

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

on Monday 30 January 2023 at 7:20pm for a prompt 7.30pm start in the **Annex of the Mechanics Institute, Main Street, Kirkby Malzeard**

The meeting commenced at 7.30pm. Present: Councillors Pippa Manson (Chair), Chris Floyd (Vice-chair) Richard Hughes, Jane Aksut, Geoffrey Berry and Geoff Lobley (Arrived at 8.18pm) along with the Clerk and 3 members of the public

### **MINUTES**

#### **1. Welcome. Apologies for absence from Councillors - approve reason why unable to take part.**

Apologies were received and approved from Cllr Heap and Cllr Lobley, who was unavoidably late.

#### **2. Declarations of Disclosable Pecuniary Interest, Other Interests or Close Association.**

Cllr Aksut declared a DPI in items 19 and 22d. She did not vote on these items.

Cllr Manson declared another interest in item 18

Cllr Lobley Declared another interest in item 8a

#### **3. Approve the Minutes of the Parish Council meetings held on 12th December 2022 and 4<sup>th</sup> January 2023.**

The minutes were approved and signed as such by the Chair.

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

- a) Resident - Complaint re: Ringbeck Road ditches – This had been discussed with the resident re adjoining landowner responsibilities.
- b) NYCC – Notification of election on 9<sup>th</sup> February 2023 - Noted
- c) Nidderdale AONB - Nominations for parish council representatives to join the AONB Joint Advisory Committee – The Parish Council decided not put forward any nominations on this occasion.
- d) HBC – Defibrillator Grants – The HPFA will look into applying for a grant for a defibrillator at the pavilion.
- e) Resident – Complaint re: car on the pavement outside the Henry Jenkins - Noted
- f) NYCC – Notice to show NYCC’s intention to pass a resolution at a meeting on 07/02/23 – Noted - Noted

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

No updates available

#### **6. Planning – recent Applications made to Harrogate Borough Council where the Parish Council have not consulted:**

None

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

None

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

- a) 22/04661/FUL - High Swetton Swetton, Erection of agricultural workers dwelling, installation of package treatment plant and demolition of existing agricultural building - Revised Scheme. Nelson. **Decision A – The Parish Council has no objections**
- b) 22/04925/DVCMAJ - Land Comprising Field At 422819 474158 Back Lane Kirkby Malzeard, Variation of conditions 4, 13 and 15 of planning permission 20/04874/REMMAJ to allow for later approval of details of the Landscape Maintenance & Management Plan, Foul Water Drainage and Construction Ecological Mitigation & Enhancement Plan. For information planning permission 20/04874/REMMAJ granted the reserved matters of appearance, landscaping, layout and scale for 33 no. dwellings. Mulberry Homes Yorkshire **Decision B – The Parish Council objects on the following grounds**

*The Parish Council objects to the planning application as we cannot see any reason for deferring critical details that impact local residents. This includes:*

- *Foul water drainage*
- *Ground water drainage*
- *Affordable housing*
- *Education provision*

*We feel that these points are all critical to acceptance by local residents and need to be decided upon before work begins.*

*In addition to this, it is our understanding that a pumping station is planned to be installed, and will then be adopted by Yorkshire Water. As a result, local residents will be liable for future costs. The Parish Council feel that this is unacceptable and would appreciate assurance that this is not the case*

It was also agreed these comments would be copied directly to the developer, Mulberry Homes.

- c) 22/04924/DVCMAJ - Land Comprising Field At 422819 474158 Back Lane Kirkby Malzeard, Variation of conditions 5, 7, 8, 11 and 14 of planning permission 17/04308/OUTMAJ to allow later approval of details of affordable housing, education contribution, engineering details, highway works and drainage details. For information planning permission 17/04308/OUT granted outline permission up to 37 dwellings and associated works with access to (but not within) the site. Mulberry Homes Yorkshire. **Decision B – The Parish Council objects on the following grounds: See details of response in item 8b.**

d) 23/00071/FUL - Mowbray Park Farm Ripon Road Kirkby Malzeard, Erection of two dwellings for Agricultural Workers. Mowbray Park Livestock. **Decision A – The Parish Council has no objections**

**9. Planning – Enforcement issues.**

- a) No updates received on recent cases dealt with by Enforcement Office were available.
- b) No new breaches of planning consents, conditions or regulations currently existing within the Parish were raised.

