

From: Amanda Scholes on behalf of Planning.Responses
Sent: 17 October 2019 08:59
To: Planning Scanning
Subject: FW: R/201/19/PL - 106 The Street, Rustington, BN16 3NJ

From: Kate Giddings [REDACTED]
Sent: 16 October 2019 13:29
To: Richard Castro-Parker [REDACTED]
Cc: Planning.Responses <P[REDACTED]>
Subject: FW: R/201/19/PL - 106 The Street, Rustington, BN16 3NJ

Hello,

Here it is 😊

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

Visit Arun's web site at www.arun.gov.uk



Save the environment - think before you print.

From: Kate Giddings
Sent: 11 September 2019 17:08
To: Richard Castro-Parker [REDACTED]
Subject: R/201/19/PL - 106 The Street, Rustington, BN16 3NJ

Dear Richard,

In relation to the above application, please may the applicant confirm the following:

- proposed opening hours; the application form states 12.00-22.30 Monday – Sunday (including Bank Holidays) however the D&A statement cites:
Monday – closed
Tuesday to Thursday – 11.00-14.00 and 17.00-22.00
Friday and Saturday – 12.00-22.00
Sunday – 12.00-17.00
(nothing Specified for Bank Holidays)
- how smoking of patrons will be managed (specifically, noise and litter)
- whether any form of music or entertainment is proposed
- whether any outdoor tables/chairs proposed
- the disabled toilet facility will conform to the required specifications (minimum 2.2 metres by 1.5 metre cubicle with one metre-wide opening)
- the mechanism(s) by which the cold store temperature is achieved and maintained

- whether any ventilation/air-conditioning/heating is proposed

In the event that the above requested information is not forthcoming in time for your decision, EH recommend the following conditions:

- The micro-pub hereby permitted shall only be open for trade and business between 11.00 hours and 22:00 hours on Tuesday to Sunday, to include Bank and Public Holidays. The premises will be closed on Mondays, with the exception of Bank and Public Holidays, if these fall on a Monday. **Reason:** To protect the amenity of local residents in accordance with Policy QE DM1 and D DM1 of the Arun Local Plan.
- Prior to commencement of the use hereby permitted, details of a management plan detailing measures to deter smokers in connection with the proposed micropub use from causing nuisance to adjoining residential and commercial occupiers, to include details of receptacles and the procedures in place for collecting discarded cigarette ends. **Reason:** To protect the amenity of local residents in accordance with Policy QE DM1 and D DM1 of the Arun Local Plan.
- The smoking area shall not be available to patrons of the permitted micro-brewery after 22.00 hours Tuesday – Sunday, to include Bank and Public Holidays. **Reason:** To protect the amenity of local residents in accordance with Policy QE DM1 and D DM1 of the Arun Local Plan.
- Deliveries and collections, to and from the premises, including recycling and refuse, shall be made only between the hours of 08.00 and 19.00 Monday to Saturday and 10:00 and 18:00 on Sundays and Bank and Public Holidays. **Reason:** To protect the amenity of local residents in accordance with Policy QE DM1 and D DM1 of the Arun Local Plan.
- The owner(s) of any commercial property (warehouses, offices, etc.) built before 2000 are legally obliged to hold a copy of an asbestos register for each property in their portfolio. As the proposed development is being renovated to residential, the Council need to be satisfied that if any asbestos previously identified is still present, it is either removed or suitably managed to minimise risk to human health as there is no safe threshold for asbestos exposure. A copy of the asbestos register, and any remedial strategy (where appropriate), must be provided in writing to the Local Planning Authority prior to any works commencing. **Reason:** To protect the amenity of local residents in accordance with Policy QE DM4 of the Adopted Arun Local Plan 2011 – 2031
- Prior to the first use of the premises, details of any plant (including ventilation, refrigeration and air conditioning) and/or ducting system to be used and the method of control of noise and vibration of this plant shall be submitted to and approved in writing by the Local Planning Authority. The development shall be carried out in accordance with the approved details, retained in perpetuity as agreed and the plant/equipment shall be permanently maintained in good order thereafter. **Reason:** To protect the amenity of local residents in accordance with Policy QE DM1 and D DM1 of the Arun Local Plan.
- Prominent, clear signage shall be displayed at all exists, requesting that customers leave the premises quietly. **Reason:** To protect the amenity of local residents in accordance with Policy QE DM1 and D DM1 of the Arun Local Plan.
- Open drinks will not be permitted outside. **Reason:** To protect the amenity of local residents in accordance with Policy QE DM1 and D DM1 of the Arun Local Plan.

