### LAXEY VILLAGE COMMISSIONERS

# **Monthly Meeting**

Wednesday 4<sup>th</sup> September 2013 6.45 pm

# **Meeting Minutes**

**Present:** Mr J James (Vice Chairman), Mr P Kinnish (arrived at 7.30pm), Mr AJ Moore (Chairman), Mr J Rosa. **In Attendance**: Mr P. Burgess, Clerk, Charles Guard, Pete Geddes, Richard Henthorn, Gail Rock, Andrew Scarffe. **Apologies:** Mrs R. Bate, Mr P Hill Deputy Clerk.

**Manx Electric Railway Sub-Station** – Richard Henthorn to talk to the Commissioners about proposals to relocation the equipment to the MER Goods Shed, Laxey Station.

The Chairman welcomed the representatives to the meeting. RH briefed the Commissioners on the background of the proposals and the meeting with representatives from the DCCL. RH stated that Ian Longworth did not seem appreciate the historic value of the equipment. PG stated that originally it had been hoped to retain the Mercury Arc Rectifiers and associated equipment in the sub station, however it had become apparent that this was not an option the department was willing to support. The building was required for required for a workshop / mess room for the overhead wire gang. Mr Longworth had stated that if £120,000 could be found to provide alternative facilities then the equipment could be retained in situe. RH stated that further negotiations had taken place and the DCCL had said the group could use the Good shed located on Laxey station to display the equipment, however the department was only willing to give the lease to a recognised body. Currently the Laxey Sub Station Group have no formal status. RH asked the Board if the Authority could be the lease holder, this might only be for the first year or so while the group established themselves. CG advised the lease would be similar to the lease the Isle Of Man Steam Railway Supporter Association have with the DCCL and that the rent would be peppercorn. AM asked the Board members if in principle they we supportive of the Commissioners being the lease holder. AM said that the draft lease would need to be reviewed by the Commissioners and subject to further discussion the Board fully supported the proposal. PG and CG briefed the Commissioners as the how the equipment would be displayed and interpreted along with other items of historical interest from the MER. AM enquired how much funding was required to carry out repairs to the building and set up the displays. PG advised they would be looking in the region of £20K. A discussion took place and the Commissioners provisionally agreed to provide funding of £5,000 to enable the project to be kick started.

AM thanked the representatives for attending. Left at 7.30pm.

# 49/13 Planning Matters

- a) Planning Applications
- b) Planning Application No 13/90954/B of 09.08.13 in respect of installation of replacement windows to side elevation at the Hairdressers, 4, New Road, Laxey. [LVC Ref: 3646].

  \*Resolved To Approve the following Planning Application Notices no. 13/90954/B.

Approved.

c) Planning Application No 13/90958/B of 13.08.13 in respect of replacing existing conservatory roof with light weight roof tiles at 3, Princes Terrace, Minorca hill, Laxey. [LVC Ref: 3647].

Resolved - To Approve the following Planning Application Notices no. 13/9958/B.

Approved

d) Planning Application 13/90986/GB of 19.08.13 in respect of Alterations, erection of a two storey extension, creation of parking and vehicular access amendments in association with 13/00987/CON at the Working Mens Institute, 17, New Road, Laxey. [LVC Ref: 3648].

\*Resolved - To Approve the following Planning Application Notices no. 13/90986/B.

Approved

e) Planning Application 13/90991/B of 21.08.13 in respect of Erection of an extension to provide garage and utility room to dwelling at Riverbank House, Glen Road, Laxey, [LVC Ref: 3649].

Approved

# f) Approval Notices (DoLGE Planning Committee)

Planning Approval Notice No 13/00745/D of 29.08.13 in respect of retrospective application for the erection of illuminated signage at the Laxey Service Station, New Road, Laxey. [LVC Ref: 3644]{Delegated Powers}.

