



**BROMSGROVE DISTRICT COUNCIL**

**VIRTUAL MEETING OF THE LICENSING SUB-COMMITTEE**

**WEDNESDAY 12TH AUGUST 2020**  
**AT 6.00 P.M.**

MEMBERS: Councillors H. J. Jones, H. D. N. Rone-Clarke and M. A. Sherrey  
Reserve Member: Councillor M. Glass

**AGENDA**

**LICENSING SUB-COMMITTEE HEARING PROCEDURE** (Pages 1 - 4)

1. Election of Chairman for the meeting
2. To receive apologies for absence and notification of substitutes
3. Declarations of Interest  
  
To invite Councillors to declare any Disclosable Pecuniary Interests or Other Disclosable Interests they may have in items on the agenda, and to confirm the nature of those interests.
4. Application for a Premises Licence in respect of Tranquil Bar Limited, 1 Bear Hill, Alvechurch, Worcestershire, B48 7JX (Pages 5 - 94)
5. To consider any other business, details of which have been notified to the Head of Legal, Equalities and Democratic Services prior to the commencement of the meeting and which the Chairman, by reason of special circumstances, considers to be of so urgent a nature that it cannot wait until the next meeting.

K. DICKS  
**Chief Executive**

Parkside  
Market Street  
BROMSGROVE  
Worcestershire  
B61 8DA

27th July 2020

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**If you have any queries on this Agenda please contact  
Pauline Ross**

**Parkside, Market Street, Bromsgrove, B61 8DA  
Tel: 01527 881406  
e.mail: [p.ross@bromsgroveandredditch.gov.uk](mailto:p.ross@bromsgroveandredditch.gov.uk)**



# **GUIDANCE ON VIRTUAL MEETINGS**

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Due to the current Covid-19 pandemic Bromsgrove District Council will be holding this meeting in accordance with the relevant legislative arrangements for remote meetings of a local authority. For more information please refer to the Local Authorities and Police and Crime Panels (Coronavirus) (Flexibility of Local Authority and Police Crime Panels meetings) (England and Wales) Regulations 2020.

Please note that this is a public meeting conducted remotely by Skype conferencing between invited participants and live streamed for general access via the Council's YouTube channel.

You are able to access the livestream of the meeting from the Committee Pages of the website, alongside the agenda for the meeting.

Members of the Committee, officers and public speakers will participate in the meeting using Skype, and details of any access codes/passwords will be made available separately.

If you have any questions regarding the agenda or attached papers please do not hesitate to contact the officer named above.

## **Notes:**

As referred to above, the virtual Skype meeting will be streamed live and accessible to view. Although this is a public meeting, there are circumstances when Council might have to move into closed session to consider exempt or confidential information. For agenda items that are exempt, the public are excluded and for any such items the live stream will be suspended and that part of the meeting will not be recorded.

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## **LICENSING SUB-COMMITTEE (Premises)**

### **HEARING PROCEDURE**

1. The Chairman will open the hearing and introduce members of the Sub-Committee and officers present.
2. The Chairman will ask parties to the proceedings to introduce themselves.
3. In the event the Applicant is not represented, the Chairman will remind the Applicant that he/she can be represented by a legal representative at his/her own expense.
4. The Licensing Officer, Worcestershire Regulatory Services will present the report.
5. The Chairman will invite Members of the Sub-Committee and all parties to the proceedings to put any relevant questions to the Licensing Officer.
6. The Chairman will invite the Applicant and/or his/her representative to present his/her case and call any witnesses.
7. The Chairman will invite Members of the Sub-Committee and all parties to the proceedings to put any relevant questions to the Applicant and/or his/her representative.
8. The Chairman will invite the Responsible Authorities to present their representations. New representations must not be raised.
9. The Chairman will invite Members of the Sub-Committee and all parties to the proceedings to put any relevant questions to the Responsible Authorities.
10. All other Parties to the proceedings will be invited to present their representations or elect a spokesperson to speak on their behalf. New representations must not be raised.
11. The Chairman will invite Members of the Sub-Committee, the applicant / applicant's representative and the Responsible Authorities to put any relevant questions to the other Parties
12. The other Parties will be invited to sum up.
13. The Responsible Authorities will be invited to sum up.
14. The Applicant and/or his/her representative will be invited to sum up.

# Appendix

15. The Chairman will ask the Legal Advisor if there is any legal advice to be given.
16. At the conclusion of the hearing Members of the Sub-Committee, the Legal Advisor and the Democratic Services Officer will withdraw from the meeting so that the Sub-Committee can reach its decision in private.
17. The Sub-Committee's decision will be confirmed in writing to the Applicant and those parties who made representations within 5 working days.

# Appendix

**Please Note:**

1. ***Each application coming before the Licensing Sub-Committee will be treated on its own merits, and the Sub-Committee will take its decision based upon:***
  - a) ***the promotion of the four licensing objectives, as given by the Licensing Act 2003, namely:***
    - ***the prevention of crime and disorder;***
    - ***public safety;***
    - ***the prevention of public nuisance; and***
    - ***the protection of children from harm;***
  - b) ***Bromsgrove District Council's Statement of Licensing Policy;***
  - c) ***guidance issued under section 182 of the Licensing Act 2003; and***
  - d) ***the Licensing Act 2003.***
2. ***The Chairman may require any person who in his/her opinion is behaving in a disruptive manner to leave the meeting, and may refuse to permit that person to return, or permit him/her to return only on such conditions as the Chairman may specify. However, such person may, before the end of the hearing, submit in writing any information which he/she would have been entitled to have given orally at the meeting had he/she not been required to leave.***
3. ***Decisions may be taken in the absence of the Applicant or any other party. All notices and representations received from absent parties will be considered.***
4. ***Questioning must not be hostile or intended to unfairly undermine the position of any party.***
5. ***Late evidence will only be considered with the agreement of all parties present.***
6. ***The decision of the Sub-Committee will be sent to all parties within 5 working days.***
7. ***An appeal to the Magistrates' Court against the Sub-Committee's decision must be lodged within 21 days of the date on which all parties were notified in writing of the decision of the Licensing Sub-Committee.***

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## BROMSGROVE DISTRICT COUNCIL

### LICENSING SUB-COMMITTEE

12<sup>TH</sup> AUGUST 2020

### LICENSING ACT 2003

### APPLICATION FOR THE GRANT OF A PREMISES LICENCE

### TRANQUIL BAR LIMITED

PUBLIC HEARING	
Director:	Head of Worcestershire Regulatory Services
Contact Officer:	Paul Morrish - Technical Officer (Licensing) Worcestershire Regulatory Services 01905 822799 enquiries@worcsregservices.gov.uk
Ward(s) affected:	Alvechurch South
Appendices:	Appendix 1 – Application Form and Plan of Premises Appendix 2 – Agreed revision of hours/condition with Police Appendix 3 – Representation from Police Appendix 4 – Representations from other parties (objections) Appendix 5 - Representation from other parties (support)

#### 1. PURPOSE OF REPORT

- 1.1 To consider and determine an application for grant of a premises licence in respect of

**Tranquil Bar Limited**  
**1 Bear Hill**  
**Alvechurch**  
**Worcestershire**  
**B48 7JX**

A copy of the application and plan of the premises is attached at **Appendix 1**.

## 2. BACKGROUND

- 2.1 On 18 June 2020 an application was received from Ervin Sadria for grant of a premises licence in respect of

**Tranquil Bar Limited**  
**1 Bear Hill**  
**Alvechurch**  
**Worcestershire**  
**B48 7JX**

- 2.2 The application contained all the requisite documentation including the fee and a plan of the premises.
- 2.3 It can be confirmed that the application has been advertised in accordance with the requirements of the Licensing Act 2003 and associated regulations and that the application has also been served on all responsible authorities.
- 2.4 The applicant is applying for the following licensable activities:-

Activity	Days	From	To	Indoors/Outdoors
Anything of a Similar Description to Regulated Entertainment	Friday to Saturday	23:00	- 01:00	Indoors
Performance of Live Music	Friday to Saturday	23:00	- 01:00	Indoors
Late Night Refreshment	Friday to Saturday	23:00	- 01:00	Both
Playing of Recorded Music	Friday to Saturday	23:00	- 01:00	Indoors
Sale of Alcohol	Friday to Saturday	11:30	- 01:00	
Sale of Alcohol	Sunday to Thursday	11:30	- 23:00	

- 2.5 The designated premises supervisor identified in the application is Ervin Sadria.
- 2.6 During the application consultation period, the applicant has agreed with the Police to reduce hours of licensable activities and the addition of a condition relating to the closure of the outside area at 22:00 hours. This would form part of the premises licence operating schedule and conditions should a premises licence be granted. A copy of the revised hours and the condition that has been agreed to, is attached at **Appendix 2**.



## 3. REPRESENTATIONS

### Responsible Authorities

- 3.1 Subject to the addition of the agreed revision of hours and condition to any licence granted, the Police have confirmed they support the application. A copy of report and representation received from the Police, is attached at **Appendix 3**
- 3.2 No further representations have been received from any of the other responsible authorities that were notified as part of the application process.

### Other Persons

- 3.3 39 valid representations have been received from other persons objecting to the application. Concerns are raised relating to each of the four licensing objectives. A copy of the representations received from other persons objecting to the application is attached at **Appendix 4**.
- 3.4 One valid representation has been received from other persons supporting the application and the promotion of the licensing objectives. A copy of this representation is attached at **Appendix 5**.
- 3.5 A number of the representations also make reference to parking issues associated with the application. Members need to be reminded that parking matters are not considered valid representations under the four licensing objectives outlined in the legislation, and would normally be considered as part of any planning application. Furthermore, references are also made relating to planning permission for the usage of the premises, which cannot be considered as a valid representation that is relevant to the licensing objectives.

## 4. LOCAL POLICY CONSIDERATIONS

- 4.1 The Sub-Committee should have regard to the Council's Statement of Licensing Policy under the Licensing Act 2003.
- 4.2 The Council's Statement of Licensing Policy is available to download from the Council's website or to request a hard copy, contact Worcestershire Regulatory Services on 01905 822799 or email [enquiries@worcsregservices.gov.uk](mailto:enquiries@worcsregservices.gov.uk)

## 5. LEGAL IMPLICATIONS

- 5.1 The Sub-Committee is obliged to determine this application with a view to the promotion of the licensing objectives which are:
  - the prevention of crime and disorder;
  - public safety;

- the prevention of public nuisance;
  - the protection of children from harm.
- 5.2 In making its decision, the Sub-Committee is also obliged to have regard to the guidance issued by the Secretary of State under section 182 of the Licensing Act 2003 and the Council's own Statement of Licensing Policy.
- 5.3 The Sub-Committee must also have regard to the representations made and the evidence it hears.
- 5.4 The Sub-Committee must take such of the following steps as it considers appropriate for the promotion of the licensing objectives:
- (a) Grant the application as requested
  - (b) Modify the conditions of the licence, by altering or omitting or adding to them.
  - (c) Reject the application in whole or in part.
- 5.5 The Sub-Committee is asked to note that it may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be appropriate in order to promote the licensing objectives.
- 5.6 All parties to the hearing will be notified of the Sub-Committee's decision in writing within five working days of the conclusion of the hearing.
- 5.7 Any party aggrieved by a decision taken by the Sub-Committee may appeal against the decision to a Magistrates' Court within 21 days of being notified of the decision in writing.
- 5.8 The hearing should be conducted in accordance with the agreed procedure.
- 6. FOR DECISION**
- 6.1 The Sub-Committee must consider and determine the application.



