



RE: APPLICATION NO 20/01546/PRMV

CHELTEMHAM
BOROUGH COUNCIL

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:	[Redacted]
Name of the organisation/body/person you represent. (if appropriate)	[Redacted]
Your full Postal Address or that of the organisation or body you represent	4, SUMMERFIELD HOUSE 21 ROYAL PARADE CHELTEMHAM
Post Code	GL50 3AY
Daytime contact number	[Redacted]
Email address (optional).	[Redacted] address.

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

Name of the person/organisation/body. (as appropriate)	
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).	

Premises/Club Details

Name of premises/club you are making representation about:	131 HOTEL CHELTENHAM
Name of Applicant for Licence (if known)	
Postal Address:	131 THE PROMENADE CHELTENHAM
Post Code:	GL50 1NW

What are you making a representation about?

<p>Please indicate which part of the licence/certificate application you are making a representation about (eg crime, disorder, noise, disturbance etc)</p> <p>1- Disturbance 2- Noise 3- Disorder 4- Crime</p>

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:	50 METRES APPROX.
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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 live in close proximity to 131 Restaurant and from my window I can actually see the outdoor area where the bar is situated and hear music during the day and at night. Montpellier has residential properties although the bars and restaurant seem to have taken over. Any noise from people drinking, laughing, shouting emerging in a drunken fashion is a public nuisance. Disorderly, drunk people encourages crime. Ladies' College children are in very close proximity. Late night bars indicate an unsalubrious setting for children 12-17.

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)

- That music must stop at 11
- the bar should close its outdoor facilities at 11 but perhaps later, midnight, indoors, No later than midnight.

Signature: 

Capacity: Resident

Date: 8.12.2020

Objections to Application Reference : 20/01546/PRMV



Part 2

LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

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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

Contact details (of person completing form)

Name:	
Name of the organisation/body/person you represent. (if appropriate)	
Your full Postal Address or that of the organisation or body you represent	37B The Broad Walk Imperial Square Cheltenham
Post Code	GL50 1QG
Daytime contact telephone number	
Email address - If you would prefer (optional).	

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

Name of the person/organisation/body. (as appropriate)	
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

Premises/Club Details

Name of premises/club you are making representation about:	129-133 Promenade Cheltenham Gloucestershire
Name of Applicant for Licence (if known)	The Lucky Onion LLP
Postal Address:	129-133 Promenade Cheltenham Gloucestershire
Post Code:	GL50 1NW

What are you making a representation about?

Please indicate which part of the licence/certificate application you are making a representation about <small>(eg crime, disorder, noise, disturbance etc)</small>
Application Reference : 20/01546/PRMV Public nuisance of additional noise and disturbance due to proposed additional hours of recorded music, late night refreshment & supply of alcohol in external areas. Impacts local residents, hotel guests & potentially hotel business in the vicinity.

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:	290 metres
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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)**

Recorded Music & Late Night refreshment.
The proposed later hours of these facilities to the Rear (including side?) will increase noise late at night and in early hours, disturbing the night's rest of Fauconberg Rd & Montpelier St residents and Queens Hotel guests, possibly impacting the Queens Hotel business. These activities should cease in all External areas at 11pm.

Supply of Alcohol
The proposed later hours of these facilities to the Front & Rear (including side?) will also present increased noise late at night and in early hours, disturbing Imperial Sq, Fauconberg Rd & Montpelier St residents and Queens Hotel guests. Supply of Alcohol in External areas & taking of Alcohol into External areas should cease at 11pm. The consumption of alcohol in External areas should also cease at 11pm, avoiding multiple orders before 11pm to sustain longer drinking outside.

**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)**

Side external areas - Various licensing applications for the premises have identified Front and Rear External areas separately, without mentioning Side areas. The South Side merits greater consideration than the rear as noise from that area has a greater impact on the vicinity, particularly Fauconberg Rd and Montpelier St residents.

Marquees - All areas outside the permanent buildings, including marquees, should be classed as External. Marquees offer little noise insulation against music and general noise from crowded areas where alcohol is consumed.

Signature: 

Capacity: 

Date: 14/12/20

Email landglayedra@
Yahoo.co.uk

ANNING
9 DEC 2020
VICES

43 The Broadwalk
Imperial Square
Cheltenham
GL50 1AQ
7/12/2020

Dear Sirs,

I am writing to object to the application from The Lucky Onion LLP to extend the licensing activities of the performance of recorded music and late night refreshments at 131 at 129-133 Promenade Cheltenham GL50 1NW

My reasons for objecting are just the same as their first application that was turned down. This objection is objecting to a much bigger project than before and so therefore should be refused.

The noise from the gardens of 131 bounces around square garden which is residential on two sides of the square.

On the Broadwalk we are not allowed double glazing and our living room is on the front facing

into the square and we can hear the music and at busy times the noise in the gardens.

We are not objecting to this during sociable hours but in the early hours of the morning it is not acceptable.

Hopefully you will not be granting their request.

Kind Regards



LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

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- 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:	[REDACTED]
Name of the organisation/body/person you represent. (if appropriate)	
Your full Postal Address or that of the organisation or body you represent	54E MONTPELLIER SPA ROAD CHELTENHAM
Post Code	GL50 1UL
Daytime contact number	[REDACTED]
Email address (optional).	[REDACTED] your email address.

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

Name of the person/organisation/body. (as appropriate)	
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

Premises/Club Details App. 20/01546/PRMV

Name of premises/club you are making representation about:	129-133 PROMENADE CHELTENHAM
Name of Applicant for Licence (if known)	THE LUCKY UNION
Postal Address:	129-133 THE PROMENADE CHELTENHAM
Post Code:	GL50

What are you making a representation about?

Please indicate which part of the licence/certificate application you are making a representation about
(eg crime, disorder, noise, disturbance etc)

DISORDER, PUBLIC SAFETY NOISE DISTURBANCE

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:

100.

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)

THE EXTENSION OF LICENSING HOURS, ALREADY ADEQUATE, WILL IN MY OPINION CAUSE A NUISANCE TO RESIDENTS IN THE AREA. THIS INCLUDES GUESTS AT THE CURRIE HOTEL, AS WELL AS PEOPLE LIVING IN THE AREA, THERE WILL BE NOISE DISTURBANCE AS WELL AS THE LIKELY CHANCE OF FIGHTING AND GENERAL PUBLIC DISORDER.

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)

THE LICENSING HOURS REMAIN AS ALREADY GRANTED.
IF NOT TO REMAIN THEN NO OUTDOOR ACTIVITIES BE ALLOWED BEYOND THE EXISTING TIME PERMISSEION.

Signature:

[Redacted Signature]

Capacity:

RESIDENT

Date:

8/12/2020

Mr. Louis KROGG,
LICENSING OFFICER,
CHELTENHAM BOROUGH COUNCIL,
MUNICIPAL OFFICES,
THE PROMENADE,
CHELTENHAM

18 Imperial Square
Cheltenham
Glos. GL50 1QZ
01242 250280

Monday 7th December 2020

Dear Sir,

REF. 20/01546/PRMV Licence Variation
129 - 133 THE PROMENADE.

