
From: Pigott, Matthew (Avison Young - UK)
Sent: 05 April 2022 16:34
To: Claire Westwood
Cc: Charles, Aisosa; Charles, Aisosa; maplexresidentsenvironmentgrp@gmail.com; TRDC Appeals; Sturgess, Tim (Avison Young - UK); Clarke, Freddie (Avison Young - UK)
Subject: APP/P1940/W/21/3289305 - Draft Conditions 20 and 37

Good Afternoon Claire,

Following exchange of proofs on 29th March, we note that the Council has not provided a proof of evidence and has instead provided representations to the Inspector (CD6.3.1). These representations, along with the updated Statement of Common Ground (SoCG) (CD5.24), confirm that the only matters in dispute between the Council and the Appellant are draft conditions 20 (Noise Assessment) and 37 (Hours of Use/Operation). We welcome this updated position and the Council's engagement in the updated SoCG to clarify its position.

Notwithstanding this, the key issue in relation to each of these conditions is noise. As such, the Appellant is currently unclear as to what the evidential basis is for the Council's position, and how the use of conditions as proposed by the Appellant (CD5.23) would otherwise lead to the refusal of the scheme as a whole on the basis that condition 20 as currently drafted (and not agreed) and condition 37 in its entirety did not form part of officers' original recommendation to committee (CD3.1) .

We therefore request that the Council clarifies its position at the soonest opportunity on what evidence it intends to rely and ask that the Council also confirm that the Environmental Health Officer is present at the round table discussion at the Inquiry.

Many thanks,

Matthew Pigott

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