

MINUTES OF THE MEETING OF CAERWYS TOWN COUNCIL HELD ON TUESDAY 18TH SEPTEMBER 2012 AT 7-30 P.M. AT THE MEMORIAL INSTITUTE, SOUTH STREET, CAERWYS.

PRESENT

Councillor Jonathan Webb, Town Mayor
Councillor James Falshaw, Deputy Town Mayor.
Councillor Ms A L Carus
Councillor Mrs Lynette Edwards
Councillor Jonathan Duggan-Keen
Councillor Christopher Maggs
Councillor Michael Moriarty
Councillor R Phillip Parry
Councillor Mrs Helen Priestly
Councillor Stephen Wilson

Mrs Elizabeth E Snowden, Clerk / Financial Officer.

1. 59/12 APOLOGIES.

Councillor David Knights.
Councillor Christopher Maggs

Bereavements

Members stood in silence in memory of the following :-

Mr Anthony Biffin, Ty'n y Bryn, Pen y Cefn Caerwys.

Mr Ian Hull, 3 Fairview Close, Caerwys.

Under the ten Minute Rule Standing Orders were suspended.

Councillor David Owen a resident of Lloc and a Member of Whitford Community Council gave a verbal report on the proposed development of a hotel complex and parking areas on land near McDonalds

St Asaph Road, Lloc and urged members of the Town Council to support Members of Whitford Community Council in opposing this application.

Mr Alan Sass, of Pen y Chwarel, Pen y Cefn, Caerwys attended the meeting following the site visit meeting by Members of the Town Council and Mrs Nesta Davies on the 24th July 2012 and indicated that he would like to purchase the land adjacent to his property which is owned by the Town Council.

2. 60/12 TO RECEIVE AND APPROVE THE MINUTES OF THE MEETING HELD ON TUESDAY 17TH JULY 2012.

The Minutes were approved as correct by Councillor Falshaw and seconded by Councillor Phillip Parry as correct.

3.61/12 MATTERS ARISING.

148/11 Caerwys Memorial Institute. Reported that the Secretary is arranging a Meeting of the

Management Committee this will shortly be followed by an Annual General Meeting.

30/12 Letter received from Acting Inspector Andy Griffiths in respect of parking of Motor Vehicles at the junction of South Street/Pen y Cefn Road and cars speeding on the Cae Delyn Estate - informing members that he will ensure that PCSO 3040 Robert Hill attends each location and report back accordingly.

The Clerk reported that to date no further information had been received. Agreed to contact Acting Inspector A Griffiths for an update in respect of both issues.

31/12 Data Protection Act. Letter and form had been returned to the Clerk. The application has since been sent again and awaiting confirmation of registration.

39/12 Bollards on Mostyn Square have been painted.

44/12 Proposed closure of the Caerwys Surgery.- Letter received from Professor Merfyn Jones CBE, Chair of the Betsi Cadwaladar University Health Board. Local Health Board are aware of the practice's request to close the outreach Surgery on the 1 " September 2012. At present they are undertaking an engagement exercise with patients and the CHC. Contents of the Town Council's letter and the concerns raised will be considered alongside the results of the engagement exercise.

50/12 Caerwys Consolidated Charities -51/12 E Mail received from Councillor Knights informing Members that the Rector has no knowledge of the charity but will check church records. The Clerk reported that she felt that a member of the Town Council should look through the old documents which she has stored in her home before disposing of any very old correspondence. Councillor Phillip Parry agreed to check the documents.

351/'12 Resurfacing South Street, Caerwys. A number of complaints were received by the members of the Town Council and the Clerk at the amount of dust, damage and inconvenience caused during the week when the resurfacing work was undertaken. As a result a letter of complaint was sent to Mr Derrick Charlton Area Manager, Street Scene together with a copy to Mr Colin Everett, Chief Executive, Flintshire County Council. No acknowledgement has been received. The work has now been completed.

53/12 Flintshire County Council Summer Playscheme. The Clerk reported that she had received a complaint from a member of the public that the Playscheme was poorly supervised, no provision was made for the girls to participate and it was felt as there had been complaints over the last three years the Town Council should consider using the finances towards other schemes/projects. The Clerk reported that she had spoken to Janet Roberts, Flintshire County Council's Playscheme Organiser and was informed that she had not received no complaints from parents that the number of children that attended over the five week period had doubled to over 400.

58/12 Caerwys Town Hall Management Committee. Payment of £5000-00 has been transferred to the Town Hall's Account.

4. 62/12 TO RECEIVE THE COUNTY COUNCILLOR'S REPORT.

Councillor Falshaw reported several matters to the attention of the members.

5.63/12 TO RECEIVE THE TOWN MAYOR'S REPORT.

