

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 November 2015.

Dear Sir/Madam,

There will be a Meeting of Lazonby Parish Council on **Wednesday 2nd December 2015, 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.	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.
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. <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>
<u>A note from the Clerk to the Council.</u> <i>A personal interest might be reasonably regarded as one which might affect a member's wellbeing, financial</i>		

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.	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>Please Note: 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>
6.	Minutes of the Council Meeting of the 11th November 2015.	<p>RECOMMENDATION that the minutes of the Parish Council meeting on the 11th November 2015 be approved and signed as a true record of those proceedings.</p> <p style="text-align: right;">Note: Please see Appendix 6a.</p>
7.	Matters Arising from the Minutes of the Council Meeting of the 11th November 2015.	<p>TO CONSIDER any matters arising from the Minutes of the Council Meeting of the 11th November 2015.</p>
	15/137 - Photocopier Lease Review.	<p>TO RECEIVE an update on the lease of a new photocopier with a recommendation report from the Treasurer.</p> <p>Report of the Clerk to Council The Clerk managed to have Condition 13 and Condition 16 waived and the Contract was signed and returned to Midshires, who are working towards getting the new photocopier in place in December 2015. The Clerk is still to arrange for the old photocopier to be removed first as it is needed until December.</p>
	15/152 - Report from County Councillor Hilary Carrick.	<p>TO RECEIVE an update about the drainage system for the Story Homes housing development, and the resurfacing of Scaur Lane. The conditions for the Story Homes Plan were sent out on Email prior to the meeting.</p>
	15/170 - Town and Country Planning Act 1990 Appeal under section 78 for Planning Applic. 14/0919.	<p>TO RECEIVE an update about the Town and Country Planning Act 1990 Appeal under section 78 for Planning Application 14/0919 (behind the Lilacs).</p> <p>Report of the Clerk to Council. The Clerk spoke to Michael Choice, the Planning Inspectorate Case Officer for the Lilacs Appeal, who said that they had received the Parish Council's complaint about the handling of the case regarding the wrong Email being given to make comments, and no advice about the maximum size that attached files should be. He said that he will look into why the Parish Council have not received a reply and get back in touch with the Clerk with an answer. He did say they are currently waiting for a decision on the Lilacs planning application.</p>
	15/190 - Overgrown pavement, Seat and damaged Bus Stop Sign - Armathwaite Rd End.	<p>TO RECEIVE an update about the Overgrown pavement, Seat and damaged Bus Stop Sign at Armathwaite Road End of the A6.</p>
	15/193 - Community Oil Buying Groups.	<p>TO RECEIVE an update about the possibility of a Community Oil buying group being set up in Lazonby.</p>

	<p>15/244 - Wall at Bankfoot.</p>	<p>TO RECIEVE the following update on the Wall at Bank foot.</p> <p><u>Report of the Clerk to Council.</u></p> <p>Councillor Virginia Minihan wrote to Kevin Hutchinson of Eden District Council to inform him that over three years had passed since their meeting at Eden District Council, that seemingly resolved the issue of the collapsed wall at Bankfoot being repaired; however that was not the case and the wall was still in a state of disrepair and as predicted had collapsed further and the whole area was unsafe and unsightly. Kevin Hutchinson has now asked Daniel Addis of the Planning Department to liaise with Allan Park of Building Control (who was at the original meeting) and Councillor Virginia Minihan. This would include checking whether planning has a remit in this by going back to the original permission, or whether this is matter now primarily for building control and public safety. Daniel Addis has responded to say that he has reviewed the planning files associated with the development of the site and also spoken with Allan Park in building control. He also said that while he was not involved with the original discussions he can see from the timeframe that this issue has dragged on. He assumes that part of the reasoning for this is that the site is currently on the market and that the owners are hoping to pass the responsibility onto the future owner. He has also said that allowing a boundary wall to fall into disrepair, even when it is a risk to the safety of members of the public, is not a 'breach of planning control' that would allow the planning department to take immediate action. However, the planning department could investigate the impact that the wall and fencing is having on the 'amenity of the area' and if it is found to be significantly adverse and there is sufficient public interest, the planning department could serve an amenity notice requiring the visual impact of the wall and associated paraphernalia to be 'tidied up'. Please note that it is unlikely that an amenity notice could require that the wall be reinstated, rather it would be limited to addressing the impact on the amenity of the area. Allan Park of building control has also been informed of this as in Daniel's opinion his legislation allows him to serve, on behalf of the Council, the type of notices more appropriate in this instance i.e. where there is a risk to public safety and where remediation work is required immediately.</p>
8.	<p>Public Participation.</p>	<p>TO RECEIVE any contributions from the parishioners relating to:</p> <p>a) Any item on the agenda;</p> <p>b) And any other parish-related matter which they may wish to raise.</p>
9.	<p>Fibre Optic Broadband.</p>	<p>TO RECEIVE an update regarding Fibre Optic Broadband from Brian Smythe.</p>
10.	<p>Report from the District Councillor Gordon Nicolson.</p>	<p>TO RECEIVE a report from the District Councillor Gordon Nicolson about Eden District Council matters affecting the Parish.</p>
11.	<p>Report from County Councillor Hilary Carrick.</p>	<p>TO RECEIVE a report from County Councillor Hilary Carrick about County Council matters affecting the Parish.</p>
12.	<p>Lazonby Parish Projects:</p>	<p>TO RECEIVE an update regarding the registration of Parish land.</p> <p>TO RECEIVE an update regarding the implementation of a Neighbourhood Plan.</p> <p>TO RECEIVE an update regarding the Street lighting in the Parish.</p> <p>TO RECEIVE an update from Geoff Wilson regarding the Scaur Close green</p>
	<p>a. Registration of Parish Land.</p>	
	<p>b. Neighbourhood Plan.</p>	
	<p>c. Street lighting in the Parish.</p>	
	<p>d. Scaur Close</p>	

