

DEVELOPMENT CONTROL COMMITTEE

TUESDAY, 6TH FEBRUARY 2018, 6.30 PM

COUNCIL CHAMBER, TOWN HALL, CHORLEY

I am now able to enclose, for consideration at the above meeting of the Development Control Committee, the following reports that were unavailable when the agenda was published.

Agenda No	Item	
C	17/01042/FUL - LAND AND GARAGES ADJACENT 10 WESTWELL ROAD, CHORLEY	(Pages 53 - 62)
d	17/01038/FUL - GLEADHILL HOUSE STUD, GLEADHILL HOUSE, DAWBERS LANE, EUXTON, CHORLEY, PR7 6EA	(Pages 63 - 70)

GARY HALL
CHIEF EXECUTIVE

Electronic agendas sent to Members of the Development Control Committee

If you need this information in a different format, such as larger print or translation, please get in touch on 515151 or chorley.gov.uk

This page is intentionally left blank

APPLICATION REPORT – 17/01042/FUL

Validation Date: 6 November 2017

Ward: Chorley North East

Type of Application: Full Planning

Proposal: Erection of detached dormer bungalow and detached garage following demolition of existing garages.

Location: Land And Garages Adjacent 10 Westwell Road Chorley

Case Officer: Chris Smith

Authorising Officer:

Applicant: Mr T Kevill

Agent: Mr Tony Lawson

Consultation expiry: 1 December 2017

Decision due by: 1 January 2018

RECOMMENDATION

1. It is recommended that this application is refused.

SITE DESCRIPTION

2. The application site is located at the eastern end of a row of traditionally designed terraced properties on Westwell Road, Chorley. The site is within the core settlement area of Chorley and contains eight single car garages that are leased to local residents on an annual basis.
3. The properties on Westwell Road are predominantly terraced; however, the character of buildings in the immediate locality to the south, east and north of the site is mixed. The locality is wholly residential and contains examples of detached dwellings at Ingle Close to the east and there is a large bungalow property to the north east at no 12 Westwell Road.
4. The site contains an area of hard standing, which enables vehicular access to an alleyway located to the rear (south) of Westwell Road.
5. The northern portion of the site contains several trees; however, these are not protected by Tree Preservation Orders.
6. Land levels slope up gently across the site in a west to east direction where the highest part of the site is located in the eastern most portion of the site.

DESCRIPTION OF PROPOSED DEVELOPMENT

7. The application seeks planning permission for the erection of a detached dormer bungalow dwelling and a detached garage. The application site has a width and depth of approximately 25m and 17m respectively.

8. The proposed dwelling would be located within the eastern portion of the site approximately 13m to the east of the neighbouring property no. 10 Westwell Road. The property would contain two front dormers and a rear dormer.
9. Internally the proposed dwelling would contain a living area, kitchen, dining room, utility room and w/c at ground floor level and the loft space would contain two bedrooms and a bathroom.

REPRESENTATIONS

10. A total of 33 representations of objection have been received. The following reasons were cited as reasons as to why the development proposal should be considered unacceptable:

- Loss of light and privacy
- Overlooking
- Proposed development would be out of character with the area
- Traffic and congestion
- Over development
- Demolition of privately owned garages
- No alternative parking provision following loss of garages
- Loss of a link road between Westwell Road and the back alley behind Brock Road meaning vehicles will not be able to turn around at the end of Westwell Road
- Emergency services would not be able to access the rear of Brock Road
- Risk of anti-social behaviour in alley way to rear of Westwell Road
- Impact on protected trees
- Lack of on-road parking on Stump Lane and Mayfield Road as residents of Brock Road and Westwell Road will have to find alternative parking following demolition of garages
- Flood risk
- Visual impact – loss of views

11. In addition to the above, 5 petitions of objection with a total of 60 signatures have been received from the residents of Geoffrey Street, Jubilee Place, Brock Road, Russell Square and Doris Street. These petitions make the claim that the proposed development would exacerbate existing on road parking problems for residents of Brock Road and Westwell Road.

CONSULTATIONS

12. **Lancashire Highway Services** - does not object to the proposed development in principle, however, until the status of the land is established, approval of the planning application is not recommended at this stage.
13. **Chorley Council's Planning Policy Team** - have confirmed that they have no objections to the proposed development
14. **United Utilities** – have confirmed that they have no objections to the proposed development.
15. **Greater Manchester Ecology Unit** – have no objections subject to the inclusion of one condition.

PLANNING CONSIDERATIONS

16. It is considered that the main issues for consideration in this application are as follows;

1. Principle of the development
2. Design and impact on the street scene
3. Impact on the amenity of neighbouring occupiers
4. Financial Considerations

5. Parking Provision and Highway Safety
6. Trees
7. Ecology
8. Sustainable Resources
9. Community Infrastructure Levy
10. Other matters

Principle of the development

17. The National Planning Policy Framework (The Framework), states that housing applications should be considered in the context of the presumption in favour of sustainable development, and, therefore, development proposals that accord with the development plan should be approved without delay.
18. Policy 1 of the Central Lancashire Core Strategy 2012 states that growth and investment in the Central Lancashire area should be focused on well located brownfield sites and Key Service Centres such as Chorley.
19. Policy V2 of the Chorley Local Plan 2012 – 2026 states that within the settlement areas excluded from the Green Belt, and identified on the Policies Map, there is a presumption in favour of appropriate sustainable development, subject to material planning considerations.
20. The application site is located in the settlement area of Chorley which the Chorley Local Plan 2012-2026 identifies as the key service centre in the borough. The location of the application site here means that the proposal would be in accordance with Policy 1 of the Central Lancashire Core Strategy 2012, which states that growth and investment would be acceptable in the key service centre of Chorley.
21. The principle of development is therefore considered to be acceptable subject to the material planning considerations detailed below.

