Langworth Group Parish Council

Serving the grouped parishes of Barlings, Newball, Stainton by Langworth and Reasby



Meeting Minutes 5 February 2019

NAME	OF MEETING	Meeting of the Council		
LOCATION		Langworth Memorial Hall		
TIME/DURATION		19:30 – 21:00	****	
Those	Present			
Name		Organisation		
Counc	illor M Herbert (Chairman) (MH)	LGPC		
Counc	illor S Burnett (SB)	LGPC		
	illor A Curtis (AC)	LGPC		
Counc	illor R Waite (RW)	LGPC		
Counc	illor P Bowser (PB)	LGPC		
Counc	illor C Buttress (CB)	LGPC		
	illor H Walker (HW)	LGPC		
	nley Hall	LGPC Clerk		
	ouncillor I Fleetwood	LCC		
	Councillor A Welburn	WLDC		
	embers of the public			
Item No	7.30.1.4.1.1.11			
-	OPEN FORUM			
	.1 A member of the public raised concerns about planning application 138904. MH said the planning application is for condition 5 to be removed from a previous application. It is not clear from the applicant, WLDC or the inspectors report what the issues are and how they are being processed. MH said he cannot find reference to condition 5.			
	Another member of the public has concerns; although a previous application for a residential site was turned down the site could become residential.			
	A member of the public asked; what is happening about the remains of a fallen tree on the verge of the A158. The clerk reported that the matter has been reported to LCC, the Highway Authority, they dismissed the report and said it should be directed to WLDC. This has been done therefore both LCC and WLDC are aware the tree branches need removing.			
161.4	There was a discussion regarding the purpose of the open forum discussions; A member of the public felt the public were not being listened to. Councillor HW said; if members of the public want to raise an issue that is not on the agenda it should be allowed. CB commented that the PC should ensure meeting time is not wasted by discussing matters that do not concern the parish council. The chairman responded by saying residents are always listened to and if there is a specific item(s) they wish the council to debate they can ask for the matter be put on the agenda of a future meeting. However, it is necessary to limit the public forum to 15 minutes so the council can work through the agenda.			
161	APOLOGIES FOR ABSENCE		TRAVET TO THE STATE OF THE STAT	
	LGPC Councillors: C King and J Machin		TO PRODUCE A STATE OF THE STATE	
	District Councillor Palmer			
	- I San			
L				

