

McCarthy, Tracy (Enforcement Officer)

From: Wingfield, Ian
Sent: 09 February 2011 12:23
To: McCarthy, Tracy (Enforcement Officer)
Cc: Tear, Jayne
Subject: RE: Las Delicias, 99 Southampton Way, SE5 9SX.

Many thanks Tracy.

I formally object on the grounds of the prevention of crime and disorder, ensuring public safety and the prevention of nuisance. This is because there have been many complaints made to me by local residents about noise, disturbance and even fights on the street, when people drink and smoke outside Las Delicias into the early hours.

1 – Noise.

The small premises along this stretch of Southampton Way are narrow (under 12 feet wide) shops. They have thin party walls (only 2 bricks thick), no soundproofing, and are completely unsuitable for use as a late night club. Las Delicias have already been open for over a year playing loud recorded music, live music and holding karaoke nights using amplified microphones.

Under normal circumstances the walls are so thin that residents can hear voices and the squeak of hinges as cupboard doors are closed next door. It would be completely impossible for Las Delicias to play live music at a low enough level for it to remain within their own premises and not bother neighbours.

In fact, the music Las Delicias play can be heard in the adjoining workplace as if it was in the same room. The artists in the workshop often work late into the evenings and even, when inspired or busy with deadlines, through the night. Very occasionally they even sleep in the studio when work overruns. It is very difficult to think, write and solve creative problems while Las Delicias are open. It will be intolerable if they extend their hours into daytime and throughout the week.

2 – Public disturbance.

Most of the premises on this stretch of Southampton Way have been converted into dwellings, and there are bedsits above Las Delicias. Las Delicias are open until 4 or 5 in the morning on most Fridays and Saturdays. People stand outside on the pavement drinking alcohol, smoking and talking raucously, which is intimidating and disturbs residents.

3 – Public disorder.

There have been a number of fights outside Las Delicias, the most recent being at around 4 in the morning on January 30th 2011. Last year the glass door of Las Delicias was smashed during one fight, and the main window in another.

4 – Safety.

Sometimes they close the metal blinds over the window and door while they are in full swing (presumably in an unsuccessful attempt to stop sound escaping). This is worrying from a fire safety point of view.

In conclusion, if Las Delicias Restaurant really WAS simply a restaurant, as the name suggests, and was open usual restaurant hours playing background music, then there would be no objections.

However, Las Delicias is actually a late night music venue located in the middle of a mainly residential row of buildings. It has been open for over a year now and is based in what was previously a daytime café premises (with no soundproofing) that is completely unsuited to use as a late night drinking club. People gathered outside drinking and smoking cause noise and disturbance into the early hours (as late – or early – as 6am, sometimes).

Please register my objections.

Yours sincerely,

Cllr Ian Wingfield
Deputy Leader of the Council, Cabinet Member for Housing, and Labour Member for Brunswick Park Ward

Party A2

From: [REDACTED]
Sent: 30 January 2011 11:31
To: Regen, Licensing
Subject: Objection to application number 833931 for LAS DELICIAS

Hi,

As an owner and resident of [REDACTED] Southampton Way we would like to register our objection to the license application for Las Delicias.

Our main objection is to the late license for any operation past 9pm, we are primarily a residential street and don't think it's appropriate for the area to have a licensed premise open past the time of 9pm.

It is apparent that Las Delicias has potentially been operating illegally without proper license at least since October 2009 [REDACTED], often remaining open until 4am and on some occasions 7am, playing loud music whether from a stereo and sometimes live music. This has been occurring regularly on Thursday, Friday, Saturday and sometimes on Sunday nights. The noise has on occasion affected us and we are [REDACTED] houses away, so can only imagine how disruptive it is for the adjacent houses. The most recent occurrence was last night the 29th of January where the doors were closed, but a number of people remained inside the premise with loud live music being played until after 7am.

We feel any license should reflect the residential nature of the street, and it is not our intention to hinder someone's business, but feel they have already demonstrated they can't adhere to the local bylaws in regards to licensing and noise control.

If you would like more information regarding our objection please contact one of us at the address below.

Regards

[REDACTED]

Party A3

03/02/11

RECEIVED
07 FEB 2011



FAO: Southwark Council licensing service
The Chaplin Centre, Thurlow Street
London SE17 2DG

RE: OBJECTION TO REGISTRATION OF LICENSE NO: 833931

Dear Sir/Madam,

I am writing to formally lodge an objection to the registration of license no. 833931 for LAS DELICIAS cafe on Southampton Way, SE5 7SX.

