

LPC

LAZONBY PARISH COUNCIL – WORKING FOR THE COMMUNITY

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A NOTICE TO:

All Members of Lazonby Parish Council and to all Lazonby Parishioners.

Date: Friday 27th May 2016.

Dear Sir/Madam,

There will be a Meeting of Lazonby Parish Council on **Wednesday 1st June 2016, in the Jubilee Rooms, Lazonby Village Hall, at 7.30 pm.** The Agenda for the Meeting is enclosed and you are hereby summoned to attend.

The Agenda for the Meeting is set out as below.

Yours faithfully,



Rebecca Wyatt
Clerk to the Council.

AGENDA

ITEM NO:	ITEM	RECOMMENDATIONS, CONSIDERATIONS & ACTIONS.
1.	Apologies for absence.	TO RECEIVE any apologies for absence.
2.	Appointment of Chairman of the Council for 2016 - 2017.	TO RECOMMEND that proposals are invited from the floor for a Chair to be appointed for the year 2016 – 2017 from the Council Members.
3.	Appointment of Vice-chairman of the Council for 2016 - 2017.	TO RECOMMEND that proposals are invited from the floor for a Vice-chair to be appointed for the year 2016 – 2017 from the Council Members.
4.	The filling of Council Member Vacancies.	TO CONSIDER nominations to fill the Council Member vacancies by Co-option, which were left unfilled at the election by reason of insufficient nominations.
5.	Requests for Dispensations.	TO RECEIVE any requests received by the Clerk since the previous meeting for dispensations to speak and/or vote on any matter where a member has a disclosable pecuniary interest.
6.	Declaration of Interest.	TO RECEIVE any Declarations by elected and co-opted Members of any Personal or Prejudicial Interests relating to any items on the agenda for this meeting.

		<p>Members are invited to declare any personal interests they may have relating to any item on the Agenda and, having done so, to consider whether they also have a prejudicial interest in that item.</p> <p>Members are also reminded that, in accordance with the revised Code of Conduct, they are required to declare any disclosable pecuniary interests or other registerable interests which have not already been declared in the Council's Register of Interests. (It is a criminal offence not to declare a disclosable pecuniary interest either in the Register or at the meeting.)</p> <p>Members may, however, also decide, in the interests of clarity and transparency, to declare at this point in the meeting, any such disclosable pecuniary interests which they have already declared in the Register, as well as any other registerable or other interests.</p> <p><i>If a Member requires advice on any item involving a possible declaration of interest which could affect his/her ability to speak and/or vote, he/she is advised to contact the clerk at least 48 hours in advance of the meeting.</i></p>
	<p><u>A note from the Clerk to the Council.</u> A personal interest might be reasonably regarded as one which might affect a member's wellbeing, financial position, or business (which would be a 'direct' interest, as it impacts on the member directly); or that of a relative or friend (which would be an 'indirect' interest) to a greater extent than that of other council tax payers, ratepayers or other inhabitants of the area. A personal interest will also be a prejudicial interest if a member of the public, who knows the relevant facts, would reasonably think that a member's personal interest is so significant that it is likely to prejudice his / her judgement of the public interest.</p>	
7.	Matters of Urgency.	<p>TO CONSIDER any matters on grounds of urgency which arrived too late to be otherwise placed on the agenda and/or are determined by certain deadlines.</p> <p><u>Please Note:</u> This item can be used to raise any 'matters of urgency', even if the matter is to be discussed later in the agenda under a related item heading. For example: planning applications which were received after the agenda was issued in order to meet the 21 day deadline. These will then be dealt with in the appropriate agenda item.</p>
8.	Minutes of the Council Meeting (AGM) of the 4th May 2016.	<p>RECOMMENDATION that the Minutes of the Parish Council meeting (AGM) on the 4th May 2016 be approved and signed as a true record of those proceedings. <u>Note: Please see Appendix 8a.</u></p>
9.	Matters Arising from the Minutes of the Council Meeting (AGM) of the 4th May 2016.	TO CONSIDER any matters arising from the Minutes of the Council Meeting (AGM) of the 4 th May 2016.
	15/152 - Report from County Councillor Hilary Carrick.	TO RECEIVE an update about the resurfacing of Scaur Lane.
	15/190 – Overgrown pavement, Seat and damaged Bus Stop Sign - Armathwaite Rd End.	TO RECEIVE an update about the damaged Bus Stop Sign at Armathwaite Road End of the A6.
	15/244 - Wall at Bank Foot.	TO RECEIVE an update on the collapsed wall at Bank Foot.
	16/22 - Copper Beech Tree at Croglin	TO RECEIVE an update about the Copper Beech Tree at Croglin Designs.

