

Consultation Response from: KC Environmental Health (Pollution & Noise Control)		
2022/91283 Waverley United Reformed Church, Waverley Road, Huddersfield, HD1 5NA		
Change of use of former church building (Class F1f) into soft play facility with ancillary cafe (Class E) [within a Conservation Area]		
Responding Date: 12 th July 2022	Responding Officer: Shirley Reynolds	Responding Ref: WK202221879
<u>Comments</u> We have reviewed application 2022/91283 and make the following comments and recommendations. It would appear the internal arrangement of the building is going to be altered to accommodate the proposed change of use with no major structural works requiring the breaking of ground. We also note that no outdoor play areas are proposed. <u>Noise/Hours of Use</u> We feel it is necessary to condition the proposed hours of use to ensure the potential impact of noise from customers arriving/leaving externally and children playing inside the building does not extend to times of day when background noise levels are lower and the possible noise generated could give rise to loss of amenity. A condition is therefore recommended. <u>Construction Noise</u> The proposed development is within a residential area where noise from construction activities has the potential to impact the amenity of nearby residents. Therefore, it will be necessary for a condition restricting construction working times. <u>Recommended Conditions</u> HUC1 Hours of Use Open for Customers - Condition The use hereby permitted shall not be open to customers outside the hours of 09:15 to 17:30 Monday to Saturday and 09:15 to 15:00 Sundays Reason: To ensure that the proposed use(s) does not give rise to the loss of amenity to nearby residential properties, by reason of noise or disturbance at unsociable hours, 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. CSC1 Construction Site Working Times - Condition Noisy construction related activities shall not take place outside the hours of: 07.30 to 18.30 hours Mondays to Fridays 08.00 to 13.00 hours, Saturdays With no noisy activities on Sundays or Public Holidays Reason: To safeguard the amenities of the occupiers of nearby properties in accordance with part 15 of the NPPF and xxxxx of the Local Plan		

CSF1 Construction Sites working times – Footnote

Kirklees Council has powers under Section 60 of the Control of Pollution Act 1974 to control noise from construction sites and may serve a notice imposing requirements on the way in which construction works are to be carried out. It has additional powers under Sections 80 of the Environmental Protection Act 1990 to prevent statutory nuisance including noise, dust, smoke and artificial light and must serve an abatement notice when it is satisfied that a statutory nuisance exists or is likely to occur or recur. Failure to comply with a notice served using the above-mentioned legislation would be an offence for which the maximum fine on summary conviction is unlimited.

Recommendations**FS1 Food Safety- Footnote**

It is recommended that prior to development commencing the applicant should contact the Food Safety Team of Environmental Services to arrange an advice visit to discuss food safety and hygiene requirements including an appropriate layout. The Food Safety team can be contacted on 01484 22100 (ask for food safety) or by email at food.safety@kirklees.gov.uk.

HSF1 Health & Safety Footnote

All workplaces where staff are employed need sanitary accommodation and all premises which are open to the public for entertainment and consumption of food and drink require toilets that are accessible to the public. If applicants need further advice on number and facilities, then please contact the Health and Safety team on 01484 221000.