The objection is made for the prevention of nuisance and anti-social behavior that the proposed licensable activities would cause within the residential area (including inadequate provision for parking and commercial waste). The cafe is situated directly adjacent to family homes (and one above it), on a predominantly residential terrace.

The noise levels and general disturbance caused by the proposed hours for live and recorded music, and for the serving of refreshments and alcohol is not beneficial to the area or it's residents and would only serve to lower the quality of the living conditions for the residents as a whole. There are currently dozens of pubs within 1/2 mile of this location, some of this offer the opportunity of live music, perhaps not until 4am, however I believe this establishment is a restaurant, so I cannot see why this level of licensing would be necessary for a predominantly culinary venue.

I understand that on a several previous occasions, a neighbour has reported to the Council that this establishment has been selling alcohol without the license. I myself have often seen open containers of alcohol being consumed by patrons and had assumed that they had already been granted the license. I may also add that police were called to Las Delicias just last week relating to an altercation involving drunken patrons, which illustrates that this registration of license would effect the community detrimentally.

Serving alcohol until 4 am would be suitable for nightclubs within the business zone in Camberwell, with accompanying security arrangements to ensure safety of patrons, it is not appropriate in this residential setting. Nor is allowing live music until 4 am, as the noise levels are typically difficult to control especially with live music.

It is for the reasons listed above that I make my objection and imagine that you will receive several more objections from residents unhappy with this proposal.

Sincerely,



Party A4

[REDACTED]
[REDACTED]

8th February 2011

OBJECTION

**To license application 833931 made by Las Delicias,
99 Southampton Way, Camberwell, SE5 7SX**

To: Southwark Council Licensing Service,
C/O Southwark Environmental Health and Trading Standards
The Chaplin Centre
Thurlow Street
London, SE17 2DG

Dear sir/madam,

Our business premises are located [REDACTED] to
Las Delicias restaurant, and we object to the granting of
alcohol, live music, dancing and recorded music licenses to
them on the following grounds:

1 - Noise.

The small premises along this stretch of Southampton Way
are narrow (under 12 feet wide) shops. They have thin party
walls (only 2 bricks thick), no soundproofing, and are
completely unsuitable for use as a late night club. Las
Delicias have already been open for over a year playing loud

recorded music, live music and holding karaoke nights using amplified microphones.

Under normal circumstances the walls are so thin that you can hear voices and the squeak of hinges as cupboard doors are closed [REDACTED]. It would be completely impossible for Las Delicias to play live music at a low enough level for it to remain within their own premises and not bother neighbours.

In fact, the music Las Delicias play can be heard in our work place as if it was in the same room. We are artists and often work late into the evenings and even, when inspired or busy with deadlines, through the night. Very occasionally we even sleep in our studio when work overruns. It is very difficult to think, write and solve creative problems while Las Delicias are open. It will be intolerable if they extend their hours into daytime and throughout the week.

2 - Public disturbance.

Most of the premises on this stretch of Southampton Way have been converted into dwellings, and there are bedsits above Las Delicias. Las Delicias are open until 4 or 5 in the morning on most Fridays and Saturdays. People stand outside on the pavement drinking alcohol, smoking and talking raucously, which is intimidating and disturbs residents.

3 - Public disorder.

There have been a number of fights outside Las Delcias, the most recent being at around 4 in the morning on January 30th 2011. Last year the glass door of Las Delicias was smashed during one fight, and the main window in another.

4 - Safety.

Sometimes they close the metal blinds over the window and door while they are in full swing (presumably in an unsuccessful attempt to stop sound escaping). We think this is worrying from a fire safety point of view.

In conclusion, if Las Delicias Restaurant really WAS simply a restaurant, as the name suggests, and was open usual restaurant hours playing background music, then we would not object.

However, Las Delicias is actually a late night music venue located in the middle of a mainly residential row of buildings. It has been open for over a year now and is based in what was previously a daytime café premises (with no soundproofing) that is completely unsuited to use as a late night drinking club. People gathered outside drinking and smoking cause noise and disturbance into the early hours (as late - or early - as 6am, sometimes).

Presumably, since Las Delicias is now applying for licenses, they have been operating without them for the past year.

On all these grounds we ask you to turn down their application for all licenses.

Yours faithfully,

[REDACTED]

Party AS

From: [REDACTED]
Sent: 09 February 2011 21:58
To: Regen, Licensing
Subject: objection to license application



9 February 2011

Dear Sir/Madame:

We have recently become aware that "Las Delicias" restaurant at 99 Southampton Way have applied for a license to open 7 days a week from 9.00am until 9.30pm on week days and until 4.30am on Saturday and Sunday mornings for dancing, to sell alcohol, play recorded music and play live music.