Design and impact on the street scene

22. Policy BNE1 of the Chorley Local Plan 2012 – 2026 states that planning permission will be granted for new development, provided that, where relevant to the development the proposal does not have a significantly detrimental impact on the surrounding area by virtue of its density, siting, layout, building to plot ratio, height, scale and massing, design, orientation and use of materials.
23. It is considered that the proposed development would be in keeping with the residential character of the immediate locality. There is an existing bungalow dwelling located to the north east of the site – no. 12 Westwell Road and there are two storey terraced properties to the west and south and therefore the architectural context of the surrounding locality is somewhat mixed.
24. There is a more uniform street frontage to the west of the site where Westwell Road is formed by two rows of facing terraced properties, however, they contrast with the design and form of the terraced dwellings located to the south on Brock Road. This uniformity does not, however, prevail towards the eastern end of Westwell Road where the built up street frontage is broken up by the open space provided by the application site.
25. The site currently contains eight detached garages, which do not reflect the more uniform appearance of the streetscene to the west of the site, and they therefore add to the mixed architectural context of the locality. The proposed bungalow would occupy a similar proportion of the application site to that occupied by the garages and would be located towards the eastern most part of the site with an appropriate degree of separation from the terraced properties of Westwell Road.
26. The proposed detached garage would be located within the western portion of the site; however, it would be set back from the public highway by approximately 5m and would not

be a visually prominent feature within the street scene. It is considered that the siting and layout of the proposed development would represent an improvement over the existing layout given that the number of individual structures within the site would be reduced.

27. The cumulative floorspace of the proposed dwelling and garage would not be significantly greater than that of the existing garages and the consolidation of the built form would make a positive contribution to the visual amenity of the immediate locality.

Impact on the amenity of neighbouring occupiers

28. Policy BNE1 of the Local Plan states that new development must not cause harm to any neighbouring property by virtue of overlooking, overshadowing, or by creating an overbearing impact. The Council's interface standards state that windows to habitable rooms at ground floor level should not allow an unrestricted view into neighbouring garden areas or into the ground floor window of any other house.
29. The proposed dormer bungalow would have a maximum height of approximately 6.27m. It would be approximately 12m from the rear elevation of the nearest neighbouring dwelling to the south no. 51 Brock Road and approximately 9m from no. 22 Russell Square to the south east. The bungalow would contain a rear dormer which would face 51 and 53 Brock Road; however, the window within the dormer would serve a non-habitable room in the form of a bathroom and would be obscure glazed, which would preserve privacy levels. It is therefore recommended that a condition is attached to any grant of planning permission specifying obscure glazing and removing permitted development rights for dormer extensions. There would also be an approximately 1.8m high fence along the rear site boundary.
30. The positioning of the proposed dwelling directly to the north of the properties on Brock Road and its scale and degree of separation are such that it is not considered that there would be any unacceptable levels of light loss. Although the proposed dwelling would be visible from the properties to the south of the site, it is considered that the degree of separation would be such that the any impact on outlook would be considered to be acceptable. It is not considered that there would be any unacceptable adverse impacts on the amenity of the occupiers of no. 22 Russell Square given that there would be no first floor windows within the east facing side elevation of the application dwelling and that this property would not face directly towards the proposed dwelling.
31. The originally submitted plans did not illustrate any levels changes. Amended plans show that the finished floor level would be identical to the land levels located directly to the rear (south) of the application site.
32. Neighbouring occupiers to the south on Brock Road have objected to the proposed development on the grounds that there would be a loss of an open view due to the undeveloped nature of the application site relative to the more built up form of Westwell Road to the west. The loss of a view, however, does not form a material consideration.
33. The separation distance of approximately 12m to the nearest property on Brock Road would be greater than the already established distances between the existing properties along Westwell Road and Brock Road. This degree of separation also meets with the Council's guidelines for distances between habitable room windows and facing elevations, and therefore meets the Council's standards in relation to outlook.
34. There would be no facing properties directly to the north of the proposed dwelling and it is considered that the proposed bungalow would have no discernible impact on the dwellings at nos. 10 and 13 Westwell Road beyond the levels of amenity currently enjoyed by the occupiers of these dwellings due the siting and degree of separation.
35. The proposed dwelling would be approximately 9m from the rear elevation of the neighbouring dwelling to the south east no. 22 Russell Square. Given the northern orientation of the proposed dwelling in relation to this dwelling and its neighbour no. 21 Russell Square, it is not considered that there be any unacceptably adverse impact on the

amenity of the occupiers of these properties through light loss. Given that the positioning of the proposed dwelling would be offset in relation to the dwellings at Russell Square any potential for overbearing would be mitigated and there would be no overlooking given that the eastern side elevation of the proposed dwelling would only contain a ground floor window.

