

KIRKBY MALZEARD, LAVERTON AND DALLOWGILL PARISH COUNCIL

MINUTES OF THE PARISH COUNCIL MEETING held in the Greygarth Chapel Schoolroom, Dallowgill on Monday 31st July 2017 The meeting commenced at 7.15

Present: Parish Councillors Howard Mountain (Chairman), Mike Hurford (Vice-Chairman), John Peacock, Geoff Lobley, Gerry Mass, Ruth Broadley, Gwynneth Jackson and Linda Johns (Clerk), District/County Councillor Margaret Atkinson, Mr Vernon and 8 members of the public.

AGENDA

1 **Welcome and apologies for absence**

The Chairman welcomed everyone to the meeting at Dallowgill and advised there were no apologies. It was hoped that the Parish Council would hold at least one meeting each year in Laverton/Dallowgill Parish in the future.

2 **Declarations of Disclosable Pecuniary Interest, other interests or close association by Councillors for any item on the agenda.**

Cllr Hurford declared an interest for agenda item 6. Ruth Broadley declared an interest for agenda item 9a. These Councillors did not discuss or vote on these items.

3 **Approve the Minutes of the previous Parish Council meeting held on 22nd June 2017**

The minutes of the meeting were approved and signed by the Chairman
Proposed by Cllr Mass and Seconded by Cllr Hurford

4 **Action Point Register**

- a) 27.03.2017 – 4d – Upgrade of mobile phone mast planned – item closed
- b) 27.03.2017 – 12 – HM to chase HBC for dog waste posters
- c) 27.03.2017 – 20 – Draft Community Resilience document has been circulated to committee members - first meeting will be held in September.
- d) 24.04.2017 – 4 - - closed
- e) 22.05.2017 – 5.1 – closed
- f) 22.05.2017 – 12 – closed
- g) 22.05.2017 – 24b – photos showing condition of paintwork to phone kiosks sent

h) 22.05.2017 – 24.c – closed

5 Matters arising from the previous meeting

There were no matters arising. Correspondence has been circulated to Councillors as it arrived during the month. The Council is to consider making a response to the Budget and Corporate Priorities Survey from Harrogate Council and will publicise the Hazardous Household Waste Consultation from North Yorkshire Council.

Action: HM to display Waste posters on website and boards

6 Appointment of new Clerk

The chairman advised that the post had been advertised on noticeboards, local websites, in the village shop and in local newspapers. One application had been received and an interview was being held on Thursday.

7 Henry Jenkins

Following the listing of the property as an ACV the owner had subsequently requested a review of the decision and had issued a Notice of Intention to Dispose. The owner, who was present at the meeting, advised that he may appeal against the planning decision made earlier in the year and that he had, as yet, received no offer to buy from the Save the Henry Jenkins group. The Council will continue to monitor the situation.

8 Planning – recent decisions made by Harrogate Borough Council:

a) 17/01765/FUL – South View, Laverton Ripon HG4 3SX – Change of use of holiday let to additional living accommodation – Mr. Burton – **Approved subject to conditions**

b) 17/01828/FUL – Thorstad, Back Lane, Kirkby Malzeard, HG4 3SH – Alterations to dormer windows and roof; application of render to main house and formation of pitched roof to garage – Mr D Blakey – **Approved subject to conditions**

c) 17/01306/FUL – Greystone Barn, Kirkby Moor Road, Kirkby Malzeard, HG4 3QR – Erection of extension and detached double garage. – Mr K Nicholson – **Refused**. The Council expressed surprise at this decision, the reasons for which were felt to be subjective.

