

AISLABY PARISH COUNCIL

Minutes of the proceedings of the Meeting of Aislaby Parish Council
Held in The Parish Hall, Aislaby on Tuesday 19 February 2019 at 7.15pm
pursuant to Summons

Present:

Councillor T Harrison (Chairman) in the Chair; Cllrs R Dobson, T Jefferson
K Nellis & W Scarth

Also present were: V J Pitts (Clerk), 2 MOP & NYMNPA Ranger

Prior to the meeting agenda a presentation by NYMNPA Ranger regarding the future of Skelder Car Park was given: Advised currently consulting on proposal to close the car park and return to grassland. Reasons: funding cuts, staff halved, relying on volunteers and spending a lot at the Skelder site on repairs, surfacing and dealing with campers, fly-tipping and illegal trading. Outlined suggestions received. No timescale for making a decision, proposals to be put before members.

Action
by

1 APOLOGIES FOR ABSENCE

Cllr L Hall & D Potter

2 TO IDENTIFY ANY ITEMS FOR DISCUSSION THAT MAY REQUIRE THE EXCLUSION OF THE PRESS AND PUBLIC

- i) RESOLVED to Exclude Press & Public from the whole of Item 15 in order to consider professional legal advice and potential personal resident data
- ii) RESOLVED to Exclude Press & Public from Item 14 ii d to prevent disclosure of personal data

3 DECLARATIONS OF INTEREST

Cllr RD 11i & Cllr TH 9b

4 PARISHIONER MATTERS

The following issues were raised:

- *76 Main Road Aislaby Planning Application*: to note 3 copies of letters to NYMNPA objecting to the application received and summarised

5 POLICE MATTERS

The Police representative was not present, but the monthly report was read out.

6 MINUTES

- RESOLVED to approve and sign the minutes of the Parish Council meeting held on the 15 January 2019

7 REPORT ON MATTERS ARISING FROM PREVIOUS MEETING

The following ongoing issues were discussed and decided upon:

- a) *Featherbed Lane - fallen trees - to receive update*: DP not here to update
- b) *NYMNPA & Freelance Photographer in village* - Clerk read out letter advising that the NYMNPA was carrying out a photographic survey of Conservation Areas with voluntary photographers. Volunteer has a letter of authority and NYMNPA branded clothing; however, this was not worn at time of visit to Aislaby. Other parish councils had now been informed of programme. Apologies were given.

DP

8 BOROUGH, COUNTY & REPRESENTATIVE REPORTS

The following were discussed and decided upon:

- i) To receive reports from Parish Council Representatives on recent meetings (if applicable): Nothing to report
- ii) To receive reports from Borough and County Councillors on relevant items (if applicable): Cllr J Nock had forwarded information on Broadband and potential subsidies available for those not accessing fibre. RESOLVED details to be put on website and next newsletter

VJP

9 PLANNING MATTERS

The following were discussed and decided upon:

VJP

1 NYMNPA

76 Main Road, Aislaby NYM/2018/0720/FL - demolition of garage and construction of two

storey side and single storey rear extension together with replacement porch - reconsultation - 10 day response from 6/2/19: Extension from NYMNPAs granted. Discussion held and concerns were raised regarding: width of extension, height of the ridge line was possibly because of potential to create extra rooms in the roof void with associated velux windows in the future, query regarding why the development had to be so big and it was felt the garage could be reduced in height and stepped back at least a metre.

RESOLVED to Object with following comments:

- Overdevelopment
- Too High - single storey more or less same height as main house
- Detrimental effect on neighbour
- Close to neighbour's boundary
- Overshadowing neighbour
- Doesn't comply with design guides

- a) 35 Main Road, Aislaby NYM/2012/0698/LB - variation of conditions 2 and 8 of Listed Building consent NYM/2012/0698/LB to allow changes to windows - unable to respond as under delegated authority Clerk circulated to Cllrs but no quorate response received

Note that residents can respond individually and access documents. Planning Applications can be viewed on line at:

NYMNPAs:

<http://planning.northyorkmoors.org.uk/Northgate/PlanningExplorer/ApplicationSearch.aspx>

Or via the Parish Council Website: <https://aislabyparishcouncil.wordpress.com/>

10 PARISH MAINTENANCE

The following were discussed and decided upon:

a) Ongoing Maintenance of Public Toilets:

- i) Cllr RD to update on any maintenance repairs undertaken or required and decide if any further action to take: Noted OK.

b) Monitoring of Footpaths: Cllr DP to report on any issues relating to footpaths within the parish boundary and decide if any action to take: DP not here.

c) Garth No 1 - Tree maintenance issue & consider and decide on quotations if received: Clerk advised had sent requests but no quotes received.

d) Community Payback Projects a) Featherbed Lane and b) War Memorial - to receive update and decide any further action if required: Working Party Meeting with representative on 6/3/19 - RD, DP & VJP to attend

VJP/DP
/RD

e) Skelder Car Park: to consider presentation by NYMNPAs representative and decide on feedback to give on consultation: Discussion held. RESOLVED to make following suggestions:

VJP

- To be left open and not closed
- Ask if contacted Sirius to see if they will donate funds for maintenance as some of their traffic use the site
- Have a footpath on the other side of the road ie create a permissive footpath by liaising with the landowner to join the other footpath further down the road, rather than crossing at the crest of the hill

f) NYCC 2019/20 Urban Grass Cutting - to consider whether to continue carrying out the urban grass cutting of visibility splays at a reimbursement of £269.75: RESOLVED to continue

VJP

11 FINANCE

The following was discussed and agreed upon:

- I. Payment Schedule: The schedule of payments for February was received, reviewed and members RESOLVED to approve those items listed.