Financial considerations

36. The Development Plan requires public open space contributions for new dwellings to be provided in order to overcome the harm of developments being implemented without facilities being provided.
37. A written Ministerial statement from the 28 November 2014 sought to set a National Policy and remove the ability of Councils to secure S106 contributions on small sites (i.e. 10 or less) and resulted in the National Planning Practice Guidance (NPPG) being changed. This was challenged by a consortium of Councils in the High Court who were successful and the change to the NPPG was removed. Chorley resisted the change to the NPPG and applications were processed through Committee rather than delegated decision (officers gave up their delegated powers).
38. The Government challenged the decision of the High Court in the Court of Appeal on four grounds and the outcome was that on the 13 May 2016 the decision gave legal effect to the written Ministerial Statement of 28 November 2014. The NPPG has been changed again but highlights that the Ministerial statement should be taken into account. The Ministerial Statement (28 November 2014) carries weight in the decision making process, as does the National Planning Policy Guidance.
39. The Court of Appeal judgement does however state that “the aim or goal of a policy’s author is that his policy should be followed” this remains subject to “the proper operation of s 38(6)” and that the policy guidance does not have to explicitly express that an alternative view can be reached as “the changes were introduced as policy, not binding law”. The judgement goes on to highlight “In the determination of planning applications the effect of the new national policy is that although it would normally be inappropriate to require any affordable housing or social infrastructure contributions on sites below the thresholds stated, local circumstances may justify lower (or no) thresholds as an exception to the national policy. It would then be a matter for the decision-maker to decide how much weight to give to lower thresholds justified by local circumstances as compared with the new national policy (evidence submitted on behalf of the SofS)
40. The Council must determine what lower thresholds are appropriate based on local circumstances as an exception to National Policies and how much weight to give to the benefit of requiring a payment for 1 or 2 dwellings.
41. It is considered that the benefit of securing a public open space contribution on the basis of one or two dwellings would not be sufficient or carry significant weight to outweigh the national policy position. The benefit to the Council is the delivery of improvements to play space however the cost of managing the end to end process of delivering those improvements is high and not commensurate to the benefit. The likely success of delivering improvements is also in doubt due to the difficulty of identifying schemes to pool small amounts of money secured through Section106 agreements.
42. Therefore a POS commuted sum is not requested for this scheme.

Parking provision and highway safety

43. Policy BNE1 of the Chorley Local Plan 2012 – 2026 states that planning permission will be granted for new development, provided that, where relevant to the development the residual cumulative highways impact of the development is not severe and it would not prejudice highway safety, the free flow of traffic, and would not reduce the number of on-site parking

spaces to below the standards stated in Site Allocations Policy – Parking Standards, unless there are other material considerations which justify the reduction.

44. The proposed dwelling would have two bedrooms. The driveway and detached garage would be able to provide off road parking for at least two cars, in accordance with policy ST4 of the Local Plan. The proposal would, therefore, provide a suitable level of off road car parking.
45. Representations of objection to the proposed development on the grounds that there would be an unacceptable highways impact have been received and in particular that vehicular access to the alleyway located between Westwell Road and Brock Road would be prevented.
46. Objections also cite the loss turning space at the end of Westwell Road as a possible reason for refusal. The submitted location plan shows that the northern portion of the application site and a portion of land shown edged in blue to denote that it is under the ownership of the applicant, does incorporate an area of land at the end of Westwell Road that residents have used for manoeuvring of vehicles for a number of years. The proposed development in its current form would potentially lead to the loss of this turning space and prevent residents using the turning area.
47. Lancashire Highways Services have confirmed that they do not object to the principle of the proposed development, however, they have not been able to establish the status of the land currently used for vehicle manoeuvring. They confirmed that if it can be proven that the land forms a part of an un-adopted highway, the developer would be required to implement stopping up procedures in order to remove the highway rights from the land. As part of this process, Lancashire Highways Services stated that they would recommend that a turning head be provided at the end of Westwell Road.
48. Given the uncertainty over the adoption status of the land within the northern part of the application site, and the potential loss of vehicle turning space for residents and the detrimental impact this would have on highway safety, vehicle access and the free-flow of traffic, it is considered that the impact of the proposed development on the local highway network would be contrary to policy BNE1 of the Local Plan.

Trees

49. There are some trees within the north western portion of the site, which it is considered collectively do make a positive contribution to the character of the area in terms of visual amenity. However, the proposed development would only involve the loss of one tree, which would be required to be felled to enable vehicular access to the proposed detached garage.
50. It is not considered that the loss of this tree would have an unacceptable adverse impact on the character of the immediate locality in terms of visual amenity, as its loss would be effectively mitigated by the trees that would be retained.

Ecology

51. Some objections from the occupiers of neighbouring properties stated that the site provides habitats for bats. Greater Manchester Ecology Unit (GMCEU) confirmed, however, that the buildings within the site are highly unlikely to support bats and the trees on site are too young to support features that would be used by bats.

Sustainable resources

52. The Ministerial Statement on the 25th March 2015 announced that the Code for Sustainable Homes had been withdrawn, however, it also sets out transitional arrangements which includes local planning authorities being able to continue to set and apply policies in their Local Plans which require compliance with energy performance standards that exceed the energy requirements of Building Regulations (but not above a Code Level 4 equivalent) until

commencement of amendments to the Planning and Energy Act 2008. From then onwards energy performance requirements will be set in Building Regulations.

53. Compliance with the Code as set out in Core Strategy Policy 27 can therefore no longer be required, however, in accordance with the transitional arrangements the Council will still require an energy efficiency standard equivalent to Code Level 4 which is a 19% improvement over 2013 Building Regulations. This would normally be secured via conditions.

Community infrastructure levy

54. The Chorley CIL Infrastructure Charging Schedule provides a specific amount for housing - £65 per square metre. The CIL Charging Schedule was adopted on 16 July 2013 and charging commenced on 1 September 2013. This development is CIL liable which is index linked, unless an exemption is applied for.

