SALLY WALTHAM
BA (Hons) F.C.I.H.
Director of Housing & Planning Services

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FILE COPY

SOUTH HOLLAND DISTRICT COUNCIL
HOUSING & PLANNING SERVICES DEPARTMENT

Town and Country Planning Act 1990

Planning Permission

Reference: H16/1047/00 Received: 23-AUG-00 Type: FULL

Name: Giuseppe Tomeo
1608 Lincoln Road
Werrington
Peterborough
PE6 7HH

Agent: Giuseppe Tomeo
1608 Lincoln Road
Werrington
Peterborough
PE6 7HH

Description: Change of use to restaurant

Location : 1-3 Chapel Lane Spalding
Lincs

South Holland District Council hereby give notice that PERMISSION HAS BEEN GRANTED for the development in accordance with the application and plans submitted, subject to any condition(s) set out below:

1 The development must be begun not later than the expiration of five years beginning with the date of this permission.

Reason: As required by Section 91 of the Town and Country Planning Act 1990.

2 The hours of operation of the restaurant shall be restricted to 9.00am to 11.30pm Monday to Saturday and at no time on Sundays and Bank Holidays.

Reason: In the interests of residential amenity.

3 Before development commences the following details shall be submitted to and approved in writing by the Local Planning Authority.

1) 1:50 plans and elevations showing the position of the cooking range, the route of the fume extraction equipment and chimney height.
2) Details of odour arrestment.
3) 1:50 plan showing the layout of the restaurant.
4) Acoustic assessment to determine sound insulation performance of the party wall with the adjacent dwelling, together with remedial specifications.
The development shall be undertaken in full accordance with the approved details.

Reason: In the interests of residential amenity.

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SOUTH HOLLAND DISTRICT COUNCIL

HOUSING & PLANNING
SERVICES DEPARTMENT

4 Notwithstanding the provisions of the Town and Country Planning (Use Classes) Order, 1987, the use of the site shall be restricted to a restaurant and at no time be used as a take-away.

Reason: The site is located adjacent to a row of residential properties. It is considered that a take-away use will result in unacceptable levels of disturbance to the residents, both from noise, litter and general disturbance.

5 Noise from fixed plant and machinery shall not exceed a level equivalent to 35 dB LA eq 5 Minutes as measured at a distance of 1 metre from any noise sensitive facade.

Reason: In the interests of residential amenity.

The determined plans are:-
Location plans dated 23 August 2000.

Your attention is drawn to the need to comply with the provisions of Section 4, 7, 8 and 8(a) of the Chronically Sick and Disabled Persons Act 1970, where appropriate, and to the Code of Practice for Access of the Disabled to Buildings (British Standard Institutions code of practice BS 5810:1979) or to Design Note 18 'Access for Disabled People to Educational Buildings', or to documents replacing such codes. Any work required which would alter the proposal hereby permitted may need a further application for planning permission.

Director of Housing and Planning Services
23 NOV 2000

H16/1047/00

This decision refers only to that required for the purposes of the Town and Country Planning Acts and not for Building Regulations or any other legislation. See enclosed notes relating to rights of appeal.

SALLY WALTHAM BA (Hons) F.C.I.H. Director of Housing & Planning Services

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SOUTH HOLLAND DISTRICT COUNCIL
HOUSING & PLANNING SERVICES DEPARTMENT

Town and Country Planning Act 1990

COPY Earlier App

Approval required by Condition of Permission

Reference: H16/0212/01 Received: 23-FEB-01 Type:CONDITION COMPLIANCE

Name: Giuseppe Tomeo
1608 Lincoln Road
Werrington
Peterborough
PE6 7 HH

Agent: G R Merchant
Unit 4 Wrights Mews
12A Park Road
Holbeach
Spalding Lincs

Description: Details of elevations & floor plans, new front window & extraction calcs.(condition 3 of H16/1047/00)

Location : 1-3 Chapel Lane Spalding
Lincs

South Holland District Council hereby give notice that CONSENT HAS BEEN GRANTED for the details submitted for the purpose of conditions attached to the planning permission, subject to any conditions below:

The determined plans are:-
Dwg. no. 160-00-01B received 19 April 2001.
Dwg. nos. 160-00-02, 03 & 04 and extraction system details received 23 February 2001.

The details have been accepted in the absence of an acoustic report on the basis that no flanking transmission of noise occurs to the adjacent dwelling.

Director of Housing and Planning Services
29-MAY-01

H16/0212/01

This decision refers only to that required for the purposes of the Town and Country Planning Acts and not for Building Regulations or any other legislation. See enclosed notes relating to rights of appeal.

Town and Country Planning Act etc

DRAFT PERMISSION

Reference H16/1047/00 Received: 23-AUG-00 Type: FULL

Name: Giuseppe Tomeo
1608 Lincoln Road
Werrington
Peterborough
PE6 7HH

Agent: Giuseppe Tomeo
1608 Lincoln Road
Werrington
Peterborough
PE6 7HH

Description: Change of use to restaurant

Location : 1-3 Chapel Lane Spalding
Lincs

South Holland District Council hereby give notice that permission has been granted (or equiv) on the following condition(s):

1 The development must be begun not later than the expiration of five years beginning with the date of this permission.

Reason: As required by Section 91 of the Town and Country Planning Act 1990.

2 The hours of operation of the restaurant shall be restricted to 9.00am to 11.30pm Monday to Saturday and at no time on Sundays and Bank Holidays.

Reason: In the interests of residential amenity.

3 Before development commences the following details shall be submitted to and approved in writing by the Local Planning Authority.

1) 1:50 plans and elevations showing the position of the cooking range, the route of the fume extraction equipment and chimney height.
2) Details of odour arrestment.
3) 1:50 plan showing the layout of the restaurant.
4) Acoustic assessment to determine sound insulation performance of the party wall with the adjacent dwelling, together with remedial specifications.
The development shall be undertaken in full accordance with the approved details.

Reason: In the interests of residential amenity.

4 Notwithstanding the provisions of the Town and Country Planning (Use Classes) Order, 1987, the use of the site shall be restricted to a restaurant and at no time used as a take-away.

Reason: The site is located adjacent to a row of residential properties. It is considered that a take-away use will result in unacceptable levels of disturbance to the residents, both from noise, litter and general disturbance.

5 Noise from fixed plant and machinery shall not exceed a level equivalent to 35 dB LA eq 5 Minutes as measured at a distance of 1 metre from any noise sensitive facade.

Reason: In the interests of residential amenity.

The determined plans are:- location plan dated 23-8-00

Your attention is drawn to the need to comply with the provisions of Section 4, 7, 8 and 8(a) of the Chronically Sick and Disabled Persons Act 1970, where appropriate, and to the Code of Practice for Access of the Disabled to Buildings (British Standard Institutions code of practice BS 5810:1979) or to Design Note 18 'Access for Disabled People to Educational Buildings', or to documents replacing such codes. Any work required which would alter the proposal hereby permitted may need a further application for planning permission.

Director of Housing and Planning Services
09 NOV 2000

H16/1047/00

D 10/11

D 22/11