

**MINUTES OF THE MEETING OF KNARESBOROUGH TOWN COUNCIL HELD AT
KNARESBOROUGH HOUSE, KNARESBOROUGH ON MONDAY 22 JUNE 2009**

7.00pm – Presentation by John Minray re FEVA

PRESENT **Chair:** Councillor M Clemmitt (Mayor)

Councillors: B Archibald, B Asquith, J Batt, J Hawkins, B Holbrook, J. Walton, A Willoughby, and C Willoughby.

ALSO PRESENT David Crossthwaite, FEVA

Mr Minray explained that he is the official photographer of FEVA. His presentation consisted of a wide variety of photographs which gave the flavour of FEVA 2008.

7.30 pm – COUNCIL

PRESENT **Chair:** Councillor M Clemmitt (Mayor)

Councillors: B Archibald, B Asquith, J Batt, J Burdett, J Hawkins, B Holbrook, L Lever, J. Walton, A Willoughby, and C Willoughby.

ALSO PRESENT District Councillor A Jones, Mrs O'Brien for item 9e only

Late Arrivals: K Hawkins - 8pm **Early departures:** none

C 09/122 ITEM 1 – APOLOGIES

Apologies were received from Councillors P Godsell, R Hall and L Powell

C 09/123 ITEM 2 - DECLARATIONS OF INTEREST

All declarations are personal, unless otherwise stated.

Councillor J Hawkins	Item 7 – 2705.A – Knows applicant Item 9b – Prejudicial Item 9f – Prejudicial
Councillor J Batt	Items 9d and 9e – Member of NYCC
Councillor A Willoughby	Item 7 – 1365.A - Prejudicial
Councillor C Willoughby	Member of HBC – will consider any same item at Harrogate Borough Council in the light of any new information Item 9e – Governor of St John's Primary School
Councillor J Burdett	Member of HBC – will consider any same item at Harrogate Borough Council in the light of any new information Item 9f - Prejudicial
Councillor M Clemmitt	Item 9f – Prejudicial

C 09/124 ITEM 3 - MINUTES OF PREVIOUS MEETING

RESOLVED: That the minutes of the Council Meeting held on 1 June 2009 be approved as a correct record and signed by the Chair.

C 09/125 ITEM 4 – KTC PUBLIC SPEAKING SESSION

Mr Barrie Stevenson, Knaresborough RUFC – re Item 9a – Recreational Development at Hay-a-Park

As Mr Barrie Stevenson had not arrived the Chair moved on to

Mrs O'Brien re Item 9e – Primary School provision in Knaresborough

Mrs O'Brien expressed her outrage that her granddaughter was unable to get a place at a Knaresborough School, even though she was due to move into Knaresborough very shortly from the outlying village of Scotton. She said she was also aware of other children, already living in Knaresborough, who had not been given places at Knaresborough schools.

She said that she thought it was disgraceful that while new housing developments such as Hay-A-Park would result in more school children in Knaresborough, a primary school in Knaresborough had been shut down. She felt that KTC should put pressure on the powers that be to consider the future of primary school provision in Knaresborough.

The Chair moved to Item 9e – Primary School provision in Knaresborough

Councillors pointed out that this was a matter dealt with by NYCC and that in fact two primary schools in Knaresborough had actually been merged as opposed to one being shut down, so the number of primary school places was unaffected, indeed it had increased.

The Clerk read out an extract from a letter by the Access Manager at NYCC, confirming that primary school places in Knaresborough for the forthcoming academic year have been allocated in accordance with the published and approved admission procedures.

In view of the fact that parent's appeals against primary school allocation are still ongoing, it was

RESOLVED that the issue of primary school provision in Knaresborough be put on a Council Agenda for 13 July 2009

The Chair thanked Mrs O'Brien for her contribution.

It was agreed that the Clerk would write to Mrs O'Brien and include a copy of the letter received from the Access Manager, NYCC.

The Chair moved back to Item 5**C09/126 ITEM 5 – TO CONSIDER MATTERS ARISING FROM THE PRESENTATION BY MR JOHN MINARY RE FEVA**

Councillor C Willoughby said she had enjoyed the presentation very much and it had shown that FEVA is an exciting and vibrant event. This sentiment was shared by other Councillors.

