

BURNISTON PARISH COUNCIL

Mrs J. Marley, Clerk to the Parish Council,
Annan, 41 Scalby Road, Burniston, Scarborough, YO13 0HN
Tel. 01723-870299

Email: clerk@burnistonparishcouncil.org.uk

PARISH COUNCIL MEETING Thursday 7th July 2022 at 6.30pm Burniston & Cloughton Village Hall Parishioners Welcome

AGENDA

All declarations of interest in agenda items to be made by the member, in writing, on the form provided. If unsure, please contact the Clerk on receipt of the agenda.

1. Apologies to receive & accept.
2. To receive member's declarations of interest in items of business on this agenda.
3. Minutes of meeting of 2nd June 2022 (*enclosed*) to approve and sign.
Meeting to be suspended by Chairman to allow for next item.
4. Public Open Forum.
Meeting to be re-convened to continue with business on the agenda.
5. To consider & if appropriate, agree action on matters raised in the Public Open Forum.
6. Reports/updates to receive (as available) & agree action as appropriate – Police, County, Borough, Clerk - not to exceed 15 minutes in total.
7. Vacancies unfilled at the election by reason of insufficient nominations – 1] to note the three Ordinary Vacancies had now expired as they had not been filled within the requisite time; 2] to declare there are 3 Casual Vacancies and the relevant notices should be posted.
8. Future Parish council meetings – to receive email from Village Hall [*enclosed*] and updates from Chairman or Clerk and agree action as appropriate.
9. Burniston Show [*Minute 102/21 refers*] – to consider the options/feasibility of re-starting the show and agree action as appropriate.
10. Picnic bench Prickybeck [*Minute 43/22.2 refers*] - update to receive & agree action as appropriate.
11. Parish Councillors reports to receive [max. 5 mins/councillor please].
12. Correspondence:-
 - a) Possible non-compliance with planning conditions on 21/01504/FL 1 [*Minute 44/22c refers*] – to note the matter is under investigation.
 - b) Emails (*enclosed in redacted form*) from two residents of Wandales Drive regarding the south east boundary of their property which abuts Mary Leefe Walk– to receive and agree action as appropriate;
 - c) National Park Parish Member Elections (Coastal Area) – to note Bob Marley received the majority vote (the appointment is subject to confirmation by the Secretary of State);
 - d) Correspondence received after 29/6/22 & requiring a response before next meeting – to agree action as appropriate.
13. Planning Matters:-
 - a) Applications Received (to agree comments):-
 1. 22/00559/RM – Reserved matters application in relation to access, appearance, landscaping, layout, scale for erection of 1no. detached bungalow (approved in outline under ref. 19/00625/OL), 2 Limestone Road;
 - b) Decisions Received (to note):-
 1. 22/00493/HS Erect timber single storey granny annexe for ancillary use to main dwelling, 4 Hawthorne Close – granted;
 2. 22/00494/CLP Certificate of lawfulness for installation of caravan for ancillary use to main dwelling at 4 Hawthorne Close – withdrawn;

3. 22/00793/HS Erect two storey side extension, single storey porch to front and single storey rear extension at 36 Scalby Road – granted.
- c) To agree comments/note any planning matters/decisions received after 29/6/22.
14. Village painting (funded from Model Agreement) – to receive report from Clerk (prices for work to be given at meeting) and agree action as appropriate.
15. Accounts to Authorise for online payment:- Countrywide (grounds maintenance 3/7 and 4/7) £2,844-96; Sneakytrick (web hosting and support to 31/5/23) £144-00; HMRC (tax/NI, April-June) £224-40.
16. Date of next Ordinary meeting – 1st September, Burniston & Cloughton Village Hall, 6.30pm start.

J. Marley

J. Marley (Mrs)

Clerk to the Parish Council

29th June 2022

MINUTES OF ORDINARY MEETING OF BURNISTON PARISH COUNCIL HELD IN THE VILLAGE HALL ON THURSDAY 2nd JUNE 2022 AT 6.30PM

Present: Councillor B Marley (Vice Chairman in the Chair)
Councillor A Hill
Councillor P Tidd
Mrs J Marley (Clerk).

Absent: Councillor P Grimwood, Councillor R Parsons, County Cllr. D Bastiman.

The meeting was called to order at 6.38pm.

34/22 **APOLOGIES FOR ABSENCE** Cllr. Grimwood (unwell), Cllr. Parsons (personal commitment), County Cllr. Bastiman (family commitment).

35/22 **DECLARATIONS OF INTEREST** None.

