

Contact Officer: Andrea Woodside

## KIRKLEES COUNCIL

### PLANNING SUB-COMMITTEE (HEAVY WOOLLEN AREA)

Thursday 17th March 2022

Present: Councillor Mumtaz Hussain (Chair)  
Councillor Nosheen Dad  
Councillor Steve Hall  
Councillor Fazila Loonat  
Councillor Adam Gregg  
Councillor Joshua Sheard  
Councillor Melanie Stephen  
Councillor John Lawson  
Councillor Andrew Pinnock  
Councillor Jackie Ramsay

Apologies: Councillor Kath Taylor

#### 1 **Membership of the Sub-Committee**

Apologies for absence were received on behalf of Councillor K Taylor.

Councillor Sokhal substituted for Councillor Lowe.

Councillor E Firth substituted for Councillor Pervaiz.

#### 2 **Minutes of Previous Meeting**

**RESOLVED** – That the Minutes of the Meeting held on 3 February 2022 be approved as a correct record.

#### 3 **Declaration of Interests and Lobbying**

Councillors S Hall, Lawson, M Hussain, Loonat and A Pinnock advised that they had been lobbied on Application 2021/92771.

Councillors S Hall, A Gregg, Loonat, A Pinnock, Sheard and Stephen advised that they had been lobbied on Application 2021/93311.

Councillors Gregg, S Hall, Loonat and Sokhal advised that they had been lobbied on Application 2021/92601.

Councillor Lawson advised that he had been lobbied on Applications 2021/93665 and 2021/94559.

Councillors Lawson and Loonat advised that they had been lobbied on Agenda Item 15 (Application to Divert Public Footpath Batley 20).

## Planning Sub-Committee (Heavy Woollen Area) - 17 March 2022

### 4 Admission of the Public

It was noted that all agenda items would be considered in public session.

### 5 Deputations/Petitions

No deputations or petitions were received.

### 6 Public Question Time

No questions were asked.

### 7 Site Visit - Application No: 2021/92601

Site visit undertaken.

### 8 Site Visit - Application No: 2021/93311

Site visit undertaken.

### 9 Planning Application - Application No: 2021/90299

The Sub-Committee gave consideration to Application 2021/90299 – Demolition of existing dwelling and erection of detached dwelling with integral garages at 154 Gomersal Lane, Cleckheaton.

Under the provisions of Council Procedure Rule 37, the Sub-Committee received representations from Ben Martin (local resident), Tom Cook (applicant's agent) and James Brocklehurst (applicant).

Under the provisions of Council Procedure Rule 36(3), the Sub-Committee received a representation from Councillor David Hall.

**RESOLVED** – That authority be delegated to the Head of Planning and Development to approve the application, issue the decision notice and complete the list of conditions including matters relating to;

- timescale for implementing development
- development to be carried out in accordance with the approved details
- samples of external walling and roofing materials to be submitted
- areas indicated for parking to be surfaced and drained
- reporting of unexpected land contamination
- submission of a scheme detailing the provision for electric vehicle charging
- details to be submitted regarding storage and collection of waste
- provision of bird nesting feature
- first floor levels windows to the western elevation shown on floor plans as opaque windows to be obscure glazed
- 1.6m high privacy screen to be erected to the eastern elevation of the balcony shown the submitted floor plans (2082-04A) that serves bedroom one and the western elevation of the balcony shown to serve bedroom two

## **Planning Sub-Committee (Heavy Woollen Area) - 17 March 2022**

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

To Refuse;

For: Councillors Gregg, S Hall, Lawson, A Pinnock and Sokhal (5 votes)

Against: Councillors Dad, E Firth, M Hussain, Loonat and Ramsay (5 votes)

Abstained: Councillors Sheard and Stephen

The vote was determined by the Chair's casting vote to vote against the motion.

To delegate to approve;

For: Councillors Dad, E Firth, M Hussain, Loonat and Ramsay (5 votes)

Against: Councillors Gregg, S Hall, Lawson, A Pinnock and Sokhal (5 votes)

Abstained: Councillors Sheard and Stephen

The application was determined by the Chair's casting vote to vote in favour of the motion.

### **10 Planning Application - Application No: 2021/92601**

The Sub-Committee gave consideration to Application 2021/92601 – Erection of single storey extension at 22 Northorpe Lane, Mirfield.

Under the provisions of Council Procedure Rule 37, the Sub-Committee received representations from Fraser Thomson and Russ Thomson (local residents) and Ellie Clark (applicant).

