## **Application for a Modification Order**

### Wildlife and Countryside Act 1981

# The Definitive Map and Statement of Public Rights of Way for the County of Lancashire

To: The County Secretary and Solicitor, Lancashire County Council.
Of: PO Box 78, County Hall, Fishergate, Preston, Lancashire, PR1 8XJ

I / We: (Name of applicant) Lee Gosling

Of: (address of applicant) 33, Dale St. Stubbins, Ramsbottom. BL0 0NF

Hereby apply for an order under section 53(2) of the Wildlife and Countryside Act 1981 modifying the Definitive Map and statements for the area by:

1. Deleting the [footpath] [bridleway] [restricted byway] [byway open to all traffic] FROM:

TO:

2. Adding the [footpath] {bridleway} [restricted byway] [byway open to all traffic] FROM: Stubbins Halt GR: SD79111 18090

TO: Strongstry GR: SD79026 18708

3. [Upgrading] [downgrading] to a [footpath] [bridleway] [restricted byway] [byway open to all traffic] the [footpath] [bridleway] [restricted byway] [byway open to all traffic]
FROM:

TO:

4. [Varying] [adding to] the particulars relating to the [footpath] [bridleway] [restricted byway] [byway open to all traffic]
FROM:

TO:

BY PROVIDING THAT: Public use over time exceeding 20yrs. Previous landowner's consent. Strategic importance of route to LCC as Section 19 of NCN6

AND SHOWN ON THE MAP ACCOMPANYING THE APPLICATION

I / We attach copies of the following documentary evidence (including statements of witnesses) in support of this application:

#### LIST OF DOCUMENTS PROVIDED:

1. Map of existing paths showing obstructions placed Nov 2019

2. Map of proposed DMMO

3 - 4. Emails from senior employees of Voith demonstrating previous landowners consent to public access and works undertaken (steps created) to facilitate that access.

5. Photo of steps installed be previous landowner to facilitate public access.

6 - 8. Evidence of strategic intent by Local Authority to designate the path as a cycle route once funding is available, and creating Section 19 of National Cycling Network Route 6 9 - 16. Resident Evidence Forms (LCC)

17 - 61. Resident Evidence Forms (Ramblers Association)

62 - 63. Pictures of footpath in use by families and railway enthusiasts.

64 - 65. Container used by new landowner to block access to proposed path at Stubbins Halt in November 2019, causing damage to the ELR subway from Alderway and endangering the public using the PROW through that subway.

66 - 67. Minutes of Residents Association meetings discussing attempts to communicate

with and cooperate with the new landowner

DATED: 21/12/2019

SIGNED:

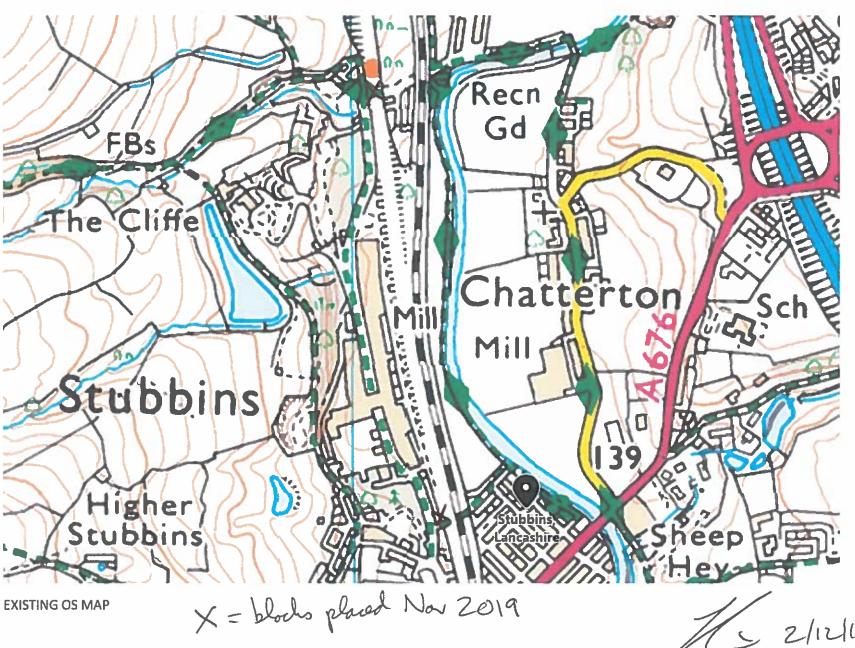
#### THE FOLLOWING DOES NOT MAKE UP PART OF THE ABOVE FORM

Please return the completed application form to: The County Secretary and Solicitors Group, Lancashire County Council, PO BOX 78 County Hail, Fishergate, Preston, PR1 8XJ (REF: LSG4/PROW/JM)

