

Planning

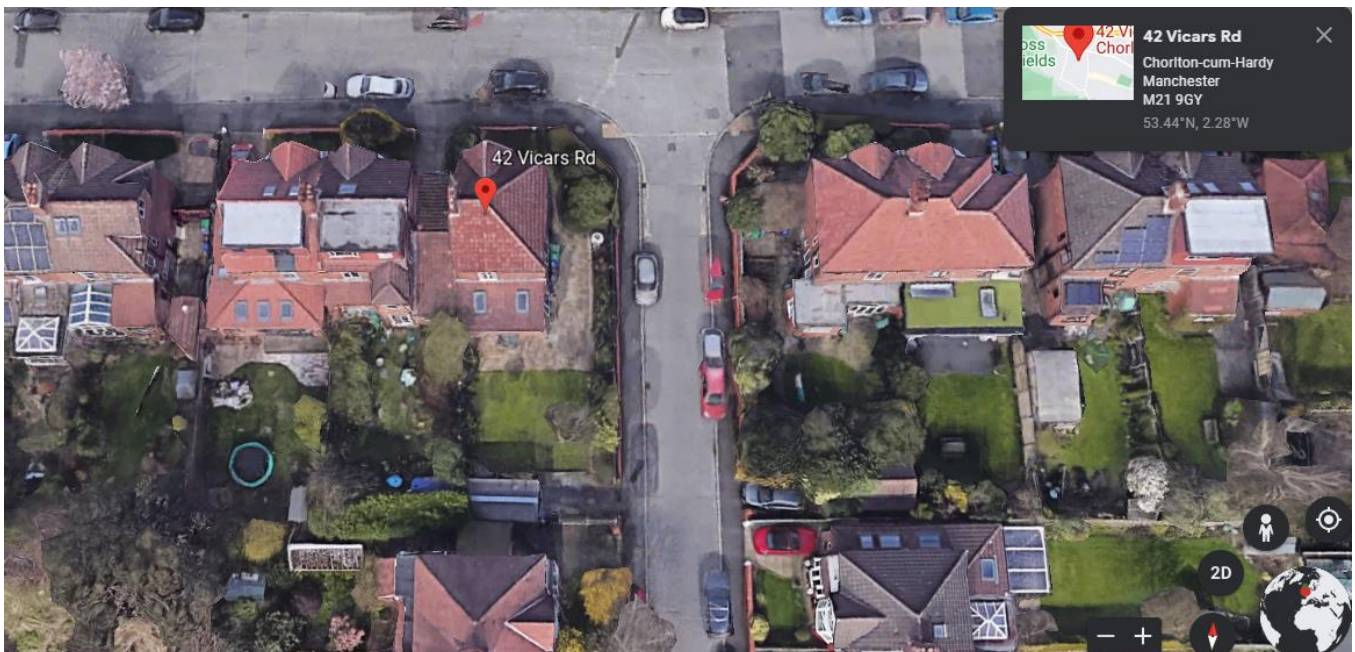
Growth & Development

Delegated officer report for planning application

Application no. 130820/FH/2021
Date registered valid: 22 June 2021
Proposal: Erection of rear conservatory to provide additional living accommodation
Address: 42 Vicars Road, Manchester, M21 9GY
Ward(s): Chorlton Ward

Applicant: Mr & Mrs Pickles, 42 Vicars Road, Manchester, M21 9GY
Agent (if any): Howard Bland, Clearview Home Improvements, 43 Alma Avenue, Foulridge, Colne, BB87NS
Case officer: Tracie Simpson
Tel: 0161 234 4537
Email: tracie.simpson@manchester.gov.uk

Recommendation: Approve
Date of recommendation: 11th August 2021



Application details

Type of application:	Full Householder Application
Development type:	Householder
Date of site visit:	Previous site photos utilised
Standard consultations:	No consultations have been printed and sent.
Neighbour notifications	Printed: 28 June 2021 Expired: 19 July 2021
Site notice	No site notice has been produced
Press advert	No press advert had been published
Departure from Development Plan:	No
Environmental Statement:	Not required

Description of site/building

The site relates to a two storey detached property located on the corner of Vicars Road and Marmion Drive in the Chorlton Ward area of Manchester. The front has gable fronted bay windows with recess porch and arch entrance. The site benefits from an existing single storey rear extension. Gardens are to the front, side and rear of the property. The boundary consists of brick wall and timber above with some hedging to the front and landscaping to the rear.



