

**MINUTES OF THE PARISH MEETING OF  
KEMPSEY PARISH COUNCIL HELD ON MONDAY, 12<sup>th</sup> AUGUST 2013  
AT 7.30 PM. AT KEMPSEY COMMUNITY CENTRE**

**PRESENT:** - Cllr Michael (Chairman), Cllr Gerrard, Cllr Campbell, Cllr Patrick, Cllr Bowley, Cllr Rea, Cllr Bannister, Cllr Geens & Cllr Blackwell

**IN ATTENDANCE:** - Clerk, County Councillor Mr. Sutton, District Councillor Mr. Harrison and 18 members of the public.

1. Apologies: Cllr Hay (Personal) and Cllr Hart (Holiday) and Cllr Stevens (Personal) – Accepted.
2. Cllr Stevens was elected as Vice – Chairman.
3. Declaration of Interests:
  1. Register of Interests: Councillors were reminded of the need to update their register of interests.
  2. Disclosable Pecuniary Interests (DPI): None.
  3. Other Disclosable Interests (ODI): Cllr Rea & Cllr Bannister declared an ODI to items 10.5 and Planning Application No: 13/00918/OUT living close to the area.
4. To Consider Written Requests from Councillors' for the Council to Grant a Dispensation (S33 of the Localism Act 2011): None

The meeting was adjourned for Public Question Time, notes of which are appended to these minutes.
---

5. Having been previously circulated the minutes of The Extra Ordinary Parish Council meeting of Monday 22<sup>nd</sup> July 2013 were signed as a true and correct record. One amendment was made to include apologies from District Councillor Mr. Harrison due to personal reasons.
6. Correspondence for Information:
  1. Request from undergraduate student to carry out dissertation work in Kempsey – Discussed at item.13
  2. Parishioner request for Skate Park – To refer to Mr. Biddle to consider under NDP proposals.
  3. Update from Mrs. Georgetti – Kerswell Green – For Information
  4. Letter from Ms. Howes – Request to install new post outside Farmers Arms – Referred to Commons & Hams Committee for action.
  5. Request from Worcester U3A Walking Group – Access request. Discussed at item 11.3
  6. Request from Mr. Ellis – Grass cutting at Stonehall Common – Discussed at item 11.1
7. 7.1 Police Report – Crime figures for July 2013
  - 0 Violent Crime
  - 2 ASB incidents (1 ant-social vehicle use, 1 personal ASB incident)
  - 2 Fraud/deception Thieves targeted an elderly person by phone and by calling at their home. A bank card was handed over in this incident and a substantial sum of money withdrawn from the victim's account. In a second incident a van owner filled their vehicle with diesel at a petrol station, paid for small items at the counter and stated they had not had any fuel, leaving without paying for their fuel.
  - 0 Burglary
  - 3 Thefts - 1200 litres of red diesel were stolen from an externally housed fuel tank at a farm; £35 of petrol was stolen from a vehicle parked in a residential location; and in a third incident thieves scaled a chain fence enclosing temporary building works and syphoned diesel from parked works vehicles.
  - 1 Criminal Damage - £100 estimated damage was caused to a brick barbeque in the garden of a bungalow.
  - 0 Drugs Offence
  - 0 RTC
- 7.2 County Councillor: Mr. Sutton reported on:
  1. Bus Stop Clearway Order – A works order will be put in place to provide road marking

and signage in approximately 2 months' time

2. Fence on A38 – repaired
3. Zebra Crossing – No funding currently available. Highways have been liaising with development control to request proposed developments in the area to fund this facility and will keep us informed of the progress.
4. Old Road South – Speed limit Change 30mph limit not considered practical
5. Hillside – Damage to kerbs and grass. Highways propose moving parked cars as most practical solution.

Cllr Bannister asked Mr. Sutton if the broken gully at Kerswell Green could be inspected and repaired. The Chairman asked if the road could be resurfaced from Squires Walk to The Ford.

