

# LPC

## LAZONBY PARISH COUNCIL

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### Minutes

**For the Council Meeting held on Wednesday 5<sup>th</sup> April 2017, starting at approximately 7.30 p.m, in the Jubilee Rooms, Lazonby Village Hall.**

**Present:** Acting Chair Councillor Gordon Nicolson.

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

Also in attendance: County Councillor Hilary Carrick, Broadband Champion Brian Smythe, the Parish Council Treasurer Chris Hoy and one parishioner.

Apologies for absence were received from Councillors Chris Hill, Carole Taylor and Tim Wright, and the Clerk to the Council Rebecca Wyatt due to bereavement.

ITEM / MINUTE No.	ITEM	BUSINESS
17/44	<b>Appointment of Chair of the Council for 2016 - 2017.</b>	<p>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> <p><b>RESOLVED</b> that due to no nominations being received for the appointment of a Chair.</p> <p><b>ALSO RESOLVED</b> that the Councillors present agreed that Councillor Gordon Nicolson be nominated to be the acting Chair for this meeting.</p>
17/45	<b>Requests for Dispensations.</b>	<p><b>RESOLVED</b> 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.</p>
17/46	<b>Declaration of Interest.</b>	<p>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.</p> <p><b>RESOLVED</b> that it be noted that Councillor Gordon Nicolson declared a personal and prejudicial interest in matters concerning Eden District Council.</p>
17/47	<b>Matters of Urgency.</b>	<p>The Council received the following matters which arrived too late to be otherwise placed on the agenda, or were omitted by mistake, so were introduced in this part of the agenda. These are as follows:</p> <ol style="list-style-type: none"> <li>1. Planning Application No: 17/0156 – Variation of conditions 2 (plans compliance) relating to site alterations, 6 (landscaping details) and condition 7 (finishes) attached to approval 12/0696, at land adjacent to Bank Top Yard, Bankside, Lazonby CA10 1AQ</li> </ol> <p><b>RESOLVED</b> that Planning Application No: 17/0156 be considered at Agenda Item 15 - Planning Applications – New (or Appeal) which is Minute No. 17/57 of these Minutes.</p>

17/48	<b>Minutes of the Council Meeting of the 1<sup>st</sup> March 2017.</b>	The Minutes of the Council Meeting of the 1 <sup>st</sup> March 2017 were considered.
		<p><b>RESOLVED</b> that it be noted that the abbreviation 'CIL' be replaced with 'Community Infrastructure Levy' on Minute 17/32 of the March 2017 Minutes of the Parish Council.</p> <p><b>ALSO RESOLVED</b> that subject to the above amendments the Minutes of the Council meeting of the 1<sup>st</sup> March 2017 be approved and signed as a true record of those proceedings.</p>
17/49	<b>Matters Arising from the Minutes of the Council Meeting of the 1<sup>st</sup> March 2017.</b>	The Council considered any matters arising from the Minutes of the 1 <sup>st</sup> March 2017.
	<b>16/60 – Public participation - Maintenance of the War Memorial.</b>	<p>The Council received an update about the maintenance of the War Memorial. Councillor John Judson reported that the pointing work to the War Memorial has now been completed, at a cost of £865 (no VAT) as per the estimate obtained prior to the work.</p> <p><b>RESOLVED</b> that the Council agreed to the £865 (no VAT) being paid to JMC Construction for the pointing work on the War Memorial.</p>
	<b>16/254 - Report from the District Councillor Gordon Nicolson – Keep Britain Tidy Campaign.</b>	<p>The Council received an update about the Keep Britain Tidy Campaign. It was reported that a parishioner felt that people who are littering would not take any notice of the signage and questioned whether further signage was of benefit. It also considered the question of an annual litter pick.</p> <p><b>RESOLVED</b> that the issue of keeping the Parish tidy be discussed at the May 2017 meeting of the Parish Council.</p>
	<b>16/266 - Invitations to Participate - BT Programme of Payphone Removals.</b>	<b>RESOLVED</b> that it be noted that there was no further update about the BT Programme of Payphone Removals.
	<b>17/18 - Grass Cutters and their Storage.</b>	<p>The Council received a report about the grass cutters and their storage. Councillor John Judson reported that the grass cutting equipment shed has now been cleaned out and the skylight repaired at the cost of £18 for the glass. Councillor Judson also reported that he thought any repairs to the door would be OK to leave for a while. Geoff Wilson also kindly helped clean out the shed. The Swimming Pool Committee plans to build an alternative storage shed closer to the pool. Meanwhile, the Chair of the Swimming Pool Committee, Jill Eastham asked whether the Parish Council had any paperwork about the shed and whether any councillors knew anything about the ownership of the shed. Councillor John Judson has said it has been used by the Parish Council for a very long time and confirmed that they had never paid any rent for it. The Diocese has suggested that if the Swimming Pool Committee did not want to use the building anymore the school may want to rent it out to a third party.</p> <p><b>RESOLVED</b> that it be noted that parishioner Geoff Wilson and Councillor John Judson were thanked for clearing up the storage facility for the grass cutting equipment.</p>

