

FLINTSHIRE COUNTY COUNCIL

REPORT TO: **PLANNING AND DEVELOPMENT CONTROL COMMITTEE**

DATE: **12TH FEBRUARY 2014**

REPORT BY: **HEAD OF PLANNING**

SUBJECT: **FULL APPLICATION – SUBSTITUTION OF HOUSE TYPES ON PLOTS 295 – 302 & 337 – 339 OF NORTHERN PARCEL OF FORMER BUCKLEY BRICKWORKS AS PREVIOUSLY APPROVED UNDER APPLICATION 050333 AT LANE END BRICKWORKS, BUCKLEY**

APPLICATION NUMBER: **050874**

APPLICANT: **REDROW HOMES NW LTD**

SITE: **LAND AT LANE END BRICKWORKS, BUCKLEY.**

APPLICATION VALID DATE: **7TH JUNE 2013**

LOCAL MEMBERS: **COUNCILLOR D. HUTCHINSON**
COUNCILLOR M.J. PEERS

TOWN/COMMUNITY COUNCIL: **BUCKLEY TOWN COUNCIL**

REASON FOR COMMITTEE: **THE APPLICATION REQUIRES A SUPPLEMENTAL PLANNING OBLIGATION LINKING DEVELOPMENT TO THAT PREVIOUSLY PERMITTED.**

SITE VISIT: **NO.**

1.00 SUMMARY

- 1.01 This full application proposes the substitution of house types on 11 No. plots previously approved within the northern parcel of the residential development currently under construction at the former Lane End Brickworks, Church Road, Buckley. In accordance with the Council's delegation scheme, the application is being reported for planning committee determination as a supplemental planning

Obligation is required.

2.00 RECOMMENDATION: TO GRANT PLANNING PERMISSION, SUBJECT TO THE FOLLOWING:-

2.01 That conditional planning permission be granted, subject to the applicant entering into a supplemental planning obligation reinforcing the provisions of the Section 106 Obligation entered into under Code No. 050333 in respect of highway, ecological, affordable housing and open space requirements.

3.00 CONSULTATIONS

3.01 Local Member

Councillor D. Hutchinson

No objection to determination under delegated powers.

Councillor M.J. Peers

No response received at time of preparing report.

Buckley Town Council

No observations.

Head of Assets and Transportation

Do not intend to make a recommendation on highway grounds. Request imposition of conditions as per original outline permission allowed on appeal to the Planning Inspectorate.

Head of Public Protection

No adverse comments.

Natural Resources Wales

No objections.

4.00 PUBLICITY

4.01 Site Notice, Neighbour Notification

One letter of objection received, the main points of which can be summarised as follows:-

- Smaller properties will have a detrimental impact on property values in the locality.
- Increased traffic generation.

5.00 SITE HISTORY

5.01 **037558**

Outline – Restoration of former brickworks and quarry, development of up to 300 dwellings, creation of open space, woodland area of habitat creation and landscaping and formation of new and improved

vehicular and pedestrian access.

An appeal to the Planning Inspectorate by way of a Public Inquiry in respect of application Code No. 037558 was allowed on 9th October 2006.

039052

Outline – Restoration of former brickworks and quarry, development of up to 300 dwellings, creation of open space, woodland and area of habitat creation and landscaping and construction of new and improved vehicular and pedestrian access – Withdrawn – 29th March 2007.

044109

Reserved Matters – Erection of 296 dwellings, creation of open space, woodland and area of habitat creation and landscaping – Permitted 8th December 2008.

046665

Reserved Matters – Re-plan to Plots 1-11, 131-136, 137-139 and 147-169 (33 plots in total) – Permitted 1st April 2010.

046778

Reserved Matters – Amendment to previously approved site layout to allow for a re-plan of plots 12-19, 22-29, 140-146, 154-162, 170-175 of the southern parcel and plots 176-178, 189-236, 249-256, 258-297 of the southern parcel to provide a total of 224 plots – Permitted 11th February 2011.

048632

Full Application – Substitution of house types on plots 112–116 – Permitted 12th July 2011.

049064

Full Application – Substitution of house types on plots 83, 90 95–103 & 170–171 approved at reserved matters stage under ref: 046778 – Permitted 28th October 2011.

049605

Full Application – Re-plan to plots 33 – 36, 41–78, 121–130, 136-145* 172 on Reserved Matter approval 046778, using house types used elsewhere on said appeal – Permitted 28th June 2012.

050333

Full Application – Re-plan to the northern parcel of former brickworks with mix of 2, 3 & 4 bedroom detached, semi-detached and terraced dwellings with associated parking and amenity spaces (partly retrospective) – Permitted 20th December 2013.

