

Consultation Response from: KC Environmental Health (Pollution & Noise Control)		
2023/93429 Ivy Farm, Farnley Moor, Brockholes Road, Farnley Tyas, Huddersfield, HD4 6UW		
Discharge condition 4 (extraction) on previous permission 2021/94724 for change of use of agricultural storage building to farm shop		
Responding Date: 1 st December 2023	Responding Officer: SR	Responding Ref: WK202337446
<p><u>Comments</u> In support of the discharge of condition 4 a covering letter and data sheets for an extraction system have been provided. We accept the information and make the following recommendation.</p> <p><u>Recommendations</u></p> <p>Discharge of Condition 4 We accept the submitted information and recommend the discharge of condition 4, we remind the applicant that the system approved must installed, retained and operated at all times when the farm shop is in use and maintained in accordance with the manufacturer's instructions.</p> <p>Informative Kirklees Council has powers under Section 80 of the Environmental Protection Act 1990 to prevent statutory nuisance including nuisance caused by odours and noise 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>		