

KIRBY HILL AND DISTRICT PARISH COUNCIL

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

MINUTES of the parish council meeting held at 7.00pm 16 September 2019, in the Coronation Hall, Milby (Notice having been given).

PRESENT: Cllrs Lawson (Chairman), Helliwell, Hick, Jones, Lister, Merson, Widdows, Wilkinson, DCllr Brown Mr PCSO Jak Bell (Boroughbridge Police), Gareth Owens (Leader, Kirby Hill RAMS) NYCCllr Windass (from 7.40pm)and Martin Rae, parish clerk.

1. APOLOGIES for absence: Cllr Smailes

2. CODE OF CONDUCT/DECLARATIONS OF INTERESTS: Cllr Lister 8d,8e Cllr Merson 8j, Cllr Wilkinson 8a, 8b

3. MINUTES of the meeting of 8 July, having been distributed previously, were accepted as a true record.

Proposed by Cllr Helliwell and seconded by Cllr Merson. Duly signed by chairman.

Matters Arising It was agreed that a report on Milby Island should be a standing item on future agendas.

The chairman invited PCSO Jak Bell to give a report.

PCSO Bell reported that the figures for crime and anti-social behaviour since 1 August had been very low, but that there had been one car theft in Langthorpe and only one Anti-social Behaviour Order in Boroughbridge. There had been 8 incidents of violence but mostly low level domestic. He reported that PCSO Phil Wright had left Boroughbridge for Ripon but would hopefully be replaced by Christmas. In reply to a question about the prime minister's promise to increase police numbers by 20,000 he reported that recruitment would start in October for 200 new officers for North Yorkshire.

Regarding the Safer Neighbourhood Group (SNG) meetings he hoped that a date could be fixed in February 2020 at which the Chief Constable would attend.

The chairman invited Mr Gareth Owens, leader of the Kirby Hill RAMS (Residents Against Motorway Services) to update councillors on the current position regarding the Applegreen MSA application.

Mr Owens reported on the slow progress since the application was submitted 2 years ago, due to a Non-Determination Notice filed by Highways England. Since this had now been lifted it allowed HBC Planning to move forward and determine the application (although North Yorkshire Highways had yet to make their comments). It was likely that a deadline of 30 September would be extended, meaning that the application might go before the Planning Committee meeting on 8 October or 27 October. He reported that various changes had been made to the original proposal over the last two years, such as the height of some buildings, the alignment of the A168 and the location of drainage ponds. The highest point visible from Kirby Hill would no longer be the roundabout mounds at the dumb-bell junction but some of the actual amenity buildings themselves. He advised that the parish council should therefore request a re-consultation. This would be in line with an earlier commitment made by HBC's Cabinet member for Planning to ensure that parish councils are re-consulted when changes to proposed major developments occur. The chairman agreed with the suggestion by Mr Owens that the clerk write or email to Mike Parkes at HBC requesting a re-consultation. Mr Owens had also suggested that Langthorpe PC do the same. He reported that the RAMS had met on 2 September and that their plans would depend on the planning officer's recommendation. He considered that a major argument to be made was the omission in the new Local Plan of any provision for an MSA. Since HBC had had every opportunity over the consultation stages to include such provision it would now be a travesty to approve the application when there was no provision for such a development in the plan. DCllr Brown also emphasised need to use this argument given the importance of the Local Plan.

ACTION CLERK

4. FINANCE

The Clerk reported:

- a) Balance at 16 September 2019 £3,946.78
- b) Coronation Hall room hire £16.00 payment agreed
- c) HMRC PAYE for Apr/May/Jun £97.38 PAID
- d) AA Foster grass cutting 1st half yr £385 PAID

5. CORRESPONDENCE

- a) **Helperby Parish Council** Notification of withdrawal from annual internal audit by 'peer group' system. It was agreed that the parish council would continue with the system along with the four

or five remaining councils in the group. This would ensure continued savings of around £200pa in audit fees. Having jointly managed the system in the past Kirby Hill and District PC would have to take over the lead role in 2020.

ACTION CLERK

- b) **HBC – Submission of CIL (Community Infrastructure Levy) and Parish Council FAQ** The clerk had distributed the FAQ document to Cllrs prior to the meeting. The CIL system (largely replacing commuted sums) would probably come into force on developments starting mid 2020. The clerk noted that as a parish council in Zone 1 without a neighbourhood plan the council's bank account could receive £7.50 for every square metre of new residential development in the parish (ie 15% of the £50 per sqm that HBC would receive from the developer). There would be fewer restrictions on spending than the present commuted sums system imposed.

