

LPC

LAZONBY PARISH COUNCIL

Minutes

For the Council Meeting held on Wednesday 5th October 2016, starting at approximately 7.30 p.m, in the Jubilee Rooms, Lazonby Village Hall.

Present: Acting Chair Councillor Gordon Nicolson.

Councillors Virginia Minihan, Peter Minihan, Chris West, Chris Hill, Christine Chamberlain and John Nicol.

Also in attendance: County Councillor Hilary Carrick, Brian Smythe Broadband Champion, Clerk to the Council Rebecca Wyatt and one parishioner.

Apologies for absence were received from Councillors Tim Wright, John Judson and the Parish Council Treasurer Chris Hoy

ITEM / MINUTE No.	ITEM	BUSINESS
16/199	Appointment of Chair of the Council for 2016 - 2017.	The Council considered nominations for the position of Chair of the Council to serve for the 2016 – 2017 municipal year, from the Council Members present.
		<p>RESOLVED that due to no nominations being received for the appointment of a Chair, that this would be deferred to the next Council Meeting in November 2016.</p> <p>ALSO RESOLVED that the Councillors present agreed that Councillor Gordon Nicolson be nominated to be the acting Chair for this meeting.</p>
16/200	The filling of Council Member Vacancies by Co-option.	The Council considered nominations to fill the two Council Member vacancies left unfilled at the election by reason of insufficient nominations. Parishioner John Nicol had put his name forward to the Clerk to be considered as a Parish Councillor.
		<p>RESOLVED that John Nicol be co-opted onto the Parish Council proposed by Councillor Virginia Minihan and seconded by Councillor Chris West, with all Councillors present in agreement.</p> <p>ALSO RESOLVED that it be noted that the Parish Council will continue to look to co-opt a further Council Member to fill the remaining position.</p>
16/201	Requests for Dispensations.	RESOLVED that it be noted that no requests were 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.
16/202	Declaration of Interest.	The Chair asked if there were any declarations by Council Members of any Personal or Prejudicial Interests relating to any items on the agenda for this meeting.
		RESOLVED that it be noted that Councillor Gordon Nicolson declared a personal and prejudicial interest in matters concerning Eden District Council.
16/203	Matters of Urgency.	RESOLVED that it be noted that there were no matters of urgency raised for consideration.
16/204	Minutes of the	The Minutes of the Council Meeting of the 7 th September 2016 were considered.

	Council Meeting of the 7th September 2016.	RESOLVED that the Minutes of the Council meeting of the 7 th September 2016 be approved and signed as a true record of those proceedings.
16/205	Matters Arising from the Minutes of the Council Meeting of the 9th September 2016.	The Council considered any matters arising from the Minutes of the 9 th September 2016.
	16/22 - Copper Beech Tree at Croglin Designs.	The Council received an update about the Copper Beech tree at Croglin Designs. Councillor Chris West asked tree surgeon Campbell Logue for a quote to carry out the following work to the Copper Beech tree; <ul style="list-style-type: none"> 1. To trim overhanging branches away from the telephone wires and re-shape the crown. 2. To chip and remove all arisings. 3. To liaise with Eden Council's tree officer.
		RESOLVED that the Council agreed to Councillor Chris West asking Campbell Logue to carry out the work needed on the Copper Beech tree near Croglin Designs at a cost of £495.
	16/60 – Public participation - Maintenance of the War Memorial.	RESOLVED that it be noted that due to Councillor John Judson's absence an update could not be given regarding the re-pointing of the retaining wall to the rear of the War Memorial, so this will be brought back to the November 2016 meeting of the Parish Council.
	16/112 - Steps to the Railway Station.	The Council received an update about the steps to the Railway Station. The Clerk spoke to the Property Manager at Trust Inns Ltd who said that he is still waiting for a final quote before they start the work, which he hopes will be soon. The Property Manager said he would ring the Clerk once he knew more.
		RESOLVED that the report regarding the hand rail to be installed on the steps to the Railway Station be noted.
16/206	Public Participation.	The Chair asked the parishioners present if they wished to make any contributions relating to any items on the agenda, or any other parish related matter which they may wish to raise. <p>A parishioner made the Parish Council aware of the 'Deregulation Act 2015' about historic rights of way so that it can be looked at in the future. On the 1st January 2026 the government intends to close the definitive maps to the claim of historic paths which existed before 1949 (section 53 of the Countryside and Rights of Way Act 2000 (CROW Act)), with the aim of providing certainty to landowners about what highways exist on their land. So the job of users is to ensure that all such routes which are useful or potentially useful are claimed before that date.</p> <p>A parishioner has enquired about the vehicles being stored on a site covered by CCTV on the road to Armathwaite. Councillors agreed that it could be to do with the work on the railway line following the landslide at Eden Brows.</p> <p>The parishioner who enquired about the flags on the Church has now found out that they were given by Malcom Kidd and not the Parish Council.</p>
		RESOLVED that Councillor Tim Wright, who has links to the railway, be asked to find out what the vehicles being stored on a site covered by CCTV on the road to Armathwaite, are being used for. <p>ALSO RESOLVED that Councilor Virginia Minihan would give the parishioner, enquiring about the vehicle site covered by CCTV near Armathwaite, a link to the Eden Brows Railway updates on the Internet.</p> <p>ALSO RESOLVED that Councillor Chris West will suggest to the Church that they</p>

