

<b>Consultation Response from: KC Environmental Health (Pollution &amp; Noise Control)</b>		
<b>2023/92692 Britannia Buildings, St Peter's Street, Huddersfield, HD1 1EX</b>		
<b>Alterations to convert redundant basement to hotel rooms (Listed Building within a Conservation Area)</b>		
<b>Responding Date:</b> 24 <sup>th</sup> January 2024	<b>Responding Officer:</b> SR	<b>Responding Ref:</b> WK202401856
<p><b><u>Comments</u></b></p> <p>In our response dated the 17<sup>th</sup> of October 2023 we requested clarification regarding the air inlet for the ventilation system to the basement rooms.</p> <p>A plan by C49 Architecture, drawing number: BTB PL 002, dated 19/08/2023 has been submitted. This demonstrates that the inlet to the ventilation system will be on St Peter's Street. We accept this information and have no further comments or recommendations in relation to air quality. The applicant is reminded that approval may be required under the Building Regulations for any ventilation system and the applicant should contact their Building Control Provider for further information.</p> <p>Our earlier response contained recommendations in regard to Noise and construction noise, these remain in place and are reproduced below for reference.</p> <p><b><u>Recommended Conditions</u></b></p> <p><b>NC9 Noise Assessment Report and Mitigation Scheme - Condition</b></p> <p>Before construction work commences a report specifying the measures to be taken to protect the development from noise from all significant noise sources that are likely to affect the proposed development including commercial premises shall be submitted to and approved in writing by the Local Planning Authority. The report shall:</p> <ul style="list-style-type: none"> <li>• Determine the existing noise climate</li> <li>• Predict the noise climate in bedrooms (night-time)</li> <li>• Detail the proposed attenuation/design necessary to protect the amenity of the occupants of the new residences (including ventilation if required).</li> </ul> <p>The development shall not be occupied until all works specified in the approved report have been carried out in full and such works shall be thereafter retained.</p> <p><b>Reason:</b> 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.</p> <p><b>NC6 For use where proposed commercial and residential share a party structure (floor / ceiling or wall etc) – Condition</b></p> <p>Before the development is brought into use written evidence to demonstrate that the airborne sound insulation performance of the party walls/ceiling of the development is of a minimum of 55dB <math>D_{ntw} + C_{tr}</math> shall be submitted to and approved in writing by the Local Planning Authority. 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</p>		

performance shall be submitted to and approved in writing by the Local Planning Authority. All works comprised within those further measures shall be completed and further 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.

#### **NF4 Competent Person - Footnote**

All noise assessments should be carried out by a competent person. The applicant may wish to contact the Association of Noise Consultants <http://www.association-of-noise-consultants.co.uk/> (020 8253 4518) or the Institute of Acoustics <http://www.ioa.org.uk> (0300 999 9675) for a list of members.

#### **CSC1 Construction Site Working Times - Condition**

No construction related noise shall be audible beyond the site boundary outside the hours of:  
07.30 to 18.30 hours Mondays to Fridays

08.00 to 13.00 hours, Saturdays

With no construction related noise audible beyond the site boundary 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 LP52 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.