

# STAPELEY & DISTRICT PARISH COUNCIL

Clerk: Carol Jones

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Parish Councillors are summoned to a  
**MEETING OF THE PARISH COUNCIL**

**DATE:** MONDAY, 16 FEBRUARY 2015

**TIMES:** 7.30 pm

**VENUE:** STAPELEY COMMUNITY HALL,  
PEAR TREE FIELD, STAPELEY

Enquiries to: Clerk: Carol Jones

Tel: 01270 812065

Date of issue: 9 February 2015



Signed

To: Members of the Parish Council  
Councillors Mike Docker, John Davenport, Sandy Gwinn-Freemantle,  
Peter Groves, Jo Hillman, Keith Lawrence, Martin Malbon, Keith Nord and  
Matthew Theobald

Copies: Shaun Clough;  
Borough Councillors Peter Groves and Andrew Martin (Nantwich South and Stapeley)  
Local Press

**Note:** Members of the public are asked to print their own copy of the agenda from the website. Members of the public without access to the Internet are asked to contact the Clerk by no later than noon on the day of the meeting to ensure that spare copies of the agenda are available.

## NOTES

This Parish Council meets and makes its decisions in public. A Parish Council meeting is not a *public* meeting. It is a meeting *held in public*. There is no requirement in law which allows members of the public to speak at such meetings. However, the Council is pleased to offer this opportunity to local registered electors to show that it is committed to community engagement.

Please respect the fact that this is a meeting to conduct Parish Council business and interruptions during the meeting are not permitted. If the business is disrupted in any way, the person(s) causing the disruption may be asked to leave.

### PUBLIC QUESTION TIME

- Public question time will be for a period of 10 minutes. Any member of the public wishing to speak should notify the Clerk prior to the start of the meeting. As a courtesy, it would be appreciated if 24 hours' notice could be provided.
- The period of Public Question Time can be extended at the discretion of the Chairman.
- Members of the public are permitted to ask questions in respect of items on the agenda or any other business of the Parish Council. Questions asked at previous meetings should not be raised within a 6-month period.
- The matter may be addressed immediately; the Chairman or the Clerk will respond to questions. If it is not possible to give a response, a written response can be provided, if appropriate.
- Supplementary questions or comments are only permitted at the sole discretion of the Chairman.
- Members of the public are also able to address the Parish Council, ie make a statement, which should also relate to the business of the Parish Council. In these circumstances, no response is given.
- If more than one speaker wishes to speak on the same agenda item, the Chairman shall have discretion to disregard any questions or comments if they are a repetition of those of a previous speaker.
- It is not a good use of the Parish Council's time for members of the public to raise issues about hedges, street lights, pot-holes and so forth during public question time. Such matters should be reported direct to the Borough Council either by phone or using its on-line system of reporting faults. Alternatively, please contact the Clerk who can take action, or report matters as appropriate.

## 2 MEETINGS

**2.1** Meetings are generally held at Stapeley Community Hall. When the meeting is held at Broad Lane Methodist Chapel, car parking is available at the rear of the Chapel.

**2.2** **Exclusion of the press and public:** On occasions, members of the public and press representatives are excluded from the meeting when the business to be transacted is of a confidential nature; for example, matters likely to reveal the identity of an individual, contracts and financial affairs of other parties. It is irrelevant whether there are press and public in attendance when the exclusion motion is carried. The purpose of the motion is to ensure that none of the proceedings which follow, including both written documents and any comments made, can be made public after the meeting. If the Council does not resolve to exclude the press and public, this would mean that anything discussed and any documents presented are regarded as in the public domain and must be supplied if requested by anyone, whether as a general request, or under the Freedom of Information Act.

**2.3** The Parish Council cannot lawfully decide any matter which has not been specifically included on the agenda, and there is case law to this effect (*Longfield Parish Council v Wright (1918) 88 LJ Ch 119*).

