

Northern Planning Committee

Agenda

Date:	Wednesday, 1st February, 2012
Time:	1.00 pm
Venue:	Meeting Room, Macclesfield Library, Jordangate, Macclesfield

The agenda is divided into 2 parts. Part 1 is taken in the presence of the public and press. Part 2 items will be considered in the absence of the public and press for the reasons indicated on the agenda and at the foot of each report.

Please note that members of the public are requested to check the Council's website the week the Planning/Board meeting is due to take place as Officers produce updates for some or all of the applications prior to the commencement of the meeting and after the agenda has been published.

PART 1 – MATTERS TO BE CONSIDERED WITH THE PUBLIC AND PRESS PRESENT

- a) **Planning Updates** (Pages 1 - 10)

For any apologies or requests for further information, or to arrange to speak at the meeting

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Application No: 11/3549N

Location: Former Medical Centre, BEAM STREET, NANTWICH, CW5 5NX

Proposal: Demolition of Former Kiltearn Medical Centre and Construction of Retail Unit with Car Parking, Servicing, Landscaping and all Associated Works

Applicant: Mr S Binks, Keyworker Homes (Cheshire) LLP

Expiry Date: 10-Nov-2011

ERRATUM

Address – A number of residents have pointed out that the former medical centre to which this application relates was not known as “Church View”. Therefore, the address has been amended to read “Former Medical Centre, Beam St.” to avoid any confusion.

Floor Area – The total floor area of the building is 1394sq.m., of which 930sq.m is retail space and 404sq.m is offices and storage at mezzanine level.

Car Parking – Contrary to the figures stated in the report, 22 parking spaces are proposed on the site. This is the same number which were previously on site to serve the former medical centre.

ADDITIONAL CONSULTATION RESPONSES

Civic Society

- We still cannot support this revision.
- We were disappointed to have to conclude that the revised elevations are no better than the first.
- Although the the random coloured black, white and green cladding panels have been lost, the new elevations still do not "hang together" as an overall, satisfying building.
- There is no sense of unity in the building - it is an assembly of sub-units, with different sizes and with differing external treatments, fitted together onto the site.
- Whilst we see that this might be a way of reducing the mass of one large shed, the new approach is still not the successful design that it must be here.

- It gives the impression of a random assembly of various shaped "boxes" with an unnecessarily high frontage elevation to Beam Street - the mono pitch at the front, makes the impact worse.
- We realise that there has been an attempt to put some more brickwork on the elevation, but the vertical emphasis of the columns surrounding large areas of sheeting, just does not work in visual terms.
- The roof materials are not fitting for a Conservation Area - the Morrisons building, on the other side of town, had to have roof slates/tiles , but this proposal has metal sheeting. Despite the pitches being shallower, there need to be some better materials used.
- Neither does it fit in with the Conservation Area, in which it would sit. Although recent buildings have not been of the high Conservation Area standard that we think should be required, past buildings' weaknesses should not be seen as a precedent for another poor design.
- We are at a loss to say why the applicants cannot devise a better building.
- We would like to ask if the application has been or could be referred to Places Matter! – the North West Design Review Panel ?
- The site is worthy of such careful consideration and certainly the difficulty of deciding on the right design for this prominent site warrants it.
- We note also that there has been a revision to the internal HGV turning arc - but it still does not overcome the inevitable problems of HGVs driving to the back of the site past the new Health Centre via a right angle bend where lots of vehicles already have difficulty due to parked disabled pass cars, ambulances etc.
- Also noted was the inclusion on the elevations of the "M&S" logo.
- Unless they are definitely the occupants, this element should be removed because it misleads the public. Planning Permission will not be for a specific retail operator; it could be any number of retail firms once on the open market - so why do the submitted plans show "M&S"?
- Trees - they still will all be lost, as far as we can ascertain from the website plans. As such, we are still worried that the wholesale clearance of established tree cover in the prominent streetscene of this Conservation Area, would create a stark corner allowing clear views of the new Health Centre too. At least the current tree cover helps to hide this from view. More effort needs to be made to keep the trees - as would be required of many a small business or private householder in a conservation area.
- The external hard surfaces still do not give enough of a high standard that will work functionally as well as aesthetically.
- If the Council does accept our suggestions for the matter to go to the Design Review Panel, we would be pleased to help and/or attend, if

this is normal practice, or attend any meetings with planning officers and applicants.

- The site is one which justifies very careful and painstaking planning consideration, because Nantwich Conservation Area is one of the finest in Cheshire East and the whole region.

OFFICER COMMENT

Design

Whilst the comments of the Civic Society are noted, officers disagree with the comment that the building lacks unity and appears as an assembly of sub-units. This approach has been deliberately taken, in order to break down the massing of the building. The attempt to introduce brickwork and vertical emphasis, has also, in the opinion of officers, been successful.

