

CUMBERLAND COUNCIL DELEGATED PLANNING DECISION

1.	Reference No:	4/24/2324/DOC
2.	Proposed Development:	DISCHARGE OF CONDITION 3 OF PLANNING APPLICATION 4/22/2075/0F1
3.	Location:	WATH GROVE, RIVERSIDE GROVE, CLEATOR
4.	Parish:	Cleator Moor
5.	Constraints:	ASC;Adverts - ASC;Adverts, Coal - Standing Advice - Data Subject To Change, PROWs - Public Right of Way
6.	Publicity Representations &Policy	Neighbour Notification Letter: NO Site Notice: NO Press Notice: NO Consultation Responses: See report Relevant Planning Policies: See report
7.	Report: Site and Location: The application site relates to Wath Grove, a semi-detached dwelling located off the road leading from Cleator Moor to Wath Brow. Planning permission was granted in April 2022 for alterations to create a balcony at the first floor level to the rear of the property (application reference 4/22/2075/0F1 relates). Proposal:	

A Planning Condition imposed on application ref. 4/22/2075/0F1 states the following:

3. Prior to the first use of the balcony hereby approved, full details of the privacy glass to be utilised as a balustrade on the balcony including the grade of obscurity must be submitted to and approved in writing by the Local Planning Authority.

Reason

In order to protect the amenity of the neighbouring properties and in accordance with Policy DM12 of the Copeland Local Plan.

The application has been accompanied by the following information:

- Application form;
- Glass Panels Orders information;
- Frosted Film Orders information;
- Privacy Glass Order information;
- Photograph of Privacy Glass.

Consultation responses:

Due to the nature of the condition to be discharged, no consultations were undertaken as the approval of materials are for the LPA to consider.

Neighbour Responses:
No responses have been received.

Development plan policies:

Copeland Local Plan 2013-2028 (Adopted December 2013):

On 1st April 2023, Copeland Borough Council ceased to exist and was replaced by Cumberland Council as part of the Local Government Reorganisation of Cumbria.

Cumberland Council inherited the local development plan documents of each of the sovereign Councils including Copeland Borough Council, which combine to form a



Cumberland Council

	<p>Consolidated Planning Policy Framework for Cumberland.</p> <p>The inherited the local development plan documents continue to apply to the geographic area of their sovereign Councils only.</p> <p>The Consolidated Planning Policy Framework for Cumberland comprises the Development Plan for Cumberland Council until replaced by a new Cumberland Local Plan.</p> <p>Copeland Local Plan 2021 – 2039 (LP)</p> <p>Cumberland Council continued the preparation of the LP as commenced by Copeland Borough Council.</p> <p>The LP was adopted by Cumberland Council on the 5th of November 2024 replacing the Copeland Local Plan 2013-2028 and the saved policies of the Copeland Local Plan 2021-2016.</p> <p>The policies relevant to this proposal are:</p> <p>Policy DS4: Design and Development Standards</p> <p>Other Material Planning Considerations</p> <p>National Planning Policy Framework 2023 (NPPF)</p> <p>Assessment:</p> <p><u>Condition 3 – Details of Privacy Glass</u></p> <p>Condition 3 of planning application reference 4/22/2075/0F1 required that full details of the privacy glass, including the grade of obscurity be submitted to and approved by the LPA. The condition was included to ensure that the amenity of the surrounding residential properties was maintained.</p> <p>The Applicant submitted full details of the balustrade construction as well as order details for the glass and privacy film.</p> <p>The privacy film will have a thickness of 100µ and provides complete obscurity. The overall height of the privacy glass at 1.78m is also consistent with the approved details.</p> <p><u>Conclusion</u></p> <p>Overall, the information submitted is considered to be acceptable to satisfy condition 3 of planning permission 4/22/2075/0F1 and therefore this condition should be considered to be discharged.</p>
8.	<p>Recommendation:</p> <p>Approve discharge of condition</p>

Case Officer: Sarah Papaleo	Date : 14/11/2024
Authorising Officer: N.J. Hayhurst	Date : 20/11/2024
Dedicated responses to:- N/A	