

**KIRKLEES COUNCIL**  
**LIST OF PLANNING APPLICATIONS DECIDED BY**  
**PLANNING SUB-COMMITTEE (HEAVY WOOLLEN AREA)**  
**14 APRIL 2016**

**APPLICATION NO.****DESCRIPTION, LOCATION OF PROPOSAL AND DECISION**

2013/93228

Russell Thornber, Blackthorne Recycling - Erection of WES80 80 kw wind turbine on a 30m monopole mast - Coal Pit Lane, Lower Cumberworth, Huddersfield

**CONDITIONAL FULL PERMISSION**

(1) The development hereby permitted shall be begun within three years of the date of this permission.

(2) The development hereby permitted shall be carried out in complete accordance with the plans and specifications schedule listed in this decision notice, except as may be specified in the conditions attached to this permission, which shall in all cases take precedence.

(3) The turbine shall not be painted or be given an external application of colour, other than in accordance with the details in the approved plan and specifications, including at any time in the future.

(4) If the wind turbine hereby permitted ceases to operate for a continuous period of 6 months, a scheme for the decommissioning and removal of the wind turbine and any other ancillary equipment and structures relating solely to the wind turbine shall be submitted to and approved in writing by the Local Planning Authority within 3 months of the end of the cessation period. The scheme shall include details for the restoration of the site. The scheme shall be implemented within 3 months of the date of its approval by the Local Planning Authority.

(5) Noise emitted from the wind turbine hereby approved shall not exceed 35dBA L90 (measured over 10 minutes) at wind speeds of up to and including 10m/s at 10m height when measured at 19 Coal Pit Lane, Lower Cumberworth, HD8 8PL.

(6) Should shadow flicker be detected at the property identified as 19 Coal Pit Lane, Lower Cumberworth, HD8 8PL, following the wind turbine becoming operational, the wind turbine shall be shut down until a scheme which provides details of measures to prevent such shadow flicker effects occurring, has been submitted to and approved in writing by the Local Planning Authority. Thereafter the wind turbine shall only be operated in compliance with the approved scheme to prevent shadow flicker effects.

Reason: In the interest of residential amenity and to accord with Policy EP8 and Government Policy in Section 11 of the National Planning Policy Framework.

(7) Prior to the commencement of development a Phase II Intrusive Site Investigation Report shall be submitted to and

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approved in writing by the Local Planning Authority. The development shall be carried out in accordance with the approved details and thereafter retained and maintained.

(8) In the event that contamination not previously identified by the developer prior to the grant of this planning permission is encountered during the development, all works on site (save for site investigation works) shall cease immediately and the local planning authority shall be notified in writing within 2 working days. Unless otherwise agreed in writing with the local planning authority, works on site shall not recommence until either (a) a Remediation Strategy has been submitted to and approved in writing by the local planning authority or (b) the local planning authority has confirmed in writing that remediation measures are not required. The Remediation Strategy shall include a timetable for the implementation and completion of the approved remediation measures. Thereafter remediation of the site shall be carried out and completed in accordance with the approved Remediation Strategy.

Following completion of any measures identified in the approved Remediation Strategy a Validation Report shall be submitted to the local planning authority. Unless otherwise agreed in writing with the local planning authority, no part of the site shall be brought into use until such time as the whole site has been remediated in accordance with the approved Remediation Strategy and a Validation Report in respect of those works has been approved in writing by the local planning authority.

(9) The turbine shall be sited within the red line boundary so that the minimum stand-off distance of 50m between the turbine blade and the drip line of the hedge to the south west of the site is achieved as suggested by Natural England guidelines.

(10) Within 21 days from receipt of a written request from the Local Planning Authority following a complaint to it from an occupant of a dwelling alleging noise disturbance at that dwelling, the wind turbine operator shall, at its expense, employ a consultant approved by the Local Planning Authority to assess the level of noise emissions from the wind turbine at the complainant's property in accordance with guidance set out in the Institute of Acoustics A Good Practice Guide to The Application of ETSU-R-97 For the Assessment And Rating of Wind Turbine Noise dated May 2013.

