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**WYBUNBURY PARISH COUNCIL****MINUTES OF A MEETING HELD ON 14th APRIL 2014  
AT THE VILLAGE HALL, WYBUNBURY**

**PRESENT:** Cllr. P W Jackson, Chairman, Cllrs. S Brownell, B Colbert , D. Duthie,  
R. Ellison-Jones, T Lightfoot, J Mahon,

**IN ATTENDANCE:** The Clerk, M Forbes, S Togay, CEC Councillor J Clowes  
and 5 Members of the Public

**1 APOLOGIES:**

Councillors S Howcroft

**2 DECLARATION OF INTERESTS**

No declarations were made at this time. In relation to the rules on Declarations of Interest, the Chair to obtain clarity from CHALC and/or CEC Democratic Services.

**3 PUBLIC QUESTION TIME**

None

**4 MINUTES OF THE MEETINGS HELD ON 10<sup>th</sup> MARCH 2014**

It was proposed by Cllr. Mahon and seconded by Cllr. Colbert that the minutes be approved and signed.

**5 MATTERS ARISING**

**Ref: Item 4** -Cllr Duthie asked for clarification in relation to the cheque prepared for the litter picking that was not in fact issued. M Forbes, Clerk explained that as no invoice was presented, the cheque had been cancelled. This would not occur in the future.

Ref 7.4 – The casual vacancy on the Council had now been advertised on noticeboards and the website and as no election had been requested the co-option process could now go ahead. The Chair to produce as notice for display in order for expressions of interest to be received and considered.

Ref Item 12 – Further discussion took place with regard to the involvement of the CEC Ward Councillor J Clowes in the meeting. It was felt that a resolution could not be made at this point as there was already an item on each agenda for the Cheshire East Councillor Report and discussions over and above this should be at closed meetings.

**6 VILLAGE MATTERS**

**6.1 Village Hall Roof** There was no further information at present and the item would be closed until further information is obtained.

**6.2 Lych-gate** The Council had been asked for a donation of £400 towards the refurbishment of the Lych Gate. It was not clear whether this was the same £400 that had been raised by activities in the playing field. The Clerk would write to Mr Pike requesting details of total costings plus details of donations and grants so that the Parish council could consider an appropriate amount for donation. Cllr Ellison-Jones stated he would be happy to attend a meeting to gain clarification. Cllr Duthie proposed and Cllr Jackson seconded the motion for this action.

**6.3 Resignation Of Lengthsperson and Appointment Of Replacement** David Green had resigned and Russell Bate had been identified to take over the post. M Forbes, Clerk had

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been dealing with this matter and it had been verbally agreed that he would carry out 10 hours per month on a 3 month probationary period under the same Terms and Conditions as his predecessor. Monitoring of his work could be seen by evidence of his work and his contract would be extended to a 12 months period if satisfactory. £2 million PLI was in place and a copy of this insurance would be received by the Clerk. Mr Bate to be given instruction to go ahead once litter picking schedule and pli is received.

**6.4 Reply from Police and Crime Commissioner re parking Bridge St/Main Road.** The Nantwich Inspector had now responded as both PC Marson and PCSO Jarvis had visited the location and also sought guidance from the Eastern Traffic Management Unit and concluded as a result of these 'that there are no offences being committed by parked vehicles at the location.' The Police would also reiterate to the landlord of the pub that customers should use the allocated car park.

It was suggested that CEC could be approached to ascertain the possibility of putting in double yellow lines. The Clerk to check if overnight parking is illegal in that area.

## 7 PARISH COUNCIL ISSUES

**7.1 Access over car park for 49 Main Rd** Cllrs. Brownell and Colbert declared an interest. Discussions took place in relation to the issuing of a license to Mr and Mrs Pike ref access to their property by the Village Hall Committee. As the Parish Council is the landlord and occupier of the land it alone can give permission to have access over the land in the form of an Annual License (non-gratuitous ie for a fee) which it can revoke any time. The land is vested in the Charity Commission and the PC are protecting the interests of the Charity Commission land by issuing an Annual License.

With this in mind, the license issued by the Village Hall Committee is null and void. In order to move this forward, the Clerk to write to Mr and Mrs Pike requesting payment of the license to the Parish Council before the next Council Meeting in May. It has been ascertained that the cheque issued to the VHC had not been processed. Cllr Ellison-Jones proposed and Cllr Lightfoot seconded a motion for this action

A review of the Village Hall Committee Lease is due and should be included in the next agenda.

**7.2 Appointment Of Clerk** Following the recommendation of the Staffing Committee, the appointment of Sue Togay to the post of Clerk to Wybunbury PC was approved.

**7.3 Review of Standing Orders** This review will be completed by the Clerk and recommendations presented to the Council as an agenda item.

