

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

**MINUTES of Meeting on 29<sup>th</sup> April 2009**  
 at Hyssington Village Hall at 7.30 p.m.

**1.0 Attendance, Apologies and Declarations of Members' Interests**

Attendance: Cllr D L Powell (Chairman), Cllr C S Fowles, Cllr M J Jones, Cllr L D Owen, Cllr D H Payne, Cllr P C Rigg, Cllr B A Rowley, Cllr J Stelmasiak, Cllr V E D Tudor.

Apologies for Absence: Cllr K H J Dowbiggin, Cllr S V Griffiths

Declarations of Members' interests: Members declared interests during the meeting as follows:

Agenda Number	Item	Councillor	Nature of Declaration
4.4	Planning Applications	M J Jones	Personal not Prejudicial Interest as a Members of Powys CC Planning Committee
6.0	Cemetery	M J Jones	Personal and Prejudicial Interest
11.0	Public Path Diversion Orders	M J Jones	Personal not Prejudicial Interest as a Members of Powys CC Rights of Way Committee

**2.0 Minutes of Meetings** – to approve and sign the minutes of 25<sup>th</sup> March 2009 at Churchstoke Community Hall, as a correct record.

The minutes of the meeting 25<sup>th</sup> March 2009 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 25<sup>th</sup> March 2009 at Churchstoke Community Hall.

**3.1 (14.3) St Nicholas Parish Church Open Day**

The Clerk reported for the allotments task group on CCC's participation at the open day with attendance by the Chairman, Cllr S V Griffiths, Cllr M J Jones promoting the allotments project. CCC also took the opportunity to promote the Green Grants applications and general information about the work of the council. The group reported that the effort was worthwhile, with a good degree of interest from members of the public, and that nine copies of publicity and information material had been distributed. The Clerk also reported that a letter of thanks had been received from the Churchwarden.

The Chairman thanked councillors and Clerk for attending, and thanked Cllr S V Griffiths and Clerk for preparing the display material.

**4.0 Planning Matters:**

**4.1 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
P20090096	Coot Meadow, Churchstoke	Full planning permission granted
P20090108	Primrose Cottage, Fishpool Lane	Full planning permission granted

P20090311	Holly Ridge, Hyssington	Full planning permission granted
-----------	-------------------------	----------------------------------

4.2 Planning Specific Correspondence – to receive planning specific correspondence (if any)  
None.

4.3 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
None		

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

Declarations of Members' interests

- Cllr M J Jones: all applications – declared a Personal not Prejudicial Interest as a Member of Powys CC Planning Committee

RESOLVED '*CCC responds to planning consultations as follows:*'

Ref.	Applicant	Site	Description	rec.
P20090384	Bryngydfa Wind Farm Ltd, c/o ATMOS Consulting Ltd, Waen Farm, Nercwys Road, Mold	Bryngydfa Wind Farm, Felindre, Knighton	Construction of 12 turbine wind farm and associated infrastructure inc. upgraded tracks, underground cables, control buildings anemometer masts compounds borrow pits and upgraded culverts	N*

\***P20090384** – CCC noted the application and submitted comments to the planning office as follows:

- a) CCC expects an additional and unusual drain on traffic management resources of the highways authority and the police during the construction phase, and is of the view that this should not fall on the local council tax payer but that it should be met by the developer.
- b) CCC is of the view that the mitigating factors and benefits from the wind farm should be channelled back to the community via the protocol for 'Delivery of Community Benefits from Wind Farm Energy Developments', which is currently being set out.

Action – Clerk to process

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

Ref.	Site	Description
None		

4.6 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 as follows –

Ref	Site	Description
None	Maes Neuadd	The Clerk reported concern expressed by a member of the public at the St Nicholas Parish Church open day on the continuing poor condition of the development site.

		<p>Members noted that the last correspondence from Powys CC on the matter was in May 2008 when the planning officer replied that the site has been inspected and the office appreciated that works were continuing at slow pace. It stated that the Local Planning Authority has limited powers to request a developer to complete works in a specified period. It also stated that the site would be monitored and action considered, but at that time it did not consider enforcement action was required.</p>
--	--	--

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

**5.1 OVW – Montgomeryshire Area Committee**

Council received notice and agenda for the meeting Wednesday 8<sup>th</sup> April 2009, 7pm, Llanfair Caereinion.

Cllr M J Jones reported on attendance at the meeting where the main item of business was the guest speaker Mr J Howard, Chief Executive Montgomeryshire Community Health Council (MCHC). Mr Howard explained the concern at proposals to reconfigure CHC's in Wales including merging the two CHCs in Powys into a single body, and the difficulties that would cause for effective patient representation and hospital inspections. OVW have responded to the proposals as representative body of its member councils.

