

**MONDAY 6 JUNE 2016**

At a meeting of LERWICK COMMUNITY COUNCIL held in Town Hall Chamber, Town Hall, Lerwick, at 7.00pm

**Members**

Mrs A Simpson  
Mr A Johnston  
Ms K Fraser  
Mr P Coleman  
Mr J Fraser  
Mr Ian Russell

Mr E Knight  
Mr M Peterson  
Mr S Hay  
Mr W Spence  
Mr A Carter

**Ex-Officio Councillors**

Cllr M Bell  
Cllr P Campbell

Cllr A Wishart  
Cllr C Smith

**In Attendance**

Mr Neil Hutchison, Team Leader, Roads Department, SIC  
Mrs M Sandison, Clerk to the Council

**Chairman**

Mrs Simpson, Vice Chairman to the Council presided.

06/16/01

**Circular**

The circular calling the meeting was held as read.

06/16/02

**Apologies for absence**

Apologies for absence were received from Mr D Ristori, Mr J Anderson, Mr A Wenger, Mr A Henry, Cllr J Wills and Cllr M Stout.

06/16/03

**Minutes**

The minutes of the meeting were approved by Mr J Fraser and seconded by Mr A Carter.

06/16/04

**Business Arising from the Minutes**

None.

06/16/05

**Police Scotland Monthly Report**

No report was available.

06/16/06

**LOOT for LERWICK**

Mrs Simpson informed members that the event had gone very well. Some positive comments had been received. A follow-up meeting had taken place and would help to ensure that it was even better next time.

Cllr Campbell commented that it had been very successful and most people he had spoken to had felt that it was a worthwhile morning. He thought that the community council should be congratulated on taking the initiative forward. He said that a significant number of people were there. He felt that in the future it would carry forward into a bigger response.

Mr Knight expressed his concern regarding Shetland wide groups benefiting. He said that most Shetland based groups were based in Lerwick.

Cllr Campbell stated that this would be made clear on the application form and if a Shetland wide organisation then an indication of Lerwick representation could be made.

Mr Knight asked about identifying voters and if were they all Lerwick residents.

Cllr Campbell reported that he had met someone who wasn't a Lerwick resident and had said that the organisation had encouraged their members to come along.

Mrs Simpson suggested that this was something that could be looked at for next time.

Mr Fraser remarked how frustrating it was that some people had only turned up purely for the voting and had not entering into the spirit of the event. He said it was about hearing the presentations and then making up your mind.

Mr Hay pointed out that a good number of people had turned up and the profile of the community council had been raised. He mentioned the follow-up meeting along with Delting and the potential for community councils combining for Shetland wide initiatives.

Mr Simpson agreed that there was plenty to look at and do better again the next time. The questionnaire was to be completed by the clerk.

**(Action: Clerk to the council)**

06/16/07

**Shetland Charitable Trust**

Mr Carter suggested that as a follow up the community council forward their comments to OSCR.

Mrs Simpson agreed that they could do and asked if everyone was happy to do that.

Mr Hay pointed out the Dr Ann Black mentioned discussions with key Charitable Trust stakeholders in what it does. He questioned the use of the word 'key' stakeholders and stated that were not all residents of Shetland stakeholders.

Mrs Simpson queried who the key stakeholders alluded to were and proposed that it was a question they could ask.

Cllr Wishart replied that he guessed it would be the organisations it supported such as Shetland Amenity Trust.

Mrs Simpson proposed that they go with Mr Carter's suggestion to follow up and give their views. She asked if there were any objections.

It was agreed to write to OSCR.

**(Action: Clerk to the council)**

06/16/08

### **Correspondence**

#### **8.1 Planning Application 2015/406/PPF – Mr & Mrs J Watt, 43 Fogralea, Lerwick**

Cllr Campbell and Cllr Bell declared an interest as members of the planning board.

Mr Spence mentioned the planning meeting to be held tomorrow and expressed his concern that the community council wouldn't have a voice at this, but that residents would, following the community council's letter to planning.

Cllr Bell commented that his understanding was that the community council's correspondence had been taken as an objection.

Discussion ensued over the community council's letter to planning and the concerns expressed on behalf of the local resident's objection to the plans. It was decided to discuss this item later on in the agenda.

Mrs Simpson advised moving on the next agenda item and welcomed Roads representative Mr Neil Hutcheson to the meeting.

#### **8.2 Letter from Mrs Christine Sinclair & Mrs Jolene Tindall – Speeding concerns**

Mr Hutcheson detailed the requirements necessary when requests for new speed limits were made. He mentioned that accidents and incidents were first looked at. Speed hadn't been an issue with any noted incidents.

He addressed the concerns regarding Gilbertson Road and reported that the 30mph speed limit was the approximate speed for the area and most drivers were fairly good drivers. He pointed out that the 20mph area at the south end of Gilbertson Road wasn't working too well. They had looked at this with the Police and possible low cost measures to bring that speed down.

