

Contact Officer: Andrea Woodside

## KIRKLEES COUNCIL

### STRATEGIC PLANNING COMMITTEE

**Friday 15th February 2019**

Present: Councillor Steve Hall (Chair)  
Councillor Donna Bellamy  
Councillor Donald Firth  
Councillor Andrew Pinnock  
Councillor Rob Walker  
Councillor Naheed Mather  
Councillor Mohan Sokhal

**1 Membership of the Committee**

Councillor Sokhal substituted for Councillor Pattison.

Councillor Mather substituted for Councillor Kane.

**2 Minutes of the Previous Meeting**

**RESOLVED** – That the Minutes of the Meeting held on 3 January 2019 be approved as a correct record.

**3 Interests and Lobbying**

Councillors Bellamy, D Firth, S Hall, A Pinnock and Walker declared that they had been lobbied on Application 2018/90607.

Councillors Bellamy and Walker declared that they had been lobbied on Application 2018/93374.

Councillor S Hall declared that he had been lobbied on Application 2018/90817.

**4 Admission of the Public**

It was noted that exempt information had been submitted in respect of Agenda Items 12 and 13 (Applications 2018/93098 and 2018/93200).

**5 Deputations/Petitions**

None received.

**6 Public Question Time**

No questions were asked.

**7 Site Visit - Application No: 2018/93098**

Site visit undertaken.

**8 Site Visit - Application 2018/93200**

Site visit undertaken.

**9 Site Visit - Application 2018/93201**

Site visit undertaken.

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### 10 **Site Visit - Application 2018/90817**

Site visit undertaken.

### 11 **Planning Application - Application No: 2018/90607**

The Committee gave consideration to Application 2018/90607 – Outline application for the demolition of existing buildings and the erection of a new retail park with parking and access at land at the junction of Gelderd Road/Bankwood Way, Birstall.

Under the provisions of Council Procedure Rule 37, the Sub-Committee received representations from Andrew Mitchell (in objection), Richard Heaton – Health and Safety Executive (in objection) and Jonathan Ainley (applicant's agent).

**RESOLVED** – That, contrary to the Officer's Recommendation, the application be refused on the grounds that the risk presented by increasing in numbers of people at the site, which was closeby to a harzardous location, was a material consideration and outweighed the benefits of the scheme.

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

For: Councillors Bellamy, D Firth, S Hall, A Pinnock and Walker (5 votes)

Against: Councillors Mather and Sokhal (2 votes)

### 12 **Planning Application - Application No: 2018/93098**

The Committee gave consideration to Application 2018/90398 – Variation of conditions 28, 33, 34, 35 and removal of condition 31 on previous application 2016/91337 at former St Luke's Hospital, Blackmoorfoot Road, Crosland Moor.

Under the provisions of Council Procedure Rule 37, the Sub-Committee received representations from Mark Johnson (applicant's agent) and Tom Wheldon (Henry Boot Developments), which were also relevant to Agenda Items 13 and 14 (Minute No.s 13 and 14 refer).

**RESOLVED** – That the Application be deferred in order to enable negotiations regarding viability issues to take place and that the applicant be asked to deliver a scheme inclusive of affordable housing provision.

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

For: Councillors Bellamy, D Firth, S Hall, N Mather, A Pinnock, Sokhal and Walker (7 votes)

Against: (no votes)

(Prior to the determination of this application, and also relevant to Agenda Items 13 and 14 (Minute No's 13 and 14 refer), the Committee gave consideration to exempt information as set out at Agenda Items 18 and 19 (Minute No's 18 and 19 refer).

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### 13 **Planning Application - Application No: 2018/93200**

The Committee gave consideration to Application 2018/93200 – Erection of 26 dwellings at land at former St Luke's Hospital, Blackmoorfoot Road, Crosland Moor.

**RESOLVED** – That, pursuant to the decision at Agenda Item 13, the Application be deferred in order to enable negotiations regarding viability issues to take place and that the applicant be asked to deliver a scheme inclusive of affordable housing provision.

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

For: Councillors Bellamy, D Firth, S Hall, N Mather, A Pinnock, Sokhal and Walker (7 votes)

Against: (no votes)

### 14 **Planning Application - Application No: 2018/93201**

The Committee gave consideration to Application 2018/93201 – Reserved matters application for residential development pursuant to outline permission 2016/91337 – Land at former St Luke's Hospital, Blackmoorfoot Road, Crosland Moor, Huddersfield.

**RESOLVED** – That, pursuant to the decision at Agenda Items 12 and 13, the Application be deferred in order to enable negotiations regarding viability issues to take place and that the applicant be asked to deliver a scheme inclusive of affordable housing provision.

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

For: Councillors Bellamy, D Firth, S Hall, N Mather, A Pinnock, Sokhal and Walker (7 votes)

Against: (no votes)

### 15 **Planning Application - Application No: 2018/90817**

The Committee gave consideration to Application 2018/90817 – Formation of 3G sports pitch including 5m high rebound fencing (within a Conservation Area) at King James School, St Helen's Gate, Almondbury.

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

**RESOLVED** – That the determination of the application be deferred in order to await the expiration of the publicity period and to give consideration to issues of tree planting, acoustic screening and the colour of the fence.

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

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For: Councillors Bellamy, D Firth, S Hall, N Mather, A Pinnock, Sokhal and Walker (7 votes)

Against: (no votes)

### 16 **Planning Application - Application No: 2018/93374**

The Committee gave consideration to Application 2018/93374 – Change of use from existing industrial use (B1) to mixed use brewery with on-site public tasting room (brewery tap room) and storage of alcohol/function area at Unit 15, Heath House Mill, Heath House Lane, Bolster Moor.

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

- development in accordance with approved plans
- hours of restricted use for brewery (Monday to Friday 08:00 to 17:00)
- hours restricted for tasting room (Wednesday to Friday 17:00 to 23:00, Saturday and Bank Holidays 12:00 to 23:00)
- maximum number of guests restriction of 150
- adhere to car parking management scheme
- adhere to noise mitigation strategy

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

For: Councillors Bellamy, D Firth, S Hall, N Mather, A Pinnock, Sokhal and Walker (7 votes)

Against: (no votes)

### 17 **Exclusion of the Public**

**RESOLVED** – That acting under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the following item of business on the grounds that they involve the likely disclosure of exempt information as defined in Part 1 of Schedule 12A of the Act, as specifically stated in the undermentioned Minutes.

### 18 **Planning Application - Application No: 2018/93098**

(Exempt information within Part 1 of Schedule 12A of the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006, namely that the report contains information relating to the financial or business affairs of any particular person (including the authority holding that information). The public interest in maintaining the exemption, which would protect the interests of the Council and the company concerned, outweighs the public interest in disclosing the information and providing greater openness in the Council's decision making).

The Committee gave consideration to the exempt information prior to the determination of Agenda Items 12, 13 and 14 (Minute No's 12, 13 and 14 refer.)

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- 19 Planning Application - Application No: 2018/93200**  
(Exempt information within Part 1 of Schedule 12A of the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006, namely that the report contains information relating to the financial or business affairs of any particular person (including the authority holding that information). The public interest in maintaining the exemption, which would protect the interests of the Council and the company concerned, outweighs the public interest in disclosing the information and providing greater openness in the Council's decision making).

The Committee gave consideration to the exempt information prior to the determination of Agenda Items 12, 13 and 14 (Minute No's 12, 13 and 14 refer.)