

MINUTES OF A MEETING OF TARVIN PARISH COUNCIL HELD IN THE EDNA ROSE ROOM, TARVIN COMMUNITY CENTRE ON MONDAY 26TH JANUARY 2015

PRESENT: Councillor E Lush (Chairman)
Councillor D H Cotgreave
Councillor S Hardacre
Councillor R Hones
Councillor C Jones
Councillor P Miles
Councillor M Pochin
Councillor J W Shaw-Pollard
Councillor B Spruce
Councillor P Twigg
Councillor R Williams

IN ATTENDANCE: 4 Members of the Public
Parish Council Clerk – Mr M Hassall

APOLOGIES: Cheshire West and Chester Councillor H Deynem
Cheshire West and Chester Councillor J Leather

14/186 DECLARATIONS OF INTEREST, DISCLOSABLE PECUNIARY INTERESTS, AND DISPENSATIONS

14/186.1 New Written Requests for Dispensations

There were no new requests.

14/186.2 Declarations of Interest

Members were invited to declare any Disclosable Pecuniary or other Interest in any item of business on the agenda and, if necessary, leave the meeting prior to discussion of that item. Councillors Hardacre and Lush declared “Other Body Interests” in minute 14/205.2. Both Councillors confirmed that they would not speak or vote on the matter and Councillor Lush added that Councillor Miles would chair the meeting for that item. No other declarations were made.

14/187 OPEN FORUM

RESOLVED: that the meeting be adjourned for the Open Forum.

14/188 PARISH COUNCIL MEETING

RESOLVED: that the meeting be reconvened.

14/189 REPORT ON OPEN FORUM

14/189.1 A number of concerns had been raised regarding the Planning Application for Top Farm including the comment made on the application by Council that there should be temporary access to the site from the A54 road by making a gap in the hedge.

14/189.2 Comment had been made that the turning into Tarporley Road from the A51 was still causing confusion and an example had been provided of another “near miss” during the previous few days.

14/189.3 A complaint had been made regarding the overfull dog bin along Hockenhull Lane.

14/189.4 Concerns had been raised regarding the Bird Hide within the Woodland which the resident considered could cause serious child safety issues

14/190 MINUTES OF THE MEETING HELD ON 15TH DECEMBER 2014

RESOLVED: that the minutes of the meeting held on 15th December 2014 be signed by the Chairman as a correct record.

14/191 REPORT ON ACTIONS ARISING FROM THE MEETING ON 15TH DECEMBER 2014

14/191.1 Council Tax Reduction Scheme (Previous Minute 14/181.2)

14/191.1.1 A copy of the response from the Cheshire Association of Local Councils is attached to the minutes.

14/191.1.2 Cheshire West and Chester Council had acknowledged receipt of the letter from Council and said that it had been passed to Mr Jerry Faulkner, Senior Manager Revenues and Benefits, who would respond in due course.

14/191.2 Future Land Use Masterplan (Previous Minutes 14/170.2 and 14/164.1)

The Diocese had instructed Fisher German to liaise with Council and the Clerk was communicating with them. The local landowner had said that he did not wish to meet with Councillors but was happy for Councillors to speak to other parties representing him.

14/191.3 Christmas Trees (Previous Minute 14/170.6)

A letter of thanks had been sent to Mr Harding at Broomheath Plantation

14/191.4 Snow Angel Scheme (Previous Minute 14/174.3)

Details of the scheme had been forwarded to Councillors via e-mail in the Partnerships West Bulletin on 22nd December 2014

RESOLVED: to defer a decision until later in the year

14/192 LIST OF OUTSTANDING ITEMS

A copy of the list of outstanding items not covered elsewhere is attached to the minutes.

Item 1.1 Planning Enforcement

The following update had been received from the Enforcement Officer:

“I have sent letters and spoken to the Manager of The Red Lion (P.H) and he has confirmed that an Advertisement Consent application will be submitted.

Tarvin Off Licence –I have sent letters and spoken to an employee at Tarvin Village Stores, the fluorescent tube light was scheduled to be removed last Thursday (15th January). I believe the lighting is still in place, therefore I will send a letter confirming that the Council is considering prosecution proceedings.

There are no planning issues with the lantern style lighting at the George and Dragon. The new upvc window at 2 Well Cottages is considered that because the style of the windows match the previous windows, and are set back from the street scene there is no harm to the amenity - no further action should be taken.”

