

Ennerdale & Kinniside Parish Council

Clerk to the Council: Susan Denham-Smith, Routen Farm, Ennerdale, Cleator, Cumbria, CA23 3AU.
Tel: 01946 861270

Minutes of the meeting held on Wednesday 20 September 2017 in St Mary's Church Ennerdale Bridge

Present

Cllrs Denham-Smith (MD-S) – Chairman

Councillors

Ric Outhwaite (RO), Chris Ayling (CA), Bridget Johns (BJ), Muir Lachlan (ML),
Ian Topping (IT), Cath McMullen (CM)

Also in attendance

Susan Denham-Smith – Clerk (SDS),
Cllr Arthur Lamb – Cumbria County Council (AL),

Minute Number	Item	ACTION
048/09/17	<p style="text-align: center;">Apologies for Absence</p> <p>Resolved:</p> <ul style="list-style-type: none"> • Cllr John Dirom (Copeland Borough Council) - clash with another meeting. 	
049/09/17	<p style="text-align: center;">Declarations of Interest</p> <p>Resolved: that the following Declarations of Interest were disclosed: Cllr MD-S - the Clerk's employment, pay and expenses. Cllrs ML, RO, CA, IT and BJ - The Gather/Hub</p>	
050/09/17	<p style="text-align: center;">Minutes of the Parish Council Meeting Held on 12 July 2017</p> <p>Resolved: that the minutes of the meeting of Ennerdale and Kinniside Parish Council held on 12 July 2017 be corrected with the revised date of the next meeting as 20 September from 13 September and then confirmed as a true record and signed by the Chairman.</p>	
051/09/17	<p style="text-align: center;">Co-option of new Councillor</p> <p>No new candidates have come forward.</p> <p>Resolved: To continue the search for a new Councillor.</p>	All
052/09/17	<p style="text-align: center;">Public Participation</p> <p>There were no issues raised by the public</p>	
053/09/17	<p>Cumbria County Council Update (Arthur Lamb) This slot was originally raised on the Agenda as Cllr John Dirom (CBC) who was unable to attend.</p> <p>Arthur is the Cumbria County Councillor for Cleator Moor and Frizington Ward</p> <p>There was nothing of note to report that impacted the Ennerdale and Kinniside Parish</p>	

054/09/17

Progress Reports**A: Clerk's Update**

Resolved: that the Clerk's Report be accepted with the following actions to be completed:

- Household Emergency Plan Leaflets (034/07/17) have been personalised by ACTion in Cumbria and enough provided for a letter drop to all the houses in the Parish. Cllr Lachlan will co-ordinate the distribution to all houses, either by door to door delivery with help from all Councillors or via the Contact Magazine distribution network.

ML

Below is a list of correspondence received between meetings requiring resolution:

Date	Correspondence	Resolved:
19/7/17	Openreach – Wayleave payment	Clerk to pay cheque in to the bank
26/7/17	CCC Cumbria Design Guide Consultation response required by 4 Sept CALC aware of date problem	No action required, as Design Guide is primarily to inform planners in towns.
28/7/17	BDO – Issue with the Asset Register cost value from last year as presented on the Audit (box 9)	To accept that BDO (Auditors) had raised a qualified issue, that the figures for the 2015/6 audit for assets (Box 9) in the 2016/17 audit should have been also presented at cost. As the Asset Register is now presented with “cost values”, going forward, no further action is required.
28/7/17	AON Insurance provider change to BHIB from next year	To be aware we may need to shop around for a different insurer (renewal date 1 June 2018)
3/8/17	Cumbria Constabulary policing survey (for everybody) reply by 31 August extension 10 Sept	Cllr Lachlan had filed a return and commented that he had pointed out that the 101 service took more than 20 minutes to answer. Cllr McMullen commented that this has an impact on farmers being able to, successfully report damage to livestock on the Cold Fell road. No further Action was required.
9/8/17	CALC 3-tier meeting 14 Sept 2017 Millom	No-one could attend.
14/8/17	Police Survey reminder (Muir responded)	See 3/8/17 above
15/8/17	CALC Data Protection Legislation	No Action required currently.
16/8/17	CALC – CCC Design Guide Consultation reminder	See 26/7/17 above.
17/8/17	CALC – Action in Cumbria CLP event	Cllr Denham-Smith to attend and liaise with Fran Richardson regarding content and timing.
28/8/17	Phone call Parishoner re hedge cutting and	See Highways/Lengthsman below