	Designs.	
	16/23 - Low Plains Quarry Update.	TO RECEIVE a letter and supporting paperwork from David Hughes of Cumbria County Council regarding the Low Plains Quarry – discharge of conditions. Note: Please see Appendix 9a. <u>Please note: Some of this information was given out by Email to Councillors.</u>
	16/47 - Closure of Railway between Carlisle and Appleby.	TO RECEIVE an update about the closure of the Railway between Carlisle and Appleby.
	16/60 – Public participation - Maintenance of the War Memorial	TO RECEIVE an update about the re-pointing of the War Memorial as discussed at the April 2016 meeting of the Parish Council.
	16/112 - Steps to the Railway Station.	TO RECEIVE an update about the steps to the Railway Station.
	16/113 - Footpath along the River Eden.	TO RECEIVE an update about the tidying up of the footpath along the River Eden. <u>Report of the Clerk to Council.</u> Councillor John Judson found out that the land that the footpath is situated on belonged to Mr Lace. The Clerk has written to Mr Lace to ask if the footpath and surrounding area along the River Eden, using part of his land, could be tidied up after the recent repairs to fencing following the winter floods.
10.	Public Participation.	TO RECEIVE any contributions from the parishioners relating to: a) Any item on the agenda; b) And any other parish-related matter which they may wish to raise. <u>Report of the Clerk to Council.</u> A Lazonby Hall representative rang the Clerk to report the ditch on the road from Lazonby to Armathwaite was blocked and had contributed to the flooding of some of their estates cottage gardens. Eden District Council had put her in touch with the Clerk. The Clerk referred her to Cumbria Highways and then County Councillor Hilary Carrick if she has no joy with Highways.
11.	Fibre Optic Broadband.	TO RECEIVE an update regarding Fibre Optic Broadband from Brian Smythe.
12.	Report from the District Councillor Gordon Nicolson.	TO RECEIVE a report from the District Councillor Gordon Nicolson about Eden District Council matters affecting the Parish.
13.	Report from County Councillor Hilary Carrick.	TO RECEIVE a report from County Councillor Hilary Carrick about County Council matters affecting the Parish.
14.	Review of Standing Orders, Financial Regulations and adopting other policies and procedures.	TO RECEIVE an update about the amended new NALC Model of the Financial Regulations.
15.	Emergency Procedures for Parish.	TO RECEIVE the meeting notes for the Environment and Neighbourhood Committee meeting held on 16 th May 2016. ALSO TO RECEIVE the following RECOMMENDATIONS from the Environment and Neighbourhood Committee:

Lazonby Parish Council should consider the outline arrangements at a future meeting and determine whether the Parish Council should facilitate the production of a Lazonby Community Emergency Plan. If this is agreed, the next steps would be:

1. Obtain more information about producing a plan and consult with people who have completed and approved a plan. This would include getting copies of approved plans.
2. Consult partners and stakeholders to ascertain their position on supporting the preparation of a plan. If this is positive, convene an initial meeting of interested persons / organisations.
3. Consult residents and if this is positive, establish a project group to develop the Lazonby Community Emergency Plan.

Note: Please see Appendix 15a.

16.

Lazonby Parish Projects:

a. Registration of Parish Land.

TO RECEIVE an update regarding the registration of Parish land.

ALSO TO CONSIDER the rights of way in favour of existing residents specifically which properties use the path for access and how often etc. to inform Bethan Griffiths.

