

MINUTES OF THE VIRTUAL MEETING OF

CLEATOR MOOR TOWN COUNCIL

HELD ON TUESDAY 8th September 2020

At 6.30pm.

Present: Cllr M Denwood
Cllr O Dorgan
Cllr N Ford (Vice-Chair)
Cllr J Hully (Chair)
Cllr D Hully
Cllr M Messenger
Cllr D Riley
Mr S Richardson (Clerk)

County Councillor Frank Morgan and County Councillor A Lamb.

328/20. To receive apologies for absence.

Apologies received from Councillor's P Burns M Eldon L Jones-Bulman. Borough Councillor H Branney.

329/20 To approve and sign the minutes of the Ordinary/Virtual Meeting of Cleator Moor Town Council held on 11th August 2020.

Resolved that the minutes be approved and signed.

330/20 Declarations of Interest, on items of the agenda.

Councillor Ford declared an interest in Cleator Moor Community Interest Company, Chamber of Trade, West Cumbria Community Foundation, West Cumberland Hospital Project Board, Health Watch, Town Hall, Stirling Place, Phoenix Youth, Town board. Cygnus Radio. Works4You and Home2Work. Healthwatch. Copeland Photographic Society.

Councillor J Hully declared an interest in Planning (CBC Planning Chair) Rnec, Copeland Officer, Blue Skies.

Councillor Riley declared an interest in Wath Brow Hornets.

331/20 Applications to the Clerk, for dispensations.

None Received

332/20 Public Participation.

County Councillor Frank Morgan informed members that the Household waste recycling centres are to open to vehicles including vans and trailers with permits on the 14th September. He also stated members would be aware of the recent fire on the Leconfield Industrial Estate and that this had been predicted and authorities informed of the issue, hopefully now the site can be cleared Cllr Morgan also brought to members attention that the County had lost out on the Whitehaven relief road and other funding due to the lack of a Copeland Local plan, CBC have now agreed a draft local plan and Cllr Morgan urged members to link into this and respond to consultation. A meeting of the town fund board is taking place on 15th Sept and suggested attendance on behalf of the town council was important. Cllr Lamb stated that he would have informed members of the household waste centres re-opening and also stated that although not town council business that reports of surface water caused by the new development at Rheda had been received.

333/20 The following planning applications were discussed:

4/20/2218/OR1 Revisions to development layout. Land to the north of Cross Grove Cleator.

No objections or concerns were raised.

334/20 To receive correspondence.

Correspondence for Town Council Meeting held on 8th September 2020				
	Date Rec'd	From	Regarding	Action
1	6 th Aug	CALC	Cumbria Arts	For info
2	7 th Aug	C Police	Copeland Focus	For info
3	7 th Aug	NALC	Chief exec bulletin	For info
4	7 th Aug	CALC	Online mental health services	For info
5	10 th Aug	In Cumbria	Am briefing	For info
6	11 th Aug	In Cumbria	Am briefing	For info
7	11 th Aug	Rural services	The Rural Bulletin	For info
8	11 th Aug	NALC	Rebuilding communities	For Info
9	11 th Aug	CALC	Bulletin	For info
10	12 th Aug	In Cumbria	Am briefing	For info
11	12 th Aug	Co Eng'	St Johns church	For info

12	13 th Aug	CALC	Calc exe nomination	For info
13	13 th Aug	In Cumbria	Am briefing	For info
14	13 th Aug	CALC	Local Gov reorganisation	For info
15	14 th Aug	CBC	Town deal workshop 18 th Aug	For info
16	15 th Aug	CALC	Agar returns	For info
17	14 th Aug	NALC	CE bulletin	For info
18	14 th Aug	CALC	Exec nominations	For info
18	18 th Aug	CBC	Confirmation of footpath	For info
19	18 th Aug	In Cumbria	Am briefing	For info
20	25 th Aug	CALC	Action for health bulletin	For info
21	21 st Aug	NALC	CE bulletin	For info
22	21 st Aug	CALC	British clean up	For info
23	21 st Aug	CALC	Helpline closing	For info
24	24 th Aug	CCC	Peak capacity bus	For info
25	25 th Aug	NALC	Rebuilding communities	For info
26	26 th Aug	In Cumbria	Am briefing	For info
27	02 nd Sep	In Cumbria	Am briefing	For info
28	07 th Sep	In Cumbria	Am briefing	For info
29	04 th Sep	NALC	CE bulletin	For info
30	03 Sep	CALC	Local Govt reform	For info
Copies of correspondence is available on request				

Resolved that correspondence be noted.