<p><b>17/28 – Public Participation – Dog Fouling at the River Eden.</b></p>	<p>The Council received an update about the dog fouling at the river Eden. Councillor Chris West reported that the problem of dog fouling in the field down by the River Eden had improved. The supply of dog poo bags has been used. The cost of the signage and the bags has come to a total of £32.</p> <p><b>RESOLVED</b> that Councillor Chris West be thanked for the work done to put the signage and dog poo bags near the gate onto the footpath along the river Eden, and for continuing to monitor the situation.</p>
<p><b>17/40 - Parish Field and Grazing to Let.</b></p>	<p>The Council received an update about the Parish Field and grazing to let for 2017.</p> <p>It was also recommended that the Members be asked to confirm that an E Mail exchange took place to agree to and confirm that they were happy to rent the larger part of the field to the Cub Scouts again this year for £85.</p> <p>It was also recommended that the Members be asked to confirm that an E Mail exchange took place to agree to and confirm that they were happy to let Councillor Gordon Nicolson and the Clerk to the Council open the bids received for the grazing on the Parish Field and make any decisions in relation to the letting from the 1st April 2017. However, due to Councilor Nicolson being away at the time of the bids being received Councillor John Nicol was given the authority to deal with the grazing bids instead.</p> <p>At the March 2017 meeting of the Parish Council the Clerk informed the Council that she had contacted the Cub Scout Leaders to ask if they would like to continue to use the Parish Playing field under the same arrangement as last year, when they rented the larger part of the field as the sole user and the Parish Council put the remaining part out to bids for the grazing. At that point the Clerk was waiting for a reply so that the advertising could then reflect these arrangements. The Clerk then heard from the Cub Scouts who said that they did wish to lease the larger part of the field again this year, for the sum of £85, agreed on by the Parish Council through Email. The Clerk put posters up advertising the old allotment part of the Parish Field for let for sheep grazing. However, since the March 2017 meeting of the Parish Council the Chair Councillor Gordon Nicolson and the Clerk to the Council were given the authority by the Council, via Email, to open the bids received for the grazing on the Parish Field and make any decisions in relation to the letting from the 1st April 2017, and then bring back the decision on the winning bidder to this meeting of the Parish Council.</p> <p>The Council received notification that only one bid was received for the sheep grazing, from Mr Blaylock who had offered £50 for the rental of the old allotment part of the Parish Field. The Clerk and Councillor John Nicol having delegated authority considered the bid received and agreed to accept it. Due to the timetable for the lease of the field, the Clerk informed Mr Blaylock by telephone that he was the successful bidder because the lease started on the 1st April 2016. The Parish Council may wish to review the lease of the Parish Field for next year in light of the overall reduction in amount of rent received compared to last year.</p> <p><b>RESOLVED</b> that it be noted that Members of the Parish Council confirmed that an E Mail exchange took place to agree to and confirm that they were happy to rent the larger part of the field to the Cub Scouts again this year for £85.</p> <p><b>ALSO RESOLVED</b> that it be note that Members of the Parish Council confirmed that an E Mail exchange took place to agree to and confirm that they were happy to let Councillor Gordon Nicolson, and then in the absence of Councillor Nicolson, Councillor John Nicol and the Clerk to the Council open the bids received for the grazing on the Parish Field and make any decisions in relation to the letting from the 1st April 2017.</p>

		<p><b>ALSO RESOLVED</b> that the Council review the lease of the field for next year.</p>
<p><b>17/50</b></p>	<p><b>Public Participation.</b></p>	<p>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> <ol style="list-style-type: none"> <li>1. An Email exchange between a parishioner and Councillors has taken place about cutting grass on the embankment near the station. The Parish Council discussed this and agreed that it was not their place to deal with it.</li> <li>2. A parishioner has requested that a convex mirror be erected opposite the lane that exits between the church and the railway bridge. The parishioner has difficulty seeing whether there is approaching traffic and has to pull out too far into the road to get a clear view. There is a telegraph pole opposite that could be used to mount a mirror.</li> <li>3. A parishioner has contacted several Parish Councilors regarding the lack of buses from Lazonby to Penrith, and that the parishioner had issues with the volunteers running the Voluntary Car Service.</li> <li>4. A parishioner has expressed a view that the procedures associated with the pedestrian footpath links on The Meadows, indicates that inadequate diligence has been applied by Cumbria County Council and Eden District Council staff in safeguarding the interests of the community in Lazonby. The parishioner gave the following examples of this: <ol style="list-style-type: none"> <li>a) Concerning the 12-step flight of steps at the south-west end of the link path network; the approval for the steps was granted via a procedure known as a 'discharge of conditions' planning application. Despite no steps being shown on any previous site plans, nor on any planning approval documents, Story Homes was granted planning permission for the steps simply by including them on a plan which sought Eden District Council's approval for the design and construction of carriageway, footways and driveways on the site. This 'hidden' procedure requires no notices to be posted on site and no consultation with the parish council, and authority for granting approval rests with an officer alone. In the parishioner's view, application for permission for such a major item as 12 steps in a footpath should be a much more open procedure.</li> <li>b) The officer who granted the permission for the 12-step flight appears also to have overlooked the fact that there was already an s38 highways adoption agreement extant between Cumbria County Council and the developer which included the path into which the steps were to be introduced, and the introduction of the steps would be contrary to that agreement.</li> <li>c) The officer also granted approval for adoptable carriageways and footways, and for various private carriageways, driveways, footpaths and parking areas. But plans submitted with the discharge of conditions planning application, and with the approval, failed to indicate what was to be adopted and what was to be private. It should have been impossible for the officer to grant approval in the absence of such information.</li> <li>d) The retrospective planning application for the 3-flights steps (which unlike the 12-flight steps did come to this council) is currently at appeal. When Cumbria County Council was consulted on this a</li> </ol> </li> </ol>

Cumbria County Council Officer referred to the path into which the 3-flight was to be introduced as 'not an adopted path'. The Officer was right in that, as things stood at the time: the path had not been adopted but the Officer failed to advise that the path WAS part of a s38 Agreement and was due to be adopted and that the inclusion of steps into the path made the path unadoptable.