With regard to the choice of roof materials, due to the shallow pitch, slate/tiles would not be functionally suitable and would not be visible from ground level. Furthermore, if the pitch were increased to accept a slate, this would increase the overall height of the building, which is another point of concern for the Civic Society. Parallels are drawn with the Morrison's building. However, this is in a more sensitive location, closer to the heart of the conservation area. Notwithstanding this point, officers will ensure through conditions that the choice of metal cladding is an appropriate slate grey colour to tone with the buildings surroundings.

As stated in the main report, whilst the building would not be suitable in the heart of the conservation area, it is considered to be appropriate in this peripheral location, having regard to the character of the large modern public buildings, and modern residential development that surrounding it.

Officers can confirm that the original scheme has been referred to Places Matter! – the North West Design Review Panel. The revised proposal has been largely based on the comments made by panel members at that meeting.

With regard to the comments about HGV turning, in the absence of any objection from the Strategic Highways Manager, it is not considered that a refusal on highway safety grounds could be sustained

M&S signage is shown on the building as the store has now entered into a contract and confirmed that they are intending to occupy the building. Whilst signage will require the submission and approval of a separate advertisement consent application, by showing the signs on the plans at this stage, it demonstrates that their locations has been considered from the outset as part of the design process and that they will not be subsequently appear as an afterthought. The Civic Society are correct, however that the building will not be limited to the use of M&S and therefore Members should be mindful when determining the application, that this is an open A1 retail consent and could

be occupied by any retailer. They should make their decision on the acceptability of the proposed land use rather than that of a particular retailer.

The trees on the southern boundary will be retained. Therefore the Civic Society is incorrect instating that all the trees will be cleared. The trees to be removed are not protected under a TPO, and in the absence of any objection from the Landscape Officer, who has confirmed that the trees are of poor quality, a refusal on tree grounds could not be sustained. Furthermore, replacement planting on both the western boundary and the public square are proposed.

The quality of materials to be used external hard surfaces can be controlled by condition.

Therefore whilst the Civic Society comments are noted, it remains officers view that the design is acceptable and complies with the relevant local plan policies.

Opening / Service / delivery hours

The intended tenant for the unit (Marks and Spencer) have requested the following proposed hours of delivery to the store: 6.30 – 21.00 Monday to Saturday, and 08.30 – 18.00 on Sundays and Bank Holidays. They have also requested the following opening times: 6.30 – 22.00 Monday to Saturday, and 08.30 – 18.00 on Sundays and Bank Holidays. The Environmental Health Officer has confirmed that these are acceptable and will not result in noise disturbance to local residents.

Air Quality

In their initial consultation responses the Environmental Health Officer, due to the proximity to the Hospital Street Air Quality Management Area (AQMA) recommended that either an Air Quality Impact Assessment or a TGravel Plan should be secured by condition.

The applicant t has been in discussion with Environmental Health who have agreed that due to the predicted relatively low level of increase in traffic to the site (Transport Assessment paragraph 4.4), it is only necessary to provide a plan indicating the route for service vehicles to avoid the Hospital Street AQMA. A plan and related correspondence prepared by Singleton Clamp has been submitted. However, it is considered that a condition requiring adherence to this plan would be unenforceable. As such it would not meet the requirements of the tests within Circular 11/95. Therefore, it is proposed to amend the condition to require a Travel Plan to be submitted and agreed. The travel plan could include delivery lorry routing within its proposed measures.

AMENDED RECOMMENDATION

APPROVE subject to the following conditions:

1. **Standard**
2. **Approved Plans**
3. **Materials**
4. **Surfacing materials**
5. **Landscape Scheme**
6. **Implementation of Landscaping**
7. **No removal of vegetation during nesting season without survey**
8. **Provision of cycle parking**
9. **Submission of construction details for carpark / access / pedestrian square**
10. **Provision of access and parking prior to occupation**
11. **Construction hours restricted to: Monday – Friday 08:00hrs to 18:00hrs; Saturday 09:00hrs to 14:00hrs; No working on Sunday or Bank Holidays**
12. **Piling on site restricted to: Monday – Friday 08:30hrs – 17:30hrs; Saturday 08:30hrs – 13:00hrs; Sunday Nil**
13. **Opening hours 6.30 – 22.00 Monday to Saturday, and 08.30 – 18.00 on Sundays and Bank Holidays.**
14. **Deliveries only between 6.30 – 21.00 Monday to Saturday, and 08.30 – 18.00 on Sundays and Bank Holidays.**
15. **Submission / approval / implementation of a scheme for the acoustic enclosure of any fans, compressors or other equipment with the potential to create noise,**
16. **Submission / approval / implementation of a filtration and extraction system to control the discharge of odours arising out of food handling and preparation**
17. **The filtration/extraction system to be regularly maintained**
18. **Submission / approval / implementation of any external lighting**
19. **Submission / approval / implementation of travel plan**
20. **Submission / approval / implementation of contaminated land assessment.**

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Application No: 11/3551N

Location: Former Medical Centre, BEAM STREET, NANTWICH, CW5 5NX

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RECOMMENDATION

As per main report