**Bromsgrove**  
**Application for a premises licence**  
**Licensing Act 2003**

For help contact  
[enquiries@worcsregservices.gov.uk](mailto:enquiries@worcsregservices.gov.uk)  
 Telephone: 01905 822799

\* required information

## Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference  This is the unique reference for this application generated by the system.

Your reference  You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☒ Yes ☐ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

### Applicant Details

\* First name

\* Family name

\* E-mail

Main telephone number  Include country code.

Other telephone number

☐ Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

☒ Applying as a business or organisation, including as a sole trader

☐ Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

### Applicant Business

Is the applicant's business registered in the UK with Companies House? ☒ Yes ☐ No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name  If the applicant's business is registered, use its registered name.

VAT number   Put "none" if the applicant is not registered for VAT.

Legal status

*Continued from previous page...*

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

## Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

## Agent Details

\* First name

\* Family name

\* E-mail

Main telephone number

Include country code.

Other telephone number

☐ Indicate here if you would prefer not to be contacted by telephone

Are you:

- ☒ An agent that is a business or organisation, including a sole trader
- ☐ A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

## Agent Business

Is your business registered in the UK with Companies House? ☒ Yes ☐ No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status



*Continued from previous page...*

Your position in the business

Home country

The country where the headquarters of your business is located.

**Agent Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Section 2 of 21**

**PREMISES DETAILS**

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

**Premises Address**

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address ☐ OS map reference ☐ Description

**Postal Address Of Premises**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Further Details**

Telephone number

Non-domestic rateable value of premises (£)

## Section 3 of 21

### APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- ☐ An individual or individuals
- ☒ A limited company / limited liability partnership
- ☐ A partnership (other than limited liability)
- ☐ An unincorporated association
- ☐ Other (for example a statutory corporation)
- ☐ A recognised club
- ☐ A charity
- ☐ The proprietor of an educational establishment
- ☐ A health service body
- ☐ A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- ☐ A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- ☐ The chief officer of police of a police force in England and Wales

### Confirm The Following

- ☒ I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- ☐ I am making the application pursuant to a statutory function
- ☐ I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

## Section 4 of 21

### NON INDIVIDUAL APPLICANTS

Provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned.

#### Non Individual Applicant's Name

Name

Tranquil Bar Limited

#### Details

Registered number (where applicable)

12660468

Description of applicant (for example partnership, company, unincorporated association etc)



Continued from previous page...

Limited Company

## Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

## Contact Details

E-mail

Telephone number

Other telephone number

\* Date of birth  /  /

\* Nationality

Documents that demonstrate entitlement to work in the UK

Add another applicant

## Section 5 of 21

### OPERATING SCHEDULE

When do you want the premises licence to start?  /  /   
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end  /  /   
dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.

Licensed restaurant with a small garden to the rear (which will also be the smoking area). The restaurant will also open throughout the day to serve coffee, cakes and snacks etc.

*Continued from previous page...*

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

## Section 6 of 21

### PROVISION OF PLAYS

See guidance on regulated entertainment

Will you be providing plays?

☐ Yes

☒ No

## Section 7 of 21

### PROVISION OF FILMS

See guidance on regulated entertainment

Will you be providing films?

☐ Yes

☒ No

## Section 8 of 21

### PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Will you be providing indoor sporting events?

☐ Yes

☒ No

## Section 9 of 21

### PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

☐ Yes

☒ No

## Section 10 of 21

### PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will you be providing live music?

☒ Yes

☐ No

#### Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.



Continued from previous page...

## WEDNESDAY

Start

End

Start

End

## THURSDAY

Start

End

Start

End

## FRIDAY

Start

End

Start

End

## SATURDAY

Start

End

Start

End

## SUNDAY

Start

End

Start

End

Will the performance of live music take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Amplified music on a few occasions each year for pre-booked parties or celebrations.

State any seasonal variations for the performance of live music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Continued from previous page...

## Section 11 of 21

### PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Will you be providing recorded music?

☒ Yes

☐ No

#### Standard Days And Timings

##### MONDAY

Start

End

Start

End

Give timings in 24 hour clock.

(e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

##### TUESDAY

Start

End

Start

End

##### WEDNESDAY

Start

End

Start

End

##### THURSDAY

Start

End

Start

End

##### FRIDAY

Start

End

Start

End

##### SATURDAY

Start

End

Start

End

##### SUNDAY

Start

End

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Background ambient music for diners within the restaurant.

Continued from previous page...

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

An additional hour every Sunday and Monday of each Bank Holiday weekend and Christmas Eve.

New Years Eve - from the end of permitted hours on New Years Eve to the start of permitted hours on New Years day.

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

An additional hour every Sunday and Monday of each Bank Holiday weekend and Christmas Eve.

New Years Eve - from the end of permitted hours on New Years Eve to the start of permitted hours on New Years day.

## Section 12 of 21

### PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing performances of dance?

☐ Yes

☒ No

## Section 13 of 21

### PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing anything similar to live music, recorded music or performances of dance?

☒ Yes

☐ No

#### Standard Days And Timings

##### MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

##### TUESDAY

Start

End

Start

End

##### WEDNESDAY

Start

End

Start

End



Continued from previous page...

## THURSDAY

Start

End

Start

End

## FRIDAY

Start

End

Start

End

## SATURDAY

Start

End

Start

End

## SUNDAY

Start

End

Start

End

Give a description of the type of entertainment that will be provided

Will this entertainment take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

An additional hour every Sunday and Monday of each Bank Holiday weekend and Christmas Eve.

New Years Eve - from the end of permitted hours on New Years Eve to the start of permitted hours on New Years day.

State any seasonal variations for entertainment

For example (but not exclusively) where the activity will occur on additional days during the summer months.

An additional hour every Sunday and Monday of each Bank Holiday weekend and Christmas Eve.

New Years Eve - from the end of permitted hours on New Years Eve to the start of permitted hours on New Years day.

Non-standard timings. Where the premises will be used for entertainment at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

An additional hour every Sunday and Monday of each Bank Holiday weekend and Christmas Eve.

New Years Eve - from the end of permitted hours on New Years Eve to the start of permitted hours on New Years day.

Continued from previous page...

## Section 14 of 21

### LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

☒ Yes

☐ No

#### Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the provision of late night refreshment take place indoors or outdoors or both?

☐ Indoors

☐ Outdoors

☒ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Continued from previous page...

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

An additional hour every Sunday and Monday of each Bank Holiday weekend and Christmas Eve.

New Years Eve - from the end of permitted hours on New Years Eve to the start of permitted hours on New Years day.

Non-standard timings. Where the premises will be used for the supply of late night refreshments at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

An additional hour every Sunday and Monday of each Bank Holiday weekend and Christmas Eve.

New Years Eve - from the end of permitted hours on New Years Eve to the start of permitted hours on New Years day.

## Section 15 of 21

### SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☒ Yes

☐ No

#### Standard Days And Timings

##### MONDAY

Start

End

Start

End

##### TUESDAY

Start

End

Start

End

##### WEDNESDAY

Start

End

Start

End

##### THURSDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.



Continued from previous page...

FRIDAY

Start 11:30

End 01:00

Start

End

SATURDAY

Start 11:30

End 01:00

Start

End

SUNDAY

Start 11:30

End 23:00

Start

End

Will the sale of alcohol be for consumption:

- ☒ On the premises ☐ Off the premises ☐ Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

An additional hour every Sunday and Monday of each Bank Holiday weekend and Christmas Eve.

New Years Eve - from the end of permitted hours on New Years Eve to the start of permitted hours on New Years day.

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

**Name**

First name

Ervin

Family name

Sadria

Date of birth

/ /  
dd mm yyyy

*Continued from previous page...*

**Enter the contact's address**

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text"/>
Personal Licence number (if known)	<input type="text" value="2012/00826/LAPER"/>
Issuing licensing authority (if known)	<input type="text" value="London Borough of Hammersmith &amp; Fulham"/>

**PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT**

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- ☐ Electronically, by the proposed designated premises supervisor
- ☒ As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

**Section 16 of 21**

**ADULT ENTERTAINMENT**

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

Not Applicable

**Section 17 of 21**

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.



Continued from previous page...

## TUESDAY

Start 09:00

End 23:30

Start

End

## WEDNESDAY

Start 09:00

End 23:30

Start

End

## THURSDAY

Start 09:00

End 23:30

Start

End

## FRIDAY

Start 09:00

End 01:30

Start

End

## SATURDAY

Start 09:00

End 01:30

Start

End

## SUNDAY

Start 09:00

End 23:30

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

An additional hour every Sunday and Monday of each Bank Holiday weekend and Christmas Eve.

New Years Eve - from the end of permitted hours on New Years Eve to the start of permitted hours on New Years day.

## Section 18 of 21

### LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

*Continued from previous page...*

List here steps you will take to promote all four licensing objectives together.

As the applicants, we will ensure that we fully uphold all of the four licensing objectives, at all times. We will always liaise with all Responsible Authorities whenever required.

b) The prevention of crime and disorder

CCTV will be installed, operated and fully maintained at all times; images will be retained for at least 31 days and be produced on request of any Responsible Authority.

The CCTV will be operational at all times whilst the premises are open and trading.

CCTV warning notices will be displayed in public areas of the premises advising that CCTV is in operation, in accordance with GDPR.

A Refusals log will be maintained at all times, this will be checked and signed by the DPS at the end of each week, this log will be made available for inspection by any Responsible Authority, upon reasonable request.

Staff training in the Licensing Act 2003 will take place for all members of staff prior to the premises opening, and all records will be retained at the premises; and made available for inspection at any time.

c) Public safety

The premises licence holder or DPS will carry out pre-opening checks of the restaurant, to ensure that there are no risks to patrons and that all safety precautions are in place.

The premises licence holder will ensure that all staff receive appropriate staff training, and the training records remain on site for a period of three months.

