

Application Number: WNS/2022/0179/MAR

Location: Land at Towcester Vale Towcester H12

Proposal: Reserved Matter Application for 52 units including conversion of existing stables on parcel H12. (part phase 2).(pursuant to outline planning permission (S/2007/0374/OUT) The outline application was accompanied by an Environmental Statement

Applicant: Persimmon Homes Midlands

Agent:

Case Officer: Daniel Callis

Ward: Towcester and Roade

Reason for Referral: **Major Development**

Committee Date: 11th April 2022

EXECUTIVE SUMMARY OF PROPOSALS AND RECOMMENDATION

RECOMMENDATION: GRANT PERMISSION SUBJECT TO CONDITIONS

Proposal

The application is for reserved matters for 52 units on parcel H12, which is within phase 2 of the SUE. This parcel of land does not include any open space.

Consultations

The following consultees have raised **objections** to the application:

- N/A

The following consultees have raised **no objections** to the application:

- Towcester Town Council, WNC Strategic Housing, WNC Environmental Protection, WNC Planning Policy, WNC Ecology, Crime Prevention Design Advisor, WNC Building Control, Anglian Water

The following are yet to comment on the application:

- WNC Highways, Lead Local Flood Authority

No third party representations have been received.

Conclusion

The application has been assessed against the relevant policies in the NPPF, the adopted Local Plan and other relevant guidance as listed in detail at Section 8 of the report.

The key issues arising from the application details are:

- Principle of Development

- Highway Safety

The report looks into the key planning issues in detail, and Officers conclude that the proposal is acceptable subject to conditions.

Members are advised that the above is a summary of the proposals and key issues contained in the main report below which provides full details of all consultation responses, planning policies, the Officer's assessment and recommendations, and Members are advised that this summary should be read in conjunction with the detailed report.

MAIN REPORT

1. APPLICATION SITE AND LOCALITY

- 1.1 The application site relates to the sustainable urban extension (SUE) on the southern side of the town, which in total extends to an area of 180 hectares. The SUE is bounded to the east by the A5, to the west by the A43, and to the north by the existing built development of Towcester. The SUE also adjoins the hamlet of Wood Burcote. To the south of the SUE lies open countryside.
- 1.2 The site itself comprises one parcel (or sub-phase) of within the SUE. This sub-phase occupies an area just to the south of the completed area to the east of the recently built primary school.
- 1.3 The application is for all reserved matters (appearance, landscaping, layout and scale) within the area lined in red.

2. CONSTRAINTS

- 2.1. The application site is within 2km of three Local Wildlife Sites.
- 2.2. The site is in an area of archaeological interest.

3. DESCRIPTION OF PROPOSED DEVELOPMENT

- 3.1. The application comprises all the reserved matters for 52 dwellings within part of phase 2 of the SUE (as defined on the Phasing Parameter Plan – P.0329_76K-7).
- 3.2. The proposed housing mix is a variety of 2, 3 and 4 bed units.
- 3.3. The proposal includes 12 affordable units.
- 3.4. *Timescales for Delivery:* The development of this parcel of land is considered to follow on seamlessly from current development elsewhere on site.

4. RELEVANT PLANNING HISTORY

- 4.1. The following planning history is considered relevant to the current proposal:

Application Ref.	Proposal	Decision
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S/2007/0374/OUT WNS	Outline planning application or the creation of a new mixed use neighbourhood at Towcester comprising: 2750 homes; employment land to support B1, B2 and B8 uses; a main Local Centre (food store, retail units, public house/restaurant, doctors surgery/medical centre, nursery/crèche and community hall); a support local centre (corner shops, takeaways); mixed use commercial area to accommodate Class C1 Hotel with conference and leisure facilities; two new primary schools; areas of public open space and strategic landscaping, incorporating new formal Sports Pitches, and combined community facility and Pavilion and parking and new allotments; the provision of the Towcester Relief Road connecting the A5T to the A43T; surface water/flood management works and necessary related engineering works for drainage and services	APPROVED March 2015
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5. RELEVANT PLANNING POLICY AND GUIDANCE

Statutory Duty

- 5.1. Planning law requires that applications for planning permission must be determined in accordance with the development plan unless material considerations indicate otherwise.

