Ellie Jones

From: Sharon Holman
Sent: 26 March 2025 07:56
To: planning_comments
Subject: FW: P/2025/0244 - Land to South West of OLD BLACK HORSE PUBLIC HOUSE, HIGH STREET, RHOSTYLLEN, WREXHAM, LL14 4AG

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public protection response for arcus please

From: Graham Aveyard <Graham.Aveyard@wrexham.gov.uk>
Sent: 25 March 2025 10:10 PM
To: Sharon Holman <Sharon.Holman@wrexham.gov.uk>
Cc: Paul Campini <Paul.Campini@wrexham.gov.uk>; Wayne Hughes <Wayne.Hughes@wrexham.gov.uk>
Subject: P/2025/0244 - Land to South West of OLD BLACK HORSE PUBLIC HOUSE, HIGH STREET, RHOSTYLLEN, WREXHAM, LL14 4AG

The noise report supplied with the application is very limited in its scope and detail. It cannot be considered as a suitable report in the context of this application.

There is no reference, nor consideration for any noise sources other than people in the garden area. It dismisses potential noise from either the Live or Recorded Music currently permitted under the licence until midnight Sunday to Thursday or 1am Friday and Saturday. There was a single complaint from a resident regarding loud music noise however this was some time ago. It is not known whether regular live music is currently provided at the premises, however they do hold a licence to provide this and therefore this matter should be taken into account. If they are not providing live music currently this doesn't preclude them resuming at a later time.

Issues of concern

National Planning Policy Framework (England) [NPPF] is not applicable in Wales. Planning Policy Wales (PPW) (2024) sets out the land use planning policies of the Welsh Government. It is supplemented by a series of Technical Advice Notes (TANs), Welsh Government Circulars, and policy clarification letters, which together with PPW provide the national planning policy framework for Wales. PPW, the TANs1, MTANs2 and policy clarification letters3 comprise national planning policy.

Patron noise in garden is identified as critical noise exposure however the report suggests that the noise monitoring occurred between January and March this year. Clearly the greatest impact of noise (and therefore assessment either by measurement or calculation) should be when the beer garden is in use.

No assessment of Live or Recorded Music in Noise although the pub has 00:00hrs licence Sun - Thursday and 01:00 Friday and Sat. No consideration of low freq (Bass) music frequencies which are dominant and can penetrate into adjoining property easily.

The consultant predict a 10 dB attenuation for a barrier. Noise barriers are most effective when they are very tall, or contain significant mass (brick or very heavy timber). There is no justification why this figure has been used. This assumes the greatest attenuation performance likely to be achieved for the most effective barrier. Unless the barrier is very tall the maximum achievable attenuation would be 5dB and most likely less than this in this situation. If the consultants can provide evidence of the design of any such barrier we will consider whether this is an appropriate approach.

No consideration for car park noise (banging car doors or shouting). One of the greatest noise sources from licence premises can be from patrons, particularly on leaving the premises late at night. No assessment of potential impact from this noise source has been included. I note that the car park is

effectively next to the bedroom 1 of the proposed single story dwelling. This must be considered prior to any determination of the application.

Graham Aveyard
Swyddog Arbenigol Gwarchod y Cyhoedd (Iechyd yr Amgylchedd) / Specialist Public Protection Officer (Environmental Health)

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