The licence holder will ensure that all staff are aware of their social and legal obligations and their responsibilities regarding the sale of alcohol.

All safety certificates and inspection reports will be kept on site and made available to officers of relevant statutory bodies.

The premises will comply with all food safety regulations. The staff involved in food preparation will be fully trained, and their certificates will be displayed accordingly.

d) The prevention of public nuisance

The Premises Licence Holder will ensure that the disturbance caused to the general public is kept to a minimum, signage will be placed in a prominent place asking customers to respect our neighbours.

All doors and windows will remain closed when recorded music is played, other than for access and egress.

Staff will ensure that the frontage of the restaurant is inspected regularly for litter and rubbish, clearing any debris away.

No rubbish, including bottles, shall be moved or placed in outside areas between the hours of 2200hours and 0800hours.

The number of people allowed in the smoking area will be restricted after 2300 hrs

e) The protection of children from harm

A Challenge 25 policy is in place and only recognised forms of ID will be accepted {PASS accredited ID, passport or photo



*Continued from previous page...*

driving licence).

Children will only be allowed to remain in the restaurant when accompanied by an adult, who is partaking of a table meal; and then only until 2200 hrs - unless it is a private function.

## Section 19 of 21

### NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

#### Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

#### Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is A British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

*Continued from previous page...*

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
  - evidence of the applicant's own identity – such as a passport,
  - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
  - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
    - (i) working e.g. employment contract, wage slips, letter from the employer,
    - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
    - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
    - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

**Original documents must not be sent to licensing authorities.** If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.



***Continued from previous page...***

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

**Home Office online right to work checking service**

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

**Section 20 of 21**

**NOTES ON REGULATED ENTERTAINMENT**

*Continued from previous page...*

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.



*Continued from previous page...*

\* I understand it is an offence, liable on summary conviction to a fine not exceeding 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.

\* I understand that I must now advertise my application.

\* I understand that if I do not comply with the requirements my application will be rejected.

[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).

The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)

☐ Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

\* Full name

Robert Edge

\* Capacity

Agent on behalf of the applicant

\* Date

/  /   
dd mm yyyy

Add another signatory

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...

2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/bromsgrove/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

**IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED**

## Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

## Section 21 of 21

### PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non-domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at [http://www.voa.gov.uk/business\\_rates/index.htm](http://www.voa.gov.uk/business_rates/index.htm)

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £8700 £315.00

Band D - £87001 to £12500 £450.00\*

Band E - £125001 and over £635.00\*

\*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £12500 £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39000 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

\* Fee amount (£)

190.00

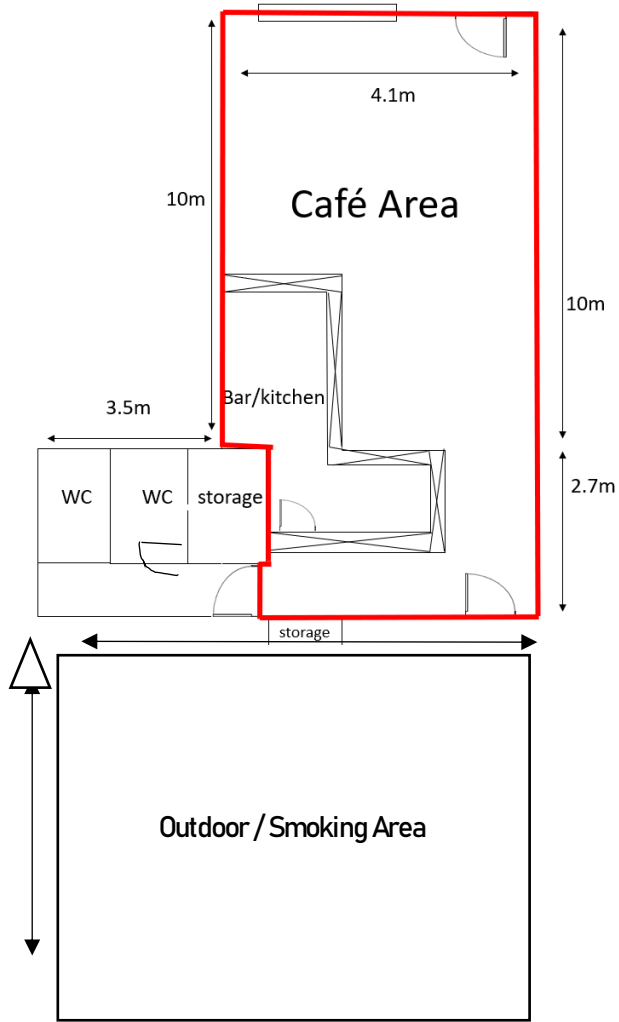
### DECLARATION



OFFICE USE ONLY	
Applicant reference number	Licence Leader Ltd__031/2020
Fee paid	
Payment provider reference	
ELMS Payment Reference	
Payment status	
Payment authorisation code	
Payment authorisation date	
Date and time submitted	
Approval deadline	
Error message	
Is Digitally signed	<input type="checkbox"/>
<div> 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 Next &gt; </div>	



**Tranquil Bar Ltd**  
**1, Bear Hill**  
**Alvechurch**  
**Birmingham. B48 7JX**



**Licence Leader Ltd**  
[www.licence-leader.co.uk](http://www.licence-leader.co.uk)  
[rob.edge@licence-leader.co.uk](mailto:rob.edge@licence-leader.co.uk)  
Rob. 07982917819

**Key.**

- ME – Main Entrance
- WC – Toilets
- Half Height Wall
- Fire exit

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**AGREED CONDITION AND REVISED HOURS OF LICENSABLE ACTIVITIES, BETWEEN WEST MERCIA POLICE AND THE APPLICANT (ref 20/02410/PREMLI)**

**SALE OF ALCOHOL (*REVISED HOURS*)**

SUNDAY TO THURSDAY – 11:30-23:00

FRIDAY AND SATURDAY – 11:30-00:00 (MIDNIGHT)

**LATE NIGHT REFRESHMENT (*REVISED HOURS*)**

FRIDAY AND SATURDAY ONLY 23:00-00:00

**REGULATED ENTERTAINMENT – LIVE MUSIC, RECORDED MUSIC, ANYTHING OF SIMILAR DESCRIPTION (*REVISED HOURS*)**

FRIDAY AND SATURDAY ONLY - 23:00 – 00:00 MIDNIGHT

*As a result of the Live Music Act 2012 and other deregulatory measures, no authorisation is required under the Licensing Act 2003 for live or recorded music between 8am and 11pm at a premises licensed for the sale of alcohol for consumption on that premises, provided that the audience does not exceed 500 people*

***CONDITION AGREED***

The Outdoor smoking area is to be closed at 22:00 hours

**NON STANDARD TIMINGS (*REVISED*)**

All licensable activities extended to a 0100 finish on New Years Eve.

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## **Tranquil Bar Limited, 1 Bear Hill, Alvechurch, Birmingham West Midlands B48 4DG**

### **West Mercia Police Report.**

West Mercia Police are a responsible authority under the Licensing Act 2003 and review all new Premises licences as determined by the Act.

As part of our due diligence West Mercia Police review and consider a number of factors before making an independent decision of whether we support or object to the granting of the licence; these are:-

- The licensing objectives set out in the Licensing Act 2003.

The licensing objectives are:

The prevention of crime and disorder;

Public safety;

The prevention of public nuisance; and

The protection of children from harm.

- Guidance issued under section 182 of the Act
- The Council's Statement of Licensing Policy.
- The application itself.
- Review of licenced premises and local crime figures.
- A site visit of the premise.
- Other impact factors including the cumulative impact of granting a premise licence although I acknowledge this is not in a cumulative impact zone.
- Negotiation with the applicant when required to do so.

## **Application of Tranquil Bar Limited, 1 Bear Hill, Alvechurch, Birmingham West Midlands B48 4DG**

Police Sergeant (PS) Richard Paul FIELD of West Mercia Police reviewed the proposed application for Tranquil bar limited. Upon receipt of the application acknowledged that the licencing hours were quite long so conducted a site visit. On the 23<sup>rd</sup> June 2020 PS FIELD attended the site and observed that the premise was in the heart of Alvechurch Village and near to residential properties who had single glazed windows.



# Agenda Item 4

PS FIELD was concerned that the application based on the current operating hours and proposed conditions could have a negative impact to the community. PS FIELD's main concerns were:-

- The licencing hours were long and not in keeping with nearby premises. This could make this a late night venue and result crime and disorder within or outside the venue. The application did not appear to mitigate against these risks for a venue opening until 1 AM at the weekend.
- The applicant sought to open on New Year Eve until New Year day i.e 24 hours a day.
- The smoking area backed onto a residential area and PS FIELD was concerned over the impact of noise and from experience smoking areas tend to attract crime and disorder later into the night.

## **Partnership Working with the Applicant.**

PS FIELD emailed Mr. Rob Edge of Licence Leader Ltd acting for the applicant and outlined the above concerns and some proposed changes to application. Mr. Edge called and emailed PS FIELD on the 24<sup>th</sup> June to confirm that his client was happy with the recommendations proposed by West Mercia Police. Mr Edge outlined that his client wished to work with the police and looked forward to being part of this community. From this conversation it was clear that Mr. Edge client was cooperative, socially responsible and understood the requirements of the Licencing Act of 2003. PS FIELD sought confidence that the applicant would do everything he can to promote the four objectives and work with the local community.

From this conversation the following amendments were agreed:-

1. Opening hours. Reduced to 2300 hrs. Sunday to Thursday & Midnight on Fridays and Saturdays. This is in line with other venues in the area.
2. Non Standard Times –New Year Eve to be changed to 01.00 hrs finish and other bank holidays to be allowed an extra hour as per the original application.
3. Smoking area – As this area backs onto housing, a condition within the Public Nuisance section has been added that all customers will not be allowed to use the outdoor smoking area from 2200 hours every night.

## **Public Objections**

PS FIELD has read and is aware of a number of public objections to this application. Having had receipt of these objection letters made the following observations:-

- A number of the objectors outline concern over crime and disorder / public nuisance by having a bar open until 1AM. These have now been addressed by the applicant by reducing the hours in keeping with other venues locally.
- Noise / Music in the smoking area or by the venue. This again has been addressed by the applicant by preventing access in the smoking area by 22.00 hrs daily which goes above the 23.00 hrs recommendation in the council's policy under section 6.28.
- Lack of parking / Vehicular traffic noise – I do not see that this falls any of the four objectives under the Act. In addition, this premise was previously a post office and would suggest that vehicular traffic and parking will be similar.
- No public transport – I cannot see this that this falls within the four objectives of the Act.
- The premise has no planning or change of use – this is a matter outside the objectives of the Licensing Act.



