

MALBOROUGH PARISH COUNCIL

Minutes of Parish Council Meeting

Date: 17 th November 2010		Venue & Time: Village Hall Annexe, commencing at 7.45pm
<u>Present:</u> Cllr. Gill Boyce Cllr. Ann Kendall Cllr. Paul Pedrick Cllr. Edmund Putt Cllr. Roger Rendle Cllr. Ann Smallman Cllr. Tony Lyle Cllr. John Yeoman (in the Chair)	<u>In Attendance:</u> Mrs Eva Bond (Tree Warden)(part) Dist. Cllr. John Carter Mrs Debbie Ede (Clerk - Minute taker) PCSO Dave Gibson (part)	<u>Apologies:</u> <u>Absent:</u> Cllr. Mike Taylor

Minute Ref	Minutes	Action
663	INTERESTS Cllr. Putt & Dist. Cllr. Carter declared an interest in the Alston Gate development Cllrs. Pedrick & Yeoman declared interests in the Hope Cove Lifeboat	
664	MESSENGER Cllrs. Boyce and Smallman will write the Messenger report	GB/AS
665	MINUTES OF PREVIOUS MEETING The minutes of the October meeting were then agreed and signed as a true record, proposed by Cllr. Boyce & seconded by Cllr. Pedrick	
666	MATTERS ARISING (from previous Minutes only) It was reported that Derek Jarvis had completed the work on the well steps, coming in under estimate with thanks given for a job well done. Cllr. Putt was thanked for his repair of the dog bin. There were no other matters arising which would not be taken under Agenda items.	
667	POLICE BUSINESS a PCSO Dave Gibson reported a speed check exercise had taken place with the help of the children from Malborough School at the Collaton Road junction. If any motorist was clocked at much above 30mph they were pulled in and given the option of points on their licence or a tough questioning session from the children, with most opting for the questioning. Given such questions could include "what would you do if you ran one of us over...?" it was thought to be a very thought provoking exercise for the motorist and one that would give them cause to reduce their speeds. b PCSO Gibson had no crimes to report, a fact that Cllr. Lyle and others put down to a strong police presence in the village. However there were incidences of youngsters loitering around the toilet areas, setting fires to toilet rolls etc and the Police were aware of this, had talked to the youngsters involved and were patrolling there as much as possible. c Cllr. Smallman reported an incident involving damage to a car and the victim was again encouraged to report this to the Police who could then investigate. <i>At 8.00 PCSO Gibson left the meeting.</i> d Cllr. Kendall reported that David Graham was taking over as Neighborhood Watch coordinator w.e.f. 31 st December and Ms. Bond remarked that Mr Graham had already attended one meeting and shared his contact details with them.	
668	AFFORDABLE HOUSING a Cllr. Yeoman made note of the work underway at the Hastoe site and said he would be visiting soon to check on the water supply. Cllr. Kendall confirmed that Matt Kendall was photographing the build for the Parish records. Angus Edmunds was the site foreman.	

