Ennerdale & Kinniside Parish Council

Clerk to the Council: Susan Denham-Smith, Routen Farm, Ennerdale, Cleator, Cumbria, CA23 3AU. Tel: 11946 861270

Minutes of the meeting held on Wednesday 13 March 2019 in St Mary's Church Ennerdale Bridge at 7pm

Present Cllrs Denham-Smith (MD-S) – Chairman

Councillors

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

Also in attendance

Susan Denham-Smith - Clerk (SDS), Arthur Lamb - CCC -(AL) **Members of the Public**

Rev Ian Parker

Minute	ltem	ACTION
Number		
254/03/19	Apologies for Absence	
	No Apologies	
255/03/19	Declarations of Interest	
	Resolved:	
	 that Councillors had all signed and updated the Declaration of 	
	Interest sheet dated 13 March 2019 in the Declaration of	
	Interest Folder. Richard Taylor has resubmitted his Declaration	
	of Interest to update section 4. Beneficial Interests in Land to	
	include his home.	
256/03/19	Minutes of the Parish Council Meeting Held	
	on 16 January 2019	
	Resolved: that the minutes of the meeting of Ennerdale and Kinniside	
	Parish Council held on 16 January 2019 be signed as a true record by	
	the Chairman subject to correction of spelling error.	
257/03/19	Co-option of new Councillor	
201/00/10	Resolved that:	
	The Council still has two vacancies for new Councillors, and this	
	remains advertised on the noticeboard, newsletter and website.	All
258/03/19	Public Participation	,
	Rev Parker raised concern that an increase in visitors to Ennerdale	
	Bridge was having an impact on the character of the village and asked	
	the Council to consider discouraging tourism in the village.	
	A short discussion concluded that the PC was not of the view to	
	discourage tourism, which would not be in line with the CLP.	
259/03/19	County and Borough Council Updates	
	Cllr Lamb (CCC)	
	Signpost Near Cattle Grid	
	This will be replaced next financial year.	