9 Planning – recent applications made to Harrogate Borough Council: (If any other applications are received after the publication of this agenda they will be discussed but a decision will be deferred for 10 days to allow full consideration by Councillors, and representations from the public)

- a) 17/02853/OUT – outline application for the erection of 1 dwelling with all matters reserved. Field no. 6414 Land comprising Field at 422636 474144 Laverton Road, Kirkby Malzeard HG4 3SE; Mr D Blackburn –

The Chairman summarised the relevant points of the application and two members of the public, who own properties in close proximity to the site, spoke of their objections. After discussing the matter at length the Council decided to object on various planning grounds set out within the formal reply to Harrogate Council.

Action: Clerk to submit response to HBC

10 Potential planning application on sites KM4 and KM5, Laverton Road/Back Lane South, Kirkby Malzeard –

Mr. Peter Vernon of Vernon & Co, the representative of the landowners, gave initial details to the council about a planning application they were considering submitting on the above land, comprising approximately 45 houses, of 3-4 bedrooms and of between 900 – 1400 sq. ft. Whilst the application on part of KM 5 (17/00366/OUT) was still proceeding at this stage, this section of land did also form part of the site of this proposed development. Access would be onto Laverton Road rather than Back Lane, and there would be than enough on-site parking for all vehicles. 40% of the houses would be affordable housing and it is likely that the development would generate some funding for the community. He stressed that the plans are currently at draft stage only and may be subject to amendment depending on the response received from the Parish Council and local residents. The council decided that it would hold an exhibition at the Mechanics Institute on 9th September at which the developers would attend with plans and where local residents could give their opinions.

Action: HM and MH to make arrangements with Vernon & Co for exhibition

11 Latest consultation stage of Harrogate Council's Draft Local Plan –

Harrogate Council have now added KM1 (the site of the existing Wensleydale Dairy) to the proposed allocated housing sites for Kirkby Malzeard within the latest revision of the draft Local Plan, which is currently at a consultative stage. Full details are available via the Parish Council website which links to the Harrogate Council website. The Councillors agreed to formulate a response at the August meeting, with one concern being the effect on the local economy of the loss of jobs at the Dairy.

12 Process for dealing with planning applications which fall outside of regular meetings and the possible delegation of powers to the clerk –

Following discussions on the whether to delegate planning decisions to the Clerk it was agreed that the council would instead always hold an interim meeting in such circumstances, but that these meetings would deal with planning applications only.

13 Highways Yard, Laverton –

The Chairman circulated details of the proposed terms of the lease renewal. The council agreed the terms subject to clarification of some minor points. The rent was to be increased to £800 per annum, backdated to September 2016, with the tenants responsible for all maintenance.

Action: HM to conclude negotiations with NYCC and sign lease renewal

14 Harrogate Borough Council Parish Consultation Meeting Wednesday September 13 2017 at Ripon

Cllrs Mountain and Broadley agreed to attend the meeting. Councillors will consider whether they wish to raise specific points prior to the submission deadline.

15 Motorcycle Motor Cross/Enduro event –

The council agreed that the Chairman should write to the Edge Offroad, the event organisers, expressing their concerns on the lack of any notification, noise levels, traffic issues, closure of public footpaths, concerns over pollution of water courses and whether the event could be moved away from the village should another be held.

Action: HM to send out letter to Edge Offroad with copies to interested parties

16 Proposed public meeting to consider a precept increase to fund local organisations

The council agreed a provisional date of Saturday 9th September between 10am – 12noon for a public meeting to be held in conjunction with the Highside Playing Fields Association, The Mechanics Institute and other local organisations at the Mechanics Institute, to run alongside the exhibition in respect of item 10 above. Councillors were asked to consider an appropriate amount by which to increase the precept by the next meeting.

Action: HM and MH to make arrangements for exhibition

17 Children's Play Area

No routine condition report from DTMS had been received and the Clerk was asked to enquire about this. The chairman advised that he had spoken to Harrogate Council and that the lease was not transferable. He has asked Highside Playing Fields Association for a copy of the lease to check and report back following further discussions with HPFA and Harrogate Council.

