

# TIVERTON AND TILSTONE FEARNALL PARISH COUNCIL

Minutes of the Annual Meeting of the Parish Council held on Tuesday 8 May 2007 at Tiverton Village Hall, Tiverton.

**Present:** Parish Councillors Cheshire (Chairman), Turner, Evans, Povall, Wright and Farrall. Chester City Councillor Weaver. Parish Clerk. 5 Members of the Public.

## **Open Forum:**

Local Residents, Mrs Vyrna Matthews and Mr. Peter Wright, spoke to the Parish Council over concerns with Planning Application 07/00579/FUL. This relates to an Application by Mr J Houghton in respect of land to the east side of The Fields, Tiverton Heath, seeking approval for the erection of an agricultural building to house poultry stock. Cllr. Cheshire confirmed that the Parish Council has viewed the Planning Application and recommended that it be turned aside. Whilst the Residents acknowledge that Chester City Council Planning Department will look only at the Planning Issues, they believe that other issues should be considered when scrutinising the Application. These issues include whether a poultry business should be sighted so close to other domestic properties; the uplift in commercial vehicle traffic now being seen on roads unsuitable for such vehicles; potential water and land contamination issues; the care of the live birds and fallen stock in line with DEFRA guidelines/licences; the incorrect storage of poultry feed and gas canisters; potential Avian Flu concerns. To date the local residents feel that the various Agencies with whom they have been in contact – Health and Safety Executive, DEFRA and the National Rivers Authority – have been slow to react to the concerns raised. They ask that the Parish Council raise these concerns with Chester City Council pointing out that the granting of Planning Permission may exacerbate the problems listed above. **Action Point 1 – Parish Clerk to write to Chester City Council Planning Department outlining the above points and asking that they be considered when assessing the Planning Application. Action Point 2 – Parish Clerk to also write to Chester City Council Environmental Health Department outlining the above points.**

Prior to opening the Meeting, Cllr. Cheshire welcomed Cllr. Carol Weaver, the newly elected Chester City Councillor for the Tattenhall Ward.

It was unanimously agreed (proposed by Cllr. Cheshire. Seconded by Cllr. Evans), as a mark of thanks to outgoing Chester City Councillor Doug Haynes, to present Cllr. Haynes with a suitably inscribed Silver Salver recognising his longstanding service to the Parish. **Action Point 3 – Cllr. Farrall to arrange purchase and engraving of the Salver and advise Parish Clerk when obtained. Action Point 4 – Parish Clerk to then invite Cllr. Haynes to the next Parish Council Meeting to receive the Salver.**

1. **Apologies for Absence:** Chester City Councillor Mike Jones.
2. **Declarations of Interest:** There were no Declarations of Interest made.
3. **Election of Chairman and Vice Chairman:** Cllr. Turner was unanimously elected as Chairman (Proposed by Cllr. Evans. Seconded by Cllr. Wright). Cllr. Cheshire was unanimously elected as Vice Chairman (Proposed by Cllr. Povall).

Seconded by Cllr. Farrall). Cllr. Turner assumed the position as Chairman of the Meeting.

