

The Arc  
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Clowne  
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To: Chair & Members of the Planning  
Committee

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Monday, 20<sup>th</sup> October 2025

Dear Councillor,


**PLANNING COMMITTEE**

You are hereby summoned to attend a meeting of the Planning Committee of the Bolsover District Council to be held in the Council Chamber on Wednesday, 29<sup>th</sup> October, 2025 at 10:00 hours.

Register of Members' Interests - Members are reminded that a Member must within 28 days of becoming aware of any changes to their Disclosable Pecuniary Interests provide written notification to the Authority's Monitoring Officer.

You will find the contents of the agenda itemised on page 3 onwards.

Yours faithfully,

A handwritten signature in black ink, appearing to read "J. S. Fielden".

Solicitor to the Council & Monitoring Officer

### **Equalities Statement**

Bolsover District Council is committed to equalities as an employer and when delivering the services it provides to all sections of the community.

The Council believes that no person should be treated unfairly and is committed to eliminating all forms of discrimination, advancing equality and fostering good relations between all groups in society.

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**PLANNING COMMITTEE  
AGENDA**

***Wednesday, 29<sup>th</sup> October, 2025 at 10:00 hours taking place in the Council Chamber, The  
Arc, Clowne***

<b>Item No.</b>		<b>Page No.(s)</b>
<b>1.</b>	<b>Apologies For Absence</b>	
<b>2.</b>	<b>Urgent Items of Business</b>	
	To note any urgent items of business which the Chairman has consented to being considered under the provisions of Section 100(B) 4(b) of the Local Government Act 1972.	
<b>3.</b>	<b>Declarations of Interest</b>	
	Members should declare the existence and nature of any Disclosable Pecuniary Interest and Non Statutory Interest as defined by the Members' Code of Conduct in respect of:	
	a) any business on the agenda	
	b) any urgent additional items to be considered	
	c) any matters arising out of those items	
	and if appropriate, withdraw from the meeting at the relevant time.	
<b>4.</b>	<b>Minutes</b>	<b>4 - 23</b>
	To consider the minutes of the last meeting held on 1 <sup>st</sup> October 2025 as a true and correct record.	
	<b><u>APPLICATIONS TO BE DETERMINED UNDER THE TOWN &amp; COUNTRY PLANNING ACTS</u></b>	
<b>5.</b>	<b>Application no. 25/00184/FUL - Garage Site To The West Of 283 Alfreton Road, Blackwell</b>	<b>24 - 44</b>
<b>6.</b>	<b>Application no. 25/00258/OUT - Land to The Rear Of 17 Appletree Road, Stanfree</b>	<b>45 - 60</b>
	<b><u>REPORTS OF THE INTERIM DIRECTOR PLANNING, DEVOLUTION AND CORPORATE POLICY</u></b>	
<b>7.</b>	<b>Successful Health Places Supplementary Planning Document</b>	<b>61 - 215</b>
<b>8.</b>	<b>Annual Infrastructure Funding Statement</b>	<b>216 - 241</b>

## PLANNING COMMITTEE

Minutes of a meeting of the Planning Committee of the Bolsover District Council held in the Council Chamber on Wednesday, 1<sup>st</sup> October 2025 at 10:00 hours.

### PRESENT:-

Members:-

Councillor Catherine Tite in the Chair

Councillors Steve Fritchley, Rob Hiney-Saunders, Tom Munro and Phil Smith.

Officers:- Chris Whitmore (Development Management and Land Charges Manager), Jim Fieldsend (Director of Governance and Legal Services & Monitoring Officer), Chris McKinney (Senior Devolution Lead for Planning Policy, Strategic Growth and Housing), Jonathan Gaynor (Principal Planner), Victoria Dawson (Assistant Director of Housing Management & Enforcement) (for Minute No. PL38-25/26), Angelika Kaufhold (Governance and Civic Manager) and Matthew Kerry (Governance and Civic Officer).

### PL30-25/26 APOLOGIES FOR ABSENCE

Apologies for absence were received on behalf of Councillors Sally Renshaw, John Ritchie, Janet Tait and Deborah Watson, and Sarah Kay (Interim Director of Planning, Devolution and Corporate Policy).

### PL31-25/26 URGENT ITEMS OF BUSINESS

There was no urgent business to be considered at the meeting.

### PL32-25/26 DECLARATIONS OF INTEREST

Minute No.	Member	Level of Interest
PL36-25/26	Councillor Tom Munro	As a Member of the Planning Committee, Councillor Tom Munro declared an interest in Item 6 being the local Ward Member and having a predetermined position.

### PL33-25/26 MINUTES

Moved by Councillor Tom Munro and seconded by Councillor Rob Hiney-Saunders  
**RESOLVED** that the minutes of a meeting of the Planning Committee held on 3<sup>rd</sup> September 2025 be approved as a true and correct record.

### PL34-25/26 APPLICATION NO. 22/00478/FUL - LAND BETWEEN ST. LAWRENCE AVENUE AND ROTHERHAM ROAD, NORTH OF LANGWITH ROAD, BOLSOVER

## **PLANNING COMMITTEE**

Committee considered a report in relation to the above application presented by the Development Management and Land Charges Manager, who gave details of the application and highlighted the location and features of the site and key issues. The application sought approval from the Committee for a residential development of 217 dwellings on an approximately 8 hectare site to the east of Bolsover Town, accessed from Langwith Road, Foxglove Drive and Buckthorn Drive. The site formed part of a housing allocation in the adopted Local Plan, along with the recently completed scheme to the north and Crossways Garage and Dunedin House that had not been included within the application.

Amendments have been made to reduce the number of dwellings, increase the size of the attenuation basin and increase the amount of public open space within the site.

The Supplementary Agenda informed of 2 additional neighbour representations made.

Updates to the conditions list had been made.

Derbyshire County Council (DCC) had provided a late submission the day before the meeting. This has been emailed to Members upon receipt.

A further submission from DCC was received a few minutes before the meeting.

The meeting was adjourned at 10:11 hours for the Planning Team to provide paper copies of the second of DCC's submissions.

The meeting was reconvened at 10:16 hours.

The Development Management and Land Charges Manager read out the second of DCC's submissions.

Councillor Donna Hales spoke against the application on behalf of Councillor Paul Goodwin.

Paul Butler, the agent, spoke in favour of the application.

To a question on the concerns raised on the disposal of foul water, Paul Butler could not comment on the issues raised by the Keepmoat development, but the proposal would benefit from the resolutions made by Keepmoat and stated that if the water authority was not content to claim responsibility of the system after the development was progressed, they had every right to refuse the adoption.

It was reiterated that the attenuation basin had been substantially enlarged for surface runoff which would reduce impacts on the system.

To a question on the provision of the play area, Paul Butler informed this would be maintained by the developer in perpetuity.

Adrian Kerrison, the consultant, spoke in favour of the application.

A Member stated it would be difficult for the developer to meet the 10% affordable housing target if DCC's request for additional educational contributions was accepted – no development of this size would be capable of fulfilling DCC's request.

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The Chair noted there was a substantial change in market conditions since the original application.

A Member shared the Council pursued growth as a policy and the District needed housing – the application had to be considered with all seriousness.

To a question on the development's expected profit once completed, the Development Management and Land Charges Manager explained that a 17.78% profit margin had been accepted as part of the viability appraisal work - this fell within the 15-20% range that was required for a development to present a viable proposition to a developer.

To a question on the existing capacity of Bolsover Town's schools, the Development Management and Land Charges Manager noted DCC had reviewed / assessed the normal area catchment school only and that a case could be made that there was an additional primary school within a 2 mile walking distance, which would additionally support existing capacity.

A Member noted the priority was for primary school capacity – was SEND contributions considered? The Development Management and Land Charges Manager explained, in terms of recommendations, officers had prioritised highway and travel improvements and education in accordance with the Council's Infrastructure and Delivery Plan (2025) and that DCC would ultimately be able to decide on where any available education contributions would be directed.

Members briefly discussed DCC's request, and the time taken to bring the application to Committee.

4 in favour

1 against

Moved by Councillor Steve Fritchley and seconded by Councillor Phil Smith

**RESOLVED** that for application no. 22/00478/FUL delegated authority be given to the Development Management and Land Charges Manager or Principal Planners to **GRANT** planning permission subject to prior entry into a S.106 legal agreement containing the following planning obligations:

- A. The provision of 10% affordable housing (14 affordable houses for rent and 8 shared ownership homes).
- B. £850,000 commuted sum to be split £193,564 to highways contributions and the remaining £656,436 towards education contributions.
- C. An obligation seeking confirmation of purchase of habitat credits required to demonstrate no net loss of biodiversity on site.
- D. Provisions relating to the future management of all public open space.
- E. The provision of a viability review mechanism to provide for further infrastructure contributions in accordance with the Council's Infrastructure Study and Delivery Plan or any relevant superseding information.

**AND** subject to the following conditions:

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1. The development shall be begun before the expiration of three years from the date of this permission.
2. The development hereby permitted shall be carried out in accordance with the following approved drawings and documents unless specifically stated otherwise in the conditions below:
  - Noise Impact Assessment (Hepworth Acoustics) P22-278-R01v10 Received 05<sup>th</sup> June 2025;
  - Biodiversity Impact Assessment (root3) R3-536-03-EC-04 Received 15<sup>th</sup> May 2025;
  - Biodiversity Metric R3-536-03-EC-04\_BIA Report Rev\_ D Received 15<sup>th</sup> May 2025;
  - Location Plan 2213.02 Rev A Received 24<sup>th</sup> August 2022;
  - Planning Layout 2213.01 Rev N Received 17<sup>th</sup> September 2025;
  - Materials Layout 2213.03 Rev G Received 09<sup>th</sup> July 2025;
  - Street Scenes 2213.04 Rev C Received 20<sup>th</sup> November 2024;
  - Detailed Landscape Plan 1 of 3 R3-536-03-LA-02-01 Rev B Received 07<sup>th</sup> March 2025;
  - Detailed Landscape Plan 2 of 3 R3-536-03-LA-02-02 Rev A Received 07<sup>th</sup> March 2025;
  - Detailed Landscape Plan 3 of 3 R3-536-03-LA-02-03 30 Rev B Received 23<sup>rd</sup> September 2025;
  - Landscape General Arrangement Plan R3-536-03-LA-01 Rev D Received 07<sup>th</sup> March 2025;
  - Play Area Detail R3-536-03-LA-03 Rev A Received 17<sup>th</sup> December 2024;
  - Figure 1 – Phase 1 Habitat Plan R3-536-03-EC-03 Plan reference 02 Received 07<sup>th</sup> March 2025;
  - Drainage Strategy 22029 100 Rev P18 Received 07<sup>th</sup> March 2025;
  - Drainage Strategy 22029 Sheet No. I DRA01 (G) Received 06<sup>th</sup> March 2025;
  - Flood Risk Assessment 22029 REP01(C) Received 02<sup>nd</sup> December 2024;
  - Flood Exceedance Routing Plan 22029-DCE-XX-XX-D-C-102 Rev P02 Received 05 March 2025;
  - Impermeable Area 22029-DCE-XX-XX-D-C-103 Rev P02 Received 05<sup>th</sup> March 2025;
  - Updated Ecological Walkover R3-536-03-EC-03 Received 07<sup>th</sup> March 2025;
  - Arboricultural Survey and Impact Assessment R3-536-03-AR-01 Received 17<sup>th</sup> December 2024;
  - Refuse Vehicle Swept Path Analysis 22029-DCE-XX-XX-D-C-160 Rev P01 Received 02<sup>nd</sup> December 2024;
  - Visibility Splays 22029-DCE-XX-XX-D-C-161 Rev P02 Received 11<sup>th</sup> December 2024;
  - Bus Swept Path Analysis 22029-DCE-XX-XX-D-C-162 Rev P01 Received 02<sup>nd</sup> December 2024;
  - Cross Section 2213.05.01 Rev A Received 20<sup>th</sup> November 2024;
  - Cross Section 2213.05.02 Rev A 20<sup>th</sup> Received November 2024;
  - Boundary Treatment Plan 2213.06 Rev C Received 05<sup>th</sup> December 2024;
  - Refuse Plan 2213.07 Rev C Received 05<sup>th</sup> December 2024;
  - Tenure Plan 2213.08 Rev D Received 05<sup>th</sup> December 2025;

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- Parking Plan 2213.09 Rev C Received 05<sup>th</sup> December 2024;
  - Planning Drawings Various Boundaries 2213.B.01 Received 13<sup>th</sup> December 2024;
  - Planning Drawings Single Garage 2213.G.01 Received 13<sup>th</sup> December 2024;
  - Planning Drawings Twin Garage 2213.G.02 25<sup>th</sup> July 2022 Received 13<sup>th</sup> December 2024;
  - Planning Drawings Type 1209 End/Mid Elevations 2455.1209.01 Received 08<sup>th</sup> November 2024;
  - Planning Drawings Type 932 End/Mid 2455.932.01 Received 08<sup>th</sup> November 2024;
  - Planning Drawings Fairhaven End/Mid 2455.FAI.01 Received 08<sup>th</sup> November 2024;
  - Planning Drawings Type 764 End/Mid 2455.GOV.01 Received 08<sup>th</sup> November 2024;
  - Planning Drawings Lansdown End/Mid 2455.LAN.01 Received 08<sup>th</sup> November 2024;
  - Planning Drawings Newbury Detached 2455.NEW.01 Received 08<sup>th</sup> November 2024;
  - Planning Drawings Osbourne Pair 2455.OSB.02 Received 08<sup>th</sup> November 2024;
  - Planning Drawings Ramsey Detached 2455.RAM.01 Received 08<sup>th</sup> November 2024;
  - Planning Drawings Tilsworth 2455.TIL.01 Received 08<sup>th</sup> November 2024;
  - Transport Assessment (AMA) 21541-001 Received 25<sup>th</sup> April 2023;
  - Interim Travel Plan (AMA) 21541-002 Received 14<sup>th</sup> September 2022;
  - Highways Technical Note (AMA) 21541 Received 13<sup>th</sup> December 2024;
  - Revised Design and Access Statement (Issue 2) Received 13<sup>th</sup> December 2024;
  - Archaeological Evaluation (Written Scheme of Investigation) (CFA Archaeology) Received 23<sup>rd</sup> November 2022;
  - Planning Statement (PB Planning) Received 12<sup>th</sup> October 2022;
  - Project Management Plan (PMP) 00.1a Issue 48 Received 07<sup>th</sup> October 2022;
  - Tree Constraints Plan (root3) R3-536-03-AR-02 Received 14<sup>th</sup> September 2022;
  - Tree Protection Plan (root3) R3-536-03-AR-03 25 Received 14<sup>th</sup> September 2022;
  - Bat Report (root3) R3-536-02-EC-05 Received 18<sup>th</sup> July 2025;
  - Ecological Impact Assessment (root3) R3-536-02-EC-01 Rev A Received 14<sup>th</sup> September 2022;
  - Geoenvironmental Appraisal (Lithos) 4350/1 Received 14<sup>th</sup> September 2022; and,
  - Geophysical Survey Report (Magnitude Surveys) MSSK1317 Received July 2022.
3. No development shall take place other than in accordance with the approved Archaeological Evaluation (Written Scheme of Investigation) (CFA Archaeology) Received 23<sup>rd</sup> November 2022, including until any pre-start element of the approved scheme has been completed to the written satisfaction of the local

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planning authority.

4. No development shall not be occupied until the site investigation and post investigation reporting has been completed in accordance with the programme set out in the archaeological Written Scheme of Investigation and the provision to be made for publication and dissemination of results and archive deposition has been secured.
5. Subject to acceptance of the SuDS design by Derbyshire County Council (Lead Local Flood Authority), an Operation and Maintenance Plan (in accordance with section 32 of the SuDS Manual) shall be submitted to the Local Planning Authority, which provides details of the arrangements for the lifetime management and maintenance of the SuDS features together with contact details. The SuDS shall be implemented and managed / maintained in accordance with the approved detail.
6. The development shall be carried out in accordance with the details shown on the submitted plan, "Flood Risk Assessment' 22029 (rev C) prepared by Dudleys, dated 02/12/24", unless otherwise agreed in writing with the Local Planning Authority.
7. No development shall take place until a detailed design and associated management and maintenance plan of the surface water drainage for the site, in accordance with the design outlined within:
  - a. Dudleys. (06/03/2025). Drainage Strategy. DRA01 (G), including any subsequent amendments or updates to those documents as approved by the Flood Risk Management Team;
  - b. And DEFRA's Non-statutory technical standards for sustainable drainage systems (March 2015), have been submitted to and approved in writing by the Local Planning Authority.
8. The site shall be developed with separate systems of drainage for foul and surface water on and off site. The separate systems shall extend to the points of discharge to that have first been submitted to and approved by the Local Planning Authority.
9. Prior to commencement of the development, the applicant shall submit for approval to the Local Planning Authority details indicating how additional surface water run-off from the site will be avoided during the construction phase. The applicant may be required to provide collection, balancing and/or settlement systems for these flows. The approved system shall be operating to the satisfaction of the Local Planning Authority, before the commencement of any works, which would lead to increased surface water run-off from site during the construction phase.
10. No piped discharge of surface water from the application site shall take place until works to provide a satisfactory outfall, other than the existing local public sewerage, for surface water have been completed in accordance with details that have first been submitted to and approved by the Local Planning Authority.
11. No development shall take place until details of the proposed means of disposal of foul water drainage for the whole site, including details of any balancing works, off-

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site works and phasing of the necessary infrastructure, have been submitted to and approved by the local planning authority. If sewage pumping is required from any part of the site, the peak pumped foul water discharge must not exceed 6.7 (six point seven) litres per second. Furthermore, unless otherwise approved in writing by the local planning authority, no buildings shall be occupied or brought into use prior to completion of the approved foul drainage works.

12. No external lighting shall be installed on site until plans showing the type of light appliance, the height and position of fitting, illumination levels and light spillage have been submitted to and approved in writing by the Local Planning Authority. The lighting approved shall be installed and shall be maintained in accordance with the approved details.
13. No dwelling hereby approved shall be occupied until the access, parking and turning facilities required for that dwelling have been provided as shown on Planning Layout 2213.01 Rev N Received 17<sup>th</sup> September 2025.
14. No individual dwelling in the development hereby approved shall not be occupied until sheltered, secure and accessible bicycle parking has been provided in accordance with details which shall first be submitted to and approved in writing by the Local Planning Authority. The storage area shall be maintained for this purpose thereafter.
15. The Residential Travel Plan hereby approved shall be implemented and monitored in accordance with the regime contained within the Plan. In the event of failing to meet the targets within the Plan a revised Plan shall be submitted to and approved in writing by the Local Planning Authority to address any shortfalls, and where necessary make provision for and promote improved sustainable forms of access to and from the site. The Plan thereafter shall be implemented and updated in agreement with the Local Planning Authority and thereafter implemented as amended.
16. No works or development shall take place until full details of all proposed street tree planting, root protection systems, future management plan, and the proposed times of planting, have been approved in writing by the Local Planning Authority. All tree planting shall be carried out in accordance with the approved details.
17. Before the commencement of development, a Landscape and Biodiversity Enhancement and Management Plan (LBEMP) shall be submitted to the Local Planning Authority detailing how not net loss of biodiversity will be achieved and a timetable for implementing the measures. The development will be implemented in accordance with the approved details.
18. Before construction progresses above foundation level on any building or wall, representative samples of the materials to be used in all external wall and roof areas shall first have been submitted to and approved in writing by the Local Planning Authority.
19. If within a period of five years from the date of the planting of any tree or shrub (or their planned retention in accordance with the landscaping scheme) that tree or shrub may die, be removed, uprooted or become seriously damaged it shall be replaced by another of the same species during the first available planting season,



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unless a variation of the landscaping scheme is approved in writing with the Local Planning Authority.

20. The approved Project Management Plan (PMP) 00.1a Issue 48 Received 07<sup>th</sup> October 2022 shall be adhered to at all times during the construction phases of the development.
21. Prior to the demolition of any existing buildings on site, the submission of update bat surveys and a mitigation strategy shall be submitted to and approved by the Local Planning Authority. The phasing of demolition and build out of the development shall be ordered to ensure that any mitigation that could be required (worst case scenario) can be accommodated within the new buildings (bat boxes or bat lofts, for example). Compensatory roost(s) should be in situ, prior to demolition of any buildings with confirmed roosts.
22. Notwithstanding the approved plans, details of bin storage areas will be submitted to and approved in writing by the Local Planning Authority prior to the occupation of any dwellings. The bin storage areas shall be provided in accordance with the approved details and retained for their designated use thereafter.
23. The development hereby permitted shall be constructed in full accordance with the mitigation measures recommended in Noise Impact Assessment (Hepworth Acoustics) P22-278-R01v10 Received 05<sup>th</sup> June 2025.
24. Prior to the occupation of any dwelling hereby permitted, the applicant must demonstrate, to the satisfaction of the Local Planning Authority, that the noise mitigation measures relevant to that dwelling have been properly installed.
25. Before the commencement of construction works including any demolition in connection with the development hereby approved, a programme of measures to minimise the spread of airborne dust from the site during construction and demolition periods, shall be submitted to and approved in writing by the Local Planning Authority and include a dust risk assessment. The development shall be undertaken in accordance with the approved scheme.
26. Construction works on the site and deliveries to the site shall be undertaken only between the hours of 07.30am to 6pm Monday to Friday and 7.30am to 1pm on Saturday. There shall be no work undertaken on site or deliveries to the site on Sundays or public holidays.
27. Prior to the first occupation of the dwellings hereby approved, unless otherwise agreed in writing with the Local Planning Authority, any made ground on the site shall be removed or a contamination investigation and risk assessment of that part of the site shall be carried out by a competent person in accordance with current guidance and in accordance with a scheme which has been approved by the Local Planning Authority, to demonstrate that the site is suitable for the use hereby approved. Where the site investigation and risk assessment shows that contamination remediation is required, a remediation scheme shall be prepared and submitted to the Local Planning Authority for written approval; the approved remediation scheme shall be implemented as approved and a verification report shall be submitted to and approved in writing demonstrating that the remediation has been carried out successfully prior to the first occupation of the dwellings

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hereby approved.

28. Where any suspected areas of contamination are discovered during the development of the site, the process of site investigation and risk assessment as identified in condition 28 above shall be carried out by a competent person in accordance with current guidance and in accordance with a scheme which has been approved by the Local Planning Authority, to demonstrate that that part of the site is suitable for the use hereby approved.
29. In the event that it is proposed to import soil onto site in connection with the development, the soil to be imported shall be sampled at source and analysed in a laboratory that is accredited under the MCERTS Chemical Testing of Soil Scheme for all parameters previously agreed in writing with the Local Planning Authority, the results of which shall be submitted to and shall be approved in writing with the Local Planning Authority.
30. Details of the legal and funding mechanism for maintenance of all public open spaces including the LEAP and any open drainage features shall be submitted to and approved in writing by the Local Planning Authority prior to the occupation of any dwellings. The open space shall thereafter maintained and managed in accordance with the approved details.
31. A timetable for the delivery of all public open space and the LEAP shall be submitted and approved in writing by the Local Planning Authority. The public open space and LEAP shall be provided in full in accordance with the approved details.

### **Statement of Decision Process**

Officers have worked positively and pro-actively with the applicant to address issues raised during the consideration of the application. The proposal has been considered against the policies and guidelines adopted by the Council and the decision has been taken in accordance with the guidelines of the Framework.

### **Equalities Statement**

Section 149 of the Equality Act 2010 places a statutory duty on public authorities in the exercise of their functions to have due regard to the need to eliminate discrimination and advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it (i.e., “the Public Sector Equality Duty”).

In this case, there is no evidence to suggest that the development proposals would have any direct or indirect negative impacts on any person with a protected characteristic or any group of people with a shared protected characteristic.

### **Human Rights Statement**

The specific Articles of the European Commission on Human Rights (‘the ECHR’) relevant to planning include Article 6 (Right to a fair and public trial within a reasonable time), Article 8 (Right to respect for private and family life, home and correspondence), Article 14 (Prohibition of discrimination) and Article 1 of Protocol 1 (Right to peaceful enjoyment of possessions and protection of property).

It is considered that assessing the effects that a proposal will have on individuals and weighing these against the wider public interest in determining whether development

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should be allowed to proceed is an inherent part of the decision-making process. In carrying out this 'balancing exercise' in the above report, officers are satisfied that the potential for these proposals to affect any individual's (or any group of individuals') human rights has been addressed proportionately and in accordance with the requirements of the ECHR.

### **PL35-25/26                      APPLICATION NO. 23/00180/OUT - BOLSOVER BUSINESS PARK, WOODHOUSE LANE, BOLSOVER**

Committee considered a report in relation to the above application presented by the Development Management and Land Charges Manager, who gave details of the application and highlighted the location and features of the site and key issues. It had been resolved by the Committee on 14<sup>th</sup> May 2025 that subject to the prior entry into a Section 106 agreement to secure a requested travel plan contribution that the application be approved subject to conditions.

Progress had been made on preparing a legal agreement to secure the payment of the travel plan contribution prior to occupation of any part of the development.

The Council had a long leasehold interest on site and the agreement only needed to secure one financial contribution payable to Derbyshire County Council (DCC). It had been agreed that it would be more appropriate for a Section 106 unilateral undertaking to be made in favour of both the Council and DCC.

The applicant had also sought a longer period to submit the reserved matters to allow for phasing that would be more responsive to market demand as the development progressed.

More detail was provided in the report.

From the Supplementary Agneda provided, the Committee was informed the applicant had pointed out an inconsistency with the wording of the recommended Condition 29, which did not link to the phasing of the development as per the other conditions. It had been requested that the condition be worded as follows:

*'An Employment Scheme, to enhance and maximise employment and training opportunities during the construction phase of the project, for each approved phase of development shall be submitted to, and be approved in writing by, the Local Planning Authority prior to the commencement of development in that phase. Any such approved Scheme shall then be implemented in full unless in accordance with any such subsequent variations as shall have been formally submitted to and approved in writing by the Local Planning Authority.'*

Councillor Donna Hales spoke on the application.

To a question on any specific heritage assets raised, Councillor Donna Hales informed of the railway workshop and Portland House (the latter was not a listed building, though it was argued it remained a significant historical asset) – both would be demolished along with the expected rail buildings and bathhouse.

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A Member noted Shirebrook encountered the same situation of local heritage assets – while personal feelings should be acknowledged it was natural for the District to move forwards.

The Development Management and Land Charges Manager addressed concerns on the historical assets – it was noted the former Headquarters building would be retained but the loss of all other buildings to develop the site was acceptable, having regard to the public benefits to be derived.

5 in favour  
0 against

Moved by Councillor Tom Munro and seconded by Councillor Phil Smith

**RESOLVED** that application no. 23/00180/OUT be **APPROVED** following completion of a legal agreement to secure the travel plan contribution and with the conditions set out in the officer report, with the exception of Condition 29 which shall be amended as set out above and with delegated authority being given to the Interim Director of Planning, Devolution & Corporate Policy or the Development Management and Land Charges Manager to make any further minor amendments to condition wording relating to phasing where necessary in consultation with the Planning Committee Chair and Vice Chair.

*Having declared an interest in the following item, Councillor Tom Munro left the meeting at 11:22 hours.*

### **PL36-25/26      APPLICATION NO. 25/00179/FUL - NEW MIDDLE CLUB, WELBECK STREET, WHITWELL, WORKSOP**

Committee considered a report in relation to the above application presented by the Development Management and Land Charges Manager, who gave details of the application and highlighted the location and features of the site and key issues. The application was for the material change of use of the New Middle Club to provide 9 residential flats. The original application had included 10 off-road car parking spaces with vehicular access from Coronation Street, Whitwell. 2 of the flats were 2-bedroomed and 7 of the flats were 1-bedroomed units.

The application had been deferred by the Committee 3<sup>rd</sup> September 2025. Members had debated the appropriateness of the number of car parking spaces to be allocated (10). A revised parking layout had been received, which would provide 3 additional car parking spaces (13 in total).

Additional representations had been received and detailed in the Supplementary Agenda.

Dee Devine spoke against the proposal.

Amat Patil, the applicant, spoke in favour of the application.

To a question on the provision of EV charging points, Amat Patil informed that while not part of the original application, the car park would have the electrical cables prepared further into the development for the individual installation of charging points.

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Amat Patil confirmed that the provision of the bin storage area would remain onsite despite the additional 3 parking spots in the revised plan.

4 in favour

0 against

Moved by Councillor Phil Smith and seconded by Councillor Rob Hiney-Saunders

**RESOLVED** that application no. 25/00179/FUL be **APPROVED** subject to the following conditions:

1. The development shall be begun before the expiration of three years from the date of this permission.
2. The development hereby permitted shall be carried out in accordance with the following approved drawings and documents unless specifically stated otherwise in the conditions below:

Revised Site Layout and Proposed Floor Plans - drawing number AP/02 revision d dated 04/09/2025.

Revised Site Location Plan and Proposed Block Plan - drawing number AP/04 dated 24/07/2025.

Proposed Elevations and Roof Plan - drawing number AP/04 dated 09/05/2025.

3. Construction works on the site and deliveries to the site must be undertaken only between the hours of 07.30am to 6pm Monday to Friday and 7.30am to 1pm on Saturday. There shall be no work undertaken on site or deliveries to the site on Sundays or public holidays.
4. If during the construction and/or demolition works associated with the development hereby approved, any suspected areas of contamination are discovered, then all works shall be suspended until the nature and extent of the contamination is assessed and a report is submitted and approved in writing by the Local Planning Authority which addresses the risk identified. The Local Planning Authority shall be notified as soon as is reasonably practicable of the discovery of any suspected areas of contamination.

Any investigation required shall be undertaken in accordance with a scheme submitted to and approved in writing by the Local Planning Authority and shall comply with current Government Guidance to achieve the appropriate standard at completion.

Upon completion of the remediation works a validation report prepared by a competent person shall be submitted to and approved in writing by the Local Planning Authority. The validation report shall include details of the remediation works and Quality Assurance/Quality Control results to show that the works have been carried out in full and in accordance with the approved methodology. Details of any validation sampling and analysis to show the site has achieved the approved remediation standard, together with the necessary waste management documentation shall be included.

## **PLANNING COMMITTEE**

5. Prior to the first occupation of the hereby approved development, a biodiversity enhancement plan must be submitted to and approved in writing by the Local Planning Authority. The Plan must clearly show positions, specifications and numbers of the following features:

- 10 No. swift bricks or boxes;
- 2 No. bat bricks or boxes; and,
- Summary of any ecologically beneficial landscaping.

A statement of good practice including photographs of the provided features must be submitted to the local planning authority to fully discharge this condition, demonstrating that the enhancements have been selected and installed in accordance with the approved Plan.

6. No dwelling shall be occupied until the access, parking and turning facilities have been provided in full, as shown on drawing number AP/02 dated 16/07/2025. Once provided the car parking and turning spaces shall be retained for the life of the development free from any impediment to their parking and turning purposes.
7. Prior to the first occupation of the hereby approved development, a detailed scheme of boundary treatment must be installed fully in accordance with a scheme which has first been submitted to and approved in writing by the Local Planning Authority. The agreed boundary treatment scheme shall then be maintained in perpetuity for the lifetime of the development.
8. Prior to any works taking place to the external elevations and roof of the development, the precise external materials to be used in the construction of the external elevations and roof shall be first submitted to and approved in writing by the Local Planning Authority. The development shall then proceed fully in accordance with the agreed external materials and be maintained thereafter.

### **Reasons for Conditions**

1. To comply with the requirements of Section 51 of the Planning and Compulsory Purchase Act 2004.
2. For the avoidance of doubt and in order to define the planning permission.
3. In the interests of protecting residential amenity throughout the construction phase in accordance with Policy SC11 of the Adopted 2020 Local Plan for Bolsover District.
4. To protect future occupiers of the development from unacceptable levels of land contamination in accordance with Policy SC14 of the Adopted 2020 Local Plan for Bolsover District.
5. To provide a form of biodiversity enhancement in accordance with Policy SC9 of the Adopted Local Plan 2020 for Bolsover District.
6. In the interests of ensuring off-road parking is provided and retained for the development in the best interests of highway safety in accordance with Policy SC3 (e) of the Adopted 2020 Local Plan for Bolsover District.

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7. In the interests of protecting the visual amenity of the locality and residential amenity of adjacent residents in accordance with Policy SC3 of the Adopted Local Plan 2020 for Bolsover District.
8. In the interests of protecting the visual amenity of the locality in accordance with Policy SC3 of the Adopted Local Plan 2020 for Bolsover District.

### **Statement of Decision Process**

1. Officers have worked positively and pro-actively with the applicant to address issues raised during the consideration of the application. The proposal has been considered against the policies and guidelines adopted by the Council and the decision has been taken in accordance with the guidelines of the Framework.

### **Note**

1. This application is considered to be one which will not require the approval of a biodiversity gain plan before development is begun, because one or more of the statutory exemptions or transitional arrangements are considered to apply. However, you are still required to observe the statutory requirements of the Biodiversity Net Gain Plan Advice Note provided below.

### **Equalities Statement**

Section 149 of the Equality Act 2010 places a statutory duty on public authorities in the exercise of their functions to have due regard to the need to eliminate discrimination and advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it (i.e., “the Public Sector Equality Duty”).

In this case, there is no evidence to suggest that the development proposals would have any direct or indirect negative impacts on any person with a protected characteristic or any group of people with a shared protected characteristic.

### **Human Rights Statement**

The specific Articles of the European Commission on Human Rights (‘the ECHR’) relevant to planning include Article 6 (Right to a fair and public trial within a reasonable time), Article 8 (Right to respect for private and family life, home and correspondence), Article 14 (Prohibition of discrimination) and Article 1 of Protocol 1 (Right to peaceful enjoyment of possessions and protection of property).

It is considered that assessing the effects that a proposal will have on individuals and weighing these against the wider public interest in determining whether development should be allowed to proceed is an inherent part of the decision-making process. In carrying out this ‘balancing exercise’ in the above report, officers are satisfied that the potential for these proposals to affect any individual’s (or any group of individuals’) human rights has been addressed proportionately and in accordance with the requirements of the ECHR.

*Councillor Tom Munro returned to the meeting at 11:37 hours.*

## PLANNING COMMITTEE

PL37-25/26

### APPLICATION NO. 25/00293/FUL - ST. HELENS CHURCH HALL, CHURCH STREET, EAST PINXTON, NOTTINGHAM

Committee considered a report in relation to the above application presented by the Development Management and Land Charges Manager, who gave details of the application and highlighted the location and features of the site and key issues. The application the demolition and erection of a replacement Church Hall. The site was currently occupied by a church hall which previously provided a number of community facilities.

The main issues for consideration were whether the proposed development would result in harm to the character and appearance of the area, harm to residential amenity and raised any unacceptable impacts on highway safety and the local road network.

The decision was referred to the Committee in the interests of openness and transparency, given that the application site was owned by the Council.

Councillor Mary Dooley spoke in favour of the application.

To a question on the building's future use, Councillor Mary Dooley informed it would be for any / all local community events as well as for externally hired events (e.g. weddings) – it would be a fabulous design and a valuable new asset for Pinxton.

The Chair noted parking would take place on the highway but that residents supported this decision. Councillor Mary Dooley informed parking was also available nearby on Victoria Road, Pinxton.

A Member brought to light that funding for the proposal was largely being delivered through the UK Shared Prosperity Fund. A new build, rather than a refurbishment, would also maximise the potential and positive economic impact of the development.

Members praised the work and design of the proposal. The exclusion of any parking onsite was due to the provision of a tree to improve the visual aspect of the proposal / area and provide a welcoming aspect to the site.

Questions were asked on the non-requirement of disabled parking bays – the development had remained acceptable without.

The work of the Senior Economic Development Officer was noted.

5 in favour  
0 against

Moved by Councillor Tom Munro and seconded by Councillor Phil Smith

**RESOLVED** that application no. 25/00239/FUL be **APPROVED** with final, precise wording of conditions relating to biodiversity (current Conditions 7, 8, and 9) delegated to the Development Management and Land Charges Manager or Principal Planners:

**AND** subject to the following conditions:



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1. The development must be begun before the expiration of three years from the date of this permission.
2. The development must be carried out in accordance with the following plans/details submitted with the application:
  - 'PROPOSED ELEVATIONS SHEET 1' (24101-CO-XX-XX-DR-A-41001) received on the 3<sup>rd</sup> July 2025;
  - 'PROPOSED ELEVATIONS SHEET 2' (24101-CO-XX-XX-DR-A-41002) received on the 3<sup>rd</sup> July 2025;
  - 'PROPOSED PLAN' (24101-CO-XX-XX-DR-A-21001) received on the 3<sup>rd</sup> July 2025.
  - 'PROPOSED SITE PLAN' (24101-CO-XX-XX-DR-A-16002) received on the 3<sup>rd</sup> July 2025; and,
  - 'PROPOSED LANDSCAPING' (24101-CO-XX-XX-DR-A-16003) received on the 30<sup>th</sup> July 2025.
3. The development hereby approved must be constructed and finished in the material details that are outlined in the elevation plans: 'PROPOSED ELEVATIONS SHEET 1' & '2', both received on the 3<sup>rd</sup> July 2025.
4. Unless otherwise amended by details submitted to and approved in writing under the terms of the deemed biodiversity gain plan condition, the soft landscaping plan (24101-CO-XX-XX-DR-A-16003) received on the 30<sup>th</sup> July 2025 must be implemented as approved, no later than the first available planting season following the occupation of the development hereby approved. Any of the trees or plants which within a period of five years from the completion of the development die, are removed or become seriously damaged or diseased must be replaced in the next planting season with others of a similar size and species.
5. Prior to the occupation of the building hereby approved, details of the proposed boundary treatments must be submitted to and approved in writing by the Local Planning Authority and installed in accordance with the approved details.
6. Prior to the occupation of the building hereby approved, the proposed bicycle stands outlined in the 'PROPOSED SITE PLAN' (24101-CO-XX-XX-DR-A-16002) received on the 3<sup>rd</sup> of July 2025, must be provided and maintained for use thereafter.
7. A Habitat Management and Monitoring Plan (HMMP) must be submitted to and approved in writing by the Local Planning Authority, prior to the commencement of the development. If the standard HMMP template is not used, the HMMP checklist must be consulted to ensure all appropriate information is included. The HMMP must identify the habitats to be retained, created and / or enhanced on the site and specify the appropriate management prescriptions to secure the predicted condition targets, as per the approved biodiversity metric for the application. The HMMP must also set out a monitoring schedule to ensure targets are met and remedial actions to take if not.
8. Site clearance must be undertaken in a manner by which to safeguard hedgehogs as well as other wildlife. All rubble piles, leaf piles, compost heaps, dense vegetation and other general debris that could be used for shelter must be

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carefully cleared by hand to a location such as a skip, other container or raised pallets. This must be undertaken prior to machinery entering site and avoiding the core hibernation period (November-February). If a hedgehog is discovered during clearance, it must be moved immediately and carefully with gloved hands to an area of shelter as beneath adjacent hedgerow/bushes. A short statement of compliance must be submitted to the Local Planning Authority upon completion of clearance works to discharge this condition.

9. Prior to the commencement of works above ground level, a Biodiversity Enhancement Plan must be submitted to and approved in writing by the Local Planning Authority. The approved measures must be implemented in full and maintained as such thereafter. The plan must clearly show positions, specifications and quantities of features, which will include (but are not limited to) the following:

- 1x woodcrete / woodstone swift box must be installed at eaves level, avoiding southern elevations;
- 1x integrated bat box;
- 1x insect brick / tower in public open space;
- Fencing gaps 130mm x 130mm to maintain connectivity for hedgehogs if required.

A statement of good practice including photographs, demonstrating that the enhancements have been selected and installed in accordance with the approved plan must be submitted to and approved in writing by the Local Planning Authority.

10. Prior to the commencement of any construction works, including any demolition in connection with the development hereby approved, a programme of measures to minimise the spread of airborne dust from the site including construction and demolition periods must be submitted to and approved in writing by the Local Planning Authority. The construction must be undertaken in accordance with the approved scheme.

11. Prior to the commencement of the development hereby approved:

The site investigation strategy as identified in the Desk Study report (ref.102058) submitted with the application, must be undertaken by a competent person in accordance with the current UK requirements for sampling and analysis.

Where the site investigation identifies unacceptable levels of contamination, a detailed remediation scheme to bring the site to a condition suitable for the intended use by removing unacceptable risks to human health, buildings and other property and the natural and historical environment, must be submitted to and approved in writing by the Local Planning Authority. The submitted scheme must have regard to relevant current guidance. The approved scheme must include all works to be undertaken, proposed remediation objectives and remediation criteria and site management procedures. The scheme must ensure that the site will not qualify as contaminated land under Part 2A of the Environmental Protection Act 1990 in relation to the intended use of the land after remediation.

The developer must give at least 14 day's notice to the Local Planning Authority prior to commencing works in connection with the remediation scheme.

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12. No buildings hereby approved shall be occupied until:

- a) The approved remediation works required by condition 11 above, have been carried out in full in compliance with the approved methodology and best practice.
- b) If during the construction and/or demolition works associated with the development hereby approved, any suspected areas of contamination are discovered, then all works must be suspended until the nature and extent of the contamination is assessed and a report is submitted to and approved in writing by the Local Planning Authority, who must be notified as soon as is reasonably practicable of the discovery of any suspected areas of contamination. The suspect material must be re-evaluated through the process described in the Phase I contaminated land assessment (desk-study) ref.102058, submitted with the application and through the process described in condition 15 above.
- c) Upon completion of the remediation works required by condition 11 above, a validation report prepared by a competent person must be submitted to and approved in writing by the Local Planning Authority. The validation report must include details of the remediation works and Quality Assurance/Quality Control results to show that the works have been carried out in full and in accordance with the approved methodology. Details of any validation sampling and analysis to show the site has achieved the approved remediation standard, together with the necessary waste management documentation must be included.

13. Construction works on the site and deliveries to the site will be undertaken only between the hours of 07.30am to 6pm to Friday and 07.30am to 1pm on Saturday. There must be no work undertaken on site or deliveries to the site on Sundays or public holidays.

### **Statement of Decision Process**

1. The proposal is compliant with the policies and guidelines adopted by the Council and the decision has been taken in accordance with the guidelines of the National Planning Policy Framework.

### **Equalities Statement**

Section 149 of the Equality Act 2010 places a statutory duty on public authorities in the exercise of their functions to have due regard to the need to eliminate discrimination and advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it (i.e., "the Public Sector Equality Duty").

In this case, there is no evidence to suggest that the development proposals would have any direct or indirect negative impacts on any person with a protected characteristic or any group of people with a shared protected characteristic.

### **Human Rights Statement**

The specific Articles of the European Commission on Human Rights ('the ECHR') relevant to planning include Article 6 (Right to a fair and public trial within a reasonable time), Article 8 (Right to respect for private and family life, home and correspondence),

## PLANNING COMMITTEE

Article 14 (Prohibition of discrimination) and Article 1 of Protocol 1 (Right to peaceful enjoyment of possessions and protection of property).

It is considered that assessing the effects that a proposal will have on individuals and weighing these against the wider public interest in determining whether development should be allowed to proceed is an inherent part of the decision-making process. In carrying out this 'balancing exercise' in the above report, officers are satisfied that the potential for these proposals to affect any individual's (or any group of individuals') human rights has been addressed proportionately and in accordance with the requirements of the ECHR.

### **PL38-25/26                      APPLICATION NO. 25/00307/FREG3 - GARAGE SITE TO THE REAR OF 1 - 5 WORKSOP ROAD, WHITWELL COMMON**

Committee considered a report in relation to the above application presented by the Development Management and Land Charges Manager, who gave details of the application and highlighted the location and features of the site and key issues. The application sought permission to demolish 6 existing prefabricated garages, re-surface the existing parking area and extend it by 9.5 sqm, marking out the resulting parking area with 14 spaces, including one disabled parking space. The proposal also included repairs to an existing low retaining wall and installation of a 12.6m long crash barrier at a height of 900mm along the front of one of the rows of parking spaces created.

A submission from Sarah Hyde was brought to the attention of the Committee.

The Assistant Director of Housing Management & Enforcement was present to help address listed concerns.

It was noted the provision of EV charging points would be a commercial one and not for the Council to include in the proposal.

5 in favour  
0 against

Moved by Councillor Phil Smith and seconded by Councillor Steve Fritchley

**RESOLVED** that application no. 25/00307/FREG3 be **APPROVED** subject to the following conditions:

1. The development shall be begun before the expiration of three years from the date of this permission.
2. The development must be carried out in accordance with plan number: BDC-WCG-03A Proposed block plan.

### **Statement of Decision Process**

Officers have worked positively and pro-actively with the applicant to address issues raised during the consideration of the application. The proposal has been considered against the policies and guidelines adopted by the Council and the decision has been taken in accordance with the guidelines of the Framework.

## **PLANNING COMMITTEE**

### **Equalities Statement**

Section 149 of the Equality Act 2010 places a statutory duty on public authorities in the exercise of their functions to have due regard to the need to eliminate discrimination and advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it (i.e., “the Public Sector Equality Duty”).

In this case, there is no evidence to suggest that the development proposals would have any direct or indirect negative impacts on any person with a protected characteristic or any group of people with a shared protected characteristic.

### **Human Rights Statement**

The specific Articles of the European Commission on Human Rights (‘the ECHR’) relevant to planning include Article 6 (Right to a fair and public trial within a reasonable time), Article 8 (Right to respect for private and family life, home and correspondence), Article 14 (Prohibition of discrimination) and Article 1 of Protocol 1 (Right to peaceful enjoyment of possessions and protection of property).

It is considered that assessing the effects that a proposal will have on individuals and weighing these against the wider public interest in determining whether development should be allowed to proceed is an inherent part of the decision-making process. In carrying out this ‘balancing exercise’ in the above report, officers are satisfied that the potential for these proposals to affect any individual’s (or any group of individuals’) human rights has been addressed proportionately and in accordance with the requirements of the ECHR.

The Chair thanked all Members and officers for their attendance.

The meeting concluded at 12:02 hours.

**PARISH** Blackwell Parish

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**APPLICATION** Demolition of 6 prefabricated concrete panel garages and the erection of 4 apartments with associated parking and amenity spaces  
**LOCATION** Garage Site To The West Of 283 Alfreton Road Blackwell  
**APPLICANT** Mr. C. Hardy  
**APPLICATION NO.** 25/00184/FUL **FILE NO.** PP-13929707  
**CASE OFFICER** Mr Mitchel Smith  
**DATE RECEIVED** 14th April 2025

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## SUMMARY

This is a full planning application for the demolition of six prefabricated, concrete panel garages to allow for the erection of four apartments with associated parking and amenity spaces. Each apartment will contain a bedroom, bathroom, living room and kitchen. Amenity spaces are proposed to the front and rear of the building, along with four parking spaces which will be accessed by a private driveway leading from Alfreton Road.

The application has been referred to Planning Committee given more than twenty separate households have objected to the proposal.

The application is recommended for conditional approval.

## Site Location Plan





## **OFFICER REPORT ON APPLICATION NO.25/00184/FUL**

### **SITE & SURROUNDINGS**

The application site is situated within the development envelope of Blackwell and to the north, east and south are a number of residential properties, while to the west is an area designated as an important open break.

The site is on the cusp of a residential settlement whereby the properties are predominantly two-storey and brick finished, there are however a number of variations to the scales, designs and appearances of the properties throughout the wider setting.

The application site is predominantly hardstanding bound by a mix of timber and concrete fences serving the surrounding residential properties. Towards the south-western boundary of the site are six prefabricated, concrete garages containing up-and-over doors.



## **PROPOSAL**

The application is seeking planning permission for the removal of the garages to be replaced by four apartments. Each apartment will contain a bedroom, bathroom, living room and kitchen. Four parking spaces and a turning area are proposed to the rear of the building and will be accessed via a private driveway leading from Alfreton Road. Amenity spaces are proposed to the front and rear of the site along with a designated space for bin storage and clothes drying.

The building proposed measures 8.2m in height, to the ridge of the pitched roof, 7.8m in width at the widest part, towards the rear and a total of 16.8m total in length, including the projecting porch, sited on the principal elevation of the development.

Solar panels are also proposed on the roof, the proposed plans state this will encompass around 27m<sup>2</sup> of the roof pane and will be recessed into the roof space.

Soft landscaping is proposed throughout the application site, this includes the introduction of trees, shrubs, an indigenous hedgerow, bounding the site on the western border, and various sections of topsoil with turf and plants.

A bat, and bird box and mammal gap are also proposed.

### Supporting Documents

- Design and Access Statement, received on the 14<sup>th</sup> April 2025
- Preliminary Ecological Report, received on the 14<sup>th</sup> April 2025

## **AMENDMENTS**

- **09/06/2025:** Amended block and elevation plans
- **25/06/2025:** Coal Mining Risk Assessment
- **14/08/2025:** BNG Metric
- **23/09/2025:** Revised block, elevation, floor, and topographical plans.

### Summary of Submissions

- Application form, received on the 14<sup>th</sup> April 2025
- Proposed floor, elevation and site layout plans, received on the 23<sup>rd</sup> September 2025
- Location plan, received on the 14<sup>th</sup> April 2025
- Topographical survey, received on the 14<sup>th</sup> April 2025
- Design and Access Statement, received on the 14<sup>th</sup> April 2025
- Preliminary Ecological Report, received on the 14<sup>th</sup> April 2025
- Coal Mining Risk Assessment, received on the 25<sup>th</sup> June 2025
- BNG Metric, received on the 14<sup>th</sup> August 2025

## **EIA SCREENING OPINION**

The proposals that are the subject of this application are not EIA development.

## **HISTORY**

There is no relevant planning history for this site.



## CONSULTATIONS

Statutory consultees were invited to consider the application on 22/04/2025 requiring comments to be provided by 13/05/2025.

### Blackwell Parish Council

- **13/05/2025:** Have the following objections:
  - Current drainage infrastructure is struggling.
  - Social infrastructure: problems getting doctor's appointments.
  - Highways: concerns over safe access.
  - Environmental concerns: loss of local wildlife
  - Flooding: hardstanding and surface water could present issues when raining.
  - Additional concerns: one bed apartments not in keeping with setting, loss of privacy and light, removal of public footpath.

### Coal Authority

- **04/07/2025:** The Coal Authority has no objection to the proposed development subject to the imposition of planning conditions requiring a scheme of intrusive investigations, remediation and/or mitigation works to ensure the suitability of the site.

### DCC Highways

- **07/05/2025:** requested that the application is amended to reflect the change of use to the land.
- **08/05/2025:** Officers responded stating that this was not necessary as the proposal title accurately reflected the development proposed.
- **15/05/2025:**

Site Access – visibility into the serviced road and Alfreton Road is considered acceptable in both directions.

Internal Layout – It is presumed that the existing footpath is to be retained, providing a route for pedestrians, aiding connectivity. There are some concerns about the potential conflict between vehicle and pedestrian movements in the site, due to the central driveway being limited to 3.2m, however this is not sufficient to warrant an objection. 4 parking spaces are proposed, in line with DCC's parking guidance for new developments.

Conditions / Informatives – development not occupied until access, parking and turning facilities have been provided; no works shall commence until a Stopping Up Order has been granted.

### Derbyshire Wildlife Trust:

- **09/09/2025:** the metric details that 0.089ha of 'moderate' condition modified grassland will be lost. The only habitats present within the metric pertain to bare ground, a sparse area of scattered scrub and one individual tree which falls within a neighbouring garden. Having reviewed the public representations, it is apparent that mature tree clearance has taken place, this is not certain or based on the information submitted. Clarifications are advised regarding this issue.
- **09/09/2025:** it would appear that the purchase of credits is not for the correct amount. The metric does appear to have been completed correctly and in line with the submitted Preliminary Ecological Assessment. On-site gains should be considered prior to exploring off-site options such as habitat banks or other off-site land to satisfy the biodiversity net gain hierarchy.

- **16/09/2025:** the applicant has purchased 0.04 units of neutral grassland to offset the loss of modified grassland at the site. However it appear that 0.05 units are required given the habitat bank is outside of the LPA / NCA area and therefore the Spatial Risk Multiplier takes this into account. The site is so small and the losses insignificant that the baseline from ProHort can be accepted. Additional units are required and it is recommended that a finalised metric is submitted but this is not mandatory at this stage.

### Engineers

- **12/05/2025:**

1. The sewer records show a public sewer within the area of the proposed work (plan enclosed). The applicant should also be made aware of the possibility of unmapped public sewers which are not shown on the records but may cross the site of the proposed works. These could be shared pipes which were previously classed as private sewers and were transferred to the ownership of the Water Authorities in October 2011. If any part of the proposed works involves connection to / diversion of / building over / building near to any public sewer the applicant will need to contact Severn Trent Water in order to determine their responsibilities under the relevant legislation.
2. All proposals regarding drainage will need to comply with Part H of the Building Regulations 2010. In addition, any connections or alterations to a watercourse will need prior approval from the Derbyshire County Council Flood Team, who are the Lead Local Flood Authority.
3. It is essential that any work carried out does not detrimentally alter the structure or surface of the ground and increase or alter the natural flow of water to cause flooding to neighbouring properties. The developer must also ensure any temporary drainage arrangements during construction gives due consideration to the prevention of surface water runoff onto the public highway and neighbouring properties.

### Environmental Health

- **09/05/2025:** Development is situated within an area defined as a high development risk by the UK Coal Authority and should be accompanied by a coal mining risk assessment. Standard contaminated land conditions are also recommended.

### **PUBLICITY**

The application has been advertised by way of a site notice and neighbour notification letters have been sent.

A total of 32 representations have been received from 24 separate households, 16 of which were provided in the form of a petition. This number of household objections exceeds Bolsover Council's limit for determination under delegated powers and therefore the application has been referred to Planning Committee. The representations have been summarised below:

### Principle

- Overdevelopment and over intensification contrary to policy SC1.
- Not sustainable development

### Visual Appearance

- Out of character for the local area.
- Use of materials will appear overbearing in comparison to surrounding homes.

### Residential Amenity

- Substandard internal and external space.
- Overbearing.
- Loss of privacy / overlooking.
- Overshadowing issues.

### Biodiversity

- Loss of trees and natural screening.
- Reduced separation between properties and countryside.
- Disturbance to natural habitat of animals.
- Tree works conducted prior to the application being submitted.

### Highways/Access

- Access from Alfreton Road is narrow with poor visibility, additional residents will worsen access safety.
- Fire engine access is 3.7m generally, proposed is 3.2m with no pedestrian pavement.
- Inadequate parking and turning facilities and increased congestion.

### Other Matters

- Boundary and land ownership dispute.
- Development sets a precedent for future overdevelopment.
- No formal highways report provided to demonstrate it meets safety standards.
- Lack of clarity on occupancy.
- Rainwater / drainage concerns.
- Lack of meaningful community consultation by the developer.
- Sewage and drainage concerns.
- Detrimental effects of prolonged construction

As a result of the alterations to the application, a second public consultation was undertaken. A site notice was posted on the 30<sup>th</sup> September 2025 requiring comments by the 21<sup>st</sup> October 2025. Letters were also posted to the surrounding neighbouring properties on the 24<sup>th</sup> September 2025 requiring comments by 15<sup>th</sup> October 2025.

The second public consultation prompted two further responses, a number of the comments received raised matters already mentioned in the previous consultation, however additional comments are summarised as follows:

- Why has the application been extended again?
- Clearly an unsuitable development in the village for all reasons previously explained.
- No material change, adding topographical drawings and copies of planning portals seems to be some sort of distraction.
- Asks that the application is rejected.
- Neighbouring fencing has been in situ for 25 years.
- The plans show a 45° but a 25° has not been included.

- Policy SS3 states it would support one residential dwelling, but there are several dwellings built within the surrounding setting, some of which are larger scale consisting of 23 houses and 20 flats.
- Bolsover already achieving 5 year housing supply, and no neighbouring / nearby authority has required Bolsover District Council to help deliver their objectives.

## **POLICY**

### Local Plan for Bolsover District (“the adopted Local Plan”)

Planning law requires that applications for planning permission be determined in accordance with policies in the adopted Local Plan, unless material considerations indicate otherwise. In this case, the most relevant Local Plan policies include:

- SS1 – Sustainable Development
- SS3 – Spatial Strategy and Distribution of Development
- SS11 – Important Open Breaks
- LC3 – Type and Mix of Housing
- SC1 – Development within the Development Envelope
- SC2 – Sustainable Design and Construction
- SC3 – High Quality Development
- SC9 – Biodiversity and Geodiversity
- SC11 – Environmental Quality (Amenity)
- ITCR11 – Parking Provision

### National Planning Policy Framework (“the Framework”)

The National Planning Policy Framework sets out the Government’s planning policies for England and how these should be applied. The Framework is therefore a material consideration in the determination of this application and policies in the Framework most relevant to this application include:

- Chapter 2 (paras. 7 – 14): - Achieving sustainable development.
- Paragraphs 48 - 51: Determining applications.
- Paragraphs 56 - 59: Planning conditions and obligations.
- Paragraphs 96 - 108: Promoting healthy and safe communities.
- Paragraphs 109 - 118: Promoting sustainable transport.
- Paragraphs 124 - 128: Making effective use of land.
- Paragraphs 131 – 141: Achieving well-designed places.
- Paragraph 161, 163, 164, and 166: Meeting the challenge of climate change.
- Paragraph 170 - 182: Planning and Flood Risk.
- Paragraphs 187, 193 and 195: Conserving and enhancing the natural environment.

### Supplementary Planning Documents

#### *Successful Places: A Guide to Sustainable Housing Layout and Design, Adopted 2013:*

The purpose of the Successful Places guide is to promote and achieve high quality residential development within the District by providing practical advice to all those involved in the design, planning and development of housing schemes. The guide is applicable to all new

proposals for residential development, including mixed-use schemes that include an element of housing.

*Local Parking Standards:*

This document relates to Policy ITCR11 of the Local Plan by advising how the parking standards contained in appendix 8.2 of the local plan should be designed and implemented with development proposals. This SPD does not revise the standards contained in the Local Plan but does provide suggested new standards for parking matters not set out in the Local Plan, such as cycle parking. The design supersedes the parking design section included within the existing Successful Places SPD (2013).

*Biodiversity Net Gain Design Note:*

In light of the requirement for mandatory 10% biodiversity net gain, the Council has prepared a planning advice note to provide advice on the background to the introduction of mandatory 10% Biodiversity Net Gain, how this statutory provision relates to policy SC9: Biodiversity and Geodiversity in the Local Plan for Bolsover District, and how we will expect those preparing applications to approach this new legal requirement.

## **ASSESSMENT**

### ***Key issues***

*It is considered that the key issues in the determination of this application are:*

- *the principle of the development;*
- *the landscape and visual impact of the proposed development;*
- *the impact of the development on the surrounding neighbouring properties;*
- *whether the development would be provided with a safe and suitable access and impact on the local road network;*
- *the impact on biodiversity and proposed enhancements;*
- *ground contamination and stability; and*
- *other matters*

*These issues are addressed in turn in the following sections of this report*

### Principle

Objections were received which stated that the proposal did not constitute to sustainable development and given the scale of the building would result in over intensification of the land, which would be contrary to policy SC1 of the Local Plan.

In order to support sustainable development, proposals must accord with the settlement hierarchy, set out in policy SS3, which is as follows:

- a) Firstly to the Small Towns of Bolsover and Shirebrook and the Emerging Towns of South Normanton and Clowne
- b) Then to the Large Villages of Creswell, Pinxton, Whitwell, Tibshelf and Barlborough

Policy SC1 considers development proposals in development envelopes to be suitable

providing they are appropriate in scale and design, and functional to the area, is compatible with and does not prejudice any existing or intended use of adjacent site and would not have an unacceptable environmental impact; the remaining provisions are not relevant to the proposal. The site is situated within a predominantly residential area and forms part of the development envelope of Blackwell.

The National Planning Policy Framework (NPPF or Framework) sets out at para.73 '*that Small and Medium sized sites can make an important contribution to meeting the housing requirement of an area*'. The developments proposed are contained to the application site, and while the building itself is large in scale, it is considered to be proportionate to the scale of the application site and necessary for the proposed residential function. The proposal does not prejudice any existing or adjacent sites and does not amount to unacceptable environmental impacts.

The site is within walking distance to local shops and facilities and there are several bus stops within the vicinity providing access to larger towns and cities such as Pinxton, Mansfield and Derby. The site is therefore within a sustainable location where residential development is acceptable.

Overall, it is considered that the proposal is constitutes sustainable development in accordance with policies SS1, SS3 and SC1 of the Local Plan for Bolsover District.

#### Landscape and visual impact of the proposed development

Objections were received stating that the development was out of character for the local area and the use of the proposed materials would not be in-keeping with the surrounding dwellings.

Policy LC3 of the Bolsover Local Plan, states that proposals for new housing should seek to ensure an appropriate mix of dwelling types, and sizes, taking account of existing imbalances in the housing stock, site characteristics, the characteristics of adjoining development, and viability and market considerations. Policy SC3 requires proposals to create good quality, attractive and connected places which respond positively to local context, established character and local distinctiveness.

The application site is within a residential setting, the immediate surrounding properties are two-storey, brick finished and contain tiled, gable roofs. The wider setting varies considerably whereby a number of single-storey dwellinghouses are present; hipped roofs are also more frequent and the type and colour of brick varies largely.

The proposed building will be finished in red brick, containing 'silver pearl' render panels, and grey concrete interlocking roof tiles. The materials proposed are similar to that which are present at the dwellings along Alfreton Road and therefore will complement the appearance and finish of the existing dwellings.

In terms of scale, the proposed building is smaller in width than nos.281 and 283 which are adjacent, and is only 0.15m taller in height. As such, when viewed from the streetscene, the building will appear to be a detached, two-storey dwellinghouse. The proposal does sit slightly forwards of the building line of no.283 but the immediate streetscene does not conform to a uniform building line and therefore the proposal will not look out of place in this regard. It is

also noted that the application site and adjacent dwellings are accessed via a service road from the highway and therefore these properties are considerably set back from Alfreton Road, such that their prominence within the streetscene is minimal.

The application site borders a designated important open break. While the development would be visible from the open break, given that it is not situated within the designated area, the impact on the District's openness is minimal. As such, the proposal accords with policy SS11 of the Local Plan.

Overall, it is considered that the proposal introduces a suitable use to a redundant garage site. While the building is large in scale, it has been designed to resemble a detached dwellinghouse in views from public spaces, and through the use of the materials proposed will not appear out of place with the surrounding dwellinghouses. The proposal is contemporary in design and does not result in undue visual harm to the character and appearance of the streetscene. As such, the development is considered to accord with the provisions of policies LC3, SC2 and SC3 of the Local Plan and the 'Achieving well-designed places' section of the Framework.

#### Residential Amenity

A number of objections raised concerns that the development did not provide sufficient internal and external spaces for residents and the siting of the building would result in overbearing, overshadowing and overlooking impacts to the existing surrounding residents.

Policy SC11 states that development, which is likely to cause, or experience, a loss of residential amenity as a result of light, noise, dust, odour or vibration, or a loss of privacy, must be supported by relevant assessment and if necessary, appropriate mitigation must be put in place. Policy SC3(n) aims to ensure a good standard of amenity is maintained for both existing and future residents of the properties.

To the north of the application site, on the opposing side of the highway are nos.22 and 24 Hardwick Close, to the east is no.283 Alfreton Road and to the south of the site are nos.16 and 18 Deamon Street. There are no residential properties to the west of the application site.

The principal elevation of the proposed flats measures over 40m away from the residential properties to the north and therefore the proposal does not introduce any amenity harm to these properties.

The building proposes several openings on both the ground and first-floors, on all elevations. The windows on the rear elevation measure 15.5m to the proposed rear boundary of the application site and are sited over 30m to the elevations of no.16 and 18 to the south. The windows situated on the principal elevation are over 40m away from the properties to the north. The windows sited on side elevation facing towards no.283 serve the bathrooms of the proposed flats and are not considered to be habitable rooms, while the openings on the opposing side of the building overlook the green space to the west. Following an assessment with regard to potential overlooking, it is confirmed that all openings proposed are compliant with the separation distances set out in the Council's adopted design guidance – Successful Places.

Relevant daylight assessments have been conducted and identified a slight impact to the

window in the outlier extension of no.283. Notwithstanding this, the impacted window does not serve a primary window and therefore is afforded less protection by the Successful Places guidance.

The proposed flats project past the building line of no.283 by 1.8m, given the height of the proposed building it is not considered to introduce harmful overbearing impacts in this instance. The length of the development runs parallel with the amenity space of the neighbouring property which measures a total of 22m in length. On the basis that the neighbouring property has a suitably large garden space in which a detached garage is situated towards the neighbouring border, it is considered that the potential overbearing impacts will be acceptable.

An objection relates to their being insufficient internal and external space for future residents; internal space would be a matter for Building Control and therefore does not form part of this consideration. The Successful Places guidance states that 100m<sup>2</sup> (25m<sup>2</sup> per flat) of outdoor amenity space is required. The application proposes a total of only 53m<sup>2</sup> amenity space, in the form of a small section to the front of the site and a slight larger section to the rear. While it would be preferred that the proposal would accord with the amenity space provisions of the Successful Place guidance, it is noted that deviations from the guidance can be considered acceptable on more constrained sites. An increase to the amenity space would be at the detriment of the parking area which would potentially lead to greater impacts for the surrounding residents. There are also several green spaces throughout the locality which can be utilised by residents for recreational activities. In this instance, the lower provision of amenity space can be considered acceptable.

Overall, a harmful relationship between the application site and surrounding neighbouring properties will not be introduced with regard to potential overlooking, overbearing and overshadowing impacts. The proposal also provides a sufficient level of outdoor amenity space. As such, the application is compliant with policies SC3 and SC11 of the Local Plan and the Successful Places design guidance.

#### Access & Highways

Due to the nature of the development, the Local Highway Authority (LHA) have been consulted on the application. The initial response recommended that the proposal is deferred pending additional information. The LHA state that part of the proposed works lies within a public highway and therefore it would be necessary to formally extinguish the highway rights by way of a Stopping-Up Order. The LHA officer was reminded that this did not form part of the planning process and asked to provide comments specifically regarding the safety, access and impact on the public highway.

As such, a second consultation was received which raised no objections the proposal subject to conditions.

The site is located off Alfreton Road, a classified road subject to a 30mph speed limit, with access to the site being taken from a service road, running parallel to Alfreton Road. Visibility into the service road and Alfreton Road is considered by the LHA, to be acceptable in both directions.

There is an existing footpath connecting to the south boundary of the site off Deamon Street.



This connection currently runs through the site, in the form of a strip of adopted highway. The connection is to be retained by way of maintaining connectivity for pedestrians. An informative note will be included reminding the Applicants that the existing highway will require diverting to facilitate the development.

Concerns are raised regarding the conflict between vehicle and pedestrian movements in the site, due to the central driveway being limited to 3.2m; however, this is not considered to be sufficient to warrant an objection to the planning permission given there is sufficient width north of this section such that a vehicle can wait or two vehicles can pass.

The Parking Standards of the Local Plan states that 1 space per unit, plus 1 space per 2 units for visitors should be provided; therefore, a total of six off-street parking space should be provided as per the Parking Standards. The development, however, only proposes four. The LHA state that this is in accordance with Derbyshire County Council's Parking Guidance for New Developments. While the parking provision falls short of the LPA's Parking Standards it would seem illogical to refuse planning permission on this basis, especially given the LHA raised no objections to this element of the application. It is also noted that the Local Plan Parking Standards acknowledge a limited number of circumstances where a departure from the standards can be acceptable provided it does not lead to negative impacts on health and safety or unacceptably impact upon amenity.

