

ALDERWASLEY PARISH COUNCIL

Minutes of the Council meeting held on Tuesday 18 January 2022 at 8pm at St Margaret's Hall

Present: Mrs H Wordley in the Chair, Mr D Deaville, Mr K Matkin, Mrs R Spendlove, PCSO Worrall, Cllr Taylor and Clerk

Contents

48/21	Apologies for Absence	443
49/21	Declarations of Members' Interest	443
50/21	Change in Order of Business	443
51/21	Public Speaking.....	443
52/21	Minutes of the meeting held on Tuesday 16 November 2021	444
53/21	Clerk's report	444
	a. Condition of the ceiling and necessary repairs at St Margaret's Hall	444
	b. Appeals Reference No. App/Trn/M1005/8424, The Town And Country Planning Tree Preservation (England) Regulations 2021, Si No.605, Tree Replacement Notice at Woodland at Haytop Farm, Whatstandwell.....	444
	c. Additional Memorial Inscription.....	445
	d. Grounds Maintenance 2022	445
54/21	Consideration of Planning Applications	445
55/21	Dalc.....	446
56/21	Finance.....	446
57/21	Items for Information	446
58/21	Date of Next Meeting.....	446

48/21 Apologies for Absence

Apologies were received and accepted from Councillors MacArthur and Oulton

49/21 Declarations of Members' Interest

Councillors Matkin and Spendlove being the Council's representatives on St Margaret's Hall Management Committee declared an interest in minute number 53/21 (a) and remained in the meeting whilst the item was discussed

50/21 Change in Order of Business

None

51/21 Public Speaking

Councillor Taylor reported that following the Boundary review for Amber Valley his area had increased and would be shared between two Councillors. The total number of AVBC Councillors were to be reduced from 45 to 42 and to take effect in 2023

PCSO Worrall introduced himself, he said he had been in post for 18 months and explained his area and that he covered 17 Parish Councils. He said Alderwasley was the safest area as in terms of crime

Councillor Wordley raised further parking issues on Holly Lane received by email from a Parishioner. She also asked Cllr Taylor to reply to the Parishioner regarding previous complaints on Holly Lane to DCC. PCSO Worrall said it was extremely difficult to prove obstructions, he urged Parishioners to report them exactly at the time an obstruction was taking place and to take photographic evidence of all angles of the obstruction with the date and time digitally recorded on the photograph. He said these could be uploaded to the digi desk at any time

52/21 Minutes of the meeting held on Tuesday 16 November 2021

RESOLVED to approve the minutes of the Council meeting held on 16 November 2021 and they were signed by the Chair as a true record

53/21 Clerk's report

a. Condition of the ceiling and necessary repairs at St Margaret's Hall

Councillor Spendlove reported that she had attended a meeting of the Management Committee and they were still waiting for quotes for the repair work

b. Appeals Reference No. App/Trn/M1005/8424, The Town And Country Planning Tree Preservation (England) Regulations 2021, Si No.605, Tree Replacement Notice at Woodland at Haytop Farm, Whatstandwell

RESOLVED to submit the following comments to the Planning Inspectorate

Alderwasley Parish Council has examined the above appeal and considered it within the context of several years of development both physically and legally on the Haytop site. One of the main issues throughout has been the visual impact of the development within an area (part of a UNESCO WHS buffer zone) which has been adequately described throughout preceding objections and which can be summed up in one word "horrific."

An extensive enquiry was held on 26 - 29 January and 1 - 3 February 2021 under the auspices of C. Sherratt, where the inspector stated Para 9, "I heard at the enquiry that the TRO was to be appealed in as far as it specifies the precise locations of where each tree is to be replanted."

In Paras 105 and 107 the inspector states clearly that the development which has taken place is inconsistent with the 1968 site licence, concluding in Para 109, "... I consider that it has not been demonstrated, on the balance of probability, that the operational development is permitted development. Accordingly, the appeal on ground (C) fails."

In para 112, the inspector stated "I consider that the baseline position for the land identified in Notice 2 is one reflecting the scope of the 1966 planning permission having regard to the constraints of the appeal site prior to the felling of the protected trees and earth re-profiling."

In para 118 the inspector emphasised that "the National Planning Policy Framework (the Framework) is a material consideration in planning decisions. Planning policies and decisions must also reflect relevant international obligations and statutory requirements." - Quoting in para 119: -

Date
Signed

“119. The main issues are the effect of the operational development on:

- a) the setting of Derwent Valley Mills World Heritage site given the location of the appeal site within its buffer zone;
- b) the character or appearance of the Alderwasley conservation area;
- c) the setting of Alderwasley Hall, a grade 2 listed building; and
- d) the character and appearance of the surrounding area designated a Special Landscape Area (SLA).

Alderwasley Parish Council would also like to quote the inspector’s words in para 136 “among the wooded surroundings, your eye is drawn to the site when viewed from across the valley. It appears as a harsh and discordant feature in a sensitive landscape setting“. Alderwasley Parish Council would also wish to emphasise the inspector’s conclusions in para 160 - 166, culminating in para 178 “the TRO cannot be complied with until such time as the land is restored or an alternative layout is agreed having regard to both the requirement to replace trees and the considerations of the 1966 permission.”

Alderwasley Parish Council has used several quotations from the extensive enquiry as they are obviously impartial whereas the opinion of Alderwasley Parish Council may be considered otherwise.

Despite the TRO reference in para 3 of this letter Alderwasley Parish Council would take issue over the wording of our information from Amber Valley Borough Council - “an appeal has been made to the secretary of state against the decision of Amber Valley Borough Council. to issue a T.R N.” Is this a mistake, an ambiguity or pure arrogance?

Alderwasley Parish Council has not changed its opinion since the enquiry and neither apparently have any local residents, including those in Crich, Whatstandwell, Holloway and other local areas.

The facts are that wanton damage was done, and that fines – which all concerned thought inadequate – were paid, but the eyesore needs to be rectified.

Alderwasley Parish Council wish the order to be upheld that trees are reinstated in their original locations and so restore the natural woodland on the hillside to its original state of the early 1980’s

Alderwasley Parish Council fully support Amber Valley Borough Council in their efforts to preserve the character, quality, history and value of this area and hope that their decision will be upheld.

c.Additional Memorial Inscription

RESOLVED to approve the additional inscription of the late Ronald Edward Holgate

d.Grounds Maintenance 2022

RESOLVED to accept the quotation of £1,745 from Gaia Property Services to carry out grounds maintenance for 2022

54/21 Consideration of Planning Applications

None

Date
Signed

55/21 Dalc

RESOLVED to note the November (2), December and January newsletters and for the Clerk to sign the petition to allow remote meetings

56/21 Finance

(a) RESOLVED to note the bank reconciliation as at 16.12.21 showing reserves of £10,130.57

(b) RESOLVED to approve a budget proposal for 2022/23

(c) RESOLVED to set the precept figure at £8,100

57/21 Items for Information

RESOLVED to note the following items

(a) Countryside Voice - Winter issue

(b) Clerks & Councils - November issue

(c) Email from a Parishioner regarding serious parking issue over the Christmas holiday period on Holly Lane

58/21 Date of Next Meeting

RESOLVED to hold the next meeting on 15 March 2022, 8pm