Councillor Webb reported that he had attended Denbighshire County Council Chairman's fund raising

event and the Civic Sunday Services for the Mayor of Rhyl and the Mayor of Rhuddlan. Councillor Falshaw had deputised for Councillor Webb and attended Holywell Town Council's Civic Sunday

as the Rhuddlan Civic Service coincided with Holywell Civic Service.

6.64/12 CORRESPONDENCE / CLERK'S REPORT

Flintshire County Council - Preparations for the coming winter.

1. Information on local weather forecast and gritting actions. Following the positive feedback from the last two years. Flintshire County Council are again offering the opportunity for Town and Community Council's to nominate a member of the community to receive daily details. Councillor Moriarty agreed to receive the daily forecast.

2. Salt Bins Council owned salt bins are to be filled shortly and the operation will be repeated in January 2013 if necessary. If Community/Town Councils require additional bins the cost is £135.00 and each refill will cost £60.00. Councillor Mrs Priestly reported that the two Town Council owned bins at Afonwen are full. Councillor Parry reported that he would check the bin by the Royal Oak.

3. Councillor Falshaw passed on a letter to the Town Mayor which was sent by Mrs Parry of "Pen y Lon", Holywell Road, Caerwys complaining that as a wheel chair user she was having difficulties mounting the pavement at the corner of Maes y Dre, Holywell Road due to parked vehicles on the pavement. Wayne Jones Street Scene supervisor for the area reported that he would attend to the matter. Councillor Falshaw thanked Mr Wayne Jones for his support in respect of this complaint and other issues,

Flintshire County Council - Three Year Licensing Policy - Consultation. Flintshire County Council as a Licensing Authority in respect of the Gambling Act 2005 is preparing its statement of principles that it proposes to apply in exercising its functions from 1013-2016. The existing policy can be viewed at www.Flintshire.gov.uk.

UHY Hacker Young External Auditors - Report received from the company - there are no issues and it is their intention to issue an unqualified audit certificate and report. There were no matters to be drawn to the attention of the members. The Town Mayor signed Section 3 of the Returns.

Bwrdd Iechyd Prifysgol Betsi Cadwaladar University Health Board The Clerk reported that an Open Meeting has been arranged for Friday 28th September 2012 at Theatr Clwyd, Mold. There will be three sessions on the day 2-0p.m. 4-0p.m. and 6-0 pm. Members wishing to attend must register by calling 0800 678 5297.

The Clerk read out a letter which she had received from Mr David Hanson MP informing members that he had received a letter from a son of a constituent Nikolas Wyn Thomas, Manor House, Water Street Caerwys with regard to a Skate Board Park for the Caerwys. Nikolas had identified two locations i.e. The Park across the tennis Court and the Marian Lucy Common. Approximately 200 signatures were attached to the letter which also indicated that Flintshire County Council had identified that there are not sufficient facilities for the youngsters in Caerwys.

The Clerk reported on the following - Having contacted Flintshire County Council she was informed that the Play Area Section has not identified a need for facilities for the young members. During this financial year Flintshire County Council has no funding available. Should the County Council obtain funding in the financial year 2013/14, the cost of providing a Skate Board Park 20meters by 20 would be £40,000. If funding was to be made available the Town Council would have to match fund pound for pound. The

Town Council does not own any land. Planning application would have to be applied for which could be costly. The Marian Lucy Common is common land and it would necessitate applying to the Welsh Assembly Government under the Common Lands Act for permission, this would be a lengthy process and it is unlikely that permission would be granted.

Appointment of a representative from the Town and Community Councils to serve on the Flintshire County Council Standards Committee. The Clerk read out the letter and Councillor Webb congratulated Councillor Duggan-Keen on being appointed. There were nine candidates.

Flintshire County Council- Council Tax Setting and the Impact on Welfare Reform

The Town Council's Tax Band "D" for 2012/13 is £606-68 but for 2013/14 taking into account a higher allowance for bad debts and the normal movements with the Tax Base the Base is likely to be in the region of £603-04 a decrease of -0.60% a loss of £3.64. Confirmation on the final Council Tax Base confirming the calculations on the relevant data will be made available in November. An overview session on the welfare reform will be discussed at the next meeting of the County Forum.

Flintshire Local Access Forum - Listing dates of meetings. Councillor Mrs Priestly will be attending.

Flintshire Local Voluntary Council - Annual General Meeting Thursday 27th September at 7-00pm. at Deeside College. Information received.

7.65/12 REPRESENTATIVE'S REPORT

Councillor Knights reported that the first meeting of the Youth Club did not take place due to staff illness.

Councillor Moriarty gave a verbal report of his attendance at a Special Flintshire County Forum held at County Hall, Mold on the 12 September 2012 where a presentation was given on the Betsi Cadwaladar University Health Board Service Reviews and the changes proposed for the delivery of health service in the County.

