

[REDACTED]

[REDACTED]

From: Adam Beamish [REDACTED]
Sent: 16 September 2019 15:40
To: Anita Gardner <Anita.Gardner@arun.gov.uk>
Subject: RE: R/141/19/PL - 4 Broadmark Parade, Broadmark Lane, Rustington

Dear Anita,

Thanks, yes I can entirely understand the point about the LPA not being agreeable to the current application being amended to incorporate a variation relating to the plant/machinery given that that element wasn't part of the Section 73 application as originally submitted.

At the same time as the issues relating to deliveries/servicing and plant/machinery are slightly different and hence I'm reluctant to combine them into a single application.

Rather we wish to proceed with the current Section 73 application solely relating to deliveries and servicing on the basis of such activity taking place between the hours of 08.30 to 20.00 on Mondays to Saturdays and 10.00 to 20.00 on Sundays and Bank Holidays, and, depending upon the outcome of further dialogue with my client, we may pursue a separate Section 73 application relating to the plant/machinery element in due course.

I would therefore be grateful if you could undertake the necessary notification regarding the amended hours for delivery and servicing now proposed so that a decision on this application can be issued by the agreed EOT date of 11th October.

Regards,

Adam

Adam Beamish

Beamish Planning Consultancy

From: Anita Gardner <Anita.Gardner@arun.gov.uk>
Sent: 16 September 2019 14:29
To: Adam Beamish [REDACTED]
Subject: RE: R/141/19/PL - 4 Broadmark Parade, Broadmark Lane, Rustington

Dear Adam,

Since this would no longer be a simple change to the original description by reducing the proposed hours as submitted I would suggest that the current application is withdrawn to address the additional matters which are now being considered by your client. We cannot agree to amend the application to this extent at this stage of the process. The application would require re-consultation and re-advertising and would be confusing to third parties. I would therefore appreciate your written consent to withdrawal of the application or it will proceed to refusal tomorrow afternoon.

The application will then need to be re-submitted with a revised description addressing all the amendments to condition 3 that you are seeking. It would seem the simplest way forward may be to suggest reducing the items controlled by the condition and adding additional conditions to cover deliveries and machinery and ventilation.

Regards

Anita Gardner

Anita Gardner | Principal Planner, Directorate of Place, Arun District Council | Location: First Floor, Arun Civic Centre, Maltravers Road, Littlehampton, BN17 5LF

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Save the environment - think before you print.

From: Adam Beamish [REDACTED]
Sent: 16 September 2019 11:13
To: Anita Gardner <Anita.Gardner@arun.gov.uk>
Subject: RE: R/141/19/PL - 4 Broadmark Parade, Broadmark Lane, Rustington

Dear Anita,

I have discussed your email below with my clients and they are agreeable to the suggested amended description. I would comment though that, as I suggested in the application, would it not be easier simply to omit any reference to deliveries and servicing from current condition 3 altogether and have a standalone condition relating to deliveries and servicing ?.

During my discussion with my clients just now it has just dawned on them that condition 3 as originally imposed also prevents any use of the plant/extract system outside of the opening hours of the premises. This is of concern to my client given that obviously if a customer enters the premises as soon as it opens and places an order it will take excessive time to complete that order due to the plant/extract system only just being turned on.

Accordingly, and noting the obvious need for reconsultation etc. and the associated delay, can the current Section 73 application also be amended to similarly omit the hours of operation of the machinery operations and ventilation associated with the use from condition 3, and replaced by a standalone conditions restricting the hours of the machinery operations and ventilating to 09.00 to 23.30 on Mondays to Sundays, thereby giving a window of 1.5

hours before the store can open for this equipment to be turned on/powered up and 0.5 hours after the store closes for it to be turned off ?.

If so, presumably for the sake of completeness you would like both an amended application form and a revised supporting letter from me setting out the above ?.

I look forward to hearing from you.

Regards,

Adam

Adam Beamish
BA (Hons), DIP TRP, MRPTI

Beamish Planning Consultancy

From: Anita Gardner <Anita.Gardner@arun.gov.uk>
Sent: 16 September 2019 10:33
To: Adam Beamish [REDACTED]
Subject: RE: R/141/19/PL - 4 Broadmark Parade, Broadmark Lane, Rustington

Dear Adam,

The application description will need to be amended I would suggest as set out below :

Application for variation of condition imposed on planning reference R/34/19/PL relating to condition 3 - amend deliveries & servicing hours to be only between the hours of 08.30 & 20.00 Monday to Saturday and 10.00 & 20.00 on Sundays and Bank Holidays.

This change results in a decrease of the times originally requested so would not need re-advertising, but would require re-notification of the Neighbourhood Plan Authority, who in the case is the Parish Council. This would provide a 21 day period from the date it is undertaken. I would therefore require an EOT until 11-10-2019. If the description is amended to alter the latest time to allow deliveries/servicing to take place after 20.00 this would require re-advertising and EOT of an additional 2 weeks until 25-10-19. The LPA would not agree to an increase past 11pm Mon- Sat and 10pm Sun and Bank Hols (allowed under R/34/19/PL) and would prefer to reduce the hours reduced as requested in the application.

Please can you confirm your agreement to the description and let me know how you wish to proceed by midday tomorrow?

Regards

Anita Gardner

Anita Gardner | Principal Planner, Directorate of Place, [Arun District Council](http://www.arun.gov.uk) | Location: First Floor, Arun Civic Centre, Maltravers Road, Littlehampton, BN17 5LF

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From: Adam Beamish [REDACTED]
Sent: 16 September 2019 10:04
To: Anita Gardner <Anita.Gardner@arun.gov.uk>
Subject: RE: R/141/19/PL - 4 Broadmark Parade, Broadmark Lane, Rustington

Dear Anita,

Thank you for your email, the content of which I have discussed with my client.

Following that discussion, I can confirm that we would be agreeable to amending the application so that deliveries/servicing will only take place after 08.30 on Mondays to Saturdays and after 10.00 on Sundays and Bank Holidays. Would this email suffice in this regard and presumably as this is less than what was originally requested it will not be necessary to undertake any further consultation exercise ?.

Could you also advise what is the latest time the LPA is minded to allow deliveries/servicing to take place ? (currently 23.00).

I look forward to hearing from you.

Regards,

Adam

Adam Beamish
BA (Hons), DIP TRP, MRPTI

Beamish Planning Consultancy

From: Anita Gardner <Anita.Gardner@arun.gov.uk>
Sent: 12 September 2019 17:35
To: Adam Beamish [REDACTED]
Subject: R/141/19/PL - 4 Broadmark Parade, Broadmark Lane, Rustington

Dear Mr Beamish,
I write to advise that I have now had a chance to review your application and consider the restrictions on delivery times which have been imposed on nearby developments and discuss the proposal with other officers. Unless you are prepared to amend the application description to reflect a start time for deliveries of 8.30am Monday to Saturday and 10am Sundays and Bank Holidays the application will proceed to refusal. Please let me know your clients intention by midday on Monday 16th September.

Regards
Anita Gardner

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