

KIRKBY MALZEARD, LAVERTON AND DALLOWGILL PARISH COUNCIL

Acting Parish Clerk: Mr Howard Mountain, Mount Pleasant. Laverton, Ripon HG4 3RH Telephone: 01765 658838 E-mail: kmlldpc@btinternet.com Website: kmlldpc.btck.co.uk

MINUTES OF THE PARISH COUNCIL MEETING HELD IN THE ANNEX ROOM OF THE MECHANICS INSTITUTE, KIRKBY MALZEARD ON MONDAY MARCH 27 2017 AT 7.15pm

Present: Parish Councillors Gwynneth Jackson, John Peacock, Geoff Lobley, Ruth Broadley, Gerry Mass and Howard Mountain, District/County Councillor Margaret Atkinson, together with nine members of the public.

1. APOLOGIES FOR ABSENCE - Cllr Mike Hurford.
2. DECLARATIONS OF INTEREST by Councillors for any item on the agenda – none.
3. THE MINUTES OF THE PREVIOUS MEETING held on February 27, 2017 were confirmed as a true record, following a minor amendment to item 4b - Proposed by Cllr Broadley and Seconded by Cllr Lobley. The Minutes were signed by the Chairman, Cllr Mountain.
4. MATTERS ARISING from the previous meeting (being items not covered elsewhere on the agenda):
 - (a) Love Lane, Kirkby Malzeard – It was confirmed that the gate at the Ripon Road end of the path had now been closed off. Cllr Hurford was thanked for tidying up litter, fitting a gate post, and securing with chain and padlock, and it was agreed that he should be reimbursed for expenses.
 - (b) Old School, Dallowgill – No reply received from Vinci Facilities who act on behalf of the owners Mexborough Academy but further attempts will be made to establish their plans for the building. Cllr Lobley to speak to Mrs Emily Roberts who has had contact with them in the past to see if she can provide any information on this.
 - (c) Laverton noticeboard – it is expected that this will be replaced in the next fortnight.
 - (d) Mobile signal – reply received from Ofcom about the restricted service available in the Parish. They were unable to help but referred us to Harrogate Council and District Cllr Atkinson will follow this up on our behalf.
 - (e) Proposal to substantially increase precept - no feedback at all from the public on this suggestion to help fund Parish Amenities such as the Village Hall and Playing Fields. The council will raise the matter again at the Annual Parish Meeting next month.
 - (f) Pinfold water supply - confirmed that any quote from Yorkshire Water would only be valid initially for six months, so it will not be obtained until a funding source

Signed..... Date.....

had been identified. Still awaiting a reply about possible commuted sums funding from Harrogate Council - this will be pursued.

- (g) Common land works – Second estimate obtained from Duffields of Ripon for work to upgrade bridleway at Lamberts Quarry at similar level to previous estimate from DTMS. Third estimate to be obtained from George Mawer, who will also be asked for an estimate on ditching work at Laverton Quarry.
- (h) Kirkby Malzeard Charitable Trust – the Kirkby Malzeard Council representative Mr Trevor Bowen will be asked for a report for the Annual Parish Meeting.
- (i) Public Rights of Way consultation – form completed and sent.

5. HENRY JENKINS PUBLIC HOUSE – since the previous meeting the Planning application to redevelop for housing had been refused by Harrogate Planning Committee. The owner, who was present at the meeting, has now notified the Planning Department of a Change of Use under Permitted Development rules to an Estate Office, partly as it would be useful for his businesses but also as, once established, it could no longer be seen as a community building. It was confirmed that the property is still also being marketed as a Public House. No-one from the ‘Save the Henry Jenkins’ campaign group committee attended this meeting but it is understood that they may be submitting another application for Listing as an Asset of Community Value, which would impact on the Change of Use process. Some tidying up work has been carried out to external areas and the offensive graffiti placed in windows by the owner’s workers has been covered over. The Council expressed its displeasure to the owner over this incident.

The Council discussed holding a Parish Poll to establish whether residents feel that working towards reopening as a second village pub is realistic, or whether redevelopment, for housing (perhaps partly utilising the original building) or any other suitable use, would be better for the long term future of the overall community. Enquiries indicated that running the Poll would cost approx. £2000 out of the Parish Council’s budget, and as such could not be justified. Alternative methods of determining public opinion are to be investigated. The Council will seek to discuss the matter with the campaign group and will request a detailed business plan from them to assess in the first place, whether their proposals are viable.

