

ALDERWASLEY PARISH COUNCIL

Minutes of the Annual Meeting of the Parish Council held on Tuesday 21 May 2019 in St Margaret's Hall, Alderwasley

Present: Mrs H Wordley in the Chair, Mr D Deaville, Mr K MacArthur, Mr K Matkin, Mr H Oulton, Mrs R Spendlove and Clerk

1/19 Election of Chairman

Mrs Wordley was duly elected as Chairman and signed an acceptance of office

2/19 Election of Vice Chairman

Mr MacArthur was duly elected as Vice Chairman and signed an acceptance of office

3/19 Councillor Acceptance of Office

Councillors Deaville, Matkin, MacArthur, Oulton, Spendlove and Wordley duly signed an acceptance of office

4/19 Apologies for Absence

None

5/19 Declarations of Members' Interests

None

6/19 Public Speaking

Councillor Taylor reported that following the local elections there had been a change of administration at AVBC. He also said he had been voted as DCC's Councillor of the year

7/19 Minutes of the meeting held on 19 March 2019

RESOLVED to approve the minutes of the meeting held on 19 March 2019 and they were signed by the Chair as a true record.

8/19 Consideration of Planning Applications

(a)AVA/2019/0268 - Lawful development certificate for the siting of 30 static caravans for permanent residential occupation and 30 static caravans for 12month holiday occupation at Haytop Farm Caravan Site, Alderwasley Park

RESOLVED to make the following comments on this application

APC see this application within the context of a series, aiming to bring permanent residential status to the site, which it has never had before.

From the application form we make certain observations:

4. DESCRIPTION OF PROPOSAL: Does the proposal consist of, or include the carrying out of building or other operations? Yes **No** - this answer (no) is obviously incorrect.

Does the proposal consist of or include a change of use of land or buildings
Yes No

In his introduction 1.5 the applicant states "confirm the site has the appropriate planning permission(s) in place to operate as a caravan park which accommodate twin unit lodges."

If he considers that he has the permission, why request a change of use. Does he want it both ways or which way?

Has the proposal been started? Yes No (unanswered)

Surely this application is incomplete.

Signed.....

Date.....

6. CAN THE SITE BE VIEWED FROM A PUBLIC ROAD, PUBLIC FOOTPATH, BRIDLEWAY OR OTHER PUBLIC LAND Yes No

This answer is blatantly incorrect!

7. PRE-APPLICATION ADVICE. HAS ASSISTANCE OR PRIOR ADVICE BEEN SOUGHT FROM THE LPA ABOUT THIS APPLICATION? Yes No

Ref: meeting 27/9/17 background and related site history

Ref: introductory submission. Para.2 "an attempt to resolve ongoing issues that have been discussed with AVBC...."

Ref: main assessment (type of unit) 3.9 "there has been much discussion between the applicant and AVBC"

APC would suggest that any application form which is either incomplete or blatantly incorrect should either be refused or returned for completion/correction.

This statement concerning contrasting interpretations of legal issues between the applicant and AVBC seems optimistically hopeful when quoting from the application "to site 30 caravans for any purpose including sole or main residence - 30 for "seasonal" use, any type of caravan and any colour or material, anywhere on the site (apart from the central green).

APC would question why, if an applicant were to apply to build a £2 million house on the site he could be restricted as to exactly where it stood and its basic materials be held in question. Is it possible to apply for a CLOPUD with such apparent lack of detail/control?

The applicant's introduction also states in 1.5 "A proposed layout is also submitted as part of this application and this provides context for this application, but we are not at this stage seeking reference to the layout on the certificate."

APC would ask what exactly the CLOPUD will grant and what it will control? We believe that under current planning law, should the LPA grant a CLOPUD, it would, in effect, negate existing enforcement notices such that action on them could not be effectively carried out.

According to some technical data on the issuing of CLOPUDs we find that - as the LPA - "we need not consider any proposal which does not include specific details of what it intends or answer general questions on what could be undertaken on the land or what is lawful...."

As there still are so many issues outstanding regarding drainage, pollution of various types - including light, ecology, knock-on impact on local infrastructure - both from this application as well as previous ones, we cannot see how, technically, this application could possibly be granted.

