

NEWBY AND SCALBY PARISH COUNCIL
MINUTES of the
MEETING OF THE PARISH COUNCIL
held in the Council Offices, Scalby Road, Scalby,
on **WEDNESDAY, 12TH MARCH 2008**

COUNCILLORS PRESENT

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

ALSO IN ATTENDANCE

County Councillor A Backhouse, M McGuinn, Clerk to the Council, and 6 Members of the Public

PROCEDURAL MATTER

The Clerk informed Councillors that as the Chairman and Vice Chairman are not in attendance they would need to appoint a Chairman for the duration of the meeting. The Clerks asked for nominations. Councillor Ridley nominated Councillor Thompson and Councillor Miller seconded the proposal. By a show of hands Councillor Thompson was unanimously appointed.

Councillor Thompson in the Chair.

43/08 APOLOGIES FOR ABSENCE

Councillors D J Bastiman, B F Watson, County Councillor H Swiers and P J Afford, Chairman of Scalby Football Club

44/08 DECLARATIONS OF INTEREST

- 44/08.1 Councillor Pickersgill declared a personal interest in agenda item 14.1(5) relating to the planning application for Mr & Mrs Woodhead.
- 44/08.2 Councillor Pickersgill declared a personal and prejudicial interest in agenda item 14.3 relating to the planning application for Newby & Scalby Primary School in his capacity as a school governor. Councillor Pickersgill left the meeting and took no part in the discussions or decision.
- 44/08.3 Councillor Ridley declared a personal interest in all planning applications in view of his capacity as a member of the planning committee of Scarborough Borough Council
- 44/08.4 Councillor Foote declared a personal interest in agenda item 15.5 as an allotment holder.
- 44/08.5 Councillor Thompson declared a personal interest in agenda item 14.1(1) in relation to the planning application for Mr & Mrs Anderson

PROCEDURAL MATTER

It was **RESOLVED** to suspend the meeting in accordance with Standing Order 23(s) to allow Nigel Wintringham of Scarborough Borough Council to provide feed back on previously raised street scene issues and to receive details of any new issues requiring attention.

Meeting suspended at 7.17pm

Mr Wintringham provided feedback on the previously reported issues. Further issues were raised on which he would report back on at the next meeting.

The Chairman thanked him for attending and for the effort made on behalf of the parish council.

Meeting in session 7.30pm.

PROCEDURAL MATTER

The Chairman asked Councillors to consider moving the order of business to discuss the planning applications in view of the attendance by members of the public. It was **RESOLVED** to accept the proposal and proceed accordingly.

The Chairman introduced the planning application for Mr & Mrs K Anderson at 12 Hay Lane, Scalby and sought approval to suspend the meeting to allow the members of the public to address Councillors on this planning application. It was **RESOLVED** to accept the proposal.

Meeting suspended at 7.32pm

Members of the public provided their views on the planning application and reiterated what had been said in their letters which Councillors had copies of. Their main concerns were:

- A The impact on neighbouring properties
- B It is 2 storey whereas all surrounding properties are bungalows
- C Loss of local amenity and privacy
- D Access onto Hay Lane
- E Possibility of another application being submitted if this is approved.
- F Wildlife seriously affected
- G Trees being stripped out unnecessarily for this development

The Chairman thanked them for their comments.

Meeting in session at 7.42pm

See minute number 56/08.1 for further information and the decision of the council.

45/08 MINUTES

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

46/08 MATTERS OF REPORT FROM THE MINUTES

None.

47/08 FINANCIAL MATTERS (Details to be tabled at the meeting).

- 47/08.1 It was **RESOLVED** to approve the **Schedule of Accounts to be Paid for March 2008, Schedule 12**
- 47/08.2 It was **RESOLVED** to receive the **Cash Book and Statement of Account for February 2008.**
- 47/08.3 It was **RESOLVED** to accept that the bank statement did not arrive in time to carry out the audit and that this be placed before the next meeting.

48/08 CORRESPONDENCE (To be tabled at the meeting unless otherwise stated)

- 48/08.1 A thank you letter from Scalby Toilet Trust read out by the clerk was **RECEIVED**.
- 48/08.2 A letter dated 12th February 2008 from NYCC regarding the rights of Way Improvement Plan was **RECEIVED** .
- 48/08.3 Minute number 24/08.9 of the council meeting held on 13th February 2008 refers. A letter from Robert Goodwill MP in response to the Clerk's letter concerning the closure of the printing works at Salter Road, Eastfield which would disadvantage workers with learning difficulties was **RECEIVED**.
- 48/08.4 A letter dated 27 February 2008 from SBC regarding recycling was **RECEIVED**.
- 48/08.5 A letter dated 3rd March 2008 from a parishioner regarding inconsiderate parking was **RECEIVED** and It was **RESOLVED** that the clerk refer this to Bruce Bedford at SBC for action and reply.
- 48/08.6 A letter dated 1st March 2008 from a parishioner regarding the extending of bus service 13/14 from Moor Lane to Hay Brow Crescent was **RECEIVED**. It was felt that an approach to EYMS would not achieve a change of heart and it was suggested that contact be made with Dial A Ride who can bid for bus routes which are not undertaken by other operators as from 1st April 2008. Clerk to inform the parishioner.
- 48/08.7 A letter dated 3rd March 2008 from NYCC regarding the Winter Maintenance Review was **RECEIVED**

