

ASHOVER PARISH COUNCIL
Minutes of the Parish Council Meeting held in
The Sports Pavilion, Milken Lane, Ashover at
7.30 p.m. on Tuesday 21 MARCH 2017

PRESENT

Cllrs E Willmot (Chairman), S Dronfield, N Early, Mrs R Early, R Fidler, Mrs L Hunter-Bott, C Miller and Mrs A Tyson
W Armitage (Parish & NEDDC District Cllr)
S Atkinson (Parish Clerk)
Members of the Public – 15

NON-CONFIDENTIAL INFORMATION

256/17 Apologies for absence.

Apologies for absence were received from Cllr Mrs M Hayward.

257/17 Variation of Order of Business.

There was no variation in the order of business.

258/17 Declaration of Members Interests and Requests for Dispensation

Interests were declared and relevant forms completed and dispensations confirmed as follows:-

- District/Parish Cllr W Armitage – Planning (dispensation granted to May 2019)
- Cllr R Fidler – Planning Application 16/01234/TCN56
- Cllr E Willmot – Planning Applications 16/01234/TCN56, 17/00200/OL, 17/00266/FL
- Cllr S Dronfield – Planning Application 17/00200/OL

259/17 Recording and Filming of Council and Committee Meetings

Members of the Public and Councillors were reminded that:-

The right to record, film and to broadcast meetings of the council, committees and sub committees is established following the Local Government Audit and Accountability Act 2014. This is in addition to the rights of the press and public to attend such meetings. Meetings or parts of meetings from which the press and public are excluded may not be filmed or recorded. Members of the public are permitted to film or record meetings to which they are permitted access, in a non-disruptive manner.

As proceedings were being filmed, the Chairman informed members of the public present and gave them the opportunity to leave the room.

260/17 Public Speaking

Public – Members of the public spoke on issues including litter, a visit from the Council to Protect Rural England and objections to planning application 17/00200/OL. Cllr E Willmot had declared an interest in planning application 17/00266/FL and exercised his right to speak on the application under 'Public Speaking' to give information on the proposed site.

Police – The most recent crime figures were reported: January 2017 – 9 crimes.

County/District Liaison – A copy letter received from a resident at Highoredish had been brought to the attention of DCC Cllr B Lewis and a letter written by Cllr Lewis to the Secretary of State was referred to but not read out.

NEDDC Cllr W Armitage reported on planning application procedures.

261/17 Minutes

The Minutes of the Ordinary Parish Council meeting held 21 February 2017 were put forward and it was proposed and seconded that these be approved as a correct record subject to the following addition (shown in bold) to Minute 244/17 Shared Access – “...*Consideration was given to publicising the opportunity in a newsletter to gain public opinion.* **Cllrs Hayward and Tyson had received a letter relating to the potential provision of a mast adjacent the hard courts/playing field.**”

Resolution: That the Minutes of the Ordinary Parish Council Meeting held 21 February 2017 are approved as a correct record subject to the addition (shown in bold) of the following to Minute 244/17 Shared Access: "...Consideration was given to publicising the opportunity in a newsletter to gain public opinion. Cllrs Hayward and Tyson had received a letter relating to the potential provision of a mast adjacent the hard courts/playing field."

262/17 Exclusion of Public

Two items would be taken in exclusion regarding employees terms and conditions. It was proposed and unanimously agreed that Agenda item 9 (d) Shared Access, would be taken in exclusion and should be treated as confidential business due to the fact that the information given at the last meeting appeared to be deliberately trying to confuse and misinform the Parish Council, possibly prior to the early stages of a dispute.

The Chairman, Cllr E Willmot, stated that, whilst he held no pecuniary or special interest in the business relating to Shared Access and would not sign a declaration of interest stating such, he would leave the room prior to any discussion relating to the issue.

Resolution: That in view of the confidential nature of the business to be transacted, the press and public would be excluded from the meeting during discussions on items relating to employee terms and conditions and Shared Access possibly prior to the early stages of a dispute, in accordance with the Public Bodies (Admissions to Meetings) Act 1960, s1.

263/17 Planning

Local Plan 2011-2033 Consultation Draft

The Consultation Period on the Draft Local Plan 2011-2033 would close on 07/04/2017.

Resolution: That the Neighbourhood Plan Steering Group is given authority to submit any comments on the Draft Local Plan 2011-2033 on behalf of Ashover Parish Council.

