

BENTHAM TOWN COUNCIL

Minutes of the Council Meeting held on Monday 5 July 2010, at 7.30 pm in the Town Hall

Present Cllrs Adams, Barnes, Brown, Burton, Faichney, Hurlley, Marshall, Procter, Webster, Wills & Yaman. Also DCllrs Barrington & Brockbank, the Clerk, Mrs Burton & 3 parishioners

44. To Sign Declarations of Acceptance of Office

Cllrs Brown, Procter and Webster signed their forms, which were witnessed by the clerk.

The Chairman welcomed the new Cllrs to the Council and explained some of the procedures of the meeting particularly regarding declarations of interest.

45. To Receive Apologies from members unable to attend - none

46. To Receive Declarations of Interest from members present

Cllr Hurlley declared a personal and prejudicial interest in item 53.1.3, planning application 08/2010/10650, being related to the applicant. Cllr Wills also declared a personal and prejudicial interest in item 53.1.2, planning application 08/2010/10719 for the same reason. Cllr Adams declared a personal interest in item 53.1.2.

47. To Receive Comment & Concerns

A member of the public reiterated the Chairman's welcome to the new Cllrs.

48. To Confirm the minutes of the previous meeting

RESOLVED: That the minutes of the meeting on 7 June be signed

49. To Receive the Clerks Report (for information only) – see end of these minutes

Several new planning decisions had been received since the report had been posted, which would be discussed in the report from the Craven Planning Committee.

50. To Receive the Police Report & allow members to ask questions for information

Due to the occurrence of a road traffic accident on the A65 none were present, but PC Hayes had sent a short report with Cllr Barnes. During the last month there had been 3 reports of damage to property and 6 reports of theft.

51. To Receive Reports from CCllr & DCllrs (for information only)

DCllr Brockbank reported that she was awaiting a reply in writing from Licensing regarding the Wrecking Crew weekend. The Licensing Committee had been looking at the Hackney Cab policy which would be put before the District Council shortly. The Overview & Scrutiny Committee is to review the grants procedure. She had also chased Property Services regarding the Cleveland Square lease / license.

DCllr Barrington had also spoken to Lyndsey Quinn about the Wrecking Crew weekend.

CCllr Ireton (*who arrived during item 52.1, having attended Ingleton Parish Council meeting first*) said that NYCC were waiting to see what cuts were necessary following changes by the Government. He congratulated the voluntary sector on their work delivering books for Library Services. In answer to a question from the Council he said the funding for the new primary school was in the capital plan and was safe unless Government wished to claw back money at a later date. (*CCllr Ireton left the meeting*)

52. To Appoint Members to Committees & as Council Representatives for 2010/11 (paper 2010/07)

RESOLVED: That the committees be agreed as per paper 2010/07

RESOLVED: That Cllr Webster be appointed as representative to the Joint Footpaths Group

52.1. To agree alterations to committee dates to accommodate new committee structure (paper 2010/01b)

RESOLVED: That the new committee dates be accepted as per paper 2010/01b

53. Planning

53.1. To Consider and Comment upon New Applications

53.1.1.08/2010/10672 First floor extension to form bedroom (resubmission of 08/2010/10327) at Moorside Cottage, Slaidburn Road, Bentham

RESOLVED: That the Council had no objections to this application

53.1.2.08/2010/10719 Extension to house, replacement bodyshop paint oven on site of original workshop at Grove Hill Yard, Station Road, High Bentham.

RESOLVED: That the Council had no objections to this application

53.1.3.08/2010/10650 Off street parking bays and house renovation works at 6 The Terrace, Low Bentham.

RESOLVED: That the Council had no objections to this application

53.2. To Receive Planning Decisions

If any (see Clerks Report)

53.3. To Receive Correspondence on Planning Issues

If any (see Clerks Report)

53.4. To Receive a report on the Planning Committee Proceedings

Cllr Yaman reported that the Clay Barn application (08/2008/8736) had been passed for 3 years backdated to the time of application, which gave the applicant 12 months to find an alternative site. The bungalow on the Dalesview amenity land had been refused (08/2009/10216).

