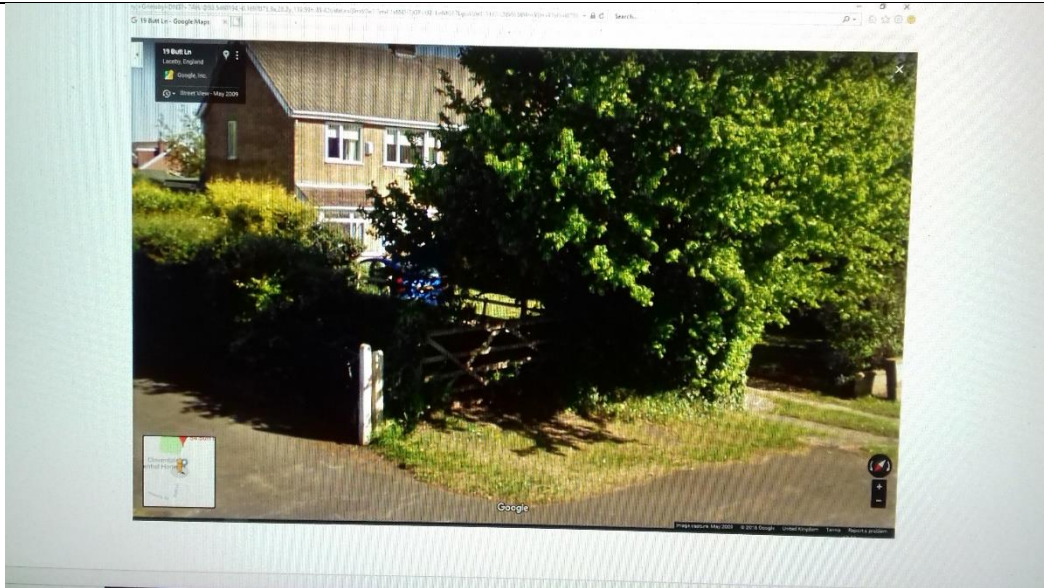


Document Reference 1**Representations and Objections to the Order**

1.0	<u>Objection 1 Mr and Mrs Jagger</u>
1.1	24 th September 2023 Mr Jagger objected to the Order consultation with the following email: <i>"I am writing to object to Laceby public footpath no 122 definitive map modification order 2023. Over 19 year we have lived at 56 butt lane , Laceby there has never been a public footpath only an abandoned old allotment which was locked off due to it being a toxic waste site.</i>
1.2	<i>The so called parish council have ganged up trying to use it illegally with their own agender. The evidence was sent to you many times[but was never shown at the planning meeting]. Also at the planning meeting your vice chairman at nelinc is deputy chairman of Laceby parish council [this is conflict of interest, thus not getting a hearing]. We and my family have been victimised, harassed , slandered and now forced out of our home. We now require an independent fair hearing with all the relevant evidence including Police reports , solicitors information [from previous intervention in this matter]"</i> .
1.3	Correspondences dated 12 th March 2020 <i>Dear Matthew & Public Rights of Way Team</i> <i>I am writing to object to the proposed application to record a Public Footpath between Butt Lane and Public Footpath 110 Laceby.The reasons for our objection are supported with written ,video and pictured evidence of the harassment,abuse and misconduct performed by the Laceby Parish Council,influenced by key members.All evidence and reasoning for supporting the proposed</i>
1.4	<i>application has been based on lies,victimisation and incorrect procedure by abusing their power in a council members role;our evidence supports these statements.</i> <i>We have been residents of 56 Butt Lane Laceby since 2004,as a whole family we were excited for the new adventure; at the time the village had a lot of prospects and interest in our family. The village offered a Sportsfield , sports clubs , many public footpaths , off road bridleways, all which are beneficial because all members of my family are runners and athletes. The area was very secluded</i>
1.5	<i>and peaceful,giving us the privacy we have worked so hard for.The peace and quiet our home offered helped my children with their academic commitments and helped us be able to sleep from working strenuous day and evening shift patterns. This in theory was a great decision , but 10 years later turned into a grave mistake and our living nightmare.</i> <i>In the summer of 2015 the case of harassment started with letters sent to our property which was later to be proven to be Dave Marshall (Copy attached).This was soon followed with constant daily</i>
1.6	<i>phone calls by Mr& Mrs Greenbeck .Also at this time our home garage was broken into and contents in our fridge and freezer were damaged and thrown all over the floor.Then a Dog Litter bin was</i>
1.7	<i>placed directly outside our house and then moved to directly in front of our house (Photos attached). At this point we realised that this escalated into harassment by the Laceby Parish Council.At this point the local police were informed. Then later on that year a kissing gate was placed on the proposed Public Footpath next to our home,in the place of a locked wooden gate which was there when we moved to 56 Butt Lane in 2004 (Photo attached).In October 2015 the Parish Council arrived with no notification with Tree& Garden Services (Contact No.:01472 879258) in an attempt to clear this land to make it a nature area. The noise was unbearable and had to evacuate the house;I have an Autistic son and their actions caused his great harm and distress. The damage to our property and our trees</i>
1.8	<i>was horrendous,leaving us with no privacy. In an attempt to stop this work was blatantly ignored and their work resumed (Evidence of damage attached).People walking past the so-called 'Nature area' could see us sitting down on our downstairs toilet.The abuse never ended here.</i>
1.9	<i>Dog Excretion was thrown at our house windows (Pictures attached), dog mess left over our home garden and dogs were frequently coming into our house and running all around our living room , kitchen,creating mess and disruption of our privacy.All complaints and evidence was ignored by the</i>

1.10	<i>Parish Council. We do believe that they run a 'Kangaroo court' shown by their actions; they create their own rules and only abide by their own tune and their own desires , not in the best interests of the residents of Laceby , only their own constituency. We as a family do believe that the reasoning behind all this is linked to the new housing being built in Laceby (Mulbery Lane,Maple Walk) next to the back fields. In summary Dave Marshall has tried to create a distraction for all dog walkers to go past our home by trying to open a footpath next to our house as a shortcut to the back fields instead of walking past his house (Austin Garth/Collinson Court) giving him more privacy and quiet . However where Dave Marshall lives is next to a public footpath which is legally open and available to the public , unlike next to our residence.The space next to our residence is an abandoned allotment which is leased by the Parish Council which has been left dormant for years because of past circumstances. The old allotment was previously a dumping ground for a power plant named Tioxide.The area is filled with toxic waste (Titanium hydrochloride) which is highly cancerous.Because of this nothing would grow , therefore it was left locked and secured because this hazard is dangerous and we have evidence of landfill coming to the surface (Photos attached). This is information the Parish Council knew and chose to ignore,despite the fact that their role is to not only represent but protect the health and safety of the residents of Laceby.Any cut or graze endured by the public going down this previous allotment would need urgent medical attention. North East Lincs council was made aware of all incidents (Sue Turner,Jack Fox,Matthew Chaplin,George Lewis of 'ENGIE' & Martin Ambler).After many visits and 4.5 years later the Parish Council was forced to lock the kissing gate. The latest incident occurred on Monday 2nd March 2020 where the Parish Council took it upon themselves with no date as before in previous incidents and started to cut the area again with the Tree and Garden Services.A letter was delivered to us stating that there had been fly tipping on this land and they were going to clear it I(Letter attached). However we contacted the PCO of the area and provided evidence of the letter which the officer went to assess for fly tipping and confirmed there was none and said that there was no need to cut this area (Photo & Video evidence attached).</i>
1.11	<i>public , unlike next to our residence.The space next to our residence is an abandoned allotment which is leased by the Parish Council which has been left dormant for years because of past circumstances. The old allotment was previously a dumping ground for a power plant named Tioxide.The area is filled with toxic waste (Titanium hydrochloride) which is highly cancerous.Because of this nothing would grow , therefore it was left locked and secured because this hazard is dangerous and we have evidence of landfill coming to the surface (Photos attached). This is information the Parish Council knew and chose to ignore,despite the fact that their role is to not only represent but protect the health and safety of the residents of Laceby.Any cut or graze endured by the public going down this previous allotment would need urgent medical attention. North East Lincs council was made aware of all incidents (Sue Turner,Jack Fox,Matthew Chaplin,George Lewis of 'ENGIE' & Martin Ambler).After many visits and 4.5 years later the Parish Council was forced to lock the kissing gate.</i>
1.12	<i>The latest incident occurred on Monday 2nd March 2020 where the Parish Council took it upon themselves with no date as before in previous incidents and started to cut the area again with the Tree and Garden Services.A letter was delivered to us stating that there had been fly tipping on this land and they were going to clear it I(Letter attached). However we contacted the PCO of the area and provided evidence of the letter which the officer went to assess for fly tipping and confirmed there was none and said that there was no need to cut this area (Photo & Video evidence attached).</i>
1.13	<i>The conclusion of this long lasting traumatic episode in our lives is still continuing, the council have now submitted false evidence to open the allotment as a right of way.These series of events is based on lies,manipulation,collusion,corruption and conspiracy so that certain people can have their own way without looking at the consequences on people's livelihood,safety and wellbeing. With the evidence put forward I hope and aim to put an end to the bullying and harassment that we have suffered in the hands of people who have council powers.</i>
1.14	
1.15	<p>Emails sent by Mr and Mrs Jagger 12th December 2018</p> <p>Land in Butt laceby</p> <div data-bbox="300 1444 359 1496">MJ</div> <div data-bbox="359 1451 678 1496"> <p>Mick Jagger [REDACTED]</p> <p>To: Matthew Chaplin (Engie)</p> </div> <div data-bbox="1129 1438 1449 1467"> Reply Reply All Forward ... </div> <div data-bbox="1321 1473 1449 1496"> <p>Wed 12/12/2018 20:42</p> </div> <p>Matthew ,</p> <p>Thank you calling my wife this morning about the land issue .</p> <p>Over the past 4 year the laceby parish council have assault me and my family verbally and physically. I have had my house damage , trees killed , been threatened by Councillors , sent threatening letters etc. Then with no planning permission put a kissing gate in [in which this complaint has and still is going on with n.e .lincs [engie Mr Andrew kitchen now dealing with them breaking the terms of the lease and purpose of the land]. This has been broken and now they have empowered many people from long meadows drive to make our lives a living hell.</p> <p>I believe that you told my wife planning permission has been applied for as a public right of which it is not by a person of Long meadows ?</p> <p>The Police are await of this on going matter , it seems to me that the parish council and there mob can make good people lives a misery and do as they like.</p> <p>Jack fox is aware of this issue and Sue Turner , Councillor wheatley.</p> <p>There was a meeting in the summer in which Councillor Wheatley told the parish council to close the land off and put it back the way it was locked off [so this is just another ploy to get there own way].</p> <p>I shall contact you tomorrow.Thank for listening.</p> <p>All the very best</p> <p>M Jagger</p> <p>PS - PLEASES LOOK AT PICTURES SENT AND THE ORIGINAL GATE DATED AND TIME FROM GOOGLE.</p>

