

CUMBERLAND COUNCIL DELEGATED PLANNING DECISION

1.	Reference No:	4/26/2221/DOC
2.	Proposed Development:	DISCHARGE OF CONDITIONS 3 AND 4 OF PLANNING APPLICATION 4/23/2275/0F1
3.	Location:	CLEATOR MOOR LIBRARY, MARKET SQUARE, CLEATOR MOOR
4.	Parish:	Cleator Moor
5.	Constraints:	ASC Adverts - ASC;Adverts, Conservation Area - Conservation Area, Listed Building - Listed Building, Coal - Standing Advice - Data Subject To Change, Coal - Development Referral Area - Data Subject to Change
6.	Publicity Representations &Policy	Neighbour Notification Letter: NO Site Notice: NO Press Notice: NO Consultation Responses: See report Relevant Planning Policies: See report
7.	Report: Site and Location The Cleator Moor Library is located within Market Square in the centre of Cleator Moor. The building is adjoined by Council offices to the west, the Civic Hall to the southwest and a car park to the south. High Street which comprises terraces of shops and commercial premisses is situated to the north. There is an area of public realm to the north and south of the building. Both buildings are grade II listed and fall within the Cleator Moor Conservation Area.	

Directly Relevant Planning History

- Recreational facilities and war emergency headquarters, approved in March 1989 (application reference 4/89/0069/0 relates);
- Commemorative plaque, approved in April 1993 (application reference 4/93/0119/0 relates);
- Environmental enhancement, resurfacing and railings, approved in March 1993 (application reference 4/93/0044/0 relates);
- Extension to accommodate new entrance for area, office and disabled access lift, approved in January 1997 (application reference 4/96/0888/0 relates);
- Listed Building Consent for works associated with the provision of handrails to two external ramps, approved in July 1998 (application reference 4/98/0322/0 relates);
- Listed Building Consent for works associated with sub-division of main hall to form office accommodation, approved in March 1998 (application reference 4/98/0008/0 relates);
- Listed Building Consent to fix notice board to the left of the doorway (on wall), approved in July 2005 (application reference 4/05/2392/0 relates);
- Listed Building Consent for installation of corduroy paving flags, handrails and contrast nosing to the entrance steps, approved in June 2006 (application reference 4/06/9008/0 relates);
- Install 22cm DIA. Microwave antenna, approved in May 2007 (application reference 4/07/2211/0 relates);
- Listed Building Consent for removal of boarding to 1 no. window, installation of new textured glazing and new extract fans, approved in June 2009 (application reference 4/09/2156/0 relates);
- Listed Building Consent for repointing of building with lime mortar, refurbishment of external sandstone, replacement timber windows and new disabled ramp, approved in October 2011 (application reference 4/10/2590/0L1 relates);
- Listed Building Consent to attach a security light to the premises, approved in August 2017 (application reference 4/17/2219/0L1 relates);
- Listed Building Consent for the renewal of lime lath and plaster ceilings, replacement windows, repairs to roof and pointing to chimney stack in lime, approved in October 2019 (application reference 4/19/2294/0L1 relates);
- Listed Building Consent for works associated with the opening up of three previously bricked up windows and installation of new windows, approved in June 2021 (application reference 4/20/2452/0F1 relates);



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- Opening up of three previously bricked up windows and install new windows, approved in June 2021 (application reference 4/20/2451/0F1 relates);
- Listed Building Consent for the Extension and External and Internal Alteration of the Existing Building to Create a Community Hub Including Café, Demolition of Rear Extension To Library, Retention of Decorative Lintels and Demolition of Stonework Below In 2x Locations at First Floor of Former Public Offices to Create Accessible Route With Platform Lift and Staircase From Café, Removal of Library Sliding Doors, and Reinstatement of Original Decorative Arched Entrance. Removal of Cast Iron Railings Bounding The Market Place/Town Square, Relocation of Existing Sculptures to Rear of Building, Public Realm Improvements Including Restoration of Memorial Fountain and Creation of New Landscaped Area, approved in April 2026 (application reference 4/23/2253/0L1 relates).

Proposal

This current application seeks to discharge conditions 3 and 4 of planning application reference 4/23/2275/0F1.

The condition consists of the following:

3. Development must not commence until a Construction Traffic Management Plan has been submitted to and approved in writing by the local planning authority. The CTMP must include details of

- Pre-construction road condition established by a detailed survey for accommodation works within the highways boundary conducted with a Highway Authority representative; with all post repairs carried out to the satisfaction of the Local Highway Authority at the applicants expense;
- Retained areas for vehicle parking, manoeuvring, loading and unloading for their specific purpose during the development;
- Cleaning of site entrances and the adjacent public highway;
- Details of proposed wheel washing facilities;
- The sheeting of all HGVs taking spoil to/from the site to prevent spillage or deposit of any materials on the highway;
- Construction vehicle routing;
- The management of junctions to and crossings of the public highway and other public rights of way/footway;
- Details of any proposed temporary access points (vehicular / pedestrian)
- Surface water management proposals during the construction phase

- Specific measures to manage and limit the impact on town centre working, including working hours, special measures to accommodate pedestrians.

