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**Democratic Services Section
Legal and Civic Services Department
Belfast City Council
City Hall
Belfast
BT1 5GS**

14th April, 2022

MEETING OF PLANNING COMMITTEE

Dear Alderman/Councillor,

In addition to those matters previously notified to you, the following item(s) will also be considered at the meeting to be held at 5.30 pm on Thursday, 14th April, 2022.

Yours faithfully,

John Walsh

Chief Executive

AGENDA:

- 2 (d) LA04/2020/0562/DCA - Demolition of rear extension (partly single storey, partly one and a half storey) and existing shed and summerhouse at 24 Malone Park (Pages 1 - 6)

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Committee Report

Development Management Report	
Application ID: LA04/2020/0562/DCA	Date of Committee: Tuesday 15 th February 2022
Proposal: Demolition of rear extension (partly single storey, partly one and a half storey) and existing shed and summerhouse	Location: 24 Malone Park Belfast BT9 6NJ
Referral Route: 3.8.7 Following legal advice	
Recommendation: Approval	
Applicant Name and Address: Andras House Ltd 60 Great Victoria Street Belfast Bt2 7BB	Agent Name and Address: Turley Hamilton House 3 Joy Street Belfast BT2 8LE
<p>Executive Summary:</p> <p>The site is located at 24 Malone Park. The site is a 2.5 storey semi-detached residential home finished in red brick on a large plot. The dwelling contains an existing two storey rear return. There is parking to the side elevation and extensive gardens forming the front, side and rear elevations.</p> <p>The surrounding area is residential comprised of large semi-detached and detached properties within large plots. The site is within the Malone/Adelaide Park Conservation Area.</p> <p>The proposed demolition relates to a section of the two storey rear return which contains a mono pitched roof and the single storey lean to containing a boiler house.</p> <p>The proposal conforms to policy BH 14 of PPS 6 and paragraph 6.19 of the SPPS. The proposed demolition relates to sections of the rear return of the dwelling which do not make a material contribution to the character and appearance of the area. The neighbouring semi-detached property has demolished the same section as proposed in this application and therefore the demolition will not remove any element of symmetry between the two dwellings. There are no views of the section of the dwelling to be demolished therefore all views of the dwelling from the public realm area maintained.</p> <p>The Conservation Officer was consulted and had no objections.</p> <p>One objection was received from councillor Donal Lyons due to the impact on the Conservation Area. This issue is considered within the report.</p> <p>Recommendation The application is recommended for approval</p>	

Case Officer Report

Site Location Plan



Block Plan



Elevations and Floor Plans- Red hatching shows proposed demolition



SOUTH ELEVATION

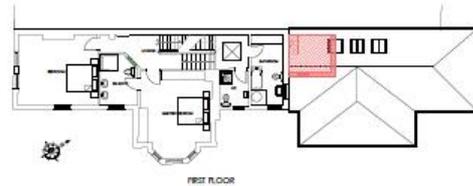
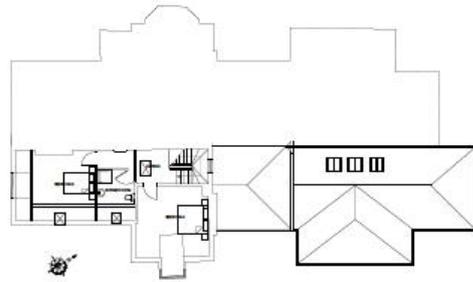
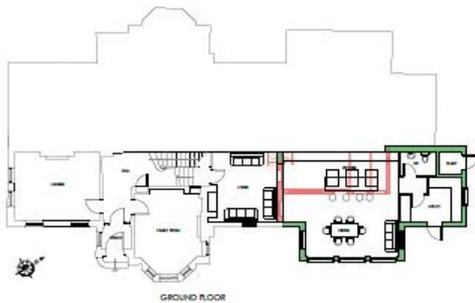
EAST ELEVATION

NORTH ELEVATION

Materials

Roof	Natural Stone to match existing
Walls	Red brick to match existing
Windows	Handmade-style wood 2-over-2 paned picture units
Doors	Handmade-style oak or white
Non-Fabric Details	Blacksmith-style metal work

Scale: 1" = 10'



Legend

Green	Proposed Addition
Red	Proposed Demolition
Black	Existing Structure

des

PROJECT: [illegible]
 ARCHITECT: [illegible]
 DATE: [illegible]

