

## Appendix C

### 1. 19 Albert Place, Cheltenham, Gloucestershire GL52 2HR

Albert Place already has issues with drunk people walking from Prestbury Road towards the town centre, and from the town centre towards Prestbury Road. Given the fact that the road falls in a conservation area and many of the houses are listed buildings, sound insulation along the street is very poor as most residents have single pane sash windows. This means that any further footfall along the road, particularly drunk people in the evening hours, will be very disruptive. I also worry about the noise levels directly from the premise. Loud noises from Prestbury Road do travel down Albert Place and the gardens between Albert Place and Potland Square. In the original application for planning permission, the applicant said they'd be no louder than The Sudley Arms. However, given the Sudley Arms rarely has more than a few people in it and doesn't back onto the same streets, I fear that the disruption from this new venue will far exceed what is already caused by the Sudley Arms. There is a lack of parking on Albert Place and in the surrounding areas, and given this establishment will be open in hours that include times which are outside the times which parking restrictions are in place, I fear that that parking locally will become even more difficulty.

### 2. 3 Albert Place, Cheltenham, Gloucestershire GL52 2HP

The premises in question has residential properties very close including above and across the road. Given the limited outdoor space issues with noise and antisocial behaviour would be magnified. There are already licenced premises close by which create a noise issue and one of the properties often has people spilling out onto the pavement drinking (usually during race week and match days) Give the noise being generated during the fitting out of the premises it seems unlikely that music , amplified or otherwise will be contained by the structure of the building

### 3. Malden Mews, Malden Road, Cheltenham, GL52 2BU

I am writing to raise concerns with regards to the application for a new premises licence being made for 33 Prestbury Road, to open a rum bar with a licence to play late night music until 11.30pm 7 days per week and to serve alcohol until 11pm 7 days per week (slightly earlier finish time on a Sunday. I have several concerns about the application in relation to the impact on

\* This part of Prestbury Road is largely a residential area, with a small row of shops and a cafe that are all open approximately 9-5pm. A little further down the road is one pub. The opening of a late night bar, particularly with intentions to play music and serve alcohol 7-days a week, will introduce late night drinking into our local neighbourhood. This concerns me on a number of levels, including concerns about the noise from people going in and out or standing outside the property, which is across the road from my flat.

\* Most of the properties on Prestbury Road are grade 2 listed buildings and as such, windows tend to be large and single glazed, which means noise travels clearly through the windows. When people outside in the street stand and talk, I can hear their conversations to the point that I am unable to hear the TV properly or read a book. I am concerned that a large volume of people across the road, entering and leaving the building, with music and

alcohol, will contribute to unacceptable noise levels which will cause issues for me and other residents in our homes.

\* I am concerned that people drinking and leaving the premises drunk late at night has the potential to cause a public nuisance, in an area of Cheltenham that is mainly residential and not a place where there are numerous other late night bars with music.

\* The above points particularly concern me in terms of the impact on my ability to sleep well with the noise levels, particularly on weeknights when I will be needing to get up early to go to work.

\* I am concerned that people drinking late at night will potentially lead to a rise in antisocial behaviour and potentially cause a public nuisance, with an increase in noise levels, potential increase in litter, and increase in people smoking with the planned smoking area which I assume will affect anyone living directly above or adjacent to the bar. I also note that there is only permit parking in this area and would be concerned about a potential increase in people parking locally in places they should not. I hope you will consider these concerns seriously. In theory I do not have an issue with the bar opening, but rather the late night hours they wish to open, along with opening 7 days a week at a late time which seems unreasonable in terms of the impact the noise will have for local residents in this residential area.

Letter from the same person

I wish to object to the above licensing application.

The grounds for the objection are as follows:

- 1.The prevention of public nuisance
- 2.The prevention of crime and disorder.

33 Prestbury Road falls within a neighbourhood centre within the Pittville Character Area of the Cheltenham Conservation Area. It is surrounded by residential properties including that of my own. My property is Grade II listed with single glass windows opposite the proposed Rum Bar.

The proposed use of the premises as a Rum Bar for the sale of alcohol and provision of Entertainment would cause noise disturbance to the living conditions contrary to Policy SL1 of the Cheltenham Plan.

The granting of a licence would also cause unacceptable harm to the local amenity of neighbouring occupants due to the noise that would emanate from the premises, the smoking area and the noise when the premises closes in the evening contrary to SD14 of the Joint Core Strategy.

The Sui Generis Planning Permission granted on 8 August 2022 sets out conditions that are not reflected in the Licensing Application.

A Noise Management plan had to be submitted and approved prior to music other than background music being played at the premises in order to safeguard the amenity of

adjacent properties and the general locality. The plan was to be approved prior to the premises being altered so as to ensure works were integral to the overall design or development.

The Noise and Waste Control Statement that was submitted with the Planning Application has not been reflected in the Licensing Application.

The area is a Conservation Area. Whilst it is a mixed area there is only one Public House in Prestbury Road, The Sudeley Arms. By granting another premises licence in the conservation area it is logical that customers may move between the two premises which could result in public order issues as well as noise disturbance. This is acceptable in a town centre but not in an area with so many residential properties.

We request that the application for the Premises Licence is refused on the grounds of Public Nuisance and the Prevention of Crime and Disorder.

If the Committee are minded to grant the Premises Licence we would request that the following conditions are attached to the licence:

There is no amplified music;

- Music will be managed through sonos speakers and a sonos app giving applicants control of the volume level;
- No drinks are to be taken onto the pavement area. Smoking outside the venue (on the street, opposite a row of residential buildings that are all single paned and Grade II listed) be prohibited.
- The Noise Management Plan required by planning to be attached as a condition to the licence.

Noise and waste management documents attached to the planning application set out: "The smoking area will be controlled by a roped off area outside the front of the bar. There will be a door staff member monitoring this area and there will be a set amount of people allowed in this area at one time. Drinks will not be allowed to be taken outside, meaning that customers will not be hanging around outside for long periods of time." The concept of a smoking area directly contravenes the licensing objective of the prevention of public nuisance. "We will pay for a weekly collection of waste and in the meantime the waste will be stored in a designated blocked off area under the stairs, contained to inside the premises. We own a business on the same street and find the weekly paid collections work very well". A condition in line with the applicants proposed suggestion should be placed on the licence to ensure there is no noise disturbance by bottles being emptied outside the premises outside normal working hours.

I look forward to hearing from you.

4. 11 Pittville Lawn, Cheltenham, Gloucestershire GL52 2BE

While broadly in support of the application, there is concern that customers will spill onto the pavement, causing noise, obstruction, and litter. Despite the conditions stating that customers will not be permitted to take drinks off premises, smokers will invariably congregate on the pavement, resulting in noise and litter nuisances.

5. *Address to be provided*

Regarding the application for the Rum Bar in Prestbury road, the only objection to is the parking, they should use Portland car park which is about two minutes away, the reason i mention this is nearly opposite is Badhams chemist and over many years i have complained cars parking three abreast on the pavement outside the chemist totally blocking the pavement totally for mothers pushing prams and immobilised people on their electric chairs, twice i have stepped onto the road to hold the traffic so that the person can get past the blocking car and back onto the pavement, about a month ago i was able to stop a police car and pointed out a car on the pedestrian section of the pavement and they just said not our problem!! About three weeks ago i sent an email with many photos of the many cars and vans which ignores the no entry sign who park all over the pavement and have requested two bollards tp prevent them parking pedestrian part of the pavement, i have been in touch with the conservative and liberal councillors of Pittville to no avail.