

Austwick Parish Council
Meeting 4 2022-2023 – Monday 5th September 2022
Minutes

The Parish Council allocated a reasonable period of time at the start of the meeting to allow registered electors the opportunity to ask questions and / or make statements that relate to the work of the Council.

Public Participation:

Eight residents participated at items 4.6a3 and 4.6c1: Ingleborough Estate Woodland Management. Mrs Thompson also participated at item 4.8a: state of the old A65.

A resident reported that the two road name signs, one at Townhead Lane and one at Pant Lane, have not yet been replaced or repaired. The Council **agreed** to report this again to Craven District Council.

4.1 Present: Cllrs Peter Goold (Chairman), Barbara Tibbatts, David Dewhirst, and Mark Robinson.

In attendance: Parish Council Clerk Marijke Hill and eight members of the public.

Apologies for absence: Cllr Kate Smith.

4.2 Code of Conduct and Declaration of Interests.

- a. Councillors did not **record** any Disclosable Pecuniary Interests (DPI) or other interests in relation to items on this agenda.
- b. No requests were made for dispensation in connection with items on this agenda.

4.3 Police, District and County Councillors and YDNPA Reports:

The Council had **received** the written police report, which contained 14 incidents during the period between 24th July and 2nd September 2022, notably the theft of a Swift Sprite caravan from Wood View in the evening of the 30th to the 31st August.

There were no reports from the District and County Councillors and the YDNPA.

4.4 Minutes of conducted business for period 3 2022-2023

The Council **resolved** that the Minutes of conducted business for the period 3 to 4th July 2022 should be **ratified** and signed by the Chairman, Cllr Goold, as a true and accurate record.

4.5 To receive updates on Matters from previous meetings not otherwise included on the Agenda

The Council **noted** no Matters from previous meetings were reported.

4.6 Planning

a. Applications

1. C/04/135A amended householder planning permission for erection of single storey side extension to link the garage to the main dwelling; and installation of air source heat pump to rear garden at 6, Hall Close, Austwick. The Council **ratified** the decision to notify the YDNPA that it had no comments to make.
2. C/04/706 full planning permission for change of use, extension and alterations of former agricultural building to form local occupancy residential use and short term holiday-let, together with installation of package sewage treatment plant, Roadside Barn off Clapham Road, Austwick. The Council **resolved** to object to this planning application on the grounds that it does not comply with the YDNPA's planning policy L3 regarding proposed, material, alterations, which substantially exceed the minimum necessary and would adversely affect the immediate and wider landscape setting of the building. As such, the planning application fails to meet the policy's objectives of minimum intervention of conversion proposals and the retention of original fabric.
3. C/18/146F Section 73 application for variation of Condition 2 of C/18/146E (full planning permission for creation of timber wagon turning and timber stacking area; maintenance and improvement of timber extraction route and installation of reinforced concrete crossing over the sheep underpass), in respect of the haulage route being amended to include the use of

- Greystonber Lane, Austwick by haulage vehicles associated with timber extraction at Thwaite Wood & Lane, Ingleborough Estate, Clapham. The Council **decided** to discuss this planning application at item 4.6.c1 and **agreed** to notify the YDNPA that it had no comments to make.
4. C/04/708 full planning permission for change of use class from C1 (Guesthouse) back to C3(a) (Dwellinghouse) as originally granted by Planning Approval YD/5/49/43 on 14/12/1982. The current (C1) use class was allocated by Planning Approval YD/5/49/43A on 18/11/1992 at Scar Close Farm, Kiln Hill Lane, Austwick. The Council **agreed** to notify the YDNPA that it had no comments to make.
 5. C/18/637 full planning permission for works to undertake an archaeological excavation of a medieval structure at Clapham Bottoms, Austwick (Grid Ref SD 75986 72388). The Council **agreed** to notify the YDNPA that it had no comments to make.

b. Decisions

1. C/04/148M amended plans to full planning permission for erection of 8 dwellings and creation of new vehicular access to site at Land off Pant Lane, Austwick. ***Not yet decided.***
2. C/04/78E Section 73 application for variation/removal of conditions 2 and 6 of C/04/78D (Full planning permission for conversion of barn to form local occupancy dwelling or holiday let and installation of package treatment plant) in respect of design changes, Sandford Barn, Wharfe, Austwick. ***Approved conditionally.***
3. C/04/135A amended Householder planning permission for erection of single storey front extension, erection of single storey rear extension with green roof and installation of two roof lights connecting existing property to garage, and patio doors to rear garden; installation of four velux windows to existing rear roof slope; relocation of main entrance on side elevation to front elevation of existing garage; installation of two velux windows to roof of garage; existing main entrance door to be infilled with matching stone and clear window created; existing obscure bathroom window to south east elevation converted to clear window for bedroom; creation of new opaque window on south east elevation (bathroom); and installation of air source heat pump to rear garden, 6 Hall Close, Austwick. ***Approved conditionally.***
4. C/04/704 Full planning permission for conversion of barn and construction of stable for short term holiday use and education; installation of cesspool; installation of ground source heat loop; alterations to surfacing material of yard; construction of new walling and provision of car parking area at Dam House Barn, Wharfe, Austwick. ***Withdrawn.***

