



From: The Standard P [REDACTED]
Sent: 12 December 2019 12:45
To: Kate Giddings <kate.giddings@arun.gov.uk>; Zac Denton <Zac.Denton@arun.gov.uk>
Cc: Juan Baeza <Juan.Baeza@arun.gov.uk>
Subject: Re: Sounds testing and noise of plant - 23 Sea Road

Hi all,

There is zero impact on the nearest noise sensitive areas as the sound test shows, the soundproofing we have provided attenuates noise at a much higher standard than required and the plant within the shop emits lower noise than the soundproofing limits.

The noise test was conducted from the property directly over the bar, this was how the results were calculated.

There is ZERO vibration audible from upstairs also. The ducting is soft plastic not solid so has no vibration, the plant is on anti vibration pads and a wall that doesn't touch the ceiling.

A BS4142 report should not be needed when a full sound test shows exactly what that would illustrate.

Our acoustician has on multiple occasions advised that what we have done is more than sufficient and too a higher Standard than required.

As you can see by the emails forwarded to you all, he is at a loss for exactly what else we can provide to show you this.

A BS4142 test is another 1000 pounds and completely not needed.

Would you like to visit the bar and we can show you exactly what noise emission there is and how the neighbour's are unaffected?

Regards

Ben and Jamie
The Standard P
23 Sea Road
East Preston
BN16 1JN

[REDACTED]

From: Kate Giddings <kate.giddings@arun.gov.uk>
Sent: Thursday, December 12, 2019 12:37:09 PM
To: Zac Denton <Zac.Denton@arun.gov.uk>; [REDACTED]
Cc: Juan Baeza <Juan.Baeza@arun.gov.uk>
Subject: RE: Sounds testing and noise of plant - 23 Sea Road

Good afternoon,

Further to the below e-mail chain, in order for Condition 5 and Condition 6 to be considered for discharge, the applicant must be able to demonstrate that the proposed development is likely to cause minimal disturbance to neighbouring residents. The report provided does not assess the impact of the noise and/or vibration likely to be experienced by occupiers of the noise sensitive dwelling. As outlined in previous e-mails from Ms. Sidhu, it is recommended that a BS4142 assessment is conducted in order to ascertain the likely impact of noise on the adjacent noise-sensitive dwellings. It is understood that a list of acoustic consultants in East Sussex and West Sussex has been provided, which may be of assistance in securing the information required.

Kind regards,

Kate Giddings.

[Kate Giddings](#) | Senior Technical Officer, Environmental Health, [Arun District Council](#) | Location: Arun Civic Centre, Maltravers Road, Littlehampton, West Sussex, BN17 5LF
Internal: 37586 | External: +44 (0) 1903 737586 | e-mail: kate.giddings@arun.gov.uk
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From: Nina Sidhu [REDACTED]
Sent: 06 December 2019 14:03
[REDACTED]
Subject: FW: Sounds testing and noise of plant - 23 Sea Road

Dear Mr Roberts

I refer to your email of 5th December and I am sorry that you feel that we are placing barriers to the opening of your business. I can assure you that this is not the case.

We need to be assured that there will be no noise or vibration nuisance caused to the nearest residential neighbours which are above and to the sides of your premises, from the operation of your business. This is why we have been asking for specific details in order to recommend discharge of conditions 5 and 6 of your planning permission.

Kate Giddings is now dealing with your case and she will be available to speak to you on Wednesday 11th December when she is back in the office, as she has stated in her email. She is the person who can most help you with what is required to provide the information. I note that you say you have tried to call me 10 times; however I regret I have not received any voicemail messages. I have recently returned from a period of long term sick leave but any messages left would have been picked up by my colleagues.

