

# Kirkby Ireleth Parish Council

Chairman: Cllr. M. McPherson, 1 Combe Crescent, Kirkby-in-Furness, Cumbria

## Minutes of the Parish Council Meeting

Held on Thursday 16<sup>th</sup> March 2017 at Marshside Methodist Church

### 1. Apologies for Absence:

Apologies were received from Cllr. M. McPherson, Cllr. M. Jackson

### Present:

Cllrs. H.R. Saunders, J. Byrne, R. Hodge, M. Irving, F.T. Wayles, W. Todd, B. Morrish, B. Copley, M. Cragg

District Cllr. J Curwen, County Cllr. D. Fletcher

Members of the public: Mr. D. Anderson, Mr. and Mrs. D. Carruthers

### 2. Requests for Dispensations

There were no requests for dispensation.

### Declaration of Interests

No declarations of interest were made.

### 3. Chairman's remarks

In the absence of the Chairman Cllr, McPherson and vice Chair Cllr. Jackson, Cllr. Saunders chaired the meeting.

### 4. Open Forum

Mr. Carruthers spoke on the issue watery lane. He informed the Council that he has been contacted by Colin Parks of the Environmental Agency, who has advised him that he is responsible, for the maintenance of the manhole on watery lane which is causing the flooding in that area. Mr. Carruthers reported that supposedly this is by virtue of an ancient law in relation to unadopted roads. He explained that as it has not been possible to establish ownership of the lane, under the legislation, the land owners either side of the lane are responsible for the upkeep of the lane along their border and up to 50% across its width. Mr. Carruthers stated that he refuses to accept this and had attended the Meeting to ask the Council if they know who owned the lane.

The Council advised that they do not know who owns this land. Cllr. Byrne provided Mr. Carruthers with a summary of the action the Council have taken in respect of the problems being experienced with watery lane over the past few months and advised that the Parish Council have been trying to resolve this issue.

A detailed discussion was held between Mr. Carruthers, Cllr, Byrne and County Cllr. Fletcher regarding this issue. Cllr. Fletcher advised that he will hold further discussions with the relevant parties at the County Council to try to resolve this. Cllr. Byrne requested that she be included at any future meetings between the parties on this matter.

***Action: Cllr. Fletcher to contact County Council***

### 5. Minutes of the previous meeting

The Minutes of the Meeting held on 16<sup>th</sup> February 2017 were approved and signed.

## 6. Parish Plan/Community Led Plan

### a) Affordable Homes

Cllr Hodge reported that SLDC had received a grant from central government of £2.6m to help mitigate the effects of holiday homes, buy to let etc. on Affordable Homes. He had attended a meeting convened by SLDC to find out if our Parish could benefit. The answer was no, as the funds would only be available to a community led (ie residents) or developer initiatives.

He advised there is no funding available to KIPC because there is no active Community Led Housing activity by residents to resolve its housing problems.

He reported that Community Land Trust organisations which had attended the event, including Coniston, Helsington and Skelwith/Langdale reported excellent progress supported by the PC's and funded by SLDC and others. It was noted that Parish Council are not "communities" and therefore cannot act as Community Land Trust organisations.

In light of the above the Council considered whether there was a need for this item to remain on the Agenda. County Cllr. Fletcher advised that there are changes forthcoming with regard to this issue and he would advise the Council to retain the item on the agenda. This was agreed.

Cllr. Hodge proposed that the Parish Council should make the Parishioners aware of the above and invite them to define/assist in solving the problem of affordable housing in the Kirkby Ireleth Parish. This was seconded and the motion was carried.

***Action: Invite community to define and assist in solving problem of affordable housing in the Parish***

### b) Action Team Reports

**To receive update on watery lane** - This had already been discussed.

**To receive feedback on closure of A595 at Grizebeck** - It was reported that the closure of A595 caused chaos. It was felt that the signage regarding the closure was not clear enough and should have been placed in a better position, giving more advance warning of the closure.

