

LPC

LAZONBY PARISH COUNCIL – WORKING FOR THE COMMUNITY

Clerk to the Council: Rebecca Wyatt, 15 Dunfell View, Kirkby Thore, Penrith, Cumbria CA10 1UT

Tel: 0843 2894416

Website: www.lazonbyparishcouncil.org

Email: LazonbyPC@googlemail.com

A NOTICE TO:

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

Date: Friday 2nd February 2018.

Dear Sir/Madam,

There will be a Meeting of Lazonby Parish Council on **Wednesday 7th February 2018, in the Jubilee Room, 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.	The filling of Council Member Vacancy.	TO CONSIDER nominations to fill the Council Member vacancy by Co-option following a recent Councillor resignation.
3.	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.
4.	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.

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. 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.) 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. 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.

A note from the Clerk to the Council.

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.

5.

Transfer of Assets and Services to the Parish.

TO RECEIVE an update on issues from the Environment & Neighbourhood Committee regarding the following:

1. Transfer of Assets and Services to the Parish.

TO RECEIVE the draft Minutes and associated paperwork with **RECCOMENDATIONS** from the Environment and Neighbourhood Committee Meeting in January 2018.

Note: Please see Appendix 5a

ALSO TO RECEIVE the following Email from Neil Buck Contracts Manager at Eden District Council

"At the recent Eden District Council Full Council meeting the Resolved Minutes note the extended date for signing up is now 31st March 2019, however it is also stated that to be added to the list for Capital funding in 2018/19 the Town (TCs), Parish Council's (PCs) or Meetings (PMs) need to have a signed legal agreement in place. Specific legal agreements are being sent to the 18 number TCs, PCs or PMs who have already confirmed that they wish to take on the responsibility for their "Agreed" footway lights. Please, as soon as possible, if not already confirmed, confirm if your TC, PC or PM also wish to take on the responsibility for your "Agreed" footway lights and a specific legal agreement will be prepared and sent out for signature.

Eden District Council can manage the service in 2018/19 for all TCs, PCs or PMs, details will be sent of the charge for those who will have received the 100% funding. However the funding will start at 75% in 2019/20 for those who do not sign up before the 1st April 2018 as they still need time to decide how they wish to continue with the provision of the service. Also, for 2019/20 confirmation will be needed on how your TC, PC or PM wish to continue with provision of basic maintenance and electricity supply. Should your TC, PC or PM wish be to continue with EDC this would still require reviewed by both

		<p><i>parties before the 1st April 2022.”</i></p> <p><i>For additional information - With regard to the “Not Approved” lights, the policy at this time is to remove them as they become unmaintainable. From 1st April 2022, any footway lights that TCs, PCs or PMs do not wish to take over responsibility will be removed as they stop working (this will even be should they only require a replacement bulb).</i></p> <p>ALSO TO RECEIVE the following Email from CALC</p> <p><i>“A number of parish councils have contacted me to ask that the legal team at NALC review the contract drafted by Eden District Council for you to sign in order to take on the agreed footway lights in your parish. I sent the contract to NALC as a result of these requests. The advice I have received today from NALC is that you should not sign the contract yet. NALC’s legal opinion is that the contract will need revision before being ready to be signed. Please inform your council of the advice from NALC and we will get back to you with further guidance when we have it.”</i></p>
6.	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>
7.	Minutes of the Council Meeting of the 6th December 2017.	<p>RECOMMENDATION that the Minutes of the Parish Council meeting on the 6th December 2017 be approved and signed as a true record of those proceedings.</p> <p style="text-align: right;"><u>Note: Please see Appendix 7a.</u></p>
8.	Progress Reports on Recent Actions - progress reports regarding matters from the Minutes of the 2nd December 2017 (the list below are the main issues but in addition other issues may also be discussed from the last Minutes that are not listed here).	
	a. Lease with Croglin Designs Ltd (Last minute no. 17/153).	<p>TO RECEIVE an update regarding the Lease with Croglin Designs Ltd.</p> <p><u>Report of the Clerk to Council.</u></p> <p>The Clerk contacted Chris Lofthouse of Lofthouse Consulting (Commercial Property Consultant) to inform him that Lazonby Parish Council Members agreed to him drafting a letter, on behalf of Croglin Designs Ltd. However, the Clerk also request on behalf of the Parish Council a tripartite letter, where the Parish Council agrees to the assignment, the outgoing tenant agrees to the incoming tenant becoming the tenant and the incoming tenant agrees to take on the obligations in the lease and undertakes to the Parish Council directly to comply with all of the obligations of the tenant, including the payment of rent. Chris replied asking if the Council members had made any comment regarding the relating the Condition to a Schedule of Condition by way mainly of photographs? This question now needs to be answered.</p> <p style="text-align: right;"><u>Please Note: correspondence on this has already been circulated</u></p>

