

## BRAUNTON PARISH COUNCIL



### Minutes of the Braunton Parish Council meeting held on Monday 12 August 2019 at 7:00 pm in the Council Chamber, Chaloners Road, Braunton.

#### Present

Cllrs: E Spear in the Chair, D Spear, D Relph, Lord, G Bell, V Cann, M Shapland, R Shapland, A Bradford, A Bryant and E Wood.

Officers: T Lovell, Parish Clerk & RFO

Devon County Councillor C Chugg.

5 members of the public.

A member of the public expressed his objections regarding planning application 70149.

- The applicant is not local.
- Similar applications on the same site have previously been refused – including proposed plans for a six bedroom in 2009, followed by proposed plans for an eight bedroom in 2018, and the latest proposed plans to split the existing dwelling in to two separate dwellings.
- Over intensification of the site.
- Negative impact on the surrounding area due to the proposed height and size.
- Insufficient parking

He strongly felt that the application should be refused as if approved it would set a precedent for others plots in the area to do the same.

A member of the public commented on planning application 70136. The ancillary accommodation was originally built for relatives (parents) who live overseas to use in the event that their health deteriorated. The ancillary accommodation is not required for this use any longer and it has been used as an air bed and breakfast. Due to a complaint received by the Local Planning Enforcement the applicant is now applying for respective planning consent to continue using the ancillary accommodation as a holiday let.

089/2019/20	<b><u>Apologies</u></b>	Received and accepted from Cllr Mrs Chesters.
090/2019/20	<b><u>Items not on the agenda, which in the opinion of the Chairman should be brought to the attention of the Council</u></b>	There were none.
091/2019/20	<b><u>Declarations of Interest</u></b>	<p>Cllr R Shapland declared a non Pecuniary interest in Minute Ref: 100/2019/20 and 101/2019/20, as he is a member of the Royal British Legion.</p> <p>Cllr M Shapland declared a non Pecuniary interest in Minute Ref: 100/2019/2 and 101/2019/20, as she is a member of the Royal British Legion.</p> <p>Cllr G Bell declared a non Pecuniary interest in Minute Ref: 098/2019/20 (70136), as the applicant lives in close proximity to him.</p> <p>Cllr A Bryant declared a non Pecuniary interest in Minute Ref: 098/2019/20) 66951, as the applicant is known to him.</p> <p>Cllr E Wood declared a non Pecuniary interest in Minute Ref: 098/2019/20 (66951), as the applicant is known to her.</p>
092/2019/20	<b><u>Request for Dispensation</u></b>	None received.
093/2019/20	<b><u>Minutes</u></b>	<p>(a) RESOLVED: That the Minutes of the Annual Council meeting held on 8 July 2019 be approved and signed as a correct record.</p> <p>(b) RESOLVED: That the Minutes of the Additional Council meeting held on 22 July 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 22 June 2019 be ratified and adopted by the Council.</p> <p style="text-align: right;">(NC)</p>
094/2019/20	<b><u>Police Representation</u></b>	<p>RESOLVED: That</p> <ol style="list-style-type: none"> <li>a. the Council notes the latest Police Newsletter, which was circulated prior to the meeting.</li> <li>b. the Clerk be instructed to contact the police and copy in Devon County Council to request <ol style="list-style-type: none"> <li>i. what measures are currently in place to deter speeding motorists on the B3231 Saunton Road and the A361 Knowle.</li> <li>ii. are there any plans to introducing additional traffic calming measures?</li> </ol> </li> </ol> <p style="text-align: right;">(NC)</p>

095/2019/20	<b><u>Action Sheet</u></b>	RESOLVED: That the Action Sheet be noted, attached. (NC)
096/2019/20	<b><u>Report from Devon County Councillor</u></b>	<p>The County Councillor's report had been circulated amongst members at the meeting attached as Appendix A.</p> <p>The County Councillor explained that Devon County Council are reluctant to install solar powered speeding signs on the highway as these types of signs are temperamental and there are no funds to carry out ongoing maintenance.</p> <p>Members requested if Devon County Council would consider installing a signal-controlled pedestrian crossing on the A361 in Knowle. This would enable the public to safely cross the road to access the bus stop among other amenities, and also the crossing would act as a deterrent for speeding motorists.</p> <p>The subsidence in the road on Caen Street outside of Warrens Bakery would not be repaired until after the summer holidays.</p> <p>The Council requested when the large Devon County Council highway sign on Chaloners Road would be reinstated as it was removed some months ago for repairs to be carry out. The County Councillor would look in to the matter and report back to Council.</p>
097/2019/20	<b><u>Report from North Devon District Councillors</u></b>	<p>The Chair invited the district councillors to give their reports.</p> <p>Cllr E Spear reported that North Devon Licensing Committee had dealt with two hearings in the past few weeks. This is a new area of responsibility which had been past to District Council.</p> <p>It was agreed to request either verbal or written reports from Councillor Barker at future meetings.</p>
098/2019/20	<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.
099/2019/20	<b><u>Finance</u></b>	<p>(a) RESOLVED: That the cheques on the schedule were approved and drawn in the total sum of £23,813.</p> <p>(b) RESOLVED: That the statement of accounts for August 2019 be received and noted.</p> <p>(NC)</p>
100/2019/20	<b><u>75<sup>th</sup> Anniversary of VE Day 8 May 2020</u></b>	The Council noted that the Chair and Secretary of the Royal British Legion – Braunton Branch had sent their apologies due to personal circumstances.
101/2019/20	<b><u>Remembrance Parade 10 November 2019</u></b>	<p>RESOLVED: That</p> <p>a. The Council to apply for the required road closure from Devon County Council.</p>