I hope that you will be able to have a positive resolution to these issues once you have spoken with Kate on Wednesday. If you are still unhappy with this, our manager is Neil Williamson and he can be contacted on [REDACTED]

Kind regards

Nina Sidhu

Senior Environmental Health Officer

Please note that I work Tuesday, Wednesday and Friday

Nina Sidhu | Senior Environmental Health Officer, Environmental Health, Arun District Council | Location: Arun Civic Centre, Maltravers Road, Littlehampton, BN17 5LF
Internal: 37675 | External: +44 (0) 1903 737675 Email: nina.sidhu@arun.gov.uk
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From: Zac Denton <Zac.Denton@arun.gov.uk>

Sent: 05 December 2019 10:59

Cc: Kate Giddings <kate.giddings@arun.gov.uk>; Nina Sidhu <Nina.Sidhu@arun.gov.uk>; Juan Baeza <Juan.Baeza@arun.gov.uk>

Subject: FW: Sounds testing and noise of plant

Dear Mr Roberts,

I apologise for the frustrations caused.

I have asked for a member of the Environmental Health team to call you as soon as possible.

Kind regards,

Zac

Zachariah Denton | Planning Officer, Planning Department, Directorate of Place, Arun District Council | Location: First Floor, Arun Civic Centre, Maltravers Road, Littlehampton, BN17 5LF
Internal: 37447 | External: +44 (0) 1903 737500 Ext: 37447 | E-mail: zac.denton@arun.gov.uk
Please note this information is given without prejudice and represents the informal view of the officer and not an official opinion of Arun District Council.

From: The Standard P [REDACTED]

Sent: 05 December 2019 10:33

To: Zac Denton <Zac.Denton@arun.gov.uk>; Nina Sidhu <Nina.Sidhu@arun.gov.uk>; Kate Giddings <kate.giddings@arun.gov.uk>

Subject: RE: Sounds testing and noise of plant

Hi all,

To say I am extremely frustrated would be an under statement -- Nina I have called you up to 10 times and never had an answer or a returned voicemail -- In addition to this your out of office still states that you will return to the office at some point in September...

In relation to the above, I recommend that Condition 5 cannot be discharged because the applicant has failed to demonstrate how any noise and/or vibration generated by the plant and associated ducting system will be controlled.

There will be no vibration as the plant is mounted on a stud wall that has no direct contact with the ceiling, it has two layers of sound proof plasterboard above and 100mm soundproof rockwool. It is mounted on an antivibration pad too. The ducting is made from flexible plastic and again sits below 100mm Rockwool and two layers of soundproof insulation in addition to another 100mm of

rockwool. — This isn't mounted to anything aside from the inside of a freestanding wall and the outside wall. Causing zero noise or vibration. A point I believe we told you previously.

With regard to Condition 6, the sound insulation testing report by Airtight Noisecheck Ltd (ref.: 17462B, produced December 2019), does not demonstrate that the attenuation measures detailed in the agreed scheme are effective in protecting the first-floor property from noise.

The required level of noise needs to have an attenuation of 43 or above (Page one of the test) — Our test shows that we have an attenuation of 56dB (Page one of the report) I would assume that if we are above standard we would be protecting the first floor from said noise?

For example, the report does not contain information such as the time of day the assessment was conducted, schematics of the location and equipment set-up, calibration certification, predicted noise levels generated by the micro-pub and the consequential impact(s) on occupants of the flat, measured data, background noise levels, etc..

Test was conducted from within the shop and the listening device was used both in the shop and above in the front room of the 1st floor dwelling — as stated on page one under "test summary" The test was conducted at 10am on the day — the plant in the shop will be on between 10am and 10pm so the test was not needed in the evening.

On page two — There is a list of the equipment used along with the certificate number for the calibrations of these.

For ease they are:

- Narsonic NOR 140 — Cert no. U28220
- Narsonic NOR 1251 — Cert no. 04198/1
- Narsonic NOR 211A — Cert no. 03607/8

There will be no music within the pub so the plant and talking are the only potential noise impacts on the above dwelling and the sound test has established that the protection we have installed is more than sufficient to mitigate these.

You asked us for a sound test and we have provided that, the insulation and soundproofing has been done to the highest standard and at a very high cost to ourselves, we appreciate the protection of the dwelling above is your main priority and it is ours too. However at this point in genuinely feels that you are putting barriers in the way of a new business that really is only looking to bring the community together and use an old abandoned shop for something useful.

NINA — if you would like to call me and tell me exactly what you feel we need, as it's clear I am not understanding or what's being asked for isn't clear, that may help.