Other Matters

55. Objections have been received regarding the loss of the garages, which are used by residents of Westwell Road and surrounding streets including Brock Road. The applicant has signed and provided certificate of ownership A to indicate that the land is under his ownership and therefore the garages are located on land which is under the private ownership of the applicant. This has been corroborated by a land registry search, which shows this to be the case.
56. The loss of these garages and the termination of any lease would be a private legal matter that would have to be resolved by the applicant prior to commencement of works. A letter has been provided by the applicant's agent stating that the garages operate on an annual ground lease, which expired at the end of 2017. The letter claims that the occupiers of the garages have no security of tenure. The loss of the garages would not, therefore, warrant refusal of the proposed development.
57. Several representations make reference to the presence of a culverted watercourse which it is claimed lies beneath the application site. United Utilities have been informed of the proposed development however and have raised no objections.

CONCLUSION

58. The proposed development would lead to the loss of vehicle turning space at the end of Westwell Road which would have an unacceptable adverse impact on vehicular access, the free flow of traffic and therefore highway safety. The proposal is therefore contrary to policy BNE1 of the Chorley Local Plan 2012-2026.

RELEVANT HISTORY OF THE SITE

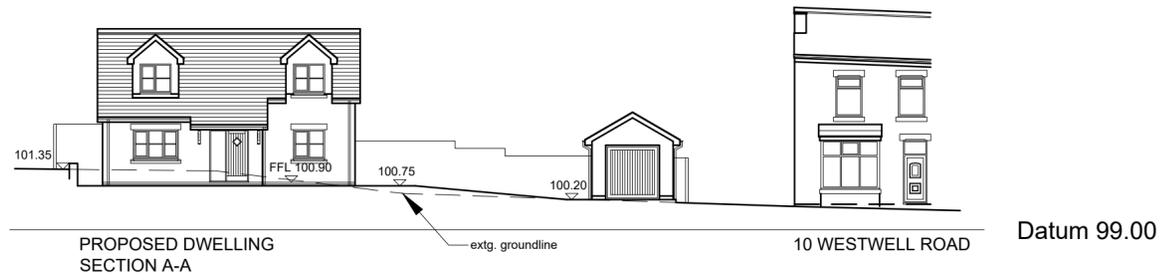
Ref: 17/00718/FULHH **Decision:** PERFPP **Decision Date:** 20 September 2017

Description: Erection of two storey side/rear extension following demolition of garage.

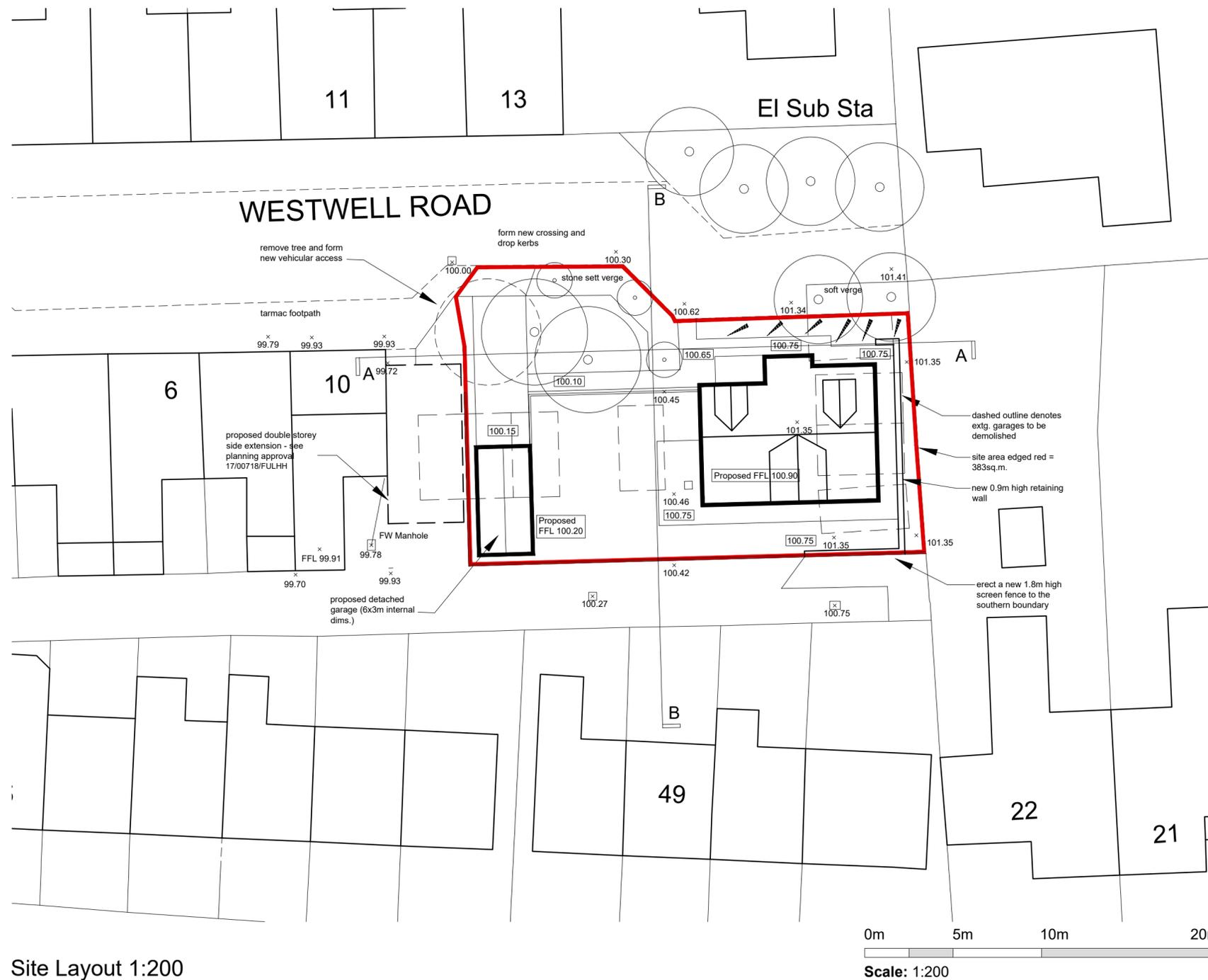
RELEVANT POLICIES: In accordance with s.38 (6) Planning and Compulsory Purchase Act (2004), the application is to be determined in accordance with the development plan (the Central Lancashire Core Strategy, the Adopted Chorley Local Plan 2012-2026 and adopted Supplementary Planning Guidance), unless material considerations indicate otherwise. Consideration of the proposal has had regard to guidance contained within the National Planning Policy Framework (the Framework) and the development plan. The specific policies/guidance considerations are contained within the body of the report.

