

DRAFT**MARSH FARM LIAISON COMMITTEE**

Minutes of a meeting held on Thursday 10th. June at 7.30pm at Salford Priors Memorial Hall.

1. Opening of Meeting by Chairman of Salford Priors Parish Council, Cllr. Tony Wolfe

Cllr. Wolfe welcomed everyone to the meeting and introduced those present:

Cllr. John Stedman, Salford Priors Parish Council.

Cllr. Joy Keeley, Bidford Parish Council.

Cllr. John Hendey, Bidford Parish Council.

Cllr. Peter Barnes, Warwickshire County Council.

Cllr. Brian Slaughter, Stratford on Avon District Council.

Mr Tony Rowley, Development Manager, CEMEX.

Mr Ian Southcott, UK Community Affairs Manager, CEMEX.

Miss Sue Broomhead, Senior Planning Officer, Warwickshire County Council.

Mr Matthew Williams, Senior Planning Officer, Warwickshire County Council.

Mrs Elizabeth Uggerløse, Clerk to Bidford Parish Council.

Mr Michael Philpott, Clerk to Salford Priors Parish Council.

Also present:

Cllr. Darren Pemberton, Stratford on Avon District Council.

Mr John Fenlon, South Warwickshire Environmental Association.

Mr Liam Maude, South Warwickshire Environmental Association.

2. Apologies for absence

There were no apologies for absence.

3. Invitation to County Cllr. P Barnes to address meeting.

Cllr. Barnes said that when former Chairman of the Committee, Cllr. Kim James, had resigned, it was found that the District Council representative had not been properly appointed and also that both the parish councils had more representatives than shown in the original agreement. His aim was to regularise matters and to ensure the committee was effective in monitoring the activities of the operator on behalf of the residents of the parishes. He asked that the Minutes should be agreed between the Clerk and CEMEX and circulated to all members.

Discussion then turned to the membership of the Committee. Cllr. Stedman said it was a "Group" with no powers and should be informal. He also objected to detailed notes being taken by Mr Maude on his laptop. Cllr. Keeley expressed surprise that the S52 Agreement had been changed with no consultation and said that if the membership was still under review then Bidford would like to have three representatives. Cllr. Stedman said he considered the Regulatory Committee did not have the powers to change the original agreement and it would be ultra-vires to add new members. He had prepared a document setting out his reasons but the Chairman declined to have it read. Miss Broomhead confirmed that the County Council did have the powers to change the S52 Agreement and that it was for the meeting to decide if it wished the representatives of the South Warwickshire Environmental Association and Cllr. Pemberton to join the meeting before the formal agreement admitting them had been signed. The meeting decided not to admit the additional members until the Agreement had been confirmed. Mr Rowley said that CEMEX had no objection to additional members from Bidford and Salford Priors but suggested that there should be opportunities to co-opt to the group if this would facilitate liaison. Mr Williams agreed to consider further all the points raised.

4. Confirmation of mode of operation of Committee

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Mr Philpott had circulated copies of the original S52 Agreement and the note of the inaugural meeting held on 14th. September 1989 that set out the principles of operation of the committee. Apart from minor updating members of the committee did not raise any major issues and Mr Philpott proposed that he bring the document up to date and circulate a revised document for confirmation at the next meeting. Members confirmed their agreement to the Chairman being from Salford Priors PC and also that advisors present were able to speak and contribute to the discussion.

5. Progress of extraction and filling of Marsh Farm Quarry

Mr Rowley said that CEMEX was nearing the end of excavations South of Broom Lane. The only significant material remaining was that under land cut off to the East of the A46. In accordance with the revised restoration proposals infilling was concentrated on restoring the area visible from Broom Lane. In addition to imported materials CEMEX would also be excavating some materials from the lagoon area. Mr Rowley said that he had provided an update of the restoration plan together with scheduled dates for completing the various areas. However, he cautioned that as CEMEX did not operate an open tip and only took contracted materials from construction sites they were subject to uncertainty and the vagaries of the construction industry.

6. Monitoring information to be provided by operator.

In the circulated papers Mr Philpott had asked CEMEX to provide the following information:

1. An up to date survey and calculation of quantity of infill materials required to complete restoration of site.
2. The total of materials exported from the site on a quarterly basis.
3. The total of materials imported to the site on a quarterly basis.
4. A forecast of infill material contracts expected to be gained.
5. Mapping of the site to show fully restored areas on a quarterly basis.

