

# NYTHE, ELDENE & LIDEN

## PARISH COUNCIL

### COUNCIL MEETING

Minutes of the meeting held on 23<sup>rd</sup> September 2020 at 6.30pm

Via Zoom Video Link

#### Present

Cllr K Parry (Chair)  
Cllr D Bell (Vice-Chair)  
Cllr G Stubbs  
Cllr Z Hawson  
Cllr B Soloman  
Cllr A Hunt

#### Officers

Emma Hill (Parish Clerk)

#### Public

Kalpesh Patel  
Tanya Hawker

#### 406

##### Apologies

Under the S85 of the local government act 1972 as set out, Brian Cockbill has failed to attend for 6 months, NEL Parish Council have ceased Brian Cockbill to be a member of the authority.

#### 407

##### Declaration of Interest & Applications for Dispensation

None

#### 408

##### Minutes of the Previous Meeting

It was **RESOLVED** that the minutes of the Parish Council Meeting on 22<sup>nd</sup> June and the 27<sup>th</sup> July 2020 be approved as a correct record.

#### 409

##### Public Questions

Kalpesh Patel joined us for his first parish council meeting, he commented on the grass cutting and how its looking nice. Kalpesh also praised the lovely flower arrangements around Shaftesbury Lake, Cllr Parry added thank you for joining our meeting and for the kind words, Cllr Parry added that we've doubled the grass cutting since taking over from the borough council and the flower beds we supported friends of Shaftesbury Lake we donate £750 we dug out the flower beds and they took care of the planting of the flowers. They have done an amazing job, and we have received lots of positive feedback.

#### 410

##### Schedule of Payments

**RESOLVED** that the Schedule of Payments which appears as Appendix A in the Minute Book be approved – invoices for July 2020 (£15,949.46) August 2020 (£14,211.00) as approved by Council.

411

**Bank Reconciliations and Accounts**

The Clerk submitted Bank Reconciliation and Accounts for August 2020, a copy of which appears as Appendix B in the Minute Book.

**RESOLVED** that the Bank Reconciliation and Accounts which appears as Appendix B in the Minute Book be approved.

412

**Granted Planning Permission**

To note that approval has been granted for 41 Okebourne Park, Liden Swindon SN3 6AH for the erection of a single storey side extension. 1. The development hereby permitted shall be begun before the expiration of three years from the date of this permission. Reason: To comply with the requirements of Section 91 (1) of the Town & Country Planning Act 1990. 2. This approval shall be in respect of drawing number 20/048 received by the Local Planning Authority on the 3rd June 2020. Reason: To define the scope of the development hereby permitted, in accordance with section 72 of the Town & Country Planning Act 1990. 3. The development hereby permitted shall be constructed using external facing materials that match and correspond with those of the existing buildings. Such facing materials shall be retained thereafter in their approved form. Reason: To ensure that the appearance of the development is satisfactory. Informatives S/HOU/20/0714/EMMI [www.swindon.gov.uk/planning](http://www.swindon.gov.uk/planning) Page 2 of 3 1. CIL - Reg. 42 Exemption for Minor development: Whilst the development generates a net gain in floor space and is Community Infrastructure Levy (CIL) liable, it is exempt from CIL liability under CIL Regulation 42, as it constitutes minor development for the purposes of calculating CIL liability because the proposed extensions floorspace is below 100 sqm GIA. 2. The granting of planning permission does not authorise you to carry out any works on, over or under your neighbour's land or property without first obtaining their consent.