The Chair thanked Mr John Minary for his presentation.

C 09/127 ITEM 6 – BUSINESS REMAINING FROM PREVIOUS MEETING(S)

- a) Consideration of any other matters relating to the Farmers' Market Agreement (which have not come to this meeting as a recommendation from the Community Services Committee) and authorisation of the Clerk to sign the Farmers' Market Agreement with Otley Town Partnership on behalf of Knaresborough Town Council

Councillor A Willoughby reported that negotiations are ongoing. KTC is now aware of everything it needs to comply with and is aiming to hold the first market in August.

RESOLVED that the Farmers' market will take place on the second Sunday of each month, except in November when it will be on Sunday 22 November and in December when there will not be a Farmers' market
(Unanimous)

- b) To consider issues relating to traffic in the Market Square, following representation to Council by Mr David Rochester at the Council Meeting of 11 May 2009

Councillors considered various changes to the traffic signage in the Market Square, including the introduction of one way sign, and an "Exit" sign to be painted on the road. However they were unable to agree on any change which would be of benefit to the flow of traffic in the market square, without there being significant disadvantages and complications.

RESOLVED that the Clerk write to Mr Rochester, thanking him for taking the time to address the Council meeting on 11 May 2009 and informing him that Council did debate his ideas at some length. KTC cannot support his proposals at the moment because of the traffic having to turn round and go down Chapel Street

Councillor K Hawkins arrived at 8pm

- c) To consider KTC's contribution to Aspin Park Primary 40th Anniversary celebrations – Councillor J Walton to report

Councillor J Burdett at this point declared a prejudicial interest in this item, left the Chamber and took no part in the discussion and voting thereon

Councillor J Walton said that she had approached the Headmaster of Aspin Park Primary School and reported that the reply received was vague and did not specify how the school would like KTC to contribute to its 40th birthday celebrations. She handed a copy of the reply out to Councillors.

The Chair suggested that Councillors could support this event by attending

RESOLVED Receive and note

Councillor J Burdett returned to the chamber.

C 09/128 ITEM 7 – PLANNING APPLICATIONS

RESOLVED: That observations be made to the Planning Authority upon the planning applications in Knaresborough stated hereunder, as indicated opposite each application:

<u>Reference</u>	<u>Applicant</u>	<u>Details of Application</u>	<u>KTC Comments</u>	<u>Return by date</u>
09/02007/FUL 87.O*	Ashdale UK Ltd	Erection of single storey rear and side extensions - The Dower House, 48 Bond End	No Objections	01 July 2009

6.100.470.E.TPO 470.E*	Mr Anthony Yull	Felling of 1 mature Spruce and crown lifting of 1 mature Spruce in area A1 in Tree Preservation Order 1/1959 – Wylam Lodge, 1 Lands Lane	No Objections	29 June 2009
09/02108/FUL 905.B*	Mr Andrew Clarke	Erection of two storey side extension (Revised Scheme) - 4 Stockdale Walk	No Objections	23 June 2009

At this point, Councillor K Hawkins declared a personal interest. He is a Member of Harrogate Borough Council and will consider any same item at Harrogate Borough Council in the light of any new information

Councillor A Willoughby, having declared a prejudicial interest in the following planning application, left the chamber and took no part in the discussion or voting thereon.

09/02164/COU 1365.A*	Mr Dennis Houseman	Change of use of agricultural building to Use Class B2 and B8 - Stone Face Farm, Forest Moor Road	KTC is concerned about the impact this will have on the highway. The farm access is from Forest Moor Road which is in the Green Belt and is a busy road. KTC would like to seek the safeguard that if permission is granted, it is time-limited and reviewed after 3 to 5 years	01 July 2009
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Councillor A Willoughby returned to the Chamber

09/02213/TCON 1707	Mr Ian Lythe	Felling of 1 sycamore tree within Knaresborough Conservation Area - 31 Waterside	No Objections	26 June 2009
09/02076/FUL 2263.B*	Mr David Murray	Erection of replacement detached garage – 30 Aspin Lane	No Objections	19 June 2009
09/02032/COU 2485.A*	Mrs H Davill	Change of use from ground floor shop (use Class A1 - Shops) to form Beauty salon (Sui Generis) - 44 High Street	KTC object to this change of use as it is in the core shopping area	26 June 2009
09/02148/FUL 2511.A*	Mr A Jackson	Erection of single storey side extension – 63 Briggate	KTC object to this extension. It will have an over dominant aspect and be detrimental to the amenity of the street scene because it will	24 June 2009

be set so far forward compared to the terrace of four houses to which it is adjacent

