

ALLITHWAITE UPPER PARISH COUNCIL
(LINDALE and NEWTON IN CARTMEL)
MINUTES OF THE MEETING HELD AT LINDALE VILLAGE HALL
WEDNESDAY 25th February 2016 at 7.30 pm

Min No	Agenda Item	Action By:
1438	PRESENT: Cllr Squire (Chair) Cllr Mrs McClure, Cllr Ian Maynard, Cllr Bate, County Councillor Wearing.	
1439	IN ATTENDANCE: Mrs D Cowperthwaite Public:- 0	
1440	APPROVAL OF MINUTES OF PARISH COUNCIL MEETING HELD ON 13th January 2016 Proposed Cllr McClure, Seconded Cllr Bate. All in favour.	
1441	APOLOGIES: District Cllr Holmes, District Cllr Sanderson, Cllr Armstrong, Cllr Marwood, Cllr Greenhalgh.	
1442	CHAIRMAN'S ANOUNCEMENTS AND DECLARATION OF INTERESTS BY MEMBERS REGARDING ITEMS ON THE AGENDA. NO ANOUNCEMENTS. DECLARATION OF INTERESTS BY MEMBERS. NONE	
1443	PUBLIC PARTICIPATION/QUESTIONS OR CONCERNS RELATING TO ITEMS ON THE AGENDA. No Public present.	
1444	COOPTION OF HEATHER RHODES TO FILL OUTSTANDING VACANCY FOR NEWTON WARD AND SIGNING OF DECLARATION OF ACCEPTANCE OF OFFICE. Mrs Rhodes is no longer available and has withdrawn her interest to become a Parish Councillor.	
1445	CLERKS REPORT:- Correspondence Received – as per above schedule Correspondence received since 19th February 2016 - this will be reported at meeting. Matters arising from last meeting: Reported under appropriate agenda items. ONGOING ISSUES TO BE REVISTED -Possible TPO War memorial trees – ONGONG To note Reports regarding the following ongoing matters:- Ongoing Highways/environment issues:- Bus shelter windows to be paint in spring-volunteer required. Planning applications Approved and Refused and other ongoing planning issues. APPLICATIONS APPROVED SINCE LAST MEETING - None APPLICATIONS REFUSED : - None NOTICE OF INTENTION:- None, WITHDRAWN:- NONE. PROPERTY RE-NAMING: NONE ENFORCEMENT: NONE NEW DECISIONS MADE UNDER CLERKS DELEGATED POWERS TO BE RATIFIED - NONE APPLICATIONS PENDING:- 7/2015/5743 -alteration and extension to existing garage to form home office with ensuite shower room - Orchard End, School Hill Lindale. 7/2015/5734 - Extension and alterations - Springfield, Windermere Road, Lindale 7/2014/5577 Live/work unit and three local needs houses, Land adjacent Shaw's Warehouse, The Gill, Lindale, Grange over Sands. 7/2015/5595 Watery Lots, Newton in Cartmel - Proposed single storey side extension and attached garage. AMMENDED PLANS:- None OTHER PLANNING MATTERS:- Car Park extension - Proposal from Lakeland Audi to gift parcel of land in adjoining field to provide extension to existing car park and provide solution to parking issues in respect of both parties. A draft plan/proposal to be submitted for parish councillors to consider when investigations regarding watercourses/culvert has been completed. ONGOING	