My wife and I wish to lodge a strong objection to this application for a licence extension as stated for the sale + supply of alcohol; late night refreshment; and performance of recorded music variously to 12, 2 a.m. and 3 a.m., outside including under or within marquees, which are not sound proof.

This will cause serious noise disturbance through the night to residential properties

across and around Imperial Square.

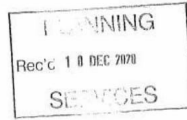
Furthermore, it will generate an increase in late night traffic noise and disturbance caused by drinkers and other patrons arriving and departing from the premises during the night.

Owing to planning restrictions we are prevented from installing double glazing in our premises.

We would remind you that an acceptable licence was agreed and approved a couple of years ago.

Yours faithfully





45 The Broadwalk
Imperial Square
Cheltenham

06/12/2020

I would like to object to the application from The Lucky Onion L L P to extend the licensing hours at 131 on the Promenade in Cheltenham.

A previous application was made several years ago and was refused. Since then the gardens and outdoor facilities have been extended and the noise problem would now be increased.

I have no problem with the licence as it is but think that the proposed licence for outside areas to allow noise until 2am in the morning would be very antisocial and if granted would make further applications from other establishments in the area difficult to refuse.

This could become a big problem for local residents

Kind regards



Louis Krog
From:
Sent: 10 December 2020 14:48
To: Louis Krog; Internet - Licensing
Subject: 129 - 133 Promenade, Cheltenham, Gloucestershire.

Dear Mr. Krog,

20/01546/PRMV and 20/01494/PRMTFR 129 - 133 Promenade Cheltenham

I write with reference to the above Applications and I note all the timings on both Applications.

As a resident in the vicinity this is very concerning as they appear to be Applications for Sale and Supply of Alcohol, Late Night Refreshment and Performance of Music for both Indoors and Outdoors up to 03.00 on some days of the week and 12.00, 01.00 and 02.00 on other days.

I refer to two previous Applications for these premises, namely 19/00175/PRMV and 17/01399/PRMV which incorporated Conditions ensuring that that all licensable activities would take place INDOORS ONLY after 23.00 every day and that no alcohol would be sold outdoors and customers would not be permitted to take drinks outdoors.

These Conditions also included the Condition that "All reasonable steps will be taken to ensure that the activities at the premises do not cause any nuisance to members of the public or residents within the vicinity."

It is observed that there are types of marquees on all the outside terraces belonging to these premises. These are not sound-proofed and must be considered as being Outdoors.

The premises to which these applications refer are in a Residential Area and the noise which emanates from these premises is already intrusive to Residents inside their homes but it is bearable up to 23.00 hours as residents understand that businesses need to be supported. However, there has to be 'give and take' and residents must be allowed to sleep undisturbed.

The consumption of alcohol with or without music on ALL the terraces OUTDOORS late at night and in the early hours of the morning will result in Noise and Disturbance and will constitute a Public Nuisance as will the noise associated with people leaving the premises as well as being a risk to Public Safety.

The Premises are within a Conservation Area where residents are not allowed to have double glazing so the noise of raised voices, with or without the addition of music, cannot be blocked out.

There is a risk of Crime and Disorder resulting from alcohol consumption putting the Safety of the Public at risk.

The hours OUTDOORS which include the outside terraces at the front, the side and the rear of these premises should not be extended for either Alcohol or any type of Music.

I request therefore that Conditions are applied ensuring that after 23.00 hours every day any activities involving Alcohol and All types of Music whether live or recorded MUST be INDOORS i.e. inside the buildings with the doors and windows closed.

I object to both the above Applications namely, 20/01546/PRMV and 0/01494/PRMTFR on the following grounds:

- a) the prevention of crime and disorder
- b) public safety and
- c) the prevention of public nuisance.

I look forward to hearing from you that this Objection has been received and logged.
Thank you.

40B The Broadwalk, Imperial Square, Cheltenham GL50 1QG.

Comments for Licensing Application 20/01546/PRMV

Application Summary

Application Number: 20/01546/PRMV

Address: 129 - 133 Promenade Cheltenham Gloucestershire

Proposal: Premises Licence Full Variation

Case Officer: Mr Louis Krog

Customer Details

Name: Not Available

Address: 11 Royal Parade, Bayshill Road, Cheltenham, Gloucestershire GL50 3AY

Comment Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Comment Reasons:

Comment: 12:05 PM on 19 Dec 2020 131 is a wonderful establishment and a great addition to The Promenade. That said, I object to extending licensing and music in the external gardens, as the noise is clearly heard in the surrounding residential houses and it is difficult to sleep until the music is over. There is the additional issue of noise generated from people leaving 131 and hanging around outside after a long evening of drinking.

I am surprised this is even up for consideration given the proximity of several of Cheltenham Ladies College boarding houses. Surely we need to protect children's right to a good night's sleep.

Comments for Licensing Application 20/01546/PRMV

Application Summary

Application Number: 20/01546/PRMV

Address: 129 - 133 Promenade Cheltenham Gloucestershire

Proposal: Premises Licence Full Variation

Case Officer: Mr Louis Krog

Customer Details

Name: Not Available

Address: 10 Royal Parade, Bayshill Rd, Cheltenham GL50 3AY

Comment Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Comment Reasons:

Comment: 5:45 PM on 18 Dec 2020 I object on the grounds that 131 Promenade backs onto residential properties. Licensing alcohol and music in the external gardens until 2am & 3am will seriously impact the residential properties in the area, and the Ladies College.

This will be a blight and prevent residents from their right to enjoy their property. There is already a serious noise issues from the external areas of 131, noting that CLC have already objected to the current activities.

This is in addition to late night drinking which involves a number of other issues, with people leaving the premises and causing a disturbance.

Montpelier is becoming more like Benidorm every year, I thought the proprietor would have more taste.

Comments for Licensing Application 20/01546/PRMV

Application Summary

Application Number: 20/01546/PRMV

Address: 129 - 133 Promenade Cheltenham Gloucestershire

Proposal: Premises Licence Full Variation

Case Officer: Mr Louis Krog

Customer Details

Name: Not Available

Address: 36D The Broad Walk, Imperial Square, Cheltenham, Gloucestershire GL50 1QG

Comment Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Comment Reasons:

Comment: 11:43 AM on 05 Dec 2020 I object to this application due to potential for increases in disorder, public safety and noise disturbance that will inevitably occur in the vicinity of 129 – 131 The Promenade. In particular the potential for playing of recorded music outdoors is bound to cause excessive noise disturbance.

LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

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e mail: licensing@cheltenham.gov.uk*

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- 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:	
Name of the organisation/body/person you represent. (if appropriate)	
Your full Postal Address or that of the organisation or body you represent	1 Summerfield Mews Fauconberg Road
Post Code	GL50 3AU
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)	
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

Premises/Club Details

Name of premises/club you are making representation about:	131 The Promenade Limited
Name of Applicant for Licence (if known)	The Lucky Onion LLP
Postal Address:	129 -131 Promenade Cheltenham Gloustershire
Post Code:	GL50 1NW

What are you making a representation about?

Please indicate which part of the licence/certificate application you are making a representation about (eg crime, disorder, noise, disturbance etc)
Allowing live music until 2am is a significant public nuisance as it will be a noise disturbance as well as increase the threat of crime.

