

**CYNGOR CYMUNED YR YSTOG**  
**CHURCHSTOKE COMMUNITY COUNCIL**  
 2 Rowes Terrace, Plough Bank, Montgomery, Powys. SY15 6QD

**MINUTES of Meeting on 26<sup>th</sup> April 2006**  
 at Hyssington Village Hall, at 7.30 p.m.

**1.0 Attendance, Apologies and Declarations of Members' Interests** – Cllr Mrs B J Davies (Chairman), Cllr E Evans, Cllr G F Griffiths, Cllr Mrs P J Jones, Cllr D A Paterson, Cllr D L Powell, Cllr P A Rees, Cllr Mrs B A Rowley, Cllr Mrs A R Stephens

Apologies – Cllr M J Jones, Cllr D H Latimer

The Chairman welcomed Mr P A Rees as a new Member for Churchstoke ward.

The Chairman welcomed members of the public.

Declarations of Members' Interests: Members declared interests as follows,

Agenda Number	Item	Councillor	Nature of Declaration
5.7	Planning applications	D L Powell	Interest in M20060316

**2.0 Minutes of Meetings** – to approve and sign the minutes of meeting 29<sup>th</sup> March 2006 at Churchstoke Community Hall, as a correct record.

The minutes of the meeting of 29<sup>th</sup> March 2006 were approved and signed as a correct record.

**3.0 Matters Arising from minutes for Information** – to report matters for information arising from minutes of meeting 29<sup>th</sup> March 2006 at Churchstoke Community Hall,

3.1 (3.3) Enquiry to BT regarding Broadband

The Clerk reported that a formal complaint has been lodged with BT and is being investigated by the complaints review service.

3.2 (6.1) Changes to collection of Garden Waste

The Clerk reported that clarification has been obtained from Powys CC on the collection of green waste from the cemetery. Powys CC states that green waste will continue to be collected in the green trade refuse bags – i.e. no change to current practice.

3.3 (11.0) Interim Development Control Guidance on Wind Farm Developments

The Clerk reported acknowledgement of CCC's response to the consultation, and that recommendations will be made to the Powys CC Board in April or May.

3.4 (16.0 e) Bus pick up point at the Blue Bell

The Clerk reported on a reply from Shropshire CC regarding withdrawal of the bus pick up point at the Blue Bell en-route to Bishops Castle Community College. Shropshire CC states that the decision is made for reasons of safety, and that the current pick up cannot continue on private land, but that concerns raised by CCC will be monitored. A follow up telephone call by the Clerk has also confirmed that Shropshire CC will review options for

making better use of the large open verge at the Blue Bell. The Chairman reported that local operators have been contracted to operate separate mini-bus services for Powys and Shropshire children.

#### 4.0 Application for registration of Village Green in Churchstoke – report

The Clerk reported that respondents to the evidence questionnaire had attended at the community hall to make a Statutory Declaration to accompany their evidence. The evidence forms have been forwarded to Powys CC, and acknowledgement received. Powys CC also states that the Oxford ‘Trap Grounds’ case has been heard in the House of Lords and is pending judgement. Members wished to acknowledge and thank Mr P Swanson for his assistance as witnessing Justice of the Peace.

#### 5.0 Planning Matters

5.1 Powys CC Planning Liaison Meeting – to report on attendance at the Spring meeting  
Cllr D A Paterson reported on attendance, with the Chairman and Cllr B Rowley, at the Powys CC Town & Community Councils Spring Planning Liaison Meeting, on 30<sup>th</sup> March at Welshpool. Subjects discussed included,

- Environment Agency decision to use 1:1000 year flood plain maps rather than the 1:100 year maps, as is current practice. This may result in a more restrictive approach to planning applications with regard to susceptibility to flooding
- Wind Farm development and the sustainable community fund, which could capture up to £2.8m. There was debate on how the fund might be administered and owned.

5.2 Planning Appeals – notifications/reports (if any) of Planning Inspectorate Appeals.

The Clerk reported on notification of planning appeals decision as follows –

Plan Ref.	Appeal Ref	Site	Planning Inspectorate Decision
None	None	None	None

5.3 Powys CC Site Inspection Panel – notifications/reports (if any) of Site Inspection Panel

The Chairman reported on attendance at site inspection panel visits as follows –

Ref.	Site	Description	Date & time
None	None	None	None

5.4 Powys CC Planning Determinations – to report recent Powys CC planning determinations

The Clerk reported notification of planning determinations by Powys CC as follows –

Ref.	Site	Powys CC Planning Decision
None	None	None

5.5 Planning Specific Correspondence – to receive correspondence (if any).

5.5.1 Powys County Council – Planning Office

Re – M20060223 amendment for height reduction for the farmhouse

Cllr D A Paterson reported the background to the amendment and how information on it had come forward by chance, and Members noted that CCC has received no consultation on the amendment. Members also noted that this lack of consultation on amendments resembles an issue in 2005 when significant amendments were made to another application, and to which CCC raised the matters with Powys CC Chief Executive.

