

The monthly meeting was held in the Village Hall on Wednesday 9th September 2009 at 7.30 pm.
Chairman Cllr B Denham.

Present: Cllrs Denham, Clarke-Irons, Frost, Mason, Pratt, Sellers, Whiting; 8 members of the public including tree warden. PCSO Jones (at start only), C Cllr Knight.

1. It was resolved unanimously under the provisions of the Public Bodies (Admission to Meetings) Act 1960 that the public be excluded from the meeting for item No. 17 on the agenda, because of the confidential nature of the business. (Proposed Cllr Denham, seconded Cllr Frost.)
2. **Apologies for absence** were accepted from Cllr Turner owing to public duty commitments, and Cllr Brown owing to a broken arm.
3. **Adoption of Minutes:** The minutes of the August 2009 meeting were adopted and signed.
4. **Matters arising:** none
5. **Planning**

Applications dealt with by Planning Sub Committee

- **Pitt White Cottage Mill Lane** Deletion of condition of planning permission 02/P0238 to allow unrestricted residential occupation **Comments:** The Parish Council objects to this application. The property is outside the built-up area boundary, and the condition was imposed to prevent creeping development of such areas. No real reason is given other than it is "nice to have". This is dangerous precedent for which there should be substantial grounds.
- **Ware Manor Ware** Construction of lean-to orangery The Parish Council has no objection to this application.
- **19 Barnes Meadow** 3 ashes reduce crowns by 40%; Pollard sycamore; oak reduce crown by 15% and lateral branches towards the house by 40% **Comments:** The development was made and properties sold with full knowledge of existing trees, TPOs and the wildlife corridor. Both the trees and the wildlife corridor should be fully protected. Any work on these trees should only be made with the full approval of both EDDC's and the Parish Council's Tree Wardens. Whereas the applicant refers to 'safety', this must be a genuine ground for concern, but works must not be done solely to improve views. The Parish Council objects to this proposal in the absence of any report from the Tree Wardens.
- **Apt 6 Rohaise Court Lyme Road** Fell one sycamore tree **Comments:** The applicants, Rohaise Court Management Company, recently purchased Rohaise Court (previously The Devon Hotel) with Tree Preservation Orders in place on all major trees on the site. This application is to 'fell one sycamore', where the location is given as Apartment 6, presumably only an apartment with a view of the tree, and not its location. There is no proper site plan or photographs to identify the tree in question, merely a sketch showing a group of three undesignated trees in front of Rohaise Court and to the left of The Laurels. However, the note in Section 7 of the application "Identification of tree(s) and Description of works" clearly says 'fell trees' and NOT 'fell tree'. This was changed from 'Lop (to reduce height) two sycamore trees'. Grounds for felling of 'NB - Permission has been given for similar tree at The Laurels' have been crossed out and replaced by 'Tree has limited space and is not a good specimen'. These are not considered good grounds for revoking of the TPO which is in place. Replacement trees proposed are Prunus or Malus, neither of which is considered as being a suitable replacement tree, but are ornamental shrubs. Replacement trees should be trees native to Devon's countryside, as stated in Guidance Note 01 on page DS2 of the Uplyme Parish Design Statement (as approved by EDDC). The Parish Council therefore strongly objects to this application as submitted.
- **Woodhouse Cottage Woodhouse Lane** Replacement of front porch and conservatory with larger conservatory. **Comments:** The Parish Council has no objection to this application.
- **Sunnymead Yawl Hill Lane** Erection of extensions to dwelling, detached double garage, construction of terrace area and formation of new access **Comments:** The Parish Council has no objection to this application.

Applications granted or refused by EDDC

- **Greendown Rocombe** Replacement and extension of existing balcony and replacement of windows with patio doors *Granted*
- **Land At Clanbury Rhode Lane** Erection of dwelling with new vehicular pedestrian access (approval of reserved matters 05/0760/OUT) *Granted*
- **Knapp Cottage Church Street** Creation of parking space with decking over *Refused*

6. **Finance** : The Clerk reported on the **current position**:

Balances at 31st August 2009

Current Account	9,595.64	Including Restricted Funds of:	
Business Instant Access A/c	5,351.07	Footpath funds	2,218.06
Millennium Tree Fund	55.05	Uplyme Speed Campaign	879.01
	15,001.76	Playground funds	1,511.72
			4,608.79
Payments Out		Payments In	
Grounds maintenance	508.33	Grant from CUP for playground	1,620.12
Axminster DAPC subs	10.00	Bank interest	0.24
DAPC subs	294.00	Precept	7,100.00
DAPC clerk's training	25.00		8,720.36
Hire of Village Hall (Guinness trust)	22.27		
Audit Commission fee	285.00		
Lyme Bay Handyman (noticeboard refurb)	26.09		
Clerk's salary	410.28		
Clerk's expenses	58.71		
Cllr Clarke-Irons expenses	29.57		
Cllr Frost expenses	12.00		
Playground Maintenance	108.50		
VAT	100.70		
	1,890.45		
	1,890.45		

The Clerk submitted the list of current payments for inspection:

Cheque #	Payee	Re:	Amount
1129	TruGreen	Grounds maintenance	£508.33
1130	L Wakeman	Clerk's expenses	£22.84

The Clerk requested that in future, Councillors should inform her, if possible, of any matters for the next meeting (including amount of expenses), at least a week before the meeting. It was unanimously resolved to make an allowance of £30 to the Chairman, for a gift to the internal auditor. (Proposed Cllr Clarke-Irons, seconded Cllr Sellers.)