36/22 **MINUTES**

The minutes of the meeting of 17th May 2022 were **approved** as an accurate record and authorised for signature by Cllr. Marley as Chairman of tonight's meeting.

37/22 **PROCEDURAL MATTER** No suspension of Standing Orders to allow the Public Open Forum.

38/22 **PUBLIC OPEN FORUM** No public present.

39/22 **PROCEDURAL MATTER** No resumption of Standing Orders required.

40/22 **MATTERS RAISED IN PUBLIC OPEN FORUM** None.

41/22 **REPORTS**

- a) **Police:** No report to receive.
- b) **County:** No report to receive.
- c) **Borough:** No report to receive.
- d) **Clerk:** No matters to report.

42/22 **PARISH COUNCILLOR'S REPORTS** Cllr. Tidd asked when the grounds contractors would be doing the kerb weed spraying as some areas were getting quite bad – **noted** they had been seen spraying some streets earlier this week, Clerk to monitor. Cllr. Hill reported social media had suggested the Parish Council had been responsible for the removal of the stone wall outside 38 Limestone Road – Council confirmed this was not the case, it had simply brought the bulging state of the wall to NYCC Highways notice. Cllr. Marley reported the large road sweeper had been round the village recently.

43/22 **MATTERS FROM MAY MEETING**

1] Overhanging hedge 2 Limestone Road [*Minute 27/22 refers*] **Noted** the hedge had been gently trimmed back very recently though it was still overhanging the pavement as it was growing at an angle.

2] Picnic bench Prickybeck [*Minute 27/22 refers*] **Noted** Cllr. Hill's report that some stronger concrete cleaner and more grinding had been ordered and it was hoped the work would be completed by the time of the July meeting.

44/22 **CORRESPONDENCE**

- a) Parish Assembly Minutes [*circulated with agenda*] – **confirmed** as an accurate record.
- b) National Park Parish Member Elections (Coastal Area) – details of candidates received and **agreed** this Council's vote be for Bob Marley. Ballot slip completed accordingly, Clerk to post.
- c) Correspondence received after 24/5/22 & requiring a response before next meeting – letter from parishioner about 1] NYCC's stance/comments on planning applications in Burniston which will impact on the parking problems around Lindhead School and 2] lack of compliance with conditions of consent 21/01504/FL. **Agreed** while the Parish Council could include in its comments on planning applications its concerns re. the impact on the existing problems around the school (and frequently did so as it looked at the general situation as well as the specific one), it was not the 'highways expert'. Regardless of what we said, the planning authority took the comments of NYCC Highways as being those of 'the expert' and if they said there was no problem when we said otherwise, then their view was the one which would be accepted. While this was most frustrating, there was little the Parish Council could do about it. With regard to the possible non-compliance, the

Clerk is to bring the matter to the attention of the planning authority for investigation.

45/22 PLANNING MATTERS

a) Applications Received:-

1. 22/00793/HS Erect two storey side extension, single storey porch to front and single storey rear extension, 36 Scalby Road. **Agreed** no objections.

b) Decisions received:- none.

1. 21/02845/RM Approval of reserved matters in relation to outline application 20/00394/OL for new housing development (incorporating footpaths/service strips to front of plots 5 and 6), ;land to east of Limestone Grove – **granted**;
2. 22/00912/NMA Non-material amendment to 21/02377/HS, erect single storey rear link extension from dwelling to converted garage to utility/store at 9 Overgreen Lane – **refused**;

c) Planning matters received after 24/5/22:

1. 22/00991/P3Q change of use of agricultural buildings to form 1no. 4bed and 1no. 2 bed dwellings (use class C3) at Holmefield, Scalby Road, Burniston. Clerk explained she had brought this application to member's attention for information only as the planning authority only consulted statutory consultees (which town and parish councils were not) on Class Q Permitted Developments.

46/22 ACCOUNTS TO CERTIFY – Having been previously notified/agreed, the following were approved for payment via online banking (Cllrs. Hill and Marley to do the online authorisations within 24 hours):-

B&C Village Hall	Hall hire June, July, Sept	£30-00
Countrywide	Grounds maint./verges, inst. 2of 7	£1,422-48

47/22 DATE OF NEXT COUNCIL MEETING

Agreed 7th July (Covid permitting), Village Hall, 6.30pm start.

There being no further business, the Chairman declared the meeting closed at 7.10 pm.