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	<input checked="" type="checkbox"/>	Public safety	<input checked="" type="checkbox"/>
The prevention of Public nuisance	<input checked="" type="checkbox"/>	The protection of children from harm	<input type="checkbox"/>

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:	40 meters
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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)**

Public Nuisance:
I live within 40 meters of the club and can see and hear it from my bedroom and kitchen windows. The back of the club where the music will occur faces my house, and noise from live music until 2 am is a major nuisance and will make it difficult to sleep.
In addition, taxis park on the street directly outside my home. Inebriated customers coming and going in early hours with noise and traffic also causes a major nuisance.

Prevention of Crime:
There is risk of inebriated customers making inappropriate use of church yard or walls on Fauconberg street, which is directly adjacent to my home. This is also risk of drug dealers taking the opportunity to sell to customers coming and going from the club in the early hours

Public Safety
There is risk of inebriated customers and drivers hurting themselves or others in early hours.

**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)**

I am writing this document around 9pm on 20 December, 2020. While COVID rates surge, the 131 club is at this very moment hosting live music in their heated and tented outdoor area. With all windows in my home shut, I can very clearly hear the music from my bedroom. This is already a very unwelcome disruption to my evening and allowing it to continue to 2am would be egregious. This is an otherwise quiet neighborhood that consists of private homes, hotels, churches, and schools.

Signature:	
Capacity:	<input type="text"/>
Date:	20 December 2020



LICENSING ACT 2003 - REPRESENTATION FORM (INTERESTED PARTY)

Part 2

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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

Contact details (of person completing form)

Name:	[Redacted]
Name of the organisation/body/person you represent. (if appropriate)	[Redacted]
Your full Postal Address or that of the organisation or body you represent	17 ROTUNDA Terrace MONTPELLIER STREET CHELTENHAM
Post Code	GL50 1SW
Daytime contact telephone number	[Redacted]
Email address - If (optional).	[Redacted]ress.

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

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

Premises/Club Details

Name of premises/club you are making representation about:	131 the Promenade
Name of Applicant for Licence (if known)	The Lucky Onion LLP
Postal Address:	129-133 Promenade Cheltenham Gloucestershire
Post Code:	GL50 1NW

What are you making a representation about?

Please indicate which part of the licence/certificate application you are making a representation about
(eg crime, disorder, noise, disturbance etc)

License variation, reference 20/01546/PRMV

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	<input checked="" type="checkbox"/>	The protection of children from harm	

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Please indicate the distance (in metres) between your address and the premises subject of your representation:

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)

NOISE LEVEL,
DRUNKEN BEHAVIOUR AT ALL HOURS
CAR DOORS SLAMMING
URINATING IN STREET

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)

Signature:

[Redacted signature]

Capacity:

RESIDENT

Date:

15/12/2020

17 December 2020

46d The Broad Walk,
Imperial Square,
Cheltenham,
GL50 1QG

Dear Sir/Madam,

Re: 20/01494/PRMTFR - Application to Vary Premises Licence - 129-133 Promenade, Cheltenham

I write to Object to the above Application. I believe it contravenes the Licensing Objective: 'The prevention of Public Nuisance'.

I live less than 100 yards from the premises. When I bought my flat many years ago, the 129-133 Promenade properties were not licensed. Since becoming licensed, the noise nuisance (from the music and in the street at closing time) has become increasingly bad. This is because the original outside area to the front of 131 has now been expanded to the front of two adjacent properties and has recently been expanded further to the side and back of the properties. I am not allowed to have double glazing and so the noise affects me a lot. I am in my nineties so I am usually in bed before 11pm and after 7am.

The applicant has applied to stop licensable activities 'at the front of the premises at 23.00 hours'. As far as it goes, I accept this as a reasonable compromise between the requirements of 131 and the local residents. However, the Application to allow Late Night Refreshment and Recorded Music at the rear of the premises until 1am, and other licensable activities until 2am, is completely unacceptable. The deadline of 23.00 needs to apply to the whole of the outside, not just 'the front'. My flat is as near to the side/rear of the premises as it is to the front so it is essential to stop all outside music, and the noise in the street made by patrons leaving the premises, by 23.00 hours if I am to get to sleep.

The two main causes of noise nuisance are

- 1) from the music emitting from the outside areas of the premises (NB some outside areas have been covered with marquees - these are not sound proofed and do not cut out the noise to any extent; not at all when the sides are not closed)
- 2) the alcohol enhanced voices, the shouting and slamming of car doors etc at closing time. This is bad enough at 11pm but would be intolerable if closing time was made even later.

Please reject this Application.

Please ensure that music and licensable activities stop in all outside areas at 23.00 hours. Also please restrict the volume of music, during the times that it is allowed, so that it does not reach my flat.

Yours faithfully,

Objection to: 20/01546/PRMV -Premises Licence Full Variation / 129-133 Promenade, Cheltenham, Gloucestershire. (Applicant: The Lucky Onion LLP)

My contact details are: [REDACTED] 32 Imperial Square, Cheltenham, GL50 1QZ. Email: [REDACTED]

I live approximately 150 meters from the premises.

I am making this Representation in respect of the Operating Schedule and the Conditions added on 2.10.2017.

My objection refers to the following Licensing Objective:

The prevention of public nuisance

My concerns are:

1. The Operating Schedule (g) states: 'The external area at the front of the premises shall not be used for any licensable activities after 23.00 hours'.

When these words were originally included in the operating schedule, the only outside area being used for licensable activities was 'the front of the premises', meaning the front of 131. However, the outside area being used has now been considerably extended to the front of the two adjacent buildings (considerably increasing the number of patrons and therefore the potential noise nuisance) and also to the side and to the rear of the premises. It should be made clear that the cessation of licensable activities at 23.00 applies to all the outside area, not just 'the front of the premises'.

This is necessary to prevent noise in general, and Recorded Music in particular, emitting from the premises after 23.00.

This is particularly essential as the properties around Imperial Square are in a conservation area and are not allowed to install double glazing. In consequence, residents are fully exposed to any noise nuisance.

2. For the avoidance of doubt, it should also be made clear that 'outside' includes all those areas currently covered with marquees. These marquees are not sound proofed and provide little barrier to noise emissions.

3. It is very important that the Recorded Music does not disturb the local residents. This is particularly essential after 23.00 when residents are entitled to a peaceful night's sleep. Condition 3, added on 2.10.2017, states that ' All reasonable steps will be taken to ensure that the activities at the premises do not cause any nuisance to members of the public or residents within the vicinity'. This is very vague and subjective. In addition to this general obligation, the maximum allowable volume of the music should be stated. I suggest that management should be obliged to ensure that music cannot be heard further than 50 metres from the boundary of the property. This more precise requirement will be good for 131 and good for the residents as both parties will be know whether or not the music level is in breach of the licence conditions.

The above points can be incorporated in the licence by

1. Amending Operating schedule (g) to read "The external area of the premises shall not be used for any licensable activities after 23.00 hours. For the avoidance of doubt, 'external area' includes all covered areas"

2. Adding the following Condition: "Management shall ensure that, at all times, the volume of music emitting from the premises, internal and external, shall not be heard beyond 50 meters from the boundary of the premises".

