

**MINUTES of the MEETING OF
NEWBY AND SCALBY PARISH COUNCIL**
held in the Council Offices, Scalby Road, Scalby,
on **WEDNESDAY, 10th SEPTEMBER 2008**

COUNCILLORS PRESENT

Councillor R I Thompson, (Chairman in the Chair)
Councillors: S G Foote, B Miller, R Pickersgill, C Ridley, P C Snow & B F Watson

ALSO IN ATTENDANCE

County Councillor H Swiers, Borough Councillor J Flinton, Mr P J Afford & 8 members of the public

208/08 APOLOGIES FOR ABSENCE RECEIVED

Councillor D J Bastiman

209/08 DECLARATIONS OF INTEREST

209/08.1 Councillors Ridley & Watson declared a personal interest in all Borough Council planning applications and took no part in the decisions.

209/08.2 Councillor Pickersgill declared a personal & prejudicial interest in the planning application for Mr & Mrs White, 549 Scalby Road, left the meeting and took no part in the discussions or the decision

PROCEDURAL MATTER 1

It was **RESOLVED** to suspend the meeting in accordance with Standing Order 23(s) to present the following Allotment Awards:

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|---|-------------------------|---|-------------|
| 1 | Best Kept Allotment | - | Ken Gill |
| 2 | Most Improved Allotment | - | Alan Smith |
| 3 | Largest Marrow | - | Bob Kendall |

The Chairman congratulated them on their success, thanked them for their contribution to the overall well being of the allotments and wished them every success in next years competition.

PROCEDURAL MATTER 2

No representative of Scarborough Borough Council attended.

Councillor Pickersgill reported that the potholes in Hillcrest Avenue, whilst marked with white marker, had not been attended to for some time. Matter to be reported again to SBC.

210/08 MINUTES

It was **RESOLVED** to approve and sign as a correct record the minutes of the Council Meeting held on 13th August 2008.

211/08 MATTERS OF REPORT FROM THE MINUTES

None.

212/08 CORRESPONDENCE

- 212/08.1 An email dated 19 August 2008 from NYMNPA regarding Low Hall Cottage was **RECEIVED**.
- 212/08.2 A letter dated 4 August 2008 from CPRE was **RECEIVED**.
- 212/08.3 A letter dated 29 August 2008 from the Environment Agency regarding the overgrown vegetation in Church Beck, Scalby was **RECEIVED**.
- 212/08.4 An email from a local resident regarding the property at 18 East Park Road, Scalby was read out by the clerk and **RECEIVED** and the clerk confirmed he had received letters from SBC confirming that the applications by KFB had been withdrawn. It was **RESOLVED** that the clerk write to SBC and ask that a notice be served on the owner to bring the property up to an acceptable standard.
- 212/08.5 A letter from SBC regarding their Soil Improver Giveaway was read out by the clerk and **RECEIVED**. It was **RESOLVED** that the clerk write to Harry Briggs on behalf of councillors to congratulate his team on the excellent work of re-cycling and to thank them for the guided tour of the recycling plant, such tours should be continued in the future as an excellent educational tool for all residents.

213/08 REPORTS FROM OUTSIDE BODIES (IMPORTANT ISSUES ONLY)

The following **Reports**, where indicated below, were **RECEIVED**:

- 213/08.1 **CAP Group**. – Councillor Ridley reiterated points from the minutes of the last CAP meeting and the Police Report, circulated at the meeting, together with the CAP minutes were **RECEIVED**.
- 213/08.2 **Safety Council** – No report.
- 213/08.3 **Roads Liaison Committee** – No report.
- 213/08.4 **Coastal Area Parish Forum** – No report.
- 213/08.5 **North Yorkshire & Cleveland Coastal Forum** – No report.
- 213/08.6 **Yorkshire Local Councils' Association** – No report.
- 213/08.7 **Twinning Association** – Councillor R I Thompson attended the management committee meeting and appraised councillors on the matters discussed, especially the results of the visit survey which showed that the arrangements for the visit were well received. Details of the visit to Pornic in 2009 (the 20th Anniversary of twinning) were considered and the Chairman had written to the Mayor of Pornic in response to his invitation for parish council officials to attend the celebrations in Pornic.
- 213/08.8 **York & North Yorkshire Playing Fields** – No report.
- 213/08.9 **Yorkshire Coast & Moors County Area Committee** – No report.

