

Application for 66 – 68 Clemens Street

	Normal Opening Hours	Sale of alcohol for consumption on and off the premises	Live Music (Indoors) *	Recorded Music * (Indoors only)	Late Night Refreshment (Indoors and outdoors)
Monday	09:00 to 00:00	09:00 to 00:00	12:00 to 23:00	09:00 to 00:00	23:00 to 00:00
Tuesday	09:00 to 00:00	09:00 to 00:00	18:00 to 23:00	09:00 to 00:00	23:00 to 00:00
Wednesday	09:00 to 00:00	09:00 to 00:00	18:00 to 23:00	09:00 to 00:00	23:00 to 00:00
Thursday	09:00 to 00:00	09:00 to 01:00	18:00 to 23:00	09:00 to 00:00	23:00 to 01:00
Friday	09:00 to 00:00	09:00 to 02:00	18:00 to 23:00	09:00 to 00:00	23:00 to 02:00
Saturday	09:00 to 00:00	09:00 to 02:00	18:00 to 23:00	09:00 to 00:00	23:00 to 02:00
Sunday	09:00 to 00:00	09:00 to 00:00	12:00 to 18:00	09:00 to 00:00	23:00 to 00:00
Christmas and New Year		Until 02:00	Until 00:30		Until 02:00

* Between the hours of 08:00 and 23:00, when **amplified live music** is taking place to an audience of less than 500 people and the premises is licensed for the sale of alcohol for consumption on the premises; or when **unamplified live music** is taking place to any number people on any premises, all licensing conditions applicable to the control of live music on this licence are deemed not to be in operation.

Between the hours of 08:00 and 23:00, when **recorded music** is taking place to an audience of less than 500 people and the premises is licensed for the sale of alcohol for consumption on the premises, all licensing conditions applicable to the control of recorded music on this licence are deemed not to be in operation.

Emma Dudgeon

From: Licensing
Sent: 07 October 2016 11:50
To: [REDACTED]
Subject: RE: Clemens Street Mamm Leisure

Good morning,

Thank you for your email.

A Licensing Officer will be in touch shortly after the end date for representations to confirm the details of the Licensing Panel.

We must make you aware that your representation, including your personal details, will be published in the agenda produced for the Licensing Panel which is a public document. The Licensing Department may exclude your personal details from the public agenda in exceptional circumstances. To discuss this please contact a member of the Licensing Department before 30 October 2016.

Kind regards

Emma

From: [REDACTED]
Sent: 07 October 2016 10:00
To: Licensing
Subject: Re: Clemens Street Mamm Leisure

The first, third and fourth statement.

Sent from Surface

From: licensing@warwickdc.gov.uk
Sent: Friday, 7 October 2016 09:34
To: [REDACTED]

Good morning Ms Wiltshire,

Any representations made in relation to a new premises licence application must relate to one or more of the below licensing objectives:

- Prevention of crime and disorder
- Protection of children from harm
- Public safety
- Prevention of public nuisance

In the interest of clarity, please could you confirm which of these licensing objectives you are making representations under.

Kind regards

Emma

Emma Dudgeon

Licensing Enforcement Officer

Health & Community Protection | Warwick District Council | Riverside House | Milverton Hill | Royal Leamington Spa | CV32 5HZ | 01926 456113

Emma.dudgeon@warwickdc.gov.uk | www.warwickdc.gov.uk

Please don't print this email unless you really need to.

From: [REDACTED]
Sent: 06 October 2016 19:16
To: Licensing
Cc: SOLAR
Subject: Clemens Street Mamm Leisure

I would like to raise concerns and my objection over the request for licensing of this establishing due to the high level of anti social behaviour that South Leamington residents are experiencing. Residents are being woken up many times throughout the night due to drunks and students walking home and making unacceptable noise. This venue will only create further disruption. The opening hours are quite late which means people will be walking back home in the early hours. I object strongly to this application. Having spoken to the police today who informed me they are stretched covering the town centre and tackling crime there.