- e) Parish Council members were reminded of the special attention that was paid at the planning application stage to the importance of a footpath link being created to connect the existing footpath at Harrow Beck to the highways on The Meadows development. The proposed footpath link was shown on all application plans and on all subsequent plans. The section of footpath in question has not been constructed. Eden District Council's Planning Services Development Manager told the parishioner that although the path is shown on all plans there is actually no requirement on the developer to install the path. A layman has to ask 'how can that be?' Are the planning approval plans some sort of fiction?

The parishioner has said that it is perhaps ironic that if that section of path is constructed it may form the only section of new pedestrian footpath link that will be adoptable as maintainable at public expense. The parishioner asked that this Parish Council seeks a meeting with officers of Eden District Council and Cumbria County Council, and with the developers of the Meadows site, to address the points he has made above, and other points, and to seek solutions which safeguard the long-term interests of the Parish Council and Lazonby's parishioners. Such a meeting may also result in some improvements to procedures applied by Eden District Council and Cumbria County Council.

The parishioner has also spoken to the Head of Planning Service at Eden District Council, David Wright, who told him planning approval was granted on appeal regarding the 3 steps and also explained the position of the Story Homes' Management Committee. There is no liability on the property owners at the present time but Story Homes' only option is to refund property owners on the site as the path is not adoptable by Cumbria County Council due to the inclusion of the steps. Councillor John Nicol explained that if Story Homes do not comply with s38 they have to be liable unless there is an agreement in the property owner's agreement. The Parish Council has however had no representation from any of the residents on the Story Homes development. David Wright of Eden District Council has asked for a meeting with Story Homes and Cumbria County Council. He has had a response from Story Homes who have said that they are looking into a wider response. There is no response from Cumbria County Council as yet. Whilst the parties seem unwilling to meet, Eden District Council cannot resolve this situation. A formal complaint could be lodged against Eden District Council if someone is aggrieved that Eden District Council has not done what they should have done. Councillor Gordon Nicolson believes the residents should be consulted to see if there are any concerns regarding liability for the path. County Councillor Hilary Carrick explained that adoption of the path by Cumbria County Council is not a simple process, and currently the path is not of a standard that Cumbria Highways would adopt. Story Homes have responded saying that their Management Committee would take it over. There is another temporary path in the development that is adoptable but is due to be removed once the development is complete. Cumbria County Council has said that they would be prepared to adopt the temporary path

		<p>instead.</p> <p>5. Representation was received from a parishioner regarding Planning Application No: 17/0156 – Variation of conditions 2 (plans compliance) relating to site alterations, 6 (landscaping details) and condition 7 (finishes) attached to approval 12/0696, at land adjacent to Bank Top Yard, Bankside, Lazonby CA10 1AQ</p>
		<p><b>RESOLVED</b> that County Councillor Carrick will make enquiries from Cumbria County Council about the convex mirror request and will let the Council know for the May meeting.</p> <p><b>ALSO RESOLVED</b> that it be noted that the parishioner having spoken to the Council about the lack of transport from Lazonby to Penrith, is now using the recently reinstated train to Carlisle and then transferring to Penrith.</p> <p><b>ALSO RESOLVED</b> that it be noted that Councillor Gordon Nicolson will report back to David Wright of Eden District Council. He suggested that the relevant parties should wait until the Appeal is settled before arranging a meeting.</p> <p><b>ALSO RESOLVED</b> that it be noted that County Councillor Hilary Carrick will update her colleagues at Cumbria County Council of the situation regarding the footpaths and steps on the Story Homes development.</p>
17/51	<b>Super fast Broadband.</b>	<p>The Council received a verbal report regarding Fibre Optic Superfast Broadband from Broadband Champion Brian Smythe. There is no reported change to the coverage provided or planned for Lazonby Parish under the Connecting Cumbria programme. The completion date for the currently funded programme is March 2018. LonsdaleNet are currently implementing a major upgrade (1 Gbps to 10 Gbps) to their backhaul connection that should address the network overload problems being experienced by some users. They expect this to be live within the next ten days. They are also implementing a new repeater mast to serve the Low Plains area and this should be live before the end of April.</p> <p><b>RESOLVED</b> that Brian Smythe be thanked for his report about Superfast Broadband, the contents of which were noted.</p>
17/52	<b>Report from the District Councillor Gordon Nicolson.</b>	<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"> <li>1. Eden District Council's Annual General Meeting will take place on 11<sup>th</sup> May 2017, when Members will be allocated to new committees.</li> <li>2. The Scrutiny Review is now available to comment on.</li> <li>3. Eden District Council is managing local arrangements for Cumbria County Council elections on 4<sup>th</sup> May 2017. The 13<sup>th</sup> April is the last date for registering to vote.</li> <li>4. The Eden Community Fund for capital items only has a deadline of 12<sup>th</sup> May 2017. Any organisation that has capital works to do should apply to this fund at Eden District Council.</li> </ol> <p><b>RESOLVED</b> that it be noted that District Councillor Gordon Nicolson reserved the right to speak on other issues on the agenda.</p> <p><b>ALSO RESOLVED</b> that District Councillor Gordon Nicolson be thanked for his report, the contents of which were noted.</p>