Green.		<p>triangle project. This includes a recently submitted funding application for the <i>Environmental Improvement Grant</i> scheme of the Friends of the Lake District (FLD). Note: Please see Appendix 12a and b.</p>
e. Recycling Centre and Eden Bridge Car Park.		<p>TO RECEIVE an update on the maintenance of the Eden Bridge Car Park surface.</p> <p>ALSO TO RECEIVE the following report about the Recycling Centre from Geoff Wilson who kindly keeps the recycling centre tidy along with his wife Jennifer Wilson: <i>"There continues to be a fair amount of fly-tipping at the centre which I and me continue to tidy-up at fortnightly intervals, I think that there may be a couple of people making a point about the removal of the plastics cage by leaving bags of plastic bottles and bags under the notice that says plastic isn't collected there any longer. Maybe they'll get over it!. I may be wrong but I get the feeling that because plastics can't be left there any longer there is also less use of the centre for paper, card and bottles etc.. Which possibly means that more of that stuff is now going into people's general waste. Or maybe people are making more use of the kerb-side collection?"</i></p> <p>ALSO TO RECEIVE an update about the plastic recycling cage at Eden Bridge car park recycling centre which was recently removed due to the ceasing of plastic recycling.</p>
f. Community Play Ground.		<p>TO RECEIVE an update about the ownership and maintenance of the Community Playground.</p> <p>Report of the Clerk to Council. The Clerk received a quote from Wicksteed, through Paul Emmerson of Eden District Council, for the cost of repairs to the Hurricane Swing, Birds nest swing and Hollywood Tower Unit of £454.79 (excluding VAT) which included parts and labour. The Clerk, having consulted with the Chair Councillor Virginia Minihan, then confirm that the invoice was acceptable and agreed to Paul Emmerson placing an order with Wicksteed on behalf of Lazonby Parish Council. This course of action was taken as stated in the Financial Regulations of the Parish Council where, expenditure on revenue items may be authorised up to the amounts included for that class of expenditure in the approved budget. This authority is to be determined by:</p> <ul style="list-style-type: none"> • The Council for all items over £1000. • The Clerk, after consultation with the Chair of Council or the Chair of the appropriate committee, for any items below £1000. <p>This will be evidenced by being Minuted in the December 2015 Minutes of the Parish Council.</p>
13.	Annual Lazonby Parish Council Grant Applications for 2016 – 2017.	<p>TO CONSIDER further the recommendations for the funding applications for 2016/2017.</p> <p>Report of the Clerk to Council. The Finance and Budget Committee met at the end of November, in order to discuss grant awards, as well as the budget and precept for 2016/2017. The following grant applications were considered with recommendations of awards to be given at the December 2015 Meeting of the Parish Council, in order for the Council to make their final decisions. The following Funding requests were discussed by the Finance and Budget Committee.</p> <ol style="list-style-type: none"> 1) Great North Air Ambulance for financial assistance of £200 towards the purchase of two portable scanners for the aircraft and the rapid response vehicles. 2) Parish Church of St.Nicholas (Parochial Church Council) for financial assistance of £500 towards the on-going costs of maintaining the grave