A RECORDED VOTE WAS TAKEN IN ACCORDANCE WITH COUNCIL PROCEDURE RULE 42(5) AS FOLLOWS;

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2013/93228 Cont'd	<p>FOR: Councillors Akhtar, Barraclough, Dad, E Firth, S Hall, Lawson, O'Neill, A Pinnock, C Scott, Stubley and Rowling (11 Votes)</p> <p>AGAINST: Councillors Armer, Bellamy and K Taylor (3 Votes)</p>
2014/93173	<p>WYFRS - Outline application for the demolition of existing buildings and erection of up to 30 dwellings (access and layout) - West Yorkshire Fire and Rescue Service Headquarter, Bradford Road, Birkenshaw</p> <p>CONDITIONAL OUTLINE APPROVAL SUBJECT TO DELEGATION TO OFFICERS</p> <p>CONDITIONAL OUTLINE PLANNING PERMISSION SUBJECT TO THE DELEGATION OF AUTHORITY TO OFFICERS TO:-</p> <p>(1) SECURE THE SIGNING OF A SECTION 106 AGREEMENT SECURING THE PROVISION OF AFFORDABLE HOUSING, PUBLIC OPEN SPACE, EDUCATION CONTRIBUTION, METRO CARD PROVISION AND A BUS SHELTER;</p> <p>(2) IMPOSE ALL NECESSARY AND APPROPRIATE CONDITIONS WHICH MAY INCLUDE THOSE SET OUT BELOW; AND</p> <p>(3) SUBJECT TO THERE BEING NO SUBSTANTIVE CHANGES THAT WOULD ALTER THIS RECOMMENDATION, TO ISSUE THE DECISION NOTICE.</p> <p>(1) Approval of the details of the appearance, scale, and landscaping of the site (hereinafter called 'the reserved matters') shall be obtained from the Local Planning Authority in writing before any development is commenced.</p> <p>(2) Plans and particulars of the reserved matters referred to in Condition 1 above, relating to the appearance, scale, and landscaping of the site shall be submitted in writing to the Local Planning Authority and shall be carried out in full accordance with the approved plans.</p> <p>(3) Application for approval of any reserved matter shall be made to the Local Planning Authority before the expiration of three years from the date of this permission.</p> <p>(4) The development hereby permitted shall be begun either before the expiration of two years from the final approval of reserved matters or, in the case of approval on different dates, the final approval of the last such matter to be approved.</p> <p>(5) The wall to the site frontage shall be set back to the rear of the proposed visibility splays as shown on approved plan number</p>

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11790 - 100 rev L before development commences and shall be cleared of all obstructions to visibility and tarmac surfaced to current standards in accordance with details that have previously been approved in writing by the Local Planning Authority.

(6) Prior to development commencing, a detailed scheme for the provision of a right turn lane from Bradford Road into the site with associated signing and white lining shall be submitted to and approved in writing by the Local Planning Authority. The scheme shall include construction specifications, white lining, signing, surface finishes together with an independent Safety Audit covering all aspects of the work. Thereafter, the approved works shall be implemented before any part of the development is first brought into use and thereafter retained.

(7) No development shall take place until a scheme detailing the proposed internal adoptable estate roads have been submitted to and approved in writing by the Local Planning Authority. The scheme shall include full sections, drainage works, street lighting, signing, surface finishes and the treatment of sight lines, together with an independent safety audit covering all aspects of work. Before any building is brought into use the scheme shall be completed in accordance with the scheme shown on approved plans and retained thereafter.

(8) Prior to the development being brought into use, the approved vehicle parking areas shall be surfaced and drained in accordance with the Communities and Local Government; and Environment Agency's 'Guidance on the permeable surfacing of front gardens (parking areas)' published 13th May 2009 (ISBN 9781409804864) as amended or superseded; and thereafter retained.

(9) Development shall not commence until actual or potential land contamination at the site has been investigated and a Phase II Intrusive Site Investigation Report has been submitted to and approved in writing by the Local Planning Authority.

(10) Where site remediation is recommended in the Phase II Intrusive Site Investigation Report approved pursuant to condition 9 development shall not commence until a Remediation Strategy has been submitted to and approved in writing by the local planning authority. The Remediation Strategy shall include a timetable for the implementation and completion of the approved remediation measures.

