

held in the Community Hub, 445b Scalby Road,
on Wednesday 12th February 2025 at 7pm.

PRESENT:

Councillors R Thompson (Chairman), D Bastiman (left 8.15pm), H Bore, S Foote, R Holliday,
G Kendall (left 8pm), J Shepherd, J Smith, R Towse.

ALSO IN ATTENDANCE

Approximately 17 members of public (left at various times). Mrs J Marley (Clerk to Council).

ABSENT: Cllrs. B Marley, N Murphy, C Thistleton.

1/25 NON-ATTENDANCE OF COUNCILLORS

1/25.1 Apologies **received & noted** from Cllrs. B Marley, N Murphy (via Cllr. Towse) and C Thistleton.

1/25.2 **Resolved** the reasons for absence given by Cllrs. Marley (health), Murphy via Cllr. Towse (prior commitment) and Thistleton (work commitment) be **accepted**.

2/25 DECLARATIONS OF INTEREST: **Received** from Cllr. D Bastiman (other interest, agenda items 10,11 and 12 as a member of NYC Planning Committee). Cllr. R Towse (other interest, agenda item 8.5 as a member of the Parochial Church Council).

3/25 MINUTES

3/25.1 Having been previously circulated, the minutes of the Extra Ordinary Meeting of Council held on 19th December 2024 were **resolved** to be a correct record and **authorised** for signature by Cllr. Thompson.

4/25 PUBLIC PARTICIPATION

Comments were made in respect of agenda items 8.6, 9.3, 10.3 and 10.4. Other matters raised by the public related to why the body of a question was not included within the minutes, parking near 24 The Green (agenda item 8.7) and flooding on The Green (Minute 171/24.3 refers).

5/25 MATTERS RAISED IN PUBLIC FORUM:

Agenda item 8.6, 8.7, 9.3, 10.3 and 10.4 – comments etc.to be considered when the item was discussed. Why the body of a question was not included within the minutes – it was explained minutes were a record of decisions taken and only the substance of a question would be included. Flooding on The Green – Clerk to email Highways to encourage a response.

6/25 EXTERNAL REPORTS

6/25.1 **Police – resolved** the Scalby report for January incidents [emailed to councillors 3/2/25] be **received and noted**.

6/25.2 **Joint Council Working Group on Fracking – resolved** update by Cllr. Bore (circulated with agenda) be **received & noted**. Formal comments of Council would not be possible until any planning application has been received by Council.

7/25 UPDATES ON VARIOUS MATTERS & COUNCILLOR'S REPORTS/ITEMS

7/25.1 Unlit street lights at bus stop on Field Lane [Minute 171/24.2 refers] - **resolved** report by Clerk (circulated with agenda) be **received & noted**.

7/25.2 **Resolved** the following report from Councillor Kendall of any highway & footpath matters requiring attention be **received & referred** to Area 3 Highways:- light and column at pedestrian crossing on Coldyhill Lane was leaning.

8/25 CORRESPONDENCE

8/25.1 Grit bin Sandhurst Gardens - **resolved** report by Clerk (circulated with agenda) be **received** and Town Council to take on responsibility for this bin. Clerk to inform Area 3 Highways.

8/25.2 Grit bin Chichester Close - **resolved** report by Clerk (circulated with agenda) be **received & noted**.

8/25.3 **Resolved** it be **noted** a vacancy existed in Newby Ward due to the resignation of Bob Kendall & the relevant notice had been posted.

- 8/25.4 Dog Control Public Space Protection Order – consultation on amendments (*emailed to councillors 4/2/25*). **Resolved** consultation be received and councillors to respond individually.
- 8/25.5 Working with young people in the community – **resolved** email (*circulated with agenda*) be **received**. Further background given by Rev. Hand (Vicar of Scalby St. Laurence's). In accordance with his Declaration of Interest Cllr. Towse did not take part in the discussion on this item. Council suggested Rev. Hand reach out to Jo Ireland at NYC and K. Avison at Gallows Close, as they may have the capacity to provide assistance. Rev. Hand asked to return to the Council when additional information had been gathered.
- 8/25.6 Interpretation of the six month disqualification clause, s85, 1972 Local Government Act. Comments made during the Public Open Forum [*see Minute 4/25*] were taken into account at this juncture. **Resolved** the following [*all of which had also been emailed to councillors*] be **received & noted**:- 1] letter dated 5/2/25 from parishioner alleging Council had mis-interpreted the six months rule in such a manner that councillors who should be disqualified remained in office in order to “block” other potential candidates; 2] Clerk's response refuting the allegation; 3] subsequent correspondence between parishioner and Clerk. Further **resolved** Clerk's responses confirmed and Council would continue to act in accordance with the advice of the YLCA and NALC in respect of the interpretation of this section of the Act.
- 8/25.6 Correspondence received after 6/2/25 which the Chairman of the meeting deems it necessary to consider as a matter of urgency – 1] **resolved** it be **noted** an email from a parishioner regarding overhanging branches of the leylandii on the corner of Scalby Road and Hackness Road had been referred to Highways by the Clerk; 2] an email from a parishioner re. parking on The Green [*see Minute 4/25*] be **received** and further **resolved** to support the parishioner's request for double yellow lines.

9/25 **FINANCE, REGULATORY & GENERAL MATTERS**

- 9/25.1 **Resolved** the Schedule of Accounts Payable for January 2025 (Schedule 10 £2,139-09) which had been authorised for payment by Cllrs. Smith and Thompson be **ratified**. (Recorded vote requested by Cllr. Towse:- for Cllrs. Bastiman, Bore, Foote, Holliday, Kendall, Shepherd, Smith and Thompson, against Cllr. Towse).

Cllr. Kendall left the meeting at this point (8pm).