1.16

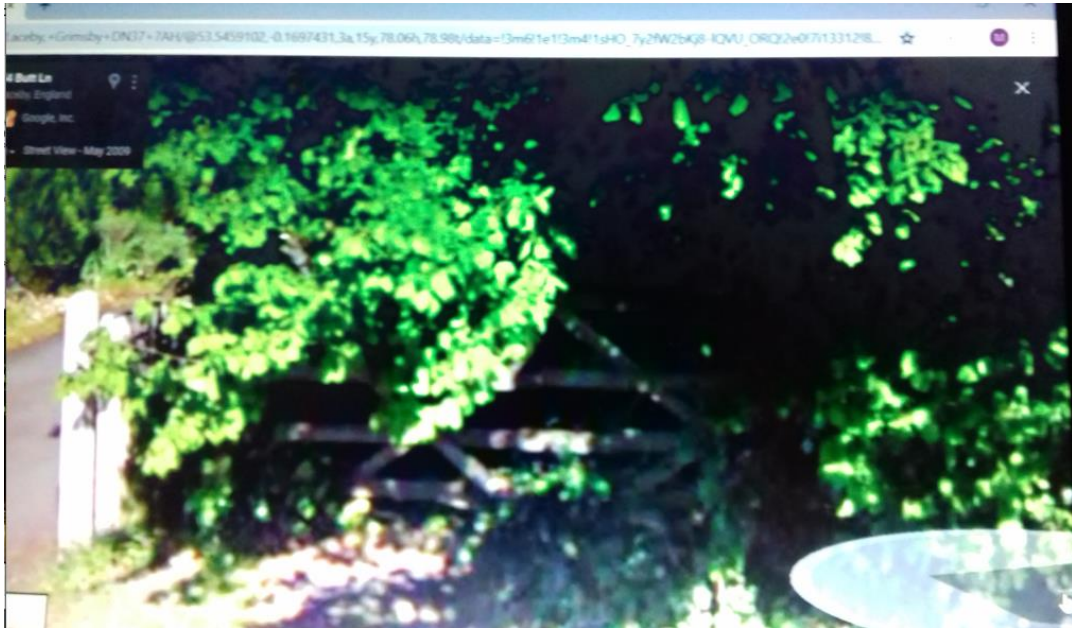


1.17

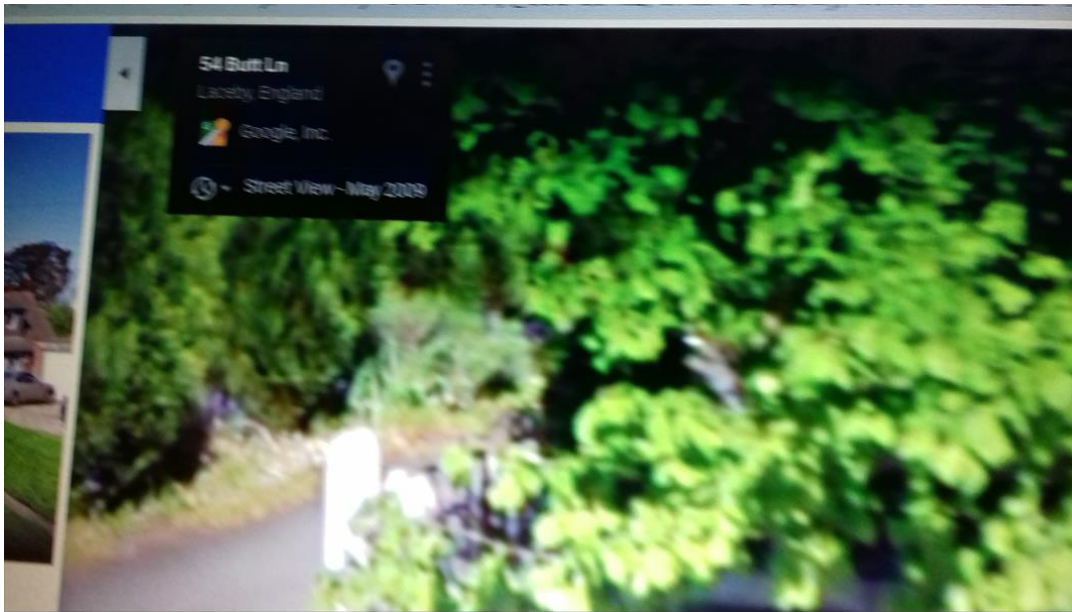


Mr and Mrs Jagers emails dated 15th December 2018

1.18



1.19

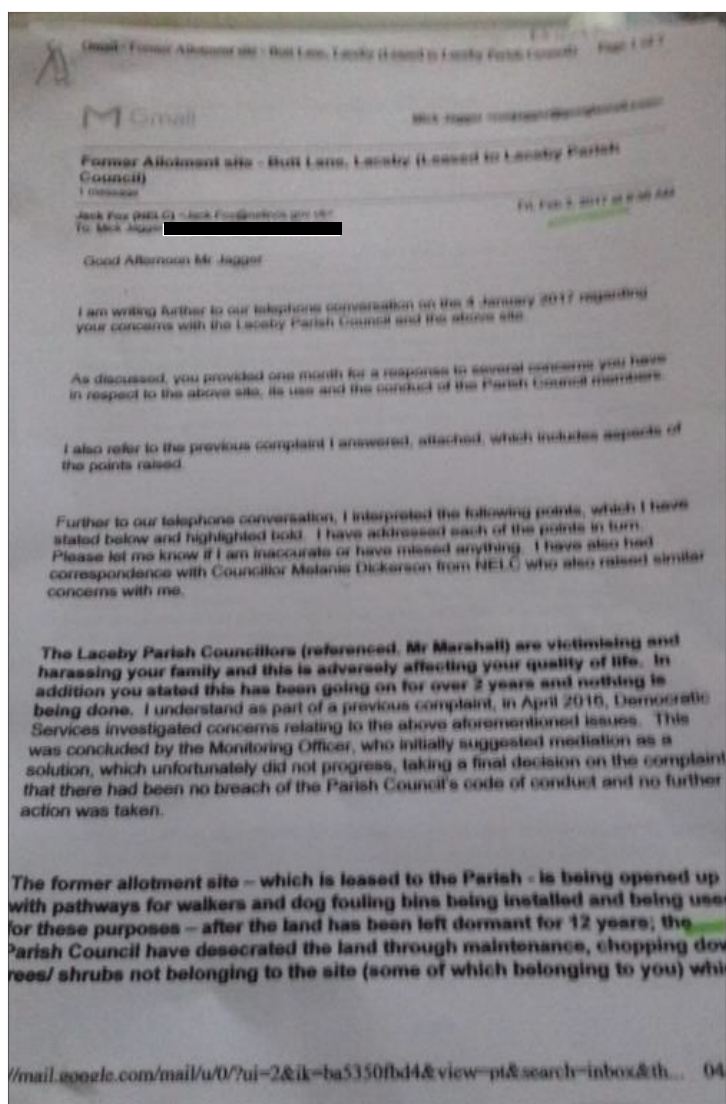


1.20



Kissing gate put in by Parish Council October 2015

1.21



As this document was poor quality. The original email was gathered and seen below:


