



Edenbridge Town Council



Town Clerk: Caroline Leet

Open Spaces | 07 Nov 2022 | Full Agenda (Excludes Confidential Items) | v:1

To Councillors: J Aldridge, A Baker (Chair), A Damodaran, V Jennings, A Layland, N Lloyd, S McGregor (Vice-Chair), A Read, S Taylor, B Todd.

Notice is hereby given of an Open Spaces Meeting to be held in Rickards Hall on 7 November 2022 at 8:30 pm, which Councillors are summonsed to attend.

Town Clerk
2 November 2022

To assist in the speedy and efficient dispatch of business members wishing to obtain factual information on items included on the Agenda are asked to enquire of the Town Clerk prior to the day of the meeting.

Council Meetings may be recorded. Any person intending to make recordings is advised to notify the Clerk in advance so that appropriate arrangements can be made

Agenda

1 - Apologies for Absence	3
2 - Declarations of Interests, or Predeterminations	3
3 - Public Questions	3
4 - To Receive and Sign Minutes of The Open Spaces Committee 5 September 2022	3
5 - To Receive Analysis of Receipts and Payments to 30 SEPTEMBER 2022	3
6 - Head Groundsman's Report	3
7 - Open Spaces Business	4
7.1 - To receive the Burial Report	4
7.2 - Allotments: Letter to Forge Croft plot holders	4
7.3 - To receive feedback from the Ready Steady Grow Awards Presentation evening on 04 October and to consider if the event should continue for 2023	4
7.4 - Westways: To receive an update on the two new additional streetlights	5
7.5 - Streetlighting replacement programme: To reconsider the allocated replacement streetlights for 2022/23	5
7.6 - To consider replacement of two gates at the Recreation Ground playground and the expenditure of £2,200 plus vat (for two gates)	7
7.7 - To receive an update on the Retention Dam	7
7.8 - To receive an update on the tree planting programme	7
7.8.1 - To ratify the expenditure of £540 for 11 trees (two of which will be reimbursed)	7
7.8.2 - To approve the expenditure of up to £100 for one further memorial tree (costs to be reimbursed)	7
7.9 - Blossom Park car park: residential parking	7
8 - Other Open Spaces Business	8
8.1 - Electric Vehicle Charging Points: Kent Smarter Travel Scheme (KSTS) has confirmed Market Yard car park is suitable for EVCs under the KSTS, and has offered installation of 2, 3 or 4 7kw chargers	8
8.2 - To consider the expenditure for an additional waste bin at the Recreation Ground playground - older children's end - and the expenditure of £680	9
9 - Budgets	9
9.1 - 10- and 30-year maintenance plans	9

9.2 - Streetlighting replacement programme 2023/24: to consider number of columns and locations	10
9.3 - Budget recommendation for 2023/24 to Finance Committee	10
10 - Byelaws	11
10.1 - To receive a request to consider no dogs off leads at the Recreation Ground	12
10.2 - To receive a resident request to consider permitting a group to fly electric powered model aircraft	12
10.3 - To receive the draft amended (model) Byelaws and consider publishing for consultation	13
11 - News Release	13
12 - Matters for Future Agendas	13
13 - Date of Next Meeting – 13 February 2023	13
Annex 1 Financial Budget Comparison	14
Annex 2 OS Officers Report.pdf	16
Annex 3 Allotments Letter to Forge Croft Holders	17
Annex 7 10.3 NALC Bylaws.pdf	18

1 **Apologies for Absence**


2 **Declarations of Interests, or Predeterminations**

Including any interests not already registered.

3 **Public Questions**

Members of the public, and Members with prejudicial interests on items on the Agenda, may make representations, answer, ask questions and give evidence at this meeting in respect of items on the Agenda. (This is the only opportunity for the public to make a contribution during the meeting.) Both public and Members are limited to three minutes each to speak, and the total time allocated for public questions shall not exceed 15 minutes unless directed by the Chairman of the meeting.

4 **To Receive and Sign Minutes of The Open Spaces Committee 5 September 2022**

 Open Spaces | 05 Sep 2022 v.1 | Minutes (Pages 9775 to 9779)

5 **To Receive Analysis of Receipts and Payments to 30 SEPTEMBER 2022**

See attached 6 monthly report.

Open Spaces summary - 6 months 1 April - 30 September

Budget 2022-23			
	Budget	To date	%
Total Expenditure	£ 350,530.14	£ 153,505.21	44%
Total Income	£ 371,730.00	£ 357,909.08	96%

 Annex 1: Financial Budget Comparison

6 **Head Groundsman's Report**

Routine seasonal work

- Grass cutting all sites
- Weed killing
- Weeding and flower bed maintenance
- Maintaining planters through town, including Doggetts barn. and beds in cemetery
- Hedge cutting and pruning shrubs
- Pitch over marking and maintenance
- Leaf clearance

The team installed some new Perspex to some of the councils notice boards and signs.