17/53	<b>Report from County Councillor Hilary Carrick.</b>	<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"> <li>1. Cumbria County Council has had the last of the regular meetings of the current administration.</li> <li>2. Speeding traffic passing the school is still seen as a problem by some. However, a requested speed check by Councillor Hilary Carrick has been refused as a number of previous checks have shown that there is not a speeding problem at the school. The flashing lights to reduce speed to 20 miles an hour are not very effective as they are not very clear and not always working. Another parishioner has contacted Councillor Carrick about the traffic speeding passed the Co-op. Councillor Hilary Carrick suggested asking Cumbria Highways to look at speeding through the village – although not all councillors agreed that traffic was actually speeding but may be perceived to be going too fast. Councillor Carrick has invited comments from Cumbria Highways Engineers on the options available.</li> </ol> <p><b>RESOLVED</b> that it be noted that County Councillor Hilary Carrick reserved the right to speak on other issues on the agenda.</p> <p><b>ALSO RESOLVED</b> that County Councillor Hilary Carrick be thanked for her report, the contents of which were noted.</p>
17/54	<b>Lazonby Parish Projects:</b>	
	<b>a. Registration of Parish Land.</b>	<p><b>RESOLVED</b> that it be noted that there was nothing further to report at present about the registration of parish land.</p>
	<b>b. Neighbourhood Plan.</b>	<p>The Council received an update regarding the Neighbourhood Plan. The Neighbourhood Plan Steering Group is still awaiting a reply from Eden District Council regarding the screening opinion. All documentation is complete except for the Basic Condition statement which is awaiting the screening opinion. Councillor Gordon Nicolson has put in the return for the funding and will liaise with the Treasurer Chris Hoy to confirm all invoices are complete for the year up to 31<sup>st</sup> March 2017.</p> <p><b>RESOLVED</b> that the report about the Neighbourhood Plan be noted with thanks.</p>
	<b>c. Scaur Close Green.</b>	<p>The Council received a progress report regarding the Scaur Close Green project. Parishioners Geoff Wilson and Rob Sim reported the following:</p> <p>“Information necessary for the ordering of a seat / bench, the registering of the area as a village green, and for claiming the FLD environmental improvement grant is still being collected. For information on village green registration please see:</p> <ul style="list-style-type: none"> <li>• <a href="https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/69515/pb13733">https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/69515/pb13733</a></li> <li>• <a href="#">rural-villagegreens-voluntary-guidance.pdf</a></li> <li>• <a href="https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/255671/townvillage-green-registration.pdf">https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/255671/townvillage-green-registration.pdf</a></li> </ul> <p>The wild-flower meadow is looking greener, and the shrubs and trees are already bursting into leaf. We hope that you can take a look if you've not already done so. We have been propagating some herbs and have purchased a few more, which we hope to plant during April. Thank you to</p>

		<p>whoever left a bucket-full of cowslip plants on the doorstep at 4 Scaur Close.”</p> <p><b>ALSO RESOLVED</b> that Geoff Wilson and Rob Sim be thanked for their work on, and report about, the Scaur Close Green Project.</p>
	<b>d. Community Playground.</b>	<p>The Council received an update about the Community Playground.</p> <p><b>RESOLVED</b> that the invoices from the Swimming Pool Committee for the costs relating to the Community Playground have been received.</p>
	<b>e. Wall at Bank Foot.</b>	<p><b>RESOLVED</b> that it be noted that there were no further reports about the collapsed wall at Bank Foot at present.</p>
<b>17/55</b>	<b>Financial Report by the Treasurer.</b>	<p>The Council received a report from the Treasurer (please see attached Treasurer’s Report).</p> <p>A correction of £5009.71 rather than £5651.93 has been made on point 3 of the Treasurer’s Report for March 2017. The expected balance is now £2499.08 instead of £3627.66.</p> <p><b>RESOLVED</b> that the correction of £5009.71 rather than £5651.93 on point 3 of the Treasurer’s Report for March 2017 be noted.</p> <p><b>ALSO RESOLVED</b> that the Council agreed to the Internal Auditor Appointment of David Stevens to undertake an internal audit of our 2016/17 Accounts for the usual agreed price of £70.</p> <p><b>ALSO RESOLVED</b> that the Treasurer be thanked for his report, the contents of which were approved, accepted and noted.</p>
<b>17/56</b>	<b>Authority for Payments.</b>	<p>The Council considered any requests for payment received by the Treasurer, Clerk or Council Members.</p> <ol style="list-style-type: none"> <li>1. The sum of £112.80 to Cumbria County Council for the Defibrillator Signs installed on 10th May 2016. The VAT is £18.80.</li> <li>2. The sum of £1821.72 to Lazonby and District Swimming Pool Annual Service Level Agreement payment of 80% costs incurred by the Pool for the Community Play Park. However, the Treasurer suggests that in order to remain transparent copies of supporting invoices from the Pool Committee should be provided for the Councillors to agree upon and be minuted, also cost comparisons should be made available to confirm that the Pool has met its obligations under the agreement. This clarifies the agreement and all paperwork should be kept with the Accounts for scrutiny by any Parishioners under our own transparent policies.</li> </ol> <p><b>RESOLVED</b> that the Council agreed to pay the sum of £112.80 to Cumbria County Council for the Defibrillator Signs installed on 10th May 2016. The VAT is £18.80.</p> <p><b>ALSO RESOLVED</b> that the Council agreed to pay the sum of £1821.72 to Lazonby and District Swimming Pool Annual Service Level Agreement payment of 80% costs incurred by the Pool for the Community Play Park.</p>
<b>17/57</b>	<b>Planning Applications – New (or Appeal).</b>	<p>The Council considered the following Planning Applications, which were issued for consultation by Eden District Council or Cumbria County Council.</p> <ol style="list-style-type: none"> <li>1. Planning Application No: 17/0156 – Variation of conditions 2 (plans compliance) relating to site alterations, 6 (landscaping details) and condition 7 (finishes) attached to approval 12/0696, at land adjacent to</li> </ol>

