# Lindale and Newton in Cartmel Parish Council

# MINUTES OF THE MEETING HELD in Newton Village Hall on 9th August 2022 at 7.30 pm

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| Min No |  | Agenda Item |  | Action By: |
| **1803**  **1804**  **1805**  **1806**  **1807**  **1808**  **1809**  **1810**  **1811**  **1812**  **1813**  **1814**  **1815**  **1816**  **1817** |  | **PRESENT**: Chair – Cllr Maynard,Vice Chair - Cllr Squire, Cllr Winder, Cllr Armstrong, Cllr Clarke, Cllr McClure, Cllr Wightman, County Cllr Wearing.  **IN ATTENDANCE:** Mrs D Cowperthwaite, Clerk. Public: -1 Press: -0  **APPROVAL OF MINUTES OF PARISH COUNCIL MEETING ON 29th June 2022 in Lindale Village Hall** Proposed by Cllr McClure, Seconded Cllr Squire.  **APOLOGIES**: -  District Cllr Gardner, Shadow Cllr Endsor who had previous meetings.  Cllr Marwood not present due to family commitments. All given in writing, noted and accepted.  **CHAIRMAN’S ANNOUNCEMENTS and DECLARATION OF INTERESTS by members**:  No announcements.  **Public participation/questions or concerns relating to items on the agenda**.  John Hibbert confirmed he was attending the meeting to ensure that there is clarity regarding “Under Section 215 of the Local Government Act 1972, Field Broughton with Lindale Parochial Church Council giving notice to the Parish Council of Lindale and Newton in Cartmel, requiring the Parish Council to take over the responsibility of maintaining a section of churchyard which has been closed by Order in Council or in turn give notice to SLDC within 3 months.” The members recorded thanks to Field Broughton with Lindale Parochial Church Council who have maintained the St Paul’s church yard since closure and for attending this meeting to help ensure the smooth transition of the process”  **CLERKS REPORT: -Correspondence Received** –All relevant correspondence circulated to members at time of receipt, as per attached schedule. Noted.  **Correspondence received since 4th August 2022** This will be reported at meeting  **Matters arising from last meeting:** - None  **To note Parish Council Representatives Reports: -** None  **Parish Council Consultations: -** See Correspondence as above – None  **Grange Now –** Appeal for replacement benches for parish.  **Planning applications Approved and Refused and other ongoing planning issues.**  **APPROVED:- 7/2021/5879 at Hill View, Newton In Cartmel, Grange-Over-Sands,** 2 storey rear extension forming extended bedroom to 1st floor and study to ground floor.  **7/2022/5296 at Sunset Cottage, Bell Hill, Lindale, Grange-Over-Sands** Replacement of existing timber kitchen window with taller UVPC window.  **REFUSED: 7/2021/5883 Part-retrospective application for the siting of a caravan for the purpose of storage of building and trade products (Class E), removal of works cabin from the land, boarding up of existing caravan openings and planting of native hedgerow** -Land west of Stripe Lane, Kendal Road, Lindale  **WITHDRAWN –**None  **APPLICATIONS PENDING APPROVAL BY LDNPA: -**  **7/2021/5532 (S73 (Amend/Delete Condition) Hadwin’s House (former Lindale Inn), Lindale, Grange-over-Sands**  Change of use from public house to car sales and office including demolition and part re-build, car parking, landscaping and drainage works without compliance with condition no. 2 imposed on planning permission ref. 7/2018/5782; namely alterations to hard landscaping throughout the site; and alterations to the building including changes to fenestration, roof lights, air conditioning units and cladding.  **7/2022/5238 at 22, Lingarth, Lindale, Grange-over-sands** Internal alterations, new roof with raised ridge, loft conversion and dormer.  **APPEALS:-**  **7/2021/5075 Land South of Holme Crag, Lindale –**Applicants have appealed against refusal  **APPEALS AGAINST INFORCMENT NOTICE** – See planning agenda item RR Land At Brocka.  **NOTICE OF INTENTION: -**None, PROPERTY **RE-NAMING**: None, ENFORCEMENT**:** Brocka – See Planning agenda item notes.  **maintenance of closed church yard, st paul’s church, lindale**  **Email received from PCC of St Peter’s Field Broughton.**  **Under Section 215 of the Local Government Act 1972,  we as Field Broughton with Lindale Parochial Church Council give notice to you the Parish Council of Lindale and Newton in Cartmel, requiring the Parish Council to take over the responsibility of maintaining a section of churchyard which has been closed by Order in Council.**  **Three months after the giving of this notice, the Parish Council will become legally responsible for maintaining the churchyard section as outlined on the enclosed plan provided by the office of the Privy Council, unless it gives notice under the Act to the District Council, requiring the District Council or Unitary Authority to take over the responsibility.**  **AGREED:-** Members resolved to pass on responsibility to SLDC and serve notice accordingly as agreed at time of church closure. This is formal procedure now required as closure notices have been issued by HM Privy Council. Proposed Cllr Squire and Seconded Cllr Armstrong, all in favour. Clerk to put in writing to Cemeteries Dept at SLDC contact Josh Macleod.  **Finance Report:**  **Cheques for ratification. Members to approve cheques for ratification. See attached appendix**  Proposed Cllr Clarke, Seconded Cllr Armstrong, all in favour.  **Approval of Annual Governance and Accounts Return Accounts 2020/21 in respect of Sections 1 and 2 and 3 Annual Governance and Annual Accounts Return, Commencement of Electors Rights to inspect accounts and associated items agreed by PFK Littlejohn to be extended until 15/9/22. Noted.**  **PLANNING REPORT: -**  **REPORT AND RATIFICATION OF PLANNING APPLICATIONS DEALT WITH UNDER CLERK’S DELEGATED POWERS SINCE LAST MEETING**: - None  **NEW PLANNING APPLICATIONS RECEIVED TO BE CONSIDERED BY PARISH COUNCIL: -**  **7/2022/5504 Location: Meadowcroft, Back Road, Lindale, Cumbria, LA11 6LQ** Proposal: Single storey extension to southwest elevation and new porch.  Members resolved to support this application and recommend approval, but comment that we would like to see the trees preserved during building process.  Proposed Cllr Clarke, Seconded Cllr Armstrong, all in favour.  **7/2022/5122  Development of new stable block building, manege for equine use and permanent siting of container for agricultural storage. Alterations and extensions to associated track and access.** Land at Damson Tarn, Back O' The Fell Road, Lindale.  Members resolved to recommend refusal and not support his application. The application lacks information and this has already been referred back to the LDNPA for this and also as a report of unauthorised development, however this is not a retrospective application. We have concerns about development on this site as it is liable to flood and close to watercourse and risk of contamination from horse waste.  