



DPP One Ltd
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Development Services
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13th January 2014

Dear Sir/Madam,

**APPLICATION FOR VARIATION OF CONDITION 21 OF APPROVED PLANNING
APPLICATION REF: 2013/0494**

We are writing on behalf of our client, Litton Properties Ltd, who wish to apply to vary condition 21 of planning application reference: 2013/0494 at Former Market Street School approved on 14th June 2013.

Forming the application please find the following documents submitted:

- Application form
- Environmental Noise Impact Assessment prepared by Acoustic Design Technology.
- E-mail from Environmental Health Officer confirming that deliveries would be acceptable from 0500
- This cover letter

Additionally the application fee of £195 has been paid to Barnsley Council via telephone.

Condition 21 of the approved application states that deliveries shall only take place between 0700 & 2200 Monday to Saturday, we wish to see the delivery hours revised slightly so that deliveries are permitted between 0600 & 2200 Monday to Saturday.

An Environmental Noise Impact Assessment prepared by Acoustic Design Technology in March 2011 found that the noise from the service yard and delivery vehicles between 0500 and 2300 would be acceptable at the surrounding noise sensitive properties given the proposed acoustic screening.

Furthermore, an e-mail from Lucy Allen, an environmental health officer at Barnsley Council, to Keiron Dunn dated 24th May 2011 stated that the environmental health department was in agreement with the noise report and would look to condition the delivery hours between 0500 & 2300. The e-mail went on to state that the acoustic fence surrounding the service yard and the noise impact of any fixed plant would be equal to the background level (30dB(A)) at the nearest noise sensitive property.

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Concerns were raised over the impact of audible reversing alarms or vehicle mounted refrigeration units on the neighbouring properties to the site. However, Condition 24 of the approved application ref: 2013/0494 states that these shall not operate outside of 0700 & 2200 Monday to Saturday. Therefore any deliveries to the site between 0600 & 0700 would do so without using audible reversing alarms and therefore would not disturb the amenity of the local residents close to the site.

Therefore we propose that the condition be amended to a middle ground between the hours considered acceptable to the EHO and those on the approved application, namely that deliveries be permitted between 0600–2200 Monday to Saturday.

We trust that the information submitted is sufficient to validate the application, should you require any more information please do not hesitate to contact me.

Yours Faithfully

Jon Brier
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