Listed building:	Not applicable
Conservation area:	Not applicable
Tree Preservation Order:	Not applicable

Description of area

The area is predominantly residential in character

Description of development

The applicant seeks to erect a single storey rear conservatory to provide additional living accommodation.

Consultations & Notification Responses

Local residents, as per Appendix 1 - Occupiers of properties surrounding the application site were notified of the proposal. No comments have been received in respect of this application.

Policy and Issues

The following policies are considered relevant in the consideration of this application.

- o Unitary Development Plan (UDP) - The UDP has been superseded by the Core Strategy Development Plan.

- o Policy DC1 for Residential Extensions is still considered of relevance, in particular policy DC1.5 - The Council will consider on their merits exemptions to the above policies in the case of applications from disabled people who may require particular adaptations to their homes.
- o The Manchester Core Strategy Development Plan Document 2012-2027 ("the Core Strategy") was adopted by the City Council on 11th July 2012.
- o Policy DM 1 - Development Management
- o Policy SP1 - Spatial Principles
- o Policy EN1 - Design Principles
- o Policy EN19 Waste
- o The National Planning Policy Framework (NPPF)

For reasons to be outlined below, it is considered the proposal accords with the principles of this policy document.

Principle

Policies SP1 and DM1 of the Manchester Core Strategy 2012 (Core Strategy) seek to ensure that new development enhances or creates character, protects and enhances the built environment; and that the design, scale and appearance of the proposed development is appropriate to its context. Policies DC1.1, DC1.2, DC1.3 and DC1.4 of The Unitary Development Plan for the City of Manchester 1995 (UDP) relate specifically to residential extensions and set out a number of criteria against which proposals for extensions will be assessed. Although these latter policies are now of some age, they are consistent with the guidance in the National Planning Policy Framework (NPPF) which seeks a high standard of design in new developments which provides a good standard of amenity of all existing and future occupiers.

The principle of allowing residents to extend their homes to provide enlarged or improved accommodation is generally acceptable provided that there is no overriding, undue impact upon either the character of the property or upon the residential and visual amenity of nearby residential occupiers.

In this instance the principle of the proposal is considered acceptable and it is not believed that there are any factors of sufficient weight in amenity terms that would warrant refusal of the application.

On balance, the proposed extension is deemed to accord with saved policy DC1 of the UDP and policies DM1 and SP1 of the Manchester Core Strategy.

History

There have been two previous planning applications relating to this site as follows:

Reference no. 081789/FH/2006/S1 for the erection of single storey side and rear extension. This application was refused on 23rd February 2007. This decision was upheld by the Secretary of State on their decision dated 17th October 2007

Reference no. 129908/FH/2021 for the erection of conservatory to rear and side elevations to provide additional living accommodation. This application was refused on 21st May 2021

Residential Amenity

The applicant proposes the erection of a single storey rear conservatory to provide additional living accommodation. The site is located at the junction of Vicars Road and Marmion Drive. This

is a resubmission following the City Council's concerns in relation to the side projection of the previous submission. This has been removed and the applicant proposes a rear projection only.

The site has an existing single storey rear extension measuring approximately 4.0 metres in projection. The proposed conservatory would adjoin the existing single storey rear extension with an additional measurement of 2.925 metres providing a total projection of 6.0 metres off the rear wall. The conservatory would have a width of 5.3 metres to a height of 2.609 metres to eaves and 3.296 metres to ridge height. A gap would be retained to the boundary abutting the back of footpath along Marmion Drive.

