

P & J Siddall



7th September 2011

c/o Louis Krog

Senior Licensing Officer
Public Protection
Cheltenham Borough Council
Municipal Offices

Dear Mr Krog,

Objection to licence application for 252 Old Bath Road, New Bath Road Market.

We are writing to object to the granting of the above application. We live in Langdon Road, next to the market.

The market has traded for its first day and we note a temporary licence was granted for this event.

Langdon Road is the start of the residential area of Leckhampton and on the edge of the conservation area. The first days market has already been disruptive with both traders and customers illegally parking, including over the corner of the drop curb crossing at the corner of Langdon Road and Bath Road. Also, the open rear of the property has been used for the first time, previously used for plants and this had an impact on general noise levels. The fencing at the rear is above waist height, wire mesh, which has no sound reduction.

We would like the application to be objected for the following specific additional reasons:

The following issues relate to Recorded/Live Music and the Sale of Alcohol:

Noise/Disturbance:

- The building is of a greenhouse type structure and would not have sufficient noise reduction to be heard outside.
- The open back is adjacent and very close to the neighbouring houses in an otherwise very quiet road.
- Further noise will have a direct impact on our quality of life and enjoyment, particularly at weekends.

Health & Safety:

- Space is limited as the plans show and activities which would cause people to group may be unsafe.
- Any activities which encourage people to group or congregate at specific times would have impact on this location, which is limited in size and is a quiet residential road.

After the first market there were problems with traffic which Paul attempted to discuss with market owner. He was combative rather than receptive and we feel that this would be a hindrance to resolving any issues if a licence was granted.

Yours sincerely,



J & P Siddall



Part 2

LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

On completion this form and any additional sheets or other accompanying documentation should be returned to; The Licensing Team, Public Protection Division, Cheltenham Borough Council, PO Box 12, Municipal Offices, Promenade, Cheltenham, Glos. GL50 1PP.
e mail: licensing@cheltenham.gov.uk

Please indicate in which capacity you are making this representation by ticking a box below;

- A person living in the vicinity of the premises
- A body representing a person in the vicinity of the premises
- A person involved in a business in the vicinity of the premises
- A body representing a business in the vicinity of the premises

Contact Details (of person completing form)

Name:	JULIA CHANDLER
Name of the organisation/body/person you represent. (If appropriate)	
Your full postal address or that of the organisation or body you represent	
Post Code	
Daytime Contact telephone number	
Email address – If you would prefer to correspond via email, please enter your email address. (optional).	

Details of person/body making representation (if different from above)

Name of the organisation/body/person you represent. (If appropriate)	
Full postal address or that of the organisation or body you represent	
Post Code	
Daytime Contact telephone number	
Email address – If you would prefer to correspond via email, please enter your email address. (optional).	

Part 2 Continued

Premises/Club Details

Name of premises/club you are making representation about:	BATH ROAD MARKET LTD
Name of Applicant for Licence (if known)	NOT KNOWN
Postal Address:	252 BATH ROAD
Post code:	GL53 7NB

What are you making representation about?

Please indicate which part of the licence/certificate application you are making a representation about
(eg crime, disorder, noise, disturbance etc)
THE SALE AND SUPPLY OF ALCOHOL, THE LIVE MUSIC LICENCE

Which of the Licensing Objectives does your representation refer to?

(Note: Your representation must relate to one or more of the four Licensing objectives. Please indicate the objective(s) your representation relates to.)

Licensing Objective	Please tick for Yes	Licensing Objective	Please tick for yes
The prevention of crime and disorder	✓	Public safety	✓
The prevention of Public nuisance	✓	The protection of children from harm	

Information on the Licensing Act 2003 and the Act's objectives is available from the Department of Media, Culture and Sport and on their website at www.culture.gov.uk.

Please indicate the distance (in metres) between your address and the premises subject of your representation:	NO MORE THAN 5 METRES
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Part 2 continued

What are your concerns?

**Please provide full details of your concerns regarding the application and include or enclose with the form any evidence you may have in support of it.
(Please continue on a separate sheet if necessary)**

I wish to object to the Granting of a Licence for sale and supply of alcohol and live music to Bath Road Market on the following grounds.
The main market building is essentially a greenhouse constructed mainly of glass with a plastic roof. The other half of the premises is open air. The market is situated on the edge of a shopping area and is surrounded by residential properties. It is difficult to see how noise commonly related to music/alcohol consumption can be contained in this environment. The Public Houses in the area have restrictions in place meaning that windows and doors must be kept shut to minimise any noise pollution, however, this would not be possible in this case due to the construction of the building and the open air nature of the premises.
The opening times are until 6pm Mon, Tues, Weds, Sun and until 8pm Thurs, Fri and Sat. Granting a licence would have a serious impact on the peace and quiet of the adjoining residential area where residents would not be able to open windows or enjoy their gardens, particularly at weekends.
There is mention in the notice of holding 'plays'. I assume this means that there would be activities which would cause people to congregate together. This combined with the sale of alcohol could lead to disturbances which are already not uncommon due to the number of public houses in the vicinity.
The market has only been open for 2 days and already there have been incidents with illegal parking and obstruction of pedestrian crossings.