6. QUEENS HEAD PUBLIC HOUSE – Although at our last meeting we had been informed that an agreement had been reached between the owners and the tenants, Darren and Chrissie Plant, it is now understood that this has broken down and that they will be leaving sometime in April. This was in part due to recent poor levels of trade. The Council is to contact the owners (Enterprise Inns) again to establish their plans to ensure the pub remains open. The benefits of the Parish Council submitting an application for the listing of this property as an Asset of Community Value were also discussed and further consideration is to be given to

Signed..... Date.....

this.

7. CHILDREN'S PLAY AREA, KIRKBY MALZEARD – No progress has been made on this matter with the Highside Playing Fields Association still considering what action to take in respect of the grant application for improvements and repairs. Some maintenance work is required and the Council will press to get this carried out as soon as possible.

8. PLANNING – recent decisions made by Harrogate Borough Council

- a) 17/00349/FUL – SOUTH VIEW, MAIN STREET, KIRKBY MALZEARD. – Conversion of outbuildings to form a holiday cottage, and installation of flue for heating boiler and a chimney flue for a wood-burning stove. – Robinson – Permitted.
- b) 16/01478/FUL – THE HENRY JENKINS INN, MAIN STREET, KIRKBY MALZEARD – Demolition of public house and outbuildings, and erection of four dwellings – Fielder Homes – Refused.

9. PLANNING – new applications to be considered:

- a) 17/00366/OUT – LAND ON BACK LANE SOUTH, KIRKBY MALZEARD – Outline application for the erection of five dwellings with all matters reserved – Umpleby.

This case has been placed on hold by the Planning Department awaiting further information. The Council therefore deferred their decision until that information is available but did feel that if no significant information was provided that it would neither support nor object and make the comment that it whilst it considered that the site should be developed for housing it would prefer to see a higher density of smaller houses, including affordable housing, on this site, than the five detached dwellings proposed.

- b) 17/01047/PNG – NORTH CLOSE FARM, KIRKBY MALZEARD - Prior notification of change of use of agricultural building to B8 Use (storage and distribution) – Mawer. - The parish council had no objections.

A third application, which was received after the publication of the agenda, was also considered:

- c) 17/01123/FUL – SAWPITTS FARM, LAVERTON – Erection of first floor and two storey extension – Riley

The decision on this will be deferred until April 7 to allow for full consideration by Councillors and for members of the public to bring to the

Signed..... Date.....

attention of the Council any comments they may have. *(It was decided that the Council had no objections to the application)*

10. HIGHWAY ISSUES – the current list of cases referred to NYCC Highways department, together with their responses, was reviewed:

KM 17/003 – Cut back hedge in front of Old Chapel, Laverton to make direction sign visible – contact has been made with owner *(work subsequently undertaken)*.

KM 17/005 - Direction sign from Kirkby Moor Road to Carlsmoor, Dallowgill – Harrogate Council dealing with this matter – ref 196182 – update recently requested.

KM 17/008 – Back Lane North, Kirkby Malzeard – some pothole repairs have recently been carried out. Further potholes now present - repairs requested again.

KM 17/009 – Direction sign from Laverton Road to Kirkby Moor Road, Kirkby Malzeard – new sign to be erected shortly.

KM 17/010 – section of road near Swetton cattle grid, Dallowgill in poor condition – some repairs recently undertaken but further work now required.

KM 17/012 – Road south of Laverton Bridge – Highways have no plans to resurface but some more pothole repairs now required.

KM 17/014 – One Way section of Back Lane South, Kirkby Malzeard – signage review being carried out.

KM 17/016 – Rain water sewer at junction of The Green and Main Street, Kirkby Malzeard needs cleaning out – Highways and Yorkshire Water to hold site meeting in April to resolve responsibility. KM 17/018 – Pavement defects, Main Street, Kirkby Malzeard – some work undertaken but Highways will be asked to undertake further repairs near ‘Bonwell’

KM 17/019 – Road south of Laverton village – Missing ‘Sharp Bend’ sign – replacement sign to be fitted shortly.

KM 17/020 – Blocked gully on Church Bank, Kirkby Malzeard – Highways will clean this out shortly.

KM 17/021 – Dallowgill – blocked ditch and culvert on the eastern side of the road between Greygarth and Tom Corner – photo needed when overflowing

KM 17/022 – Thieves Gill, Azerley – this is not within our Parish but cleaning out of gully on bend opposite junction to Mickley requested as this is a serious hazard after heavy rain for many vehicles going to and from the Kirkby Malzeard area – not considered a priority by Highways.

