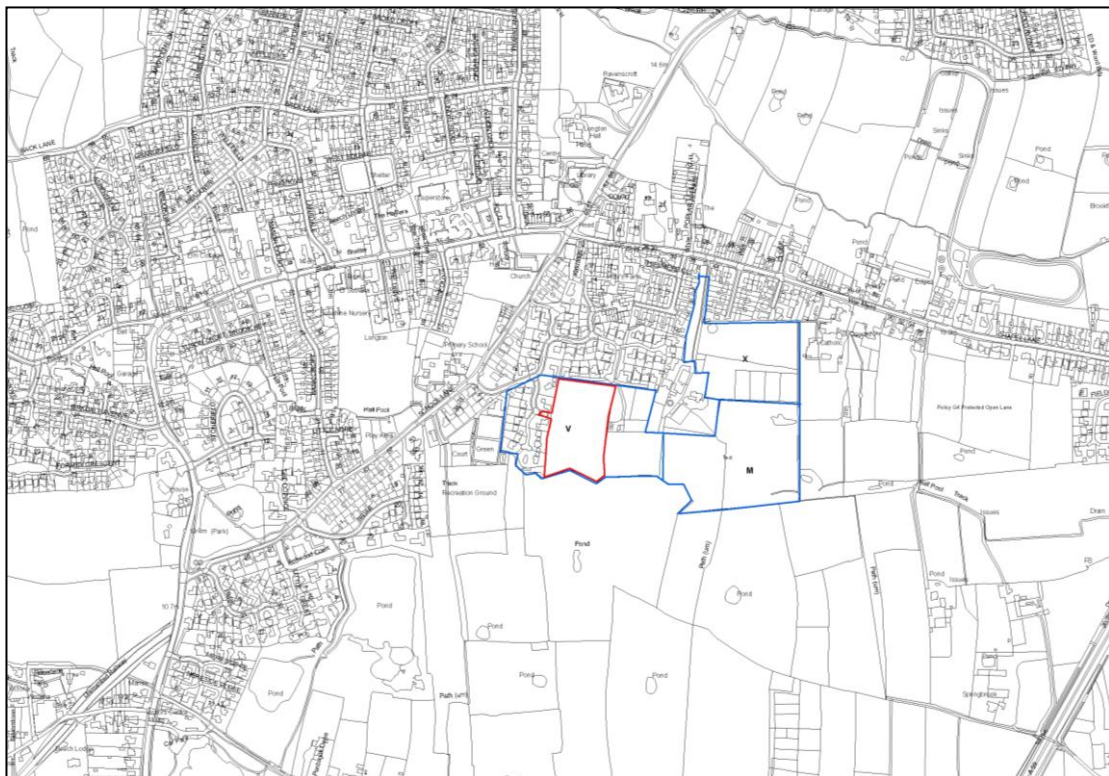


<b>Application Number</b>	07/2020/01063/FUL
<b>Address</b>	Land To The East Of Reynard Close Longton Lancashire
<b>Applicant</b>	Longton Developments Ltd
<b>Agent</b>	Mr Graham Edge Quayside, Wilderspool Business Park Stockton Heath Warrington WA4 6HL
<b>Development</b>	Erection of 14 new residential units with associated garages and works, and new access from Reynard Close
<b>Officer Recommendation</b>	That Members are minded to approve the application, and that the decision is delegated to the Director of Planning & Housing in consultation with Chair and Vice-Chair of the Planning Committee upon successful completion of a legal agreement to secure a public open space contribution
<b>Officer Name</b>	<b>Mrs Debbie Roberts</b>
Date application valid	21.12.2020
Target Determination Date	30.04.2021
Extension of Time	10.09.2021



## **1. Report Summary**

1.1. This application replaces one deferred by Committee in April 2021 for 33 dwellings, to allow the applicant to re-visit the design in line with Committee discussion.

1.2. The 1.5ha site is the central section of allocated housing Site 'V' (Local Plan Policy D1(Allocation of Housing Land) refers) as described in full in Section 2 below

1.3. Affordable housing is not required of this site which sits below the 15 unit threshold, and in design terms the proposal relates well to its surroundings in height and form, albeit with a low density of 9.3 dwellings per hectare (see justification Para 4.4), provides for suitable off-road parking, access and service space in line with adopted policy and protects residential amenity by being spatially acceptable. The proposed development is not considered to have an undue impact on the amenity of neighbouring properties, the character and appearance of the area or highways safety and capacity, and is therefore policy compliant

1.4. It is also Officers view that proposed development would not detrimentally affect the amenity or nature conservation value of the site. Although some loss of hedgerow and trees is inevitable to allow for the new access, environmental compensation has been identified and is considered acceptable. Amendments to the proposed layout also account for separation from Hall Pool as agreed with the Councils ecologist.

1.5. County Highways raise no objections to the final proposal in principle, confirming that the proposed use would not impact adversely on highways safety or capacity, but that roads would remain unadopted until such time as Reynard Close itself is adopted. Vehicle charging points would be secured by condition

1.6. At the time of writing this report, and following full consultation on the final scheme, 62 letters of representation have been received – 16 objections and 46 letters of support. Statutory consultee comments have been addressed either by amendments to the proposal, or by condition. Consultation will remain open until the morning of the committee meeting, and any late representation will be reported verbally.

1.7. The application is compliant with the Central Lancashire Core Strategy, South Ribble Local Plan (policies as identified below), Residential Design SPD and Central Lancashire Affordable Housing, Open Space and Playing Pitch SPD's. It is therefore recommended that Members be minded to approve the application, and that the decision be delegated to the Director of Planning & Housing in consultation with the Chair and Vice-Chair of the Planning Committee upon successful completion of a Section 106 Agreement to secure public open space contribution.

## **2. Application Site and Surrounding Area**

2.1. The application refers to the central section of allocated housing Site 'V' (Policy D1 refers); the western part already developed as Reynard's Close and Auburn Avenue, whilst the eastern side remains undeveloped. Site V is part of a larger 3.3ha housing allocation known as Sites V, M & X which in combination supports development of around 211 dwellings over the next 15 years

2.2. Site V known locally as 'Kitty's Farm' is just outside the Longton settlement boundary and only a short distance from Longton's district centre. It is fairly level improved grassland/agricultural land bordered with sporadically placed trees and hedges. There are recently developed properties (completed 2014) off Reynard Close and Auburn Avenue –

this is the western section of Site V, and to the east are sites X and M. South are agricultural land and Hall Pool (brook) which spans the southern boundary. North are residential properties addressed onto Rymer Grove

2.3. There is a Tree Preservation Order on the northern section of the eastern boundary but no public rights of way or public footpaths on or through the site. The area also lies within Flood Zone 1 (least likely to flood); a Flood Risk Assessment has been supplied

### **3. Site Context / Planning History**

- ② 07/2000/0350 - Reserved matters for erection of 70 no. dwellings, associated access road and play area - *west of Site V now Old School Drive/Rymer Grove*
- ② 07/2012/0580/FUL - 14 no: dwellings, access roads, pond and associated works. Approved Dec 2012 – *now Reynard Close and Auburn Avenue (western section of housing allocation)*
- ② 07/2013/0198/SCE – Environmental screening opinion for residential development of 14 dwellings, site access roads and landscaping works. Environmental Impact Statement not required for the whole of Site V (2013)

Permission was also granted (Oct 2017 - ref: 07/2017/0623/FUL) for improvement of the Longton Hall Court/ Chapel Lane junction sufficient to service the remainder of allocated development sites M V and X (South of Longton Hall). Not implemented and now expired

### **4. Proposal**

4.1. The applicant originally sought approval for 33 new residential units with associated works and new access from Reynard Close. Following discussions at, and deferral by Committee, the scheme has now been reduced to 14 detached dwellings.

4.2. Access/Highways – access would be from Reynard Close (west); a small 'spur' of two properties off Auburn Avenue. This is a natural extension to that spur. Within the site the road forms a 'T' shape with small cul-de-sacs at northern and southern ends. Pavement/service strips are shown on all sections, off road parking (garaged or external) is provided to adopted standards and although electric vehicle charging points are not shown on proposal drawings these but would be secured by condition for all properties.

