

**MINUTES OF LOWER HOLKER PARISH COUNCIL MEETING AT LOWER HOLKER VILLAGE
HALL AT 7PM ON WEDNESDAY 1ST DECEMBER 2021**

PRESENT

Parish Councillors R Airey, B Dawson, G Gardner (and District Councillor), M Keith, S Rawsthorn, T Wilson, Parish Clerk L Prescott and 15 members of the public.

21/143 **Apologies for Absence**

Apologies were received and accepted from Parish Councillor J Ryland, County Councillor S Sanderson and District Councillor M Cornah.

21/144 **Requests for Dispensations**

None.

21/145 **Declarations of Interest**

Parish Councillor R Airey and Parish and District Councillor G Gardner declared their interest in item 21/150a) and will not participate in the consideration or decision.

21/146 **Minutes of the Last Meeting**

Resolved The acceptance of the minutes of the meeting held on 3rd November 2021 was proposed by Councillor Airey, seconded by Councillor Rawsthorn, agreed unanimously and signed by the Chairman.

21/147 **Public Participation (at the Chairman's discretion)**

The Chairman gave leave for the public to participate at the relevant agenda items.

21/148 **Police**

The Clerk reported the Grange and Cartmel area figures October 2021: Violence and sexual offences 8, Burglary 6, Criminal damage and arson 4, Anti-social behaviour 3.

21/149 **District and County Councillors**

No information to report.

21/150 **Planning Applications**

The following Planning Applications were considered:

- a) SL/2021/1065. Willow Lane Alpacas Flookburgh LA11 7LU. Erection of an agricultural livestock building.

Resolved To support the application as the proposed building will support the welfare of the alpacas resident on the site.

- b) SL/2021/1077. Cark Manor Cark In Cartmel LA11 7PG. Erection of a gazebo building (retrospective).

Resolved

- i) To object to the Planning Application on the following grounds:

- The structure has been erected prior to the submission of any Planning Application.
- The structure has been erected without a prior arboriculture report taking place, which is contrary to SLDC Planning Policy and the foundations will have damaged an existing Norway maple specimen tree close to the structure.
- The structure does not fit the description of a gazebo (defined by the Cambridge Dictionary as 'a small decorated building with a roof and open sides, usually in a garden') as it is 5.25 metres high and 6.3 metres wide and more the size of a bandstand. A Premises Licence application (since withdrawn) submitted to SLDC in May 2021 stated "We would like to offer live amplified music in the marquee and bandstand".
- The structure overlooks neighbouring properties, resulting in a loss of privacy for residents.

- c) SL/2021/1076. Cark Manor Cark In Cartmel LA11 7PG. Variation of condition 2 (approved plans) & removal of condition 4 (trade or business use) attached to planning permission SL/2007/0007 (Replacement Garage, Replacement Retaining Wall, New Steps to Patio and New Steps to Croquet Lawn).
- i) **Resolved** To object to the Planning Application on the following grounds:
- Planning Application SL/2007/0007 was for a replacement garage and the plan submitted in 2007 by O'Neil & Petrie (drawing number 2610-04) shows a 3 door, 3 vehicle garage. The Planning Application SL/2021/1076 submitted by Stanton Andrews (plan 1829) shows the same building has been converted into a one bedroom dwelling. No application has been submitted for this conversion of a garage to a dwelling.
 - In addition to the loss of 3 parking spaces onsite due to this conversion, there would be a need for at least 1 additional car parking space for occupants of this dwelling.
 - The application to remove Condition 4 of SL/2007/0007 restricting the use for trade or business suggests that the intention is to use this converted dwelling as a holiday let which would increase the potential temporary residents onsite from 20 to 22, contrary to the permission granted by SL/2020/0881 for residential use and holiday let (Sui Generis) for a maximum of 20 people.
 - The application states that this garage is ancillary to Cark Manor, this is inaccurate in its use as a garage it could only be used by the residents or visitors to Cark Manor.
- ii) **Resolved** To submit a complaint to the Ombudsman and Planning Department of South Lakeland District Council in relation to the multiple breaches of section 171A of the Town and Country Planning Act 1990 in relation to developments taking place without Planning Applications being submitted and Planning Applications being submitted retrospectively at Cark Manor. The failure of the Planning Authority to enforce planning law and regulations has a negative impact on the health, housing needs and welfare of neighbouring residents and is therefore in breach of The European Convention on Human Rights Article 1 of the First Protocol (your right to enjoy your property peacefully).
- d) SL/2021/1051. 7 Dobbie Bank Cark-In-Cartmel LA11 7PX. Single storey rear extension.
Resolved To support the application as the proposed extension will not have a detrimental impact on neighbouring properties.
- e) SL/2021/1101. 5 Market Street Flookburgh LA11 7JU. Installation of new window on front elevation and internal alterations.
Resolved To support the application as the proposed new window will not have a detrimental impact on neighbouring properties.