## **Conclusion**

Therefore, based on the information contained above and reviewing the application in line with the four licencing objections West Mercia Police **supports** the granting of this premise licence. In doing so has considered all available facts, information, conducted site visit and negotiated extra conditions and a reduction of hours on the licence. I would like to remind members that the licensing authority will normally look to the police as the main source of advice on crime and disorder. The applicant has sought advice from West Mercia Police in relation to what steps they can take to promote the prevention of crime and disorder which is why the application is being supported.

PS Richard FIELD is aware that there have been a number of residential objections to this licence and is happy to attend or dial into any Licensing sub-committee meeting to answer any questions that are posed to West Mercia Police.

Author – PS Richard Field

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## REPRESENTATIONS FROM OTHER PERSONS (Objections)

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1.

From: Robert Horne

Sent: 22 June 2020 15:57

To: WRS Enquiries

Subject: External Email : RE: 20/02410/PREMLI

I would like to register my objection to the application 20/02410/PREMLI.

The application is for licenced premises at 1 Bear Hill, Alvechurch, B48 JX. I am a resident at [REDACTED] Alvechurch [REDACTED].

Bear Hill is a residential street in a small village. It has the village green and village hall on it.

I find it completely unacceptable that a Bar is being planned at 1 Bear Hill but almost as horrifying is the application for a alcohol license and entertainment license until 1am at the weekend and 1130pm during the week!

Consider the village hall has restrictions in place that prevent entertainment (music) after 1100pm and everyone must leave by 1130pm. If a village hall has such restrictions how can a bar be allowed to stay open past that.

As per the planning application I make the case on the following points:

- the prevention of crime & disorder – A late night bar in this street would bring an increase in footfall along the street late at night which would only increase the opportunities for criminal activity especially along a residential street. Additionally parking is very limited, already people frequently park on double yellows and in the disabled parking bays right outside 1 Bear Hill, once can only assume this illegal activity will increase late at night with a bar open.
- prevention of public nuisance – Bear Hill is a residential street, with all properties set right on the street with no gardens to the front. People bedrooms, living rooms and front doors face the street with only a pavement before the road. As such, a bar open until 1am on the weekends and 1130 at the weekends would bring a public nuisance in terms of noise. Music, empty bottles being placed in bins, deliveries, patrons leaving and staff leaving work would be extremely disruptive. Noise from a commercial property would be hear by all residents on the street. Many residents on the street including myself work shifts so have to be up early frequently, lack of sleep from the noise of the bar would have a detrimental effect on our lives.

Kind regards,

Robert Horne

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2.

From: Samantha Price

Sent: 22 June 2020 22:21

To: WRS Enquiries

Subject: External Email : Licence application 20/02410/PREMLI

22/06/2020

Ref 20/02410/PREMLI

Dear Sirs

I am writing to register my objection to the application for a premises licence by Ervin Sadria for Tranquil Bar Limited at the Old Post Office, 1 Bear Hill, Alvechurch, B48 7JX

The basis for the opposition is that granting a licence for these premises will not promote the licensing objectives, particularly the prevention of crime, disorder and antisocial behaviour and the prevention of public nuisance.

The Old Post Office lies within a quiet village residential area, already serviced more than adequately by 3 other licenced premises within a half mile radius of said property. The application proposes that alcohol will be sold for consumption between 11am and 1am Friday and Saturday, and between 11:30 to 23:00 Sunday to Thursday. Granting a licence would provide a further source of alcohol within an area so heavily populated with licensed premises that crime, disorder and public nuisance will undoubtedly be increased. The proposal would be very disruptive to all the households in the direct vicinity of the premises as it is clear that the reality of the proposed licencing times would create noise and disturbance until at least 1:30am or even later.

Having an additional licenced premises, especially one requesting to operate late at night and into the early hours of the morning will cause a significant nuisance, impacting on the people living in the surrounding premises

The negative impacts will include but not be limited to:

- Noise and vibration from ventilation, cooling and gas equipment required for the type of premises applied for. This is one of the grounds for objecting to the development of the building directly next door to the premises applying for this licence
- Noise and vibration from the premises due to live music and human voices. There is no barrier to stop noise escaping from the building to the front or from the rear of the property, and due to the close vicinity to other properties, will reverberate and accentuate the problem. The historic nature of the building does not allow for air conditioning, soundproofing or double glazing to alleviate any of these issues.
- Significant disturbance of the surrounding premises due to the premises requesting opening times beyond 11pm. All other licensed premises in the village do not operate on late licences.



- The location of the property so close to the main road, with no dropping off facility, or available parking will mean congregation of people creating a disturbance in a quiet residential area of the village. There is no parking at the property, and residential parking is already at a premium. The main public car parking is in the car park off Tanyard Lane, however access to this from the property will be only on foot and pass directly through a residential area.
- The potential nuisance created by any lighting and/or security/surveillance and the infringement to privacy created to the rear of the premises, directly impacting on the gardens and properties of Swan Street whose gardens and houses directly overlook the rear of the property. The same can be said of the same items to the front of the property impacting on the residents of Bear Hill.

In addition there are concerns relating to Public Safety

## Fire Safety

- There is no access to the rear of the property for provision of a fire escape. The access at the rear of the property is by private gate only, which is locked and owned by the neighbouring property, permission for public use of this access has not been given. There is also no area suitable for fire evacuation to the front of the premises

Ensuring the safety of people when leaving the premises

- Alvechurch village is a large village, however in the evenings there is no public transport running through this part of the village. There is no late night transportation in the village, and given the location of the building, people exiting the premises late at night would be forced to congregate close to a main road. This in turn will cause a public nuisance, the noise creating a problem to the neighbouring and opposite properties, and the potential for damage to both persons and significant village landmarks in the direct vicinity.

Ensuring appropriate and frequent waste disposal

- There is no parking available in front of the premises for either deliveries, or collections of waste, without causing an obstruction to both a main road through the village, and obstruction to other businesses and residential dwellings directly adjacent to the property. The associated noise pollution with these deliveries/collections would also create a significant public nuisance. There is also concern over how increased waste storage will impact on the surrounding properties. There is no space available to the front of the property for storage, and no access to the rear for industrial size refuse storage/collection.

Precedent for refusal

- No existing and surrounding licensed premises operate late licenses
- Complaints relating to noise at Café Morso resulted in all evening activities, with the exception of limited private events being suspended.

In view of all of the points the above, I would urge the Licensing Authority to refuse the application.

Kind Regards

Samantha Price

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3.

From: heather burden

Sent: 23 June 2020 08:36

To: WRS Enquiries

Subject: External Email : Application 20/02410/PREMLI

I wish to register an objection to the above mentioned licencing application.

Although in the centre of the village, the area is predominantly residential and my objection is based on that for the following reasons:

1. Excessive noise – the building backs onto residential properties in Swan Street and very close to other residential properties on Bear Hill. The remainder of the building is designated for residential use. Loud music until 1.00 a.m. would be a major disturbance to residents
2. Lack of parking – insufficient parking for existing residents on Bear Hill
3. Increased vehicular traffic

In addition, there are already 6 other licenced premises in the village all of which will be struggling to operate after suffering the effects of Covid 19.

Mrs. J.H. Burden

Alvechurch resident

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4.

From: Tracey Tisdell

Sent: 23 June 2020 12:14

To: WRS Enquiries

Subject: External Email : 20/0210/PREMLI

Dear sir/Madam,



I am objecting to a licence application for applicant Ervin Sadria for premises name Tranquil Bar Limited. 1 Bear Hill Alvechurch Worcestershire B48 7JX

My objection relates to public safety and prevention of public nuisance.

The road the premises is situated on is primarily a residential road and my fear is the increased traffic this premises could bring, on an already overstretched and very well used piece of road could leave the usual residents with parking problems, not to mention the increase in traffic flow!

This problem would probably not be restricted to just this road either as the customers for the premises go further a field to find a parking space for their vehicles and then when retrieving them in the early hours of the morning possibly causing a noise disturbance and I also see this as possibly encouraging drink driving.

My next concern is the 'live music' that they state they are going to offer to the early hours of the morning! Again I reiterate, this is a residential road, where there is likely to be very young residents, very elderly residents, people on shift work....how are they meant to cope with a business across the road from them blasting music out to the early hours? Is this business so well sound proofed that no one will hear anything?

My opinion is that for a very small area Alvechurch has enough businesses that sell alcohol already and we do not need another one, especially one that seems to bring such antisocial values to the village with it.

Yours Sincerely

Tracey Tisdell

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5.

From: Alexandra Fitzpatrick

Sent: 23 June 2020 12:47

To: WRS Enquiries

Subject: External Email : 20/02410/PREMLI

Hi

I am writing in relation to the above application, which refers to a new application for a premises licence at 1 Bear Hill, Alvechurch, B48 7JX.

# Agenda Item 4

As per the Government's guidelines regarding commenting on such applications, I refer to the following points:

- The prevention of crime and disorder
- The prevention of public nuisance
- The protection of children from harm
- Public safety

The key points I would like to raise are as follows:

- I cannot see how the owners can service a bar effectively, which includes stock deliveries and dealing with busy customer periods, on such a key route through the village centre that has both high pedestrian usage and also vehicular usage. The road is already incredibly busy and parking is difficult for residents on Bear Hill due to the number of limited on road spaces. Stock deliveries in HGVs will disrupt traffic and cause serious road blocks. The planning application for the neighbouring property on the corner of Bear Hill and Swan Street raised similar concerns regarding traffic and congestion (this was for Simply Fresh a local convenience store.)
- I also am concerned about the disruption to the Village Hall activities and their parking facilities (which includes disabled spaces.) This property is located opposite the subject property. The Village Hall provides various events throughout the year for both children and adults and it is a valuable community asset that brings much happiness and social interaction for us residents.
- The fire exit provision for safety of customers needs to be identified – do building regulations allow for this through the front of the building as there appears to be no other alternative?
- The proposed hours of operation are long and for live music and late night alcoholic beverages to be allowed until 1am is incredibly disruptive for local village residents on what is predominantly a quiet residential street. More importantly the immediate neighbours, who will feel the impact of an outdoor seating area and how this looks into their property and private space.
- I note the tenants for the apartments above the proposed bar have a right of way across neighbouring private land that provides access to the rear of 1 Bear Hill. How does the applicant propose to ensure that this is only utilised by the future tenants and not the customers of the bar? And how will the Council enforce this? I cannot see a viable solution to this key issue for the neighbours safety and privacy of their private dwelling and land.

I would also like to highlight that the applicant is still to meet the conditions of the original planning application, notably the chimney and guttering replacement.