09/02116/FUL 2581.A*	Mr John Dixon	Erection of two storey rear extension and replacement conservatory to front elevation – 16 Chadwick Park	KTC objects to this development as it will enlarge the footprint of the house in the Green Belt area.	29 June 2009
09/02304/FUL 2705.A*	Mr Justin Light	Erection of 1 x 2.5m high wall to the northern boundary and 2 x 2.5m inner walls to the eastern and western boundaries reducing to 2m in height, and 2.6m high boundary wall reducing to 2m from the rear of the property (Revised Scheme) - 43 Boroughbridge Road	KTC objects on the grounds that the applicant has given no explanation of why he wants an unusually high wall. Loss of amenity to neighbours as the wall will overshadow gardens <i>(Unanimous)</i>	03 July 2009
09/02131/FUL 2711*	Mr Miles Willis	Erection of single storey front and side extension - 6 Crestholme Close	No objections	24 June 2009

* Item for determination by HBC Head of Planning Services or Head of Planning Services /Chairman of Planning Committee

** Item for determination by Planning Committee

C 09/129 ITEM 8 - PLANNING CORRESPONDENCE:

- a) **Planning Enforcements**
- (i) Confidential Papers: (1)
 - (ii) Reports of Investigation(s):
 - Case No. 09/00242/BRPC – 13 Castlegate
 - Case No. 07/00138/PR15 – Coal Depot, Stockwell Road
 - Case No. 09/00226/PR15 – 27 Aspin Park Crescent

RESOLVED: To receive and note

- b) To note the following **appeal** that was **dismissed** by the Planning Inspectorate:
09/00023/REFPP – 6.100.2228.A.FUL – Retention of garden shed – 39 The Paddock

RESOLVED: To receive and note

- c) **Tree Preservation Order No. 16/2009** – 27 York Place – To note that this order took effect on 8 June 2009.

RESOLVED: To receive and note

- d) To note date of next **HBC Planning Committee – Opportunity to Speak – Tuesday 23 June 2009 at 2.00pm, Crescent Gardens, Harrogate**

a) 6.100.2550.C.FUL – erection of detached dwelling (Site Area 0.08ha) – Land To The south of 4 Middleton Cottages, Blands Hill, Calcutt

The date of the above meeting was noted. No representative from KTC to attend.

C 09/130 ITEM 9 – CORRESPONDENCE

a) Recreational Development at Hay-a-Park – letter dated 7 May 2009 to the Chief Executive, HBC received from the President of Knaresborough RUFC

Councillor A Jones informed Council that the Legal department at NYCC had written to the developers again with regards the planning conditions which had not been met. This is a long, drawn out process and she feels HBC needs to bring pressure to bear on the developers.

RESOLVED that KTC write to Wallace Sampson expressing concern that the facilities at Hay-a-Park as promised have not been provided and that HBC Planning department has not stopped the building work due to the breach of planning conditions, which they should have done

(Unanimous)

b) Car parking in Knaresborough – letter dated 9 June 2009 received from the Chief Engineer (Traffic), Harrogate Borough Council

Councillor J Hawkins, having declared a prejudicial interest in this item, left the chamber and took no further part in discussions and voting thereon

Councillors generally felt that the letter from the Chief Engineer, Harrogate Borough Council was dismissive and did nothing to address the ongoing parking problems and concerns of Knaresborough residents.

RESOLVED that KTC write to the Cabinet Member, Don McKenzie and states that it is confused as to why it has had a reply from Chris McGonigle. It is KTC's understanding that parking will remain at HBC after the end of the agency agreement.

KTC to say thank you for Chris McGonigle's reply and thank you for looking into the ownership of the land adjacent to the railway.