The LHA recommend conditions ensuring the access and parking are provided prior to the occupation of the dwellings. It is also recommended that no works are undertaken until a Stopping Up Order has been granted, but this would be within the remit of the LHA and therefore will be included as an informative note rather than a planning condition.

Overall, the development proposed does not harmfully impact on the safety and access to the highway and will not result in harm to the highway network. As such, the proposal is compliant with policy ITCR11 of the Local Plan.

#### Ecology and Biodiversity Considerations

The application saw objections stating that numerous trees had been felled prior to the submission of the application. This matter was queried with the agent who stated that the trees belong to the adjacent land, and were felled to facilitate the development but did not form part of the application site. The trees were not protected via Tree Preservation Orders and given the site is not within a conservation area, are not protected by the LPA. The objections also raised concerns regarding the disturbance the development would have on the natural habitats of animals. The concerns are noted but all development is likely to result in some form of disturbance to local wildlife. The site itself is predominantly hardstanding and therefore in terms of site clearing will likely not result in much wildlife and habitat disruption, and if so, this will not be for a prolonged period of time.

As of April 2024, all development proposals, unless in accordance with an exemption, must provide a mandatory 10% uplift in biodiversity. It is preferred that the biodiversity net gain (BNG) is provided on-site where possible. The proposal initially sought the 'de minimis' development exemption reason stating that less than 25m<sup>2</sup> of on-site habitat would be impacted by the development. During the site visit officers noticed an unsealed surface which would constitute to habitat and therefore triggered the mandatory BNG provision.

The Applicants provided a metric and outlining an on-site baseline of 0.04 habitat units, stating -0.02 (66.4%) of these would be lost as part of the development. The applicant also provided details of their purchase of BNG credits in order to provide the mandatory uplift.

Derbyshire Wildlife Trust (DWT) were consulted on the application and there was some initial confusion regarding the baseline values and whether mandatory BNG was relevant. After a verbal discussion with the DWT officer, it was confirmed that the trees mentioned in a number of objector representations did not form part of the planning application site and therefore could not be considered towards the proposal. It was also confirmed that the unsealed surface, on-site exceeded 25m<sup>2</sup> such that mandatory BNG was required.

The final consultation with DWT approved the on-site baseline (0.04 habitat units) provided by ProHort, but stated additional credits required purchasing. The Applicant provided details of the purchase of 0.04 units, but given this habitat bank was situated outside of the LPA / NCA area, a Spatial Risk Multiplier needed to be taken into account and once applied would result in 0.05 units being required. DWT recommended that a final metric, outlining the purchase of the credits and finalising the 10% BNG is provided to the LPA, but this could be completed post-decision and forms part of the standard biodiversity condition.

Soft landscaping and tree and hedgerow planting are proposed throughout the site, this includes mountain ash or silver birch trees, indigenous hedgerows and various shrubs. A mammal gap, bird box and bat box are also proposed. While the planting and features do not contribute towards mandatory BNG provisions, they do provide significant habitat enhancements onsite, in line with policy SC9 of the Local Plan.

#### Land Stability

As set out in policy SC14, development proposal will not be permitted unless it can be demonstrated that any contaminated and unstable land issues can be addressed by appropriate mitigation to ensure the site is suitable for its intended use and does not result in unacceptable risks to human health, and the built and natural environment.

The initial consultation with Environmental Health (EH) outlined that the site is situated within a Development High Risk Area for coal mining features. As such, the applicant provided a Coal Mining Risk Assessment (CMRA), and the Coal Authority (CA) were consulted on the development.

The CA concurs with the recommendation of the CMRA, which considers that coalmining legacy potentially poses a risk to the proposed development and therefore intrusive site investigation works should be undertaken prior to the commencement of the development in order to establish the exact situation regarding coal mining legacy issues on site. Subject to the imposition of the conditions requiring ground investigation works, the CA raises no objection to the proposal.

EH also recommend the undertaking of intrusive ground works in order to identify any potential contaminated land. Details of any founded contaminated land must be considered by a competent person, and a scheme of mitigation must also be provided.

The condition recommended by the CA and EH are necessary to ensure the site is suitable for the intended use, as outlined in policy SC14 and therefore will be appended to any

planning permission.

### Other Matters

The above assessment is considered to address the planning matters of the proposed development and has regard for a number of objections / representations made throughout. Additional comments are made in respect of the following:

- Boundary and land ownership dispute.
  - Numerous objections mention a land ownership dispute. This matter was queried with the agent who confirmed the application had been made in accordance with land boundaries believed to be within the ownership of the applicant. Land ownership is not a material planning consideration and therefore holds no bearing on the recommended outcome of the proposal, this is a legal matter, outside the remit of development control.
- Development sets a precedent for future overdevelopment.
  - The proposal is not considered to be overdevelopment of the site and sets no precedent for future development. Planning applications are considered on their individual planning merits and the acceptability with regard to local and national planning policies.
- No formal highways report provided to demonstrate it meets safety standards.
  - This is not a requirement of the planning application. The Local Highway Authority were consulted on the application and raised no objections, subject to conditions, to the application.
- Lack of clarity on occupancy
  - The future occupancy of the flats is not a planning consideration. The approval or refusal of the development is not based on the type of the occupants.
- Rainwater drainage / sewage concerns.
  - This would be a matter for the local water board and / or Building Control. The development proposes additional soft landscaping to an existing, predominantly hard surfaced area and therefore will likely provide a drainage betterment.
- Lack of meaningful community consultation by the developer.
  - The developer is not required to undertake community consultation. The application was advertised by way of site notice and surrounding neighbouring properties were sent letters outlining the development proposed. This process is above that required by planning legislation.
- Detrimental effects of prolonged construction
  - There is expected to be some disturbance during the construction phase, but this is not considered to be prolonged. The comments are also not specific as what 'detrimental effects' they are concerned about.
- The plans show a 45° but a 25° has not been included.
  - The plans are not required to show either the 25° and / or 45° angles in terms of

national validation requirements. With regard to amenity impacts, as set out in the relevant section of the report, Officers have conducted such assessments and determined the proposal to be acceptable.

- Policy SS3 states it would support one residential dwelling, but there are several dwellings built within the surrounding setting, some of which are larger scale consisting of 23 houses and 20 flats.
- As set out in the above 'Principle' section of the report, policy SS3 includes the settlement hierarchy and does not state that it support only one residential dwelling. The principle of the development is considered to be acceptable. While other developments may have been approved within the surrounding area, these are not considered to impact on this application. The proposal has been considered on its individual merits and a recommendation for approval has been put forward.

### **CONCLUSION / PLANNING BALANCE**

The proposal is considered to be a suitable residential scheme which contributes, albeit on a small scale, to the Council's housing supply. The building is in-keeping with the surrounding locality and does not introduce any significant harmful amenity impacts to the surrounding residential properties. It would be preferred that additional parking and amenity spaces are provided but it is understood that the scale of the site limits the potential for this, and on balance suitable parking and communal areas are still proposed.

Upon review of the case, it has been noted that the application site is situated within an explosives safeguarding zone, and therefore consultation with the Health and Safety Executive (HSE) ought to be carried out, notwithstanding the nature of the development and its construction. The HSE were consulted on 16/10/2025 requiring comments to be provided by the 30/10/2025.

As such, a recommendation for approval has been put forward which includes powers being delegated to either the Development Management and Land Charges Manager or Principal Planners to issue the decision following confirmation being received from the HSE that they do not object to the development and where conditions or footnotes are recommended, for these to be imposed.

**RECOMMENDATION – That following no objections being received from the HSE, delegated authority be given to the Development Management and Land Charges Manager or Principal Planners to GRANT planning permission subject to the following planning conditions, and any other conditions and footnotes recommended by the HSE:**

#### **Conditions**

1. The development must be begun before the expiration of three years from the date of this permission.
2. The development hereby permitted must be carried out in accordance with the following:
  - Proposed site layout, elevations and floor plans (dwg no. PA/24-023 SK 80 01 D) received on the 23<sup>rd</sup> September 2025.
3. No development shall take place above foundation level of the apartment block until

such time that samples of the materials and finishes (brick, roof tile, render) have been submitted to and approved in writing by the Local Planning Authority.

4. The development hereby approved must not become occupied until a detailed scheme for the boundary treatment of the site, including position, design and materials, and to include all boundaries or divisions within the site, has been submitted to and approved in writing by the Local Planning Authority. The approved scheme must be completed before the building is first occupied or such other timetable as may first have been approved in writing with the Local Planning Authority.

5. The development hereby approved must not become occupied until full details of both hard and soft landscape works including a programme for implementation have been submitted to and approved in writing by the Local Planning Authority, and the works must be carried out as approved.

6. If within a period of five years from the date of the planting of any tree or shrub that tree or shrub may die, be removed, uprooted or become seriously damaged it must be replaced by another of the same species during the first available planting season, unless a variation of the landscaping scheme is approved in writing with the Local Planning Authority.

7. Prior to the installation of lighting fixtures, a detailed lighting strategy must be submitted to and approved in writing by the Local Planning Authority to safeguard bats and other nocturnal wildlife. This should provide details of the chosen luminaires, their locations and any mitigating features such as dimmers, PIR sensors and timers. Dependent on the scale of proposed lighting, a lux contour plan may be required to demonstrate acceptable levels of light spill to any sensitive ecological zones/features. Guidelines can be found in Guidance Note 08/23 - Bats and Artificial Lighting at Night (BCT and ILP, 2023). Such approved measures will be implemented in full.

8. Prior to building works commencing above foundation level, a Species Enhancement Plan must be submitted to and approved in writing by the Local Planning Authority. Approved measures must be implemented in full and maintained thereafter. The Plan must clearly show positions, specifications and numbers of features.

9. The Development hereby approved must not be occupied until the access, parking and turning facilities have been provided as shown on drawing PA/24-023-SK-81-01- B.

10. No development shall commence (excluding demolition) until;

a) a scheme of intrusive investigations has been carried out on site to establish the risks posed to the development by past coal mining activity, and;

b) any remediation works and/or mitigation measures to address land instability arising from coal mining legacy, as may be necessary, have been implemented on site in full in order to ensure that the site is safe and stable for the development proposed.

The intrusive site investigations and remedial works shall be carried out in accordance with authoritative UK guidance.

11. Prior to the occupation of the development, or it being taken into beneficial use, a signed statement or declaration prepared by a suitably competent person confirming that the site is, or has been made, safe and stable for the approved development must be submitted to the Local Planning Authority for approval in writing. This document must confirm the methods and findings of the intrusive site investigations and the completion of any remedial works and/or mitigation necessary to address the risks posed by past coal mining activity.

12. Development other than that required to be carried out as part of an approved scheme of remediation must not commence until:

- a) A Phase I contaminated land assessment (desk-study) shall be undertaken and approved in writing by the local planning authority.
- b) The contaminated land assessment must include a desk-study with details of the history of the site use including:
  - the likely presence of potentially hazardous materials and substances,
  - their likely nature, extent and scale,
  - whether or not they originated from the site,
  - a conceptual model of pollutant-receptor linkages,
  - an assessment of the potential risks to human health, property (existing or proposed) including buildings, crops, livestock, pets, woodland and service lines and pipes, adjoining land, ground waters and surface waters, ecological systems, archaeological sites and ancient monuments,
  - details of a site investigation strategy (if potential contamination is identified) to effectively characterise the site based on the relevant information discovered by the desk study and justification for the use or not of appropriate guidance. The site investigation strategy shall, where necessary, include relevant soil, ground gas, surface and groundwater sampling/monitoring as identified by the desk-study strategy

The site investigation shall be carried out by a competent person in accordance with the current U.K. requirements for sampling and analysis. A report of the site investigation shall be submitted to the local planning authority for approval.

13. Before the commencement of the development hereby approved:

Where the site investigation identifies unacceptable levels of contamination, a detailed remediation scheme to bring the site to a condition suitable for the intended use by removing unacceptable risks to human health, buildings and other property and the natural and historical environment shall be submitted to and approved in writing by the local planning authority. The submitted scheme must have regard to relevant current guidance. The approved scheme must include all works to be undertaken, proposed remediation objectives and remediation criteria and site management procedures. The scheme must ensure that the site will not qualify as contaminated land under Part 2A of the Environmental Protection Act 1990 in relation to the intended use of the land after remediation.

The developer must give at least 14 days notice to the Local Planning Authority prior to

commencing works in connection with the remediation scheme.

14. The development hereby approved must not become occupied until:

- a) The approved remediation works required by condition 13 above, have been carried out in full in compliance with the approved methodology and best practice.
- b) If during the construction and/or demolition works associated with the development hereby approved any suspected areas of contamination are discovered, which have not previously been identified, then all works shall be suspended until the nature and extent of the contamination is assessed and a report submitted and approved in writing by the local planning authority and the local planning authority shall be notified as soon as is reasonably practicable of the discovery of any suspected areas of contamination. The suspect material shall be re-evaluated through the process described in condition 12 and satisfy 14a above.
- c) Upon completion of the remediation works required a validation report prepared by a competent person shall be submitted to and approved in writing by the local planning authority. The validation report shall include details of the remediation works and Quality Assurance/Quality Control results to show that the works have been carried out in full and in accordance with the approved methodology. Details of any validation sampling and analysis to show the site has achieved the approved remediation standard, together with the necessary waste management documentation shall be included.

**Reasons for Condition(s)**

- 1. To comply with the requirements of Section 51 of the Planning and Compulsory Purchase Act 2004.
- 2. To ensure that the development takes the form as envisaged by the Local Planning Authority, and for the avoidance of doubt.
- 3. To ensure a satisfactory appearance of the completed development. In the interests of visual amenity and in compliance with policies SS1 and SC3 of the adopted Local Plan.
- 4. To ensure a satisfactory appearance of the completed development and to ensure that adequate privacy is provided for new and existing residents. In the interests of amenity and in compliance with policies SS1 and SC3 of the adopted Local Plan.
- 5. To ensure a satisfactory appearance of the completed development. In the interests of visual amenity and in compliance with policies SS1, SC3 and SC9 of the adopted Local Plan.
- 6. To ensure that the landscaping for the proposed development can establish. To ensure a satisfactory appearance of the completed development. In the interests of visual amenity and in compliance with policies SS1, SC3 and SC9 of the adopted Local Plan.
- 7. To ensure that bats and other nocturnal species are not adversely affected by artificial light. In the interests of biodiversity and in compliance with policies SS1, SC2 and SC9 of the adopted Local Pla
- 8. In the interests of biodiversity net gain, and the enhancement / creation of other nature

conservation interests. In compliance with policies SS1, SC3 and SC9 of the adopted Local Plan.

9. To ensure conformity with submitted details. In the interests of highway safety and to ensure that the layout provides sufficient access for vehicles. In compliance with policies SS1, SC2, SC3, and ITCR10 of the adopted Local Plan.

10. The undertaking of intrusive site investigations, prior to the commencement of development, is considered to be necessary to ensure that adequate information pertaining to ground conditions and coal mining legacy is available to enable appropriate remedial and mitigatory measures to be identified and carried out before building works commence on site. This is in order to ensure the safety and stability of the development, in accordance with paragraphs 187, 196 and 197 of the National Planning Policy Framework and policies SS1, SC2. and SC14 of the adopted Local Plan.

11. The undertaking of intrusive site investigations is considered to be necessary to ensure that adequate information pertaining to ground conditions and coal mining legacy is available to enable appropriate remedial and mitigatory measures to be identified and carried out before building works commence on site. This is in order to ensure the safety and stability of the development, in accordance with paragraphs 187, 196 and 197 of the National Planning Policy Framework and policies SS1, SC2. and SC14 of the adopted Local Plan.

12. To protect future occupiers of the development, buildings, structures/services, ecosystems and controlled waters, including deep and shallow ground water. In the interests of residential amenity and ground conditions, and in compliance with policies SS1, SC3, and SC14 of the adopted Local Plan.

13. To protect future occupiers of the development, buildings, structures/services, ecosystems and controlled waters, including deep and shallow ground water. In the interests of residential amenity and ground conditions, and in compliance with policies SS1, SC3, and SC14 of the adopted Local Plan.

14. To protect future occupiers of the development, buildings, structures/services, ecosystems and controlled waters, including deep and shallow ground water. In the interests of residential amenity and ground conditions, and in compliance with policies SS1, SC3, and SC14 of the adopted Local Plan.

#### **Note(s)**

##### **1. Stopping Up/Diversion of Adopted Highway**

You are advised that to facilitate the development an order must be obtained to divert the adopted highway under sections 247 of the Town and Country Planning Act 1990. Contact the National Transport Casework team. As part of the consultation process, associated with such applications, the Highway Authority and other interested parties will be given the opportunity to object to the proposed stopping-up. It should be noted that the Highway Authority's acceptance of the proposals for planning purposes does not preclude an objection being raised by the Authority at this stage.

##### **2. Ground Investigations**

Any intrusive activities which disturb or enter any coal seams, coal mine workings or coal



mine entries (shafts and adits) requires a Mining Remediation Authority Permit. Such activities could include site investigation boreholes, excavations for foundations, piling activities, other ground works and any subsequent treatment of coal mine workings and coal mine entries for ground stability purposes. Application forms for Mining Remediation Authority permission and further guidance can be obtained from The Mining Remediation Authority's website at: [www.gov.uk/get-a-permit-to-deal-with-a-coal-mine-on-your-property](http://www.gov.uk/get-a-permit-to-deal-with-a-coal-mine-on-your-property) What is a permit and how to get one? - GOV.UK ([www.gov.uk](http://www.gov.uk))

### 3 Shallow Coal Seams

In areas where shallow coal seams are present caution should be taken when carrying out any on site burning or heat focused activities. To check your site for coal mining features on or near to the surface the Coal Authority interactive map viewer allows you to view selected coal mining information in your browser graphically. To check a particular location either enter a post code or use your mouse to zoom in to view the surrounding area

4. The sewer records show a public sewer within the area of the proposed work (plan enclosed). The applicant should also be made aware of the possibility of unmapped public sewers which are not shown on the records but may cross the site of the proposed works. These could be shared pipes which were previously classed as private sewers and were transferred to the ownership of the Water Authorities in October 2011. If any part of the proposed works involves connection to / diversion of / building over / building near to any public sewer the applicant will need to contact Severn Trent Water in order to determine their responsibilities under the relevant legislation.

5. All proposals regarding drainage will need to comply with Part H of the Building Regulations 2010. In addition, any connections or alterations to a watercourse will need prior approval from the Derbyshire County Council Flood Team, who are the Lead Local Flood Authority.

6. It is essential that any work carried out does not detrimentally alter the structure or surface of the ground and increase or alter the natural flow of water to cause flooding to neighbouring properties. The developer must also ensure any temporary drainage arrangements during construction gives due consideration to the prevention of surface water runoff onto the public highway and neighbouring properties .

7. This application will require the approval of a biodiversity gain plan before development commences, and as such you must adhere to the statutory requirements of the Biodiversity Gain Plan Advice Note provided below.

### **Statement of Decision Process**

Officers have worked positively and pro-actively with the applicant to address issues raised during the consideration of the application. The proposal has been considered against the policies and guidelines adopted by the Council and the decision has been taken in accordance with the guidelines of the Framework.

### **Equalities Statement**

*Section 149 of the Equality Act 2010 places a statutory duty on public authorities in the*

*exercise of their functions to have due regard to the need to eliminate discrimination and advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it (i.e., “the Public Sector Equality Duty”).*

*In this case, there is no evidence to suggest that the development proposals would have any direct or indirect negative impacts on any person with a protected characteristic or any group of people with a shared protected characteristic.*

### **Human Rights Statement**

*The specific Articles of the European Commission on Human Rights (‘the ECHR’) relevant to planning include Article 6 (Right to a fair and public trial within a reasonable time), Article 8 (Right to respect for private and family life, home and correspondence), Article 14 (Prohibition of discrimination) and Article 1 of Protocol 1 (Right to peaceful enjoyment of possessions and protection of property).*

*It is considered that assessing the effects that a proposal will have on individuals and weighing these against the wider public interest in determining whether development should be allowed to proceed is an inherent part of the decision-making process. In carrying out this ‘balancing exercise’ in the above report, officers are satisfied that the potential for these proposals to affect any individual’s (or any group of individuals’) human rights has been addressed proportionately and in accordance with the requirements of the ECHR.*

**PARISH** Old Bolsover Parish

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**APPLICATION** Outline application for the erection of up to 3 dwellings with all matters reserved  
**LOCATION** Land to The Rear Of 17 Appletree Road Stanfree  
**APPLICANT** Mr & Mrs Law 17 Appletree Road Stanfree Derbyshire S44 6AJ  
**APPLICATION NO.** 25/00258/OUT **FILE NO.** PP-14074785  
**CASE OFFICER** Mrs Karen Wake  
**DATE RECEIVED** 6th June 2025

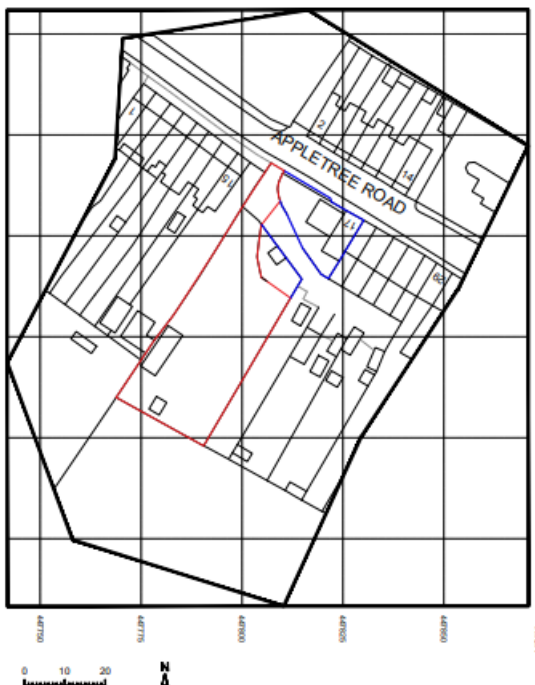
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## SUMMARY

The proposal is outside the development envelope within an area of open countryside. The proposed use is not compliant with Policy SS9 (Development in the Countryside) but meets the requirements of other relevant policies in the adopted local plan. A judgement is therefore necessary on the planning balance having regard to the issues relating to the development.

The application is recommended for approval subject to conditions.

## Site Location Plan



## OFFICER REPORT ON APPLICATION NO. 25/00258/OUT

### SITE & SURROUNDINGS

The site is an existing garden to the rear of the end-terraced dwelling. The site is accessed via an existing shared driveway which serves a number of dwellings within a row along the highway frontage. Each of these dwellings has a large, narrow garden to the rear on the opposite side of the access road and these dwellings contain a range of outbuildings. The site

itself slopes down slightly north to south with a screen fence along each side boundary and a hedge along the rear boundary. To each side of the site are gardens and to the rear is a field.

## PROPOSAL

The application is in outline with all matters reserved for the erection of three dwellings. An indicative layout with plans and elevations have been submitted which indicate a detached two bedroom dwelling and a pair of semi-detached dwellings, one of which has two bedrooms and the other has one bedroom. Each of the dwellings are single storey. This plan is however, purely indicative.



## AMENDMENTS

None

## EIA SCREENING OPINION

The proposals that are the subject of this application are not EIA development.

## HISTORY

11/00389/FUL	Granted	Single storey extension to side
	Conditionally	

## CONSULTATIONS

Parish Council: No comments received

### Planning Policy:

The application site is located in the Stanfree which is identified as a small settlement in the countryside. Policy SS3: Spatial Strategy and Distribution of Development sets out that small settlements in the countryside “are considered to not be sustainable settlements”. As a result, the Local Plan for Bolsover District resists residential development in these settlements, except for infill development and the conversion of agricultural buildings, where appropriate. Policy SS9: Development in the Countryside identifies that for development to be acceptable it must fall within one or more of the categories set out in the policy and that it will be required

to respect the form, scale and character of the landscape, through careful location, design and use of materials. The Dartford case considered the NPPF definition of previously developed land (PDL) and clarified that a garden outside a built-up area can be considered PDL, as long as it complies with other elements of the definition of PDL. Assuming that the current use is a residential garden associated with a dwelling it could be considered as previously developed land if it is not in a built up area. However, the application site is considered to be within a substantially built up area that forms part of Stanfree and as such is exempt from being previously developed land. Therefore, it does not meet any of the categories set out within Policy SS9.

In light of this, a planning judgement needs to be made as to whether the proposal constitutes infill development as permitted by policy SS3. This should be reached on a fact and degree basis on whether there are “existing buildings” on at least two sides on the adjoining land to the application site and whether the application site represents a relatively small site. If this is the case, the impacts of the proposed development on the character and appearance of the area will need to be considered against the policies set out in the policies SS1, SS3, SS9, SC2, SC3 and SC11.

DCC Highways: The existing access road currently serves several garages located to the rear of the properties. As the width of the access road at the redline boundary on the submitted plan only accommodates one-way traffic, vehicles have need to wait at the entrance while others are entering or exiting the site. However, given the rural nature of Appletree Road, along with its low-speed limit and relatively low traffic volume, it is considered that this arrangement would not result in an unacceptable impact on traffic congestion or highway safety.

Visibility when turning right from the access road towards the southeast along Appletree Road is currently limited due to the presence of a hedge. To ensure highway safety, a suitable visibility splay should be provided and secured by condition should the application be approved. It is noted that the applicant also submitted an indicative plan to outline the internal layout. As this outline application the detailed layout design will be fully considered in a separate application. However, here is sufficient space available for the access road to the dwellings and vehicular parking spaces.

Based on the analysis of the information submitted and a review of Local and National policy there would not be an unacceptable impact on Highway Safety or a severe impact on congestion. There are no justifiable grounds on which an objection could be maintained. Recommends a condition requiring provision of a 2.4m x 43m visibility splay in the southeastern direction with no obstruction over 0.6m within that splay.

Environmental Health Officer: No objections in principle. Advise a condition requiring submission of a phased contamination and remediation scheme where necessary and a condition restricting hours of construction and deliveries being restricted to 7.30am -6pm Monday to Friday, 7.30am to 1pm Saturday and no time on Sundays or public holidays.

Senior Engineer: The sewer records do not show any public sewers within the curtilage of the site. However, the applicant should be made aware of the possibility of unmapped public sewers which are not shown on the records but may cross the site of the proposed works. These could be shared pipes which were previously classed as private sewers and were transferred to the ownership of the Water Authorities in October 2011. If any part of the proposed works involves connection to / diversion of / building over / building near to any

public sewer the applicant will need to contact Yorkshire Water in order to determine their responsibilities under the relevant legislation.

All proposals regarding drainage will need to comply with Part H of the Building Regulations 2010. In addition, any connections or alterations to a watercourse will need prior approval from the Derbyshire County Council Flood Team, who are the Lead Local Flood Authority. The developer should provide detailed proposals of the disposal of foul and surface water from the site and give due consideration to the use of SUDS, which should be employed whenever possible.

Where SuDS features are incorporated into the drainage design for developments of between 2 and 9 properties it is strongly recommended that the developer provides the new owners of these features with sufficient details for their future maintenance.

It is essential that any work carried out does not detrimentally alter the structure or surface of the ground and increase or alter the natural flow of water to cause flooding to neighbouring properties. The developer must also ensure any temporary drainage arrangements during construction gives due consideration to the prevention of surface water runoff onto the public highway and neighbouring properties.

Derbyshire Wildlife Trust: Requested amendments to the BNG metric/clarification. Advised conditions requiring no works or site clearance to be carried out in bird nesting season and submission and implementation of a species enhancement plan and a landscape plan and management schedule.

## **PUBLICITY**

Site notice and seven neighbours notified. Objections received from 6 neighbours which raise the following issues:

1. Appletree Road already suffers from limited parking availability, and the addition of three new properties will place further strain on this situation.
2. The access to the rear of the current terrace houses is already troublesome, and introducing three new dwellings in the garden of the end terrace at 17 Appletree Road will exacerbate this issue. It could lead to even greater congestion, reduce safety, and make access more difficult for both residents and emergency services. The access is proposed to be widened but it is not clear by how much or whether this will make the access easier for vehicles to pass. Visibility from the access is already limited due to on street parking adjacent to the access.
3. Title deeds to adjacent properties give a right of access over the access at all times and if the development is approved this access must remain useable at all times.
4. The applicant has certified that they own the access and this should be evidenced as this may not be the case.
5. The proposed development would significantly reduce the privacy for neighbouring properties. The close proximity of these new dwellings would result in increased overlooking, noise, and a general sense of encroachment. This would have a direct negative effect the quality of life for existing residents and add to daily stress.
6. Building in the rear garden area constitutes overdevelopment and results in the loss of valuable green space. Gardens contribute to environmental sustainability, local biodiversity, and residents' well-being. Approving this infill development would set a concerning precedent and alter the character of the neighbourhood.
7. It is accepted that there is a development of similar nature to the west of this site, that site was larger in size to accommodate the dwellings that have been built and also

serves as an end marker to the residential area. The development proposed in this application is on a smaller application site and to the rear of terraced dwellings. It does not sit within the built form of the area. The dwellings on the south side of Appletree Road are characterised by terraced dwellings with vehicle access to the rear. The proposal goes against the character of the area by introducing residential dwellings that sit beyond the established line of residential dwellings. There are examples of outbuildings and other structures relating to residential properties within the rear spaces of the properties on Appletree Road however these are not residential properties and therefore building residential properties as per the proposal to be out of character and inappropriate for the area.

8. Whilst the application is in outline only, it appears to be constrained by the size of the application site. In particular the proposed 1 bedroom dwelling which appears to be small and squeezed in as an opportunity of an additional dwelling rather than consideration for the end user.
9. This is the third application for new build development in the village since 2021. Since this time, up to 5 new dwellings have been approved (app refs 21/00619/OUT and 24/00143/OUT). Whilst five may appear a small number of dwellings, the incremental changes these dwellings have on the village are changing the small village appeal of Stanfree and increasing traffic volumes as well as the appearance and character of the area.

## **POLICY**

### Local Plan for Bolsover District ("the adopted Local Plan")

Planning law requires that applications for planning permission be determined in accordance with policies in the adopted Local Plan, unless material considerations indicate otherwise. In this case, the most relevant Local Plan policies include:

- SS1 Sustainable Development
- SS2 – Scale of development
- SS3 – Spatial strategy and distribution of development
- SS9 – Development in the countryside
- LC3 – Type and mix of housing
- SC2 – Sustainable design and construction
- SC3 – High quality development
- SC5 – Change of use and conversions in the countryside
- SC9 – Biodiversity and geodiversity
- SC11 – Environmental quality (Amenity)
- SC14 - Contaminated and unstable land
- ITCR10 – Supporting sustainable transport patterns
- ITCR11 – Parking provision
- Appendix 8.2 – Parking standards

### National Planning Policy Framework ("the Framework")

The National Planning Policy Framework sets out the Government's planning policies for England and how these should be applied. The Framework is therefore a material consideration in the determination of this application and policies in the Framework most

relevant to this application include:

- Chapter 2 (paras. 7 – 14): - Achieving sustainable development.
- Paragraphs 48 - 51: Determining applications.
- Paragraphs 56 - 59: Planning conditions and obligations.
- Paragraphs 124 - 128: Making effective use of land.
- Paragraphs 131 – 141: Achieving well-designed places.
- Paragraphs 187, 193 and 195: Conserving and enhancing the natural environment.
- Paragraphs 196 - 201: Ground conditions and pollution.

### Supplementary Planning Documents

Successful Places: A Guide to Sustainable Housing Layout and Design, Adopted 2013:

The purpose of the Successful Places guide is to promote and achieve high quality residential development within the district by providing practical advice to all those involved in the design, planning and development of housing schemes. The guide is applicable to all new proposals for residential development, including mixed-use schemes that include an element of housing.

Local Parking Standards:

This document relates to Policy ITCR11 of the Local Plan by advising how the parking standards contained in appendix 8.2 of the local plan should be designed and implemented with development proposals. This SPD does not revise the standards contained in the Local Plan but does provide suggested new standards for parking matters not set out in the Local Plan, such as cycle parking. The design supersedes the parking design section included within the existing Successful Places SPD (2013).

Biodiversity Net Gain Design Note:

In light of the requirement for mandatory 10% biodiversity net gain, the Council has prepared a planning advice note to provide advice on the background to the introduction of mandatory 10% Biodiversity Net Gain, how this statutory provision relates to policy SC9: Biodiversity and Geodiversity in the Local Plan for Bolsover District, and how we will expect those preparing applications to approach this new legal requirement.

## **ASSESSMENT**

### **Key issues**

It is considered that the key issues in the determination of this application are:

- the principle of the development
- the impact on the character of the area
- Residential amenity.
- whether the development would be provided with a safe and suitable access and impacts on highway safety.
- Biodiversity

*These issues are addressed in turn in the following sections of this report*

### **Principle**



In the Local Plan for Bolsover District (March 2020) the village of Stanfree is identified as a small settlement in the countryside. As a village without a defined development envelope, Stanfree is considered to lie in the countryside where development proposals should be considered against policy SS9 of the Local Plan.

Policy SS9 states that development will only be granted planning permission where it can be demonstrated that the proposals fall within one or more of the policy categories, as identified below.

***Policy SS9: Development in the Countryside***

*Development proposals in the countryside outside development envelopes will only be granted planning permission where it can be demonstrated that they fall within one or more of the following categories*

- a)*** *Involve a change of use or the re-use of previously developed land, provided the proposed use is sustainable and appropriate to the location*
- b)*** *Are necessary for the efficient or viable operation of agriculture, horticulture, forestry or other appropriate land based businesses, including the diversification of activities on an existing farm unit*
- c)*** *Are small scale employment uses related to local farming, forestry, recreation or tourism*
- d)*** *Secure the retention and / or enhancement of a community facility*
- e)*** *Secure the retention and / or enhancement of a vacant or redundant building that makes a positive contribution to the character or appearance of the area and can be converted without complete or substantial reconstruction*
- f)*** *Are in accordance with a made Neighbourhood Development Plan*
- g)*** *The building is of exceptional quality or innovative design*

*In all cases, where development is considered acceptable it will be required to respect the form, scale and character of the landscape, through careful location, design and use of materials.*

The adopted Local Plan defines Previously Developed Land as “Land which is or was occupied by a permanent structure. This excludes land that is or has been occupied by agricultural or forestry buildings, land that has been developed for minerals extraction or waste disposal where provision has been made for restoration.”

The National Planning Policy framework (2024) defines Previously Developed Land as, “Land which has been lawfully developed and is or was occupied by a permanent structure and any fixed surface infrastructure associated with it, including the curtilage of the developed land (although it should not be assumed that the whole of the curtilage should be developed). It also includes land comprising large areas of fixed surface infrastructure such as large areas of hardstanding which have been lawfully developed. Previously developed land excludes: land that is or was last occupied by agricultural or forestry buildings; land that has been developed for minerals extraction or waste disposal by landfill, where provision for restoration has been made through development management procedures; land in built-up areas such as residential gardens, parks, recreation grounds and allotments; and land that was previously developed but where the remains of the permanent structure or fixed surface structure have blended into the landscape.”

The application site, contains an outbuilding but is predominantly a grassed, residential garden area within the built up area of Stanfree and as such the site is not considered to be previously developed land where residential development may be considered acceptable. As such, the proposal does not meet any of the criteria set out in Policy SS9 and is therefore considered contrary to the requirements of this policy.

However, policy SS9 is some what at odds with Policy SS3 of the adopted Local Plan which is the policy for spatial strategy and distribution of development in that it does not allow for infill development. Policy SS3 defines the village of Stanfree as a small settlement in the countryside, which has limited access to services and facilities such that in terms of the settlement hierarchy and the distribution of development steered by the local plan, Stanfree would be placed at the lower end of meeting the criteria of sustainable development.

Policy SS3 states that

*“The Small Settlements in the Countryside are considered to not be sustainable settlements and the Local Plan will not support urban forms of development beyond infill development and conversion of agricultural buildings where appropriate.”*

The Local plan defines Infill development as “Building on a relatively small site between existing buildings in a substantially built up area.”

There is no definition in the Local Plan of what constitutes an “existing building”. Therefore, it is considered that the definition of building set out in the Town and Country Planning Act 1990 Section 336 should be applied. Section 336 defines that a building *“includes any structure or erection, and any part of a building, as so defined, but does not include plant or machinery comprised in a building.”* From case law, three key factors need to be considered:

1. Whether the development is of a size to be constructed on site, as opposed to being brought on to the site,
2. its degree of permanence, and
3. physical attachment.

No single matter is necessarily decisive, and a planning judgment should be reached on a fact and degree basis on whether there are “existing buildings” on at least two sides on the adjoining land to the application site.

What constitutes a relatively small site is also not defined in the Local Plan and is a matter of planning judgement when considered against a number of factors. These including the pattern of the settlement, does the open space contribute to the character of the area, the density of the development, whether it is out of context or conflicts with the character of the locality, and whether it intrudes into the open countryside.“

In this instance, the site has buildings on three sides which, given their size, degree of permanence and physical attachment to the ground, are considered to meet the definition of development set out above. The site is within the existing built form of this part of Stanfree and does not intrude into the open countryside to the rear of the site. The dwellings on Appletree Road are in linear form along the highway frontage, however these dwellings have

numerous outbuildings to the rear, some of which are quite large. In addition, there is a residential development to the northwest of the site which does not follow the predominantly linear development and an outline planning permission has been granted for three dwellings on a former haulage yard to the southeast of the site and this site also extends away from the highway frontage with dwellings to be erected to the rear of the existing dwellings.

Within this context, the site could be considered to be a relatively small site between existing dwellings within the built up area of the village of Stanfree. As such, residential development on the site could be considered to be infill development as defined in the Local Plan which would meet the requirements of development which would be supported by Policy SS3.

It is accepted that Stanfree is not the preferred location for new growth in terms of its accessibility/sustainability. However, despite this, the village has continued to see small pockets of appropriate infill growth in recent years.

The application site is approx. 250m away from bus stops on Clowne Road, providing a bus service into Clowne and Bolsover. Whilst the bus route is relatively limited and is not 24hours, it does provide access into the nearby towns at various times during normal working/daytime hours.

There are a small number of employment uses within walking distance of the site, but the bus service provides access to employment in nearby towns and the Barlborough Links employment area.

There is no direct access to services such as doctors or dentists, but these are located within the nearby towns that are accessible on the bus route.

There are playing fields located approximately 1.2km away and a primary school in Shuttlewood, located approximately 1.9km away. There is secondary school provision within the towns of Clowne and Bolsover which are accessible by bus.

There is a small convenience shop/post office in Shuttlewood which is approximately 2.2km from the site.

Whilst the Council acknowledge that Stanfree has limited access to services and facilities, there is access to these by bus, with Clowne only 2km to the north.

The site is not within a sustainable settlement but given the access to facilities by public transport set out above and that only up to three additional dwellings are proposed within the built up area of Stanfree and given that there have been recent approvals for limited infill developments within the village, it is considered that the location is acceptable, and refusal of the application on sustainability grounds could not be sustained.

On balance, whilst the proposal is not considered to meet the criteria of development which would be acceptable in the countryside and is therefore contrary to policy SS9, it is considered to represent infill development which is acceptable in small settlements within the countryside in accordance with Policy SS3. The proposal does not extend out beyond the existing built form of the village and does not intrude into the open countryside. The development (if single storey) is therefore considered to respect the form, scale and character

of the existing landscape and is not considered to have a harmful or urbanising impact on the countryside, as required by Policy SS9. The sustainability of the location is not considered to be a reason to justify refusal of the development. The principle of development, subject to the key issues considered in greater detail below, can be regarded as acceptable, in compliance with the relevant provisions of the development plan taken as a whole.

#### Impact on the character of the area

As set out above, the site has buildings on three sides. Dwellings to the north and northeast are two storey and the outbuildings to the southeast and northwest are single storey. The site is therefore considered to be within the existing built form of this part of Stanfree and does not intrude into the open countryside to the rear of the site. Given the scale of the outbuildings to each side of the site, two storey dwellings on the site would appear intrusive and quite dominant in the street scene. Single storey dwellings, however, could be accommodated on the site without appearing out of character or unduly prominent within the immediate street scene. Subject to a condition requiring the proposed dwellings to be single storey only, the development is considered to respect the form, scale and character of the existing landscape and is not considered to have a harmful or urbanising impact on the countryside, in accordance with policies SC2 and SC3 of the adopted local plan.

#### Residential amenity

The proposal is in outline with all matters reserved and as such the impact of the final development on the amenity of adjacent residents cannot be fully assessed at this stage. However, an indicative plan has been submitted which shows how three single storey dwellings can be accommodated on the site in a way which, subject to appropriate boundary treatments, would meet the council's Successful places Supplementary Planning Document in terms of distances between windows and gardens of existing and proposed dwellings.

The indicative plan also shows how three dwellings can be accommodated which provide an adequate standard of amenity in terms of private open space, outlook etc.

There will be some noise and disturbance to residents of adjacent dwellings during the construction period but once constructed, the occupation of the dwellings is not considered to result in a material increase in noise and disturbance over and above the existing situation, or that which would reasonably be expected in a residential area.

Subject to a condition requiring the dwellings be single storey only, the site is capable of accommodating up to three dwellings without resulting in a material loss of privacy or amenity for residents of adjacent dwellings and is considered to meet the requirements of Policies SC2, SC3 and SC11 of the Local Plan for Bolsover District and the guidance set out in the Successful Places, a Guide to Sustainable Housing Layout and Design published by the council.

The Environmental Health Officer has asked for a condition restricting hours of construction, but this is considered unnecessary because the control of noise during demolition and construction is covered under The Control of Pollution Act 1974 and therefore shouldn't be conditioned on the planning permission. An advisory note can be added to any planning permission advising the applicant of the need to comply with the requirements of this Act.

## Access/Highways

The application is in outline with all matters reserved but there is only one access to the site which is shared with the dwellings to the north and northeast of the site to access the existing parking areas and garages located to the rear of the properties. As the width of the access road can only accommodate one-way traffic, vehicles may have need to wait at the entrance while others are entering or exiting the site. However, given the rural nature of Appletree Road, along with its low-speed limit and relatively low traffic volume, it is considered that this arrangement would not result in an unacceptable impact on traffic congestion or highway safety.

Visibility is currently limited due to the presence of a hedge. The Highway Authority have recommended a condition requiring provision of a suitable visibility splay to ensure highway safety.

An indicative plan has been submitted which shows how three dwellings with two parking spaces and a shared turning area could be accommodated on site. However, this plan is purely indicative and details of the parking and turning arrangements will be a consideration in the reserved matters application. On this basis, subject to a condition requiring the provision of a visibility splay across land in the applicant's control, the proposal is not considered to have an unacceptable impact on Highway Safety or a severe impact on congestion. There are therefore no justifiable grounds to refuse the application on highway safety grounds and the proposal is considered to meet the requirements of policy SC3 of the adopted local plan and paragraphs 115 and 116 of the NPPF in this respect.

The Highway Authority have asked for the visibility splay to be clear of obstruction over 0.6m in height but this is considered to be unreasonable when a 1m high boundary fence or wall can be erected along a highway boundary without the need for planning permission. The visibility splay remaining free from obstruction over 1m in height is therefore considered reasonable.

## Ecology and Biodiversity Considerations

The site is a garden which is mainly grassed with shrubs and hedge to some of the boundaries. A biodiversity metric and biodiversity net gain assessment have been submitted with the application and Derbyshire Wildlife Trust (DWT) have confirmed they agree with the conclusions. A net loss of 0.697 habitat units (31.46%) and a gain of 0.0307 hedgerow units (23.98%) is proposed

The Council has published a Planning Advice Note regarding Biodiversity Net Gain (BNG) to assist both the preparation of planning applications and the assessment of those applications by providing advice on the operation of policy SC9: Biodiversity and Geodiversity within the Local Plan for Bolsover District (March 2020).

To achieve this, the note provides advice on the background to the introduction of mandatory 10% Biodiversity Net Gain and how the Council will expect those preparing applications to approach this new legal requirement.

The Planning Advice Note advises that the Local Planning Authority consider that delivery of BNG should seek to contribute towards design quality and a sense of place. A holistic

approach to BNG should align with achieving good design in terms of high-quality streets, open spaces, Green Infrastructure and soft landscaping. When considering how to secure BNG in association with development proposals, prospective developers should provide a higher value habitat (as defined by the Metric) that would be appropriate to its location and would not propose higher quality habitats in small, poorly located or compromised spaces. Applicants are expected to respond to the mandatory 10% BNG within their applications and proposals by demonstrating that they have taken the following sequential steps:

1. The applicant should try to accommodate the 10% net gain on land within the red line
2. If that can be demonstrated to not be possible, accommodate the 10% net gain on land in the applicant's ownership close to the application site ('blue land')
3. Then if neither sequentially preferable option can be demonstrated to be possible, then on land that will aid the delivery of the District's Local Nature Recovery Networks (as set out in the Council's Local Nature Recovery Action Plan)
4. Finally, if none of these sequentially preferable options can be demonstrated to be possible, then on land elsewhere where it would enhance a biodiversity or geodiversity asset or site.

Although some gain in hedgerow units is proposed on site, the site is not large enough to accommodate the required 10% gains on site, outside of private gardens and as such it will be necessary to purchase units from a habitat bank or purchase credits. However, the site is in outline with all matters reserved and is not proposed to be developed by the applicant. Full details of the final BNG provision therefore cannot be established at this time. There is no mandatory requirement to provide details of the precise mechanisms of delivery prior to determination of the planning application, as these details have to be provided in the post-determination Gain Plan.

On the basis that the remaining details can be provided post-determination (and development cannot start until the mandatory details have been provided and discharged), along with conditions advised by Derbyshire Wildlife Trust relating to submission of a Landscape Plan and Management Schedule and Species Enhancement Plan, the proposal is considered to be in accordance with the mandatory BNG requirement and policy SC9 of the Local Plan for Bolsover District.

Derbyshire Wildlife Trust have also asked for a condition requiring no works to take place in bird nesting season unless preceded by a nesting bird survey. As this is covered under other legislation it is unreasonable and unnecessary to require them as a planning condition, particularly given that the site can be cleared independent of the development with no planning control at all. An advisory note addressing this is recommended instead.

Key Biodiversity Information	
If Biodiversity Gain Plan Condition Applies	
Biodiversity Metric Used	Small sites metric version 1.2.2 Completed by Matt Liston Ecologist on 28 <sup>th</sup> May 2025

Overall Net Unit Change	Habitat Units	Hedgerow Units	River Units
	0.0697	0.0307	0.000
	Total % change	Total % change	Total % change
	-31.46%	+23.98%	Target not appropriate

### Contamination

The site is adjacent to land which has previously been used for landfill. To ensure that amenity safeguards are in place, the environmental health officer has recommended a condition requiring submission of a phased contaminated land assessment and remediation scheme be submitted for approval. Subject to such a condition the proposal is considered to meet the requirements of policy SC14 of the adopted local plan.

### Issues raised by residents

Most of the issues raised by residents are covered in the above assessment. The issue of ownership of this land has been questioned following the concern raised and evidence has been provided to show that whilst the land isn't registered with the land registry, it has been in the applicant's control since before 1982 and this is considered to be sufficient for the purposes of determining the planning application.

## **CONCLUSION / PLANNING BALANCE**

On balance, whilst the proposal is not considered to meet the criteria of development which would be acceptable in the countryside and is therefore contrary to policy SS9, it is considered to represent appropriate infill development that is acceptable in this small settlement within the countryside in accordance with Policy SS3. The proposal is considered to respect the form, scale and character of the existing landscape and is not considered to have a harmful or urbanising impact on the countryside, as required by Policy SS9 provided the development is restricted to be single storey. The sustainability of the location is not considered to be a reason to justify refusal of the development. The site is considered capable to accommodating up to three single storey dwellings without causing material harm to residential amenity or highway safety, in compliance with the policies SC3 and SC11 of the adopted local plan. A recommendation of approval is put forward on this basis.

## **RECOMMENDATION**

**The current application be APPROVED subject to the following conditions:**

1. Application for approval of the reserved matters shall be made to the Local Planning Authority before the expiration of three years from the date of this permission and the development to which this permission relates shall be begun either before the expiration of three years from the date of this permission, or before the expiration of two years from the date of approval of the last of the reserved matters to be approved, whichever is the later.
2. Approval of the details of the layout, scale, appearance, access and landscaping (hereinafter called "the reserved matters") shall be obtained from the Local Planning Authority in writing before any development is commenced.

3. The dwellings hereby approved must be single storey only.
4. Before any dwelling on the site is first occupied, a 2.4m x 43m visibility splay must be provided from the access in the southeastern direction. The splay must be maintained free from obstruction over 1m in height thereafter.
5. Before development first commences on site, a landscaping scheme including a programme of implementation and details of the maintenance and management of the landscaping (including any on site habitat creation) for a 30-year period must be submitted to the Local Planning Authority for approval. The landscaping scheme must be provided and maintained on site in accordance with the approved scheme.
6. Prior to building works commencing above foundation level on any dwelling, a Species Enhancement Plan must be submitted to and approved in writing by the Local Planning Authority. The approved measures must be implemented in full and maintained as such thereafter. The Plan must clearly show positions, specifications and numbers of features, which will include (but are not limited to) the following:
  - universal nest boxes at ratio of 1:1, in line with British Standard 42021:2022.
  - integrated bat boxes each of the dwellings.
  - insect bricks in dwellings and / or towers in public open space.
  - fencing gaps 130 mm x 130 mm to maintain connectivity for hedgehogs in all gardens

A statement of good practice including photographs must be submitted to the local planning authority prior to the discharge of this condition, demonstrating that the enhancements have been selected and installed in accordance with the above.

7. Development other than that required to be carried out as part of an approved scheme of remediation must not commence until:
  - a) A Phase I contaminated land assessment (desk-study) shall be undertaken and approved in writing by the local planning authority.
  - b) The contaminated land assessment shall include a desk-study with details of the history of the site use including:
    - the likely presence of potentially hazardous materials and substances,
    - their likely nature, extent and scale,
    - whether or not they originated from the site,
    - a conceptual model of pollutant-receptor linkages,
    - an assessment of the potential risks to human health, property (existing or proposed) including buildings, crops, livestock, pets, woodland and service lines and pipes, adjoining land, ground waters and surface waters, ecological systems, archaeological sites and ancient monuments,
    - details of a site investigation strategy (if potential contamination is identified) to effectively characterise the site based on the relevant information discovered by the desk study and justification for the use or not of appropriate guidance. The site investigation strategy shall, where necessary, include relevant soil, ground gas, surface and groundwater sampling/monitoring as identified by the desk-study strategy

The site investigation shall be carried out by a competent person in accordance with the current U.K. requirements for sampling and analysis. A report of the site



investigation shall be submitted to the local planning authority for approval.

8. Before the commencement of the development hereby approved, where the site investigation identifies unacceptable levels of contamination, a detailed remediation scheme to bring the site to a condition suitable for the intended use by removing unacceptable risks to human health, buildings and other property and the natural and historical environment shall be submitted to and approved in writing by the local planning authority. The submitted scheme shall have regard to relevant current guidance. The approved scheme shall include all works to be undertaken, proposed remediation objectives and remediation criteria and site management procedures. The scheme shall ensure that the site will not qualify as contaminated land under Part 2A of the Environmental Protection Act 1990 in relation to the intended use of the land after remediation.

The developer shall give at least 14 days notice to the Local Planning Authority (Environmental Health Division) prior to commencing works in connection with the remediation scheme.

9. No dwelling hereby approved shall be occupied until:
  - a) The approved remediation works required by 8 above have been carried out in full in compliance with the approved methodology and best practice.
  - b) If during the construction and/or demolition works associated with the development hereby approved any suspected areas of contamination are discovered, which have not previously been identified, then all works shall be suspended until the nature and extent of the contamination is assessed and a report submitted and approved in writing by the local planning authority and the local planning authority shall be notified as soon as is reasonably practicable of the discovery of any suspected areas of contamination. The suspect material shall be re-evaluated through the process described in condition 7b to 8 above and satisfy 9a above.
  - c) Upon completion of the remediation works required by conditions 8 and 9a, a validation report prepared by a competent person shall be submitted to and approved in writing by the local planning authority. The validation report shall include details of the remediation works and Quality Assurance/Quality Control results to show that the works have been carried out in full and in accordance with the approved methodology. Details of any validation sampling and analysis to show the site has achieved the approved remediation standard, together with the necessary waste management documentation shall be included.

### **Statement of Decision Process**

Officers have worked positively and pro-actively with the applicant to address issues raised during the consideration of the application. The proposal has been considered against the policies and guidelines adopted by the Council and the decision has been taken in accordance with the guidelines of the Framework.

## **Equalities Statement**

Section 149 of the Equality Act 2010 places a statutory duty on public authorities in the exercise of their functions to have due regard to the need to eliminate discrimination and advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it (i.e., “the Public Sector Equality Duty”).

In this case, there is no evidence to suggest that the development proposals would have any direct or indirect negative impacts on any person with a protected characteristic or any group of people with a shared protected characteristic.

## **Human Rights Statement**

The specific Articles of the European Commission on Human Rights (‘the ECHR’) relevant to planning include Article 6 (Right to a fair and public trial within a reasonable time), Article 8 (Right to respect for private and family life, home and correspondence), Article 14 (Prohibition of discrimination) and Article 1 of Protocol 1 (Right to peaceful enjoyment of possessions and protection of property).

It is considered that assessing the effects that a proposal will have on individuals and weighing these against the wider public interest in determining whether development should be allowed to proceed is an inherent part of the decision-making process. In carrying out this ‘balancing exercise’ in the above report, officers are satisfied that the potential for these proposals to affect any individual’s (or any group of individuals’) human rights has been addressed proportionately and in accordance with the requirements of the ECHR.

## **Bolsover District Council**

### **Meeting of the Planning Committee on 29<sup>th</sup> October 2025**

### **Successful Healthy Places Supplementary Planning Document**

### **Report of the Assistant Director: Planning & Planning Policy**

<b>Classification</b>	This report is Public
<b>Report By</b>	Julie-Anne Middleditch Principal Planning Policy Officer

### **PURPOSE / SUMMARY OF REPORT**

- To update Members on the outcome of the consultation exercise on the draft Successful Healthy Places Supplementary Planning Document and seek their approval to make appropriate revisions and refer to Council the adoption of the revised document as a material consideration in planning decisions

### **REPORT DETAILS**

#### **1. Background**

- 1.1 In accordance with the Council's approved Local Development Scheme (April 2024) and Regulations 11 to 16 of the Town and Country Planning (Local Planning) (England) Regulations 2012, work is ongoing on the preparation of a number of Supplementary Planning Documents (SPDs) to provide more detailed advice or guidance on policies of the Local Plan for Bolsover District (March 2020).
- 1.2 As part of the aim to provide more detailed advice or guidance on policies of the Local Plan for Bolsover District (March 2020) the Successful Places SPD (2013) has been updated. In revising the document, the aim is to support the residential design policy 'Policy SC3: High Quality Developments', by advising how new residential development can achieve the high quality of design in terms of placemaking, buildings and landscaping that the policy requires.
- 1.3 The original 2013 SPD, which was based upon Building for Life 12, has been retitled Successful Healthy Places to reflect Building for a Healthy Life (2020), which took forward the guidance in Building for Life 12 whilst also emphasising health in response to new legislation including the Environment Bill. The SPD update also aligns with the National Planning Policy Framework (2024) and the latest Corporate Plan, Bolsover District The Future. Unlike the previous joint version with neighbouring councils, the revised SPD focuses solely on Bolsover District, promoting residential developments that reflect local character as well as support healthier lifestyles.

- 1.4 The draft of the revised SPD was first discussed with the Local Plan Implementation Advisory Group on 25<sup>th</sup> June 2025 and presented to Planning Committee on 3<sup>rd</sup> September 2025, before being subject to consultation in line with the Town and Country Planning Regulations (2012) and the Council's Statement of Community Involvement (SCI).
- 1.5 A 4-week targeted consultation was held with statutory consultees, developers, agents, and others on the Local Plan database. Documents were also made available at libraries and the Council's contact centres. Two drop-in events were held at Bolsover and at Shirebrook. The consultation ran from 8 September to 6 October 2025.

## **2. Details of Proposal or Information**

### Outcome of the Consultation Exercise

- 2.1 The Council received four submissions during the consultation period, from:
1. Coal Authority
  2. Natural England
  3. Stancliffe Homes
  4. Historic England
- 2.2 The main points are summarised below. Some are considered to merit revisions to the approved consultation draft Successful Healthy Places SPD. The full schedule of responses and the Council's proposed response to the points is included as Appendix 1 to this report.

### Respondent: Coal Authority

- 2.3 The Coal Authority stated that although they have no specific comments on the Successful Healthy Places SPD the presence of recorded coal mining features in the Bolsover area may pose surface stability risks. In response a reference has been made to the presence of coal mining features in the SPD.

### Respondent: Natural England

- 2.4 Natural England made 4 representations in their response. They support the SPD's references to landscape character and green infrastructure and recommend inclusion of signposts to Natural England guidance, including the Green Infrastructure Framework, Accessible Greenspace Standard, and Green Infrastructure Planning and Design Guide. They welcome sections on sustainable transport, green/blue infrastructure, biodiversity, and encouraging stronger links to national standards that promote health, wellbeing, and nature recovery. In response, links to the documents that Natural England reference have been added to the SPD.

Respondent: Stancliffe Homes

- 2.5 The respondent was supportive of the focus on eco-friendly housing, though disagreed with some of the other detailed design guidance within the document.

Respondent: Historic England

- 2.6 Historic England welcomes the revisions to the 2013 SPD. In particular, the emphasis on how heritage, in conjunction with green and blue infrastructure, has the potential to enhance a place for its community as well as the new section on heritage and retrofit.

Ask Derbyshire Survey feedback

- 2.7 Alongside the main channel for representations regarding the consultation draft document, we made the same questionnaire survey available on the Ask Derbyshire website in order to reach as many people as possible given the district-wide nature of the consultation subject.
- 2.8 Five responses were received. As these responses were received via the Ask Derbyshire website, they were made anonymously and therefore cannot be attributed to individuals or organisations. As such, the feedback is summarised below and any key comments highlighted.
- 2.9 The feedback to the yes / no questions within the five responses was all positive about the Consultation Draft Successful Healthy Places SPD.
- 2.10 In terms of long answers, one respondent agreed that each area has local character, local stone, local materials and local influences and that it is important that new houses reflect local this. One respondent acknowledged in their response that poorly designed housing, whether unattractive, overcrowded or low-quality, was demoralising. Another welcomed the guidance's focus on sunlight and orientation, noting its importance for liveability. Regarding landscaping, one respondent simply noted support for good SUDS systems. In terms of potential risks or negative consequences arising from the guidance within the SPD, concern was raised about the impact of multiple occupancy on community cohesion. Another respondent emphasised the need to assess subsidence risk before development. The overall impression of the document stated by one respondent was that it included an incredible amount of detail.
- 2.11 Although a small number of respondents, it is positive to read that the views provided are positive and it is considered that they validate the aims of the SPD to further improve residential design in the district.

Final Document

- 2.12 A final version of the SPD with the above revisions is attached as Appendix 2.

### **3 Reasons for Recommendation**

- 3.1 The report updates Members on the feedback received during the consultation exercise and sets out the Council's response to this feedback and any consequential revisions to the SPD. On this basis, it is recommended that Members approve the Successful Healthy Places SPD and refer it to Council for formal adoption.

### **4 Alternative Options and Reasons for Rejection**

- 4.1 It would be possible to not approve this final version of the Successful Healthy Places SPD at this time, but this alternative option has been rejected as this would mean that the Council would not provide sufficiently up to date guidance to developers and agents on this matter and may undermine efforts to achieve well designed and beautiful places in Bolsover District.

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## **RECOMMENDATION**

That Planning Committee:

- 1) note the outcome of the consultation exercise as set out in the report and set out in Appendix 1;
- 2) approve the proposed responses to the main points and the consequential revisions to the proposed SPD as set out in the report and set out in Appendix 2;
- 3) recommends to Council that the Successful Healthy Places Supplementary Planning Document is adopted as a material consideration in planning decisions.

**Approved by Cllr Tom Munro, Portfolio Holder – Growth**

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## **IMPLICATIONS:**

<b><u>Finance and Risk</u></b>	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
<b>Details:</b> The recommendations within this report do not have a significant financial implication for the Council. On behalf of the Section 151 Officer		
<b><u>Legal (including Data Protection)</u></b>	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
<b>Details:</b> No legal implications are anticipated to arise from this report. On behalf of the Solicitor to the Council		

<b>Staffing</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
<b>Details:</b> There are no human resources implications arising from this report.	
On behalf of the Head of Paid Service	
<b>Equality and Diversity, and Consultation</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
<b>Details:</b> There are no specific direct or indirect negative impacts on any person with a protected characteristic or any group of people with a shared protected characteristic arising from this report.	
<b>Environment</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
<b>Details:</b> There are no specific environmental implications arising from this report, albeit the Successful Healthy Places SPD will make a notable contribution to enhancing the built environment.	

### **DECISION INFORMATION:**

<input checked="" type="checkbox"/> <b>Please indicate which threshold applies:</b>	
<b>Is the decision a Key Decision?</b> A Key Decision is an Executive decision which has a significant impact on two or more wards in the District or which results in income or expenditure to the Council above the following thresholds:	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
<b>Revenue (a)</b> Results in the Council making Revenue Savings of £75,000 or more or <b>(b)</b> Results in the Council incurring Revenue Expenditure of £75,000 or more.	(a) <input type="checkbox"/> (b) <input checked="" type="checkbox"/>
<b>Capital (a)</b> Results in the Council making Capital Income of £150,000 or more or <b>(b)</b> Results in the Council incurring Capital Expenditure of £150,000 or more.	(a) <input type="checkbox"/> (b) <input checked="" type="checkbox"/>
<b>District Wards Significantly Affected:</b> <i>(to be significant in terms of its effects on communities living or working in an area comprising two or more wards in the District)</i> Please state below which wards are affected or tick <b>All</b> if all wards are affected:	All <input checked="" type="checkbox"/>
The design guidance contained within the Successful Healthy Places SPD will cover the whole District.	

<b>Is the decision subject to Call-In?</b> <i>(Only Key Decisions are subject to Call-In)</i>	<b>Yes</b> <input type="checkbox"/> <b>No</b> <input checked="" type="checkbox"/>
If No, is the call-in period to be waived in respect of the decision(s) proposed within this report? <i>(decisions may only be classified as exempt from call-in with the agreement of the Monitoring Officer)</i>	<b>Yes</b> <input type="checkbox"/> <b>No</b> <input checked="" type="checkbox"/>
<b>Consultation carried out:</b> <i>(this is any consultation carried out prior to the report being presented for approval)</i>	<b>Yes</b> <input checked="" type="checkbox"/> <b>No</b> <input type="checkbox"/>
<b>Leader</b> <input type="checkbox"/> <b>Deputy Leader</b> <input type="checkbox"/> <b>Executive</b> <input type="checkbox"/> <b>SLT</b> <input type="checkbox"/> <b>Relevant Service Manager</b> <input type="checkbox"/> <b>Members</b> <input type="checkbox"/> <b>Public</b> <input type="checkbox"/> <b>Other</b> <input checked="" type="checkbox"/>	Portfolio Holder for Growth and internal stakeholders.

