

IN PUBLIC

Minutes of the ordinary meeting of the **ONCHAN DISTRICT COMMISSIONERS** held in the Boardroom, Hawthorn Villa, 79 Main Road, Onchan, on Monday 10th July 2017 at 7.00 p.m.

Present: Mr A. Allen (Chairman)
 Mr D. Crellin (Lead Member for Environmental and Technical Services)
 Mr M. Macfarlane (Vice-Chair and Lead Member for Finance and General Purposes)
 Mr R. Turton
 Miss K. Williams

In Attendance: Mr T.R. Craig (Deputy Clerk)
 Mr B.T. Price (District Surveyor)
 Ms A.S. Dentith (Senior Administrator)

Apologies: Mr J. Cherry (Lead Member for Properties and Amenities)
 Mr C. Quirk
 Mr M.J. Morrison (Chief Executive/Clerk)
 Mr D. Vincent (Finance Manager)

C17/07/01/01**TO CHOOSE A PERSON TO PRESIDE IF THE CHAIRMAN AND VICE-CHAIRMAN BE ABSENT**

Not necessary.

C17/07/01/02**BUSINESS REQUIRED TO BE DEALT WITH BY STATUTE BEFORE ANY OTHER BUSINESS**

None.

C17/07/01/03**MINUTES****1. Ordinary meeting held on Monday 26th June 2017**

The minutes of the ordinary meeting held on Monday 26th June 2017, copies of which having previously been circulated, were considered.

It was proposed by Mr Turton, seconded by Mr Crellin and unanimously **RESOLVED that the minutes be signed as a correct record of proceedings and were signed by the Chairman.**

C17/07/01/04**BUSINESS ARISING NOT REFERRED TO IN THE MINUTES OF ANY SPECIAL COMMITTEES****1. Policies**

In answer to question from the Vice-Chairman, Members were advised that the evolving document was being compiled.

C17/07/01/05**BUSINESS EXPRESSLY REQUIRED BY STATUTE TO BE DONE**

None.

C17/07/01/06**BUSINESS ADJOURNED FROM A PREVIOUS MEETING**

None.

IN PUBLIC**C17/07/01/07****PLANNING DECISIONS/COMMUNICATIONS FROM THE DEPARTMENT OF INFRASTRUCTURE PLANNING COMMITTEE****1. Plans to the Board****(a) PA 17/00647 - 59 King Edward Road**

Members discussed the proposed metal extractor flue to the kitchen of the restaurant and their concerns regarding noise and odours.

It was proposed by Mr Crellin, seconded by Mr Macfarlane, and **RESOLVED** that **PA 17/00647 – 59 King Edward Road be recommended for approval subject to a condition that noise and odour suppression standards be set by the Department of Environmental Health.**

For: Messrs Allen, Crellin, Macfarlane and Miss Williams

Against: Mr Turton

- (b) The following plans were considered by the Board. It was proposed by Mr Crellin, seconded by Mr Turton, and **RESOLVED** that the following planning applications be recommended for approval:-

Planning Application	Address	Description
PA 17/00646	Land at Ballacashin Farm, Abbeylands	New dwelling, including parking provision, surface treatment of access road, landscaping and external materials to the building.
PA 17/00648	5 Briarfield Avenue	Replacement of existing conservatory with a dining room extension.
PA 17/00652	Ballacain, Little Mill Road	Proposed Sun lounge.
PA 17/00660	10 Harbour View	Proposed Summer House
PA 17/00668	Ashley Hill School	Replacement window with a door/window combination and extension to existing ramped access. <i>Mr Macfarlane declared an interest.</i>
PA 17/00673	29 Furman Close	Proposed pitched roof of existing flat roofed area, alterations to provide a wider driveway and removing existing second driveway.
PA 17/00676	14 Summerhill Road	Resubmission of a previous application for ramped access.
PA 17/00677	16 Wybourn Drive	Proposed playroom/living room extension.

(c) PA 17/00679 – 17 Bemahague Avenue

The District Surveyor advised that the planning application was to convert the front garden with hardstanding for vehicle parking.

Mr Turton declared an interest and took no part in the discussion or vote.

It was proposed by Mr Crellin, seconded by Mr Macfarlane and unanimously **RESOLVED** that **PA 17/00679 – 17 Bemahague Avenue be recommended for refusal on the grounds that the proposals do not conform with General Policy 2 of the IOM Strategic Plan: specifically adversely affecting the character of the surrounding townscape and having an unacceptable effect on existing highway users.**

*IN PUBLIC***(d) PA 17/00684 – Land adjoining ‘Far End’ King Edward Road**

The District Surveyor advised that the application was for approval in principle for the creation of an 80 bed care home.

It was proposed by Mr Crellin, seconded by Mr Macfarlane, and unanimously **RESOLVED that the application be refused on the grounds that the proposals do not conform with General Policy 2 of the IOM Strategic Plan and O/RES/P/9 of the Onchan Local Plan.**

2. Planning Communications

None.

C17/07/01/09**REPORT FROM THE CLERK OR OTHER OFFICER****1. C17/06/02/09(1) – Kenyon’s Café at Onchan Hub**

Mr Macfarlane declared an interest.

The Deputy Clerk advised that he was in receipt of correspondence from the representatives of Kenyon’s Café who were requesting a further meeting with the Board of Commissioners with regard to the proposed offer and the impact on their service.

Members requested that the current resolution and any other matters which have been discussed with regard to Kenyon’s be circulated.

The Deputy Clerk was requested to contact the representatives of Kenyon’s Café to arrange a meeting for that week, but that Kenyon’s advise on what specific points they would like to discuss, change, amend with regard to the terms and conditions offered.

