

From: Amanda Scholes on behalf of Planning.Responses
Sent: 05 March 2021 10:53
To: Planning Scanning
Subject: FW: Re- Butlin's Temporary Structure Planning Application - BR/292/20/PL

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From: Amy Myer <Amy.Myer@arun.gov.uk>
Sent: 04 March 2021 21:56
To: Planning.Responses <Planning.Responses@arun.gov.uk>; Nicola Spencer <Nicola.Spencer@arun.gov.uk>
Subject: FW: Re- Butlin's Temporary Structure Planning Application - BR/292/20/PL

Pls add below email to case file and label as 'Environmental Health – final comments'

This needs to be done tomorrow (Friday 5th March) please as the decision is due out on Monday 8th and there is a lot of public interest in this case re noise/EH

Thanks
Amy

From: Nick Howard <Nick.Howard@arun.gov.uk>
Sent: 04 March 2021 16:30
To: Amy Myer <Amy.Myer@arun.gov.uk>
Cc: Neil Williamson <Neil.Williamson@arun.gov.uk>; Fiona Fitzgerald <Fiona.Fitzgerald@arun.gov.uk>
Subject: Re- Butlin's Temporary Structure Planning Application - BR/292/20/PL

04/03/21 EH Planning Response

Dear Sirs,

EH initially objected to the proposed planning application as there was insufficient information provided to properly determine the noise impact from the temporary structure on local residents, with the closest sensitive receptors to the venue being 160 meters.

Further information was provided by the agent to EH during the course of the determination period of the application and EH have no objection now to the proposals on amenity grounds, subject to a temporary 1 year

permission being granted to monitor noise impacts of this structure, and subject to the following conditions and informatives.

EH comments are below for the above planning application with reference to the Arun District Council Environmental Health Planning Conditions;

Planning Conditions

CMP

EH will accept as a compliance condition the **final** CMP after amendments are made by Star live, to the 'Safe System of Work and Construction Phase Plan', Version E, Level 4, dated 4 March 2021.

Hours of working on construction site

No construction activities shall take place, other than between 0800 to 1800 hours (Monday to Friday) and 0800 to 1300 hours (Saturday) with no work on Sunday or recognised public holidays.

Reason: To protect the amenity of local residents in accordance with Policy QE SP1 of the Adopted Arun Local Plan 2011 – 2031

Precautionary - Potentially Contaminated Land

If during development, any visible contaminated or odorous material, (for example, asbestos containing material, stained soil, petrol / diesel / solvent odour, underground tanks or associated pipework) not previously identified, is found to be present at the site, no further development (unless otherwise expressly agreed in writing with the Local Planning Authority) shall be carried out until it has been fully investigated using suitably qualified independent consultant(s). The Local Planning Authority must be informed immediately of the nature and degree of the contamination present and a method statement detailing how the unsuspected contamination shall be dealt with must be prepared and submitted to the Local Planning Authority for approval in writing before being implemented. If no such contaminated material is identified during the development, a statement to this effect must be submitted in writing to the Local Planning Authority.

Reason: To protect the amenity of local residents in accordance with Policy QE DM4 of the Adopted Arun Local Plan 2011 – 2031

Lighting

EH accepts the Star Live 'External Lighting – Temporary Venues' technical note for the temporary structure and as a compliance condition.

The approved installation shall be maintained and operated in accordance with the approved details unless the Local Planning Authority gives its written consent to a variation.

Reason: To protect the amenity of local residents in accordance with Policy QE DM2 of the Adopted Arun Local Plan 2011 – 2031

Hours for Deliveries

Commercial deliveries related to the venue hereby approved that are delivered via the main Butlins site entrance off UBG shall be between the hours of 6am – 8pm. No commercial deliveries related to the venue and no commercial goods shall be loaded, unloaded, stored or otherwise handled and no vehicles shall arrive or depart via the Gloucester Road Butlins site entrance outside the hours of 7am-7pm Monday to Friday, 8am-6pm Saturday or at any time on Sunday or public holidays.

Reason: To protect the amenity of local residents in accordance with Policy QE DM1 of the Adopted Arun Local Plan 2011 – 2031

Noise

Use of Venue

The use hereby permitted of the venue (DEFINE AS ONE OF APPLICANT'S DRAWINGS AND REFER TO THEREAFTER) shall not take place except between the hours of 0900 – 2230 Monday to Thursday, and 0900 – 2300 Friday and Saturday; and 0900 – 2230 Sunday and recognised public holidays.

Reason: To protect the amenity of local residents in accordance with Policy QE DM1 of the Adopted Arun Local Plan 2011 – 2031

Boundary Noise

The noise level emitted from the venue shall not exceed 5 dB expressed in terms of an A-Weighted, 15 min Leq above background noise levels at any time between 0900 – 2230 Monday to Thursday, and 0900 – 2300 Friday and Saturday; and 0900 – 2230 Sunday and recognised public holidays as measured at the specified monitoring points. Background noise levels shall be taken within 2 hours of the event.

Please refer to the details provided by the Local Planning Authority (Site Plan and photographs of Noise Monitoring Locations) for the specific noise monitoring points. For the avoidance of doubt, the noise level shall include music noise, event noise, people noise and any other noises arising from the venue. Records from the noise monitoring shall be detailed in the logbook and made available to the Local Planning Authority on request.

Noise measurement must be taken at a height of 1.2-1.5m above the ground, and at least 3.5m away from any reflecting surface other than the ground.

Weather conditions that may affect noise measurements must be recorded in the logbook and provided to the Local Planning Authority on request.

