



CYNGOR CYMUNED DYSERTH COMMUNITY COUNCIL

Minutes of the Meeting of Dyserth Community Council,

Held in The Community Hall, Dyserth,

On Monday the 8th February, 2016, at 7.00pm.

1(A). 24/16

PRESENT

Councillor James K. Williams (Vice Chair)

Councillor H. Andrew Hughes

Councillor Edgar H. Jones

Councillor Glenn M. Jones

Councillor Peter Newell

Councillor Mrs. Julie M. Peters

Councillor Mrs. D. Alison Williams

Councillor Mrs. Margaret G. Williams

Clerk & Financial Officer R. Phillip Parry

1(B). 25/16

APOLOGIES

Councillor David H. Parry (Chair)

Councillor David G. Jones

Councillor Peter W. Owen (Community & County)

1(C). 26/16

Standing Orders were suspended:

(a) Attendance at Meeting by PCSO Richard Williams

The Acting Chairman Councillor James Williams welcomed PCSO Richard Williams to the meeting.

PCSO Williams advised in relation to the following reported criminal offences: **(1)** Waterfall Road – member of the public bitten by a dog **(2)** Park Gwelfor – windscreen of vehicle smashed, no property taken **(3)** James Park – damage to door – no property taken **(4)** Lower Foel Road – speeding data check taken place, now awaiting results **(5)** telephone calls to advise that sheep on the Dyserth to Rhuddlan Road near to Council owned land. The PCSO was advised that the land is

leased to a local farm (6) complains in relation to dog fouling (**Minute number 4. 30/16 last paragraph on page 3 below**).

PCSO Williams was advised in relation to the following complaint brought to his attention by a Councillor: Concerns in relation to a property in Cwm Road, whereby a number of vehicles are consistently arriving / departing and parked, which results in driving difficulties for other road users.

The Acting Chairman Councillor James Williams thanked PCSO Williams for his attendance.

(b) Attendance at Meeting by Ms. Wendy Jefferson (Denbighshire Youth Service)

The Acting Chairman Councillor James Williams welcomed Ms. Jefferson to the meeting, together with two colleagues. The Clerk explained to Ms. Jefferson that as the Council financially support the Youth Club, the Members were concerned in relation to the alleged low number of attendees each week, and wished to ensure that the funding was value for money.

Ms. Jefferson advised the Members that there was a lull in the attendance of youths at the youth club, that unfortunately, had not been brought to her attention. Since that time Ms. Jefferson has ensured that further controls have been put in place, and attendance and other information is passed onto her at regular intervals.

Ms. Jefferson advised that there were 66 youths registered at the Dyserth Youth Club, and provided the Council Members with a hand-out, which provided details in relation to the various financial aspects of running the club, including the number of average attendees. A diary of weekly events was also attached to the above information. Ms. Jefferson advised in relation to charity events. Councillor Andrew Hughes suggested that the Club attend the Community Open Day.

The Acting Chairman Councillor James Williams thanked Ms. Jefferson and her colleagues for attending the meeting and for providing the various information.

1(D). 27/16

Standing Orders were restored: to enable the General Council meeting to continue.

2. 28/16

DISCLOSURE OF INTEREST

There were no Disclosure of Interest Declared.

3. 29/16

TO APPROVE THE MINUTES OF THE MEETING HELD ON THE 11TH JANUARY, 2016

The Minutes were proposed and seconded as correct and formally agreed by the Members present.

4. 30/16

MATTERS ARISING

The Clerk referred to the following matters from the previous Minutes;

Minute no: 4. 06/16, sub minute number: 4. 223/15 and 1(D). 197/15 (page 2), in relation to the designation by Denbighshire County Council to a 'safe route to school' for children walking from Dyserth to Prestatyn High School. The Clerk advised that he had been contacted by Councillor

Andrew Hughes to advise, that a decision to withdraw a school bus service in a neighbouring community area had been reversed by Denbighshire Scrutiny Committee. Councillor Hughes wished the Community Council to apply to the Scrutiny Committee to re-consider the decision in relation to the Dyserth to Prestatyn school bus service.

