

## KIRBY HILL AND DISTRICT PARISH COUNCIL

(incorporating Kirby Hill, Milby, Thornton Bridge, Humberton & Ellenthorpe parishes)

**MINUTES** of the parish council meeting held at 7.00 pm on 12 March 2018, in the Coronation Hall, Milby (Notice having been given).

**PRESENT:** Cllrs Lawson (Chairman), Hick, Lister, Merson, Smailes, Widdows, Wilkinson, NYCCllr Windass, DCllr Brown and Martin Rae (Clerk). Mr Tom Wilkinson (member of public)

**1. APOLOGIES for absence:** Cllr Jones

**2. CODE OF CONDUCT/REGISTER OF INTERESTS:** Cllr Wilkinson 8b&d - as tenant farmer of land subject to applications

**3. MINUTES of the meetings of 8 January 2018** and planning meeting **31 January 2018**, having been distributed previously, were accepted as a true record and duly signed by the Chairman. Proposed by Cllr Merson and seconded by Cllr Smailes.

**Matters arising** – grass cutting – Cllr Hick asked DCllr Brown if it was worth challenging HBC about the lack of a Harrogate town precept, which meant that the wider district paid more proportionately through council tax for Harrogate Town’s maintenance of the Stray and gardens than the Harrogate town residents did. DCllr Brown and NYCCllr Windass sympathised with Cllr Hick’s argument but thought there was very little chance of Harrogate residents agreeing to be ‘parished’. The current situation had existed for decades. They thought however that as a starting point it might be worthwhile for the clerk to write to the Leader of Harrogate Borough Council and for the Joint Parish Council to take up the matter as well. **ACTION CLERK**

**Items 6a and 6b** taken out of order at this point (see below)

### 4. FINANCE

Clerk reported:

- a) Balance at 12 March 2018 **£4,750.93** (includes £1,200 ‘ring-fenced’ for Milby Island Project)
- b) Coronation Hall rent of room – **payment agreed**

### 5. CORRESPONDENCE

- a) **HBC Elections Office** – 3 May Elections. The clerk reported that he would be receiving the documentation, including the nomination forms by 23 March, the date on which the election notices had to be published. He would ensure that all existing councillors received blank nomination forms and confirmed that the ‘nomination period’ would commence on 26 March, with the deadline for submission of nominations being 4.00pm on 6 April 2018. He would check with the elections office whether it would be possible for him to submit the nominations in person to HBC as a batch (as was permitted at the last elections). **ACTION CLERK**
- b) **HBC Parks and Environment Services.** Invitation to apply for bulbs etc. from the Community Bulb and Wildflower Scheme. Cllr Merson proposed and Cllr Hick seconded that the parish council should choose the wildflower seed option this year. **ACTION CLERK**

### 6. COUNCILLORS’ REPORTS & MEETINGS

#### a) DCllr Brown reported

1. Regarding the MSA application he and Gareth Owens (KH RAMS Leader) had been angered by HBC’s Economic Development Officer’s acceptance of Applegreen’s economic case, while not even having looked at the counter economic case submitted by Gareth Owens on behalf of the RAMS. He proposed to raise the matter with Kathryn Daly, Head of Planning and Development. Both he and Gareth Owens proposed to attend the Planning Committee Meeting (date not yet known) to speak for the agreed 3 minutes, Gareth Owens and the RAMS acting on behalf of the parish council. NYCCllr Windass would also ask for a three minute slot, so that the community’s case against the proposed MSA would benefit from 9 minutes of co-ordinated argument.
2. Regarding the application for 87 dwellings to north of Church Lane in Kirby Hill (see 8d. below) DCllr Brown reported that the applicant had reduced the number of dwellings to 50. Tom Wilkinson (attending the meeting as a local resident) called up on his i-pad the relevant document from HBC’s planning portal and read it to the council. DCllr Brown hoped that this was not a ruse

on the applicant's behalf to secure permission, since applications for 50 or fewer dwellings could be determined by delegated powers rather than the planning committee.

With regard to this application and to the MSA application DCllr Brown pointed out that neither should be permitted under the draft Local Plan but that in the absence of a 5 year housing land supply there remained the worry that these applications could slip through regardless of the plan. He would continue to stress the point to the relevant bodies that the Kirby Hill/Milby area had already taken far more than a fair share of housing development.

**3. Meeting with Yorkshire Water** – DCllr Brown reported that due to the bad weather the meeting scheduled for 1 March had had to be postponed until 6 April. This would be a very high level meeting at which YW would have some serious questions to answer about their lack of capacity to cope with the amount of development taking place in the Boroughbridge area. He reported that while the CEO of YW had said there were no problems with capacity this was not supported by local evidence and by the YW personnel 'on the ground'. As a non-statutory consultee in the planning process YW had consistently and worryingly said that the new developments did not pose any problems as far as they were concerned.

**4. Roecliffe village** – DCllr Brown reported on the anger of Roecliffe residents at a the roofing materials of a new development being changed from the local vernacular pantiles to blue slate and the fact that the local community was not consulted. He had raised this at two HBC meetings and with Rebecca Burnett of Planning and Development and was hopeful that a change in procedures in future would allow local parish councils to be consulted when such alterations were proposed in the period following the granting of planning permission.

**b) NYCC** - NYCllr Windass reported that the last Committee Meeting had ratified the council tax increase of 2.99% plus 1.99% for adult social care. The HBC tax would also be increasing as would the Fire and Police element so residents would shortly be receiving council tax bills substantially higher than previous years. The Meeting had also acknowledged with grateful thanks the work of gritting and snow-plough teams and the farmers who had helped motorists during the recent snowy weather. Regarding the governance of the police and fire services a decision was still awaited about whether or not Julia Mulligan would take over an integrated service.