4.3. Proposed Development – 14 detached dwellings in 3 complementary house types (some reversed) provide for a mix of five and six bed roomed, three storey units with a height across the site of around 10.5m. Waste storage is possible to the rear of each dwelling and adequate gardens are shown for all properties; each secured by close boarded fencing and gates. Similar fencing is proposed around the western, northern and eastern site boundaries.

4.4. Dwellings which are designed to Secured by Design standards, would be constructed in red brick, with grey roof tiles, and stone window cills and lintels. Overall material use would reflect that of adjacent housing developments. Density proposed is approximately 9.3 dwellings per hectare – extremely low in a Borough whose average is around 35 dph, and where surrounding estates are approx. 22 dph. The Councils latest Housing Land Supply Position Statement confirms however that the remainder of Site V (including land outside of this scheme) is expected to deliver 40 units equating to 15 dph. This proposal does not therefore fall too far short of expected delivery and is a direct reflection of that requested by residents at the earlier committee. Provision of larger executive homes will also by definition produce a lesser density layout and having regard to the 2013 section of Site V which provided for 10dph this proposal is on balance considered acceptable in density terms.

4.5. The applicant indicates that all properties would be offered as self-build projects. Regardless of future design changes which may be sought, the site layout and general form of the proposal would remain the same if approved, and any future amendments would be assessed against the site as a whole. There are several self-build schemes in the borough which have been very successful

4.6. Landscaping – In terms of natural landscaping this site is limited to boundary treatments and Hall Pool, but the proposed scheme has been designed to retain where possible existing natural features. Hall Pool (watercourse) is present along the southern boundary but at this point is not a main river line. The proposed cul-de-sac/service strip sits around 10m from the bank top.

4.7. Public Open Space – small sections of public open space have been provided south of the watercourse between plots 10 and 11, and north between plots 3 and 4. Whilst minimal, it is considered adequate for a site of this size.

4.8. Although this land is undeveloped, it is not open space, has no formal public access and does not otherwise have recreational value. It is recognised however that such a site, even when private and inaccessible for recreational use does impact on the character of nearby open spaces and public routes. In recognition of this, proposed landscaping and layout have been designed to relate effectively with, and reflect that of adjacent estates whilst retaining where possible boundary vegetation. Landscaping overall is considered acceptable

## **5. Summary of Supporting Documents**

5.1. The application is accompanied by the plans and documentation noted in condition 2 below

## **6. Representations**

### **6.1. Summary of Publicity**

6.1.1. During three rounds of consultation, three site notices were posted, and neighbouring properties were consulted (71, 186 and 201 respectively). Ward Councillors Coulton and Hesketh have also been notified. Comments received relating only to the revised 14 unit proposal are as follows. Comments raised with regards to the 33 unit scheme have not been carried forward.

### **6.2. Letters of Objection or Support**

In total 62 letters have been received; 46 supporting and 16 in objection. Officers are confident that due process has been followed, but as ICT issues interrupted public consultation, late representation will be accepted up to and including the morning of the committee meeting and reported verbally.

### **6.3. In Objection**

#### **Proposed Location**

- ☒ Longton population is '*probably over 2500 which is the maximum allowed for village status*'
- ☒ Overstretched local amenities

#### **Design**

- ☐ More appropriate density than the 33-unit scheme but dwellings now out of keeping with the area – most properties single or two storeys – *Officer comment: there are several three storey units in the wider estate*
- ☐ Overbearing houses no different to the previously proposed apartment block
- ☐ Respondent prefers earlier 33-unit design
- ☐ Design has gone from 'one extreme to the other'
- ☐ Precedent for larger homes
- ☐ Need for more starter and affordable homes

### Highways

- ☐ School Lane/ Old School Drive already congested and dangerous - road network not a suitable access
- ☐ Noise and pollution from new dwellings
- ☐ Pedestrian and cyclist safety
- ☐ Agreed by Longton Parish Council and Planning Inspectorate that access on Chapel Lane should be used instead – *Officer Note: This is incorrect. Policy does not require access onto allocated sites from anywhere in particular, but does offer the option of Chapel Lane.*
- ☐ Lack of connectivity between this site and lands to the east – *Officer comment: whilst this is correct and ideally all sites would be permeable, there is no policy requirement for this to be the case, LCC Highways have not requested access to or from sites M, V and X. Access into Site V from other allocated sites would also impose additional burden as use of Reynard Close and surrounding streets would be possible by vehicles from approx.220 properties once all allocated developments are completed.*

### Residential Amenity

- ☐ Loss of privacy, light, outlook, open space and property enjoyment

### Environmental Issues

- ☐ Lost green space, habitats, trees and hedgerows – shouldn't build on agricultural land
- ☐ Lack of sustainable drainage or environmental enhancement

### Community Infrastructure Levy/Self Build

- ☐ CIL exemption will result in developer profits at the expense of the community
- ☐ Reduced infrastructure provision if CIL not required
- ☐ CIL exemption is 'outrageous'
- ☐ Extended disruption during self-build process

*Officer Note:* Whilst comments are valid, the CIL regulations allow for self-build developers – whether for single units or as in this case for separate developers across a large site – to claim self-build exemption from CIL. There are examples of this practice elsewhere in the borough, and so far the applicant has provided all relevant documentation to the Councils CIL Officer. CIL exemption cannot be used as a reason for refusal

### Other

- ☐ Applicant has had a 'volte face' as his support for affordable housing is no longer apparent
- ☐ Ineffectual resident/developer engagement – no notice taken of comments made
- ☐ How did supporters know about the scheme before residents?
- ☐ No 'legal basis' for support letters to be accepted – these should be ignored and only letters of objection accounted for

## 6.4. In Support

### Proposed Location

- ☐ Longton is ideal for families – good for the town to be a growing community
- ☐ Demand far outstrips supply and there is a waiting list for people who wish to live in Longton
- ☐ Ideal walking distance from doctors, shops etc
- ☐ Benefits to local businesses
- ☐ *'Longton is a town of old people; young families are needed to ensure its survival'*
- ☐ Ideal opportunity for young people who currently have to move away to find homes
- ☐ Chance for others to live in a desirable area, or to move back to their childhood village
- ☐ Better quality housing will enhance a tired area
- ☐ Encouraging to see new development
- ☐ Lack of 4/5 bedroom properties. This development would free up 2/3 bedroom homes to allow people to remain in Longton
- ☐ Land has been earmarked for development for over 20 years

### Design

- ☐ Too many bungalows in Longton – these are more appropriate and will attract families
- ☐ This is what residents asked for when objecting to the 33-unit scheme
- ☐ Good access for only 14 dwellings
- ☐ Well-spaced dwellings with good amenity space
- ☐ Design will enhance the wider area

Comments which are not material planning considerations, and have not been taken into account are:

- ☐ School traffic needs sorting out – parents park in an unacceptable manner
- ☐ Loss of property value
- ☐ Site should have been developed in 2010 when first earmarked for development

6.5. Officer comment: Highway safety and capacity, drainage and ecology have been assessed by the Councils specialist consultees. Affordable housing has not been provided for, but is not required in this case, and overall design/spatial separation are discussed in detail below. Proposed dwellings equate in height with adjacent estates.

### 6.6. Longton Parish Council

6.6.1. The Parish Council had not responded to the reduced scheme at the time of writing this report

## 7. Summary of Responses

7.1. South Ribble **Arborist** – Comments relating to the original scheme remain the same as follows. Eastern boundary trees are in-part subject to TPO and any works required should be applied for using the standard form. Trees on the eastern boundary are on an adjacent field separated by a brook. Those identified for removal consist of a single ash tree at the proposed site entrance to facilitate development, nine hawthorn and dead trees on the eastern boundary which are exempt from application. Replacement planting identified on the landscaping plan mitigates any proposed tree loss and increases tree cover in the vicinity utilising a number of species. A condition to require tree protection is necessary should approval be granted

7.2. **Lancashire County Council Education** noted that for both 33 and 14 unit schemes an education contribution is not required.

