

## KIRKBURTON PARISH COUNCIL

### **Minutes of the Parish Council Meeting held on Thursday 7 September 2023 at 7.30 pm at Burton Village Hall**

Present: Cllr B Smith (in the chair)

Cllrs B Armer, R Barraclough, D Black, R Bray, C Bright, P Brook, R Burton, I Carthy, M Carthy, A Cooper, J Cowan, P McGleenan, A Munro, J Paxton, W Rowlands, J Taylor, P Taylor, C Voyce, E Voyce, C Walters and M Wheelhouse.

Officer in attendance: Mrs A Royle.

#### **Min 70 Apologies**

Apologies were received from Cllrs D Hardcastle, D Knight and R Smith.

#### **Min 71 Declarations of Interest**

The following declarations of interest were made:

Cllr Armer declared an interest in all planning applications as he is a member of Kirklees' Strategic Planning Committee and a reserve member of the Heavy Woollen and Huddersfield Planning Committees. He stated that any views expressed would be of a preliminary nature with the final decision being taken at the Committee meeting when in receipt of full information.

Cllr Barraclough declared an interest the definitive map modification order application in Farnley Tyas, as had been lobbied.

Cllr Bray declared interest in Planning Appl 23/92939 as he knows the applicant.

Cllr Burton declared interests in Planning Appl 23/92281 and 23/93282 as he knows the applicants.

Cllr Cowan declared an interest in Planning Appl 23/9224 as he knows the applicant.

Cllr Munro declared an interest in all planning applications as she is a reserve member of all the Kirklees Planning Committees. She stated that any views expressed would be of a preliminary nature with the final decision being taken at the Committee meeting when in receipt of full information. She also declared interests in Planning Appls 23/92281 and 23/92358 as she knows the applicants.

Cllr J Taylor declared an interest in all planning applications as he is a reserve member of the Kirklees' Planning Committees. He stated that any views expressed would be of a preliminary nature with the final decision being taken at the Committee meeting when in receipt of full information. He declared a declarable pecuniary interest in Planning Appl 23/92456, as he is the applicant, and left the meeting whilst the Council debated it and agreed the comment.

Cllr P Taylor declared an interest in Planning Appl 23/92586 as he knows the applicant.

**Min 71 Declarations of Interest (Cont'd)**

Cllr C Voyce declared an interest in Planning Appl 23/92586 as she knows the owner of the property.

Cllr E Voyce declared an interest in Planning Appl 23/92586 as he knows the owner of the property.

Cllr M Wheelhouse declared an interest in Planning Appl 23/92586 as she knows the owner of the property.

With the exception of Cllr Rowlands, all members present declared an interest in Planning Appl 23/92456, as they know the applicant.

**Min 72 Public Participation**

A member of the public addressed the Council on the subject of various highways issues in Highburton and Kirkburton.

**Min 73 Admission of the Public**

**Resolved:** To hold the meeting in the public session.

**Min 74 Civic Appointments**

The Chairman reported he had not attended any civic events since the last meeting.

**Min 75 Council Minutes**

**Resolved:** To confirm the accuracy of the minutes of the meeting held on 3 August 2023.

**Min 76 Change to Order of Business**

**Resolved:** To bring the following item forward in the meeting.

**Min 77 Rescinding Min S15 – Staffing Committee 16 March 2023**

Members noted that this special motion had been included on the agenda as the Clerk had received written notice signed by 9 Councillors requesting the above resolution, which concerned awarding additional hours to the Clerk during October and November, be reversed. The recommendation was made by the Staffing Committee on 16 March, and it was adopted by the Council on 6 April. A recorded vote was taken with the following result:

For: Cllrs B Armer, R Bray, C Bright, I Carthy, M Carthy, J Cowan, P McGleenan, W Rowlands, B Smith, J Taylor, C Voyce, E Voyce and M Wheelhouse.

Against: Cllrs R Barraclough, D Black, P Brook, R Burton, A Cooper, A Munro, J Paxton, P Taylor and C Walters.

**Resolved:** To rescind Min S15 of the Staffing Committee minutes dated 16 March 2023.

**Min 78 Staffing Committee Minutes**

**Resolved:** To agree and adopt the minutes of the Staffing Committee meeting held on 6 July 2023.

**Min 79 Management & Finance Committee Minutes**

**Resolved:** To agree and adopt the minutes of the Management & Finance Committee meeting held on 3 August 2023.

**Min 80 Plans**

Members considered the Kirklees Weekly Plan Lists for weeks commencing 31 July, 7, 14, 21 and 28 August 2023.

*23/92200 Erection of single storey retail unit with associated parking area and modification to existing site access and egress (within a Conservation Area on the former petrol station, North Road, Kirkburton.*

The Council objected on the grounds of Highways and Pedestrian Safety: The combination of reversing vehicles, service vehicles and parking on double yellow lines is likely to be detrimental to pedestrians in the village centre, and will cause congestion at an already busy section of the village.

*23/92270 Demolition of existing single storey rear extension and erection of two storey rear and single storey side extensions (within a Conservation Area) at 23 Far Dene, Kirkburton.*

The Council objected on the grounds that it was overdevelopment of the plot in the Conservation Area.