162	DECLARATIONS (OF INTERESTS					
	None						
163	TO CONFIRM THE	MINUTES OF THE	MEETING HELD ON 15	S IANIIARY 2019			
	The minutes of the true record of the m	O CONFIRM THE MINUTES OF THE MEETING HELD ON 15 JANUARY 2019 he minutes of the meeting held on 15 th January were signed by the chairman as being a ue record of the meeting. Proposed by Councillor Burnett and seconded by Councillor owser. All in favour. Clerk to publish on website.					
164	CLERKS REPORT						
	Action log – progre Langworth. Clerk s issues. Councillor C and has a budget ed light £5,000.00. Mo to the clerk.	ess report. Clerk repuggested a joint me Curtis said he has be stimate for the install obile rechargeable £	eeting could be held to d en in touch with Mr Swall ation of a speed indicator 3,000.00. Councillor Cur	s offered to meet the PC iscuss highways and safe ow at Lincolnshire highways r sign. Fixed wired to a stretis to forward the estimate. MH confirmed this had a	ety ays eet tes AC		
		d request for a site i	meeting but had not had	time to respond.	Clerk		
		hways issues and p	roposal for a meeting on	the agenda for the next			
	HR working party, of	polices, clerk to put c clerk to put on March			Clerk Clerk		
	Projector has been A Joiner has been		playground seat. Clerk to	progress.	Clerk		
	Mobile phone sold,	Laptop retained bed	cause it may be required	for the LL.			
	Councillor Walker asked if the action log could be sent out with the agenda. Clerk said he would include this in future.						
164.2	A financial report of financial risk assess	o compare budget/	d. A copy is appended to	projected expenditure as these minutes. The Prece	s a ept		
164.2	A financial report of financial risk assess	to compare budget/sment was presente en forwarded to WLI	d. A copy is appended to	projected expenditure as these minutes. The Prece	s a ept		
164.2	A financial report of financial risk assess	to compare budget/sment was presente en forwarded to WLI Langworth Grou Lloyds Bank	d. A copy is appended to DC. JP Parish Council	these minutes. The Prece	s a ept		
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164.2	A financial report of financial risk assess for 2019/20 has be	co compare budget/sment was presente en forwarded to WLI Langworth Grou Lloyds Bank Opening Bank Balan Accounts paid	d. A copy is appended to DC. JP Parish Council Ice 1 January 2019	Agenda Item 145 £22,095.63	s a ept		
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	Accounts to be passed for payment					
	Expenses -33.30					
	Clerk Salary -454.44					
	PAYE -113.40					
	Total to be paid -£601.14					
	Total unpaid-uncleared £0.00					
	Bank balance after accounts paid 31/01/2019 £20,164.42					
	Ear Marked Reserves					
	Bus shelter PC contribution £482.00					
	Elections reserve £2,000.00					
	Total Reserves £2,482.00					
64.3	West Yorkshire Pension Fund. The clerk reported an e-mail exchange between the clerk and the fund managers. WYPF wish to press ahead with asking the actuary to calculate a cessation value. How this works is not clear. WYPF have indicated the actuaries fee could					
	be £500.00 + vat. The fee seems excessive for what probably amounts to about two hours work. Clerk to query what the cost covers. The £500.00 fee is for the actuary who is expected to calculate a cessation fee which will be in addition to the £500.00.					
405	ADDDOVAL OF ACCOUNTS FOR DAYMENT					
	APPROVAL OF ACCOUNTS FOR PAYMENT					
105.1	Payments as detailed in the statement below were approved. Proposed by Councillor Burnett and seconded by Councillor Bowser. All in favour. Clerk to settle accounts.					
166	PLANNING					
	Application 138904 – to remove condition 5 of a previous application.					
166.2	The chairman having studied the application, previous applications and the conditions therein identified a number of concerns and made a statement to the council;					
	The applicant is Mr John Epton of Barlings Park Ltd. A senior WLDC planning officer, Abbie Marwood, is gathering information from the internet and various organisations and expects a reply from LGPC within 28 days regarding any material considerations that the parish council think that WLDC should be aware of to assist in determining the application.					
	 There is a history of ten planning applications for this site, eight of which have been submitted 2004, the first being in 1992, which is what this latest application 138904 is all about, that is the removal of section 5. The 1992 application was for the use of the land as touring caravan park and children's play and sports area. At the time the PC and Barlings Lane residents commented on the application. The planning application was rejected. Subsequently the applicant appealed, the inspector ruled in favour of applicant and the application was approved by Approved by WLDC. In 1999 an application was made for change of use for hair and beauty facility into a site office. 					
	3. In 2006/07 an application was made by C Wilkinson, the former site owner for change of use; to change the hair and beauty facility into living accommodation and office with access to the north and the riverside. The application was refused. There is no information on WLDC web pages which indicate the reason(s) why.					

