

PLANNING COMMITTEE
6th November 2017

**SUMMARY OF ADDITIONAL CORRESPONDENCE RECEIVED SINCE THE
PUBLICATION OF THE AGENDA AND ERRATA**

Item Number 8/1(a) Page Number 7 & Late report

Third Party: Makes the following comments:

- Considers that the connection to the footpath on his land is unnecessary and would give rise to safety and security issues (also supported by Developer);
- There has been no footpath in 20 years and the footpath is unnecessary because there is no time or distance gained (using the proposed footpath) compared to walking through Prince Henry Place;
- The ditch that the footpath would cross is an outlet for 5 drains installed in Howdale Rise to cure flooding problems;
- Considers application should be refused for reasons outlined previously but it is most worrying to have a proposed footpath on that land that was purchased in 2001 and forms part of the front garden.

Local Highway Authority: Confirm that if the development is permitted with the footway link included in the layout, then the Highway Authority would look to enforce the removal of the shingle off the public footway.

Item Number 8/2(a) Page Number 10

Agent: Having read the report, the Client has asked if there is a possibility that the operating season could be 1st March to 30th October?

Assistant Director's comments: The additional two months requested is acceptable in planning terms. Amend condition 2 to read:

2 The development hereby permitted shall only be operated between 1 March and 31 October (inclusive) in any calendar year.

Item Number 8/3(a) Page Number 22

Third Party: Makes the following comments in relation to the current application proposal:

- The proposal will be to the detriment of those living immediately adjacent on all sides, in addition to the Nelson pub (who do B&B) and the Hoste Arms.
- There will be constant noise and also intrusion of the night sky with lights on all the time. Both these will pervade all who have had the right of 'peaceful enjoyment' hitherto. (This wording is on every legal document of a tenanted lease and therefore presumably counts as a 'legal right').
- It is one thing to have the new restaurant but considers there is nothing to be gained other than resentment if the latest application is granted.
- It is extraordinarily hard to be tolerant of yet another intrusion shortly to be thrust upon all living in the immediate vicinity.