

Broughton Parish Council

A meeting of Broughton Parish Council was held at Little Broughton Village Hall on Tuesday 24th January 2017 at 19:00

Present: Cllr Sue Hannah (In the Chair), Cllr Steve Hannah, Cllr John Wilson, Cllr J Sewell, Cllr A Carruthers, Cllr R Gildert, Cllr M Bradley, Cllr M Weir,

Attendance: B Carter (Clerk), 3 Members of the Public

1/17 Apologies for absence

Received and noted from PCSO C Parker, Cllr S Anderson, A/BC Cllr J Farebrother, A/BC Cllr N Cockburn, Cllr S Anderson, Cllr B Smith

2/17 Chairman's Announcements

Cllr Sue Hannah wished everyone a Happy New Year.

Cllr Sue Hannah informed the meeting that a letter had been received from a Coldgill Resident raising on-going concerns regarding the lack of compliance with Planning Condition 10 of 2/2013/0889 Coldgill Avenue Bungalows. In addition a planning application has now been submitted to vary this condition.

Resolved that this planning application has not yet been received by the Council for Consultation but will be included on the February 2017 agenda.

It was noted that Broughton Parish Council had raised concerns regarding this planning compliance issue back in July 2016 and ABC had given the tenanted bungalows occupier notice that the planning condition needed to be complied with by the end of August 2016. This hasn't occurred.

Action: Clerk to agenda the Planning Application for Consideration at the February 2017 meeting.

Action: Clerk to chase up compliance enforcement on this site.

3/17 Requests for dispensations & declaration of interests

- i. *Requests for dispensation & declarations of interest.*

None

4/17 Minutes of the last meeting (29th November 2016)

All councillors present were in favour of the minutes of the meeting of the 29th November 2016 being accepted as a true and accurate record. **Resolved** by all present that the minutes be approved (proposer Cllr M Bradley, Seconder Cllr J Wilson, All in favour). The chair signed the minutes accordingly.

Action: Clerk to upload minutes to the website & post to those responsible for noticeboards.

5/17 Public Participation

None

6/17 Applications for Co-option (1 vacancies)

It was noted that there were now 2 vacancies open for co-option following the resignation of Mr M Richardson.

No applications had been received.

7/17 Police Report

Resolved that the Crime Map up to November showed only 1 incident of 'anti-social behaviour'. No other information received.

It was noted that Councillors would have to rely on other sources of more contemporaneous reporting for up to date Crime information.

8/17 Update on matters arising from the minutes of the meeting 18th October 2016

i) Broughton Lodge/Soddy Gap

Cllr Sue Hannah informed the meeting that Broughton Parish Council had been represented by Cllr Sue Hannah & Cllr John Wilson at the Development Control Committee meeting of CCC in early January. A/BC Cllr N Cockburn also attended in her capacity as an ABC Councillor. The outcome of this meeting was that the application was deferred for further investigations/evidence to be provided.

A further meeting has now taken place between Cllr Sue Hannah, Cllr John Wilson, Ms S Pattinson & Mr A Sims of CCC. The outcome of this meeting was summarised by Cllr S Hannah as providing 3 options:

- 1) Evidential Route (the route that the Council are currently taking) including the 83 evidential forms that have already been submitted. To continue on this route further evidence forms need to be completed by horse-riders, cyclists, and those that used the 'exact' routes in the 60's & 70's. In addition evidence forms from residents of Broughton Moor would be helpful
- 2) Historical Route; that evidence could be provided and substantiated showing that these routes had always been public rights of way/footpaths in perpetuity. Evidence could include tithe maps and associated ledgers, and old railway maps.
- 3) Enforcement Route; That CCC legal team agree that the unilateral agreement and associated restoration plan on the initial planning application & decision are legally binding and should be enforced against RJB Mining (now Harwoths) as landowner and party to the agreements. The inference is that the intention was for the restoration plan to include public footpaths but that evidence hasn't been provided yet to say that this was included in writing. In addition it was noted that when Peal Energy submitted an application for Wind Turbines on the site (subsequently refused) that the Forestry Commission stated if this happened then funding provided for the restoration of the land would be clawed back.
- 4) A fourth option was noted that an application could be submitted to register the land as Common Land (similar to the Village Green status on Bulling Meadow & the Welfare Field) this would only protect Soddy Gap not the entire footpath network.