Cllr Marshall explained the history behind these two applications to bring the new Cllrs up to date.

Council were interested to hear that the developer was in discussion with Butterbergh residents regarding the amenity area, and hoped that the residents were getting good advice regarding potential liability and the need for insurance.

54. Highways Matters

54.1. To receive notice of DEFRA's decision regarding modification of the definitive map at Shakey Bridge, Bentham - received

54.2. To receive notification of closure on Main Street, High Bentham from 5 July – received

Contact had been made with NYCC regarding potential problems with the bus service on Goodenber Road, and a shuttle may be implemented. The Council agreed to contact them regarding improved signage.

RESOLVED: That NYCC Highways be contacted regarding improved signage around the roadworks and diversion

54.3. To receive an update from NYCC Highways on Road Closure Notification procedure

NYCC Legal are now only notifying parties required by statute. NYCC Highways have agreed to implement a procedure to notify parishes.

54.4. To Consider and Note Highway Matters for Information

RESOLVED: That the full grids under the railway bridge on B6480 be reported to NYCC Highways

RESOLVED: That NYCC Highways be asked about gully cleaning between Egerton and Burton

55. To receive an update on Bentham Common Lands Charity

Cllr Wills had been in touch with the Chair of the Charity and a meeting is to be called

56. To consider the revised license for Low Bentham School Playing Field and agree a response (paper 2010/08)

The new license removes the requirement to pay rates, and the school building has now been fenced off from the play area.

RESOLVED: That the solicitor be asked to agree the license as soon as possible

57. To receive the notes of the Low Bentham Playing Field meeting and any further correspondence on the matter.

Cllr Marshall reported that there had been a good meeting with interested residents who were getting plans and a committee together. Although the land is Council owned, more funding streams will be available to a voluntary organisation. A letter had been received requesting that, whilst the committee starts planning, the Council use some of the funds already raised to level the site

Council agreed that levelling the site and looking at the perimeter fencing should be the first steps. All potential contractors will need to visit the site to take account of the valve chambers, substation and buried cables. Cllr Adams agreed to contact UU regarding the position of the cables. Cllrs Wills & Faichney agreed to work together to produce a specification for the levelling and also to consider a trash gate for the beck.

RESOLVED: That Cllr Adams contact UU regarding a map of cables on the site

RESOLVED: That Cllrs Wills & Faichney look at a specification for levelling the site

RESOLVED: That contractors be asked to quote for levelling the site once the specification is available

RESOLVED: That the clerk clarify the liability with regard to water courses with the insurers

58. To agree a response to the Local Transport Plan 3 Consultation (paper 2010/04b)

RESOLVED: That the proposed response be sent, with the addition of a request for the extension of the late bus service in Wray /Wennington to Bentham.

59. To note the minutes of the Buildings Maintenance Committee meeting and agree the proposals – noted

RESOLVED: That the rendering at the rear of the Town Hall be left short term due to the current heatwave

RESOLVED: That the clerk contact the new owners of Oglethorpes for access to their yard during the works

RESOLVED: That Cllr Wills liase with the contractor regarding the lead gutters for the Wenningdale entrances

RESOLVED: That consideration be given to rigging a temporary exterior water source for the rendering project.

RESOLVED: That the decorator be informed of the partial closure of Station Road in early July

RESOLVED: That Cllrs Faichney & Wills put together a specification for replastering the top landing

RESOLVED: That a storage cabinet be procured for the Town Hall PA equipment

RESOLVED: That a flat rate hire charge of £20 be implemented for the PA equipment

RESOLVED: That 24 new mugs be purchased for coffee mornings

RESOLVED: That the clerk look into flat-stack chairs, potential suppliers and costs for the next meeting.

RESOLVED: That the Council apply for listed building consent for the new signage for the Community

Youth building

RESOLVED: That a second quote for replacing / repairing the Community Youth building front door be obtained

RESOLVED: That the previous providers of the Town Hall Fire Risk Assessment be contacted regarding new Fire Risk Assessments for both the Town Hall and the Community Youth Building

60. To note the minutes of the Calendar Committee meeting and to agree a recipient of the 2011 Calendar Proceeds - noted

RESOLVED: That Bentham Juniors Football Club be awarded the proceeds of the 2011 Bentham Calendar.