		apply for funding from the Parish Council for the replacement flags.
16/207	Fibre Optic Broadband.	<p>The Council received a verbal report regarding Fibre Optic Superfast Broadband from Broadband Champion Brian Smythe.</p> <ol style="list-style-type: none"> 1. Connecting Cumbria is still waiting for confirmation from BDUK regarding the start of the 1st of 4 stages of improving superfast broad in rural areas. It is expected at the beginning of the New Year. There will be no impact in Lazonby village but Low Plains may benefit. 2. Lonsdale Communications have been looking at Low Plains but at present there are not enough residents for a receptor mast to be erected unless residents can contribute to funding it. BDUK are looking to give £350 per household to aid connection which could be for connections to BT or Lonsdale Residents of Low Plains have been told that they could have a mast to cover their 14 houses, but Brian was told they needed at least 20 connections (although there would be a little bit of flexibility on numbers). Brian is going to speak to Lonsdale about this again. 3. Cumbria County Council has said that there is no funding beyond the second phase at present due to lack of plans from BDUK. The former Prime Minister has spoken out about this and it looks like he may get behind this due to his own area in rural Oxfordshire. <p>RESOLVED that Brian Smythe be thanked for his written report about superfast broadband, the contents of which were noted.</p>
16/208	Report from the District Councillor Gordon Nicolson.	<p>The Council received a report from the District Councillor Gordon Nicolson about Eden District Council matters affecting the Parish.</p> <ol style="list-style-type: none"> 1. The Eden Local Plan - more public hearings were held in September 2016. Proposals have reduced the hubs from 28 to 18, which has gone down well with the Inspector. However, the number of houses needed is still under discussion, as the Inspector has said that 300 houses are not enough. Eden District Council has said that they have enough sites for development over the next 8 to 9 years, so the inspector is now giving this some thought. There are implications for the Neighbourhood Plan. 2. Eden District Council is currently carrying out a drive against Fly-tipping and Littering. Some prosecutions have been made based on evidence found in the rubbish. There are now new posters to put up at the bring site. 3. Digitalisation at Eden District Council continues to be developed which is hoped will make services more effective. This includes making all planning applications electronic documents, so there will be funding available for Parish Councils to buy projection equipment if needed. <p>RESOLVED that it be noted that District Councillor Gordon Nicolson reserved the right to speak on other issues on the agenda.</p> <p>ALSO RESOLVED that District Councillor Gordon Nicolson be thanked for his report, the contents of which were noted.</p>
16/209	Report from County Councillor Hilary Carrick.	<p>The Council received a written report from County Councillor Hilary Carrick about County Council matters affecting the Parish.</p> <ol style="list-style-type: none"> 1. The light at Ingle Nook is an Eden District Council light so it is their responsibility. 2. The damaged grit bin near Inglenook is to be replaced by Cumbria County Council. There will be no cost to the Parish Council if the incident was reported to the Police, and the Police find out who damaged it. The grit bin will be replaced in the next few weeks. However, there may still be a cost to the Parish Council.

