

## BRAUNTON PARISH COUNCIL



### Minutes of the Braunton Parish Council meeting held on Monday 14 October 2019 at 7:00 pm in the Council Chamber, Chaloners Road, Braunton.

#### Present

Cllrs: E Spear in the Chair, Mrs J Chesters, D Spear, D Relph, P Lord, G Bell, V Cann, M Shapland, R Shapland, A Bryant, B Bunyard and E Wood (part).

Officers: T Lovell, Parish Clerk & RFO

1 member of the public

County Cllr Caroline Chugg  
6 members of the public

The applicant addressed the Council regarding planning application 66847. The applicant explained that best practice had been followed and the Local Planning Authority (LPA) had been approached on two occasions regarding pre application advice. The applicant was not sure why the LPA had decided to reconsult but he would be happy to consider any comments that the Parish Council wish to make.

Cllr E Wood entered the meeting at 7:02 pm.

138/2019/20

#### Apologies

Received and accepted from Cllr Bradford.

139/2019/20

#### Items not on the agenda, which in the opinion of the Chairman should be brought to the attention of the Council

The Chair reminded members, where possible, to declare their declarations of interest in the register at the beginning of the meeting.

140/2019/20

#### Declarations of Interest

Cllr R Shapland declared a non-Pecuniary interest in Minute Ref: 147/2019/20 (66849), as the applicant is known to him.

Cllr R Shapland declared a non Pecuniary interest in Minute Ref: 147/2019/20 (70555), as the applicant is known to him

Cllr E Spear declared a non Pecuniary interest in Minute Ref: 154/2019/20, as she is a member of the Caen Rotary Club.

Cllr D Spear declared a non Pecuniary interest in Minute Ref: 154/2019/20, as he is a member of the Caen Rotary Club.

Cllr M Shapland declared a non Pecuniary interest in Minute Ref: 147/2018/19 (70555), as the applicant is known to her.

Cllr M Shapland declared a non Pecuniary interest in Minute Ref: 147/2019/20 (66847), as the applicant is known to her.

Cllr G Bell declared a Pecuniary interest in Minute Ref: 149/2019/20, as he is an employee of the NHS.

Cllr V Cann declared a non Pecuniary interest in Minute Ref: 147/2019/20 (70502), as she is a member of the Yoga Club.

141/2019/20	<b><u>Request for Dispensation</u></b>	None received.
142/2019/20	<b><u>Minutes</u></b>	<p>(a) RESOLVED: That the Minutes of the Full Council meeting held on 8 September 2019 be approved and signed as a correct record.</p> <p>(b) RESOLVED: That the Minutes of the Additional Council meeting held on 23 September 2019 be approved and signed as a correct record.</p> <p>(c) RESOLVED: That the Minutes of the Finance and Administration Committee meeting held on 23 September 2019 be ratified and adopted by the Council.</p> <p>(NC)</p>
143/2019/20	<b><u>Police Representation</u></b>	<p>RESOLVED: That</p> <p>a. the Council notes the latest Police Newsletter, which was circulated prior to the meeting.</p> <p>b. the Clerk to pass on the Council's comments regarding County lines, that many of the vulnerable people are either excluded from school or not from the area and therefore are not in the system and remain under the radar.</p> <p>(NC)</p>
144/2019/20	<b><u>Action Sheet</u></b>	<p>RESOLVED:</p> <p>a. that the Action Sheet be noted, attached.</p> <p>b. The Clerk to report to NDC the poor state of their public conveniences in Braunton.</p> <p>c. It was noted that the Council's carbon audit was almost completed with the off highway vehicles only remaining.</p> <p>(NC)</p>

145/2019/20

**Report from  
Devon County  
Councillor**

Members considered the County Cllr's report circulated by Clerk at the meeting.

- Cllr Mrs J Chesters reported that in Lower Park Road at the Grange end the camber of the road still results in water puddling across the road causing hazardous conditions to motorists. She requested if DCC would look into the matter.
- Cllr Bunyard requested if payments to schools could be received quicker. The County Cllr explained that it was not just down to DCC regarding when payments are made but she would look in to the matter.
- Cllr D Relph requested if the visibility splay at Beacon Heights is in the ownership of DCC, and whether any action could be taken to prevent parking on the splay as it is causing a hazard to other motorists'. The County Cllr would investigate the matter and report back.
- Cllr A Bryant requested if any further progress had been made with the cycle track from Knowle to Willingcott, and was the £240k pledged by DCC eight years ago still available. The County Cllr confirmed that negotiations were still ongoing with landowners and she would investigate whether the £240k was still available.
- The County Cllr commented that the Braunton to Saunton cycle track would also be difficult to achieve due to landownership and there being no direct route. Cllr Bunyard confirmed that the landowners had been consulted and would be happy to provide a 3 meter wide strip on their land on a 20 year lease. The challenge would be establishing a crossing at Blind Acres. It was agreed that he would send the information to the County Cllr.
- Cllr R Shapland requested when the collapse in road along Caen Street outside Warren's Bakery would be repaired. The County Cllr confirmed that works had been scheduled for after the summer half-term but she would chase the officers for a date. It was noted that there were also deep depressions in the road along Chaloners Road that needed attention.

