

South Milford Parish Council Monthly Ordinary Meeting Parish Councils Act, 1894

**Minutes of an Ordinary Meeting of South Milford Parish Council held at 7.30pm on Tuesday
23rd April 2019 at Grove House South Milford.**

Present: Chair Cllr Gore, Cllrs Brooksbank, Gigg, Grogan, Faria Dean, Houston

1. Apologies and changes to membership of the council – Apologies Cllr Donnelly

2. Declarations of Disclosure Pecuniary and Other Interests – Cllr Faria Dean in relation to the Design of the new SMPC logo, with a payment proposed to her husband's company under item 11. The Councillors noted this conflict.

3. Guest Presentations (limited to the first 20 mins of every meeting) – none

Residents Suzanne and Ben Collins attended the meeting to ask if any process had been made with Ingthorne Lane track closure.

Cllr Grogan updated the PC about a recent conversation with Mr Moiser, in which Mr Moiser claimed that he has walked the track since 2006 until 2017, when he was asked not to by a resident from an adjoining house. Following closure of the track, Mr Moiser contacted the PC and the matter was discussed in the January 2018 meeting.

For background, the PC noted that, at the January 2018 meeting, it was confirmed that the track is currently not a Public Right of Way. Mr Collins attended the January 2018 meeting, where he claimed that he now owned the land in question and confirmed that he had blocked it. The PC had agreed that, since it was not a Public Right of Way, Mr Collins was within his rights to block people's access, although residents are entitled to apply for the track to become a Public Right of Way to NYCC.

Cllr Grogan also reported that Mr Moiser claimed that the land is unregistered in the Official Land Registry records and that Mr Collins had recently made an application to the Official Land Registry to become its named owner.

Cllr Gigg has spoken to NYCC Definitive Map team. They confirmed that, following receipt of an application and nine "User Evidence Statement forms" (from people saying they have used this track over the years), they are looking into whether the track should be classed as a Public Right of Way. Residents are welcome to continue to submit "User Evidence Statement forms" to strengthen the application. The process is likely to take 2 years due to their workload. During this time, they recommend that the track is kept open pending their decision.

Following discussion, all councillors agreed that it would be beneficial if the footpath could stay open and be used by residents. It was noted that NYCC's preferred approach for ongoing, unresolved disputes, is that access remains open until this issue is resolved.

The following PC actions were proposed by Cllr Gigg, seconded by Cllr Grogan and agreed by all:

- Liaise with NYCC regarding issuing requests to Mr Collins to re-open the track, pending the conclusion of NYCC investigation.

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- Contact the Land Registry regarding ownership of the land, any applications regarding this and the process involved in making such applications.
- In light of the developments since the article in our 2018 newsletter, the PC will publish an update on Ingthorne Lane issue on its website and Facebook page.

4. To approve Minutes from the Monthly Ordinary Meeting held on Tuesday 26th March 2019
Proposed Cllr Grogan seconded Cllr Brooksbank.

5. NYCC Updates – Cllr Hobson – not in attendance

6. SDC Updates – Cllr Hutchinson – not in attendance

7. Updates from areas of responsibility, other meetings and correspondence

- Park Committee – park committee membership and appointment of a Parish Council representative, any other required maintenance.
Cllr Faria Dean is no longer on the parks committee. Cllr Grogan is now the PC representative. All main positions on the Park Committee are now filled. Cllr Faria Dean will email the PC members with the names and positions. There is a broken piece of play equipment in the park – a quotation to be sourced and the Clerk will check the excess on our insurance policy to help decide whether a claim is worthwhile. Cllr Faria Dean will ask the Park Committee to look at replacing the bin liner which is broken at the bottom.
- Highways updates –
 - feedback from YLCA Selby branch meeting (13 February) including the Parish Portal
 - resurfacing around the Parish (including concerns raised by residents regarding quality of pot hole repairs)
 - yellow lines at Sand Lane / Low Street junction
 - possible footway along A162 from roundabout to Old Quarry Lane
 - Vehicle Activated Speed signs – recent correspondence and agree next steps.**Cllr Gigg reported that we are now set up on the NYCC portal and can report all highways issues via this portal. He will chase about various pot holes around the village and request an update on the yellow lines at the bottom of Sand Lane. Cllr Grogan to ask Cllr Hobson for an update on the footpath from the bottom of Old Quarry Lane, Lumby to JP Plant Hire roundabout (as part of the planned road widening exercise there). The Clerk to enquire if the Vehicle Activated Speed Signs can still be hired/leased, and if so what the cost is.**
- Sherburn Aero Club – updates re night flights and resident concerns.
Cllr Gigg reported that the night flying is now stopped. A meeting of the liaison group is being organised but not sure of the date yet.
- Possible changing rooms / community facility on Mill Lane – update on current position.
No further updates.
- Rail Users Group – **nothing to update**
- Open spaces –
 - grass cutting - invoice queries, 2019 schedule, views on strimming versus weed treatment