among Parish Councillors

	b. Parish Council Website (Last minute no. 17/190)	TO RECEIVE an update about the Parish Council website.
	c. Footpaths at 'The Meadows' Development (Last minute no. 17/177).	TO RECEIVE an update about the footpaths at 'The Meadows' Development.
	d. Community Speed watch scheme which Cumbria Police.	TO RECEIVE an update on recruiting volunteers for the Community Speed watch scheme promoted by Cumbria Police.
9.	Public Participation.	TO RECEIVE any contributions from the parishioners relating to: <ul style="list-style-type: none">• Any item on the agenda;• And any other parish-related matter which they may wish to raise.
10.	Super Fast Broadband.	TO RECEIVE an update regarding Fibre Optic Broadband.
11.	Report from the local Community Police.	TO RECEIVE a report from the local Community Police. <u>Please Note: The monthly Police Newsletter has already been circulated on Email to Councillors and a copy will be available at the meeting to view.</u>
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.	Lazonby Parish Projects:	
	a. Neighbourhood Plan.	TO RECEIVE an update regarding the Neighbourhood Plan.
	b. Will Pool Footpath Project.	TO RECEIVE an update regarding the Will Pool footpath project.
15.	Financial Report by the Treasurer.	TO RECEIVE the Financial Report from the Treasurer. <u>Note: Please see Appendix 15a.</u>
16.	Authority for Payments.	TO CONSIDER any requests for payment received by the Treasurer, Clerk or Council Members. <ol style="list-style-type: none">1. The sum of £47.99 for the web hosting for Lazonby Parish Council Website for the next 12 months, to the old Webmaster Geoff Bennett who is still running the website until the new website is launched. Please note that the webhosting account will be transferred to the new webmaster/Treasurer in the near future but will be paid for by the Parish Council.

17.	Planning Applications – New (or Appeal).	<p>TO CONSIDER any new applications which have been issued for consultation by Eden District Council.</p> <p>Please Note: 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>
18.	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 No: 17/0817 – Proposed residential development for 5 no. dwellings, at a site behind the Lilacs, Lazonby, Penrith CA101AQ – GRANTED. 2. Planning Application No: 17/0912 – Change of use from Methodist Chapel to residential use without changes to external appearance, at Lazonby Methodist Chapel, Main Street, Lazonby, Penrith CA10 1BG – GRANTED. <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>
19.	LPC Cumbria Highways Link Person Report.	<p>TO RECEIVE any reports on other issues that have arisen since the last Council meeting concerning Cumbria Highways.</p>
20.	Deputies for Parish Council Committees.	<p>TO CONSIDER the nomination of deputies for the Parish Council Committees, and to make any consequential amendments to TORs, to ensure that future Committee Meetings are quorate.</p>
21.	Proposed Based Station Consultation.	<p>TO CONSIDER the following consultation:</p> <p>Proposed Base Station – CTIL 208108_VF12967, at land of Rose Bank Farm, Lazonby, Penrith CA101AT (NGR: E 354682, N 539020). The proposal involves the installation of a 22.5m high column accommodating 3 No antennas and 1 No 300mm dish. The proposal would also involve the installation of 1 No electrical meter cabinet, 3 No equipment cabinets and ancillary equipment within a compound surrounded by a 1.2m high stock proof wooden fence, as shown in the attached drawings. It is considered that the proposed development represents the best compromise between minimising the visual impact of the proposal on the surrounding area and meeting the technical coverage requirements of the network. Please see attached the proposed drawings for your information. This new base station is required to provide high quality 4G mobile network coverage and capacity to the surrounding area.</p> <p>Vodafone Limited has entered into an agreement with Telefónica UK Limited pursuant to which the two companies plan to jointly operate and manage a single network grid across the UK. These arrangements will be overseen by Cornerstone Telecommunications Infrastructure Ltd (CTIL) which is a joint</p>

venture company owned by Telefónica UK Limited and Vodafone Limited. This agreement allows both organisations to:

- Pool their basic network infrastructure, while running two, independent, nationwide networks;
- Maximise opportunities to consolidate the number of base stations;
- and significantly reduce the environmental impact of network development.

A new base station is required in the vicinity of Lazonby, Penrith to provide high quality mobile network coverage and capacity for O2 and Vodafone customers in the surrounding area. The search area largely consists of the village of Lazonby which is predominantly residential and drops from south west to north east with the railway line cutting along the bottom of the valley. The majority of the commercial activity in the village is to the north east at its lowest point. The railway line and some of its old yard (now Bells Bakery) are designated as a conservation area and the River Eden is an SSSI and SAC. The village is surrounded by agricultural fields on all sides.