Objection to: 20/01546/PRMV -Premises Licence Full Variation / 129-133 Promenade, Cheltenham, Gloucestershire. (Applicant: The Lucky Onion LLP)

My contact details are: [REDACTED], 32 Imperial Square, Cheltenham, GL50 1QZ. Email: [REDACTED]

I live approximately 150 meters from the premises.

I am making this Representation in respect of the Operating Schedule and the Conditions added on 2.10.2017.

My objection refers to the following Licensing Objective:

The prevention of public nuisance

My concerns are:

1. The Operating Schedule (g) states: 'The external area at the front of the premises shall not be used for any licensable activities after 23.00 hours'.

When these words were originally included in the operating schedule, the only outside area being used for licensable activities was 'the front of the premises', meaning the front of 131. However, the outside area being used has now been considerably extended to the front of the two adjacent buildings (considerably increasing the number of patrons and therefore the potential noise nuisance) and also to the side and to the rear of the premises. It should be made clear that the cessation of licensable activities at 23.00 applies to all the outside area, not just 'the front of the premises'.

This is necessary to prevent noise in general, and Recorded Music in particular, emitting from the premises after 23.00.

This is particularly essential as the properties around Imperial Square are in a conservation area and are not allowed to install double glazing. In consequence, residents are fully exposed to any noise nuisance.

2. For the avoidance of doubt, it should also be made clear that 'outside' includes all those areas currently covered with marquees. These marquees are not sound proofed and provide little barrier to noise emissions.

3. It is very important that the Recorded Music does not disturb the local residents. This is particularly essential after 23.00 when residents are entitled to a peaceful night's sleep. Condition 3, added on 2.10.2017, states that ' All reasonable steps will be taken to ensure that the activities at the premises do not cause any nuisance to members of the public or residents within the vicinity'. This is very vague and subjective. In addition to this general obligation, the maximum allowable volume of the music should be stated. I suggest that management should be obliged to ensure that music cannot be heard further than 50 metres from the boundary of the property. This more precise requirement will be good for 131 and good for the residents as both parties will be know whether or not the music level is in breach of the licence conditions.

The above points can be incorporated in the licence by

1. Amending Operating schedule (g) to read "The external area of the premises shall not be used for any licensable activities after 23.00 hours. For the avoidance of doubt, 'external area' includes all covered areas"
2. Adding the following Condition: "Management shall ensure that, at all times, the volume of music emitting from the premises, internal and external, shall not be heard beyond 50 meters from the boundary of the premises".

Objections to Application Reference : 20/01494/PRMTFR



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

X

Contact details (of person completing form)

Name:	[Redacted] d
Name of the organisation/body/person you represent. (if appropriate)	
Your full Postal Address or that of the organisation or body you represent	37B The Broad Walk Imperial Square Cheltenham
Post Code	GL50 1QG
Daytime contact telephone number	[Redacted]
Email address - If you would prefer to correspond via email, please enter their email address. (optional).	[Redacted] r email address.

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

Name of the person/organisation/body. (as appropriate)	
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

Premises/Club Details

Name of premises/club you are making representation about:	129-133 Promenade Cheltenham Gloucestershire
Name of Applicant for Licence (if known)	The Lucky Onion LLP
Postal Address:	129-133 Promenade Cheltenham Gloucestershire
Post Code:	GL50 1NW

What are you making a representation about?

Please indicate which part of the licence/certificate application you are making a representation about (eg crime, disorder, noise, disturbance etc)
Application Reference : 20/01494/PRMTFR Public nuisance of additional noise and disturbance due to proposed additional hours of recorded music, late night refreshment & supply of alcohol in external areas. Impacts local residents, hotel guests & potentially hotel business in the vicinity.

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:	290 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)

Recorded Music & Late Night refreshment.

The proposed later hours of these facilities to the Rear (including side?) will increase noise late at night and in early hours, disturbing the night's rest of Fauconberg Rd & Montpelier St residents and Queens Hotel guests, possibly impacting the Queens Hotel business. These activities should cease in all External areas at 11pm.

Supply of Alcohol

The proposed later hours of these facilities to the Front & Rear (including side?) will also present increased noise late at night and in early hours, disturbing Imperial Sq, Fauconberg Rd & Montpelier St residents and Queens Hotel guests. Supply of Alcohol in External areas & taking of Alcohol into External areas should cease at 11pm. The consumption of alcohol in External areas should also cease at 11pm, avoiding multiple orders before 11pm to sustain longer drinking outside.

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)

Side external areas - Various licensing applications for the premises have identified Front and Rear External areas separately, without mentioning Side areas. The South Side merits greater consideration than the rear as noise from that area has a greater impact on the vicinity, particularly Fauconberg Rd and Montpelier St residents.

Marquees - All areas outside the permanent buildings, including marquees, should be classed as External. Marquees offer little noise insulation against music and general noise from crowded areas where alcohol is consumed.

Signature: 

Capacity: Resident in the vicinity

Date: 14-12-2020

43 The Broadwalk
Imperial Square
Cheltenham
GL50 1QG

PLANNING
Rec'd 15 DEC 2020
SERVICES

9th Dec 2020

Dear sirs

With reference to the Lucky Onion's request to alter the Licences at 131.

It appears to ignore the number of residents who live well within earshot of the gardens at 131, these are not only in Imperial Square and the disturbance to residents would be very intrusive especially late at night/early morning as proposed.

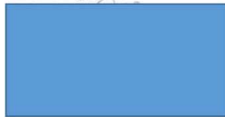
Music and socialising outside, especially in the summer is great, however 131 is not in the correct location to provide this on such a grand scale.

They have neighbours who need to sleep and go to work in the morning.

The present licensing they have is acceptable and they were refused late night activity when that was given - should not be relaxed.

I STRONGLY OBJECT to the request made by the Lucky Onion.

Kind regards



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

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

Contact details (of person completing form)

Name:	[REDACTED]
Name of the organisation/body/person you represent. (If appropriate)	[REDACTED]
Your full Postal Address or that of the organisation or body you represent	2 SUMMERFIELD MGWS FAU CONBER ROAD
Post Code	GL50 3AU
Daytime contact telephone number	01242 - [REDACTED]
Email address - If you would prefer to correspond via email, please enter your email address. (optional).	NONE

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

Name of the person/organisation/body. (as appropriate)	
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).	

Premises/Club Details

Name of premises/club you are making representation about:	131 the Promenade
Name of Applicant for Licence (if known)	The Lucky Onion LLP
Postal Address:	129-133 Promenade Cheltenham Gloucestershire
Post Code:	GL50 1NW

What are you making a representation about?

<p>Please indicate which part of the licence/certificate application you are making a representation about (eg crime, disorder, noise, disturbance etc) Licence variation, reference 20/01546/PRMV</p> <p style="text-align: center;">NOISE, DISTURBANCE, DISORDER.</p>

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.