We have recently planted a variety of new trees across the council's sites and have a further two to go in at blossoms park once the ground has been prepared.

The team have erected a new chestnut fence around the perimeter of the pond at Mowshurst. This has redefined the boundary and makes the route of the footpath more visible.

We have recently taken delivery of a load of woodchip and will be spreading it across some of the wetter walking/ driving routes across the council's sites to help with accessibility. It will also be used where possible on the flower beds to help suppress weeds.

Both ladders that were on order have been received and are being safely stored at the depot.

The large scale weed spraying was completed in early September and this continues to aid us in presenting the council's sports pitches to the highest possible standard.

The team have now planted the winter plants in planters through the town and in the courtyard at Doggetts Barn.

Items for the future

The annual pitch decompaction at the recreation ground and Mowshurst is set to commence the week of the 14/11. (Expenditure approved Council October meeting.)

7 Open Spaces Business

 [Annex 2: OS Officers Report.pdf](#)

7.1 To receive the Burial Report

The burial report is as follows and updates the record of Cemetery activity:

September/October 2022: 3 ashes, 2 burials. 1 new grant of right

7.2 Allotments: Letter to Forge Croft plot holders

To note a letter has been sent to all plot holders at Forge Croft site regarding condition of plots

The few issues are being monitored and will be reviewed with the tenancy renewals.

 [Annex 3: Allotments Letter to Forge Croft Holders](#)

7.3 To receive feedback from the Ready Steady Grow Awards Presentation evening on 04 October and to consider if the event should continue for 2023

The Awards presentation evening finally took place on 4 October (having been rescheduled due to the mourning period). It was enjoyed by those who attend, with the winners and runner ups of the seven categories delighted with their prizes. Jim Buttress presented the prizes and then entertained with anecdotes from his gardening career.

Do Members want to continue with event for 2023?

 <https://www.edenbridgetowncouncil.gov.uk/????????-????????-????????/>

7.4 Westways: To receive an update on the two new additional streetlights

An update on progress and costs was reported to the September meeting.

To summarise where we are:

Activity to date:

- Streetlight outside number 8 - is installed and working (August)
- Streetlight planned for outside number 15 – unable to complete works due to concrete preventing underground cabling. Needs to be relocated to now outside number 20. The column had been installed by Streetlights – will need moving.
- Residents outside number 20 and surrounding consulted. No objections.
- Streetlights instructed to proceed with new location (outside no 20).

To do:

- License amendment required from Kent Highways
- Installation of Streetlight at number 20, and removable of column from no 15

Costs (Total £7377.25):

- UKPN for 2 x cabling new streetlights £4,218 (£2,790 for 2 x streetlights cabling plus additionally £1,428 for no 15*).
- Streetlights costs for 2 new columns £2,350
- Streetlights additional costs for moving column sited outside no 15, £681.75 (reported 31 August)
- Highways Licence £127.50

Funding

- CIL funding approved £5k March 2021
- * UKPN have confirm partial refund for trenching not done amount to be notified
- OS June reported additional UKPN costs funded possibly through small projects if need. (Currently recorded under contingencies in budget, code 3080.)
- CIL bid for additional cost to November CIL Board. Additional cost £2,377.25* - after the CIL £5k.

*yet to be confirmed and deducted.

Do Members confirm the costs, and support the CIL bid application to fund the additional expenditure? Or to leave under funding from OS contingencies (3080)?

7.5 Streetlighting replacement programme: To reconsider the allocated replacement streetlights for 2022/23

Open Spaces Committee – September 2021 – approved the following streetlights, but the costs were estimates from UKPN:

The following columns were proposed:

Column numbers	Road	Streetlights	UKPN	Total net VAT
----------------	------	--------------	------	---------------

81, 82, 83	Hilders Lane	3,525.00	3,096.00	6,621.00
235, 236, 240	Swan Lane	3,525.00	3,096.00	6,621.00
Column totals		7,050.00	6,192.00	13,242.00

And to replace the following concrete ones:

Column numbers	Road	Streetlights	UKPN	Total net VAT
16, 19, 21	Cedar Drive	3,525.00	3,096.00	6,621.00
155, 158	Park Avenue	2,350.00	2,064.00	4,414.00
Column totals		5,875.00	5,160.00	11,035.00

Resolved: to schedule the above 11 columns as the project for the street light replacement programme in 2022/23 at a cost of £24,277 plus VAT, and any surplus funds to be used to paint and number some of the more recent metal replacement columns.