ALSO TO CONSIDER that the advice given by Bethan, as set out in the below Email, that the Solicitors now confirm the Parish Council wish to proceed with the application and negotiate further with the Methodist Church trustees to give some additional time to finalise the transfer details, and if at any stage it becomes apparent that the matter is becoming contentious the Solicitors and the Parish Council will need to review whether the Parish Council wishes to continue with the application.

Report of the Clerk to Council.

Following the May 2016 meeting of the Parish Council the Clerk informed Bethan Griffiths of Cartmell Shepherd Solicitors that the Council agreed that the footpath marked on the map be transferred over to the Methodist Church Trustees, as long as the Trustees pay for all the costs related to this transfer. However, the Parish Council also requested that they see the transfer details before they are finalised as there are concerns about rights of way for residents in that area who use the path to access their own properties. Bethan Griffiths replied to say that she had passed the Parish Council's comments on to the Methodist Church's solicitor and were awaiting their response. Also in relation to the rights of way in favour of existing residents, could the Parish Council supply further details, specifically which properties use the path for access and how often etc. as Bethan had been asked to provide further details.

Bethan Griffiths then informed the Clerk that:

"The Trustees for Methodist Church have been forced by the Land Registry to object to the application for first registration notwithstanding that we are in negotiations with the trustees to transfer the footpath to them. I am in direct contact with the solicitor instructed on behalf of the Methodist Church Trustees who did advise me in advance that they had filed an objection and was at pains to stress that they were compelled to do this by the Land Registry because they would not allow any further extensions in time for us to resolve matters. Providing the Methodist Church trustees are happy to meet the Parish Council's legal costs and other concerns regarding access, we can transfer the footpath to the Methodist Church and the matter will be resolved. My advice is that we confirm the Parish Council wish to proceed

		<i>with the application and negotiate further with the Methodist Church trustees to give us some additional time to finalise the transfer details. If at any stage it becomes apparent that the matter is becoming contentious we will need to review whether the Parish Council wishes to continue with the application.”</i>
	b. Neighbourhood Plan.	TO RECEIVE an update regarding the Neighbourhood Plan.
	c. Scaur Close Green.	TO RECEIVE an update regarding the Scaur Close Green triangle project.
	d. Community Play Ground.	TO RECEIVE an update about the Community Playground.
17.	Financial Report by the Treasurer.	<p>TO RECEIVE the Financial Report from the Treasurer. <u>Note: Please see Appendix 17a.</u></p> <p>ALSO TO CONSIDER Lazonby Bowling Club’s request regarding their grant award from Lazonby Parish Council being more than they now need and how to return the money.</p> <p><u>Report of the Clerk to Council.</u> Paul Harper, the Secretary of Lazonby Bowling Club has contacted the Clerk and Treasurer to inform them that following the receipt of their grant award cheque of £230 for the repairs to the wall, the Bowling Club received and paid the final invoice which was for £1,175, some £55 lower than the original estimate. Bearing in mind they were successful in securing grants of £500 each from the Eden Community Fund and Cumbria County Council Community Grant, they have decided to hold onto the grant cheque from the Parish Council as the shortfall is £175. Paul Harper would like the Parish Council to advise how they want the Bowling Club to deal with it, either return the cheque and the Parish Council re-issue another for the lesser amount, or should the Bowling Club bank it and then send a return cheque for £55.</p>
18.	Authority for Payments.	<p>TO CONSIDER any requests for payment received by the Treasurer, Clerk or Council Members.</p> <ol style="list-style-type: none"> 1. Zurich Insurance for Liability and Damage to goal posts of £101.52. 2. CALC Course Fees for a course Councillor Tim Wright attended of £29.50. 3. Lazonby Village Hall for the annual electricity cost for Street Lights of £100
19.	Planning Applications – New (or Appeal).	<p>TO CONSIDER any new applications which have been issued for consultation by Eden District Council.</p> <p><u>Please Note:</u> At the time of this Agenda being issued there were no Planning Applications received. However, if any New Planning Applications reach the Clerk to the Parish Council between the Agenda being issued and the Meeting itself, then the Clerk and the Chair will consider if it is appropriate to introduce them to the meeting; or if it may be necessary to convene a meeting of the Planning Committee. These will be initially introduced under the ‘Matters of Urgency’ item on this agenda to then be further discussed in this item of the agenda.</p>
20.	Planning Applications – Decisions.	<p>TO RECEIVE and be NOTED decisions on Planning Applications which have been issued by Eden District Council.</p> <ol style="list-style-type: none"> 1. Planning Application 15/1174 - (Listed Building) Alterations to form new chimney stack to rear of property, at Low Plains House, Calthwaite, Penrith CA11 9RQ – GRANTED. 2. Planning Application 16/0027 - (Full Application) Refurbishment and rationalisation of the existing 1MW(e) biomass gasification