The Members agreed the following: To ask the Denbighshire County Council Scrutiny Committee to re-consider the decision to withdraw the Dyserth to Prestatyn School Bus Service. Councillor Andrew Hughes agreed to complete the required paperwork

Minute no: 4. 06/16, sub minute number: 4. 223/15 and 10. 214/15 (page 2), in relation to the area known as the Burial Field. The Clerk advised that the Land Registry required a cheque payment for the registration (**Minute number 9. 40/16 on pages 6 and 7 below**).

Minute no: 5. 07/16 (pages 2 and 3), in relation to items (i) water leakage on Newmarket Road (ii) blocked drains in St. Asaph Road and (iii) blocked drains on Waterfall Hill. The Clerk advised that the matters had been reported to Denbighshire County Council, and had been acknowledged.

Minute no: 6(A). 08/16 (9) (page 4), in relation to concerns to the weight limit signage leading to Waterfall Road. The Clerk read out to the Members a reply received from the Principal Engineer of Denbighshire County Council, who advised that the signage was sufficient. A photograph of a weight limit advance early warning sign for HGV drivers was attached to the correspondence.

Minute no: 6(A). 08/16 (10) (a to h) (page 4), in relation to several concerns brought to the attention of the Council by a local resident. The Clerk read out replies which had been received by both royal mail and e-mail, from the Chief Executive and other departments of Denbighshire County Council, together with Natural Resources Wales. The Clerk confirmed that copies of all replies had been sent to the resident.

Minute no: 6(B). 09/16 (b) page 5), in relation to a faulty street light in the Waterfall car park. The Clerk advised that the repair cost would be approximately £40.00 – which had been authorised. It was reported that the light had been repaired.

Minute no: 6(B). 09/16 (e) page 5), in relation to applications to Cadwyn Clwyd from the Dyserth Community Council area. The Clerk advised that he had written to Cadwyn Clwyd, who had replied advising that Dyserth was now included in the ‘Rural Development Programme – New LEADER Funding Opportunities’. Whereby Groups in Dyserth can apply for funding of 70% for projects which fit in at least to 1 of 5 LEADER themes. A copy of the Cadwyn Clwyd reply had been cascaded to all Councillors by e-mail, and the Clerk confirmed that the letter could be forwarded to any interested Groups in Dyserth. The Waterfall Committee had been provided with a copy of the letter.

Minute no: 8(E). 18/16 (page 7), in relation to planning application number 42/2015/1042, at the former Anglia Buildings. The Clerk referred to an e-mail cascaded to all Councillors dated the 13th January, which contained the reply from the Planning Officer at Denbighshire, advising that whilst the application had been granted in principle, but was subject to two important provisos, which to date, had not been agreed by the applicant.

Minute no: 12(A). 22/16 (1) (page 9), in relation to numerous complaints to dog fouling. The Clerk advised the Members that he had enquired with Denbighshire County Council in relation to the adoption by Denbighshire County Council of the Anti-Social Behaviour and Policing Act 2014. The Clerk had been advised that this Act was not being adopted by Denbighshire, but would be replaced by the new Public Space Protection Order. It is not known as to when this Order will be adopted by the County Council. The County Senior Public Protection Officer (Community Safety) advised that

all dog fouling and littering concerns should be made as a complaint to the County Council, which can result in a fixed penalty notice being issued.

5. 31/16

COUNTY COUNCILLOR'S REPORT (CLLR PETER OWEN)

The Clerk provided the Members with an update in relation to matters brought to the attention of the County Council.

