



# **CYNGOR CYMUNED HELYGAIN / HALKYN COMMUNITY COUNCIL**

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**Minutes of the Meeting of Halkyn Community Council,  
Held in the Halkyn Parish Hall,  
On Monday the 16<sup>th</sup> September, 2019, at 7.30pm.**

**1(A). 127/19  
PRESENT**

Councillor Colin Barker (Acting Chair)  
Councillor Colin R. D'Arcy  
Councillor L. Howard Morris  
Councillor David G. Roberts  
Councillor John Thomas

Clerk & Financial Officer R. Phillip Parry

**1(B). 128/19  
APOLOGIES**

Councillor G. T. Robinson  
Councillor Brian Coleclough  
Councillor B. Glyn Coleclough  
Councillor Miss. Jean S. Davies (Community & County)  
Councillor Mrs. Nicola Richardson  
Councillor Dylan Roberts  
Councillor Mrs. J. Wendy Sigsworth  
Councillor Mrs. Delyth Taylor  
Councillor Colin Legg (Flintshire County)

**1(C). 129/19**

In the absence of the Chair and Vice Chair, Councillor Colin Barker was agreed as Chair for the September meeting.

Councillors' expressed their condolences to Councillor Colin Barker and family, during their recent loss of Mr. Donald Barker.

**2. 130/19  
DECLARATIONS OF INTEREST**

There were no Declarations of Interest Declared.

**3. 131/19  
TO APPROVE THE MINUTES OF THE MEETING HELD ON THE 15<sup>TH</sup> JULY, 2019**

The Minutes were proposed as correct by Councillor Colin D'Arcy and seconded by Councillor David Roberts and formally agreed by the Members present.

#### **4. 132/19**

##### **MATTERS ARISING**

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

**Minute no: 4. 110/19 sub minute no: 4.91/19 etc., (page 2)** in relation to additional inscriptions on Rhosesmor Memorial. The Clerk advised, that there had been no reply from Blackwell's Monumental Mason's – despite two reminders – by e-mail and the postal service.

**Members agreed the following:** The Clerk to contact Delyn Memorials to enquire if they are able to carry out the work, and if so, to seek a quotation.

**Minute no: 4. 110/19 sub minute no: 5(C).94/19 (page 3)** in relation to grass cutting concerns in the Council's Cemetery adjacent to St. Mary's Church, Halkyn. The Clerk advised, that there had been no reply from the Council's grass cutting contractor, following the sending of a letter. Council noted that the grass had been cut, whereby further complaints had been received in relation to the long grass and general condition of the Cemetery.

**Members agreed the following:** Councillor Colin Barker to seek a quotation from a local contractor.

**Minute no: 9(A). 121/19 (pages 5 and 6)** in relation to hedge concerns in an area of land opposite Tiger Tim on the B5123 road, in Rhosesmor. The Clerk recollects to Council Members a number of e-mails - that had been forwarded during the summer recess. The Clerk recapped on the current position: **(1)** Flintshire County Council confirmed that the land is in their ownership **(2)** The County were in the process of seeking the Land Registry to amend ownership from Denbighshire County Council to Flintshire County Council **(3)** Flintshire County Council confirm, that there is no agreement with Halkyn Community Council, in relation to usage of the area of land, including the public footpath **(4)** The Clerk advised that he had traced paperwork between the Halkyn Council and Flintshire County during 2007 and 2008. This correspondence related to the transfer of the area of land in question to the Community Council for £1.00. Unfortunately, the County Council did not continue with the transfer.

**Members agreed the following:** As Flintshire County Council confirm, that they are the owners of the land – which includes the public footpath – and that there is no agreement with this Council for use and or upkeep of the footpath – the Clerk to ask the County Footpath Officer to inspect the pathway and to place on their maintenance programme for the future.

**Minute no: 9(B).123/19 (page 6)** in relation to drainage ditch concerns at Siglan Pond, Pant Y Gof, Halkyn. The Clerk advised that he had again contacted the Halkyn Mountain Ranger (Ms. Rachael Watson), who had further visited the area and could not trace the concerns that had been reported.