		<p>yard and outward appearance of St Nicholas Parish Church.</p> <ol style="list-style-type: none"> 3) The Fellrunner for financial assistance of £444.10 towards providing a scheduled bus service to the residents in the Parish of Lazonby. 4) Lazonby School for financial assistance of £250 towards replacing a climbing frame for the playground after the old one was condemned. 5) Eden Valley Camera Club for financial assistance of £200 towards buying more photography equipment for use by members. 6) Lazonby and District's Got Talent for financial assistance of £250 towards purchasing a set of specialised speakers and stands. 7) Lazonby & District Swimming Pool Association for financial assistance of £250 towards providing a series of subsidised water based activities in Lazonby Swimming Pool for local children. 8) Lazonby Bowling Club for financial assistance of £500 towards repairing a wall on the bowling grounds that borders the B6412. 9) Lazonby Village Hall Management Committee for financial assistance of £1500 towards the cost of the installation of insulation in the hall. <p><u>Please Note: this information has already been given out to Councillors at the November meeting of the Parish Council.</u></p>
14.	Financial Report by the Treasurer.	<p>TO RECEIVE the Financial Report of the Treasurer.</p> <p style="text-align: right;"><u>Note: Please see Appendix 14a.</u></p>
15.	Authority for Payments.	<p>TO CONSIDER any requests for payment received by the Treasurer, Clerk or Council Members.</p>
16.	Planning Applications – New (or Appeal).	<p>TO CONSIDER any new applications which have been issued for consultation by Eden District Council.</p> <ol style="list-style-type: none"> 1. Planning Application 15/1029 - Discharge of conditions no.3 (level 2 building survey) and no.4 (fixing details) attached to planning approval 15/0529. Reserved by Cond on Low Plains House, Calthwaite, Penrith CA11 9RQ. <p>PLEASE NOTE: The Clerk has spoken to the Planning Department after this was seen on the weekly planning application list but nothing had been received by post. Apparently they do not have to send this information to the Parish Council as it about discharging conditions but if the Parish Council wishes to make a comment then they may.</p> <ol style="list-style-type: none"> 2. Planning Application No: 15/1047 - Tree Works (CA) To fell a Fir Tree leaning into the lane; Settle-Carlisle Railway Conservation Area, at Station House, Lazonby CA10 1BL. <p><u>Please Note:</u> At the time of this Agenda being issued there were no further 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>
17.	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: 14/0451 - (Full Application) Extension of existing woodchip storage building and change of use of existing agricultural building and land to woodchip drying and storage use, at

		<p>Low Plains, Calthwaite, Penrith CA11 9RQ - GRANTED.</p> <p>2. Planning Application No: 15/0767 - (Full Application) Change of use of school house from C3 (dwelling house) to D1 (non-residential institution) and reconfiguration of outdoor store area to create a new boiler house and associated works, at School House, Lazonby, Penrith CA10 1BL GRANTED.</p> <p>3. Planning Application No: 15/0768 - (Listed Building) Reconfiguration of outdoor store area to create a new boiler house and associated works, at School House, Lazonby, Penrith CA10 1BL - GRANTED.</p> <p>4. Planning Application No: 15/0887 - (Full Application) First floor rear extension to dwelling, at Rectory Barn, Lazonby, Penrith CA10 1BL - GRANTED.</p> <p>5. Planning Application No: 15/0808 - (Full Application) Proposed side extension, at Braeside House, Lazonby, Penrith CA10 1AT - GRANTED.</p> <p>6. Planning Application No: 15/0838 - (Full Application) Proposed garden room, Bridge House, Lazonby, Penrith CA10 1BL - REFUSED.</p> <p>Please Note: At the time of this Agenda being issued there were no 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>
18.	Police up-date.	TO RECEIVE a report from the local Community Police, including any Neighbourhood Alert bulletins.
19.	Lazonby Fire/Rescue Service.	TO RECEIVE a report about the Lazonby Fire/Rescue Service, including any neighbourhood Alert Bulletins.
20.	Housing issues and Development in the Parish.	<p>TO RECEIVE an update regarding the Barton Dale signs.</p> <p><u>Report of the Clerk to Council.</u></p> <p>The Clerk wrote to Chris Mossop of Story Homes to say that it had been five months since their last correspondence, and that although the Clerk knew that the building at Scour Lane had not finished yet did they have any timescales yet regarding the signage at Barton Dale being carried out. The Clerk also asked for the information regarding the style and locations of the signage for the Parish Council to view, as referred to in Chris Mossop's last Email in June 2015. The Clerk heard back from Chris with an estimate that the work would be carried out in April 2016 at the close of actions on the housing development. Also that regard to wording to please see the Key Plan and proposed EDC schedule. The signage will generally be post mounted except for the Scour Lane sign at the Village Hall which by kind permission will be wall mounted. The Style will be as per the EDC guidance document, They hope that the plans and information are in order but to be assured that full details will be forwarded prior to any installation works being undertaken.</p> <p style="text-align: right;"><u>Note: Please see Appendix 20a</u></p> <p>TO CONSIDER any other issues relating to housing issues in the parish.</p>
21.	Traffic and Parking Issues in the Village.	TO RECEIVE an update about the issue of speeding traffic passing the school and possible traffic calming measures.
22.	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.