<p>1446</p> <p>1447</p> <p>1448</p>	<p>Parish Projects updates :- see mins from precious meeting and notes for this meeting.</p> <p>Web site upgrade update—Christine Squire has kindly offered to update website. Clerk is very grateful for her assistance. She is now able to make good progress as Broadband connection has been restored.</p> <p>Parish Council Representatives Reports - None</p> <p>Parish Council Consultations- None</p> <p>Parish magazine articles for March 2016 - No articles submitted</p> <p>FINANCE REPORT:</p> <p>Consider the finance report as at 19th February 2016 - Resolution to approve payment of accounts as listed on the attached schedule.</p> <p>Payments approved - Proposed Cllr Mrs McClure, Seconded Cllr Maynard. All in favour.</p> <p>PLANNING – PLANNING APPLICATIONS TO BE RATIFIED UNDER CLERKS DELEGATED – NONE</p> <p>NEW PLANNING APPLICATIONS RECEIVED TO BE CONSIDERED BY PARISH COUNCIL:- NONE</p> <p>OTHER PLANNING ISSUES ARISING SINCE LAST MEETING:- NONE</p> <p>ENVIRONMENT</p> <p>NEW ISSUES –</p> <p>Wilkinson Monument Banking</p> <p>We are really pleased with the work that has been done, but a local resident who has been advising us on the geological aspect of the banking has suggested the following additional work. Requested SLS Cumbria to complete following work:-</p> <p>To remove the remaining ivy from the very top under the upper hedge.</p> <p>Also if the soil and vegetation regrowth could be cleared from the ledges, plus a general tidying up of the fallen rocks. (Could these be placed neatly at the base, but not to obscure visibility of the base of the rock.</p> <p>Lindale Beck at Skittergate (This is opposite the entrance to Smithy Hill and is where there is a footpath access to Back Road.)</p> <p>There is an amount of vegetation around the steps and wall, could this be cleared to show the features of this location more clearly.</p> <p>Action:- Clerk has instructed SLS to carry out work.</p> <p>ONGOING ISSUES:</p> <p>New seat at Avignon donated by family of late Bernard Warriner:- Green seat has now been relocated to recreation ground.</p> <p>Speed Monitoring Lindale Hill/Windermere Road junction - Cllr Wearing will report findings of Highways Speed monitoring at March meeting.</p> <p>Footpath from School via Brocka to Grange Road, Lindale. - Reports that it is overgrown at entrance area off School Hill. Cllr Marwood will speak to John Asplin to see if can be cut back.</p> <p>Removal of derelict BT phone box at High Newton - Enquiry raised with BT ref no - 160111-003198. It's been established that it is on public land and BT will proceed with the process of removing which may take some time.</p> <p>ONGOING ISSUES:</p> <p>Parish Areas:-</p> <p>Report regarding parish areas by member completing weekly inspections.</p> <p>Wilkinson Monument: Details of paint now known - we will need to appoint new contractor for work as Ian Parker is no longer contracting. (Details recorded in Minutes of 14/10/15)</p> <p>SLDC Inspection report:- Only item outstand is latch on gate</p> <p>Rota for parish area inspections: - March Cllr Marwood, April Cllr Greenhalgh, May Cllr Maynard, June Cllr Squire.</p>	<p>Clerk</p> <p>WW</p> <p>DM</p> <p>all</p>
-------------------------------------	--	---

Newton Bus shelter: Cllr Armstrong is unable paint new bus shelter windows is there another volunteer - defer till Spring 2016.

Report regarding parish areas by member completing weekly inspections in Newton- No issues

PARISH PROJECTS :-

Toilets lease - Deed of Easement and Lease have been received from SLDC for approval in respect of Public toilets at Lindale.

SLDC legal Department have now forwarded a copy of the Deed of Easement and Lease over 4 years since this process started. We are now required to approve the terms of the lease:-

Provide details of our Attestation Clause, Provide details of who to serve the documents to They strongly advise us to instruct a solicitor as they cannot advise us regarding content or procedurally.

Background: Clerk has obtained quote from Gedye and Son Solicitors, estimated at £500 plus VAT but will depend on what's involved. Before we can proceed we need to contact Taylor Newton Hibbert Trust to see if they have had contact from SLDC as they are in the process of registering the land that the toilets stand on and will also need a Deed of easement we believe. Holding letter to be sent to SLDC Legal Dept and update Feb 2016. Copies of all documents received from SLDC sent to Taylor Newton and Hibbert mid-July –

Update: December 2015 -Contact from Chair of Trust, he will now discuss with their solicitor, he confirmed that no contact has been made from SLDC regarding easement over their land.

