



The Market Hall
Market Place
Whitehaven
Cumbria CA28 7JG
Telephone 0300 373 3730
cumberland.gov.uk

Application for a Lawful Development Certificate for a Proposed Use or Development

Town and Country Planning Act 1990 (as amended)

Publication of applications on planning authority websites

Please note that the information provided on this application form and in supporting documents may be published on the Authority's website. If you require any further clarification, please contact the Authority's planning department.

Site Location

Disclaimer: We can only make recommendations based on the answers given in the questions.

If you cannot provide a postcode, the description of site location must be completed. Please provide the most accurate site description you can, to help locate the site - for example "field to the North of the Post Office".

Number

Suffix

Property Name

Address Line 1

Address Line 2

Address Line 3

Town/city

Postcode

Description of site location must be completed if postcode is not known:

Easting (x) Northing (y)

Description

Applicant Details

Name/Company

Title

Mr

First name

Dan

Surname

McKiernan

Company Name

Whitehaven Marina Ltd

Address

Address line 1

Whitehaven Marina Ltd

Address line 2

The Bulwark Quay

Address line 3

Town/City

Whitehaven

County

Country

UK

Postcode

CA28 7HS

Are you an agent acting on behalf of the applicant?

Yes

No

Contact Details

Primary number

***** REDACTED *****

Secondary number

Fax number

Email address

Agent Details

Name/Company

Title

First name

Surname

Company Name

Address

Address line 1

Address line 2

Address line 3

Town/City

County

Country

Postcode

Contact Details

Primary number

***** REDACTED *****

Secondary number

Fax number

Email address

***** REDACTED *****

Description of Proposal

Does the proposal consist of, or include, the carrying out of building or other operations?

Yes

No

Does the proposal consist of, or include, a change of use of the land or building(s)?

Yes

No

If Yes, please give a full description of the scale and nature of the proposed use, including the processes to be carried out, any machinery to be installed and the hours the proposed use will be carried out

Whitehaven Marina operates a boat storage facility. This application seeks to extend the boundary of the current boatyard within the area highlighted for this application. Historically, the land within this application was used for boat storage.

Boats will be transported onto the proposed land in a boat moving machine, they will then be secured using boat stands or yacht cradles.

If Yes, please fully describe the existing or the last known use, with the date when this use ceased

Boats were observed as being stored ashore within the application boundary during 2008, prior to utilising the current boatyard storage area.

Has the proposal been started?

Yes

No

Grounds for Application

Information about the existing use(s)

Please explain why you consider the existing or last use of the land is lawful, or why you consider that any existing buildings, which it is proposed to alter or extend are lawful

It is understood that the application land was lawfully utilised for boat storage until late 2008, when vessels were moved to the adjacent land parcel. The application land has remained empty since 2009 as there are future development proposals in hand.

Please list the supporting documentary evidence (such as a planning permission) which accompanies this application

A historic image of boat storage within the application land is attached for reference.

Select the use class that relates to the existing or last use.

B8 - Storage or distribution

Information about the proposed use(s)

Select the use class that relates to the proposed use.

B8 - Storage or distribution

Is the proposed operation or use

- Permanent
 Temporary

If Temporary please give details

Whitehaven Marina have a short term agreement with the land owner for the use of the application land. WML seek a temporary consent to use the land until the land owner secures consent for their preferred development scheme.

Why do you consider that a Lawful Development Certificate should be granted for this proposal?

We seek to extend the currently consented operation of boat storage onto the application land. We would be re-instating a previously lawful use of the land which complements the neighbouring activity of boat storage. Use of the land will also increase the number of FTE and PTE at the marina, for the duration of the use of land. The extended area will also generate an increase in boating activity to Whitehaven town, as we will continue to progress our marketing initiatives to attract new business and people to the town of Whitehaven.

Site Visit

Can the site be seen from a public road, public footpath, bridleway or other public land?

- Yes
 No

If the planning authority needs to make an appointment to carry out a site visit, whom should they contact?

- The agent
 The applicant
 Other person

Pre-application Advice

Has assistance or prior advice been sought from the local authority about this application?

- Yes
 No

Authority Employee/Member

With respect to the Authority, is the applicant and/or agent one of the following:

- (a) a member of staff
- (b) an elected member
- (c) related to a member of staff
- (d) related to an elected member

It is an important principle of decision-making that the process is open and transparent.

For the purposes of this question, "related to" means related, by birth or otherwise, closely enough that a fair-minded and informed observer, having considered the facts, would conclude that there was bias on the part of the decision-maker in the Local Planning Authority.

Do any of the above statements apply?

- Yes
- No

Interest in the Land

Please state the applicant's interest in the land

- Owner
- Lessee
- Occupier
- Other

If Lessee or Occupier, please give details of the owner and state whether they have been informed in writing of this application

***** REDACTED *****

Declaration

I/We hereby apply for Lawful development: Proposed use as described in the questions answered, details provided, and the accompanying plans/drawings and additional information.

I/We confirm that, to the best of my/our knowledge, any facts stated are true and accurate and any opinions given are the genuine opinions of the person(s) giving them.

I/We also accept that, in accordance with the Planning Portal's terms and conditions:

- Once submitted, this information will be made available to the Local Planning Authority and, once validated by them, be published as part of a public register and on the authority's website;
- Our system will automatically generate and send you emails in regard to the submission of this application.

I / We agree to the outlined declaration

Signed

Dan McKiernan

Date

13/10/2023