

**COLYTON PARISH COUNCIL**  
**Feoffees Town Hall, Colyton**  
**EX24 6JR**  
**Tel (01297) 552460**

Minutes of the **Meeting of the Parish Council** which held in the Mortimer Room of the Feoffees Town Hall at 7.00 pm on **Monday 13<sup>th</sup> April 2015**.

Present: Cllrs A Parr, C Collier, B Collier, P Gibbins, C Clifford, S Real, J Hay, C Pady, M Mann, R Turner, S Smith, H West, R Pocock, Pc Speariett (part of meeting), Dist Cllr H Parr, Cty Cllr S Randall Johnson (part of meeting), 6 members of the public and E Berry (clerk).

Cllr Parr welcomed everyone to this last meeting of the current Parish Council's 4 year term.

15/04/218 **Receipt and approval of apologies for absence – none**

15/04/219 **Police Report – in person**

**Colyton - 1 Crime**

**This compares to 3 crimes last month and 3 crimes in March 2014**

**23<sup>rd</sup> Criminal damage:** A drainpipe was damaged at the PEACE memorial paying fields. (CR/019652/15)  
 PC Speariett said "March's total of 6 reported crimes represents the second lowest total for the month since 2004 and is down from a peak of 25 in 2009.

Colyton had the lowest ever monthly total with just one reported crime and Beer the second lowest total. Three parishes were crime free.

These low crime figures are very encouraging and are a reminder of how fortunate we are to live in a low crime area, however the Neighbourhood team will continue to try and reduce crime even further.

Extra patrols will also be made around Beer quarry where in previous years 'rave' type events have taken place in similar locations. Extra security measures have been put in place but if you do see any unusual activity please call 101 to report.

The problem of dog fouling is ongoing and members of the public are encouraged to report any incidents, including a car registration (if possible) to EDDC.

The Community Speedwatch scheme is up & running in Colyford and PC Speariett thanked the volunteers taking part in this initiative. Cllr West confirmed the Burgesses would match the £250 the Parish Council had agreed to pay for a second speed unit but was disappointed that Seaton were not putting anything into it. PC Speariett was confident the money would be found from somewhere.

PC Speariett confirmed the accident on the level crossing at Colyford and that the driver was charged with a careless driving offence.

15/04/220 **Public Question Time (15 minutes maximum)**

Mr List, Treasurer of the Colyton Social Club briefed the Council on the background to their request for a change to the ownership of the Club either by an amendment to the registration document or by Community Asset transfer under the Localism Act of 2011. He wanted to secure the future of the club which provided a wide range of activities to a broad section of the local community and increase the funding opportunities available to them to ensure the continuing success of the Club.

15/04/221 **The Minutes of the Parish Council Meeting held on 9<sup>th</sup> March 2015 were approved & signed as being a true record of that meeting.**

15/04/222 **Matters arising from these Minutes**

a) Reply for CGS re possible play area – they are not very hopeful as it needs to go the Central Government for approval and there is limited space available.

Cllr Hay proposed a letter is written to them to ask them to progress our request, seconded by Cllr West and agreed by all.

Cllr Real questioned the ownership of the patch of grass just before Merlins at Pear Tree corner and whether a play park could be situated there. The clerk will investigate ownership with DCC.

15/04/223 **Report from County Councillor** (given later in the meeting but reported in agenda order). It's been a busy few weeks with the County Council looking at the Youth Services provision and the Transport Infrastructure plan and taking a general review of the school catchment areas in Devon. With new development being planned it is essential that school places are provided for and there is a team that works with the developers to ensure that a financial contribution is made or a new school provided. Cranbrook has one primary school with a capacity of 430 children (it currently houses 360 children) and a new joint primary & secondary school will be opening in September. Three other big Cranbrook area developments all have school provision in them. She went on to say that in the main parents have a free choice as to which school their child goes to and DCC has been very successful in ensuring that 92-94% of parents got their first or second choice school. She confirmed her attendance at the Traffic Group meeting tomorrow which led on to a discussion about the road at Umborne where a tarmacked drain is still a problem despite assurance that it had been cleared, also Yarbury Farm where there is still water flowing across the road. The state of South Street & Coly Road was also of concern with the dropped culvert being reported numerous times but nothing done. Cllr Hay was disappointed that the repairs to Ridgeway had not been done in this financial year despite the promise that it would be. All of this will be under discussion tomorrow.