146/2019/20

**Report from  
North Devon  
District  
Councillors**

The Chair invited the district councillors to give their reports.

Cllr D Spear reported that NDC's Head of Places was working with the CEO Phil Norry at Devon County Council regarding the impact that Brexit will have on local businesses. Concerns have been raised regarding Plymouth being a main fishing port and the possible loss of shellfish if Brexit causes delays with trading. Businesses can apply for a certificate that will help them if Brexit happens. Availability and price of fuel is a sensitive issue which could affect services such as recycling, NDC have set aside a £50k emergency contingency. There are also

concerns regarding an increase in the demand for food banks. NDC have contacted and are working with all major businesses.

Cllr Mrs J Chesters explained that the application to replace Church House with four houses was lost at appeal. The existing bungalow has now been restored and is an asset to the village.

Cllr L Spear reported that North Devon Cllrs were still receiving training the latest was on health and safety.

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|-------------|-----------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 147/2019/20 | <b><u>Planning</u></b>                        | The Chair requested the Lead Member for Planning Cllr M Shapland, to present the planning applications to the meeting as per the attached sheet.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 148/2019/20 | <b><u>Finance</u></b>                         | <p>(a) RESOLVED: That the cheques on the schedule were approved and drawn in the total sum of £4,795.85.</p> <p>(b) RESOLVED: That the statement of accounts for August 2019 was noted.</p> <p style="text-align: right;">(NC)</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| 149/2019/20 | <b><u>Pharmacy Provisions in Braunton</u></b> | <p>Members considered the following letters copies were circulated with the agenda.</p> <ul style="list-style-type: none"><li>a. Letter dated 9 August 2019 received from Rachel Pearce, Regional Director of Commissioning NHS England &amp; NHS Improvement South West.</li><li>b. Letter dated 16 August 2019 received from Sue Taylor, Chief Officer Devon Local Pharmaceutical Committee.</li><li>c. Letter dated 24 September 2019 received from Andrew Leadbetter, Chair of Devon HEALTH AND Wellbeing Board Devon County Council.</li><li>d. It was noted that no response had been received from the Clinical Commissioning Group or Lloyds Pharmacy.</li></ul> <p>RESOLVED:</p> <ul style="list-style-type: none"><li>a. That the Council to encourage others in the community to write to the above organisations, to publish a template letter for people to use.</li><li>b. To invite Cllr Andrew Leadbetter, Chair of Devon Health and Wellbeing Board Devon County Council to attend a future meeting of the Council.</li></ul> <p style="text-align: right;">(NC)</p> |
| 150/2019/20 | <b><u>Public Consultation</u></b>             | <p>Members considered the following draft SPDs.</p> <ul style="list-style-type: none"><li>a. Draft Air Quality SPD<br/><br/>It was moved by Cllr E Spear, seconded by Cllr D Spear to approve in principle the draft Air Quality SPD.<br/><p style="text-align: right;">(9.3abs)</p></li><li>b. Draft Leadengate Design Guide SPD<br/><br/>It was noted that this SPD did not affect the Parish of Braunton therefore the Council does not wish to comment.</li></ul>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |

c. Draft Rural Workers' Dwellings SPD

It was moved by Cllr D Spear, seconded by Cllr R Shapland to approval in principle the draft Rural Worker' Dwellings SPD.

(9.3abs)

151/2019/20	<b><u>Training</u></b>	The Council noted training being provided by Life on the Verge to create a wildflower verge in Braunton. It was noted that the training would take place on Thursday 17 October at the Countryside Centre.	
152/2019/20	<b><u>North Devon Off Street Places Order (OSPO) 2020/21</u></b>	RESOLVED: That the Council does not wish to make any amendments to the OSPO for the Caen Street and Chaloners Road Car Parks.	(NC)
153/2019/20	<b><u>Annual Return Year End 31 March 2019</u></b>	RESOLVED: That it be noted that the Council's Annual Return Year Ended 31 March 2019 has been signed and approved by the External Auditor PKF Littlejohns LLP.	(NC)
154/2019/20	<b><u>Braunton Village Green</u></b>	a. RESOLVED: That Council grants permission for the Braunton Caen Rotary Club to plant crocus bulbs on the bank along the road opposite J Wensley's Newsagents on Saturday 24 October 2019. b. RESOLVED: That the Council grants permission for the Braunton Caen Rotary Club to sell crocus buttonholes on the Village Gren on Saturday 24 October 2019 in aid of End Polio Now Campaign.	(NC)
155/2019/20	<b><u>Items for Information</u></b>	Items a) and f) were noted.	