ZAC — please arrange for someone to call me as I am seriously at the end of my tether with this whole process

Regards



Ben and Jamie
The Standard P
23 Sea Road
East Preston
BN16 1JN



From: [Zac Denton](#)
Sent: 05 December 2019 09:17
Subject: FW: Sounds testing and noise of plant

Dear Mr Roberts,

Please see attached response from the Environmental Health department.

Kind regards,

Zac

Zachariah Denton | Planning Officer, Planning Department, Directorate of Place, [Arun District Council](#) | Location: First Floor, Arun Civic Centre, Maltravers Road, Littlehampton, BN17 5LF

Internal: 37447 | External: +44 (0) 1903 737500 Ext: 37447 | E-mail: zac.denton@arun.gov.uk

Please note this information is given without prejudice and represents the informal view of the officer and not an official opinion of Arun District Council.

From: Kate Giddings <kate.giddings@arun.gov.uk>
Sent: 04 December 2019 17:29
To: Zac Denton <Zac.Denton@arun.gov.uk>
Cc: Planning.Responses <Planning.Responses@arun.gov.uk>
Subject: EP/100/19/DOC - 23 Sea Road, East Preston, BN16

Dear Zac,

In relation to the above, I recommend that Condition 5 cannot be discharged because the applicant has failed to demonstrate how any noise and/or vibration generated by the plant and associated ducting system will be controlled.

With regard to Condition 6, the sound insulation testing report by Airtight Noisecheck Ltd (ref.: 17462B, produced December 2019), does not demonstrate that the attenuation measures detailed in the agreed scheme are effective in protecting the first-floor property from noise. For example, the report does not contain information such as the time of day the assessment was conducted, schematics of the location and equipment set-up, calibration certification, predicted noise levels generated by the micro-pub and the consequential impact(s) on occupants of the flat, measured data, background noise levels, etc.. The report was written to comply with Approved Document E, which relates to Building Regulations and assess the sound insulation as opposed to assessing the impact of the noise likely to be experienced by occupiers of the noise sensitive dwelling.

If the applicant/agent wishes to discuss these points, I am of course happy to do so, although please note that I shall be out of the office now until next Wednesday, 11th December.

Many thanks,

Kate.

Kate Giddings | Senior Technical Officer, Environmental Health, [Arun District Council](#) | Location: Arun Civic Centre, Maltravers Road, Littlehampton, West Sussex, BN17 5LF

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From: The Standard P [REDACTED]
Sent: 02 December 2019 16:14

To: Nina Sidhu <Nina.Sidhu@arun.gov.uk>; Zac Denton <Zac.Denton@arun.gov.uk>

Subject: Sounds testing and noise of plant

Hi Zac and Nina,

Attached is our sound testing result and confirmation that the plant is withing typical noise standards,

Regards

Ben and Jamie
The Standard P
23 Sea Road
East Preston
BN16 1JN

From: Mark Witcher

Sent: Monday, 2 December 2019, 16:09

To: The Standard P

Subject: RE: invoice

Ben

Please find attached the report for the sound testing between the ground floor bar, and the 1st floor flat.

Using a single figure reduction, based on the measured levels of the plant (fridge & cooling extractor) that will be located internally a final level of 15dBA should be apparent within the 1st floor dwelling.

This is based on:

Cooling extractor unit 68dBA
Fridge unit 67dBA

Combined is 71dBA

Using the $D_{nT,w} + C_{tr}$ value of 56dBA (achieved between ground & 1st floors).

This gives an internal value of 15dBA at 1st floor level which is within the internal guidelines for dwellings as listed in BS8233: 2014.

I hope that this helps you.

