

**Hemyock Parish Council Monthly Meeting**  
**held in the Forbes Lounge at 7.30pm on 6<sup>th</sup> February 2013**

Please note the numbering is as per agenda.

<b>Subject</b>	<b>Action</b>
<p><b><u>Present</u></b>            Mrs H Stallard (Chair), Mr I McCulloch, Mr T Barton, Mr R Brooke, Mr R Calcraft, Mr S Clist, Mr J Edwards, Mr R Hart, Mr S Major, Mr L Povah, Mr R Radford (County Councillor), Mr F Rosamond (District Councillor), Mrs D Evans (Parish Clerk), PC Jeff Howley for item 3, and 18 members of the public.</p> <p><b><u>Apologies</u></b> None.</p>	
<p><b><u>3. Shooting on Hemyock Common – (part 1)</u></b>            PC Jeff Howley included at this point an update on recent crimes in the area.</p> <p>A male was seen attempting to sell cheap chainsaws from the back of a van in Hemyock. Although the police were unable to locate the vehicle, they would encourage people to report any further sightings of suspicious vehicles in the area. The power tools are likely to be substandard and dangerous and, therefore, Trading Standards also have an interest in any cases reported.</p> <p>A resident living near to Hemyock Primary School has complained about parents parking on the pavements and causing damage. The police are currently working with the school to find a solution to the parking problems and will monitor the situation.</p> <p>The police were called to Hemyock following a minor traffic collision, whereby the offending vehicle did not stop. The vehicle was located and the driver arrested following a positive breath test for alcohol.</p> <p>3.1 <u>Update PC Jeff Howley</u>            A member of the public has made a complaint to the police about persons shooting illegally on the common. In 2000 the CROW Act (Countryside and Rights Of Way) came into force to provide public access to certain types of land. Its intention was not to prevent people from continuing activities which they had done previously on a common. However, it may be that as a result of this act the council is required to formally apply for and /or grant certain permissions and/or request certain restrictions under the Act for the use of the commons.</p>	
<p><b><u>1. Public Questions</u></b></p> <p>1.1 <u>Hedgerows</u>            A member of the public raised the issue of overgrown hedgerows encroaching onto roads. It is the responsibility of the landowner to ensure hedges are trimmed back at the appropriate time of year. The council agreed it was necessary to have a standard policy/letter for dealing with such issues. Mr McCulloch will draft an outline policy/letter and it will be discussed at next meeting.</p> <p>1.2 <u>Code of Conduct</u>            A member of the public requested a copy of the council's code of conduct. Member of the public to provide clerk with email address and clerk will forward copy of the Code of Conduct adopted by the council in August 2012. Clerk will arrange to put Code onto village website.</p> <p>1.3 <u>Neighbourhood Plan</u>            A member of the public asked whether the council was going to produce a neighbourhood plan. The Council decided at the December meeting not to proceed with a neighbourhood plan. However, the council has allocated a sum of money next year (2013/14) for a parish consultation in order to discuss the possibility of producing a Parish Plan. It was agreed the council would arrange an open meeting to gauge interest and feeling in the village.</p>	<p>IM</p> <p>Clerk</p>

<p>1.4 <u>Request for shooting rights on Hemyock &amp; Shuttleton Common</u> A member of the public has requested that the council grant the individual shooting rights on the commons. The council agreed to discuss this later in the agenda under item 3.2.</p>	
<p>2. The chairman welcomed everyone and congratulated the newly elected councillor Mr Tim Barton. A vote of thanks was made to the other candidate Mr David Venn, for standing for election and to the parish for turning out to vote. Mr Barton completed and signed his ‘declaration of acceptance of office of Parish Councillor’.</p>	
<p>4. <u>Consider any dispensation requests</u> No dispensation requests were received. The clerk confirmed there was a dispensation in place to allow Mr Brooke to participate and discuss matters relating to item 18, Garages Youth Project.</p>	
<p>5. <u>Minutes from Previous Meetings</u> <b>PROPOSAL:</b> The Council minutes of the 5<sup>th</sup> &amp; 12<sup>th</sup> December and 16<sup>th</sup> January be approved, subject to the following amendments:- minutes of 12<sup>th</sup> December - item 2.1 should read ‘planning application 12/1498/OUT’.</p> <p><b>PROPOSED:</b> Mr McCulloch <b>SECONDED:</b> Mr Povah <b>DECISION:</b> passed</p> <p>Mr Major asked that item 22.2 be added back to the agenda for next month to discuss the matter further.</p>	Clerk
<p>3. <u>Shooting on Hemyock Common – (part 2)</u> 3.2 Update from Mr Povah Mr Povah has contacted DCC and there are no shooting rights registered on the Commons Register. It has become apparent after an update from PC Howley and some research completed by a member of the public that the council may be inadvertently in breach of various Acts. The law is very complex and the subject needs further investigation as a matter of urgency. The clerk was asked to investigate the council’s legal position, insurance liability and what action the council needs to take to ensure it complies with the relevant law. The council will then need to hold an open meeting where all interested parties can attend and raise issues/concerns.</p>	Clerk
<p>6. <u>Matters arising from previous minutes not on current agenda</u> 6.1 <u>Assets Of Community Value</u> Councillors were unclear of the implications of adding a particular asset to the register. Clerk to investigate the scheme further and report back at next meeting. 6.2 <u>Benches</u> – Mr McCulloch to carry forward 6.3 <u>Village Questionnaire</u> – Chair to carry forward 6.4 <u>NALC Code of Conduct</u> – Mr Clist to carry forward 6.5 <u>BH Annual Event</u> – Mr Clist continues to explore the possibility of holding such an event. He will create a small sub committee to look at the feasibility of such an event. 6.6 <u>Longmead Expenses</u> - Mr McCulloch will report back at the April meeting after Longmead’s financial year end. 6.7 <u>Fixed Asset Register/Insurance Review</u> – Clerk to carry forward 6.8 <u>Use of noticeboards</u> <b>PROPOSAL:</b> that the council noticeboards are only used by the council for council-related business.</p> <p><b>PROPOSED:</b> Mrs Stallard <b>SECONDED:</b> Mr Major <b>DECISION:</b> passed</p>	Clerk  IM Chair SC  IM  Clerk