		Bank Top Yard, Bankside, Lazonby CA10 1AQ.
		<b>RESOLVED</b> that Planning Application No: 17/0156 be considered by the Members of the Planning Committee at a later date.
17/58	Planning Applications – Decisions.	<b>RESOLVED</b> that it be noted that there were no Planning Application Decisions received.
17/59	Housing issues and Development in the Parish.	There has been no date for the new Scaur Lane Housing Development planning application going to Committee as yet. There are discussions going on between Eden District Council, Cumbria County Council and the developers, mainly around the school capacity and school transport.
		<b>RESOLVED</b> that the report about the new Scaur Lane Housing Development planning application be noted.
17/60	LPC Cumbria Highways Link Person Report.	The Council received a report on any other issues that have arisen since the last Council meeting concerning Cumbria Highways. <ul style="list-style-type: none"> <li>1. The temporary barrier at the bottom of Station Road has been knocked down. Discussions on this are on-going.</li> <li>2. No dates have been confirmed regarding the use of Eden Bridge Car Park by Storys in order to carry out the work on Eden Bridge. It was also concluded that the Council could not ask Storys to repair the fence at Eden Bridge Car Park as agreements with Storys have already been reached regarding the repairing of potholes.</li> </ul>
		<b>RESOLVED</b> that the report on issues that have arisen since the last Council meeting concerning Cumbria Highways be noted.
17/61	The County of Cumbria B6413 Lazonby Railway Bridge – Temporary Prohibition of through Traffic Order 2017.	The Council received the following information <i>“that to enable Centurion Site Services on behalf of Network Rail to carry out safety examination works (“the Works”), the County Council of Cumbria intends to make an Order the effect of which is to prohibit any vehicle from proceeding along that section of the B6413 Lazonby railway bridge from its junction with the B6412 extending in a north easterly direction for a distance of approx. 140m. A way for pedestrians and dismounted cyclists will be maintained at all times and a suitable alternative route for vehicles will be signed and available via the unrestricted section of the B6413, A6, C3027 (Armathwaite), C1038 (Kirkoswald) and the unrestricted section of the B6413. Nothing in the Order to which this notice relates shall:</i> <p><i>Apply to emergency service vehicles, or vehicles being used by statutory undertakers in the performance of their duties; and</i></p> <p><i>Apply to anything done with the permission or at the direction of a police constable in uniform; and</i></p> <p><i>Have the effect of preventing at any time access for pedestrians to any premises situated on or adjacent to the roads, or to any other premises accessible for pedestrians from, and only from the roads; and</i></p> <p><i>Apply to vehicles being used in connection with the Works.</i></p> <p><i>The Order will come into operation on 23rd April 2017 and may continue in force for a period of up to eighteen months from that date as and when the relevant traffic signs are displayed, although it is anticipated that it will only be required for 1 day. Any queries to Cumbria Highways, Skirsgill Depot, Skirsgill, Penrith, CA10 2BQ (0300 303 2992) quoting the ‘Post Box’ reference 9852.”</i></p>
		<b>RESOLVED</b> that the County of Cumbria B6413 Lazonby Railway Bridge – Temporary Prohibition of through Traffic Order 2017 be noted.

