

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

**2024/91537 - former, Stile Common Infant & Nursery School, Plane Street, Newsome, Huddersfield, HD4 6DF**

**Discharge of conditions 3 (CMP) and 4 (CEMP) on previous permission 2020/92067 for erection of 30 dwellings**

**Date Responded:**  
**24<sup>th</sup> June 2024**

**Responding Officer:**  
**NH**

**Responding Ref:**  
**WK/202419889**

Condition 3 is outside the remit of Environmental Health.

**Condition 4 - Construction Environmental Management Plan (CEMP)**

A Construction Environmental Management Plan (CEMP) authored by EC Construction on 15<sup>th</sup> March 2024 (no reference), has been received in support of the application to discharge Condition 4. The document has been assessed in relation to the following areas which are within the remit of Environmental Health.

- Noise and vibration from construction activities and vehicle movements
- Dust from construction activities
- Stray light and glare from artificial lighting used on site

We have read the report provided.

Communications

The report specifies that The Contract Manager is responsible for the CEMP development, implementation and compliance on site throughout the development phases. The Site Manager and Contracts Manager will be responsible for monitoring communications. At the site entrance, a noticeboard will be placed. It will be updated every week with information about ongoing construction projects. Where works will be disruptive to residents, notice will be given on the board paired with a letter drop to those most likely to be affected. The contract manager and site manager's numbers will be displayed on the noticeboard and disseminated via a letter drop prior to commencement.

Construction Noise and Vibration

Regarding noise and vibration, section 3.2 of the report details the construction operating hours:

07:30-18.30 Monday to Friday.

08.00-13.00 Saturdays.

No work will be conducted on site on Sundays or Public Holidays

The site will be open from 07.00 to 18.00 Monday to Friday and 07.00 to 17.00 Saturdays.

No construction work will commence until 07.30 am. All deliveries will be scheduled in working hours

Section 4 of the report details the measures in place to mitigate noise and vibration arising from all construction related activities. The report states that solid hoarding is to be used across the front of the site to screen as much noise as is possible. The report also advises that contractors and operatives should not arrive before or leave after the set site hours and that loud machinery must not be started up prior to 730hrs or be used later than 1700hrs. Saturday working should be avoided where possible and loud machinery is not to be used

prior to 830hrs or after 1200hrs. Bank holiday working is not permitted. Deliveries must always be between the above hours.

The CEMP also states that the installation of an adoptable road will require the use of vibrocompaction, suggesting this will be limited. The CEMP then advises that neighbours must be given warning through use of noticeboards and letter drops when this unavoidable practice is being utilised.

#### Fugitive Dust

In relation to dust arising from all construction related activities, the report states that damping down will take place prior to excavations and 'dust generated through all work activities will be controlled at the source, so far as reasonably practicable using recognised methods and in line with legislative requirements.'

#### Temporary Construction Related Artificial Lighting

Finally, the CEMP confirm that there will be no perimeter lighting used. Florescent strip lighting will be used as task lighting on a need-by-need basis and will be switched off during nonworking hours.

#### Comments

We have read the CEMP and do not accept the document. The document does not appear to include site-specific mitigation measures for controlling noise and vibration as specified BS 5228-1:2009+A1:2014. The document also lacks site-specific mitigation measures to control fugitive dust as specified in the IAQM Guidance on the assessment of dust from demolition and construction (January 2024, v2.2). We expect all CEMP documents to demonstrate knowledge and understanding of good practice guidance.

To safeguard the amenities of the occupiers of nearby properties in accordance with policies LP24 and LP52 of the Kirklees Local Plan, we recommend that Condition 4 remain until further notice.

To move forward with application, the applicant must revise the CEMP to address the points raised. On receipt of new information, we recommend consultation with Environmental Health.

#### Recommendations

##### **Condition 4 - Construction Environmental Management Plan (CEMP)**

We do not accept the Construction Environmental Management Plan (CEMP) authored by EC Construction on 15<sup>th</sup> March 2024 (no reference). To safeguard the amenities of the occupiers of nearby properties in accordance with policies LP24 and LP52 of the Kirklees Local Plan, we recommend that Condition 4 remain until further notice.