

Bath & North East Somerset Council

MEETING:	Licensing (Gambling and Licensing) Committee	AGENDA ITEM NUMBER
MEETING DATE:	Friday 26th April 2013	
TITLE:	Application to Vary a Premises Licence for Yammo! , 66 Walcot Street, Bath,BA1 5BD	
WARD:	Abbey	
AN OPEN PUBLIC ITEM		
List of attachments to this report:		
Annex A Application to Vary the Premises Licence		
Annex B Current Premises Licence		
Annex C Site Plan		
Annex D Relevant Representation		

1 THE ISSUE

1.1 An application has been received for the variation of an existing Premises Licence under Section 34 of the Licensing Act 2003 in respect of **Yammo!**, 66 Walcot Street, Bath, BA1 5BD (Annex A).

2 RECOMMENDATION

2.1 That the sub committee determine the application to vary the licence.

3 FINANCIAL IMPLICATIONS

3.1 The costs of processing licences are covered by the fees charged. The fee for this application is £190.00.

4 THE REPORT

4.1 An application has been received for the variation of a premises licence.

4.2 The current premises licence detailed in Annex B, permits the following licensable activities:

1) **Late Night Refreshment (Indoors only):**

Friday and Saturday 23:00 - 01:00

Sunday to Thursday 23:00 – 00:00 (midnight)

2) The licence is subject to the following conditions:

ANNEX 1 (mandatory)

- Any individual employed to carry out a security activity must be licensed by the Security Industry Authority.

ANNEX 2 (consistent with operating schedule)

- No dangerous items such as dinner knives and glass containers to be left within the reach of customers.
- Staff to advise groups congregating outside the premises to disperse.

4.3 The Variation application seeks to:

- **Add** the exhibition of a film, indoors only every day from 11:00 to 00:00 hours;
- **Increase** the terminal hour for late night refreshment on Monday by one hour to 01:00 hours;
- **Increase** the terminal opening hours on a Monday by one hour to 01:00 hours;
- **Add** the sale of alcohol for consumption both on and off the premises every day from 12:00 – 00:00 hours;
- **Amend** the plan supporting the application to show a new counter;
- **Remove** Annex 2 conditions:

'No dangerous items such as dinner knives and glass containers to be left within the reach of customers.'

'Staff to advise groups congregating outside the premises to disperse.'

4.4 A site plan is attached at Annex C.

4.5 The Licensing Act 2003 (Section 4) states that it is the duty of all Licensing Authorities to carry out their functions under the Act with a view to promoting the licensing objectives. The licensing objectives are:-

- a) The Prevention of Crime and Disorder.
- b) Public Safety.
- c) The Prevention of Public Nuisance, and
- d) The Protection of Children from Harm.

Each objective is of equal importance; there are no other licensing objectives so these four are of paramount consideration at all times. When considering applications/representations /notifications the Licensing Authority will have regard to these licensing objectives.

