

Tucker Faye

From: Greg Smith
Sent: 06 September 2016 22:19
To: Licensing Mailbox
Subject: Representation to Amalfi White hours extension application
Attachments: Representation - Other Persons_tcm21-230501.pdf

Categories: Faye

Dear Sirs,

Please find attached our Representation submission to the current Amalfi White Limited application to extend Licensed hours. I would be grateful for confirmation of receipt.

regards,
Greg Smith



SOUTH DERBYSHIRE DISTRICT COUNCIL

Licensing Act 2003

Representation by an 'Other Person' as defined by the Act

Note: Please be aware that this form may be viewed by the Applicant or by a representative of the Applicant. It may also be read out in public at the sub-committee hearing.

You may request that the Licensing Authority withholds some or all of your details, however, the withholding of details will only be considered in exceptional circumstances where the Licensing Authority believes there to be a genuine and well-founded fear of intimidation. Any person who wishes the Licensing Authority to consider withholding their details is advised to contact the Licensing Department prior to submitting this form.

Your personal details will be redacted in the Licensing and Appeals Sub-Committee report.

An 'other person' can make representations against a relevant licence application. Representations may be made on behalf of the above by a representative e.g. MP, solicitor, or a friend.

Please indicate in which capacity you are making this representation by ticking a box below:

- An individual person
- A body representing a person e.g. Solicitor
- A person involved in a business
- A body representing a business

Representations are only relevant to an application if they relate to at least one of the four **Licensing Objectives** listed below:

- 1. The Prevention of Crime and Disorder**
- 2. Public Safety**
- 3. Prevention of Public Nuisance**
- 4. The Protection of Children from Harm**

Representations may be made at any time during a period of 28 consecutive days starting on the day after the application was given to the Licensing Authority. This period is reduced to 10 working days for minor variations applications.

In the case of a closure order issued by the Police, representations may be made during the seven days that follow relevant notice being given to the Licensing Authority by the Magistrates Court, starting on the day after the day the notice was received.

Please enter your contact details below: -

Name:	Greg Smith
Address:	52c Derby Road, Melbourne
Postcode:	DE73 8FE
Tel:	
E-mail:	

Please confirm the name and address of person, represented person or business affected, if different from the address given above i.e. this could be a shop premises in the vicinity but you do not live at the shop premises.

Name:	
Address:	
Postcode:	

Address of premises in application causing concern, which you wish to make a representation about

Name of Applicant:	Amalfi White Limited
Address of Premises	50 Derby Road, Melbourne, DE73 8FE
Application Details:	Extension of opening hours

Please give details of your representation and evidence supporting your representation in the box below. Indicate which of the licensing objectives your representation refers to by ticking the relevant box/es:

- **The Prevention of Crime and Disorder**
- **Public Safety**
- **Prevention of Public Nuisance**
- **The Protection of Children from Harm**

Details of representation (please use additional sheets where necessary)

As an immediate neighbour to Amalfi White we are extremely concerned at their application to extend their opening hours. We are already impacted by noise from several of their activities:


- i) Late night events in the upper storey 'Ballroom' disrupt our sleep and especially our 3 children.
- ii) Patrons regularly continue to drink in the garden past the current Licence time limit of 22.00, again disrupting our sleep. This was originally the matter of a formal complaint to SDDC Licensing Section in January 2014. However, it continues to be a problem.
- iii) Piped music that is played in the garden is left on all through the night. We have had to contact Amalfi White on 3 separate occasions in the past 12 weeks over this matter. Email evidence is available.
- iv) We were woken one night approaching midnight recently by staff drinking and being very loud in the garden.
- v) Late night revellers and waiting taxis in the early hours can be heard from our house.

If possible please suggest alterations to the application that would resolve the problem mentioned above, again paying attention to the licensing objectives

We think that the proposed extension to opening hours, including the separate limits on the outside areas will further detrimentally impact our quality of life. We would ask that the requested extensions are refused.

Once the Licensing Section has received this form you will receive a written acknowledgement. Your representation will be forwarded to the applicant and/or their representative who may contact you in order to discuss your representations.

This form must be received by the Licensing Authority within the statutory representation period.

Signed: 

PRINT NAME: Greg Smith

Date: 6th September 2016

Please return this form to the following address:

South Derbyshire District Council
Licensing Section
Civic Offices
Civic Way
SWADLINCOTE
DE11 0AH

Or by email licensing@south-derbys.gov.uk

Tucker Faye

From: greg.smith52c@btinternet.com
Sent: 09 September 2016 22:53
To: Katherine Fox
Cc: Licensing Mailbox; Debs
Subject: Customers in Amalfi White garden

Categories: Completed, Faye

Katherine,

There are, not for the first time, customers drinking in your beer garden. Your licence limits drinking in the garden, to 10pm I believe. It is now 10.40. We have noticed them because they are loud enough to hear from inside our house.

We also heard heavy swearing from a group of males at around ten to eight tonight.

We would like to hear how you plan to resolve these issues.

Thank you,
Greg Smith

Sent from my iPhone

Tucker Faye

From: Katherine Fox <kat@amalfiwhite.com>
Sent: 19 May 2016 08:48
To: greg.smith52c@btinternet.com
Subject: Re: Amalfi White

Sorry about this Greg, I have told all the staff but we had a new manager this week who forgot to turn it off so it shouldn't happen again.

Kind regards,

Sent from my iPhone

On 18 May 2016, at 22:46, greg.smith52c@btinternet.com wrote:

Hello Katherine,

The outside music was again playing through the night on Tuesday. We would ask you to ensure this is turned off every evening to avoid disturbing your neighbours.

Thanks,
Greg

Sent from my iPhone

On 10 May 2016, at 12:56, Katherine Fox <kat@amalfiwhite.com> wrote:

Hi Greg,

Many thanks for your email the other day, we have since spoken to our handy man who has assured us he will start later in the morning (I live on the new kings croft development site in Melbourne so I can sympathise with you on being woken up too early!)

I will make sure he gets rid of any garden materials via our bins which is what we thought was happening anyway.

We are aware that summer is approaching so we have plans in place to make sure our customers are aware when they need to come inside.

If you do have any problems feel free to email me, being a local resident myself I like to make sure I can resolve any issues as fast as possible!

Warmest regards,

--
Katherine Fox

Restaurant and Events Manager - *Amalfi White*

www.amalfiwhite.com

Tucker Faye

From: Katherine Fox <kat@amalfiwhite.com>
Sent: 24 August 2016 09:26
To: greg.smith52c@btinternet.com
Subject: Re: Amalfi White

Sorry Greg I wasn't working last night and have just received your email - hope it got turned off, I sent an email out to the team about making sure it gets turned off!

Kind regards,

Sent from my iPhone

On 23 Aug 2016, at 23:14, greg.smith52c@btinternet.com wrote:

Katherine, can you please turn the outside music off.

Sent from my iPhone

