

21 September 2022

**To: The Chair and Members of the
Development Control and Regulation
Committee**

Agenda

DEVELOPMENT CONTROL AND REGULATION COMMITTEE

A meeting of the Development Control and Regulation Committee will be held as follows:

Date: Thursday 29 September 2022
Time: 10.00 am
Place: Council Chamber - County Offices, Kendal, LA9 4RQ

Simon Higgins
Assistant Director – Customer and Community Services

Enquiries and requests for supporting papers to: Nicola Harrison
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This agenda is available on request in alternative formats

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MEMBERSHIP

Labour (5)

Mr F Cassidy
Mr KR Hamilton
Mr W McEwan
Mr FI Morgan
Mr MH Worth

Conservative (8)

Mr RK Bingham
Mr A Bowness
Mrs HF Carrick
Mr D English
Mr AJ Markley
Mr J Mallinson
Mr CP Turner
Mr D Wilson

Liberal Democrat (3)

Mr GD Cook (Chair)
Mr N Cotton
Mr P McSweeney

Independent (2)

Mr R Betton
Mr A McGuckin

ACCESS TO INFORMATION

Agenda and Reports

Copies of the agenda and Part I reports are available for members of the public to inspect prior to the meeting. Copies will also be available at the meeting.

The agenda and Part I reports are also available on the County Council's website – <http://councilportal.cumbria.gov.uk/ieListMeetings.aspx?CIId=124&Year=0>

Background Papers

Requests for the background papers to the Part I reports, excluding those papers that contain exempt information, can be made to the Legal and Democratic Services Unit at the address overleaf between the hours of 9.00 am and 4.30 pm, Monday to Friday.

A G E N D A

PART 1: ITEMS LIKELY TO BE CONSIDERED IN THE PRESENCE OF THE PRESS AND PUBLIC

1 APOLOGIES FOR ABSENCE

To receive any apologies for absence.

2 CHANGES IN MEMBERSHIP

To note any changes in membership.

3 DISCLOSURES OF INTEREST

Members are invited to disclose any disclosable pecuniary interest they have in any item on the agenda which comprises

- 1 Details of any employment, office, trade, profession or vocation carried on for profit or gain.
- 2 Details of any payment or provision of any other financial benefit (other than from the authority) made or provided within the relevant period in respect of any expenses incurred by you in carrying out duties as a member, or towards your election expenses. (This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.
- 3 Details of any contract which is made between you (or a body in which you have a beneficial interest) and the authority
 - (a) Under which goods or services are to be provided or works are to be executed; and
 - (b) Which has not been fully discharged.
- 4 Details of any beneficial interest in land which is within the area of the authority.
- 5 Details of any licence (alone or jointly with others) to occupy land in the area of the authority for a month or longer.
- 6 Details of any tenancy where (to your knowledge)
 - (a) The landlord is the authority; and
 - (b) The tenant is a body in which you have a beneficial interest.

- 7 Details of any beneficial interest in securities of a body where
- (a) That body (to your knowledge) has a place of business or land in the area of the authority; and
 - (b) Either –
 - (i) The total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or
 - (ii) If that share capital of that body is of more than one class, the total nominal value of the shares of any one class in which the relevant person has a beneficial interest exceeds one hundredth of the total issued share capital of that class.

In addition, you must also disclose other non-pecuniary interests set out in the Code of Conduct where these have not already been registered.

Note

A “disclosable pecuniary interest” is an interest of a councillor or their partner (which means spouse or civil partner, a person with whom they are living as husband or wife, or a person with whom they are living as if they are civil partners).

4 EXCLUSION OF PRESS AND PUBLIC

To consider whether the press and public should be excluded from the meeting during consideration of any item on the agenda.

5 MINUTES

To confirm as a correct record the Minutes of a meeting held on 15 July 2022
(Pages 9 - 22)

6 SAFETY AT SPORTS GROUNDS

[Electoral Divisions: All]

To consider a report from the Executive Director – Economy and Infrastructure

This annual report is intended to update the Committee on the current situation at the seven Sports Grounds which require Certification, either wholly under the Safety of Sports Ground Act 1975 (as amended), or in part under the Fire Safety and Safety of Places of Sport Act 1987 (as amended).
(Pages 23 - 30)

7 CA10/57 - APPLICATION TO CORRECT THE REGISTER OF COMMON LAND;

CL41 - ROUNDTHWAITHE COMMON, ENTRY 11

[Electoral Division: Kirkby Stephen]

To consider a report from the Executive Director – Economy and Infrastructure
(Pages 31 - 148)

8 WILDLIFE & COUNTRYSIDE ACT 1981 - SECTION 53 APPLICATION TO ADD PUBLIC FOOTPATHS AT DEER PARK IN THE CITY OF CARLISLE

[Electoral Division: Belah]

To consider a report from the Executive Director – Economy and Infrastructure
(Pages 149 - 214)

9 HIGHWAYS ACT 1980 SECTION 119 APPLICATION TO DIVERT PUBLIC FOOTPATH NOS 114014 AND 114015 PARISH OF DALSTON: DISTRICT OF CARLISLE

[Electoral Division: Dalston and Burgh]

To consider a report from the Executive Director – Economy and Infrastructure
(Pages 215 - 222)

10 HIGHWAYS ACT 1980 SECTION 119 APPLICATION TO DIVERT PUBLIC FOOTPATH NO 375003 PARISH OF YANWATH & EAMONT BRIDGE: DISTRICT OF EDEN

[Electoral Division: Penrith Rural]

To consider a report from the Executive Director – Economy and Infrastructure
(Pages 223 - 230)