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	<p>Discussions took place on the need to both clarify and expedite the allocation process of the houses. Whilst an article had been written for the Messenger it was felt that misleading information was still being given at by SHDC and the residents of Malborough chasing a house remained confused as to the allocation process. Whilst accepting that the allocation had to adhere to the Devon Choice protocols and was outside any gift of the Parish to change, Cllrs. agreed to contact Jo Flint at Hastoe to see if the adverts to invite 'bids' could be brought forward from their May 2011 planned date.</p> <p>The message to those wanting a house is</p> <ul style="list-style-type: none"> • You must register with Devon Choice to get on the housing list - even if you are currently in short term tenancy lets • This list will be given to Hastoe who will then place adverts inviting you to 'bid' for a house - this means expressing your interest in a house and outlining why you need it • A short list of those most in need and with a local connection will then be drawn up and the Parish Council will then have the opportunity to vet that list to assure Hastoes that the local connection is proven. <p>Cllrs. still have questions over the precedence of need over local connection which Cllr. Yeoman undertook to try to clarify with Hastoe and SHDC. For example should a Malborough resident with lower need take precedence over someone in a higher need banding from a wider catchment? Whilst the Council had been categorically told that the development was for local people this query remains.</p> <p>b Cllr. Yeoman introduced a SHDC/Government initiative - the Village Housing initiative which was aimed at bringing forward sites for small scale development for affordable housing. On a piece of land given up by a landowner, 2 plots (irrespective of the size of the parcel of land) would be developed - one going to the landowner as remuneration (or cash equivalent), the other to the housing association.</p>	JY
669	<p>HIGHWAYS</p> <p>a Notice of a road closure had been received for HIGHER TOWN, 7th - 9th FEBRUARY 2011 re SWW. The council undertook to inform all outlying farms, caravan sites, Hastoe, Yeoward & Dowie and South Huish Council.</p> <p>b Nothing had been heard back re outstanding queries on the road at Yarde Gate or the private verge at Collaton.</p> <p>c Cllr. Pedrick queried the enforcement outstanding on the 2 lets at Colas Tonne, Dist Cllr. Carter was to chase progress with Helen Smart of SHDC enforcement.</p> <p>d Cllr. Lyle questioned whether there could be signage to Overbecks at the Cumber junction; whilst accepting this was not the recommended route - so signs at Townsend Cross would be inappropriate - by the time drivers had got to Cumber they were off the main road and lost so, to prevent turning and possible accidents, could a sign not be erected? Cllr. Yeoman suggested we ask the National Trust to provide a sign.</p> <p>e Cllr. Putt reported that, by the Pinhay ejector - opposite Alston - highways had dug out a ditch which, at night, would be highly dangerous for pedestrians. He suggested that this should be piped and filled in. It was agreed that Highways should be asked to look at this - was it a temporary measure to deal with the recent heavy rainfall?</p> <p>f Cllr. Boyce reported a hole outside 31 Collaton Road where the road was breaking up; Highways would be asked to check</p> <p>g Cllr. Putt reported that the gully in Luckhams Lane was again blocked with a fallen branch with the debris spilling out across the main road.</p>	<p>DE</p> <p>JC</p> <p>JY</p> <p>DE</p> <p>DE</p> <p>DE</p>
670	FOOTPATHS, TREES & ALLOTMENTS	

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a	Cllr. Putt queried the state of Great Lane, the public footpath was very muddy, the hedge needed trimming and there was an exposed sewer near no. 5	
b	Cllr. Boyce reported that Portlemore Lane was very muddy underfoot and that the blackthorn needed cutting back. Ms. Bond also reported some overhanging branches of Ash. Cllr. Smallman expressed concerns over the deep drop on the right at the Portlemore end and queried any undercut? It was recognized that this was a private lane but that the landowners with the overgrown hedges should be approached together with Cundy's with a view to resurfacing.	JY
c	Cllr. Boyce queried why 2 out of 3 gates to the Malborough Park play area were padlocked - it was thought the large gate was locked to prevent vehicular access but the smaller one was possibly in a state of disrepair and therefore not safe to open. Cllr. Lyle would check.	TL
d	Ms. Bond reported that the contractors should not have touched the Willows at Horsy Pool and that landowners would so advise their contractors in future. Cllr. Kendall suggested the willows should be pollarded.	
e	Cllr. Yeoman reported no progress on the on-going debate about the trees at Chadders Shute; Dist. Cllr. Carter undertook to raise the matter again with Ross Kennerley at SHDC. The landowner and neighbour were in agreement that they should be cut back and the tree surgeon advised it was unsafe to carry out the minimal prune allowed by SHDC. Ms Bond stated this was a case of inappropriate tree preservation orders being made.	JC
f	Cllr. Yeoman has yet to walk the allotments; Cllr. Lyle reporting that the tenants were possibly unaware of the perimeter path hence the encroachments. He also reported deadly nightshade to be prevalent and it was agreed that the Council should erect a laminated warning notice re. plant identification when regrowth started in the Spring. Cllr. Lyle reported he had received the last payment outstanding for the 2010-11 tenancies.	TL/JY
g	Cllr. Lyle reported that he hoped to plant a few apple and fruit trees in the gaps in the community wood. It was also discussed and agreed that a discrete area fenced off and identified for dogs would be a great incentive to improve usage and appreciation of the wood. Similarly a new access from Cumber to the wood would be beneficial and improve access for mobility vehicles. Given there was a very thick hedge it might even be possible to run the footpath through the middle of this. Cllr. Lyle undertook to develop these ideas and liaise with the MVH&PFA committee.	TL
671	VILLAGE HALL	
a	Cllr. Rendle asked for the minutes to record thanks and appreciation for the recent fireworks display. Cllr. Lyle reported the best ever gate takings but remarked safety lessons need to be learnt after an incident of out of date and dud fireworks being put on the bonfire.	
b	Cllr. Lyle was questioned as to when new heaters would be installed in the Annexe - he replied that this was a priority.	
c	Cllr. Pedrick queried the development of additional parking spaces for the hall - with the advent of increased usage came parking problems and the overspill onto Collaton Road was dangerous, with parking occurring on both sides of the road. It was agreed that the Parish Council should express these concerns at the MVH&PFA AGM in February.	DE - c/fwd to Jan meeting
672	CYCLE TRACK	
a	Cllr. Yeoman reported that signage is still being pursued with Cllr. Pedrick advising that the final stretch of track was due for completion by the end of the financial year, after which signage would be erected. Previous concerns of Council remain however.	DE
b	The cutting of the blackthorn hedging has again given rise to a large number of cycle punctures (5 reported in a single morning) and was driving cyclists onto	

