

## Planning

## Growth & Development

### Delegated officer report for planning application

**Application no.** 136955/FH/2023

**Date registered valid:** 19 May 2023

**Proposal:** Erection of single storey side and rear extension to form additional living accommodation.

**Address:** 88 Hill Lane, Manchester, M9 6PL

**Ward(s):** Higher Blackley Ward

**Applicant:** T Jackson

**Agent (if any):** Mr Jeremy Hall, jghbuildingdesign

**Case officer:** Adam Mitchell  
Tel: 0161 234 4165  
Email: adam.mitchell@manchester.gov.uk

**Recommendation:** APPROVE

**Date of recommendation:** 12.07.2023

## **Application details**

**Type of application:** Full Householder Application

**Development type:** Householder

**Date of site visit:** 08 June 2023

### **Standard consultations:**

Printed: 24 May 2023      Expired: 14 June 2023

### **Neighbour notifications**

Printed: 24 May 2023      Expired: 14 June 2023

### **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

**Listed building:** Not applicable

**Conservation area:** Not applicable

**Tree Preservation Order:** Not applicable

## **Description of Site/Area**

The application site relates to a two storey semi detached brick built dwelling within the Higher Blackley Ward, Manchester. The property benefits from a front garden and hardstanding area with an existing single storey attached garage to the side of the property. Further, a single storey rear conservatory protrudes into the rear garden with the shared and rear boundary treatment a mix between low timber fencing and vegetation screening.

The remainder of the area is predominately residential in nature with houses of similar style and design. Plant Hill Park is located to the west of the application site.

## **Description of development**

The application is seeking planning permission for the erection of a single storey rear and side extension to form additional living accommodation.

## **Consultations & Notification Responses**

Local residents were notified however no responses were received.

Environmental Health had no objections to the proposal.

## Policy

The following policies are considered relevant to provide guidance and consideration to this application:

- National Planning Policy Framework (NPPF)
- Saved policy DC1 of the UDP
- DM1, SP1, EN19 of the Manchester Core Strategy

The National Planning Policy Framework sets out the Government's planning policies for England and how these should be applied. It provides a framework within which locally-prepared plans for housing and other development can be produced. The following specific policies are considered to be particularly relevant to the proposed development:

### Chapter 8: Promoting health and safe communities

91. Planning policies and decisions should aim to achieve healthy, inclusive and safe places which: promote social inclusion, are safe and accessible and enable and support healthy lifestyles.

### Chapter 12: Achieving well-designed places

124: The creation of high quality buildings and places is fundamental to what the planning and development process should achieve. Good design is a key aspect of sustainable development, creates better places in which to live and work and helps make development acceptable to communities.

### Unitary Development Plan Saved Policies

A number of UDP policies have remained until replaced by further development plan documents to accompany the Core Strategy. The following remaining policies are considered relevant to this application:

DC1.2 states that extensions to residential properties will be allowed subject to compliance with other relevant policies of the Plan and the following criteria:

- a. They are not excessively large or bulky (for example resulting in structures which are not subservient to original houses or project out too far in front of original buildings);
- b. They do not create undue loss of sunlight, daylight or privacy;
- c. They are not out of character with the style of development in the area or the surrounding scene by virtue of design, use of materials or construction details.

DC1.3 Notwithstanding the generality of the above policies, the council will not normally approve:

- a) rearward extensions greater than 3.65m (12ft) in length
- b) 2 storey extensions with a flat roof, particularly those which would be visible from the public highway
- c) 2 storey extensions to terraced properties which occupy the full width of the house
- d) flat roofed extensions to bungalows

### Core Strategy

Manchester's Core Strategy was adopted on 11th July 2012 and is the Key Development Plan Document in the Local Development Framework. It states that all new developments should follow the 'Development Principles' and accord with the design guidance set out in the Supplementary Planning Documents.

Policy SP 1 - Specifies the Core Development Principles for parts of the City. In this case the relevant principles relate to the extent to which the development:

- Makes a positive contribution to neighbourhoods of choice including the creation of well-designed places that enhance or create character; making a positive contribution to the health, safety and well-being of residents,
- Minimise emissions, ensure efficient use of natural resources and reuse previously developed land wherever possible;

Policy DM 1 Development Management- 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.

Policy EN19 Waste - Requires consideration of the submitted details relating to determine if the applicant has satisfactorily demonstrated how: -Both construction and demolition waste will be minimised and recycled on site wherever possible; -The sustainable waste management needs of the end user will be met.

Policy DM1 - Requires that consideration is given to the particular circumstances of each proposal to determine the appropriate levels of car parking have been proposed.