I trust this is all in order. [REDACTED] I am keen to see buildings repurposed and brought back to life, but it must be in line with government guidelines and public safety, and our rights regarding public nuisance. I am 29 years old and so in theory would be a key target customer for this establishment (!) but I cannot stress enough my objection to this premises licence application and the disruption it will bring to our residential street.

Kind Regards

Alex



6.

**From:** Jones, Jo  
**Sent:** 23 June 2020 14:33  
**To:** WRS Enquiries  
**Subject:** External Email : 20/02410/PREMLI

**20/02410/PREMLI**

**Applicant:**

Ervin Sadria

**Premises Name:**

Tranquil Bar Limited

**Premises Address:**

1 Bear Hill, Alvechurch, Worcestershire, B48 7JX

**From Carol-Jo Jones**

[REDACTED]

Dear Sirs,

As a resident [REDACTED], I will be directly affected by the application for a premises licence certificate for 1 Bear Hill, Alvechurch, Worcestershire, B48 7JX.

I vehemently oppose the application for an alcohol license for the following reasons:

This is a quiet residential area, in a rural village location. The village already has 7 licensed premises in the locality – 4 public houses, the social club, gin and pickles and I believe cafe morso also serves alcohol. Therefor any new venue is going to be cannibalizing their business, or bringing in people from outside the village - but we don't have the parking to support this, and this will present a public safety problem for residents.

- the prevention of crime & disorder

There is also no public transport that would be operating at 1am, and the village is not well serviced by taxis – with limited options, patrons visiting the proposed establishment may resort to to driving intoxicated.

Number 2:

- public safety

I am very concerned about the increased traffic - as roads were initially set out prior to modern traffic, and would not cope with any increased volume and could leave the village grid locked, and there would be numerous logistical problems for deliveries for a licenced premises in that area.

It is already perilous to round the corner on to Swan Street from Bear Hill as there is no pavement. I used to fear for my daughter's safety when I would walk her along that stretch from nursery.

Secondly when there are events at the village hall, such as evening entertainment or armature dramatic performances this inevitably draws people to the village who would not be there otherwise. These people often drive, and as there is only approximately 5 designated parking spaces to service the vicinity (encompassing the village hall, fish and chip shop, estate agent, hair dressers, barbers) the street becomes swamped with cars, who are often illegally parked and residents get very frustrated. I have observed numerous arguments resulting from these situations and fear further tensions may lead to physical confrontations.

An application has been made for parking permits for residents, however this has yet to be decided on I believe.

- the protection of children from harm

There is no pavement at the bottom of the hill and increased traffic flow would put children at increased risk, where the crossing the road is already dangerous.

And as I stated, I have observed numerous altercations over parking in the vicinity of the proposed venue, and as the mother of a 6 year old I would not wish for her to witness this behavior, as it is very distressing for her.

- prevention of public nuisance

Finally living in a quiet village is lovely – the proposal of a late-night music license until 1am would pose a real nuisance. Many of the buildings such as mine are grade 2 listed, and we are therefore unable to have double glazing – so the noise of music every weekend until 1am and the sound of intoxicated revelers exiting the venue would be very disruptive to me and my family. I am occasionally disturbed by people walking past, but I am happy to say this isn't frequently, but fear I would have to leave the locality if the proposed license is granted.

Jo Jones



7.

From: Mark Pumphrey

Sent: 22 June 2020 21:37

To: WRS Enquiries

Subject: External Email : Application 20/02410/PREMLI

I see there is an application for an alcohol licence for 1 Bear Hill. I have concerns about this application on the grounds that it is highly likely to increase anti social behaviour with pubs such as the Red Lion and Swan closing at 11pm and the new bar attracting late night drinking. As this is a residential area the likelihood this will result in increased noise and criminal damage to vehicles and property. I fail to see the need for yet another premises serving alcohol within the village centre. We have the Red Lion, Swan, cafe Morso and Gin and pickles all providing this. Also it will increase pressure on parking in the village resulting in residents on Bear Hill not being able to park - a suggestion by these residents for permit parking was rejected by the Parish as it would just move the problem to Swan Street which itself can be difficult to park on because of the increased traffic associated with the Swan Pub.

Noise pollution will no doubt increase particularly if music can be played until the small hours.

I am therefore not in favour of this application and do not feel it is appropriate for the location.

Yours sincerely

Mark Pumphrey



Alvechurch



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8.

**From:** Rebecca Hey

**Sent:** 23 June 2020 12:01

**To:** WRS Enquiries

**Cc:** [clerk@alvechurch.gov.uk](mailto:clerk@alvechurch.gov.uk)

**Subject:** External Email : Ref: 20/02410/PREMLI - 1 Bear Hill, B48 7JX

Dear Sirs

I am writing [REDACTED] to raise an objection to the license application.

My building is located [REDACTED], and so the implications of this license applications would directly affect [REDACTED] my family.

My objections are on the following grounds:

- The prevention of crime and disorder
- Public safety
- The prevention of a public nuisance

As you are aware the properties are located in a conservation zone which comprises of residential and daytime office properties. No pub, café or club in the village hold any licenses after 11.30am due to the nature of the environment and the noise and risks generated in what are antisocial hours.

[REDACTED] and we have had already numerous issues with people congregating and damaging our property as such we have liaised with our community police officers regarding the damage, leaving of litter and bottles. As such we have had to install CCTV. If a music/ bar were to have a license until 1am I am concerned this would increase the risk of crime, disorder and public nuisance.

Due to the road layout outside the properties there is very limited parking and this will exacerbate these issues. Due to narrowness of the road our building has been hit by vehicles on a number of occasions causing damage to the building and cutting the electricity supply. The increase in traffic and taxis related to the commercial nature and license request is a public safety issue, as well as a risk for the buildings in the conservation area.

Due to the current COVID 19 regulations there is also issues with the limited space within the property for this type of commercial activity and license. It is therefore likely the activities will move out onto the street which has implications for the prevention of crime and disorder; public safety and preventing a public nuisance. Alvechurch centre is also currently designated an alcohol free zone.

I have copied in the Parish Council and so they are aware of my objections.

Kind regards,

Rebecca Hey

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9.

From: Sally Pumphrey

Sent: 22 June 2020 21:46

To: WRS Enquiries

Subject: External Email : Objection to application for liscencing at property on Bear hill Alvechurch

Dear sir/madam

I am writing to you concerning the application for a public licence and change of use of a building on Bear Hill, Alvechurch. (20/02410/PREMLI)



I have strong concerns regarding this application for a variety of reasons. The property in question is located in the centre of the village where there is already very limited parking and a high number of residential properties, and the property itself has no parking. This particular part of the village already poses a risk to pedestrians trying to cross the road on Bear Hill, or trying to Cross at the pedestrian crossing As visibility is limited and traffic approaches from a number of directions, further congestion would add to the dangers for both adults and children when attempting to cross during the day - this area is used by a large number of children on their walk home from The village school at 3.30pm.

The licence application has been requested until 1.00am and the application for live music is until 1.00am. This poses a Potential public nuisance for all of the properties in the centre of the village, not only from the noise of the live entertainment or recorded music, but also from people leaving the bar at 1.00am most likely having been drinking for a large part of the evening. There are also the associated concerns for people's premises and vehicles in proximity to the building in question when people vacate the premises at 1.00am.

Regards

Sally Pumphréy

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10.

**From:** Ben Atkinson

**Sent:** 23 June 2020 20:42

**To:** WRS Enquiries

**Subject:** External Email : Representation

Tranquil Bar Limited

- **Premises Address:**

1 Bear Hill, Alvechurch, Worcestershire, B48 7JX

I do not support this application.

- I'm concerned more late night alcohol consumption in the village will increase, not prevent crime & disorder in Alvechurch
- This will reduce public safety particularly as there is no police presence.
- Customers/revellers leaving after consuming alcohol will increase, not prevent the risk of public nuisance.

Ben Atkinson

[REDACTED]

Alvechurch

[REDACTED]

**11.**

From: Courtney Sullivan-Small

Sent: 23 June 2020 17:03

To: WRS Enquiries

Subject: External Email : 20/02410/PREMLI

Good morning,

As a resident of Alvechurch I would like to comment on the proposed planning permission for 1 Bear Hill, Alvechurch (reference above in the email subject).

I would like my objection to this planning permission to be noted. In a small village which already has a wide variety of other eating and drinking establishments, this is not the best use of the space. Residents have been campaigning hard for a post office to be reinstated in the village, with the support of Sajid Javid, and this proposed development will not solve this issue.

Furthermore, there is already parking restrictions and issues in the area which would only be exacerbated by this establishment. It backs onto a residential area, so would cause real parking issues when patrons are trying to find parking, and would undoubtedly result in illegal parking across or blocking private property.

To end, I think it is also important to highlight about the live and recorded music until 1am proposal. As I have already mentioned, the proposed site is in a residential area, even sitting below two new proposed flats. This would just being unnecessary noise pollution to the area.

Kind regards

Courtney

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**12.**

From: linda keeton

Sent: 23 June 2020 17:15

To: WRS Enquiries

Subject: External Email : Bar application 1 Bear hill Alvechurch Worcs

Dear Sir



I would like to object to the above application which has recently been drawn to my attention.

The area is quite unsuitable for such a venue there are narrow roads no parking and residential property in close proximity.

The noise pollution would be unacceptable in such a small village which is a conservation area with many listed properties close by.

Litter would increase also. The village already has venues for socializing and entertaining and I feel the property could be out to much more needed uses.

Thank you Mrs L.J. Keeton

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13.

**From:** Mark Lewis

**Sent:** 23 June 2020 17:53

**To:** WRS Enquiries

**Subject:** External Email : 20/02410/PREMLI - License Application 1 Bear Hill Alvechurch - Tranquil Bar Limited

I object to the this portion of the application:-

*Anything of a Similar Desc to RE: Friday to Saturday: 23:00-01:00*

*Performance of Live Music: Friday to Saturday: 23:00-01:00*

*Playing of Recorded Music: Friday to Saturday: 23:00-01:00*

on the grounds of:-

**public safety**

Premises Size - The premises is very small, how many people could fit into the building safely if a live band were playing?

Premises Size - Would the allowed venue capacity be different if live music were playing?

Premises Use - Current planning permission is for the ground floor of that property to be split into two shops, not a licensed venue and not a licenced live music venue. What would be done to ensure that the correct amount of fire protection / evacuation ability is built into the premises in either scenario?

Premises Position - Bear Hill has very little public parking, it would take no more than 4 or 5 cars visiting to swamp the area, with overspill parking illegally on the hill itself and/or across pavements. The public car park in Tanyard Lane is not really an alternative, this is nearly full all times of the day, 7 days a week (as an aside because the owner of the Red Lion Garage parks a lot of his stock there for days/weeks at a time).

