

Report

Report to: Planning Committee
Date of Meeting: 11 February 2020

Report by: Executive Director (Community and Enterprise

Resources)

Application no. P/19/1315

Planning proposal: Erection of flatted development (25 units) with associated parking,

access, bicycle and bin stores.

1 Summary application information

Application type: Detailed planning application

Applicant: Rosewood Homes and Properties Ltd.

Location: Press Buildings

Campbell Street Hamilton

ML3 6AS

2 Recommendation(s)

2.1 The Committee is asked to approve the following recommendation(s):-

(1) Grant detailed planning permission (subject to conditions) based on conditions attached

2.2 Other actions/notes

(1) The Planning Committee has delegated powers to determine this application.

3 Other information

Applicant's Agent: Kevin Crawford

♦ Council Area/Ward: 17 Hamilton North And East

◆ Policy Reference(s): **South Lanarkshire Local Development Plan**

Policy 1 – Spatial Strategy Policy 2 – Climate Change

Policy 4 – Development Management and Place

Making

Policy 6 – General Urban Area/Settlements

Policy 12 - Housing Land

Policy 13 – Affordable Housing and Housing

Choice

Policy 15 – Natural and Historic Environment

Policy 16 – Travel and Transport

South Lanarkshire Local Development Plan:

Supplementary Guidance

Development Management, Place Making and

Design SG

Policy DM1 – Design

Policy DM7 – Demolition and Redevelopment for

Residential Use

Policy DM 13 – Development within General Urban Area/Settlements

Sustainable Development and Climate Change SG

Policy SDCC3 – Sustainable Drainage System

Policy SDCC4 – Water Supply

Policy SDCC5 - Foul Drainage and Sewerage

Policy SDCC10 – Sustainable Transport

Residential Design Guide

South Lanarkshire Local Development Plan 2 (proposed)

Policy 1 – Spatial Strategy

Policy 2 – Climate Change

Policy 3 – General Urban Areas/Settlements

Policy 5 – Development Management and Place Making

Policy 11 - Housing

Policy 14 – Natural and Historic Environment

Policy 15 – Travel and Transport

Policy DM1 – New Development Design

Policy DM7 - Demolition and Redevelopment for

Residential Use

Policy DM15 – Water Supply

Policy DM16 – Foul Drainage and Sewerage

Policy SDCC3 – Sustainable Drainage Systems

Policy SDCC4 – Sustainable Transport

♦ Representation(s):

>	4	Objection Letters
>	0	Support Letters
>	0	Comment Letters

Consultation(s):

Roads Development Management Team

Environmental Services

Scottish Water

WOSAS

CER (Play Provision/Community Contributions)

Education Resources – School Modernisation Team

Planning Application Report

1 Application Site

- 1.1 The application site relates to the former press offices/buildings located at the junction of Campbell Street and Postgate, Hamilton. The existing buildings on site occupy the entire site, with the exception of a pend access to a parking court associated with other properties adjoining the site. The pend access requires to be retained within any new development proposals. The existing property has lain vacant for a number of years, following the relocation of the previous business, and consists of a combination of single and 2 storey structures.
- 1.2 The properties surrounding the application site are predominately residential in character, however, a public car park, offices, retail, public houses and café/restaurants are found in the immediate vicinity of the site. The site also lies within close proximity to Hamilton Town Centre and Palace Grounds Retail Park. Given its location, the application site has good access to public transportation links (Hamilton Bus Station, Hamilton Central Rail Station and bus routes) and public amenity spaces (Cadzow Glen and Palace Grounds).

