Ennerdale & Kinniside Parish Council

Clerk to the Council: Susan Denham-Smith, Routen Farm, Ennerdale, Cleator, Cumbria, CA23 3AU. Tel: 03946 861270

Minutes of the meeting held on Wednesday 14 March 2018 in St Mary's Church Ennerdale Bridge

Present

Cllrs Denham-Smith (MD-S) - Chairman

Councillors

Ric Outhwaite (RO), Bridget Johns (BJ), Muir Lachlan (ML),

Also in attendance

Susan Denham-Smith – Clerk (SDS), Arthur Lamb CCC (AL), Rachel Oakley (ROY) – Wild Ennerdale Rev Ian Parker, 2 members of the public

Minute Number	Item				
	Note to the order of items				
	Item 8 and Progress Report item 10f have been moved up the agenda				
	to allow for public participation and for ROY to accommodate the need				
	to leave early. Item 7 has been moved to 15 Councillor Matters				
115/03/18	Apologies for Absence				
	Cllr Chris Ayling				
	Cllr John Dirom				
116/03/18	Declarations of Interest				
	Resolved:				
	that councillors had all signed and updated the Declarations of				
	Interest sheet in the Declaration of Interest Folder.				
	 Cllr Ayling has forwarded a new DOI form to the Clerk which 				
	had been passed on to Clinton Boyce at CBC.				
117/03/18	Minutes of the Parish Council Meeting Held on 10 January 2038				
	Resolved: that the minutes of the meeting of Ennerdale and Kinniside				
	Parish Council held on 10 January be signed as a true record by the				
	Chairman.				
118/03/18	Co-option of new Councillor				
	No new candidates have come forward.				
	Cllr McMullen has tendered her resignation with immediate effect				
	Resolved:				
	To continue the search for a new Councillor.	All			
	Cllr MDS commented that the Annual Parish Meeting will be a good				
440/00/40	chance to showcase the opportunities open to new Councillors.				
119/03/18	Public Participation				
	A member of the public commented that he thought the actions A the Commented that he listed in the actions A member of the public commented that he listed in the actions A member of the public commented that he listed in the actions A member of the public commented that he listed in the actions A member of the public commented that he thought the actions A member of the public commented that he thought the actions A member of the public commented that he thought the actions A member of the public commented that he thought the actions A member of the public commented that he thought the actions A member of the public commented that he thought the actions A member of the public commented that he thought the actions A member of the public commented that he thought the actions A member of the public commented that he thought the actions A member of the public commented that he thought the action of the public commented that he thought the action of the public commented that he the public commented the public commented the public commented that he the public commented th				
	of the Community Led Plan should be listed in the progress				
	reports of the Agenda each meeting in order to monitor progress.				
	 A member of the public commented that the proposed new 				

	housing development (Planning Application for 11 homes in Kirkland Road - Planning Application Reference 4/8/2071/0F1) would affect her directly. She had written to Copeland Borough Council and copied her letter to The E&KPC. She was concerned that the houses would be built directly behind her house affecting the view and that the access to the sewerage system encroached on her land/sceptic tank. She had taken legal advice. She also commented that the developer had bought more land, but had only applied for planning on 0.9ha and feared they may develop more land in the future if these plans went ahead.	
120/03/18	Planning Application for 11 homes in Kirkland Road - Planning Application Reference 4/8/2071/0F1	
	Prior to the meeting Cllr Outhwaite had analysed the plans and written a comprehensive report to advise the Councillors. He scrutinised the plans outlining the legal and technical pros and cons of the development and concluded that the housing development could not be supported by the Parish Council. This report had taken into consideration letters forwarded to the Councillors by members of the community and had been written using his professional knowledge of planning matters.	
	Cllr Lachlan questioned the need for more affordable homes as there seemed to be a few empty homes in the parish, and therefore whether there was an identifiable need for affordable homes. Also, the definition of "affordable" and whether it refers to rented or to purchase was discussed.	
	Cllr Arthur Lamb had also spoken to the Highways Dept - Gavin Murray - and together with Cllr ML suggested that an on-site meeting with the Highways and Planning Department be applied for to discuss:	
	Traffic numbers, Walking routes Flooding Access Service Road	
	Resolved: • The Parish Council would "Object" to the planning application on the grounds of the report drafted by Cllr Outhwaite (updated for grammar and with an additional reference to the CLP). Date for submission of comment to CBC is Wednesday 21st March.	RO/SDS
	 Cllr AL/ML to arrange a site meeting with Highways and the Planning Department to discuss the issues of directly related to the Highways. 	AL/ML
121/03/18	County Council Update (Cllr Arthur Lamb) Agenda item 6 Nothing further to comment beyond the Planning Application (120/03/18).	
		L