## prevention of public nuisance

Noise pollution - Music - Why 01:00 on Friday and Saturday, surely 23:00 would be late enough, especially in a residential area.?

If allowed, what noise pollution methods are they going to employ for both the general street ("air lock style" double doors?) and the two flats above? Not just the music but general noise from customers?

I don't think that this property has a garden at the back, does this mean that smokers etc will be forced onto the street to smoke, more pollution and noise?

I think that a small wine bar etc is a viable proposition, but not live music (of any kind at any time) and not recorded music past 23:00. I would ask that you write these terms into the licence for the premises so that they are not allowed by default.

Regards

Mark Lewis

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## 14. ALVECHURCH PARISH COUNCIL

From: Clerk

Sent: 24 June 2020 14:45

To: WRS Enquiries

Cc: MW; Andy Humphries; Assistant Clerk

Subject: External Email : 1 Bear Street, Alvechurch - Re License Application

Importance: High

Dear Sir/Madam

Re. 1 Bear Hill, Alvehchurch.

The Parish Council wish to object to the aforementioned license application on the following grounds:

- Planning consent was for A1 retail and not A3 or A4 use. Our understanding is that it is not possible to obtain a license to sell alcohol if the correct planning consent for the premises is not in place - please confirm our understanding is correct.
- Alvechurch centre is also currently designated an alcohol free zone.

Consideration also needs to be given to:

- The prevention of crime and disorder
- Public safety
- The prevention of a public nuisance



As you are aware the properties are located in a conservation zone which comprises of residential and daytime office properties. No pub, café or club in the village currently holds a license after 11.30 due to the nature of the environment and the noise and risks generated in what are antisocial hours.

Due to the road layout outside the properties there is very limited parking and this will exacerbate existing highway issues. The increase in traffic and taxis related to the commercial nature and license request is a public safety issue.

Due to the current COVID 19 regulations there is also issues with the limited space within the property for this type of commercial activity and license. It is therefore likely the activities will move out onto the street which has implications for the prevention of crime and disorder; public safety and preventing a public nuisance.

Kind Regards

Jayne

ADDITIONAL INFORMATION (RECEIVED 16.7.2020)

## **ALVECHURCH PARISH COUNCIL**

Ground Floor, 1A George Road, Alvechurch B48 7PB

Email - [clerk@alvechurch.gov.uk](mailto:clerk@alvechurch.gov.uk) Tel: - 0121 447 8016

Parish Clerk: Jayne Smailes, MSc, FSLCC, SIIRSM

**P Morrish Esq.** Technical Officer (Licensing) Worcestershire Regulatory Services Wyre Forest House

Finepoint Way

Kidderminster

Worcestershire DY11 7WF

16th July 2020

**LICENCE APPLICATION: 20/02410/PREMLI – 1 Bear Hill, Alvechurch B48 7JX**

Dear Mr Morrish,

Firstly, please find attached a transcript of our Parish Clerk's previous email sent on 24th June 2020 for ease of reference.

Following discussion of the above Application during Alvechurch Parish Council's Planning and Highways Committee Meeting on 6th July 2020, please find below further objections brought forward by Members of the Public and Councillors.

Alvechurch centre is currently designated an alcohol free zone, with Bear Hill and the immediate surrounding area containing residential properties, a number of which would be particularly impacted by a late licenced bar in this location.

Residents would almost certainly suffer losses of "quiet enjoyment" amenities should this licence be granted, due to:

- Late night noise
- Anti-social behaviour
- Parking

Some residents have received notification of revised hours from the applicant's agent; however the Smoking Area proposed at the rear has raised a number of concerns from neighbouring residents, particularly those on Swan Street, whose properties and gardens directly border and

overlook the rear of the application property, as well as residents of Bear Hill itself. The proposal to have the smoking area offers no mitigation from noise and drifting cigarette smoke prior to this time across neighbouring properties.



Should the Licensing Justices be mindful to grant a license and accept the inclusion of a rear smoking designated area, its 10pm closure would simply force the clientele out onto the narrow pavement frontage of Bear Hill instead.

The Committee has significant concerns following representation from a resident to the rear of 1 Bear Hill who advised that there is limited access to the rear of the property for a fire escape. Access to the rear is by private gate only, which is locked and owned by the neighbouring property, permission for public use of this access, we understand, has not been given. We haven't been able to establish if a formal 'Right of Way' exists for the benefit of 1 Bear Hill. This is also a factor and concern regarding the two residential properties proposed above the commercial ground floor use of 1 Bear Hill, due to only having access to the properties from the rear. As the original Application contains provision for two apartments on the upper floors we find this a particularly disconcerting location for a Smoking Area.

Due to the road layout outside the properties there is very limited parking and this will exacerbate existing highway issues. The increase in traffic and taxis related to the commercial nature and license request is a noise and public safety issue.

Due to the current COVID 19 regulations there are also issues with the limited space for this type of commercial activity and license. It is therefore again likely the activities will move out onto the street which has implications for the prevention of crime and disorder; public safety and preventing a public nuisance.

Alvechurch Parish Council has been advised that Licensing Applications can be decided in isolation of any formal planning consent for the use proposed.

The premises situated at 1 Bear Hill are located within the Conservation Area and whilst the building itself is not Listed, it has been classed as a Heritage Asset by Bromsgrove District Council's Conservation Officer and it meets the criteria for the Local Heritage List. The property is also next to two Listed Assets – 14 The Square and the Telephone Kiosk on Bear Hill. As the initial Planning Application was based on A1 Retail use, the Parish Council supported the Application accordingly. Should the original Planning Application been proposed as being an A3 or A4 use, the Parish Council would have found this contrary to the following Policy of the Alvechurch Parish Neighbourhood Plan: **HDNE 1: BUILT HERITAGE AND LOCAL CHARACTER.**

The Parish Council has reported unauthorised works having been undertaken to the premises and we are currently awaiting implementation of a programme of re-instatement of certain works as prescribed by the Council's Conservation and Planning Officers.

Although Alvechurch Parish Council are aware that they not been formally invited to consider this Application, we have received an unusual number of calls, written representations and requests to join our online Meeting on the 6th July. These responses were all from local neighbours and residents who strongly feel that they will be adversely affected by this development on their doorstep. As a result, we continue to be in accord with our residents' stance in respect of this Application; The Parish Council objects to the proposed development due to its variance with the Alvechurch Parish Neighbourhood Plan.

Yours sincerely,

*Claire Mason*

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15.

From: michael lewis

Sent: 23 June 2020 08:35

To: WRS Enquiries

Subject: External Email : 20/02410/preli 1 Bear hill

Hello,I must strongly object to this proposal to build a wine bar on this site.This area is heavily residential,there are no parking spaces as it is,there would a lot of noise from refrigeration units they would need,the disruption would be horrendous to the whole area.There are 4 public houses in Alvechurch also a wine bar in the Square so we do not need another.Regards

**From:** michael lewis

**Sent:** 24 June 2020 09:58

**To:** WRS Enquiries

**Subject:** External Email : 20/02410/premli

Hello,I would like to object to this proposal for a licence for alcohol and late music at number 1 Bear Hill Alvechurch.Firstly this is a residential area with families with children plus senior citizens who would be affected by late night drinking and music.There is no public transport around at night so people would have to use taxis or drive which encourages drink driving,There are no provisions made for a smoking area which would force people to smoke outside on the narrow pavement,Bear Hill itself is very narrow by these premises and parking is limited.These premises are to be opened until 1.00am so it very likely it would be very noisy at closing time.i also cannot see any proposal for toilet facilities which is another major issue.Regards

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16.

**From:** Carolyn Langford

**Sent:** 23 June 2020 16:52

**To:** WRS Enquiries

**Subject:** External Email : 20/02410/PREMLI

To whom it may concern,

██████████ to this premises, I would like to raise my injection to this licensing application for the former Alvechurch Village post office. In particular my objection to the licensing of live music between 23:00 and 01:00.



My concern is that this premises is located on a quiet residential road slightly away from the main village centre. I welcome initiative that offer locals a greater choice in evening entertainment to village residents. However, I am concerned that the location of this venue is not suitable for these proposed licensable activities due to the noise disruption this would cause. Live music (or recorded music played at high volume), lasting well into the early hours of the morning, will be disruptive to the nearby residents, many of which are elderly or families with young children. Disturbing their right to the peaceful enjoyment of their homes.

Bear Hill is and has always been a predominantly residential street. There has historically been just 3 or 4 commercial premises, located next to the residential properties at the end of Bear Hill nearer to the village centre. [REDACTED]. These commercial premises have only ever included daytime businesses such as a hairdresser, letting agent, bakery, post office and green grocer. None of which caused any evening noise disruption to their residential neighbours. I feel that the issuing of the requested licence to create a bar in the place of the post office would significantly and negatively impact on the other residents of Bear Hill and therefore should not be approved.

If the licence is approved by the committee, I would appeal to you to limit any noise disruption to 10pm on a weekend.

Kind regards

Carolyn Langford

[REDACTED]

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17.

**From:** Hayley Marsh

**Sent:** 23 June 2020 16:14

**To:** WRS Enquiries

**Cc:**

**Subject:** External Email : 20/02410/PREMLI

To whom it may concern

I am formally objecting to the above mentioned proposal.

As a local resident [REDACTED], i am concerned about several aspects of this application.

Music till 1am will not be good for there mental health, or other residents living nearby.

There is likely to be excess litter including broken glass will become an everyday occurrence on a route children take to school.

I believe crime will increase, as well as damage to property.

This is likely to devalue the houses close to the proposed venue making them unsellable, would you buy a property next to a venue that played music till 1am?

The area the venue is in is a conservation area and very close to a listed building.

We are a small village with several pubs already, two of which play live music at various times in the year.

If we have to have a bar then please put it in a venue away from residents houses, and ideally where parking is available too.

Kind regards

Hayley Marsh

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**18.**

From: N  
Sent: 24 June 2020 15:03  
To: WRS Enquiries  
Subject: External Email : no-1-bear-hill.docx

Dear Sir/Madam,  
Please find attached my objections to the licence application for 1 Bear Hill Alvechurch

**Dear sir/Madam,**

**I write with objection to above premises becoming a licensed property. My objections are set out below.**

- **The prevention of crime & disorder**

There is no public transport operating at 1am, and the village is not well serviced by taxis – with limited options, patrons visiting the proposed establishment may resort to driving intoxicated

- **Public safety**

Concerned about the increased traffic. Roads were initially set out prior to modern traffic constraints and would not cope with increased flow.

It is already dangerous to ascend Bear Hill onto swan street on the right side of the road as there is no pavement.



