

Item 4e **13/00608/FUL**

Case Officer **Adele Hayes**

Ward **Clayton-le-Woods And Whittle-le-Woods**

Proposal **Amendments to planning permission 10/00745/FULMAJ involving substitution of house types on plots 53 - 55 with associated works**

Location **Group 4N Land 150 Metres West Of Sibbering's Farm Dawson Lane Whittle-Le-Woods**

Applicant **Redrow Homes Ltd - Lancashire Division**

Consultation expiry: **12 August 2013**

Application expiry: **28 August 2013**

Proposal

1. This application seeks planning permission for the substitution of house types on plots 53 - 55 (3 houses in total) on land known as Group 4 North. The site is located in the north east sector of the wider Royal Ordnance site and sits between Buckshaw Village and open countryside.
2. These dwellings were previously approved as part of application 10/00745/FULMAJ. The dwellings will be accessed in the same manner as the existing approval, being from Old Worden Avenue via the housing development.
3. Full planning permission was originally granted at the site in April 2010 for a total of 110 dwellings (09/00739/FULMAJ). In December 2010 a further full planning permission was granted for a re-plan of part of the approved scheme resulting in the addition of one extra dwelling house (10/00745/FULMAJ) with applications for Minor Non Material Amendments approved last year. (12/00164/MNMA and 12/00264MNMA). In addition, in May 2012 full planning permission was granted to substitute the house types on 10no. of the approved plots (12/00185/FULMAJ) and earlier this year planning permission was granted for the substitution of the house types on a further 28no.of the approved plots (12/01209/FUL and 12/01078/FUL). Work to construct the dwelling houses on the wider site has commenced.

Recommendation

4. It is recommended that this application is granted conditional planning approval subject to a supplemental Section 106 Agreement.

Main Issues

5. The main issues for consideration in respect of this planning application are:
 - Principle of the development
 - Design and appearance
 - Impact on the neighbours
 - Density
 - Traffic and Transport

- Section 106 Agreement

Consultations

6. **Lancashire County Council (Highways)** – Comments that the proposal is principally only for the substitution of house plots on the site and will have no material highway impact. As such there is no highway objection.
7. **United Utilities** – no comments received.
8. **Whittle le Woods Parish Council** – have no comment to make.

Assessment

Principle of the development

9. The principle of redeveloping the site with housing was originally established as being acceptable by the grant of outline planning permission in 2008 and by the subsequent grant of full planning permission in April 2010. This application purely proposes amendments to the detail of the approval which is addressed below.
10. The acceptability of the principle of development has been established and this application is for the consideration of plot substitutions only.

Design and Appearance

11. Redrow Homes are proposing changes to the house types as follows:
 - Plot 53 - substituting a 5 bedroom Blenheim house type with a 4 bedroom Balmoral house type both of which are 2 storey properties. FFL will be retained at 72.45
 - Plot 54 - substituting a 5 bedroom Buckingham house type with a 4 bedroom Marlborough house type both of which are 2 storey properties. Increasing FFL from 71.93 to 72.00
 - Plot 55 - substituting a 5 bedroom Highgrove house type with a 5 bedroom Sandringham house type both of which is are 2 storey properties. Increasing FFL from 71.93 to 72.00
12. The fencing and landscaping proposals have been kept to the same standards as those previously approved with 1.8 metre high close boarded timber fencing to the side and rear boundaries of each property.
13. The elevational treatments will be in the 'arts and crafts' theme to be in keeping with the appearance and scale of the approved types within the development.
14. The orientation and height of the proposed house types will remain the same and the scheme has been designed to ensure that the Council's minimum spacing standards are adhered to which ensures that the amenities of the future residents are protected.

Impact on the Neighbours

15. It is considered that the relationship with the neighbouring properties would be acceptable and would not result in a reduction in the level of residential amenity expected to be enjoyed by the occupiers of other dwellings within the development or a greater degree of harm when assessed against the approved scheme. The proposed slab levels are also considered to be acceptable.