However, the actual quote has come in at £38,572 (UKPN £25,647 which include traffic management; £12,925 Streetlights costs). This is above the budget £25k.

In view of the building works beginning at Stangrove Park Estate, it is proposed to postpone the replacement of columns on the estate until after the works have been completed (or near completion).

There are currently 64 columns/pole box streetlights remaining on the existing replacement programme (249 lights in total maintained by ETC).

The amended proposal for 2022/23 is to replace the following Columns:

Column No.	Street	Disconnecti on/Reconnec tion	Traffic Man agement	reinstateme nt Costs	UKPN Total cost	Streetlights costs/new coloums HL total & SL total
78	Hilders Lane	£865.00	£1,072.00	£533.00	£2,470.00	
79	Hilders Lane	£865.00	£1,072.00	£533.00	£2,470.00	
83	Hilders Lane	£865.00	£1,072.00	£533.00	£2,860.00	£3,525.00
235	Swan Lane	£998.00	£1,072.00	£533.00	£2,619.00	
236	Swan Lane	£865.00	£1,072.00	£533.00	£2,470.00	
240	Swan Lane	£998.00	£1,072.00	£533.00	£2,603.00	£3,525.00
					£15,118.00	£7,050.00

Budget	£25,000.00
sub total	£22,168,00
remaining	£2,832.00

**Do Members support the changes to the replacement columns for the current year, as detailed above, and the total expenditure of up to £22,168?
This would leave £2,832, do Members propose to move this to the OS reserves towards the next phase of the replacement programme.**

7.6 To consider replacement of two gates at the Recreation Ground playground and the expenditure of £2,200 plus vat (for two gates)

September meeting noted damage/vandalism to three playground gates including two at the new Recreation Ground playground. Although the gates do close, they now allow easy access for animals. This could be funded from small projects (3100).

Do members support the expenditure of £2,200 plus vat for new more robust playground quality gates.

7.7 To receive an update on the Retention Dam

Following the September meeting decision when Members asked to consult residents about the future of the retention dam, it has not been possible to proceed with this as yet.

7.8 To receive an update on the tree planting programme

7.8.1 To ratify the expenditure of £540 for 11 trees (two of which will be reimbursed)

The replanting programme and Jubilee trees were supported by Committee, and has been on a number of agendas. Cllrs Baker, Layland and the Head Groundsman have now purchased 11 trees (two of which are on behalf of Rotary Club and Cricket Club, and are yet to be planted). The Council ones have been plants. Sadly, one in Stangrove Park was snapped.

Do Members endorse 7.8.1

7.8.2 To approve the expenditure of up to £100 for one further memorial tree (costs to be reimbursed)

Do Members approve 7.8.2?

7.9 Blossom Park car park: residential parking

To note ongoing complaints re residents parking preventing parking for users of the facilities. A letter has been sent to residents advising the car park is for park users.

The Council office receives complaints from users of the park of the difficulties of parking – usually due to vehicles of none park users. In response to this a letter was sent in March 2022 to residents near the park. Initially complaints ceased, but they have started again. Last week a user called to say she was unable to park when trying to take her disabled child to the skate area.

8 Other Open Spaces Business

8.1 Electric Vehicle Charging Points: Kent Smarter Travel Scheme (KSTS) has confirmed Market Yard car park is suitable for EVCs under the KSTS, and has offered installation of 2, 3 or 4 7kw chargers

(Council July 2021 supported EVCs in its car parks and CIL Board October 2021 approved up to £7.500 contribution towards the KSTS scheme)

Last month Cllrs Baker, Lalyland and the Town Clerk attended a Zoom meeting with KCC officers for the Kent Smarter Travel Scheme (KTST).

Summary of discussion:

Under the KSTS Parish Project, KCC are willing to offer the installation of 2, 3 or 4 x 7kw chargers. This will help visitors and residents to top up their charge. This is slow charging, so unlikely to give someone a full battery unless they can stay overnight. This can be either at the Market Yard or the Rugby Club.

There is potential that in future, further funding may become available, at which point KCC would be keen to extend the charging provision locally. The initial cost for 2 or 4 is not much greater, but the cost to go back at a later date to add from 2 to say 4 would be higher.


