Ennerdale & Kinniside Parish Council

Clerk to the Council: Susan Denham-Smith, Routen Farm, Ennerdale, Cleator, Cumbria, CA23 3AU. Tel: 05946 861270

Minutes of the meeting held on Wednesday 9 May 2018 in St Mary's Church Ennerdale Bridge at 7:30pm

Present

Cllrs Denham-Smith (MD-S) - Chairman

Councillors

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

Also in attendance

Susan Denham-Smith – Clerk (SDS), Arthur Lamb CCC (AL), Rev Ian Parker,

NA!4	Arthur Lamb CCC (AL), Revian Parker,	AOTION
Minute Number	ltem	ACTION
147/05/18	Apologies for Absence	
	No apologies for absence	
148/05/18	Declarations of Interest	
	Resolved:	
	 that councillors had all signed and updated the Declarations of 	
	Interest sheet in the Declaration of Interest Folder.	
149/05/18	Minutes of the Parish Council Meeting Held on 14 March 2018	
	Resolved: that the minutes of the meeting of Ennerdale and Kinniside	
	Parish Council held on 14 March 2018 be signed as a true record by	
450/05/40	the Chairman.	
150/05/18	Co-option of new Councillor No new candidates have come forward.	
	Resolved:	
	To continue the search for a new Councillor.	All
151/05/18	Public Participation	All
131/03/10	A member of the public expressed surprise that the Parish	
	A member of the public expressed surplise that the Failsh Assets included 3 quarries – See agenda item 9D	
152/05/18	County Council Update (Cllr Arthur Lamb)	
132/03/10	County Council opuate (Cili Artiful Lamb)	
	The speed limit review is underway. There will be a public	
	consultation with agreement of a course of action expected in	
	summer. This evidences the value of the CLP.	
	Sammen Time evidences and value of the GENT	
	Discussion was made about The Parish Council's involvement, and	
	Cllr Lamb assured those present that the PC would be involved in the	
	consultation process. The issue of consistent joined up thinking was	
	discussed, concerning the need to look at the whole problem from the	
	start of Cold Fell at Calderbridge right through to the A5086 and all the	
	speed limit changes.	
	Cameras are being set up around the county including Ennerdale,	
	Kirkland and on Cold Fell and there have been cameras outside	

