

Contact Officer: Sheila Dykes

## KIRKLEES COUNCIL

### STRATEGIC PLANNING COMMITTEE

**Thursday 15th May 2025**

Present: Councillor James Homewood (Chair)  
Councillor Bill Armer  
Councillor Susan Lee-Richards  
Councillor Andrew Pinnock  
Councillor Mohan Sokhal  
Councillor Mark Thompson

- 1 Membership of the Committee**  
No apologies for absence were received.
- 2 Minutes of the Previous Meeting**  
**RESOLVED –**  
That the minutes of the meeting of the Committee held on 10<sup>th</sup> April 2025 be agreed as a correct record.
- 3 Declaration of Interests and Lobbying**  
No interests or lobbying were declared.
- 4 Admission of the Public**  
All items were considered in public session.
- 5 Public Question Time**  
No questions were submitted.
- 6 Deputations/Petitions**  
No deputations or petitions were received.
- 7 Site Visit - Planning Application 2024/93458**  
Site visit undertaken.
- 8 Site Visit - Planning Application 2023/91564**  
Site visit undertaken.
- 9 Planning Application - Application No. 2024/93458**  
The Committee considered Planning Application 2024/93458 relating to the erection of residential development for 62 dwellings including grouting remedial works for ground stabilisation to facilitate construction of dwellings with associated hard and soft landscaping (resubmission) on land at Cliff Hill, Denby Dale, Huddersfield.

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Under the provisions of Council Procedure Rule 37, the Committee received representations from Jane James, Emma Dimbylow, Nicola Tiffany, Sarah Turnbull, Liz Kirwan and Neil Denby (in objection) and Paul Butler (on behalf of the applicant).

Under the provisions of Council Procedure Rule 36(3), the Committee received representations from Councillors Tim Bamford and Will Simpson.

### **RESOLVED -**

That consideration of the application be deferred to allow the Head of Planning and Development, in consultation with the Head of Legal, to advise on revised wording for the Section 106 legal agreement to include provisions in respect of coal removed/extracted from the site.

A recorded vote was taken, in accordance with Council Procedure Rule 42(5), as set out below:

For: Councillors Armer, Homewood, Lee-Richards, Pinnock, Sokhal and Thompson (6 votes)

Against: 0 votes

### **10 Planning Application - Application No. 2023/91564**

The Committee considered Planning Application 2023/91564 relating to the erection of 30 residential dwellings, access, landscaping and associated works (full application) at land off Barnsley Road, Denby Dale, Huddersfield.

Under the provisions of Council Procedure Rule 37, the Committee received representations from Alan Phillips, Tim Jones, Jeremy Child, Roger Bedford and Mike Drury (in objection) and Katie Milnes (on behalf of the applicant).

Under the provisions of Council Procedure Rule 36(3), the Committee received representations from Councillors Tim Bamford and Will Simpson.

### **RESOLVED -**

(1) That approval of the application and the issuing of the decision notice be delegated to the Head of Planning and Development in order to:

(a) complete the list of conditions including those contained within the report, as set out below:

1. Three years to commence development.
2. Development to be carried out in accordance with the approved plans and specifications.
3. External material samples to be submitted and approved
4. Boundary wall materials, sections and levels (including retaining walls) to be submitted and approved (including around Public Open Space).
5. Submission of details of an acoustic barrier.

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6. Works forming part of the sound attenuation scheme specified in the Noise Impact Assessment shall be completed and should demonstrate that specified noise levels have been achieved.
7. Details of imported soil.
8. Unexpected land contamination.
9. Provision of electric vehicle charging facilities.
10. Submission of a Construction Environmental Management Plan (CEMP).
11. Submission of external lighting strategy (biodiversity).
12. Submission of a Construction Environmental Management Plan (biodiversity).
13. Details of cycle storage for all dwellings.
14. Removal of permitted development rights for outbuildings and extensions on all dwellings.
15. Replacement 1:1 tree planting.
16. Temporary surface water drainage.
17. Development carried out in accordance with Flood Risk Assessment and Drainage Strategy.
18. Submission of a scheme restricting the rate of surface water discharge.
19. Temporary arrangements for the storage and collection of wastes.
20. Coal legacy investigation and/or remediation to be undertaken.
21. Submission of a signed statement/declaration that the site is, or has been made safe and stable.
22. Location and cross-sectional information, design and construction details for all new retaining walls/building retaining walls adjacent to the existing/proposed adoptable highway.
23. Submission of a structural dilapidation survey of the existing retaining wall supporting Barnsley Road.
24. Location and cross-sectional information, design and construction for all new surface water attenuation tanks/pipes/manholes located within the highway footprint or influence zone of highway loading.
25. Surfacing and drainage of approved vehicle parking areas and pedestrian spaces.
26. Access to be in accordance with the preliminary access design shown.
27. Submission of estate street phasing and completion plan.
28. Submission of preliminary street design details.
29. Off street highway works.
30. Elevational accretions.
31. Substation design.
32. Submission of a Biodiversity Management Plan.

(b) secure a Section 106 agreement to cover the following matters

- (i) Affordable housing: 2x First Homes, 3x Social/Affordable Rent and 1x other intermediate (such as Shared Ownership / Discounted Market Sale).

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- (ii) Public Open Space: Delivery of the on-site Public Open Space, and an off-site contribution to local Public Open Space of £43,692.
  - (iii) Education: £75,849 towards local schools/colleges.
  - (iv) Sustainable Travel: £15,600 contribution towards sustainable travel provisions (such as a Metro card scheme).
  - (v) Management and Maintenance: management and maintenance of on-site Public Open Space in perpetuity, drainage features in perpetuity (unless adopted by the statutory undertaker) and Biodiversity Net Gain measures for a minimum of 30 years.
- (2) That, in the circumstances where the Section 106 agreement has not been completed within 3 months of the date of the Committee's resolution, the Head of Planning and Development shall consider whether permission should be refused on the grounds that the proposals are unacceptable in the absence of the benefits that would have been secured; and if so, the Head of Planning and Development be authorised 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 set out below:

For: Councillors Homewood and Sokhal (2 votes)

Against: Councillors Pinnock and Thompson (2 votes)

Abstain: Councillors Armer and Lee-Richards

Councillor Homewood used his casting vote in favour of the motion and this was therefore carried.

### 11 **Planning Application - Application No. 2024/91503**

The Committee considered Planning Application 2024/91503 in relation to the modification of the Section 106 agreement relating to previous permission 2015/92227 for the erection of 19 dwellings (as amended by permission 2023/91259) in respect of the deletion of the affordable housing requirement at 1 Row Street, Crosland Moor, Huddersfield.

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

#### **RESOLVED -**

That approval of the application and the issuing of the decision notice be delegated to the Head of Planning and Development for the reason set out in the report.

A recorded vote was taken, in accordance with Council Procedure Rule 42(5), as set out below:

For: Councillors Armer, Homewood, Lee-Richards, Pinnock, Sokhal and Thompson (6 votes)

Against: 0 votes