Resolved that the above information be noted as received, and the below actions be taken to move this application forward.

Resolved that it be noted that the aim is to find the 'historical' evidence that shows the route was a historical right of way/in perpetuity, however if not it is a case of compiling as much evidence as possible for form a case.

Resolved that the application under 1) Evidential Route application under S.53 of the Wildlife & Countryside Act not be withdrawn as requested by CCC. Broughton Parish Council feel that sufficient evidence has been provided which is contrary to the CCC opinion and wish the application to remain active until the entire matter is resolved.

Action: ALL to provide contact details to Cllr Sue Hannah of anyone that maybe able to complete an evidence form (60-70's usage, horse riders/cyclists, residents of Broughton Moor)

Action: Clerk to provide a referenced paper to Cllr Sue Hannah for submission to CCC showing the references to registration of public footpaths, and subject footpath designation order meetings held between CCC & RJB in the mid 2000's

Action: Cllr Sue Hannah, Cllr J Wilson & the Clerk if available to visit the Carlisle Archives Centre to view the Old Tithe Maps, and Railway Maps.

Action: Clerk to contact Cockerthorpe Castle/Jack Abernathy to ask to view their old map archive for this purpose.

Action: All to speak to anyone who may have historical records/data about this area and share information with Cllr Sue Hannah/Cllr John Wilson & the Clerk to enable a body of evidence to be compiled.

Action: Clerk to contact Broughton Moor Parish Council and ask that this matter be included as a formal agenda item on their next agenda and to ask for their support in compiling evidence.

Action: Clerk to contact Sandra Pattison and state that Broughton Parish Council don't wish their application under the evidential route to be withdrawn as per the above resolution. Clerk to seek clarity on what implications a 'withdrawal' would mean in terms of the deferral from the DCC meeting.

It was noted by the meeting that there used to be a rugby team that played on Soddy Gap in the past the 'Soddy Gap Rangers' that may have evidence to contribute to an application.

ii) Cemetery Extension

The Clerk informed the council that a formal response had been received from the Environment Agency to a Preliminary Opinion Request on the site. The report stated that such a development raises environmental concerns and the developer would need to undertake further work to show how these issues can be addressed to ensure no adverse environmental impacts. The report noted specifics about proximity to source protection zone, and abstraction sites. It also gave guidance on the relevant distance 'buffers' required if a development went ahead.

Resolved that this guidance be noted and concern be noted over the possible timescales/cost involved in such a development on a wet site.

Action: Cllr M Bradley to provide contact details for a Copeland BC Officer who is working on a similar matter in Distington.

Action: Clerk to contact the officer and ask for guidance/signposting on survey requirements/ companies etc.

Resolved that Cllr J Wilson speak with the Vicar and inform him that based on the information currently available it looks like the extension to the Cemetery may be un-viable due to timescales/costs/legislative requirements and the fact that the site is locally known to be very boggy.

iii) Emergency Planning- Next Steps

It was noted by the Council that ACT can provide some limited support but not a fully facilitated service, and it is for a committed group of Councillors/parishioners to lead on the discussions and preparation of an emergency plan.

Action: The item to remain on the agenda for future meetings.

iv) Heritage Fingerposts Restoration.

Cllr M Bradley informed the meeting that she had located a possible funding source for the restoration of the 4 Cast Iron Finger posts, but that it would need to be part of a wider Community History/Heritage project possibility culminating in not only the restoration of the fingerposts but also potentially in other heritage installations. Such a project would be a lengthy process (circa 1 year-18months) but would offer significant benefits to the local community & public realm.

Resolved by all present that the idea be pursued and Cllr M Bradleys offer of compiling a bid in April time be accepted.

Action: Clerk to Agenda item for formal consideration by the Council at the February 2017 meeting

Action: Cllr M Bradley to lead on this project from Spring 2017.

Action: Clerk to continue to pursue clarity on the ownership of the existing fingerposts.

Action: All to think about areas/historical interest items that could be linked into this project.

It was noted that items that could be included; Designer Waterhouse (Natural History Museum Designer) built Derwent Lodge, Oliver Cromwell attended the Baptist Chapel (the 1st Quaker Sermon was conducted here), Great Broughton used to be a 'recobite' village.