335/20 To note receipt of the Clerks report.

CLERK REPORT Sep 8th 2020.

Whitehaven Skips. Following on from the recent feared fire at this site a further email has been sent to the management company asking for an update on the quotes received to clear the site which were received prior to the fire and also what the plan is now on clearance after the fire and then what do they plan to do to secure the site. Awaiting reply.

Kangol Site Members are aware of concerns raised by residents close to the old Kangol site and the involvement of planning and environmental health at CBC.

A reply from planning confirmed that an application to discharge the planning conditions attached to the planning permission for the 600 space car park has been submitted and that in the interim the applicants are undertaking site preparation works in readiness to commence construction on the car park and associated works once all the pre commencement and other relevant conditions have been discharged. CBC expect to be in a position to discharge the conditions within the next couple of months once outstanding matters have been satisfactorily addressed.

Environmental health have also been involved regarding concerns over late working and noise following the contractor basing their business on site. Meetings have taken place between Planning enforcement officers and residents.

The following has come out of this;

The planning history of the site in essence directs the Councils approach to the entire issue.

The ex-Kangol site has historical planning permission as an industrial site with 24/7 use. This goes back many years, indeed the original mill was present from the Victorian era and, with this, conferred rights of land use.

BAF Construction have signed a two years lease with the land owner to base their offices / depot there and, given the above historical assumed planning approval, they can in theory operate on a 24 hours basis.

We've had a lot of noise app recordings from BAF's new base of vehicles noise, use of a JCB, and grass cutting outside of 'normal' working hours (eg 08.00 – 18.00 Monday to Friday) and, not surprisingly, this has caused annoyance and frustration to residents, especially during the lockdown period.

Ordinarily, I'd be looking at potential statutory nuisance under s79 Environmental Protection Act 1990 but the historical planning approval looks to have given BAF the right to work outside of usual hours.

BAF are aware of this – they are a busy organisation and are active throughout West Cumbria, hence they do have vehicles and plant coming and going to / from site outside of usual hours.

It's taken the meeting today to fully explain the background of this to residents and the information has helped them come to terms with what is happening.

This past week has been quiet but there was a spike in complaints around the period 13/8/20 when residents and BAF staff exchanged angry words and there was several subsequent days of earlier and later working.

I have contacted BAF about this – whilst they are not breaking any laws by working at such times, it is incumbent on them to keep relations with neighbours on a reasonable footing and I trust that things calm down between each respective party.

Alongside the above general planning approval, there are other subsidiary planning permissions also

–

- Demolition of the old Kangol factory outbuildings around the sandstone mill. This work was carried out by BAF and involved the use of a stone crusher under an environmental permit and in working times regulated by a formal Demolition Notice served by Copeland Borough Councils Building Control team. There was some noise from this work, audible and of temporary annoyance but it did not breach safety levels laid down in the Control of Noise At Work Regulations 2005. This work is now complete.
- The construction of a new 600 x spaces car park for Sellafield staff. Preparatory works are underway on this and complaints have been received about noise from the soil screener. Again the noise levels are within safety limits. The work is quite sporadic but is controlled by a planning condition that limits times to 08.00 – 17.30 hours Monday to Friday. It is hoped that the new car park may be completed by Xmas but, at present, the planners and developers are working through the pre-commencement guidelines (work management plan, flood risk etc). Once the car park is complete, it is further hoped that this will help reduce BAF's other activities on site and help to avoid the use of heavy trucks outside of usual working hours, though this remain to be seen.
- There was a planning approval for 79 x houses on the land immediately behind Hawthorn Fields. This approval has now lapsed however. I gather that there is interest from potential developers in resurrecting this approval but there are issues around flood risk mitigation.
- There was also planning approval for offices / redevelopment of the old mill building but, again, issues with flood risk mitigation.