	schools regarding speed limits and the possible need for lollypop person crossings	
	The speed limit review will be discussed at the next Copeland Local Area Committee meeting in May.	
	A concern was raised that the CLAC would just shelve the idea but Cllr Lamb confirmed that the Highways Working Group have already recommended the areas of concern on the speed limit review.	
	Cold Fell road will be closed as of Monday 14 th May for 3 weeks, for repairs to the surface and the footpath.	
	An historic issue about trees overhanging the carriageway on the way to Wath Brow, causing damage to a farmer's wing-mirrors, is being investigated by the Highways Dpt. They have inspected the location, and Cllr Lachlan has spoken to the farmer and other land owners. Highways are also approaching the land owner/s.	
	The Book Drop at The Gather. There is a concern that it might be lost due to the lack of use. Since April 2017 14 people have used it at a cost of £8.84 per book and £26 per customer. 4 of the 14 do not use other library services. There are 48 registered users. The library service are considering changing to offering the Outreach Service for the 4 who use it as their only lending option. No action required from the PC.	
153/05/18	Planning Application 11 Dwellings, Kirkland Road, Ennerdale Bridge	
	 A report was sent by E&KPC 21/3/18 setting out objections. Reports have been received by E&KPC from LDNPA, CCC, UU, EA, NE. Cllr Outhwaite attended a meeting of residents opposed to the scheme to help coordinate their views. This was in a private capacity in order to share his understanding of the planning system and as a neighbour but not as a representative of the Parish Council. A meeting with the Highways - Gavin Murray is arranged for 17th May at 10am. Cllr Outhwaite commented that the requirement for the visibility splays for the planning application for Greenthwaite were much greater (almost double) those required on this application. Resolved: 	
	Cllrs Outhwaite and Lachlan to attend the meeting with the Highways on 17 th May 2018	RO/ML
154/05/18	Parish Council Insurance Renewal The E&KPC Public liability Insurance has to be renewed by 1 June 2018. The previous insurer AON Ltd's Local government contracts have been taken over by BHIB. The renewal premium is £318.55 slightly lower than last year.	
	Resolved that:	
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	Cllr Denham-Smith will review the documents and the new package is acceptable will raise and send the cheque before				
	 the 1st June 2018 The cheque will be countersigned by Ian Topping as the process of changing signatories is still in progress. 				
56/05/18	p.o	Progress Reports	r progress.		
	A: Clerk's planning)	report (incl. outstanding actions, co	rrespondence and		
		erk's report is issued prior to the meeing actions and correspondence receinns. It was	•		
	Resolved the Clerk's	that: Report be accepted with the following a	ctions to be completed		
		Clerk Actions			
	124/03/18	 Clerk's Report Grant application for St Mary's moved to this meeting – see Col 			
	Date	Correspondence	Actions and Resolutions		
	15/3/18	CALC TR1510 GDPR Training Course	Invoice to pay, see Council Finance below	SDS	
	11/4/18	ACTion in Cumbria Rose Lord re Community Led Housing Fund Seminars and workshops		SDS	
	13/4/18	Cumbria Payroll Services annual invoice	Invoice to pay see Council Finances	SDS	
	18/4/18	Maps received from the Commons Land Registry	See Asset Register report		
	20/4/18	Rachel Oakley – Wild Ennerdale availability of the Stewardship plan	See Wild Ennerdale Progress Report below		
	23//4/18	CALC – NALC National Pay review and award	Resolved for this to be included in Clerk PDR. The PDR, due in June and to be carried out by		
			Cllr Johns should include a review of: Payscale, Hours worked and	BJ	
	25/4/18	LDNPA Local Plan review consultation begins 8/5/18	Outies Clir Outhwaite will draft a response on behalf of	RO	
			the E&KPC, to include comment on the need to review the LDNPA boundary as it bisects the village. This is		
			causes inconsistencies with regard to planning applications and makes		
			a unified planning strategy in the village impossible. Draft response to be		

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		circulated among Councillors before sending off.	
1/5/18	Diane Saint – Property Services Smeatons re Dalegarth Knotweed	The Council Acknowledges that some action has been taken, however the Knottweed is still growing. Resolved that: Clerk should continue corresponding with Diane Saint and Smeatons 1. To request evidence of the Autumn Spraying. 2. To request that evidence is supplied of a continuing programme of eradication is in place	SDS

All other actions complete or covered in **Progress reports**

Planning Applications

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

Objections emailed with accompanying report on 21/03/2018

Reference: 7/2018/4016

Location: Greenthwaite, Ennerdale, Cleator, CA23 3AR

Proposal: Erection of new two storey 4 bedroom dwelling with

detached garage and sheltered external storage areas

Reply by: 18-Apr-2018

Reply to: planning@lakedistrict.gov.uk

Reply of Objections based on attached report 16/4/18

Reference: 7/2018/4024

Location: Chapel Cottage, Croasdale, Ennerdale, CA23 3AT

Proposal: Summerhouse Reply by: 24-Apr-2018

Reply to: planning@lakedistrict.gov.uk

Reply of No Objections sent 24/4/18

Reference: 7/2018/4029

Location: The Ennerdale Centre, The Gather, Ennerdale Bridge, CA23 3AR Proposal: Demolish existing buildings and construct a new 'village hub' consisting of community spaces, retail outlet, visitors centre, toilets and showers not in accordance with conditions nos. 5, 9 and 10 relating to external lighting, amended landscaping, parking and turning areas

Reply by: 26-Apr-2018

Reply to: planning@lakedistrict.gov.uk
Reply of "Objections" sent on 26 April as follows:

The PC objects to the proposals as stated, but would welcome attendance on site by a planning officer to investigate the issues in detail. The PC's objections in summary are:

- Ownership of the site should be clear on the application and not noted as being a single individual.
- Vehicular and Pedestrian access to the rear of Forest Houses should not be impeded. It is not acceptable that this development impedes access/egress to local properties.
- Previous attempts to enlarge the parking areas were noted as objectionable to residents and the PC – this has not been reflected in the revised application.
- Disabled parking should be clearly marked.
- Retrospective permission for lighting should consider potential light pollution and disturbance to neighbouring properties.