SDS

MDS

	potholes issues (road to Cat How CA23 3ES)		SDS
7/9/17	CBC Consultation public spaces/dog control	No further action required.	
10/9/17	Forward notice of proposal for planning application on behalf of Yeathouse Waste Recycling Centre Frizington GP Planning	Clerk to draft letter expressing the Parish Council's support for an extension of time to keep the Yeathouse Quarry Waste recycling Centre open.	
15/9/17	Complaint (in person) of dog muck on Sawdust Lonning/Bleach Green Path	Discussed that there was little action the council could take as it is Forestry/UU land. Cllr Topping to print out reminder notices for people to clear up after their dogs (the "Dog Poo Fairy posters").	
<p>Planning Correspondence received between meetings:</p> <p>Planning Applications,</p> <p>Reference: 7/2017/4049 Location: The Ennerdale Mill Proposal: Demolition of Ennerdale Mill, Mill House and associated Piggeries returning to grassland habitat Reply by: 14/8/17</p> <p>Replied on the 14/8/17 with objections on the on the following grounds:</p> <p>1) it has not been demonstrated that the previously approved scheme for the conversion and re-use of the buildings cannot be achieved and that demolition is necessary. In August 2012 these buildings were considered capable of conversion and re-use following a structural engineer's survey (planning reference for the previous application was 7/2011/4063). Demolition of the Mill building, in particular, will destroy a building of local historical significance and we believe, the house and the piggeries are still in a state capable of restoration and/or re-use,</p> <p>2) that the proposal to temporarily close the public footpath from behind Crag Farm House, running west and down to the footbridge over the River Ehen is excessive and will cause a loss (albeit temporarily) of a popular public right of way to access the area of woodland and the paths up onto Crag Fell and down to the river. The only temporary closure that might be required would be from Grike to the footbridge.</p> <p>Reference: 7/2017/4064 Location: 1 Lizza Brow, Kinniside, CA23 3ER Proposal: Erection of single storey double domestic garage and boat shed Reply by: 28/9/17 Replied with "No Objections" 7/9/17</p> <p>Reference: 7/2017/4069 Location: The Ennerdale Centre, Ennerdale Bridge, Cleator, CA23 3AR Proposal: Variation of condition nos 10, 5 and 9 on planning approval ref 7/2015/4093 relating to details of external lighting; and</p>			

	<p>amended landscaping and parking and turning areas</p> <p>Reply by: 05-Oct-2017</p> <p>Some councillors commented that they had not received notice of application 4069. This may have been because we have changed from paper copies to electronic. There was also discussion of the difficulty of being quarate and impartial with the decision due to the Pecunary and Non-pecunary Interest held by many members of the Council who hold shares in the The Hub Ltd</p> <p>Resolved:</p> <ul style="list-style-type: none"> • Clerk to resend the link to the Planning application 4069. Replies to be sent and copied to all Councillors by email. Cllr Denham-Smith to propose a decision on a reply. • Clerk to discuss with CALC how to set up Pecuniary Interest Register and how to deal with conflicts of interest which result in the Council being non-quarate. <p>Notice of Grant of Planning Permission – Granted/Refused</p> <p>Reference: 7/2017/4044 Field no 8356, Kinniside,CA23 3AG Proposal: Agricultural Building Application Granted.</p>	<p>SDS/ALL</p> <p>SDS</p>
055/09/17	<p>B: Defibrillator Project (Cllrs Outhwaite/Johns)</p> <p>Following a discussion with Arlecdon & District First Responders we have been donated a defibrillator, as theirs have been updated. The defibrillator comes with its 5 year warranty. Lamplugh PC also now have a defibrillator sited at Kirkland Mission.</p> <p>The Ennerdale defibrillator is currently in the office at The Shepherds Arms. Keith has agreed to have the box mounted on the outside of the Shepherds (Norman Stansfield, the Landlord, has also agreed). It does however require a cabinet, which costs between £400 - £800. The more expensive versions are attached to the electricity supply to keep the battery warm.</p> <p>NW ambulance service have been made aware of the location of the defibrillator for 999 emergency callers. Defibrillator signs can be put on village signs, however Cumbria County Council make a charge for signs – approx £30 (x 3 signs is a total of £90).</p> <p>Resolved:</p> <ul style="list-style-type: none"> • Request a written quote for the box. • Cllr Lamb to petition CCC regarding reducing/waiving the costs of the signage • Provision had been made in the budget this year (£1000) for the defibrillator project. On-going management/maintenance costs to be considered in the forthcoming budget. 	<p>RO AL</p>
056/09/17	<p>C: Grike Cottage (Cllr Outhwaite)</p> <p>LDNP are satisfied that the building materials are not blocking the path. They will be taking action to have the items attached to the sign</p>	