- 4. In 2008 an application for 3 fishing lakes, 60 hard standings, roads and change use for an office and accommodation. The application was withdrawn by the applicant. For some reason this application appears twice on the WLDC website.
- In 2009/10 an application for 27 chalet style caravans with roads and accommodation. The application was refused. No planners' comments are available on the website.
- 6. On February 2012 an application was made for 27 holiday chalets and to change the use of the reception building into warden accommodation. The application was granted with legal agreements. MH offered to share his copy of the application with other Members.
- 7. In 2012 another application was made for a Lawful Development Certificate, For use of land as a caravan park, storage, fishing lakes and one static caravan. This was rejected. The applicant appealed and the inspector found in favour of the applicant because the applicant was able to demonstrate to the inspectorate that 30 touring and 50 stored caravans were on site and they have been like that for ten years. Because the caravans have been on site for ten years it was no longer enforceable by WLDC planners. This withdrew condition 4 of the application that was made in 1992. Inspector withdrew limit on 32 no of c/vans but the inspector did not specify a new upper limit. The inspectors report said the Inspectorate, WLDC and applicant need to get together and develop a new Lawful Development Agreement (LDA). This LDA cannot be found and it this agreement that may put some limit on the number of caravans allowed on the site and that is a matter of concern. A comment from the floor was made; the applicant is quoting the upper limit is 250. MH agreed this figure is in the applicant's statement but since the statement has a number of errors or omissions. Caution is required when determining the true facts.
- 8. July 2014 New application was submitted to WLDC. to request for confirmation of compliance with conditions 2,3,4,5 and 6 of the original planning conditions of application 128354. The conditions discharged in part but the references cannot be found on the WLDC website therefore remain unknown.
- 9. May 2015 New application was made by the owner to vary the conditions of application 1278354 and 13 and 14 change from 27 holiday to 27 residential caravans. WLDC refused the application, the applicant appealed and subsequently the inspectorate dismissed the appeal.
- 10. This application, 138904, is to remove condition five of the 1992 application but, the application cannot be found on the WLDC website so actual condition five is unknown. There are references to it but the actual condition 5 cannot be found and the parish council should be aware of and have access to that document.

MH summarised the applicant's statement as alarming. It quotes; Item 3 as a result of the appeal decision there is no planning control over the number of touring caravans that can be stationed on the site. The current caravan site licence provides for 250 touring caravans, 60 seasonal pitches totalling 310 tourers. In addition, the site is licenced for 28 static caravans. The site may be used for up to 338 caravans, all in compliance with the original planning permission and subsequent lawfulness certificate and the site licence. The chairman urged members to read the whole document.

MH suggested the applicant should seek to amend or vary condition 5 and not withdraw it. The application is a little disingenuous. The applicant has not approached the parish council or declare his intentions.

There are concerns that a large increase in the number of caravans regarding flooding and sewage. Will the infrastructure measures in place support 338 caravans?

Councillors were asked for their comments;

CB said he had read and studied the application and cannot find condition 5. With ten previous applications he does not understand what it means or what affect it will have. The site has been flooded three times and there should be an evacuation plan in place which is

believed to be a condition in one of the previous planning applications. The parish response should be a plain "no" unless a lot of addition information and clarity is provided.

AC was concerned about the re development intention. Statement 5 says the site already has 27 static caravans and the site could develop up to 200 holiday homes. The planning application needs more explanation and clarity.

RW queried the potential number of caravans on site and why, if as the applicant states "there is no planning control" has the applicant applied to have condition 5 removed?

HW the conditions are confusing and cannot comment because it's not understood.

PB asked; is there time to ask the WLDC case officer to make a report and clarify the situation?

SB does not understand the application and would like to be informed of what the applicant is actually proposing to do.

County Cllr Fleetwood was invited to comment and replied; the original application in which condition 5 is written is 28 years old. Cllr Fleetwood said this is an application to remove a condition 5 of the appeal it is not a WLDC decision that the applicant is trying to remove the appeal from. When a matter goes to appeal the district council can suggest conditions to the inspector but they cannot impose them. It's the inspector that outs the conditions on, so what the applicant is trying to do is remove condition 5 that the inspector put on the application on 5 March 1991, 28 years ago. The important thing is to speak to the planning officer. IF offered to help if there are difficulties contacting the planning officer. IF also advised: A Certificate of Lawfulness is granted once a specific amount of time (10 years) has elapsed the planning authority cannot enforce conditions but can put a Certificate of Lawfulness against the application. Depending on the situation matters can become vague but after ten years it is a certainty. A condition can be anything and applicants can ask for them to be removed. However, it is unusual for an applicant to request removal of a condition that was imposed 28 years ago, a bizarre situation where an applicant appears to be using the planning system to their best advantage. In early 2000's WLDC went from paper-based records to computerised records therefore some information will not be on line. Access to paper records may require an appointment. Planning enforcement is reactive rather than proactive.

District Councillor Welburn recommended contacting the case officer to ask for the paperwork and people have a right to see the paper work because they cannot make decisions without it.