<p>Please indicate the distance (in metres) between your address and the premises subject of your representation:</p>	<p>I LIVE NEXT TO ST. ANDREWS CHURCH. 2 mins WALK TO 131</p>
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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)

THE LOUD MUSIC, TILL THE EARLY HOURS
OF THE MORNING. DRUNKS USEING ST.
ANDREWS CHURCH^{GARDEN} AND MY WALL AS A TOILET.
TAXIS WAITING TO PICK UP PEOPLE (ENGINES)
CRUNNING) PEOPLE BEING SICK (WHICH I HAVE TO
CLEAN UP) I CAN SEE ALL THIS FROM ALL MY
WINDOWS. NOT A GOOD LOOK FOR THE ICOMIC
PROMENADE!!! AS FOR THE HEATED TENTS!!!

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)

Signature:

Capacity:

Date:

Dear Sir/Madam,

I am submitting an objection to License applications for outdoor music and alcohol at late evening and night time by the following applicants:

- 'No 131'

The Promenade, Cheltenham, GL50 1NW

and

- 'Queens Hotel' (MGallery)

The Promenade, Cheltenham, GL50 1NN.

I am Diana Rawlings, the owner and resident of apt. 47, The Broadwalk, Imperial Square, Cheltenham, GL50 1QG.

I noted that my neighbours 'Queens Hotel' and 'No 131' are planning to sell alcohol and play music outdoor until about 1am, which will put under risk my family's safety.

I am very concerned that a lot of drunk people will walk around my residence and look at my windows, as my apt 47 is located at the ground floor, and next door to the 'Queens Hotel'. I am also concerned that music will be played until very late time.

All the Broadwalk apartments, including my apt 47, have single glazed windows, so music at night until about 1am will affect us. I have a minor son, who is in prep school, and I believe that such license would badly affect our privacy, comfort and peace.

- The Manager of the Queens Hotel sent a letter advising that they are building the Markiser and that they are planning to apply for a license for late alcohol and music outside, however he did not provide the number of their application for the license.

- The N 131 provided the following number of their application: 20/01546/PRMV.

Please, kindly consider my concern before making a decision in reference to the above, as before COVID-19 crisis I already had a few incidents when drunk people were sitting with glasses of wine on my stairs at front of my entrance door. So I am very scared to be informed that the above entities might get a license to play music and serve alcohol outside until even later.

I rely on your understanding,

Thank you very much,

Kindest regards,

37A The Broadwalk
Imperial Square
Cheltenham
GL50 1QG

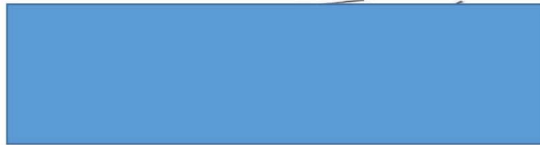
19/12/2020

Dear Sir

Re: The Lucky Onion LLP. Premises License at 129-133 The Promenade,
Cheltenham, GL50 1NW

I write objecting to their application to extend the time of serving drinks and playing music outdoors to after 11pm. because it is likely to cause a lot of noise and disruption in the surrounding area.

Yours sincerely





Part 2

LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

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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:	
Name of the organisation/body/person you represent. (if appropriate)	
Your full Postal Address or that of the organisation or body you represent	Flat 3 Summerfield House 21 Royal Parade Cheltenham Gloucestershire
Post Code	GL50 3AY
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)	N/A
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

Premises/Club Details

Name of premises/club you are making representation about:	131 the Promenade
Name of Applicant for Licence (if known)	The Lucky Onion LLP
Postal Address:	129-133 Promenade Cheltenham Gloucestershire
Post Code:	GL50 1NW

What are you making a representation about?

Please indicate which part of the licence/certificate application you are making a representation about (eg crime, disorder, noise, disturbance etc) License variation, reference 20/01546/PRMV
The proposed alteration of the license to extend licensable activities of 131 The Promenade, to the outdoors.

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:	140 metres along Fauconberg road from the rear of Flat 3 Summerfield House
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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)**

Public Nuisance: I am concerned as a local resident close to the rear of 131 the Promenade that pre-recorded music played in their outdoor areas until 1am will prevent me from sleeping properly. The lights used to illuminate the outdoor areas until 2am will add to the nighttime disturbance in the area. The noise of taxis, cars and pedestrians using Fauconberg road due to the outdoor patrons of 131 the Promenade coming and going, may also increase the noise levels into the early hours of the morning. The carbon emissions from the outdoor heaters in operation until the early hours in the outdoor areas on cold nights may also impact local pollution levels.

Crime and Disorder/Public Safety: Fauconberg road and Montpellier street at the rear of 131 The Promenade have had a number of crime incidents. For example, St Andrews church was subjected to an arson attack. Council Officers should ask advice from Gloucestershire police on the potential impact on crime and disorder and public safety in this area, if the number of patrons frequenting the outdoor areas of 131 The Promenade, increases into the early hours of the morning.

**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)**

Given the licensee owns and operates many establishments in Cheltenham and the county, the licensee has opportunities to find more appropriate places to extend open air music and alcohol provision that are not near a public garden, a school, a church and a residential conservation area.

Precedent: Agreeing to license music and alcohol in outdoor areas into the early hours of the morning sets a precedent for the area, as it is unusual in such a publicly prominent part of the Cheltenham conservation area. Allowing this to occur could fundamentally alter the character of the area and creates doubts for residents that they are living in a conservation area. This precedent may also have the unintended consequence of other licensed establishments seeking similar licenses to remain competitive.

Signature:

Capacity:

Date:

Dear Sir

REPRESENTATION TO AN APPLICATION BY LUCKY ONION LLP

129 - 133 PROMENADE CHELTENHAM GLOUCESTERSHIRE GL50 1NW VARIATION OF PREMISES LICENCE

LICENSING ACT 2003

I am the General Manager of the Queens Hotel, The Promenade, Cheltenham and wish to make a representation to the above application on behalf of the hotel operators. I have been manager of the premises since August 2018 and have worked in the hospitality industry for 19 years.

I previously made a representation to an application by the hotel earlier in the year, however the changes to the application have led to changes in the representation. As the Council will recall this first application by the applicants was refused

At the time I lodged my initial representation by the representatives of The Promenade, I did make the observation that although the applicant is not obliged to consult with local residents and businesses before lodging the application, they had not. Notwithstanding this, I and the local residents were not consulted in advance of this further application being lodged, although we did receive a letter from the applicants solicitors after the application had been lodged, inviting us to make contact with the hotel manager. I have since tried to speak to the manager on a number of occasions, as well as speaking to the contact detailed in the applicant's solicitor's letter, but I am yet to receive a reply or an answer to my request to discuss the application itself.

By way of background, and I appreciate that the Committee may already be familiar with the locality of both my premises and that of the Applicant, the Queens Hotel is adjacent to the Promenade. The Queens Hotel has been in existence since 1838 and has 84 bedrooms. Our main clientele during the week are business guests and at the weekend we attract visitors to the City coming to relax and enjoy a getaway from the busy day to day. A number of the hotel's 84 bedrooms face towards, and overlook, the external areas of the applicant premises that are the main focus of their application.

