MANCHESTER CITY COUNCIL

Planning

Growth & Development

Delegated officer report for planning application

Application no.	140145/FH/2024
Date registered valid:	4 June 2024
Proposal:	Installation of Electric Vehicle charger to front elevation.
Address:	12 Wordsworth Avenue, Manchester, M8 0LR
Ward(s):	Cheetham Ward
Applicant:	Ms Nosheen Akram
Agent (if any):	
Case officer:	Jake Walther Tel: 0161 234 1632 Email: jake.walther@manchester.gov.uk
Recommendation:	Approve
Date of recommendation:	**15/07/24**

Application details

Type of application: Full Householder Application

Development type: Householder

Standard consultations:
Printed: 10 June 2024 Expired: 1 July 2024

Neighbour notifications
Printed: 10 June 2024 Expired: 1 July 2024

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 application relates to a two storey mid-terrace class C3 dwellinghouse on Wordsworth Avenue in Cheetham Hill. The property is constructed with red brick and black roof tiles with white uPVC windows. It has a front and rear garden with bin storage and access via a rear alley.

Listed building: Not applicable

Conservation area: Not applicable

Tree Preservation Order: Not applicable

Description of area
Wordsworth Avenue is a residential street located within the Cheetham Ward of North Manchester. The site is in close proximity to Cheetham Hill Road (A665, Manchester Fort shopping park and St Chads primary school. The area is predominantly residential in terms of its character, consisting of largely terraced two storey residential dwellings.

Description of development
The applicant is seeking permission for the installation of an electric vehicle charger to the front elevation of the property.

Consultations & Notification Responses
As per appendix 1 – Neighbouring residents were notified and asked for comments on the proposed application – No comments or objections were made.

Manchester City Council Highways Services – Comments received state that the proposed EV charger is acceptable in principle subject to the appropriate use of matting to protect pedestrians.

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

The Manchester Core Strategy Development Plan Document 2012-2027 - The City Council adopted the core strategy on July 11, 2012. It is the key document in the Manchester Local Plan. The plan determines how Manchester will grow and forms the framework that planning applications are assessed against. We consider the following Core Strategy Policies relevant to this proposal.

- Policy DM1 – Development Management
- Policy SP1 – Spatial Principles
- Policy EN1 – Design Principles and Strategic Character Areas
- Policy EN19 – Waste

Places for Everyone

Places for Everyone (2022-2039) – Places for Everyone is a long-term plan of nine Greater Manchester districts for jobs, new homes, and sustainable growth. It has been published by the GMCA on behalf of the nine districts and took effect and became part of the statutory development plan on March 21, 2024.

The following policies are relevant:

- S1- Sustainable development
- S2 – Carbon and energy
- S5 – Flood risk and the water environment

The National Planning Policy Framework (December 2023)

The document sets out the Government's Planning Policies for England and how these are expected to be applied. At the heart of the Framework is a presumption in favour of sustainable development in terms, "For plan-making" and "For decision-taking", (paragraph 11).

Paragraph 8 - Achieving sustainable development means that the planning system has three overarching objectives, which are interdependent and need to be pursued in mutually supportive ways (so that opportunities can be taken to secure net gains across each of the different objectives):

- an economic objective
- a social objective and
- an environmental objective.

The following specific policies are considered to be particularly relevant to the proposed development:

- Chapter 8. Promoting healthy and safe communities.
- Chapter 12. Achieving well-designed and beautiful places.

Principle

The principle of installing an electric vehicle charger to the front elevation of a terraced property to provide vehicle charging facilities is acceptable, however consideration must be given to the proposals impact upon existing levels of visual amenity and public safety.

Visual Amenity

Considering the scale of the proposed charger unit measuring 140mm x 230mm x 100mm, and it’s positioning roughly 00mm from the ground, it is not considered the installation of such unit would cause any harm the visual amenity of the area. It is therefore considered the instillation of the charger would have minimal detrimental impact upon the street scene and visual amenity of the area, thereby according with policies DM1 and EN1 of the Core Strategy.

Public Safety

The charger unit itself would be wall mounted and would not pose a risk to public safety as it is located within the curtilage of the property and would not project onto the highway. Highways

services have stated the proposal is acceptable in principle, but guidance published by Manchester City Council relating to safe use of cables across the public pavement should be adhered to as stated in the informative attached with this decision notice.

Conclusion
Given the above issues, it is considered that the proposed electric vehicle charger is acceptable in terms of its impact upon visual amenity and public safety in accordance with policies SP1 and DM1 of the Core Strategy and chapters 8 and 12 of the NPPF.

Other Legislative Requirements
Equality Act 2010
Section 149 (Public Sector Equality Duty) of the Equality Act 2010 requires due regard to the need to: Eliminate unlawful discrimination, harassment and victimisation and other conduct prohibited by the Act and; Advance equality of opportunity between persons who share a protected characteristic and persons who do not share it. The Equality Duty does not impose a legal requirement to conduct an Equality Impact Assessment. Compliance with the Equality Duty involves consciously thinking about the aims of the Equality Duty as part of the process of decision-making.

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 polices 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 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 and the application has been determined in a timely manner, in accordance with the policies with the Development Plan.

Condition(s) to be attached to decision for approval OR Reasons for recommendation to refuse
1. 3-year time limit:
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. Specified plans:
The development hereby approved shall be carried out in accordance with the following drawings and documents:

a. Drawing - Location Plan - 29 May 2024
b. Photographs – 04 June 2024

Reason - To ensure that the development is carried out in accordance with the approved plans, pursuant to policies DM1, SP1 and EN1 of the Core Strategy.

3. Specified materials:
The materials to be used on the external surfaces hereby permitted shall match those as specified on the application form 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 policies DM1, SP1 and EN1 of the Core Strategy.

Informative

Residents are recommended to park adjacent to the location of the charging point and use matting on the adopted highway to maintain pedestrian movement. Once the vehicle has been charged, residents will be required to remove the matting.

Further information on EV charging can be found on the council's website using the below link: Electric Vehicle charging | Electric Vehicle charging | Manchester City Council

Appendix 1 – List of consultees & neighbours notified

Highway Services

10 Wordsworth Avenue, Manchester, M8 0LR
14 Wordsworth Avenue, Manchester, M8 0LR
9 Kelvin Grove, Manchester, M8 0SX
11 Kelvin Grove, Manchester, M8 0SX

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 - Not Affected
Coal Authority - Development Low Risk - Name: DEVELOPMENT_LOW_RISK_AREA
Area Team Boundary - Name: NORTH AREA