Although the overall projection of the proposal exceeds City Council's saved Policy DC1 of 3.65 metres, there has been no objection from the adjoining properties. Given that no. 40 Vicars Road has an existing extension to the rear, it is considered that the proposed conservatory would not give rise to any significant issues in terms of residential amenity. In addition, the popular theme along this row of properties shows a mix of single and two storey rear extensions which project to the rear including infills to the side.

Although to the rear, given the location of the site at the junction of Vicars Road and Marmion Drive, the extension would be visible from the public highway and therefore would feature within the street scene, however, the character of the area is retained although houses in the immediate vicinity are themselves altered and extended; therefore, the appearance is acceptable and its impact upon visual amenity is considered negligible.

On balance, the extension is considered comparable in terms of size and its position to others found in the immediate area, therefore it is felt that the proposal can be acceptably accommodated at the application property and is considered that the proposal would not interfere with the existing characteristics of the area.

Overall, It is considered that the proposed development would not provide a significant impact upon the residential amenity of the adjoining occupiers and surrounding properties in the area and therefore is considered accords with Core Strategy Policy DM1 and SP1 and saved policy DC1 of the UDP.

Siting, scale and massing

The proposal has been sited and designed to ensure that it is subservient to the original dwelling house, is not excessively large or bulky and are therefore considered to accord with the principles set out in saved UDP policies DC1 and accords with Core Strategy policies DM1 of the Core Strategy.

Design and appearance

The proposal is considered acceptable and detailed as what is normally expected of such a structure. The design of the proposal would be in keeping with the existing and surrounding properties in the area and in terms of the proposed materials it is intended to glazing and face brick as specified in the application form.

On balance it is considered that the design and appearance of the proposed development accords with Core Strategy Policies DM1 and EN1 and in general the design is considered acceptable.

Parking

Current car parking arrangements are unaffected by this proposal.

Bins

Bin storage is unaffected by this proposal.

Conclusion

The proposal is considered acceptable in this location, in terms of design, scale and massing, allowing the occupiers to adapt their home to meet their needs, without unduly detrimentally affecting the amenities of the occupiers of surrounding properties, or the character and appearance of the surrounding street scene, and there are no material considerations of sufficient weight to indicate otherwise.

For the above reasons, the proposal is unlikely to have any detrimental impact and therefore accords with saved UDP policy DC1 and policies SP1 and DM1 of the Core Strategy.

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

Positive and proactive working - Officers have worked with the applicant in a positive and proactive manner based on seeking solutions to problems arising in relation to dealing with the planning application. No significant problems have arisen during the consideration of this application

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

1) The development must be begun not later than the expiration of three years beginning with the date of this permission.

Reason - Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990.

2) The development hereby approved shall be carried out in accordance with the following drawings and documents:

Received on 22nd June 2021 numbered 391540321 as Drawn By Howard Bland Proposed plans and Elevations

Reason - To ensure that the development is carried out in accordance with the approved plans. Pursuant to policies SP1 and DM1 of the Core Strategy.

3) The materials to be used on the external surfaces hereby permitted shall match those as specified on the application form/drawings in type, size, colour and texture.

Reason - To ensure the appearance of the building to be extended is not adversely affected by the materials to be used in the construction of the structure, pursuant to policy DM1 of the Manchester Core Strategy.

Appendix 1 – List of consultees & neighbours notified

44 Vicars Road, Manchester, M21 9GY
69 Vicars Road, Manchester, M21 9JB
67 Vicars Road, Manchester, M21 9JB
65 Vicars Road, Manchester, M21 9JB
40 Vicars Road, Manchester, M21 9GY
2 Marmion Drive, Manchester, M21 9JD
1 Marmion Drive, Manchester, M21 9JD
71 Vicars Road, Manchester, M21 9JB

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
Area Team Boundary - Name: SOUTH