Progress Reports

F: Wild Ennerdale - Rachel Oakley/Cllr Outhwiate (Brought forward on the Agendaon Rachel's request)

Footpath Grant Application

(Footpath heading west out of the Village beyond Braemar Cottages)

There is a funding opportunity to make links between the village and the lake through the RDPE (Rural Development Programme for England – a Defra Rural Payments Agency – Tourism Infrastructure scheme).

The first step is an Expression of Interest with a closing date extended to 15th May, which Cllr Outhwaite will submit with additional costings provided by Rebecca Cathay - NT Finance North and Adrian Jones (Forestry) who is meeting with a surveyor to draw up costs for the carpark these

Land-owner support is needed for it to go ahead, but this is mostly in place apart from LDNPA.

Cllr MDS emphasised the need for the project to be underwritten/sponsored by the National Trust due to the large sums of money involved and the upfront payments required. The proposed budget for the scheme is c.20x the annual precept and as such the PC cannot lead on the scheme without confirmed support of the NT.

Cllr RO is also in contact with United Utilities as an alternative funding stream.

A very rough estimate of the cost is £85-£150K, including the car park.

The issue of including the car park was discussed, as including the car park adds many other issues and provision of a car park will create a more emotional response to the scheme. Also, the argument for closing the old car park is a difficult one, due to the fact that provision of free parking by the Forestry Commission means that resources cannot be invested elsewhere in the future.

The issue of providing free car parking is in conflict with the need for all agencies to operate on a commercial basis.

Wild Ennerdale Stewardship plan

Wild Ennerdale hosted a Stakeholder Information Day on Tuesday 6 March 2018 attended by 17 people, to introduce the draft Stewardship Plan. (A report from the day drafted by ROY has been made available to the Councillors).

Maps are being updated by Gareth Browning and the final text is being updated by ROY.

The full draft plan will be available to the Parish Council on 23 April 2018.

	The plans will be displayed at The Gather 24 th April 2018 followed by a 1 month consultation period.	
	The plan will be signed-off 20 th June by senior management of the partnership.	
	Hedge Maintenance – Cllr RO has asked Wild Ennerdale about the possibility of volunteers to trim the inside of the hedge on the off-road footpath.	
	ROY commented that as the work would need to be carried out by the end of March because of nesting birds, nothing could be done this Spring but she would look into the possibility.	
	Easter Egg Trail will be taking place in the valley on Easter Sunday 1 April 2018.	
	 Cllr Outhwaite to make submission of Expression of Interest for the Footpath/carpark to the RDPE incorporating costings from NT/Forestry by 15 May 2018. 	RO/ROY
	 Cllr Outhwiate also looking into alternative sources of funding. 	RO
	 Copy of Draft Stewardship Plan be made available to the Parish Council on 23 April 2018. 	ROY
	 ROY to find out if the Wild Ennerdale Volunteers are able to 	
	take on the Off-road footpath hedge maintenance starting in November.	ROY
123/03/18	General Data Protection Regulation (GDPR)	
	Susan Denham-Smith – Clerk The Clerk attended a training course on 7 March 2018 at the Stoneybeck Inn – Penrith regarding GDPR	
	 Summary The General Data Protection Regulation comes into law on 25 May 2018 	
	 We are required to be compliant/working towards compliance 	
	 The rules affect all Councillors and Clerk We are required as a small authority to register with the 	
	Information Commissioners Office at a cost of £35	
	Resolved: To work through action list as detailed by SDS in her report of the training day:	
	 Register with the ICO Appointment of Data Protection Officer (unsure of who this can be awaiting NALC guidance) Audit of current practices Update of documents: Code of Conduct, Standing Orders, Job 	SDS
	Application forms/person specification, web site etc	
	52.	