**5.2 OVW – Information pack**

Council received information pack including details of:

- Final salary award for Clerks 2008-09
- Pay claim/offer 2009-10
- Buckingham Palace Garden party attendees
- Launch of Welsh Assembly Government agreement on Child Poverty
- Village of the Year competition (closing date 29<sup>th</sup> May)
- Guidance on the Member Area on the OVW web site

**6.0 Cemetery** – to consider and resolve a course of maintenance for the trees at the Cemetery

Declarations of Members' interests

- Cllr M J Jones: declared a Personal and Prejudicial Interest

The Chairman reminded members of CCC wish to seek advice on pruning of some trees at the Cemetery. The Clerk reported that Powys CC no longer has a tree specialist officer and that alternative arrangements are being made for advice and quotations from local contractors. Cllr B A Rowley as Member with Special Responsibility for the Cemetery, will also attend.

Action – Clerk to process  
Action – Cllr B A Rowley to attend

**7.0 Allotments** – to report from the allotments task group.

The Chairman reminded Members of the resolution to establish garden allotments.

Allotments work over the last month has been concerned with participation at the Open

Day at St Nicholas Church. The Clerk indicated that the next stage will be to apply for planning permission.

Action – Allotments group with Clerk

### 8.0 Village Green at Hyssington – to receive progress report from the task group.

The Chairman reminded Members of agreement to undertake a survey of the neighbourhood to seek evidence to support and application. The Clerk reported for the task group on the group meeting on Sunday 26<sup>th</sup> April where survey forms were dispatched and arrangements agreed for the open meeting on Thursday 14<sup>th</sup> May, 7pm at Hyssington Village Hall. The Chairman emphasised the importance of the open meeting and asked that all Members to attend.

The Chairman thanked Cllr D H Payne for once again hosting the group meeting

Action – Village Green group with Clerk

Action – all Members

### 9.0 Playgrounds – to receive the reports if available, of the February 2009 inspections.

The Clerk reported that the results of inspection have not yet been received.

### 10.0 Financial Report:

#### 10.1 Financial Year 2008-09 – to report the timetable for audit of accounts 2008-09

The Clerk reported that audit details have been received from the external auditors, and that accounts will be prepared through May and June. The timetable will run as follows:

Internal Audit	6 <sup>th</sup> July-10 <sup>th</sup> July
Accounts approved by Council	29 <sup>th</sup> July
Display of public notice	20 <sup>th</sup> July-2 <sup>nd</sup> August
Records available to the public	3 <sup>rd</sup> August-28 <sup>th</sup> August
Audit day	4 <sup>th</sup> September

#### 10.2 Financial Appeals 2009-2010 – to consider & resolve on appeals/donations for 2009-10 (previously circulated)

The Clerk reported on new financial appeals for 2009-10, and on those already covered by 2009-10 budget.

RESOLVED *‘CCC authorised payment of appeals as follows’:*

Name of Organisation	Address or Location	£ Budget Approved
Bobarth Children's Therapy Centre Wales	Cardiff	25
Hope House Children's Hospice	Oswestry	25
Montgomeryshire Family Crisis Centre	Newtown	25
Powys Citizens Advice Bureau	Newtown	60
Royal British legion	Churchstoke	25
The Samaritans	Shrewsbury	25
Wales Air Ambulance	Wrexham	25
<b>Total</b>		<b>210</b>

Action – Clerk to process

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

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

Payer	Description	£
Nat West Bank	Gross Interest Jan-Mar 2009	15.22
G Griffiths	Allotment No.4 rent 2009-2010	70.00
K J Llewellyn	Allotment No.1 rent 2009-2010	60.00
B P H Llewellyn	Allotment No.2 rent 2009-2010	60.00

## 10.4 Items for payment – to report and resolve to approve items for payment as follows:

RESOLVED 'CCC authorises payments as follows':

Chq	Payee	Description	£ex vat	£vat	£inc vat
<i>To authorise items for payment this meeting:</i>					
492	B A Rowley	Vill. Steward Jan-Mar'09	120.32	0.00	120.32
493	E J Humphreys	Admin Exp. Jan-Mar'09	178.35	0.00	178.35
n/a	Powys County Council	Cemetery rates 2009-10	0.00	0.00	0.00
495	One Voice Wales	Membership Subs 2009	168.00	0.00	168.00
<i>Total to authorise</i>			<i>466.67</i>	<i>0.0</i>	<i>466.67</i>
<i>To report items previously authorised to be paid by direct debit or standing order:</i>					
494	E J Humphreys	Back pay re ACAS	13.56	0.00	13.56
SO	E J Humphreys	Clerk's salary Apr'09	383.88	0.00	383.88
<i>Total previously authorised</i>			<i>397.44</i>	<i>0.0</i>	<i>397.44</i>

Action – Clerk to process

10.5 Consolidated balances at 29<sup>th</sup> Apr 2009 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	25,053.16	500.00
Less ring-fenced funds	5,720.35	0.00
Net balances available	19,332.81	500.00

**11.0 Highways and Rights of Way Reports:**

11.1 Public Path Diversion Orders Applications/Notices – to receive and resolve responses to consultations on proposals for Public Path Diversion Orders including –  
Declarations of Members' interests

- Cllr M J Jones: all applications – previously declared a Personal not Prejudicial Interest as a Members of Powys CC Rights of Way Committee

Public Footpath	Grid Ref	Location	Proposal	rec
No. 100 (part)	SJ 304939	Llanerch, Hyssington	Diversion of line of footpath to south of garden	S

Action – Clerk to process

## 11.2 Highways and Rights of Way report from Powys/Shropshire CC to CCC – to report.

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

- a) C2056 Blacksmiths Bank Hyssington – CCC has previously reported edge erosion and need for repair. CCC enquired if Powys CCC knows of ownership and responsibility for maintenance of the entrance to Hill View and Willow Lodge off Blacksmiths Bank. Powys CC replies that maintenance of the access will be the private dwelling owners'

responsibilities. Where the section passes through the verge, Powys states that it would have an interest in ensuring it is not of a hazardous nature to highway users and would look to private individuals to maintain it.