<p>1.22</p> <p>1.23</p> <p>1.24</p> <p>1.25</p> <p>1.26</p>	<p>Good Afternoon Mr Jagger</p> <p>I am writing further to our telephone conversation on the 4 January 2017 regarding your concerns with the Laceby Parish Council and the above site.</p> <p>As discussed, you provided one month for a response to several concerns you have in respect to the above site, its use and the conduct of the Parish Council members.</p> <p>I also refer to the previous complaint I answered, attached, which includes aspects of the points raised.</p> <p>Further to our telephone conversation, I interpreted the following points, which I have stated below and highlighted bold. I have addressed each of the points in turn. Please let me know if I am inaccurate or have missed anything. I have also had correspondence with Councillor Melanie Dickerson from NELC who also raised similar concerns with me.</p> <p>The Laceby Parish Councillors (referenced. Mr Marshall) are victimising and harassing your family and this is adversely affecting your quality of life. In addition you stated this has been going on for over 2 years and nothing is being done. I understand as part of a previous complaint, in April 2016, Democratic Services investigated concerns relating to the above aforementioned issues. This was concluded by the Monitoring Officer, who initially suggested mediation as a solution, which unfortunately did not progress, taking a final decision on the complaint that there had been no breach of the Parish Council's code of conduct and no further action was taken.</p> <p>The former allotment site – which is leased to the Parish - is being opened up with pathways for walkers and dog fouling bins being installed and being used for these purposes – after the land has been left dormant for 12 years; the Parish Council have desecrated the land through maintenance, chopping down trees/ shrubs not belonging to the site (some of which belonging to you) which has enabled access to your property by dogs who are fouling and causing a nuisance on your property. On investigation, the main entrance to the site has been subject to maintenance of both the land and trees/ shrubs and the renewal of the access gate and kissing gate. One dog fouling bin was installed adjacent to the entrance but was vandalised and removed. A subsequent bin has been introduced across from the site by NELC. Further to a visit to the site, other than routine maintenance, there has been no changes made that alters the current access or pathways on to the site which would constitute an enhancement for walkers. The land has been left for a period longer than 12 years and has established walking routes across it. Whilst these are not formal rights of way, they could be registered if proposed.</p> <p>The lease, which commenced in 1977 includes a clause 'to cultivate and keep and manage the land or cause the same to be cultivated in a good husbandlike manner'. It is stated the land is to be used for allotments. However, I understand that it became apparent that after several attempts to cultivate the land, that due to the type of topsoil placed on the land, it was such that it was unsuitable for this use, other than areas at the perimeter of the site, where there still exists allotments to this day.</p> <p>There is a further clause where the Council makes it clear that it 'does not warrant that the land would not be fit for use as allotments and that it is the responsibility of the Tenant to carry out any necessary works to bring the land into good use'. It is therefore not unreasonable that as the land being has not been used for this purpose, it has been left and accessed for a considerable time for the general purposes of providing amenity space. The Parish still have the obligation of maintaining the land which has seen the introduction of trees being planted over a period of time.</p> <p>There is further clauses 'not to do anything or cause anything to be done which may be or become a nuisance or annoyance or cause damage to the Council or other property in the neighbourhood – or occupiers of such property'.</p> <p>As such, I have discussed and reminded the Parish Council of their obligations under the lease. I discussed the works undertaken and they have provided clarity that following the maintenance carried out that no neighbouring tree/ shrubs or hedges were damaged and any work undertaken to the site did not encroach onto neighbouring private land.</p> <p>You will appreciate it is very difficult for me to address and prove whether any damage was caused as a result of the maintenance by the Parish Council as I have no evidence to support the statement. I have, from both parties, their own interpretation of events, but I am unaware of what the damage was or who caused it. I am sure if you had any evidence which would support your statement regarding the damage caused – i.e. any before or after photos – which may show the time / implicate someone causing the damage to the boundary, you would have provided this before now. Even then unless someone admits to the damage, there appears minimal pursuance of a claim which may result in works being undertaken to rectify the damage.</p> <p>I also understand from the Parish that a number of years ago a dividing hedge bordering the site was replaced by a resident with a timber fence. I have previously advised that either property owner is entitled to erect a boundary treatment on their land to protect their interests.</p> <p>No Planning permission/ change of use has been obtained. I've discussed with colleagues and in particular Martin Ambler (Senior Enforcement) who has visited the site and indeed spoken to yourself. At the current time it is believed the issue is one of a footpath across the land linking to the fields at the rear of the site. The majority of the land is very overgrown and not readily accessible. It is not considered that this requires planning permission. It is understood that the dog bins have been removed and there is no other development that would require permission. However if the land was to be used as a park or more formal open space then this would require planning permission and it would be prudent to seek advice on the acceptability of such a use. With regard to rights of way issues, Mathew Chaplin has confirmed there are no public rights of way running through the site. There would need to be 20 years use of a route for an application to Modify the Definitive Map. On review of the information provided, such as gates being locked previously, this would not be possible during that period.</p> <p>The site was a former municipal rubbish tip – claims rubbish is surfacing near to property. I've discussed with colleagues in Environmental Health who previously visited and were aware the site was inaccessible due to a locked gate. My colleague Shaun Poole visited the site on 11/1/17 and commented that the site is very overgrown and largely inaccessible, apart from the main path (and a couple of trails that lead off) that seem to lead through the site. Shaun did notice a small amount of debris consisting of old pottery and broken glass near the new gates, which suggests that the ground has been disturbed at some point. However there was no suggestion that there was a wider issue and as a result no further investigations will be undertaken. I will however raise with the Parish Council to remove the debris, which we do not believe to pose any greater risk than if you were to come across broken glass at one of the parks, for example.</p> <p>I also reiterate previous comments regarding the information we do hold on file in relation to this site: <i>"Originally a sand pit, landfilling was believed to be in operation between the periods of 1952 and 1966 for the disposal of inert, excavation and spoil and possibly some domestic waste. Records suggest that tipping ceased in 1966 when it was leased to Lindsey District Council (1966-69) for the storage of road making materials. In 1977 planning permission was given for allotments.</i> <i>Two limited landfill gas surveys were carried out on site by the then Humberside County Council Waste Regulation Authority (HCC). The first in 1989, detected no methane whilst the second in 1991 detected no methane and low levels of carbon dioxide. During 1998/99 a further limited gas survey was undertaken but again the results did not reveal anything of concern."</i></p> <p>To conclude, I believe I have addressed each of the concerns you raised following our telephone conversation. I would however also provide some considerations you may wish to explore which may assist you in reaching a suitable resolution to the concerns you have raised.</p>
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- The Council has reiterated the terms in the lease to the Parish Council and it would appear from responses and discussions with the Parish that they are not managing the site outside of these conditions;
- If you have an objection to the use of the land as general amenity space, and any alterations to the main entrance to the site, a petition should be considered. This route provides a collective view of residents who border the land or live in the vicinity and provide 'one voice'. This may conclude that a majority request the Parish Council to restrict access by members of the general public. The petition process is outlined here: <https://www.nelincs.gov.uk/councillors-and-democracy/public-involvement/petitions/petition-scheme>;
- If the above route is not forthcoming, the Community could come together and promote the site for general amenity use, subject to improvements to the site and boundary treatments which would deter any unauthorised cross over between sites. This could be progressed with support from your Ward Councillor;
- You as property owner are in your own rights to secure your property boundary. I am unable to find fault with the response regarding the recent maintenance at the site, however it has been suggested by no fault of either yourself or the Parish Council, that the previous property owner replaced a boundary treatment which is now ineffective;
- It would seem that irrespective of the reasons or characters of either parties, relations between you and members of the Parish Council have broken down. I can see however that steps have been taken to introduce mediation of this situation with the liaison of Ward Councillor Melanie Dickerson. This is encouraged and should continue to be the single route of communication between parties. As the land is leased to the Parish however, this Council could only intervene where there are matters of member conduct or an contravention of the lease conditions, which would be investigated.

To conclude, I appreciate the frustrations and concerns you have raised, which have been ongoing for some time. I hope I have outlined the position of the Council by providing responses to each of the matters raised and further offered actions which could be taken which may resolve these matters. Should you feel I have not addressed these matters to your satisfaction, and offered resolutions that would be acceptable to you, you may wish to escalate your previous complaint to stage 2 of our complaints process where it will be reviewed by a senior officer. Please contact the complaints team should you wish to take your complaint to the next stage at the address below, by telephone on (01472) 326426 or email res-customerservices@nelincs.gov.uk

Regards

Jack Fox, Assets Advanced Practitioner (Corporate), North East Lincolnshire Council
Municipal Offices, Town Hall Square, Grimsby, North East Lincolnshire, DN31 1HU

2.0	<u>Objection 2 from Mr and Mrs Pearson.</u>
2.1	<p>Mr and Mrs Pearson objected to the Order in a letter dated 11th September 2023. Along with their objection was also attached was a letter that was submitted for the pre-Order making consultation.</p> <p>Mr and Mrs Pearson</p>  <p>11th September 2023</p> <p>Mr M Chaplin Public Rights of Way Mapping Officer New Oxford House, George Street Grimsby N E Lincs DN31 1HB prow@nelincs.gov.uk</p> <p>DMM012 - Footpath No 122 Map Modification Order 2023</p> <p>Dear Mr Chaplin</p> <p>We are in receipt of your letter dated 5th September, in which you ask us to consider the Order of the map modification and forward any comments within 42 days. This follows your letter of 8th June which gave only 6 days notice of a Planning Committee meeting regarding this same footpath. As the Order has already been made, and the seal affixed on 31st June 2023, we are unsure what it is that we are able to comment on. However, we would like to raise the following points:</p>
2.2	<p>1. Our objections remain clearly outlined in the letter from our solicitor (attached) dated 17th April 2020. It should be noted that, although the solicitor did receive an acknowledgement of receipt, there has been no further correspondence from the planning committee to address any of the concerns raised in that letter.</p>
2.3	<p>2. We chose not to attend the June meeting as your letter stated that the 'report recommends that ... there is evidence to support the making of an Order'. As we had nothing further to add to our solicitor's letter, we felt attending would be futile. We understand from our neighbours, Mr and Mrs Jagger, who did attend the June meeting, that none of the concerns raised by our solicitor were shared.</p>
2.4	<p>3. We have always maintained that the dog-walkers in houses that abut the piece of land in question use gates in their back fences to access and exit, through a forced gap in the perimeter hedge, straight onto Footpath 110. This exit point remains well-trodden. However, the exit point onto Butt Lane, over a previously locked 5-bar gate, was not heavily used. Since the Parish Council locked the new kissing gate, it</p>

2.5

has not been used at all. I took the photo below yesterday, standing on Butt Lane and looking down the proposed footpath. It is in sharp contrast to the pictures shown in the June meeting, our neighbours inform us, which were taken shortly after contractors had been paid to clear all the vegetation back to the boundaries, presumably at great expense.



2.6

In summary, we can only re-state the concerns raised by our solicitor on our behalf. We have lived next to this proposed footpath since August 1995, with problems only starting in October 2015 when the 5-bar gate that had rotted on its hinges was replaced with a metal kissing gate. Yet our evidence, as one of the households most affected by this change of use, seems to carry very little weight against the combined might of the Parish Council and the NELC Planning Committee. Indeed, we understand from our neighbours, who must surely be mistaken, that one member serves on both of these panels.

Yours sincerely

Mr and Mrs Pearson

Enc - letter from solicitor

CC - Phil Wilton Defra Casework Officer

The Planning Inspectorate Philip.Wilton@planninginspectorate.gov.uk

2.7

Pre-Order making objection letter

The pre-Order making objections were stated in the following letter which was dated 17th April 2020.

LIT/APB/1085846/1
FAO Public Rights of Way Team
17 April 2020

Engie/North East Lincolnshire Council
New Oxford House
George Street
Grimsby
North East Lincolnshire
DN31 1HB

wilkin chapman llp
solicitors

Cartlegate House
26 Chantry Lane
Grimsby DN31 2LJ
Tel: 01472 262626
DX 13511 Grimsby 1
FAX: 01472 360198
www.wilkinchapman.co.uk

By email only:
prow@nelincs.gov.uk

Dear Sirs

FAO: PUBLIC RIGHTS OF WAY TEAM
YOUR REF: DMMO 12 BUTT LANE
OUR CLIENTS: MR & MRS PEARSON, 58 BUTT LANE

Letter of Objection to Application to Record a Public Footpath Between Butt Lane and Public Footpath 110, Laceby

For ease of reference we number the paragraphs of this letter.

