Application Number	
Date Logged	
Receipt No	Fee Received
Card	Other
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 Removal or Variation of a Condition following Grant of Planning Permission or Listed Building Consent

Town and Country Planning Act 1990 (as amended); Planning (Listed Buildings and Conservation Areas 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

Suffix

Property Name

Address Line 1

Land at Bank End Lane

Address Line 2

Almondbury

Address Line 3

Town/city

Huddersfield

Postcode

HD5 8ES

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

Easting (x)

416374

Northing (y)

416093

Description

Residential development by Erris Homes - now complete

Applicant Details

Name/Company

Title

First name

Surname

Erris Homes (Yorkshire) Ltd

Company Name

Address

Address line 1

c/o agent

Address line 2

Address line 3

Town/City

c/o agent

County

Country

c/o agent

Postcode

LS185JJ

Are you an agent acting on behalf of the applicant?

- (x) Yes
- ( ) No

Contact Details

Primary number

Secondary number

Fax number

Email address

Agent Details

Name/Company

Title

Mr

First name

Alistair

Surname

Flatman

Company Name

Alistair Flatman Planning

Address

Address line 1

Alistair Flatman Planning

Address line 2

24 West End Grove

Address line 3

Horsforth

Town/City

Leeds

County

Country

Postcode

LS18 5JJ

Contact Details

Primary number

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

Secondary number

Fax number

Email address

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

Description of the Proposal

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

OUTLINE APPLICATION FOR RESIDENTIAL DEVELOPMENT

Reference number

2016/60/93985/W

Date of decision (date must be pre-application submission)

24/03/2017

Please state the condition number(s) to which this application relates

Condition number(s)

10 - drainage details to be submitted with reserved matters application

Has the development already started?

- (x) Yes
- ( ) No

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

06/01/2020

Has the development been completed?

- ( ) Yes
- (x) No

Condition(s) - Variation/Removal

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

The condition relates to submission of drainage details with reserved matters submissions. The reason for the condition was to the site is satisfactorily drained and to mitigate flood risk. This is to accord with Policy BE1(i) of the Kirklees Unitary Development Plan and guidance in part 10 of the National Planning Policy Framework

The reserved matters have now all been submitted and approved with the last dwelling on the site sold in March 2023. The site also now benefits from a signed s104 agreement between Erris Homes and Yorkshire Water (YW) confirming the drainage is acceptable. A copy is submitted with this application.

As such Condition 10 has been 'addressed' and drainage details accepted such that YW have now adopted the drainage system.

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

Request that condition is removed as it has been addressed and is superseded by the signed s104 agreement confirming Yorkshire Water have adopted the drainage system.

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

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

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

Surname

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

Reference

Date (must be pre-application submission)

09/05/2024

Details of the pre-application advice received

Email exchanges between applicant, planning officer and LLFA advising that all drainage matters now agreed. Email from planning officer 9 May 2024 suggests submission of application to remove drainage condition 10.

Ownership Certificates and Agricultural Land Declaration

Certificates under Article 14 - Town and Country Planning (Development Management Procedure) (England) Order 2015 (as amended)

Please answer the following questions to determine which Certificate of Ownership you need to complete: A, B, C or D.

Is the applicant the sole owner of all the land to which this application relates; and has the applicant been the sole owner for more than 21 days?

- (x) Yes
- ( ) No

Is any of the land to which the application relates part of an Agricultural Holding?

- ( ) Yes
- (x) No

Certificate Of Ownership - Certificate A

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

- (x) The Applicant
- ( ) The Agent

Title

First Name

Surname

Erris Homes

Declaration Date

15/05/2024

[x] Declaration made

Declaration

I/We hereby apply for Removal/Variation of a condition as described in the questions answered, details provided, 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.
I/We also accept that, in accordance with the Planning Portal's terms and conditions:
- Once submitted, this information will be made available to the Local Planning Authority and, once validated by them, be published 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

Alistair Flatman

Date

15/05/2024