

**MINUTES OF THE MEETING OF NEWTON & NOSS PARISH COUNCIL**  
**Held on 10th September 2009**

PRESENT Mr. Young Mr. Carter Mr. Cooper Mr. Taylor Mr. Hussell  
( Chairman)  
Mrs. Hinchliffe Mr. Stitson Mr. Tubb  
ALSO Mrs McDonough Mrs. Eschbaecher  
PRESENT (Clerk)  
6 parishioners were present for part of the Meeting

**OPEN FORUM**

A minutes silence was held in the memory of Councillor Cooper's late husband, Roger Cooper.

**Storage facilities** -a representative from the Reading Room outlined storage facilities which could be made available for the Parish Council and thanked the Parish Council for contributions made to date.

**Housing development**-a local landowner enquired into the position regarding a meeting to discuss potential development on his land. The landowner was advised that this would be reviewed.

**Street sweeping**-a suggestion made for increased provision of cleaning/sweeping in conjunction with other parish/es aside from that provided by South Hams District Council/Devon County Council was discussed. It was agreed the Clerk would obtain further details and the additional costs involved but the Parish Council would not commit at this stage.

**POLICE REPORT**

Apologies for absence had been received from PC Nolan and PCSO Lawrence. The following crimes had been reported since the July meeting:

1. Overnight between Sunday 26<sup>th</sup> July- Monday 27<sup>th</sup> July 2009, a vehicle parked in the narrows at Butts Park was damaged.
2. Between Monday 20<sup>th</sup> July - Saturday 25<sup>th</sup> July 2009, a large wooden gate valued at £500 to the rear of a property in Yealm Road was stolen.
3. Between Friday 31<sup>st</sup> July - 2<sup>nd</sup> August 2009, the sign displaying the house number was stolen from the garden of a property in Perches Close.
4. Between Sunday 27<sup>th</sup> July - Monday 3<sup>rd</sup> August 2009, a small dinghy was stolen from the pontoon on the River Yealm.
5. Overnight between Wednesday 12<sup>th</sup> August - Thursday 13<sup>th</sup> August 2009, the front registration of a vehicle parked in Yealm Road was stolen.
6. Overnight between Saturday 15<sup>th</sup> August - Sunday 16<sup>th</sup> August 2009, a vehicle parked opposite the church in Stoke Road, Noss Mayo, had 3 x posters with the words ' where you are parked you are obstructing farm traffic' glued to the driver's door, and the front and rear windscreen. The signs when removed caused damage to the vehicle.
7. Overnight between Friday 28<sup>th</sup> August - Saturday 29<sup>th</sup> August 2009, a dinghy was stolen from the private jetty of a property in Yealm Road.

**158/09 APOLOGIES FOR ABSENCE** – Reasons for absence were noted from Mr. Buckland, Cllr Cooper and Mr. Matthews. Mr. Brown was absent – the reason was not stated.

**159/09 MINUTES** – The Minutes of the August Meeting were confirmed and signed as a correct record.

**160/09 INTERESTS TO BE DECLARED**

Members were invited to declare interests in the items for discussion during the course of the Meeting- Mr. Tubb and Mr. Carter declared an interest by virtue of being Trustees of the Reading Room and Mr. Hussell as a member of the Reading Room.

**161/09 COUNTY and DISTRICT COUNCILS**

**161.1 Locality Budget.** The details of the grant being offered were outlined. It was agreed that there was a need to tidy up boat storage at Noss Hard. **Mr. Stitson** would look into the design and cost of a boat rack and discuss the matter further with Cllr Mumford. **Agenda October**

**161.2 Collaton-Butts Park Link –**

- i) The Meeting with South Devon Coastal Local Action Group on 3 September had been postponed.
- ii) The terms of the draft permissive agreement and negotiations entered in to between the landowner and Devon County Council were discussed and in particular the ongoing expense of hedge cutting. It was hoped that terms could be agreed with the landowner. Devon County Council would be responsible for the base of the path.