Development Plan

- 5.2. The Development Plan comprises the West Northamptonshire Joint Core Strategy Local Plan (Part 1) which was formally adopted by the Joint Strategic Planning Committee on 15th December 2014 and which provides the strategic planning policy framework for the District to 2029, the adopted South Northamptonshire Local Plan (Part 2) and adopted Neighbourhood Plans. The relevant planning policies of the statutory Development Plan are set out below:

West Northamptonshire Joint Core Strategy Local Plan (Part 1) (LPP1)

- 5.3. The relevant policies of the LPP1 are:

- SA – Presumption in Favour of Sustainable Development
- S1 – Distribution of Development
- S2 - Hierarchy of Centres
- S3 - Scale and Distribution of Housing Development
- S5 - Sustainable Urban Extensions
- S6 - Phasing of Housing Development
- S10 - Sustainable Development Principles
- S11 - Low Carbon and Renewable Energy
- C1 - Changing Behaviour and Achieving Modal Shift
- C2 - New Developments
- C5 - Enhancing Local and Neighbourhood Connections

- RC2 - Community Needs
- H1 - Housing Density and Mix and Type of Dwellings
- H2 - Affordable Housing
- H4 - Sustainable Housing
- BN2 - Biodiversity
- BN5 - The Historic Environment
- BN7a – Water infrastructure
- BN7 - Flood Risk
- BN9 - Planning for Pollution Control
- BN10 - Ground Instability
- INF1 - Approach to Infrastructure Delivery
- INF2 - Contributions to Infrastructure Requirements
- T1 - Spatial Strategy for Towcester
- T3 - Towcester South Sustainable Urban Extension
- T4 - Transport Improvements for Towcester

South Northamptonshire Council Local Plan (Part 2) (LPP2)

5.4. The relevant policies of the LPP2 are:

- POLICY SS1: The settlement hierarchy
- POLICY SS2: General development principles
- POLICY LH8: Affordable housing
- POLICY SDP3: Health facilities and wellbeing
- POLICY INF1: Infrastructure delivery and funding
- POLICY INF3: Education facilities
- POLICY INF4: Electric vehicle charging points
- POLICY GS1: Open space, sport and recreation
- POLICY HE1: Significance of heritage assets
- POLICY HE2: Scheduled ancient monuments and archaeology
- POLICY HE3: Historic parks and gardens
- POLICY NE3: Green infrastructure corridors
- POLICY NE4: Trees, woodlands and hedgerows
- POLICY NE5: Biodiversity and geodiversity

Material Considerations

5.5. Below is a list of the relevant Material Planning Considerations

- National Planning Policy Framework (NPPF)
- Planning Practice Guidance (PPG)
- SNC adopted supplementary planning guidance (SPGs) and documents (SPDs)
- Towcester South Design Code (residential phases 1-5): The outline planning permission required the approval of a Design Code for all phases of development within the SUE. The Design Code approved on 18th March 2016 (ref: S/2016/0061/COND) covers phases 1-5 of the SUE, including all of the current reserved matters proposals.
- Towcester Masterplan: The Council adopted the Towcester Masterplan in March 2011. The Masterplan identifies the application site as one of the Key Opportunity Sites in the town (Site TE – Towcester South and Site TH – Southern Gateway) to bring forward a mixed-use development of housing and employment of up to 3300 houses and 3000 jobs.
- The Planning (Listed Buildings and Conservation Areas) Act 1990
- EU Habitats Directive

- Natural Environment and Rural Communities Act 2006
- Conservation of Habitats and Species Regulations 2017
- Circular 06/2005 (Biodiversity and Geological Conservation)
- Human Rights Act 1998 (“HRA”)
- Equalities Act 2010 (“EA”)

6. RESPONSE TO CONSULTATION

Below is a summary of the consultation responses received at the time of writing this report. Responses are available to view in full on the Council’s website, via the online Planning Register.

