

Representations

1. I wish to object to the above on the following grounds:-

Public Nuisance

No outside space

People will congregate on narrow pavements to smoke

People will congregate on narrow pavements in the summer months to drink, potential for loud noisy customers with a few drinks inside them

Staff constantly stand on the pavements to smoke and drop their cig ends customers will do the same

Back door in Exmouth St is constantly open in summer months and often in winter months for 'ventilation' as advised by the staff

This creates a health and safety hazard as it obstructs most of the pavement.

Many requests by local residents to stop the littering of the pavements and opening of the door have been ignored by staff.

If they need to open doors for ventilation will they be also opening windows,potential for music to be heard by residents down Naunton Parade and Exmouth St

People leaving at 11pm will create noise, signs requesting customers be mindful of local residents are quite frankly useless.

Will they be clearing up at 11pm, noise of bottles being discarded, small waste area at rear of premises right next to local residents

This is not a well kept area, a dirty old mattress was left there for many months before it was removed.

Staff have also been questioned by local residents about the waste they throw down the drain across the road from the back door, really upsetting after the local residents assoc spent a lot of time getting the council to clear them.

Despite repeated request,back door open, dropping of litter, throwing waste down drains, ill kept waste area, quite frankly there has been a total lack of consideration for the public and local residents and no reason to expect this to change, see attached pics

This is a badly maintained and managed premises, another small niggle is the dripping gutters as you walk from Exmouth St to Bath Rd but this has been like that for years!

2. Please accept my objections to the proposed licensing application by My Coffee.
Customers going outside all year round to smoke and outside during the summer to drink and smoke.The pavement in Exmouth Street is narrow and this would only add to the congestion in a constantly busy area.Customers leaving bottles,glasses,cups outside on the pavements of Exmouth Street and Bath Road because they cannot be bothered to return to the bar.Further there is no space or garden for customers.Very limited space and disposal facility at the rear of the premises.How and at what time would the staff clear and tidy the area?The noise from bottles would be excessive from 11.30pm onwards,only increasing the time residents are exposed to noise from Refuse and Co-op lorries,delivery vans and trade vehicles starting regularly between 4.00am to 6.30am.The back door of My Coffee is regularly opened,without care or thought, sometimes in front of pedestrians.My house is convenient to the Bath Road but it is also used as a convenience as persons unknown have urinated against the side of the house during the day and night.There are enough licensed premises on the Bath Road,we do not need another one.

3. I am a resident of Exmouth Street and am writing to you with my objections re My Coffee/18.02796/PRMA.

I strongly object to the above licensing application for the following reasons.

1. the proposed opening hours 07.30 to 23.00 hrs would inevitably result in 'Public Nuisance' issues. e.g. noise from people congregating outside on the very narrow pavement. this establishment has no outdoor space and already the employees of My Coffee block the path with keeping the back door open for 'ventilation purposes' and smoking cigarettes. the area is consistently covered in cigarette butts which have to be picked up with the residents' litter pick. this situation will only become much worse with the proposed changes. I've made several requests for the management to provide cigarette bins to avoid the unsightly accumulation of cigarette butts but have been ignored. the management obviously has no regard for the upkeep of the area
2. Another public Nuisance issue would be noise from recorded music playing until 23.00hrs 7 nights a week and possibly customers leaving and congregating outside.
3. the management currently have little or no regard for the area. I have witnessed a member of My Coffee staff emptying a bucket of what looked like black slurry down the drain opposite the back door. When challenged he told me it was just water, if this was the case why were they using a public drain and not one in their premises. Also a mattress was left in their bin area for several months
4. If these proposals are accepted there is the potential for all the above issues to be much worse.

Overall there has been a total disregard for the area, the public and the residents.

Overall I believe the impact of this proposal, particularly noise and the impact on the immediate area would have an unacceptable impact on the area, the public and the local residents.

