

KIRKBURTON PARISH COUNCIL

MINUTES OF THE PARISH COUNCIL MEETING HELD AT BURTON VILLAGE HALL, HIGHBURTON ON THURSDAY, 30 JULY 2015 AT 7.30pm

PRESENT: Cllr P Brook in the Chair.

Cllrs H Abid; M Ackroyd; B Armer; S Beresford; AM Boden; R Bray; J Cowan; P Cunningham; R Franks; D Hardcastle; L Holroyd; P McGleenan; B McGuin; D Million; C Rowatt; P Scott; J Sykes; M Sykes; J Taylor and C Walker.

In attendance: Mrs L Gardner and Mrs A Royle.

The Chairman opened the meeting.

48 Chairman's Welcome and Introductions

Apologies were received from Cllrs R Barraclough, R Burton and J Paxton, the reasons for which were accepted by the Council.

49 Apologies

Cllr K Dunn was absent.

The following personal interests were declared:

50 Declarations of Interest

Cllr Boden in application 92030 as the applicant is known to her. Cllr Cowan in planning application 92004 as the applicant is known to him and in the Kirkburton library building as he is a member of the Board of Directors of Shepley Library Community Interest Company. Cllr Hardcastle in planning applications 92004 and 92101 as the applicants are known to him. Cllr Million in the Kirkburton library building as he is related to an employee of Kirklees Library Services.

Cllr B Armer declared a personal interest in planning application 92004 as the applicant is known to him and the item on Shepley allotments as he knows the tenant. He also declared an interest in all the planning applications as he is a member of Kirklees Planning Committees 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 P Scott declared an interest in all the planning applications, as he is a member / substitute member of Kirklees Planning Committees 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 J Taylor declared the following personal interests: in planning application 92004 as the applicant is known to him; in the Kirkburton library building as he is a member of the Board of Directors of Shepley Library Community Interest Company and in Shepley Allotments as he knows the tenant. He declared an interest in all the planning applications, as he is a member of Kirklees Planning Committees 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.

Council received a report from West Yorkshire Police. A member of the public addressed the Council on the subject of a future planning application in Grange Moor.

51 Public Participation

Resolved: To hold all the items in the public session with the exception of the item on Shepley Allotments as the discussions would divulge information about living individuals and is exempt information under the Freedom of Information Act 2000.

52 Admission of the Public

The Chairman reported that there had been no appointments since the last meeting.

53 Chairman's Appointments

Resolved: To confirm the accuracy of the Parish Council meeting minutes held on 2 July 2015.

54 Minutes of the Parish Council

- Resolved:** To agree and adopt the minutes of the Environment Committee meeting held on 16 July 2015. **55 Minutes of the Environment Committee: 16 July**
- Resolved:** To agree and adopt the minutes of the Land and Property Committee meeting held on 16 July 2015. **56 Minutes of the L&P Committee: 16 July**
- Resolved:** To agree and adopt the minutes of the Grants and Community Projects Committee meeting held on 23 July 2015. **57 Minutes of the G&CP Committee: 23 July**
- A vote was taken on the proposal to accept and adopt the minutes of the Management and Finance Committee meeting on 23 July 2015 with the exception of Min MF9 (Local Council Award Scheme), which should be referred back to the Committee for reconsideration. The vote was lost. A recorded vote was taken on the proposal to accept and adopt the minutes of the Management and Finance Committee meeting as presented to the Council with the following result:
- For:** Cllrs Abid, Ackroyd, Armer, Franks, McGuin, Million, J Sykes, M Sykes, Taylor and Walker.
- Against:** Cllrs Brook, Hardcastle and Scott.
- Abstentions:** Cllrs Beresford, Boden, Bray, Cowan, Cunnington, Holroyd, McGleenan and Rowatt.
- Resolved:** To accept and adopt the minutes of the Management and Finance Committee meeting held on 23 July 2015. **58 Minutes of the M&F Committee: 23 July**
- Members considered the Kirklees Weekly Plan Lists for weeks commencing 29 June, 6, 13 and 20 July 2015. **59 Plans**
- 2015/62/91750 *Erection of 12 pen cattery at the rear of 9 Park Side, Flockton.* The Council strongly objected to this proposed development on the grounds that it was a large commercial development out of scale with the size of the plot and in the heart of a residential area.
- 2015/91943 *Demolition of existing petrol station and erection of 4 No retail and residential units (within a Conservation Area) at the former petrol station, North Road, Kirkburton.* The Council objected on the grounds of a) inadequate parking, b) dangerous access from the site, c) concerns about the noise level and congestion especially during the construction period. The Council would also request a traffic survey is carried out at the busiest periods of the day before any decision is taken. And if Planning Services are minded to approve the application, it should be on condition that the developer provides an additional zebra crossing.
- 2015/92156 *Discharge of Condition 14 (affordable housing) on previous permission 2014/90460 for outline application for the erection of dwellings at Cross Lane, Stocksmoor.* The Council objected to this application.
- 2015/92293 *Erection of stables to the south of 5 Paul Lane, Flockton.* The Council objected to the proposed development on the grounds that it was detrimental to the visual amenity, being situated in a very prominent position.
- There was no comment on the following applications:
 2015/91715 Farnley Tyas; 2015/91730 Flockton; 2015/91929 Thurstonland; 2015/91957 Highburton; 2015/91974 Farnley Tyas; 2015/92004 Kirkburton; 2015/92012 Almondbury (Farnley Tyas ward); 2015/91838 Mirfield (Kirkheaton ward); 2015/92025 Lepton; 2015/92072 Grange Moor; 2015/91684 Lepton; 2015/92101 Kirkburton; 2015/92189 Flockton; 2015/92197 Kirkheaton; 2015/91986 Kirkheaton; 2015/92085 Flockton; 2015/92200 Flockton; 2015/92202 Kirkburton; 2015/92224 Kirkheaton; 2015/92253 Kirkburton;
- There were no planning appeals before the Council. **60 Planning Appeals**

