

KIRKBURTON PARISH COUNCIL
MINUTES OF THE PARISH COUNCIL MEETING HELD AT BURTON VILLAGE
HALL, Highburton on Thursday, 6th December 2012 at 7.30 pm

PRESENT: Cllr R Burton in the Chair.

Cllrs B Armer, R Barraclough, S G Beresford, N Berry, P Brook, P Cunnington, S Dunford, K Dunn, J Hirst, A Munro, L Parsley, J Paxton, M Pitts, R Thomas and B Wightman

In attendance: Mrs R Perry and Mrs A Royle.

Apologies were received from Cllrs H Barraclough, Bradbury, Cooper, Edmunds, Hardcastle, Lumb, Pankhurst, Triggs and Whittingham.

**170 Apologies and
Declarations of
Interest**

The Clerk advised of changes with regard to the exemption of the need to declare interests in respect of the precept-setting following the enactment of the Localism Act 2011. She reported that she had received YLCA advice that NALC was still considering the implications of the changes and unless information is received to the contrary from NALC, it is not necessary for members to seek dispensations before taking decisions on the precept.

The following personal interests were declared: Cllr S Beresford in the Grants and Community Projects item as he is a trustee of Lepton Highlanders; Cllr N Berry in planning applications 93279 as he knows the applicant and 93385 as he knows the architect; Cllr R Burton in the Grants and Community Projects item as he knows the applicants of the Lepton grants; Cllr P Cunnington in planning applications 93044 as he is a member of the Yorkshire Wildlife Trust and also 93388 as he knows the applicant; Cllr S Dunford in planning application 93509 as she knows the applicant; Cllr J Paxton in the Grants and Community Projects item as he is a trustee of Flockton Cricket Club; Cllr A Munro in planning application 93339 as she knows the headmistress and staff of the school.

Cllr R Barraclough declared a personal interest in planning application 93591 as he knows the applicant. He also declared an interest in all the planning applications as he is a member of the KMC Heavy Woollen Planning Committee and stated that any views expressed would be of a preliminary nature with the final decision being taken at the Committee meeting when in receipt of full information.

The local Police gave members an update on incidents in the area.

171 Public Participation

Two members of the public from Flockton addressed the Council on the planning application for the proposed wind turbine in Flockton.

Resolved: To hold the meeting in public unless discussion was needed on contracts subject to a future tendering process when deciding on the budget, which would be held in a private session.

**172 Admission of the
Public**

Resolved: To bring the following item to the start of the meeting.

173 Change of Business

Members had a lengthy discussion regarding planning application 2012/93008: Installation of a A29-225 kw wind turbine on a 50m tubular tower in Flockton.

**174 Planning
Application
2012/93008**

Resolved: The Parish Council to object to the development on the following grounds: a visual amenity and an eyesore (the proposed wind turbine is far too big for the site proposed and completely inappropriate); shadow flicker, noise pollution; security; environmental impact – the proposed area is a feeding ground for bats; local rural businesses are not being supported by this development and there will be a negative impact on local tourism.

There were no appointments to report.

**175 Chairman's
Appointments**

Resolved: To confirm the minutes of the Parish Council meeting held on 1st November 2012 as an accurate record.

**176 Parish Council
Minutes**

- Resolved:** To confirm the minutes of the Extraordinary Parish Council meeting held on 15th November 2012 as an accurate record. **177 Extraordinary Parish Council Minutes**
- Resolved:** To confirm the minutes of the Staffing Committee meeting held on 21st November 2012 as an accurate record. **178 Staffing Committee Minutes**
- Resolved:** To accept and adopt the minutes of the Risk Assessment Committee meeting held on 22nd November 2012. **179 Risk Assessment Committee Minutes**
- Resolved:** To accept and adopt the minutes of the Grants & Community Projects Committee meeting held on 22nd November 2012. **180 Grants & Community Projects Minutes**
- Resolved:** To accept the minutes of the Management & Finance Committee meeting held on 22nd November 2012 as an accurate record. **181 Management & Finance Committee Minutes**
- 2012/93287 Longo's Ices Ltd, 2 Jagger Lane, Kirkheaton*
Erection of 2 industrial units
To object on highways grounds **182 Plans**
- 2012/93309 65 Rowley Lane, Lepton*
Change of use of under-dwelling to mixed day nursery and dwelling
To object on highways grounds
- 2012/93393 Yew Tree Cottage, Bath Street, Kirkburton*
Change of use of paddock to garden and erection of detached garage/workshop with hobbies room over (within a conservation area)
To object on highways grounds
- 2012/93509 Carr House, 47 Drinker Lane, Shelley*
Erection of 11kw Gaia turbine mounted on an 18m steel lattice mast on a 5m" concrete base
To object on the grounds that this would be situated close to Emley Moor mast which is a Grade 2 listed building and would ruin tourism opportunities in Shelley
- There was no comment on the following applications:
93044 Fenay Bridge; 93053 Thurstonland; 93165 Thurstonland; 93204 Lepton;
93210 Kirkburton; 93278 Shelley; 93279 Kirkburton; 93306 Grange Moor;
93311 Lascelles Hall; 93332 Flockton; 93339 Lepton; 93345 Lepton; 93347 Lepton;
93348 Kirkburton; 93383 Kirkheaton; 93385 Kirkburton; 93388 Lepton;
93447 Fenay Bridge; 93454 Kirkheaton; 93480 Kirkburton; 93537 Shepley; 93571 Shelley;
93591 Farnley Tyas
- There were no planning appeals before the Council. **183 Planning Appeals**
- Members noted the consultation and had a lengthy discussion. **184 Technical Consultation on extending permitted development rights for homeowners and businesses**
- Resolved:** To submit the following comment: Kirkburton Parish Council does not agree to extending permitted development rights for homeowners and businesses as this will be detrimental to the rural character of the Parish and to our neighbours and it may result in potential neighbourhood disputes. We also strongly object to decisions being taken away from local level and centralised.
- Resolved:** To approve the accounts as presented (£19,816.21, including £2,377.75 agreed under LGA 1972 s137.) **185 Accounts**
- Members noted the possible sale of the allotments currently owned by the Zion Chapel and considered if the Council can take any action to retain the facility for the tenants. **186 Flockton Allotments**
- Resolved:** To arrange a meeting with representatives of the Zion Chapel and the Parish Council to investigate this further.