Mr Hutcheson posed the question of what was the appropriate speed for that road and if they should be looking at 20mph for the whole road. The Scottish Government's limit was 20mph outside schools, but it was quite rare when not associated with a school.

Mr Simpson mentioned the use of flashing lights at Scalloway Road and the speeding at the south end.

Mr Hutcheson replied that the solution maybe a permanent 20mph zone and along Hayfield Lane.

Mrs Simpson asked if anyone had any comments to make.

Mr Carter just had a comment to make about the councils plans for traffic calming in the middle of town and possible reluctance in an area where people did want them.

Cllr Wishart remarked that it was a good engineer's report of the situation, but just that. He went on to suggest not waiting for an accident to happen before doing something. Sustrans were encouraging people to be healthier by walking and cycling. It was not about the facts and figures, but the human side. He felt strongly about the situation and had been involved in the process following speed checks in the area about one year ago.

He mentioned that the area had become busier over the last few years and in the future with the new High School, other factors needed to be brought in besides the data. He suggested it may be something Sustrans would be interested in and if money was available. He suggested writing to the council and mentioning that.

Ms Fraser added that the problem was possibly self perpetuating owing to folk driving their bairns to the school and the resulting cars and congestion. She mentioned that Edinburgh City Council had banned cars from stopping to drop off and suggested it was perhaps time to do more, even though it may be less comfortable to do so. She stated that it was a lot less easy to get where you wanted to go in your car.

Mr Hutcheon agreed that it was a Lerwick wide problem and enforcing the issue was a major factor in that. The current thinking was that traffic calming measures were self enforcing and the area would perhaps require traffic calming. It was unlikely that drivers would obey unless traffic calming was in place. He acknowledged that Sustrans funding could be for this, but it was match funded. The difficult financial situation was alluded to.

Mrs Simpson commented that there could be ways round this and suggested we write to the council and see what comes up.

**(Action: Clerk to the council)**

Mrs Simpson thanked Mr Hutcheson for his attendance.

**Mr M Peterson left at 7.30pm.**

### **8.3 Shetland Islands Area Licensing Board – Draft Statement of Licensing Policy 2016-19**

Mrs Simpson asked if anyone had any comments.

Mr Carter pointed out the debate on smoking and that vaping was included. He said that it was perhaps less dangerous to health than smoking, but sad if they recommended that.

Mrs Simpson said that they could make a comment on that.

Ms Fraser thought that there were concerns, but it was a low level danger due to no fumes and didn't include sending people out of doorways. It was a case of trying to balance against the lesser vice. She said that it was an interesting issue. She went on to suggest that it would perhaps be seen as an issue when children were around and would perpetuate the fact that it was alright to be seen.

Mr Carter pointed out item 9.2 and over provision. He asked the question of what perhaps they would consider.

Mr Simpson agreed that these were valid points and worth making.

**(Action: Clerk to the council)**

#### **8.4 Community Empowerment (Scotland) Act 2015 – Consultation on Draft Regulations**

Mrs Simpson suggested that members complete themselves, but fill in as members of the community council.

#### **8.5 CC Questionnaire – T/Inspector Judy Hill, Police Scotland**

Noted.

#### **8.6 Local Government Boundary Commission for Scotland – Electoral Ward Boundaries**

Cllr Campbell pointed out that following the review, as of 17 May the boundary of Lerwick South would not include Gulberwick and that Gulberwick and Quarff would become part of the central mainland ward.

Cllr Wishart added that the Boundary Commission had made that recommendation.

Cllr Bell informed members that it didn't affect the community council or the Lerwick ward.

#### **8.7 Kantersted – Mr Paul Moar**

Mrs Simpson noted the letter from Mr Moar and suggested that it was passed on to the Roads department.

**(Action: Clerk to the council)**

#### **8.8 ASCC – Corinne Dalziel, Administration Assistant**

Noted.

#### **8.9 Paths for All Community Paths Grant Fund – Catherine Idle**

Noted.

06/16/09

#### **Grant Applications**

#### **9.1 Shetland Festival of Remembrance – Saturday 12<sup>th</sup> November '16**

Mrs Simpson informed members that Major Taylor was looking for support for this event.

Mr Fraser said that it was commendable and was glad to see it taking place in Lerwick.

Cllr Bell explained that Lerwick Community Council was not expected to foot the bill, but perhaps offer a contribution. The other Shetland community councils had been invited to contribute.

Cllr Campbell pointed out that, one hundred pounds had been requested from each community council.

Mr Hay proposed approving a grant of £100 and this was seconded by Mr Carter.  
**(Action: Clerk to the council)**

## **9.2 Living Lerwick – Summer Flower Scheme – Christena Irvine, BID Manager**

Mrs Simpson said that Living Lerwick were spending £2,680 on the flower scheme and asking the community council for £1,000. She remarked that they have given in the past and the flowers brighten up the town.

Ms Fraser moved to offer the grant of £1,000 as requested. This was seconded by Mr Knight.

**(Action: Clerk to the council)**

06/16/010

## **Planning Applications**

### **10.1 2016/187/PPP – Erect House with garage – Upper Fogralea, Lerwick, ZE1 0SE – Sylvia & Alastair Inkster**

No objections.

