

# APPLICATION REPORT - LB/345154/20

Planning Committee, 14 October, 2020

**Registration Date:** 17/07/2020  
**Ward:** Saddleworth South

**Application Reference:** LB/345154/20  
**Type of Application:** Listed Building Consent

**Proposal:** Two storey rear extension  
**Location:** 2 Lower Tunstead, Tunstead Lane, Greenfield, OL3 7NT  
**Case Officer:** Sophie Leech

**Applicant Agent :** Mr Sheldon

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## INTRODUCTION

This application is being reported to Planning Committee in accordance with the Scheme of Delegation as the applicant is related to an Elected Member of the Council.

A decision on this (and the associated planning application HH/344153/20) was deferred at the last Planning Committee meeting on 16th September 2020, in order for the applicant to work with the Council to seek improvement to the previous scheme.

Amended plans have now been received. These indicate that further measurements have been taken of the depth of the extension to create a roofline which directly continues the gradient of the existing roof.

It also replaces a previously proposed mix of windows with a more regular arrangement of three-light arrays to ground and first floor on the rear elevation, including the removal of the first floor corner window and its replacement with a single light first floor window to the side elevation.

In addition, clarification has been received on the location of the previous two storey extension referred to at the last Committee meeting, and issues in relation to damp.

These changes are addressed in the report below.

## RECOMMENDATION

To refuse for the reason set out at the end of this report:

## THE SITE

The site relates to a Grade II listed building, built circa 1730 which is located on the northern side of Tunstead Lane in the small hamlet of Tunstead, approximately 600m north east of the village of Greenfield. There are a number of listed buildings in the Tunstead area and all buildings are characterised by traditional stone and slate. The site lies within the Green Belt and is close to the Peak District National Park.

## THE PROPOSAL

This application seeks planning permission and listed building consent for a two-storey rear extension. The extension would measure approximately 3m in depth, 5.8m in width, approximately 5.3m in height and 4.15m in eaves height. The extension would have a sloping mono-pitched roof and the external materials would be stone and slate.

A revised plan has been submitted which has altered the positioning and design of the proposed windows. It is now proposed to include two window openings on the rear elevation along with a small window opening on the side elevation. The proposed patio doors remain as shown on the previous plan.

Lastly, the roof pitch of the extension has been altered slightly to allow the same degree of pitch to match that of the existing property.

## **RELEVANT HISTORY OF THE SITE**

HH/344153/20 - Two storey rear extension. Pending determination.

## **RELEVANT PLANNING POLICY**

The 'Development Plan' is the Joint Core Strategy & Development Management Policies Development Plan Document (DPD) which forms part of the Local Plan for Oldham.

The site is located within the Green Belt on the Proposals Map pertaining to the Local Plan. The following policies are relevant.

Policy 9: Local Environment  
Policy 20: Design  
Policy 24: Historic Environment

## **CONSULTATIONS**

None

## **REPRESENTATIONS**

The application has been advertised by means of a site notice, press notice and individual neighbour notification letters. No representations have been received as a result of such publicity measures.

## **PLANNING ASSESSMENT**

The main issues to consider in this instance include design matters, residential amenity and the wider implications for the character and setting of the listed building within the Green Belt.

### **Design and impact on the character and appearance of the listed building**

Section 66(1) of the Planning (Listed Buildings and Conservation Areas) Act 1990 states that in considering whether to grant planning permission for development that affects a listed building or its setting, the Local Planning Authority shall have special regard to the desirability of preserving the building or its setting or any features of special architectural or historic interest which it possesses.

Paragraph 189 of the National Planning Policy Framework (NPPF) requires the applicant to describe the significance of the heritage asset including any contribution made by its setting with the level of detail proportionate to the assets' importance.

Paragraph 193 states that when considering the impact of a proposed development on the significance of a designated heritage asset, irrespective of whether any potential harm amounts to substantial harm, total loss or less than substantial harm to its significance, great weight should be given to the asset's conservation and the more important the asset, the greater that weight should be.

A design, access and heritage statement has been submitted with the application, however, this does not justify the proposed works in relation to the potential harm to the listed building. The statement considers no features/fabric associated with the historic element of the

building which would be directly affected, namely the rear section dating from the 1730s. An addendum was submitted on the 28th August 2020 to describe the changes and justification for the proposed works.

The proposed extension is located to the rear of the building where there is an existing single storey addition. Three windows of varying styles are also evident on the rear elevation.

The proposed extension will incorporate part of the existing single storey. Although covering two storeys it would have a squat appearance with the eaves created at a lower level to the main building below a mono-pitch roof which continues down from the rear wall. This relationship will remain notwithstanding the revision to the plans which removes the slightly askew angle between the extension and main roof pitches.

