

MUDFORD PARISH COUNCIL

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MEETING OF THE PARISH COUNCIL – Thursday 6 April 2017 at Mudford Village Hall at 7pm

Minutes

PUBLIC SESSION

Vicki Dawson SSDC Officer attended to discuss the possibility of a public space protection orders (PSPO) in the playing field. She covered the following points:

- PSPOs replaced dog control orders and allowed enforcement of rules re dog fouling.
- There was a district wide order applied to all public land which applied to dog fouling and the requirement for dogs to be kept on leads if required to do so by an authorised officer.
- The Parish Council could ask SSDC for a PSPO for dog related or other specific issues. There was also the option of a Community Protection Order.
- Considerations would include which behaviour to restrict, how it would be enforced and by whom?
- PSPO required three tests to be satisfied:
- Show that behaviour in question affects quality of life.
- It is persisting / continuing.
- It is unreasonable.
- The PC would have to show that there was a demonstrable problem, and provide evidence.
- Imposition of a PSPO would require a consultation process.

The role of the Dog Warden in relation to PSPOs was explained. The enforcement process was explained – witnesses would need to provide a statement, SSDC would pursue.

SB asked about the cost of setting up a PSPO, V Dawson explained that there was no fee.

SB asked for V Dawson's recommendation in relation to problems in Mudford. V Dawson recommended that dog fouling problems this should be reported to SSDC and statements / evidence provided if possible. She confirmed that this would be followed up.

Clerk to provide PC members with relevant contact details.

It was noted that dog fouling and vandalism appeared to have improved since the letter to all residents has been distributed.

West Farm Appeal

The PC was asked if the whole case file would be sent to the Planning Inspector, and whether new issues could be raised directly with the Inspector. It was confirmed that this was the PCs understanding.

Members of the public wished to challenge the following assertions stated in the planning statement from the applicant:

- Assertion that vehicles do not run at weekend – this was contrary to local experience which indicated that vehicles moved on Sundays as well as outside of the stated working hours.
- Assertion that no retailing was carried out from West Farm – local experience indicated that this was not true
- Flooding assessment – residents wished to challenge the accuracy of this
- Assertion that the traffic speed is slow in West Mudford Road - there was no empirical evidence provided to support this statement
- Assertion that vehicles operate at such early hours no prospect of meeting horse riders / cyclists etc. – claimed that this was not the case

A member of the public also wished to note that there appeared to be an omission from the Appellant's statement - regardless of the time of operation there was no control over the time that vehicles returned to the site.

Concern was expressed about the apparent lack vehicle operator's licence for one of the companies which was operating from the site.

The conduct and process of the Appeal Hearing were discussed.

A member of the public expressed concern about the retrospective nature of the planning applications at West Farm.

A query was raised in relation to the Primrose Lane planning application. It was noted that an extension of time had been granted until the end of September.

