

**MINUTES OF A MEETING OF TARVIN PARISH COUNCIL HELD IN THE WILKINSON LOUNGE, TARVIN COMMUNITY CENTRE ON MONDAY 24TH JUNE 2019**

**PRESENT:**

Councillor E Lush (Chairman)  
Councillor R Ford (Vice Chairman)  
Councillor D H Cotgreave  
Councillor S Dutton  
Councillor H Flynn  
Councillor M Pochin  
Councillor P Ryan  
Councillor S Wiley

**IN ATTENDANCE:**

26 members of the public  
Cheshire West and Chester Council – Councillor J Leather  
Parish Council Clerk – Mr M Hassall

**APOLOGIES AND REASONS FOR ABSENCE:**

Councillor B Dean (holiday), Councillor P Twigg (holiday), Cheshire West and Chester  
Councillor H Tonge

On behalf of Council Councillor Lush expressed condolences to Councillor Cotgreave following the death of his wife Jean earlier in the month.

**19/051 DECLARATIONS OF INTEREST, DISCLOSABLE PECUNIARY INTERESTS, AND DISPENSATIONS**

**19/051.1 New Written Requests for Dispensations**

There were no new requests.

**19/051.2 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.

No such declarations were made.

**19/052 OPEN FORUM**

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

**19/053 PARISH COUNCIL MEETING**

**RESOLVED:** that the Council meeting be reconvened.

**19/054 REPORT ON OPEN FORUM** (This minute was not reported to Council in the formal meeting. It is a record of the items raised in the Open Forum)

**19/054.1** A resident had highlighted a suggestion that he had put to Council which is covered under minute 19/061.2.

**19/054.2** Numerous residents had expressed their strong objections to the locked gate that had been installed between Forge Way and the new properties at what was previously Top Farm by the residents of the five new properties. (34, 36, 38, 40, and 42 The Ridgeway)

### **19/055 MINUTES OF THE MEETING HELD ON 13TH MAY 2019**

**RESOLVED:** that the minutes of the meeting held on 13th May 2019 be signed by the Chairman of the meeting as a correct record.

### **19/056 REPORT ON ACTIONS ARISING FROM THE MEETING HELD ON 13TH MAY 2019 NOT COVERED BY THE AGENDA**

#### **19/056.1 Road Marking – Bus Stop High Street, Tarvin (Previous Minute 19/045)**

The work had been completed during the week commencing 13th May 2019.

#### **19/056.2 Kelsall Road, Tarvin (Previous Minute 19/044.3)**

The Fire Service had appeared to be more concerned about Council reporting that they had not been able to locate an address when called out rather than responding to the specific question about Kelsall Road. It appeared that they had not been aware that those called out to the fire had struggled to locate the address. They had opened an investigation into the incident and a response was awaited.

### **19/057 LOCKED GATE AT TOP FARM**

A gate had been installed and locked between Forge Way and the new properties at Top Farm which were part of the Ridgeway.

The following statement which had been prepared and circulated to Councillors prior to the meeting was read out by Councillor Lush:

“1. The Parish Council have always supported full public access to and from the Ridgeway through what was Top Farm. In fact the new development is part of the Ridgeway. The Parish Council does not want "gated communities". We are a village with a strong community spirit.

2. We are disappointed that the gates have been locked and by the signage. Forge Way has been accessible to the public since it opened even though it too is not adopted. As a consequence it has been of great benefit to the community and has not created any problems that we are aware of.

3. The Clerk has spoken to officers of Cheshire West and Chester Planning and Highways and neither consider that they can get involved.

4. Although it is not technically a matter the Parish Council has the power to resolve the Parish Council will try to resolve the issue locally, amicably and quickly. To do this the Parish Council will invite the residents of the Top Farm development to meet Councillors in a private meeting to discuss the reasons for installing and locking the gate, to find out if there have been problems, to find out what it would take for them to reverse their decision and to identify any other concerns.

5. If the meeting with residents fails to make progress the Parish Council will redouble its efforts with Cheshire West and Chester Council to see what, if anything, they can do to resolve the matter. However there is always the danger that solicitors may have to get involved which would be expensive for all the parties.”

**RESOLVED: (19/057.1)** that the statement be approved.

**RESOLVED: (19/057.2)** that the Clerk arrange a meeting to enable some Councillors to meet with the residents of the Top Farm Development. Those Councillors, along with the Clerk, would then prepare a report for Council to consider.