Action: HM to liaise with HPFA. Clerk to obtain report from DTMS

18 Commuted Sums –

A new list had been received from Harrogate Council but the chairman will ask for clarification as no new sums had been allocated since last year and there were also anomalies as to which sums had been used for the new benches at the Playing Fields.

Action: HM to contact HBC and report back to next meeting

19 Plunkett Foundation Call to Action –

The council noted the funding available for community projects and will consider if it was something they could use at a later date.

20 Highways Issues –

The Chairman confirmed that the ditches and culverts on Dallowgill road had now been cleaned out.

New works to be requested:

- a) There are 3 potholes between Swetton Bridge and Swetton cattle grid
- b) Cattle grid opposite Malaby Farm, Dallowgill needs general attention
- c) Pothole on Kirkby Moor Road near Ash Tree Farm requires repair
- d) Gulley outside the School on Church Bank is still flooding.
- e) Gulley near Willow House Farm on Galphay Road, Kirkby Malzeard is blocked
- f) The Pateley Bridge signpost in Laverton needs to be replaced and repositioned.

It was confirmed that if anyone injured themselves on the temporary signposts used to advertise events, or on stones on verges, that those responsible for placing them there could be liable for damages.

Action: Clerk to report all new issues to NYCC Highways

21 DTMS Task List –

There is currently no specific work required but routine strimming etc is being carried out to Council property.

22 Common Land –

All tree works, for which the Council is responsible, have been completed at both Lamberts Quarry and Laverton Quarry. The roadside ditch at Laverton was dug out by Highways as part of their general work in the area (item 20).

23 Kirkby in Bloom –

The Kirkby in Bloom group asked if Bucktons could cut the grass shorter and sweep up. The council agreed that the grass is short enough and that sweeping up is unfortunately cost prohibitive. The group agreed to take responsibility for the maintenance of the Cotoneaster on the corner of Manor Court. The Chairman has asked Harrogate Council why they were no longer spraying curbs for weeds and is awaiting a reply. The council agreed to ask DTMS to cut back the shrubs at the South east side of the Market Cross junction once ownership has been established and Kirkby in Bloom group will then routinely maintain these. It was noted that the benches in Mowbray Crescent and in front of Autumn House on Main Street will require future attention.

Action: HM to clarify ownership of shrubs and instruct DTMS if applicable

24 Financial items:

- a) The council were advised of the current bank statement balances.
- b) The up to date cash book was circulated. (Comparison of income/outgoings to budget held over until August once new Clerk appointed).
- c) The Council approved reimbursement to the Clerk for stationary items £7.99
- d) The Council gave retrospective approval of DTMS invoice for caretaker duties £211.20 and £57.60 (in accordance with previously agreed contract).
- e) The Council gave retrospective approval of two Buckton Homes and Gardens invoices for maintenance duties each for £735.00 (in accordance with previously agreed contract)
- f) The Council approved payment of £900 plus VAT to RK and JM Ward for tree works.

- g) One quote for the repair of the bus shelter had been received and another quote was being sought.

Action: Clerk to obtain second quote for bus shelter repair

25 Any Other Business –

There was no further business. The meeting closed at 9.15pm.

26 Date of next meeting: Monday August 21st 2017 at 7.15pm in the annex room of the Mechanics Institute, Kirkby Malzeard. Any items to go on the Agenda for the Council meeting should be submitted to the Clerk by 14 August 2017 please.

Dated 08/08/2017

PARISH CLERK: Linda Johns, 28 St Andrews Meadow, Kirkby Malzeard, HG4 3RY
Telephone: 01765 650017; Email: clerk.kmldpc@outlook.com
Agenda also available on the Parish Council website www.kmldpc.btck.co.uk

The Parish Council were saddened to hear after this meeting that Harry Nicholson, who served as a Councillor for Laverton/Dallowgill for over forty years, had died a few days before. A minutes silence will be held at our next meeting to show our respects and to mark the contribution he made to the community.