<p><b>7. <u>District Council Report</u></b>  District Councillor Mr Frank Rosamond gave an update.  Budgets continue to be squeezed. The impact locally is not yet known but MDDC are reviewing services they currently provide such as the provision of public conveniences, grass cutting, and play area maintenance. The recent snow disrupted many refuse/recycling collections but normal service should now have resumed.</p>	
<p><b>8. <u>County Council Report</u></b>  County Councillor Mr Ray Radford gave an update.  Spar footpath - Mr Radford has a site visit planned for Tuesday 12<sup>th</sup> to look at the planned footpath by the Spar.  Youth Garages Project – Mr Radford confirmed that Stuart Shires, County Solicitor was happy in principle to transfer the grant from the Healthy Living Centre to the Youth Garages Project. They may require some extension to the lease.  Storm/flood damage – The damage to roads in the region is estimated to be approximately £10m. A £3m grant has been secured from government and DCC is hoping to receive a further grant from the government. Mr Radford will investigate whether there are any plans to downgrade country lanes as part of any cost cutting exercise.</p>	
<p><b>9. <u>Planning</u></b>  Applications received for:-  9.1 12/01778/FULL – erection of porch at Rigglesfoot, Hemyock</p> <p><b>PROPOSAL:</b> to support the application.</p> <p><b>PROPOSED:</b> Mr Edwards  <b>SECONDED:</b> Mr Barton  <b>DECISION:</b> passed. The council supported this application with no further comment</p> <p>9.2 12/01748/FULL – erection of single-storey extension at Beaufort Court, Fore Street, Hemyock</p> <p><b>PROPOSAL:</b> to support the application.</p> <p><b>PROPOSED:</b> Mr Major  <b>SECONDED:</b> Mr Hart  <b>DECISION:</b> passed. The council supported this application with no further comment</p> <p>Approval received for:-  9.3 12/01424/FULL Conversion, alterations and rebuilding at Woodside, Blackdown Hill Road, Hemyock  9.4 12/01428/FULL erection of first floor extension at Fourways Cottage, Hemyock</p> <p>Agricultural/Forestry Prior Approval Acceptance for:-  9.5 12/01688/PNAG – erection of roof to provide covered yard at Parkfields Farm, Hemyock</p> <p>Listed Building Consent received for:  9.6 12/01425/LBC – conversion, alterations and rebuilding at Woodside, Blackdown Hill Road, Hemyock</p> <p>Tree Preservation Order consent received for:-  9.7 12/01607/TPO – coppice works to ash trees at 6 Higher Mead, Hemyock</p> <p><b><u>Other Planning</u></b>  MDDC have asked for feedback on latest parking provision in new developments. Mr Major will respond on the council’s behalf. Clerk will re-circulate consultation document and councillors to pass any feedback to Mr Major.</p>	<p>Clerk</p>

## 10. Finance

10.1 The meeting was updated on the following financial matters:

### Income

1. £0.26 Interest P3 a/c
2. £0.04 Interest g/f a/c
3. £0.85 Interest 14 day a/c
4. £58.34 Pring & Son – Interment fees in the name of Persey
5. £88.97 A G Real & Son – memorial in name of Worrall
6. £0.88 Interest 14 day a/c
7. £0.04 Interest g/f a/c

### Expenditure

1. £6.60 Wasteology – cemetery green waste
2. £25.00 Mr J Andrew – Christmas competition winner – 1st
3. £15.00 Mrs A Kingston - Christmas competition winner – 2<sup>nd</sup>
4. £20 SPS Hair Design - Christmas competition winner – Business Winner
5. £37.38 Hemyock Parish Hall – room hire £25 HPC, £12.38 CLT Dec
6. £1,150.65 Mrs D Evans – Clerk’s wages Dec & Jan, expenses, holiday pay 2012
7. £30 Mr I Pike – Cemetery Maintenance.

