

Application ref: 2023/1371/P  
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Date: 3 August 2023

**Development Management**  
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SEBOUH Architects  
55 Salisbury Walk  
London  
N19 5DS  
United Kingdom

Dear Sir/Madam

## **DECISION**

Town and Country Planning Act 1990 (as amended)

### **Approval of Details Refused and Warning of Enforcement Action to be Taken**

Address:

**82 Camden High Street  
London  
NW1 0LT**

Proposal: Details of extract flue and plant installation in relation to condition 6 of 2022/3459/P, 14/10/2022; for, Minor Material Amendment (S73) to amend Condition 2 (Approved plans) of ref: 2021/3936/P dated 07/07/2022 for 'Retrospective application to change the use of the ground and basement unit from a mixed A1 (retail), A3 (cafe) and A4 (bar) Sui Generis use to Class E (b) and retention of air-conditioning unit on the rear at first floor level and a cooking extract grille at the rear.

Drawing Nos: Site Location Plan 01, Odour Impact Assessment (Report No. 202321058M1058C/2 Compliance for Buildings Ltd 13/03/2023), Noise Survey (Report No. 202321058M1058C/1/2 19/05/2023).

The Council has considered your application and decided to **refuse** planning permission for the following reason(s):

#### **Reason(s) for Refusal**

- 1 The submitted Noise Survey and Odour Impact Assessment fails to demonstrate that the installed plant complies with the requirements of condition 6 of application 2022/3459/P, resulting in noise and disturbance to the detriment of the residential amenities of adjoining occupiers. As such, the resulting associated harmful noise

and disturbance from the operational plant is contrary to policies A1 (Managing the impact of development) and A4 (Noise and vibration) of the London Borough of Camden Local Plan 2017.

Informative(s):

1 ENFORCEMENT ACTION TO BE TAKEN

The Borough Solicitor will be instructed to issue a notice referring to breaches of conditions. You should urgently take steps to comply with the conditions attached to the planning permission.

In dealing with the application, the Council has sought to work with the applicant in a positive and proactive way in accordance with paragraph 38 of the National Planning Policy Framework 2021.

You can find advice about your rights of appeal at:

<https://www.gov.uk/appeal-planning-decision>.

If you submit an appeal against this decision you are now eligible to use the new [submission form](#) (Before you start - Appeal a planning decision - GOV.UK).

Yours faithfully

A handwritten signature in black ink, appearing to read 'DPope', is written over a light blue rectangular background.

Daniel Pope  
Chief Planning Officer