

Planning

Growth & Development

Delegated officer report for planning application

Application no. 131373/TEL/2021

Date registered valid: 16 August 2021

Proposal: Notification of Prior Approval for installation of a 20 metre high telecommunications column supporting 6no Antennas and associated equipment including 2no. cabinets at the base of the structure

Address: Hyde Road Opposite Junction With Abbey Wood Avenue, Manchester, M18 7JD

Ward(s): Gorton & Abbey Hey Ward

Applicant: Cornerstone & Telefonica UK Limited 260 Bath Road, Slough, SL1 4DX

Agent (if any): Mr Jamaal Hafiz Clarke Telecom Unit E Madison Place , Northampton Road, Manchester, M40 5AG

Case officer: Ian Jarvis
Tel: 0161 234 4079
Email: ian.jarvis@manchester.gov.uk

Recommendation: Approve

Date of recommendation: 7 October 2021

Application details

Type of application: Telecommunication Application

Development type: Notifications

Date of site visit:

Standard consultations:

Printed: 26 August 2021 Expired: 16 September 2021

Neighbour notifications

Printed: 26 August 2021 Expired: 16 September 2021

Site notice

Posted: Expired:

Press advert

Published: 31 August 2021 Expired: 21 September 2021

Departure from Development Plan: No

Environmental Statement: Not required

Description of site/building

Listed building: Not applicable

Conservation area:

Tree Preservation Order:

This application relates to an area of pavement, on the northern side of Hyde Road, adjacent to the McDonalds Restaurant site, close to the junction with Wall Way. On the southern side of Hyde Road there is a mixture of residential and shop/public house uses.

The submitted application seeks prior approval for the installation of a 20 metre high telecommunications column supporting 6 no. antennas and associated equipment including cabinets, adjacent to the column, at the base of the structure.

The site lies approximately 50 metres away from an existing 15 metre high monopole, This mast is situated to the east of the application site at the junction of Hyde Road with Wall Way. Also. prior approval has recently been granted for the installation of a 20 metre high monopole approximately 200 metres to the west of the site close to the junction of Hyde Road and Tan Yard Brow (130799/TEL/2021 - Approved August 2021). That mast has now been installed.

The proposal has been advertised, on site and in the press, as development affecting a right of way and development in the public interest.

Consultations & Notification Responses

Local residents/adjoining occupiers – No comments received.

Highways Services - Makes the following comments:

Both the mast and associated antennas and cabinets appear to be placed at the back of the adopted footway. Sufficient carriageway clearance is being provided and sufficient footway width is being maintained.

It is accepted by highways that the proposals would not cause a distraction to passing vehicles, and would not give rise to forward visibility issues.

It is understood that the proposals would require a minimal level of routine servicing/maintenance (every two to three months) which would require maintenance vehicles to be parked nearby in consideration of the surrounding parking restrictions.

Strategic Area and Citywide Support Manager - No objections in principle, but recommends that conditions are attached, to any approval, in relation to construction hours and the acoustic insulation of external equipment.

As this is a prior approval application the only issues, which can be taken into account, are siting and design and the indicated noise insulation condition is not therefore considered to be appropriate. Construction hours are provided as an informative.

Issues

Town and Country Planning (General Permitted Development) (England) (Amendment) (No.2) Order 2016

The proposal falls within Part 16, Class A - 'Electronic communications code operators', of the above regulations. This requires that Local Planning Authorities assess whether prior approval is required for the siting and appearance of the development.

National Planning Policy Framework (July 2021) - Sets out the Government's Planning Policies for England and how these should be applied. It states that the purpose of the planning system is to contribute to the achievement of sustainable development. It states that achieving sustainable development means that the planning system has 3 overarching objectives:

An economic objective - to help build a strong, responsive and competitive economy, by ensuring that sufficient land, of the right types is available in the right places and at the right time to support growth, innovation and improved productivity; and by identifying and coordinating the provision of infrastructure;

A social objective - to support strong, vibrant and healthy communities, by ensuring that a sufficient number and range of homes can be provided to meet the needs of present and future generations; and by fostering well-designed, beautiful and safe places, with accessible services and open spaces that reflect current and future needs and support communities' health, social and cultural well-being; and

An environmental objective - to protect and enhance our natural, built and historic environment; including making effective use of land, improving biodiversity, using natural resources prudently, minimising waste and pollution, and mitigating and adapting to climate change including moving to a low carbon economy

The Framework has been related to the proposed development, with particular emphasis given to the following:

Section 10 Supporting high quality communications infrastructure - The following paragraphs are considered to be relevant:

i. Paragraph 114 - States that advanced, high quality and reliable communications infrastructure is essential for economic growth and social well-being. Planning policies and decisions should support the expansion of electronic communications networks, including next generation mobile technology (such as 5G) and full fibre broadband connections. Policies should set out how high quality digital infrastructure, providing access to services from a range of providers, is expected to be delivered and upgraded over time; and should prioritise full fibre connections to existing and new developments (as these connections will, in almost all cases, provide the optimum solution).

ii. Paragraph 115 - The number of radio and electronic communications masts, and the sites for such installations, should be kept to a minimum consistent with the needs of consumers, the efficient operation of the network and providing reasonable capacity for future expansion. Use of existing masts, buildings and other structures for new electronic communications capability (including wireless) should be encouraged. Where new sites are required (such as for new 5G networks, or for connected transport and smart city applications), equipment should be sympathetically designed and camouflaged where appropriate.

iii. Paragraph 117 - States that applications for electronic communications development (including applications for prior approval under the General Permitted Development Order) should be supported by the necessary evidence to justify the proposed development. This should include:

(a) the outcome of consultations with organisations with an interest in the proposed development, in particular with the relevant body where a mast is to be installed near a school or college, or within a statutory safeguarding zone surrounding an aerodrome, technical site or military explosives storage area; and

(b) for an addition to an existing mast or base station, a statement that self-certifies that the cumulative exposure, when operational, will not exceed International Commission guidelines on non-ionising radiation protection; or

(c) for a new mast or base station, evidence that the applicant has explored the possibility of erecting antennas on an existing building, mast or other structure and a statement that self-certifies that, when operational, International Commission guidelines will be met.

The Core Strategy Development Plan Document 2012 -2027 ("the Core Strategy") was adopted by the City Council on 11th July 2012. It is the key document in Manchester's Local Development Framework. The Core Strategy replaces significant elements of the Unitary Development Plan (UDP) as the document that sets out the long term strategic planning policies for Manchester's future development.

A number of UDP policies have been saved until replaced by further development plan documents to accompany the Core Strategy. Planning applications in Manchester must be decided in accordance with the Core Strategy, saved UDP policies and other Local Development Documents.

Policy SP1 identifies the City Council's Core Development Principles and states that development in all parts of the City should:-

Make a positive contribution to neighbourhoods of choice including:-

- Creating well designed places that enhance or create character
- Making a positive contribution to the health, safety and wellbeing of residents
- Considering the needs of all members of the community regardless of age, gender, disability, sexuality, religion, culture, ethnicity or income.
- Protect and enhance the built and natural environment

Minimise emissions, ensure efficient use of natural resources and reuse previously developed land wherever possible.

Improve access to jobs, services, education and open space by being located to reduce the need to travel and provide good access to sustainable transport provision.

Policy EN1 relates to design principles and strategic character areas and states that all development in Manchester will be expected to follow the seven principles of urban design listed below:

- Character: a place with its own identity
- Continuity and enclosure: a place where public and private places are clearly distinguished
- Quality of the public realm: a place with attractive, and successful outdoor areas
- Ease of movement: a place that is easy to get to and move through
- Legibility: a place that has a clear image and is easy to understand
- Adaptability: a place that can change easily
- Diversity: a place with variety and choice

Policy DM 1 states that all development should have regard to the following specific issues for which more detailed

guidance may be given within a supplementary planning document:-

- Appropriate siting, layout, scale, form, massing, materials and detail.
- Impact on the surrounding areas in terms of the design, scale and appearance of the proposed development. Development should have regard to the character of the surrounding area.
- Effects on amenity, including privacy, light, noise, vibration, air quality and road safety and traffic generation. This could also include proposals which would be sensitive to existing environmental conditions, such as noise.
- Accessibility: buildings and neighbourhoods fully accessible to disabled people, access to new development by sustainable transport modes.
- Community safety and crime prevention.
- Design for health.
- Adequacy of internal accommodation and external amenity space.
- Refuse storage and collection.
- Vehicular access and car parking.
- Effects relating to biodiversity, landscape, archaeological or built heritage.
- Green Infrastructure including open space, both public and private.
- Flood risk and drainage.
- Existing or proposed hazardous installations.

Unitary Development Plan - The site is unallocated in the plan.

Saved policy E3.3 relates to sites along radial routes, which includes Hyde Road, and seeks to ensure that all new development, along these routes, is of the highest quality.

Saved policy DC17 relates to telecommunications and states that the council should be satisfied that the development has been sited and designed to minimise its impact on residential amenity and in environmentally sensitive areas.

Siting - It is noted that there are a number of street lighting columns, in the vicinity of the site along with bus stops and other street furniture.