Proposed Cllr Winder, Seconded Cllr Armstrong, all in favour.  **Amended plans: -** None  **Other Planning matters:**  **- Land at Brocka - Enforcement notice E/2020/0337 served 25/2/2022 and new Investigation for enforcement case opened 2/3/22 regarding tipping on left hand side of main drive at Brocka**  **Land at Brocka -** Enforcement notice E/2020/0337 served 25/2/2022. HM Inspectorate appeal ongoing.  **-Development adjacent to Rubens Orchard-** report submitted to LDNPA July 2022  **-Lloyds BMW landscaping** - 5 or 6 of the trees planted in respect of Planning Application No 7/2017/5539 have died and related issues. Reported again to LDNPA to take action. FU March 22. Ongoing.  **HIGHWAYS ISSUES/ENVIRONMENT ISSUES:**  **NEW-** SEE BELOW UNNEIGHBOURLY PARKING UPDATE  There are still concerns about instances of these issues, there has now been a car frequently parking directly opposite junction of Smithy Hill.  **ACTION:-** Clerk to report to Cumbria Police via online incident reports and ask for visit from PCSC.  **ONGOING MATTERS OUTSTANDING: -**  **Complaint about local business establishment (Circulated to members)**  Parking/neighbourliness and refuse problems  – Email sent to company Head Office, no response at this time.  - Email to Principal of Underley School Group to be approved by Chair, June 2022, no response at this time.  Update from complainant June 2022 in response to complaint submitted to CCC Highways (circulated)  - **Autumn litter pick -** Consider how to promote more effectively as very little support for one in Spring May 22.  **Flooding/culvert by Lake Audi development –** Email and photos from Sylvia Woodhead circulated to all members.  -Details emailed to EA and LDNPA. Acknowledged by EA. ONGOING  **Faded Give Way lines at 5 point junction at Heft** . It is now busier at these junctions now restaurant/pub - reported to CCC ref EI/915  **TRIANGE on road by Slip road Tower Cottages,** Lindale. Still o/s email to Bill Wearing 9/2/22. Cllr Armstrong reported an incident of right of way conflict on 9/8/22, County Councillor Wearing to follow up with CCC.  **Accident hotspot- Wilson House Bend, Kendal Road, Lindale**  Funding now in place. When the proposals are drawn up, they will be forwarded to Cllr Wearing. Another bad accident car crashed through wall and overturned 1/12/21.  CCC has ordered replacement chevrons and a bigger 50 mph sign and SLOW sign to be installed.  **PARISH AREAS: -**  **ROTA -** July Cllr Winder, August Cllr Armstrong, September Cllr Maynard, October Cllr Squire.  **a) Members report- Report/update regarding parish areas by member completing weekly inspections only issues regarding action or monitoring to be reported.**  **b) SLDC Inspection report-** Update on steps repair Vic Greenhalgh.  **AGREED:-**Members agreed to accept quote of £280 to replace all steps. Proposed Cllr Armstrong, Seconded Cllr McClure, all in favour. Cllr Armstrong to arrange with Vic Greenhalgh.  **c)-New Bridge over beck.** Ongoing Robert Moorhouse constructing. **Ongoing.**  **d) Parking in recreation ground car park –** Proposal to give notice to Lakeland Audi of termination of agreement to allow 2 cars to be parked in recreation ground carpark**.** PC has received other requests to use car park and causing PC to be compromised when prime use should be recreation ground users.  **AGREED:-** Members resolved to give formal written notice to Lakeland Audi to cease the long-standing informal agreement for them to park 2 cars in recreation ground car park during business hours. It is hoped that this will ensure spaces are available for recreation ground users who are currently experiencing difficulties, particularly due to the increased parking of cars close by and the risks of unloading children on road side. **ACTION:-** Clerk to advise and give 1 month’s notice, draft letter to be approved by Chair.  **e) Nettles in far corner of recreation ground**- email from Mrs S Mason- needing cutback.  **AGREED:-** To be included in schedule of work that Cllr Armstrong is preparing for pricing by Dean Shaw.  **f**) **Parish areas grass cutting-** Members considered proposals for schedule of work to parish areas needing additional essential maintenance**.** **ACTION:-** To be finalised by that Cllr Armstrong and schedule of work priced by Enmanuel Estevez at site visits date TBA.  **NEWTON:-**  **Newton Gardens** *–* Cut back and clearance proposals included in parish area grass cutting schedule above.  **Newton Councillor Vacancy** – Still vacant  **PARISH PROJECTS**  **Update of Lindale Community Group/St Paul’s Church:** Cllr Squire reported that the Chairperson had recently resigned, there appears to be a loss to interest due to lack of progress, nothing further to report at this time.  **Upgrade of Public Conveniences – Report from Cllr Armstrong and update on arrangements regarding opening and cleaning to date this summer**.  Cllr Armstrong reported that toilets have operated satisfactorily this season since opening, path needs some attention and painting needed if upgrade is on-hold. He will get faulty urinal repaired.  **Repainting of Wilkinson Monument –** All completed awaiting invoice.  Thanks recorded to Ian Knowles who voluntarily enhanced the recent repainting be highlighting the head plaque silhouette of John Wilkinson in gold paint. Members resolved not to extend to highlighting the sign lettering as it will then need ongoing maintenance. **ACTION:-** Clerk to send email of thanks and clarify no action needed on letters.  **DISTRICT AND COUNTY COUNCILLOR REPORTS: -**  **County Councillor Bill Wearing:** Cllr Wearing reported on progress regarding LGR and implementation of 2 Unitary Authorities. Budget consultations will be in December 2022. Both councils are hoping to keep the local community system, but is yet to be decided. Chief Executives have been appointed from District Councils to take effect from 01/04/2023. Cumbria Fire and Rescue will be managed under Police and Crime Commissioner and no split for Fire and Police. No Unitary Shadow Councillors present at this meeting. Children’s services and Adult Social care will disaggregate.  **District Councillor Gardner- Apologies noted and accepted.**  **Shadow Councillor Endsor- Apologies noted and accepted.**  **Shadow Councillor Sanderson- Apologies noted and accepted**  **District Councillor Cornah:** Not present.  **MEETING CLOSED – 08.50pm. Date of next Meeting on Tuesday 6th September 2022 at 7.30, Newton Village Hall** |  | Clerk  Clerk  Clerk  Clerk  Clerk  RA/  DW  Clerk  RA  RA  RA  Clerk |
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**Appendix A**