		<ul style="list-style-type: none"> <li>b. The Council to be responsible for the road closure on the 10 November 2019 and the Clerk be authorised to appoint contractors to work on the day to ensure the safety of the public.</li> </ul>	(NC)
102/2019/20	<b><u>Consultation: North Devon Corporate Priorities</u></b>	The Council noted North Devon Council's Corporate Priorities Consultation ending on the 15 September 2019.	
103/2019/20	<b><u>Consultation: Devon County Council (Traffic Regulations &amp; On-Street Parking Places) Amendment Order</u></b>	<p>RESOLVED: That the Council</p> <ul style="list-style-type: none"> <li>a. supports the proposal to include parking on double yellow lines in the care worker parking scheme.</li> <li>b. Request clarity regarding the proximity of off-street parking in order to allow parking on double yellow lines.</li> </ul>	(NC)
104/2019/20	<b><u>Devon County Council Tarka Trial Extension from Knowle to Willingcott</u></b>	<p>The Council noted Devon County Council's response detailed in the action plan, attached.</p> <p>RESOLVED: That the Council to request why Devon County Council have not used its powers regarding Compulsory Purchase Order.</p>	(NC)
105/2019/20	<b><u>Training Opportunities</u></b>	The Council noted the Being a Good Councillor training being provided by the Devon Association of Local Council in South Molton on the 4 September.	
106/2019/20	<b><u>Items to Note</u></b>	The Devon Association of Local Council's Annual Report 2018/19 was noted.	
107/2019/20	<b><u>Part 11 – Exclusion of Press and Public</u></b>	RESOLVED: that, in view of the confidential nature of the business to be transacted, the following matters be taken in absence of press and public (Public (Admissions to Meeting: Act 1960) as the items contain exempt information as define the Local Government Act 1972 Sch. 12a Pt(5).	
108/2019/20	<b><u>Land Registry: Application for Adverse Possession</u></b>	RESOLVED: That the Clerk be instructed to appoint a solicitor to act on behalf the Council to dispute the claim of adverse possession.	(NC)

The meeting closed at 9:07 pm.

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

Date: .....

**098/2019/20. PLANNING**

Cllr E Wood and A Bryant declared a non Pecuniary interest.

- (a) 66951 Extension to dwelling together with enlargement of patio/terrace with garden store under at Wincot, Braunton, Devon. EX33 1AR.

Applicant: Mr & Mrs Latimer

It was moved by Cllr Bell, seconded by Cllr R Shapland to recommend approval.

Comment: RESOLVED: To recommend approval.

(NC)

Cllr E Spear and D Spear in their capacity as North Devon Councillors, stated that any opinions expressed during discussions on the following planning application represent a preliminary view and that they will naturally reconsider the application fresh when presented all the facts at principal level.

- (b) 66934 Variation of conditions 2 (approved plans) 3 (LEMP) and 6 (noise) attached to application 58119 & appeal reference APP/X118/W/15/3081123 to amend the design of BMX layout at land off Velator Close, Braunton, Devon EX33 2DT

Applicant: Mrs Vanessa Harrison

It was moved by Cllr D Spear, seconded by Cllr B to recommend approval.

Comment: RESOLVED: To recommend approval.

(10.1abs)

The Council to enquire whether consideration had been given regarding using an alternative more environmentally friendly material.

Cllr Bell declared a non Pecuniary interest.

- (c) 70136 Retrospective application for use of detached ancillary living accommodation as one unit of holiday accommodation at 5 The Terrace, Hills View, Braunton, Devon. EX33 2LB

Applicant: Mr & Mrs C & P Stevens

It was moved by Cllr R Shapland, seconded by Cllr D Spear to recommend approval

Comment: RESOLVED: To recommend approval subject to the holiday accommodation remaining ancillary to the main dwelling.