The applicant has applied the sequential test to the provision of new and upgraded telecoms equipment, and is utilising the existing site in line with NPPF guidelines.

The proposed mast is for Telefonica and the site does lie within 50 metres of an existing 15 metre high Vodafone monopole, but the applicant has indicated that this cannot be shared. They state that the 5G rollout has begun and both Telefonica and Vodafone are in the process of upgrading their existing radio base stations in their single grid network wherever possible. As part of Telefonica's continued network improvement program, there is a specific technical requirement to provide new 5G coverage in this area of Manchester. An existing streetworks style base station has been identified in the area, however it cannot accommodate for both operators latest requirements. In order to fit in to the operator's single grid network, an additional new streetworks style base station is required for Telefonica service in close proximity to the existing streetworks style base station that will be retained for Vodafone service provision.

The applicant states that the existing Vodafone mast is not designed to be able to support both operators (Vodafone and Telefónica 5G antennas) without being radically redesigned and replaced with a much bulkier and bigger structure together with replacement cabinets. They consider that this would have a much greater impact on the visual amenity of the streetscene as well as a much larger land take at ground level which would encroach upon pavement areas

In this location, the applicant considers that the nearest base stations are not therefore capable of supporting additional equipment to extend coverage across the target area. Other sites have been identified and subsequently discounted. The applicants do not feel that there is an alternative suitable location and the new installation is considered the best technical and environmental solution which will enable the operator to address the current coverage deficiency in this area.

There are residential properties, in close proximity to the site, but the location does not have what might be considered to be a wholly residential character, being on the northern side of a busy radial route and positioned adjacent to commercial uses. There are a number of high level lighting columns adjacent to the site and the mast would be seen against the backdrop of a sloping embankment with commercial buildings positioned higher than the street level. It is not considered that the works would have a harmful visual impact upon the locality and it is considered that the proposed location is therefore acceptable in principle.

The recently installed mast, at the junction of Hyde Road and Tan Yard Brow, which is for Hutchison, is approximately 200 metres away and is positioned on the other side of a high level bridge. This mast would not therefore be seen in the same context as the proposed mast, Notwithstanding that this mast is now installed and that there is an existing monopole 50 metres away from the proposed development, all the existing and proposed masts are slimline structures and it is not considered that the new telecommunication monopole and cabinets will create clutter within the street scene, as there is already various street furniture on Hyde Road, and within the immediate vicinity, of the site, and the siting of the works are considered to be acceptable.

In relation to highways the site lies on a sufficiently wide area of footpath, approximately 3.3 metres wide and a footway clearance of over 2 metres has been maintained between all equipment and the edge of pavement, and this is considered to be acceptable and it is not considered that this would unduly restrict the movement of wheelchair and buggy users. It is therefore considered that the proposal would have no adverse highways implications

Residential amenity - The site is located in proximity to a number of residential properties, located on the opposite side of the busy Hyde Road radial route. There are a number of large buildings/structures in the vicinity of the site, and the monopole would be viewed in the context of these structures on a route that is mostly commercial along this stretch, and it is not considered that the proposed mast would detract from the attractiveness of this area. It is considered that the proposed mast would be primarily viewed as an element of the Hyde Road mixed use frontage, where many examples of street furniture are present. In visual terms it is not therefore considered that the proposal would have an undue impact upon the amenity of local residents.

Design - The proposal is for the siting of a new 20 metres high telecommunications column and ancillary development including a wraparound cabinet at base and 2 additional equipment cabinets, which would have a height of approximately 1.2 -1.5 metres.

The proposed cabinets are of a simple square box/rectangular shape and the monopole is cylindrical and very similar to other telecommunications equipment within the vicinity and elsewhere in the City. The applicant has confirmed that the mast/cabinets would have a grey finish, which is considered acceptable in this location.

The design of the proposal is considered to be acceptable in this instance, and it is considered that it has been designed to blend in with the surrounding street scene and would not draw undue attention to itself.

Noise impact - The application seeks the prior approval of the City Council in relation to the siting and appearance of the development and the potential noise impact is not a matter that can be considered. If the equipment creates noise disturbance in the future there are alternative powers, available to the City Council, to address this.

Health and safety - The proposal accords with all relevant health and safety requirements, including the guidelines of the International Commission for Non-Ionising Radiation Protection (ICNIRP) as adopted in the EU Council Recommendation of 12 July 1999 on the limitation of exposure to the general public to electromagnetic fields. A declaration of conformity with ICNIRP Public Exposure Guidelines has been submitted with the application and meets guidelines in terms of health aspects that a local planning authority does not need to give further consideration to health aspects given an ICNIRP has been submitted.