2 Proposal(s)

- 2.1 The applicants propose the demolition of all existing buildings within the site and, thereafter, to redevelop the site for residential purposes, in the form of a flatted development, on behalf of Clyde Valley Housing Association.
- 2.2 It was the applicants' initial intention to provide a four storey flatted development comprising 24 units. This scheme also proposed separate vehicle access to the proposed development from both Campbell Street and Postgate, with parking (for 24 vehicles) and bin storage facilities provided centrally within the site. However, following discussions with the Planning Services, the proposed scheme has been revised to address design and layout concerns.
- 2.3 The amended scheme now proposes a single vehicular access/egress point on Campbell Street, within the area of the current pend access. This change has allowed for the redesign/re-positioning of the proposed building within the site. The proposed building will now be a combination of 3 storey (fronting onto Campbell Street) and 4 storeys (at the corner of Campbell Street/Postgate and on Postgate itself). The proposed building will be finished externally in a combination of buff stonework, red brick and white render, with contrasting smooth render bands around windows. The revisions to the design of the proposed building have also allowed for the addition of a further flatted unit within the development, 25 units in total. An area of amenity space, to the front of the site on Postgate, has been incorporated within the revised layout and the existing footpaths will be renewed along the frontage of the site.
- 2.4 The amendment to the site layout has resulted in an overall reduction in parking provision, down to 20 spaces. However, the applicants are of the view that this can be justified given the site's proximity to the town centre. Furthermore, the current proposals incorporate secure bicycle storage (25 spaces) within the site. It is also noted that the bin storage has been split into two areas located adjacent to Campbell Street and Postgate. In addition, a pedestrian access will also be provided onto Postgate. The Campbell Street access point will serve the parking court of the adjacent properties served by the existing pend access. A sustainable urban drainage system, to serve the development, will be incorporated within the design of the parking court area, which will include the use of permeable paviours.

- 2.5 A revised Design and Access Statement was submitted in support of the amended scheme, which identifies that the development is being undertaken on behalf of Clyde Valley Housing Association. In September 2019, the development was allocated £300,000 from the Town Centre Capital Grant Fund.
- 2.6 It is noted that both the approval of a "Prior Notification for Demolition" (application no.: P/19/1263) and a Warrant for the demolition of the buildings (Warrant no.: B/19/1729) have previously been granted by the Council.

3 Background

3.1 Local Plan Policy

- 3.1.1 In determining planning applications, the Council must assess the proposal against the policies contained within the adopted South Lanarkshire Local Development Plan (SLLDP) and associated Supplementary Guidance (SG) produced in support of the SLLDP.
- 3.1.2 Given the nature of the application, it is considered that Policies 1 Spatial Strategy, 2 Climate Change, 4 Development Management and Place Making, 6 General Urban Area/Settlements, 12 Housing Land, 13 Affordable Housing and Housing Choice, 15 Natural and Historic Environment and 16 Travel and Transport are appropriate to the determination of this application. In addition, the Policies and Guidance within the Council's adopted Supplementary Guidance are of relevance; namely Development Management, Place Making and Design SG (Policies DM1 Design, DM7 Demolition and Redevelopment for Residential Use and DM 13 Development within General Urban Area/Settlements), Sustainable Development and Climate Change SG (Policies SDCC3 Sustainable Drainage System, SDCC4 Water Supply, SDCC5 Foul Drainage and Sewerage, SDCC4 Sustainable Transport and SDCC10 Sustainable Transport) and the Council's approved Residential Design Guide.
- 3.1.3 In addition, on 29 May 2018, the Planning Committee approved the proposed South Lanarkshire Local Development Plan 2 (Volumes 1 and 2) (SLLDP2) and Supporting Planning Guidance on Renewable Energy. The new plan builds on the policies and proposals contained in the adopted South Lanarkshire Local Development Plan. For the purposes of determining planning applications, the proposed South Lanarkshire Local Development Plan 2 is now a material consideration. In this instance, Policies 1 Spatial Strategy, 2 Climate Change, 3 General Urban Areas/Settlements, 5 Development Management and Place Making, 11 Housing, 14 Natural and Historic Environment, 15 Travel and Transport, DM1 New Development Design, DM7 Demolition and Redevelopment for Residential Use, DM15 Water Supply, DM16 Foul Drainage and Sewerage, SDCC3 Sustainable Drainage Systems and SDCC4 Sustainable Transport are relevant.
- 3.1.4 The aim of the above policies and guidance is to seek a development that is appropriately designed, located, serviced and results in no adverse impact on the surrounding area. The content of the above policies and how they relate to the proposal is assessed in detail in Section 6 of this report.

3.2 Planning Background

3.2.1 As previously noted, the proposed demolition of the buildings on site were the subject of applications for the "Prior Notification for Demolition" (application no.: P/19/1263) and a Warrant for the demolition of the buildings (Warrant no.: B/19/1729) both of which were approved by the Council.