My understanding is that the current application is to enable the hotel to provide recorded music and late night refreshment in the external area at the front of the premises until midnight on each day of the week, and until 0200, on each day of the week, in the external area to the rear of the premises

The basis of my representation is as follows:

1. The application is inconsistent with the Licensing Objectives

The Queens Hotel already suffers from noise and nuisance disturbance caused by the patrons of 129 – 133 The Promenade.

It is my view that any extension of the permitted hours, until as late as 2am, within the external areas would do nothing to improve this situation and would simply make matters worse for the residents of my hotel who have had cause to complain about the noise.

In the circumstances, the application does not promote the licensing objectives in so far as they relate to:

- (a) Crime and disorder
- (b) Public safety
- (c) Public nuisance

2. Designated area of concern

I am aware that the premises fall within an area identified within the Cheltenham Borough Council policy as being a "designated area of concern".

The Council's own policy states that "it has identified the town centre as being an area of concern in that it is susceptible to alcohol related crime, alcohol hospital admissions and nuisance arising from or caused by customers of licensed premises".

Any change to the licensing hours at the applicant premises will do nothing to address the concerns expressed in the Council's own policy, and an extension of hours as requested by the applicant would be inconsistent with the Council's own policy.

I feel that it is only fair to point out that since the earlier refusal of the application for variation made by The Promenade, I have also submitted an application to vary my licence, to enable my hotel to place a marquee with bar in the gardens of the premises. I gave careful thought to this (largely driven by the need to create additional seating space as a consequence of the need for social distancing in the internal parts of my hotel). Given the location of the Queens Hotel, and being sensitive to the amenity of the local residents (and those of The Promenade), the application was limited so that all licensable activities must cease at 2200 on any day of the week. The use of the marquee is also time limited (to the 31 March 2021) by way of condition attaching to the hotel's premises licence. This seems a more appropriate approach and in keeping with the locality of the respective hotels. The application was granted without any representations being made.

I would be grateful if you could please acknowledge receipt of this email and confirm that it is deemed as a relevant representation. Should the applicant decide to pursue this matter, I look forward to receiving confirmation as to when it will be considered by the Licensing Committee.

I look forward to hearing from you.

Yours sincerely

Any outdoor activities including the sale and consumption of alcohol and the playing of loud music should not be allowed as requested by the applicant.

Everything like this should be indoors with windows closed by 23.00 hours each day. Marquee-type coverings are outdoor structures because they are not soundproofed. Proposals in these applications transgress the following licensing objectives:

The prevention of crime and disorder.
Public safety.
Prevention of public nuisance.

These licensing proposals greatly affect a conservation area which is occupied by a large and ever-growing number of private dwellings and inhabitants living close by.

We would ask that those dealing with these applications take note of the genuine feelings of the people who will be directly impacted and reject them.

In October 2017 sensible arrangements were put in place by the Licensing Authority regarding opening hours and restrictions on outdoor drinking at this establishment. We see no reason to alter them.

Yours sincerely
41, The Broadwalk,
Imperial Square,
Cheltenham,
GL50 1QG

Much of what you see set out below was raised in my email of 29th September 2020

I live 160 yards from 131 as the crow flies. Apart from one small gap to the side of St. Andrews church there are buildings standing between my house and the complex. Despite this not only am I disturbed by the noise from 131 while in my garden but also hear the partying from inside my house. This surpasses any other disturbance that I have come across in the 34 years I have lived in this house. I originally said there must be more than 100 peoples bedrooms sited as close or closer than me to 131. After a more comprehensive survey of the surrounding area I think a more accurate figure would be around 300 bedrooms

As previously mentioned I really don't think that is right that local residents should have to live so close to such late night activities. Many might view it as commercial considerations taking precedence over locals rights to a peaceful night. When Subtone was open you received complaints then about the noise. This despite the fact that the club was largely situated inside the building and that local residents lived a good deal further away than is the case with 131. I think I am right in stating that there is no other similar club or bar, certainly of this size, that operates close to such a concentration of private residences in our town. I also live in the hope that connections between the owner , who I understand is a significant party donor, would have absolutely no bearing on the consideration of the application.

I take it that you have contacted the other interested parties, for instance the police who already have to deal with significant issues at the back of the premises.

There have been other applications for extended licences in Montpellier and I think I am right in saying that no licenced premises have been allowed to operate into the small hours. And of course I have already said this is a larger site.

Of course as a Street Pastor I know that a large number of people leave en bloc around closing time. We always station ourselves outside along with the police. We know from experience things often become particularly noisy and lively and on occasions rowdy.

Thank you for your attention

Regards,

17 Royal Parade,

Bayshill Road,

Cheltenham

GL50 3AY

We wish to object to the application to extend licensable activities until 2am at 131 The Promenade.

It is within close proximity to our home in Imperial Square and we do not wish to be kept awake by the music and inevitable noise until 2am.

Objection to: 20/01546/PRMV The Lucky Onion 129-133 The Promenade

3 Summerfield Mews
Fauconberg Road
GL50 3AU

28th December 2020

Objection to Lucky Onion, 129-131 Promenade licensing application

To CBC Licensing.

As a nearby residents to the premises above we strongly object to their application for the reasons of noise and nuisance.

This area is mixed residential and business. In the past we have been kept awake by 131 playing loud music into the early hours of the mornings. As this rarely happened we made no formal complaint to the Council but it would certainly wake us up or stop us from going to sleep especially in hot weather when windows had to be left open.

On one occasion when I was still dressed I followed the noise outside to make sure it was coming from 131 which it was. Even at 8pm on December 20th 2020 noise could easily be heard from Summerfield Mews emanating from 131 as we were walking from Montpellier Street back to Summerfield Mews. With the advent of 131's outside awnings it is to be expected that once we are in more reasonable state that 131 will use their anticipated licensing hours to make our lives worse on a much more regular basis. As they never have informed us in the past when they had late events they obviously do not care about the residents around them. This is born out by their split application to have longer hours at the rear of the premises which is where we are.

We have no direct evidence that the nuisance is caused by people from 131 but quite often prior to Covid-19

we experience people carrying on partying or arguing in the church grounds between us and 131 and thus causing us concern.

Yours faithfully,



Part 2

LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

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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 c

Name:	[Redacted]
Name of the organisation/body/person you represent. (If appropriate)	N/A
Your full Postal Address or that of the organisation or body you represent	1 SUMMERSFIELD HOUSE 21 ROYAL PARADE CHELTENHAM
Post Code	GL50 3AY
Daytime contact telephone number	[Redacted]
Email address - If you would prefer to correspond via email, please enter your email address. (optional).	[Redacted]

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

Name of the person/organisation/body. (as appropriate)	/
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

Premises/Club Details

Name of premises/club you are making representation about:	131 PROMENADE
Name of Applicant for Licence (if known)	131 PROMENADE LTD
Postal Address:	129-133 PROMENADE CHELTENHAM
Post Code:	NP1 1XWU

What are you making a representation about?