		<p>combined heat and power plant including a new building, an extension to the existing building, a new yard and back up biomass boiler, at Low Plains Farm, Calthwaite, Penrith CA11 9RQ – GRANTED subject to conditions.</p> <p>3. Planning Application 16/0196 - (Listed Building) Listed building consent for reconfiguration of the outdoor store area to create a new boiler house and associated works, at Lazonby C of E School, Lazonby, Penrith CA10 1BL – GRANTED.</p> <p>4. Planning Application 16/0255 - (Full Application) Proposed side extension to provide disabled toilets, at Lazonby Swimming Pool, Lazonby, Penrith CA10 1BL – GRANTED.</p> <p>Please Note: At the time of this Agenda being issued there were no further Planning Application Decisions received. However, if any Planning Application Decisions reach the Clerk to the Parish Council between the Agenda being issued and the Meeting itself, they will be presented at the Meeting.</p>
21.	Police up-date.	TO RECEIVE a report from the local Community Police, including any Neighbourhood Alert bulletins.
22.	Lazonby Fire/Rescue Service.	TO RECEIVE a report about the Lazonby Fire/Rescue Service, including any neighbourhood Alert Bulletins.
23.	Housing issues and Development in the Parish.	TO RECEIVE an update regarding the Barton Dale signs. ALSO TO CONSIDER any other issues relating to housing issues in the parish.
24.	Traffic and Parking Issues in the Village.	TO CONSIDER any traffic or parking issues in the village.
25.	LPC Cumbria Highways Link Person Report.	TO RECEIVE a report on any other issues that have arisen since the last Council meeting concerning Cumbria Highways.
26.	Ground Worker for the Summer 2016.	TO CONSIDER the employment of a Ground Worker for Summer 2016.
27.	Cumbria Countryside Access Fund funded through the Rural Development Programme for England 2014 – 2020	<p>TO CONSIDER the Cumbria Countryside Access Fund funded through the Rural Development Programme for England 2014 – 2020</p> <p><u>Report of the Clerk to Council.</u> The Rural Payments Agency are pleased to be able to announce the launch of the Cumbria Countryside Access Fund funded through the Rural Development Programme for England 2014 – 2020. The aim of the fund is to help attract visitors back to rural Cumbria after the floods by restoring rights of way that are used regularly by visitors. The new fund provides grants to improve and reinstate public rights of way in rural areas of Cumbria damaged after the flooding caused by Storm Desmond in December 2015. The improvements must include measures to protect the rights of way from future flooding. Grants are available from £100,000 up to £1 million in the North, East and South Lake District and £500,000 in rural areas of Cumbria outside of the National Park. The Fund is open to public bodies and landowners and will cover up to 100% of eligible costs for reinstating and improving:</p> <ul style="list-style-type: none"> • rights of way that lead to or connect rural towns and villages, visitor attractions or assets • multi user and long distance trails • rights of way that pass through environmentally sensitive areas such as Sites of Special Scientific Interest <p>The fund will close at 5pm on 13th June 2016. They will be running a</p>