Kind regards

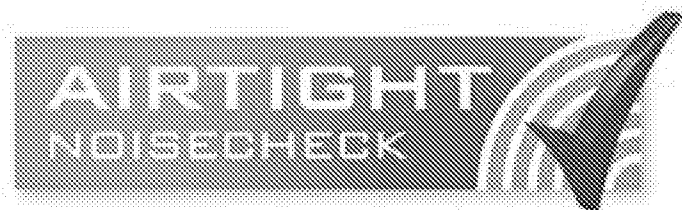
Mark

Mark Witcher

Acoustic & Air Permeability Test Engineer

Airtight & Noisecheck Ltd
The Old Laundry

Bridge Street
Southwick
Hants. Po17 6DZ



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Test being done monday, will have report with you wednesday

Ben and Jamie
The Standard P
23 Sea Road
East Preston
BN16 1JN

From: The Standard P [REDACTED]
Sent: Wednesday, November 27, 2019 9:54:27 AM
To: Zac Denton <Zac.Denton@arun.gov.uk>
Cc: Nina Sidhu <Nina.Sidhu@arun.gov.uk>
Subject: Re: 23 Sea Road

Good morning,

We are confident and have been advised that our cooling system and plant falls well within the required guidelines.

To clarify, if the sound test shows this, the need for the bs4142 test is redundant and all conditions can be discharged? Regards

Ben and Jamie
The Standard P
23 Sea Road
East Preston
BN16 1JN

From: Zac Denton <Zac.Denton@arun.gov.uk>
Sent: Wednesday, November 27, 2019 9:51:18 AM

Cc: Nina Sidhu <Nina.Sidhu@arun.gov.uk>
Subject: FW: 23 Sea Road

Dear Mr Roberts,

Please see the response from Environmental Health.

Kind regards,

Zac

Zachariah Denton | Planning Officer, Planning Department, Directorate of Place, [Arun District Council](#) | Location: First Floor, Arun Civic Centre, Maltravers Road, Littlehampton, BN17 5LF
Internal: 37447 | External: +44 (0) 1903 737500 Ext: 37447 | E-mail: zac.denton@arun.gov.uk
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From: Nina Sidhu <Nina.Sidhu@arun.gov.uk>
Sent: 26 November 2019 13:56
To: Zac Denton <Zac.Denton@arun.gov.uk>
Subject: RE: 23 Sea Road

Hi Zac

Yes, the point of the BS4142 assessment is so that they can demonstrate to us practically, with figures, that the plant will not cause a noise nuisance. Normally this would be done by an acoustic consultant. A professional acoustic consultant can assess the noise impact of the plant taking into account where it will be located, prior to its installation.

Kind regards

Nina Sidhu
Senior Environmental Health Officer

Please note that I work Tuesday, Wednesday and Friday

Nina Sidhu | Senior Environmental Health Officer, Environmental Health, [Arun District Council](#) | Location: Arun Civic Centre, Maltravers Road, Littlehampton, BN17 5LF
Internal: 37675 | External: +44 (0) 1903 737675 Email: nina.sidhu@arun.gov.uk
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From: Zac Denton <Zac.Denton@arun.gov.uk>
Sent: 26 November 2019 13:10
To: Nina Sidhu <Nina.Sidhu@arun.gov.uk>
Subject: RE: 23 Sea Road

Hi Nina,

Just to clarify, you require a BS:4142 test in order to discharge the condition?

Regards,

Zac

Zachariah Denton | Planning Officer, Planning Department, Directorate of Place, [Arun District Council](#) | Location: First Floor, Arun Civic Centre, Maltravers Road, Littlehampton, BN17 5LF
Internal: 37447 | External: +44 (0) 1903 737500 Ext: 37447 | E-mail: zac.denton@arun.gov.uk
Please note this information is given without prejudice and represents the informal view of the officer and not an official opinion of Arun District Council.

From: Nina Sidhu <Nina.Sidhu@arun.gov.uk>
Sent: 26 November 2019 12:14
To: Zac Denton <Zac.Denton@arun.gov.uk>
Subject: RE: 23 Sea Road

Hi Zac

Unfortunately, the information provided is not sufficient to allow us to recommend discharge of condition 5 (noise from ventilation, cooling, ducting etc.)

Please refer applicants to my previous email of 17th September 2019.