7.3. **Lancashire County Council Highways** have assessed the final proposal and make the following comments in full:

*LCC as Local Highway Authority (LHA) is responsible for providing and maintaining a safe and reliable highway network. The County Council is also committed to reducing congestion and delay and improving highway links both locally and strategically. With this in mind the present and proposed traffic networks have been considered which are influenced by this proposal. The site is located to the East of Reynard Close and South of Rymer Grove, Longton. LCC have reviewed the LCC five year personal injury database and the Crashmap website which indicate the following for the last 5 years:*

- No incidents have been recorded on Reynard Close and Old School Drive.*
- No incidents have been recorded on School Lane*
- Two incidents (1 serious and 1 slight) have been recorded at the junction of School Lane, Chapel Lane and Liverpool Road.*

*On investigation, the incidents appear to be of a nature that would not be worsened by the proposals.*

### **Access**

*Proposed development would be accessed via School Lane, Old School Drive and Reynard Close. This would be acceptable in principle to LCC however the applicant should note that Reynard Close is currently unadopted. The road has been constructed to an adoptable standard with a 5.5m carriageway with 2m footways but LCC has not yet received a request or timescale for the roads adoption. The applicant should therefore check with their solicitor that they have rights over this road to access the site. The applicant should also be aware that proposed internal roads cannot be offered for adoption until Reynard Close has been adopted. A continuous adopted road needs to be provided.*

### **Internal Arrangements**

*The amended site and house type plans indicate parking for each dwelling in line with South Ribble Borough Councils parking standards. The majority of internal roads are to an adoptable standard but the following two sections are not and would remain as private shared surfaces (shared surface serving plots 17-19 and 1-4/apartments)., this arrangement is acceptable to LCC Highways*

### **Transport Statement**

*Northwest Preston Strategic Trip Rates have been utilised to determine trip generation of the proposed development. This approach is acceptable to LCC and the expected trip generation indicated would have an acceptable impact on the local highway network. Accident data presented is in line with LCC Highways review for Reynard Close, Old School Lane and School Lane. The study area within the statement does not include the School lane, Chapel lane and Liverpool road junction which as indicated above has had two incidents within the last 5 years. LCC is however of the opinion that these two incidents appear to be of a nature that would not be worsened by the proposals. After considering all information contained within the Transport Statement LCC are of the opinion that the level of vehicle movements to and from the development would not have a significant impact on the operational performance of the local network.*

### **Conclusion**

*Taking all of the above into consideration it would be difficult to prove that the proposed development would have a severe impact. The principle of a residential development at this site is acceptable from the highway perspective. Therefore, LCC Highways has no objections to the application. A number of conditions have been recommended should this proposal be approved'.*

**7.4. Lancashire Constabulary** provided a crime impact statement including comments relating to site security. The statement is included in condition 2 to ensure works comply with approved documents

**7.5. Ecology Consultant** assessed the accompanying ecology survey and revised drawings, and feels that the amendment does not materially change previous comments. The Hall Pool buffer is reasonable and concurs with original recommendations, and the number of trees proposed is good and results in wildlife benefits. The development may still result in net biodiversity loss when measured using defra metric as this does not take into account individual trees. The metric is not however effective for small developments, this being borderline in terms of whether or not the metric would be used. Subject to conditions as previously agreed, and installation of bird and bat boxes on half of the houses, the proposal is considered acceptable.

**7.6. Economic Development** – an Employment & Skills Assessment has not been provided but ED are happy for this to be subject to pre-commencement condition

**7.7. Environment Agency** - as the proposal is in Flood Zone 1 and does not affect a main river, EA have no comment.

**7.8. Environmental Health** have assessed the final amendments, and subject to conditions relating to construction management and vehicle charging points have no objection. Informative notes have also been requested

**7.9. Lead Local Flood Authority** - LLFA has no objection subject to conditions relating to sustainable drainage

**7.10. United Utilities** have no objection subject to sustainable drainage conditions. These have been combined with those requested by the LLFA

**7.11. Strategic Housing** – During the proposal for 33 units, the Councils housing team requested that 35% affordable housing should be provided in line with Policy 7 of the Central Lancashire Core Strategy as the site is in a rural area adjoining a settlement. The threshold for such provision is 10 dwellings. Since that time the applicant has provided Counsel advice to support the site being an urban site, for which 30% of affordable houses is required but with a higher threshold of 15 units. This level was also supported on the 2013 Site V scheme adjacent, and as such the proposal of 14 dwellings which does not reach the 30% threshold is not required to provide for affordable housing.

## **8. Material Considerations**

### **8.1. Site Allocation Policy**

**8.2.** Several large sites were submitted to the Council via the site allocations process, and assessed by measuring sustainability, location and the areas infrastructure needs. The Council allocated the most suitable sites for residential development and related infrastructure. These were adopted for development, are tabled in Policy D1 (Allocation of Housing Land) and have an appropriate prospect of being available and developed as envisaged. Housing allocations focus development in South Ribble's urban areas to maximise access to services, facilities, employment and alternative travel choices. The priority is to develop sites which offer the opportunity for redevelopment or re-use, which would contribute to regeneration, viability and vitality, and which are within or close to public transport corridors and sustainable brownfield land. Where insufficient brownfield or re-use sites are available however greenfield sites in sustainable locations have been released; this is such a site.



8.2.1. This site is the central section of allocated housing Site 'V' designated by Policy D1; the western part already having been developed, whilst the eastern side remains open. Site V is part of a larger 3.3ha housing allocation known as Sites V, M & X which in combination support development of around 211 dwellings over 15 years (suggested at a relatively low 83, 80 and 48 dwellings respectively). Site M lies south of Longton Hall to the east of Site V, whilst Site X is to the north of site M

8.2.2. Sites V, M & X abut Longton's established settlement boundary and are a short distance from Longton's district centre. Longton has a tightly defined Green Belt boundary which limits opportunities for edge of village development. Some development in and adjacent to the village therefore is important to maintain its vitality and viability, and support and maintain the services it provides.

8.2.3. The Site X allocation also provides for possible access from Chapel Lane. Proposed development does not allow for connectivity between sites V, M or X, but there is no actual policy requirement for the Chapel Lane or any other access to be provided into one or all of the allocated site sections. For users of Site V to access Chapel Lane, a new road would be needed through Sites X and M on land which may not be in the same ownership. Conversely, in the long term this would also provide access/egress for all 3 sites into School Lane via Reynard's Close which is likely to be problematic.

### 8.3. Additional Policy Background

Additional policy of marked relevance to this proposal is as follows:

#### 8.3.1. *National Planning Policy Framework*

☐ The NPPF (2021) at Para 11: provides a presumption in favour of sustainable development which means approving development which accords with the development plan unless any adverse impacts of doing so would significantly and demonstrably outweigh the benefits when assessed against the framework as a whole. Other chapters of the NPPF of interest are:

☐ Chapter 5: Delivering a sufficient supply of homes - housing applications should be considered in the context of the presumption in favour of sustainable development.

☐ Chapter 9: Promoting sustainable transport – this encourages opportunities for alternatives to travel by car (cycle, walking, public transport) with development which is close to appropriate facilities and employment options

☐ Chapter 11: Making effective use of land – planning should promote the effective use of land in meeting the need for homes whilst safeguarding and improving the environment and living conditions. Decisions should avoid homes being built at low density where there is identified need, and should consider minimum density standards, but development should reflect that of its surroundings.

☐ Chapter 12: attaches great importance to the design of the built environment

☐ Chapter 14: Meeting the challenge of climate change, flooding and coastal change – the planning system supports the transition to a lower carbon future taking account of flood risk and climate change.

☐ Chapter 15: Conserving and Enhancing the Natural Environment – when determining planning applications, Local Planning Authorities should aim to conserve and enhance biodiversity as reflected by Core Strategy Policy 22

### 8.3.2. *Central Lancashire Core Strategy*

☐ Policy 3: Travel encourages alternative, sustainable travel methods to reduce dependence on motor vehicles.

☐ Policy 4: Housing Delivery provides for and manages the delivery of new housing.

☐ Policy 5: Housing Density aims to secure densities of development in keeping with local areas, and which will have no detrimental impact on the amenity, character, appearance, distinctiveness and environmental quality of the area

☐ Policies 6: Housing Quality and 27: Sustainable Resources and New Development both aim to improve the quality of housing by facilitating higher standards of construction, greater accessibility and ensuring that sustainable resources are incorporated into new development.