15/04/224 **Report from District Councillors**  
 Cllr H Parr confirmed the two meetings held last month, the first was a special DMC meeting to discuss the local plan amendments which had been made and the plan presented to the inspector for his comments and approval. Several alterations had been made, the employment site at Sidford was deleted and 1500 more houses will be built in the Cranbrook area to fulfil the needs of the local community.  
 Under Strategy 27 the village & small town plan was looked at and it lists villages that are considered to be sustainable where some development could be absorbed, Colyton is one of these. She urged those present to look at the EDDC website for full details. The number for the district is 7100 houses over 18 years, with the plan to run from 2013 to 2031. 950 houses have been built this year with the majority being built in Cranbrook and the edges of Exeter. The second meeting was about the selloff of the Knowle office site which was agreed after a long debate. The site is hoped to realise £7-8m. There will also be a requirement for a long term loan of approximately £2m. All the figures and paperwork had been audited by outside auditors. The Parkland and lower car park will be handed over to Sidmouth Town Council for them to manage with a reducing maintenance grant, and a covenant that if any area is eventually sold then the District Council would get a proportion of that sale.  
 Cllr Smith asked Cllr Parr to clarify that the location move would cost no more than £10m? Cllr Parr said that wasn't the case and all details were on the website. The cost of the build and refit of the Exmouth site had to be factored in.  
 Cllr West asked about the PMPF planning application that was withdrawn from the DMC agenda.  
 Cllr Parr said that the agent had withdrawn the application because of the Council confirmation of the 5 year land supply and the fact that it was no longer looking at applications outside the built up boundary.  
 This also means the reserve site on the green wedge is no longer being looked at.

Several councillors commented on the new EDDC website and felt it was more difficult to use than before and was not in the least bit user friendly. Cllr Parr said it was a work in progress!

15/04/225 **Highway Matters**

- a) Road closure – Market Place & Silver Street – Friday 12<sup>th</sup> June 1900 to Saturday 13<sup>th</sup> June 1800 (Monmouth Rebellion day.).
- b) Letter from Colyton Carnival Committee pre-noting their request with DCC for a temporary road closure for the Carnival Procession on 12<sup>th</sup> September.
- c) Road closure – 11<sup>th</sup> May – 12<sup>th</sup> May – King St – Resurfacing.

15/04/226 **Reports from meetings attended:**

Cllr Smith had attended the Licencing Mediation meeting as a member of the public. Conditions appear to have been set on the use of the garden and smokers although we have not received formal notification.

15/04/227 **Correspondence**

- a) Publications e-mailed to councillors – Intouch/RsN etc
- b) Email survey on North Devon Healthcare NHS Trust – emailed to councillors.
- c) Email reminder of Police & Crime Commissioner Community Meeting in Honiton on 31<sup>st</sup> March – sent to councillors.
- d) Email invitation to Memory Café meeting in the Library – Wednesday 8<sup>th</sup> April at 1pm – sent onto councillors.
- e) Reply from Cllr Stuart Hughes re CPC email on increased funding for cycling in Devon – emailed to councillors.
- f) Colyton Carnival Committee – Christmas Lights - noted
- g) P3 Spring update emailed to councillors & P3 wardens.
- h) Agenda for licencing committee meeting on Wednesday 8<sup>th</sup> April emailed to councillors.

15/04/228 **Finance:**

- a Minutes of the Finance Committee Meeting held 23<sup>rd</sup> March 2015 (Appendix Z) to be noted.
- b Accounts to be presented for payment – proposed by Cllr Mann, seconded by Cllr Real.

Cllrs Collier declared a personal interest in cheque 3559 as this is their son.

DD	EDF	Electricity – monthly payment	£7.60	£0.40	£8.00
	EDF	Electricity Bill received 23/4/14 – 25/3/15	£82.87	£4.15	£87.01 <b>Account £0.99 in credit</b>
DD	Talk Talk	Phone/Broadband Bill	£19.35		£17.21 in credit. <b>£2.14 to pay</b>
3559	Mr R Collier	Cemetery grass cutting 1/1/15 – 3/3/15	£1330.00		£1330.00

3560	DALC	Affiliation fee & Service charges	£562.17	£82.48	£644.65
3561	EDDC	Rates Cemetery Sports Pavilion PMPF Rosemary Lane Store			£660 £792 £396 <b>£1848</b>
3562	CASH	Toilet Caretaker			£100
3563	Halcyon Landscapes	Grass cutting contract & Knotweed treatment	£2019.60 £50	£413.92	£2483.52
*3564	Symonds & Sampson	Valuations & mapping for Land Registry	£516.18	£103.24	£619.42

- c) DD to EDF will increase to £9 from 5<sup>th</sup> May 2015.
- d) Offer from Play Inspection Company to re-inspect playground – cost £62.50 + VAT. Cllr Real proposed we ask them to inspect as per last year, seconded by Cllr Mann & agreed by all.
- e) CPC responsibilities under Local Audit & Accountability Act 2015. CPC is compliant with the Act and changes to the audit notification will come into force next year.
- f) HMRC end of year submissions done, P60's issued, RTI 2015/16 version downloaded.
- g) VAT submission successful – Jan – March.