Kind regards

Nina Sidhu
Senior Environmental Health Officer

Please note that I work Tuesday, Wednesday and Friday

Nina Sidhu | Senior Environmental Health Officer, Environmental Health, [Arun District Council](#) | Location: Arun Civic Centre, Maltravers Road, Littlehampton, BN17 5LF
Internal: 37675 | External: +44 (0) 1903 737675 Email: nina.sidhu@arun.gov.uk
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From: Zac Denton <Zac.Denton@arun.gov.uk>
Sent: 20 November 2019 10:03
To: Nina Sidhu <Nina.Sidhu@arun.gov.uk>
Subject: 23 Sea Road

Dear Nina,

Are you able to provide response to this?

Kind regards,

Zac

From: The Standard P [REDACTED]
Sent: 30 September 2019 09:26
To: Zac Denton <Zac.Denton@arun.gov.uk>
Cc: Nina Sidhu <Nina.Sidhu@arun.gov.uk>; Kate Giddings <kate.giddings@arun.gov.uk>
Subject: Re: 23 Sea Road

Hi all,

With respect to the below:

We simply do not know the level of sound it may resonate until it has been installed but we have been advised that by using soundproof mounts and taking the precautions we have already it will be sufficient.

We are confident that it will be soundless, due to having no electrical components on the ducting itself.

The ducting will only be connected to the cooling system in the summer months, as the heat from the cooler will help warm the shop in the winter months, we have the facility to vent the air back to the shop via a switch.

Should the cooler send any type of vibration through the ducting in the summer months, we will set the ducting a few millimeters away from the outlet so as there is no direct contact between the cooler and the ducting, which would eliminate any sound or vibration going through the ducting.

I hope this is sufficient information, we will obviously make sure that we have a test done at the earliest convenience, work has begun and the sound proofing is the first stage of the build,

Kind regards

Ben and Jamie.

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From: Zac Denton <Zac.Denton@arun.gov.uk>
Sent: Monday, September 23, 2019 9:27:50 AM
[REDACTED]
Cc: Nina Sidhu <Nina.Sidhu@arun.gov.uk>; Kate Giddings <kate.giddings@arun.gov.uk>
Subject: FW: 23 Sea Road

Dear Mr Roberts,

Please see the attached response from Environmental Health.

Kind regards,

Zac

From: Nina Sidhu <Nina.Sidhu@arun.gov.uk>
Sent: 17 September 2019 17:02
To: Zac Denton <Zac.Denton@arun.gov.uk>
Cc: Kate Giddings <kate.giddings@arun.gov.uk>
Subject: RE: 23 Sea Road

Dear Zac

Please pass on my response as follows:

Thank you for the information provided. I regret however, that we still do not have an assessment of the noise the cooler and the associated ducting will make and whether this could impact adversely on the nearest sensitive noise receptor. We appreciate that the plant is not located externally but we do not know the effect of the ducting on the noise e.g. Will the noise be amplified or funneled by the ducting. If we do not receive this information we cannot endorse discharge of the condition. If you were to go ahead with the work as proposed and there was noise nuisance from the cooler outlet, we would need to take action under the Environmental Protection Act 1990. This could involve you in having to undertake costly remedial work to abate the nuisance. This is why we are asking for sufficient information to be provided at this stage.

In order for us to be satisfied that there will be no adverse noise impact we recommend a BS:4142 assessment is carried out by a suitably qualified, independent acoustician.

Kind regards

Nina Sidhu
Senior Environmental Health Officer

Please note that I work Tuesday, Wednesday and Friday

Nina Sidhu | Senior Environmental Health Officer, Environmental Health, [Arun District Council](#) | Location: Arun Civic Centre, Maltravers Road, Littlehampton, BN17 5LF
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From: Zac Denton <Zac.Denton@arun.gov.uk>
Sent: 12 September 2019 09:26
To: Nina Sidhu <Nina.Sidhu@arun.gov.uk>
Cc: Kate Giddings <kate.giddings@arun.gov.uk>
Subject: FW: 23 Sea Road

Hi Nina/Kate,

Please see attached response from applicant.

Kind regards,

Zac

Zachariah Denton | Planning Officer, Planning Department, Directorate of Place, [Arun District Council](#) | Location: First Floor, Arun Civic Centre, Maltravers Road, Littlehampton, BN17 5LF
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From: The Standard P [REDACTED]
Sent: 12 September 2019 09:23

To: Zac Denton <Zac.Denton@arun.gov.uk>

Subject: Re: 23 Sea Road

Hi Zac,

We have an acoustician, we do not need that list. Thanks.