		<p>RESOLVED that it be noted that County Councillor Hilary Carrick reserved the right to speak on other issues on the agenda.</p> <p>ALSO RESOLVED that County Councillor Hilary Carrick be thanked for her report, the contents of which were noted.</p>
16/210	<p>Environment & Neighbourhood Committee Meeting.</p>	<p>TO RECEIVE an update from the Environment & Neighbourhood Committee regarding the employment of a Ground Worker for Summer 2016. The Treasurer Chris Hoy has been in touch with another Parish Council who employ a Lengthsman. The sent him the following documents:</p> <ol style="list-style-type: none"> 1. Model Lengthsman's contract 2. Model Agreement with Highways for Lengthsman working on the road and verges. <p>The Lengthsman must have his/her own insurance for public liability and use of own vehicle, fuel, high vis clothing, tools etc. Also there is a list of works that the Lengthsman is permitted to carry out. No digging up of the highway but drain covers can be removed and drains cleared out etc. Also note that the Lengthsman must have a chainsaw certificate to use a chainsaw on the highway or in a public place. The Parish Council who employ the Lengthsman pay him £14/hour for 21 hours a month. They have 50 miles of roadway, so he cannot do everything, but he does an excellent job, and the scheme is very popular with residents.</p> <p>RESOLVED that Councillor Gordon Nicolson liaise with Treasurer Chris Hoy in order to write a proposal ready for the next meeting in November 2016.</p>
16/211	<p>Lazonby Parish Projects:</p>	
	<p>a. Registration of Parish Land.</p>	<p>RESOLVED that there is nothing further to report regarding the registration of parish land at present.</p>
	<p>b. Neighbourhood Plan.</p>	<p>The Council received an update regarding the Neighbourhood Plan. The Neighbourhood Plan Steering Group has continued to progress the Neighbourhood Plan. They have been looking at areas in the parish to register as a community asset. The next meeting is Tuesday next week.</p> <p>RESOLVED that it be noted that the next Neighbourhood Plan meeting be Tuesday 11th October 2016.</p> <p>ALSO RESOLVED that the Clerk send Councillor Virginia Minihan the EDC forms for registering community assets.</p>
	<p>c. Scaur Close Green.</p>	<p>The Council received a progress report regarding the Scaur Close Green project. Parishioners Geoff Wilson and Rob Sim reported the following:</p> <p><i>"During July and August vegetation 'grow-back' was manually weeded out and some pernicious weeds treated with herbicide. In early September there were more discussions with Jonathan Rook at Cumbria Wildflowers and on 20 September an order was placed for 2.8 kgs of Meadow Mix seed which was collected from Cumbria Wildflowers at Great Orton on 23 September. The mix contains black knapweed, oxeye daisy, red clover, ribwort plantain, rough hawkbit, autumn hawkbit, betony, yarrow, crested dogstail, sweet vernal grass, common bent, meadow foxtail, meadow fescue, and yellow rattle.</i></p> <p><i>On Friday 23 September the area to be sown was surface-loosened by two passes of a rotavator, and raked level to create a good seed-bed. It was a good dry day. The following day was dry, but very windy. There was some risk that some seeds would be blown away. Some grass and wildflower seeds are so small (and light) that they are hardly visible to the naked-eye, but we decided to continue as planned. The meadow-mix was mixed with silica sand to bulk-up the</i></p>