Reasons for refusal

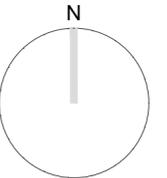
By reason of the uncertainty over the highway adoption status of the land within the northern part of the application site, and the loss of vehicle turning space for residents and the impact this would have on vehicle access and the free-flow of traffic, it is considered that the proposed development would have an unacceptable adverse impact on highway safety. The proposal is therefore contrary to policy BNE1 of the Chorley Local Plan 2012-2026.



Site Sections



Site Layout 1:200



Location Plan

1:1250

0m

125m

Scale: 1:1250

Revision Notes:
 A: proposed dwelling floor level dropped from 101.50 to 100.90; site sections added
 B: proposed dwelling moved 1.5m north.

ASL 20/12/17
 ASL 19/01/18



CLIENT
 Mr. T. Kevill

PROJECT NAME
 Proposed dormer bungalow at

Land adjacent to 10 Westwell Road, Chorley, PR6 0DD

DRAWING NAME
 Location Plan and Site Layout

SCALE	DRAWN BY	DATE	DRAWING NUMBER	REVISION
Varies @ A2	ASL	05/07/17	17/036/P01	B

213 Preston Road, Whittle-le-Woods, Chorley, Lancashire, PR6 7PS
 Telephone: 01257 261555 Fax: 01257 267224 Website: www.lmparchitects.co.uk
 LMP Architectural Consultants is the trading name of Lawson Margerison Practice Ltd. Registered in England and Wales. No. 5597973 ©

This page is intentionally left blank

APPLICATION REPORT – 17/01038/FUL

Validation Date: 30 October 2017

Ward: Euxton South

Type of Application: Full Planning

Proposal: Erection of extension to existing stable building, provision of horse walker and midden and extension to concrete hard surfacing (retrospective)

Location: Gleadhill House Stud Gleadhill House Dawbers Lane Euxton Chorley PR7 6EA

Case Officer: Mr Iain Crossland

Applicant: C/O Agent

Agent: Mr David Forshaw

Consultation expiry: 24 November 2017

Decision due by: 25 December 2017

RECOMMENDATION

1. It is recommended that planning permission is granted subject to conditions.

SITE DESCRIPTION

2. The site of Gleadhill House Stud is located in the Green Belt to the west of Euxton with an existing access to Dawbers Lane. It comprises a large building that provides stabling and storage adjacent to a horse trotting track. To the east of the site is Euxton Park Care Home, Euxton Park Hospital and the Millenium Green whilst to the south is a former area of the stud that is being developed with houses. To the west of the existing complex are open fields, used by the stud for grazing and bound by the M6 motorway.
3. The wider site is defined by the woodland belts and there is a public footpath that extends from the A49 westwards past the site to the south joining Dawbers Lane close to the M6.

DESCRIPTION OF PROPOSED DEVELOPMENT

4. The application seeks planning permission retrospectively for the erection of an extension to the existing stables building, the use of land for the siting of a horse walker, erection of a walled enclosure to form a midden and extension to the existing area of concrete hard surfacing.

REPRESENTATIONS

5. No representations have been received.

CONSULTATIONS

6. **Euxton Parish Council:** Comment that they opposed the applicant's recent proposal to demolish Gleadhill House and construct self-build houses in the Green Belt, extending beyond the previous limits of development into the open fields. The Parish Council was

disappointed that the Borough Council's planning officers saw fit to recommend the development and that the Development Control Committee decided to approve it. At the time the Parish Council considered this to be a rather cavalier approach, by both applicant and the Borough Council, to protecting Euxton's fragile and vulnerable Green Belt.