4. **Minutes of the Meeting held on 13 March 2007:** The Minutes were approved and signed by the Chairman as a true record.
5. **Matters Arising:**
  - 4.1. **Damage to Lay-By Fences** – Cllr. Cheshire confirmed that he had approached Cheshire County Council (CCC) regarding repairs to the existing wooden marker posts. CCC advised that they are unable to assist due to budget constraints. An application has therefore been made to the Area South Committee seeking funding of £11k – a response is awaited. **Action Point 5 – Cllr. Cheshire to provide an update at the next Parish Council Meeting.**
  - 4.2. **Speeding Checks** – The SID is to be delivered to Cllr. Cheshire on Wednesday 9 May 2007 and is available for the Parish Council to use at the approved location – Huxley Lane (telegraph pole verge adjacent to The Dale) – until Wednesday 16 May 2007. Cllrs. Cheshire, Turner and Weaver volunteered to operate the equipment, along with Steve Armitage. **Action Point 6 – Cllrs. Turner and Cheshire to provide an update at the next Parish Council Meeting.** The Parish Clerk confirmed that approval is still awaited for the proposed Speed Gun location site – the junction of Huxley Lane and the A49. This is anticipated within the next 2/3 weeks once CCC and Cheshire Police have surveyed the site. Three Local Residents are fully trained to use the Speed Gun – Derek Marshall, Ian Lambert and Graham Buckle. **Action Point 7 – Cllr. Cheshire to liaise with these three Local Residents to see if they are willing to again operate the Speed Gun and advise Parish Clerk of the outcome.** **Action Point 8 – Parish Clerk to then liaise as appropriate with Derek Bowker at Cheshire Community Council.**
  - 4.3. **Speed Limits on A49** – The Parish Clerk read a letter from Cheshire County Council, dated 2 April 2007, confirming that Speed Limits on all A and B Class roads throughout the County are to be reviewed by 2011. Roads with high numbers of collisions resulting in injury between 2003-2005 will be given priority. It is envisaged that the A49 will be reviewed during 2008/9 (Year 2).
  - 4.4. **Kissing Gate Project for Public Rights of Way** – Cllr. Cheshire confirmed that possible locations for the Gates have been identified and 16 Gates provisionally ordered from CCC. CCC advise that, whilst they will provide the Gates free of charge, it is the Parish Council's responsibility to cover installation costs. This is to be covered from cash reserves earmarked for Parish Plan related activities. Cllr. Cheshire and Steve Armitage will now seek to obtain the permission of local landowners for the installation of the Gates. **Action Point 9 – Cllr. Cheshire and Steve Armitage to action and provide an update at the next Parish Council Meeting.**
  - 4.5. **Rural South Area Committee (RASC) Meeting held on 29 March 2007** – Cllr. Povall attended and reported that the RASC has a budget of £23,600 at its disposal for 2007/8. A Grant Request has been submitted by Tiverton Village Hall Management Committee for £3,000 to cover the cost of new chairs. A response is awaited.
6. **Homewatch and Police Report:** Roger Blake reported that a farewell evening was recently held for PC Geraint Davies who is moving on to a new role within

Cheshire Constabulary – a message of thanks was conveyed on behalf of both Villages. Police report that they have made no progress in catching the arsonist who started the Car Fire on Huxley Lane in the early hours of Saturday 7 April 2007.

7. **Planning Applications:**

07/00630/CAT – R Chester, Hawthorn Cottage, Tilstone Bank Road – felling of a Hawthorn Tree. No objections raised.

07/00573/FUL – Mr and Mrs J Parry, 2 Woodbine Cottages, Birch Heath Road – 2 storey extension. No objections raised.

07/00507/FUL – Mr D Stubbs, Stone Cottage, Huxley Lane – Extension to rear. No objections raised.

07/00755/FUL – Mr and Mrs J Mrozik, Fields Cottage, Limes Lane – 2 Storey Extension. **Action Point 10 – Cllr. Evans to review the Application and respond to Chester City Council.**

07/00579/FUL – J Houghton, land to the east side of The Fields, Tiverton Heath. See comments under Open Forum.

07/00300/FUL – Notice of Grant of Approval from Chester City Council.

07/00249/FUL - Notice of Grant of Approval from Chester City Council.

8. **Correspondence:**

**8.1.** Letter from Cheshire Police Authority, dated 30 April 2007, referring to the declining number of Attendees at Local Police Forum Meetings across the County. A meeting is being held at Cheshire Police HQ, Winsford, on Wednesday 13 June 2007 to discuss the situation.

**8.2.** Cheshire Police Authority Forum Newsletter dated April 2007.

**8.3.** Letter from Cheshire County Council, dated 24 April 2007, relating to Local Government Review in Cheshire. A Stakeholder Consultation Paper is attached to which feedback is invited. **Action Point 11 – Parish Clerk to respond confirming that the Parish Council favours the East/West split option.**

**8.4.** Letter from Chester City Council, dated 27 April 2007, inviting Applications for Funding in respect of Play Areas.

**8.5.** Notice (previously circulated) of Chester City Council Rural Areas Committee Meeting on 8 May 2007 titled “Seminar on Rural Commission Call for Evidence”. As the meeting clashes with this Parish Council Meeting, Members are invited to submit feedback direct to The Commission.

**8.6.** Letter (previously circulated) from Cheshire County Council Children’s Services, dated 24 April 2007, headed “Consultation on School Transport (Discretionary) in Cheshire”. Feedback is invited from Members and the Public.