Regards
Jodie Wiltshire

Sent from Surface

What's on - www.warwickdc.gov.uk/events

Latest news - www.warwickdc.gov.uk/news

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64 Clemens Street
Leamington Spa
Warwickshire
CV31 2DN

Licensing Department
Warwick District Council
Riverside House
Milverton Hill
Leamington Spa
CV32 5HZ

16 October 2016

Dear Sirs

Re Licensing application for 66/68 Clemens Street

I wish to object to terms of the licence being applied for in relation to the above premises.
My grounds are public nuisance and the prevention of crime and disorder.

I have lived in the house next door to the premises for the last 25 years and have always enjoyed a good relationship with my neighbours. It traded as a restaurant for many years and latterly was a restaurant and bar, which closed at a reasonable time in the evening.

Although Clemens Street is a busy commercial shopping street during the daytime, most of the businesses at the southern end of the street close by 7.00pm and the street resorts to being a residential street. There are 4 takeaway food shops in the lower part of the street which remain open.

Number 62 is surrounded by residential premises on all sides.

However the pedestrian footfall in the street is busy until the early hours of the morning as people return from the bars and clubs in the Town Centre. There is rarely any trouble as there is no reason for people to stop on their journey home. I believe if the licence is granted as currently requested that the premises will be a magnet for those seeking a late drink and there will be inevitably public nuisance and disorder caused.

By agreeing to a condition that the doors to the terrace and patio be locked at 11.00pm the applicant has correctly identified that the use of those areas beyond the hours of 11.00pm would cause public nuisance as the gathering of people in that area has caused noise and nuisance to all the neighbours in the past. However the effect of that condition is that it will lead to the gathering of people in the front of the premises on the street after those hours which has the potential to cause crime and disorder and public nuisance to all those who reside opposite and around the premises.

C.S.T.

18 OCT 2016

WARWICK DISTRICT COUNCIL

I would therefore ask that the closing hours of trading are the traditional public house hours of 2300 hours. Those wishing to drink later can go to the town centre bars which are open for late drinking and are less than 5 minutes walk away. Those are the appropriate hours for licensed premises in a densely occupied residential area.

I am concerned about the application for live music. The previous occupant had regular evenings of live unamplified music which although audible outside the premises did not cause any significant problems. They did have occasional party bookings which had heavy amplified music in the lower area. These caused considerable nuisance and the lower part of my house was unusable, and it was impossible to sleep in the upper part until the event ceased. These are old buildings and there is very little preventing sound transmission between them.

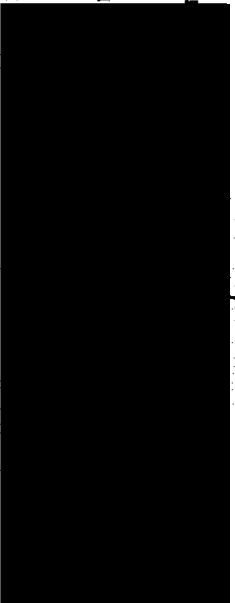
I do not wish to get into arguments with the applicant or start involving the council staff in measuring noise levels, and issuing noise abatement notices/. I would ask that there is a condition attached that there is no live amplified music on the premises until adequate sound insulation has been installed reducing the transmitted sound to an acceptable level. If the premises were being built today it would be part of the regulations for construction, so it is not unreasonable to ask for that to be provided. If the committee do not agree to that I would ask that all live music ceases at 2300 hours.

These conditions are being imposed to prevent public nuisance.

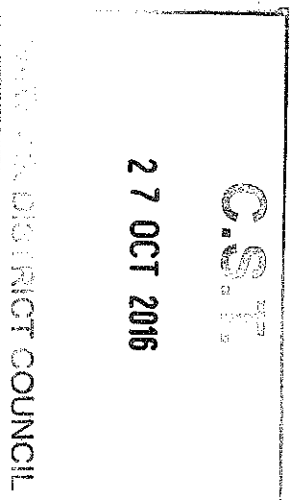
I wish to make it clear that I would like to see these premises being use again. However the use must be appropriate to the area in which the premises are situated. If I could be provided with a detailed plan of the area I would like to mark on it the number and type of residential properties

