

Mardon, Sarah (Licensing)

From: Newsome, Janet (Licensing) on behalf of Licensing
Sent: 17 October 2014 13:37
To: Mardon, Sarah (Licensing)
Subject: FW: Octagon building, Station Road, St Ives

From: [REDACTED]
Sent: 17 October 2014 13:11
To: Licensing
Subject: Re: Octagon building, Station Road, St Ives

Thank you for confirming receipt of our email and confirming our comments are relevant under the Licensing Act. 2003.

In our opinion, the amended application in consultation with the police and environmental, still doesn't sufficiently address our outlined.

In relation to the amended points with the police, out of the ten changes, only the last one, gives any due consideration to the impact this venue will have on the wider community. Staff monitoring the outside area, will do nothing to address the increased noise that the outside seating will create. Additionally even if chairs are consistently packed away at 10pm, this will not stop people from remaining outside.

In relation to amended environmental changes, the very nature of people both entering and leaving the premises means it is unrealistic to imply noise will not be heard from this venue.

Finally, incident log books, trained staff, CCTV etc are all in relation to managing issues within the premises. The license holder and staff will only be responsible for things that occur on the venue's premises. Therefore all the issues that we have outlined about noise and behaviour from members of the public leaving the area, remain unaddressed.

Therefore we do not believe the amendments satisfactorily address our concerns and request that our representation, remains as a formal objection to this application.

Yours Sincerely

Mr S D Porter & Miss S L Gage

On 17 October 2014 09:37, Licensing <Licensing@huntingdonshire.gov.uk> wrote:

Mr Porter & Miss Gage

Many Thanks for your email below, I confirm your comments are relevant under the terms of the Licensing Act 2003.

The application is subject to ongoing mediation between the Police and Environmental Health, during the consultation period.

This mediation has resulted in some changes to the application as originally advertised. Detailed below are the additional conditions and changes to timings that have been made to the application.

Conditions agreed with Police

1. All staff shall be trained in the requirements of the Challenge 25 policies.
2. Any person managing or supervising staff in the sale of alcohol or other licensable activity in the absence of the DPS shall be the holder of a personal licence.
3. A written incident book shall be maintained to record any activity of a violent, criminal or antisocial nature. The record will contain the time and date, the nature of the incident, the people involved, the action taken and details of the person responsible for the management of the premises at the time of the incident.
4. The incident book shall be available for inspection at all reasonable times by an authorised officer of relevant responsible authority. The records will be retained for at least 12 months.
5. All door staff shall be trained in the requirements of the Challenge 25 policies, and the correct procedures to be followed when refusing entry. (Refusals log)
6. A minimum of two SIA Registered door supervisors will be employed on Friday and Saturday evenings from 10:00 hours till the premises are closed.
7. The Premises Licence Holder and/or Designated Premises Supervisor shall ensure staff and door supervisors do not allow any drinking vessel, glass or bottle to be taken from the premises.
8. CCTV equipment shall be installed and maintained in good working order and continually record when licensable activity takes place. The system shall cover all areas of the premises to which the public have access including any outside areas. The Images shall be retained for a minimum of 31 days and be made available to the Police or any authorised officer. At all times the premises are open for business a member of staff shall be present who is capable of operating the CCTV system and downloading images at the request of police or other authorised officer.

9. If the CCTV equipment breaks down the Premises Licence Holder shall ensure the Designated Premises Supervisor, or in his/her absence other responsible person, informs the Licensing Authority and the Police as soon as is reasonably practicable and within 24 hours. This information shall be contemporaneously recorded in the incident report register and shall include the time, date and means this was done and to whom the information was reported. Equipment failures shall be repaired or replaced as soon as is reasonably practicable and without undue delay. The Licensing Authority and the Police shall be informed when faults are rectified.

10. The Premises Licence Holder and/or Designated Premises Supervisor shall ensure that any outside area included in the licence will be controlled in a safe and effective manner to the same standard operated within the premises building and will pay special attention to the impact that the use of the outside area has on the surrounding community.