Another option discussed was the Town Council engaging in a Concession contract with a Charge Point Operator (CPO) to install rapid chargers at Market Yard car park. These tend to be 15+ year contracts. The CPO would pay all costs and pay either a base rental per annum (for exclusive use of the bays) or a profit share agreement. Suppliers such as Instavolt, Osprey, Gridserve, Mer offer this. The Council could procure through a KCC framework and they will help to guide if Members prefer this option. This would offer quicker turnaround and higher speed of charge. Although, the cost per kwh tends to be high for the end user (Osprey currently charge £1 per kwh to the end user!). If Members do prefer to consider this for Market Yard car park, KSTS would consider to install some chargers at the Rugby Club under the Parish project. A copy of the template Parish Agreement is attached (confidential).

NB: Planning and Transportation agenda papers (item 12.1) has information on scheme; full Council July 2021 resolved “ to support the KCC EVC scheme and submit an application for its three car parks to be considered: Market Yard Car Park, the Recreation Ground car park by the sports pavilion, and Mowshurst car park”. Whilst ETC supported this over a year ago, KSTS did not then have the available funding in the scheme, but do now have some additional funds.

How do Members want to proceed? Do Members want to proceed with the KSTS electric chargers for Market Yard car park or the Rugby Club car park? If Members want to

proceed, how many chargers 2, 3, or 4?

If Members do not want the KSTS for Market Yard car park, do they want to consider investigating a CPO option and contract?

 Confidential Annex 4 (omitted from public documents): KCC Sample EV Agreement

8.2 **To consider the expenditure for an additional waste bin at the Recreation Ground playground – older children’s end – and the expenditure of £680**

NB: there is sufficient funding available from the Playground refurbishment CIL award which could cover the cost under the project

A request has been received for an additional bin at the older children’s end of the new playground area. Whilst the CIL budget for the playground does have a surplus, this is money held back under ‘reinstatement’ which did not take place. Blossoms Park and the west car park at the Rec received replacement bins using the Welcome Fund donated bins, and therefore those costs were not needed from replacement equipment budget (3040).

Do Members approve the expenditure of £680 for a second waste bin plus £50 carriage using replacement equipment budget (3040)? The alternative would be to use part of the retained CIL allocation for this park project? (total cost £730)

9 **Budgets**

9.1 **10- and 30-year maintenance plans**

The plan for 2023-24 currently contains budgets of: 10- year £38,764 (includes annual, routine scheduled maintenance works. These are all necessary works) 30-year £31,500 (includes £25k streetlights, £1,500 Mowshurst pitch, £5k playground equip cont).

At this stage these recommendations do not include an uplift/inflation increase. The 10-year (above) includes some annual budget expenditure, and the Finance Committee will be asked to consider separating these tasks with a new code identifying them, and leaving the 10-year code for other longer term routine works.

Annual recurring costs (currently in the 10-year), based on invoices from 2021/22:

Hedge-cutting across 4 sites	£1,895
Pump maintenance (sports pav. and Mill Leat)	£300 survey
Weed spraying 3 sites	£1,390
Pitch decompaction (Mowshurst, Rec)	£2,400
Gully pots empty (M Yard and Rec)	£ 900
Playground Inspections	£ 500
Skate Park riding surface repairs	£1,740
Jubilee Clock service	£ 265
Interceptor tank empty (MYCP)	£905

Do Members agree to recommend to the Finance Committee to maintain the 10-and-30 budget proposals for 2023-24. NB: Finance Committee will receive details on the overall 30-year plan. Current RPI 12.6% CPI £8.8%

9.2 Streetlighting replacement programme 2023/24: to consider number of columns and locations

The 30-year plan has £25k budgeted.

We have asked our lighting contractor to quote for the completion of the remaining streetlights along Swan Lane and Hilders Lane:

- replace Column No. 241 in Swan Lane – this is near the proposed bus shelter and would need to be relocated. The current column is of the 1985 style and needs replacement. Moving its location to accommodate the bus shelter would increase its costs.
- replacement of the pole boxes on column Nos. 81 and 82 in Hilders Lane.

To make-up the allocated budget, do Members want: to prioritise the remaining 10 concrete columns are on Stangrove Estate or delay until after the development works are completed?

Or, do Members want to look to replace some of the old steel columns?

9.3 Budget recommendation for 2023/24 to Finance Committee

The budget costs are mostly ongoing expenditure of running costs and have been scrutinised. Open Spaces Office costs, Computer, IT licences, council/staff insurances, HR, H&S are covered under Central Services budgets.