4.6 The Licensing Authority may vary and grant the application with or without additional conditions.

- 4.7 The Licensing Authority can refuse the variation or part of the variation as it considers necessary for the promotion of the licensing objectives.
- 4.8 The Licensing Authority may not however do anything to reduce the effect of the rights guaranteed by the existing premises licence.
- 4.9 Section 4(3) Licensing Act 2003 states that the Licensing Authority should also have regard to the Council's Licensing Policy, the Statutory Guidance issued under Section 182 of the Licensing Act 2003, and the Licensing Act itself, and in particular to:-
- a) Paragraphs 3, 5, 6, 9,10, 16, 17, 18, 19, 20, 23, 24, 28, 30, 33, 35, 36, 37, 41 to 44 inclusive of the policy.
 - b) Chapters 8, 9 and 10 of the Statutory Guidance (as revised October 2012)
 - c) Sections 4, 9, 10, 13, 34, 35, 36, 182 and 183 of the Act.
- 4.10 The Licensing Authority recognises that Licensing and Planning are separate regimes. Where an application is granted by the Licensing Authority which would require planning permission this would not relieve the applicant of the need to obtain that permission. It will still be necessary for the applicant to ensure that he/she has **ALL** the necessary permissions in place to enable them to run the business within the law.
- 4.11 If the application is refused the applicant may appeal within 21 days of the notification to the Magistrates Court.
- If the application is granted the person making the relevant representation may appeal within 21 days of the notification to the Magistrates Court.
- On appeal the court may either dismiss the appeal; substitute the decision appealed against for any other decision which could have been made by the Licensing Authority, or remit the case to the Licensing Authority to dispose of it in accordance with the direction of the court. The court may make such order for costs as it thinks fit.
- 4.12 In accordance with the requirements of the Act the applicants served copies of the application upon the Police, the Fire Authority, Environmental Health, Development Control, Trading Standards, the Director of Public Health and the Child Protection Agency.
- 4.13 The applicant is required to place a notice at the premises for a period of 28 days starting the day after the application is made and place an advert in a local newspaper within 10 working days of submitting the application to the licensing authority.
- 4.14 **Representations** have been received from a local resident concerned that the applicant's proposals will undermine the licensing objective relating to the prevention of public nuisance (Annex D).
- 4.15 This report has not been sent to the Trades Union because they would have no involvement in this application.

5 RISK ASSESSMENT

- 5.1 A risk assessment related to the issue and recommendations has been undertaken, in compliance with the Council's decision making risk management guidance.

6 EQUALITIES

- 6.1 An Equality Impact Assessment (EqIA) has been completed. No adverse or other significant issues were found.

7 CONSULTATION

- 7.1 In accordance with the Licensing Act 2003 (Premises Licence and Club Premises Certificate) Regulations 2005, the applicant has given notice of the application to all the relevant Responsible Authorities and has advertised the application in the manner prescribed, both at the premises and within a local publication.

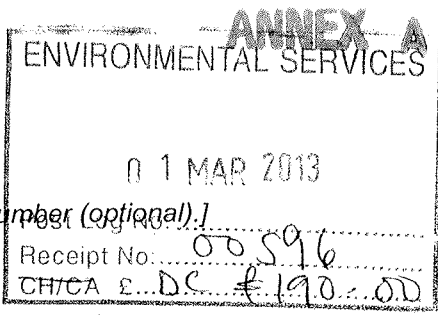
8 ISSUES TO CONSIDER IN REACHING DECISION

- 8.1 When reaching a decision, the licensing authority must carry out its functions with a view to promoting the four licensing objectives.
- 8.2 Consideration must be given to the Human Rights Act 1998 and the "convention rights".

9 ADVICE SOUGHT

- 9.1 The Council's Monitoring Officer (Divisional Director – Legal & Democratic Services), s.151 Officer (Divisional Director – Finance) and the Divisional Director have had the opportunity to input to this report and have cleared it for publication.

Background papers	Licensing Act 2003; Guidance issued under Section 182 of the Licensing Act 2003; Licensing Act 2003 (Hearing Regulations) 2005, B&NES Statement of Licensing Policy.
Contact person	Kirsty Morgan, Licensing Officer - 01225 396719



[Insert name and address of relevant licensing authority and its reference number (optional).]

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Charlie's Burger T/A Yammo!
(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number H/04+12/LAPRE 13/00673/LAPRE
--

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Yammo 66 Walcot Street			
Post town	Bath	Postcode	BA1 5BD

Telephone number at premises (if any)	07730 538841
Non-domestic rateable value of premises	£19750

Part 2 – Applicant details

Daytime contact telephone number	07730 538841
E-mail address (optional)	Ellen.potter@hotmail.co.uk

Current postal address if different from premises address		82 Walcot Street	
Post town	Bath	Postcode	Ba1 5BD

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

Yes

No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

Allow sale of alcohol 1200 – midnight daily.

Allow occasional film viewing events in mezzanine level room.

Please see attached plan – counter shown as dotted lines on original plan is now removed. Please see attached file showing new counter layout.