7. This new application suggests that the applicant remains rather unconcerned for the Green Belt and the Parish Council has the following comments.
 - The applicant, an experienced developer, implemented the development without seeking the necessary approvals.
 - Now that an application has been submitted, when prompted by the Borough Council, it makes no mention of the Green Belt and does not attempt to justify it in that context.
 - Whilst development for agriculture might be appropriate in the Green Belt, equestrian use is not agricultural use - there is a need to explain why these works are appropriate 'and justify special circumstances' to develop in the Green Belt.
 - When the Gleadhill House application (16/00663) was made the applicant stated, in the amended planning statement, that "The intention is to relocate the business and staff to an existing complex of barns and buildings in the same ownership approximately 200metres to the rear. The stud will utilise existing buildings resulting therefore in no new buildings". In view of this new application the Parish Council feels that the earlier application was misleading in terms of the total impact of the development upon the Green Belt (and allowing for the fact that the horse walker was a previously existing building albeit in a different location).
8. The Parish Council accepts that this proposal would not have a major impact upon the Green Belt. It is a relatively small additional development alongside a large stable building associated with the applicant's equestrian business. Nevertheless, the Parish Council considers that the applicant should show the respect due to the Euxton Green Belt by submitting a fully worked application and that the Borough Council should refuse the current application and only accept a future application if it can be fully justified as development within the Green Belt.
9. The Parish Council would request that this application be referred to the development Control Committee and not delegated to officers for decision.

PLANNING CONSIDERATIONS

Principle of development in the Green Belt

10. The application site is a commercial stud facility and as such is previous developed land located in the Green Belt. The National Planning Policy Framework (The Framework) states that there is a general presumption against inappropriate development in the Green Belt and The Framework advises that when considering any planning application, local planning authorities should ensure that substantial weight is given to any harm to the Green Belt.
11. National guidance on Green Belt is contained in Chapter 9 of the Framework which states:

79. The Government attaches great importance to Green Belts. The fundamental aim of Green Belt policy is to prevent urban sprawl by keeping land permanently open; the essential characteristics of Green Belts are their openness and their permanence.

80. Green Belt serves five purposes:

 - *to check the unrestricted sprawl of large built-up areas;*
 - *to prevent neighbouring towns merging into one another;*
 - *to assist in safeguarding the countryside from encroachment;*
 - *to preserve the setting and special character of historic towns; and*
 - *to assist in urban regeneration, by encouraging the recycling of derelict and other urban land.*
12. In relation to the proposed erection of the extension to the building, Paragraph 89 of the Framework states that a local planning authority should regard the construction of new

buildings as inappropriate in Green Belt. There are a number of exceptions to inappropriate development. One exception is the extension or alteration of a building provided that it does not result in disproportionate additions over and above the size of the original building.

13. Whether the proposed extension would result in a disproportionate addition over and above the size of the original building is a subjective judgment. Objective criteria could include the volume of the existing building although it is important to note that the Framework does not include such an allowance or capacity test. The proposed extension is of a lower height, much smaller footprint and is of a significantly lesser volume by comparison with the building to which it is attached. As such it could not be considered disproportionate and does not, therefore, represent inappropriate development in the Green Belt.
14. In relation to the use of land for the siting of the horse walker, erection of a walled enclosure to form a midden and extension to the existing area of concrete hard surfacing the Framework sets out a number of other exceptions to inappropriate development in the Green Belt. Paragraph 90 of the Framework states that:
Certain other forms of development are also not inappropriate in Green Belt provided they preserve the openness of the Green Belt and do not conflict with the purposes of including land in Green Belt. These are:
 - *mineral extraction;*
 - *engineering operations;*
 - *local transport infrastructure which can demonstrate a requirement for a Green Belt location;*
 - *the re-use of buildings provided that the buildings are of permanent and substantial construction; and*
 - *development brought forward under a Community Right to Build Order.*
15. The area of hardstanding comprises a 435m.sq. concrete pad. This represents an engineering operation and has enabled the siting of the horse walker and access to it and the provision of a midden. The horse walker is a steel mesh structure with a canopy over the outer circumference to cover exercising horses. It is not a building but is a piece of plant/equipment associated with the principal land use. It is a moveable structure rather than a building and has been recently transferred from another part of the Gleadhill site. The midden is a three sided structure of wooden fence panels 2m in height.
16. These elements of the proposal are considered to be engineering operations in accordance with paragraph 90 of the Framework. Engineering operations are not necessarily inappropriate development within Green Belt locations providing that they preserve the openness of the Green Belt and do not conflict with the purposes of including land in Green Belt.
17. As such there are two considerations in respect of the proposals and the appropriateness of the development in the Green Belt as follows:
 - 1) *Will the development preserve the openness of the Green Belt?* Whilst the test for sites such as this relates to preserving openness it is important to note that the Framework contains no specific definition of 'openness'. The creation of the hardstanding effectively preserves the openness of the Green Belt. The siting of the horse walker on the concrete pad is viewed in the context of the large buildings on the site being positioned approximately 1m from the adjacent building. Given this positioning and the lightweight mesh structure, it effectively preserves the openness of the Green Belt. The enclosing structure forming the midden has the appearance of a solid fence and could be developed without the need to seek planning permission under The Town and Country Planning (General Permitted Development) (England) Order 2015, Schedule 2, Part 2, Class A, being no more than 2m in height. This does not impact on the openness of the Green Belt.
 - 2) *Will the development conflict with the purposes of including land in the Green Belt?* Paragraph 80 of the Framework sets out the five Green Belt purposes which the scheme is assessed against as below:

Purpose 1 (to check the unrestricted sprawl of large built-up areas).

The proposals are small in scale and are contained within the site and alongside the existing buildings. The extension is a minor addition to a large building and the other structures do not result in built form. As such, the proposed development does not result in the encroachment of built development into the Green Belt.

Purpose 2 (to prevent neighbouring towns merging into one another)

Development of the site would not lead to the coalescence of neighbouring towns. In respect of the neighbouring villages the development would not lead to a coalescence of neighbouring villages.

