

**MINUTES of the MEETING OF  
NEWBY AND SCALBY PARISH COUNCIL**  
held in the Council Offices, Scalby Road, Scalby,  
on **WEDNESDAY, 9<sup>th</sup> DECEMBER 2009**

**COUNCILLORS PRESENT**

Councillor R Thompson, (Chairman in the Chair)  
Councillors: J Attwood, D J Bastiman, B Miller, R Pickersgill, C Ridley,  
S G Foote, A Tyson and B F Watson

**ALSO IN ATTENDANCE**

County Councillor J Flinton, Mr P Afford, Mr G Dale, a Police representative,  
Mr M McGuinn (Clerk and RFO) and T Spencer (Clerk)

**239/09 APOLOGIES FOR ABSENCE**

Councillor Mrs P C Snow, Mr R Kaye and Mr P Staveley.

**240/09 DECLARATIONS OF INTEREST**

- 240/09.1 Councillors C Ridley and B F Watson declared their respective personal interests in all Borough Council planning applications as members of the Borough Council's Planning Committee and took no part in the decisions. They also declared their personal and prejudicial interests in minute no 255/09 and withdrew from the meeting before it was considered.
- 240/09.2 Councillor Bastiman declared a personal and prejudicial interest in all planning issues and applications in his capacity as Portfolio Holder on Scarborough Borough Council with responsibility for Planning Issues and withdrew from the meeting prior to the planning matters being considered. He also declared his personal and prejudicial interests in minute no 255/09 and withdrew from the meeting before it was considered.
- 240/09.3 The Chairman and Councillor B F Watson declared their respective personal interests in minute 244/09.1. The Chairman also declared a personal interest in minute 249/09 (item 8). The Vice-Chairman occupied the Chair whilst those items were considered

**PROCEDURAL MATTER**

It was **RESOLVED** to suspend the meeting at 7:20 pm so that various matters could be discussed with a representative of North Yorkshire Police

*Meeting in session at 7:30 pm*

**241/09 REPORTS FROM OUTSIDE BODIES**

The following Reports from Council Representatives, where indicated below, were **RECEIVED**:

- 241/09.1 Allotments Friends Group** – Mr G Dale reported on various forthcoming activities of the Group. He also requested that the Group be permitted to have two controlled bonfires on the site in March and November to dispose of garden waste. **RESOLVED** that the request be granted for a trial period of twelve months and any matters arising from this permission be considered at the end of that period.  
*(Councillor B F Watson asked that it be recorded that he voted against this decision)*
- 241/09.2 In Bloom Group** – No report
- 241/09.3 Scalby Football Club** – Mr P Afford reported on the phased development of the football and cricket ground and he was asked to supply an article for the next Newsletter.
- 241/09.4 CAP Group.** – No report
- 241/09.5 Safety Council** – No report

- 241/09.6 Roads Liaison Committee** – Councillors R I Thompson reported on the last meeting which had discussed the Transport Strategy and the Park and Ride service
- 241/09.7 Coastal Area Parish Forum** – No report
- 241/09.8 North Yorkshire & Cleveland Coastal Forum** – No report
- 241/09.9 Yorkshire Local Councils' Association** – No report
- 241/09.10 Yorkshire Local Councils' Association Conference** - Councillors R I Thompson, S G Foote and A Tyson reported on this very useful conference and on the various workshops they had attended
- 241/09.11 Twinning Association** – Councillors C Ridley and R I Thompson reported the possibility of a Rugby match between Pornic and Scalby during the 2010 visit. In addition, it was expected that Monsieur Philippe Boënnec and Robert Goodwill MP would be opening Scalby Fair
- 241/09.12 York & North Yorkshire Playing Fields** – No report
- 241/09.13 Yorkshire Coast & Moors County Area Committee** – Councillor R I Thompson reported on the last meeting held at the Evron Centre, Filey and that he had been formally adopted on to the Committee
- 241/09.14 North York Moors National Park Authority** – No report

**242/09 MINUTES**

RESOLVED that the minutes of the Council Meeting held on 11th November 2009 be approved and signed as a correct record subject to the words “and that Members were invited to a Magistrates Christmas Dinner on the 10th December 09” being deleted from minute 220/09.4

**243/09 MATTERS OF REPORT FROM THE MINUTES**

Councillor C Ridley reported on the planning permission required for the Pornic sign

**244/09 CORRESPONDENCE**

- 244/09.1 The Council considered a letter dated 25 November 09 from the Joint Secretary of Newby and Scalby in Bloom requesting a contribution to floral displays and it was RESOLVED that consideration of this matter be deferred to the next meeting to enable the Group to provide further details
- 244/09.2 The Council considered an email dated 23 November 09 from Jo Ireland of the SBC requesting comments on the Draft Community Strategy and it was RESOLVED that the Chairman and clerk be authorised to make any necessary comments
- 244/09.3 The Council received a letter dated 26 October 09 from the Chairman of Scalby Football Club thanking the Council for funding towards the Junior Club
- 244/09.4 The Council received a letter dated 16 November 09 from the Royal British Legion Poppy Appeal thanking the Council for its donation

**245/09 QUALITY STATUS**

The overall aims of quality status to remain on the agenda pending developments.

