

BAGBY AND BALK PARISH COUNCIL

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<https://www.datanorthyorkshire.org/JSNA/search-results?s=bagby+and+balk+parish+council>

Minutes of the Extra Ordinary Meeting of Bagby and Balk Parish Council

Wednesday, 23rd March 2023.

Present:

Cllr Musgrove (Chairman) and Responsible Officer for this meeting, Cllr S Humphreys, Cllr Varey (Vice Chairman), Cllr Cook, Cllr Crick, Clerk S Langthorne joined the meeting by telephone due to a family bereavement and one member of the public.

2023.03.143 To Receive Any Apologies for Absence by an Elected Member,

Cllr Wrightson sent his apologies.

2023.03.144 To Note Any Declarations of Business (or other) Interests by Elected Members

None at this time.

2023.03.145 To Approve the minutes of the Ordinary Parish Council meeting held 08/03/2023.

The minutes had been circulated prior to the meeting.

RESOLVED: That the minutes be approved as a correct record and were signed by the Chairman

2023.03.146 To Discuss and either Approve or Refuse Bagby and Balk Parish Council register a complaint against Hambleton District Council for Maladministration in respect of planning processes around Bagby Airfield

A member of the public explained that in their opinion Hambleton District Council (HDC) had failed to enforce breaches in planning conditions at the airfield and itemised the recent various reasons given by HDC officers.

- 1) The breach was not witnessed by sufficient people.
- 2) Only a technical breach so no action necessary
- 3) Officers would speak to the Owner, but no further action would be taken.
- 4) HDC Officers must witness the breach to proceed.

They also explained that even when breaches were acknowledged by HDC officers failed to take enforcement action.

Recent breaches included.

- 1) Out of hours flights
- 2) Unauthorised planes and helicopters using the airfield
- 3) Continued failure to monitor compliance of planning conditions

- 4) Allowing an overweight N Reg plane to continually use the airfield for 24 months

Councillors felt HDC was in breach of its own Local Enforcement Plan and Enforcement and Compliance Policy and also in breach of The Town and Country Planning Act 1990 and the planning enforcement team had failed to take the necessary enforcement action against non-compliance with planning conditions.

It was unanimously **Resolved** that Bagby and Balk Parish Council would proceed with a complaint of maladministration prior to 31st March 2023 against HDC in respect of failure to enforce planning conditions in respect of the airfield.

It was also **Resolved** to proceed with complaints in respect of the following planning enforcement processes around the following developments.

- 22/02451/FUL - OS Field 9000 Bagby Lane Bagby
Revised application for a proposed agricultural building
- 21/02453/FUL - OS Field 9000 Bagby Lane Bagby
Construction of a steel agricultural building with single skin fibre cement roof
- 19/01287/FUL - OS Field 9000 Bagby Lane Bagby
Retrospective application for construction of a metal fenced enclosure
- 21/01779/FUL - The White O Morn Moor Lane Bagby
Part retrospective application for the construction of stable block building comprising 3no stables and tack/hay store.
- 22/01282/FUL - Mill Rise Balk Thirsk North Yorkshire YO7
Retrospective application for the replacement of the existing boundary wall including a new side gate, and the creation of a new access to the highway.
- 23/00137/FUL - Mill Rise Balk Thirsk North Yorkshire YO7 2AJ
Resubmission of retrospective application for garden wall replacing existing boundary wall with two entrances and a side gate

Cllr Crick would also prepare a complaint in respect of HDC accepting and validating forms which hold incorrect information.

It was also **Resolved** to contact the Head of Planning in the new NYC to arrange a meeting to discuss issues the Parish Council had had with HDC around the planning and enforcement process.

2023.03.147 To Confirm date, time and venue for next ordinary meeting of Bagby and Parish Council

Meetings start at 7pm – 12/04/2023