There are only a very limited number of parking bays to service the vicinity (already servicing the village hall, fish and chip shop, estate agent, hairdressers and barbers) the street frequently becomes swamped with cars, who are often illegally parked and residents get very frustrated.

Vandalism from drunk nuisance makers in the middle of the night. Opportunists breaking into houses and cars.

- **The protection of children from harm**

There are families with small children living in the vicinity of the proposed bar, who will be affected by loud music, and intoxicated patrons.

There are several pubs and licensed premises that already exist, there is insufficient opportunity for young people to do other healthier activities in the village, their only option being to go to a drinking venue. A gym or some none- alcoholic venue would be a better use of the facility. Something to attract young people into healthier activities.

- **prevention of public nuisance**

Intoxicated revelers leaving the premises of a bar at 1am would unlikely to be quiet, this is a residential street and would cause a significant nuisance for residents due to noise.

I would thank you for your time in considering the above points.

Yours Sincerely

N Khan

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19.

**From:** Duncan Roberts  
**Sent:** 25 June 2020 11:09  
**To:** WRS Enquiries  
**Subject:** External Email : 20/02410/PREMLI

Good morning,

I am writing to you with regard to the application for a premises licence at 1 Bear Hill, Alvechurch, B48 7JX.

As per the guidelines issued by the government, I would like to comment on the following points.

The prevention of crime and disorder

The prevention of public nuisance

The protection of children from harm

Public safety

[REDACTED]

Bear Hill is a busy road, with limited parking available even for householders, with yellow lines and time limited parking in places outside the village hall. Planning has already been refused for the property next to No. 1 due to difficulties with access and possible disruption for local activities, due to location and difficulties with deliveries etc. The village hall is opposite No. 1 and is used by a variety of groups throughout the day and evening, primarily pre-school nursery and activity groups allied to community groups for older adults and associations within the village. With a possible late night opening with music and drinking until 1.00a.m. my concern would be how people leave the proposed bar, without causing noise nuisance, possible crime, littering, bodily fluids and disruption to the neighbours within a, what would be at that time of night/morning, a quiet residential road.

[REDACTED] we have a variety of families, from retirees to young families, my concern would be of noise pollution, and any difficulties encountered when passing by the area, as I've already stated this is a family orientated village and as there are already 7 licenced premises within a close walking distance from Bear Hill, which give a wide range of opportunity for drinking, eating and live music.

Our safety is a primary concern [REDACTED]

[REDACTED]

We strongly disagree with this proposal and object in the strongest terms, and our local Independent councillor Annette English is already involved and public concern is building.

I would appreciate an acknowledgment of this email, and await notification of any action taken.

Regards,

Lynda and Duncan Roberts,

[REDACTED]

Alvechurch,

Worcestershire.

B48 [REDACTED]



20.

From: Anne Hudson

Sent: 26 June 2020 11:44

To: WRS Enquiries

Subject: External Email : ref 20/0241/PREMLI

With reference to the change in the planning application of the old post office at 1, Bear Hill Alvechurch, ref 20/02410/PREMLI: I wish to strongly object as a nearby resident [REDACTED]

I cannot believe Bromsgrove or Worcester council would ever consider granting such an application in this quiet residential road in the heart of the conservation area of the village of Alvechurch.

The original wording of the application we were told only referred to the ground floor to be used for 2 small retailers which, together with the provision of 2 flats, was acceptable in spite of no parking places provided.

Now the application for the ground floor to become yet another drinking venue with the addition of live music till the early hours of the morning at weekends, doesn't Bear thinking about, with little chance of double glazing on a listed building, or even keeping all doors and windows closed to reduce noise leakage in today's summer climate. So I object to the unsuitability and position of the building for such a business with attending problems of noise and possible antisocial behaviour, parking, deliveries and waste storage/collection.

Yours sincerely,

Anne Hudson  
[REDACTED]

Alvechurch

B48

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21.

**From:** Michael Pretty

**Sent:** 26 June 2020 14:41

**To:** enquire@worcsregservices.gov.uk

**Subject:** Ref 20/02410/PREMLI TRANQUIL BAR LTD,1 Bear Hill Drive, Alvechurch b48 7jx

**Importance:** High

Dear Sirs

I wish to register my objection to the recent application by Tranquil Bar Ltd for licenced premises on the following grounds:-

1. The property and garden are not suitable for licenced premises in a predominantly residential area.
2. The proposed licensing hours are more suited to a town or city location.
3. Live music and conversation from patrons would be audible to neighbouring residents.
4. There is no parking with the premises. Public parking in the village is already very limited particularly at night when village residence use the main public car park behind the Red Lion pub. Access from this car park is on foot through Bear Hill Drive a residential development and would cause significant disturbance to this quiet area with patrons arriving and leaving the venue particularly after 11pm.
5. Deliveries will block Bear Hill Drive as there is no off road parking.
6. Storage of waste bins has not been identified.
7. Fire Escape has not been identified.
8. In my opinion the premises is not suitable for use as a Café/Bar and if Café Morso evening activities were suspended due to residents' complaints of noise surely the same should apply here.

Regards

Michael Pretty

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22.

**From:** Viv Warner

**Sent:** 28 June 2020 16:44

**To:** WRS Enquiries

**Subject:** External Email : 20/02410/PREMLI

I would like to object to the proposed development of the old post office, Alvechurch into a wine bar /bistro. My objections are around the late licence and provision of live music until 1am in a residential area, the increased traffic through the village at this late hour and there being insufficient



parking in the area for the residents so that attracting additional vehicles will cause difficulty for residents. This will likely result in the need for a residents parking scheme which the local authority will have to administer at their own cost.

Yours

Viv Warner

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23.

**From:** Chris Miall

**Sent:** 28 June 2020 17:20

**To:** WRS Enquiries

**Cc:**

**Subject:** External Email : Objection to 20/02410/PREMLI

Dear Worcestershire Regulatory Services

We wish to object to the proposed premises licence for 1 Bear Hill Alvechurch on the grounds of prevention of a public nuisance.

The proposal concerns a small commercial unit on the ground floor of 1 Bear Hill, a property with residential and commercial use right in the centre of Alvechurch. The application is for late night music and alcohol, 7 days a week, and for extended hours until 1:00 A.M. on Fridays and Saturdays.

Given the small area available indoors, estimated from the building plans to be less than 50 sq metres, it seems likely that much of this activity would spill outside, and would — whether inside or out — present a noise nuisance to many neighbouring residential properties. The first and second floors of the building will be residential flats. The noise will surely affect these residents also.

The village centre is small and is quiet in the evenings with almost no noise currently after 11 P.M. Most of the central houses are residential or combined residential and commercial. 1 Bear Hill is close to the central cross-roads and any noise would affect housing along Bear Hill, Swan Street, the residences around the square, and on neighbouring streets. A licence permitted until 1 A.M. on Fridays and Saturdays will be cause a noise nuisance to the local residents.

Bear Hill is a busy road and has limited designated parking. In August 2015 a 7-day traffic survey was commissioned from Worcestershire County Council Highways Dept. Even then average traffic volume was 2114 vehicles per day, and 85% of the traffic had an average speed of 32.0 mph overall. Both average speed and volume appear to have increased since then. However, due to the number of cars that park on the road, vehicles can only pass each other for about 30m at the lower end of Bear Hill, immediately adjacent to 1 Bear Hill. Above this cars have to wait and queue at each end of the line of parked cars. The proposed application is likely to increase congestion and parking at a location where they already cause issues, causing a traffic nuisance.

We would also like to point out that in the recent Alvechurch Parish Neighbourhood plan (2019-2030) key aims were:

KEY AIM 3: Developing services, facilities and amenities especially around Alvechurch Village centre that will help to improve quality of life, create a sense of well-being, promote community safety and enable active and healthy lifestyles for the parish as a whole.

KEY AIM 4: Maintaining a mix of local businesses appropriate to the character of Alvechurch Parish whilst serving the needs of local people and with the inclusion of sympathetic rural diversification contributing to the wider economy.

It does not seem compatible with these aims to licence late night alcohol consumption and increase the noise and traffic in the centre of the village.

Finally, we would like to highlight that the applicant has not met the conditions of the original planning application to convert the building, and has been required to replace the chimneys and guttering that were removed without permission. This work remains outstanding.

Yours sincerely

Chris & Stephanie Miall

[REDACTED]

[REDACTED]

Alvechurch

B48 [REDACTED]

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24.

**From:** Tim Roberts

**Sent:** 30 June 2020 07:44

**To:** Paul Morrish

**Subject:** External Email : FW: 20/02410/PREMLI

Hello

I am writing to you regarding the application for a premises licence at 1 Bear Hill, Alvechurch, B48 7JX.

As per the guidelines issued by the government I would like to comment on the following points.

The prevention of crime and disorder

The prevention of public nuisance

The protection of children from harm

Public safety



[REDACTED]  
[REDACTED]  
[REDACTED]

I find it very difficult to see how the bar would operate effectively, Bear hill is quite a busy road but also residential, outside the site of 1 bear hill the road narrows is on double yellow lines and has one parking bay for disabled badge holders only therefore deliveries would be a nuisance at best but definitely a cause for public safety as opposite is the village hall which is used throughout the week by various groups and parking there is limited also, the hall is used by mums and toddler groups, oaps etc at the moment it is the local nursery from 7.30am until 6.30pm .

Another application next door to 1 Bear Hill for simply fresh, a convenience store was rejected repeatedly on these grounds recently.

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

The only fire exit would therefore be through 1 Bear Hill to access the frontage.

Parking is at a premium on Bear Hill and there is not enough for the householders that live here already so this would cause even more disruption.

The proposed hours of opening are very late for what is a quiet residential road and with live music as well come closing time the road would be extremely noisy and a cause of public nuisance , public safety and crime and disorder.

Alvechurch already has seven licenced premises which I think is plenty for the population we support.

I cannot stress how much I am opposed to this application and I trust you will take this into account.

The village as a whole is up in arms about this with the local councillor Annette English involved already and a petition that is getting bigger daily.

If you could acknowledge receipt of this email that would be appreciated.

Regards

Tim Roberts

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25.

From: Graham and Lynne Clark  
Sent: 01 July 2020 14:54  
To: WRS Enquiries  
Cc: Annette English; Kate Van Der Plank  
Subject: External Email : Objection to License Application 20/02410/PREML

Please find attached my objection to this application.

Graham Clark

1<sup>st</sup> July 2020

Ref 20/02410/PREMLI

Dear Sirs

I am writing to register my objection to the application for a premises licence by Ervin Sadria for Tranquil Bar Limited at the Old Post Office, 1 Bear Hill, Alvechurch, B48 7JX.

Firstly let me state that this application is unjustified because, as far as I know, the premises do not have planning permission to be a licensed premises, only for retail.