PROPOSED ELEVATIONS
 SCALE: 1" = 10'
 DRAWING

Characteristics of the Site and Area	
1.0	Description of Proposed Development Demolition of rear extension (partly single storey, partly one and a half storey) and existing shed and summerhouse.
2.0	Description of Site The site is located at 24 Malone Park. The site is a 2.5 storey semi-detached residential home finished in red brick on a large plot. The dwelling contains an existing two storey rear return. There is parking to the side elevation and extensive gardens forming the front, side and rear elevations. The surrounding area is residential comprised of large semi-detached and detached properties within large plots. The site is within the Malone/Adelaide Park Conservation Area.
Planning Assessment of Policy and other Material Considerations	
3.0	Site History LA04/2019/0665/F, 24 Malone Park, Belfast, BT9 6NJ, Renovation and single storey rear extension to dwelling. Construction of a new detached garage. Decision Quashed. LA04/2019/0627/DCA, 24 Malone Park, Belfast, BT9 6NJ, Demolition of rear extension, partly single storey, partly one and a half storey. Decision Quashed.
4.0	Policy Framework
4.1	Belfast Urban Area Plan
4.2	Draft Belfast Metropolitan Area Plan 2015 Following the recent Court of Appeal decision on BMAP, the extant development plan is now the BUAP. However, given the stage at which the Draft BMAP had reached pre-adoption through a period of independent examination, the policies within the Draft BMAP still carry weight and are a material consideration in the determination of planning applications. The weight to be afforded is a matter of judgement for the decision maker.
4.3	Strategic Planning Policy Statement for Northern Ireland (SPPS)
4.4	Planning Policy Statement 6: Planning, Archaeology and The Built Heritage
5.0	Statutory Consultees Responses None
6.0	Non-Statutory Consultees Responses Conservation Officer- No objections to demolition
7.0	Representations The application was advertised on 13.03.2020. One objection was received from Councillor Donal Lyons and is considered within the report.
8.0	Other Material Considerations None
8.1	Any other guidance Malone Park/ Adelaide Park Conservation Area Guide (Dec 1993)

9.0	Assessment
9.1	<p>The proposal is considered to be in compliance with BUAP and both versions of draft BMAP.</p> <p>It is also considered that the proposal is in compliance with Policy and the Malone Park/ Adelaide Park Conservation Area Guide.</p>
9.2	Assessment
9.21	<p>With regards to development in Conservation Areas, Section 104(11) states that special regard must be had to the desirability of;</p> <p>(a)preserving the character or appearance of that area in cases where an opportunity for enhancing its character or appearance does not arise;</p> <p>(b)enhancing the character or appearance of that area in cases where an opportunity to do so does arise</p>
9.22	<p>The SPPS states that <i>“in managing development within a designated Conservation Area the guiding principal is to afford special regard to the desirability of enhancing its character or appearance when an opportunity to do so exists, or preserve its character or appearance where an opportunity to enhance does not exist”</i>.</p>
9.23	<p>Par. 6.19 of the SPPS sets out the criteria which should be applied when determining such development.</p>
9.24	<p>Planning Policy Statement 6 sets out the Department’s planning policies for the protection and conservation of archaeological remains and features of the built heritage.</p> <p>Demolition within the Conservation Area</p>
9.25	<p>The proposal conforms to policy BH 14 of PPS 6 and paragraph 6.19 of the SPPS. The proposed demolition relates to a section of the two storey rear return which contains a mono pitched roof, to the rear of this is a single storey lean to containing a boiler house and also with a mono pitched roof.</p>
9.26	<p>While the dwelling as a whole makes a significant contribution to the conservation area the demolition of this section of the rear return does not. The two storey section contains a large ground floor window with a horizontal emphasis which is out of place with the rest of the building. The boiler house has a separate entrance and is in a state of disrepair. The neighbouring semi-detached property has demolished the same section as proposed in this application and therefore the demolition will not remove any element of symmetry between the two dwellings. There are no views of the section of the dwelling to be demolished therefore all views of the dwelling from the public realm area maintained. The conservation officer was consulted and had no objection to the proposed demolition.</p>
9.27	<p>With the considerations above it is deemed that the demolition and proposed extension will preserve the character and appearance of the area as per section 104 of the Planning Act (Northern Ireland) 2011.</p>
9.28	<p>One objection was received from Councillor Donal Lyons due to the impact on the Conservation Area. For the reasons above it is considered the proposed demolition will not have a negative impact on the conservation area.</p>

9.29	Having regard for the policy context and the considerations above, the proposal is deemed acceptable.
10.0	Summary of Recommendation: Approve
11.0	<p>Conditions</p> <ol style="list-style-type: none"> 1. The development hereby permitted shall be begun before the expiration of 5 years from the date of this permission. Reason: As required by Section 61 of the Planning Act (Northern Ireland) 2011. 2. This consent relates only to the walls hatched red on drawing 04A, uploaded to the portal on the 20/10/2021. Reason: Reason: In the interests of the preservation of the Malone Conservation Area. Informatives 1. This consent should be read in conjunction with the approval LA04/2020/0559/F
Notification to Department (if relevant)	
Representations from Elected members: Kate Nicholl, Donal Lyons	