

## Appendix 2

### DEVELOPMENT CONTROL COMMITTEE – 11 September 2008

#### (ADDITIONAL INFORMATION)

	App. No	Site and Description	RESULTS
6.	P08/0865	<p><b>Change of Use from Public House to A3 Indian Restaurant, 56 Crewe Road Nantwich for Mr Sirajul Islam</b></p> <p><b>UPDATES:</b>  The application has been submitted on the incorrect ownership certificate. The agent has confirmed verbally that a new certificate will be issued with notice served on the owner. It is recommended that the Committee determine the application based on the comments below and Head of Planning (Development Control) be authorised to consider any representations received as a result of the new ownership certificate and to grant planning permission following the signing of a Section 106 agreement in accordance with the following text and conditions of the committee report.</p> <p>As stated in the officer's report, planning permission was granted in July 2008 for 9 apartments and change of use of the public house to a dwelling (P08/0498). Discussions have taken place with Legal Services regarding the possible conflict of uses should the apartments be constructed and the public house not be converted to a single dwelling. The recommendation in the officer's report is that a condition be attached to any permission for the retention of the car parking. This would in effect stop the apartments being constructed because they are sited on the car park. However there are concerns that if the development of the apartments commences and for some reason is not completed and the Cheshire Cheese is then converted with its kitchen extension to a restaurant this could remove the parking for the new restaurant. It is therefore recommended that prior to the issue of planning permission, a Section 106 agreement is completed to confirm that in the event the permission for the extensions is implemented the applicant will at no time allow the construction of the apartments to take place. Conversely if the permission</p>	<p><b>Delegated authority to approve as per updates and completion of Section 106 Agree</b></p>

		for the apartments is implemented then the applicant will not use the building as a restaurant.	
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