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	the main road. Individuals were urged to write in and complain and the Council would also revisit this with DCC. <i>Ms Bond left the meeting.</i>	DE
673	FACILITIES FOR YOUNG PEOPLE	
a	<p>Malborough Wheels Park; a briefing note on progress was circulated with construction of the equipment said to be underway at the factory, Cllr Yeoman and the Clerk having met with the preferred provider after the last meeting, which resolved the outstanding queries. The tender was then awarded to Bendcrete Ltd. A funding shortfall of c. £2k remains although both Dist Cllrs. Carter and Coulson are looking at ways to help bridge the gap. An extra piece of equipment was being provided within the original budgeted cost but, given the weight of this, we might need to think of ways to transport the 'freebie' concrete picnic table down ourselves - to prevent the cost of an additional lorry.</p> <p>The Clerk made mention of the balance of monies held on account and raised the query over short term deposits with better interest rates. However it was agreed that the cash benefit for this would be minimal (c. £15!) and did not warrant the work involved.</p> <p>It was confirmed that work would start on site as soon as the weather conditions were favourable for the groundwork's. The full park is unlikely to be completed before the spring as any frost could damage the concrete power floated skate surface. The top soil would be banked around the development to minimise noise.</p>	JY/DE
b	<p>The Council were reminded of the £5k tranche of capital funding from SHDC for the play area which needed to be spent by the end of March 2011. It was again agreed that this should be ring-fenced for the play area and not vired across to help subsidise the skate park. Cllr Yeoman and the Clerk needed to meet with Alex Whish to take this forward, SHDC having previously been given a list of equipment that the children of the Parish would like installed.</p>	JY/DE
674	PLANNING	
	<i>Cllr Putt and Dist Cllr Carter withdrew from the room</i>	
a	<p>Alston Gate:</p> <p>With 2 amendments to the minutes of 03/11/2010, their acceptance was proposed by Cllr. Boyce and seconded by Cllr. Kendall and were unanimously approved. One amendment came from Mr D Hemming re question 3 and another from Mr. S Rossiter re Q12. Two other changes suggested by Mr Rossiter were refuted as the transcript was thought to be a fair representation of what was said.</p> <p>The minutes of the private session held on 10/11/2010 were then approved unanimously, again proposed by Cllr Boyce and seconded by Cllr Kendall. The resultant draft letter prepared by Cllr. Yeoman and the Clerk was then ratified in full by all members present. This reflected the MAJORITY VOTE OF THE COUNCIL AGAINST THE ALSTON GATE DEVELOPMENT. The letter would now be sent to SHDC and published, in full, in the Messenger.</p> <p>Queries were raised as to the influence of the Parish's recommendation on SHDC planning and the right of redress if the decision went against them. It was thought that the only appeal possible would be on grounds of mal-administration ie: the failure of due process, and that this is a very difficult area to prove.</p> <p><i>Cllrs. Putt and Carter rejoined the meeting.</i></p>	JY/DE
b	<p>The following applications have been received by the Parish Council for consideration:</p> <p>2298 Mr & Mrs Wright - Householder application for provision of parking areas. Remove part of rear boundary hedging and excavate to reduced levels</p>	

