

ALLITHWAITE UPPER PARISH COUNCIL

(LINDALE and NEWTON IN CARTMEL)

MINUTES OF THE MEETING HELD AT LINDALE

WEDNESDAY 25th November 2009 at 7.30 pm

Min
No

Agenda Item

Action
Req By:

1381

PRESENT: Cllr Shearer (Chair), Cllr Ms Hall (Vice Chair), Cllr Mrs Tattersall, Cllr Armstrong, District Cllr Ballantyne-Smith. County Cllr Wearing.

IN ATTENDANCE: Mrs D Cowperthwaite- Clerk Public:- 0

1382

APOLOGIES: Cllr Mrs McClure, Cllr Mrs Smith, Cllr Bond District Cllr Leal. It was noted that the recent non-attendances of Councillors Mrs McClure and Smith is authorised and has been declared as authorised due to long term health problems and therefore does not affect their qualifying status as Parish Councillors.

MINUTES OF PARISH COUNCIL MEETING HELD ON 14TH October 2009 and Finance Committee Meeting on 19th November 2009: The minutes as circulated from meeting on 14TH October 2009 , Proposed Cllr Mrs Tattersall and Seconded Cllr Armstrong and Finance Committee Meeting on 19th November 2009, proposed Cllr Ms Hall and seconded Cllr Armstrong were agreed. All in favour.

1383

CHAIRMAN’S ANOUNCEMENTS AND DECLARATION OF INTERESTS BY MEMBERS REGARDING ITEMS ON THE AGENDA.

There were no Chairman's announcements. Cllr Ms Hall declared an interest in the planning application in respect of Hadwin's VW garage as she lives adjacent to it and would not take part in the discussions or voting to ratify Clerk's decision under delegated powers.

1384

PUBLIC QUESTIONS OR CONCERNS RELATING TO ITEMS ON THE AGENDA: No questions were raised regarding items on the agenda, no public present.

1385

CO-OPTION OF MR R MCMILLAN TO VACANCY FOR NEWTON AND SIGNING OF DECLARATION OF ACCEPTANCE OF OFFICE.

No action taken due to non-attendance of Mr McMillan.

1386

CLERKS REPORT

A) TO NOTE CORRESPONDENCE RECEIVED TO 20TH NOVEMBER 2009 AND AGREE APPROPRIATE ACTIONS AS APPLICABLE. Noted.

B) TO NOTE CORRESPONDENCE RECEIVED AFTER 20TH NOVEMBER 2009

Noted

C) MATTERS ARISING. The clerk reported on matters arising since last meeting as reported in meeting notes.

In response to Keith Masser's email regarding non-inclusion in gritting schedule members expressed their disappointment and concerns and agreed that the best alternative course of action would be to identify appropriate site/s for additional grit bin/s on Lindale Hill/The Gill.

Action

Chair and Vice Chair to meet and advise the clerk of suggested appropriate locations to site bin.

- Cllr Wearing suggested that the best course of action regarding trying to get the HGV ban extended to Lindale Hill/The Gill through the village would be to ask him include the request for the TRO to be included in the list for Grange.

Action

Clerk to request this in writing to Cllr Wearing.

DJC

DJC

PC REPRESENTATIVES REPORTS:**COMMUNITY BOARD MEETING 24/11/09 AT HAVERTHWAITE**

Cllr Armstrong reported that there is still no constitution for the LAP, however SLDC propose to have one for next meeting. Concerns were expressed that parishes are not well represented and issues/topics are not coming "from the up parishes". The Police, SLDC, VAC representatives etc outnumber the parish representatives.

PLANNING REPORT AND MATTERS ARISING:**A) REPORT ON NEW APPLICATIONS CONSIDERED AND AGREE RECOMMENDATION OF DECISION TO LDNPA UNDER CLERK'S DELEGATED POWERS.****NEW APPLICATIONS:**

7/2009/5611 Hadwin's Lindale Ltd, Proposed replacement of delivery/stores – off loading area with larger facility, replacement of existing diesel pump.

Decision to support made under Clerks Delegated Powers in view of response date outside of PC meeting schedule. Application reviewed by clerk in conjunction with Chairman.

AGREED

Decision ratified Proposed Cllr Armstrong, Seconded Cllr Mrs Tattersall.