213/08.10 North York Moors National Park Authority – Councillor R I Thompson in his capacity as a member of the Authority to provided feedback on his planning meeting attendances, various site visits and Low Hall Cottage, Scalby.

FINANCE & GENERAL PURPOSES ISSUES

214/08 FINANCIAL MATTERS (Details to be tabled at the meeting).

214/08.1 It was **RESOLVED** to approve the **Schedule of Accounts to be Paid for September 2008, Schedule 6**

214/08.2 It was **RESOLVED** to receive the **Cash Book and Statement of Account for August 2008.**

214/08.3 The **Internal Audit Reports for August 2008** was unavailable due to the late arrival of the bank statement. It was **RESOLVED** that the report be brought to the October 2008 meeting. The clerk confirmed that the External Audit report had now been signed off by the external auditors.

214/08.4 A report from the Clerk on Cheque payments was **RECEIVED** and it was **RESOLVED** to accept the recommendations with the proviso that Councillors should not sign their own travel expenses cheques.

215/08 BUDGET REPORTING

The Budget Report to the end of July 2008, tabled at the meeting, was **APPROVED.**

216/08 QUALITY STATUS

216/08.1 A verbal report from the clerk on the progress to date in respect of the proposed web site was **RECEIVED.** Progress is being made and the target date for launch (along with the next newsletter) is December 2008.

216/082 ***The overall aims of quality status to remain on the agenda pending developments.***

217/08 NEWSLETTER

A verbal report from the clerk on the progress to date was **RECEIVED.** Progress is being made and the target date for launch (along with the website) is December 2008. All targeted local outlets (bar 2) for the newsletter had already agreed to display the newsletters.

218/08 NEW MODEL CHARTER AND NEW MODEL AGREEMENT

To remain on the agenda pending reply from YLCA and/or SBC. It was **RESOLVED** that Councillor Foote raise this issue at the next YLCA meeting and in the meantime the clerk to ask Sheena Spence at YLCA for an update on their negotiations with SBC.

219/08 CUMBOOTS QUARRY

An update from the clerk following the site meeting held on Friday 29th August 2008 was **RECEIVED**. It was noted that a section of the fence would be removed and used to fence off a further section of the quarry in accordance with the agreement reached with the representatives of NYMNPA. Further signs to be provided as agreed. It was **RESOLVED** that the clerk arrange for this work to be done immediately.

ENVIRONMENTAL AND DEVELOPMENT ISSUES

220/08 PLANNING APPLICATIONS – SCARBOROUGH BOROUGH COUNCIL

1	Proposal Site Applicant Application No. SBC Decision Decision	Partial Demolition, rebuild and extension of dwelling Scalby Lodge Cottage, Burniston Road, Scalby Duchy Of Lancaster 08/01499/fl By delegated authority No objections
2	Proposal Site Applicant Application No. SBC Decision Decision	Erection of single storey extension to form garage extension to dwelling 4 Orchard Heights, Newby Mr Ian Proudfoot 08/01492/fl By delegated authority No objections
3	Proposal Site Applicant Application No. SBC Decision Decision	Installation of replacement windows and doors in uPVC 51A Burniston Road, Newby Mr Fryirs 08/01498/FL By delegated authority No objections
4	Proposal Site Applicant Application No. SBC Decision Decision	Front cloakroom porch extension 42 Kingsway, Newby Mr & Mrs E Moorhouse 08/01534/fl By delegated authority
5	Proposal Site Applicant Application No. SBC Decision Decision	Erection of rear roof dormer 41 Hackness Road, Newby Mr & Mrs R Woodroffe 08/01550/fl By delegated authority No objections
6	Proposal Site Applicant Application No.	Demolition of existing property and erection of 6 new build eco houses within the site 54 Hackness Road, Newby. AKA Petts Wood. Mrs J Williams 08/00312/fl

