

MINUTES of Euxton Parish Council full council meeting held on 19 May 2022 from 7.15pm at The Annexe, Euxton PC Community Centre, Wigan Road, Euxton.

Present: Cllr K Reed (Chairman) Cllr D Patterson Cllr V Thornhill
Cllr P Fellows Cllr D Rigg Cllr H Tune
Cllr E Jones Cllr A Riggott
Cllr A Oddy

Clerk: D Platt, A Platt
Members of the public: 0

1. Election of Council Chairman

Resolved: Cllr Katrina Reed was nominated and voted as Chair for the coming year and signed the declarations of acceptance of office as Chairman.

2. In the ordinary year of election of the Council to fill any vacancies left unfilled at the election by reason of insufficient nominations

Clerk informed that the vacancies are advertised on the noticeboards and has gone in to the next newsletter. No applications received to date. These vacancies will be filled at the earliest opportunity.

3. To decide when any declarations of acceptance of office, which have not been received as provided by law, shall be received.

Members signed their Declarations, Councillors not in attendance will sign on their return, before the next meeting.

4. Election of Vice Chairman

Resolved: Cllr Eric Jones was nominated and voted as Vice Chair for the coming year.

5. Representatives on Committees, Lead Members, Groups and Outside Bodies

Members volunteered for the various committees. Cllr Rigg will continue as lead member for planning.

6. Apologies

Cllrs N Hall, I Hamer, S Hoyle, R Peers, S Walker.

7. Declarations of Interest and Dispensation Considerations

None at present.

8. Minutes of Council Meetings

Resolved: Minutes of the Full Council Meeting held on Full Council of 17 April 2022 were agreed to be an accurate record and signed by the Chairman.

9. Public Participation

None present.

10. Statutory Business

Planning - Consider planning report from Lead Member for Planning, approve responses and ratify responses made between meetings or to meet deadlines

22/00420 suggest send standard comment B2c regarding bin storage

22/00468 it is suggested in the application there is an engineering solution – object to the felling of trees and use the engineered solution.

22/00456 plans not available, increase in bedrooms and reduction of garage making it not large enough for a car so losing a space – suggest para A1 to ensure adequate parking is provided off-road for the amount of bedrooms and loss of garage.

11. Financial Items

11.1 Approve Expenditures for this month, and any submitted after the agenda.

Resolved: Council approved the listed expenditures (see Appendix 1).

11.2 Receive financial reports (Item withdrawn)

11.3 Bank signatures/authorisers, to consider increasing members

Resolved: Council approved Cllr Neil Hall to be a signatory on all the accounts.

12. Code of Conduct updated version for decision

Resolved: Council agreed to the revised code of conduct issued by the Local Government Association (LGA) link here: [Local Government Association Model Councillor Code of Conduct 2020](#).

13. Response to query on land at Earlsway brought to Council in April

Cllr AR declared an interest in this item

Council deliberated over the three items presented at the meeting, the legal advice report from the Clerk, the report from Councillors Oddy & Walker and the responses to the Clerk's report received from the resident who brought the query to the Council.

Council thanked the Councillors who had visited and discussed this matter with the residents and for their report.

Resolved: Council decided a number of actions:

That in relation to its powers under s260 of the Public Health Act the Council had seen no evidence of a public health risk that may enable such powers to be exercised and so would not exercise its powers in this regard on this occasion.

The legal advice, obtained by the Parish Council on 'sections 79 to 82 of the Environmental Protection Act 1990' could not be actioned by the Parish Council due to the land being in private ownerships and there being private remedies not yet explored by the complainants. Council will action the following:

- Euxton Parish Council write a response letter to the resident, who raised this issue and attended the April Council meeting, to relay the suggested private remedies of taking Legal Advice/Action in the form of the local Magistrates' Court the statutory nuisance procedure and to involve their household buildings Insurers in a claim against the neighbouring land owner and/or United Utilities for damages and restitution.
- Euxton Parish Council write to the Environmental Protection team at the Borough Council to report that there is prima facie evidence of a statutory nuisance issue in this area, asking that support be given to the residents in reference to the sections 79 to 82 of the Environmental Protection Act 1990 and it should take action.

- Euxton Parish Council copies to the legal team at Chorley Council the advice it has received and the decisions it has taken in these minutes – to appraise Chorley Council of all the information in the parish council's hands.
- Euxton Parish Council copies to all the ward Borough Councillors and Sir Lindsey Hoyle MP the letter response to the resident above, the letter to the legal team at Chorley Council – so every party is aware of what involvement Euxton Parish Council has had in this matter.

14. Yarrow Valley loop path FP22

Consider a report and proposal regarding the Euxton parts of the path in the Yarrow Valley. Clerk will try to identify if there is a lead member for the Yarrow Valley site and if there is a nominated person looking after the Green Flag sites and applications.

