

## **CLAY CROSS PARISH COUNCIL**

Minutes of Clay Cross Parish Council meeting held in the Clay Cross Parish Council office on Tuesday 27 January 2009 at 7.00pm.

**Present:** Councillor G Morley ..... Chair  
Councillor M Holmes ..... Vice Chair

Councillor Mrs A Bradley	Councillor P J Riggott
Councillor K M Holmes	Councillor D Skinner
Councillor J M Holmes	Councillor B Wright
Councillor A Jackson	
Councillor E Mansbridge	

### **Public Participation**

Councillor G Morley, Chair welcomed Mr & Mrs Meredith to the meeting. Mr Meredith explained that he had come along to the meeting in order to speak about planning application number 08/0112/FL.

Councillor J M Holmes and Councillor B Wright made the following declaration regarding their dual role on Planning matters. During this Parish Council meeting on Planning matters, we shall not be expressing a conclusive view on the applications and we give a declaration that we will be formally reconsidering the matters when we are in receipt of all the information at the District Council Planning Committee.

Mr Meredith stated that Stretton Hall Farm at the moment is a working dairy farm and that he is passionate about keep the Farm going to preserve it for future generations of his family so, wants to diversify into free range egg production. Mr Meredith explained that he has met the District Council Planning Officer on site and following discussion has made the proposed building smaller than originally planned and, by taking the area in context, a wood building will be built as this would be more in keeping than steel. With regard to access, the current use of the Farm for dairy means seven visits of vehicles per week but by diversifying into egg production, the movement of vehicles would be reduced to 4 visits per week.

Brian Wood, Derbyshire Association of Local Councils introduced himself, John Newby, Monitoring Officer and his colleagues from North East Derbyshire District Council. Brian thanked the Parish Council for agreeing to take part in the pilot compact for Code of Conduct training. This project has been designed to promote good relationships and understanding between Parish Council and Local Standard Committees of their respective roles.

## **Police Consultation**

Parish Clerk circulated crime figures for the months of November, December and part January. Councillor P J Riggott reported details of the Parkhouse Safer Neighbourhood meeting held 26 January 2009. Police priorities are to target problems in specific areas. Cameras in the Danesmoor area can be moved as they are mobile but the relay unit was recently stolen from the Miners Welfare area. Councillor J M Holmes requested what the priority areas are. Councillor P J Riggott confirmed that the priority areas are anti-social behaviour in Clay Cross and Pilsley, graffiti in Danesmoor, drugs trade in Clay Cross. Councillor D Skinner again raised the lack of information with regard to crime figures. Councillor G Morley, Chair confirmed that this issue has been raised with Inspector Waterfall.

## **County Councillor/District Councillor Attendance**

Councillor P J Riggott reported that the application to extract and remove off site coal at former Biwater Works site went through the County Council Planning Committee meeting held 26 January 2009. A liaison committee is to be set up, details will follow in due course. The movement of traffic from the site will be strictly monitored to ensure that vehicles/drivers do not deviate from the agreed route. The District Council will define the Section 106 Agreement with Maximus/Cavendish Estates.

Councillor P J Riggott reported that Clay Cross Library was officially reopened 26 January 2009 after a £68,000 improvement that includes new access and IT facilities.

Councillor P J Riggott reported that the new School has now been built and will officially open 28 March 2009. Children will begin visits in small groups so they can acclimatise to the new environment.

Councillor P J Riggott reported that Bridge Street will hopefully reopen in February. Meetings have been held with the company hired to carry out the road improvement works following concerns of the impact of the continued closure raised by small business' on site. County Council Highways have been reluctant to get involved due to the GMI/town centre development link road.

## **PART I – PUBLIC BUSINESS**

### **670/09 Apologies for Absence**

Parish Clerk reported that Apologies for Absence had been received from Councillor K G Savidge. Councillor K G Savidge was wished a speedy recovery from this recent operation by all present.

### **671/09 Declaration of Interest**

Councillor J M Holmes and Councillor B Wright made the following declaration regarding their dual role on Planning matters. During this

Parish Council meeting on Planning matters, we shall not be expressing a conclusive view on the applications and we give a declaration that we will be formally reconsidering the matters when we are in receipt of all the information at the District Council Planning Committee.

Councillor G Morley, Chair declared a personal interest in Social Centre Matters as he is a partner in Clear View Developments Clay Cross Ltd.

#### **672/09 Exclusion of Public**

To determine which items, if any, from Part I of the Agenda should be taken with the public excluded. ***Resolved That: no items be taken in exclusion.***

#### **673/08 Minutes of Last Meeting**

To receive Minutes and, subject to any changes necessary, to approve the Minutes of the meeting as a correct record. ***Resolved That: the Minutes of the Parish Council meeting held 25 November 2008 and 17 December 2008 be approved as a correct record and signed by Councillor G Morley, Chair.***

#### **Work In Progress**

Parish Clerk reported that there was no Work In Progress.

