Date: 21st January 2015 Venue & Time: The Church Meeting Room, commencing at 7.30pm

Present: In Attendance: **Apologies: Cllr Gill Boyce Debbie Ede Clerk & Minute Cllr Ann Kendall**

County Cllr Rufus Gilbert Cllr Kathy Harrod Taker **Cllr Keith Makepiece** Part meeting **Dist Cllr Judy Pearce**

Dist Cllr Paul Coulson Cllr Lucinda Pedrick PC Jo Pengilly

The Ashbys (Yarde Gate) Cllr Roger Rendle Cllr John Yeoman (in the Chair)

Ref 2014/15 Minutes Action

MINUTES OF THE PREVIOUS MEETINGS

Cllr Paul Pedrick

Cllr Kevin Yeoman

The minutes of the Parish Council meeting of 17th December were agreed and signed, proposed by Cllr Makepiece & seconded by Cllr J Yeoman and voted through unanimously.

121 INTERESTS - Clirs Pedrick, Boyce, K and J Yeoman declared an interest under finance

122 **MESSENGER** – Cllr Yeoman agreed to summarise the meeting for the next edition of the Messenger

123 MATTERS ARISING (from previous minutes only) – there were no matters arising that were not taken under the agenda. Diary dates for the 2015 meetings had been circulated and agreed – the 3rd Wednesday in the month (excluding August).

124 POLICE BUSINESS & NEIGHBOURHOOD WATCH; nothing to report

- A. From 14th December the crime figures for the parish are: one harassment, one theft of motor vehicle, one criminal damage, one assault/ABH and one report of a dog not under proper control. The latter is the known 'repeat offender' and the Police have requested that from now on the dog is muzzled and harnessed out in public to enable greater control. The dog warden is aware and involved. However Cllr Harrod reported that 5 parishioners have since contacted her concerned about the safety of their families and pets. A watching brief is being kept by the Police and the dog warden.
- B. Cllr Boyce queried the incidence of drones, one possibly being flown from the playing field. It had 'crash landed' in a garden in Cumber and there were concerns about safety and intrusion. The owners need to be identified and PC Pengilly will then have a quiet word re safety.
- C. Cllr J Yeoman queried incidences of parking on the new double yellow lines at Chapel Lane/Old Forge but this is now a Council enforceable matter unless it causes an obstruction. PC Pengilly will keep the area under review.
- D. Cllr P Pedrick queried double parking again along Collaton Road; the new double yellow lines should alleviate this.
- E. Cllr Boyce again reported parking on the double yellow lines outside the school; the police have a new banner and will have a higher visibility presence soon to deter this.

PC Pengilly left the meeting at 19.50

COUNTY COUNCILLORS REPORT: nothing to report but the lack of gritting was cited as a problem by Councillors with the main A381 not being gritted recently. There were 2 accidents on the ice. However, on a Sunday, the Council (DCC) then decided to grit down to Hope; what is the rationale for this?

126 DISTRICT COUNCILLOR REPORT:

Dist Cllr Paul Coulson reported on the outcomes of the recent Planning Committee – the planning application for the Cottage Hotel expansion has been granted.

Budgetary concerns were occupying the Council.

Dist Judy Pearce had given her apologies but had included updates on Council matters. She reported that......."The update on Alston Gate is that the builders still seem to be negotiating with the Inspectorate to get a hearing rather than it being decided on written representations, but I can't get a firm answer from the planning department at SHDC as to whether they have as yet formally applied for an appeal.... In any case, an appeal hasn't formally started yet. You will also know that the Cottage Hotel went through, though the decision notice has not yet been issued.

As you know, both Locality grants (for the gritter and the school) have now been approved.... Government formula grant has come through for South Hams - about 14.8% less than last year, but £40k more than expected. There will be a 1% top up if we decide not to put council tax up by up to 1.99% so as not to incur a referendum. As the moment it looks likely we'll take the top up, but this of course will be reliant on the full Council decision in February.

Sophie Hosking, one of the new executive directors, started at the beginning of January and Steve Jorden, the other new executive director and head of paid service is starting at the beginning of February....."

