

APPENDIX 3

From: [Matthew Taylor](#)
To: [Tom Hollington - Set Square](#); [Joscelyn Holbrook](#); [REDACTED]; [Tania Jardim](#)
Subject: RE: Premises License - 58 and 58a Stanfield Road
Date: 22 November 2021 16:47:37

Good Afternoon Tom,

I have spoken with Tania today and she confirmed that today is the last day of representations for the above premises licence.

Your email from Tuesday last week stated that you have had a meeting with your client and that you are now looking to enclose some of the outside terrace area with a wall/fence so that we can look at providing a longer opening of the external area.

You have suggested you will provide us with a new plan so that we can see the decking area that will be enclosed. Can I ask you send this plan through so that I can look at your intentions and the possibilities regarding hours of the outside area?

I understand that Tania will now look to book a licensing hearing for the future so it will be good to get these outside hours organised sooner rather than later. I believe the next best step will be to see the plan with the proposed change of outside decking area. We should be able to move things forward once I have seen this plan.

Kind Regards

Matthew Taylor
Senior Environmental Health Officer
Communities
matthew.taylor@bcpcouncil.gov.uk
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01202 128511

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From: Tom Hollington - Set Square [REDACTED]
Sent: 16 November 2021 08:53
To: Joscelyn Holbrook <joscelyn.holbrook@bcpcouncil.gov.uk>; Matthew Taylor <matthew.taylor@bcpcouncil.gov.uk>; [REDACTED]; Tania Jardim <tania.jardim@bcpcouncil.gov.uk>; Licensing Com <licensing@bcpcouncil.gov.uk>
Subject: RE: Premises License - 58 and 58a Stanfield Road

Hi there

I visited site yesterday and met with the applicant, we intend to reduce the scope of the decking on the façade facing the main road. We wish to amend the layout in line with what Matthew is suggesting and retain the section of high level wall on the RHS of the new shop premises we are currently seeking consent to amalgamate in the food business. This wall is in excess of two metres in height and would offer containment to the decking/al fresco area. On the ownership issues raised by the planning department the front area is denoted on the lease plan as part of the shops demise; however there is a Royal Mail letter box and a telegraph pole that would really compromise access through the corner section of the highway. This we believe should be

highlighted to the relevant interested parties in the Local Authority and mitigation/resolution found. We believe the new size of decking and proposed external dining provision is more manageable and reduces customer number on the decking would facilitate a longer operating time limit, even if this was temporary and on a trial basis subject to review.

On a planning basis we feel a revised plan requires submitting and possibly re-consulting on.

Please advise

Tom

Sent from [Mail](#) for Windows

From: [Joscelyn Holbrook](#)

Sent: 08 November 2021 16:49

To: [Tom Hollington - Set Square](#); [Matthew Taylor](#); [REDACTED]; [Tania Jardim](#); [Licensing Com](#)

Subject: RE: Premises License - 58 and 58a Stanfield Road

Hi Tom,

Any additional screening would need to be added to the application – as well as the details and elevations of the decking as previously discussed.

Given the proximity to neighbours, I too share a concern about the use of the outdoor area beyond 8pm and would be looking to restrict the hours of use by a planning condition.

With kind regards,

Mrs Joscelyn Holbrook MRTPI
Planning Officer
Planning Services
Working days Monday-Wednesday
Working from Home
joscelyn.holbrook@bcpcouncil.gov.uk
bcpcouncil.gov.uk

From: Tom Hollington - Set Square [REDACTED]

Sent: 08 November 2021 16:43

To: Matthew Taylor <matthew.taylor@bcpcouncil.gov.uk>; [REDACTED]; Tania Jardim <tania.jardim@bcpcouncil.gov.uk>; Licensing Com <licensing@bcpcouncil.gov.uk>; Joscelyn Holbrook <joscelyn.holbrook@bcpcouncil.gov.uk>

Subject: RE: Premises License - 58 and 58a Stanfield Road

Mathew

As you may be aware the decking is currently under consideration by the Planning Department

at BCP. I have copied Joscelyn into this conversation, who is the case officer. I am meeting the applicant tomorrow to discuss adding screening etc. and introducing some sound/noise containment. This would have to form part of the planning application I believe

Tom

Sent from [Mail](#) for Windows

From: [Matthew Taylor](#)

Sent: 08 November 2021 16:21

To: [Tom Hollington - Set Square](#); [REDACTED]; [Tania Jardim](#); [Licensing Com](#)

Subject: RE: Premises License - 58 and 58a Stanfield Road

Hi Tom,

Thanks for reaching out.