Links to Council Ambition: Customers, Economy, Environment, Housing
<u>Environment</u> <ul style="list-style-type: none"> <li>Ensuring all area, neighbourhoods and streets in the district, irrespective of housing tenure or type, are places where people want to live, feel safe, and are proud to live.</li> </ul>
<u>Housing</u> <ul style="list-style-type: none"> <li>Enabling housing growth by increasing the supply, quality, and range of housing to meet the needs of the growing population.</li> </ul>

## **DOCUMENT INFORMATION:**

Appendix No	Title
1	Consultation Responses
2	Successful Healthy Places SPD

Background Papers
<i>(These are unpublished works which have been relied on to a material extent when preparing the report. They must be listed in the section below. If the report is going to Executive, you must provide copies of the background papers).</i>

DECEMBER 2024



## Appendix 1

### Successful Healthy Places SPD Summary of Representations received and Council's Response

The Coal Authority (Rep 1)		
1	<p>Our records indicate that within the Bolsover area there are recorded coal mining features present at surface and shallow depth including; mine entries, coal workings and reported surface hazards. These features may pose a potential risk to surface stability and public safety.</p> <p>We note that this current consultation relates to a Successful Healthy Places SPD and I can confirm that we have no specific comments to make on this document.</p>	<p>Response: The Mining Remediation Authority is right to highlight that part of the site assessment will be to look for coal mining features. Given that Bolsover was a coal mining area we have added and signposted towards further information requirements.</p> <p>Action: Added in paragraph on page 23 (Site Assessment), Paragraph 2.7.2 that within Bolsover District to check for mining features and to signposted to Mining Remediation Authority regarding coal mining risk assessments.</p>
Natural England (Reps 2 – 6)		
2	<p>Para 2.6 - We welcome the inclusion of the reference to landscape character areas and the Landscape Character of Derbyshire (2014). Further information on national character area profiles is available at: <a href="#">Natural England - National Character Area Profiles - National Character Area Profiles</a></p>	<p>Response: National Character Areas (NCA's) are wider landscape areas responding to underlying geology. We agree with Natural England to refer to the information in the NCA's as well as the character areas outlined in the Derbyshire Landscape Character documents. The NCA profiles and DLC profiles overlap but together give a comprehensive overview of the context of surrounding landscape.</p> <p>Action: Page 21. An additional Text box now states: Also refer to Natural England's National Character Areas: NCA30 Southern Magnesium Limestone and NCA38 Nottingham, Derbyshire and Yorkshire Coalfield</p>

		Further information on national character area profiles is available at: <a href="#">Natural England - National Character Area Profiles</a>
<b>3</b>	<p>Para 2.8 – We suggest that developers should also be referred to Natural England’s Green Infrastructure Framework: Principles &amp; Standards <a href="#">Green Infrastructure Home</a>. The Framework is a commitment in the Government’s 25 Year Environment Plan. It supports the greening of our towns and cities and connections with the surrounding landscape as part of the Nature Recovery Network. Within the GI Framework is the <a href="#">GI Planning and Design Guide</a> which provides details of what good GI design looks like linked to the ten characteristics of well-designed places as set out in the <a href="#">National Model Design Code - GOV.UK (www.gov.uk)</a> and the <a href="#">National design guide - GOV.UK (www.gov.uk)</a></p>	<p>Response: Natural England’s ‘Green Infrastructure Framework’ and associated documents support the key messages within the ‘Blue and Green Infrastructure’ Section of the report, and therefore we have included reference to these as additional information resources.</p> <p>Actions:</p> <p>Page 37. Reference is now made in the side column to the Natural England’s Green Infrastructure Framework: Principles and Standards website and Green Infrastructure Planning and Design Guide, 2023</p> <p>Page 129. Under Useful References an added reference and link to GI Planning and Design Guide.</p>
<b>4</b>	<p>Section 3.1 – We welcome this section which covers accessibility and sustainable transport. We draw your attention to Natural England’s Accessible Greenspace Standard which clarifies the quantity, quality and location of the green infrastructure required to meet local needs. In particular it focusses on access to green and blue spaces within 15 minutes’ walk from home. <a href="#">Accessible Greenspace Standard</a>. Your authority may want to refer to this standard within the SPD.</p>	<p>Response: We agree that Natural England ‘Green Space Standards’ support our section on accessibility and sustainable transport, however, consider the information is better placed within the Green and Blue Infrastructure page of the report that talks about the benefits of access to nature for health and wellbeing. We have added information in referred to their documents in this section.</p> <p>Actions:</p> <p>Page 68. Added text relating to access to green and blue spaces within 15 mins walk from home.</p>

		<p>Added bullet point referring to Natural England's Accessible Greenspace standard clarifies quantity, quality and location of green infrastructure.</p> <p>Page 76: Added reference and link to Accessible Green Space User Guide, Sept 2024</p>
<b>5</b>	<p>Section 3.3 – We welcome this section on Green &amp; Blue Infrastructure. Spending time in green and blue spaces has been shown to encourage physical activity and promote better mental health and wellbeing. Such spaces create opportunities for recreation, community gatherings, connecting with nature, and social interaction. For more information, see Natural England's <a href="#">Review of Nature Exposure and Human Health and Wellbeing</a>. We also suggest that you may want to reference the Green Infrastructure Framework and the <a href="#">GI Framework 5 headline standards</a>. Local Planning Authorities can apply these Standards locally that will help deliver good GI networks for people and nature. The five standards are:</p> <ul style="list-style-type: none"> <li>• S1: Green Infrastructure Strategy Standard; S2: Accessible Greenspace Standard; S3: Urban Nature Recovery Standard; S4: Urban Greening Factor Standard; S5: Urban Tree Canopy Cover Standard.</li> </ul>	<p>Response: We are happy to reinforce the Blue and Green Infrastructure Section of the document with references to Natural England document 'Review of Nature Exposure and Human Health and Wellbeing.'</p> <p>Actions:</p> <p>Page 68: Added reference 'Natural England - A narrative review of reviews of nature exposure and human health and well-being in the UK (March 2024).'</p> <p>Page 77: Added text 'See Green Infrastructure Framework and five standards: S1: Green Infrastructure Strategy Standard; S2: Accessible Greenspace Standard; S3: Urban Nature Recovery Standard; S4: Urban Greening Factor Standard; S5: Urban Tree Canopy Cover Standard'</p>
<b>6</b>	<p>Section 3.11 – We welcome the section on integrating biodiversity into the design of development. Again we refer to the <a href="#">Natural England Green Infrastructure Planning and Design Guide 2023</a> which provides a valuable resource on this topic.</p>	<p>Response: Welcome this response to support the inclusion of an extra section on biodiversity in our document.</p> <p>Action:</p>

		Page 69. Add additional reference 'Natural England's Green Infrastructure Planning and Design Guide 2023'
<b>Stancliffe Homes – (Reps 8 - 12)</b>		
<b>7</b>	<p>The guidance successfully addresses climate change in the context of new housing with the exception of the comment on passive solar design, which I consider to be highly inflexible and question why it should feature in the guidance given the guidance goes on to say that it isn't always appropriate (I would guess not feasible in a high percentage of applications), I think the push to eco-friendly homes is positive.</p>	<p>Response: We agree that the issue of orientation can be inflexible to housing developers if the topography of a site does not lead to effective solar gain, however, as a first principal solar gain can inform layouts particularly where there are south facing slopes and land rises where roof orientation naturally leads to the use of solar panels. Façade studies can also inform where enhanced glazing and reduced openings can improve internal arrangements of the dwellings. This may be difficult for housebuilders with a standard package to achieve, other housebuilders may find it useful to carry out such analysis.</p> <p>Action: No action taken as this section was in the original document and not part of the update.</p>
<b>8</b>	<p>There are elements of the guidance that I think should be reviewed:</p> <p>Paragraphs 2.8.4 &amp; 2.8.7 - When an applicant is asked to engage with Design Midlands I think Bolsover should commit in this document to having their own design officer there to shape the feedback out of that session. It's an expensive process and to go through that, prepare a full site design and then have a separate internal team review is not efficient and is costly and frustrating for an applicant. Committing to have the</p>	<p>Response: We welcome response from local housing developers and appreciate that there are differences in opinion regarding process and design issues within the document. We would welcome the opportunity to consult further with developers and discuss the differences between established practise and government requirements. The document is in line with current thinking within national policy and guidance documents.</p> <p>The NPPF in Paragraph 139 states that development that is not well designed should be refused, especially where it</p>

	<p>Council's design input included as part of the DRP would be a positive step.</p>	<p>fails to reflect local design policies and government guidance on design.</p> <p>National planning practice guidance points towards Design Review as an independent assessment of development proposals by a panel of multidisciplinary professionals and experts, which can inform and improve design quality in new developments. Recommendations from design review panels can be used to help support decisions on applications, so development proposals need to show how they have considered and addressed them.</p> <p>Often development projects have been submitted that have not been through a level of interdisciplinary design review that we would desire. If a more resolved level of design is achieved before application submission there may be less need for independent design review.</p> <p>Action: No action taken, no changes to the document.</p>
<b>9</b>	<p>BFHL Assessments - I'd encourage the document to take a flexible approach to these rather than arbitrary traffic lights and scoring. In some instances, connections aren't available, etc. This doesn't mean the site has poor design.</p>	<p>Response: The NNPF recommends using BFHL assessment in Paragraph 138: For assessing proposals there is a range of tools including workshops to engage the local community, design advice and review arrangements, and assessment frameworks such as <u>Building for a Healthy Life</u> <sup>53</sup>. These are of most benefit if used as early as possible in the evolution of schemes and are particularly important for significant projects such as large-scale housing and mixed-use developments.</p> <p>Building for a Healthy Life was produced by Homes England, NHS England, and NHS Improvement, with input</p>

		<p>from urban design and construction professionals and has influenced national policy. I think there is merit in designers working through the traffic light system early on in their designs to ensure their designs reflect national guidance.</p> <p>Action: No Action taken, no changes to the document.</p>
<b>10</b>	<p>Document discourages the use of cul-de-sacs - I query why it should do so and why it recommends these should be avoided? In reality, people like living in them and I think that pedestrian / cycle connectivity can still be delivered whilst using these.</p>	<p>Response: The National Design Guide indicate that Mews, courtyards and cull-de-sac will generally only be appropriate at the most local level where there is little vehicular movement. Current thinking is to move away from car dominated schemes and to healthier more walkable layouts. There is plenty of evidence to show that people become more isolated in larger housing estates as they grow older. In cul-de-sac arrangements they have less opportunities to integrate and enjoy passing pedestrian traffic and therefore considered to result in less cohesive design.</p> <p>Action: No Action Taken, no changes to the document.</p>
<b>11</b>	<p>Paragraph 3.20.24 - This suggests that turning heads should be avoided, or essentially, not look like turning heads. This is highly impractical and to suggest that turning heads should not incorporated into the public realm is not realistic when you align that with DCC adoption standards (inc. the reality of their latest guidance). Surely better that this document focuses on key things that should be achieved (good design, placemaking, etc) rather than points like this which will just end up being ignored / overridden by the</p>	<p>Response: Turning heads can be engineered and road dominated, or they can be designed to fit well into the public realm so that they do not dominate the layout, using choice of materials and careful planning. Manual for Streets supports this approach. Where turning heads provide the tracking alignments and meet safety standards there are opportunities for them to be integrated into layouts in a more attractive way. This was part of the existing guidance and has not been updated as developers should be working towards</p>

	<p>practicalities of building new homes with adopted roads.</p>	<p>creating places that are not car dominated. Good design can achieve better arrangements.</p> <p>Response: No action taken, no changes to the document.</p>
<b>Historic England (Rep 12)</b>		
<b>12</b>	<p>Historic England welcomes the revisions to the 2013 SPD in respect of the historic environment. In particular, the emphasis on how heritage, in conjunction with green and blue infrastructure, has the potential to enhance a place for its community as well as the new section on heritage and retrofit.</p>	<p>Response: A welcome response in support of the SPD revisions.</p>





# Successful Healthy Places

A Guide to Sustainable and Healthy Housing Layout and Design

Consultation Draft

September 2025





## Equalities Statement

Bolsover District Council is committed to equalities as an employer and when delivering the services it provides to all sections of the community.

The Council believes that no person should be treated unfairly and is committed to eliminating all forms of discrimination, advancing equality and fostering good relations between all groups in society.

## Access for All statement

You can request this document or information in another format such as large print or language or contact us by:

- **Phone** – 01246 242424
- **Email** – [enquiries@bolsover.gov.uk](mailto:enquiries@bolsover.gov.uk)
- **BSL Video Call** – a three way video call with us and a BSL interpreter. It is free to call Bolsover District Council with Sign Solutions, you just need wifi or mobile data to make the video call, or call into one of our Contact Centres.
- **Call with Relay UK** via textphone or app on 0800 500 888 – a free phone service provided by BT for anyone who has difficulty hearing or speaking. It's a way to have a real time conversation with us by text.
- **Visiting one of our offices** at Clowne, Bolsover, Shirebrook and South Normanton.

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## Preface

National Planning Practice Guidance advises that Supplementary Planning Documents (SPDs) should build upon and provide more detailed advice or guidance on policies in an adopted local plan. As they do not form part of the development plan, they cannot introduce new planning policies into the development plan. They are however a material consideration in decision-making. They should not add unnecessarily to the financial burdens on development.

In accordance with this guidance, the Council is preparing a number of SPDs as outlined in its Local Development Scheme to provide guidance to developers, architects, agents and landowners considering submitting a planning application in relation to the following topics:

- Section 106 Planning Contributions (covering affordable housing provision and green space and play provision);
- Successful Healthy Places;
- Historic Environment;
- Local Parking Standards.

This SPD relates to achieving Successful Healthy Places and seeks to update the 2013 version of the Successful Places SPD. In doing so, it brings that document up to date and supplements Policy SC3: High Quality Development (and other relevant policies) of the Local Plan for Bolsover District (March 2020) by providing a guide to those promoting developments on how they can achieve the high quality of design in terms of place making, buildings and landscaping that the Council requires from new developments.

Finally, this SPD is being prepared in accordance with Regulations 11 to 16 of the Town and Country Planning (Local Planning) (England) Regulations 2012.

## Foreword

Our Council Plan – Bolsover District The Future 2023-2028 – places a strong focus on driving economic growth for the benefit of our local communities; increasing the supply, quality and range of housing to meet the needs of the growing population and housing crisis; and enhancing our built and natural environment that provides our great value living location.

Key to all of these areas of focus is achieving the high quality of design in terms of place making, buildings and landscaping within new developments, given this represents our legacy for future generations who must inherit what we design and build today.

It is for this reason we published our Successful Places design guide in 2013 to provide a manual of sorts to creating better designed places to live that feel part of and strengthen the local character of the places where they are built. This guide has influenced the emergence of new residential areas and new workplaces and commercial spaces.

National planning design guidance has evolved over the last decade and now we see a greater emphasis on trying to achieve places that encourage and enable healthy lifestyles and respond to the environmental challenges of the world today.

We feel that local identity and distinctiveness is something to celebrate and this forms part of our Bolsover Place Programme. There is renewed emphasis on making streets into places that provide easy access to good local services and infrastructure, incorporating sustainable drainage measures within developments to help manage the changing climate and weather patterns, encouraging active frontages and adding street trees and reducing the rigidity of highways regulations in how they impact on residential layout design.

We hope you agree with us about the importance of place-making and welcome your consideration of the contents of this consultation document and the sharing of your views on its objectives and content.

### Councillor Tom Munro

Portfolio Member for Growth,  
Bolsover District Council





# 1. Introduction

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“Well-designed places can be achieved by taking a proactive and collaborative approach at all stages of the planning process, from policy and plan formulation through to the determination of planning applications and the post approval stage.”

**Gov.uk Guidance: Design: Process and Tools - Planning for Well Designed Places (Oct 2019)**

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- 1.1 Objectives
- 1.2 Applying the Guide
- 1.3 Policy Context

## 1.1 Objectives

1.1.1 Fundamentally, the purpose of this guide is about creating sustainable places that deliver a good quality of life for the people that live there and preventing poor design that comes at a cost to the environment. This requires that our neighbourhoods are designed around the linked concepts of good place making and sustainability.

1.1.2 The built environment is responsible for 40% of the UK's carbon dioxide emissions. There are many facets to this. The design and layout of our settlements has a major influence on our patterns of behaviour, movement and transport choices. The design and construction of the buildings themselves, also has a direct impact on the environment, in terms of their energy efficiency, water consumption/management, health and well being. The right design choices at the outset can help create more sustainable successful and healthy places.

1.1.3 The Government places great importance on the design quality of the built environment, and believes that the planning system should promote good design that ensures attractive, usable and durable places and this is a key element in achieving sustainable development.

1.1.4 The following objectives complement the policy objectives set out in the National Planning Policy Framework (NPPF). The objectives embrace the principle of sustainable development, not as a separate 'add on' but as integral to this guidance.

**1. Design Quality:** To improve the quality of design and attractiveness of residential development.

**2. Low Impact:** To promote design that is adapted to climate change and contributes to reducing the impacts of construction, maintenance and running of residential buildings on both the immediate and wider environment and on climate change.

**3. Build inclusive communities:** An approach to providing for all of society, including the young and older people.

**4. Health and wellbeing:** Promote healthy lifestyles through design layouts and landscapes that promote active travel.

**5. Local Distinctiveness:** To ensure that the design of new residential development recognises and enhances the townscape, landscape character and local distinctiveness of the area including the setting of historic buildings and biodiversity.

**6. Context:** To ensure that new residential development is designed on the basis of an understanding of its context and the site conditions so as to enhance the quality of existing settlements and townscapes.

**7. Quality of Life:** To promote the design of residential development that provides a safe and secure environment and meets the practical and social needs of residents, creating places where people enjoy living.

**8. Accessibility:** To ensure that the design of residential development facilitates safe, sustainable and convenient access for all users, are well integrated with their surroundings with good access to local facilities and that layouts and buildings are easily navigated and accessible to all.



The built environment is one of our largest long term investments and amongst our most important assets.

On that basis there is no excuse for poor design.

Reference: Homes England Strategic Plan 2023 – 2028.

National Design Review Code of Conduct UCL June 2025.

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The SPD should provide the platform for dialogue between developers and the local planning authority, supporting both applicants and decision makers in delivering successful places.

## 1.2 Applying the Guide

1.2.1 The council has prepared this guide as a tool to support developers, their design professionals and agents in preparing proposals for residential development or mixed use comprising both commercial uses and housing.

1.2.2 It is also intended for use by local authority officers, councillors and communities to facilitate and inform the design discussions and assist them in the delivery of high quality, sustainable places to live.

### 1.2.3 What type of development does this guidance apply to?

1.2.4 The guidance covers all forms of residential development including mixed use schemes that incorporate commercial activities and residential accommodation. There is an increasing need to produce mixed use scheme so people can walk to essential services.

1.2.5 Most residential development

will take place within or on the edge of an existing settlement and thereby the character of the settlement will form the context within which it must be considered.

The range of development scenarios likely within the area covered by this SPD are:

**Urban Centres** – proposals within or adjacent to existing town/district or village centres with potential for intensification or redevelopment of existing sites.

**Infill** – proposals for infilling gaps or redeveloping existing sites within existing urban or rural settlements.

**The Edge** – proposals for town or village expansions, whether large or small.

1.2.6 Part 02 of this guidance outlines the design process which is expected to be followed in order to demonstrate that the development proposal is based upon a clear appreciation of the site and its wider context

1.2.7 It also identifies a number of tools that will be used to assist in the assessment of residential proposals, including Design Review, Building for

a Healthy Life 2020. The NPPF and the National Design Guide set the higher level requirements.

1.2.8 Part 03 of this guidance sets out the place making principles that will be used for assessing proposals for residential development. Depending on the design issues the principles will apply at a range of scales. Some principles will only be relevant to larger scale schemes, while others are appropriate at all scales of development, including proposals of less than 10 dwellings. Whatever the scale of the proposal many of the principles will be applicable whether urban or rural.

1.2.9 Part 04 outlines issues in relation to management and maintenance to ensure that long term quality is maintained.


**NOTE:** The drawings in this guide have been prepared to support the design principles and illustrate how they can be implemented. They show generic built form and do not imply a standard stylistic preference



The creation of high quality, beautiful and sustainable buildings and places is fundamental to what the planning and development process should achieve. Good design is a key aspect of sustainable development, creates better places in which to live and work and helps make development acceptable to communities.

Para 131. National Planning Policy Framework (Dec 2024).

### Useful References

 Living with Beauty: Building Better, Building Beautiful Commission. Jan 2020

National Design Guide 2021

National Model Design Code 2021 Parts 1 and 2

Planning Practice Guidance Design: process and tools (Oct 2019). Provides advice on the key points to take into account on design.

New Homes Fact Sheets 1-10. Fact sheet 6: The role of design and placemaking in new homes and communities. Homes England (Nov 2023).

Manual for Streets (March 2007), DoT and Manual for Streets 2 (Sept 2010), Institute of Civil Engineers

Safer Places: The Planning System and Crime Prevention (April 2004), ODPM/Home Office

## 1.3 Policy Context

1.3.1 The guide supplements the requirements of national and local planning policy with the aim of producing consistently high-quality outcomes.

1.3.2 The Planning Act 2008 (s.183) requires local authorities to have regard to the desirability of achieving good design. This SPD contributes to meeting the duty placed on local authorities by the Act.

1.3.3 The National Planning Policy Framework (NPPF) (2024). recognises the importance and value of good design. The core principles at its heart are sustainable development, strong and prosperous communities, and protecting and enhancing the natural environment. You can find more information about the NPPF (2024) on Ministry of Housing, Communities and Local Government website.

1.3.4 Bolsover – The Future 2024-2028 is a visioning strategy which provide a commitment to enable housing growth by increasing the supply, quality, and range of housing to meet the needs of the growing population.

**1.3.5 The SPD in the Local Policy Context** The Local Plan for Bolsover District was adopted in March 2020. This set out the strategy for the development of the District up until 2033.

In line with the Regeneration and Leveling Up Act 2023, the council will also be preparing Supplementary Plans and Design Codes for the district. This supplementary plan forms the baseline for the development of district wide design codes as shown in the Design Criteria section on Page 128.

1.3.6 The Bolsover District Local Plan 2020 has core objectives of Sustainability and Placemaking which are supported by a number of policies influencing the design of schemes.

1.3.7 The Local Plan's key design policy is Policy SC3 which specifically relates to the standard and quality of design expected. However, this policy is supplemented by a range of other key Local Plan objectives and policies and these are listed in Appendix 1.

1.3.8 The council has also several adopted Supplementary Planning Documents (SPD's) which provide more detailed guidance on issues that relate to design of housing layouts. These are:

Local Parking Standards SPD (Jan 2024) highlights the importance of carefully planned and integrated parking layouts within housing developments.

Historic Environment SPD 2006. Provides information regarding the built environment and heritage of the borough, highlighting vernacular and contextual architectural details associated with the area. This is useful for context and understanding of place.

Also, Planning Advice Note 1: Biodiversity Net Gain Consultation Draft. December 2023. Explains recent requirements to ensure enhanced natural and wildlife habitat creation within new residential development.

# 84 2. Delivering Quality: The Design Process

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“Context is the character and setting of the area within which a projected scheme will sit... A thorough appreciation of the overall site context is the starting point for designing a distinctive place.”

**Urban Design Compendium 1 English Partnerships & The Housing Corporation**

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- |   |   |
|---|---|
| <b>2.1</b> Good Design and Healthy Placemaking              | <b>2.5</b> Modern residential developments in Bolsover District               |
| <b>2.2</b> Home of 2030                                     | <b>2.6</b> Landscape Character  |
| <b>2.3</b> Context Appraisal (Step 1)                       | <b>2.7</b> Understanding the Place (Step 1) Site Plan and Contextual analysis |
| <b>2.4</b> Bolsover Contextual Residential Character Images | <b>2.8</b> Benchmarks and Review Processes                                    |





## 2.1 Good Design and Healthy Placemaking

2.1.1 Everything that is made is the product of having been through a process of design and the built environment is no exception. However, good design does not just happen by itself, it is the result of a creative process and involves not only good designers but a commitment from key decision makers to achieving it.

2.1.2 Good design also includes placemaking. Placemaking is the process of involving communities in establishing what good design means to them through consultation and engagement. Placemaking can empower communities to have a sense of belonging and pride in their local area as places change over time. (Home England Fact Sheet 6 Nov 2022).

2.1.3 Ultimately, it is about creating buildings and places that are well built, will work well and that look good. Working on these principles of good design will help deliver successful places and balancing these objectives does not need to add expense to the project (Cabe, Evaluating Housing Proposals Step by Step, 2008). Achieving good design should be the aim of all those involved in delivering residential development.

2.1.4 The Design Council's Healthy Placemaking Report 2018. explains that it is also about delivering places that are sustainable and support health and activity.

2.1.5 High quality places transcend subjective issues of personal taste, style or architectural fashion, with three fundamental principles at the core of design excellence.

2.1.6 **Well Designed:** Places that are visually pleasing or even delightful. Inspiring pride of place. Essentially places that look good.

2.1.7 **Enduring:** Places that are useful and that are fit for purpose, fit to last and easy to use, contributing to a balanced and good quality of life. Essentially places that work for everyone and are easy to maintain.

2.1.8 **Successful:** Places that stand the test of time, that support community and foster healthy lifestyles.

2.1.9 The National Design Guide 2021 breaks these down into ten characteristics:

- **Context** – enhances the surroundings.
- **Identity** – attractive and distinctive.
- **Built form** – a coherent pattern of development.
- **Movement** – accessible and easy to move around.
- **Nature** – enhanced and optimised.
- **Public spaces** – safe, social and inclusive.
- **Uses** – mixed and integrated.
- **Homes and buildings** – functional, healthy and sustainable.
- **Resources** – efficient and resilient.
- **Lifespan** – made to last.



These 10 individual characteristics work together to contribute to the character of a place. In turn, these ten characteristics help to nurture and sustain a sense of Community. They work to positively address environmental issues affecting climate. They all contribute towards the cross-cutting themes for good design set out in the National Planning Policy Framework

Part 2 of the National Design Guide outlines the characteristics in detail. The assessment of planning applications has regard to these 10 characteristics.

## Useful References:

New Homes Fact Sheets 1-10. Fact sheet 6: The role of design and placemaking in new homes and communities. Homes England (Nov 2023).

Planning Guidance on Housing: optional technical standards (March 2015).

Home Quality Mark: a successor to legacy Code for Sustainable Homes Requirements

Place Alliance: A Housing Design Audit for England 2020

In architecture it isn't enough to just have the right building that works well. It can also be beautiful. It can also be different. It can also create surprise. And surprise is the main thing in a work of art.

Oscar Neimeyer (Hustwit 2012)

## 2.2 Home of 2030

2.2.1 In response to the United Nations 2030 Sustainability Agenda, The Design Council have set about creating a vision for the Home of 2030. Through wide ranging public consultation they have identified the following key conceptual changes:

- Making new homes desirable to all demographics is key to the Home of 2030. Homes can adapt to changing needs and work for an ageing society, allowing people to live at home longer.
- A key factor was that people wanted more robust design quality so that they did not need to spend time fixing things. This is an issue regarding longevity of materials, renewable of materials and recycling.
- People want their homes to reflect the diversity of their experiences and needs.
- Drive innovation in the provision of affordable, efficient and healthy green homes for all.



2.2.2 In essence, the expectation is that future homes are to be visually pleasing, as well as being functional and with a respect for the context and place they are set in. They can be innovative and locally distinctive using sustainable materials and technics to enhance standards for future living.



### Principles for the Home of 2030:

- Being fit for purpose
- Giving people agency
- Addressing the climate crisis
- Connecting people and their communities
- Meeting the needs of every life stage
- Representing something different

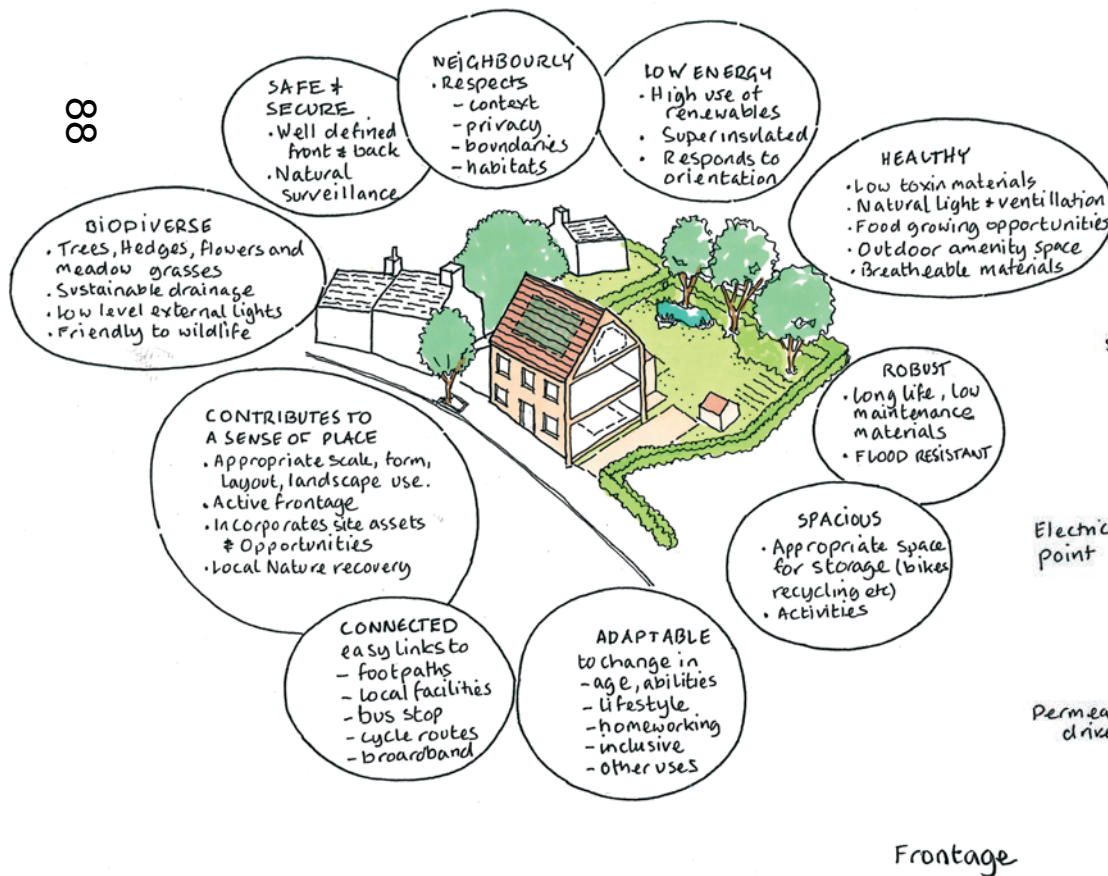




## What Does the home of 2030 look like?

2.2.3 The Home of 2030 in Bolsover will accommodate innovation to address the climate crisis with the use of new types of materials to be encouraged within new housing schemes. Where design solutions are required to specifically fit the social, economic, and environmental context of a particular community or location, these will be sensitive to the placemaking qualities of the area. Driving innovation will also mean considering retrofitting existing houses and the changing appearance of new houses.

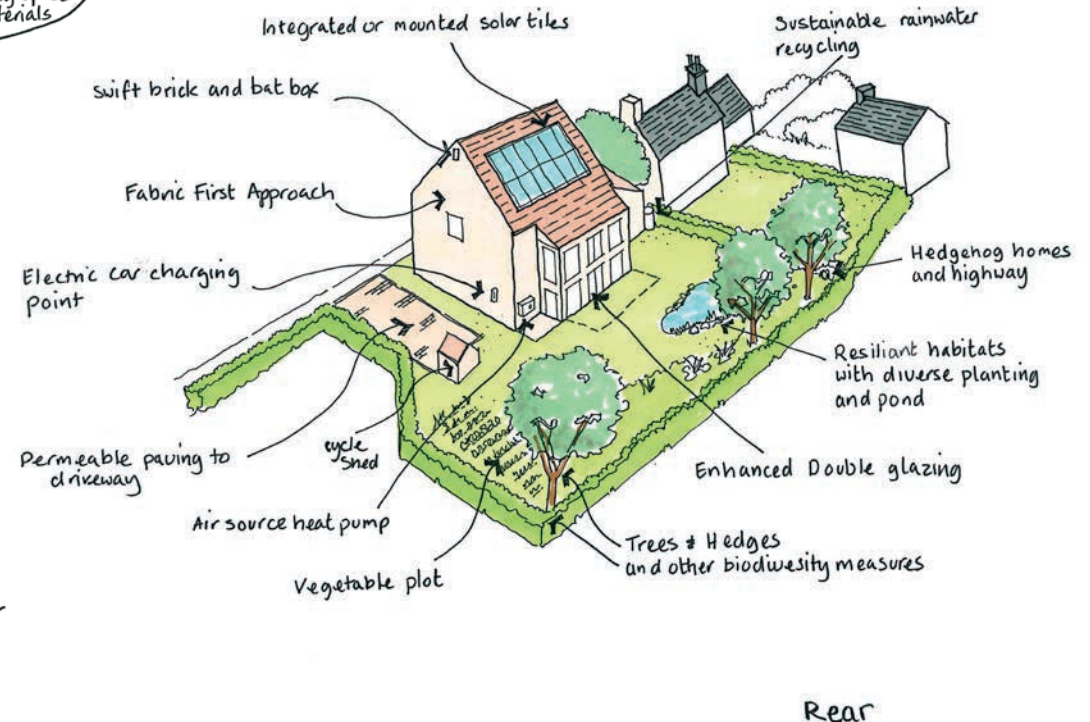
### THE 2030 HOUSE



2.2.4 The home of 2030 in Bolsover will be built with the potential to include more features to address climate change challenges. The use of new types of materials and creative ideas are to be encouraged in new housing projects. In situations where solutions need to be tailored to a specific location, they will be designed to consider the special qualities of the place.

New homes are now expected to enhance opportunities for environmental improvements that improve local drainage, increase habitat creation and provide more green space for climate mitigation by incorporating sustainable drainage, low level lighting, and native planting schemes.

### THE 2030 HOUSE



## Planning for net zero homes

2.2.5 Dealing with the climate emergency has resulted in the drive towards ending the use of fossil fuels. The Future Homes Standard (FHS) is set to be introduced in England from 2025, alongside the Future Buildings Standard for non-domestic buildings. The standard will be in line with upcoming regulations covering Part L (conservation of fuel and power), Part F (ventilation) and Part O (overheating). Its primary aim is to significantly enhance the energy efficiency of new homes and reduce carbon emissions.

LEO's Climate Emergency Retrofit Guide shows how to retrofit existing homes to make them fit for the future and support the UK's Net Zero targets. It defines energy use targets for existing homes and provide practical guidance on how to achieve them.

LETI's Climate Emergency Design Guide aimed at new buildings covers 5 key areas in the design and operation of buildings, particularly in the context of climate change and the drive towards net-zero carbon emissions: operational energy, embodied carbon, the future of heat, demand response and data disclosure. The methodology includes setting the requirements of four key building

archetypes including the small and medium house.



BREAAM certification assesses the whole life performance and sustainability of new housing projects.

It applies to a wide range of building types, including commercial offices, retail, industrial, education, healthcare, and residential. BREEAM assesses a building's environmental performance across various categories, such as energy, water, waste, health and wellbeing, pollution, transport, land use, ecology, and management. BREAAM certification is supported by the Council.

BRE's Home Quality Mark, (HQM) is a specific



*Bristol Passivhaus Plus Photo: Passivhaus Trust*



*Primrose Park, Plymouth Photo: Passivhaus Trust*

scheme tailored for new build residential developments, focusing on the quality and sustainability of homes. With Home Quality Mark (HQM) certification, developers and investors can show that their homes are sustainable and high-quality.

It's exclusively for new build homes, providing a benchmark for their design, construction, and performance. HQM assesses homes based on factors like running costs, environmental footprint, and the quality of living and amenity spaces.

As of April 16, 2025, HQM has been integrated into BREEAM and is now known as "BREEAM UK New Construction: Residential". This means that the assessment criteria and certification process for new build homes will now be part of the broader BREEAM framework.

Passivhaus is an international tool, a range of proven approaches to deliver new and existing buildings optimised for net zero. This effectively eliminates the 'performance gap', delivering excellent performance in-use. The 'performance gap' is the difference between the assumed energy performance of a building based on its design and the energy performance a building actually achieves. Passivhaus prioritises efficiency, of both energy and material resources.





## 2.3 Context Appraisal (Step 1)

2.3.1 To achieve development that is appropriate to its context first requires an examination and understanding of the wider area beyond the site boundary, as well as the site itself, by undertaking a context appraisal and site appraisal.

2.3.2 The appreciation of context, including historic context (where applicable) resulting from these appraisals should generate creative design ideas for the site, identify positive opportunities to help 'ground' the development to the place, as well as highlight constraints or issues for resolution at an early stage in the design process. Where available, local studies such as conservation character appraisals and landscape character assessments can be useful references to help inform this approach.

2.3.3 A summary of the key findings of the appraisals and evaluation should be evident in the Design and Access Statement. However, an appraisal is more than a simple description or photographic record of the surrounding area, it requires an evaluation and explanation of how they have informed and influenced the scheme. This is a critical stage that should not be overlooked.

2.3.4 A landscape appraisal should evaluate the intrinsic character and beauty of the natural landscape. Natural capital and ecosystems are essential to good design and should form the basis of contextuality of the proposed approach. Any new development should have regards to the character of the surrounding natural landscape and the intrinsic quality of its setting.



1. Historic High Street



2. 19th Century artisan terraces



3. Victorian semi-detached villas



4. Post-war estate housing



5. Farm Hamlet



6. River valley (including the site)



## 2.4 Bolsover Contextual Residential Character Images



*Elmtown*



*Bolsover*



*Barlborough*



*Clowne*



2.4.1 Bolsover has a series of character appraisals for individual conservation areas that provide references to traditional building architecture and settlement forms found in the district. These are useful documents to provide visual clues and references to the style and patterns of development within the district. These appraisals can be found on the Council's website or by contacting the planning department.



## 2.5 Modern residential developments in Bolsover District



*Bennets Way Bolsover – an example of a good gateway into a scheme at Bolsover*



*Lawson Road, Bolsover – example of edge of countryside treatment*



*College Mews, Clowne – Contextual urban infill*



*Wheatsheaf Way – Good example of incorporation of SuDs and amenity space, with links to footpaths, central square and streetscene*



*Butt Hill Close – Good example of infill development*



*Old Green Close – creating streetscenes that reinforce the central character of the settlement.*





## Contemporary Housing Styles in Bolsover



Canyon Meadow, Creswell



Van Dykes, Clowne



Jacques Close, South Normanton



Highfields, Clowne

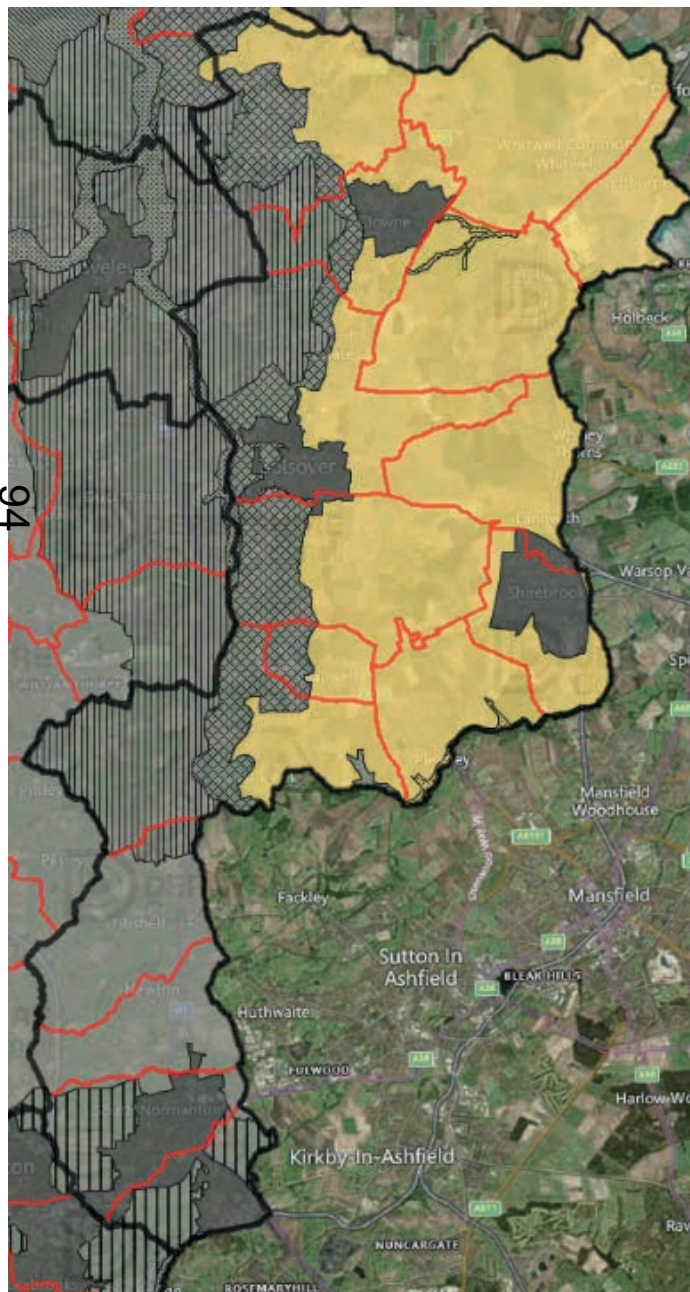


Skinner Street







## 2.6 Landscape Character



Ref: Landscape Character of Derbyshire – Derbyshire County Council 2014

### Southern Magnesium Limestone

-  Limestone Farmlands
-  Limestone Gorges

### S. Yorkshire, Notts & Derbyshire Coalfield

-  Wooded Farmlands
-  Estate Farmlands
-  Coalfield Estates
-  Coalfield Village Farmlands
-  Urban

Also refer to Natural England's National Character Areas: NCA30 Southern Magnesium Limestone and NCA38 Nottingham, Derbyshire and Yorkshire Coalfield. Further information on national character area profiles is available at [nationalcharacterareas.co.uk](http://nationalcharacterareas.co.uk)

### Landscape Character:

Bolsover's rural landscape combines with the built form to create the district's unique character. Bolsover's two landscape character areas: S. Yorkshire, Notts and Derbyshire Coalfields and Southern Magnesium Limestone provide contrasting identities. They both contain a set of distinguishable characteristics that give the landscape its identity.

The landscape is defined beyond nature and appearance. It is important to explore the history of the landscape, and how it has developed to serve the area.

The topography and natural features of each landscape character area has influenced the form of settlements and the buildings within them. Landscape character also contributes to the framing of key views within the district and as well as comprising important habitats for flora and fauna to thrive.

### Landscape Character Areas:

This design guide should be read in conjunction with the Landscape Character of Derbyshire, 4th edition, 2014. This maps out landscape character types which share common characteristics. These are further subdivided into sub landscape types. Applicants should refer to these when designing for further guidance. The map can also be accessed on the Derbyshire Mapping Portal.

### Preservation of Landscape Character:

To maintain the distinctiveness of settlement form and the preservation of landscape character across the borough requires an understanding of the relationship between buildings and landscape, and the contribution buildings and human activity has on the character of that landscape.

## Relationship of Landscape and settlements:

Landscape character should be considered in conjunction with settlement characteristics gathered from site visits, mapping and appraisals. The contribution of settlements or buildings to landscape character by virtue of their topographical position is of importance when considering extensions to existing settlements.

For example, a linear settlement may be located along a valley and be hidden by nature of its form. Alternatively, the same linear settlement located at the top of a hill, or along valley contours creates a potential landmark within the landscape. Similarly, the sense of arrival

and relationship within the wider landscape is very different between the two locations topographically.

Once the form of the settlement and the settlement typology is understood, consideration of the topographical setting should be considered. Consideration should be given to the effect of a variety of topographical factors such as elevation, slope and aspect on the design of a development on the form of the settlement.

Understanding variations in landscape form includes identifying differences in micro-

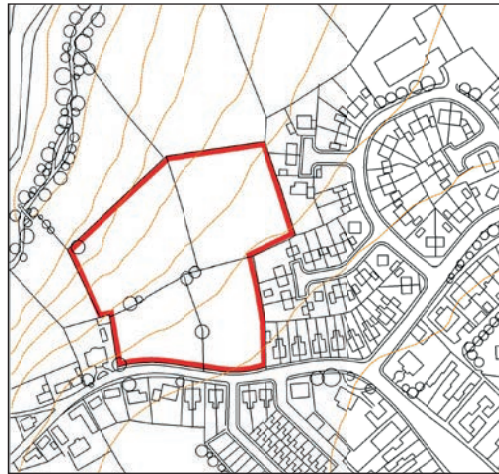
climatic conditions. Different landscape forms may present different opportunities to respond to the climate emergency by orientating for maximum solar gain as well as structuring development to create the most walkable layout.

Each section of the Landscape Character of Derbyshire (2014) provides a list of native species relevant to the landscape typology, and a % mix in the landscape, either as occasional field trees, or hedgerows. This should be the starting point for any landscape setting of new housing schemes at the edge of settlements.





## 2.7 Understanding the Place (Step 1) Site Plan and Contextual analysis



Site Plan

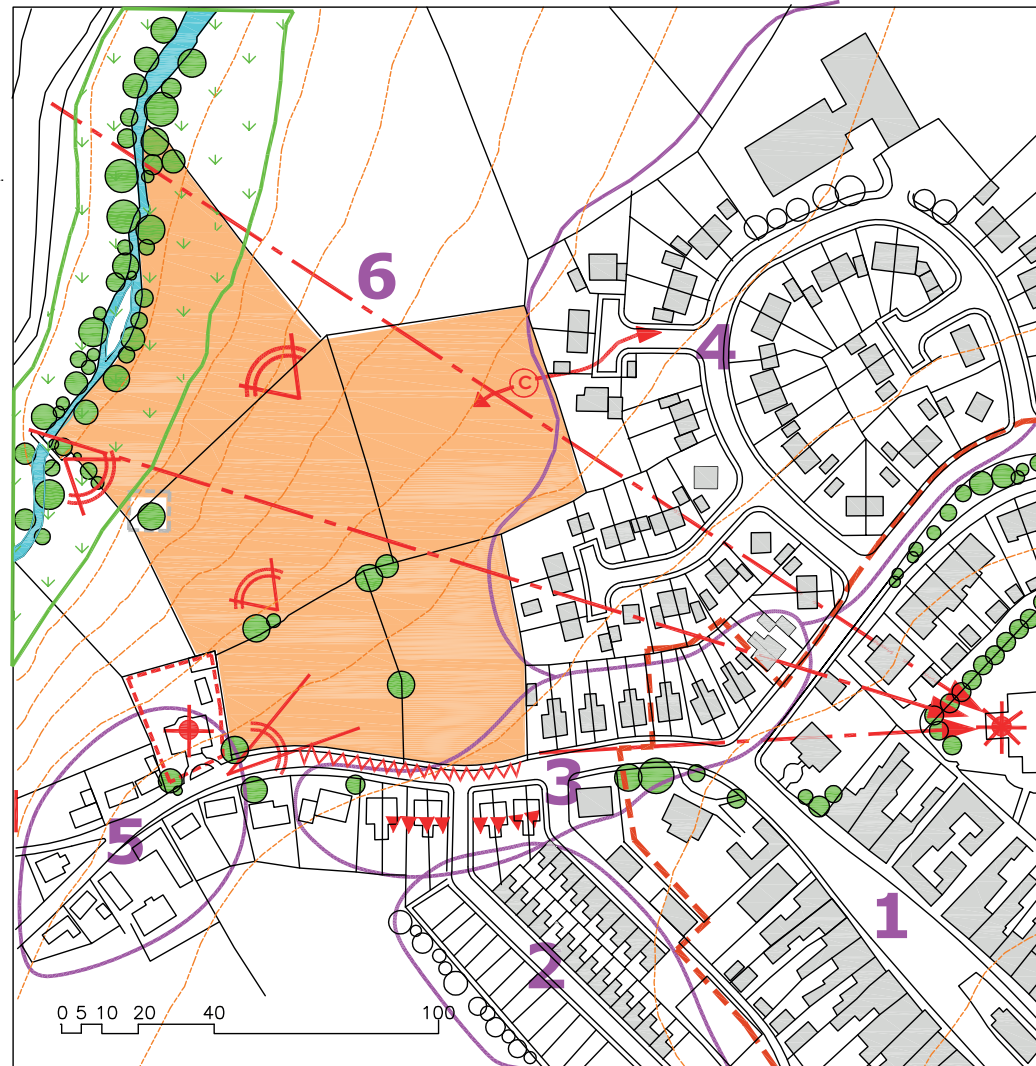
**2.7.1** Developers need to demonstrate they have followed a rational design process. The NPPF (Dec 2024) seeks to reinforce local distinctiveness (Section 12, Paragraph 135). This means understanding the surrounding area, and how it functions. Inward looking proposals are less likely to make a positive contribution to the character of the area.

**2.7.2** Undertaking a context and site appraisal involves considering the value and quality of the site, component elements and its surroundings, including areas of particular character, views, buildings, landscape and other features and how they contribute to the character of the place.

### CHARACTER AREAS

- 1** CONSERVATION AREA.  
Town centre.  
Mixed Uses: 2-3-5 storeys. Bungalow plots 18<sup>th</sup>C-19<sup>th</sup>C
- 2** 19<sup>th</sup>C BYLAW ARTISAN TERRACES 2 STOREY 80dph narrow frontages
- 3** VICTORIAN SEMI-DETACHED VILLAS 2.5 storey 50dph steep pitched roofs
- 4** POST WAR(50-60'S) 2 Storey 28dph open frontages, road dominated
- 5** FARM & HAMLET 2 Storey + 3 storey Georgian House 18<sup>th</sup>C Vernacular stone cottages & farmhouse + barns
- 6** RIVER VALLEY incl site slope to NW, steep at western end of site. Pasture drystone walls wooded riverbank. Extensive flood plain. Hedgerows at lower levels.

'dph' = dwellings per hectare



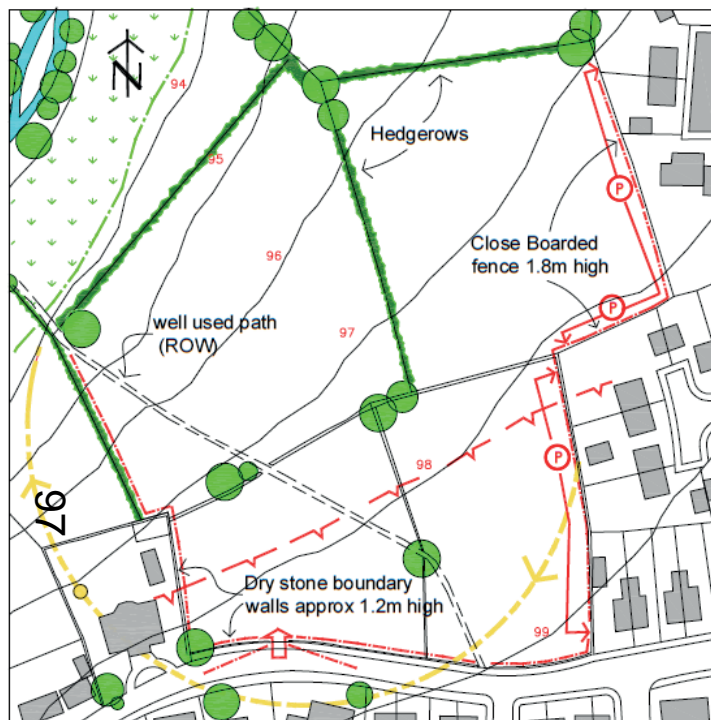
### DESIGN PROCESS STAGE 1 CONTEXT APPRAISAL

- EXG BUILT FORM SHOWN AS FIGURE GROUND TONE
- PANORAMIC VIEWS TO AND FROM SITE
- VIEW TO LANDMARK
- LANDMARK (CHURCH TOWER)
- LOCAL LANDMARKS (LISTED BUILDING)
- SKYLINE VISIBLE FROM RIVER VALLEY
- POTENTIAL PEDESTRIAN/CYCLE CONNECTIVITY
- LISTED BUILDINGS & ITS CURTLAGE
- TREE PRESEVATION ORDER
- NARROW BUSY MAIN ROAD

**2.7.3** Within Bolsover District, the site appraisal should also look for evidence of coal mining features present at surface and shallow depth including; mine entries, coal workings and reported surface hazards. These features may pose a potential risk to surface stability and public safety.

(Records of Coal Mining Features can be checked through the Mining Remediation Authority website. Information for Coal Mining Risk Assessments for new developments can be found here.

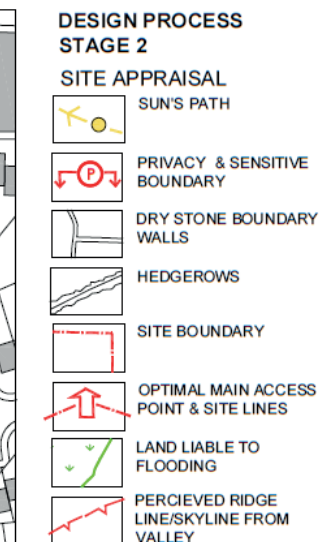
## Site Appraisal and Concept (Steps 2&3)



Site Appraisal Plan

The site appraisal should look in detail at the existing conditions. These include physical linkages to the wider area, entrances and desire lines, topography and levels, including the siting of existing buildings and landscape features. Site features such as watercourses, woodlands and hedgerows provide a natural framework. Boundary treatments and edge conditions inform relationships to adjoining sites.

Ground conditions, instability flooding and drainage issues require investigation. Orientation and microclimate should inform the siting of buildings.



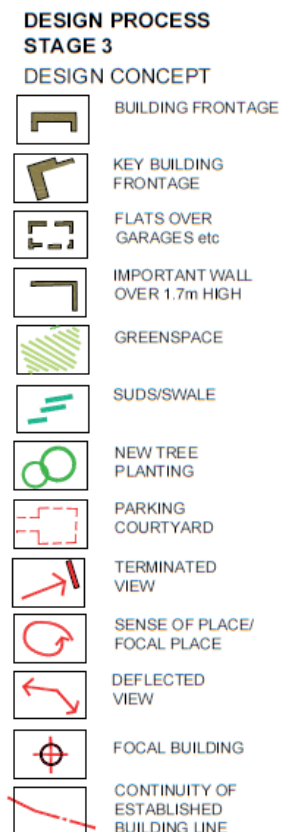
Heritage Assets and archaeology require specialist assessment.

Views into and out of the development, sensitive edges, and amenity issues. Any cultural references or local attachments should be noted.

The development concept establishes the design and sustainability principles: key buildings and frontages, focal points, views in and out, main routes and connections. A range of options with alternatives to allow the resolution of conflicting issues.



Concept Plan



Such conflicts should be explained and justified in the Design and Access Statement. It is at this stage that it is appropriate to approach the Development Management Team to discuss the design approach, prior to the development of detailed layouts. Depending on the sensitivity of the scheme, community consultation may be advised at this stage before progressing to detailed design.



## 2.8 Benchmark and Review Process and Design Codes

2.8.1 In order to maximise the benefit of pre-application discussions, as part of the initial approach the developer will be expected to provide the following information:

### **A site appraisal plan:**

Identifying the location of the site within its wider setting, identifying existing areas of character, showing how it connects with and relates to adjoining parts of the settlement, character, local centres, transport, services, views, local geography etc. [Understanding the Place 2.7]

### **A site analysis plan:**

Showing an understanding of the site characteristics particularly constraints and assets [Site Appraisal and Concept 2.8] from this,

### **A concept sketch/diagram:**

To illustrate the abstract idea and communicate the key design principles by which the site is proposed to be developed [see also 2.8]

**(NOTE: this is not a detailed design layout at this stage)**

2.8.2 The design quality of proposals for residential development will be assessed using a number of methods. These may vary according to the nature of a particular development. However, the review processes will provide the benchmarks against which a scheme will be judged on design grounds. They will include:

2.8.3 **Design Consultation:** Where the service is available, the Urban Design Officer or equivalent, will be consulted on proposals for residential development and will provide a design consultation response. This will provide an opinion on the acceptability of the design aspects of the scheme. This may also be accompanied by, or in the form of a Building for a Healthy Life 2020 appraisal (see 2.9.9 below).

2.8.4 **Regional Design Panel:** Some schemes may be requested to be referred to the Design: Midlands, and independent Review Panel. Typically these may include large scale developments, or those of a strategic or particularly sensitive nature, although any scheme could potentially be referred if this is considered to be appropriate.

2.8.5 Applicants whose schemes are referred will normally be requested to attend a design meeting and to present their proposals to the review panel. The panel's comments will be used to inform the progression and refinement of the scheme.

2.8.6 Schemes may be referred to Design: Midlands at the pre-application stage and in many cases this will preferably be before the design of a proposal becomes too advanced or fixed. There is normally a charge for this service.

### **2.8.7 Local Review:**

The Senior Urban Design Officer will recommend referring selected proposals for residential development to an internal review group comprising a group of officers from the authority and consultees where required such as Highways, Leisure, Historic Environments, Police and Derbyshire Wildlife Trust.

2.8.8 **Design Code.** Where a Design Code exists for a site or where an applicant is requested to prepare a Design Code, this can form part of the Design and Access Statement or Design Guide accompanying the application.

2.8.9 **Building for a Healthy Life 2020:** When using BHL it is important that developers discuss with the planning department the 12 considerations at the very start of the design process, agreeing what is required to meet each consideration. (See pages 24 and 25.)

2.8.10 **A Design and Access Statement (DAS)** should be used to assist in the process. Design and Access statements are important to understanding key design decisions. It could be structured according to the BHL considerations. For large developments the design should also address the 10 placemaking considerations of the National Design Guide.

*Please Note that the Council has have an application Validation checklist with design requirements. A Masterplan and Design Statement should be provided for all sites of 5ha or more or 150 dwellings or more. The Design Statement should assess the development against the criteria in the National Design Guide.*



## Building for a Healthy Life 2020

BHL is a national standard for well-designed homes and neighbourhoods and is about creating good places to live. Proposals for residential development are expected to demonstrate they have met these considerations. Proposals will be assessed against 12 considerations under three headings:

- Integrated Neighbourhoods
- Distinctive Places
- Streets for All

The 12 considerations reflect a vision for what new housing developments should be; attractive, functional, sustainable places, as summarised below.

### Integrated Neighbourhoods

#### Natural Connections

Understand the wider context and 'stitch' a new development into a place.

#### Walking, cycling and public transport.

Improve connection with local pedestrian and cycle networks within the site and a 3m radius with routes through green spaces, including prioritised and projected routes. Ensure access to all. Links to public transport networks.

#### Facilities and Services

Locate community facilities in the best location for those walking, cycling and using public transport.



#### Homes for Everyone

Provide a mix of housing types and tenures including first time buyer homes, family homes, homes for those downsizing and supported living. Maximise the opportunity offered for supported accommodation. Offer people access to private outdoor space for health and wellbeing.

#### Distinctive Places

##### Making the Most of What's there

Agree opportunities and constraints and

explore how best to integrate existing assets such as hedgerows on and beyond the site. Use contours, water flows, natural lighting, cooling and ventilation. Draw all together in an Urban Design Framework (UDF) master plan, based ideally upon perimeter blocks to create continuous street frontages and public spaces that contribute to a sense of enclosure and safety.

#### A Memorable Character

Create a place with a locally inspired or otherwise distinctive character. Review the

wider area for sources of inspiration. Delve deeper into architectural style and detail. Find inspiration in local history and culture and the essence of the distinctive character of settlements.

## **Well Defined Streets and Spaces**

Ensure principal facades and front doors face the street and public spaces. Use perimeter blocks with clearly defined fronts and backs and carefully considered street corners. Active frontages, doors, balconies, terraces, front gardens and bay windows to enliven and create interest. Use 3D models to understand spatial qualities.

## **Easy to find your way around**

Use legible features to help people find their way around a place. Street types, buildings, spaces, non-residential uses, landscape and water to help create a ‘mental map.’

## **Streets for All**

### **Healthy Streets**

Consider streets as part of the public realm. Create boulevards and streets with trees and active edges. Incorporate low speed streets and neighbourhoods with pedestrian and cycle priority. Create a balance between movement and place functions. Healthy Streets improve physical and mental health, encouraging walking, cycling, outdoor play and safety for young children and social interaction. Introduce priority for pedestrians and cyclists across junctions and accesses.

## **Cycle and Car Parking**

Well design developments will make it more attractive for people to choose to walk or cycle for short trips. Provide secure cycle storage close to people’s front doors. Integrate car parking into the street environment. Anticipate realistic parking demand. Differentiate Car ownership and car usage. Create solutions for attractive, convenient and safe cycle parking.

## **Green and Blue Infrastructure**

Creative surface water management such as rills, brooks and ponds enrich the public realm and help improve the sense of wellbeing and offer an interaction with nature. Introduce lost habitats and weave habitat creation throughout development. Plan movement corridors. Create food growing opportunities such as allotments and orchards on larger developments. Have a sustainable drainage system. Use a treatment train, use rail gardens, ponds, and swales.

## **Back of pavement, front of house**

Use of hedges to define public and private spaces. Front space has a significant impact on the quality of place encouraging people to personalise their homes. Integrate services, waste storage and utilities cabinets. Outdoor amenity space for apartment buildings such as balconies for relaxing or drying clothes.

2.8.11 Building for a Healthy Life is not an end in itself, but a tool for assessing how well schemes for residential development meet the requirements of local design policies. It forms a framework for design discussions between the stakeholders and provides a measure of the design performance of a scheme which can be used to assist in the decision-making process.

2.8.12 Where possible, the Design and Access Statement (DAS) should be used to assist in this process e.g. it could be structured according to the BHL12 questions (provided all the requirements of a DAS are addressed). Guidance on how to write, read and use DAS can be found on the Government website. The Design Council have also produced guidance, Design and Access Statements: how to write, read and use them (2006)





*College Mews, Clowne*



# 102 3. Place Making Principles Good Urban Design Practice

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“The delivery of a well-designed environment, by which one might mean simply one that is sustainable, liveable and fulfilling, is dependent on getting the framework for the settlement right across all its scales.”

**Matthew Carmona Professor of Planning and Urban Design at the Bartlett School of Planning, UCL**

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**3.1** Movement

**3.2** How to achieve easy inclusive walking design within residential schemes

**3.3** Green and Blue Infrastructure

**3.4** Townscape

**3.5** Character

**3.6** Layout

**3.7** Block Structure

**3.8** Parking

**3.9** Street Design

**3.10** Street Design

**3.11** Public Realm Design

**3.12** Amenity

**3.13** Place Hierarchy

**3.14** Design for Corners

**3.15** Frontages

**3.16** Enclosure

**3.17** Building Design

**3.18** Adaptability

**3.19** Materials

**3.20** Servicing

## Building for a Healthy Life 2020 Considerations

### Integrated Neighbourhoods

#### Natural Connections

Understand the wider context and 'stitch' a new development into a place.

#### Walking, cycling and public transport

Improve local pedestrian and cycle networks within the site and a 3 mile radius.

#### Facilities and Services

Locate community facilities in the best location for those walking, cycling and using public transport.

### Distinctive Places

#### Making the Most of What's there

Explore how best to integrate existing assets on and beyond the site. Try to work with perimeter blocks

#### Easy to find your way around

Use legible features to help people find their way around a place to help create a 'mental map.'

### Streets for All

#### Healthy Streets

Streets as public realm. Low speed streets and neighbourhoods with pedestrian and cycle priority.

## 3.1 Movement

### 3.1.1 A balanced approach to movement

**Cars are likely to be used less often where layouts promotes healthy ways of living. New developments should be planned so as to reduce the demand for road space and provide the community with sustainable and realistic alternative transport options.**

3.1.2 The movement network provides the skeletal framework around which the development can be formed. The early design choices are therefore critical to putting in place a well-reasoned and practical movement network that meets the needs of all its users. This means ensuring that one group's requirements do not dominate to the extent that they constrain or are detrimental to needs of other groups.

3.1.3 Equitable access throughout a development means providing users with a real choice of movement, so they can choose their own route and mode of transport. Short local trips provide the best opportunities for journeys on foot or bicycle (active travel) so these routes should be more direct than those for cars.

3.1.4 Provide charging points for electric bikes and vehicles. Implement

low traffic neighbourhoods and allow for play streets.

### 3.1.5 Connected, integrated, permeable

**Proposals should comprise a layout of permeable streets that connect to and integrate with the surrounding network of streets and paths.**

3.1.6 Connecting developments with the surrounding streets and neighbourhoods allows them to physically integrate with and function as part of the established settlement, both socially and economically.

3.1.7 Developments with poor connections to adjoining areas and movement networks designed around the car result in insular, disconnected places that fail to integrate with the settlement and which reduce the inclination to walk, cycle or use public transport.

3.1.8 Conversely, integrated permeable movement networks are beneficial to both communities and help reduce car dependency. They encourage active travel by being easier to navigate and minimising walking distances to nearby facilities, which increases their pedestrian and cycle catchments.

*A safe footpath provides a broad, overlooked and convenient route connecting with the adjoining area.*

### Successful healthy places:

- Design for various essential users in a compatible way. Put the most vulnerable groups first: pedestrians first, followed by cyclists, horse riders and motorcyclists, before other vehicular traffic.
- Think about children, older adults and disabled people being more at risk. Give pedestrians a dense permeable network with priority at crossings.
- Encourage use of Shared Spaces. Respect the safety of people walking in these spaces.
- Provide movement networks that encourage walking and cycling and give easy access public transport.
- Locate bus stops within a reasonable walking distance (normally 400m), via safe routes and provide bus shelters to encourage their use.
- Provide for access by motor vehicles and accommodate the size and frequency of service vehicles without detracting from the quality of the environment.



## Sustainable?

How does the design influence how people choose to travel? Does it provide transport choices that reduce car dependence and encourage active travel?

Active journeys have many benefits:

- Reduced energy use and emissions from transport.
- Increased interaction fostering social networks and a sense of community.
- Health benefits; and

104 Making places feel safer – more people being out and about.

*“...it is an instinctive and continuous habit of the body to relate itself to the environment, this sense of position cannot be ignored” Gordon Cullen, Townscape*

## References:

Gear Change: A bold vision for cycling and walking 2020

The Plan for Drivers, Oct 2023

Manual for Streets (2007)

Planning Practice Guidance: Healthy and Safe Communities (as updated 7 Aug 2022)

Delivering Streets and Places 2017 6 C's Design Guide.

Derbyshire County Council: Standing Advice (Draft) June 2023

LTN 1/20 Cycle Infrastructure Design

## Successful healthy places:

- Have internal permeability with interconnected streets that allow people to choose the most convenient and attractive direct option for their journey.
- Make connections to the adjacent street and footpath network, including safe, direct green pedestrian/cycle links.
- Design the movement network to connect easily to local destinations by following desire lines to where people want to go. Provide safe routes to school, wider pavements.
- Incorporate existing public rights of way into segregated attractive routes through the development.

### 3.1.9 Legibility

3.1.10 Making places legible is to make them easy to understand and navigate, so that people have a clear mental image of the place. They should include recognisable features that help



*Public art can aid legibility, making places more memorable*

give them a sense of place and make them memorable.

3.1.11 Memorable spaces may contain a focal point such as a piece of public art or a mature tree. Key nodal points may comprise one or more main routes that coincide with the provision of a distinctive public space, containing a notable landmark building.

3.1.12 Often, two or more of these elements will need to be considered in combination to design effective legible environments e.g. designing a view towards a landmark or building that

## Successful healthy places:

- Contain landmarks, such as important buildings, distinctive public spaces, public art, mature trees and views to these features.
- Distinguish important nodal points or junctions with distinctive spaces, often associated with activity and movement.
- Incorporate movement along conspicuous routes and edges that are easy to recognise and follow, such as main roads or defined streets.
- Allow for low traffic neighbourhoods where streets can become places and pedestrians have priority over the car.

acts as a focal point or terminating feature, helps to create a sense of place.

3.1.13 Thresholds to private areas such as courtyards should use devices such as changes in surface, pillars, access through an archway etc. to define the extent of the defensible space. Psychologically, this gives the impression that the area beyond is private.



*A mature tree, distinctive building and a public space create a memorable location giving legibility to this place*



*A strong corner on a main route reinforce its legibility*

# Healthy Living: Underlying Climate change principles of placemaking

## Zero Carbon

Through the Climate Change Act 2008, and as a signatory of the Paris Agreement, the UK Government has committed to reduce emissions by at least 100% of 1990 levels by 2050 and to pursue efforts to limit temperatures to 1.5°C above pre-industrial levels.

Net zero refers to a state in which the greenhouse gases going into the atmosphere are balanced by their removal out of the atmosphere.

Net zero means considerable changes in society, the economy and our relationship with the environment.

### Successful healthy places:

- Aim to achieve high-performance net zero buildings, improving energy efficiency, and reducing energy demand.
- Provide sustainable mobility including public transport and infrastructure for ultra-low emissions vehicles.
- Reduce land-based emissions, and regenerate biodiverse landscapes for nature and climate.
- Utilise the potential for renewable heating and electricity to meet our energy needs.

[Net zero carbon buildings](#)  
(BREEAM website 28.05.24)

## Active Travel

Active Travel England (ATE)'s strategic aims are to increase levels of walking and cycling to 50% of journeys in towns and cities by 2030. Creating better streets and networks for cycling and walking are the 'key design principles' as set out in the Dept of Transport's guidance, Gear Change: a bold vision for cycling and walking and the accompanying Local Transport Note (LTN 1/20) on cycle infrastructure design (July 2020)

ATE have developed a suite of tools based on the above national guidance to support the development of designs and the assessment of design quality for active travel interventions and schemes. The tools allow for route checks and area checks against a series of design criteria including:

- accessibility,
- comfort,
- directness,
- attractiveness
- and cohesion.

As well as cycle infrastructure design LTN 1/20, the suite of tools take forward the best practice found in Inclusive Mobility: Making transport accessible for passengers and pedestrians, (Dec 2021), Manual for Streets (2007) and Manual for Streets (2010), and existing street assessment tools, such as Cycle Infrastructure Design: Appendix A - Cycling Level of Service.

## Walkable neighbourhoods

At its heart, this is an urbanism concept, a framework rather than a specific plan: trying to gradually change cities so people live relatively close to shops, workplaces and other amenities.

With this comes an inevitable shift from car trips to walking, cycling and public transport.

The principle of walkable neighbourhoods have been adopted by Local Planning Authorities such as Oxford and Newham. Research into their success is currently underway.

The Council supports this principle and will aim to create neighbourhoods that deliver the ability for residents to live close by local facilities.

### Wayfinding

Wayfinding in townscape design requires designs that help individuals orient themselves and navigate environments with ease. This involves embedding visual and spatial cues—such as distinct landmarks, consistent signage, spatial hierarchies, and memorable streetscapes. The aim is to facilitate intuitive movement and decision-making.



## Good Practice

Pedestrians and cyclists should normally be accommodated within the street.

Where segregated routes are considered necessary, they can be acceptable if they are well designed. Regardless of length, such routes should be:

- As straight and direct as possible.
- Be well lit.
- Wide enough to avoid conflicts between pedestrians and cyclists (where shared) or allow people to pass one another comfortably
- Overlooked by surrounding buildings and activities..
- Attractively designed and landscaped.
- Devoid of hiding places.

## Good Practice

The basic component of a walkable neighbourhood termed a Ped shed (pedestrian shed), defined as the area that can be covered by 5 or 10-minute walk or 400-800m in distance.

Building Sustainable Transport into New Developments DFT (April 2008).

Planning for Walking CHIT, (April 2015).

Sutrans Walkable Neighbourhoods (May 2022).

### 3.1.14 Safer neighbourhoods

**The movement network should be designed to create a safe and comfortable environment for users**

3.1.14 Routes should be clear, direct and attractive places where people feel comfortable. If they are cramped, poorly overlooked, indirect or unwelcoming they can attract crime or anti-social behaviour and discourage legitimate users.