49/08 REPORTS FROM OUTSIDE BODIES (IMPORTANT ISSUES ONLY)

The following reports(where indicated) from Council Representatives were **RECEIVED**:

- 49/08.1 CAP Group.** – Councillor Ridley had already provided feedback from the meeting at the last council meeting. The minutes of the CAP Meeting held on 5th February 2008 were **RECEIVED**.
- 49/08.2 Safety Council** – No report.
- 49/08.2.1 Minute number 24/08.2 of meeting held on 13th February 2008 refers. Councillor Foote to reported back on his discussions with the Deputy head Teacher Mrs Hemingway regarding the IMPS program. A letter will be sent to the clerk seeking a donation.
- 49/08.3 Roads Liaison Committee** – No report
- 49/08.4 Coastal Area Parish Forum** – No report
- 49/08.5 North Yorkshire & Cleveland Coastal Forum** – No report
- 49/08.6 Yorkshire Local Councils' Association** – No report.

- 49/08.7 **Twining Association** – No report
- 49/08.8 **York & North Yorkshire Playing Fields** – No report
- 49/08.9 **Yorkshire Coast & Moors County Area Committee** – No report
- 49/08.10 **North York Moors National Park Authority** – Councillor R I Thompson in his capacity as a member of the Authority to provide feedback on matters of interest.

50/08 QUALITY STATUS

To remain on the agenda pending developments.

51/08 NEWSLETTER

- 51/08.1 Feedback from the Clerk on his negotiations with the Delivery manager of Top Trader regarding the non-delivery of the Newsletter was **RECEIVED** and It was **NOTED** that the negotiations were ongoing.
- 51/08.2 Councillors, with the exception of Councillor Snow, reported that they had received Top Traders last week.
- 51/08.3 A date for the next issue to be deferred until the negotiations are completed.

52/08 NOMINATIONS FOR CHAIRMAN AND VICE CHAIRMAN FOR 2008 TO 2009

The Clerk to informed members of the nominations received to date and confirmed that this matter will be placed before Council at the May meeting at which the election will take place and members still have the right to make further nomination to be considered at that meeting. Councillor Pickersgill confirmed he would not be willing to stand for Vice Chairman.

53/08 TWINNING – CIVIC RECEPTION

- 53/08.1 Feedback from Councillor Foote on the Booking of the Parish Hall, Buffet, Staxton Singers and Acopella was **RECEIVED**.
- 53/08.2 The Staxton Singers were too large a group (54) and take 2 hours for their recital. The Filey Mens Harmony Group had been booked to appear along with Acopella. Mrs Lee has agreed to provide the catering.
- 53/08.3 Councillors Foote, Ridley and Thompson to liaise with finalising the arrangements and a programme of the order of events will be produced so that all those in attendance know what will occur and at what time.
- 53/08.4 The clerk confirmed that the parish hall had been booked and this included the hire of the tables and chairs.

54/08 NEW MODEL CHARTER AND NEW MODEL AGREEMENT

To remain on the agenda pending further developments.

FINANCE & GENERAL PURPOSES ISSUES

55/08 BUDGET REPORTING

55/08.1 It was **RESOLVED** to approve the Budget Report to the end of February 2008 which was tabled at the meeting.

55/08.2 Councillor reviewed charges for room hire and allotments. It was **RESOLVED** that the room hire charge be increased from £13.50 to £15 per session with effect from 1 April 2008 and the allotment charge be increased from £20 to £25 per plot with effect from 1 October 2008 renewal.

55/08.3 In accordance with Standing Orders Councillors reviewed the parish council representatives on outside bodies and It was **RESOLVED** that these remain unchanged and that Councillor Thompson be the parish representative for the new Coastal Parish Forums.

55/08.4 A verbal report from the Clerk on the pending retirement of a Teacher at Newby & Scalby Primary School after 29.5 years service was **RECEIVED**. It was **RESOLVED** that a framed print of the Jubilee Painting be presented by Councillor Pickersgill on behalf of the parish in recognition of the service and commitment to the education of the children of the parish.

