

Consultation Response from: KC Environmental Health (Pollution & Noise Control)
2024/91684 - Marios Diner, 9 Peel Street, Marsden, Huddersfield, HD7 6BR
Variation of condition 4 (opening hours) on previous permission 2007/93346 for change of use from A1 to A3 (within a Conservation Area)
**Responding Date:
15 July 2024**
**Responding Officer:
Mohammed Nasim**
**Responding Ref:
WK202420568**
Comments

The applicant has stated that the current operating hours are 0830hrs to 1800hrs Monday to Saturday and 1200hrs to 1700hrs on Sunday. The proposal is to vary these hours to 0830hrs to 2300hrs Monday to Sunday.

We have concerns about the transmission of noise from the operational use and any fixed mechanical plant affecting the amenity of the neighbouring residential properties. The proposed use into a more sensitive time period is a concern and no evidence has been submitted to show there will be no loss of amenity. As such, we cannot support the variation.

We are also aware of the outcome of the Licensing Hearing held on 03 July 2024 when the decision was made to restrict the licensable hours from 1000hrs to 1800hrs daily.

Note

There is an outstanding condition granted under previous permission 2013/90561 for the submission of a kitchen extraction system which has not been discharged.