

KIRKBURTON PARISH COUNCIL

MINUTES OF THE COUNCIL (PLANNING/GENERAL PURPOSES) MEETING HELD AT BURTON VILLAGE HALL, HIGHBURTON ON THURSDAY, 15th OCTOBER 2009 AT 7.30 pm

PRESENT: Cllr R Barraclough in the Chair
Cllrs M Atkinson, R Burton, A Cooper, P Cunningham, S Dunford, K Dunn, D Hardcastle, J Heward, L Holroyd, E Hutchinson, M MacDonald, B Moreton, A Munro, J Paxton, P Rock, M Sykes and C Whittingham.

Apologies were received from Cllrs H Barraclough, A Cruden, G Hickey and J Hirst. The Council accepted the reasons for the absences.

**P21 Apologies and
Declarations of
Interest**

The following personal interests were declared: Cllr R Barraclough in Item 5 in Farnley Tyas Estates as the email was originally sent to him and he is acquainted with the correspondent; Cllr Heward in Highburton Cross, as he has dealt with the matter with Kirklees; Cllr Hutchinson in Kirkheaton Churchyard, as he has a close relationship with some of the people involved; Cllr MacDonald in Shelley Village Hall as a user of the hall and an elected representative at Shelley Community Association meetings; Cllr Munro in Farnley Tyas Estates as she has a link with the firm; Cllr Rock in Bramleys, as he uses them in a private capacity.

The following prejudicial interests were declared: Cllr Hardcastle in Planning Appl 92631 as the applicant is a friend; Cllr Holroyd in Planning Appl 91377 as the property can be viewed from her rear garden, and she will be submitting her own objections to the application. Both members left the room when the respective planning applications were discussed and the comments decided upon.

Resolved: To accept the minutes of the Council (Planning/GP) meeting on 17th September 2009 as a true record.

P22 Minutes

91377 *Erection of replacement garage/workshop to rear at 9 Hardcastle Lane, Flockton (amended plan)*. The Council strongly objected to the proposals on the grounds that the previous errors in the plans had not been corrected, which included showing the North elevation as East and not including extensions carried out in 1972 to No 11 Hardcastle Lane, both of which resulted in there being more serious impacts on the neighbouring properties than shown on the plans. There were also serious concerns regarding the height of the extension and possible excavation work, which would detrimentally impact on neighbours if not carried out, but due to the steepness of the site, would result in a TPO'd tree collapsing if the excavation was carried out.

P23 Plans

92659 *Erection of 2 detached houses and internal garages and related external works (within a conservation area) on land to rear of 15 & 17 Marsh Lane, Shepley*. The Council deferred comment on this application to allow the ward members time to make a site visit and consult with residents. The Clerk was delegated to submit the comment after consultation with the ward members.

92672 *Removal/Variation Conditions 13 & 14 on previous application 07/94806 at Matrix Direct, School Lane, Kirkheaton*. The Council objected to the changes in the conditions on the grounds that it is of the opinion that the applicant should be enforced to comply with the original decision, an appeal for which has already been turned down.

92730 *Erection of detached dwelling with integral garage (modified proposal) (within a conservation area) on land adjacent to 41 Station Road, Shepley*. The Council deferred comment on this application to allow the ward members time to make a site visit and consult with residents. The Clerk was delegated to submit the comment after consultation with the ward members.

92759 *Removal/Variation of Condition 15 on Previous Application 2008/94060 at Cockley Hill Farm, Cockley Hill Lane, Kirkheaton*. The Council objected to the proposed materials on the grounds that it is a sensitive location and is a prominent building visible over the wide surrounding area. Any materials used on the building must be of top quality, if they are not to have a detrimental visual impact.

There was no comment made on the following applications:
9251 Kirkburton; 92631 Kirkburton; 92636 Shelley; 92650 Kirkheaton; 92683 Stocksmoor;
92704 Shepley; 92710 Lepton; 92721 Kirkheaton and 92781 Shelley.

P23 Planning(Cont'd)

Comment on the following applications was deferred pending receipt of the plan:
92685 Kirkburton; 92744 Kirkburton; 92771 Thurstonland; 92772 Thurstonland; and
92790 Flockton.

There were no planning appeals before the Council.

P24 Planning Appeals

Members noted the correspondence received from Farnley Estates dated 2nd October 2009, detailing planned improvements to the land and woodland. The Chairman agreed to obtain a map showing the boundaries of the land.

P25 Land/Woodland between Woodsome Bridge & Fenay Bridge

Resolved: To thank Farnley Estates for notifying the Council of their intentions and ask that they keep the Council updated on any further developments in this area. Also to inform Farnley Estates that the Council is not against such work, which will help the environment.

Members noted correspondence received expressing concerns about the repair to Highburton Cross and querying whether it was completed in accordance with English Heritage standards. Background information was given on events, which took place immediately prior to the work being carried out.

P26 Highburton Cross

Resolved: To refer the letter to Planning Services and ask them to consider the questions raised and respond both to the Council and the member of the public. Also to notify the member of the public of the action the Council is taking following receipt of the correspondence.

The Clerk updated members with the current situation regarding the contract at Kirkheaton Churchyard, which is planned for November.

P27 Kirkheaton Churchyard Wall & Trees

It was reported that the yew tree was now confirmed as being dead and in need of felling. A number of other trees were also requiring attention. Kirklees Tree Officer is to supply the Council with the paperwork to lift the TPO on the yew tree so it can be felled, and also to make a site visit to advise on further actions required to the woodland.

Resolved: To fell the dead yew tree, and to delegate the Clerk to draw up the specification, appoint the contractor and complete all other tasks required in accordance with the Council's Financial Regulations.

Resolved: To agree Bramley's terms and conditions for completing the Heads of Terms in connection with the proposed sale of the village hall.

P28 Sale of Village Hall

Resolved: To nominate Cllr Dunford and Cllr Hirst to attend the Chairmanship course on 23rd November at Poppleton Community Centre.

P29 Training Courses

Resolved: To nominate Cllr Burton and Mrs Royle to attend the training course on employment issues – the date and venue to be agreed according to availability.

Resolved: To nominate Cllr Atkinson to attend the Annual General Meeting of Rural Action Yorkshire on 21st November at Hoylandswaine Village Hall.

P30 Rural Action Yorkshire

Resolved: To nominate Cllr Rock as a Trustee on the Board, subject to his availability.

Members noted the Clerk's Report as distributed at the meeting.

P31 Clerk's Report

Cllr Barraclough was complimented and thanked for his Civic Sunday, which had taken place in Farnley Tyas the previous week.

P32 Civic Sunday

The meeting then closed.