(NC)

- (d) 70201 Extension to dwelling at 16 Velator Drive, Braunton, Devon. EX33 2HU

Applicant: Mr & Mrs Jaye

It was moved by Cllr D Spear, seconded by Cllr R Shapland to recommend approval.

Comment: RESOLVED: To recommend approval.

(NC)

- (e) 66798 Creation of new access (amended plans and additional information) at Rhu House, Saunton, Braunton, Devon. EX33 1LG

Applicant: Mr M Ijaz

It was moved by Cllr Bell, seconded by Cllr D Spear.

Comment: RESOLVED: To recommend refusal and reiterate the Council's previous comments, as follows.

- The proposal will result in the loss of roadside bank together with the loss of a number of trees. It is considered that the loss of both the roadside bank and the trees will have a detrimental impact on the value and integrity of the natural character of this stretch of road.
- concerns that it will have a significant negative visual impact on the landscape area as it is surrounded by sensitive landscape within an Area of Outstanding Natural Beauty (AONB), no landscape visual impact assessment has been provided to mitigate these concerns.

Braunton Parish Council wishes to express its deep concerns that it would appear that the applicant has commenced works to clear trees from the site prior to this application being considered which has resulted in a negative effect on the existing landscape.

(10.1abs)

(f) 64000 Revised Outline application for residential development for up to 94 dwellings (all matters reserved) (additional ecological information) (amended information) (flood risk assessment) for Land at Chivenor Cross.

Applicant: Mr Stuart Maskell

It was moved by Cllr Lord, seconded by Cllr D Relph.

Comment: RESOLVED: To recommend refusal and to reiterate the Council's previous comments, as follows:

- It is outside of the development boundary.
- It does not fit with the Local Plan or emerging Local Plan.
- This application would adversely affect the intrinsic environmental value and character of the landscape as the proposal will harm local wildlife and result in the loss of important wildlife habitat.
- Over intensification of the site.
- Inappropriate highway access and insufficient visibility.
- Flooding concerns the development will increase surface water runoff and impact on the adjacent Chivenor Cross development.
- Concerns that the development will increase traffic movement through Braunton which has been declared an Air Quality Management Area.

(10.1.0)

(g) 70125 Single storey extension to front and side of dwelling at 3 South Park, Braunton, Devon EX33 2HT.

Applicant: Mrs Zara Tanner

It was moved by Cllr Relph, seconded by Cllr R Shapland.

Comment: RESOLVED: To recommend approval.

(NC)

(h) 70149 Erection of 1 dwelling and 1 holiday let at Dunecliffe, Braunton, Devon. EX33 1LG

Applicant: Mr & Mrs Minshell

It was moved by Cllr Relph, seconded by Cllr Lord.

Comment: RESOLVED: To recommend refusal on the grounds, as follows:

- Over intensification of the site.
- Negative impact on the Saunton ridge due to the visual appearance and height of the proposed dwelling.

(NC)





**BRAUNTON PARISH COUNCIL ACTION SHEET**

**PROGRESS MADE**

09/5/2019/20.

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:</b></p> <p><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>
February 2018	North Devon Council: Section 106 Money Communities Together Fund (CTF) North Devon 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 Relf and G Bell as its four representatives to serve on the Braunton Neighbourhood Plan Steering Group (BNPSG) (Min Ref: 075/2019/20).
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. To have a full Council Working Party to consider and implement actions identified to achieve carbon</li> </ol>

June 2019	Public Conveniences and baby changing facilities	<p>neutrality; <b>Clerk has sent out a Doodle Poll to ascertain a suitable date when the majority of councillors are available to hold its first Working Party meeting.</b></p> <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	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.
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>Due to a high number of requests the DSFRS have had to prioritise which meetings they can attend and unfortunately will not be able to attend a meeting in Braunton. Members are advised to attend one the advertised consultations being held during the consultation period.</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 meet by DCC.
<b>DATE</b>	<b>COMMITTEE</b>	<b>PROGRESS</b>
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 the next meeting to take place on 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.
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.
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>

## Health

Dept of Health has announced that the HPV vaccination programme will expand to cover boys from September 2019. boys aged 12-13 up to 18 will be included as the vaccination for girls introduced in 2008. Public Health England believes the expanded HPV vaccination programme could prevent 100,000 cases of Cancer by 2058. The vaccination is being delivered in Devon by Virgin care Ltd.

## Domiciliary Care

DCC & Devon Clinical Commissioning Group commission domiciliary care which is provided at home to vulnerable people across the county. Up till now this has been delivered through our Living Well at Home contract, with the three Primary Providers; Mears Care, Mihomecare and Devon Carers. They in turn have provided the contract either directly, or via other local care providers.

