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 3 June 2009.

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

Unable to be present
Mr A Clark

57/09 Apologies

There were no apologies received.

58/09 Minutes

Decided: that the Minutes of the meeting held on 6 May 2009 be confirmed and signed by the Chairman.

59/09 Announcements

The Head of Development Management informed Members that Darren Ridley, Team Leader Compliance, was leaving and moving back to the North East. Julie Birkett would be taking the lead role in the Compliance Team for an interim period.

The Head of Development Management informed Members that Paul Haggin, Team Leader Development Control, would be on sick leave for the next 2/3 months due to a hip operation. Neil Henderson would be taking the lead role in Development Control during Paul’s absence supported by Kevin Richards taking a coach and guide role to the Planning Assistants.

Members wished Darren all the very best for the future and Paul a speedy recovery.

60/09 Declarations of Interest

Mrs Rees declared a personal interest in planning applications 7/2008/5572, 7/2009/5062 and 7/2009/5063 as she is a member of Lakes Parish Council. She advised the Committee that she had taken no part in any discussions relating to the applications.

Ms Cooke declared a personal interest in planning application 7/2008/3103. She advised the Committee that she had discussed site issues with Barton Parish Council prior to the planning application being received but had not corresponded with the Parish Council over the last three months.
Ms Cooke declared a personal interest in planning application 7/2009/3023 as she is a member of Patterdale Parish Council. She advised the Committee that she had taken no part in any discussions relating to the application.

61/09 Public Participation

There were no questions, petitions or deputations of a general nature relating to the business of the Committee.

62/09 Appeals Lodged

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

7/2008/3071 Application for permission not to comply with condition no 5 of planning permission reference 7/2006/3050 limiting the number of caravans to 36 static caravans and 15 touring caravans and substituting a condition limiting the overall number of caravans on the site to a maximum of 46 static or touring caravans
Knotts Hill Caravan Park, Watermillock, Penrith, CA11 0JR

7/2008/4061 New build of detached garage
Cloagar, Silcroft, Millom, LA18 4NX

7/2008/4048 Change of use of former care home and outbuildings to 2 dwellings
Woodstock, Bootle, Millom

7/2008/5666 Demolition of a bungalow to provide new dwelling (resubmission)
Glendene, Crook Road, Kendal, LA8 8LY

7/2008/5417 Temporary residential caravan for agricultural worker
Sunny Orchard, Kentmere Road, Staveley, LA8 9JF

63/09 Compliance

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:

<table>
<thead>
<tr>
<th>Reference:</th>
<th>E/2009/0029</th>
</tr>
</thead>
<tbody>
<tr>
<td>Location:</td>
<td>Land to the north of Boundary Bank Bungalow, Kendal</td>
</tr>
<tr>
<td>Breach:</td>
<td>Storage of materials</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Reference:</th>
<th>E/2006/0063</th>
</tr>
</thead>
<tbody>
<tr>
<td>Location:</td>
<td>The Pumphouse, Feldyke, Lamplugh</td>
</tr>
<tr>
<td>Breach:</td>
<td>Blue slate roof covering</td>
</tr>
</tbody>
</table>

The Head of Development Management provided an update on the following cases, where it had been decided to initiate formal enforcement proceedings to regularise the breach and the Authority had issued and served notices:
Members considered the report and requested a report on outstanding enforcement cases over three years old be presented to the Committee. The Head of Development Management agreed to look at enhancing quarterly reporting to provide the information requested.

Both Members and the Head of Development Management agreed it would be advantageous to hold an Enforcement Workshop in the future as part of Member development.

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

64/09 Planning Applications

In accordance with the Authority’s Policy for Public Speaking at Meetings, the public participated at this stage in the meeting. 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.

7/2009/5062 Delegated to Head of Development Management to Approve
7/2009/5063 Delegated to Head of Development Management to Approve
7/2008/2280 Deferred for Site Inspection
7/2008/2281 Deferred for Site Inspection
7/2008/3103 Deferred for Site Inspection
7/2009/3023 Deferred for Site Inspection
7/2008/5572 Refused
7/2009/5111 Approved with Conditions
7/2009/5150 Delegated to Head of Development Management to Approve
7/2009/5165 Delegated to Head of Development Management to Approve

65/09 Planning Applications Determined by the Head of Development Management

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

66/09 Site Inspections

The Head of Development Management informed Members that planning applications for the following developments had been received and he proposed that Members may wish to conduct site inspections –

Goosewell Farm, Keswick:
Provision of climbing wall in agricultural building
Land adjacent to Ingleneuk, Backbarrow:
Proposed rail halt on the Lakeside and Haverthwaite Railway

Members agreed to the Head of Development Management's proposal.

Decided: to conduct site inspections on 10 June 2009 at:

17 Church Street, Keswick
17a Church Street, Keswick
River Side, Pooley Bridge
The Inn on the Lake, Glenridding
Goosewell Farm, Keswick
Land adjacent to Ingleneuk, Backbarrow

67/09 Tree Preservation Orders

a) The Lake District National Park Authority (Fell Foot House, Newby Bridge) Tree Preservation (No. 327) Order, 2008

Members received a report notifying them of the serving of Tree Preservation Order (TPO) 327 at Fell Foot House, Newby Bridge and which sought a decision on its confirmation. The Tree and Woodland Adviser informed Members that two formal objections had been received. Members visited the site on 13 May 2009 to consider the objections prior to the report being presented to Committee.

Decided: a Members noted that Tree Preservation Order 327 had been served under delegated powers; and

b Members confirmed the Tree Preservation Order without modification as an opposed order.

(The meeting finished at 12.52 pm)
Public Participation: Development Control Committee – 3 June 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>7/2009/5062 6</td>
<td>Mill Cottage Country Restaurant &amp; Guest House</td>
<td></td>
<td>Mr R Hughes Adhoc Associates</td>
</tr>
<tr>
<td></td>
<td>Rydal Road Ambleside LA22 9AN</td>
<td></td>
<td>Unit 20 The Office Mardale Road Penrith</td>
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<td></td>
<td></td>
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<td>CA11 9EH</td>
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