

**KIRKLEES METROPOLITAN COUNCIL
INVESTMENT & REGENERATION SERVICE**

DEVELOPMENT MANAGEMENT

Town and Country Planning Act 1990 (as amended)

**DELEGATED DECISION TO DETERMINE APPLICATIONS FOR
CONSENT, AGREEMENT OR APPROVAL REQUIRED BY CONDITION**

Reference No: 2017/44/93381/E

Site Address: Flockton Green Working Mens Club, Barnsley Road,
Flockton, Huddersfield, WF4 4AA

Description: Discharge condition 13 (car park timings) on previous
permission 2016/91464 for erection of club with flat
above

Recommending Officer: John Ritchie

DECISION – APPROVE DISCHARGE OF CONDITION

**I hereby authorise the approval of this application for the reasons set
out in the officer's report and recommendation annexed below in
respect of the above matter.**

Julia Steadman

AUTHORISED OFFICER

Date: 03-Nov-2017

2017/93381 - Officer Report

This application relates to planning permission for the erection of a club with flat above at Flockton Green Working Mens' Club, Barnsley Road, Flockton – 2016/91464. The application seeks the discharge of condition 13 as follows:

13. Details of the timings and arrangements for the use of the car park hereby approved for the dropping off and picking up of school children from Flockton C of E First School shall be submitted to and approved in writing by the Local Planning Authority within 3 months of the date of this permission. The car park hereby approved shall be made available for the dropping off and picking up of children from Flockton C of E First School in accordance with the approved details at all times.

Reason: *In the interests of highway safety and to accord with Policy T10 of the Kirklees Unitary Development Plan.*

Assessment

The applicants have provided a copy of a legal agreement between the school and Flockton Green Limited. This confirms the timings and arrangements for the use of the car park for the dropping off and picking up of school children as follows:

- a) It shall only be in operation during term time during the School's normal academic year and not at any other periods of the calendar year; and
- b) It shall only be in operation between the hours of 08:00 to 10:00 and 15:00 to 16:30, Mondays to Fridays during the School's term time.

This has been reviewed by the Council's Highways Development Control Officer who raises no objection to the proposal. The condition also requires the car park to be made available at all times for the dropping off and picking up of children therefore it cannot be fully discharged.

DRAFT LETTER

You have submitted the following document:

- Legal Agreement dated 26 September 2017 reference C&C/LODM/KL/SCH1

This confirms the timings and arrangements for the use of the car park for the dropping off and picking up of school children as follows:

- c) It shall only be in operation during term time during the School's normal academic year and not at any other periods of the calendar year; and
- d) It shall only be in operation between the hours of 08:00 to 10:00 and 15:00 to 16:30, Mondays to Fridays during the School's term time.

This is acceptable for the purposes of condition 13. The condition requires the car park to be made available for the dropping off and picking up of children from Flockton C of E First School in accordance with the approved details at

all times. In such circumstances the condition endures for the lifetime of the approved development and cannot be completely discharged at this time.

Report Dated:

02 Nov 2017