#### 7.3 District Councillor: Mr. Rea

1. Hillside – Confirmed MHDC had carried out inspections to survey the problems mentioned above by County Councillor Mr. Sutton. He highlighted even if smaller refuse vehicles were used, this would not eliminate the problem as other large vehicles also access Hillside.
2. He explained the mechanisms as to why two planning applications for Lioncourt Development had been submitted, confirming one of these had gone to appeal.

Mr. Harrison

1. Reiterated any person can comment on a planning appeal.
2. Civil Enforcement comes into place on Tuesday 12<sup>th</sup> November 2013

#### 7.4 Neighbourhood Development Plan Update

Mr. Biddle reported he and Councillor Stevens had met and gone through proposed updates to the Parish Plan. He drew attention to members of the e-mail from Amanda Smith, the Community Services Manager at Malvern Hills District Council. Whilst this e-mail is specifically in respect of the current planning application by Lioncourt Homes it refers to evidence in respect of local community needs, which will be part of the evidence needed to form background information to the existing neighbourhood plan. The Parish Plan is also referred to and needs updating again as part of the background to the Neighbourhood Plan. He intends to attend the session on neighbourhood planning to be chaired by the local MP at Malvern on 6 September. He found the recent visit to the Hive very useful and now has a copy of the draft historic environment record in respect of Kempsey which again will be used as part of the Neighbourhood Plan background information.

#### 8. Reports from Committees: (Update Only):

8.1 Recreation Committee: Cllr Campbell reported on the resignation of Katreena Barnes, Chairperson of Kempsey Community Youth Centre

8.2 Commons and Hams Committee: Cllr Bannister confirmed

- Normoor Common has been cut and baled and the grass taken away. Mr Coole to roll the Common in the autumn free of charge.
- Ashmoor Common – Croome Estate have been informed that more trees have fallen in the entrance.
- The derogation request form has been granted from Natural England to allow the thistles to be cut on Ashmoor Common.
- Notification has been received that the cattle require TB Testing.
- Awaiting answers from Defra concerning liability questions for Kempsey Common
- Outstanding problems with supplementary feeding and depriving animals of water on Kempsey Common.
- The sign located at Kempsey Common which states restricted vehicle entrance keeps being removed. This has been replaced again.
- Experiencing difficulty in obtaining quotes for the commons to be cut.

8.3 Community Centre: Cllr Geens advised that Magic Moments Day Nursery lease has been re-negotiated. In addition a further two month lease extension under a Licence to Occupy has been completed.

He requested if all Councillors could inform the Clerk if they held possession of any keys for the Community Centre.

8.4 Environment Committee:

Footpath works to complete the circular route in the Rocky have been completed.  
No update available on The Lengthman's Activities

- 8.5 Planning Committee: Cllr Patrick reported that the Disabled Parking Place in Post Office Lane has been made permanent as advertised.

The Lioncourt application has gone to appeal due to non-determination by MHDC. A second application has been submitted with some variations. These will be considered and a formal response will be devised on 19<sup>th</sup> August 2013.

- 8.6 F&GP Committee: Nothing to report

9. **Chairman's Report:** A meeting is to be arranged with the Youth Centre to discuss its future.  
Annual Return 2012/13 – The External Auditor has addressed some concerns raised from an elector addressing specific concerns with certain aspects of The Parish Council processes and procedures. As a result this will incur extra audit costs.

**10. Recreation Committee:**

1. The Council granted permission for Kempsey Tennis Club to install a storm shelter (4m long x 2m high x 2 m deep - 12 people capacity) in a light moss green colour, with the club members to pay the full cost of purchase, installation and maintenance.
2. The Council agreed that Kempsey Tennis Club should re-site their noticeboard flat to the side of the Storm Shelter to utilise space within this area.
3. Three Counties Landscaping were awarded the contract to carry out works for re-tarring the access drive up to Plovers Rise at a cost of £5231.69
4. Item to consider the purchase and installation of two pieces of outdoor gym equipment for the playing field at Plovers Rise - Withdrawn.
5. Item to instruct SME Solicitors to act for Kempsey Parish Council in respect of purchasing The Limes Green from Malvern Hills District Council at a cost up to the value of £2K – Withdrawn but seek to arrange a meeting with MHDC solicitors to understand the complications.