9/17 Clerks Matters

A Clerks report had been received by all councillors in advance of the meeting, **resolved** that this report be noted as received.

Parish Land Registration

The Clerk informed the meeting that the application to register Bulling Meadow had been submitted to the Land Registry and notice had been given to adjacent landowners and to those that had an interest/charge on the land (e.g. Mineral Rights). This matter to be deferred until the outcome of the Bulling Meadow registration is known.

Action: Clerk to agenda prioritisation of other land areas for registration for the next Meeting.

10/17 Play area

Damage to play area surface

The Clerk informed the meeting that Playdale were continuing to look into this matter and had proposed a site meeting. Playdale state that it is not their issue, RTC say it is not theres and that it is vandalism.

Resolved that a site meeting be held between the Clerk (if available) Cllr S Anderson (if available) and Playdale.

Action: Clerk to organise such a meeting.

Resolved that it be noted that the application to CCF for drainage funding for the Play-area is being considered before the end of January. An update will be provided at the February meeting.

Action: Clerk to agenda for the Feb meeting.

11/17 Reports from visiting councillors

None present.

12/17 Allotments

- 1) Measuring/mapping of the sites.

Resolved that it be noted that a response has been received from a Northumbria University Student who is a resident of Cumbria who is interested in potentially undertaking this work as part of a wider project.

Resolved by all present that the Council were very pleased to receive such a response and would like to pursue this option.

Action: Clerk to organise a meeting between the Clerk, Cllrs M Bradley & S Anderson and the University Student to discuss further the detail of this project and if it is something that could be done as part of his course/projects.

It was noted that if possible and if it fitted with the students course aims if the mapping could also include not only the site, and internal plots, but also locations of buildings/type of boundaries/stand pipe locations etc.

- 2) Access Conditions at Nook

Resolved that a quote be obtained from a local contractor for the provision of 'duck boards' type structure over this wet access area.

Action: Clerk to proceed with obtaining a quote for these works.

- 3) Ground Clearance following Nook Site Wall construction

Resolved that the concerns of tenants be noted regarding the large boulders remaining after this project. Confusion may have occurred regarding the stone on the allotment sites.

Resolved that the stone be cleared, options to look into include asking A Nelson if he has any use for the stone, putting the stone for 'free' on Great & Little Broughton Crack, asking Mr J Dobie to remove the items.

Action: Clerk to contact all suggested options and look to proceed with this clearance ASAP.

- 4) United Utilities- Billing for the Nook Site

Resolved that it be noted by all present that once again United Utilities have failed to bill and take direct debits appropriately (consistently failed for over 18 months).

Action: Clerk to continue to pursue this through the complaints procedure at United Utilities.

13/17 Parish Maintenance

Footway Rose Farm to Soddy Gap

Resolved that the CCC have confirmed they will measure up & cost this area of grass verge (from The Hollies) to Soddy Gap and undertake traffic count/speed data with a view to this proposal being taken to the Allerdale Highways Working Group for discussion later in 2017.

Action: Clerk to continue to monitor this matter.

Grass Cutting Contractor Pre Season Meeting

Resolved by all present that a meeting be organised before the middle of February between the Grass Cutting Contractor and Cllr Sue Hannah/M Bradley to agree an appropriate cutting method to prevent the grass looking unsightly. (Due to strimming rather than 'mulch' cutting).

Action: Clerk to organise such a meeting

Action: Clerk to circulate grass cutting tender & maps to all councillors for information.

Broughton Bridge Closure

Resolved that the Clerk contact Highways and ask that diversion/road closed signs be placed at the junction of Main Street/Ghyll bank to prevent traffic getting to the bottom of Harris Brow before knowing of the road closure and then using Craggs/Papcastle Road as a diversion (Formal diversion is via Little Broughton to the A594).

Action: Clerk to contact highways ASAP.

14/17 Highways Matters

None raised.

15/17 Correspondence

Unless otherwise noted below the council **resolved** that no response was necessary:

Resolved by all present that Cllr Sue Hannah be nominated to attend the Buckingham Palace Garden Party 2017.

Action: Cllr Sue Hannah to complete her personal details and the Clerk to submit to CALC by the 27th January 2017.

16/17 Planning Applications for consideration.

Prior to this application being considered Cllr S Hannah confirmed that the rumour that is circulating regarding Storeys Contributing to the A66 Roundabout Project is un-substantiated and believed to be false.

