

19th October 2021

**Tribunal ta' Revizjoni
tal-Ambjent u l-Ippjanar
Floriana**



Nru. ta' l-Applikazzjoni: PA/1710/21

Lokazzjoni: Garage 10, Triq is-Sienja, Qormi

Proposta: Change of use from public service garage to public service garage and valet car wash (by hand) garage (Class 5A) for one car only.

Ref. Taghna:

Ref. Tribunal:

Joseph Falzon Fava

vs

L-Awtorita' ta' l-Ippjanar u Jonathan Pisani

The Appellant Joseph Falzon respectfully submits:-

- I) The appellant is the owner of property overlying the garage in question.
- II) Applicant submitted this application, and which application was approved by the Commission, contrary to the recommendation of the case officer. The decision was published on the 22nd September 2021.

With respect, the appellant feels aggrieved by the decision of the Authority and is hereby submitting this appeal.

Together with the application for appeal, appellant submits:-

- o Proof of payment
- o Decision notice

The appellant submits;

1. The site in question is in an area that is designated as a residential area, where the proposed use is not acceptable.
2. The area in question does not have any similar uses in its immediate vicinity, and there are no similar uses in the vicinity.
3. A previous application on the site to convert same into a social club was refused by the Authority on the basis of the above;
4. The uses indicated by the applicant to justify this use are completely irrelevant and can under no circumstance justify the proposed new use.
5. The said use is not an amenity to the area and is simply a service that can and should be offered from properly designated sites in different areas.

On the basis of the above, the appellants request that the Tribunal whilst accepting the appeal of the appellants, annuls the decision taken by the Authority and issues the relative refusal notice.



Avukat Ian Stafrace

Witnesses:

Appellant, its consultants and consultees of the Authority to testify on the merits of the case.