

South Hams Council



Title:	Agenda																														
Date:	Thursday, 25th November, 2021																														
Time:	11.00 am																														
Venue:	Chamber - Kilworthy Park																														
Full Members:	<p style="text-align: center;">Chairman Cllr Foss Vice Chairman Cllr Austen</p> <p><i>Members:</i></p> <table><tbody><tr><td>Cllr Abbott</td><td>Cllr McKay</td></tr><tr><td>Cllr Baldry</td><td>Cllr O'Callaghan</td></tr><tr><td>Cllr Bastone</td><td>Cllr Pannell</td></tr><tr><td>Cllr Birch</td><td>Cllr Pearce</td></tr><tr><td>Cllr Brazil</td><td>Cllr Pennington</td></tr><tr><td>Cllr Brown</td><td>Cllr Pringle</td></tr><tr><td>Cllr Chown</td><td>Cllr Reeve</td></tr><tr><td>Cllr Hawkins</td><td>Cllr Rose</td></tr><tr><td>Cllr Hodgson</td><td>Cllr Rowe</td></tr><tr><td>Cllr Holway</td><td>Cllr Smerdon</td></tr><tr><td>Cllr Hopwood</td><td>Cllr Spencer</td></tr><tr><td>Cllr Jackson</td><td>Cllr Sweett</td></tr><tr><td>Cllr Jones</td><td>Cllr Taylor</td></tr><tr><td>Cllr Kemp</td><td>Cllr Thomas</td></tr><tr><td>Cllr Long</td><td></td></tr></tbody></table>	Cllr Abbott	Cllr McKay	Cllr Baldry	Cllr O'Callaghan	Cllr Bastone	Cllr Pannell	Cllr Birch	Cllr Pearce	Cllr Brazil	Cllr Pennington	Cllr Brown	Cllr Pringle	Cllr Chown	Cllr Reeve	Cllr Hawkins	Cllr Rose	Cllr Hodgson	Cllr Rowe	Cllr Holway	Cllr Smerdon	Cllr Hopwood	Cllr Spencer	Cllr Jackson	Cllr Sweett	Cllr Jones	Cllr Taylor	Cllr Kemp	Cllr Thomas	Cllr Long	
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Interests – Declaration and Restriction on Participation:	Members are reminded of their responsibility to declare any disclosable pecuniary interest not entered in the Authority's register or local non pecuniary interest which they have in any item of business on the agenda (subject to the exception for sensitive information) and to leave the meeting prior to discussion and voting on an item in which they have a disclosable pecuniary interest.																														
Committee administrator:	Democratic.Services@swdevon.gov.uk																														

1. Minutes	1 - 14
to approve as a correct record the minutes of the meeting of the Council held on 23 September 2021	
2. Urgent Business	
the Chairman to announce if any item not on the agenda should be considered on the basis that he considers it as a matter of urgency (any such item to be dealt with under 'Business Brought forward by the Chairman');	
3. Exempt Information	
to consider whether the consideration of any item of business would be likely to disclose exempt information and if so the category of such exempt information;	
4. Declarations of Interest	
Members are invited to declare any personal; or disclosable pecuniary interests, including the nature and extent of such interests they may have in any items to be considered at this meeting;	
5. Business Brought Forward by the Chairman	
to consider business (if any) brought forward by the Chairman;	
6. Annual Review of Health and Safety Policy Statement	15 - 36
7. Three Yearly Review of Gambling Statement of Licensing Principles	37 - 106
8. Garden Waste	107 - 112
Referral from the Overview & Scrutiny Committee Call-in and the Subsequent Executive Response	
9. St Anns Chapel Housing Project	113 - 128
10. Reports of Bodies	
to receive and as may be necessary approve the minutes and recommendations of the under-mentioned Bodies:	
(* Indicates minutes containing recommendations to Council).	
(a) Development Management Committee - 8 September 2021	129 - 136
(b) Salcombe Harbour Board - 20 September 2021	137 - 140

(c)	Development Management Committee - 6 October 2021	141 - 152
(d)	Overview & Scrutiny Committee* - 13 October 2021	153 - 158
(e)	Executive* - 14 October 2021	159 - 168
(f)	Audit Committee - 28 October 2021	169 - 172
(g)	Overview & Scrutiny Committee - 4 November 2021	173 - 182
(h)	Special Executive - 11 November 2021	183 - 188
11.	Public Question Time	189 – 190

12. Questions

to consider the following question received in accordance with Council Procedure Rule 8.

(a) From Cllr Baldry to Cllr Pearce (Leader of the Council)

'Planning Applications

In the interest of public transparency, will the Leader agree that all applicants for planning permission for 5 or more dwellings, are asked to disclose whether in the past 10 years they have made a donation to a British political party?'

13. Notice of Motion

to consider the following motions received in accordance with Council Procedure Rule 10.1

a) From Cllr O'Callaghan and Cllr Jackson

'There is a housing crisis in the South Hams, and genuinely affordable homes for local people must be our top priority.

The Council will look to find solutions by forming a Working Group in the immediate future which will report back to the Executive and/or Full Council as soon as is practicable.'

b) From Cllr Rose and Cllr Chown

Moving away from Gas and Oil in South Hams

The transition away from fossil fuels is complex, expensive, and urgent. While SHDC is often reliant on National Government policy to set the pace of the shift, we can significantly influence attitudes and behaviour through our communications and publicly stated intentions.

