DECISION DELEGATED TO DEVELOPMENT MANAGER

Application No:	**H07-0411-21**	**Applicant:**	**Mr K Mitchell**
Proposal:	Erection of Bungalow & Garage		
Location:	Plot 1 South Of Highstock Lane Gedney Hill		
Terminal Date:	14th June 2021		

Planning Policies

South East Lincolnshire Local Plan - Adopted: March 2019

01	Spatial Strategy
02	Development Management
03	Design of New Development
04	Approach to Flood Risk
10	Meeting Assessed Housing Requirements
11	Distribution of New Housing
36	Vehicle and Cycle Parking
APPENDIX 6	Parking Standards

National Guidance

National Planning Policy Framework 2019

Section 2. Achieving sustainable development.
Section 5. Delivering a sufficient supply of homes.
Section 11. Making effective use of land.
Section 12. Achieving well-designed places.
Section 14. Meeting the challenge of climate change, flooding and coastal change.

Representations:

	Object	Support	No Obj.	Comments
PARISH COUNCIL	0	0	0	0
WARD MEMBER	0	0	0	0
SOUTH HOLLAND INTERNAL DRAINAGE BOARD	0	0	0	1
SHDC INTERNAL	0	0	1	0

CASE OFFICER ASSESSMENT

Proposal

This is a planning application that seeks full permission for a proposed detached bungalow with attached double garage at Plot 1, land South of Highstock Lane, Gedney Hill, Spalding. The proposals also comprise means of access, landscaping and boundary treatment.

Site Description

The site is in close proximity with the built-up area of Gedney Hill. Highstock Lane extends from west to east. The western half of the road is currently built on the northern side by a row of detached bungalows. Further residential development has been permitted over the last years and some of the plots are being currently developed. The future street scene would be of a longer frontage development on both sides of Highstock Lane.

The southern land is characterised by open fields bounded by rail and post fence and a footpath onto the carriageway. A few metres westwards, Plot 2 is nearly completed after construction works.

History

H07-0089-21 - Detached Bungalow with attached double garage, means of access, landscaping and boundary treatment - Approved

H07-0284-19 - Outline planning application for residential development (approved under H07-0059-18) Variation of Condition 4 to remove the gross floor area restriction - Approved

H07-0059-18 - Outline planning application for residential development - Approved

Consultation Responses

SHDC Environmental Protection

No objection.

South Holland IDB

No objection.

Reminds the compliance of Board's byelaws.

LCC Highways/SUDS Authority

No objection.

Requests the addition of two informative notes should permission be granted.

Planning Considerations

Principle of development

The site is out of settlement boundaries for Gedney Hill following the Policies Map of South East Lincolnshire Local Plan (2019). However, outline permission was granted prior to the adoption of the Local Plan. At that time, the Council was uncapable of delivering a 5-year housing land supply and permission for market housing in the countryside was granted in the presumption of sustainable development in accordance with National Planning Policy Framework (NPPF) published in 2012.

Full planning permission has also previously been granted for a detached bungalow on the site under application reference H07-0089-21. The current application proposed some design changes.

As such the principle of residential development was approved at such location and therefore this is not disputed with this current application.

Design and layout

Paragraph 127 of National Planning Policy Framework (NPPF), 2019 establishes that planning policies and decisions should ensure that developments will function well and add to the overall quality of the area; are visually attractive as a result of good architecture and sympathetic to local character and history, including the surrounding built environment and landscape setting. Policies 2 and 3 of SELLP 2019 amongst other matters seek to ensure that development respects the character and appearance of the area and the relationship to existing development and land uses.

The dwelling would be a bungalow tantamount to the predominant housing type within the frontage. The proposed dwelling would be set slightly back into the site in comparison to the previously approved dwelling for the site. This is considered to create a better relationship and street scene with the other approved dwellings on the wider site.

The front area would be sufficiently spacious for a T shaped driveway with appropriate turning point for cars manoeuvring and reversing. A detached garage would be located to the front of the dwelling. This is much more in keeping with the street scene as the other plots propose detached garages. The rear garden would be likewise of decent size to ensure good levels of amenity to the future residents.

Internally, all the proposed bedrooms would be above the minimum space standards and the future householders would enjoy good living conditions.

The plot would be bounded with a 1.2 metre high timber closeboard fence on the south-western boundary. To the front and rear, native mixed species hedgerow would be planted. A 1.2 metre high Lincolnshire post and rail fence would be planted inside the rear hedgerow. On balance, the proposals for landscaping and boundary treatment would be appropriate with existing site features and the residential use of the land.

The external walls would be TBS traditional red blend brickwork. The roof tiles would be grey slate. Windows would be Grey UPCV and black colour for rainwater goods. Having regard to the materials approved for plots within the new frontage, it is considered that the proposed material schedule would be sympathetic with the appearance and visual amenity of the area.

Flood risk and drainage

The site is within Flood Zone 1 and has no flood hazard in accordance with Environment Agency and South East Lincolnshire SFRA respectively.

