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| <b><u>APPLICATION NO:</u></b> | 22/00619/FUL                                                                                                             | <b><u>CASE OFFICER:</u></b> | Andrew Hunt |
| <b><u>WARD:</u></b>           | Whitefield                                                                                                               | <b><u>PARISH:</u></b>       | N/A         |
| <b><u>LOCATION:</u></b>       | Pavement O/S Kirkby Market, Market Square, Kirkby, Knowsley<br>L32 8RW                                                   |                             |             |
| <b><u>PROPOSAL:</u></b>       | INSTALLATION OF 1NO BT STREET HUB AND DISPLAY OF<br>SIGNAGE COMPRISING 2NO INTERNALLY ILLUMINATED LCD<br>DISPLAY SCREENS |                             |             |

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### **Site Description**

The application site is a pavement near to Kirkby Market in Market Square.

### **Proposal**

The proposal is for the installation of 1 no BT Street Hub and display of signage comprising 2 no internally illuminated LCD display screens.

### **Consultations**

Highways – No Objection subject to a condition to limit the advertisements allowed.

Town Centres Manger - No comments or concerns as they've moved the location of the hub following the previous comments made.

### **Representations**

This application has been publicised by letters sent to 142 neighbours. No representations have been received.

### **Planning History**

A related advert application has yet to be determined at the site (22/00620/ADV).

### **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that accord with an up-to-date development plan without delay; or where the development plan is absent, silent or out of date planning permission should be granted unless the application of policies in the NPPF that protect areas or assets of particular importance provides a clear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**

CS2 - Development Principles  
CS10 - Principal Regeneration Area – Kirkby Town Centre  
CS19 - Design Quality and Accessibility in New Development

#### **SAVED POLICIES - KNOWSLEY REPLACEMENT UNITARY DEVELOPMENT PLAN (ADOPTED JUNE 2006)**

N/A

#### **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**

##### Character of Area

The proposed kiosk is set away from other surrounding buildings and structures including bollards and lighting. It is relatively narrow and slimline and would not constitute a bulky or dominant presence within the street scene. As a result, there would be no harm to the character of the area (which is a Town Centre location that is commercial in character). There are no other similar developments in the vicinity of the site and it would not lead to clutter. The location of the kiosk has been amended from previous early proposals and the Town Centre Manager has no objection. Overall, there would be no harm to the character of the area from the proposal.

##### Highway Safety

The kiosk would not adversely affect highway safety. This is supported by the views of the council's highways department who have no objection to the development. A condition will be attached to the advert application to control the specifications allowed.

#### **Conclusion**

The proposal would be acceptable in relation to character of the area and highway Safety. The application complies with local planning policies and is recommended for approval.

#### **Recommendation**

That permission be granted subject to the following conditions.

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

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

- 2) The proposal hereby permitted shall be carried out in accordance with the following documents
- a. Proposed Site Plan – 02 – Rev A - (received 05/10/2022).
  - b. Proposed Elevations – 003 – Rev A - (received 05/10/2022).
  - c. Anti-Social Behaviour Management Plan V2 - (received 05/10/2022).
  - d. Noise Management Plan V2 - (received 05/10/2022).
  - e. Street Hub product statement V1.0 - 5A - (received 05/10/2022).
  - f. Proposal Renders - (received 05/10/2022).
  - g. Planning, Design and Access Statement - (received 05/10/2022).
  - h. ICNIRP Certificate - (received 05/10/2022).
  - i. Site Location Maps – 001 – Rev A - (received 05/10/2022).
  - j. 3D Image - (received 05/10/2022).

Reason: For the avoidance of doubt.

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|-------------------------------------------|--------------------|
| <b><u>Signed Case Officer:</u></b>        | <b>Andrew Hunt</b> |
| <b><u>Signed Authorising Officer:</u></b> | <b>Alan Kilroe</b> |
| <b><u>Date:</u></b>                       | <b>25/11/22</b>    |

### **Informatives**

N/A

## **Appendix 1 – Site Photographs**