\*\*Refused by LVC.\*\*

g) Refusal Notices (DLGE Planning Committee)

None.

h) Appeal Notices (DLGE Planning Committee)

None.

i) Planning Enforcement (DLGE Planning and Building Control)

None.

# **50/13** Approval of Minutes

Minutes of Monthly Meeting held on 7<sup>th</sup> August 2013 were examined for accuracy, and it was unanimously resolved they represented a correct statement of events.

Proposed JJ, Seconded JR

# 51/13 Matters arising out of the minutes 7<sup>th</sup> August 2013

a) Meeting Reference 43/13, item b).

DEFA Consultation on the Biodiversity Strategy, which is the Island's plan for delivering conservation and enhancement of the Island's wildlife, habitats and the services these provide to us. Submissions before Tuesday 31<sup>st</sup> December 2013.

JJ proposed the DEFA Consultation on the Biodiversity Strategy – Resolved to Note.

**b)** Meeting Reference 43/13, item e).

<u>Jeanbuck@manx.net</u> e-mails at 1649 hours on 19.07.13 - Attached is the banner that we have prepared for Laxey. It is 4ft x 2ft ". The photo does not show in full one side.due to a door! . The decision was made to incorporate a salmon within the wheel design - and I hope you are happy with what has been achieved., as this was not what I first envisaged. The design was from Hilary Bruce in our Guild - and has been much admired.. We are now preparing dowelling top and bottom .The banners will be hung in The Arcade over The Festival weekend - September 20th - 23rd. and we will then pass over to you for keeping. If the Commissioners are happy with this - may we submit our Invoice for £75? Sincerely Jean Buck Guild of Silk Painters Isle of Man. **See also 44/13(l) below.** 

AM offered to pay for the banner and use it for display purposes in his business premises.

c) Civic Service – The Clerk requested the Commissioners give consideration to the catering arrangements and proposed Lara Barnes is engaged to provide the refreshments. A discussion took place and it was resolved to a refreshment of budget in the region of £300,

### 52/13 General correspondence

- The Original Manx Fudge Factory writes regarding the return of the Continental Markets. He states that these are intended to take trade away from the rural areas, Manx employments and business and is for the benefit of Douglas only. He quotes statement made at a meeting by Chris Pycroft of the Douglas Development Partnership, when questioned about these Markets, he said, "I don't care what happens to them I only care what happens in Douglas." The writer details facts about the traders who are operated by a UK Company called Market Place Europe Ltd, based in Stalybridge, Tameside and the traders mostly live in NW England and not from Europe. They have poor hygiene records, employ their own staff and all of the money goes to them with no benefit for the IOM. He further adds that the Steam Packet only charge them £200.00 per commercial vehicle return. You are requested to bring your observations to the DDP and your MHK. *Resolved to note*.
- **b)** Sara.colley@gov.im e-mails at 1020 hours on 16.08.13 The purpose of the European Union (Amendment) Bill is to amend the European Communities (Isle of Man) Act 1973 ("the 1973 Act")

