

Planning

Growth & Development

Delegated officer report for planning application

Application no. 134687/FH/2022

Date registered valid: 15 August 2022

Proposal: Erection of first floor rear extension to dwellinghouse to form additional living accommodation with ground floor elevational alterations including insertion of new rear patio doors

Address: 208 Victoria Avenue, Manchester, M9 0RR

Ward(s): Higher Blackley Ward

Applicant: Mr. Shaukat Delawala, 208 Victoria Avenue, Manchester, M9 0RR

Agent (if any): Mr Muthahar Khan, Studio Tashkeel Architecture, 89 Princess Street, Manchester, M1 4HT

Case officer: Katie Raw
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Recommendation: Approve

Date of recommendation: 5 October 2022

Application details

Type of application: Full Householder Application

Development type: Householder

Date of site visit: 6 September 2022

Standard consultations:

Printed: 22 August 2022 Expired: 12 September 2022

Neighbour notifications

Printed: 22 August 2022 Expired: 12 September 2022

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

Listed building: Not applicable

Conservation area: No

Tree Preservation Order: No

Description of area

The application site relates to 208 Victoria Avenue within the Higher Blackley ward of north Manchester. The property relates to a semi-detached, red brick, two storey dwellinghouse with dark grey windows and doors. The property benefits from amenity space to the front in the form of a small, grassed garden with soft landscaping and an extensive driveway which extends to the rear of the property. Amenity space to the rear consists of a paved patio with an elevated section close to the rear boundary line. An existing single storey extension is sited off the rear building line.

Description of development

The submitted application seeks planning permission for the erection of first floor rear extension to dwellinghouse to form additional living accommodation with ground floor elevational alterations including insertion of new rear patio doors.

As existing, a single storey rear extension is sited to the rear of the property. The proposal requests permission for a first floor extension and takes the same dimensions as the ground floor. As such, the approximate dimensions for the first floor extension would be Height: 6.6 (to the highest point) x Length: 2.9 x Width: 6.3 metres. Within the first floor two windows would be

inserted. In addition, rear patio doors would be inserted within the rear elevation of the ground floor, to replace the existing window and set of doors at ground floor level. The proposal would create a new bedroom 1 and master bedroom.

Materials to be used to match the host property would include roof tiles, brickwork, UPVC windows and patio doors.

Planning history

No planning history exists for this site.

Consultations & Notification Responses

Local residents

Local residents were consulted and no responses were received.

Environmental Health

Environmental Health were consulted on the application and had no comments to make.

Issues

POLICY

The National Planning Policy Framework (July 2021)

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):

- a) 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;
- b) 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
- c) 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 following specific policies are considered to be particularly relevant to the proposed

development:

- i. Chapter 8. Promoting healthy and safe communities- States that planning policies and decisions should aim to achieve healthy, inclusive and safe places and policies and decisions should promote public safety and take into account wider security and defence requirements.
- ii. Chapter 12. Achieving well-designed places- Reflects upon the importance of design to the built environment and its contribution to sustainable development and making places better for people. With this in mind, the design of the substantive development has been assessed in relation to the quality and cohesion of its composite building, as well as the function and appearance of public and private spaces.

The Manchester Core Strategy Development Plan Document 2012-2027 ("the Core Strategy") was adopted by the City Council on 11th July 2012.

The Core Strategy is the key document in Manchester's Local Development Framework. It 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. Of relevance are:

Policy DM1 (Development Management); which 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. The relevant issues are the appropriate siting, layout, scale, form, massing, materials and detail. The 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. The 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.

Policy SP1 (Spatial Principles); which sets out 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, amongst these include: 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.

Policy EN1 (Design Principles and Strategic Character Areas); states that all development in Manchester will be expected to follow the seven principles of urban design, as identified in national planning guidance and have regard to the strategic character area in which the development is located.

Unitary Development Plan Saved Policies

Large elements of the UDP have been superseded by the Core Strategy. The following saved policies are of relevance in the consideration of this application:

DC1.1 states that in determining planning applications for extensions to residential properties, the Council will have regard to:

- a. The general character of the property;
- b. The effect upon the amenity of the neighbouring occupiers;
- c. The desirability of enabling people to adapt their houses in appropriate ways to meet changing household needs;
- d. The overall appearance of the proposal in the a street scene;
- e. The effect of the loss of any on-site car parking.

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.
- d. they would not result in the loss of off-street car-parking, in a situation where there is so severe an existing on-street parking problem that unacceptable additional pressures would be created.

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

- a. rearward extensions greater than 3.65m (12 ft) 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;
- e. extensions which conflict with the Council's guidelines on privacy distances (which are published as supplementary guidance).

Guide to Development in Manchester Supplementary Planning Document and Planning Guidance, Adopted April 2007.

The Guide aims to help to develop and enhance a unique and positive sense of place within Manchester and its neighbourhoods. The guidance is grouped under seven key principles recognised by CABI as being those urban design characteristics which create successful places. These are: character and context, continuity and enclosure, ease of movement, quality of the public realm, diversity, legibility, and adaptability. It advises that high quality design is a vital attribute of successful neighbourhoods.

Paragraph 2.7 states that development should help to sustain local neighbourhoods, encouraging the most appropriate form of development to enliven neighbourhoods and sustain local facilities.

Paragraph 2.14 goes on to say that it is important that new developments are of an appropriate height having regard to location, character of the area and specific site circumstances and local effects, such as microclimatic ones.