APPROVED:

7/2009/5412 No 1 Dixon Wood Close, Lindale, Proposed loft windows in gable end – Recommend support

AMMENDED PLANS: NONE

REFUSED: 7/2009/5307 White Rock Cottage, Back Road, Lindale- Proposed domestic extension to form additional living and bedroom space. (resubmission)
Reason Scale, bulk, and finish of proposed extension would compromise character of property.

APPEALS: NONE**PROPERTY RE-NAMING: NONE****WITHDRAWN: NONE****OUTSTANDING APPLICATIONS:**

7/2009/5456 Lindale C of E Primary School. Proposed erection of open sided decking area with steps and sloping roof.

Recommend Support-Decision ratified as made under Clerk's delegated powers as response due at LDNPA before meeting date of 14.10.09.

7/2009/5491 Lindale Bowling Association. Proposed canopy to the front of the pavilion over existing paving. Recommend Support, but comment that "some consideration for the roofing material required as it is rather vaguely indicated on drawings.

7/2009/5134 Haines and Lowrie, Smithy Hill Works, Lindale – proposed conversion of joiner's workshop to three dwellings. Site visit by Cllrs Bond and Hall. Recommend Support, but comments to effect "that the parish council would like to see the suggested Local Occupancy restriction strictly enforced.

2/9/09 re letter from LDNPA

*We would like to comment that the parish council feel unable to reconsider their decision based on your comments about "new development being restricted to meet the housing needs of the locality". We believe this application **does meet** the need for "Local housing" if the local occupancy restrictions were in place and enforced, in addition we feel there is a lack of clarity about the definition of what constitutes "affordability" and "affordable housing".*

It is also our understanding that complex applications of this nature and when there is a difference between planners and parish council support that it should be dealt

	<p><i>with by Development Control Committee and not under delegated powers. We hope that this procedure will be followed.</i></p> <p>7/2008/5125 Horse & Farrier Cottage, High Newton, Grange over Sands.-</p> <p>Proposed construction of dwelling (resubmission) No comment</p> <p>Retrospective Application 7/2009/5289, High Newton Reservoir, High Newton.</p> <p>Proposal – Construction of a wheelchair platform and access ramp</p> <p>The platform and access has been constructed to provide wheelchair access for anglers. The applicant has submitted a number of photographs to support this application to assist with the review of the application.</p> <p>Decision to support.</p> <p>WITHDRAWN: NONE</p> <p>ENFORCEMENT/other planning matters:</p> <p>20/11/09 Telephone call received from Enforcement Officer, a complaint has been made from a local resident who lives in the vicinity of the village hall about possible trading in the village hall car park. It transpires it is the pharmacy wholesaler white vans that meet there and transfer loads.</p> <p>The LDNPA have brought it to our attention this may be a breach of planning consent as it is classed as trading. She will investigate further and contact me again. I brought to her attention that there is frequently unloading of vehicles at the Hadwin's VW garage very late at night and we have raised concerns of neighbours in the area. She advised that is because it will be part of the planning consent of an established business premises. The village hall/land is not classed as business premises and therefore could be unauthorised. She is to contact Jane Hodgson from village hall management committee to establish more information.</p> <p>AGREED</p> <p>No action to be taken at this time, see what action LDNPA takes, establish position with village hall committee and respond accordingly.</p>	
1388	<p>RESOLUTION TO ADOPT THE RESULTS OF RESIDENTS SPENDING CONSULTATION OCTOBER 2009 AS RECOMMENDED BY THE FINANCE COMMITTEE.</p> <p>Members agreed to adopt the results of the Residents Spending Consultation as recommended by Finance Committee at meeting on 19/11/09 Minute number 1377 on basis that results are taken into consideration when decisions are made by the parish Council but not to dictate the decision, other factors will need to be considered in view of low response rate of 10.4%. Proposed Cllr Armstrong, Seconded Cllr Ms Hall. All in favour.</p>	
1389	<p>FINANCE REPORT:</p> <p>A) CONSIDER THE FINANCE REPORT AS AT 20TH NOVEMBER 2009. Resolution to approve payment of accounts as listed on the attached schedule. Proposed Cllr Ms Hall, Seconded Cllr Armstrong, all in favour.</p> <p>APPROVAL OF REQUEST £15511.50 FOR PRECEPT AMOUNT AND APPROVAL OF ASSOCIATED BUDGET AS RECOMMENDED BY FINANCE COMMITTEE MEETING HELD ON 19TH NOVEMBER 2009.</p> <p>Members agreed to approve and adopt the budget proposals and request for precept for £15511.50 as recommended by Finance Committee. Proposed Cllr Ms Hall, Seconded Cllr Armstrong. All in favour.</p> <p>C) PROPOSAL TO ADD CLLR JANE HALL AS ADDITIONAL SIGNATURE ON PARISH COUNCIL BANK ACCOUNT.</p> <p>It was resolved to approve Cllr Ms Hall as an additional signature on the Parish Council's accounts held at Barclays Bank. Proposed Cllr Mrs Tattersall, Seconded Cllr Armstrong. All in favour.</p>	