15/04/229 **Planning:**

- a) Minutes of the Planning Committee Meeting held 23<sup>rd</sup> March 2015 (Appendix Za) to be noted.

**b Planning Applications**

**15/0672/FUL 4 Vicarage Street, Colyton – Mr Doggett**

Proposed single storey rear extension

**SUPPORTED** – proposed by Cllr Mann, seconded by Cllr Real.

**15/06/TRE 6 Kingsholme. Colyford – Mr Norcott**

T1, Ash – Fell

**SUPPORTED** – proposed by Cllr C Collier, seconded by Cllr Mann.

Comment that any replacement tree be situated well away from dwellings and not in this diseased ground.

Application from Mr & Mrs Squires for a gate in the boundary fence between 1 St Andrews Close & the garden area for Silver Street Council Flats.

EDDC happy to grant licence for sum of £75.

Noted.

**c Planning Decisions**

**15/0038/FUL Hornshayne Farm, Farway, Colyton – Mr Hurford.**

Erection of a new milking parlour, external concrete yards, slurry separator, manure bunker, dirty water storage tank & storm water attenuation pond.

**APPROVED**

**15/0118/FUL ( Grove Hill, Colyton – Mr & Mrs Carter**

Extension & alterations.

**APPROVED**

**15/0377/TRE Stable Lodge, Kingsholme, Colyford – Mrs Pumffrey**  
TP2, TP5, TP6 Ash: Fell

**APPROVED**

**15/0566/FUL Davington, West View, Colyford – Mr & Mrs Lawes**  
Construction of double garage & single storey side & rear extension.

**APPROVED**

**\*4/2710/LBC Elm Cottages, Fair View Lane – Mr Edmondson & Mr Liddle**  
Alterations to boundary wall – **APPROVED.**

**d Planning Correspondence**

**a) 27/3 email from EDDC – application 15/0131/MOUT Land adjacent to Peace Memorial Playing Field has been withdrawn from the DMC agenda.**

15/04/230

**Amenities:**

- a) Stonemason will be on site to start work on war memorial w/c 18<sup>th</sup> May.
- b) Letter from visit Colyton requesting use of war memorial green on Monmouth Rebellion Day – 13<sup>th</sup> June. Approved.
- c) Notice from DCC giving notice of the making of an order to divert Footpath 8. (Objections to be received before 29<sup>th</sup> April). Noted.
- d) Valuations received from Symonds & Sampson for Land Registry. Plans to follow.  
*Plans received 14/04/15*
- e) New Spine ramp to be installed 13<sup>th</sup> April – delayed due to noise complaint & manufacturers comments. Discussed below. Cllr Mann proposed the spine ramp be installed & the noise monitored. Seconded by Cllr Gibbins. Unanimous vote of agreement.
- f) Painting of Playing Fields toilets? Cllrs Mann & Turner will do it this week.

15/04/231

**Colyton Social Club**

Request from M List that Social Club is sold to them at a 'nominal value' quoting Localism Act 2011 – 'empowering communities'. Advice from Community Council of Devon & NALC

Cllr Pocock proposed that this be discussed in Committee because of the sensitive nature of the discussion. There was no seconder & no amendment. The motion fell.

The Clerk confirmed the advice she had received from DALC – *'Firstly the Community right to bid' does not apply to local council owned buildings. And even if this building did come under legislation there is no compulsion for any organisation to sell their assets – at all'*.

Cllr West reminded everyone of the 1921 covenant where the Parish Council was *'to hold the same unto and to the use of the Parish Council, their successors and assigns for ever to the intent that the same shall be used as and called 'The Colyton Memorial Institute held under Section 8 (1) (h) of the Local Government Act of 1894.'*

Cllr Parr reiterated that a full repairing lease had been offered which would secure the future of the club and give them access to other funding opportunities.

Cllr Pady stated that the building is already a community asset, held by the Parish Council (a legally constituted elected body).

The registration of the building by the Parish Council formalised the ownership as requested by the previous Chair of the Social Club Committee.

Cllr Mann echoed the other comments and felt that the full repairing lease would formalise the situation as it stands today bearing in mind that although the Club had done work in the past on the building but had never paid rent.

The meeting was suspended for Mr List to respond.

The meeting restarted with Cllr West proposing that a 99 year full repairing lease be offered to the Social Club. Cllr Mann seconded the proposal. There were no amendments and a vote was taken, 10 in favour, 1 against and 2 abstentions. The motion was passed.