**RESOLVED** - That authority be delegated to the Head of Planning and Development to approve the application, issue the decision notice and complete the list of conditions including matters relating to;

- time scale for implementing permission
- development to be carried out in accordance with the approved details
- matching materials
- removal of permitted development rights for openings in the side elevation along the boundary with 20 Northorpe Lane

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

To Refuse;

For: Councillors Gregg, S Hall, Lawson, Stephen and A Pinnock (5 votes)

Against: Councillors Dad, E Firth, M Hussain, Ramsay and Sheard (5 votes)

Abstained: Councillors Loonat and Sokhal

The vote was determined by the Chair's casting vote to vote against the motion.

To delegate to approve;

For: Councillors Dad, E Firth, M Hussain, Ramsay, Sheard and Sokhal (6 votes)

Against: Councillors Gregg, S Hall, Lawson, A Pinnock and Stephen (5 votes)

Abstained: Councillor Loonat

## **Planning Sub-Committee (Heavy Woollen Area) - 17 March 2022**

### **11 Planning Application - Application No: 2021/92771**

The Sub-Committee gave consideration to Application 2021/92771 – Erection of two business units (mixed class E(g)(iii) and B8 uses) at Firths Yard, Mill Road, Dewsbury.

Under the provisions of Council Procedure Rule 37, the Sub-Committee received representations from Mohammed Sadiq, Zeshan Mahboob, Joyce Whitehead, Peter Whitehead and Alex McGowan (local residents) and Nick Willock (applicant's agent).

**RESOLVED** – That the consideration of the application be deferred to enable a site visit to be undertaken.

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

For: Councillors Dad, E Firth, S Hall, Gregg, M Hussain, Lawson, Loonat, Ramsay, A Pinnock, Sheard, Sokhal and Stephen (12 votes)

Against: (no votes)

### **12 Planning Application - Application No: 2021/93311**

The Sub-Committee gave consideration to Application 2021/93311 – Erection of new footbridge, ramps and stairs (within a Conservation Area) at land between Rutland Road, Howley Street and Primrose Hill, Batley.

Under the provisions of Council Procedure Rule 37, the Sub-Committee received representations from Tim Hill and Hazel Middlehurst (local residents) and Tony Rivero (on behalf of the applicant).

Under the provisions of Council Procedure Rule 36(3), the Sub-Committee received a representation from Councillor Zaman.

**RESOLVED** – That the consideration of the application be deferred to enable the submission of further information regarding a lighting scheme and crime mitigation measures.

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

For: Councillors Dad, E Firth, S Hall, M Hussain, Loonat, Ramsay and Sokhal (7 votes)

Against: Councillors Gregg, Lawson, A Pinnock, Sheard and Stephen (5 votes)

### **13 Planning Application - Application No: 2021/93665**

The Sub-Committee gave consideration to Application 2021/93665 – Erection of front and rear dormers and roof alterations at 3 Shirley Villas, Cartwright Street, Rawfolds, Cleckheaton.

Under the provisions of Council Procedure Rule 37, the Sub-Committee received representations from Mark Hellewell (applicant's agent) and Andrew Filio (applicant).

## **Planning Sub-Committee (Heavy Woollen Area) - 17 March 2022**

**RESOLVED** – That the consideration of the application be deferred to enable a site visit to be undertaken.

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

For: Councillors Dad, E Firth, S Hall, Gregg, M Hussain, Lawson, Loonat, Ramsay, A Pinnock, Sheard, Sokhal and Stephen (12 votes)

Against: (no votes)

### **14 Planning Application - Application No: 2021/94559**

The Sub-Committee gave consideration to Application 2021/94559 – Demolition of existing garage and conservatory and erection of single storey extension and rear dormer extension at 12 Penn Drive, Hightown, Liversedge.

Under the provisions of Council Procedure Rule 37, the Sub-Committee received a representation from Marianne Apps (local resident).

**RESOLVED** – That, contrary to the Officer's recommendation, the application be refused on the grounds that the proposed extensions would result in an overbearing impact and loss of amenity to the occupant(s) of no.10 Penn Drive, contrary to Policy LP24 of the Local Plan.

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

For: Councillors Gregg, S Hall, Hussain, Lawson, Loonat, A Pinnock, Sheard, Sokhal and Stephen (9 votes)

Against: Councillor E Firth (1 vote)

Abstained: Councillors Dad and Ramsay

### **15 Application to divert part of public footpath Batley 20 at Lady Anne Level Crossing, Batley**

Pursuant to the decision to defer the consideration of Application 2021/93311, it was agreed that the determination of this application would also be deferred.

**RESOLVED** – That the consideration of the Application be deferred.

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

For: Councillors Dad, E Firth, S Hall, Gregg, M Hussain, Lawson, Loonat, Ramsay, A Pinnock, Sheard, Sokhal and Stephen (12 votes)

Against: (no votes)