The meeting closed at 9.40 pm.

Signed by the Chair: .....  
(Cllr E Spear)

Date: .....

**147/2019/20. PLANNING**

Cllr V Cann declared a non Pecuniary interest.

- (a) 70502     Erection of one building to be used as a yoga studio at Saunton Sands Hotel, Saunton, Braunton, Devon EX33 1LQ

Applicant:     Percy R Brend & Sons (hoteliers) Ltd

It was moved by Cllr D Spear, seconded by Cllr Mrs J Chesters to recommend approval.

Comment:     RESOLVED: To recommend approval subject to the conditions, as follows:

- Where possible a permeable material to be used to create the proposed hardstanding areas.
- Consideration be given to install renewable technology.

(NC)

Cllrs M Shapland and R Shapland declared a non Pecuniary interest.

- (b) 70555     Extension to dwelling at Lankham Cottage, Saunton, Braunton, Devon. EX33 1LG

Applicant:     Mr & Mrs Farelly

It was moved by Cllr Mrs J Chesters, seconded by Cllr P Lord to recommend approval.

Comment:     RESOLVED: To recommend approval.

(NC)

Cllrs M Shapland and R Shapland declared a non Pecuniary interest.

- (c) 66847     Conversion of redundant agricultural workshop to dwelling at Cornerways, Sandy Lane, Braunton, Devon. EX33 2NU

Applicant:     Mr John Ashton

RESOLVED: To suspend Standing Orders to allow the applicant to speak.

(NC)

The applicant explained that the water supply would be provide via a borehole.

RESOLVED: That Standing Orders be reinstated.

(NC)

It was moved by Cllr Mrs J Chesters, seconded by Cllr P Lord to recommend approval.

Comment:     RESOLVED: To recommend approval subject to the conditions, as follows:

- That the dwelling to only be used for residential purposes and not as a holiday let.
- Semi permeable material to be used on all proposed hardstanding areas.
- Existing hedgerows and mature trees to be retained.
- Clarification be provided regarding the biodiversity net gain for the site.

(9.3abs)

(d) 70489 Two storey side extension at 6 Velator Drive, Braunton, Devon EX33 2HU

Applicant: Mr & Mrs Gammon

Comment: RESOLVED: To defer this application to enable the Clerk to sought clarification, as follows:

- How much of the existing greenspace will be retained on the site?
- Confirmation of what materials are to be used.
- Clarification regarding biodiversity net gain for the site.
- Planting specification to be provided.

(NC)

### **Adjacent Parish**

(e) 70513 Formation of roundabout at A361 junction to Perrigo, Exeter Road, Braunton, Devon. EX33 2DL

Applicant: (Trading as Perrigo)

Comment: It was moved by Cllr D Relph, seconded by Cllr B Bunyard to recommend refusal on the grounds, as follows:

- The designs and layout of the proposed roundabout could be designed to a better specification to ensure that it continues to meet the needs of future generations as the infrastructure will be in place for many decades.
- No consideration has been given regarding safe access for cyclists or pedestrians the community encourages walking and cycling to mitigate the impact on poor air quality.

An amendment was moved by Cllr D Spear, seconded by Cllr R Shapland to recommend approval in principle subject to the conditions, as follows:

- The safety of pedestrians be improved by providing an adequate footpath in Wrafton Road and consideration be given to providing a raised crossing to give pedestrians the right of way into Wrafton Road, this would also help slow down the traffic exiting the roundabout into Wrafton Road.
- Consideration be given to provide safe cycle routes for cyclist using the roundabout.
- The Head of Terms to include a substantial financial contribution towards traffic congestions measures along the A361 and Wrafton Road as detailed in the Air Quality Action Plan (AQAP) and towards the installation of lighting along the Tarka Trail.

The proposed amendment was put to the vote and lost.

(5.7.0)

RESOLVED: That the Council recommends refusal on the grounds, as follows:

- The designs and layout of the proposed roundabout could be designed to a better specification to ensure that it continues to meet the needs of future generations as the infrastructure will be in place for many decades.
- No consideration has been given regarding safe access for cyclists or pedestrians the community encourages walking and cycling to mitigate the impact on poor air quality.