- 4 Consultation(s)
- 4.1 <u>Roads (Development Management)</u> have advised that they have no objections to the proposal, subject to conditions relative to visibility splays, access standards and site staff/operative parking provision during demolition and construction works. <u>Response:</u> Appropriately worded conditions can be incorporated into any consent to address the matters raised.
- 4.2 <u>Environmental Services</u> have confirmed that they have no objection to the proposal subject to the inclusion of an informative relative to noise and contamination.

 <u>Response:</u> Appropriately worded informatives can be attached to any consent to address this matter.
- 4.3 <u>Scottish Water</u> have offered no objections to the proposed development. **Response:** Noted.
- 4.4 **WOSAS** have advised that no significant archaeology issues are raised in this instance as the site does not include any recorded remains and the area has been heavily developed already.

Response: - Noted.

- 4.5 <u>CER (Play Provision)</u> have offered no comments to date. <u>Response</u>: Noted.
- 4.6 <u>Education Resources (School Modernisation)</u> have offered no comments to date. Response: Noted.
- 5 Representation(s)
- 5.1 Neighbour notification procedures were undertaken in respect of the initial submission. Three letters of representation were received following the undertaking of this process. The grounds of objection are summarised as follows:
 - a) Road safety concerns increased traffic

Response: It is accepted that there will be an increase in the volume of traffic associated with the site than was previously the case. However, it is considered that there will be no significant impact in terms of road safety as a result of the development. Access/egress arrangements to the site have been designed in accordance with road guidance and are acceptable in this regard. The proposed parking provision within the site is considered sufficient to serve the development given its proximity to Hamilton Town Centre, which provides access to bus and rail links, and public parking within the immediate area.

b) Impact on rights of vehicular access over site

<u>Response:</u> The applicants are aware of this requirement and have retained access to the adjacent parking areas within their proposal. However, any issues or concerns in relation to its operation would be a private matter between the parties involved and would be outwith the control of the Council.

c) Misuse of existing private parking areas

Response: As with the response at 5.1(b) above, any issues or concerns in this regard would be a private matter between the parties involved and would be outwith the control of the Council.

d) Overdevelopment of site

<u>Response:</u> It is considered that the proposed development, as amended, accords with the aims of the relevant policies and guidance of both the adopted and proposed South Lanarkshire Local Development Plans, against which any new development should be considered. As such, it is not considered to result in an overdevelopment of the site. An assessment of the proposal is addressed within Section 6 below.

e) Overlooking, loss of privacy, overshadowing and loss of views

Response: Within town centre locations, such as the development site, and the proximity of neighbouring properties to one another, there is often a difficult balance to achieve with regard to such concerns. It is considered that the proposed development, as amended, has been designed in an effort to limit any impact on neighbouring properties and is in accordance with the general aims of applicable policies and guidance, in this instance. Overall, it is not considered that the development will result in any unacceptable overlooking or privacy issues arising.

f) Potential security concerns

Response: These concerns relate to the fact that the existing buildings within the site extended to the common boundary with neighbouring properties and formed an effective barrier. The proposed boundary treatments are common features within such residential developments and residential areas in general. Whilst neighbouring properties have benefited from the application site being enclosed, there is no justification from a planning perspective for an increase in the height of the proposed boundary fencing.

g) Concerns over the introduction of social housing within area – potential antisocial behaviour, disturbance, etc.

<u>Response:</u> The Council is committed to providing a range of house types and tenures to meet the increasing number and variety of households within its area. The provision of social housing on this site, in association with Clyde Valley Housing Association, would assist in achieving these aims. The proposed development is acceptable within this established residential area.

- h) Reduction in property values due to provision of social housing within area.

 Response: The impact of a development on property values is not a material consideration in the determination of a planning application. Such concerns should not, therefore, influence the determination of this application.
- i) Potential impact on Council Tax banding due to proximity of social housing to existing properties.

Response: Again this is not a material planning consideration and should not, therefore, influence the determination of this application.

j) Impact on listed buildings and conservation area which lie in close proximity to application site

<u>Response:</u> It is noted that the application site, and buildings, are neither within a designated conservation area nor listed structures. Furthermore, whilst such designations may be found in close proximity to the application site, it does not immediately adjoin these features. On this basis, it is considered that the redevelopment of the site, in the manner proposed, would have no adverse impact on these designations.

