

**MINUTES OF A MEETING OF THURGOLAND PARISH COUNCIL, HELD AT CRANE MOOR WORKING MENS CLUB, CRANE MOOR ROAD, CRANE MOOR, ON WEDNESDAY 1 AUGUST 2007 AT 7.00 P.M.**

**PRESENT**

Councillors Berry, Blythe, Methley, Oxley, Rowley and Wilkinson. Also present R Atkinson (Parish Clerk), and nine members of the public.

Councillor Blythe opened the meeting and thanked everyone for their attendance.

Councillor Blythe advised everyone present that there is not usually a meeting of the Parish Council during August, but that as certain time sensitive documents had been received which require action before the September 2007 meeting, it had been agreed that a meeting be called to deal specifically with these issues. The meeting was being held on licensed premises as premises normally used for Parish Council meetings were unavailable.

**2007/088. APOLOGIES AND DECLARATIONS OF INTEREST IN ITEMS ON THE AGENDA**

Apologies for absence had been received from Councillors Hamblen and Warttig. There were no Declarations of Interest in any items on the Agenda.

**2007/089. DRAFT RIGHTS OF WAY IMPROVEMENT PLAN FOR BARNSELY**

The Clerk provided each Councillor with a booklet outlining the Key Issues in the Draft Rights of Way Improvement Plan for Barnsley. A full copy of the plan was also provided and this was given to Councillor Rowley. The deadline for the consultation period is 3 September 2007. It was noted that this deadline is only two days prior to the next Parish Council meeting and after discussion it was agreed that the Clerk contact the relevant department to ask if it would be possible to obtain an extension to the deadline. This will mean that Councillors have time to read the leaflet and bring their comments to the meeting to be held on Wednesday 5 September 2007.

**2007/090 PLANNING APPLICATIONS**

**Erection of detached dwelling and detached garage.**

**Land adjacent Old Police House, Roper Lane, Thurgoland, Sheffield**

It was noted that this application involves the felling of one amenity tree. Also, it was felt that the development may represent over-development of the site in question and that the adjacent property (The School House) will be very much overshadowed by the proposed dwelling. All of these comments are to be made to the Planning Department.

**2007/091. PLANNING APPLICATIONS RECEIVED SINCE THE AGENDA WAS PRODUCED**

**Use of land as a composting facility including construction of lagoon and weighbridge (amended submission, previous submission withdrawn)**

**Farm off Bagger Wood Hill, Hood Green, Barnsley**

Details of this application had been forwarded to the Clerk via Councillor Berry, who had received them from the Clerk of Stainborough Parish Council. Councillor Blythe advised the meeting that, although Stainborough Parish Council has asked for support in their opposition to this application, Thurgoland Parish Council should restrict their comments to any issues that directly affect Thurgoland Parish. It was noted that there are no figures to advise of the increased number of heavy vehicles travelling to and from the site. After discussion it was agreed that concern should be raised about the possible number of vehicles traveling through Thurgoland and the detrimental effect it would have on the road infrastructure. A question should also be raised about the suitability of the current roads for large vehicles traveling to and from the site.

**2007/092. LAND OFF HUTHWAITE LANE/REAR OF MOUNT PLEASANT**

The Clerk advised the meeting that she has received correspondence advising that Mr & Mrs Cotton have made an appeal against the Enforcement Notice served on them in relation to the land between Huthwaite Lane and Mount Pleasant, and that any comments that the Parish Council wish to make should be received by the Planning Inspectorate by 16 August 2007.

There were four points of contention raised by Mr & Mrs Cotton in their appeal and after discussion it was agreed that the Parish Council should make the following comments on each point as follows:-

**i) Ground A : That planning permission should be granted for what is alleged in the notice.**

If Planning Permission should be granted for the erection of a fence and storage containers to be on the site, why was Planning Permission not sought in the first instance? If Planning Permission had been granted, then none of the actions that have taken place would have been necessary. However, it is the

opinion of the Parish Council that Planning Permission would not have been granted as the site is in Green Belt and that, for this reason, Mr & Mrs Cotton did not apply, as they knew that they would have been unsuccessful.

**ii) Ground C : That there has not been a breach of Planning Control**

If Barnsley Metropolitan Borough Council felt that there has not been a breach of Planning Control, the Enforcement Notice would not have been served, as Mr & Mrs Cotton would have been advised to apply for Planning Permission retrospectively. Therefore, the fact that the Enforcement Notice has been served clearly indicates that there has been a breach of Planning Control.

**iii) Ground F : The steps required to comply with the requirements of the notice are excessive, and lesser steps would overcome the objections.**

The Parish Council feel that the steps required to comply are far from excessive, indeed they seem reasonable. By moving the fence back a metre from the wall (which it is understood is one suggestion by Mr & Mrs Cotton), nothing would be achieved that could not be achieved by removing the fence altogether.

**iv) Ground G : The time given to comply with the notice is too short.**

This is not considered to be a valid argument by the Parish Council. The fence was erected within a very short space of time (less than a working week) and the containers were placed on the site within a couple of days. It follows therefore that they could be removed equally as quickly. Also, bearing in mind that the Notice was issued on 20 April 2007, a time period of three months has now lapsed, plenty of time to comply, even if it was not possible within 14 days.

A resident present at the meeting asked if the Parish Council could also mention the fact that the reason that Mr & Mrs Cotton have given for the containers being on site is that fencing panels have been stolen and vandalised and that they are using them to store replacement fencing. Has any report been made to South Yorkshire Police concerning theft of fencing from this location? Local residents present all stated that they have no knowledge of theft or vandalism on the site, and if this is the case, then there is no reason to store replacement fencing panels in the containers.

It was agreed that the Clerk write to the Planning Inspectorate, outlining all of the above points.

There being no other business the meeting closed at 8.00 p.m.

RUTH ATKINSON  
Parish Clerk