(11) Remediation of the site shall be carried out and completed in accordance with the Remediation Strategy approved pursuant to condition 10. In the event that remediation is unable to proceed in accordance with the approved Remediation Strategy or

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contamination not previously considered in either the Preliminary Risk Assessment or the Phase II Intrusive Site Investigation Report is identified or encountered on site, all works on site (save for site investigation works) shall cease immediately and the local planning authority shall be notified in writing within 2 working days. Unless otherwise approved in writing with the local planning authority, works shall not recommence until proposed revisions to the Remediation Strategy have been submitted to and approved in writing by the local planning authority. Remediation of the site shall thereafter be carried out in accordance with the approved revised Remediation Strategy.

(12) Following completion of any measures identified in the approved Remediation Strategy or any approved revised Remediation Strategy a Validation Report shall be submitted to the local planning authority. Unless otherwise approved in writing with the local planning authority, no part of the site shall be brought into use until such time as the remediation measures for the whole site have been completed in accordance with the approved Remediation Strategy or the approved revised Remediation Strategy and a Validation Report in respect of those remediation measures has been approved in writing by the local planning authority

(13) Before any dwelling is first occupied all works which form part of the sound attenuation scheme as specified in the Noise Report dated 26 May 2015 produced by Miller Goodall ref 100922/V3 :-

- I. shall be completed; and
- II. written evidence to demonstrate that the specified noise levels have been achieved
- III. shall be submitted to and approved in writing by the local planning authority.

If it cannot be demonstrated that the noise levels specified in the aforementioned Noise Report have been achieved then a further scheme shall be submitted for the written approval of the Local Planning Authority incorporating further measures to achieve those noise levels. All works comprised within those further measures shall be completed and written evidence to demonstrate that the aforementioned noise levels have been achieved shall be submitted to and approved in writing by the Local Planning Authority before any dwelling is first occupied.

(14) The site shall be developed with separate systems of drainage for foul and surface water on and off site.

(15) Development shall not commence until a scheme detailing foul, surface water and land drainage, (including off site works, outfalls, balancing works, plans and longitudinal sections, hydraulic calculations, phasing of drainage provision, existing

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drainage to be maintained/diverted/abandoned, and percolation tests, where appropriate) has been submitted to and approved in writing by the Local Planning Authority. None of the dwellings shall be occupied until such approved drainage scheme has been provided on the site to serve the development or each agreed phasing of the development to which the dwellings relate and thereafter retained.

(16) There shall be no piped discharge of surface water from the development prior to the completion of the approved surface water drainage works.

(17) A Biodiversity Mitigation and Enhancement Plan shall be submitted to and approved in writing by the Local Planning Authority before development is commenced. The development shall thereafter be carried out in accordance with the details approved.

(18) An Arboricultural Method Statement, in accordance with British BS 5837 shall be submitted to and approved in writing by the Local Planning Authority before works to construct the superstructure of any dwelling commences. The method statement shall include details on how the construction work will be undertaken with minimal damage to the adjacent protected trees and their roots. Thereafter, the development shall be carried out in complete accordance with the Arboricultural Method Statement.

(19) Details of boundary fencing to the rear of plots 4 to 7 where the plots adjoin the protected woodland shall be submitted to and approved in writing by the Local Planning Authority before works to construct the superstructure of any dwelling commences. Thereafter the boundary fencing shall be constructed in accordance with the approved details and be retained.

(20) Notwithstanding the provisions of section 55 (2)(a)(ii) of the Town and Country Planning Act 1990 and the Town and Country Planning (General Permitted Development) Order 2015 (or any order revoking and re-enacting that Act or Order with or without modification) no development included within Classes A, B, C or E of Part 1 of Schedule 2 to that Order shall be carried out to plots 4-6.

(21) Prior to occupation of the dwelling(s), in all residential units with a dedicated parking area and/or garage, an electric vehicle recharging point shall be installed. Cable and circuitry ratings shall be provided to ensure a minimum continuous current demand of 16 Amps and a maximum demand of 32Amps. Thereafter the electric vehicle recharging points so provided shall be retained.

