

Consultation Response from: KC Environmental Health (Pollution & Noise Control)		
2024/90237 adjacent to Britannia Road, Golcar, Huddersfield, HD3 4QB		
Discharge conditions 3 (construction environmental management plan), 4 (public right of way), 5 (retaining walls), 6 (Phase II Report), 7 (Remediation Strategy), 9 (Remediation Validation Report), 18 (Japanese Knotwood) on previous permission 2021/92062 for erection of 9 dwellings and associated works		
Responding Date: 22 nd July 2024	Responding Officer: SR	Responding Ref: WK202422004
<u>Comments</u> We have been reconsulted following our earlier comments dated the 20th of February 2024 and the 18th of August 2021. <u>Construction (Environmental) Management Plan – condition 3</u> In our earlier response we required clarification that standard hours would be adhered to. SC1 RESPONSE • condition 3 (CEMP). timescale: prior to commencement. • Please refer to Appendix A (rev A) & drawing 23035-104 rev A - PLANNING CEMP which have been updated to reflect the above requests. We accept the revised reports in relation to matters within the remit of Environmental Health. <u>Contaminated Land- conditions 6,7,9</u> It has been confirmed in the email to the planner, that no new information has been submitted for review:- SC1 RESPONSE • condition 6, 7 & 9. timescale: prior to commencement. • Specialist input requested; information will be issued through to the planning department when SC1 are in receipt. • Ongoing. We would remind the applicant that groundworks other than those related to contaminated land conditions should not be undertaken on site until conditions have been discharged. <u>Recommendations</u> Construction (Environmental) Management Plan – condition 3 We accept the revised Construction Environmental Management Plan (CEMP). However, condition 3 remains in place for the whole of the period of the construction phase, until completion and therefore cannot be fully discharged until all construction work at the site is completed. The applicant is reminded that 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