<p>17/62</p>	<p><b>Eden District Council's Scrutiny Review Consultation for 2017-2018.</b></p>	<p>The Council Considered the Eden District Council's Scrutiny Review Consultation for 2017-2018 - Improving the Council Services. Eden District Council would like to enlist the Parish Council's help in deciding what Eden Council's Scrutiny's priorities should be over the next 12 months. A suggestion form has been sent to complete and return to Eden District Council with any thoughts the Parish Council have, as a chance to put forward subjects that matter to the Parish Council and the Parish's residents.</p> <p>Any topics that are suggested will be considered by the Scrutiny members who draw up a work programme for the coming year. Scrutiny Councillors look at how well Eden District Council's services operate. They can investigate current Council policy to see if it can be improved, and help shape new Council policies. Some investigations can take up six months and include site visits, formal interviews and significant amounts of research. Other reviews are shorter can be held over two or three meetings.</p> <p>Below are the main areas that Eden District Council covers, but the full list is available on our website.</p> <ul style="list-style-type: none"> <li>• Housing</li> <li>• Street cleaning and collecting rubbish and recycling</li> <li>• Leisure</li> <li>• Food safety</li> <li>• Addressing Fuel Poverty</li> <li>• Grants for people with disabilities</li> <li>• Growing the economy of Eden</li> <li>• Assisting with flooding</li> <li>• Working with communities in the District</li> <li>• Public toilets</li> </ul> <p>Scrutiny can also consider issues about crime in Eden. They are happy to hear any suggestions but ideally any suggestions should be about services that the Council is responsible for. Eden District Council is not responsible for roads, public transport, schools, social services or health services. If there is any activity that the Parish Council feels needs looking at, please complete the form and return it to Eden District Council. There are five ways to submit your response:</p> <ol style="list-style-type: none"> <li>1. Send completed forms to: Member Services, Eden District Council, Town Hall Penrith CA11 7QF</li> <li>2. Email completed suggestion forms to: <a href="mailto:scrutiny@eden.gov.uk">scrutiny@eden.gov.uk</a></li> <li>3. Drop suggestions off at the Town Hall in Penrith if you are passing.</li> <li>4. Tell us via our Facebook page: <a href="https://www.facebook.com/EdenDistrictCouncil">https://www.facebook.com/EdenDistrictCouncil</a></li> <li>5. Tweet your suggestions to @EdenCouncil</li> </ol> <p>Please return before Friday 21 April 2016. We value your comments and appreciate you taking the time to consider these issues. The final work programme is published on the Eden web site and the progress of reviews is logged on the website and is often reported in The Herald.</p> <p><b>RESOLVED</b> that the Eden District Council's Scrutiny Review Consultation for 2017-2018 - Improving the Council Services be noted without comment.</p>
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<p>17/63</p>	<p><b>Eden Local Plan 2014 – 2032: Interim Local Plan Consultation.</b></p>	<p>The Council considered the Eden Local Plan 2014 – 2032: Interim Local Plan Consultation (Prior to Major Modifications).</p> <p>The Clerk received several notifications from Kevin Hutchinson, Principal Planning Officer (Policy) regarding the Eden Local Plan 2014 – 2032: Interim Local Plan Consultation. He has explained that following the Hearing sessions that took place last year in connection with the Eden Local Plan 2014 – 2032, Eden District Council has since undertaken further evidence-based work on the Local Plan with a view to addressing concerns raised by both participants and the Local Plan Inspector. The additional work that has been undertaken relates specifically to: the District’s Full Objectively Assessed Housing Need [FOAHN]; the housing distribution strategy; and the allocation of sites (with the District’s four towns and Key Hubs) to meet future housing needs. The outcome of this work is briefly summarised below:</p> <p>The Council recognises that there is a need to make provision for 242 dwellings per annum (an uplift of 42 dwellings p/a compared with the Local Plan 2014-2032 Submission Version);</p> <p>Amendments have been made to the housing allocation sites in the District’s four towns (Penrith, Alston, Appleby and Kirkby Stephen), primarily in response to the adjustment to the District’s overall housing target;</p> <p>The number of key hubs has been reduced from 28 to just 12, focussing on the most sustainable locations; and,</p> <p>Land is allocated for housing development in each of the key hubs (informed by the Land Availability Assessment 2015 and more recent intelligence) except where there is a commitment for a Neighbourhood Plan to allocate land as at Langwathby and Lazonby.</p> <p>The following documents provide a fuller explanation of the additional work that the Council has recently completed and are available to view and download from the Council’s website <a href="https://www.eden.gov.uk/elpconsultation">https://www.eden.gov.uk/elpconsultation</a> from 5pm on Monday 13th March 2017. These documents will also be made available at the Council Offices as well as the Local Links and Libraries across the district:</p> <p>Objectively Assessed Housing Need – Revised Position Statement (February 2017)</p> <p>Penrith – Housing Distribution and Sites (February 2017)</p> <p>Alston - Housing Distribution and Sites (February 2017)</p> <p>Appleby – Housing Distribution and Sites (February 2017)</p> <p>Kirkby Stephen - Housing Distribution and Sites (February 2017)</p> <p>Key Hubs – Housing Distribution and Sites (February 2017)</p> <p>Addendum to Habitats Regulations Assessment (January 2017)</p> <p>To make representations on these additional evidence-based documents (including the proposed housing allocations) The Parish Council can download the response form from the Council’s website, or alternatively paper copies of the form will be available at the locations listed above. Please contact the Planning Policy Team on the above telephone number if you need to request a form to be sent to you by post. All response forms should be sent either by email or by post to: Planning Policy Team, Eden District Council, Mansion House, Penrith, Cumbria, CA11 7YG.</p> <p>Please note that due to the formal nature of the consultation, and to ensure that the Council has all the relevant information, all comments should be made using the response forms. Whilst we will acknowledge receipt of all representations received, it will not be possible for us to respond individually to any comments made. All comments received in writing by 5pm on Monday 10 April 2017 will be submitted to the Local Plan Inspector appointed by the Secretary of State. The Inspector may decide to hold additional hearing sessions in light of comments</p>
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		<p>received. Furthermore, the Inspector will review the responses to the proposed changes and confirm whether a hearing is required to further investigate any issues raised. If a hearing is required, and you have selected on the response form that you wish to participate, you will receive further details regarding the hearing once they have been confirmed. If you have indicated that you would like to participate in the hearings, you or your representative will need to be available between Tuesday 2<sup>nd</sup> and Friday 5<sup>th</sup> May 2017.</p> <p>For anyone that has been following the progress of the Local Plan through the Public Examination and September Hearing sessions, you will be aware of a number of other changes that are proposed to the Local Plan (including policies relating to affordable housing, the re-use of redundant buildings in rural areas, renewable energy, infrastructure and the North Pennines AONB) . This current consultation exercise is not intended to cover these changes, which are already available to view in the Examination Library on the Council's website. However, amendments to these various policies will be set out within the Council's subsequent consultation on the Main Modifications to the Local Plan.</p> <p><b>RESOLVED</b> that it be noted that Lazonby remains a hub, and the Neighbourhood Plan has identified sites that will determine where houses will be sited in the village.</p> <p><b>ALSO RESOLVED</b> that it be noted that it is hoped that the Eden Local Plan is adopted by late summer/early autumn 2017.</p>
17/64	Transparency Code.	<p>The Council considered the Transparency Code and making sure the Parish Council complies. Having received more information about the Transparency Code from CALC it appears that the Parish Council will need to do a bit more work to comply, such as the Parish Council's location of public land and building assets. So the Clerk has started to compile a list regarding 'Location of public land and building assets' which has been remodelled from a list that was used for the land registry. The Clerk has also taken advice from CALC about the publication of agendas and agenda paperwork so now knows more about what needs to be done to ensure the Parish Council complies. However, the Treasurer wishes to defer the publication of an Asset Register at the moment because of problems in providing this detail on our Annual Return for external audit. Whilst some of the information is in the domain of BDO (Auditors) any new information (and it appears that the Parish Council should disclose all their known assets) is obviously not in previous treasurers' reports. BDO have to be pre warned about any new assets acquired by the Parish before making the Return, otherwise the Return is bounced back to the Treasurer with an extra charge. This would include any inclusion of existing assets, such as how many village seats in Parish. The Treasurer has some assets already recorded with BDO, for example the equipment at the Will Pool. The Treasurer will have a list ready for the meeting so that the Parish Council have to decide what others exist that they agree to enter onto the Asset Register. The War Memorial, for example, has this been adopted as the wall behind is due to be repaired? All assets must be costed or a proxy cost if the purchase cost is unknown and reported if they are to be published on the Parish Council website. It is possible that a small insurance charge could be incurred if the Parish Council value these assets. The Treasurer will investigate this.</p> <p><b>RESOLVED</b> that the Treasurer Chris Hoy is to discuss the issues that have arisen from the implementation of the Transparency Code with the auditors and the Parish Council Finance and Budget Committee before bringing a conclusion to a future meeting of the Parish Council.</p>