Purpose 3 (to assist in safeguarding the countryside from encroachment;).

The hardstanding amounts to approximately 435m² in area and is located immediately adjacent to the existing stud buildings. The hardstanding is a concrete pad typical of those found at agricultural holdings and is not uncommon in this context. The structures and extension are viewed in the context of the existing building. Therefore, it is not considered that the scheme represents encroachment into the countryside

Purpose 4 (to preserve the setting and special character of historic towns;).

This does not apply as the site is not located near a historical town

Purpose 5 (to assist in urban regeneration, by encouraging the recycling of derelict and other urban land).

It is not considered that the proposals conflict with this purpose as the proposals are not of a type that would be encouraged in urban areas, and are most suited to the countryside.

18. It is considered that the proposed development preserves the openness of the Green Belt and does not conflict with the purposes of including land in Green Belt in accordance with paragraphs 89 and 90 of the Framework. The proposals do not, therefore, represent inappropriate development within this Green Belt location.

Impact on character and appearance of the locality

19. The application site is not visually prominent and is only visible from rights of way crossing land to the south, to the west and to the north. In terms of the impact on the character and appearance of the locality and the landscape in this location, the development assimilates into the existing buildings, does not appear as a prominent feature in the landscape and has only a minor visual impact from the rights of way. Furthermore, existing trees filter views of the proposed development.
20. The buildings and structures are typical of the use they are put to. As such, it is considered that the development does not have an unacceptably detrimental impact on the character of the locality.

Impact on neighbour amenity

21. The development is not visible from any nearby neighbouring properties and the midden is more than 130m from the nearest residential property. The development therefore has no impact on neighbour amenity.

CONCLUSION

22. The development is not considered to have an adverse impact on the openness of the Green Belt or landscape character and there is a suitable distance between the site and the adjacent residential properties to ensure that living conditions will not suffer detrimental harm. It is, therefore, recommended that the application is approved.

RELEVANT HISTORY OF THE SITE

Ref: 85/00202/FUL **Decision:** PERFPP **Decision Date:** 29 March 1985
Description: Erection of car port with hay loft over

Ref: 86/00701/FUL **Decision:** PERFPP **Decision Date:** 13 January 1987
Description: Erection of stables and staff accommodation

Ref: 90/00016/FUL **Decision:** PERFPP **Decision Date:** 22 May 1990
Description: Change of use of first floor to saddlery and first floor of garage to residential

Ref: 03/00490/TPO **Decision:** PERTRE **Decision Date:** 31 July 2003
Description: Felling of four Mature Beech Trees under TPO (Euxton) 1982 ref A1

Ref: 08/00001/TPO **Decision:** PERTRE **Decision Date:** 8 February 2008
Description: Works to trees covered by TPO 1 (Euxton) 1971, TPO 4 (Euxton Hall) 1982, and TPO 5 (Euxton) 1993, including felling of 18 trees,

Ref: 16/00633/OUTMAJ **Decision:** PEROPP **Decision Date:** 31 March 2017
Description: Demolition of existing buildings and erection of up to 12 detached self build houses with double garages and associated infrastructure

Ref: 17/00588/DIS **Decision:** PEDISZ **Decision Date:** 18 August 2017
Description: Application to discharge conditions 4 (phasing plan), 6 (landscaping plan) and 13 (public footpath upgrade) attached to planning permission 16/00633/OUTMAJ - Demolition of existing buildings and erection of up to 12 detached self build houses with double garages and associated infrastructure

Ref: 17/00720/DEMCON **Decision:** APPRET **Decision Date:**
Description: Application for prior determination for the proposed demolition of all buildings on site comprising Gleadhill House, stables and ancillary accommodation and stores/garages

Ref: 17/00741/DIS **Decision:** PEDISZ **Decision Date:** 2 November 2017
Description: Application to discharge condition 8 (drainage strategy) attached to planning permission 16/00633/OUTMAJ - Demolition of existing buildings and erection of up to 12 detached self build houses with double garages and associated infrastructure

Ref: 17/00806/REMMAJ **Decision:** PERRES **Decision Date:** 8 November 2017
Description: Reserved matters application pursuant to outline planning permission 16/00633/OUTMAJ for the demolition of existing buildings and erection of up to 12 detached self build houses with double garages and associated infrastructure. Details of landscaping to be considered.

RELEVANT POLICIES: In accordance with s.38 (6) Planning and Compulsory Purchase Act (2004), the application is to be determined in accordance with the development plan (the Central Lancashire Core Strategy, the Adopted Chorley Local Plan 2012-2026 and adopted Supplementary Planning Guidance), unless material considerations indicate otherwise. Consideration of the proposal has had regard to guidance contained within the National Planning Policy Framework (the Framework) and the development plan. The specific policies/guidance considerations are contained within the body of the report.