- 5.2 Following the submission of the revised proposal, neighbour notifications were undertaken again. In response, a further letter of representation was received. The grounds of objection can be summarised as follows:
 - a) Concerns over the details provided within the Design and Access Statement. Response: These concerns relate to the classification, i.e. commercial rather than mixed including housing, of surrounding uses on the site plan within the document and omission of adjacent parking areas. It is advised that information has been provided to give an indication of the surrounding uses and is not intended as a detailed account of all surrounding uses. On this basis, presentation of the information within the document is considered acceptable in terms of the assessment of the application.
 - b) Concerns over the loss of privacy due to the height of the proposed building.

 Response: This matter has been responded to at 5.1 (e) above.
 - c) Concerns over the scale of development and its impact on adjacent properties.

Response: This matter has been responded to at 5.1 (a) above.

d) Concerns over the potential for future residents to use neighbouring land for access to the development.

<u>Response:</u> Any issues or concerns in this regard would be a private matter between the parties involved and would be outwith the control of the Council.

- e) Unauthorised parking within neighbouring parking courts.

 Response: Again any issues or concerns in in this regard would be a private matter between the parties involved and would be outwith the control of the Council.
- 5.3 These letters have been copied and are available for inspection in the usual manner and on the Planning Portal.

6 Assessment and Conclusions

- 6.1 This application proposes the erection of a flatted residential development, with associated parking and amenity space within land associated with a former press office/commercial building, comprising a variety of structures.
- 6.2 Section 25 of the Town and Country Planning (Scotland) Act 1997 requires that all planning applications are determined in accordance with the development plan, unless other material considerations indicate otherwise. The main determining issues, therefore, in the assessment of this application are whether the proposed development is in compliance with local plan policy and its impact on the amenity of adjacent properties and on the local road network.
- 6.3 The adopted South Lanarkshire Local Development Plan (SLLDP) seeks to ensure that future development takes place in a sustainable way whilst recognising the need for economic growth and regeneration (Policies 1 Spatial Strategy and 2 Climate Change). The proposal accords with these aims as it relates to the redevelopment of a site within an established urban area with good links to public transport, with the site itself providing reduced on-site parking provision, the capability for electrical vehicle charging points and facilities for bicycle storage. Within the adopted plan, the site is designated as within a general residential zoning (Policy 6). Furthermore, the site is included within the Council's Housing Land Supply (ref. HM3397) and within the 2019

South Lanarkshire Strategic Housing Investment Plan for public sector housing. Policy 12 of the SLLDP supports development of sites included within the Housing Land Audit. The principle of use of the site for residential purposes is acceptable in this regard, subject to compliance with normal development management criteria.

- 6.4 The matters considered appropriate in the determination of this application are set out within Section 3.1.3 above. Principally, the stated policies and guidance seek to ensure that any development does not adversely impact on the amenity of such areas, can be adequately serviced and has been designed in a manner which takes cognisance of appropriate guidance and the area within which it is located. Having considered the design and layout of the revised proposal, it is considered that the scheme is capable of being developed, subject to conditions, without conflict with the general requirements of the applicable policies and guidance.
- With regard to the detailed design of the development, it is considered that the 6.5 proposal, as amended, is acceptable and will be in keeping with the existing development in the surrounding area, which contains a mix of building styles. The proposed scheme has been amended, following discussions with the Planning Service, to enable a better integration with the existing streetscape. Given the design and layout of the proposed development, and its relationship with existing properties adjoining the site, it is also considered that there would be no significant detrimental impact to the amenity or overlooking issues, as a result of the introduction of this development. The removal of existing buildings on site, which have lain vacant for a number of years, and the subsequent redevelopment of the site for residential purposes will bring the area back into beneficial use and enhance the overall amenity at this location, including the introduction of amenity space along part of the Postgate frontage. The proposed external material finishes raise no issues given the current mix within the area. The proposed development raises no road safety, amenity or privacy concerns and, therefore, accords with aims of Policies 4, 15, DM 1, DM7, DM13 of the SLLDP and supporting supplementary guidance.
- 6.6 The application site is within an urban location where sewerage and water infrastructure connections can be easily accessed. In addition, the site will incorporate a suitably designed urban drainage system, to be conditioned should consent be given, to serve the development. On this basis, it is considered that the proposal raises no issues in terms of Policies SDCC3, SDCC 4 and SDCC 5 within the adopted SSLDP's supplementary guidance on Sustainable Development and Climate.
- 6.7 In terms of Policies 16 and SDCC10, which relate to the promotion of sustainable travel, the Council requires that new development schemes recognise the needs of cyclists and incorporate electric vehicle charging points within the development. In this regard, it is noted that a secure storage facility for 25 bicycles has been provided within the revised scheme. The incorporations of vehicle charging points can be addressed through the use of an appropriately worded condition.
- 6.8 On 29 May 2018, the Planning Committee approved the proposed South Lanarkshire Local Development Plan 2 (Volumes 1 and 2) and Supporting Planning Guidance on Renewable Energy. Therefore, the Proposed SLLDP2 is now a material consideration in determining planning applications. The proposed development has been considered against the relevant policies in the proposed plan and it is noted that these policies are broadly consistent with the current adopted South Lanarkshire Local Development Plan. It is considered that the proposal accords with Policies 1, 2, 3, 5, 11, 14, 15, DM1, DM7, DM15, DM16, SDCC3 and SDCC4, Sustainable Transport contained in the proposed plan.