c. Additional and other planning matters

1. Ingleborough Estate Woodland Management
The Council had **received** numerous representations from residents raising concerns about contractors' conduct regarding stone delivery tractors mounting the verges on Townhead Lane, the unsafe speed of the tractors along Graystonber Lane, the frequency of vehicles in excess of the daily limit imposed by the planning consent condition and the threat imposed on pedestrians by the tractor/trailers in the centre of the village past the shop and the pub. The Council had **contacted** the YDNPA Senior Planning Officer and **noted** the response by the Enforcement Officer that, after consultation with the YDNPA Head of Planning, the agent has been made aware of the breach of the travel plan and a Section 73 application has been submitted to allow the use of Graystonber Lane by stone and timber vehicles. As the Highway Authority have raised no issues and Austwick Bridge does not have a weight restriction, no enforcement action will be taken at this time pending the outcome of the application to vary the route. Regarding the concerns raised by residents about vehicles mounting the kerb/verge at Townhead Lane to avoid parked cars, the Enforcement Officer stated that there is no restriction on the use of the grass verges within the planning decision notice. However, if the verge is damaged and it is NYCC Highways land, the Highway Authority can take action, albeit that not all stone delivery vehicles have been in association with the works contained in planning permission C/18/146E and some are, therefore, not subject to the restrictions.

The Council had also **contacted** Ingleborough Estate and **noted** the Agent's response regarding the concerns raised by residents that the work involving stone lorries is close to completion. Felled timber will be extracted over the coming weeks, up to 12 loads of timber

per week, with a limit of 40 per every 12 months. Movement restrictions remain in place around school drop off and pick up hours.

The Council was **informed** that the sheep tunnel on Thwaite Lane is collapsing and the contractor has installed metal plates over this, which will remain in place until the construction of the reinforced concrete crossing over the sheep tunnel is completed.

The Council **discussed** with residents the options available and actions that could be taken. It **agreed** to contact the owners of 'Norber' on the corner of Wharfe Road and Townhead Lane asking them to have cut back the coniferous trees, in order that pedestrians can use the footpath and there is no overhang on the highway itself allowing vehicles to park nearer the kerb.

The Council also **agreed** to contact NYCC Highways asking to survey the matter of Heavy Goods Vehicles driving over the verges at Townhead Lane, causing damage not only to the verges but potentially also to the drainage and cables beneath, as well as representing a danger to other vehicles and to pedestrians using the footpath. The Council agreed to suggest to NYCC Highways that protection could be provided by installing white plastic posts along the edge of the verges but the Council would ask Highways to provide whatever form of protection they consider appropriate.

2. The Council's response to the Yorkshire Dales National Park Local Plan – consultation No. 5 'Preferred Options'

The Council had **submitted** its response to the Yorkshire Dales National Park Local Plan regarding its 'Preferred Options' and had **agreed** to ask the Planning Department that its comments on the Consultation No. 5 document be taken into account when the draft version of the new Local Plan is drawn up.

The Council had **commented** specifically on the promotion of opportunities for the understanding and enjoyment of the National Park by the public by improving public access and visitor facilities. The Council had suggested inclusion in the new Local Plan of more accessible travel links to and from major cities

The Council had also **commented** specifically on the Conversion of Traditional Buildings and that the wording "Occupation will be as a sole or main residence and not as a holiday home, second home or short term let accommodation" should be adopted in the new Local Plan.

4.7 To note reports and updates on parish and parish council matters other than maintenance

- a. Proposal for additional defibrillator

The Council **decided** in principle to install an additional defibrillator in Wharfe, as this hamlet is the only one in the parish without easy access to a defibrillator. The Council **agreed** that the Chairman, Cllr Goold, make enquiries in terms of possible location and funding opportunities and report back at the next Parish Council meeting.

- b. BOAT status issue for Thwaite Lane

The Council has not received a response from the County Council's Principal Definitive Map Officer in connection with the status issue for Thwaite Lane and **agreed** to write a third letter, reiterating the request for priority treatment for final determination by the Secretary of State of an application in 2004 by the Trail Riders Fellowship to upgrade Thwaite Lane from bridleway or restricted byway to Byway Open to All Traffic.

- c. Parish Council matters

1. replacement of laptop

The Council **resolved** to procure a replacement laptop for approximately £500.

2. clerk's working hours

The Council **resolved** to increase the clerk's working hours from 20 to 24 hours per month with effect from 1st September 2022.

- d. Farrer Family Charitable Trust – invitation to apply for sponsorship
The Council was **informed** that some community groups might be eligible to apply for sponsorship to the Farrer Family Charitable Trust and **agreed** that Cllr Robinson should liaise.