Action – Clerk to copy to  
Cllr D H Payne for information

- b) C2149 from top to Pullets bank to the Moat – potholes along the entire length, some of which have been marked for repair some time ago but no repairs have been undertaken. Powys CC replies that the section is included in this year's programme of surface dressing and patching repairs will be carried out shortly in readiness.

### 11.3 Highways and Rights of Way report from CCC to Powys/Shropshire CC – to report.

- a) Cllr L D Owen: B4385 near the Courthouse – flooding in times of recent rainfall
- b) Cllr L D Owen: B4385 at Pentre Bridge – flooding and difficulties for traffic during the first rainfall for some time
- c) Cllr L D Owen: B4385 at the Feeding Grounds Cottage (grid ref approx SO 267 923) – overhanging trees making for single file traffic
- d) Cllr P C Rigg – C2009 near Llanerch – potholes (especially near Llanerch) along the length from C2056 (Hyssington turn) to A489.

Action – Clerk to process

### 12.0 County Council Matters – to receive and discuss other general Powys CC, Shropshire CC, and South Shropshire DC matters.

- a) Powys CC: Cllr M J Jones reported,
  - Recent press reports of the discussions on the possibility of the cessation of weekly refuse collections and a move to more recycling collections with a fortnightly general collection. Members noted this might adversely affect the proceeds from the 'bring site' and therefore the money available for Green Grants.
  - Planning permission has been granted for a waste wood incinerator at Welshpool.
  - Powys CC is meeting on 30<sup>th</sup> April to discuss the Welsh Assembly Government for education and the likely adverse effects on post-16 education services.
- b) South Shropshire DC:
  - No report.

### 13.0 Correspondence – to receive other items of general correspondence.

#### 13.1 Information Commissioner's Office – Information Commissioner

Re: Freedom of Information Act - DVD Tool Kit

Council received practical guidance on DVD, to assist with processing Freedom of Information enquiries. Noted.

#### 13.2 Welsh Assembly Government – Local Government Policy Division

Re: Managing Safety of Burial Grounds Memorials

Council received copy of practical guidance on Managing Safety of Burial Grounds Memorials, developed by the Ministry of Justice in England and now available to Wales.  
Noted

#### 13.3 Powys CC – Member and Executive Support Officer

Re: Improving Links between Powys CC and Town and Community Councils

Council received information that in order to improve links with Town and Community Councils, Powys CC will pilot the availability of the services of its Member and Executive Support Officer to support Town and Community Councils. Noted.

#### 13.4 Various other correspondences listed:

- a) The Office of the Lord-Lieutenant – invitation to attend the County Service of Commitment to World Peace and Remembrance, Sunday 10<sup>th</sup> May, 3.15pm. Noted.
- b) Welsh Assembly Government – notice of launch of consultation on Draft Wales Waste Strategy events at Swansea, Aberystwyth and Llandudno during May and June. Noted.
- c) North Powys Community Council Forum – agenda for Friday 24<sup>th</sup> April, 11am at Welshpool. Noted.
- d) National Association of Memorial Masons – information on Inspection and Safety Assessment courses at cost £300 per student. Noted.
- e) Montgomery shire Community Health Council – copy of MCHC response to consultation document ‘Proposals for the Future of CHCs in Wales’. Noted.
- f) Play for Wales / Chwarae dros Gymru – Spring 2009 newsletter. Noted.
- g) Glasu – notice of Transition Consultation Event, 13<sup>th</sup> May, 10:00-16:30, Llandrindod Wells. Noted.

#### 14.0 Chairman’s Announcements & Date of Next Business Meeting

- a) Chairman – reported on letter of resignation from Cllr E N Swanson stating reason of conflict of interest.

Action – Clerk to process

- b) Cllr B A Rowley – reported a request from the family of the late Mrs Casewell, for permission to place a bench/seat at the cemetery. Members agreed to ask the family for detail of proposals.

Action – Clerk to process

- c) Cllr D H Payne – requested whether CCC can provide a copy of its playground inspection form for use by Hyssington Village Hall.

Annual Meeting: Wednesday 27<sup>th</sup> May 2009, 7:30 p.m. at Churchstoke.

Next business meeting: Wednesday 27<sup>th</sup> May 2009, 7:45 p.m. at Churchstoke.

Meeting ended 9.12 p.m.