



West Tytherley, Frenchmoor & Buckholt Parish Council

Monday 08 February 2021 7:00pm by Video Conference

Councillors present: Fiona Collier - Chair (FC), James Strachan (JS), Mick Goulding (MG), Lucia Homer (LH), Deborah Hook (DH), Nigel MacPherson (NM), and Karen James (KJ)

Plus: Melanie Camilleri (MC) – Clerk/RFO and eight members of the public.

Before proceedings commenced, Cllr Fiona Collier indicated that unless there was an objection from Councillors or any member of the public, the meeting would be recorded within Zoom for the purposes of producing accurate Minutes. No objection was forthcoming and so MC manually commenced recording. Note: This recording will be erased once the Minutes have been approved.

25/21 **Apologies for Absence:** Cllr Tim Koetser was absent with no apology.

26/21 **Declarations of interest:** None

27/21 **Minutes:** the Minutes of the Parish Council's:-
i) Ordinary Meeting held on **11 January 2021**, and
ii) Extraordinary General Meeting held on **18 January 2021**
Were unanimously approved.

28/21 **Public Forum**
Job for the Lengthsman proposed by a member of the public – cut back the hedge at the front of the school car park. JS to add to the list.

29/21 **To receive a report from Councillor Ian Jeffrey (TVBC)**
Cllr Jeffrey summarised MidTest Matters Issue 20

- Miracle Vaccine (CV19)
- Unity Community Transport (incl for medical appointments and vaccinations).
- Fraud warning. The NHS will:
NEVER ask for payment - the vaccine is free.
NEVER ask for your bank details.
NEVER arrive unannounced at your home to administer the vaccine.
NEVER ask you to prove your identity by sending copies of personal documents such as your passport.
- Business CV19 Grants – link to view grants available
- Parish Council Survey on Sustainability and Climate Change
- Glass Recycling Update
- Flooding – including links to check flood warnings and groundwater in your area
- Councillor Community Grant Scheme – Grants of up to £1K available to Parish Councils, Voluntary Groups, Not for Profit Organisations, and Schools

MC confirmed all Midtest matters are published in the Parish Council's website:
<http://www.wtparishcouncil.org/community/west-tytherley-frenchmoor-buckholtparish-council-15366/tvbc-mid-test-matters/>

FC indicated she'll start to publish on the WT Village FB page.

30/21

NDP – update delivered by Alan Bannister

- Reg 16 with Wiltshire Council and TVBC who are resolving the habitat assessment and screening of it - Wiltshire Council believe it should be screened again before it goes out for further consultation. Nothing to be alarmed about. Once resolved and it goes out for consultation, he'll let everyone know.
- Reg 16 published on the NDP website (links in both PC's websites). Hard copy available for loan upon request to Alan.
- Locality (Government agency supporting NDPs) have issued in their newsletter a comprehensive NDP update. AB is satisfied our Joint Reg 16 NDP doc is compatible (although Planning Design tools covered in Government's White Paper are yet to be finalised).

31/21 Planning: led by Cllr Mick Goulding

i) Consideration to new planning applications:-

21/00177 and 21/00179/LBWS: Cleves Cottage, 65 Red Lane, West Tytherley, Salisbury

Proposal: Install sewage package treatment plant, air compressor, vent and associated equipment, creation of drainage mound with infiltration tunnels and associated pipework and landscaping, in-filling of existing septic tank and remove garden path, install underground electricity cable to former privy, alterations to electrical, water and waste services to lean-to utility and install cabinets, dismantlement and re-building of brick garden wall to obtain access for works, remove section of fence to obtain access for works, erection of fence and gates in garden, create path alongside garage

Cllr Mick Goulding presented the application to the councillors and summarised pertinent material planning considerations.

After a short discussion on the application, voting took place by a show of hands.

