

## **SHEBBEAR PARISH COUNCIL**

### **Minutes of Council Meeting held on Tuesday April 9th 2013 in the Church Room. Shebbear.**

#### **Present:**

Chairman: Councillor R Clark

Councillors: E Haste. J Curtis. J Stupple. H Davis. P Lomax. M A Wells. T Carr. J Dungate. R Gliddon.

1 Member of the public. Clerk. D Walker.

#### **AGENDA. 2013. Commenced at 7-30 pm.**

##### **40. Apologies for Absence.**

None received.

##### **41. Public Participation Period.**

No requests to speak received.

##### **42. Declarations of any Councillors Interests in Items on the Agenda.**

(a) Discloseable pecuniary interests.

None received.

(b) Registerable interests.

None received.

##### **Any variations to Members Registration of Interests.**

None received.

##### **43. Draft Minutes of Council Meeting held on Tuesday March 12th 2013.**

All in agreement, that the Draft Minutes, which had been previously circulated, be approved and signed by Chairman as a correct record.

##### **44. Any matters arising from the Minutes. Clerks Report.**

There were no matters arising and Clerk had nothing to report.

##### **45. To Agree any items to be dealt with in Part 2, closed session, of the Meeting.**

Agreed - all items to be Part 1.

##### **46. Any urgent agenda business or correspondence brought forward with the approval of the Chairman.**

None.

##### **47. Agenda items for Discussion and Resolution.**

*(1) Draft Torridge & N Devon Local Plan - Rural Development Opportunities.* Chairman reported that himself and the Clerk had attended a seminar at Barnstaple Civic Centre in mid March and had been briefed on the way in which the Local Plan Procedure is expected to progress. This information was relayed to Councillors present.

The discussion then moved to the Annual Parish Meeting when it was planned to invite members of the public to hear what is intended and to obtain a measure of opinion from parishioners that can be included in the Shebbear response to the first stage of the Draft Local Plan which concerns housing development. Of the 6 sites around the village that the Draft identifies as possible sites for development, 2 are ruled out as unsuitable on grounds of access and location. Of the remaining 4 sites only the West Country Concrete premises at Endford, as a brownfield site, is the most advantageous in a number of ways Councillors decided. However, all were agreed that this opinion should not be carried over to the Annual Public Meeting and it appears that the parish council was attempting to lead the public response. It was agreed that the Meeting should commence with a brief explanation of what is at stake with emphasis on the fact that this is the opportunity to get things right up until the year 2031. Shebbear has been designated as a local centre with facilities and Councillors accept that we cannot realistically demand that we have no extra housing.

**47. (Cont).**

A show of hands was agreed to be the best way of recording the opinion of the public present at the Meeting. The fact that any decision reached is made by parishioners agreement should be made clear to Torridge and North Devon Councils.

**48. District Councillors Report.**

None received from D/Councillor Lewis.

**49. Planning.**(1) (a) New Applications.

1/0235/2013/FUL. (Received after issue of Agenda). Installation of wind turbine (77m height to blade tip), access road and associated works, including formation of 1.5 km bridleway - affecting Public Right of Way, on land at Alscott Farm, Shebbear. (Peters Marland parish).

As the response deadline on the notification is April 26th Councillors agreed that Clerk should request an extension to May 10th to allow proper debate at the May 7th Council Meeting.

(b) Applications Refused. None.

(c) Applications Granted. None.

(d) Refused Applications to Appeal 1/0304/2012/FUL. One wind turbine, access and associated works at Henscott Farm. Bradford. Appeal Allowed. Permission Granted. Received by Councillors.

(e) Any relevant adjacent applications. None.

**50. Finance.**(1) Approval of Items for payment

Proposed by Councillor Davis, seconded by Councillor Lomax, with all in favour, that items (a) (b) and (c) be paid.

(2) Ownership of play area equipment at Village Hall.

Due to breakage in use occurring to an item of the new equipment, the village hall committee are seeking to have repairs carried out under the guarantee and have asked the Parish Council (as the purchaser) to be involved in the process. Councillors suggested that Clerk obtain advice on the legal situation first.

Bank Balances to March 28th 2013.

Current A/c - £1640.18 Reserve A/c - £15,532.47 Received by Councillors.

**51. Correspondence.**(1) Information Commissioner. Re Mr Harrup. (Previously Circulated to Councillors).

Clerk reported that Mr Harrup had, on October 19th 2012, under the Freedom of Information Act 2000, requested a copy of a letter from Mr Andrew Haste, received by the Parish Council at the October 9th 2012 Council Meeting. In addition any other letters from Andrew Haste since 2007. Mr Harrup also asked for a copy of a voice recording made during the October 9th meeting. Clerk had complied with these requests on October 22nd by delivering a copy of Andrew Haste's letter and by explaining that the voice recording had been erased some days before Mr Harrup's request and was therefore unavailable. The letter from the Information Commissioner (ICO) dated March 7th 2013, to which this agenda item refers, states that Mr Harrup complains that his request of October 19th 2012 had not been complied with. Clerk replied to the ICO on March 19th giving details of our compliance with Mr Harrup's request. The ICO responded by phone call to Clerk on March 27th stating that Mr Harrup was still not satisfied but that he hadn't indicated why. The ICO stated that they did not take sides in any dispute but had a duty to enforce the law. All they were able to suggest to Mr Harrup under the circumstances was that he could ask the Parish Council for an internal review.

Councillors concluded that we had complied with the request and there was nothing more we could do as the ball was not in our court.

(2) TDC and ND District Councils. Re Draft Local Plan. Extension of feedback timetable to June 1st.

Received by Councillors.

Councillors Circulation

Received by Councillors.

**52. Items for the Annual Council Meeting Agenda which will be held on Tuesday May 7th 2013, and any other matters, for discussion only, at the Chairmans discretion. None received.**

There being no other Business the Meeting ended at 8-40 pm.