127 PLANNING

A. The following <u>applications</u> have been received by the Parish Council and are/have been under discussion and consideration. Any recommendation by the Parish Council to the Planning Department is noted after the application details. Those without comment remain under discussion

<u>33/3095/14/F</u> Redevelopment of existing garden centre to include construction of retail building covered external areas and ancillary store together with vehicular parking and new access. Yarde Gate Nursery, Salcombe Road, Malborough, Kingsbridge, TQ7 3BX Hampoint Ltd.

With the Ashby's in attendance, the Council discussed this application and gave their *approval and active support to these plans*. They welcomed the increase in local amenities and employment opportunities. It is also supported in the recent Parish Plan/Evidence Base for the Malborough Neighbourhood Plan. ClIr P Pedrick said his only concern was the probable popularity of the venue and the impact of cars turning into the store on traffic coming from Salcombe. Mark Ashby said a lot of time had been spent in the consultation especially re. the access and visual splay. They have moved the bus stop to improve safety and are installing a new entrance to improve the visibility, increasing the 'yards of vision' before the entrance. There is full compliance now with DCC Highways' requirements. Re the leylandii and the removal of; some of these have fallen over and knocked out power lines but planning approval is still needed to remove the rest of them. Western Power are trying to expedite their removal because of the power line issues. The intention is to replace the trees with a native Devon hedge/bank as soon as possible. It is hoped the trees can come down before the nesting season. Council confirmed their support for the removal of the trees as soon as possible especially given their replacement with local species, (this irrespective of the bat allegedly requiring a tree lined route to its roost site – don't ask!). If 'everything goes according to plan' it is hoped to have the store up and running 'at the back end of the year'.

33/3185/14/F

Conversion of existing two storey barn and single storey store into ancillary/holiday accommodation Application address: Whitehall Cottage, Malborough, Kingsbridge, TQ7 3SG. *MPC Approval*

46/0040/15/F Alston Gate. In response to their previous application being turned down a new application has gone in for retrospective planning for plots 6 -17 to regularise these so they can be let, pending appeal on plots 1-5 due to their close proximity to the highway and their intrusion to/on the street scene and their contravention of local policies. There is the question as to whether they can split the original application

into a new application and an appeal; the views of the Inspectorate will be interesting. Given this Councillors were unsure as to how to respond to the new application for plots 6 - 17, not wishing to prejudice any outcome on the appeal re plots 1 – 5 or indeed on the whole site if the Inspectorate rules on the overall scheme. The Council noted that the developers are STILL continuing to work on plots 1-5. Proposed by ClIr Boyce and seconded by ClIr Harrod the Council unanimously determined that: With the caveat that the ruling of the Inspectorate on the appeal of the whole site takes precedence over any interim recommendation by the Parish Council on the new and retrospective planning permission for plots 6 – 17, Malborough Parish Council reluctantly pass this attempt to regularise/legitimise the build of 6 -17. There are no material planning grounds to object to this, the 2 metre slippage of the build line does not have any material impact and the Parish Council have a desire to move local families into the shared ownership properties as soon as possible. If the appeal ruling is such that houses 1 to 5 have to be rebuilt in their original place, the plot sizes of these 5 houses would have to be reduced to ensure a fit. The Council insist that parking spaces would have to be maintained at the expense of garden/amenity land for the houses. It is not known how Western Power will respond to plot 1 being over their key power line/junctions.

The Parish Council recommended that the scrutiny of submitted plans by SHDC planning officers should include a realisitic appraisal of the ground plans and a check to ensure that any site can accommodate the proposals and that they are in turn matched by the building drawings.

