Title Planning Applications

To: Planning Control Committee

On: 19 February 2008

By: Assistant Director (Planning, Engineering & Transportation Services)

Status: For Publication

### **Executive Summary**

The attached reports present members with a description of various planning applications, the results of consultations, relevant policies, site history and issues involved.

My recommendations in each case are given in the attached reports.

### This report has the following implications

Area Board/ Ward: Identified in each case.

**Policy:** Identified in each case.

**Resources:** Not generally applicable.

**Equal** Identified in each case.

**Opportunities:** 

## **Human Rights:**

All planning applications are considered against the provisions of the Human Rights Act 1998.

Under Article 6 the applicants (and those third parties who have made representations) have the right to a fair hearing and to this end full consideration will be given to their comments.

Article 8 and Protocol 1 of the First Article confer a right to respect private and family life and a right to the protection of property, ie peaceful enjoyment of one's possessions which could include a person's home, and other land and business assets.

In taking account of the Council policy as set out in the Bury Unitary Development Plan 1997 and all material planning considerations, I have concluded on balance that the rights conferred upon the applicant/ objectors/ residents/ other interested party by Article 8 and Article 1 of the First Protocol may be interfered with, since such interference is in accordance with the law and is justified in the public interest. Any restriction of these rights posed by refusal/ approval of the application is legitimate since it is proportionate to the wider benefits of such a decision, is based upon the merits of the proposal, and falls within the margin of discretion afforded to the Council under the Town & Country Planning Acts.

#### **BRIAN DANIEL**

# **Assistant Director (Planning, Engineering & Transportation Services)**

# **Background Documents**

- 1. The planning application forms and plans submitted therewith.
- 2. Certificates relating to the ownership.
- 3. Letters and Documents from objectors or other interested parties.
- 4. Responses from Consultees.

FOR FURTHER INFORMATION ON THE CONTENTS OF EACH REPORT PLEASE CONTACT INDIVIDUAL CASE OFFICERS IDENTIFIED IN EACH CASE.

01 Area Board-Ward: Bury East App No. 49341

**Location:** 5 CROMPTON STREET, BURY, BL9 0AD

Proposal: CHANGE OF USE FROM FORMER POST OFFICE TO A LICENSED

FOOD AND DRINK OPERATION (CLASS A4)

**Recommendation:** Approve with Conditions Site Visit: N

**Decision & Notes:** 

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**O2** Area Board-Ward: Bury East - Moorside App No. 48946

Location: UNIT 1 OLD TOWNS YARD EVERY STREET BURY Proposal: INSTALLATION OF CEMENT SILO (RETROSPECTIVE)

**Recommendation:** Approve with Conditions Site Visit: N

Decision & Notes:

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**O3** Area Board-Ward: Bury East - Moorside App No. 49321

Location: 190 CHESHAM ROAD, BURY, BL9 6HA

**Proposal:** CHANGE OF USE OF 190 CHESHAM ROAD FROM RESIDENTIAL

CHILDREN'S HOME (C2) TO NON-RESIDENTIAL PUPIL REFERRAL

UNIT (D1); PROVISION OF CAR PARKING INCLUDING

DEVELOPMENT OF ADJACENT OPEN LAND AS PART OF CAR PARK; 3M WIRE MESH BOUNDARY FENCING; ASSOCIATED LANDSCAPING

AND ACCESS TO HIGHWAY.

**Recommendation:** Approve with Conditions Site Visit: N

**Decision & Notes:** 

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**04 Area Board-Ward:** Bury West - Church **App No.** 48865

Location: OLD HOLTS FARM ROADING BROOK ROAD HARWOOD BOLTON BL2

4JD

**Proposal:** RETENTION OF PORTAKABIN OFFICES; ERECTION OF MACHINE

STORE / GARAGE AND ASSOCIATED LANDSCAPING.

**Recommendation:** Approve with Conditions Site Visit: Y

**Decision & Notes:** 

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**O5** Area Board-Ward: North Manor App No. 49293

LAND ADJACENT 30 BRANDLESHOLME ROAD, GREENMOUNT Proposal: OUTLINE - ERECTION OF DETACHED DWELLING AND GARAGE

(RENEWAL OF PLANNING PERMISSION 43599)

**Recommendation:** Approve with Conditions Site Visit: N

	Decision & Notes:				
06	Area Board-Ward:	Prestwich - Sedgley	App No.	49356	
	Location:	SITE OUTSIDE THE FRONTAGE OF 5 -13 V PRESTWICH	VHITTAKER	LANE,	
	Proposal:	TELECOMS INSTALLATION TO INCLUDE M TWO RADIO EQUIPMENT CABINETS AND A		· · · · · · · · · · · · · · · · · · ·	
	Recommendation:	Prior Approval Required and Granted	Site Visit: N		
	Decision & Notes:				
07	Area Board-Ward:	Ramsbottom and Tottington - Ramsbottom	App No.	49197	
	Location: Proposal:	8A - 10A BOLTON ROAD WEST, RAMSBOTTOM, BL0 9ND CHANGE OF USE OF FIRST FLOOR FROM RETAIL (A1) TO WOMEN'S FITNESS & WEIGHT LOSS (D2); NEW ACCESS DOOR ON ELEVATION TO HOLD STREET WEST.			
	Recommendation:	TO HOLT STREET WEST Approve with Conditions	Site Visit: N		
	Decision & Notes:				
08	Area Board-Ward:	Ramsbottom + Tottington - Tottington	App No.	49334	
	Location:	ROACH PACKING CASE CO LTD, SCOBELL BL8 3DR	L STREET,	TOTTINGTON,	
	Proposal:	OUTLINE - RESIDENTIAL DEVELOPMENT WITH PROPOSED MEAN OF ACCESS FROM SCOBELL STREET			
	Recommendation:		Site Visit: N		
	Decision & Notes:				
09	Area Board-Ward:	Whitefield + Unsworth - Pilkington Park	App No.	48938	
	Location: Proposal:	169 BURY NEW ROAD, WHITEFIELD, M45 6AB CHANGE OF USE FROM OFFICE ACCOMMODATION TO EDUCATIONAL FACILITY FOR YOUNG PERSONS (D1)			
		Approve with Conditions	Site Vi		
	<b>Decision &amp; Notes:</b>				

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