Resolved by a majority to **OBJECT** to the application for the following reasons:-
Adjacency of water course (less than 10m) adjacency of buildings (less than 5m) and noise levels due to proximity of neighbours

21/00283/PDQS: Lye Farm Pugs Hole, West Tytherley Salisbury Hampshire SP5 1LA

Proposal: Application to determine if prior approval is required for proposed change of use of agricultural buildings to 3 dwellinghouses (Class C3), and for building operations reasonably necessary for the conversion

Cllr Mick Goulding presented the application to the councillors (emphasising this is an application to determine if **prior approval** is required) and summarised pertinent material planning considerations.

After a short discussion on the application, voting took place by a show of hands.

Resolved unanimously to **OBJECT** to the application for the following reasons:-
Full planning application required to enable proper process and consultation to take place in consideration of development work required (size and scale, highways issues relating to road access and car park).

FC pointed out that TVBC Planning can still approve regardless of the Parish Council's response.

21/00252/TREES Hillview, Dean Road, West Tytherley Proposal: T1 - Norway Spruce - Fell, T2 - Leylandii x6 - Fell

Cllr Lucia Homer presented the application to the councillors and summarised issues with the trees in support of being felled (4m away from garage raising property concerns).

After a short discussion on the application, voting took place by a show of hands.

Resolved unanimously to **SUPPORT** the application.

FC made a request to the applicants present at the meeting to consider replacing these trees with a native species.

32/21

Dean Road culvert – update from Cllr Fiona Collier and Cllr James Stachan

JS wished to draw to the Parish Council's attention his discovery of a Mole Valley Pig Feed bag causing the culvert north of the white railings bridge to overflow. FC added that she had also found 4 Mole Valley Pig Feed bags on 4 separate occasions.

The conclusion for 5 bags to be discovered on 5 separate occasions blocking the pipe in the same place begins to look like someone is trying to sabotage the pipe.

For a rational assessment of whether the pipe is fit for purpose to take place, it must operate under natural conditions and not be artificially blocked.

If anyone knows or hears of who is doing this, urge them to stop. JS added, not only is it littering but it is quite possibly an offence under the Highways Act to deliberately cause water to overflow over the road - at this time of year, icing over, is extremely dangerous.

A member of the public added that overflowing onto the road is happening in other locations so more than one thing happening. JS agreed.

LH added that she's been in touch with Highways requesting they inspect the south of Pilgrims Croft (dead-end grip) which overflows across the road. That grip will be inspected. A Highways Local Engineer has already inspected the road by Pilgrims Croft and found no defects at that time. LH pointed out to him the drain on the side of the road is higher, so water is unable to drain away effectively.

FC reported she's received a complaint about the ditch alongside the common on Dean Road which she'll raise with LH to take-up with Highways. Need to talk to landowners. A short discussion took place on riparian responsibilities of landowners on clearance of ditches. Where the grips and verge are the responsibility of the council, co-operation between the two parties is required. FC added first port of call is for Highways to determine if it is a Highways or a landowner's problem.

33/21

FP3 – update by Cllr James Strachan

JS shared a map of the area on screen (see below) and delivered an update:-

- The PC has put in an application to re-route the definite route (F-E-D-C-B-A) to the line walked by villagers and members of the public for decades (F-I-H-G-A). He's learned Case Law suggests that whilst the definite route may be blocked, this can not make the walked route a right of way. Consequently, HCC are likely to refuse the PC's application on the basis the application is legally flawed. The PC would need to get legal advice from a qualified planning lawyer if we wanted to understand and challenge HCC's position.
- HCC as received an offer from the agent representing the 'Coggan' family to vary the route in a different way (F-E-D-H1-C-B-A). This compromise was previously offered by the Coggans but rejected by the PC as not being what we would like i.e. to see the walked route (F-I-H-G-A) recognised as the formal right of way.

- Any appeal by the PC will need legal arguments as to why case is sound involving additional evidence through legal representation. This could be a lengthy and very costly process for the PC, and potentially cover HC's legal costs if the PC lost.

