

Tucker Faye

From:
Sent: 12 September 2016 09:47
To: Licensing Mailbox
Subject: Licensing Objection
Attachments: SKMBT_C284e16091208250.pdf

Categories: Faye

Please find attached Licensing Objection relating to Amalfi White, Melbourne.

Terry Potts
Mitreform Ltd



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:	Terry Potts - Mitreform Ltd
Address:	17 George Street, Melbourne, Derby
Postcode:	DE73 8FS
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:	Terry Potts - Mitreform Ltd
Address:	17 George Street, Melbourne, Derby
Postcode:	DE73 8FS

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

Name of Applicant:	Elizabeth Devey Smith - Amalfi White
Address of Premises	50 Derby Road, Melbourne, Derby
Application Details:	Application to vary a premises licence

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)

Ref Application to vary premises licence at Amalfi White Melbourne - licence number LAPRE0287

As owners of 52 Derby Road, Melbourne, and this being situated adjacent to Amalfi White 50 Derby Road, Melbourne, we feel we must object to the proposed extension to the licensing hours as requested by Amalfi White.

The extension of the opening hours would only add to an already noise and nuisance value, which is currently the situation and would extend the problems to much later into the early hours of the morning.

An extension of the opening hours would have an even more detrimental impact on the surrounding properties and local residents would again be subjected to an intolerable nuisance caused by late night taxis, people leaving in the early hours of the morning and in the long term devaluing surrounding properties.

Amalfi White request in their application that the licensing hours be extended to 00:30 Sunday to Thursday and 01:00 on Fridays and Saturdays with an additional 30mins to serve light refreshments. This would in effect mean customers leaving the premises after 02:00

The neighbouring properties have young children living there and late night noise is unacceptable.

The fact that Amalfi White feel the need to appoint a 'noise management' person clearly states that they admit to a problem with noise, which they have been unable to control previously.

When challenged in the past regarding noisy customers, their response has been that they do their best but it is always difficult.

The existing license states that drinking at the front of the premises is until 20.00 hours surely an addition 3 hours would be unacceptable given the position and frontage of the property, likewise an extension to the drinking hours at the rear of the property with the close proximity of the adjacent houses where children live is also unacceptable.

The frontage area of Amalfi White is very limited and to serve alcohol until 23:00 is effectively allowing drinking on the main street. Bearing in mind that the distance between our property and Amalfi White is less than 12ft this effectively means they are virtually under young children's bedroom windows.

We ask the question would this new proposal be in keeping with the surrounding area designated as a conservation area.

continued.....

Amalfi White state that they have a 'family friendly restaurant and barproviding family friendly dining and social events ' but surely by extending the opening hours until the early hours of the morning, having live music and allowing new entries to the premises up to 00:30 they seem to be moving away from what they state is their intended business.

We would ask that all the above points are taken into consideration when the licensing officer makes his decision, and suggest a sight visit would be appropriate to familiarise themselves with the location.

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

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: Terry Potts

Date: 10.09.2016

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