Density

16. The approved net density of the development (excluding the three areas of public open space and highway infrastructure) remains unchanged and is 14 dwellings per hectare.

Traffic and Transport

17. The Highway Engineer at Lancashire County Council has been consulted on the application and has raised no objections. The parking provision for all the plots will remain at 400%.

Section 106 Agreement and CIL

18. As the approval of this application results in the issuing of a new planning approval a short supplemental Section 106 Agreement is required tying this application into the original obligations.

19. The proposal does not incur any liability for CIL (Community Infrastructure Levy).

Overall Conclusion

20. The total number of dwellings remains unchanged and the acceptability of the principle of residential development on this site was established with the previous grants of planning permission. The amendments to the layout and house type substitutions are considered to be acceptable and will still result in a low density, high quality development providing large detached dwellinghouses within Buckshaw Village.

Planning Policies

National Planning Policies:

National Planning Policy Framework

Adopted Chorley Borough Local Plan Review

Policies:

GN2, GN5, DC1, DC6, EP4, EP9, EP10, HS4, HS8, TR1, TR4, TR18

Supplementary Planning Guidance:

- Design Guide

Central Lancashire Core Strategy

Policy 1: Locating Growth

Policy 2: Infrastructure

Policy 5: Housing Density

Policy 7: Affordable Housing

Policy 17: Design of New Buildings

Policy 22: Biodiversity and Geodiversity

Policy 26: Crime and Community Safety

Policy 27: Sustainable Resources and New Developments

Policy 28: Renewable and Low Carbon Energy Schemes

Policy 29: Water Management

Policy 30: Air Quality

Planning History

00/00717/FUL: Engineering operations comprising building decontamination and demolition. Approved October 2000.

07/00402/CTY: Land reclamation and remediation earth works to create a development platform and enhance recreational space provision. Approved September 2007.

07/00953/OUTMAJ: Outline application for the redevelopment of the site (7.87 hectares) for 102 dwellings with associated highway infrastructure and landscape treatment. Approved March 2008.

08/01207/FUL: Construction of a gabion retaining wall. Approved January 2009.

09/00454/TPO: Pruning of Oak tree in Buckshaw Village Area G4 North. Approved August 2009.

09/00585/FULMAJ: Erection of 110 dwellings with associated highway infrastructure, open space and landscape treatment. Including a part amendment to the road layout previously approved as part of reserved matters approvals 05/00523/REMMAJ and 05/00525/REMMAJ. Withdrawn.

09/00739/FULMAJ: Erection of 110 Dwellings with associated infrastructure, open space and landscape treatment including a part amendment to the road layout previously approved as part of reserved matters approvals 05/00523/REMMAJ and 05/00525/REMMAJ. Approved April 2010.

10/00346/DIS: Application to discharge conditions 5, 9, 12, 13 & 15 of planning approval 09/00739/FULMAJ. Discharged May 2010.

10/00745/FULMAJ: Planning application for 87 no. detached dwellings together with associated works (replan of part of site approved by Planning Permission ref. 09/00739/FULMAJ). Approved December 2010.

10/00945/MNMA: Application for a minor non-material amendment to planning approval 09/00739/FULMAJ to un-hand plot 30 so that the side entrance is adjacent to the properties driveway. Approved November 2010.

11/00835/FUL: Application for substitution of two house types on plots 43 and 53 together with associated works (originally approved under planning approval ref: - 10/00745/FULMAJ). Approved November 2011.

12/00164/MNMA: Application for a minor non-material amendment on plots 50, 63, 73, 76, 88, 95, 96, 101 and 106 to update Balmoral and Westminster house types to the latest 2012 edition of this house type (originally approved under permission 10/00745/FULMAJ). Approved March 2012.

