

LAKE ADMINISTRATION COMMITTEE

Minutes of the proceedings at a meeting of the Lake Administration Committee held in the District Council Chamber, South Lakeland House, Kendal, on Friday, 5 July 2019, at 11.00 a.m.

Present**Councillors**

Robin Ashcroft
Gill Gardner
Eamonn Hennessy
John Holmes
Kevin Holmes

Vicky Hughes
Andrew Jarvis
Dyan Jones
Malcolm Lamb
Doug Rathbone

Brian Rendell
Ian Wharton
Mark Wilson

Representing Lakes Parish Council

Brian Hewitt

Leslie Johnson

Philip Thompson

Representing Windermere Town Council

Jennifer Borer

Leith Hallatsch

Adrian Legge

Apologies for absence were received from District Councillors James Airey, Roger Bingham and Eric Morrell, and Windermere Town Councillor Peter Hamilton.

Officers

Linda Fisher
Frankie Flannigan
Julia Krier
Simon Rowley
Adam Moffatt

Legal, Governance and Democracy Interim Lead Specialist
Principal Lake and Parking Services Officer
Legal, Governance and Democracy Specialist
Director of Customer and Commercial Services
Case Management Officer

LA/1 CHAIRMAN

RESOLVED – That Councillor Doug Rathbone be elected as Chairman of the Committee for the ensuing year.

LA/2 VICE-CHAIRMAN

RESOLVED – That Councillor Vicky Hughes be elected as Vice-Chairman of the Committee for the ensuing year.

LA/3 MINUTES

RESOLVED – That the Chairman be authorised to sign, as a correct record, the minutes of the meeting of the Committee held on 25 January 2019.

LA/4 DECLARATIONS OF INTEREST

RESOLVED – That it be noted that no declarations were raised.

LA/5 TERMS OF REFERENCE

RESOLVED – That the Terms of Reference and the Agreement for the Constitution of the Lake Administration Committee be noted.

LA/6 LOCAL GOVERNMENT ACT 1972 - EXCLUDED ITEMS

RESOLVED – That the item in Part II of the agenda be dealt with following the exclusion of the press and public.

LA/7 PUBLIC PARTICIPATION

RESOLVED – That it be noted that no questions, representations, deputations or petitions have been received in respect of this meeting.

LA/8 PROGRESS REPORT

Members gave consideration to a report which provided an update on progress being made on decisions taken at previous meetings of the Committee.

A suggestion was raised for the need to achieve a Green Agenda for the Lake in order to assure best safety and quality of water for the Lake and those who use it.

RESOLVED – That the report be noted.

LA/9 APPOINTMENTS TO OUTSIDE BODIES 2019/20

The Committee gave consideration to a report including an update from former Councillor Andrew Butcher on the work of the Windermere Lake Action Plan Steering Group during 2018/19 and seeking nominations for representatives to serve on both that Steering Group and the Windermere Ferry Advisory Committee for the forthcoming year.

RESOLVED – That

(1) the report from former Councillor Andrew Butcher on the work of the Windermere Lake Action Plan Steering Group during 2018/19 be noted; and

(2) the following appointments of representatives to serve on outside bodies for 2019/20 be made:-

Organisation	Representative
Windermere Lake Action Plan Steering Group	Councillor Gill Gardner (South Lakeland District Council) Councillor Kevin Holmes (South Lakeland District Council) Councillor Leslie Johnson (Lakes Parish Council) Councillor Jennifer Borer (Windermere Town Council)
Windermere Ferry Advisory Committee	Councillor Ian Wharton

LA/10**COMMERCIAL ENCROACHMENT APPLICATION TO INSTALL A NEW WOODEN JETTY AND CONCRETE SLIPWAY TO INCLUDE DREDGING AT HODGE HOWE WATERSPORTS CENTRE WINDERMERE**

The Lake and Parking Services Officer presented a report outlining an encroachment application at Hodge Howe Watersports Centre, Windermere, which formed the third campus of Windermere School. The application sought to install a new wooden jetty and concrete slipway at Hodge Howe Watersports Centre, alongside the dredging of the Lake bed and associated works to facilitate landing of the applicant's boats. The report highlighted that the application was fully supported by Officers at South Lakeland District Council (SLDC) as well as by the Lake District National Park Authority (LDNPA) and the Environment Agency (EA). SLDC, the LDNPA and the EA all believed that the applicant could complete the works without breaching the permit conditions, harming the environment or increasing flood risk.

RESOLVED – That the Director of Customer and Commercial Services be delegated authority to grant permission, subject to the completion of a revised commercial encroachment agreement, for the following at Hodge Howe, Windermere:-

- (1) installation of a new wooden jetty;
- (2) installation of a concrete slipway; and
- (3) undertaking dredging.

LA/11**ENCROACHMENT APPLICATION TO EXTEND THE NORTHERN JETTY AT HILL OF OAKS CARAVAN PARK WINDERMERE**

The Lake and Parking Services Officer presented a report outlining an encroachment application at Hill of Oaks and Blakeholme Caravan Park, Windermere. The application sought to extend the northern jetties by 10 metres and to remove rotten elements from the jetties. The report highlighted that the application was fully supported by Officers at South Lakeland District Council (SLDC) as well as by the Lake District National Park Authority (LDNPA) and the Environment Agency (EA). SLDC, the LDNPA and the EA all believed that the applicant could complete the works without breaching the permit conditions, harming the environment or increasing flood risk.

The Lake and Parking Services Officer informed Members of the moorings that would have to be moved in order for the proposed development to be completed. He also highlighted that the applicant would pay for the relocation of any moorings impacted by the proposed development.

RESOLVED – That the Director of Customer and Commercial Services be delegated authority to grant permission, subject to the completion of a revised commercial encroachment agreement, for the following at Hill of Oaks and Blakeholme Caravan Park, Windermere:-

- (1) removal of rotten and all timber decking and piles from the northern timber jetty; and
- (2) replacement of jetty to match existing, together with 10 metre extension to the northern jetty.

LA/12**PRESS AND PUBLIC**

RESOLVED – That, under Section 100(A)(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in Part 1 of Schedule 12 A of the Act as amended by the Local Government (Access to Information) (Variation) Order 2006 by virtue of the Paragraphs indicated.

LA/13**UPDATE ON COMMERCIAL LEASES AND ANNUAL ENCROACHMENTS**

- *Paragraph 3, 5 - Information relating to the financial or business affairs of any particular person (including the authority holding that information)*
- *Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.*

The Legal, Governance and Democracy Interim Lead Specialist presented a report which provided Members with an update regarding commercial leases and annual encroachments around the Lake.

Members wished to place on record recognition of the work carried out by the former Solicitor to the Council and her Team in management of encroachment fees.

RESOLVED – That the report be noted.

LA/14**RE-ADMISSION OF PRESS AND PUBLIC**

RESOLVED – That the press and public be re-admitted to the meeting for the remainder of the meeting.

The meeting ended at 11.44 a.m.