#### **674/09 Reports from Representatives on Outside Bodies**

There were no Reports from Representatives on Outside Bodies.

#### **675/09 Report from Parish Footpath Inspectors**

Councillor D Skinner confirmed that he had nothing further to add to his report given at last November's meeting.

Councillor E Mansbridge reported details of TPO Consultations received from Derbyshire County Council. At this point, Councillor P J Riggott declared an interest in this matter as he is a member of the County Council Planning Committee. Councillor P J Riggott took no part in the discussion or decision. **With regard to the application for tree works at 18 Oaklea Way, Old Tupton. The Parish Council has no objection to the proposed work. With regard to the application for tree works at 15A Harewood Crescent, Old Tupton. The Parish Council object to this application on the grounds that taking off further branches is unnecessary as the tree has already been taken back; the tree would effectively be non-existent if the proposed work was carried out.**

#### **676/09 Planning Matters**

Councillor J M Holmes and Councillor B Wright restated the following declaration regarding their dual role on Planning matters. During this

Parish Council meeting on Planning matters, we shall not be expressing a conclusive view on the applications and we give a declaration that we will be formally reconsidering the matters when we are in receipt of all the information at the District Council Planning Committee.

Planning Application 08/01122/FL Erection of an agricultural building for free range hens (Major Development) at Stretton Hall Farm, Newmarket Lane, Clay Cross for Mr Mark Meredith. **Councillor D Skinner stated that information reported by Mr Meredith at this meeting was not sufficient and believes that this development is not in-keeping with the area. It was agreed that any concerns/objections be deferred pending a site visit.**

Planning Application 08/01024/OL Outline application (all matters reserved) for the erection of four semi-detached dwellings on land to rear (amended plans) at Fernlea, 83A Clay Lane, Clay Cross for Mr Lee Barnes. **The Parish Council note this planning application.**

Planning Application 08/01200/FL Resubmission application of a rear smoking shelter (amended scheme of NED/07/00805/FL) at 63 Market Street, Clay Cross for Mr Duncan Waring. **The Parish Council note this planning application.**

Planning Application 08/01147/OL Outline application for the development of four 3-bed dwellings (all matter reserved) at 6 Florence Road, Clay Cross for Mrs Annette Bradley. **The Parish Council have a number of concerns with regard to this proposed development. The main two being that access to the proposed development is inadequate and that the proposed development is too big for the existing area.**

Planning Application 08/01224/FL Erection of single storey extension and conservatory to rear of house at 173 Holmgate Road, Clay Cross for Mr Trevor Warren. **The Parish Council note this planning application.**

Planning Application 08/01199/FL Conversion of existing shop and two bedroom flat into 5 x 1 bedroom apartments at 173 High Street, Clay Cross for Mr Martin Birkinshaw. **The Parish Council note this planning application.**

Planning Application 09/00042/FL Variation of condition 28 of Planning Permission 06/01334/OL for mixed use redevelopment at the former Biwater Site to allow occupation of four dwellings on the former playing fields site before Furnace Hill Road is constructed to adaptable standards at Biwater Industries (Clay Cross) Ltd, Market Street, Clay Cross for Mr Thomas Sylvester. **The Parish Council note this planning application.**

Planning Application 09/00008/LDC Application for a Certificate of Lawful existing use as a restaurant and take-away facility at Oriental Pearl, 113 Thanet Street, Clay Cross for Mr Zhi Wei Wu. **The Parish Council note this planning application.**

09/00049/AD Advertisement consent to retain three hoarding signs and one sign fitted to wall at 69 Holmgate Road, Clay Cross for Nationwide Healthcare. **The Parish Council note this planning application.**

Conditional Approval of Planning Application 08/00981/FL Conversion, alteration and change of use of redundant farm building to holiday let at Pear Tree Farm, Newmarket Lane, Clay Cross for Elaine Harris and Guy Stoppard. **The Parish Council note this conditional approval of planning application.**

Conditional Permission of Planning Application 08/00787/FL Proposed alterations and extensions of existing bungalow including loft conversion and side extensions for form dormer bungalow (Amended Plan) at 60 Brassington Street, Clay Cross for Mr John Wood. **The Parish Council note this condition permission of planning application.**

Conditional Permission of Planning Application 08/00695/FL Full planning application for site remediation, construction of a new link road from Bridge Street to A61 High Street and associated highway works, erection of a food superstore (8,105 sqm), erection of two major retail units (925 and 1,486 sqm), construction of access and car parking and landscaping works and erection of a petrol filling station adjacent to A61 and outline submission for the erection of a health centre, a parade of A1/A3 retail units with flats over, erection of housing between 144A and 166 Market Street, laying out of a town centre car park and highway works including a bus loop (Major Development) (Site partly owned by NEDDC)(Amended Title) (Amended Plan/Additional Details) at Clay Cross Town Centre Redevelopment, Bridge Street, Clay Cross for GMI Rovinian Ltd. **The Parish Council note with conditional permission of planning application.**