	<p>removed on the grounds that the sign could be obscured and to prevent damage to the sign.</p> <p>Discussion about the land-ownership resolved that:</p> <p>the building materials were being stored on private land, were not obstructing a Right of Way and there was no further action required of the Parish Council</p>	
057/09/17	<p>D: Community Led Planning and Resillience Planning – (Cllr Johns/ Cllr Denham-Smith)</p> <p>Cllr Johns presented Council with a mock up for design and style of the Community Led Plan (CLP). This, along with the full content, (text and tables) will be sent to:</p> <p>Cumbria County council – Maria Hewitt Copeland Borough Council – Sarah Mitchell LDNPA – Rebecca Cathey for formal consultation.</p> <p>Wild Ennerdale is not part of the formal consultation because they are represented by Rachel Oakley on the steering group.</p> <p>More photos are required especially of people.</p> <p>Resolved:</p> <ul style="list-style-type: none"> • that the mock up and text be sent to the 3 official bodies above. • Cllrs to make available to Cllr Johns any photos they are willing to offer. • Cllr CA to speak to the school re photos the PC might use. 	<p>BJ ALL CA</p>
058/09/17	<p>E: Asset Register update (Cllr Denham-Smith) – Resolved:</p> <ul style="list-style-type: none"> • to send the application PN1 to The Land Registry to carry out a search for all land registered to Ennerdale and Lamplugh Parishes (John Sloan Lamplugh Parish Council aware of our search) • that the cost of £22 to be agreed in payments below. 	<p>SDS</p>
059/09/17	<p>F: Cold Fell Action and “A595” Group - (Cllrs McMullen/Lachlan)</p> <p>The 595 group has a wider remit than just The Cold Fell Road, including other villages such as Beckermest, and Moor Row, with its objective to make the A595 the driving route of choice for the commute to Sellafield instead of focussing on the problem of “Ratrunning”. Bob Jones (Chair of CFAG) is on 595 group. Cllr Mc Mullen expressed no fear that the CFAG will be swallowed up by the 595 group. This is a big project involving 20km of highway upgrade. At the moment the positives are that each village has its own concerns but they are working together, thinking holistically, ie starting to train up more speed gun groups.</p>	