- No commercial goods shall be loaded, unloaded, stored or otherwise handled and no vehicles shall arrive or depart, within the application site outside the hours 08.00 to 19.00 Monday to Friday, 08.00 to 18.00 Saturday or at any time on Sunday or Public and Bank Holidays. **Reason:** To protect the amenity of local residents in accordance with Policy QE DM1 and D DM1 of the Arun Local Plan.
- Only unobtrusive background music shall be played within the premises within opening hours. For this purpose the music noise level shall not exceed 75dB (LAeq15min) anywhere one metre from any speaker inside the premises. No live music shall be played or TV broadcast permitted at any time. **Reason:** To protect the amenity of local residents in accordance with Policy QE DM1 and D DM1 of the Arun Local Plan.
- There shall be no preparation/cooking/heating of hot or cold food on the premises. No hot or cold food shall be served to customers on the premises (other than pre-packaged bar snacks). **Reason:** To adhere to the micro-pub concept and to protect the amenity of local residents in accordance with Policy QE DM1 and D DM1 of the Arun Local Plan.
- No outdoor tables and chairs in connection with the proposed use hereby permitted shall be placed on the adjacent public highway at any time except in an application on that behalf.
- No fruit/gaming machines shall be installed on the premises at any time. **Reason:** To adhere to the micro-pub concept and to protect the amenity of local residents in accordance with Policy QE DM1 and D DM1 of the Arun Local Plan.
- Other than as required for normal access, doors and windows to the ground floor bar/seating area hereby approved shall be closed after 21.00 hours on days of trade/business. **Reason:** To protect the amenity of local residents in accordance with Policy QE DM1 and D DM1 of the Arun Local Plan.
- The use hereby permitted shall not commence unless and until an insulation scheme for protecting the upper floor residential unit from noise has been submitted to and approved by the local planning authority. The scheme shall achieve a minimum airborne sound insulation value of 50dB (DnTw + Ctr dB) for all floors. Following approval and implementation of the scheme, a test shall be undertaken to demonstrate that the attenuation measures carried out as part of the approved scheme are effective and achieve the specified criteria. All works, which form part of the approved scheme, shall be completed before the use commences. **Reason:** To protect the amenity of local residents in accordance with Policy QE DM1 and D DM1 of the Arun Local Plan.
- Notwithstanding the provisions of the Town and Country Planning General Permitted Development Order 1995 as amended (or any order revoking and re-enacting that Order with or without modification), the premises shall be used only as a micro-pub as described in the supporting material submitted with the application and for no other purpose within Use Class A4 of the Town and Country Planning (Use Classes) Order 1987 or in any equivalent to that Class in any Statutory Instrument revoking and re-enacting that Order with or without modification, except by grant of a separate planning permission by the local planning authority.

Informative:

The granting of this planning permission does not in any way indemnify against statutory nuisance action being taken should substantiated complaints within the remit of the Environmental Protection Act 1990 be received. For further information please contact the Environmental Health Department on [REDACTED]

I haven't copied in planning responses as I wasn't sure whether you wanted to request the confirmations first...

Thank you,

Kate.

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

Visit Arun's web site at www.arun.gov.uk



Save the environment - think before you print.