The site in question lies within the DVMWHS. It is directly adjacent to a triple SSSI, and its landscape has already been devastated. Numerous agencies, organisations and individuals have expressed their deep concerns on 1) the proposals directly and 2) the many unanswered questions concerning them and the potentially disastrous outcome of the same.

We submit that this site, as part of the World Heritage corridor, is such a vital and sensitive part of our environment, our culture, our history and our future that it must be protected from the type of insensitive and damaging development proposed.

Its status is such that we believe it conceivable that when the full facts of this case become more widely known, powers may be brought to bear which will surpass planning technicalities and legal definitions and preserve this most beautiful part of Derbyshire, for the UK and the world.

Signed.....

Date.....

How can you have a CLOPUD where trees covered by a TPO were illegally taken down and a fine served to make way for these buildings which are now called permitted development?

APC oppose this CLOPUD application

(b) AVA/2018/1093 - redevelopment of a petrol station site for commercial purposes including the provision of a new secure store and workshop building at Fountain Garage, Derby Road, Whatstandwell

RESOLVED to make no comments on this application

9/19 Clerk's report

(a) Annual inspection of the old Hall Site

The annual inspection of the site was carried out. All walls and fences were in tact. Chains and padlocks had been added to the two gates and were secure

(b) Council Policies/Procedures/Notices

RESOLVED to review and adopt the following

- Data Protection Policy
- Complaints Procedure
- Equal opportunities Policy
- Financial regulations
- Standing orders
- Privacy notices for Cemetery, Staff & Councillors and General
- Document retention and disposal policy
- Press & Media Policy
- Freedom of information
- Vexatious Policy
- Information Security Incident Policy

(c) Council subscriptions 2018/19

RESOLVED to note the Council paid the following subscriptions in the financial year 2018/19

CPRE £36, DALC £158.08

(d) Section 137 payments in 2018/19

Resolved to note £23 was paid to Royal British Legion Poppy Appeal in the financial year 2018/19

(e) Insurance arrangements

RESOLVED to note the arrangements were reviewed in October 2018 and that the Council had entered into a 3 year long term agreement

(f) Asset Register

RESOLVED to review and adopt the asset register

(g) Schedule of meetings 2019/20

RESOLVED to agree a schedule of meetings for the municipal year

(h) Representatives on outside bodies

RESOLVED to appoint Councillors Matkin and Spendlove as the Council's representatives on St Margaret's Hall Management Committee

(i) Planning Sub Committee

RESOLVED to appoint such a committee. Terms of reference to be any 3 members from 6 to meet on the third Tuesday of the alternate month to Full Council meetings if necessary and to be given delegated powers to make comments on any planning applications on behalf of the Council

(j) Data Protection Officer

RESOLVED to continue the appointment of Jayne Cole as the Council's Data Protection Officer and to approve the Local Council Public Advisory Service SLA and direct the Clerk sign the same

(k) Grave Deed

Signed.....

Date.....

RESOLVED to sign a deed for grave number 288

10/19 Derbyshire Association of Local Councils

RESOLVED to note circulars 4 - 6 inclusive

11/19 Finance

(a) RESOLVED to approve the following payments

Chq No	Payee	£
000535	I.C.O	40.00
000536	HMRC	103.40
000537	Staff	513.35
000538	B Wood	39.40
000539	2commune	372.00
000540	LCPAS	150.00

(b) RESOLVED to note the bank reconciliation as at 31 March 2019 showing reserves of £9,646.30

(c) RESOLVED to note the Internal Auditors report for 2018/19

(d) RESOLVED to approve the Annual Governance Statement 2018/19

(e) RESOLVED to approve the Accounting Statements 2018/19

(f) RESOLVED to approve the AGAR exemption certificate 2018/19

12/19 Items for information

RESOLVED to note the following items of information.

(a) Countryside Voice - Spring

(b) Ecclesbourne Express - Spring

(c) Email from PCSO Bennett to report that she is moving to a new crime team in Matlock

(d) DCC - letter from the Leader regarding Derbyshire Climate and Carbon Reduction Manifesto

13/19 Date of next meeting

RESOLVED to hold the next meeting at St Margaret's Hall, Chapel Hill, Alderwasley on 16.7.19 immediately following the 7.30pm annual site inspection of Kennel Wood and the Parish Cemetery

Signed.....

Date.....