

NETHER WYRESDALE PARISH COUNCIL

Minutes for the PC meeting of 3rd June 2021, 7.30PM @ Scorton Chapel

Present: Cllrs Cottle, Drinnan, Collinson, Kenyon, Hantom and Atkinson as well as the clerk

1. Apologies:

Lancashire County Cllr Shaun Turner

2. Declarations of Interest:

None

3. Minutes from last meeting:

The AGM and ordinary minutes were signed as a correct record.

4. Matters arising (from previous meeting/s):

New website

The clerk confirmed she has confirmation that the new website is up and running at the below link:

<http://netherwyresdale-pc.gov.uk>

Village enhancement

Cllr Drinnan stated the invoice has still not been received.

Cllr Cottle agreed to liaise with Mike Howe (Save Our Scorton Resident's Association – SOSRA) to agree a way forward.

B4RN

Cllr Kenyon stated that there is no further update yet regarding a decision on an appropriate route to enable connectivity at Church.

Millennium Way audit

The clerk confirmed the response re Cabus PC's position regarding the request for donation as per the email received on 6th May below (not minuted at a Cabus PC meeting as not raised):

"As you will be aware, what is placed on Parish Council agendas for discussion is determined by what is brought forward by Parish Councillors."

The note, sent to the Parish Council Chairman, requesting the consideration of a financial contribution (understood to be in the region of £800) towards the upkeep of the Millennium Way footpath (the route parallel to Gubberford Lane which falls within the Parish of Barnacre-with-Bonds and Nether Wyresdale Parish), was deemed an implausible financial request which fell outside of precept planning and Cabus Parish Council's existing and intended financial commitments for projects and activities."

Cllr Collinson stated there was another invoice to come. She also stated that there is still some edging and stone to lay.

The PC expressed their thanks to Cllr Collinson for leading the project as well as to all the workers and volunteers who have been instrumental in making the upgrade a success.

Parking issues/traffic on the village

Cllr Cottle does not have any further update from the Highways engineer Mark O'Donnell. (Highways). He confirmed that Mark has agreed to the work at The Barn entrance but has not stated when this work will take place. Cllr Drinnan said he would liaise with him to ensure that the work is done sympathetically and in keeping with the conservation area.

Also, the clerk confirmed the reply from the vicar in relation to the suggestion of using the Church Drive (when not in use by School or church), to provide extra parking provision. The response as per Cllr Kenyon (10th May) states that this was discussed at a DCC meeting and it was decided that the church could not accommodate this request at this time.

Grizedale Bridge repairs

It was confirmed that this has not been done yet. Cllr Drinnan will check with Mark O'Donnell what the position is and the insurance implications to fund repairs.

Pothole (Cleveley Bank Lane)

The clerk reported that she had received confirmation from Highways on 21st May that the pothole was repaired on the 13th.

5. Open forum:

Field on Factory Brow (opposite Wyresdale Crescent)

Further to a query from a member of the public regarding the removal of trees and a gate, the PC stated that to their knowledge there are no development proposals. The only thing the PC are aware of is that the landowner has acted on a statutory notice from LCC to clear overhanging hedgerows and trees for road safety purposes. The clerk will notify the member of the public accordingly.

6. Playing field:

Progress report

Cllr Cottle has no further update at present.

Cllr Collinson stated she had received a complaint (following pruning of the bushes by the lengthsman) that they were now spiky and potentially hazardous to children. The lengthsman will keep this under review.

7. Bikes & Barrows:

No update

8. Correspondence/circulated items:

Refer appendix 1.

9. Borough Council & Lancashire County Council matters:

No representatives in attendance.

10. Planning:

None

11. Decision notices(status):

20/01007/FUL – (Change of use of land for the siting of 6 holiday chalets (following demolition of agricultural buildings) @ Slean End Farm Higher Lane Scorton) **Permitted**

20/01280/FUL – (Single storey rear extension and formation of driveway/parking area @ Lea Green Farm Long Lane Scorton) **Withdrawn**

12. Highways:

Field (Tinker's Lane)

Further to a query raised by Cllr Hantom, the clerk reported the response from Wyre Council. Please refer Appendix 2. For Cat Smith's response, please refer Appendix 3.

Cllr Drinnan suggested that the PC could contact Planning if the roads are narrow and the visibility is an issue because this would not be covered under the Permitted Development Order (as explained in the email he circulated on 1st June). The clerk will email Wyre Council Planning.

Cllr Hantom will also make further enquiries to get more information.

13. Lengthsman:

Jobs undertaken

The clerk circulated the latest time sheet via email today.

