

**Public Protection & Development Management** 

Bodicote House, Bodicote, Banbury, Oxfordshire, OX15 4AA

Telephone: 01295 227006 Website: <u>www.cherwell.gov.uk</u> Email: planning@cherwell-dc.gov.uk

# 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".

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Number Suffix **Property Name** Address Line 1 Land at the junction of Howard Road and Camp Road Address Line 2 Address Line 3 Town/city Upper Heyford Postcode OX25 5BD Description of site location must be completed if postcode is not known: Easting (x) Northing (y) 451301 225566

Land at the junction of Howard Road and Camp Road

# **Applicant Details**

# Name/Company

Title

First name

#### Surname

Heyford Commercial Development Ltd

Company Name

## Address

Address line 1

C/O Agent

### Address line 2

Heyford Park

## Address line 3

Town/City

Bicester

Country

## Postcode

OX25 5HD

Are you an agent acting on behalf of the applicant?

⊘Yes ⊖No

## **Contact Details**

## Primary number

\*\*\*\*\* REDACTED \*\*\*\*\*\*

Secondary	number
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Fax number

### Email address

\*\*\*\*\* REDACTED \*\*\*\*\*\*

# **Agent Details**

# Name/Company

## Title

Mr

#### First name

Neil

#### Surname

Cottrell

### Company Name

## Address

## Address line 1

52 Camp Road

## Address line 2

Heyford Park

## Address line 3

## Town/City

## Bicester

# Country

. . . . . . . . .

## undefined

#### Postcode

OX255HD

## **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

Demolition of Building 457 southern facade and gable end walls. Temporary use and associated works to create public open space

Reference number

19/02337/F

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

19/06/2020

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

Condition number(s)

2. The development shall not be carried out otherwise than in complete accordance with the approved plans: Site Location Plan D.0371\_15, Existing Site Plan D.0371\_16 Rev A, Demolition Plan D.0371\_17 Rev A and Detailed Landscape Proposals D.0371\_19 unless a non-material or minor material amendment is approved by the Local Planning Authority under the Town and Country Planning (Development Management Procedure) (England) Order 2015 (as amended).

5. Notwithstanding the approved plans, a revised and fully detailed scheme for landscaping the site shall be provided to and approved in writing by the Local Planning Authority which shall include:-(a) details of the proposed tree and shrub planting including their species, number, sizes and positions, together with grass seeded/turfed areas and written specifications (including cultivation and other operations associated with plant and grass establishment i.e. depth of topsoil, mulch etc),

(b) details of the existing trees and hedgerows to be retained as well as those to be felled, including existing and proposed soil levels at the base of each tree/hedgerow and the minimum distance between the base of the tree and the nearest edge of any excavation,

(c) details of the hard landscaping including hard surface areas, pavements, pedestrian areas and steps,

(d) details of the boundary treatments including height, materials and finished appearance,(e) details of any outdoor furniture such as seating, artwork, sculptures, platforms, and refuse bins.

Such details shall be provided within one calendar month of development commencing, or such alternative time frame as agreed in writing by the developer and the Local Planning Authority. The approved scheme shall be implemented in full by the end of the first planting season following commencement of the development.

Has the development already started? ② Yes ○ No If Yes, please state when the development was started (date must be pre-application submission)

04/07/2017

Has the development been completed?

○ Yes⊘ No

## Condition(s) - Variation/Removal

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

To regularise the position in respect of the car park serving the hotel which has been formed on land which formed part of the approved landscaping scheme. We are seeking temporary planning permission for the car park for a period of 5 years. We are also seeking to vary the timetable for implementation of a revised landscaping scheme (on drawing number P22-1611\_01) within the next planting season.

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

Condition 2 - To allow the substitution of approved drawing number D.0371\_19 with drawing numbers 001 (Hotel Car Park) and P22-1611\_01 (landscaping).

Condition 5 - To allow the implementation of landscape drawing P22-1611\_01 as an alternative to the previously approved details on drawing number D.0371\_19

## **Site Visit**

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

⊘ Yes

**O**No

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

○ 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

N/A

Date (must be pre-application submission)

23/06/2022

#### Details of the pre-application advice received

Application requested. Variation of condition.

# **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

# 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

○ The Applicant⊘ The Agent

Title

Mr

#### First Name

Neil

Surname

Cottrell

Declaration Date

04/07/2022

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

Neil Cottrell

### Date

15/07/2022