

20 DCNC2006/1215/F - EXTENSIONS TO EXISTING NURSING HOME TO ADD 16 BEDROOMS AND DAY ROOM LINK (INCLUDES DEMOLITION OF EXISTING SOUTH WING) AT 28 HIGHWELL LANE, BROMYARD, HEREFORDSHIRE, HR7 4DG

For: Miss K Rogers per Linton Design 27 High Street Bromyard Herefordshire HR7 4AA

Date Received:

18th April 2006

Expiry Date:

13th June 2006

Local Member: Councillor B Hunt and P J Dauncey

Ward: Bromyard

Grid Ref:

65199, 54234

1. Site Description and Proposal

- 1.1 The site is within the settlement boundary of the market town of Bromyard, within a predominantly residential area.
- 1.2 The proposal is to extend the existing nursing home to add 16 bedrooms, plus a day room link. In addition, the existing south wing is proposed for demolition.
- 1.3 The proposal site is currently a 26-bedroom nursing home with an additional private house in its grounds. The nursing home currently covers 623m² and the total application site area is 0.3 hectares. The existing total floor area measures 865m², whilst the new total floor area proposed would be 1252m², an increase in floor area of approximately 45%.
- 1.4 Nine existing car parking spaces exist and provision is made for 16 additional car parking spaces and one ambulance space in this proposal, together with alterations to the public highway.
- 1.5 Drainage is catered for with storm water disposed of in soakaways and foul water to the existing main sewer.

2. Policies

2.1 Malvern Hills District Local Plan

Environment Policy 1: Location of development

Environment Policy 12: Disposal of foul sewage, trade effluent and surface water

Employment Policy 1: Employment land

Employment Policy 3: Small scale enterprises

Housing Policy 16: Extensions

Housing Policy 13: Conversion to flats or nursing homes and other institutions

Landscape Policy 8: Landscape standards

Transport Policy 8: Car parking and servicing requirements

Transport Policy 11: Traffic impact

2.2 Herefordshire Unitary Development Plan (Revised Deposit Draft)

- S1 – Sustainable development
- S2 – Development requirements
- S4 – Employment
- S6 – Transport
- S11 – Community facility and services
- DR1 – Design
- DR2 – Land use and activity
- DR3 – Movement
- DR4 – Environment
- H1 – Hereford and the market towns: Settlement boundaries and established residential areas
- H16 – Car parking
- H18 – Alterations and extensions
- E6 – Expansion of existing businesses

2.3 National Policies

- Planning Policy Guidance 3: Housing
- Planning Policy Statement 1: Sustainable development

3. Planning History

642/79 – Extension to private residence. Approval 1 May 1979.

MH1203/83 - Conversion of existing dwelling and garage to a rest home for the elderly and private bedrooms. Approved 12 June 1983.

MH1959/84 - Garage and lounge extension. Approved.

MH0606/85 - Conservatory. Approved.

4. Consultation Summary

Statutory Consultations

- 4.1 Welsh Water: 'It has been confirmed by Linton Design (who are acting on behalf of the developer) that the surface water from the existing property will be redirected from the public sewerage system in order to offset the increase in foul flows from the development. We therefore do not have any adverse comments to raise in respect of this planning application subject to conditions being incorporated within the planning permission.'
- 4.2 Primary Care Trust: Comments are pending and once received will be reported at Committee.

Internal Council Advice

- 4.3 Transportation Manager: Recommends that any permission which this Authority may wish to give include the following conditions: H29, H9, H13, H17 (works), H30, plus highway notes HN1, HN4, HN5, HN7, HN10 AND HN22.

- 4.4 The Environmental Health Manager has not responded to the proposal at the time of typing this report.