61. To receive a copy of the new Model Standing Orders for discussion at the August Council meeting (paper 2010/09)
61.1. To agree to review Financial Regulations & Council Risk Assessment in the same period

RESOLVED: That the amendments to the new Model Standing Orders be discussed at the August Council meeting

RESOLVED: That the Financial Regulations & Council Risk Assessment be reviewed in the same period.

62. To Agree the Accounts for Payment

Craven District Council	364.56	Yorkshire Water	12.94
Mopps	384.00	HMRC	806.49
EOn	56.02	R Green	471.20
Aviva	285.74	J Burton	938.84
British Gas	1621.87	C Sinclair	122.50
Viking Direct	155.57	W Dowbiggin	105.00
HB Plumbing & Heating	47.69	Orange	23.49
Stannah Lift Services	139.87	Bowland Experience	60.00
Off Tech	40.00	A Dennis	100.00

RESOLVED: That the accounts for payment are agreed

63. To consider items of Correspondence

- 63.1. To consider the Council's response to 'Priorities for Rural Life'

RESOLVED: That Jobs & Business be ranked first, Transport second, with Housing and Education third equal.

- 63.2. To receive information regarding the Bentham Local Food Festival and agree a response.

RESOLVED: That the mayor would be happy to launch the leaflet

RESOLVED: That the Tourist Information should be asked to promote the leaflet

RESOLVED: That further information be requested regarding the 'exhibition' in the Town Hall

- 63.3. To vote for the appointment of Parish Members on Craven's Standards Committee.

RESOLVED: That The Council vote for Cllr Eric Jacquin of Skipton Town Council

- 63.4. To receive a letter on the Proposed Closure of Skipton Magistrates Court and consider a response
Moving the Magistrates Court from Skipton to Harrogate would be detrimental to this area as it is impossible to get to Harrogate by public transport early in the day, such a move may necessitate overnight stays or excluded a level of justice from those without their own transport.

RESOLVED: That a strong letter be sent to HM Courts Services opposing the potential closure of Skipton Magistrates Court

RESOLVED: That the letter be copied to Julian Smith MP

- 63.5. To receive a letter from Craven District Council requesting figures for the Bi-annual Rough Sleeping and Gypsy & Traveller Count and agree how to respond

RESOLVED: That, barring further sightings, the form be returned as requested on 9 July noting 1 Gypsy Caravan (Clay Barn) and no rough sleepers present in the area on 8 July.

- 63.6. To receive a letter regarding School Hill - received

- 63.7. To note the date of the Community Civic Service as Sunday 3 October, venue to be confirmed - noted

64. To Receive Reports from Councillors who represent the Council on other bodies (for information only)

Cllr Adams asked Cllr Procter to comment on the Goodenber Play Area meeting as he had been unable to attend.

Cllr Procter said that an application for £50K had been made, following the required consultation with the school. A Landscape Architect had been to see the area and a quote had been prepared.

Cllr Yaman had attended the Age Concern AGM on behalf of the Council

Cllr Burton announced that the Youth Café had achieved Charity Status. The interviews for a new Youth Worker were at the final stage. The move to the Community Youth building will mean the need for more volunteers and contact has been made with both Lancaster and Cumbria Universities to involve their Youth Worker training programmes.

Cllr Marshall reported on the Council visit to Cedar House School, Kirkby Lonsdale, who will be moving to the old Grammar School in 2011. Councillors had been very impressed with the current operation and the children they

had met. Plans for the new site are imminent and the authorities are prepared to consider local usage of the sports facilities when they have moved in.

65. Items for next meeting and minor items only

A request has been received to consider a combined Remembrance Day service in the Town Hall. Council agreed that a proper proposal would be looked at favourably.

Paul Ellis of Craven had asked whether the Council wished to discuss Alternate Week Collection again following its introduction. It was decided to leave it until later in the year.

With the days announcements regarding the cutting of the secondary school building programme it was suggested that the Council should look at the new Community School scheme. The Chairman suggested that a more formal proposal would be required

The need for a Community Archive, as mentioned in Bentham News, was commented upon. Cllrs were asked to consider any potential ideas and bring any firm proposals to a future meeting.

