DECISION DELEGATED TO HEAD OF PLANNING

Application No:	**H13-0398-22**	**Applicant:**	**B Iwanowska**
Proposal:	Extension & Alterations		
Location:	18 Pipwell Gate Moulton Seas End Spalding		
Terminal Date:	6th June 2022		

Planning Policies

South East Lincolnshire Local Plan - Adopted: March 2019

01	Spatial Strategy
02	Development Management
03	Design of New Development
28	The Natural Environment
36	Vehicle and Cycle Parking
APPENDIX 6	Parking Standards

National Guidance

National Planning Policy Framework 2021

Section 12 - Achieving well-designed places
Section 15 - Conserving and enhancing the natural environment

Representations:

	Object	Support	No Obj.	Comments
PARISH COUNCIL	0	0	0	0
WARD MEMBER	0	0	0	0

CASE OFFICER ASSESSMENT

PROPOSAL

This is a householder application seeking permission for a two storey side and single storey front extension to create a porch, garage, utility room and a w/c on the ground floor and a master bedroom with an en-suite shower room on the first floor as well as extending an existing bedroom. The two storey side extension would measure 4.9 metres (width) x 8.1 metres (depth). The single

storey front extension would measure 1.3 metres (depth) x 2.6 metres (width) and stand at 3.4 metres in height (2.3 metres to the eaves). The external materials would match the existing dwelling.

SITE DESCRIPTION

The application site is located on Pipwell Gate in Moulton Seas End. It comprises a two storey buff brick built detached dwelling. There is a single attached garage to the side. The front garden is part paved, providing off-street parking provision and part lawn. The immediate area is primarily residential comprising a mixture of bungalows and two storey dwellings of varying designs and sizes.

RELEVANT PLANNING HISTORY

No relevant planning history.

REPRESENTATIONS

No representations received.

PLANNING CONSIDERATIONS

Principle of development

The site is within the Moulton Seas End settlement boundary and the proposed extensions would be sited within the residential curtilage of the existing dwelling therefore the principle of extending the existing dwellinghouse is acceptable.

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. The key material considerations are addressed below.

Layout, Design, Size and Scale

Paragraph 130 of the National Planning Policy Framework (NPPF), 2021 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; and create places that are safe, inclusive and accessible and which promote health and well-being, with a high standard of amenity for existing and future users, among other considerations. Likewise, Policy 2 of the SELLP states that design which is inappropriate to the local area, or which fails to maximise opportunities for improving the character and quality of an area, will not be acceptable.

The proposed side extension is considered to be sympathetic in design and proportionate to the existing dwelling. Whilst it is accepted side extensions are usually required to have a lowered roof ridge than the existing, in this instance a proposed roof ridge sitting higher than the exiting can on balance be accepted given the varied character of the area and the fact the application dwelling is detached therefore the proposal would not result in a terracing effect. In addition, the side extension would have a modest side projection therefore it would not dominate the existing dwelling. Furthermore the use of matching external materials would further ensure the extension is in keeping with the existing dwelling.

The single storey front extension would have a relatively minor front projection and would appear as a small addition to the existing frontage. Given its setback from the front boundary it would not appear overly prominent in the street scene. As such this element is acceptable in terms of scale, mass and bulk.

As such the extensions would on balance comply with the aforementioned policies on design, layout and impact upon the character of the local area.

Impacts upon Residential Amenity

Paragraph 130 of National Planning Policy Framework (2021) 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 closest neighbour to the proposed development is no.20 Pipwell Gate located to the east of the application site. The two storey side extension would bring the application dwelling 4.9 metres closer to this neighbour and would be sited close to the shared boundary with this neighbour as well as its side elevation. The proposed extension would not extend beyond the front/rear elevations of the application dwelling or that of this neighbour therefore the proposed extension would not result in any overbearing impact. This neighbour has 2no windows in the side elevation, however these are obscure glazed and do not serve primary rooms therefore any impact on these can on balance be accepted. The proposed single storey front extension has a minor front projection and would be sited a significant distance from the shared boundary with this neighbour therefore no unacceptable impact would result from this.

With regards to the neighbour to the north-west at no.16 Pipwell Gate the proposed side extension would not be visible to this neighbour as it would not extend beyond the front/rear elevations therefore it would be blocked by the existing two storey dwelling. The front extension would be sited approximately 5.7 metres from the shared boundary with this neighbour therefore no unacceptable impact would result given its small footprint and single storey nature.

As such the proposal would accord with Paragraph 130 of National Planning Policy Framework (2021) and Policies 2 and 3 of South East Lincolnshire Local Plan (2019).

Parking

In connection with Policy 36 of SELLP 2019, Appendix 6 sets out the minimum requirements for car parking provision. The proposed scheme would increase the number of bedrooms in the property from 3 to 4, increasing the parking requirement for the site from 2no spaces to 3no. The site would retain sufficient parking to the front. As such the scheme is considered to comply with the current parking standards.

Planning Balance

The proposal will not materially harm the character or appearance of the locality, the amenity of nearby residents or result in parking or biodiversity issues. The planning balance is therefore considered to be in favour of the proposal.

CONCLUSION

In light of the considerations above, the proposal is considered to be in accordance with Policies 1, 2, 3, 28 and 36 of the South East Lincolnshire Local Plan (2019) and Sections 12 and 15 of the National Planning Policy Framework (2021).

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.