

MINUTES OF ORDINARY MEETING OF NEWBY AND SCALBY PARISH COUNCIL

held in the Rickinson Hall, St. Laurence's Church Rooms, Scalby,
on Wednesday, 10th September 2014 at 7pm

PRESENT:

Councillor R. Towse (Vice Chairman in the chair),
Councillors D Bastiman (left 8.30pm), Mrs E Black, W Black, S Gething, TW Miller, R Pickersgill,
Mrs C Snow, BF Watson..

ALSO IN ATTENDANCE

Mr Colbourne (Scalby Toilets Trust) left 7.53pm, County Cllr. A. Backhouse (left 7.53pm), Bob Kendall (In Bloom and FONSA), 4 members of public (left at 7.16pm), 1 member of public (from 7.09pm), Mrs J Marley (Clerk).

ABSENT: Borough Cllrs. Mrs S Backhouse and A. Jenkinson, Cllr. S Foote, Cllr. Mrs G Kendall, Cllr. RI Thompson, Cllr. A Tyson and Mr Afford.

As Chairman of the meeting, Cllr. Towse reminded those present that filming, photographing or audio recording of proceedings was allowed - persons wishing to record were asked to notify the Clerk of their intention prior to the start of the meeting. In the interests of encouraging public participation, it was requested that anyone filming did not include members of the public "in shot".

PROCEDURAL MATTER Standing Order 64 was suspended for the duration of this meeting.

113/14 APOLOGIES FOR ABSENCE Received from Cllr. Tyson (reason - been busy all summer with businesses but hoped to attend October meeting - not accepted).
Received & accepted from Cllr. Foote (poorly), Cllr. Mrs Kendall (poorly), Cllr. RI Thompson (holiday), and Mr Afford (Scalby Toilet Trust) (prior commitment).

114/14 DECLARATIONS OF INTEREST

114/14.1 Cllr. Bastiman declared a personal interest in agenda items 9.3, 12, 13 and 14 as he was a SBC Cabinet member & held the Strategic Planning & Regeneration portfolio.

114/14.2 Cllr. Watson declared a personal interest in agenda items 12, 13, and 14 as he was a member of SBC Planning Committee.

115/14 MINUTES

115/14.1 **RESOLVED** the minutes of the Council Meeting held on 9th July 2014 be approved as a correct record and signed by the Chairman.

PROCEDURAL MATTER

At 7.02pm, Standing Orders were suspended to allow the Public Open Forum.

116/14 PUBLIC OPEN FORUM Four members of the public expressed their concerns regarding loss of privacy, overlooking and access in respect of the planning application to erect two 3 bed houses on land to the rear of 22 Princess Close, Newby.

PROCEDURAL MATTER

At 7.08pm, Standing Orders were resumed.

At this point, a member of public arrived.

117/14 MATTERS RAISED IN PUBLIC OPEN FORUM - As the only matter raised related to a planning application on land to the rear of 22 Princess Close, Newby the Chairman **proposed** and it was **resolved** that Council considered that application now.

Details of a planning application to erect 2 number 3 bed detached houses with detached garages on land adjoining 22 Princess Close, Newby had been notified to councillors on email at 8.38am on Monday 8th September 2014. Councillors took into account the representations made by members of the public. Due to the proximity of the old railway line (which was owned by the Borough Council) there was concern some of the proposed access road may belong to the Borough Council. It was also unclear if the access road was to be a private road or a highway maintainable at public expense. It was **resolved** to object to the application on the grounds it was contrary to saved Local Plan Policies H10, E12 and R10.

At this point, 4 members of public left the meeting.

118/14 POLICE REPORT

RESOLVED written report (*circulated with agenda*) be received. Concern expressed that police did not attend Council's meetings more regularly. **Noted** report by Cllr. Towse that he and Cllr. Mrs Kendall hoped to have a meeting later in the month with the new sergeant for the area in order to discuss Council's concerns.

119/14 EXTERNAL REPORTS

119/14.1 **County Council:-** County Cllr. Bastiman reported there was to be a meeting on 15/9/14 in an attempt to progress the flood prevention measures proposed for Church Beck. County Cllr. Backhouse reported a provisional approval by the NYCC Executive for a waste recovery plant at Allerton Park was to be considered at a special NYCC meeting on 24/9/14.

119/14.2 **Borough Council:-** Borough Cllr. Backhouse reported the numbers of large recycling bins for glass were now being reduced in order to encourage people to use their domestic bins for glass. Notices had been posted at all community recycling sites and the removal of bins would continue over the next few weeks. He also reminded people that changing the timings on traffic lights (eg. Coldyhill lane) could have an impact on other sets of lights on Scalby Road since they worked in an overall sequence.