Subject: Hire of Burniston & Cloughton Village Hall

From: Maria Kitching <maria.kitching@bcvillagehall.org.uk>

Date: 22/06/2022, 11:33

To: "Mrs J. Marley, Clerk to Burniston Parish Council" <clerk@burnistonparishcouncil.org.uk>

Hi Jools

Unfortunately, we are not going to be able to hold the booking for Burniston Parish Council in the Main Hall or Supper Room going forward after September 2022.

We discussed this at the Quarterly Meeting last week and there is a clash with the Short Mat Bowls dates, and they have been using the hall for many years for their tournaments etc during the winter. When we looked at booking BPC the Bowls club did not have their fixtures, but they are now available and there is a conflict.

Councillor Pam Grimwood was at the meeting.

The Bowls Club Pavilion is available for bookings if this would help. We are going to install some lighting around the path, our committee has met there several times with no problems.

I am really sorry to have to advise of this, especially as I know you have trouble finding elsewhere but the Bowls Club is part of the Village Hall and therefore we need to honour their bookings.

Kind regards

Maria

Subject: Wandales Drive WAS Re: New Message From Burniston Parish Council
From: "Mrs J. Marley, Clerk to Burniston Parish Council" <clerk@burnistonparishcouncil.org.uk>
Date: 24/06/2022, 11:10
To: [REDACTED]
BCC: "Richard Parsons (BPC)" <cllr.richard.parsons@burnistonparishcouncil.org.uk>

Thank you for your email. The matter will be brought to Council's attention at its next meeting.

Regards, J Marley

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J Marley (Mrs) ClCA
Clerk to Burniston Parish Council
Annan,
41 Scalby Road,
Burniston,
Scarborough
YO13 0HN

01723-870299 (NOTE - due to the high number of nuisance calls we've been receiving you may be asked to give your name before your call is accepted.)

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On 24/06/2022 10:46, Craig Farrell wrote:

Dear Mrs Marley,

My wife and I live at Wandales Drive, Burniston. Behind our house runs a public footpath, leading to Burniston Beck, which comes out on Rock's Lane/Field Lane. Our back garden is elevated above the footpath by several feet. Over the past 18 months or so the land surrounding the footpath has slipped, causing damage to both mine and my neighbour's property (Wandales Drive). My garden has begun to slip and drop, causing my fence to loosen and slip, and the patio behind our garage has cracked and begun to drop away. I am aware that the damage to Wandales Drive is fairly substantial also.

I am extremely concerned that any further movement of the land owned by the Parish Council will result in substantial further damage to my (and my neighbour's) property, leading to structural damage of my home. I would ask that the Parish Council investigate this as a matter of urgency. Having taken advice from a local builder, I believe that the only way to stop further slippage would be to construct a retaining wall, the length of the footpath.

Kind regards,
[REDACTED]

Re: [REDACTED] Wandaless Drive WAS New Message From

Subject: Re: [REDACTED] Wandaless Drive WAS New Message From Burniston Parish Council
From: "Mrs J. Marley, Clerk to Burniston Parish Council" <clerk@burnistonparishcouncil.org.uk>
Date: 28/06/2022, 00:10
To: [REDACTED]
BCC: "Richard Parsons (BPC)" <cllr.richard.parsons@burnistonparishcouncil.org.uk>

Thank you for your email. The matter will be brought to Council's attention at its next meeting.

It would be helpful if you would tell me the location of "the staircase" to which you refer.

Regards, J Marley

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On 27/06/2022 14:53, Andrew Boyer wrote:

Hello,

I live at [REDACTED] Wandaless Drive in Burniston, we met 2 of your members last week who were measuring along the east side of our property and had a friendly chat about our issue. It was during this we were advised to contact via the council website and it could be added as an agenda item during the next meeting. Our immediate neighbours at [REDACTED] have already written to the Parish Council about our shared issue and that is to be discussed on the 7th July meeting and wanted to write you separately to hopefully add more detail to aid the discussion.

We are both encountering subsidence on the east side of both our properties which adjoins to the land some or all of which is managed by the Parish Council. We are both looking to resolve the issue with groundwork to stop further damage to property and are looking for help and clarification on several points.

- Who owns / manages the adjoining land to both properties effected.
- Right or permission to access adjoining land to facilitate the groundwork needed to repair our properties
- Right or permission to clear weeds, bushes and other natural growth which are encroaching onto property or causing damage to property such as root growth and damage caused by growth onto and through fence panels, posts and foundations.
- Ownership/management of the public path which adjoins our property as degradation of this path and its staircase could be a contributing factor to the damage being sustained.

Look forward to hearing from you.

Regards,