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2014/93173 Cont'd	<p>A RECORDED VOTE WAS TAKEN IN ACCORDANCE WITH COUNCIL PROCEDURE RULE 42(5) AS FOLLOWS;</p> <p>FOR: Councillors Akhtar, Armer, Barraclough, Bellamy, Dad, E Firth, S Hall, Lawson, O'Neill, A Pinnock, K Taylor, Rowling, C Scott and Stubley (14 Votes)</p> <p>AGAINST: (No Votes)</p>
2015/93162	<p>Marshall's Mono Ltd - Variation condition 23b (time period) on previous Schedule of Conditions IDO/423a/435/465/PR1 First Periodic Review for Proposed Stone Quarrying - Appleton Quarry, Lane Head, Shepley, Huddersfield</p> <p>REMOVAL OR MODIFICATION OF CONDITION(S)</p> <p>GRANT TEMPORARY VARIATION OF CONDITION(S)</p> <p>(1) The site shall be operated in accordance with the following plans and documents except as stated otherwise in conditions listed below which shall in all cases take precedence:</p> <p>D126779.ES.003 Land Ownership and ROMPP Boundary  D126779.ES.004 Site Layout and Phasing  D126779.ES.006 Stage 1 Restoration  D126779.ES.007 Stage 2 Restoration  D126779.ES.008 Stage 3 Restoration  D126779.ES.009 Restoration Master Plan  D126779.ES.0010 Restoration Master Plan Landscape Details  Supporting Statement dated December 2009  Environmental Statement dated December 2010  Appleton Quarry Saw Sheds – Night-time Operating Protocol 47073384. APP.01 Saw Shed Operational Areas  A093500 Noise Assessment</p> <p>(2) The winning and working of minerals and the restoration of the site to amenity woodland/nature conservation shall be completed not later than 21 February 2042.</p> <p>(3) The wheel and chassis cleaning facilities identified on plan D 126779.ES.004 shall be retained and maintained in good working order.</p> <p>(4) The wheel and chassis cleaning facilities shall be used in accordance with the 'Wheel Cleaning Protocol' specified in section 3.5 of the submitted Supporting Statement.</p> <p>(5) The lorry sheeting facilities identified on Plan no. D 126779.ES.004 shall be retained and maintained in good working order.</p>



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2015/93162 Cont'd	<p data-bbox="528 212 1396 286">(6) All vehicles transporting minerals from the site shall have their loads sheeted unless the loads:</p> <ul style="list-style-type: none"> <li data-bbox="528 324 1422 398">(a) Consist of large individual rocks with dimensions in excess of 500mm</li> <li data-bbox="528 398 1348 472">(b) Consist of stone that has undergone hand dressing or machine sawing in preparation for sale.</li> </ul> <p data-bbox="528 510 1449 618">(7) The sole vehicular access to and egress from the site for the working and export of minerals shall be onto the A629 at the location shown on Plan No. D 126779.ES.004.</p> <p data-bbox="528 656 1433 730">(8) The extraction of minerals shall proceed in accordance with the phasing scheme shown on plan No. D 126779.ES.004.</p> <p data-bbox="528 768 1433 909">(9) No mineral extraction shall take place outside the area delineated red on Plan No. D 126779.ES.004 and the resultant stand off areas between the site and adjacent public highways shall be retained.</p> <p data-bbox="528 947 1412 1088">(10) The long-term stability of post restoration quarry faces at the site shall be assured in accordance with the Geotechnical Assessment included as Appendix B of the Supporting Statement.</p> <p data-bbox="528 1126 1449 1352">(11) Overburden and Quarry discards shall be used in the construction of screen/noise baffle mounds as indicated on Plan No. D 126779.ES.004 and in the restoration of the site. The location, height and design of any additional overburden or mineral waste deposits shall be submitted to and approved in writing by the Mineral Planning Authority prior to their formation.</p> <p data-bbox="528 1391 1428 1464">(12) All internal haul roads shall be surfaced using materials fit for purpose and maintained free from potholes and ruts.</p> <p data-bbox="528 1503 1428 1610">(13) All existing stockpiles of topsoil and subsoil shall be maintained weed free in the locations as indicated on Plan No. D 126779.ES.004.</p> <p data-bbox="528 1648 1449 1792">(14) Within 3 months of the date of the approval of this Schedule of Conditions the volumes of the existing stockpiles of topsoil and sub soil shall be calculated by the site operator and the results supplied in writing to the Mineral Planning Authority.</p> <p data-bbox="528 1830 1401 1904">(15) Quarry traffic shall not be permitted to cross any area of the site where topsoil and subsoil have not been stripped.</p> <p data-bbox="528 1942 1396 2049">(16) Prior to the removal of overburden or the extraction of minerals, all available topsoil and subsoil shall be separately stripped.</p>