To note that approval has been granted for 21 Dallas Avenue, Nythe Swindon SN3 3NP for the erection of a single storey rear and side extension. 1. The development hereby permitted shall be begun before the expiration of three years from the date of this permission. Reason: To comply with the requirements of Section 91 (1) of the Town & Country Planning Act 1990. 2. This approval shall be in respect of drawing number 2025.1 REV A received by the Local Planning Authority on the 5th June 2020 and block and location plans. Reason: To define the scope of the development hereby permitted, in accordance with section 72 of the Town & Country Planning Act 1990. 3. The development hereby permitted shall be constructed using external facing materials that match and correspond with those of the existing buildings. Such facing materials shall be retained thereafter in their approved form. Reason: To ensure that the appearance of the development is satisfactory. S/HOU/20/0663/EMMI [www.swindon.gov.uk/planning](http://www.swindon.gov.uk/planning) Page 2 of 3 Informatives 1. CIL - Reg. 42 Exemption for Minor development: Whilst the development generates a net gain in floor space and is Community Infrastructure Levy (CIL) liable, it is exempt from CIL liability under CIL Regulation 42, as it constitutes minor development for the purposes of calculating CIL liability because the proposed extensions floorspace is below 100 sqm GIA. 2. There is a risk that bats may occur at the development site. Many species of bat depend on buildings for roosting, with each having its own preferred type of roost. Most species roost in crevices such as under ridge tiles, behind roofing felt or in cavity walls and are therefore not often seen in the roof space. Bat roosts are protected all times by the Conservation of Habitats and Species Regulations 2017 (as amended) even when bats are temporarily absent because, being creatures of habit, they usually return to the same roost site every year. Planning permission for development does not provide a defence against prosecution under this legislation or substitute for the need to obtain a bat licence if an offence is likely. If bats or evidence of bats is found during the works, the

applicant is advised to stop work and follow advice from an independent ecologist or to contact the Bat Advice Service on 0845 1300 228, email enquiries@bats.org.uk or visit the Bat Conservation Trust website. 3. The granting of planning permission does not authorise you to carry out any works on, over or under your neighbour's land or property without first obtaining their consent.

To note that approval has been granted for the Land at Faraday Road, Dorcan Swindon SN3 5HQ to have a siting of hot food vending van - renewal of previous permission S/19/0510. This approval shall be in respect of Site Location Plan (1:1250), Block Plan (1:500), Application Form received by the Local Planning Authority on the 5th June 2020, Plan of Trailer, Photograph of Vending Van, Waste Invoice and email correspondence from Agent confirming waste arrangements all received by the Local Planning Authority on the 8th July 2020. Reason: To define the scope of the development hereby permitted, in accordance with section 72 of the Town and Country Planning Act 1990. 2. The hot food van shall not be sited or operate outside the following hours: - 17:00 -23:00 Monday to Sunday and Bank Holidays Reason: To safeguard the amenities of the area. 3. The use hereby permitted shall be discontinued on or before 2 years from the date of this consent. Reason: To safeguard the amenities of the area and to evaluate the impact of this proposal having regard to the adjacent premises and the future development of the area. S/20/0660/CHHO www.swindon.gov.uk/planning Page 2 of 4 4. The hot food vending van hereby permitted shall be positioned so that the serving hatch opening shall face the footway and not the carriageway. Reason: In the interests of highway safety 5. Any projecting hatch, signs or similar shall have a minimum vertical height clearance of 2.6m over the footway level. Reason: In the interests of highway safety 6. The hot food vending van, including any signs or similar, shall be removed from site outside the approved trading hours. Reason: In the interests of highway safety and amenity Informatives 1. The applicant is advised to contact SBC's Licensing Team with regards to obtaining a Street Trading Licence to trade on the Public Highway, and guidance regarding any changes to or renewal of any current licenses as required in conjunction with this application. 2. For the avoidance of doubt, the location of the van as detailed on the drawings Block Plan (1:500) and Site Location Plan (1:1250) received by the Local Planning Authority on the 5th June 2020, is the only location the van can trade from. 3. No waste products from the vending van shall be disposed of into the public highway or its associated drainage system. 4. The development proposed does not constitute CIL liable development as the proposed works fall outside the 'meaning of development' for CIL purposes in accordance with the Community Infrastructure Levy (England and Wales) CIL Regulations 2010 (as amended) Regulation 6.

To note proposal of Prior Approval Notification for the erection of a conservatory measuring 4.0m (from original rear wall), 2.10m (maximum height) and 2.35m (height to eaves), at 48 Conan Doyle Walk, Liden Swindon SN3 6JD.