(7.5.0)

**Certificate of lawfulness**

(f) 70406 Application for a lawful development certificate for an existing use as a workshop and store for building materials, tools and plant equipment at land and buildings lying on the South side of Down Lane, Braunton, Devon. EX33 2LE

Applicant: Mr Kevin Baddick

Comment: The Council is unable to comment.



**BRAUNTON PARISH COUNCIL ACTION SHEET**

**PROGRESS MADE**

144/2019/20.

DATE	TOPIC	
May 2015 ongoing	Air Quality Action Plan (AQAP)	The Air Quality TWG met with Caen Community Primary School on the 18 June 2019 notes to be considered at the Council meeting on the 8 July. <b>Notes and actions contained therein approved (Minute Ref: 076/2019/20).</b>
September 2018	Pedestrian crossing in Braunton	<b>No progress to report – refer to January 2019 AS.</b>
July 2016	Extension of Tarka Trail from Knowle towards Ilfracombe	<b>No updates have been received from the County – refer to December 2018 AS.</b>
July 2019		<p><b>The Clerk emailed Graham Cornish and the County Councillor. See response below received 06/08/19:</b>  <i>Planning permission has been granted between Knowle and Spreacombe Bridge, and between Buttercombe Barton and Willingcott. A current application covers the missing part between Spreacombe Bridge and Buttercombe Barton and I hope this will be granted soon.</i></p> <p><i>Much of the land has been acquired but several negotiations are ongoing and for this reason it is not possible to give a timetable for construction. (These negotiations are also, of course, confidential.) There are only five outstanding owners to deal with and I believe progress is being made.</i></p> <p><i>It may be that the route can be constructed in stages – I will try to keep the Council posted but feel free to check back.</i></p> <p><b>The Clerk email the County Councillor 02/09/19:</b>  <i>Thank you for your email dated 6 August 2019. The Council at its last meeting instructed me to request whether Devon County Council had considered using its powers to compulsory purchase the land required to extend the Tarka Trail from Knowle to Willingcott. It would also be grateful for an update regarding the status of the planning permission previously granted and the European Funding that has been secured towards this project.</i></p> <p><b>Response received from DCC 05/09/19</b>  <i>Graham left the authority last year. He hasn't been replaced directly but there are still plans to complete the cycle link from Knowle to Willingcott. We are not involved in the delivery of the route, so probably the best advice I can give is to contact the Transport Planning team at County Hall for advice, they have a mailbox which is <a href="mailto:transportplanning-mailbox@devon.gov.uk">transportplanning-mailbox@devon.gov.uk</a></i></p> <p><i>As far as I understand it, the route sections are designed and most have planning permission, but there are some license / agreement issues to be resolved which is why not much has happened on the ground. Hopefully they will be able to tell you more.</i></p>
February 2018	North Devon Council: Section 106 Money Communities Together Fund (CTF) ND Councillor Grant	<ul style="list-style-type: none"> <li>• Fitness equipment in the recreation ground – to be considered by the Parks and Gardens Committee.</li> <li>• Informal running track in the recreation ground – to be considered by the Parks and Gardens Committee.</li> <li>• Skate Park facilities on land adjacent Velator quay – Section 106 request submitted.</li> <li>• Provision of public conveniences on Chaloners Road – Section 106 request submitted.</li> <li>• Replacement play equipment at Knowle Play Park – <b>Castle themed climbing tower completed.</b></li> </ul>
November 2018	Village Green	<ol style="list-style-type: none"> <li>1. Phase one of the project - <b>completed</b></li> <li>2. Phase two to be completed later in the year once the relevant permissions have been obtained.</li> </ol>

