

# **KIRKBY MALZEARD, LAVERTON AND DALLOWGILL PARISH COUNCIL**

## **MINUTES OF THE PARISH COUNCIL MEETING on Monday 19<sup>th</sup> October 2020 held remotely**

The meeting commenced at 7.30pm. Councillors Pippa Manson (Chair), Peter Saxon (Vice-Chair), Geoffrey Berry, Jane Aksut, Howard Mountain and Geoff Loble, together with the Clerk, took part in the video conference with County Cllr Margaret Atkinson.

**Note: The meeting was held remotely using video conferencing methods in accordance with legislation which came into force on April 4, 2020 as set out in 'The Local Authorities and Police and Crime Panels (Coronavirus) (Flexibility of Local Authority and Police and Crime Panel Meetings) (England and Wales) Regulations 2020'.**

It was confirmed by the Chair that all persons attending could hear and be heard prior to commencement of the meeting.

**1. Welcome. Apologies for absence from Councillors – approve reason why unable to take part.** All present confirmed they understood the procedure at remote meetings.

**2. Declarations of Disclosable Pecuniary Interest, Other Interests or Close Association**  
None

**3. Approve the Minutes of the Parish Council meeting held on 28<sup>th</sup> September 2020**

The minutes were approved as a true record and will be signed as such by the Chair.

**Action: Chair to sign copy of approved Minutes and post to Clerk.**

**4. Correspondence – any urgent items will be raised by the Clerk for consideration and action.**

a) Neighbourhood Police – Localised Police Report – Information Noted

b) Harrogate Borough Council – Opportunity to Speak at the Planning Committee in respect the Application for the Church Bank wall repairs – It was felt that, having clearly expressed the wish that the matter be dealt with greater urgency in writing, no further input was needed.

**5. Urgent updates from County and District Councillors if present.**

County Cllr Atkinson explained that the swimming pools in Harrogate, Ripon and Knaresborough are still not operating as usual due to staff shortages. She reported that in the Harrogate area there were 194 cases of Coronavirus in a 7-day period, which was the highest in North Yorkshire.

A walk-in testing site is opening on Dragon Parade in Harrogate on Wednesday 21<sup>st</sup> October. Two proposed ideas for the devolution of North Yorkshire are expected to be submitted by 9<sup>th</sup> November for consideration by the government.

**6. Planning – recent Applications made to Harrogate Borough Council where the Parish Council are not consulted – for information only:**

a) 20/03797/PNA - Mowbray Park Farm, Ripon Road, Kirkby Malzeard - Roof over an Existing Muck Store – Atkinson. It was also noted that HBC had subsequently refused the Prior Notification Application.

**7. Planning – notification of recent Decisions made by Harrogate Borough Council:**

a) 20/02707/FUL– Low Ray Carr, Dallowgill, Ripon – Demolition of conservatory; erection of replacement single storey extension. (Revised Scheme). – Warne. Permitted.

b) 20/02325/TPO– The Old Rectory, Church Street, Kirkby Malzeard – Lateral pruning to southern side only to achieve 2m clearance and lifting of tree canopy by no more than 3 metres of 1 no. Copper Beech T1 of TPO no. 20 1995. – Owen. Permitted.

c) 20/03121/DVCON - Stone Fold, Main Street, Kirkby Malzeard - Application to vary condition 2 (approved plans) to reduce the size of the proposed garage under planning permission 18/04797/FUL Demolition of existing single & 2 storey extensions, existing garage and outbuildings. Erection of replacement 2 storey extension, garage and store. Installation of new windows and doors – Usmar. Permitted.

d) 20/03307/PNA - Land and Buildings At 422950 475754, Kirkby Malzeard - Steel Portal framed agricultural building – Frankland. Prior approval not required.

e) 20/02218/FUL - Land South of Parkfield, Galphay Road, Kirkby Malzeard - Erection of single detached dwellinghouse - Briahaze Village Homes. Refused.

