

Planning

Growth & Development

Delegated officer report for planning application

Application no. 136266/FO/2023

Date registered valid: 17 March 2023

Proposal: Retention of cycle stands

Address: Footway At Junction Of Ashton New Road And Darley Street And Rowsley Street, Manchester

Ward(s): Ancoats & Beswick Ward

Applicant: Mr Tom White Beryl

Agent (if any):

Case officer: Max Gibson
Tel: 0161 219 6359
Email: maximillian.gibson@manchester.gov.uk

Recommendation: Approve

Date of recommendation: 18 April 2023

Application details

Type of application: Full Application Consent

Development type: Minor Other

Date of site visit: 23 March 2023

Standard consultations:

Printed: 20 March 2023 Expired: 10 April 2023

Neighbour notifications

No neighbour notifications have been printed and sent.

Site notice

Posted: 23 March 2023 Expired: 13 April 2023

Press advert

Published: 28 March 2023 Expired: 18 April 2023

Departure from Development Plan: No

Environmental Statement: Not required

Description of site/building

Listed building: Not applicable

Conservation area:

Tree Preservation Order:

Description of area

The area relates to the Etihad Campus, the home of a number of sporting organisations including Manchester City Football Club. There is currently a number of developments underway in the vicinity of the development sites, including the construction of the new Co-op Live and associated hotel accommodation. This development will create increased footfall to the area in the coming years and hence improving transport connectivity to this locale is a priority.

Description of development

The application proposals relate to the retention of infrastructure to support a GM cycle hire scheme being introduced within the city and wider area. The infrastructure is in the form of stands used for the parking of hire bikes located predominantly in locations with existing footway.

Consultations & Notification Responses

Publicity - Site notices were posted adjacent the proposed locations of the stands. No representations were received as a result of this publicity.

Highways - the submitted proposals for retention of cycle stands are acceptable to Highways

TFGM - no comment received

Pedestrian Society - no comment received

Issues

Manchester Core Strategy

The main policies relating to this application are policies SP1 (Spatial Principles), DM12 (Development Management), T1 (Sustainable Transport) and EN3 (Heritage) of the Manchester Core Strategy (2012), saved policy DC22.1 (Footpath Protection) of the Unitary Development Plan (1995) and Section 9 (Promoting sustainable transport) of the NPPF.

Issues

Principle

The principle of the installation of infrastructure to support a growth in the use of sustainable modes of transport within the city is acceptable and would assist in meeting climate change commitments and assist in improving the air quality particularly along busy roads.

The locations are in the vicinity of important local attractions, such as the Etihad Stadium and the under-construction Co-op Live arena. Hence, enhancing transport connectivity and capacity to manage the associated footfall is a priority for the City Council. Bicycle rental provision is an important element of this, especially given the greater sustainability when compared with alternative transport methods.

In this instance further consideration of the implications of the proposals on the visual amenity of the area and pedestrian safety amongst other things is required.

Visual Amenity

The stands add to the amount of infrastructure within the pedestrian environment. The stands are relatively unobtrusive by themselves, although when occupied by bikes they are a more visible element within the street furniture. Hence they are considered to have a moderate impact in the street scene. This impact is considered acceptable given the public benefit derived from the provision of sustainable, zero-emission transport method. On balance the proposals are not considered to give rise to such harmful visual impacts as to warrant refusal.

Pedestrian safety

The application has been considered by Highway Services who raise no objections in relation to pedestrian and highway safety arising from the retention of these stands.

Access

Several applications for stands were approved in 2021, for example app. ref. 132005/FO/2021. The proposals are accessible in that:

- All sites along a kerb will be 450mm away from the kerb line.
- All sites have been chosen to leave at least 2m of footway around for other users of the space.
- All sites have been chosen to avoid anti-social behaviour and vandalism, as visible as possible and well lit.

Site visits and a review of the design and access statement confirm compliance with these recommendations.

Crime and Safety

The applicant has provided information relating to the robustness of the installations and the way sites for the parking facilities have been chosen. There is also in place mechanism for replacing and removing installations where particular problems arise. No comments have been received from GMP but the information submitted is considered to set out a reasonable approach to dealing with theft and anti-social behaviour that may arise from misuse of the facilities.

Residential amenity

The stands and use of them are not considered to give rise to unacceptable impacts on residential amenity. The land around the M245 - Etihad Stadium/Rowsley St site is not residential, with the

closest residences across Ashton New Road and a large grass siding. There is a carpark directly adjacent. Therefore, at this location, the docking of bikes is unlikely to create a level of noise pollution that would harm residential amenity.

M429 - Darley Street site is on a residential street of terraced houses. However, no objections from local occupiers have been received related to this location.

Therefore, it is considered that there is a negligible impact on residential amenity caused by the bike stands.

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 based on seeking solutions to problems arising in relation to dealing with the planning application.

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

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

- Drawing - Site Plan BLOCK PLAN OF THE SITE M245 - Etihad Stadium/Rowsley St
- Drawing - Site Plan BLOCK PLAN OF THE SITE M249 - Daley Street
- Design & Access Statement - Bee Network Cycle Hire Design Access Statement

All received by the City Council, as local planning authority, on 15/02/2023.

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.

Appendix 1 – List of consultees & neighbours notified

Highway Services
Transport For Greater Manchester
Greater Manchester Pedestrians Society

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 High Risk - Name: DEVELOPMENT_HIGH_RISK_AREA
Coal Authority - Development Low Risk - Name: DEVELOPMENT_LOW_RISK_AREA
Coal Authority - Surface Coal Resources - Name: Coal bearing strata at surface
Area Team Boundary - Name: CENTRAL
Area Team Boundary - Name: NORTH AREA