I hope my objections will be considered when considering this proposal

4. We have some concerns relating to the above application.

Public Nuisance

We have noted at our regular litter picks that staff smoke at the side door and litter the street, despite our conversations with staff the practise continues. I am not sure if this constitutes public nuisance, I am sure it reflects poor training and management which does not bode well for a premises looking to dispense alcohol. On various issues we have, without success made numerous attempts to contact the owner however we have never managed get beyond "we will let the owner know". We would welcome the opportunity to engage.

Inspection of Applications

The notification in the Gloucestershire Echo stated "that the application can be inspected at the Councils offices from Monday to Friday between 9am and 5 pm". When a committee member visited the Municipal Offices she was told she could not view the application for "data protection" reasons. Another of our members was, we understand, emailed a copy of the application.

To clear up the confusion can you please advise who is able to view applications?

Granting of Licences

Including this case, we note that there have been 3 recent applications to dispense alcohol in the Bath Road, 2 of which have been coffee shops. Does the granting of these licenses create a precedent making it difficult to challenge future applications and/or is there another mechanism for regulating the number or density of alcohol related outlets. As part of the licensing Authority's approval criteria are the following considered:

Density of establishments dispensing alcohol

Effect on existing establishments (competition/dilution)

Effect on the makeup/character of the area

I look forward to your reply.

5. I would like to put in an Objection for the licensing application made by MY Coffee on Bath road.

I live . . . opposite the side door of MY Coffee.

I am objecting because of the extra noise that it would create from people coming and going and congregating outside and also the noise from the entertainment inside, I think it's a little to close for comfort.

I don't believe they operate courteously at present let alone giving them a extra licence for alcohol. They constantly pour the remains of there coffee machines in the drains outside our house leaving a foul smell and slipping hazard.

The co-op and My coffee seem to share the same bins here's a picture I took this morning while walking the dogs of the rubbish that gets created on exmouth street. It shows such disregard for residents.

Thanks for your time.

Here's the picture of the rubbish on exmouth street I took this morning while walking the dogs.



6. I would like to express my concern that granting of a licence to serve alcohol on these premises, as stated in the application, may give rise to a public nuisance.

This concern is based on the present conduct of the staff who frequently use the side-entrance on Exmouth Street to smoke cigarettes, which they then discard in a careless fashion on the pavement. I have witnessed this practice and find it particularly frustrating as I am part of a local group who regularly

carry out litter-picks in the area. May I suggest that the ability or inclination of the present management to ensure that employees conduct themselves in a manner which avoids causing disturbance to nearby residents and the local community is questionable.

Similarly, as there appears limited rear access deliveries and storage of large quantities of bottles and other waste items awaiting collection for disposal is also of concern.

7. I wish to object to the above licensing application. I am a resident of Exmouth Street and feel the corner situation of My Coffee is unsuitable for such a venue. As it is, it's not always that easy getting round that corner, so I imagine with drinkers and smokers spilling outside it'll be near impossible. There is also a noise factor to consider. This is a residential area so an application to open until 11pm seven days a week is not acceptable. Is there a need for another off license? The nearby Co.Op, Sainsbury's Local and Bargain Booze all operate in very close proximity and stay open late. Plus the new Craft Beer outlet directly opposite My Coffee. I'd call this application over kill! Where and when are the staff going to dispose of empties? The clattering of empty bottles late at night will definitely not be appreciated. I consider this application total madness! An unwanted and unneeded enterprise .
8. I would like to object to the alcohol licence application made by MyCoffee at 186 Bath Road, Cheltenham (the Property) for the reasons set out in this letter.

Application is Premature

I would query why the licence has been applied for when the property will likely require planning permission to achieve 'change of use.' Direct enquiries within the establishment have made clear the intention for the property to function as a 'bar' in the evening under the new licence. To assume such a change of use will be granted seems premature.