Members agreed that this must be brought to the attention of Powys CC.

RESOLVED *'to request that changes seen as major should be subject to re-consultation particularly in view of previous events in 2005; to request a visit to CCC meeting by a planning officer with a view to rebuilding good contact and confidence in the planning process; to request information on the Powys CC procedure and timetable particularly in regard to amendments'*.

Action – Clerk to process

5.7 Planning Applications/Notices – to receive and resolve responses to consultations by Powys CC including –

Declarations of Members' Interests:

- M20060316 – Cllr D L Powell, having earlier declared an interest left the meeting for this item.

RESOLVED *'to respond to consultation on applications as follows'* –

S = support, O = object, N = note,

Ref.	Applicant	Site	Description	rec.
<i>New Plans</i>				
M20060316	Mr & Mrs L Powell, Todleth Farm, Old Churchstoke	Camlad View, Old Churchstoke	Renovation & extension of derelict cottage & formation of access	S
M20060385	Mellington Hall Ltd, Mellington	Mellington Hall Hotel, Mellington	Listed building consent for external & internal alterations, inc. construction of external fire escape	N*
M20060386	Mellington Hall Ltd, Mellington	Mellington Hall Hotel, Mellington	Construction of external fire escape	S

\***M20060385** – CCC noted the application and leaves further comment to the listing authorities

Action – Clerk to process

5.8 Planning Enforcement – to report on planning enforcement matters within the community

The Chairman invited Members to bring forward planning enforcement matters for discussion. Members discussed enforcement matters and resolved as follows –

Ref.	Site	Description
None	None	None

**6.0 One Voice Wales / Society of Local Council Clerks, Guidance Notes** – to receive reports of area meetings/guidance notes/correspondence

None.

**7.0 Cemetery Fees** – triennial review of cemetery fees (from May 2006)

The Clerk reminded Members that cemetery fees are due for the triennial review and referred to the previously circulated briefing paper.

RESOLVED *'that the adult burial, exclusive right, and monument fees to be increased to £100, and other fees increased pro-rata'*.

Action – Clerk to process

### **8.0 Consultation on Review of Community & Electoral Arrangements** – to consider and resolve a response to the Powys CC draft proposals (previously circulated)

The Clerk reminded Members of the review and consultation currently taking place, of the amendments proposed for Churchstoke, and of the deadline of 31<sup>st</sup> May 2006 for responses on the forms supplied.

RESOLVED *that*

- a) *Boundary and Area Changes – support*
- b) *Changes to councillor numbers in the community – support*
- c) *Creation or removal of warding arrangements in the community – support*
- d) *Changes to boundaries of existing wards – support*
- e) *Changes to the allocation of councillors between wards – object. CCC would wish to see an allocation of Churchstoke 9 councillors, Hyssington 3 councillors, on the grounds of the distribution of electors within the wide geographical area of Hyssington Ward and the need to use and maintain local knowledge of the area’.*

Action – Clerk to process

### **9.0 Playgrounds**

#### 9.1 Playground Inspections – to receive the reports of the February 2006 inspections

The Clerk reported that the RoSPA inspections have been undertaken at Cae Camlad and at the BMX area, but that CCC is still awaiting the formal report.

#### 9.2 BMX Area – to discuss and resolve on the future of the BMX area

The Clerk advised Members that in the absence of RoSPA inspections results it would be difficult to make a fully informed discussion on the future of the BMX site. Members agreed to await the results.

Action – for May agenda

### **10.0 Financial Report**

#### 10.1 Financial Year 2005-2006 – to receive notice of annual audit

The Clerk reported on the timetable for external audit of financial accounts for 2005-2006, with the audit date set for 20<sup>th</sup> October 2006.

#### 10.2 Items received since last meeting – to report.

The Clerk reported on income received since the last meeting as follows,

Payer	Description	£
NatWest Bank plc	Gross interest Jan-Mar 2006	98.45
	Allotment No.1 rent 2006-2007	70.00
	Allotment No.2 rent 2006-2007	60.00
	Allotment No.3 rent 2006-2007	70.00
	Allotment No.4 rent 2006-2007	70.00
Churchstoke Bowl. Club	Peppercorn Rent 2006-2007	1.00
Aubrey Kirkham	Cemetery burial fee (plot 439)	75.00
E R D Corfield & Sons	Cemetery burial fee (plot 345)	75.00