- Resolved:** To approve the July (2) cheque schedule and the accounts as presented (£16,930.39 inc £2,022.50 agreed under LGA 1972 s137).
- Members considered the new format of the Monthly Accounts Schedule as presented with the papers for the meeting with additional explanations and budgets identified against each item.
- Resolved:** To adopt the new format as presented to the meeting.
- Members received a verbal update on the Council's community asset transfer application for the Kirkburton library building and raised questions on the Business Plan.
- Members considered the safety concerns of Shelley residents and their request for the zebra crossing on Huddersfield Road to be upgraded to either a pelican or a puffin crossing and the issue of speeding traffic on Huddersfield Road.
- Cllr B Armer, P Scott and J Taylor agreed to take up the issues in their roles as Kirklees Councillors.
- Resolved:** To write to Highways Services expressing the concerns raised regarding the lack of action on the issue of speeding traffic on Huddersfield Road and suggest that moduposts are installed at the zebra crossing to improve the lighting. Also to contact Kirkburton Police on the speeding issues.
- Members considered having a review of the Council's allotment lease to check that the provisions accurately reflect the primary legislation.
- Resolved:** To urgently notify tenants at both allotment gardens that the exclusion of dogs from the sites does not include assistance dogs, which would be in contravention of the Disability Discrimination Act.
- Resolved:** To refer the review of the Council's allotment lease to the Land and Property Committee with any subsequent proposals for changes being presented to the Council's solicitor for legal advice prior to adoption by Council.
- Members considered the election of Cllr Million onto the Environment Committee.
- Resolved:** To elect Cllr Million onto the Environment Committee.
- Members considered the current budget position and the future format of Committee budget analysis statements.
- Resolved:** To refer the item to the Environment Committee for further consideration.
- Members considered the emergency grant application for £250 to cover the August rent for the Side by Side Memory Group, Kirkheaton to ensure there would be no gap of provision.
- Resolved:** To award an emergency grant of £250 to the Side by Side Memory Group, Kirkheaton to cover the August rent.
- Members considered the health and safety issues in connection with the installation of the new noticeboard in Kirkheaton.
- Resolved:** To refer the item to the Land and Property Committee for consideration.
- Resolved:** To note the invitation from Mirfield Town Council to take part in a joint meeting and presentation with the other Town / Parish Councils to be delivered by Smart Water on the subject of using DNA Trace Solution to combat the theft of flagstones.

61 Accounts

62 Monthly Accounts Schedule

63 Kirkburton Library Building

64 Shelley Residents' Road Safety Concerns

65 Allotment Lease

66 Environment Committee Representation

67 Environment Committee Budget

68 Side by Side Memory Group, Kirkheaton

69 Kirkheaton Noticeboard

70 Theft of Flagstones

Resolved: To hold the discussion of the following item in the private session as it would divulge personal information and is exempt under the Freedom of Information Act 2000.

71 Shepley Allotments

Members considered the issues raised in the attached correspondence and the legal advice received.

Resolved: To thank the correspondent for the letter and confirm that the issues have been noted. Also to refer any tenancy issues to the Land and Property Committee.

Cllr Holroyd reported that she had received an invitation to attend a History of Rugby Exhibition at the National Coal Mining Museum. Members were asked to note the closure of Burton Village Hall for the first 2 weeks of August and forthcoming staff annual leave.

72 Correspondence and Information

- To consider holding some committee meetings in venues such as Kirkheaton Community Centre and Shepley Library instead of at Burton Village Hall.

73 Agenda Items

The Chairman closed the meeting.