1. Those Objecting

We are instructed on behalf of our clients, Mr & Mrs Pearson of 58 Butt Lane, to submit their objection to the above application to record a Public Footpath between Butt Lane and Public Footpath 110, Laceby under s53 Wildlife and Countryside Act 1981.

2. Summary Only

This is only a letter of objection, intended to either persuade NELC not to make the order requested, or to trigger submission to the Secretary of State under Schedule 15 paragraph 7 with a view to a hearing or inquiry to be held. It is intended only that this will be a summary of the objections and the evidence our clients may adduce to any such hearing or inquiry, which will likely be in the format of witness statements or statutory declarations and further documents.

2.8	3. <u>Documents</u>
2.9	<p>In an email to Matthew Chaplin of the Public Rights of Way Team dated 28 March 2020 we requested copies of any documents relating to the land over which the proposed right of way passes. So far we have seen only redacted copies of the evidence user forms which accompanied the application, to some of which were attached maps. As it is the right of our clients under Schedule 15 paragraph 3(8) to see any documents to be taken into account, in preparing the proposed order, we hope that all such documents have been disclosed, but we fear they may not. This is because of reference by Engie in an email to a Mr Jagger of 15 April 2020 regarding 'well-trodden tracks' (implying the existence of documents regarding inspections, or photographs), because Mr Chaplin's response of 3 April 2020 refers to <i>"Historical aerial photographs show a worn track through the site and would be taken into account as would any historical documentation"</i> and that <i>"all documents that I will look at are found in the public domain such as North East Lincolnshire Archive Office or on line. I am unable to find any documents relating to the landfill site or fire."</i> We submit that whilst Mr Chaplin's response may be argued to comply with the letter of the Schedule, it hardly complies with the spirit to require our clients to incur the costs of inspecting archives or searching 'online' when it will be clear that the Public Rights of Way team will have copies, probably in electronic format, of any documents it will consider. If there are any documents other than the user evidence forms, please either supply copies or tell us where they may be inspected with more specific reference than 'archives' or 'online' and extend the period for objections and representations until a reasonable period of time has been allowed for our clients to obtain and consider such documents.</p>
	4. <u>Our clients</u>
	<p>The application is to record a public footpath which passes from a point on Butt Lane between 56 and 58 Butt Lane, alongside the front and rear gardens of those properties, to public footpath 110. Our clients have occupied 58 Butt Lane since August 1995.</p>
	5. <u>Previous use of the land/Official Documents and Plans</u>
2.10	5.1 We attach a Landfill Gas Survey dated 27 June 1989. This explains that the area of land through which the alleged footpath passes was a disused sand pit until 1952.
2.11	5.2 Between 1952 and 31 March 1974 the area was a landfill site into which agricultural, domestic and trade waste likely to be toxic were dumped. In our submission this does not sound like a site through which the public would be allowed to freely wander. Paths which may appear on historical photographs may have been linked with the activities of the landfill site. Our clients tell us that part of the route of the proposed path (that as shown as a 'track' on the plan attached to the survey) has some hard surface below the grass, presumably installed to allow vehicles to access the dump with becoming bogged down. (As an aside now, we speculate that the presence of a hard surface may explain why the track is evident in any aerial photographs as it may have impeded the growth of vegetation through the surface compared with areas either side of the track).
2.12	5.3 NELC have provided to Mr Jagger of 56 Butt lane details of planning applications for the land. Attached to those are a plan dated 27 July 1977. That plan shows there was no obvious path, well-trodden or otherwise, from the end of the hard standing marked 'track', other than two from the end of the track to the rear of two adjacent domestic properties. A path which leads to nowhere cannot be a highway, and so cannot be a public footpath.

2.13	5.4	Various properties adjacent to the site, on Butt Lane and on Longmeadow Drive, have installed gates between their back gardens and the area of land in question. Their usage of the area may explain the existence of any 'well-trodden' paths. But routes from private back gardens would only give rise to potential private rights of way on the part of the owners of those properties, not public ones.
2.14	5.5	On 5 March 1979 the land through which the alleged footpath passes was leased by the freeholder Cleethorpes Borough Council (the predecessor of the current freeholder, NELC) to Laceby Parish Council for use as allotments. The lease makes no reference to any public right of way. That Cleethorpes Borough Council did not refer to a right of way and that it leased quiet enjoyment of the land to the Parish Council, is evidence that Cleethorpes Borough Council did not intend to dedicate a public right of way at that time, or for the duration of the lease, which continues to date.
2.15		
2.16	5.6	If there is a gap in the hedgerow at Point B, this is only because the Parish Council are in breach of its legal obligation to maintain the boundaries of the site.
2.17	5.7	The plan within that lease again shows only the track with hardstanding and routes to the rear of two domestic properties on Butt Lane and Longmeadow Drive.
2.18	5.8	From the plans attached to the landfill survey, it is clear that the position remained the same in 1989. The only identifiable routes recorded by the surveyors (including in a sketch freshly prepared at the time) were the 'track' with hardstanding and those to the rear of the properties on Butt Lane and Longmeadow Drive and/or the allotments which had been created.
2.19	5.9	The landfill survey also states that in 1989 there was <i>'no obvious vegetation stress/damage visible in the trees/hedgerows forming the site boundary'</i> , indicating that there was no gap in the same so as to allow access between the landfill/allotment area and Public Footpath 110 (as alleged at Point B or elsewhere).
	<u>6. Our Clients' Recollections</u>	
2.20	6.1	Our clients took occupation of 58 Butt Lane in August 1995. At that time the entrance to the land from Butt Lane was gated with a 5 bar gate, secured with a chain and padlock.
2.21	6.2	We attach a photograph of our client's son in the front garden taken in around 1995 (he is now 28 years old). The gate can clearly be seen in the background. Whilst people could have walked around the gate at that time, it is inconceivable that they would do so as of right, as they would have to trespass through the front drives of 56 or 58 Butt Lane.
2.22	6.3	Our clients planted a hedge along the track.
2.23	6.4	The gate was secured with a chain and padlock.
2.24	6.5	Our clients recall that [REDACTED] the local Scout Leader, had a key for the padlock and on occasion she would use that and get access to the allotments for the scouts.
2.25	6.6	Owners of more properties on Butt Lane and Longmeadow Drive installed gates in their rear boundaries. These people accessed the land in question, and possibly Public
2.26		

2.27	footpath 110, but from their properties rather than the Butt Lane entrance. They may have created the gap at point B on the alleged path, and trodden any tracks through the area.
2.28	6.7 It remained the case for many years that the entrance from Butt Lane, by now with mature hedge and fencing between the boundaries of the track with hardstanding and those of the properties of 56 and 58 Butt Lane, was blocked by a 5 bar gate secured with chain and padlock. We attach an extract from a Whatsapp discussion between our clients' children about their later recollections of the gate and chain. No-one could get access, other than with a key for the padlock, or by climbing the gate.
2.29	6.8 We attach a series of Google Streetview images. These show (albeit not very clearly) the chain and the padlock around the left hand side of the gate and gatepost, in both January and in May 2009. They also show vegetation growing up the gate, indicating that it has not been used for some time, and certainly not 'daily' as is claimed by many in the user evidence forms. There was clearly no access at point A as of right.
2.30	6.9 The allotments proved untenable. As such, other than usage by the owners of properties bordering the site perhaps, the whole landfill/allotment area remained untouched for many years.
2.31	6.10 There was a fire on the landfill/allotment sites. Our clients do not know exactly when, but think 2013, and presumably records could be obtained from the fire brigade if necessary. The fire brigade cut the lock on the gate to gain access. The lock was replaced.
2.32	6.11 In 2015 Laceby Parish Council minutes begin to refer to the landfill/allotment site as a 'new nature area' (in breach of their lease which allowed only for use as allotments). During this period, on one occasion Laceby Parish Councillor Marshall knocked on our clients' door and asked if visiting councillors could use our clients' personnel gate near their garage to access the site, 'because they were too old/infirm to negotiate the locked gate at the Butt Lane entrance'.
2.33	6.12 In October/November 2015 Laceby Parish Council paid contractors to clear the entrance from Butt Lane and the track (decimating our client's hedge and removing their privacy) and replaced the 5-bar gate with a kissing gate. Only thereafter was there regular foot and bicycle traffic from the entrance on Butt Lane alongside our clients' property. On 12 March 2016 our clients wrote to the Parish Council to object (a copy can be supplied if required – it does refer to the site being untouched for 21 years before then).
2.34	6.13 Since then, NELC will be aware that there has been much correspondence passing between them, our clients, Mr Jagger and Laceby Parish Council. We understand that at various times the gates at the entrance from Butt Lane have been locked, we think by various parties but including the Parish Council (at the request of NELC?). Even in a period during which the Parish Council have been wishing to encourage access to the site (in breach of its lease to use the site as allotments only), access has in any event been prevented, including by the Parish Council itself.
2.35	6.14 On 3 February 2017 Mr Jack Fox of NELC wrote to Mr Jagger stating that colleagues in Environmental Health had been unable to access the site owing to a locked gate (presumably at Butt Lane entrance), indicating access was blocked.
2.36	