**246/09 SCALBY VIADUCT**

Issue to remain on the agenda pending developments.

**247/09 TWINNING MATTERS**

Further to minute 226/09 of the last meeting, the Council considered a quote received from the Borough Council for the siting of the Pornic sign and noted that a planning application for the siting of the sign was being prepared. It was RESOLVED to accept the quote provided.

## FINANCE & GENERAL PURPOSES ISSUES

### **248/09 FINANCIAL MATTERS**

- 248/09.1 RESOLVED that the Schedule of Accounts to be paid for December 2009, Schedule 9 be approved.
- 248/09.2 RESOLVED that the Schedule of Accounts to be paid for December 2009 in respect of the Community Hall, Schedule 9 be approved.
- 248/09.3 RESOLVED that the Audit report for August, September and October 09 – Schedules 5,6 and 7 be received.
- 248/09.4 RESOLVED that the Budget report for income and expenditure for the month ending November 09 be received.
- 248/09.5 RESOLVED that the reconciled cash book and bank statement to the end of November 09 be received.
- 248/09.6 RESOLVED that the report on reserves be received.

## ENVIRONMENTAL AND DEVELOPMENT ISSUES

### **249/09 PLANNING APPLICATIONS – SCARBOROUGH BOROUGH COUNCIL**

The Council considered the following planning applications and made the decisions shown below:

1	Proposal Site Applicant Application No. SBC Decision PC Decision	Proposed two storey extension to side 8 The Crescent, Throxenby Lane, Newby Mr M Streets 09/02284/HS Delegated No objection
2	Proposal Site Applicant Application No. SBC Decision PC Decision	Replace the existing wooden, single glazed windows and door with uPVC double glazed 2 Haybrow Manor, 68 Hackness Road, Scalby Mr Andrew Sample 09/02219/HS Delegated No objection
3	Proposal Site Applicant Application No. SBC Decision PC Decision	Request for removal of condition 7 relating to planning permission 07/00668/FL (Retention of trees on boundary) 79 Cross Lane, Newby Mr Mark Dicconson 09/02333/FL Delegated Opposed on the grounds that the trees should be retained
4	Proposal Site Applicant Application No. SBC Decision PC Decision	A new single storey rear extension 318 Scalby Road, Newby Mr Mark Leppington 09/02335/HS Delegated Opposed on the grounds that the extension should be set back at least 1 metre from the boundary
5	Proposal Site Applicant Application No. SBC Decision PC Decision	Internal improvements and new conservatory (Planning and Listed building applications) 521 Scalby Road, Scalby Mr and Mrs Frith 09/02339/HS Delegated No comments – Members unable to gain access to the site

6	Proposal Site Applicant Application No. SBC Decision PC Decision	Proposed 2 storey extension and log store 4 Hamilton Close, Scalby Mr and Mrs Jonathan and Anne Barker 09/02386/HS Delegated No objection
7	Proposal Site Applicant Application No. SBC Decision PC Decision	Existing stable conversion into a single dwelling, existing house converted and new building comprising five apartments 18 East Park Road, Scalby Ken Ferrie Builders (Scarborough) Ltd 09/02359/FL Delegated Opposed on the grounds expressed in the previous applications
8	Proposal Site Applicant Application No. SBC Decision PC Decision	Erection of new sub station and meter housing building Cross Lane Hospital, Cross Lane, Newby Mr Paul Foxton 09/02365/FL Delegated No objection
9	Proposal Site Applicant Application No. SBC Decision PC Decision	Erection of wooden shed on paving base with apex roof covered in felt 3 Red Scar Lane, Scalby Mr G Hewitt 09/02007/HS Delegated No objection

**250/09 PLANNING APPLICATIONS – NORTH YORK MOORS NATIONAL PARK**

None

**251/09 PLANNING APPLICATIONS – NORTH YORKSHIRE COUNTY COUNCIL**

None

**252/09 PROPOSED PEDESTRIAN REFUGE**

Councillor Bastiman suggested the possible installation of a pedestrian refuge near to the sea cut to allow safer crossing for pedestrians and to prevent overtaking and it was RESOLVED that the suggestion be approved and Councillor D Bastiman pursue this further with the Borough Council; such provision to be on a 50/50 basis

