

Bonsall Parish Council

Minutes of the Bonsall Parish Council Meeting held on Tuesday 16th June 2020 at 7.30pm by remote video and audio link

Chair of the Council: Cllr Mark Harris

Clerk: Tony Payne 27 High St Bonsall DE4 2AS; telephone: 01629 822311 email: bonsallclerk@gmail.com

Minute No	Item	Action
16/06/1	Present: Cllrs Addis Barry Grover Harris S. Smith and J. Smith, District Cllr Purdy, and Mr T Payne (Clerk/RFO). 19 members of the public.	
16/06/2	Apologies for Absence: Cllr Pountain, District Cllr Pawley and County Cllr Irene Ratcliffe.	
16/06/3	Variation to the Order of Business: it was agreed to move Village Matters item (g) (Motocross site former White Low mine) to item (a).	
16/06/4	Declaration of Interests: None.	
16/06/5	<p>Public Speaking:</p> <p>White Low Mine Motocross: Julian Hawley ('JH') Senior Monitoring and Enforcement Officer for the Peak District National Park Authority ('PDNPA') spoke to explain the Authority's position in relation to use of the site for motocross, and addressed a number of common questions.</p> <p>Does the site have a certificate of lawful use? No there is no certificate in place. But that does not mean that the activity is unlawful; it depends on the history of use of the site.</p> <p>Does the site have a change of use agreed for a business? No, but the fact that it is a business is not directly relevant, it is the character of the use that is important.</p> <p>Is there permission for a cafe on the site?: there is no permission for a building. A container on the site being used in 2018 as a cafe was removed at PDNPA request but a caravan and temporary toilets now on site do not need planning permission at present,</p> <p>Has the PDNPA considered taking enforcement action in relation to the engineering and earthworks in 2017? Yes this has been considered, but this is not thought to be the best way forward as there are technical problems with that approach and it is the use of the land not the engineering works that is causing the problem.</p> <p>What opening hours have PDNPA agreed? There are no restrictions on hours because there is no planning permission in place and so no conditions governing opening hours to enforce. Last year PDNPA advised the landowner to cut back use to 3 days a week (which is what PDNPA observed that it was in 2010). Prior to lockdown this had been complied with. That request was on the basis that if they did so it would minimise the risk of enforcement action being taken; since lockdown that is no longer being followed and it had been open most days.</p> <p>Has there been ground testing for contamination? The land was worked for fluorspar in the 70's and 80's; no testing has been done by PDNPA but this and the question of dust and lead contamination are for the District Council Environmental Health team. If noise or dust nuisance is found to exist then that is a relevant factor when considering planning permission or enforcement. (A resident said that a dust sample had been tested recently from an adjacent field and the results showed very high lead levels; the report had been sent to the Environmental Health team).</p> <p>Has the PDNPA considered a Stop notice? The PDNPA could be liable for compensation if some level of use was lawful, and given the history of the land since the 1980's that is not an acceptable risk, so PDNPA cannot do this.</p> <p>Next Steps; enforcement action: JH said that they had taken legal advice, gathered a lot of evidence, and now would be recommending enforcement action to cease the use of the land. There are competing interests; the PDNPA had received emails of support from local businesses, and some complainants have said that they don't want the track to go completely but to remain as it was for local people. But PDNPA have had a lot of complaints recently which they feel are genuine and are justified, and they feel that this now needs to be brought to a close and enforcement action should be taken. PDNPA expect that notice to be appealed. Mr Hawley confirmed that PDNPA would be likely to be requesting all activity to be stopped, as there were difficulties in specifying a lower level of lawful use.</p> <p>Timescale: JH said that enforcement action was likely to be taken in the next 28 days.</p> <p>Resident's complaints: several residents from Slaley and Bonsall spoke about the problems caused since the track has been open every day- recent efforts to direct traffic have been</p>	