**11. Commons & Hams Committee:** (Cllr Bannister)

1. The Council accepted a quotation from Roger Martin for the topping of grass on Stonehall Common at a cost of £140.00.
2. The Council accepted a quotation from Roger Martin for the topping of the thistles on Kempsey Common at a cost of £550.00.
3. Cllr Michael to respond to the request from members of Worcester U3A Walking Group to advise them of an alternative route they can use.

**12. Community Centre Committee**

1. Item to appoint a 'professional' negotiator to conduct rent/lease renewals with Community Centre tenants was withdrawn (To be diarised in 3-5 years' time when tenant leases are next due to be renewed).

**13. Environment Committee:** (Cllr Stevens)

1. The Council granted permission to Mr Oxley to undertake non-disruptive measurements of the Hatfield Brook within the Rocky to assist with his Geography Degree on the proviso permission only extends to land the Parish Council owns.

**14. Finance:**

- 14.1 Payments as per schedule list were authorized except for a cheque payable to the Rural Payments Agency for £144.00. (Reduction in the area due to a water inlet). The Council agreed that proper justification is required as the pond does not diminish the area of the common. Clerk to query.
- 14.2 Bank Reconciliation Statement Balance – For Information.

15. An amendment was made to the original proposal to read – Motion to consider the Parish Plan as supporting documentation of the emerging Neighbourhood Development Plan that the Parish Plan be updated at a suitable interval with agreement of The Parish Council to incorporate into Parish Council funds the money currently shown in our records as belonging to the Parish Plan Working Party, this money to be ring fenced for use in any future updating of the Parish Plan or Neighbourhood Plan. The Council resolved to accept the amendment. This was then voted unanimously to accept.
16. The Council resolved that PACT should nominate two or more signatories to authorise any payments from their funds held on their behalf by the PC and to confirm two signatures required for each payment.
17. The Council resolved to withdraw the item to cancel a previous decision to open a Scottish Widows account for a particular purpose and replace it with a similar account - Virgin Charity Deposit Account. They agreed to set up a working party and revisit the situation on the September agenda.
18. The Council resolved to invest £70k plus interest from the matured Santander Investment Bond 2013 with ICICI Bank in a 3 year HiSave Fixed rate Account at a rate of 2.55%
19. **Planning Application:** To Council resolved to submit the following comments:-  
 Planning Application No: 13/00710/OUT  
 Proposal: Outline application for residential development  
 Location: Broomhall Grange, Norton Road, Broomhall, WR5 2PD  
 Comments: Kempsey Parish Council objects to this development. The SWDP shows that although this Area is within the South Worcester Urban Extension it is designated as part of the Local Green Network. Although not yet adopted we believe that SWDP policies should be taken into account, therefore this application should be refused.  
  
 Planning Application No: 13/00874/HOU  
 Proposal: First and ground floor extensions on existing footprint  
 Location: Roughwood, 2 Brook Close, Kempsey, WR5 3LE  
 Comments: No Objections  
  
 Planning Application No: 13/00748/HOU  
 Proposal: Single storey extension to side and rear  
 Location: Long Leap, Stonehall Common, Kempsey, WR5 3QQ  
 Comments: No Objections  
  
 Planning Application No: 13/00918/OUT  
 Proposal: Outline application with all detailed matters reserved except for access – for the erection of up to 120 dwellings, access parking, parking, and public open space with play facilities and Landscaping.  
 Location: Land at 9Os8552 4989) East of Main Road/North of Brookend Lane  
 The Council granted delegated powers for a formal response to be submitted  
  
 Planning Application No: 13/00865/HOU  
 Proposal: Two storey side extension  
 Location: 14 Plovers Rise, Kempsey, WR5 3SA  
 Comments: No Objections
20. The Council resolved to accept a quote for the purchase of a laptop from Dell Products as per specification circulated at a cost of £494.00 for the electronic display of planning applications.  
  