#### 10.4 Items for payment this meeting – to authorise items for payment, including as follows, RESOLVED ‘CCC authorises items for payment as follows’,

cheque	Payee	Description	£
332	Mrs B A Rowley	Village Steward Jan-Mar 2006	94.58
333	E J Humphreys	Admin. expenses Jan-Mar 2006	182.09
334	One Voice Wales	Subscription 2006-2007	150.00
335	NALC (Loc.Council Review)	Subscription 2006-2007	14.00
336	Powys CAB	Donation 2006-2007	60.00
337	Mont. Family Crisis Centre	Donation 2006-2007	25.00
338	The Samaritans	Donation 2006-2007	25.00
St.Ord	E J Humphreys	Clerk's salary April 2006	324.06

Action – Clerk to process

The clerk reported that rural rate relief for the cemetery will continue at 100% and there will be no amount payable for National Non Domestic Rates 2006-2007.

10.5 Consolidated balances at 26<sup>th</sup> Apr 2006 after sweep, receipts & payments – to report  
The Clerk reported on gross, ring-fenced funds, & net available balances as follows,

Item	Reserve account £	Current account £
Gross balances	18,489.67	200.27
Less ring-fenced funds	3,350.39	0.00
Net balances available	15,139.28	200.27

## 11.0 Highways Reports

11.1 Highways report from Powys/Shropshire CC to CCC – to report items from Powys CC

The Clerk reported on replies/correspondence from Powys CC/Shropshire CC

- a) Cwm Cae Lane, Pentre – edge erosion and potholes from junction with Pentre Cwm Lane to Cwm Cae. Powys CC states that the site has been inspected and instructions for repairs will be issued, and the road will be considered for drainage works to prevent further erosion
- b) Pottery Car Park, Churchstoke, adj. Golden Fish Chinese restaurant – large potholes previously reported to Powys CC (on 24<sup>th</sup> November 2005) have not been filled. Powys CC states that the potholes were filled no later than 17<sup>th</sup> March.

11.2 Highways report from CCC to Powys CC – to report items to Powys CC/Shropshire CC

- a) Cllr D L Powell – Blue Barn Corner, Green Lane – potholes, and stone protruding into carriageway on the Old Churchstoke side of corner
- b) Cllr D L Powell – at The View, Old Churchstoke – foul water draining onto carriageway
- c) Chairman – reported that white lining at the Cwm/Great Argoed has been undertaken and is a great improvement

Action – Clerk to process

**12.0 Correspondence** – to receive items of general correspondence.

12.1 Powys County Council – Head of Legal, Scrutiny & Democratic Services

Re – Diversion of Public Path No.4 at the Drilleth

Notice of Confirmation of the Order of diversion, together with a copy of the Order coming into force 27<sup>th</sup> April 2006. Noted.

12.2 Powys County Council – Technical & Local Services

Re – Increase in payments for recycled material for adopt-a-site

Notice of increase in payments for recycled materials from April 2006. Noted.

### 12.3 Public Services Ombudsman for Wales

Re – Publications on the services of the Ombudsman from April 2006

Copies of booklets ‘How to Complain about a Public Body’ revised to accommodate changes from April 2006. Distributed to Members

### 12.4 Powys Local Health Board

Re – Consultation documents

Copies of consultation documents

- a) “Designed to Deliver – shaping Acute hospitals in Mid & West Wales”
- b) “Doing More Doing Better” – proposals for service modernisation in Powys

Responses welcomed by 26<sup>th</sup> June 2006. Passed to Cllr B A Rowley then for Cllr D A Paterson.

### 12.5 Department for Constitutional Affairs – Head of Burials Team

Re – Burial Law and Policy in the 21<sup>st</sup> Century

Summary copy of the responses to consultation undertaken in 2004, and to which CCC had responded (ref. minutes 28/04/2004). Passed to Chairman.

### 12.6 Various other correspondence, tabled

- a) Powys County Council Youth Service – publicity booklet. Noted.
- b) Welsh Assembly Government, Fire & Rescue Services Branch – Risk Reduction Planning Guidance for Fire & Rescue Authorities (summary), following its publication on 21<sup>st</sup> March 2006. Noted.
- c) Montgomeryshire Community Health Council – notification that on 28<sup>th</sup> March the All Wales Board rejected the proposal for one CHC for Powys. Noted.
- d) PAVO – newsletter March 2006. Noted.

### **13.0 Chairman’s Announcements & Date of AGM and Next Meeting**

- a) Cllr D L Powell – reminded Members that funds have been allocated for a new notice board for Cross Likey and that arrangements will be made by the Clerk
- b) Clerk – reminded members that the preparation of accounts for the year 2005-2006 will be undertaken over the next few weeks
- c) Clerk – distributed updated list of councillors

Next meeting and AGM – Wednesday 24<sup>th</sup> May 2006, 7:30 p.m. at Churchstoke

Meeting ended 9:05 p.m.