	Pot hole funding in the sum of £844,000 for Cumbria goes some way of explaining the many road closures at present.	
	Tom Butt cottages . Discussion is ongoing with the contractor. The original road closure order lapsed and has had to be reapplied for so work will take place in the new financial year.	
	Blocked Gullies Near The Shepherds. A HIMS ref has been generated. Unconfirmed evidence is that all the gullies have now been cleaned in the village.	
	Cleator Moor Library has moved to a temporary location on Phoenix Court due to a collapsed ceiling, which is under repair.	
	Cllr Taylor raised the issue of drainage at the new barn Fearon Place. He believes a gully was missing from the original plans and was not corrected at the time planning permission was granted. Cllr Lamb offered to chase it up.	CL
	Hazel Holme Blocked Drains 20yds from post box. This is caused by water running off the field above. The field is believed to belong to Richard Maxwell. There are also low spots on the road from Hazel Holme to Waterside, and these gullies are not getting cleaned by The Highways Dept. There was concern that the flooding may block access for emergency vehicles. No action was agreed.	
	The problem of growth from the hedges between Howe Hall and Braemar encroaching on the road and limiting visibility was discussed. Cllr Lachlan to report on HIMS.	ML
	 Resolved: Follow up on drainage at Fearon Place (AL) Report hedge growth Braemar to How Hall on HIMS 	AL ML
260/03/19	Planning Application 11 Dwellings, Kirkland Road, Ennerdale	
	Bridge Objections to Planning are covered in the Clerk's Report Cllr Outhwaite reported that the planning officer has been in contact with the applicant and will reply to the Council in the next couple of weeks. Cllr Lamb commented that the final decision will be postponed until after the elections in May.	
261/03/19	Wild Ennerdale	
	Report on Sustainable Land Management Review by Tom Burditt National Trust (including information about "Our Common Cause" project has been postponed as Tom Burditt could not attend. WE update – Rachel Oakley was submitted before the January meeting but not circulated to Councillors until after the meeting. Cllrs expressed concern for inaccuracies in the report and commented that Environmental Assessment report has not been provided at the head of the valley.	
	Resolved:	
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	Cllr Outhwaite to forward Cllr Denham-Smith his concerns about the extra planting, lack of consultation and why we have not been informed that the planting has been approved. Cllr Denham-Smith to forward the concerns to Wild Ennerdale.				
		Progress Reports			
262/03/19	planning) The full C detailing a	s report (incl. outstanding actions, or lerk's Report is issued to Councillor all outstanding actions and correspo planning applications.	s prior to the meeting		
	Clerk Act	tions from meeting 16 January 20	19		
	236/01/19 237/01/19 239/01/19 248/01/19 235/01/19	further actions regarding Memoran be discussed at the meeting). Hedge trimming Contact awarded (complete) Review of Standing Orders (NALC Councillors)	yenda item sent to Gather) 11 Dwellings (complete) anded to Chris Abbot. Indum of Understanding to to Stuart Kenyon. revised SO's 2018 sent to		
	by Counc	truck at Frizington (complete) ving correspondence was received a illors for comment or action. solved that: s Report be accepted with the follow	and is to be considered		
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	25/2/19	Chris Abbot – Defibrillator	Cllr Outhwaite to read	RO			
	26/2/19	Memorandum of Understanding ACTion in Cumbria World heritage	and complete, see below Personal response	ALL			
	7/3/19	Status questionnaire Joy Bain CBC Planning going electronic	Clerk has responded	SDS			
	All relevant electronic mail has been forwarded to councillors						
	Planning:						
	Correspondence or applications received between meetings:						
	<u>Planning</u>	Applications					
	RECONS	ULTATION - Email 1 of 3 CBC					
	Reference Location:	e: 4/18/2071/0F1 - Land Adjacent to Kirkland Road	, Ennerdale Bridge -				
	Proposal: Reply by:	Initially 28 days from date of th	•				
	extension granted until 1 February 2019Reply to:Copeland Borough CouncilObjections sent to CBC and Nick Hayhurst with a copy of the Residents' Meeting notes on 31/1/19						
	Reference: 7/2019/4012 Location: Longmoor Head, Kinniside, Cleator, CA23 3AG Proposal: Underpinning of eastern elevation and return walls of farmhouse Reply by: 26 March 2019 Reply to: planning@lakedistrict.gov.uk No Objections reply sent 05/03/19						
	Planning Applications Granted/Refused						
	None Additiona	Duties					
	Update the	Website. Could not publish web site. Magix) and 123reg the host regarding (
263/03/19	B: Defibri	Ilator Project – (Cllrs Outhwaite)					
	MOU estat	um of Understanding was discussed a blished regarding the Parish Council's r ce and upkeep of the Defibrillator.	• •				
	Ur res on • Cll	: r Outhwaite to read and submit the iderstanding to the N W Ambulance sponsible for its requirements with re behalf of the Parish Council. rs Johns and Outhwaite to contact (ist Responders, to arrange training f	Service and be egard to the Defibrillator Chris Abbott - Arlecdon	RO/BJ			

	maintenance of the Defibrillator and discuss setting up training sessions for the community.	
264/03/19	C:GDPR (Cllr Denham-Smith)	
	Cllr Denham-Smith has carried out a Data Audit. Cllr Lachlan has approved the submission, Cllr Johns has made suggestions for amendments.	
	Resolved:	
	 Cllr Johns to forward comments to Cllr Denham-Smith and to discuss details of the audit together. Cllr Denham Smith to complete Data Audit and draft Briveny. 	
	 Cllr Denham-Smith to complete Data Audit and draft Privacy Policy. 	BJ/MDS
265/03/19	D: Village Open Spaces Maintenance (Cllrs Outhwaite/Lachlan/D-Smith)	
	 Off-Road Footpath Hedges Hedges have been trimmed by Stuart Kenyon. Invoice was presented at the meeting. Mr Kenyon had been informed prior to the meeting that the invoice would be paid in May. Cllr Taylor suggested lowering the hedges further on off-road path opposite Greenthwaite to improve visibility of pedestrians to road traffic. Wire in the hedge will need to be removed. Work cannot be carried out now until Autumn so as not to disturb the birds. 	
	 At the top of the path the footpath sign is hidden in the hedge. 	
	 Resolved: Cllr Taylor to remove the wire from the hedge The hedge to be reduced in height in autumn and to be kept low in future 	RT
	 Contact Mr Kenyon to carry out work. Location of the sign at the top of the path to be reviewed and to be moved if it there is a better location to improve visibility. 	SDS RT
	Adoption of the Off-road Footpath by LDNPA (for Debate) Due to the maintenance demands on the PC of the Off-Road Footpath (on the C2C) Cllr Taylor queried whether we could ask LDNPA to adopt it in full. The LDNPA is responsible for the surface of a Public Right of Way but not responsible for the boundary. At the time of setting up the path the PC bought the strip of land and took ownership of it and we are responsible for the hedges.	
	Concern was raised for part of the boundary having been ditched but water is flowing over it and causing erosion to the path. Resolved:	
	 Not to offer the path for adoption to the LDNPA Cllrs Lachlan and Taylor to survey the path and report back as it its condition with regard to the water erosion. 	ML/RT
266/03/19	E: Highways Issues : to consider and raise issues of concern regarding the highways.	