	<p>Cllr RO, suggested that the Annual Parish Meeting will be a good place to start to tackle the issue of introducing 20mph speed limit keeping the issue local.</p> <p>Cllr ML is attending the 595 group meetings. They are still looking for a Chairperson. At present there are no meeting dates – next meeting scheduled for October.</p>	
060/09/17	<p>G: West Coast Travel Plan, Off-Road Footpath (Cllr. Outhwaite)</p> <p>Nothing to report</p>	
061/09/17	<p>H: United Utilities Liaison Group – (Cllr Outhwaite/Cllr Lachlan)</p> <p>There had been a meeting on 17 July 2017, and some Councillors had received a copy of the “DRAFT”, minutes. It was pointed out that because these were draft minutes they should not have been circulated and the PC should not use them to inform any decisions.</p>	
062/09/17	<p>I: Neighbourhood Watch/Police Reports (Cllr Topping)</p> <p>Neighbourhood Watch reports are being sent out regularly. Police Report is 2 monthly. There were 3 incidents locally:</p> <ul style="list-style-type: none"> • Assault at Croasdale • Criminal damage and burglary at Bowness Knott 	
063/09/17	<p>J: MUGA Insurance (Cllr Ayling)</p> <p>The MUGA is now insured through AON (The same insurer as the PC) for £185.44.</p> <p>A copy of the ECRAG constitution was passed to the Clerk</p> <p>Resolution: to scan the constitution to keep an electronic version.</p>	SDS
064/09/17	<p>K: Map of maintenance areas in the village and frequency of maintenance (Cllrs Outhwaite and Lachlan).</p> <p>Cllr Lachlan has started to put together maps of areas requiring maintenance in the village.</p> <p>Bridge Park is still maintained by ECRAG but will be handed back to the church. There is a working party organised for 7th October 2017.</p> <p>Cllr Lachlan has been speaking to CBC Regen NW for a quote for the additional work regarding the comments from a Parishioner about overgrown hedges on 28/6/17 (Minute note 32/07/17)</p> <p>Cllr MDS pointed out that if the total of work is under £500, according to the Standing Orders, it does not need to be supported by 3 tenders.</p> <p>Resolution:</p> <ul style="list-style-type: none"> • to clarify if we are part of a Lengthsman Scheme with CBC and if so, what the terms and conditions are. • to complete the maps of areas for maintenance 	SDS/RO ML/RO
065/09/17	<p>Arrangements for The Annual Parish Meeting</p> <p>To discuss arrangements, agenda, publicity for the Annual Parish Meeting (Cllr MD-S)</p>	

	<p>Resolved:</p> <ul style="list-style-type: none"> • to defer the meeting until March 2018. • to invite Lamplugh PC and residents if the agenda includes areas of shared concern. • to publish the CLP ahead of the meeting so that feedback can become part of the purpose of the meeting. • to set up petitions regarding the initiative for a 20mph speed limit through the village. 	<p>SDS</p> <p>BJ</p> <p>RO</p>
066/09/17	<p>Parish Council Newsletter – Discussion about format and content of the newsletter</p> <p>Resolved to:</p> <ul style="list-style-type: none"> • contact Gareth about costs and printing. • use the tri-fold format as it is easier to get through letterboxes. • appoint Cllr Topping as the Editor. • send out two copies a year, one in January and one in July • the editor will send letters to groups associated with the work of the Parish Council for content. For the first edition the cut-off date for articles 1 December after the CLP has been distributed. 	<p>ML</p> <p>IT</p>
067/09/17	<p>Highways Issues: to consider and raise issues of concern regarding highways and footpath maintenance and road safety concerns.</p> <p>A full report of Highways issues and activities was circulated prior to the meeting.</p> <p>Cllr ML’s email dated 5/9/2017 to CCC Highways was read out and given as an update to correct the CCC Highways report Item 2 - “Missing/damaged road-signs, roundels, finger posts etc”:</p> <ul style="list-style-type: none"> • the 2 missing 40mph roundels on Cold Fell Road are still not erected • the missing “Ennerdale” sign has not been erected • The missing finger post on the Cold Fell Road, C4004 and C4017 junction has not been replaced. <p>The issue of flooding at C4017 Longmoor Common Is being investigated. The road is not draining, and the road is being destroyed with potholes.</p> <p>CCC Highways dpt say it is the responsibility of land owner to clean the ditches.</p> <p>Victoria Lancaster (National Trust) has met with Mike Robinson (Highways) and has looked at drains under the road. There was an assumption that the road is not cambered properly, but Cllr Lachlan confirmed that it is and water does run down the road, however it is not getting into the ditches.</p> <p>CCC Highways found a drain to unblock, which they unblocked on Tuesday 19th September. They have agreed there is work to be done on the road in the future regarding the potholes, but the work will not</p>	

