

MINUTES OF THE LITTLE YELDHAM, TILBURY JUXTA CLARE AND OVINGTON PARISH COUNCIL MEETING HELD AT THE VILLAGE HALL, LITTLE YELDHAM ON TUESDAY, 18th SEPTEMBER 2018 AT 8 P.M.

In the chair: Mr. P. E. Pawsey

Present: Mr. R. Bryant, Mrs. A. L. Gardiner, Mr. P. Gentry, Mrs. J. Lushington,
Mrs. R. K. Marsh and Mr. G. Thomas
Mr. A. Corder-Birch (Clerk)
Mrs. I. Parker (District Councillor)

38) APOLOGIES FOR ABSENCE

Mr. R. S. Brookes (prior engagement), Mr. W. P. Clayton (family event), Mr. M. Graham (another meeting), Mr. K. R. Nott (recovering from an operation) and Mr. D. Finch

39) ELECTION OF CHAIRMAN

In the absence of the Chairman and Vice Chairman it was proposed by Mrs. A. Gardiner, seconded by Mr. P. Gentry and carried that Mr. P. E. Pawsey is elected as chairman for the meeting.

40) DECLARATIONS OF INTEREST

Mr. R. Bryant, Mrs. A. Gardiner and Mr. G. Thomas declared pecuniary interests in connection with the application to remove PD rights from former LSA piggeries as they have interests in the ownership of former piggeries and took no part in consideration of the item in minute 46 below.

No other interests were declared.

41) MINUTES OF PREVIOUS PARISH COUNCIL MEETING

The minutes of the Parish Council Meeting held on 17th July 2018, having been previously circulated, were taken as read, were confirmed and duly signed by the Chairman as a correct record.

42) MATTERS ARISING FROM THOSE MINUTES

a) Arkham House, North End Road, Little Yeldham

Mr. P. Gentry reported that on 17th August 2018, BDC had approved the planning application relating to Arkham House under the PD rules.

b) Painting of telephone kiosks

The Clerk reported that the re-painting the three former telephone kiosks in BT red had been completed. With regard to the possibility of painting the crowns in gold it was left to councillors, for each village to make a decision and if desired to paint the crowns themselves.

c) Encroachment of Village Green at Tilbury Juxta Clare

Mr. G. Thomas referred to the reply from Mr. David and Mrs. Karen Clark of Perfectus, Tilbury Hill concerning their encroachment of the Village Green at Tilbury Juxta Clare. Councillors disagreed with and took exception to the contents of Mr. & Mrs. Clark's email and it was agreed to reply as follows:

- i) Ask them to remove their plants from the Village Green in compliance to the legislation, which has already been brought to their attention.
- ii) Notify them what the Parish Council has done about highway issues.
- iii) That the condition of the finger posts at the top and bottom of Tilbury Hill have been reported to ECC Highways
- iv) Lorries cannot be prevented from using local roads if access is required to farms or business premises in the vicinity.
- v) The Parish Council maintains the Village Green at Tilbury Hill. (Currently cut voluntarily by Stephen Rulten, but if not it is included in the contract with Kevin Shears to cut).
- vi) The Clarks do not maintain the whole Village Green, but merely cut a small piece of grass in front of their property

The Clerk reported that no reply had been forthcoming from Mr. Trevor Day of The Corner House, Clare Road. Mr. A. G. Bragg and Mr. S. K. R. Watkins had previously had occasion to visit Mr. Day regarding the Village Green boundary and hedge issues. The Clerk had also written to Mr. Day on 21st March 2007.

There were no other matters arising.

43) CORRESPONDENCE

The correspondence received and listed in appendix one was referred to Councillors for information and the contents noted. The Clerk referred to the EALC AGM but no Councillors were able to attend.

44) ACCOUNTS

The following accounts were presented for payment:

Mr. C. Cheale t/a C. R. Cheale's Plastering – painting three former telephone kiosks @ £200 each	£600.00
Colne Skips – hire of four skips	£1464.00
PKF Littlejohn LLP – External Auditors fees	£240.00

It was proposed by Mr. G. Thomas, seconded by Mr. P. Gentry and carried that the above accounts are paid.

45) REPORT OF COMPLETION OF EXTERNAL AUDIT FOR 2017-2018

The Clerk reported that the external audit of the Parish Council's accounts for the year ended 31st March 2018 had been completed. The external auditor had reported, *"On the basis of our review of Sections 1 and 2 of the Annual Governance and Accountability Return (AGAR), in our opinion the information in Sections 1 and 2 of the AGAR is in accordance with Proper Practices and no other matters have come to our attention giving cause for concern that relevant legislation and regulatory requirements have not been met."*

46) UPDATE ON REMOVAL OF PD RIGHTS FROM FORMER LSA PIGGERIES

Mr. P. Gentry reported that Mrs. I. Parker had provided Mrs. Tessa Lambert's views upon the application to BDC to remove PD rights from former LSA piggeries. Mrs. I. Parker and Mr. R. Van Dulken (Great Yeldham) had taken up the case jointly with BDC, but a formal written response from BDC is awaited. In the meantime Mr. Gentry is

surveying all LSA properties in Great and Little Yeldham and Tilbury Juxta Clare to ascertain the locations and present uses of the former piggeries. The Planning Officers appear to be resisting the application and have failed to provide a full response in writing. Mrs. Parker reported that Planning Officers had gone through all former LSA properties and very few will be entitled to have PD rights removed. Only two Article 4 directions exist in the BDC area namely at Silver End and on a field in Stisted. It was accepted that following a lapse in time, specific uses can be permitted, which was deplored. BDC is very stretched due to the volume of appeals and this has led to the delay in a formal response to the Parish Council. Mr. Christopher Paggi has replaced Mrs. Lambert as Chief Planning Officer. Mr. Gentry had already found anomalies through his survey, which he will complete to enable the issue to be pursued further.