B. <u>Decisions</u>

Refusal 33_46-2577-14-VAR Land adjacent to Alston Nursery, Alston Gate, Malborough, TQ7 3BT Variation of condition 2 (to amend approved plans) of approval 33_46/1890/11/F for mixed tenure residential development comprising 10 open market and 7 Affordable dwellings associated landscaping, access and other work

Conditional Approval 33_46/0918/14/O Outline application (approval sought for access, layout and scale) for mixed tenure housing, comprising 8no. open market dwellings and 8no. affordable dwellings **Location:** Land at Alston Gate, Malborough, TQ7 3BT

Conditional approval 33-2764-14-F SX702 039, west of White Cross, Malborough Extension of existing agricultural building

Conditional approval 33-2828-14-F Cranches, Malborough, Kingsbridge, TQ7 3DZ Householder application for proposed extension and refurbishments (resubmission of 33/1475/14/F

Conditional approval 33-2880-14-F Court Barns, Malborough, Kingsbridge,TQ7 3EB Erection of timber shed for storage of agricultural equipment/machinery

C. Enforcement Issues – Cllr J Yeoman has provided detailed feedback on the list of outstanding enforcement cases received from SHDC. This given the validity and continuity of the list had been questioned, some cases no longer of concern as so out of date and others are missing.

At 21.00 Dist Cllr Coulson left the meeting

Cllr Boyce queried the incidence of a new build shed on Cumber and whether this met with new planning regulations. It is a prominent build. SVRA have been alerted. The Council undertook to clarify with SHDC what the permitted development rights are on a property and to inform SVRA.

The CPRE (Campaign for Rural England) have circulated a list of existing renewable energy planning applications in the South Hams for information. Councillors thought that there should be a requirement that all new builds include solar panels/provision. These include:

22/2050/13/F Land South of Halwell REFUSED 22 Nov. 2013. Appeal App/K1128/A/14/2216606 (25.94 acre solar array)

49/2133/14/F Hemerdon, Newnham Estate Plymouth PL7 5 BN awaiting decision (83.02 acre solar array)APPROVED

22/1609/14/F Collaton Down Blackawton, Totnes TQ9 7DW (4.91 acre solar array)

22/1610/14/F Colleen Farm Blackawton, Totnes TQ9 7DW (11.6 acre solar array)

50/1623/14/F Parkfield Farm Ashburton TQ13 7ND (33.5 acre solar array) Approved

23/2373/14/F Land at lower Blakemore Farm Harberton Totnes TQ9 6DN (24 Acre solar array)

05/2499/14/F Burgh Island Bigbury on Sea TQ7 4BG (200 panels 50kw)

128 FINANCE & GOVERNANCE

- A. Re. TAP Fund two bids have now been submitted for consideration. One for outside improvements at the school, with a £250 commitment from the Parish Council and £1,000 from Cllr Pearce's sustainable community fund and another for the purchase of a towable grit spreader to allow the Council to introduce a volunteer led service under the 'snow warden' programme at DCC. Bids have also been submitted and subsequently funding has been agreed to Cllr Pearce to draw down from her community funds. There is a Cluster meeting on 11th February to determine the TAP funds which Cllr J Yeoman may not be able to attend. Re the cycle track, this Cluster meeting will also determine whether we are able to vire the TAP fund, awarded from SHDC, for the physical barriers into funding additional vegetation cuts on the grounds of safety. With a small amount remaining in Cllr Pearce's fund another bid for artwork/mosaic within the Jubilee Bus Shelter was suggested although the back wall would have to be made good from the Council's budget. Prpposed by Cllr Boyce and seconded by Cllr Harrod this intention to bid (and repair) was approved.
- B. The monthly accounts, cash book and bills to pay were received, shown as year to date Appendix A with a late invoice being presented for £60 for the use of meeting rooms at the Church. Excluding the Life Boat, and with Cllr Boyce withdrawing, the accounts to pay were proposed by Cllr Makepiece, seconded by Cllr L Pedrick and voted through unanimously. With Cllrs J & K Yeoman and P Pedrick then withdrawing, payment of the Lifeboat award was proposed by Cllr Boyce, seconded by Cllr Harrod and unanimously agreed. A mandate sheet and transaction record was introduced and duly signed to authorise the e-payments.
- C. A thank you letter has been received from the Horticultural Society for their £100 grant
- D. Re. 2014/15 Internal Audit requirements; interim reports and documentation has been submitted to Internal Audit. The first audit date is 30th April which means the 2014/15 final accounts will have to be approved by the Parish Council in their April meeting.
- E. The meeting approved the draft statement of Internal Control, with a future annual review date of April, (next due 2016) proposed by Cllr Makepiece and seconded by Cllr L Pedrick.
- F. The monthly accounts always show the Council's spend to date in the financial year. In December/January the Parish Council uses this information to estimate and assess the projected outturn spend for the year. This then gives the Council a likely carry forward figure for the next financial year and informs the precept discussions. This allows Councillors to produce a 1st cut budget for 2015/16. The meeting therefore reviewed the year to date financial position and worked through the modelling supplied by the Clerk to assure itself of the validity of the projected outturn. The meeting then considered the commitments, inflationary pressures and the likely increase in services needing to be both provided and funded locally. The Parish Council has to pick up more and more of the services previously provided by the County or District Councils if the Parish and its' parishioners wish them to continue. The winter opening of the toilets for example and any regular maintenance of the cycle track. We are also facing a drop off in the Council Tax Support Grant (CTSG) from SHDC which decreases to