☐ Policy 7: Affordable Housing confirms a target of 30% affordable housing in an appropriate form for housing developments of 15 dwellings or more in urban parts of Preston, South Ribble and Chorley. 35% should be provided on market schemes in rural areas on sites in or adjoining villages that have or will have a suitable range of services, and 100% on rural exception sites.

☐ Policy 17: Design of New Buildings requires new development to take account of the character and appearance of the local area.

☐ Policy 22: Biodiversity & Geodiversity aims to conserve, protect and seek opportunities to enhance and manage the biological and geological assets of the area

☐ Policy 26: Crime & Community Safety seeks to reduce crime levels and improve community safety by encouraging the inclusion of Secured by Design principles in new development.

☐ Policy 29: Water Management seeks to improve water quality and flood management by appraising, managing and reducing flood risk in all new development.

### ☐ *South Ribble Local Plan*

☐ In addition to site allocation policy D1 (above), the following are also pertinent:

☐ Policy A1: Developer Contributions – new development is expected to contribute towards mitigation of impact upon infrastructure, services and the environment, by way of Section 106 agreement and/or CIL contributions.

☐ Policy F1: Parking Standards requires all development proposals to provide car parking and servicing space in accordance with parking standards adopted by the Council.

☐ Policy G10: Green Infrastructure states that all new residential development resulting in a net gain of 5 dwellings must provide sufficient green infrastructure to meet the recreational needs of the development, in accordance with specific but flexible standards

☐Policy G13: Trees, Woodlands and Development states that development will not be permitted where it affects protected trees and woodland. Where loss of the same is unavoidable however this policy accepts suitable mitigation.

☐Policy G16 –Biodiversity and Nature Conservation protects, conserves and enhances the natural environment at a level commensurate with the site’s importance and the contribution it makes to wider ecological networks.

☐Policy G17: Design Criteria for New Development considers design in general terms, and impact of the development upon highways safety, the extended locale and the natural environment.

☐Chapter J: Tackling Climate Change looks to reduce energy use and carbon dioxide emissions in new developments; encouraging the use of renewable energy sources.

8.3.3. *South Ribble Residential Design SPD* discusses design in very specific terms and is relevant with regards to separation between properties in and beyond the site bounds.

8.3.4. *Central Lancashire Open Space and Playing Pitch SPD* sets out the standards for provision of on and off site public open space and playing pitch provision

8.3.5. *Central Lancashire Affordable Housing SPD* guides on a range of approaches to deliver affordable housing which meets local needs. This reflects the remit of the Central Lancashire Strategic Housing Market Assessment which amongst other things maximises affordable housing delivery in a form relevant to its surroundings

#### 8.4. Impact of Development on Neighbouring Properties

8.4.1. The South Ribble Residential Design SPD requires a minimum distance of 13m between a first-floor habitable room window and any blank wall or gable facing, and 21m between any directly facing habitable room windows. The closest residential properties outside of the site are as follows:

8.4.2. South is a tract of Green Belt Land which would be unaffected. Similar land is present to the east but is allocated for housing as the third section of Site V. 40m from the rear of plot 7 and within Site V is a stable block accessed off Rymer Grove and screened by shrubbery

8.4.3. West of the site are Reynard Close and Auburn Avenue whose rear gardens would face the proposed development. Proposed dwellings would be between 21.8m and 36m from these properties.

8.4.4. In the north the rear elevation of plot 3 would face the rear of 8 Old School Drive at 26m, The side elevations (en suite and utility ground floor windows) of plots 3 and 4 would also face the rear of no’s 4-12 Rymer Grove at between 17m and 21m distance. Plot 4 would face no: 1 Rymer Grove at 37m minimum.

8.4.5. Properties within the site would benefit from spatial separation of between 21.2m and 37m.

8.4.6. When taking into account site layout, existing and proposed boundary treatments, shrubbery and trees the inter-relationships and spatial separation between proposed and existing neighbouring properties accords fully with the sentiments of the South Ribble Residential Design Guide SPD.

## 8.5. Design, Character & Appearance & Crime

8.5.1. Design – Local Plan Policy G17 (Design Criteria for new development) supports development which relates well to neighbouring buildings and the extended locality, that layout, design and landscaping are of a high quality; providing interesting visual environments which respect local character, reflect local distinctiveness, and offer appropriate levels of parking and servicing space in line with Policy F1 (Parking Standards) of the same document. Core Strategy Policy 17 (Design of New Buildings) effectively mirrors these criteria.

8.5.2. This part of Longton is a mix of modern and traditional properties in a range of size, style, height and orientation. Properties to the west are recently developed but in a design, which would complement the proposed units. Dwellings on Rymer Grove are similar in style but in complementary materials; both are typical estate style configurations. This site presents an obvious extension to these areas and has been designed to prevent detriment to existing housing stock. The estate is characterised by predominantly two storey properties, although there are three storey units placed at strategic points throughout the adjacent estate. Visual intrusion would undoubtedly occur as the existing is currently open grassland, but the site is allocated by the Local Plan for housing, and on balance when taking into account existing and suggested screening, would ensure that impact by way of visual intrusion to and from the site would be within acceptable levels

8.5.3. NPPF Para 73 notes that supply of large numbers of new homes can often be best achieved through planning for larger scale development – including significant extensions to existing settlements provided they are well located and designed and supported by the necessary infrastructure and facilities. Policy B1 acknowledges that the development of sites such as this provides the opportunity to make best use of existing services and utilities.

8.5.4. Overall this proposal is not excessive or overtly impactful from a visual perspective. It would however extend an existing settlement where connection to existing infrastructure is possible. There are established community facilities in the area, and the principle of development has been established – subject to all other matters being acceptable – by its allocation for housing led development. Other than its historic agricultural use the site was never one suggested for preservation as open or public space

The proposed layout demonstrates similar garden sizes to surrounding residential properties, and that a development of this size can be accommodated on this site without resulting in a detrimental impact on the character and appearance of the area through overdevelopment and intensification of the urban fabric. There is an argument that such low densities would result in disparity between the wider estate and this site, and that any precedent set for density reduction on sites V,X and M would further highlight that disparity; making the existing well placed estates seem more constrained. An alternative viewpoint however is that this part of the site is a sensitive boundary with potential for density to increase as future developments move into the remaining three sites. In ideal circumstances the proposal would relate both in design and density, but Members made it clear that the original proposal needed significant alteration and the developer has done as requested.

8.5.5. In terms of the developments detailed design, NPPF Para 124 stresses the importance of securing well-designed, attractive and healthy places. The proposal has been designed to respect its surroundings using modern, sustainable materials and construction methods.

## 8.6. Highways Considerations, Suitability of Access and Parking Arrangements

8.6.1. The applicants revised transport statement concludes that proposed access arrangements would have a low traffic impact on the local highway network. Internal layout facilitates pedestrian linkage to existing footpaths, and provides access to, and is accessible from a range of sustainable transport options (below) as well as by car.

8.6.2. In line with Local Plan Policy F1 (Parking Standards), off road parking should be provided to adopted standards. Having regard to LCC Highways comments the proposal is compliant in this regard.

## 8.7. Sustainability

8.7.1. One of the NPPF core principles is to ensure developments include opportunities to promote walking, cycling and public transport. It is considered that the proposed layout offers opportunity for pedestrian use, and that the offer also benefits from the following:

8.7.2. *Community Facilities* – There are 4 secondary and 10 primary schools within 3 miles of the site; St Oswald's and Longton Primary are less than 300 yards away. 6 GP and 3 dental surgeries sit within a two-mile radius, and local shops are present less than 500m away on Liverpool Road.

8.7.3. *Public Transport/Pedestrian/Cycle Routes* – Bus stops are present on Chapel Lane and Liverpool Road (450m away), and railway stations at Preston, Lostock Hall and Croston are under 4 miles distance; each easily accessed via major road system.

8.7.4. *Construction Standards*- One of the objectives of modern construction is to reduce energy use and carbon dioxide emissions in new developments; encouraging the use of renewable energy sources whilst improving the quality of housing by facilitating higher standards of construction. Conditions to ensure appropriate construction standards are recommended in line with adopted policy.