11. Tables outside the premise shall be cleared 22:00 hours.

Opening Hours:

Monday, Tuesday & Wednesday : 08:00 to 00:00

Thursday, Friday & Saturday: 08:00 to 01:00

Sunday : 10:00 to 01:00

Sale of Alcohol from:

Sunday to Wednesday: 10:00 to 00:00

Thursday, Friday & Saturday: 10:00 to 01:00

Conditions Agreed EH

- All windows and doors to be kept closed during any performance of live or recorded music inside the premises.
- The music noise level, measured as a 15 minute L(A)eq, 1 metre from the façade of noise sensitive properties, or within noise sensitive rooms with doors and windows open in a typical manner for ventilation, shall not exceed the representative background level L(A)90 (without entertainment noise). And, The L10 of the entertainment noise measured over 15 minute period 1 metre from the façade of noise sensitive properties, or within noise sensitive rooms with windows open in a typical manner for ventilation, shall not exceed the representative background noise level L90 (without entertainment noise), in any third octave band between 40 Hz and 160Hz.

For events continuing after 23:00, the music noise should not be audible within noise sensitive premises with windows open in a typical manner for ventilation.

If these changes do not sufficiently address your concerns, your representation to be heard by the Licensing Sub-Committee.

If the changes are satisfactory, please confirm by formally withdrawing your representation.

Please confirm how you wish to proceed.

Kind regards

Sarah Mardon

Licensing Officer

Huntingdonshire District Council

Pathfinder House

St. Mary's Street

Huntingdon

PE29 3TN

Tel: 01480 387075

From:

[Redacted]

Sent: 16 October 2014 22:54

To: Licensing

Subject: Octagon building, Station Road, St Ives

Dear Sir/Madam

We are writing in response to the License application that has been applied for on the above building. If successful, the applicant is proposing to build a two storey venue that will be open seven days a week from 10 am-1 am. It will serve alcohol and will be playing both recorded and live music.

We are requesting that this email and its content be read in the context of an objection to the proposal and our objection reasons be given due consideration for the following reasons:

We are a family of five, with three children under the age of seven. We live at No 2 Cromwell place, which is a Grade Two residential property. The house sits in a conservation area and is situated less than 500 yards from the Octagon building.

At the front of the property, we have a upstairs children's bedroom and a downstairs main family lounge area. Due to the Grade Two listing, all the glass in the property is single glazed. This means we can hear public and road noise levels, that would normally be minimised from double glazing etc, which we are not allowed. This makes the house and its position vulnerable to any excessive noise that comes from the Octagon site/area.

Every year in October for three nights when the fair arrives, we have to endure the two loudest rides, being set up in front and to the side of the Octagon building, which is directly across the road from us. During this period, we endure and are kept awake from increased and excessive noise levels from members of the public (which includes people shouting, screaming and swearing) who are both visiting and leaving the vicinity of where the Octagon building is.

Over the course of the three days, we experience increased noise from the extra volume of traffic on the one way system, which is where our property sits and environmentally, we also have to clear up other peoples rubbish (including glass bottles), that we retrieve from our front wall and garden.

We believe if the Octagon building is turned into a Cafe/bar venue which is open every day/night with a late opening license, everything that we experience above three times a year, will become a regular occurrence especially on weekend nights and Bank holidays.

There will be the noise of the public who are entering and leaving the venue on foot.

The proposed outside seating area will initiate additional noise during the day and night.

The music whether recorded or live, will be heard as the exit doors are opened and closed and will escape if/when windows are opened for ventilation .

There will be increased traffic noise from cars and taxis who will be using the short stay car park. This car park and its exit is immediately opposite and less than 100 yards from our property. We already experience increased evening noise levels from this car park at the weekends.

As already experienced within the town centre and its pub areas, there will be members of the public who will leave the Octagon venue but not disperse from the surrounding area immediately. We already have the noise of people who choose to congregate late at night by the bus station.

Given the forth coming arrival of Wetherspoon in St Ives and the potential reopening of the Robin Hood, if the Octagon application is granted, the noise levels in the immediate area/ where our property is, will increase again, as members of the public go back and forth between the three venues.

The very nature of the venue so close to a residential area, will significantly impact on the quality of our family life. As one of the children's bedrooms is at the front of the house, they will be vulnerable to hearing and witnessing adult behaviour that as parents, we will have no control over.

In Summary, we object to this application as we believe the proposed change of building use, is going to create and contribute to unacceptable increased noise levels and the risk of anti-social behaviour.

Yours Sincerely

Mr S D Porter & Miss S L Gage

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