1	<p>Attendance and to receive any apologies for absence and to consider acceptance of the reasons. Present: Stephen Bartlett SB (Chairman) Tony Cavalier TC (Vice Chairman) June Lydon JL, Phil Sargent PS; Geraldine Mabey GM, Nick Lanigan NL. In attendance: Tony Capozzoli (District Councillor) Sue Graham (Clerk) 7 members of the public. RESOLVED: It was proposed and unanimously agreed to accept apologies from Diane Vaughan, Jean Jones (Village hall committee)</p>							
2	<p>Declarations of Interests.</p>							
3	<p>Reports. To hear reports from: County Councillor. Mike Lewis was not in attendance District Councillors. Tony Capozzoli reported the following: TPOs would be applied to trees at Chilton Cantelo school. Development of new play area at Yeovilton Police – the police were not in attendance – they had attended the last meeting and this would be reported under playing field. Village Hall Committee. Jean Jones had sent apologies. Parish Environment Warden. Consider request to replace bench near bus stop and agree any actions arising. GM noted that the bench at the Bus Stop was unfit for purpose and needed to be replaced. Types of seat were discussed and it was agreed that the clerk should seek quotes for a new bench. Clerk – Annual Parish Meeting. The clerk noted that the Annual Parish Meeting needed to take place between 1 March and 1 June, and should be a separate meeting from a Parish Council meeting. It was agreed that this would take place in advance of the May meeting (25th May) with a separate agenda. The clerk would write to village groups to invite them to provide a report on their activities over the past year. Action: Clerk</p>							
4	<p>To approve as a correct record the minutes of the Parish Council Meeting held on 2 March 2017; 30 March 2017 RESOLVED: It was proposed and unanimously agreed approve the minutes as a true record of the meetings held.</p>							
5	<p>To consider the following planning applications / appeals and make recommendations to the planning officer / inspector</p> <table border="1" data-bbox="145 808 1538 2004"> <thead> <tr> <th data-bbox="145 808 464 842">Ref</th> <th data-bbox="464 808 1538 842">Detail</th> </tr> </thead> <tbody> <tr> <td data-bbox="145 842 464 1839">APP/R3325/C/16/3164480</td> <td data-bbox="464 842 1538 1839"> <p>Appeal by MR P Gunning, Land at West Farm, West Mudford. Enforcement notice appeal. SB explained the appeal. Concerns were expressed as follows in relation to the appeal statement from Salmon Planning:</p> <ul style="list-style-type: none"> • Consideration of movement of materials on and off site is not taken into account, as well as the storage of materials • Concern that no details are provided on silica risk, (including new legislation on cement dust) or wash-down of concrete manufacturing moulds, ad materials. • Concern that no details have been provided on risks associated with wash-down of vehicles on site. • The site in question has enlarged its parking area, extending it into the high flood risk zone. This appears to have occurred without permission (planning) or consultation with the Environment Agency. The resulting raising of the ground has caused the river bank to collapse. • The PC is not satisfied that the flood risk and impact has been fully considered and taken into account. The raising of the land in question is already pushing into the flood zone and this will impact on neighbouring properties and the road. • It appears that material is still being dumped on the site whilst the appeal is progressing • The Appellant states that there is no retailing from the site in question. The PC has evidence that indicates that retail activity is taking place • The licence for haulage vehicles to operate from the site is under 3G (as noted in the appellant’s statement) yet the PC is aware that P Gunning is operating vehicles from the site. It is believed that the licence is no longer valid. • Local evidence would suggest that the operating hours, including start and finish times are incorrectly stated in the appeal statement. In practice the lorries appear to be operating outside of these times and at weekends, notably on Sundays. <p>RESOLVED: It was proposed and unanimously agreed to recommend dismissal of the appeal</p> <ul style="list-style-type: none"> • Submit comments to challenge the appeal (as above) to the Planning Inspector • Submit comments made in relation to the original application to the Inspector directly • To request to make representations I person if the process allows </td> </tr> <tr> <td data-bbox="145 1839 464 2004">17/00873/FUL</td> <td data-bbox="464 1839 1538 2004"> <p>Erection of single storey extension at rear of property. Silverdale, Main Street, Mudford. 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6	<p>To receive the following determination of planning notices: No notices had been received.</p> <table border="1" data-bbox="145 2033 1538 2078"> <tr> <td style="width: 20%;"></td> <td style="width: 40%;"></td> <td style="width: 40%;"></td> </tr> </table>							
7	<p>Other planning matters Receive copy of Provisional Tree Preservation Order Mudford No. 1. This covered trees in the vicinity of the garage and was</p>							