8.7.5. A number of construction measures have been proposed. Others including district heating have been discounted as unsuitable or unviable for such a small scheme. The applicant has provided a sustainable energy statement however which notes that '*design solutions predicted to reduce total carbon emissions ... overall 20% carbon emission improvement*'.

8.7.6. In terms of being sustainable development this proposal is considered acceptable.

## 8.8. Natural Environment, Ecology and Ground Conditions

8.8.1. The application is accompanied by Ecological (EA), Arboricultural Impact Assessments (AIA) and a drainage strategy.

8.8.2. *Trees* – The AIA notes that there are 12 individual trees, 9 tree groups and 2 hedgerows within or bounding the site. A Tree Preservation Order is present along the northern edge of the eastern boundary. Of trees surveyed two partial hedgerows, three partial groups (poor remains of a boundary hedge) and two trees are recommended for removal – the trees being dead trees on the opposite side of the water filled boundary. Mitigation would be in the form of curtilage planting. Conditions to protect trees in line with the above study are recommended

8.8.3. *Ecology* –The applicants ecological assessment states that development can proceed without direct adverse impact on the site's biodiversity or nature conservation. The council's

ecologist concurs with this stance subject to imposition of a number of conditions to prevent or mitigate against harm. One of the ecologist's earlier recommendations was that a natural buffer of 8m should be provided between any development and Hall Pool. This has been applied to the revised scheme and the ecologist is now satisfied. Having regard to both the Ecologist and Council Arborists comments it is considered that subject to enhancement measures to compensate for lost ecological biodiversity on site this proposal is acceptable.

8.8.4. *Air Quality* – the applicant has not supplied an air quality management report, nor has Environmental Health requested one; the closest Air Quality Management Area being roughly 8 miles east.

8.8.5. *Water Management/Utilities* - In addition Core Strategy Policy 29(e) (Water Management) seeks to improve water quality and flood management in areas such as Longton. The proposal site sits within Flood Zone 1 and developable areas of the site are at low risk of flooding. There is no recorded history of flooding on this or surrounding sites. Sustainable drainage can be secured by conditions as recommended

## 8.9. Developer Contributions

8.9.1. Local Plan Policy A1 (Developer Contributions) expects that new development will contribute towards mitigation against impact on infrastructure, services and the environment. Appropriate contributions would be secured via S106 legal agreement and/or Community Infrastructure Levy.

8.9.2. *Affordable Housing* - Core Strategy Policy 7 (Affordable and Special Needs Housing) and the Affordable Housing SPD require sites of 15 dwellings or more to provide a minimum of 30% affordable housing on sites in urban areas. This increases to 35% for sites in rural areas in or adjoining villages that have or will have a suitable range of services. 100% should be provided in truly rural locations. Where 35% or 100% is required the threshold reduces to sites of 10 units.

8.10. During the initial proposal for 33 units, the Councils housing team requested that 35% affordable housing should be provided in line with Policy 7 of the Central Lancashire Core Strategy where the site is in a rural area adjoining a settlement. The threshold for such provision is 10 dwellings. Since that time the applicant has provided Counsel advice to support the site being an urban site, for which 30% of affordable houses are required but with a higher threshold of 15 units. This level was also supported on the 2014 Site V scheme adjacent, and as such the proposal of 14 dwellings which does not reach the 30% threshold is not required to provide for affordable housing.

8.10.1. *Community Infrastructure Levy* - CIL is payable on all new dwellings apart from apartments and affordable housing. On this basis that - having regard to Counsel advice - this site would not provide affordable or apartments housing, all 14 properties would be liable for CIL payment. The applicant has claimed liability for 5695ml of floor space which would attract a CIL payment at the 2021 rate of J65 x 1.423 per square metre of floor space (not footprint) – J 526, 759.03. He has also however claimed self – build exemption on the presumption that properties will be offered up before construction as a self-build development. This is lawful and the applicant would work through this post-decision with the Councils CIL officer.

8.10.2. *Public Open Space* - The NPPF states that '*access to high quality open space makes an important contribution to the health and wellbeing of communities*'. As such, all new residential development resulting in a net gain of 5 dwellings must provide sufficient green infrastructure to meet the recreational needs of the development in accordance with specific but flexible standards.

8.10.3. On such a constrained site any public open space would be limited and would not function well for amenity purposes. There are however areas of amenity grassland (which includes areas of visual amenity) which are considered adequate. A public open space contribution towards off site POS has been recommended at the rate of J1414 for equipped play areas at Longton School Lane, and J21,098 for borough wide playing pitches at Longton playing fields.

#### 8.11. Impact upon Heritage Assets

8.11.1. The only property listed on the National List of protected structures is Longton Hall (Grade II) which lies beyond the eastern section of Site V and would not be affected in any way by this proposal.

#### 8.12. Planning Balance

8.12.1. The position to be considered by Members isn't whether or not this site is suitable for housing development. That assessment has been made by, and found sound during examination of the Local Plan. As such the principle of development - subject to all other material considerations being acceptable – is established. The planning balance therefore is whether material considerations relating to this proposal are compliant with development plan policies, and if not if the harm caused by the development is outweighed by other matters and can be justified in planning terms.

8.12.2. Reduction of dwelling numbers to the low level proposed (9.3 dwellings per hectare) is likely to affect the councils five-year housing supply, and ultimately could necessitate release of additional land in the Longton area to provide for the shortfall. The precedence set by this site for such low density when Members come to consider the adjacent sites V, M and X must also be given some thought as approval of this scheme would offer a basis for the entire allocation to be reduced in number; again necessitating release of more land to provide for housing targets set by Government. The NPPF requirement for increased densities and most efficient use of land must also be taken into account, yet despite these policy requirements Members felt at the earlier committee that the former 33-unit scheme which was already lower than average at 22 dph needed significant alteration, and as such the developer has taken all comments into account when compiling this final proposal.

8.12.3. Due to the detailed arguments associated with this application, both pros and cons of the proposal are summarised below. Due weight can then be applied by members to the pros and cons in the decision-making process

#### 8.12.4.

##### Material Considerations In Favour of Development Include:

- ☐ Delivery of a policy compliant, sustainable development of 14 market dwellings, in a design which is relevant to the area
- ☐ Public open space financial contribution
- ☐ Contribution towards 5-year housing land supply on an allocated housing site
- ☐ Very low density of 9 dwellings per hectare with appropriate spatial separation and infrastructure
- ☐ Retention and enhancement of trees, shrubbery and site biodiversity
- ☐ No objection from the Councils statutory consultees subject to precautionary conditions

##### Material Considerations Against Development include:

- Loss of agricultural land may affect the visual character and appearance of the area
- ☐ Increased noise and traffic generation

- ☐ Loss of 12 previously proposed affordable units in an area of high property value, and which were to be restricted to local occupancy
- ☐ Reduced contribution towards Councils 5 year housing supply, and potential precedent for reduction of adjacent sites V, X and M to the same low density level
- ☐ Low-density levels which contradict the NPPF requirement for efficient use of land and higher density sites, and constrain an allocated housing site

## **9. Conclusion**

9.1 The site is visually open and was last in agricultural use but is not needed to satisfy a recreational need in the local area. The land is private, there are no public rights of way or access and subject to landscape and ecological enhancement the proposal suggests a scheme which would not detrimentally affect the nature or conservation value of the site.

9.2 There is no question that the site is suitable for housing; that is established by its allocation. What is evident is that the final proposal presents a well-designed, spatially acceptable development which would respect the character and appearance of the area. Affordable housing provision is not necessary, but public open space on and off site is considered acceptable and should the applicant decide to develop instead of advertising units as self-build opportunities, CIL monies towards local infrastructure will support local services. Overall, the benefits seen from this site are felt to outweigh the limited harm caused by it. Other issues have been appraised as detailed above by the Councils statutory consultees.