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	<p>to form a new driveway access and parking spaces - 4 Moor View, Luckhams Lane, Malborough TQ7 3RY</p> <p>2535 Salcombe Retreat, Malborough, Kingsbridge, TQ7 3DS - Variation of condition 3 to planning approval 33/1376/06/CU to extend occupancy by one month in any one year</p> <p>2536 Unit 4, Salcombe Retreat, Malborough, TQ7 3DS - Proposed access steps and decking</p> <p>c The following decisions have been received by the Parish Council:</p> <p>1984 WITHDRAWN Mr M Burner - proposed replacement access to serve smallholding - Cross Park, Mary Knowle Farm, Salcombe</p> <p>2038 GRANTED Mr & Mrs T Paul - Scrumpy Lodge, Malborough, Kingsbridge, TQ7 3DD Householder application for proposed extension to existing store to provide machinery storage and private workshop</p> <p>d Council discussed application number 2535 and voted unanimously against the proposal fearing that an increase from 10 to 11 months meant that the next natural step would be inappropriate residential status/12 month occupancy. It was felt that an 11 month season gave the park an unfair advantage over all the other sites in the area that closed for the winter. However a query was raised as to whether full council tax would be payable by each unit if a 12 month occupation period was ever allowed and this would be investigated. Cllr. Pedrick proposed the vote against and Cllr. Boyce seconded.</p> <p>e Application 2536 was discussed.</p> <p>f Cllr. Yeoman informed the meeting that Mr J Rundle would be putting in an application to have the time limitation on the original building permission removed.</p> <p>g Cllrs. Recognised that enforcement of planning conditions within the area was a problem and suggested that all agricultural applications needed to go through the full process and not be subject to the pre-determination shortcuts. Dist. Cllr. Carter undertook to liaise with SHDC re outstanding enforcement issues.</p>	<p>JY/DE</p> <p>JC</p>
675	<p>FINANCE</p> <p>a The Finances reported at Appendix A were agreed as a true record, proposed by Cllr. Boyce and seconded by Cllr. Pedrick and the request for payments passed with the resulting cheques raised and signed. The £17 donation for the RBL poppy appeal above the cost of the wreaths was approved.</p> <p>b Cllr. Pedrick thanked the Clerk for the additional hours worked over the last three months and proposed that these be remunerated. The contracted hours would also be reviewed to ensure that 10 hours per week was a fair reflection of need. Cllr. Boyce seconded this and the vote was unanimous for. The Clerk thanked the meeting and said she would bring an account to the table in December but felt uncomfortable with any review of weekly hours until the job had settled down and the exceptional items had worked through.</p> <p>c A request had been received from the school which was looking to upgrade its library. Part funding for this was sought from the Council who agreed to donate £350 unanimously, proposed by Cllr. Boyce and seconded by Cllr. Pedrick</p> <p>d A further request had been received from Malborough Playgroup but more information was needed in order for the Council to make a decision. Cllr. Kendall undertook to clarify the funding required and ascertain the total cost of the project.</p> <p>e The Clerk informed the meeting that problems were still being experienced with Lloyds concerning the 3 Forms effecting the change of Clerk, address and signatory details with the bank. 6 visits had now been made to the bank. There were also problems in the standing order for the Clerks salary in that Lloyds advised it had been paid over to Nicola Bass for October (although we</p>	<p>DE</p> <p>DE</p> <p>DE</p> <p>AK</p>

