

**H. GROUNDS OF APPEAL**

If you have chosen the written representations procedure, your **FULL** grounds of appeal must be made, otherwise we will return the appeal form.

If you have requested a hearing or an inquiry, you do not have to provide your full grounds of appeal. You can provide only a brief outline of your grounds, but it must be sufficiently detailed and comprehensive enough to enable the LPA to prepare their case.

Refer to our booklet 'Making your planning appeal' for help.

Please continue on a separate sheet if necessary.

Do you intend to submit a planning obligation (a section 106 agreement or a unilateral undertaking) with this appeal?  YES  NO

With reference to the assessment:

point 12.4 - The council conservation officer feels that the proposed flue would be an incongruous design feature which would detract from the character and appearance of the area. The design matches in everything but size the existing drain pipes on the building and even then is not much larger. The chinese takeaway across the road has a much larger, more prominent and aesthetically displeasing extraction flue and that obviously obtained planning approval. I am also willing to accept conditions on the proposed extraction unit to the point of a simple filter extraction unit that terminates at the existing window (and therefore no flue) if that would be preferable. I feel a simple refusal here is harsh.

point 12.5 - The environmental health officer is not satisfied that the flue would be adequate in mitigating potential odour and noise nuisance. The application provided details of the proposed extraction units capabilities and decibel level (35db - equivalent to a loud whisper). The application stated that the only fumes being extracted would be what was produced by the occasional use of one fat fryer. We currently are in operation at a pub which is beneath a bed and breakfast and not once have we received complaints about noise or odour.

We are willing to comply to any conditions that may be set with regards opening times (it was recommended by ringwood police that a 22:30 closing time would be acceptable) and as such no noise or odour would be occurring after this time. With regard concerns about possible anti-social behaviour I again point to the chinese takeaway opposite which to my knowledge has no problems in that area and obviously obtained planning approval with what i assume were similar (and probably much more grand) than ours.