**Members agreed the following:** The Clerk to further contact Ms. Watson, to advise that the area of concern – is to the North side of the road – where there are a number of sacks filled with concrete and look an eyesore.

#### **5(A). 133/19**

##### **CORRESPONDENCE**

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

- (1) The following report had been received from PCSO Connor Freel, in relation to reported criminal offences within the Community:

**Halkyn:** 4 x ASB Nuisance – 3-4 off road bikes on Halkyn Mountain - opposite entrance for CEMEX Quarry / 1 x ASB Nuisance – Travellers on mountain in vans and motorbikes / 1 x Suspicious Circumstances – 33 x gas cylinders found discarded in Pant Quarry – including socks – which suggested people had been going swimming / 1 x Road Related Offence – Pen Y Ball bridge - Off Road Bikers.

**Pentre Halkyn:** 1 x Fraud – Caller has had a call from 01602 336319 with an automated message saying £630.00 has been moved from their account to an overseas account / 1 x Road Related Offence – Male has driven behind a horse closely whilst sounding his horn on narrow lane. Advice provided to driver of vehicle.

**Rhes Y Cae:** 1 x ASB Nuisance – Yodel van drivers in the village driving at high speeds. Reported to Yodel who will investigate. GoSafe updated in regards to the speeding problems / 1 x ASB Environment – Numerous calls in about 4 off roaders near quarry / 1 x Theft – antique stone trough and a stone mushroom stolen / 2 x ASB Nuisance – 5 off road bikes by the play area on roads without helmets / 1 x Anti-Social behavior nuisance – Report of 5 youths on an off road quad bike up the mountain – blue Ford Fiesta involved / 1 x Dangerous Dogs – Large dog attack on ewe / 1 x Anti-Social Behavior environment – Caller reporting a van dropping off off-road bikes on the mountain. Verbal altercation between caller and bikers claiming they ‘had permission from the farmer’. Caller managed to get pictures of van and vehicles.

**Rhosesmor:** 1 x Suspicious circumstances – Berth Ddu area – caller reporting that a male with a scouse accent had attended their property and asked to go into her garden to look at an electricity pole nearby. Manweb confirmed the person was genuine. Security advice given to caller / 1 x Theft – Caller reporting license plate had been stolen from the back of their car. Licence plate eventually found by owner / 1 x Burglary dwelling – Cefn Eurgain – unknown male has approached a property and walked in speaking in a Spanish accent and asking for water. Person walked into woods but returned to property and attempted to gain entry to upstairs.

- (2) Local Democracy and Boundary Commission for Wales – Review of Electoral Arrangements for the County of Flintshire – Draft Proposals. The Clerk advised, that the draft proposals recommend a change in the Brynford & Halkyn County Council areas.
- (3) Flintshire County Council – Annual Joint meeting with members of the Flintshire Standards Committee and Town & Community Council Members. The Clerk advised that the event was to be held on Monday 30<sup>th</sup> September, in Caerwys Town Hall.
- (4) Flintshire County Council – Further report in relation to the visits to Town & Community Council, by Members of the Flintshire Standards Committee.
- (5) Flintshire County Forum Meeting – To be held in Hawarden on Monday 7<sup>th</sup> October at 6.30pm. Councillor David Roberts and the Clerk will be attending.
- (6) Flintshire County Council – List of Area Coordinator cover names and contact phone numbers during periods of absence.
- (7) Flintshire County Council – Match Funding Scheme – Improvements to Children’s Play Areas 2019 / 2020.

**Members agreed the following:** As the current budget is supporting the play area improvements in Rhes Y Cae, the Council would not apply for funding from the 2019 / 2020 budget.

- (8) Flintshire County Council – Review of Polling Places. The Clerk advised in relation to the review and in particular, the suitability of the following premises within the Community Council area: Parish Hall, Halkyn, Village Hall, Rhos Y Cae and Rhosesmor Village Hall - as places for a Polling Station.

**Members agreed the following:** The Clerk to complete the on-line survey and to confirm that the above three premises are suitable buildings to be utilised as a Polling Station.