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

a) 20/03390/FUL - The Laurels, Laverton Village, Laverton - Changes to fenestration, removal of porches, erection of single storey link and conversion of attached barn to additional living accommodation in association with The Laurels. Increase in height of part of the existing implement shed, including alterations to the roof panels and re-cladding–  
Abrahams **Decision A – The Parish Council has no objections.**

**Action – Clerk to submit responses to HBC**

**9. Planning – Neighbourhood Plan** – An estimate of up to £200 for the design and printing costs for producing a separate Community Facilities sheet to accompany the main Public Consultation document was approved.

## **10. Planning – Enforcement issues.**

No new cases were raised.

## **11. Children’s Play Area.**

- a) Cllr Saxon has been inspecting the Play Area weekly and no issues were raised.
- b) The grant application to Tarmac Landfill Communities Fund for the Play Area Improvement Project will be considered at their November meeting.

**12. Kirkby Malzeard Charity Trust Update** – Cllr Berry has been in contact with the Charity Commission and he is in the process of submitting a complaint to them. Cllr Berry will email details of the complaint to the Parish Council, before it is submitted.

**Action – Cllr Berry to prepare the letter of complaint**

**13. Ivy Bank** –Cllr Aksut and Cllr Berry met with the proprietor to discuss the issues raised by concerned residents. The proprietor confirmed that the bus would be moved to a less conspicuous place within the camp site and would also be painted. The proprietor also explained that he had changed to a different booking agency, who should vet bookings more carefully, due to concerns about the behavior of some of the guests over the summer.

**14. Waste bins in Kirkby Malzeard** – HBC consider that *“there are no issues with the capacity of the current provision (of bins in KM)”*. Therefore, any additional bins or repositioned bins in Kirkby Malzeard would need to be paid for by the Parish Council. The Chair explained that HBC are considering alternative collection options including the use of wheelie bins as street waste bins which can be collected as part of the refuse round. HBC have asked if Kirkby Malzeard would be a part of a trial of these. In principle the Parish Council would be happy to be a part of a trial but have concerns about how the wheelie bins will fit into smaller locations. The Chair will request more information from HBC.

**Action: Chair to contact HBC**

**15. Laverton Defibrillator** – The party who originally offered to donate funds is now understood to be intending to purchase a defibrillator direct from British Heart Foundation and donate that instead for use in Laverton, along with two others to be sited in Dallowgill. Enquiries will be made to see whether this is acceptable to Community Heartbeat Trust who adopted the Kiosk on behalf of the Council. If this is possible, action will be then needed to raise additional sums for the cabinet, signage, training etc. in order that it can function.

**Action – Chair to continue to liaise with potential donor. Cllr Mountain to speak to Community Heartbeat Trust.**

**16. Trees** – Wards have provided a quote for felling and lopping work to diseased ash trees at Lamberts Quarry. As it is still legally unclear who owns the boundary in which the trees are situated, the Council agreed to approach the neighbours to see if they would share the costs rather than incurring the expense of legal work to determining ownership. Wards have been instructed to fell the dead Rowan tree at West End Green. It was also agreed that Cllr Mountain would ask David Blakey to inspect the Ash tree at the playground and provide an estimate if work is required.

**Action – Place on Agenda for November meeting**

**17. Grass Cutting** – The contract with Morgan Estates with amendments and a revised quote was approved.

**18. Vacancy for a Councillor** – If the Parish Council are able to fill the vacancy via co-option, the position will be advertised so that applications can be considered at the November meeting.

**Action – Place on Agenda for November meeting**

**19. Christmas Decorations** – The council agreed to place a number of Christmas Trees around the village. A resident has offered to donate the Christmas Trees and Cllr Aksut will look into sourcing lights and decorations. Cllr Aksut will send a plan to the Clerk, who will contact the insurers. The Parish Council are discussing with the village WI the possibility of holding a house Christmas decoration competition. It is hoped to obtain donations from local businesses for prizes. The Parish Council agreed an estimate of £150 for the decorations and printing costs of a flyer to advertised the competition.

**Action: Cllr Aksut will send a plan to the Clerk, who will contact the insurers.**

## **20. Property Assets**

a) Consider monthly condition reports from Councillors.

