Application Number	
Date Logged	
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KIRKLEES COUNCIL VALIDATION CHECKLIST	SUPPLY 1 COPY ONLY

Planning - PO Box 1720, Huddersfield, HD1 9EL
E-mail: planning.portal@kirklees.gov.uk **Tel:** 01484 414746

Application for a Lawful Development Certificate for a Proposed Use or Development

Town and Country Planning Act 1990 (as amended)

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.

Site Location

Disclaimer: We can only make recommendations based on the answers given in the questions.

If you cannot provide a postcode, the description of site location must be completed. Please provide the most accurate site description you can, to help locate the site - for example "field to the North of the Post Office".

Number: 48

Suffix:

Property Name:

Address Line 1: Waterloo Road

Address Line 2: Waterloo

Address Line 3: Kirklees

Town/city: Huddersfield

Postcode: HD5 0AF

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

Easting (x): 417658

Northing (y): 416845

Description:

Applicant Details

Name/Company

Title

Mr

First name

Mohammed

Surname

Azam

Company Name

Address

Address line 1

48 Waterloo Road

Address line 2

Waterloo

Address line 3

Town/City

Huddersfield

County

Kirklees

Country

United Kingdom

Postcode

HD5 0AF

Are you an agent acting on behalf of the applicant?

◯ Yes
⊘ No

Contact Details

Primary number

***** REDACTED ******

Secondary number

Fax number

Email address

***** REDACTED ******

Description of Proposal

Does the proposal consist of, or include, the carrying out of building or other operations?

◯ Yes
⊘ No

Does the proposal consist of, or include, a change of use of the land or building(s)?

⊘ Yes
◯ No

If Yes, please give a full description of the scale and nature of the proposed use, including the processes to be carried out, any machinery to be installed and the hours the proposed use will be carried out

Application for a Lawful Development Certificate to alter the use of a C3 House property to a C2- residential institution intended to accomodate a maximum of 2 children. The child will be supported by two carers during the day who will be supervised by a manager working office hours as well as two staff members providing supervision and support through the night if required. Sleeping facilities will be provided for carers working the night shift. The residential home will be under staff supervision 24 hours a day, 7 days a week.

If Yes, please fully describe the existing or the last known use, with the date when this use ceased

The property was previously used as a home by private tenants, however it is now vacant.

Has the proposal been started?

◯ Yes
⊘ No

Grounds for Application

Information about the existing use(s)

Please explain why you consider the existing or last use of the land is lawful, or why you consider that any existing buildings, which it is proposed to alter or extend are lawful

The property currently falls in category C3 (Dwellinghouse) and was used as a residential home by tenants. The property does not require planning permission as the proposed change of use will not differentiate from a normal house, as our aim is to provide a loving and caring home as a normal home would be. The proposed change of use falls into category of Class C2 (residential institution) which is why we are submitting this application as it can not be an automatic permitted change.

Please list the supporting documentary evidence (such as a planning permission) which accompanies this application

1. Existing floor plans.
2. Location Plan
3. Decision to grant lawful development certificate for a similar proposal with the only difference being one child instead of two.

Select the use class that relates to the existing or last use.

C3 - Dwellinghouses

Please note that following changes to Use Classes on 1 September 2020: The list includes the now revoked Use Classes A1-5, B1, and D1-2 that should not be used in most cases. Also, the list does not include the newly introduced Use Classes E and F1-2. To provide details in relation to these or any 'Sui Generis' use, select 'Other' and specify the use where prompted. See help for more details on Use Classes.

Information about the proposed use(s)

Select the use class that relates to the proposed use.

C2 - Residential institutions

Please note that following changes to Use Classes on 1 September 2020: The list includes the now revoked Use Classes A1-5, B1, and D1-2 that should not be used in most cases. Also, the list does not include the newly introduced Use Classes E and F1-2. To provide details in relation to these or any 'Sui Generis' use, select 'Other' and specify the use where prompted. See help for more details on Use Classes.

Is the proposed operation or use

- [x] Permanent
- [ ] Temporary

Why do you consider that a Lawful Development Certificate should be granted for this proposal?

We believe this proposed change of use will be beneficial to children who are in need of a loving and caring environment to which they might not receive currently. By granting us lawful development it will allow us to provide these children with many benefits which will support them to develop into young adults with many opportunities. Children with certain behavioural problems need a stable and steady environment with the correct resources to allow them to manage their behaviours. Unfortunately some children do not receive this type of supportive environment whatever the reason may be, and we want to provide a safe place for them. This is a necessary service and it is crucial that this type of support is available for local authorities to fulfill their legal obligation to provide a safe environment for young children to receive this type of support.

This service intends to provide support to children between 16-18 years of age on a long term basis. Monthly visits by social workers will be made to this property, however we do not expect any other external visitors. Support will be provided by qualified carers who will be appropriately trained, and only in rare and extreme cases do we expect external professions such as therapists to visit. Children will be expected to attend school and no tuition is expected to take place at this location, and in an event of waiting periods to attend school then children will attend temporary tuition in another location such as a library.

To conclude, the property will be used as a residential property for up to two young people to live there as a safe environment and equivalent to a typical family home, as well as this they will have their own bedroom as a permanent residence to which they feel is their own space. We intend to create opportunities and encourage them to make the best choices for themselves. The atmosphere we intend to create will be the same as a typical loving family home, to which they may not have previously received. There will be no disturbances to neighbours as we do not expect many visitors that differentiates to a normal family home. We believe that there is sufficient car parking facilities for staff as there is a drive which has room for two cars as well as street parking in front of the house, therefore this will not affect the neighbours.

Finally we would be grateful if the local authority consider to grant lawful use to our proposal as this is a necessary service for young people in need.

Site Visit

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

- [x] Yes
- [ ] No

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

- [ ] The agent
- [x] The applicant
- [ ] Other person

Pre-application Advice

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

◯ Yes
⊘ No

Authority Employee/Member

With respect to the Authority, is the applicant and/or agent one of the following:
(a) a member of staff
(b) an elected member
(c) related to a member of staff
(d) related to an elected member

It is an important principle of decision-making that the process is open and transparent.

For the purposes of this question, "related to" means related, by birth or otherwise, closely enough that a fair-minded and informed observer, having considered the facts, would conclude that there was bias on the part of the decision-maker in the Local Planning Authority.

Do any of the above statements apply?

◯ Yes
⊘ No

Interest in the Land

Please state the applicant's interest in the land

⊘ Owner
◯ Lessee
◯ Occupier
◯ Other

Declaration

I / We hereby apply for Lawful development: Proposed use as described in this form and 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 options of the persons giving them. I / We also accept that: Once submitted, this information will be transmitted to the Local Planning Authority and, once validated by them, be made available as part of a public register and on the authority's website; our system will automatically generate and send you emails in regard to the submission of this application.

☑ I / We agree to the outlined declaration

Signed

Aleena Hussain

Date

12/05/2023