	Create a GDPR policy/document retention policy						
	 Privacy notices on web site/emails 						
	Security of information / data for homeworking / data back-up						
	• Pro	ovision of lockable cabinet for pa	perwork at Clerk's home				
	 Make GDPR practice integrated in everything we do. 						
		r MDS Volunteered to oversee th	, ,	MDS			
124/03/18		Progress Repo					
12 1,00,10	A: Clerk's						
		I: that the Clerk's Report be acce	ented with the following				
		be completed:	sprea mar are reneming				
		20 completed.					
	Date	Correspondence	Actions and Resolutions				
	22/1/18	CALC transparency Fund	Action complete £108.74				
		applications by 14 Feb	applied for				
	24/1/18	Common Land registration cost	To apply for 4 maps which				
		of maps	define where all the	SDS			
			Common Land owned by				
			E&KPC is located (see				
	31/1/18	Grant application St Mary's	Council Finance) For agreement May meeting				
	31/1/10	18/19 and 19/20	- this was not discussed at	SDS			
		10/10 4114 10/20	the meeting.				
	7/2/18	Nalc Survey	Individual replies by				
		,	Councillors	ALL			
	9/2/18	Roslyn Smith, Thorntrees.	Cllr MDS visited Mrs Smith				
		phone call regarding being	and gave reassurance of				
		threatened, by a visitor to her	PC's position regarding the				
	house. The visitor had told her off-road footpath, and that						
	not to oppose the off-road the visitor had not been a						
	footpath (extension outside her representative of the Parish						
	property). Mrs Smith was under Council nor its views. Cllr the impression that the threat MDS expressed concern						
	had come from the Parish over the nature of the						
	Council. approach and the potential						
			for misunderstanding that the				
			PC would override the				
			legitimate concerns of				
	45/0/40	O I I O T'	impacted residents.				
	15/2/18	Copeland 3 Tier meeting 1st	Moved to 15 March due to				
		March	snow. To be attended by Cllr ML	ML			
	16/2/18	Plans for 11 homes housing	Resolved above 120/03/18				
	10/2/10	development	1.0001/04 450/0 120/00/10				
	19/2/18	Mr K Park - speed of traffic	Clerk replied by email and is	000			
		though the village	to continue the	SDS			
			correspondence by phone.				
	23/2/18	Paul Wheadon UU public	A Councillor reported that it				
		meeting on 7 March 2018 at	had been an interesting				
	Lamplugh village hall re Cogra evening with information						
	Moss. about the preservation of						
	Cogra Moss as a public access space.						
	28/2/18	Police officer Samantha Watson	PCSO Watson will send				
	20/2/10	re information for Parish Council	Police updates direct to the				
		meetings	Clerk				
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		Jenny Burnskill re Internal Audit Acceptance of Jenny Brunskill – Chapel Consultants as the Internal Auditor for the year 17/18					
		Bridget Johns re advice about Replied by Clerk Parish Council Procedure from Andrew Hingley Smith (email)					
	All other co Report.	rrespondence not requiring action is noted in the Clerk's					
	Planning C	Correspondence received between meetings:					
	Planning A	Applications,					
	Reference: Location: (map)	7/2018/4006 3, Forrest Houses, Ennerdale, Cleator, CA23 3AJ					
	(retrospect	•					
	Reply by: Reply to:	14-Feb-2018 planning@lakedistrict.gov.uk					
	Reply of No C	Objections emailed on 5/2/18					
	Reference: Location: Proposal: Reply by:	Convert small barn to annexed accommodation					
	Reply to:	planning@lakedistrict.gov.uk					
	Reply of No Objections emailed on 19/2/18						
	Reference: 4/18/2071/OF1						
	Location: Kirkland Road Proposal: 11 House development on Kirkland Road						
	Reply by: 21-Mar-2018 (extension granted from 8-Mar-2018) Reply to: Copeland Borough Council						
125/03/18	B: Defibrill	lator Project (Cllrs Outhwaite/Johns)					
100100000		aite is looking at sources of funding for the Cabinet	RO				
126/03/18	D: Asset R	egister update (Cllr Denham-Smith)					
	Common Lands Registration have confirmed that the Parish Council owns:						
	Braemar Parish Ground – Sole ownership Bowness Knott Parish Quarry - part owned with DEFRA Cragfell Parish Quarry – Commons Registration say this is owned by the Parish Council Gareth Browning commented that it was on FC Land						
	Latterbarrow Parish Quarry – part ownership with DEFRA						

