

From: Le-Vallee, Helen
Sent: 11 May 2021 15:47
To: Donophy, Selina
Subject: RE: 45 Market Parade

Hi Selina

Further to our telephone conversation this afternoon, having reviewed the details of the reports we recommend planning permission be granted subject to the following noise and odour control conditions being attached,

Days/hours of operation:

The opening hours of the premises shall be restricted to between 07:30 – 16:30 hours Monday to Saturday, and 08:00 – 16:00 hours on Sundays.

Odour control

The use hereby permitted shall not operate until the plant, equipment and systems detailed in reports 'Kitchen Odour Risk Assessment May 2021' (Report no. 10469.S Rev2 7/5/21), and 'Measurement of Environmental Noise' (Report no. 11606-1 received by the LPA on 7/5/21) are installed in their entirety before the use hereby commences. The plant, equipment and systems used shall be maintained in accordance with manufacturer's instructions for the lifetime of the development and operated at all times that cooking is ongoing.

Noise control

- Background music shall be played at a volume or level such that it is not audible within nearby residential premises at any time or within any terrace or balcony attached to the nearest dwelling.
- The extraction/odour control plant installed as part of this development shall not be operated outside of the opening hours/days (refer to above).
- The use hereby permitted shall not operate until a sound insulation scheme is installed to reduce the transmission of airborne and structure borne noise between the premises subject to this permission and the adjoining first floor flat above, including noise arising from operation of the kitchen and from the odour extraction plant. These measures shall ensure that a minimum standard of Dntw+Ctr 50 dB is achieved.

Not with standing planning permission the applicant should be aware that the Council has a legal duty to investigate complaints of statutory noise nuisance and to serve legal notices where a nuisance is confirmed. The applicant should also be aware of the need to apply to the Council for a premises licence should alcohol be sold or served.

Regards

Helen Le-Vallee
Environmental Health Officer
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