

# Broughty Ferry Community Council

## Minute of Ordinary Meeting held in Broughty Ferry Library on Tuesday 6th September 2022.

Meeting opened at 7.00pm

### 1. Community Councillors Present

Neil Cooney (Chair), Doreen Phillips (Vice-Chair), James Doig (Secretary), David Easson (Treasurer), John Watson (Planning Secretary), Stan Nutt (Licensing), Charlie Delaney, Chris Johnson, Doug McLaren, Fiona Potton, Norma McGovern, Isabel McLean, Gavin Mackenzie,

### In Attendance

DCI Ross Fitzgerald, PC Steven Wallace, PC Fiona Hall.

### Ex-Officio

Bailie Derek Scott.

### Apologies

Tara Javed, Christine Rea, Johanne Kelly, Cllr Craig Duncan, Cllr Pete Shears.

### Members of the Public Present

Seven members of the public were in attendance.

### 2. Minute of Previous Meeting (5th July 2022)

The Draft Minute previously distributed to all members was agreed in its entirety and proposed by John Watson seconded by Isobel McLean.

### 3. Matters Arising from Previous Minute

Lack of police report (action, chair).

DCI Fitzgerald, PC's Wallace & Hall were in attendance, gave a verbal report and answered relevant questions (see police report).

Removal of Queen Street toilet block and alternative arrangements (continued discussion). A discussion followed regarding use of toilet facilities within Broughty Ferry Traders businesses (community services) as is presently the case in Angus and Perth & Kinross. Norma to discuss (community services toilet facilities) with Steve James chair of BF Traders and invite them to our meeting's.

The two X-Officio members present will raise the matter with DCC

Friends of Broughty Ferry Library were aghast and concerned that the library toilet could be used by the general public when the present Queen Street toilet is removed.

Chair Neil had received a letter from them regarding the closure and possible use of the library toilet sent to the Chief Executive of Dundee City Council.

Norma McGovern gave a report regarding this issue, see (Matters raised by Community Councillors).

#### **4. Chairs Report**

Chair Neil welcomed all to the meeting, especially officers from police Scotland and seven members of the public. He hoped the new flood defence in the Ferry was keeping the inclement weather at bay this evening.

#### **5. Matters Raised by Members of the Public (Previously Intimated)**

Although no matters had been raised there was a discussion with members of the public and police Scotland in attendance with regard to speeding in the 20mph areas within Broughty Ferry, especially the east end of King Street and as parking is at a premium, vehicles park on both sides of the road.

Police representative indicated there were various options available including speed activated flashing signs, but all come at a cost to DCC although sources of funding are available.

Policing of speed within a 20mph zone is of low priority as the main concern is casualty numbers on faster roads.

With regard to electric scooters and cycles, present legislation is out of date and has not caught up with modern technology.

Doug McLaren requested a letter regarding the speeding be sent to DCC Head of Transportation and relevant Councillor's.

#### **6. Police Report**

In answer to question regarding policing in Broughty Ferry, DCI Fitzgerald (Area Commander for Dundee) stated there were five localities across Dundee (five response teams). All vehicles carry first aid kits and officers have received at least basic first aid training.

PC's Wallace and Hall gave a verbal report for the Broughty Ferry area stating things have calmed down since the problems with youth's and vandalism during the hot weather earlier this year and seems to be a seasonal issue, they continue to keep tabs on things.

They are in liaison with schools, including Grove Academy where there have been improvement's since the introduction of staggered lunch times which appears beneficial to central Broughty Ferry.

There has been a vast improvement in water sport (jet ski) personal behaviour due to discussion and education on the requirements within the harbour and area.

With regard to Broughty Ferry police sub-station, it is not 100% manned as police on duty are mostly out and about. In emergency, there is a yellow phone on which members of the public can phone 101.

There was a question regarding rotation of officers, as it is police Scotland there is now a national policy with career options with a greater turnover of staff moving to various other roles.

Stan Nutt raised the question regarding the central bollards in Claypotts Road where vehicles disregard the sign and pass on the wrong side due to buses parked / stopped at the bus stop.