### 3.1.15 Walkable neighbourhoods

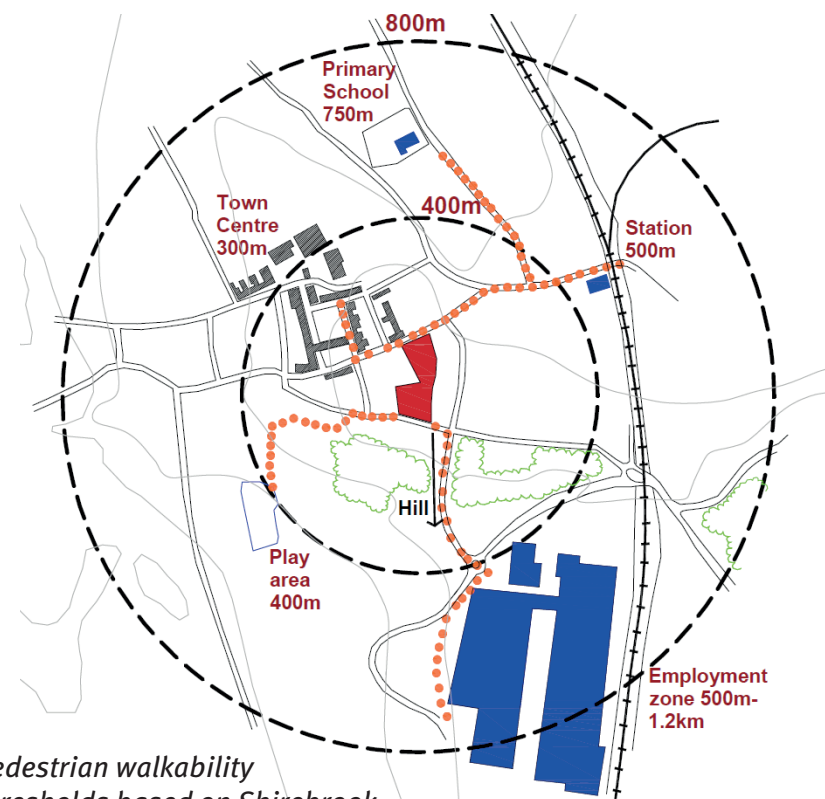
**Proposals should seek to create walkable neighbourhoods that provide for or are located within easy walking distance of local facilities**

3.1.16 A walkable neighbourhood is a residential or mixed area with a range of everyday facilities within an approximate 10 minute (800m) walking distance. Some facilities command greater catchments although these become less accessible on foot with increased distance.

True walkable catchments are irregular (not circles) because they cover the actual route not as the crow flies. The distance walked is often further than is suggested by the standard 'ped' shed circle. Access to green areas within a walkable catchment are particularly seen as uplifting to the townscape quality of a place.

### Successful healthy places:

- Create active streets that are easy for people to find their way around and that link to local destinations.
- Are well lit and overlooked by surrounding buildings and used to provide a sense of natural surveillance and safety.
- Demonstrate clear definition between public and private spaces.
- Provide for pedestrians, cyclists and vehicles within the same space, without them being segregated.
- Avoid networks of separate footpaths and unsupervised areas, including public footpaths that run to rear of and provide access to properties, for reasons of safety and security.



*Pedestrian walkability thresholds based on Shirebrook.*



### What is a reasonable walking distance?

400m is a reasonable walking distance to a bus stop (approx 5 minutes).

800m is a walkable distance to a town or local centre (approx 10 minutes).

The average walking journey is 1km. Not many people walk more than 2km.

However, actual walking distances may be reduced according to various factors.

Proposals must take account of steep gradients, the bendiness of the route and psychological factors such as barriers like how easy or difficult it might be to cross busy roads, real or perceived fear of crime and personal safety. If routes are indirect the actual walking distance is reduced.

### Useful References

Shaping Neighbourhoods, For Health and Global Sustainability. Third Edition Barton et al, (2021)

Creating Healthier, Active, Prosperous Communities An Introduction for Council Planners in England. TCPA (2021)

3.1.16 The catchment distances diagram on page 31 shows typical desirable and possible maximum thresholds for walking to facilities at local, neighbourhood/ village and settlement/ town level.

3.1.17 It is reasonable to expect some types of facilities, such as a children's playground to be within a short walking distance of a residential area, whereas people are prepared to walk further to reach other key facilities such as a local centre or a school.

3.1.18 These distances are a starting point for discussion. In more rural settings greater distances to more significant facilities (e.g. leisure centre, FE College etc.) are to be expected.

3.1.19 Accessibility criteria should also have regard to a range of local factors:

- The catchment populations of different facilities.
- The degree of permeability/ directness of walking/cycle routes.
- The general shape of the settlement.
- The propensity of users to walk to specific facilities.
- The influence of topography.
- The safety of the route (real or perceived fear of crime).
- The level of hostility in terms of traffic speed and volume and the quality of the pedestrian experience.

## Indicative catchments:

### Home/Street 100-400m

- Toddlers play area (100-200m)
- Allotments (200-400m)
- Playgrounds and children's play/kick about area (300-400m)
- Bus stop (400m – reasonable and most convenient distance)

### Neighbourhood 1000m

- Bus stop rural (400-800m – maximum less convenient/likely walking distance)
- Local park/natural green space (400-600m)
- Access to green network (600-800m)
- Local centre/shop (600-800m)
- Pub and village hall (600-800m)
- Primary school (800-1000m)
- GP Surgery (800-1000m)

### Small Town/Settlement 1000-12,000m+

- Playing fields (1000-1500m)
- Secondary school (1500-2000m)
- Town district centre or supermarket (1500-2000m)
- Leisure centre (1500-2000m)
- Industrial estate (2000-3000m)
- Major natural green space (2000-3000m)
- FE College (3000-5000m)

Source: Adapted from Barton et al, Shaping Neighbourhoods, 2021

## 3.2 How to achieve easy inclusive walking design within residential schemes

3.2.1 “At approximately 200 journeys per person a year, walking is remarkably constant from cities to small towns. Only in rural districts do people walk significantly less than this.” - CIHT Planning for Walking (2015)

3.2.2 Within Bolsover many new housing areas are located on the edge of settlements. This involves the creation of new walking routes. It is important to link with existing streets and create as much permeability as possible so that people can access local facilities. It is also important to ensure connections to the local countryside footpath network. Many people choose to live where they have access to both central areas and the countryside.

3.2.3 There is also a need to provide more accessible routes that are inclusive, making it comfortable and easier for people of all ages and abilities. In particular, consider wheelchairs and mobility scooters, people who need to rest occasionally, and mothers with pushchairs. Try to consider how junctions can be made easier, and how to prevent pavement parking. The ‘5Cs’ of good walking networks should be considered. See opposite.

### Infrastructure to improve pedestrian safety:

- Adequate footway and footpath widths.
- Kerb line build-outs to minimize the time taken to cross carriageways and slow traffic.

- Preventing parked vehicles blocking footways. Either through enforcement (signage) or physical means –use of tree pits and grills,
- Good pedestrian access to public transport
- More crossings which provide effective pedestrian priority.
- Fully understanding the use of tactile paving at crossings and the use of warning and guidance paving.
- Understanding how to make obstacle free routes for hard of seeing people.
- Fully protected pedestrian phases at traffic lights.
- Median pedestrian refuges.
- Use of 20-mph speed limits.
- Using street furniture and calming to give visual clues when to slow down especially where potential convergence of cyclists and pedestrians.
- Use of pedestrian friendly paving surfaces that are well drained
- Use of well-placed wayfinding to provide interest and encourage walking to destination points by providing direction and mileage markers.

3.2.4 In rural areas take account of shelters and distances to bus stops and alternative forms of transport. Encourage people to walk longer distances by providing more opportunity for rest areas and modal shift.

### The “5Cs” of Good Walking Networks

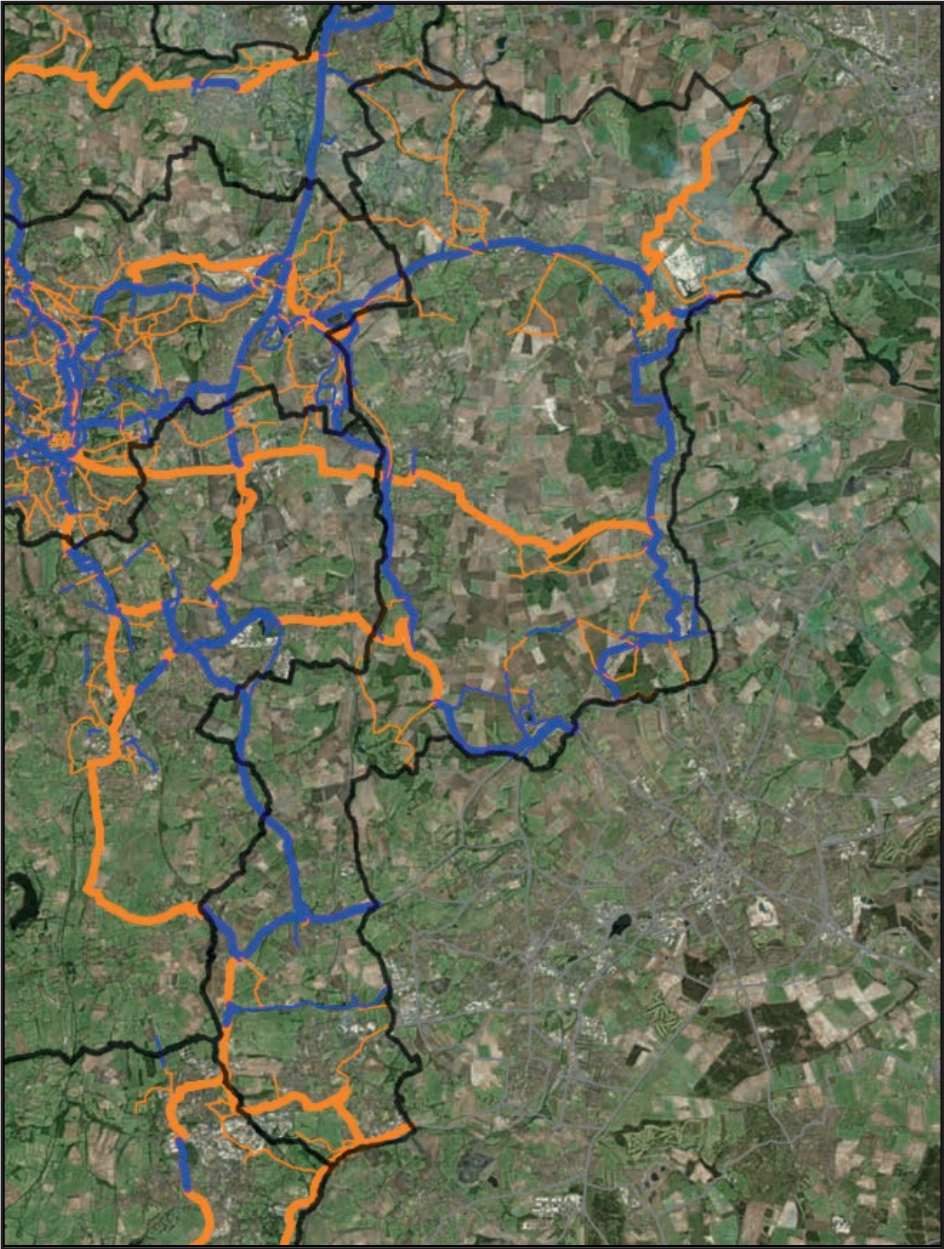
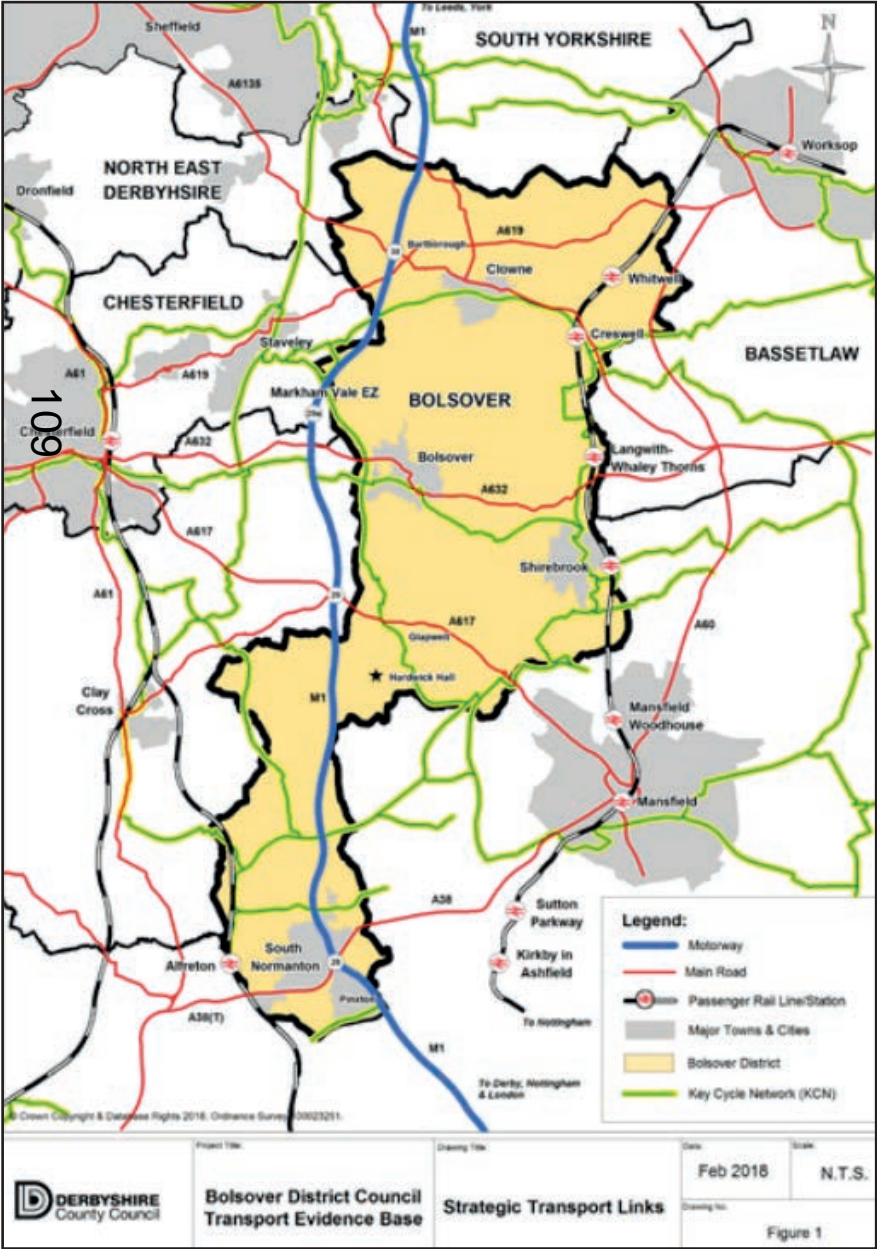
- **Connected:** Walking routes should connect all areas with key “attractors” such as public transport stops, schools, work and leisure destinations. Routes should connect locally and at district level, forming a comprehensive network.
- **Convivial:** Walking routes and public spaces should be pleasant to use and allow walkers and other road users to interact. They should be safe, inviting and enlivened by diverse activities. Ground floors of buildings should be continuously interesting.
- **Conspicuous:** Routes should be clear and legible, if necessary, with the help of signposting and waymarking. Street names and property numbers should be comprehensively provided.
- **Comfortable:** Comfortable walking requires high-quality pavements, attractive landscapes and buildings, and as much freedom as possible from the noise, fumes and harassment of vehicles. Opportunities for rest and shelter should be provided.
- **Convenient:** Routes should be direct and designed for the convenience of those on foot, not those in vehicles. This should apply to all users, including those whose mobility is impaired. Road crossings should be provided as of right and on desire lines.

*Transport for London: “Improving Walkability: Good practice guidance on improving pedestrian conditions as part of the development opportunities,” (Sept 2005) (Edited) and Planning for Walking Toolkit (March 2020).*



# Countryside Multi User trails and cycle routes

The existing cycle network provides the opportunity for development sites to encourage cycling through providing links. Use the Derbyshire County Council mapping portal to identify local countryside routes.



**Key:**  
Orange  
proposed  
cycle routes  
Blue  
completed  
cycle routes



National Planning Policy Framework (Dec 2024) Section 14. Meeting the challenge of climate change, flooding and coastal change

#### Useful References:

Ciria SuDs Manual C753. 2015

PPG: Flood Risk and coastal Change Aug 2022

Flood Resilient Futures: SuDs a Pivotal Solution –

GreenBlue Urban

The Planning and Compulsory Purchase Act of 2004 (as amended by the Levelling Up and Regeneration Act 2023) links planning legislation to the Climate Change Act, placing a clear duty on plan-making to mitigate and adapt to climate change.

Natural England's Green Infrastructure Framework: Principles & Standards Website and Green Infrastructure Planning and Design Guide 2023.

## 3.3 Green and Blue Infrastructure

### 3.3.1 Green and Blue Infrastructure

**Proposals should integrate green and blue infrastructure into the development layout wherever possible**

3.3.2 Green and blue infrastructure refers to the network of existing or new, natural and managed green spaces and water bodies, together with the linkages that join up individual areas as part of a wider network of green spaces, such as footpaths, cycle paths and bridleways.

3.3.3 It provides many benefits, including:

**Good Health** – Greenery promotes health, well-being and enhances quality of life.

**Recreation** – Formal and informal spaces provide places for exercise and relaxation.

**Liveable places** – Green networks can add distinctiveness, a positive outlook or buffer negative features. They can also protect the setting of heritage assets and aid the interpretation of assets such as archaeology.

**Movement** – Pleasant recreational routes that link to adjoining green spaces.

**Environment** – Influence local microclimate and air quality, providing shade, shelter.

**Water Management** – green networks able

to form part of sustainable urban drainage systems (SuDs).

**Ecological Value** – through the creation of habitats that support biodiversity.

**Local Food Production** – through provision of allotments, fruit trees/orchards, community gardens etc.

3.3.4 Green and blue infrastructure should be an integral aspect of the layout planning and structuring of any housing development wherever opportunities allow. This means retaining and incorporating natural assets such as mature trees, hedgerows or watercourses, as key features of the layout, if appropriate, or create new ones.

3.3.5 Emphasis is also placed on spaces being multi-functional e.g. a SuDs with swales and ponds can enhance the character of a development, have biodiversity and landscape value and be part of a network of recreational routes.

3.3.6 In all cases proposals should forge links with the wider network of green spaces whenever opportunities allow.



*Credit: Kevin Barton FLI, Robert Bray Associates*

#### Successful places:

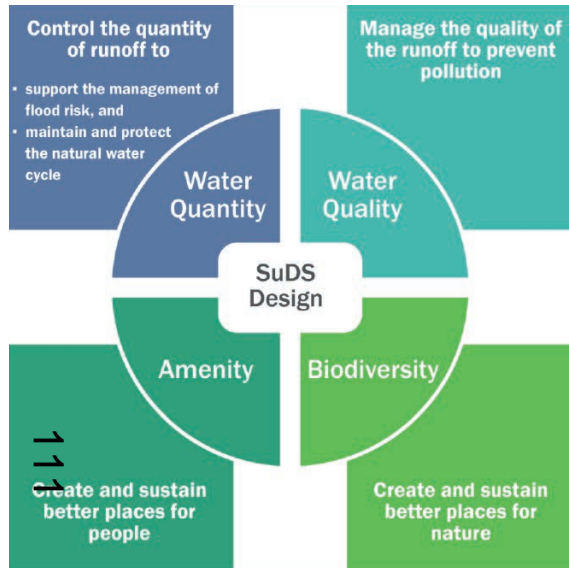
- Integrate existing green and blue features into their design/ layout or create new ones.
- Connect with the existing wider green and blue infrastructure network.
- Create multi-functional green and blue spaces and routes.



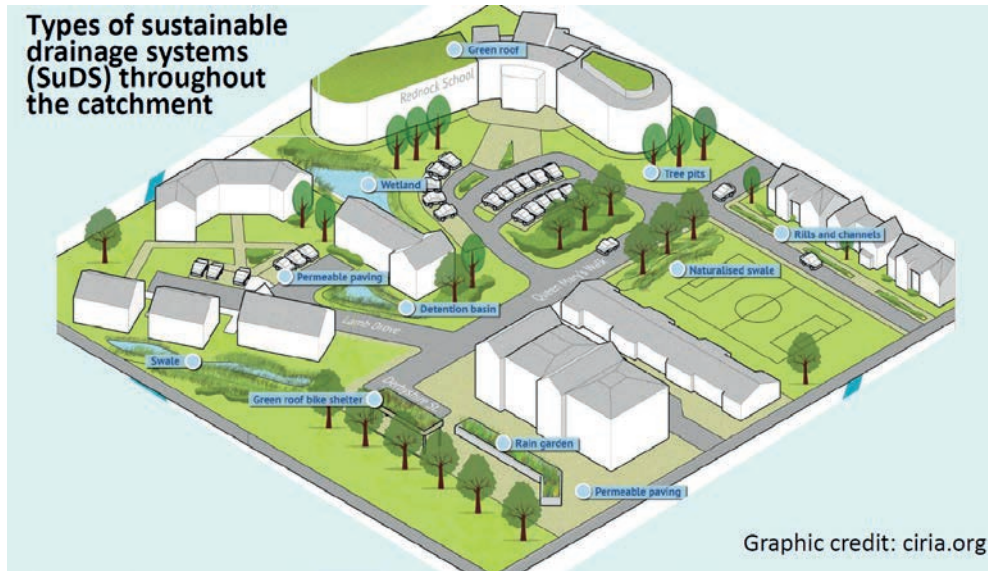
*A multifunctional space includes a path and SuDs pond, to form an attractive outlook for the adjoining homes. Jubilee Campus Nottingham.*

# The Key Principles of SuDS Design

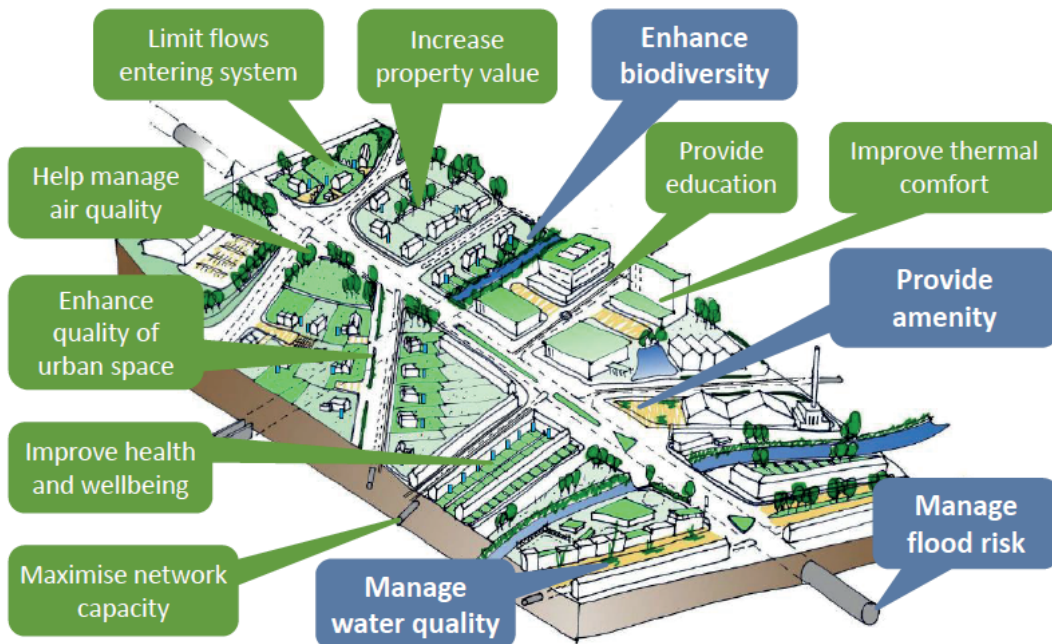
## The Four Pillars of SuDS



## Types of SuDS



## SuDS benefits



## Street Solutions:

- Rain gardens
- Hydro planters
- Pavement Crate
- Systems.

## Plot solutions:

- SuDS pods
- Planters
- Biodiversity enhancement
- Use of soakaways to manage flow rates.

References: Refer to The SuDS manual by Ciria for further information.

[www.ciria.org](http://www.ciria.org)

[www.susdrain.org](http://www.susdrain.org)



*A retained mature tree has biodiversity value and provides a positive focal point*



*Balancing ponds slow water run-off and provide a positive outlook*



*Photo courtesy of Susdrain*

*A retained wood is a landscape buffer and shelter belt*



*Allotments potential/local food production*



*Footpaths integrated into the layout connect to wider countryside and network of recreational routes.*



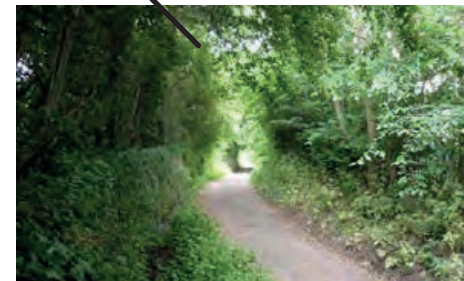
112



*SuDs swales in a green corridor*



*Swales integrated into the street layout*



*A characterful sunken lane is retained with new connections to form multi-user path*

**3.3.7** An edge of settlement development that fully integrates a network of green and blue infrastructure into its layout. Existing positive natural features have been retained and incorporated wherever possible. New green elements (swales/ponds, street trees, green spaces/corridors etc.) are multifunctional features, forge links with the surrounding area and add value.



## Examples of Characterful SuDs Design



*Well landscaped detention basin functional for quantity – Susdrain.*



*Multi-purpose quantity and quality with biodiversity.*



*Linear street SuDs Swales.*



*Permeable Paving.*



*Swales.*



*Ref: Introduction to sustainable drainage systems (SuDs) and their benefits CIRIA ([www.ciria.org](http://www.ciria.org) / [www.susdrain.org](http://www.susdrain.org)).*



*Planters with water butts. Green/Blue Urban.*



*Stone clad headwalls.*



## Building for a Healthy Life 2020 Considerations

### Integrated Neighbourhoods

**Natural Connections:** Understand the wider context and 'stitch' a new development into a place.

### Distinctive Places

**Make the Most of What's there.** Explore how to integrate existing assets: hedgerows, contours, waterflows, natural lighting.

### Memorable Character

Create a place that is locally inspired or distinctive on character.

**Well defined streets and Spaces.** Face the street and public spaces, perimeter blocks. Active frontages. Carefully considered street corners.

### Streets for All Healthy Streets

Streets as public realm. Low speed. Create streets with trees and active edges. Priority for pedestrians and cyclists.

### Back of pavement, front of house

Use of hedges to define public and private spaces.

## 3.4 Townscape

### 3.4.1 Townscape

**Schemes should be designed to create places that positively contribute to the built environment by enhancing the townscape and visual amenity. Developments should provide a clear benefit to the locality.**

3.4.2 Townscape design knits buildings together with the spaces and elements that surround them – landscape, paving, and open spaces. It's the skilful arrangement of these environmental components to create a cohesive urban scene. This scene should be aesthetically pleasing in its relationship between built form and open spaces, and functionally successful for its intended purpose.

3.4.3 All schemes should create places that contribute to local identity and character, adding beauty to the townscape and promoting a sense of identity. This alongside ensuring good design and implementation, will determine whether a scheme adds positively to the richness and interest of the townscape and supports more vibrant neighbourhoods.

3.4.4 Often the places we find most interesting have developed incrementally providing layers of texture and form that while sometimes haphazard, combine to create attractive townscapes. Occasionally, a carefully planned scheme may exhibit similar qualities. However, the art of townscape is frequently undermined by the standardisation of housing with an emphasis on utility, economy and function, limiting the potential for incidental occurrences to stimulate, surprise or delight. Often the result is monotonous and uninteresting.

3.4.5 It should be the aim of those involved in the development process to ensure that the design of their proposals creates new townscape that is a meaningful and worthy addition to the settlement.

### Successful places:

- Contribute positively to the richness and interest of the settlement to foster a sense of place by applying the good urban design practice principles (places not estates).
- Respond to the individuality of places in respect of local characteristics such as building forms, materials, traditions, street patterns and spaces to inform the approach to the design.
- Establish a clear urban structure within the built form, streets and spaces.
- Use the relationship (juxtaposition) of buildings, streets and spaces to form varied and interesting townscapes and a sense of identity.



*An example of a distinctive place where a mature tree and small green form a focal point. Elevations are well proportioned and homes are arranged to form a sense of enclosure, while materials and details combine to create a positive new area of townscape.*



*“...bring buildings together and collectively they can give visual pleasure which none can give separately.*

*One building standing alone... is experienced as a work of architecture, but bring half a dozen buildings together and an art other than architecture is made possible.*

*A street designed around townscape principles, creating enclosure of space with well defined edges, a key view terminated by a building that is sized and designed for this purpose and external materials of quality that reinforce the local distinctiveness of the area.*

*...there is an art of relationship just as there is an art of architecture. Its purpose is to take all the elements that go to create the environment... and weave them together in such a way that drama is released.”*

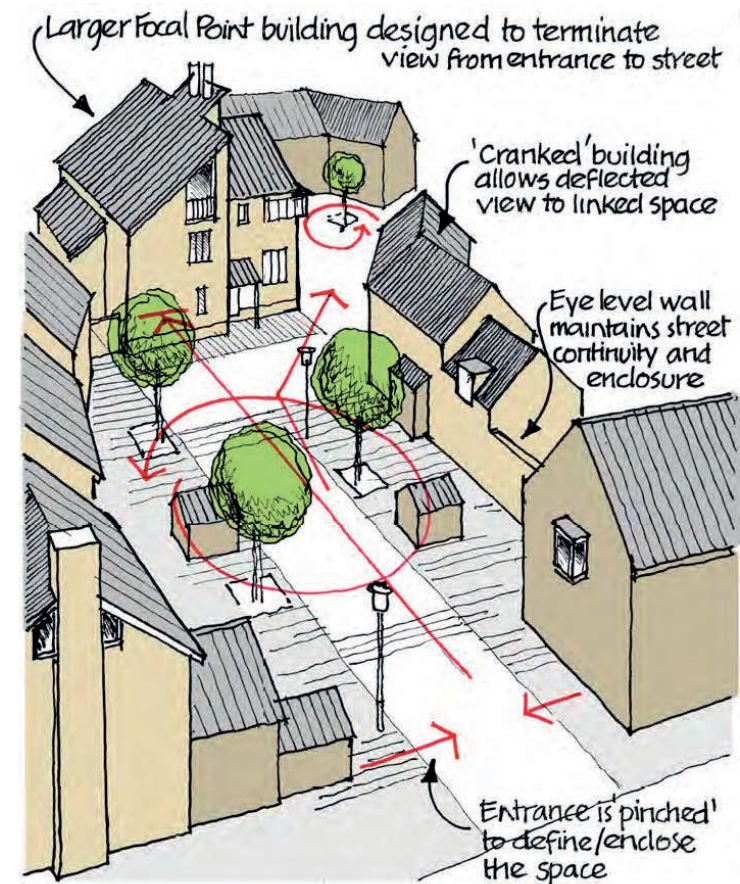
– Gordon Cullen, Townscape

#### Reference:

Where We Want to Live:  
Reclaiming Infrastructure for  
a New Generation of Cities –  
Ryan Gravel (Jan 2016)

3.4.6 Considering the development as a three dimensional composition enables the designer to carefully integrate the different elements of the built environment as a coherent design. The example shows how:

- The entrance is narrowed to create a ‘pinch point’, signaling drivers to slow upon entering the street and encourages vehicles to emerge with caution.
- The buildings have been arranged to define the edges of a space, provide continuity and create a strong sense of enclosure.
- Buildings are outward looking with windows orientated to overlook the street, providing safety and security also at gateways.
- A larger building is positioned deliberately on the axis of the street to provide a focal point and ‘terminate’ or ‘close’ the view from the entrance.
- Roof heights (eaves and ridge) and roof forms, together with chimneys and dormers add visual interest to the skyline. Stepped changes in roofscape provides a varied profile.
- Street trees provide shade whilst softening the appearance and giving visual appeal. They are used to define spaces.
- Hard surfacing strengthens pedestrian area prompting drivers to slow down and marks areas of on-street parking.
- The ‘cranked’ building uses the built form to deflect a view into to a rear courtyard, which itself incorporates a feature focal point tree.



#### MAKING TOWNSCAPE, MAKING PLACES for PEOPLE



Ainsley Common Architects

## Building for a Healthy Life 2020 Considerations

### Distinctive Places

#### Make the Most of What's there.

Explore how to integrate existing assets: hedgerows, contours, waterflows, natural lighting.

#### A Memorable Character

Create a place that is locally inspired or distinctive on character.

#### Well defined streets and Spaces.

Face the street and public spaces, perimeter blocks. Active frontages.

Carefully considered street corners.

#### Streets for All

#### Easy to find your way around.

Use legible features to help people find their way around a place. Street Types, buildings, spaces, non-residential uses, landscape and water to help create a 'mental map.'

*"Most of us identify with a place... because we use it and get to know it... The only reason anyone does this much is that useful or interesting or convenient differences fairly nearby exert an attraction.*

*Almost nobody travels willingly from sameness to sameness and repetition to repetition, even if the physical effort required is trivial."*

Jane Jacobs, The Death and Life of Great American Cities (1994 edition)

## 3.5 Character

### 3.5.1 Character

**Developments should create places of more distinctive character based upon an appreciation of the site and surrounding area, responding positively to its natural and built context.**

3.5.2 The concept of character relates to the qualities belonging to a place that together give it its own identity and help distinguish one place from another. This is often referred to as its sense of place; so when you get 'there', you have a sense of arrival or being 'somewhere'.

3.5.3 Character is influenced by factors such as architectural style, materials and traditions, relationship of buildings to landscape, history and economy. These factors combine to create places that are distinctive



*A mature tree provides a strong focal point to this scheme and is a major element of its character.*

and specific to their location, not the qualities of somewhere else.

3.5.4 New housing development is often seen as bland with little character, and unable to respond positively to its context. Many fail to create any sense of place and feel disconnected from their locality; essentially they could be 'anywhere'.

3.5.5 Designs should 'ground' developments to their location, to help foster a sense of place, character and connection. This requires an approach that goes beyond the unthinking application of standard solutions, but instead seeks to understand and respond meaningfully to the context, site conditions, community values and needs.

3.5.6 Locations with a weak or negative character can provide few contextual clues or positive features to build on. In these instances designers should draw inspiration from positive aspects of the wider



*Characterless standard designs laid out without considering townscape fail to create a positive sense of place.*

context to design proposals that are appropriate to the locality, rather than recreate an existing poor design.

3.5.7 In some circumstances the design of a proposal may depart from the local context and character (although it should not be ignored). For example, a highly energy efficient design may have particular requirements. Such proposals must be explained and justified and will be assessed on their individual merits.

### Successful places:

- Strengthen their setting by responding to topography, landscape character and edges.
- Create strong character areas by responding to settlement street patterns, density, layout, built form, materials and details.
- Relate the height, massing and scale of development to that nearby to create an appropriate relationship with adjoining areas. (Variety within the built form will be encouraged in respect of townscape/place hierarchy considerations – see 3.12).
- Encourage local distinctiveness in materials, architectural details, building techniques and styles.



## Good Practice

Local distinctiveness:

The features that contribute to a place being rooted in its setting. These include:

- Geological setting – relation ship between materials, Location and building function
- Landscape character and patterns of land husbandry
- Topography and its influence on the townscape
- Land use patterns associated with local needs, traditions and industries
- Architectural forms, traditions related to local sources of materials and craftsman Ship
- Place names connected with local historic associations, land ownership, topography and trades

Barton et al, Shaping Neighbourhoods, Third Edition (2021)

Reference: Distinctively Local [www.distinctively-local.co.uk](http://www.distinctively-local.co.uk)

## 3.5.8 Local distinctiveness

**Developments should enhance local distinctiveness by taking the opportunities available to carefully integrate the proposal into the site, its setting and the way it relates to existing buildings.**

3.5.9 Local distinctiveness relates to places, their qualities and people's attachments to them. It is both physical and cultural and can seem intangible, yet we are able to recognise its appeal when we see it. However, the interest and richness of places is diluted with standardisation and the associated loss of the integrity and detail that people value.

3.5.10 Local distinctiveness has many layers, but it is about more than just variety. There is no single formula to define it, as by its nature it must be determined according to each place. The report 'Distinctly Local' 2019, has identified how to address the distillation of place, understanding boundaries as defining characteristics, the threshold to surrounding landscape, reinventing traditional building forms and how to create a narrative for new building forms.



*A new home with distinctive locally relevant materials.*

**Detail** – Detail in everyday things is important. People respond to subtle signs that add layers of richness and meaning to a place. The folds in a local field, a window or door detail, a local building tradition, all stimulate our senses and develop meaning.

**Authenticity** – The real and the genuine hold a strength of meaning for people, whereas the inauthentic appears one dimensional and unsatisfying. Local distinctiveness is not necessarily about beauty but it must be about integrity. It can also coexist with crafted experiences, as long as there's a sense of genuine connection to the place's history and character.

**Particularity** – The special or rare aspects of a place may be important, but it is the qualities of the common place that define its identity. The focus should be on appropriateness to and expressiveness



*A modern design incorporates local stone and provides a strong street scene based on traditional terraces. Uses native street trees to provide a positive setting.*

of the time and place, rather than simply being pre-occupied by difference. The "commonplace" is wide including elements like community gardens, repurposed spaces, or even the way a certain street functions.

**Patina** – Age has to be recognised as having been gathered. Remnants of the accumulation of activity, the layers or fragments of a place experienced, can be added to, without resorting to their loss, damage or crude interventions. Common Ground (Losing Your Place, 1993)

## Successful places:

- Complement their context by using the intrinsic landscape of the site and the surrounding area to inform the approach to the layout of a scheme.
- Use natural landscape features such as mature trees, hedges, watercourses, ponds, rock outcrops, areas of ecological value to enhance the site and setting.
- Retain, reuse and enhance buildings, structures or features of historic, archaeological or local interest
- and their immediate setting where appropriate.
- Utilise locally relevant materials associated with the landscape character area in which the site is located.
- Retain and utilise architectural features from existing buildings, structures or features if these are unable to be retained for structural or viability reasons (this must be justified).
- Recognise and retain important views.

## Sustainability

Does the development foster a sense of place, or could it be anywhere?

Can new themes be added or particular existing attributes strengthened?

Support local identity and sustainability by making full use of the resources to hand: reduce, reuse and recycle.

Adapted from Urban Design Compendium 1 & 2 (2007)

Where new forms of neighbourhood designs are proposed it will be crucial to listen to the voices of the communities who have experienced one of the worst public health crises of the century. Enabling Healthy placemaking RTPI Research Paper 2020.

Urban Design Compendium 1 (2007)

*“Great design is changing the way we live and the places we live in, making lives better by building happier, healthier and safer environments. It can bring communities together and facilitate long term behaviour change, transforming our lifestyles for the better. Healthy Placemaking”*  
Report 2018

## 3.5.11 Character Areas

**Where appropriate to the scale of development, proposals should be sub-divided into areas of character the design of which is based upon clearly defined characteristics**

3.5.12 In larger scale developments character areas may be devised to differentiate between different parts of the site, assist legibility and avoid large areas of repetitious housing.

3.5.13 Proposals should assess whether the site relates to an existing area of particular character and determine how the scheme can introduce areas that strengthen character and reinforce local distinctiveness. This may influence the mix of uses, density and pattern of development, views to existing landmarks, the network of routes and open spaces, urban form, materials or other factors.

3.5.14 There may be opportunities to introduce new elements or character areas, particularly if a place has a weak, unremarkable character. However, the context (immediate or wider) should normally provide the starting point to developing the principles that will define a character area, with the aim of strengthening the distinctiveness of the settlement and being appropriate to the place.

3.5.15 Character areas should not be artificial creations or based upon alien

designs or features from elsewhere, otherwise they will appear ‘forced’ and inauthentic. Instead they should be a genuine response to the place, its characteristics, constraints and the distinctive qualities of the area. This will provide integrity and reinforce local identity.

3.5.16 The basis of each character area should be informed by a street and place hierarchy (see sections 3.6 and 3.12) and each area should have a genuine role to play in the creation of a movement network and the character of the place. The street hierarchy itself should be informed by the context and what is



appropriate in any given setting. This can be determined through the site context appraisal process (see Part 2).

## Successful places:

- Respond to the naturalness of the site, its landform and any distinct features.
- Are sensitive to the characteristics of the local area, including building forms, details, layouts, edges, boundary treatments.
- Vary or grade densities (influenced by factors such as location within the site, land uses and access to transport etc.)
- Are influenced by prevailing land uses (existing and proposed).
- Incorporate local materials, details and building methods.
- Are appropriate in scale, height and massing with regard to adjoining buildings and general heights in the area, views and local landmarks and topography and visual impact.
- Provide a positive relationship with the edges of the site including any areas of open countryside.

*Left: Three distinct streets within the same development demonstrate that areas of differing character can be formed without resorting to large areas of monoculture housing*



3.5.17 Establishing the place and street hierarchy will begin to inform the characteristics of each character area.

3.5.18 Using more than one developer or employing more than one architect to design different aspects of a scheme will also support the creation of character areas.

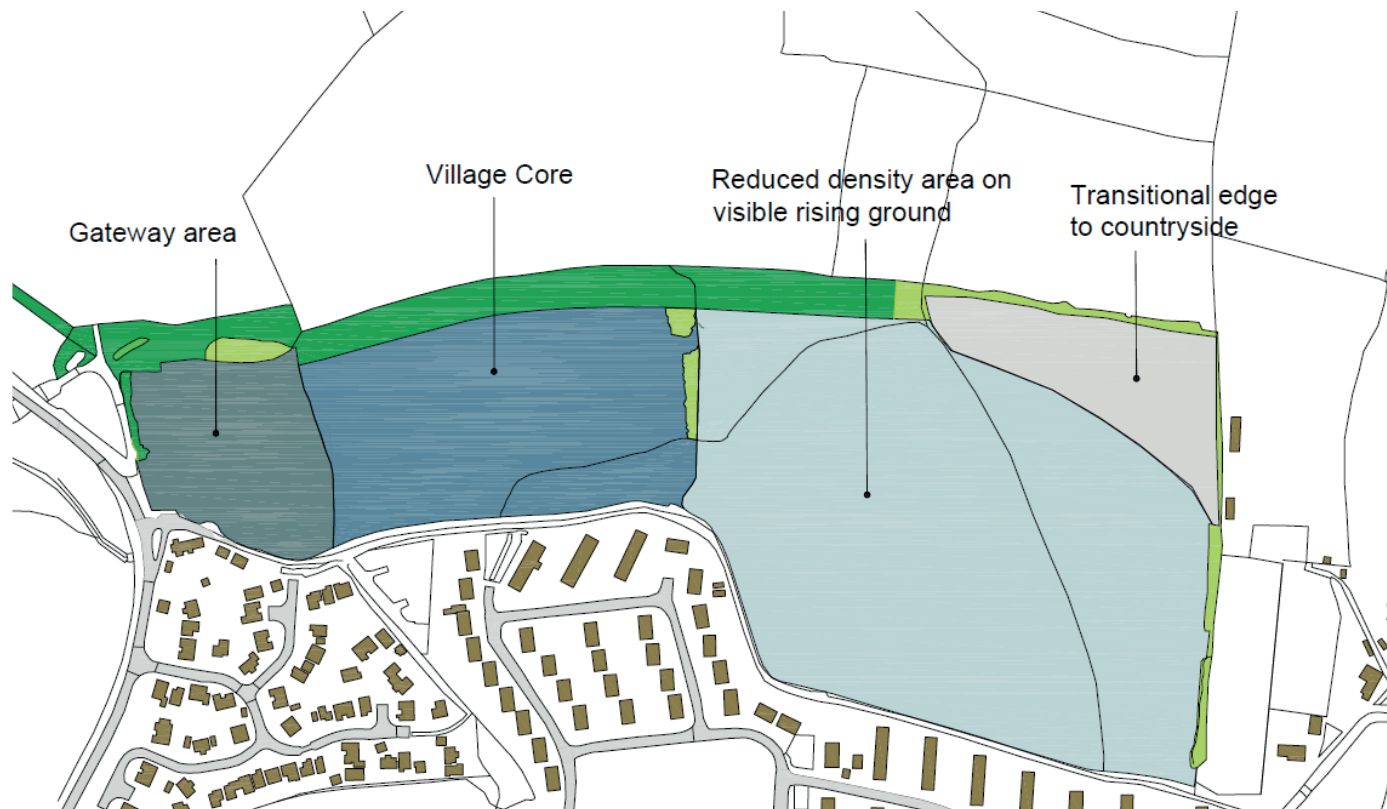


*Bespoke railings inspired by historic details*



*Public art has the ability to enhance the character of a place and connect with its past.*

*Rails around a SuDs ponds can use metal railings rather than wooden knee rails to provide character.*



*Above: A large development site subdivided into a number of 'character areas'. The defining qualities of each area will vary to create a number of places within the scheme which exhibit their own distinct characteristics.*

### Parameters to define character areas should include:

- Street type and width;
- Building use/house types and street continuity (density/intensity of development);
- Building set-backs;
- Building height and enclosure;
- Front boundary treatments;
- Topography and landscape;
- Materials and architectural attributes.

*Metalwork images by James Price Blacksmith (blacksmithdesigner.com)*

## Heritage and Retrofitting Existing houses

'Adapting Historic Buildings for Energy and Carbon Efficiency'. Historic England Advice Note 18 (HEAN 18), provides guidance on approaches to improve the energy efficiency and support carbon reduction of historic buildings, whilst conserving their significance. Historic England advocates a whole building approach when considering adapting historic buildings, based on:

- An understanding of the building and how it performs;
- An understanding of the significance of a historic building, including the contribution of its setting;
- Prioritising interventions that are proportionate, effective and sustainable; and
- Avoiding and minimising harm and the risk of maladaptation.

For listed buildings check 'The list' entry hosted on the National Heritage List for England. The List description is for the purpose of identification. It does not define the significance of the building as a heritage asset. A Statement of Significance should be undertaken that draws upon a detailed building's survey identifying stages of development and associated significant features. The Statement should include reference to relevant archive documents.

Conservation Area Appraisals are also key to understanding a building's significance, outlining the history and development of an



Before



After

area. The appraisals also identify buildings of significant local interest (unlisted buildings of merit).

Prepare an Energy Plan for the building by a qualified energy specialist. Check for any free advice or services available. Derbyshire councils periodically currently provide free Home Energy Plans for properties in Conservation Areas, where the PCR is below 'D' or for off-gas hard to reach properties.

As a general rule, small-scale interventions should be considered before more substantial

ones and should be reversible where possible. Multiple interventions should be based on a holistic and phased approach. Don't assume all energy interventions will be given planning approval. A balance will need to be made between the impact of the intervention and the heritage significance of the building, and the level of public benefit. Where possible, any opportunities to reveal or improve the significance of the building should be considered.

**Good retrofit**, in townscape terms, will preserve/protect the significance of the building as well as bring about energy saving interventions such as:

- Draught proof windows and doors using products that respect the character of the original building and area.
- Wall and Roof insulations that are harmonious and complement the original building and streetscene. (Internal and external resulting in a more breathable functioning building).
- Improved ventilation through use of discreet roof tile ventilation or retained but decommissioned chimney stacks.
- Solar tiles on front roofs and in-roof or mounted solar panels on rear roofs based on visual impact.
- Deceit placing of heat pumps.
- Use of greening of walls and roofs where they compliment the buildings character of setting.



## Building for a Healthy Life 2020 Considerations

### Integrated Neighbourhoods

#### Natural Connections

Understand the wider context and 'stitch' a new development into a place.

#### Facilities and Services

Locate community facilities in the best location for those walking, cycling and using public transport.

### Distinctive Places

#### Making the Most of What's there.

Explore how best to integrate existing assets on and beyond the site. Try to work with perimeter blocks.

### Streets for All

#### Healthy Streets

Streets as public realm. Low speeds streets and neighbourhoods with pedestrian and cycle priority.

### Good Practice

Where proposals are situated near to commercial activities and possible bad neighbour uses, it is advisable to seek advice from the Environmental Health Department at an early stage to identify potential nuisance issues and whether these should or can be mitigated in order to facilitate a scheme.

## 3.6 Layout

### 3.6.1 Layout

**Layouts should provide a linked network of routes and spaces within the development and connect to adjoining areas**

3.6.2 The layout provides the basic plan around which the development is structured.

3.6.3 The pattern of routes, densities, uses, development blocks and individual plots influence the character and dynamics of a place. How it connects to its surroundings can also influence wider movement patterns.

3.6.4 Layouts based upon an interconnected network of streets and spaces encourage walking and cycling

### Successful places:

- Comprise internally well connected layouts of routes and spaces.
- Create blended good access to adjoining areas, with links to existing streets and paths.
- Arrange layouts in a way that support the viability of local facilities.
- Carefully relate different uses, avoiding bad neighbour uses close to homes.

as realistic alternatives to the motor car and distribute vehicle flows more evenly, helping to disperse traffic.

### 3.6.5 Variable Density

**Depending on its scale and context, a development should provide variable densities to support areas of character, the viability of local services, facilities and the landscape setting of the area**

3.6.6 Density is an important aspect of character and designing sustainable places. The layout, density and pattern of the built environment is called its 'grain'. In general terms, the central parts of settlements have a more compact, fine 'grain' with higher densities around key locations, public spaces or where the mix and intensity of land uses is high. These often provide the main focus of a place or follow important arterial corridors.

3.6.7 Densities tend to decrease with distance from the centre, becoming less dense with a looser knit urban grain towards the settlement edges.

3.6.8 Rather than applying a uniform density, densities should be varied across the site area, where the scale of development allows and having regard to its particular circumstances and context.

3.6.9 Where appropriate, densities should be graded so that higher-density development supports the viability of

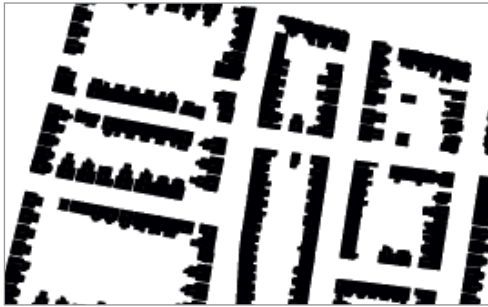
### Successful places:

- Avoid uniform densities across the whole development.
- Arrange the layout and density of the development in a way that supports the viability of existing or proposed local shops, amenities and public transport by providing good connections to facilities that encourage walking and cycling and reduce the number of journeys and distance travelled by car.
- Incorporate areas of differing density according to the location and character area of the site.

facilities (local shops/high streets etc.) and services (such as bus stops/ public transport corridors/stations) where there is good pedestrian accessibility. This can also reduce reliance on private vehicles and the number of short trips taken by car.

3.6.10 Densities should normally be reduced towards areas of lesser activity with lower-densities along green corridors, towards settlement edges and against the countryside to assist with a graduated transition between town and country.

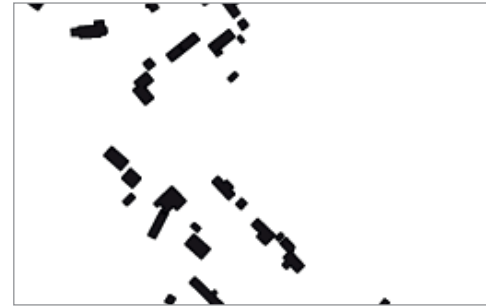
## Urban



## Suburban



## Village



## Rural



Left: Varying the density across a site in response to topography and in support of the creation of areas of distinct character, while achieving an acceptable overall average density across the site.

Above: Density and urban grain will vary according to the type of settlement, whether town or village, and the location of the site within the settlement. Generally this will decrease with distance from the centre of the settlement.

Slightly increasing the number and variety of homes in an existing neighbourhood, allows for densification while respect existing patterns of development. Gentle density allows the redevelopment of an existing site to include more multilevel houses/apartments or infill row houses. This optimises land use and offers a variety of housing typologies without changing the neighbourhood's character and feel. The concept of 'gentle density' allows for generational change as communities grow and evolve. Bolsover District will encourage innovative schemes that allow for increases in gentle density. This may involve pockets of increased density and height in more suburban areas.



### Good Practice

When setting out street layouts and designing corridor sections, the following aspects of movement and visual hierarchy need to be considered:

#### Movement Hierarchy:

- Traffic volume
- No. of dwellings served
- Type of vehicle accommodated
- Whether or not there is direct access to individual properties

#### Visual Hierarchy:

- Scale (the distance between building fronts)
- Enclosure (as determined by building heights)
- Carriageway and footpath widths
- Street trees which can subdivide a street into different zones

Urban Design Compendium 2007

### Good Practice

Wherever possible developers are encouraged to develop according to the Principles of Secure by Design.

#### Useful Reference

Planning Practice Guidance Healthy and Safe Communities Aug 2022

Secured by Design Homes Guide 2024. Official Police Security Initiative.

## 3.6.11 Street Hierarchy

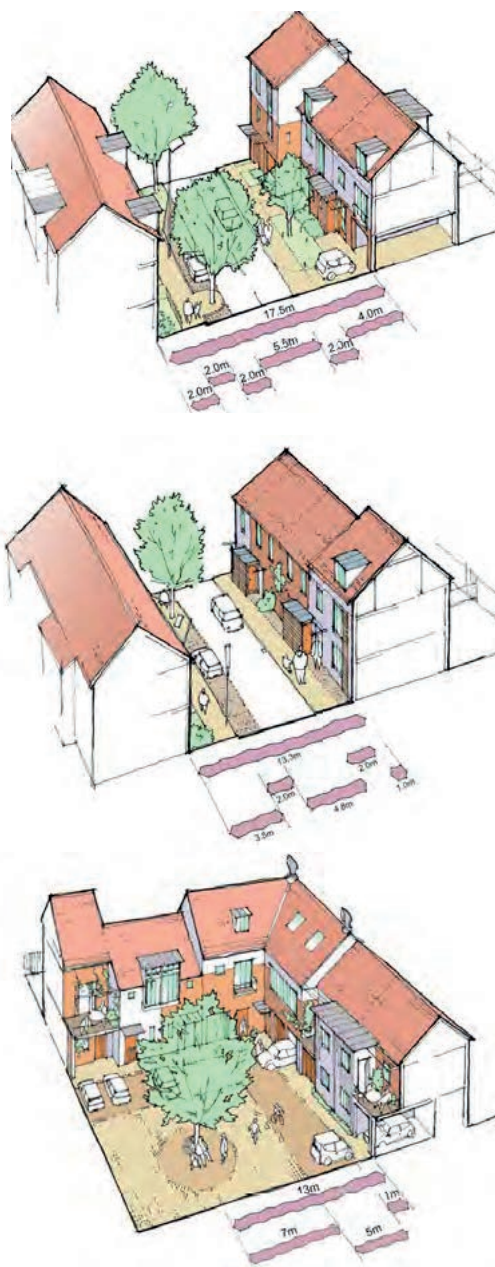
**Developments should provide a hierarchy of street types that contributes to the creation of a sense of place and facilitate movement, rather than a hierarchy that is determined primarily by traffic capacity**

3.6.12 The relationship between streets and the adjacent buildings strongly influences the safety, appearance and movement function of a development. The layout should accommodate traffic and allow for access by service vehicles, but it should also contribute positively to the character of the development.

3.6.13 Residential streets should not be seen simply as a conduit for traffic, but as places in their own right. Designs where parking and highway space are dominant should be avoided.

### Successful places:

- Comprise a hierarchy of different street types that are appropriate to the place.
- Comprise streets where the character of the street and its movement function are given equal consideration (i.e. traffic needs are not assumed to take precedence).
- Ensure a considered relationship between the streets, spaces and adjacent buildings that provide their setting.



Street sections show a hierarchy of street types (Drawings courtesy of the Borough Council of Wellingborough and Matrix Partnership Ltd)

## 3.6.14 Crime Prevention

**Layouts should be designed to help reduce opportunities for crime and anti-social behaviour**

3.6.15 The design of the development layout can help to deter anti-social behaviour and reduce opportunities for crime. Ensuring clear distinction between public and private spaces, good overlooking from adjoining buildings, lighting and avoiding the creation of potential problem areas can all minimize the likelihood for future problems. Consult Secure by Design Homes Guide 2024.

### Successful places:

- Design and orientate buildings to strengthen streets/spaces and provide active edges.
- Ensure any pedestrian and cycle paths are green, short in length, sufficient width to feel safe and comfortable, overlooked and lit.
- Routes should be direct and follow desire lines to places where people want to go.
- Normally avoid rear lanes and direct access to the rear of properties.
- On-plot and off-plot parking areas should be overlooked and relate well to adjacent buildings, without being dominant.
- Use boundary treatments to distinguish clearly between public and private space.
- Avoid potential problem areas such as awkward or poorly located public space.

### 3.6.16 Passive Solar Design

**Developments should be orientated to benefit from passive solar energy**

3.6.17 Homes that benefit from passive solar gain use less energy for lighting and heating and generally provide a brighter and more pleasant living environment.

3.6.18 Where practicable, the design and layout of developments should seek to take advantage of passive solar energy. Orientating dwellings within 30 degrees of south is sufficient for them to benefit from year-round solar gain.

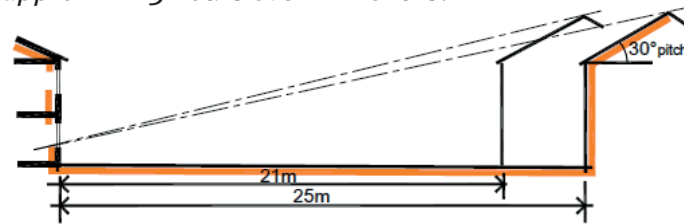
3.6.19 Developments should however avoid layouts that are designed entirely around achieving passive solar gain at the expense of other urban design considerations. Proposals comprising of largely south facing parallel streets will be unlikely to satisfy other important design requirements..

3.6.20 Larger south facing windows will absorb heat into the building while small north facing windows will help minimise heat loss. Shading may be required to prevent overheating in the summer. However, obstructions to south facing elevations should be limited in order to maximize the benefits from solar gain during the winter. Deciduous trees can be valuable by providing summer shade while allowing through low-winter sunlight.

3.6.21 Care is required to avoid overheating and building designs need to consider the occupants comfort. Homes with a high thermal mass (constructed from dense materials that can absorb heat) absorb solar energy and then slowly release it at night resulting in low temperature fluctuations within a dwelling. Buildings constructed from materials with a low thermal mass are susceptible to rapid extremes of heating and cooling, creating uncomfortable living conditions.

#### Designing for sunlight

National spacing for 2 storey terrace housing at this latitude to allow sunlight to houses for approx 3 hours over 12 months = 25m rear to rear. 21m spacing allows approx min 3 hours over 11 months.



Houses with main elevations facing within 30° of south allow for optimal solar gain, whilst being sufficiently flexible to permit good placemaking, streetscapes and response to contours.

REF: Site layout planning for daylight and sunlight.  
BREEAM UK New Construction (2022)

#### Successful places:

- Orientate dwellings within 30 degrees of south, where practicable.
- Seek to provide habitable rooms with a south facing aspect.
- Design to prevent summer overheating.
- Minimise obstructions to winter solar gain.



A large window for solar gain and a deep overhang and canopy for shade.



Solar panels reduce energy demand and lower running costs but need to face close to south and lie at 45° for maximum efficiency.



### Good Practice

- Recognise and work with existing boundaries wherever possible
- Ensure most dwellings face outward and relate to the rural context
- Create a composed built edge considered alongside woodland and tree planting in manner that respects its landscape context
- Avoid hard edges, unsightly rear fences and house backs onto the open countryside
- Avoid/limit use of unbroken landscape screens as they do not allow built areas to relate to their rural setting

## 3.6.22 Settlement Edges

**Developments that form a new long term settlement edge should create a positive relationship with the adjoining countryside, providing an appropriate transition between the built up area and the adjoining landscape**

3.6.23 Development on the outskirts of towns and villages will have the effect of creating a new edge to the settlement. New edges require careful treatment to mitigate any visual intrusion and integrate schemes successfully into their setting.

3.6.24 A development's relationship with the adjoining landscape is critical to achieving an appropriate transition between town/ village and country and should be an integral consideration of the design layout.

3.6.25 A combination of careful building design, orientation and provision of effective landscaped areas will normally be required. This does not mean simply hiding the development with screen planting (although landscape buffer planting may sometimes be appropriate). It is about creating new edges that have a positive interface with the countryside. Depending on the scale of the development, a range of measures to ease the transition between urban and rural may be required.

3.6.26 Grading the density of development by reducing its scale and intensity towards

its edges with the countryside, allows for planting within and between plots to create a feathered edge to the settlement.

3.6.27 Wherever possible, layouts should be arranged so dwellings are orientated to be outward facing to address the countryside, rather than turning their back.

3.6.28 Where plot boundaries are located against the countryside they should normally comprise soft planting and reinforce the transitional qualities of the edge. Hard boundaries comprising only walls or fences will normally be inappropriate unless they are designed to reflect the rural character. They may also need to be combined with planting.

3.6.29 Developments may require substantial landscape buffer areas. These should normally be outside any residential curtilage/ownership with suitable long-term management arrangements put in place to ensure their future retention. Where existing trees and hedges are present these should be retained and reinforced by new planting, if necessary.

3.6.30 The extent of a landscape buffer area should be proportionate to the scale and impact of the development and may vary according to the prominence and sensitivity of the settlement edge, but may need to be substantial (e.g. 10 – 20m or greater) and should comprise suitable native species that reflect the landscape character.

### Successful places:

- Have regard to views towards the site from outside and mitigate any adverse visual impacts.
- Grade the scale and density of development to reduce towards the edges of the settlement.
- Orientate dwellings to be outward facing and address the countryside.
- Ensure the nature of any boundary treatment is appropriate to its rural character, avoiding abrupt walls or fences.
- Retain existing trees and hedges and incorporate new landscape planting within and on the edges of the development, utilising native species.
- Incorporate landscape buffer areas that are proportionate to the scale of the development and prominence or sensitivity of the settlement edge.
- Carefully consider the design of lighting schemes on settlement edges to minimise light pollution on local amenity and dark landscapes.

*Below left: Houses set back and orientated to face towards the countryside. Their built form and siting create an interesting roofscape and a hedge and trees define the new settlement edge and assist in providing a soft transition to the countryside.*



*Courtesy of W Elewina*



*Above: Outward facing houses positively address the adjoining spaces and have been considered as a group to create an interesting composition and roofscape.*

*Below right: Houses turning their back on the countryside create a negative relationship with the adjoining landscape and standard suburban style boundary fences form an abrupt and inappropriate new edge to the settlement.*



*Above: Standard houses and layout result in a mundane roofscape and poorly maintained fencing creates an incongruous and abrupt edge treatment.*



## Building for a Healthy Life 2020 Considerations

### Integrated Neighbourhoods

#### Natural Connections

Understand the wider context and 'stitch' a new development into a place.

#### Facilities and Services

Locate community facilities in the best location for those walking, cycling and using public transport.

### Distinctive Places

#### Making the Most of What's there.

Explore how best to integrate existing assets on and beyond the site. Try to work with perimeter blocks.

#### Well defined streets and Spaces.

Face the street and public spaces, perimeter blocks. Active frontages. Carefully considered street corners.

### Streets for All

#### Healthy Streets

Streets as public realm. Low speeds streets and neighbourhoods with pedestrian and cycle priority.

## 3.7 Block Structure

### 3.7.1 Block Structure

**Layouts should be arranged in a pattern of perimeter blocks forming permeable streets with well defined frontages**

3.7.2 The block structure is the pattern of development blocks contained within the overall layout.

3.7.3 Perimeter blocks form connected layouts that create a walkable neighbourhood structure. This allows easy access throughout the area. Many places will already comprise a network of streets and blocks and these may be used to inform the approach to the design of the proposed block layout.

3.7.4 The design of blocks should not necessarily be uniform on all sides. The character of each side of the block should reflect the character of the adjoining street. Variation can also be achieved by making use of building types, appropriate mixed uses and designs that respond to corner locations

3.7.5 Depth of buildings are defined by adequate daylight. Central spaces are given over to private gardens, play spaces and public realm.

*Above: A connected layout of development blocks that creates a walkable development.*

### Successful places:

- Comprise layouts consisting of blocks that form a permeable street pattern. These can be a formal grid or have a looseness in composition.
- Design the pattern and shape of perimeter blocks to complement the site context and the character of the proposed adjoining streets.
- Block form can be interrupted with nodes and corners that are more distinct from the block arrangement and use orientation to allow light into internal courtyards.
- Include variation within each side of the block (density, height, scale, use) to reflect the hierarchy and status of surrounding streets (main frontages, side streets, lane/ mews) and contribute to the character, identity and function of each street frontage. Consider whether opposite corners need to relate to each other or not.
- Arrange development to be outward facing to overlook streets and public places with the primary access to buildings from the street via a clearly identifiable front entrances.
- Address key corners with special corner buildings or groups that address both sides of the corner with active frontages.



## Useful References

Urban Design Compendium 1 (2007)

Responsive Environments, Sue McGlinn et al, (2015)

Shaping Neighbourhoods, Barton et al, (2021)

Restorative Cities  
Urban Design for  
Mental Health  
and Wellbeing  
(2021)

### 3.7.6 Block size and shape

**The size and shape of blocks should form part of a permeable street pattern and respond to the conditions of the site**

3.7.7 Perimeter blocks can be designed in numerous ways and may be formal or irregular. Key considerations when determining the size and shape of the block are:

- The permeability of the area (over-large blocks can reduce permeability);
- Density;
- Parking strategy;
- Privacy and amenity;
- Daylight and natural ventilation;
- Topography;
- Potential uses of the block interior (if not private gardens);

Irregular block shapes can offer greater flexibility and be designed to:

- Respond to the specific conditions of the site (e.g. existing features or topography);
- Assist in slowing traffic;
- Optimise orientation for good light penetration;

- Create focal points and interest in the street scene;

3.7.8 Block sizes can vary widely, but blocks of 60-90m x 90-120m provide the optimum dimensions to support good pedestrian accessibility, vehicle movement and allow for sufficient back to back/back to side separation distances.

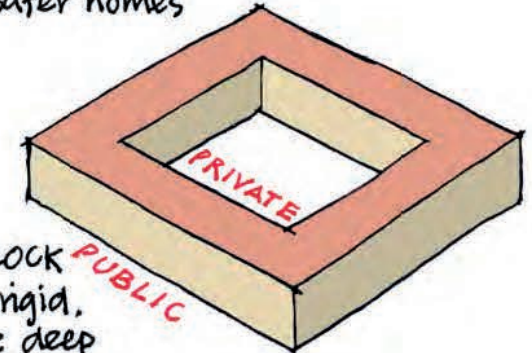
3.7.9 Larger blocks provide scope for incorporating an interior court that can accommodate a variety of uses, such as play, parking, communal gardens or off-street service areas. Alternatively they may be sub-divided by mews streets for access, to accommodate parking and improve permeability. Blocks with open interiors should be overlooked with managed access wherever possible.