This notice relates to the provisions set out within Section A.4 of Schedule 2 Part 1 Class A of the Town and Country Planning (General Permitted Development) (England) Order 2015. It is the determination of Swindon Borough Council as the Local Planning Authority that PRIOR APPROVAL IS NOT REQUIRED for the development described at the address shown above, as described by the description shown above, and in accordance with the information that the developer provided to the local planning authority shown below: 1 The proposal complies with the provisions of Part 1 of schedule 2, Class A of the Town & Country Planning (General Permitted Development) (England) Order 2015. Informatives: It is a requirement of paragraph A.3 of the above legislation that the materials used in any exterior work (other than materials used in the construction of a conservatory) must be of a similar appearance to those used in the construction of the exterior of the existing . It is a requirement of paragraph A.4 of the above legislation that the development must be carried out in accordance with the details approved by the local planning authority, unless the local planning authority and the developer agree otherwise in writing. This does not convey any approval for consent, which may be required under the Building Regulations,

for this you should contact Building Control on (01793) 466070. This decision shall be in accordance with the detail received by the Local Planning Authority on 16th June 2020 and email confirmation received 30th July 2020 regarding the proposed height of the development.

To note that approval has been granted for 111 Ashbury Avenue, Nythe Swindon SN3 3LX, for the erection of a detached garage. 1. The development hereby permitted shall be begun before the expiration of three years from the date of this permission. Reason: To comply with the requirements of Section 91 (1) of the Town & Country Planning Act 1990. 2. This approval shall be in respect of drawing number 2018.1 received by the Local Planning Authority on the 12th June 2020 and block plan received 21st July 2020. Reason: To define the scope of the development hereby permitted, in accordance with section 72 of the Town & Country Planning Act 1990. 3. The development hereby permitted shall be constructed using external facing materials that match and correspond with those of the existing buildings. Such facing materials shall be retained thereafter in their approved form. Reason: To ensure that the appearance of the development is satisfactory. S/HOU/20/0699/EMMI [www.swindon.gov.uk/planning](http://www.swindon.gov.uk/planning) Page 2 of 3 Informatives 1. CIL - Reg. 42 Exemption for Minor development: Whilst the development generates a net gain in floor space and is Community Infrastructure Levy (CIL) liable, it is exempt from CIL liability under CIL Regulation 42, as it constitutes minor development for the purposes of calculating CIL liability because the proposed extensions floorspace is below 100 sqm GIA. 2. The granting of planning permission does not authorise you to carry out any works on, over or under your neighbour's land or property without first obtaining their consent.

To note that approval has been granted for 18 Fraser Close, Nythe Swindon SN3 3RP for an erection of a single storey rear extension. 1. The development hereby permitted shall be begun before the expiration of three years from the date of this permission. Reason: To comply with the requirements of Section 91 (1) of the Town & Country Planning Act 1990. 2. The development hereby permitted shall be constructed using external facing materials that match and correspond with those of the existing buildings. Such facing materials shall be retained thereafter in their approved form. Reason: To ensure that the appearance of the development is satisfactory. 3. This approval shall be in respect of drawing no. 2140/1 and Site Location Plan received by the Local Planning Authority on 26 June 2020. Reason: To define the scope of the development hereby permitted, in accordance with section 72 of the Town and Country Planning Act 1990. Informatives S/HOU/20/0771/PEKO [www.swindon.gov.uk/planning](http://www.swindon.gov.uk/planning) Page 2 of 3 1. Whilst the development generates a net gain in floor space and is Community Infrastructure Levy (CIL) liable, it is exempt from CIL liability under CIL Regulation 42, as it constitutes minor development for the purposes of calculating CIL liability because the proposed extensions floorspace is below 100 sqm GIA.

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#### **Refusal of Planning Permission**

To note The Determination of the Local Planning Authority that prior approval is REFUSED for the development described below at 24 Dickens Close Liden Swindon SN3 6JN, which is permitted by the Town & Country Planning (General Permitted Development) (England) Order 2015 Schedule 2, Part 1 (Class A.1 (ea)). Re: Prior Approval Notification for the erection of a conservatory measuring 5.6m (from original rear wall), 3.25m (maximum height) and 2.65m (height to eaves).