The distance from cooler to ducting termination is approx 2.5m.

Plastic ducting held in place with fastening clips and boxed in to top of cool room below new lowered, soundproofed ceiling.

Anti vibration pads for plant and anti vibration clips for ducting.

Ducting terminates at approx 2.4m off FFL

Extraction outlet will be approx 1.5m bellow the upstairs window, However, there will be no plant on the external or internal wall, as it will only be a vent as the cooler unit will blow the air through the ducting directly.

The cooling unit will only operate when the cooling room drops to a certain temperature. This will be greatly reduced at hrs we are closed due to all doors being closed to the cool room.

I hope this answers all of your questions? We'd rally like to get underway.

Regards

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From: Zac Denton <Zac.Denton@arun.gov.uk>

Sent: Thursday, September 12, 2019 8:42:31 AM

Subject: FW: 23 Sea Road

Dear Mr Roberts,

Please see the attached queries from Environmental Health.

Kind regards,

Zac

Zachariah Denton | Planning Officer, Planning Department, Directorate of Place, Arun District Council | Location: First Floor , Arun Civic Centre, Maltravers Road, Littlehampton, BN17 5LF

Internal: 37447 | External: +44 (0) 1903 737500 Ext: 37447 | E-mail: zac.denton@arun.gov.uk

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-----Original Message-----

From: Nina Sidhu <Nina.Sidhu@arun.gov.uk>

Sent: 11 September 2019 16:58

To: Zac Denton <Zac.Denton@arun.gov.uk>

Cc: Kate Giddings <kate.giddings@arun.gov.uk>

Subject: FW: 23 Sea Road

Dear Zac

Please can you forward my comments below to the applicant.

The information supplied by the applicant is helpful, however, in order to be able to consider discharging the condition, the following points need to be addressed:

- *what is the distance between the cooler and the termination point of the ducting?
- *what material(s) is/are being used for the ducting?
- *how will vibration from the plant and associated ducting be managed?
- *at what height does the ducting terminate?
- *how far is the termination point from the nearest noise sensitive receptor?
- *when will the cooler/ducting be in operation (for example, when the premises is open/when the temperature rises above a certain threshold/all the time)?

It is recommended that a BS:4142 assessment of the plant and ducting is conducted in order to establish whether the nearest noise sensitive receptor is likely to be adversely affected. It is possible that the ducting can amplify any noise generated so this needs to be thoroughly assessed. I recommend that if the applicant has difficulty in providing the requested information, help is sought from an acoustic consultant. I attach a list of regional acoustic consultants.

I also wanted to note that this information is in relation to the discharge of condition 5 rather than 6 (which we have already discussed and for which a discharge of condition is dependent on a satisfactory sound test.)

I will be away from the office now until Tuesday 17th September, but if there are any urgent queries, Kate Giddings is familiar with the case and can be contacted.

Kind regards

Nina Sidhu
Senior Environmental Health Officer

Please note that I work Tuesday, Wednesday and Friday Nina Sidhu | Senior Environmental Health Officer, Environmental Health, Arun District Council | Location: Arun Civic Centre, Maltravers Road, Littlehampton, BN17 5LF Internal: 37675 | External: +44 (0) 1903 737675 Email: nina.sidhu@arun.gov.uk Visit Arun's web site at www.arun.gov.uk ♻️ Save the environment - think before you print.

-----Original Message-----

From: The Standard P [REDACTED]
Sent: 09 September 2019 11:52
To: Zac Denton <Zac.Denton@arun.gov.uk>
Cc: Nina Sidhu <Nina.Sidhu@arun.gov.uk>
Subject: 23 Sea Road

Hi Zac and Nina,

I have attached the full PDF for the plant being used and highlighted the model, the data sheet is in italian as the product will be coming from there.

I have also attached a handmade crude diagram of where it will be located, i hope this is sufficient,

let me know if you need anything else,

Regards

<http://www.arun.gov.uk>

DX 57406 Littlehampton

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DX 57406 Littlehampton

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