

Representations

1.

Dear Sir/Madam,

Re: Application to vary the premises licence – New Dawn Inn

I write to register my strong support for this application. I do so as long standing resident of a village that values its local pub and as the chairman of the Kings Head Community Pub group that worked so hard to save it when it was threatened with permanent closure.

When considering whether to remove the condition that restricts the use of an ill-defined garden area, it is of course important to understand the historical context in which it was granted in 2011.

At that time, the pub was being managed by a series of short term tenants who did not necessarily operate it with the degree of professionalism and responsibility that we find today. TBC records will show that one tenant in particular caused the then occupier of 1 Kings Elm, to complain about 'parties running to 1am, with people sitting in the pub gardens until 2am'. Understandably, the condition was attached to the licence to prevent such activity - but those circumstances simply do not apply today. The condition has become an unnecessary restriction on a business that sits at the heart of our community.

Such is the value placed upon our village pub that the Parish Council successfully applied for it to be registered as an Asset of Community Value in 2013. At that time, the pub like many others had closed as it struggled to operate profitably and was being offered for sale as a housing development. Fortunately, the new owners New Dawn Homes, were sufficiently encouraged by the widespread enthusiasm and support for the pub, that they chose to refurbish it, rather than build houses on it. They have transformed it into the New Dawn Inn that has breathed new life into our community, restoring a sorely missed focal point. The garden in particular allows village neighbours to meet up informally during the summer months in a well managed environment and also provides employment for local people

We are indeed lucky that the pub has re-opened because most don't - but there is no guarantee that it will always remain financially viable in today's difficult pub trading environment. This application seeks to clarify any ambiguity regarding the use of the garden and remove the restriction that limits its opportunity to trade normally and compete on equal terms with all other pubs with a garden.

As the condition on the licence may threaten the future viability of our village pub I support the application to have it removed. We have seen the pub close once and it would be a sad day if we were to lose this valued community asset ever again.

11th July 2019**LETTER OF REPRESENTATION TO LICENSING APPLICATION FOR THE NEW DAWN INN,
NORTON (Premises License Number 17/00490/LIQTRF)**

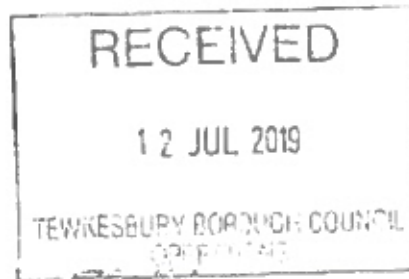
To Whom It May Concern,

I would like to register my objection to the application to vary a premises licence for The New Dawn Inn, Norton, GL2 9LR, 19/00613/LIQVAR. The objection covers all four of the Licencing Act 2003 objectives.

While this application is for Licencing and it has been explained that the Planning Department and its laws are separate and enduring, I do not understand why the conditions that were placed on the Premises and Owner by the Planning Department in relation to Planning Permission 14/00686/FUL would not be taken into account when considering this application. In particular, I would like to raise the following points for consideration:

1. I note that the variation at Part 3 specifically excludes changes in relation to the *permitted licensable activities* or the *times of operation*, all of which are no longer valid (the Premises has changed its footprint and activities dramatically since the previous licence and is now even closer to private homes than before) and it is not consistent with the planning permission granted. I therefore object and believe these do also need removed/varied.
2. I note that the variation at Part 3 removes all the conditions listed under Annex 2 of the existing premises licence and replaces them with those listed on the attached Operating Schedule. Whilst the addition of the Operating Schedule is acknowledged:
 - a. It is not known if the new Operating Schedule will work and it will likely need regular and frequent monitoring particularly in first 6 to 12 months;
 - b. It is not clear where the designated smoking area is on the plan or whether there will be monitoring. The use of the garden area by patrons creates a nuisance through cigarette smoke which due to the cyclonic wind direction in the area (already evident by the cooking smell from the Premises kitchen extractor fans), is and will continue to be blown into neighbouring properties;
 - c. Notwithstanding new clause 6, the large floodlight positioned high on the chimney breast is still unfiltered and spills excessive light into neighbouring gardens and driveways. This could be easily fixed by the current location of the light being changed or the light is physically lowered on the chimney to provide the light required for the car park but also reducing spillage;
 - d. Noting new clauses 2 and 7, it is not clear whether the noise from Patrons outside will be actively managed to minimise potential impact on neighbouring properties and what the the Noise Management Plan contains.

In view of the above, I would urge the Licensing Authority to consider these objections and to seek further information and/or place conditions on the renewal application that would support the Licensing Objectives and harmonise with the Planning Conditions stipulated in relation to Planning Permission 14/00686/FUL.



Dear Sir or Madam,

11th July 2019

Application for variation of a Licence Premises – New Dawn Inn - Norton

I am writing with regard to the above application, which I have only just been made aware of by one of my neighbours, who was tracking applications. I personally have not seen any public notices displayed by the applicant with regard to this application and I walk by the rear of the Pub daily.

I believe that applications such as this should be clearly displayed and also be circulated to residents living in the immediate vicinity of the Public House, whom these proposed variations could well impact upon.

My residence is within the immediate vicinity of the rear of the Public House. Therefore, I ask that my comments and concerns will be taken into account when reviewing/considering this application for variations to the existing licence conditions.

I am **opposed** to the proposed changes, as follows:

Proposed removal of the licence condition (1) imposed by the Environmental Health Department, which agreed the installation of a noise-limiting device. This was put in place because the self regulation; which is again now proposed, did not work. This condition is in place for a very good reason, to prevent excessive noise when musical entertainment is taking place and thus preventing it from becoming a public nuisance to local residents. This condition should be retained.

Proposed removal of the licence condition (3) imposed by the Environmental Health Department. This prevents public access to the outside areas at the rear of the function room. This area is directly adjacent to local residences and is a significant element in preventing a public nuisance. This condition should also be retained.

Having lived adjacent to the Public House for over 30 years I have first hand knowledge of the public nuisance that badly managed/regulated premises can cause. At various times during that period; under various owners/landlords, we have suffered from noise generated internally (loud music) and externally (public noise and anti social behaviour in the outside areas).

The recent new development on what were the grounds of the Public House has placed more private dwellings in close proximity to it. Therefore, there are now far more residents that can potentially be affected by the removal of these licensing conditions. This only serves to make a stronger case to retain these conditions.