### **19/058 PLANNING MATTERS**

#### **19/058.1 Planning Applications**

**RESOLVED:** that the following comments be made on the planning applications submitted:

**19/01768/FUL** - Change of use of outbuilding to one dwelling with minor external alterations - Outbuilding At Cross Lanes Farm Ryecroft Lane Bruen Stapleford

Comment: No Objections

**19/01771/FUL** – Change of use from annexe to new dwelling and new extension - Land At Cross Lanes Farm Ryecroft Lane Bruen Stapleford

Comment: No Objections

**19/01853/FUL** – Creation of new entrance onto Platts Lane – Morris Corfield, Bellard Court, Platts Lane, Duddon Heath

Comment: No Objection in principle but have concerns about the visibility splay and would like to see the road resurfaced as part of the project.

**19/01971/FUL** – Retrospective Change of Use from Residential Property (C3) to Office Space (B1a) – Nurses Cottage, 75A High Street, Tarvin

Comment: No Objections

**19/02154/FUL** – Erection of two storey rear extension – 61 Hockenhull Lane, Tarvin

Comment: No Objections in principle but have concerns that the extension may take light away from the immediate neighbour

#### **19/058.2 Notices**

**19/00689/FUL** - Single storey front and rear extension and first floor side extension above existing garage – 10 Heath Drive, Tarvin - **PERMISSION**

**18/04497/FUL** – Creation of new access – Land at Old Moss Lane, Bruen Stapleford - **PERMISSION**

**18/03837/FUL** - Conversion of existing out-houses to tourist accommodation – Fernleigh, Holme Street, Tarvin - **PERMISSION**

**18/03674/FUL**- Addition of cold room, alteration of existing cage enclosure and proposed new refrigeration plant located within new fenced enclosure – Co-op, 2 By Pass Road, Tarvin - **PERMISSION**

**19/00552/FUL** – Demolition of carport and conservatory and erection of single storey rear extension and two storey side extension – 4 High Street, Tarvin - **PERMISSION**

**19/00617/FUL** - Single storey extension to rear – 11 The Pryors, Tarvin - **PERMISSION**

The meeting noted that the Clerk had written to the Planning Officer asking why Council had not been given the opportunity to comment on the amended application as promised. A letter that the Clerk had received from a resident stating that he had reported Cheshire West and Chester Council to the Ombudsman and was considering legal action against Cheshire West and Chester Council was noted.

#### **19/058.3 APPEALS**

**18/03429/FUL** – Erection of six dwellings – Rambler Service Station, By Pass Road, Tarvin - **APPEAL DISMISSED**

**18/00834/OUT** – APP/A0665/W/3214839 - Outline application for the residential development of 3no detached dwellings – Craythorne, Tarporley Road, Tarvin – **APPEAL DISMISSED**

**19/059 CO-OPTION OF COUNCILLOR**

**RESOLVED:** that Mr James Norrie be appointed to serve until the next election.

**19/060 KING GEORGE V PLAYING FIELD**

**19/060.1 Scout and Guide Movement – Legal Agreement**

The Clerk had spoken to the Scout and Guide Movement and their formal response had been promised during the next two weeks.

**19/060.2 Tennis Club – Legal Agreement**

The Deed of Easement had been signed by the Clerk on 5th June 2019. Cullimore Dutton would be registering the document with the Charity Commission to complete the work.

**19/060.3 Scout and Guide Hut – usage**

Cheshire West and Chester Council had agreed in writing that it would not be necessary for the Scout and Guide Movement to apply for change of use of the building providing that the building was used by local community groups. This had led to an interesting conversation on the definition of a Community Group and also whether it would be reasonable to approve any activity within the playing field before 7am or after 10pm each day.

**RESOLVED:** to allow the Scout and Guide Building to be used before 7am but not after 10pm. However, should Council receive any justified complaints permission may be immediately withdrawn.

**19/060.4 CCTV.**

Only two of the seven cameras had been working over the weekend of 17th to 19th May. Crime Prevention Services Ltd had been called out and had repaired the equipment.

**19/060.5 Tarvin Athletic – Annual Dads Tournament – Sunday 7th July 2019**

The meeting noted the date of the tournament

**19/060.6 Tree Work**

The work was scheduled for Tuesday 2nd July.

**19/061 REPORT ON “ACTION FOR A51” MEETING**

**19/061.1 June Meeting.** The formal notes of the meeting held on 12th June had been forwarded to Councillors along with a report from Councillor Lush.

