

PLANNING AND LICENSING COMMITTEE
13 September 2023
ADDITIONAL PAGES UPDATE (*Published 12.09.2023*)

**AVAILABLE FOR PUBLIC INSPECTION UNDER THE PROVISIONS OF THE LOCAL
GOVERNMENT (ACCESS TO INFORMATION) ACT 1985**

ADDITIONAL REPRESENTATIONS ON AGENDA ITEMS : Page 24 - 33		
Agenda No:	Ref No:	Content:
9	22/04337/FUL (Berry Bank Main Road Oddington Moreton-In-Marsh)	<p>CASE OFFICER UPDATE:</p> <p>Following receipt of additional evidence and information, further discussions have taken place between the Case Officer and the Environmental and Regulatory Services Officers in relation to matters relating to noise. In response, additional and amended conditions have been proposed, and are as follows.</p> <p>Condition 2 of 22/04337/FUL has been updated to read (amendments in bold):</p> <p>2. The development shall be carried out in strict accordance with the Berrybank Park Noise Management Plan 2023 dated 30/01/2023 or its successor documents, including all of the recommendations contained within Sections 2 - 14. The Noise Management Plan should be maintained and shall not be altered without the prior written approval of the Local Planning Authority.</p> <p>Reason: To protect the amenity of the locality, especially for people living and/or working nearby, in accordance with Cotswold District Local Plan Policy EN15. It is important that the details are provided prior to the commencement of development so that the noise emanating from the site is controlled at all stages of development.</p> <p>Addition of Condition 9 to 22/04337/FUL:</p> <p>9. There shall be no more than six events each year which include the use of amplified music at the site, unless agreed otherwise in writing by the Local Planning Authority.</p> <p>Reason: To protect the amenity of the locality, especially for people living and/or working nearby, in accordance with Cotswold District Local Plan Policy EN15.</p>

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		<p>Addition of Condition 10 to 22/04337/FUL:</p> <p>10. The music and film noise level emitted from the site shall not at any noise sensitive premises exceed 55dB LAeq,15min.</p> <p>Reason: To protect the amenity of the locality, especially for people living and/or working nearby, in accordance with Cotswold District Local Plan Policy EN15.</p> <p>Addition of Condition 11 to 22/04337/FUL:</p> <p>11. The Berrybank Park Noise Management Plan 2023 dated 30/01/2023 as approved shall be updated annually in response to recorded complaints and identified inefficiencies. A revised Noise Management Plan, including a record of all complaints received, shall be submitted to the Local Planning Authority prior to 31st January each year and shall be determined within 28 days of receipt. The revised Noise Management Plan, shall then be implemented in strict accordance with the details approved each year.</p> <p>Reason: To protect the amenity of the locality, especially for people living and/or working nearby, in accordance with Cotswold District Local Plan Policy EN15. It is necessary to ensure that the Noise Management Plan is kept up to date and is flexible in order to ensure it remains effective for the lifetime of the use.</p> <p>Addition of Informative to 22/04337/FUL:</p> <p>2. The event organisers should look to notify the Local Planning Authority and all neighbouring dwellinghouses within a 300m radius of the site of each of the six amplified events to take place each year. It is encouraged that the notification is issued at least 7 days before the start of the event and should include details of at least one point of contact for an event manager at the site who will be available to handle complaints and concerns during the event.</p> <p>Additionally, five further letters of objection have been received, raising concerns of:</p> <p>i. Ownership of the land and validity of the application remains unresolved;</p> <p style="text-align: right;">Cont/.....</p>

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		<ul style="list-style-type: none"> ii. Have ERS reviewed the residents noise survey and noise complaints log? iii. The site is not sui generis, meaning unique; iv. The scale and design does not contribute positively to the character of the area; v. Failure to comply with Local Plan Policy EC10 a, b, c and d; vi. Failure to comply with Local Plan Policy EC5; vii. Hedging does not screen the site as suggested; viii. The pavilion is not a modest structure; ix. Impact on the tranquillity and character of the landscape; x. Overbearing effect on neighbours; xi. Impacts from noise, light and other disturbances; xii. Risk to highways safety owing to increased traffic leaving and arriving in short intervals; xiii. Further conditions are required should the application be permitted. xiv. Inaccuracies and omissions within the case officers report; xv. Revised Noise Report submitted by neighbour raising concerns with NMP
12	23/01233/FUL (Birdlip View Cirencester Road Birdlip)	CASE OFFICER UPDATE: Please see attached photographs showing the site from various viewpoints





View from the site looking towards the existing dwelling.



View from the site looking towards the street scene.



View from the site looking towards the existing dwelling.



View from the site looking towards the neighbouring dwelling



View from the neighbouring dwelling to the application site.



View from the application site towards the neighbouring dwelling.



Views from the street scene looking west.



Views from the street scene looking east.