

Consultation Response from: KC Environmental Health (Pollution & Noise Control)

2024/90479 - Garnett Street Garage, Garnett Street, Dewsbury, WF13 4AT

Variation of condition 3 (activity hours) on previous permission 2020/92527 for change of use of part of lease vehicle garage (sui generis) to retail (Class E)

**Responding Date:
21 March 2024**

**Responding Officer:
Mohammed Nasim**

**Responding Ref:
WK202406490**

Comments

Condition 3 on previous permission 2020/92527 states –

'No activities shall be carried out on the premises, including deliveries to or dispatches from the premises, outside the hours of 07.00 and 19.00 Monday to Saturday. No activities shall take place on Sundays or Bank Holidays.

Reason: In the interests of residential amenity in relation to noise and disturbance and in accordance with Kirklees Local Plan Policies LP24 and LP52 and Chapters 12 and 15 of the National Planning Policy Framework'.

The applicant proposes to extend these hours until 23.00 on Wednesday to Sunday.

These hours were conditioned as we had concerns about noise affecting the amenity of neighbouring properties. Our concerns about noise remain as there are residential properties in the immediate area and any noise in the later part of the evening will affect the amenity of the occupiers. Reference is made in the submitted statement from jgd ref 20819 to a noise survey and acoustic mitigation measures but it is difficult to determine what this would demonstrate in support of the proposal. As such, we cannot support the variation.