

Minutes of Ordinary Meeting of the Council held on Wednesday 14th April 2021
online conferencing using Zoom at 7.30pm.

PRESENT: Cllrs D.Turner (Chair);A.Willemsem D.Lyall ;A.Lawrence;
Cllr J.Ingram

Apologies: Cllr L.Watkins

Absent: Cllr D.Baylis

Declarations of Interest: Cllr Lawrence, Hendy Wind Farm Ltd. (left meeting 2036hrs)

PD/0043/21 Minutes

To authorise the Chairman to sign minutes of the previous meetings of the Council held on the

- 10th March 2021

Resolved to accept them as a correct record:Cllr Willemsen
Unanimous

PD/0044/21 Clerk's update

The Clerk gave a practical demonstration of the new web site that is now up and running. It was encouraged that councillors should seek out groups within the communities and should use this facility in regard to their organisations. This web site is also available on all platforms (Mobil phones)

PD/0045/21 County Councillors Report

Reported that it was encouraging that he had been contacted for 'safety vests' in their endeavours of litter picking in the villages. If more are needed to contact him and he will deliver them.

He congratulated Powys Health Authority in their task of delivering the first jab of Covid to most persons (in the appropriate age groups) and particularly the vulnerable in such a short time.

PD/0046/21 Planning:

- ApplicationReference:21/0472/FUL Proposal: Erection of a rural worker s enterprise dwelling, formation of vehicular access, installation of sewage treatment plant and all associated works Site Address: Bwlch Y Cefn Farm
Llandegley, Llandrindod Wells, LD15SP
Resolved that this council supports this application bringing agricultural work and benefits to the area. Cllr D.Lyall Unanimous
- Application Reference: 21/0251/FUL Proposal: Reinstate/rebuild fire damaged Eastern wing as owner accommodation and to renovate/reinstate fire damaged stable yard buildings Site Address: Severn Arms Hotel, Penybont, Llandrindod Wells, LD15UA
Resolved to support the re-building of an important building in the community. Cllr J.Ingram Unanimous
- A late notification on a planning matter was authorised by the chairman.
ApplicationReference:21/0500/HH Grid Reference:
E:313100N:265159 Proposal: Proposed Extension and associated works Site Address: Tybryn, Dolau, Llandrindod Wells, LD15TB

Resolved to notify planning of no adverse comments. Cllr D.Lyall
Unanimous

PD/0047/21 Community Projects/Issues: Partially suspended during the public restrictions.

- Cllr D.Turner read from a recent correspondence from Bridget Cherry a trustee for the Pales (*appendix A*).
A lengthy discussion took place with members highlighting individual historical facts, local families involved and with some family members being buried there. It was **resolved** that the Clerk respond to the letter encouraging the trustees to continue the management of the property with greater support from the community.
- Cllr A.Lawrence raised the disappointing news that Dolau Primary School had been selected for consideration to be closed and amalgamated with Crossgates? Dolau school, its headmaster and staff had always been a centre of excellence in teaching our youngest of pupils, with highest Estyn reports than others in the area ranging from ‘**Good**’ to ‘**Excellence**’. **Resolved** that the council write a letter of support to County Council, Cllr Phyl Davies (portfolio office for education) and Mr Evans (Head Teacher).

PD/0048/21 One Voice Wales
No Reports

PD/0049/21 Finance

- Expenditure to authorise.

ICO- 2021-22 annual payment	Information Commissioners	£35
Mr T Turner	Heritage Project Web Design	£500
Mrs TA Price	Internal Audit 2020-21	£38
Refund	VAT 2020/21	£102.44

Proposed Cllr J.Ingram Unanimous

- **Internal Audit Report**
The clerk had circulated the internal auditors report point by point. Those with recommendations were supported and it was noted that it concluded that the accounts were satisfactory, and she support their submission to the Welsh Auditor.
- **Submission of Accounting Statement to Welsh Audit Office**
The council discussed all 11 requirements individually concluding a positive response to each question. **Resolved** to authorise the Chairman to sign the declaration. Cllr D.Lyall Unanimous

PD/0050/21 Correspondence.