Applications

Application Number: 17/00233/FLH

Proposal: Application for two storey rear extension

Address: Hay Cottage Ashover Hay Ashover Chesterfield

Applicant: Mr P Wilson

NO COMMENTS

Application Number: 16/01234/TCN56

Proposal: Application for prior approval for proposed new telecommunications radio base station (Amended Plans)

Address: Hill Top Farm (Willmot) Hilltop Road Ashover Chesterfield

Applicant: Cornerstone Telecommunications Infrastructure Ltd (CTIL)

NO COMMENTS

Application Number: 17/00279/FL

Proposal: Application for construction of a private pond

Address: Land to the South East of Siberia Cottages Sydnope Hill Darley Moor

Applicant: Mr Paul Kelly

NO COMMENTS

Application Number: 17/00298/FLH

Proposal: Single storey rear extension, front canopy porch, single storey side orangery and balustrade to rear roof balcony

Address: Rowan Lodge Belland Lane Stonedge Ashover

Applicant: Mr S Harmer

NO COMMENTS

Application Number: 17/00129/FLH

Proposal: Two storey side and rear extension

Address: Gelena Farm Belland Lane Stonedge Ashover

Applicant: Mr C Glossop

NO COMMENTS

Application Number: 17/00215/TPO

Proposal: Application to reduce lower limb and crown lift 1no Oak (T1),monolith 1no Oak (T2), Fell 1no Ash (T3), Coppice 1no Osier(T4), cut Ivy on 1no Malus (T5), crown lift 1no Cherry (T6) and cut back 2no Hawthorn (H1, H2) within area TPO number 1

Address: Land to the East and North of Marshbrook Butts Road Ashover

Applicant: Mr B Dykes

COMMENTS: The Cherry (T6) is believed to be in the garden of the adjoining property i.e. Butts Chapel and not in the ownership of the applicant.

Application Number: 17/00189/FL

Proposal: Application for the change of use of land to camping pods and touring caravans, along with amenity building, parking, road infrastructure and landscaping

Address: Poorlots Quarry Lickpenny Lane Ashover

Applicant: M Slack - Ameycroft Developments

COMMENTS: The borehole water provision is questioned as this may affect other users and it is requested that a full Environmental Impact Assessment is undertaken before proceeding further with this application.

Cllrs E Willmot and S Dronfield left the room prior to discussion on the following application(s) and Cllr R Fidler took the Chair.

Application Number: 17/00200/OL

Proposal: Outline application (with all matters reserved) for the construction of 10 bungalows to wheelchair user standard M4(3) with access taken from Milken Lane (Major Development/Departure from Development plan/ Affecting setting of a Listed building)

Address: Land South West Of Grange Farm Milken Lane Far Hill Ashover

Applicant: Mr John and Roger Hollingworth

COMMENTS: Ashover Parish Council objects to the application as it is not identified as a suitable site in the Ashover Parish Revised Neighbourhood Plan and is contrary to sustainability levels in Table 4.1 Settlement Hierarchy of the evolving Draft Local Plan 2011-2033. The Ashover Parish Revised Neighbourhood Plan represents the overall views of the community following public consultation and therefore this plan carries weight in its draft status.

Ashover Parish Council holds extreme concerns at the drainage issues in the area as, since the development of the Electricity Board site on Malthouse Lane, flooding has been experienced and this may be due to soughs, watercourses and springs having been diverted as a consequence of that development.

The proposal is outside the Settlement Development Limit, within the Special Landscape Area, would have an adverse visual impact viewed from Ashover Rock (The Fabric) which is a designated nature reserve and would impact on wildlife in the area. The site is identified as having potential for archaeological remains of several periods by the DCC Archaeologist and this issue must be addressed.

The Highway access is considered to be totally inadequate with visibility splays being poor and any significant improvement being unachievable. The access also crosses a busy footway used by walkers accessing rights of way, pedestrians parking at the Parish Hall and walking into the village and may also compromise the amenity/safety of people using the outside facility of the local pub (The Black Swan).

Cllr S Dronfield returned to the meeting room.

Application Number: 17/00266/FL

Proposal: Outline application (with all matters reserved) for single dwelling (affecting the setting of a Listed Building/Conservation Area)

Address: The Old Rectory Church Street Ashover Chesterfield

Applicant: Mr A Baskill

COMMENTS: This application is supported by the Ashover Parish Revised Neighbourhood Plan as 'infill' and the evolving Draft Local Plan 2011-2033. Parking on the adjacent highway in the vicinity of the proposed access onto Church Street, causes concern and, if the application is approved, it is requested that some form of parking control is put in place.

