

HANKELow PARISH COUNCIL

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Clerk

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Parish Councillors are summoned to a
MEETING OF THE PARISH COUNCIL

DATE: TUESDAY, 1 SEPTEMBER 2015
TIME: 7.30 pm
VENUE: SCHOOL ROOM, HANKELow METHODIST
CHURCH, HANKELow

Enquiries to: Clerk: Carol Jones

Tel: 01270 812065



Signed

Date: 25 August 2015

To: Members of the Parish Council
(G Foster (Chairman), G Cope (Vice-Chairman), C Ainley, I Jones and A Lee)

cc: Cheshire East Ward Councillor Rachel Bailey

MEMBERS OF THE PUBLIC ARE WELCOME TO ATTEND THIS MEETING

Members of the public are encouraged to print off their own copies of the agenda from the village website (www.hankelow.eu). If paper copies of the agenda and/or any associated reports are required, please contact the Clerk who will arrange for copies to be made available at the meeting.

Notes

1) Members of the Public

The Parish Council welcomes and encourages members of the public to attend its meetings. You are requested to enter and leave quietly and to remain quiet during the meeting. Mobile phones and pagers should be switched off, and no food or drink should be brought into the meeting.

Members of the public are not able to participate in meetings but are able to ask questions or make a statement prior to the start of the meeting. In addition, if residents feel that there is a matter which should be brought to the attention of the Parish Council they may contact the Clerk, the Chairman, or any member of the Parish Council, and arrangements can be made to place the item on the agenda for the next meeting, if appropriate.

On occasions, members of the press and public will be excluded from the meetings when the business to be transacted is of a confidential nature; for example, dealing with individual people, staffing matters, contracts and financial affairs of other parties.

2) Parish Councillors

A) Notice of items

The Parish Council cannot lawfully decide any matter which has not been specifically included on the agenda, and there is case law to this effect (*Longfield Parish Council v Wright (1918) 88 LJ Ch 119*).

B) Planning Grounds: The grounds on which observations can be made on planning applications are as follows –

- | | |
|---|---|
| 1 Development Plan in all its aspects | 8 Appropriateness of use taking account of local area |
| 2 Government legislation and guidance | 9 Effect on highway safety |
| 3 Siting | 10 Landscape |
| 4 Design | 11 Listed buildings |
| 5 External appearance | 12 Conservation areas |
| 6 Compatibility with street scene | 13 Land |
| 7 Development effect on neighbouring properties, contamination, amenities and privacy | 14 Flooding |

Non-Relevant Matters

- | | |
|---|---|
| 1 Matters controlled by other legislation | 6 Business competition |
| 2 Effects on private rights | 7 Personal circumstances – health/finance |
| 3 Provisions in covenants/deeds | 8 Ownership |
| 4 Effect on property values | 9 Moral issues |
| 5 Private opinions | |

Note: If the Parish Council agrees, in principle, with an application, but not in all aspects, suggestions for “development conditions” can be made, in line with relevant factors.

A G E N D A

1 APOLOGIES FOR ABSENCE

2 DECLARATIONS OF INTEREST

Members to declare any non-pecuniary or disclosable pecuniary interest (DPI) which they have in any item of business on the agenda, the nature of that interest, and in respect of DPIs to leave the meeting prior to the discussion of that item. For Members' guidance, a table of DPIs is appended as the last page to this agenda.

Whilst the Clerk can advise on the Code of Conduct and its interpretation, the decision to declare, or not, is the responsibility of the Parish Councillor, based on the particular circumstances.

3 MINUTES – 7 JULY 2015

To approve as a correct record, the Minutes of the Annual Council Meeting held on 7 July 2015. ...

4 FINANCIAL MATTERS

4.1 End-of-Year Accounts – 2014-2015

The final report from BDO LLP has been received, a copy of which is attached. The only issue for report is a clerical error. Box 11 on the Annual Return was not completed. ...

There is no fee for the audit.