Resolved: Council decided on a number of actions:

- Invite Chorley Lead Member/ward Councillors to visit and walk the path to see the damage and work required – request for the meeting to be in the next 2 months
- Re-issue the letter sent to Chorley Council (Nov'20) updated with all the new report considered at this meeting and with a renewed effort to get a response to the questions it raised such as:
 - Is there a management plan for the Yarrow Valley scheme and if Euxton section is in it.
 - What is the relationship with the land owner and Chorley Council, asked in the original letter of Nov'20.
 - The objectives and plans of the Green Flag scheme and why the section in Euxton is in such a poor state of repair.
 - Why a response has not been forthcoming and should this letter be re-sent as an FOI?

15. Matters for information

Personnel Committee met and agreed a Job Description and advert for the new role, agreed how the vacancy would be advertised and some timescales for sifting and interviewing. It has since agreed to advertise in the newsletter and extend the closing date.

Clerk updated that the PCC had been contacted after the last meeting regarding item 7. Lancashire County Council Spid Policy. Andy Pratt the Deputy PCC and Road Safety Partnership visited the village on Wednesday 27 April and viewed the Spids in action in Euxton. The PCC are prioritising road and aiming to increase 'prevention' measures, such as Spids and he would be meeting LCC regarding this policy change.

Cty Cllr Riggott asked if the Charter had been received from the County yet. Clerk informed that it had been agreed and was in the press but had not been communicated to the parishes yet – when it arrives it will be on the councils agenda.

Millennium Green new seats had arrived and would be fitted Friday.

Jubilee gifts for the children – dates have come in from two schools to attend to help distribute – Chair and Vice Chair will visit the schools.

Councillor passed on positive he had received regarding the Millennium Green and its enhancements over recent years.

The Chairman declared the public part of the meeting closed.

APPENDIX 1 to Minutes of 19 May 2022

11.1 Approve Expenditures for this month

Euxton Parish Council						Payments for May 2022
Date	Supplier	Method	ref	Budget	£.	Description
01/04/2022	CBTC	EB	9	4020	462.00	Office deposit/setup
01/04/2022	CBTC	EB	10	4020	402.00	April rent
01/04/2022	Clayton-le-Woods PC	EB	11	4020	500.00	Furniture
04/04/2022	Southern Electric	DD	12	4500	40.51	Electricity
21/04/2022	Water Plus	DD	13	4500	6.38	Water
21/04/2022	Water Plus	DD	14	4500	280.20	Water waste
21/04/2022	Water Plus	DD	15	4500	86.01	Water
21/04/2022	RBS	DD	16	4080	6.30	Bank charges
28/04/2022	Plusnet	DD	17	4080	6.55	Mobile
29/04/2022	Southern Electric	DD	18	4500	55.56	Electricity
30/04/2022	BT	DD	19	4080	66.54	Telephony
01/05/2002	Easywebsites	DD	20	4080	98.40	Website/emails
16/05/2022	J P Woodland	EB	21	4530	650.00	Tree Mgreen
16/05/2022	I P Jones	EB	22	4520	226.38	Fence repair
16/05/2022	Treexpert	EB	23	4510	1668.00	Chapel Brook tree works
16/05/2022	Salaries	EB	24	4000	5677.18	May salaries
16/05/2022	HMRC	EB	25	4000	1096.67	May Tax & NI payments
16/05/2022	Earth Anchors	EB	26	4530	2726.70	Seats
16/05/2022	Eccleston Elec	EB	27	4570	159.56	Repairs
16/05/2022	CBTC	EB	28	4020	402.00	Office rent
16/05/2022	Burt Wesley	EB	29	4520	288.00	Green waste removal
16/05/2022	C&W Berry	EB	30	4570	80.68	Hardware
16/05/2022	Studholme Bell	EB	31	4010	180.00	Salary Services
20/05/2022	Water Plus	DD	32	4500	6.38	Water
13/04/2022	Zoom	Debit	33	4080	14.39	Subscription
29/04/2022	Screwfix	Debit	34	4570	2.88	Hardware
29/04/2022	Amazon	Debit	35	4080	34.80	Storage boxes
11/04/2022	Peoples Pension	DD	36	4000	159.03	Pensions
16/05/2022	ICO	Debit	37	4080	40.00	Registration
13/05/2022	B&M	Debit	38	4020	16.98	Stationery
11/05/2022	Peoples Pension	DD	39	4000	178.16	Pensions April
20/05/2022	RBS	DD	40	4080	2.45	Bank charges
27/05/2022	Plusnet	DD	41	4080	6.55	Mobile
12/05/2022	Zoom	Debit	42	4080	14.39	Subscription
					<u>13320.11</u>	