

REPORT TO LICENSING SUB-COMMITTEE

Agenda Item

Date

**APPLICATION FOR THE VARIATION OF A PREMISES LICENCE AT THE WHEEL INN,
25,main street, Findern. Derbyshire. DE65 6AG.**

Report of the Head of Environmental Health

1. PURPOSE

To consider an application for the variation of a premises licence under the Licensing Act 2003 at the WHEEL INN, 25, Main Street, Findern. The approximate location of the premises is shown on the plan at **(Appendix 1)**

2. BACKGROUND

- 2.1 An application has been received from Ford & Warren Solicitors on behalf of Punch Taverns Ltd in respect of The Wheel Inn, 25, Main Street, Findern on the 31st July 2007, requesting a variation of the premise licence.
The current licence allows the premises to trade under the following hours, which are: -

Sunday to Thursday	10:00 hrs to 00.30hrs
Friday & Saturday	10:00 hrs to 01.00hrs

On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day.

- 2.2 The application is for the variation of a premises licence.

- 2.3 The current proposed variation to the current application at **appendix 2** are to:-

1. To permit 'live music' on;
Sunday to Thursday 10:00 to 00:30
Friday and Saturday 10:00 to 01:00
2. To include structural alterations as per the enclosed plan
3. To remove from Annex 2 of the existing premises licence the following condition:
"Only background music to be played on this premises".

All other licensable activities are to remain the same.

The application has been amended to include Pollution control requirements.

3. CONSULTATION RESPONSES


Derbyshire Constabulary - No Adverse comments

Derbyshire Fire Service - A letter has been received from the Fire Service indicating that the applicant has not identified the steps required to promote the licensing objective relating to public safety and within the Operating Schedule.**(appendix 3)**

Derbyshire Social Services -	No Adverse comments
Trading Standards -	No Adverse comments
Environmental Health	No Adverse Comments
Pollution Control -	No Recorded music to be heard at the perimeter (requested in ammended application).
SDDC Planning Authority -	No Adverse comment
Health & Safety (SDDC)-	No Adverse comments
Interested Parties -	7 local residents and the clerk to the Parish Council have placed written representations which are attached.

4 COMMENTS

- 4.1 The hearing will proceed in accordance with the Council's Licensing procedure considered by the Licensing and Appeals Committee on (DATE)
- 4.2 Representations made by the residents are on the grounds of :-
- The prevention of public nuisance.
 - The prevention of crime and disorder
- 4.3 Representations have been received from Dr and Mrs Zammit-Maempel, Mr & Mrs Dennis Smythe, Mr & Mrs K. Jordan, Mrs J. Clegg, Mr W. Smith, Mr V. Fozard, Mrs J. Earl and Mr V. Wright (clerk to Findern Parish Council). Their main representations are on the grounds of noise disturbance and the prevention of crime and disorder. (Appendix 4)
- 4.4 The licensing objectives are matters that should be given paramount importance (guidance issued under section 182 of the Licensing Act 2003 – page 11). The Licensing Sub- Committee need to satisfy themselves that all the specific areas of the representations do fall within the licensing objectives as outlined below.
- 4.5 The licensing objectives are:-
- The prevention of crime and disorder
 - Public Safety
 - The prevention of public nuisance and
 - The protection of children from harm
- 4.7 In relation to the guidance I would refer you to page 86 Public Nuisance paragraph. 7.38 –7.43 and 7.45 of the same document
- 4.8 In regard to area of crime and disorder the authority should look to the police as the main source of advice (see page 81 paragraph 7.20 and 7.23) same guidance.
- 4.9 I would refer you to South Derbyshire District Council Policy Statement Section 13 (Page 11) and Public Nuisance
- 4.10 According to the representations that are made, options open to the Sub-Committee are:-

- 
1. Reject the representation and allow the application to be approved with no additional conditions attached.
 2. Allow the application to be approved subject to conditions that are consistent with the operating schedule submitted, modified to such extent as the authority considers necessary for the promotion of the Licensing Objectives.
 3. To exclude from the scope of the licence any of the licensable activities to which the application relates.
 4. To reject the application for variation only.
- 4.11 The applicant has been invited to attend the Sub-Committee hearing, together with their representative, as have the interested parties.