119/14.3 **FONSA:-** Mr Kendall reported the storage shed was now in place and being put to good use. Most of the allotments were in a good state, those which were untidy had recently received warning letters.

119/14.4 **In Bloom:-** Mr Kendall reported the In Bloom results would be announced at a presentation on 16/9/14 and the Best Kept Garden competition results on 27/9/14. The planters for Stony Lane corner were almost ready.

120/14 COUNCILLOR'S REPORTS & UPDATES

120/14.1 **RECEIVED & NOTED** update [*circulated with agenda*] from Clerk on highway & footpath and other general matters since last meeting.

120/14.2 **RECEIVED & NOTED** Various highway & footpath or general matters reported by councillors:- 1] overhanging vegetation snicket from Barmoor Close to Scalby Road (Clerk to email Area3 Highways); 2] rotten decking on bridge at Church Becks (Clerk to email Area3 Highways); 3] various overhanging trees Moor Lane (reported August) - no action yet, Clerk to email Area3 Highways.

121/14 CORRESPONDENCE

121/14.1 **Received & noted** email of thanks [*circulated with agenda*] from Wreyfield Rainbows.

121/14.2 **Received** invitation to North Yorkshire & Cleveland Coastal Forum Annual Conference 10-3.45pm Wed 17 Sept at Whitby [*circulated with agenda*]. **Noted** Cllrs. Thompson and Watson unable to attend.

- 121/14.3 Correspondence received after preparation of the agenda which the Chairman of the meeting deemed it necessary to consider as a matter of urgency:- **Received & noted** copy of public notice *[circulated at meeting]* regarding Borough Council's proposed sale of an area of Public Open Space adjacent 1 Newby Farm Road. Following robust debate it was **resolved** not to make any objections or representations.

FINANCE & GENERAL PURPOSES ISSUES

122/14 FINANCIAL MATTERS

- 122/14.1 **RESOLVED** the Schedules of Accounts payable for August 2014 (Schedule 5) *[circulated with agenda]* & September 2014 (Schedule 6) *[tabled at meeting]* be approved.
- 122/14.2 **RECEIVED** Clerk's report *[circulated with agenda]* regarding allotment rent charges from 1st October 2014 and **resolved** rent to be increased to £33 for a full plot for the period 1st October 2014 to 30th September 2017.
- 122/14.3 Financial support for Scalby Toilets *[deferred from July meeting, minute 106/14.3 refers]* - With the Chairman's permission, Mr Colbourne reported on the refurbishment work (including replacement of the hand driers) which the Toilet Trust wished to undertake in the future. Following robust discussion Cllr. Bastiman **proposed** and it was **resolved** that the Council pay £500 a year towards the cost of providing and running the toilets in Scalby High Street commencing in financial year 2015/16 and running to financial year 2019/20 or until such time as the toilets close if that be earlier.

At this point, County Cllr. Backhouse and Mr Colbourne left the meeting.

123/14 GENERAL PURPOSE & REGULATORY MATTERS

- 123/14.1 Committees, policies & procedures. **Received & noted** Clerk's report & background papers *[circulated with agenda]*. **Resolved** 1] to set up a standing committee, to be known as the Review & Staffing Committee & operated in accordance with the Terms of Reference as amended; 2] committee to comprise of 5 councillors, not 6, namely Council Chairman and Vice Chairman plus Councillors Bastiman, Gething and Watson; 3] changes to committee membership could made by the full council; 4] Clerk to organise first meeting of Committee; 5] the Complaints, Disciplinary, Grievance & Vexatious Policies *[circulated with agenda]* be adopted with immediate effect.
- 123/14.2 Change of meeting date *[Minute 106/14.4 refers]*. **Noted** 1] due to circumstances beyond Council's control it has not been possible to carry out the resolved action; 2] with the consent of the Chairman and Vice Chairman the Rickinson Hall at St. Laurence's Church Rooms had (where possible) been booked for Council meetings on the second Wednesday of the month.
- 123/14.3 Variation of Standing Orders. **Received & noted** Clerk's verbal advice on the need to permanent vary Standing Orders 2 to 4 (so as to permit changes to meeting days and dates) and Standing Orders 63 to 64 (so as to accord with current legislation). **Resolved** the permanent variation of Standing Orders 2, 3, 4, 63 and 64 be adjourned without discussion to the next ordinary meeting of the Council.

