

Clerk's report November 19th 2018

Changing Rooms

Legionella report temperatures on the sink hot water taps need addressing we awaiting a quote to get this sorted. The council could delegate responsibility to the chair and the clerk to get this resolved within the Chairs remit of £500 limit.

Ivy has been removed from the side of the changing rooms.

Complaints have been received from the senior team that they are unable to use the pitch for senior play the pitch is too small.

Light Festival grant received requesting 3

School Crossing

Thank you for your letter to Cllr White, detailing your concerns regarding the provision of School Crossing Patrols in Tutbury.

Unfortunately when both patrols left from the crossing outside the school and from Burton Street/Ludgate Street, the vacancies were advertised but the service were unsuccessful in filling either vacancies. Since then, as you are aware there have been spending controls in place which has precluded any recruitment.

There is a small team of mobile patrols who are deployed around the county to cover short term absences and someone from the team was able to cover the point outside Richard Wakefield School until July this year. Unfortunately more long term cover is not sustainable with the resource available. The decision to cover a crossing is based on a priority system and therefore the team are currently deployed at higher priority crossing points.

Richard Wakefield School have been kept fully informed at all times with regard to cover arrangements and were aware in advance that cover was being withdrawn for the foreseeable future, however; the situation is regularly assessed.

Our priority system has been created using national guidelines established by Road Safety GB. All crossing points are assessed using a strict criterion which is a calculation based on the number of school age children crossing and the volume of

traffic passing the crossing during the busiest 30 minute period during the duty time of the patrol. Other factors are then added to give a final score. These factors include amongst others, the age of the children, the width of the pavements, the visibility at the crossing and the distance from a junction in the road. Based on this assessment Richard Wakefield ranks as no 176 out of 255 sites funded by the County Council.

As you have noted, the service is currently recruiting at one crossing point in the Cannock District. Special dispensation had to be agreed for this point due to the fact that this is a high priority site at a crossing where 2 patrols have to operate together using a central refuge. This crossing cannot be operated safely with one patrol and therefore a decision was made to try and fill the post on a short-term fixed contract.

The School Crossing Patrol (SCP) Service would be happy to provide the equipment to switch on the warning signs if a volunteer from the school would be willing to do this. The Area Organiser would be happy to meet someone on site to instruct them if this is an option the school want to consider.

The SCP service acknowledge the concerns that have been raised; however, parents have a responsibility for their children's safety during the journey to and from school and the children crossing at this location are likely to be accompanied.

I hope this answers your queries but please contact me if you require further information.

Contributions to School Crossing Patrols

Another activity which the county council has announced will be subject to cutbacks is that of school crossing patrols, and many councils have already begun to examine alternative ways of financing the service.

NALC advises that there are two possible answers to this problem, depending upon the role that a parish council wishes to take on and bearing in mind that a parish council has no specific power available to it to provide a school crossing patrol, as follows:-

The first solution is to obtain a delegation of this function from the county council. Under section 101 of the Local Government Act 1972 any local authority can arrange for one of its functions to be undertaken by another authority. Thus the parish council could agree with the county council for the provision of school crossing patrols to be delegated in respect of its area. In that case the parish council would have all the powers (and all the responsibilities) of the county council for that function. The parish council could then fully fund the scheme in its area but would also have to ensure that its employers' and public liability insurances covered that activity. The parish council would also be taking on at least some employment responsibilities depending on the terms of the delegation agreement. The parish council would then have to decide whether it wished to take on those additional insurance and employment responsibilities.

The second solution is for the parish council to make contributions to the county council under section 137 of the 1972 Act. This section allows a parish council to incur expenditure on matters for which it has no other power unless it is specifically prohibited from doing so. Section 137 (2) of the 1972 Act

specifically allows a parish council to give money to another authority for that other authority's functions. A grant under section 137 must be for the benefit of the area or residents and the benefit must be enough to justify the level of money granted. It would be for the parish council to decide if these two conditions are met but it seems likely that they will be in relation to school crossing patrols.