6.00 PLANNING POLICIES

6.01 Flintshire Unitary Development Plan

Policy STR1 – New Development.
Policy STR2 – Transport & Communications.
Policy STR4 – Housing.
Policy STR7 – Natural Environment.
Policy STR8 – Built Environment.
Policy STR10 – Resources.
Policy GEN1 – General Requirements for Development.
Policy GEN2 – Development Inside Settlement Boundaries.
Policy GEN3 – Development Outside Settlement Boundaries.
Policy GEN6 – Environmental Assessment.
Policy D1 – Design Quality.
Policy D2 – Location & Layout.
Policy TWH1 – Trees & Woodland Protection.
Policy TWH2 – Development Affecting Trees & Woodlands.
Policy WB1 – Protected Species.
Policy WB2 – Sites of International Importance.
Policy WB3 – Sites of National Importance.
Policy WB4 – Local Sites of Wildlife & Geological Importance.
Policy HE6 – Scheduled Ancient Monuments.
Policy HE7 – Other Sites of Lesser Archaeological Significance.
Policy AC2 – Pedestrian Provision & Public Rights of Way.
Policy AC3 – Cycling Provision.
Policy AC4 – Major Traffic Generating Developments.
Policy AC13 – Access & Traffic impact.
Policy AC14 – Traffic Calming.
Policy AC15 – Traffic Management.
Policy AC18 – Parking Provision & New Development.
Policy HSG3 – Housing on Unallocated Sites Within Settlement Boundaries.
Policy HSG8 – Density on Development.
Policy HSG9 – Housing Mix & Type.
Policy HSG10 – Affordable Housing Within Settlement Boundaries.
Policy SR5 – Play Areas & New Housing Development.
Policy MIN4 – Mineral Restoration & Aftercare.
Policy EWP2 – Energy Efficiency in New Development.
Policy EWP11 – Pollution.
Policy EWP12 – Nuisance.
Policy EWP13 – Derelict & Contaminated Land.
Policy EWP14 – Development & Unstable Land.
Policy EWP15 – Water Resources.
Policy EWP16 – Flood Risk.

Local Planning Guidance Note 2 – Space Around Dwellings.

It is considered that the proposal general complies with the above policies.

7.00 PLANNING APPRAISAL

7.01 **Introduction**

This application proposes the substitution of house types on 11 No. plots within the northern parcel of a previously approved residential development currently under construction at the former Lane End Brickworks, Church Road, Buckley. There is no increase in the overall number of dwellings proposed within the site as part of this application.

7.02 **Proposed Development**

This application seeks the substitution of house types with associated modifications to the curtilage areas and change in road layout in respect of plots 295 – 302 and 337 – 339 within the development introducing a new housing range in response to market demand.

7.03 **Principle of Development**

The principle of residential development at this location has been established following the appeal decision in respect of outline application 037558 which was allowed on 9th October 2006. Subsequent reserved matters and proposals for the substitution of house types have been allowed as part of the development as referred to in paragraph 5.00 of this report. The principle of residential development on the site is therefore well established subject to ensuring a satisfactory well balanced layout and the safeguarding of relevant amenity considerations.

7.04 **Design/Appearance**

The plans submitted propose the substitution of house types with associated modifications to the defined curtilage area of the proposed dwellings, the pattern and orientation/relationship of dwellings to each other being acceptable to provide for a well balanced site layout.

7.05 The house types/designs are considered to be reflective of the character of development already permitted and would be sympathetic to the character of the site/surroundings providing for a consistency in terms of design and use of materials.

7.06 **Adequacy of Highways**

For Members information, the principle of development on the scale proposed has been established on appeal to the Planning Inspectorate. Whilst a minor re-alignment to the road layout is proposed and the objection received in respect of increased traffic generation is duly noted, the Head of Assets & Transportation raises no objection to this modification subject to conditions.

8.00 CONCLUSION

8.01 It is considered that the proposed modifications to the northern parcel of the site layout principally involving the substitution of house types and re-alignment of the road layout is acceptable at this location

having regard to the character of the site and surroundings. The house types proposed provide for a high quality scheme providing a well balanced layout which, subject to the imposition of a Section 106 Obligation to address highway, ecological affordable housing and open space issues can be supported.

- 8.02 In considering this planning application the Council has acted in accordance with the Human Rights Act 1998 including Article 8 of the Convention and in a manner which is necessary in a democratic society in furtherance of the legitimate aims of the Act and the Convention.

Contact Officer: Mark Harris
Telephone: (01352) 703269
Email: Robert.m.harris@flintshire.gov.uk