<p>Please indicate which part of the licence/certificate application you are making a representation about (eg crime, disorder, noise, disturbance etc)</p> <p>LATE NIGHT NOISE CAUSED BY THE PLAYING OF RECORDED MUSIC IN AN OPEN AIR SETTING</p>
--

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:	140m (approx)
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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)

SEE ATTACHED SHEET

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)

NO LICENSABLE ACTIVITY AFTER 2300

Signature: 

Capacity: LOCAL RESIDENT

Date: 29/12/2020

CONCERNS

I object to the change in use of the outdoor areas; specifically to the playing of recorded music in an open air environment till early in the morning.

It is significant that proposed activity at the front of the property would cease 2 hours prior to that which is proposed at the rear of the property.

This is a tacit admission that potential noise and nuisance issues do exist, but that the welfare of householders to the rear is of no consequence.

One of the many consequences is that householders to the rear will not be able to leave bedroom windows open at night due to noise nuisance. The result will be poor sleep patterns during summer, given the relentless rise in night time ambient temperatures.

There is also a potential noise issue created by late night taxi traffic, especially in Fauconberg Road which already serves as an unofficial taxi rank.

A question: Has a noise assessment been conducted by either the proprietor or the Council? If not, would the Council consider asking proprietor to pay for one to be conducted, once Covid restrictions are lifted, to determine the likely level of nuisance. A quick ad-hoc check several months ago (by me) indicated that noise levels (measured mid-evening in the rear terrace with a smartphone) peaked at 91db. This was a combination of music noise, compounded by the fact that individuals were raising their voices to converse effectively.

Finally, what, if any, **meaningful** noise mitigation procedures do the management of 131 plan to introduce to avoid noise nuisance? There is nothing in the application relating to noise mitigation measures and of course in an open air venue there is little that can be done.

Please reject this application on the basis that it will introduce a significant level of nuisance to local residents.

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 contacted)

Name:	[REDACTED]
Name of the organisation/body/person you represent. (If appropriate)	N/A
Your full Postal Address or that of the organisation or body you represent	33 IMPERIAL SQUARE, CHELTENHAM, GL50 1PZ
Post Code	GL50 1PZ
Daytime contact telephone number	[REDACTED]
Email address - If you would prefer to correspond via email, please enter your email address. (optional).	[REDACTED]

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).	andrew.pickup@outlook.com

Premises/Club Details

Name of premises/club you are making representation about:	129-133 PROMENADE, CHELTENHAM, GLOS
Name of Applicant for Licence (if known)	THE LUCKY UNION GROUP
Postal Address:	THE LUCKY UNION GROUP HEAD OFFICE LONDON ROAD, CHELTENHAM
Post Code:	GL52 6UT

What are you making a representation about?

<p>Please indicate which part of the licence/certificate application you are making a representation about (eg crime, disorder, noise, disturbance etc)</p> <p>I OBJECT TO THE PLANNED CHANGES TO THE LICENCING OF 129-131 PROMENADE OPPOSITE MY HOME WHICH WILL CAUSE NOISE INCREASED NOISE POLLUTION AND PUBLIC DISORDER FOR LOCAL RESIDENTS</p>

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:	APPROX 150m
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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)

DURING THE SPRING/SUMMER/AUTUMN MONTHS, LOCAL RESIDENTS
ALREADY SUFFER FROM LOUD MUSIC EMANATING FROM N°131
HOTEL AND BAR. LONGER LICENCING (DRINKING / MUSIC HOURS
WILL BE A DISTURBANCE (NOISE POLLUTION) TO LOCAL RESIDENTS.
IN ADDITION, OUR EXPERIENCE DURING THE SUMMER IS THAT
LONG LICENCING / MUSIC HOURS SIMPLY MEANS THAT DRUNKEN
INDIVIDUALS REMAIN IN THE SQUARE LONGER. WE HAVE
HAD TO CALL THE POLICE AT 2AM IN THE MORNING

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)

→ WE HAVE ALSO CONTACTED AND COMPLAINED TO
THE COUNCIL ON THIS MATTER. IMPERIAL SQUARE
CONTAINS RESIDENTS BUT YOU CONTINUE TO ALLOW
NOISE, LATE AT NIGHT, AT 129-133 PROMENADE, AT
THE SQUARE GARDENS BAR AND, I ASSUME, AT THE NEW

PICKUP BAR WITHIN
THE QUADRANGLE.

Signature: 

Capacity: RESIDENT

Date: 23RD DEC 2020

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

Name:	[Redacted]
Name of the organisation/body/person you represent. (if appropriate)	n/a
Your full Postal Address or that of the organisation or body you represent	33 IMPERIAL SQUARE CHELTENHAM
Post Code	GL50 1QE.
Daytime contact telephone number	[Redacted]
Email address - If you have one (optional).	[Redacted] your email address.

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

Name of the person/organisation/body. (as appropriate)	
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).	

Premises/Club Details Reference 20/01546/PRMV

Name of premises/club you are making representation about:	131 and associated properties.
Name of Applicant for Licence (if known)	
Postal Address:	131 The Parade Cheltenham
Post Code:	GL50 1NW

What are you making a representation about?

Please indicate which part of the licence/certificate application you are making a representation about (eg crime, disorder, noise, disturbance etc)

Reference 20/01546/PRMV 131 Licence Variation Application.

Noise, disturbance resulting from the changes to the licensing at 131. This will increase noise pollution, and disorder in the square as a result.

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:

182 metres -

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 am concerned about the extended hours proposed as we already suffer disruption from 131 hotel + bar. The noise does not stop when the music/licensing does, as people then tend to congregate in the square, continuing to drink and be noisy. During the summer this sometimes continued until after 1am and on several occasions we, or other residents have had to call the police because of the disturbance. In addition, it encourages the selling of drugs on the edges of the square - we have children who suffer from disturbed sleep due to the noise + commotion.

continued.
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)

I can not think of ANY conditions which would make this acceptable.
The square is becoming more residential than commercial and the licensing and noise issues need to take this into account. We have a right to enjoy our property and have quiet in the evenings. Over the summer the noise continued into the early hours and this would be worsened by the extension of licensing hours.

Signature: 

Capacity: Resident.

Date: 22nd Dec 2020.

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:	[REDACTED]
Name of the organisation/body/person you represent. (if appropriate)	SELF & FAMILY
Your full Postal Address or that of the organisation or body you represent	12 ROYAL PARADE BAYS HILL ROAD CHELTENHAM
Post Code	GL50 3AY
Daytime contact telephone number	[REDACTED]
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

Premises/Club Details

Name of premises/club you are making representation about:	131 HOTEL & CLUB, CHELTENHAM
Name of Applicant for Licence (if known)	
Postal Address:	131 PROMENADE CHELTENHAM ENGLAND
Post Code:	GL50 1NW

What are you making a representation about?

Please indicate which part of the licence/certificate application you are making a representation about (eg crime, disorder, noise, disturbance etc)	
- NOISE - PARKING - RUBBISH - EXCESS DRINKING	- DRUGS - SPILLAGE TO A RESIDENTIAL NEIGHBOURHOOD - PUBLIC NUISANCE - UNDER AGE DRINKING.