4.2 Receipts and Payments Statement – 1 April – 30 June 2015

Although it would be normal practice to submit a receipts and payments statement together with a budget monitoring sheet, for the first quarter of the financial year, there are currently no bank statements available. A report will be submitted to the November meeting.

4.3 Authorisation of Payments

£5.00 Cheshire Association of Local Councils (Five copies of 'The Good Councillors Guide – 4th edition)

4.4 Methodist Chapel Refurbishment

To report that a £30,000 grant from WREN has now been agreed and work on the refurbishment of the Chapel is due to take place in the second half of September.

The fund-raising is not yet completed; when it is, the Parish Council will be asked to authorise the grant of £1,000 as a contribution to this work.

4.5 Budget – 2016-2017

The Parish Council is invited to give consideration to items which should be included in the budget for 2016-2017 and submit any suggestions to the Clerk ready for the November 2015 meeting. If the Borough Council follows its previous practice of asking for precept requests by the third week in January, there will be an opportunity for the budget to be finalised at the January 2016 meeting.

5 PLANNING

The Parish Council is invited to comment on the following planning application which can be viewed on the Borough Council's website [By Clicking Here](#)

15/3563N Land off Longhill Lane, Hankelow
Erection of five dwellings and creation of new vehicular access off
Longhill Lane

Comments are invited by 2 September 2015.

Members are reminded that Parish Councils can only consider the applications before them on their merits. Cheshire East Council (CEC) does not have the capacity to respond to queries from consultees. Following validation of a planning application, CEC, as the Local Planning Authority, must make a determination as soon as possible, but no later than 8 weeks. Although time limits on determination can be extended, these are where the applicant and the LPA agree, but cannot be extended for the benefit of consultees.

6 HIGHWAYS MATTERS

To report on the following items which were raised at the meeting held on 7 July 2015.

- **Incomplete footway work carried out by Cheshire East Highways**

The engineer who responded state that he would arrange for removal of the blue plastic barriers from site until the footway work re-commences.

- **Longhill Lane – Painting to create visual footpath for pedestrian**

Although measurements were provided to CE Highways in February 2015, no response has yet been received. The engineer dealing with this matter is on leave until 8 September.

Initial indications in 2014 were that it was unlikely that this request could be granted, but no definitive response has yet been given.

- **Drainage scheme on Hall Lane/The Green**

The Flood Alleviation Manager (Cheshire East Highways) will assess this site for future works but initial indications are that this is unlikely to feature in the programme of works for 2015-2016.

Members will recall that at its meeting held on 7 July 2014, the Minutes record the Clerk's report as follows:

A CE Highways engineer had inspected the site and had observed that in normal rainfall conditions the water soaked away into The Green, but in extreme weather there was a flooding issue. There did not appear to be a highway drain in this location.

The Engineer had undertaken to forward this to the appropriate department suggesting that it be considered for funding either in this year or next year's drainage schemes.

- **Policy for Gulley-emptying**

At the last meeting a Member commented that the gulleys in the parish had not been emptied for 18 months. The Clerk made enquiries of Cheshire East Highways, which has responded as follows: (Three gulley route plans for 2014/125 and 2015/16 are enclosed.)

2014/15 (Hankelow) Route 29 was emptied between 2-4 July 2014. The report shows some jammed and broken covers, along with some Red Tags, along Audlem Road. Unfortunately, pictorial evidence could not be shown as there was a problem with the shapefile layer, which will not display the symbol information.

2015/16 Route 29: Gulley emptying was due to commence late August/early September and Members may be able to report on this at the meeting.

The gulley emptying programme for 2015-16 is split into 44 area schedules, based on the following elements:

- all gullies on 'A' roads
- all gullies on 'B' roads
- gullies on 'C' roads within urban areas or identified from asset data
- gullies on unclassified roads across the network, identified from asset data
- gullies within the immediate vicinity of all schools
- gullies across the network requiring up to four visits per annum
- clear and cleanse programmes in urban areas

All gullies, falling into these categories, within the respective area schedule, will be emptied.

