

Heron, Andrew

From: [REDACTED]
Sent: 17 October 2017 13:53
To: Heron, Andrew
Cc: Regen, Licensing
Subject: RE: Variation Application in respect of 72, Bermondsey Street

Dear Mr. Heron,

Thank you for your reply. I would be grateful if, in light of the original notice being defective, you could kindly confirm what the new final day is for the making of representations in respect of this application. A number of my neighbours are considering making such representations and wish to know what the current position is.

I am writing to you also to make my own formal representations about this application. They are as follows.

I refer to my previous representations in respect of the original application for the premises licence at these premises for the background. Put simply I live next door to the premises and the windows of several of my rooms, including living rooms and bedrooms look directly onto the front door of the premises at a distance of only a few feet, or are virtually above the entrance to the premises.

I have no opposition to the sale of sealed containers of alcohol for consumption off the premises.

I have no objection in principle to allowing the consumption of alcohol by four people sitting outside the premises. However, I feel that suitable conditions and/or amendments to existing conditions are required to ensure that that is all that occurs. If there are no restrictions on what off sales are made there is a significant risk of noise nuisance being caused by those who have removed open containers from the premises and who are consuming alcohol outside the premises. I would also like to see the existing condition which restricts the consumption of alcohol to those who are seated to be extended to cover those who are outside at the two tables in question. I also have concerns about possible noise from customers drinking outside at the end of the evening and so would seek a condition restricting consumption outside the premises until no later than 21.00hrs.

I would therefore suggest that the following conditions are imposed to the varied licence.

“no alcoholic drinks shall be taken off the premises at any time save those in sealed containers or those for consumption by customers seated at the tables outside. The number of such customers outside shall not exceed four at any time. No alcoholic drink may be taken off the premises other than in a sealed container after 21.00hrs”

The necessary change to the licence in respect of seated customers could be expressed as follows;

“alcohol shall only be consumed by persons who are seated either in the premises or at the tables outside, but may not be consumed outside after 21.00hrs.”.

I also understand that the application includes the removal of the current limit of 5 persons outside the premises smoking at any one time. (Obviously these people at present may not take alcohol with them). I see no justification for the removal of this condition and I object to it. If an unlimited number of people are permitted to stand outside the premises smoking, this greatly increases the risk of noise being caused by those outside. The noise of a large group of people talking outside directly under my windows is far more likely to cause a nuisance than that from the same group talking within the premises.

If the applicant considers that the condition as currently drafted causes a problem because if 4 people are seated outside and all are smoking only 1 person in addition may leave the premises, then this can be addressed in the wording of the condition. For instance the limit on those outside smoking may be expressed so as not to include

those who are seated outside the premises, provided that seating is always restricted to 4 seats. I would also seek an absolute limit of no more than 9 customers outside at any one time.

Recent observations by myself and other neighbours has shown that on a number of occasions more than 4 people have been sitting outside and this causes us concerns about how tightly the applicant would keep to the conditions imposed, This makes it more important in our view that clear and precise conditions are attached to this licence in respect of activities outside.

I should make it clear that without conditions of the kind set out above I am opposed to the proposed variation on the grounds that it is likely to undermine the licensing objectives by creating a substantial likelihood of causing noise nuisance to neighbouring properties.

I do not know if, in the light of these representations, a mediation meeting would be appropriate, but myself and my neighbours would be happy to attend one.

I would be grateful if you would confirm receipt of these representations and I look forward to hearing from you further.

Yours sincerely,

[REDACTED]

From: Heron, Andrew [mailto:Andrew.Heron@southwark.gov.uk]

Sent: 02 October 2017 16:34

To: [REDACTED]

Subject: RE: Variation Application in respect of 72, Bermondsey Street

Dear [REDACTED]

Thank you for your email. I have made enquiries with the Applicant; the application will be amended to reflect the application. I'm aware that the notice has just gone up, so it will just mean a simple amendment and the 28day consultation restarting. If you wish to make representation, please do so to licensing@southwark.gov.uk

I can advise however, that this is an application to simply add 'off sales' of alcohol for take aways and consumption on two tables (four seats) immediately in front of the premises. The premises' hours are unaffected.

Regards,

Andrew Heron
Principal Licensing Officer
London Borough of Southwark
Regulatory Services – Environment & Leisure
020 7525 5767

Address: Licensing Unit, Hub 1, Floor 3, 160 Tooley Street, London, SE1 2QH

Switchboard: 020 7525 5000

Website: www.southwark.gov.uk

Heron, Andrew

From: Regen, Licensing
Sent: 17 October 2017 16:19
To: Tahir, Sarah
Cc: Heron, Andrew
Subject: FW: Licensing variation in respect of 72 Bermondsey St

From: [REDACTED]
Sent: Tuesday, October 17, 2017 3:40 PM
To: Regen, Licensing
Subject: Licensing variation in respect of 72 Bermondsey St

I make the following representation as the owner of a nearby property.

I have no opposition to the sale of sealed containers of alcohol for consumption off the premises.

I have no objection in principle to allowing the consumption of alcohol by four people sitting outside the premises. However, suitable conditions and/or amendments to existing conditions are required to ensure that that is all that occurs. If there are no restrictions on what off sales are made there is a significant risk of noise nuisance being caused by those who have removed open containers from the premises and who are consuming alcohol outside the premises.

I would therefore suggest that the following conditions are imposed to the varied licence:

“no alcoholic drinks shall be taken off the premises at any time save those in sealed containers or those for consumption by customers seated at the tables outside. The number of such customers outside shall not exceed four at any time. No alcoholic drink may be taken off the premises other than in a sealed container after 21.00hrs”

The necessary change to the licence in respect of seated customers could be expressed as follows:

“alcohol shall only be consumed by persons who are seated either in the premises or at the tables outside, but may not be consumed outside after 21.00hrs.”

I understand that the application also includes the removal of the current limit of 5 persons outside the premises smoking at any one time. (Obviously these people at present may not take alcohol with them). I see no justification for the removal of this condition and I object to it. If an unlimited number of people are permitted to stand outside the premises smoking, this greatly increases the risk of noise being caused by those outside. Moreover, those smoking outside the premises leave their litter behind them. It would be a simple matter for there to be a suitable receptacle for smoking litter provided by the applicant

If the applicant considers that the condition as currently drafted causes a problem because if 4 people are seated outside and all are smoking only 1 person in addition may leave the premises, then this can be addressed in the wording of the condition. For instance the limit on those outside smoking may be expressed so as not to include those who are seated outside the premises, provided that seating is always restricted to 4 seats. I would also seek an absolute limit of no more than 9 customers outside at any one time.

Recent observation has shown that on a number of occasions more than 4 people have been sitting outside and this causes us concerns about how tightly the applicant would keep to the conditions imposed, This makes it more important in our view that clear and precise conditions are attached to this licence in respect of activities outside.

Without conditions of the kind set out above, I am opposed to the proposed variation on the grounds that it is likely to undermine the licensing objectives by creating a substantial likelihood of causing noise, smoke and litter nuisance to neighbouring properties.

[REDACTED]

[REDACTED]

[REDACTED]