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ENVIRONMENT AND PLANNING
REVIEW TRIBUNAL



Tribunal Ta' Revizzjoni Tal-Ambjent u L-Ippjanar

Applikazzjoni Nru PA 2064-21

APPLICATION No. PA/02064/21

Applicant: Ms Angela Mallia

Proposal: To propose 2 discharge points along the facades for the discharge of clean/filtered air and removal of illegal discharge point at roof level. Sanctioning of planters along a pedestrian area and also the fixing of a sign and retractable awnings from that approved by way of PA0084/13. Signs, outdoor a/c units and screening are being removed. **Location:** OZ Sofra Kebab Restaurant, Triq Il-Kostituzzjoni c/w, Triq il-Kurat Schembri, Mosta

Representations: A representation document 97b (identical to doc. 96b) in the form of a report prepared by an engineer and engaged by a third party was submitted on 20.09.21 arguing that there shall not be two discharge points, one located in Triq il-Kostituzzjoni, and the other located in Triq il-Kurat Schembri. These proposed discharge points are shown to be within 1.75m and 1.15m of the adjacent third party properties respectively. Therefore, the risk of odours impacting the closest sensitive receptors is very high.

SUMMARY OF ISSUES **The 2 discharge points from the kitchen extraction system run counter to DC 2015 Policy P53.**

PROPOSAL This full development application seeks permission to propose 2 discharge points along the facades for the discharge of clean/filtered air and removal of discharge point at roof level, to sanctioning planters and the fixing of a sign and retractable awnings and to remove signs, outdoor a/c units and related screening.

1 The proposed extraction system, with 2 discharged points on the facades of the premises, runs counter to the provisions of Policy P53 Chimneys/flues, Fume extraction of the Development Control Design Policy, Guidance and Standards 2015 which specifies that filtered or unfiltered kitchen extract points will not discharge to or terminate in a shaft, yard or any elevator which serves residential properties. The height of the flue will be 3 meters above the highest roof of any building within a radius of 25 meters.



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List Of Documents:

Decision Notice & approved Plan

Receipt Of Payment of Appeal

Lista ta' Xhieda :

Il-partijiet ghal-konferma tal-fatti;

Ix-xhieda kollha indikati mill-partijiet ghall-kontro ezami jew ezami taghom skond il-kaz, ghal-konferma tal-fatti;

Ufficjali, dirigenti u impjegati prezenti, passata u future fl-awtorita tal-Ippjanar ghall-konferma tal-fatti;

Ufficjali, dirigenti u impjegati prezenti, passata u future ta' Entitajiet ohra li kienuninvoltiuti f' dan il-kaz, ghall-konferma tal-fatti inkluz Sanita, Transport Malta, Lands, ERA, Dipartimentvtal-Protezzjoni Civili, Regolatur tas-Servizzi tal-Energija u l-Ilma (REWS), OHSA, Kummissarju tal-Pukizija u Kunsill Lokali tal-Mosta.

Perit Chris Grech