**2.4** **Planning Grounds:** The grounds on which observations can be made on planning applications are as follows –

- |   |  |    |   |
|---|--|----|---|
| 1 | Development Plan in all its aspects                                  | 8  | Appropriateness of use taking account of local area |
| 2 | Government legislation and guidance (PPG)                            | 9  | Effect on highway safety and parking                |
| 3 | Siting   | 10 | Landscape   |
| 4 | Design   | 11 | Listed buildings                                    |
| 5 | External appearance  | 12 | Conservation areas                                  |
| 6 | Compatibility with street-scene                                      | 13 | Land contamination                                  |
| 7 | Development affect on neighbouring properties, amenities and privacy | 14 | Flooding  |

#### **Non-Relevant Matters**

- |   |   |   |   |
|---|---|---|---|
| 1 | Matters controlled by other legislation | 6 | Business competition                    |
| 2 | Effects on private rights               | 7 | Personal circumstances – health/finance |
| 3 | Provisions in covenants/deeds           | 8 | Ownership                               |
| 4 | Effect on property values               | 9 | Moral issues                            |
| 5 | Private opinions                        |   |   |

# A G E N D A

Note: Prior to the start of the meeting, Shaun Clough will sign his Declaration of Acceptance of Office, having been co-opted in his absence at the December 2014 meeting.

## **Guide Times:**

**7.30 pm – 7.35 pm**

### **1 APOLOGIES**

Apologies for absence should be notified to the Clerk by noon on the day of the meeting, if possible. Apologies must be received and accepted before the meeting. If received after the meeting they cannot be recorded.

### **2 DECLARATION OF INTERESTS**

Members to declare any disclosable pecuniary interest or non-pecuniary interest which they have in any item of business on the agenda, the nature of that interest, and in respect of disclosable interests, to leave the meeting prior to the discussion of that item.

Whilst the Clerk can advise on the Code of Conduct and its interpretation, the decision to declare, or not, is the responsibility of the Parish Councillor, based on the particular circumstances.

### **3 MINUTES**

To approve as a correct record the Minutes of the meeting held on 19 January 2015, the same to be signed by the Chairman. ...

**7.35 pm – 7.45 pm**

### **4 PUBLIC QUESTION TIME (10 MINUTES)**

In accordance with the Parish Council's Standing Order No.1, members of the public are able to submit a question, either in writing prior to the meeting, or orally at the meeting, or to make a statement. A copy of the Public Speaking Protocol will be available at the meeting.

Each member of the public is entitled to ask **one question or make a statement**. Questions or statements must be addressed to the Parish Council as a whole and not to individual parish councillors. This is not an opportunity for engaging in debate with Members.

As a courtesy, questions should be notified to the Clerk 24 hours before the meeting. If this is not possible, the Clerk should be informed of the question prior to the start of the meeting.

The Chairman (or Clerk) will respond to questions, but if the Chairman considers that another councillor might have the information, she will defer to him/her. This slot is for members of the public and **councillors should not participate unless invited to do so by the Chairman.**

If possible, a response to questions will be given at the meeting. If this is not possible, a written response can be provided to the questioner. In the case of statements, no response is required.

### **5 CHESHIRE EAST BOROUGH COUNCILLORS**

Borough Councillors Andrew Martin and Peter Groves to report on Cheshire East Council matters of interest.

**6 CLERK'S REPORT (for information)**

To receive the Clerk's report which is for information. ...

**7.45 pm – 8.05 pm**

**7 FINANCIAL MATTERS**

**7.1 Authorisation of Payments**

The Parish Council is asked to authorise the following payments:

£tba	Crystal Clean
	The invoice will be available at the meeting.
£280.80	Dame Hygiene Services – installation and provision of equipment in community hall, and service (January 2015 – December 2015 inclusive (£234 net plus £46.80 vat)
£832.00	Greenspaces, South Cheshire – maintenance of wildlife area, Talbot Way Fortnightly maintenance. 26 visits from 17 Oct 2013 – 17 October 2014 @ £32 per fortnight.