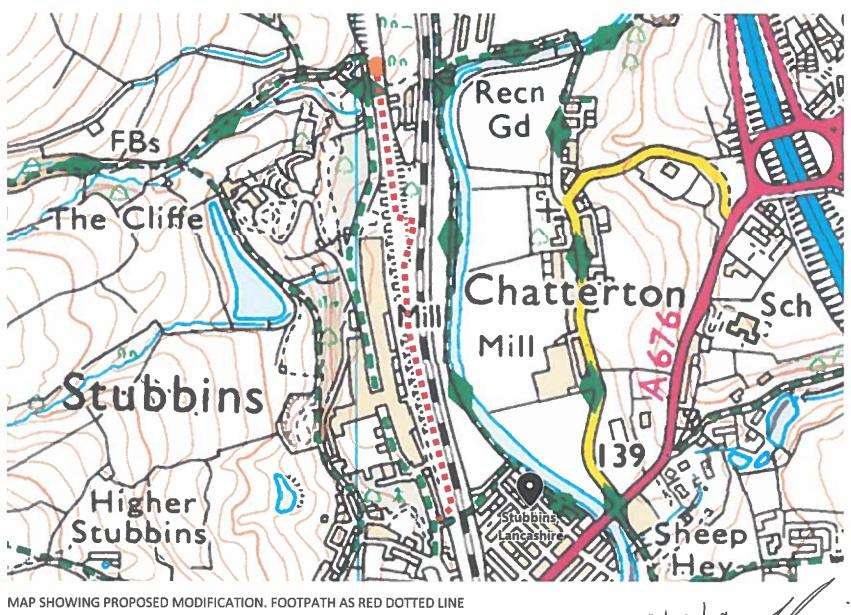
NOTE: Please be advised that evidence supplied will be used in accordance with the processes under the Wildlife and Countryside Act, it will not be confidential and may be disclosed to third parties. Those supplying any evidence should be informed of this.

NOTE: Lancashire County Council is obliged to put a copy of the application on a register available to the public. If you consider that the inclusion of the applicants name and address would, or would be likely to, cause substantial damage distress to the applicant or to another person and such damage would is or would be unwarranted, please contact Lancashire County Council who can remove these details from the register and from any documents contained on the register.









2/12/19



#### Stubbins Residents Association <stubbinsresidentsassociation@gmail.com>

#### **Email re footpath**

Sharon Mcguire <sharon@ismwaste.co.uk>

21 November 2019 at 14:18

To: "stubbinsresidentsassociation@gmail.com" <stubbinsresidentsassociation@gmail.com>

Hi Lee

This is the full email. It was sent from Harry Storey who worked at Voith for many years to Andrew Rothwell who also worked at Voith with Harry. The Ken he refers to may be Ken Lampert but I couldn't be sure.

Hopefully this will help. Harry is now retired and living in Spain and I haven't heard anything of Ken for years either.

#### Sharon McGuire

Commodity Administrator

ISM Waste & Recycling

Kenyon Street

Ramsbottom

Lancashire

BL0 0AB

Tel: 01706 823001/824344

Fax: 01706 828517

www.ismwaste.co.uk



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From: Andrew <andy.rothwell62@btinternet.com>

Sent: 21 November 2019 14:11

To: Sharon Mcguire <sharon@ismwaste.co.uk>

Subject: Fwd: Information if possible

Sent from my iPhone

Begin forwarded message:

From: Harry Storey <a href="mailto:key">harry.storey@hotmail.co.uk</a>

Date: 3 June 2019 at 09:51:26 BST

To: Andrew <andy.rothwell62@btinternet.com>

Subject: Re: Information if possible

Hi Andrew,

Sorry for the delay in answering your question, have had all the family over for 2 weeks.

The steps was put in for public use, due to the bridge being unsafe at the Strongstray end.

The railway is for public use to walk on and we gave permission for people to walk across the car park, instead of them coming down further on.

I think this happen, David Ainsworth would know, I will ask Ken to see if he remembers.