	<p>6.15 In April 2018 we understand fencing was erected at point B by one of the Councils (thus blocking the path).</p>
	<p>7. <u>Any Aerial Photographs or Sight of 'Well-Trodden Path'</u></p> <p>In our submission, the Streetview images from January 2009 and May 2009 certainly do not show any well-trodden path at point A.</p> <p>As stated above, any appearance of a trodden path is likely:</p>
2.37	<p>7.1 To be because hardcore laid from the time when the site was used as a tip has prevented vegetation from growing through as compared with areas either side, creating the impression of a well-used path, and/or</p>
	<p>7.2 Has been created by those accessing the site from gates at the rear of their properties in Butt Lane and/or Longmeadow Drive (not from Point A), and/or</p>
2.38	<p>7.3 Has been created by our clients maintaining their own hedges and indeed for a time they maintained the side of the track alongside their property, and/or</p>
2.39	<p>7.4 Has been created by Councillors and/or contractors on behalf of the Parish Council clearing vegetation (there are numerous references to the same, and weedkiller being applied, in council meeting minutes we have seen from 2015 and since 2017 – there may be others in previous minutes) and/or</p>
2.40	
2.41	<p>7.5 Unlawful access (for example in March 2020 Parish Council planted bushes blocking access at point B, but these were ripped up in the night).</p>
2.42	<p>8. <u>User Evidence Forms</u></p>
2.43	<p>8.1 The forms were redacted, but we suspect these are largely from residents of Butt Lane and Longmeadow Drive anxious to retain access from their rear gardens, and/or to protect land which they may have annexed to their rear gardens, and/or from those affiliated with the Parish Council who wish to support the creation of a nature area, rather than people who truly used the path along its whole length from points A to B as they have claimed. (A map at page 121 of the bundle you supplied clearly shows a route not from point A but from the rear of a property on Longmeadow Drive).</p>
2.44	
2.45	<p>8.2 Only perhaps 11 of the forms support a full period of usage over 20 years, the others are referring to much more recent times and it is likely many are really referring to times since 2015 when the Parish Council fitted the kissing gate.</p>
2.46	<p>8.3 One form, (on the first pages of the bundle you supplied) claims the writer used the path daily for 68 years and earlier. That would take us back to at least the 1950s. We know the area was used as landfill site, including for likely toxic materials, from 1952 to 1974. Even allowing for previous disregard for health and safety, it would be remarkable if a child was allowed to wander unimpeded through such a site on a daily basis.</p>
2.47	

2.48	<p>8.4 One form (at pages 131 to 137 of the bundle you supplied) recalls the presence of the 5-bar gate, chain and padlock at point A, following that person's arrival in the area on 6 April 2008, until the kissing gate was installed (2015). In short, it appears to support what our clients say.</p>
	<p>8.5 Another (the second one) recalls the 5-bar gate but omits to mention the presence or otherwise of a lock.</p>
	<p>8.6 Despite evidence of the 5-bar gate, chain and padlock, only 2 recall the gate, and only one of those the lock, despite specific questions about the same. This is either a series of truly remarkable omissions of memory by people who otherwise claim to have very clear memories of the path over many years, or the omissions are disingenuous. Cross examination, under oath, will likely be important.</p>
2.49	<p>8.7 Many claim to have used the route 'daily'. The Streetview images from January 2009 and May 2009 alone show that claims of daily usage of point A during that time are simply untenable. Other evidence of the locked gate will have the same effect. The claims directly conflict with the evidence which our clients and others will give. Some may have used parts of the path (for example perhaps accessing from their back gardens, and point B, but these would be private rights of way), but not at point A.</p>
2.50	
2.51	<p>8.8 There is mention in Parish Council minutes from April 2018 (only 2 months before the application was submitted) of 'no trespassing' signs having appeared on the site. Despite this, not one allegedly daily user of the alleged path mentions the same.</p>
	<p>8.9 On the maps supplied with some forms, the route varies greatly, with some stating the route is to point B, and some to other points. Even those which go to point B vary the route to get there. Even allowing for drawing ability and recollection, it shows there is no set route from A to B.</p>
2.52	<p>8.10 Descriptions of the width of the path vary greatly.</p>
	<p>8.11 There is no consistent name ascribed to the alleged path. There are almost as many names as there are forms. One alleges it is known as 'Kissing Gate Walk'. The kissing gate was only installed in 2015).</p>
2.53	
2.54	<p>8.12 8 of the forms claim to have had permission to use the alleged path. Permission is incongruous with a public highway. It shows that neither those people, nor the Parish Council who are said to have granted such permission, truly believed access was as of right.</p>
2.55	
	<p>9. <u>Conclusion</u></p>
2.56	<p>Any access that people have had to the site and the alleged footpath has been a result of the Parish Council failing to keep to the terms of its lease of the land, recently seemingly quite deliberately, and of the landlord (now NELC) failing to enforce the terms of that lease. This has caused nuisance and annoyance to our clients and other occupiers of land adjacent to the site.</p>
2.57	<p>Having considered the user evidence forms, some Parish Council minutes, information supplied by our clients and having spoken with Mr Jagger, it is clear to us that the Parish Council has</p>

misunderstood its powers, its rights and its obligations, even if it may have done so with the best of intentions. This to us seems to be the source of the grievances on all sides – of the Council, of those who were erroneously given the impression that they had permission or even a right to use the alleged path, of those who may have used parts of it historically and feared losing the ability to do so, of our clients and of Mr & Mrs Jagger. Whatever the reason, it seems to us that various parties have become entrenched, as is often the case regarding boundary and/or neighbour issues. We suspect the application and the manner in which the user evidence forms have been completed have been done so as a means to achieve ultimate goals of protecting the abilities of those who may have used the area from their back gardens to continue to do so, and to open the site up as one for public use. We suspect some may have been completed disingenuously, and if this application proceeds to a hearing some may be at risk of serious consequences with regards costs or even criminal sanction. In our view this is a matter crying out for mediation. We do not know if attempts have been made at that.

Turning to the application itself, however, it is abundantly clear that the whole path between A and B has not been dedicated by the freeholder, and that the applicants cannot establish 20 years usage along the whole route (not least because Point A was inaccessible). The order should not be made at all. If it is, it should be referred to the Secretary of State for confirmation, and a hearing or inquiry will be required. Our clients invite the applicants to withdraw the application.

Yours faithfully

Andrew Burnett
Partner
Wilkin Chapman LLP

DDI: 01472 246678
Email: andrew.burnett@wilkinchapman.co.uk

Photograph c 1995 (son, tricycle)



2.58

Landfill survey 27th June 1989

2.59

LANDFILL GAS SURVEY
BUTT LANE LACEBY 55/17/29
27TH JUNE, 1989
PLANS 29/1 29/2 SKETCH

A searcher bar survey was conducted at the above site. Nine probes were made within the site interior, in three lines of three from west to east covering the whole site.

Point 7 (see sketch plan) was driven close to the site of a newly constructed bungalow to see if there was any migration of gas towards this point.

Point 9 was driven into an area of three old allotments, only one being used at present.

Butt Lane was opened in 1952 and was an old disused sand pit. Most types of waste were dumped in the site including agricultural, domestic and trade waste likely to be toxic etc. The site was closed 31st March, 1974.

No obvious vegetation stress/damage was visible in the trees/hedgerows forming the site boundary, or in any of the surrounding fields.

Results

All readings were zero.

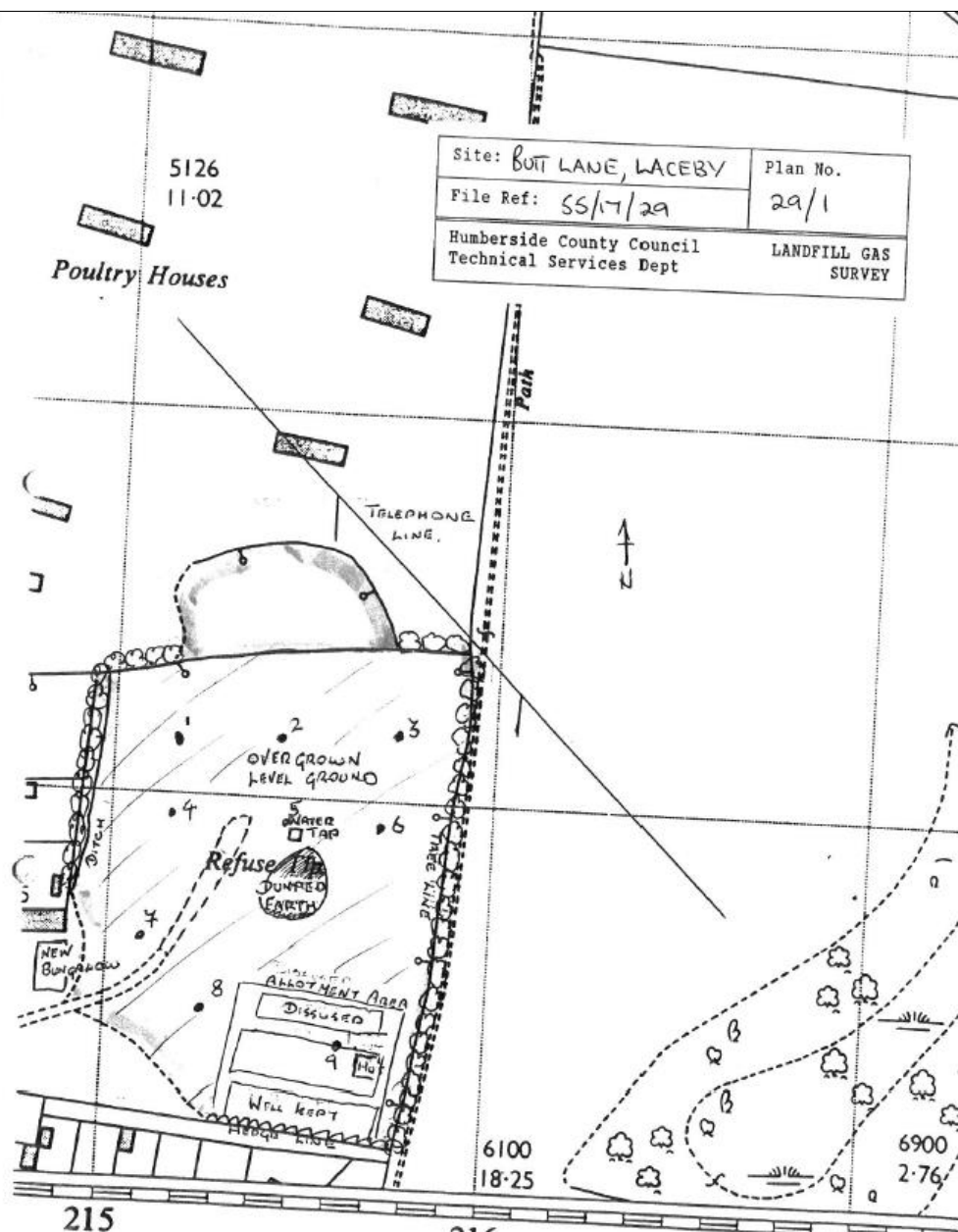
Surveyors T. Wilkinson, G. Waite.

