

## **MACKWORTH PARISH COUNCIL**

Minutes of the Meeting held on Monday 22<sup>nd</sup> July 2019 at 7.30pm at All Saints Church, Mackworth Village, Derby.

Present: Cllrs. Bond, Debling, Hanson, Rollinson, Smith, DCC Cllr. Taylor and 9 members of the public.

**1. Apologies:** Cllrs. Orton.

**2. Public participation:**

Agenda-Part 1 Non-exempt information:

At the start of the meeting, a period of time will be made available for members of the public to ask questions or submit comments about Parish Council matters. If the Police Liaison Officer, a County Council or Borough Council Member is in attendance the public will be given the opportunity to raise any relevant matter.

A member of the public reported that nothing had been heard about updating broadband. Clerk informed that Mackworth should be included in the next tranche of work and is going to write for an update. Street signs for Church Lane both sides are loose and missing for Ashbourne Road at the junction of Radbourne Lane. The 40mph sign is missing on the right hand side of Radbourne Lane and similar sign has been flattened on Ashbourne Road by Imperial Commercials. Clerk is to report to highways department. The area around Sal's Diner on Ashbourne Road is a mess, this was to be developed in the future. As AVBC plan has been rejected it is uncertain if this will go ahead. An ash tree halfway down Church Lane is dangerous as the trunk is rotten and on the edge of the pavement, clerk is to speak to Mr. Hibbert. A member of the public is concerned about parked cars on verges of Langley Country Park, overflowing bins in open play area and dog poo bags left at the side of bins. The roads have not been adopted yet and Parish Council are unable to help. The open space areas should be passed onto a management company shortly as the development is finished. A member of the public reported footpath access overgrown from Ashbourne Road and finger post is missing. Cllr. Hanson is to deal with this.

**3. Declarations of members' interests:** None.

**4. To confirm the minutes of the Annual Parish meeting and Parish meeting held on 7<sup>th</sup> May 2019:** These were approved and signed.

**5. Councillor Orton's and Councillor Taylor's report:**

Cllr. Orton has sent her apologies as she has to attend a planning meeting, and has sent the following information:

I would like to encourage the Parish Council to do a neighbourhood plan. Amber Valley have withdrawn their plan you are now very vulnerable to lot of housing the new controlling group have said they would like most of the houses in the West. A plan would also help you secure funding from any further development for facilities as you could point to your plan and show a need. The Chairperson of the neighbourhood plan group in Kirk Langley is happy to talk to you about how they have done theirs if that is a help. Sadly it is difficult to explain everything in an email. I understand you can get funding to help. Please contact me if need to know anything.

Brenda Whittaker who is chair of Kirk Langley neighbourhood Plan steering Group gave the following information regarding a neighbourhood plan:

As AVBC plan has been withdrawn there are no defences without a neighbourhood plan, especially as AVBC wish to develop in the west of the region. There are a variety of tool kits to use online to help with the process. It is important to set up a sub- committee to deal with housing, historical, environment, treasurer, grant applications. Consultants with expertise would be required to help with application and grants are available for this. AVBC have to give material consideration to Neighbourhood plan and it would help with approving planning applications. Brenda left various documents with clerk to help with the process and clerk is to scan and pass on to Councillors.

It was agreed to put this item on next agenda and a specific meeting would be required regarding a neighbourhood plan.

Cllr. Taylor informed Parish that another dog warden and van are to be employed to help monitor problems with dog poo bags left. Alison Richards at DCC has said that it is up to the goodwill of the builder to build a Community hall.

## **6. Planning matters:**

**a. Applications:** Consultation date: 14<sup>th</sup> May 2019

RefVal: TRE/2019/0478

Proposal: T-Cedar remove to ground level due to outgrowing location. T2-ash remove three lowest branches on right hand side of stem due to excessive shade.

Date valid: 14<sup>th</sup> May 2019.

Decision expected: 25<sup>th</sup> June 2019

Applicant: Mr. G. Long, Belper

**b. Appeals:** None.

**c. Decisions:** Decision date: 15<sup>th</sup> May 2019

Ref Val: AVA/2019/0286

Address: Longacre House, Stones Farm, Markeaton Lane.

Proposal: Extension and alteration to existing dwelling within permitted development.

Date registered: 27<sup>th</sup> March 2019

Applicant: Scott Gemmill, Longacre House, Markeaton Lane.

Decision: Permitted.

Decision date: 14<sup>th</sup> May 2019

RefVal: TRE/2019/0478

Address: 84 Ashbourne Road. Mackworth, Derby.

Proposal: T-Cedar remove to ground level due to outgrowing location. T2-ash remove three lowest branches on right hand side of stem due to excessive shade.

Date registered: 14<sup>th</sup> May 2019.

