



**Minutes**  
of the meeting of  
**MAYLAND PARISH COUNCIL**  
held in the Lawling Park Hall  
on Tuesday 12th July 2016  
at 7.01 p.m.

**Present:** Cllr Evans (Chairman) Cllr Spires  
Cllr Duncan Cllr Oatham  
Cllr Lund Cllr Pettitt

**Clerk:** Mrs J Massenhove

**In attendance:** D Cllr Helm  
Mrs C Cadman, Natural England  
10 residents

D Cllr Mrs Channer and D Cllr Mrs Acevedo sent their apologies.

**56. Apologies for Absence**

Apologies were received from Cllr Massenhove.

**57. Declarations of Interest**

No interests were declared.

**58. Minutes of the Previous Meeting**

Cllr Duncan proposed accepting the minutes from the meeting held on 14<sup>th</sup> June. Cllr Spires seconded the proposal, all in favour. The minutes were signed and dated as a true record.

It was noted that the previous meeting exceeded the period permitted by Standing Orders which state that a meeting must not exceed 2.5 hours.

*The Chairman closed the meeting at 7.06 p.m. and opened the public session.*

**59. Public Discussion**

Residents, including a young resident representing the Young Essex Assembly, addressed the council expressing their concern for the welfare of the local peafowl following a Community Protection Warning notice being served on the owner. Several residents expressed a wish to find a solution to the problem other than caging, clipping or culling the birds and suggested that methods similar to those to deter cats from gardens can be employed. A resident asked if more time can be sought for the issue to be addressed.

Concern was also expressed regarding the mess and damage that the peafowl can cause.

The Chairman invited D Cllr Michael Helm to speak. D Cllr Helm informed those present that he is one of our parish's four district councillors, he has lived in Mayland and is familiar with the area. He stated that the district council's position is that, based on the complaints received, the peafowl do constitute a nuisance and the owner has been given until 22<sup>nd</sup> July to contain them. After this date he and D Cllr Mrs Penny Channer will meet with the owner to discuss the matter. He observed that the biggest problem is the sheer number of birds; many of the peafowl roaming free do not belong to anyone, although it is probable that they originate from the same stock. D Cllr Helm stated that the issue is between the district council and the owners and is about the peacocks only.

The Chairman concluded the discussion saying that the parish council can do very little, but the welfare of the peacocks is the main concern. It is hoped that our district councillors can come to some acceptable solution with the owners.

*D Cllr Helm left the meeting at 7.31 p.m.*

The Chairman introduced Mrs Claire Cadman of Natural England. Natural England is now approaching the parish council as a landowner with regard to improving coastal access. This is part of the process by which the England Coast Path will be delivered. The England Coast Path will be a well way-marked trail around the whole of the English coast and, when complete, will be one of the longest coastal routes in the world.

Discussions are being held with landowners in order that a balance can be achieved between public access and private interests in the land. Mayland Parish Council has two parcels of land on the coast, these being George Everitt Memorial Park and Cardnell Brothers Memorial Park Field. At some point Natural England will want to know MPC's views regarding coastal access; the Chairman advised that this will go on a future agenda so that the council may formally respond. Cllr Spires observed that parish plan evidence shows that residents do want better access to the coast.

Cllr Oatham asked about erosion and subsequent loss of the path. Mrs Cadman replied that public rights of way are pinned geographically and may therefore fall away into the sea. However, the England Coast Path is different in this respect and will include "rollback" so that the trail rolls back with the coast. The England Coast Path will not necessarily follow public rights of way as these are not always available at all states of the tide.

Cllr Oatham asked about private land. Mrs Cadman replied that NE will try to understand any objections and will aim for access to the sea wall.

Cllr Duncan enquired about disabled access. Mrs Cadman advised that this is considered and obstacles will be removed, e.g. by turning a stile into a kissing gate. Some places will be more accessible than others.

The need for adequate parking near to the access points was discussed.

It was noted that the route can be changed at a later date, e.g. if the owner's use of the land changes.

*The Chairman closed the public session and re-opened the meeting at 8.00 p.m.*

## **60. Peacocks**

It was noted that Maldon District Council has made it clear that the matter is in their hands and is between MDC and the residents. It was agreed to wait until after our district councillors have met with the owners and to consider then if there is anything the parish council can do.

Cllr Spires observed that evidence from the parish plan states that many residents would like another nature reserve in the village, possibly at the old orchard site. Clerk to bring this to the attention of D Cllrs Helm and Channer.

## **61. Planning**

The following decision made by the local Planning Authority was noted: -

- FUL/MAL/16/00238

To repair the top 48m of the existing boat launching ramp (Jetty). Involving replacing 16 piles, a new main structure and decking joining the original structure at the dog leg.