		<p><i>seed and make broadcast sowing easier. The pale sand makes it easy to see the area that's been sown. Seed sowing (at 10gms / square metre) was temporarily delayed when the wife from whom we had 'borrowed' some scales with which to weigh the seed came looking for them; she had decided to do some baking.</i></p> <p><i>So ... in tandem with some baking of buns, the grass seed was successfully sown, gently raked over, and rolled-in to ensure that the seed was in contact with the soil. Some rain on the following night completed the task.</i></p> <p><i>It's expected that some seed will germinate in the next few weeks and that the area will take on a light green haze. But some wild flower and grass seed can take a season or two to germinate as it waits for the right conditions of weather and lack of competitors. Despite trying to get seed that is 'local' some seed may never germinated because the soil conditions are wrong for it.</i></p> <p><i>The next activity on the project will be planting of fruit trees in late winter; and planting the sensory plants, herbs and shrubs for birds, bees and butterflies in early Spring.</i></p> <p><i>Some more project site information notices informing about the seed-sowing have been erected adjacent to the site."</i></p>
		RESOLVED that Geoff Wilson and Rob Sim be thanked for their report about the Scaur Close Green Project.
	d. Community Playground.	RESOLVED that it be noted that the Councillors Gordon Nicolson and Christine Chamberlain are in the process of arranging a meeting with members of Lazonby Swimming Pool Committee.
	e. Wall at Bank Foot.	<p>The Council received an update regarding the collapsed wall at Bankfoot. Allan Park of Eden District Council has been in touch and has matters in hand although there is no progress at present on resolving the issues regarding the ownership of the wall. EDC Building Control has confirmed that the wall is not in a dangerous state at present as the ground is stable.</p>
		RESOLVED that the report about the collapsed wall at Bankfoot be noted.
	f. Emergency Procedures for Parish.	<p>The Council received an update on the emergency procedures for the parish. The date for the meeting is Thursday 13th October at 7.30 pm in the Village Hall.</p>
		RESOLVED that it be noted that the meeting regarding emergency procedures in the parish is to be held on Thursday 13 th October at 7.30 pm in the Village Hall.
16/212	Financial Report by the Treasurer.	<p>The Council received a report from the Treasurer (please see attached Treasurer's Report).</p>
		ALSO RESOLVED that the Treasurer be thanked for his report, the contents of which were approved, accepted and noted.
16/213	Authority for Payments.	<p>The Council considered any requests for payment received by the Treasurer, Clerk or Council Members.</p>
		RESOLVED that the Council agreed to pay Zurich Municipal the sum of £811.15 for the Annual insurance renewal.
		ALSO RESOLVED that the Council agreed to pay BDO LLP the sum of £156.00 for the External Audit Fees.

16/214	Planning Applications – New (or Appeal).	<p>There were no Planning Applications for the Council to consider.</p> <p>The Council also received a Planning Committee report for approval regarding the following Planning Application, which was considered by the Planning Committee by Email, with written notification to parishioners via the parish notice boards, in July/August 2016. The Parish Council gave a NO COMMENTS response to the following planning application:</p> <ol style="list-style-type: none"> Planning Application No: 16/0545 - (Full Application) Installation of a glazed extension on existing raised decking at rear and north elevations of property, at Fairfield, Lazonby, Penrith CA10 1BX. <p>RESOLVED that the Council received and approved the report regarding the Planning Committees virtual meeting for Planning applications No: 16/0545 with NO COMMENTS given as a response for the planning application to Eden District Council Planning Services.</p>
16/215	Planning Applications – Decisions.	<p>RESOLVED that it be noted that the following Planning Application Decisions were received.</p> <ol style="list-style-type: none"> Planning Application No: 16/0545 - (Full Application) Installation of a glazed extension on existing raised decking at rear and north elevations of property, at Fairfield, Lazonby, Penrith CA10 1BX – GRANTED. Planning Application No: 16/0582 - (Full Application) Retrospective application for the levelling of an existing garden lawn on same footprint, at 1 Lazonby Hall, Lazonby, Penrith CA10 1AZ – GRANTED.
16/216	Police up-date.	<p>RESOLVED that it be noted that the Council received the following information from the police:</p> <ol style="list-style-type: none"> Police and Crime Commissioner Newsletter - September 2016.
16/217	LPC Cumbria Highways Link Person Report.	<p>The Council received a report on Highways matters in the parish from County Councillor Hilary Carrick:</p> <ol style="list-style-type: none"> The drainage issues on Scour Lane have now been resolved. On the 12th September 2016 County Councillor Hilary Carrick, Kevin Crawley of Cumbria Highways, Michael Bell of Bells of Lazonby and Parish Councilor John Judson met to discuss the issue of the damaged barriers at the bottom of Station Road near the Co-op. Michael Bell explained that about 90% of lorries coming from Bells drive up the hill, however for the remaining lorries turning left the current parking regime is also a contributing factor to why the barrier keeps getting damaged. Michael Bell is very keen to help find a solution to the problem alongside Cumbria Highways and the Councillors, and be involved in all stages and reviews regarding the barriers. Two days after this initial meeting the barriers were damaged beyond repair and had to be removed by Cumbria Highways. The Engineers at Cumbria Highways are now looking for a solution, with Kevin Crawley looking for some previous designs that were never pursued. An on-site meeting including all parties will now need to be organised <p>The Council also received an application for a temporary road closure at Scour Lane, Lazonby to carry out Drainage works on the U3571 Scour Lane from its junction with U3605 Scour Close in a predominantly south easterly direction for approximately 250m to its junction with B6412, on 28th November 2016 for 4 days.</p> <p>RESOLVED that County Councillor Hilary Carrick will now facilitate an on-site meeting between Cumbria Highways, Michael Bell, County Councillor Carrick and the Parish Council.</p> <p>ALSO RESOLVED that an application for a temporary road closure at Scour Lane, Lazonby to carry out Drainage works on the U3571 Scour Lane from its</p>