Extend Late night refreshment on Monday by 1 hour

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

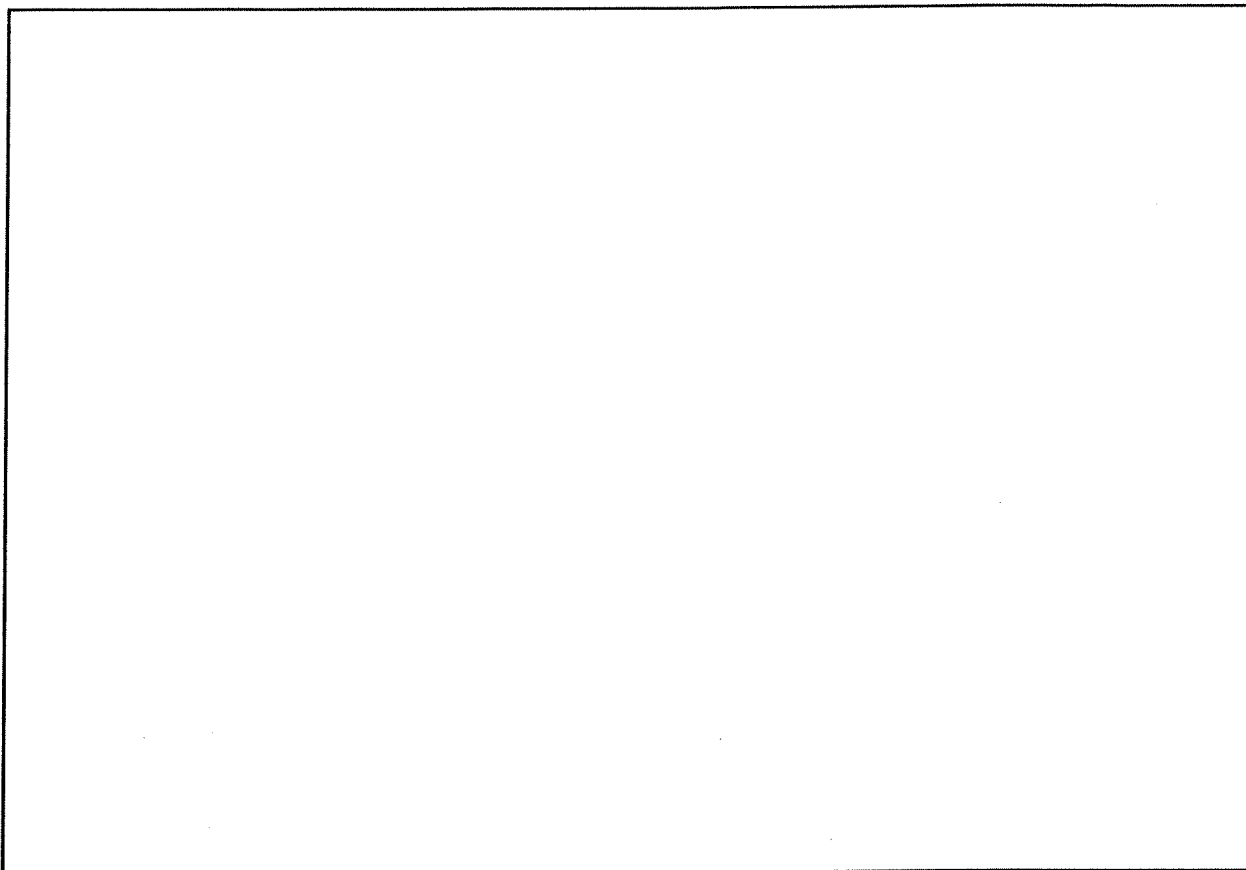
Please tick all that apply

- | | |
|--|-------------------------------------|
| a) plays (if ticking yes; fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input checked="" type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H) | <input type="checkbox"/> |

Provision of late night refreshment (if ticking yes, fill in box I)

Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M



If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>	
Day				Start	Finish	
				Outdoors	<input type="checkbox"/>	
Mon			Both	<input type="checkbox"/>	Please give further details here (please read guidance note 3)	
Tue						
Wed						State any seasonal variations for performing plays (please read guidance note 4)
Thur						
Fri					Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)	
Sat						
Sun						