There was no comment on the following applications:

23/91868 Fenay Bridge (Lepton ward); 23/92165 Shelley; 23/92243 Thurstonland; 23/92244 Thurstonland; 23/92260 Houses Hill (GM ward); 23/92273 Highburton; 23/92279 Thurstonland; 23/92281 Lepton; 23/92292 Kirkheaton; 23/92294 Shepley; 23/92300 Kirkheaton; 23/92313 Highburton; 23/92323 Shepley; 23/92339 Kirkburton; 23/92346 Kirkburton; 23/92358 Fenay Bridge (Lepton ward); 23/92389 Fenay Bridge (Lepton ward); 23/92390 Grange Moor; 23/92411 Shelley; 23/92412 Shelley; 23/92430 Kirkburton; 23/92433 Kirkburton; 23/92439 Kirkburton; 23/92456 Shepley; 23/92465 Shepley; 23/92467 Kirkheaton; 23/92489 Grange Moor; 23/92499 Lascelles Hall (Lepton ward); 23/92500 Kirkburton; 23/92517 Kirkburton; 23/92543 Kirkburton; 23/92586 Kirkburton; 23/92605 Kirkburton and 23/92572 Colne Bridge (Kirkheaton ward).

**Min 81 Kirklees Council's Local Flood Risk Management**

Members noted the current consultation on the draft strategy, and in particular the issues at Palace Wood Bottom in Flockton and at the Council's allotments on Liley Lane in Grange Moor.

**Min 82 Definitive Map Modification Order Application in Farnley Tyas**

Members noted the consultation circulated with the meeting papers regarding the application to record the route known as Moor Lane between Farnley Road and Manor Road, as a public bridleway. It was noted that one member confirmed that the path has been in regular unobstructed use during the relevant period.

**Resolved:** To support the application as described above and to highlight the need to safeguard the continued use of the path by including it on the Definitive Map.

**Min 83 Grange Moor Community Association**

Members considered the application for a Coronation Grant of £234 to cover the costs of a village celebration.

**Resolved:** To award a Coronation Grant of £234 to Grange Moor Community Association to cover the costs of a village celebration.

**Min 84 Accounts**

**Resolved:** To approve the accounts as presented (£6,762.66 including £234.00 agreed under LGA 1972 s137).

**Min 85 YLCA Whole Council Training**

Members noted the information regarding training for the whole Council, which had been circulated with the meeting papers.

**Resolved:** To note the information.

**Min 86 Change to Order of Business (2)**

**Resolved:** To move the items of Correspondence and Information and Agenda Items to the end of the meeting.

**Min 87 Christmas Trees**

Members noted the information circulated with the meeting papers and the prior notification that the Council may consider suspending Financial Regulation No 4 due to the possible cost of Christmas trees exceeding the permitted 10% overspend above the budget. The reason was due to the significant price increase of trees and the notification that Kirklees Council would no longer provide one free tree, was not known of at the time the budget was set.

**Resolved:** To suspend Financial Regulation No 4 for the following item.

Members then debated the situation and the various possibilities.

**Resolved:** To order 11 trees to be located in: Farnley Tyas, Flockton, Grange Moor, Highburton, Kirkheaton, Lascelles Hall, Lepton, Shelley, Shepley, Stocksmoor and Thurstonland, and to request the Management & Finance Committee to make a recommendation on adjusting the Christmas Tree budget line the next time it monitors the Council's expenditure.

**Min 88 Definitive Map Modification Order 224 in Fenay Bridge**

Members noted the information circulated with the meeting papers regarding the consultation on the application to modify the Definitive Map and Statement and record a public footpath on land east of Hermitage Park, shown as Points A-B on the attached map.

**Resolved:** To note the application.

**Min 89 Definitive Map Modification Order 225 in Fenay Bridge**

Members noted the information circulated with the meeting papers regarding the consultation on the application to record a public footpath on land west of Lepton Great Wood, Fenay Bridge as shown on the attached map by a black dashed line between points C-D-E.

**Resolved:** To note the information.

**Min 90 Definitive Map Modification Order 226 in Fenay Bridge**

Members noted the information circulated with the meeting papers regarding the consultation on the application to record a public footpath on land south of Woodsome Park, Fenay Bridge shown on the attached map by lines between points F-G.

**Resolved:** To note the information.

**Min 91 Volunteer Councillor to administer the Grants**

Members noted details of the work required and the correspondence from the Clerk's Trade Union representative circulated with the meeting papers. They further noted legal advice received from YLCA, which advised against Councillors working for the Council in a volunteer capacity. A debate took place during which it was reported that Kirklees Legal Services had advised against a volunteer councillor arrangement due to a potential conflict of interest.

A recorded vote took place on the proposal to request a Councillor to volunteer to administer the 3 grant schemes as described with the following result:

For: Cllrs B Armer, R Bray, C Bright, I Carthy, M Carthy, J Cowan, P McGleenan, B Smith, J Taylor, C Voyce and E Voyce.

Against: Cllrs R Barraclough, D Black, P Brook, R Burton, A Cooper, A Munro, J Paxton, P Taylor, C Walters and M Wheelhouse.

Abstention: Cllr W Rowlands.

**Resolved:** To request a Councillor to volunteer to administer the 3 grant schemes as described in the meeting papers.

**Min 92 Correspondence and Information**

Members noted the written report, which was distributed at the meeting. The Clerk drew particular attention to the clear audit received from the Council's External Auditor. Members noted that the Conclusion of Audit Notice will be displayed for 14 days.

**Min 93 Agenda Items**

The following item was requested for debate at a future meeting:

- Councillor Volunteer

The Chairman thanked everyone for attending and closed the meeting.