5. Representations

- 5.1 The Town Council have objected to the proposal, as follows:

'Concern was expressed at the inadequacy of Highwell Lane to serve the extensions proposed, the potential for overlooking a neighbouring dwelling, the inclusion within the site of adjoining land in separate ownership and Welsh Water's current embargo on new buildings in the town. It was therefore resolved not to support this proposal for the following reasons:

The narrow, winding lane which is devoid of footways, providing the sole vehicular access to this nursing home, is totalling inadequate in width, layout and forward visibility to serve the additional commercial and private traffic, including ambulances, which will be generated by this proposal.

The 6 windows proposed in the west elevation of the 2 storey extension proposed on the south-western edge of the site will overlook the adjacent dwelling (no. 34 Highwell Lane) to the detriment of the residential amenities of same. Although all those windows are intended to have obscured glass, it is noted that they have opening lights, thereby facilitating overlooking.

Both the location plan and the site layout plan accompanying the application include land adjoining the south-west extension proposed which is within the garden of an adjacent dwelling (no. 34 Highwell Lane).

The council is aware that a local resident has recently received a letter from Welsh Water which places an embargo upon any further building in Bromyard on account of the town sewerage works being overloaded. The present proposal, if allowed to proceed, would cause additional overloading of same.'

- 5.2 A total of 8 letters of objection have been received. The key issues concerning local residents can be summarised as follows:

- inadequate entrance way
- highway safety
- inadequate access road
- inadequate drainage facilities
- loss of amenity, i.e. overlooking
- detrimental impact on adjacent trees
- overbearing mass and scale of the proposal and inappropriate design
- overdevelopment

- 5.3 The full text of these letters can be inspected at Northern Planning Services, Blueschool House, Blueschool Street, Hereford and prior to the Sub-Committee meeting.

6. Officers Appraisal

- 6.1 The key issues regarding this full application are as follows:

- Highways and access issues
- Inadequate drainage capacity/facilities
- Loss of residential amenity
- Loss of trees
- Overbearing and inappropriate scale and design on the original property

Highways and access

- 6.2 Local residents' concerns are noted. However, with this proposal the access arrangements are mitigated by the addition of one access. Recommended conditions help mitigate Highways concerns. In addition, the Transportation Manager has no objection on this ground and therefore your officer feels these objections could not be sustained on appeal.

Inadequate drainage capacity/facilities

- 6.3 Again, local residents and the Town Council have expressed concerns regarding local drainage matters, a concern publicly stated in relation to other cases. In this instance, however, the application includes removing storm water from the public sewers and using soakaways instead, which removes the majority of existing flows as well as the majority of proposed flows. Welsh Water raise an objection to the drainage arrangements proposed by the applicant and appropriate conditions would be attached to any permission granted.

Loss of residential amenity

- 6.4 The Town Council and local residents have objected to the proposal on this ground. The proposed plans indicate a similar footprint on the western perimeter to that which already exists, so the issue is the proposed fenestration detailing rather than the building per se. The existing building has no windows detailed on the western elevation. The original proposal had 6 windows with obscure glazing and fanlight openings. However through further negotiation an amendment has been requested and accepted which removes all windows from this western elevation which mitigates these concerns in all respects.
- 6.5 A condition ensuring that no new windows can be introduced into the western elevation is recommended.

Loss of trees

- 6.6 This is a matter for the relevant interested parties to discuss, as the trees in question are not on the applicant's land and are not therefore material to the consideration of this application.

Overbearing and inappropriate scale and design on existing property

- 6.7 The existing buildings cover a considerable site area, 623m², including two buildings of considerable age with modern extensions. The south-western building, proposed for demolition and rebuilding incorporates very little additional floor space, but regularises the building layout.

The Link Day Room effectively joins the two existing properties. In your officer's opinion, this provides an essential facility for occupants of Highwell House and improves this part of the current development.

The proposed extension to the eastern section adds to the site facilities and is not considered detrimental, in your officer's opinion.

- 6.8 It is suggested that the combined volume of extension within the context of existing buildings on this relatively spacious plot are such that there would be no serious adverse impact upon the original building or the wider character of the site and surrounding area. In terms of additional floor space the proposals would increase the footprint of the buildings by a relatively modest 45%.