<b>Asset</b>	<b>Inspected by</b>	<b>Date</b>	<b>Comment</b>
Pinfold	Cllr Aksut	19/10/20	No urgent work required
Market Cross	Cllr Berry	17/10/20	No urgent work required
Greygarth Monument	Cllr Lobley	18/10/20	No urgent work required
Lamberts Quarry	Cllr Mountain	17/10/20	No urgent work required
Laverton Quarry	Cllr Mountain	19/10/20	No urgent work required.
Bus Shelter	Cllr Berry	17/10/20	No urgent work required

b) The Council wishes to thank Tom Guy for undertaking varnishing to the bench in Laverton

## 21. Highways issues.

- a) Update on existing cases and review of recent work undertaken by NYCC Highways.
- Kirkby Moor Road – One pothole has been filled recently.
  - Swetton Cattle Grid Gate Post – Highways have looked into this and found no action was required at the present time despite it appearing to be rotten.
  - Theives Gill, Azerley – No kerb stones have been added to stop the gravel been washed into the road.
  - Laverton Lagoon / Laverton phone box – Cllr Mountain will check on the progress of work in these areas where significant flooding is once again occurring. Work to the ‘Lagoon’ is scheduled for this financial year.
  - Noisy Grate and Street light out on Main Street Kirkby – Clerk to check on the progress of these matters.
- b) The Parish Council wishes to thank the residents who have dealt with the vegetation that was obstructing the pavements at both ground level and head height. The Chair received a response from the Dairy head office, who agreed to deal with the issue regarding cars parked on the verge.

## 22. Financial Items:

- a) The Bank statement was not available due to early meeting date. **Action: Clerk to scan and email to Councillors once it has been received.**
- b) Cash Book. Will be reconciled when the bank statement has been received **Action: Clerk to reconcile and email to Councillors once the bank statement has been received.**
- c) Q2 Comparison to Budget - The Q2 comparison to budget was noted and any variances were explained and approved.
- d) The following payments (including VAT where applicable) were approved. The Clerk explained that internet banking was now active so payments would be via bank transfer. Cllr Aksut and Cllr Berry will be set up as secondary users of the bank account , in order to monitor payments made.

Payee	Amount	Item Paid For
Clerk Reimbursement	£3.49	Printer Ink
Clerk Reimbursement	£7.80	Stamps
Chair Reimbursement	£27.90	Greygarth Sign
Morgan Estates	£380.00	Grass Cutting

**23. Emergency Delegation of Powers to the Clerk.** It was decided that the Council will continue to meet via video conference call for the time being, however should it become necessary, the

Council will call an Extraordinary meeting at which point the Standing Order will be invoked to delegate Emergency Powers to the Clerk.

**24. Any Other Business.** Items not covered elsewhere on the Agenda can be raised by Councillors and Members of the Public for discussion and referral onto Agenda of next meeting.

a) The Parish Council has received formal confirmation that a 30mph zone will be introduced in Laverton village in the coming weeks. However, the zone does not extend as far out on the approach roads as the Parish Council requested. The Parish Council will ask that it be extended further on the roads to the North and South.

**25. Date of next monthly meeting:** The next monthly meeting is to be held remotely (or at the Mechanics Institute, Kirkby Malzeard, if permissible) on 23<sup>rd</sup> November, 2020 starting at 7.30pm. Any items to go on the Agenda should be submitted to the Clerk by 13<sup>th</sup> November 2020 please.

Meeting ended at 21:10

Dated 25/10/2020

**PARISH CLERK:** Victoria Preston, 17 Cypress Gardens, Ripon, HG4 2LT (Postal enquiries only) Tel: 07725801675 Email: [clerk.kmldpc@outlook.com](mailto:clerk.kmldpc@outlook.com) Agenda, along with General Privacy Notice, also available on the Parish Council website: [www.kirkbymalzeardarea.org.uk](http://www.kirkbymalzeardarea.org.uk) Facebook: @kmldpc