

Minutes of the ordinary meeting of the **ONCHAN DISTRICT COMMISSIONERS** held in the Boardroom, Hawthorn Villa, 79 Main Road, Onchan, on Monday 24th June 2019 at 7.05 p.m.

Present:

Mr. R. Turton	(Chairman)
Miss K. Williams	(Vice-Chair)
Mr J. Cherry	(Lead Member for Properties and Amenities)
Mr D. Crellin	(Lead Member for Environmental and Technical Services)
Mr M. Macfarlane	(Lead Member for Finance and General Purposes)
Mr A. Allen	
Mr C. Quirk	

In Attendance:

Mrs L. Radcliffe	(Chief Executive/Clerk)
Mr B. Price	(District Surveyor)
Mrs S. Johnson	(Finance Manager)
Mrs A. Gale	(Senior Administrator)

C19/06/02/01

TO CHOOSE A PERSON TO PRESIDE IF THE CHAIRMAN AND VICE-CHAIRMAN BE ABSENT

Not necessary.

C19/06/02/02

BUSINESS REQUIRED TO BE DEALT WITH BY STATUTE BEFORE ANY OTHER BUSINESS

None.

C19/06/02/03

MINUTES

1. Ordinary meeting held on Monday 10th June 2019

The minutes of the ordinary meeting held on Monday 10th June 2019, copies of which having previously been circulated, were considered.

(a) PA 19/00510 – Mrs A Kawalek, Groudle Glen House

Delete the word “*unanimously*”.
Add in “*Mr Crellin declared an interest*”.

Subject to the above amendments, it was proposed by Mr Allen, seconded by Miss Williams, and unanimously **RESOLVED that the minutes be agreed as a correct record of proceedings and be signed by the Chairman.**

Mr Quirk did not cast a vote as he was not in attendance at the meeting.

2. Staff Minutes - Ordinary meeting held on Monday 10th June 2019

To be held over to the next meeting of the Board.

C19/06/02/04

BUSINESS ARISING NOT REFERRED TO IN THE MINUTES

1. C19/06/01/13(1) – Parking, Tennis Courts

A Member referred to email correspondence relating to the matter. The Chairman moved the matter to In Committee for further consideration.

C19/06/02/05BUSINESS EXPRESSLY REQUIRED BY STATUTE TO BE DONE

None.

C19/06/02/06BUSINESS ADJOURNED FROM A PREVIOUS MEETING

None.

C19/06/02/07PLANNING DECISIONS/COMMUNICATIONS FROM THE DEPARTMENT OF INFRASTRUCTURE PLANNING COMMITTEE1. Plans to the Board

(a) The following plans were considered by the Board.

(i) **PA 19/00593 Mr J. Walsh, 4 Hawthorn Close**

Members were advised that the planning application was for the removal of the chimney stack to roof level.

It was proposed by Mr Crellin, seconded by Mr Allen and unanimously **RESOLVED that PA 19/00593 – 4 Hawthorn Close be recommended for approval.**

(ii) **PA 19/00615 Mrs J.A. Featherstone, 30 Groudle Road**

Members were advised that the planning application was for the conversion of an existing garage to living accommodation and creation of balcony to the rear with staircase down to the garden. The District Surveyor advised that an objection had been received.

Lead Member for Environment and Technical Services informed Members that the proposal is for a large spiral staircase on the outside of the building along with a balcony which creates an element of overlooking into the neighbouring properties.

It was proposed by Mr Crellin, seconded by Mr Quirk, and **RESOLVED that PA 19/00615 – 30 Groudle Road be recommended for refusal on the grounds of adverse impact on the neighbouring property.**

For: Messrs Turton, Crellin, Macfarlane, Quirk, Cherry and Miss Williams

Against: Mr Allen.

(iii) **PA 19/00633 Mr M. Corkill, 39 Eskdale Road**

Members were advised that the planning application was for a proposed leisure building to rear garden. In answer to question the District Surveyor advised that the proposed building would be situated close to the boundary.

It was proposed by Mr Crellin, seconded by Mr Cherry and **RESOLVED that PA 19/00633 – 39 Eskdale Road be recommended for approval.**

For: Messrs Crellin, Macfarlane, Quirk, Cherry, Allen and Miss Williams

Against: Mr Turton.

(iv) **PA 19/00650 Mr and Mrs S. Morgan, 93 King Edward Road**

Members were advised that the planning application was for alterations and an extension.