ENVIRONMENT AND DEVELOPMENT ISSUES

124/14 PLANNING APPLICATIONS:

The following applications were considered and the decisions taken or confirmed are shown below:-

1	Proposal	Erect agricultural workers dwelling to replace existing mobile home (resubmission of planning application ref: 14/00525/FL)
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	Site Applicant Application No. PC decision	Iansfield Farm, Burniston Rd, Newby S Millward & Sons 14/01301/FL Confirmed comments submitted 6/8/14 under delegated powers "No objections"
2	Proposal Site Applicant Application No. PC decision	Demolish garage, erect 3 bed detached dwelling 363 Scalby Rd, Newby Mr And Mrs Boden 14/01360/FL Confirmed comments submitted 6/8/14 under delegated powers "Identical to 11/00751/FL, comments unchanged, object as contrary to Saved Local plan policies E12 and H10"
3	Proposal Site Applicant Application No. PC decision	Outline application for 24 residential units with associated car parking and 3 storey G.P. surgery with associated car parking with all details for 60 bed extra care building with community library and associated car parking and new access road from Scalby Road Former Scarborough Rugby Union Football Club Scalby Road Ashley House PLC 14/01364/FL Support need for re-development of site but concerns re. inadequate car parking, unrealistic travel plans, external appearance height and design of 3 storey extra care facility, no apparent lift access to upper floors of GP surgeries
4	Proposal Site Applicant Application No. PC decision	Erect detached bungalow and detached garage Land to rear of 31-35 the Green, Newby Mr P Blackham 14/01404/RG4 No objections
5	Proposal Site Applicant Application No. PC decision	Remove condition 2 relating to 09/02359/FL for conversion of existing stable block into a single dwelling, existing house extended and refurbished and erection of new building comprising five apartments 18 East Park Road, Scalby KFB (Scarborough) Ltd 14/01501/FL Confirmed comments submitted 6/8/14 under delegated powers "Object unless measures can be put in place to ensure Public Open Space and Affordable Housing contributions are made by the new developer of the original application."
6	Proposal Site Applicant Application No. PC decision	Erect conservatory to rear 19 Red Scar Drive, Scalby Mr Thistleton 14/01687/HS Noted no comments submitted under delegated powers (Clerk only received comments from Chairman & one councillor, therefore unable to use delegated powers).
7	Proposal Site Applicant Application No. PC decision	Discharge of condition 42 of Planning Permission 06/01737/FL specifically to allow outside sound for Yorkshire Carnegie RUFC v Rotherham RUFC on Friday 10th October 2014 ONLY Scarborough Rugby Club, Silver Royd Scarborough RUFC 14/01703/COND Noted email from the Area Planning Officer (Rural) explaining the Parish Council had not been routinely consulted on this application because it was a "condition discharge application and for a one off event, hence no

		consultation except for one technical consultee. If the Parish Council wish to comment, however, I will put their views to Committee". Agreed Council objected to the application as proposed, since to grant it would set a precedent. Were this application to be granted, then the applicant could, in the future, submit several individual applications to discharge condition 42 on other specific dates which, when taken cumulatively may have the effect of creating something akin to the application dismissed on appeal.
8	Proposal Site Applicant Application No. PC decision	Install 3.6m high cricket nets Scalby School, Fieldstead Crescent, Newby NYCC NY/2014/0177/FUL Confirmed comments submitted 6/8/14 under delegated powers "No objections"

125/14 PLANNING DECISIONS/WITHDRAWALS

The following were **Received & Noted**:-

1	Proposal Site Applicant Application No. SBC decision	Erect temporary office and store 4b Russett Grove, Newby Mr T Hancock 13/00490/FL Granted
2	Proposal Site Applicant Application No. Appeal decision	Appeal against refusal to erect single storey extension linked to one and a half storey extension to dwelling 22 Duchy Avenue Scalby Mr K Jennings 14/00203/HS Appeal dismissed
3	Proposal Site Applicant Application No. Appeal decision	Appeal against part-refusal of new signage (an illuminated totem sign in aluminium) 83-85 Burniston Rd, Newby Tesco 14/00303/AA Appeal allowed
4	Proposal Site Applicant Application No. SBC decision	Vary condition 1 of 13/01837/FL to allow earlier deliveries Proudfoot's Supermarket, 401 Scalby Road, Newby Proudfoot Group 14/00528/FL Refused
5	Proposal Site Applicant Application No. SBC decision	Erect single storey side extension 23 Station Road, Scalby Miss Stuart-Lofthouse 14/00798/HS Granted
6	Proposal Site Applicant Application No. SBC decision	Erect 1½ storey dwelling with integral garage Land to rear of 309 Scalby Road, Newby Mr & Mrs Baker 14/00844/FL Withdrawn
7	Proposal Site Applicant Application No. SBC decision	Erect two storey side and single storey rear extensions 2 Throxenby Lane, Newby Mr & Mrs Moss 14/00961/HS Granted