Conclusions

- 6.11 In conclusion, though the neighbours' and Town Council's objections are noted, these are mitigated by the improved access arrangements, improved storm water disposal and the amended plans removing all fenestration adjacent to the neighbour's property at 34 Highwell Lane.
- 6.13 The proposal is therefore recommended for approval subject to conditions.

RECOMMENDATION

That planning permission be granted subject to the following conditions:

- 1 - A01 (Time limit for commencement (full permission))**

Reason: Required to be imposed by Section 91 of the Town and Country Planning Act 1990.

- 2 - A09 (Amended plans)**

Reason: To ensure the development is carried out in accordance with the amended plans.

- 3 - B01 (Samples of external materials)**

Reason: To ensure that the materials harmonise with the surroundings.

- 4 - E18 (No new windows in specified elevation) ... western elevation...**

Reason: In order to protect the residential amenity of adjacent properties.

- 5 - E02 (Restriction on hours of delivery)**

Reason: To safeguard the amenities of the locality.

- 6 - E10 (Use restricted to that specified in application) (Nursing Home)**

Reason: To suspend the provisions of the Town and Country Planning (Use Classes) Order currently in force, in order to safeguard [.....].

- 7 - E15 (Restriction on separate sale) (Highwell House)**

Reason: It would be contrary to the policy of the local planning authority to grant consent for a separate dwelling in this location.

8 - W01 (No surface water to public sewer)

Reason: To protect the integrity of the public sewerage system.

9 - W02 (No surface water to connect to public system)

Reason: To prevent hydraulic overloading of the public sewerage system, to protect the health and safety of existing residents and ensure no detriment to the environment.

10 - W03 (No drainage run-off to public system)

Reason: To prevent hydraulic overloading of the public sewerage system and pollution of the environment.

11 - W04 (Comprehensive and integrated draining of site)

Reason: to ensure that effective drainage facilities are provided for the proposed development, and that no adverse impact occurs to the environment or the existing public sewerage system.

12 - G02 (Landscaping scheme (housing development))

Reason: To ensure a satisfactory and well planned development and to preserve and enhance the quality of the environment.

13 - G05 (Implementation of landscaping scheme (general))

Reason: In order to protect the visual amenities of the area.

14 - G06 (Scope of landscaping scheme)

Reason: In order that the local planning authority may be satisfied that the deposited scheme will meet their requirements.

15 - G09 (Retention of trees/hedgerows)

Reason: To safeguard the amenity of the area.

16 - H29 (Secure cycle parking provision)

Reason: To ensure that there is adequate provision for secure cycle accommodation within the application site, encouraging alternative modes of transport in accordance with both local and national planning policy.

17 - H09 (Driveway gradient)

Reason: In the interests of highway safety.

18 - H13 (Access, turning area and parking)

Reason: In the interests of highway safety and to ensure the free flow of traffic using the adjoining highway.

19 - H17 (Junction improvement/off site works)

Reason: To ensure the safe and free flow of traffic on the highway.

20 - H30 (Travel plans)

Reason: In order to ensure that the development is carried out in combination with a scheme aimed at promoting the use of a range of sustainable transport initiatives.

21 - F39 (Scheme of refuse storage)

Reason: In the interests of amenity.

Informatives:

- 1 - HN01 - Mud on highway**
- 2 - HN04 - Private apparatus within highway**
- 3 - HN05 - Works within the highway**
- 4 - HN07 - Section 278 Agreement**
- 5 - HN10 - No drainage to discharge to highway**
- 6 - HN22 - Works adjoining highway**