The licence hours applied for (from early morning until 11pm) and the fact that the applicant has indicated that refreshments will not be provided suggests that the cafe will become a bar rather than a restaurant in the evening. It would therefore seem premature to determine a licence application for the Property until any change of use planning application has been and granted. As a local resident, I would certainly have grave concerns about such an application given the location of the property on an extremely busy corner with limited road vision when exiting Naunton Parade into the main Bath Road, frequent and extensive illegal parking on the double yellow lines and loading area, turning in the mouth of Exmouth Street by vehicles to avoid the one way system, pedestrians not checking over their shoulder before crossing this busy junction and for other reasons outlined below. It is clear that to grant a licence at this stage would mean that issues such as: congestion, parking, access, overcrowding, density of evening entertainment in the locality would not have been given due consideration by any planning authority which may influence the issuing of such a licence.

Licensing Objectives

The applicant has indicated that he/she wishes to be able to sell or serve alcohol from 7.30am-11pm six days a week and 9am - 11pm on Sundays. These hours are excessive. Serving of alcohol without the provision of full meals, in particular late on Sundays tends to attract a younger, louder clientele, potentially targeting the student market. This would have a negative impact on the neighbours and properties adjoining the business premises and within the immediate neighbourhood. Whilst there are bars in the area, most have outside areas bordered by non-residential properties with noise buffered by external walls, parks and roads. The property at 186 Bath Road enjoys no such buffer in terms of noise reduction. My bedroom window is almost directly opposite the building. Any smoking, for example, would have to be done on a narrow strip of pavement that borders a hugely busy junction which would inevitably result in smokers spilling onto residential streets producing noise and smoke pollution for those residing nearby. I would be unable to leave my child's bedroom window open as the noise and

smoke pollution would inevitably drift directly into their bedroom. This would be on top of the litter that would inevitably result from street based smoking provision.

As residents on Naunton Parade, we occasionally hear noise from the Bath Road (e.g. during race week.) However, it tends to be distant as The Exmouth employs bouncers at weekends and during busy periods to ensure noise is minimized and behaviour is monitored. However, at peak times like graduation season or during exam finals for example, the noise of 'celebrating student groups' can be intrusive and loud. This is manageable on odd celebratory occasions but to have to tolerate this client base in a 'bar' literally at the end of the road would be intrusive and intolerable, given that the majority of residents in the area are families, often with young children. It is not a student neighbourhood and the bar provision in the area does not cater for this clientele. The bars in the area also offer food and encourage families and community activity. Not providing food and providing alcohol alone, albeit with recorded music, with no outdoor space built in, seems designed to create issues that will detract from the quality of life for local residents and their children.

The applicant has indicated that it will erect signage asking clients to respect their neighbours, however I have often seen such signage outside pubs, yet still witnessed loud and inconsiderate behaviour outside pubs and would suggest it is of limited effectiveness in controlling the behaviour of clients.

I live on Naunton Parade with my family, including a young child. Despite being so close to the Bath Road, we rarely hear or experience rowdy behaviour in the evenings from other licensed premises, such as the Exmouth Arms because the area attracts a mature clientele which don't tend to drink excessively and noisy events such as live music at The Exmouth which I do hear from my bedroom window are restricted. The Exmouth also employs a bouncer at the weekend which helps to ensure reasonable behaviour of its clients. In addition, it serves food and encourages families to use the premises as a social meeting space. It is not a magnet for anti-social behaviour.

Although busy during the day, the Bath Road in Leckhampton does not have a rowdy night time economy, but we do know that noise travels from rowdy or drunk members of the public. This is because we have been disturbed during race week; in the quiet of the night, we can sometimes hear noise from drunk racegoers or groups of celebrating students and sports fans coming from much further away than MyCoffee, on their way home but passing through Leckhampton. We would not want the intrusion (which disturbs our sleep and that of our children) to become a regular occurrence.

For these reasons I believe that the establishment and licensing of a bar at MyCoffee would lead to a public nuisance for local residents particularly with no outdoor space provision.

