Development Control Committee

MINUTES of a meeting of the Development Control Committee held at the National Park Office, Murley Moss, Kendal at 10.00 am on 7 January 2009.

Present
Mr J R Collier (Chairman)
Mr W Barr
Mr H Branney
Mr A Clark
Mr N Clarkson
Mrs J Cooke
Mrs D A Hall
Mr J M Hayton
Mr W Jefferson OBE
Admiral Sir John Kerr GCB DL
Mr M McKinley
Mr P Phizacklea OBE
Mrs V J C Rees
Professor J Rowan-Robinson

01/09 Apologies

There were no apologies received.

02/09 Minutes

Decided: that the Minutes of the meeting held on 3 December 2008 be confirmed and signed by the Chairman.

03/09 Declarations of Interest

Mr Branney declared a personal interest in planning application 7/2008/2165 as he is a friend and customer of the applicant.

Mr Hayton declared a personal interest in planning application 7/2008/2255 as he had attended a recent Parish Council meeting where the matter had been discussed but had taken no part in the discussions.

Mr Barr declared a personal and prejudicial interest in planning application 7/2008/5605 as he is a relative of the applicant. He left the room and took no part in the discussion or debate.

Mrs Cooke declared a personal and prejudicial interest in planning application 7/2008/2255 as her husband is the Director of Home Group Developments Limited. She left the room and took no part in the discussion or debate.

04/09 Public Participation

There were no questions, petitions or deputations of a general nature relating to the business of the Committee.
05/09 **Appeals Lodged**

**Decided:** to note that the following appeals had been lodged:

7/2008/5075  Kitchen and bedroom extension and demolition of lean-to  
Brock Stones, Kentmere, Kendal, LA8 9JW

7/2008/2097  Siting of staff caravan within cartilage of hotel  
HF Holidays Ltd, Derwent Bank, Portinscale, Keswick, CA12 5TY

06/09 **Appeals Decided**

**Decided:** to note that the following appeals had been decided:

7/2007/2260  Agricultural building  
Land at Blindcrake (Site 1), Cockermouth, CA13 0QP  
DISMISSED  
Delegated decision

7/2007/2261  Agricultural building  
Land at Blindcrake (Site 2), Cockermouth, CA13 0QP  
DISMISSED  
Delegated decision

07/09 **Delegated Planning Compliance Matters**

Certain planning enforcement and related actions are delegated to the Head of Development Management. It is a requirement of the scheme of delegation that such actions be reported to the next available Development Control Committee for information. The report provides that information.

It had been decided that it would not be expedient, in the public interest, for the Authority to take enforcement action to remedy the following breaches of planning control:

Reference:  E/2008/0227  
Location:  Strathmore, Braithwaite, Keswick, CA12 5RY  
Breach:  Erection of fence

Reference:  E/2008/0231  
Location:  Land South East of Scroggs Farm, Hall Lane, Staveley  
Breach:  Extension to forestry building

Reference:  E/2008/0239  
Location:  Young’s Furnishers, Lake Road, Ambleside, LA22 0DB  
Breach:  Display of temporary banner on scaffolding

Reference:  E/2008/0291  
Location:  Annex, Tudor Close, Newby Bridge  
Breach:  Erection of porch and installation of dormer window
It had been decided that it would be expedient, in the public interest, for the Authority to initiate formal enforcement proceedings to regularise the breach and issued and served an enforcement notice under delegated authority on the following:

Reference: E/2008/0092
Location: Newbiggin House Farm, Waberthwaite, Millom, LA19 5YQ
Description: Erection of building and use of land for stationing of residential caravan

Decided: to accept the report of the Head of Development Management.

08/09 Planning Applications

The public participated at this stage in the meeting and objectors who had given appropriate notice were invited to present their objections to planning applications and the applicant/agent was invited to respond. Details of those attending in respect of specific applications are set out in Annex 1 to these minutes.

The Committee considered planning applications and reached decisions as listed in the schedule.

7/2008/2255 Delegated to Head of Development Management to Approve subject to the signing of a Section 106 Agreement

The meeting was adjourned and reconvened after a 5 minute break.

7/2008/2165 Approved with Conditions
7/2008/2249 Approved with Conditions
7/2008/5602 Approved with Conditions
7/2008/5605 Deferred

09/09 Planning Applications Determined by the Head of Development Management

Decided: to accept the report of the Head of Development Management.

10/09 Site Inspections

The Head of Development Management informed Members that a planning application for a new motor vehicle showroom on Land Adjacent to Bateman Mini, Kendal Road, Lindale had been received. He proposed that Members may wish to conduct a site inspection and Members agreed the proposal.

Decided: to conduct a site inspection on 13 January 2009 at:

Land adjacent to Bateman Mini, Kendal Road, Lindale

11/09 Variation of Section 52 Agreement at Seat Farm, Howtown

The Head of Development Management informed Members that a request had been received to modify an existing Section 52 Agreement by way of removal of clause 3.c of the agreement which restricted the disposal of the holiday cottage or any of the other farm assets separately from the farm unit. He explained to Members that Seat Farm was no longer a working farm and had not been for many years. The owner wished to
continue to use the cottage for holiday purposes and would be available for short-term holiday lettings.

Due to lack of affordable housing in the locality, Members asked if the Head of Development Management could negotiate the possibility of the property being used for local occupancy.

**Decided:** Clause 3.c be deleted from the Section 52 Agreement.

(The meeting finished at 12.30 pm)
Public Participation: Development Control Committee – 3 December 2009

<table>
<thead>
<tr>
<th>Planning Ref. Number</th>
<th>Planning Application Site</th>
<th>Objector's Name &amp; Address</th>
<th>Applicant's/Agent's Name &amp; Address</th>
</tr>
</thead>
<tbody>
<tr>
<td>7/2008/2255 3</td>
<td>Land adjacent to Brackenrigg, Low Lorton, Cockermouth, CA13 9UW</td>
<td>Mrs C Edmunds Meadow Bank High Lorton Cockermouth Cumbria CA13 9UG</td>
<td></td>
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</tbody>
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