		junction with U3605 Scaur Close in a predominantly south easterly direction for approximately 250m to its junction with B6412, on 28 th November 2016 for 4 days be noted.
16/218	Tenancy Agreement with Croglin Designs.	<p>The Council considered the renewal of the Tenancy Agreement with Croglin Designs which expires on 31st January 2017.</p> <p>RESOLVED that Councillor John Nicol look at the Old School Tenancy Agreement to see what needs amending before it's renewal in 2017.</p> <p>ALSO RESOLVED that the Parish Council Treasurer calculate the rent increase for the 2017 - 2021.</p>
16/219	Invitations to Participate.	<p>The Council considered whether Members would like to take part in, attend, or send a representative to the following:</p> <ol style="list-style-type: none"> 1. Healthcare for the Future – launch of the public consultation into possible changes to health services in West, North and East Cumbria. A digital version of the consultation questionnaire and a number of supporting documents on the NHS website (http://www.wnecumbria.nhs.uk/). The consultation will last until just before Christmas 2016 and they hope to encourage as many people as possible to express their views on the various options. Throughout the consultation they will be holding a number of public meetings and other events to further listen and engage with communities which may be affected by change. 2. Eden Tripartite Meeting on 10th October, 7pm at Town Hall, Penrith. The meeting will be immediately followed by the Eden Association of Local Councils AGM. <p>RESOLVED that it be noted that Councillor Gordon Nicolson will be attending the Eden Tripartite Meeting on 10th October, 7pm at Town Hall, Penrith. The meeting will be immediately followed by the Eden Association of Local Councils AGM.</p>
16/220	INFORMATION given for reference only.	<p>RESOLVED that it be noted that the following information has been given out for reference only:</p> <ol style="list-style-type: none"> 1. Submission of The Cumbria Minerals & Waste Local Plan - Cumbria County Council will submit its Minerals & Waste Local Plan 2015-30 to the Secretary of State for Communities and Local Government. The Secretary of State will then appoint an independent Inspector to conduct an examination of the Plan's soundness and compliance with legal regulations. This will include a number of public hearing sessions. 2. Cumbria County Council's preparing your Community for Emergency Information. 3. Neighbourhood Planning - letter to all Town and Parish Councils from Gavin Barwell MP via NALC. NALC's chairman Cllr Ken Browse had an introductory meeting with the new housing and planning minister Gavin Barwell MP; Ken provided an overview of NALC and local councils and explained how the sector is changing and developing. He also promoted the vital role parishes are playing in driving forward neighbourhood planning, while the minister briefed Ken on the content of the Neighbourhood Planning Bill which was published the following day. 4. Environment Agency, Catchment Director update for the River Eden - from Jim Ratcliffe Catchment Director. 5. Changes to the CALC Constitution -These are changes to ensure that the constitution accurately reflects the processes that are in place. 6. NALC Revised Legal Topic Note - LTN 59 Re Planning Applications and Decisions – August 2016.
16/221	Date of the Next Meeting.	RESOLVED that it be noted that the date of the next scheduled Meeting be confirmed as Wednesday 2 nd November 2016, at 7.30pm in the Jubilee Rooms at Lazonby Village Hall.