Action: Members agreed to appoint Solicitor to deal with transaction. It was agreed to instruct Gedye and Son who have provided a fair estimate.

b) Community Plan–Ongoing - Ongoing - All draft questions collated for comparison and circulated to members for selection. Suggestion to include question about church.

Action: *Reissued -Please can they been returned for clerk to summarise by March 2016*

c) Hydro project--Potential Hydro scheme – Cllr Sanderson has now given us £1000 from her members Funding as grant towards funding for developing this project further.

Thanks to Cllr Sanderson to be noted. Report now available from CAS - circulated in November to Councillors to read which indicated feasibility and lower costs that originally anticipated.

UPDATE: The Localism Act of 2011 has provided Parish Councils with a General Power of Competence, this is a radical new power with wide ranging possibilities. It provides a Council with the Power “**to do anything that an individual generally may do.**” as long as they do not break other laws.

Such as lend or invest money, set up a company to trade or run a commercial activity (e.g. sell electricity to the National Grid)

How to be Eligible to use the Power: A council must pass a resolution at a meeting and at every subsequent AGM that it meets the criteria to exercise the power.

1) Two thirds of the members must be elected not co-opted or appointed. (not so at moment – next election in 2016?)

2) The Council clerk must be qualified.(Clerk will need to complete the CiLCA qualification)

Action: Cllr Squire reported that CAS will give us guidance in respect of planning and dealing with Environment Agency. A quote for the work required will be available shortly. It is hoped to be able to connect the feed to the village hall to benefit and support a community facility, members the possibility of selling to National Grid is Plan B.

d) Concerns from local residents and businesses about improving BT broadband speeds in Newton area.

Report update from Anna Jones - coordinator "Fibre Optic Now 2015."

We have volunteered use of our village halls for future meetings which has been gratefully

Clerk

All

accepted – meetings to be scheduled.

UPDATE SINCE LAST MEETING

See Blog for full details :- fibrenowforsouthlakes.simplesite.com

January 2016: Second Meeting with BT:

We had our second meeting with BT last week to progress the provision of broadband for the areas involved in this project. Since our last meeting in November 2015, we were pleased to hear of the progress made by BT in planning and surveying the area for fibre broadband coverage. BT informed us that they are planning to install four new roadside cabinets (that's one more that was proposed at the last meeting). These cabinets serve a dual role as a telephone cabinet and a fibre broadband cabinet in one unit which is much better for smaller communities and more cost effective. The exact location of the cabinets is yet to be confirmed as further survey work will be ongoing to determine cable routes and provision of dedicated power supplies. BT are in the process of contacting the individuals who own the land upon which it is proposed to situate these cabinets and hope to have news concerning way leaves at the next meeting. Obtaining a wayleave is a legal process that takes time to achieve so this won't happen overnight.

This development particularly affects the villages of Field Broughton, Barber Green and High Cark (all served by the same exchange, i.e. Grange). The good news is that BT estimates that this additional cabinet will mean that the majority of premises in these areas will be able to get superfast broadband which is defined as 24Mbps and above. Where premises are close to a cabinet they should get higher speeds; where they are a distance away, they may get less than superfast but should still be able to order a fibre broadband service which will be an improvement upon current speeds. It is estimated that the limit of superfast is about 1km in cable distance and 2km for the limit of fibre broadband. The fact that the area will get four cabinets means that coverage will be much better and the plan is for these to be delivered by the end of 2016.

There is much work to do by BT but they have commenced detailed planning and confirmed that the deployment would be going ahead and we look forward to hearing more on progress in our next meeting in April.

*BT are completing the part of the project served by the Grange exchange under Phase One of the Connecting Cumbria project. **High Newton (served by Newby Bridge exchange) is in a different position as this area is in the scope of Phase 2. BT will be surveying the area in the next few months to determine what solutions they can deliver. It's not possible to say what speeds are likely as yet as the surveys have not been done.***

Cllr Bate read a letter from BT Openreach which stated that the target date is Spring 2017 for Newton to have Fibre broadband. Newton is in Phase II.

It was raised if the Parish Council has any land on which a cabinet could be erected. As we do not have and land ownership in Newton the village hall grounds were suggested or the land on which the public telephone kiosk which is due to be removed in coming year could be utilized.