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:	500 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)

In my view there is no justification for a late night open air / beer garden licence in this location or neighbourhood.
The previous such "speakeasy" in Montpellier was a total public nuisance and was much smaller in size and scope

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)

- 1) CRIME AND DISORDER ARE PART OF MONTEPPELLIER CITY BEHAVIOUR IN CHELTENHAM. ALL THIS APPLICATION DOES IS SPREAD IT OUT TO A PLACE NEAR A SCHOOL A PUBLIC PARK
- 2) NUISANCE TO PUBLIC, Safety and underage consumption of ~~alcohol~~ Drink & ~~alcohol~~ DRUGS

Signature: 

Capacity: HOUSE HOLDER / OWNER

Date: 24 DEC 2020.

46c The Broadwalk, Montpellier, Cheltenham, Glos. GL50 1QG

29th Dec 2020.

The Licensing Authority,
Cheltenham Borough Council.
Dear Sir,

Application No 20/01546/PTM

I am writing to object to the licence
card application to extend its hours of
sale to 12.00pm on Mondays as the hours of
131 and 2.00am on the same.

The extensive and extending licensing
of alcohol (and music) near Imperial
Gardens is changing the character of

Cheltenham to becoming just another town
with loud noise for those who party
and no peace for those who don't.
This is unlikely to bring more commercial
activity to the east of the town and will
create more parking chaos.

The fact that the owner makes a profit
of his generous support of the town does
cannot be overlooked.

Yours,

[Redacted]
apologies for not emailing this but my
computer is out of order.

23/12/20.

To:

Cheltenham Borough Council
Municipal Offices
The Promenade
Cheltenham GL50 3AY / PRMV



¹³¹
Ref: The Promenade – Application to extend licensable activities until 2am.

Dear Sir/Madam,

I object on the grounds that 131 Promenade backs onto residential properties. Licensing alcohol and music in the external gardens until 2am & 3am will seriously impact the residential properties in the area, and the Ladies College.

This will be a blight and prevent residents from their right to enjoy their property. There are already a serious noise issues from the external areas of 131, noting that CLC have already objected to the current activities.

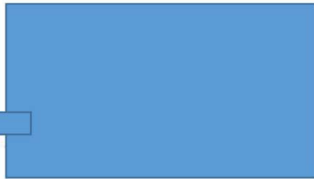
This in addition to late night drinking which involves a number of other issues, with people leaving the premises and causing a disturbance.

I truly hope you will seriously consider the remarks made above. Living on Royal Parade is a real privilege, but noise disturbance will definitely not enhance this.

Kind regards,

[Redacted]
Holland House
15 Royal Parade
Cheltenham GL50 3AY

Mob: [Redacted]



Application number
20/015046/PRM

[REDACTED]
407 The Broadwalk
Imperial Square
Cheltenham GL50 1Q9

PLANNING
Rec'd 04 JAN 2021
SERVICES

01 242 269411

email [REDACTED]

.com

Dear Su/modam,

As a resident of Imperial Square I would like it noted that I object very strongly to you granting an extension to the licensing hours to the application from 131 The Promenade, The Lucky Onion.

My objection is to any form of outside music and the sale of alcohol on any of the terraces, front or rear after 11pm.

I hope you will agree to have any of the above outside after 11pm is not acceptable in a residential area.

Yours truly,

POSTAL
M 29 DEC 2020 O
SERVICES

[REDACTED]



PLANNING
 Rec'd 4 JAN 2021
 SERVICES

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:	[REDACTED]
Name of the organisation/body/person you represent. (if appropriate)	St Andrew's United Reformed Church
Your full Postal Address or that of the organisation or body you represent	Montpellier Street / Ravensberg Road
Post Code	GL50 1SP
Daytime contact telephone number	[REDACTED]
Email address - If you would prefer to correspond via email, please enter their email address. (optional).	[REDACTED]

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

Name of the person/organisation/body. (as appropriate)	
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

Premises/Club Details

Name of premises/club you are making representation about:	131 the Promenade
Name of Applicant for Licence (if known)	The Lucky Onion LLP
Postal Address:	129-133 Promenade Cheltenham Gloucestershire
Post Code:	GL50 1NW

What are you making a representation about?

Please indicate which part of the licence/certificate application you are making a representation about (eg crime, disorder, noise, disturbance etc) License variation, reference 20/01546/PRMV CRIME, DISORDER, NOISE, DISTURBANCE
--

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:	LESS THAN 100 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)

OUR CONCERNS ARE SET OUT IN THE ATTACHED SEPARATE SHEET

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)

NONE OF WHICH WE CAN SUGGEST

Signature: 

Capacity: CHURCH CHAIR OF TRUSTEES

Date: 27 DECEMBER 2020

1. Contact; [REDACTED],

[REDACTED]
Chair of Trustees - St Andrew's United Reformed Church, Montpellier St, GL50 1SP

2. Concerns cover crime, disorder, noise and disturbance:

3. Our representation refers to all four Licensing Objectives:

A Crime and Disorder

The town end of Montpellier St is known in the neighbourhood as a centre of drug dealing activity. The police are well aware of this. Associated activity often spills into the Church Garden, facing Fauconberg Road, where needles and other drug taking paraphernalia have been found. **This is also a health hazard and ever present danger to regular users of the church environs.** Extending any licence will only encourage an increase in this activity.

The **Arson attack** suffered by the Church on 9/10 June 2020 was considered to be directly related to drug taking activity. The fire that badly damaged the main timber doors of the church Fauconberg Road entrance was set with firefighters which were found with other drug taking equipment on the steps when the fire service was called. An incident number was recorded by the police, but they have been unable to prosecute to date. The church was extremely fortunate that the fire did not spread from the 135 year old doors to the rest of the building while damaging the doors beyond repair as the fire smouldered for a significant length of time, believed to be overnight. Further spread would probably have destroyed the building as part of a major fire incident in the middle of the night.

Extending the time of opening and having it away from The Promenade may appear preferable but it will encourage more criminal activity in a less visible area that does have domestic premises nearby.

B+C Public Nuisance and Public Safety

These concerns are closely allied to Crime and Disorder (above). The regular drug dealers do not respect other street users, driving can be conducted dangerously. Having individuals lurking in the street is very upsetting to residents and other legitimate users. Activity on Church premises usually finishes by 11.00pm, but even then there is often undesirable activity in the street. This would be exacerbated by an extension of the Licence to the Lucky Onion, as their premises overlook Montpellier St and Fauconberg Road. An increase in the general level of noise, including music, is public nuisance to all residents/domestic properties and street users.

Another aspect to Public Nuisance is that the church gardens are used for disposal of rubbish and as an unofficial urinal with use likely to increase if there are more late night revellers needing to relieve themselves and wanting a convenient "hiding" place to use. They are less likely to want to relieve themselves in Imperial Gardens as it is more open.

D The Protection of Children from Harm

This is not a concern at night but it does increase the chances of children finding discarded drugs or drug taking equipment in the street or in the church gardens. There are weekly activities held at the church involving young children and in good weather they can take place in the gardens.

In short: Risks of Crime and to Public health (drug dealing and taking plus urinating), Dangerous driving and excess noise for domestic environment that exists next to the church at night followed by increased risk of harm to children during the day from activities at night.

4. **Mitigating conditions if application is rejected;** Removal of Drug nuisance and minimise noise levels after 11.00 pm that affect residential properties plus less chance of harm to children and to adjacent properties.