County Cllr. Fletcher said that he took the comments onboard and would report this back to Highways.

***Action: County Cllr. Fletcher to report concerns over handling of closure to Highways Dept***

**Community Facility** – Grizebeck Community Centre. The car park has now been resurfaced.

**Highways** - Replacement signs at Wall end have now been installed.

## 7. Matters Arising not on the Agenda

- i. Cllr. Fletcher had written to the Countryside Access Team with regard to Watery Lane, see above discussion.
- ii. The Chairman wrote to OFGEM and a copy of his letter was placed in the correspondence file to be distributed to the Councillors.
- iii. The Clerk informed the Council that she had written to Andrew Vickers regarding the maintenance of street lights and he has contacted the County Council enquiring if maintenance of the Kirkby street lights can be included in the contract SLDC have with County. A response is awaited. She also advised that she has written to West Lakes Electrical and awaits a response.

- iv. The Clerk advised she has booked the training course for new Clerks which is to be held in May 2017.
- v. A response outlining the Council concerns to the establishment of a willow crop at Ashleck Hall has been submitted to Mitchells Land Agency.
- vi. A letter has been sent to Mr. Maddock kindly requesting him to cut the hedge at Bank End Road.
- vii. Cllr. Curwen meet with the Environmental Agency on 23<sup>rd</sup> February and reported back to the Councillors. He was informed by the EA that the work that requires to be carried out on the beck at Soutergate will take place some time after 1<sup>st</sup> April, as this is to be funded out of next year's budget.

## 8. Police, Traffic, A595 & Highways

No police report.

### a) A595 matters

It was reported that at times there is excess mud on the road outside the school and this is causing a problem for both cars and pedestrians, as in wet weather the mud becomes slippery. Fairview Farm use the field opposite the school for storage of silage and it believed the problem arises when, in wet weather, mud from the tractors wheels is deposited onto the road. It was agreed for the Clerk to contact Mrs. Saunders at Fairview Farm and alert them to the problem and ask for their assistance in alleviating it.

*Action: clerk to write to Fairview Farm*

### b) Hotline Reports

A pothole has appeared at Sandside and as this area is unlit at night it poses danger to both pedestrians and vehicles. It was confirmed that Darrell Waite of the Area Team is aware of this and is to attend to the pothole as soon as possible.

### c) Hotline Progress

No updates.

## 9. Miscellaneous Matters

### a) To receive and discuss Pylon issues

There was no update to report on this matter.

### b) To consider and resolve the problem of street lighting repairs

This had already been discussed.

### c) To consider cutting of grass verges

Following the article in the Parish Magazine, two members of the community had shown an interest in carrying out this work. The first person to contact the Council was unsure whether or not she would be able to safely manage the lawn mower and was currently having a trial using the machine and would report back to the Council. The second person has been advised that their name would also be put forward to carry out the work.

## 10. Statutory Requirements

Mr. Bob Hodge has tendered his resignation from the Council with effect from 31<sup>st</sup> March 2017, the Clerk is to notify SLDC of the vacancy in order that the process for a new Councillor can begin.

## 11. CGP Kirkby Ireleth Parish Council Trust Fund

A typed report had been received from the Chairman informing the following grants had been made at the March meeting:-

- A Parishioner - £250.00 towards the costs of her daughter's expenses for representing England in the World Schools Orienteering Championships in Palermo, Sicily.

- Woodland Parish Room - £150 for funding towards the 2017 Spring Show
- History of Kirkby Group - £1,000 towards the costs of erecting a display panel and seat at Wallend.

## 12. Accounts

- A financial statement for the month of February was presented and approved by the Council for distribution.
- It was noted that the budget spend for 2016/2017 was on target.
- The Clerks salary of £165 and expenses of £24.68 were agreed for the month of March.
- The payment of £33 to HMRC, being PAYE to 5th April 2017, was approved.
- Printing costs for February of £35.00 payable to Cllr. McPherson were approved.
- The payment of £29.06 to Holker Estates for the commercial rent of Land at Soutergate (car park) was approved.
- The payment of £10 to Holker Estates for the rent in respect of Dr. Harris's seat at Wall End was approved.
- Payment of £185.00 being the hire of Becksie Rooms for Council Business was approved.
- Payment of £15.00 was agreed for hire of the Methodist Church Hall for the purpose of this meeting.