	Cllr Lachlan circulates a full report of actions taken and matters discussed with The Highways Department to Councillors prior to the meeting:	
	 1 Signs Missing or Damaged (as 241/01/19) 2 Potholes on Longmoor Common – Works complete 3. Cold Fell Road Repairs – no further plans 4. Croasdale Beck Banking Erosion, deferred until summer 2019 5. Kirkland Road Flooding No action has been taken by the highways yet, see items 213/11/18, 235/01/19, 259/03/19 6. Application for Public Street Status for Grike Corner to Bleach green Kevin Thompson (Highways) is looking into this possibility via CCC Legal and Paul Haggin (LDNPA – taken over from Nick Thorne). No reply at the time of the meeting. Cllr Lamb to speak to Kevin Cosgrove and explain that the PC will make the "Section 56 application" for the road to be adopted by CCC. Cllr Taylor reported that UU have expressed a wish to support an application and have offered to improve the surface. The issue of costs attached to the application were discussed. The PC does not believe there are any associated costs. 7. Accidental Damage to the Bridge (Ennerdale Bridge over the Christmas holiday) The Parapet has been mended and no further damage to the bridge has been confirmed. 	AL
	• 8. C4004 Road – Lay-Bye between High and Low Waterside Farm Entrances. HIMS reference raised. A notice has been served for the person responsible to remove the soil by 1 April 2019 after which if it is not removed it will be referred to legal services to start legal proceedings.	
	Resolved:	
	 Cllr Lachlan to pass on the information about the road adoption (item 6) for Cllr Lamb to follow up the next steps for the PC to start the process to apply for the road to be adopted. 	ML
267/03/19	F: Cold Fell Action Group (Cllr Lachlan) There have not been any recent meetings of the CFAG or the A595 group. There is concern about the increase of crew busses/transport using the fell road and the lapse of the Fell Road Code, a code of conduct, which companies signed up to preventing their transport using the fell road. Cllr Denham-Smith said the issue needed to be taken up with the Sellafield Conractor's office.	
	 Resolved: Cllr Lachlan to raise the issue at the next CFAG meeting 	ML
	Cllr Lamb to speak to Cllr Paul Turner to discuss a strategy	AL
268/03/19	G: Footpath East (Village to Bleach Green) (Cllr Outhwaite) Application for Planning is due in the next few weeks. The detailed specification is currently with the LDNPA who are drawing up the detail including a footbridge.	
269/03/19	H: West Coast Travel Plan, Off-Road Footpath/Cycleway - West (between Ennerdale Bridge and Cleator Moor)	
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	Cllr Lamb reported that CCC had plans to put together a business case. They hope to have funds for the next financial year for a feasibility study. There is a possibility that Regen may have funds for it. Cllrs expressed the wish that it will be in line with the specification of the cycle path from Gosforth to Seascale.	
270/03/19	I: Annual Parish Meeting The date and items for the agenda were discussed. The idea of including the extension of the National Park Boundary as an agenda item was discussed	
	 Resolved: The annual Parish Meeting should be on the same date as the AGM and the next published meeting 8th May starting at 6:30 Agenda Items – Public group to promote the values of Ennerdale, Defibrillator Extending the National Park Boundary was considered to be more appropriate to be followed up via a separate group meeting with all stakeholders including Regen W Copeland, but no action was agreed at this time. 	
	 The agenda and meeting time to be published with the newsletter 	BJ
271/03/19	J: Asset Register Consideration of need/use and liability of common land in Parish Ownership/other assets Cllrs Denham-Smith and Taylor have surveyed the assets and taken photos. They did not identify any trees needing attention. The Council agreed it was not appropriate at this time to consider disposing of the common land assets.	
	 Resolved: Cllr Denham-Smith to process the photos and create a PDF file to append to the Asset register for information. Cllr Taylor to speak to DEFRA for advice only regarding our rights/liabilities and to discuss the condition of the areas with regard to the liabilities of the surrounding land owners 	MDS
272/03/19	K: Lakeside/Inland Footpath Bleach Green Shore (Cllr Outhwaite) Ennerdale volunteers have done some work.	
273/03/19	L: Newsletter (Cllr Johns) Resolved: • Content for Newsletter Annual Parish Meeting Defibrillator	BJ
	Defibrillator. Longmoor. 20mph speed reduction zone. Tom Butt Hedges HIMS Grants • Date/Edition of Contact deadline Saturday. 23rd	
274/03/19	Parking and traffic in the village (Cllr Johns) Problem hotspots in the village including around The Gather	