This decision was reached by Councillors Denham-Smith, Lachlan, Topping and Johns who had been granted dispensation to discuss and vote despite Cllrs Lachlan, Topping and Johns having a declared interest in the project. Cllr Ayling abstained as he felt his involvement in the project was even closer, so as not to allow him to remain impartial.

The dispensation was granted by the Clerk for this application specifically and only, on the grounds that:

- The Council would otherwise not be quorate
- It is in the public interest that a view was returned to the LDNPA on this application.

Reference: 7/2018/4028

Location: 2 Lizza Brow, Kinniside, Cleator, CA23 3ER

Proposal: Lean to kitchen extension

Reply by: 02-May-2018

Reply to: planning@lakedistrict.gov.uk

Reply of No Objections emailed on 1/5/18

Planning Applications Granted/Refused

Reference: 7/2018/4008

Location: Croft Foot Cottage, Ennerdale, Cleator, CA23 3AU Proposal: Convert small barn to annexed accommodation

Reply by: 23-Feb-2018

Reply to: planning@lakedistrict.gov.uk

	Application Granted 15/3/2018					
	Reference: 7/2018/4006 Location: 3, Forrest Houses, Ennerdale, Cleator, CA23 3AJ Proposal: Single storey extension to rear of dwelling. Demolition of sub-standard vestibule to rear of dwelling (retrospective) Reply by: 14-Feb-2018 Reply to: planning@lakedistrict.gov.uk					
	Application Granted 22/3/2018					
157/05/18	B: Defibrillator Project – (Cllrs Outhwaite) • Update – ongoing – looking at funding for cabinet	RO				
158/05/18	C:GDPR (Cllr Denham-Smith) Cllr Denham-Smith reported that the GDPR process was underway and that we had completed: • Registration with the ICO (£35 – See Council finances) • And were in receipt of NALC Toolkit • An amendment is being brought into law (House of Lords) that Local Councils including Parish did not need to name a Data Protection Officer. The following actions listed in the NALC Toolkit are being considered for action: - Carry out Data Audit - Create Privacy Statement - Identify and document lawful basis for processing and retaining data - Review and update policies - Review and refresh existing consents – complete by Clerk - Review procedures for a data breach - Create a Data Register - Procedure for Subject Access Requests					
	Resolved: That Cllr Denham-Smith commence with Data Audit and work through the list of the NALC toolkit to work towards full compliance.	MDS				
159/05/18	D: Asset Register update (Cllr Denham-Smith) Cllr Denham-Smith reported that: • the Common Lands Registration - Maps have been received identifying exact ownership of Braemar Parish Ground, Bowness Knott Parish Quarry, Cragfell Parish Quarry, Latterbarrow Parish Quarry - maps CL103,4,6 &7. • a request to share the information with Forestry Commission by Gareth Browning had been made. • the cost value of Off-road footpath needed to be added • the purchase of the Filing Cabinet to the AR (123/03/18)					

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	with this information the Asset Register of property owned by the Parish Council is now complete and should be reviewed annually as part of the Audit process. The summary of the Asset Register is held as a hard copy with all accompanying documents. The Asset Register summary spread sheet is held on electronic file						
	 Resolved: for the Clerk to look in the archive for the list of prices paid for land for the Off-road Footpath and add this to the Asset Register 						
	 for the Clerk to share the Commons maps with Gareth Browning – Forestry Commission, where the land owned is within Forestry Owned areas. 	SDS					
	to list the Filing Cabinet on the Asset Register	SDS					
160/05/18	E: Village Open Spaces Maintenance (Cllrs Outhwaite/Lachlan/Denham-Smith)						
	To identify areas in the village owned by E&KPC and produce a map to record them and the frequency of maintenance. A reply from Rachel Oakley (Wild Ennerdale) regarding inviting the Wild Ennerdale Volunteers to help with the hedge maintenance suggested they may be interested if it were part of a wider village action but could not pledge their support to do the work alone.						
	Cllr Lachlan will update the current map locations and forward it to Cllr Denham-Smith Cllr Denham-Smith will contact Mr Crozier/maintenance contractor to establish the scope of his work currently and bring the contract in line with the current assets of E&KPC	ML MDS					
162/05/18							
	 1 Missing Damaged Road Signs/grit bins no further action had been taken. 2. Potholes on Longmoor Common. Level survey has been carried out. Highways awaiting pricing, and new drainage outfalls to be installed, before work can be carried out on the highway. 3. Road Banking Collapse Swinside (footpath) LDNPA to carry out the footpath repair during the CCC road closure from 14th May 2018. 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. 7. Retaining Wall Repair, Scarney Brow, Cold Fell 						

