

<u>APPLICATION NO:</u>	23/00386/FUL	<u>CASE OFFICER:</u>	Reece Black
<u>WARD:</u>	Swanside	<u>PARISH:</u>	
<u>LOCATION:</u>	35 Evington Drive, Roby, Knowsley		
<u>PROPOSAL:</u>	ERECTION OF A SINGLE STOREY REAR EXTENSION		

Site Description

The application site is located at 35 Evington Drive, Roby and is located in an area that is allocated as a Primarily Residential Area in the Development Plan. The application property is a detached dwelling and is a combination of brick facing and rendered facing on its front, side and rear elevations. The property features white UPVC openings and grey, flat, interlocking roof tiles.

The site features hard standing and landscaping adjacent the front elevation of the dwelling in an open design layout. The site is located at the head of a cul-de-sac. To the West is a line of mature, established trees. To the North, South and East are residential properties of the estate.

The site has been identified as being a former landfill and waste-tipping site.

Proposal

The application seeks permission for the erection of a single storey rear extension. The proposed rear extension would project out by 3.35m and would have a width of 8.10m. This would be served by a mono-pitched roof, which would measure 2.61m at the eaves and would measure at a height of 3.55m.

The rear elevation of the proposed development would feature bi-fold doors, two windows and two skylights.

Consultations

Environmental Health – No objections Received.

Representations

This application has been publicised by letters sent to 6 neighbours. No representations have been received.

Planning History

No recorded planning history.

Relevant Policy

Paragraph 11 of the National Planning Policy Framework (NPPF) states that planning decisions should apply a presumption in favour of sustainable development. This means approving development proposals that accord with an up-to-date development plan without delay; or where the development plan is absent, silent or out of date planning permission should be granted unless the application of policies in the NPPF that protect areas or assets of particular importance provides a clear reason for refusing the development proposed; or any adverse impacts of doing so would significantly and demonstrably outweigh the benefits, when assessed against the policies in the NPPF taken as a whole.

Paragraph 12 of the NPPF clarifies that the presumption in favour of sustainable development does not change the statutory status of the development plan as the starting point for decision making. Where a planning application conflicts with an up-to-date development plan, permission should not normally be granted. Local planning authorities may take decisions that depart from an up-to-date development plan, but only if material considerations in a particular case indicate that the plan should not be followed.

The development plan in Knowsley comprises the Saved Policies of the Replacement Unitary Development Plan, the Core Strategy Local Plan and the Joint Waste Local Plan. The following policies are relevant to the determination of this application.

KNOWSLEY LOCAL PLAN: CORE STRATEGY SAVED POLICIES - KNOWSLEY REPLACEMENT UNITARY DEVELOPMENT PLAN (ADOPTED JUNE 2006)

CS2 - Development Principles

CS19 - Design Quality and Accessibility in New Development

H5 - Development within Primarily Residential Areas

H8 - Extensions and Alterations to Residential Properties

In addition, the Householder Development SPD (2016) is a material consideration for the purposes of this planning application and provides additional guidance in relation to householder development within Knowsley Borough.

Article 35 Statement

The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that may have been received and subsequently determining to grant planning permission in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework.

Assessment

Saved Policy H8 in the Replacement Unitary Development Plan states that proposals for extensions to dwellings will be permitted provided that:

- a) The proposals would not (due to their scale and massing) result in a disproportionate addition to the original dwelling
- b) The design and materials used would reflect those used on the original dwelling

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- c) The proposal would not adversely affect the amenity or privacy of occupiers of adjacent dwellings
- d) The proposal would not create potential hazards for highway users by obstructing visibility for pedestrians or drivers of motor vehicles; and
- e) Adequate parking and garden space would remain in use by the residents of the extended property

The Householder Development SPD states that single storey rear extensions should be designed to avoid causing overshadowing, loss of outlook or loss of privacy to the neighbours, or appear unduly dominant to neighbours.

It also states that a single storey rear extension located on or immediately adjacent to the party boundary with a neighbouring dwelling will normally be acceptable if it does not project more than 4m from the rear elevation of the existing dwelling.

Design

The existing dwelling is a composition of render and brick facing, with white UPVC openings and tiled roof. The proposed development would also be brick facing and include materials which are keeping in with those found at the application property and would have a pitched roof.

The proposed development would not project beyond the prescribed 4m parameter outlined in the Householder Development SPD and would therefore be considered acceptable.

Therefore, the extension would have an acceptable design and would be in keeping with the requirements of Policy H8 and the Householder Development SPD.

Residential Amenity

The Householder Development SPD states that extensions should not cause overshadowing, loss of outlook or loss of privacy to neighbours.

