

WEST HALTON & COLEBY PARISH COUNCIL

PARISH COUNCIL MEETING

26 February 2014, 7.15pm at West Halton Village Hall.

MINUTES

Present:

Cllr Charles Dent (Chair)
 Cllr Alan Batley (Vice Chair)
 Cllr Ralph Ogg
 Cllr Bob Ferraby
 Cllr Steve Hodson
 Cllr Sue Robinson
 Cllr Elaine Marper

Organisation:

West Halton Parish Council
 West Halton Parish Council
 West Halton Parish Council/NLC
 West Halton Parish Council
 West Halton Parish Council
 West Halton Parish Council
 NLC

Apologies:

Cllr Helen Rowson

NLC

Apologies for Absence:	
The above apology was noted.	
Minutes from the Previous Meetings (15 January 2014)	
The minutes of the meeting were discussed and agreed as accurate. Proposed by Councillor Ferraby and seconded by Councillor Dent.	
Matters Arising from the Minutes including:	
<p>a) Wind Turbines – Cllr Ogg gave an update on the recent pre inquiry meeting which had taken place on the 24 February. Cllr Ogg explained that the draft inspector’s timetable was circulated and that various events would be taking place week commencing the 3rd June 2014. It was noted that some of these include site visits and noise assessments. Cllr Ogg advised that the timetable has amendments and that he would be submitting a letter asking that a visit to Coleby take place. It was agreed that the proposed timetable be circulated to Councillors for information.</p>	Clerk/Cllr Ogg
<p>b) Local Plan – Following a meeting with Winterton, Winteringham and Whitton last week, it was agreed that the Council/s speak to NLC to ask whether assistance could be given to Parish Councils with the preparation of supplementary planning guidance. Cllr Marper reported that she had spoken to Chris Barwell at NLC who is happy to meet with the Council to discuss further.</p>	Clerk
<p>c) Flooding – Cllr Ogg explained that a meeting had not taken place as yet. He reported that amended drawings for the bridge had been proposed on the 24/2/14 and contact had been made again this month but no response had been received from the landowner. Cllr Ogg advised that he would contact the Cabinet Member for Highways and the Service Director to ask for an update.</p>	Cllr Ogg
<p>Cllr Dent highlighted key information from a publication published by the Environment Agency ‘Living on the Edge’. The following points were highlighted:</p>	
<p>1. The Land Registry entry for the property clearly shows that both sides of the</p>	

waterway and the bridge are part of the property and therefore, according to the guidance, the waterway is in riparian ownership. The owner therefore has responsibilities, including:

- *You must let water flow through your land without any obstruction, pollution or diversion which affects the rights of others. (Page 6)*

By not letting the water flow freely through the property, the landowner is directly affecting the rights of those living in Manor Court.

2. There are powers that the council has as a Flood Risk Management Authority. These are stated in Appendix 2 of the. The key items are:

- *Under the Land Drainage Act 1991 and recent changes in the Flood and Water Management Act 2010, LAs and IDBs have powers to manage flood risk from ordinary watercourses, surface water runoff, and groundwater. Their powers allow them to:*
 - ***carry out works to manage flood risk from these sources and that will contribute to the local flood risk management strategy.***
 - ***serve notice on you if you have not maintained a watercourse on your land, and the proper flow of water is not possible or it is increasing flood risk.***
- *Works to manage flood risk can include:*
 - ***maintaining existing works, including buildings and structures. This includes repairing and generally maintaining the efficiency of an existing watercourse or drainage work: improving existing works: altering or removing works and reducing or increasing the level of water in a place.***
 - *operating existing structures (such as sluice gates or pumps).*
 - ***building or repairing new works, including buildings, structures, watercourses, drainage works and machinery.***

After discussion of the key points noted in the publication the Parish Council could not see how the owner of the property could refuse to have the works carried out and that the Local Authority are within their legal rights to force the issue and so far have failed to do this.