	Propsed works to be carried out during the Cold Fell Road closure 14 th May 2018 for 3 weeks including patching and drainage works.	
	(see Highways Matters report May 2018 for full details)	
	Opportunity may exist for a further SID to be used on the cold fell road. Cllr Lachlan to keep the PC updated as appropriate.	
	Many felt the Cold fell road closure had been poorly communicated.	
161/05/18	G: Cold Fell Action and "A595" Group - (Cllr Lachlan)	
	Nothing to report.	
162/05/18	H:West Coast Travel Plan, Off-Road Footpath (Cllr. Outhwaite)	
	There is a meeting with The Highways Dpt on 17 May to discuss the Off-Road footpath.	ML/RO
163/05/18	I: Wild Ennerdale update (Cllr Outhwaite) • Footpath Grant Application • Stewardship Plan	
	Footpath Grant Application – Rachel Oakley Project officer is asking for support from the E&KPC for the proposal that the new car park, which may be incorporated in the footpath planning application will replace the current Bleach Green car park.	
	Concern was expressed that the PC would be seen to taking the lead on closing the Bleach Green Car park and it was not felt that this decision could be reached and the plan endorsed until appropriate consultation had taken place.	
	Resolved: That the E&KPC does not agree with closing the car park at Bleach Green based on current evidence, and that at this stage we should only be applying for the footpath.	
	Draft Stewardship Plan and Consultation The closing date for comments on the Stewardship Plan for Wild Ennerdale Consultation is 22 nd May.	
	Comment was made that in the Stewardship Plan there is a proposal to plant trees beyond Black Sail up to Beck Head. On the Wild Ennerdale website it says consultation will take place if this tree planting does go ahead, but in the Stewardship plan there is very little mention. Cllr Outhwaite fears appropriate consultation will not take place and the planting will be inappropriate.	
	Resolved to reply to The Stewardship Plan with the following comments:	

	there should be further consultation regarding trees at the head	
	 of the valley. to comment on the state of the road to Bleach Green that Cllr Outhwaite should represent the PC. The responses should be submitted on the Forestry web site in response to the Stewardship plan 	RO
164/05/18	J: United Utilities Liaison Group – (Cllr Outhwaite/Cllr Lachlan)	
	There has not been a recent meeting, however, Bleach Green car park has been resurfaced, but the road approach still needs to be resurfaced. It is part UU and part Forestry owned, and they are aware of the need for resurfacing, especially as a few complaints have been made by motorists whose tyres have been burst in the potholes.	
165/05/18	K: Newsletter (Cllr Topping) The Clerk reported that she had spoken to Mr Watts (Editor of Contact Magazine). He is happy that we could provide content in the form of a Newsletter, as often as we require but at the suggested frequency of 2x a year, at the rate he agreed.	
	A member of the public pointed out that there were only 10 editions a year, each month except January and August, so a "January" newsletter would not work in this instance.	
	 Resolved: To publish in Contact September and March. Copy dates July and January meetings Editor is Cllr Johns 	BJ
166/05/18	Neighbourhood Watch/Police Reports (Cllr Topping)	
	Rev Ian Parker reported that Ian Topping continues to send information to subscribers this now includes information on "National Action Fraud"	
	Police Report was forwarded by PCSO Watson to the Clerk:	
	INCIDENTS OF NOTE We have had 4 incidents reported for Ennerdale and Kinnside between 12 th March – 8 th May 2018	
	There have been 1 x Theft	
	There have been 1 x ASB Environmental.	
	There have been 2 concerns for safety reports.	
167/05/18	Annual Parish Meeting (Cllr Denham-Smith) The Annual Parish Meeting is organised for 22 nd May at 7pm in the church. Mike Starkie – Mayor of Copeland will speak about his role as Mayor and what he has achieved for Copeland and how this affects	

