

Consultation Response from: KC Environmental Health (Pollution & Noise Control)
2021/93305 - 61-65 New Street, Huddersfield, HD1 2BQ
Change of use and conversion of existing buildings, erection of split-level seven storey extension comprising four-storey stairwell, five-storey roof-top tower block and enclosed courtyard to form 31 dwellings and sub-division of the retail unit forming 61-63 New Street (Listed Building within a Conservation Area)
Responding Date:
12 April 2023

Responding Officer:
Mohammed Nasim

Responding Ref:
WK202304070

Comments

In our comments dated 23 September 2022, we asked for information on any levels of noise from the use or for the collections of the commercial waste which services the commercial units and is stored in Albert Yard. No information has been received and so our comments and recommendations remain.

Recommended Conditions
NC1 Implement Agreed Noise Mitigation Measures – Condition

Before the development is first brought into use all works which form part of the sound attenuation scheme as specified in the Environmental Noise Survey, Noise Break-in Assessment & Sound Insulation Scheme authored by NOVA Acoustics dated 09 June 2022 Ref 7856SA –

- a) shall be completed; and
- b) written evidence to demonstrate that the specified noise levels have been achieved shall be submitted to and approved in writing by the Local Planning Authority.

If it cannot be demonstrated that the noise levels specified in the aforementioned Noise Report have been achieved, then a further scheme shall be submitted for the written approval of the Local Planning Authority incorporating further measures to achieve those noise levels. All works comprised within those further measures shall be completed and written evidence to demonstrate that the aforementioned noise levels have been achieved shall be submitted to and approved in writing by the Local Planning Authority before the development is first brought into use.

Reason: To protect the amenity of occupiers of the proposed development from noise or disturbance from nearby noise generating premises to accord with the aims of Policies LP24 and LP52 of the Kirklees Local Plan and Chapters 12 and 15 of the National Planning Policy Framework.

NC3 - Noise mitigation measures (where they are required and their specification) - Condition

Before construction work commences, a further noise assessment report shall be submitted to and approved in writing by the Local Planning Authority. The report must:

- Consider the effects of the noise from the use of the commercial refuse area in Albert Yard
- Clearly show which habitable rooms in which apartments will not achieve satisfactory

indoor sound levels with windows open and for these rooms provide a detailed specification of the noise mitigation measures that are necessary. Any necessary alternative ventilation scheme must demonstrate how habitable rooms of these apartments shall be provided with sufficient ventilation without the need to open windows.

All works which form part of the approved scheme shall be completed prior to the occupation of the specified plots/apartments and retained and maintained thereafter.

Reason: To protect the amenity of occupiers of the proposed development from noise or disturbance from nearby noise generating premises to accord with the aims of Policies LP24 and LP52 of the Kirklees Local Plan and Chapters 12 and 15 of the National Planning Policy Framework.

NC5B – For use where proposed commercial and residential share a party structure (floor/ceiling or wall etc) – Condition

Before the development is brought into use, the developer shall provide written evidence to the Local Planning Authority to demonstrate that the airborne sound insulation performance of the party floors, walls and ceilings of the development is of a minimum of $55\text{dB } D_{nT,w} + C_{tr}$. If it cannot be demonstrated that the aforementioned airborne sound insulation performance has been achieved, a scheme incorporating further measures to achieve the sound insulation performance shall be submitted for the written approval of the Local Planning Authority. All works comprised within those further measures shall be completed and written evidence to demonstrate that the aforementioned sound insulation performance level has been achieved shall be submitted to and approved in writing by the Local Planning Authority before the development is first brought into use.

Reason: To protect the amenity of occupiers of the proposed development from noise or disturbance from nearby noise generating premises to accord with the aims of Policies LP24 and LP52 of the Kirklees Local Plan and Chapters 12 and 15 of the National Planning Policy Framework