Conditional Permission of Planning Application 08/00873/FL Mixed retail/residential development comprising 10 new apartments and new shop (to replace existing smaller shop) (Major Development) (Amended Plan) at 5 Pilsley Road, Danesmoor for Mr Vijay Odebra. **The Parish Council note this conditional permission of planning application.**

Conditional Permission of Planning Application 08/01016/FL Change of use of premises from Amusement Arcade back to A1 retail shop at 138 High Street, Clay Cross for Mr Kirk Clyde. **The Parish Council note this conditional permission of planning application.**

Conditional Permission of Planning Application 08/00992/FL Variation of planning condition of planning permission 1182/930 (which restricts premises to the sale of furniture, carpets and ancillary furnishings) to allow the retailing, service and repair of electrical goods at Sleepmaster, Bridge Street, Clay Cross for Mr C Levesley. **The Parish Council note this conditional permission of planning application.**

Refusal of Planning Application 08/00939/FL Erection of agricultural storage building at land adjacent to 16 Mill Lane, Clay Cross for Mr I

Trueman. **The Parish Council note this refusal of planning application.**

### **677/09 Street Scene Matters**

To approve the Minutes of the Street Scene Working Group meeting held 8 January 2009 and to receive recommendations for resolution.

#### **Resolved That:**

- 1. the Minutes of the Street Scene Working Group meeting held 8 January 2009 (circulated) be approved for signature**
- 2. two flower beds, one at side of 2 Springvale Road and one at junction of Cemetery Road/Springvale Road, are prepared and maintained by the District Council at an estimated cost of £2,190 plus vat**
- 3. letters are sent to the County Council and District Council requesting they investigate and speed up the adoption of Coney Green Road, Clay Cross**
- 4. Councillor M Holmes, Vice Chair and Chair of the Street Scene Working Group contact Green Tree Investment Properties Ltd to ascertain internal condition of the former Royal Oak public house, rent etc**

### **Work In Progress**

Parish Clerk reported that there was no Work In Progress

### **678/09 Cemetery Matters**

Parish Clerk reported that there were no Cemetery Matters.

### **Work In Progress**

Further to minute no **668/08** regarding the electrical installation inside and outside of the Cemetery Cabin and Chapel. Councillor G Morley, Chair and Chair of the Cemetery Working Group confirmed that work to remove and replace the aforementioned electrical installation has commenced.

### **679/09 Social Centre Matters**

Councillor G Morley, Chair restated a personal interest in Social Centre Matters as he is a partner in Clear View Developments Clay Cross Ltd.

To approve the Minutes of the Social Centre Working Group meeting held 15 January 2009 and to receive recommendations for resolution.

#### **Resolved That:**

- 1. the Minutes of the Social Centre Working Group meeting held 15 January 2009 (circulated) be approved for signature**

2. **Roof Right carry out the work to remove and replace the outside link corridor at a cost of £12,540 plus vat**
3. **the work carried out by Clear View Developments to replace the vandal damaged double glazed unit in the Parish Council office at a cost of £69.56 plus vat be approved**
4. **David Sullivan be offered the opportunity to display his 'Brannigans Jazz Band' painting in the Social Centre**

### **Work In Progress**

Parish Clerk reported that there was no Work In Progress.

### **680/09 Finance Matters**

Councillor J M Holmes, Chair of the Finance Sub-Committee, Parish Clerk gave a resume of details discussed at meeting held 21 January 2009.

#### **Resolved That:**

1. **the monthly statement for the months of November 2008 and December 2008 (circulated) be accepted and signed by Councillor G Morley, Chair**
2. **the expenditure and income against budget report for the months of November 2008 and December 2008 (circulated) be accepted and signed by Councillor G Morley, Chair**
3. **the under mentioned payments be authorised:**