Applicant: Mr. G. Long, Belper

Decision: Permitted

**7. To approve cheques for payment:** It was agreed that the following cheques be paid.

Cheque Number	Payable To	Items	Amount
000747	DALC subscription	Annual sub 2019-2020	250.37
000748	BHIB	Parish Council Insurance due 1/6/19	257.54
000749	DALC	Playground safety course	110.00
000750	DALC	Councillor training course	100.00
000751	Mrs. M. Loydall	Postage £3.50 and computer paper £12	15.50
000752	Mrs. M. Loydall	Salary June and July	569.80
000753	HMRC	PAYE Months 3 and 4	25.60
000754	All Saints Mackworth PCC	Rent of hall 22 <sup>nd</sup> July 2019	20.00
		Total	1348.81

Bank balances: Current account 22/7/19 £3746.82

**8. Items for decision:**

- a. Markeaton Lane traffic.- it was agreed to carry forward to the next meeting.
- b. S106 funding update phase 2 development.- Cllr. Taylor informed us that it is down to the goodwill of the builder if a community room is built, and is hopeful that it will be included in plans for new school.
- c. Condition of open space Langley Country Park Estate- This is still a problem and plans are in place for a management company to be set up with the residents to liaise and agree what is to be done.
- d. Register of interest forms- These have all been completed and returned to AVBC and are available on the website.
- e. Minor maintenance agreement form for 2019/2020- It was agreed that Cllr Bond was going to liaise with footpath officer at AVBC to discuss what can be done on footpaths.
- f. Nomination of Councillors for DALC executive committee- There were no nominations from Mackworth Parish Council for the DALC executive committee.
- g. Public Space protection order re dog fouling, comments to be made.- It was agreed to fill in the dog fouling comments form online supporting a protection order to be used.
- h. Chairman's acceptance of office form to complete- Cllr. Rollinson completed the chair acceptance of office form and Cllrs. Bond, Debling, Hanson and Smith completed acceptance of office forms as members of Parish Council and these will be kept with Parish documents.

## **9. Items for information:**

- a. All DALC circulars have been circulated.
- b. Clerk has updated website.
- c. Clerk has posted cheque to HMRC.
- d. Email from AVBC informing that first half year's Precept of £3700 has been credited to bank account on 23<sup>rd</sup> April 2019.
- e. Cllr. Debling has reported to Cllr. Orton and Sally Price at AVBC poor condition of open space areas at Langley Country Park and concerns as contractors have completed building. This has been forwarded to Phil Thompson at AVBC and Cllr. Orton has suggested filling in and online enforcement order, which clerk has done with photographs attached.
- f. PCSO Paula Bennet has emailed to inform that she is leaving area and moving to new position at Matlock. At the moment there will not be any further meetings and this will be sorted out in due course.
- g. Phil Thompson from enforcement office at AVBC has emailed to inform that he has been in touch with Redrow Homes at Langley Country Park. A maintenance company will be set up in August and the litter bins have been emptied and removed.
- h. Clerk has received a notice from AVBC regarding contacts re graffiti, vandalism, verbal abuse, litter, dog fouling, street drinking and noise and has been put on 4 noticeboards and website.
- i. Clerk has emailed Councillors with register of interest forms to be completed and returned to AVBC after election of Councillors.
- j. Clerk has emailed AVBC code of conduct forms and good Councillors' guide for newly elected Councillors.
- k. Mackworth Parish Council have written to Julian Townsend at AVBC expressing disappointment in not receiving any S106 funds for Bowbridge garage development and asking for a community hall to be included in Phase 2 of Radbourne Lane development. A copy has been sent to head of planning at AVBC, Sarah Brooks, case officer Helen Frith, Cllr. Orton and M.P. Patrick McCloughlin.
- l. Clerk has posted certificate of exemption from limited assurance review to PKF LittleJohn auditors and has proof of postage.
- m. Letter received from DCC re minor maintenance footpath grant for 2018-19. Clerk has emailed to inform that no claim is due. The agreement form for 2019-2020 needs to be discussed at the next Parish meeting.
- n. AVBC have advertised in local paper that Church Lane, Mackworth Village is to be closed Wednesday 29<sup>th</sup> May between 9.30a.m. and 3.30p.m. due to maintenance of the highway.
- o. Clerk has emailed DCC highways to report noisy ironwork at the junction of Jarveys Lane and Ashbourne Road. Ref F573766
- p. Clerk has reported height of hedge at 94 Ashbourne Road which is obstructing vision for vehicles turning right out of Gold Lane to Ashbourne Road This can be tracked Ref F573892

q. Clerk has reported asbestos roof on former cattle shed used as garage which is now empty on Jarveys Lane. Zoe Crockett has replied asking for more information and clerk has spoken to resident and sent following information:

1. The building cannot be seen from Jarveys Lane as it stands behind a brick built structure.
2. The barn conversion properties were developed in 2006 and the timber building concerned was not included in the site and has been slowly collapsing since then.
3. It appears to have originally been a temporary barrack room which was used as a billet at Markeaton Park and was bought after the war and transferred to the site concerned.
4. It is not used and is slowly collapsing and the roof is asbestos and the walls are timber.
5. The surrounding residents are concerned from a health safety point of view as the asbestos fibres would be released if the building collapsed.  
We do not know who owns this building and how to deal with it. Can you let me know if I should be reporting this to environmental health please?