Reason

To ensure the undertaking of the development does not adversely impact upon the fabric or operation of the local highway network and in the interests of highway and pedestrian safety and in accordance with Policy DS3 of the Copeland Local Plan 2021-2039.

4. Prior to the first installation at the site, an external lighting scheme for the proposal and associated car park and public realm area must be submitted to and approved in writing by the Local Planning Authority. The external lighting must be installed in accordance with the approved details and retained as such for the lifetime of the development.

Reason

To ensure a satisfactory appearance of the development in the interests of visual amenity in accordance with DS4 of the Copeland Local Plan 2021- 2039.

Consultation Responses

Highways and Local Lead Flood Authority

The Local Highway Authority (LHA) and Lead Local Flood Authority (LLFA) can confirm as follows:

Condition 3 - Construction Management Plan

The CTMP provides details of a pre-construction highway condition survey undertaken with a Highway Authority representative and confirms that any necessary repairs arising from the development will be undertaken at the applicant's expense to the satisfaction of the Highway Authority. It also sets out arrangements for contractor parking, manoeuvring, loading and unloading within the site compound.

The document includes measures for maintaining highway cleanliness, including the use of road sweeping where necessary, monitoring of the highway network, sheeting of HGVs transporting spoil, and procedures for managing surface water and sediment during the construction phase.

Details are also provided regarding construction traffic routing, site access arrangements, pedestrian management, temporary footway closures, alternative pedestrian routes, bus stop relocation, site signage, traffic management inspections and measures to minimise impacts on town centre activity. Construction working hours and delivery arrangements have been identified to reduce impacts on the local highway network and pedestrian movements.

Whilst the CTMP does not propose wheel washing facilities, it provides justification based on the anticipated low volume of spoil movements and confirms that the need for such facilities



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will be reviewed should site circumstances change. The document also adequately addresses site access arrangements and no concerns are raised by the Highway Authority in this regard.

The Local Highway Authority is satisfied that the submitted CTMP adequately addresses the requirements of Condition 3 and therefore raises no objection to the discharge of this condition.

Condition 4 - External Lighting Scheme

The lighting is for the public realm and car park areas not the highway. Therefore the LHA has no comment on the suitability or otherwise of the proposed external lighting scheme.

Environmental Health

With respect to condition 4, Environmental Health are satisfied that the proposed external lighting scheme will be sensitive to the area, being largely down-lighting and Dark Sky approved products. As such, condition 4 may be suitably discharged.

Planning Policy

Planning law requires that applications for planning permission must be determined in accordance with the Development Plan unless material considerations indicate otherwise.

Development Plan

On 1st April 2023, Copeland Borough Council ceased to exist and was replaced by Cumberland Council as part of the Local Government Reorganisation of Cumbria.

Cumberland Council inherited the local development plan documents of each of the sovereign Councils including Copeland Borough Council, which combine to form a Consolidated Planning Policy Framework for Cumberland.

The inherited the local development plan documents continue to apply to the geographic area of their sovereign Councils only.

The Consolidated Planning Policy Framework for Cumberland comprises the Development Plan for Cumberland Council until replaced by a new Cumberland Local Plan.

Copeland Local Plan 2021 - 2039 (LP):

Cumberland Council continued the preparation of the LP as commenced by Copeland Borough Council. The Local Plan was adopted by Cumberland Council on the 5th of November 2024, replacing the Copeland Local Plan 2013-2028 and the saved policies of the Copeland Local Plan 2001- 2016.

The policies that are relevant to this application are:

Strategic Policy DS1: Settlement Hierarchy

	Strategic Policy DS2: Settlement Boundaries Policy DS4: Design and Development Standards Strategic Policy BE1: Heritage Assts Policy BE2: Designated Heritage Assets Policy CO7: Parking Standards Other Material Planning Considerations National Planning Policy Framework (NPPF) Cumbria Development Design Guide Planning (Listed Buildings and Conservation Areas) Act 1990 (LBCA) Assessment <u>Condition 3:</u> Condition 3 required the submission of a Construction Traffic Management Plan to include comprehensive details to the satisfaction of the Local Highway Authority. The Applicant submitted a traffic management plan, construction compounds plan and details of footpaths closures. The Local Highways Authority fully assessed the submitted information and was satisfied with the details. <u>Condition 4:</u> Condition 4 required the submission of an external lighting scheme. The details submitted included lighting within the site only and not within the surrounding highways. The Highway Authority and Environmental Health raised no objections to the proposal. <u>Conclusion:</u> Discharge conditions 3 and 4 of planning approval 4/23/2275/0F1.
8.	Recommendation: Approve discharge of conditions 3 and 4



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Case Officer: Sarah Papaleo	Date : 01/09/2026
Authorising Officer: N.J. Hayhurst	Date : 01/09/2026
Dedicated responses to:- N/A	