ITEM 2

Yorkshire Dales National Park Authority
Planning Committee

Minutes of the meeting held at the Yorkshire Dales National Park Authority offices, Yoredale, Bainbridge, Leyburn DL8 3EL on Tuesday 16 July 2024.

Members Present:

Liz Appleton Hall, Libby Bateman, Lizzie Bushby, Mark Corner, Richard Foster, Robert Heseltine, Julie Hutton, David Ireton, Allen Kirkbride, Ian Mitchell, (in the Chair following his election), Andrew Murday, David Noland, Yvonne Peacock, Jenny Purcell, Graham Simpkins, Derek Twine.

18/24 Election of Chair

Ian Mitchell was nominated for the position of Chair of the Planning Committee and took the opportunity to address the meeting.

Resolved – Ian Mitchell be elected Chair of the Planning Committee, to hold office until the first Committee meeting following the annual general meeting of the Authority in 2025.

Ian Mitchell in the Chair

19/24 Election of Deputy Chair

Allen Kirkbride was nominated for the position of Deputy Chair of the Committee.

Allen Kirkbride accepted the nomination and addressed the meeting.

Resolved – Allen Kirkbride be elected Deputy Chair of the Committee, to hold office until the first meeting of the Committee following the annual meeting of the Authority in 2025.

20/24 Apologies for Absence and Notices of Substitution

Apologies had been received from Steve Shaw Wright and David Ireton (late arrival) Simon Myers. Steve Shaw Wright had sent notice substituting Simon Myers.

21/24 Minutes

Resolved – That the minutes of the meeting held on 23 April 2024, having been printed and circulated, be taken as read and be confirmed and signed by the Chair as a correct record.

22/24 Public Questions/Statements

Ruth Annison made a Statement relating to changes in the membership of the Planning Committee and the absence of the former Wensleydale railway showing on maps provided with applications. The Chair responded

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.23/24 Declarations of Lobbying

Members made the following declarations of lobbying:

Member	Agenda item(s) on which lobbied	For or Against
Liz Appleton Hall	7.3	For
	7.4	For
Libby Bateman	7.3	For
Lizzie Bushby	7.3	For
Mark Corner	7.3	For
Richard Foster	7.3	For
	7.4	For and Against
Robert Heseltine	7.3	For
	7.4	For and Against
Julie Hutton	7.3	For
Allen Kirkbride	7.3	For
Ian Mitchell	7.2	For and Against
	7.3	For
	7.7	Against
Andrew Murday	7.3	For
David Noland	7.3	For
Yvonne Peacock	7.3	For
Jenny Purcell	7.3	For
Derek Twine	7.3	For

24/24 Applications for Planning Permission

The following members of the public addressed the meeting on the Plans List item indicated:

LIST NO	APPLICATION NO	LOCATION	Public Speaker
2	S/05/66	Land adjacent to Devils Bridge Kirkby Lonsdale	**Annie Golden** - Applicant
3	C/09/35E	Land South west of Arches Farm, Bolton Abbey, BD23 6AL	**Stephen Bolland -** Applicant
4	C/20/117	Kilnsey Show Ground Scar Barn Kilnsey Skipton BD23 5PW	**Chris Windle -** Applicant
5	R/49/21R	Bainbridge Vets Ltd, Station Surgery, Breconbar, Askrigg	**Michael Woodhouse -** Applicant

CONSIDERED – the report of the Head of Development Management, listing applications for planning permission and the recommendations thereon, together with late consultations and update reports circulated after the despatch of the agenda but prior to the meeting.

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Application [Plans List No – Application No - Proposal] and Decision

[Note: These decisions are recorded in the order in which they appeared in the Schedule of Planning Applications NOT necessarily the order in which they were considered by the Committee.]

Application: List No 1: C/31/659A - Full planning permission for construction of 9 no. dwellings with associated landscaping and drainage works (amended site area) at Land at Stackhouse Lane, Giggleswick, Settle, BD24 0DL

Decision: That permission be GRANTED subject to a section 106 agreement to secure the affordable housing provision and the undergrounding of the overhead line, and conditions based on the following:

- Time limit
- Compliance with plans
- Principal residency restriction for plot 1
- Approval of materials and design details
- Surfacing, boundaries and bin storage
- Provision of solar panels, ASHPs and EV charging points
- Highway conditions
- Protection of Trees
- Landscaping
- External lighting scheme and light spill mitigation
- Biodiversity enhancement measures, including provision of integral bird and bat boxes
- Approval of sustainable surface water and foul water drainage scheme
- Construction management plan
- Unexpected contamination
- Control of noise from the air source heat pumps.
- Removal of permitted development rights

Application: List No 2: S/06/66 – Full planning permission for change of use of land to create an enclosed private field offering safe and secure spaces for dog owners to book time slots to allow their dogs to play off lead; erection of perimeter and 'within field' fencing and gates and siting of a temporary storage container at Land adjacent to Devils Bridge, Kirkby Lonsdale.