Cheers Harry

#### **Sharon Mcguire**

Subject:

FW: Information if possible

From: H

Date: 3 June 2019 at 09:51:25 BST

To: Andrew

Subject: Re: Information if possible

Hi Andrew,

Sorry for the delay in answering your question, have had all the family over for 2 weeks. The steps was put in for public use, due to the bridge being unsafe at the Strongstray end. The railway is for public use to walk on and we gave permission for people to walk across the car park, instead of them coming down further on.

I think this happen , David Ainsworth would know , I will ask Ken to see if he remembers. Cheers









# Stubbins Residents Association <stubbinsresidentsassociation@gmail.com>

## Fwd: Cycle path - Funding background

**Brian Kirkwood** <a href="mailto:stubbinsresidentsassociation@gmail.com">briankirkwood16@yahoo.co.uk</a>
To: stubbinsresidentsassociation@gmail.com

21 November 2019 at 11:02

Lee.

Andrew Howard Of Strongstry, who was at the meeting has dug up the attached information which shows section 19 as a proposed extension to NCR6, I have emailed this to my contact at Sustrans and have also contacted Anne Cheetham and am waiting replies from both.

Regards Brian.

Sent from my iPad Regards Brian A Kirkwood.

Begin forwarded message:

From: "Howard, Andrew" < Andrew. Howard@enwl.co.uk >

Date: 20 November 2019 at 13:13:07 GMT

To: "Ann HOWARD (a52ahoward@sky.com)" <a52ahoward@sky.com>, Brian

Kirkwood <br/>
Subject: Cycle path - Funding background

East Lancashire Cycle network part of

Lancashire Enterprise Partnership Growth Deal One, Approved at £233.9m On 7 July 2014

Original bid doc hard to find but refers back to LCC East Lancashire highways and transport masterplan Feb 2014. Docs do not have enough detail on Stubbins-Strongstry

However Current LCC policy is here

https://www.lancashire.gov.uk/council/strategies-policies-plans/roads-parking-and-travel/major-transport-schemes/east-lancashire-strategic-cycleway-network/the-routes/

#### Which still includes section 19 Strongstry to Stubbins. Map link below

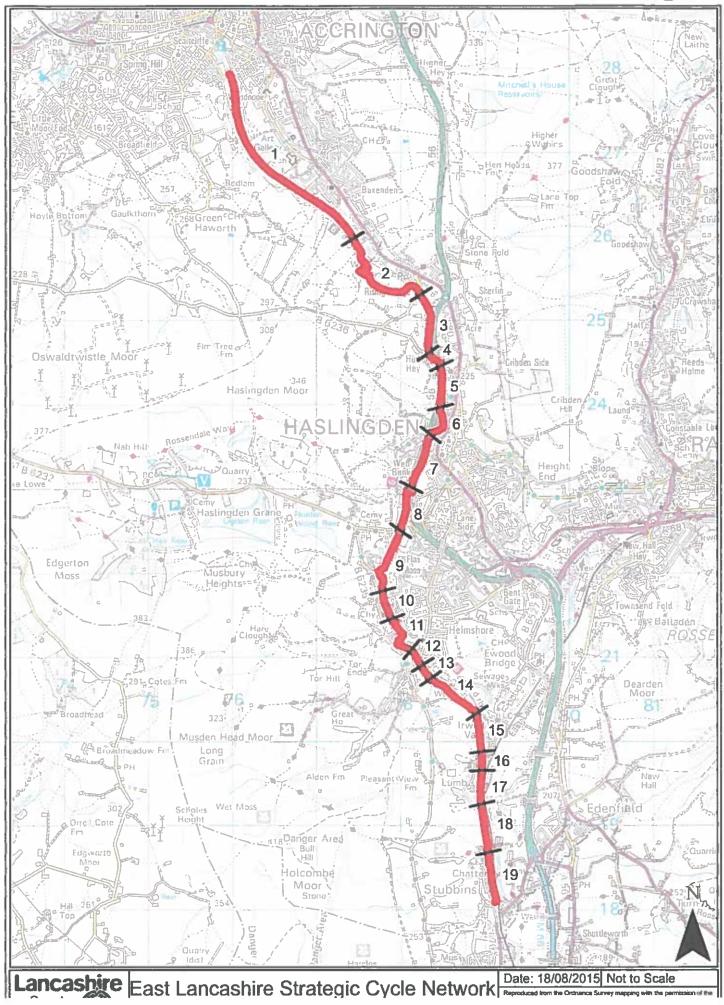
https://www.lancashire.gov.uk/media/806071/NCN6-.pdf

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# Stubbins Residents Association <stubbinsresidentsassociation@gmail.com>

### Fwd: National cycle route 6

**brian kirkwood** <bri>deriankirkwood16@yahoo.co.uk> To: stubbinsresidentsassociation@gmail.com

29 November 2019 at 17:56

Lee, for your info.