You

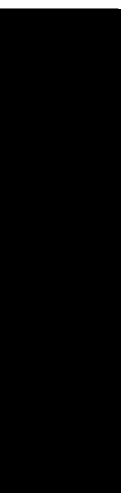
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Date 24th October 2016



Mrs Rita & Mr Christopher Thorley
62A Clemens Street
Leamington Spa
CV31 2DN



Warwick District Council
Licensing
Riverside House
Milverton Hill
Leamington Spa
CV32 5HZ

Dear Licensing Department,

Re: Licence Application for the Sale of Alcohol for Consumption and Playing of Music on the Premises at 66-68 Clemens St, Leamington CV31 2DN

We would like to express our concern over the application to serve alcohol and the playing of loud music after 11pm at night.

We are concerned that the terms of the licence for late night drinking and the late night playing of music would disturb an otherwise peaceful enjoyment of our residence at 62A Clemens Street.

Other than Christmas Eve and New Years Eve, we would be grateful if further restrictions to the terms of the licence could be considered.

To avoid Public Nuisance due to sound vibration through these 200 year old Grade II listed buildings, our preference is that music is not played after 11pm.

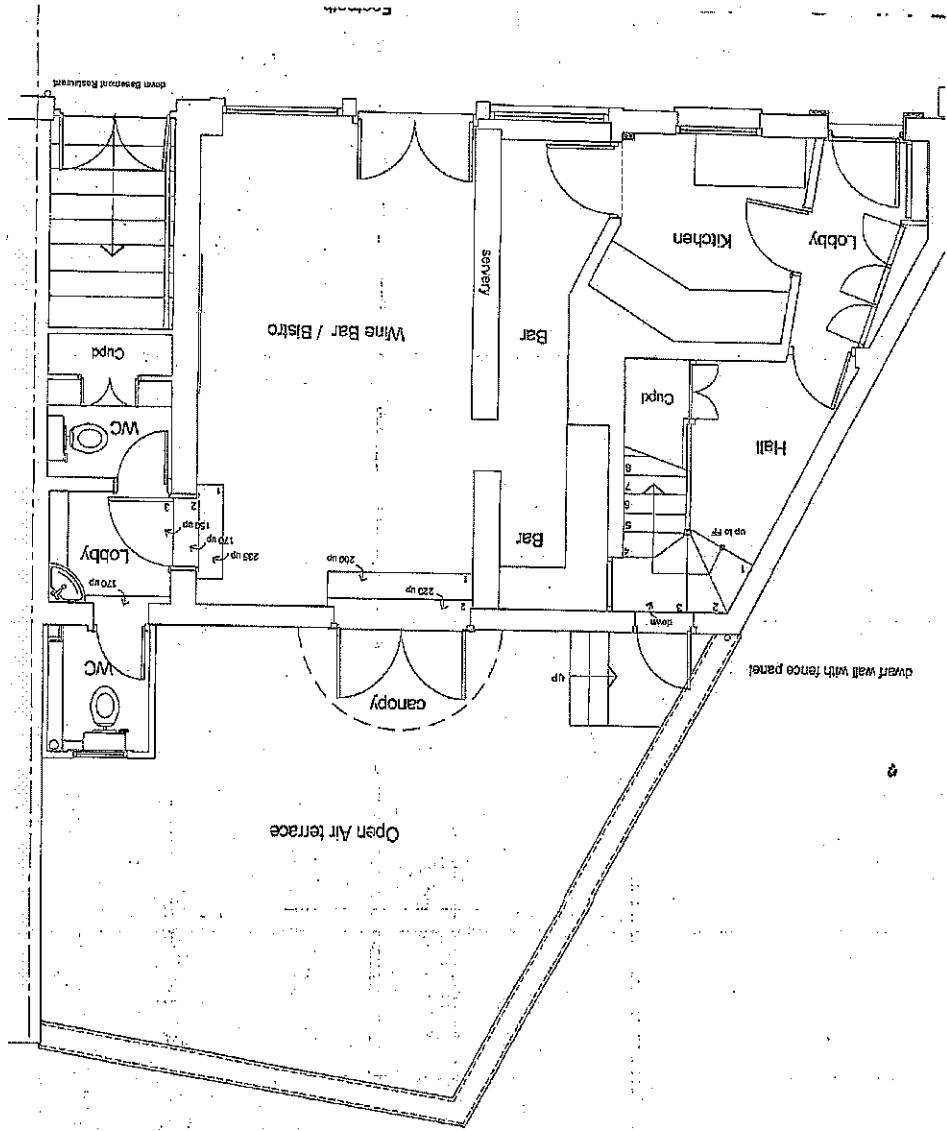
To avoid Crime and Disorder outside our residence due to late night drunken behaviour, our preference is that alcohol is not served after 11pm.