	<p>SBC Decision Comments</p> <p>Decision</p>	<p>By Committee</p> <p>Previous decision deferred due to lack of information.</p> <p>Reply received from the Planning Officer Tony Horton (attached) to the questions raised prior to the last meeting.</p> <p>Application should be refused as it is evident that the answers to the questions raised by the Parish Council show that officers of the Borough Council are not content with the reports, especially the arboricultural report and the Environment Agency's rejection of the strategic flood risk assessment. Councillors reiterate their past comments on previous applications setting out the reasons for refusal.</p>
7	<p>Proposal</p> <p>Site</p> <p>Applicant</p> <p>Application No.</p> <p>SBC Decision</p> <p>Decision</p>	<p>Siting of a mobile home to be used as a temporary agricultural workers dwelling</p> <p>Iansfield Farm, Coastal Road, Burniston</p> <p>Mr S Millward</p> <p>08/01669/fl</p> <p>By Delegated Authority</p> <p>No objections provided the planning officer is satisfied that this is a temporary measure and permanent use will not be granted or allowed to come into force by dint of any unchallenged passing of time. Conditions should be imposed to any permission granted to regulate the need to reapply for permission at regular intervals</p>
8	<p>Proposal</p> <p>Site</p> <p>Applicant</p> <p>Application No.</p> <p>SBC Decision</p> <p>Decision</p>	<p>Redevelopment of private dwelling to provide self-contained accommodation, replacement of garage, two storey extension, single storey extension and re-positioning of existing conservatory</p> <p>62 Station Road, Scalby</p> <p>Mr & Mrs K Riley</p> <p>08/01341/fl</p> <p>By Delegated Authority</p> <p>No objections</p>
9	<p>Proposal</p> <p>Site</p> <p>Applicant</p> <p>Application No.</p> <p>SBC Decision</p> <p>Decision</p>	<p>Demolition of existing conservatory and building new extension to form bathroom</p> <p>1 Hall Park Grove, Scalby</p> <p>Mr P Spencer</p> <p>08/01688/fl</p> <p>By Delegated Authority</p> <p>No objections</p>
10	<p>Proposal</p> <p>Site</p> <p>Applicant</p> <p>Application No.</p> <p>SBC Decision</p> <p>Decision</p>	<p>Erection of conservatory to rear of house</p> <p>44 Newlands Park Grove, Newby</p> <p>Mr P Foster</p> <p>08/01599/fl</p> <p>By Delegated Authority</p> <p>No objections</p>
11	<p>Proposal</p> <p>Site</p> <p>Applicant</p> <p>Application No.</p> <p>SBC Decision</p> <p>Decision</p>	<p>Erection of conservatory to rear</p> <p>61 Newby Farm Road, Newby</p> <p>Mr & Mrs Boyer</p> <p>08/01675/fl</p> <p>By Delegated Authority</p> <p>No objections</p>

12	Proposal Site Applicant Application No. SBC Decision Decision	Replacement of lean to conservatory and outbuildings 549 Scalby Road, Scalby Mr & Mrs A White 08/01614/fl By Delegated Authority No objections
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221/08 PLANNING APPLICATIONS – NORTH YORK MOORS NATIONAL PARK

To consider the following planning application:

1	Proposal Site Applicant Application No. Decision	Erection of a glasshouse Low Moor Farm, Harwood Dale Road, Scalby Mr D Foster NYM/2008/0575/fl No objections
2	Proposal Site Applicant Application No. Decision	Application for certificate of lawfulness for use of farm building as a sand blasting, welding and priming business Low Moor Farm, Harwood Dale Road, Scalby Mr D Foster NYM/2007/1044/CLE No objections
3	Proposal Site Applicant Application No. Decision	Erection of a three bay stable block Foxhill Paddocks, Low Road, Throxenby Mr & Mrs I Harrison NYM/2008/0660/FL No objections

222/08 PLANNING APPLICATIONS – NORTH YORKSHIRE COUNTY COUNCIL

None received.

223/08 SCALBY VIADUCT

To remain on the agenda pending developments.

224/08 FLOODING ISSUES

The clerk confirmed that the matter of the wooden footbridge on Church Becks would be placed on the agenda for the next meeting as it was previously agreed that the central pier should be removed to prevent debris build up when in flood which increases the risk of flooding. It was **RESOLVED** the clerk thank the EA for their letter and intentions to carry out the clearing of vegetation in Church Becks and to ask that it is done immediately.

225/08 PARKING ON GRASS VERGES & PAVEMENTS

An update from the clerk was **RECEIVED**.