I have no objection to the playing of recorded music at low volumes / background level (I must emphasise low volume – windows and doors open in the warmer months mean that even low level noise will travel to my house, including bedrooms, from 186 Bath Road). I object to any music before 8:30 Mon-Fri and before 10:00 am on weekends and after 6:00pm in the evenings. I do not object to the showing of films once per month on a Friday or Saturday evening providing any noise concludes by 6:00.

I am only happy for the contents of this letter to be provided to third parties or made public if my address and name are redacted.

9. I would like to raise the following points in relation to the above licensing application.

It would seem premature to apply for a licence to serve alcohol before planning permission has been granted for a change of use from a daytime café to what appears to be a bar open until 11pm. I would question such a change of use on the grounds that there is already a more than adequate number of outlets for the sale of alcohol in this section of Bath Road, providing for both in house and off sales.

MyCoffee is on a corner where the pavement is narrow and congested, which means that groups of

people gathering outside the premises would be likely to cause an obstruction and a nuisance, as well as giving rise to litter, which is already a problem in this area, and excessive noise until late in the evening, which would cause a nuisance and disturbance to close neighbours in Naunton Parade and Exmouth Street.

I am only happy for this letter to be made public without the inclusion of my name and address.

10. (Cllr Klara Sudbury)

Further to the email below please can I ask as one of the local Ward Councillors that this goes to a licensing sub committee for decision, this is because of the nature of the application and the close proximity of nearby residential properties.

I wish to state that my comments are not to be taken as criticisms of My Coffee, it is a well used local business valued by many residents. Rather, that issuing an alcohol license at these premises due to the location close to residential properties on Exmouth St and Naunton Terrace could create a public nuisance.

Specifically:

- As a licensed premises there will be people going who will smoke but there is no designated on-site space to smoke, customers would have to use the pavement to the front and side of the premises – this could be intimidating to members of the public walking past and might block the pavements as they are quite narrow
- Handling of glass waste late at night / during the evening – how will the used bottles be stored and handled? Storage space for waste is apparently quite limited to the rear of the site, will used bottles be put out late during the operating hours or when the premises have closed – if so this would be quite noisy and very near residential properties
- The applicant is seeking to play performances of recorded music – this would not be a problem if played as relatively quiet background noise but permitting this would enable a DJ to perform and this could be very noisy.
- Would the front door and rear door be kept closed unless people are using them to reduce the potential impact of noise from within the premises?
- Noise from patrons leaving the premises late at night – alcohol makes people much noisier than they would otherwise be and signs asking people to consider the neighbours – from what I have seen elsewhere – are not very effective in controlling that.

Please could you let me know if these reasons are sufficient to enable this to go to licensing committee.

11. I am a resident of Exmouth Street in Cheltenham.

I recently received a letter from Klara Sunbury in which she referenced the application 18/02796/PRMA. This is a licensing application by My Coffee to serve alcohol. I strenuously object to this application for the following reasons.

There are plenty of pubs and restaurants on Bath Road that serve alcohol. There is no requirement for this.

It is highly likely to lead to additional noise pollution in a residential area.

I have a young baby and would feel intimidated by people hanging around outside what is small premises. Especially if the opening hours are increased.

I bought my house on the premise that it is a quiet residential road. I see no reason why this should be disrupted.

Please advise what further steps I need to take to register this objection.

12. We are concerned about potential noise and inconvenience to residents in the street, especially as they are looking to extend the opening hours to 11pm Thursday, Friday and Saturday. The pavement here is very narrow and the staff from My Coffee already block the pavement when they are having a smoking break, adding more people to the mix would make the pavement impassable here. Also the noise contribution in this very residential area would be unbearable late at night. The Bath Road already has plenty of licensed premises, why should we encourage another one.

I have already made a complaint to environmental health as they are tipping the coffee machine slops down the public drains in Exmouth Street. This results in stinking rancid lumpy white liquid being left on the pavement and drain as they do not rinse it away.