There is the possibility of either removing the bollard's or moving the bus stop. Bailie Scott to discuss with DCC.

## **7. Secretarys Report Broughty Ferry Flood Protection Scheme**

McLaughlin & Harvey have completed works and office compound at the Phibbies pier removed.

Note; As intimated at the last meeting, the secretary is on holiday 30<sup>th</sup> September to 15<sup>th</sup> October 2022 and therefore will not be in attendance at the meeting on 4<sup>th</sup> October 2022. Arrangements required for recording of minutes and lock up of the library.

### **Correspondence**

The following correspondence has been received since our last meeting of 5th July.

- 8/7 Ship Inn; Review decision (Planning Report).
- 14/7 Invitation; Institution of Rector of St Mary's Scottish Episcopal Church, 13/8.
- 18/7 B/F – Monifieth Active Travel commencement (8/8/2022).
- 22/7 Web form; Excess speeds with noisy exhaust in B/F 20mph zone.
- 23/7 Baillie Scott/Police Scotland meeting & police reporting to BFCC.
- 25/7 Older Peoples Network (will & power of attorney information session).
- 28/7 Transport in Tayside (survey regarding service improvements).
- 28/7 Joanne Kelly; Networking Event (B/F library 25<sup>th</sup> August, 1-3pm).
- 29/7 DI Cameron indicated Police representative at the September meeting.
- 2/8 DCC (Christine), note regarding review of Defibrillators in the ward.
- 8/8 Further invite to institution in St Mary's Church from Sandra Westgate.
- 10/8 Red Cross Community workshops free training (forwarded to members).
- 12/8 Email regarding sting from Weaver fish while swimming at B/Ferry beach.
- 15/8 Reply from Bailie Scott re; Weaver fish, forwarded to environmental department.
- 16/8 Email regarding planning application (383 Brook St), passed to Planning Secy.
- 18/8 Highlighted by pensioner who tripped on pavement water valve cover outside (333 Brook St), reported & dealt with by Pete Shears.
- 22/8 No swimming signs erected at B/F beach due to leaking sewer in Riverside Drive, Dundee, Scottish water will update regularly. Reported on STV.
- 30/8 Dementia Awareness Workshop (18<sup>th</sup> October – 10 Constitution Road).

## **8. Planning Report for the period 1<sup>st</sup> July – 31<sup>st</sup> August 2022 (Previously distributed)**

During the above period 20 planning and 9 tree validated applications were examined and none required particular attention. However, some matters arising from either the examinations, advices or enquiries received are provided here for members information and comment where required.

**21/00689/FULL.** This application involved the change of use from public footway to outside dining and drinking area, including the erection of a shelter (retrospective) at 121 Fisher Street (Ship Inn). The application was refused and appealed. The Local Review Body considered the appeal and upheld the determination of the appointed officer and refused the application under review. The decision was dated 14<sup>th</sup> June 2022. It is anticipated that the shelter will be removed at an early date. A site visit determined that already the roof and windows of the shelter had been removed. This note is to support the verbal report provided to the July meeting of the decision.

### **Broughty Ferry – Monifieth Active Travel – Area 2A The Esplanade**

A copy of a letter sent to all residents in the vicinity of the works from the Project Manager and dated 18<sup>th</sup> July was received by the Planning Secretary. It advises that the work programme would commence on 8<sup>th</sup> August and gave a broad detail of what was involved. The works would be carried out in 7 sections with section 1 – 5 taking 6 weeks to completion. Details of the design are available on the web site [www.broughtyferryactivetravel.com](http://www.broughtyferryactivetravel.com)

The works under way to the date of this report are impressive and will provide a significant community advantage for the longer term. Although the works will result in short time inconvenience for local residents the Project Manager has provided assurance that this will be kept to an absolute minimum.

