

From: Andrew Smith
Sent: 18 October 2017 20:14
To: Young, Tony
Cc: Carol Bowen
Subject: Follow On for 2017/5155/P Kua Aina 40 Goodge Street

Dear Tony,

Thank you for calling back today and discussing our concerns.

As I understand as a summary of the points we discussed:

- 1.The triple filtration system for flue cannot be taken into consideration as this was not one of the original requirements and not the focus of the environmental issues.
- 2.The functioning of the condenser units, ie noise operation and need for 24/7 can be considered as part of this application.
3. The hours in relation to licensed operation and noise can be considered.

In reverse order, comment and clarification. This will form our objection to the application:

3. The noise from the extractor flue is improved but it is still noticeable above other air conditioning units on this side of rear courtyard of Goodge Street, Scala Street and Charlotte Street. The application cover letter is misleading to state all noise conditions have now been discharged. The noise issues have lessened but have not gone entirely.

At the moment, the extractor flue is operating until 11.30 to 11.45pm each evening; in no way does it ever get switched off at 10pm and therefore the timer switch although installed, is not in operation.

The application also lists restaurants in the area but only one is in our neighbourhood part of Goodge Street, Mondello, that is next door to us on the other side. There is no noise from this restaurant beyond 10.30pm and they do not have, or have had for the past 19 years, any noticeable extraction equipment in use. (Icco is across the junction below the mosque).

The other restaurants are on Tottenham Court Road and Newman Street (!) and are not comparable with the close proximity of permanent residential in this part of Goodge Street, Indeed the issue has been raised with the applicant Ed Bardos, by myself as to why they are located in the current premises and the suitability of other locations in the area for the type of cooking (ie burning grill fats) they use.

2. The application does not say if the condenser units are to be new or in place now or what the arrangements are for cooling that function at the moment? Are these new units? If so what is the noise calculation from them; is this the air conditioning unit noise/hum that is very intense in this part of the courtyard during the day. If it is, it would unacceptable for these to operate at night. What other restaurants have 24/7 cooling systems and what are the alternatives? How do they operate now and in the past two years?

1. Fumes and smoke/ triple filtration system. We have consistently raised this from the outset and although environmental health focused on the noise issue (probably correctly), the fumes and smoke from burning lard remain.

The email thread raising this issue is attached at the end of the letter here (appendix A).

Furthermore, earlier this year London Fire Brigade attended with two engines and ladder to the roof and entered our building closing the street for 90 minutes (and at what cost?). The fire officers said a letter would be written (statutory procedure) and this must have gone to the Council somewhere. Interestingly, they said a similar problem had existed with the other KA premises in Soho. This is evidence that smoke emanates from the flue on the roof and it can be seen clearly intermittently back and front and whilst people are walking up and down the street at lunchtimes etc. Obviously these fumes come in our front windows. It must be the Council's responsibility to address this issue surely?

Thank you again for the conversation. If any other points come up with Carol or other residents I will forward on.

Kind Regards,

Andrew and Carol

appendix A:

----- Forwarded message -----

From: Fleming, Janice [REDACTED]

[REDACTED]

Sent: Monday, 27 February 2017, 10:14:13 GMT

Subject: RE: FW: 2015/3833/P - 40 Goodge Street (Kua Aina)

Dear Carol and Andrew

I am currently awaiting confirmation on what filter system has been installed. Once I have this information I will get back to you.

I can confirm also that I have been regularly monitoring Goodge Street for any evidence of a nuisance from fumes and odours from Kua Aina. I was last outside the restaurant on the 16 February at lunchtime.

I have not witnessed any fumes, odours or smoke in that area that was likely to be strong enough to filter through to properties in that area.

If you state that you are still being affected by problems, I think it is best for my colleague and I to visit you when you think would be the best time to catch the odours etc.

Please let me know your availability from 1 March, giving me several dates and times. We can then make a mutually agreeable time to visit.