	Cllr Ayling liaised Will Rawling Re Braemar Common and concluded that in his memory there was an area in the middle of Braemar Wood, but it is unclear as the boundaries.	
	The physical search of the archive did not uncover any clarifying documents.	
	Resolved:	
	 To apply for map versions from the Commons Land Registration Dept (see Council Finances below) 	SDS
127/03/18	E: Cold Fell Action and "A595" Group - (Clirs McMullen/Lachian)	ODO
	Cllr Lachlan agreed to take Cllr McMullens's place to represent the Parish Council.	
	Resolved:	
400/00/40	Clerk to find out the dates of the next meetings for Cllr Lachlan	SDS/ML
128/03/18	F:West Coast Travel Plan, Off-Road Footpath (Cllr. Outhwaite)	
	Nothing to report	
129/03/18	G: United Utilities Liaison Group – (Cllr Outhwaite/Cllr Lachlan)	
	Nothing to report. A future meeting is planned. Date to be confirmed.	
130/03/18	I: Neighbourhood Watch/Police Reports (Cllr Topping)	
	There were no Neighbourhood Watch updates due to Cllr Topping's absence	
	Police Report was forwarded by PCSO Watson to the Clerk:	
	INCIDENTS OF NOTE We have had 7 incidents reported for Ennerdale and Kinnside between 12 th February – 12 th March 2018	
	There have been 1 x Criminal Damage	
	There have been 1 x Civil Dispute.	
	There have been 2 concerns for safety reports.	
	Note this is the first report from PCSO Watson and January has been omitted.	
131/03/18	J: Newsletter (Cllr Topping) Due to Cllr Topping's resignation the editing of the Newsletter has to be passed on. It was noted that Lamplugh PC publish their newsletter through the Contact magazine. Recently this has been in every edition, but a member of the public commented that they may be reducing this to a few times a year.	

	Deschool	1				
	Resolved: Clerk to speak to the editor or Contact/the Clerk of Lamplugh PC to ascertain Lamplugh's intentions with regards to their newsletter and see if would be possible to alternate/share the space.					
132/03/18	K: Map of maintenance areas in the village and frequency of maintenance (Cllrs Outhwaite and Lachlan). Cllr MDS still to contact Mr Crozier with regard to his contract arrangements The Clerk Confirmed there was no official Lengthsman scheme agreement with CBC but typical work carried out can be applied for directly from CBC Parks and Open Spaces Department (contact Alan Clements) at £20/hour. Cllr Johns asked if there was a possibility of using Works 4 You. The Clerk has investigated this option in the past and they would be willing to consider an application to join their West of Copeland Scheme. This is something to consider in the future if such work is required. Resolved:					
	 Cllr MDS to write to Mr Crozier to clarify the scope of his work and agree a contract Wait for action by ROY of Wild Ennerdale to confirm if the Volunteers can carry out the hedge trimming inside the off-road footpath Apart from hedge trimming of the off-road footpath, and maintenance of the assets listed on the Asset Register no other work is the responsibility of the Parish Council 	MDS ROY				
133/03/18	L: Highways Issues: to consider and raise issues of concern regarding highways and footpath maintenance and road safety concerns. 1 Missing Damaged Road Signs no further action had been taken. 2. potholes on Longmoor Common. Level survey has been carried out. Highways awaiting pricing for work to commence. 3. Road Banking Collapse Swinside (footpath) LDNPA – querying responsibility for repairs with CCC. 4. Croasdale Beck banking erosion, Kirkland Road, work scheduled June – Sept 18. 5. Kirkland Road flooding – Tom Butt Cottages, work re-scheduled into next financial year. This flooding is also mentioned as an issue with regards to the planning application ref 4/18/2017/OF1 6. Boundary Wall Collapse Croasdale, ongoing situation, which is the landowner's responsibility. (see Highways Matters report March 2018 for full details)					