- 9/25.2 **Resolved** the Schedule of Accounts payable for February 2025, Schedule 11 (£8,873-88) be **authorised** for payment. (Online authorisation Cllrs. Smith and Thompson, cheque Cllrs. Bastiman and Thompson).
- 9/25.3 Foulisyke Pond – **resolved** report & recommendations (*circulated with agenda*) be **received** and recommendations **carried**. (Recorded vote requested by Cllr. Towse:- for Cllrs. Bastiman, Bore, Foote, Holliday, Kendall, Shepherd, Smith and Thompson, against Cllr. Towse).
- 9/25.4 Vacancy on Review & Staffing Committee – **resolved** Cllr. Bore be appointed to the vacancy.
- 9/25.5 CCTV policy – **resolved** report & recommendations (*circulated with agenda*) be **received** and recommendations **carried**. (Recorded vote requested by Cllr. Towse:- for Cllrs. Bastiman, Bore, Foote, Holliday, Smith and Thompson, against Cllrs. Shepherd & Towse).

Cllr. Bastiman left the meeting at this point (8.15pm).

10/25 **PLANNING APPLICATIONS & APPEALS NOTIFIED**

Resolved comments on the following applications be submitted to the planning authority:-

1. ZF23/01059/FL RECONSULTATION Demolish existing care home and bungalow. Construct replacement care home, 73 Burniston Road, Newby -- **no objections** (possible bat roosts to be brought to planner's notice).
2. ZF24/01210/FL Replacement uPVC windows and roller shutter to middle window, new plant machinery, ladder and timber fence to rear flat roof, external LED lighting, replacement concrete stairs and handrail to flats, ground floor link extension and brick up 2 doorways. The Co-Op, 42-46 Newlands Park Drive, Newby -- **no objections**.
3. ZF24/01622/OL Outline application with all matters reserved for 18 dwellings. Land to rear of 459a Scalby Road, Scalby – **object** concerns re narrowness of highway access, number of proposed properties and use of private roads.
4. ZF24/01623/FL Construct 6no. dwellings, 459a Scalby Road, Scalby – **object** concerns re. access & impact on bus stop.

5. ZF24/01892/HS Erect single storey rear extension and form pitched roof to existing two storey rear extension, Ivy Cottage, Church Becks, Scalby -- **no objections**.
6. ZF24/01914/HS Hip to gable roof extension, raise roof height, rear dormer and rear extension to accommodate staircase, 2 The Close, Newby -- **no objections**.
7. ZF24/01917/HS Demolish bungalow, erect two storey house, 40 Scalby Mills Road -- **no objections**.
8. ZF24/01941/HS Demolish existing conservatory, erect rear extension, 23 Ridge Green, Newby -- **no objections**.
9. ZF24/01950/NMA Non-material amendment to Condition 18 of 19/01248/OL so as to allow timeframe change for delivery of footpath and cycle route over Scalby Beck – **object** – reasons for delay are, in the main, commercial and not justified; original condition 18 should stand.
10. ZF25/00039/HS Erect single storey side extension – 1 Red Scar Lane, Newby – **no objections**.
11. ZF25/00132/HS Demolish rear lean to, front & side porch and erect raised balcony with verandah under to rear, a new side entrance porch and rendering of the property, 14 Westfield Avenue Newby -- **no objections**.

11/25**PLANNING DECISIONS – Resolved the following be noted:-**

1. NYM/2024/0796 Non-material amendment to NYM/2015/0197/FL to allow installation of air source heat pump with trellis fencing, Ryefield, Hackness Road, Scalby. **Granted with conditions**.
2. ZF24/01639/HS Erect single storey rear extension, convert integral garage to office/bedroom and replacement windows, 519a Scalby Road, Scalby. **Granted with conditions**.
3. ZF24/01646/HS. Erect single storey rear extension, 7 Rockingham Drive, Newby. **Granted with conditions**.
4. ZF24/01658/HS. Erect single storey extension to south elevation, 17 Newlands Park Crescent, Newby. **Granted with conditions**.
5. ZF24/01738/HS Single storey side and rear extension 18 Ridge Green, Scalby. **Granted with conditions**.

12/25**PLANNING MATTERS RECEIVED AFTER 6/2/25 – None.**

1. ZF25/00093/HS Demolish garage, erect single storey side extension, 21 Red Scar Lane, Newby -- **no objections**.

13/25**REPORTS FROM OUTSIDE BODIES & EVENTS ATTENDED – none to receive.****14/25****EXCLUSION OF PRESS AND PUBLIC**

At 8.34pm Chairman proposed that in accordance with section 1 of the Public Bodies (Admission to Meetings) Act 1960 the press and public be excluded from the meeting. The Clerk advised this was not necessary as there were no confidential matters to consider.

There being no further business to be transacted, the Chairman declared the meeting closed at 8.36pm.

Cllr. Richard Thompson, Chairman

Dated:

17/2/25 – Note to all councillors from Clerk – I have no reasons to believe the costs itemised below will have altered since they were last advised four months ago.

Subject: RE: URGENT - POLL CARD COST - INFO by 0845 16/10/24 WAS Re: Notice of Vacancy

Date: Tue, 15 Oct 2024 16:12:25 +0000

From: Elections <Elections@northyorks.gov.uk>

To: Newby & Scalby <clerk@newbyandscalby-tc.gov.uk>

CC: REDACTED

Good Afternoon Jools,

REDACTED, here is a rough breakdown of the expected costs of the by-election if it is contested.

Poll cards (optional) - £3500

Postal votes (including postage) - £2600

Ballot papers - £500

Polling stations (staff and room bookings) - £1,200

Counting of votes - £300

Total (estimated) - £8,100

Kind regards,

Electoral Services Manager

North Yorkshire Council