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	<p>intermittent and many residents are concerned about noise, and also about contaminated dust causing risk to walkers cyclists and the users of the tracks themselves. There was concern that there could be up to 60 bikes a day on the track, and also that works that had raised the track had exacerbated the noise impact.</p> <p>Residents who had lived in the village for 35 years said that it was only recently that bikes had been a problem – now when they open their door it is to a ‘wall of noise’. It is not just the site but the degradation of the site around it. JH said that evident of past use would be relevant at an appeal.</p> <p>Concerns were expressed about noise from larger bikes that are now being used on the site. A Councillor reported that there had been convoys of vans coming up Yeoman Street throwing litter out of vans and sounding horns early one Sunday morning; JH said that this is a matter for the police. He said that the County Council as highways authority would give a view on volume of traffic around the site and through the village if planning permission were sought.</p> <p>Bonsall Moor Action Group (info@bonsallmooractiongroup.co.uk): a resident said that this group had just been established and would be open to receiving complaints to pass onto the authorities, and to report information back. JH encouraged use of the group to channel information.</p> <p>Noise complaints to the District Council Environmental Health team: the Chair advised those with complaints about noise nuisance to contact the District Council Environmental Health team (Laura Salmon was the officer dealing with this). Cllr Purdy said that he would support this work. It was reported that the EHO was planning to visit the site to take noise level readings in the near future.</p> <p>Coronavirus: Cllr Purdy said that the District Council were working with the County Council to open shopping streets such as Bakewell market, and with local industry and business to reactivate the local economy. He said that local Covid levels were relatively low but cautioned against the risk of a second wave and the need to maintain social distancing as much as possible.</p>	
16/06/6	<p>Minutes of the last meeting: The Chair signed the minutes of the meeting held on 19th May 2020.</p>	Clerk
16/06/7	<p>Chair’s Announcements: the Chair reported that St James Church remained closed, and that the works to the weather vane and spire had now been successfully completed.</p>	
16/06/8	<p>VILLAGE MATTERS</p> <p>a) Motocross site former White Low mine: the Council had heard the concerns of residents of Slaley and the village about the current activity on the track. A question was raised about the impact on the SSSI and whether Natural England needed to be involved; noted. It was agreed to (a) welcome the commitment of the Peak District National Park Authority to take enforcement action within the next month, (b) encourage residents to make representations via the Bonsall Moor Action Group (also to be copied to the Parish Council), and (c) thank Mr Hawley for his presentation to the meeting.</p> <p>b) Slinter Top Quarry update: Cllr Grover gave an initial review of the noise impact report that had been put out for consultation. The documents were considered to be very complex and more time was needed; it was agreed to ask the County Council for an extension for residents to comment to Friday 7th August 2020. There had been no recent complaints in relation to site activity; noted.</p> <p>c) Park: a quote for filling holes in the football pitch was still awaited; it was agreed that the Clerk in consultation with Chair and Vice Chair should be authorised to approve the works if a suitable quote was received.</p> <p>d) Churchyard trees: a complaint had been received about the safety of the lime trees in the churchyard given new growth since work was undertaken by the PCC in 2018; it was agreed to seek the advice of the District Council Tree and Landscape Manager on this.</p>	<p>Clerk</p> <p>Clerk</p> <p>Clerk</p> <p>Clerk</p>

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	<p>e) Covid 19 Community support group: the Chair said that there was nothing to report on this at present; noted.</p> <p>f) Planter at the top of the Dale: it was agreed to purchase a new planter at a cost of up to £300 for the Dale.</p> <p>g) Books in phone box at Cross: it was agreed to support the request for use of the phone box for book sharing (once circumstances in relation to coronavirus allowed).</p>	Clerk																																								
16/06/9	<p>Finance:</p> <p>a) Payments received: The monthly Statement/ Annual Accounts: the statement for period 2 detailing income and expenditure from 01 to 29 May 2020 was approved.</p> <p>b) Accounts for payment: payments as below were approved.</p> <p>c) Mowing charges: it was agreed to authorise the Clerk to pay the standard mowing charges on receipt of the invoice, subject to the payment being reported next month in the usual way.</p> <table border="1"> <tr> <td>Online</td> <td>A Payne</td> <td>£702.48</td> <td>Salary/expenses</td> </tr> <tr> <td>Online</td> <td>P Spencer</td> <td>£200.05</td> <td>Salary/expenses</td> </tr> <tr> <td>Online</td> <td>M Biggin</td> <td>£244.22</td> <td>Salary/expenses</td> </tr> <tr> <td>Online</td> <td>R Allsopp</td> <td>£95.00</td> <td>WC cleaning</td> </tr> <tr> <td>Online</td> <td>Roy Johnson Landscape Services</td> <td>£211.20</td> <td>Park Mowing</td> </tr> <tr> <td>Online</td> <td>Linda Wells Hollies Farm</td> <td>£35.40</td> <td>Plants</td> </tr> <tr> <td>Online</td> <td>HMRC</td> <td>£933.61</td> <td>PAYE</td> </tr> <tr> <td>DD</td> <td>Zoom Video Communications inc</td> <td>£14.39</td> <td>Meeting hosting fee</td> </tr> <tr> <td>DD</td> <td>E.ON (Cross)</td> <td>£</td> <td>Electricity</td> </tr> <tr> <td>DD</td> <td>E.ON (Park)</td> <td>£8.71</td> <td>Electricity</td> </tr> </table>	Online	A Payne	£702.48	Salary/expenses	Online	P Spencer	£200.05	Salary/expenses	Online	M Biggin	£244.22	Salary/expenses	Online	R Allsopp	£95.00	WC cleaning	Online	Roy Johnson Landscape Services	£211.20	Park Mowing	Online	Linda Wells Hollies Farm	£35.40	Plants	Online	HMRC	£933.61	PAYE	DD	Zoom Video Communications inc	£14.39	Meeting hosting fee	DD	E.ON (Cross)	£	Electricity	DD	E.ON (Park)	£8.71	Electricity	Clerk
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16/06/10	<p>Planning</p> <ul style="list-style-type: none"> • NP/DDD/0520/0392 Blakelow Farm, Bonsall Lane, Winster; single storey extension to dwelling; after discussion it was agreed to make no objection to this application. 	Clerk																																								
16/06/11	Items for Information: DALC Circular 07-2020																																									
16/06/12	Date of next meeting: Parish Council Meeting Tuesday 21st July 2020 at 7.30pm.	Clerk																																								

Signed