

LAXEY VILLAGE COMMISSIONERS

Monthly Meeting

Wednesday 2nd July 2014 6.45pm

Meeting Minutes

Present: Mrs R. Bate (Vice Chairman), Mr J James, Mr P Kinnish, Mr AJ Moore (Chairman), Mrs J. Pinson

In Attendance: Mr P. Burgess, (Clerk). Mrs P Burgess, Mr Keith Sabey.

Apologies: Mr P Hill Deputy Clerk,

Action

25/14 Planning Matters

Planning Applications

- a) Planning Application No 14/00702/A of 09.06.14 in respect of approval in principle for the erection of a dwelling on land to the rear of Olinda, South Cape, Laxey. [LVC Ref: 3678].
Resolved - To Approve Planning Application no. 14/00702/A
- b) Planning Application No 14/00757/B of 25.06.14 in respect of erection of a retaining wall of gabion baskets along the boundary with the Manx Electric Railway, retrospective, on land adjacent to Rockwood, Ramsey Road, Laxey. [LVC ref: 3679].
Resolved - To Defer Planning Application no. 14/00757/B to meeting 16.07.14.
- c) Planning Application No 14/00764/B of 26.06.14 in respect of installation of internal flue at 3, Harbourside Cottages, Tent Road, Laxey. [LVC Ref: 3680].
Resolved - To Approve Planning Application no. 14/00764/B
- d) Planning Application No 14/00765/C of 26.06.14 in respect of change of use from tourist accommodation to residential at 1, Glen Roy Cottages, Old Hill, Laxey. [LVC Ref: 3681].
Resolved - To Approve Planning Application no. 14/00765/C

Approval Notices (DoI Planning Committee)

- e) Planning Approval Notice No 14/00575/B of 20.06.14 in respect of replacement of existing glazed conservatory annex roof with roof tiles at 53 Ard Reayrt, Laxey. [LVC Ref: 3676]{Delegated Powers}. Approved by LVC.
Resolved – To note Planning Approval notice no. 14/00575/B
- f) Planning Approval Notice No 14/00573/B of 24.06.14 in respect of erection of external fire escape, etc at Minorca Chapel, Minorca Hill, Laxey. [LVC Ref: 3675]. Approved by LVC.
Resolved – To note Planning Approval notice no. 14/00573/B

g) Refusal Notices (DoI Planning Committee)

Nil.

Appeal Notices (DoI Planning Committee)

- h) Planning Appeal Statements Notice No 14/00256/B of m24.06.14 in respect of appeal against refusal for installation of replacement windows at the Cushag, 10, Shore Road, Laxey. [LVC Ref: 3668]. Rebuttal Submission before Wednesday 9th July 2014.
AM invited Mr Sabey to address the Board on the matter of planning appeal no.14/00256/B. Mr Sabey briefed the Board on the planning history in respect of 10 Shore Rd, and persistent problems of water ingress experienced with the sliding sash windows currently installed in the property. Mr Sabey provided photographic evidence to the Board showing that casement windows had previously been installed in the property. A discussion took place and it was resolved the Clerk write to the Planning Appeal Secretary and request withdrawal of their letter of objection.
- i) Planning Appeal Oral Hearing Notice 14/00256/B of 26.06.14 in respect of appeal against refusal for installation of replacement windows to front elevation at The Cushag, Shore Road, Laxey, [LVC ref:

3668]. Appellant now requests oral hearing which will take place on Thursday 24th July 2014 at 0930 hours. Details of attendees and 7 collated sets before Wednesday 9th July 2014. (See 25/14(d)).
Resolved to Note Planning Appeal Oral Hearing Notice 14/00256/B.

j) Planning Enforcement (DoI Planning and Building Control)

Nil.

k) Planning – Correspondence

Nil.

26/14 Approval of Minutes

Minutes of Monthly Meeting held on 11th June 2014 were examined for accuracy, and it was unanimously resolved they represented a correct statement of events.

Proposed RB, Seconded JJ

27/14 Matters arising out of the minutes 11th June 2014.

a) Village notice Boards. Deferred to meeting 16.07.14.

b) Minute Reference 13/14, item d) and 20/14, item b). White railing between Mines Road and Princes Motors.

The Clerk reported that replacement railings had been manufactured and were currently stored in the Blacksmiths yard, however it was not known if and when they would be installed.

c) Minute Reference 24/14, item g). Glen Gardens Pavilion.

The Clerk circulated an email dated 02.07.14 from Richard Lole Chief Executive Officer at Department of Environment, Food and Agriculture, in respect of the Laxey Glen Pavilion. Mr Lole states the property will be advertised in the next few weeks with two main opportunities being available. The more standard opportunity is to offer the Pavilion building on its own, as has been the norm over the years. There will also be an opportunity for organisations to consider renting the majority of the Glen area along with the Pavilion with a view to opening the area up to groups or organisations that would require open space for their activities or have an interest in the area.

Resolved to note.