**10. Methodist Church KM** – The Parish Council agreed to apply for an Asset of Community Value on the Methodist Church, in order to give the community the option to bid for the use of the building. Cllr Aksut will also look into funding available for a feasibility study to determine if using the Church as an arts community hub is a realistic prospect.

**Action: Cllr Aksut to apply for an ACV and update the PC at the February meeting**

**11. Children’s Play Area.** Cllr Heap provided an update to the Clerk before the meeting. There are no urgent issues at the Play Area, although the wet pour under the swing has worn away on one side. Cllr Heap is meeting a representative from the company Streetscape to discuss possible improvements to the play area. A padlock has been fitted to the large gate in the Play Area.

**Action: Cllr Heap to meet with Streetscape. Add to February agenda**

**12. Kirkby Christmas tree** – The Christmas Tree was a great success. The Parish Council wishes to thank the following for their contributions: Cllr Aksut, Cllr Hughes, Carolyn Kirkman, Richard Blakey, Bowens Water Systems and D & M Fabrications.

**Action: Clerk to add the lights to the asset register**

**13. Coronation (6<sup>th</sup>-8<sup>th</sup> May)** – The Parish Council will support and take responsibility of a street party which has been suggested. NYCC will be contacted for any road closure permission required.

**14. Proposed Gala/Festival June 17- 18<sup>th</sup>** – Cllr Hughes updated the Parish Council on the plans for the weekend. A very well attended meeting was held January 28<sup>th</sup> and a number of subgroups have been established. The Parish Council agreed to be involved and will take responsibility for some of the events. The Parish Council agreed to use some of the funds budgeted for community events on publicity for the event.

**15. Kirkby Malzeard Charitable Trust** –Cllr Berry explained to the Parish Council that the January meeting of the trust was postponed. It was agreed that Cllr Berry will put forward the PC’s intention to submit a tender to rent a field in Kirkby Malzeard from the Trust, which could be used for allotments.

**16. Dallowgill recycling** – Cllr Lobley explained that there are 7 properties on Carlesmoor Lane that have issues with new recycling wheelie bins. HBC recycling collectors are not taking the wagon along the lane to empty these, although the wagon does go along to empty the waste bins.

**Action: Clerk to submit complaint to HBC**

**17. DTMS Task List** – The task list was considered and with a slight amendment was approved.

**Action: Clerk to submit to DTMS**

**18. Local Organisations grants 2022-23**

a) The application form was considered and with a slight amendment was approved.

**Action: Clerk to send to Local Organisations who applied last year and put on the website.**

**19. Website** – Enhanced website security was considered and approved.

**20. Property Assets.**

a) No issues of concern were noted by Councillors or members of the public.

b) Cllr Berry has found a supplier and is progressing with ordering glass for the bus shelter.

**21. Highways issues.**

a) No update on existing cases and review of recent work undertaken by NYCC Highways was available

b) Any new Highways items to be raised by Councillors or public.

- Potholes on the Dallowgill Road, from the Outdoor Centre to Tom Corner.

**Action: Clerk to contact NYCC highways**

**22. Financial Items:**

a) The Bank statement showed a balance of £25,971.67

b) Cash Book Reconciliation with bank statement noted by Council Bank statement – balance, outgoings and income on latest available statement.

c) Q3 Comparison to budget was noted.

d) The following payments (including VAT where applicable) were approved

<b>Payee</b>	<b>Amount</b>	<b>Item Paid For</b>
DTMS	£30.60	Play area inspection
Mechanics Institute	£121.00	Hall hire
T. & M.E Jackson	£631.20	Christmas tree electrics
V Preston	£50.96	Salary increase backpay
Visiosoft	£225.00	Website hosting

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

- Cllr Aksut to report on a planned meeting with NY Chief Executive re possible support to local community and business groups.

**24. Date of next meetings:**

Date of Next ordinary meeting Monday 27<sup>th</sup> February 2023 at 7.20pm in the Annex of the Mechanics Institute, Kirkby Malzeard. Any items to go on the Agenda for the Council meeting should be submitted to the Clerk by 21st February 2023 please.

The Annual Parish Meeting for Kirkby Malzeard will be held Monday 6 March 7.30 pm and the Annual Parish Meeting for Laverton and Dallowgill will be held Monday 3 April 7.30pm.

Meeting Ended at: 21:15

Dated 01/02/2023

**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