It was proposed by Mr Crellin, seconded by Mr Cherry and **RESOLVED that PA 19/00650 – 93 King Edward Road be recommended for approval. (notify 91 & 95 King Edward Road, 42, 44 & 46 Howe Road)**

*For: Messrs Turton, Crellin, Allen, Quirk, Cherry and Miss Williams
Against: Mr Macfarlane*

2. Planning Communications**(a) Beehive Kindergarten**

Email correspondence received dated 12th June 2019, from the Principal Planning Officer of the Planning & Building Control Directorate, Department of Environment, Food and Agriculture, having previously been circulated was considered. It was noted that the enforcement case in relation to the removal of the footbridge, separating fence and reincorporation of the footpath in to the garden is considered to be resolved.

**C19/06/02/08
FINANCE AND GENERAL PURPOSES**

None.

**C19/06/02/09
REPORT FROM THE CLERK OR OTHER OFFICER****1. Street Lighting Report**

The street lighting report for the period January to May 2019, having previously been circulated was noted.

In answer to comment, the District Surveyor gave examples of works which cause delays in carrying out repairs, e.g. ordering new heads for the street lights.

A Member requested an additional column within the report, for those street lights which have been replaced or have new parts, so that we have a reference point for the costs.

In answer to question, the District Surveyor advised that he will bring a report to the Board on the changes to the LED.

The Chairman enquired if there was any restriction placed by Manx Utilities on what type of light is used, i.e. straight heads; in the U.K. the heads are tilted so that they light both sides of the road.

The District Surveyor was requested to investigate if the spread of the light can be increased and report back to the Board.

**C19/06/02/10
LETTERS, PETITIONS, MEMORIALS AND OTHER COMMUNICATIONS****1. Equality Act 2018 – Retirement Age Policies**

Correspondence received from the Department of Infrastructure dated 14th June 2019, having previously been circulated was considered.

Not to enforce people to retire at the age of 65, we have one application for an extension, which will be reviewed in 12 months due to review of the service. In answer to question, the Chief executive/Clerk advised that the caveat is for operational need, and the employee is aware of the review.

It will only become clear when the sheltered housing review is completed.

2. Torchlight Parade and Winter Wonderland

Email correspondence received dated 12th June 2019 from COMPACT Sergeant of the Central Neighbourhood Police Team, having previously been circulated was considered.

After discussion, the Board felt that the Torchlight Parade and Christmas Market was a community event, and they wished to keep it separate from the Winter Wonderland in Onchan.

Officers to investigate whether the usual interested parties are free to attend on 13th December 2019. Report back to the Board.

3. Development Orders Consultation

Email correspondence received dated 12th June 2019, from the Planning and Building Control Directorate of the Department of Environment, Food and Agriculture (DEFA) having previously been circulated was considered.

Mr Cherry declared an interest with regard to the consultation "Telecoms Permitted Development Update".

The District Surveyor to draft a response for the next meeting of the Board for consideration, with possibility of setting a separate meeting to discuss the detail further. Print copies of the consultations and forward to Members.

4. Housing Standards of Performance/Reporting

Email correspondence received dated 13th June 2019, from the Public Estates and Housing Division, having previously been circulated was considered.

A Member commented that the Tenant Satisfaction process seemed flawed.

In answer to comment, the Chief Executive/Clerk advised that the responsive repairs are dropping dramatically due to the void work which has been undertaken.

The Chairman requested Officers to log how many hours are spent gathering the information as a costing exercise.

C19/06/02/11 **QUESTIONS**

None.

C19/06/02/12 **MOTIONS**

None.

C19/06/02/13 **ENVIRONMENTAL AND TECHNICAL SERVICES MATTERS**

None.

C19/06/02/14**PROPERTIES AND AMENITIES MATTERS****1. Housing Allocation E1 – 14**

To be considered In Committee.

2. HA 3879 – General Housing Waiting List – Appeal

To be considered In Committee.

3. The Views – Lease

To be considered In Committee

4. 23/23a Main Road

To be considered In Committee.

C19/06/02/15**CHAIRMAN'S ANNOUNCEMENTS****1. Attendances**

The Chairman advised that since the last meeting he had attended:-

- Launch of the Summer Reading Scheme which is sponsored by Old Mutual.