VJP

- II. To receive, review and approve Qtr 3 Financial Statement and Associated Bank Reconciliations and Bank Statements (if received): RESOLVED to approve

VJP

12 PARISH PLAN

The following was discussed and decisions made as follows:

a) Any NYCC feedback received following receipt of copy of Parish Plan: Clerk sent copy of Parish Plan summary responses for information, no feedback received.

b) Response from Stronger Communities regarding Resident Open Session: Stronger

Communities have confirmed interested in holding an open session to engage with residents and will be in contact in due course. VJP

c) *Newsletter*: Cllrs had completed circulating the newsletter by hand to residents. RESOLVED to produce a newsletter 6 monthly. VJP

d) *Seat on village green - to decide if to provide and, if confirmed, the size/type of seat/bench in order for Clerk to obtain quotations for further decision*: RESOLVED to keep status quo, and in next newsletter alert to residents that space available to put a bench on the village green either in memory of someone or as a donation VJP

13 PARISH POLICY

To consider the following and decide actions where necessary

i) To consider and decide whether to move Parishioner Matters to prior to the Parish Council Meeting Agenda so that the public session will be from 7.00pm-7.15pm - to note the current Public Participation Guidelines will still be applicable.: RESOLVED to move it. VJP

14 CORRESPONDENCE

The following correspondence was received and decisions made as follows:

i) For Information

- a. To note general correspondence circulated by email to Cllrs
- b. To note further FOI requests and correspondence have been received regarding the Garths from the same requestor. Clerk has complied where able, but advised unable to provide a current Garth Map as under FOI we do not have to provide new information, ie create new maps, and garth boundaries and numbers have been supplied separately
- c. To note FOI request received regarding access to 1991 transfer documents identifying Garth ground plans and garth numbers - Clerk currently seeking advice from ICO
- d. To note receipt of SBC Election Recharges to Parish & Town Councils

ii) For Decision

- a) *Affordable Housing: to receive and consider latest communication from NYMNPA if applicable and decide what further action if any is required*: Update email read out, and will be looking at sites previously identified and perhaps other sites once sat down and looked at village in more detail. Once site identified will hold a community consultation event. Will be in contact with further thoughts in due course. VJP
- b) *YLCA/NALC advice on VAS*: Noted S137 only valid 'power', but restrictions apply. Consensus that not an option for Aislaby.
- c) *Whitby Town Council Yorkshire Day 1/8/19 'save the date' - to decide if anyone wishes to attend*: RESOLVED to respond that someone will attend VJP

Members of public left the meeting

- d) *To consider and decide whether outstanding and future FOI requests regarding the Garths from the same requestor (see Items 14 i)b and i) c above) should be considered as vexatious*: Following discussion RESOLVED that the YLCA Vexatious Policy Template be put on the March agenda for adoption. RESOLVED that future FOI requests from this requestor regarding the Garths should be considered as Vexatious and not responded to under categories 58, 59, 82 and 83 of ICO guidance VJP

15 GARTH/S/COMMON LAND/VILLAGE GREEN

The following were discussed and decisions made as detailed:

i) *Dispute over Ownership*:

- To consider received advice (past and current) from the Parish Council's Solicitor on this ongoing issue, and to decide how to proceed in resolving this matter - no further update

ii) *York Potash - Minerals*:

- To receive, consider and decide on any correspondence from York Potash regarding the lease of Minerals in N Yorkshire, and to consider the related advice from the Parish Council's Solicitor on this matter, if applicable - Not applicable

iii) *Common Land/Village Green: to receive update on current situation from solicitor and if necessary decide on any further action regarding the registering at the Land Registry areas of CL/VG highlighted as under auspices of Aislaby Parish Council by the Commons Register* - Update provided. RESOLVED that once registered at the Land

Registry to inform Sirius in case impacts on fees paid for mineral rights
iv) *Garth No 6: to receive update on Land Registry Registration (if applicable) and decide if any further action required - no further update*
v) *Upgrade of Garths to Title Absolute: to receive update and decide on any further action if necessary - no further update*
vi) *Garth Boundaries - to consider any issues regarding Garth Boundaries highlighted following investigation of sites and whether further legal advice needs to be sought on actions: RESOLVED to monitor situation.*
vii) *Garth No 9: to receive update and decide on further action if required: Paperwork completed*

16 DATE OF NEXT MEETING

It was RESOLVED the date of the next meeting of Aislaby Parish Council is 7.15pm
Tuesday 19 March 2019 at The Parish Hall Aislaby as per the meeting schedule

VJP

Meeting finished at 8.30pm

Chairman

Dated