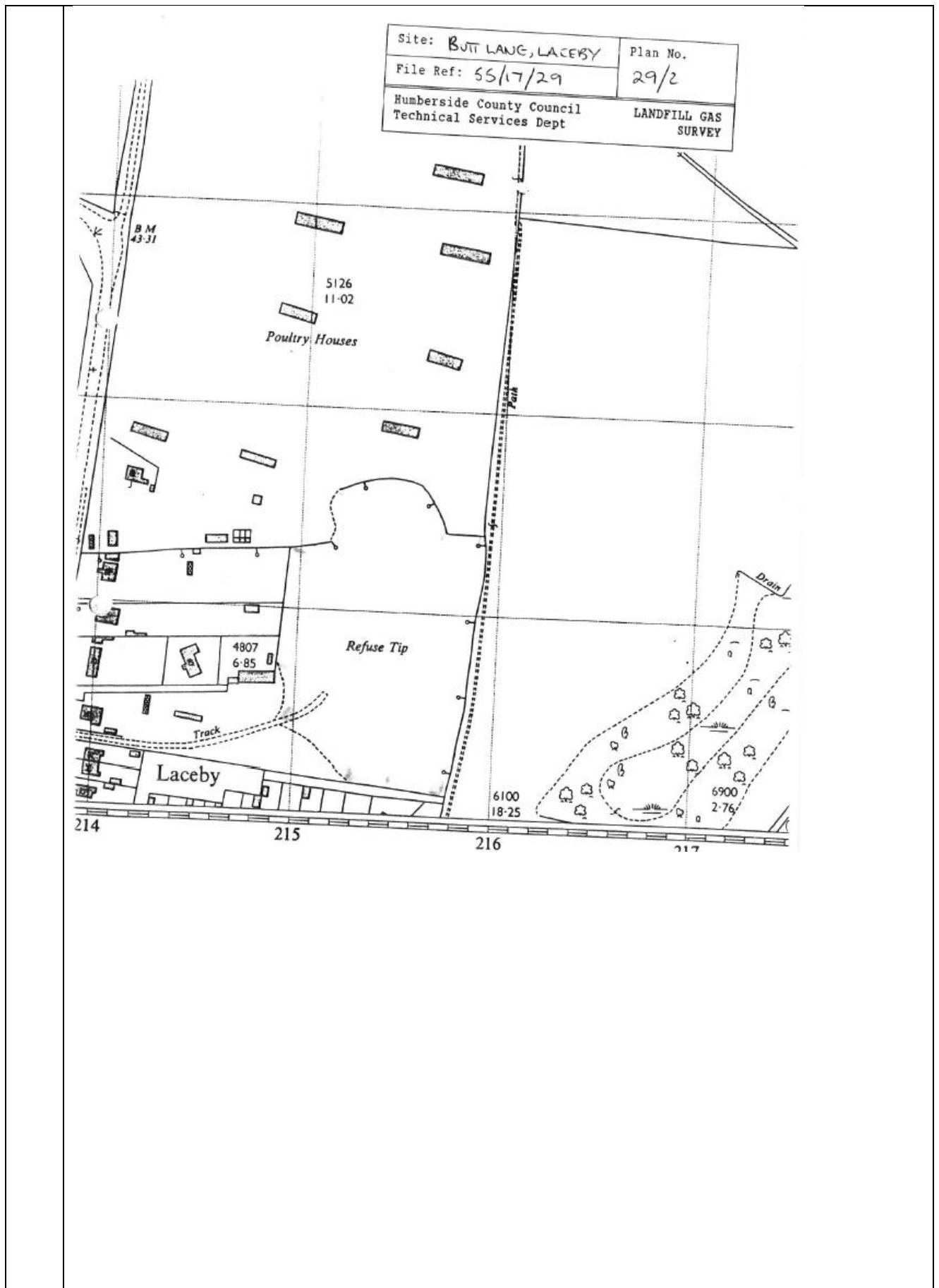
Copies to File
N. Smith

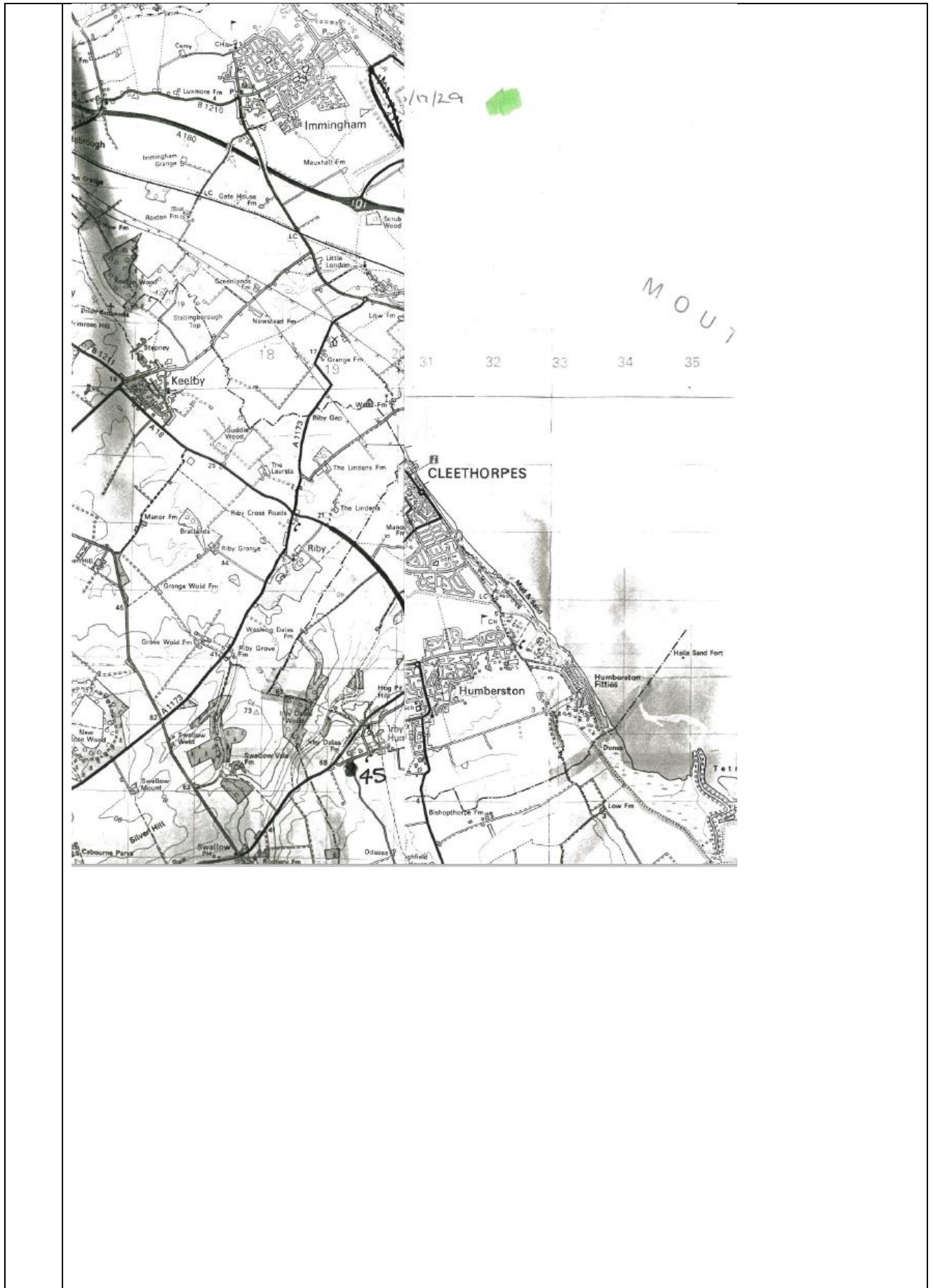
LANDFILL GAS SURVEY		SITE:		REF:	DATE:								
		Butt Lane, LACEBY.		5517129	27 / 6 / 89.								
NOTES:		PLAN NO:	TEMPERATURE										
		29/1 and 2	AIR	20 °C	GROUND °C								
Searcher bar Survey, probes driven to depth of 1000 mm.		BAROMETRIC PRESSURE											
		no data		millibars	rising falling steady								
SURVEYOR(S)		SURVEY CONDITIONS:											
		T. WILKINSON, G. WAITE		OVERCAST, HEAVY RAIN									
INSTRUMENT:													
		GASTECH, GSC.											
POINT	PPM	% LEL	% CH ₄	% CO ₂	% O ₂	mm H ₂ O	POINT	PPM	% LEL	% CH ₄	% CO ₂	% O ₂	mm H ₂ O
1	○						32						
2	○						33						
3	○						34						
4	○						35						
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18							49						

[illegible]

2.56







2.60

Planning Applications:

TOWN AND COUNTRY PLANNING ACT 1971

Application No.

3/583/77

To be quoted in all
correspondence**FULL PLANNING PERMISSIC**

The Cleethorpes Borough Council hereby give notice to
 Leebey Parish Council, through their Agents: Mrs. I. Ringrose,
 Leebey. Clerk of the Leebey
 Parish Council,
 2 Main Close, Keelby.

12th May 1977

that the application received for development purposes, Butt Lane Tip for permission to
 parish of Leebey.

has been considered and that permission for this development in accordance with plans and written
 particulars submitted has been granted subject to the following conditions:-

- (1) The development to which this permission relates MUST be begun not later than the expiration
 of FIVE YEARS from the date of this permission.
2. Provision shall be made and maintained for
 the parking of vehicles within the curtilage of the
 site in accordance with details to be approved by
 the District Planning Authority after consultation
 with the Highway Authority before any development
 is commenced.

The reasons for the above conditions are:-

- (1) To comply with the provisions of Section 41 of the Town and Country Planning Act, 1971.

2. In the interests of road safety.

Dated

6 AUG 1977

Signed

NOTES

(1) Any approval in this Notice of Decision refers only to that required under the Town and Country Planning Acts and does not include any consent or approval under any other enactment, byelaw, order, building or other regulation.