21/151 **Planning Decisions**

The following Planning Decision was noted:

- a) SL/2019/0831. Crown Inn Market Street Flookburgh LA11 7JS. Conversion of public house to 4 No. dwellings with first floor side extension (Revised scheme SL/2017/1093).
Withdrawn.

21/152 **Financial Reports**

- a) **Resolved** The Financial report, including budget comparison and bank reconciliation as at 24 November 2021, was accepted unanimously and signed by the Chairman.
- b) The Clerk reported that the Precept will be set at the next meeting and invited Councillors to consider items for inclusion in the budget.

21/153 **Consultation – Langdale Unit at the Westmorland General Hospital**

Resolved To support the retention of the Langdale Unit to provide care for post surgery patients and patient rehabilitation following severe illness.

- 21/154 **Payment of Accounts**
Resolved The authorisation of the following payments was agreed unanimously:
- | | |
|--|---------|
| Clerk's Salary (November 2021) | £399.70 |
| Orian/SLS (Toilet Cleaning) (October 2021) | £471.92 |
| Eon Next – Electricity (Toilets) (1/10/2021-31/10/2021) DD | £37.66 |
| SSE – Electricity (Street Lighting) (2/10/2021-1/11/2021) DD | £49.67 |
- 21/155 **Grant Applications**
The following Grant applications were considered:
a) Cark Christmas Tree
b) Flookburgh Christmas Tree
Resolved to award a grant of £150 to each organisation.
- 21/156 **The Queen's Platinum Jubilee**
The Clerk reported that two options have been officially proposed to mark the Queen's Platinum Jubilee. One is to plant a tree as part of the Queen's Green Canopy and the other is to light a beacon on 2nd June 2022.
Resolved To plant a tree or trees.
- 21/157 **Greening Campaign**
The Clerk reported that after the Parish supported Phase 1 of the Greening Campaign, they have been invited to participate in Phase 2 of the Greening Campaign which involves rewilding and retrofitting. There is no specific information about the actions involved and an online meeting is being held on 2nd December to provide more information.
Resolved The Clerk will attend the online meeting and report to the next Parish Council meeting.
- 21/158 **Sewage Discharges into the River Eea – Environment Agency**
Two residents reported that following the November Parish Council meeting attended by the Environment Agency and United Utilities a meeting of residents had been arranged to discuss concerns relating to the sewage discharges and the lack of action being taken. They are to write to Tim Farron MP outlining their concerns. The areas where action is needed include:
United Utilities bringing forward their plans to stop the sewage regular discharges into the River Eea and prepare plans to adequately cope with future demands.
No additional building development which would discharge into the current sewage system being permitted prior to improvements to the sewage system.
Ensuring the extraction of water from the River Eea by Cartmel Racecourse is in compliance with their permit to stop the River becoming dry to the detriment of the wildlife.
Resolved To support the resident group in their actions to clean up the River Eea.
- 21/159 **Highways**
a) To receive details of highways matters to be reported
None.
b) To receive details of highways matters reported
None.
- 21/160 **Flookburgh Community Playground**
The Clerk reported that one item of play equipment has been repaired in the toddler area.
- 21/161 **Cark Toilets & Cark Park/Playground**
The Clerk reported that the faulty lighting timer has been replaced.
- 21/162 **Flookburgh Square**
Nothing to report.

21/163 **Correspondence**

The following correspondence was noted:

- a) Cumbria County Council
Walking and Cycling Routes in towns. Covid updates.
- b) South Lakeland District Council
Planning Applications. Covid updates. Greening Campaign. Business Premises Survey. Brownfield Register site suggestions. Parish Precepts.
- c) Cumbria Association of Local Councils
Newsletter. Training. Local Government Briefing. Civility and Respect Newsletter. CALC CEO vacancy. Queen's Platinum Jubilee. Future of Community Healthcare. Zero Carbon Cumbria Newsletter & Green Investment Plan launch. Fuel Poverty Awareness day (3rd December).

21/164 **2022 Meeting Dates**

The Parish Council meeting dates for 2022 were noted:

5th January 2022 – Flookburgh Village Hall
2nd February 2022 – Lower Holker Village Hall
2nd March 2022 – Flookburgh Village Hall
6th April 2022 – Lower Holker Village Hall
4th May 2022 – Flookburgh Village Hall
1st June 2022 – Lower Holker Village Hall
6th July 2022 – Flookburgh Village Hall
7th September 2022 – Lower Holker Village Hall
5th October 2022 – Flookburgh Village Hall
2nd November 2022 – Lower Holker Village Hall
7th December 2022 – Flookburgh Village Hall

21/165 **Date of Next meeting**

The date of the next meeting was noted:

The next Parish Council meeting will be held at 7 pm on Wednesday 5th January 2022 in Flookburgh Village Hall.

Clerk to the Council: - Lyn Prescott, 13 Church Walk, Flookburgh, Grange-over-Sands, Cumbria LA11 7JX