Y Gwasanaeth Cynllunio
Cyngor Bwrdeistref Sirol Wrecsam
Neuadd Y Dref, Wrecsam, LL11 1AY

Llinell Gymorth: 01978298994
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Planning Service
Wrexham County Borough Council
Guildhall, Wrexham. LL11 1AY

Telephone: 01978298994
E-mail: planning@wrexham.gov.uk
Web: www.wrexham.gov.uk/planning

Application for a Lawful Development Certificate for an Existing Use or Operation or Activity, including those in breach of a planning condition

Town and Country Planning Act 1990: Section 191 as amended by Section 10 of the Planning and Compensation Act 1991; Town and Country Planning (Development Management Procedure) (Wales) Order 2012

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 Details

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: 32

Suffix:

Property Name:

Address Line 1: Rhosddu Road

Address Line 2:

Town/city: Wrexham

Postcode: LL11 2NS

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

Easting (x): 333336

Northing (y): 350988

Description:

Applicant Details

Name/Company

Title

Mr

First name

Lee

Surname

Chaloner

Company Name

Passive Property Ltd

Address

Address line 1

1 Sunnyside

Address line 2

New Road

Address line 3

Town/City

Wrexham

Country

UK

Postcode

LL11 2HG

Are you an agent acting on behalf of the applicant?

- [x] Yes
- [ ] No

Contact Details

Primary number

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

Secondary number

Email address

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

Agent Details

Name/Company

Title

Mr

First name

Carl

Surname

Hughes

Company Name

HDS Architectural Services

Address

Address line 1

The Foundry

Address line 2

15 Yorke Street

Address line 3

Town/City

Wrexham

Country

United Kingdom

Postcode

LL13 8LW

Contact Details

Primary number

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

Secondary number

Email address

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

Reason for Lawful Development Certificate

Which category describes the existing use or operation or development for which the certificate is sought

- [x] An existing use
- [ ] An existing operation
- [ ] An existing use, operation or activity in breach of a condition

Being a use, operation or activity in effect on the date of this application

If Yes, to either 'an existing use' or 'an existing use in breach of a condition', please state which one of the Use Classes of the Town and Country Planning (Use Classes) Order 1987 (as amended) the use relates to

Change of use

Description of Existing Use, Operation or Activity

Please describe the existing uses, building works or activities for which you want a lawful development certificate. Where appropriate, show to which part of the land each use building works or activity relates

7 person HMO - Sui Generis

Grounds for application for a Lawful Development Certificate

Under what grounds is the certificate being sought

- [ ] The use began more than 10 years before the date of this application
- [ ] The use, building works or activity in breach of condition began more than 10 years before the date of this application
- [x] The use began within the last 10 years, as a result of a change of use not requiring planning permission, and there has not been a change of use requiring planning permission in the last 10 years
- [ ] The building works (for instance, building or engineering works) were substantially completed more than four years before the date of this application.
- [ ] The use as a single dwelling house began more than four years before the date of this application
- [ ] Other - please specify (this might include claims that the change of use or building work was not development, or that it benefited from planning permission granted under the Act or by the General Permitted Development Order).

Is the certificate being sought for a use, operation, or activity in breach of a condition or limitation?

- [ ] Yes
- [x] No

Please state why a Lawful Development Certificate should be granted

The change of use commenced in 2020 and has been licesed as a 7 person HMO since then.
Planning permission would not have been required when it was first licensed and the planning deprtament have alreday confirmed that this is the case and the dwelling can be used as a 7 person HMO, without the need to apply for planning permission - ref ENQ/2024/1018

Information in support of a Lawful Development Certificate

When was the use or activity begun, or the building works substantially completed (date must be pre-application submission)?

09/01/2020

In the case of an existing use or activity in breach of conditions has there been any interruption?

◯ Yes
⊘ No

In the case of an existing use of land, has there been any material change of use of the land since the start of the use for which a certificate is sought?

◯ Yes
⊘ No

Residential Information

Does the application for a certificate relate to a residential use where the number of residential units has changed?

◯ Yes
⊘ No

Site Visit

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

⊘ Yes
◯ No

If the planning authority needs to make an appointment to carry out a site visit, whom should they contact? (Please select only one)

◯ The agent
⊘ The applicant
◯ Other person

Pre-application Advice

Has pre-application advice been sought from the local planning 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

ENQ/2024/1018

Date (must be pre-application submission)

21/08/2024

Details of the pre-application advice received

As the licence for 32 Rhosddu Road clearly states that it has been granted occupancy for a maximum of 7 persons, the property can therefore be used as a large HMO (maximum 7 tenants) and classed as Sui Generis without the need to apply for planning permission.

This is an extract taken from the advice received.

Interest in the Land

Please state the applicant's interest in the land

- [x] Owner
- [ ] Lessee
- [ ] Occupier
- [ ] Other

Authority Employee/Member

With respect to the Authority, is the applicant or agent one of the following:
(a) a member of staff
(b) an elected member
(c) related to a member of staff
(d) related to an elected member

Do any of these statements apply to you?

- [ ] Yes
- [x] No

Declaration

To submit your building control application you must agree to the below declaration.
I/We hereby apply for Lawful development: Existing use as described in the questions answered, details provided, and the 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 opinions of the person(s) giving them.
Lawful development: Existing use: Lawful development: Existing use I/We also accept that, in accordance with the Planning Portal's terms and conditions:

- Once submitted, this information will be made available to Wrexham County Borough Council
- Our system will automatically generate and send you emails in regard to the submission of this application.

- [x] I / We agree to the outlined declaration

Signed

Carl Hughes

Date

09/04/2025