RESOLVED: that the Clerk remind the Enforcement Officer that the cabinet attached to the ramp at Tarvin Off Licence had not been dealt with

Item 1.2 Top Farm

Mr Osborne had telephoned the Clerk on 12th January 2015 to confirm that the purchase had been completed and that Osborne and Co Ltd were therefore happy to meet with Council.

RESOLVED: that the Clerk arrange a meeting with Mr Osborne.

Item 2.0 Hedges

The Natural Environment Officer had confirmed that Cheshire West and Chester Council's legal team had the paperwork and were studying the case

Item 4.2 Right of Way Application to add footpaths from Crossfields to Townfield Lane to the Definitive Map and Statement

The determination date had been amended from 2016 to September 2018

Item 4.5 Extension of 40mph speed limit along Tarporley Road

RESOLVED: that the Clerk ask Highways when the work will be completed

Item 4.6 Tarporley Road

Highways had reported that they had completed their work. Councillor Cotgreave considered that whilst there was a significant improvement to Tarporley Road there was still work to be done on both sides of the road

RESOLVED: that the Streetscene Working Party walk the route and report their recommendations to the next meeting

Item 4.7 A51/Tarporley Road junction.

The meeting noted that there had been a serious accident at the junction on 7th January 2015. The Police comment on the road traffic accident was that at the present time the facts were that a 4x4 vehicle had pulled out of Tarporley Road at the junction of the A51 into the path of an oncoming 125cc motorcycle which had been travelling in the direction of Duddon. There were a number of independent witnesses who were communicating with the Police and until the matter had been fully investigated they would not comment further. This information had also been passed to Highways and the comment from Highways was that there were no details regarding contributory factors at that stage, suffice to say the issues regarding the lanes within the central reservation had not played a part in the collision.

RESOLVED: that the Clerk ask Highways when the improvement work would be carried out

Item 4.8 Blocked footpath No 30 Platts Lane/Old Moss

Rights of Way had written to the tenants of the land asking them to clear the path.

The meeting was pleased to hear that at last some action had been taken.

RESOLVED: that the Clerk continue to monitor this matter

Item 4.11 Meeting with Mr Kieran Collins

Mr Collins had indicated that he was happy to meet with Councillors.

RESOLVED: that the Clerk arrange the meeting with the following agenda:

Section 106 money, Status of Platts Lane to the Roman Bridges, progress reports on Speed Limit at Oscroft, and the implementation of the 40mph speed limit along Tarporley Road

Item 4.12 Hockenhull Lane alongside A51 Road

On 9th January 2015 Highways had reported that they had completed the safety inspection but there was little that they could do to improve the crossing. Their records showed only one reportable accident at that point since 1980.

RESOLVED: that the Clerk inform Highways that Council was disappointed with the decision and request that it be reviewed.

Item 4.15 Oak Tree

RESOLVED: that the Clerk ask Highways when the work will be carried out

Item 5.2 Bus Stops/Shelters

An update had been forwarded to Councillors via e-mail on 24th December 2014 which included a plan of the work to be done. The work was expected to start in January 2015.

RESOLVED: that the Clerk ask for some minor modifications to the planned work

Item 6.1 Tree Pruning

Two similar quotations had been received for tree pruning along High Street and Church Street. £480.00 plus VAT and £495.00 plus VAT

RESOLVED: that the quotation of £480.00 plus VAT from Canopy Tree Care be accepted.

Item 7.2 Defibrillator

The defibrillator had been delivered to the Clerk

14/193 STREETSCENE/HIGHWAYS

14/193.1 Manor Court, Church Street

The White T bar needed to be reinstated at the entrance to Manor Court following the recent roadworks. The Clerk had reported the issue to Highways on 30th December 2014 (Ref 4767541). Highways had phoned on 8th January 2015 to confirm that the work had been approved and added to the list (already a large list so the work is unlikely to be carried out in the near future)

RESOLVED: that the Clerk ask Highways to put the work at the top of the list as it was part of a project and not additional work

14/193.2 Hedges

Concerns had been raised about a number of overgrown hedges including those outside Cherry Tree House, Church Street, and Grove House, Hillside, and Fernleigh Holme Street, Tarvin Hall, and along By-Pass Road from the last house to Tarvin Bridge

RESOLVED: that the Clerk write to each of the landowners asking them to cut back their hedges

14/193.3 Barrow Lane/Pool Lane/ByPass Road

It had been reported that there was a significant amount of litter along the above routes. Prior to the meeting Councillor Lush had removed it.

14/193.4 Signage

The following signs needed to be removed:

- a. sign at Chinese Restaurant directing traffic along A54 to a development
- b. Wright Marshall SOLD sign at field opposite Holme Street Hall close to the A51/A54 roundabout.