We would like to object to their application on grounds of noise, nuisance, public disturbance and rowdy behaviour. We strongly object to the licensing permission **after midnight** in the weekend as this is a residential area and the noise resultant from the music and people in the restaurant will affect us directly.

In fact, since we moved to [REDACTED] we have consequently reported noise problems caused by this restaurant that are not being resolved. Since we moved here in November, Las Delicias restaurant has been playing loud music and karaoke frequently between midnight and 6am. This is a serious problem as we cannot sleep during the weekends.

We have reported this problem to the Southwark council and called to the noise department twice: once in the 13th November at 00.33am and another on the 4th December around 4.00am .

We have been in contact with Southwark council and I have called to the noise department twice: once in the 13th November at 00.33am and another on the 4th December around 4.00am (one of the complaints reference number is 497592). Twice the police came into our house and said that because they are inside the restaurant, they cannot approach them or ask them to stop playing music and that I would need to contact the licensing department.

This situation is incomprehensible for me as I have received a letter from the Noise Nuisance department that says "A check of the premises revealed that the premises had no license to play music or sell alcoholic beverages. It has been reported to our

licensing unit." I do not understand how it is possible for them to apply for a license after your department has received complaints for noise from them.

Because this situation was taking too long to be solved I have also written a letter to the Southwark MP Harriet Harman (Ref: MARQ01005/SR/01102256) complaining about the same. She replied on the 13th December saying "I have written to Gill Davies, Director of Environment and Housing for the London Borough of Southwark, on your behalf concerning your complaint concerning Las Delicias restaurant and I will contact you again as soon as I receive a response. I expect to receive a response from Southwark Council within four weeks".

In addition to all this, I have reported the problem to your licensing unit (on the 6th December), who said they would be in contact with me. But they weren't, and the licensing officers told me that this was not the first time that somebody complained about it, and that some complains were from at least 5 months ago.

Again, I do not understand how it is possible for the restaurant to apply for a license after these complaints. We spoke with some neighbours that are also strongly opposed to this license, and they are also writing to your department.

We really hope that the above mentioned reasons are enough to stop the restaurant Las Delicias from getting a license to open after midnight, as this is a serious problem that will affect our life and comfort in our own home. We look forward to hearing back from you.

Thank you for your concern,

Yours Sincerely,

A black rectangular redaction box covering the signature of the sender.

Party AG

From: [REDACTED]

Sent: 23 February 2011 09:59

To: [REDACTED]

NOTE: Potentially harmful HTML code has been detected in this e-mail and has been removed to protect users of the e-mail system. This should not affect the reading of the e-mail but may affect any active components therein. This detection and removal is part of the Southwark Council Policy. All enquiries relating to this policy should be directed in mail form to the 'Folder Administrator'. To whom it may concern

my name is [REDACTED] and i reside at [REDACTED]
[REDACTED] and i would like to strongly object to the following license application.

License Number: 833931

Applicant Name: LAS DELICIAS

99 Southampton Way SE5 7SX

I would like to object to the application based on the trouble that we as residents in the street already have to endure at the weekends.

- very loud music until 4 - 5am every friday, saturday and sunday nights.
- people from the club drinking alcohol outside of the premises and discarding bottles, cans etc in the street or residents wheely bins.
- General rubbish being discarded on the street pavement, rubbish bags from the premises not being stored away in wheely bins.
- empty bottles, cans, etc being dumped into wheely bins for general collection and not being recycled.
- General rowdy and loud behaviour and occasionally fighting outside or in the location of the premises from many of the male and female customers having clearly consumed large amounts of alcohol.
- on several occasions loud, aggressive behaviour and language from customers to residents who ask them to keep the noise down outside of the club.
- racial abuse directed towards my housemate who live in the 1st floor flat after asking customers outside the club to keep the noise down.
- customers not taking residents consideration into accounts while waiting for taxis next door.
- Every saturday night the music being so loud that you can hear it 2 doors away even with doors and windows closed.

For these reason i would like these points to b put forward as basis for my objections to the above license application.

I would also like to know why Southwark noise department do not take further action towards the address as residents have made several calls to complain about the noise, but nothing ever seems to happen.

I would also like to know that why when the original licenses were granted why we as residents did not have the information given to us in regards to having the opportuntiy to lodge ojections to the first application. Why did Southwark Council grant a late icense to a restaurant / club in a residential area, it seems absolutely amazing that a license was granted to allow music to be played until 5am in the morning without even considering the consequences to local residents.

Having worked in the restaurant industry i know how hard or virtually impossiblew it is to apply for late night licenses in residential areas.

As a resident of southampton way, i when i am abe to avoid being at my own address on a saturday and sunday night to avoid the noise on a weekly basis and enough is enough.

