Wiltshire Council

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Dear Sir/Madam

Discharge of Condition

Application No:	PL/2023/09570
Proposal:	Discharge of condition relating to Acoustic Report requirement for PL/2022/05692
Site Address	32 High Street, Melksham, Wilts, SN12 6LD
On Behalf of	Mr Andrew Turnbull

Thank you for your recent request to discharge conditions related to the above.

Unfortunately, we are unable to discharge condition 1 of application PL/2022/05692 following objections from the councils public protection team and for the following reasons.

The submitted noise assessment (by Acoustic Consultants Ltd dated 6/10/23) concludes that the internal overnight standards of BS8233:2014 are currently not being met and while the assessment recommends mitigation in respect of noise from road traffic and pedestrians from the western façade and beer garden noise from the east, the consultant was unable to fully assess the impact of noise from the Parsons Nose Public House which lies adjacent; specifically structural born noise, due to a lack of access to the Public House. Chapter 7 of the Noise Report states that this (structural born noise) is likely to contribute to the noise levels observed within the proposed dwelling and that further work would be needed to establish the nature and extent of any mitigation required to suitably address this.

Given that the purpose of the condition is to ensure a satisfactory standard of amenity for residents of the proposed residential unit and that the Public House is clearly going to be a source of noise as it is licensed for music until 2am, the councils public protection team cannot agree to discharge this condition as the structural born noise needs to be fully assessed.

Therefore it is considered insufficient information has been submitted to demonstrate that internal and external amenity standards in accordance with BS8233:2014 and WHO guidelines on community noise can be satisfactorily achieved in the development as required by condition 1.

Accordingly condition 1 of application PL/2022/05692 cannot be discharged.

Yours faithfully

Head of Development Management