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	1100	0000	Please give further details here (please read guidance note 3) Occasional 'film & burger' events in mezzanine level room. Would be monthly events or more frequently during relevant periods such as Bath Film Festival, Bath children's Festival, or Bath Fringe Festival		
Tue	1100	0000			
Wed	1100	0000	State any seasonal variations for the exhibition of films (please read guidance note 4)		
Thur	1100	0000			
Fri	1100	0000	Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	1100	0000			
Sun	1100	0000			

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 4)
Tue			
Wed			
Thur			Non standard timings. <u>Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the performance of live music (please read guidance note 4)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take <u>place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	11000	0100	<u>Please give further details here</u> (please read guidance note 3)		
Tue	No change				
Wed	No change		<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur	No change				
Fri	No change		<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat	No change				
Sun	No change				

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
Day	Start	Finish		Both	<input checked="" type="checkbox"/>
Mon	1200	0000	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Tue	1200	0000			
Wed	1200	0000			
Thur	1200	0000	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	1200	0000			
Sat	1200	0000			
Sun	1200	0000			

K

<p>Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).</p>

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	1100	0100	
Tue			
Wed			
Thur			Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Fri			
Sat			
Sun			

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Remove all annex 2 Conditions and replace with proposed conditions

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)

1. CCTV shall be installed to the satisfaction of the Police and maintained in good working order. All cameras shall record continuously during trading hours. The time and date shall be displayed on the recordings. Recordings shall be maintained for a period of 31 days and made available to the Police or Licensing Authority for evidential purposes on request. A notice shall be displayed at the entrance to the premises advising that CCTV is in operation.
2. There will be no bar at the premises at which persons may consume alcohol without menu based food.

b) The prevention of crime and disorder

1. Password system to be used between staff to prompt emergency call to police (999), in the case of a criminal or disorderly event occurring or being anticipated.
2. Glass bottles not to be sold off-premises except for wine.
3. Rear of shop to be closed to takeaway customers after 2200, a chain between counter and wall will prevent the public from passing through to rear, downstairs or first floor or mezzanine level. (see plan)

c) Public safety**d) The prevention of public nuisance**

1. A refusal of sales register will be maintained and kept at the premises and will be made available for inspection by the police and licensing authority.
2. Signs will be displayed at the premises asking patrons to leave quietly.
3. Alcohol will only be supplied for off consumption from the takeaway if sold with menu based to the minimum value of £10
4. Rubbish will be removed regularly from 2m surrounding the property

e) The protection of children from harm

1. A challenge 21 policy will operate at the premises
2. Deliveries of food with alcohol will only be delivered to persons over the age of 18.
3. Films viewings in 1st floor room completely separated from ground floor public area with door closed.
4. Age rating will be advertised on any film event notices.
5. Children under 18 wanting to view films will be booked in by their parents and parents will sign form confirming consent to view and age of child. Forms will be kept in a file for inspection by Licensing Authority.
6. Children will only be permitted to viewings of films rated below their age.

7. During childrens' events a crb certified adult will be present at all times to supervise.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). **If signing on behalf of the applicant, please state in what capacity.**

Signature	Ellen Potter
Date	28 feb 2013
Capacity	Directors

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	Daniele Quaglietta
Date	28 feb 2013
Capacity	Director

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)			
Post town		Post code	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

Bath & North East Somerset Council

Schedule 12 Part A

Regulation 33, 34

Premises Licence

Premises Licence Number	13/00673/LAPRE
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Part 1 – Premises Details

Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code

Yammo
66 Walcot Street
Bath
BA1 5BD

Telephone number

Where the licence is time limited the dates Not applicable

Licensable activities authorised by the licence and the times the licence authorises the carrying out of licensable activities

Late Night Refreshment (Indoors only)

Friday and Saturday	23:00 - 01:00
Sunday to Thursday	23:00 - 00:00

The opening hours of the premises

Friday and Saturday	11:00 - 01:00
Sunday to Thursday	11:00 - 00:00

Various shop opening times. The hours the premises are open from Friday to Sunday when licensable activities take place are shown above.