**253/09 CAR PARK – NEWBY FARM ROAD**

Councillor Bastiman suggested working with the SBC to re-instate the car park on Newby Farm Road to grass in order to discourage parking and it was RESOLVED that the suggestion be approved and Councillor D Bastiman pursue this further with the Borough Council; the Parish Council making a contribution up to £1000 for the scheme

**254/09 BUS SHELTERS – GREEN LANE AND HIRSTEAD ROAD**

Councillor Bastiman suggested making improvements to these shelters by the removal of overgrowing ivy and it was RESOLVED that:

- (i) the suggestion be approved and that the ownership status of the shelters be clarified with a view to the Parish Council taking over the shelters
- (ii) the residents in the vicinity of the shelters be contacted about the proposal to make improvements and if there are no objections then the work be carried out
- (iii) the shelters be added to the Council's Insurance if ownership can be established

**255/09      CONSULTATION ON CORE STRATEGY AND HOUSING ALLOCATIONS DEVELOPMENT PLAN DOCUMENTS**

Further to minute 235/09 of the last meeting, the Council considered this matter further and it was unanimously RESOLVED that:

(i) the Council is opposed to the development of the Field Lane/Station Road site on the following grounds:

1. the proposed development is out of character with the area
2. the proposed three-storey houses would lead to overlooking of neighbouring properties
3. the 'cul de sac' infrastructure design of the proposal would lead to potential traffic problems with vehicles attempting to enter or exit the site
4. there are no shops or services proposed at the site which would exacerbate the potential traffic problems in 3 above
5. the site is in Zones 2 and 3 of the Flood Risk area
6. any surface water flowing from the site as a result of the proposed buildings would enter the Beck which would not be able to deal with high flows
7. the proposed industrial units would be out of character with the existing residential area
8. the proposed development would have a detrimental effect on the wildlife existing on the site
9. the proposal should not be considered further until studies are undertaken with regard to Environmental Impact, Flood and Sewerage risks, Traffic, Nature Conservation, Public Transport and its potential effect on School admissions in the area.

(ii) no objection be made to the remaining sites except that the Castlemount proposal is considered the preferred site.

**256/09      FLOODING ISSUES**

256/09.1 The clerk reported that a bi-monthly report from the SBC regarding the beck to the rear of 340-344 Scalby Road had not been received and that no acknowledgement had been received to the request for such reports despite a reminder. It was RESOLVED that Hilary Jones, the Strategic Director of the SBC be contacted about this matter

256/09.2 It was RESOLVED to seek a meeting with the Environment Agency regarding the recent flooding survey report

<b>CONFIDENTIAL ISSUES</b>
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Pursuant to section 1 (2) of the Public Bodies (Admission to Meetings) Act 1960 it was **RESOLVED** that, because of the confidential nature of the business to be transacted, the public and the press leave the meeting during consideration of items 257/09 and 2258/09.

**257/09      NEWBY AND SCALBY COMMUNITY HALL**

Councillors D J Bastiman and R Pickersgill reported on the progress to date and that Phase 1 of the works would be completed in the very near future. It was RESOLVED

that the Council's sincere thanks be recorded for the tremendous amount of work carried out by Councillors Bastiman and Pickersgill and the Council's staff in making Phase 1 of the scheme so successful

**258/09 ANNUAL REVIEW OF CLERK AND RFO'S TERMS AND CONDITIONS OF EMPLOYMENT**

Further to minute number 238/09 of the last meeting the Chairman, Vice-Chairman and Councillor B Miller reported on:

- (a) the terms agreed with the clerk and RFO at the meeting held on 18 Nov 09 following agreement of the job description and evaluation of the grade in accordance with the joint NALC/SLCC job evaluation criteria
- (b) the terms and conditions for the administration of the Council's affairs and management of the Community Hall following the retirement of the post holder at the end of March 2010.

It was RESOLVED that (i) clarification be sought from the clerk and RFO with regard to his retirement on 31 March 2010

(ii) it is intended from 1 April 2010, the clerk and RFO be clerk to the Parish Council; the running of the Community Hall be the responsibility of the Trustees

(iii) subject to (ii) above, the salary of the new clerk and RFO be subject to qualifications and/or experience and this be included in the advertisement

(iv) Councillor John Attwood be included on the sub-committee with the Chairman, Vice-Chairman and Councillor B Miller

**There being no further business on the agenda**

**the Chairman declared the meeting closed at 9:50 pm**

**Chairman**

**Dated.....**