consequential on the treaty concerning the accession of the Republic of Croatia to the European Union and the Protocol on the concerns of the Irish people on the Treaty of Lisbon; and to enable the Council of Ministers to amend by order the list of treaties specified in the definition of "the Treaties" or "the EU Treaties" set out in section 1(1) of the Act. 2. **Background** 2.1 The Isle of Man has had a limited formal relationship with the European Union and its predecessors (the European Economic Community and then the European Community) since 1 January 1973 when the Treaty concerning the Accession of Denmark, Ireland and the United Kingdom came into force. That relationship is set out in Protocol No.3 on the Channel Islands and the Isle of Man to the Act concerning the conditions of the Accession and the adjustments to the Treaties that was annexed to the Accession Treaty, which is commonly known as "Protocol 3"1. 2.2 Since 1973 there have been a number of treaties which have either amended how the European institutions work or have provided for the accession of new Member States. In each case Protocol 3 has remained entirely unchanged and, indeed, to amend the Protocol would require the agreement of all the (currently 28) Member States. Therefore, for all the changes over the years to the body that is now known as the European Union, no greater range of EU law has become applicable to the Island than originally set out in Protocol 32. 2.3 The Isle of Man's Protocol 3 relationship has been implemented in Manx law since 1 September 1973 when the 1973 Act came into operation. For each of the various amending and accession treaties it has been necessary to amend the 1973 Act to ensure that it continues to accurately implement the Protocol 3 relationship and the Island's obligations under that relationship. In the case of the accession treaties, such as that for Croatia, this has meant that the Protocol 3 relationship has applied between the Island and a greater number of countries than previously. Croatia became a Member State of the EU on 1 July 2013 and that fact should now be reflected in the law of the Island. This can be achieved by simply adding the Croatia Accession Treaty3 to the Submissions by Friday 4<sup>th</sup> October 2013. list of the main EU treaties set out in the 1973 Act. *JJ to read and report to the Commissioners at the meeting 18<sup>th</sup> September.* 

c) RTLC e-mails at 1531 hours on 16.08.13 - Application for a Variation of Regular Service Licence, Department of Community Culture & Leisure, t/a Bus Vannin, Banks Circus, Douglas RS Licence No 02/19 – Service 3.

Changes to be made to individual journeys on Mondays to Fridays as follows;

08:10 departure from Douglas will NOT serve Old Laxey.

08:40 departure from Ramsey to operate daily (not schooldays only).

The full proposed timetables are available for inspection at the RTLC Office.

Resolved to Note.

d) Stephen Willoughby writes on 16.08.13 from the Department of Infrastructure to further remind Local Authorities of the correct Petitions Process of application and refers to his letter of 18<sup>th</sup> July last. The letter includes an attached Specimen Letter for applications under Section 51 Local Government Act, 1985.

Resolved to Note.

e) Castletown Commissioners Invitation to their Civic Service on Sunday 22<sup>nd</sup> September 2013 at 1410 hours at the Methodist Church, Arbory Street, Castletown. RSVP.

No members available to attendant, Clerk to RSVP.

- f) Marown Parish Commissioners invitation of 08.08.13 to their Civic Service on Sunday 29<sup>th</sup> September 2013 at 1100 hours at Marown Parish Church. RSVP. *Resolved to Note.*
- g) Ramsey Town Commissioners invitation to their Civic service on Sunday 29<sup>th</sup> September 2013 at 1500 hours at Our Lady Star of the Sea and St Maughold Church, Queens Promenade, preceded by a parade from the Town Hall at 1430 hours.

  \*Resolved to Note.\*
- h) Maughold Parish Commissioners invitation to their Civic Service on Sunday 22<sup>nd</sup> September 2013 at 1500 hours at Dhoon Church, Glen Mona followed by refreshments. RSVP.

  \*Resolved Chairman to attend.\*

- i) Community Officer Report for July 2013 no offences disclosed. *Resolved to Note*.
- j) Ard Reayrt resident e-mails at 1634 hours on 21.08.13 For a considerable period garden waste has been dumped in the field adjacent to Ard Reayrt on the north side.(access by lane between properties nos 43-46 and 47-49) This practice has developed into deposition of other wastes which have been left adjacent to the entrance to the field and earlier this week I found that access to the field had been blocked by someone depositing green waste and animal bedding straw on the entrance path itself. Can your commissioners please consider erection of some form of notice indicating that such activity is illegal and that persons found tipping material may be subject to prosecution? The field is used by dog walkers and as a play area by local children.

The Clerk reported he had spoken to complainant and had advised the field in question was not part of the Ard Reayrt Estate owned by the Commissioners.