RESOLVED: that the Clerk take the necessary action to get the signs removed

14/193.5 No 41 Hockenhull Avenue

A local resident had reported that the property was unoccupied and that persons unknown had started work on it. The resident had complained that those working on the property had parked vans and cars on the grass verge outside no 41 and 43 and had chewed it up. They had since started parking on the verge outside no 36 and running on it with a tractor. They had also double parked on the bend causing a few near misses.

RESOLVED: that the Clerk inform the local resident that Council would monitor the situation

14/193.6 Chinese Restaurant Hedge

RESOLVED: that the Streetscene Working Party examine the hedge to see whether it needed to be cut back to improve visibility for traffic leaving High Street and joining the A54.

14/193.7 Overfull Dog Bin

RESOLVED: that Councillor Miles check to see whether the Dog Bins were emptied on 27th January and then inform the Clerk who would if necessary take appropriate action

14/194 PLANNING MATTERS

14/194.1 Planning Minutes

RESOLVED: that the minutes of the Planning Meeting held on 8th January 2015 be approved

The meeting noted that comments from the Landscape Officer on Minute 5 had been forwarded to Councillors prior to the meeting

14/194.2 RESOLVED: that the following comments be made on the planning applications submitted

14/05205/FUL - Demolition of existing extensions and erection of two storey rear and side extensions – 20 Hockenhull Lane, Tarvin

Comment: No Objections

14/05277/FUL - Proposed residential development of 3 detached houses, associated garages and access - Land Adjacent To Laburnum Cottage, Broomheath Lane, Tarvin

Comment: No Objections in principle however concerns over the scale of plot 3. A construction management plan should include parking off the road and any damage to the verges to be repaired by the developer.

A copy of a letter from a local resident commenting on Application 14/05277/FUL was brought to the attention of Council

14/194.3 NOTICES

The following notices had been received:

14/04534/FUL – Widen existing vehicular access – Broomheath Cottage, Platts Lane, Old Moss – **PERMISSION**

14/04610/CAT – To remove 1 x conifer on RHS of drive, To remove 2 x beech in rear garden (1 adjacent garage and 1 adj greenhouse) – Willow Cottage, Pool Lane, Tarvin - **PERMISSION**

14/04836/FUL – Proposed garden walls – 80 High Street, Tarvin - **PERMISSION**

14/194.4 GROVE HOUSE, HOLME STREET, TARVIN (Previous Minute 14/151.5)

The following report had been received from the Enforcement Officer

“I refer to the above and I can now confirm that the Council is satisfied that there has been no further changes to the boundary wall since the previous enforcement case in 2006, therefore planning permission is not required.

In terms of the Cookhouse (new structure in the rear garden), planning permission is required due to the height exceeding 2.5m within 2m of the boundary. Therefore a planning application should be submitted. However the Council considers that enforcement action is not expedient because planning permission is likely to be granted and the land owner has provided evidence that both of the adjoining neighbours have no objection. This however does not pre-determine the outcome of any future formal planning application that would be subject to publicity and the consultation process. The land owner has also been informed to be aware that any future application could be called in to be considered and determined by Planning Committee.

Under the circumstances, on this occasion, I will now close my file on this matter.”

14/195 KING GEORGE V PLAYING FIELD

14/195.1 Field Management Committee

Draft minutes of the meeting held on 15th January 2015 were examined. A copy is attached to the minutes.

14/195.2 Matting

The matting had been removed from the Playing Field

14/195.3 No Parking Sign

The meeting noted that the no parking sign had been removed by persons unknown within a couple of days of it being put up.

14/195.4 Children’s Play Area

The equipment and surfaces needed to be hot washed and the overgrown hedge needed to be cut back and tidied up. A quotation of £410.00 plus VAT had been received to hot wash the equipment and surfaces.

RESOLVED: that the work be approved

14/196 SPECIAL PROJECTS 2015/16

RESOLVED: that the following list be presented to the new Council following the election in May 2015.

Conservation Area Sign, Tarmac area of soil at entrance to the King George V Playing Field from Meadow Close, Yellow Lines on King George V Playing Field Car Park, removal of white line along Park Lane, new pedestrian gate at the end of Hockenhull Lane, consideration of the employment of someone to litter on a part time basis, tidying up of castellated wall.