		workshop for potential applicants on Tuesday 24th May at 9.30am at the Environment Agency, Ghyll Mount, Gillan Way, Penrith, Cumbria, CA11 9BP. Anyone wishing to attend must confirm their attendance by e-mailing caf@rpa.gsi.gov.uk . Application forms and guidance for the new fund can be obtained by emailing caf@rpa.gsi.gov.uk.
28.	Re-Advertisement of Temporary Road Closure B6413 Lazonby To Kirkoswald	TO RECEIVE and be NOTED notification of the re-Advertisement temporary road closure B6413 Lazonby To Kirkoswald. <u>Please Note: This information has already been given out on Email to Councillors.</u>
29.	Temporary Road Closures - Eden Area Micro Asphalt Various Locations	TO RECEIVE and be NOTED a notification of the temporary road closures in the Eden Area for Micro Asphalt works at the following locations: <ul style="list-style-type: none"> • Catterlen Village • Lazonby Village • Colby Lane, Appleby • Fairy Bead Lane, Stainton • Colby Village <u>Please Note: This information has already been given out on Email to Councillors.</u>
30.	The Town and Country Planning (Local Planning) (England) Regulations 2012 Cumbria Minerals and Waste Local Plan 2015-2030 Regulation 19 Publication Version	TO CONSIDER the Town and Country Planning (Local Planning) (England) Regulations 2012 Cumbria Minerals and Waste Local Plan 2015-2030 Regulation 19 Publication Version. <u>Report of the Clerk to Council.</u> A letter was received inviting the Parish Councils comments on the Publication Version of the draft Cumbria Minerals and Waste Local Plan – this is the version that we intend to submit to the Secretary of State for Examination. Any comments that the Parish Council wish to make will need to be received by 5pm Monday 4 July 2016, either by post or e-mail, as set out in the letter. Also attached was a copy of the draft Local Plan policies, but without the supporting text, maps of the site allocations, the Statement of the Representations Procedure, a Response Form. These documents, the full draft of the Cumbria Minerals and Waste Local Plan, the Policies Maps and all other supporting documents, comprising the Sustainability Appraisal, Habitats Regulations Assessment, Strategic Flood Risk Assessment and the Site Assessments Report, will be available on the County Council website from 5pm on Monday 23 May 2016: http://www.cumbria.gov.uk/planning-environment/policy/minerals_waste/MW_LP/Consultations2016.asp .
31	Invitations to Participate.	TO CONSIDER if Council Members would like to comment, take part in, attend, or send a representative to the following: <u>Please Note: Some of this information may have already been given out on Email to Councillors.</u>
32.	INFORMATION given for reference only.	TO RECEIVE and be NOTED any information that has been given out for reference only: <ol style="list-style-type: none"> 1. Notice of referendum on the UK's Membership of the European Union in the Eden voting area – The Clerk put this information on the Parish Council notice boards. 2. Event Notification - The Mighty Corinthian Saturday June 25th - The Mighty Corinthian is the longest vintage cycling event in the world at 301km or 187 miles. The pilot of this event will be passing through the area on Sunday June 26th 2016. As this is

the pilot year, the riders will be highly dispersed and you should expect no disruption. Further, they will not allow the event to grow beyond 300 in future years, so this very low level of disruption will always be the case. The riders will be using traditional steel racing bikes, with the newest being at least 30 years old! They will also be noticeable by their period racing jerseys and goggles! Please give them a cheer if you see them, they will need all of the help they can get! Approximate timings are as follows:

- Coniston: 0400-0530
- Grasmere: 0730-0830
- Caldbeck / Hesket Newmarket: 0900-1030
- Lazonby / Kirkoswald: 1130-1230
- Melmerby: 1230-1320
- Appleby: 1345-1500
- Brougham: 1340-1640
- Pooley Bridge: 1420-1730
- Glenridding: 1500-1840
- Troutbeck: 1530-1920
- Ambleside: 1550-2010
- Ulverston: 1700-2140

Please Note: Some of this information may have already been given out on Email to Councillors.

33.	Date of the Next Meeting.	RECOMMENDATION that the date of the next scheduled meeting be Wednesday 6 th July 2016, in Lazonby Village Hall, at 7.30 pm.
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INFORMATION EXCHANGE:

Please note that following the Council meeting there will be a 15 minute period where members can exchange information of a general nature. As items raised are NOT on the Agenda they will not be minuted.