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	 Discussion about the root of the problem of increased parking/associated problems in the village. Issues included: Staff parking in the public spaces for The Gather forcing visitors to park on the road. Inadequate parking at the Gather due to the increased number of visitors. Vehicles parking too close to the junction by the Gather An increase of Sellafield traffic parking in the village (car drivers transferring to group vehicles and leaving their private cars in the village). Cllr Lamb commented that parking enforcement have passed the issue of cars around the school onto the Police. 	
	Cllr Lachlan suggested that the School Children may be able to get involved with creating child-led solutions.	
	 Resolved: Cllr Denham-Smith to write to The Gather to inform them of the PC's concerns including requesting: that staff and volunteers are asked not to park in designated parking in The Gather car park to take pressure off the public roads. The Gather management enhance notices to recommend people not to park on the pavements close to the junction. That The Gather Management respond regarding a long-term strategy to resolve the issue of parking. 	MDS
	 strategy to resolve the issue of parking. Cllr Johns to discuss the problems and suggested solution with teachers at the school. 	BJ
275/03/19	Review of Governance Documents	
276/03/19	 Resolve to: Update standing Orders in accordance with Legal briefing L09-18 NALC 2018 Cllr Denham-Smith to review the SOs The Mill Historic Value and Listed Building Status Application 	SDS MDS
	(Cllr Taylor) The question of whether the Parish Council would like The Mill to be listed was discussed. It is of historical importance. It was considered important although some Councillors wondered if the opportunity had	
	 been lost. Resolved: To make the application to Department of Culture Media and Sport. 	ML/RT not sure whose action
277/03/19	 Neighbourhood Watch and Police reports Report from Cumbria Constabulary Crime Report not available web site has not been updated Cllr Lachlan requested that the PCSO be invited to attend meetings if available. The Crime Commissioner has endorsed this contact with the communities. The Inspector at Whitehaven is Richard Smilie. 	

	• 80	Sheep ha	ave been Stole	n from Kinnis	ide.			
	 Resolved: Clerk to contact PCSO Samantha Watson. Send Agendas. and invite the PCSO to be present. 						SDS	
278/03/19				il Finance				
			yments and/or	grants to be	mad	e and rec	ceive an	
	updated b	bank reco	ncillation.					
	Resolved	I: to make	e the following	payments:				
	Date	Voucher Number	Рауее	Description	Am	ount	Cheque number	
	13 March 2019	VN0063	Arlecdon community 1st responders	New Defib	£	930.00	000543	
	13 March	110003	The Shepherd's			550.00	000343	
	2019	VN0064	Arms	Defib Fitting	£	120.00	000544	
	13 March 2019	VN0065	Clerk Salary (Qtr 4 Jan, Feb, March)	Clerk Salary	£	394.20	000545	
	16 March 2019	VN0066	Clerk Expenses (office Costs)	Office Costs	£	24.00) 00546	
	17 March 2019	VN0061	Clerk Holiday Pay (4th Quarter)	Holiday pay	£	43.80)£67.80	
				TOTAL	£	1,512.00		
	Total spend this meeting £1,512.00							
	Resolved:							
	 to accept the Bank Reconciliation dated 13 March 2019, of a current account balance of £7,063.61. 							
	This represents an uncleared balance of £5,515.61 made up of the cleared balance minus £1,512.00 spend agreed at this meeting and uncleared cheque of £36.00 (ch000539). The reconciliation was against Bank Statement 227 dated 22/02/10							
279/03/19	reconciliation was against Bank Statement 227 dated 22/02/19. Councillor Matters Councillor Matters: Feedback from other meetings attended: Items							
			er agenda item	S.				
	No comments Items for the next meeting: for Councillors to suggest items for the next agenda:							
	next ayer	iua.						
	May mee	ting	117					

Annual Parish Meeting, AGM and Regular meeting	
Date of the next meeting: <u>Wednesday 8 May 2019</u> <u>Annual Parish Meeting, 6:30,</u> <u>AGM, 7:00pm,</u> <u>Regular Meeting, 7:30</u>	
Meeting Closed at 21:20hrs	
Chairman	
Date	
•	