



Aylesbury Area

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

Address Line 2

Address Line 3

Town/city

Postcode

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

Easting (x)

Northing (y)

Description

Applicant Details

Name/Company

Title

First name

Surname

Company Name

Address

Address line 1

Address line 2

Address line 3

Town/City

County

Country

Postcode

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 the Proposal

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

Determination under Class R of Part 3 of Schedule 2 to the Town and Country Planning (General Permitted Development) (England) Order 2015 (Amended) as to whether prior approval is required in respect of transport and highways impacts, noise impacts, contamination risks and flood risks for the change of use of two existing agricultural building to a flexible commercial use.

Reference number

22/00926/COUAF

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

09/05/2022

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

Condition number(s)

The application is to vary condition 3 and substitute drawing 23529-02 with drawing 23529-02a

Has the development already started?

Yes

No

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

23/06/2023

Has the development been completed?

Yes

No

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

28/06/2023

Condition(s) - Variation/Removal

Condition(s) - Variation/Removal

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

Condition 3 refers to drawing 23529-02. This drawing shows some minor works to the bell mouth of the farm driveway and was based on OS data at the time. A topographical survey of the driveway has subsequently been undertaken which accurately picks up on width of the driveway. Based on the topographical survey and the driveway and the drawing being re tracked under reference 23529-02a it can be demonstrated that no works are need to the bell mouth of the driveway where it adjoins the Dunton Road. There is a width of 4.8m for the first 13 meters of the driveway. If drawing 23529-02 can be substituted with drawing 23529-02 A then the condition can be discharged as the works undertaken on private land were completed in June 2023. A previous application to discharge condition 3 under reference 22/A0926/DIS was refused on 23 August 2023 and this drawing is to regularise the situation as the original drawing was not accurate being based on OS data and the works to the bell mouth are no longer needed

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

Transport Consultants David Tucker Associates have prepared a technical note to explain the variation required to condition 3 and they have prepared drawings 23529-02 A which shows up to date tracking together with drawing 23529-05 A which shows the works that have been completed in June 2023. I am seeking to vary the condition to substitute drawing 23529-02 with 23529-02 A so that the condition can be discharged without having to do any works on the adopted highway which are no longer necessary to do now a topographical survey of the driveway has been done and the updated drawing demonstrate that the tracking works without doing the works previously required on the Dunton Road. In addition there is a width of 4.8m for the first 13m of the driveway as shown on the updated drawings as originally required.

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

***** REDACTED *****

First Name

***** REDACTED *****

Surname

***** REDACTED *****

Reference

22/A0926/DIS and an email dated 31 August 2023

Date (must be pre-application submission)

31/08/2023

Details of the pre-application advice received

Matthew confirmed in his email dated 31 August 2023

"On balance, I can confirm that I am satisfied with your approach to submit a variation of condition application to replace drawing 02 with 02a. So long as this is supported with new vehicle tracking and site measurements."

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?

Yes

No

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

Yes

No

Can you give appropriate notice to all the other owners/agricultural tenants? (Select 'Yes' if there are no other owners/agricultural tenants)

Yes

No

Certificate Of Ownership - Certificate B

I certify/ The applicant certifies that:

I have/The applicant has given the requisite notice to everyone else (as listed below) who, on the day 21 days before the date of this application, was the owner* and/or agricultural tenant** of any part of the land or building to which this application relates; or

The applicant is the sole owner of all the land or buildings to which this application relates and there are no other owners* and/or agricultural tenants**.

* "owner" is a person with a freehold interest or leasehold interest with at least 7 years left to run.

** "agricultural tenant" has the meaning given in section 65(8) of the Town and Country Planning Act 1990

Person Role

The Applicant

The Agent

Title

Mr

First Name

Robert

Surname

Webb

Declaration Date

07/09/2023

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

Robert Webb

Date

07/09/2023