Paragraph 2.16 considers the impact of site boundaries, which can be significant and must be taken into account and incorporated into the design of new developments and conversions from an early stage. Original examples that contribute to the character of the area should be retained. Well designed new treatments such as walls, low walls and railings or hedges and boundary trees, can maintain the enclosure of the street, reinforce the building line and contribute to the quality of the environment.

ISSUES

Principle of Development

The submitted development application is for the erection of first floor rear extension to dwellinghouse to form additional living accommodation with ground floor elevational alterations including insertion of new rear patio doors. However, consideration must be given to the proposal's appearance, impact on the visual amenity of the area and impact on the neighbouring properties' residential amenity. As the property is to remain a single family dwellinghouse it is not considered that the proposed extension would give rise to any significant additional waste or car parking pressures.

Visual/ Residential Amenity

As existing, a single storey rear extension is sited to the rear of the property. The proposal requests permission for a first floor extension and as such, would take the same dimensions as the ground floor. For this reason, the proposal would not extend any further forward than the existing floor plan and would not create an overbearing feature at ground floor. However, the impact of the first floor needs to be considered as the neighbours would feel additional built form at first floor level (no.210 and no.206 Victoria Avenue). Since the proposal would have a projection at first floor of approximately 2.9 metres, the length is considered to not create an overbearing feature. In addition, as space exists either side of the immediate neighbours, due to being detached properties, the additional built form would not be located over the shared boundaries.

The two windows to be inserted would be within the rear elevation and as such would not create any overlooking or privacy implications to the neighbours either side of the applicant property. Due to the ample distance (15.3 metres) between the proposal and the rear of the properties facing onto the rear of the applicant property (mainly no.5 Dorwood Avenue), this neighbour would not experience any overlooking or privacy implications from the insertion of the two windows to the rear. In addition, a condition shall be attached to any approval granted restricting the further insertion of windows or doors beyond those approved by this consent.

Due to the orientation of the properties within the streetscene, no.206 Victoria Avenue would not experience any loss of light or overshadowing implications. However, no.210 Victoria Avenue, may experience some loss of light or overshadowing implications, but this is assumed to be minimal.

The ground floor elevational alterations including the insertion of new rear patio doors would not give rise to any adverse visual/residential amenity implications.

Overall, it is not considered that the proposal would have an adverse impact upon residential or visual amenity.

Design and Appearance

The materials to be used for the proposal would match the host property and as such would be sympathetic in design. As such the materials are acceptable and a materials condition to that effect would be attached to any consent granted.

Policy DC1.3 of the UDP states that rearward projections should not extend more than 3.65 metres and as such the proposal with a rearward projection of 2.9 metres is acceptable. The insertion of the first floor to the existing ground floor extension is considered appropriate following the form of existing development at the site. The proposal is considered a sympathetic addition to the immediate area, pursuant to Policy DC1 of the UDP.

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.

Car parking

The property benefits from an extensive drive which would be unaffected by the proposal.

Bin storage

Bin storage would be unaffected by the proposal.

Conclusion

Overall, the proposed development does not create any significant impact in terms of visual or residential amenity. The design and appearance is in keeping with the character of the property and local area.

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

The proposal was assessed with regards to policies outlined in the National Planning Policy Framework, Unitary Development Plan Saved Policies, Local Development Framework Core Strategy Development Plan and other material considerations. In this instance officers have worked with the applicant in a positive and proactive manner.

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:

- Householder Application for Planning Permission for works or extension to a dwelling, stamped as received by the City Council as Local Planning Authority on 15 August 2022.
- Drawing- Proposed- Floor Plan, numbered PL_004, stamped as received by the City Council as Local Planning Authority on 15 August 2022.
- Drawing- Proposed- Elevation, numbered PL_005, stamped as received by the City Council as Local Planning Authority on 15 August 2022.
- Drawing- Location Plan, numbered PL_001, stamped as received by the City Council as Local Planning Authority on 15 August 2022.
- Drawing- Site Plan, numbered PL_006, stamped as received by the City Council as Local Planning Authority on 15 August 2022.

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.

3) 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 openings, including windows and doors, shall be inserted within the elevations of the extension, other than those shown on the approved drawings, unless Planning Permission is specifically granted.

Reason - In the interests of the amenities of the occupiers of the neighbouring dwellinghouse, pursuant to saved policy DC1 of the Unitary Development Plan for the City of Manchester, and policy DM1 of the Manchester Core Strategy.

4) The materials used to construct the external elevations of the extensions hereby approved shall match the existing dwellinghouse, in terms of colour, type, and method of coursing and pointing.

Reason - In the interests of the character and appearance of the dwellinghouse and surrounding area, pursuant to policy DC1 of the saved Unitary Development Plan for the City of Manchester, and policy DM1 of the Manchester Core Strategy.

Appendix 1 – List of consultees & neighbours notified

Environmental Health

7 Dorwood Avenue, Manchester, M9 0RS

206 Victoria Avenue, Blackley, Manchester, M9 0RR

210 Victoria Avenue, Blackley, Manchester, M9 0RR

Higher Blackley Community Centre, Victoria Avenue, Blackley, Manchester, M9 0RA

9 Dorwood Avenue, Manchester, M9 0RS

5 Dorwood Avenue, Manchester, M9 0RS

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