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| **Correspondence received from** | **Details of correspondence** | **Action taken** |
| **CALC** | Training Programme Sept to Dec 22  Cafs Great Big Green Week (24th September – 2nd Oct).  -CALC AGM 24/9/22  -Parish Election 2023 and cost of elections (n/a)  -CALC Annual Review 2021/22  -Draft minutes from the South Lakes and Barrow District Association meeting held on 30/6 at Kendal Football Club  -Councillor email addresses for database  -Cumbria's Plan Bee - A Pollinator Action Plan for Cumbria  -Emergency Information Sheet  -Census 2021 first results published today  -CALC - Social Media presence  -CALC News May and June  -Levelling up  -NACO guidance 6th edition Marking the death of a senior national figure  -**Tree Planting Funding Opportunity- open to Town & Parish Councils** | Noted and Circulated |
| **CCC and CCC**  **County Councillor**  **And CCC Area Support Team** | -Sustainable Warmth Introduction: 11/08/2022 11.30-12.00 via Teams- hosted by Beth Middleton, SLDC  -Quick Survey: Green Spaces in Town and Parishes for Community Growing Activities  -Cost of Living Crisis: Sustainable Warmth Cumbria Grants & Free Energy Saving Advice from Cold to Cosy Homes Cumbria  -LGR Newsletters  -Road Closure Bell Hill Lindale  -Register your community's / organisation's defibrillator on the national defibrillator database | Circulated |
| **SLDC** | -Various News releases from Fraser Robertson.  -No complaints upheld by Ombudsman | Circulated |
| **LDNPA** | * Weekly updates of planning decisions * 2 x Planning applications * Clarification of location of unathourised development Back o’the Fell Rd | Planning agenda item/Noted |
| **Lakeland Audi** | -Response to letter about unneighbourly and dangerous parking and copy of notice sent to all staff in April 22 |  |
| **Invoices for payment** | Enmanuel Estevez | Invoices paid |
| **Annette Hennesey** | Explanation of role and responsibilities of Trustee for Newton Village Hall | Replied- Acknowledged and ask Cllr Wightman to confirm he understands and accepts |
| **PFK Littlejohn** | * Extension of submission of AGAR 21/22 till 15/9.22 | Noted |
| **Sylvia Woodhead** | * Request from U3A to park 4/5 cars on recreation ground for Geo-trail on 3/8/22 2 till 4 pm | Declined – for recreation ground users. |
| **David Jackson** | * Algae in culvert beck – reported who EA, site visit carried out within 24 hours- no concerns | Circulated and noted |
| **David Jackson** | * Jubilee residual equipment left in playing fields | Actioned and cleared away. Thanks to all who contributed |
| **Consultations** | -Request To Circulate NALC Short Term Holiday Lets Policy Consultation Briefing To All Member Councils | Circulated Please respond with your answers/clerk to collate and submit by 28/8/22 |
| **Correspondence requiring action** | |  |
| **Privy Council Office**  **John Hibbert Field Broughton Church Council** | Burial Notice Order - St Paul's Churchyard, Lindale and Newton in Cartmel, Lindale, Grange-over-Sands, Cumbria | Circulated  Agenda item |
| **Complaint from Mr and Mrs G Hodgson** | Complaint about indiscrete, unprofessional comments made by Shadow Cllr Endsor at Meeting on 29th June 2022 at Lindale VH | Acknowledged/  Circulated/  Forwarded to Monitoring Officer at SLDC |
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| **Other matters** | |  |
| None | |  |
| **N.B. All above emails requiring action circulated to members** | |  |

