

**KIRKLEES COUNCIL**

**STRATEGIC PLANNING COMMITTEE**

**Thursday 30th March 2017**

Present: Councillor Steve Hall (Chair)  
Councillor Bill Armer  
Councillor Donald Firth  
Councillor Paul Kane  
Councillor Carole Pattison  
Councillor Andrew Pinnock

**1 Membership of the Committee**

All Members of the Committee were present

**2 Minutes of the Previous Meeting**

**RESOLVED –**

That the Minutes of the Meeting held on 2 March 2017 be approved as a correct record.

**3 Interests and Lobbying**

All Committee Members advised that they had been lobbied in respect of Application 2017/90349.

Councillor Kane advised that he had been in attendance at a presentation, in his capacity as a Councillor for the Dewsbury area, regarding the Dewsbury Waterfront Development which had made reference to Applications 2016/94118 and 2016/94117.

**4 Admission of the Public**

**RESOLVED –**

That a late additional item relating to Application 2014/62/93073 be considered in private session in accordance with the provisions of Clause 5 of Paragraph 1 of Part 1 Schedule 12A of the Local Government Act 1972.

**5 Public Question Time**

No questions were asked.

**6 Deputations/Petitions**

No deputations of petitions were received.

**7 Site Visit - Application No: 2017/90155**

Site visit undertaken.

**8 Site Visit - Application No: 2016/92154**

Site visit undertaken.

**9 Site Visit - Application No: 2017/90349**

Site visit undertaken.

**10 Site Visit - Application No: 2016/94118**

Site visit undertaken.

**11 Site Visit - Application No: 2016/94117**

Site visit undertaken.

**12 Site Visit - Application No: 2017/90022**

Site visit undertaken.

**13 Planning Application - Application No: 2017/90155**

The Committee gave consideration to Planning Application 2017/90155 – Erection of school, formation of outdoor play areas and fenced MUGA and alterations to existing site access and parking at Moor End Academy, Dryclough Road, Crosland Moor.

Under the provisions of Council Procedure Rule 37, the Committee received representations from Chas Ball and Charles Waterhouse (local residents), Debbie Kelly (on behalf of Beaumont Primary Academy), Jane Acklam (on behalf of Moor End Academy) and Marianne McCallum (applicant's agent).

**RESOLVED –**

That the application be deferred to request the submission of further information regarding the travel plan scheme and noise attenuation details.

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows;

For: Councillors Armer, D Firth, S Hall, Kane and A Pinnock (5 votes)

Against: Councillor Pattison (1 vote)

**14 Planning Application - Application No: 2017/90349**

The Committee gave consideration to Planning Application 2017/90349 – Erection of storage building, garage and salt barn, formation of stone gabion walling and associated works including amendment to site boundary fence Council Depot, Headlands Road, Liversedge.

Under the provisions of Council Procedure Rule 37, the Committee received a representation from Chris Johnson (Operational Manager – Headlands Depot).

**RESOLVED –**

That authority be delegated to the Head of Development Management to approve the application (upon expiration of the publicity period), issue the decision notice and finalise conditions including matters relating to; a three year condition, approved plans, materials, noise attenuation/mitigation, contamination and turning areas to be provided prior to occupation, in accordance with submitted plans.

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows;

For: Councillors Armer, D Firth, S Hall, Kane, Pattison and A Pinnock (6 votes)

Against: (no votes)

**15 Planning Application - Application No: 2016/94118**

The Committee gave consideration to Planning Application 2016/94118 – Outline application for residential land off Ravensthorpe Road, Dewsbury.

Under the provisions of Council Procedure Rule 37, the Committee received a representation from Andrew Rose (applicant's agent).

**RESOLVED –**

That authority be delegated to the Head of Development Management to approve the application, issue the decision notice and finalise conditions including matters relating to; the submission of reserved matters for layout/external appearance/scale/landscaping, commencement of development time limits, highways and transport, provision of affordable housing, provision of public open space, provision of infrastructure to meet education need, flood management and drainage, site remediation, noise, coal mining legacy and ecology.

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows;

For: Councillors Armer, D Firth, S Hall, Pattison and A Pinnock (5 votes)

Against: Councillor Kane (1 vote)

**16 Planning Application - Application No: 2016/94117**

The Committee gave consideration to Planning Application 2016/94117 – Outline application for residential development (C3) at land off Lees Hall Road, Dewsbury.

Under the provisions of Council Procedure Rule 37, the Committee received a representation from Andrew Rose (applicant's agent).

**RESOLVED –**

That authority be delegated to the Head of Development Management to approve the application, issue the decision notice and finalise conditions including matters relating to; the submission of reserved matters for layout/external appearance/scale/landscaping, commencement of development time limits, highways and transport, provision of affordable housing, provision of public open space, provision of infrastructure to meet education need, flood management and drainage, site remediation, coal mining legacy and ecology.

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows;

For: Councillors Armer, D Firth, S Hall, Kane, Pattison and A Pinnock (6 votes)

Against: (no votes)

**17 Planning Application - Application No: 2016/92154**

The Committee gave consideration to Planning Application 2016/92154 – Erection of 5 dwellings at land at James Street, Liversedge.