Reasons for Refusal 1. The development fails to meet the criteria of Schedule 2, Part 1, Class A (j(III)) of the Town & Country Planning General Permitted Development Order 2015 (as amended) and an application for planning consent is required. Informatives 1. CIL - Reg. 42 Exemption for Minor development: Whilst the development generates a net gain in floor space and is Community Infrastructure Levy (CIL) liable, it is exempt from CIL liability under CIL Regulation 42, as it constitutes minor development for the purposes of

calculating CIL liability because the proposed extensions floorspace is below 100 sqm GIA. S/PHOU/20/0871 Page 2 of 2 S/PHOU/20/0871 Page 2 of 2 2. If the Applicant is aggrieved by the decision of the Local Planning Authority to refuse prior approval for the proposed development, the applicant may appeal to the Secretary of State, within 12 weeks of the date of the decision. Appeals must be made on a form that is obtainable from the Planning Inspectorate, Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN or alternatively you may appeal online at <https://www.gov.uk/government/organisations/planning-inspectorate>.

414

**Guest Speaker – Tanya Hawker**

Tanya Hawker joined us as a guest speaker, Tanya is a health and social care liaison officer for Swindon Care. Tanya links in with different organisations and community groups to promote and raise awareness of Swindon Carers. Swindon Care is a small independent charity, and they support all unpaid carers, this being people who care for a loved one family member, neighbour etc out of the goodness of their heart. When they take on that role, Swindon care want to make sure that they are being supported, as a caring role can be very intense and challenging as well as bring lonely and difficult at times. Especially more during Covid when the loneliness for the carers and those in care is more than it usually would be.

Swindon Care support young carers from the age of five, they go into schools and work direct with the carers through the schools. Anyone with a caring role can contact Community care and register with them which then opens them up to all the support that they offer which includes a carer support line which is manned by Tanya as well as many other areas of support and help. We have as a parish agreed to help Tanya promote their good work and advertise some posters on out noticeboards and other platforms to raise awareness of the services they offer.

415

**Fly Tipping & Litter Sign**

Cllr Kevin Parry advised he has written a letter to be sent out to any persons/houses where we have proof fly tipping has occurred as well as notifying Swindon Borough Council to take legal action where possible, the letter has been drafted and sent to Swindon Borough Council, this has been approved and has been given the go ahead. The parish council have agreed and approved for the clerk to issue this letter when a fly tipping issue is reported.

416

**Nythe Community Centre**

Cllr Kevin Parry advised us that Nythe Community Centre is owned by Swindon Borough Council and leased by the volunteers who run the community centre, the centre is run by a group of ladies who would like to call it a day, they have gone out and asked for volunteers to take over the running of the community centre, but unfortunately no one has committed to the running of the centre. The keys have now been handed back to Swindon Borough Council, the agenda meeting today is to agree if the parish would be happy to have further discussions in taking over the running of the community centre, the Parish council are happy but will first what to see the accounts and have various questions answered before any further decisions are made, the Clerk to send these questions to the previous volunteers and share the information for further meetings.

417

**Eldene Beach Update**

Cllr Parry advised that Swindon Borough Council have now gone out to tender, the conversations we have had with them is the that the parish would like to invest in some

play equipment to the area, Eldene being the key one we would do. The Parish is waiting for Swindon Borough Council to come back once the tender closes and they can share the figures for the works.

**418**            **Internal Audit for 2020/2021**

The Parish has agreed to reappoint Bridget Bowen for the next internal audit, £950 has been approved for three individual meeting with the Clerk for the 2020 audit.

**419**            **Bush and Hedge Works**

The Parish agreed to change the grass cuts to fifteen grass cuts from sixteen a year and then up our bush cutting from one a year to twice a year, the contractor has agreed to do this at the same price.

**420**            **Councillors Allowance**

The Parish Council agreed to the independent remuneration panel’s recommendation on the Councillors allowance.

**421**            **Date of Next Meeting**

Monday 14<sup>th</sup> December 2020 Via Zoom Video Call.

Signed .....

Date.....

Chair of the Council