- **k)** Department of Social Care writes on 22.08.13 with feedback from workshops at the Housing Conference 2013 at Mount Murray. *Resolved to Note.*
- The Guild of Silk Painters invitation to The Celtic Kingdom Festival of Silk at the Sayle Gallery with a Private viewing on Thursday 5<sup>th</sup> September between 1830 hours and 2030 hours. Also invitations to the Board Members to the official opening of the Exhibition by the Lt Governor on Friday 20<sup>th</sup> September. It features a banner painted on silk for Laxey and this banner will be delivered to the Commissioners after the festival for safe keeping. **See also 43/13(b) above**. *See item 15/13, b)*.

# 53/13 Committee Reports

- a) Municipal Association Roz Bate. *No Report*.
- **b)** Laxey & Lonan Heritage Trust Peter Kinnish Date of next meeting 12th September at the Bridge Inn. A discussion took place and it was resolved to make a donation of £1,000 to the Laxey and Lonan Heritage Trust in respect of provision of Tourist information services.
- c) Cooil Roi Housing Authority Andrew Moore Justin Rosa. *Nothing of note to Report.*
- d) Laxey & Lonan Sports and Community Facilities Jeff James, No Report
- e) Garff Joint Initiative Committee Roz Bate, Justin Rosa Wednesday 11<sup>th</sup> September 2013 at 7.00pm. Laxey to chair the meeting.
- 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, Justin Rosa. Meeting Dates 25.09.13, 30.10.13 27.11.13. *No Report*.
- i) **Eastern Civic Amenity Site Joint Committee** Andrew Moore. *AM reported he had attended the meeting on 02.09.13. A number of actions were still outstanding from the last meeting and the number plate recognition system was on hold pending clarification of legal matters.*

# 54/13 Chairman's Report

AM advised he had been contacted by the press in respect of the Laxey Manx Electric Railway Station refurbishment and the press release issued by the Manx Electric Railway Society.

### 55/13 Reports

a) None.

### 56/13 Any Other Business

a) MEA e-mails at 1200 hours on 29.08.13 - **RE: LA090 – OLD LAXEY HILL** Further to a site visit by one of our Public Light Engineers the above light has been reported beyond repair. The fitting is very old and no longer water tight and the arm is badly corroded, please see attached photos. I have estimated below the cost of a replacement arm and fitting. The estimated cost will be £530 + 20%

VAT. Please send an email, letter or fax confirming the above so we may carry out this work at our earliest convenience.

Resolved to Approve.

Nigel Taylor from DEFA e-mails at 1113 hours on 30.08.13 attaching letter about the Pavilion, Laxey Glen. - As you are probably aware, the tenant of Laxey Pavilion vacated the premises on 9<sup>th</sup>/10<sup>th</sup> August 2013. My primary reason for getting in touch with you at this point is to advise that two wedding receptions were already booked to use the Pavilion ballroom on Saturday 7<sup>th</sup> September and Saturday 14<sup>th</sup> September 2013. These were booked prior to the tenant leaving. Due to timescales, the Department has agreed to honour these events. Replacement arrangements for catering etc. are being made and appropriate licences for music are being sought as necessary. The receptions will be finishing at midnight. The organisers are well aware of the location of the Pavilion and its proximity to neighbouring properties. Laxey Pavilion is an important asset within the village which should augment and enhance the Glen and the other attractions and facilities available in the area. The Department is currently considering the future of the building and will likely be advertising for a new and experienced tenant with a successful track record in catering and hospitality in the near future.

Resolved to note.

c) Mrs H. Bayliss writes on 30<sup>th</sup> August asking for permission to erect a bench on the Laxey Promenade to the memory of her husband who died in July this year aged 42 years old, after being married for only 4 years. (*This is an extremely sad matter*).

A discussion took place with respect to the number of memorial benches on Laxey Promenade. Clerk to contact Mrs Bayliss and ask if she would consider placing the bench in the Heritage Garden on Mines Road.

Meeting Closed at 8.55pm Date of next meeting - Wednesday 18<sup>th</sup> September 2013, 6.45pm.