



# SEAMER PARISH COUNCIL

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**MINUTES:** of the Meeting of the Council held at Crossgates Community Centre, Curlew Drive, Crossgates, Scarborough, YO12 4TL on 14 September 2021 commencing at 7.00pm.

**PRESENT:** Councillor V Milner (Vice-Chairman) in the Chair;  
Councillors K Elbourne, H Mallory, D Raine, WH Smith and J White;  
County Councillor D Jeffels, 1 member of the public and the clerk.

## 39 APOLOGIES FOR ABSENCE

RESOLVED that:

- (a) apologies for absence given in advance of the meeting by Councillors L Wallis (Chairman) and J Stockdale be received.
- (b) the previously circulated reasons given for absence by Councillors Wallis and Stockdale be approved.

## 40 DECLARATIONS OF INTEREST

RESOLVED that it be noted:

- (a) no declaration of interest not already declared under the Council's Code of Conduct or Members' Register of Disclosable Pecuniary Interests was received.
- (b) no application for dispensation from restrictions on participation in discussion and/or voting was received.

## 41 NORTH YORKSHIRE POLICE, FIRE AND CRIME COMMISSIONER (PFCC) PRIORITIES

RESOLVED that:

- (i) the clerk's apology be received and noted.
- (ii) it be noted North Yorkshire Fire and Rescue Service's Community Safety Officer was confirmed to attend the October meeting of the Council.
- (iii) the PFCC's consultation: Your Safety, Your Priorities, Your Plans:
  - (1) be responded to by the Council.
  - (2) be further considered by Members and deferred for response at the next meeting.

## 42 PUBLIC PARTICIPATION

No matters raised.

## 43 MINUTES

RESOLVED that the previously circulated minutes of the meeting of the Council held on 10 August 2021 be approved as a correct record and signed by the Vice-Chairman, presiding.

## 44 JUBILEE ALLOTMENTS

### (a) Matters resolved under delegation

Further to minutes 17(g) of 4 May 2021 and 27(b) of the last meeting, the Council considered a verbal report by the clerk.

RESOLVED that:

- (i) the report be received.
- (ii) further to minute 27(b)(i) of the last meeting, the following decisions taken under delegation, in consultation with Members of the Allotments Working Group and then the Chairman & Vice-Chairman, be noted:
  - (1) the laying of one pipe from the Council's taps underground, with separate spurs and taps to each of 3 plots, for each of the relevant tenants to carry the right connection to attach to the tap when required and disconnect when not in use be approved and it be emphasised:
    - (a) each tenant is responsible for ensuring any taps on their plot are not left on and that they or the pipework to them is not left leaking.

- (b) tenants who share additional pipework from the Council's taps share responsibility for ensuring that the Council's tap is turned off and any additional pipework disconnected, when the last of these tenants leave the site.
- (2) a pent shed of length 2.4m; width 1.8m; height 1.8m at highest point be approved, subject to it being sited so as not to overshadow any other plot.
- (3) replacing a small existing shed with a new one similar in size and in the same place as the present one be approved.
- (4) planting 2 cordon apple trees be approved, subject to siting them as suggested and maintaining them to ensure they are kept to a reasonable size.

**(b) Tenants' Participation**

No matters raised.

**45 HIGHWAYS**

The Council considered the following outstanding and current highways issues:

**(a) Extension of the pavement and creation of a dropped kerb on the Byways side of B1261 Station Road, coming off the roundabout**

RESOLVED that, further to minute 25(iii) of the last meeting, it be noted the order was to be sealed by the County Council on 7 September 2021 for the works to be arranged.

**(b) Flooding at the eastbound B1261 entry from Seamer to the Byways roundabout**

RESOLVED that, further to minute 25(iv) of the last meeting, it be noted the County Council had confirmed a capital scheme and a date was awaited from its specialist contractor to start further investigation and remedial work, to resolve an apparent obstruction or collapse in the drain causing the recurrent flooding.

**(c) Broken down fencing alongside the bridge nearest to the A64 from Main Street, Seamer**

RESOLVED that, further to minute 25(vii) of the last meeting, Councillor Jeffels' report of his request to the Historic Railway Monuments as the likely responsible body be received and noted, with thanks.