Councillor Mrs Helen Priestly reported that she had attended the Governor's Meeting at Ysgol yr Esgob And reported that the new Headteacher had commenced her duties at the beginning of the month. Five teaching assistants had been appointed but due to being offered other positions they did not accept the positions, these will be re advertised. An ESTYN inspection took place in July and four of the special measures still remain.

The Infants Department has been refurbished.

8.66/12 STREET LIGHTING FAULTY/OUT OF ORDER.

Faulty lighting junction of Holywell Road and South Street has been reported to NWP.

Councillor Wilson reported that the light outside his home was faulty. The Clerk to inform NWP.

9.67/12 PLANNING APPLICATIONS/DECISIONS

The Following applications were received :-

1. Planning Application Number 050120 Application for the removal of variation of a condition following grant of planning at Plas Isa, Caerwys Hill, Caerwys. Grid Reference E 313077 N372059-3

Caerwys Town Council object to the application on the grounds that the Local Planning Authority will be unable to retain control over the occupation of the site to ensure non-permanent residential use occurs in this open countryside location by means of the owner requiring to maintain a register of all persons occupying any individual unit detailing their names, permanent addresses, and with a copy being made available to the Local Planning Authority annually.

2. Planning Application Number 049973 - Retention of a Park Home accommodation for 12 months whilst house is being renovated at Ffrith Farm, Pen y Cefn, Caerwys.

Provided permission is granted for a fixed period no greater than 12 months.

Planning Application Number 050077 Erection of a Wind Turbine with a 55.6 M Hub and 24M blade, giving an overall grand black top height of 79.6 M and two metering units at Ty Coch, Crossways Road, Pen y Cefn, Caerwys.

The Town Council object on the following grounds :-

1. The adverse impact to visual amenity on the edge of an area of outstanding natural beauty. This is an industrial scale development in a very rural area.
2. The impact and potential damage to trees and hedgerows during the delivery of the wind turbine and subsequent construction.
3. The impact to hedgerows and other features in connecting this wind turbine to the national grid.
4. Effect on the local area of all the lorries removing an estimated 300 tons of soil from the site on very narrow roads.
5. The subsequent disturbance to the ground from the effect of the soil. Removal and potential adverse impact to the principal aquifer located in the immediate area.
6. The proposed development is located within an inner ground water protection zone 1 of a principal aquifer and the effect of the operation of the wind turbine could cause vibration as a result could cause damage to the aquifer.
7. The desk top habitat survey has only been done to a very small area and does not reflect the area affected by the operation of a wind turbine,
8. No information is given for the provision to remove this wind turbine when it reaches the end of its proposal 25 years life.

Councillor Moriarty declared an interest and left the chamber during discussion.

Planning Application Number 050008 Construction of a Public house including provision of manager's accommodation, staff flat and guest accommodation, creation of a parking and turning areas, cycle store and means of access, provision of 45 square meters of photovoltaic cells and hard and soft landscape treatment at Land east of McDonalds, St Asaph Road, Lloc, Holywell.

Caerwys Town Council object to the proposed development on the following grounds:-

1. Existing issues in relation to parking along the A5026 St Asaph Road by the proposed development

site despite a prohibition of a "No Waiting" along the highway.

This prohibition is continually abused and is not being enforced resulting in road safety problems in the area.

2. Proposed use of the single entrance to and from the A5026 that serves existing services at the location who also form a significant part in the planned operation of a consented lorry park at the southern side of Junction 31, This will result in further HGV traffic utilizing this one and only access with resultant impact on road safety.
3. Since construction of the existing services at the location, a number of traffic accidents have occurred the majority of which have never been reported.
4. With the current access to and from the A5026 being in close proximity to the northern roundabout of junction 31, vehicles approaching from the direction are starting to accelerate away and will increase the potential for accidents to occur, also bearing in mind the curving nature of the road and visibility.
5. A need for such a proposed development at this location has not been established.
6. The development site is in an open countryside and is not on any previously developed land ..
7. The size and scale of the proposed development will be obtrusive within the landscape.
8. The site is located upon a principle aquifer that is licensed to supply potable water and within a groundwater Source Protection Zone 1. The application does not contain information to enable the assessment of risks to groundwater resources or demonstrates that these risks can be safely managed.
9. The proposed development will contribute to yet further proliferation of signage in the area, along with increased lighting during the hours of darkness.

Flintshire County Council approved the following applications :-

Planning Application No 703269 - Restoration and conversion of vacant buildings to form two dwellings and erection of two new buildings at Bryn Llwyd Yard, North Street, Caerwys.

Planning Application No 049929- Application for removal or variation of a condition following grant of planning permission ref 048861 Plas Isa, Caerwys Hill, Caerwys.