### **10.2 2016/206/PPF – Erect Sculpture with internal lighting – Esplanade, Lerwick, ZE1 0AB – Pelagic Sculpture Partnership**

No objections.

### **10.3 2016/207/PPF – Demolish existing dwellinghouse and erect new dwellinghouse – 4 Burgh Road, Lerwick, ZE1 0LB – Mr & Mrs Stanley Manson**

No objections.

### **10.4 2016/003/PPF – Proposed workshop/store – North Ness, Lerwick – Mr M Stewart (Revised plans from planning department)**

Mrs Simpson asked members for any comments on the revised plans. She mentioned the previous concerns regarding the garage encroaching on the path.

Mr Carter confirmed that it was behind the oil tanks, the business having had concerns the first time.

Mrs Simpson said that she saw nothing on the revised plans regarding these concerns.

Mr Carter expressed his on-going concerns regarding the garage blocking the area near the gate and emergency services access concerns.

Mr Spence pointed out that it was still a fairly small area, compared with the size of a car in the garage.

Mrs Simpson suggested that they make comment regarding the turning area requirements and emergency service access.

Cllr Wishart stated that the gate led into the car park belonging to the council's main office building.

Mrs Simpson pointed out that Mr Stewart's response said there would be no encroachment on the access road leading to the east gate.

Mr Spence enquired if the cars visiting the Malakoff shop would have difficulty.

Mrs Simpson proposed that they forwarded these concerns to planning.  
**(Action: Clerk to the council)**

#### **10.5 2015/003/PPF – Query from Community Councillor re: 32 Market Street, Lerwick**

Ms Fraser pointed out that planning permission had already been granted. She expressed concerns regarding the close proximity of the extension to the building next door and questioned how permission had been granted. She added that the plans hadn't previously come to the community council for comment.

Mrs Simpson suggested that planning had been able to pass due to the adjacent building having had their windows bricked up, even though only one foot apart.

Ms Fraser queried how someone was expected to move into it and thought that the building extension shouldn't be blocking somebody's window. The particulars of sale say it has the potential to be residential. She said she was curious to ask planning what was the thinking behind it.

Mrs Simpson agreed that they write to planning and enquire.  
**(Action: Clerk to the council)**

#### **Additional Planning Applications**

#### **2016/124/PPF – Erect Student Accommodation – 68 Commercial Road, Lerwick, ZE1 0NJ – Cityheart Limited**

No objections.  
**(Action: Clerk to the Council)**

## 10.1 Core Funding Financial Report 1<sup>st</sup> June 2016

Mrs Simpson informed members that the remaining funds were not including the £2,000 granted to the Pipe Band at the last meeting, plus what had been allocated tonight. She asked if anyone had any questions.

06/16/12

### **Licence Variation**

No objections.

### **Additional Agenda Item**

#### **Morrison Construction presentation of cheque to Community Council**

Mrs Simpson explained that Mr Clarke from Morrison Construction had offered £300 towards Loot for Lerwick expenses and was available to make a presentation at the site on either Thursday or Friday after 5pm. She asked members if anyone was available to attend to let the clerk know.

The clerk detailed some of the expenses following the Loot for Lerwick event.

**(Action: Clerk to the Council)**

### **Agenda Item held until the end**

#### **Planning Application 2015/406/PPF - 43 Fogralea, Lerwick**

Mrs Simpson asked if anyone had anything to say.

Mr Spence outlined the process that had taken place with the community council expressing concerns on behalf of residents to the planning department.

Discussion ensued about the resident's representation at the planning committee meeting the following day and the community council's lack of representation.

It was agreed to write and ask why the community council had not been informed or invited to attend.

**(Action: Clerk to the council)**

06/16/13

### **A.O.B.**

#### **Bench next to the War Memorial**

Ms Fraser pointed out that the bench on the Hillhead next to the War Memorial had broken slats and was in need of attention.

Mrs Simpson agreed that we write and ask for the bench to be repaired.

Mention was made concerning the state of the War Memorial and if this could be maintained. Funding was thought to be available and it was agreed to look into this.

**(Action: Clerk to the Council)**

#### **Dog Waste & Rubbish Bins around Clickimin**

Mr Knight informed members that he had received a letter requesting more bins for dog waste and rubbish around the Clickimin Loch. Members heard that dog walkers



were carrying dog waste bags a good distance and leaving bags for collection on their return. Unfortunately, some were forgetting to pick them up again. Suggested sites for extra bins were in the middle at both the east and west sides of the loch. Previously bins had been provided along seats and near the entrance to the Clickimin car park.

Mrs Simpson agreed to write expressing these concerns and pass on the response to the public.

**(Action: Clerk to the council)**

There being no further competent business the meeting concluded at 8.30pm.

***Minute ends.***

MRS A SIMPSON  
VICE CHAIRMAN  
LERWICK COMMUNITY COUNCIL

Vice Chairman.....

Date.....