<p>17/65</p>	<p><b>Invitations to Participate.</b></p>	<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"> <li>1. <b>CALC's 'Common Land and Village Greens' Event - 18<sup>th</sup> July 2017 at the Stoneybeck Inn, Bowscar, Penrith, off junction 41 of the M6.</b> However, in case they have sufficient numbers to justify running two events we have also provisionally booked the Facilitator, for 17<sup>th</sup> July 2017, venue to be confirmed in the south of the county. The facilitator will be Roger Taylor, the Senior Partner of Hedleys Solicitors, a firm based in Surrey which has an extensive practice dealing with Parish and Town Councils in England. The cost of the event will be between £70 and £80 per person depending upon numbers. We are charging this amount to pay for the facilitator for the day, the venue, lunch and refreshments. Please let CALC know if the Parish Council would like to attend and how many places to book as soon as possible.</li> <li>2. <b>Workshop is being organised by CALC and EDC Planning and which will be held on the evening of 11<sup>th</sup> April between 6.30 and 8.30 pm at Fire and Rescue Headquarters, Carleton Avenue, Penrith</b> - Following the feedback CALC received from all Parish/ Town Councils and Parish Meetings affected by the above consultation EDC have informed CALC that they will not be moving to Electronic Planning on 1<sup>st</sup> April 2017 as they would like an opportunity first to speak to all councils affected, even those in favour of the move to electronic planning, regarding the various concerns raised. The workshop is open to one or two individuals from each council and will involve a demonstration on how the new system might work by David Wright, Eden District Council, Planning Services Development Manager followed by an open question and answer session. Please can you let CALC know if representatives from your council will be attending and if so how many so that they can make sure sufficient seating, teas and coffees are available on the night.</li> <li>3. <b>Consultation on the draft Cumbria Minerals and Waste Local Plan Main Modifications and Sustainability Appraisal Update</b> - Having previously submitted a comment on, or are a stakeholder of, Cumbria County Council's Local Plan, a document that will help us to shape the future of the county, outside the National Parks. Once finalised, the Local Plan will include allocations of land for development, strategic policies and development control policies that will be the starting point for the consideration of planning applications. In September 2016 notification was received saying that the Council had submitted its draft Local Plan to the Secretary of State for independent examination. Ms Elizabeth Ord was appointed by the Government as an independent Inspector to undertake the examination; a number of public hearings were held at Stricklandgate House, Kendal, and the Washington Hotel, Workington, during November and December of 2016. Through this Examination process, the Inspector has considered the evidence supporting the Local Plan and the responses of residents and other stakeholders. A number of policies and associated text within the Plan have been identified where a change (known as a "Main Modification") is required. They are now writing to inform the Parish Council that a Table of Main Modifications to the Local Plan, together with an update to the Sustainability Appraisal, will be published for public consultation between 27 March 2017 and 5pm on 5 May 2017. Only comments received within this period have a statutory right to be considered by the Inspector.</li> </ol> <p>The Council is also publishing a Table of Minor Modifications to the Local Plan, which include changes made to the Policies Map resulting from the Main Modifications. These minor modifications do not relate to the</p>
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soundness of the Plan, and only include factual updates, correction and editorial/stylistic changes and minor clarifications. The Minor Modifications are not part of the formal consultation and they are not being put before the Inspector. Furthermore, the Council is publishing addendums to the Statement of Community Involvement, Site Assessments and the Habitats Regulations Assessment for comment. Any such comments received will be considered by the Council, but they will not be forwarded to the Inspector; she will only consider representations on the Main Modifications and the Sustainability Appraisal update, relating to the soundness of the Plan. At this stage of the Examination process:

