

KIRKBURTON PARISH COUNCIL

MINUTES OF THE PARISH COUNCIL MEETING HELD AT BURTON VILLAGE HALL, Highburton on Thursday, 8 January 2015 at 7.30 pm

PRESENT: Cllr C Whittingham in the Chair.

Cllrs B Armer, A M Boden, P Brook, R Barraclough, S Beresford, A Cooper, P Cunnington, , K Dunn, D Hardcastle, J Hirst, L Holroyd, I Lumb, A Munro, L Parsley, J Paxton and B Wightman.
In attendance: Mrs L Gardner and Mrs A Royle.

The meeting was opened by the Vice Chairman in the absence of the Chairman

Apologies were received from Cllrs N Berry, R Burton, S Dunford and M Pitts, the reasons for which were accepted by the Council. Cllrs B Wightman and C Whittingham apologised for their late arrivals. 221 Apologies

Cllrs D Bradbury, P Pankhurst and S Triggs were absent.

The following personal interests were declared: 222 Declarations of Interest

Cllr Beresford in Planning Appl 93897 as the applicant is known to him; Cllr Dunn in Planning Appl 93935 as he knows the agent; Cllr D Hardcastle in the Kirklees consultation on Sexual Entertainment Venues under the rules covering pre-determination, as he is a member of the Kirklees Licensing Committee. He left the meeting when the Council considered the matter. Cllr Hirst in Planning Appl 93939 as he knows the applicant; Cllr Holroyd in Planning Appl 93480 as she had been lobbied on the matter; Cllr J Paxton in Planning Appl 93480 as he knows the applicant and had been lobbied on the matter; Cllr B Wightman in the Grange Moor Community Association, as he is the Treasurer of the Community Association and C Whittingham in the Grange Moor Community Association as she is a member of the Association.

Cllr B Armer declared personal interests in Grange Moor Community Association, as he had been consulted on the emergency grant application and in all the planning applications, as he is a substitute 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.

Cllr R Barraclough declared a personal 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. He also declared personal interests in Planning Appl 93480 as he had been lobbied on the matter, Planning Appl 93939 as he knows the applicant, Planning Appl 93778 as he knows the applicant and Grange Moor Community Association, as he had been consulted on the emergency grant application.

All Cllrs present declared a personal interest in Planning Appl 93712 as they know the applicant.

Council received a report from West Yorkshire Police. A member of the public addressed the Council regarding a proposed Neighbourhood Plan for Kirkheaton. 223 Public Participation

Cllr C Whittingham entered the meeting, apologised for lateness and took over her duties as Chairman.

Resolved: To hold the meeting in the public session with the exception of the item about Grange Moor allotments as the discussions would divulge exempt information. 224 Admission of the Public

Cllr B Wightman entered the meeting.

The Chairman welcomed Ms Jenny Dolley, West Yorkshire Police Crime Prevention Officer, to the meeting. 225 Crime Prevention

Ms Dolley gave an overview of the role of Crime Prevision Officers in Huddersfield and also answered questions. At the conclusion of the presentation she was thanked by the Chairman and left the meeting.

**Crime Prevention
(Continued)**

Cllr Whittingham reported that she had attended the Scissett Youth Band Christmas Showcase and Final Concert.

226 Civic Appointments

Resolved: To confirm the minutes of the Parish Council meeting held on 4 December 2014 as a true record.

227 Parish Council Minutes

The Clerk reported that she had been informed by Kirklees Council that, the council tax localisation relief grant would be maintained at the same level as last year, subject to agreement at the Kirklees Council meeting.

**228 Budget / Precept
2015/16 (Min 215)**

Resolved: To accept the notes of the Fruit Tree Working Party meeting held on 4 December 2014 as a true record, and to adopt the proposal to purchase 4 trees for Grange Moor Pre-School, 25 trees for North Road in Kirkburton, 1 tree for Grange Moor Community Gardens and up to 14 trees to replace vandalised trees in Shepley subject to receipt of written permission from the landowners and details of the varieties required.