#### Successful places:

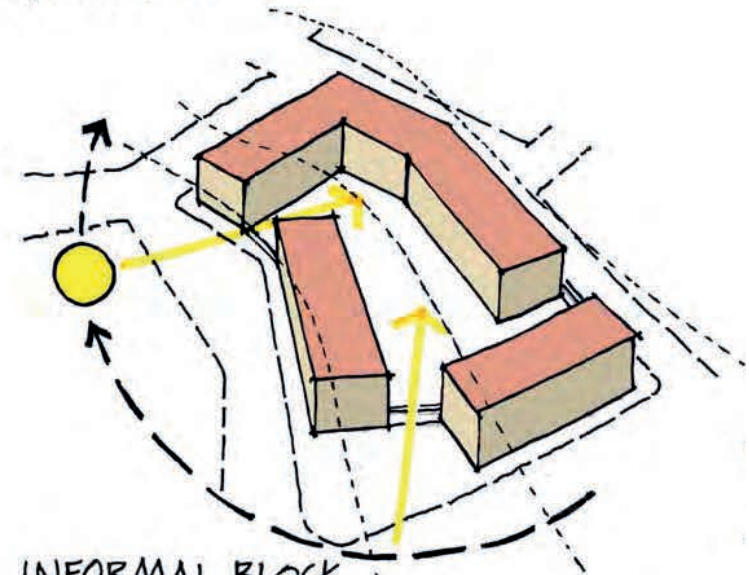
- Ensure block sizes and arrangements are varied with frequent spacing (informed by the context).
- Ensure block shape responds to the site conditions, topography and the character of the surrounding area.
- Incorporate secure interior spaces (including private gardens).

## THE URBAN BLOCK

- Effective method of site/plot utilisation
- Differentiates clearly the public & private side
- Creates coherent street layout
- Enables safer homes



**FORMAL BLOCK**  
Can be too rigid,  
Can create deep  
shadowing on  
private side



#### INFORMAL BLOCK

- Allows sun penetration/reduces shadowing
- Improved air quality & outlook
- Follows contours & other site factors
- Creates interesting street/space layout



## The disadvantages of cul-de-sac

They can be difficult to navigate - everywhere looks the same and they don't take you directly to where you want to go.

They can create awkward 'left over' or poorly defined spaces.

They result in lots of blank frontages often creating characterless and unappealing pedestrian environments.

They also favour cars over pedestrians and other users, making it awkward to reach facilities or public transport.

Adapted from Manual for Streets DCLG, DoT, WAG (2007)

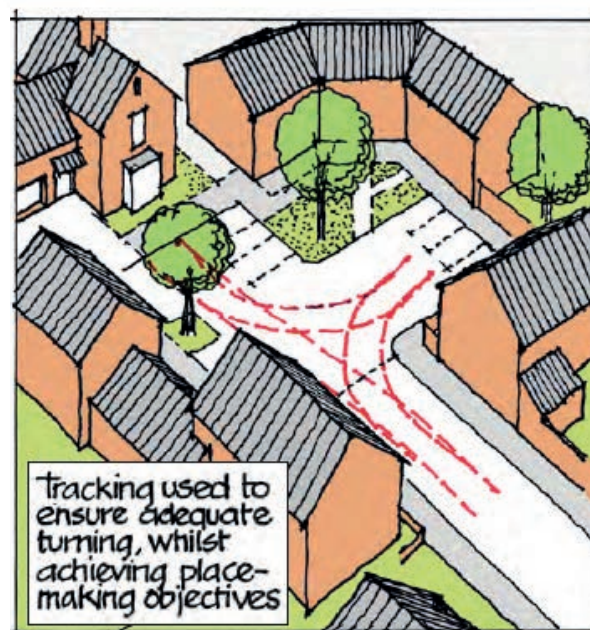
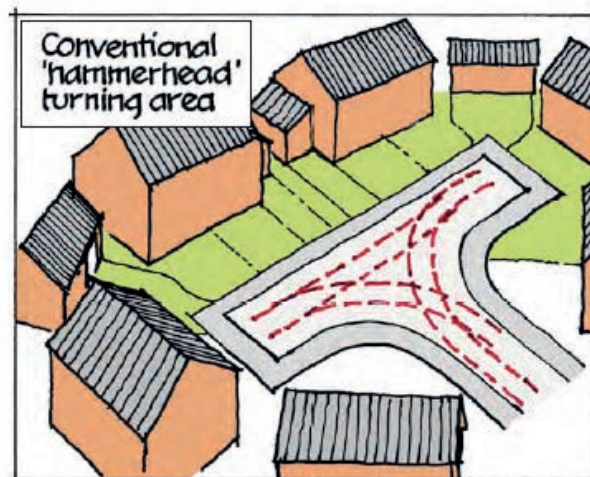
### 3.7.10 Cul-de-sac

**The provision of cul-de-sacs should normally be avoided unless particular site conditions dictate that a cul-de-sac design is the most appropriate way to develop the site. In such circumstances this should be explained and justified**

3.7.11 Layouts designed around a distributor road and cul-de-sac model have a number of disadvantages. However, in some circumstances, the provision of cul-de-sac designs may be necessary as a means of developing a difficult site or where particular constraints impose limitations that prevent connections being made.

#### Successful places:

- Avoid overlong cul-de-sac and ensure any through connections for pedestrians and cyclists are overlooked with active frontages to make them feel safe
- Avoid concentrating large volumes of traffic on a small number of dwellings.
- Design turning heads to form part of a space not just for turning manoeuvres.
- Ensure adequate parking is provided so turning areas remain clear of parked cars.
- Arrange the layout to avoid rear boundaries backing onto public street frontages.



*Cul-de-sac are designed primarily around the needs of the car and lack a sense of place.*



*A cul-de-sac backing onto street with fencing maintained in various states appears scruffy.*



*Houses turning their back onto the adjoining street creates a poor dead frontage.*



## Building for Life criteria Street & Home

### Streets for all

Are streets designed in a way that encourage low vehicle speeds and allow them to function as social spaces?

### Car parking

Is resident and visitor parking sufficient and well integrated so that it does not dominate the street?

**External storage** and amenity space Is there adequate external storage space for bins and recycling as well as vehicles and cycles?

*“Plan for car ownership while ‘planning for less car use.’”*

Urban Design  
Compendium 2, English  
Partnerships (2007)

## 3.8 Parking

### 3.8.1 Approach to parking

**Parking provision should provide a balanced mix of parking solutions that are integrated into the design and layout to support its appearance without cars becoming visually dominant**

3.8.2 Sustainable public transport can provide an alternative to or complement car use. However, car ownership is an established aspect of modern life and satisfactorily accommodating parked cars is a key function of most residential streets.

### Successful places:

- Provide a mix of parking options appropriate to site location and context.
- Integrate parking into the design/ layout without detracting from the character or appearance of the place.
- Provide parking environments that are attractive, convenient and safe.
- Generate activity/movement between dwellings and the street creating safe, animated places.
- Provide surveillance of parking areas from adjoining buildings and gardens.

3.8.3 Designs need to reconcile the need to provide attractive streets that include adequate parking, but without detracting from the character or visual quality of the place. Well designed places integrate car parking without it becoming over-dominant.

3.8.4 The drawing below courtesy of DSA Environment and Design Ltd shows a housing layout at Cornwater Fields, near Mansfield, incorporating a well-designed mix of parking solutions including on-plot provision, rear and forward parking courts and on-street spaces designed as part of the landscape strategy into the street scene.

Bolsover District Council's Standards for Parking including levels of parking and dimensions are found in the separate: Supplementary Planning Guidance: Local Parking Guidance, February 2024. This includes design guidance on layouts, including on-street, on-plot, garaging and parking courts, with examples of good and bad practice.



1. Rear Parking Court with two access and trees
2. On plot side parking
3. On street parking
4. Frontage Parking
5. Covered parking Area
6. Forecourt parking seen from street



## Building for a Healthy Life 2020 Considerations

### Distinctive Places

#### Well defined streets and Spaces.

Face the street and public spaces, perimeter clocks. Active frontages. Carefully considered street corners.

### Streets for All

#### Healthy Streets

Streets as public realm. Low speeds streets and neighbourhoods with pedestrian and cycle priority.

#### Cycle and Car Parking

Provide secure cycle storage close to people's front doors. Integrate car parking into street environment.

*"The place function is essentially differentiates a street from a road..." Manual for Streets (2007)*

#### Useful References:

Planning Streets and Places, Derbyshire County Council (2024)

Delivering Streets and Places (2017) (6C's)

Manual for Streets, DCLG, DoT & WAG, (2007)

Manual for Streets 2, CIHT (2010)

Streets for All: East Midlands: Historic England (2018)

Inclusive Mobility CIHT Dec (2021)

## 3.9 Street Design

### 3.9.1 Streets not roads

**Roads should be safe, inclusive and an integrated component of the design in a way that helps create streets and places not just roads for carrying traffic**

3.9.2 In order to achieve high quality, innovative and attractive residential places the Highway Authorities of Derbyshire and EMCCO are committed to working closely and flexibly with Local Planning Authorities, developers and other stakeholders in the process.

3.9.3 Whilst it clearly remains important to consider safety within the design, the overall philosophy has evolved from providing highways for the movement of vehicular traffic to the creation of streets and places that prioritise the movement of pedestrian and cyclists first, but which are also established seamlessly, in their own right, within the urban fabric.

3.9.4 It should be appreciated that a more flexible approach also places greater responsibility on the Design Team to demonstrate that the proposals will operate safely and satisfactorily, are maintainable and sustainable. Green technology

introduces new street functions such as Solar lights and Electric charging points to be incorporated within the streetscape.

3.9.5 Full design guidance is contained within the Delivering Streets and Places 2017 (known as 6C's) document. It is not necessary or desirable to replicate substantial parts of that guide within this SPD and the information below therefore provides an indication of the main technical design issues to be considered and addressed. It is stressed that the content of Planning Streets and Places document should not be interpreted as promoting specific standards or as prescriptive. It is accepted that unnecessary rules and restrictions can inhibit innovation and, as a consequence, can prevent schemes from reflecting local character and distinctiveness. The guidance should therefore be used flexibly within the context of place in a holistic design process.

3.9.6 **Junction & access visibility splays.** It is expected that the design speed of streets within residential places will not normally exceed 20 mph and that speed restraint will be achieved through the design and layout of the streets and the locations of buildings and features, and not by using physical traffic-calming features

3.9.7 Generally, for a 20 mph design speed, visibility should be available from a point 2.4m back from the carriageway edge of the priority route, representing the distance between the front of a vehicle and the driver's position. From this point visibility of 25m (27m for bus routes) should be provided measured along the nearside carriageway edge.

3.9.8 Where the visibility splay is at a street junction it will generally need to be constructed in a manner such that it is eligible for adoption as highway maintainable at public expense. At private accesses the splays must be capable of being kept free of solid structures or dense planting, and an appropriate condition of planning permission may reflect this.

3.9.9 The Highway Authority will consider changes to visibility provision, if it can be demonstrated that vehicle speeds will be restricted as a result of the design and layout of a scheme.

3.9.10 Intervisibility between driver and pedestrian should also be maintained at private accesses by the avoidance of solid structures and dense planting immediately adjacent to the access, at the rear of the footway. However, boundary treatments can be important

elements of character and in defining street edges. A balance therefore needs to be achieved that maximises enclosure/definition, while satisfying any intervisibility requirements.

**3.9.11 Carriageway widths.** Generally, where there is separate footway provision adjacent to a carriageway, the carriageway should be minimum 4.8m wide for access to up to 50 dwellings and minimum 5.5m wide for up to 400 dwellings. Carriageway widening will be required on bus routes and where it is intended to accommodate on-street parking. However, within any scheme it is expected that carriageway widths should also reflect the role and function of the street within the overall street and place hierarchy, having regard to the context and the character of development being created.

**3.9.12** A surface shared by all users, appropriate for up to around 50 dwellings, should normally be 8.8m wide. Additional widening may be required to accommodate any proposed on-street parking. Where sections of narrower shared surface carriageway are proposed these will need to be discussed with the Highway Authority. Corridors may reduce to 7.5m where there is development on one side of the road (comprising elements of service strip, carriageway and margin).

**3.9.13** Care is required to avoid single-surface areas that appear out of scale with the domestic buildings flanking them. Changes of material or material unit size that are appropriate to the use of the space (defining vehicle routes, thresholds to drives/parking courts, entrances to buildings, defining key pedestrian crossing routes etc.)

should be used, so that the landscape design responds appropriately to the scale of the space, to ensure it is proportionate and functions appropriately.

**3.9.14 Vehicle tracking.** Vehicle tracking assessments will be required as necessary, in order to demonstrate the traffic can be satisfactorily accommodated without, for example, having to mount kerbs and footways. This should take account of any planned or likely on-street parking.

**3.9.15 Footway widths.** Footways should be minimum 2.0m wide but subject to widening as necessary to reflect function within a particular place or context. In some circumstances it may be possible to provide a full width footway on only one side of the street, for example where the street would serve only a small number of dwellings or is a particularly narrow site. Conservation areas or rural settings may dictate a more informal approach to the design. Although it is likely that the footway would be necessary on both sides of the junction radii to aid pedestrian crossing.

**3.9.16 Junction radii.** Radii should not normally be greater than 6m in order to restrict



*Above: Vehicle tracking demonstrating access and turning within the site is capable by a large refuse collection vehicle at Woburn Close, Blackwell. (Drawing courtesy of William Saunders. October 2023)*

vehicle entry and exit speeds and to avoid excessive crossing distances for pedestrians. Reduced radii may also be accepted subject to consideration of the design context and to the submission of tracking diagrams that demonstrate the route of vehicles relative to the proposed layout.

**3.9.17** Changes in pedestrian priority encourages the reduction in radii to allow for continuous pedestrian flow rather than for prioritising the car. Smaller radii of 2 – 4m will be encouraged in housing layouts.



Good connectivity is key to reducing reliance on cars, especially for short trips. A good quality movement network will improve health and wellbeing and by providing well designed pedestrian and cycling routes throughout.

Derbyshire County Council Planning Streets and Places, September 2024 provides examples of street layouts that are acceptable to the county and gives sections showing a hierarchy of streets and acceptable dimensions.

### The hierarchy is given below:

1. Enhanced street
2. Informal street
3. Pedestrian prioritised street
4. Private drives
5. Industrial road
6. Private streets
7. Non-motorised vehicle category – cycle tracks (see LTN 1/20)

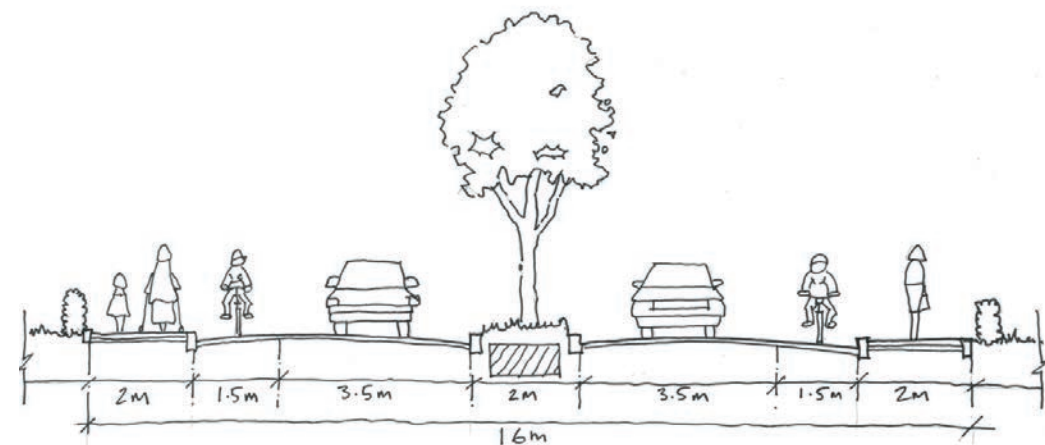
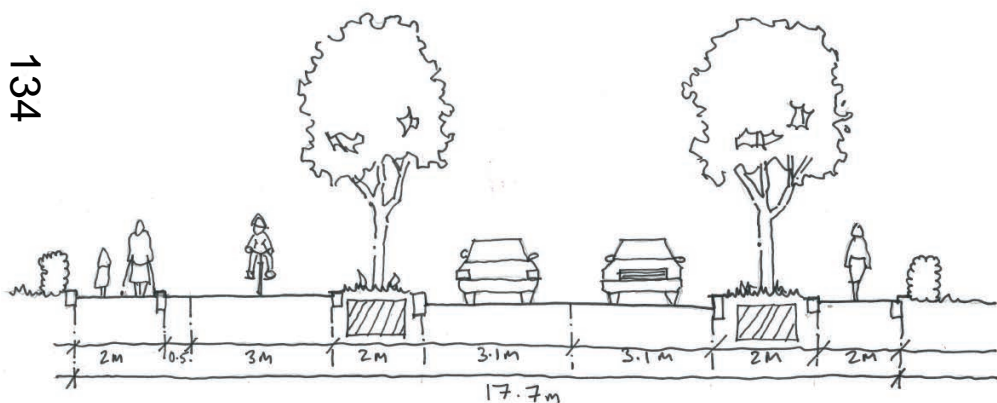
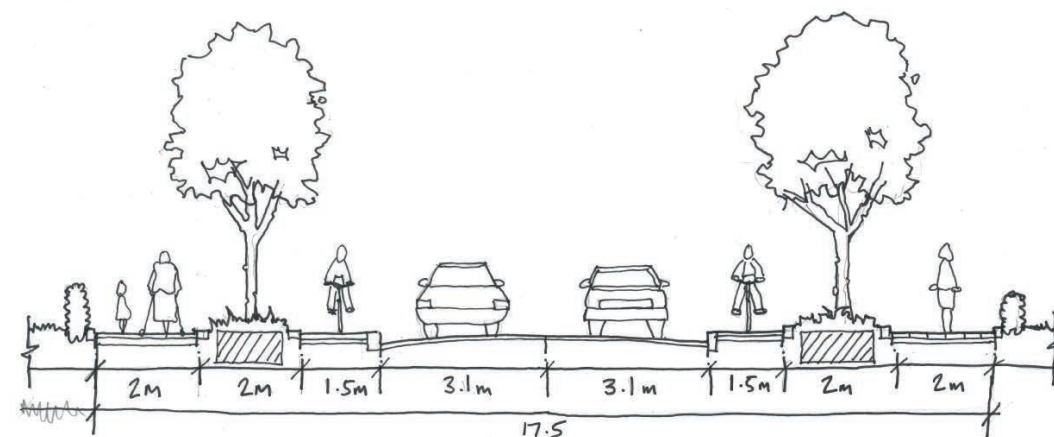
Occasionally the County Council will ask for different paving. Early discussion with the County Council is required to ensure that proposals will be accepted and adoptable.

Preference will be for an in verge or dedicated tree pit within the pavement and also within build outs between parking spaces. Occasionally the frontage verge may still be within private ownership. Where this occurs a management company approach may be acceptable.

Tree spacing should be coordinated early on in designs so there is no conflict with crossing points and bus stops, utilities and lamp posts and signage, whilst fulfilling urban design considerations. Spacing depends upon species and needs to be considered early in the layout process.







## Enhanced Streets

The purpose of enhanced streets is to allow for multiple modes of transport with attractive main routes.

Street trees are planted within a verge or within dedicated grilles within allocated parking areas. The trees will be trees suitable for avenue planting and achieve a height of 12-20m at maturity.

Mature street trees reinforce the importance of the route in the street hierarchy

Unallocated on-street parking

Combined landscape and service corridors



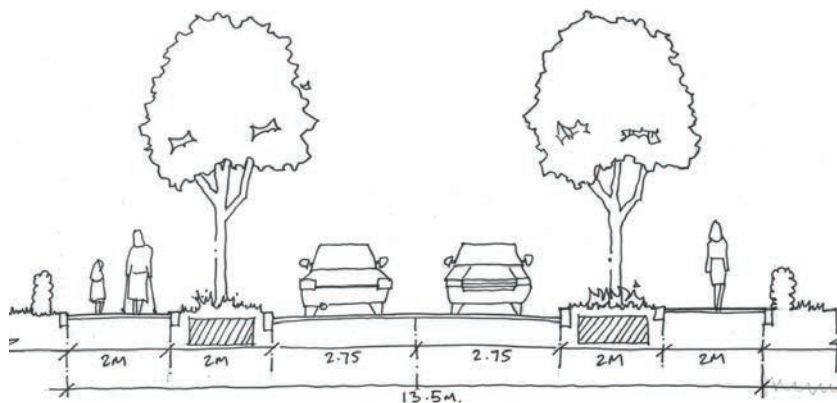
Shared footway/  
cycle route

Tarmac carriageway  
with no centreline  
demarcation



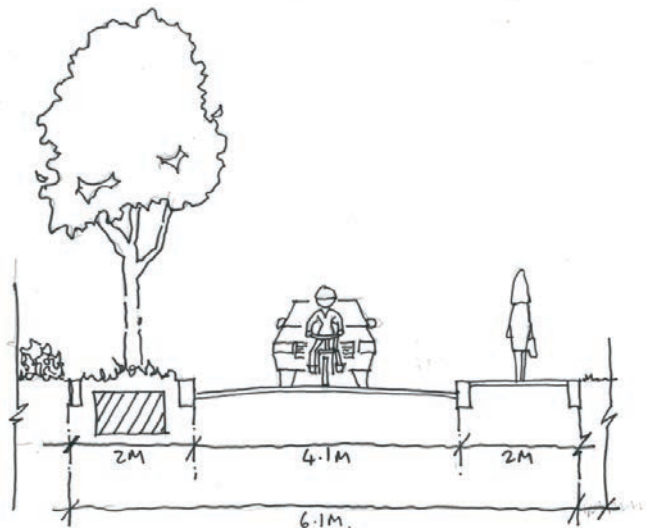
## Informal Street

Formal traffic controls are absent or reduced. Less differentiation between footway and carriageway. 5.5m to 6.2m (if Bus Route). Footpath 2m each side. Cycleways on street. On street visitors parking 1.8m wide on either side. Optional 2m Verge. Street trees required in all circumstances. Use of Tarmac, block or contrasting colours at focal points.



## Pedestrian Priority Street

Pedestrian Priority streets are the default design standard for all new residential developments. 15mph design speed. 4.1m to 6.2m (if a bus route). Footway min 2m wide. Cycleway on street. Informal on-street parking at widened points. Combination tarmac and block paving.



## Private Driveways and Courtyard parking

- A private driveway can serve one or more properties, up to a maximum of 10.
- Minimum of 4.1m for first 15m.
- No pavements and all off street parking.
- Refuse collections within 25m of highway.
- Private drives should not block access to Public Open Space.

## Public Rights of Way

Designs should encourage walking by providing connections to, and creating, new footpath only rights of way. These should be characterful and link to areas of landscape and countryside, using green corridors. Early discussion with the County Council's Public Rights of Way (PROW) Officer is required to protect and establish the legal rights of new footpaths.

## Building for a Healthy Life 2020 Considerations

### Distinctive Places

**Well defined streets and Spaces.** Face the street and public spaces, perimeter clocks. Active frontages. Carefully considered street corners.

### Streets for All Healthy Streets

Streets as public realm. Low speeds streets and neighbourhoods with pedestrian and cycle priority.

### Cycle and Car Parking

Provide secure cycle storage close to people's front doors. Integrate car parking into street environment.

*"The place function is essentially differentiates a street from a road..." Manual for Streets, DCLG, 2007*

### Useful References

Planning Streets and Places 2024, Derbyshire County Council

Delivering Streets and Places (2017) (6C's)

Streets for All: East Midlands: Historic England (2018)

Inclusive Mobility Dec (2021).

Residential developments and trees A guide for planners and developers

Woodland Trust January (2019)

## 3.10 Street Trees

3.10.1 The NPPF requires that new streets are tree lined unless there are clear, justifiable and compelling reasons why this would be inappropriate. This provides opportunities for enhanced green infrastructure and more innovative drainage solutions. Tree-lined streets improve the aesthetics of places and create beautiful and sustainable places. The retention of existing trees and location the right trees in the right places can significantly improve design quality.

3.10.2 Streets and roads make up around three-quarters of all public space – their design, appearance, and the way they function have a huge impact on the quality of people's lives as well as economic and social vitality and environmental sustainability.

3.10.3 Within large and medium residential schemes the Council expect to see a substantial amount of tree planting in tree-lined avenues, with good specimens that reach their full growing potential. Street trees should be located

in ways that aid placemaking. Small trees scattered throughout a scheme will be discouraged.

3.10.4 Street trees should reflect the street hierarchy and be coordinated with utility services and street furniture within the overall design concept. They should also be used to reinforce the distinctiveness and local context of the place. Reference should be made to Local Landscape Character using predominantly local species within the planting framework for new development according to the character area type.

3.10.5 Incorporating new and existing trees at the early stages of project development plans is essential.

3.10.6 Create space to integrate trees into the design and implementation process. Provide dedicated verges and avoided using private garden spaces.

3.10.7 Where space is tight and in very limited circumstances the use of garden space within a management company plan for street trees would be considered acceptable.



## Successful places:

### Provide tree-lined streets because:

- People respond positively to a more beautiful aesthetically pleasing streetscene that provides a sense of place.
- Street Trees improve microclimate and reduced heat traps:
- Trees helps to filter pollution from the air and improve air quality.
- Trees and green space also contribute to the absorption of excessive water and are able to mitigate flooding events.
- Trees contribution towards a reduction of noise: A set of trees and plants wider effective noise barrier, reducing sound by 5-10 decibels.
- Trees work as wayfinders and townscape markers providing backdrops and framing buildings and acting as focal points along streets.



## 3.11 Public Realm Design

### 3.11.1 Creating robust, quality places

**Areas of public realm should be both robust and attractive**

3.11.2 High quality public realm adds significant value to all forms of development. In residential schemes, this value is reflected both economically in higher rents and property values and through enhanced quality of life, including through reductions in crime and anti-social behaviour.

137 3.11.3 Appropriate development of schemes following the place making principles set out within the SPD will create high quality public realm space; attention to the detailed design of these spaces will ensure their successful delivery. Public Realm needs to be integrated into surrounding street patterns.

3.11.4 There are two aspects to the detailed design of these spaces; hard landscape and planting. Poor execution of either of these design aspects can have a permanent negative effect on a scheme. Developers should consider commissioning landscape architects to undertake the design of these aspects on all but the smallest schemes.

3.11.5 To ensure that the public realm is appropriately considered and capable of delivery, full details of the hard landscape and planting designs is preferable at the submission stage of any planning application.

Where full details are not able to be provided at this stage, visuals of proposed conceptual approach to the treatment of the public realm are strongly encouraged. Hard and soft landscape should not be designed as a separate element or an afterthought, but as an integral component of the overall design.

### 3.11.6 Hard Landscape

**Using a simple palette of complementary materials, the architecture of an area and the activities of its inhabitants should give character to the streets**

**The choice of hard materials must reflect this intrinsic street character whilst also achieving continuity of movement, flow and, with it, connectivity**

3.11.7 The design of the public realm should not exaggerate the diverse character of places.

3.11.8 The hard landscape comprises paving, steps, ramps, boundary features, and street furniture. A good design will bring these elements together in a coherent manner that is appropriate to the needs of the individual scheme, not an ad-hoc collection of 'standard details'. Use of low walls for example, within shared streets encourage sitting out and can be easily designed into frontage thresholds.

3.11.9 The most important function of paving is to provide a hard, dry, non-slip surface that is durable, easily maintainable and that will carry the traffic that needs to use it. Analysis of



successful paving illustrates that there is rarely a change in material or surface pattern without a practical purpose. The choice of materials and design detailing must be capable of satisfying all of these functions and can be summarised into the following requirements:

- Be fit for purpose and hard wearing.
- Be simple and unifying.
- Be sustainable through lifetime costing / valuing.
- Be attractive and add to the placemaking qualities of a scheme.

## Successful Healthy Places:

- **Reinforce character.** Paving brings unity to diverse places and nebulous areas that need a common background and immense variety is obtainable within a limited range of materials. Alien paving patterns or an excessive variety of materials often creates confusion.
- **Provide a sense of direction.** Examples include pedestrian routes across squares and parks, or, service vehicle routes through shared surface areas. Successful routes are direct.
- **Provide a sense of repose.** Neutral, non-directional paving has the effect of halting people. Areas of sitting, meeting, or gazing to distant views should be paved in this way.
- **Indicate a hazard by change of material or pattern.** For example, paved junctions at side streets warn drivers that they are crossing or entering a pedestrian environment. This technique must be used consistently across a scheme.
- **Reduce scale.** Introducing a change of material to affect the scale of a space requires subtlety to avoid making the paving overly important. Paving should not aggressively proclaim its presence but provide background.
- **Provide inclusive mobility:** It is important to use appropriate tactile paving to enable inclusive mobility. This includes different styles of paving to guide and warn and explain different types of crossings.
- **Comprise the right material for the space.** Rigid materials such as slabs and blocks work best in geometric forms where cutting can

be minimised. Where the space is fluid, for example curved edges or undulating ground, flexible materials such as concrete, blacktop or small unit setts should be used.

- **Create appropriate boundaries.** Fences, railings, and walls must be selected according to their function. Ask if they are required at all? Would they be robust enough for their location? Are they the right height? Ensure there is continuity in types of boundaries and keep materials to a simple palette. Walls should not dominate the streetscene.
- **Reduce clutter.** Minimise street furniture to reduce clutter and long-term maintenance liabilities. Keep street lighting to the back of kerbs or on buildings and minimise the use and number of poles for signage. Use bollards to protect vulnerable areas, not to overcome the problems of a poorly designed layout – e.g. keeping cars off ‘left over space’. Put seats where it would be comfortable and attractive to sit, include some benches with backs to assist the elderly.
- **Reduce large areas of tarmac.** Within modern housing estates, attempts to be contextual have been diluted by the overuse of tarmac. Hard surfaces should be reduced where possible and planting should be increased.
- **Provide maintenance access.** Anticipate where maintenance vehicles may need to go and ensure that the paving is capable of taking the weight – e.g. access to light columns, green areas for grass cutting, and play areas.



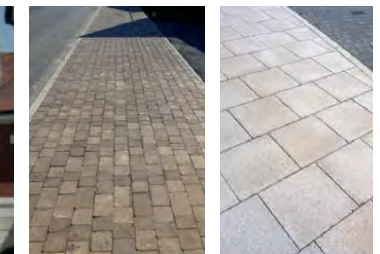
*Above: Poorly considered public realm detracts from the quality of the environment (Photos: Top and centre right Cabe)*



*Stone conservation paving*



*Plank concrete paving*



*Above: Good quality materials make an important contribution to the character of the place.*

*Left: Hard and soft landscape brought together in an attractive composition to create a ‘place’.*



## Good Practice

Generally avoid permanent planters, containers, or raised beds as these are comparatively expensive, incur high maintenance costs, do not always provide ideal conditions for plant growth.

## Useful Reference

Planting of large schemes should use a natural capital approach to value and consider the Biodiversity Value of Trees, hedges, shrubs and grasses, and consider ways of aiding Nature Recovery by using native species within structure planting of large areas of public open space within larger to medium size housing schemes.

Planting of new hedges and meadow grasslands within Public Open Spaces will allow for nature and efficient maintenance within housing schemes.

Biodiversity by Design (Town and Country Planning Association) (2004)

Advice on planting species appropriate to specific landscape areas can be obtained from:

The Landscape Character of Derbyshire, Derbyshire County Council (2014)

## 3.11.10 Planting

**Planting should create and reinforce character, scale, continuity and variety throughout the seasons.**

3.11.11 It is not the primary role of planting to soften visually harsh environments, screen off poor design or fill left over space.

3.11.12 Planting can promote biodiversity, help combat aspects of climate change by absorbing CO<sub>2</sub>, offers shade and reduces reflected heat from hard surfaces aiding cooling and reducing energy use.

3.11.13 Planting is made up of trees, shrubs, grass and aquatics. They all need space to grow, both above and below ground. They also require appropriate drainage, water, nutrients, and maintenance to thrive.

3.11.14 Planting schemes should be developed as part of the overall design public realm with emphasis on the 3rd and 4th dimensions, not just in plan form.

3.11.15 Consider the eventual size of the planting, ensuring that there is both space for it to grow, and that its impact will not be detrimental to adjacent constructions or uses. Remember that plants are living things and that interesting layouts on plan will not be realised if their environment is hostile.

## Successful places:

- **Reinforce character.** Planting should provide enhancement, focus, and intimacy, positively contributing to the quality of space. Planting is an integral part of the overall design and must not be used simply as a space filler or barrier.

- **Deliver quality rather than quantity.** The creation of green oases and strategically located planting must have real impact, in terms of scale, location, and nature.

- **Consider location.** Planting may be inappropriate in locations where it would obscure important features and facades or traffic sight line requirements. Position planting where it will survive its environment and flourish, coordinate with underground services to promote successful growth.

- **Have realistic expectations.** Whilst it is best to plant street trees directly into the ground, they should be given sufficient space to avoid their roots being cramped by buildings, street foundations, or constrained by underground cables and pipes. They face damage from vehicles and contend with air and soil pollution. Pavements also restrict air and water from reaching the roots. Use a suitable tree pit and growing medium to maximise their chance of survival.

- **Use Gardens.** Residential Gardens can contribute to nature. Nature based planting schemes using native plants are encouraged. Use hedgerows to front gardens to reinforce biodiversity in a scheme.



*Well placed trees in landscaped verges provide shaded walkways and enhance the street. Greymed Avenue, Nottingham.*



*Planting provides many benefits including shading windows and cars as well as enhancing the space.*



*Communal gardens add quality of the environment.*

## Key Issues:

Developments have a duty to deliver a mandatory minimum of 10% Biodiversity Net Gain (BNG). The requirement applies to large and small sites. Small sites are generally defined as residential developments with 1-9 dwellings on a site of 1 hectare or less.

The Council's Advice Note: Biodiversity Net Gain (BNG) April 2024, explains about preserving biodiversity by creating or enhancing habitats through new developments and sets out the requirements.

The landscape character is the key defining context of the landscape design. This will help to provide a framework for the development with natural assets establishing the character of the structural planting for the development. We need to view landscape in its natural character type rather than an 'anywhere landscape' where trees and plants are generically used.

Landscape should be seen as the setting for the houses being laid out. There needs to be an emphasis on native planting, reinforcing landscape character and adding links to the surrounding landscape context to create nature recovery.

Awareness of space requirements from utilities and cable runs need to be determined early on in the design process and measured against space for planting.

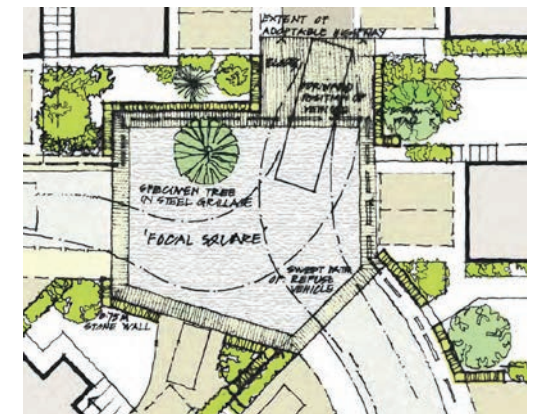
All landscape schemes should demonstrate increases in biodiversity, aesthetic values and recreation.

## Biodiversity Design Guidance:

- **Be holistic.** It is important to provide a structural planting framework to the planting design rather than a mélange of plants depending on availability. Early planning can ensure availability of a strong plant palette.
- **Be sustainable.** The detailing of tree pits is fundamental to success and should be as large as possible. It is preferable to plant trees in uncontained, free draining tree pits and to sustain growth, it is essential to back-fill with good quality, nutritious urban tree soil. Ideally, plant trees in groups, with the tree pit forming a continuous trench or island of soil.
- **Integrate with hard areas.** Tree grilles maintain the continuity of paving around trees, protect and aerate tree root systems and allow rainwater irrigation. Tree grilles are also an important visual element.
- **Borrow landscape.** Planting in private gardens will have a positive impact on the public realm too. Planting trees in front gardens is encouraged but not as substitute for meaningful street tree planting. A significant drawback to planting in private space is the loss of long-term control over the overall scheme – freeholders may choose to remove any planting on their property.
- **Safety and security.** Planting design should take full account of minimising opportunities for crime and anti-social behaviour when selecting locations and species for planting. Planting should support secure by design principles by providing buffer zones between public and private spaces, avoid creating areas for concealment and not unreasonably impeding natural surveillance.

*"...Public space relates to all those parts of the built and natural environment where the public has free access. It encompasses: all the streets, squares, and other rights of way, whether predominantly in residential, commercial or community/civic uses; the open spaces and parks; and the public/private spaces where public access is unrestricted (at least during daylight hours). It includes the interfaces with key internal and external and private spaces to which the public normally has free access..."*

*ODPM Caring for Quality 2004*



*Above: Planting designed in conjunction with the creation of a space. A specimen tree situated within a square will form an attractive and interesting focal point for the development, without hindering access by service vehicles. (Drawing courtesy of Pinfold Securities and David Black, Architect)*





## Healthy Living, Mental Health and Green Space

*“It is now formally recognised that green environments are associated with reduced levels of depression, anxiety and fatigue and can enhance quality of life for both children and adults” – Duncan Selbie, Chief Executive, Public Health England.*

### Ways in which greenspace may be linked to positive health outcomes:



A fundamental change in thinking about greenspace is now required. Greenspace needs to be planned for, provided and sustained for the value it delivers. This will require a clear vision of greenspace as natural capital, and for local government to work together with the health, voluntary and community sector to develop strategies for effectively financing and managing their greenspace.

Prioritise improving access to greenspace and creating greener communities especially in areas of deprivation or where there is poor or unequal access. In particular it focus on access to green and blue spaces within 15 minutes' walk from home.

The condition of the space. This is a measure of how well the site is maintained and the amenities it offers, making it safe, attractive and welcoming to visitors. Studies have shown that inadequate maintenance of sites, such as poor-quality footpaths, vandalism, litter, and issues with cleanliness negatively influence the use of parks. Aesthetics, perceived safety and the social environment found within a site play a key role in people wanting to use it.

*“One touch of nature makes the whole world kin.” – William Shakespeare*

### Quality Standards to Aim for:

- Green Flag Award and Green Flag Community Award – rewards well managed parks and greenspace.
- Building with Nature – a set of standards that promote high quality green infrastructure
- Natural England's Accessible Greenspace Standard - clarifies the quantity, quality and location of the green infrastructure required to meet local needs.

*Refs: Public Health England Improving access to greenspace: A new review for 2020.*

*Raising the standard: Green Flag Award Guidance Manual 2016. Green Flag Awards.*

## Healthy Sustainable Places:

- Considers the overall greenness of the living environment. Incidental greenspace can take many forms, ranging from street trees, to pocket parks, to green walls and roofs and other planting in public places
- Improves the value of gardens, including introduction of garden ponds and raised areas for elderly people.
- Involves people with nature: local nature reserves, allotments, outdoor gyms and through nature conservation.

*Natural England - A narrative review of reviews of nature exposure and human health and well-being in the UK March 2024.*

### Five Brief Principles of Inclusive Design (CABE):

- Place people at the heart of the design process
- Acknowledge diversity and difference – overcome barriers.
- Offer choice for all users. Provide solutions that welcome everyone on equal terms.
- Provide flexibility in use – understand how a space will be used.
- Provide environments that are convenient and enjoyable to use for everyone – ensure people have appropriate signage, lighting, walkways, transport routes, and can access sufficient information to make them feel confident using the space.

Ref: Biodiversity Net gain: An introduction to the benefits. Natural England (2022)

Bolsover District Council Planning Advice Note: Biodiversity Net Gain (BNG) April 2024

See Natural England's Green Infrastructure Planning and Design Guide. Sept 2024

## Integrating Biodiversity into Residential Design

**When designed and delivered well, biodiversity net gain (BNG) can secure benefits for nature, people and places, and for the economy'**

Most developments need to deliver a mandatory Biodiversity net gain of 10%. This is additional to existing habitats and species. It requires creating new habitats and improving existing ones, helping improve nature and providing better quality places for wildlife to live and thrive and people to enjoy.

BNG is measured using the Biodiversity Metric. The biodiversity metric should be used early in the design process to quantify and evaluate the impacts of different design options, when there is more scope to influence design changes to achieve better ecological outcomes. The effective use of the tool requires the expertise of an ecologist.



### What biodiversity looks like

**Habitat size:** How large or small is the habitat?

**Habitat condition:** How well is the habitat functioning, compared to its ideal fully functioning state.

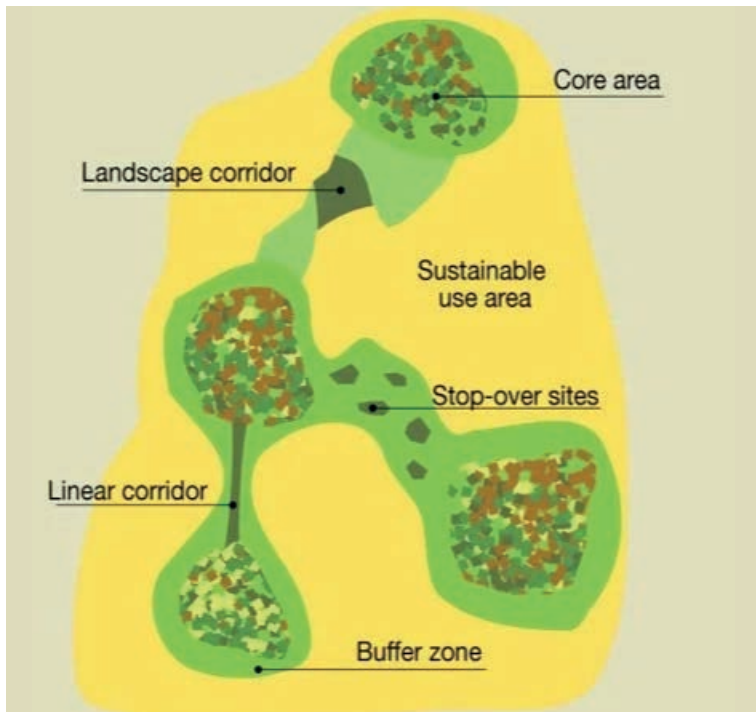
**Habitat distinctiveness:** Is the habitat of particular local importance?

**Strategic importance:** Is the habitat located in a priority area for habitat creation/enhancement?



### Successful healthy places:

- Improve links for wildlife corridors.
- Design in islands/areas for wildlife to settle and feel safe. Parks with small Local Nature Reserves
- Reduce lighting close to wildlife habitats.
- Use meadow grass areas and verges with flower mixes that reflect local soils.
- Retain areas of wildlife value. Design in buffer zones.
- Use native trees and shrubs.
- Attract insects and bees with appropriate flower mixes.
- Are maintained well using a habitat management plan
- Use swift boxes, bat boxes, hedgehog tunnels where possible.





## Building for a Healthy Life 2020 Considerations

### Distinctive Places

**Well Defined Streets and Spaces.** Ensure principal facades and front doors face the street and public spaces. Clearly defined fronts and backs.. Active frontages, doors, balconies, terraces, front gardens and bay.

### Streets for All

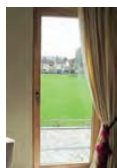
**Back of pavement, front of house.** Front space has a significant impact on the quality of place encouraging people to personalise their homes. Integrate services, waste storage and utilities cabinets. Outdoor amenity space for apartment buildings such as balcony for relaxing or drying clothes.

### Useful Reference

Site layout planning for daylight and sunlight: a guide to good practice, BR209. Jun 2022



Wide windows have more potential for overlooking,



whereas windows with slender vertical proportions can be used to allow only a narrow.

## 3.12 Amenity

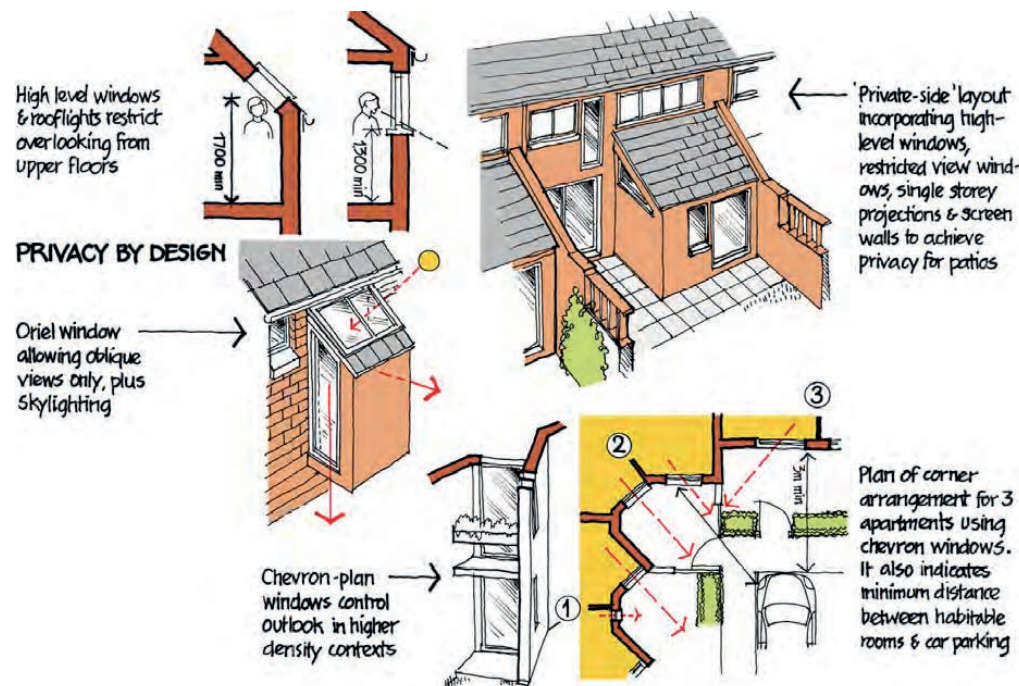
### 3.12.1 Privacy by design

**Proposals should ensure a satisfactory level of privacy with existing dwellings and between dwellings within the development itself**

3.12.2 Amenity describes the living conditions for the occupants of a home or place. Acceptable living conditions should always be provided for new and existing occupants.

3.12.3 If amenity is not properly considered in the design process, this can detract from quality of life in terms of privacy, noise, light, outlook, or overbearing development. To ensure the occupants of existing or proposed housing have an acceptable level of amenity, proposals should demonstrate how they have responded to amenity considerations.

3.12.4 Minimum separation distances have traditionally been used to ensure reasonable levels of privacy and daylight. This can be effective, but if applied too rigidly, can encourage uniformity, limit the potential to create more varied and interesting places and may



restrict the redevelopment of more constrained sites.

3.12.5 However, the application of standards must be balanced against the desire to create good quality places with character and where appropriate increased densities. Acceptable privacy can normally be achieved through careful, considered design.

3.12.6 To ensure a reasonable level of privacy the distance between facing habitable room windows should normally be in accordance with the principles set out in Table 3 opposite.

3.12.7 The normal minimum acceptable separation distance is determined by drawing a line between the two windows (one on each dwelling) from their nearest points and measuring the angle that this direct sight line creates at each window.

3.12.8 On sloping sites, or where ground levels will increase, or where more than two storeys are proposed, adjustments will be made to reflect a potentially greater impact. For guidance, this should assume a 1-metre increase in the separation distance for each additional increase in storey height.

## Good practice

**Definitions:** Privacy is considered in terms of the relationship of main windows to habitable rooms.

### Habitable rooms are:

- Living rooms
- Dining rooms
- Kitchens
- Bedrooms
- Other rooms not defined as non-habitable rooms

### Non-habitable rooms are:

- Hall/landing/circulation areas.
- Bathroom/WC's
- Utility rooms
- Garages or other ancillary buildings or rooms

### A main window is:

- The largest or most important window within a room.

### A secondary window is:

- The smaller window to a room served by more than one window.

### High level windows are:

- Windows with a cill height 1.7m above floor level.

### Obscure glazing is:

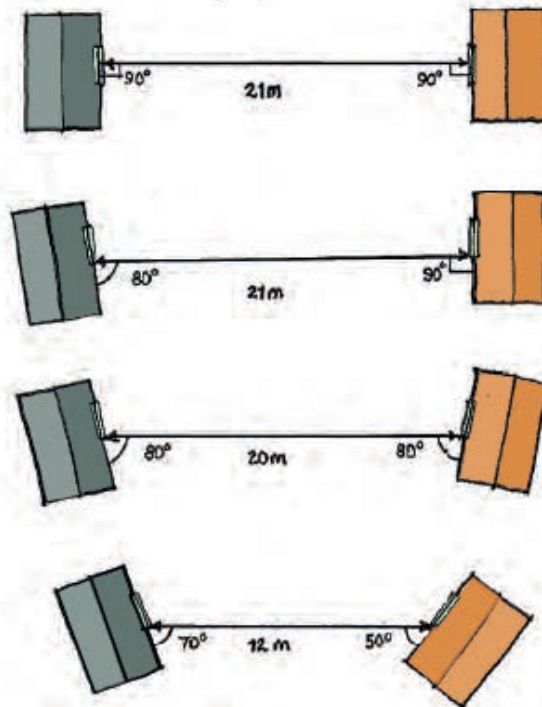
- Glass which is permanently opaque or patterned to prevent it being transparent, such that neighbour privacy would be maintained.



Windows designed to restrict overlooking but still allow light in.

		Angle of direct sight line at dwelling A							
		90°	80°	70°	60°	50°	40°	30°	20°
Angle of direct sight line at dwelling B	90°	21	21	20	19	18	16	12	8
	80°	21	20	19	18	16	12	8	
	70°	20	19	18	16	12	8		
	60°	19	18	16	12	8			
	50°	18	16	12	8				
	40°	16	12	8					
	30°	12	8						
	20°	8							

Table 1: The minimum distances (m) between facing habitable room windows on neighbouring dwellings that will normally be expected.



Below: Examples of building angles and separation distances in accordance with the principles of Table 3 above.

## Successful places:

- Design the internal layout of habitable rooms with regard to their relationship to the habitable rooms of other dwellings (existing and proposed) to prevent unacceptable levels of overlooking and loss of privacy.
- Locate non-habitable rooms to limit overlooking where a habitable room would otherwise be unacceptable.
- Use the separation, placement and orientation of dwellings to one another to ensure reasonable levels of privacy between neighbouring properties.
- Use window design in terms of shape, size, height and position to allow light penetration but limit opportunities for overlooking.
- Make use of screen walls, fences, ancillary out buildings and/or planting to moderate overlooking and maintain privacy.

**NOTE:** Minimum separation distances should be applied reasonably having regard to the particular site conditions and context. Separation distances may need to be relaxed or increased depending on the specific circumstances, such as location, the conversion of existing buildings, the character of the area, topography or other relevant considerations, for example:

- The existing pattern or character of a place has established a lesser standard where reduced distances may be acceptable;
- Sloping sites where the difference in levels would aggravate overlooking problems;
- Where direct overlooking could be prevented by appropriate screening.



## Good practice

Separation distances:

- 21m between the rear elevations of two dwellings directly facing one another;
- 12m front to front (min); and 12m rear to a side wall/ gable.

These are accepted 'rules of thumb' in most suburban settings and remain a useful benchmark/starting point for assessing matters of privacy

However, with careful design they may be able to be relaxed.

## Sustainability

Can dark internal spaces be lit using passive methods such as sun pipes? These could lower running costs and reduce CO<sub>2</sub> emissions.



3.12.9 Where new houses are built adjoining the private garden space (usually the rear garden) of an existing dwelling, there will often be some loss of privacy to that garden.

3.12.10 To reduce the effect of direct overlooking from new houses, first floor habitable room windows directly facing a rear boundary should not normally be sited closer than 10.5m to the boundary of an adjoining residential garden. However, not all circumstances are the same and some flexibility should be applied with regard to the extent of overlooking and the relationship between houses and gardens (similar to that outlined in Table 3 with respect to overlooking between windows).

3.12.11 Where this cannot be achieved or where the new dwelling is judged to result in an adverse impact on amenity, it may be necessary to limit its height.

### 3.12.12 Light and proximity

**Proposals should not cause a loss of daylight, over-shadowing or create overbearing relationships between buildings where this would be detrimental to residential amenity**

3.12.13 Reasonable levels of daylight and sunlight should be provided to interiors. The amount of natural light to internal spaces should be maximised where possible to create comfortable spaces and reduce reliance on artificial lighting. Layouts should normally seek to minimise loss of direct sunlight or overshadowing of new or existing homes.

3.12.14 The relationship between buildings in terms of their proximity should also be designed to avoid buildings that would be unduly imposing or appear overbearing to neighbouring occupiers.

3.12.15 The site conditions, context and location will influence the significance attached to light and proximity considerations. Reduced levels of light and closer proximity between buildings may be more reasonably expected, and usually tolerated, in more urban locations or where these qualities reflect the prevailing pattern of development or would create a place with a particularly positive character, good quality townscape and allow for increased densities.



### Successful healthy places:

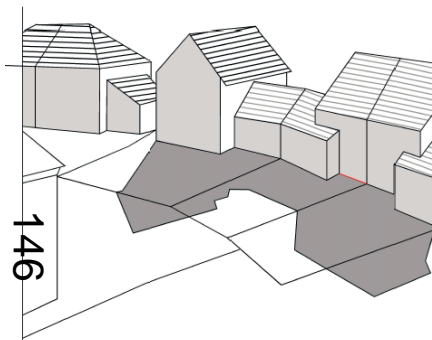
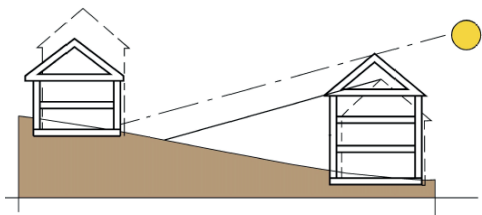
- Avoid relationships between buildings that result in excessive dominance or overshadowing of habitable spaces.



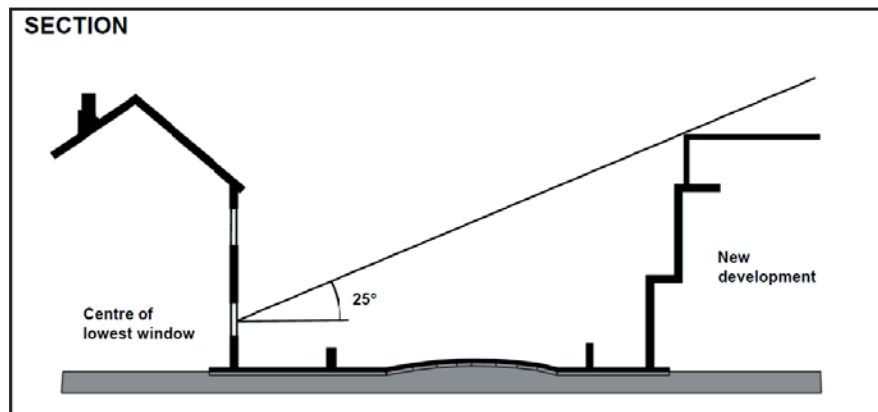
**NOTE:** In general, a range of measures can be used to assess the loss of light, degree of overshadowing and privacy levels for occupants resulting from particular proposals. The methods outlined in this guidance establish one approach that can be used by the local planning authority when considering a proposal. Other methods include those in the Code for Sustainable Homes (Category 7 – 'Health and Wellbeing' and the accompanying Technical Manual) and Site layout for daylight and sunlight: a guide to good practice (2nd ed), published by the Building Research Establishment (BRE), 2022.

Exceptions to the guidance in this document may be made for creative solutions that adequately address amenity issues, where evidence can be provided to demonstrate an acceptable level of amenity will be achieved or to solve design issues associated with the particular circumstances of the site.

Southern facing slopes can be used to accommodate buildings of varying height.



The careful location of garages and outbuildings, Roof profiles & the spacing of buildings can allow sunlight to reach gardens & adjacent buildings, in higher density groups.



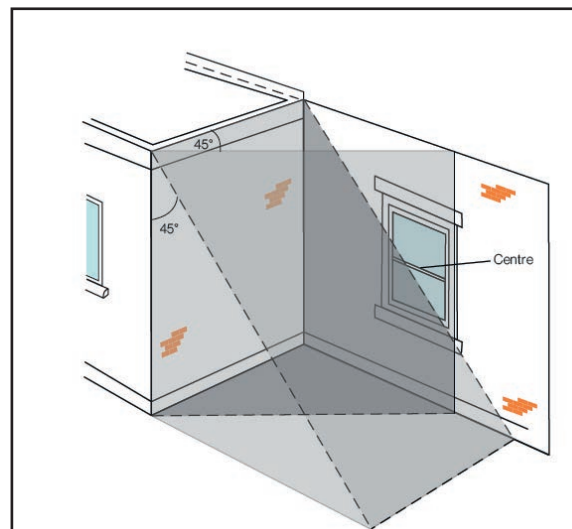
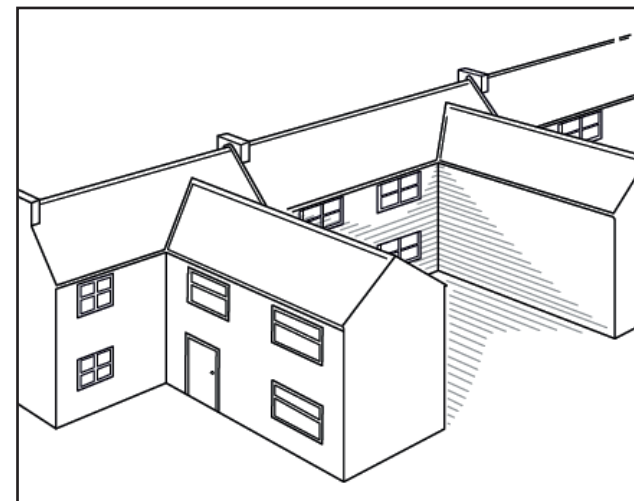
New Build in front of a main window to a principal room: The 25° Rule generally a building should not be situated in front of a main window to a habitable room if it is higher than the 25° line drawn from the centre of the affected window.

Ref: A of Site layout planning for daylight and sunlight A guide to good practice BRE 2022

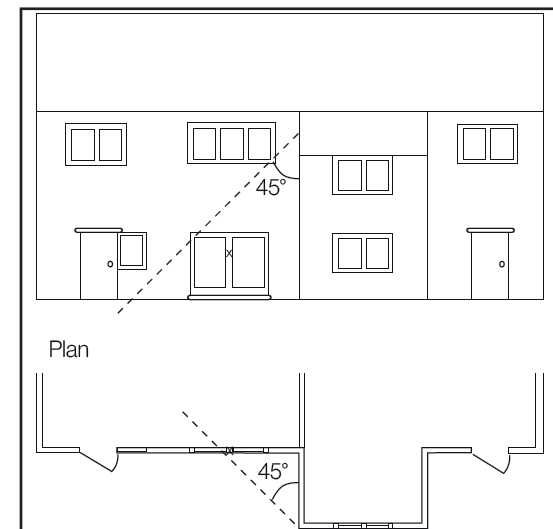
## Extensions and impact on Daylight: 45° rule

As a general rule for windows affected by a side extension, a significant reduction in daylight is likely to occur if the centre of the affected window – or a point 1.6m above ground level for patio doors – is covered by the shaded area delineated by the two 45° lines

The 45° Rule should be applied flexibly, taking into account site conditions. Loss of SUNLIGHT may require additional checks using Sunlight and Sunpath Indicators. (See Appendix A of Site layout planning for daylight and sunlight A guide to good practice BRE 2022).



A significant amount of light is likely to be blocked if the centre of the window lies within the 45° angle on both plan and elevation. Here the centre of the window lies just outside the 45° angle on elevation, so the impact of the extension is likely to be small.



Here the extension has a pitched roof, so a point halfway along the roof slope is used as the start of the 45° line on the elevation. A point of 1.6 m above the ground has been taken for a patio door window. This point is within the 45° angles on both plan and elevation, so a significant reduction of light is likely.



Sustainable?

Garden sizes:

- **25 sqm** is only adequate for passive activity.
- **60-100 sqm** is enough for sitting out and for children's play.
- **160 sqm** can allow a family of four to become self sufficient in vegetables (N/B gardens would need to be larger again to also include space for children's play and sitting out).

Responsive Environments Bentley et al (2005)



Cramped gardens are unsuitable for family accommodation.

3.12.16 Private Amenity Space

All schemes should provide a level of outdoor amenity space that is proportionate to the type of accommodation, appropriate to its location and suitable to meet the occupiers likely requirements.

3.12.17 Dwellings should be provided with enough private outdoor space to meet the likely needs of the occupants. Family houses are likely to require larger gardens, preferably in the range of 70-100 sqm, but not normally less than 50 sqm.

3.12.18 Where small gardens are necessary the aim should be to orientate them to benefit from afternoon sun or where possible to provide an alternative sitting out area, such as at the front of the property. Gardens facing northerly directions benefit from being longer to compensate for overshadowing.

3.12.19 Wherever possible, flats should also be provided with some outdoor amenity space, whether private or communal. Ground floor flats have the potential for their own private gardens. Upper floor flats should be provided with 25 sqm of space per flat. Collectively this can provide a reasonable communal outside space.

3.12.20 Where balconies and roof terraces are provided these areas can

count towards the 25 sqm requirement for each flat. However, the overall requirements for flats may be relaxed in town centre locations, for barn conversions and where existing buildings are converted to flats or for houses in multiple occupation.

3.12.21 Dwellings should normally have a minimum single area of private open space, excluding parking areas and garage spaces in accordance with Table 4.

Dwelling type/No. of bedrooms	Minimum outdoor amenity space requirements (sqm)
1 or 2 bed house	50
3 bed house	70
4+ bed house	90
Flats	25 per flat
Residential institutions	20 (per resident)

Table 2 Minimum size amenity spaces

**Successful healthy places:**

- Provide outdoor amenity space that is suited to the accommodation.
- Aim to maximise light and privacy of private garden spaces.
- Incorporate direct access to the gardens from habitable rooms.
- Find innovative ways of incorporating outdoor amenity space, particularly at higher densities and for conversion of existing buildings.



Above: A decent single outside space should be the aim for all new houses.



Above and centre: Roof terraces can offer an innovative way of incorporating outside space.





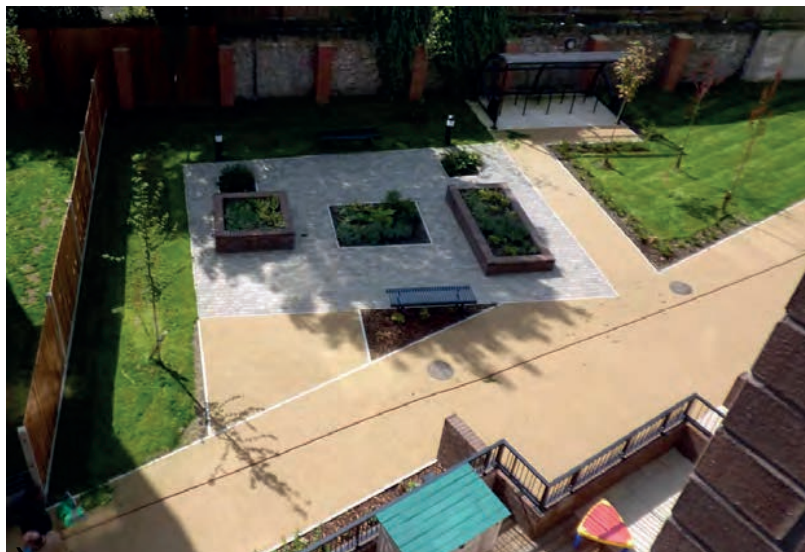
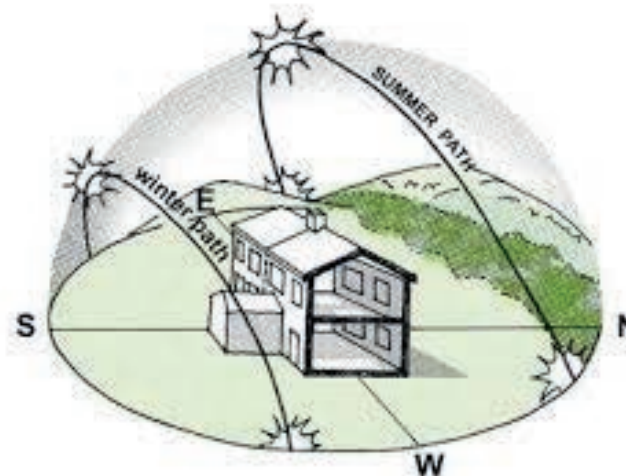
### 3.12.22 Outlook

3.12.23 Dwellings should have a reasonable outlook that does not detract from the quality of the residential environment

3.12.24 The quality of the environment and outlook from a dwelling influences the quality of life for its occupants. All dwellings should be provided with a reasonable outlook. Where they would look out onto unsightly spaces or buildings, poorly designed parking areas, rear walls, fences or similarly inappropriate settings, these will not normally be acceptable.

#### Successful healthy places:

- Avoid or minimise any unsightly outlook from residential properties.



Top and above: Communal gardens for flats provide a large usable outside space that should be appropriately managed.

Centre and right: Balconies to individual flats provide a modest private space that allows scope for personalisation



A single aspect street where houses (right) overlook rear fences (left) providing an unappealing outlook.



An internal area overlooked by homes but enclosed by poor boundary treatments.



Houses overlook blank garage walls in a tightly enclosed lane.



## Good Practice

Separation distances are measured between the edge of the activity zone and the boundary of the nearest dwelling.

- Local Area for Play (LAP): 5m
- Local Equipped Area for Play (LEAP): 10m
- Neighbourhood Equipped Area for Play (NEAP): 30m

N/B Greater separation distances may be required depending on the size, extent and nature of the play area and the equipment or activities proposed.

Source: *The Six Acre Standard*:

Local Plans contain open space standards for new development - often based on Fields in Trust's 2.4 hectare standard per 1,000 population.

Guidance for Outdoor Sport and Play Beyond the Six Acre Standard Fields in Trust. (Oct 2016)

Accessible Green Space User Guide., Natural England, Sept 2024

[designatedsites.naturalengland.org.uk/GreenInfrastructure](https://designatedsites.naturalengland.org.uk/GreenInfrastructure)

## 3.12.25 Public spaces and play areas

3.12.26 Outdoor spaces and play areas should be located on a through route/main line of movement, be well overlooked by surrounding dwellings without detriment to residential amenity and benefit from natural light

3.12.27 Outdoor spaces and play areas can add value in terms of character, interest, legibility and meeting the play and recreational needs of the residents.

3.12.28 They are more likely to be used and less susceptible to anti-social behaviour where they are well overlooked by surrounding buildings, situated on main through routes (pedestrian or vehicular) that provide good accessibility as well as opportunities for casual overlooking and orientated to benefit from natural light.

3.12.29 Natural surveillance from surrounding dwellings enhances safety, although this must be balanced with the amenity of the neighbouring occupiers to minimise the potential for disturbance.

3.12.30 Outdoor spaces and play areas should be separated from adjoining dwellings by a suitable 'buffer zone'. The nature and extent of the separation buffer zone will be dependent on the uses intended on the open space. Areas intended for ball games or noisy activities can cause particular annoyance and will require careful siting and greater separation from dwellings to prevent undue disturbance to residents.

### Successful places:

- Provide public spaces and play areas with high levels of natural surveillance.
- Orientate frontages to face towards spaces and play areas and minimise the presence of rear or side boundaries.
- Include buffer zones to provide separation between public spaces, play areas and facing properties.
- Use planting/landform to enhance amenity by providing some visual separation without undermining natural surveillance.
- Locate public spaces and play areas where they will be sheltered but still benefit from natural light.
- Separate children's play areas from dogs with fencing, if required, but which does not obscure overlooking of the play area.
- Include lighting where appropriate.
- Identify future management arrangements to ensure appropriate maintenance takes place.
- Use larger spaces as an opportunity for planting larger trees with wider townscape benefits.



*Above: Local play spaces situated close to homes, need to strike a proportionate balance between overlooking for safety and not being so close that neighbouring residents will suffer from noise and disturbance (Bottom Photo: Andy Cameron WSP).*





Public spaces and play areas offer opportunities to incorporate distinctive features.