We have agreed with Mears Care to bring forward the end of their contract as Primary Provider for personal care in Exeter, East Devon & Teignbridge, South Hams & Tavistock. DCC will take back the day to day direct management of those care arrangements at the present time. People currently receiving care will not be affected by the change. Our area will continue to be covered by Mihomecare & Devon Carers so we will be unaffected.

## Post Office and Banking facilities

DCC has actively engaged in putting forward its views on the future of Post Office and in April responded to the call for evidence from the Parliamentary Business, Energy and Industrial Strategy Committee's into there Postal Network.

With the closure of many Bank Branches throughout the Region, a number of small to medium sized towns have been left without a bank branch. The Post Office remains as the only feasible local provider of banking services. Around 30 retail Bank Branch closures have occurred in Devon over the past two years.

Devon as with most of the UK, is predominantly a small and micro business focused economy. Many of these will continue to access Post Office facilities to undertake part of their business. While current access to Post Office facilities remains good for most, many are now a significant distance from high street retail banks.

A vast amount of evidence was submitted to the Inquiry by the Council and the Recommendations were as follows:-

Consideration given to the opportunities for further commercial support for rural, coastal and other community critical post office locations, reflecting the challenges around the franchise model in many of these locations and their centrality to local service delivery.

Consideration made of the potential for Government to better utilise and work with the post office network on wider service delivery, beyond financial transactions, and their potential role in competitive processes around regeneration and deprivation through key social-economic Departments.

## Corporate Parenting.

As at the 15th July we are Corporate parents to 759 children in care. The rate at which children become looked after has not significantly changed in the past year but the rate at

which children cease to be looked after has decreased. Due to this, the number of children in care has risen along with the financial implications.

Our age profile compared to the national 0-17 years estimate shows a higher than expected number of 15-17yr olds in care in Devon and the Senior Manager has been tasked with looking at this group and implications for the service provision in the future. Work is underway to develop and produce a Children in Care and Care Leavers Strategy.

As at the 15th July we have 470 Care Leavers. We are in touch with 92% which marks a significant improvement on last year.

## Brexit

We are all aware there is still uncertainty as to which the Brexit scenario will prevail from the parliamentary process.

In the event of a No Brexit Deal the Government is likely to announce a major incident and it will be the responsibility of the Local Resilience Forums to co-ordinate response activity across partners in Devon. We stand ready to play a full role in whatever response and recovery activity is required to ensure the best possible outcome.

It is very difficult for the Council to understand the full economic, environmental and social impact on Devon, both positive and negative, it is very difficult to predict and plan for this unprecedented event in isolation. DCC is determined to play a lead role in assisting our communities and businesses in whatever scenario occurs.

## Highways

As mentioned at a previous meeting the Doing What Matters work is progressing well within Highways. The publicly reported pothole trail is now fully operational County wide, and the team has just started to look at the whole safety defect process, and how we can improve the inspector found defects as well. Due to the good weather the pothole numbers are considerably down on previous years and has helped with the progress of the planned summer surfacing works.

The Doing What Matters work on asset management is progressing well in Okehampton (the trial area) this is not going to happen overnight. We need to make sure that what changes are made is done correctly and that does not mean quickly. The success of the pothole triage trail has demonstrated just that.

## The Major Road Network Schemes

The constituent authorities of the Strategic Transport Body (Peninsular Transport) the following schemes are being put forward for consideration to the Dept of Transport for funding in 2025-2030, all subject to more feasibility work and consultation (£320-£50m) in prioritised order.

1. A382 Drumbridges to Newton Abbot
2. Plymouth Major Network phase 1
3. A39 Atlantic Highway to Camelford
4. A39/A361 North Devon Link Road.
5. A361 Glastonberry Bypass
6. A379 Corridor improvements.

As you can see the Link Road is 4th in line.

Also the Board also supported the Western Gateway submission A38-junction 22 improved access to Bristol Airport.

## LOCAL

I have had a reply about the subsidence in Caen Street. This will be repaired when the summer season comes to an end, as Caen Street will need to be closed I have been told.

I have also requested the double yellows for Barton Lane.

Also the subject of congestion this time of year has been reported a number of times. A lot of residents are beginning to wonder if a trial run of switching off the traffic lights may be a good idea. I know we have visited this before and Highways have turned it down, but if the Parish Council were mind to wish to run a trial period I will put it to Highways again.

Tarka Trail completion Braunton to Ilfracombe

As we were told before, there are no further finances at the present time to go ahead with this. As soon as funds are available the acquisition of land will continue.

Cllr. C Chugg