Ref: 2/2016/0751

Location: Land North of Broughton Park, Great Broughton, Cockermouth

Proposal: Erection of 64 dwellings, including landscaping, open space, access, highways & drainage.

Resolved by the majority of those present (7 objections & 1 abstention) that a strong objection be submitted on behalf of Broughton Parish Council to this application on the following grounds:

- Highways Access/Egress Issues
- School Capacity/Lack of S.106 agreement support for school expansion
- That the proposed development is outside the current village development boundary as per the current Local Plan
- Significant negative visual amenity impact on neighbouring localities/Derwent Valley
- Mix of Houses is inappropriate and doesn't satisfy local need as per the most recent local needs housing survey.
- Proposed development alters the balance of housing the village, as the proposed development is unaffordable for local young people. This appears to be a profit led development rather than local need.
- Developer already has outline permission elsewhere in the village which hasn't been completed/finalised. Other developments should be completed before additional ones are created
- Sewage & Surface Water Run-off
- Close proximity/impingement on local heritage sites (Quaker Graveyard)
- Proposed development exceeds development needs for Broughton Parish and would be over domination of development on two small rural villages.

Action: Clerk to submit these comments

Action: Clerk to send a copy of Broughton Parish Councils objection to MP Susan Hayman.

18/17 Consultations for Consideration

Resolved that it be noted that the Allerdale Borough Council Consultation is open and proposing an increase in Council tax. Personal responses to be submitted by Councillors if appropriate.

19/17 Planning Decisions

Resolved by all present that the below decision be noted as received.

Ref	Location	Proposal	Decision
2/2016/0692	Derwent House Farm, Broughton, Cockermouth	Change of use of land/buildings into agricultural use. Demolition/alteration of existing buildings and the erection of a new agricultural building etc	Approve with Conditions
2/2016/0658	Laurel Cottage, The Green, Little Broughton	Demolition of existing outbuildings and erection of a single storey dwelling with access	Outline Application Refused.

20/17 Finance

i) Payments of accounts

From	Reason	Amount
Becx Carter	Expenses	£106.90
Becx Carter	Salary (Via SO) –Jan	£310.26
HMRC	PAYE- Jan	£77.60
Cumbria Pest Control	Pest Control Feb 17-Apr 17	£120
TB Stamper	Footpath Rental	£240
Carl Jackson	Replacement Greenhouse (as per Feb 16 Resolution)	£344.96
Total		£1,199.72

Resolved by all present that the above accounts be paid, they were signed by two signatories (Cllr A Carruthers & Cllr M Bradley).

Action: Clerk to process the above payments

Action: Clerk to agenda payment of Gates & Railings for Feb Meeting

ii) Approval of Bank Reconciliation and spend against budget reports

Resolved by all present that these reports be received as true and accurate record, Cllr S Hannah signed the Bank Reconciliation as a true & accurate record.

iii) Consideration of draft budget

A draft budget and 4 proposed options had been circulated to all prior to the meeting.

The Clerk confirmed that in terms of impact per Band D household (per year) the increases equated to:

Option 2 (10% increase) £1.21 per Band D Household
Option 3 (15% increase) £2.25 per Band D Household
Option 4 (20% increase) £4.33 per Band D Household.

The Clerk confirmed that whilst the legislative change to cap parish council precepts had not been approved this year it may be approved in the future, therefore it would be good practice to move towards a break even budget.

The Clerk also informed the meeting that a budget can be reduced in future years if required.

Following robust discussion a show of hands was undertaken on the options:

Option 2 – 3 in favour

Option 3- 1 in favour
Option 4- 3 in favour

Resolved with a hung vote the Chair's vote for option 4 carried the motion. The Precept for Broughton Parish Council for 17/18 be increased to £14,765

Action: Clerk to submit the relevant papers.

Resolved by all present that Cllr M Bradley should organise a benefits advice session to be held in the Village to ensure that all local residents are accessing all support they are entitled to.

Action: Cllr M Bradley to organise this and to publicise the date for circulate to all parties ASAP.

21/17 Councillor Matters

None raised

22/17 Date of next meeting

Resolved that the next meeting date is Tuesday 24th February 2017 at 19:00 in Little Broughton Village Hall.

Meeting Closed 20:43

SignedChairman