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(17) A minimum of seven days' notice in writing shall be given to the Mineral Planning Authority before any soil stripping operation commences. Topsoil, subsoil and subsoil making materials shall be stripped, spread or worked only when soil and weather conditions are suitable and with the prior notification of the Mineral Planning Authority.

(18) Within 14 days of the stripping of topsoil and subsoil having been completed within any phase of working, the collected volumes of soil shall be submitted in writing to the Mineral Planning Authority

(19) Topsoil and subsoil stripped in advance of any working shall be stored separately in the locations shown on Plan No. D 126779.ES.004 or immediately re-used for restoration purposes. The management of such materials shall be carried out as indicated in Condition No. 13

(20) Existing or new stockpiles of topsoils and subsoils shall not be traversed by vehicles or machinery except during stacking or respreading.

(21) Mechanised stone sawing operations for the production of sawn stone shall only be carried out within the saw sheds hatched brown on plan No. D 126779.ES.004.

(22) Whilst mechanical stone saws are operating between the hours 20:00 and 07:00 all external doors to the saw sheds shall be kept closed.

(23a) Except for the circumstances referred to in condition 23b and with the exception of the sawing of stone within the saw sheds hatched brown on plan no. D126778.ES.004 and water pumping, unless otherwise agreed in writing by the Mineral Planning Authority the hours of operation within the site and associated vehicular movements shall be restricted to between:

07:30 and 18:00 Monday to Friday

07:30 and 13:00 Saturdays

And the servicing, maintenance and testing of quarry plant and machinery shall be limited to between 07:30 and 22:00 hours on any of the above days and there shall be no working or servicing, maintenance or testing of quarry plant or machinery on Sundays,

(23b) Notwithstanding the requirements of condition 23a, the transfer and stocking of blockstone and sawn products outside the hours permitted above shall be allowed to take place within

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the saw shed operational areas hatched brown on plan 47073384.APP.01 for a 12 month trial period commencing from the date of this scheme of conditions. At the end of the 12 month trial period this condition 23b shall expire and condition 23a shall thereafter apply in its entirety.

During this temporary 12 month trial period noise monitoring shall be carried out between the hours of 18:00 to 07:30 Monday to Saturday and 13:00 to 07:30 Saturday to Monday in accordance with a scheme to be submitted to and approved in writing by the Mineral Planning Authority within one month of the date of this planning permission. The scheme shall include details of:

- \* The number of monitoring events during the 12 month period;
- \* The duration of each monitoring event;
- \* The methods and equipment to be used to carry out noise monitoring;
- \* The positions in and around the site where monitoring will take place; and
- \* How the noise monitoring results will be made available to the Mineral Planning Authority.

The scheme shall be implemented immediately following its approval.

(24) Operations associated with the on-site saw sheds shall only be carried out in accordance with the "Appleton Quarry Saw Sheds – Night-time Operating Protocol" dated 16 September 2015.

(25) Dust management shall be carried out in accordance with the scheme submitted as Appendix E of the submitted Supporting Statement.

(26) Vehicles or plant travelling on internal haul roads shall not exceed a maximum speed of 15mph.

(27) All quarry vehicles or mobile plant within the site shall operate with upturned exhausts.