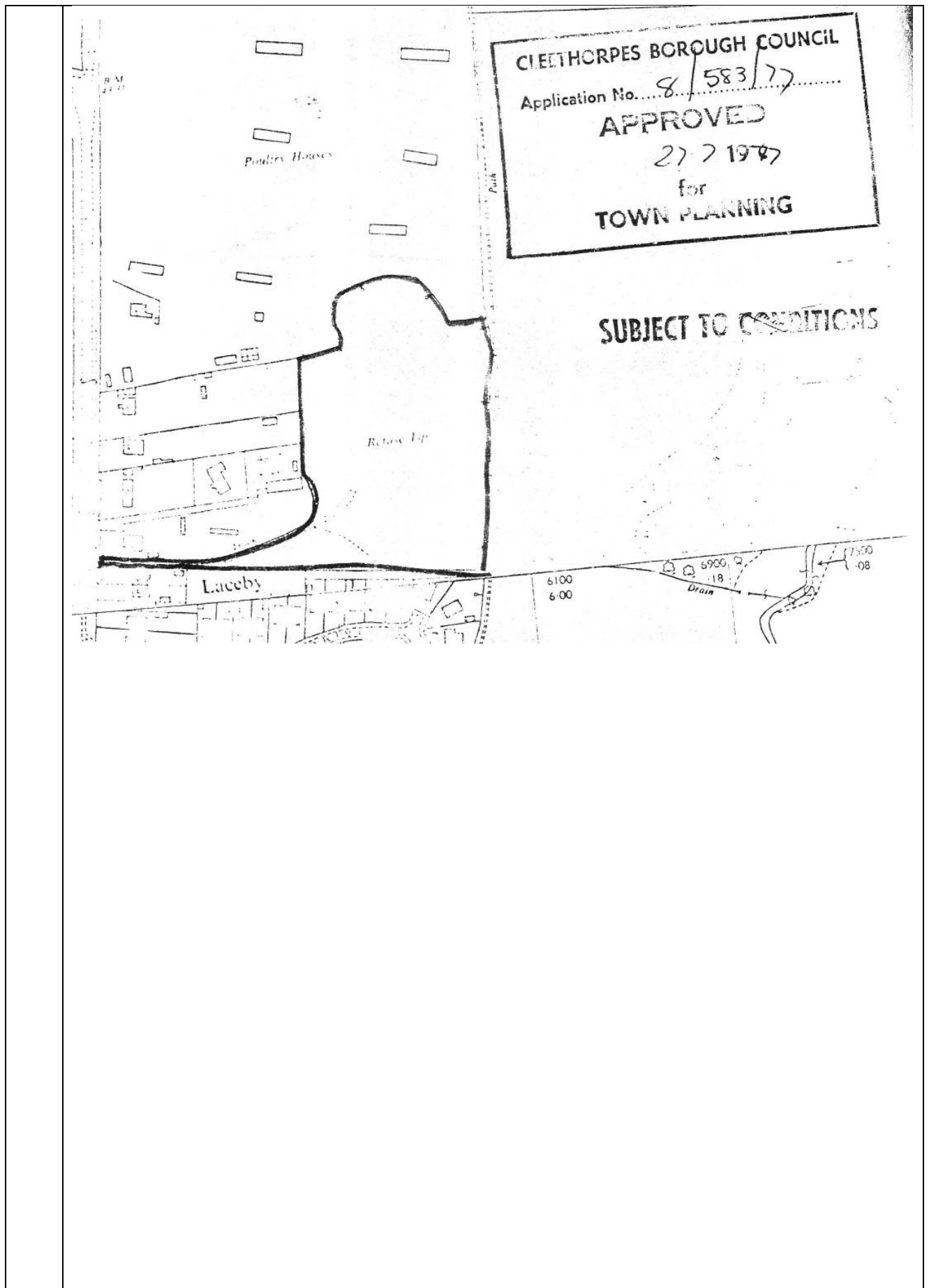
(2) If the Applicant is aggrieved by the decision of the local planning authority to refuse permission or approval for the proposed development, or to grant permission or approval subject to conditions, he may appeal to the Secretary of State for the Environment, in accordance with section 36 of the Town and Country Planning Act, 1971, within six months of receipt of this notice. The Secretary of State has power to allow a longer period for the giving of a notice of appeal but he will not normally be prepared to exercise this power unless there are special circumstances which excuse the delay in giving notice of appeal. The Secretary of State is not required to entertain an appeal if it appears to him that permission for the proposed development could not have been granted by the local planning authority, or could not have been so granted otherwise than subject to the conditions imposed by them, having regard to the statutory requirements, to the provisions of the development order, and to any directions given under the order. He does not in practice refuse to entertain appeals solely because the decision of the local planning authority was based on a direction given by him.

(3) If permission to develop land is refused or granted subject to conditions, whether by the local planning authority or by the Secretary of State for the Environment, and the owner of the land claims that the land has become incapable of reasonably beneficial use in its existing state and cannot be rendered capable of reasonably beneficial use by the carrying out of any development which has been or would be permitted, he may serve on the Council of the County District in which the land is situated, a purchase notice requiring that council to purchase his interest in the land in accordance with the provisions of part IX of the Town and Country Planning Act 1971.

(4) In certain circumstances, a claim may be made against the local planning authority for compensation, where permission is refused or granted subject to conditions by the Secretary of State on appeal or on a reference of the application to him. The circumstances in which such compensation is payable are set out in section 169 of the Town and Country Planning Act 1971.

compensation is payable under the Town and Country Planning Act 1971.

Appeals must be made upon official forms obtainable from the Secretary, Department of the Environment, Becket House, Lambeth Palace Road, London, SE1 7ER, to which address any initial enquiries regarding such appeals should be sent.



2.61

Lease agreement

THIS LEASE is made the 5th day of March
 One thousand nine hundred and seventy-~~eight~~^{nine} B E T W E E N
THE CLEETHORPES BOROUGH COUNCIL (hereinafter called "the
 Council") of the one part and THE PARISH COUNCIL OF THE
PARISH OF LACEBY in the County of Humberside by its Agents
SYDNEY Broddle of 21 Cooper Lane Laceby Humberside and
JUDITHMARY Ringrose of 2 Manor Close Keelby Lincolnshire

being the Chairman and Clerk of the said Council duly authorised
 to execute this Deed (hereinafter called "the Lessee") of
 the other part

WITNESSETH as follows :-

1. The Council hereby demises to the Lessee ALL THAT
 piece of land situate at Laceby in the County of Humberside
 containing 3.17 acres or thereabouts being the former refuse
 and more particularly delineated on the plan attached
 hereto and thereon edged red Except and Reserving as
 hereinafter mentioned TO HOLD the same unto the Lessee
 from the 1st day of April One thousand
 nine hundred and seventy-~~nine~~^{nine} for the term of One
 year and thereafter from year to year until determined
 by twelve months previous notice in writing to be given
 by either party to the other to expire on or before the
 Sixth day of April on or after the Twenty ninth day of
 September in any year subject to the provisions of Clause 5(i)
 hereof paying therefor the yearly rent of Five Pence
 payable yearly in advance the first payment to be made on
 the signing hereof
2. The demise is subject to the following exceptions and
 reservations in favour of the Council that is to say:
 - (1) All mines minerals stone gravel and sand and
 underground substances of every kind with right
 of entry to get and work the same making
 reasonable compensation for all damage done

(2) All timber and other trees (but not the fruit of trees) pollards saplings and underwood with right of entry with workmen animals and vehicles to mark and cut and carry away the same making reasonable compensation for all damage done

(3) Subject to the provisions of the Ground Game Act 1880 and the Ground Game (Amendment) Act 1906 all game ground or otherwise with exclusive right for the landlord and all persons authorised by him to enter for the purpose of preserving the same and for hunting and shooting

3. The Lessee for themselves and their assigns hereby covenant with the Council as follows :-

(1) To pay the rent hereby reserved and all rates taxes and outgoings imposed or charged upon the demised premises or upon the owner or occupier in respect thereof

(2) To maintain in good repair all buildings gates stiles hedges and fences and in particular to cut out and lay and protect a proper proportion of the hedges in each year of the tenancy and to plant young quicks and thorns in the hedges where required and to cleanse and scour all ditches drains and culverts

(3) To cultivate and keep and manage the land or cause the same to be cultivated kept and managed in a good and husbandlike manner and to use and permit the same to be used for allotments only and in particular not for a market garden or market gardens and not to injure or deteriorate the premises or



	<p>permit the same to be injured or deteriorated and to leave the land on the termination of the tenancy in good heart and condition</p> <p>(4) To preserve all timber and timberlike trees and not to cut lop drive nails into or otherwise injure or permit to be cut lopped or injured in any way any timber or timberlike trees</p> <p>(5) Not to use or erect or permit to be used or erected any barbed or other wire fence on the holding without the consent in writing of the Council or its Agent</p> <p>(6) Not without the written consent of the Council or its agent to underlet assign or part with the possession of the premises or any part thereof except for the purposes of allotments</p> <p>(7) Not to use the property or any part thereof or suffer the same to be used for any purpose other than for the purpose of allotments</p> <p>(8) Not to do or permit or suffer to be done anything in or upon the property or any part thereof which may be or become a nuisance or annoyance or cause damage to the Council or other property in the neighbourhood or the tenants or occupier thereof</p> <p>(9) To comply when necessary and at its own expense with any Act Order Regulation or Byelaw in operation from time to time in relation to allotments</p> <p>10) To permit the Council their officers servants agents and contractors with or without workmen and others and appliances at all reasonable times to enter upon the property to execute repairs or alterations on any adjoining premises now or hereafter belonging to the Council the Council doing as little damage as possible and forthwith making good all damage caused</p>	
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- (11) To permit the Council or their agents officers or servants at any reasonable time to enter the property for the purpose of viewing its condition and thereupon the Council may serve upon the Lessee notice in writing specifying any repairs or works necessary to be done in accordance with the provisions herein and require the Lessee or its assigns forthwith to execute the same and if the Lessee shall not within one calendar month after the service of such notice proceed diligently with the execution of such repairs then to permit the Council their agents officers servants or workmen to enter upon the premises and execute such repairs and the cost thereof shall be a debt due from the Lessee to the Council and be repaid forthwith on demand
- (12) Not to erect or permit to be erected any structure or building or additions to the property without the written permission of the Council first having been obtained.
- (13) At the end of this tenancy to deliver the property to the Council in a clean and tidy condition and to remove from the property all additions and structures erected by the Lessee if so required by the Council
4. The Council hereby covenants with the Lessee that the Lessee paying the rent hereby reserved and observing and performing the several covenants and stipulations herein on their part contained shall peaceably hold and enjoy the demised premises during the said term without any interruption by the Council or any person rightfully claiming under or in trust for it
5. Provided always and it is expressly agreed as follows :
- (1) The Council shall have power upon giving to the