### **22/00484/CON – 38 Long Lane, Broughty Ferry.**

This application for the complete demolition in a Conservation Area was validated on 4<sup>th</sup> August 2022. It is a necessary requirement in regards to application

### **22/00237/FULL – Erection of a 4-storey residential building containing 10 flatted dwellings – 38 Long Lane, Broughty Ferry.**

Members are reminded that this application was supported at its meeting in May of this year. It is still under consideration by the Planning Department evidenced by 20 photographs being attached to the **22/00484/CON** taken on a site visit by the planning officer and dated 5<sup>th</sup> August 2022. A Bat Survey has produced no evidence of bat activity and further advice on the retention of boundary walls has been provided by the applicant. We have received no responses from the community in regards to the demolition application and the standard consultation expiry date was 25<sup>th</sup> August 2022. We now await the decision.

### **22/00279/LBC – Castle Approach, Broughty Ferry.**

Validated 11<sup>th</sup> August 2022. Listed building consent is required to alter existing lighting columns, including relocation of one column and removal of two others. The site lies within the Broughty Ferry Conservation Area (2014). The works form part of the improvements of the whole area and are to be welcomed.

### **NOTIF/017/2022 – Electric Sub-Station, Queen Street Car Park, Queen Street, Broughty Ferry, Dundee. Erection of 20m height ground base mast, with antennas and dishes, and erection of ground-based equipment cabinets.**

This application was received by the planning department on 22<sup>nd</sup> August and validated on the same day. When examined by the Planning Secretary it appeared to be flawed in that the last response date provided by the applicant to DCC would have been impossible to meet. An email was received by the Planning Secretary on 19<sup>th</sup> August from Edward Bean of the Planning Department. He informed that the application had been made in error and that representations, if any, should be made to an application **22/00522/PNE** once it had been validated. To date it has not.

Should the new application contain the same detail as that made in error then it could have a detrimental effect on the streetscape. The Civic Trust voiced its concern to the planning department when the NOTIF was published as did the Planning Secretary. The issue is that a 20m mast would dominate the area and an alternative site should be pursued. Further information will be provided by the Planning Secretary to members at the September meeting.

### **383 Brook Street, Broughty Ferry.**

A web message was received from Kyle Moir by the Secretary on 16th August 2022 referring to the above and passed to the Planning Secretary for attention.

It is best the email response is attached for future clarity:

The sender wished this Community Council to meet and provide advice on what is considered a future development of the site. This is not its role.

Members are requested to endorse or otherwise the Planning Secretary's response.

### **182 Long Lane development.**

The owners were in attendance highlighting that circumstances had changed and they were submitting a new planning application which BFCC will review in due course. They also raised the issue of problems they were having with planning officers due to change of personnel. The Planning Secretary stated this should not affect an application.

There is new legislation coming into effect regarding outdoor seating areas (see Bailie Scott's report). The present outdoor area arrangements brought in during Covid are due to finish at the end of this month (September) when they must be removed. In the Ferry, this includes (Gracies and the Ship Inn).

The Project Manager of the Active Travel programme had issued a letter to residents within the area of the works.

## **9. Licensing Report.**

Stan Nutt had intimated he has not received any licensing information from DCC for a number of months.

## **10. Treasurers Report (Previously Distributed)**

The Treasurer had issued three statements (28/6/22 – 28/7/22), (28/7/22 – 1/9/22), (part yearly statement 6/4/22 – 1/9/22).

Treasurer David highlighted certain points within his report stating there was a small amount of money within the Community Council Special Project. Bailie Scott intimated all installed new equipment must be accessible to all.

David has pamphlets available for members to read from Scotways, Living Streets and Marine Conservation.

Due to the poor acoustics in the library Fiona indicated they were investigating the possibility of an induction (hearing) loop. BFCC may be able to assist in the cost.

**11. Public Relations Report**

BFCC presently have vacancy's for new members and it was suggested we advertise in Spotlight and Ferry Focus.

Chair Neil to investigate cost of advertising and look at funding.

**12. LCPP Report**

Meeting had been postponed therefore no report available.

**13. Matters Raised by Community Councillors**

Norma McGovern intimated the following report with regard to toilet facilities in Broughty Ferry; The Community Council had been approached by concerned members of the public to address this problem. Presently there is access to toilets during opening hours (one toilet in the Library, toilets at Castle Green, Windmill Gardens Car Park and the Rock Garden).