District Councillor Darcel said; "I actually went to the last planning enquiry on Barlings and there were a couple of residents who live opposite may be worth speaking to get an idea of what happened".

MH summed up; In general, WLDC has not managed the applications very well. The inspectorate has found in favour of the applicant twice which has brought matters to where we are today. MH is to speak to the WLDC case officer for clarification. In principle there is nothing wrong with the idea of a caravan site but we are considering, potentially 338 caravans on the site, as pointed out in the applicant's statement. A little more honesty would be preferred. This matter is almost a housing development by stealth and not particularly good housing.

It's difficult for councillors to have an informed opinion about the application therefore it was suggested holding a public meeting and inviting the applicant to come along and explain the intentions for the site short and long term.

Also invite a member of WLDC to come along from the planning group to explain what the applicant is allowed to do and what conditions have or have not been fulfilled and what the impact of this current application will be. Also, councillors and members of the public will have questions.

	requesting an extension to the 28-day consultation period.						МН
166.2	Planning application 138802. The application was discussed and members agreed to					Clerk	
167	CORRESPO	MIDEN	ICE	***************************************			
				d a rapart	rogarding the	anditor position. The report is	
107.1	Langworth Local – The clerk read a report regarding the editor position. The report is appended to these minutes. Members agreed to accept the quotation provided by Mrs Diane Hall to edit the LL for a sum of £2000.00 per year to be paid in monthly instalments in arrears. Proposed SB seconded by HW all in favour. Clerk to draw up a formal agreement.					Clerk	
167.2 167.3	Community Lincs offer of assistance for a neighbourhood plan. The offer was noted. A dog walker e-mailed to inform of dog fouling in Langworth. It was suggested WLDC cameras could be used to deter the culprits. AW informed the meeting that WLDC have an enforcement team. No action was proposed.						
168.1	COUNTY COUNCILLOR AND DISTRICT COUNCILLORS REPORTS Councillors responded to questions raised about the reports. County Councillor Fleetwood asked members to note that litter and dog fouling are an ongoing problem. In Australia there is a campaign "Don't be a Tosser" which seeks to discourage people from throwing litter from their car windows. Councillor Fleetwood is touring his ward picking up litter and dog mess and has picked up litter and dog fouling by the sac bag full. He asked if the word about his anti-litter campaign could be publicised.						All
	ACTION LO						
169.1	The action lo	og was	updated				
470	0114151544						
	CHAIRMAN						
170.1	Councillors	and me	embers of the	public wei	re thanked fo	r attending.	
474	DATEGOE	NIEVT		-			
171	DATES OF		7		T		
	Tuesday Tuesday	5	March	2019	7:30pm	Ordinary meeting	
	Thursday	2	April May	2019 2019	7:30pm	Ordinary meeting Local council elections	
	Tuesday	7	May	2019	7am-10pm 7:30pm	Annual meeting - Chairman election	
	Tuesday	4	June	2019	7:30pm	Annual parish meeting	
	Tuesday	2	July	2019	7:30pm	Ordinary meeting	
	Tuesday	3	September	2019	7:30pm	Ordinary meeting	
	Tuesday	1	October	2019	7:30pm	Ordinary meeting	
	Tuesday	- 5	November	2019	7:30pm	Ordinary meeting	
	Tuesday	3	December	2019	7:30pm	Ordinary meeting	
	Tuesday	7	January	2020	7:30pm	Ordinary meeting	
	SIGNED AS	A TRUE	RECORD OF	THE MEE	TING		
	Chairman 5 March 2019						

APPENDIX 1

Clerks Report – 5 February 2019

Actions following meeting held 8 January 2019

- 1. District and county councillors' reports have been circulated to councillors
- 2. The Lincolnshire Road Safety Partnership has been asked to quote for a speed indicator sign no response.
- 3. The Lincolnshire Road Safety Partnership has been invited to a meeting re A158 cross roads.
- 4. Tenders for grass cutting for 2019 have been issued to three firms for quotations.
- 5. A projector has been purchased with the aid of a grant from WLDC councillor Welburn's fund.
- 6. Langworth Local, there has been no response from the editor of the Lincs-scene magazine. Extensive work carried out to find an editor

Finance

Remains on track, a financial report has been issued to all members.

