

**KIRKLEES COUNCIL**  
**LIST OF PLANNING APPLICATIONS DECIDED BY**  
**PLANNING SUB-COMMITTEE (HUDDERSFIELD)**  
**12 MAY 2016**

**APPLICATION NO.**

2016/90499

**DESCRIPTION, LOCATION OF PROPOSAL AND DECISION**

Kirklees Council, PRP - Erection (750 square metres) of portable modular buildings - Moor End Academy, Dryclough Road, Crosland Moor, Huddersfield

**GRANT TEMPORARY PERMISSION UNDER REGULATION 4**

(1) The modular buildings shall cease use on 31st December 2017. Before May 2018 the modular buildings shall be wholly demolished and the land shall be restored to its condition prior to the implementation of the development.

(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) Prior to the modular buildings being brought into use, the pedestrian access points as shown on drawing no. A01 rev A, namely from Dryclough Road and Gilbert Grove shall be provided and made operational and retained thereafter whilst ever the modular buildings are in use.

(4) Prior to the modular buildings being brought into use, details of the start and finish times for the use of the modular buildings as classrooms, which shall be staggered from the school hours of the main building constituting Moor End Academy, shall be submitted to and approved in writing by the Local Planning Authority. The temporary school shall operate within the times specified thereafter. The times of operation of the breakfast and after school clubs at Moor End Academy are unaffected.

(5) The gated vehicular access proposed from Wellfield Bank as shown on drawing no. A04 Rev A, shall remain locked at all times other than when used in association with servicing of the site, including construction traffic, deliveries and in emergencies only.

(6) Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) Order 2015 as amended (or any Order revoking or re-enacting that Order) there shall be no staff or pedestrian access to the development from Wellfield Bank

(7) Prior to first use of the temporary school a method a method statement setting out how the hereby approved development will be serviced including details of:

- times of servicing,
- the size and type of vehicle that will service the site,
- loading and unloading of vehicles, and

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

2016/90499 Cont'd

- how servicing will be managed including the control of the access gate onto Wellfield Bank

shall be submitted to and approved in writing by the Local Planning Authority. The temporary school shall be serviced in accordance with the approved details for the lifetime of the development.

(8) The modular buildings shall not be brought to site until the access road from Wellfield Bank and the turning area as shown on approved drawing no. A04 Rev A has been made operational.

(9) The modular buildings shall not be brought into use until all areas indicated to be used access and servicing on the submitted plans have been laid out with a hardened and drained surface 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 any successor guidance. Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) Order 2015 as amended (or any Order revoking or re-enacting that Order) these areas shall be so retained, free of obstructions and available for the uses specified on the submitted/ plans

(10) Prior to the commencement of development, a schedule of the means of access to the site for construction traffic shall be submitted to and approved in writing by the Local Planning Authority. The schedule shall include:

- point of access for construction traffic,
- construction workers parking facilities
- times of use of the access,
- turning/manoeuvring facilities,
- vehicle routing of construction traffic to and from the site
- traffic management,
- signage,
- where vehicles will be loaded unloaded, and
- mud prevention measures
- Hours of construction and construction deliveries

The hereby approved development shall thereafter be carried out in complete accordance with the approved details

(11) Within the first 3 months of any part of the development being brought into use, a travel plan shall be submitted to and approved in writing by the Local Planning Authority. The travel plan shall include measures to improve and encourage the use of sustainable transport. The measures will include as a minimum:

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

2016/90499 Cont'd

- the provision of 'live' and other bus/train information;
- provision of METRO passes;
- car sharing facilities
- the upgrade of bus stops and shelters where necessary;
- the introduction of working practices to reduce travel demand and
- the provision of on-site cycle facilities and information.

The Travel Plan will include details of when these measures will be introduced. To support the promotion of the use of sustainable modes the travel plan will also include: how the travel plan will be managed; targets aimed at lowering car use, particularly single occupancy trips, from/to the site; a programme for monitoring the travel plan and its progress and how the travel plan and its objective of more sustainable travel will be promoted. The approved travel plan shall thereafter be adhered to at all times

(12) 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.

(13) Remediation of the site shall be carried out and completed in accordance with the Remediation Strategy approved pursuant to condition no. 12. In the event that remediation is unable to proceed in accordance with the approved Remediation Strategy or 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 agreed 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.

(14) 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 agreed 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.