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around posts/along walls etc (contractors ideally wish to move away from strimming on safety grounds)

- weed spraying footpaths / kerbs around the village (any response from SDC?)
- update on who is responsible for the trees/vegetation on the slope going up from Westfield Lane (opposite the quarry) and agree next steps
- feedback from ICS on work required on Parish Council owned trees in 2019.

No grass cutting schedule for 2019 received from Shed. Cllr Gore to chase. Following a slight inflationary increase, the monthly fee is now £319.99, however Cllr Gore is still awaiting an explanation from Shed regarding the larger increase applied in mid 2018. Clerk to chase up the weed spraying with NYCC after being told it was not SDC who do it. ICS are going to look and sort the fallen tree on London Road. The Clerk to contact Richard Batty about the strip of land at the opposite side of the quarry on Westfield Lane to seek ownership / responsibility for the trees.

- Christmas Lights – FOSMS position regarding funding new lights and the school competition, plus Parish Council attempts to seek sponsorship. **FOSMS have informed us that they will not be able to fund a new light and we have not received any enquiries for sponsorship. So no new lights will be bought this year but the Christmas switch on event will go ahead as normal.**

8. Items for Discussion including further Actions, Proposals and Votes

- Park maintenance – agree any maintenance. **To pay for the repair of the play equipment, either by insurance or SMPC – all agreed.**
- Vehicle Activated Speed signs – agree next steps. **Clerk to contact NYCC regarding lease/hire option.**
- Remaining Section 106 money – update on possible Dog Exercise area – agree next steps. **Clerk to get quotation from Atkinsons Fencing for fence, gates etc.**
- Annual Insurance renewal – summary of cover included and approval that this is sufficient. **Cllr Gigg to contact the insurance company about a few items the council were unsure about. The renewal will be approved next month.**
- Ingthorne Lane path – to discuss the email from J Moiser and what to do next. **See under item 3**

9. Communications and Correspondence

- NYCC Darren Griffiths updated on Temporary Vehicle Activated Sign (VAS) Approval.
- BHIB insurance renewal documents
- Email Cllr Grogan – Application to Northern Power grid submitted for Christmas Tree Lights
- Sharon Fox – update on the land at the side of the quarry
- Map showing common land owned by SMPC in the quarry
- Audit information from PKF LittleJohn.
- Website contact from Jeremy Moiser regarding the land ownership of the Ingthorne Lane's footpath

10. Planning – *This should include a brief list of all planning applications to be discussed. Cllrs to briefly outline the application and note any comments regarding the applications:*

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2019/0262/HPA Single storey rear ext with new dormer at first floor level 65 Sand Lane, South Milford - no objection

Refused

2018-0818-EIA Gascoigne Wood Interchange, Gascoigne Wood Mine Sherburn in Elmet

11. Finance –

*Sherburn in Elmet PC – grass cutting £319.99
Sherburn & Villages Community Library support £600
De Faria Dean design £150*

All payments proposed Cllr Gore, seconded Cllr Brooksbank, all agreed.

Internal Audit of the accounts to be done on Friday 3rd May and then signed off at the May meeting to be sent to PKF Littlejohn.

12. Items for future Agenda – no additional at this time.

13. Date of next meeting – 28th May 2019

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