Some summary notes:

- Business rates has assumed a 6% up lift
- Utilities for the buildings are fixed to June 2025. The same budget has been assumed
- Staffing costs have been considered by Personnel Committee (03 November)
- Code 3030/External Services – includes £603 (approved by Council October 2022) for a new SDC waste bin for MYCP. However, we have put hold on this as SDC waste collection day is Friday so there should not be a problem following market days. Rubbish from the toilets can use the new bin at Doggetts. Should the one at Doggetts need be larger, we can consider this when needed.
- 3100/small projects – This has been reduced to allow for what maybe ‘what ifs’ but no luxuries. Of course, a ‘what if’ could be more (was £4,250)
- 3110/vandalism - This has been reduced as is unpredictable, but we have looked at previous years. Budget was £5,100 reduce to £3,000
- 3115/footpaths – deleted
- 3135/street lighting contract – have allowed a £500 uplift to £7,500
- 3136/public lighting repairs – kept budget same as in unpredictable.
- 3140/10 year plan – (reference agenda item 9.1) to separate the annual costs in to

new code and 10-year to be for the scheduled routine works which occur for example every 2-3 years. £28,469

- 3141/new code annual costs-inspections – (agenda 9.1) £10,295

Income

- 305 cemetery fees – past two years have been over budgeted £15k. Propose to increase budget to £16,500
- 310 rents – the fees and charges are yet to be reviewed and agreed; not all can be increased
- 311 market rents – have assumed an increase from £6k to £8k having considered last year and this year's income

Streetlighting energy is an unknown due to the current energy crisis. It was reported to October full Council that the energy prices for streetlighting remain for the current budget year, but not for the new budget year 2023/24. No offers are currently available, but we will keep in touch with the energy company. The proposed budget below has assumed a 50% uplift from £11,000 to £16,500.

How do Members want to budget for the streetlight energy?

Do Members want to continue with the quarterly bulky waste collections? (*The draft budget has assumed a 6% uplift*)

Do Members support the following full Open Spaces budget and to make recommendation the Finance Committee to consider (*see the budget comparison attachment 2023/24 column*).

	Budget	2022/23	% Change
Total Expenditure	£ 377,615.00	£ 350,530.14	8%
Other Income	£ 44,150.00	£ 38,104.00	16%
Precept for Open Spaces	£ 333,465.00	£ 333,626.00	0%
Total income	£ 377,615.00	£ 371,730.00	2%

10 **Byelaws**

A little bit of information taken from the .gov.uk website and guidance for councils on making, amending and revoking byelaws:

- A byelaw cannot be made where alternative legislative measures already exist that could be used to address the problem.
- byelaws should be proportionate and should not have an unnecessary, excessive or disproportionate effect on individuals or businesses.
- Procedures for making new byelaws are listed on .gov.uk under making a new byelaw

The proposed draft byelaws are based on the model byelaws, there are new no specific new proposed byelaws and therefore will not need to be submitted to the department of levelling

up for approval. The legal advice received on some wording clarity does not indicate this either.

10.1 **To receive a request to consider no dogs off leads at the Recreation Ground**

A member has asked for this to be added to the agenda following a recent visit to the Recreation Ground and seeing a lot of dog fouling in the public area. The Rugby Club has also in the past raised complaints about the amount of dog fouling. However, there are a number of issues to consider:

- There is a public right of way (PROW) that runs from the flood bund to the wooden bridge. The Council does not have the powers on PROWs
- There's no law which says that a dog must be kept on a lead when using a public right of way, but local authorities can make orders under section 27 of the Road Traffic Act 1988 to make it a requirement on specific paths
- Since dogs have been taken on highways since time immemorial, it's generally assumed that they can be considered a 'natural accompaniment' (a term used in a 19th century court case to describe things which might normally be taken by a walker) and that therefore dogs can be taken on public rights of way.
- Dog-related powers are held by the local authority (SDC). The gov.uk website advises byelaws relating to dogs should be addressed through Public Space Protection Orders which are the policy responsibility of the Home Office.
- New proposed byelaws would need to follow the process for 'making a new byelaw'. The local authority determines if there is a need to make a byelaw and if they have the power to make such a byelaw, then consults upon the proposed byelaw. In considering whether or not a byelaw is an appropriate method for dealing with an issue, the council must follow this process.

Other measures should be considered to help manage the issues of dogs on public spaces, for example improved signage for control of dogs, providing poop bags dispensing points. NB: The Rec has 6 assorted bins which can all be used for dog waste.

How do Members want to proceed?

