APPLICATION NUMBER: 21/00327/HH42

Application Number:	**21/00327/HH42**
Location:	35A Farmway, Middleton, M24 1DL
Proposal:	Prior notification for a single storey extension measuring 5.5m from the rear of the original dwelling (with a maximum height of 2.7m and height to eaves 2.4m)
Applicant:	Mrs A Cleworth
Case Officer:	Emily Sykes
Recommendation:	**Grant**

Location

The application refers to no.35A Farmway, a two storey semi-detached dwelling located in East Middleton. The property faces south-east on to the highway, adjoining to no.35 to the south-west and adjacent to no.37 to the north-east. The rear boundary of curtilage borders the rear gardens of the properties on Highfield Drive. The dwelling benefits from off road parking to the front of the dwelling, a two storey rear extension and a sufficiently sized rear garden.

Description of Proposal

The proposal refers to a prior notification for a single storey rear extension with a projection of 5.5m. The proposed development will have a maximum height of 2.7m with a height to eaves of 2.4m.

The existing two storey rear extension is adjoining to the proposed single storey rear extension and therefore they will be considered as a single entity, as per the MHCLG Permitted development rights for Householders - Technical Guidance. This states that where the proposed extension is to be joined to an existing extension to the original house, whether that was built following a planning application or under permitted development rights, the total enlargement (being the proposed extension together with the previous extension) must meet the limits set out in criteria (e) to (j) of Class A of The Town and Country Planning (General Permitted Development) (England) Order 2015 (as amended).

Is the proposal wholly within the curtilage of the dwellinghouse?	Yes

Relevant History:

06/D48169 – Two Storey Side And Rear Extension To Dwelling

Granted Subject to Conditions

Permitted Development Rights removed?	No

Representations

In accordance with the Council's code for publicity for this type of application, no letters of notification have been issued.

Legislation and Guidance

The Town and Country Planning (General Permitted Development) (England) Order 2015 (as amended).

Permitted development rights for householders – Technical Guidance (April 2017)

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 dwelling has not been granted only by virtue of Class M,N,P, PA or Q of Part 3 of the GPDO

☑ **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 or
   (ii) Fronts a highway and forms a side elevation of the original dwellinghouse.

[✓] **Complies**

[ ] **Does Not Comply**

(f) Subject to Paragraph (g), the enlarged part of the dwellinghouse would have a single storey and extend beyond the rear wall of the original dwellinghouse by more than 4 metres in the case of a detached dwellinghouse, or 3 metres in the case of any other dwellinghouse, or exceed 4 metres in height.

[✓] **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 –

(i) 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

(ii) 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 5.5m.

(h) The enlarged part of the dwellinghouse would have more than a single storey and extend beyond the rear wall of the original dwellinghouse by more than 3 metres, or be within 7 metres of any boundary of the curtilage of the dwellinghouse opposite the rear wall of the dwellinghouse.

[✓] **Complies**

[ ] **Does Not Comply**

Note – The existing two storey rear extension is approximately 13.2m from the rear boundary of curtilage.

(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**

Note – Complies. The height to eaves on the existing two storey rear extension is 5m. However, it is set over 2m away from all boundaries of curtilage of the dwellinghouse.

(j) The enlarged part of the dwellinghouse would extend beyond a wall forming a side elevation of the original dwellinghouse, and would exceed 4 metres in

height, have more than a single storey or have a width greater than half the width of the original dwellinghouse; or

☑ **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**

(k) it would consist of or include

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

☑ **Complies**

☐ **Does Not Comply**

- **The plans do not include a balcony or raised platform**
- **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**

Finally, paragraph A.3 of the above order stipulates that 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;

b. Any upper-floor window located in a wall or roof slope forming a side elevation of the dwellinghouse must be-
   i. Obscure-glazed, and
   ii. Non-opening unless the parts of the window which can be opened are more than 1.7 metres above the floor of the room in which the window is installed; and

c. Where the enlarged part of the dwellinghouse has more than a single storey, the roof pitch of the enlarged part must, so far as practicable, be the same as the roof pitch of the original dwellinghouse.

The proposed materials for construction would be similar in appearance to the exterior of the existing dwellinghouse and consists of a single storey extension.

Recommendation: Grant

The proposal constitutes permitted development by virtue of compliance with the requirements of Schedule 2, Part 1, Class A of the Town and Country Planning (General Permitted Development) (England) Order 2015 (as amended).

Notes for applicant:

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

- Site Plan as Proposed
- Elevations and Plan as Existing (1)
- Ground Floor Plan as Proposed (2)
- Block Plan (3)
- Rear and Side Elevation as Proposed (4)

	Date	**Officer**
Report Completed	18/03/2021	Signed: ES
Authorisation	07/04/2021	Signed: AT

Report Author Emily Sykes