<p>1394</p> <p>1395</p> <p>1396</p> <p>1392</p>	<p>B) WINDERMERE ROAD: Update on progress. Ian Astle from CCC Legal Services has confirmed he will contact our solicitor with view to completing lease, our Solicitor has been advised that this transaction needs to be completed by 31.03.10. Account paid up to date for work completed in 2009 and provision in budget for 2010/11 to paid final fees when transaction completed.</p> <p>C) RECREATION GROUND SUB-COMMITTEE No report available – Apologies from Cllr Bond.</p> <p>AGREE PROPOSED SCHEDULE OF DATES FOR 2010 MEETINGS. The Clerk confirmed dates of next meetings as per schedule provided; these will be advertised on Parish notice boards and Parish web-site.</p> <p>COUNTY CLLR AND DISTRICT COUNCILLOR REPORTS. County Councillor Wearing reported about the aftermath of the recent flood damage in the County, there are probably about 8 bridges to be replaced in the County and it is hoped the Government will meet the cost of this. The biggest issue in South Cumbria is the damage at Backbarrow, however there are no guarantees that there will not be an impact on the highways budget. He also advised that the County Council had a contingency for structures of £800k before the floods the projected budget increase for next year was 1%. District Councillor Ballentyne –Smith reported that there will be free car parking at any SLDC car park on all Sundays from 29/11/09 to Christmas. Cllr Armstrong asked if the Consultation Survey for public toilets costs of £35k would be published. Cllr Ballentyne –Smith responded and said she was pushing for clear cost figures and a breakdown of costs.</p> <p>MEETING CLOSED 9.18 NEXT MEETING WEDNESDAY 13TH JANUARY 2010 AT LINDALE VILLAGE HALL AT 7.30</p>	<p>DJC</p>
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APPENDIX 1

AGENDA ITEM 6 – CLERKS REPORT

CORRESPONDENCE RECEIVED TO 20TH NOVEMBER 2009

FOR INFORMATION		
Received From:	Subject	Action taken or required
CALC	<ul style="list-style-type: none"> CALC Circular Nov 09 Agenda for CALC South Lakeland District Ass meeting on 26.11.09 Agenda for AGM on 14/11/09 and Annual 	<p><i>FIO</i></p> <p><i>See agenda item 11i</i></p>

	Report for 2009	
CCC	Connections between Bus service 532 and X35 at Grange Rail Station (9.50 am Connection)	<i>FIO</i>
LDNPA	<ul style="list-style-type: none"> • Notification of Commencement of Production of Development Plan Documents for early 2010 <ul style="list-style-type: none"> i) An Allocation of land Document ii) An General Development Policies Document • Notification that local businesses are to submit an application for consent to erect 2 signs on land adjoining the A590 	<i>FIO</i>
Morecambe Bay & Duddon Headland to Headspace	Booklets	<i>FIO See clerk if you would like copy.</i>
North West Air Ambulance	Request for donations or positioning of clothes banks	Members to consider if we should support?
Cumbria in Control User Involvement Consortium	Information about Social Care and Support is organised in Cumbria is to be changed with introduction of individual budgets for all adults who receive care. (Self Directed Support) Consultation taking place around changes by CinCUIC which may affect some residents in our parish.	<i>FIO</i>
Shirley M Evans & Ian Astle CCC Legal Services	<ul style="list-style-type: none"> • Letter and Invoice for work completed during 2008/09 and estimate to complete. • CCC have now agreed to amendments suggested regarding the former SLDC that comprises roadway and excluding the sub-station land from lease. Final version of lease and plan being prepared by CCC. 	<i>Invoice paid and budget for 2010/11 for outstanding fees.</i>
Email Andie Matthews	<ul style="list-style-type: none"> • Comments that she likes the bench, but has complained stills some debris and bars to be removed/cut off. Also adverse very negative comments about tyre marks made removing old bench. 	<i>Message circulated & Holding email confirming we aware of outstanding issues regarding installation/bring comments to meeting</i> Clerk to send response about proposed action to resolve.
Furness Enterprise	Invitation to attend our Annual Open Meeting which is taking place on Friday, 4 th December at 5.00 pm in Abbey House, Barrow in Furness.	<i>See clerk if you are interested in attending/agenda details.</i>
<i>Items for action/ Clerks Report or Agenda items</i>		
Consultations		
LDNPA	Call for Sites Consultation Parishes are requested to promote to consultation in local community.	Closing date 18/12/09 but nominations also accepted throughout January

