

30 May 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: Tuesday 7 June 2022
Time: 10.00 am
Place: Council Chamber - County Offices, Kendal, LA9 4RQ

Dawn Roberts
Executive Director – Corporate, 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 (6)

Mr A McGuckin (Vice-Chair)
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 (1)

Mr R Betton

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 13 April 2022
(Pages 7 - 18)

6 CA13/34 - APPLICATION TO CORRECT NON- REGISTRATION OF COMMON LAND; TWO PARCELS OF LAND ABUTTING CL58 ESKDALE COMMON

[Electoral Division: Gosforth and Millom Without]

To consider a report from the Executive Director – Economy and Infrastructure
(Pages 19 - 66)

7 HIGHWAYS ACT 1980 SECTION 118 - PUBLIC FOOTPATH NO 115033 PARISH OF FARLAM: DISTRICT OF CARLISLE

[Electoral Division: Corby and Hayton]

To consider a report from the Executive Director – Economy and Infrastructure
(Pages 67 - 74)

**8 HIGHWAYS ACT 1980 SECTION 119 - PUBLIC FOOTPATH NOS 135005,
135006 AND 135020 PARISH OF WALTON: DISTRICT OF CARLISLE**

[Electoral Division: Houghton and Irthington]

To consider a report from the Executive Director – Economy and Infrastructure
(Pages 75 - 86)

**9 WILDLIFE & COUNTRYSIDE ACT 1981 – SECTION 53 APPLICATION TO
DELETE A SECTION OF PUBLIC FOOTPATH NO 358037 IN THE PARISH OF
PENRITH DISTRICT OF EDEN**

[Electoral Division: Penrith North]

To consider a report from the Executive Director – Economy and Infrastructure
(Pages 87 - 104)

**10 APPLICATION REFERENCE NO. 3/22/9002. PROPOSAL: INSTALLATION OF
ROOF MOUNTED SOLAR PHOTOVOLTAIC PANELS. LOCATION: BROUGH
COMMUNITY PRIMARY SCHOOL, CHURCH BROUGH, KIRKBY STEPHEN,
CA17 4EW**

[Electoral Division: Kirkby Stephen]

To consider a report from the Executive Director – Economy and Infrastructure
(Pages 105 - 114)

11 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 115 - 116)*

**12 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 117 - 118)*

13 FORWARD PLAN

[Electoral Divisions: Various]

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

To note the Committee's Forward Plan.

(Pages 119 - 122)

14 DATE AND TIME OF NEXT MEETING

The next meeting will be held on 15 July 2022 at 10.00am at County Offices, Kendal.