**(d) Overgrowing of the footpath on the east side of the B1261 from Musham Bank to the Byways roundabout, impacting on disabled users, most greatly, and parents with children in buggies**

RESOLVED that, further to minute 160(iii)(a) of 10 December 2019, it be noted the County Council had recently been requested to consider a more regular maintenance regime (rather than engineering for further drop kerbs/islands) under the Accessibility Fund or similar provision, if this matter could not be resolved through the usual maintenance arrangements.

**(e) Closure of the B1261 Ayton Road, Seamer for surface water sewer connection**

RESOLVED that:

(i) it be noted:

- (1) the original planned closure was in place for a period of 18 days, with an expected duration of 13 days between 6 and 23 September 2021, due to the depth of excavation and nature of the works.
- (2) weekend working had been agreed by the County Council to reduce the duration and disruption to 14 September 2021 but this had not been implemented.
- (3) the abusive and in some cases dangerous behaviour of a minority of drivers had exacerbated the situation, and lengthened the duration and disruption.
- (4) the Neighbourhood Policing Team and Councillors Jeffels, Elbourne and Milner had attended the site at various times to promote public safety, pedestrian access and reinstating of the Seamer stone sign intact, with thanks.
- (5) the County Council had authorised extension of the closure for a maximum of 2 days, for traffic management to be reduced and the road opened no later than the morning of 17 September 2021.

- (ii) the County Council be requested to ensure that a requirement to provide traffic management, including traffic lights, at the A170 Irton Moor Lane junction with Racecourse Road, be a condition of the approval of any future closure of the B1261 Ayton Road, Seamer.

**(f) Notice of roadworks A64 Flixton Carr Bridge**

RESOLVED that the notice be received and the planned closure of the A64 between the Staxton and Seamer junctions from 8.00pm 17 to 6.00am 20 September 2021, be noted.

**46 CORRESPONDENCE**

The Council considered the following correspondence/communications received since the last meeting and invited Councillor Jeffels to comment and/or add to his reports:

- (a) Reports of County Councillor Jeffels:
  - (i) Parish Notes No 3 August of 25 August 2021.
  - (ii) CORRECTED Parish Council Notes September No 1 of 30 August 2021.
  - (iii) New update on Parish Council notes of 1 September 2021.
  - (iv) Parish Councils update - September 13 of 12 September 2021.
- (b) Monthly Police Report.
- (c) Monthly Police Fraud Newsletter.
- (d) Monthly Neighbourhood Watch Newsletter.
- (e) Rally Yorkshire 24 & 25 September 2021.

RESOLVED that:

- (i) the reports and correspondence be received.
- (ii) it be noted, with concern and respect to North Yorkshire Police, the number of abusive and aggressive incidents to which they have had to direct much needed resources and deal, in response to inappropriate and avoidable behaviour by members of the public.
- (iii) the monthly Neighbourhood Watch Newsletter, which is a national rather than locally focussed publication, continue to be published on the Council's website Police +Trading Standards page but no longer be routinely included on the agenda for meetings of the Council.

**47 PLANNING MATTERS****(a) Planning Applications****(i) Applications considered and resolved under delegation**

RESOLVED that the report of the clerk be received, and the following planning applications responded to and responses made to the Planning Authority under delegation since the last meeting be noted:

- (1) further to minute 31(a)(ii) of the last meeting, under minute 15(a)(ii) of 4 May 2021, extending the specific urgency delegation under Standing Order 15(b)(xv), as resolved by the Council meeting on 13 October 2020 [minute 26(a)(i)(2)] to all current applications received prior to the next meeting:

- (a) 21/01389/HS Erection of single storey extension and dormer to the rear, 14 Denison Avenue, Seamer.

RESOLVED that the Council:

- (i) objects to the application:
  1. on the grounds of Overlooking and Loss of Privacy, concerning the addition of French doors to the planned development and dormer windows above, to the side of neighbouring bedrooms.
  2. on the grounds of Design and Appearance, concerning the inclusion of dormer rather than velux windows, which are not in keeping with the build and development of houses (rather than bungalows) in the vicinity.
- (ii) notes with concern the extent of the building work completed, particularly prior to submission but also prior to consideration of approval of the final plans.

- (b) 21/01400/FLA Variation of Conditions 1 (plans) and 3 (materials) of decision 20/01829/RM dated 12/03/2021, to allow changes to materials, Land At Great Hill, Scarborough Business Park, Hopper Hill Road.

