

| Application No: | Consultees Name: | Consultees Addr: | Received: | Comment: | Response: |
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| 2015/6809/P | Dr Deirdre Stein | 14a Tavistock Place London | 21/02/2016 22:59:06 | COMMEM AIL | <p>Further to my conversation with the planning officer on Friday 8th January 2016 I am writing to make objections to the above application planning reference.</p> <p>My family lives in the basement flat of 14a Tavistock Place. Our bedroom is adjacent to the current vacant storage space and the wall of our bedroom is directly joining to the storage space wall.</p> <p>We wish you the local authority to take into consideration the following specific important information, which affects the health and well being of our family, specifically our son.</p> <p>DISABILITY DISCRIMINATION ACT OF 2010</p> <p>My 9-year-old son has Down Syndrome. He is disabled and has a number of complex health needs. He sleeps in our bedroom, which is adjacent to the proposed development. Ethan has poor sleep quality waking several times per night. He needs to sleep when he returns home from school at 3.30pm each day so that he has the stamina to lead as full a day as possible. Any noise ensuing from the proposed change of use would inhibit the 'peaceful enjoyment of his own home'.</p> <p>My son also has sensory processing difficulties and reacts badly to excessive loud noise. He is receiving regular occupational therapy intervention to monitor and treat this condition. Any changes to his home environment could potentially affect his health and well being in an extreme and adverse way. My son is entitled to the peaceful enjoyment of his surroundings and as per The Disability Discrimination and Equality Act 2010 it is expected that reasonable adjustments be made to:</p> <p>" the built environment.. that put a disabled person at substantial disadvantage"</p> <p>It is a legal requirements under the disability discrimination act that the planning officer regard this statutory piece of legislation and that the legal officer be consulted in order to be able to comply with the obligations under the disability discrimination act 2010.</p> <p>NOISE POLLUTION DURING CONSTRCUTION</p> <p>If the planning application goes ahead in accordance with the Disability Discrimination Act the local authority needs to "make reasonable adjustment" with regards to any major works. Any works need to be subject to a detailed and precise outline which has been agreed by all affected. Any noisy works would require soundproofing of the adjacent area during the work progress. They must not be at all at the weekend or after 5pm during weekdays. Nor should these works take place during public holiday periods.</p> <p>It is unacceptable to begin works before 9am. If works are excessively noisy my son will be unable to focus enough to go to school. His school life will be affected and his long-term health all be affected.</p> <p>As per The Equality Act 2010 it is the duty of the local authority to take positive steps to ensure that my son has access to his environment and that you show that measurable and reasonable adjustments</p> |

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have been incorporated into the work schedule for this proposed building work.

Having a disability with associated sensory processing difficulties presents with severe disadvantages and must be reflected in your approach to agreed policies, procedures, and practices.

NOISE VIBRATION AND POLLUTION ASSOCIATED WITH USAGE

If this space is changed into a dental practice the wall adjacent to our property must be sound proofed. The equipment used in the practice must be of the highest quality in terms of noise pollution. Compressors to power the equipment are large machines. Any plans to install a compressor must take into account our living circumstances and be put in the back of the building. The compressor must also be to the highest specification and the least noisy model available on the market regardless of cost.

The proposed planning application does not include evening hours. At present the current practice operate on Thursday evenings and Saturdays. Evening work must not be permitted due to the potential disturbance of our living space.

There has not been sufficient time given the holiday period to respond to the application. Nor has there been as yet any notification on community lampposts to inform the local community of any planning application.

STRUCTURAL DAMAGE

Tamar House is a listed building. Basement works and excavation have the potential to undermine the fabric of the buildings.

The fabric of Tamar House is such that when drills and similar tools are used in one part of the building the sound carries through the whole building. This is not a solidly built Victorian brick house and there is also the issue of

VIBRATION

We regard as a serious hazard for Tamar House. Occasion without any building work.

AIR CONDITIONING NOISE

This is another issue that threatens to disturb both buildings.

FUTURE USE

We are concerned that whilst this refurbishment is for a dental practice how could it be used in the

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| | | | | | future? There is already a cafe in a basement on Tavistock Place which could provide precedent for, say, a wine bar or similar establishment with evening activity and associated comings and goings late in the evening. |

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| 2015/6809/P | Dr Deirdre Stein | 14a Tavistock Place London | 21/02/2016 22:59:28 | COMMEM AIL | |
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