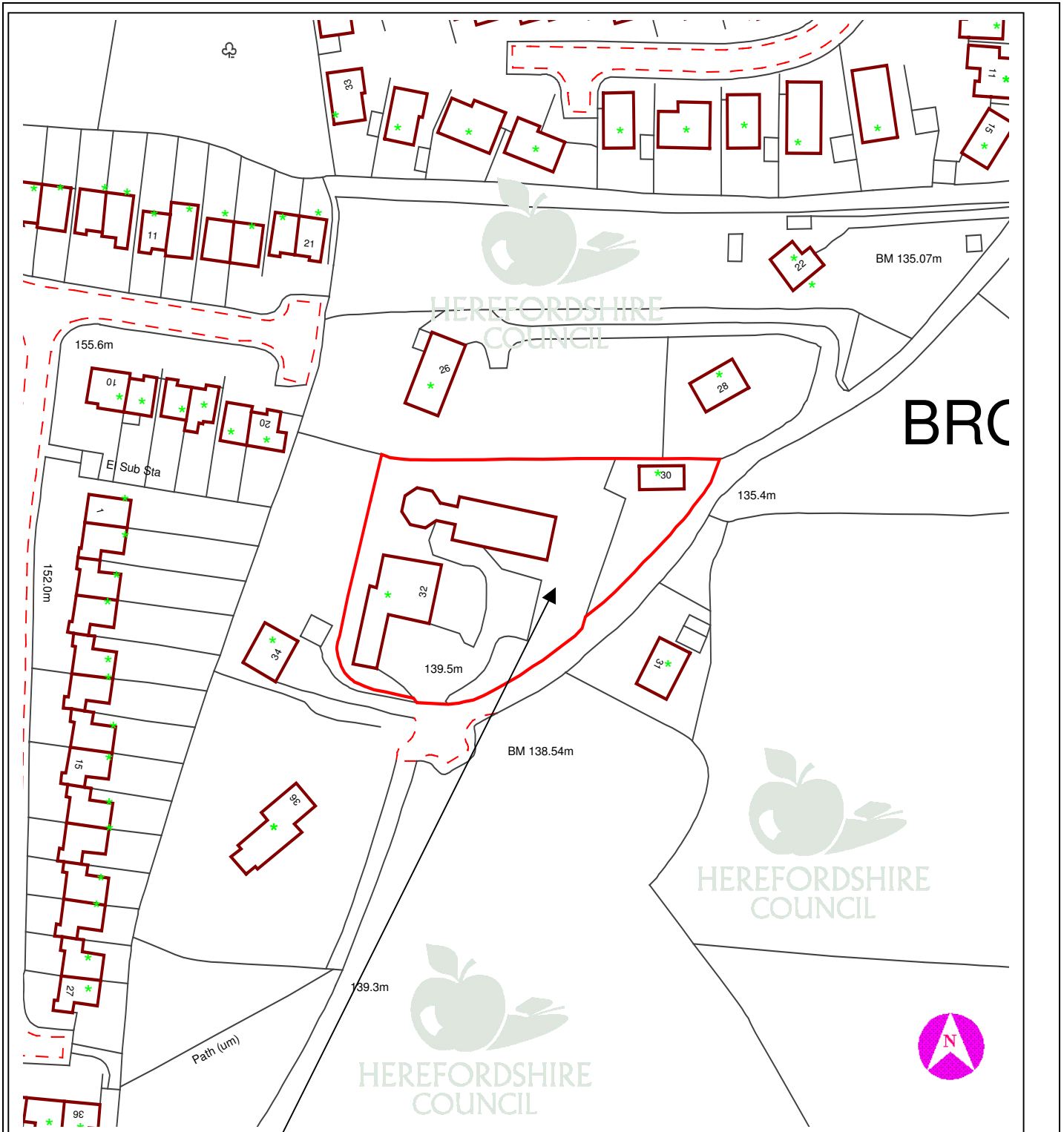
Decision:

Notes:

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Background Papers

Internal departmental consultation replies.



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APPLICATION NO: DCNC2006/1215/F

SCALE : 1 : 1250

SITE ADDRESS : 28 Highwell Lane, Bromyard, Herefordshire, HR7 4DG

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