Any grant under section 137 will be part of the annual spending limit applicable to that section which is currently set at £7.86 per elector. It would be for the parish council to consider the level of grant required for school crossing patrols against the other demands upon it for grants under this section.

It should be noted that the county council has indicated that it will both provide training and related clothing and equipment for the maintenance of the service to those local councils (or other community bodies) that elect to assume responsibility for school crossing patrols.

CORRESPONDENCE



Ashbourne Community Transport,
Community Transport Offices,
Blenheim Road,
Airfield Industrial Estate,
Ashbourne,
Derbys,
DE6 1HA
Tel: 01335 300670
<http://www.ashbournect.org.uk>

31 October 2018

Ms Karen Duffill,
9 Pinfold Close, Tutbury
Derby DE13 9NT

Dear Ms Duffill,

Community Transport Shoppers Service - Little Staffie

As you may be aware ACT took over the running of the Community Transport Shoppers service in April this year when East Staffs Mobility Link (ESML) - the previous provider - was forced to close. We had been supporting ESML to cover their operations before their closure, and our Board decided that we should try to continue their main community services.

The Shopper service, which we have branded The Little Staffie, is run with an accessible vehicle making it wheelchair friendly and all our drivers have received specialist wheelchair training. It is available in Burton and surrounding villages (including your Parish) to those residents who cannot use standard public transport because of disability or age-related mobility issues, or where no public transport service exists.

The service which runs Tues-Friday is door-to-door to Burton Town Centre or any supermarket and allows passengers a minimum 2 - hour window for shopping, healthcare appointments or to use other town centre services.

In 2018 we have continued to receive the financial support which Staffordshire County Council offered to ESML. However, we have now been notified that they will be withdrawing all financial support to the voluntary and community sectors from April 2019 and this will include the Shopper service.

We know how much our passengers value this service – some people could not go out independently without it - and we are reviewing all ways of keeping it running and affordable when the grant is removed. We should like to have the opportunity to discuss this with your members, tell you more about the services we can offer, and consider ways in which we could work together to support your residents at a future Parish Council meeting.

I hope that this will be possible, and I should be grateful if you could bring this to the attention of members.

Thank you.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Pat Laughlin', is written over a light blue rectangular background.

Pat Laughlin (Ms)
Chairman, Board of Trustees

5Company Limited by Guarantee Number: 5329004
Registered Charity Number: 1110204



Green Lane Hedge

Residents have raised concern regarding the part removal of the hedge on Green Lane. I am awaiting an update from the planning officer about the intentions of the remaining hedge.

Trevor Mellor from County Council will enquire about the long term maintenance of this side of the hedge. As it is it Peveril's responsibility to maintain it.

Belmot Road

Grass cutting schedule obtained form the County details

E1	Tutbury	Belmont Road	30mph to start footway rhs
E1	Tutbury	Belmont Road	Pinfold Close to 31 rhs
E1	Tutbury	Belmont Road	On bend opposite 50 rhs
E1	Tutbury	Belmont Road	End of retaining wall to 2 lhs
E1	Tutbury	Belmont Road	At bottom of footpath lhs

Copy of the deeds of one of the properties on Park Pale has been received and sent to the county and they have now confirmed that they do own the land 6.6 metres from the pavement.

Recent Correspondence received after several complaint letters have been sent and the faults have been logged, the county have confirmed that this has been added to the list to be flail mowed. However, if this area was flail mowed the Russian vine and brambles would grow back over time. It would be better to remove the growth and grass seed **it**.