**15/04/232 Future of the Library**

Cllr Smith briefed those present on the Library meeting & the Business Plan. There would be a 5 year contract to run the library and Colyton would be 1 of 12 in the scheme. It was asked that the Parish Council pay the legal fees.

Cllr Smith proposed that the Parish Council agree in principal to accept the building subject to a satisfactory survey. Seconded by Cllr Gibbins and agreed by all.

**15/04/233 CPC Appointments of External Bodies & Trusts.**

Posts requiring nominees:

- 1 x Axe Vale Ring & Ride – currently Mr K Jones
- 1 x Colyton Chamber of Feoffees - currently Cllr R Collier
- 2 x Community Woodland Trust – currently Cllr C Pady no second appointment
- 2 x DALC Axminster Area Committee – currently Cllr R Collier & Cllr S Smith
- 2 x Footpath wardens P3 – currently Mrs B Hocking & Mr B Love
- 2 x Nominations to Social Club – currently Cllr Parr & Cllr Mann
- 1 x Parish Tree Warden - vacant
- 2 x Playing Field Committee – currently Cllr R Collier & R Turner
- 1 x Reece Strawbridge Trustee – currently Cllr M Mann
- 1 x St Andrews Fabric Committee – currently Cllr A Parr
- 1 x Friends of Colyton Library – currently Cllr M Mann.

**15/04/234 DALC County Committee 2015 – 2019 nominations from CPC**

Deferred to May meeting.

**15/04/235 Other matters received after the agenda published - to be noted.**

- a) Email from Sovereign Housing – they have currently exhausted the shortlist on Devon Homechoice for the second time on a 3 bed room house at Cuthouse Meadows, Advert displayed.
- b) Notification of road closure for SWW utility works at THE BUTTS from 09/07/15 – 10/07/15.
- c) Notification of road closure for resurfacing - PART OF GOVERS MEADOW from Wednesday 13<sup>th</sup> May until Thursday 15<sup>th</sup> May.
- d) Letter from local resident complaining about the noise from the skateboard park affecting guests at his holiday rental property. The Clerk had approached the manufactures for advice and looked at both sound reflecting & sound absorbing solutions. All of which had a financial implication. She had contacted the Environmental Health department of EDDC who had confirmed that there were no legal maximums for noise from skate parks and that so many factors, including the weather i.e. wind direction could affect the perception of sound. It was agreed to monitor the situation & Cllr West offered noise monitoring equipment.

- e) Letter to Chairman dated 24<sup>th</sup> March re The Kingfisher Inn, Premises Variation Application – noted. Another letter had been received in which the resident stated she fully understood the Parish Councils position.
- f) Playing field - Disabled toilet (not meeting required standard). A resident had mentioned to Cllr Turner that the disabled toilet did not fully meet the requirements and if a disabled roundabout was installed three would be more use made of the facilities. It was agreed to replace one of the broken grab rails and to monitor the use when any new piece of equipment is put on site.
- Parking for Monmouth enactment day – concern expressed over the proposal to charge £3 to park as the parking is also used by other visitors to the Play Park & pavilion. A better suggestion would be free parking and £3 for a programme. The clerk will talk to the organisers.
- Cllr West (from his experience at the Goose Fayre) said that if parking was paid for there was a public liability issue which wasn't a concern if the parking was free and the programmes charged for.
- g) Letter from Neil Parish – reply from Penny Mordaunt MP, Parliamentary Under Secretary of State in the Dept for Communities & Local Government re Stop Line Way. Noted.
- h) Election nomination results.
- Ten parish councillors elected uncontested. Shortfall of 3.  
4 nominations for EDDC and 5 nominations for Tiverton & Honiton MP.  
Casual Vacancy procedure explained. We can advertise from now and the nominations voted on at the first meeting – this means all councillors would be on board from May.  
Cllr Mark proposed the vacancies are advertised asap, seconded by Cllr Gibbons. No amendments and all agreed.
- i) Email from Tim Wheeler re Colyford Goose Fayre 2015 - confirming all as last year and that we are OK with it? Noted & approved.

15/04/236      **Dates of future meetings:**  
 Finance and Planning Committee Meeting: Monday 27<sup>th</sup> April  
 Annual Parish Council Meeting 18<sup>th</sup> May  
 Finance & Planning – Tuesday 26<sup>th</sup> May.  
 Annual Parish Meeting: Wednesday 27<sup>th</sup> May 2015

Cllr Parr thanked the four councillors who are not standing for re-election to the Parish Council.

The meeting closed at 2107.