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BURLAND PARISH COUNCIL

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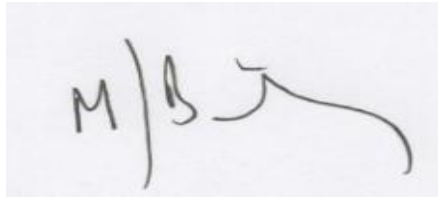
Mark Bailey
Clerk

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NOTICE OF PARISH COUNCIL MEETING

Parish Councillors are summoned to a meeting of the Parish Council

DATE: THURSDAY 12TH JANUARY 2023
TIME: 7.30 pm
VENUE: GOODWILL HALL, WREXHAM ROAD, FADDILEY
CW5 8JF



Signed: _____

Date of Issue: 6th Jan 2023

Enquiries to: Mark Bailey (Clerk) Tel: 07854445636

To: Members of the Parish Council
Copies: Borough Councillor Stan Davies (Wrenbury)

Note:

Members of the public are asked to print their own copy of the agenda from the website. Members of the public without access to the Internet are asked to contact the Clerk by no later than noon on the day of the meeting to ensure that sufficient spare copies of the agenda are available.

AGENDA

1 APOLOGIES FOR ABSENCE

Apologies for absence should be notified to the Clerk before 6.00 pm on the day of the meeting, if possible.

2 DECLARATIONS OF INTEREST

Members to declare any disclosable pecuniary interest or non-pecuniary interest which they have in any item of business on the agenda, the nature of that interest, and in respect of disclosable interests, to leave the meeting prior to the discussion of that item. If declarations are not made at this point in the proceedings, they should be made as soon as the Member becomes aware of an interest. Whilst the Clerk can advise on the Code of Conduct and its interpretation, the decision to declare (or not) is the responsibility of the Parish Councillor, based on the circumstances of the matter in hand.

3 MINUTES – 12TH DECEMBER 2022 (PARISH COUNCIL MEETING)

To approve, as a correct record, the minutes of the meeting held on 12th December 2022.

<https://burlandpc.org.uk/wp-content/uploads/2023/01/DRAFT-Minutes-12-December-2022.pdf>

4 REPORT OF THE CLERK/CHAIR

To report on matters from the above minutes.

5 PUBLIC QUESTION TIME

Members of the public can ask a question or address Members on any matter of Parish Council business.

6 COMMUNITY GOVERNANCE REVIEW AND CREATION OF NEW BURLAND AND ACTON PARISH COUNCIL

To update Members on the transition to the new Burland and Acton Parish Council.

Meetings were held at Cheshire East Council in November 2022. At these meetings, information was shared on the Community Governance Review process and the outcomes of the Review. These sessions were supported by ChALC.

In total, seven mergers took place as a result of the CGR, creating new parish councils, one of which involves Burland in a merger with Acton, Edelston and Henhull Parish Council into the new Burland and Acton Parish Council.

These changes will come into being on 1st April 2023, with elections to the new Council taking place on 4th May 2023.

In terms of Council Tax, Cheshire East Council has determined the precepts of the newly created councils. The precept set for Burland and Acton Parish Council is £17,191 (taxbase is 513.06 and each Band D property will therefore pay £33.51). A request to review this amount by the existing councils was rejected by Cheshire East Council.

Other areas covered by the changes and any transition period were discussed at these sessions, but no definitive advice was provided by CEC/ChALC, rather it was advised that discussions should take place between the existing parish councils affected by the changes. These issues included: -

- The role of the existing Clerks
- Bank accounts/assets/contracts

To facilitate discussion on the above matters, as well as other factors relevant to the changes, meetings have been held between the Chairs and Clerks of Burland and Acton, Edelston and Henhull Parish Councils. The following matters were agreed: -

- To retain both existing clerks and to review the position after 12 months
- To make arrangements for the precept to be paid into one of the existing bank accounts
- To hold 11 meetings per year and to hold these meetings on a Thursday evening at Acton Parish Hall

Further to these initial agreements, further discussions have taken place between the two existing councils and ChALC. The following information has been gathered from these meetings: -

- In terms of the bank account, the most straightforward approach is to retain one of the existing bank accounts and to arrange for the precept to be paid into this account – in this case, it is proposed that the Acton bank account is used for this purpose. The name of the account should be changed in May 2023 and the last action of Burland PC should be to transfer any monies to the Acton bank account prior to 1st April 2023 and then to close the Burland PC account. Cheques approved prior to April 2023 can then be given out in May 2023 from the new bank account. No payments can be made by the new Council until after the elections in May 2023. Therefore, any outstanding payments for Burland PC will have to be made at the last meeting of the council due to take place on 13th March 2023.
- In terms of the Clerks, the new council cannot have joint Clerks, but can have a Clerk and a Deputy Clerk. It is suggested that the Burland PC Clerk becomes Clerk to the new Council and the Acton, Edelston and Henhull Clerk becomes the Deputy Clerk. It is further suggested that this arrangement is reviewed after 12 months by the new Council.

Therefore, although the new Council will come into being on 1st April 2023, no business will be able to be transacted until after the elections on 4th May 2023. If any urgent decisions need to take place, this will be done by the Cheshire East Ward Councillor.