## **Issues**

### **Principle**

The proposed development is for the erection of a single storey rear and side extension, this is considered acceptable in principle as many people prefer to extend their homes rather than move in order to meet the changing residential needs of families. However, consideration must be given to the proposal's appearance, impact on the visual amenity of the area and impact on the neighbouring properties. This property will remain a single family dwellinghouse and as such no additional waste or car parking pressures will result from this application.

### **Residential and Visual Amenity**

The proposed single storey side and rear extension accommodates an open plan kitchen area alongside three side facing windows and one bi folding door along the rear. The proposed extension will replace the existing rear conservatory's footprint and be sited directly behind the existing garage. The extension would have approx. dimensions of Height 3.6m x Width 4.5m x Depth 6.2m x Rearward Projection 3m. The extension would be sited approx. 1.1metre away from 86 Hill Lane at its closest distance and approx. 3m away from 90 Hill Lane along the northern boundary.

As mentioned above the extension would be sited at its closet approx. 1.1metre, replacing the existing conservatory's footprint. It is deemed the additional built form close to the southern shared boundary would not form an overbearing feature given the small scale nature of the proposed extension. Given the orientation of the properties along the streetscene the proposal is not considered to contribute to overshadowing or loss of light implications to the neighbouring property.

As mentioned above the proposed rear extension would be sited approx. 3metres away from the shared boundary with no. 90 Hill Lane, however given the small scale nature of the extension (rearward projection of only 3metres) which complies with saved UDP Policy DC1.3 it is not considered to form an overbearing feature along the northern boundary. Given the

distance to the neighbouring property alongside the northern boundary overshadowing implications during the evening sun would not be significant to warrant a refusal to the application. Additionally, the proposed development would allow for amenity space to be retained along the rear of the application site.

The proposed fenestration elements are in keeping with the existing fenestration in the property in terms of visual amenity and appear to be in character of the property. The proposed extension has side facing windows alongside a bi-folding door along the rear elevation. The side facing windows will replicate the views from the existing conservatory and original dwelling, given this and the distance to the boundaries it is not considered to have any adverse impact on the character of the property or surrounding area, and would maintain existing privacy levels of neighbouring properties.

The proposal will have an acceptable impact on visual amenity. It is designed to be subservient to the main dwelling and is of a relatively modest scale which does not amount to an overdevelopment when seen in the local context.

The extension would be hidden from Hill Lane's streetscene situated behind the single storey garage and is designed to form a seamless relationship with the original. This will be achieved by completing the development in the proposed matching materials to existing which are conditioned to match on any approval of the scheme.

### **Design and Appearance**

It is not considered that the proposed development would unduly harm the character of the building or the general area. The roof profile constitutes a hipped roof and the extension's footprint is not considered to create a bulky or disproportionate scale addition to the property. The materials of the extension will match the existing. Although it is recommended a materials condition is attached to ensure that the materials are adhered to, pursuant with the requirements of Core Strategy DM1, EN1 and SP1 and saved UDP Policy DC1.

### **Waste Management**

The proposed development would not effect the existing bin management strategy.

### **Conclusion**

The proposal is considered acceptable in this location, in terms of design, scale and massing, allowing occupiers to adapt their homes to meet their residential 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 reasons above, 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.

### **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 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 applicant in a positive and proactive manner to guide the application through all the stages of the planning process and resolve any issues that arose in dealing with the 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 permission.

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

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

Drawing- Plans and Elevations ref. 002

Drawing: Plans and Elevations ref. 003

Drawing- Location Plan

All stamped as received by the City Council as Local Planning Authority on 12 May 2023

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 (2012).

- 3) The materials to be used on the external surfaces of the extension hereby permitted shall match those of the existing dwellinghouse 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 extension, pursuant to saved policies DC1.1, DC1.2 and DC1.4 of the Unitary Development Plan for the City of Manchester and policy DM1 of the Manchester Core Strategy.

- 4) Notwithstanding the provisions of the Town and Country Planning (General Permitted Development Order) 2015 (or any order revoking and re-enacting that Order with or without modification) no windows or doors shall be inserted into the elevations of the extension hereby approved other than those shown on the approved plans.

Reason- In the interest of residential amenity pursuant to saved policies DC1 of the Unitary Development Plan for the City of Manchester and Policy DM1 and SP1 and DM1.

## **Appendix 1 – List of consultees & neighbours notified**

Environmental Health

12 Kerr Street, Manchester, M9 6PJ  
10 Kerr Street, Manchester, M9 6PJ  
86 Hill Lane, Manchester, M9 6PL  
90 Hill Lane, Manchester, M9 6PL  
84 Hill Lane, Manchester, M9 6PL  
111 Hill Lane, Manchester, M9 6PL  
109 Hill Lane, Manchester, M9 6PL

## **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  
Historic Landfill Site 250m Buffer -  
Area Team Boundary - Name: NORTH AREA