7. **Footpaths.** Cllr Mason reported that he is waiting for authority for work to go ahead with Glen footpath improvements - mud/leafmould clearance at Glen has therefore not been done. FP97 steps are washed out. FP82 has a steep slippery slope in woods – can steps be put in? Cllr Mason will inspect.
8. **Highway matters:** the defects board was circulated. It was resolved unanimously that Cllr Turner be appointed as the Council's representative on the Seaton Coastal Traffic Group. (Proposed Cllr Clarke-Irons, seconded Cllr Sellers.)
9. **Maintenance of Parish Council land:** Cllr Sellers reported on the contractor's progress, and recommended that the payment to the contractor should be made, which was agreed. Lower branches of Leylandii in centre of cemetery have been cut so graves not overgrown. It was agreed that the Clerk should get an estimate for fixing the leaking tap and making the gate straight again. War Memorial damage has been inspected and will need new stone. The Clerk will ask John Duffin if he is able to make a replacement. Cllr Clarke-Irons recorded thanks to Cllr Pratt and P Greenwood for repairs and repainting, and cutting trees in playground. The playground inspection report defects and proposed actions were summarised by Cllr Clarke-Irons.
10. **Approval of burial fees** – the fees proposed at the August meeting will be covered by bereavement grants. It was resolved unanimously to adopt them. (Proposed Cllr Clarke-Irons, seconded Cllr Mason.)
11. **Affordable housing.** Cllr Denham, Cllr Mason and Cllr Whiting attended a meeting at EDDC on 4th Sept. with EDDC, Guinness Trust and others to discuss the case of a family without local ties who were moved into Venlake Meadow despite 11 local residents being on the waiting list.

Guinness Trust is consulted by EDDC about new tenants before a letting is made. In this case, the Trust had drawn EDDC's attention to the fact that the property was covered by a section 106 agreement and that the proposed tenant did not meet the local requirement of the agreement, and again asked if EDDC really wanted to go ahead with the letting. EDDC has admitted it was at fault and should not have ignored the advice. Assurances were given that the situation 'would not happen again'. Cllr Whiting asked why the Parish Council could not be informed of proposed

lettings to give local advice before the letting was made. The Council hopes that this will happen, although some Councillors are very sceptical and believe it augurs badly for the proposed new development by the Village Hall. A letter from J Golding (EDDC Head of Housing) recording the meeting has been promised. From December, affordable housing will be in the Devon lettings scheme and restrictions on tenancies more readily visible.

12. **Trees in Uplyme** the meeting was adjourned at 8:16 to allow the Tree Warden to report. Recently, the Council has been asked to comment on very poor tree related applications – not at all clear or easy to understand. Are applications vetted in East Devon? Two recent applications (for Rohaise Court and Barnes Meadow) should never have been submitted in such a poor state. If a TPO tree is removed without replacement: must be strong recommendation for a proper replacement. Cllr Whiting will draft a letter to D Colman, copy to District Councillor, Head of Planning. There is a real danger of poor decisions being used as precedents merely to improve views etc.
13. **County Councillor’s report** – C Cllr Knight toured Uplyme with B Hoare (Highways maintenance technician) – looked at running water at bottom of Whalley Lane. Barnes Meadow footpaths/roadway in poor state. Cannot be made up until South West Water adopt the sewers, for which the cost is huge. Lengthsman will visit Seaview Road to clear gullies. Trinity Hill/A35 junction slippery surface will be retested in winter, in frost. St Mary’s Lane is in a very poor state where edges overrun by large forestry/developer lorries, and would cost £200,000 to repair. Warning signs put up. C Cllr Knight recommended that planning applications may need to take account of damage by developers’ lorries and ask for a bond for any repairs needed. He also suggested the Council write to EDDC Housing Review Board about problems with affordable housing (Ted Brown). The meeting was reconvened at 8:43.
14. **Meetings attended by Councillors:** Cllr Denham attended the neighbourhood assessment drop-in session on 26th August. Green waste collections would be a good idea. Cllr Sellers and Cllr Turner held an emergency plan meeting. 4WD owners, a digger, Scouts, one doctor on the books. Will ask Axminster & Lyme Medical Centres for volunteers. How far should plan be developed now a plan is apparently not a legal requirement for parishes? We have a moral duty if not a statutory one. Results of plan will need publicising to all parishioners. Cllr Pratt attended a Village Hall Committee meeting but had nothing to report.
15. **Correspondence:** the Clerk summarised correspondence. It was agreed that Cllr Turner, Cllr Brown, Cllr Frost, and the new Councillor if co-opted should attend DAPC new councillor training on 19th November in Honiton, and the Clerk should attend Precept/Budget training in October. The interim results of the Neighbourhood Assessment were summarised, the date for Red Cross first aid/REDiplan training session has been set for 1st October. Participants will be phoned by the Clerk since neither the Parish News nor the EDDC newsletter will be delivered in time. Cllr Denham and the Clerk will attend the DAPC AGM.
16. **Any other business:** Mrs Little (EDDC Head of Planning) is coming to the November meeting at 6:30 to talk to the parish about planning issues. Clerk will advertise this in Parish News and with posters.
The meeting was adjourned for the open forum at 9.10, and reconvened at 9:35 *in camera*.
17. **Parish Councillor co-option.** It was resolved unanimously to co-opt Mrs Karen Forrester onto the Council to fill the remaining vacancy. (Proposed Cllr Sellers, seconded Cllr Whiting.)

There being no other business, the meeting closed at 9:38 p.m.

Signed Chairman
Date