

STAPELEY & DISTRICT PARISH COUNCIL

Clerk: Carol Jones

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www.stapeleyparishcouncil.gov.uk

Parish Councillors are summoned to a
MEETING OF THE PARISH COUNCIL

DATE: MONDAY, 19 OCTOBER 2015

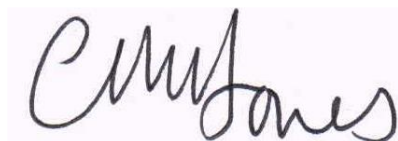
TIMES: 7.30 pm

VENUE: STAPELEY COMMUNITY HALL,
PEAR TREE FIELD, STAPELEY

Enquiries to: Clerk: Carol Jones

Tel: 01270 812065

Issue date: 13 October 2015



Signed

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

Copies: 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 held at Stapeley Community Hall.

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		

Note: If the Parish Council agrees, in principle, with an application, but not in all aspects, suggestions for development conditions can be made, in line with relevant factors.

A G E N D A

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. **John Davenport**

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 – 21 SEPTEMBER 2015

3.1 To approve the Minutes of the Meeting held on 21 September 2015. ...

3.2 Neighbourhood Plan – Regulation 14 Consultation (Minute No. 69.2)

Councillor Hillman to report progress on the administrative difficulties referenced at the previous meeting to enable an application for a Box No. to be made.

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.**

5 POLICE MATTERS

To receive a report from the local PCSO.

6 CLERK'S REPORT

6.1 To receive the Clerk's report for October. ...

6.2 Workplace Pensions

To receive the Clerk's report in respect of workplace pensions. ...

7 COMMUNITY HALL

7.1 Large Refuse Bin

The Clerk has contacted ASH which is a commercial waste disposal company. It can supply a 660 litre general waste bin to be located outside the community hall on the hard-standing which is currently a car parking bay to the right of the hall.

This is a service, rather than a purchase of a bin. The company will collect fortnightly at a cost of £15.80 (per fortnight). It is not economical for the company to collect less frequently, even though the amount of waste is unlikely to justify fortnightly collections. The cost would be £410.80 per annum. The breakdown is £9.50 per lift; 20P rent; and 25P duty of care.

A key would be provided and this would be left in the hall for regular users. For parties, it is expected that the Duty Manager could ensure that waste is put in at the end of private functions.

Nappy disposal is regarded as hazardous waste and is not permitted.

The Parish Council has included a sum of £1,000 for the purchase of an industrial-sized waste bin, but there are no plans for removal of waste.

If Members are minded to approve this, it could be trialled for one-year and reviewed at the end of that period.

7.2 Hall Usage

A potential hall user has asked for a commitment to bookings for the next 12 months, with effect from November. The booking is for Sunday worship, each Sunday from 10.30 am to 12.30 pm. This effectively 'sterilises' the hall until 1.00 pm on each Sunday. There is currently a regular Sunday afternoon user who hires the hall on occasional Sundays.

The Parish Council does not have a policy which restricts the use of the hall at weekends but, as a community asset, it is generally available for private parties.

An option would be to agree to the booking but on the understanding that a period of notice can be given (to be decided) to enable other users the opportunity to book events on Sundays.

8 FINANCIAL MATTERS

8.1 Authorisation of Payments

The Parish Council is asked to authorise the following payments:

£207.10	HMRC	Tax on Clerk's salary (£177.80 plus £29.30 employer's NI contribution)
£tba	Crystal Clean Ltd	Cleaning of the community hall and opening/closing for private parties
£11.49	Mrs C M Jones	Reimbursement for 2016 Community Hall Diary
£tba	Shaun Goodwin	Repair and servicing, central heating system – Community Hall (13 October 2015)
£1,104.00	Ken White Signs	'Stapeley Community Hall' sign (£920 net and £184 VAT)
£258.00	Johnsons Printers	Newsletter printing (Neighbourhood Plan edition)

8.2 Finance Committee

To note that the Finance Committee has been re-scheduled from 26 November 2015 to Monday, 30 November, to be held in the Community Hall.

8.3 Request for Donation (S.137) – Wybunbury Churchyard

The Parish Council is invited to consider a request for a contribution towards the cost of maintaining the churchyard in Wybunbury.

The churchyard is outside the parish and the Council generally only has the power to spend on items within the parish. However, as there are deceased Stapeley residents buried in the churchyard, and it is possible that residents from Stapeley visit the graves, an argument to contribute could be made under S.137 of the Local Government Act 1972.

S.137 allows as Council to commit expenditure if, in the opinion of the Parish Council, it is '*in the interests of, and will bring direct benefit to, their area or any part of it, or all or some of its inhabitants*'.

The Parish Council is invited to consider this matter.

9 NEIGHBOURHOOD PLAN STEERING GROUP

9.1 To receive the minutes of the Steering Group meeting held on 24 September 2015. ...

9.2 Map of CEC-owned Land in Stapeley and Batherton

The attached information has been provided to the Neighbourhood Plan Steering Group, but it will be of interest to the Parish Council as a whole. ...

10 DOG-WALKING AREAS IN STAPELEY

A local resident has commented on the lack of dog-walking facilities in the parish. The areas where she usually walks her dog, are privately owned by developers and are now closed off to public access.

The resident has asked if the Parish Council could consider securing a designated dog-walking area. The Clerk has advised the resident that other than land at Talbot Way, the Parish Council does not own any land in the parish.

The resident has also been in e-mail communication with Councillor Peter Groves who has requested the inclusion of this item on the agenda.

11 PLANNING

11.1 Planning Applications

The Parish Council is invited to comment on the following planning applications which can be viewed on the Cheshire East Council website viewing online [By Clicking Here](#)
As there are no viewing facilities at the community hall, Members are encouraged to inspect the planning applications on-line prior to the meeting.

15/4477N 252 Newcastle Road (Oakland House), Blakelow
Proposed detached house

Deadline date for comments: 4 November 2015

11.2 Cheshire East Council Local Plan Strategy Event – 3 November 2015

The Parish Council is invited to nominate two Members to attend the above event. The Clerk has reserved two places.

12 CHESHIRE EAST BOROUGH COUNCILLORS

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

13 DATE OF NEXT MEETING

16 November 2015

14 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 transacted and the public interest would not be served in disclosing that information.

15 COMMUNITY HALL - PERIMETER FENCING

The Parish Council is invited to consider quotations for the provision of perimeter fencing around the community hall. The Clerk's report is enclosed. ...