

APPLICATION NO.	
DATE LODGED	
RECEIPT NO.	FEE RECEIVED
CARD	OTHER
KIRKLEES COUNCIL VALIDATION CHECKLIST	SUPPLY 1 COPY (PLUS THE ORIGINAL)

PLANNING - PO Box B93, Civic Centre 3, Huddersfield, HD1 2JR **Tel:** 01484 414746 **E-mail :** dc.admin@kirklees.gov.uk

Application for removal or variation of a condition following grant of planning permission. Town and Country Planning Act 1990. Planning (Listed Buildings and Conservation Areas) Act 1990

Publication of applications on planning authority websites.

Please note that the information provided on this application form and in supporting documents may be published on the Authority's website. If you require any further clarification, please contact the Authority's planning department.

1. Site Address

Number	
Suffix	
Property name	Land adjacent to No.31 Marsland Court
Address line 1	Hunsworth lane
Address line 2	
Address line 3	
Town/city	Cleckheaton
Postcode	BD19 4DB

Description of site location must be completed if postcode is not known:

Easting (x)	418770
Northing (y)	426648

Description

Land adjacent to No.31 Marsland Court

2. Applicant Details

Title	
First name	Paul
Surname	Hemingway
Company name	
Address line 1	Land adjacent to No.31
Address line 2	Marsland Court
Address line 3	Hunsworth lane
Town/city	Cleckheaton

2. Applicant Details

Country	
Postcode	BD19 4DB
Are you an agent acting on behalf of the applicant?	
☒ Yes ☐ No	
Primary number	
Secondary number	
Fax number	
Email address	

3. Agent Details

Title	
First name	Mike
Surname	Harris
Company name	Mike Harris Planning Consultancy
Address line 1	18 Aireburn Avenue
Address line 2	Keighley Road
Address line 3	Steeton
Town/city	Keighley
Country	
Postcode	BD20 6NH
Primary number	
Secondary number	
Fax number	
Email	

4. Description of the Proposal

Please provide a description of the approved development as shown on the decision letter

Erection of 4 semi-detached dwellings	
Reference number	
2018/62/93861/E	
Date of decision (date must be pre-application submission)	08/03/2019
Please state the condition number(s) to which this application relates	
Condition number(s)	
9,11, 12 &13	

4. Description of the Proposal

Has the development already started?

☒ Yes ☐ No

If Yes, please state when the development was started (date must be pre-application submission)

11/03/2019

Has the development been completed?

☐ Yes ☒ No

5. Condition(s) - Removal/Variation

Please state why you wish the condition(s) to be removed or changed

Condition 11 - We are seeking the removal of this condition as it precludes the progression of a current application for a single dwelling on the site.

If you wish the existing condition to be changed, please state how you wish the condition to be varied

Conditions 9, 12 & 13 are proposed to be amended to take account of the loss of the communal parking spaces on this site.

The Revised Conditions are:

Condition 9. Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) Order 2015 (or any order revoking or re-enacting that order, with or without modification) no buildings or extensions other than those expressly authorised by this permission shall be erected within the defined curtilages of the 4 semi-detached dwellings, within the red line boundary of the application site shown on the approved plans at any time.

Condition 12 - All off -street parking spaces serving the dwellings hereby permitted shall be laid-out to the minimum dimensions of 2.5 metres width x 5.0 metres length before the dwellings hereby approved are first brought into use and therefore retained

Condition 13 - The development shall not be brought into use until all areas indicated to be used for access and parking for the four semi-detached dwellings only on the approved plans have been laid-out with a hardened and drained surface in accordance with the Communities and Local Government: and Environment Agency's Guidance on the permeable surfacing of front gardens (parking areas) published 13th May 2009 (ISBN 9781409804864) as amended or any successor guidance; Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) Order 2015 as amended (or any Order revoking or re-enacting that Order) this shall be so retained, free of obstructions and available for the uses specified on the submitted/listed plans

6. Site Visit

Can the site be seen from a public road, public footpath, bridleway or other public land?

☒ Yes ☐ No

If the planning authority needs to make an appointment to carry out a site visit, whom should they contact?

- ☐ The agent
☒ The applicant
☐ Other person

7. Pre-application Advice

Has assistance or prior advice been sought from the local authority about this application?

☒ Yes ☐ No

If Yes, please complete the following information about the advice you were given (this will help the authority to deal with this application more efficiently):

Officer name:

Title

First name

Surname

Reference

Date (Must be pre-application submission)

13/04/2021

Details of the pre-application advice received

Email correspondence inviting the submission of a variation of Condition application to address a number of conditions, that would preclude the advancement of an existing application on site, for a single dwelling.

8. Ownership Certificates and Agricultural Land Declaration

CERTIFICATE OF OWNERSHIP - CERTIFICATE A - Town and Country Planning (Development Management Procedure) (England) Order 2015 Certificate under Article 14

I certify/The applicant certifies that on the day 21 days before the date of this application nobody except myself/the applicant was the owner* of any part of the land or building to which the application relates, and that none of the land to which the application relates is, or is part of, an agricultural holding**

* 'owner' is a person with a freehold interest or leasehold interest with at least 7 years left to run. ** 'agricultural holding' has the meaning given by reference to the definition of 'agricultural tenant' in section 65(8) of the Act.

NOTE: You should sign Certificate B, C or D, as appropriate, if you are the sole owner of the land or building to which the application relates but the land is, or is part of, an agricultural holding.

Person role

- ☒ The applicant
☐ The agent

Title	
First name	Paul
Surname	Hemingway
Declaration date (DD/MM/YYYY)	03/05/2021

☒ Declaration made

9. Declaration

I/we hereby apply for planning permission/consent as described in this form and the accompanying plans/drawings and additional information. I/we confirm that, to the best of my/our knowledge, any facts stated are true and accurate and any opinions given are the genuine opinions of the person(s) giving them. ☒

Date (cannot be pre-application)	03/05/2021
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