

Ian Francis
28 Crophorne Drive
Climping
BN17 5GG

Your Ref: OWPC18247
Our Ref: CM/12/18/PL 10-04-2018
Please ask for:
Mrs A Gardner

16th May 2018

Dear Sir/Madam

Town & Country Planning Act 1990 (as amended)
Town and Country Planning (Development Management Procedure) (England) Order 2015

The regularisation of operating hours 24hrs a day, 7 days per week at Units J1, J2, U1 and Z, new extension covering the existing courtyard area and new acoustic metal cladding to the southern facade of the existing workshop at Unit J1 and J2; new demountable wall adjacent to the existing fence surrounding the guillotine enclosure at Unit U1. This application also lies within the parish of Ford.

Unit J1, J2, U1 & Z, Rudford Industrial Estate Ford Road Ford

Thank you for your internet representation made on 15th May 2018 which has been recorded as '**an objection**' with the comments as follows:

As you are aware I have been heavily involved in resolving the issues of noise from Rudford Industrial Estate. We have been working with Austin Divall to resolve these issues and I feel we have developed a good working relationship.

I welcome the planned investment in reducing the noise from this organisation and whilst I understand the organisations desire to operate 24 x 7 I do not agree that there are enough controls in place to ensure that the residents in Climping are not impacted.

Therefore, the following restrictions must be added before the application can be approved. 24 x 7 operations cannot be agreed to.

A time restriction of stopping all machinery in the units including plant and percussion type activities except between 7am - 10pm, Mon-Fri, Saturday 8am and 1pm and no working on Sundays or Bank Holidays.

No activities outside the units at all with time restriction of stopping loading of vehicles, machinery including plant and percussion type activities except between 7am - 6pm, Mon-Fri, Saturday 8am and 1pm and no working on Sundays or Bank Holidays.

Unit U1 should have the same time restrictions applied as they were removed by a previous planning request. This was due to the incompetence of the previous Senior Environmental Health Officers actions.

Confirmation that the new covered area in between the units will only be for storage and not as an extension to the workshops.

In addition, the following statement should be added that allows us to seek redress from Arun DC in the future

The Council in making a decision should be aware of and take into account any implications that may arise from the Human Rights Act 1998. Under the Act, it is unlawful for a public authority such as Arun District Council to act in a manner, which is incompatible with the European Convention on Human Rights.

Consideration has been specifically given to Article 8 (right to respect private and family life), Article 1 of the First Protocol (protection of property). The council will respond appropriately and in a timely manner should any residents of Climping be disturbed by any out of hours activities by this organisation. The residents have the right to the support of Arun District Council should the noise levels disturb any resident(s) of Climping village.

As you can tell I am not totally against this organisation and they have made some improvements. However, I am not convinced they have complete management over the activities of their staff during restricted times.

In addition, Austin Divall have and continue to be the victims of other companies that are operating in a noisy manner. This is because Arun District Council and it's officers have completely failed to ensure compliance with planning and operational restrictions. This is another reason why I cannot support this application.

With this application we have another sound level restriction which I am not convinced the Environmental Health, or Planning Departments really understand.

Yours faithfully

Ian Francis

Your views will be considered before the application is determined and I shall write to inform you of any decision made.

Please be aware that if the application is to be determined by the Council's Development Control committee and your letter has been received at a late stage after the Agenda has been published you will not receive a separate letter notifying you of the date of the meeting and procedures for public speaking. In such circumstances it is recommended that you track the progress of the application on the Council's website or telephone the Council for further information. Please be advised that any comments you make that are not included within the Committee Agenda will be reported to the Members of the Development Control committee. Please also be aware that only a small number of all planning applications received go the Development Control Committee. Most are determined under delegated powers by Officers in which case your comments will again be considered before the application is determined.

Please be aware that Planning Services operate an 'open file' policy and will publish details of your comments on the internet on the Arun District Council Planning section. Please ensure that you only provide information that you are happy will be made available in this way. If you supply information belonging to a third party, please ensure you have their permission to do so. If you do not wish your comments to appear on the 'open file' please confirm this in writing and I will arrange for it to be destroyed although this means that its contents will then be disregarded.

In the event of a subsequent written representations appeal, against a refusal of planning permission on a householder application, any representations made on the application will be automatically forwarded to the Secretary of State. Unlike all other types of appeal, there will be no further opportunity to comment at the appeal stage.

Yours faithfully

Neil Crowther
Group Head of Planning