1/09/09.....Chairman

**Mr. Matthews** had offered to look through the terms of the draft permissive agreement. RESOLVED: The Parish Council would accept responsibility for ongoing hedge cutting and maintenance of the fencing and four field gates. ( Vote :unanimous)

iii) The issue of satisfying the Planning Conditions as to the material to be used for the path had been resolved.  
iv) It was agreed that the **Chairman** and **Vice Chairman** would conclude and sign the terms of the final draft of the permissive agreement.

**161.3 Litter nuisance-** further correspondence from a concerned resident regarding litter/fly tipping at the bins at the tennis courts at Noss Mayo were discussed. It was agreed that the **Clerk** would invite South Hams District Council to write to householders within postcodes EA to EZ advising owners, amongst other matters: to use the bins or bags provided by SHDC, to recycle, to warn that it is an offence to use the bins at Noss car park for disposing household waste and the commercial facilities offered for holiday homes.

#### **161.4 Highways-**

**i) Yealm Road/Wrights Lane/Court Road-** Difficulties being experienced through HGV use of Yealm Road, Wrights Lane and Court Road were considered. The Council was advised of the options discussed at a meeting in July between Mr. John Halliday (DCC Highways Department), the Chairman, Mr. Hussell, the Clerk, Mrs. Eschbaecher and 2 concerned Court Road residents.

RESOLVED: The **Clerk** would write a letter to Mr. Halliday requesting the reinstatement of an advisory/deterrent sign advising HGV drivers against using Wrights Lane, to reiterate Mr. Hussells suggestion of a hatched area at the bottom of Wrights Lane which could then be used by HGV drivers to turn and to refer to the Design and Access Statement put forward by the Co-op in support of their planning application which stated that delivery drivers had been advised to use the bus turning bay at the bottom of Yealm Road (Vote ;5 in favour, against 1, abstentions 2).it was agreed that **Mr. Hussell** would approve the letter.

**ii) Butts Park Crossing** – Cllr Mumford’s e mail of 2 September was considered and the options put forward to progress development of the crossing. The first option in Cllr Mumford’s view whereby the hedge would be dug and planed back would cost more money with marginal gain. The second option was to keep the crossing in its present proposed position and to plane the hedge. This would save £4,000 which would be made available to the Parish Council to either maintain the hedge or to use for another traffic related project in the Parish.

Discussions had taken place between the owner of the hedge which would be affected by the plans and the owners own concerns about the use of Wrescombe Lane by HGV drivers.

RESOLVED: to accept the second scheme put forward by Devon County Council whereby the crossing would remain in its original proposed position with the hedge being planed back.

**Cllr Mumford** would notify the Highways Department. It was also agreed that **Cllr Mumford** would advise the Highways Department of the need for a sign to the effect “Unsuitable for heavy vehicles” at the junction of Wrescombe Lane near the Woodland Burial site.

Concerns were raised about the state of a damaged GPO box by the proposed crossing. It had been reported to B.T. It was agreed that the **Clerk** would chase B.T.

**iii) Horses-** correspondence had been received from residents concerned by the excessive amount of horse excrement on highways and footpaths in particular. At times footpaths were impassable. Use of footpaths and pavements by horse riders was a breach of the Highway Code. It was agreed the **clerk** would send a letter to the Riding School and owner of the local livery stables. The **Clerk** was also asked to mention the difficulties to P.C. Nolan.

**iv) Parking Enforcement-** there had been difficulties over the summer. Of particular note were the difficulties experienced in Noss Mayo on Sundays by visitors to a local public house. Some cars had been causing an obstruction. It was agreed that the **Clerk** would contact PC John Nolan and ask that some attention be given to the area on Sunday lunchtimes around high tide.

#### **161.5 County Councillor’s Report** – Cllr Mumford reported:

i) There had been no progress with the Local Government Review. There was thought that the Government could give Exeter Unitary Status but it would be a tight time scale given the General Election. Any change in Government could see the decision overturned if the legislation had not gone through.

ii) Further public funding had been refused for Morwellham Quay.

iii) There had been no reports of any difficulties with South Hams residents using Chelson Meadow.

iv) An application had been made for an Incinerator at the New England Quarry at Lee Mill. The proposal would involve a new slip road for the A38 and could have environmental impact as it would be located at the head of the River Yealm.