Following and unsuccessful motion to approve against officer recommendation.

Decision: That permission be REFUSED for the following reasons:

In the opinion of the Local Planning Authority, the proposed creation of a dog exercise area would have a detrimental impact on the distinctive, open, pastoral landscape character of this part of the National Park and wider setting of the Devil's Bridge and its contribution to the landscape and character of Kirkby Lonsdale through the introduction of enclosure fences, structures, lighting and other facilities and paraphernalia.
The proposed non-agricultural use is also highly likely to result in further changes to the appearance of the site to assist access and expand the business offering, which would increase the harmful effect of the use on the intrinsic undeveloped, pastoral character and visual quality of this part of the National Park.

The proposed development would neither conserve nor enhance the National Park's landscape and as such the proposal is contrary to the first Statutory Purpose of the National

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Park Section 5 (1) National Parks and Access to Countryside Act 1949, policies CS1.1, 1.2, 7.4, 8.2 of the South Lakeland core strategy 2010, Policy H5 of the South Lakeland Local Plan (saved Policies 2006) and the guidance contained in the National Planning Policy Framework 2023 (particularly para. 182).

The named vote in respect of the unsuccessful motion to approve planning permission being as follows;

For the motion: Liz Appleton Hall, Libby Bateman, Julie Hutton, Allen Kirkbride, Andrew Murday, Yvonne Peacock and Jenny Purcell

Against the motion: Lizzie Bushby, Mark Corner, Richard Foster, Robert Heseltine, David Ireton, Ian Mitchell, Graham Simpkins, Derek Twine

Abstentions: - David Noland

Application: List No 3: C/09/35E – Full planning permission for installation of a geotextile slurry storage bag at Land south west of Arches Farm, Bolton Abbey, Skipton, BD23 6AL

Following a successful motion to approve against officer recommendation

Decision: That permission be GRANTED and Authority be delegated to Head of Development Management to agree details of the landscaping and colour of the storage bag, subject to conditions and based on the following reasons:

- It is needed by the business
- It can be adequately screened by planting and walling
- The impact of the bag would be less when not full
- On balance the impact on the landscape would be acceptable

In accordance with the Authority's adopted "Planning – Good Practice Guide consideration of the application stands deferred to the next Committee meeting.

For the motion: Liz Appleton Hall, Libby Bateman, Richard Foster, Robert Heseltine, Julie Hutton, David Ireton, Allen Kirkbride, Andrew Murday, David Noland, Yvonne Peacock, Jenny Purcell, Graham Simpkins, Derek Twine

Against the motion: Lizzie Bushby, Mark Corner, Mr Mitchell

Application: List No 4: C/20/117- Full planning permission for erection of storage building for Kilnsey Show at Kilnsey Show Ground, Scar Barn, Kilnsey, Skipton, BD23 5PW

Decision: That permission be GRANTED and authority be delegated to the Head of Development Management to agree the details of landscaping and the design of the building in the amended location.

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Application: List No 5: R/49/21R- Full planning permission to convert and extend an existing building to create owner/manager and emergency on site vet accommodation at Bainbridge Vets Ltd, Station Surgery, Breconbar, Askrigg, Leyburn, DL8 3BJ

Yvonne Peacock declared an interest, and left the room.

Permission was GRANTED at Planning Committee on 22 August 2023 subject to a S106 agreement. The S106 has since been drafted in accordance with this decision. The Applicants requested that the second clause – tying the dwelling to the business – be deleted.

Decision: That deletion of the second Clause be REFUSED for the following reason:

That a tie to the business on site is necessary to prevent the dwelling being sold off separately should the business relocate or business circumstances change.

Application [Plans List No – Application No - Proposal] and Decision

Application: List No 6: - R/56/540D Full planning permission for demolition of existing garage/ workshop to be replaced by Commercial office space at Garage/Workshop adjacent to Fell View, Market Place, Hawes, DL8 3RD

Decision: To arrange a site visit for Members

Application [Plans list No – Application No – Proposal and Decision

Application: List no 7 S/01/363 Full planning permission for construction of access track including peat restoration management proposals

Following Withdrawal of the application

Decision: Given the harm outlined in the refusal reasons, it is advised that it is expedient to take enforcement action, and that the following action is agreed by the Committee:

a) That the Authority's solicitor be authorised to serve an enforcement notice to secure:

- restoration of the land to its former condition and appearance through the complete removal of the imported materials from the land and the restoration of the peat bog in accordance with a Peatland Restoration Plan.
- A period of compliance of 12 months be specified.

b) In the event if non-compliance with the requirements of the enforcement notice the Authority's solicitor may commence prosecution proceedings.

25/24 Planning Enforcement Quarterly Report

Considered and **noted** – the report of the Head of Development Management.

There being no other business the meeting closed at 15:38 p.m.