Four rear facing windows were originally proposed, which appeared of varying scales and alignment and dominated the rear wall, along with a first floor corner window.

The rear windows have now been altered to provide a more ordered matching design. The corner window has been removed and replaced with a small window opening on the side elevation. Whilst the design of the windows is a slight improvement to the earlier scheme, the overall changes do not overcome the fundamental concerns raised with regards to the scale of two storey extension in relation to this listed building.

The existing rear elevation has few windows and the stonework would suggest none have been blocked up. It is clear that this was designed in such a way for a particular reason. The applicant suggests that there could have been limited windows as the rear of the site is north facing, therefore preferring to have the building sealed from the weather. In addition, the statement notes that the existing bay window is not an original feature.

It is concluded that the works subject of this application would result in 'less than substantial harm' in the context of NPPF Paragraph 196. In such circumstances, this harm should be weighed against the public benefits of the proposal, including securing its optimum viable use.

The applicant has presented a case for the resulting public benefits, stating that *"although the extension will cover some of the rear of the grade II listed building it will not impact on the front of the building where the visual story of the property is most prevalent (same stonework as being covered at the rear). Furthermore, from any public area the building would appear unchanged and able to tell its story regardless of the extension"*. Additionally, the Applicant has highlighted that there are two storey extensions seen in the locality, namely the two storey extension at the far end of this row of properties. Each application must be determined on its own merits and the assessment does not change the harm caused by this large addition to the listed building.

Whilst issues associated with damp have also been highlighted, there is no information to confirm that solutions other than enclosure of the external wall are incapable of implementation without causing harm to the historic building's fabric.

The building is listed for its historic or architectural interest in its entirety, and this includes its historic context and setting. The fact that the works are not being undertaken on a principal elevation, does not diminish the importance of ensuring the character and appearance of the building as a whole is protected.

Additionally, the applicant states that *"in the future if anybody wished to remove the proposed extension to reveal the original building this could be done with ease. Bar the stonework under the upstairs window (which will form the bedroom doorway) and a small hole for placement of a steel all other elements of the original building will remain intact. (and better preserved as they will be shielded by the proposed extension from the elements"*.

This appears to be a simplistic assessment of the work involved in construction of the extension, including intrusive works to construct the links between the existing and new building fabric. As the exterior will now form an internal wall to kitchen and bedroom, it is

reasonable to assume that the future owners will wish to install some form of decoration on the original fabric.

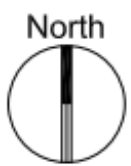
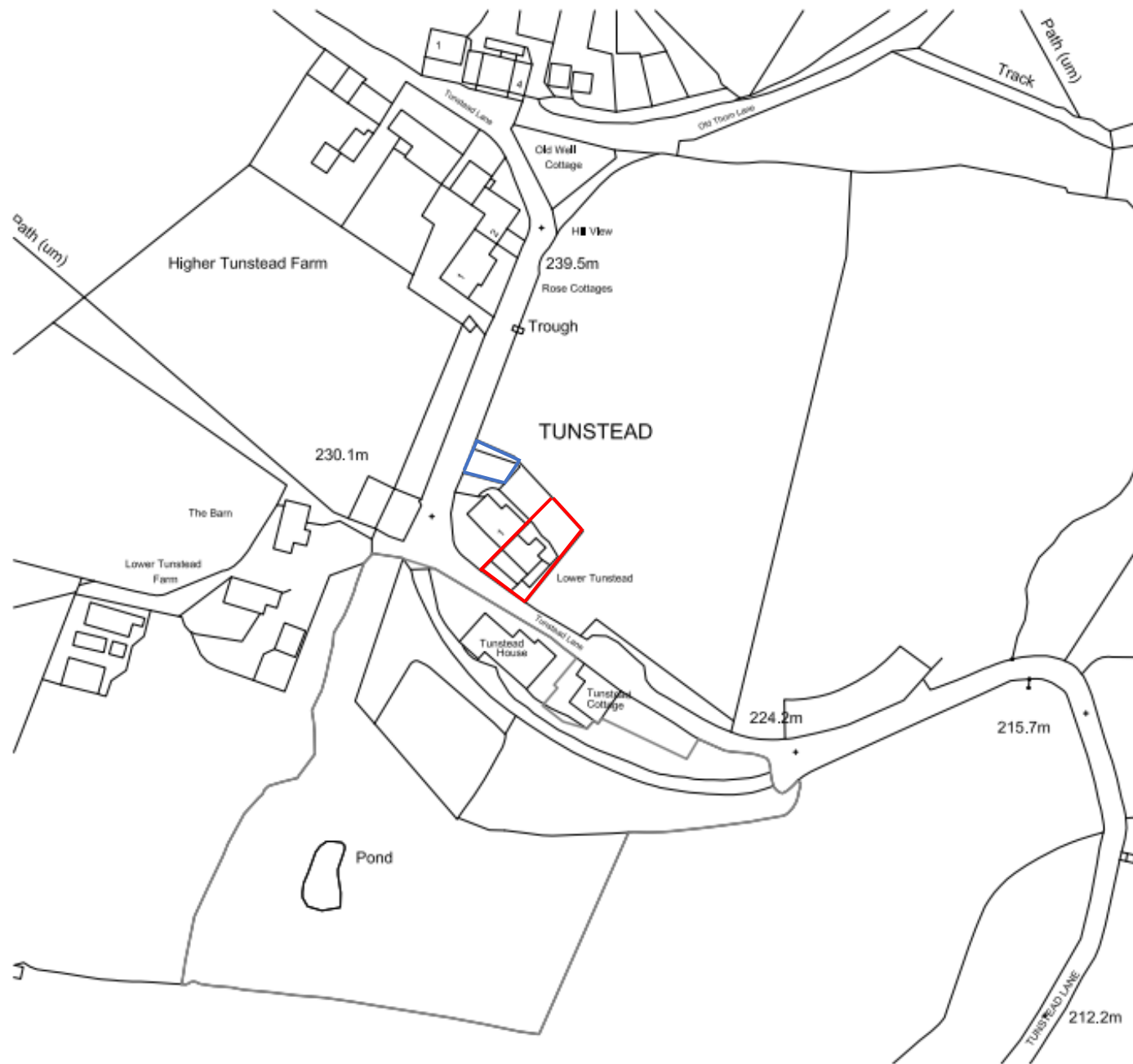
It is clear that there are no public benefits arising from the proposal, and therefore, it must be concluded that the development will harm the historic significance of the heritage asset, contrary to the provisions of the Act, and both national and local planning policies.