ENVIRONMENTAL AND DEVELOPMENT ISSUES

56/08 PLANNING APPLICATIONS – SCARBOROUGH BOROUGH COUNCIL

The following planning applications were considered and the decisions taken thereon are shown below :

1	Proposal Site Applicant Application No. SBC Decision Comments	Proposed detached dwelling with integral garage Land adjoining 12 Hay Lane, Scalby Mr & Mrs K Anderson 08/00234/fl By Delegated Authority 1 Previous application papers 04/00220/OL Plot 1 &2 attached. 2 Letter from adjoining resident of Foxglove Cottage dated 22 February 2008 attached to application papers. 3 Letter from adjoining resident of 8 Hay Brow Close dated 27 th February 2008 attached to application papers. 4 Letter dated 2 March 2008 from adjoining resident of Glenn Cottage attached to application papers. 5 Letter dated 22 February 2008 from Scalby Village Trust circulated at the meeting 6 Letter dated 22 February 2008 from resident of 2 Hay Brow Close circulated at the meeting 7 Letter dated 7 March 2008 from resident of 4 Hay Brow Close circulated
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	Decision	<p>at the meeting</p> <p>Councillors recommend refusal of the application given the details submitted and can see little change to satisfy the comments made in response to the previous application 04/00220/OL.</p> <p>Councillors can understand and agree with most of the comments made in the various letters sent to the planning department by local residents.</p> <p>Councillors also feel that this type of contentious application is not one which should be taken by Delegated Authority and should be referred to the Planning Committee given the past history relating to the previous application, the number of objectors and the objections of this Parish Council.</p> <p>There is insufficient information provided in the planning application papers particularly in relation to the exact siting of the proposed dwelling as following site visits the applicant was somewhat unsure of the exact site and conflicting information was provided with regard to the possible full or partial demolition of the garage of the existing property.</p> <p>Councillors would not countenance a 2 storey dwelling when the surrounding properties are single storey bungalows.</p> <p>Councillors also feel that there is Insufficient information provided to confirm that Policies E4, E6, E15, E39, H3 & H10 have been satisfied.</p>
2	Proposal Site Applicant Application No. SBC Decision Comment	<p>For Information only</p> <p>Partial Demolition, rebuilding and extension of dwelling Scalby Lodge Cottage, Burniston Road Duchy of Lancaster 08/00143/fl By Delegated Authority</p> <p>Letter dated 19 February 2008 received from Planning Officer advising that the application has been withdrawn</p>
3	Proposal Site Applicant Application No. SBC Decision Decision	<p>Erection of Conservatory 4 Thompson Close, Newby Mr D Brown 08/00119/fl By Delegated Authority No objections</p>
4	Proposal Site Applicant Application No. SBC Decision Decision	<p>Addition of uPVC conservatory with dwarf walls to rear of house 16 Duchy Avenue, Scalby Mr & Mrs Todd 08/00189/fl By Delegated Authority No objections</p>
5	Proposal	New Orangerie and re-roofing of existing conservatory to create new dining room/snug

	<p>Site Applicant Application No. SBC Decision Comment Decision</p>	<p>7 High Street, Scalby Mr & Mrs Woodhead 08/00218/FL & 08/00264/LB By Delegated Authority NB Application for Planning permission as well as listed building consent No objections</p>
6	<p>Proposal Site Applicant Application No. SBC Decision Decision</p>	<p>Alterations and extensions to dwelling 15 Linden Road, Newby Mr & Mrs Bloomfield 08/00347/FL By Delegated Authority Recommend refusal on the basis that it is an over development of the site, the current single storey extension is right up to the boundary line and the proposed development would mean that the guttering would overhang and encroach onto the neighbouring garden. Danger that if all properties were allowed to be developed in this manner that the whole street would become terraced</p>
7	<p>Proposal Site Applicant Application No. SBC Decision Comment Decision</p>	<p>Demolition of all buildings on site 18 East Park Road, Scalby Ken Ferrie Builders Limited 08/00352/CA By Delegated Authority This property is now within the Scalby Conservation Area Recommend refusal. <ol style="list-style-type: none"> 1 This property could be retained and refurbished 2 The applicant has options to sell it and it is known that 2 people (one of which made this statement at a parish council meeting) are willing to purchase and retain it as a dwelling 3 The applicant has not demonstrated that the proposal is in accordance with policy E24 for demolition in a conservation area. 4 No evidence supplied to establish the cost of repair and improvement 5 No evidence provided of adequate steps taken to retain the building in use 6 No merits in previous alternative proposals as the 14 Flats application was refused and an appeal dismissed, the revised 10 flats were refused and now under appeal and there is now no detailed plans of what the applicant proposes to do with this site after demolition other than a thumbnail sketch in the design and access statement to the effect that the site will lend itself to development <p>Councillors recommend refusal irrespective of the outcome of the current planning appeal as the application does not satisfy the criteria laid down in PPG15.</p> <p>RMP2 of the adopted Scalby Conservation Area Character Appraisal and Management Proposals reiterates the Secretary of State's presumption</p> </p>

	against demolition.
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57/08 PLANNING APPLICATIONS – NORTH YORK MOORS NATIONAL PARK

None received.

