

Planning

Growth & Development

Delegated officer report for planning application

Application no. 133642/FO/2022

Date registered valid: 23 May 2022

Proposal: Installation of access ramp to rear of the property

Address: 13 Lindale Avenue, Manchester, M40 3LX

Ward(s): Moston Ward

Applicant: Mr Sinisa Nedeljkovic, Northwards Housing, Unit 11 Hendham Vale
Industrial Estate, Vale Park Way, Manchester, M8 0AD

Agent (if any):

Case officer: Katie Raw
Tel: 0161 234 4164
Email: katie.raw@manchester.gov.uk

Recommendation: Approve

Date of recommendation: 12 July 2022

Application details

Type of application: Full Application Consent

Development type: Minor Other

Date of site visit: 30 May 2022

Standard consultations:

No consultations have been printed and sent.

Neighbour notifications

Printed: 26 May 2022 Expired: 16 June 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: Not applicable

Tree Preservation Order: Not applicable

Description of area

The application site relates to 13 Lindale Avenue within the Moston ward of north Manchester. It is a semi-detached, red brick property in a corner of the Lindale Avenue cul-de-sac. The property is accessible from a long narrow pathway leading up to the property, which also gives access to no.11. The amenity space to the front of the property consists of a green grassed area, although this is difficult to access with a black railing running adjacent to the front path. The side and rear of the property consists of additional green amenity space.

Description of development

The proposed development is for the installation of access ramp to rear of the property. The ramp would be made of a modular system and would give access to the rear amenity space from a new door to be inserted within the rear elevation of the host property. The top landing would have dimensions of 1.5 x 1.5 metres and the lower landing would be a 3 x 3 metres patio. The ramp would have an approximate length of 2.7 metres and handrails would be used throughout. The new patio would sit alongside part of the existing path along the side of the property. As confirmed by the agent on 30 May 2022 via email, the gradient for the ramp would be set at 1:15. Materials to be used would be a modular/portable system ramp and a permeable surface patio.

Planning history

132010/FH/2021- Creation of hardstanding to front of the property and access ramp to side of the property.

Approved 26 January 2022.

Consultations & Notification Responses

Local residents

Local residents were consulted, and no responses were received.

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.

DC1.5 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.

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 installation of access ramp to rear of the property. This is considered acceptable in principle as many people prefer to alter and adapt homes rather than move, to meet the changing residential needs of families, including disabled access needs. 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 dwelling house, it is not considered that the proposed extension would give rise to any significant additional waste or car parking pressures.

Visual /Residential Amenity

The modular ramp system would be sited within the rear amenity space of the property. As the ramp is to be sited off the rear door, it would not be easily visible from the streetscene. Those properties facing into the applicant's garden from Heppleton Road are likely to be most impacted from the proposal, as well as no.5, no.9 and no.11 Lindale Avenue due to the orientation of gardens. However, any impacts are thought to be minimal as the ramp is

considered appropriate for its size and would not create an overbearing feature for the neighbours. In addition, it is considered that the open nature of the proposed structure would reduce the potential visual impacts. As previously approved under planning ref. 132010/FH/2021, an additional front and side ramp would be installed at the property. Although there would be three modular ramps around the property, the current proposal is still considered appropriate to allow additional access to the rear of the property, benefitting the disabled resident. In addition, an assessment was undertaken from MEAP to inform the design and requirements of the application. Therefore, any impacts in relation to visual amenity would be outweighed by the need for level access in this instance. The wooden boundary fence between the applicant property and no.15 Lindale Avenue would mean the ramp would not be visible by the neighbour. The proposal is considered acceptable and complies with The National Planning Policy Framework; Core Strategy policies SP1, DM1, EN1 and Saved Policy DC1.5 of the Unitary Development Plan.

Design and Appearance

The top landing of the proposal would have dimensions of 1.5 x1.5 metres and the lower landing would have a 3x3 metres patio. The length of the ramp would run approximately 2.7 metres and handrails would be used throughout. The new patio would extend into the existing path along the side of the property. As confirmed by the agent on 30 May 2022 via email, the gradient for the ramp would be set at 1:15. Although the gradient of the ramp exceeds the gradient specified within DDA2, it is acknowledged a ramp with a lower gradient would leave the applicant with little amenity space. In addition, DDA2 offers a practical approach to inclusive design and ensures that the adaptations proposed are accessible in nature but relates to public buildings only.

A modular system was justified by the agent who explained that as the front and side ramp recently approved under 132010/FH/2021 was of a modular ramp, it made sense to keep continuity in design. Although the Local Planning Authority prefers ramps that are not made from a modular system, in this case a modular ramp is considered acceptable as it would match additional ramps at the property and would not be easily visible from the streetscene, complying with DC1 of the UDP.

Handrails are to be used throughout. The colouration of the handrail is not specified in writing. A materials condition has been attached to ensure that the specified materials are adhered to, and that the handrails are to be made of galvanised steel and painted black. This is to ensure the colouration is in keeping with the character of the streetscene, pursuant with The National Planning Policy Framework; Core Strategy policies SP1, DM1, EN1 and Saved Policy DC1 of the Unitary Development Plan.

Car parking

Car parking would be unaffected by this proposal.

Refuse storage

The bins for no.13 Lindale Avenue at the time of the site visit were stored to the rear of the property and would be affected by this proposal. However, there is adequate space within the rear amenity space for bins to be used.

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, and the proposal has minimal impacts in terms of residential/visual amenity, while benefitting the needs of the disabled resident.

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 by requesting further information relating to the scheme and appropriate conditions to the approval have also been attached.

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 29 April 2022.
- Drawing- Proposed- Rear Ramp and Patio, stamped as received by the City Council as Local Planning Authority on 29 April 2022.

- Drawing- Proposed- Rear Ramp and Patio Elevations, stamped as received by the City Council as Local Planning Authority on 23 May 2022.
- Drawing- Location Plan, stamped as received by the City Council as Local Planning Authority on 29 April 2022.
- Drawing- Visuals, stamped as received by the City Council as Local Planning Authority on 29 April 2022.
- Supporting Information, stamped as received by the City Council as Local Planning Authority on 29 April 2022.
- Email Correspondence, stamped as received by the City Council as Local Planning Authority on 30 May 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) The materials to be used throughout the proposal hereby permitted shall be implemented in accordance with the approved details as set out in the Application Form specified in Condition 2 of this approval.

Reason- In order to ensure a satisfactory appearance in the interests of visual amenity in accordance with saved policies DC1 of the Unitary Development Plan for the City of Manchester, SP1 and DM1 of the Manchester Core Strategy and the requirements of the National Planning Policy Framework.

4) The proposed handrails shall be made of galvanised powder coated steel and shall be painted black.

Reason - To ensure that the colour and appearance of the proposed access ramp is in keeping with the surrounding area, pursuant to saved policies DC1 of the Unitary Development Plan for the City of Manchester and Policy DM1, SP1 and EN1 of Manchester's Local Development Framework: The Manchester Core Strategy Development Plan Document.

Appendix 1 – List of consultees & neighbours notified

7 Lindale Avenue, Manchester, M40 3LX
44 Heppleton Road, Manchester, M40 3LU
5 Lindale Avenue, Manchester, M40 3LX
9 Lindale Avenue, Manchester, M40 3LX
11 Lindale Avenue, Manchester, M40 3LX
46 Heppleton Road, Manchester, M40 3LU

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
Coal Authority - Surface Coal Resources - Name: Coal bearing strata at surface
Susceptible to Surf Water Flood (Less) -
Area Team Boundary - Name: NORTH