Suggested Conditions

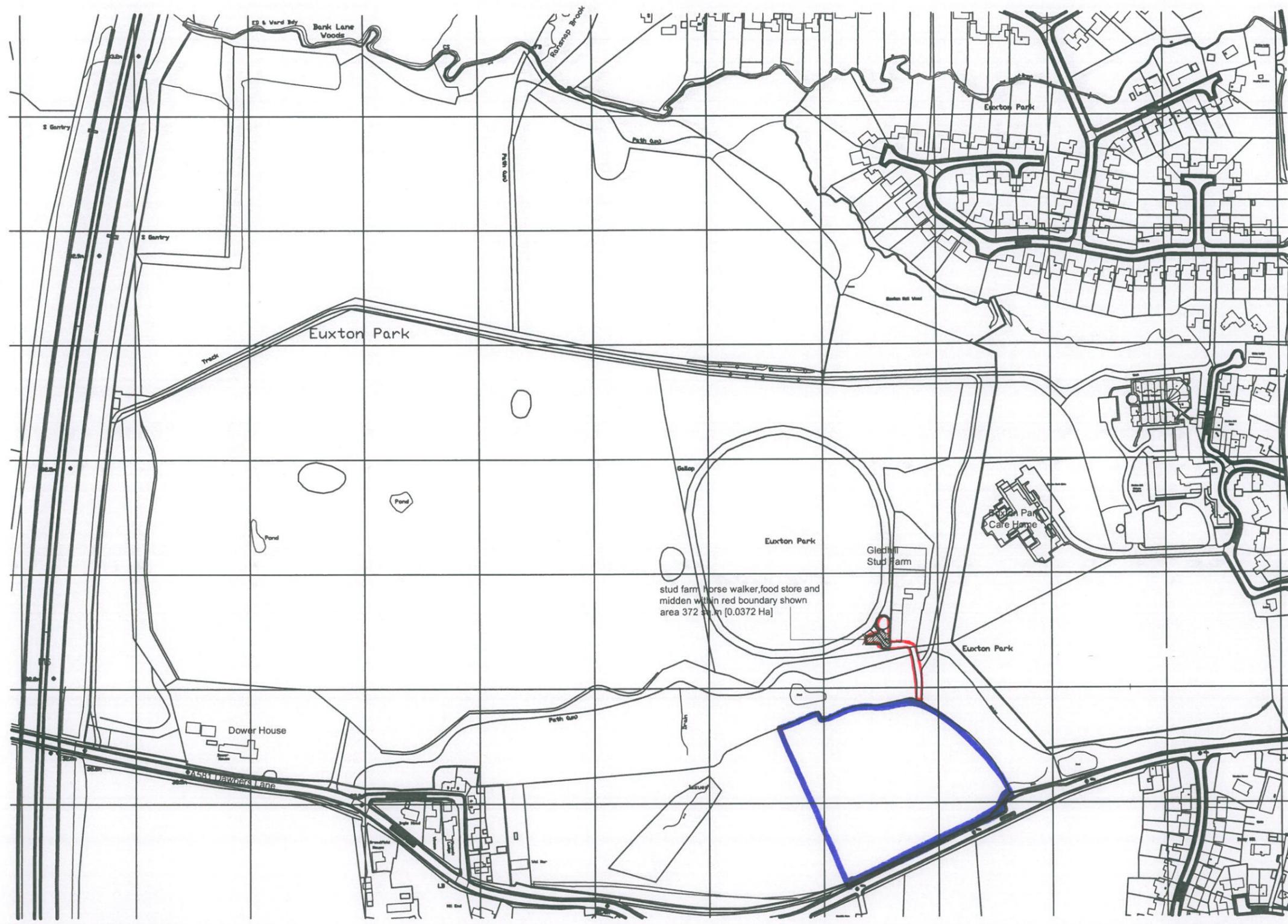
No.	Condition									
1.	<p>The development hereby permitted must only be completed in accordance with the approved plans. The approved plans are:</p> <table border="1" data-bbox="341 1816 1318 2011"> <thead> <tr> <th data-bbox="341 1816 624 1845">Plan Ref.</th> <th data-bbox="624 1816 906 1845">Received On</th> <th data-bbox="906 1816 1318 1845">Title:</th> </tr> </thead> <tbody> <tr> <td data-bbox="341 1845 624 1921">143-3</td> <td data-bbox="624 1845 906 1921">20 November 2017</td> <td data-bbox="906 1845 1318 1921">Location plan</td> </tr> <tr> <td data-bbox="341 1921 624 2011">WJ_141_1</td> <td data-bbox="624 1921 906 2011">03 November 2017</td> <td data-bbox="906 1921 1318 2011">Proposed plans, elevations and site layout</td> </tr> </tbody> </table>	Plan Ref.	Received On	Title:	143-3	20 November 2017	Location plan	WJ_141_1	03 November 2017	Proposed plans, elevations and site layout
Plan Ref.	Received On	Title:								
143-3	20 November 2017	Location plan								
WJ_141_1	03 November 2017	Proposed plans, elevations and site layout								

	<p><i>Reason: To define the permission and in the interests of the proper development of the site.</i></p>
--	--

All site dimensions shall be verified by the contractor on site prior to work commencing

Do not scale from this drawing
Only work to written dimensions

This drawing is the property of Whittle Jones and copyright is reserved by them. The drawing is not to be copied or used without their prior written consent.
Notes



Agenda Page 69

Agenda Item 3d

WHITTLE JONES
CHARTERED SURVEYORS

WHITTLE JONES NORTH WEST
LYNTON HOUSE, ACKHURST PARK, CHORLEY PR7 1NY.
Tel: 01257 238 666 Fax: 01257 238 667
Email: northwest@whittlejones.co.uk

Project
Gledhill House Stud Farm

Drawing
**Location Plan
Dawbers Lane, Euxton, Chorley, PR7**

Client
NT
NORTHERN TRUST
INVESTMENT / DEVELOPMENT / REGENERATION

Drawn By de	Date October 17
Checked By de	Date October 17
Scale 1/1250	@A3

Rev.	Date	Details	By
Issued for:			
Drawing No.	Rev.		
143-3			

electronic path to this drawing-WJ 141/current dwg

This page is intentionally left blank