Considering all options open to the PC, JS suggested there is the opportunity to approach the Coggans for a revised alternative (F-E-D-H1-C-B-G-A).

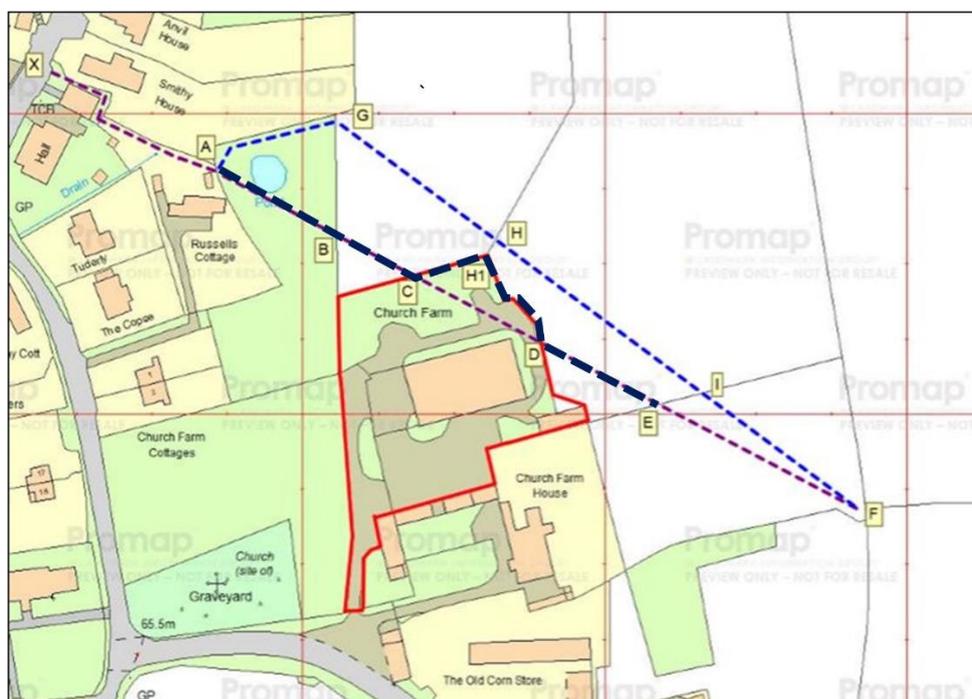
At the request of Chair FC, Andy Bott was invited to speak regarding Mr David Lyons position over the route, which is: route B-G (up to the kissing gate) is the approach; avoiding B-A at all costs. Andy Bott said that he was happy to proceed with the route around Church Farm (D-H1-C).

JS stated that rather than submit a new DMMO application for this revised alternative, the quickest solution is for all parties/landowners to agree a compromised route and, subject to a short public consultation (and as long as no one objects), that route becomes the definitive line. JS added it is his belief this will automatically extinguish D-C section of the definitive route, but he will check.

After discussing all options open to the PC and associated financial implications, it was **unanimously agreed** that JS enters into negotiations with the Coggans on the revised compromise (F-E-D-H1-C-B-G-A) and seek a delay to HCC determining the PCs application (allowing time for negotiations to take place).

The PC reserves the option to exercise its right to appeal HCC at a later date.

FP3 MAP



34/21

Finance and Cheques

- To approve the Cash Flow Report and approve the cheques. MC reported on the payments made which have already received approval

Bank balances

Main Account (as at 10 Jan 2021): £12,364.32

Savings Account (as at 08 Nov 2020): £1,238.45

Rec Ground Capital Fund (as at 15 Oct 2020): £8,946.88

Payee	Detail	Amount £	Method
M Camilleri	Salary + office expenses	576.64	Standing Order
M.B.Rowe	Plumber – repair Pavilion	100.00	1015
Fiona Collier	Reimbursement for Clerk’s laptop (asset owned 100% WTPC). VAT recoverable so net cost £440.83	528.99	1016
Lucia Homer	Reimbursement for defib batteries	28.23	1017
Total debit		£1,233.86	

FC added that WDPC has been asked to make a financial contribution towards the Clerk’s laptop. WDPC convene to discuss 09 Feb

- ii) S137 expenditure limit for 2021/22 = £8.41 per electorate. WTPCs 2021/22 budget unaffected as £250.