Sent from my iPad

Begin forwarded message:

From: East Lancashire Cycleway <eastlancscycleway@lancashire.gov.uk>

Date: 29 November 2019 at 15:16:23 GMT

To: brian kirkwood <bri>sriankirkwood16@yahoo.co.uk>

Subject: RE: National cycle route 6

Dear Brian,

Thank you for your message earlier this week regarding National Cycle Route 6 at Strongstry.

At the moment we don't have any plans to change the route of the current cycleway between Strongstry and Stubbins that uses Stubbins Vale Road. We have investigated an alternative route for the cycleway to continue over the bridge at Strongstry and then along the embankment of the former railway behind the factory that was Voith but I think has recently changed ownership. This would then bring the cycleway out at the former Stubbins station.

The bridge at Strongstry would need improving to ensure it could be safely used as a cycleway and although there is a desire line along most of the top of the railway embankment, at one point this heads down some steps to the bottom of the embankment before going up another set of steps back to the original level. To make this suitable for cycleway use will require some significant earthworks in this location. We would also have some ecological issues to overcome in terms of the tree clearance that would be required and justifying this when there is a current existing route, albeit one that is not ideal.

All of these issues could potentially be overcome but are likely to involve substantial costs. At the moment the priority for National Cycle Route 6 is on completing missing gaps in the route rather than improving existing sections which may not be perfect but which can be used as a cycleway at the moment. Once the remainder of the route is in place we will then revisit sections like this to see if there is sufficient funding available to make further improvements.

I hope this is useful but please don't hesitate in contacting us if you have any

further queries on National Cycle Route 6 or the wider East Lancashire Cycleway project.

Kind Regards

a (1. ) jai

Roy Halliday

Projects Officer - Public Rights of Way Planning & Environment Lancashire County Council

T: 01772 530652 M: 07791 465587

W: www.lancashire.gov.uk

----Original Message-----

From: brian kirkwood <a href="mailto:sriankirkwood16@yahoo.co.uk">brian kirkwood <a href="mailto:sriankirkwood16@yahoo.co.uk">brian kirkwood <a href="mailto:sriankirkwood16@yahoo.co.uk">briankirkwood16@yahoo.co.uk</a>

Sent: 25 November 2019 12:55

To: East Lancashire Cycleway <eastlancscycleway@lancashire.gov.uk>

Subject: National cycle route 6

Hi,

Can you give me any information on the proposed extension of the above cycle route along the old railway line between Strongstry and Stubbins.

You map shows this as section 19, which would be south of Strongstry BL0 0NX, where the route now goes onto a public road, Stubbins vale road, and would end at the old railway halt at Stubbins.

Many thanks in anticipation, Brian.

Sent from my iPad

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## The routes

There are four proposed routes identified within the first phase of the East Lancashire Strategic Cycleway:

# Valley of Stone (Rossendale)

The Valley of Stone is 16.5km long and connects Rawtenstall in the west to Waterfoot, Bacup and Whitworth to the Lancashire border with Rochdale at Healey Dell, as well as providing access to many employment sites along the Rossendale Valley. It is a largely off road route following a former railway line and when completed will provide a real sustainable travel alternative to using the busy roads which run along the main valley floor. The idea for the Valley of Stone has been put forward by the local community and although some sections are already open, the full potential of the route will only be realised once it is fully completed.

View a plan of the Valley of Stone route.

# National Cycle Route 6 (Hyndburn and Rossendale)

This route is mostly off road and runs in a roughly north-south direction from Accrington in the north to the Lancashire border at Stubbins near Ramsbottom in the south. It is 12km in length and also follows the line of a former railway, although large sections no longer exist such as around Haslingden. It has great potential for commuter use, especially to the employment areas on the west side of Haslingden close to the A56 and it will contribute towards the tourist economy by linking to the East Lancashire Railway and Irwell Sculpture Trail to the south. The route is also part of the wider National Cycle Network Route 6 that connects Watford to Keswick via Manchester and Preston.

View a plan of the National Cycle Route 6.