The Board further requested that the Deputy Clerk advise the Onchan MHK that the Board were actively engaged with the representatives of Kenyon’s Café to resolve this matter.

C17/07/01/10**LETTERS, PETITIONS, MEMORIALS AND OTHER COMMUNICATIONS****1. Dog Fouling**

In answer to question, the Deputy Clerk advised that the only statutory obligation on the Authority was to appoint a Litter Officer. There may be any number of officers designated with a right to enforce the Byelaws.

In answer to question, the District Surveyor advised that the previous contractors had reported any issues to hi, and then he had issued the relevant notices on behalf of the Authority.

A Member noted that the Police also have powers to carry out byelaw enforcement.

In relation to dog fouling, it was noted that the vast majority of offences were occurring early morning/late evening, and if the Authority employed a Byelaw Officer then they would have to be mindful of the costs involved.

The Chairman requested that officers review the situation and come forward with some suggestions of possible ways forward and any cost implications.

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The Chairman requested that a reply be issued to the complainants stating that the Board appreciated their contact and relied on the citizens of Onchan to report such incidents, so that they can be investigated.

2. **Cabinet Office – Means Testing Consultation**

The Cabinet Office's Consultation on the High Level Policy on Means Testing, having previously been circulated, was discussed.

The Chairman invited all members to submit their own individual comments if they so wished

Members requested that the consultation be publicised inviting Onchan residents to forward any views which the Board may take into account in their submission. Copies would be available in the Harvey Briggs Onchan Library, the Commissioners Office and via social media platforms. Responses to be received over the next two weeks.

The Chairman requested the Deputy Clerk to draft a formal response from the Authority for approval at the meeting of the Board to be held on 14th August 2017.

C17/07/01/11
QUESTIONS

None.

C17/07/01/12
MOTIONS

None.

C17/07/01/13
ENVIRONMENTAL AND TECHNICAL SERVICES MATTERS

1. **Onchan Tennis Courts**

Report of the Chief Executive dated 3rd July 2017, having previously been circulated, was considered and it was noted that the planning application for change of use of the existing tennis courts to car parking was refused.

The District Surveyor advised that the two lower courts have been closed due to surface break up. A Member was concerned that they were now going to lose the tennis courts.

The Deputy Clerk was asked to research whether any grants would be available to cover repairs.

The District Surveyor was requested to carry out a survey and inspection giving details of works required and the associated costs.

C17/07/01/14
PROPERTIES AND AMENITIES MATTERS

1. **Community Engagement – Ashley Park**

The Deputy Clerk advised concerning reports of low level nuisance behaviour in the Ashley Park area, and that there is a proposal for a meeting with the residents of Ashley Park on 19th July at 6.30 p.m.. This is to see what they think would encourage the children to play off the street. It may be possible to negotiate the Department of Education and Children to allow the Authority to have a piece of land to install some play equipment in the future.

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Meeting to take place on 19th July 2017 at 6.30 p.m. and residents to be advised by letter.

C17/07/01/15

CHAIRMAN'S ANNOUNCEMENTS

1. **Attendances**

- Tynwald Day - 5th July 2017

2. **Dates for Diary**

- Village Fair – 15th July 2017
- Ladies Bowling Club – 19th July 2017
- Braddan Parish Commissioners Joint Board Meeting – 20th July 2017

C17/07/01/16

ANY OTHER BUSINESS

1. **Bin Collection – Notification**

Discussion ensued with regard to refuse collection arrangements to cover Bank Holidays.

It was noted that a bank holiday in the middle of the week was unusual, and that the policy is:-

- If a bank holiday falls on a Monday then the refuse is collected on a Tuesday
- Any other bank holiday gets collected the day before.

The District Surveyor advised that notice was given over the website and social media platforms. He also advised that the Refuse Team did go collect bins that were visible from people's properties to ensure they were emptied, and during their rounds on Thursday revisited those properties that had been missed on Wednesday.

We usually clarify the collection policy on the Christmas Notice but it was missed off the 2016 notice and will be corrected for 2017.

2. **Apologies**

Commissioners Miss Williams and Mr Crellin gave their apologies for the meeting of the Board to be held on 24th July 2017.

3. **Village Fair**

The Village Fair would be held on Saturday 15th July 2015 at 2.00 p.m. in Onchan Park.

The Chairman was requested to open the proceedings. Members to attend and assist where possible.

C17/07/01/17

FINANCE AND GENERAL PURPOSES MATTERS

None.

C17/07/01/18

PROPERTIES AND AMENITIES MATTERS

1. **Housing Allocations**

The following matter was discussed In Committee and transferred to the public domain.

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It was proposed by Miss Williams, seconded by Mr Macfarlane, and unanimously **RESOLVED** to accept the recommendations and 5 year fixed term tenancies be offered where appropriate as follows:-

- FA/02 – 2 Bedroom House be offered to HA 3754.
- 06/39 – 2 Bedroom House be offered to HA 3808
- 17/01 – 1 Bedroom Flat be offered to HA 3829
- 10/02 – 3 Bedroom House be offered to TG 412
- E2/63 – 2 Person, 1 Bed EPC Flat be offered to SHA 423
- E2/65 – 2 Person, 1 Bed EPC Flat be offered to SHA 416.

C17/07/01/19

ANY OTHER BUSINESS**1. Code of Conduct**

The following matter was discussed In Committee and transferred to the public domain.

Member requested that the matter be deferred to a later date. An extra-ordinary meeting to be held on Monday 17th July at 1pm in the Commissioners' Boardroom.

There being no further business, the meeting closed at 9.25 p.m.