£927 per annum. Councillors concluded that they needed to increase the precept by £6.09 per household per year, which is 12p per average household per week. This means that the Parish Precept for 2015/16 is set at £16,804. The CTSG is £927 and the total income from the Precept and the CTSG is £17,731. Proposed by Cllr P Pedrick, seconded by Cllr R Rendle this increase was unanimously passed. Whilst accepting this was a high percentage increase, through the additional 12p/household/week the Council hopes to future proof itself, slightly. There are suggestions that Parish Council precepts could soon be capped which would mean the ability of the Parish to respond to requests to improve or pick up services depleted through the Tough Choices agenda at County for example will be compromised. It is also understood that the CTSG will continue to taper to zero.

129 NEIGHBOURHOOD PLANNING

The next meeting of the Forum was confirmed as Monday 2nd February 2015* (the Church, 19.00 hrs) and more volunteers/interested parties are always welcome. Contact can be made with the group via the contact form/dedicated email on the website or through any Parish Councillor.

*Post meeting note; meeting postponed until Monday 2nd March

130 HIGHWAYS

The meeting noted that:

- A. Pantomime rehearsals, football and a closed overflow carpark meant traffic chaos in Collaton Road on Sunday. Cllr K Yeoman will liaise with the VH committee. A longer term solution is required and the advent of any new grant money ought to be directed to achieve this. Council undertook to work with MVH&PFA.
- B. The Bolberry Pothole near Horseypool is o/s (at Iron Railings corner.)
- C. People are parking on the reinstated double yellow lines after work in Chapel lane but these markings have peeled off/faded already. Waters are puddling there too.

131 FOOTPATHS TREES & ALLOTMENTS

- A. The cycle track fence remains outstanding as DCC deem it not to be a safety issue (since then there has been an incident). The VH have received a quote for the work and are asking that DCC fund this work asap repairing the 55 metre stretch with post and rail. Post meeting note: DCC have agreed the repairs which should take place within 2 weeks.
- B. 5 potential contractors have viewed the graveyard prior to tender applications (due in by 31st January).
- C. Overgrown/problem areas reported include:
 - a. The bench at Horseypool (Cllr Kendall will pursue)
 - b. Cllr Yeoman has walked the green lane, Combe Lane, from Combe to Collaton Road and it is still very overgrown; he will liaise with the landowner(s).
 - c. Salcombe's FP Collaton to North Sands, below Martins' Way, is still overgrown.
 - d. Thanks to the parishioner who cleared FP 3.
- D. There are:

Four allotments now available for the 2015 growing season.



These vacancies will be advertised in the Messenger and on the Notice Boards.

Please contact the Clerk or Tony Lyle (anthoneylyle@tiscali.co.uk)

We continue to liaise with SWW re the charges for allotment water and the validity, or otherwise, of the recent meter readings to ensure we get correctly billed w.e.f. 1st April 2015. The Council agreed to review the rents once it had an idea, in February, of the likely costs of water for 2015/16.