# Weavers Wheel (Blackburn with Darwen)

The Weavers Wheel is a 26km route encircling Blackburn town centre and is based on a similar concept to the Preston Guild Wheel, which attracts nearly 100,000 cyclists a year. As well as the main wheel there will be spurs radiating out to key employment locations such as Samlesbury Enterprise Zone and Whitebirk and spokes into Blackburn Town Centre providing direct access to local employment, education, retail and leisure opportunities by bike.

# **Huncoat Greenway**

The Huncoat Greenway scheme will provide an off road cycle route between Huncoat Village and Accrington. Three sections of the Greenway are already in place but the central part of the route is currently missing which affects how useful it is and limits the number of potential users. Completion of the greenway will provide cyclists and pedestrians with a continuous, safe, off road route just under 2km in length avoiding the busy A679 Burnley Road. The greenway will connect housing areas to Huncoat Industrial Estate, other employment sites and nearby schools.

View a plan of the Huncoat Greenway route.

## Next steps

Each of the 4 routes are different in terms of their characteristics, land ownership and the design issues they face. As a result the routes will be developed in sections and opened in stages leading to the completion of the overall network in 2019.

Some sections of the routes will require planning permission and/or listed building consent and there will be formal consultation on these sections.

## **East Lancashire Strategic Cycleway Network**

- > The network
- > The routes
- Latest news
- Community engagement and consultation
- Consultation on use and surfacing of the routes
- > Find out more

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# Emailing: Path in Snow, Andy 1996, Path, Andy, Dad, Jody

2 messages

Ann Howard <a52ahoward@sky.com>
To: stubbinsresidentsassociation@gmail.com

25 November 2019 at 07:25

Hi

Sorry it has taken a while to email since the residents' meeting. We have been looking for photos of the path. We've not been able to find the ones we were thinking of with our children but I've attached those we did find to this email. The snow is definitely 1996, don't know for certain the date of the other but mid 90s as my Dad's dog Jody passed away before we were married in 1997.

Not sure if they're any help.

As we said at the meeting we have lived alongside and used the path since 1993. We own some of the land bordering the embankment we would certainly be interested in being involved in the sub-committee. Thanks for your work on this.

Ann and Andy Howard 10 South Terrace

Your message is ready to be sent with the following file or link attachments:

Path in Snow Andy 1996 Path, Andy, Dad, Jody

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#### 3 attachments



Path in Snow.jpg 39K























Members	David Taylor, Jean Taylor, Susan Hughes, Sheila Sherris, Dawn Gawthorpe, Kay Johnson, Pat 3amon, Philip Dunne, Mike Gray, Heather Dodd, Fiona France, Lee Gosling
Observers	
Apologies	Janice Johnson, Darryl Smith

	Item	Discussion / Decisions	Action
1	Introductions		7,000
	and		
	Attendance		
	Register		
2	Apologies	See above	
3	Minutes of	The minutes were approved	
.	the Last		
	Meeting		
4	Matters		
	Arising (not		
	already on		
-	the agenda)		
5	Floral	Many thanks to Northern Pets, based on Cuba	Plaque to read:
	Displays -	Industrial Estate for kindly offering to water the tubs	"Planted by
	watering	under the bridge in Stubbins on Mondays,	Stubbins
		Wednesdays and Fridays. Fiona met with Steve	Residents
		Taylor (Director) and agreed that a small sign should	Association;
		be erected by the floral displays.	Watered by
		School Court has a rota for watering. Chatterton	Northern Pets
		have volunteers in place. A volunteer will water	Ltd"
		under the bridge in Stubbins at weekends and three	
		volunteers will water the Memorial Garden. It was	
		suggested we get more businesses involved.	
		It was noted that a young girl had been seen	
		vandalising the begonias outside the chip-shop, but	
		had fled when challenged.	
		It was suggested that other businesses may get	
		involved eg A1 Fitness. It was suggested that	
		residents see if they have any personal contacts we	
		could approach, and a potential job could be	
		keeping the bus stop tidy.	
		Fiona had emailed David Mc Chesney about	
		mowing the grass on the Memorial Garden and he	
		has done that, cut grass at Chatterton Park and	
		strimmed the play area, though it was noted that	
		the grass was at its peak growing rate due to the	
		weather and season.	
		Darryl has contacted the council regarding wild	
		flowers being sown on the 'Bund' but we have had	
		no further news on that.	
		The lack of manpower to undertake all the jobs	Fiona to contact
		required was noted and it was suggested that the	Cubs
		RA could potentially pay students or the Cubs to	
		undertake some jobs. The Cubs had done some of	
		this before. The Entrance to the Park and the	
		Garden were suggested as priorities. It was pointed	

