BARNSLEY
Metropolitan Borough Council

Planning and Building Control
Economic Regeneration - Place Directorate
Barnsley Metropolitan Borough Council, PO Box 634, Barnsley, S70 9GG
DevelopmentManagement@barnsley.gov.uk
www.barnsley.gov.uk/services/planning-and-buildings

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	155
Suffix	
Property name	
Address line 1	Wakefield Road
Address line 2	
Address line 3	
Town/city	Barnsley
Postcode	S71 1NG

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

Easting (x)	435046
Northing (y)	408175

Description

2. Applicant Details

Title	Mr
First name	
Surname	Taylor
Company name	Taylor Estates Ltd
Address line 1	Moor Valley
Address line 2	Mosborough
Address line 3	
Town/city	Sheffield

2. Applicant Details

Country	
Postcode	S20 5BB
Primary number	
Secondary number	
Fax number	
Email address	

Are you an agent acting on behalf of the applicant? (●) Yes ( ) No

3. Agent Details

Title	Miss
First name	Charlotte
Surname	Stainton
Company name	Stainton Planning
Address line 1	50 Guildford Lane
Address line 2	Danesmoor
Address line 3	
Town/city	Chesterfield
Country	
Postcode	S45 9BP
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 24 no. two bedroomed apartments

Reference number

2008/1700

Date of decision (date must be pre-application submission)	09/07/2009

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

Condition number(s)

Condition 2 - Site plan
Condition 8 - Highway works
Condition 9 - Access Arrangements

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): 09/07/2012

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

The conditions do not meet the NPPF paragraph 55 tests as they require works on land outside the control of the applicants and therefore the highway conditions could not be complied with. This is explained in the covering letter.

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

See covering letter for full explanation;
Condition 2 - revised site plan submitted with this application to be included in condition 2 to replace the site plan received 9th Jan 2009.
Condition 8 -deleted
Condition 9 -replaced with a condition which requires implementation of the revised access as submitted with this application

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: 2008/1700

Date (Must be pre-application submission)

04/04/2019

Details of the pre-application advice received

Meeting held at BMBC offices. Mr Burton acknowledged the issues with the requirements of the planning conditions, particularly the fact that the conditions require works on 3rd party private land and this does not meet the tests for conditions. BMBC have confirmed a willingness to consider a Section 73 application for alternative access arrangements. A Section 73 application would require detailed access plans, Transport Statement and Stage 1 Safety Audit.

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**

8. Ownership Certificates and Agricultural Land Declaration

*** '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	Miss
First name	Charlotte
Surname	Stainton
Declaration date (DD/MM/YYYY)	27/09/2019

☑ 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)	27/09/2019