

Kendal Town Council

Town Hall, Highgate, Kendal LA9 4ED
 www.kendaltowncouncil.gov.uk



29 January 2024

To Members of the Planning Committee

Cllr A Campbell	Cllr A Finch
Cllr J Cornthwaite	Cllr H Ladhams (Vice-Chair)
Cllr L Edwards	Cllr R Edwards
Cllr D Miles	Cllr D Rathbone (Chair)
Cllr G Supka	

You are summoned to a meeting of Kendal Town Council Planning Committee on **Monday, 5 February 2024**, at **6.30 p.m.** in the Council Chamber at the Town Hall, Highgate, Kendal.

(Distributed to other Members of the Council for information only.)

Yours faithfully

Chris Bagshaw
 Town Clerk

AGENDA

Public Participation

Any member of the public who wishes to ask a question, make representations or present a deputation or petition at this meeting should apply to do so before the commencement of the meeting. Information on how to make the application is available on the Council's Website - <http://www.kendaltowncouncil.gov.uk/kendal-town-council/statutory-information/guidance-on-public-participation-at-kendal-town-council-meetings/> or by contacting the Town Clerk on 01539 793490.

1. Apologies

To receive and accept any apologies. If accepted, apologies will be considered to be for reasons approved by the council under the terms of the Local Government Act 1972, s85.

2. Declarations of Interest

To receive declarations by members and/or co-optees of interests in respect of items on this agenda.

3. Exclusion of Press and Public (Public Bodies Admission to Meetings Act 1960)

To consider whether there are any agenda items during consideration of which the press and public should be excluded.

4. Minutes from the Last Meeting (pages 3 to 5)

To receive the minutes of the meeting held on 22 January 2024 and to authorise the Chair to sign them as a true record (see attached).

5. Minute Action Sheet (pages 6 to 7)

To consider a report on actions taken by officers on resolutions or recommendations made at previous meetings (see attached).

6. Planning Process and Issues

To consider any planning process or related issues arising from the Council's interaction with the Planning Authorities. These may include items for reference, training, or guidance following feedback from previous applications.

7. Kendal Town Council Flood Relief Scheme Working Group

To receive a verbal update on the activities of the Working Group.

8. Planning Applications (pages 8 to 9)

To consider planning applications received from Westmorland and Furness Council (see attached).

The Committee will consider planning applications received and published by the Local Planning Authority up to the date of the meeting. Where the publication of the application is after the initial publication of the agenda, items will be added up to the day of the meeting where necessary to meet planning consultation timeframes. A full list of applications likely to be considered can be obtained by checking the local planning authority website:

<https://www.southlakeland.gov.uk/planning-and-building/planning/planning-applications/search-for-a-planning-application/>

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Minutes of a meeting of the Planning Committee held on Monday, 8 January 2024, at 6.30 p.m., in the Council Chamber at the Town Hall, Highgate, Kendal.

Cllr A Campbell	Present	Cllr H Ladhams (Vice-Chair)	Present
Cllr J Cornthwaite	Present	Cllr D Miles	Present
Cllr L Edwards	Present	Cllr D Rathbone (Chair)	Present
Cllr R Edwards	Present	Cllr G Supka	Present
Cllr A Finch			

In Attendance: Chris Bagshaw (Town Clerk).

P129/2023 Apologies

No apologies for absence were received

P130/2023 Declarations of Interest

No declarations of interest were raised under this item.

P131/2023 Exclusion of Press and Public (Public Bodies Admission to Meetings Act 1960)

There were no excluded items on the agenda.

P132/2023 Minutes of the Previous Meeting

A query was raised about the length of the minute relating to the Brigsteer Rise development. The Chair explained that this was due to the necessity to explain the Council's objections in more detail, for an issue that may be referred to the Planning Authority's committee.

Resolved: To receive and accept the minutes of the previous meeting of the Planning Committee held on 8 January 2024 and to authorise the Chair to sign them as a true record.

P133/2023 Minute Action Sheet

The agenda included a report on actions taken by officers on resolutions or recommendations made at previous meetings. The Clerk reported that a senior Planning Officer would be attending on 18 March to talk about new legislation, and that a senior Planning Policy officer was considering how to respond to the Committee's query concerning the Conservation Area.

It was suggested that issues 5 and 12 be merged, being broadly the same thing.

Resolved: To merge issues 5 and 12 and to note the actions taken by officers on resolutions or recommendations made at previous meetings.

P134/2023 Planning Process and Issues

No issues were raised under this item.

P135/2023 Kendal Town Council Flood Relief Scheme Working Group

Cllr J Cornthwaite, Chair of the Kendal Town Council Flood Relief Scheme Working Group, reported that the Working Group was due to meet the following evening. The glass wall installed so far at Stramongate would feature on ITV Border on 2 February. A query about the operation of the new flood gates installed at Waterside was referred to the Working Group for a response.

Resolved: To note the verbal update.

P136/2023 Planning Applications

The Committee considered the Planning Applications as detailed in Appendix 1 to these minutes.

Resolved: To submit the recommendations in Appendix 1 to these minutes to the Planning Authority.

The meeting closed at 7.05pm.