### **Conclusion**

Allowing for the conclusions in respect of the implications for the character and appearance of the listed building, and subsequent conflict with the aims of the aforementioned local and national policies concerning the historic environment, this application cannot be supported.

### **REASON FOR REFUSAL**

1. The proposed extension represents a visually incongruous addition to the historic building by reason of its appearance, scale and resultant fenestration. As such it would cause 'less than substantial harm' to the significance of a heritage asset, as assessed by Paragraph 196 within the NPPF. No public benefits have been demonstrated to outweigh the identified harm, and therefore, the proposal would be contrary to the requirement of Section 66(1) of the Planning (Listed Buildings and Conservation Areas) Act 1990, Policies 9, 20, and 24 of the Oldham Local Development Framework and Part 16 (Conserving and enhancing the historic environment) of the National Planning Policy Framework.



Location Plan  
1:1250

# **PLANNING COMMITTEE - BACKGROUND PAPERS**

## **REPORT OF THE HEAD OF PLANNING AND INFRASTRUCTURE**

### **PLANNING AND ADVERTISEMENT APPLICATIONS**

The following is a list of background papers on which this report is based in accordance with the requirements of Section 100D (1) of the Local Government Act 1972. It does not include documents, which would disclose exempt or confidential information defined by that Act.

### **THE BACKGROUND PAPERS**

1. **The appropriate planning application file:** This is a file with the same reference number as that shown on the Agenda for the application. It may contain the following documents:
  - The application forms
  - Plans of the proposed development
  - Certificates relating to site ownership
  - A list of consultees and replies to and from statutory and other consultees and bodies
  - Letters and documents from interested parties
  - A list of OMBC Departments consulted and their replies.
2. **Any planning or advertisement applications:** this will include the following documents:
  - The application forms
  - Plans of the proposed development
  - Certificates relating to site ownership
  - The Executive Director, Environmental Services' report to the Planning Committee
  - The decision notice
3. Background papers additional to those specified in 1 or 2 above or set out below.

### **ADDITIONAL BACKGROUND PAPERS**

1. The Adopted Oldham Unitary Development Plan.
2. Development Control Policy Guidelines approved by the Environmental Services (Plans) Sub-Committee.
3. Saddleworth Parish Council Planning Committee Minutes.
4. Shaw and Crompton Parish Council Planning Committee Minutes.

These documents may be inspected at the Access Oldham, Planning Reception, Level 4 (Ground Floor), Civic Centre, West Street, Oldham by making an appointment with the allocated officer during normal office hours, i.e. 8.40 am to 5.00 pm.

Any person wishing to inspect copies of background papers should contact Development Management telephone no. 0161 770 4105.