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

n/a

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Charlies Burger
Yammo
66 Walcot Street
Bath
BA1 5BD

ellen.potter@hotmail.co.uk

Registered number of holder, for example company number, charity number (where applicable)

Registered Business Number - 08132207

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

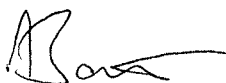
n/a

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

n/a

This licence is issued by Bath & North East Somerset Council as licensing authority under Part 3 of the Licensing Act 2003 and regulations made thereunder.

Signed for and on behalf of
Bath & North East Somerset Council:



Dated 20 February 2013

Bath & North East Somerset Council

Annex 1 – Mandatory conditions

Any individual employed to carry out a security activity must be licensed by the Security Industry Authority.

Bath & North East Somerset Council

Annex 2 – Conditions consistent with the Operating Schedule

No dangerous items such as dinner knives and glass containers to be left within the reach of customers.

Staff to advise groups congregating outside the premises to disperse.

**Bath & North East
Somerset Council**

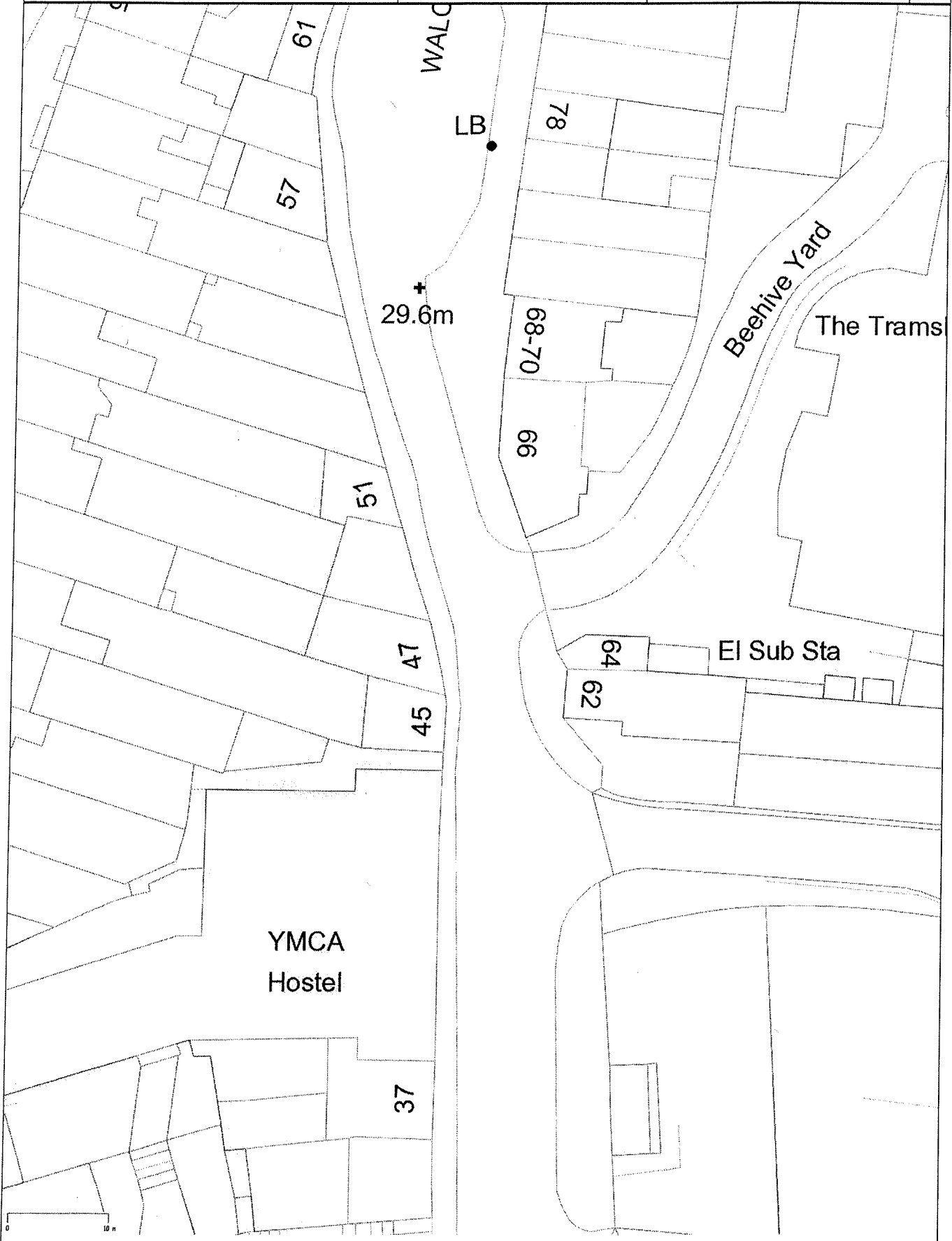
Annex 3 – Conditions attached after a hearing by the licensing authority

