

Class A – Larger Homes Extension

Application Number:	24/00433/HH42
Location:	23 Foxglove Court, Rochdale, OL12 6XF
Proposal:	Prior approval for a proposed single storey rear extension measuring 4m from the original dwelling (with a maximum height of 3.25m and height to eaves to 2.35m)
Applicant:	Mr And Mrs Larsen
Case Officer:	Sam Yuen
Recommendation:	Prior Approval Not Required

CHECKED AND SIGNED OFF BY: RK

DATE: 17/06/2024

Site Description

The application relates to no. 23 Foxglove Court, a two-storey semi-detached dwelling located in a residential area in Shawclough. The dwelling is adjoined by no. 25 Foxglove Court to the south, adjacent to no. 21 Foxglove Court to the north, and faces the highway to the south-west. The rear boundary of the curtilage backs onto an adopted footpath to the east.

Publicity	Neighbour letters expired?	Yes	Responses received?	No

Neighbours Notified:

21 Foxglove Court, Rochdale, OL12 6XF
25 Foxglove Court, Rochdale, OL12 6XF
16 Betony Close, Rochdale, OL12 6XJ

Relevant History:

24/00065/HOUS - Single storey rear extension following demolition of existing conservatory – Refuse

Officer's Comments:

1. By virtue of its size and siting, the proposed single-storey rear extension would result in an undue overbearing impact to the rear facing windows and rear garden area of no. 25 Foxglove Court, to the detriment of the amenity of the neighbouring occupiers. The proposed development therefore fails to accord with Policies DM1 and P3 of the adopted Rochdale Core Strategy, PfE Policy JP-P1, the Council's 'Guidelines and Standards for Residential Development' SPD and the National Planning Policy Framework.

Permitted Development Rights removed?	Cannot locate original permission.
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Prior Notification of a Proposed Larger Home Extension – Town and Country Planning (General Permitted Development) Order 2015 (as amended) Schedule 2, Part 1 (Class A.1).

Description of Proposed Development

The Host Dwelling is: Detached ☐ Other ☒

How far will the proposed extension extend beyond the rear wall of the original dwelling house measured externally:

What will be the maximum height of the proposed extension measured externally from the natural ground level:

Is the proposal wholly within the curtilage of the dwellinghouse?	Yes
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Assessment (Class A)

Class A of Part 1 of Schedule 2 of the GPDO allows for the enlargement, improvement or other alteration of a house subject to it not being contrary to any of the following criteria:

- a) permission to use the dwellinghouse as a dwellinghouse has been granted only by virtue of Class M, N, P or Q of Part 3 of this Schedule (changes of use)

☒ **Complies**

☐ **Does Not Comply**

- b) As a result of the works, the total area of ground covered by buildings within the curtilage of the dwellinghouse (other than the original dwellinghouse)

would exceed 50% of the total area of the curtilage (excluding the ground area of the original dwellinghouse).

☒ **Complies**

☐ **Does Not Comply**

- c) The height of the part of the dwellinghouse enlarged, improved or altered would exceed the height of the highest part of the roof of the existing dwellinghouse;

☒ **Complies**

☐ **Does Not Comply**

- d) The height of the eaves of the part of the dwellinghouse enlarged, improved or altered would exceed the height of the eaves of the existing dwellinghouse;

☒ **Complies**

☐ **Does Not Comply**

- e) The enlarged part of the dwellinghouse would extend beyond a wall which—
(i) forms the principal elevation of the original dwellinghouse; or
(ii) fronts a highway and forms a side elevation of the original dwellinghouse;

☒ **Complies**

☐ **Does Not Comply**

- g) For a dwellinghouse not on article 2(3) land or a site of special scientific interest, the enlarged part of the dwellinghouse would have a single storey and –
a. extend beyond the rear wall of the original dwellinghouse by more than 8 metres in the case of a detached dwellinghouse, or 6 metres in the case of any other dwellinghouse, **or**
b. exceed 4 metres in height;

☒ **Complies**

☐ **Does Not Comply**

The host dwelling is a semi-detached property and therefore eligible for a 6m extension. The plans indicate a projection of 4m and a maximum height of 3.25m.

h) the enlarged part of the dwellinghouse would have more than one storey and—

- i. extend beyond the rear wall of the original dwellinghouse by more than 3 metres, or
- ii. be within 7 metres of any boundary of the curtilage of the dwellinghouse opposite the rear wall of the dwellinghouse;

☒ **Complies**

☐ **Does Not Comply**

i) the enlarged part of the dwellinghouse would be within 2 metres of the boundary of the curtilage of the dwellinghouse, and the height of the eaves of the enlarged part would exceed 3 metres:

☒ **Complies**

☐ **Does Not Comply**

j) The enlarged part of the dwellinghouse would extend beyond a wall forming a side elevation of the original dwellinghouse and would:

- i. Exceed 4 metres in height;
- ii. Have more than a single storey, or
- iii. Have a width greater than half the width of the original dwellinghouse

☒ **Complies**

☐ **Does Not Comply**

ja) any total enlargement (being the enlarged part together with any existing enlargement of the original dwellinghouse to which it will be joined) exceeds or would exceed the limits set out in sub-paragraphs (e) to (j)

☒ **Complies**

☐ **Does Not Comply**

The proposal would not be joined to an existing enlargement.

k) It would consist of or include-

- i) The construction or provision of a verandah, balcony or raised platform
- ii) The installation, alteration or replacement of microwave antenna
- iii) The installation, alteration or replacement of a chimney, flue, soil and vent pipe
- iv) An alteration to any part of the roof of a dwellinghouse

☒ **Complies**

☐ **Does Not Comply**

- ☒ The plans do not include a balcony or raised platform that would exceed 0.3m from ground level
- ☒ The plans do not include the alteration of a microwave antenna
- ☒ The plans do not include the alteration or installation of a soil and vent pipe
- ☒ The plans do not include the alteration to any part of the roof of the dwellinghouse

☒ Is the dwellinghouse on Article 2(3) land or on a Site of Special Scientific Interest?

☒ **Complies**

☐ **Does Not Comply**

☒ A.3 Development is permitted by Class A subject to the following conditions—

- a) the materials used in any exterior work (other than materials used in the construction of a conservatory) must be of a similar appearance to those used in the construction of the exterior of the existing dwellinghouse;

☒ The development has begun on site prior to -

- a) the receipt by the developer from the local planning authority of a written notice that their prior approval is not required;
- b) the receipt by the developer from the local planning authority of a written notice giving their prior approval; or
- c) the expiry of 42 days following the date on which the information referred to in paragraph (2) was received by the local planning authority without the local planning authority notifying the developer as to whether prior approval is given or refused.

☒ **Complies**

☐ **Does Not Comply**

Decision: Prior Approval Not Required

Informative:

For the avoidance of doubt, the decision relates to the following drawings:-

- Location Plan – received 07/05/2024
- Existing Site Plan – received 07/05/2024
- Proposed Site Plan – received 07/05/2024
- Existing Ground Floor Plan and Elevations – Drawing No. 1 received 07/05/2024
- Proposed Ground Floor Plan and Elevations – Drawing No. 2 received 07/05/2024

Report Author Sam Yuen