**RESOLVED –**

That authority be delegated to the Head of Development Management to approve the application (upon expiration of the publicity period), issue the decision notice and finalise conditions including matters relating to; a three year time limit, plans and specifications, site clearance, lighting design strategy, parking areas to be surfaced and drained, turning head to be hardened and drained surface, 2 metre footway to be constructed along the James Street development frontage, construction method statement, cycle storage facilities, phase I preliminary risk assessment, phase II site investigation, submission of remediation strategy, implementation of remediation strategy, submission of validation report, electric

vehicle charging points, noise report and mitigation measures and ecology mitigation/enhancement plan/implementation programme.

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows;

For: Councillors Armer, D Firth, S Hall, Kane, Pattison and A Pinnock (6 votes)

Against: (no votes)

**18 Planning Application - Application No: 2016/92254**

The Committee gave consideration to Planning Application 2016/92254 – Erection of 24 dwellings at land off Colders Lane, Meltham, Holmfirth.

**RESOLVED –**

- 1) That authority be delegated to the Head of Development Management to approve the application, issue the decision notice and finalise conditions including matters relating to; a one year time limit condition, development in accordance with approved plans, approval of samples of materials, scheme for construction and specification of the access road, scheme for off-site highway works at Colders Lane/Green End Road junction, construction management plan, condition survey and remedial works to Colders Lane, private parking spaces surfaced in permeable material, surfacing of courtyard for plots 1-3, landscaping scheme for area where attenuation tank is located (based on native plant species), restriction on windows being formed in the side walls of plots 1, 14 and 22, detailed drainage scheme to be submitted and approved, scheme for bird nesting opportunities, provision of electric vehicle charging points, remediation scheme for contaminated land, intrusive site investigation report and remediation strategy to deal with coal mining legacy, and details of arrangements for collection of waste.
- 2) That a Section 106 agreement be secured to cover; (i) public open space provisions including an off-site commuted sum (£64,000) and future maintenance and management responsibilities of open space within the site (ii) off-site highway works for junction improvements as proposed in the application (iii) a contribution towards the provision of Metro Cards of £10,650 and (iv) a clause to reappraise the viability of the scheme and its ability to deliver affordable housing in the event that the dwelling foundations and surface water attenuation scheme are not completed within 30 months of a lawful commencement of development.
- 3) That, pursuant to (2) above, in circumstances where the S106 Agreement has not been completed within three months of this decision, the Head of Development Management shall be authorised to consider whether permission should be refused on the grounds that the proposals are unacceptable in the absence of the benefits that it would have secured, and would therefore be permitted to determine the application and impose appropriate reasons for refusal under delegated powers.

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows;

For: Councillors S Hall, A Pinnock and Pattison (3 votes)  
Against: Councillors D Firth and Kane (2 votes)  
Abstained: Councillor Armer

**19 Planning Application - Application No: 2017/90022**

The Committee gave consideration to Application 2017/90022 – Erection of extension to existing factory at St Andrew's Road, Huddersfield.

Under the provisions of Council Procedure Rule 37, the Committee received a representation from Andrew Suterlick (on behalf of the applicant).

**RESOLVED –**

That authority be delegated to the Head of Development Management to approve the application, issue the decision notice and finalise conditions including matters relating to; three years commencement timeframe, accordance with approved plans, landscape/maintenance, samples of materials, unexpected remediation, drainage, finished floor levels in accordance with the Flood Risk Assessment, highway surfacing to be laid out prior to first use, existing access closed off, update of travel plan to respond to enlarged building and details of mitigation scheme for the loss of trees submitted prior to any works being carried out on the trees.

A Recorded Vote was taken in accordance with Council Procedure Rule 42 (5) as follows;

For: Councillors Armer, D Firth, S Hall, Kane, Pattison and A Pinnock (6 votes)  
Against: (no votes)

**20 Position Statement - Application No: 2016/92055**

The Committee received a position statement in respect of Planning Application 2016/92055 – Erection of 109 dwellings with associated works at land to the east of Crosland Road, Lindley and were invited to comment upon the application.

Under the provisions of Council Procedure Rule 37, the Committee received a representation from Paul Thornton (on behalf of the applicant).

**RESOLVED –**

That the Position Statement be received and noted.

**21 Exclusion of the Public**

**RESOLVED –**

That under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting during consideration of the following item of business, on the grounds that it involves the likely disclosure of exempt information, as defined in Part 1 of Schedule 12A of the Act.

**22 Planning Application - Application No - 2014/62/93073**

(Exempt information by virtue of Clause 5 of Paragraph 1 of Part 1 of Schedule 12A of the Local Government Act 1972 and by virtue of Regulation 21(1)(A) of the Local Authorities (Executive Arrangements) (Access to Information) (England) Regulations 2000).

The Committee agreed to receive a report relating to land off New Lane, Cleckheaton, as a late/urgent item. The report provided information relating to Counsel legal opinion received in respect of Appeal APP/Z4718/W/16/3147937).

**RESOLVED –**

That the report be received and noted.