AGREED: It was agreed that Clerk should write to Paul Cretney from BT Openreach to give our support for the need for Fibre Broadband as a priority.

COUNTY COUNCILLOR AND DISTRICT COUNCILLOR REPORTS:-

COUNTY CLLR WEARING- Cllr Wearing reported on various topical issues:-

Cllr Wearing gave apologies, he will not be able to attend litter pick on Sunday 20th March 2016.

532 Bus service our contribution of £400 to be paid to Grange Town Council

CCC have agreed budget for 2016/17 1.99 % increase on last year.

Report on speed monitoring in Parish not available, will follow up for March meeting.

CCC are supporting Public Health Initiatives, Healthy Living, Support Neighbours and are interested in vulnerable elderly with a emphasis on prevention rather than intervention

1450

Clerk

1451

following an accident.

Cllr McClure raised issue of potholes on Meathop Road, Grange which are getting worse.

Cllr Wearing will follow up.

DISTRICT CLLR HOLMES - APOLOGIES

DISTRICT CLLR SANDERSON –APOLOGIES

MEETING CLOSED – 8.35 pm. –DATE OF NEXT MEETING – Wednesday 23rd March 2016

Lindale Village Hall at 7.30pm.

Members were reminded that, in accordance with the revised Code of Conduct, they are required to declare any disclosable pecuniary interests or other registerable interests which have not already been declared in the Council's Register of Interests. (It is a criminal offence not to declare a disclosable pecuniary interest either in the Register or at the meeting.)

Members may, however, also decide, in the interests of clarity and transparency, to declare at this point in the meeting, any such disclosable pecuniary interests which they have already declared in the Register, as well as any other registrable or other interests.

If a Member requires advice on any item involving a possible declaration of interest which could affect his/her ability to speak and/or vote, he/she is advised to contact the clerk at least 24 hours in advance of the meeting.

Appendix 1

CLERKS REPORT- CLERKS REPORT CORRESPONDANCE UP TO 19/02/2016

Correspondence received from	Details of correspondence	Action taken
CALC	<ul style="list-style-type: none"> Office for National Stats Survey – Completed Improvement Bulletin Clerks Forum meeting details CALC Feb Circular Smaller Authorities Audit Appointment Second Communication – no action required. Next District Association meeting. 	Circulated
SLDC	<ul style="list-style-type: none"> Grange and Cartmel LAP Meeting 17/03/2016 Clean for the Queen weekend 4-6 March (litterpick suggested by SLDC) David Allen – New SLDC Solicitor re lease- Update sent as response. Effectiveness Review SLDC Overview and Scrutiny 	Circulated
Lindale PCC		
CCC	<ul style="list-style-type: none"> Funding available to help celebrate Armed Forces Day Draft leaflet for new 532 Service 0 circulated and approved. Community Building Event – sent to Village Hall committees. 	Circulated
BT	Not on private land – now on removal list – will progress during 2016.	
Anna Jones Broadband Now	Misl correspondence and Blog updates.	

Consultations		
None		
Correspondence requiring action		
None		

Appendix 2

FINANCE REPORT FOR MEETING WEDNESDAY 24TH FEBRUARY 2016

BALANCES AS AT 19/02/2016

Apprentices Fund £464.96

J W Monument £1802.37

General £11649.71

Toilet Main Fund £2215.01

Recreation Ground £827.55

VAT outstanding - £2479.02 claimed up to 31/01/2016

Cheques for ratification:

Chq nos	Details	Amount inc. VAT	VAT
102032	Clerks Salary – January	383.18	
102033	SLS Cumbria Ltd – Maintenance Jan 16	63.00	10.50
102034	HMRC PAYE Clerk	95.80	
102035	Viking – Toner	58.19	

Bank Charges:

Date	Details	Amount
05/02/16	Monthly bank charges	1.66

Transfers between accounts since last meeting:

Date	Details	Amount
NONE		

Receipts since last meeting:

Date	Details	Amount
NONE		