		<p>ALSO TO RECEIVE notification of a temporary road closure for the B6413 Lazonby To Kirkoswald operating from 15th February 2016 for 1 week to carry out Drainage & Surfacing Works <u>Note: Please see Appendix 22a.</u></p> <p>ALSO TO RECEIVE an update about the finger post restoration in the parish.</p> <p><u>Report of the Clerk to Council.</u> Replacement of the missing fingerpost sign at Baron Wood Farm junction is not in the Cumbria Highways current year's programme. David Spence, Cumbria Highways Network Manager believes that the sign was damaged in a road traffic accident in 2008, and they do not have any of the damaged components to repair, so new castings will be required. It is unlikely that Cumbria Highways will be able to procure the components in the current financial year, but will work towards the replacement of the sign in 2016/17. Now that this year's planned restoration work is well underway, they will focus on the small number of outstanding accident damaged or vandalised fingerposts. These include the signs on the B6412 Lazonby to Great Salkeld road at the Eden Lacy and North Dykes (north) junctions, the Bowscar junction on the Penrith to Lazonby road (these three are all in Great Salkeld Parish), as well as the Baron Wood Farm junction sign.</p>
23.	Annual Service of the grass cutters and strimmers.	TO CONSIDER a request from Geoff Wilson asking if he can take the grass cutters and strimmers to Penrith Tool Hire for their annual service prior to next Spring.
24.	Invitations to Participate.	<p>TO CONSIDER if Council Members would like to comment, take part in, attend, or send a representative to the following:</p> <ol style="list-style-type: none"> 1. Community Led Plans From Start to Finish Event - to be held at Ambleside Parish Hall on Tuesday 19th January 2016, 7pm-9pm. This FREE event is aimed at Parish/Town Councils, Community groups and anyone with an interest in Community Led Planning. <p><u>Please Note: Some of this information may have already been given out on Email to Councillors.</u></p>
25.	INFORMATION given for reference only.	<p>TO RECEIVE and note any information that has been given out for reference only:</p> <ol style="list-style-type: none"> 1. Eden Tripartite Meeting Minutes and information for October 2015. 2. Audit Procurement Changes - Factsheet for the Procurement of Audit for Smaller Authorities and the Sector Led Body. 3. Draft Minutes of the 41st Annual General Meeting of the Cumbria Association of Local Councils - held on Saturday 14th November 2015 and associated paperwork. 4. Eden District Council Plan 2015-2019. <p><u>Please Note: Some of this information may have already been given out on Email to Councillors.</u></p>
26.	Date of the Next Meeting.	RECOMMENDATION that the date of the next scheduled meeting be Wednesday 3 rd February 2016, at 7.30 pm, in Lazonby Village Hall. There is no scheduled meeting for January 2016.

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

December 2015 Meeting of the Parish Council

SUPPLEMENTARY APENDICES

ITEM NO: (Appendix)	ITEM
6a.	Minutes of the Council Meeting of the 7th October 2015.
12a and b.	Lazonby Parish Council - d. Scaur Close Green.
14a.	Financial Report by the Treasurer.
20a.	Housing issues and Development in the Parish.
22a.	LPC Cumbria Highways Link Person Report.