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- 62 SMOKE DETECTOR
63 GLASS BREAK POINT
64 ILLUMINATED "EXIT" SIGN WITH DIRECTIONAL ARROW
65 CIGARETTE VENDING MACHINE
FRUIT MACHINE
AREA FOR LICENSABLE ACTIVITIES AND THE CONSUMPTION OF ALCOHOL
Please note all positions of equipment are indicative only

APPZ

NEW PREMISE LICENCE APPLICATION

Name of Premises WHEEL INN, MAIN ST, FINDERN

APPLICATION RECEIVED	31.07.07	
LICENCE FEE PAID	✓	
DOCUMENT SCANNED & ATTACHED	✓	
PLANS SCANNED	SENT ✓	REC'D
CONFIRMATION LETTER SENT	AW ✓	
E-MAIL SENT TO	POLICE FIRE HEALTH & SAFETY PLANNING POLLUTION COMMERCIAL CHILD PROTECTION TRADING STANDARDS	
OBJECTIONS RECEIVED	POLICE FIRE HEALTH & SAFETY PLANNING POLLUTION COMMERCIAL CHILD PROTECTION TRADING STANDARDS	
TRANSFER APPROVED		
LICENCE ISSUED		

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 **Punch Taverns PLC**

(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	SDDC/001476
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
WHEEL INN MAIN STREET			
Our reference: JJ/27844/897036/JGC			
Post town	FINDERN	Post code	DE65 6AG

Telephone number at premises (if any)	01283 703365
Non-domestic rateable value of premises	£15750

Part 2 – Applicant details

Daytime contact telephone number	01283 501600		
E-mail address (optional)			
Current postal address if different from premises address	Jubilee House Second Avenue.		
Post Town	Burton upon Trent	Postcode	DE14 2WF

Part 3 - Variation

Please tick yes

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



If not do you want the variation to take effect from

Day		Month		Year	

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

Structural Alterations as per enclosed plan

Also, to permit live music until midnight every day.

To remove from Annex 2 of the existing premises licence the following condition:

- "Only background music played on this premises"

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

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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 yes

- | | |
|--|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input 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 checked="" 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 entertainment facilities:

- | | |
|--|--------------------------|
| i) making music (if ticking yes, fill in box I) | <input type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J) | <input type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j)
(if ticking yes, fill in box K) | <input type="checkbox"/> |

<u>Provision of late night refreshment</u> (if ticking yes, fill in box L)	<input type="checkbox"/>
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<u>Sale by retail of alcohol</u> (if ticking yes, fill in box M)	<input type="checkbox"/>
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In all cases complete boxes N, O and P

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"/>
				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 performing plays (please read guidance note 4)		
Wed					
Thur					
			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)		
Fri					
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 type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Thur					
Fri			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					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			
Thur			
Fri			<u>Non standard timings. 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)
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment 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					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Thur					
Fri			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 (please read guidance note 5)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon	10.00	0.30	<u>Please give further details here</u> (please read guidance note 3) Amplified / unamplified live music		
Tue	10.00	0.30			
Wed	10.00	0.30	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 4)		
Thur	10.00	0.30			
Fri	10.00	1.00	<u>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</u> (please read guidance note 5)		
Sat	10.00	1.00			
Sun	10.00	0.30	To reflect existing New Year's Eve / Day hours		

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded 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						
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 4)			
Thur						
Fri			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 (please read guidance note 5)			
Sat						
Sun						

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance 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					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Thur					
Fri			<u>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</u> (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)			<u>Please give a description of the type of entertainment you will be providing</u>		
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					

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

J

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

K

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

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur					
Fri			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 (please read guidance note 5)		
Sat					
Sun					

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Tue					
Wed					
			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)		
Thur					
Fri					
Sat					
Sun					

N

<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> <p>AWP machine</p> <p>Cigarette machine</p>
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O

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	10.00	1.00	
Tue	10.00	1.00	
Wed	10.00	1.00	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) As per existing licence
Thur	10.00	1.00	
Fri	10.00	1.30	
Sat	10.00	1.30	
Sun	10.00	1.00	

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

From Annex 2 of the existing premises licence the following condition:

- "Only background music played on this premises"

Please tick yes

• 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 failed to enclose the premises licence or relevant part of premises licence

P 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,e) (please read guidance note 9)

As per existing premises licence

b) The prevention of crime and disorder

As per existing premises licence

c) Public safety

As per existing premises licence

d) The prevention of public nuisance

Having removed the above condition, all others to remain as per the existing premises licence.

e) The protection of children from harm

As per existing premises licence

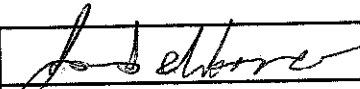
Please tick yes

- 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 CONVICTION TO A FINE UP TO 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	
Date	30 July 2007
Capacity	Solicitors to applicant

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	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

Ford & Warren Solicitors
Westgate Point
Westgate

Our Ref JJ/27844/897036/JGC

Post town	Leeds	Post code	LS1 2AX
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Telephone number (if any)	0113 243 6601
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If you would prefer us to correspond with you by e-mail your e-mail address (optional)