9.3 It is considered that subject to these conditions this site would be appropriate for residential use; particularly when taking into account surrounding uses and the adjacent highways network. On balance therefore the proposed application for residential development of 14 dwellings and associated infrastructure is considered compliant with the National Planning Policy Framework and local development plan, and it is recommended that Members be minded to approve the application and that the decision be delegated to the Director of Planning & Housing in consultation with the Chair and Vice-Chair of the Planning Committee upon the successful completion of a Section 106 Agreement to secure a public open space contribution

### **RECOMMENDATION:**

That Members are minded to approve the application, and that the decision is delegated to the Director of Planning & Housing in consultation with Chair and Vice-Chair of the Planning Committee upon successful completion of a legal agreement to secure a public open space contribution

### **RECOMMENDED CONDITIONS:**

1. The development hereby permitted 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 permitted shall be carried out in accordance with the following approved plans and suite of documents:
  - o Design & Access Statement 19024-C4P-BB-ZZ-RP-A-0001 /P1(C4 Projects)
  - o Ecological Survey 2019/235: December 2019 (Erap)
  - o Counsel opinion. J Easton 3.6.2021
  - o Crime Impact Assessment R Hines 26.11.19 (Lancashire Constabulary)
  - o Crime Impact Assessment R Hines 21.10.19 (Lancashire Constabulary)



- o Drainage Strategy 19313-PWA-00-XX-PR-C-1001-P04 Paul Waite
- o Flood Risk Assessment 19313-PWA-00-XX-PR-C-1001 P03 June 2021 Paul Waite
- o Phase 1 Geo-Environmental Report 19313-PWAG-00-XX-RP-G-1000/P02 (PWA)
- o Transport Statement J324490 V2: June 2021 (Mode Transport)
- o Arboricultural Constraints Appraisal BTC2138 December 2020 (Bowland)
- o Street scene/house type visualisations (C4 Projects)
- o Sustainability & Renewable Energy Statement Z36125.2 (Energy Council)

#### Proposal Drawings

- o Landscape working arrangements PR/19/LD01/GA/01/Rev E The Plant Room
- o Topographical land survey S21-002 (JLP Surveying)

#### C4 Projects drawings

- o Location plan 19024-C4P-AV-00-DR-A -0100/P1
- o Existing site plan 19024-C4P-AV-00-DR-A-0101/P1
- o Site constraints plan 19024-C4P-AV2-XX-DR-A-0201-P1
- o Parameters site plan 19024-C4P-AV2-XX-DR-A-0503-P2
- o Existing tree planting scheme AV-00-DR-0503/P8
- o Double garage 2 19024-C4P-DG2-XX-DR-A-2001-P1
- o Double garage 1 19024-C4P-DG1-XX-DR-A-2001-P1
- o Proposed boundary treatment /external finished 19024-C4P-AV2-ZZ-DR-A-0502/P1
- o House types site plan 19024-C4P-AV2-ZZ-DR-A 0501/P2
- o Proposed site plan 19024-C4P-AV2-ZZ-DR-A 0500/P3
- o House type 1 floor, roof and elevation plans 19024-C4P-H1-ZZ-DR-A-2000-P1, 2001-P1, and 2100-P2
- o House type 1 handed floor, roof and elevation plans 19024-C4P-H1h-ZZ-DR-A-2000-P1, 2001-P1, and 2100-P2
- o House type 1 alternative floor, roof and elevation plans 19024-C4P-H1h-ZZ-DR-A-2000-P1, 2001-P1, and 2100-P1
- o House type 1 handed alternative floor, roof and elevation plans 19024-C4P-H1hA-ZZ-DR-A-2000-P1, 2001-P1, and 2100-P1
- o House type 1 floor, roof and elevation plans 19024-C4P-H1-ZZ-DR-A 2000-P1, 2001-P1 and 2100-P1
- o House type 2 handed floor, roof and elevation plans 19024-C4P-H2h-ZZ-DR-A-2000-P1, 2001-P1 and 2100-P2
- o House type 2 floor, roof and elevation plans 19024-C4P-H2-ZZ-DR-A-2000-P1, 2001-P1 and 2100-P2
- o House type 3 handed floor, roof and elevations 19024-C4P-H3h-ZZ-DR-A-2000-P1, 2001-P1 and 2100-P2
- o House type 3 handed alternative floor, roof and elevations 19024-C4P-H3hA-ZZ-DR-A-2000-P1, 2001-P1 and 2100-P1
- o House type 3 floor, roof and elevations 19024-C4P-H3-ZZ-DR-A-2000-P1, 2001-P2 and 2100-P2

REASON: For the avoidance of doubt and to ensure a satisfactory standard of development in accordance with Policy 17 of the Central Lancashire Core Strategy and Local Plan 2012-2026 Policy G17

3. Prior to commencement of works on site, details of future employment and skills at the Reynard Close site as explained by, and in line with the Central Lancashire Employment and Skills SPD and Appendix 1 of the same document shall be submitted to, and approved in writing by the Local Planning Authority. Once approved the assessment shall be adhered to thereafter unless agreed in writing with the Local Planning Authority

REASON: To identify skills shortages, and to ensure that there are the necessary employment and skills opportunities in local areas in accordance with Central Lancashire Core Strategy Policy 15

4. Development and post development planting shall be undertaken in accordance with the recommendations of approved Arboricultural Report/Impact Assessment in the first planting season following completion of the development, or first occupation/use, whichever is the soonest.

The approved scheme shall be maintained by the applicant or their successors in title thereafter for a period of 5 years to the satisfaction of the local planning authority. This maintenance shall include the replacement of any tree or shrub which is removed, becomes seriously damaged, seriously diseased or dies, by the same species or different species, and shall be agreed in writing by the local planning authority. The replacement tree or shrub must be of similar size to that originally planted.

REASON: In the interests of the amenity of the area in accordance with Policy 17 in the Central Lancashire Core Strategy and Policy G8 in the South Ribble Local Plan 2012-2026

5. Should the development not have commenced within 24 months of the date of this permission, a re-survey be carried out to establish whether bats or other protected species are present at the site shall be undertaken by a suitably qualified person or organisation. In the event of the survey confirming the presence of such species details of measures, including timing, for the protection or relocation of the species shall be submitted to and agreed in writing by the Local Planning Authority and the agreed measures implemented.

REASON: To ensure the protection of schedule species protected by the Wildlife and Countryside Act 1981 and so as to ensure work is carried out in accordance with Policy 22 in the Central Lancashire Core Strategy and Policy G16 in the South Ribble Local Plan 2012-2026

6. Development shall be undertaken in line with the recommendations of approved Preliminary Ecological Appraisal (ERAP 2019-235),)

REASON: To ensure adequate provision is made for these protected species in accordance with Policy 22 of the Central Lancashire Core Strategy and Policy G16 in the South Ribble Local Plan 2012-2026

7. If the presence of bats, barn owls, great crested newts or other protected species is detected or suspected on the development site at any stage before or during development or site preparation, works must not continue until Natural England has been contacted regarding the need for a licence.

REASON: To ensure that adequate provision is made for these protected species in accordance with Policy 22 in the Central Lancashire Core Strategy and Policy G16 in the South Ribble Local Plan 2012-2026

8. No tree felling, clearance works, demolition work or other works that may affect nesting birds shall take place between March and August inclusive, unless the absence of nesting birds has been confirmed by surveys or inspections.

REASON: To protect habitats of wildlife, in accordance with Policy 22 in the Central Lancashire Core Strategy

9. Prior to removal of any trees, and to avoid harm to bats as identified in the Ecological Survey and Assessment (ERAP 2019-235), a bat emergence survey shall be

provided to, and agreed with the local planning authority. Written details of the survey and works shall be provided to the local planning authority thereafter.

REASON: To protect habitats of wildlife, in accordance with Policy 22 in the Central Lancashire Core Strategy

10. No development, site clearance, earth moving or other construction shall take place, or material or machinery brought onto site until a method statement to protect Hall Pool and other boundary ditches from accidental spillages, dust and debris has been supplied to and agreed with the Local Planning Authority. All agreed measures shall be implemented and maintained for the duration of the construction period in accordance with the approved details

REASON: To protect watercourses and habitats of wildlife, in accordance with Policy 22 in the Central Lancashire Core Strategy

11. No development shall take place until it can be demonstrated that there will be no negative impacts on the ecological status/potential of Hall Pool resulting from disposal of surface water post-development. Justification/details shall be submitted to, and approved in writing by the local planning authority. The details as approved shall be implemented in full in accordance with a timetable which has been first agreed in writing with the local planning authority

REASON: To protect watercourses and habitats of wildlife, in accordance with Policy 22 in the Central Lancashire Core Strategy

12. Details of bat and/or bird roosting opportunities to be provided on at least 7 of the approved dwellings shall be provided and agreed in writing by the Local Planning Authority. Once agreed, these shall be installed prior to first use of the facility hereby approved and retained thereafter.