6. COUNCILLORS' REPORTS & MEETINGS

- a) **HBC** – DCllr Brown had little to report, August having been a quiet month with most council officers pre-occupied with work on the upcoming UCI cycling event. While welcoming the global spotlight that the event would shine on Yorkshire, he considered that it would bring considerable chaos to Harrogate residents and would not benefit the town's shop-keepers, who foresaw a drop in business.
- b) **NYCC** - NYCCllr Windass also referred to the UCI cycling event commenting on the improvement to certain road surfaces and repair of pot-holes on the various cycle routes. He reported on a legal anomaly which meant that the county may no longer be able to charge for the use by non-eligible children of 'surplus' coach seats on the Home to School Transport service. This could result in a £400k. loss of revenue to set against the £22m cost of the Home to School service.
- c) **SNG** - Cllr Helliwell had previously sent Cllrs his report of the last meeting. He considered that the police's optimistic reporting seemed to ignore the growing drug problem in the area
- d) **JPC meeting 5 September** -The minutes of this meeting were not available yet. Cllr Merson had attended and reported that nothing of significance had been raised. He mentioned problems with signage on the 'Langthorpe Loop' walk which resulted in some walkers taking a left turn at the Milby cross-roads and walking on the dangerous road back towards Boroughbridge. One problem is that the Church Lane route is classified as a road so there cannot be a standard North Yorkshire 'public footpath' sign at the Milby end. The clerk was asked to find out if the commuted sums still available to the parish council could be spent on signage. Cllr Helliwell also offered to bring the matter to the attention of the 'Boroughbridge Welcomes Walkers' group.

ACTION CLERK/CLLR HELLIWELL

Cllr Widdows proposed the council's thanks to Cllr Merson for his work in clearing the undergrowth along the Church Lane 'footpath'. Seconded by the chairman.

The meeting had also discussed the 'Boroughbridge Forward' initiative. Any ideas for improvements or regeneration of the town centre should be passed to the town council.

- e) **12 Sept Commuted Sums meeting** -The chairman and Cllrs Smailes and Widdows had attended, along with representatives from several local parish councils. The discussion had concentrated on how to use the monies available through commuted sums in a 'joined-up' way so that the whole area could benefit rather than some councils struggling to find projects on which to spend the money. It had been agreed that the best forum was the Joint Parish Council and that the matter should be a standing item on the agenda.

7. ONGOING AND OTHER MATTERS – UPDATES

- a) **Kirby Hill Well commemoration plaque**. Cllrs unanimously agreed that such a memorial on the village green was not appropriate and that the clerk should write again to the former resident who had requested it informing them of the decision and suggesting that the well was adequately remembered and recorded in a local history society publication.

ACTION CLERK

- b) **Parish boundaries confusion**. The chairman noted that confusion about boundaries had been highlighted by the recent planning application for a property in Hockley Croft, which HBC had placed in *Langthorpe*, not Milby. The clerk had queried this with HBC who had drawn attention to the difference between parish locations and postal addresses, Hockley Croft having a Langthorpe postal address.

- c) **S137 Monies (Donations)** Cllr Wilkinson proposed that there should be no change from the previous year's sums i.e. £35 for each of the three beneficiaries (Royal British Legion, Beyond the Pews and Boroughbridge Community Care). It was agreed that the clerk should pay these sums.

ACTION CLERK

- d) **Village green footpath** 'Siding out' of the path was again necessary. Clerk to contact NYCC Highways – also to mention footpath north from the Blue Bell pub

ACTION CLERK

e) Milby Island The clerk was asked to chase A R Morrison for an invoice. Several cuts had been done and the agreement had been to be invoiced twice a year. **ACTION CLERK**

8. PLANNING

a) **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 **REVISED APPLICATION PENDING – see report by Mr Gareth Owens, above.**

b) **18/03703/OUTMAJ Land comprising field at E438887 N468593 Church Lane Kirby Hill**

Outline application for up to 31 dwellings with detailed access considered (REVISED SCHEME)
RECONSULTATION ON AMENDED PLANS

REFUSED

c) **18/04050/DVCON Thornton Manor Farm, Thornton Bridge**

Variation of conditions 3,4,5 and 6 of planning permission 12/03921/DVCON to allow alterations to access and parking. *REFUSED*

d) **TPO 4/2019 Land at field 439417 467708 Milby PENDING – 6 month**

consultation period ended 8 Aug 2019 HBC confirmation that TPO applies to new saplings within the protected woodland area.

e) **18/05293/OUTMAJ field at 439417 467708 Milby** Outline application for the erection of up to 175 dwellings with public open space, landscaping and sustainable drainage system (SuDS) with access considered *PENDING (the parish council had submitted objections)*

REFUSED

f) **19/01996/FULMAJ Land adjacent to Broomfield Farm Thornton Bridge**

Erection of free-range egg production unit with assoc. hardstanding and access
GRANTED

g) **19/00277/PR15 Miller Homes site - field 439826 467466 Milby**

Planning Enforcement – removal of hedgerow during bird nesting season
NO FURTHER INFORMATION

h) **19/02878/FUL 60 Hockley Crescent Hockley Croft**

Extension of 2m high wall to enclose garden
PARISH COUNCIL HAD SUBMITTED 'NO OBJECTION'

j) **19/03576/FUL Land to northeast of Martlets Tinkler Lane Milby YO51 9HQ**

Erection of general purpose farm building for winter housing of sheep and for the storage of fodder and farm machinery.

THE PARISH COUNCIL AGREED TO SUBMIT 'NO OBJECTION'

Meeting ended at 825pm [Next Meeting](#) **11 November**

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