Harlow Sailing Club Sea View Parade Mayland Essex

APPROVE

The following appeal against MDC's decision to refuse planning permission was noted. No additional comment or any amendment to the council's previous representation, to the Planning Inspectorate was considered necessary: -

- LDP/MAL/16/00263  
Proposed mobile home to be used as additional accommodation to the existing dwelling  
Lermoos 32 Wembley Avenue Mayland Essex

## 62. Finance

Councillors received a list of all payments and receipts. Cllr Oatham proposed approving them. Cllr Spires seconded the proposal, all in favour; the approved payments and receipts are listed below: -

### PAYMENTS

Date	Payee	Service/supply	£ Gross
12-Jul-16	Dengie Hundred Bus Users Group	Annual subscription	5.00
12-Jul-16	Office IS Limited	Stationery	156.91
12-Jul-16	Rural Community Council of Essex	Annual subscription	96.00
12-Jul-16	Maldon District Council	Park Ranger services, May	218.16
12-Jul-16	LBS Group	Modification to fire door	490.52
12-Jul-16	EALC	Clerk training	50.00
12-Jul-16	Rialtas Business Solutions Ltd	Alpha software maintenance	135.60
12-Jul-16	A & J Lighting Solutions	Street light maintenance	50.40
12-Jul-16	British Telecommunications plc	Calls and line rental	41.11
12-Jul-16	Casual hirer of LPH	Hall deposit refund	50.00
12-Jul-16	Casual hirer of LPH	Hall deposit refund	50.00
12-Jul-16	M S J Garwood	Cutting at Mayland Nature Reserve	74.54
12-Jul-16	M S J Garwood	Grass cutting to 4-7-16	1,526.38
12-Jul-16	Maldon District Council	Park Ranger services, June	218.16
12-Jul-16	Mrs J Massenhove	Petty cash	61.57
25-Jul-16	Mrs J Massenhove	MPC Staff	1,571.99
12-Jul-16	Pest Control Direct Limited	Rat boxes and bait	71.99
			<b>4,868.33</b>

### RECEIPTS

Date	Received from	Description	£
03-Jun-15	4 Children	Hall hire, April - August	144.00
29-Jun-16	D Down	Hall hire, June	54.00
29-Jun-16	Casual hirer of LPH	Hall hire and deposit	82.00
12-Jul-16	Casual hirer of LPH	Return of hall hire fee/deposit (cancellation)	-116.00
			<b>164.00</b>

### PETTY CASH

Date	Payee	Service/supply	£ Gross
23-Jun-16	Post Office	Stamps	3.84
23-Jun-16	Homebase	Line-marking paint & pedal bins	36.97
11-Jul-16	Mayland Service Station	Petrol for mower/strimmer	11.10
11-Jul-16	Tesco Petrol Filling Station	Petrol for mower/strimmer	5.68
11-Jul-16	Wickes	Guttering	3.98
			<b>61.57</b>

Verification of the bank reconciliations was noted; bank statements and reconciliations were signed by Cllr Lund.

Each councillor has received a copy of the quarterly accounts:-

- receipts and payments for the quarter April – June 2016
- income and expenditure by budget heading for the year to date
- balances held at the end of the quarter.

It was noted that the S137 Grants budget has now been spent. It was also noted that there has been an overspend of the Parks and Open Spaces budget. This overspend is due to expenditure on stabilising the lighting columns in Bakersfield car park and replacement of fence posts around the tennis courts; further expenditure will be required for tree inspections and play equipment repairs. Cllr Spires proposed virements of £2,000 from Lawling Park Pathways to Parks and Open Spaces and £3,000 from General Maintenance to Parks and Open Spaces. The Chairman seconded the proposal. All in favour. Clerk to action

In order for payments to be made during the Parish Council recess, Cllr Oatham proposed the signing of cheques outside of a meeting for August only. The Chairman seconded the proposal. All in favour. All such payments will be reported at the next suitable meeting. Clerk to action.

Cllr Oatham proposed that payments for telephone and broadband services be made by direct debit. The Chairman seconded the proposal. All in favour. Clerk to arrange signing and submission of the mandate forms.

**63. Parish Councillor Vacancy**

The Clerk reported that the initial notice of the casual vacancy was displayed for the required fourteen days and, there having been no requests for an election, MDC has confirmed that the parish council may fill the vacancy by co-option. This is currently being advertised and a closing date of 5<sup>th</sup> August set.

Cllr Oatham proposed use of up to £50 from the Chairman's Allowance for the purchase of a gift for recently resigned Mrs Hawkes, in appreciation of her service to the parish council. Cllr Spires seconded the proposal. Chairman to action. It was noted that Mrs Hawkes served as a parish councillor for over fifteen years.

**64. Lawling Park Committee *including Bakersfield, Lawling Playing Field & Dog Walk Area***

Each Councillor has received a copy of the minutes from the June LPC meeting.

**65. Neighbourhood Plan Committee**

Each Councillor has received a copy of the minutes from the July NP meeting.