(28) All plant and machinery and vehicles operating at the site shall be fitted with effective noise attenuation equipment, which shall be regularly maintained. Only vehicles fitted with 'white noise' reversing alarm systems shall be used in mineral loading, earth moving and grading operations.

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2015/93162 Cont'd	<p data-bbox="528 215 1422 434">(29) Except as allowed by Condition 30 below noise produced by the operation of the quarry shall not exceed a limit of 55 dB(A) LAeq 1h ( free field) daytime 0730-1800 hours as measured at noise sensitive properties, and 42dB(A) LAeq 1h (free field) night-time 1800-0730 hours as measured at noise sensitive properties.</p> <p data-bbox="528 474 1422 763">(30) Noise produced by temporary operations including the construction of screening bunds and soil stripping shall not exceed 70dB LAeq(1hour) for over 8 weeks in any 52 week period when measured at any noise sensitive property and, other than in the case of an emergency, at least 7 days notice shall be given to the Mineral Planning Authority prior to the commencement of any temporary operations likely to result in noise levels exceeding those stipulated in condition 28.</p> <p data-bbox="528 804 1310 842">(31) No blasting operations shall take place at the site.</p> <p data-bbox="528 882 1445 1059">(32) The operator shall submit in writing to the Mineral Planning Authority an assessment of the impact of quarry dewatering on the hydrology of the area within 6 months of the date of this Schedule of Conditions being approved. In particular this assessment shall include:</p> <ul style="list-style-type: none"> <li data-bbox="528 1099 1422 1171">* A review of the assessments of flows across the fault located just to the north of the site.</li> <li data-bbox="528 1211 979 1249">* A review of the fault's location</li> <li data-bbox="528 1290 1211 1328">* A water balance for the Greenmoor Formation</li> <li data-bbox="528 1368 1294 1440">* Gauging data showing the quantity of surface water discharges across the fault</li> <li data-bbox="528 1480 1129 1518">* Identification of any mitigation measures</li> <li data-bbox="528 1559 1361 1630">* Identification of timescales for the implementation of any mitigation measures.</li> </ul> <p data-bbox="528 1671 1445 2018">(33) Within 3 months of the date of this Schedule of Conditions being approved a scheme shall be submitted in writing to and approved by the Mineral Planning Authority which details the measures to be taken with regard to surface water collection/disposal and settlement lagoons within the quarry. The approved scheme shall be fully implemented and retained during mineral extraction/site restoration. No surface water run off from the quarry shall be discharged into any surrounding watercourse or drainage system without the written approval of the Mineral Planning Authority.</p>

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(34) Any facilities for the storage of oils, fuels or chemicals shall be sited on impervious bases and surrounded by impervious bund walls. The volume of the bunded compound shall be at least equivalent to the capacity of the tank plus 10%. If there is multiple tankage, the compound should be at least equivalent to the capacity of the largest tank, or the capacity of the interconnected tanks, plus 10%. All filling points, vents, gauges and sight glasses shall be located in the bund. The drainage system of the bund shall be sealed with no discharge to any water course, land or underground strata. Associated pipework shall be located above ground level and protected from accidental damage. All filling points and tank overflow pipe outlets shall be detailed to discharge downwards into the bund.

(35) Soil storage mounds and /or noise baffle mounds shall be retained in accordance with the scheme indicated on plan D126779.ES.004 and maintained until utilised for site restoration in accordance with the detail indicated on plan No. D126779.ES.010.

(36) Within 3 months of this Schedule of Conditions being approved a scheme shall be submitted to and approved in writing by the Mineral Planning Authority which amplifies the restoration details indicated on plan No. D126779.ES.009 'Restoration Master Plan' with particular regard to the measures designed to increase biodiversity. The approved scheme shall thereafter be fully implemented during the approved restoration works.

(37) Restoration of the site shall be carried out in accordance with the details indicated on plan D126779.ES.009 'Restoration Master Plan' and as required by condition 35 above and in accordance with a revised programme of restoration works which shall be submitted to and approved in writing by the Mineral Planning Authority within 3 months of the date of the approval of this Schedule of Conditions.

(38) Following the completion of any phase of restoration, any areas containing a section of exposed shear quarry face shall be securely fenced off. The design of such fencing shall be submitted to and approved in writing by the Mineral Planning Authority prior to its erection.