Consultee Name	Position	Comment
Towcester Town Council	No objection	Would like to see the retention of any affordable housing within Parcel H12 secured as such, in perpetuity, via S106 Agreement.
WNC Highways		No response yet received
WNC Strategic Housing	No objection	The viability assessment undertaken at outline application stage determined that 10% of the development should be for affordable housing. The quantum of affordable housing on this parcel equates to 23%. The over-provision on this parcel is understood to compensate for there being no affordable housing on Parcel H14 (adjacent parcel). Therefore, both the quantum and house type mix are acceptable
WNC Environmental Protection	No objection	Make comments relating to air quality and the provision of EV charging <i>(Officer note: these matters would have been considered at outline stage and it is not possible to add conditions requiring EV at reserved matters stage)</i>
WNC Ecology	No objection	The proposal should ensure that it accords with the detailed mitigation measures and enhancements outlined in the Environmental Statement and Green Infrastructure Strategy that was submitted with the outline application and the approved site wide Ecological Mitigation and Enhancement Plan (EMP) by BSG ecology dated 22nd May 2017. The proposals should follow the relevant phase specific Ecological Mitigation and Enhancement Plan.
WNC Planning Policy	No objection	No further comment
WNC Ecology		No response yet received.
Crime Prevention Design Advisor	No objection	Pleased to note the comments in the Statement of Conformity regarding crime prevention.

WNC Building Control	No objection	All surface water to soak away. Fire Vehicle Access to be Ascertained. Radon protection to be ascertained.
Anglian Water	No objection	No drainage details submitted, so unable to comment (Officer note: Foul and surface water are already covered by conditions on the outline permission. This parcel would feed into the site-wide drainage already approved)
Lead Local Flood Authority		No response yet received.

7. RESPONSE TO PUBLICITY

Below is a summary of the third party and neighbour responses received at the time of writing this report.

7.1. There have zero representations received from local residents.

8. APPRAISAL

8.1 The key issues for consideration in this case are:

- Provision of affordable housing
- Compliance with the approved Design Code
- Highways and parking
- Impact on protected species
- Impact upon Residential Amenity (neighbours and units within the site)

Provision of affordable housing

8.1. The requirement for affordable housing on this development is 10%. The scheme provides 12 affordable units (23%). However, the over-provision on this parcel is in lieu of the under-provision on the adjacent parcel (H14 – 49 dwellings), which was approved at Committee earlier this year with 0% affordable housing. Looking at the two parcels combined (101 dwellings), the proposed affordable housing equates to 11.9%, which means the overall development remains on track to achieve 10% affordable housing across the whole SUE.

8.2. The affordable units on this parcel are in a single cluster (12 units), focussed around a small cul-de-sac. Cluster sizes of up to 20 units are acceptable on a major development of this scale.

Design and compliance with Design Code

8.3. The proposed scheme utilises house types already widely approved on previous phases/parcels of the development. These fully comply with the Design Code, represent a high standard of design and are acceptable.

8.4. The overall layout is well designed, providing positive connectivity between streets and clear legibility.

Highways and parking

- 8.5. The parking provision fully complies with the approved Design Code and means that adequate parking will be provided. The parking is all arranged in a manner convenient to future occupants, thereby minimising inconsiderate on-street parking or parking congestion.
- 8.6. Comments from the Local Highway Authority are still awaited. An update will be provided at the Committee meeting.

Impact on Protected Species

- 8.7. Ecological mitigation site-wide is covered by a condition on the outline planning permission. The proposal should ensure that it accords with the detailed mitigation measures and enhancements outlined in the Environmental Statement and Green Infrastructure Strategy that was submitted with the outline application and the approved site wide Ecological Mitigation and Enhancement Plan (EMP) by BSG ecology dated 22nd May 2017.

Impact upon residential amenity (neighbours and units within the site)

- 8.8. The nearest existing neighbouring properties are the recently occupied units on the parcel immediately to the north (Catterick Way), as well as the property on Redcar Road, just north of the new primary school.
- 8.9. In this instance the proposed dwellings are on the opposite side of either the road or a small area of public open space, not are close enough to those adjacent properties as to cause unacceptable harm to their private amenity, including light, privacy or outlook.
- 8.10. Within the site itself, all units are provided with adequate privacy and a suitable private garden, commensurate with the size of unit served.

9. FINANCIAL CONSIDERATIONS

- 9.1. CIL is not applicable to this development, as the outline permission pre-dates the implementation of CIL.

10. PLANNING BALANCE AND CONCLUSION

- 10.1. The application comprises the reserved matters for a sub-phase of 52 dwellings within the SUE.
- 10.2. The proposal is in general accordance with the approved Design Code for the respective phase of the sustainable urban extension. The house types all accord with the dimensions and characters set out in the Code, as does the parking provision, road hierarchy and road dimensions.
- 10.3. The architectural detailing of the house types is also in general accordance with the Code.
- 10.4. The proposal is considered to incorporate a suitable means of access and movement, as well as give suitable regard to trees and hedges, ecology, flooding and residential amenity.

