

**KIRKLEES METROPOLITAN COUNCIL
INVESTMENT & REGENERATION SERVICE**

DEVELOPMENT MANAGEMENT

Town and Country Planning Act 1990 (as amended)

**DELEGATED DECISION TO DETERMINE APPLICATIONS FOR
CONSENT, AGREEMENT OR APPROVAL REQUIRED BY CONDITION**

Reference No:	2026/44/90296/E
Site Address:	Green Lane Motors, 14, Wormald Street, Millbridge, Liversedge, WF15 6BE
Description:	Discharge of details reserved by condition 5 (noise) on previous permission 2019/93965 for variation of condition 2 (plans) on previous permission 2018/91150 for erection of 3 dwellings
Recommending Officer:	Sarah Longbottom

DECISION – DISCHARGE OF CONDITION APPROVED

I hereby authorise the approval of this application for the reasons set out in the officer's report and recommendation annexed below in respect of the above matter.

John Holmes

AUTHORISED OFFICER

Date: 05-Jun-2026

Discharge of details reserved by condition 5 (noise) on previous permission 2019/93965 for variation of condition 2 (plans) on previous permission 2018/91150 for erection of 3 dwellings.

The application seeks to discharge condition 5 which states:

'Before the development is first brought into use all works which form part of the sound attenuation scheme as specified in the Noise Report dated 16/03/2018 produced by ENS :-

- I. Shall be completed; and*
- I. Written evidence to demonstrate that the specified noise levels have been achieved shall be submitted to and approved in writing by the Local Planning Authority.*

If it cannot be demonstrated that the noise levels specified in the aforementioned Noise Report have been achieved then a further scheme shall be submitted for the written approval of the local planning authority incorporating further measures to achieve those noise levels. All works comprised within those further measures shall be completed and written evidence to demonstrate that the aforementioned noise levels have been achieved shall be submitted to and approved in writing by the Local Planning Authority before the development is first brought into use.

Reason: *In the interests of amenity of the occupiers of these properties and to accord with the requirements of Policy EP4 of the Kirklees Unitary Development Plan and Policy PLP52 of the Kirklees Publication Draft Local Plan.'*

Assessment

The applicant has submitted a Noise Validation Testing Report, Ref: NVT-12484-26-12760-V1, dated 29th January 2026, prepared by Environmental Noise Solutions (ENS) Limited for the discharge of the above condition.

The Noise Validation Testing included two noise measurements undertaken in the bedrooms of one of the flats to determine internal noise levels in bedrooms. The noise measurements confirm that internal noise levels have met the internal design criteria specified in BS8233:2014.

The submitted Noise Validation Testing Report, Ref: NVT-12484-26-12760-V1, dated 29th January 2026, prepared by Environmental Noise Solutions Limited has been reviewed by the Council's Environmental Health Team who confirm it is concluded the submitted scheme satisfies the requirements of condition 5, and that the condition can be discharged.

It is therefore concluded that, taking account of the submitted detail and response of the Council's Environmental Health Team, Written evidence to demonstrate that the specified noise levels have been achieved has been submitted and the condition is therefore satisfied and recommended to be discharged.

DECISION NOTICE TEXT

Condition 5

The following has been submitted:

- Document titled 'Noise Validation Testing' ref: NVT-12484-26-12760-V1, dated 29th January 2026

The submitted document is considered to satisfy the requirements of condition no.5 which is satisfied and discharged.