14/197 WE ARE WATCHING YOU – DOG FOULING CAMPAIGN

RESOLVED: that the item be withdrawn as after giving it further consideration it was thought that it was not appropriate for Tarvin

14/198 NEIGHBOURHOOD PLANNING MEETING

The Open Meeting had been arranged for Wednesday 28th January, 7.30pm, at the Methodist Church. Leaflets had been delivered to all properties in the Parish. Sarah Baron and John Heselwood (Cheshire Community Action) and Carol Weaver and Graham Spencer (Tattenhall Parish Councillors) had agreed to attend the meeting.

The following programme was confirmed:

Welcome by Councillor Lush

Presentation on Neighbourhood Plans by Cheshire Community Action

The Tattenhall Experience by Tattenhall Councillors

Question and Answers Session

Short Workshop on likes, dislikes etc.

Round up/conclusions and call for volunteers

14/199 SECTION 106 AGREEMENTS

The Clerk had agreed the following with Cheshire West and Chester Council and had copies of the section 106 agreements.

	Education	Highways	Play/Open Space
Laburnum Cottage (03/01370/OUT)			402.62
Taylor Wimpey (11/05906/OUT)	179,505	75,000 (Parking & Highways) 9,000 (Tarpoley Road)	30,500 (BMX and Skate Park)
Copper Kettle (12/00770/FUL)			18,828

The meeting noted that section 106 money needed to be spent within five years.

RESOLVED: that the Clerk check the agreements to ascertain when the five year periods started and add the dates to the schedule.

14/200 SUMMER FETE 2015

RESOLVED: to have a stall at the Summer Fete on 27th June 2015

14/201 COMMUNITY PRIDE COMPETITION 2015

RESOLVED: not to enter the 2015 competition

14/202 NEWSLETTER

A draft had been forwarded to Councillors prior to the meeting and the Clerk had received an article from the Community Centre since the draft had been sent out

RESOLVED: (14/202.1) that the draft be approved with the article from the Community Centre added along with a brief report on the Neighbourhood Planning Meeting

RESOLVED: (14/202.2) that Council be invited to consider a new format for the newsletter following the election in May 2015.

14/203 BUDGET YEAR TO MARCH 2016 (Previous Minute 14/174)

The area tax base provided by Cheshire West and Chester Council was 1206. This meant that if Council approved the figure of £40,225 (reached at last meeting) the Council Tax Band D figure for 2015/16 would be as follows:

A	Total Parish Council Budget Requirement	40,225
B	Less Council Tax Reduction Scheme Grant	1,305
C	Parish Council Precept (A-B)	38,920
D	Local Tax Base	1,206
E	Band D Local Council Tax Charge (C divided by D)	£32.27
	Band D Local figure this year	£31.89

RESOLVED: that the figure reached last month be confirmed and approved

14/204 LAUNCH OF LOCAL COUNCIL AWARD SCHEME (REPLACING QUALITY PARISH STATUS)

Full details of the new scheme had been forwarded to Councillors by e-mail on 12th January 2015. Council had previously chosen not to reapply for the Old Quality Parish Status but said that Tarvin would aim to work to that standard.

Under the new scheme there were three awards - Foundation Award - Quality Award - Quality Gold Award. Whilst as a Council Tarvin had met most of the standards required under the old QPS at the present time Council would not achieve the Foundation Award which was the lowest of the three awards.

RESOLVED: (14/204.1) that the document be presently to the new Council for consideration in July 2015.

RESOLVED: (14/204.2) that in the meantime the Clerk introduce some of the items required to meet the Foundation Award regardless of what the new Council decided as it would be best practice.

14/205 CLERK'S REPORT/CORRESPONDENCE

14/205.1 The following had been forwarded to Councillors:

- a. Cheshire West and Chester Council – Members Briefings No's 777 to 790
- b. Cheshire Association of Local Councils – Newsletter December 2014
- c. Cheshire West and Chester Council – Locality Working Scrutiny Committee – 14th January 2015
- d. Cheshire Constabulary – Rural Crime Conference – 25th February 2015