10.2 **To receive a resident request to consider permitting a group to fly electric powered model aircraft**

Copy of a resident's email is attached (confidential) requesting permission to fly electric powered model aircraft. They are British Model Flying Association members. To consider:

- Suitability of location
- Should this be at agreed times
- Hiring of the Recreation Ground comes under the Rugby Club Lease
- The current and proposed amended byelaws (see part 6 of draft) does not permit 'model aircraft' powered-driven by combustion petrol vapour or other, or electric motors
- In the current byelaw for model aircraft it does say, 'no person shall in the ground, without Council sent, release any power-driven model aircraft for flight, or control

the flight of such an aircraft'

- The proposed amendment says, 'No person shall cause any power-driven model aircraft to:
 - (a) take off or otherwise be released for flight or control the flight of such an aircraft in or across the ground; or
 - (b) land in the ground without reasonable excuse'.


How do Members want to proceed?


 Confidential Annex 5 (omitted from public documents): Model Aircraft Flying request

- 10.3 **To receive the draft amended (model) Byelaws and consider publishing for consultation**
see the attached draft reviewed byelaws** (Confidential paper) Questions raised previously at Open Spaces Committee have now been put to NALC with a copy of the amended updated draft byelaws – a copy has been attached with draft Byelaws. These have been prepared using the Government's model byelaws.
Should Members approve the updated byelaws, the process that follows:

1. Send to the Secretary of State to endorse
2. Consult public, min 28-day period
3. A report of comments submitted to Council to consider
4. Should there be amendments the process (1) starts again
5. Full Council to consider adopting the new byelaws.
6. A copy is sent to the Byelaws Team, Department for Levelling Up.gov.uk
7. Notice of the byelaws need to be advertised minimum of 7-days before they be enacted
8. New signs can then be prepared for the Council's sites.

Do Members support the amended draft Byelaws which have been adapted from the Government's model byelaws?

 Confidential Annex 6 (omitted from public documents): Draft Byelaws

 Annex 7: 10.3 NALC Byelaws.pdf

11 **News Release**

12 **Matters for Future Agendas**

13 **Date of Next Meeting – 13 February 2023**

NB: any urgent Open Spaces matters will be presented to full Council (December or January meetings)

Financial Budget Comparison

Agenda item 5 - analysis of payments & income totals
Agenda item 9 - budgets 2023-24

Comparison between 30/09/22 and 04/11/22 inclusive. Includes due and unpaid transactions.

Excludes transactions with an invoice date prior to 30/09/22

		Previous Year's Net	2022/23	Actual Net	Balance	2023/24	
Open Spaces							
Income							
300	OS Allocation from Precept	£298,890.90	£333,626.00	£166,813.00	-£166,813.00	£0.00	
305	OS Cemetery Fees	£16,187.75	£15,000.00	£0.00	-£15,000.00	£16,500.00	
310	OS Rents	£11,916.83	£10,810.00	£76.05	-£10,733.95	£11,000.00	
311	OS Market Rents	£7,722.45	£6,000.00	£915.00	-£5,085.00	£8,000.00	
315	OS Maintenance Services	£4,675.08	£5,224.00	£0.00	-£5,224.00	£7,000.00	
320	OS Solar Panels	£1,908.37	£1,000.00	£0.00	-£1,000.00	£1,500.00	
325	OS Sundry Receipts	£2,197.43	£70.00	£0.79	-£69.21	£150.00	
Total Income		£343,498.81	£371,730.00	£167,804.84	-£203,925.16	£44,150.00	<i>Precept allocation top be added</i>
Expenditure							
3000	OS Staff Costs	£176,868.18	£179,775.14	£14,767.99	£165,007.15	£210,971.00	
3010	OS Utilities and Rates	£11,395.46	£12,375.00	£1,296.55	£11,078.45	£12,650.00	
3011	OS Market 1	£2,392.85	£3,600.00	£157.00	£3,443.00	£4,600.00	
3012	OS Market 2	£0.00	£0.00	£533.00	-£533.00	£0.00	
3016	OS Other Staff Expenses	£3,196.50	£3,000.00	£0.00	£3,000.00	£3,000.00	
3020	OS IT Equipment and Licences	£725.66	£0.00	£0.00	£0.00	£0.00	
3029	OS Bulky Waste Collection	£608.66	£1,200.00	£0.00	£1,200.00	£1,300.00	
3030	OS External Services Costs	£4,044.43	£6,000.00	£240.00	£5,760.00	£6,980.00	
3040	OS Replacement Equipment and Tools	£7,751.50	£6,630.00	£0.00	£6,630.00	£7,000.00	
3050	OS Materials	£4,870.88	£6,500.00	£430.28	£6,069.72	£6,800.00	
3055	OS Hanging Baskets & Plants	£5,632.38	£6,600.00	£0.00	£6,600.00	£6,300.00	
3060	OS Buildings Insurance	£2,139.00	£2,500.00	£0.00	£2,500.00	£2,600.00	
3065	OS Cemetery Expenditure	£110.00	£0.00	£0.00	£0.00	£150.00	
3070	OS Vehicles/Costs/Fuel	£8,181.27	£9,000.00	£0.00	£9,000.00	£9,000.00	
3080	OS Contingencies	£3,982.14	£3,000.00	£0.00	£3,000.00	£3,000.00	
3090	OS Subs/Misc	£571.65	£1,000.00	£43.39	£956.61	£1,000.00	
3100	OS Small Projects	£2,695.94	£4,250.00	£0.00	£4,250.00	£2,500.00	