There being no further business, the meeting was closed at 9.30pm

AGENDA ITEM 49)

CLERK'S REPORT TO BENTHAM TOWN COUNCIL, 5 July 2010.

1. Planning Decisions Received Since Last Meeting

1.1. GRANTED

- 1.1.1. 08/2008/8736 To vary condition on 08/2005/5537 so granted to run for a further 5 years at Clay Barn, Pottery Field, Waterside Potteries, Burton In Lonsdale
- 1.1.2. 08/2010/10302 Double garage & relocation of boundaries at Stoneley Barn, Mewith, High Bentham
- 1.1.3. 08/2010/10545 Tree work at Wenning Avenue Playing Field, High Bentham

1.2. REFUSED

- 1.2.1. 08/2009/10216 Two bedroom bungalow with attached garage on land at Butterbergh, off Butts Lane, Bentham.
- 1.2.2. 08/2009/10262 Retrospective application for formation of new access on road C384 & rebuild existing agricultural building and change use to equestrian at Burbles Gill, Bentham
- 1.2.3. 08/2010/10493 Alterations to existing driveway, replacement windows & painting exterior including new doorway to garden

2. Planning Correspondence

- 2.1. 08/2008/8736, Gypsy site at waterside potteries to Planning Committee 28 June.
- 2.2. 08/2009/10216, Bungalow on amenity land at Butterbergh to Planning Committee 28 June

3. Information Regarding Items Discussed at last Council Meeting

- 3.1. New Councillors informed of co-option 8/6/10 and invited to Cedar School visit
- 3.2. Parish Charter consultation response sent 9/6/10, acknowledged 10/6/10
- 3.3. Annual Return sent to Auditors 9/6/10, recorded delivery, intermediate audit requested 11/6/10 & sent 23/6/10
- 3.4. Further questions re Cleveland Square License asked 10/6/10, response awaited
- 3.5. Victoria Institute reply sent 16/6/10
- 3.6. Green Communities suggestion forwarded to BEST & Victoria Institute 16/6/10
- 3.7. Wrecking Crew letter of support sent 16/6/10 – response awaited
- 3.8. Letter sent to Chairman of BCLC 21/6/10 (– see agenda item 55)

4. Items for Information – see information folder

- 4.1. New powers for Local Authorities to stop 'Garden Grabbing' – changes in the designation of gardens as previously developed land.
- 4.2. Dales Countryside Trainee Scheme, recruitment poster (notice boards also)
- 4.3. Regional Training Partnership Training Conference, September 2010.
- 4.4. YLCA Joint Annual Meeting 17/7/10, York
- 4.5. YLCA Annual Report & Accounts, 2009/10
- 4.6. NYCC Minerals & Waste Development Framework, Core Strategy & Progress Update
- 4.7. Craven Area Committee agenda, 8 July Elslack
- 4.8. Community Governance Review – schedule of issues summary.

5. Items circulated by email

- 5.1. Rural Services Network newsletter 14/6/10
- 5.2. Rural Services Network newsletter 21/6/10
- 5.3. Rural Services Network newsletter 28/6/10
- 5.4. Historic Towns Forum June 2010.
- 5.5. RISS Connecting Rural Communities website information
- 5.6. Coalition Programme Executive Summary for local councils

5.7. Community News, Craven Newsletter June 2010.

6. Progress on Outstanding Matters

- 6.1. Dog bin request made to Craven 12/4/10, spoke Jim Hirst 16/6/10, who will look at feasibility and report back.
- 6.2. Green Smithy bench – license received, awaiting quotes for base, will meet with donor shortly
- 6.3. Outstanding Highways matters reviewed March 2010 to be chased September 2010
- 6.4. New Model Standing Orders to be considered August / September 2010 (see agenda item 61)
- 6.5. Quality Status – Statement of training intent to be considered – awaiting information from Craven & YLCA
- 6.6. Grasmere Drive Parking Charges, still waiting response from Craven District Council
- 6.7. Legion Hut Lease – response awaited from Jonathan Kerr – chased 20 April 09