# LAXEY VILLAGE COMMISSIONERS

### Monthly Meeting

Wednesday 5<sup>th</sup> October 2011, 6.45pm

# Minutes

Present:, Mr J James (Chairman), Mr G Pearce-White (Vice Chairman), Mr S Haddock, Mr P Kinnish. In Attendance: Mr P. Burgess, Clerk.

Apologies: Mrs S Jones, Mr P Hill Deputy Clerk.

#### 65/11 **Planning Matters**

#### **Planning Applications**

- Planning Application 11/01264/B of 13.09.11 in respect of extension to rear elevation at 31 New a) Road, Laxey. [LVC Ref: 3548]. The Board recommends approval of the above application, subject to the proposed windows being of same style and type as existing.
- b) Planning Application 11/01275/B of 01.09.11 in respect of creation of off road parking and vehicular access at Veg Veen Cottage, Glen Road, Laxey. [LVC Ref: 3549]. Approved.
- Planning Amendment Application No 11/01077/B of 27.09.11 in respect of creation of vehicular c) access and alterations to existing outbuilding at Stream Cottage, Glen Road, Laxey. [LVC Ref: 3541]. (Original application approved by LVC). Approved.
- Planning Application No 11/01295/B of 16.09.11 in respect of alterations and extensions to dwelling d) including the installation of replacement windows at Burnside, Glen Road, Laxey. [LVC Ref: 3550]. *Comment deferred until meeting 16.10.11.*
- Planning Application No 01308/B of 21.09.11 in respect of installation of replacement windows and **e**) doors at Veg Veen, Glen Road, Laxey. [LVC Ref: 3551]. The Board recommends approval of the above application, but that the door should be a traditional 4 panel door without glazing.

# **Approval Notices (DLGE Planning Committee)**

f) 1. Planning Approval Notice No 11/01087/B of 28.09.11 in respect of installation of replacement windows to rear and side elevation and replacement rear door at 5 Shore Road, Laxey. [LVC Ref: 3542]. {Delegated Powers}. Approved by LVC.

2. Planning Approval Notice No 11/01115/B of 28.09.11 in respect of demolition of existing store and erection of new sub station and switch room at MER Sub Station, New Road, Laxey. [LVC Ref: 3543]. {Delegated Powers}. Approved by LVC.

Item 1 and 2 noted.

# **Refusal Notices (DLGE Planning Committee)**

Planning Refusal Notice No 11/00983/B of 29.09.11 in respect of erection of a garage block with **g**) activities area and patio over and erection of front wall at The Greaves, Ramsey Road, Laxey. [LVC Ref: 3538]. {Delegated Powers}. Refused by LVC.

**PK** enquired what the reasons refusal were. The Clerk read out the reasons for refusal.

- a) The proposed development would be contrary to General Policy2 and Environmental Policy 36 of the Isle of Man Strategic Plan and L/RES/PR1 of The Laxey and Lonan Area Plan Order 2005 in that it's size, height, external appearance and location would introduce a prominent and incongruous development within the streetscene, which would be detrimental to the visual amenities of the locality and impact on the views out of the Laxey Conservation Area.
- **b**) The proposed activities area would be contrary to general policy 2 in that it's siting, and height would result in demonstrable harm to the residential environment of "Highcliffe" in terms of overlooking and loss of privacy.

# **Appeal Notices (DLGE Planning Committee)**

None. c)

# 6611 Approval of Minutes

Minutes of Monthly Meeting held on 7<sup>th</sup> September 2011 were examined for accuracy, and it was agreed they represented a correct statement of events. *Proposed GPW, Seconded PK.* 

67/11 Matters arising from the Minutes of 7<sup>th</sup> September 2011.

None.

# 68/11 Approval of Minutes

Minutes of Mid Monthly Meeting held on  $21^{st}$  September 2011 were examined for accuracy, and it was agreed they represented a correct statement of events. *Proposed SH*, *Seconded GPW*.

**69/11** Matters arising from the Mid Monthly Minutes of 21<sup>st</sup> September2011. 62/11 - General Correspondence, item k). Works and Amenities. Clerk stand he would supply the updated list to the October mid monthly meeting.

# 70/11 Items pending.

a) None.