Cllr E Willmot returned to the meeting room and took the Chair.

264/17 Parish Maintenance – Consideration was given to items including quotations for repairs to a sunken gully on the car park as follows:-

G F Fox - £360 plus VAT (specification not followed to detail)

Johnson Surfacing - £595 plus VAT

G Fletcher Surfacing Ltd. - £1115.50

Consideration was also given to an application to erect a shed on an allotment, donation of a parish seat and charges being imposed by DCC for some recycling at Waste Recycling Facilities.

Resolution:

- (i) That an order is placed with Johnson Surfacing Ltd. for repairs to the sunken gully in the car park in the sum of £595.00.*
- (ii) That permission is given to site a shed at the allotments subject to size, material, siting and insurance stipulations.*
- (iii) That the concrete ended seat opposite 'The Tuck Shop' is removed and replaced with a new seat donated by a member of the public and subject to the Parish Council's policy on donated seats.*
- (iv) That a letter is sent to DCC highlighting the problem of fly tipping and probable increase once recycling charges are imposed.*

265/17 Hard Courts – Consideration was given to quotations for marking out court 3 for netball use as follows:-

DCC - £484 plus VAT

Fosse Contracts Ltd. £450 plus VAT

Health and safety issues raised (Minute 239/17) relating to storage of netball posts and secondary tennis net sockets had been addressed by the netball club representative. Junior Tennis Coaching for summer 2017 (Minute 122/16) was discussed.

Resolution:

- (i) That an order is placed with Fosse Contracts Ltd. for marking out for netball on court 3 in the sum of £450 plus VAT.*
- (ii) That the health and safety issues addressed by the netball club representative are accepted.*
- (iii) That further enquiries are made with Ashover Tennis Club regarding summer tennis coaching for juniors.*

266/17 Neighbourhood Planning – The Minutes of the Neighbourhood Plan Steering Group meeting held 14 March 2017 were put forward and it was proposed and seconded that these be approved as a correct record. The Chairman of the NP Steering Group put forward the recommendations made by the Steering Group.

Resolution:

- (i) That the Minutes of the Neighbourhood Plan Steering Group meeting held on 14 March 2017 are approved as a correct record.*
- (ii) That recommendations are resolved as follows:-*
 - (a) The Planning Services Manager for NEDDC is invited to a Parish Council meeting to clarify the weight given to the Draft Neighbourhood Plan at its present stage.*
 - (b) Wording and timescales of the Draft Ashover Parish Neighbourhood Plan are reviewed so as to reflect the Draft Local Plan and Settlement Development Limits for Alton, Fallgate and Littlemoor withdrawn.*
 - (c) As the Steering Group specifically looked at sites for 5 dwellings or more, the requests to include two sites for single dwellings are not taken up and the applicants are referred directly to the Planning Department at NEDDC.*
 - (d) The queries raised on the validity of the initial map submitted with the application for the Ashover Parish Neighbourhood Plan, are submitted to NEDDC for comment.*
 - (e) The Steering Group meets again on Tuesday 28/03/2017, having had the opportunity to fully study the detailed responses to the consultation on the Draft Ashover Parish Neighbourhood Plan.*

(f) The Draft Strategic Environmental Assessment is submitted, for a 6 week consultation period, to Natural England, Historic England and the Environment Agency.

267/17 Defibrillators – No further action had been taken.

268/17 Health & Safety – There were no matters raised.

269/17 Section 137 – No requests had been received.

270/17 Training – Cllrs E Willmot, N Early and the Clerk had attended training on 'Law and Good Practice' on 23/02/2017 at Stretton. The Derbyshire Association of Local Councils' (DALC) Spring Seminar would be held on 27/04/2017 and would be attended by the Clerk.

Noted.

271/17 NEDDC – The District/Parish Business Meeting would take place on 29/03/2017 at the District Council Offices.

Noted.

The Clerk left the meeting room during discussion on the following item.

272/17 Annual Report 2016/2017 – Consideration was given to the design, printing and distribution of the Annual Report.

Resolution:

- (i) That design is undertaken at a cost of £250.**
- (ii) That 1,000 copies of the Annual Report are printed and circulated to every household in the parish.**

The Clerk returned to the meeting room.

273/17 Electronic 'Tablets' for Members – Further to Minute 252/13 consideration was given to the provision. An analysis undertaken by Duffield Parish Council in 2012 had been circulated to Members.