<b>CXPC Staff Wages (Tax Weeks 40 - 42)</b>	<b>£3,996.01</b>
<b>Post Office Ltd (Inland Revenue NI &amp; Tax for Dec)</b>	<b>£1,310.41</b>
<b>DCC Superannuation (Pension Contributions for Dec)</b>	<b>£1,392.34</b>
<b>NEDDC (Agreed contribution of Oz Box Initiative)</b>	<b>£1,000.00</b>
<b>Blachere Illuminations (2008 Christmas Lights Scheme)</b>	<b>£7,552.92</b>
<b>e.on Energy Services(cost to supply/install lighting column at Penncroft Lane/Cemetery Road)</b>	<b>£1,684.75</b>
<b>NEDDC (Cost to empty Parish dog bins: July-Sept 2008)</b>	<b>£832.68</b>
<b>Richmond Building &amp; Roofing Services (emergency call out and repair to leak in CXPC office)</b>	<b>£331.20</b>
<b>British Gas Business (Electricity for Social Centre)</b>	<b>£390.93</b>
<b>Notts &amp; Derby Cash Registers (Dishwasher Maintenance for year)</b>	<b>£224.25</b>
<b>Ultimate Signs (new Perspex Social Centre sign)</b>	<b>£253.00</b>
<b>WebCreator (CXPC Website Hosting Fee for year)</b>	<b>£287.50</b>
<b>Sage (UK) Limited (Instant Payroll cover for year)</b>	<b>£109.25</b>
<b>I Wright (Dance's for January)</b>	<b>£140.00</b>
<b>Post Office Ltd (Stamps)</b>	<b>£153.00</b>
<b>TV Licence Refunds (22 @ £22)</b>	<b>£484.00</b>
<b>Spendloves Butchers (L/Club Supplies)</b>	<b>£197.98</b>
<b>Rentokil Initial UK Ltd (Watersafe Contract July 2008 - January 2009)</b>	<b>£368.48</b>
<b>Booker Cash &amp; Carry (L/Club and Refreshment supplies)</b>	<b>£314.82</b>

<b>NEDDC (January Social Centre Rates)</b>	<b>£959.00</b>
<b>NEDDC (January Public Conveniences Rates)</b>	<b>£155.00</b>
<b>NEDDC (January Cemetery Rates)</b>	<b>£105.00</b>
<b>NEDDC (Cut back and clear island at Meadow Farm Fishing Pond)</b>	<b>£548.75</b>
<b>Npower Business (Gas for Social Centre)</b>	<b>£534.07</b>
<b>WINGS (Social Centre advertisements)</b>	<b>£90.00</b>
<b>Co-op Bank (Charges)</b>	<b>£32.00</b>
<b>Tiscali Billing (Broadband Fee)</b>	<b>£15.65</b>
<b>E.ON (Hill Street Lighting)</b>	<b>£5.38</b>
<b>Total:</b>	<b>£23,468.37</b>

**6. to note the following income:**

<b>Clay Cross &amp; Danesmoor Miners Welfare (share of Social Centre bar takings: October – December)</b>	<b>£787.55</b>
<b>Clay Cross Social Centre Hire</b>	<b>£768.50</b>
<b>Market Rent 20.12.08, 27.12.08, 3.1.09, 10.1.09, 17.1.09</b>	<b>£203.50</b>
<b>Bingo 22.12.08, 24.12.08, 29.12.08, 31.12.08, 7.1.09, 14.1.09</b>	<b>£380.66</b>
<b>Dance 18.12.08, 8.1.09, 15.1.09</b>	<b>£226.00</b>
<b>Lunch Club 6.1.09, 13.1.09</b>	<b>£324.80</b>
<b>Sale of Refreshments 30.12.08</b>	<b>£25.30</b>
<b>Co-op Bank (Interest)</b>	<b>£00.20</b>
<b>Total:</b>	<b>£2,716.51</b>

**Work In Progress**

Further to minute no **662/08** regarding donations to Parish School's to help with cost of their Christmas festivities. Parish Clerk reported that letters/emails have been received from Clay Cross Infant School, Clay Cross Junior School, Danesmoor Infant School and Holmgate Primary School thanking the Parish Council for their donations.

**681/09 Parish Clerk's Report/Items for Decision and Information**

- BCN Consultancy Building Control:** Postal Address for New Development at Furnace Hill Road, Clay Cross – typical address will be 6 Dewley Way, Clay Cross
- Natascha Engel MP:** Confirmation that Government has awarded new contract for the Post Office Card Account to the Post Office. *Natascha was thanked for sending this information and for supporting Post Office's*
- North East Derbyshire District Council:** Amendment of the North East Derbyshire Development Framework – Developer Contributions Supplementary Planning Document



4. **Communities and Local Government:** Communities in control: Real people, real power: Code of recommended practice on local authority publicity – A consultation
5. **Standing Advisor Council for Religious Education (SACRE):** Annual Report 2007/08
6. **Derbyshire Unemployed Workers' Centres (DUWC):** Annual Report 2007/08. *Councillor D Skinner reported with disappointment that Chesterfield Borough Council withdrew their funding, so the Centre at Saltergate has been removed and the land is being used as a car park*

**Resolved That: the Clerk's Report/Items for Decision and Information are noted**

**682/09 Date of Next Meeting**

**Resolved That: the next Parish Council meeting is held Tuesday 24 February 2009 at 7pm in the Parish Council office.**