

THE PARISH COUNCIL OF NEWTON UPON RAWCLIFF AND STAPE

Minutes 19 July 2018

Present	Chairman Ian Parkin Deputy Chairman Steve Jackson Councillors Ian Clough David Hall Josie Hall Jane Hemingway Philip Jackson Grant Nersessian
79/2018	Apologies for absence received and approved from: All Councillors present so no apologies for absence.
80/2018	Declarations of members' interests in respect of items on this agenda No Declarations were received
81/2018	<p>Open Forum – Members of the public may make comment and give the Council information about matters on the agenda to be debated later in the meeting.</p> <p>Several residents of Newton upon Rawcliffe attended the meeting and spoke and asked:</p> <ol style="list-style-type: none">1. For ducks to be re-introduced on the pond at Newton.2. For stones and bollards to protect the grass on the Village Green adjacent to the Street. <p>The Clerk had circulated an Information Report to Councillors prior to the meeting summarising the history of these matters.</p> <p>The Clerk also read out 2 emails regarding the above matters that had been received from residents that were not able to attend the meeting.</p> <p>The Clerk also advised that Ryedale District Council had 7 bollards available for placement on Newton Village Green.</p>
82/2018	<p>Consideration of re-introduction of ducks on the pond at Newton upon Rawcliffe.</p> <p>The Village Green and Pond at Newton is owned by Ryedale District Council and the Parish Council is mindful that work cannot be carried out to the pond, or ducks introduced, without the express written consent of Ryedale District Council.</p> <p>It is clear from historical photographs that domestic ducks and geese have been taken to the pond for water. It is understood that some years ago the Public House opposite the village green used to have domestic ducks which it took to the pond each day and then took back to a duck house on its premises each night, being an exercise that the customers at the pub were invited to assist with.</p> <p>In recent years there have been ducks on the pond. These ducks were extensively fed by local residents and the duck population grew out of control. These ducks were not taken in at night and were not managed. As a result, they bred indiscriminately and were joined by more and more wild ducks. The resulting problems included:</p>

	<ul style="list-style-type: none"> • Ducks undermining the banks of the pond • Excessive noise from the ducks in the early morning particularly during the mating season • Ducks going into residents' gardens and causing damage • There being a lot of duck droppings on the green which was not conducive to residents, visitors and children using the green • Vermin being attracted to the area around the pond to eat the food put out for the ducks • Ducks and their ducklings sitting under cars and then getting run over to the distress of residents and visitors. <p>Numerous and regular complaints were made to the Parish Council to resolve the complaints.</p> <p>The Parish Council legally arranged for the removal of the ducks by an authorised person.</p> <p>Several councillors drew to the meetings attention that although the introduction of domestic ducks was a possibility, to do so would require daily management and care of the ducks if the complaints of the past were not to be repeated.</p> <p>All the Councillors present said that they were not prepared to be responsible for looking after ducks on the pond.</p> <p>Several councillors drew to the meetings attention that the pond in its present condition with very little water and banks having been undermined, was not an appropriate environment into which to introduce ducks.</p> <p>Councillor Ian Parkin proposed and Councillor Ian Clough seconded that the Parish Council do not support the re-introduction of ducks on the pond.</p> <p>Resolved</p> <ol style="list-style-type: none"> 1. That the Parish Council do not support the re-introduction of ducks on the pond at Newton 2. That residents be advised by this minute, that if they decide to re-introduce ducks onto the pond at Newton, the residents will <ol style="list-style-type: none"> a. Need to obtain the express written permission of Ryedale District Council b. be responsible for creating an appropriate environment for the ducks c. be responsible for the welfare and management of the ducks d. be responsible for responding to and acting upon any complaints received. 3. That the clerk seeks to find an expert in pond management and duck husbandry to come and speak to the public about these subjects.
83/2018	<p>To consider the subject of stones and bollards on the Village Green at Newton upon Rawcliffe.</p> <p>Councillor Ian Parkin proposed and Councillor Josie Hall seconded that Ryedale District Council be requested to erect bollards on the edge of the village Green at Newton.</p> <p>Resolved</p>

	<p>That the Clerk write to Ryedale District Council and request that Ryedale District Council erect bollards in the position of the recently placed stones in order to protect the BT box and the edge of the unclassified road surface.</p>
84/2018	<p>To consider for the purpose of Standing Orders, which Councillors are to be the signatories for documents to be entered into on behalf of the Parish Council and whether the Clerk is also to be a signatory. Council Minutes 33/2018 and 55/2018 refer.</p> <p>Councillors discussed the legal and administrative steps involved in completing the transfer of the Stape Village Hall land to the Parish Council.</p> <p>Councillor Ian Parkin proposed and Councillor Phil Jackson seconded that the Parish Council resolve as follows in order to record its accordance with the provisions of the Parish Council Standing Orders.</p> <p>Resolved</p> <ol style="list-style-type: none"> 1. Councillors confirmed and noted that the Parish Council's adopted Standing Orders are the model standing orders for Local Councils published by the National Association of Local Councils in 2010 and that the Parish Council had not adopted any amendments to those Standing Orders. 2. Councillors confirmed and noted that the Parish Council does not have a Common Seal, and therefor Model Standing Order 14 shown below applies – Execution and sealing of legal deeds for a Parish Council without a Common Seal: <ul style="list-style-type: none"> A legal deed shall not be executed on behalf of the Council unless the same has been authorised by a resolution and any two members of the Council, may sign, on behalf of the Council, any deed required by law and the Proper Officer shall witness their signature. 3. Councillors confirmed and noted that the Proper Officer of the Parish Council is its Clerk. 4. Councillors confirmed and noted that Councillor Phil Jackson and Councillor Clough had asked for it to be recorded in the minutes of this meeting that on this occasion they would not be available to be signatories on behalf of the Parish Council as they are members of the Village Hall Trust. 5. Resolved that the Clerk be the sole person instructing the solicitors for the Parish Council for this transaction. 6. Resolved that as the land was being transferred to the Parish Council by the Stape Village Hall Trust and the consideration was to be the sum of £1, the Parish Council did not require the solicitors to carry out any legal property related searches in relation to the land. 7. Councillors noted that Councillor Ian Parkin and Councillor Josephine Hall had volunteered, subject to their availability at the necessary time, to be the signatories to the Transfer Deed and any other associated documents.
85/2018	Any other urgent business

	Resolved: There was no urgent business raised at this meeting.
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Signed:

Chairman _____

Date _____