58/08 PLANNING APPLICATIONS – NORTH YORKSHIRE COUNTY COUNCIL

The following planning application was considered and the decision is as shown below:

1	Proposal Site Applicant Application No.	Retention of Spooner prefabricated unit Newby & Scalby Primary School, The Green, Newby Director of Education NY/2008/0034/FUL
	Decision	Recommend refusal. The temporary permission has become almost a permanent renewal given that this temporary classroom has been in situ for over 25 years. This Parish Council can only support brick built permanent classrooms which should now be provided as there are Government funds coming on stream for brick build classrooms especially for Primary Schools. In addition given the housing targets for this Borough there will be an ever increasing need and pressure for school places in the not too distant future and adequate purpose built classrooms must be a priority.

58/08 PLANNING APPEAL

A letter dated 19 February 2008 confirming an appeal in respect of planning application 07/02471/fl for Mr S Millward, Iansfield Farm, Coastal Road, Burniston was **RECEIVED**. It was **RESOLVED** to uphold the parish council's decision that it had:

“No objections providing there is a condition imposed to prevent the applicant claiming the right to permanency after 10 years. This parish council recommends that permission be limited to 3 years and that a condition be imposed that ensures the wheels of the mobile home remain in place enabling the mobile home to remain capable of being moved”.

And to write to the Planning Inspector to confirm this.

59/08.5 CONSULTATION ON HOUSING ALLOCATIONS DPD'S (SECOND ROUND OF SUBMITTED SITES)

59/08.1 A letter dated 22 February 2008 from SBC was **RECEIVED** and the final plan is awaited showing all sites which will be in late 2008. If councillors have any specific objections they should notify the clerk.

59/08.2 The clerk advised that the Uplands Playing Field is situated within the National Park and will be deleted from the SBC submission.

60/08 NYMNP CONSULTATION ON DRAFT RENEWABLE ENERGY, HOUSING AND DESIGN GUIDE (Parts 1, 2, & 3) SUPPLEMENTARY PLANING DOCUMENT

A letter dated 29 February 2008 was **RECEIVED** and to the clerk asked to prepare a report for the April Council Meeting.

60/08 SCALBY VIADUCT

To remain on the agenda pending developments.

61/08 FLOODING ISSUES

None raised.

62/08 PARKING ON GRASS VERGES

62/08.1 An email from SBC was **RECEIVED** and Councillors it was agreed to inform the clerk of the specific areas/sites which need to be notified to SBC. The clerk to compile a list from those areas already notified and any subsequent findings.

62/08.2 A copy letter dated 28 February 2008 from a resident to the Head of Street Scene Services regarding parking on verges on Scalby Avenue, Newby was **RECEIVED** and It was **RESOLVED** to place this on the list of sites.

SPORTS & RECREATIONAL ISSUES

63/08 REDEVELOPMENT OF PAVILION & CENTENARY CELEBRATIONS

63/08.1 No update

63/08.2 None reported.

63/08.3 The clerk reported the removal and damage to the Burchell plaque. Councillors agreed that the plaque be repaired and should sited in the new pavilion once built and the clerk to contact Mr Afford. Until then it is to remain in the clerk's office.

64/08 LINDEN ROAD PLAYGROUND

64/08.1 A report from the clerk on the progress to date with the new swing was **RECEIVED** and Councillors were pleased to note that the groundwork had been completed by SBC and the swing order confirmed. It was further noted that a payment from SBC for 50% of the costs had been credited to the parish council's bank account.

64/08.2 No other matters relating to the upkeep of the playground.

65/08 LINDEN ROAD OPEN SPACE

Matter to remain on the agenda pending further developments.

66/08 ALLOTMENTS - VACANT PLOTS & UPKEEP

66/08.1 A report from the clerk confirmed that there were no vacant plots and that there is a waiting list of 28. A report had been received from the friends group regarding those allotments not kept up to scratch and a letter would be issued in the coming week.

66/08.2 To receive a report from the clerk following his invitation to attend the friends group meeting held on 25th February 2008. It was **RESOLVED** that the clerk obtain

costings for the proposed notice boards/boxes for approval by council. It was further **RESOLVED** that a reasonable cost for removing debris fro the site be approved.

GENERAL ISSUES

67/08 PUBLIC LIABILITY INSURANCE COVER

An update from the clerk on the signs required to protect the parish council's interests and those of its insurers for Foulsyke Pond, Carr Lane Playing Field, Church Becks Green & Coomboots Quarry was **RECEIVED**. It was noted that the costs are £120 plus VAT and it was **RESOLVED** that the clerk proceed.

There being no further business on the agenda

the Chairman declared the meeting closed at 9.50pm

Chairman