

Our Ref: MP/230525
Planning Portal Ref: PP-15105976



23rd July 2026

Wiltshire Council
Development Management
Economic Development & Planning
County Hall
Bythesea Road
Trowbridge
BA14 8JN

Dear Sir/Madam,

S.73 Town and Country Planning Act 1990

Proposal: Variation of condition no. 1 on planning permission E/11/0038/FUL to allow the use of the business on a Sunday between the hours of 10:00am and 16:00pm, for hand washing.

At: Crown Garage, 23 Andover Road, Ludgershall, Wiltshire, SP11 9LU

Fowler Architecture & Planning Ltd have been instructed by Mr. & Mrs. R Gerrish to submit an application to Wiltshire Council in respect of the above.

The application has been submitted via the Planning Portal and comprises the following:

- Completed Application Forms;
- Completed Validation Checklist;
- Completed CIL Form 1; and,
- Drawing No. 230525-01: Location Plan at 1:1250 (A3).

The planning application fee of £608 has been settled via the Planning Portal.

This application is seeking approval from the Council for the variation of condition no. 1 on planning permission E/11/0038/FUL.

The condition in question states that:

- 1 The use hereby permitted shall only take place between the hours of 0800 and 1800 from Mondays to Saturdays. The use shall not take place at any time on Sundays and Bank or Public Holidays.

REASON:

To ensure the creation of an environment free from intrusive levels of noise and activity in the interests of the amenity of the area.

The Applicants would like to vary the condition to allow for the business to operate on a Sunday, between the hours of 10:00am and 16:00pm, for hand washing.

A similar application was submitted to the Council back in 2012 (Ref: E/2012/0022/S73), but this was withdrawn prior to determination.

A revised application was then submitted in 2013 (Ref: 13/00567/VAR) seeking the same amendment to condition no. 1. This application was refused for the following reason:

The proposed use of the business on a Sunday between the hours of 1000 and 1600 would be likely to cause a noise nuisance, thereby harming the reasonable living conditions of the occupiers of nearby residential properties. Furthermore, no noise assessment has been submitted in support of the application and no measures appear to have been taken to attenuate the noise from car washing at the premises. The proposal would therefore be contrary to Policy PD1 in the Kennet Local Plan 2011 and central government policy contained in paragraph 123 of the National Planning Policy Framework (NPPF) 2012.

The most recent application (Ref. PL/2024/01546) was submitted in February 2024, and again sought the same variation to condition no. 1, as the previous two applications.

Concerns were expressed by the Council's Public Protection Team regarding noise, and the application was heading for a refusal. The decision was therefore taken to withdraw the application, and this was actioned on the 19th April 2024.

To overcome these previous concerns, the Applicants are now proposing to limit Sunday trading to hand washing only.

The noise associated with washing vehicles by hand, will be minimal, thus ensuring that the amenity of neighbouring residents is not compromised by operations taking place on a Sunday.

As such, we are proposing that condition no. 1 on planning permission E/11/0038/FUL be varied to read as follows (or similar):

- 1. The use hereby permitted shall only take place between the hours of 0800 and 1800 from Mondays to Saturdays, and 1000 and 1600 on Sundays. The use shall not take place at any time on Bank or Public Holidays, and Sunday trading will be strictly limited to hand washing only.***
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I trust that the enclosed information is sufficient for this application to be registered at the earliest opportunity. Please do not hesitate to contact me should you require any additional information.

Yours faithfully,

Mark Pettitt

Mark Pettitt BA(Hons) MRTPI
Associate
FOWLER ARCHITECTURE AND PLANNING

Encs

cc: Applicants