3. It was noted with regards to the original construction of the bridge it should have been subject to an Ordinary Watercourse / Flood Defence consent (detailed on Page 11 of the Living on the Edge publication) , which is different from both Planning Permission and Building Regulations. These have been a requirement since at least 1976. If consent was not obtained, or the design does not conform to the consent, then the Council can force it to be removed or remove it itself at the owners cost. There does not appear to be any time limit on taking action on this and the action can be taken against the current owner, not the person that carried out the works.

It was noted that tracing the existence or otherwise of this consent may be difficult as a

WEST HALTON & COLEBY PARISH COUNCIL

number of different organisations have been responsible for them over the years. However, this could be worth investigating as it could mean that the owner could be forced to pay for the works.

It was agreed that the Parish Council make this a priority until the matter is resolved.

North Lincolnshire Councillors Report

Cllr Marper gave an update on the recent NLC budget for 2014/18 the following information was given:

- Council tax will be frozen for 2014/15 and 2015/16.
- As the billing authority, the council also collects council tax for the Police and Crime Commissioner, Humberside Fire Authority, and local town and parish councils. The Police increased their precept by 2%

The revenue budget, for day to day running of Council services, will see:

- £1m more in 2014/15 to care for older and disabled residents to support the introduction of the Better Care Fund. This brings together health and social care resources to take care out of the hospitals and into the community, prevention rather than cure.
- £150,000 each year for positive activities for young people.
- No increase in charges for sports facilities.
- Extension of the free parking initiative to two hours in all our town centres, with all day free parking on Saturdays.
- Funding to support veterans of the armed forces and for the successful Community Champion Awards event.
- A grant scheme for community defibrillators following earlier funding in a number of schools.
- A commitment to provide adult community learning free to the over 65s.

The Council has approved an increase in local capital investment to £117m over the next four years.

- £4.9m on flood defence schemes along the Trent and Humber
- CCTV schemes
- £3m for new sports centre
- £1.2m for skate parks and MUGAs

Financial Matters

Payments made since the last meeting:

Clerks Salary and Expenses	£196.00	
West Halton Village Hall	£35.00	

Money in Bank Accounts:

Money In Current Account:	£3,492.56	
Money In Premium Account	£3,291.60	

Payments to be paid:

WEST HALTON & COLEBY PARISH COUNCIL

<p>when they contact the Council.</p> <p>The Clerk reported that she is still trying to obtain paper work to determine relatives of the deceased. It was noted that previously the regulations may not have been given to relatives and therefore the use of solar lights may have not been given.</p> <p>The Clerk advised that Keith Button have agreed to remove the excess spoil.</p> <p>Cllr Dent talked through proposed changes to the regulations these were agreed by the Council.</p>	
<p>Correspondence Received North Lincolnshire Council Forthcoming Meetings – This information was put on display.</p> <p>Quarterly Inspection Report – This information was previously circulated to Councillors. The Clerk reported that the new SLA for the playground inspection had been received. The proposed amount for the two inspections (July & January) would be £173.21. The Parish Council agreed and signed the SLA. Clerk to return to action.</p> <p>Anti-Social Behaviour Crime and Policy Bill – This information was previously circulated and noted.</p> <p>Register of Electors 2014 – It was agreed that the Clerk email this to all Councillors.</p> <p>Other Correspondence Best Kept Village Competition – This information was noted.</p> <p>Lincoln and Lindsey Blind Society – Correspondence had been received from the Society requesting a grant of £360.00. Cllr Marper reported that NLC were looking into this.</p>	<p>Clerk</p> <p>Clerk</p>
<p>Comments from Councillors to Chairman and Clerk Review of Council Business – Discussion took place regarding the role of the Parish Council and how it fits with the role of North Lincolnshire. Cllr Dent to circulate information on the governance of the Parish Council.</p>	<p>Cllr Dent</p>
<p>Date and Time of the Next Meeting 9th of April 2014, 7.15pm at West Halton Village Hall.</p>	