

**KIRKLEES METROPOLITAN COUNCIL
INVESTMENT & REGENERATION SERVICE**

DEVELOPMENT MANAGEMENT

Town and Country Planning Act 1990 (as amended) – SECTION 70

DELEGATED DECISION TO DETERMINE PLANNING APPLICATIONS

Reference No: 2021/62/91052/E

Site Address: 105, Warren Street, Savile Town, Dewsbury, WF12 9AS

Description: Use of premises for sale of used cars

Recommending Officer: Callum Harrison

DECISION - REFUSE

I hereby authorise the refusal of this application for the reasons set out in the officer's report and recommendation contained within the Heavy Woollen Planning Sub-Committee agenda and update dated 2 September 2021 and the committee decision authorisation annexed below in respect of the above matter.

Julia Steadman

AUTHORISED OFFICER

Date: 08-Sep-2021

Decision Authorisation – Committee Decision

Committee: Heavy Woollen Planning Sub Committee

Date of Committee: 2 September 2021

Application Number: 2021/91052

Officer Recommendation: REFUSE planning permission and delegate authority to the Head of Planning and Development to proceed with enforcement action requiring cessation of the use (and the removal of any associated operational development).

Committee Decision: As per officer recommendation - REFUSE planning permission and delegate authority to the Head of Planning and Development to proceed with enforcement action requiring cessation of the use (and the removal of any associated operational development).

Reason for Refusal

1. The use of the application site for car sales would result in the intensification of use of the highway, by virtue of additional demand for on-street parking and through the movement of vehicles on the highway associated with the car sales use. This would further exacerbate existing highway safety issues within the vicinity of the site. The proposed development would therefore fail to ensure a safe and efficient flow of the highway network contrary to Policy LP21 of the Kirklees Local Plan and Chapter 9 of the National Planning Policy Framework.

Plan Type	Reference	Version	Date Received
Location Plan		1	12/03/2021
Proposed Site / Block Plan	19/133/A	1	12/03/2021
Noise Assessment	J2978 Acoustic report	1	12/03/2021

Pursuant to article 35 (2) of the Town and Country Planning (Development Management Procedure) Order 2015 and guidance in the National Planning Policy Framework, the Local Planning Authority has, where possible, made a pre-application advice service available, complied with the Kirklees Development Management Charter 2015 and otherwise actively engaged with the applicant in dealing with the application. No amendments were sought due to the retrospective nature of the application.

Report Dated: 08.09.2021