	<p>noted.</p> <p>Note extension of time for determination of Planning Application 14/02554/OUT. This extension to the end of September 2017 was noted.</p>
8	<p>Council Matters</p> <p>Cemetery</p> <p>Receive Business rate Bill for Cemetery – the Bill had been received, the rateable value had increased but had attracted attracted 100% rate relief.</p> <p>Agree Exclusive Rights Of Burial. Colin Gerald Gosney and Brendan Jean Gosney. Resolved: It was proposed and unanimously agreed to agree exclusive rights of burial for grave space T19. Action: Clerk to send rights of burial notice.</p> <p>Cemetery Warden’s Update. PS reported the following:</p> <ul style="list-style-type: none"> • The new Ashes plots (T plots) which could accommodate full sized headstones were proving to be popular. • Topple Test - Cemetery Headstones Risk Assessment. There were no further updates. • The plaque had been presented to Rachel Flagg on 30 March. P Sargent would be displaying the plaque in the chapel to left of the rear door. R Flagg had handed over the original parchment map of the Cemetery and this was being stored by the clerk. <p>Playing Field and Play area</p> <p>To receive playing field inspection reports from the relevant councillor and agree any actions arising. The inspection reports were received. TC and GM had completed inspections during March and April and reported the following:</p> <ul style="list-style-type: none"> • There were fewer problems to report • The play area was tidier than of late • It was hoped that the letter distributed to all residents had had an impact. <p>Receive SSDC quarterly inspection report. The SSDC quarterly inspection report was noted. There were no new or urgent issues reported. The clerk would circulate this to Councillors in order for them to monitor areas identified by the SSDC inspector.</p> <p>Consider updates on potential security measures (CCTV) at the playing field, meeting with Police Officers on 30 March and agree any actions arising. TC referred to the meeting with the police on 30 March at which the following actions had been agreed:</p> <ul style="list-style-type: none"> • Police to increase patrols of the area • Liaison with Yarlington (PCSO Thelma Mead, PC Stefan Edwards, Parish Council) • Meeting with Crime Prevention Officer (Clerk and PC Stefan Edwards to liaise with Steve Nickerson) • PC Stefan Edwards would request better communication / feedback from Yeovil (as the neighbourhood team had not been made aware of some incidents) • Encourage reporting via 999/101 <p>Resolved: Resolved: It was proposed and unanimously agreed to exclude the press and public under <i>s1 (2) Admissions to Public Meetings Act 1960 as publicity would be prejudicial to the public interest by reason of the confidential nature of the business to be transacted (prevention of crime)</i> A confidential minute was taken.</p> <p>The clerk was asked to obtain quotes for a pole to be attached to the concrete post of the Playing Field gate in order to install a camera. Additional camera quotes would be provided to the clerk by T Cavalier.</p> <p>Highways and Parish Paths</p> <p>To receive reports regarding highways and agree any actions arising. The following was reported</p> <ul style="list-style-type: none"> • Deep Pot holes for several metres along West Mudford Lane, outside Parsonage Farm • Work to trees on the verge (A359 / West Mudford Raod) SB had obtained an additional quote and the clerk had received a quote from C Lee. These would be agreed at the next meeting. Other quotes requested for this work had not been forthcoming. Action: Clerk to send quotes to SB. <p>Communications</p> <p>Consider producing joint ‘Village Information’ for distribution around the village.</p> <p>This was discussed. GM and the clerk would liaise to provide details of ‘What’s On’ in Mudford, and put on the website.</p> <p>The clerk was asked to update information in the village hall section of the website. Action: Clerk , GM</p>
9	<p>FINANCIAL MATTERS:</p> <p>To approve the following payments and two signatories for cheques. The payments had been covered at the March 30 meeting.</p> <p>End of Year Accounts update. These could not be finalised until the bank statements showing 31 March 2017 had been received. The end of year accounts would be agreed at the April 27 Meeting.</p> <p>The clerk reported that there needed to be a number of budget adjustments in view of the fact that predicted spending had been overestimated for 2016-17. These included</p> <ul style="list-style-type: none"> • Maintenance budget (work on trees had not occurred in the 16-17 financial year as expected) • Cemetery and Recreation Maintenance budget line • Legal challenge budget line (delays with EIA had lead to this not being fully spent)

	<p>The total underspend amounted to about £7000.</p> <p>It was suggested that these underspends should be carried forward to the respective budget lines in the 17-18 budget, or transferred to the reserve funds in the respective categories. The clerk would prepare a revised budget for 17-18 for agreement at the next meeting. Action: Clerk</p> <p>Receive Annual Return from Grant Thornton, note actions required and timescales.</p> <p>The clerk noted that the Annual Return (Audit) paperwork had been received. The Internal Auditor would review the accounts during May. It would be necessary to approve the Annual Return at the May meeting in order to meet Grant Thornton's deadline of 26 June 2017. There were a number of other deadlines to observe with regard to advertising the commencement of public rights to inspect the accounts, and dates by which information should be published on the website. The clerk had noted these and would report to the council as required. The External Auditor also required an analysis of earmarked reserves held by the council.</p> <p>Agree and sign direct debit to Nest Pensions. RESOLVED: It was proposed and unanimously agreed to sign the Direct Debit agreement.</p> <p>Consider grant request from St Margaret's Hospice. Benefits of the Hospice were noted, this was considered to be a worthy cause of likely benefit to residents of Mudford. Resolved: It was proposed and unanimously agreed to give a grant of £100. (S.137)</p>
10	<p>Correspondence. Consider the following correspondence and agree any actions arising.</p> <p>There was no correspondence to consider.</p>
11	<p>LIST OF ITEMS DISTRIBUTED AND AVAILABLE SINCE LAST MEETING:</p> <p>Rural Services Network News Bulletins; Somerset Waste Partnership Newsletters; Community Forum meeting notice; SLCC periodical; LCR periodical; Avon and Somerset PCC newsletter, Western Gazette Business Awards.</p>
12	<p>Challenge to development at up Mudford</p> <p>Planning Application 14/02554/OUT. Receive update on legal / professional advice and consider any actions arising.</p> <p>The PC was pleased to report that the development at Up Mudford had been deferred to 30 September.</p>
13	<p>NEXT SCHEDULED PARISH COUNCIL MEETINGS:</p> <p>Thursday April 27th 2017. Further meetings will be called as necessary usually on the last Thursday of the month.</p>