- e. Cheshire West and Chester Local Plan (Part One) – Strategic Policies – Inspectors Report
- f. Minutes of the Joint Parish Council meeting held on 25th November 2014. The next meeting was scheduled for 3rd February 2015
There were no volunteers to attend the meeting.
- g. Cheshire Community Action – An invitation to “Meet the Developer” – 12th March 2015
Councillor Pochin would be attending
- h. Rural Housing Alliance – Affordable Rural Housing
- i. Cheshire West and Chester Council – Local Council Bulletin – December 2014
- j. Cheshire West and Chester Council – Partnerships West – December 2014
- k. Tarvin Civic Trust – Comment on Top Farm Planning Application
- l. Parish and Town Council Representatives Meeting with John Dwyer, Police and Crime Commissioner – Community Centre, Weaverham - Tuesday 27th January 2015
Councillor Lush would be attending.
- m. Tarvin Community Woodland Trust – Minutes of January 2015 meeting
The meeting was very pleased to note that Tarvin Community Woodland Trust now owned the woodland rather than having it on a 125 year lease
- n. Broomheath Plantation – Re Planning Applications and Allotments
- o. Cheshire Community Action – Defra funding petition
- p. Cheshire Association of Local Councils – Parish Councils enabled to use more 21st century technology
- q. National Association of Local Councils - Traffic Commissioners and Operating Licensing
- r. National Association of Local Councils – Provisional Local Government Finance Settlement 2015/16
- s. Local resident regarding traffic, litter, and dog fouling along Lower High Street
Following feedback from Councillors the Clerk had provided the local resident with full details of Councils actions regarding traffic, litter, and dog fouling and said that he would arrange for him to have a chat with a Parish Councillor and also a Borough Councillor if that was his wish. The resident had replied saying that he was happy with what Council was doing and so would leave it at that. Since then the resident had contacted the clerk to say that “3 cars were written off outside my house on Sunday morning”. The Clerk had contacted the Police asking for clarification of the incident and had been told that the Police records showed that there had been an incident with 1 vehicle colliding with 2 parked cars. A Section 170 had been complied with (insurance details exchanged and a non-injury collision). There was no mention of any cars being written off.
The Clerk had relayed this information to the local resident and requested further information/evidence to pass on to Highways. However the response was “my neighbours car was written off and he has had to buy a new one”.
- t. Cheshire West and Chester Council – Head of Services – Roles and Responsibilities
- u. Cheshire West and Chester Council – Local Councils Bulletin January 2015
- v. Cheshire West and Chester Council – Partnerships West January 2015

14/205.2 Community Centre

A letter of support had been requested by the Community Centre

RESOLVED: that the Clerk provide the Community Centre with a letter of support.

14/205.3 Sewers

A local resident had reported a problem with sewage coming from a manhole at Tarvin Sands.

The matter had been reported to United Utilities by the local resident. Councillor Cotgreave had been to look but had been unable to find any problem.

14/206 FINANCIAL MATTERS

14/206.1 Cheque Payments

RESOLVED: that the following payments be authorised –

Payee	Detail	Amount to be Paid
VAT	Net Amount to Charge against budget	Budget available before payment
BAM Nuttall Ltd	Repair of Lighting Column King George V Playing Field	359.77
59.96	299.81	446.70
Blackwells Stonecraft Ltd	Cleaning of Heraldic Panels King George V Playing Field	336.00
56.00	280.00	0.00
Scottish Power	Street Lighting October to December 2014	273.92
13.04	260.88	146.89
Digital Impressions	Printing Flyers for Neighbourhood Planning Meeting	90.00
0.00	90.00	300.00
Mr M Hassall	Reimbursement of Expenditure - Telephone and Internet December 2014	54.69
9.11	45.58	102.06
BT Payment Services Ltd	Telephone and Internet January 2015	54.25
9.04	45.21	56.48
St Andrews Church	Churchyard Grant	685.00
0.00	685.00	685.00
United Utilities Ltd	Water Qtr. to January 2015	82.33
0.00	82.33	34.31
Mr M Hassall	Clerk Expenses Qtr. to December 2014	101.18
0.00	101.18	158.53
Payroll Cheques	January 2015	1,041.55
0.00	1,041.55	3,371.03

14/206.2 Returned Cheque

Lloyds Bank had not paid cheque 2726 (Tarvin Methodist Church) for £96.60. It had been returned marked “refer to drawer”. Their reason for returning the cheque was that they consider that the account was overdrawn.

The problem had arisen because the bank had failed to maintain the Business Call Account. The Clerk had written to Lloyds Bank requesting that they correct their error, refund their charges of £35.00, and provide Council with financial compensation for the inconvenience caused to Council. A letter of apology had been received from the bank. The charges had been withdrawn and the account had been credited with £50.00 compensation.

14/206.3 Management Accounts.

Management Accounts for the 9 months to 31st December 2014 were presented and accepted.

14/207 TOPICS FOR TARVINONLINE

RESOLVED: that articles be written on overgrown hedges, the no parking sign, bus stop, and safety issues at the end of Hockenhull Lane alongside the A51 road

14/208 DATE OF NEXT MEETING

RESOLVED: that the next Council meeting be held on Monday 23rd February 2015 – 7.15pm - Edna Rose Room, Tarvin Community Centre