Council notes:

- *That many of our residents are deeply concerned that global CO2 emissions continue to rise.*
- *That the burning of fossil fuels, including gas and oil, is directly responsible for this.*
- *That Government policy is not yet in place to ban the installation of gas and oil boilers in new builds.*
- *That a great deal of time and expense are being invested into retrofitting houses to emit less CO2.*
- *That developers were given notice as long ago as 2007 under the Code for Sustainable Homes that all new homes would have to be zero carbon by 2016. These requirements were scrapped in 2015.*
- *The comments from Sustainable South Hams:
'New homes need to be built to zero carbon standards as would have been required by 2016 under the scrapped Code for Sustainable Homes. This reduces up-front costs for heating infrastructure and brings running costs down, as well as lessening the burden on the electricity grid. Aside from ensuring homes are insulated to best practice standards, one of the best tried and tested means to achieve zero carbon is to install a heat pump. Air-source and ground-source heat pumps are as green as the electricity powering them. So as the UK's remarkable progress in greening its electricity grid continues, heat pumps will tend towards zero carbon in operation. They also of course emit no dangerous PM2.5 particulates, unlike gas and oil boilers. And as SHDC stated in the April 2018 Clean Air Strategy, "there is no safe level for PM2.5", and "life expectancy can be significantly affected due to exposure to poor air quality".'*

Council agrees:

- *That it is likely that most gas boilers installed from today will eventually need to be removed and replaced with heat pumps.*
- *That in a time of climate and ecological emergency it is unacceptable for gas and oil boilers to be installed in new builds.*
- *That our residents should not be exposed to PM2.5, for which SHDC has already stated that there is no 'safe' level.*

And therefore, South Hams District Council resolves to:

- *Make a public statement to house builders informing them that: SHDC will be banning the installation of gas and oil boilers in new builds as soon as we are able to under Central Government regulations. Developers should consider this as fair warning and the beginning of a grace period to*

prepare for this change.

- *To lobby Central Government to bring forward policy that requires new builds to be zero carbon.*
- *To lobby Central Government to bring forward policy to ban the installation of gas and oil boilers in new builds.*

c) From Cllr Pennington and Cllr Long

1. *This Council asks that the Executive make all necessary arrangements to empty resident's Brown Garden Waste Bins as soon as possible.*

Options being by the use of multiple contractors to cover different areas within the District; and/or by FCC arranging overtime with existing staff for this one off collection.

2. *This Council asks the Executive to revoke the decision to suspend the South Hams garden waste collections until spring 2022. And for the great benefit of South Hams residents and council taxpayers renegotiate with FCC this hugely appreciated service during the months of January, February and March 2022 under the terms of the agreed contract. A monthly collection would suffice until the spring review is completed.*

d) From Cllr Sweett and Cllr Long

Due to the further increases in house prices over the past eighteen months combined with a lack of available rental properties in the South West many local people especially young people do not have housing options within their home towns and villages. This Council will recommence the useful discussions between various traveller groups, 'caravan dwellers', interested parties and South Hams officers to continue to find a variety of solutions to the 'housing' crisis. This will include the options discussed previously with the for example a transit site in collaboration with DCC, smaller sites within Wards, engage with developers on these issues and simplify the planning process for both tolerated sites and those living low impact lifestyles.

e) From Cllr Hodgson and Cllr Rose

In preparation for the forthcoming review of the Joint Local Plan, this Council will invite Parish Council's to propose potential hamlets and similar locations for new Conservation Area Assessments to ensure the future protection of some special heritage and historic locations in the district that are currently vulnerable to inappropriate new development.

f) From Cllr McKay and Cllr Birch

Background

The emergency we now face requires immediate action and much of this effort needs to come from our communities, but they need our help and support.

Sustainable South Hams (SSH) is a local organisation working to coordinate the activities of the myriad groups and parish councils across the district that are each working hard to try and address the emergency of climate change and biodiversity loss. By bringing groups together, so that there is a sharing of knowledge, experience and expertise, as well as through training in the many disciplines needed, the efforts of the whole community of volunteers can be much more efficient and effective.

SSH have been highly effective in bringing groups together and promoting the sharing of knowledge through monthly members meetings, networking introductions and project visits and would make ideal partners for the Council to work with to compliment and enhance its own efforts in this area.

SSH are in a unique position to deliver results. They started only 2 years ago and have proven themselves to be professional, extraordinarily hard working and delivering exactly what is needed to make sure we have the best chance of being ready for the future.

The task SSH has taken on is enormous. It is not a local group, it is now a key local organisation in the mitigation and adaptation race against climate-change and biodiversity loss. It needs our support and it is requesting a grant of £22,500 to be used for:

£3.5k Basic Business Setup (CIC formation, Website, Marketing, IT etc.)

£10k Project Management (1.5 days per week)

£6k Paying Mentors to assist new projects delivery (1 day per week)

£3k Revenue Stream Development and Funding Application (0.5 days per week)

Motion

This Council recognises the outstanding and important contribution that SSH has made to addressing Climate Change and Biodiversity loss

and in order for it to continue and to build on the work it has done, this Council feels it is appropriate to award a discretionary grant to SSH of £22,500 to be taken from the Council's Climate Change and Biodiversity Fund.

g) From Cllr Hodgson and Cllr Rose

In light of the current difficulties with the collection of green waste and the likelihood that this will remain a problem for some areas of the district, and in the spirit of COP 26 to reduce the carbon footprint of waste recycling, this Council will encourage and support community composting initiatives that are supported by parish councils in the South Hams.