8	Proposal Site Applicant Application No. SBC decision	Erect side extension to create carport with bedrooms over 3 The Crescent, Throxenby Lane, Newby Mr & Mrs O'Doherty 14/01058/HS Granted
9	Proposal Site Applicant Application No. SBC decision	Erect porch to front 19 Tibby Butts, Scalby Mrs Lee 14/01078/HS Granted
10	Proposal Site Applicant Application No. SBC decision	Erect attached single storey extension linked to existing garage 22 Duchy Avenue, Scalby Mr K Jennings 14/01133/HS Granted
11	Proposal Site Applicant Application No. SBC decision	Erect rear extension to form garden room 78 Hackness Road, Newby Mrs Stewart 14/01146/HS Granted
12	Proposal Site Applicant Application No. SBC decision	Retrospective application for detached conservatory within communal grounds Hay Lane Apartments Hay Lane Scalby Hay Lane Apartments Ltd 11/01150/HS Granted
13	Proposal Site Applicant Application No. SBC decision	Erect 2 storey extension to side 75 Throxenby Lane, Newby Mrs Marshall 14/01197/HS Granted
14	Proposal Site Applicant Application No. SBC decision	Erect single storey rear extension 19 Red Scar Lane, Newby Mrs Wilson 14/01276/HS Granted
15	Proposal Site Applicant Application No. NYMNP decision	Erect general purpose/livestock building Beacon Farm, Scalby Mr M Cass NYM/2014/0142/FL Granted

126/14 PLANNING MATTERS RECEIVED AFTER 2/9/14

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

1	Proposal Site Applicant Application No. PC decision	Erect bay window to front elevation 81 Coldyhill Lane, Newby Mr Howarth 14/01805/HS No objections
2	Proposal Site Applicant Application No. PC decision	Erect 2no. 3 bed detached houses with detached garages Land adjoining 22 Princess Close, Newby Richard Clark Developments Ltd 14/01113/FL Object - see minute 117/14

3	Proposal Site Applicant Application No. PC decision	Alterations to fence 2 Norwich Close, Scalby Mr Beck 14/01461/HS Councillors comments to Clerk by 24/9/14 for submission via delegated powers
4	Proposal Site Applicant Application No. PC decision	Erect rear extension and decking 6 The Parkway, Newby Mr & Mrs Boyes 14/01758/HS Councillors comments to Clerk by 24/9/14 for submission via delegated powers

127/14 REPORTS FROM OUTSIDE BODIES

The following were **RECEIVED**:

- 127/14.1 **CAP Group** – Cllr. Gething reported on the meeting of 29/7/14 - it had been noted from the various police reports that the police were not involved in any youth or community work in the area. The Chairman (Mike Morley) is leaving the area soon and a new chairman will be required. Next meeting 2/12/2014.
- 127/14.2 **Road Liaison Committee** – no report, next meeting 25/9/2014.
- 127/14.3 **NYMNP Coastal Area Forum** – Nobody had been able to attend the meeting on 23/7/14. Next meeting 25/2/15 at Hawsker.
- 127/14.4 **North Yorkshire and Cleveland Coastal Forum** - no report, next meeting 17/9/14.
- 127/14.5 **Yorkshire Local Councils' Association** – no report, next meeting 6/10/14
- 127/14.6 **Twinning Association** – Cllr. Mrs Snow reported a Social Evening was to be held on 1st October at the Yew Tree Cafe - tickets were £10. The association had asked if they could borrow some of the Pornic pictures held by the Parish Council and loan them out for a short time to raffle winners. Councillors were not keen on this idea. Next year's visit to Pornic would be over the weekend of 20/21st June. The next SANTA meeting would be on 21/10/14.
- 127/14.7 **Yorkshire Coast & Moors County Area Committee** – no report, next meeting 8/10/14.
- 127/14.8 **North York Moors National Park Authority** – on Cllr. Thompson's behalf the Clerk reported Cllr. Thompson had attended various meetings including a site visit for the planning application at Ox Pasture Hall.
- 127/14.9 **CPRE** – last meeting 12/8/14 but no report available due to Cllr. Mrs Kendall's absence.
- 127/14.10 **Any other reports not previously notified** - None.

128/14 CIRCULATION - None.

There being no further business on the agenda, the Chairman declared the meeting closed at 8.39pm.

G. KENDALL, Chairman
Dated: 8th October 2014

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