**APPENDIX B**

**AGENDA ITEM 7) FINANCE REPORT - Consider the finance report as at 4th August 2022**

**Summaries - CASH ON HAND AT 04/08/2022**

**General Fund £38297.14**

**Recreation Ground Furness Building Soc £1424.75**

**Apprentices Fund Barclays £316.87**

**John Wilkinson Monument £4821.63**

**Toilet Maintenance Fund £5172.58**

**VAT from 01/04/22 £1475.15**

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| **Date** | **Chq nos** | **Details** | **Amount**  **inc. VAT** | **VAT** |
| 29/06/2022 | 102596 | D COWPERTHWAITE CLERK SAL JUNE | 453.27 |  |
| 29/06/2022 | 102597 | HMRC PAYE JUNE | 113.20 |  |
| 29/06/2022 | 102598 | CLERKS QUARTERLY EXP AND BROADBAND | 103.88 |  |
| 11/07/2022 | 102599 | CANC |  |  |
| 11/07/2022 | 102600 | E E SANTOS PARISH GREENS JULY | 531.25 |  |
| 11/07/2022 | 102601 | SC SIGNS – HEADER FOR NOTICE BOARD | 28.44 | 4.74 |
| 02/08/2022 | 102602 | DOBSONS TOILET CLEANING -JUNE | 75.00 |  |
| 02/08/2022 | 102603 | DOBSONS TOILET CLEANONG JULY | 100.00 |  |
| 03/08/2022 | 102604 | CCC DEFIB LOCATION SIGNS NEWTON | 91.20 | 15.20 |
| 31/08/2022 | 102605 | D COWPERTHWAITE CLERK SAL JULY | 453.27 |  |
| 31/08/2022 | 102606 | HMRC PAYE JULY | 113.20 |  |

**Bank Charges:**

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| **Date** | **Details** | **Amount** |
| 05/07/2022 | Monthly bank charges | 1.66 |
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**Receipts**

|  |  |  |
| --- | --- | --- |
| **Date** | **Details** | **Amount** |
|  |  |  |

1. Cheques for ratification. See attached Finance report.
2. **Extension of 29/7/22 delay in finalising AGAR for 2022 due to personal circumstances of clerk/RFO. Further extension date of 15th September 2022 agreed with PFK Littlejohn**