**66. S106 Expenditure**

Progress to date was reviewed: -

- Orders have been placed for modification of the internal fire door and for windows to the north wall.
- The architect has begun work.
- MDC's S106 Officer has been updated on progress and expenditure.
- A quotation has been obtained for kitchen units and appliances.
- A representative of a play equipment company is to give a presentation at the Lawling Park meeting.

Councillors requested an additional quotation for kitchen units and appliances. Clerk to action.

It was noted that, although no parish council meetings are scheduled for August, the Chairman may call an additional meeting if necessary to progress works to the hall.

**67. Footpaths**

Correspondence from Essex Legal Services regarding the parish council's application to a footpath from Sea View Parade to Nipsells Chase was noted. ELS requires that the route must be reached from a "recorded public road" and does not consider Sea View Parade

to meet this requirement. It was agreed to submit an amended application, extending the route to meet with North Drive. Clerk to amend application map. Cllr Oatham offered to assist with requesting modified maps from those residents who submitted evidence of use.

*The Chairman closed the meeting at 8.46 p.m. to allow a resident to address the council.*

A resident addressed the council regarding the overgrown footpath between North Drive and Promenade and presented photographs showing the extent of the problem. The Clerk advised that she has reported this issue to Essex Highways, who are responsible for the maintenance of this footpath, and suggested that the resident may also wish to do this. Residents are invited to report highways problems directly to Essex Highways, their preferred method being via the "Essex Highways Report a Problem" webpage.

*The Chairman re-opened the meeting at 8.51 p.m.*

#### **68. Clerk's Report**

Each Councillor has received an update on matters from the previous meeting. The Clerk reported that she had attended a recent Clerks' Forum which had included presentations on the restructure of the Maldon & Chelmsford Community Policing Team and on MDC's Sense of Place project.

#### **69. Highways**

It was noted that the "keep left" sign at the width restriction in The Drive has been replaced.

Discussion of information from Highways relating to ownership of the verge at the junction of Steeple Road with Nipsells Chase is deferred to the September meeting.

#### **70. Parks & Open Spaces including George Everitt Memorial Park, Cardnell Brothers Memorial Park Field & Mayland Nature Reserve**

Cllr Duncan reported a branch across the entrance to the nature reserve. Clerk to investigate.

Following the recent rapid growth of the grass at Bakersfield, Cllr Spires proposed requesting that our grass cutters carry out a one-off extra cut of that area. The Chairman seconded the proposal. All in favour, Clerk to action. It was noted that, whilst the grass cutting contract requires that this area is not cut shorter than 8cm, this is no longer a requirement and Bakersfield should be cut to the same height as the rest of the field. Clerk to inform contractor of the change.

*The Chairman brought forward agenda item 73, CCTV. For ease of reference, the item is minuted in its original agenda position.*

*Cllr Oatham left the meeting at 9.02 p.m.*

*Cllr Lund left the meeting at 9.06 p.m.*

#### **71. Village Environment including Lighting, Vandalism, Sea Wall, Transport**

A recent occurrence of vandalism and anti-social behaviour was discussed, including graffiti on the youth shelter, quantities of broken glass and lumps of concrete littering the area around the hall and youth shelter and removal of the newly applied infill from the surface matting around the roundabout. Clerk to advise the Park Rangers that anti-social behaviour appears to be escalating and to request their attendance on more Friday and Saturday nights. Clerk also to ask Cllr Massenhove (as Police Liaison Councillor) to bring this to the attention of our Neighbourhood Constable.

Cllr Duncan advised that he will be attending a transport meeting on 19<sup>th</sup> July; the new Dengie bus contract is included on that agenda.

**72. Flooding**

All councillors have received a copy of the notes from the meeting held with representatives of Maldon District Council and Essex County Council to discuss flooding to the rear of Bakersfield and Katonia Avenue properties.

**73. CCTV**

Cllr Oatham reported an issue with the CCTV equipment. He will investigate and advise the Clerk if any expenditure will be necessary. Clerk to add item to LPC agenda if any expenditure requires approval.

**74. Donation Request**

A request from Southminster Parish Council for a contribution towards their annual event for children of the Dengie area was considered. Cllr Spires proposed that MPC gives a contribution of £50. The Chairman seconded the proposal. All in favour, Clerk to action.

The Community First Responders had advised of a difference between the figure at which they purchased the defibrillator box and the sum provided to them by MPC. It has emerged that the difference was an excess of £23 rather than a shortfall as previously thought. As the sum provided was in the form of an S137 donation formally agreed by full council, no adjustment to the figure is considered necessary. Clerk to inform Community First Responders.

**75. Correspondence**

- Barclays Bank – letter advising of a change to The Financial Services Compensation Scheme. Noted.
- BT – letter advising that our minimum contract period is coming to an end. Noted.

**76. Items for Next Agenda**

No additional items.

The meeting closed at 9.28 p.m.

Date of next meeting, Tuesday 13<sup>th</sup> September 2016.