**161.6 Asset transfer** – the letter from SHDC dated 30 July was discussed. SHDC were proposing that the landing slip at Yealm Road, the public conveniences at Noss Creek and Noss play park be transferred to the Parish Council .SHDC were suggesting that this transaction would be for all the proposed properties rather than being looked at on an individual basis. SHDC had responsibility for cleaning the public conveniences which was undertaken regularly. Noss play park was leased to SHDC who maintained it and who had recently undertaken an assessment showing that the play equipment was in need of upgrading.

RESOLVED – to reject the proposal for asset transfer put forward by SHDC in their letter of 30 July 2009.  
(Vote; Unanimous)

**161.7 Section 17 Document: Reducing Crime and Disorder**-the letter from SHDC dated 25 August was considered. It was agreed that the Clerk would write to Mr. Peter Dale and invite him to speak at the Annual Parish Meeting in March 2010.

**161.8 Play area maintenance and improvement –**

i) The present ground condition of the Noss play area had not given concern. However the grass needed cutting and the trees trimming. The **Clerk** would advise SHDC.

ii) The Council considered the position regarding a consultation to assess wants and needs in preparation for a funding application Mr Brown had undertaken some work but was not present. **Agenda October**

iii) Concerns had been raised about dog excrement about the parish. Whilst some owners were using plastic bags to clear up after their dogs, some people were then leaving the bags at the Sport Pavilion at Butts Park or throwing them in to hedges around the parish. It was agreed that the **Clerk** would contact SHDC and ask them to provide signs at Noss Green and Butts Park playing field, and dog waste bins at Butts Park and the Warren car park. It should also be mentioned in the Parish Magazine.

Mrs. Hinchliffe had heard that there was a wish for a BMX area at Butts Park. The Chairman would talk to the Vice Chairman with consideration to the budget to be fixed for next year.

**162/09 CONSULTATION DOCUMENTS**

**162.1 Development Sites DPD: Community Engagement Programme. Questionnaires:** It was agreed that the **Vice Chairman** would speak with **Mr Brown**. The **Chairman, Vice Chairman** and **Mr Matthews** would then write to SHDC. **Agenda 24 September**

**162.2 Gambling Act 2005 –** it was agreed that the Act did not apply to the Parish. It was agreed that the **Clerk** would respond to SHDC in those terms.

**163/09 POPE’S QUAY**

The Clerk had received a request from a couple for a wedding blessing to take place on Pope’s Quay on 10 April 2010 with a maximum of 20 guests. It was agreed that the Parish Council had no objections in principle but that the **Clerk** should bring to the couple’s attention that the Quay was a public place, could not be closed and to have consideration to the potential parking difficulties.

**164/09 PLANNING**

**164.1 Planning Committee –** The Council considered the proposed Special Resolution dated 3 August 2009.

RESOLVED: the Resolution reflected in Minute 115.2 of the Meeting of 11 June whereby the Council had:

*Resolved: To appoint a formal Planning Committee with delegated decision making authority, to meet monthly in public for the specific purpose of considering planning applications. Parishioners would be welcome to attend. The full Council would also retain the ability to make planning decisions as necessary.*

Should be rescinded.

RESOLVED: To hold a second full Parish Council Meeting each month (with the exception of August and December) the primary terms of reference being to consider Planning Applications, Planning Consultation and Policy together with any other matters which the Council agrees should be specified.

It was agreed that the arrangements would be reviewed 6 months from the June Meeting.

**164.2 Co-op plans**

i) Members considered the letter from a resident regarding the Parish Council's position taken in respect of the Co-ops plans for redevelopment. Whilst the Parish Council noted his comments, understood the resident’s objections and had been similarly concerned about massing, there had been real concerns that the Co-op would withdraw from the village if the redevelopment did not go ahead.

ii) The Council noted that the Senior Council of Devon supported the application.