The precept agreed at the special meeting held on 15th January has been forwarded to WLDC.

Computer Equipment

McAfee Anti-virus software has been installed on the ASUS laptop.

New Office software with an out of office feature is in stock. Need to take care not to erase files when installing the program.

Stan Hall – Clerk 22/1/2018

APPENDIX 2

LANGWORTH LOCAL REPORT

Further to the report at the last meeting when it was identified that all local news letters contacted were run by volunteers the clerk was instructed to continue enquiries with the editor of the Lincs scene magazine.

The editor of Lincs scene magazine was contacted; 20/11/2018 a reply came; they may be interested.

26/11/19 Lincs scene magazine quoted £350 per issue plus printing costs. They indicated that advertising revenue may increase as advertisers would be attracted to a professional publication.

6/12/18 Lincs scene were contacted to inform of the council's decision to use their service.

Clerk asked for a meeting to work out a process on which to base a contractual agreement. Clerk asked for Lincs scene address and offered to pay a visit. Lincs scene asked for available dates. Clerk was informed Lincs scene were busy up to 20 December so the matter was put to one side.

27/12/18 No news from Lincs scene so Clerk contacted them again to request a meeting TBA before the LGPC January meeting.

29/12/19 Lincs scene e-mailed to say they could meet on Friday 4th January. I suggested 10am at Fiskerton village Hall.

3/1/19 Lincs scene e-mailed to say he was ill and could not attend. He did however make some proposals in his e-mail:

I believe I am to put together the content of the magazine in its entirety, to the stage where it is ready to go to print. If you already have a printer let me have their contact details so that I can ensure the work is presented to their required specifications.

With regard to content of the magazine, do you have any local correspondents or regular contributors, who provide news, stories etc for each edition?

I can source general copy for the magazine, including recipes, news stories and diary dates from the wider local area. It may be helpful if there are any locals contributing to their own magazine as there will be events and local issues that I know nothing about.

Once I have the detail's I can work my diary to book your time in for production.

General appearance of the magazine goes, I suggest that we go for a complete revamp so that we can attract new advertisers. When I have this information, we can start putting a new design together. Any suggestions from the parish council team be appreciated.

8/1/19 Clerk recommended to the council not to engage with Lincs scene.

21/1/19 Clerk contacted Lincs scene offered to meet on Wed 23/1/19 - No response

24/1/19 Clerk asked for a meeting – No response.

Concurrently the clerk was seeking an alternative editor.

A firm at Stainton was contacted, they said this was not their area of business.

The editor of The Wraggo News could not be contacted.

The former clerk and editor were in touch to make an offer to purchase the laptop computer. Clerk suggested if it was taken back for editing of the LL, here would be free use of laptop. The former clerk said there would be terms and conditions to be set out and agreed prior to committing to the task.

Unbeknown to the clerk a second candidate Mrs Hall, the clerk's wife emerged as a candidate. Apparently during discussions with Penny Green, Penny mentioned that the absence of the LL has had an adverse effect on attendances of various functions and said to Diane "you can do that"

There was then an exchange of e-mails in which Maxine said she has had second and third thoughts about editing the LL and stated Diane would be an ideal candidate.

1/2/19 Clerk, MH and DH met and discussed the LL in some depth. There were some concerns and clerk seek to address these.

Proposed Form of Agreement - The following terms are proposed:

- 1) Production of the monthly publication (10 excluding January and August)
- 2) Pagination of each publication using agreed software and using the council laptop provided
- 3) Agreed closure deadlines to meet publication dates.
- 4) One to one communication with the applicable printer to provide the proofs for printing.
- 5) One to one communication with commercial advertisements to maintain existing advertisers and seek new business.
- 6) Initial e-mail set up, familiarisation and training, set up of timetable for; receipt of articles, printing, publication and delivery. Due to a gap in production, contacting of advertisers to establish who is "owed" and who needs to renew.
- 7) All communications with and submission of articles to the editor to be by e-mail only.
- 8) Parish Clerk to supply parish council items to the editor for publication.
- 9) To work to the agreed deadlines for articles and publication
- 10) Distribution, editor to arrange delivery from printers to one address at Langworth for collection by the local distributor(s).
- 11) Advertising revenue to be paid into LGPC bank.
- 12) LGPC to finance the project and decide how the advertising revenue should be distributed.
- 13) A one Year contract commencing on the 1 March 2019 or sooner subject to agreement.