**PROPOSAL:** that all income is agreed and the above cheques/payments are paid/agreed.

**PROPOSED:** Mr Povah

**SECONDED:** Mr Calcraft

**DECISION:** passed.

### Other Finance

10.2 The Youth Garages Project accumulated some funds from various fund raising events. This money was held in an account which has now been closed by the provider. The cheque needs to be banked and held until the Youth Garages Project has set up a committee and appropriate bank accounts.

**PROPOSAL:** Hemyock Council bank the money and hold it on behalf of the Youth Garages project.

**PROPOSED:** Mrs Stallard

**SECONDED:** Mr Major

**DECISION:** passed.

10.3 The police will be holding a community day on 27<sup>th</sup> February and have booked the Forbes lounge for 3 hours. They have asked the council to pay for the room hire.

**PROPOSAL:** Council to pay room hire when police hold a community day on 27<sup>th</sup> February for approx. 3 hours – cost £16.50 approximately

**PROPOSED:** Mr Brooke

**SECONDED:** Mr Povah

**DECISION:** passed.

Clerk will look at available interest rates for the various accounts.

Clerk

## 11. Clerk Update

### 11.1 TAP Fund

The clerk has received all the information to enable an application to be completed and will

Clerk

<p>submit application week commencing 11<sup>th</sup> February.</p> <p>11.2 <u>Bus Shelter</u> Clerk to circulate pictures of bus shelters available. Chair will liaise with DCC over the siting of the bus shelter when meeting with DCC on 12<sup>th</sup> February reference Spar footpath. Council will need to liaise with occupants of neighbouring properties and canvass opinion on whether a bus shelter is required in the village.</p> <p>11.3 <u>Parish Pump</u> Clerk has established that £150 donation to the Pump each year is sufficient but £200 would be welcomed. Clerk to pass to Finance Committee to review.</p>	<p>Chair</p> <p>Clerk</p>
<p><b>12. <u>Public Question Time</u></b> Public question time will remain as now (20 minutes maximum, 3 minutes each question). The council will attempt to answer any questions on the night if possible or will confirm what action the council will take in order to respond. Members of the public are requested to put their questions in advance of the meeting where possible. Clerk to produce Standing Orders which will formalise meeting procedures.</p>	<p>Clerk</p>
<p><b>13. <u>Electronic Planning Applications</u></b> It was agreed that to receive electronic planning applications would be problematic for the council and would have significant cost implications. Clerk to feedback to MDDC.</p>	<p>Clerk</p>
<p><b>14. <u>Highways</u></b></p> <p>14.1 <u>Virtual Path</u> Mr Redwood is not happy with the council's original proposals for traffic calming. However, as an interim measure, Mr Redwood is happy for the hedge to be cut back and a fence erected. <b>PROPOSAL:</b> Mr Povah to obtain 3 quotes for this work and report back to council.  <b>PROPOSED:</b> Mr Povah <b>SECONDED:</b> Mr Hart <b>DECISION:</b> passed.</p> <p>14.2 <u>Dropped Kerbs</u> Clerk will chase DCC.</p> <p>14.3 <u>Road Markings by Surgery</u> Clerk to carry forward</p> <p>14.4 <u>Leat behind Redwoods</u> – Chair to carry forward</p> <p>14.5 <u>Pencross Layby</u> – agreed no further action at present</p> <p>14.6 Ditch maintenance needed and warning bollards knocked over on left hand side beyond Ashculme Crossroads at top of Combe Hill. Clerk to report.</p> <p>14.7 Several bad pot holes by Thorne Park Road. Clerk to report.</p> <p>14.8 Blocked drain at New Barn, Culm Davy. Clerk to report.</p>	<p>Clerk</p> <p>Clerk</p> <p>Chair</p> <p>Clerk</p> <p>Clerk</p> <p>Clerk</p>
<p><b>15. <u>Cemetery</u></b></p> <p>15.1 A wooden seat has been wrongly located. Mr Hart and Mr McCulloch will visit cemetery and investigate. Mr McCulloch will contact Mrs Kingston for further information.</p> <p>15.2 <u>Levelling of Graves</u> Mr McCulloch and Clerk will visit cemetery to assess the problem of graves which have yet to be levelled. Clerk will add subject on to annual clerks' meeting agenda in March.</p>	<p>RH/IM</p> <p>IM</p> <p>IM/Clerk</p> <p>Clerk</p>
<p><b>16. <u>Footpaths</u></b> Footpath surveys are due to be completed week commencing 11<sup>th</sup> February. The P3 monies should be received in March.</p>	
<p><b>17. <u>Culm Valley Trail</u></b> Nothing to report.</p>	
<p><b>18. <u>Garages Youth Project</u></b> Mr Radford confirmed earlier in meeting that DCC have agreed to transfer the grant to HPC subject</p>	