SPORTS & RECREATIONAL ISSUES

226/08 REDEVELOPMENT OF PAVILION & CENTENARY CELEBRATIONS

- 226/08.1 an update from Mr Afford on behalf of the Cricket & Football Club on the progress to date was **RECEIVED**. It was pleasing to note the progress on obtaining memorabilia. The clerk was asked to contact SBC to have the slat replaced in Harry Taylor's memorial bench at Church Becks.
- 226/08.2 There were no other matters relating to the upkeep and management of the playing fields.

227/08 LINDEN ROAD OPEN SPACE

It was **RESOLVED** that the Matter of questionnaire be removed from the agenda and the clerk to liaise with Councillor A Backhouse and if necessary place this matter on a subsequent agenda.

228/08 ALLOTMENTS - VACANT PLOTS & UPKEEP

- 228/08.1 A report from the clerk on the vacant plots and upkeep of allotments was **RECEIVED**.
- 228/08.2 An update from the clerk on the progress with the Friends Group Committee and Constitution was **RECEIVED**.

229/08 CHRISTMAS LIGHTS

- 229/08.1 Last years competition was reviewed and it was **RESOLVED** that the competition be arranged this year on the same basis as last year, with the same prizes to be awarded. The clerk was asked to contact Ian Proudfoot with a view to a joint sponsorship of the vouchers. It was **RESOLVED** that the judging be carried out as last year and consideration be given to asking an independent judge(s) to review a short list produced from the parish councillors' judging results.
- 229/08.2 A verbal report from the clerk regarding the design a light competition was **RECEIVED** and councillors were disappointed that agreement had only just been reached with the co-op for the erection of the light above their shop. The clerk was asked to contact Dick King at SBC to see if he had a spare light which could be erected this year and with the competition being held next year.
- 229/08.3 An email from Borough Councillor Guy Smith, addressed to Councillors Ridley & Watson regarding the Newlands Public House was discussed. It was **RESOLVED** that the clerk speak to the Landlady of the Newlands to ascertain her intentions. Councillors were pleased that the Christmas Lights had had a positive effect on at least one business premise in that area, which was one of the aims of providing the lights.

GENERAL ISSUES

230/08 OLD RAILWAY LINE

A report from the clerk regarding the S106 money allocated to improve this area, the lottery bid by the "Friends of the Old Railway Line" and a questionnaire seeking views of the public who use the line was **RECEIVED**. Councillors agreed to complete the questionnaire and return it direct. Councillor Ridley to include the problem with motorcycles being ridden illegally on the track.

PROCEDURAL MATTER

It was **RESOLVED** pursuant to section 1 (2) of the Public Bodies (Admission to Meetings) Act 1960 that because of the confidential nature of the business to be transacted, the public and the press leave the meeting during consideration of Agenda items 24, 25 & 26.

231/08 PARISH HALL

231/08.1 A written report from the clerk on his and Councillor Bastiman's action taken to date on the decision to seek legal advice from YLCA as per minute number 181/08 of the meeting held on 9th July 2008 was **RECEIVED**. It was **RESOLVED** that councillor Bastiman and the clerk continue their negotiations and call a meeting of councillors to be held on Wednesday 1 October 2008 so that all relevant information can be placed before councillors in order to be able to take an informed decision.

231/08.2 Financial information supplied by SBC to date was **RECEIVED**.

232/08 RISK ASSESSMENT

232/08.1 a report from the clerk on his review of the risk assessment was **RECEIVED**.

232/08.2 Councillors considered Section 5 relating to the management & control of staff, in particular sections 5B & 5C regarding the clerk notice that he would retire in March 2010. The Chairman thanked the clerk for giving such generous notice thus giving councillors ample time to reflect and resolve this matter.

232/08.3 Councillor Watson felt that the clerk was right to raise this issue and that councillors should give consideration to this matter sooner rather than later. It was **RESOLVED** that the impact of the Parish Hall, the possibility of further work emanating from the new Model Agreement and Quality Status should be borne in mind and once the outcome of the parish hall issue is determined further consideration be given to this issue. Matter to remain on the agenda until resolved.

233/08 **BUDGET CONSIDERATIONS**

A written report on the budget considerations, in particular the one off items of expenditure, was **RECEIVED**. It was **RESOLVED** that councillors advise the clerk of any new one off items of expenditure in order that the budget can be compiled and debated at the October council meeting.

There being no further business on the agenda
the Chairman declared the meeting closed at 9.30 pm

Chairman