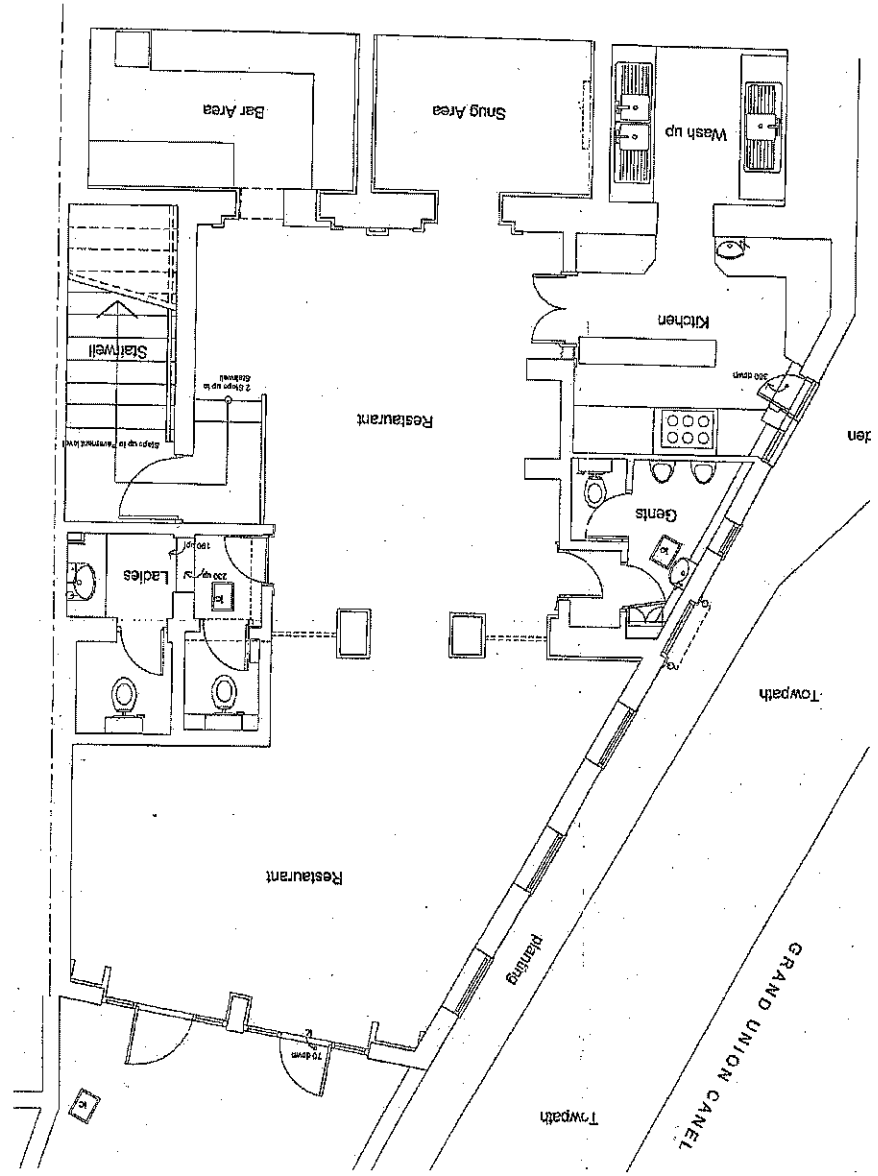
Thank you for your consideration of this objection to the terms of the licence in its present form.

Yours sincerely



Mrs Rita Thorley











problem