6(A). 32/16

CORRESPONDENCE

The following correspondence had been received, that was required to be either advised to, or dealt with by the Members;

- (1) Information from Denbighshire County Council, in relation to guidance released by the Public Service Ombudsman for Wales on the Code of Conduct specifically for Town, City and Community Councils – to self-regulation in the event of member to member 'low level' breaches of the Code. The Standards Committee of Denbighshire have debated the new guidelines and have produced a template for this Council to adopt their own Self-Regulatory Protocol.

The Members agreed the following: To agree to adopt the Denbighshire County Council template for Self-Regulatory Protocol.

- (2) The Clerk advised in relation to the Section 137 Expenditure limit for financial year 2016 / 2017, which had been received from the Welsh Assembly Government. The appropriate sum under Section 137(4)(a) of the Local Government Act 1972, has been increased from £7.36 to £7.42 per elector. The Clerk further advised that there were 1,919 residents listed on the Register of Electors for 2016, within the Dyserth Community Council area. ($£7.42 \times 972 = £14,238.98$).
- (3) The Clerk read out an e-mail from the Chairman Councillor David Parry, in relation to an initiative by BT Openreach to involve their engineers in Volunteering in the Community. Councillor Parry wished to receive the views of Councillors if such a scheme could benefit Dyserth.

The Members agreed the following: To thank Councillor Parry for bringing the information to the attention of the Council, who would be pleased to be involved with the scheme. Councillor Andrew Hughes suggested that there were a number of items that the volunteers could assist with at the Community Hall. The Clerk advised that Councillor Parry had indicated in his e-mail that assistance could also be utilised by the Dyserth Environmental Group.

- (4) The Clerk advised that the Chairman Councillor David Parry had been requested by a resident to visit his home in the Allt Y Graig area, following a road traffic accident which had resulted in a wall being knocked down. The resident was concerned in relation to the speed aspect of the surrounding roads. Councillor Parry had visited the resident and the Clerk had arranged a site visit to the area with an Officer from Denbighshire Transport and Infrastructure Department. Following the site meeting, the Officer has agreed to commission a traffic survey at the site to determine actual traffic speeds. The Community Council will be advised of the results of the survey.

- (5) Cae Ffyddion Draft Site Development. The Clerk had cascaded by e-mail to all Council Members, a recently published 'Summaries of Representations Received & Council Responses' to the Draft Development.
- (6) The Clerk advised in relation to two e-mails received from residents in relation to concerns to a public footpath in the Tre Castle area of Dyserth. The concerns were as follows:
 - (a) 'The Tre Castle public footpath through the woods into a field. A bridge was erected over the ditch and a tic tac gate put in place. Could some sort of steps be put in place as the path is steep, slippery and dangerous especially when wet'
 - (b) 'A resident has slipped on a number of occasions – in the area of the bridge that was over the ditch through the woods near Tre Castle lane. The area is very slippery and dangerous, is there anything that could be done please before someone is hurt bad'

The following correspondence was taken as received:

- (i) Application received from a resident to place either a bench seat and or memorial plaque in the Waterfall garden. The Clerk advised that as the Waterfall is in tri-partite ownership, the Clerk had advised the applicant to contact the Secretary to the Waterfall Committee.

**6(B). 33/16
CLERK'S REPORT**

The Clerk advised in relation to the attendance of the Chairman Councillor David Parry, together with himself, at a Welsh Government Engagement event on the Draft Local Government (Wales) Bill, in Llandudno on 4th February. Topics brought to the attention of the delegates and discussed, were as follows: amalgamation of Local Authorities followed by requirement for community councils to meet the criteria of; (a) that at least two-thirds of councillors on a community council must be elected (whether at an ordinary election or a by-election); (b) the council has received an unqualified auditor's opinion in respect of its accounts for 2 consecutive years, with the latest opinion having been received within the last 12 months, in order to be classed as a community council with competence.

Community councils will be required to assess and resolve whether they have 'competence' at each annual meeting held in the year of an ordinary election. This will remain 'with competence' until the next annual general meeting following an ordinary election. There will be mandatory training of community councillors dealing with planning and code of conduct.