Mr Rowley said that items 2, 3, and 4 were commercially sensitive and he was not prepared to provide this information. Mr Philpott then said that if the remaining void figure in cu.m. was provided on a quarterly basis then this would enable the Committee to monitor progress. Mr Rowley said he would provide this information on a six monthly basis and Mr Philpott asked for the first calculation to be provided as a matter of urgency since he had previously requested it at the last meeting in April 2009. The Committee agreed to this compromise.

7. Marsh Farm Quarry extension North of Broom Lane

Mr Rowley said that no infill was required to complete the restoration of the planned site North of Broom Lane and that the water level in the lake would rise and fall. In response to questions from Mr Philpott he said that no topsoil would be available to assist in the restoration of the site South of Broom Lane and also that improvements to the drainage to Broom Lane were to be incorporated into the final design.

Miss Broomhead said that the new agreement and conditions of the planning permission had not yet been signed off and discussions were ongoing between CEMEX and WCC. She estimated it would be at least another month before everything was complete. Cllr. Keeley enquired regarding the times when operations across Broom Lane would stop and was informed that there would be half-hour breaks in the morning and the afternoon the times of which had been agreed with Dunnington School. Mr Rowley said the company would be flexible on this issue. Mrs Uggerløse asked how many dump trucks would be crossing the road and Mr Rowley said it would be about 10 – 12 per hour during the “campaigns”. Also, there would not be traffic lights because of the layout of Broom Lane.

Cllr. Wolfe asked if there would be any visual screening to the operations and Mr Rowley said that some bunds would be constructed. Cllr. Stedman referred to the presence of sand martins and the

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possibility of leaving a suitable exposed face to provide nesting sites. Mr Rowley described some problems with making such provision but agreed to look into this. Finally, Cllr. Wolfe asked regarding the timescale and was informed that all works should be complete within 4.5 years, this figure being made up from 1.5 years before excavation started, two 6 month summer campaigns, and 1 year for restoration. Mr Rowley said he expected this to be the maximum timescale.

8. Update on County Minerals Core Strategy

Mr Williams said that the Core Strategy had not moved forward very much for several reasons; the change of government, the number of comments received, the demise of the Regional Spatial Strategy as queried by Mrs Uggerløse, and the need to await further guidance. Mr Philpott asked which policy documents would apply for future site proposals. Miss Broomhead said that a statement on the policy issues had been included in the planning report on the Marsh Farm extension. Other sites such as Broom Court Farm and the site in Salford Priors between Abbots Salford and Harvington were included in the old Development Plan that still had status in the absence of further strategies.

Cllr. Keeley asked if Broom Court Farm would be considered an extension to Marsh Farm if the existing processing plant was used. Mr Williams emphasised that the situation was confusing and causing problems and new sites would each have to be considered on their merits. Cllr. Stedman asked about the status of Berry Coppice and Mr Rowley said that the site had emerged earlier than anticipated as a result of the new process whereby companies were asked by WCC to identify possible sites. When the strategy document was published it gave the impression that they were making a planning application but this was not the case. CEMEX had expected there would be more sieving by WCC and if it had anticipated what had happened the company would have consulted the Liaison Committee in advance.

9. Dates of future meetings

The meeting welcomed the production of a list of proposed meeting dates through to the end of 2011. It was agreed that other dates could be added if necessary and that the description of “meeting” or “inspection” could be interchangeable. The dates proposed were:

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| Thursday | 10 th . | June 2010 | Meeting |
| Thursday | 12 th . | August 2010 | Inspection |
| Thursday | 14 th . | October 2010 | Meeting |
| Thursday | 10 th . | February 2011 | Meeting |
| Thursday | 9 th . | June 2011 | Meeting |
| Thursday | 11 th . | August 2011 | Inspection |
| Thursday | 12 th . | October 2011 | Meeting |

10. Any other business

Cllr. Pemberton requested that he and the SWEA members should receive copies of the Minutes and correspondence and the meeting agreed.

Cllr. Stedman said he had borrowed a file belonging to a third party showing that 29 meetings of the Liaison Committee had taken place since its inception.

Cllr. Wolfe circulated a copy of an exchange of letters between new Stratford MP Nadhim Zahawi and Gonzalo Galindo, President of CEMEX UK.

Cllr. Wolfe thanked all members for their attendance and closed the meeting at 9.15pm.