Norma has approached the Managers of each hotel / pub in Broughty Ferry to ask if they would be willing to permit access to their toilet facilities for the general public without purchasing a drink with the following result.

Those who agreed (The Gunners, The Occidental, Doc Ferry's, The Ship, The Eagle, The Fort, The Fisherman's, The Royal Arch, The Anchor, Jolly's, The Bruach, Papa Jacques). The forgoing would appreciate support with provision of toilet rolls and cleaning materials from DCC. Those not agreeing, (The Post Office Bar – Due to a member of the public wash/showering naked).

Secretary has received a complaint from a resident in Bayfield Gardens with regard to Xplore Dundee No.10 using Albert Road/Bayfield Road which is considered unsuitable for buses to change direction back through the Broughty Ferry loop to Ninewells. Reviewing the timetable, the Secretary stated approximately 26 buses / day travel through Albert Road/ Bayfield Road to change direction of travel. Bailie Scott intimated Bayfield Road was due to be resurfaced later this year.

There was concern that Deputy Lord Provost Kevin Cordell, a Broughty Ferry Councillor had not attended a meeting or submitted a report for some time and that the Community Council could be unaware of items of importance within Broughty Ferry that he was aware of.

The Secretary was requested to inform him of their concern.

**14. Contributions from Elected Members**

**Cllr. Pete Shears Report (Previously distributed)**

Antisocial behaviour over summer; The amount of anti-social behaviour seen across the ward over summer holidays was a real concern, and a lot of constituents were in touch with me about it. I was in constant contact with the community wardens and Police Scotland. Following the mass brawl on the beach, they gave me assurances that there would be further visible patrols especially in hot spots such as Brown St, Gillies Park and the beach. While there were still reports, it seems these further patrols did help cut down on anti-social behaviour.

I constantly asked for a multiagency meeting; however, this was never arranged, Police Scotland did do a walk around the ward which I was unable to attend.

Bus routes/complaints; Residents of Balgillo Heights/ Ferryfields/Clearwater have been in contact regarding a bus service to the new estates. I've been in contact with the commercial manager of Xplore to find a solution.

It's looking likely that a community consultation will be taking place to gauge impact and viability of extending the service.

I've also had complaints about the 5/5a/10 route – specifically the time it takes. I use this route so I understand some concerns, and again I've raised with the commercial manager,

Ambrose Street; Residents of Ambrose Street have highlighted dangerous parking and manoeuvres following the bottom of the street being made one way. After discussion with the city development and roads teams, the council will be looking to make the entirety of Ambrose St. one way. No through road/ dead end signs will be placed in the short term.

#### **Bailie Derek Scott's Report (Previously distributed)**

Police Walkabout; Earlier in the summer, at the invitation of the police, I joined Chief Inspector Ross Fitzgerald and Inspector Lucy Cameron for a walkabout around central Broughty Ferry and the beach area.

We discussed the measures that had been put in place to deal with the occurrences of anti-social behaviour at these locations. I also took the opportunity to mention to Chief Inspector Fitzgerald that the community council would welcome regular updates from the police and he advised that he would arrange for this to happen.

Trains; I wrote to the Scottish transport minister to urge her to reinstate a direct train service from Broughty Ferry to Edinburgh.

Outdoor Hospitality Areas; There is a report going to the City Development Committee on 5<sup>th</sup> September that proposes the introduction of a new council permit scheme for the control of outdoor hospitality space. It will provide specific standards for businesses to meet.

Speed Limit; The same committee will consider approval to extend the start of the 30-mile speed limit on Dundee Road further west, to Christian Road, to improve road safety on the approach to the new toucan crossing at Margaret Crescent.

Toilet provision; At the last meeting of the community council, I was asked to find out whether it would be possible for any of the existing public conveniences to be fitted with coin operated locks allowing 24-hour access. I received the following reply from the environment department.

'With regards to the APC located at Queen Street, due to the costs associated with the contract, it was progressed as part of the Budget Savings report. The contract has been terminated with JC Decaux and discussions are underway relating to its removal. For the avoidance of doubt, there are no current discussions between the Council and JC Decaux regarding a new APC contract for Queen Street.