Zoe Crockett has replied and said that as building cannot be seen from road it is part of street scene and anyone entering would be trespassing. She has suggested HSE and Bldg. reg to report as there could be a health and safety issue.

r. Clerk has paid Parish insurance renewal of £257.54 which is due 1<sup>st</sup> June 2019.

s. Email from AVBC informing that they are going to withdraw the Submission Local Plan.

t. Email re DALC nomination form for councillors to DALC executive committee.

u.. Clerk has returned minor maintenance agreement form to AVBC for 2019/2020 and informed that Mackworth Parish Council would like to participate in the scheme. The total allocated for the Parish is £385.

v. Clerk has been informed by resident of white van mounting the pavement and damaging property next to garden centre on Markeaton Lane on Wednesday 29<sup>th</sup> May late at night. There is a recording of the incident on CCTV from the garden centre which is going to be given to Police, and the local Police are aware of the incident.

w. Clerk has contacted Environmental health department at AVBC and informed of poor condition of building in field on Jarveys Lane. This was formally a barracks room and has timber frame and asbestos roof. They are going to inspect the building and will find the owner if necessary to deal with it, and will report back.

x. Email from PKF Littlejohn confirming receipt of certificate of exemption for audit for 2018/19.

y. Letter received from Julian Townsend at AVBC re S106 funding pointing out that funds provided to Kirk Langley could only be used for specific open spaces and there is no policy to provide a village hall. ACBV are waiting for an update from the developers regarding providing community space in new school.

z. Clerk has emailed letter to Julian Townsend asking to be kept aware of any discussions being held with developers regarding the planning of school and community room.

a-1. Cllr. Smith is going to attend a playground inspection course which is going to be run by DALC.

b-1 . Cllr. Debling has forwarded photos of fallen tree on footpath from Skitteridge wood which has damaged wall. Clerk is to report to the agents and ask them to do risk assessment and ensure Phase 2 houses are not built too close to the boundary.

c-1. Cllrs. Debling and Smith are to attend a Councillor training course at Willington on 2<sup>nd</sup> September.

d-1 Clerk has posted following documents on website and noticeboards as required by the accounts and Audit Regulations 2015:

1. Certificate of exemption
2. Annual internal Report 2018/19 page 4
3. Section1 Annual Governance statement 2018/19 page 5
4. Section 2 accounting statements 2018/19 page 6
5. Analysis of variances
6. Bank reconciliation
7. Notice of the period for the exercise of public rights and other information required by Regulation15(2), accounts and audit regulations 2015

e-1. Clerk has written to Paul Allen at Bidwells informing of tree that has come down in Skitteridge Wood and damaged wall on Langley Country Park Estate. Also asking if there is an annual safety check as there is a public footpath through and adjacent to wood, and as phase 2 is to be developed it is important that these properties are not built too close to wood. It would be advisable to ask developers to include inspection and maintenance of wood to be included in S106 funding. This information has been forwarded to Helen Frith, planning officer at AVBC.

f-1. Helen Frith AVBC planning and Paul Allen from Bidwells have acknowledged email re fallen tree and are looking in to it.

g-1. Clerk has emailed David Taylor at DCC the dates of the next 3 Parish Council meetings and asked him to let Council know if he is unable to attend. The agenda will be sent to him in advance. He has replied and informed clerk that he will try to attend as many meetings as possible.

h-1. Cllr. Orton has emailed to inform that the planning meeting regarding the Phase 2 development will be in September at the earliest. Helen Frith from AVBC is negotiating with developers to include a community room with the school.

i-1. Email from University of Derby to complete Civic Survey to find out needs of local community.

j-1. AVBC consultation re Public Spaces protection order re dog fouling:

- a. to immediately remove any of the dog's faeces from public areas;
- b. in public areas, to show they have suitable means in their possession for cleaning up dog faeces, e.g. a suitable bag;
- c. to keep the dog on a lead in cemeteries and burial grounds;
- d. to prevent it from entering or remaining in children's play areas within parks and open spaces.

Any person found, by an authorised person, to be in breach of these requirements will commit an offence and could be dealt with either by way of a Fixed Penalty Notice or prosecution in the magistrate's court. Any comments to be made by 2<sup>nd</sup> August 2019.

k-1 Email from highways department informing that A38 from Toyota island to Kingsway island to be closed overnight between September and December for essential maintenance scheme.

l-1. Email from AVBC confirming that Parish Councillors' declaration of interest forms are complete and have now been published on website.

m-1. Letter from AVBC informing that uncontested election costs are £120.25 and an invoice will be sent in due course.

10. Items for next agenda.

- a. Markeaton Lane traffic.
- b. S106 funding update phase 2 development.
- c. Neighbourhood plan.

11. Date of next meeting. The dates have been agreed of the next two Parish meetings :

Monday 16<sup>th</sup> September.

Monday 11<sup>th</sup> November.

Signed.....M. Rollinson.....Date...16<sup>th</sup> September 2019