10.5. Overall, therefore, the proposal is considered acceptable, to accord with the Development Plan, and is recommended for approval.

11. RECOMMENDATION / CONDITIONS AND REASONS

11.1. Detailed recommendation here and full list of conditions and reasons here

RECOMMENDATION – DELEGATE TO THE ASSISTANT DIRECTOR FOR GROWTH, CLIMATE AND REGENERATION TO GRANT PERMISSION, SUBJECT TO THE CONDITIONS SET OUT BELOW (AND ANY AMENDMENTS TO THOSE CONDITIONS AS DEEMED NECESSARY)

CONDITIONS

TIME LIMITS AND GENERAL IMPLEMENTATION CONDITIONS

Approved plans

1. The development shall not be carried out otherwise than in complete accordance with the approved plans unless a non-material amendment is approved by the Local Planning Authority under the Town and Country Planning (Development Management Procedure) (England) Order 2015. The approved plans are: [TBC]

Reason : To clarify the permission and for the avoidance of doubt.

Levels

2. No development shall take place until details of all finished floor levels in relation to existing and proposed site levels and to the adjacent land and road levels have been submitted to and approved in writing by the Local Planning Authority. The development hereby permitted shall be constructed in accordance with the approved levels.

Reason : In order to safeguard the visual amenities of the area in accordance with advice within Section 12 of the National Planning Policy Framework. This information is required prior to commencement of the development as it is fundamental to the acceptability of the scheme.

CONDITIONS REQUIRING LOCAL PLANNING AUTHORITY WRITTEN APPROVAL OR TO BE COMPLIED WITH BEFORE ANY DEVELOPMENT COMMENCES

Boundary treatments

3. No dwelling shall be constructed above slab level until full details of the enclosures along all boundaries and within the site (including how they respond to changes in ground level) have been submitted to and approved in writing by the Local Planning Authority and such means of enclosure, in respect of those dwellings which it is intended shall be screened, shall be erected prior to the first occupation of those dwellings.

Reason : To ensure the satisfactory appearance of the completed development, to safeguard the privacy of the occupants of the existing and proposed dwellings and to comply with Policy SS2 of the South Northamptonshire Part 2 Local Plan.

External lighting

4. No dwelling shall be constructed above slab level until details of the external lighting (street lighting and any lighting to shared driveways, parking courts and public open space), including the design, position, orientation and any screening of the lighting, has been submitted to and approved in writing by the Local Planning Authority. The lighting shall be installed and operated in accordance with the approved scheme at all times thereafter.

Reason : In order to safeguard the visual amenities of the area in accordance with Policy SS2 of the South Northamptonshire Part 2 Local Plan.

CONDITIONS REQUIRING LOCAL PLANNING AUTHORITY WRITTEN APPROVAL OR TO BE COMPLIED WITH BY DEVELOPER BEFORE SPECIFIC CONSTRUCTION WORKS TAKE PLACE

Architectural detailing

5. Notwithstanding the details shown on the approved plans, further details of the architectural detailing of the exterior of the dwellings, including the windows, doors, cills, heads/lintels, door surrounds, chimneys, porches, bays, dormers, eaves and verge treatments shall be submitted to and approved in writing by the Local Planning Authority prior to the construction of the building above slab level. The development shall thereafter be carried out in accordance with the approved details.

Reason : In order to safeguard the visual amenities of the area in accordance with Policy SS2 of the South Northamptonshire Part 2 Local Plan.

Meter boxes

6. Full details of the siting, appearance and colour of any electricity or gas supply meter housings to be located on the external elevations of the buildings shall be submitted to and approved by the Local Planning Authority prior to the construction of the building above slab level. The development shall thereafter be carried out in accordance with the approved details

Reason : In order to safeguard the visual amenities of the area in accordance with Policy SS2 of the South Northamptonshire Part 2 Local Plan.

Provision of parking areas

7. The garages/parking spaces/turning areas shown on the approved plan(s) shall be constructed, drained, surfaced and completed in accordance with details that have been previously submitted to and approved in writing by the Local

Planning Authority before the dwelling is occupied and shall not thereafter be used for any purpose other than the garaging parking/turning of private motor vehicles.