REASON: To ensure adequate provision is made for these protected species in accordance with Policy 22 of the Central Lancashire Core Strategy and Policy G16 in the South Ribble Local Plan 2012-2026

13. No machinery shall be operated, no process carried out and no deliveries taken at or dispatched from the site during construction, demolition or clearance of the site outside the following times:

0800 hrs to 1800 hrs Monday to Friday

0800 hrs to 1300 hrs Saturday

No activities shall take place on Sundays, Bank or Public Holidays.

REASON: To safeguard the living conditions of nearby residents particularly with regard to the effects of noise in accordance with Policy 17 in the Central Lancashire Core Strategy

14. The garage(s)/parking areas hereby approved shall be kept available for the parking of vehicles ancillary to the enjoyment of the household(s) and shall not be used for any use that would preclude the ability of their use for the parking of private motor vehicles, whether or not permitted by the provisions of the Town and Country Planning (General Permitted Development) Order 2015 or any order amending or revoking and re-enacting that order.

REASON: To safeguard residential amenity and to provide satisfactory off-street parking facilities in accordance with Policy 17 of the Central Lancashire Core Strategy and Policy G17 in the South Ribble Local Plan 2012-2026

15. Prior to first occupation of each dwelling with driveway access hereby approved, one Electric Vehicle Recharge point shall be provided to that dwelling. Once installed it shall be retained and maintained thereafter.

REASON: To enable and encourage the use of alternative fuel use for transport purposes in accordance with Policy 3 of the Central Lancashire Core Strategy

16. No development shall commence in any phase until a detailed, final surface water sustainable drainage scheme for the site has been submitted to, and approved in writing by, the local planning authority. The detailed sustainable drainage scheme shall be based upon the site-specific flood risk assessment and indicative sustainable drainage strategy submitted and sustainable drainage principles set out in the National Planning Policy Framework, Planning Practice Guidance and Defra Technical Standards for Sustainable Drainage Systems and no surface water shall be allowed to discharge to the public sewer, directly or indirectly. Those details shall include, as a minimum:
- a) Final sustainable drainage layout plan appropriately labelled to include all pipe/structure references, dimensions, design levels, discharge rates, finished floor levels in AOD with adjacent ground levels. Final sustainable longitudinal sections plan appropriately labelled to include all pipe/structure references, dimensions, design levels, discharge rates, with adjacent ground levels. Cross section drawings of flow control manholes and attenuation tank if specified.
  - b) Detailed and cross section drawing of outfall in watercourse. Further cross sections of watercourse 10m upstream of outfall and 10m downstream of outfall are also required. These plans should include both bank levels, bed levels and actual water levels in AOD. Evidence is required to prove that the watercourse is in good condition and the outfall will not cause flooding on or off site.
  - c) Proposed ground levels on the boundary and garden levels of all the plots at the rear/side of no.12 Rymer Grove, nos.1-7 Auburn Avenue and nos.1 & 2 Reynard Close.
  - d) The drainage scheme should demonstrate that the surface water run-off and volume shall not exceed the pre-development greenfield run off. The scheme shall subsequently be implemented in accordance with the approved details before the development is completed.
  - e) Sustainable drainage flow calculations (1 in 1, 1 in 2, 1 in 30 and 1 in 100 + climate change).
  - f) Plan identifying areas contributing to the drainage network
  - g) Measures taken to prevent flooding and pollution of the receiving groundwater and/or surface waters, including watercourses,
  - h) A plan to show overland flow routes and flood water exceedance routes and flood extents.
  - i) Evidence of an assessment of the site conditions to include site investigation and test results to confirm infiltrations rates;
  - j) Breakdown of attenuation in pipes, manholes and attenuation tank.
- The scheme shall be implemented in accordance with the approved details prior to first occupation of any of the approved dwellings.
- Reason To ensure satisfactory sustainable drainage facilities are provided to serve the site in accordance with the Paragraphs 163 and 165 of the National Planning Policy Framework, and Policy 29 in the Central Lancashire Core Strategy
17. No development shall commence until details of how surface water and pollution prevention will be managed during each construction phase have been submitted to and approved in writing by the local planning authority. Those details shall include for each phase, as a minimum:
- a) Measures taken to ensure surface water flows are retained on-site during construction phase(s) and, if surface water flows are to be discharged they are done so at a restricted rate to be agreed with the Lancashire County Council LLFA.

b) Measures taken to prevent siltation and pollutants from the site into any receiving groundwater and/or surface waters, including watercourses, with reference to published guidance.

The development shall be constructed in accordance with the approved details.

Reasons

1. To ensure the development is served by satisfactory arrangements for the disposal of surface water during each construction phase(s) so it does not pose an undue flood risk on site or elsewhere;

2. To ensure that any pollution arising from the development as a result of the construction works does not adversely impact on existing or proposed ecological or geomorphic condition of water bodies. in accordance with Policy 29 in the Central Lancashire Core Strategy

18. No building on any phase (or within an agreed implementation schedule) of the development hereby permitted shall be occupied until a Verification Report and Operation and Maintenance Plan for the lifetime of the development, pertaining to the surface water drainage system and prepared by a suitably competent person, has been submitted to and approved by the Local Planning Authority.

The Verification Report must demonstrate that the sustainable drainage system has been constructed as per the agreed scheme (or detail any minor variations), and contain information and evidence (including photographs) of details and locations (including national grid reference) of inlets, outlets and control structures; landscape plans; full as built drawings; information pertinent to the installation of those items identified on the critical drainage assets drawing; and, the submission of an final 'operation and maintenance manual' for the sustainable drainage scheme as constructed. Details of appropriate operational, maintenance and access requirements for each sustainable drainage component are to be provided, with reference to published guidance, through an appropriate Operation and Maintenance Plan for the lifetime of the development as constructed. This shall include arrangements for adoption by an appropriate public body or statutory undertaker, and/or management and maintenance by a Management Company and any means of access for maintenance and easements, where applicable. Thereafter the drainage system shall be retained, managed and maintained in accordance with the approved details.

Reason To ensure that flood risks from development to the future users of the land and neighbouring land are minimised, together with those risks to controlled waters, property and ecological systems, and to ensure that the development as constructed is compliant with and subsequently maintained pursuant to the requirements of Paragraph 165 of the National Planning Policy Framework.

19. Before any site activity (construction or demolition) is commenced in association with the development, barrier fencing shall be erected around all trees to be retained on the site as detailed in the Tree Protection Plan which has been agreed by the Local Planning Authority. The fencing shall be constructed and located in compliance with BS 5837 2012 - Trees in Relation to Design, Demolition and Construction - Recommendations. Within these fenced areas no development, vehicle manoeuvring, storage of materials or plant, removal or addition of soil may take place. This includes ground disturbance for utilities. The fencing shall not be moved in part or wholly without the written agreement of the Local Planning Authority. The fencing shall remain in place until completion of all development works and removal of site vehicles, machinery, and materials in connection with the development.