QUOTE

Description Amount
Bank / verge on Belmont road
Raise up trees and thin out blackthorn
Strim bank , removing bramble, Russian vine and ivy
Clear bank down to soil and then grass seed the area
Price includes removal of all arisings and traffic management
£3,650.00*
*Indicates £3650

PLANNING

P/2018/01316

Proposal: Felling of 1 Acer tree and 2 Pine trees (A2 of TPO 5)

Location: 29 Pinfold Close, Tutbury, Staffordshire, DE13 9NJ

Application under Section 73 of the Town and Country Planning Act 1990 for the construction of 18.7MW Solar Farm with ancillary development including solar panels and frames, sub-station, switchgear enclosure, grid connection/comms cabinet and perimeter fencing and gates without complying with Condition 3 of planning permission P/2014/00830 relating to an alternative landscaping scheme

: P/2018/01326

Rolleston Park Farm, Lodge Hill, Tutbury, Staffordshire, DE13 9HQ

P/2018/01417

Display of one externally illuminated hanging sign

Tutbury Museum, Duke Street, Tutbury, Staffordshire, DE13 9NE

P/2018/01407

Tutbury Museum, Duke Street, Tutbury, Staffordshire, DE13 9NE

Change of use of first floor from museum to office use (B1)

Tutbury Museum, Duke Street, Tutbury, Staffordshire, DE13 9NE

P/2018/01168

Listed building application for internal and external alterations to include the installation of first floor toilet with new external soil vent stack, external air conditioning unit to rear elevation and installation of hanging sign and slate wall plaque

Tutbury Museum, Duke Street, Tutbury, Staffordshire, DE13 9NE

Planning proposal

Comments re the recent planning applications are as follows: -

P/2018/01407 - Tutbury Museum change of use to office - no objections

P/2018/01168 - Installation of 1st floor toilet, external A/C unit and vent stack - no objections

P/2018/01417 - External illuminated sign - no objections

P/2018/01046 - Land of Foxglove Close: see below

18026 (04) 02 Rev B Ground Floor Plan 1. Shows covered entrance - yet difficult to assess from proposed East Elevation (18026 (04) 03 if entrance is covered.

2. From previous meeting with Sachin Parmar we suggested certain changes to improve usage to all namely: -

a) Change position of store room by having the kitchen with serving hatch opening out into the hall (better for functions)

b) Have store room now behind the kitchen.

c) Should the window (south elevation) between office and mens WC be made a fire exit.

d) Enlarge the disabled WC by removing storage area and replacing with shower area/wet room. This would allow any disabled person (with their carer) or mother (with small child) who have a messy incident a chance to clean up and preserve their dignity before leaving the building.

Design and access statement. 03 Design Process - Opportunities. a) Provision of open area, currently showing trees on plan and title informal kick-about space. This area should be open to allow for a full size football pitch to be

marked out and used as there is future demand for this by our local football team, probably looking at the 2019-2020 season as the number of teams they put out increases.

Having looked at the pitch possibilities and we can only just get a junior pitch on. The LEAP would need to be moved slightly to get a junior pitch on. The green

space would not need all the planting and landscaping but just leaving. There is not enough room for a senior pitch in the Green space.

b) Many people walk there dogs around this estate, so why is there no provision for a pedestrian exit onto Green Lane in this new plan?

Soft landscape Proposals. You show two different types of bins, dog waste bins and litter bins, **Why?** Other Borough/District Councils no longer use separate bins they use one bin that allows people to put either their litter or dog waste bag into.

Also by wanting to build 16 dwellings, garages and car parking in an area designated in the original plans as allotments the allotments are classed as part of the open space. By removing this area of open space this contravenes section 106.

We wish to retain the allotment area and therefore would object to the building on these 16 properties for two reasons, firstly these properties would be in contravention of the section 106 agreement signed by the developer and secondly as we have already received interest re the new allotments from people living on this development when purchasing their properties buying off plan were attracted to having an allotment close to where they live as shown on original site plans.