DERBYSHIRE FIRE AND RESCUE SERVICE

B Tregunna
MA BSc(Hons) MIFireE
 Chief Fire Officer and Chief Executive

South Derbyshire
 District Council

To make Derbyshire a safer place to live, work and visit"

17 AUG 2007

ENVIRONMENTAL SERVICES

15 AUG 2007

Environmental Health

The Licensing Clerk

Environmental Health & Trading Standards

Celtic House

Heritage Gate

Friary Street

DERBY

DE1 1QX

Area Office South
 Ascot Drive
 Derby
 DE24 8GZ

Telephone: (01332) 345440

Facsimile: (01332) 345449

Direct Line/Ext: x

Our Ref: KIN21030/JC

Your Ref: x

Date: 9 August 2007

Ask for: Steve Roberts

Dear Sir/Madam

LICENSING ACT 2003

Wheel Inn, Main Street, Findern, Derby, DE65 6AG

Please find enclosed for information a copy of the Inspecting Officer's report in respect of the above premises.

If I can be of any further assistance to you in this matter please do not hesitate to contact me.

Yours faithfully

SR

Steve Roberts
 CREW MANAGER

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Customer Satisfaction We are always trying to improve our level of service and would welcome any observations either negative or positive you may wish to make. Please contact Strategic Administration, Fire & Rescue Service Headquarters, The Old Hall, Burton Road, Littleover, Derby, DE23 6EH

Minicom No (01332) 271900 e-mail: enquiries@derbys-fire.gov.uk www.derbys-fire.gov.uk



DERBYSHIRE FIRE AND RESCUE SERVICE

B Tregunna
MA BSc(Hons) MFireE
Chief Fire Officer and Chief Executive

"To make Derbyshire a safer place to live, work and visit"

Area Office South
Ascot Drive
Derby
DE24 8GZ

Punch Taverns
Jubilee House
Second Avenue
Burton On Trent
DE14 2WF

Telephone: (01332) 345440
Facsimile: (01332) 345449
Direct Line/Ext: x

Our Ref: KIN21030/JC
Your Ref: JJ/27844/897036/JGC
Date: 09 August 2007
Ask for: Crew Manager
Steve Roberts

Dear Sir/Madam

LICENSING ACT 2003
Wheel Inn, Main Street, Findern, Derby, DE65 6AG

Thank you for your notice of application to vary a premises licence under the above Act.

Derbyshire Fire Authority cannot consider the application until the relevant parts of the Operating Schedule are received. They must adequately demonstrate the steps which you propose to take to promote the licensing objective relating to public safety.

The Fire Authority therefore intends to make representation to the relevant licensing authority to ask for rejection of the application.

May I take this opportunity to bring to your attention your responsibilities under the Regulatory Reform Fire Safety Order 2005. Under this legislation the responsible person/persons are required to produce a risk assessment and record any significant findings and act upon those findings accordingly. Eg There appears to be only one escape route from the first floor flat which is through the ground floor kitchen. To help you achieve this, the Government has produced a suite of guidance documents. These can be downloaded from the following website www.firesafetyguides.communities.gov.uk

If you have not already done so, it appears that you may need to inform the Building Control department of your local council about the alterations you are intending to make.

If I can be of any further assistance to you in this matter please do not hesitate to contact me.

Yours faithfully

Steve Roberts
CREW MANAGER

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Customer Satisfaction We are always trying to improve our level of service and would welcome any observations either negative or positive you may wish to make. Please contact Strategic Administration, Fire & Rescue Service Headquarters, The Old Hall, Burton Road, Littleover, Derby, DE23 6EH

Minicom No (01332) 271900 e-mail: enquiries@derbys-fire.gov.uk www.derbys-fire.gov.uk

27.



Morton Jackie

From: Taylor Ian
Sent: 16 August 2007 14:35
To: Jacobs Carl
Cc: Morton Jackie
Subject: Licensing Objection - The Wheel Inn Findern

Hi Carl/Jackie

I have been requested to forward this objection on to the Licensing Department. Although the original objection relates to a planning application, they have asked that Planning forward this to you.