Gulley emptying priorities

The emptying, or cleaning, of gullies is prioritised and based on the collection of detailed information, allowing for the intelligent programming of CE Highways our work. For each gulley emptied during the past two years the following information has been gathered:

- the level of detritus contained in the gulley pot, at the time of emptying
- the condition of the lid (and whether it is jammed, broken or missing)
- if it has not been possible to access it (parked car or if the boom is obstructed by an overgrown hedge or overhanging tree)
- if the connection onto the main drain is blocked
- the date and time of CEH visit(s)

7 PERMISSIVE PATH – CORBROOK COURT

During August, the Chairman attended a site meeting at Corbrook Court. Mr Morris was unavailable, but his PA, Sarah Compton, was able to meet with the Chairman and Councillor David Higham of Audlem Parish Council.

The PA will discuss the matter further with Mr Morris on his return from holiday and report back.

The Chairman will report to the meeting.

8 NEIGHBOURHOOD PLANNING

8.1 Minutes of Meetings

To receive the Minutes of the Steering Group meeting held on 16 July 2015. ...

Members of the Steering Group will be able to report on the meeting held on 20 August 2015.

8.2 Progress

The Neighbourhood Plan Steering Group to report on progress.

**9 CONSULTATION – FRACKING IN AUDLEM
(Item Requested by the Chairman, Councillor G Foster)**

The Chairman has been made aware that Audlem is an area which might be subject to exploration for hydraulic fracturing (fracking).

A consultation document has been issued by the Oil and Gas Authority. A copy of the document, entitled '*Habitats Regulations Assessment 124th Onshore Oil and Gas Licensing Round*' is enclosed, together with a document showing how to respond to the consultation. ...

The Parish Council is invited to consider if it wishes to respond to the consultation.

10 BOROUGH COUNCILLOR'S REPORT

Councillor Rachel Bailey to report on Cheshire East Council matters of interest.

11 SHARED INFORMATION/REPORT OF MEMBERS APPOINTED TO OUTSIDE BODIES

Parish Councillors are invited to share information which was not available at the time of publication of the agenda.

This is also an opportunity for Members who are appointed to outside bodies to report on any recent meetings.

12 DATE OF NEXT MEETING

3 November 2015 – Brookfield Golf Club

DISCLOSABLE PECUNIARY INTERESTS
(adopted under Section 27 of the Localism Act 2011)

Extract from the Relevant Authorities (Disclosable Pecuniary Interests) Regulations 2012

When making a decision, parish councillors should be mindful of the seven core principles which underpin public life, known as the ‘Nolan Principles’, viz: *selflessness, integrity, objectivity, accountability, openness, honesty and leadership*.

Members have previously been provided with a full copy of the Code of Conduct 2012.

Subject	Prescribed description
Employment, office, trade, profession or vocation	Any employment, office, trade, profession or vocation carried on for profit or gain.
Sponsorship	Any payment or provision of any other financial benefit (other than from the relevant authority) made or provided within the relevant period in respect of any expenses incurred by M in carrying out duties as a member, or towards the election expenses of M. This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.
Contracts	Any contract which is made between the relevant person (or a body in which the relevant person has a beneficial interest) and the relevant authority— (a) under which goods or services are to be provided or works are to be executed; and (b) which has not been fully discharged.
Land	Any beneficial interest in land which is within the area of the relevant authority. [The usual test would be where a parish councillor is more affected by a proposal than other Council-Tax payers in the parish.]
Licences	Any licence (alone or jointly with others) to occupy land in the area of the relevant authority for a month or longer.
Corporate tenancies	Any tenancy where (to M’s knowledge)— (a) the landlord is the relevant authority; and (b) the tenant is a body in which the relevant person has a beneficial interest.
Securities	Any beneficial interest in securities of a body where— (a) that body (to M’s knowledge) has a place of business or land in the area of the relevant authority; and (b) either— (i) the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or (ii) if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which the relevant person has a beneficial interest exceeds one hundredth of the total issued share capital of that class.