35/21 Environment Role on the Council

- i) FC requested that one Councillor be the PC’s Environmental Champion and report back to the PC. This role will act as a ‘checker’ to consider environmental impact of all decisions the PC makes.

If PC decides to take part in The Greening Project, there could be some work involved. FC will lead plus a couple of people have said to her they’ll be willing to take on that role.

In the absence of a volunteer, FC stated that she will advertise within the parish to fill that role. A Councillor will still be required to act as liaison. In the short term, FC will take on the role.

36/21 Lengthsman jobs – led by Cllr James Strachan

List of jobs identified includes a) repair village sign Coach Road as now has the post, b) cut back the hedge at the front of the school car park c) grid by coppers drove needs clearing out.

37/21 Councillor reports

LH: Virgin Battery back-up: Call 151 from Virgin landline and request a BBU (available to all vulnerable individuals). This is a SIM facility which allows you to make one 999 call in the event of a power cut. A member of the public indicated this does not work. LH will talk to Virgin on their behalf.

FC added:-

- The villages’ mobile mast is classified as a sub-mast and does not have battery back-up. Meaning mobile signal will be lost during a power cut
- BT landlines have call capability during a power cut. To move away from BT as a landline provider is a consumer choice. If anyone feels they were mis-sold an alternative landline contract on the basis they asked for call capability during a power cut, they must write to OFCOM
- The PC will co-ordinate a list of BT landlines available to the community in the event of a power cut

DH: Requested the following added to the March Agenda:-

- ownership of the light outside of the West Dean Club (falling in Hampshire and so WTPC) to be added to the March Agenda
- report on Village Job Club

KJ: will be the liaison Councillor for the WT Village Shop. Add update to the March Agenda.

38/21 Correspondence, AOB, urgent matters

- i) Parking signs (The Village): Replaced so matter closed
- ii) WTPC Publications: MC to publish Agendas and Minutes on WT Village FB page (as link to PC website)

- iii) Defibrillator: After a routine maintenance check, it was identified the defib was out of action. Batteries now replaced and defib operational. FC added that once lockdown restrictions have been lifted, she will organise CPR training out to members of the parish
- iv) Census 2021: FC will be publicising through Posters, FB, and PC website. The PC will be taking a more proactive approach regarding helping with completion of forms.
- v) Planning Tracker function on Parish Council's website: MC reported that this function had not been working for some time. It was reported to the host HugoFox however their priority was meeting Accessibility legislation. Delays due to CV19. In the meantime, all planning applications are published in Agendas and Minutes
- vi) NALC announcement: MC reported that the government have no plans to extend remote meetings regulations beyond 07 May 2021 – meaning physical Parish Council meetings to resume w.e.f 10 May 2021. Considerations to:-
 - Potential to hold the April meeting as the AGM at the end of April
 - After 10 May, fewer and shorter meetings. Postpone issues, where possible, for when things are safer to convene F2F
 - Set-up scheme of delegation e.g. Planning Committee to convene and be quorate (3 councillors) to make decisions
 - Venue to be CV19 compliantFC emphasised that public health has primacy. It was agreed to reassess at the March meeting when hopefully the situation will be clearer.

39/21

Next Parish Council Meeting

The next Parish Council Meeting for **West Tytherley, Frenchmoor & Buckholt Parish Council** will be held on **Monday 08 March 2021** at **7:00pm** via Video Conference.

Being no further business, FC closed the meeting at 8:55pm

DRAFT MINUTES TO BE SIGNED AT THE NEXT PARISH COUNCIL MEETING

Minutes published on the Parish Council's website wtparishcouncil.org