2. Dates for the Diary

Date	Organisation	Event	Time
24 th June 2019	Onchan District Commissioners	Board Meeting	7.00 p.m.
30 th June 2019	Armed Forces Day Committee	Armed Forces Day	3.00 p.m.
6 th July 2019	Onchan District Commissioners	Commissioners Surgery – Mr Allen and Mr Crellin.	11.00 a.m. to 1.00 p.m.
8 th July 2019	Onchan District Commissioners	Board Meeting	7.00 p.m.
22 nd July 2019	Onchan District Commissioners	Board Meeting	7.00 p.m.
3 rd August 2019	Onchan District Commissioners	Commissioners Surgery	11.00 a.m. to 1.00 p.m.
7 th August 2019	Friends of Chernobyl's Children IOM	Farewell concert & party	7.00 p.m.

C19/06/02/16**ANY OTHER BUSINESS****1. Manx Arms Clock**

A Member requested that the Manx Arms Clock is checked to ensure that it is reading the correct time.

2. Next Meeting

The Chairman advised that he had received an invitation to attend the opening of the new extension at St Anthony's Roman Catholic Church which is to be held on the same evening of the Board meeting.

Members advised that Chairman should attend, and the Vice-Chair will lead the meeting.

The public section of the meeting closed at 7.55 p.m.

C19/06/02/17

PROPERTY AND AMENITIES MATTERS

1. Housing Allocation – E1/14

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

Report of the Senior Administrator dated 17th June 2019, having previously been circulated was considered.

It was proposed by Mr Cherry, seconded by Mr Quirk, and unanimously **RESOLVED that the tenancy of E1/14 Springfield Court be granted to SHA 396.**

2. HA 3879 – General Housing Waiting List Appeal

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

Report of the Housing Officer, dated 19th June 2019, having previously been circulated was considered.

It was proposed by Mr Cherry, seconded by Mr Crellin, and unanimously **RESOLVED that in line with the Public Sector Housing (General Needs) Allocation Policy 2019 the appeal of HA 3879 not be upheld.**

3. The Views Restaurant – Lease

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

The Chief Executive/Clerk gave an update on the options available to Members.

Following discussion, it was proposed by Mr Macfarlane, seconded by Mr Cherry, and unanimously **RESOLVED that the Lease Assignment The Views Restaurant be approved to J.K. Foods - subject to financial and personal references and due diligence checks. It was further agreed that a letter of comfort be issued with regard to use of amplified equipment and renewal of the lease after a five year period.**

4. 23/23a Main Road

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

The Chief Executive/Clerk gave an update with regard to offers received, and requirements from the Department of Infrastructure regarding the income from the sale will be logged.

After discussion, the Chief Executive/Clerk was requested to:-

- contact the Estate Agent to renegotiate the offer received.
- Contact the Department of Infrastructure, and if necessary write to the Minister and Onchan MHKs for their support.

5. E2/47 – Springfield Court

The report of the Senior Administrator, dated 24th June 2019, having previously been circulated was considered.

It was proposed by Mr Cherry, seconded by Mr Crellin, and unanimously **RESOLVED that the tenancy of E2/47 be granted to HA 3907.**

C19/06/02/22

ANY OTHER BUSINESS

1. **Parking – Belgravia Road**

A Member commented that they were perturbed with the tone of emails received in regard to camper van parking at Belgravia Road.

In answer to comment, it was confirmed that the Onchan General Byelaws 2017 were approved by Tynwald on the 18th July 2017, and came in to operation 1st August 2017.

A Member requested that the vehicles should be determined as to their roadworthiness.

The District Surveyor advised that the yellow lines in blocks were installed by the Department of Infrastructure to keep some parking in the area.

Discussion ensued with regard to issuing of parking tickets, and associated costs should the matter progress to the Courts.

The Chief Executive/Clerk advised that a paper would be coming to the Board to approve authorised officers to act on behalf of the Authority in serving notice under the Byelaws.

2. **Email Correspondence**

The Chairman stated that as Members of the Authority, they looked to the Officers for assistance, but requested that Members should wherever possible e-mail during office hours unless the situation dictates otherwise. Members were not aware that e-mails which were being sent outside office hours were being received by officers immediately. Members believed e-mails were sent to a holding box for officers to pick up during the next working day. ^[Amended by ODC 08/07/19]

3. **Joint MHK and Commissioners Meeting**

It was agreed to set up a joint MHK and Commissioners meeting for Monday 29th July 2019 at 6.30 p.m.

There being no further business, the meeting closed at 9.17 p.m.