Human Rights Act 1998 considerations

This application needs to be considered against the provisions of the Human Rights Act 1998. Under Article 6, the applicants (and those third parties, including local residents, who have made representations) have a right to a fair hearing and to this end the local planning authority must give full consideration to their comments.

Protocol 1 Article 1, and Article 8 where appropriate, confer(s) a right of respect for a person's home, other land and business assets. In taking account of all material considerations, including Council policy as set out in the Core Strategy and saved policies of the Unitary Development Plan, the Director of Planning, Building Control & Licensing has concluded that some rights conferred by these articles on the applicant(s)/objector(s)/resident(s) and other occupiers and owners of nearby land that might be affected may be interfered with but that that interference is in accordance with the law and justified by being in the public interest and on the basis of the planning merits of the development proposal. She believes that any restriction on these rights posed by the recommendation given is proportionate to the wider benefits of and that such a

decision falls within the margin of discretion afforded to the Council under the Town and Country Planning Acts.

Recommendation: Approve

Article 35 Declaration

Officers have worked with the agent in a positive and proactive manner based on seeking solutions to problems arising in relation to dealing with the application. In this case the proposal was considered to be in accordance with City Council policy and no amendments were sought.

Condition(s) to be attached to decision for approval OR Reasons for recommendation to refuse

1) The City Council is satisfied that this development has been sited and designed to minimise the impact on residential amenity and the visual amenity of the surrounding area. The proposal is also suitably sited to ensure there is no detriment to highway and pedestrian safety. Accordingly, the proposal complies with Section 10 of the National Planning Policy Framework, policies SP1 (Spatial Principles) and DM1 (Development Management) of the Core Strategy for the City of Manchester and saved policy DC17.1 (Telecommunications) of the Unitary Development Plan for the City of Manchester.

Consent is hereby granted in accordance with the following drawings and documents:

Declaration of Conformity with ICNIRP Public Exposure Guidelines dated 10 August 2021 (ref:1999/519/EC)

Site Specific Supplementary Information Document (ref: CTIL_302926)

Drawing set numbered 100 rev A (Site Location Maps), 200 rev A (Existing Site Plan), 201 rev A (Proposed Site Plan), 300 rev A (Existing Site Elevation) and 301 rev A (Proposed Site Elevation)

All stamped as received by the City Council as Local Planning Authority on 16 August 2021.

Reason - To ensure that the development is carried out in accordance with the approved plans, pursuant to policies SP1 and DM1 of the Manchester Core Strategy, saved policy DC17.1 of the Unitary Development Plan for the City of Manchester and the National Planning Policy Framework (NPPF).

Informatives

1) The applicant should be advised that any requirements for licensing, hoarding / scaffolding, skips and any associated temporary traffic management arrangements will need discussion and agreement with the council's Highway Applications and Network Resilience teams via Email - highwaylicenses@manchester.gov.uk

2) Construction/demolition works shall be confined to the following hours:
- Monday - Friday: 7.30am - 6pm
- Saturday: 8.30am - 2pm
- Sunday / Bank holidays: No work

Appendix 1 – List of consultees & neighbours notified

Highway Services
Environmental Health

794 Hyde Road, Manchester, M18 7JD
802 Hyde Road, Manchester, M18 7JD
Ground Floor Flat, 798 Hyde Road, Manchester, M18 7JD
Top Flat, 798A Hyde Road, Manchester, M18 7JD
808 Hyde Road, Manchester, M18 7JD
Top Flat, 810 Hyde Road, Manchester, M18 7JD
800A Hyde Road, Manchester, M18 7JD
796A Hyde Road, Manchester, M18 7JD
806 Hyde Road, Manchester, M18 7JD
21 Wall Way, Manchester, M18 7WY
818 Hyde Road, Manchester, M18 7JD
Flat Above, 802 Hyde Road, Manchester, M18 7JD
814 Hyde Road, Manchester, M18 7JD
Pleasant Places, 804 Hyde Road, Manchester, M18 7JD
812 Hyde Road, Manchester, M18 7JD
816 Hyde Road, Manchester, M18 7JD
810 Hyde Road, Manchester, M18 7JD
796 Hyde Road, Manchester, M18 7JD
800 Hyde Road, Manchester, M18 7JD

Appendix 2 – Planning constraints

Article 4 Direction - Removal Of PD Rights Change Of Use From Class C3 To Class C4
Aircraft Safeguarding Zone - Aircraft Safeguarding Zone - All Exceeding 90M
Coal Authority - Development Low Risk - Name: DEVELOPMENT_LOW_RISK_AREA
Historic Landfill Site 250m Buffer -
Area Team Boundary - Name: NORTH2