	Suggest posters displayed, put on PC website and in parish magazine.	Agree date for PC meeting to discuss and identify sites to nominate.
<p>The LDNPA have just begun work on the “Allocation of Land Development Plan Document”, which is the next document to be produced as part of the Local Development Framework (LDF). They have recently launched the “Call for Sites Consultation” and would like to hear from local residents and parish councils about any sites that may be suitable for accommodating local and affordable housing, employment and open space/formal recreation areas in each of the rural service centres. This is the first stage in identifying possible sites and so they are essentially seeking “anything and everything” at this stage of the process. It doesn’t matter at this stage if there are possible constraints to development, the LDNPA will ultimately only allocate the most suitable sites, but unless they are told about potential sites at this stage, it is possible that they won’t be used in the future.</p> <p>If we want help from a policy planner to help us identify sites we can contact LDNPA. Site suggestion form/marked on map to be submitted for each site identified. Multiple sites can be marked on map as long as clearly referenced.</p> <p>Action</p>		
Correspondence requiring action		
Keith Masser CCC Area Engineer	Email stating that will CCC no longer be able to include Lindale Hill (The Gill) in gritting schedules on experimental basis as no capacity in wagons. List of options suggested to PC to discuss and feedback.	<i>Options circulated to members, to be discussed in meeting</i> <i>Agenda item Clerks Report Correspondence</i>
Angela Monkman-Brushett & Tim Farron MP	Letter and Petition with 29 signatures regarding road safety issues as <i>“There is no continuous footpath along any road from Lindale to Grange”</i> Letter confirming support and that he has contacted Area Engineer and give consideration to the various issues raised.	<i>Letter acknowledged and referred to CC Wearing who took issues up with CCC Area Engineer Keith Masser</i> <i>Agenda item Clerks Report Correspondence</i>
<p><i>Councillor Bill Wearing has already requested that Cumbria Highways assess the feasibility of a scheme to extend the footway from Lyndene Drive to Lindale, thus creating a continuous pedestrian route from Lindale to Grange. If a scheme is practicable, it will be added to the list of candidate schemes for possible inclusion in a future years capital highways improvements programme. The programmes are prioritised in accordance with a priority scoring system which assesses a scheme's capacity to contribute towards delivery of the Council's Local Transport Plan objectives. At this stage I am unable to say when a scheme, if feasible, would be able to be funded and delivered. However, I hope that the initial assessment will be able to be completed within the next few weeks.</i></p> <p><i>If a footway extension scheme is not feasible, Keith Masser Area Engineer has said “we would be happy to look at what alternative measures might be able to be provided to help pedestrians feel safer when using the road”</i></p>		

Clerk has advised Ms Monkman Brushett of response to ourselves and Tim Farron MP as above.

SLDC

Request for amount of precept for 2010/11.

**Agenda item
Finance**

Plus misl brochures/newsletters

Appendix 2

AGENDA ITEM 9 – FINANCE REPORT

REPORT TO FINANCE COMMITTEE FOR Meeting

Wednesday 25th November 2009

BALANCES AS AT 20th November 2009

Apprentices Fund £663.19

J W Monument £3884.852

General £7041.35

Recreation Ground £4151.22

VAT outstanding - £267.25

Cheques for ratification:

Date	Details	Amount inc. VAT	VAT
	General Cheque Account		
26/10/09	Shirley M Evans – Legal fees 2008/09 Windermere Road lease from CCC	448.50	58.50
26/10/09	Petty Cash	100.00	
05/11/09	D J Dixon – Parish Greens November 2009	320.00	
05/11/09	Grange Town Council – Poppy Wreath and Crosses	55.00	
11/09	D J Dixon – year end cut backs, stream clearance, leaves Coronation Tree area	350.00	
14/11/09	Kathleen Elliott – Website update and creation of on-line survey	50.00	

Bank Charges:

Date	Details	Amount
None		

Receipts since last meeting:

Date	Details	Amount
None		