KTC is very unhappy that Chris McGonigle dismissed changing the coach drop off point in Chapel Street because it is difficult to design. If coaches were banned from Chapel Street and an alternative dropping off point provided, many extra car parking spaces could be incorporated into the Chapel Street car park.

KTC also feels that the situation of parking at King James's school and the affect it is having on the swimming pool car park does need to be looked at again.

Councillor J Hawkins returned to the chamber

c) Urgent Health & Safety Works, Knaresborough Castle & Bebra Gardens – Letter dated 27 May 2009 received from the Principal Parks Officer, Harrogate Borough Council

At this point Councillor A Willoughby declared a personal interest in this item as he is Chairman of Friends of Bebra Gardens.

Councillor A Willoughby explained that the money that had been going to be used for the gate at Nanny Goat's Hole would now be put towards providing a better hand rail from the castle area down to the moat, which will fulfil all health & safety obligations and be more aesthetically pleasing. The contractor will provide a quote for this. The money that would have been used to modify the existing hand rail will be put towards this as well. Should there still be a shortfall in the budget, KTC may be approached for funding.

RESOLVED: To receive and note

d) A59 through Knaresborough – Letter dated 11 June 2009 received from the Highways Asset Manager, NYCC

RESOLVED: KTC to reply to the Highways Asset Manager, NYCC with the following wording:

“Knaresborough Town Council appreciates the fact that the County Council plans to undertake a detailed traffic assessment study, however we feel that the timescale of 2010/2011 is too distant in view of the difficulties being experienced as a result of heavy vehicles in the town by other road users and residents, particularly those living along the present A59 leading into the town and in the Bond End area.

You will of course, be aware that the Bond End part of Knaresborough is one of the worst pollution black spots in the country and continued use of this difficult junction by juggernauts is causing considerable infrastructure damage to both road and subterranean services, as well as safety and noise issues.

Knaresborough’s southern by-pass (currently the A658) is an ideal conduit for these vehicles and already exists. We would urgently request Business and Environmental Services to bring forward the assessment study to the current year and thereby enable the introduction of consequential route management in the early part of 2010/2011.

Knaresborough Town Council reiterates that the A59 should be diverted along the southern by-pass. In the meantime, we would request that consideration be given to amending signage to encourage through traffic to use the southern by-pass in preference to the A59.”

(Unanimous)

e) Primary School provision in Knaresborough – Email dated 15 June 2009 from Mrs O’Brien

See Minute C 09/125

f) Requests for 2009/10 Grant Funding:

- i) Knaresborough/Bebra Town Twinning - application received 2 June 2009 together with covering letter, audited accounts for year ended 31 December 2008 and constitution

As Chair of Town Twinning, Councillor M Clemmitt used her opportunity to speak and explained that the organisation was applying for extra funding for next year because of the 40th anniversary celebrations, when visitors from Bebra will be coming to stay in Knaresborough. When Knaresborough residents visited Bebra this year, the standard of hospitality and entertainment was exceptionally good and the Knaresborough Town Twinning Committee would like to be able to reciprocate to the same standard next year. To do this will be costly.

Councillor M Clemmitt, Councillor J Burdett and Councillor J Hawkins, having declared a prejudicial interest in this item, left the chamber and took no part in the discussion or voting thereon.

The Clerk handed out budget information to help Councillors in coming to a resolution.

RESOLVED that KTC give Knaresborough Town Twinning £550 now out of this year’s budget and promise to give them the £1000 out of next year’s financial budget at some point in the future when it is needed. (The £1000 will come partly out of the regular budget and partly out of the general budget) KTC considers this to be a one-off and expects funding to be around £550 per year in the future.

(Unanimous)

Councillor M Clemmitt, Councillor J Burdett and Councillor J Hawkins returned to the chamber

C 09/131 ITEM 10 – REPORTS AND MINUTES OF COMMITTEES/WORKING GROUPS

a) To approve the recommendation OS 09/40 a) of Office Services Committee meeting held 8 June 2009 relating to the Annual Governance Statement, Section 2 and Report of the Internal Auditor

“RECOMMENDATION That the Annual Return (including Statement of Assurance, “yes” answers to all Boxes in Section 2) and report of Internal Auditor be approved.