*Above: Multi-functional meeting space at Houlton, Rugby with spaces for play, wildlife, socialising and gatherings (Image Essex CG).*

*Top left: Public Art, Stone Tree (courtesy of Groundwork Creswell, Ashfield and Mansfield).*

*Middle Left: Boxing Hares Public Art (Charlotte Findlater Design)*

*Lower left: Illustration of a neighbourhood square and play space well overlooked by surrounding homes, while its central position is set away from immediate frontages to help maintain residential amenity.*

*(Source: Guidance for outdoor Sport and Play. Fields in Trust 2020)*

*See Green Infrastructure Framework and five standards: S1: Green Infrastructure Strategy Standard; S2: Accessible Greenspace Standard; S3: Urban Nature Recovery Standard; S4: Urban Greening Factor Standard; S5: Urban Tree Canopy Cover Standard.*



### Integrated Neighbourhoods

#### Facilities and Services

Locate community facilities in the best place for those walking, cycling and using public transport.

#### Distinctive Places

##### A Memorable Character

Create a place with a locally inspired or otherwise distinctive character

##### Making the Most of What's there

Explore how best to integrate existing assets on and beyond the site, including topography and water, wildlife habitats, buildings.

##### Well defined streets and Spaces

Face the street and public spaces, perimeter clocks. Active frontages. Carefully considered street corners.

#### Streets for All

##### Healthy Streets

Streets as public realm.

Low speed streets and neighbourhoods with pedestrian and cycle priority.

##### Back of pavement, front of house

Front space encourages people to personalise their homes. Integrate public utilities.

Amenity space for relaxing or drying clothes. Define clearly.

## 3.13 Place Hierarchy

### 3.13.1 Place Hierarchy

Proposals should provide a hierarchy of buildings and spaces to emphasise key locations within the layout and contribute to the character and legibility of the townscape

3.13.2 Historically, settlements comprised spaces and buildings in an order of visual and functional hierarchy. Places of importance looked important. Town squares, market places, village greens or a crossing of roads provided a social and economic focus for the community. They are often accompanied by buildings of some status, whose architecture and presence help reinforce the significance of the place.

3.13.3 In some cases the original purpose of the place may have changed. However, focal spaces continue to perform an important townscape role and developments should include a hierarchy of both major and minor spaces, that are appropriate to the scale of the scheme.

3.13.4 Ordinary, everyday buildings make up much of the remaining urban fabric (although this need not mean they are uninteresting in themselves) and they provide the backdrop to the wider built environment.

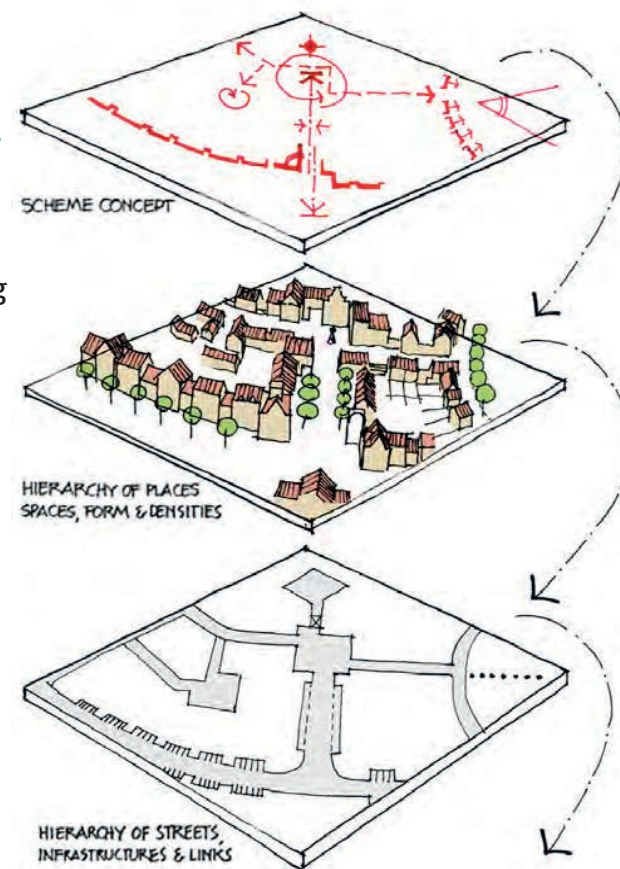
### Establishing a hierarchy of streets and places

Develop conceptual ideas with the view to creating interesting 'places' within the scheme

Create a hierarchy of places within the development that include major focal points as well as minor nodes by designing and siting buildings in a way that supports this approach

Streets between focal point places should also comprise a hierarchy of street typologies that support the development of places with character

*Below: Houses arranged around a green in a village setting provides an appropriate focal point in this context.*





**1 Entrance or Gateway:** Buildings grouped to 'announce' the entrance to the scheme, either by a group enclosing a small green, or by buildings massed to give emphasis to the corner, depending on the existing context, or the character of the scheme.



**2 Main Street:** In the case shown, a formal tree-lined avenue of larger detached villas, set back behind front gardens. In other cases larger terraces may line the street. Due to its spinal route function, the street is likely to have the widest carriageway. Photo: Homes England



**3 Main Focal Point:** The illustration shows a square serving as a focus for the main routes. Larger buildings terminate long vistas on the approach to the square. The square could be designed as a shared space, with a central tree or public art installation. In larger schemes, some mixed uses and a bus stop may be appropriate.



**4 Secondary Street:** These are the distributors of the scheme and each may have a somewhat different character. On-street parking could be

incorporated into the street design. Typically two and 'two and a half storey' houses, mainly in short terraces would be located here. All would have relatively modest front gardens. Frequent junctions and changes in direction would contribute to speed reduction.



**5 Minor Street:** These could serve lower density groups at the lower end of the hierarchy. Occasional tree planting dividing the carriageway can reduce speeding and incorporate parking, as appropriate.



**6 Mews Street:** Typically characterised by shared surfaces and aligned at right angles to secondary streets. They would be relatively short, with terraces incorporating garages and slightly set back from the designated roadway.



**7 Green Edge Access Way:** 'Single loaded' informal roadway serving houses fronting greenspace and possibly incorporating play space. Typically, the pavement would be on one side. In smaller schemes the roadway could be a shared space.



3.13.5 This distinction between important and everyday spaces and buildings establishes an order of place hierarchy and is an important ingredient of any townscape. However, this must be ‘tuned’ to reflect the nature of the settlement so that spaces and buildings are appropriate to the scale, role and character of the place. Focal spaces and buildings of status will differ between a village and an urban setting.

3.13.6 Residential developments often fail to capture this aspect of the townscape and standard house types are often unable to create the status and presence required to identify an important location. It is therefore necessary to find ways of introducing a built hierarchy into residential developments capable of fulfilling this townscape role.

3.13.7 Important buildings punctuate the townscape, provide useful reference points and give emphasis to key uses, locations or notable corners. Often landmarks in their own right, they are important in helping people find their way around and making places understandable.

3.13.8 Where buildings of status already exist (either within or outside the site) they should be integrated as part of the scheme, by either deferring to them, providing an appropriate setting or creating views.

3.13.9 Designs should emphasise important locations within the development, by expressing its scale, architectural quality and materials. Even modest developments may require buildings that provide a focus.

3.13.10 Where new spaces are provided they should be enclosed by buildings and designed to create a sense of place with active uses introduced within or around the space, wherever possible (mixed use developments).



*Building scale, design and quality of materials convey status and identify this as an important location within this scheme.*



*Designs should integrate with their context and defer to existing key landmarks. Creating a route/view to the church tower would form an important connection to this village.*



*Distinctive architecture, scale and the careful placement of this building reinforce this square as an important place.*



*A green containing a feature fountain provides strong focal point and sense of arrival.*



*Above: Houses deliberately designed and sited in order to close views along these streets and provide minor visual focal points that both support character and assist legibility.*

## Successful healthy places:

- Contain a hierarchy of focal spaces and buildings that form part of network of public spaces.
- Locate focal spaces along main thoroughfares or where two important routes cross and are well overlooked.
- Design focal spaces that are proportionate in scale and character to their location and context.
- Ensure spaces are adequately enclosed by buildings, are accessible and create a focal point such as with a tree, building, public art or monument.
- Position buildings of status to reinforce the importance of focal spaces, emphasise key corners or to terminate views.
- Signal a building of status through its scale, positioning and special architectural treatment (quality, materials, detail and finishes).
- Recognise existing buildings of status within or visible from a site, by deferring to their setting or maintaining or creating views to such buildings
- Identify future management arrangements to ensure appropriate maintenance takes place.
- Use larger spaces as an opportunity for planting larger trees with wider townscape benefits.





### BUILDINGS WHICH TERMINATE VISTAS

- The design of the building should recognise that:
- the elevation will be seen from a distance
  - the massing, scale and roofline should respond to this focal role in the streetscape.

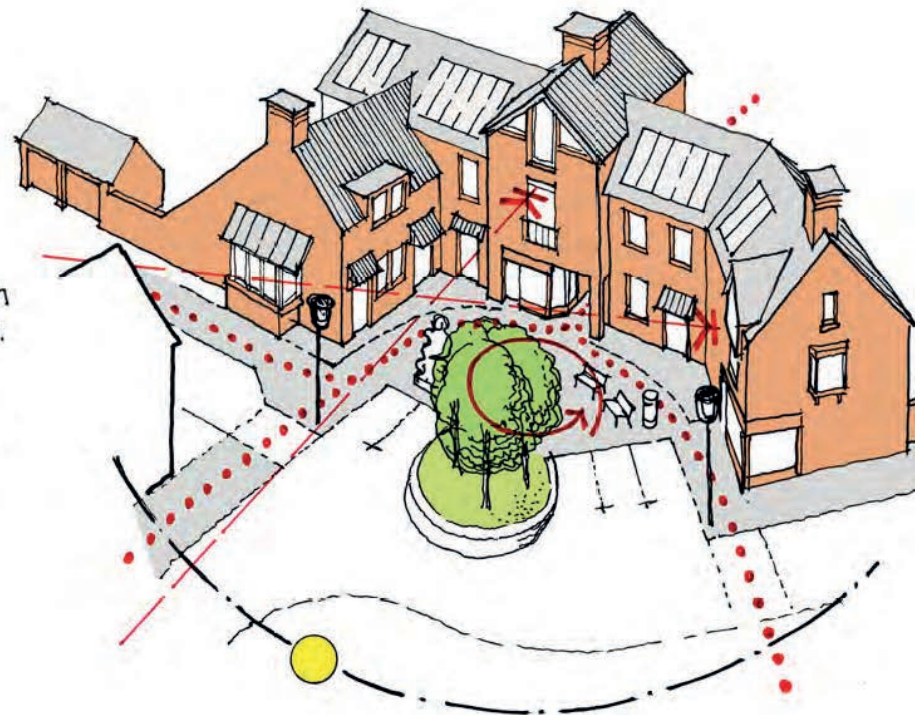


3.13.11 Building placement and architectural responses should be informed by both their context and their role within the place hierarchy. Buildings of greater stature, scale, richness and quality should be used to express the significance of important places, views and nodes to create 'impact' within the townscape and help differentiate one place from another.

### KEY GROUPS

#### Focal Point Group

Informal massing at intersection of streets & pedestrian routes. Creation of a sense of place by sunny, sheltered space, active frontages/mixed uses, & attractive public realm.



#### Gateway Group

Formal suburban example  
Creating a spacious entrance 'funnelling' to a pinch-point. Bold gables relate to the scale of the 'green'.





## Building for a Healthy Life 2020 Considerations

### Distinctive Places

#### A Memorable Character

Create a place with a locally inspired or otherwise distinctive character.

**Well defined streets and Spaces.** Face the street and public spaces, perimeter clocks. Active frontages. Carefully considered street corners.

### Streets for All

#### Healthy Streets

Streets as public realm. Low speed streets and neighbourhoods with pedestrian and cycle priority.

#### Easy to find your way around

Use legible features to help people find their way around a place. . Street Types, buildings, spaces, non-residential uses, landscape and water to help create a 'mental map.'

## 3.14 Design for Corners

### 3.14.1 Corners

**Proposals should recognise the importance of corners and their role in the townscape designing corner buildings to respond appropriately to their unique location, while maintaining the occupants amenity**

3.14.2 Corners play a special role in the townscape, occupying visually prominent locations and having two frontages addressing different streets. They can highlight key locations and serve as local landmarks, although if poorly conceived and implemented they can weaken the townscape.

3.14.3 Corners pose particular design challenges in terms of achieving continuity to street frontages, articulation of junctions, providing practical garden spaces with adequate light penetration and privacy to gardens and windows. If these issues can be reconciled they have the ability to contribute significantly to the character and quality of the place.

3.14.4 Corner houses should articulate the corner and address both frontages. Many standard house types are unable to achieve this satisfactorily. As such more bespoke

approaches to corner house types are likely to be necessary.

3.14.5 Highlighting corners is best achieved by expressing height, the inclusion of prominent entrances and/or windows or using the buildings form, architecture and quality materials to provide emphasis. In mixed use schemes active ground floor uses can also be effective. Often two or more of these elements can be combined successfully.

3.14.6 Within larger developments variation between corners is also necessary to avoid each one appearing the same and undermining their contribution to the legibility of the place.



*A notable corner expressed through scale, height and roof form of the house.*



*A contemporary corner design gives emphasis to a building of traditional scale and form.*

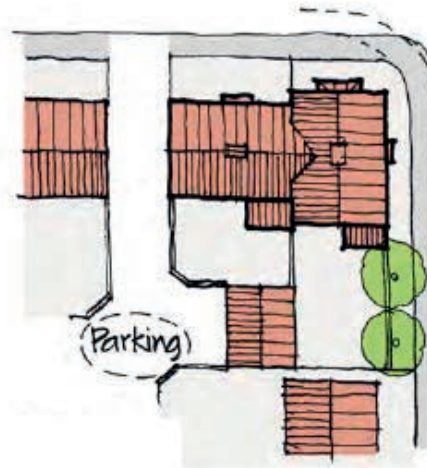
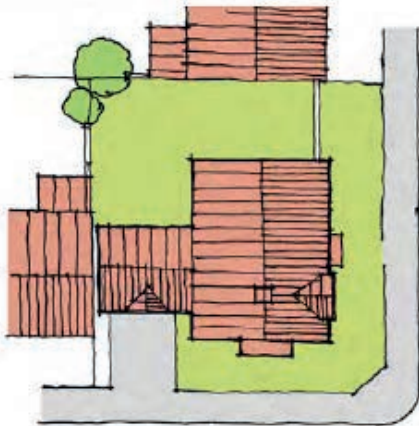
### Successful places:

- Use building placement to define the space on the corner and maintain a good level of continuity to frontages.
- Articulate corners at prominent nodal points or junctions to emphasise important locations and assist legibility.
- Maximise opportunities for surveillance onto both frontages, while minimising the extent of blank frontages or walls.
- Provide a direct relationship between habitable rooms and gardens.
- Maintain privacy between the habitable rooms of homes within the corner.



## HOUSES WHICH TURN CORNERS

- Major corners are pivotal points in a townscape — between one space & another.
- A corner building is seen in 3 dimensions.
- It must be a minor focal point which addresses both streets with active frontages & the corner itself.



### Square Corner

Alternative layout  
for more compact contexts

Ensures:

- ▶ privacy
- ▶ minimal overshadowing
- ▶ adjacent parking
- ▶ positive corner

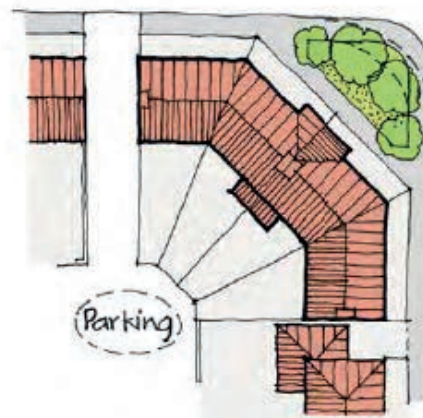


### Concave Corner

(could also be curving plan)

Allows for:

- ▶ large, sunny, private gardens
- ▶ extensions
- ▶ rear garages on plot
- ▶ spacious green frontage



### Convex Corner

Likely issues:

- ▶ overlooking
- ▶ overhearing
- ▶ overshadowing
- ▶ smaller gardens



A house type designed to handle a corner and address both frontages (Davidsons Group Ltd).



A house uses a gable with distinctive windows and local stone express the corner (Image Courtesy of Homes England).



Corners emphasised by height and architecture identify an important node and aid legibility



**Distinctive Places**

**A Memorable Character**

Create a place with a locally inspired or otherwise distinctive character.

**Streets for All**

**Easy to find your way around**

Use legible features to help people find their way around a place. .  
Street Types, buildings, spaces, non-residential uses, landscape and water to help create a 'mental map.'

**Back of pavement, front of house**

Front space encourages people to personalise their homes. Integrate public utilities. Amenity space for relaxing or drying clothes. Define clearly.

## 3.15 Frontages

### 3.15.1 Public Fronts

**Building frontages and entrances should be orientated to positively address the street**

3.15.2 Front and back spaces perform different roles and this should be reflected in their design. Orientating main facades to face towards the street gives a public face to the building and creates a positive relationship between public and private realm. Active frontages with doors facing towards the street and overlooking windows provide passive surveillance and make it feel safer.

3.15.3 The main entrance to the building should be located on the front elevation and be clearly visible from the street. This generates movement adding vitality to the street, whereas side entrances are less visible and potentially more vulnerable

3.15.4 Where possible, internal house layouts should be arranged with some rooms requiring less privacy positioned at the front. This enables occupants to relate to the street and overlook and interact with the outside.

### Successful places:

- Arrange buildings to face towards the street with clearly visible entrances.
- Create active frontages with windows and frequent entrances providing direct access to the street.
- Arrange living spaces requiring less privacy to face towards public frontages.
- Design windows to maximise overlooking, putting 'eyes on the street' without compromising privacy.
- Avoid or minimise blank elevations or limit their extent against public frontages.



*A clear entrance that relates well to the street.*



*A living room located at the front enables a relationship with the street and provides security through overlooking.*



*Contemporary town houses relate to the street with clear entrances and multiple windows providing surveillance of the street.*



*Largely blank ground floor elevations deaden the street scene and limit surveillance.*



*“all buildings have two faces: a front onto public space, for entrances and the most public activities, and a back where most private activities can go.”*

*Responsive Environments, Sue McGlinn et al, (2015)*

### 3.15.5 Private Backs

**Private space should be clearly defined and enclosed to provide privacy and security**

3.15.6 Private spaces require both privacy and security. They should be clearly defined, usually by enclosure to distinguish between the public and private sides of the building.

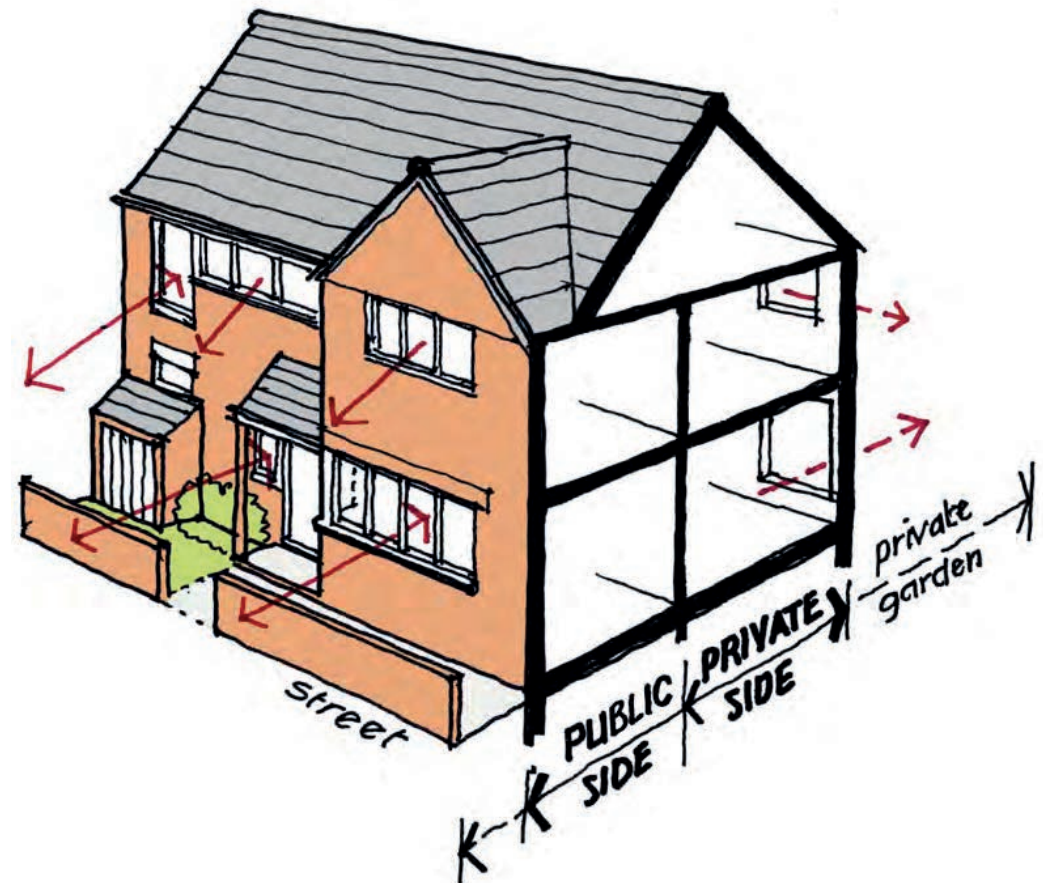
3.15.7 Rear gardens which back onto other gardens are generally more secure than those with separate rear access or those backing onto parking courts. Where shared gardens or other communal spaces are provided (such as for flats), the buildings should help define the edges of the space. The privacy of ground floor

flats should be maintained by private yards or gardens with clearly defined boundaries, where possible.

3.15.8 Rooms requiring privacy such as bedrooms or bathrooms are normally best located at the rear of dwellings as they generally provide limited overlooking of the street.

#### Successful places:

- Provide a clear distinction between public, semi-public and private spaces with clearly defined boundaries.
- Arrange living areas requiring privacy to face private spaces.
- Arrange rear gardens to face onto rear gardens.
- Generally avoid or limit rear access paths to gardens. Where necessary, any paths should be short, direct, serve a small number of properties, and can be accessed via a single point of entry which is overlooked.
- Provide shared private spaces for flats at the back and preserve the amenity of adjacent ground floor dwellings.



### 3.15.9 Continuity

3.15.10 The continuity of the street should be informed by its context, character and role within the development

3.15.11 The way frontages are arranged plays an important role in defining the character of the townscape and distinguishing between public and private areas. Frontages that provide continuous building lines create a cohesive edge to the street.

3.15.12 Where buildings cannot be joined directly, semi-continuous frontages can be achieved by linking houses, outbuildings and garages using connecting walls. Building lines can potentially also be set-back or projected forward to create emphasis or visual interest, if required, while maintaining its continuity.

3.15.13 It may not always be appropriate to provide continuous frontages and strong building lines. Some village settings, settlement edges or low density locations may require a softer, loose knit pattern of development where the built form is a less dominant element of the street scene. An assessment of the context will help inform the appropriate approach.

3.15.14 The continuity of the street should be informed by its context, character and function within the street/place hierarchy.

#### Successful places:

- Reinforce and define the street by relating buildings to a common building line.
- Vary the degree of continuity according to context and character.
- Utilise set-backs to soften the building line and projections to create visual interest or emphasis to a building or location.



*A continuous building line clearly defines the frontage.*



*A semi-continuous frontage creates enclosure by siting houses towards the front of the plot (Courtesy of Davidsons Group Ltd).*



*A village infill site with an informal character and loose knit pattern of development. Here a strong building line and continuous frontage would be inappropriate.*





A semi – continuous street frontage with regular shallow projections clearly defined edge to the space.



Informal organic frontages in a village setting.

## FRONTAGE LAYOUT OPTIONS



Regular / flush / continuous



Regular / shallow projections

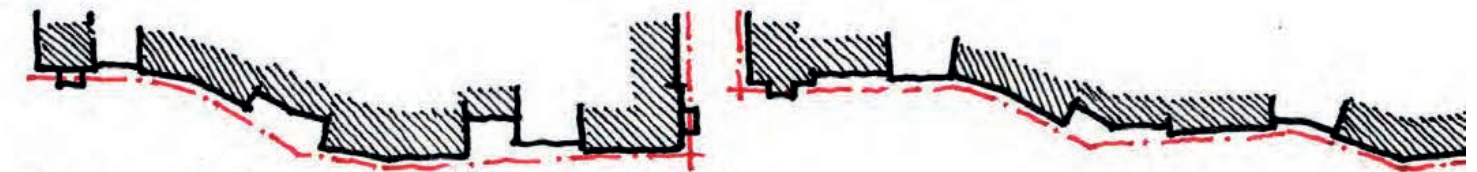


Indented



Discontinuous

Building Line



Informal / organic semi continuous

Right: The layout of frontages can have a major influence on the degree of enclosure and the character of the street



### Distinctive Places

#### A Memorable Character

Create a place with a locally inspired or otherwise distinctive character

#### Well defined streets and Spaces.

Face the street and public spaces, perimeter clocks. Active frontages. Carefully considered street corners

### Streets for All

#### Easy to find your way around.

Use legible features to help people find their way around a place. . Street Types, buildings, spaces, non-residential uses, landscape and water to help create a 'mental map.'

#### Back of pavement, front of house

Front space encourages people to personalise their homes. Integrate public utilities. Amenity space for relaxing or drying clothes. Define clearly.

## 3.16 Enclosure

### 3.16.1 Street Enclosure

**Streets and spaces should be enclosed by appropriately scaled buildings.**

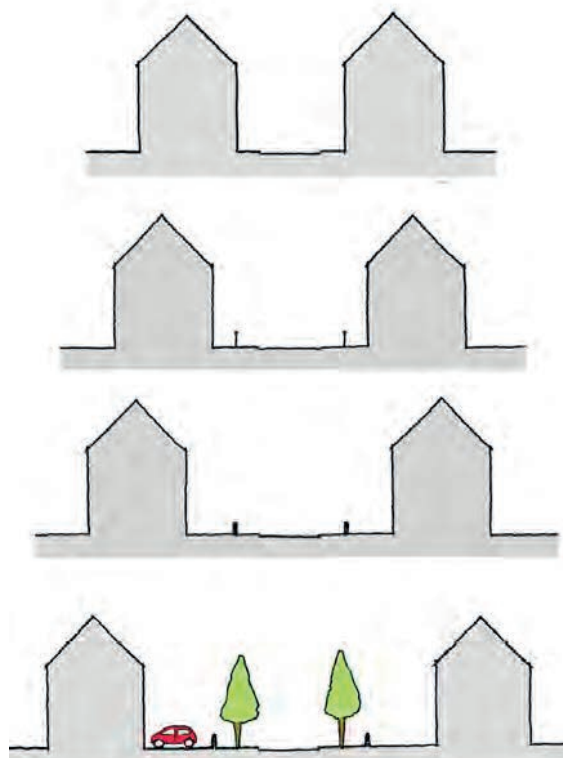
3.16.2 Streets and spaces are defined by the buildings at their edges. Their level of enclosure is determined by the width of the space and the relative height of the adjoining buildings.

3.16.3 Enclosure influences the character of a place and contributes to its sense of place. Good enclosure is achieved by ensuring that the height of the adjoining buildings is proportionate to the size and significance of the street or space.

3.16.4 Tightly enclosed spaces will have an intimate character. Larger and more important spaces generally require larger buildings to adequately enclose them. Whereas large spaces enclosed by small buildings appear weakly defined, often lack containment and a sense of place.

3.16.5 The scale of buildings and the width of the street contribute to legibility by reinforcing the relative importance of key places and routes within the overall place hierarchy.

3.16.6 The level of enclosure also needs to be considered in relation to what is appropriate in the context as well as amenity e.g. loss of privacy, light and over-dominance.



*An 8.8m wide highway (carriageway and footways) shown with varying degrees of enclosure. Adjustments to building set-backs, the presence of boundaries, street trees and changes in building heights can all contribute to the relative degree of enclosure and influence the street character.*



*Narrow streets tightly enclosed by adjoining homes but with differing characters.*



### Successful places:

- Define streets and spaces by enclosing them with appropriately scaled buildings.
- Consider the design of streets, spaces and buildings as a whole rather than as separate elements.
- Use enclosure to help define character, reinforce legibility and reflect the place hierarchy of the street.
- Avoid or minimise negative.

### 3.16.7 Boundaries

**Boundaries should be appropriate to their location, strengthen distinctiveness and reflect the characteristics of the local context**

3.16.8 Where buildings are set back from the street the plot boundary should be clearly defined. A clear vertical boundary provides a good distinction between public and private space and supports privacy by creating a defensible area between the dwelling and the street.

3.16.9 Boundary treatments can also have a significant influence on local distinctiveness and character. Local materials, details and traditions can make a big difference to the look and feel of the place, whereas inappropriate boundary treatments can undermine its character.

3.16.10 The nature and materials of front boundary treatments should reflect the context and character of the setting. Urban locations will have urban types of boundary treatment, like railings. Rural areas will have boundaries like stone walls and/or hedges.

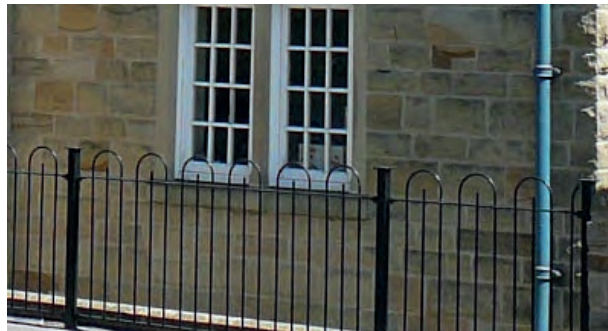
3.16.11 Timber fences to frontages, or in visible gaps between buildings or on exposed flanks form less robust boundaries are generally uncharacteristic in most settings and should normally be avoided.



*A beech hedge provides an informal boundary treatment with an appropriate character given the setting of the house against a village green. Hedges using native species will be encouraged to provide additional biodiversity and green links through layouts.*

#### Successful places:

- Provide robust boundary treatments to create defensible spaces that distinguish between public and private realm.
- Vary boundary treatments according to the context and its characteristic edges.
- Draw on local traditions, materials and detailing to strengthen local distinctiveness.
- Avoid lower quality or inappropriate functional boundary treatments in prominent positions like visible front or side boundaries.



*Railings can be appropriate in both urban and rural settings and softened by combining with hedging.*



*Modest brick walls and railings reflect their context and provide defensible space to small front gardens.*



*A visible side wall on a corner plot is finished in local stone to a high standard.*



*A hurdle fence in a rural setting provides a rustic boundary between plots where this is visible from the street.*



## Good Practice

Indicative set back distances by location:

**Central (town / village centre):** minor or no set back

**Inner Urban:** 1.5–4m

**Suburban:** 4–6m

**Rural / very low density:** 6m+ acceptable

Adapted from Urban Design Compendium 1 (2007)

## 3.16.12 Set-backs

**Set-backs from the building line should be determined by the location, context and character of the setting**

3.16.13 Set-backs provide a semi-private space between a dwelling and the street, strongly influencing its character and level of enclosure. They can also have a role in meeting a dwellings' storage and servicing requirements. To integrate with its context new development should normally reflect the established building line.

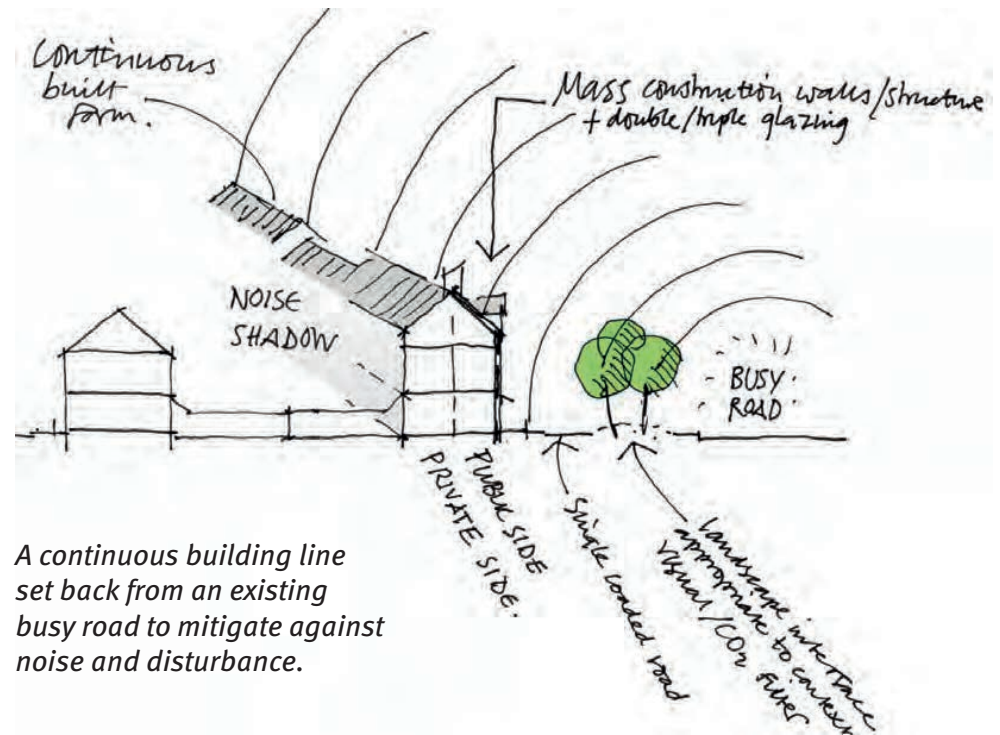
3.16.14 Town or village centres may have direct access to the street with little or no set back. Inner urban areas often include modest front gardens (1.5 – 4m) providing a defensible space while maintaining good surveillance of the street as well as opportunities for personalisation. In suburban settings or adjacent to busier roads more generous set-backs (4 – 6m) are generally acceptable, providing greater separation and scope for off-street parking. In more rural or low-density settings these may be increased further if this is appropriate to the context.

3.16.15 Development close to an existing busy and noisy route may need greater separation to assist in mitigating against noise and disturbance from traffic.

**NOTE:** Use setbacks to provide threshold planting spaces to characterize the street scene. These can provide biodiversity corridors.

## Successful places:

- Use set-backs to help positively define the character of the street, where appropriate to the character of the place.
- Discretely accommodate storage and servicing requirements.
- Use set backs to provide defensible space.
- Have regard to privacy in the design and layout of ground floor rooms.
- Give careful attention to the design of entrances and thresholds.



A continuous building line set back from an existing busy road to mitigate against noise and disturbance.





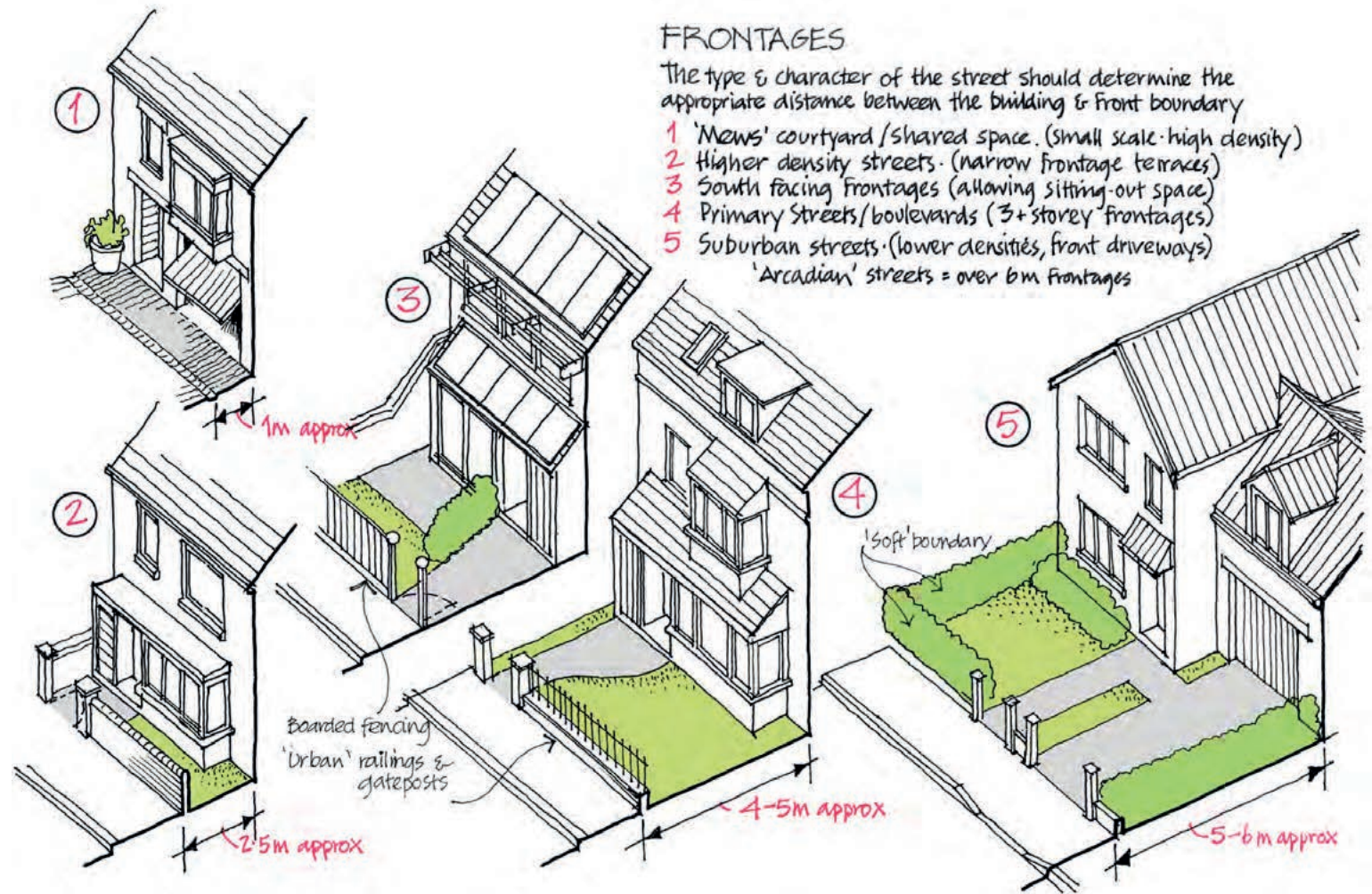
An urban street with no set-back from the footway.



A central village development with a minimal set-back and robust boundary walls.



A suburban setting with deep set backs, frontage parking and open plan frontages with no enclosure.



A new village style street with minimal set-backs and distinctive.



Mature trees heighten the sense of enclosure where buildings are set back from the street.



## Building for a Healthy Life 2020 Considerations

### Distinctive Places

**Make the Most of What's there.** Explore how to integrate existing assets: hedgerows, contours, waterflows, natural lighting.

### A Memorable Character

Create a place with a locally inspired or otherwise distinctive character

**Well defined streets and spaces.** Face the street and public spaces, perimeter clocks. Active frontages. Carefully considered street corners

### Streets for All

**Easy to find your way around.** Use legible features to help people find their way around a place. Street Types, buildings, spaces, non-residential uses, landscape and water to help create a 'mental map.'

### Back of pavement, front of house

Front space encourages people to personalise their homes. Integrate public utilities. Amenity space for relaxing or drying clothes. Define clearly.

## 3.17 Building Design

### 3.17.1 Respect the Context

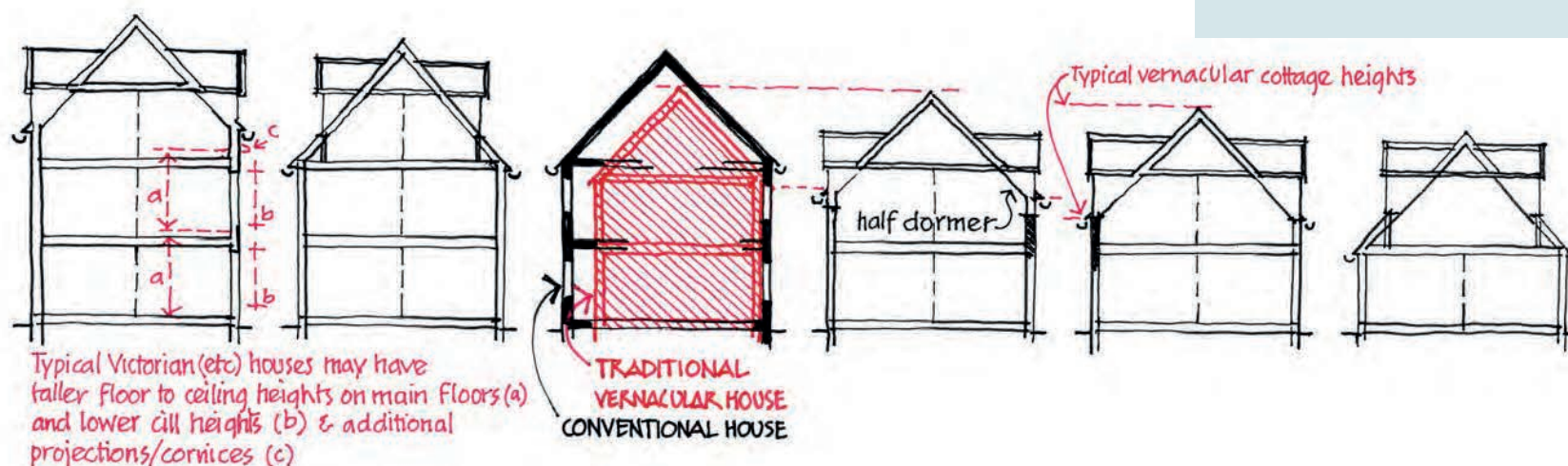
**Building forms and details should be appropriate to the local context, their position and role within the place hierarchy and make a positive contribution to the character of the place**

3.17.2 Buildings should be designed with sensitivity to their setting within the local context. They will form part of an existing place and must respect the local characteristics and neighbouring buildings, enriching the quality of the contemporary infill housing that respects the scale, form.



### Successful places:

- Respect the continuity of the building line.
- Use simple designs similar to local buildings in respect of their forms, heights, widths, scale and proportions.
- Are built from or in harmony with local building materials.
- Reinterpret local building types in a way that contributes to the distinctiveness of the place.



## Sustainability

Flats and terrace building forms are more thermally efficient, having less external surface area from which to lose heat.

Semi-detached and detached house types are least efficient in terms of heat loss.

Where units are joined, designing out noise transmission is crucial in order to minimise disturbance and maintain residential amenity and quality of life.

## 3.17.3 Building Forms

**Building and roof forms should be appropriate to their setting and function and support the creation of streets with character**

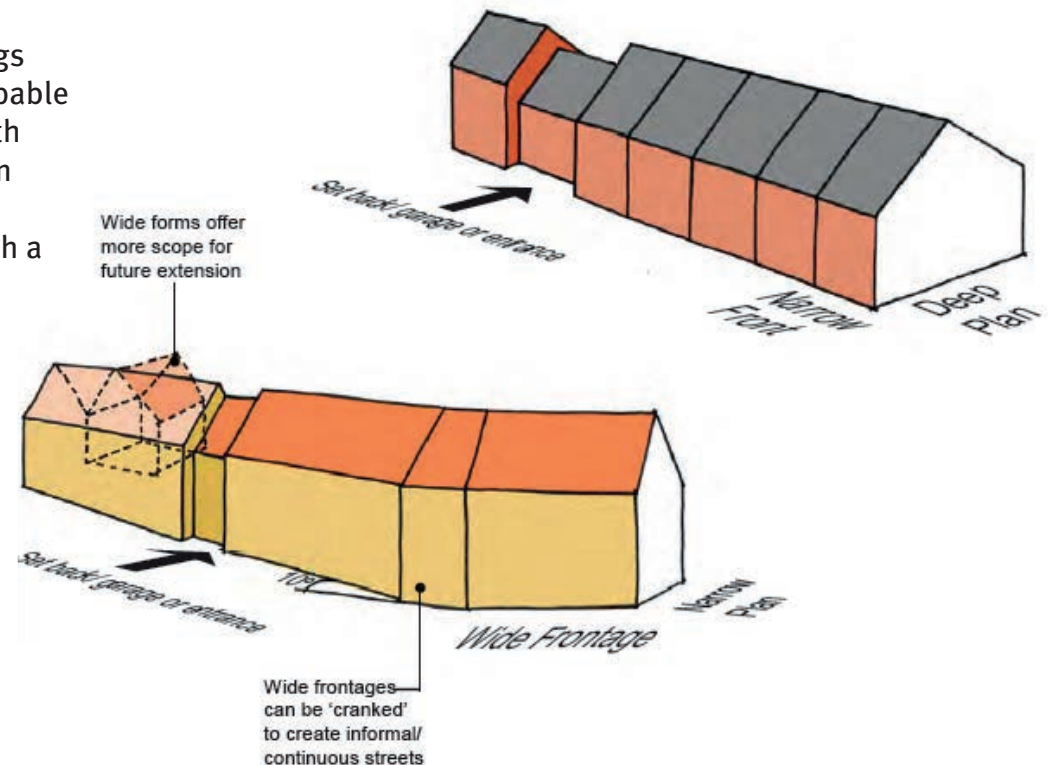
3.17.4 The plan form of the building influences how it can be arranged within the street and block.

3.17.5 Wide-fronted, shallow-plan buildings can be arranged with flexibility and are capable of providing both continuous frontages with varied street layouts. These forms are often associated with vernacular styles in rural/village locations and can create streets with a more informal, organic layout.

### Successful places:

- Utilise building forms that create clear definition and enclosure of the street.
- Use building and roof forms to create character and reflect their context or if appropriate wider setting.
- Utilise forms that support the townscape role of the building.
- Normally, avoid shallow roof pitches (less than 35 degrees) or over dominant roof forms and dormer windows.

3.17.6 Narrow fronted, deep-plan buildings are efficient in terms of land use and preventing heat loss. They are often associated with urban settings and are suited to creating terraces, straight streets and formality, but are less suited to creating varied layouts.





## Good Practice

Depending on the scale and context of the development the range of house types needed to reflect different locations within the street and place hierarchy is likely to include the following:

**Linked dwellings** that can be joined to form coherent streets and enclosed frontages.

**Scale, height & form** used for houses intended to enclose spaces or terminate views.

**Corner houses** that address key corners with active frontages on both streets.

**Key groups** that can be arranged to give emphasis to important locations.

**Mews** homes or flats over garages, for use in rear parking courts, narrow or awkward locations or to provide cross streets within larger blocks.

**Single aspect dwellings** where circumstances restrict residential outlook (limited use only).

**Apartments** for higher density locations.

## 3.17.7 Building types and role

**Buildings that perform important townscape roles should be designed and detailed to a standard that reflects their status**

3.17.8 The composition of a building's elevation and its components will determine the appearance, richness and interest of individual façades. This should reflect both the context (see above) and the role the building plays within the place hierarchy, such as visual stops, landmarks and buildings enclosing focal point spaces.

3.17.9 Greater attention to detail, higher quality architectural design, richness and materials will be appropriate for key buildings and focal points to signify their visual and townscape importance. This is not to say that other buildings should be of poor quality.

3.17.10 Standard house types are often not suited to fulfilling different townscape roles and are often used with little regard to their contribution to place making and character, resulting in 'anywhere' developments.

3.17.11 It is therefore essential that if standard house types are proposed that these can be responsive to the place, its context and character. This means designing house types that are capable of adaptation to respond to different positions within the street/place

hierarchy and reflect the townscape character of the local context. Standard designs from elsewhere will rarely be acceptable without appropriate adaptations.

3.17.12 Over-reliance on a limited number of standard house types should normally be avoided. A range of variant house types will normally be required that are capable of fulfilling different townscape roles and contributing to the distinctiveness and interest of the place.

*Right: A simple gable in a prominent townscape position is elevated by the addition of a strong chimney and well proportioned gable windows.*

*Below right: A key group of buildings work collectively to define the space and create a place within the development.*

### Successful places:

- Use architecture and form to express the status of key buildings and spaces.
- Carefully site buildings to support the legibility and hierarchy of the townscape.
- Use height, scale and form that is proportionate to the role and townscape status of the building.
- Use of high quality materials, design and detailing.
- Use house types that are capable of adaptation and respond to and reflect the character of the local context.

*Height, scale, materials and architecture express the status of this building as an important element within the townscape*



### 3.17.13 Appearance

**Buildings should provide a visually harmonious composition, informed by their context and should display architectural integrity**

3.17.14 Good architecture brings together proportions, materials, colours and details to create a harmonious appearance. It is not about personal taste but the successful coordination of materials and architectural elements. The focus should be on design quality regardless of style.

3.17.15 Proposals will normally be expected to harmonise with their surroundings, particularly where a distinctive or prevalent character exists. Designs that depart from the prevailing pattern of development will only be acceptable where these can be explained and justified by complementing or enhancing their setting.

3.17.16 Proposals intended to reflect historic styles or details should retain the scale, proportion and integrity of the original and avoid incoherent and unconvincing copies. Mixing architectural styles results in disjointed and inappropriate designs and should normally be avoided.

3.17.17 More contemporary approaches should draw on locally distinctive materials and elements and reinterpret them in a way that provides a connection to the place and avoid 'anywhere' developments.

#### Successful places:

- Are informed by and complement their context.
- Are visually harmonious whether contemporary or traditional in design.
- Avoid the arbitrary mixing of architectural styles.
- Possess architectural integrity and avoid using inappropriate or superficial devices.
- Draw on locally distinctive materials and qualities to ground them in their context.



*Above: New homes with both contemporary and traditional appearance, respect the scale, traditional building forms and local materials of the existing adjoining townscape.*



### 3.17.18 Detail and richness

**Proposals should provide detail and architectural richness that is appropriate to the role of the building at a scale that reflects its status**

3.17.19 Details are as important as the large-scale decisions about layout or movement. A lack of attention to appropriate detail can spoil an otherwise well designed scheme and undermine its quality. Details should be considered as an integral part of the building design not as superficial additions.

3.17.20 Where places comprise simple forms with restrained detailing, simple and subtle detailing would be appropriate. This does not mean paring down the details to achieve cost savings but is about doing those simple details well.

3.17.21 The individual elements of a façade provide visual contrasts and relief (e.g. windows, doors, decorative details). These elements can themselves be enriched (e.g. windows with lintels and cills, brick detailing such as corbelling to eaves and verges, decorative door surrounds etc.) adding further layers of interest to a building as well as reflecting locally distinctive details and building techniques.

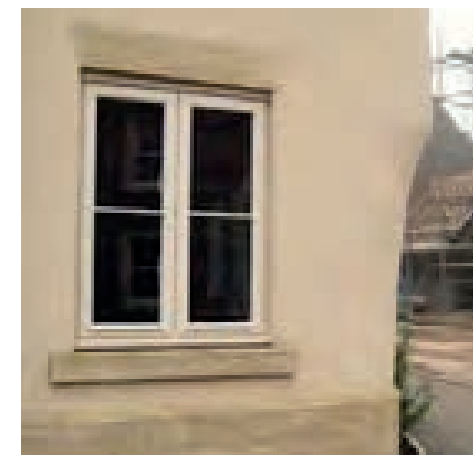
3.17.22 Highly visible buildings (e.g. terminating a view) require larger scale elements that can be seen from afar and small scale richness that will be seen close up. The

detail should be proportionate to the role and position of the house in the place hierarchy.

3.17.23 The individual elements that make up a building collectively influence the quality of its design. Each component must itself be well designed and arranged as part of a coherent composition. Detailed building elements should be relevant to their context rather than crude stick on additions or standardised 'one size fits all' solutions. Drawings of details may be sought as part of a planning application or required by condition.



*Above and below: Simple details done well.*



#### Successful places:

- When using standardised components, make use of the range available rather than repetition of a single element.
- Use contextual clues to develop richness, taking cues from locally distinctive details, traditions and craftsmanship.
- Recycle craftsmanship – where present on site, salvaging and re-using elements of richness from the past, which would otherwise be unaffordable.
- Develop richness at different scales for prominent focal point buildings or those seen at longer distance.
- Ensure windows and doors have sufficient recess to add depth, articulation and avoid flat facades.
- Avoid crude, inauthentic or superficial additions.



### 3.17.24 Entrances and access

Entrances should reflect the status and townscape role of the building, draw attention to the way in, be accessible and safe

3.17.25 Entrances are a major design element of any building. They create the first impression and are experienced by all visitors and users. They identify the way into the building and can also make an important statement about its status and townscape role.

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#### Successful places:

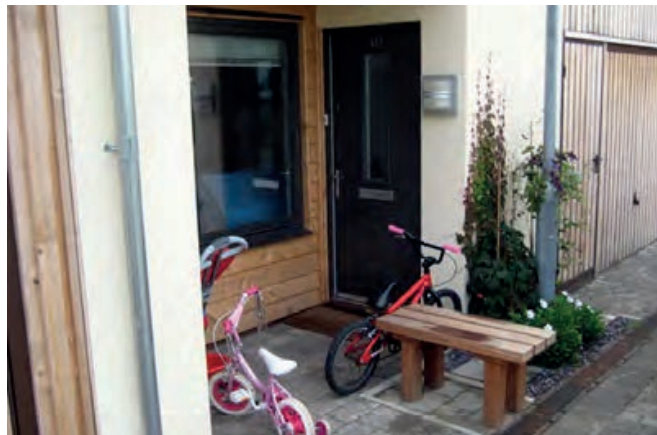
- Locate main entrances primarily on front elevations.
- Ensure entrances are appropriate in scale and appearance to the building and reflect its status and townscape role.
- Provide entrances that are visible and accessible with reasonable gradients and an appropriate landing area.
- Ensure front doors are given greater prominence than garage doors.
- Provide safe routes between dwellings and any associated parking.
- Are well lit for comfort and safety.



*A well detailed door and surround provides an attractive and legible entrance to this home.*



*An attractive quality canopy and door relate to the street while a level threshold affords access for all.*



*A recessed entrance provides an overlooked, level, sheltered porch as well as a social space.*

### 3.17.26 Aspect

Buildings should be orientated to ensure that there is sufficient light to habitable rooms and gardens and occupants have a pleasant outlook

3.17.27 A dwellings aspect and the direction its windows or rooms face affect the internal living conditions, influencing the amount of sunlight and daylight to habitable rooms and gardens as well as the quality of the outlook.

3.17.28 Single aspect and back to back dwellings are unlikely to be acceptable and should normally be avoided. If they face south and west they will be liable to overheat (unless the building is specifically designed to counter this) resulting in an uncomfortable internal environment. If the aspect is north-facing then habitable rooms would never receive direct sunlight.

#### Successful places:

- Avoid or minimise reliance on single aspect dwellings in any scheme and avoid north only facing units.
- Arrange most units to be dual aspect.
- Ensure reasonable levels of daylight to habitable rooms and garden areas.

## Building for a Healthy Life 2020 Considerations

### Back of pavement, front of house

Front space encourages people to personalise their homes. Integrate public utilities.

Part M Requirements split the regulations into three standards according to:

- M4(1) Visitable Dwellings.
- M4(2) Accessible and adaptable dwellings.
- M5(3) Wheelchair user dwellings.

Addressing standards of each for:

1. Parking (width or widening capability)
2. Approach to dwelling (distance, gradients and widths)
3. All Entrances.
4. Entrances
5. Communal stairs and lifts
6. Internal doorways and hallways
7. Circulation space
8. Entrance level living space
9. Potential entrance level bed space
10. Entrance level WC and shower drainage
11. WC and bathroom wall strength
12. Stairs and potential through floor lift in dwelling
13. Potential to fit hoists and bed bath relationship
14. Bathroom layout
15. Glazing and window handle points
16. Location of service control.

## 3.18 Adaptability

3.18.1 Adaptability should be considered as part of the design process. Homes should be capable of meeting the changing needs of their occupants' as they age, have children, or use their homes in different ways. This may mean accommodating the needs of a growing family by having somewhere suitable to store a pushchair, providing a space for study or home working, or making adjustments to cope with infirmity or disability.

3.18.2 Choices made early on in the design process and the method of construction have important implications on a building's adaptability. Future-proofing homes by making them adaptable is inherently sustainable and beneficial for individual householders and communities.

3.18.3 Adaptations usually take the form of either enlargement or internal alteration to suit a particular need. Large floor spaces are generally the most adaptable allowing alternative internal arrangements.



## Good Practice:

In 2015 the Lifetime Homes standard was superseded by M4(2) Part M of Building Regulations, which is broadly equivalent to the Lifetime Homes standard. In 2022, the Government announced plans to raise the baseline accessibility standard for all new homes to M4(2).

M4(2) Part M promotes accessibility and inclusivity in residential design. It includes criteria that provide a framework for creating both accessible and adaptable homes by enabling occupants to maintain their personal independence.

The Standard anticipates the likely future requirements of occupants and ensures that homes can be adapted over time to meet the range of people's needs at different stages of life, whether parents with young children or those with mobility difficulties associated with age or disability.

The practical nature of the Standard and the enhanced accessibility provided by adopting Part M means that they are helpful in many aspects of everyday life, not just those with more specialist needs. For example, hallways must achieve a minimum width and electrical switches and sockets must be sited in more accessible positions.

*Lifetimes Homes in practice: a cloakroom with pre-installed drainage to allow later conversion to a wet room.*

## 3.18.4 Extensions

**The potential for a dwelling to be extended should be a consideration at the design stage providing this would be appropriate to the character of the development and its context**

3.18.5 Houses with adequate internal space will be less likely to require extension. However, the ability of a building to be extended should be a consideration at the design stage. Terraces and closely spaced semi-detached house types are less able to be extended without compromising neighbour amenity or visual appearance.

### Successful places:

- Allow for the potential future extension.
- Adjust the scope for extension according to the character and density of the development and its context.

Where extensions are built onto dwellings they must be designed to be proportionate to the size of the dwelling and garden area, and appear subservient, whilst providing the right configuration of space for a healthy life, with good accessibility, direct and easy movement, and opportunities for downstairs living by including restrooms at ground floor.



"A Lifetime Home is a home that will not evict its occupants through changing circumstances."

Habitat Housing Association

[www.lifetimehomes.org.uk](http://www.lifetimehomes.org.uk)

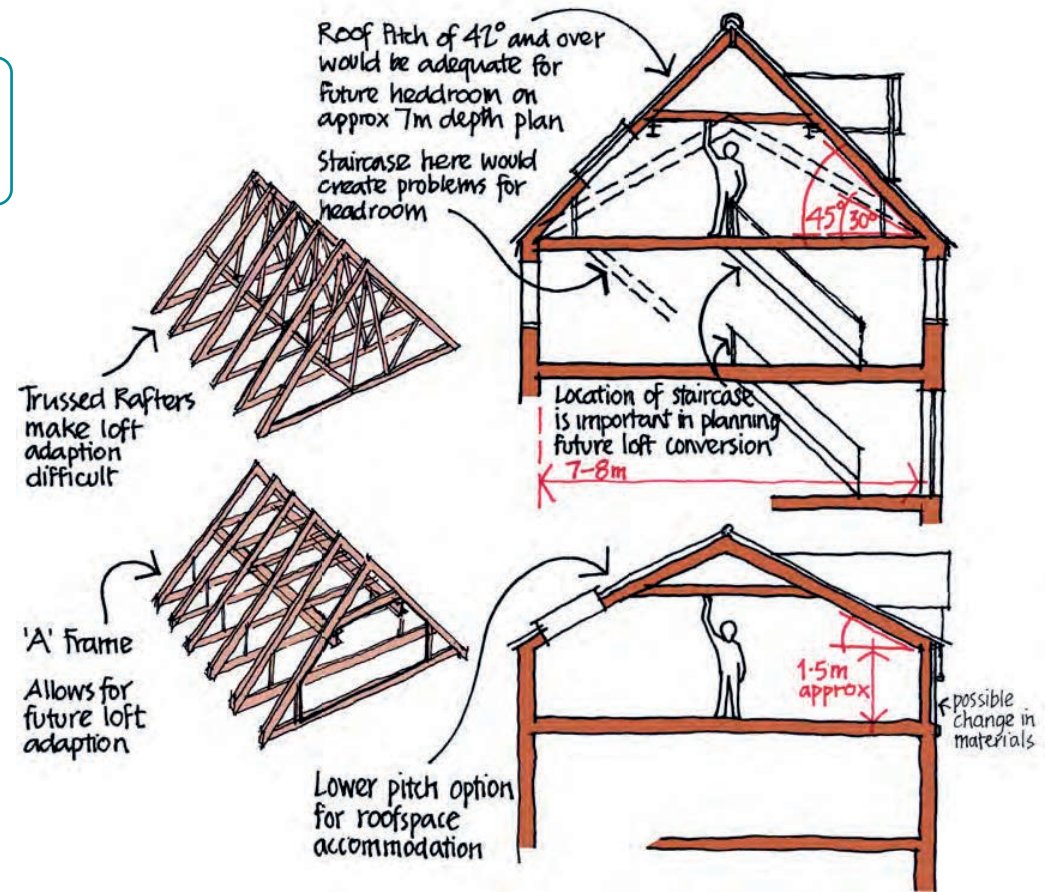
### 3.18.6 Roofs

**Wherever possible roof spaces should be designed to allow for future conversion into additional accommodation**

3.18.7 Homes with pitched roofs can potentially be converted to provide extra accommodation. This can be facilitated and made more cost effective if the design and construction allows for this possibility from the outset. Measures include an appropriate pitch to provide adequate headroom, non-trussed roof rafters, joist specification that requires minimum reinforcement and the space and layout able to provide an accessible staircase into the roof space. Future conversion would require compliance with the relevant Building Regulations.

#### Successful places:

- Make sure the construction and geometry allow for easy conversion to a usable space.
- Plan to allow for future fire protected stair access into the roof space.
- Provide adequate height to roof spaces to enable the correct headroom to be achieved.
- Minimise structural constraints such as trussed roof construction methods and include adequate strength to floors for minimal reinforcement.





Development in the Countryside: The building is of exceptional quality or innovative design.

Special care is required where extensions are planned within countryside settings, they need to be proportionate and of exceptional quality or innovative design. They should relate to the particular setting that they are seen to be located in.

### 3.18.8 Extensions

**Limited and proportionate extensions or alterations to a dwellings depend on proportionate and well detailed designs that respect the parent building.**

3.18.9 General guidance is that an extension should respect the dominance and integrity of the original building. Setting back the new section from the building line and keeping the eaves and ridge lower than the parent building will ensure that the design integrity of the host building is maintained.

3.18.10 The smaller the parent building, the fewer options for extension. A two-storey rear extension to a small cottage is unlikely to be achievable, even on a rear extension due to the often low existing ceiling heights and the need to keep the ridge and eaves of the extension lower than that of the host building.

3.18.11 In some circumstances it may be acceptable to consider extensions which do not emulate the style of the original building. A more contemporary approach to an extension in terms of style and materials, could provide a more honest recognition of the building's evolution and retain its historic integrity. However, a

contemporary addition to a traditional building requires a high level of skill in both the design and the final execution if it is to be successful in achieving this.

3.18.12 Extensions should also:

- Protect and enhance the character and quality of local landscapes and the wider countryside
- Protect and enhance the distinctiveness, character, townscape and setting of settlements
- Conserve and enhance heritage assets and their setting
- Make use of locally sourced sustainable, quality materials appropriate for the development and its surroundings including recycled materials wherever feasible.

**3.18.13 Porches** must be appropriate to the property and well designed. They rarely look right on small cottages and often spoil terrace properties. They detract from the basic simplicity of such buildings. In these cases, an internal porch is the better solution.

**3.18.14 Garages** need to be designed and built in sympathy with the properties they serve. Materials and roof pitch should generally match those of the parent building. If attached to the building, the new garage should be clearly subordinate.

A separate garage building is however often the better solution particularly where more than one garage is needed.

**3.18.15 Conservatories** historically occurred on larger houses from later architectural periods. Like porches, they can be out of keeping on small cottages or houses where simplicity of form is an important existing characteristic. In sensitive historical locations, UPVC is unlikely to be suitable material for conservatories that are located in prominent position.

#### Successful places:

Ensure that extensions are sensitive to the proportions of the existing house and echo its architectural details such as:

- Courses of decorative brickwork
- Window design and window pattern
- Bay or feature windows
- Use of stone detailing
- Type of eaves
- Barge-boarding on gables
- Decorative ridge or hip/pantiles
- The range of materials and how they have been applied.



### 3.18.16 Types of Extensions

The most appropriate design approach in any given circumstances will depend on the nature of the existing dwelling and whether it is detached, semi-detached or terraced, its position within the plot, how typical it is of the street scene, and its architectural style

#### The Subservient/ Complementary Approach

3.18.17 A subservient complementary approach is expected for most semi-detached



dwelling and on other dwellings that display a strong sense of symmetry. This respects the host building and gives a less prominent/obvious extension. The extension should be smaller in footprint, volume and lower than the main dwelling. It should step down from the ridge and be set back from the principal elevation, sufficiently pronounced by at least 1m. If single storey the set back will depend on scale and circumstances. Materials used should either match or complement the materials used in the main house.

#### The Uniform Approach:

3.18.18 This approach makes the addition look like it is part of the original house, matching the existing materials and style and continuing the form of the existing building. For projects adopting this approach, there is a particular need to ensure that factors like materials and the proportions and treatment of window and door openings have been carefully considered to ensure a fully integrated appearance. In some instances, for example, on semi-detached dwellings, the seamless approach may not be appropriate as it may have a 'terracing' effect.

*Extensions and other works should seek to match the prevailing angle of the original roof, to maintain the proportion of the house.*





## Contrasting and Contemporary:

A variant of the subservient approach but one where the design of the extension deliberately differs from the existing dwelling, whether by its form, details and materials, or its architectural style. This approach requires high-quality design and execution.

The extension could be a more contemporary take on certain characteristics of the existing dwelling with subtle contrasts to discern between the old and new.



The relationship between old and new is crucial, with the junction between the two, and how this is handled, especially important.



Contemporary contrasting rear extension on a traditional style house using part matching brickwork and grey slates, Zinc roof, wooden panels.



## Radical Makeover:

This approach involves a complete remodelling/makeover of the exterior of the existing dwelling to match the new extension. It would rarely be acceptable on semi-detached or terraced dwellings but may be acceptable on detached dwellings where this is appropriate in terms of its effect on the character of the area and streetscene.

Single storey side extensions should be in proportion with the scale of the host building



with appropriate setback of the extension from the host building where necessary. Whilst there is no specific limit on their width, this may be limited by the need to retain rear access and neighbour outlook/daylight. The streetscene impacts of larger extensions can be reduced by setback(s) and careful roof design.



*Complements of CRT Architecture*



## Examples of Extensions of poor design



*The above extension shows a poor roofline that contrasts and stands out from the main dwelling.*



*Flat roofs should be avoided as they detract from the main elevation and detract from the character of the street.*



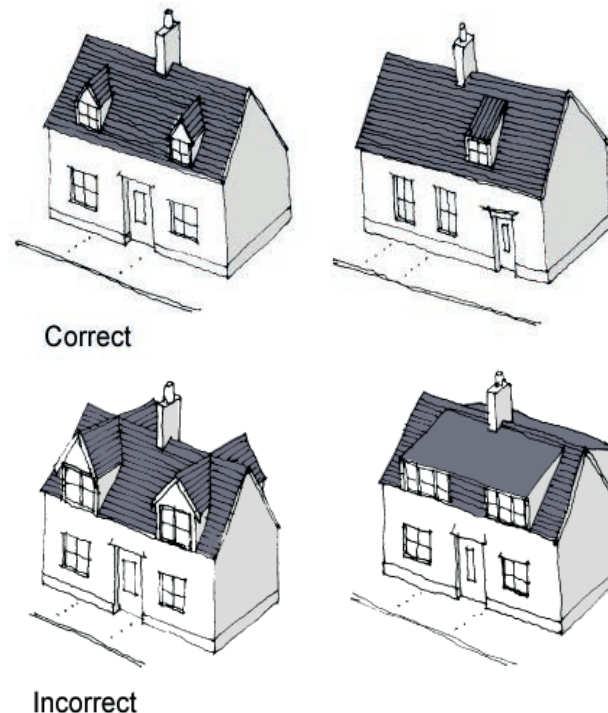
*The above extension shows a poor use of materials that emphasises the extension and spoils the continuity of the street.*

### Dormer roof extensions:

Dormers inserted into existing roof profiles should be proportionate and reflect the character and style of the main building. They should not be located close to verges or hips and should be gables, cat-slide or flat lead roofs. Dormers pose difficulties in terms of design and overlooking. They will often be unacceptable on the front elevation of houses, especially terraced properties.

