Development Management, Economic Development and Planning,
County Hall, Bythesea Road, Trowbridge, BA14 8JN
Tel: 0300 456 0114 Email: developmentmanagement@wiltshire.gov.uk

Wiltshire Council

# Application to determine if prior approval is required for a proposed: Change of use from Commercial, Business and Service (Use Class E) to Dwellinghouses (Use Class C3)

## Town and Country Planning (General Permitted Development) (England) Order 2015 (as amended) - Schedule 2, Part 3, Class MA

**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: 7

Suffix:

Property Name:

Address Line 1: Station Road

Address Line 2:

Address Line 3: Wiltshire

Town/city: Westbury

Postcode: BA13 3JL

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

Easting (x): 386995

Northing (y): 151352

Description

## Applicant Details

### Name/Company

Title

Mr

First name

Surname

Reed

Company Name

Gainsborough Group Construction Ltd

### Address

Address line 1

Western Farm

Address line 2

32 Taunton Road

Address line 3

Town/City

Pedwell

County

Somerset

Country

Postcode

TA7 9BG

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

Adrian

Surname

Smith

Company Name

Apex Planning Design

### Address

Address line 1

6

Address line 2

Lower Park Row

Address line 3

Town/City

Bristol

County

Country

United Kingdom

Postcode

BS1 5BJ

## Contact Details

Primary number

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

Secondary number

Fax number

Email address

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

## Eligibility

Permitted development rights are subject to conditions set by legislation to ensure that only appropriate proposals are eligible.

The need to apply to the Local Planning Authority to see if prior approval is required is one such condition.

The questions below will help determine if the proposals are eligible for this permitted development right.

**The current building and site**

Has the building been vacant for a continuous period of at least 3 months immediately prior to the date of this application?

- [x] Yes
- [ ] No

Has the use of the building, for a continuous period of at least 2 years immediately prior to the date of this application, been any of the following:
• For periods prior to 1 September 2020
- Shops (Use Class A1);
- Financial and professional services (Use Class A2);
- Food and drink (Use Class A3)
- Business (Use Class B1);
- Medical or health services
- Non-residential institutions (Use Class D1(a));
- Crèche, day nursery or day centre
- Non-residential institutions (Use Class D1(b));
- Indoor and outdoor sports
- Assembly and leisure (Use Class D2(e)), other than an indoor swimming pool or skating rink;
• For periods from 1 September 2020
- Commercial, Business and Service (Use Class E)

- [x] Yes
- [ ] No

Does the cumulative floor space of the existing building exceed 1,500 square metres?

- [ ] Yes
- [x] No

Is any land covered by, or within the curtilage of, the building:
• in a site of special scientific interest;
• a listed building or land within its curtilage;
• a scheduled monument or land within its curtilage;
• a safety hazard area;
• a military explosives storage area;
Or, is the building:
• in an area of outstanding natural beauty;
• in an area specified by the Secretary of State for the purposes of enhancement and protection of the natural beauty and amenity of the countryside;
• in the Broads;
• in a National Park;
• in a World Heritage Site

◯ Yes
⊘ No

**The proposed change of use**

For applications, submitted before 1 August 2022, proposing a change of use to Dwellinghouses from Offices (Use Class B1(a)/E(g)(i)).
Is/Was there an Article 4 direction in place that has removed these specific permitted development rights?

◯ Yes
⊘ No / Not relevant

Will all the proposed new dwellinghouses have gross internal floor areas of at least 37 square metres, and comply with the nationally described space standard?

⊘ Yes
◯ No

Following the development, will every dwellinghouse in the building remain in use within Use Class C3 and for no other purpose, unless that purpose is ancillary to the primary use as a dwellinghouse?

⊘ Yes
◯ No

## Agricultural tenants

To be eligible for this permitted development right, all parties to any agricultural tenacy agreements that are currently in place need to provide consent.

This is to help ensure that agricultural tenants are not displaced to allow a change of use to be carried out.

Is any part of the land covered by or within the curtilage of the building to be demolished occupied under any agricultural tenancy agreements?

◯ Yes
⊘ No

## Fire Safety

Where the building (as proposed) exceeds certain limits, legislation has been put in place to ensure the adequate consideration of fire safety by the Local Authority (including its decision to grant prior approval) and other relevant parties.

Would the proposed development result in a building that contains one or more dwellinghouse, and is:
• 18 metres or more in height (as measured from ground level to the highest part of the roof); and/or
• Contains 7 or more stories

◯ Yes
⊘ No

## Description of Proposed Works, Impacts and Risks

**Proposed works**

Please describe the proposed development including details of any dwellinghouses and other works proposed

Conversion of former police station building to one dwellinghouse and three flats. Please see the attahced plans for how the building will be split up.

Please provide details on the provision of adequate natural light in all habitable rooms of the dwellinghouses

all habitable rooms are provided with natural light. All rooms have existing windows of a size that would be appropriate in any dwelling.

What will be the net increase in dwellinghouses?

4

This figure should be the number of dwellinghouses proposed by the development that is additional to the number of dwellinghouses in the existing building prior to the development.

**Impacts and risks**

Please provide details of any transport and highways impacts and how these will be mitigated, particularly to ensure safe site access

there is an access to the side of the buildng that serves the courtyard to the rear, which is within the boundary of the application. Considering the former use of the site as a police station with a number of police officers, administration staff and visitors it is considered that there will be no increase in vehicular traffic as a result of this proposal.

Please provide details of any contamination risks and how these will be mitigated

As the building was formerly a police station and offices in daily use and was constructed for that purpose, and as no other use has been made which could contaminate the premises, it is not considered that there are any contamination risks.

Please provide details of any flooding risks and how these will be mitigated.

the site sits in Flood Zone 1

A flood risk assessment should accompany the application where the site:
• is in Flood Zones 2 or 3; or
• is in an area with critical drainage problems (such areas will have been notified to the Local Planning Authority by the Environment Agency).
Check if your site location is in Flood Zone 2 or 3 online
Check with your Local Planning Authority to see if your site is in an area with critical drainage problems.

Please provide details of the impacts of noise from any commercial premises on the intended occupiers of the new dwellinghouses and how these will be mitigated

There are no commercial premises near the proposal, which is surrounded by residential properties.

If the building is located in a conservation area, and the development involves a change of use of the whole or part of the ground floor. Please provide details of the impacts that the change of use will have on the character or sustainability of the conservation area and how these will be mitigated

the building is not in a conservation area.

If the building is located in an area currently in use for general or heavy industry, waste management, storage and distribution, or a mix of such uses.
Please provide details of the impacts on intended occupiers of the development of the introduction of residential use in the area and how these will be mitigated

Not applicable

If the proposal involves the loss of services provided by a registered nursery, or a health centre. Please provide details of the impacts on the local provision of the type of services lost and how these will be mitigated

Not applicable

## List of flats and other premises in the existing building

Please provide a list of all addresses of any flats and any other premises within the existing building

**House name:**
Westbury Police Station

**Number:**
7

**Suffix:**

**Address line 1:**
Station Road

**Address Line 2:**

**Town/City:**
Westbury

**Postcode:**
BA13 3JL

**House name:**

**Number:**
5

**Suffix:**

**Address line 1:**
Station Road

**Address Line 2:**

**Town/City:**
Westbury

**Postcode:**
BA13 3JL

## Declaration

I / We hereby apply for Prior Approval: Change of use – commercial/business/service to dwellinghouses 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

Adrian Smith

Date

19/07/2023