

Consultation Response from: KC Environmental Health (Pollution & Noise Control)		
2024/90179 16 Acre Street, Lindley, Huddersfield, HD3 3DU		
Advertisement Consent for one internally illuminated fascia sign and one internally illuminated projecting sign		
Responding Date: 8 th February 2024	Responding Officer: SR	Responding Ref: WK202403510
<p><u>Comments</u></p> <p>We have reviewed application 2024/90179 and make the following comments and recommendations.</p> <p>Looking at our mapping information the windows directly above the signs form part of the commercial premises. The application clarifies that the signs are static, less than 10m² with a maximum illuminance level of 600 cd/m².</p> <p>We consider the environmental zone in the area to be a Zone 3, 600cd/m² is the maximum level recommended in The Institute of Lighting Professionals PLG05 document (maximum permitted recommended luminance).</p> <p>Whilst we do not object to the proposed development, we have concerns that the illuminated signage could disturb the amenity of the residents who are directly opposite during curfew hours and no justification has been offered regarding the need for the signs to be lit 24hrs/day. We therefore recommend a condition to limit the illumination of the signage during curfew (overnight).</p> <p>We would remind that applicant that the Local Authority has powers under Sections 80 of the Environmental Protection Act 1990 to prevent statutory nuisance including 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.</p> <p><u>Recommended Conditions</u></p> <p>LC3a Illuminated Advertisements - Condition</p> <p>The illuminated advertisement hereby permitted shall:</p> <ul style="list-style-type: none"> • be installed and maintained thereafter in accordance with the approved plans • shall not be operated between the hours of 23:00 and 06:00 on any day of the week • have a luminance not exceeding 600 cd/m² at any part of the illuminated area. <p>Reason: To safeguard the amenities of the occupiers of nearby properties and promote sustainable development in accordance with Policy LP52 of the Kirklees Local Plan and Chapters 2 and 15 of the NPPF.</p>		