P/2018/01316 - Felling of 1 Acer tree and 2 Pine Trees. **Objection** There is not a 100% certainty that the felling of the three trees would solve the problem. It should be considered that the summer of 2018 was extremely dry and what happens if 2019 is extremely wet, the clay soil will become extremely wet and the subsidence problems from the previous year still persist. Once mature trees are felled they cannot be replaced the following year only very young trees and wait a further 10-15 years for them to mature. If the problem still persists will the neighbour's insurance then replace the trees felled, while at the same time having to pay for the underpinning work that would have solved the problem the first time.

P/2018/01326 - 18.7MW Solar Farm: The application to change meadow pseedling to grass would not raise an objection from the council

APPEAL
Mill FARM

Town and Country Planning Act 1990 – Appeal Under Section 78 – Informal Hearing

Appellant(s)	Mr Leavesley
Appeal location	Mill Farm, Bridge Street, Tutbury, DE13 9LZ
Appeal description	Demolition of existing dwelling and farm buildings and erection of 5 dwellings including walling, landscaping and associated parking
<i>Appeal start date</i>	09 October 2018
<i>Appeal Reference</i>	APP/B3410/W/ 3200816

TPC response submitted

Demolition of existing dwelling and farm building and erection of 5 dwellings including walling , landscapes and associated parking.

Tutbury Parish Council would like to raise the following considerations in relation to this application;

- 1) This development is not part of the local plan. Strategic Policy 4 stipulates that Tutbury's allocation of new buildings target is 224, this has been satisfied by the Burton Road development and the additional houses permitted in the absence of the industrial units planned.

Tutbury is a tier 1 Strategic village and is required to accommodate a strategic housing allocation and to meet the needs of the village. There is no demonstration that there is a need for the development considering the allocation has been met. Other applications elsewhere have been refused on the basis of this criteria.

- 2) The building is of significant historical value in that it is an important feature of the Conservation Area. This property is in a prominent part of the village and is the first property viewed on entering the village, therefore every effort should be made to conserve and enhance the existing buildings.
- 3) This property is in a flood risk area and has a history of flooding, the building has evidence of flood damage and local reports show that flooding has occurred this contradicts the Environmental Agency report that no floods are recorded.
- 4) The vehicular access proposed is to enter and exit the site by the Tutbury Bypass. This road is extremely fast and has serious accidents that have occurred due to speeding down this stretch of road. The top of the bypass is a dual carriageway which exacerbates the speed on this road, turning right towards Burton on Trent would be dangerous. Tutbury Parish Council has logged concerns with the County Council regarding the speed of HGVs on this road. Tutbury Parish Council would like a restriction placed on this access to require the residents to only turn left and use the island to turn right towards Burton On Trent. Parking along the Bypass from overflow guests visiting the dwellings is not an option
- 5) The size of the dwellings would require more than 2 parking spaces per property, due to its position there would be no on street parking available. The current restrictions on Bridge Street means that parking on that street has already reached capacity.
- 6) Vehicular access to the dwellings would be through an archway it is not clear if an ambulance could access via this route.
- 7) There is no evidence of a noise survey carried out for the potential residents. The Bypass has a heavy traffic flow including HGV,s the property is in close proximity to the Nestle factory and would be near a working farm building.

- 8) There is insufficient consideration of wildlife. This site has a significant amount of swallows and other birds nesting on the site.

NO action required if comments remain the same

DECISIONS

Erection of an extension to front canopy, single storey rear extension, conversion of existing garage to form lounge, conversion of loft space above existing garage to form home office and conversion of existing lounge to form garage and utility area (Non-Material Amendment relating to planning permisison P/2018/00274 for relocation of the proposed velux in the loft conversion from the rear elevation to the front elevation)

Location:

39 Ironwalls Lane, Tutbury, Staffordshire, DE13 9NH

Applicant: Mr Clifford Stubbs

Date valid application received : 04/10/2018

PERMITTED

Replacement of two first floor front windows

7 Church Street, Tutbury, DE13 9JE

PERMITTED

Erection of two storey and single storey side extensions

29 Honeysuckle Avenue, Tutbury, DE13 9NY

PERMITTED