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	had cancelled it). This resulted in a pay cheque being drawn for Debbie Ede for October but it then transpired that the order had been paid, late, to Debbie in November but appeared on the account as Nicola! The situation would hopefully be resolved in December with the new standing order's start date amended to 15 th December.	
676	<p>DISTRICT COUNCILLORS REPORT</p> <p>a Dist. Cllr. Carter reported on two strands of work underway: (1) a review all safety equipment by the Harbour Master including the deployment of lifeguards throughout the area - noting that the lifeguards on Thurlestone Sands would be in place in 2011 but that a review was underway w.r.t. 2012 together with costings and (2) he was undertaking a feasibility study re. green energy on the larger Council buildings - including Follaton House and the Leisure Centres.</p> <p>b Cllr. Lyle queried the roll out of Agenda 21 from the Towns to the Villages and attention was drawn to the South Devon Coastal Renewable Energy Network road shows/information leaflets currently underway/available.</p> <p>c Dist. Cllr. Carter, and Cllr. Yeoman also reported they had toured the recycling plant at Tor Quarry - a Council 'away-day' was mooted to look at this fascinating facility and increase awareness of the recycling possibilities and targets.</p>	DE
677	<p>BUSINESS UNDER THE DIRECTION OF THE CHAIRMAN</p> <p>a Cllr Yeoman reported that he and the Clerk had attended a multi agency emergency planning session in September and that we would be producing a draft revision of the parish's emergency plan in time for the February meeting.</p> <p>b Cllr Yeoman also reported an invitation from SHDC to a budget meeting on 13th January 2011</p> <p>c <i>Cllrs. Yeoman & Pedrick moved to the floor and Cllr. Boyce took the Chair.</i> She then invited comments from the floor as to the progress on the Hope Cove Lifeboat. Mr Pedrick gave a brief update of the public meeting and the wide support for the project and informed the Council that a Company limited by Guarantee was being formed - Dist. Cllr Carter having helped to draw up the constitution that afternoon. A decision was awaited from the Transport Minister as to the handover of the boat and the use of the coastguard station. Mr Pedrick reported that various ideas for funding and corporate sponsorship were being explored</p> <p>Dist. Cllr Carter reported that South Huish had agreed a precept increase of £1/hd of electoral population and that he would be writing out to all Parish's inviting them to contribute. The annual revenue costs were estimated at c. £25k - which included depreciation of the boat which was now 18 years old (against a recommended life span of 20 years for a rescue boat). Cllr. Boyce reminded the meeting that we had agreed, in principle, to a similar precept increase of £500 at the last meeting. This would need to be voted on in December. The availability and succession planning for crew was highlighted as an issue and the meeting was told of a recruitment drive currently underway together with a planned programme of cadet training. Mr Pedrick will ask Graham for an article for the Messenger.</p> <p><i>Cllrs. Yeoman and Pedrick returned to the table</i></p>	<p>JY/DE</p> <p>DE - c/fwd Dec</p> <p>PP</p>
678	<p>CORRESPONDENCE</p> <p>Received and on circulation were: (from 21st October - 17th November 2010)</p> <p><u>Planning application 2144: (in Alston Gate File)</u></p> <p>H Mitchell, 28/10/2010</p> <p>Ross Kessel 25/10/2010</p> <p>David & Julia Hemmings, 02/11/2010</p> <p>Jane Putt, 8/11/2010; thank you</p> <p>Scott Rossiter/Martyn Dun; SWW comments</p>	

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	<p>Scott Rossiter/Joanne Flint; Hastoe comments Scott Rossiter; suggested minute changes re 03/11/2010 Peter Smallman, 05/11/2010 D Whittingham, 04/11/2010, minute clarification re 03/11/2010 R & J Littlejohns, 05/11/2010 R & J Littlejohns, 03/11/2010 A Lethbridge, 03/11/2010, question responses <u>Planning application 2298:</u> David Whittingham, 24/10/2010 (copied to Council 25/10) <u>Misc.</u> Malborough Pre School & Playgroup - Request for funding, 14/11/2010 PTFA, Malborough with South Huish C of E Primary School - Request for funding, 11/11/2010 SHDC Invitation to Budget meeting on 13th January 2011, 17/11/2010 CVS - meeting 24th November and free membership Housing Strategy briefing Travelling in winter - DCC Insp. P Chivers - CSR briefing Devon Constabulary South Devon Coastal renewable Energy Network Waste Core Strategy Bulletin South Hams Society Bulletin DALC newsletter AONB Courses Clerks & Councils Direct Newsletter Parish Matters Autumn 2010 Newsletter DCC Highways - Road closure 7-9th February 2011 Useful Websites Traditional Mole Catcher - advert for services</p>	
	There being no further business the meeting closed at 22.05	
	Dates for the Diary	
	Next Parish Council Meeting date Wednesday 15 th December 2010 at 7.45pm, Village Hall Annexe	

Signed as a true record: _____
Print Name & Date: _____

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

Cllr. Gill Boyce
 Cllr. Ann Kendall
 Cllr. Tony Lyle
 Cllr. Paul Pedrick
 Cllr. Edmund Putt
 Cllr. Roger Rendle
 Cllr. Ann Smallman
 Cllr. Mike Taylor
 Cllr. John Yeoman (Chairman)

For Information

District Cllr. John Carter
 District Cllr. Paul Coulson
 County Cllr. Sir Simon Day
 Mrs E. Bond
 Reverends K. Haye & T Skillman
 Malborough Parish Council Notice Boards (2)
 Malborough Primary School
 Malborough Village Hall Committee
 Malboroughvillage.org.uk
 Salcombe Police Station