MANCHESTER CITY COUNCIL

IMPORTANT

Planning Permission and Notices of Consent

Compliance with Conditions

- Your planning approval or consent is attached. It will contain conditions that you must comply with.
- Please read the conditions and understand their requirements and restrictions, for example submission and approval of details or measures required to protect trees.
- Some conditions will require action before you start the development and it is imperative that you seek to have these discharged before any work commences.
- If you fail to comply with the conditions this may result in a breach of planning control and this may lead to enforcement action.
- Failure to comply with conditions may also result in the development not being lawful.
- It is in your interests to demonstrate that conditions have been complied with. Failure to do so may cause difficulties if the property is sold or transferred.
- A fee of £85 is payable for each request to discharge conditions.
- For advice on any of these matters, please contact the Planning Service, Manchester City Council, PO Box 463, Manchester M60 3NY or email planning@manchester.gov.uk

Town and Country Planning Act 1990

PLANNING PERMISSION

MANCHESTER CITY COUNCIL

Name and Address of Applicant	Name and Address of Agent
Oakglade Property Group 273/275 Wilmslow Road Fallowfield Manchester M14 5JQ	AEW Architects & Designers Ltd Century Buildings St Marys Parsonage Manchester M3 2DF

Part I – Particulars of Application

Date of Application	Application ref. no.
22 September 2008	081289/FO/2006/C1

Particulars and location of development:

Application for planning permission for elevational alterations including the replacement of the existing shop front and retrospective application for planning permission for change of use of former nightclub (sui generis) to 2no. apartments (use class C3)

119 Oldham Street
Manchester
M4 1LN

Part II – Particulars of Decision

The Manchester City Council hereby give notice in pursuance of the provisions of the Town and Country Planning Act 1990 of the following decision

Decision Approved
The application is approved on the basis that the proposal would have no unacceptable adverse impact on amenity within the immediate area and is in accordance with policies DP4 'Make the best of existing resources and infrastructure' and DP5 'Manage Travel Demand; Reduce the Need to Travel, and Increase Accessibility' of the Regional Spatial Strategy' the City Council's Unitary Development Plan, in particular housing policies H1.2, H1.4 and H2.2 and policies DC5.2 'Flat Conversions', DC14.5 'Shop fronts and Related Signs' and DC18.1 'Conservation Areas' and DC26 'Development and Noise' and there are no material considerations of sufficient weight to indicate otherwise.
Date of Decision 17 November 2008

for the carrying out of development referred to in Part 1 hereof in accordance with the application and plans submitted subject to the following conditions:

Part III – Conditions and Reasons

1) The external alterations to the ground floor of the property hereby approved must be begun not later than the expiration of three years beginning with the date of this permission.

Reason - Required to be imposed pursuant to Section 91 of the Town and Country Planning Act 1990.

2) No loading or unloading (including waste collections) shall be carried out on the site outside the hours of:

Monday to Friday - 07:30 to 20:00
Sundays and Bank Holidays - 10:00 to 18:00

Reason - In order to protect the amenity of local residents and in accordance with Policy H2.2 in accordance with the Unitary Development plan for the City of Manchester.

3) The development hereby approved shall be carried out in accordance with the following drawings and documents unless otherwise agreed in writing by the City Council as Local Planning Authority:

The Planning Application Block Plan stamped as received by the City Council as local planning authority on 15th March 2007.
The drawing by Oakglade Property Group Ltd. referenced 1001 Rev. C stamped as received by the City Council as local planning authority on 28th March 2007 as part superseded by the drawing by AEW referenced W2739-04 Rev C stamped as received by the City Council as local planning authority on 11th January 2008.
The drawing by AEW referenced W2739/05 Rev A stamped as received by the City Council as local planning authority on 14th October 2008.

The Design and And Access Statement by AEW stamped as received by the City Council as local planning authority on 11th January 2008.
The Refuse Statement by AEW stamped as received by the City Council as local planning authority on 11th January 2008.
The Acoustic Report prepared by Spectrum Acoustics and stamped as received by the City Council as local planning authority on 7th November 2008.
The Crime Impact Assessment stamped as received by the City Council as local planning authority on 15th March 2007.
The letter from Greyline Estates Ltd. dated 20th April 2007 (excluding points 2 and 5).

Reason - To ensure that the development is carried out in accordance with the approved plans. Pursuant to housing policies H1.2, H1.4 and H2.2 and policies DC5.2 'Flat Conversions', DC14.5 'Shop fronts and Related Signs' and DC18.1 'Conservation Areas' and DC26 'Development and Noise'; of the Manchester Unitary Development Plan.

Signed……

Peter Babb, Head of Planning

on behalf of the Council
Town Hall,
Manchester M60 3NY

NOTES

1. Leaflets attached:

2. This permission refers only to that required under the Town and Country Planning Act 1990 does not include any consent or approval under any other enactment, byelaw, order or regulation**.**

3. If the applicant is aggrieved by the decision of the local planning authority to refuse permission or approval for the proposed development, or to grant permission or approval subject to conditions, he may appeal to the First Secretary of State in accordance with Section 78(1) of the Town and Country Planning Act 1990 within six months of the date of the notice of the decision.

The Planning Inspectorate have introduced an online appeals service that can be used to make appeals online. This service is available through the Appeals area of the Planning Portal – www.planningportal.gov.uk/pcs. The Inspectorate will publish details of your appeal on the internet (on the Appeals area of the Planning Portal).

This may include a copy of the original planning application form and any supporting documents supplied to the local planning authority. By you or your agent, together with the completed appeal form and information you submit to the Planning Inspectorate. Please ensure that you only provide information, including personal information, that you are happy will be made available to others in this way. If you supply personal information belonging to a third party please ensure you have their permission. More detailed information about data protection and privacy matters is available on the Planning Portal.

Alternatively, appeals can be made on a form which is obtainable from Planning Inspectorate, Customer Support Unit, Room 3/15, Eagle Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 or by telephone 0117 372 6372.

The First Secretary of State has power to allow a longer period for the giving of a notice of appeal but he will not normally be prepared to exercise this power unless there are special circumstances that excuse the delay in giving notice of appeal.

4. The statutory requirements are those set out in Section 79(6) of the Town and Country Planning Act 1990, namely Sections 70(1) and 72(1) of the Act.

5. If either the local planning authority of the First Secretary of State refuses permission to develop land or grants it subject to conditions, the owner may claim that he can neither put the land to a reasonably beneficial use in its existing state nor render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted.

In these circumstances, the owner may serve a purchase notice on the Council in whose area the land is situated. This notice will require the Council to purchase his interest in the land in accordance with the provisions of Part VI of the Town and Country Planning Act 1990

6. In certain circumstances, a claim may be made against the local planning authority for compensation, where permission is refused or granted subject to

conditions by the First Secretary of State on appeal or on a reference of the application to him. The circumstances in which such compensation is payable are set out in Section 114 of the Town and Country Planning Act 1990.