*Mr Carter left at 9.15pm*

**Applications received –**

**164.3 3 MUNRO AVENUE 37/1339/09/F**

Householder application for extension to dwelling

**DECISION: Approved (Vote: 5 for, 2 abstentions)**

**164.4 WESTFIELD 37/1299/09/F**

Householder application for amendments to 37/0410/08/F for relocation of access steps from parking area to front of dwelling. Mr Stitson declared an interest by virtue of a member of his family owning a neighbouring property and did not vote.

**DECISION: Approved (Vote: 5 for, 2 abstentions)**

**164.5 WOODLANDS 37/1380/09/F**

Householder application for extension to workshop and conversion to ancillary accommodation. The development site adjoined/affected a public right of way. The application affected a Conservation Area.

**DECISION: Approved (Vote: 6 for, 1 abstention)**

**164.6 SHDC Conservation and Design Review Panel** – the Chairman and Mrs Marchant would be attending the meeting on 15 September re “Westerly”, Yealm Road. **Agenda 24 September**

**164.7 Parish Planning Surgery-** No one was available to attend the event on 18 September at South Brent.

**165/09 CORRESPONDENCE RECEIVED** The main items received concerned:-

**165.1 Electricity Poles** – the Council noted the letter from a Court Road resident regarding the proliferation of telegraph poles. It was agreed that the **Clerk** would contact the resident and advise him that the Council would be interested in the response he received from Western Power.

**165.2 MOREwoods-** – it was agreed that the **Clerk** would pass copies of correspondence from SHDC regarding the project to Mr Woodd-Walker (Tree warden) and to Mr Spooner (Brookings Down Wood)

**165.3 Ivybridge Regeneration Group Meeting-** the Parish Council did not wish to send a representative to the meeting

**166/09 Maintenance –**

**Bridgend:** the Council agreed that the area between the water trough to around the seating area at the Malthouse should be tidied.

RESOLVED: Garden Services would be authorised to tidy the area between the water trough to and around the seating area by the Malthouse on a bi-annual basis (spring and autumn). (Vote: Unanimous)

**167/09 FOOTPATHS AND SEATS –**

**167.1 Doctors Steps seat-** Mr. Taylor advised the Council that the relative of the person in whose memory the seat had been placed had given an indication that they may in principle be interested in contributing to a replacement seat subject to costs. It was agreed **Mr. Taylor** would look at costs of additional seats.

**Agenda October**

**167.2 Footpath Annual Inspection-** it was agreed **Mr. Taylor** would draw up a summary and work schedule to pass on to the National Trust and other landowners to action.

**168/09 NOSS HARD-**The **Chairman, Mr Buckland, Mr Carter** and **Mr Tubb** would meet to look at the problem and options available. **Agenda October**

**169/09 Tourist INFORMATION PANEL** the matter would be considered at the Meeting in October.

**Agenda October**

**170/09 MEETINGS ATTENDED** Brief reports were made regarding the following:-

**170.1 Harbour Authority** – there had been no meeting.

**170.2 Halls** – the Chairman had not been at the last WIC Committee meeting. Mr. Brown was not present to report on the Village Hall.

**170.3 Primary School** –Mrs Hinchliffe advised that work had started on the new building, which was projected to be finished in November.

**170.4 Ivybridge & District Association of Parish Councils** - the Vice Chairman reported on the meeting of 15 July. There would be two meetings a year which he was prepared to attend with extra meetings where necessary. There had been a change of Chairman and the subscription was £8 per annum which included Clerk’s workshops.

RESOLVED; The Newton & Noss Parish Council would remain members of the Ivybridge and District Association of Parish Councils and would authorise the annual subscription of £8. (Vote; unanimous)

**170.5 Newton & Noss Network-** Mrs Eschbaecher advised that the Blue Book had been issued and Registration days had been on 8 and 10 September. The constitution had had to be amended to meet funding requirements, such that if the Network were to be dissolved, the surplus funds would have to go to another charitable organisation and not to the Parish Council.