11 WILDLIFE & COUNTRYSIDE ACT 1981 - SECTION 53 APPLICATION TO ADD A PUBLIC FOOTPATH AT PENNY BRIDGE CARTMEL IN THE PARISH OF LOWER ALLITHWAITE: DISTRICT OF SOUTH LAKELAND

[Electoral Division: Cartmel]

To consider a report from the Executive Director – Economy and Infrastructure
(Pages 231 - 248)

12 WILDLIFE & COUNTRYSIDE ACT 1981 - SECTION 53 APPLICATION TO ADD A PUBLIC RIGHT OF WAY IN THE PARISH OF HELSINGTON: DISTRICT OF SOUTH LAKELAND

[Electoral Division: Lyth Valley]

To consider a report from the Executive Director – Economy and Infrastructure
(Pages 249 - 258)

13 APPLICATION REFERENCE NO. 1/22/9004. PROPOSAL: EXTENSION

INCLUDING INTERNAL AND EXTERNAL ALTERATIONS TO BUILDING TO FORM A SIXTH FORM CAMPUS FOR PUPILS FROM JAMES RENNIE SCHOOL. LOCATION: FORMER ST EDMUNDS CHURCH, ST EDMUNDS PARK, CARLISLE, CA2 6TS

[Electoral Divisions: Yewdale]

To consider a report from the Executive Director – Economy and Infrastructure
(Pages 259 - 272)

- 14 APPLICATION REFERENCE NO. 2/22/9004. PROPOSAL: EXTENSION AND ALTERATION OF EXISTING SCHOOL TO FORM A SIXTH FORM CAMPUS FOR PUPILS FROM MAYFIELD SCHOOL, WHITEHAVEN, INCLUDING NEW VEHICLE TURNING CIRCLE AND EXTERNAL WORKS. LOCATION: ST JOSEPH'S SCHOOL, MOUNTAIN VIEW, COCKERMOUTH, CUMBRIA, CA13 0DG.**

[Electoral Divisions: Cockermouth North]

To consider a report from the Executive Director – Economy and Infrastructure
(Pages 273 - 284)

- 15 APPLICATION REFERENCE NO. 2/22/9005. PROPOSAL: PROPOSED EXTENSION AND INTERNAL ALTERATIONS TO EXISTING LIBRARY TO FORM ASPATRIA COMMUNITY HUB. LOCATION: ASPATRIA LIBRARY, WEST STREET, ASPATRIA, CUMBRIA, CA7 3EZ**

[Electoral Divisions: Aspatria]

To consider a report from the Executive Director – Economy and Infrastructure
(Pages 285 - 292)

- 16 APPLICATION REFERENCE NO. 5/22/9001. PROPOSAL: A595 GRIZEBECK IMPROVEMENT SCHEME. COMPRISING THE CONSTRUCTION OF A NEW 1.4KM TWO-WAY, SINGLE CARRIAGEWAY REPLACEMENT SECTION OF A595 INCORPORATING A NEW A595/A5092 JUNCTION WITH BRIDGE WIDENING WORKS; NEW OR MODIFIED ROAD JUNCTIONS/ACCESS ARRANGEMENTS AND AGRICULTURAL ACCESS TRACKS; A NEW OVERBRIDGE; SHARED USE (CYCLEWAY/FOOTWAY) PATHS; AN UNDERPASS; PLUS ADDITIONAL MODIFICATIONS TO THE EXISTING HIGHWAY NETWORK; CREATION OF DRAINAGE INFRASTRUCTURE (INCLUDING DRAINAGE BASINS); LANDSCAPING (INCLUDING HABITAT MITIGATION WORKS) AND ASSOCIATED ENGINEERING AND ANCILLARY OPERATIONS. LOCATION: LAND BETWEEN THE VILLAGES OF GRIZEBECK AND CHAPELS**

[Electoral Divisions: High Furness]

To consider a report from the Executive Director – Economy and Infrastructure
(Pages 293 - 374)

17 APPLICATION REFERENCE NO. 5/22/9002. PROPOSAL: CREATION OF A MULTI-USE GAMES AREA (MUGA); COMPRISING INSTALLATION OF A 4G ARTIFICIAL GRASS SURFACE ON AN EXISTING HARD-SURFACED AREA, ERECTION OF FLOODLIGHTING WITH ANCILLARY INFRASTRUCTURE, NEW FENCING AND LANDSCAPING; AND EXTENDED COMMUNITY USE OF THE MUGA. LOCATION: ULVERSTON VICTORIA HIGH SCHOOL, SPRINGFIELD ROAD, ULVERSTON, LA12 0EB

[Electoral Divisions: Ulverston East]

To consider a report from the Executive Director – Economy and Infrastructure
(Pages 375 - 392)

18 APPLICATIONS DETERMINED UNDER DELEGATED POWERS

[Electoral Divisions: Various]

To consider a report from the Executive Director – Economy and Infrastructure

To note that these are applications that have recently been determined by the Executive Director – Economy and Infrastructure in accordance with the schemes of delegation.
(Pages 393 - 394)

19 APPLICATIONS PROPOSED TO BE DETERMINED UNDER DELEGATED POWERS

[Electoral Divisions: Various]

To consider a report from the Executive Director – Economy and Infrastructure

To note that these applications that have been submitted to the County Council but are not ready/appropriate for presentation to the Committee of for determination under delegated powers and/or have been recently withdrawn or determined as invalid or not requiring planning permission etc.
(Pages 395 - 396)

20 FORWARD PLAN

[Electoral Divisions: Various]

To consider a report from the Executive Director – Economy and Infrastructure

To note the Committee's Forward Plan.
(Pages 397 - 400)

21 DATE AND TIME OF NEXT MEETING

The next meeting will be held on 12 October 2022 at 10.00am at County Offices, Kendal.