13. As a resident of Exmouth Street I would like to receive information than is available on the Council's website more regarding the above license application.

I have grave concerns about the prospect of increased noise and litter from people standing outside the property to smoke. We already suffer from that end of the street being a litter hot spot with debris from the Co-Op's bins and bin collections being blown around. In addition there is the likelihood of restricted pedestrian access onto the Bath Road give the narrow pavement outside the property. The Bath Road already has a good number of licensed premises and off-licenses, it is hard to imagine there is a real need for another one.

14. I would like to object to the alcohol licence application made by MyCoffee at 186 Bath Road, Cheltenham (the Property) for the reasons set out in this letter.

Application is Premature

Before addressing the relevant "licensing objectives" and explaining why I do not believe they have been met by the applicant, I would like to note that the licence application appears to be prematurely made given that planning permission for a bar is not in place. The licence application suggests that there will be a change of the use at the Property from a cafe during daytime use to that of a Bar in the evenings. The extensive licence hours applied for (until 11pm) and the fact that the applicant has indicated that refreshments will not be provided suggests that the cafe will become a bar rather than a restaurant in the evening. It would therefore seem premature to determine a licence application for the Property until a relevant change of use planning application has been made and determined and whether a change of use to a daytime cafe/ nighttime bar is acceptable in planning terms. This means that issues such as congestion, parking, access, overcrowding, density of evening entertainment in the locality have not yet been considered by the planning authorities.

Licensing Objectives

The applicant has indicated that he/she wishes to be able to sell or serve alcohol from 7.30am-11pm six days a week and 9am - 11pm on Sundays. These hours are excessive. Serving of alcohol without the provision of full meals, in particular late on Sundays tends to attract a younger, louder clientele, potentially targeting the student market.

There is no outdoor space at the Property and therefore smokers will spill onto the street, littering with their cigarette ends and polluting the local surrounds with cigarette smoke or vape vapour.

The clientele will tend to congregate outside on the pavement (which is very narrow and space constrained at that point) to smoke, or when leaving after last orders. This will create a lot of noise that in the dark, when everything else is quiet, will travel widely and be heard in the surrounding streets. We can be sure of this, because we occasionally hear noise from the Bath Road (e.g. during race week) further away from us than MyCoffee.

The applicant has indicated that it will erect signage asking clients to respect their neighbours, however I have often seen such signage outside pubs, yet still witnessed loud and inconsiderate behaviour outside pubs and would suggest it is of limited effectiveness in controlling the behaviour of clients.

I live on Naunton Parade with my small family. Despite being so close to the Bath road, we rarely hear or experience rowdy behaviour in the evenings from other licensed premises, such as the Exmouth arms, because the area attracts a mature clientele which don't tend to drink excessively. The Exmouth also

employs a bouncer at the weekend which helps to ensure reasonable behaviour of its clients. Although busy during the day, the Bath Road in Leckhampton does not have a rowdy night time economy, but we do know that noise travels from rowdy or drunk members of the public. This is because we have been disturbed during race week; in the quiet of the night, we can sometimes hear noise from drunk racegoers coming from much further away than MyCoffee, on their way home but passing through Leckhampton. We would not want the intrusion (which disturbs our sleep and our children's) becoming a regular occurrence.

For these reasons I believe that the establishment and licensing of a bar at MyCoffee would lead to a public nuisance for both myself and my near neighbours. In addition, it should be noted that the corner where MyCoffee is situated is very narrow, suffers from congestion, awkward angles and difficult visibility for cars. The presence of groups of young people congregating outside MyCoffee in the dark during an evening or after last orders will exacerbate these problems creating issues around public safety.

For the avoidance of doubt, we have no objection to the playing of recorded music at low volumes / background levels (as indicated by the applicant) or the showing of films once per month.

I am only happy for the contents of this letter to be provided to third parties or made public if my address and name are redacted.