132 VILLAGE HALL

- A. The full Minutes of MVH&PFA are on: http://www.malboroughvillage.org.uk/group/villagehall. Proceeds from the sale of the table tennis table will be paid to the youth club in the Baptist Chapel. Annexe hire rises to £22/session. The AGM is on 11th February and Cllr Boyce will attend. New Committee members are required. Council thanks again go to Geoff Allen for all his work on the playground after the latest insurance report. Quotes have been received for removal of the leylandii and pollarding and thinning of sycamore and ash. Councillors noted that the Collaton Road bank needed attention and the protruding sycamore at the entrance cutting back.
- **B.** Re the village hall roof, Debbie Ede & Gail Allen have finalised the bid for MVH&PFA and have submitted it to SHDC. However it will not be considered by the Executive until 5th March. Tenders cannot be awarded until we know if the funding application has been successful. Participants are needed from the Council to evaluate the tender applicants; Cllrs Makepiece and J Yeoman together with the Clerk volunteered.

133 PUBLIC TOILETS

The reduced service is now believed to be in place; no adverse feedback, in fact no feedback at all, has been received to date. Please let us know if you have any comments or concerns.

134 MISCELLANEOUS

Cllr J Yeoman took the meeting through the following:

A. Information received from the CVS as per posters below:



B. Malborough Loop – comments were invitied about the initiative proposed below:

Keeping you in the Loop: The Malborough Messenger does a great job of keeping us all informed about what is going on in our village, but inevitably things happen between issues of the magazine that people need to know about. Currently some of this stop-press information can be found on the village website but that

Malborough Parish Council Minutes, 21st January 2015, Page 6 of 9

requires people to actually check the website, looking for information on spec. Following an initiative from the Village Hall Committee, it has been decided to set up a village email distribution list.

This facility will be available for anyone in the village to receive and send current information. For instance...Reminders about current events, New events, Lost and found (lost dog, keys found etc etc) / r sale and wanted / Birth and death announcements, and funeral arrangements. Plus any other information relevant to the community at large.

An email address has been set up (malboroughloop@gmail.com) and to be on the receiving list of these emails you simply need to email this address saying "please add my name". Equally, if you ever reach a point where you no longer wish to receive the messages you can email and say "please remove my name". All messages are sent out BCC (Blind Carbon Copy) which means that your email address is not revealed to any other recipient so your privacy is maintained. The more people that elect to receive these notifications, the more people will use it to disseminate relevant information to the local community.

If you want to alert villagers to any event/information you send an email to **malboroughloop@gmail.com** and your message will be sent out to everyone on the list. People will not be given direct access to the list, again to protect individuals' privacy. The email distribution list is being voluntarily managed by John and Jane Mahood of Lower Town, Malborough.

The meeting queried the frequency of email distribution – there were concerns that too many alert emails in a day would be considered as spam so the information flows need to be managed. However the meeting thought it was an excellent idea and supported it. Names suggested included Malborough In Touch, Malborough News...the 'loop' name was thought to be misleading.

Post meeting note: malboroughintouch@gmail.com has been agreed

- C. News of a Rural Community Energy Fund enabling people to develop local projects for community buildings.
- D. Rural Housing Conference 6-7th February, Dartington Hall.
- E. Devon Countryside Access Forum: The Devon Countryside Access Forum is a statutory local access forum under the Countryside and Rights of Way Act 2000. It has fifteen members who advise on the "improvement of public access to land for the purposes of open-air recreation and the enjoyment of the area." The Forum gives independent advice to a number of Government bodies in addition to Devon County Council, district and borough councils and parish and town councils. Devon County Council is currently appointing members to the Forum and would like to receive applications from anyone with an interest in recreational access. See www.devon.gov.uk/dcaf The closing date is February 20th 2015.
- F. Salcombe Estuary Forum meeting details and Minutes. Next meeting 21st April, usually attended by Cllr J Yeoman
- G. Adrian Mundy is starting a funeral service.
- H. Introduction to Social Media Workshop for Voluntary and Community Groups: 10th February 2015, Watermark, Erme Court, Leonards Road, Ivybridge PL21 0SZ. 9.30am to 12.30pm
- I. Correspondence from Salcombe resident and Town Councillor David Cohen re. a project to improve Localism especially w.r.t. planning. He wishes to initiate a campaign to push this forward and would like to attend a Malborough meeting to discuss. Discussion on this was c/f to the next meeting
- J. Cllr K Yeoman reported that the Footpath Notice Board was 'shot' and only a temporary repair could be made. It was agreed to look into costs of new ones (hardwood and plastic) action Cllr K Yeoman and, in the meantime, oil/maintain the other two. Or could we look at a professional printed plaque using the DCC's pdf file action Cllr Makepiece.