		out that someone from the RA would need to be in	
		attendance in order to supervise the work alongside the Cub Leaders.	
6	Stubbins Halt	Stubbins Halt: We have been contacted by Richard	LG to request a
	and footpath	Law of ELR. E.L.R. are wanting to clean and renovate	plan of work so
	issues	the tiling and railings at Stubbins Halt which may	we can assist ELR.
		cause disruption to people using the subway. They	
		were wanting to firstly make people aware of the	
		work that is pending, and secondly to ask if there	
		was a particular time of year when there would be	
		least disruption. This was a nice, co-operative	
		gesture. He was invited to this meeting but could	
		not attend. We will invite him to a future meeting.	
		not attend. We will invite thin to a fattare meeting.	,
		Footpath: Stubbins Halt to Strongstry:	
		Following an exchange a few months ago with two	
		residents out walking their dogs, The new	!
		Landowner (SWINTEX) had made clear an intent to	
		close the footpath for security reasons. This has	
		created a great deal of concern amongst residents.	
		A number of residents have pointed out to me that	
	-	this being a good area with active residents, his	
		property is actually protected by walkers on that	
		route. It is not currently a Designated Public Right Of	
		Way, but as it has been in use for over 20yrs and	
		previous owners have allowed access (and even	
		T v	
		undertaken footpath improvement works) there is	
		an exceptionally strong case to have it designated	
		via a DMMO. A group had been set up and has	PH to provide
		compiled an evidence file with written statements	statement on
		from a very large number of residents, alongside	1995 works.
		documentary evidence of usage and historical	
		access, including council approved works circa 1995.	
		The group are asking for further submissions to	DMMO group to
		strengthen the case even more.	research Council
	i	The garages in Stubbins were also discussed.	Microfiche.
7	Updates on	Still awaiting P2 Flood Defence Plans.	Wilcionene.
′	the river	No further developments on the bridge. Strongstry	
	works	,	
	works	group are taking this forward, potentially with a	
		steering group. We await their findings.	
8	Strongstry	Strongstry took part in the Litter Pick with us	
	Group:	They are having a Foraging Day in September.	
	Update		
9	Updates:	One Way System:	Fiona to maintain
	One-way	We have spoken to the Council and the proposals	contact with
	system,	were taken to the Traffic Liaison Committee. A	Council.
	Chatterton	number of responses had been submitted, some	
	Place,	positive, some objecting. The committee had	
	Chatterton		
		decided that some of the objections were valid.	
	Park	The valid objections were: Restricted access to	
		Highbury – even by starting the one way system	
		here there was no place to turn vehicles; Speed of	
		vehicles in a one-way system endangering walkers.	
		Proposal status is not to proceed at the moment.	
		Engineers will consider alternatives e.g. weight	
	!	restrictions, engineering works, changes to the	
		carriageway lining.	
		101	

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		<u>Chatterton Place:</u> No update.	Fiona to investigate Monies 106 and change of name.
10	Cubs Volunteering Ideas	See Item 5	
11	River Clean- up Planning	We have a number of volunteers with 'moving water' expertise and equipment prepared to 'get wet' and clean the waterline of the river. This is being co-ordinated with Strongstry. It would be best done during mid-summer during low water levels. It has been difficult to plan so far due to other commitments. This is mostly due to LGs commitments and it was suggested a date was set mid-August.	LG to follow up with JW
12	War memorial	No news. Originally raised with us by the British Legion, their concern had been if the ownership of the land on which the changed to someone with no regard for the community. The situation, in light of previous items, will be monitored.	LG to revisit listing of war memorial on National Database
13	Logo and website	No progress with the Logo community involvement project. Once completed Steve Kenny could be used for final design and production but the aim was to involve the community as the principal objective Website is in existence.	LG to initiate
14	AOB	Litter Pick:  Many thanks to Clir Ann Cheetham for supplying the equipment. A small number of residents turned out on the day. Thanks to all, especially the children. Some pickers have been made available to residents to litter pick on an ongoing basis. Strongstry Residents also turned out to litter pick. If anyone would like to borrow a litter picker, please contact one of the RA team.  Wine Tasting Evening:  This had been a superb event with 19 people attending at £15 per ticket. Stuart from the Vinyard had provided the wine for £10 per head and residents had brought along 'nibbles' and set up the hall. The event had made £95 for the Residents Association.  History Walk:  Very interesting. Thanks to Phillip.  Publicity of events:  A number of ideas were discussed including flyers and paper calendars, potentially using pictures of Stubbins and sell them at X-Mas fairs	
15	Next Meeting	19 <sup>th</sup> Nov	Meeting Closed after 1hr 11 minutes

.