The purpose of this is to consult with the Parish Council and seek their views on our proposal before any planning submission is made. We understand that you are not always able to provide site specific comments; however, Vodafone is committed to consultation with communities on our mobile telecommunications proposals and as such would encourage you to respond. As part of Vodafone's continued network improvement program, there is a specific requirement for a new base station at this location in order to provide high quality 4G mobile network coverage and capacity. Mobiles can only work with a network of base stations in place where people want to use their mobile phones or other wireless devices. Without base stations, the mobile phones and other devices we rely on simply won't work. The deadline for a response for this consultation is Thursday 8th February 2018.

Please Note: This information has already been circulated on Email to Councillors and copies will be available at the meeting to view.

22. Scaur Close Village Green Registration.

TO RECEIVE a letter from Cumbria County Council Commons Registration Officer regarding the Scaur Close Village Green registration.

Please Note: This information has already been circulated on Email to Councillors and copies will be available at the meeting to view.

23. Invitations to Participate.

TO CONSIDER if Council Members would like to comment, take part in, attend, or send a representative to any invitations to participate.

- 1. Department for Transport's public consultation on future funding on the SRN** - Proposals for the Strategic Road Network (SRN) and its current and future needs - This consultation closes at 11:45pm on 7 February 2018.
- 2. NALC's Local Councillor Census Survey.**

ALSO TO NOTE that NALC has been requested by the Lord Chamberlain's office to inform member councils that Her Majesty will be hosting a Royal Garden Party at Buckingham Palace on 31st May 2018 and Cumbria Association has been allocated 4 places. Nominations to attend the Royal

Garden Party had to be made by Thursday 1st February 2018 – No Lazonby Parish Councillors wished to be put forward for this.

Please Note: This information has already been circulated on Email to Councillors and copies will be available at the meeting to view.

24. **INFORMATION given for reference only.**

TO RECEIVE and be **NOTED** any information that has been given out for reference only:

1. **CALC Newsletter** - December 2017/January 2018.
2. **Police Newsletter** – January 2018.
3. **NALC’s notes regarding the final Audit Annual return documentation.**
4. **Extract from the NALC Chief Executive’s Bulletin for January - General Data Protection Regulation** – NALC continue to lobby government and Parliament on the implications of the General Data Protection Regulation for the sector in terms of additional workload and cost and they have called for new burdens funding to support the introduction of the new regime.
5. **Information from NALC –**
 - a) **SAAA email auditor appointment notifications** - Individual email notifications of external auditor appointments, made during 2016 for the 5 year period commencing with the financial year 2017/18, have been sent out by Smaller Authorities Audit Appointments (SAAA) during November to nearly 10,000 smaller authorities where a valid email address is held or can be traced. If a local council has not received the email from SAAA, firstly check junk/spam folders, and if nothing has been received please email admin@saaa.co.uk to let them know along with any updated contact details. Further details can be found on the SAAA website.
 - b) **Local government pay offer** -The National Employers for Local Government Services has offered council employees a two-year pay increase from 2018. The majority of employees – those on salaries starting at £19,430 per annum – would receive an uplift of 2 per cent on 1 April 2018 and a further 2 per cent on 1 April 2019, with those on lower salaries receiving higher increases. The offer, which will affect around 1 million employees, also includes the introduction of a new national pay spine on 1 April 2019. The National Employers, who negotiate pay on behalf of 350 local authorities in England, Wales and Northern Ireland, made the offer to unions yesterday.
6. **Police Consultation to ask for views on increasing the Council Tax** – They propose that a band D property be raised by nearly £12 to help fund making Police officers more visible and present in local communities. In Cumbria, the largest number of properties falls into band B which would pay an additional 78p a month. This is in line with the Government allowing Police and Crime Commissioners greater flexibility to increase council tax levels to help improve the service that

		<p>the police provide. Through this consultation they are seeking support and asking that together we can make a really important contribution to protect you and above all to keep us all safe. The survey was open until 19th January 2018.</p> <p>7. 2017/18 External Auditor Update for Smaller Authorities Information</p> <p><u>Please Note: This information has already been circulated on Email to Councillors and a copy will be available at the meeting to view.</u></p>
25.	Date of the Next Meeting.	<p>RECOMMENDATION that the date of the next scheduled meeting be Wednesday 7th March 2018, in the Jubilee Room, Lazonby Village Hall at 7.30pm.</p>

26.	Wall at Bankfoot.	<p>TO RECOMMEND that members of the public and press who are in attendance withdraw from the meeting at this point due to the confidentiality of the matter to be discussed.</p> <p>TO CONSIDER the next course of action regarding the collapsed wall at Bank Foot, Lazonby. <u>Note: Please see Appendix 26a.</u></p>
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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.

LAZONBY PARISH COUNCIL
February 2018 Meeting of the Parish Council
SUPPLEMENTARY APENDICES

ITEM NO: (Appendix)	ITEM
5a.	Transfer of Assets and Services to the Parish.

7a.	Minutes of the Council Meeting of the 6th December 2017.
15a.	Financial Report by the Treasurer.
26a.	Wall at Bankfoot – Confidential Minute.