Reason : In the interests of highway safety, to ensure the provision of adequate off-street car parking and to comply with Policy SS2 of the South Northamptonshire Part 2 Local Plan.

Surfacing

8. Prior to the construction of any building above slab level, details of the proposed materials for the surfacing of the parking courts, mews streets, driveways and shared manoeuvring areas shall be submitted to and approved in writing by the Local Planning Authority. The development shall thereafter be carried out in accordance with the approved details.

Reason : In the interests of highway safety and visual amenity and to comply with Policy SS2 of the South Northamptonshire Part 2 Local Plan.

Shared driveway dimensions

9. Prior to first occupation of any dwelling hereby permitted that is accessed via a shared drive, the respective shared drive shall be a minimum width of 4.5m for a distance of at least 10 metres from the highway boundary and the maximum gradient over that distance shall not exceed 1 in 15.

Reason : To ensure that an adequate and safe access is provided to the site in accordance with policy SS2 of the South Northamptonshire Part 2 Local Plan.

Alley gates

10. Prior to the first occupation of the respective dwellings, all private access alleyways to rear gardens (including individual and shared alleyways) shall be gated with a 1800mm tall gate at the end nearest the highway/shared parking court and shall be lockable/un-lockable from both sides using a mortice lock.

Reason : In the interest of security and crime prevention and in accordance with Policy SS2 of the South Northamptonshire Part 2 Local Plan.

Handrails

11. Should any handrails be required to facilitate pedestrian access to any building hereby permitted (to accord with the Building Regulations), details of the location, height, design and material of the handrail(s) should be submitted to and approved in writing by the Local Planning Authority prior to the commencement of that work. The handrails shall thereafter be carried out in accordance with the details hereby approved.

Reason: In the interests of visual amenity and to accord with Policy SS2 of the South Northamptonshire Part 2 Local Plan.

CONDITIONS REQUIRING LOCAL PLANNING AUTHORITY WRITTEN APPROVAL
OR TO BE COMPLIED WITH BY DEVELOPER BEFORE OCCUPATION

Landscaping maintenance

12. All planting, seeding or turfing comprised in the approved details of landscaping shall be carried out in the first planting and seeding seasons following the occupation of the respective building(s), or in accordance with any other program of landscaping works previously approved in writing by the Local Planning Authority and shall be maintained for a period of 5 years from the completion of the development. Any trees and/or shrubs which within a period of five years from the completion of the development die, are removed or become seriously damaged or diseased shall be replaced in the next planting season with others of similar size and species, unless the Local Planning Authority gives written consent for any variation.

Reason : To ensure that the agreed landscaping scheme is maintained over a reasonable period that will permit its establishment in the interests of visual amenity and to accord with Policy SS2 of the South Northamptonshire Part 2 Local Plan.

Black frames

13. All plots to be fitted with black windows shall also have a black frame to all their external doors, which shall be fitted prior to first occupation of the respective dwelling.

Reason: In the interests of visual amenity and to accord with Policy SS2 of the South Northamptonshire Part 2 Local Plan.

CONDITIONS TO BE COMPLIED WITH AT ALL TIMES

Removal of PD for boundaries on sensitive plots

14. Notwithstanding the provisions of Class A of Part 2, Schedule 2 of the Town and Country Planning (General Permitted Development) (England) Order 2015 (or any order revoking or re-enacting or amending that order) and the means of enclosure approved by this application, no gate, fence, wall or other means of enclosure shall be altered, erected, constructed or placed on plots 919-924, 928, 935, 951, 958, 964, 970 that is forward of the principal elevation (or the flank wall of a dwelling at the junction of two roads or a road and shared private drive) at any time, without the prior express planning permission of the Local Planning Authority.

Reason : In order to retain the open character of the development and area in accordance with Policy SS2 of the South Northamptonshire Part 2 Local Plan.

INFORMATIVES:-

1. Your attention is drawn to the planning obligation that was entered into in accordance with S106 Town and Country Planning Act 1990 prior to the grant of the respective outline planning permission.
2. Your attention is drawn to the need to comply with the conditions imposed on the outline planning permission [Ref No. S/2007/0374/OUTWNS]