Financial Budget Comparison

Comparison between 30/09/22 and 04/11/22 inclusive. Includes due and unpaid transactions.

Excludes transactions with an invoice date prior to 30/09/22

		Previous Year's Net	2022/23	Actual Net	Balance	2023/24
3110	OS Vandalism	£3,122.37	£5,100.00	£0.00	£5,100.00	£3,000.00
3115	XXXX OS Misc Maintenance Charges	£860.00	£0.00	£0.00	£0.00	£0.00
3120	XXXX OS Footpaths Equipment	£0.00	£0.00	£0.00	£0.00	£0.00
3130	OS Public Street Lighting Electricity	£9,095.96	£11,000.00	£0.00	£11,000.00	£16,500.00
3135	OS Public Street Light Contract Maintenance	£6,765.64	£7,000.00	£3,382.82	£3,617.18	£7,500.00
3136	OS Public Lighting Repairs	£2,154.75	£2,500.00	£0.00	£2,500.00	£2,500.00
3140	OS 10 Yr Maintenance Plan	£33,188.62	£24,500.00	£0.00	£24,500.00	£28,469.00
3141	OS Annual and Inspection Costs	£0.00	£0.00	£0.00	£0.00	£10,295.00
3145	OS 30 Yr Maintenance Plan	£32,320.00	£55,000.00	£0.00	£55,000.00	£31,500.00
Total Expenditure		£322,673.84	£350,530.14	£20,851.03	£329,679.11	£377,615.00

Open Spaces Committee meeting November report

Information/updates

Allotments policy review: This remains outstanding. The allotment tenancy renewals are issued in February/March 2023. The Town Clerk with the Community Warden has visited the Forge Croft allotments a couple of times to monitor issues with a very small number of plots, and has been liaising with the Allotments Gardens Association to help address these individual issues.

CCTV project: The members of the Working Group have been looking at possible CCTV options for the Pavilion, Recreation Ground and the cemetery depot. The Buildings Manager had also required some costs which were present to Council January 2022. This item will be presented back to Committee when the working group have collated all the information and considered a viable proposal.

Churchyard/Market Yard car park boundary wall: The Parish Church has received its 5-year inspection report. Details will be reported to Open Spaces Committee in February, but the conclusion of the report indicates no initial urgency to rebuild the Wall on the north side of the Churchyard and that some repairs should suffice. It has however highlighted the need for a repair to the stone wall on the east side, where there is also memorial leaning which needs attention.

Dog poos bags: Cllr Baker and the Community Warden recently spent a morning at the Recreation Ground talking to dog owners and handing out free dog poop bags and holder which are provided free by SDC to help with dog fouling.

Kent Highways Tree Planting: Kent Highways has a planting programme and are looking at suitable locations to increase its tree stock improving the quality urban environments and protecting green spaces. If members have suggestions for suitable locations, they can forward these to their County Councillor Margot McArthur.

Recreation Ground new playground: The CIL award for the project was £174,250. The total invoice was £173,787.21 plus a bin £680. However, £2,857.14 was held back as was a cost for access reinstatement which was not necessary as the ground was not damaged during the works, and there is no evidence of ground make good required, so this was challenged. The total cost of project £171,610.07 (£170,930.07 plus bin £680).

Stangrove Park: A resident has been in touch regarding a boundary fence on their property. The deeds show the property does align with Stangrove Park, but the fencing does not appear to be installed by the Council and sits on the property boundary side. The resident has been advised that the Council has no objection to them replacing their fence.



Edenbridge Town Council

Town Clerk: Caroline Leet



10 October 2022

Delivered by Edenbridge Allotment Gardens Association

Dear plot holder,

Condition of plots

I recently visited the allotment gardens, and it was wonderful to see so many fine examples of allotments with a fantastic range of vegetables, fruits and flowers.

The Forge Croft Allotments is a tranquil setting in the beautiful Green Belt of Edenbridge providing a really special place for keen gardeners aided by your wonderful skills and contributions.