- (9) **Flintshire County Council** – in relation to the Football pitch and Pavilion building in Pentre Halkyn. The County Council were seeking the views of the Community Council, in surrendering the lease to the above. The Clerk advised Members, that the Community Council had been written to in February, 2018 in similar terms – whereby the Council had agreed to surrender the lease.

**Members agreed the following:** The Clerk to further confirm to Flintshire County Council, that the Community Council agree to the surrender of the above referred to lease.

## **5(B). 134/19 CLERK'S REPORT**

- (i) The Clerk advised Members of a deposit to the Council's bank account, the sum of £16,333.33, being the second payment of the 2019 / 2020 precept for the current financial year, received from Flintshire County Council.
- (ii) The Clerk advised that HMRC were now requesting that the PAYE & NI payments were made by bank transfer, as the payment cheques were being processed after the deadline for receipt date.

**Members agreed the following:** The Clerk to pay HMRC payments by BACS or Direct Debit.

- (iii)(a) The Clerk provided Members with advice received from the National Association of Local Councils, in relation to financial assistance to places of worship. Presently, donations were provided by the Council under Section 214(6) LGA 1972, whereby the advice stated: that under the Local Government Act 1894, the Council are unable to provide financial assistance to places of worship. The advice also stated: the 1894 Act still applies – as a specific provision overrides one of a general nature. Information had also been received by the Clerk on behalf of the Church Building Council, who disputed this advice and were requesting that the Government clarify the situation.

**Members agreed the following:** To await further guidance.

- (iv) (b) The Clerk read out a letter from Reverend Hugh Burgess, who was seeking an application for financial assistance from the Community Council, for work to be carried out in the main Lychgate area of St. Mary's Church, Halkyn. Whilst Reverend Burgess was aware of the information contained in paragraph (i) (a) above, it was suggested that as the entrance is used for interments and visitors at the Council Cemetery, the Council could provide a grant. The Clerk further advised, that the quotation was for the sum of £3,250.00 plus VAT.

**Members agreed the following:** The Clerk to specifically request guidance from the Legal Department of the Society of Local Council Clerks.

- (v) Notification sent to the Chair and Secretary of the Halkyn Parish Hall Committee, advising that the Joint Annual General Meeting will be held on Monday 18<sup>th</sup> November at 7.00pm.

#### **5(C). 135/19**

#### **TO DISCUSS: CHANGE TO LED LIGHTING IN HALKYN PARISH HALL**

The Clerk advised in relation to further exchanges of e-mails between himself and Mr. Andy Wood – Chair of The Halkyn Parish Hall Management Committee. The Parish Hall Management Committee wishes to expedite the installation of the LED lights at the Parish Hall, and were seeking a donation from the Community Council.

**Members agreed the following:** To adjourn the matter to the November Council meeting – to be fully discussed by Council Members - as Trustees - at the annual meeting with Committee Members of the Parish Hall Management Committee.

#### **6. 136/19**

#### **REPRESENTATIVES REPORTS (COMMITTEES, LIAISON & MEETINGS ATTENDED)**

- (i) Councillor Colin D’Arcy advised, in relation to his attendance, together with the Clerk, at a briefing session held in County Hall, Mold in relation to the Flintshire Local Development Plan. Councillor D’Arcy further advised that the information provided in the briefing session was available on the Flintshire web site.
- (ii) Councillor Colin D’Arcy advised, that a Local Neighbourhood Scheme had been set up in Pentre Halkyn. The scheme is being supervised by Neil Hickie – Flintshire County Council Streetscene – whereby residents can sign-up and receive information by text messages.

#### **7. 137/19**

#### **COUNTY COUNCILLORS’ REPORTS (COUNCILLOR MISS. JEAN S. DAVIES & COUNCILLOR COLIN LEGG)**

- In Councillor Miss. Jean Davies’ absence, the Clerk provided the following information in relation to the provision of school transport. Whilst no meeting has been arranged to date with parents, Councillor Miss. Davies has been discussing the concerns with Officers in County Hall, who advised, that parents had been informed over the past few years in relation to the proposed cuts to school transport services.

#### **8(A). 138/19**

#### **PLANNING APPLICATIONS**

**The following planning applications had been received:**

- (a) Application number: 060068 – for construction of an all-weather horse-riding arena (20m x 4m) and widening of access from lane, to enable construction of above, at The Beeches, Rhosesmor.