Lessee three months' previous notice in writing to expire at any time of the year to resume possession of the land hereby demised or any part thereof if required to be used for building mining or other industrial purposes or for roads or sewers necessary therefor or on account of the land being required by the Council for a purpose (not being the use for agriculture) for which it was acquired by the Council or has been appropriated under any statutory provision making compensation for crops then growing thereon and if possession of part only of the land is so resumed the rent payable shall as from the day of resumption be reduced by such sum as in default of agreement may be determined by arbitration in manner hereinafter provided

(2) The Council shall have power to re-enter and determine this demise on non-payment of rent for twenty-one days after the same shall have become due (whether formally demanded or not) or on breach or non-observance of any of the conditions or covenants herein contained and on the Lessee's part to be observed and performed

(3) The Lessee shall not be entitled to compensation for any of the improvements mentioned in Part I of the Second Schedule to the Small Holdings and Allotments Act 1908 or for any of the improvements mentioned in Part II of the same Schedule as amended by Section 21 of and the First Schedule to the Small Holdings and Allotments Act 1926 unless the Council has previously to the making or execution thereof consented in writing thereto

2.58

- (4) All disputes and differences which may hereafter arise between the parties hereto under or in connection with this lease (not being disputes or differences compulsorily referred to arbitration under the Agricultural Holdings Act 1948) shall be referred in accordance with the Arbitration Act 1950 or any statutory modification or re-enactment thereof for the time being in force to a single arbitrator to be appointed by the Council. No award made under this sub-clause shall include any matters compulsorily referred to arbitration under the Agricultural Holdings Act 1948
- (5) The Council does not warrant that the land is fit for use as allotments or for any other use and it is the responsibility of the Lessee to carry out whatever works necessary to bring the land into use as allotments for which no compensation will be payable by the Council upon the termination of this agreement
- (6) Nothing contained in this Lease or done thereunder shall affect the powers of the Council as Local Authority Local Planning Authority or in any capacity whatsoever under or by virtue of any public or local Act Order Regulation or Byelaw in operation from time to time in the Borough of Cleethorpes or relieve the Lessee from the necessity to obtain all such approvals or consents as may from time to time be requisite from the Council in any such capacity as aforesaid under or by virtue of any such Act Order Regulation or Byelaw as aforesaid and nothing done by the Council in any such capacity as aforesaid shall constitute a derogation by the Council from any grant to the Lessee effected by or in pursuance of this Agreement

2.59

IN WITNESS whereof to one part of these presents remaining
with the Lessee the Council has caused its Common Seal
to be affixed and to the other part remaining with the
Council the Lessee has set his hand and seal the day
and year first before written

THE COMMON SEAL of THE
CLEETHORPES BOROUGH COUNCIL
was herunto affixed in the
presence of :-

[REDACTED]
Mayer

[REDACTED]
Chief Executive

NO. 1104
IN DEED BOOK

SIGNED SEALED and DELIVERED }
by the said SYDNEY L. BRODDLE in the presence of:-

S. Read
35 GRIMSBY RD
LACEBY
RESEARCH CHEMIST

SIGNED SEALED and DELIVERED }
by the said JUDITH MARY RINGROSE in the presence of:-

D. A. Allcroft
3, KNIGHTS CROSS
LACEBY DN37 7ET
FORWARD BRIGHTON

2.60

DATED 5th March 1979

THE CLEETHORPES BOROUGH
COUNCIL

-to-

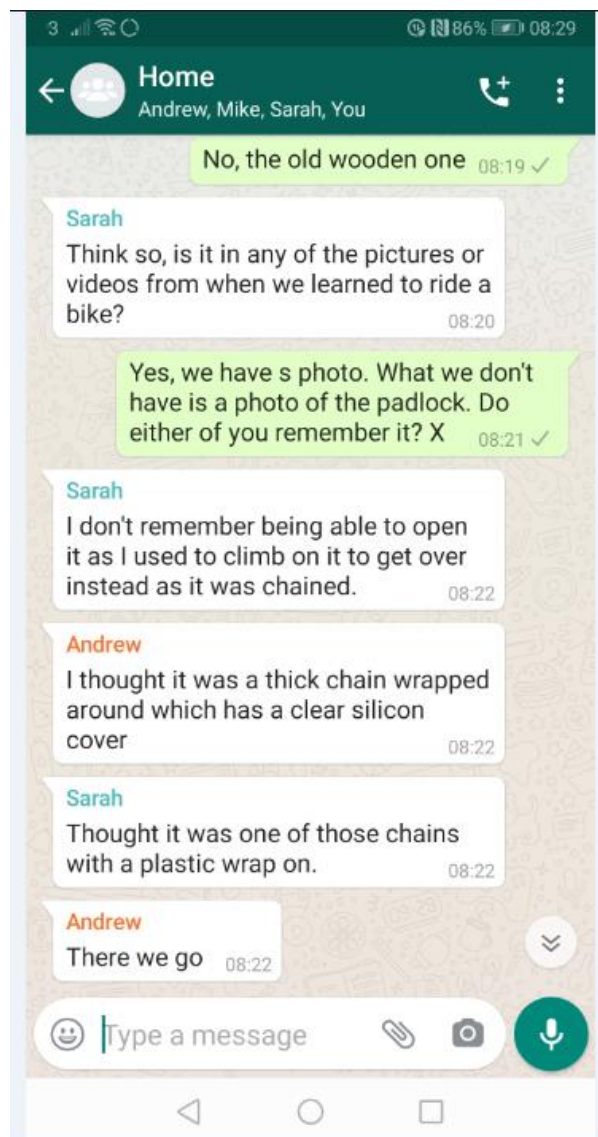
THE PARISH COUNCIL OF THE
PARISH OF LACEBY

L E A S E

relating to the Lease of
a piece of land situate
at Laceby in the County
of Humberside.

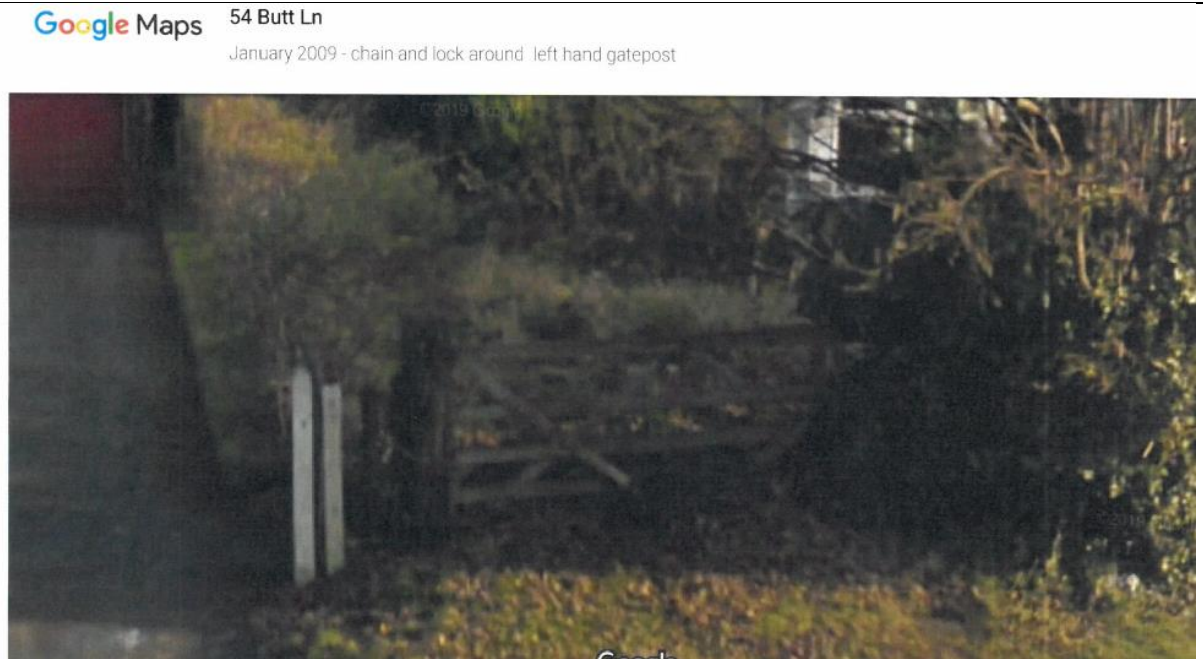
G.M. Sparrow,
Borough Secretary,
Cleethorpes.

2.63

Pearson, Whatsapp conversation between son and daughter re gate and padlock

2.64	<p data-bbox="288 197 767 230">Streetview images to go with objection</p> <p data-bbox="1171 219 1501 264"><i>to go with this objection</i></p> <div data-bbox="325 248 1043 309"><p data-bbox="341 248 501 282">Google Maps</p><p data-bbox="525 248 612 271">54 Butt Ln</p><p data-bbox="525 282 1043 309">January 2009 - chain, padlock, overgrown - hardly used daily as claimed</p></div>  <p data-bbox="863 831 935 853">Google</p> <p data-bbox="1235 891 1461 904">Image capture: Jan 2009 © 2020 Google</p> <div data-bbox="325 943 772 1003"><p data-bbox="341 943 501 976">Google Maps</p><p data-bbox="525 943 612 965">54 Butt Ln</p><p data-bbox="525 976 772 1003">January 2009 - chain and padlock</p></div> 
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2.66



2.67



Image capture: Jan 2009 © 2020 Google

2.68

Google Maps 54 Butt Ln

May 2009 - chain and padlock can be seen around left gate post



Image capture: Jan 2009 © 2020 Google

2.69

Google Maps 54 Butt Ln

May 2009 - still shows chain and padlock, although largely obscured by ivy. And that bottom of gate has creepers growing up it indicating gate has not been opened for some time.



Image capture: May 2009 © 2020 Google

2.70



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