Members	Fiona France, Lee Gosling, Dave Blackshaw, Rosey Atherton, Darryl Smith, Maxine Keating, Brian Kirkwood, Jean Taylor, David Taylor, Dave Scourfield, Helen
	Scourfield, Anne Cairns, Mary Targett, Sharon McGuire, Christine Edwards, Stuart Allen, Mike Surridge, Heather Dodd, Philip Dunne, Andy Howard, Laura McGeever, Dawn Gawthorpe, Ann Howard, Kay Johnson
Observers	
Apologies	Janice Johnson, Jen Whittle, John Arnott, Sheila Sherris

	Item	Discussion / Decisions	Action
1	Introductions	As there were so many new faces, attendees were	
	and	asked to introduce themselves. A welcome was	
	Attendance	extended to Strongstry residents.	
	Register		
2	Apologies	See above	
3	Minutes of	The minutes were approved	
	the Last		
	Meeting		
4	Matters	None	
	Arising (not		
	already on		
	the agenda)		
5	Floral	Residents were thanked for keeping the displays so	Fiona to speak to
	Displays -	'spectacular' this Summer, particularly our	Ann Cheetham /
	watering	volunteers, Northern Pets (email thanks sent 9 <sup>th</sup>	the Council about
	watering.	Sept), and all the people looking after the Memorial	removing the
		Garden. John and Norma Lee and others spend a lot	bags.
		of time on the garden but this year we also had two	naga.
		University Students, Ryan and Daniel who spent two	
		full days with John helping with clearing and	
		gardening. Thanks were extended to them also.	
		Some bags had been left that needed removing.	
		It was clarified that the Memorial Garden was the	
		one by the Chip Shop. The War Memorial at the	
		former Voith site was an agenda item later in the	
		meeting. LG gave a precis of concerns raised last	
		year by The British Legion about the change of	
		ownership and our subsequent research into getting	
		the Memorial protected.	
6	Stubbins Halt	It was noted that there were a number of people	
"	and footpath	here who were very concerned about this issue and	
	issues	l	
	177027	other things that have been happening since the	
		new landowner had moved in to the factory.	
		It was noted that both the owner and his hard of	
		l · · · · · · · · · · · · · · · · · · ·	
		were not present.	
		LG gave a summary of the events so far	
		· ·	
		It was noted that both the owner and his head of operations had been invited to the meeting and we had had verbal acceptance of that offer, but they were not present.	

- back in the Spring citing concerns about the owner, Gregg Dawson's liability
- As a response an application to have the footpath designated an official right of way (via a DMMO) was underway and many residents had submitted evidence of past access which had been compiled.
- This could overrule the landowners consent, and depended on us showing continued use of around 20yrs alongside proof that past landowners tolerated that use.
- We have completed a case to put to the planning authority, although some information is still coming in. We will need to submit to the Council and also serve a notice on the Company Secretary of Melba Swintex, the new landowners.
- Once submitted the landowner can still do as he wishes with the path, so we had hoped to negotiate with him to avoid the path being blocked.
- He has now, however, closed access as of the 8<sup>th</sup> November.
- LG indicated that he thought that at this point we should officially start the formal legal process.
- Pictures have been taken of the damage they have caused to the railway bridge. They are already annotated and in the submission file.
- It was noted that whilst Melba Swintex has claimed that the closure was a temporary closure to do some tree felling because of concerns over liability. They had done nothing to protect users of the Alderway subway from the now unstable bridge.
- Concerns were also raised over the new owner's activities and potential breaches of planning consent.
- It was also recorder that they had created earthworks across the path. Sean Todd had allegedly shouted to one resident that 'Now we're going to destroy your (expletive) footpath'
- They had also used digging equipment across the track without SUSTRANS permission.
- Other complaints have included the smell coming from the factory and the hours of operation.
- BK suggested that a legally drafted Open Letter be sent outlining all the concerns.
- This suggestion was well received by the meeting.
- It was noted that allowing this process to go ahead would strengthen the DMMO as it