- 6.9 Whilst third party representations have been received, it is considered that the issues raised are not of sufficient weight or merit, either individually or collectively, to justify the refusal of the application in this instance. No specific concerns, subject to the inclusion of conditions and/or informatives, have been raised by the various consultees. Any requirements can be addressed through the use of conditions and/or informatives, where appropriate.
- 6.10 In conclusion, and having considered all of the above, it is considered that the proposal accords with the policies contained in both the adopted South Lanarkshire Local Development Plan, and its Supplementary Guidance, and emerging South Lanarkshire Local Development Plan 2.
- 6.11 On the basis of the above, it is recommended that planning permission be granted, subject to the conditions listed.

7 Reasons for Decision

7.1 The proposal accords with the policies of the South Lanarkshire Local Development Plan and Supplementary Guidance (namely Policies 1 – Spatial Strategy, 2 – Climate Change, 4 - Development Management and Placemaking, 6 – General Urban Area/Settlements,12 – Housing Land 13 – Affordable Housing and Housing Choice, 15 – Natural and Historic Environment Travel and Transport, DM1 – Design, DM7 – Demolition and Redevelopment for Residential Use, DM 13 – Development within General Urban Area/Settlements, SDCC3 – Sustainable Drainage System SDCC4 – Water Supply, SDCC5 – Foul Drainage and Sewerage and SDCC10 – Sustainable Transport).

Furthermore, the proposal accords with the requirements of the policies and guidance within the proposed South Lanarkshire Local Development Plan 2 (namely Policies 1 – Spatial Strategy, 2 – Climate Change, 3 - General Urban Areas, 5 - Development Management and Place Making, 11 – Housing, 14 – Natural and Historic Environment, 15 – Travel and Transport, DM1 – Design, DM7 – Demolition and Redevelopment for Residential Use, DM15 – Water Supply, DM16 – Foul Drainage and Sewerage, SDCC3 – Sustainable Drainage Systems and SDCC4 – Sustainable Transport).

There are no other material considerations that would justify the refusal of consent.

Michael McGlynn Executive Director (Community and Enterprise Resources)

Date: 22 January 2020

Previous references

♦ None

List of background papers

- Application form
- Application plans
- South Lanarkshire Local Development Plan 2015 (adopted)
- Proposed South Lanarkshire Development Plan 2
- ▶ Neighbour notification letter dated 6 September 2019 and 15 January 2020
- Consultations

	Roads Development Management Team	22.11.2019
	Environmental Services	18.09.2019
	Scottish Water	11.09.2019
	WOSAS	17.09.2019
>	Representations	Dated:
	Ms J Gale, 30 Cadzow Street, Hamilton, South Lanarkshire, ML3 6DG	08.10.2019 20.01.2020
	Derick Wemyss, Received Via Email	18.11.2019
	Gavin Osprey, Received Via Email	12.09.2019

Contact for further information

If you would like to inspect the background papers or want further information, please contact:-

James Watters, Planning Officer, Montrose House, 154 Montrose Crescent, Hamilton, ML3 6I B

Phone: 01698 454970

Email: james.watters@southlanarkshire.gov.uk

Detailed planning application

Paper apart – Application number: P/19/1315

Conditions and reasons

01. That, unless otherwise agreed in writing with the Council as Planning Authority, the proposed external finishes shall be as per the details provided within the submitted Design and Access Statement (Rev. A) (Prepared by Crawford Architecture, dated 19th December 2019) and drawing AL(00)00 Revision B, dated November 2019.