REASON: To prevent damage to trees during construction works in accordance with Policy G13 in the South Ribble Local Plan 2012-2026

20. No development shall take place (including investigation work, demolition, siting of site compound/welfare facilities) until a survey of the condition of the highway has been submitted to and approved in writing by the Local Planning Authority. The extent of the area to be surveyed must be agreed by the Highways Authority prior to the survey being undertaken. The survey must consist of:
- o A plan to a scale of 1:1000 showing the location of all defects identified;
  - o A written and photographic record of all defects with corresponding location references accompanied by a description of the extent of the assessed area and a record of the date, time and weather conditions at the time of the survey.
- No dwelling shall be occupied until any damage to the adopted highway has been made good to the satisfaction of the Highway Authority.  
Reason: To ensure that any damage to the adopted highway sustained throughout the development process can be identified and subsequently remedied at the expense of the developer.
21. For the full period of demolition/construction, facilities shall be available on site for the cleaning of the wheels of vehicles leaving the site and such equipment shall be used as necessary to prevent mud and stones being carried onto the highway. The roads adjacent to the site shall be mechanically swept as required during the full construction period.  
REASON: In the interests of highway safety and other highway users in accordance with Policy G17 in the South Ribble Local Plan 2012-2026
22. No development shall take place, including any works of demolition or site clearance, until a Construction Management Plan (CMP) or Construction Method Statement (CMS) has been submitted to, and approved in writing by the local planning authority. The approved plan / statement shall provide:
- o 24 Hour emergency contact number;
  - o Details of the parking of vehicles of site operatives and visitors;
  - o Details of loading and unloading of plant and materials;
  - . Arrangements for turning of vehicles within the site
  - . Swept path analysis showing access for the largest vehicles regularly accessing the site and measures to ensure adequate space is available and maintained, including any necessary temporary traffic management measures;
  - o Measures to protect vulnerable road users (pedestrians and cyclists);
  - o The erection and maintenance of security hoarding including decorative displays and facilities for public viewing, where appropriate;
  - o Wheel washing facilities;
  - o Measures to deal with dirt, debris, mud or loose material deposited on the highway as a result of construction;
  - o Measures to control the emission of dust and dirt during construction;
  - o Details of a scheme for recycling/disposing of waste resulting from demolition and construction works;
  - o Construction vehicle routing;
  - o Delivery, demolition and construction working hours.
- The approved Construction Management Plan or Construction Method Statement shall be adhered to throughout the construction period for the development.  
REASON: In order to satisfy the Local Planning Authority and Highway Authority that the final details of the highway scheme/works are acceptable before work commences on site and in to protect the amenity of neighbouring residents in accordance with Policy G17 in the South Ribble Local Plan 2012-2026..
23. No part of the development hereby approved shall be occupied until all the highway works have been constructed and completed in accordance with a scheme that shall

be submitted to and approved by the Local Planning Authority in consultation with the Highway Authority.

Reason: In order that the traffic generated by the development does not exacerbate unsatisfactory highway conditions in advance of the completion of the highway scheme/works.

24. No development shall be commenced until details of the proposed arrangements for future management and maintenance of the proposed streets within the development have been submitted to and approved by the local planning authority. The streets shall thereafter be maintained in accordance with the approved management and maintenance details until such time as an agreement has been entered into under Section 38 of the Highways Act 1980 or a private management and maintenance company has been established.

REASON: In order to satisfy the Local Planning Authority and Highway Authority that the final details of the highway scheme/works are acceptable before work commences on site and to enable all traffic to enter and leave the premises in a safe manner without causing a hazard to other road users and to be in accordance with Policy G17 in the South Ribble Local Plan 2012-2026.

Note: It is recommended that to discharge the condition the local planning authority should seek to require a copy of a completed agreement between the applicant and the local highway authority under Section 38 of the Highways Act 1980 or the constitution and details of a private management and maintenance company confirming funding, management and maintenance regimes.

25. Prior to first commencement on site a survey of the existing ground levels and proposed ground, slab and finished floor levels shall be submitted to and be approved in writing by the Local Planning Authority. The development shall be constructed in accordance with the approved details.

REASON: To ensure a satisfactory standard of development in accordance Policy 17 in the Central Lancashire Core Strategy and Policy G17 in the South Ribble Local Plan 2012-2026

26. All new dwellings are required to achieve a minimum Dwelling Emission Rate of 19% above 2013 Building Regulations. Prior to the commencement of the development details shall be submitted to and approved in writing by the Local Planning Authority demonstrating that each dwelling will meet the required Dwelling Emission Rate. The development thereafter shall be completed in accordance with the approved details.

REASON: Policy 27 of the Central Lancashire Core Strategy requires new dwellings to be built to Code for Sustainable Homes Level 4. However, following the Deregulation Bill 2015 receiving Royal Assent it is no longer possible to set conditions with requirements above a Code Level 4 equivalent. As Policy 27 is an adopted Policy it is still possible to secure energy efficiency reductions as part of new residential schemes in the interests of minimising the environmental impact of the development. This needs to be provided prior to the commencement so is can be assured that the design meets the required dwelling emission rate

27. No dwelling hereby approved shall be occupied until a SAP assessment (Standard Assessment Procedure), or other alternative proof of compliance (which has been previously agreed in writing by the Local Planning Authority) such as an Energy Performance Certificate, has been submitted to and approved in writing by the Local Planning Authority demonstrating that the dwelling has achieved the required Dwelling Emission Rate.

REASON: Policy 27 of the Central Lancashire Core Strategy requires new dwellings to be built to Code for Sustainable Homes Level 4. However, following the Deregulation Bill 2015 receiving Royal Assent it is no longer possible to set conditions with requirements above a Code Level 4 equivalent. As Policy 27 is an adopted Policy it is still possible to secure energy efficiency reductions as part of new residential

28. Each dwelling hereby approved shall not be occupied until refuse and recycling storage facilities for that dwelling have been provided. These facilities shall thereafter be retained for use at all times.

REASON: To ensure the provision of satisfactory facilities for the storage of refuse and recycling and to comply with Policy 27 in the Central Lancashire Core Strategy and Policy G17 in the South Ribble Local Plan 2012-2026

29. Each dwelling hereby approved shall not be occupied until the boundary treatment for the dwelling has been provided in accordance with the approved details. Any fencing/walling erected pursuant to this condition shall be retained at all times thereafter.

REASON: To ensure the provision and retention of adequate screening in the interest of amenity in accordance with Policy 17 of the Central Lancashire Core Strategy and Policy G17 in the South Ribble Local Plan 2012-2026

## **RELEVANT POLICY**

### **NPPF National Planning Policy Framework**

#### **Central Lancashire Core Strategy**

- 3 Travel
- 4 Housing Delivery
- 5 Housing Density
- 6 Housing Quality
- 7 Affordable and Special Needs Housing
- 17 Design of New Buildings
- 22 Biodiversity and Geodiversity
- 26 Crime and Community Safety
- 27 Sustainable Resources and New Developments
- 29 Water Management

#### **South Ribble Local Plan**

- A1 Policy A1 Developer Contributions
- D1 Allocations of housing land
- F1 Car Parking
- G10 Green Infrastructure Provision in Residential Developments
- G13 Trees, Woodlands and Development
- G16 Biodiversity and Nature Conservation
- G17 Design Criteria for New Development

#### **Residential Extensions Supplementary Planning Document**

#### **Affordable Housing Supplementary Planning Document**

#### **Open Space and Playing pitch Supplementary Planning Document**

#### **Note:**

Other application Informative



1. Attention is drawn to the condition(s) attached to this planning permission. In order to discharge these conditions an Application for Approval of Details Reserved by Condition form must be submitted, together with details required by each condition imposed. The fee for such an application is J116. The forms can be found on South Ribble Borough Council's website [www.southribble.gov.uk](http://www.southribble.gov.uk)

2. Ecology Notes: The applicant is advised that under the terms of the Wildlife and Countryside Act 1981, and Countryside and Rights of Way Act 2000, it is an offence to disturb nesting birds, roosting birds or other protected species. The work hereby granted does not override the statutory protection afforded to these species and you are advised to seek expert advice if you suspect that any aspect of the development would disturb any protected species

It is an offence under the Wildlife & Countryside Act 1981 as amended to introduce, plant or cause to grow wild any plant listed in Schedule 9 Part 2 of the Act. Species such as Japanese Rose which are present on site are included in this schedule. If any such species will be disturbed as a result of this development a suitable qualified consultant should be employed to advise on how to prevent an offence

3. Environmental Health Note: It is recommended that contact details are provided at the front of the construction site and a letter drop is made to all nearby properties containing contact details and informing them of any unusual construction methods e.g. working outside normal construction times, use of piling machines etc, along with timescales for this work.

4. Lead Local Flood Authority Note: For the avoidance of doubt, this permission does not grant the applicant permission to connect to the ordinary watercourse and, once planning permission has been obtained, it does not mean that land drainage consent will be given.

The applicant should obtain Land Drainage Consent from Lancashire County Council before starting any works on site.