

# KIRKBY MALZEARD, LAVERTON AND DALLOWGILL PARISH COUNCIL

## MINUTES OF THE PARISH COUNCIL MEETING held in the The Annex, Mechanics Institute, Kirkby Malzeard on 25<sup>th</sup> September 2017

The meeting commenced at 7.15pm

**Present:** Parish Councillors Howard Mountain (Chairman), Mike Hurford (Vice-Chairman), Geoff Loble, Gerry Mass, Ruth Broadley, Gwynneth Jackson, Jen Hurford (Clerk), Margaret Atkinson (District/County Councillor), Vicki Lever (North Yorkshire Youth) -and 12 members of the public.

### AGENDA

#### 1. Welcome and apologies for absence.

The Chairman welcomed everyone to the meeting and noted apologies from Cllr John Peacock.

#### 2. Declarations of Disclosable Pecuniary Interest

Cllr Loble declared a 'close association' for Agenda item 9a) and did not take part in the discussion or decision-making process regarding planning application 17/03053/FUL.

#### 3. Approve the Minutes of the previous Parish Council meeting held on 21<sup>st</sup> August 2017

The minutes of the meeting were considered by Councillors and approved. It was proposed by Cllr Hurford and seconded by Cllr Broadley that these be signed by the Chairman. Minutes signed.

#### 4. Updates on Action Points from previous meetings not dealt with elsewhere on the agenda:

- a) Dog Waste Posters – Pippa Manson from Kirkby in Bloom has agreed to place these on lampposts.
- b) Community Emergency Committee – Chairman and Cllrs Mass and Loble to attend meeting on September 26 and to report back at next Council meeting. Cllr Hurford gave apologies.
- c) Defibrillator – Cllr Mass referred to Cllr Atkinson by Harrogate Borough Council for locality fund contribution. Cllr Atkinson confirmed little funding now available so will speak to the Council and report back, some fundraising may be required.
- d) Inspection of Council property assets – Confirmed Clerk to carry out monthly inspection of The Pinfold and The Market Cross, and Chair, Cllr Loble and Cllr Jackson to inspect Greygarth Monument in turn, with Clerk to keep records.
- e) Telephone kiosk repainting – Chair to ask BT for progress report.

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- f) Post van - Chair to ask Post Office again for publicity material. Recent absence of Van due to mechanical problems noted.
- g) Commuted sums – Chair still awaiting response from HBC.
- h) Highways yard lease – Chair has been requested by NYCC to supply deeds but as it is Common Land will supply copy of the Common Land Register entry.
- i) Speed limits – Tim Simpson from Highways has clarified to Chair that they have no proposals nor budget for this and that it would be expensive to undertake. Chair to continue to pursue.
- j) Dallowgill noticeboard – Awaiting initial quote from George Meer before proceeding further – will be on Agenda for next meeting.

## **5. Correspondence**

Green Waste update from HBC to be put on website – provides information on garden waste bins. Cllr Broadley discussed possibility of more suitable bin collection vehicle to be provided next year for properties with remote access.

## **6. Henry Jenkins**

Further to recent small fire at the premises caused by youngsters, the proprietor confirmed at the recommendation of his insurers that the property must now be boarded up. The front security gate will be padlocked with neighbours to contact Clerk if they need access to drains etc. Concerns of neighbour and other members of public about fire safety measures noted. Chair to speak to Fire Services and Police to follow up incident. The proprietor confirmed he has lodged a planning appeal and expects a decision from December onwards. The Save the Henry Jenkins spokesperson present confirmed the appointment of an agent and that the proprietor should expect correspondence from them soon.

## **7. Attendance of Vicki Lever, Youth Development Worker for North Yorkshire Youth**

Vicki Lever confirmed that she is in touch with The Mechanics Institute and Highside Playing Fields over potential youth based activities in the village. She will also be liaising with schools, parents and children over preferences and demand. Once evidence is gathered and venues and funding explored, Vicki will then be requesting local volunteers to train – public open meeting arranged for November 15. The Council agreed to assist with contacts, fundraising and promotion.

## **8. Planning – notification of recent decisions made by Harrogate Borough Council:**

- a) 17/02853/OUT – Field 6414, Laverton Road, Kirkby Malzeard – outline application for one dwelling with all matters reserved – Refused
- b) 17/01815/COU - North Close Farm, Ripon Road, Kirkby Malzeard – change of use from agricultural building to storage and distribution unit - Permitted

## **9. Planning – recent applications made to Harrogate Borough Council. The Parish Council will provide a response on the following cases:**

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a) 17/03053/FUL– Kendall Bank, Kirkby Moor Road, Kirkby Malzeard - siting of Static caravan for Office/light Industrial use (Use class B1) – Fountain-Hewitt.

After discussing the matter at length, the Council decided to neither object to, nor support the application. The applicant who was present indicated that the caravan would be enclosed with timber cladding and screened so that it blended in with the surroundings and that the tree and hedge removed be re-instated and the Council asked that these matters be a condition of any Consent granted. **Action – Chair to submit response on this basis to HBC Planning Department.**

b)17/03789/FUL – Sawpitts Farm, Laverton – Erection of first floor and two storey extension (revised scheme) – Riley. The Council decided it had No Objections. **Action – Clerk to submit response to HBC.**

For information it was noted that another application had been made recently within the Parish on which the Council were not asked to respond: 17/03865/PNA – Greystone Barn, Kirkby Moor Road, Kirkby Malzeard – Erection of agricultural storage building - Nicholson.

An application had been received after the publication of the Agenda and could not therefore be discussed at this meeting – 17/04096/OUT – Parkfield, Galphay Road, Kirkby Malzeard - Outline application for the erection of one dwelling with access considered – Atkinson. An Interim meeting will be held on October 9 to deal with this (and any other outstanding planning matters received before October 4.)