Reason: To ensure the development is satisfactory in appearance and to maintain the visual quality of the area.

02. That before development starts, details of all boundary treatment(s) shall be submitted to and approved by the Council as Planning Authority and thereafter all approved works shall be completed to the satisfaction of the Council prior to the development hereby approved being occupied or brought into use.

Reason: To ensure the development is satisfactory in appearance and to maintain the visual quality of the area.

03. That before the development hereby approved is completed or brought into use, the new vehicular access so far as it lies within the boundaries of the road abutting the site, shall be constructed in accordance with the specification of the Council as Roads and Planning Authority. This shall include dropped kerb footway crossings both side of the private access and ensure that no fencing, vegetation, shrubs, trees, etc. above the height of 900mm are located within the sightlines.

Reason: In the interests of traffic and public safety.

04. That before the development hereby approved is completed or brought into use, all of the parking spaces shown on the approved plans shall be laid out, constructed and thereafter maintained to the specification of the Council as Roads and Planning Authority.

Reason: To ensure the provision of adequate parking facilities within the site.

05. That prior to any works commencing on site, unless otherwise agreed in writing with the Council as Planning Authority, a plan showing a turning area and number of parking spaces for site staff/operatives within the site shall be submitted to and agreed, in writing with the Council as Planning Authority. Thereafter the agreed scheme shall be fully implemented and maintained to the satisfaction of the Council as Planning Authority.

Reason: To ensure the provision of appropriate facilities on site.

06. That no development shall commence until details of surface water drainage arrangements have been submitted to and approved in writing by the Council as Planning Authority; such drainage arrangements will require to comply with the principles of sustainable urban drainage systems and with the Council's Sustainable Drainage Design Criteria and shall include signed appendices as required. The development shall not be occupied until the surface drainage works have been

completed in accordance with the details submitted to and approved by the Council as Planning Authority.

Reason: To ensure that the disposal of surface water from the site is dealt with in a safe and sustainable manner, to return it to the natural water cycle with minimal adverse impact on people and the environment and to alleviate the potential for onsite and off-site flooding.

07. Prior to commencement of the development hereby approved, details of measures to facilitate the provision of full fibre broadband to serve the development, including details of appropriate digital infrastructure and a timescale for implementation, shall be submitted to and approved in writing by the Council as Planning Authority, unless otherwise agreed in writing with the applicant. The approved measures shall thereafter be carried out in accordance with the agreed implementation timescale.

Reason: To ensure the provision of digital infrastructure to serve the development.

08. That, unless otherwise agreed in writing with the Council as Planning Authority, provision shall be made for electrical charging points within the development for motor vehicles and mobility scooters. Prior to any works commencing on site details of the proposed arrangements shall be submitted, and agreed in writing with the Council as Planning Authority. Thereafter the scheme shall be implemented and maintained to the satisfaction of the Council as Planning Authority.

Reason: To ensure the provision of appropriate facilities on site.

09. That before any of the flatted units hereby approved are occupied, unless otherwise agreed in writing with the Council as Planning Authority, details of the storage and collection of refuse within the development shall be submitted to and approved by the Council as Planning Authority. Thereafter, prior to the occupation of any dwelling, the approved scheme shall be implemented and thereafter maintained to the satisfaction of the Council as Planning Authority.

Reason: To ensure that adequate refuse arrangements are provided that do not prejudice the enjoyment of future occupiers of the development or neighbouring occupiers of their properties, to ensure that a satisfactory external appearance is achieved and to ensure that appropriate access is available to enable refuse collection.

10. That before any of the flatted properties hereby approved are occupied, unless otherwise agreed in writing with the Council as Planning Authority, details of the cycle storage facility within the development shall be submitted to and approved by the Council as Planning Authority. Thereafter, prior to the occupation of any dwelling, the approved scheme shall be implemented and thereafter maintained to the satisfaction of the Council as Planning Authority.

Reason: In the interests of amenity and to ensure that a satisfactory external appearance is achieved.