47) 'BOMBARDMENT' OF LOW FLYING AIRCRAFT OVER LT. YELDHAM

Mrs. A. L. Gardiner who had requested this agenda item reported upon 'bombardment' by aeroplanes from Stansted Airport, which 'shake' Upper Yeldham Hall. Apparently these were mainly low flying cargo planes, which were also very loud. Since requesting the agenda item Mr. Robert Gardiner had contacted Stansted Airport through another party to express concern. Mr. R. Bryant reported upon a recent change in routing and Councillors generally felt that there was little, which can be done.

48) TO CONSIDER ISSUE OF HEDGES OVERHANGING HIGHWAYS

It was agreed to defer this item to the next meeting to enable Mr. M. Graham to speak upon it. In the meantime it was agreed that it was not appropriate for Councillors to approach landowners to ask them to cut their hedges until the hedge adjacent to the Playing Field at Little Yeldham is cut back. Mrs. Gardiner reported that her husband will arrange to cut this hedge on behalf of the Parish Council during the next couple of weeks.

49) TO CONSIDER ROAD SAFETY IN LITTLE YELDHAM

Mr. P. Gentry reported that a resident living near Sewells Farm had contacted him about highway safety. Concern was expressed about ECC Highways Department's complete change of position upon the recent planning applications, which was deplored. Reluctantly the appalling position should now be accepted, but there remained major concern about road safety in the vicinity of the Sewells Farm entrance at Little Yeldham. Mr. Gentry asked if the Parish Council could facilitate contact with ECC Highways Department to see if any road safety improvements can be made. The Clerk agreed to communicate with ECC Highways and Cllr. David Finch accordingly.

50) BROADBAND UPDATE

Mrs. J. Lushington reported that County Broadband had arranged a meeting at the Village Hall, Little Yeldham on 18th October, which Mr. M. Graham is publicizing on the PC and VH websites. Mrs. Lushington urged everyone to attend this meeting. In the meantime the Superfast Essex Countywide Parish Engagement Event is being held at Anglia Ruskin University, Chelmsford on 20th September, which Mrs. Lushington is unable to attend, but has asked for a report of that meeting to be circulated. Mr. K. R. Nott had reported upon a different installation being considered for Ovington and thereabouts, which Mrs. I. Parker offered to investigate further. Little Yeldham is currently an 'island' with no

service and as the village had been claimed by County Broadband, it is unlikely that other providers, such as BT or Gigaclear, will provide a service. Mrs. Parker reported that the poor Broadband speed significantly affects the value of properties for sale.

51) BRAINTREE DISTRICT REPORT

Mrs. I. Parker reported upon the following:

- a) The Local Plan – Part One, was found unsound by the Inspector so far as the three proposed Garden Communities were concerned, because of lack of infrastructure. Three options were considered and it was decided to continue with the existing plan and produce the additional evidence/information required. BDC cannot meet its five year housing plan and therefore new increased targets have been imposed.
- b) Sudbury Bypass – Suffolk County Council is proceeding with a detailed study. It recognizes the traffic and pollution issues and the need to improve traffic flow through Sudbury. The study will look at all options ranging from removal of on street parking to a ring road round Sudbury and options in between but nothing has yet been agreed.
- c) Little Yeldham Road and the road between Great Yeldham and Tilbury Juxta Clare are designated as PR2 roads (Primary Route Two Roads) so that potholes should be filled in more quickly.
- d) Kerbing at Hall Green Corner, Little Yeldham is being treated as a repair. Mrs. Gardiner reported that road markings by ECC Highways Department had recently appeared.
- e) A120 – New slip roads will be constructed from the A120 into Braintree Freeport to try and alleviate some of the congestion.
- f) ECC had chosen its favoured route (Option D) for a new dual carriageway from the A120 at Braintree to the A12.
- g) BDC had retained land on the former Rippers site at Sible Hedingham for a new Doctor's Surgery. BDC, which has the necessary capital, may invest in and build the surgery and rent it to the Doctors. The rent will provide a return for BDC and a car park will be shared with Osier House, the new BDC rural business hub.

52) ESSEX COUNTY COUNCIL REPORT

In the absence of Mr. D. Finch no report was given.

53) ANY OTHER BUSINESS

Mrs. I. Parker, Mrs. R. Marsh and Mrs. A. Gardiner reported upon obstructions to public footpaths in Little Yeldham. The Clerk agreed to enquire, through Cllr. D. Finch, if P3 (The Parish Paths Partnership) was still in existence and if they could assist.

There was no other business.

There being no further business the meeting closed at 9.10pm

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(Date)

(Chairman)