Statutory Community Area Committees in each community area will be created and comprise all the county councillors in the community area and representation from community councils, other public bodies and voluntary bodies. Community Area Committees are intended to give councillors and community representatives direct influence over local spending by making an annual statement about local priorities and objectives.

The Boundary Commission for Wales will have a duty to conduct a community council review in each of the new counties formed as a result of changes to LA boundaries.

Elections to all community councils will be held in May 2017 and term of office will be for 6 years until 2023. From 2023 ordinary elections will then be every 5 years, which will align with the ordinary elections to the County Councils in which the communities are located.

The Members agreed the following: The Clerk to complete the consultation paper on behalf of the Dyserth Community Council, and to insert the comments agreed by the Members.

7. 34/16

REPRESENTATIVES / LIAISON COMMITTEE REPORTS

- (a) Councillor Andrew Hughes advised the Members that a recent fundraising event at the Community Hall was a tremendous success. The Community Day would be held on Saturday 9th July.
- (b) Councillor Glenn Jones advised the Members that the Head teacher from Ysgol Hiraddug would be retiring this year.

8(A). 35/16

PLANNING APPLICATIONS

The following planning applications had been received:

- (a) Planning Application number: 42/2016/0083, for the formation of off-street parking area to side of dwelling, at Edmund House, Foel Road, Dyserth.

Comment by Council: Providing that the application complies with planning policy, then no objections raised.

- (b) Planning Application number: 42/2016/0032, for the erection of a replacement garage, at The Willows, 35b St. Asaph Road, Dyserth

Comment by Council: Providing that the application complies with planning policy, then no objections raised.

8(B). 36/16

The Members confirmed the above two decisions.

8(C). 37/16

There were no planning applications dealt with by the Members at the meeting.

8(D). 38/16

PLANNING DECISIONS

There were no planning decision notices received from Denbighshire County Council Planning Department.

8(E). 39/16

PLANNING APPEALS

The following Amended Notice of planning appeal to the Welsh Assembly Government had been received: Denbighshire County Council planning application number: 42/2015/1042 – for the erection of summerhouse (retrospective application), at Bryn Conwy, Foel Road, Dyserth. Welsh Assembly Government planning appeal number: R6830/A/15/3140501. Note: The appeal will be determined on the basis of written representations.

9. 40/16

APPROVAL OF ACCOUNTS FOR PAYMENT

Cheque Number	Payee	Net £	Vat £	Total £
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451	Jones Peckover of Denbigh (Valuation Report on the Burial Ground) (Report £250.00 – Travelling £12.00)	262.00	52.40	314.40
452	Paul Ellis (Bus Shelter window cleaning)	45.00		45.00
453	Mick Dodd – Electrical (Christmas lights on trees)	375.00	75.00	450.00
454	Land Registry (Registration fee – Burial Ground Land)	30.00		30.00
455	Louise Walsh (Cleaning Services for January)	40.00		40.00

**10. 41/16
APPLICATIONS FOR FINANCIAL SUPPORT**

Cheque Number	Name of organisation	Amount granted £
456	<p>Cynnig (Denbigh)</p> <p>The Clerk recollected to the Councillors that this application was adjourned from the January Council meeting, for the Clerk to write to the applicant charity, to ascertain the following: The number of Dyserth residents who are supported by the charity, together with information in relation to the actual activities undertaken.</p> <p>The Clerk advised the Members, that Mr. Nathan Jones, Manager of Cynnig had replied and provided the requested information. (The Clerk read out the reply in full to the Council Members).</p>	200.00

**11. 42/16
The Members agreed the payments of the above accounts and financial support as listed.**

There being no further business, the Chairman thanked everyone for attending and closed the meeting.

**SIGNED BY THE
CHAIRMAN.....**

**DATE OF
APPROVAL.....**