Please note I am on leave this week and unlikely to pick up any further emails.

I look forward to hearing from you.

Regards

Janice

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Janice Fleming
Environmental Health Technical Officer

Telephone: 020 7974 6043



From: Carol Bowen [mailto: [REDACTED]]
Sent: 17 February 2017 14:35
To: Harrison, Adam (Councillor); Andrew Smith; Fleming, Janice; Sheehy, John; [REDACTED] Young, Tony
Cc: [REDACTED]
Subject: Re: FW: 2015/3833/P - 40 Goodge Street (Kua Aina)

Dear Janice,

I was at home for lunch today and as the weather is so good opened the windows to get some fresh air in - from 1.00 pm however, thick clouds of smoke and greasy cooking odours blew straight into the front bedroom windows and I had to immediately close the windows to block out the fumes that were affecting my breathing - the thick smoke was clearly visible blowing down Goodge Street.

It is therefore clear that if the triple filter system has been installed - although we have still not had any evidence to show this is the case - it is no longer working. Could you please therefore make sure that something will be done to stop this intrusive pollution that is severely affecting us, as the warmer weather is coming and we would like to be able to open our windows.

Thank you

Best wishes,

Carol and Andrew

From: Carol Bowen [REDACTED]
To: "Harrison, Adam (Councillor)" [REDACTED] Andrew Smith [REDACTED]
"Fleming, Janice" [REDACTED]
"Sheehy, John" [REDACTED]
"Young, Tony" [REDACTED]
Cc: [REDACTED]

Sent: Thursday, 2 February 2017, 18:36
Subject: Re: FW: 2015/3833/P - 40 Goodge Street (Kua Aina)

Dear Janice,

Following on from our previous correspondence, although we have not noticed any significant odours and smoke in our flat recently, we have had the windows closed due to the cold weather, and are wondering if the filters have been installed to stop future nuisance.

Our neighbour Radost Vatcheva in flat 1 on the first floor however has said that she is now experiencing odours in her front bedroom even with the window closed and has been using a filter to try and clear the smell, which is not working. She has asked if you could therefore arrange a visit to her flat to investigate what is happening as this was not a serious issue for her before. I have copied her into this email but she said you can also call her on the following number 07920 464194.

Best wishes,

Carol and Andrew

From: "Harrison, Adam (Councillor)" [redacted]
To: Andrew Smith [redacted] "Fleming, Janice"
[redacted] Carol Bowen [redacted] "Sheehy, John"
[redacted] "Young, Tony"
Sent: Tuesday, 8 November 2016, 16:18
Subject: Re: FW: 2015/3833/P - 40 Goodge Street (Kua Aina)

Dear Janice

Are you able to confirm if the triple filter system is being installed?

Thanks

Adam

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From: Andrew Smith
Sent: Tuesday, 25 October, 14:01
Subject: Re: FW: 2015/3833/P - 40 Goodge Street (Kua Aina)

To: Fleming, Janice, Carol Bowen, Sheehy, John, Harrison, Adam (Councillor), [REDACTED]
Young, Tony

Dear Janice and Planning Colleagues,

Following the installation of a screen that comes just above Flat b's garden roof line, we wish to inform that the noise situation has improved at the rear of our flats. Whilst there is a high level of air conditioning units that reverberate around the enclosed spaces, the specific issue of the noise from the restaurant system is much improved.

The remaining issue remains the smoke and fumes from the chimney that is now installed toward the street frontage and prohibits the front windows for all flats (a to d) being opened. On Friday lunchtime and Sunday lunchtime there was excessive smoke in and around Goodge Street and because of the close proximity of the windows the duct exit on the roof, the intensity of fumes is above an acceptable limit (ie we cannot open the windows).

You mentioned that a triple filter system should be installed. Please can we confirm if this has been done given the nature of the restaurant operation?

Kind Regards,

Andrew and Carol

flat c