Planning Application No 049570 Application for Conservation Area consent for the demolition of industrial building at the site of former George Rees Agricultural, North Street, Caerwys

Planning Application 049926 Erection of building at Ty Ucha Farm, Pen y Cefn, Caerwys.

Planning Application Number 049724 Erection of a two storey extension to the rear of 8 Park Grove, Caerwys.

10 68/12 TO RECEIVE A VERBAL REPORT ON THE MEETING HELD ON THE 24TH JULY 2012 AT PEN Y CHWAREL

The following members of the Town Council Councillor Jonathan Webb, Councillor James Falshaw. and Councillor Moriarty the Clerk and Mrs Nesta Davies Solicitor visited the site. Mrs Davies pointed out

the area of land which has now been established as in ownership of the Town Council. Mrs Davies reported that she would be contacting Land Registry re revising the registration title, Councillor Webb read out a letter received from Llewellyn Jones, Solicitors Mold. Land Registry have revised the registration of title to the property and enclosed an up dated Registered Title Plan showing that additional land has now been added. As Mr Sass the owner of Pen y Chwarel had earlier indicated at the commencement of the meeting under the 10 minute rule that he would like to purchase the whole of the land in question. Members unanimously agreed that the Clerk contact Jones Peckover Estate and Valuation at Denbigh to arrange a visit to the site with a member of the Town Council for Valuation purposes.

11 69/12. RECREATIONAL FACILITIES FOR THE YOUNGER MEMBERS OF THE COMMUNITY.

This Item was discussed under item 6.64/12 Correspondence / Clerk's Report Consideration for a proposed Skate Board Park.

12. 70/12 . APPROVAL OF ACCOUNTS FOR PAYMENT / APPLICATIONS FOR FINANCIAL SUPPORT.

PAYMENTS MADE DURING THE MONTH OF AUGUST 2012.

1. NWP Power Systems (Street Lighting Maintenance)	£153-00	chq No 101669
2. Scottish Power (Monthly costs of street lighting)	£294-92	chq No 101670
3. Caerwys Memorial Institute (rental 3 meetings)	£60-00	chq No 101671
4. E E Snowden (Clerk's Salary August)		chq No 101672
5. E E Snowden (Clerk's Expenses August)		chq No 101673

Approval of Accounts for payment at the September Meeting.

1, Scottish Power (Monthly street lighting costs)	£294-92	chq No 101675
2. Canda Copying (Rental photocopier)	£ 55-20	chq No 101676
3. NWP Power Systems (Monthly Maintenance + £16-25 fitting shade opposite West View as a result of the shade being hit by an unknown vehicle.	£172-50	chq No 101677
4. Llewellyn Jones Solicitors, Mold, Cost of legal fees in respect of Pen y Chwarel. (cheques paid in respect of fees paid in 2011 as follows Land Registry fee £81-00 Chq No 101564 + £360-00 Professional Charges/Land Registry Survey Chq No 101571.		
Balance now due	£1000-40	chq No 101678
Payment Made under the Local Government Act Open Spaces Act 1906 Sections 9 and 10)		
5. HMRC (Payroll)	£348-97	chq No 101679

6. E E Snowden (Clerk's Salary September)		chq No 101680
7. E E Snowden (Clerk's Expenses September 2012)		chq No 101681
8. E E Snowden (postage refund for the period 6/3/12 to 18/9/12 + four folders & Dividers for new members	£57.41	chq No 101682
North Wales Association for Town & Larger Councils. Lunch for delegate	£14.50	chq No 101683

The Clerk reported that Councillor Webb indicated that he would give the cheque to the Secretary of the Association on the Friday 20th July, The Secretary reported that he had no recollection of receiving the Cheque and the Clerk asked the members for permission to issue another cheque.

Members agreed to issue a further cheque. Councillor Moriarty Indicated that the Clerk is the only person in future to send cheques direct. Members agreed.

The following applications for Financial Support were received.

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| 1. Bopath Cymru, Cardiff. Children's Therapy | No grant |
| 2. Hafan Cymru, Carmarthen. | No grant |
| 3. Shelter Cymru, Swansea. | No grant |
| 4. Dyslecsia Cymru University of Wales Drindod / Saint David, Carmarthen | No grant |
| 5. Marie Curie Cancer Care (donation of £25 sent in June 2012) The Council cannot approve financial support to the same organisation twice within a financial year. | |

Councillor Phillip Parry proposed that as the Council were not donating the sum of £25 to Shelter Cymru this year that this amount be given to the Marie Curie Cancer Care with their annual grant of £25 which in the next financial year 2013/14. Members unanimously agreed.

13 31/12 DONATION OF A PUBLIC SEAT.

Reported that a local resident indicated that he would like to donate a seat to commemorate the Golden Jubilee the seat to be located opposite to the Piccadilly Inn on the B5122 .

The Clerk to contact Flintshire for advice and to ascertain if Planning permission is required.