 The item to purchase a projector was withdrawn
21. A Working Party is to meet to collate/address items to update the Community Emergency Plan

22. It was resolved to approve a Councillor working party to consider the relevancy and necessity of Kempsey Parish Councils appointments to outside bodies. The working party will bring a recommendation on each outside appointment to the November 2013 meeting of Kempsey Parish Council. Cllr Rea to Chair the Working Party.

**The Council resolved to discuss agenda items 23 in confidential session to exclude the public and press as publicity would be prejudicial to the public interest by reason of the confidential nature of the business to be transacted - Public Bodies (Admission to Meetings Act 1960)**

23. Tenant Rent Negotiations and Lease Conditions were agreed.

Meeting Closed 10.28 pm  
Sharon Baxter  
Clerk

Signed ..... Chairman ..... Date

Standing Orders were adjourned for Public Question Time

## **PUBLIC QUESTION TIME**

### **Dr Andy John – GP Haresfield Surgery**

Was asked to attend to declare the position of the surgery with the local new housing developments. He confirmed The Partnership would like to maintain a presence within the village and continue to offer existing services. They are interested in working with the developers to expand and enhance the existing surgery to offer more scope for the increasing population. The potential threat being determined with what happens around the Ketch and the viability to keep dispensing.

The Chairman confirmed an enhanced surgery would fit in well with Neighbourhood Development Plan.

### **David Harrison – Brookend Lane**

Advised Haresfield Surgery to write to the planners expressing their opinions over the planning application.

### **Trevor Geens –**

Asked if Haresfield Surgery would be interested in taking on a new surgery located at the Ketch Development? No definitive decision to that question. Dr John confirmed it would be preferable to let the new surgery operate in the new area and Haresfield to continue looking after the village.

Mr Geens asked if we could liaise with the developers to try to guarantee the future. Dr John advised this could raise concerns with running a new surgery as a branch with division of doctors and rotas etc.

### **Robin Austin – 54 The Limes**

Asked what the justification was on spending £2K on the Purchase of The Limes Green?

Cllr Campbell advised these costs were only an estimate which included disbursements and land search fees. She emphasised the importance of ownership of this land for the village.

Cllr Michael confirmed it was better The Parish Council had this land in their control.

Cllr Bannister questioned did we have the answers why MHDC would want this land back after 10 years.

Commented on item 20 - Purchase of a laptop and projector. Why is this necessary? Cllr Patrick confirmed as from 1<sup>st</sup> October 2013 plans can only be viewed electronically. Mr Austin felt this was an unnecessary expense and asked why did all Councillors not have computers. The Chairman confirmed planning must be viewed electronically and to do so this equipment needs to be acquired for the benefit of Councillors and The Public to ensure decisions can be reached

The Environment Committee should be congratulated on their efforts with the Rocky project,

### **Mike Biddle – 7 Brookside/NDP Chairman**

Highlighted when the Parish Council acquire the land at The Limes Green they will take over the maintenance of it.

Confirmed the Lioncourt application had gone to appeal. He suggested when making representation the land allocation to the southern end of the village should be referred to. He also referred to an email from Amanda Smith in what should be incorporated if Lioncourt takes place.

The Chairman confirmed Cllr Patrick will incorporate into her formal response.

### **Joy Clew – Brookend Lane**

Points from a CALC Executive Meeting from The Crime Commissioner included 1. The Prison Service is working hard to stop reoffending 2. All Police Officers are to be equipped with new computer equipment to write reports to aid efficiency which will allow more for police presence and time to walk the beat.

She emphasised the importance of Parish Council representation on Charity Boards and urged the Parish Council to take into consideration when making any decisions.

### **Glennis Hughes – Broomhall Cottages**

Requested if the vehicle activated sign could be located at the other end of Broomhall to deter speeding motorists. The Chairman confirmed this would have to be looked into.

Standing Orders were reimposed