135 CORRESPONDENCE

In addition to that taken under the agenda, the meeting received:

- DALC newsletter
- South Hams Society newsletter
- Clerk & Councils Direct newsletter

There being no further business the meeting closed at 22.20 hrs	

DATES FOR THE DIARY: The date of the next Parish Council meeting is Wednesday 18th February 2015

7.30pm, Venue - The Annexe.

Signed as a true record:

Print Name & Date:

Actions default – unless otherwise specified the Clerk takes forward any agreed actions Agenda Items and Updates; where possible please could these be submitted to Debbie by the 1st Wednesday in the month to ensure time for inclusion, circulation and study. If a Council Member is unable to attend a meeting it would be appreciated if they could submit a brief précis of progress on their actions, if applicable, (to Debbie for distribution) together with their apologies.

Distribution List

Cllrs Boyce, Harrod, Kendall, Makepiece, L Pedrick, P Pedrick, Rendle, J Yeoman, K Yeoman

For Information: e-circulation to: District Cllr. Paul Coulson, County Cllr R Gilbert, Dist Cllr Judy Pearce, Mr

Tony Lyle (allotment rep), Mr E Putt, Salcombe Police Station, Mr Allan Benstead (Tree Warden), Mrs E. Bond
(Asst. Tree Warden), Reverend T Skillman, Malborough Parish Council Notice Boards (2), Malborough
Primary School, Malborough Village Hall Committee: Mr A Morgan, Mrs Gail Allen, Mr A Purchase, National
Trust, SVRA

APPENDIX A

Category	Descriptor -	Paid In	Paid Out	Cash Book Balance
Cash book balar	nce b/d			16,053.35
Payment	MVH&PFA playground repairs		- 16.01	16,037.34
Payment	MVH&PFA playground repairs		- 84.00	15,953.34
Payment	D Ede petty cash		- 7.52	15,945.82
Payment	Saltaire cut on 14/10/2014		- 45.00	15,900.82
Payment	CAB		- 100.00	15,800.82
Payment	Horicultural Society		- 100.00	15,700.82
Payment	WRVS		- 100.00	15,600.82
Payment	D Ede - Salary		- 582.72	15,018.10
Receipt	D Ede employee NIC contribution	129.32		15,147.42
Receipt	Messenger	90.70		15,238.12
Receipt	Burial Ground	60.00		15,298.12
Receipt	Messenger / website advertising	55.00		15,353.12
Receipt	Messenger / website advertising	55.00		15,408.12
TOTALS YTD Financ	cial year 2014/15	£ 23,853.92	-£ 14,725.06	£ 15,408.12
RECONCILIATION CA		,	·	£
Cash book balance b/d	FY 2014/15, YT	D month	10	£ 15,408.12
Balance at bank at end			31-Dec-14	
Dalatice at Datik at ellu	. Revenue Accounts		16,867.26	
	Unpresented Items	receipts	279.11	
	Onpresented items			
		payments	- 1,738.25 £ 15,408.12	- 0.00
			13,400.12	Variance
ACCOUNTS FOR PAY	MENT			variance
		paid on 15th of the month by standing		
D Ede (Salary)	for current month	order & included in the above balances		582.72
Plus	HMRC gross			278.04
	MVH&PFA Room Hire			380.00
	Adrian Mundy War Memorial			210.00
	South Hams Newspapers (Graveyard tenders)			99.60
	Church Meeting Room			60.00
	Hopecove Lifeboat (c/f from December			
	meeting)			500.00 1,527.64
RECEIPTS &	PAYMENTS REPORT	TO COU	NCIL	, -
MEETING DATE			uary 201	5
		Debbie Ede, Clerk to the Parish Council		
	Prepared By:	Debbie Ede, Clerk	k to the Parish Counc	til