Kendal Town Council
 Responses from Planning Committee: 22 January 2024
Appendix 1

No.	App No./Type	Address/Proposed Development	Parish Ward	Comments to SLDC	Observations/Recommendations
1	2023/1198/FPA	<p>Stephenson Centre Ann Street Kendal LA9 6AA</p> <p>Temporary pod to house 1 homeless individual in emergencies (Resubmission of SL/2022/0083)</p>	Mintsfeet	24 January	<p>No material objections.</p> <p>The Committee wondered how long a temporary pod remains ‘temporary’, but reiterated its previous position of not objecting. It suggested a further period of 18 months should be allowed as a temporary structure. It drew the Planning authority’s attention to the concerns of neighbours, and suggested that some form of ASB monitoring should be a Planning Condition.</p>
2	2024/0010/FPA	<p>10 Anchorite Road Kendal LA9 5NQ</p> <p>Detached garden shed and covered log store (Retrospective)</p>	Kirkland	5 February	<p>No material objections.</p> <p>The Committee was disappointed to be considering a retrospective application, and urged the Planning Authority to reflect on its pre-planning processes, to consider whether there is more they could do to ensure consent is appropriately sought prior to construction. The Committee would like to see an element of Net Biodiversity Gain in the Planning Conditions imposed.</p>

Item No.5

Planning Committee - Minute Action Sheet - as at 29-01-24

Ref. No.	Meeting Date	Minute No.	Title	Action (Resolution)	Officer Responsible	Deadline, if any	Date Action Commenced	Comments
1	05/12/2022	P95/2022	Planning Process and Issues	Arrange Planning training for Members.	CB	01/04/2023	08/02/2023	Ongoing. Appropriate Training partner being sought
2	03/04/2023	P164/2022	Minute Action Sheet	Arrangements be made for Planning training for Members to be held after May.	CB			Arrangements being explored with RTPI
3	03/04/2023	P165/2022	Planning Process and Issues	To make informal enquiries of the Planning Authority on how to initiate proceedings with regard to a review of the Kendal Town Council Conservation Area.	CB	17/10/2023 01/03/2024	15-Jan-24	Committee requested on 08/01/24 for further approach to be made to Planning Authority.
5 and 12	17/07/2023 and 04/09/2023	P38/2023 and P59/2023	Kendal Town Council Flood Relief Scheme Working Group	To approach officers at Westmorland and Furness Council to inform them of the Committee's support for the proposal for relocation of the fountain to Abbot Hall and to discuss the way forward.	CB		Actioned post FRSWG meeting. Awaiting response	
7	14/08/2023	P51/2023	Minute Action Sheet	The Town Clerk to be asked to progress action in relation to P95/2022 (Planning Process and Issues) and P164/2022 (Minute Action Sheet) and arrangements for Planning Training for Members.	CB		Follow up made to RTPI	

Ref. No.	Meeting Date	Minute No.	Title	Action (Resolution)	Officer Responsible	Deadline, if any	Date Action Commenced	Comments
8	14/08/2023	P52/2023	Planning Process and Issues	To ask Westmorland and Furness Council's Development Management Team whether it would be possible to provide an indication of pertinent points for consideration when Kendal Town Council's Planning Committee discusses individual significant planning applications for large developments. Also, to ask Westmorland and Furness Council's Development Management Team, when seeking comments on material amendments in relation to large developments which have already been granted approval, whether it would be possible to provide a clear	CB		Inquiry made	Committee on 2/10 asked for this to be pursued.
20	02/10/2023	P76/2023	Minute Action Sheet	To consider the impact of the new Act (Levelling Up and Regeneration) alongside the challenges of Neighbourhood Planning in future meetings, including briefing sessions outwith the scheduled programme of Committee meetings	CB	01/03/2024	ongoing	Action plan being drawn up. Committee requested on 08/01/24 for attendance by Planning Authority officer to attend meeting to provide briefing.

Kendal Town Council
 Applications for Planning Committee: 5 February 2024
Appendix 1

Item No.8

No.	App No./Type	Address/Proposed Development	Parish Ward	Comments to SLDC	Observations/Recommendations
1	2024/0015/FPA	2 Brookdale Oxenholme Road Kendal LA9 7NJ Garage conversion and replacement porch	Heron Hill	5 February	
2	2024/0022/FPA	Riverside Hotel Beeson Road Kendal LA9 6FS Proposed entrance canopy and alterations to pavement	Fell	5 February	
3	2024/0025/ADV	Pizza Express 6 Wainwrights Yard Kendal LA9 4DP Installation of 1 set of halo illuminated fascia text & 1 externally illuminated projection sign	Fell	5 February	
4	2024/0044/FPA	Radiology CT & MRI Westmorland General Hospital Burton Road Kendal LA9 7RG 6 x 360L bins, Bin Store 3.5m x 2.7m with security mesh fencing and SHS post & a new timber fence around knockout panel to MRI	Oxenholme	6 February	

No.	App No./Type	Address/Proposed Development	Parish Ward	Comments to SLDC	Observations/Recommendations
5	2024/0092/FPA	39 Empsom Road Kendal LA9 5PR Two storey side extension & single storey front & rear extensions	Strickland	14 February	