12/00264/MNMA: Application for minor non-material amendment to planning application 10/00745/FULMAJ to change the roof tiles on plots 40 to 110. Approved April 2012.

12/00185/FULMAJ: Application for substitution of house types on plots 44, 51, 65, 80, 81, 91, 94, 100, 104 and 105 (10 houses in total) previously approved as part of application 10/00745/FULMAJ. Approved May 2012.

12/01078/FUL: Substitution of house types on plots 59-63, 65-66, 79, 82-93 and 97 with associated works. Approved 5 February 2013.

12/01209/FUL: Substitution of house types on plots 98 - 105 with associated works. Approved 6 February 2013.

13/00259/DIS: Application to discharge condition numbered 9 (hard ground surfacing materials) of planning approval 12/01209/FUL. Discharge 26 March 2013

The following planning history relates to the Buckshaw Village development:

97/00509/OUT: Outline application for mixed use development (granted in 1999). Approved August 1999.

02/00748/OUT: Modification of conditions on outline permission for mixed use development. Approved December 2002.

05/00523/REMMAJ: Formation of phase 1 of link road to serve residential development. Approved July 2005.

05/00525/REMMAJ: Formation of phase 1 of link road to serve residential development (duplicate of planning application 05/00523/REMMAJ). Approved July 2005.

Recommendation: Permit (Subject to Legal Agreement)

Conditions

- 1. The proposed development must be begun not later than three years from the date of this permission.**

Reason: Required to be imposed by Section 51 of the Planning and Compulsory Purchase Act 2004.

- 2. The approved plans are:
Plan Ref.**

Received On: Title:

| | | |
|------------------------------------|-------------|--|
| BVG4N-PLAN01 Rev Z.12 | 3 July 2013 | Detail Site Layout |
| 1172-G4N-WLW-MP01 Rev V | 3 July 2013 | Materials Plan |
| BV/G4N/ENG/001 Rev G | 3 July 2013 | Drainage Layout |
| BV/G4N/ENG30-2 Rev A | 3 July 2013 | Proposed Road Surfacing Sheet 2 |
| The Balmoral E4H180 2013 Edition | 3 July 2013 | Floor Plans |
| The Balmoral E4H180 2013 Edition | 3 July 2013 | Elevations, brick |
| The Malborough E5H189 2013 Edition | 3 July 2013 | Floor Plans |
| The Malborough E5H189 2013 Edition | 3 July 2013 | Elevations, brick |
| The Sandringham D5H248 | 3 July 2013 | Floor Plans |
| The Sandringham D5H248 | 3 July 2013 | Elevations, render |
| 2011 Release | 3 July 2013 | Double Garage 2 |
| C-SD0806 | 3 July 2013 | 1.8m high free standing brick walls |
| C-SD0906 | 3 July 2013 | 1.8m high close boarded fencing |
| C-SD0902 Rev A | 3 July 2013 | Knee rail fencing |
| 3804.01 | 3 July 2013 | Tree Survey |
| MG/3804 | 3 July 2013 | Tree Survey Report |
| 3804.02 | 3 July 2013 | Root Protection Areas |
| 3804.04 Rev D | 3 July 2013 | Landscape & Habitat Creation Plan Sheet 4 of 4 |

Reason: To define the permission and in the interests of the proper development of the site.

3. No dwelling shall be occupied until all fences and walls shown in the approved details to bound its plot, have been erected in conformity with the approved details. Other fences and walls shown in the approved details shall have been erected in conformity with the approved details prior to substantial completion of the development.

Reason: To ensure a visually satisfactory form of development, to provide reasonable standards of privacy to residents and in accordance with Policy No.HS4 of the Adopted Chorley Borough Local Plan Review.

4. All planting, seeding or turfing comprised in the approved details of landscaping shall be carried out in the first planting and seeding seasons following the occupation of any buildings or the completion of the development, whichever is the sooner, and any trees or plants which within a period of 5 years from the completion of the development die, are removed or become seriously damaged or diseased shall be replaced in the next planting season with others of similar size and species, unless the Local Planning Authority gives written consent to any variation.