- Comments can only be made to the Inspector on the Table of Main Modifications and the Sustainability Appraisal update.
- This is not the opportunity to make comments on other aspects of the Local Plan.
- Comments on the Table of Minor Modifications, the Statement of Community Involvement, the Site Assessments and the Habitats Regulations Assessment will only be considered by the County Council.

Comments on the Main Modifications must be sent to the Council (through those means outlined below). All responses will be forwarded to the Inspector. The Inspector will then consider all of the representations about the Main Modifications before finalising her report. Typically issues arising from the consultation on the Main Modifications should be capable of being considered through the written representations procedure. However, exceptionally, the Inspector may decide that it is necessary to hold a further hearing session or sessions to clarify and resolve any substantive outstanding issues relating to the Main Modifications. The examination website will be updated as appropriate and all those making representations will be informed of the next steps by the Programme Officer in due course. Any representations that you wish to make should be made by:

Post - MWLP, County Offices, Busher Walk, Kendal LA9 4RQ or  
Email - [mwlp@cumbria.gov.uk](mailto:mwlp@cumbria.gov.uk) and must be received no later than 5pm, Friday 5 May 2017. All documents can be viewed on line and downloaded at [http://www.cumbria.gov.uk/planning-environment/policy/minerals\\_waste/MWLP/MainMods.asp](http://www.cumbria.gov.uk/planning-environment/policy/minerals_waste/MWLP/MainMods.asp)

A copy of the Table of Main Modifications, Table of Minor Modifications, Sustainability Appraisal update, Statement of Community Involvement, Site Assessments and Habitats Regulations Assessments are available to inspect by calling into the reception at Cumbria County Council, County Offices, Busher Walk, Kendal, LA9 4RQ

**4. Farmer Flood Group** - Paul Barnes of Blackwood Farm has written the following letter to Paris Councils asking for support:

*“Twelve months after Storm Desmond we formed the Farmers Flood Group to give a voice to the farmers and rural communities that didn't have a Flood group to represent them. Our aim was to get into a position with decision makers where our concerns on lake level, river management and tree maintenance, which we consider have been neglected for 25-30 years, could be heard. We have held meetings with farmers including Kendal, Appleby, Cockermouth, Penrith, Wigton and more and are working with some larger flood groups to have a strong County voice as our farms, villages, roads, railways, wildlife, businesses, people and communities are suffering. We are making good progress. We have been in discussion*

		<p><i>with top EA officers and politicians to highlight Cumbrians unique position focussing on action not words. We would like to add your voice to ours and would be pleased if you could simply reply as a Parish Council to indicate your support for our efforts. We are working farmers throughout the County with no political agenda or financial backing. We are doing this because we care for our communities and our County.”</i></p>
		<p><b>RESOLVED</b> that the invitations to participate information received be noted.</p> <p><b>ALSO RESOLVED</b> that if any Council Members wished to attend any of the events to inform the Clerk so that they may be booked.</p> <p><b>ALSO RESOLVED</b> that the Council agreed to support the work of the Farmer Flood Group.</p>
17/66	<b>INFORMATION given for reference only.</b>	<p><b>RESOLVED</b> that it be noted that the following information was given to the Council for reference only.</p> <ol style="list-style-type: none"> <li>1. <b>Information from NALC about Devolution and the voluntary sector.</b></li> <li>2. <b>Jonathan Owen, Chief Executive of NALC’s Bulletin 9 - 10 March 2017.</b></li> <li>3. <b>Notice of Election of County Councillors</b> - The Clerk has put these on the Parish Notice Boards.</li> </ol>
17/67	<b>Date of the Next Meeting.</b>	<p><b>RESOLVED</b> that it be noted that the date of the next scheduled meeting will now be confirmed as Wednesday 10<sup>th</sup> May 2017, at 7.00 pm, in Lazonby Village Hall, starting with the Open Parish Meeting, followed by the Annual General meeting of the Parish Council at approximately 7.30pm.</p> <p><b>ALSO RESOLVED</b> that it be noted that the Clerk has requested that the May Open Meeting and Annual General meeting be moved to Wednesday 10<sup>th</sup> May 2017 instead of the 3<sup>rd</sup> May 2017 due to not being able to prepare the meeting in time for the 3<sup>rd</sup> May because of personal circumstances.</p>