

Minutes of a meeting of Burneside Parish Council held at St Oswald's Church Room on Tuesday 3<sup>rd</sup> December 2023 at 7pm.

Present were Councillors William Huck (Chairman), Philip Alder, Tonia Armer, Patricia Holt, Julie Huck and Derrick Wade, three members of the public and Parish Clerk Kevin Price. Apologies for absence were accepted from Councillor Roberts.

**24/106 Dapper Dick Award:**

Councillor Julie Huck present this year's Dapper Dick Award to Liz Seward, in recognition of her work in the community over a long period of time. Refreshments had been provided and this afforded an opportunity for some informal discussions.

**Representatives from the RSPB and Lowther, then gave a short presentation (there was also a Landscape Workshop at the Bryce during the afternoon)**

The Council was updated on the proposed Landscape Recovery Scheme known as the Penrith to Kendal Arc, currently 38 land managers are signed up and it is in the development stage. The scheme will focus on habitats such as peatland, wood pasture and river restoration, along with species recovery and natural flood management actions. As part of this scheme there will be community engagement and ongoing community work such as volunteering opportunities.

**24/107 Public participation:**

A member of the public was in attendance to hear the debate on the Play Park funding application.

**24/108 Requests for Dispensations:** None.

**24/109 Declarations of Interest:**

The only Declarations of Interest were made by those who had attended the meeting of the Play Park group.

**24/110 Minutes:**

The minutes of the meeting held on 29<sup>th</sup> October 2024, having been circulated were accepted as a true record and signed by the Chairman.

The Clerk confirmed that, following correspondence which was not responded to, Matt Fitton and Sam Kilpatrick are now no longer Councillors. The required Declarations will now be made to Westmorland & Furness Council.

**24/111 Sprint Holme bus shelter:**

The Handyman is going to paint the shelter and tidy it up generally. Councillor William Huck and his brother will inspect the woodwork with a view to making repairs.

## 24/112 Updates:

Councillor William Huck reported as follows:

- a. The Church benches have been installed and look smart; they will be added to the Council's Asset Register.
- b. Proposed Persimmon housing development at High Sparrowmire; correspondence with Lane Foot residents has continued, the National Trust is having a meeting in December and will then respond to this Council's letter regarding the covenant on the land, a meeting organised by the Hallgarth Residents Association had been attended- the main significance is that Persimmon is proposing to send surface water to Burneside! Road access etc. were also points discussed. Following on from a letter sent by a parishioner, The Friends of the Lake District were contacted; however, they responded to say they cannot help on this occasion. The Clean River Kent Campaign had asked United Utilities regarding the proposed development; they responded to say they cannot refuse a sewer connection and it is now back with Westmorland & Furness Council's Planning Department. A Kendal Town Councillor (KTC) told the Hallgarth meeting that they would benefit from the Community Infrastructure Levy (CIL) money if the development went ahead, via Kendal Town Council. It was raised, on the night, that as the land is in Burneside Parish this potential CIL money should come to BPC. A letter was received the following day from the KTC Clerk asking if we have any plans for the use of this potential CIL money. A reply was sent explaining that Burneside Parish Council does not support this proposed development; however, if CIL money was received there would be uses for it.
- c. A response was submitted to the Polling District Review.
- d. A calendar had been given to the Council by the CRKC, this was given to Councillor Wade. Thanks have been sent to CRKC.
- e. The United Utilities planning application was approved at Committee this morning.
- f. CALC surveys have been completed and sent.
- g. SID- Councillor Wade has stored this in the garage and it will be returned to Staveley with Ings Parish Council..
- h. United Utilities road closures; it was confirmed that the Council receives these as they are just in the system, as they have to be submitted so far in advance. They are expected to take place next year.
- i. External Audit and Co-option Policy documents are now on the website.
- j. The Ford Bridge pothole was reported after washing out again!
- k. A formal email has been sent to Westmorland & Furness Highways Department, regarding the awaited traffic plan and associated issues, purchasing a SID for this Council's own use and the road markings around the parish that have never been repainted. District Councillor Ali Jama was also included.
- l. Parish Online mapping was sent round to Councillors for their info. This also needs updating in due course.
- m. Cowan Head Defibrillator- Colin Wilson will install this; the items to be purchased need to be confirmed with him.
- n. Handyman - James is doing a great job and this Council is going to try get him a green bin. In the meantime, any other job suggestions are welcomed.

Those involved with the Christmas events expressed how well they had gone and that the Christingle and Tree Lighting were well attended. The Donkeys coming into the Church was also a highlight. The event also launched the new Play Park fundraising campaign.

#### **24/113 Land Registry:**

Councillor William Huck and the Clerk are looking into registering the piece of land at Howgill Houses and also confirming registry of other areas is in order.