Reason: To protect the amenity of local residents in accordance with Policy QE DM1 of the Adopted Arun Local Plan 2011 – 2031

Low Frequency Noise

A noise level of 70dB shall not be exceeded at any time within the 63Hz and 125Hz octave frequency when measured as a 15 min Leq when measured at the specific monitoring points.

Reason: To protect the amenity of local residents in accordance with Policy QE DM1 of the Adopted Arun Local Plan 2011 – 2031

Sound Level Monitoring Equipment

Sound level meters used for the assessment of noise in relation to this application shall conform to BS 61672-1, Class 1, for free-field application and sound calibrators to BS EN 60942, Class 1. To demonstrate conformity of the measuring system, sound level meters and calibrators shall have valid certificates of conformity to the above British Standards. These certificates are to be made available to the Local Planning Authority on request.

BS4142: 2014+A1:2019 Rating Level – Night

The 'rating' level of noise emitted from the proposed plant, machinery and equipment installed at the venue shall not exceed the measured background sound level when assessed by a competent acoustician using BS 4142:2014+A1:2019, at any adjoining or nearby noise sensitive premises during the night time period (23:00 – 07:00). A test to demonstrate compliance with this condition shall be undertaken by a competent acoustician / consultant and must be recorded in a logbook and provided to the Local Authority on request.

Reason: To protect the amenity of local residents in accordance with Policy QE SP1 of the Adopted Arun Local Plan 2011 – 2031

BS4142: 2014+A1:2019 Rating Level - Day

The 'rating' level of noise emitted from the proposed plant, machinery and equipment installed at the venue shall not exceed the measured background sound level when assessed by a competent acoustician using BS 4142:2014+A1:2019, at any adjoining or nearby noise sensitive premises during the day time period (07:00 – 23:00). A test to demonstrate compliance with this condition shall be undertaken by a competent acoustician / consultant and must be recorded in a logbook and provided to the Local Authority on request.

Reason: To protect the amenity of local residents in accordance with Policy QE SP1 of the Adopted Arun Local Plan 2011 – 2031

Patron Access to the Venue

Patrons shall strictly only be able to access the venue between the following times: 0900 – 2230 Monday to Thursday, and 0900 – 2300 Friday and Saturday; and 0900 – 2230 Sunday and recognised public holidays.

Reason: To protect the residential amenity of the locality

Management of patrons during access and egress

EH accepts the 'Temporary Venue Patron Access and Egress Management Plan' for the temporary structure and as a compliance condition.

Before first commercial use, the applicant shall submit in writing to and have the approval of the Local Planning Authority for a management plan which details how access and egress to and from the venue shall be proactively managed to ensure filling and emptying the venue occurs in a timely fashion and that patron noise does not unreasonably impact local residents. Updates must be approved in writing by the Local Planning Authority before implementation.

Reason: To protect the residential amenity of the locality

Noise Monitoring Plan

Butlin's Noise Management Plan shall be updated to include the venue and the noise conditions relating to it.

Reason: To protect the residential amenity of the locality

Noise Complaints

Details of all noise complaints received by the applicant and subsequent corrective actions taken by the applicant shall be recorded in a logbook specific to the venue and made available to the Local Planning Authority on request. If investigations by Arun District Council conclude that noise from the venue is causing unreasonable impact to local residents, the applicant shall provide a scheme of mitigation, to be agreed by the Local Planning Authority and subsequently implemented by the applicant.

Reason: To protect the residential amenity of the locality

PA Systems

The applicant shall install a sound amplification system (PA system) that shall have a noise limiter (with control of noise as separate frequencies) with a sound limiting device. All amplified entertainment taking place in the venue shall use this system, and no other PA system shall be used in this venue. Details of the type of noise limiter, number of noise limiter(s), who has control of the noise limiter(s), who resets them if triggered, what level they are reset at, who ensures they have not been tampered with shall be recorded in the logbook specific to the venue.

Reason: To protect the residential amenity of the locality

Noise Propagation Test

A noise propagation test shall be carried out prior to first commercial use of the venue in order to set appropriate control limits for the sound amplification system and noise limiter. The results of the test shall be recorded in the logbook and made available to the Local Planning Authority on request.

Sound Checks

Sound checks are permitted only during the following times: 0900 – 2230 Monday to Thursday, 0900 – 2300 Friday and Saturday; and 0900 – 2230 Sunday and recognised public holidays and shall not last more than 15 minutes.

Reason: To protect the residential amenity of the locality

Named Manager

There shall be a named manager responsible for the venue, details of whom shall be recorded in the logbook. The logbook shall be available on request to the Local Planning Authority.

Reason: To protect the residential amenity of the locality

Informatives

WC Provisions in food businesses

Sanitary provision shall be in accordance with the guidelines set out within the Arun District Council document entitled: 'Provision of sanitary accommodation in food businesses').

<https://www.arun.gov.uk/download.cfm?doc=docm93ijim4n11788.pdf&ver=11779>

Reason: In the interests of maintaining adequate amenity to local residents and visitors to the area.

Noise Management Plan update - communications

The applicant is advised that the revised Noise Management Plan should include 'Butlin's are to pro-actively inform the local residents of proposed events and times for performances which are to take place in the temporary structure'

Food Registration

The business is required to submit a 'Food Registration Form' to the Environmental Health department 28 days before opening. Further advice can be given to the business, for example, on the internal layout of the food premises. If the applicant would like further advice please contact the Environmental Health Service on (01903) 737755

[www1.arun.gov.uk/officeforms/EH_FoodBusinessApplication.ofml?id='+Math.random\(\)](http://www1.arun.gov.uk/officeforms/EH_FoodBusinessApplication.ofml?id='+Math.random())

Kind Regards



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