

Consultation Response from: KC Environmental Health (Pollution & Noise Control)
2024/92109 Mark Betts Hair and Beauty, 43 Commercial Street, Batley, WF17 5EP
Change of use of ground floor from salon (Class E) to restaurant (Class E(b)), installation of rear external extraction flue and formation of bin storage area to rear
**Responding Date:
7th October 2024**
**Responding Officer:
SR**
**Responding Ref:
WK202430852**
Comments

We have reviewed the application and supporting information, we offer the following comments. The application concerns the repurposing of the existing business premises to provide a hot food restaurant. The premises is situated on a road with other food outlets and commercial premises. The nearest residential receptors on our mapping systems appear to be circa 70m away.

Noise and Odour

In support of the application a report by RP Acoustics Limited, ref: Our Reference: NIA&ORA/1300/24/365/v1.0/43 Commercial Street, Batley, dated the 2nd of September 2024 has been submitted. Background noise levels at sensitive receptor sites were monitored. These were used to assess the impact of the extraction system and customer noise from the establishment could impact sensitive receptors. The report concludes that the noise of the extraction flue and patrons entering and exiting the proposed restaurant is categorised as being at a No Observed Adverse Effect Level (NOAEL).

In regard to odour an assessment using Guidance on the Control of Odour and Noise from Commercial Kitchen Exhaust Systems, was undertaken, due to the type of food proposed a high level of odour control is required. Section 6.02 of the report details a high level odour control requires: a) a canopy to cater for medium loading (0.35 m/s), and b) pre-filters and carbon filters to achieve a 0.2 to 0.4 second residence time. This is in line with the proposed odour control system (see Appendix 7). Appendix 7 shows a get cowl fitted to the terminus and the plan accompanying the application shows terminus height 1m above the eaves.

We accept the report and recommend a condition to secure the odour mitigation within the report.

Recommended Conditions
OC2 Implement agreed Kitchen Extract Scheme - Condition

Before any food cooking commences the kitchen extract system as specified in RP Acoustics Limited, ref: Our Reference: NIA&ORA/1300/24/365/v1.0/43 Commercial Street, Batley, dated the 2nd of September 2024 and the plan by 363 Architecture, ref: PE-02, dated July 2024, shall be installed. The kitchen extract system shall operate at all times during the preparation and cooking of food and be maintained in accordance with the manufacturer's instructions and as specified in the report.

Reason: To ensure the proposed development does not cause harmful odour pollution within either a public area or at neighbouring premises in the interest of amenity, to comply with the aims and objectives of Policies LP24 and LP52 of the Kirklees Local Plan and Chapters 12 and 15 of the National Planning Policy Framework.

Recommendations**FS1 Food Safety - Footnote**

It is recommended that prior to development commencing the applicant should contact the Food Safety Team of Environmental Services to arrange an advice visit to discuss food safety and hygiene requirements including an appropriate layout. The Food Safety team can be contacted on 01484 22100 (ask for food safety) or by email at food.safety@kirklees.gov.uk.

HSF1 Health & Safety - Footnote

All workplaces where staff are employed need sanitary accommodation and all premises which are open to the public for entertainment and consumption of food and drink require toilets that are accessible to the public. If applicants need further advice on number and facilities, then please contact the Health and Safety Team on 01484 221000 (ask for health and safety) or by email at healthandsafety@kirklees.gov.uk