Jobs to be done

Cllr Collinson has requested him to plant the beds.

PRoW Scheme

The clerk reported that the scheme will operate this year but LCC are working on the finer details. She has not received the letter through yet.

14. Village Hall:

Cllr Cottle stated that the hall had applied for a couple of grants which they have not heard back from yet (in relation to the Covid restart scheme).

15. Finance:

Items approved for payment:

Lengthsman invoice May - £532.00 (given to Cllr Collinson for the lengthsman)

Lengthsman invoice P/F grass cutting x 2 cuts (May) - £160.00 (as above)

Item to discuss:

Village hall contributions

The PC stated that due to the grant aid given to village halls and in view of the extra expenses the PC has incurred this year with the Millennium Way and other projects, it was unanimously agreed to make no contribution this year and review the position next year.

Item for clarification/amendment:

Cllr A Collinson (CC supplies – limestone for Millennium way) - £744.72

The clerk confirmed an error of payment regarding this item, at the last meeting due to being superseded by a subsequent invoice. The Clerk confirmed that this item has been re-paid by Cllr Collinson.

16. Health & Safety:

No health and safety concerns raised except the point in item 6.

17. Points of interest:

Wyre Council Code of Conduct 2020

The PC agreed to adopt Wyre Councils 2020 version of the code.

Hedge cutting (Hill View, Station Lane)

The clerk was requested to write to the homeowner to request that she trim the perimeter hedge back from the road due to concern about road safety.

Hedge cutting debris (Trough Rd opposite Wyresdale Crescent)

It was noted that James Whewell has undertaken some hedge cutting and there is an amount of debris remaining on the Highway. The clerk was asked to contact him to request that this be cleared.

Hill View site (Gubberford Lane, Cabus)

Cllr Collinson said the problem of water run off still persists. The clerk will inform Wyre Council.

18. Date of next meeting: **8th July 2021**

As there was no further business, the meeting concluded at 8.50PM

APPENDIX 1 – CORRESPONDENCE (EMAILED)

Community Futures – Community wellbeing challenge

LALC – The Open Spaces Society: “Grant a green” campaign

WC – Planning agenda & supplement 28/4 link

WC – Council minutes 22/4 link

WC – Cabinet minutes 21/4 link

WC – Planning policy April newsletter

WC – Decision on virtual meetings

Community Futures – ask me anything

WC- Press release: Wyre businesses encouraged to apply for new grant

WC – Portfolio holder decisions x 2 29/4 links

WC – Press release: WC back local businesses through Covid-19 as high streets re-open

NALC – Chief executives bulletin 30/4, 7/5, 14/5

LALC – Wyre Area meeting: Wyre business plan

Rural Services Network (RSN) – Rural bulletin 5/5, 12/5, 18/5

NALC – Star awards 2021

WC – Flood forum minutes 11/3

LCC – Pensions admission and termination policy consultation

WC – Overview & Scrutiny minutes 26/4 link

WC – Council agenda 13/4 link

WC – Licensing minutes 29/4 link

WC - Portfolio holder decisions agenda 13/5 link

RSN – Rural funding digest May

LCC – Trading Standards consumer alerts May

LALC – Effective meetings workshop

LALC – Wyre Area committee LALC questions and issues

LALC – Wyre Area committee police report from Sgt Guy Hamlett 9/5

WC – Climate change update

NALC – Newsletter x 2

WC – Press release: Wyre leisure centres off to a brilliant start

Community Futures - May information bulletin

WC – Items published 11/5 links

WC – Schedule of executive decisions 11/5

WC – Planning minutes 28/4 link

WC - Press release: seaside award for Wyre beaches

WC - Press release: WC appoints mental health champion

LALC – NALC rural broadband survey

WC – LRF stakeholder bulletin

WC – Natural flood measures

Community Futures – New test and trace regulations

LALC – Survey

APPENDIX 2

As per email from Licensing (WC) on 25/05/21

“Unfortunately the land owners have not applied for a premises licence, which would be subject to the standard 28 consultation period with the Responsible Authorities and local residents. They are instead utilising the ability to give notice to the Licensing Authority that they intend to offer licensable activities under the Temporary Event procedure.

There is no requirement to advertise Temporary Event Notices (TENs) under the Licensing Act 2003 and the only consultees are the Police and Environmental Health, who have 3 working days to lodge an objection, if they have reasonable concerns/evidence that one or more of the Licensing Objectives would be undermined by the event.

In the absence of any objections, the Licensing Authority must acknowledge the Notice and the activity is authorised.

