

KIRKBY MALZEARD, LAVERTON AND DALLOWGILL PARISH COUNCIL

Parish Clerk Mrs C M Raw West Leas Farm Galphay Ripon N Yorkshire HG4 3PB
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Minutes of the Parish Council meeting held in the
Mechanics Institute Kirkby Malzeard on
Monday 19th December 2011 at 7-15pm

Present Councillors Fraser Berry Jackson Broadley Pickles and Tyreman District Councillor Atkinson and 13 members of the public.

1. Apologies for absence-none
2. Matters arising – none
3. The minutes of the previous meeting on Monday 28th November 2011 were confirmed as a true record and it was proposed they be signed by Councillor Berry and seconded by Councillor Broadley all in favour and so Councillor Fraser signed them.
4. Declaration of interest – item 7a Planning – Councillor Fraser feels he has no prejudicial interest but Harrogate Borough Council on a previous occasion when Mr. Wensley submitted an application ruled he has So he will chair the discussion but leave the room before any voting..

Councillor Pickles and Jackson both declared they have spoken to both sides about this application prior to the meeting

5. Correspondence
 - a) item added to agenda late as just received today - Rosper road bridleway Modification Order – this document has only arrived today – so cannot be discussed tonight and will be discussed in Committee next month. The final date for submission of reply 3rd February.
6. Discussion over speeding concerns in the village and request by Mrs Widdison to ask Highways and the Police to consider a speed limit of 20mph in Kirkby Village – Mrs Widdison was invited to speak so she spoke about her concerns for speeding traffic especially lorries and agricultural. Questions where on Main Street and when? Councillors happy to suggest a meeting with Highways to see what they suggest. Mrs Widdison welcome to attend too. Clerk asked to write to James Malcolm area manager at Area 6 Highways Starbeck. Most of these speeding vehicles are contractors and tractors cannot do much more than 20mph also the drivers are not local but it is not just tractors it is Lorries and cars too. Suggestion that speed cameras can maybe be hired- Councillors to look into this and gaps so narrow between parked cars.

7 Planning

a) erection of detached dwelling land to the rear of Ivy Cottage Main St Kikrby Malzeard E422820 N474276 Mr Brian Wensley 6.24.53.E.FUL

Three letters of opposition have been received about this application from neighbors. (Mr and Mrs Storey, Mr Robinson and Mr and Mrs Widdison) They have all been forwarded to Councillors with the agenda and minutes so they could study them and visit the proposed site before the meeting. Councillor Fraser read out the letters from Mr & Mrs Storey and Mr & Mrs Widdison. Mr Robinson voiced his own objections. Another member of the public, Mr John Slater, stated he was neither for nor against the application, and that several of the objections had no substance. He also stated that the previous application for this dwelling had resulted in a Councillor being unfairly censured, whilst others were equally culpable, and that he had other avenues to pursue if that Councillor took any further part in the discussion

There being no further members of the public wishing to speak Councillors studied the plans. Mr. Wensley passed a more up to date site plan as the one sent by Harrogate Borough Council were out of date. . Councillors studied these

Councillors then gave their views, Councillor Fraser led the discussion asking them individually to have a chance to speak but he gave no opinion himself. He then handed the Chairman's role to Vice Chairman Councillor Jackson and left the room. After more discussion Councillors were invited to vote.

One vote – A no objections. Two votes B Objections. Two votes C do not object or support but wish to make comments. So Councillor Jackson as Chairman had the deciding vote and said B Object. The proposal is contrary to the Village Design Statement. There are access concerns for both properties existing and proposed. Clerk will submit.

b) Notice of decision Mechanics Institute erection of storage shed and 5 replacement windows - passed

7. Finance

a) Parish Estimates – precept application has been submitted £9165

b) Invoices V Buckton £314.40 and £157.20 - grasscutting – all in favour of paying this- cheque issued

8. Any other report- query over walnut trees and insurance- Councillor Berry has not heard any more from the company so will follow this up. Street light not working outside the doctors – clerk will report.

Community police phone number will be put on the notice board.

Question about the money which comes from the proceeds of confiscation act by the police – how can this money be used? Possibly by the playing fields. Councillor Berry will look further into this. Query again over voting on the Wensley application from J Slater.

Bus timetable has now appeared.

There being no further business the meeting closed at 8.25

9. Next meeting Monday 30th January 2012 and items for the agenda must be with the clerk for before 9am on Monday 23rd January 2012

Signed.....Date.....