

NOTICE OF PLANNING PERMISSION

Town and Country Planning Act 1990 Town and Country Planning (Development Management Procedure) (England) Order 2015

To:

Mr Lewis MacLeod
25 Oak Lane
Manchester
M45 8FT

PART 1 - Particulars of Application

Application Number: 69337

Date of Registration: 22/02/2023

Proposal:

Variation of condition no. 1 (opening hours) of 82 Bury Old Road, Whitefield, Manchester, prior approval 67061 to amend the opening hours from 07.00 to 16.00 (Mon-Fri) and 09.00 to 16.00 (Sat-Sun) to 08.00 to 23.00 (Mon-Fri) and 09.00 to 23.00 (Sat-Sun)

Location:

M45 6TQ

PART 2 - Particulars of Decision

Bury Metropolitan Borough Council hereby give notice in pursuance of the provisions of the Town and Country Planning Act 1990 that permission has been **GRANTED** for the carrying out of the development referred to in Part 1 hereof in accordance with the application and plans submitted subject to the following conditions:-

- 1 The cafe/ restaurant use hereby permitted shall not be open to customers outside the following times:

07:00 - 21:00 hours Monday to Saturday, and,
09.00 to 16.00 on Sundays and public holidays

Reason. To safeguard the amenities of the occupiers of nearby residential accommodation pursuant to Policy S2/6 – Food and Drink of the Bury Unitary Development Plan.

- 2 Fumes, vapours and odours shall be extracted and discharged from the premises in accordance with the scheme submitted to the Local Planning Authority on 09/09/2021.

Reason. In the interests of amenity pursuant to Policy S2/6 – Food and Drink of the Bury Unitary Development Plan.

- 3 The revised bin storage facilities located clear of the unadopted rear access indicated on the approved plans shall be implemented to the satisfaction of the Local Planning Authority prior to the use hereby approved commencing and shall thereafter be maintained.

Reason. To ensure adequate provision for the storage and disposal of refuse.

- 4 The outside seating area hereby approved shall not be used other than between:
10:00 hours - 19:00 hours Monday to Saturday, and,
10:00 hours - 16:00 hours Sundays and Public Holidays.

Reason: To limit the potential for noise generation during unsocial hours and to prevent nuisance arising in order to safeguard the amenity of the occupiers of surrounding residential properties in accordance with the requirements of Policies S2/6 - 'Food and Drink', and EN7/2 - 'Noise Pollution', of the Bury Unitary Development Plan and the National Planning Policy Framework.

The following policies of the Bury Unitary Development Plan, National and Regional Government were considered relevant:

S1/4 S1/4 - Local Shopping Centres
S2/6 S2/6 - Food and Drink
EN7/2 EN7/2 - Noise Pollution
HT2/4 HT2/4 - Car Parking and New Development
NPPF National Planning Policy Framework

This decision relates only to the Town and Country Planning Acts and does not include any consent or approval under any other enactment or under the Building Regulations. Any other consent or approval which is necessary must be obtained from the appropriate authority.

Applicant Plan Numbers:

NOTES TO APPLICANT

Not Applicable

Signed:



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On behalf of the Council

Date of Decision: 28/06/2023