Roof lights may be acceptable provided that there is vertical emphasis; they are kept to a minimum and hidden from sight or located on reverse slopes. They should not project beyond the roofline and should be kept clear of verges and eaves.

Rooflights should be used sparingly on rear elevations and not in conjunction with dormers.



*Incorrect  
Essex Design Guide.*

### Porches

Porches are rarely a traditional feature on the front of terraced houses. They can unbalance a main elevation and intrude in the street scene. In most cases the simpler the porch, the better. Usually a gabled form is preferred, although a lean-to roof may be better on post war houses.

### Conservatories

Conservatories are best sited on the side or rear of a house or to infill a corner. Simple and well-proportioned conservatories are best, with detailing to match the age and style of the main house. Structural elements should usually be coloured to match the window frames.

### Garages

Garages and outbuildings should be subordinate in size and height and match the materials of the existing house. Double garages should have two openings to maintain proportion, and with the roof ridge parallel to the doors. Doors with vertical emphasis are usually preferred with timber side hung doors in Conservation Areas.

Good Practice:



A corner shop within a three storey house.

Allow for high-ceilinged heights with family sized units above. At corners, a step changes can be used to give a building a focal appearance.

Hybrid working patterns and full time working from home has increased the demand for new types of living/work units. Such units may incorporate studios/workshops and likely to be placed strategically on corners or outer areas of new estates where there is a connection with nearby businesses.

3.18.19 Potential for mixed uses

**In locations where a mixed-use function is required or anticipated, a proportion of residential units should be designed to allow for their potential future conversion to non-residential uses**

- 3.18.20 Where a site is large enough to provide a neighbourhood centre, or in locations where a mixed-use function is expected or desirable in the future, designs should anticipate the potential demand for commercial uses and ensure buildings are capable of conversion to business activities appropriate to a residential area. Single-use blocks will be difficult to adapt in future if this is not considered early on.
- 3.18.21 The introduction of small-scale, non-residential uses within a larger development can be constrained by the phasing of a scheme. If small-scale commercial uses are unable to be provided early on in the life of a development, designing buildings that are capable of conversion provides a way of incorporating suitable business uses at a later stage.
- 3.18.22 Likely suitable uses to meet local needs may include convenience shops, small offices, estate agents, pharmacies, hairdressers, hot food outlets, cafes, dentists, surgeries, vets etc. Deliveries, waste storage and

- removal need to be considered, possibly via a rear service access. Front service access may be acceptable depending on local highway conditions, visual impact and amenity.
- 3.18.23 Three main factors influence the ability of a building to adapt for change of use:
- Building depth (affects the provision of natural light, ventilation and any required storage capacity).
  - Access and servicing (affects whether a building can adapt to other uses).
  - Building and ceiling height (floor to ceiling heights particularly at ground floor to allow for suspended ceilings for services).



Successful places:

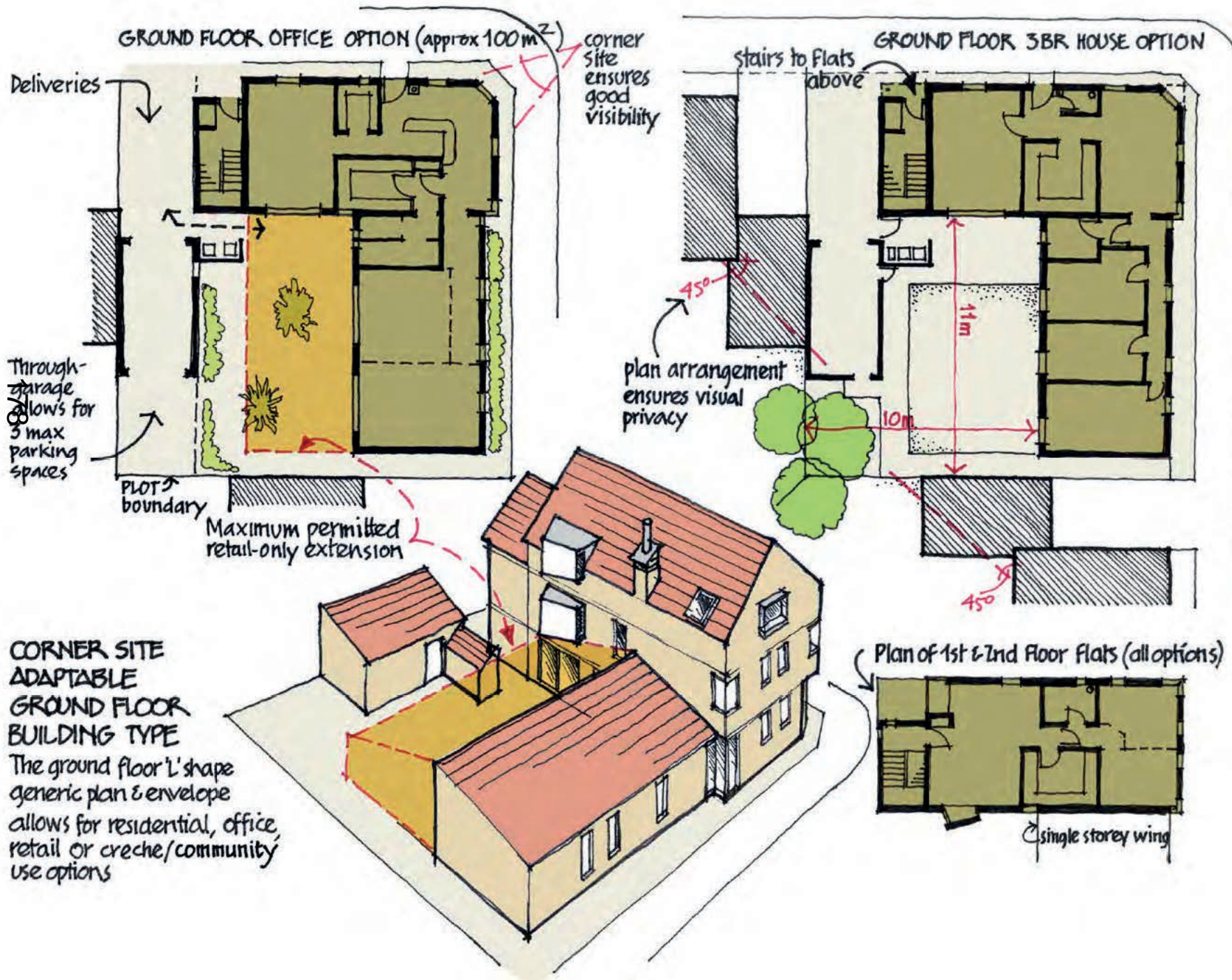
- Provide increased floor to ceiling heights, particularly at ground floor level, to accommodate the requirements of commercial services.
- Have the potential to provide separate entries from the street to upper floors to enable the vertical mixing of uses within buildings.
- Allow for universal access, including for people with impaired mobility.
- Incorporate good acoustic insulation between units and activities.
- Provide for adequate servicing by vehicles for deliveries, waste storage and collection.
- Configure internal spaces to allow uses and circulation to be easily adapted and use construction methods that enable such changes to be easily implemented.

A house designed to include a corner shop unit.

Table 3 Typical small retail / office dimensions.

	Typical	Minimum
Width of frontage	5.4 – 6m	4.0 m
Depth	-	12 m
Height (depending on services)	3.0 – 3.8m	2.8 m
Sales : ancillary ratio	50:50	45:55
Staff facilities – likely requirements	1 w.c. & basin (per sex), Changing area, lockers. Rest room & food prep area.	







## Building for a Healthy Life 2020 Considerations

### Distinctive Places

#### A Memorable Character

Create a place with a locally inspired or otherwise distinctive character.

#### Well defined streets and Spaces.

Face the street and public spaces, perimeter clocks. Active frontages. Carefully considered street corners

### Streets for All

#### Easy to find your way

around. Use legible features to help people find their way around a place. . Street Types, buildings, spaces, non-residential uses, landscape and water to help create a 'mental map.'

#### Back of pavement, front of house

Front space encourages people to personalise their homes. Integrate public utilities. Amenity space for relaxing or drying clothes. Define clearly.

## 3.19 Materials

### 3.19.1 Building Materials

**Building materials and colours should be chosen for their high quality, to complement site context and to strengthen the local distinctiveness of the area**

3.19.2 The use of locally relevant building materials, techniques and detailing can reinforce local distinctiveness and strengthen the special character and identity of a place.

3.19.3 Materials used in boundaries, elevations and roofs should harmonise with the predominant local character, colour tones and texture where these make a positive contribution to the area. For sites with a weak or indifferent context, materials can be used to help introduce a stronger sense of identity to a place. Contemporary schemes can use traditional materials to create distinctive and innovative designs that also connect with and have relevance to the place.

3.19.4 The number of materials and colours should normally be limited to a small palette range, both with façade and within the wider street. The arbitrary use of a variety of



materials and colours in an attempt to achieve 'individuality' should be avoided.

3.19.5 Selection of materials and colours and their distribution across a development should be based upon an understanding of the context and a reasoned approach to the appearance of the scheme as a whole.

### Successful places:

- Ensure the choice of materials and colours complements those of the existing setting.
- Use the choice of materials to strengthen character and distinctiveness (typical of the settlement and area of landscape character).
- Avoid the arbitrary use of a wide variety of materials and colours.
- Normally avoid harsh contrasts and garish colours.
- Utilise locally produced traditional materials or recycle and re-use building materials such as stone, bricks and tiles, to help integrate a development into its context (provided these are not taken from walls and structures that are themselves important elements of the areas character).



*Above and left new homes with brick, stone and roof materials chosen to complement their local context and support the distinctiveness of each place.*

## Sustainability of materials

Can the environmental life cycle cost of materials and components be identified?

This should cover:

- the costs of extracting raw materials.
- the renewable nature of raw materials.
- energy costs in the manufacture of materials.
- the environmental costs of transportation to site.
- the ease of re-use and/or recycling.

Further guidance on sustainable construction is available in the Building Research Establishment (BRE) Green Guide.

Consider the breathability of materials in terms of ventilation when retrofitting existing houses. Ensure airflow is balanced against needs to prevent loss of heat.

Ref: Historic England: Building Stones of England Data Base 2023.

## 3.19.6 Integrity and robustness

**Materials should be durable, robust and maintainable and chosen with regard to their visual qualities and contribution to the character of the area.**

3.19.7 The choice of materials needs to take account of their durability as well as aesthetic considerations and character.

3.19.8 It can be tempting to select materials based on their low cost and ease of maintenance, such as the use of moulded glass reinforced plastic (GRP) features. This can be particularly inviting where houses are to be managed by an external organisation such as a housing association. However, low cost, low maintenance materials and

### Successful places:

- Use robust, locally relevant materials that will stand the test of time.
- Use and locate materials so they can be easily maintained when they begin to deteriorate.
- Balance considerations of cost and maintenance with the need to achieve visual harmony, quality and integrity.



*Slate roof with a thin leading edge profile provides a high quality finish.*



*Natural local stone is robust, has integrity and reinforces local distinctiveness.*

inauthentic 'stick-on' additions lack integrity and undermine the quality of place.

3.19.9 New buildings should possess integrity and normally avoid the use of inauthentic materials or imitation features.

3.19.10 Where materials are located on a building is also a factor to be considered e.g. siting painted timber boarding high up on a flatted development makes it inaccessible and difficult to maintain once it begins to deteriorate and likely to lead to its future replacement.

*Traditional materials of brick, timber and stone combined in a contemporary design.*



*Clay pan tiles and stone slates in a rural context.*



*Above: Mass produced materials like moulded glass reinforced plastic (GRP) are inauthentic, appear crude and undermine the quality of the development.*





## Materials

**Local Building Stone:** The northern half of Bolsover is distinguished by the underlying geology of magnesian limestone. Local Magnesium Limestone was extensively used in the construction of buildings in Bolsover district, reflecting the traditional character of Bolsover town and rural villages. This band of stone crops out just north of Nottingham extending up through Bolsover, forming creamy white soft stone.

Within the south of the district 'Coal Measures Sandstone' is the local building stone, it is a soft, sandy, brown sandstone. For Bolsover Castle, local Carboniferous sandstone was used for some dressings, with 'Red Dolomitic Mansfield Stone' being a principle building material. While traditional quarries are no longer actively working, there is a growing awareness of using local materials for new construction and conservation projects to maintain the unique character of the settlements.

Magnesium Limestone and Millstone grit cross over into the area, for more bespoke detailing from more central areas of Derbyshire. Squared and tooled Ashlar stonework remains a superior material.

**Stone Detailing:** Gables maybe capped with shaped coping stones, and sometimes crowned with decorative finials. The corners are given structural and visual strength by use of large quoins, alternating between long and short.

Doors and window openings are spanned with stone lintels, either plain rectangles or wedge shaped.

**Bricks:** Red brick was used extensively for farm outbuildings and became the main building material in the 19th century. There is a degree of crossover on the use of materials. Bolsover District used many local brickworks which can still be identified around the area such as Bolsover Colliery Brick works, Barlborough brick works, and Byron Brickworks at Palterton. Bolsover new village used a shale brick using colliery waste and shale with local clay. The character of brick walls are determined by the pattern of bonding, using a consistency in materials throughout.

Blue bricks are used with red bricks for plinths, string lines and decorative articulation.

Limit the use of buff coloured brickwork as a substitute for stone. This can work inside estates but is a poor representation of traditional building stone. Red brick with limited use of stonework is preferable.

**Cladding:** The use of Wood as a cladding material has been limited within the district, however, where it is of high quality and relevant to the context it will be accepted. Wooden cladding on rural buildings will need to be natural wood, whereas the use of composite wooden panels are less suited to rural situations where visible, and more suited to urban contemporary situations, although this depends on the extent of cladding required.

**Artificial stone:** can be considered in local housing outside conservation areas, and where cost can influence choice in larger housing schemes. Example where artificial stone has been used successfully are in Bolsover North.

**Render:** White render can be very stark when viewed across open countryside, and is discouraged on the edge of development. Consider half render or partial recessed renders.

**Boundaries:** Rubble walling is common in the area and can help characterize the thresholds and entrances into estates.

**Roof materials:** In general, consider use of grey slates where a more recessive appearance is required, usually to reduce impact of new housing on views in open countryside.



*Pantiles at Bolsover. The two course of stone slates gives stronger eaves with better projection from the wall.*



## Building for a Healthy Life 2020 Considerations

### Streets for All

#### Back of pavement, front of house

Front space encourages people to personalise their homes. Integrate public utilities. Amenity space for relaxing or drying clothes. Define clearly.

The collection point should be reasonably accessible to the size of waste collection vehicles typically used by the waste collection authority.

Access for storage areas should not exceed 1:1 in gradient. Exceptionally this may be exceeded provided that the lengths are not excessive and it is not part of a series of slopes.

## 3.20 Servicing

3.20.1 Practical servicing requirements are a necessary design consideration, but they can impact on the quality of place. Servicing needs are likely to include access for service vehicles, adequate space to store bins and recycling containers, the placement of utility meters and provision of storage for dirty items such as bikes and pushchairs.

### 3.20.2 Bin storage provision

**Each dwelling should have an adequate storage area for refuse and recycling containers, designed and sited so as not to detract from the appearance of the development and to allow bins to be safely and conveniently taken to the collection point**

3.20.3 Bolsover has its own refuse collection and recycling system shown in the table below. This summarises requirements for the number and type of bins or recycling containers.

3.20.4 Each plot must include sufficient space for the storage of the type and number of containers operated by the waste collection authority. Where bin storage areas are provided for individual dwellings, an area measuring 1.4sqm per bin should allow sufficient space for storage, access and handling of the bin.

Table 4: Bolsover bin storage provisions:

3 bin system		1100 (equivalent to storage for 5 units)	Two-wheel containers - 15m
Black bin residual waste	240		Four-wheeled containers - 10m
Green bin garden waste			
Burgundy bin dry recyclables			
Contact: 01246 242424 Street Services (Bolsover District Council)			

Where communal storage areas are provided space requirements should be determined in consultation with the waste collection authority.

External storage areas for waste containers should be away from windows and ventilators and preferably be in shade or under shelter. Storage areas should not interfere with pedestrian or vehicle access to buildings.

Unightly bins can damage the visual amenity of an area and contribute to increased levels of anti-social nuisance such as odour and litter, so bin storage should be planned carefully. Where the location for storage is in a publicly accessible area or in an open area around a building (e.g. a front garden) an enclosure or shelter should be considered.

Storage areas for waste containers and chutes should be sited so that the distance householders are required to carry refuse does not usually exceed 30m (excluding any vertical distance). Containers should be within 25m of the waste collection point. The location for storage of waste containers should be sited so that, unless it is completely unavoidable, the containers can be taken to the collection point without being taken through a building, unless it is a porch or garage, or a car port or other open covered space.

Ref: Building Regulations Approved Document H – Drainage and waste disposal (2015).

## Good Practice

Typical wheelie bin sizes (cm)

- **140 litre bin**  
H. 1060, W. 480  
D. 550
- **240 litre bin**  
H. 1070, W. 585,  
D. 740
- **360 litre bin**  
H. 1090, W. 600,  
D. 880
- **660 litre bin**  
H. 340, W. 1220,  
D. 950
- **1000 litre bin**  
H. 1300, W. 1220,  
D. 1070

(N/B Dimensions are a general guide only)

## Refuse storage space

This can be over-designed, and there are many examples of ugly dustbins concealed inside even more ugly bin enclosures - little temples which make an inappropriate celebration out of storing refuse.

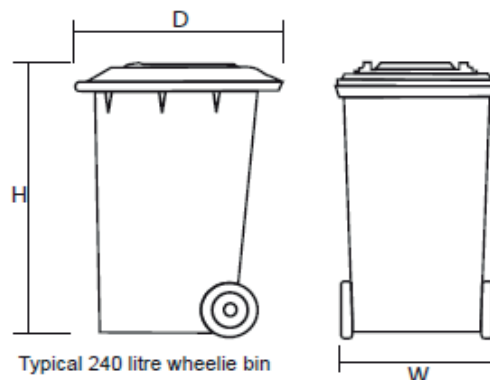
### 3.20.5 Siting and design

3.20.6 Bin storage areas should be conveniently located to enable bins to be easily moved to the collection point, without the need for bins to be taken through a building (excluding garages, carports or similar external covered spaces). Bin storage within garages is acceptable, provided the garage design is big enough to comfortably accommodate both a vehicle and the required waste storage (see 3.8 Parking).

3.20.7 Waste storage areas located on property frontages are convenient for the purposes of collection but can be visually intrusive and detract from the appearance of the street. Proposals must therefore balance the need for bin stores to be not only convenient and robust, but also visually sympathetic. They should be positioned to avoid or minimise any adverse visual intrusion into the street scene or other publicly visible locations.

### 3.20.8 Security

3.20.9 Careful consideration should also be given to their positioning and design for reasons of safety and security.



Typical 240 litre wheelie bin

3.20.10 In communal buildings, waste storage chambers provide bin storage for communal waste containers, as either integral or attached annexes or separate buildings. Ideally, they should be accessed externally to prevent access being gained to the building through the waste storage chamber. Where possible, access should also be limited to prevent bin fires.

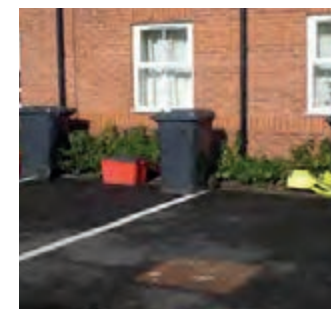
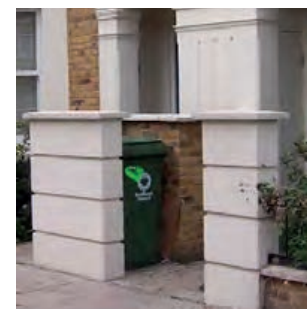
3.20.11 Communal bin storage areas or compartments should also be well lit, both for both convenience and safety.



Lack of adequate storage space resulting in bins on public frontages.



Above/centre: Bin storage discretely integrated behind front entrance gate piers.



Modest brick walls and railings reflect their context and provide defensible space to small front gardens.



Communal bin store integrated into a lean to behind a security gate. A visible side wall on a corner plot is finished in local stone to a high standard.





Rear-access paths are unwelcoming, raise potential safety concerns and waste valuable space. Poor maintenance of paths contributes to their lack of appeal.



### 3.20.12 Rear-access paths

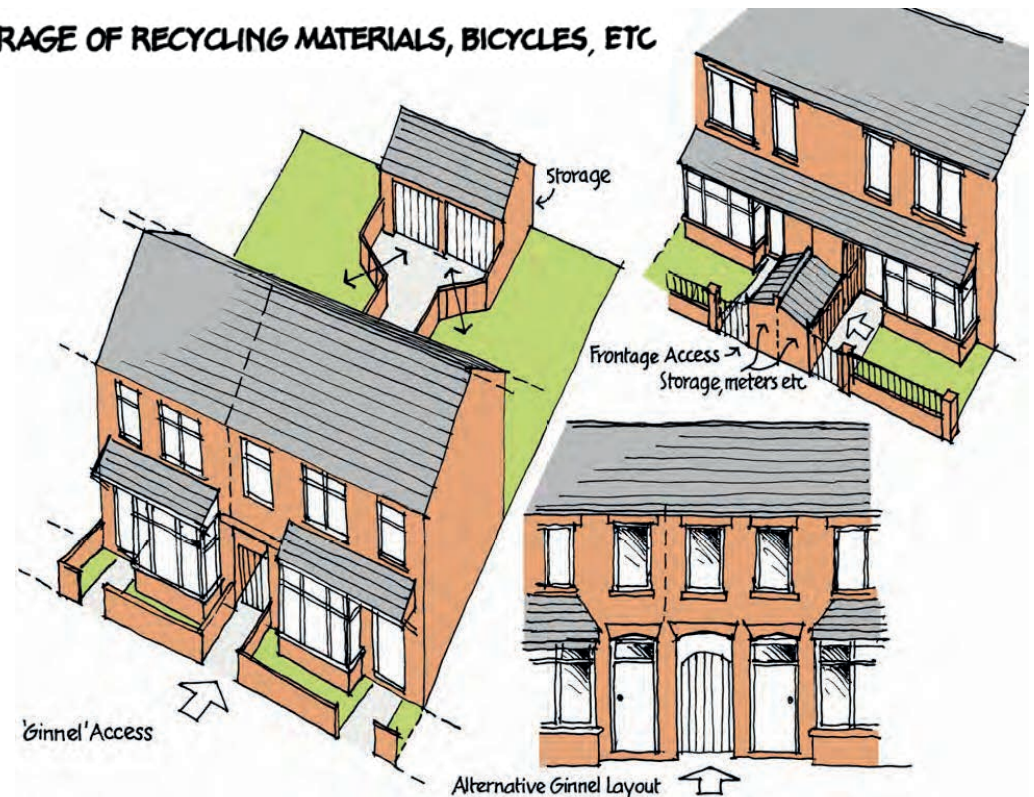
3.20.13 In the layout of terraced housing rear-access paths enable the movement of refuse bins, garden equipment etc. without the need to pass through the house. However, they are wasteful of valuable space and often long, narrow, poorly lit and unwelcoming spaces. This discourages their use and can cause bins to be left on frontages, detracting from the street scene. For reasons of safety and security, convenience, character and maximising garden sizes, rear-access paths should normally be avoided.

3.20.14 Where an access path is required this should normally be provided between units below an oversailing storey or 'ginnel'. These reinforce their privacy and security and are an established feature of the area. They can also be grouped with entrances to form interesting elements and attractive arrangements on a facade.

3.20.15 If rear access paths for multiple dwellings are unavoidable, these should be minimised and their adverse effects mitigated by keeping them short, direct, and serving as few properties as possible. Any boundaries should incorporate open/trellis panels to allow overlooking of the path.

Refer to the **Secure By Design Homes Guide (2024)**, by the Official Police Security Initiative.

### STORAGE OF RECYCLING MATERIALS, BICYCLES, ETC





## Useful References

BS 5906:2005  
Waste  
Management in  
Buildings Code  
of Practice,  
BSI Manual for  
Streets, 2007,  
DCLG, DoT, WAG

The Building  
Regulations  
- Approved  
Document H:  
Drainage and  
waste disposal  
(2006 - updated  
2009), ODPM

(see Section  
H6 Solid Waste  
Storage, ODPM)

### 3.20.16 Bin Carry Distances

3.20.17 Residents should not normally be required to carry waste more than 30m (excluding vertical distance) to a bin storage point.

3.20.18 Where bins are unable to be taken to the edge of the street, for collection (such as flats with large communal bins), waste operatives should not normally be expected to move 4-wheeled containers more than 10m or 2-wheeled containers 15m to the waste collection vehicle (as recommended by BS 5906:2005), although Manual for Streets (2007) indicates that up to 30m can be a reasonable carry distance. If proposals intend to site bin stores that require bins to be carried further than 10m or 15m respectively, the advice of the waste collection authority should be sought to determine if this is acceptable.

3.20.19 Designs should also ensure that waste containers can be left out for collection without unduly blocking the footway or causing an unnecessary obstruction to pedestrians. In some circumstances a specific bin collection area may be necessary to ensure this is managed appropriately.

3.20.20 Developers and their designers are encouraged to liaise with the local planning authority and the waste collection authority to reach a mutually acceptable agreement on waste storage capacity, siting, access and design considerations.



*Bin storage areas shown on a layout drawing to demonstrate that these servicing requirements have been addressed (Drawing courtesy of Walker Troup Architects).*



*Above: Communal bin stores positioned discretely between buildings with a short level access to the street for ease of access on collection day*

### Successful places:

- Provide sufficient space to store the type and number of bins and recycling containers provided by the waste collection authority.
- Locate and design storage areas so they are convenient but not visually intrusive.
- Avoid locating bin storage where it will obstruct parking or access.
- Ensure suitable access between bin collection points and service vehicle access.
- Design bin storage areas to be discrete, functional and robust.
- Use ginnel passages between terraced houses (in preference to rear lanes) to provide direct and secure access to gardens and bins.
- Any gates securing an access path should be visible from or close to the street facing that elevation of the property.
- Avoid rear paths as a means of providing rear access to terraced houses but, if unavoidable, minimise the number and extent and mitigate their shortcomings.

## Good Practice

Waste collection vehicles should be able to get within 25m of the waste storage point.

Gradients should not exceed 1:12.

There should be no more than three steps to negotiate for waste containers up to 250 litres (ideally there should be none) and no steps where larger waste containers are used.

Source:

Schedule 1, Part H, Building Regulations (2010) (N/B BS 5906: 2005 recommends shorter distances).

The maximum reversing distance for service vehicles is 12m.

## 3.20.21 Access for service vehicles

**Layouts should facilitate access by service vehicles and be designed so that any turning areas do not dictate the form of layout, but are incorporated within it**

3.20.22 Waste storage and collection regimes affect quality of place by influencing the size and type of vehicles that will require access.

3.20.23 Waste collection requirements should be an integral part of street design and layouts should make provision for public service vehicles (i.e. refuse collection) and general deliveries to gain effective access. However, this should not be at the expense of the quality of place.

3.20.24 The inclusion of turning areas should normally be avoided by designing layouts as through routes. This obviates the need for heavy vehicles to reverse, as reversing is a serious hazard to pedestrians and other road users. If a turning area is required this must not dictate the form of layout (as with a standard turning head) but be incorporated within a space that forms part of the

public realm, within which a service vehicle can turn.

3.20.25 Sufficient space for a three-point turn within the turning space is normally desirable; although where turning is likely to be infrequent or where pedestrian and traffic flows are low more complex turning manoeuvres may be acceptable.

3.20.26 Cars parked inconsiderately in turning areas can obstruct service vehicles and cause difficulty with bin collections. The provision of adequate residential parking is therefore an

### Successful places:

- Provide access and turning for service vehicles without being designed with only these needs in mind e.g. within spaces designed as part of the public realm.
- Demonstrate the ability of a space to accommodate a turning service vehicle using swept path analysis.
- Provide reasonable access between waste storage areas and collection vehicles are robust, fit for purpose and capable of withstanding the demands of heavy vehicles.

important factor in the design and layout to ensure adequate service access.

3.20.27 Vehicle tracking/swept path analysis should be used to assess the accessibility of layouts and spaces to show that they are capable of accommodating a service vehicle:

### Vehicle type:

Olympus 27L 8x4 MS Chassis

**Length:** 10.29m

**Width:** 2.53m

**Cross weight (fully laden):** 32,000kg





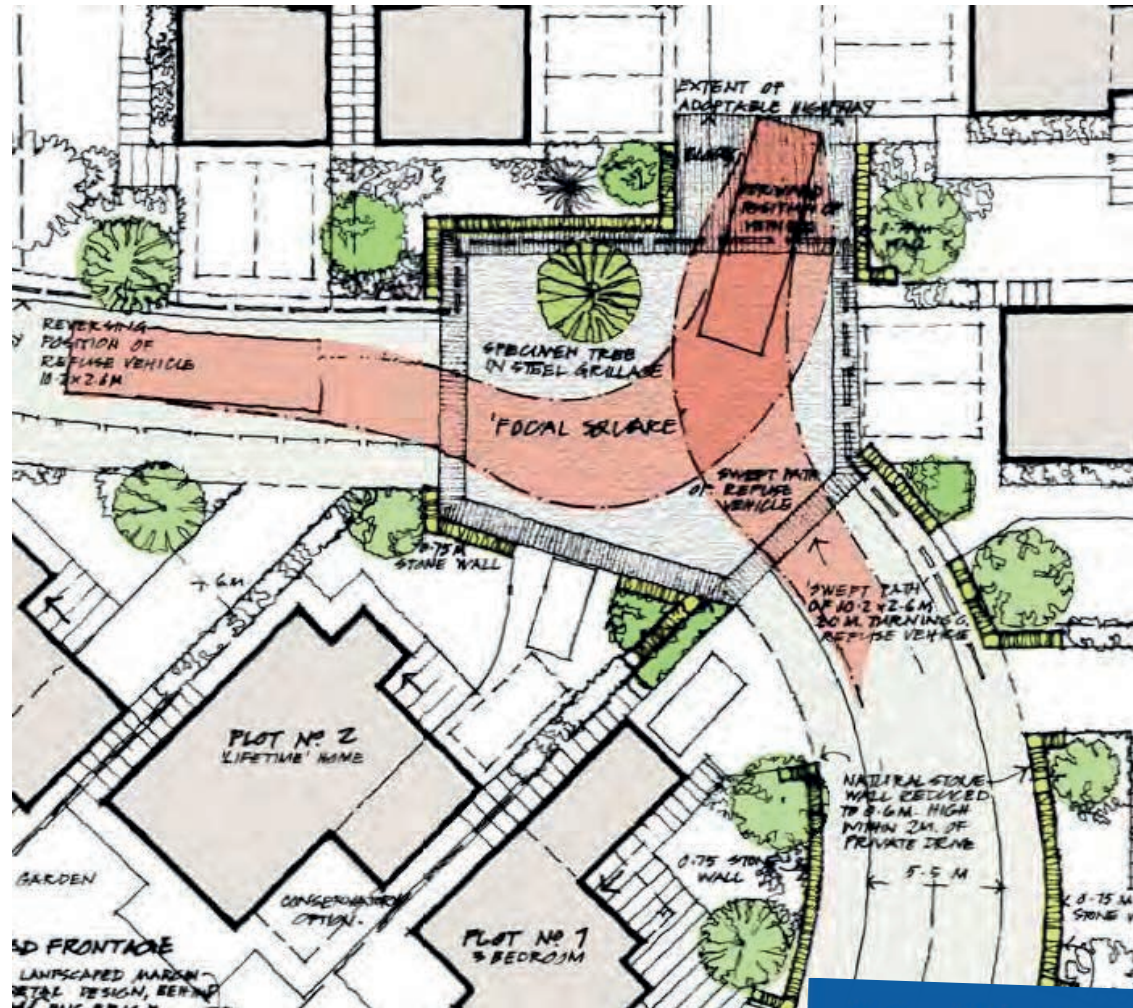
Cars parked within a turning head cause an obstruction to service vehicles needing to turn.



Streets and turning areas must be tested to ensure they are capable of accommodating large service vehicles.



Accessible, integrated, robust and ventilated bin storage that works with the building typology.



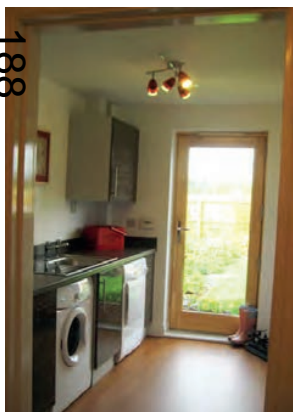
'Avoiding Rubbish Design' NHBC 2015 , provides case studies and diagrams to demonstrate good design of bin storage.







Secure ground floor bicycle and pram storage to flats.



With careful design utility areas provide some scope for storing items such as pushchairs.

### 3.20.28 Storage of dirty items

**Dwellings should be provided with an area suitable for storing dirty items, appropriate to the size and type of accommodation**

3.20.29 The inclusion of adequate storage space is essential for the convenience and running of any home. This should include space for storage of outside items such as bicycles, pushchairs, shopping trolleys, garden tools and so on.

3.20.30 The location and amount of this type of storage will vary depending on the nature and size of the dwelling. Often this is most appropriately located in outbuildings, although the dimensions of garages should be able to accommodate both a car and storage.

3.20.31 Where there is no convenient access to secure external storage, outside items may potentially be stored internally. This should be in addition to normal domestic storage space. For example a utility room could also serve as an area of dirty storage, if it is of sufficient size to act as both a store and still remain functional.

3.20.32 For flats, bicycle and pushchair storage in communal stores should be weather protected, easily

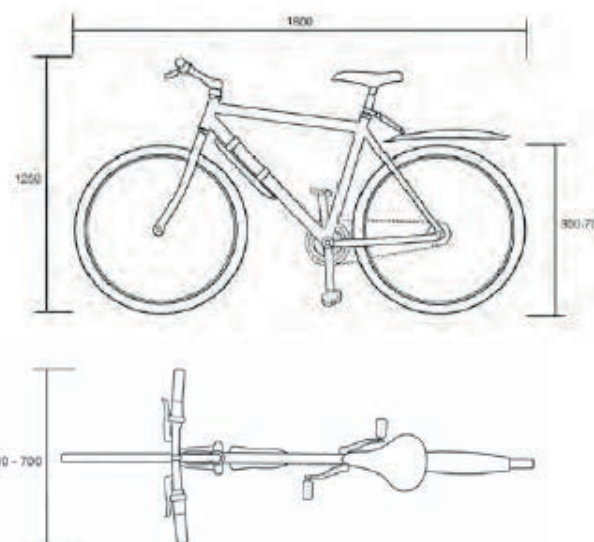
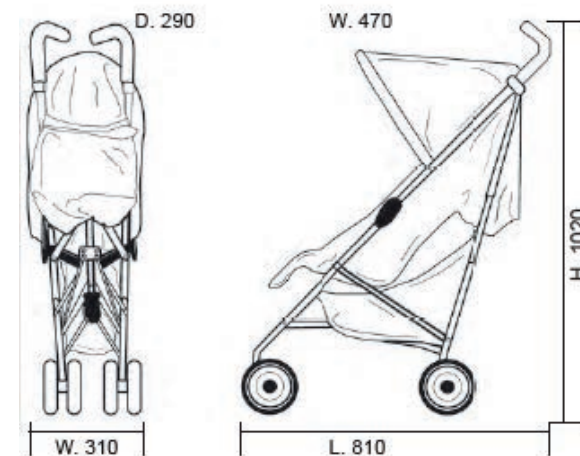
#### Successful places:

- Provide adequate dirty storage to meet the likely needs of the household.
- Ensure external dirty storage is weather protected, accessible, safe and secure.
- Provide some additional space for internal dirty storage areas where it cannot be accommodated outside.

accessible, safe and personalised wherever possible. It should not be located in habitable rooms or balconies.



Typical dimensions of a pram (extended)



Typical dimensions of an adult bicycle

## Air Source Heat Pumps

Where permission is required, try to locate an ASHP in place with least visual impact away from the primary elevation or between the house and the highway. Install against a similarly coloured wall and minimize reflecting surfaces. Use a carefully considered enclosure.



Lambeth Design Guide on Retrofitting (Permission) August 2023



Heat Pumps in Historic Buildings Historic England May 2023.

### 3.20.33 Utility meters

3.20.34 Utility meters are a necessary but often unsightly feature of modern residential developments. Meter boxes should normally be positioned discretely on an outside wall so they are accessible without the need to enter the dwelling.

3.20.35 For reasons of safety and security the siting of utility meters should be on the public side of any side/rear fences or gates. Where meters can only be positioned on visible elevations they must be sited to minimise their prominence and factory finished in a colour that complements rather than stands out from the background materials.

3.20.36 In the case of multi-occupancy developments, where possible utility meters should be located on the ground floor between access controlled doors (air lock system) so that access can be restricted to the meters.

3.20.37 Utility meters must be positioned discretely and coloured so they do not appear dominant or detract from the appearance of the building or development.



A meter box sited discretely within a porch enclosure.



Meter boxes prominently positioned on front elevations detract from the appearance of these houses.



A meter box positioned on a rear boundary wall to an internal parking court and colour coded to the brickwork.



Meter boxes carefully located on a flank wall and coloured to complement the brick tone.



Where meter boxes can only be positioned on a prominent elevation this should be finished in a colour to complement the background material.

### Successful places:

- Position meter boxes with consideration to minimising their visual prominence and impact.
- Finish meter boxes in a colour that blends in with chosen background material and colour.
- Locate utility meters having regard to safety and security considerations.



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OLD GREEN CLOSE

***Old Green Close, Creswell***





# 4. Management and Maintenance Good Urban Design Practice

“Good places that are actively managed and safe will encourage a positive neighbourliness and sense of belonging.”

**Urban Design Compendium 2: Delivering quality places, English Partnerships & The Housing Corporation**

4.1 Adoption and Management

4.2 Street trees and Planting

## 4.1 Adoption and Management

### 4.1.1 Ensuring long term quality

The on-going management and maintenance of places is a key aspect of their long-term viability and quality. Our streets, parks and public spaces must provide high quality places that can be easily maintained at a reasonable cost. Maintenance issues and costs therefore need to be considered as part of the design process to ensure that maintainable schemes can be achieved and managed thereafter.

4.1.2 Funds spent on a good design and hard wearing materials can be saved through lower maintenance costs over the lifetime of the asset.

### 4.1.3 Adoption of highways

Developers should work closely with the planning and highway authorities during the design stages to ensure that their adoption requirements can be achieved without undermining the quality of the public realm. This is particularly important where schemes propose creative or non-standard design solutions in order to resolve any issues around adopting highways at an early stage.

4.1.4 Derbyshire County Council (DCC) is the highway authority for the area covered in this SPD. The Authority

adopted Planning Streets and Places 2024. This guide details issues relating to the design and adoption of new roads.

4.1.5 In order to be adopted, all aspects of the public realm need to satisfy the technical requirements of the relevant adopting authority.

### 4.1.6 Safety and quality audits

The need for a safety audit should be discussed with the highway authority at an early stage. A safety audit is not normally required for streets designed and built for residential purposes, but may be prudent where a scheme proposes an innovative or non-standard design. This could be subject to a group professional review which includes a quality and safety audit. They are normally undertaken at each stage of the design process (feasibility, detailed design and on completion).

4.1.7 A quality audit addresses all aspects of street design including qualitative considerations. This normally includes their effectiveness for allowing movement of all traffic, including pedestrians, cyclists and people with impaired mobility as well as road safety, quality of place and visual appeal.

4.1.8 The format can be used to identify and resolve any issues that arise as part of the safety audit process. It provides the basis of a documented record for consideration of the issues, to demonstrate that these have been fully considered and appropriately addressed.

### 4.1.9 Swept path analysis

It may be necessary to demonstrate that the proposed junctions and turning areas are capable of accommodating the movements of service vehicles, buses and emergency vehicles. Applicants may be required to provide evidence in the form of swept path analysis to show that access and essential manoeuvres can be achieved in an acceptable way. This should be established at an early stage.

4.1.10 Road construction and materials must be capable of withstanding the loads and amount of traffic they will be expected to carry.



## Good Practice

Where it is proposed to use alternative materials or incorporate non-standard features the highway authority will need to be satisfied that these are:

- Easy to maintain and replace.
- Durable.
- Safe for purpose.
- Sustainable.
- Appropriate to the local character.

Source: 6C's Highway Design Guide

## Useful Reference

Commuted Sums for Maintaining Infrastructure Assets: Guidance Document, ADEPT 2024

County Surveyors Society (2010)

[www.cssnet.org.uk](http://www.cssnet.org.uk)

### 4.1.11 Commuted payments

4.1.12 If streets and public spaces are to be adopted the layout and selection of materials must be acceptable to the adopting highway authority.

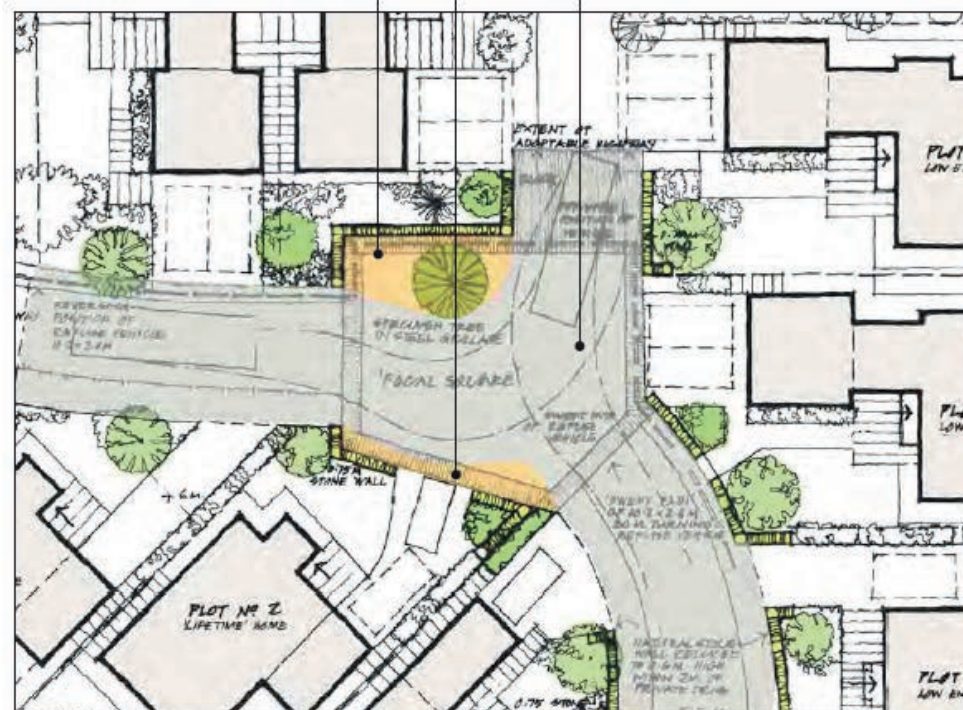
4.1.13 If proposals include features that do not relate to essential highway functions of the street (such as alternative materials, street trees/ planting, extraneous areas of road space not necessary to the operation of road, as in a public square) the highway authority will need to be satisfied that such features do not place an additional unnecessary burden on maintenance budgets.

4.1.14 Where alternative materials or non-standard features are agreed in principle with the highway authority, it will normally be necessary to make a commuted payment to cover the additional costs that will be incurred in their future maintenance.

4.1.15 The Planning Streets and Places 2024 document details the requirements of the commuted sums policy. This covers a range of materials and features, including

Areas outside the essential functioning of the highway, likely to require a commuted payment

Area of adoptable highway



An example of a space where those areas outside that which is essential to the functioning of the highway (indicated in orange) would be likely to require a commuted payment for the highway authority to adopt these areas as part of the highway and to cover its future maintenance. (Drawing courtesy of Pinfold Securities and David Black, Architect)

alternative materials and finishes such as block paving and surface dressings, bollards and street tree planting.

4.1.16 The appropriate mechanism for the payment of commuted sums related to highway requirements is

normally via the section 38 and/or section 278 agreement process under the Highways Act 1980 (as amended).

## Good Practice

Other factors to be considered that influence the selection of trees when deciding upon species, position and spacing:

Likely future mature size of tree or group of trees.

Existing tree species, numbers and varieties.

Local native species.

Soil type, e.g. acid or alkali, freely or poorly drained site conditions; e.g. sheltered or exposed, root problems, especially on shrinkable clay soils and surface rooting trees, if proposed near to pathways.

Proximity of roads, public rights of way, paved surfaces, buildings, lighting and services.

Nuisance; for example, fruiting, common lime aphids etc.



A poorly located tree in relation to the adjoining street lamp will block its light.

## 4.2 Street trees and planting

4.2.1 Trees and soft landscape can make an important contribution to the appearance and character of a street, along with other environmental benefits.

4.2.2 The highway authority will require payment of a commuted sum towards future maintenance for each tree, shrub or area of planting that is proposed within the highway in order for it to be adopted (see Planning Streets and Places 2024 for details).

4.2.3 Separate approval is required from the highway authority for any landscape proposed within the highway. N/B this is in addition to any approval granted by the local planning authority for landscape that forms part of a planning permission or requirement by condition.

4.2.4 The selection of tree species and their siting within the street scene requires careful consideration and balancing of:

- Maintaining adequate visibility from junctions and accesses.
- The positioning of trees in relation to street lighting to avoid undue reduction in light levels.
- Avoiding conflict with existing or proposed utilities and drains.
- Maintaining reasonable levels of natural surveillance to frontages.

4.2.5 You are recommended to engage the services of a chartered landscape architect to advise and prepare suitable proposals for the landscape of the development.

Further details on soft landscape and trees are set out in the Planning Streets and Places 2024 document and must comply with the required specifications.

4.2.6 This guidance sets out design considerations for tree planting, which includes:

- Excavation of tree planting pits and specification of the growing medium.
- Tree planting and staking.
- Grilles and guards in paved areas.
- Watering.
- Tree specifications.
- Establishment maintenance for new trees.

4.2.7 Maintenance of existing trees and vegetation.

4.2.8 Trees within the highway should provide sufficient planting space to enable the tree to become established, while maintaining a safe and functioning street and footway. Normally a 2m wide footway will need to be maintained, in addition to the area necessary for planting. Tree root barriers are also likely to be required to manage root spread, protect utilities and assist in maintaining even surfaces.



*A properly designed and constructed tree pit means that the tree will have a greater chance of becoming established and a long term addition to the street scene.*



*A suitable tree grille within Urban areas provides protection for the tree against soil compaction whilst allowing air and water to reach the roots which are essential for it to thrive.*



## Useful Reference

The Flood and Water Management Act (2010) Schedule 3, Section 32 places a duty on County or unitary authorities to adopt SuDs.

Ref: Ciria SUSdrain Fact Sheet: Sustainable Drainage Systems (SuDs) maintenance and adoption options (England) (2015)

## 4.2.9 Managing Physical Assets

4.2.10 Where parks or public spaces are provided these may be adopted by the local authority (borough, district, town or parish) subject to the developer meeting obligations in respect of the transfer of the land in an appropriate condition and provision of commuted payments towards future maintenance. Such provisions are normally set out in a Section 106 legal agreement attached to the planning permission. Other physical assets, such as sustainable urban drainage systems (SuDs) would need to be adopted by the relevant responsible body.

4.2.11 Applicants should discuss adoption and management requirements with the local authority at an early stage to determine the necessary provisions for adoption and any likely commuted sums associated with its future management and maintenance.

4.2.12 If a developer does not propose to convey public spaces for adoption, it will be necessary to ensure that suitable alternative arrangements are put in place to

secure its on-going management and maintenance.

4.2.13 In all cases the developer must make it clear how public spaces are to be managed and maintained (whether public or private) and put firm arrangements in place to demonstrate how this will be delivered. Undertakings should also be given that any spaces not adopted by a public body will remain publicly accessible.

4.2.14 Maintenance options by a non-public body could include:

- Maintenance by a Bonded Management Company.
- Maintenance by a Charitable Trust.
- Other solutions through special arrangement, such as maintenance by residents and/or businesses, where it can be demonstrated to be a responsible, properly constituted body with the necessary capabilities and resources to fulfill its role.

4.2.15 Knowing how a place will be managed will influence how it is designed. The chosen management structure should have the appropriate skills and resources to manage the

assets for which it is responsible, both now and into the future.

## SuDs Maintenance

Rules on surface water sewers apply to all water and sewerage companies in England. The rules allow English water and sewerage companies to adopt a wide range of sewer types, including some SuDs.

It is advisable for developers and their consultants to give early consideration to the maintenance requirements for their SuDs scheme and potential routes for adoption. They should then also engage with the LPA and the Lead Local Flood Authority (LLFA) early on to explore mechanisms for adoption.





# Appendix

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1. Local Plan Policies
2. National Policy Documents
3. National Good Practice Guidance
4. Design Rules

# Local Plan for Bolsover District (March 2020)

## Key Local Plan Objectives and Policies

### Objectives

- Objective B: Climate Change
- Objective O: Placemaking (a-e)

### Strategic Policies

- SS1: Sustainable Development
- SS4: Bolsover North
- SS5: Clowne Garden Village
- SS6: Strategic Site Allocation Bolsover Colliery
- SS9: Development in the Countryside

### Living Communities Policies

- LC5: Applications for Gypsies, Travellers and Travelling Show People
- Policy LC7: Agricultural, Forestry and Other Occupational Dwellings in the Countryside

### Working Communities Policies

- Policy WC5: Retail, Town Centre and Local Centre Development
- Policy WC7: Shirebrook Edge of Town Centre Allocations
- Policy WC8: South Normanton Edge of Town Centre Allocations

### Sustainable Communities Policies

- Policy SC1: Development within the Development Envelope
- Policy SC2: Sustainable Design and Construction
- Policy SC3: High Quality Development
- Policy SC4: Comprehensive Development
- Policy SC10: Trees, Woodland and Hedgerows
- Policy SC16: Development Within or Impacting upon Conservation Areas
- Policy SC17: Development affecting Listed buildings and their settings
- Policy SC21: Non-Designated Local Heritage Assets

### Infrastructure, Transport, Community and Recreation provision Policies

- Policy ITCR11: Parking Provision
- Policy ITCR12: Information Communication Technology and Telecommunications



## National Planning Policy

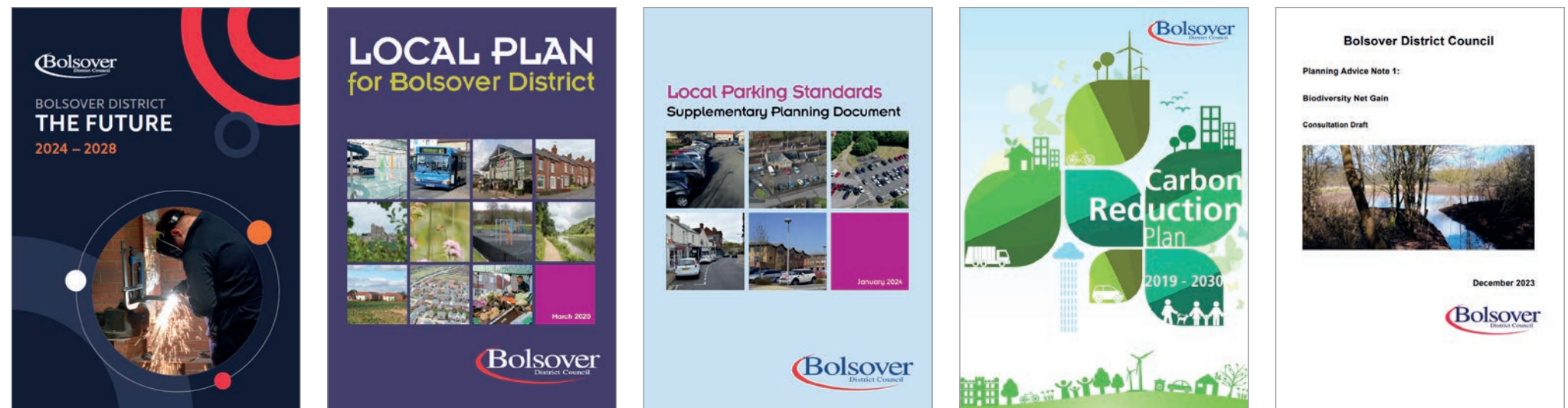
- NPPF / Planning Practice Guidance
- National Design Guide
- National Model Design Code
- National Model Design Code
- Guidance Notes
- Manual for Streets

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## Local Planning Policy

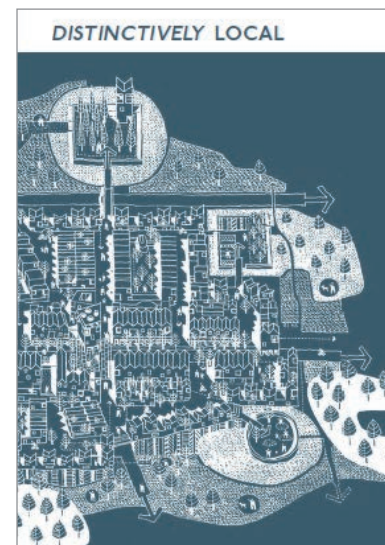
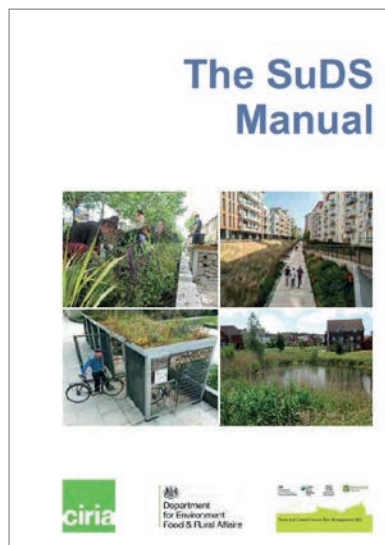
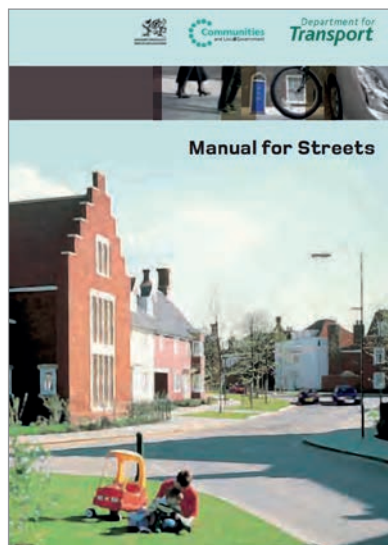
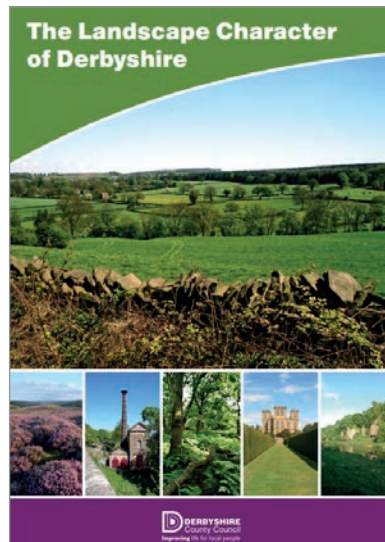
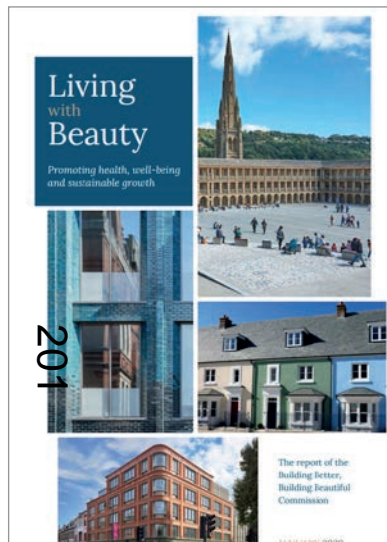
- Bolsover District Local Plan
- Supplementary Planning Documents (SPD's)
- Interim Planning Guidance Notes



## Useful references

- NPPF / Planning Practice Guidance
- National Design Guide
- National Model Design Code

- National Model Design Code
- Guidance Notes
- Manual for Streets





## Other Useful references

**Achieving well designed places through neighbourhood planning**, Locality, 2019, [www.neighbourhoodplanning.org/toolkits-and-guidance/good-design-neighbourhood-planning](http://www.neighbourhoodplanning.org/toolkits-and-guidance/good-design-neighbourhood-planning)

**Manual for Streets 2**, Department of Transport, 2010, [www.gov.uk/government/publications/manual-forstreets-2](http://www.gov.uk/government/publications/manual-forstreets-2)

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## Design Criteria

The following criteria provide a set of key points from this document, that are referenced to the National Model Design Code. For more understanding it is recommended to read the referenced pages that provide greater insight into design rationale used. District-wide and specific local examples are provided.