- 14) Payment to the editor shall be £2,000/annum* paid in eleven monthly instalments of £166.00 and one final monthly instalment of £174.00 (*subject to agreement)
- 15) In addition to the tendered price LGPC will refund the editors reasonable out of pocket expenses for postage, stationary and mileage.
- 16) The editor, as a contractor to LGPC, shall be responsible for and shall pay taxes and make all necessary declarations to the HMRC as regards to Income tax, VAT and NI.
- 17) LGPC will retain ownership of the laptop and will be responsible for its maintenance, software upgrades and virus protection.
- 18) Extension of contract LGPC reserve the right to re-tender this contact on expiry of the twelve-month period or, to agree with the editor to extend the contract for an agreed term.
- 19) Price fluctuation; in the case where a contract is extended the rates will be increased annually on the 1st April each year by the RPI at that date.
- 20) Where a contact is re-tendered the rates in the tender accepted by LGPC shall apply.

Tender Evaluation

Lincs scene – no quotation received but indicative estimate was £3,500.00/annum with prospect of an increase in advertising revenue income.

Diane Hall – quotation for editing £2,000/Annum with a brief to generate an increase in advertising revenue. Maxine Soroka – Does not wish to tender a price.

Printing costs will be in addition to the prices quoted in the tender evaluation and are estimated at £1,000/annum.

All prices are net and may be subject to VAT

In any event the parish council need to consider a process for the timely delivery of articles to the editor and distribution of the LL locally. For this they may need to form a working party.

The item is now open for Members to discuss the tenders and instruct the clerk how they wish to proceed.

stan Hall – Clerk 2/2/2019	

APPENDIX 3

Financial Report Feb-19

2018 -2019 1 April to 31 January

	2017 -18	2018-19	To 31/1/19	To 31/1/19	2018-19
Item	Outturn	Budget	Actual	Variance	Projection
Clerks Salary	7,744.56	6,720.00	6,245.34	474.66	7,494.41
Clerks Tel/utilities	1,233.37	480.00	808.19	-328.19	969.83
Play Area inspections	273.50	310.00	213.50	96.50	256.20
General expenses WYPF	574.33	700.00	54.00	646.00	64.80
Langworth Local	1,324.22	2,000.00	606.44	1,393.56	727.73
Grass Cutting	2,456.96	4,000.00	2,732.67	1,267.33	3,279.20
Audit	140.00	300.00	40.00	260.00	48.00
Grants awarded	0.00	700.00	185.00	515.00	185.00
Laptop	116.80	0.00	1,599.01	-1,599.01	1,599.01
Training course fees	48.00	150.00	17.00	133.00	20.40
Annual subscriptions	351.55	215.00	70.00	145.00	70.00
Room Hire	325.00	300.00	90.00	210.00	108.00
Elections (reserve)	0.00	2,000.00	0.00	2,000.00	0.00
Play equipment Maintenance	0.00	0.00	0.00	0.00	0.00
Insurance	319.04	530.00	371.73	158.27	371.73
Section 137 expenditure	89.66	3,000.00	5,168.00	-2,168.00	5,168.00
Printer ink	22.40	45.00	10.00	35.00	12.00
VAT	-524.84	0.00	1,849.81	-1,849.81	1,789.89
Parish Plan (reserve)	0.00	500.00		500.00	500.00
Totals	£14,494.55	£21,950.0	£20,060.69	£1,889.31	£22,664.2

Income	
Brought forward from 2017/18	14,875.71
Precept	22,000.00
Bus shelter grant WLDC	3,050.00
Projector grant WLDC	300.00
Total income	40,225.71

Income less expenditure	20,165.02
Bank Balance at 31/1/19	20,165.02

Estimated Bank Balance at	
31/3/19	£17,561.51