**8.7.** Cheshire Matters Journal dated April 2007.

**8.8.** ChALC Newsletter dated May 2007.

**8.9.** Letter from The Standards Board for England, dated 1 May 2007, enclosing The Local Authorities (Model Code of Conduct) Order 2007. Adoption of the Code requires an amendment to the Parish Council’s Standing Orders relating to the Public’s Right to Speak at Parish Council Meetings. **Action Point 12 – Parish Clerk to attend to amendment.**

9. **Financial Report:** The Parish Clerk presented the Financial Report dated 8 May 2007. This was approved unanimously by the Council (Proposed by Cllr Turner, Seconded by Cllr Cheshire). This Report included the Parish Council’s Accounts

for the year ending 31 March 2007. The Accounts are now ready for signing by the Chairman and Parish Clerk prior to handing over all relevant papers to the Internal Auditor. **Action Point 13 – Parish Clerk please liaise with Chairman and Internal Auditor as appropriate.**

The Parish Clerk confirmed that, as at 31 March 2007, the Bank Balance in the Councils' Books was £4,244.33 Credit.

**10. Accounts for Payment:**

The following Payments were unanimously approved (Proposed by Cllr. Wright. Seconded by Cllr. Turner):-

H Withe (May and June Salaries) - £162.40 and £203.00, less PAYE.

P Sanders (May and June Salaries) - £100.00 per month, less PAYE.

R Cheshire (Weed Killer) - £39.99.

**11. Community Pride Best Kept Village Competition 2007:** It was decided that there were no specific problem areas in need of attention prior to the first visit of the Judges in June/July 2007.

**12. Any Other Business:** Cllr. Povall advised the Meeting of a Report of a Gun being fired adjacent to the Sandstone Trail Footpath over the Easter Weekend. The matter was referred to the Police (PC McCourt) who advised the Landowner, Mr Kaiser, that no firearm should be discharged within 50 meters of a public footpath. Furthermore they have obtained from Mr Kaiser a list of persons authorised to shoot on his land. The Police have undertaken to respond to any further reports of shooting in the vicinity. An Inspector acting on behalf of Mid Cheshire Footpath Society has also visited Mr Kaiser and outlined the necessity for a right of way to remain free of obstruction at all times.

Cllr. Povall also advised that Horses have been sighted in Mr Kaiser's Barn in contravention of the Planning Permission previously granted. Additionally, the field that formerly housed the Horses is now subject to domestic planting, again in breach of Planning Regulations. Cllr. Povall has spoken with Mr. Andrew Evans at Chester City Council Planning Department on both issues and he is to undertake a site visit during the week commencing 14 May 2007. **Action Point 14 – Cllr. Povall to provide an update at the next Parish Council Meeting.** Cllr. Evans, following a discussion with Mr Ian Lambert, referred to the Fir Tree adjacent to Rose Cottage, Huxley Lane. This Tree was damaged following the recent car fire in the vicinity and is considered unstable. **Action Point 15 – Parish Clerk to report the matter to Mr Peter Murray at Chester City Council.**

**13. Date and Time of Next Meeting:** Tuesday 10 July 2007 at Tiverton Village Hall, commencing at 7.30pm.

The Meeting was closed at 9.50pm.

## TIVERTON AND TILSTONE FEARNALL PARISH COUNCIL

Minutes of the Annual Parish Meeting held on Tuesday 8 May 2007 at Tiverton Village Hall, Tiverton.

**Present:** Parish Councillors Cheshire (Chairman), Turner, Evans, Povall, Wright and Farrall. Chester City Councillors Jones and Weaver. Parish Clerk. 5 Members of the Public.

### **Open Forum:**

Steve Armitage raised the question of editorial control over the contents of the Village Newsletter. Whilst the Parish Council Chairman writes a regular column, and other Village Organisations also provide contributions, the remainder of the publication is written by Mr. Armitage. Mr Armitage wished to receive the Parish Council's confirmation that it was happy with the format and contents of the Newsletter. It was unanimously agreed that the Parish Council is happy to proceed as at present, feeling that the Newsletter is a valuable medium in passing on information to local residents. As an aid to Mr Armitage, the Parish Council Chairman will peruse future editions prior to printing and distribution. **Action Point 1 – Chairman please liaise accordingly with Mr Armitage regarding future Newsletter Publications.**