**19/061.2 Proposal from Tarvin Resident.** A proposal from a Tarvin resident was considered by the meeting.

**RESOLVED:** that the Clerk forward the proposal to Highways for their consideration.

**19/062 NEIGHBOURHOOD PLAN**

A report was presented by Councillor Lush.

**RESOLVED: (19/062.1)** that the Finance Working Party work through the criteria to put a proposal to Council which would enable it to decide on the priority of the items listed in 3.3

**RESOLVED: (19/062.2)** that two members of the Steering Group be invited to join the Finance Working Party for this work.

**RESOLVED: (19/062.3)** that the next edition of Tarvin Times concentrate on the Neighbourhood Plan using most of the material provided by Councillor Lush under Appendix 1 of the report.

Councillors were invited to send any amendments to Councillor Lush.

The meeting noted that the regular item from the Tarvin Educational Trust would need to be published in the next edition of Tarvin Times.

### **19/063 BLOCKED FOOTPATHS**

The following concerns were raised:

#### **19/063.1 Old Moss**

Multiple problems between Platts Lane SJ 493 654 and south east to SJ 494 6515. There was no visible fingerpost from the lane. The old wooden one had snapped off and pointed skywards. A resident had trimmed back the encroaching blackthorn preventing access, but then one encountered wire at about 1 metre off the ground. Beyond this the ground was impeded by pots of shrubs making it impossible to follow the correct bearing. The path was further obstructed by many polytunnels, pallets, heaps of earth, sawn-off branches etc. which also blocked the line of sight to the stile in the far hedge. One was forced to turn randomly left and right trying to find a way along the tracks on the site, way off the line of the path. There was no helpful indication of a good route until the waymarked stile was finally encountered. This path had really deteriorated since Okell's themselves used the field: there was always a polytunnel over part of the right of way but it was relatively straightforward to walk around to the back.

The footpath to the north of Platts Lane, running from Old Moss north to the Tarpurley Road, was cut back a couple of years ago but was still very poorly maintained and was impassable in places

#### **19/063.2 Okell's Garden Centre**

The path crossing the back of Okell's between SJ 502 652 and the main road at SJ 503 653 was littered with discarded tubes and old metal objects, making it difficult to walk on the clearly signed route along the hedge. It was easier to pass on the other side of the disused polytunnel

**RESOLVED:** that the Clerk ask Cheshire West and Chester Council what action it would be taking to remedy the above and when.

### **19/064 HEDGES AND DRAINS – HOLME STREET AND TARPURLEY ROAD**

**19/064.1 Holme Street.** The meeting considered an e-mail from a Tarvin resident who was concerned about overgrown hedges and blocked drains along Holme Street. It was noted that the blocked drains had been reported to Highways before the e-mail had been received and action was being taken by Highways to resolve the issue.

**RESOLVED: (19/064.1.1)** that the Clerk write to each resident asking them to either cut their hedge or give the Parish Council written permission to do it and recharge them.

**RESOLVED: (19/064.1.2)** that if that did not work to ask Cheshire West and Chester Council to use their powers to get the hedges cut

**RESOLVED: (19/064.1.3)** that if appropriate some of the Services Assimilation Budget could be used to make a contribution towards the cost of Cheshire West and Chester Council cutting the hedges.

**19/064.2 Tarpurley Road.** Two complaints had been received regarding a blocked drain at the junction of Tarpurley Road and Broomheath Lane. Prior to the meeting Cheshire West and Chester Council had agreed to have the drain cleared.

### **19/065 PARKING ISSUES HEATH DRIVE/BROOM CRESENT/HOCKENHULL AVENUE AND LANE/HUNTERS DRIVE**

A resident had complained, via e-mail, about poor parking in the above areas, particularly when the school was open. The Clerk had passed the complaint on to PCSO Sue Keers

who had visited the area the day following receipt of the concerns and would be continuing to monitor as often as her shift patterns and workload allowed her to.

**RESOLVED:** that the Clerk write to Tarvin Primary School asking them to take action to help resolve the problem.

#### **19/066 STREET NAMES AND SIGNAGE**

##### **Unnamed road opposite Weetwood Grange**

Councillor Pochin reported that the residents were consulting with each other.

#### **19/067 MEETING WITH LOCAL ORGANISATIONS**

**RESOLVED: (19/067.1)** not to hold a meeting with local organisations during the coming months

**RESOLVED: (19/067.2)** to invite Local Organisations to present their reports during Open Forums during the coming months should they wish to do so.

The Chairman reported that he would arrange for the 2020 Annual Parish Meeting to be a short meeting to meet the legal requirements.