#### **24/114 Finance:**

a. *It was resolved to pay the following accounts:*

William Huck	£52.50	Re-imburement for Handyman payment.
William Huck	£31.50	Re-imburement for Handyman payment

- b. The cash and budget statements were noted.
- c. The Budget Report was considered and it was resolved to make a Precept upon Westmorland & Furness Council in the sum of £27,784 for the financial year 2025-26. There is therefore no increase in the parish element of the Council Tax.
- d. The level of future funding by the Council for St Oswald's Church wifi, toilet cleaning and the use of the Church Room was considered and supported. It was resolved to allow £2,000 in the Precept to cover these items.
- e. The nationally agreed Pay Award for 2025-26 was noted and adopted. This equates to around a 3.9% increase in Clerk's salaries. The Clerk at Burneside is currently employed for 12 hours per week on Salary Point 20.
- f. A funding application from the Burneside Play Park project group was considered and it was resolved to make a grant of £13,000, subject to the Clerk checking the rules surrounding Section 137 Payments.

#### **24/115 Planning:**

*The following applications were considered:*

2024/2216/FPA Hill Barn, Sharps Lane, Burneside. Variation of condition 8 (contamination) attached to planning permission SL/2021/0220 (Restoration and conversion of field barn to self contained off grid accommodation)

Burneside Parish Council comments that the conditions should be followed as per stated in the original planning decision notice.

2024/2142/PATEL Burneside Road at Eggholme, Land West of Burneside Road. Prior Notification under schedule 2, part 16, class A, for the proposed installation of 20m lattice tower supporting 3 no. antennas, 2 no. transmission dishes, 2 no. equipment cabinets, 1 no. meter cabinet and ancillary development thereto including GPS module, RRUs, hardstanding area and 2.1m high palisade fence.

*Burneside Parish Council unanimously objects to this application for the reasons below:*

- a. The proposed development is within our Green Gap, maintaining the Green Gap and thus individuality of Burneside and Kendal is paramount to our community. A previous petition submitted to the then South Lakeland District Council showed the level of support from our local community regarding this. There are constant pressures on our Green Gap from proposed development, such as the proposals for a housing development to the West of High Sparrowmire, the recently built estate adjacent to Burneside Road has also added to this pressure. We do not need or want any more development within our Green Gap.
- b. The application seems to focus on Kendal, however the land in question is within the Parish of Strickland Ketel and thus forms part of Burneside Parish Council area. The 'supplementary information' states there is no school close by. This is incorrect, St Oswald's C of E Primary School in Burneside is in proximity to the proposed telecom mast.
- c. Burneside Parish Council was consulted twice before this planning application was submitted and the Council's responses can be seen in the screenshots below. In the first consultation the alternative sites given actually had a Millom, Cumbria site address. It seems that little thought or regard for the Parishes of Burneside has been taken into account when working up these proposals. More investigation needs to be undertaken for other options of improving mobile signal in the local area that does not involve installing a mast within the Green Gap.
- d. Looking at submitted comments, there seems to be a significant number of local objections to this proposal.
- e. The visual effect of the mast is significant, particularly from Burneside road, this will completely change the landscape of the local area and alter the feeling of entering rural countryside upon leaving Kendal and travelling to Burneside. We were told in a response to our first pre-planning consultation response that the existing tree (locally referred to as the lone tree) will be utilised for screening of the mast. Given the significance of the tree to the local people it seems that the question should really be, how is this tree going to be protected due to its cultural significance.
- f. In a response to the first pre-planning consultation response the Council was informed that the company would be happy to support a public briefing/ providing easy to understand material for the local community. This did not happen.

- g. Unfortunately, in some of the submitted objections it suggests that the proposals of this planning application were prepared in conjunction with Burneside Parish Council, this is completely nonfactual and we feel it is important to make this clear. Burneside Parish Council were consulted by the company as part of a pre-planning consultation to which we responded with our comments and concerns as can be seen below.

**24/116 Correspondence:**

- a. A local resident had shared their response to the telecom mast planning application with the Council.
- b. A resident had got in touch about the lack of road markings in the village.

**24/117 Open Forum:**

- a. Litter on the Play Park was mentioned.
- b. The lack of lighting on the steps next to the Play Park on Hollins Lane and how dangerous it is, was raised.

**24/118 Dates for meetings during 2025:**

The following dates were provisionally agreed:

<i>18<sup>th</sup> February</i>	
<i>9<sup>th</sup> May</i>	<i>Annual Parish Meeting and Annual Parish Council Meeting</i>
<i>3<sup>rd</sup> June</i>	
<i>28<sup>th</sup> July</i>	
<i>2<sup>nd</sup> September</i>	
<i>7<sup>th</sup> October</i>	
<i>2<sup>nd</sup> December</i>	<i>Precept Meeting</i>

*The meeting closed at 8.55pm.*

*Signed:*

*Dated:*