Bath & North East Somerset Council

Annex 4 – Plans

As submitted with application.

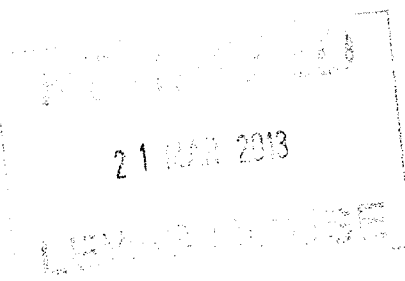
Bath and North East Somerset: District Online	Date: 4-4-2013 Scale: 1:500	Bath & North East Somerset Council	
Yammo	Map Centre - easting / northing: 375069 / 165215	© Crown copyright and database right. All rights reserved (100023334) 2013	



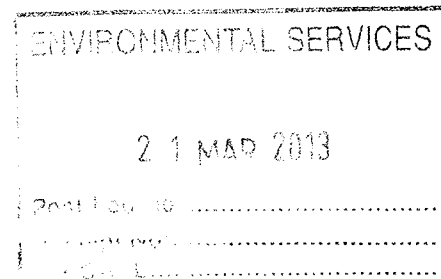
Flat 2
47A Walcot Street
BATH BA1 5BN

Tel: 01225 424629

20th March, 2013



For the attention of:
Licencing Department
Bath & N.E. Somerset Council
Lewis House
Manvers Street
BATH BA1 1JG



C.C.: Avon and Somerset Constabulary, Liquor Licencing Dept
Bath & North East Somerset Council, Planning Dept
Councillors Manda Rigby and Brian Webber
TARA – Bath Resident's Association

Subject: Variation of Premises Licence – 66 Walcot Street, Bath, BA1 5BD

Ref.: Licence Variation applications Nos. 13/01154/LAPRE and 13/00673/LAPRE

Dear Sirs,

My wife and I live in a flat directly opposite the above premises. Until recently, this shop was used by Domino's Pizza. During their time there, we suffered severe noise and inconvenience due to their late hours, people milling outside the premises late at night, and cars parked on the pavement outside our front door blocking our entrance, not to mention the litter. We complained to the Police about cars parking on double-yellow lines and on the pavement but this matter was never resolved.

Moreover, we also have to put up with the rowdy behaviour of late night revellers who frequent nearby nightclubs, pubs and restaurants until the early hours and these people using our doorway, and other shop doorways, as a urinal and litter bin, or depository for bottles/glasses.

We realise that Friday/Saturday are very busy evenings for Bath businesses but we object to the level of disturbance now reached in this area and it cannot continue to increase without some thought to the residents.

We are disappointed to hear that the new owners have requested permission for late licences, not only Friday/Saturday but also during the week. This would only compound an already difficult situation. Walcot Street is a semi-residential area, with several flats located above the shops.

We do not object to the premises being used to serve food indoors, but a take-away, and also a late licence during the week, would make life intolerable for those who live here, especially for us living opposite.

We would ask you to please take into consideration our objection to granting any more late-night and/or take-away licences in Walcot Street.

I look forward to hearing from you.
Yours sincerely,

Giovanni Belli

26/03/13 Receipt Acknowledged JSW