134/03/18	Knott Weed (Cllr Lachlan)	
	Cllr Lachlan commented that the Knott Weed infestation on the property "Dalegarth" has not had follow-up treatment by the owner, (3 treatments are required in total). If untreated there is a danger of it spreading into the village.	
	Resolved: Clerk to write to the property agent, Smeatons in Cockermouth, to request that the work is carried out or to supply proof that it has been completed. The correspondence is to be copied to the Environment Agency.	SDS
135/03/18	Field of horses by the bridge Concerns about the state of the field - (Cllr Johns)	
	Cllrs discussed the state of the field, and if it was healthy for the horses, the feed mess that spills on to the road and the frequency at which one of the horses has escaped.	
	Resolved: There is nothing directly within the Parish Council's powers to take action. The concern will however be raised with the owner.	ML
136/03/18	Annual Parish Meeting The Annual Parish Meeting is a statutory requirement to take place between 1 March and 1 June every year. The date has been agreed as: Tuesday 22 May, 7pm St Mary's Church Rooms Speakers/Displays ROY Wild Ennerdale Stewardship Plan, Sarah McNeil Environmental Waste. Sandra Edmondson - LDNPA – Local Plan Review Andrew Clarke - CBC – Pride of Place.	MDS
137/03/18	Council Finance	
107700710	To consider any payments and/or grants to be made and receive an updated bank reconciliation. Resolved: to make the following payments:	
	 Clerk Salary and Expenses Software for website updating Common Land Maps Northpress - CLP St Mary's Church rooms 	

	Date	Voucher Number	Payee	Description	Amount	Cheque number	
	11/02/2018	00030	North Press	CLP	£ 769.00	000518	
	14/03/2018	00029, 31, 32	Susan Denham- Smith	Xara Web site software, mileage, office costs	£ 124.98	000520	
	14/03/2018	00031	Susan Denham- Smith	Salary 4th Quarter	£ 356.40	000519	
	14/03/2018	00033	St Mary's Community Centre	Room Hire 1/4/17 - 31/3/18	£ 108.00	000521	
	14/03/2018	00034	CCC	Asset register Maps of Common Land	£ 20.00	000522	
				TOTAL	£ 609.38		
420/02/40	Resolved: to accept the Bank Reconcilliation dated 14 March 2018, of a current account balance of £8,164.17. This represents an uncleared balance of £7,554.79 made up of £609.38 spend agreed at this meeting plus £769 paid to North Press and cleared between meetings (ch 000518). The reconcilliation was against Bank Statement 217 dated 23/02/18.						
138/03/18	Danahaad		Councille	or Matters			
	Resolved:			6 11			
	to redistribute Cllr Topping's duties as follows: • Police/Neighbourhood Watch reports (Ian Topping and					IT/IP	
			/ - Cllr John	o the Parish Coເ	iricii)		BJ/MDS
	•	•					SDS
	Web Site - Clerk SDS Clerk's Line Manager - Clir Johns						BJ
	 Clerk's Line Manager - Cllr Johns Newsletter – Undecided - see 131/03/18 re publishing in 						
	•			deu - See 131/00	o/ 10 le pur	mishing in	
	Contact magazineGDPR Data Controller – Cllr MDS						MDS
139/03/18	Items for th			ouncillors to sug	gest items	for the	
	next agenda		-				
			•	Progress Repor			
			•	rogress Reports			
		,	,	ollowing Cllr McN	Mullen's re	signation	
	Date of the next meeting:						
	Wednesday 9 May at 7:00pm AGM followed by the regular meeting at 7:30pm						
	Meeting Closed at 20:48hrs						
	Chairman						
	Date						