RESOLVED that the recommendation be approved

b) To approve recommendation 09/38b)iii) of Office Services Committee meeting held 8 June 2009 relating to changes to Standing Orders (*note: this requires 10 Councillors to vote in favour*)

RESOLVED that the recommendation be approved (Unanimous)

c) To approve all other recommendations of KTC Office Services Committee meeting held 8 June 2009

RESOLVED that, subject to the following amendment, all other recommendations be approved

Amendment: that the following sentence in Minute OS 09/37, Item 6 – Procedures, be removed:

- i) When KTC parade into the Hall, the Town Crier to announce “The Worshipful the Mayor”

(Unanimous)

C 09/132 ITEM 11 - REPORTS FROM THE CLERK - none

C 09/133 ITEM 12 - OTHER MOTIONS SUBMITTED BY MEMBERS – none

C 09/134 ITEM 13 - INFORMATION EXCHANGE

- a) Councillor J Hawkins asked that Harrogate Borough Council be informed that their Certificate of Employer’s Insurance on display in Knaresborough House ran out in September 2008 and needs updating
- b) Councillor A Willoughby informed Council that there is to be a Safer Neighbourhood Meeting next Tuesday 30 June 2009 at 7pm at King James. Everyone is welcome
- c) Councillor C Willoughby said that Knaresborough in Bloom is holding its next meeting in Knaresborough House on Tuesday 23 June 2009 at 7.30pm
- d) Councillor C Willoughby advised that Harrogate Borough Council parking committee intends to hold a public meeting in August at Harrogate Rugby Club. She will give KTC further details nearer the time.
- e) Councillor B Archibald informed Council that the Knaresborough Crossing Gates are once again permanently closed and have been for the last few weeks. Clerk to reiterate Council policy of keeping them open to relevant parties.
- f) Councillor M Clemmitt declared the Bed Race weekend a great success and said she did find a host family in time. She also said that the Civic Service was very good.
- g) Councillor M Clemmitt described her visit to Henshaws’ launch as very impressive and encouraged Councillors to go down and support the organisation. She would like KTC to send a letter to the Manager, Mr Phill Hopkins, saying how impressed it is with what he and his colleagues are achieving. She also advised that Chamber of Trade had turned down an offer to display pictures from Henshaws in empty shop fronts. These pictures are now on display at Henshaws and look spectacular.

At this point Councillor A Willoughby declared a personal interest as Member of Renaissance Knaresborough - the pictures were a Renaissance Knaresborough project, organised by Councillor R Hall and paid for by Yorkshire Forward.

h) Councillor C Willoughby asked that KTC send a Get Well Soon card to Dr Arnold Kellett

i) Councillor J Burdett suggested that the Clerk might like to write to Estate Agents that are marketing empty shops suggesting that the shops would be more attractive displaying the pictures from Henshaws in them

- j) The Clerk advised Council that there is a meeting of Friends of Jacob Smith Park to be held at Park Grove Methodist Church Hall on Wednesday 8 July 2009 at 7pm
- k) The Clerk informed Councillors that Tim Richards, Head of Planning, Harrogate Borough Council is unable to provide planning training for parish councillors. He does not have the resources to do this. He advised KTC to contact Planning Aid which the Clerk has done, to be given the same answer – no resources to be able to do this. The Clerk has approached the Yorkshire Local Councils' Associations and SLCC about training and is waiting to hear back.
- l) The Clerk advised that Brian Hagyard, Technical Officer- Health and Safety at HBC, had emailed to say he had been in contact with Lidl's local property department. Following a complaint, Lidl have undertaken a survey of the fence and are not happy with the works that have been undertaken. They have given the contractor until the 25th June to rectify the issues. The Clerk will contact the residents with the outcome after 25th June 2009.
- m) The Clerk said she has implemented the Urgent Decision Procedure and is attending a Freedom of Information and Data Protection course the following day.

C 09/135 ITEM 14 – TO RECEIVE THE FOLLOWING DOCUMENTS

- a) Leeds City Region Update – Newsletter Issue 2, June 2009
- b) Harrogate & Area Council for Voluntary Service – News letter The Funding Bulletin-June 2009, Care in Action Newsletter-June 2009 and Events Diary -June 2009

RESOLVED: To receive and note all the above

(Unanimous)

Meeting ended at 9.35pm