If there are objections to future events planned for this site, a Licensing Hearing will be convened in the 7 working days following the consultation period, when the Licensing Committee will decide whether to accept or reject the Notice.

I can confirm that the Council has received one Temporary Event Notice from an individual wishing to provide live music between 11am and 11pm on 26th and 27th June on the Tinkers Lane site, with numbers on site limited to 450. As neither the Police or Environmental Health objected to the notice, this event is authorised, but I understand it will be monitored by them as this is the first time that musical entertainment will have been offered in this location.

The use of Temporary Event Notices is subject to a number of statutory limits

- TEN's can only be used for events where no more than 499 persons will be on the premises/location at any time. This figure includes staff, performers and the audience/customers.
- No more than 15 TENs can be given for a particular premises/location in a calendar year
- No more than 21 days can be authorised under TENs for a particular premises/location in a calendar year
- A single TEN can be used to authorise activities for up to 168 hours (7 days).
- A Standard TEN must be given to the authority at least 10 clear working days before the event.
- A Late TEN can be given between 5 and 9 clear working days before the event and count towards the stat limits for TENs.
- There must be a minimum of 24 hours between events authorised by a TEN at the same premises/location.

We are aware of a number of other events being advertised at this location, but as of yet have not received any TENs in respect of them but the legislation allows an individual to submit a TEN to the Local Authority up to 5 days before an event takes place and unfortunately, we cannot insist in them making applications or engaging with the Local Authority earlier than the legislation allows.”

APPENDIX 3

As per email 25/05/21

"I am pleased that I am now able to share some information with you, after Wyre Council's Licensing Team got back to me. They tell me the following:

"I can confirm that the Council has received one Temporary Event Notice from an individual wishing to provide live music between 11am and 11pm on 26th and 27th June on the Tinkers Lane site, with numbers on site limited to 450. Neither the Police or Env Health objected to the notice and so this event is authorised, but I understand it will be monitored by Environmental Health as this is the first time that musical entertainment will have been offered in this location.

The Licensing Act 2003 provides for a light touch approval route for people wishing to provide licensable activities, such as the sale of alcohol or regulated entertainment, on premises or land that is not already covered by a premises licence.

The use of these Temporary Event Notices is subject to a number of statutory limits

- TENs can only be used for events where no more than 499 persons will be on the premises/location at any time. This figure includes staff, performers and the audience/customers.*
- No more than 15 TENs can be given for a particular premises/location in a calendar year*
- No more than 21 days can be authorised under TENs for a particular premises/location in a calendar year*
- A single TEN can be used to authorise activities for up to 168 hours (7 days).*
- A Standard TEN must be given to the authority at least 10 clear working days before the event. Clear working days do not include the day the council receives the application or the day of the event*
- A Late TEN can be given between 5 and 9 clear working days before the event and count towards the stat limits for TENs.*
- ?? There must be a minimum of 24 hours between events authorised by a TEN at the same premises/location.*

Another event organiser has voluntarily engaged with the Wyre Safety Advisory Group about their intention to hold a 2 day event on 3rd + 4th July on the site, which we understand will involve musical entertainment and alcohol sales, but has not yet submitted the TEN. We have had no contact from the organisers of the August Smile festival that your constituent has made reference to.

There is no public consultation or requirement to advertise TENs under the

Licensing Act 2003. The only consultees are the Police and Environmental Heath, who have 3 working days to lodge an objection to a notice, if they have reasonable concerns/evidence that one or more of the Licensing Objectives would be undermined by the event.

In the absence of any objections, the Licensing Authority must acknowledge the Notice and the activity is authorised.

If there are objections, a Licensing Hearing must be convened within the 7 working days following the consultation period. The Committee can accept or refuse the TEN but cannot attach conditions to it, unless there is already a licence in place for the premises."

The contents of this email are certainly interesting, though I feel the email raises more questions than it answers. I understand that people had been arriving at the Tinkers Lane site over the weekend for the 'pop-up campsite' which is currently operating there, for example. I am unsure whether the Council are aware of this, but I understand that this campsite has not been providing fresh water to guests, suggesting that it violates rules regarding campsites. I have flagged this with the Council.

I am incredibly concerned that the Council has not been approached by the organisers of the 'Smile Festival' and that some residents have contacted me to say that buses are being advertised in Liverpool to take people to this event. I have asked the Council what options are available to them, given the intentions of the 'Smile Festival' organisers seem quite clear.

I will continue to provide you with updates as I receive them from the Council, and if you do hear more news about this then please feel free to pass such information onto me.

Yours sincerely,

Cat Smith MP

Member of Parliament for Lancaster and Fleetwood

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