Regards

Ian Taylor
 Technical Assistant, Planning Policy
 South Derbyshire District Council
 ian.taylor@south-derbys.gov.uk
 T - 01283 595983
 F - 01283 595850
 www.south-derbys.gov.uk

-----Original Message-----

From: Planning
Sent: 16 August 2007 11:37
To: Taylor Ian
Subject: FW: Message From Planning Website

-----Original Message-----

From: sddc@planning-proposals.co.uk [mailto:sddc@planning-proposals.co.uk]
Sent: 16 August 2007 11:26
To: Planning
Cc: Dening Tim
Subject: Message From Planning Website

The following comment was received from the South Derbyshire District Council Planning website

PLANNING APPLICATION REFERENCE: 9/2007/0881

Date/Time: 16-Aug-2007 11:25 AM
Author: Dr and Mrs Zammit-Maempel
Supplied email: Ajzmlonglands@aol.com
CC email: tim.dening@south-derbys.gov.uk

Comment:

16/08/2007

Please fwd this email to licensing, as we have an objection to the alterations of the licensing hours. These may be extended in order to play live music. We have a lot of problems with vandalism to our property at closing time which we feel will increase with longer drinking hours. Also we do not appreciate having disturbed nights sleep as we have to be at work most mornings and the music can be heard from our bedroom. We feel that this is quite acceptable at weekends but not during the week - it is quite anti social. Thank you.

Please inform your systems manager for any queries regarding this email.

TO: THE LICENSING OFFICER,
South Derbyshire District Council
Civic Offices
SWADLOWCOVE DE 11 0RH.

South Derbyshire
District Council

17 AUG 2007
17/ Aug 2007

Environmental Health

Dear Sir,

I write to raise objection to the
proposed variation to the Hospital licensing ex
in respect of the WHEM Public House. I intend to
allow live music to be played every day
until midnight

Noise emanating from live music will almost
certainly disturb the immediate residential area
and in particular the properties in close proximity
to the WHEM Public House. Properties which
will be most affected are numbered 2 to
10 and "barnstones" located in Longlands Lane

These properties are all bungalows occupied by
senior people and accordingly I would ask
for these circumstances to be given consideration
before granting variation of the licence.

Attached to this letter are the names
and addresses of residents joining in
this objection to the licence variation.

Enclosed is a stamped addressed envelope
for the favour of your reply.

Yours faithfully
Dennie Smythe

No 2 Longlands Lane

Mr. D. Smythe

Jeni Smith

Mrs. D. Smythe

D.A. Smythe

No 4 Longlands Lane

Mrs. P. Jordan

Mrs P Jordan

Mr & Mrs Jordan

W. Jordan

No 6 Longlands Lane

Mr. J Clegg

J Clegg

No 8 Longlands Lane.

MR W. R. Smith

WILLIAM RAYMOND SMITH.

No 10 Longlands Lane.

V. Fozard

V. Fozard

~~No 10 Longlands Lane~~

Cornerstones, Porters Lane

J. Earl
Mrs. J. EARL

(N.B. CORNESTONES IS AT THE JUNCTION OF)
PORTERS LANE AND LONGLANDS LANE

South Derbyshire
District Council

21 AUG 2007

Environmental Health

FINDERN PARISH COUNCIL

Clerk to the Council
Vic S Wright
150 Doles Lane
Findern
Derby
DE65 6BA

Tel/Fax:01332-510051
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20 August 2007

For the Attention of Peter McEvoy
Head of Environmental Services
SDDC
Civic Offices
Civic Way
Swadlincote
Derbyshire DE11 0AH

Dear Mr McEvoy

RE:-LICENSING ACT 2003-PUNCH TAVERNS PLC-WHEEL INN.

The Findern Parish Council has serious concerns and objections to the late night music proposed. It is felt that any music should not be permitted beyond midnight in fairness to the local residents.

Yours sincerely



Vic S Wright
Clerk to the Council

South Derbyshire
District Council

31 AUG 2007

Environmental Health

Cornerstones
Porters Lane
Findern
Derby
DE65 6AJ

30 August 2007

Licensing Application Department
South Derbyshire District Council
Civic Way
Swadlincote
Derbyshire

Dear Sirs

The Wheel Public House, Findern
Application for live music

I understand that an application has been made to permit live music at the above establishment seven days per week until midnight, and would offer the following observations.

- 1 "The Wheel" is sited on a busy and somewhat dangerous bend in the road such that when leaving the car park it is very difficult to see clearly to the right or left.
I suspect that the owners of the premises are hoping to attract out of village visitors (presumably younger patrons) who would arrive and leave by car, thereby increasing the amount of traffic on what is potentially a very dangerous corner. Bad enough if sober, but if intoxicated – potentially lethal.
- 2 The Council has recently granted permission for the renovation and restoration of Corner Farm, Heath Lane, Findern, which is positioned on the opposite corner to The Wheel. Alongside Corner Farm and fronting onto Longlands Lane permission has also been granted for the erection of five more dwellings of a size to accommodate families.
Families residing in these restored/new buildings with children would have great difficulty with young and school-aged children if live music is played until midnight particularly during the week.
- 3 The Wheel is adjacent to housing, i.e. Main Street, Heath Lane and the lower end of Longlands Lane, Brook Close (accommodation for the elderly).
- 4 *Surely it would be an infringement of their rights to be subjected to amplified music until midnight seven nights per week.*