Based on the precept provided by Cheshire East Council, a budget for the new Council has been drawn up. This can be seen via the link below. The total budget is £20,575.42 which will be covered by the precept quoted with the remainder from reserves.

<https://burlandpc.org.uk/wp-content/uploads/2023/01/DRAFT-BUDGET-2023-24-7.12.22.pdf>

RECOMMENDATION:

Members are asked to **RESOLVE** the following: -

- Note the information set out above in this agenda item

7 FINANCIAL MATTERS

The following financial matters will be considered at the meeting.

7.1 Ledger/Bank Reconciliation Statements (1.4.22-31.12.22)

The ledger/bank reconciliation statement for the period 1st April 2022-31st December 2022 is presented to Members for note.

<https://burlandpc.org.uk/wp-content/uploads/2023/01/Burland-Parish-Council-Ledger-01.04.22-31.12.22.pdf>

7.2 Budget Monitoring Statement (2022/23 – Quarter Three)

The budget monitoring statement for the third quarter of 2022/23 is presented for Members to note.

BUDGET MONITORING REPORT

<https://burlandpc.org.uk/wp-content/uploads/2023/01/Budget-Mon-Dec-2022-06.01.23-BM.pdf>

RECEIPTS AND PAYMENTS SUMMARY

<https://burlandpc.org.uk/wp-content/uploads/2023/01/Budget-Mon-Dec-2022-06.01.23-RP.pdf>

7.3 Authorisation of Payments

£255.66	Dr MJ Bailey – salary payment for Clerk (Dec 2022)
£63.92	HMRC for month 9 of the tax year (2022-23) (Clerk's salary)
£165.00	Goodwill Hall (Room Hire 2022)
£396.00	Netwise Training (Website Costs)

RECOMMENDATION: Members are asked to approve the above payments.

8 BOROUGH COUNCILLOR'S REPORT

Borough Councillor W S Davies to report on any Cheshire East Council matters of interest.

9 HIGHWAY MATTERS

The Parish Council is to receive an update on highway matters in the parish and/or affecting the parish.

9.1 Road Safety

To consider any issues relating to road safety, including the conditions of the roads.

9.2 Speed Gun

This item is for Members to provide an update on issues relating to use of the speed gun.

9.3 Location of SID

The Parish Council is to agree the location of the SID in the period up to and including the next Parish Council meeting.

10 PLANNING MATTERS

This is for the Parish Council to discuss any planning issues affecting the area.

10.1 Planning Application

The Parish Council has been notified of the following planning application.

23/0054N

10 Swanley Lane, Ravensmoor, CW5 8PX

Proposed alterations including replacement of front oriel window with bay replacing flat roof over garage to side and first floor rear extension and dormer window to front elevation.

The planning application can be found at

<https://planning.cheshireeast.gov.uk/applicationdetails.aspx?pr=23/0054N>

Closing date for comments: 1st February 2023

11 COMMUNICATION/SHARED INFORMATION

Members may share any information, but formal decisions cannot be taken under this item.

12 DATE OF NEXT MEETING

To be confirmed

Notes

1) Members of the Public

The Parish Council welcomes and encourages members of the public to attend its meetings. You are requested to enter and leave quietly and to remain quiet during the meeting. Mobile phones and pagers should be switched off, and no food or drink should be brought into the meeting.

Members of the public are not able to participate in meetings but are able to ask questions or make a statement, prior to the start of the meeting. In addition, if you feel there is a matter which should be brought to the attention of the Parish Council you may contact the Clerk, the Chairman, or any member of the Parish Council, and arrangements can be made to place the item on the agenda for the next meeting, if appropriate.

On occasions, members of the press and public will be excluded from the meetings when the business to be transacted is of a confidential nature; for example, dealing with individual people, staffing matters, contracts, and financial affairs of other parties.

2) Parish Councillors

A) Notice of items

The Parish Council cannot lawfully decide any matter which has not been specifically included on the agenda, and there is case law to this effect (*Longfield Parish Council v Wright (1918) 88 LJ Ch 119*).

B) Planning Grounds The grounds on which observations can be made on planning applications are as follows –

- | | |
|--|---|
| 1 Development Plan in all its aspects | 8 Appropriateness of use taking account of local area |
| 2 Government legislation and guidance | 9 Effect on highway safety |
| 3 Siting | 10 Landscape |
| 4 Design | 11 Listed buildings |
| 5 External appearance | 12 Conservation areas |
| 6 Compatibility with street scene | 13 Land |
| 7 Development effect on neighbouring properties, contamination, amenities, and privacy | 14 Flooding |

Non-Relevant Matters

- | | |
|---|--|
| 1 Matters controlled by other legislation | 6 Business competition |
| 2 Effects on private rights | 7 Personal circumstances – health/finance |
| 3 Provisions in covenants/deeds | 8 Ownership |
| 4 Effect on property values | 9 Moral issues |
| 5 Private opinions | 10 Matters which might breach legislative requirements |

Note: If the Parish Council agrees, in principle, with an application, but not in all aspects, suggestions for “development conditions” can be made, in line with relevant factors.