Reply from Peter Morris-Professional Lead Planning relating to Hendy Windfarm Ltd. Noted
Email from Bridget Cherry. Dealt with under Community Issues.
Late receipt from Tasmin Law, Senior Planning Officer (*appendix C*)
Discussed under Hendy.

PD/0051/21 Public Questions

Nil

PD/00052/21 Hendy Wind Farm (Cllr Lawrence left the meeting 20136 hrs)

- Mr Hulse raised an issue of contamination, by showing a plastic bottle of water he had collected 2 months prior, from the Hendy site, which was still of a colour yellow but what was not evident, any slit settling. Mr Hulse gave one non supported theory in that the water was contaminated by leached chemicals, used to accelerate the setting of concert. Following discussions between councillors, it was **resolved** to contact Environmental Health to have a liaison point of contact for the council on the next occurrence when concrete is being poured and the leaching if any into the water ways.
- Cllr Willemsen responded to the letter from The Principal Planning Officer Tamsin Law which had been long awaited from 2020. He felt that the reply was generic and fails almost entirely to cover the issues with (preconditions) Hendy Ltd going forward without apparent consent. **Resolved** to contact MR Morris, profession lead, and limit the questions to his visit at site, and the last questions and photographs supplied relating to constructions outside the red line boundaries.
- Cllr Willemsen extended his gratitude to Cllr Martin Weale for obtaining the planning map (without red line boundaries) which enabled the council to overlay current building works and identify possible breaches. Cllr Weale informed all that he would attempt to get the current planning map with the official red line boundaries.
- Mr Hulse raised the issues relating to wind turbine number 7. That it appears to have been placed even closer to the starlings, this area has the largest concentration of Starlings in Wales prior to their migration to Africa, even accounting to the rules of ‘micro positioning’. (*Rules relating to micro positioning from Condition 9 of the planning consent: Micrositing being: The location of the wind turbines, crane pads, existing tracks and new tracks shall be as positioned on the approved plans, save that the wind turbines may be located up to 30 metres from the positions on the approved plans and the new tracks may be located up to 20 metres from the positions on the approved plans (save that the new tracks may be extended as necessary in the event that the micrositing of the wind turbines or crane pads is more than 20 metres). These allowances*

are subject to the red line boundary within Site Location Map and Application Boundary (Revision A Sept 2014).

9) No development shall commence until a micro-siting protocol has been submitted to and approved in writing by the Local Planning Authority. It shall set out a protocol for deciding on micro siting of all developments to minimise the impact on environmental constraints. The protocol shall be implemented as approved and include, but not be limited to, the following criteria.....'

- Cllr Willemsen brought to the councils' attention and photographs, a complaint that the road track from the A44 to Hendy site had several large stones/small rocks on this track on its surface, unusually along the areas where vehicle/tyre marks are. This was clearly a danger to vehicles and particularly two-wheel transport. It was noted that the site manager was apparently aware and concerned of possible punctures to the larger vehicles. Mr Lawrence informed the council that he had evidence that this problem was not of the making of Hendy Ltd or its employees but, a local person deliberately placing these items to cause damage and he had photographs to support this. The Chairman stated that such an act was criminal and did not have the support of any councillor. He advised Mr Lawrence to make available such evidence to the police in which the council were strongly behind such action. **Resolved** that the council would write to the site manager highlighting this matter.

Meeting Close at 2125 hrs.

PD/0053/21 Next Meeting

Wednesday 12th May 2021 AGM via Zoom. Access via this [LINK](#) ⁱ

Appendix A

Dear Derek

Ellie has suggested that I should write to you. I was very pleased to learn that the Pales will be mentioned at a future Community Council meeting. When will this take place?

As you will be aware, the Pales no longer has a local Quaker worshipping group, it costs money to maintain the buildings and grounds, and the cottage is badly in need of updating and repair. The Management group (responsible to the Quaker Area Meeting Trustees) has explored options ranging from sale of all or part of the site (retaining the burial ground), to developing the site for simple holiday accommodation, including retrofitting the cottage. (further details can be seen on the website: thepalesco.uk) We are also in discussion with Addoldai Cymru (the Welsh Chapels Trust) which may be interested in taking on care of the Meeting House.