**Please use the box to suggest any suitable conditions that if agreed in advance of a hearing by the applicant would allow you to withdraw your representation or that the committee could add to the licence (if granted) that would remedy your concern. You may also use this box to enter details of any other matters not commented elsewhere relating to your representation that you would like the committee to take into account.
(Please continue on a separate sheet if necessary)**

[Empty box for conditions and other matters]

Signature: [Empty box]

Capacity: [Empty box]

Date: 8.9.11

Dear Sir/Madam,

As a resident of long standing resident Of Langdon Road, Cheltenham [the one that runs down the side of the proposed new market site], I am emailing to express some concerns I have.

1 – Parking is already a huge problem in this area for residents as you know. When Robert Young’s was in operation, it was most of the time impossible to park within the road I live due to staff from the shop and the general public, who were not willing to pay to park in the public car park on the Bath Road, choosing to park in this residential road. This had a big impact on my life and that of my neighbours, many of which are elderly with mobility problems or have young families. This brings into consideration the Public Safety and Protection of Children From Harm issues. The new market with up to 40 traders loading and unloading their vehicles on a daily basis is going to have a huge impact on parking for residents again [just when things had started to improve for us]. Traders and the general public will once again use my road as a public car park.

2 – Noise will become an issue I’m sure. This brings in The Prevention of Public Nuisance. Why should we have our lives affected by traders loading and unloading at all hours of the day, and as for the music licence, I strongly oppose this as I do not want to live at a pop concert or festival site thank you. My neighbours of all ages feel the same. Initially the license is only till p.m. I think, but how long will it be before extensions to those licensing hours are applied for?

3 – Crime and anti social behaviour is unfortunately on the increase in this area, especially since the local police station on the Leckhampton Road has been forced to close. This raises the issues of Public Safety, The Prevention of Crime and Disorder, The Protection of Children from Harm and The Prevention of Public Nuisance. The potential problems of people in a jovial mood carrying out random acts of crime and vandalism is not appealing.

I am sorry if I sound very negative about the proposed plans, but I have the well being of both myself and my neighbours to consider. It is with these thoughts that i wish to clarify that i object to the licence applied for concerning the allowing of Alcohol/Live Music/Recorded Music and Market on the old Robert Young’s site, Bath Road, Leckhampton, Cheltenham.

Yours sincerely,

Claire Janes, resident of Langdon Road.
CLAIRE JANES

Dear Sirs/Madam

It has recently come to my attention that the old Robert Young site on Leckhampton Rd. will be turned into a Market of some description and has now submitted plans for Alcohol plus Live & Recorded Music to be used and played here.

What kind of market is that? People selling their wares and crafts is one thing but introducing alcohol & music I fear will cause major disruption and inconvenience to local residents, especially in the Langdon Rd. area. There is already a Pub directly across the street from these premises plus another one only a few doors down from this site as well.

Furthermore, aside from the impact of deliveries being made to the trade stalls, the Parking in Langdon Rd., which is already difficult from people shopping in the Bath Rd., will become impossible for residents now both day & night. Plus the addition of undoubtedly rowdy behavior and litter/bottles will be a major source of concern, especially in these times.

As there is a large outdoor section to these premises which back onto Langdon Rd. the people at the lower end of the street will be put into an impossible position having to contend with the noise as well as the potential mess to a street which at the moment is a lovely quiet residential street.

I realize that this site has to be used and occupied but surely it should be taking into consideration of its position and how it will affect the local residents. Therefore, I Strongly object to the use of Alcohol & Music of any type being played here.

Your sincerely
Dennis Goodman

Dear Sir/Madam

I am contacting you to express my objections regarding the proposed licence for the new Bath Road market.

Why is a licence for alcohol needed for these premises when within close proximity there are 4 pubs (Norwood Arms, The Brown Jug, The Five Alls and The Exmouth) as well as 2 supermarkets (Sainsburys and the Co-operative) as well as a Bargain Booze which surely is more than enough in this limited area? We already have seen the effects of people becoming inebriated and carrying out random acts of vandalism, in fact, only last week the window of a car outside my house was smashed for no apparent reason. This brings in concerns regarding the issues of Public Safety, The Prevention of Crime and Disorder, The Protection of Children from Harm and The Prevention of Public Nuisance. Crime and antisocial behaviour is already on the increase and we have unfortunately have had the enforced closure of the police station in Leckhampton Road recently.