APPLICATION NO.	DESCRIPTION, LOCATION OF PROPOSAL AND DECISION
2016/90499 Cont'd	<p data-bbox="528 215 1106 253">Footnote to be applied to all applications</p> <p data-bbox="528 293 1422 398">All contamination reports shall be prepared in accordance with CLR11, PPS23 and the Council's Advice for Development documents or any subsequent revisions of those documents.</p> <p data-bbox="528 439 1410 510">A RECORDED VOTE WAS TAKEN IN ACCORDANCE WITH COUNCIL PROCEDURE RULE 42(5) AS FOLLOWS;</p> <p data-bbox="528 551 1358 622">FOR: Councillors Armer, Calvert, Lyons, Pattison, Sarwar, Sokhal, Ullah and Wilkinson (8 Votes)</p> <p data-bbox="528 663 1369 696">AGAINST: Councillors Bellamy, D Firth and Sims (3 Votes)</p>
2015/91832	<p data-bbox="528 730 1444 947">Lidl UK GmbH - C/O Agent - Variation of conditions 27 (hours of opening) and 39 (floodlights) on previous permission 2011/92600 for demolition of existing building and erection of food store with associated car parking, landscaping, highways works and relocate existing sub station - Lidl UK GmbH, Huddersfield Road, Holmfirth</p> <p data-bbox="528 987 1426 1205">REFUSED – CONTRARY TO OFFICER RECOMMENDATION (THE SUB COMMITTEE CONSIDERED THAT THE ACTIVITY ASSOCIATED WITH THE OPERATION OF THE STORE DURING THE LATER OPENING HOURS WOULD HAVE AN UNACCEPTABLE IMPACT ON THE RESIDENTIAL AMENITY OF THE ADJACENT RESIDENTIAL PROPERTIES)</p> <p data-bbox="528 1245 1410 1317">A RECORDED VOTE WAS TAKEN IN ACCORDANCE WITH COUNCIL PROCEDURE RULE 42(5) AS FOLLOWS;</p> <p data-bbox="528 1357 1444 1429">FOR: Councillors Armer, Bellamy, D Firth, Marchington, Sarwar, Sims, Sokhal, Ullah and Wilkinson (9 Votes)</p> <p data-bbox="528 1469 1410 1503">AGAINST: Councillors Calvert, Lyons and Wilkinson (3 Votes)</p>
2016/90373	<p data-bbox="528 1536 1422 1641">Mr Mohammed Abaidullah - Change of use of 1st floor room to taxi office - Pink Fusion Lounge, Sheffield Road, New Mill, Holmfirth</p> <p data-bbox="528 1682 1437 1865">DEFERRED (TO PROVIDE THE OPPORTUNITY FOR OFFICERS TO DISCUSS WITH KIRKLEES LICENSING THE ISSUES ARISING FROM THE PARKING OF VEHICLES ON THE FORMER MIDLOTHIAN SITE AND TO BE CONSIDERED BY THE SUB COMMITTEE AT A FUTURE MEETING)</p> <p data-bbox="528 1906 1410 1977">A RECORDED VOTE WAS TAKEN IN ACCORDANCE WITH COUNCIL PROCEDURE RULE 42(5) AS FOLLOWS;</p> <p data-bbox="528 2018 1137 2083">(1) A VOTE TO SUPPORT THE OFFICER RECOMMENDATION</p>

APPLICATION NO.	DESCRIPTION, LOCATION OF PROPOSAL AND DECISION
2016/90373 Cont'd	<p>FOR: Councillors Calvert, Pattison and Sarwar (3 Votes)</p> <p>AGAINST: Councillors Armer, Bellamy, D Firth, Lyons, Marchington, Sims, Sokhal, Ullah and Wilkinson (9 Votes)</p> <p>(2) A VOTE TO DEFER</p> <p>FOR: Councillors Armer, Bellamy, Calvert, D Firth, Lyons, Marchington, Pattison, Sarwar, Sims, Sokhal, Ullah and Wilkinson (12 Votes)</p> <p>AGAINST: (0 Votes)</p>
2015/91857	<p>R Airey - C/O Agent - Erection of agricultural building - Land Off, Lumb Lane, Almondbury, Huddersfield</p> <p>REFUSAL – CONTRARY TO OFFICER RECOMMENDATION (THE SUB COMMITTEE CONSIDERED THE DESIGN AND APPEARANCE OF THE BUILDING WAS UNSIGHTLY AND A DETRIMENTAL IMPACT ON THE VISUAL AMENITY OF THE AREA; IN ADDITION THE SUB COMMITTEE AUTHORISED OFFICERS TO PROCEED WITH ENFORCEMENT ACTION AGAINST THE UNAUTHORISED DEVELOPMENT)</p> <p>A RECORDED VOTE WAS TAKEN IN ACCORDANCE WITH COUNCIL PROCEDURE RULE 42(5) AS FOLLOWS:</p> <p>FOR: Councillors Armer, Bellamy, Calvert, D Firth, Lyons, Marchington, Pattison, Sarwar, Sims, Sokhal, Ullah and Wilkinson (12 Votes)</p> <p>AGAINST: (0 Votes)</p>
2016/90576	<p>P Brown - Formation of a porch to front - 3 Digley Cottages, Bank Top Lane, Holmbridge, Holmfirth</p> <p>CONDITIONAL FULL PERMISSION</p> <p>(1) The development hereby permitted shall be begun within three years of the date of this permission.</p> <p>(2) The development hereby permitted shall be carried out in complete accordance with the plans and specifications listed in this decision notice, except as may be specified in the conditions attached to this permission, which shall in all cases take precedence.</p> <p>(3) The external walls and roofing materials of the extension hereby approved shall in all respects match those used in the construction of the existing building.</p>

<b>APPLICATION NO.</b>	<b>DESCRIPTION, LOCATION OF PROPOSAL AND DECISION</b>
------------------------	---

2016/90576 Cont'd

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

(1) A VOTE TO REFUSE

FOR: Councillors Armer, Bellamy, D Firth and Sims (4 Votes)

AGAINST: Councillors Calvert, Lyons, Pattison, Sarwar, Ullah and Wilkinson (6 Votes)

(2) A VOTE TO SUPPORT OFFICER RECOMMEDATION

FOR: Councillors Calvert, Lyons, Pattison, Sarwar, Ullah and Wilkinson (6 Votes)

AGAINST: Councillors Armer, Bellamy, D Firth and Sims (4 Votes)