Resolution: That the benefits of the proposal are investigated further and reported to the April Parish Council meeting.

(Ashover Parish Council Standing Order 2(v) was suspended [9.30pm] and the meeting continued.)

274/17 Parish Clerk's Report – The report, including DALC circulars, was considered. DALC circular 4/2017 was discussed and in particular item 5 on Neighbourhood Planning i.e.

"5. Neighbourhood Planning Bill update

NALC's Chairman, Cllr Sue Baxter met with Lord Bourne of Aberystwyth, DCLG's minister in the House of Lords. Issues discussed included ensuring that more planning authorities have a Community Infrastructure Levy Scheme in place and for DCLG to provide greater protection for neighbourhood plans and supporting the creation of parish councils to drive neighbourhood planning. DALC Circular 03/2017 Page 3 of 4 In response, the minister has asked us to provide him with further information:

- a) Examples where neighbourhood plans have been ignored by the planning authority or decisions taken contrary to policies set out in the Plan*
- b) Instances where principal councils have been unhelpful or resistant to the creation of new councils. Please forward any examples with relevant evidence to the DALC office."*

Resolution:

- (i) That the report including DALC circulars is received.**
- (ii) That a response is given regarding a request for information relating to Neighbourhood Plans.**

275/17 Councillor Audit – The quarterly Parish Councillor Audit had taken place on 16/03/2017 with no matters arising.

Noted.

276/17 Financial Report – A budget appraisal, printed report on the computerised accounts detailing account balances, cheques issued and cheques received was received.

DATE	CHEQUE NO.	PAYEE	GOODS/SERVICE	TOTAL (£)
03/02/2017	4025/4026	Employees	Salaries	1912.18
03/02/2017	4027	NEDDC	Dog Bin Servicing	486.72
03/02/2017	4028	WG Pollard	Timed locks on WC	4233.14
03/02/2017	4029	Viking Direct	Supplies	480.10
03/02/2017	4030	Viking Direct	Ink Cartridge	27.44
03/02/2017	DD	NEST	Pension Contrib	67.58
15/02/2017	DD	EON	Pavilion electricity	28.00
20/02/2017	DD	British Gas	Pavilion Gas	83.00
21/02/2017	4031	L Stephenson	MMA work on ROW	675.00
21/02/2017	4032	GE Willmot	Gritting & bin fills	1198.80
21/02/2017	4033	L Asher	Seat installation	79.80
21/02/2017	4034	BRM Solicitors	Legal advice	540.00
21/02/2017	4035	Screwfix	Tree Gp equip	24.57
21/02/2017	4036	WM Print Works	Newsletter 3	67.00
21/02/2017	4037	STWA	Allotment Water	38.36

Resolution: *That the Financial Report is received.*

277/17 Cheques for Signature – Details of cheques signed by authorised Councillors were received together with cheques for signature.

Resolution: *That cheques signed by authorised Councillors be confirmed and cheques put forward signed.*

278/17 Confidential Items

Resolution: *That in view of the confidential nature of the business about to be transacted, the press and public were excluded from the meeting during discussions on items relating to employee terms and conditions and Shared Access, possibly prior to the early stages of a dispute, in accordance with the Public Bodies (Admissions to Meetings) Act 1960, s1.*

279/17 Employees - A review of an employee job description and hours had taken place and agreed with the employee. The annual review of salaries in accordance with Contracts of Employment was considered taking into account the current National Living Wage and current inflation, retail and consumer price indices.

Resolution:

- (i) *That the Parish Lengthman's job description is amended and hours reduced to 10 hours per week as agreed with the employee.*
- (ii) *That the Parish Clerk is delegated authority to approve any additional working hours by the Parish Lengthman at the basic rate.*
- (iii) *That the Parish Lengthman/Caretaker salaries are increased to the Living Wage i.e. £7.50 per hour with effect from 01/04/2017.*
- (iv) *That the Parish Clerk's salary is increased by 3.2% with effect from 01/04/2017.*

Cllr E Willmot left the meeting room and did not take part in any discussion on the following item and Cllr R Fidler took the Chair.

280/17 Shared Access – Documentation intended for Ashover Parish Council had been given to a member of the public by Shared Access and this had led to confusion and misinformation.

Resolution: *That Ashover Parish Council does not proceed further with any proposal to site a mast on or adjacent to the hard courts/playing field on Milken Lane, Ashover and that Shared Access is notified accordingly.*

THE MEETING CLOSED AT 9.50PM