	<p>be done until the road drains properly.</p> <p>A member of the public had contacted the Clerk to express concerns about hedges overhanging the road between Wath Brow and Low Waterside, and a Leylandii hedge near Tom Butt, which are dangerous to avoid or have caused damage to his vehicles if driven too close. Also of concern were the potholes on the road leading to Meadley Reservoir and Cathowe Farm.</p> <p>Cllr Lachlan visited the complainant and confirmed that there are branches overhanging the road, which cause vehicles to swerve to avoid or can cause damage if driven too close.</p> <p>He had also investigated the responsibility of the maintenance of the verge between the road and hedge. A depth of 1.5 m is the responsibility of CCC Highways dept up to 5m high. However, some of the overgrowth is also due to a lack of tending by land owners, and is not within this 1.5 x 5m limit.</p> <p>Cllr Topping raised concern that the boulders and tractor parking at High Waterside, close to the road, causes a potential hazard. Mike Robinson's attention has been drawn to it.</p> <p>The SID new battery has arrived and each battery is lasting a week Drivers seem to be responding to it. Cllr Lachlan has been trained to change the battery by a senior technician from CCC Highways. There is an option to move the SID to a position to face traffic entering the village in the opposite direction.</p> <p>Resolution:</p> <ul style="list-style-type: none"> • CCC Highways have inspected the complaint and will cut back those hedges between Hazel Holme and High Waterside for they have responsibility. • Cllr Lachlan to ascertain who the land owners between Hazel Holme and High Waterside are, and the Parish Council will write to them requesting they take action on the overhanging sections. • Mike Robinson (Highways) has marked up what action needs to be taken regarding the pot holes up to Meadley Reservoir. • that the SID is to remain in its current position. 	ML												
068/09/17	<p style="text-align: center;">Council Finance</p> <p>To consider any payments and/or grants to be made and receive an updated bank reconciliation.</p> <p>Resolved: to make the following payments:</p> <table border="1" data-bbox="331 1776 1337 2000"> <thead> <tr> <th>Date</th> <th>Voucher Number</th> <th>Payee</th> <th>Description</th> <th>Amount</th> <th>Cheque number</th> </tr> </thead> <tbody> <tr> <td>20/09/2017</td> <td>016</td> <td>CALC</td> <td>Good Councillor June 2017 (Cllr Johns)</td> <td>£ 35.00</td> <td>000509</td> </tr> </tbody> </table>	Date	Voucher Number	Payee	Description	Amount	Cheque number	20/09/2017	016	CALC	Good Councillor June 2017 (Cllr Johns)	£ 35.00	000509	
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20/09/2017	016	CALC	Good Councillor June 2017 (Cllr Johns)	£ 35.00	000509									

	20/09/2017	017	Muir/CA Traffic Aylesbury	SID Battery	£ 180.00	000510
	20/09/2017	018	Susan Denham- Smith	Clerk Salary QTR 1	£ 356.40	000511
	12/07/2017	018	Susan Denham- Smith	Office Costs	£ 24.00	000511
	20/09/2017	019	Land Registry	Search for land owned by PC	£ 22.00	000512
				TOTAL	£ 617.40	
	<p>Resolved: to accept the Bank Reconciliation dated 20 September 2017, of a current account balance of £9,973.28. This represents an uncleared balance of £9,355.88 made up of: £617.40 spend agreed at this meeting and no uncleared income. The reconciliation was against Bank Statement 212 dated 23/8/17.</p>					
069/09/17	Councillor Matters					
	Feedback from other meetings attended: not covered by other agenda items. No meetings attended					
070/09/17	<p>Items for the next meeting: for Councillors to suggest items for the next agenda:</p> <ul style="list-style-type: none"> • Budget • Water supply, including cessation of farming and taking water from gully flats. • Water quality issues. <p>Date of the next meeting: <u>Wednesday 8 November 2017 at 7.00pm</u></p> <p>Meeting Closed at 21:03</p> <p>Chairman.....</p> <p>Date.....</p>					