Members noted the cheque register and considered adopting the R & P Statement covering the period 1st April to 30th September 2012.

187 Receipts and Payments Statement

Resolved: To adopt the R & P Statement covering the period 1st April to 30th September 2012.

Members noted the written Management & Finance Committee's recommendations for the budget and precept for 2013-14 from the meeting held on 22nd November 2012. The Clerk reported on the Management & Finance Committee's recommendations made at the meeting immediately before Council, which were to put £10,000 into a Shelley Village Hall budget specifically for the repairs, a reduction of £5,000 from each of the Community Projects and Environment budgets and an increase in the precept of 2½% to restore the level of the General Reserve

188 Budget / Precept 2013/14

Resolved: To hold the discussion of the following item in a private session as it involved divulging details of contracts subject to future tendering processes.

The Clerk gave full details of the Structural Engineer's report on various repairs needed at Shelley Village Hall, which the Council had previously agreed to undertake as part of the sale contract. She also explained the expected future implications of the Finance Bill, which members considered.

Resolved: To accept the written budget proposals as presented with the following amendments: To put £10,000 into a Shelley Village Hall Repairs budget and to remove £10,000 from the sum allocated to Fruit Trees in the Allocated Reserves.

A recorded vote was taken on the proposal to increase the precept by 2½% with the following outcome:

For: Cllrs Burton, Cunnington, Munro, Paxton and Pitts.
Against: Cllrs Armer, Berry, Brook, Dunn, Hirst, Thomas and Wightman.
Abstentions: Cllrs R Barraclough, Beresford, Dunford and Parsley.

The motion was therefore lost and a vote was taken on the proposal to maintain the precept at £122,000 with a budgetted expenditure of £135,883.

Resolved: To levy a precept of £122,000 with an a budgetted expenditure of £135,883.

Members noted the invitation to take part in Climate Week which will take place 4th – 10th March 2013 and considered a response.

189 Climate Week

Resolved: To take part in the event.

Members considered requesting details regarding the amount of S106 monies which should have been received by Kirklees Council from developments in the Parish Council area.

190 Freedom of Information Request

Resolved: To request details regarding all S106 agreements which have been negotiated for developments in the Parish Council area from 2000 to present day. Specific details are how much money is specified within the agreements to be paid by the applicants to Kirklees Council and how much money has been received by Kirklees Council to date.

Members noted the Clerk's Report which had been circulated at the meeting. Members were specifically asked to note the Annual Leave arrangements of the staff over the Christmas holiday period and the office opening times.

191 Correspondence and Information

The Clerk reported that the Council has been awarded Quality Parish Council status after undergoing a rigorous accreditation process. This is a prestigious award and reflects the hard work undertaken by the Council over a number of years in order to achieve this award.

- Street lighting within the Parish
- Chairmanship of the Parish Council
- Road safety issues in Flockton
- Parking issues at New Road, Kirkheaton

192 Agenda Items

Kirkburton Parish Council
Annual Budget 2013-14 as agreed at Council on 06.12.12

Expenditure	£
Advertising	100
Allotment - Maintenance	1,300
Allotment - Rent & Water	200
Bank Charges & Audit	1,000
Car Allowance/Travel Expenses	20
Chairs of Office	77
Chairman's Allowance	650
Christmas Trees	5,250
Civic Functions	2,000
Community Projects	19,500
Conferences	600
Elections	6,500
Employment Costs	37,110
Environment	15,000
Grants	12,300
Grants - special projects	500
Hanging Baskets	4,000
Insurance	3,016
Kirkheaton Churchyard	3,000
Legal/Professional Fees	2,300
Noticeboards	450
Office Equipment	770
Poppies	170
Postage & Petty Cash	1,100
Public Seats	900
Reference Books	100
Rent	4,000
Service Review	1,000
Shelley Village Hall Repairs	10,000
Shows	400
Stationery & Copying	900
Telephone	900
Training	750
Youth Engagement	20
TOTAL	135,883

Income	£
Allotment rents	300.00
Rent Refund from KMC	4,000.00
Shelley Village Hall - Insurance Premium	711.37
Shelley Village Hall - Ground Rent	5.00
TOTAL	5,016.37
Allocated Reserves & B/f Cheque	£
Contribution to Kirkheaton Common	500.00
Environment Projects	3,641.99
Fruit Tree Project	1,718.20
Kirkheaton Churchyard	3,416.06
Noticeboards	876.64
Public Information	1,600.82
Public Seats	2,244.00
Shelley Village Hall	820.25
Shows	300.00
TOTAL	15,117.96
Council Expenditure to be funded by:	£
Precept (PC portion of the Council tax):	122,000
Other Income	5,016
Council's Reserves	8,867
Difference in the level of precept from 2012	0