	Ennerdale. Rachel Oakley will speak about Wild Ennerdale and the consultation on the draft Stewardship plan.						
	Cllr Denham-Smith had produced posters and flyers to be distributed door to door.						
	Refreshment expense.	s would b	e provided af	ter the meeting	at the Chai	rman's	
		t the ager	nda and arran ouncillors to o	igements distribute flyers			All
168/05/18	St Mary's Ch	urch, Enn . A reque	erdale for sup st for £300 w	ed from Lamplu oport in the upk as made. (Not	eep of the g	rounds	
		a grant of	£300 lade out July	meeting			SDS
169/05/18	Council Finance To consider any payments and/or grants to be made and receive an updated bank reconciliation. Resolved: to make the following payments:						
	 CPSL Annual Payroll Fee Filing Cabinet ICO Registration Fee CALC Annual Subs GDPR Training Course Grass & Hedge cutting Grant Application Lamplugh Sports 						
	Date	Voucher Number	Payee	Description	Amount	Cheque number	
	09/05/2018	00036	CPSL Susan Denham- Smith	Annual Payroll Filing Cabinet	£ 67.20 £ 30.00	000523	
	09/05/2018	00038	ICO	GDPR Registration	£ 35.00	000525	
	09/05/2018	00040 + 42	CALC	GDPR training and CALC SUBS	£ 207.00	000526	
	09/05/2018	00043	J D Crozier Lamplugh	Hedge Cutting	£ 240.00	000527	
	09/05/2018	00044	Sports Committee	Community activity	£ 100.00	00044	

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			TOTAL	£ 679.20					
	Resolved to:		•		•				
	to accept the terms of the NALC E01-18 2018-2019 National								
		Salary Award – this resolution was Chaired by Cllr Othwaite due to Cllr Denham-Smith's conflict of interest. Making the Clerk's Salary at SCP20 £10.30 per hour. • Add Cllr Johns as signatory to the banking (forms to sign)							
		add Cllr Lachlan as the 3rd Signatory.							
			Topping (ex Cllr) to sign the above cheques and the						
		nce renewal, whilst the	_	•					
	take pl		process or one	anging signe	atories				
	-		in place to ren	novo ov Clli					
		he new signatories are			5				
	Resolved:	len and Topping from t	ine bank manu	ale.					
		ont the Deal December	ation dated O N	/av 2010 a	4 -				
		ept the Bank Reconcilli		nay 2018, 0	ıa				
		t account balance of £7		0.056.77	میں مام				
		epresents an uncleared			•				
		9.20 spend agreed at t	• •						
	•	ot paid in by Bacs on 25							
		2 for £20.00 paid to Co		•	THE				
	20/05/	:illiation was against Ba 18.	ank Statement	219 ualeu					
170/05/18	20,00,	Councillo	r Matters						
	Cllr La			ing					
	Cllr Lachlan had attended the 3 Tier Meeting Items discussed were:								
	GDPR regs								
		on and Ennerdale Bou	ndarv - 52 war	ds had bee	n				
		ed to 33.							
		what is a community?	And the propos	sal that once	e a				
		unity has shown an inte							
		sible to back out.		, p ,					
	•	ıthwaite had attended t	he RGFN mee	tina - nothir	na to				
	report.			J	٠. ق				
	•	mpleted CLP should b	e sent to the of	her authorit	ies	SDS			
		peed Indicator Device)							
	`	r learn how to change t		•					
		U	•						
	device, for such time as he is unavailable. Cllr Ayling agreed to be trained.								
171/05/18		next meeting: for Co	uncillors to sug	aest items t	or the				
	next agenda:		 		-				
	Clerk Staff Pay review and Professional Development Review								
	Date of the next meeting:								
	Wednesday June at 7:00pm								
	Meeting Closed at 21:12hrs								
	Chairman								
	Date								
	Date								