RESOLVED that no objection and no comment be raised.

- (2) in the spirit of the specific urgency delegation under Standing Order 15(b)(xv), [minute 26(a)(i)(2) of 13 October 2020], but foreshortened under the general urgency delegation under minute 9 of 4 May 2021, RESOLVED that no objection and no comment be raised on the following:

- (a) 21/01707/FL Extension to existing car showroom, Vantage Kia, Dunslow Road, Eastfield.
- (b) 21/01812/FL Installation of two electric vehicle charging stations and feeder pillar, McDonald's Dunslow Road, Eastfield.
- (c) 21/01450/FLA Variation of condition 1 on decision 19/02926/FL for Demolition of existing restaurant and erection of two 'drive-through' units with associated access, parking, drainage and landscaping, to allow alterations to design of approved fast food unit and provision of canopy, Papas Fish And Chips, Dunslow Road, Eastfield.
- (d) 21/01918/HS Erection of a two storey side extension, 6 Blackbird Way, Crossgates.

**(ii) Current applications considered by the Council**

- (1) 21/01919/FL Eastgate Solar Farm: Installation of ground mounted photovoltaic arrays with associated infrastructure, internal access track, fencing and landscaping, Eastgate House Farm, Stoney Hags Road, Seamer.

RESOLVED that no objection and no comment be raised.

- (2) 21/00986/FL Erection of stable block and creation of manege, 3 Spittal Crossing, Seamer.

RESOLVED that:

- (a) it be noted Councillor Wallis, in expressing no objection and no comment prior to the meeting, declared a personal interest, which did not preclude her contribution.
  - (b) no objection and no comment be raised.
- (3) 21/02028/HS Single storey rear extension, 3 Brierley Road, Crossgates.

RESOLVED that no objection and no comment be raised.

**(b) Minerals and Waste Joint Plan – Main Modifications Consultation**

RESOLVED that no response be made to the consultation.

*Councillor Jeffels left the meeting at this point.*

**(c) Consultations on Scarborough Borough Planning Documents**

**(i) Affordable Housing Supplementary Planning Document (SPD)**

RESOLVED that no response be made to the consultation.

**(ii) Residential Design Guide SPD**

RESOLVED that no response be made to the consultation.

**48 OUTSIDE BODIES**

**(a) Yorkshire Local Councils Associations (YLCA)**

**(i) National Resilience Strategy Call for Evidence**

RESOLVED that no response be made to the consultation.

**49 FINANCIAL MATTERS**

**(a) External Auditor Report and Certificate 2020/21**

RESOLVED that:

- (i) the External Auditor Report and Certificate 2020/21 be received and noted.
- (ii) it be noted revision of the budget for the current financial year, by further virements and/or the earmarking of reserves, was on the agenda for this meeting at agenda item 11(d), minute 49(d).

(iii) the Notice of conclusion of audit be approved for publication.

**(b) Budget Update 2021-22 April to August**

RESOLVED that the actual payments and income received, with a full year forecast against annual budget for the period 1 April to 31 August 2021, be received and noted.

**(c) Accounts for payment and income received**

RESOLVED that:

- (i) the accounts received for payment and income received since the last meeting be approved.
- (ii) further to minutes 9 of 4 May 2021 and 27(a)(i) of the last meeting, Neil Barnes Landscape Services' invoice in the sum of £320 be approved for payment and inclusion on the schedule for the next meeting.
- (iii) the clerk be delegated, in consultation with the Chairman and Vice-Chairman, to approve the Council's insurance renewal due before the next meeting, including consideration of a new multiple year agreement.

**(d) Revision of Budget 2021-22**

Further to minutes 75(c)(i) of 12 January 2021 and 27(a)(iii) (1)(d) & (2)(b) of 10 August 2021, and under Financial Regulation 4.4, the Council considered a report by the Clerk & Responsible Financial Officer and revising the budget for the current financial year by further virements and/or the earmarking of reserves.

RESOLVED that:

- (i) virements from the forecast underspending budget lines to contribute to the forecast commitments in the other budget lines be approved.
- (ii) the earmarking of £14,000 of reserves be approved to cover the remaining net forecast commitment above budget, consistent with repeated internal and external auditor advice.
- (iii) the Council receive a report by the Clerk & Responsible Financial Officer confirming the virements and earmarking of reserves at the next meeting.
- (iv) further to minute 118(iii) of 9 March 2021, no changes be made to non-agricultural rents and they be further reviewed by the Council meeting in January 2022, alongside the setting of the Budget and Precept 2022/23.