Policy 4 of SELLP is concerned on flood risk management and states that new development will be permitted if appropriate flood resistance and resilience measures are proposed (criterion c); incorporates the use of Sustainable Drainage Systems (SuDS) (criterion e); and demonstrates that adequate foul water treatment and disposal already exists or can be provided in time to serve the development (criterion g).

The surface would have either permeable material or remain free of hard surfacing other than the dwelling footprint. Foul water would be disposed into a package treatment plant in view of the lack of main sewers in the area and separately 3 no. crate systems would be installed for managing surface water runoff via infiltration.

It is acknowledged the SUDS approach to address drainage matters but infiltration testing should be undertaken in line with BRE Digest 365 (or equivalent) to determine the efficiency of soakaways at such location. It is accordingly recommended to submit full details of drainage strategy at a later stage.

Residential amenity

Paragraph 127 of National Planning Policy Framework (2019) amongst other matters seeks places with a high standard of amenity for existing and future users. Policies 2 and 3 of South East Lincolnshire Local Plan (2019) set out residential amenity and relationship to existing development and land uses as main considerations when making planning decisions.

The footprint of the bungalow would be similar to the adjacent approved plots. It would be located approximately 4.6 metres from the shared boundary of the adjacent neighbouring plot. Given the application site and the neighbour in question would both be single storey this separation distance is considered to be sufficient as to not result in any unacceptable impact.

Highway safety and car parking provision

The County Highways Authority has not objected the principle of creating a new independent vehicular access subject to the submission of details and subsequent approval at a later stage.

In conjunction with Policy 36 of SELLP 2019, Appendix 6 sets out the minimum standards for parking provision upon the use class. Two spaces for dwellings with up to 3 bedrooms should be provided within the curtilage. A garage can count as one space if it is 2.6m x 5.6m internal width.

The proposed dwelling would have 3 bedrooms. The proposed garage is sufficiently spacious to provide two car parking spaces in line with aforementioned dimensions. The proposed driveway layout would be also sufficient for two cars that could enter and egress the site in a safe and forward manner. Overall, the proposals would ensure minimum parking standards.

Planning balance

The principle of developing the residential scheme is acceptable at such location given the extant outline permission.

The form of development would be in keeping with the linear pattern of the new frontage and the built-up area of Gedney Hill. The external materials, landscaping and mean of enclosure would be sympathetic with the neighbouring land uses and the semi-rural character of the area. The dwelling footprint would sit well within the plot. No unduly harm would occur upon the amenity standards of adjacent neighbours.

On-street parking would be prevented by appropriate car parking arrangement within the plot and no cumulative impact upon highway safety is anticipated by the proposal. Surface water management would be in principle appropriate subject to infiltration testing results. The design of the development would accord with the low floor risk probability on the site and its setting.

On balance, no adverse impact of granting permission would significantly and demonstrably outweigh the benefits of doing so, when assessed against the planning policies taken as a whole.

Conclusion

Section 38 (6) of the Town and Country Planning Act, as amended by the 2004 Act, states that the determination must be made in accordance with the development plan unless material considerations indicate otherwise.

Taking into account the above, this application complies with Policies 1, 2, 3, 4, 10, 11, 36 and Appendix 6 of South East Lincolnshire Local Plan (2019) as well as Sections 2, 5, 11, 12 and 14 of National Planning Policy Framework (2019).

Accordingly, it is recommended to approve this application via delegated powers.

Additional Considerations

Public Sector Equality Duty

In making this decision the Authority must have regard to the public sector equality duty (PSED) under s.149 of the Equalities Act. This means that the Council must have due regard to the need (in discharging its functions) to:
A. Eliminate unlawful discrimination, harassment and victimisation and other conduct prohibited by the Act
B. Advance equality of opportunity between people who share a protected characteristic and those who do not. This may include removing or minimising disadvantages suffered by persons who share a relevant protected characteristic that are connected to that characteristic; taking steps to meet the special needs of those with a protected characteristic; encouraging participation in public life (or

other areas where they are underrepresented) of people with a protected characteristic(s).
C. Foster good relations between people who share a protected characteristic and those who do not including tackling prejudice and promoting understanding.

The protected characteristics are age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex and sexual orientation.

The PSED must be considered as a relevant factor in making this decision but does not impose a duty to achieve the outcomes in s.149. It is only one factor that needs to be considered, and may be balanced against other relevant factors.

It is not considered that the recommendation in this case will have a disproportionately adverse impact on a protected characteristic.

Human Rights

In making a decision, the Authority should be aware of and take into account any implications that may arise from the Human Rights Act 1998. Under the Act, it is unlawful for a public authority such as South Holland District Council to act in a manner that is incompatible with the European Convention on Human Rights. The Authority is referred specifically to Article 8 (right to respect for private and family life) and Article 1 of the First Protocol (protection of property).

It is not considered that the recommendation in this case interferes with local residents' right to respect for their private and family life, home and correspondence, except insofar as it is necessary to protect the rights and freedoms of others (in this case, the rights of the applicant). The Council is also permitted to control the use of property in accordance with the general public interest and the recommendation is considered to be a proportionate response to the submitted application based on the considerations set out in this report.

RECOMMENDATION

The application can be approved under delegated powers.