The historical interest and the very special character of the site are widely recognised (and Ellie's project should help with this!), but what we have not explored is the importance of the site to the local community. Would there be local interest in becoming involved? It is not ideal that most of the present Management group live some distance away. An alternative to selling is to raise enough money to make the cottage habitable. Might there be grants available for restoring the cottage and providing some useful accommodation for a local family? The Meeting House could remain accessible for occasional use and visitors, perhaps in cooperation with Addoldai Cymru. One way of dealing with the future might be to set up an independent trust involving the relevant stakeholders.

The Quakers have held an initial discussion meeting where many different views were expressed, and there will be further discussion at an Area Meeting on 14 May. I hope that it may be possible then to report on possible local interest.

We have a management meeting next week on 16 April. It would be most helpful to be able to report any thoughts or suggestions you may have. Do get in touch if you have any questions.

With best wishes

Bridget

ⁱ <https://us02web.zoom.us/j/89267823398?pwd=WmZKcG0zVTJQVFY2NWtCYklBK0psQT09>

Appendix B

From: Tamsin Law <tamsin.law@powys.gov.uk>
Sent: 06 April 2021 19:07
To: Tamsin Law <tamsin.law@powys.gov.uk>
Subject: Hendy Update

Good afternoon,

I write as an update regarding Hendy wind farm.

Following a number of recent complaints I undertook a site visit to assess the works being undertaken at the site. I also discussed the ongoing works with both the developer and their agent.

Works have been progressing on site with the foundation being put in place for the delivery of further turbines later in the year.

I discussed with the developers the concerns raised regarding nearby watercourses and the discoloration of water that they advised was due to the access road being used and recent rainfall. I am aware that NRW have also been on site and I have contacted them regarding this matter and await a response. I noticed on site that silt fencing was in place around the development and this did appear to be working when I was in attendance. I had received some correspondence regarding the concrete batching plant and the water that was being used for this, the developer confirmed that this was being extracted via borehole and was underneath the 20 cubic metres per day that would require a water abstraction licence. If you have concerns regarding water abstraction please contact NRW.

With regards to conditions, you will be aware that we have a number of conditions outstanding that I had hoped to further publicise. However, some of the information submitted was only clarification and signposting to information already submitted, as such did not require further advertising. The position on the pending conditions is as follows;

- Condition 9 – micro siting – awaiting amended plan from developer
- Condition 14 – substation design – justification over size of compound requested and additional information in relation to impact on SAC/HRA matters
- Condition 21 – CEMP – awaiting response from NRW and Ecology
- Condition 23 – SWMP – additional information requested from developer
- Condition 27 – Highways engineering drawings – WG Trunk Road are awaiting outcome of NMA (19/0690/NMA regarding wheel washing) before confirming their response
- Condition 28 – AIL TMP – objection from WG – additional information to be submitted
- Condition 38 – Protected Species Plan – Submitted plan differs from that contained within CEMP – developer has been asked to cross reference correctly and submit amendment
- Condition 39 – Bat Protection Plan - NRW content with submitted information
- Condition 40 – Habitat Management – awaiting response from NRW and Ecology
- Condition 41 – Ecological Monitoring – awaiting response from NRW and Ecology

In discussion with NRW it is likely that further information will be requested on some outstanding conditions. Once this has been received this will need to be consulted upon and publicised and the developer has been advised of this requirement. To reduce the number of adverts and site notices I have requested that all the information for various conditions is submitted at the same time so that we can undertake one set of publicity.

Finally, I would advise that I am leaving the Council this week. The site will be passed to Luke Jones who will progress the pending applications and enforcement investigations. I would advise that Luke Jones and Peter Morris were both in attendance at the recent site visit.

Should you wish to provide comment on any of the outstanding planning applications please contact planning.representations@powys.gov.uk. If you wish to comment on any outstanding enforcement matters please contact planning.enforcement@powys.gov.uk.

Kind regards,

Tamsin Law

Tamsin Law BSc MSc MRTPI



Prif Swyddog Cynllunio / Principal Planning Officer
Rheolaeth Datblygu / Development Management
Cyngor Sir Powys / Powys County Council
Ffon / Tel: 01597 827230