**8 SPEED WATCH SCHEME**

To receive charts showing recent speed watch activity. These require an XPS Viewer application to open the charts.

Mill Lane (1)	Average and maximum speeds	5 January – 15 January 2015
Mill Lane (2)	Speed percentiles	5 January – 15 January 2015
Pear Tree Field (1)	Average and maximum speeds	5 January – 26 January 2015
Pear Tree Field (2)	Speed percentiles	5 January – 26 January 2015

**8.05 pm – 8.15 pm**

**9 PLANNING MATTERS**

The Parish Council is invited to comment on the following planning application which can be viewed on-line [By Clicking Here](#). The notification letters are enclosed.

15/0095N	30 Broad Lane, Stapeley Garage and alterations to the dwelling.
15/0075N	32 Broad Lane, Stapeley Reserved matters application for a single dwelling with new access and parking following approved outline 14/2051N  The outline application was considered by the Parish Council on 8 May 2014 at which time no objections were raised.
14/5876N	Former Stapeley Water Gardens, London Road Re-plan of plots 81-83 and introduction of plot No. 147.
14/5824N	Development in Neighbouring Parish Land to the South of Park Road, Willaston Outline permission for up to 175 residential dwellings to include access. All other matters reserved.

The Parish Council is not being consulted on this application, but as the development will have an impact on Stapeley, Members might wish to comment. The deadline date for comments is 26 February 2015.

14/5825N      Development in Neighbouring Parish  
Land to rear of Cheerbrook Road, Willaston.  
Outline application for residential development for up to 120 dwellings.

The Parish Council is not being consulted on this application, but as the development will have an impact on Stapeley, Members might wish to comment. The deadline date for comments is 16 February 2015.

**8.15 pm – 8.40 pm**

**10      NEIGHBOURHOOD PLANNING**

**10.1      Steering Group Minutes**

To receive the Minutes of the Steering Group meeting held on 26 January 2015. Members of the Steering Group will also report on the meeting held on 9 February at which time Andrew Thomson (CCA Support Officer) was in attendance. ...

**10.2      Questionnaire for Consultation Round 2**

**(A)**      Various documents to inform the next round of consultation were issued to Members by e-mail. For ease of reference, these are now enclosed and comprise the following: ...

- Questionnaire
- Steering Group Outline Plan

The documents are subject to change following the Steering Group's discussion with Andrew Thomson on 9 February 2015.

**(B)      Image for the Neighbourhood Plan**

Members are invited to consider if the images on the front page of the questionnaire (item 10.2 above) are also appropriate as images for the final Plan.

**10.3      Newsletter**

To consider arrangements for the next Parish newsletter, the contents of which will mainly comprise information about the Neighbourhood Plan. A skeleton draft is enclosed; the majority of copy will be provided by the Steering Group. ...

**11      LOCATION OF AUTOMATED EXTERNAL DEFIBRILLATOR (AED)**

The Manager of the Co-op at the Cronkinson Shopping Parade has confirmed that the AED can be affixed to the shop wall.

The Parish Council is asked to confirm that the order for the AED should now be placed. The Clerk has contacted NW Ambulance Trust to discuss arrangements for awareness sessions to be held in the community hall.

**12      DATE OF NEXT MEETING**

**16 March 2015**

**8.40 pm – 8.50 pm**

**13      EXCLUSION OF PRESS AND PUBLIC**

In accordance with Paragraph 1 (2) of The Public Bodies (Admission to Meetings) Act 1960, the Parish Council is invited to **RESOLVE** that the press and public be excluded from the meeting during consideration of the following item owing to the confidential nature of the business to be transacted and the public interest would not be served in disclosing that information.

**14 COMMUNITY HALL LEASE**

Reason for exclusion: Legal privilege

The Parish Council is invited to approve the new lease for the Community Hall.

The query raised at the previous meeting was clarified by the Legal Adviser and Members informed by e-mail.