**50 EXCLUSION OF THE PUBLIC**

RESOLVED that, under Section 1(2) of the Public Bodies (Admission to Meetings) Act 1960, the public be excluded from the meeting and no person may report on the meeting for the following items of business, on the grounds that publicity would be prejudicial to the public interest by reason of the confidential nature of the business to be transacted, relating to the financial or business affairs of any particular person (including the authority holding that information):

**51 INTERNAL AUDITOR**

RESOLVED that, further to minutes 97 of 9 February 2021 & 17(c) of 4 May 2021 and under Financial Regulation 11.1(a)(iv), the appointment of and contract as the Council's Internal Auditor with Town Parish Audit be extended for the current financial year, 2021/22, on the existing terms.

**52 JUBILEE ALLOTMENTS & GROUNDS MAINTENANCE CONTRACT**

Further to minute 81 of 12 January 2021 and under Financial Regulation 11.1(a)(iv), the Council considered extending the current Grounds Maintenance Contract, in year only.

**(a) Front Hedge**

RESOLVED that JJ Harrison Landscapes Ltd's estimate to provide a more substantial (tractor mounted) cut of the front hedge, instead of the trim included in schedule 2, be accepted:

- (i) provided it include the tractor cutting back the front and top of the hedge, and the back either being trimmed to the taps by the tractor or more likely by the Contractor in the usual way.
- (ii) subject to paragraph (i), the clerk be delegated to confirm the order.

**(b) Bark Chippings**

RESOLVED that:

- (i) the Contractor's estimate to provide a delivery of bark chippings be not accepted.

- (ii) other options be explored.
- (iii) the clerk then be delegated to place an order, in consultation with the Vice-Chairman.

### 53 **PLAYGROUNDS AND EQUIPMENT**

#### **(a) Swing – Toddler – 1 Bay 2 Seat at The Green**

The Council considered quotations received from the manufacturer for the supply of replacement crotch straps and full cradle seats, for local installation, and seeking further quotations from the manufacturer for focused inspection and/or servicing and/or any necessary repair of the equipment.

RESOLVED that:

- (i) quotations be sought from Wicksteed Leisure Ltd for the supply and installation of full cradle seats and moving parts for the Swing – Toddler – 1 Bay 2 Seat and inspection of their manufactured/supplied equipment on site.
- (ii) the clerk then be delegated to place an order, in consultation with the Vice-Chairman.

#### **(b) Swing – Junior – 1 Bay 2 Seat at The Green**

The Council considered quotations received from the manufacturer for focused inspection and/or servicing and/or repair of the equipment.

RESOLVED that:

- (i) HAGS UK's quotation for the supply and installation of seats and moving parts for the Swing – Junior – 1 Bay 2 Seat and inspection of their manufactured/supplied equipment on site be accepted:
  - (1) provided it include the seats and moving parts for both of the swings.
  - (2) subject to paragraph (1), the clerk be delegated to confirm the order.

#### **(c) Outdoor gym equipment**

The Council considered a report by the Vice-Chairman and the purchase and installation of outdoor gym equipment.

RESOLVED that:

- (i) the report be received, with thanks.
- (ii) quotations be sought for the supply and installation of outdoor gym equipment at:
  - (1) The Green.
  - (2) the Borough Council's park between Crab Lane/Long Lane/Magpie Garth, Crossgates.
- (iii) the granting of a Licence for the siting of outdoor gym equipment at the Borough Council's park between Crab Lane/Long Lane/Magpie Garth, Crossgates be explored.
- (iv) Councillor Mallory's commitment of £2,000 from her Borough Council Locality Budget be accepted with thanks.
- (v) a commitment from Councillor R Murphy's Borough Council Locality Budget be explored.
- (vi) a commitment from Councillor Jeffels' County Council Locality Budget be explored.

*The meeting closed at 8:45 pm*

The next meeting of the Council will be held in the Seamer & Irton War Memorial Hall, Main Street, Seamer, Scarborough, YO12 4QD, on 12 October 2021 commencing at 7.00pm

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*Chairman, presiding*

*12 October 2021*