### 1. Delivering Quality (DQ)

DQ.1	Consider all Placemaking Characteristics as laid out in the NMDC at all stages of a design development.	Pg 11	
DQ.2	Aim for Sustainable and Energy Efficient Homes.	Pg 12-14	
DQ.3	Demonstrate a context appraisal has been undertaken.	Pg 15	C1.ii
DQ.4	Take account of heritage, character and distinctiveness of the local area.	Pg 16	C2.i
DQ.5	Use examples of good quality local precedents to show how new developments improve on what has gone by before.	Pg 17-18	L1.i
DQ.6	Demonstrate the local landscape character and character type has informed the placemaking, pattern of development, building design and landscape character of the scheme.	Pg 19	C1.ii
DQ.7	Show that a rational site planning and design process has been followed, considering access points, orientation, topography, drainage, existing structures, existing utilities, ground conditions, noise and air quality, landscape and ecology, and water.	Pg 20	C1.iii
DQ.8	Explore the concept design to develop more than one visionary concept.	Pg 20	L1.iii
DQ.9	Have Pre-application discussions at an early stage. Discuss design requirements and check the validation checklist.	Pg 22	
DQ.10	Follow Building for a Healthy Life considerations and structure a Design and Access Statement according to these considerations.	Pg 22-24	R1.ii

### 2. Movement (M)

M.1	Create a movement network that is integrated and permeable. Provide all users with a real choice of movement, encouraging walking and cycling and easy access to public transport. Reduce the demand for road space, use shared space and establish priorities at junctions and crossings.	Pg 29	M1.i
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204	M.2	Create direct attractive green routes for pedestrians and cyclists with wider pavements and safe routes to school. Make routes easy to navigate with recognizable features, memorable spaces, and focal points that coincide with public space and landmark buildings. Combine two or three elements to create distinctive places, design views and use devices such as changes in surfaces, pillar and archways and public art to define defensible space and slow traffic.	Pg 30	M2.i
	M.3	Ensure all developments consider zero carbon, walkable and inclusive mobility, using wayfinding to aid accessibility.	Pg 32	M2
	M.4	Create safe, direct, active and well-lit routes that are overlooked and clearly defined between public and private space. Ensure everyday facilities including green areas are within 5 or 10 minutes walking distance	Pg 33	M1.2
	M.5	Improve Pedestrian safety by using adequate footway widths, kerb line build-outs, preventing cars from blocking footways, more crossing points, better use of tactile paving, creating obstacle free routes, using median refuges, 20mph speed limits, strategically placed street furniture, friendly wall-drained paving surfaces and well-placed wayfinding.	Pg 33	M2.ii
	M.5	Ensure connections to the local countryside footpath network and multi-user trails. Check and provide improvements to existing and emerging cycle networks.	Pg 35	M1.i

### 3. Green and Blue Infrastructure (BGI)

BGI.1	Green and Blue infrastructure should be an integral part of housing developments and multifunctional space linking to a wider network of green spaces and public rights of way, incorporating natural assets such as mature trees, hedgerows and watercourses, enhancing the character, biodiversity and landscape value to the area.	Pg 38	N1.ii & N2.i
BGI.2	Development of SuDs should be integral and considered at the earliest stages of the layout of development to ensure future feasibility of designs.	Pg 39	N2.ii
BGI.3	SuDs should be formulated on high quality landscape solutions that integrate well into the external public realm, improving the overall character of the development.	Pg 41	N2.ii

## 4. Townscape (T)

T.1	Seamlessly integrate buildings with their surroundings, prioritise local identity and character, and avoid monotony by fostering a diverse and layered urban fabric that is both thoughtfully planned and allows for unexpected elements, including landscape, paving and open spaces that are attractive and stimulating.	Pg44	B1.iii
T.2	Design development should be in three dimensions using vertical elements such as gateways, setbacks, window orientation, stepped changes in roof form and increases in scale to create focus.	Pg 45	L.2

## 5. Public Spaces and Play Area (PS)

PS.1	Public Spaces and Play Areas: Outdoor spaces and play areas should be located on a main route and well overlooked from adjoining dwellings with opportunities for casual overlooking. Dwellings face towards the spaces but should have a buffer zone.	Pg 91	P2.i
PS.1	Use planting and landform to enhance amenity. Include lighting where appropriate and create characterful play areas for all ages. Use inclusive design guidance . Use Guidance for Outdoor Sport and Play. Fields in Trust Oct 2016	Pg 92	N1.iii

## 6. Character (C)

C.1	Designs should create a distinctive character and its own identity, architectural styles, materials and finishes. Layouts should respond meaningfully to context, site conditions, community values and associations.	Pg 48	L1.iii
C.2	Design proposals may depart from local context where a highly efficient design may be required depending on whether the local contextual relationship can accommodate such schemes.	Pg 48	L1.iii
C.3	Distill existing identity, connecting with a place by appreciating both its unique and common elements, including its history and subtle details that contribute to its character. Produce thoughtful design, incorporating existing features, local materials, and important views, fosters this connection and distinguishes genuine place attachment	Pg 49	L1.i
C.4	Create Character Areas, especially in larger scale developments by changing mix of uses, varying density and pattern of development, informed by street and place hierarchy. Introduce new elements particularly if a place has a weak, unremarkable character	Pg 49	C1.i



C.5	Create a place and street hierarchy as a genuine response to the context and areas around. Use more than one developer or more than one architect to design different aspects of the scheme. Try to include bespoke designs into elements within a place. Adjust building setbacks, heights and enclosures, boundary treatments and materials and architectural attributes,	Pg 51	M1.iii
C.6	Use a whole building, fabric first approach to retrofitting historic buildings. Prepare an Energy Plan for each building. Use small scale interventions. Multiple interventions should be based on an holistic and phased approach. Any opportunity to reveal or improve the significance of the building should be considered.	Pg 52	R1.ii

## 7. Layout (L)

206	L.1	Developments should prioritize interconnected networks of routes and spaces to enhance walkability, cyclability, and public transport accessibility. Density should vary across the site, with higher densities near key facilities and services, and gradually decrease towards edges of countryside to create a balanced and sustainable urban grain.	Pg 55	M1.i & B1.i
	L.2	Use density and urban grain to distinguished type of settlement and area, especially between urban and rural. Respond to topography and countryside edges.	Pg 56	B1.i, B1.ii & B1.iii
	L.3	Create gentle densification by increasing the number and variety of homes in more suburban neighbourhoods. Produce innovative schemes that allow for increases in density.	Pg 56	B1.iii
	L.4	Hierarchy of street types should not be determined primarily by traffic capacity. They should contribute positively to the character of development. Avoid designs that are parking and highway space dominant.	Pg 57	M1.iii
	L.5	Ensure a clear distinction between public and private realm. Good overlooking, lighting, anticipate potential anti-social behaviour problem areas by designing out awkward or poorly located public space. Keep footpath links direct and short in length, parking areas overlooked, boundary treatments distinguish public private realm.	Pg 57	N1.i & N1.ii
	L.5	Consult Secure by Design Homes Guide 2024.	Pg 57	P3.i
	L.6	Maximize passive solar gain by orienting dwellings within 30 degrees of south, while balancing this with other urban design considerations, and mitigating potential overheating through shading, appropriate window placement, and the use of thermal mass in construction	Pg 58	R1.i
	L.7	Settlement edges should be carefully designed with graded building densities, outward-facing dwellings, soft, planted boundaries, and appropriate landscape buffer areas (potentially 10-20m or greater) using native species, to mitigate visual intrusion and integrate development harmoniously into the surrounding countryside.	Pg 59.	P1.i

L.8	Design layouts with perimeter blocks of outward looking buildings with internal private gardens or courtyard areas. They can be formal or loosely laid out and well connected to create easy of movement through the layout. The size and shape depend on site context and character of surrounding streets. Each block can reflect a hierarchy in terms of density, height, scale and use, with primary entrances and daylight considerations influencing safety, depth and overlooking.	Pg 61.	B2.i
L.9	Block sizes can vary widely but blocks of 60-90m x 90-120m provide the optimum dimensions to support good pedestrian accessibility, vehicle movement and allow for sufficient back-to-back and side separation distances.	Pg 62.	B1.i
L.10	Provision of cul-de-sac should be avoided where possible, only used where the site has constraints that prevent connection. Where they are allowed avoid overlong streets or too short to avoid parking and congested space around turning heads. Design turning heads to be part of the space and carefully arrange boundary treatments.	Pg 63.	P1.iii

## 297 Street Design & Parking (SD)

SD.1	Parking provision should be integrated into the design and layout of places, offering a balanced mix of solutions appropriate to the context, without visually dominating the environment, and contributing to attractive, convenient, and safe spaces.	Pg 67	M3.i
SD.2	Designs should consider Planning Streets and Places 2024. At the earliest opportunity discuss designs with the Highways Authority. Prioritise pedestrian and cyclists first by designing for reducing traffic speeds and encouraging wider pavements and pedestrian friendly junctions. Rule: Where feasible use green technology such as solar lights and charging points.	Pg 68	M3.ii
SD.3	Refer to 'Planning Streets and Places' when deciding street widths and arrangements. Work on the principle of using minimum widths where possible to reduce road space.	Pg 69	M1.iii
SD.4	Avoid single surface areas that appear out of scale. Change material size and unit size according to space, defining vehicle routes, thresholds and entrances and key crossings.	Pg 69	M2.ii
SD.5	Vehicle tracking drawings should be produced to show vehicle maneuvering avoids mounting pavements, parking areas and street trees.	Pg 69	M3.iii
SD.6	Minimum pavements widths at 1.5m, subject to widening as necessary. Possible to have full width only on one side of street if small number of dwelling or narrow site. Conservation areas or rural settings require a variable approach.	Pg 69	M1.iii

SD.7	Radii should not be more than 6m and can be reduced to smaller 2-4m in high pedestrian areas subject to tracking requirements being met.	Pg 69	M2.ii
SD.8	Layouts should use a hierarchy of different widths and treatments from enhanced, informal streets to pedestrian priority private drives, private streets and courtyards. As shown in Planning Streets and Places 2024, Derbyshire County Council.	Pg 76	M1.iii
SD.9	BDC may occasionally ask for different paving. Early discussion with Highways Department may be required.	Pg 69	L1.i
SD.10	Street trees should be coordinated early on in the design to provide appropriate spacing.	Pg 70	N3.iii
SD.11	The Council will encourage varied arrangements of enhanced street layouts with street trees along the sides or within central verges. Use dedicated cycle lanes or shared with carriageways and combined with footpaths with demarcation.	Pg 71	M1.iii & N3.ii
SD.12	Street trees are required in all Enhanced and Informal Streets.	Pg 72	M1.iii & N3.iii
SD.13	Pedestrian Priority streets are the default design standard for all new residential developments.	Pg 72	M1.iii
SD.14	Public Rights of Way should be connected and designed to promote walkability and designed within attractive green corridors	Pg 33	M2.i & N.1.i

## 9. Public Realm and Street Trees (PR)

PR.1	Priorities the retention of Street trees, placing the right tree in the right place, ensuring there is enough space for maturity. Design tree lined Avenues in larger schemes and reflect the hierarchy of streets.	Pg 75	N3.iii
PR.2	Use of private garden space for trees will only be acceptable where space is tight and in limited circumstance. A Management Company landscape maintenance plan will be required.	Pg 75	N3.ii
PR.3	Use placemaking principles to create High Quality Public realm integrated into surrounding street patterns. Ensure a landscape architect is used and design hard surfaces as well as soft planting. Submit with 3D visuals as part of overall design.	Pg 76	P1 – P3
PR.4	Use a simple palette of complementary materials with choice of materials and planting reflecting street character. Co-originated street furniture, signage with paving steps and maps and boundary features. Ensure best choice of materials according to durability, maintainability, anti-slip and appearance Choose carefully.	Pg 76	L1.i & L2.i
PR.5	Use paving to unify spaces, give direction, define areas for meeting and seating, crossings and pick up points. Pay special attention to the use of paving to aid mobility guidance and warning tactile paving schemes. Use appropriate flexible and rigid materials for size and shape of spaces and account for weight of maintenance vehicles. Reduce large areas of tarmac.	Pg 77	P1.i - P1.iii



PR.6	Boundary Treatments: If required, Select according to function. Ensure right height and continuity. Walls should not dominate the street scene. Close boarded fences should not be seen from public realm.	Pg 77	H2.iii
PR.7	Avoid clutter by minimizing amount of street furniture, streetlights and bollards. Avoid creating left over spaces that cars may use, and disguise Bin collection points.	Pg 77	P1.i – P3.ii
PR.8	Planting schemes should be considered as part of the overall design creating character, scale and continuity through use of focus, corridors and changes in scale. It can be used to control heat and shade, whilst improving biodiversity. Plants should be well positioned with space to thrive in its environment, both above and below ground. Nature based planting schemes are encouraged with the use of hedgerows in front gardens.	Pg 78	N3.iii
PR.9	In public open spaces 100% native schemes will be encouraged, whilst more ornamental up to 50% can be used within residential gardens.	Pg 78	N3.iii
PR.10	Planting scheme design should account for Biodiversity Net Gain. Applicants to consider creating or enhancing existing habitats to achieve 10% Biodiversity net gain on all large planning application.	Pg 79	N3.i
PR.11	Planting schemes should use structural planting to add character, improve natural assets, emphasis natural planting and reinforce wider landscape character.	Pg 79	N1.iii
PR.12	Planting should support secure by design principles by providing buffer zones between public and private space, avoid creating areas of concealment, and impeding natural surveillance.	Pg 79	N1.iii
PR.13	Integrate biodiversity net gain by improving links and corridors for wildlife movement, creating different size islands and reserves for wildlife habitats. Different types from woodlands, groves, shrub and meadows with wildflowers and meadowgrass.	Pg 81	N1.iii
PR.14	Prepare a habitat management plan.	Pg 81	L1.i
PR.15	Use low level lighting close to areas of wildlife value.	Pg 81	N3.ii

## 10. Amenity (A)

A.1	Design for privacy and amenity by considering the living conditions of both existing and future residents, addressing factors like noise, light, and outlook. While traditional separation distances offer guidance, prioritize thoughtful design to balance privacy with varied and interesting built environments, especially in higher-density areas. Demonstrate how designs meet these amenity considerations, referencing specific guidelines such as ‘Site Layout planning for daylight and Sunlight’ BR209, June 2022 for window placement and separation distances.	Pg 84	H1.i & H2.i
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210	A.2	Minimum separation distances between facing habitable rooms will be 21m (at 90 degree) reducing to 12m (between 50 and 70 degrees) where windows can be angled to reduce direct sightlines. Specific site conditions such as sloping sites, existing patterns of development or appropriate screening could be achieved.	Pg 85	H2.i
	A.3	To reduce the effect of direct overlooking from new houses, first floor habitable room windows directly facing a rear boundary should not normally be sited closer than 10.5m to the boundary of an adjoining residential garden.	Pg 86	H2.iii
	A.4	45 Degree Rule – Take an angle of 45 degrees from the centre of an affected window or 1.6m above ground level for patio doors, as a guide to assess whether there will be overshadowing. If any projected building line falls within this 45-degree line it would have an impact on the amenity of the window in question.	Pg 87	H2.i
		Rule 98: 25 degree rule – Take an angle of 25 degrees upwards to assess whether the height of any building's opposite will affect the amenity of a principal room. Any building within this angle will have an overbearing impact.	Pg 87	H2.i
	A.5	Outdoor Amenity Space. Family houses in the range of 70-100sqm, but no less than 50sqm. Small gardens orientated to south and longer gardens to north. Flats should meet 25sqm per flat (can be provided communally or included within balcony space.) Parking areas and garages are not included.	Pg 88	H2.iii
	A.6	Outlook. All dwellings should be provided with a reasonable outlook, unsightly spaces or buildings , poorly designed fences and rear walls and inappropriate settings will not be acceptable.	Pg 89	H3.iii

## 11. Place Hierarchy

PH.1	Develop a hierarchy among buildings and spaces, encompassing town squares, village greens, and road crossings. Architecture should reinforce the importance of significant buildings, while focal spaces and minor nodes contribute to the overall character.	Pg 94	P1.i – P1.iii
PH.2	Hierarchy of place can include the following: Entrance Gateways, Main Streets, Main Focal Points such as a public square, Secondary streets, Minor Streets, Mews Streets, Green Edge Access Ways. Variety of scale of places, typology of streets and focal buildings creates character.	Pg 95	P1.i – P3.ii
PH.3	Order of place hierarchy should be tuned to reflect the nature of the settlement and be appropriate to the scale, role and character. Where buildings of status already exist (either within or outside the site) they should be integrated as part fo the scheme, providing an appropriate setting or creating views.	Pg 96	B1.i
PH.4	Buildings of greater stature, scale, richness and quality should be used to terminate vistas in streets, create focal points in a groups and form gateways.	Pg 97	B1.iii & B2iii

PH.5	Corner Houses should articulate the corner and address both frontages. Bespoke approaches to house-types, expressing height, prominent entrances, building form, use architecture and quality of materials to provide emphasis. In mixed schemes active ground floors used to enliven a junction. Use differences to improve legibility in larger schemes. maximise windows on both frontages whilst maintaining privacy.	Pg 98-99	B1.iii & B2.i
PH.6	Corners can be square, concave or convex in building form. Square allow for continuity of street form. Private gardens and garden walls can be disruptive. Concave also allows for a curving plan, results in larger gardens and spacious green frontage. Convex can result in smaller gardens and more overlooking but works well with street continuity. Use of curved frontages, increased height and changes in architecture and materials emphasis importance of corners.	Pg 99	B2.ii
PH.7	Houses should have the main façade facing the street. With main entrance clearly visible, and less private spaces inside arranged for overlooking. Blank elevations should be avoided, and active frontages maximised.	Pg 100	B2.ii
PH.8	Private backs, Rear gardens providing privacy and security. Clearly defined with enclosure. Arrange rear gardens to face onto rear gardens. Limit access and use a single point of entry which is overlooked for security. Shared or communal gardens use buildings to define edges. Maintain privacy for ground floor flats.	Pg 101	H2.iii
PH.9	Continuity within a street should be informed by its context. Arrange frontages to provide a cohesive edge to the street. Semi continuous frontages can be achieved by linking houses, outbuildings and garages using connecting walls. Building lines can be set back or projected to create visual interest. A softer looser knit patterns will be appropriate in village setting.	Pg 102-103	C1.ii & B2.ii
PH.10	Frontages can be regular, flush and continuous, or regular flush and shallow with projections. Indented and discontinuous can still create a strong building line. Whereas informal/organic and semi continuous can still form a degree of enclosure and character in the streets.	Pg 101	B2.ii
PH.11	Street Enclosure: Define street enclosure by ensuing the height of the buildings are proportionate to the size and space to create hierarchy of spaces between importance and intimacy and legibility.	Pg 104	B2.iii
PH.12	Boundary fences and walls to define public and private space, influence local character. Use local materials, details and traditions. Relate to context. Rural areas will have stone walls and hedges. Timber fences should be avoided. Railings appropriate to urban and rural. Modest brick wall and railings used for defensible spaces to small front gardens. A visible side wall on a corner plot should be finished to a high standard and quality in brick or stone. In a rural setting appropriate fencing can be acceptable such as post and rail and hit and miss.	Pg 106	H2.iii
PH.13	Set-backs provide semi-private defensible and private space that defines the character of street and help with noise. They accommodate storage and servicing requirements and provide scope for off street parking. Careful attention to be given to entrances and threshold design. Generally, 1.5m to 4m to include modest front gardens in urban areas, 4-6m in suburban areas providing greater separation and scope for off-street parking, and greater in rural areas appropriate to context.	Pg 106-107	B2.11



## 12. Building Design

212	BD.1	Utilise building forms that create clear definition and enclosure of the street. Use forms that support the townscape role of the building. Use wide, frontage, shallow plan frontages, informal and more flexible and vernacular, associated with village style. Narrow fronted, deep plan buildings associated with urban settings. Consider heat loss in the configuration of the building. Terraces are more thermally efficient than detached and semi-detached.	Pg 110-111	B1iii & R1.ii
	BD.2	Building Type and Role: Building elevations must respond to both their surrounding context and their role within the local hierarchy, such as visual stops, landmarks, or defining focal spaces. A high-level of architectural design, detailing, and material quality is required for focal buildings and a good quality for standard building fabric. House types should be adaptable to various locations within the streetscape and local hierarchy. The repetitive use of a limited number of standard house types is discouraged.	Pg 112	B1.iii & L1.i
	BD.3	Try to harmonise where a prevalent character exists. Avoid arbitrary mixing of styles. Reflect historic styles with similar scale, proportions and materials. Where contemporary ground them by using locally distinctive materials to ground them.	Pg 113	L1.i & L2i
	BD.4	Detail and Richness. Details should be considered as integral part of the building design and proportionate to role and position of house in the place. Each component must be well designed, using locally distinctive details and materials. Avoid stick on additional and one size fits all solutions. Salvage and re-use elements from the past. Ensure windows and doors have sufficient recess and articulation. Provide decorative details such as lintels and cills, use brick patterns such as stringlines and dentil strips, and detailing such as corbelling to eaves and verges, and decorative door surrounds.	Pg 114	L2.i
	BD.5	Maximise daylight in habitable rooms by orienting buildings appropriately. Favor south and west elevations for light, while recognizing potential overheating. North and east elevations receive minimal direct sunlight. Avoid single-aspect and back-to-back dwellings. Design layouts that incorporate sunny garden areas.	Pg 115	H2.i & R.1.i
	BD.6	Homes should be capable of meeting the changing needs of their occupants, accommodating the needs of a growing family, store a pushchair, provide a space for study, or home working. Or making adjustments to cope with infirmity or disability. Future Proofing homes usually takes the form of either enlargement of internal alterations to suite a particular need. Homes should aim towards fulfilling M4(2) Part M of the \ Building regulations creating both accessible and adaptable homes. Hallways must achieve a minimum width and sockets must be sited in a more accessible position. The potential for a dwelling to be expanded should be considered at the design stage.	Pg 116	U2.1 & H1.i

BD.7	Entrances and Access: Locate entrances primarily on front elevations and address as major design elements appropriate in scale and appearance reflecting its status in the townscape. They should be visible and accessible, well lit, with safe access to the dwelling and not impeded by parking or level changes. Consider attractive surrounds, canopies or recessed entrances that proved attractive and function detail and social space.	Pg 115	L1.i
BD.8	Use a limited palette of high-quality, locally relevant materials and harmonious colours that reinforce the site's context and strengthen local distinctiveness, avoiding arbitrary variety and harsh contrasts; prioritize traditional materials or recycled options where appropriate to integrate the development while respecting existing character.	Pg 114	L2.i
BD.9	Roof spaces should be design to allow for future conversion with appropriate pitch and adequate height and space. Construct to allow for useable space and plan for future fire protection.	Pg 117	L2.i

## 13. Materials

Ma.1 2.1.3	Use durable, maintainable, and locally relevant materials over low cost or inauthentic options, and ensure materials are located for ease of maintenance. Use materials that are sustainable by checking embodied energy, longevity and renewable nature.	Pg 105	R2.i
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## 14. Servicing

S.1	Servicing areas, including bin storage, utility meters, and bike/pushchair storage, must be designed to minimize visual impact and anti-social nuisance, providing adequate space and convenient access while adhering to local waste collection requirements, including bin size, placement (away from windows and within specified distances), and avoiding transport through main building areas.	Pg 129	H1.i
S.2	Bin storage should be conveniently located for easy collection, ideally outside buildings (except garages), and if on frontages, designed to minimize visual intrusion while balancing convenience and robustness.	Pg 130	H1.i
S.3	Rear-access paths for terraced housing should generally be avoided due to space inefficiency, safety concerns, and potential for visual detracton. If an access path is necessary, it should be a "ginnel" between units below an oversailing storey for privacy and security. If unavoidable for multiple dwellings, minimize their length and the number of properties served, and use open/trellis boundaries to allow for overlooking.	Pg 131	H2.ii

214	S.4	Ensure residents carry waste no more than 30m. Waste operatives should only carry 4-wheeled bins a maximum of 10m and 2-wheeled bins a maximum of 15m (with potential for 30m in certain cases). Ensure bin placement avoids pedestrian obstruction. Consult with the waste collection department in cases where the distance is further to see if acceptable. Do not obstruct walkways. Bin collection areas may need to be sensitively designed and managed.	Pg 132	M3.iii
	S.5	Street layouts must facilitate service vehicle access, including waste collection, without sacrificing the quality of the public realm. Turning areas, when necessary, should be integrated into usable public spaces rather than dictating the layout, and layouts should ideally facilitate through routes to minimise reversing. Adequate parking provision and swept path analysis are essential to ensure service vehicles can manoeuvre effectively and safely, while maintaining pedestrian and traffic flow. Consideration must be given to vehicle dimensions and turning requirements. The Council currently uses an Olympus 27L – 8x4MS Chassis.	Pg 133	M3.iii
	S.6	Waste bin storage locations must be designed to allow waste collection vehicles to approach within 25 meters, with a maximum 12-meter reversing distance, on a gradient not exceeding 1:12. Steps should be avoided with a maximum of three for containers up to 250 liters only. Refer to BS 5906:2005 for recommended distances.	Pg 133	M3.iii
	S.7	Use NHBC Foundation Report NF60 for best practice design solutions that work with the character and style of the housing typology.	Pg 134	B1.iii
	S.8	Dwelling must provide storage space for dirty items, bicycles, pushchairs, shopping trolleys, garden tools and so on, preferably in outbuildings or garages sized for a car and storage. If there is no convenient access to secure external storage, outside items may potentially be stored internally, in addition to normal domestic storage space. For flats, communal stores should be weather protected, easily accessible, safe and personalised wherever possible.	Pg 135	M3.iii
	S.9	Utility boxes must not be located on front elevations and be discretely located elsewhere, coloured to blend with surrounding materials, with safe, accessible, and secure access. Where there are no options but to place on front elevations they should be disguised or colour coded to match the elevation materials.	Pg 136	L2.i
	S.10	Air source heat pumps should not be located on primary elevations or between the house and the highway. Match to wall colour and minimize reflected surface. Where viewed from the public realm, they should be disguised within an enclosure.	Pg 113	L2.i



## 15. Maintenance (Mn)

Mn.1	Design for long-term quality by considering maintainability and cost-effectiveness from the outset, using robust materials to minimise future maintenance expenses.	Pg 140	2.ii
Mn.2	Ensure early collaboration with highway authorities, especially for non-standard designs. Use Planning for Streets and Places (Sept 2024) , to secure highway adoption without sacrificing public realm quality.	Pg 140	
Mn.3	Safety and Quality Audits may be required for innovative or non-standard designs, requiring early discussion with highway authorities. For standard residential street designs, safety audits are generally unnecessary.	Pg 140	L1.i
Mn.4	Conduct early swept path analysis to provide evidence of adequate vehicle maneuverability and select road materials capable of withstanding anticipated traffic loads.	Pg 140	
Mn.5	A commuted sum must be discussed with the Highways Authority for increased maintenance where any non-standard features have been agreed (such as alternative materials, street trees/planting and extraneous areas of street space), This will ensure adoption of the highway, facilitated through Section 3 or 278 agreement.	Pg 141	M2.ii
<sup>2</sup> Mn.6	For maintenance purposes, new street trees require that adequate growing space and planting conditions are specified by a suitably qualified landscape professional, either within a dedicated verge or tree pit. Use robust protection for the trees by use of tree grilles where required in areas of hard paving. Demonstrate compliance Planning for Streets and Places, Sept 2024 to enable adoption by the Highways Authority. Enter into early discussions where non-standard arrangements are proposed.	Pg 142	N3.iii
Mn.7	Public space and Parks will require adoption by the Local Authority and subject to developers meeting obligations in respect of transfer of lane and commuted sums towards future maintenance set out in a Section 106 Agreement. Maintenance issues should be discussed early on to ensure commuted sums.	Pg 143	M3.iii & L1.i
Mn.8	Public spaces (public or private) that are not conveyed for adoption must have suitable alternative arrangement for their management and maintenance and accessibility. Such as a Management company, charitable trust or other arrangement through a constituted body of a group of residents or business.	Pg 143	L1.i
Mn.9	Water and Sewerage companies can adopt SuDs schemes. Developers are advised to explore potential routes to adoption early on in the design of scheme and engage with the LPPA and LLFA to explore mechanisms for adoption.	Pg 143	N2.ii & L1.i

**Bolsover District Council**

**Meeting of the Planning Committee on 29<sup>th</sup> October 2025**

**ANNUAL INFRASTRUCTURE FUNDING STATEMENT 2024/25**

**Report of the Assistant Director: Planning & Planning Policy**

<b>Classification</b>	This report is Public
<b>Report By</b>	Julie-Anne Middleditch Principal Planning Policy Officer
<b>Contact Details</b>	01246 242286 <a href="mailto:julie-anne.middleditch@bolsover.gov.uk">julie-anne.middleditch@bolsover.gov.uk</a>

**PURPOSE / SUMMARY OF REPORT**

- To approve the Council's Annual Infrastructure Funding Statement for 2024/25.

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**REPORT DETAILS**

**1. Background**

- 1.1 Members will be aware that since the introduction of the Community Infrastructure Levy (Amendment) (England) (No. 2) Regulations 2019, the Council has been required to prepare and publish an Annual Infrastructure Funding Statement each year from the financial year 2019/20 onwards.
- 1.2 The Annual Infrastructure Funding Statement is required to include the following three parts:
  1. a statement of the infrastructure projects or types of infrastructure which the charging Authority intends will be, or may be, wholly or partly funded by Community Infrastructure Levy (other than Community Infrastructure Levy to which regulation 59E or 59F applies) ("the infrastructure list");
  2. a report about Community Infrastructure Levy, in relation to the previous financial year ("the reported year"), which includes the matters specified in paragraph 1 of Schedule 2 ("Community Infrastructure Levy report");
  3. a report about planning obligations, in relation to the reported year, which includes the matters specified in paragraph 3 of Schedule 2 and may include the matters specified in paragraph 4 of that Schedule ("Section 106 report").

- 1.3 The Council took the decision not to pursue a Community Infrastructure Levy as part of the preparation of the Local Plan for Bolsover District. This decision was due to the Community Infrastructure Levy not being necessary nor the best method of delivering infrastructure in Bolsover District. Underpinning this decision were the facts the district comprises a series of small and dispersed settlements, rather than a large urban area, and that the planned spatial distribution of development through the now adopted Local Plan for Bolsover District meant that the infrastructure required would be directly related to each settlement's planned residential allocations and so more appropriately funded through planning obligations in Section 106 Agreements.
- 1.4 In light of the decision to not to pursue a Community Infrastructure Levy, the Council's Annual Infrastructure Funding Statements report a 'nil return' for parts 1 and 2. However, part 3, the Section 106 report, sets out the following information each year:
- (a) the total amount of money to be provided under any planning obligations which were entered into during the reported year;
  - (b) the total amount of money under any planning obligations which was received during the reported year;
  - (c) the total amount of money under any planning obligations which was received before the reported year which has not been allocated by the authority.
  - (d) summary details of any non-monetary contributions to be provided under planning obligations which were entered into during the reported year, including details of—
    - (i) in relation to affordable housing, the total number of units which will be provided;
    - (ii) in relation to educational facilities, the number of school places for pupils which will be provided, and the category of school at which they will be provided;
  - e) the total amount of money (received under any planning obligations) which was allocated, but not spent during the reported year for funding infrastructure;
  - f) the total amount of money (received under any planning obligations) which was spent by the Annual (including transferring it to another person to spend);
  - (g) in relation to money (received under planning obligations) which was allocated by the authority but not spent during the reported year, summary details of the items of infrastructure on which the money has been allocated, and the amount of money allocated to each item;
  - (h) in relation to money (received under planning obligations) which was spent by the Annual during the reported year (including transferring it to another person to spend), summary details of—
    - (i) the items of infrastructure on which that money (received under planning obligations) was spent, and the amount spent on each item;



(ii) the amount of money (received under planning obligations) spent on repaying money borrowed, including any interest, with details of the items of infrastructure which that money was used to provide (wholly or in part);  
 (iii) the amount of money (received under planning obligations) spent in respect of monitoring (including reporting under regulation 121A) in relation to the delivery of planning obligations;

(i) the total amount of money (received under any planning obligations) during any year which was retained at the end of the reported year, and where any of the retained money has been allocated for the purposes of longer-term maintenance (“commuted sums”), also identify separately the total amount of commuted sums held.

- 1.5 In essence, the Annual Infrastructure Funding Statement and the categories above are intended to show clearly and in a transparent manner the progression from the signing of a Section 106 Agreement through the Council’s receipt of the money to the spend of the money and the delivery of the required infrastructure on the ground.

## **2. Details of Proposal or Information**

- 2.1 The prepared Annual Infrastructure Funding Statement for 2024/25 sets out how 2024/25 compares to 2023/24 and 2022/23 and provides case studies to showcase some of the infrastructure that the Council has delivered with the Section 106 contributions received.

- 2.2 The 2024/25 Annual Infrastructure Statement is appended as an Appendix to this report. The key headlines for the 2024/25 financial year are as follows:

Newly Secured Money	
Total amount of Section 106 monies signed up in new legal agreements during 2024/25	<b>£1,326,714</b>

Money Held by the Council	
Total amount of Section 106 monies received from developers during 2024/25	<b>£694,946</b>
Total amount of Section 106 monies at the start of 2024/25 that are held from previous years	<b>£1,703,003</b>

Money Spent by the Council	
	<b>£444,279</b>

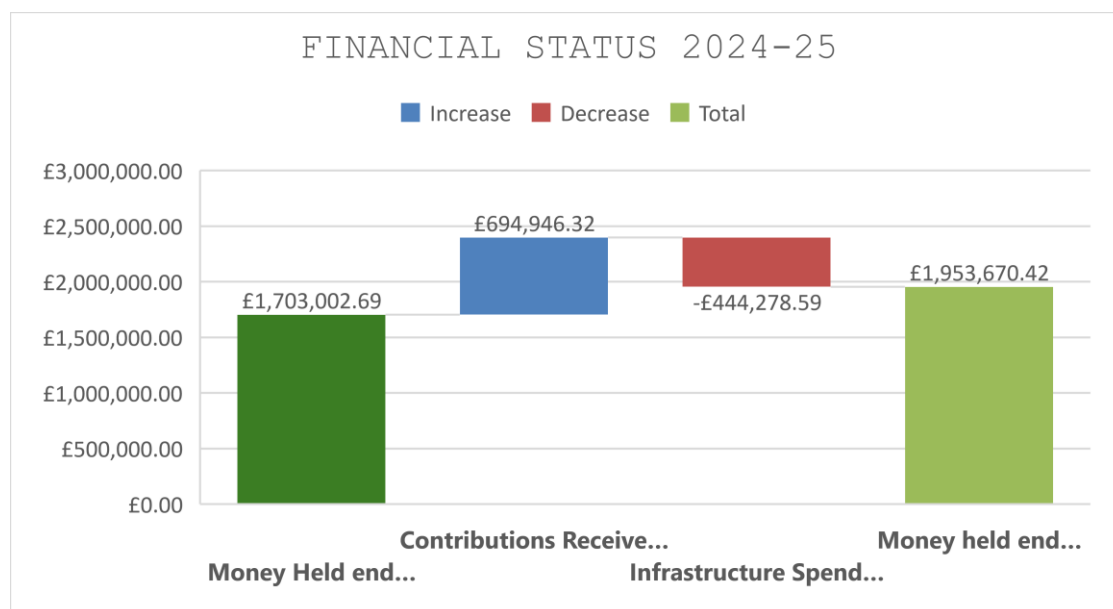
Total amount of Section 106 monies spent (or transferred to another organisation to spend) during 2024/25 including annual maintenance	
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### Newly secured money

- 2.3 There have been four Section 106 Agreements signed in the monitoring year. In South Normanton on land to the rear of 1-35 Red Lane, a S106 Agreement secured 52 Affordable houses, comprising 24 for shared ownership and 28 for affordable rent, as well as the transfer of a play area to be provided by the developer with a **£38,300** commuted sum for its future maintenance (including a £300 monitoring fee). No other contributions were sought against this development as the viability of the site was proven to be marginal at the time of the application. That the site was 100% Affordable Housing held considerable weight in the overall assessment.
- 2.4 In Bolsover on land South of Brockley Wood, Oxcroft Lane, planning approval for 161 houses included a S106 agreement that secured contributions against a range of infrastructure items. These comprised infant school places and additional facilities at Bolsover Infant and Nursery School, a contribution towards Bolsover Library, off-site biodiversity net gain, the improvement of playing pitches and ancillary buildings at Moor Lane and Castle Leisure Park, a sum towards additional facilities at Bolsover School, a SEND education contribution and a travel plan monitoring sum. The infrastructure contributions totalled **£596,120** (including £4,639 monitoring fees).
- 2.5 In Pinxton at 15-17 Brookhill Road, an employment permission for 3 new buildings subdivided into 10 commercial units included a S106 agreement that secured **£6,402** payable to Derbyshire County Council for a Travel Plan (including £77 monitoring fees).
- 2.6 In Barlborough, at Brickyard Farm, Slayley Lane, an employment permission for the erection of a workshop / manufacturing building with associated office space, trailer parking and associated works was approved with a S106 agreement for **£200,892** (including £77 monitoring fees) in contributions towards highway works for improvements to the Treble Bob roundabout and an off-site biodiversity enhancement scheme to address the habitat loss on the site due to the development.
- 2.7 Two Deeds of Variation were signed in the monitoring year. In Bolsover a S106 Agreement that was signed on 19<sup>th</sup> May 2022 with an approval for the development of 58 dwellings on the former Bolsover Hospital Site, was varied with the contributions reduced. All areas of infrastructure identified in the original agreement are to be funded, but for a lesser amount across all contributions. The total now due is **£484,999** (including £500 for Travel Plan monitoring) as compared with the total of £693,591 from the original S106 Agreement signed in 2022.
- 2.8 The other Deed of Variation related to Land South of Model Village Creswell, to vary the S106 Agreement signed in 2020 in relation to the provision of 15 Affordable Homes. The Variation is to substitute social rent homes with First Homes, a government scheme that allows first-time buyers to buy a home outright at a significant discount (at least 30%) off its market value, making it more affordable.

### Money held and contributions received.

- 2.9 Year on year over the last 3 years, the monies being brought forward from the previous monitoring year has increased [see Appendix: AIFS 2024/25 pages 6 and 7]. Added to this, in the monitoring year a significant amount was received by the Council in contributions. The contributions received in 2024/25 exceeded the previous two years' contributions combined. The combined amount of money held, and contributions received in the monitoring year equals just under £2.5 million pounds [see graph below].



### Infrastructure Spend

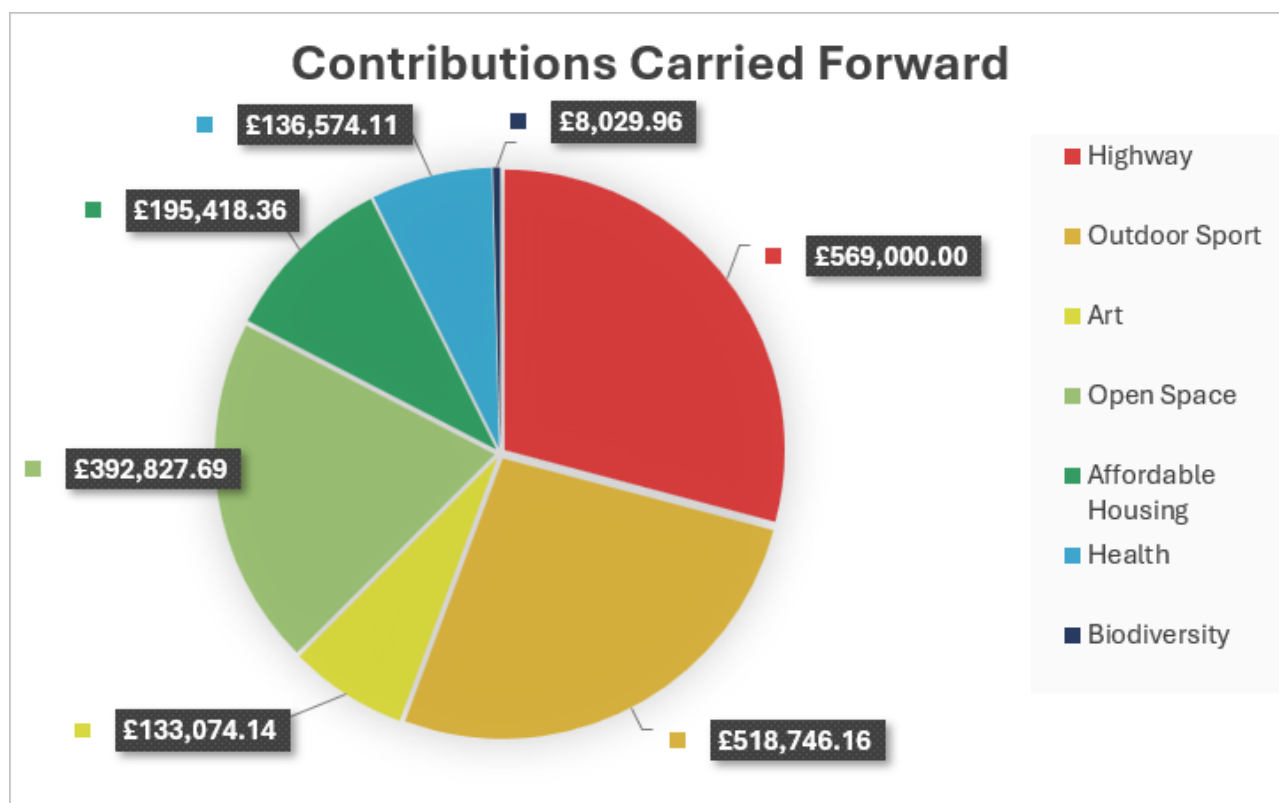
- 2.10 The monies spent on infrastructure in the monitoring year also exceeds the spending in the previous two monitoring years combined [see Appendix: AIFS 2024/25 pages 6 and 7] with a total spend in the monitoring year of just over £444,278.
- 2.11 The area of most spending was Outdoor Sport infrastructure totalling £342,082. This amounted to over 75% of the total spend on infrastructure and comprised eight projects spread across the district. Health infrastructure was the other main area with monies totalling £96,141.59 transferred to the Integrated Care Board to contribute towards increasing the capacity of health infrastructure for those who live in the Practice areas of Pinxton, South Normanton, Creswell and Langwith.
- 2.12 Notwithstanding the relatively high level of spending on infrastructure in the monitoring year, due to the significant level of contributions received, the money held by the Council at the close of the monitoring year has increase from last year, to stand at just under two million pounds as of the end of March 2025.

### Contributions Carried Forward

- 2.13 Of the money held that are carried over into the current financial year 2025/26, the largest amount at nearly a third of the monies held is for Highways infrastructure. However, the Council is working work with Derbyshire County Council Highways to



bring forward planned highway works utilising this money and this should see the amount held for Highways be reduced in the coming years.



- 2.14 The breakdown of the contributions held at the end of the monitoring year and carried forward into 2025/26 are as follows; contributions for Highways Infrastructure amount to **29%** of the total funds held with contributions for Outdoor Sport Infrastructure comprising **27%** of the total. Open Space contributions amount to **20%** of the sums held. The Affordable Housing sum amounts to **10%** of the total and the contributions for Art and Health infrastructure are each **7%**. The contribution for biodiversity comprises less than **1%** of the total sum carried forward into 2025/26.

### **3 Reasons for Recommendation**

- 3.1 Annual Infrastructure Funding Statements are prepared so that the accounting of Section 106 Agreements and developer contributions is more transparent.
- 3.2 The prepared Annual Infrastructure Funding Statement for 2024/25 is attached as an appendix to this report and provides factual information about the financial sums agreed, received, and spent. It also provides some context and highlights examples of infrastructure delivered during the monitoring year.
- 3.3 It is proposed that Planning Committee approve the content of the Annual Infrastructure Funding Statement 2024/25.

### **4. Alternative Options and Reasons for Rejection**

- 4.1 Preparation and publication of an Annual Infrastructure Funding Statement has been a statutory requirement from 2020 onwards. Therefore, officers have not considered alternative options.

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## **RECOMMENDATION(S)**

**That Planning Committee:**

- 1) note the requirements of the Community Infrastructure Levy (Amendment) (England) (No. 2) Regulations 2019 in relation to Annual Infrastructure Funding Statements;**
- 2) approve the Annual Infrastructure Funding Statement 2024/25 and endorse the decision to publish it to comply with the regulations.**

**Approved by Cllr Tom Munro, Portfolio Holder – Growth**

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## **IMPLICATIONS:**

<b><u>Finance and Risk</u></b> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		
<b>Details:</b> If obligations required to make a development acceptable in planning terms aren't properly discharged then there is a risk of harm to the Council's reputation and public confidence in the Council's decision taking. If financial contributions are not spent within a defined period then the money has to be returned to the developer and normally returned with interest. Therefore, there are finance and risk implications if procedures for recording and monitoring Section 106 Agreements are not sufficiently robust.		
On behalf of the Section 151 Officer		
<b><u>Legal (including Data Protection)</u></b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		
<b>Details:</b> The Council has a statutory duty to prepare an Annual Infrastructure Funding Statement under the Community Infrastructure Levy (Amendment) (England) (No. 2) Regulations 2019. Publication of the 2020/21 and 2021/22 Statements will bring the Council into compliance with these regulations. There are no specific data protection issues arising from this report.		
On behalf of the Solicitor to the Council		
<b><u>Staffing</u></b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		
<b>Details:</b> There are no human resources implications arising from this report.		
On behalf of the Head of Paid Service		
<b><u>Equality and Diversity, and Consultation</u></b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		
<b>Details:</b> There are no specific direct or indirect negative impacts on any person with a protected characteristic or any group of people with a shared protected characteristic arising from this report.		

<b>Environment</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
<b>Details:</b> There are no specific environmental implications arising from this report, albeit the Council's work on S106 monitoring will make a contribution to enhancing the built and natural environment.

**DECISION INFORMATION:**

<input checked="" type="checkbox"/> <b>Please indicate which threshold applies:</b>	
<b>Is the decision a Key Decision?</b> A Key Decision is an Executive decision which has a significant impact on two or more wards in the District or which results in income or expenditure to the Council above the following thresholds:	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
<b>Revenue (a)</b> Results in the Council making Revenue Savings of £75,000 or more or <b>(b)</b> Results in the Council incurring Revenue Expenditure of £75,000 or more.	(a) <input type="checkbox"/> (b) <input checked="" type="checkbox"/>
<b>Capital (a)</b> Results in the Council making Capital Income of £150,000 or more or <b>(b)</b> Results in the Council incurring Capital Expenditure of £150,000 or more.	(a) <input type="checkbox"/> (b) <input checked="" type="checkbox"/>
<b>District Wards Significantly Affected:</b> <i>(to be significant in terms of its effects on communities living or working in an area comprising two or more wards in the District)</i> Please state below which wards are affected or tick <b>All</b> if all wards are affected:	All <input checked="" type="checkbox"/>

<b>Is the decision subject to Call-In?</b> <i>(Only Key Decisions are subject to Call-In)</i>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
If No, is the call-in period to be waived in respect of the decision(s) proposed within this report? <i>(decisions may only be classified as exempt from call-in with the agreement of the Monitoring Officer)</i>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
<b>Consultation carried out:</b> <i>(this is any consultation carried out prior to the report being presented for approval)</i>	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
<b>Leader</b> <input type="checkbox"/> <b>Deputy Leader</b> <input type="checkbox"/> <b>Executive</b> <input type="checkbox"/> <b>SLT</b> <input type="checkbox"/> <b>Relevant Service Manager</b> <input type="checkbox"/> <b>Members</b> <input type="checkbox"/> <b>Public</b> <input type="checkbox"/> <b>Other</b> <input checked="" type="checkbox"/>	Portfolio Holder for Growth

<b>Links to Council Ambition: Customers, Economy, Environment, Housing</b>
<b>Environment</b> <ul style="list-style-type: none"> <li>Ensuring all area, neighbourhoods and streets in the district, irrespective of housing tenure or type, are places where people want to live, feel safe, and are proud to live.</li> </ul>



Links to Council Ambition: Customers, Economy, Environment, Housing
<p><u>Housing</u></p> <ul style="list-style-type: none"> <li>Enabling housing growth by increasing the supply, quality, and range of housing to meet the needs of the growing population.</li> </ul>

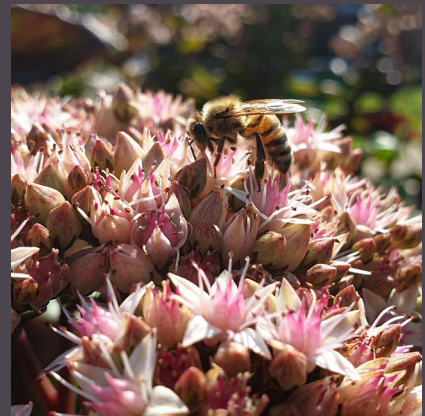
**DOCUMENT INFORMATION:**

Appendix No	Title
1	Annual Infrastructure Funding Statement 2024/25

Background Papers
<i>(These are unpublished works which have been relied on to a material extent when preparing the report. They must be listed in the section below. If the report is going to Executive, you must provide copies of the background papers).</i>

DECEMBER 2024

# Annual Infrastructure Funding Statement 2024/25



## Equalities Statement

Bolsover District Council is committed to equalities as an employer and when delivering the services it provides to all sections of the community.

The Council believes that no person should be treated unfairly and is committed to eliminating all forms of discrimination, advancing equality and fostering good relations between all groups in society.

## Access for All statement

You can request this document or information in another format such as large print or language or contact us by:

- **Phone** – 01246 242424
- **Email** – [enquiries@bolsover.gov.uk](mailto:enquiries@bolsover.gov.uk)
- **BSL Video Call** – a three way video call with us and a BSL interpreter. It is free to call Bolsover District Council with Sign Solutions, you just need wifi or mobile data to make the video call, or call into one of our Contact Centres.
- **Call with Relay UK** via textphone or app on 0800 500 888 – a free phone service provided by BT for anyone who has difficulty hearing or speaking. It's a way to have a real time conversation with us by text.
- **Visiting one of our offices** at Clowne, Bolsover, Shirebrook and South Normanton.



# 1 Introduction

- 1.1** This Annual Infrastructure Funding Statement sets out information for the period 1st April 2024 to 31st March 2025 relating to the funding of infrastructure by developments through the Community Infrastructure Levy and Planning Obligations / S106 Agreements that are required under the Community Infrastructure Levy (Amendment) (England) (No. 2) Regulations 2019.
- 1.2** The Community Infrastructure Levy (Amendment) (England) (No. 2) Regulations 2019 require local authorities to publish detailed information in a particular format.
- 1.3** However, in accordance with the Council's Statement of Community Involvement and its aim for the Council's planning service and publications to be accessible by avoiding the use of excessive technical jargon, references to legislation and the use of initials, this statement provides both the key information in the main report, with the information required by the Regulations set out in the Appendix.

## 2 Background

- 2.1** The Community Infrastructure Levy (Amendment) (England) (No. 2) Regulations 2019 introduced new duties on local planning authorities which include a duty to prepare Annual Infrastructure Funding Statements.
- 2.2** In accordance with the regulations, Annual Infrastructure Funding Statements must comprise the following three parts:
- **Part 1.** A statement of the infrastructure projects or types of infrastructure which the charging authority intends will be, or may be, wholly or partly funded by Community Infrastructure Levy (other than Community Infrastructure Levy to which regulation 59E or 59F applies) (“the infrastructure list”);
  - **Part 2.** A report about Community Infrastructure Levy, in relation to the previous financial year (“the reported year”), which includes the matters specified in paragraph 1 of Schedule 2 (“Community Infrastructure Levy report”);
  - **Part 3.** A report about planning obligations, in relation to the reported year, which includes the matters specified in paragraph 3 of Schedule 2 and may include the matters specified in paragraph 4 of that Schedule (“section 106 report”).
- 2.3** This new duty started formally in the financial year 2019/20 and requires the Council to publish an Annual Infrastructure Funding Statement by 31st December every year thereafter.

# 3 Key information

- 3.1** The key information within the Annual Infrastructure Funding Statement 2024/25 is provided below.

## Part 1 – The Infrastructure List

- 3.2** Bolsover District Council has not pursued a CIL and therefore provides a ‘nil return’ for this part of the Annual Infrastructure Funding Statement.

## Part 2 – The Community Infrastructure Levy Report

- 3.3** Bolsover District Council has not pursued a CIL and therefore provides a ‘nil return’ for this part of the Annual Infrastructure Funding Statement.

## Part 3 – The Section 106 Report

- 3.4** Bolsover District Council has a large number of live Section 106 Agreements which inform this Annual Infrastructure Funding Statement and is set out in detail as required by the Regulations in the Appendix to this summary report.
- 3.5** One technical matter to note is that Annual Infrastructure Funding Statements are required to set out where funds have been allocated or not allocated. The term ‘allocated’ is defined in the Planning Practice Guide as meaning “a decision has been made by the local authority to commit funds to a particular item of infrastructure or project” (Paragraph: 033 Reference ID: 23b-033-20190901). This is generally specified in the Section 106 Agreement for one of the above infrastructure types together with the general location of the infrastructure to be provided. On this basis, throughout the Annual Infrastructure Funding Statement the funds are treated as being allocated.
- 3.6** The key information, taken from the financial accounts of the Council for sums held, received and spent between 1st April 2024 and 31st March 2025, is provided below.

### Newly Secured Money

- Total amount of Section 106 monies signed up in new legal agreements during 2024/25 **£1,326,714.35**.

### Money Received and Held by the Council

- Total amount of Section 106 monies received from developers during 2024/25 **£694,946.32**
- Total amount of Section 106 monies held from previous years **£1,703,002.69**

### Money Spent by the Council

- Amount of Section 106 monies spent by the authority on infrastructure (or transferred to another organisation to spend) during 2024/25 **£438,583.59**
- Amount of Section 106 monies spent by the authority on maintenance **£5,695**
- Total amount of Section 106 monies spent by the authority **£444,278.59**



- 3.7** These headline figures outline the scale of the sums being secured by the Council through Section 106 Agreements. Once received the money is ultimately spent by the Council on infrastructure or transferred to other organisations to deliver infrastructure on our behalf. To help explain what these figures actually mean and how they compare with previous years the following sections provide additional information.

## Newly Secured Money

- 3.8** Of the new developments that were granted planning permission between 1st April 2024 and 31st March 2025, four included a S106 Agreement. A further two Agreements signed in the monitoring year were Deeds of Variation to previous S106 Agreements.
- 3.9** One thing to highlight in relation to the figures below is that as Section 106 Agreements are often entered into when granting planning permissions in Outline, the exact sum of money promised within the Section 106 Agreement is not always stated. Instead, the obligation is set out as a financial amount per dwelling that will take effect once the uncertainty over the exact number of dwellings has been resolved with a later, more detailed planning permission. As a result, in these cases the indicative number of dwellings discussed in the Outline planning permission has been used to obtain an exact figure that can be used in the Annual Infrastructure Funding Statement.
- 3.10** One further thing to note is that the figures can include a degree of double counting due to the Annual Infrastructure Funding Statement needing to report on all Section 106 Agreements signed up during the monitoring year. This can lead to situations where a Section 106 Agreement that was entered into in a previous year is superseded by a new Section 106 Agreement changing the financial contributions involved. Whilst this can lead to larger sums being secured, it is more often the case that sums promised at Outline stage can need to be reduced due to the developer pursuing the detailed permission having more detailed and up-to-date viability information than the landowner that secured the outline permission.
- 3.11** Despite these limitations, it is useful to show the relative amounts of money secured through Section 106 Agreements over recent years. The graph below show this figure over the last 3 years.

## Newly secured money during last three years

**2022/2023: £1,063,521.50**

**2023/24: £0**

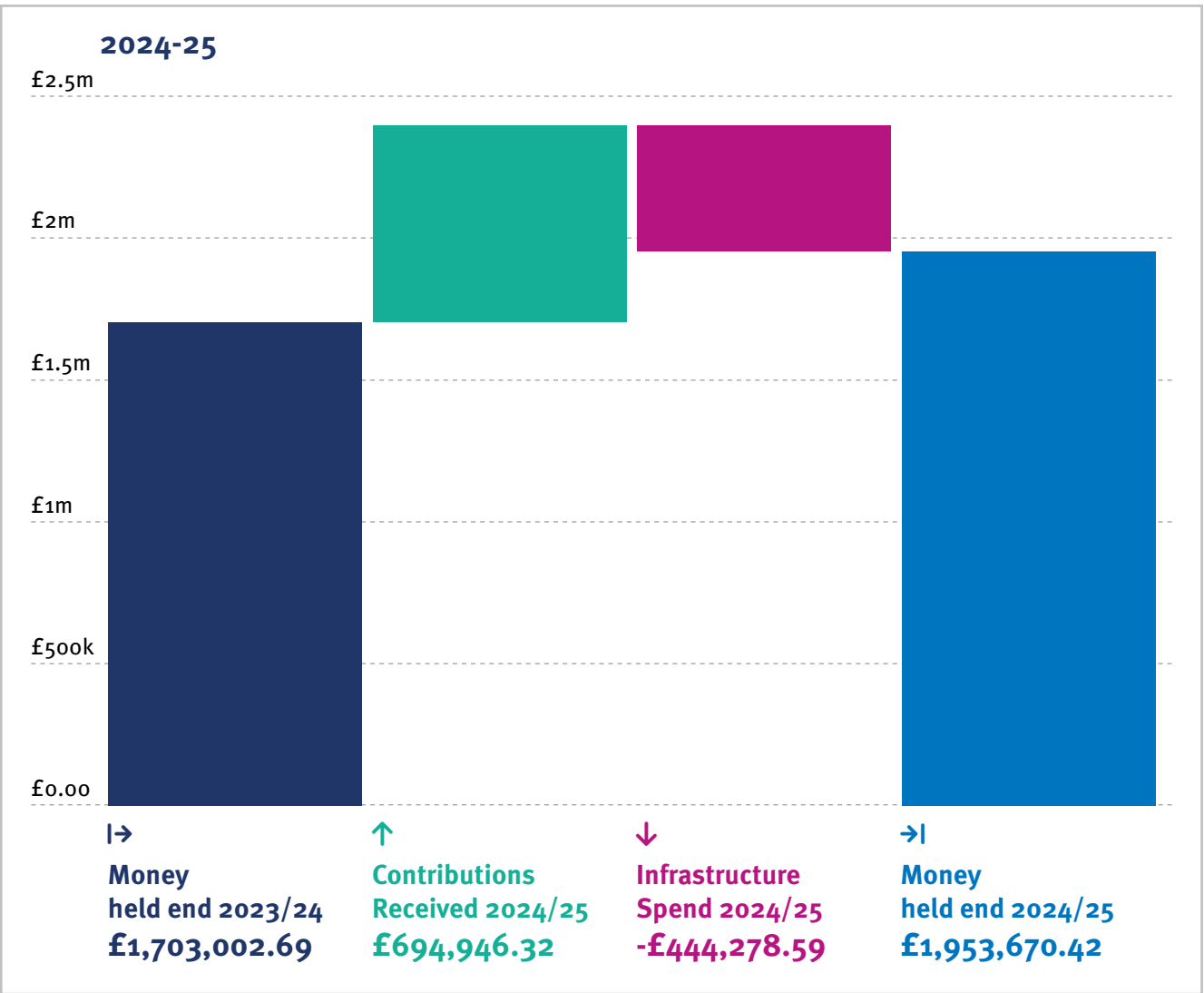
**2024/25: £1,326,714.35**

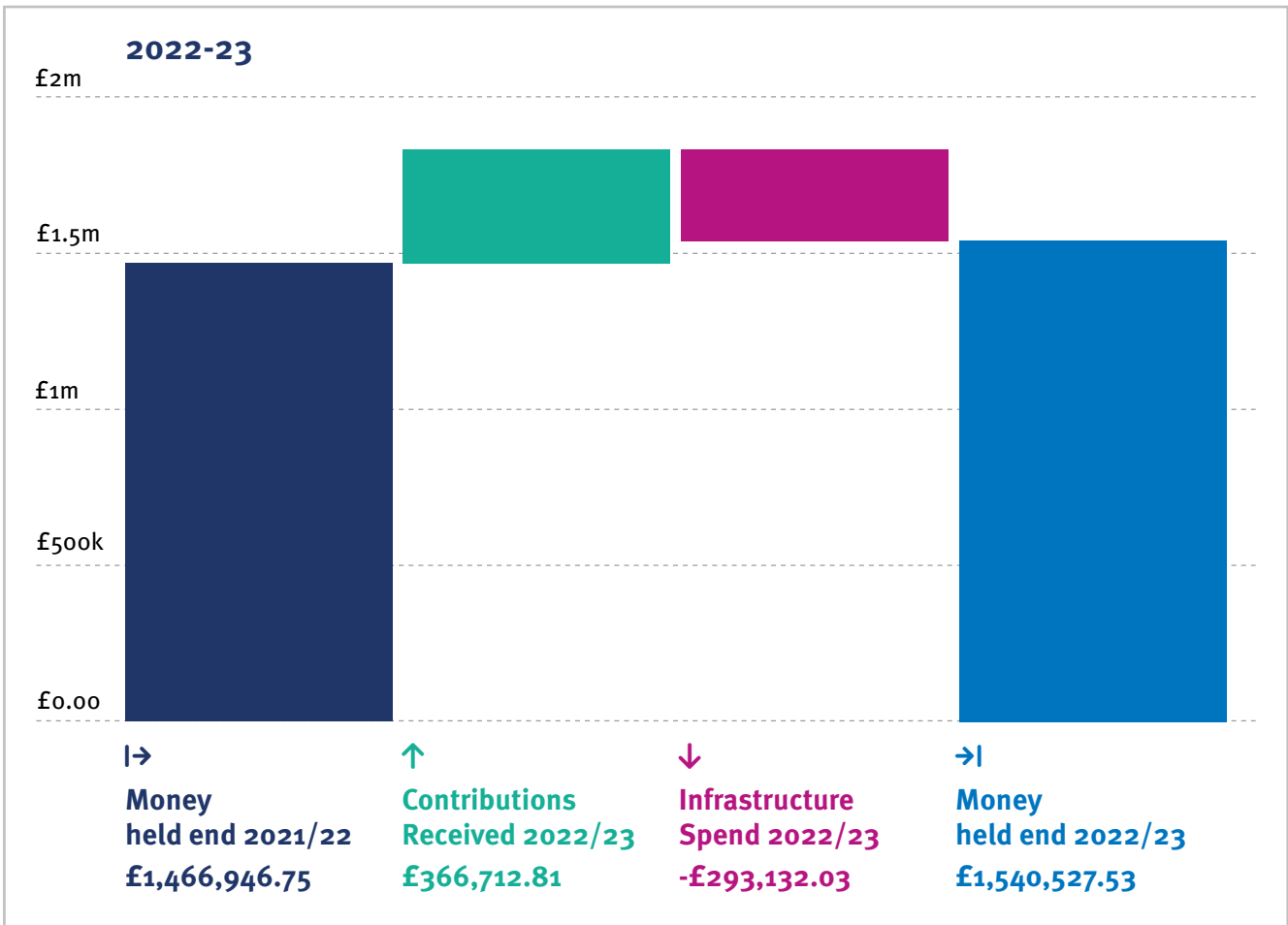
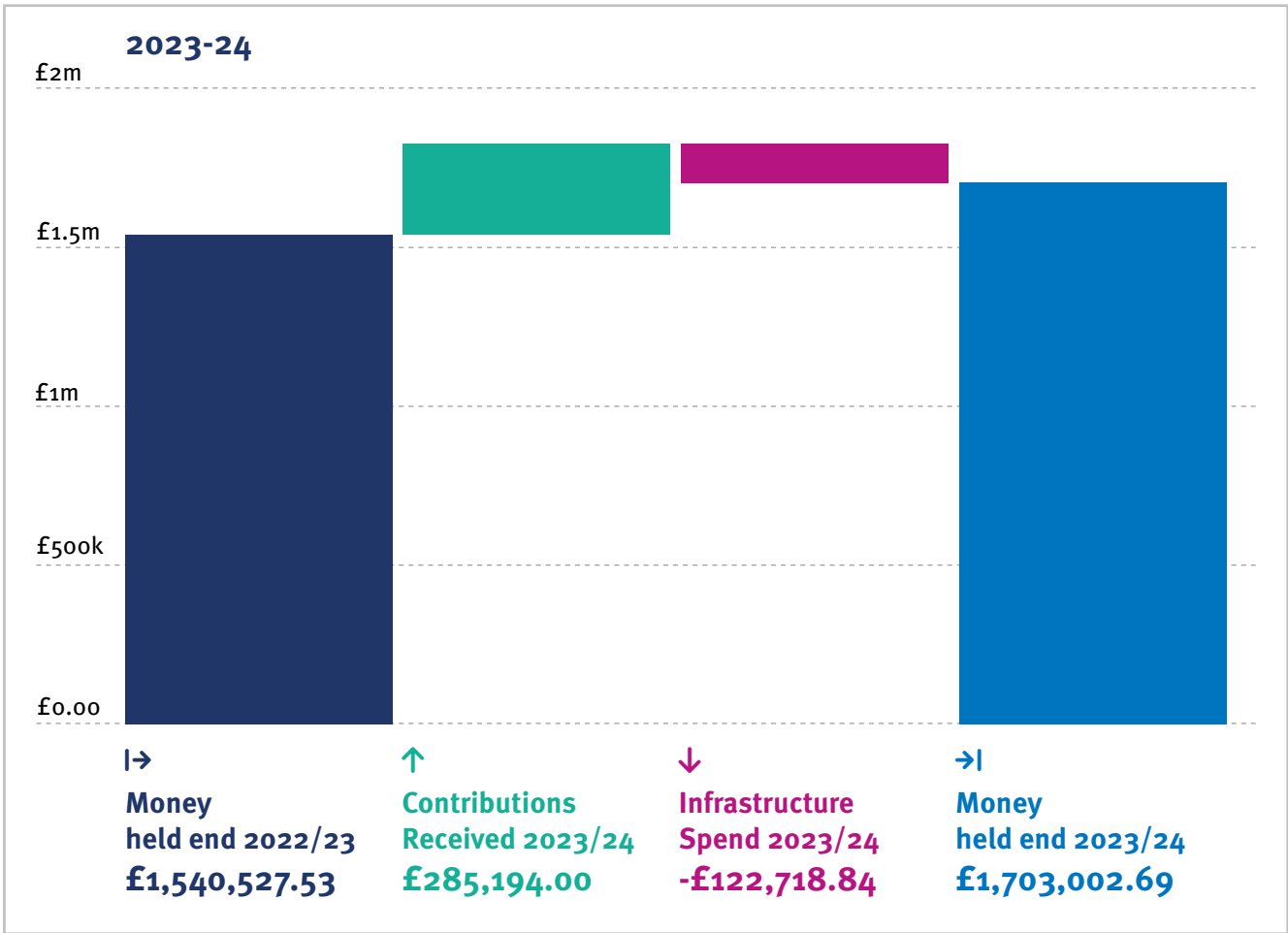
# S106 Financial Status 2024/25

- 3.12** The key variables in terms of the status of the S106 finances in any given monitoring year are the contributions from previous years that have yet to be spent, the additional contributions received during the monitoring year, the amount spent on infrastructure in that year and with this, the contributions that remain to be spent at the end of the monitoring year.
- 3.13** At the start of the monitoring year £1,703,002.69 of S106 contributions was held by the Council. A further £694,946.32 was received in contributions during the monitoring year. The sums spent totalled £444,278.59. The money held by the Council at the end of the monitoring year was £1,953,670.42.

## Monies held during last three years

- 3.14** The following charts show how the money being held by the Council at the end of the last three monitoring years has varied, contingent on on the three variables of starting balance, contributions received and how much has been spent on infrastructure.
- 3.15** It can be seen that the balance that is carried forward from previous monitoring years has been increasing year on year over the last 3 years, due to the contributions received in any one year surpassing the spending on infrastructure.







- 3.16** With regard to the current monitoring year, the table below provides a breakdown of how the money held and spent by the Council at 31st March 2025 is split across different infrastructure types:

Infrastructure Type	Money Carried Forward 2024/25	Money Received 2024/25	Money Spent 2024/25	Balance at monitoring year end
Outdoor Sports	£580,321.03	£280,507.13	£342,082	£518,746.16
Green Space	£343,320.62	£55,220.07	£5,695	£392,827.69
Health	£168,243.05	£64,472.65	£96,141.59	£136,574.11
Highways	£569,000	£0	£0	£569,000
Public Art	£34,106.03	£99,328.11	£360	£133,074.14
Biodiversity	£8,029.96	£0	£0	£8,029.96
Affordable Housing	£0	£195,418.36	£0	£195,418.36
<b>TOTAL</b>	<b>£1,703,002.69</b>	<b>£694,946.32</b>	<b>£444,278.59</b>	<b>£1,953,670.42</b>

- 3.17** This breakdown shows that significant sums were being held at the start of the monitoring year for Outdoor Sport, Highways and Green Space infrastructure. The main focus on spending in the monitoring year was on Outdoor Sports and Health infrastructure.
- 3.18** With spending on infrastructure being in excess of the sums received for both Outdoor Sport and Health Infrastructure, there was an overall reduction in the contributions held for these two infrastructure areas at the close of the monitoring year. The key additional developer contribution was for Affordable Housing.
- 3.19** Large sums are not yet spent and so are being held for Highways and Outdoor Sports infrastructure.

# Case Study 1

## Project: Bolsover Skate Park, Hornscroft Park



### Summary

The District Council has been working with Old Bolsover Town Council for a number of years to develop a skate park in Bolsover, following ongoing requests from groups of local riders and skateboarders. During this time Bolsover District Council was delivering activities to young people under its' Extreme Wheels banner, with the mobile skatepark being the most popular and most requested activity.

Old Bolsover Town Council carried out a survey of local young people's needs and wants in 2019 and a wider survey in the early 2020s. The surveys confirmed the level of support for the development of a skatepark which led to the Town Council agreeing to provide the majority of the funding for an iconic facility in Hornscroft Park, the nearest park to the town centre.

Maverick Industries were contracted to design and build an in situ spray concrete skatepark adjacent to the existing multi-use games area (MUGA) at Hornscroft Park to accommodate BMX riders, scooter riders and skateboarders.

Maverick carried out consultation with local riders, the general public, local schools and the online community after which the design was tweaked a number of times before the submission of a planning application.

Works were carried out in Spring 2024 and were completed in time for the 2024 school summer holidays. An official launch event / skate jam was held in May 2025.

**Application reference**

15/00076/OUT, 20/00238/FUL and  
21/00640/FUL

**Site name**

Oxcroft Lane, Bolsover

**Developer**

Jones Homes (Yorkshire) and Stancliffe  
Homes

**Permissions granted / Section  
106's signed**

15/00076/OUT: May 2016  
20/00238/FUL: August 2021  
21/00640/FUL: February 2022

**Amount secured in Section 106**

£136,000

**Development started**

Jones Homes March 2020  
Stancliffe Homes March 2022

**Money received**

15/00076/OUT: March 2020  
21/00640/FUL: June 2023

**Work ordered**

2024

**Infrastructure delivered**

July 2024



# Case Study 2

## Project: Teenage Play Equipment, Shetland Road Recreation Ground, Tibshelf



### Summary

Bolsover District Council worked with Tibshelf Parish Council to provide additional facilities for teenagers on Shetland Road Recreation Ground, the main area of public open space in the parish.

Following a competitive tendering exercise HAGS were appointed to install a range of teenage focussed play equipment including a multi-use games area (MUGA), a zip line, large net climber, overhead spinner and an accessible roundabout.

In addition, new equipment was installed in the existing junior play area and access to the play area was improved with a new access path and a resurfaced link path to the main entrance.

Works were carried out in autumn 2024 with an official handover in October.

### Application reference

13/00182/OUTMAJ

### Site name

Mansfield Road, Tibshelf

### Developer

Keepmoat Homes

### Permissions granted / Section 106's signed

October 2014

### Amount secured in Section 106

£160,000

### Development started

March 2016

### Money received

December 2019

### Work ordered

September 2024

### Infrastructure delivered

October 2024

## 4 Conclusions

- 4.1** Overall, the Annual Infrastructure Funding Statement highlights the significant sums involved in Section 106 Agreements and how they lead to local infrastructure provision and ultimately show one of the benefits of new development.
- 4.2** This monitoring snapshot also currently shows that, notwithstanding the significant spending on infrastructure in the monitoring year, the contributions received are such that the money held by the Council at the close of the monitoring year increased from last year, to stand at just under two million pounds at the close of the year.
- 4.3** This accumulation of money demonstrates a strong need to have effective delivery and monitoring systems in place to ensure the planned local infrastructure is delivered and that the full benefits of new development are achieved.
- 4.4** Behind this covering report, the Community Infrastructure Levy (Amendment) (England) (No. 2) Regulations 2019 require local authorities to publish detailed information in a certain format and the information required is set out in the Appendix to this report.
- 4.5** Finally, it is worth noting that Derbyshire County Council are also obliged under the Community Infrastructure Levy (Amendment) (England) (No. 2) Regulations 2019 to produce their own the Annual Infrastructure Funding Statement each year. These statements will set out how monies transferred to them by the District Council and that are thus treated as spent in the District Council's Annual Infrastructure Funding Statement, or that go to them directly from the developer, have been spent.

# Appendix: Annual Infrastructure Funding Statement 2024/25

- a) the total amount of money to be provided under any planning obligations which were entered into during the reported year including Variations to previous Agreements.

Infrastructure Purpose	Money breakdown
Sports Provision	£208,656
Green Space	£93,970
Education	£623,705.94
Health	£166,328.50
Highways	£150,815.09
Public Art	£0
Biodiversity	£50,000
Affordable Housing	£0
Community Facilities	£11,400
Travel Plans	£16,246
Monitoring Compliance	£5,592.82
<b>TOTAL</b>	<b>£1,326,714.35</b>

- b) the total amount of money under any planning obligations which was received during the reported year

Infrastructure Purpose	Money breakdown
Sports Provision	£280,507.13
Green Space	£55,220.07
Health	£64,472.65
Public Art	£99,328.11
Affordable Housing	£195,418.36
<b>TOTAL</b>	<b>£694,946.32</b>

- c) the total amount of money under any planning obligations which was received before the reported year which has not been allocated by the authority: **none**.



- d) summary details of any non-monetary contributions to be provided under planning obligations which were entered into during the reported year, including details of—
- in relation to affordable housing, the total number of units which will be provided:  
**74**
  - in relation to educational facilities, the number of school places for pupils which will be provided, and the category of school at which they will be provided:  
Numbers of places not set out in the S106 Agreements. The sums are; £115,534.21 Infant Education, £101,406.57 Junior Education, £287,448.23 Secondary Education and £119,316.42 SEND.
  - Biodiversity: **none**
- e) the total amount of money (received under any planning obligations) which was allocated but not spent during the reported year for funding infrastructure:  
**£1,953,670.42**
- f) the total amount of money (received under any planning obligations) which was spent by the authority (including transferring it to another organisation to spend);

Infrastructure Purpose	Money breakdown
Sports Provision	£342,082
Green Space	£5,695
Health	£96,141.59
Public Art	£360
<b>TOTAL</b>	<b>£444,278.59</b>

- g) in relation to money (received under planning obligations) which was allocated by the authority but not spent during the reported year, summary details of the items of infrastructure on which the money has been allocated, and the amount of money allocated to each item

Infrastructure Purpose	Money breakdown
Affordable Housing	£195,418.36
Art	£133,074.14
Outdoor Sport	£518,746.16
Open Space	£392,827.69
Highway	£569,000.00
Health	£136,574.11
Biodiversity	£8,029.96
<b>TOTAL</b>	<b>£1,953,670.42</b>

- h) in relation to money (received under planning obligations) which was spent by the authority during the reported year (including transferring it to another person to spend), summary details of—
- i. the items of infrastructure on which that money (received under planning obligations) was spent, and the amount spent on each item;

### Sports Provision

Infrastructure Items	Money breakdown
New play equipment at Shetland Road Recreation Ground, Tibshelf	£160,088
Repairs to Lincoln Street Play Area, Tibshelf	£2,500
Bolsover Skate Park (contribution)	£136,000
Equipment for Bolsover Cricket Ground	£11,300
Replacement fence to Bowling Green at Castle Leisure Park, Bolsover	£11,918
Pitch and pavilion works at Broadmeadows / Common Meadows, South Normanton	£17,571
Glapwell Cricket Ground (contribution)	£810
Shirebrook Model Village Sports Ground (valuation)	£1,895
<b>TOTAL</b>	<b>£342.082</b>

### Public Art

Infrastructure Item	Cost
Contribution towards Community Arts celebration event	£360
<b>TOTAL</b>	<b>£360</b>

### Health

Infrastructure Item	Cost
Project to expand GP capacity, Alfreton Surgery	£80,141.59
Project to increase clinical space at the Langwith Practice	£16,000
<b>TOTAL</b>	<b>£96,141.59</b>

- ii. the amount of money (received under planning obligations) spent on repaying money borrowed, including any interest, with details of the items of infrastructure which that money was used to provide (wholly or in part): **None**.
- iii. the amount of money (received under planning obligations) spent in respect of monitoring (including reporting under regulation 121A) in relation to the delivery of planning obligations: **None**.

- i) the total amount of money (received under any planning obligations) during any year which was retained at the end of the reported year, and where any of the retained money has been allocated for the purposes of longer term maintenance (“commuted sums”), also identify separately the total amount of commuted sums held.

**Retained for longer term maintenance / commuted sums**

Maintenance Purpose	Money breakdown
Hazelmere Park, Creswell	£960
The Brambles, Doe Lea	£4,735
<b>TOTAL</b>	<b>£5,695</b>