



FOR ASSISTANCE IN COMPLETING THIS FORM CONTACT

Economy and Environment
Planning Service
Number One Riverside
Smith St
Rochdale
OL16 1XU

Phone : 01706 924305

EMAIL : development.control@rochdale.gov.uk

WEB : www.rochdale.gov.uk

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

Suffix

Property Name

1st Floor Midway House

Address Line 1

Fountain Street

Address Line 2

Middleton

Address Line 3

Town/city

Manchester

Postcode

M24 6UZ

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

Easting (x)

387010

Northing (y)

405925

Description

1st Floor of Midway House in Middleton, Unable to identify correct post code

Applicant Details

Name/Company

Title

Mr

First name

John

Surname

Henstock

Company Name

Glenbridge Investments Limited

Address

Address line 1

24 Fountain Street

Address line 2

Middleton

Address line 3

Town/City

Manchester

County

Country

Postcode

M24 1AF

Are you an agent acting on behalf of the applicant?

☒ Yes

☐ No

Contact Details

Primary number

[REDACTED]

Secondary number

Fax number

Email address

[REDACTED]

Agent Details

Name/Company

Title

Mr

First name

Dave

Surname

Trudgeon

Company Name

Conway Architectural Design

Address

Address line 1

6 Conway Close

Address line 2

Middleton

Address line 3

Town/City

Manchester

County

Country

United Kingdom

Postcode

M24 1EW

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?

☒ 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)

☒ Yes

☐ No

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

☐ Yes

☒ 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 tenancy 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

Change of use from offices (B1) to dwelling (C3).

First floor of Midway House currently use class as offices is to be converted to 6 apartments. There are no elevational changes and no extension to footprint of building.

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

All habitable rooms to each apartment, ie living space and bedrooms are all to have at least 1 dedicated window per habitable space.

What will be the net increase in dwellinghouses?

6

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

Paragraphs 108 and 109 of the NPPF require that safe and suitable access to a site can be achieved for all users and that development should only be prevented or refused on highways grounds if there would be an unacceptable impact on highway safety, or the residual cumulative impacts of the road network would be severe.

The proposal would provide 6 flats at a town centre location. The proximity of the site to local amenities would promote the sustainable use of the location with car travel not being necessary to access such amenities.

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

The proposal comprises the conversion of existing office spaces and by virtue of only internal works. The proposal would utilise the existing building and accesses to the building. It is not proposed to carry out any extensions to the existing building or ground works to the site. The site and building has been used by the associated office workers on a daily basis and it is long established that the site relates to main town centre uses. Therefore it is considered that the site as a whole would be suitable for residential purposes only and be satisfactorily safeguarded from actual and potential risks of contamination.

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

The Environment Agency Flood Map for Planning identifies the site as lying within Flood Zone 1. No watercourses are recorded close to the site. The site does however lie within the Heywood Critical Drainage Area. No flood risk assessment has been provided with the application, however it is considered that as the proposal would utilise an existing building, with existing foul and surface water drainage connections and as the development would not increase the amount of hard surfaces on the site or increase the potential for surface water run-off, it is concluded that the risks to the site from surface water and fluvial flooding is not of concern.

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

The property is adjacent to a Tesco Superstore, with approximately 20m of separation between the front elevation of the applicant property and the side elevation of the supermarket. Despite this, the entrance to the Tesco, where it is considered most of the disturbance would occur, is sited some 50m away. The existing first floor construction is that of a solid Beam and Block floor construction with a 75mm screed overlay. The shops all have a suspended ceiling under the floor construction. As such the existing first floor build up alone achieves the correct decibel rating but as an added protection an insulated floor board could be used in the apartments to stop any impact sound of the travelling downwards through the floor below.

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

N/A

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

N/A

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

N/A

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:
House name:
House name:
House name:

House name:

reet

House name:

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

Dave Trudgeon

Date

23/11/2022