In relation to a 24-7 facility at either Castle Green or Windmill Car Park toilets, this would need to be discussed with City Development colleagues as they are responsible for the maintenance and management of the existing buildings. I will contact colleagues and revert back in due course. However, it is also important to note that due consideration would need to be given to the required servicing of such a facility.

At this time Neighbourhood Services, Environment unfortunately do not possess the necessary staff resources to manage a facility over these time periods and cannot agree / recommend unrestricted public accesses.'

Harbour; The four Ferry councillors are attending a meeting on 5<sup>th</sup> September to discuss access to and management of the slipway at the harbour following completion of the flood defence works. I will provide a verbal update at the community council meeting.

Buses; I was contacted by residents regarding the loss of the number 10 route anticlockwise around the Barnhill loop. I raised the matter with Xplore Dundee and was advised that it will consider the feasibility of alternating the directions of the 5 and 5a when its operations are fully recovered from the impact of the pandemic both in terms of driver and passenger numbers.

Bin Strike; The second bin strike that was due to take place between 6<sup>th</sup> to 14<sup>th</sup> September has been called off. Recovery arrangements are now underway. The aim is to restore all waste, recycling and street cleansing schedules to a normal maintenance cycle, as from Monday 12<sup>th</sup> September.

Grey bin collections that are scheduled for Monday to Friday next week will take place as normal. Any households that should have had their grey bins collected on Monday 29<sup>th</sup>, Tuesday 30<sup>th</sup> and Wednesday 31<sup>st</sup> August should put these out on the corresponding day next week.

Bailie Scott updated the meeting on the following; At a Council meeting on Monday regarding pavement Hospitality for cafés pubs and restaurants, a new scheme had been agreed by the City Development Committee which comes into effect 1<sup>st</sup> April 2023 with guidelines on annual charge and requirements to ensure safety and hygiene standards, including sufficient space for passing pedestrians.

With regard to harbour access, bollards require a key for entry, additional signage and progress monitoring anti-social behaviour is ongoing.

### **Cllr Craig Duncan's Report (Previously distributed)**

Beach Crescent "Amphitheatre" Steps / Slime; As mentioned in my previous report I have been in contact with the council about slippery green slime which has appeared on these new steps and that I have received several communications from concerned residents who have slipped and fallen. I am pleased that the council has now installed more prominent warning signage and hand rails and they are trialling methods of removing or at least retarding the growth of this slime. Obviously individuals have a duty of personal care but I feel that the council has a duty to alert people to such hazards particularly visitors who may be unfamiliar with seaside conditions.

Industrial Action; I am pleased that further industrial action due this week which would have again impacted upon bins as well as action which would have seen all Dundee City Council schools closed for three days has been suspended following improved offers and I hope that the future will be more settled.

Seven Arches Lighting; Residents have complained that lighting on this former rail viaduct is either insufficient or not working in some cases and I have therefore asked the Lighting Partnership to investigate.

Noisy "Banging" Car Exhausts; I have asked the police to do what they can to clamp down on irresponsible motorists who drive around showing off in what appear to be vehicles modified to make as much noise as possible disturbing the peace and alarming pets.

Forthill Road Flooding; Once again there has been serious flooding on Forthill Road opposite Stewart Street despite the fact that better gullies were installed following many previous instances of flooding and although most drivers showed caution others drove through at speed throwing up huge amounts of water posing a hazard to others particularly pedestrians. This is a busy road and a bus route and accordingly, I have again asked the council to investigate the causes of this recurring flooding as well as alerting the police to reckless driving there in flood conditions.

Waterfront Lifesaving Equipment; Following completion of flood defences works it has been brought to my attention that some of the stations for this vital equipment have not been reinstated and accordingly I have asked the council to address this issue as a matter of some urgency.

**15. AOCB**

Fiona stated the Beach Management group had been keeping the beach clean over the summer months. Thanks go to Sandy Boyd and to Michael Laird (of the Rock Gardens) who cut the grass at the library.

The annual beach clean-up is scheduled for 17<sup>th</sup> September.

**Date of next meeting Tuesday 4th October 2022 at 7.00pm.**