## 13. Planning

The following planning applications/Notification of Appeal had been received:-

- SL/2017/0053 – 6 Becksie Court, Kirkby-in-Furness
- SL/2017/0034 – Land at the Grange, Kirkby-in-Furness (amended)
- 7/2017/5132 – Moorhouse Farm Grizebeck
- Notification of Appeal – 7/2016/5094 – MK Supplies – 1&2 Malt Kiln Cottages, Grizebeck.

Councillors are to return any comments to the Clerk by the relevant dates.

## 14. Correspondence

The following correspondence was reviewed for circulation:-

- Clerks and Councils Direct
- ACTion with Communities – Community Resilience Support
- ACTion with Communities – West Coast Development Officer
- Cumbria County Council – Proposed Diversion of Public Footpath  
A reply has been forwarded to CCC stating the Council had no objections to the proposed diversion, but would make the comment that the present footpath is of a good standard and it is hoped that any diversion that may be made will also be of a high standard.
- NHS Cumbria – Press relief
- CALC – Cumbria in bloom
- CALC – Election of Parish Members to LDNPA
- CALC – Report from Reps for District Association Meeting on 9<sup>th</sup> March 2017
- CALC – Children's Play Areas
- CALC/NALC – Chief Executive's Bulletin 9 – 10<sup>th</sup> March 2017
- CALC/NALC – Devolution and the voluntary sector
- NALC – NALC Policy Committee Session 7/2
- Kirkby Gala Committee – Display at Gala
- Eon – Increase in deemed contract rates from 1 April 2017  
Clerk to contact EON to see if it is possible to secure a better rate.

**Action: Clerk to contact EON**

## 15. Reports

### a) Parish Councillor's Report

- It was reported that a survey of the road and land at Marshside was in the process of being carried out as a result of the problems being experienced with the road in this area.
- The danger of the lack of signage or fencing on the incline was raised as there are steep drops and no warning signs. Mr. Anderson offered to arrange to rectify this.

*Action: Mr. David Anderson*

- It was reported that there has been increased activity of bigger than normal length vehicles using Bank End Road, which has a width restriction. A proposal was made for the Council to alert the police to this. This was agreed.

*Action: Clerk to write to the Police*

- It was reported that the yellow lines outside the school need extending as wagons cannot pass when cars parked.

*Action: Cllr. Byrne to write to SLDC*

### b) County Councillor's Report

County Cllr. Fletcher presented his report noting the following:-

- SLDC are going to send representatives to future Parish Council Co-ordination Group Meeting. He reiterated that there is a combined response to the Pylons by the local authorities, the message is we do not want the Pylons.
- Highways – A new system for reporting potholes etc. has just been launched which should make it easier to report faults.
- Drain at Church – He advised that a meeting is to be set up to address/discuss the issue with this drain, which is going to cost £3,500 to resolve. District Cllr. Curwin will also attend the meeting.

### c) District Councillor's Report

Cllr. Curwen gave his report to the Council in particular noting the following:

- A site visit at The Grange had taken place and the application is before Council next Thursday and Cllr. Curwen will report back to the Parish Council at the next meeting.
- Cllr. Curwen is to hold a meeting with Network Rail week commencing 20<sup>th</sup> March regarding the trees on their property by the Station.
- When the closure of the A595 at Grizebeck was in place, some traffic was using the private road which runs alongside Duddon Mosses and a number of accidents had taken place.

## 16. Deferred Actions Review

There were no deferred actions.

## 17. Date of next meeting

**Thursday 20<sup>th</sup> April 2017 at 7.00 pm  
At Beckside Rooms**

Alison Field  
Clerk to Kirkby Ireleth Parish Council