- demonstrated that we had tried to reach a compromise.
- It was also noted that since the application would take potentially years to be decided on, anything that strengthened the case, even at the expense of delaying submission, would shorten the time to get that decision, and actually get the footpath open sooner.
- DS Noted that the path had originally been included in plans for National Cyclepath 6.
- BK acts as the SUSTRANS warden that approves permits to be on the cycletrack (NC6). On the 8<sup>th</sup> Nov BK approached Shaun Todd as he had placed diggers and other equipment on the cycletrack to block the footpath. Shaun initially claimed he didn't need permission, then stated that he had permission. He also claimed at one point to be working for the Council. BK proved that all these positions were untrue and contacted SUSTRANS. During this time Shaun became very aggressive and used expletives, before SUSTRANS forced him to leave.
- He then shouted that he was going to "destroy the rest of the footpath" and drove the digger through the fence and onto the railway track, then back onto the footpath and dug a trench across the path, taking three trees down and laying them across it.
- Noise was raised and residents and the Council are monitoring noise levels and the hours of operations. Janice is pursuing this.
- Vehicle movements were occurring without signage and increasing footfall on the byway by closing the footpath was increasing risk.
   A number of potential health and safety breaches were described by residents.
- Despite the complaints, residents were very keen to reach resolution rather than conflict.
- Given his failure to attend we had a number of options including the DMMO and Open Letter. We needed to decide the sequence.
- DS suggested further contact with SUSTRANS and the County Council about the Cycle Path extension.
- BK had spoken about the Cycle Path and was waiting for a response.
- LG noted that whilst resident signatures were strong in the current application, we had a weaker case in terms of past permission.
- DS suggested County Councillor involvement to strengthen that area of the application.
- This suggestion was supported by a number of residents.

		<ul> <li>A number of residents also offered to complete additional evidence forms.</li> <li>The meeting moved to a vote:         <ul> <li>Set up a dedicated Task and Finish Group / Sub Committee: APPROVED</li> </ul> </li> <li>Timing of submission, SUSTRANS evidence plus further evidence, including the Open Letter and County Council to go via that group which will be developed primarily from the Facebook Messenger group.</li> </ul>	
7	Updates on the river works	Nothing to report	
8	Strongstry Group: Update	Their AGM is on the 27 <sup>th</sup> November. Minutes to be circulated after that	
9	Updates: One-way system, Chatterton Place, Chatterton Park	Chatterton Place: Positive interactions with new residents. DS explained about the £11,00 which was allocated to recompense the local community. This, however, had been allocated to Edenfield rather than Stubbins for a play area. DS has been trying to get that amount for Stubbins. Council had asked us for suggestions on what we could spend it on. DS suggested Chatterton Park play equipment and / or fencing.  FF noted that Janice (Cllr) had reported that fencing was not allowed under the terms of the funding. It was suggested this was tied into Council Social Value contracts.	Put a formal presentation to Council for play equipment / fencing
10	Cubs Volunteering Ideas	There are a lot of cubs available. Please email suggestions for jobs they could do. Hopefully we can tie this into them achieving badges also.	
11	River Clean- up Planning and Japanese Knotweed	River clean up will now have to wait for next year and lower water levels. DS, LG, NT, JW to take forward.  Patricia had raised concerns about Japanese Knotweed along the river. NT to be consulted.  Himalayan Balsam was also noted and it was suggested we organise a Balsam Bash next year.	
12	War memorial	No developments (see above) Concerns exist	
13	Logo and website	We need photos of Stubbins. Steve Kenny can create the actual logo. If anyone has ideas please e-mail to LG.  Website: we had been contacted by a web developer. We have responded. Our main aim is that the site can be updated and refreshed easily by a number of people. The biggest need is actually someone to do the updating.  Developing a Stubbins Archive was suggested	LG to email out asking for logo ideas Target date: Christmas
14	AOB	Quiz Night Friday 22 <sup>nd</sup> Nov 7.30 Christmas decorating Sun 1 <sup>st</sup> Dec	

		Carol Singing TBA (Now Thurs 19 <sup>th</sup> Dec – 6.30pm) Christmas Tree will again be provided by the Stubbins Community Trust (Funds from the World Black Pudding Throwing Championships)	
15	Next Meeting	8 <sup>th</sup> February (AGM)	Meeting Closed after 1hr 23 minutes

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