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

- (b) Application number: 060224 – for the erection of replacement porch, part replacement of existing sunroom, sunroom to the north east elevation and car port, at Dee House, Halkyn.

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

- (c) Application number: Tarmac, Pant Asphalt - Out of hours working on 31<sup>st</sup> August – Saturday 12noon to 3.00pm and 1<sup>st</sup> September – Sunday between 9.00am to 3.00pm.

**Comment by Council:** No objections raised.

**(The above three applications were sent to Members for consultation in-between meetings, due to statutory time limits for observations from County Planning).**

**8(B). 139/19**

**Members formally confirmed the above decisions.**

**8(C). 140/19**

**The following planning applications were dealt with by the Members at the meeting:**

- ❖ Application number: 060370 – for installation of a wind turbine, at Dafarn Dywyll, Brynford Road, Pentre Halkyn.

**Comment by Council:** Providing that the application complies with planning policy, then no objections raised. However, concern is expressed in relation to the noise pollution aspect together with the effect on wildlife in this rural area.

**8(D). 141/19**

**PLANNING DECISIONS**

**The following planning decisions have been received from Flintshire County Council:**

- (a) Application number: 06004 – for retrospective application for change of use of agricultural land to touring caravan storage, at Fron Farm, Hendre. Approved.
- (b) Application number: 060019 – for proposed first floor extension abode existing ground floor utility & WC to create master bedroom suite, at Quarry Farm, Northop. Approved.
- (c) Application number: 05992 – for change of use of agricultural land to commercial use (B8) storage, at Pistyll Farm, The Nant. Refused.
- (d) Application number: 060112 – for a non-material amendment following grant of planning permission 059741, at Hollie Bach, Rhes y Cae. Approved.
- (e) Application number: 059997 – for retention of 2 x 2000 litre LPG containers, on access road, Little Chef, Halkyn. Approved.
- (f) Application number: 057435 – for a listed building application for internal structural alterations, replacement of existing bar to new location and installation of parasol to external terrace, at Britannia Inn, Halkyn.
- (g) Application number: Application number: 060068 – for construction of an all-weather horse-riding arena (20m x 4m) and widening of access from lane, to enable construction of above, at The Beeches, Rhosesmor. Approved.

**9. 142/19**

**APPROVAL OF ACCOUNTS FOR PAYMENT**

<b>Cheque Number</b>	<b>Payee</b>	<b>Net £</b>	<b>Vat £</b>	<b>Total £</b>
	<b><u>Payments made in August – to be confirmed</u></b>			
633	Scottish Power (July - Street Lighting Electricity Supply)	124.92	6.25	131.17

634	Denman & Wilkinson (Installation of new central heating / water boiler in Halkyn Parish Hall – as per agreed quotation)	4,258.00	851.60	5,109.60
	<b><u>Payments for consideration at Council meeting</u></b>			
	<b>Direct Debit Payment</b> - Scottish Power (August - Street Lighting Electricity Supply)	124.92	6.25	131.17
635	Halkyn Parish Hall (£357.50 – Halkyn Community Library – June, July & August) (£20.00 - Council meetings – June & July)	377.50		377.50
636	R. P. Parry (Clerk) – Re-imburement of Land Registry fees for plan & map of field in Rhosesmor – as per receipt)	6.00		6.00

### 10. 143/19

#### APPLICATIONS FOR FINANCIAL SUPPORT

<b>Cheque Number</b>	<b>Name of organisation</b>	<b>Amount granted £</b>
637	Marie Curie – Rhyl Branch (Annual donation) (Section 137 LGA 1972)	100.00
638	Whitford Young Farmers Club (First application) (Section 19 LGA (Miscellaneous Provisions) Act 1976)	100.00
	Halkyn Pensioners Christmas Party (Annual donation) <b>(Adjourned to October Council meeting – for production of last audited accounts)</b>	
	Halkyn Parish Hall (Application to release agreed funds toward games equipment) <b>(Adjourned to October Council meeting – for copies of paid invoices)</b>	

### 11. 144/19

**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.....**