In conclusion, therefore, the planning status of the site is quite complex and has lead to some confusion and frustration to residents who have seen BAF Construction suddenly appear and carry out works at odd times.

We have had to unravel the various threads of the planning approvals and make residents aware of what they can and cannot expect to happen in the near future.

We will also speak to BAF Construction; whilst they do have wide-ranging approval to work on their general operations, we need to negotiate with them to keep disturbance to a minimum. The other specific elements of their work on site (the new car park) are more tightly controlled.

Cleator pitch. As reported there has been damage caused to the pitch leased by Cleator Moor Celtic for their youth teams. Securing the site has been discussed once again and can be further discussed when the new lease is to be signed next year.

Todholes Road Garage Site Further concerns have been received from a resident regarding the use of the site. Following on from the last correspondence I have contacted Environmental health at CBC asking for an update on their meeting with the resident and plot holder and will update accordingly.

Big Hill Bin The bin that was damaged and taken away for repair has been located by CBC waste and I have requested a quote to re install it on a concrete base which would make it more secure, a reminder has also been sent to CBC waste regarding the broken bin on the square which needs to be secured back in place, this is a CBC owned bin.

Remembrance Sunday. A virtual meeting has been arranged for all involved to discuss what arrangements should and can be put in place to mark the event. This will be added to the Agenda for October's meeting. A small service following social distancing and crowd numbers advice would appear to be possible.

Activity Centre An update has been requested from GLL regarding the improvements planned for the Activity centre, this also appears to be on the radar for the Town Fund bid, awaiting a reply from GLL.

Allotments Some rents are outstanding and sympathetic reminders are to be sent out to tenants involved taking into account Lockdown/Shielding conditions etc. There are a few sites which do appear to need TLC and once all rents are paid this situation can hopefully be addressed.

Mill Hill Further concerns have been raised by residents of Mill Hill regarding the condition of the road surfaces with large potholes appearing. This was raised with Home group following a site visit in May 2019 and was raised again in March 2020. Cumbria highways have confirmed this is not their responsibility and the requests to home group for feedback on these concerns have been communicated to Home group contacts via email this week.

Concerns of illegal motorbike use have been reported to Cumbria Police, the last week has seen a solitary rider weaving in and out of traffic on a route taking in the Square Ennerdale Road and New houses.

Resolved that the report be noted.

336/20 To receive updates from other meetings.

Cllr Eldon has sent apologies update on The Town Fund Board to follow.

337/20 To discuss proposed funding for Cleator Football field.

Resolved that permission be given to Cleator Moor Celtic to fundraise for potential improvements to the Cleator pitch including extended parking, any plans are to be agreed by the Council prior to commencement of work

338/20. To discuss the Planning white paper 'Planning for the future.

Resolved that members give consideration to this document and any comments or responses be forwarded to the clerk no later than 15th October.

339/20 To consider applications for financial support.

Training barn Wath Brow Hornets Cllr Riley took no part in discussions. After discussion members agreed a grant of £5000. Towards the project. Clerk to inform the Club.

340/20 Finance

- To approve a schedule of accounts for September 2020.

Resolved that the schedule of accounts for August be approved.

Schedule of Cheques for Payment - Presented to Meeting in September 2020

Name	Voucher Number	Cheque Number	Amount
CBC	61	303561	618.80
CNG Energy	62	303562	39.21
not used	63	0	0.00
Viking	64	303564	107.55
S Richardson	65	303565	1138.23
C Mgee	66	303566	113.36
CBC	67	303567	983.12
British gas	68	303568	8.97
W4U	69	303569	511.39
TOTAL			3520.63

- To note bank reconciliations to the end of August 2020

Resolved that the bank reconciliations for August 2020 be noted.

326/30 Items for inclusion on the next agenda.

Members to inform Clerk via email of any Agenda Items

2020/21 NALC salary scale increment. Christmas lights. Dedication of the crib. Remembrance Sunday. Revised parish plan. Budget monitor. Planning white paper.

327/20 To approve the date of the next meeting as Tuesday October 13th which will be held virtually on the Zoom platform.

Approved that the next meeting be held virtually on Tuesday 13th October at 6.30pm

Meeting closed 7.05pm

Signed

Dated