Reason: In the interest of the appearance of the locality and in accordance with Policy No GN5 of the Adopted Chorley Borough Local Plan Review.

5. During the construction period, all trees to be retained shall be protected by 1.2 metre high fencing as specified in paragraph 8.2.2 of British Standard BS5837:2005 at a distance from the tree trunk equivalent to the outermost limit of the branch spread, or at a distance from the tree trunk equal to half the height of the tree (whichever is further from the tree trunk), or as may be first agreed in writing with the Local Planning Authority. No construction materials, spoil, rubbish, vehicles or equipment shall be stored or tipped within the areas so fenced. All excavations within the area so fenced shall be carried out by hand.

Reason: To safeguard the trees to be retained and in accordance with Policy Nos. EP9 of the Adopted Chorley Borough Local Plan Review.

6. The external facing materials detailed on the approved plans shall be used and no others substituted.
Reason: To ensure that the materials used are visually appropriate to the locality and in accordance with Policy Nos. GN5 and HS4 of the Adopted Chorley Borough Local Plan Review.
7. Surface water must drain separate from the foul and no surface water will be permitted to discharge to the foul sewerage system.
Reason: To secure proper drainage and in accordance with Policy Nos. EP17 and EM2 of the Adopted Chorley Borough Local Plan Review.
8. The garages hereby permitted shall be kept freely available for the parking of cars, notwithstanding the provisions of the Town and Country Planning (General Permitted Development) Order 1995.
Reason: To ensure adequate garaging/off street parking provision is made/maintained and thereby avoid hazards caused by on-street parking.
9. The development hereby permitted shall be carried out in accordance with the approved habitat creation and management plan and the proposed landscaping should comprise only native plant communities appropriate to the area and should enhance habitat connectivity, in accordance with guidance given in Lancashire County Council's Supplementary Planning Guidance on Landscape and Heritage (Appendix 10).
Reason: To ensure that the retained and re-established habitats that contribute to the Biodiversity Action Plan targets are suitably established and managed.
10. The development hereby permitted shall be carried out in accordance with the Residential Travel Plan (dated July 2010 undertaken by Singleton Clamp & Partners). The measures in the agreed Travel Plan shall be complied with.
Reason: To reduce the number of car borne trips and to encourage all modes of sustainable travel and to accord with Policies TR1 and TR4 of the Adopted Chorley Borough Local Plan Review.
11. If, during development, contamination not previously identified is found to be present at the site then no further development (unless otherwise agreed in writing with the Local Planning Authority) shall be carried out until the developer has submitted, and obtained written approval from the Local Planning Authority for, an amendment to the Method Statement detailing how this unsuspected contamination shall be dealt with.
Reason: To protect the environment and prevent harm to human health by ensuring that the land is remediated to an appropriate standard for the proposed end use and in accordance with Government advice contained in the National Planning Policy Framework.
12. The management and maintenance responsibilities of the development hereby permitted shall be carried out in accordance the submitted 'Management and Maintenance Arrangements for Open Space' dated April 2010.
Reason: To ensure the satisfactory management of the unadopted highways and public open space and in accordance with Policies TR4 and HS21 of the Adopted Chorley Borough Local Plan Review.

13. The development hereby approved shall be carried out in accordance with the approved surface water regulation system.

Reason: To secure proper drainage and to prevent flooding and in accordance with Policy Nos. EP18 of the Adopted Chorley Borough Local Plan Review and Government advice contained in the National Planning Policy Framework.

14. The development hereby approved shall be completed in accordance with the submitted Energy Efficiency Strategy received 17 April 2009 (planning reference 07/00953/OUTMAJ).

Reason: To ensure the proper planning of the area. In accordance with Policy 27 of the Central Lancashire Adopted Core Strategy 2012.