April 2019	Community Led Plan (aka Parish Plan)	To appoint Devon Communities Together to help review the existing Parish Plan for Braunton.
June 2019	Braunton Neighbourhood Plan (BNP)	The Council appointed Cllrs M Shapland, A Bryant, D Relph and G Bell as its four representatives to serve on the Braunton Neighbourhood Plan Steering Group (BNPSG) (Min Ref: 075/2019/20). The Council to provide training in Braunton for the BNPSG, Parish councillors and surrounding communities.
June 2019	Climate Emergency	<ol style="list-style-type: none"> <li>1. Declared a 'Climate Emergency';</li> <li>2. Pledged to do everything within the Council's power to make the Parish of Braunton carbon neutral, and over the term of this council by 2023 to do as much as possible to achieve carbon neutrality.</li> <li>3. Work with other local authorities and bodies (both within the UK and internationally) to determine and implement best practice methods to limit Global Warming to less than 1.5°C;</li> <li>4. Continue to work with partners to deliver this new goal through all relevant strategies and plans;</li> <li>5. Specifically consider the mitigation of wider climate impacts on Braunton;</li> <li>6. Engage with surrounding parish and town councils to ascertain what other local areas are doing;</li> <li>7. To carry out an audit of the Council's activities to define the organisation boundaries and establish where improvements in the Council's energy use can be made.</li> <li>8. full Council Working Party held on the 28 August 2019 to consider and implement actions identified to achieve carbon neutrality.</li> <li>9. 361 Energy to attend the Council meeting on 9 September 2019.</li> <li>10. Clerk to send out a Doodle Poll to arrange a date for the next Working Party.</li> <li>11. Cllr Bell to contact surrounding Parish Council's.</li> </ol>
June 2019	Public Conveniences and baby changing facilities	<ol style="list-style-type: none"> <li>1. Clerk has reported to NDC the poor state of their public conveniences in Braunton.</li> <li>2. Council to continue to secure external funding to reopen the redundant public conveniences at the side of the Parish Hall.</li> </ol>
July 2019	Pharmacy Services in the village	<p>The Clerk to write to the LPC and CCG to express the Council's concerns regarding the closure of the Lloyds Pharmacy on Caen Street and whether the existing pharmacy services in the village will meet the needs of the community.</p> <p><b>Response received from NHS England (South West) 09/08/19.</b></p> <p><b>Response received from Devon Local Pharmaceutical Committee 16/08/19</b></p> <p><b>Waiting for response from CCG.</b></p> <p><b>Council to write to the Devon County Council Health and Wellbeing Board.</b></p> <p><b>Council to bring item back to a future meeting for further consideration.</b></p>
July 2019	Devon & Somerset Fire & Rescue Service (DSFRS)	The Clerk to invite the DSFRS to attend a meeting with Council to discuss the proposed options in their Service Delivery Operating Model consultation. <b>Council submit response to consultation not in favour of the proposed options (Min Ref: 130/2018/19).</b>
July 2019	Parish Field	Caen Community Primary School to be given permission in principle to create an all weather track around the perimeter of the Parish Field subject to the School obtaining the necessary permissions and any legal cost to amend the Lease is met by DCC.
August 2019	Hospital services in northern Devon	The Council put on its website and social media sites the Hospital Services in northern Devon: public survey. The Council write to the local MP to request him to put political pressure on the government to secure more funding for the NDDH in the future.

<u>DATE</u>	<u>COMMITTEE</u>	<u>PROGRESS</u>
May 2019	Finance and Admin	BPC to apply for the Local Council Award Scheme (aka Quality Council Status).
May 2019	Finance and Admin	To upgrade the Council's website.
May 2019	Finance and Admin	To provide training opportunities for local councillors.
January 2019	Parks and Gardens	Install new swing set and communal area in Knowle Play Park.
April 2019	Parks and Gardens	Council to take on the County Urban Grass Cutting contract for 2019/20.
June 2019	Parks and Gardens	To obtain costs to install fitness equipment – to be considered by the new Council following the May elections. Rotary Club of Braunton are keen to develop the area and encourage pentanque. The project to be referred to full Council following the May elections. <b>The Parks and Gardens Comm. meet with the Braunton Rotary on the 30 September to consider options and costs.</b>
June 2019	Parks and Gardens	To look at opportunities to provide more public open space in the community. The Clerk, the Chair and Chair of Parks and Gardens to be given delegated powers to meet with NDC to begin negotiations regarding acquiring more open space in Braunton.
June 2019	Parks and Gardens	To carry out a tree audit of Council owned trees and identify land where trees can be planted in the future. To allocate funds in the Council's budget 2020/21.
August 2019	Parks and Gardens	To negotiate with DCC a long-term agreement / lease to maintain the 32,000 m <sup>2</sup> in the parish.
June 2019	Property	BPC to carry out maintenance to the Railway Signal in house.
June 2019	Property	BPC to reconsider the Rural Community Energy Fund Feasibility Study. <b>This has been uploaded to the 'BPC Climate Emergency Google Drive'.</b>
September 2019	Property	<b>Review of the Braunton Community Work Hub – the following agreed at the Property Committee meeting 03/09/19:</b> <ol style="list-style-type: none"> <li>1. Introduce new T&amp;C's.</li> <li>2. Introduce new tariff.</li> <li>3. Organise a first anniversary relaunch to coincide with launching the Work Hub website.</li> <li>4. Contact NDC Economics team to research what help is available to SMEs.</li> <li>5. Contact Princes Trust Programme to involve young people.</li> <li>6. Review changes in 6 months.</li> </ol>