SOUTH HOLLAND DISTRICT COUNCIL

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

Street Record

Address Line 1

Green Lane

Address Line 2

Pinchbeck

Address Line 3

Lincolnshire

Town/city

Spalding

Postcode

PE11 3XS

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

Easting (x)

524467

Northing (y)

327059

Description

Land south of Green Lane

Applicant Details

Name/Company

Title

Mr

First name

John

Surname

Bratley

Company Name

R Bratley (Quadring) Limited

Address

Address line 1

Quadring Eaudyke

Address line 2

Address line 3

Town/City

Spalding

County

Country

Postcode

PE11 4QB

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

Gordon

Surname

Smith

Company Name

Matrix Planning Ltd.

Address

Address line 1

38 Wade Park Avenue,

Address line 2

Market Deeping

Address line 3

Peterborough

Town/City

Peterborough

County

Country

United Kingdom

Postcode

PE6 8JL

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

Proposed development of 63 houses with vehicular access from Surfleet Road

Reference number

H14-0137-19

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

15/07/2020

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

Condition number(s)

Conditions:
3. Phasing scheme
4. Remediation of contaminated land
6. Construction management plan
8. Foul Water

Has the development already started?

◯ Yes
⊘ No

Condition(s) - Variation/Removal

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

Please also see covering letter. This application is an administrative measure that does not alter the substance of the approved development, but does affect the order of construction events.
Despite our early start, resource issues at the Council have unfortunately prevented your timely response to various planning submissions. This has adversely affected our ability to program our work in readiness for a construction start. We are therefore now at risk of the permission becoming time expired in July 2023 which is no good to anybody in seeking remediation of this contaminated site.
We therefore want to implement the permission by building the access road some 40m into the site. This is also required to provide a construction access for ground remediation works. However, further correction of planning conditions is necessary, as explained in this note.
The access road construction will be the first phase of development and is not on contaminated land. Access development for the first 40 m thereby does not drive to the heart of the permission.

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

Please see covering letter.

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?

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

Pre-application Advice

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

- [x] 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

Various emails

Date (must be pre-application submission)

01/03/2023

Details of the pre-application advice received

No advice received, hence the application

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

Mr

First Name

John

Surname

Bratley

Declaration Date

16/03/2023

- [x] Declaration made

Declaration

I / We hereby apply for Removal/Variation of a condition 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

Gordon Smith

Date

16/03/2023