34 Evington Drive

No.34 is the adjacent dwelling and sited to the West of the application site. The front and rear elevations of no.34 are set just marginally further back from the highway than the application site.

The proposed development would not surpass the 4m parameter outlined in the Householder Development SPD.

There is also sufficient boundary treatment between the rear gardens in the form of 1.8m timber fencing.

Overall, it is considered that the proposed development would be in accord with the Householder Development SPD and would not cause any significant harm to the amenities or privacy of the occupants of no.34.

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36 Evington Drive

No.36 is the other adjacent dwelling and is sited to the East of the application site. The front and rear elevations of no.36 are set marginally closer to the highway in contrast to the application property.

The proposed development would not surpass the 4m parameter outlined in the Householder Development SPD. Given that no.36 is set closer to the highway and the rear elevation is set-in in contrast to the application site, it has been assessed that the proposed development would not breach the 45-degree line, as it would not project more than 4m from the rear elevation of no.36. Therefore, it would be deemed acceptable.

There is also sufficient boundary treatment between the rear gardens in the form of 1.8m timber fencing.

Overall, it is considered that the proposed development would be in accord with the Householder Development SPD and would not cause any significant harm to the amenities or privacy of the occupants of no.36.

Highways

The proposed development is to be sited at the rear and would not be considered to effect existing parking provisions. Therefore, the proposed development would not have an impact on the parking utilised by the application property or would cause any adverse impact on highway safety.

Gas Protection Measures

The property is located on a former landfill site which was investigated and monitored under planning approval 09/00556/FUL. As part of the planning permission, earthworks were undertaken, and remediation measures were put into place to ensure that the site was suitable for residential use.

Environmental Health have reviewed the proposal submitted and have no objections, subject to the suggested condition being applied. This is addressed in Condition 4.

Conclusion

The proposal would be acceptable in terms of design, residential amenity and highways. The proposal also complies with the relevant Core Strategy, Replacement UDP policies and guidance in the NPPF and is therefore recommended for approval subject to conditions.

Recommendation

That Planning Permission be granted subject to the following condition(s):-

- 1) The development must be begun not later than the expiration of three years beginning with the date of this permission.

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Reason: In order to comply with the requirements of Section 91 of the Town and Country Planning Act 1990 (as amended).

- 2) The development hereby permitted shall be carried out in accordance with the approved plans and documents listed in Schedule 1.

Reason: For the avoidance of doubt.

- 3) The materials to be used on the external surfaces of the extension hereby permitted shall match those of the existing building in type, size, colour and texture.

Reason: In the interests of visual amenity and to comply with Saved Policy H8 of the Knowsley Replacement Unitary Development Plan, adopted in June 2006, Policy CS19 of the Knowsley Local Plan Core Strategy, adopted January 2016, and the National Planning Policy Framework.

- 4) Prior to the works being undertaken an implementation plan shall be submitted to and approved in writing by the Local Planning Authority (LPA), setting out details in respect to the following matters:
 - o Gas/vapour protection membrane:
 - i. What specific gas/vapour membrane will be used? The membrane specification must be at least equal to that already installed under the property.
 - ii. How will it be installed and specifically how will the new membrane be integrated with the existing gas protection measures, including consideration of ventilation arrangements.
 - iii. The name of the competent persons / company installing the membrane?
 - iv. How the installation of the membrane will be validated?
 - o Cover system
 - i. How material excavated for the foundations and other earthworks from beneath the existing patio and/or beneath the high visibility membrane will be removed and disposed of offsite and will not impact the clean cover system in place at this property.

The agreed implementation plan must be carried out by competent person.

2. Upon completion of the works, a validation statement must be submitted to the LPA. The statement shall demonstrate that works have been carried out in accordance with the agreed methodology detailed in Point 1 above.
3. Water suppression shall be used, as required, to ensure there are no dust emissions from the excavated materials whilst being moved or being stored on site.

Reason: In the interests of safety, to prevent pollution of the water environment and to comply with Saved Policy ENV5 of the Knowsley Replacement Unitary Development Plan, adopted June 2006.

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SCHEDULE 1

Date Received	Ref. No	Version	Drawing/Document Title
29/08/2023	-	-	LOCATION PLAN
29/08/2023	-	-	PROPOSED SITE PLAN
29/08/2023	-	-	EXISTING AND PROPOSED FLOOR PLANS AND ELEVATIONS

Signed Case Officer¹: Reece Black

Signed Authorising Officer²: Alan Kilroe

Date: 24/10/23

Informatives

Not applicable.

¹ I confirm that I do not have a personal relationship with the applicant, agent or other interested parties; I also confirm that I do not have a financial interest in the site or the development proposed

² I confirm that I do not have a personal relationship with the applicant, agent or other interested parties; I also confirm that I do not have a financial interest in the site or the development proposed