(39) Restoration aftercare shall be undertaken in accordance with the scheme detailed on approved plan No. D126779.ES.010, 'Restoration Masterplan Landscape Detail'.

(40) Before the 31 August of every year during the 5 year aftercare period outlined on approved plan No. D126779.ES.010, a review meeting will be held on site to:-

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2015/93162 Cont'd	<p data-bbox="528 215 1465 327">           * Review progress to date            * agree any remedial measures or improvements necessary            * consider the detailed aftercare programme for the coming year         </p> <p data-bbox="528 365 1465 622">           At least 4 weeks prior to the date of the annual review, the operator shall provide the Mineral Planning Authority with a detailed record of restoration and aftercare operations and management carried out in compliance with condition Nos. 35/36 and 39 above and proposed on the restored land during the period covered by the review. The operator shall invite the following parties to the annual review meeting:-         </p> <p data-bbox="528 660 1465 913">           * The Mineral Planning Authority            * The applicant and operator            * All owner/tenants of land within the site            * Any restoration/after care sub-contractor retained by the applicant/ operator            * The Forestry Commission if restoration tree planting has the benefit of a grant from the Commission.         </p> <p data-bbox="528 952 1465 1317">           (41) In the event of cessation of winning and working of minerals prior to the achievement of the completion of the approved scheme, which in the opinion of the Mineral Planning Authority constitutes a permanent cessation within the terms of paragraph 3 of Schedule 9 of the Town and Country Planning Act 1990, the site shall be restored in accordance with a revised reclamation scheme within 18 months of the date of cessation. The scheme shall be submitted to and approved in writing by the Mineral Planning Authority within 3 months of the date of cessation and shall provide for:         </p> <p data-bbox="528 1355 1465 1975">           (i) The removal of plant and equipment from the site.             (ii) Backfilling of the quarry void and subsequent even grading of the site to achieve acceptable post restoration gradients.             (iii) Plans indicating post restoration ground levels on the site by contour and cross section, areas to be restored to agricultural or woodland, and any hedges, walls or enclosure to be created on the site.             (iv) Details for soil replacement including depths of subsoil and topsoil to be replaced.             (v) Relief of compaction and drainage arrangements             (vi) Details for the establishment of a grass sward on areas to be restored for agricultural use         </p>

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2015/93162 Cont'd	<p>(vii) Details for tree planting on areas to be restored to woodland including species of which at least 50% should be broadleaf, size of sapling, spacing, method of planting and means of protection and weed control.</p> <p>(viii) A timetable for implementing the scheme</p> <p>The approved revised reclamation scheme shall be fully implemented within the approved timetable.</p> <p>A RECORDED VOTE WAS TAKEN IN ACCORDANCE WITH COUNCIL PROCEDURE RULE 42(5) AS FOLLOWS;</p> <p>FOR: Councillors Akhtar, C Scott, Dad, D Hall, A Pinnock, Rowling and Stubley (7 Votes)</p> <p>AGAINST: Councillors Armer, Barraclough, Bellamy, E Firth, Lawson and K Taylor (6 Votes)</p> <p>ABSTAINED: Councillor O'Neill</p>
2016/90006	<p>J Etchells - Erection of single storey extension to the front - 12, Brewerton Lane, Dewsbury Moor, Dewsbury</p> <p>DEFERRED (THE SUB COMMITTEE RESOLVED TO DEFER THE CONSIDERATION OF THE APPLICATION TO ENABLE FURTHER DISCUSSION WITH THE APPLICANT REGARDING THE ROTATION AND ROOFING OF THE EXTENSION)</p> <p>A RECORDED VOTE WAS TAKEN IN ACCORDANCE WITH COUNCIL PROCEDURE RULE 42(5) AS FOLLOWS;</p> <p>FOR: Councillors Akhtar, Armer, Barraclough, Bellamy, Dad, E Firth, S Hall, Lawson, O'Neill, A Pinnock, Rowling, K Taylor, C Scott and Stubley (14 Votes)</p> <p>AGAINST: (No Votes)</p>