229 Fruit Tree Working Party

2014/93480 *Outline application for erection of residential development of up to 25 dwellings with associated access at Manor House Farm, Manor House, Flockton.* The Council strongly objected to this proposed development on the following grounds: the land is contaminated and potentially unstable due to being used for colliery waste for many years and the existence of three pit heads below ground; the refusal of a similar application in 2006 due to the lack of a stability report for the area, which is still not available; a longstanding problem of contaminated water flooding residents' properties in Chessington Drive. There was also a concern about siting a children's play area in a potentially contaminated site.

230 Plans

There was no comment on the following applications:

2014/93595 Fenay Bridge; 2014/93663 Lepton; 2014/93708 Shepley; 2014/93721 Lepton; 2014/93722 Lepton; 2014/93710 Lepton; 2014/93712 Kirkburton; 2014/93743 Shepley; 2014/93767 Shepley; 2014/93778 Farnley Tyas; 2014/93463 Shepley; 2014/93796 Shepley; 2014/93811 Lascelles Hall; 2014/93813 Grange Moor; 2014/93939 Farnley Tyas; 2014/93895 Kirkburton; 2014/93897 Lepton; 2014/93906 Thurstonland; 2014/93627 Kirkheaton; 2014/93896 Kirkburton and 2014/93909 Farnley Tyas.

There were no planning appeals before the Council.

231 Planning Appeals

Resolved: To accept the proposed amendments to Public Footpath Kirkburton 125 at Shelley Stores, Westerley Way, Shelley.

**232 Proposed
Extinguishment of
Public Footpath
Kirkburton 125**

Resolved: To approve the accounts as presented (£5,899.12 inc £1,717.35 agreed under LGA 1972 s137).

233 Accounts

Members noted the wishes of local community groups within the Parish to produce neighbourhood plans for their own areas, and considered how the Parish Council could support them and also meet its statutory obligations.

**234 Neighbourhood
Plans**

Resolved: Not to undertake a comprehensive Neighbourhood Plan for the whole parish, but to undertake Plans for individual neighbourhoods with community groups, if desired. Also to refer the matter to the Management & Finance Committee to establish a consistent and coherent procedure for approaching the Plans. To invite Prof Peter Roberts to advise the Committee on the subject.

Resolved: To support the Kirkheaton community group to establish a Neighbourhood Plan for its area.

Members noted the report and consultation from Kirklees Policy Committee on the Devolution of Kirklees Council Decisions.

235 Devolution of Kirklees Council Decisions

Resolved: To note the information received.

Cllr D Hardcastle left the meeting.

236 Consultation on Sexual Entertainment Venues

Members considered the consultation from Kirklees

Cllr J Paxton left the meeting.

Resolved: To submit the following response to the consultation: To support a change in the law to enable principal authorities to have greater influence on where venues can be located. Also to comment that SEV's are not acceptable in any part of the Parish Council area.

Cllrs D Hardcastle and J Paxton re-entered the meeting.

Members considered the emergency grant application from Grange Moor Community Association for £300 to cover venue costs for short-term cover following the withdrawal of existing funding.

237 Emergency Grant Application

Resolved: To award an emergency grant of £300 to Grange Moor Community Association to cover venue costs in the short-term until a permanent solution can be found.

Resolved: To approve the draft copy of the Winter / Spring edition of One Voice subject to the minor amendments notified.

238 Newsletter

The Council noted the current grant rules and the means used to distribute the Council's grant funding to community groups.

239 Grant Schemes

Resolved: To refer the matter to the Management & Finance Committee to review the existing system and consider if there are any better ways of operating, in particular to ensure that the funds reach the more needy groups / areas of the Parish.

Resolved: To hold the discussion of the following item in private, as it is likely to divulge exempt information.

240 Grange Moor Allotments

Members noted legal advice received from the National Association of Local Councils regarding termination of an allotment lease.

192 Grange Moor Allotments

Resolved: To accept the advice received.

Members noted the written report from the Clerk, which had been circulated at the meeting. Members were specifically asked to note the Clerk's Leave during January.

241 Correspondence and Information

No items were requested.

242 Agenda Items

The Chairman closed the meeting.