Yours Sincerely

[REDACTED]

23/02/2011

Page A7

From: [REDACTED]
Sent: 23 February 2011 14:18
To: Regen, Licensing
Subject: Objection to license applicaton 833931

To whom it may concern,i work at [REDACTED] to the proposed application.

This row of houses is not built to cope with the noise levels of a club especially at the late hours suggested. It will be disruptive to my working environment.I think it will also be very noisy for any residential neighbours .

There is also inadequate parking in front of the studio which has become a free for all ,as the pole with the parking regulations is constantly being defaced with black paint so no one can get a ticket.

The premises next door already operate as a weekend club through the night ...with what license ? with what fire regs ?

[REDACTED] has already objected but i would like to add my name as a separate objector from this building.

yours [REDACTED]

feb 23rd 2011

R-L AJ

From: [REDACTED]
Sent: 24 February 2011 15:34
To: Regen, Licensing
Subject: Application Number 833931

I am writing to object to licence application 833931 for 99 Southampton Way.

This premises is located in a very high density residential area the proposed lincense extension will cause problems for the residents as follows:

1. Potential noise of customers leaving the premises late at night and early hours of the morning during the weekend, causing a nuisance to residents.
2. Potential for customers being rowdy and behaving badly when leaving the premises, this may cause public disturbance and vandalism.
3. Parking issues, the streets surrounding the premises are already difficult to park in for residents, there is no dedicated parking area for the premises, therefore customers will expect to park in local streets, this will prevent even more residents from being able to park close their homes and will cause congestion in narrow streets.
4. There is a vacant pub premises around 100 yards from 99 Southampton Way, it is still unclear what the premises will be used for when opened, if it is going to be a club or public house this means even greater numbers of customers leaving late at night, making a noise and nuisance of themselves to local residents, this will also impact on the lack of parking.

Overall, it is totally unacceptable to me as a resident of Wells Way to have a club with a late license on the doorstep, it will have a very negative effect on the area for all local residents.

Your truly

[REDACTED]

R-4 A9



25th February 2011

Objection to Las Delicias - 833931

We object to the granting of alcohol, live music, dancing, and recorded music licenses on the following grounds:

Noise

We have had to suffer considerable noise from Las Delicias prior to this application. This includes:

- the PA system playing music at levels completely unacceptable for a residential street sometimes until 5am.
- The bass from Latin American music is especially annoying when trying to sleep.
- Las Delicias has no soundproofing which means that we can hear everything in full amplification.
- In the summer months we cannot have our windows open during the night as the noise is intolerable.
- Patrons congregate outside to smoke and talk very loudly.
- Patrons of Las Delicias have arrived predominately by car or taxi in the past and this has meant additional noise, and antisocial use of car horns to summon patrons.

Anti social behaviour

- Litter:
 - Empty beer bottles, cigarette butts, and incidents of waste from Las Delicias being deposited in residential bins of neighbouring properties.
- Violence/Fights:
 - The police have been called to several incidents at Las Delicias. On one occasion we witnessed a fight at around 11am which left blood on the pavement outside our front door. Those involved had been drinking through the night at Las Delicias which was still open from the night before.
- Urination in street:
 - We have witnessed firsthand patrons urinating on the street and between parked cars.
- Drunk patrons:
 - Shouting and arguing loudly at all hours day and night. This is especially antisocial in the summer when windows are open.

We urge you to take our objections into consideration.

With thanks, .

Party A10

From: [REDACTED]
Sent: 25 February 2011 14:52
To: Regen, Licensing
Subject: Objection to application for La Delicias 833931

Dear Licensing

I live at [REDACTED] and I object to the application for La Delicias on the basis of overlong hours of opening, especially on Sundays.

The club already causes some degree of noise disruption and nuisance to the immediate neighbours. Longer opening hours will exacerbate that. This is a residential street, with families, and an inappropriate place for a club with extensive opening hours.

[REDACTED]

[REDACTED]

[REDACTED]

REY A11

From: [REDACTED]
Sent: 28 February 2011 16:56
To: Regen, Licensing
Subject: Licence number: 833931

Licence number: 833931
Trading name and address: LAS DELICIAS
99 Southampton Way
SE5 7SX

Dear sirs, please accept this e-mail as an objection to the above licence application.

I am the landlord of [REDACTED]. I have exceptionally tolerant tenants who have been exasperated over the past few months with the antisocial behaviour of the occupants of the above premises.

This is not an appropriate use to be permitted in a residential area and both rents and house prices will be disadvantaged if it is allowed to continue. the objection is founded primarily on noise nuisance.

Yours faithfully

[REDACTED]