28/14 General correspondence

a) Letter of 16.06.14 from Lonan, resident concerning obstructions in Pinfold Hill and South Cape. She is finding it difficult to walk along the footway at Pinfold Hill, (LPC) due to overhanging growth from the adjoining properties, (Note: Annual occurrence), and also the location of the litter bin at the bus stop at South Cape, (LVC) partially obstructs the pavement. Please could something be done about this.

The Clerk advised the litter bin had now been moved. A discussion took place and it was noted that 2 properties on New Road between Old Laxey Hill and the Queens Hotel had overgrown vegetation partially obstructing the pavement.

b) Alan Jones of Douglas Borough Council emails at 1226hrs on 19.06.14. A number of local Authorities attended a presentation from the Chief Constable about his reorganisation of the Constabulary. I would be grateful if the attached discussion document could be circulated to members of the Association. I will be proposing that Peel Commissioners raise serious concerns about the effect of the cuts on the ability of the Police to do their job. The Document is just a quick response to the presentation and I am sure that others could and will wish to amend or add to it – especially some of my former colleagues in the Force! I would ask that the Municipal Association (after Consulting their respective boards) submit a letter of concern about the cuts.

RB reported she had attended the Police Constables Presentation along with JP. A detailed discussion took place with respect to reduction in police staff levels and the potential impact on policing in Laxey and surrounding area. JP reported that multi agency professional hubs were to be set up to deal with

persistent offenders and that more technical resource was required to deal with internet fraud and cyber bullying. A discussion took place in respect of night cover policing and response times. A consensus was reached that there was a lot of conjecture and not enough detailed information contained within the Chief Constables presentation. A further discussion took place and it was Resolved the Clerk write to the Chief Constable expressing concerns as to the impact of the proposed changes, seeking detail of any potential impact the changes may have on policing in the village.

- c) Consultation on the Criminal Procedure and Investigation Bill 2014 which is to provide for a statutory framework within which the prosecution are to disclose unused material in criminal prosecutions and to provide further information on the basis of the statement of case made by the accused. Submissions before Tuesday 24th July 2014.

JJ to read and report back to the Board.

- d) Laxey Campsite Quality Grading Report dated May 2014. See attached Blue Papers. *AM proposed a vote of thanks to the Campsite Warden John Bate and proposed any improvements highlighted within the plan should be implemented as soon as possible. It was Resolved that the recommended improvements suggest in the report would be undertaken after the site closes at the end of September.*

29/14 **Committee Reports**

- a) **Municipal Association** – Roz Bate – *RB reported that Mark Henthorne of the Isle of Man Astronomical Society had given a presentation on ‘Dark Skies & Street Lighting’ and that a detailed discussion had taken place in respect of the recent Chief Constables presentation and proposed changes to the Isle of Man Constabulary.*
- b) **Laxey & Lonan Heritage Trust** – Peter Kinnish. *No Report.*
- c) **Cooil Roi Housing Authority** – Andrew Moore Jeff James. *No Report.*
- d) **Laxey & Lonan Sports and Community Facilities** – Jeff James. *No Report.*
- e) **Garff Joint Initiative Committee** – Roz Bate, Vacancy, meeting 30.06.14. *AM reported that he had attended the meeting with RB. Mr Chris Robertshaw MHK, Mr Richard Ronan MHK and Mr Steve Rodan MHK were in attendance along with government officers and overall the meeting had been very positive it was clear that the Government fully supported the proposal in principle to form a Garff Board. RB reported that discussion had taken place in respect of the points outlined previously including ring fencing monies identified for specific project in Laxey, Lonan and Maughold to ensure they would be used for their intended purposes following the proposed merger of the three Authorities. AM stated that Steve Rodan MHK had raised the matter of Local Authority Assets in respect of the property and land, in particular to Laxey as it had significant more than Lonan or Maughold. AM said that Mr Rodan stated that members needed to anticipate the concerns of residents in these matters as there was potential for disgruntlement in regard to facilities funded from across Garff, but installed in a specific area. A discussion took place with respect to property owned by Laxey Village Commissioners. The Clerk advised that as a requirement of SORP in respect of Local Authority Accounts a valuation has to be carried out every 5 years, the next one due to be completed by 31st March 2015. It was Resolved the Clerk circulate the 2010 valuation report to the Commissioners.*
- f) **Northern Traffic Management Liaison Committee** – Roz Bate, Peter Kinnish. *No Report.*
- g) **Laxey Youth Initiative** – Roz Bate, Jeff James. *No Report.*
- h) **Regeneration Committee** – Peter Kinnish, Julie Pinson – Meeting dates -23.07.14. *PK advised that he had attended the meeting unfortunately there was no representative in attendance from the MER, to raise outstanding matter in respect of the Laxey Station works.*
- i) **Eastern Civic Amenity Site Joint Committee** – Andrew Moore. *No Report.*
- j) **Works and Amenities** – Andrew Moore, Peter Kinnish. *No Report.*

30/14 **Chairman's Report**

- a) AM proposed a vote of thanks to the Clerk and Laxey Fair Committee for the efforts organising this year's Laxey fair and in particular Mrs Ward of Laxey School who had provided excellent refreshments for the VIP reception.