My concern is less with the type of business but the location of this business with residential surrounding the site.

People outside until later than 8pm will affect the residential properties in the local area.

Did the business have plans to wall/fence off the decked area to stop noise transfer to local residents?

I fear if they did not have the intention to wall/fence off the area then I will not be able to support people in this outside area with this amount of residential surrounding the business past 8pm.

How does the business intend to control people noise coming from the outside area?

Kind Regards

Matthew Taylor

Senior Environmental Health Officer

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From: Tom Hollington - Set Square <[REDACTED]>

Sent: 08 November 2021 10:17

To: Matthew Taylor <matthew.taylor@bcpcouncil.gov.uk>; [REDACTED]; Tania Jardim <tania.jardim@bcpcouncil.gov.uk>; Licensing Com <licensing@bcpcouncil.gov.uk>

Subject: RE: Premises License - 58 and 58a Stanfield Road

Hi Matthew

Thanks for your response to our application, we broadly accept the conditions as set out with the exception of the 20:00hrs time limit to the use of the external area by diners, we believe this condition is more consistent with a more alcohol/drink lead operation not this type of restaurant. Can you please reconsider the time proposed as this seriously impacts the operation and the amount of capital invested; as the external area will make up a large percentage to the total restaurant covers. We are willing, as we set out in our application, to work closely with the Council and hope to strike up a mutually beneficial relationship with an ongoing resolution to the use of the al fresco area.

Kind regards

Tom

Sent from [Mail](#) for Windows

From: [Matthew Taylor](#)

Sent: 22 October 2021 15:58

To: [REDACTED]; [REDACTED]; [Tania Jardim](#); [Licensing Com](#)

Subject: Premises License - 58 and 58a Stanfield Road

Good Afternoon,

I have been viewing your premises license application 58 and 58a Stanfield Road, Bournemouth.

You have applied for:
Opening Hours until 23:00

I note you have not applied for Recorded Music or Live Music upon the licence.

You describe the business as:
Restaurant – Takeaway and Eat In

I know that the site is surrounded by residential properties and some other businesses within the local vicinity therefore I have concerns under the prevention of public nuisance.

I note that you have provided the following wording under the prevention of public nuisance box:

The measures detailed above

Particularly ensuring that customers do not congregate in or near the doorways after leaving

Adequate provision of rubbish bins

Management of delivery drivers to park considerately

Any outside seating not to be used after 10 pm with appropriate signage

I note that you show on the plan a large decked area around the property, in this vicinity large numbers of people externally will cause significant annoyance to a large number of residential properties. I have therefore reworded your above wording in order to ensure enforceability and I recommend the following conditions are applied to the licence under prevention of public nuisance to ensure no public nuisance will be created:

- 1.1. All tables and chairs shall be removed from the outside front area by 20:00 hours each day.
- 1.2. After 20:00, Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.
- 1.3. The premises licence holder shall ensure that any patrons smoking outside do so in an orderly manner and ensure that there is no public nuisance.
- 1.4. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
- 1.5. Loudspeakers shall not be placed outside the premises building.
- 1.6. Disposal of waste bottles into external receptacles where the noise shall be audible to neighbouring properties shall not occur between 23:00 hours and 08:00 hours on the following day.
- 1.7. Arrangements shall be put in place to ensure that waste collection contractors do not collect refuse between 23:00 and 08:00.
- 1.8. The premises shall have suitable lockable containers for waste generated by their operation and be of adequate capacity for the size and nature of the premises.
- 1.9. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

I hope you are happy with the above wording, if you wish to amend any of the wording please feel free to let me know, I am happy to amend the wording if the amended wording offers the same protection for local residents.

I am currently objecting to your application so that we can organise the conditions to be added to your application. Once we have sorted out the conditions on your application I will remove my objection.

Kind Regards

Matthew Taylor
Senior Environmental Health Officer
Communities
matthew.taylor@bcpcouncil.gov.uk
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