**10. Public exhibition to consider a precept increase to fund local organisations and the proposed residential development for up to 45 houses on Laverton Road, Kirkby Malzeard.**

The event held on Saturday September 9 was reviewed and residents input sheets on the issue of precept levels were collected by the Clerk to prepare analysis prior to setting of precept later in year.

Peter Vernon of Vernon & Co stated that they had received 35 residents’ representations and the main concerns were the impact of traffic from the development along Main Street, the effect on the existing foul and surface water sewers and the density of the proposed housing. Some positive feedback had been received in respect of the affordable housing proposed. The next stage will be for Vernon & Co to submit the planning application and the public consultation will be included within that.

At the exhibition various members of the public had raised concerns of inadequate parking and over speed of traffic within village. **Action – Chair to follow up with HBC over a potential car park and to again speak to Police over speeding and traffic calming.**

**11. Parish Consultation meeting**

Cllrs Mass and Mountain attended meeting with Harrogate Council on September 13. The responses to the questions asked were discussed and it was agreed that the Chair would draft

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a letter to HBC about the Village Development limits within the Draft Local Plan. A talk given prior to the meeting by YLCA indicated that there may potentially be some money from the Transparency Fund which could be claimed for additional staffing time. **Action - Chair to submit claim for Clerk's increase in hours from 7 to 8 hours.**

## **12. Future use of St Peters Church, Dallowgill**

Cllr Lobley attended public meeting held by the Diocese on September 13 at Greycarth Chapel, Dallowgill, and he reported that the Diocese discussed various solutions for the building. It was not suitable for protection by Historic Churches, as of no architectural value, and there was no interest shown for community use. It could be taken down completely, but the preferred use would be to convert for residential use. It was clarified that the graveyard boundary wall would remain the property of the Diocese and maintained by Yorkshire Water and that the unused graveyard area would be sold with the building for access. Covenant to be included in any sale not to include immoral use and proceeds from sale to be split - one third to the Churches Conservation Trust and two thirds to go to looking after other closed churches. Leeds Dioceses to raise item again, possibly at meeting next year. **Action – Clerk to submit minutes to Leeds Diocese to confirm item raised at meeting.**

## **13. Children's Play Area**

Confirmed that Highside Playing Fields would like the Parish Council to take over the lease however HBC saying impossible as existing lease prevents this. This needs to be resolved before grant application can be made. **Action – Chair to again ask HPFA for copy of lease to see if impasse can be resolved.**

## **14. Highways Issues**

Chair and Clerk reported on ongoing items reported via Parish Portal together with those now addressed. New issues raised included the Malaby cattle grid at Dallowgill which requires cleaning and repair to gate, Kirkby Malzeard School gulley which overflows and the inadequate street lighting along Church Street. **Action – Clerk to submit via the Parish Portal. Cllr Atkinson to raise road flooding at Thieves Gill, Azerley with Highways.**

## **15. DTMS Task List**

Confirmed Snowberry bushes at Market Cross junction were currently inaccessible due to the on-going road works but that hedges behind Henry Jenkins are now cut. **Action – strimming to Lamberts Quarry and around bench on Laverton Road to be chased up again by Clerk.**

## **16. Financial items:**

- a) Bank statements – details of balances, outgoings and income since last month outlined.
- b) Cash Book – up to date record of payments and receipts for year circulated.
- c) Confirmation of approval of Annual Return 2016-17 by the External Auditors.

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- d) The Council gave approval of payment to PKF Littlejohn LLP Ltd (External auditors) for £120.00 for preparation of Annual Return.
- e) The Council gave Approval of payment to Dallowgill Methodist Church for £20.00 for hire of Hall for July Parish Council meeting.
- f) The Council gave approval of payment to Beyond Digital Ltd for £60.00 for preparation of hand-out and questionnaire used at exhibition.
- g) The Council gave approval of payment to Buckton Homes and Gardens for £735.00 for grass cutting in August and confirmed Buckton's agreement to reduce next invoice to allow for figures previously agreed.
- h) The Council gave approval of payment to Clerk for £81.72 for purchase of office supplies.
- i) Two quotes for works on bus shelter for approval still awaited.

**17. Any Other Business**

- a) Member of public raised problem of motor vehicles on Lamberts Quarry. **Action – Chair to ask NYCC about improved signage.**
- b) Concerns over access drive to Kirkby Malzeard School from Church Bank. **Action – Chair to ask NYCC Education Department for update.**
- c) Work to woodland at Carlsmoor. **Action – Chair and Cllr Lobley to discuss at next meeting.**
- d) Chair reported that the Queens Head tenants have informed him that they have taken out a 5-year tenancy, which the Council considered encouraging for the future of the village pub.
- e) Cllr Mass raised complaints by a resident over grass cuttings which was discussed, but cost of clearing up by the contractors is prohibitive.
- f) Cllr Lobley referred to the build-up of grass at Swetton Bridge, Dallowgill. **Action – Clerk to report via Parish Portal.**

**18. Date of next meeting:** Monday 30 October 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 23 October 2017 please. **An interim meeting for planning matters will be held on October 9** at 7.15pm in the Reading Room of the Mechanics Institute.  
 Meeting closed at 9.05pm Dated 03/10/2017

PARISH CLERK Jen Hurford, Holmes Cottage, High Walk, Kirkby Malzeard HG4 3RY Tel 01765 650363  
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 Agenda also available on the Parish Council website [www.kmldpc.btck.co.uk](http://www.kmldpc.btck.co.uk)  
 Facebook: Kmldpc Parish Council

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