31/14 **Any Other Business**

- a) Civic Service – Consideration as to if and when the Commissioners Civic Service takes place this year. By rotation this year's service will be at Christ Church and normally takes place late September early October.
Please note Lonan Commissioners Civic Service is on Sunday 5th October.
AM proposed that this year Laxey would not hold a Civic Service. A discussion took place and it was resolved there would be no Civic Service this year. Propsoed AM, Seconded JJ.
- b) Garff Carol Service - Last year's service was postponed due to Christ Church being closed for refurbishment. Consideration to be give as to whether Laxey host the service or by rotation it goes to Lonan Commissioners. Please note the Lifeboat and Carol service will be at Christ Church this year.
A discussion took place and it was resolved AM would contact the Rev Jo Dudley to discuss possible options for combining the two events.
- c) DED Road Races e-mails at 1541 hours on 27.06.14 - The Department of Economic Development considers that there may be significant benefit in scheduling an additional qualifying session on Saturday 23rd August 2014 to provide competitors more opportunity to practice, qualify and prepare their machines prior to the scheduled commencement of racing. The Department invites views on the proposal which will result in an additional 2.5 hour road closure on Saturday 23rd August commencing 0930. I have pleasure in attaching a link to the consultation paper for your consideration. Responses may be submitted by post or email. The closing date for receipt of comments is Friday 1st August 2014. www.gov.im/consultationdetail.gov?id=446.
RB stated she thought they would struggle to find enough Marshalls a discussion took place and it was resolved to defer to the meeting 16.07.14.
- d) Pat Burgess of Lossan y Twoaie, Glen Road, Laxey, IM4 7AN writes on 27.06.14 regarding PA 14/00335/B. She rebuts and claims inaccuracies in Laxey Commissioners' planning objections.
JJ advised that the Board had objected to the planning application in April this year and that the application was with the inspector pending his report and decision. AM invited Mrs Burgess to address the Board. Mrs Burgess stated that the minutes of the meeting 16.04.14 were incorrect because they stated a planning submission had been prepared by Cains Advocates for Mr & Mrs Williams in respect of PA 14/00335?B. AM advised that this was correct and the submission was an objection to the proposed development. Mrs Burgess when on to say that the minutes also stated that the development reduces the amenity of Cliff Cottage by taking away the garden, when in fact the Cliff Cottage was not owned by the applicant. The site of the proposed development had been part of Cliff Cottage but was now a separate parcel of land and therefore there was no loss of garden to Cliff Cottage. AM thanked Mrs Burgess for her comments.
- e) Carlos.Phillips@cso.gov.im e-mails at 1545 hours on 30.06.14 - **Consultation on the Beneficial Ownership of Companies.** Please find attached a consultation document published today on the Beneficial Ownership of Companies. The consultation seeks to gather views on the Island's current regime for identifying the beneficial ownership of companies, and whether a centralised registry of such information would improve transparency. As well as providing background, the consultation document poses a wide range of questions covering various aspects of the issue including availability of information held by a centralised registry if one were introduced. The consultation is in line with the commitment given by the Isle of Man Government in its G8 Action Plan, published last year, that it would conduct an assessment of its beneficial ownership regime including consideration of a centralised registry. We welcome your views on this consultation which can be found electronically at: <http://tinyurl.com/ohle7dc>. Submissions can be emailed to carlos.phillips@cso.gov.im or sent to:

Mr Carlos Phillips Crown and External Relations, Cabinet Office, Government Office, Bucks Road, Douglas, Isle of Man, IM1 3PN. The closing date for submissions is **Friday 26th September 2014**.
Resolved to note.

- f) Laxey Resident emails on 27.06.14 at 0950hrs - I'm setting up a new business with my hand made ice cream, I will be selling my ice cream from my vintage style bicycle. I am a Laxey resident and would like to know if I can sell my product of a weekend or an evening if the weather is nice around the promenade or near the tram station?

JP declared an interest and withdraw from the meeting.

The Clerk reported he had contacted both the Office of Fair Trading and the Department of Environment Food and Agriculture Food Safety unit regarding this request. The OFT had no concerns as long as the vendor was a Manx Resident and that all prices should be clearly displayed. The Food Safety Unit had advised inspections would need to be undertaken of the premises where the ice cream is made and the vehicle used for vending and approval of method statements. A discussion took place and it was Resolved to approve the request. It was noted that the vendor would need to seek permission from the Manx Electric Railway with respect to vending at the tram station.

- g) Martin Royle of Maughold Commissioners telephones on 01.07.14, requesting the loan of three small wheelie bins to be placed Port Cornaa Beach.

Resolved to Approve.

- h) Department of Economic Development invitation to advertise in the 2015 Isle of Man Visitor Guide. Applications before Friday 18th July to get discounted rate of Friday 8th August.

Resolved to Approve.

- i) AM reported that there had been a posting on the Laxey Central Facebook page praising Kinrade Bros Haulage for the excellent refuse collection service they provide in Garff, in particular thanking David Kinrade for going the 'extra mile'. AM stated the post had over 50 likes and 20 positive comments.

Meeting Closed at 9.08pm

Date of next meeting – Wednesday 16th July 2014 6.45pm