However, I was also disappointed that there are a small few who have taken to putting other items in the areas that border the paths. For example, old carpets, children's potty, broken chairs, shopping basket, plastic bags and more. I appreciate that this may not be you, but it is such a shame that there are small pockets of areas with debris. I hope this generic letter will serve as a gentle reminder to those who may have temporarily deposited non allotment garden stuff to make appropriate arrangements to clear the area(s).

As a reminder, the condition of your plot and surround is your responsibility. Under the 'site rules' issued to all allotment tenancy holders it says:

3. *Each tenant will maintain their plot(s) in line with the terms of the Agreement, and shall be responsible for the paths surrounding their plot which will be kept mown and edged; all such paths are to be three feet wide and roadways ten feet wide,*
4. *No rubbish will be deposited anywhere on the site, except in any places specially set aside for this purpose, if any, by the Council. Tenants should compost unwanted plant material as much as possible. Bonfires are not permitted on site, with exception of arisings from EAGA's seasonal voluntary perimeter maintenance in the autumn/winter.*

If you have any questions, please do not hesitate to contact me.

Yours faithfully,

Caroline Leet
Town Clerk

Council offices: Doggetts Barn, 72A High Street, Edenbridge, Kent TN8 5AR
Office hours: Monday – Friday 9.00am – 5.00pm **Tel:** (01732) 865368
Email: townclerk@edenbridgetowncouncil.gov.uk **Web:** www.edenbridgetowncouncil.gov.uk



t: 020 7637 1865
e: nalc@nalc.gov.uk

w: www.nalc.gov.uk
a: 109 Great Russell Street,
London WC1B 3LD

24 October 2022

Caroline Leet
Edenbridge Town Council

Our Reference: Kent 22/511

Your Reference:

By email only: townclerk@edenbridgetowncouncil.gov.uk
chief.executive@kentalc.gov.uk

Dear Caroline,

Re: Client: Edenbridge Town Council

Subject Matter: Byelaw questions

I have been allocated this request to advise upon and I have seen your emails dated 13 October 2022 together with a copy of draft byelaws.

The issue in this request is the effect of the town council's draft byelaws.

The first point to make is that the byelaws are stated to be based on NALC's model byelaws but they are in fact based on the government's model byelaws, the NALC does not produce model byelaws. As a result, this advice cannot be a definition of what was intended by the byelaws as that is only known to the government. The advice will therefore be restricted to the legal effect of the byelaws.

The request provides a copy of the draft byelaws and asks a set of specific questions.

- 1. Protection of structures and plants 4 (2) No person shall walk on or ride, drive or station a horse or any vehicle a, b & c... (Page 5). The Recreation Ground in Edenbridge has issues with travellers with trotting carts which they drive/race on the grass and sports pitches of the Rec. Would this byelaw cover this?**

The wording would cover trotting carts but only in respect of driving over the three specified areas which do not include grass areas. The draft byelaws could be modified to ban racing horses or vehicles on the grass areas.

- 2. HORSES, CYCLES AND VEHICLES Interpretation of Part 3: can we included the wording 'electric/battery scooters and go-carts' ? (Page 6).**



t: 020 7637 1865
e: nalc@nalc.gov.uk

w: www.nalc.gov.uk
a: 109 Great Russell Street,
London WC1B 3LD

The definition of motor vehicle as any mechanically propelled vehicle covers battery or electrically propelled vehicles. In any event the draft byelaws can include anything that the town council wishes to include.

3. Horses (14) do Travellers have a “lawful right or privilege” that they can exercise over public land under Byelaw 14? (In which case would override number 4?) (Page 6). Can we specifically say ‘no horse riding’ under this byelaw?

I do not know the history of the area or of what rights and privileges apply to it. The draft byelaws can exclude horse riding although this could be challenged if there is an existing public right of horse riding.

4. Part 6 Model Aircraft (page 9). Two questions:

(i) Does this include drones? If it does can we add the wording drone in the interpretation?

It would be wise to add drone to the definition to avoid misunderstanding by users.

(ii) 33(a) can the wording ‘or across’ ground be added. It would then read ‘take off or otherwise be released for flight or control the flight of such an aircraft in or across the ground’;

As stated above, the draft byelaws can include whatever the town council wishes to include so long as they do not interfere with existing legal rights (such as the rights of commoners).

(iii) Can our Byelaws still operate on adjacent water meadows land managed by the Town Council under licence? It previously was and included in the schedule 1. (Page 12)

The byelaws can cover any property operated by the town council whether as owners or as occupiers.

I hope that this clarifies the position but if the council requires any further information or advice, please contact NALC again.

Yours sincerely,

Gary Barker
Solicitor
NALC