KM 17/023 – Culvert on south side of Missies Lane, Laverton blocked between Highways yard and Olive House – needs rodding/unblocking – photo required when overflowing.

KM 17/024 – Main Street, Kirkby Malzeard – the road in front of Twigg House is very uneven following service works – Highways will be asked again if this could be made level following further complaints.

KM 17/025 – Dallowgill – between Old Vicarage and Stang Brae – pothole repair and levelling required – to be attended to shortly.

Signed..... Date.....

KM 17/026 – Laverton – Minor road to east – pothole repairs required – to be attended to shortly.

KM 17/027 - Culverts and ditches on Dallowgill Road between Highways yard and Belford Lane junction – various blockages referred for attention.

11. NEW CLERK – The Council is pleased to report that a new Clerk, Linda Johns who is a resident of Kirkby Malzeard, has now been appointed and will commence work at the beginning of April.

12. DOG WASTE POSTERS – A number of the posters designed by Ripon four year old Isla Freeman are to be used in the villages and will be collected by either the Chair or the new Clerk shortly. It was agreed that as they were free, a donation would be made to a children’s charity.

13. CORRESPONDENCE

a) Notification of County Council elections to be held on May 4.

b) Notification from Harrogate Planning Department of a planning issue at Ivy Cottage, Main Street, Kirkby Malzeard regarding storage of materials. This matter had also been raised with the Council separately but as it is being dealt with by Harrogate Council the Parish Council will take no further action at this stage.

14. TREES ON COMMON LAND - The council has now heard back from two of the three contractors asked for estimates for the necessary work here, and at Laverton Quarry. Once the third is received details will be referred to Councillors, and adjoining owners where applicable, for consideration.

15. WASTE BIN - Harrogate Council are still investigating moving the litter bin on Ripon Road (opposite Mowbray Hall) to alongside the existing bin outside Kirkby Stores, where it is hoped it will be more regularly used.

16. PARISH COUNCIL DOCUMENTS - A General and Financial Risk Assessment document was considered. Proposed by Cllr Mountain that this be adopted - seconded by Cllr Mass. It was approved by all other Councillors.

17. FINANCIAL ITEMS

(a) Bank Statements –The balance of the Current Account as at 19 March 2017 was £9,420.06. The balance of the investment account is now at £2853.00 with £0.62p interest added.

(b) Payment of annual subscription to Yorkshire Local Councils Associations - £396.00 – approved.

(c) Reimbursement of Clerk for printer toner - £24.98 plus VAT – approved.

Signed..... Date.....

(d) Payment of Land Registry fee to establish ownership of Laverton River Bank and Pinfold - £14.95 plus VAT – approved.

(e) Payment to Methodist Chapel for room hire for Clerk interviews - £30 – approved.

(f) Payment of DTMS Ltd invoice for Parish Caretaker duties - £79.13 plus VAT – approved.

18. PARISH CARETAKERS (DTMS Ltd) – Since our last meeting the notice board at Kirkby Malzeard has been removed, road signs had been given their annual wash and the monthly Play Area inspection carried out. The total expenditure for the 16-17 financial year was £331.13 plus VAT.

19. COMMUNITY LED HOUSING - Brief update provided about the visit to a scheme in the North East (Stocksfield), earlier in the month which had proved both interesting and informative. A presentation will be made locally in May in order to illustrate how such a scheme could be carried out here.

20. EMERGENCY ARRANGEMENTS FOR THE PARISH - Cllr Mountain reported that he had now met with Mr Ian Spears from Harrogate Council Emergency Planning Department and updates to the Community Resilience Document were discussed. A new draft document had been forwarded and once any final amendments had been made these would be printed off by Harrogate Council and forwarded to each of the committee members prior to a meeting being arranged probably in late April/early May.

21. ANY OTHER BUSINESS - Cllr Broadley asked that information be displayed in the Mechanics Institute window informing people about how the defibrillator system worked.

22. NEXT MEETING – This will be held in the Mechanics Institute in Kirkby Malzeard on Monday April 24 at 7.15 pm and will commence with the Annual Parish Meeting, followed by the monthly Parish Council meeting. Items for the Agenda from the public to be submitted to the Clerk by April 14th please.

There being no further business the meeting closed at 8.55 pm.

Howard Mountain

Acting Clerk to the Parish Council

Dated March 31st, 2017

Signed.....

Date.....

As from the beginning of April Mrs Linda Johns will be taking over as Clerk. Her telephone number is 01765 650017. The email and website address are unaltered.

Signed.....

Date.....