## 8 CHESHIRE EAST BOROUGH COUNCILLOR'S REPORT

Councillor J Clowes highlighted the following items:

Footpath No 15 – there will be a Public Enquiry in relation to this footpath on 4<sup>th</sup> November at Wybunbury Village Hall.

**14/0183N** – Refused as inappropriate and dense development. This should not be considered as part of the Shavington Triangle Development and should be looked at alone.

**Triangle Action Group** – The next meeting of this group is Wednesday 16<sup>th</sup> April which is called to consider the two planning applications recently received in relation to the removal of conditions on the original outline planning applications which have already been approved.

**106 Agreement, Bridge Street** – This had not yet been decided but the Parish Council and Ward Councillor would be part of the consultation process.

**Pit Lane Appeal.** There is a meeting taking place at Hough Village Hall

**Town & Parish Council Conference** taking place on 1<sup>st</sup> May at Middlewich Town Hall.

**Sally Clarkes Lane** – Cllr Clowes had contacted Mark Bone who had accepted that it was within CEC responsibility but that it was not high on the priority list of works. Cllr Clowes will continue to urge that this work is carried out.

**Road Markings, Bridge Street** – Cllr Clowes reported that patching work was to be completed and then the road markings would be reinstated.

**Advanced 5 Way Signs** – to be installed at Wybunbury Lane end of Dig Lane

**Cheshire East War Memorial Grants** – Cllr Clowes stated that no decisions had been made as yet.

## **9 PLANNING MATTERS**

### **9.1 Applications received since last meeting:**

#### **14/0183N – 4 Dwellings 16 Huntersfield, Shavington**

This application had now been refused

#### **14/0742N – Tarmac Play Area, Wybunbury Delves School**

The Council resolved to register no objection. Proposed by Cllr Mahon and seconded by Cllr Duthie.

#### **14/1149N – Extensions & Garage, 62 Dig Lane**

The Council resolved to register no objection. Proposed by Cllr Lightfoot and seconded by Cllr Ellison-Jones

#### **14/1160N – Land Of Newcastle Road, removal of Conditions 48-51 from approved application 12/3114N.**

After lengthy discussions the Clerk to submit an extensive objection based on documents provided and supporting the views of the Triangle Action Group. Proposed by Cllr Duthie and seconded by Cllr Jackson.

#### **14/1161N – Land Of Newcastle Road, removal of Condition 30 from approved application 12/3114N.**

After lengthy discussions the Clerk to submit an extensive objection based on documents provided and supporting the views of The Triangle Action Group. Proposed by Cllr Duthie and seconded by Cllr Jackson.

#### **14/0805N – Woodbank, Wybunbury Lane**

The Council resolved to register no objection. Proposed by Cllr Mahon and seconded by Cllr Duthie

### **9.2 Decisions since last meeting**

The decisions can be viewed on the Parish Council website.

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**10 FINANCIAL MATTERS****10.1 Authorisation of Payments**

**RESOLVED:** That the following payments be authorised:

M Forbes Salary April 2014	£344.94
Sue Togay Salary April 2014	£201.55
HMRC Tax on Salaries	£343.80
Mid-Cheshire Footpath Soc	£ 8.00
Members' Allowances (8 x £30)	£240.00
Chairman's Allowances	£225.00
Chalc Membership	£358.50
Internal Auditor's Honorarium	£200.00

The Council recommended that a thank you letter to be included with the cheque to Mr Neil Arnott.

**11 CORRESPONDENCE**

The Clerk read out the correspondence received:

- 11.1 Strutt & Parker – Neighbourhood Planning Services - Noted
- 11.2 Came & Company – Insurance Broker- noted
- 11.3 Cheshire Pension Fund – Payment instructions – no contributions being considered
- 11.4 Cheshire East Council – Confirmation of ground repairs to playing fields. In addition the Clerk to ascertain how often the perimeter hedges around the playing field are cut.

**12 ANY OTHER BUSINESS**

**Dead Badger** - The Clerk to report a dead badger on Wybunbury Lane, Junction with Haymoor Green Road.

**War Memorial Name Plates** – The Chair to contact John Stedman ref additional nameplates.

**DATE OF NEXT MEETING Monday 12th April 2014 to be held at Wybunbury Village Hall commencing at 7.00pm.**

.....Chairman.....Date

Item For Information on Minute Number 7.1:

- The Parish Council bought the building, is the landlord and the occupier of the land.
- The occupier of the land can give permission to someone to have access over the land.
- The PC gives permission in the form of an Annual Licence (non-gratuitous i.e. for a fee) which they can revoke at any time.
- The land is vested in the Charity Commission and the PC are protecting the interests of the Charity Commission land by issuing an Annual Licence.