



# Fulford

Parish Council

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## Minutes of the Extra-Ordinary Meeting of Fulford Parish Council held at 13:00 on Wednesday 1<sup>st</sup> May 2024 in The Old Library, Fulford Social Hall, School Lane, Fulford, York.

**Present:** Cllr. Juliet Koprowska (Chair); Cllr. Simon Marsh (Vice-Chair); Cllr. Vivienne Clare; Cllr. Mary Urmston; Cllr. Andrew Vevers; Cllr. Geof Walker; one member of the public and the Clerk.

### 23259. Chair's welcome.

The Chair welcomed all present to the meeting and initiated introductions.

### 23260. To receive apologies and approve reasons for absence.

Apologies were received from Cllr. Keith Aspden and the reasons for absence were approved.

### 23261. To receive any declarations of interest.

No interests were declared.

### 23262. To receive and approve the Minutes of the Meeting of the Parish Council held on 9 April 2024. Deferred to the next meeting.

### 23263. To receive and consider Parishioners' Questions:

*[Public Participation – Members of the public who wish to speak regarding an item within the remit of the Parish Council may do so. Each speaker is limited to 3 minutes and the maximum time for this item is 15 minutes].*

A member of the public spoke in objection to the planning application at Item 23264.a.i on the basis that the residential nature of the location made it an inappropriate site, raising concerns that it would lead to antisocial behaviour, particularly at night and would have a detrimental impact on area.

The Chair closed Parishioners' Questions.

### 23264. To consider a report of planning applications and questions considered by the Planning Working Group and decide on any further action:

#### a. New applications:

- i) 24/00593/FUL | Change of use of retail unit (use class E) to mixed use restaurant and hot food takeaway (Sui Generis), and associated works including enclosed compound area to rear and new plant equipment. | Iceland 248 Fulford Road York YO10 4PA;

It was noted that the Parish Council had not been consulted on the application as the location is outside the parish boundary. The Planning working group had considered the application in detail and had circulated a draft letter of objection for councillors to consider. Councillors commended the draft and following its consideration, it was **RESOLVED** to submit the letter of objection on the following grounds as drafted but subject to some agreed minor amendments:

- Adverse impact on heritage assets;
- Adverse impact on the amenity of adjoining residents;
- Impact on highway safety at the junction with the A19;

- Impact on community health;
  - Lack of information (arboricultural assessment and equalities impact assessment)
- ii) 24/00549/LHE | Erection of single storey extension extending 5.6 metres beyond the rear wall of the original house, with a height to the eaves of 2.3 metres and a total height of 3.7 metres | 75 Bishopdale Way York YO19 4AE;  
It was **RESOLVED** there were no objections.
- iii) 24/00616/CLD | Certificate of lawful development for dormer to rear | 44 Naburn Lane Fulford York YO19 4RL;  
It was **noted** that no response was necessary.
- iv) 24/00693/TCA | Fell 1no. Douglas Fir - tree in a conservation area | 83 Main Street Fulford York YO10 4PN  
It was **RESOLVED** to comment to the effect that the loss of a mature tree would be regrettable in terms of biodiversity and ecological impact.

**b. Ongoing applications:**

- i) *To consider exclusion of the press and public from the discussion of any aspect of item 23264.b.ii) by virtue of s.1(2) of the Public Bodies (Admission to Meetings) Act 1960*  
It was **RESOLVED** to exclude the press and public from discussion of any aspect of item 23264.b.ii) by virtue of s.1(2) of the Public Bodies (Admission to Meetings) Act 1960.
- ii) 23/01234/FUL – Conversion of Nos. 100-102 to provide 4no. dwellings with external alterations and extensions. Erection of 1 no. dwelling to the rear and parking. (resubmission). 100 Main Street Fulford

*Cllr. Urmston left the meeting.*


It was **noted** that the response to the pre-action letter had been received that morning. Following consideration of that response, it was agreed that advice from counsel would be beneficial. Concerns were raised at the level of consequential possibly irrecoverable legal costs that may incur. It was **noted** that an offer of a private financial donation had been made to mitigate the legal costs of this action. Likely/possible outcomes were considered and the pros and cons of progression of the action were discussed at length. It was **RESOLVED** to instruct counsel to advise on the response and merits of the case, to allocate £2,000 from the Planning budget towards counsel's costs and to accept voluntary donation(s) towards the costs up to a maximum of £3,000 should costs exceed £2,000.

*Cllr Urmston returned to the meeting.*

**23265. Confirm date and time of next meeting.**

The next meeting of the Parish Council is the Annual Meeting of the Parish Council at 7pm on 14<sup>th</sup> May 2024.

The Chair closed the meeting at 14:03.

  
Signed (Chair)