**170.6 SHDC - Review of development Control Service-** no one from the Council had been available to attend.

**171/09 ADMINISTRATION**

**171.1. Savings Account-** RESOLVED: to authorise an application for a 30 day savings account with Alliance& Leicester.

**171.2 Meetings 2010-** a schedule was agreed for 2010. The Annual Parish Meeting would take place on 2 March 2010.

**171.3. Bishops Court-**

- i) The **Vice Chairman** would make an appointment to see the Practice manager to discuss usage of Bishops Court. The availability of Doctors appointments at Bishops court would be reiterated in the Parish Magazine.
- ii) It was agreed **Mr Stitson** would speak to Mr Sizer about storage facilities being offered to the Parish Council by the Reading Room.

*Mr Tubb left at 10am*

**171.4 July 2009 Minutes** – it was noted and approved that the payment made to Devon County Council cheque numbered 1008 was £350.75 ( £305 net plus VAT £45.75) and to Rob Wooderson cheque numbered 1004 was £76.70 making total cheques drawn amounting to £5964.66. The cheque to WIC Hall of 9 July 2009 had been cancelled due to duplication of a payment for the hire of the WIC Hall on 9 June.

**171.5 Budget 2010/2011-** **Mrs Hinchliffe, Mr Carter, the Chairman** and the **Clerk** would arrange a date for the first budget meeting.

**172/09 GRANT REQUEST –**

**172.1 Vitalise-** there had been no response to the Clerk’s enquiry as to whether the Charity supported any residents in the Parish. RESOLVED: There should be no donation made to Vitalise (Vote: Unanimous)

**172.3 Young Devon-** the Charity supported one young carer in the Parish. RESOLVED: to make a donation of £50 to Young Devon (Vote: Unanimous)

**173/09 FINANCIAL SUMMARY**

**Alliance & Leicester Current Account :** Total balance at 1.9.09 **£56,285.82**

The Gratuity Fund is held within the Current Account: **£16,396.07**

**The following cheques were authorised totalling **£2975.15****

**CHEQUES DRAWN ON 3 AUGUST 2009**

Chq No	PAYEE	DETAIL	AMOUNT	VAT
1015	DIT Solutions	Computer installation & Broadband set up Cheque cancelled. Incorrect payee	£100.00	

**CHEQUES DRAWN ON 10 SEPTEMBER 1009**

Chq	PAYEE	DETAIL	AMOUNT	VAT
1019	WIC Hall	Hire NNPC 3 August,10&24 Sept 09	£45.00	
1020	JEschbaecher	Net Salary Sept	£1,067.02	
1021	S McDonough	Net Salary Sept	£821.07	
1022	R Wooderson	Cleaning:Newton Voss & steps August	£76.70	
1023	J Allen	Cleaning:Noss Voss & Popes Quay	£43.50	
1024	IKON Capital PLC	Lease 29/07/09-28/10/09	£142.22	£18.55
1025	S McDonough	Reimbursement anti virus software	£39.99	

5/09/09.....Chairman

1026	Garden Services	Grass Cutting:The Green 9&21 July Tidying from Junket Corner to Yew Tree Cottage		
		Grass Cutting:The Green 13&27 May	£140.00	
1027	S McDonough	Reimbursement computer ink/stationery	£103.33	£13.48
1028	Daniel Fryer	Computer installation&broadband set up Clerks office.Replacement for Chq No 1015	£100	
1029	Ivybridge& District Association Parish Councils	Annual subscription 2009/2010	£8.00	
1030	Devon Association of Parish Councils	AGM attendance fee -2 council members	£30.00	
1031	Post Office Ltd	Public Tap Pillory Hill 27/5/09-21/08/09	£9.36	
1032	Ricoh UK Ltd	Photocopier rental and photocopies	£49.18	£6.41
1033	S McDonough	Stamps	£16.56	
1034	IKON Capital PLC	Lease 29/10/09-28/01/09	£142.22	£18.55
1035	Garden Services	Grass Cutting:The Green 5&19 August Cut&tidying Doctor's Steps Cut&Tidying Big Slip Quay	£141.00	
<b>Totals</b>			<b>£2,975.15</b>	<b>£56.99</b>

Checked by Mrs Hinchliffe, signatories Mr Stitson and Mr Tubb

*The Meeting closed at 10.15pm*

6/09/09.....Chairman