not necessary to add anything to the consultation.

Planning decisions

191.3 Sprat's Cottage, Pillory Hill 0483/16/HHO

Retrospective householder application for resubmission of changes to granted permissions 37/0044/15/F and 37/0045/15/LB - reduction in length, increase in depth and windows. SHDC; Granted.

191.4 Whitegates Parsonage Road 0699/16/FUL Demolition of a single family dwelling and the erection of one detached single family dwelling and two semi-detached single family dwellings. SHDC; Refused.

191.5 3 Court Road 1540/16/TPO Work to Tree Preservation Order trees. T1 Turkey Oak semi-deciduous, the removal of 2 branches to reduce the density of overhang. SHDC; Granted.

191.6 41 Creekside Road 1467/16/HHO- householder application for proposed flat roof extension and alterations. SHDC; Granted.

191.7 1 Derry's Cottages, Riverside Road East 1300/16/LBC- Listed Building Consent for the replacement of a damaged window with identical design of two opening casements with six panes in each sash, single putty glazed. Application affected a Conservation Area and a Listed Building. The site adjoined/affected a public right of way. SHDC; Granted.

191.8 Point Cottage, Passage Road 1009/16/HHO-householder application for internal and external alterations, new raised roof with rooms in roof space and balcony. SHDC; Granted.

191.9 Cottage Green Parsonage Road 0791/16/OPA -Outline application with some matters reserved for the erection of a bungalow and a detached garage. SHDC; Granted.

191.10 Proposed Solar PV array at SX 553 496, Newton Downs Farm, 37/1426/15/F-Temporary (30 years) change of use to agriculture and solar photovoltaic farm with associated static arrays of photovoltaic panels (proposed output 5mW, site area 11.9 hectares) together with associated structures. Affected the setting of a Listed Building and a public footpath or right of way. Major application. SHDC: Granted.

191.11 Field at SX 553 488, Newton Downs Farm 37/2271/15/F-Proposed temporary access from field onto Parsonage Road. SHDC; Granted.

191.12 Planning applications received - none

191.13 Planning appeals; Land at SX 553 478 opposite Thorndean, Bridgend APP/K1128/W/16/3153009

Erection of dwelling. Appeal start date: 13 July 2016. The Parish Council had sent in written objections. It was not felt necessary to comment further.

191.14 Newton Down Farm 37/1246/15/F- Cllr. Green confirmed a Section 106 Agreement had been entered into. Yealm Community Energy now needed to negotiate with the developer regarding the Community Benefits.

192/16 ADMINISTRATION

192.1 Policies- Equal Opportunities Ms. Longworth had requested the review of the Equal Opportunities be put back to the next meeting.

192.2 Bishops Court/ alternative storage- the representative from the Reading Room, Mr. Forrester, had acknowledged safe receipt of the Agreement and had provided contact details for access for the contractor. The contractor, Mr. Puhalo, had been contacted and had confirmed work was anticipated to take place from mid-August.

192.3 Events applications- the Coastguard helicopter landing at Butts Park on 17 July had been cancelled on 15 July. The police had asked a Parish Council Member to meet a police representative and to open Butts Park playing field gate, in person, at 2pm for the landing on Wednesday 20 July. The helicopter from the Queen's Helicopter Flight did not arrive and the police had subsequently apologised to Mr. Hussell for failing to notify.

193/16 COUNTY COUNCIL

Highways/Transport - further to the two Devon Highways conferences held in October last year, and subsequent feedback they received, Devon County Council intended to hold more events this year and wished to be more focused on responding to the subjects that parishes would like to discuss. It was agreed the Clerk should complete the survey requested advising of the wish to discuss speed reduction limits to 20mph in rural villages and flashing warning signs for schools.

194/16 CORRESPONDENCE

194.1 Broadband- Connecting Devon and Somerset had made contact in respect of community participation in the procurement of the contracts for Connecting Devon & Somerset's Phase 2. As part of the data that they intend to make available to prospective bidders, they were providing details of communities around the region that had either not been served or at least not fully served under Phase 1. They wished to provide this opportunity for communication directly with communities to ensure that bidders had the optimum opportunity to fully understand the nature of the lots that they were considering on a human level. Following consideration with the Chairman/Vice

Chairman contact had been made with a parishioner, with expertise in Broadband issues, to see if he could assist connecting Devon and Somerset with their request for

- i) Contact details to be made available in the private bidder section of the procurement portal as the contact for Newton Ferrers & Noss Mayo
- ii) For his details also to appear on the CDS website - to allow for communication between communities and individuals interested in supporting their local aspirations to bring superfast broadband to their community
- iii) Completion of a template to provide further information about the nature of the community and the possible ways in which it could help bidders as they considered their networking solutions.

194.2 Police and Crime Commissioner- no response was considered necessary to the Police and crime Plan consultation.

195/16 AUTHORISATION OF PAYMENTS -Cheque payments were authorised and signed in accordance with the schedule prepared by the Clerk, checked by Mr. Hussell and listed in Minute 194/16. The Vice Chairman had authorised a quote for some urgent work to cut back grass along the section of Collaton /Butts Park footpath from the B3186 crossing point to Collaton.