NYCllr Windass reported that a county wide consultation would consider the issue of Home to School transport, which was costing the county £22m p.a. This would also look closely at the SEN (Special Educational Needs) component.

On the Allerton Incinerator NYCllr Windass reported that this became fully certificated on 1 March. Cllr Hick mentioned to Cllr Windass about the problem in heavy rain of water flowing across Leeming Lane near the Hockley Croft development. Cllr Windass said he would raise the matter with NY Highways Area 6. When challenged about what good that would do he referred the meeting to a similar problem that had been occurring on the A168 and which had been resolved following his intervention.

**c) SNG Meeting 1 March** – This had been postponed due to bad weather

**d) JPC Meeting 8 March** Cllr Smailes had attended. He reported that DCllr Brown had already covered most of the issues in his own report. As soon as the minutes of the meeting are available the clerk will distribute these to all councillors. **ACTION CLERK**

## **7. ONGOING AND OTHER MATTERS – UPDATES**

**a) Representation at SNG and JPC meetings** – owing to his non-availability on Thursdays Cllr Lawson was generally unable to attend these meetings. It was agreed that it was important for the parish council to have at least one representative at meetings of each of these groups. The next JPC meeting was scheduled for 6 June so a representative would be identified at the next parish council meeting on 14 May. Cllr Lawson had also spoken to the secretaries of both groups asking them to ensure that the KHPC clerk received a copy of the minutes for circulation.

### **b) Data Protection**

The clerk reported that the parish council would, under the new Data Protection Regulations, be legally bound to have a Privacy Policy in place by 23 May and to have an agreed Privacy Statement published on the website. The council would also be required to appoint a Data Protection Officer but it was thought that this appointee could be shared with other local councils. **ACTION CLERK**

**c) Online Banking** - The relevant documents were signed at the meeting by councillors who were authorised by the mandate. The clerk to pursue with the bank. **ACTION CLERK**

**d) Parish Noticeboards** – The clerk presented the costs of various replacement/repair options. Local joiner Chris Leeming had quoted £150 for a new timber noticeboard (standing or wall-mounted) recycling the existing glass door. He also quoted £60 for repair of the village green board.

Other options, from the Parish Noticeboard Co., included aluminium wall or post-mounted noticeboards for £500-£600.

Alternatively, aluminium external 'display cases' were available for wall mounting at £160 (A2 size) or £255 (A1 size).

Cllr Lister proposed accepting Chris Leeming's quote, but for TWO new boards (using existing glass doors) at £300 total cost. Seconded by Cllr Hick and agreed by the council. Clerk to arrange with Mr Leeming for the village green board to be fixed to existing steel post and for the new wall-mounted board to be fixed to the external wall of the Coronation Hall (position to be agreed with the hall's Management Committee). **ACTION CLERK**

- e) **Bus stop sign – village green** The clerk had emailed TransDev three times about the bent sign, asking that it be repaired. They had accepted that it was their responsibility, not NYCC's, to repair the sign. On the morning of the meeting the clerk had also telephoned the TransDev office but had had to leave a message. **ACTION CLERK**

- f) **Internal Audit pre-meeting 4 April** – the clerk reported that this meeting was necessary prior to the Internal Audit meeting proper because there were some changes to the councillor/auditor role. Cllr Lawson volunteered to be the councillor/auditor responsible for the internal audit of one of the other participating parish council's accounts and would attend the 4 April meeting and the actual audit meeting (date yet to be agreed). **ACTION CLERK & CHAIRMAN**

- g) **Civic Service/Community Awards Service 18 March** - Cllr Jones and partner had agreed to attend on behalf of the chairman. Cllr Merson would also attend because the Milby Island Project had been nominated for an award.

## 8. PLANNING

- a) **17/02632/FUL \*AMENDED\***

**Ward's Barn Tinkler Lane, Milby - Mr & Mrs P Greenwood**

Conversion and extension of barn to form one dwelling and installation of package treatment plant. *The parish council decided on option D, i.e. to support the application*

- b) **17/03414/EIAMAJ resubmitted as 18/00123/EIAMAJ**

**Land comprising OS Field 3300 Marton-le-Moor - Applegreen Plc**

Outline application for a proposed Motorway Services Area (MSA) on west side of A1(M) with vehicular access over bridge from and to southbound carriageway and partial diversion of A168, with associated infrastructure and staff access from B6265

*PENDING The parish council had submitted its agreed response (objection) following its meeting on 31 January 2108 (See Minutes 31/1/18)*

- c) **17/03376/REMAJ**

**Land comprising field at 439826 467466 Milby - Miller Homes**

Reserved matters application under outline planning permission 15/04164/OUTMAJ for erection of up to 145 dwellings with appearance, landscape, layout and scale considered.

*GRANTED*

- d) **17/04318/OUTMAJ**

**Land comprising field 438887 468593 Church Lane Kirby Hill – Future Habitats Ltd**

Outline application for up to 87 dwellings with access considered

*PENDING - see also 6a.2 above Application amended to 50 dwellings*

- e) **17/05603/REMAJ**

**Reserved matters application under outline permission 16/02152/OUTMAJ**

**Home Farm Church Lane Kirby Hill** Erection of 34 dwellings – Frontline Estates.

*PENDING The parish council had submitted its comments following its meeting on 31 January 2018 (see Minutes 31/1/18)*

- f) **17/05419/DVCON Blue Bell Caravan Park Kirby Hill**

Variation of condition 2 of 77/12291/FUL permission to allow 3 approved touring caravan pitches to be converted to static use. *GRANTED*

Meeting ended at 8.35pm Next Meetings (2018) **14 May (inc AGM) 2 July 10 September 12 November**

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