**RESOLVED: (19/067.3)** that Council invite Local Organisations who receive financial support to a Saturday Morning Meeting in 2020 to present reports.

#### **19/068 VOLUNTEER SPEED CO-ORDINATOR UPDATE**

PCSO Sue Keers was looking for volunteers to help with using a speed gun. Once trained the volunteers would need to work as a pair - one with the speed gun and one noting the vehicle details. The volunteers would then send the details of those who were speeding to Sue who would process the information via the PNC. Drivers would then get a 'warning' letter from the police. Sue considered that one 60 minute 'session' a week would have a positive impact.

Councillor Ryan put his name forward.

#### **19/069 SERVICES ASSIMILATION BUDGET 2019/20**

Cheshire West and Chester Council had confirmed that they would be treating gutters for weeds, cleaning drains when they were reported as blocked, cutting back hedges that they were responsible for, and dealing with roadside litter on the A51 and A54. There were no plans to repair damaged and uneven pavements in Tarvin Parish apart from issues that were reported and covered as part of the day to day maintenance.

Both the mobile speed camera van and the local PCSO using a hand-held device had been active so far this year in the Parish.

**RESOLVED:** not to take any action at the present time.

#### **19/070 STREET LIGHTING OSCROFT**

The meeting noted that the contractor had still not repaired the three lighting columns and that the Clerk was struggling to find an alternative contractor.

#### **19/071 LIST OF OUTSTANDING ITEMS**

The report was noted.

#### **19/072 CLERK'S REPORT/CORRESPONDENCE**

The following e-mail correspondence had been forwarded to Councillors. Councillors were provided with an opportunity to comment on them.

a. Cheshire Association of Local Councils E Bulletins

b. Tarvin Community Woodland Trust – Minutes of their May and June 2019 meetings

c. Action for A51 Meeting – 12th June 2019.

d. Qwest Energy – Clean Energy Fund to help rural sports clubs, schools, and churches become cleaner and more sustainable.

### 19/073 FINANCIAL MATTERS

#### 19/073.1 May 2019 Payments

Councillor Ford had confirmed in writing that all the payments made by the Clerk were as approved by Council.

#### 19/073.2 Payments made between meetings:

The following were confirmed:

<b>Tarvin Village Fete</b>	Stall at Fete on 15th June 2019	<b>10.00</b>
0.00	10.00	
<b>Deva Print Ltd</b>	Printing Tarvin Times	<b>170.00</b>
0.00	170.00	
<b>Mrs A Kempski</b>	Printing Re Neighbourhood Plan	<b>24.50</b>
0.00	24.50	

**19/073.3 RESOLVED:** that the following payments be authorised and that payments be made by internet banking:

<b>Payee</b>	<b>Detail</b>	<b>Amount to be Paid</b>
VAT	Net Amount to Charge against budget	Budget available before payment
<b>Groundforce Landscape Ltd</b>	Grass Cutting King George V Playing Field May 2019	<b>459.85</b>
76.64	383.21	
<b>CPRE</b>	Annual Membership Year to June 2019	<b>36.00</b>
0.00	36.00	
<b>Mr M Hassall</b>	Reimbursement of Expenditure McAfee LiveSafe 1 year £31.99 Replacement Shredder £46.25	<b>78.24</b>
0.00	31.99	525.00
<b>Mrs P Twigg</b>	Reimbursement of Expenditure – Soil and Grass Seed – King George V Playing Field	<b>43.99</b>
7.33	36.66	
<b>Crime Prevention Services Ltd</b>	Repairs to CCTV Equipment	<b>90.00</b>
15.00	75.00	
<b>Cullimore Dutton</b>	Legal Fees May 19 Re Tarvin Tennis Club Agreement	<b>165.60</b>
27.60	138.00	
<b>Payroll</b>	June 2019	<b>1,400.44</b>
0.00	1,400.44	
<b>HMRC</b>	PAYE and Nat Insce April to June 2019	<b>2,242.34</b>
0.00	2,242.34	

#### 19/073.4 Direct Debit

The meeting noted that the following payment had been made by direct debit:

British Telecom Plc – 30th May 2019 - Telephone and Internet May 2019 – £137.20

**19/074 TOPICS FOR TARVIN ONLINE**

**RESOLVED:** that articles be written on the A51 Road Meeting, New Councillor, Neighbourhood Plan, Duckers Well, Parking, and the use of the Speed Gun.

**19/075 DATE OF NEXT MEETING** - Monday 22nd July 2019 – 7.15pm – Edna Rose Room, Tarvin Community Centre