4.8 To note actions regarding parish maintenance matters:

- a. state of the old A65
The Council has **received** a representation about some aggressive vehicle activity with damage to the wall and old wooded gates on the old A65, as well as about 20 large precast slabs stored. The Chairman **reported** that the disrepair of the bridge at the same location has not yet been reported to NYCC Highways and the Council **agreed** that Cllrs Goold and Dewhirst inspect the area in order all issues can be reported to NYCC Highways.
- b. other issues relating to NYCC Highways
The Council **noted** that no further issues relating to NYCC Highways were reported.
- c. replacement of two footpath signs on Townhead lane
The Council had **contacted** the YDNPA Area Ranger again regarding the replacement of two footpath signs on Townhead Lane and **noted** his response that the Access Rangers are having to prioritise works on the PRoW network throughout the summer season but confirmed to replace the fingerpost and placing the new fingerpost in a more suitable location nearer the roadside after consultation with the resident who raised the issue. The Council **agreed** to monitor the situation and review at the Parish Council meeting in February 2023.
- d. other issues relating to YDNPA
The Council **noted** that no issues relating to YDNPA were reported.
- e. damaged wall at South View car park
Cllr Dewhirst had **reported** a damaged and dangerous section of wall in South View car park which is urgently in need of repair and making safe. The Council had **contacted** Yorkshire Housing, responsible for the maintenance at South View, asking them to repair the damaged wall. The Council was **informed** that it has not received a response and **agreed** to contact Yorkshire Housing again.
- f. Graystonber Lane and Clapham Road conservation verges
The Council was **informed** that Cllr Dewhirst had contacted Tony Serjeant, the YDNPA Senior Wildlife Conservation Officer with revised proposals for funding the ongoing work on the verges on Clapham Road and Graystonber Lane. A site meeting with Cllrs Goold, Dewhirst, Tony Serjeant and his assistant, Rachel Brindle has been arranged for 16th September.
- g. lengthsman duties or parish maintenance matters
The Council **noted** that no lengthsman duties or parish maintenance matters were reported.

4.9 Finance

- a. The Council **noted** the total balance of the HSBC current account bank on 31st July 2022 as £13,284.46 with £13,170.11 parish council monies and £114.35 AED funds.
- b. The Council **approved** payment of £45.00 to Charlotte Wilkinson for 9 weeks of bus shelter cleaning.
- c. The Council **approved** payment of £110.99 to Craven District Council for the delivery of 3 boxes of dog waste bags
- d. The Council **approved** payment to Craven Garden Care of £287.10 for maintenance on village greens; £522.90 for maintenance on village verges; £158.00 for maintenance on outlying areas, and £96.05 for maintenance on Conservation verges, all for July.
- e. The Council **noted** the Lengthsman Services Report – comparison of budget versus actual costs to 31 July.
- f. The Council **approved** payment of £254.00 per month to the clerk as salary for July and

August 2022 as well as £89.23 as expenses for the first quarter of the Financial Year 2022-2023

- g. The Council **noted** receipt of £128.63 from HMRC as VAT reclaim for the financial year 2021-2022
- h. The Council **agreed** to start the process of applying for internet banking in order to cut the costs for HSBC bank charges and **resolved** that the clerk be appointed as Internet Banking Primary User.
- i. The Council had **received** a request for a donation to Freda's Community Playgroup and Pre-School and **resolved** to make a payment of £100.00 under Section 137 of the Local Government Act 1972
- j. Cllr Dewhirst **verified** the bank reconciliation for the first quarter, April to June, of the Financial Year 2022-2023 and **reported** that no issues have been found.
- k. The Council **considered** one other financial issue and **approved** payment to Craven Garden Care of £299.70 for maintenance on village greens; and £371.65 for maintenance on village verges; both for August as well as **noted** the updated Lengthsman Services Report to 31 August.

4.10 Correspondence received

The Council **noted** it had not received any correspondence.

4.11 To note and respond to items of information

- a. The Council **noted** the request by Aire Rivers Trust to provide schemes for environmental projects in Craven, funded by them.
- b. The Council **noted** the NYCC proposed devolution deal announcement and the latest news for Parish Councils – Summer edition.
- c. The Council **noted** the NYCC Tax Reduction Scheme consultation until 18th September; as well as the 4th update on progress towards a new single council for North Yorkshire; and the Skipton and Ripon Area Constituency Committee meeting on 1 September, Skipton.
- d. The Council **noted** the Friends of the Dales Annual Conference on 24 September, at Grassington's Devonshire Institute.
- e. The Council **noted** the YLCA White Rose Updates 11/7; 22/7; 5/8; 19/8; 2/9; the Law and Governance Bulletin August 2022; the NALC Legal Topic Note 13, Policing your area, February 2022; and the NALC Chief Executive's Bulletins.

4.12 Date and time of the Parish Council

The Council **confirmed** the date of the next Parish Council meeting as Monday 17th October 2022 to be held at Austwick Parish Hall at 7.30 pm.

There being no further business to discuss the Chairman closed the meeting at 22.30.

Marijke Hill
Clerk to the Council