I have been a resident in Langdon Road for over 24 years and have seen problems with parking increasing over time in this residential area. This new market with up to 40 traders loading and unloading their vehicles 7 days a week will have an enormous impact on parking for residents yet again as things had become easier since Robert Young had closed as their staff and the public used the road for parking as they were unwilling to pay to use the public car park therefore making it very difficult for us to park within our road. My neighbours' ages are very variable from the elderly with mobility issues to very young children and this brings to mind the Public Safety and Protection of Children From Harm issues bearing in mind that children also use this road to access their way to and from the local school and play outside.

I am extremely concerned regarding the noise levels. Not only are we going to have our lives affected by the impact of noise from traders loading and unloading their vehicles but also from the proposal for a music licence. Why do we have to contend with this as surely we should be able to sit in our gardens without being forced to listen to music (live or recorded) or to live plays, where does this leave my Human Rights? I do not wish to live at an open air concert/festival venue. The noise will bring in issues of the Prevention of Public Nuisance. The licence is initially proposed until 20.00hours but how long will it be before an application is made for an extension to these hours?

Many of my neighbours, young and old, have raised their concerns to me over this issues.

I would like to clarify to you that I strongly object to the application for having Alcohol, Live Music, Recorded Music at the new Bath Road Market.

Yours faithfully

Mrs Linda Lewis



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- A body representing a person in the vicinity of the premises
- A person involved in a business in the vicinity of the premises
- A body representing a business in the vicinity of the premises

<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

Contact details (of person completing form)

Name:	Mrs T SANDERS
Name of the organisation/body/person you represent. (If appropriate)	
Your full Postal Address or that of the organisation or body you represent	
Post Code	
Daytime contact telephone number	
Email address - If you would prefer to correspond via email, please enter your email address. (optional).	

Details of person/body making representation (if different from above)

Name of the person/organisation/body. (as appropriate)	AS ABOVE
Full Postal Address of the person/organisation or body making representation	
Post Code	
Daytime contact telephone number	
Email address - If they would prefer to correspond via email, please enter their email address. (optional).	

Part 2 continued

What are your concerns?

Please provide full details of your concerns regarding the application and include or enclose with the form any evidence you may have in support of it.
(Please continue on a separate sheet if necessary)

I understand from the telephone call to your office that the market will be open until 8 o'clock at night including Saturday and Sunday.
There are already "Music Evenings" through the evening in the area i.e. Harvested Mums.
So have conflicting "MUSIC" opposite would be excessive and too intrusive to the peace of mind when trying to settle young children & babies for the night, let alone the congregation of alcohol drinkers - looking for a toilet or gateway. (as has happened)

Please use the box below to suggest any suitable conditions that if agreed in advance of a hearing by the applicant would allow you to withdraw your representation or that the committee could add to the licence (if granted) that would remedy your concern. You may also use this box to enter details of any other matters not commented on elsewhere relating to your representation that you would like the committee to take into account.

(Please continue on a separate sheet if necessary)

noise to stop earlier and free toilets on site.
with a refreshment or sitting area.

Signature:

Capacity:

Date:

 20/8/2011

To: Cooper, Phil

Cc: 'Simon Tanner-Tremaine'

Subject: RE: Representation From - Bath Street Market

Thank you for getting back to me so quickly Phil. I hope this isn't too late. However I wasn't able to write in the pdf document that Louis had originally attached so I have outlined the basis of my representation below in the hope that this will be sufficient. I'm more than happy to complete something/sign something tomorrow if this is necessary.

I am making a representation about noise and public disorder at the new Bath Street Market

We live at The market is visible from our first floor windows.

What are your concerns?

My concerns regarding this application are that, if granted, the license may at some point in the future be used to put on frequent live entertainment and alcoholic drink being regularly served on the premises until late into the evening, to all intents and purposes a pub. This could generate much noise and potential anti-social behaviour along our street, particularly given the open-air nature of the premises at the back of the building. It could also generate problems of litter and all the associated anti-social behaviour that comes with a licensed venue.

Suggested suitable conditions that if agreed in advance of a hearing by the applicant would allow you to withdraw your representation or that the committee etc

I understand that the applicants are planning limited purchase of alcohol and occasional live events and I think this is fine. My concern is that the license, once granted, could be used to set up something on a much bigger scale at a later date. Perhaps the license could be granted on the basis of the terms within the applicant's letter, currently posted on the doors of the premises? Any change to these terms would need permission from the council. Is this feasible?

Overall I think the market is a nice idea and understand that they would need a license to sell things like local cider on stalls and serve mulled wine at Christmas markets for example and that they would play recorded music and have occasional live music events. However the license itself grants permission for much more than this and once the license is granted there would be nothing we could do to prevent the premises turning into a live music pub every day of the week until late into the evening.

My apologies for such a late application. I hope it isn't too late.

Very many thanks,

Claire Tanner-Tremaine