DECISION DELEGATED TO DEVELOPMENT MANAGER

Application No:	**H15-0780-20**	**Applicant:**	**Mr A Dixon**
Proposal:	Proposed Vehicular Access		
Location:	222 Main Road Quadring Spalding		
Terminal Date:	24th November 2020		

Planning Policies

South East Lincolnshire Local Plan - Adopted: March 2019

02	Development Management
03	Design of New Development
36	Vehicle and Cycle Parking
APPENDIX 6	Parking Standards

National Guidance

National Planning Policy Framework 2019

Section 9 - Promoting sustainable transport
Section 12 - Achieving well designed places

Representations:

	Object	Support	No Obj.	Comments
PARISH COUNCIL	0	0	0	0
WARD MEMBER	0	1	0	0
HIGHWAYS & SUDS SUPPORT	0	0	0	1

CASE OFFICER ASSESSMENT

Proposal

This is a full planning application to seek permission for a proposed vehicular access at 222 Main Road, Quadring.

Site Description

The property is a semi-detached dwelling situated to the west of Main Road, 600m north of the settlement of Quadring. The surrounding area is characterised by sporadic frontage residential development of a similar age and design, surrounded by open fields. There are open fields to the west and east of the site. The overriding character of the wider area is rural.

The property itself is set back with a grassed front garden and a large gravelled driveway to the side of the dwelling.

History

No relevant history.

Consultation Responses

Cllr S C Walsh - In support.

Lincolnshire County Council Highways/SUDS - Does not wish to restrict the grant of permission.

Planning Considerations

Highway Safety

Given the nature of the proposal, the key matter for consideration is highway safety.

The dropped kerb is proposed to be approx. 5.5m in width to the front of the house, including the end transitions. This will allow more convenient access for parking for occupants of the property.

The Highways Authority have not objected to the proposal on highway safety grounds.

Given the above, the proposal is considered to be in accordance with Policies 2 and 3 of the Local Plan. Policy 2 requires sustainable development considerations to be met, including with regard to access. Policy 3 requires development proposals to consider the layout of parking. It is also in accordance with Section 9 of the National Planning Policy Framework (2019) which requires development proposals to ensure safe and suitable access for all users.

Visual Amenity

As the proposal is for a dropped kerb, and the frontage of the property is already gravelled and used for parking cars, it will have a negligible design impact upon the appearance of the property or the local area.

The proposal is therefore in accordance with Policies 2 and 3 of the South East Lincolnshire Local Plan (2019) in this regard.

Conclusion

In light of the considerations above the proposed development is considered to be in accordance with Policies 2 and 3 of the South East Lincolnshire Local Plan (2019) and of Sections 9 and 12 of the National Planning Policy Framework (2019).

The recommendation is therefore for a delegated approval.

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.