194/16 AUTHORISATION OF PAYMENTS

The following cheques were authorised totalling: £4174.00

Chq No	PAYEE		AMOUNT
2143	RYHA	Slipway Cleaning Fluid	£48.00
2144	Yealm Electrical Services Ltd	Sports Pavilion-electrical inspection/PAT testing	£100.00
2145	Shane Hockaday	Barometer refurbishment	£120.00
2146	Devon Communities Together	2016 Housing Needs Survey	£3,906.00
Total			£4,174.00

*Section 137 Local Government Act 1972 payments: £0 total to date; £75.

195/16 MEETINGS ATTENDED: no meetings had been attended.

196/16 MAINTENANCE

196.1 Maintenance working groups-

i) Sports Pavilion- it appeared that a clear out had been taking place. It was agreed the working group would find out what was happening. SHDC had sent out a press release inviting residents to complete a survey regarding sports/leisure facilities. Cllr. Green suggested it important that it was completed as it could impact on future S106 monies being allocated for projects in the Parish and for the Local Plan. It was agreed the Clerk would review and complete the survey, with particular reference to the Sports Pavilion, and call upon help with completion if necessary. The electrical inspection/Pat Testing had been undertaken and the report considered by Mr Lyndon. No action was necessary.

ii) The Green/Dillons Green- Curtis Whiteford Crocker had been asked for a progress update regarding registration of ownership of The Green.

iii) Play parks- Mr. Parry Smith had reported on potential repairs for Noss Play Park. Work needed included weeding the sand areas, attention to the horizontal ladder on the pirate ship, attention to the guide for the chain on the free standing bucket and chain and whether it needed to be wider to prevent finger entrapment. The slides had also been covered in foliage. It was agreed the Clerk would seek an urgent quote and advice from SHDC regarding the bucket chain and pirate ship repairs and check whether the sand areas had been included in the outstanding parish asset maintenance. RESOLVED; To authorise repairs/work for Noss Play Area up to £500 to be approved by the Chairman and Vice Chairman. (Vote; Unanimous)

Butts Park Play area- the Vice Chairman advised that the funding raised for refurbishment stood at about £20,000. The group would be meeting in August and it was felt that Stage 1 should be progressed to avoid losing out on funding. Feedback from children had shown zip wires to be popular.

iv) Noss Recreation Areas- the Chairman advised that the Tennis Club now had draft five of the Licence to consider. Negotiations had been going on for over a year. A suggestion was put forward to either suggest a lease to the Tennis Club or if the Tennis Club did not wish to enter into Licence/lease terms to look into alternative arrangements including setting up a Tennis Courts website to deal with bookings and payments. Members of the Tennis Club could then book through the website. Members were reminded of the fiduciary responsibility of the Parish Council. No fees for the Tennis Court hire had been provided for in the last year by the Tennis Club who had been managing the bookings. It was agreed to review matters at 8 September meeting if the Tennis Club had not, by that stage, entered into Licence terms with the Parish Council.

A response from SHDC was awaited regarding the request for consent to register Noss Green as a Village green.

196.2 Footpath inspections- Mr. Hussell asked if inspections could be undertaken with a particular note being kept by members of dates when using the footpath behind the former River Yealm hotel.

196.3 Other areas for consideration-

i) Newton & Noss Village Hall- it was agreed there would be no objection, in principle, if Newton & Noss Village Hall Committee wished to undertake investigations into the provision of a “brown “sign for the Village Hall.

ii) Riverside Road East- concerns had been raised by a resident regarding vegetation growing on the left hand side of the wall on the road/slipway to the foreshore. It was not thought this had been adopted by Devon County Council as highway. It was suggested that it was the responsibility of the landowner. The Clerk would check with the Local Highways Officer.

In committee

196.4 Annual parish maintenance- the Clerk had been having difficulty in contacting one of the contractors. The work was due to have been completed by 1 July. It was agreed further efforts would be made to contact the contractor and the matter reviewed in September.

196.5 Play park maintenance- quotes were awaited.

196.6 Football goalposts- the Vice Chairman had secured three quotes for replacement goalposts .It was agreed to liaise with Revelstoke Rangers regarding potential replacement posts and ask the football club to obtain quotes for installation.

197/16 PRE PLANNING/PLANNING ENFORCEMENT

It was noted that South Hams District Council had undertaken the following;

- 1. Sevenstones Newton Hill Enforcement No 008168-** as planning permission had been granted there would be no further action and the case closed.
- 2. Land at SX5425 4799 south of Yealm Road 007235-** planning permission was granted and the breach resolved.
- 3. Point View Passage Road 007116-** the alleged breach was covered under granted planning permission. The case had been closed.
- 4. Land west of Brookings Down Wood SX54 007008-** no breach had been established and the case closed.
- 5. 3 Beacon Hill-** no further action was to be taken. The tree felled was of no significant interest. The case had been closed.

Two further matters were discussed. One matter remained outstanding. The matter had apparently been investigated but a local resident was unhappy with the outcome. Having perused the planning application it was agreed to write to SHDC planning enforcement requesting that the matter be investigated further.

The Meeting closed at 8.45pm