# 71/11 General correspondence

- a) Castletown Commissioners invitation to their Civic Service on Sunday 9<sup>th</sup> October 2011 at 1500 hours at the Methodist Church in Arbory Street, Castletown. *No one available to attend.*
- b) Physical Activity Strategy Document and Implementation Plan 2011 to 2016. Noted.
  c) Lonan Commissioners propose the next GJIC Meeting should take place on Wednesday 12<sup>th</sup> October
- 2011 at 1930 hours at LVC Offices. Noted.
- d) Mr Wragg of Yew Tree Cottage, Rencell Hill writes on 23.09.11 suggesting that children using the cycle course should be required to wear crash helmets. *Clerk to respond to Mr Wragg advising signs are being progressed.*
- e) Lezayre Commissioners invitation to their Civic service on 30<sup>th</sup> October 2011 at 1400hrs, to be held at Sulby Community Hall, Clenagh Road. *No one available to attend.*
- f) Department of Infrastructure letter of 29.09.11 regarding Draft Planning Policy Statement Replacement and Extension of Dwellings in the Countryside. Consultation can be viewed on line. Submissions before Friday 11<sup>th</sup> November 2011. *Clerk to obtain paper copies for circulation. Deferred to meeting 02.11.11*

# 72/11 Committee Reports

- **a**) Municipal Association –.*No report*
- **b**) Cooil Roi *No report*
- c) Laxey Traders *No report*
- d) L&LHT *No report*
- e) Central Traffic Management Liaison Committee *GPW* briefed the Board on matters currently being progressed by the DoI, including creating a passing place on Minorca Hill by installing double yellow lines. *GPW* advised there had been 2 objections to the proposed one way system on Church Hill.
- f) Regeneration Committee *No report*
- g) Working Mens Institute *No report*
- **h**) ECAS *No report*
- i) GJIC No report.

# 73/11 Chairman's Report

**JJ** reported that SPC Malcolm Walkden had been patrolling the Promenade every weekend and had spoken to the youths who were congregating there.

# 74/11 Any Other Business

- **PK** advised he had received a telephone call on Saturday 01.10.11 from a Douglas resident who was visiting Laxey The person had complained that every bin on the Promenade was full and the urinals in the Gents toilet were overflowing. **PK** said the Proprietor of the Kiosk could do more to help with the litter generated by the business. **SH** proposed having a 20m zone around the Kiosk and any litter in this area would be the responsibility of the Kiosk proprietor. **SH** said this was the practice in Douglas.
- **b**) **GPW** advised the litter bin had gone missing from the Shore Hotel.
- c) JJ advised that SJ, SH, GPW and himself held a closed meeting on 21.09.11 to discuss complaints received from residents in relation to **PK** allowing his dog to be on the Beach in beach of the Laxey dog bylaws. JJ read out a letter as follows:

Mr Peter Kinnish was reported as being seen on Friday 9th September 2011 at 10730 hours on the Laxey beach with a dog in the prohibited area during the relevant period. When challenged Mr Kinnish stated there were no signs regarding the dog prohibition Laws.

This matter was raised with Mr Kinnish at the Laxey Village Commissioners meeting on Wednesday 21st September 2011 their first meeting after the event. Mr Kinnish admitted to being on the beach with his dog at that time and again stated that there were no signs regarding the Bylaws relating to dogs on the beach. He also stated that the reason he was on the beach was to check the raft ropes. It was pointed out to Mr Kinnish that there were indeed numerous notices giving information about the prohibited times for dogs on Laxey beach and that checking on the raft was the job of the Maintenance team directed by the Clerk and not that of a Commissioner.

The Chairman called for a Closed meeting in order to discuss what best action to take on this issue.

It was noted that Mr Kinnish stated it was "an oversight" and didn't normally go to the beach. Further it was noted that there are still 5 signs along the Promenade to notify the public when dogs are forbidden in that area.

It was agreed that Mr Kinnish could not have made an oversight as he was instrumental in creating the Bylaws and in particular having signs erected on the Promenade and therefore no excuse for not knowing.

I was also agreed that Mr Kinnish should in no way make contact with the witnesses on his own account as this may be construed as intimidated of witnesses. The Board agreed it would be best for Mr Kinnish to write a letter of apology to the witnesses which the Board should vet and agree the content before being set out from the office of the Laxey Village Commissioners to the witnesses thereby protecting their anonymity. It was further agreed that Mr Kinnish should write a letter of apology to the Board for the embarrassment caused by his behaviour which should be included in the Public Minutes which the Board felt would address the concern of "one rule for the residents of Laxey and another for Mr Peter Kinnish" as stated by a witness.

It was reported to the meeting that there is not much more that can be done in this regard as Mr Kinnish, like the other Members of the Board, is an elected Commissioner and as such the Board are restricted on what action can be taken against Mr Kinnish. The Board hope that this will be an end to this issue once the above criteria have been complied with.

A discussion took place and **PK** agreed to write a letter of apology to the Board and the complainants.

Meeting Closed at 8.25pm Date of next meeting: Wednesday 19<sup>th</sup> October 2011 at 6.45pm