<p>to some extension to the lease. Council felt that no material changes had been made regarding the proposed project. It may already be possible to extend the lease after 25 years.  <b>PROPOSAL:</b> Clerk to write to DCC challenging the need for a lease extension.  <b>PROPOSED:</b> Mr Povah  <b>SECONDED:</b> Mr McCulloch  <b>DECISION:</b> passed.</p>	Clerk
<p><b>19. <u>CLT</u></b>  19.1 The following report was received from Neil Punnett, CLT.  Over the past month the CLT has:</p> <ul style="list-style-type: none"> <li>• issued its first Newsletter to members</li> <li>• produced a register of expressions of interest in affordable homes in Hemyock which now numbers 29 entries</li> <li>• worked with Mid Devon District Council officers to explain the aims of the CLT and to provide further information as requested by the housing and planning departments</li> <li>• directors of the CLT have met with Steve Watson from Somerset, Dorset &amp; Devon CLT Project and Rob Aspray of Hastoe Housing Association in order to discuss a draft Lettings Allocation Policy for the proposed Culmstock Road affordable homes. Agreement is expected to be reached soon.</li> </ul> <p>19.2 Summary Update from Mr Povah &amp; Mr Major. It was intended that a summary of events would be published showing the history of the decisions made by the CLT. This has now been dropped as it is after the event and no longer necessary.</p> <p>19.3 Planning Application was granted at MDDC Planning meeting today, 6<sup>th</sup> February. The planning committee voted unanimously in favour. Council agreed that MDDC should be congratulated on its thorough and rigorous process. MDDC interviewed all the persons who expressed an interest in the housing. Applicants currently total 32.</p>	
<p><b>20. <u>Correspondence</u></b>  20.1 Parish Matters noted.  20.2 BHPN – TTH (see 22: PR) questionnaire needs completing. Clerk will circulate and councillors to complete.  20.3 DCC Travelling in Winter brochure noted. Clerk to scan on to village website.  20.4 South West Water – 25 year vision noted and passed to Mr Barton  20.5 BSG – thank you letter noted. Letter requesting continued support noted. BSG will attend March’s council meeting  20.6 CPRE/MVF best kept village competition noted. Council will not enter this year. Clerk to add to PR to see if anyone would like to take this forward next year.  20.7 MDDC Local Plan 3 submitted to Secretary of State noted.  20.8 BH Transition Group – Council has been allocated a tree to plant in the village. Mr Clist to liaise with BH transition group.  20.9 <u>Flooding</u>  /20.10 HPC need to be more proactive about maintenance issues in the village which could help prevent flooding. Chair will gather information when she meets with DCC on 12<sup>th</sup> February and report back.  20.11 Unite &amp; Age Concern – rural support campaign noted.  20.12 Hemyock Cricket Club – request for financial support to help maintain ground. Referred to finance committee for consideration.  20.13 Letter from parishioner asking a series of questions about the Mid Devon Local Development Framework, Development Management Development Plan Document, Issues and Options Questionnaire the council completed in 2011. Clerk to write to parishioner explaining the views expressed in survey were a broad overview of the district and not Hemyock specific.  20.14 <u>Rural Crime</u>  Mr McCulloch attended an open day seminar and provided councillors with leaflets and property marking pen.</p>	Clerk Clerk Clerk Clerk SC Chair Clerk

<b>21. Chairman's Business</b>	
21.1 The wall at Higher Millhayes has been repaired but to a poor standard. Clerk to report.	Clerk
21.2 Wall on pathway from Station Road to Hollingarth in state of disrepair. Clerk to report.	Clerk
<b>22. PR</b>	
The Council requested PR on the following topics:	
<ul style="list-style-type: none"> <li>• Best kept village competition for next year</li> </ul>	Clerk
<ul style="list-style-type: none"> <li>• Litter picking: more volunteers wanted</li> </ul>	Clerk
<ul style="list-style-type: none"> <li>• The Blackdown Hills Parish Network Traffic Transport and Highways Action Group (BHPN TTH) questionnaire to be completed.</li> </ul>	Clerk
<b>23. Date of the Next Meeting.</b> Wednesday 6 <sup>th</sup> March 2013 at 7.30pm Forbes Lounge	

Meeting closed at 10.55pm

*Signed*.....*Date*.....