However, assuming that the planning situation is resolved I would still like to object to the application for a premises license on the following grounds:

The basis for the opposition is that granting a licence for these premises will not promote the licensing objectives, particularly the prevention of crime, disorder and antisocial behaviour and the prevention of public nuisance.

The Old Post Office lies within a quiet village residential area, already serviced more than adequately by 3 other licenced premises within a half mile radius of said property. The application proposes that alcohol will be sold for consumption between 11am and 1am Friday and Saturday, and between 11:30 to 23:00 Sunday to Thursday. Granting a licence would provide a further source of alcohol within an area so heavily populated with licensed premises that crime, disorder and public nuisance will undoubtedly be increased. The proposal would be very disruptive to all the households in the direct vicinity of the premises as it is clear that the reality of the proposed licencing times would create noise and disturbance until at least 1:30am or even later.

Having an additional licenced premises, especially one requesting to operate late at night and into the early hours of the morning will cause a **significant public nuisance**, impacting on the people living in the surrounding premises

The negative impacts and public nuisance will include but not be limited to:



- Noise and vibration from ventilation, cooling and gas equipment required for the type of premises applied for. This is one of the grounds for objecting to the development of the building directly next door to the premises applying for this licence
- Noise and vibration from the premises due to live music and human voices. There is no barrier to stop noise escaping from the building to the front or from the rear of the property, and due to the close vicinity to other properties, will reverberate and accentuate the problem. The historic nature of the building does not allow for air conditioning, soundproofing or double glazing to alleviate any of these issues.
- Significant disturbance of the surrounding premises due to the premises requesting opening times beyond 11pm. All other licensed premises in the village do not operate on late licences.
- The location of the property so close to the main road, with no dropping off facility, or available parking will mean congregation of people creating a disturbance in a quiet residential area of the village. There is no parking at the property, and residential parking is already at a premium. The main public car parking is in the car park off Tanyard Lane, however access to this from the property will be only on foot and pass directly through a residential area.
- The potential nuisance created by any lighting and/or security/surveillance and the infringement to privacy created to the rear of the premises, directly impacting on the gardens and properties of Swan Street whose gardens and houses directly overlook the rear of the property. The same can be said of the same items to the front of the property impacting on the residents of Bear Hill.

There are concerns relating to **Public Safety**

## Fire Safety

- There is no access to the rear of the property for provision of a fire escape.

The access at the rear of the property is by private gate only, which is locked and owned by the neighbouring property, permission for public use of this access has not been given. There is also no area suitable for fire evacuation to the front of the premises

Ensuring the safety of people when leaving the premises

- Alvechurch village is a large village, however in the evenings there is no public transport running through this part of the village. There is no late night transportation in the village, and given the location of the building, people exiting the premises late at night would be forced to congregate close to a main road. As well as causing a public nuisance (the noise creating a problem to the neighbouring



and opposite properties) there is significant potential for danger to people leaving the premises onto narrow, busy streets.

## Ensuring appropriate and frequent waste disposal

- There is no space available to the front of the property for storage, and no access to the rear for industrial size refuse storage/collection.

There is no parking available in front of the premises for either deliveries, or collections of waste, without causing an obstruction to both a main road through the village, and obstruction to other businesses and residential dwellings directly adjacent to the property. The associated noise pollution with these deliveries/collections would also create a significant public nuisance. There is also concern over how increased waste storage will impact on the surrounding properties.

## Issues relating to crime and disorder:

- Low level vandalism is already common within the village and particularly in the area of Bear Hill. If granted this license would only increase the risk of further vandalism.

Finally, there are precedents already set for refusing this application.

- No existing and surrounding licensed premises operate late licenses.
- Complaints relating to noise at Café Morso (just around the corner in The Square) resulted in all evening activities, with the exception of limited private events, being suspended.

In view of all of the points the above, I would urge the Licensing Authority to refuse the application.

Yours sincerely

Graham Clark

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**26.**

**From:** MAURA WILLIAMS

**To:** [wrsenquiries@worcsregservices.gov.uk](mailto:wrsenquiries@worcsregservices.gov.uk)

**Sent:** Monday, July 6, 2020, 04:09:37 PM GMT+1

**Subject:** Tranquil Bar Ltd- Applicant

It has come to my attention that the above company has applied for a licence to sell alcohol and for a music licence at their property in Bear Hill Drive in Alvechurch, formerly the Post Office.

According to the notice in the window they wish to open until 1 a.m. on Friday and Saturday.

I am very surprised that planning permission was granted in the first instance given that this is a quiet residential area.

Also I understand that there have been serious issues during the building works causing damage to the adjoining property and on one occasion the fire services were called due to a rubbish fire in the rear garden.

This does not instil confidence in the developers and I wonder if the property is now safe.

As a 64 year old lady living alone I am very concerned about the impact such a venue will have on my quality of life.

I fear there will be excessive noise and I worry that there will be people wandering around late at night and into the early hours of the morning.

as there is very little parking space outside the venue I am worried that people will park in my space. This is already an issue at times so I am speaking from experience.

I await your comments as soon as possible and I would advise that it is also my intention to contact Mr Sajid Javid the M.P for the area.

Regards

Maura Williams

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27.

**From:** Jane Hughes

**Sent:** 06 July 2020 17:44

**To:** WRS Enquiries

**Subject:** External Email : Ref 20/02410/PREMLI - Application for a premises licence by Tranquil Bar Limited at the Old Post Office, 1 Bear Hill, Alvechurch, B48 7JX

Dear Sirs

**Reference:** Ref 20/02410/PREMLI

**Application for a premises licence by Tranquil Bar Limited at the Old Post Office, 1 Bear Hill, Alvechurch, B48 7JX**

I am writing to oppose the granting of a licence at 1 Bear Hill on the grounds that it will not promote the licensing objectives, particularly the prevention of crime, disorder and antisocial behaviour and the prevention of public nuisance.

The Old Post Office is at the heart of a quiet residential area. There are already several licensed premises (pubs, cafes, restaurants, Co-Op, social man's club) and venues available to be hired for entertainment (The Ark, The Village Hall, The football club etc) within close proximity.

In addition, the application proposes that alcohol is sold between 11.00am and 1.00am Friday and Saturday and 11.30am to 11.00pm Sunday to Thursday which will create noise and disturbance in this residential area.



As there is no need for such an amenity and the associated footfall and traffic would lead to a potential for crime, disorder and public nuisance in the heart of a residential community I oppose the application. I note below my reasons for seeking the application is refused.

## **Crime & Disorder and safety**

- Alvechurch has no public transport running through its centre in the evening and the last trains leave before midnight from the station which is a 15-minute walk through a residential area. There is no taxi rank and no evening busses.
- The lack of late-night transportation in the village, and the location of the building, mean people exiting the premises late at night would be forced to congregate close to a main road. This in turn will cause a public nuisance, the noise creating a problem to the neighbouring and opposite properties, and the potential for damage to both persons and significant village landmarks in the direct vicinity.
- The lack of public transport also means patrons are likely to have to travel by car and may be tempted to do so when intoxicated.

## **Public safety and Lack of parking**

The limited parking in the immediate vicinity of the property is:

- On-street parking directly over the road in front of the Village Hall, up Bear Hill or in The Square.
- Public car parks, which customers may not be aware of as they aren't readily visible.



The parking areas are surrounded by homes and therefore their use in the late hours will disturb householders.

The narrowing of the road, and the pavement, from Bear Hill approaching the Square, to a single lane already leads to hazardous congestion and this will be increased with the addition of cars stopping on Bear Hill to drop people off and then seeking to turn around to re-join Swan Street. They will also need to reverse in or out of the spaces by the Village Hall which can be hazardous and disruptive.

The narrow pavement means pedestrians must walk on the road and are forced to do so earlier if there is already a pedestrian on the path. Those using buggies or wheelchairs will have longer periods "off pavement" due to the width requirements of their carriages. In addition, in the narrowest area there is no pavement on the opposite side of the road as the path has been diverted for safety behind 15 and 15a The Square. The proximity of the bar entrance to the road frontage should also be considered for a high traffic store where a wide range of customer are attracted.

## **Noise and vibration**

There will be a number of sources of noise and vibration including:

- **Ventilation**, cooling and gas equipment will be required for this type of premises. There is no mention of these in the planning application that was granted (as stated later no mention of conversion to a bar was stated) and this equipment will need to be assessed before (i) granting change of use to a bar (ii) consideration of the licence
- **Live music and human voices**: there is no barrier to stop noise escaping from the building to the front, or the rear, of the property. In addition, the garden had already been highlighted as forming part of the trading area within the licence application. Due to the close vicinity to other properties, noise and vibrations will reverberate to a wide area accentuating the problem. The historic nature of the building does not allow for air conditioning, soundproofing or double glazing to alleviate any of these issues.
- **Extending opening hours**: the premises requesting opening times beyond 11pm. All other licensed premises in the village do not operate on late licences and Morso had a request to do so turned down.
- **Proximity to the main road**: there is no dropping off facility, or available parking for goods deliveries and waste collections. People arriving or leaving the venue will have to pass through residential areas thereby creating noise.

## **Nuisance**

- The lighting and/or security/surveillance and the infringement to privacy created to the rear of the premises, directly impacting on the gardens and properties of Swan Street and [REDACTED]. The same can be said of the introduction of these features to the front of the property impacting on the residents of Bear Hill.
- Travelling from the bar to parked cars will be only on foot and pass directly through the residential area.

## **Inadequate Fire Safety**

- There is no access to the rear of the property for provision of a fire escape. The access is by private gate only, which is locked and owned by the neighbouring property, permission for public use of this access has not been given. There is also no area suitable for fire evacuation to the front of the premises

## **Inability to ensure appropriate and frequent waste disposal**

- There is no parking available in front of the premises for either deliveries, or collections of waste, without causing an obstruction to both a main road through the village, and other businesses and residential dwellings directly adjacent to the property. The associated noise pollution with these deliveries/collections would also create a significant public nuisance. There is also concern over how increased waste storage will impact on the surrounding properties. There is

- no space available to the front of the property for storage, and no access to the rear for industrial size refuse storage/collection.

**Plans submitted as part of the Licence differ to those approved by Bromsgrove Planning Department**

- The plan submitted as part of the licence application does not adhere to those that received planning permission on April 2020. As can be seen in the appendix, additional WCs, an outside garden area and a kitchen/bar have now been added.
- The property has consent for retail and there was no change of use application submitted with the planning application.

**Precedent for refusal**

- No existing and surrounding licensed premises operate late licenses
- Complaints relating to noise at Café Morso resulted in all evening activities, with the exception of limited private events being suspended.

In view of all of the points the above, I would urge the Licensing Authority to refuse the application.

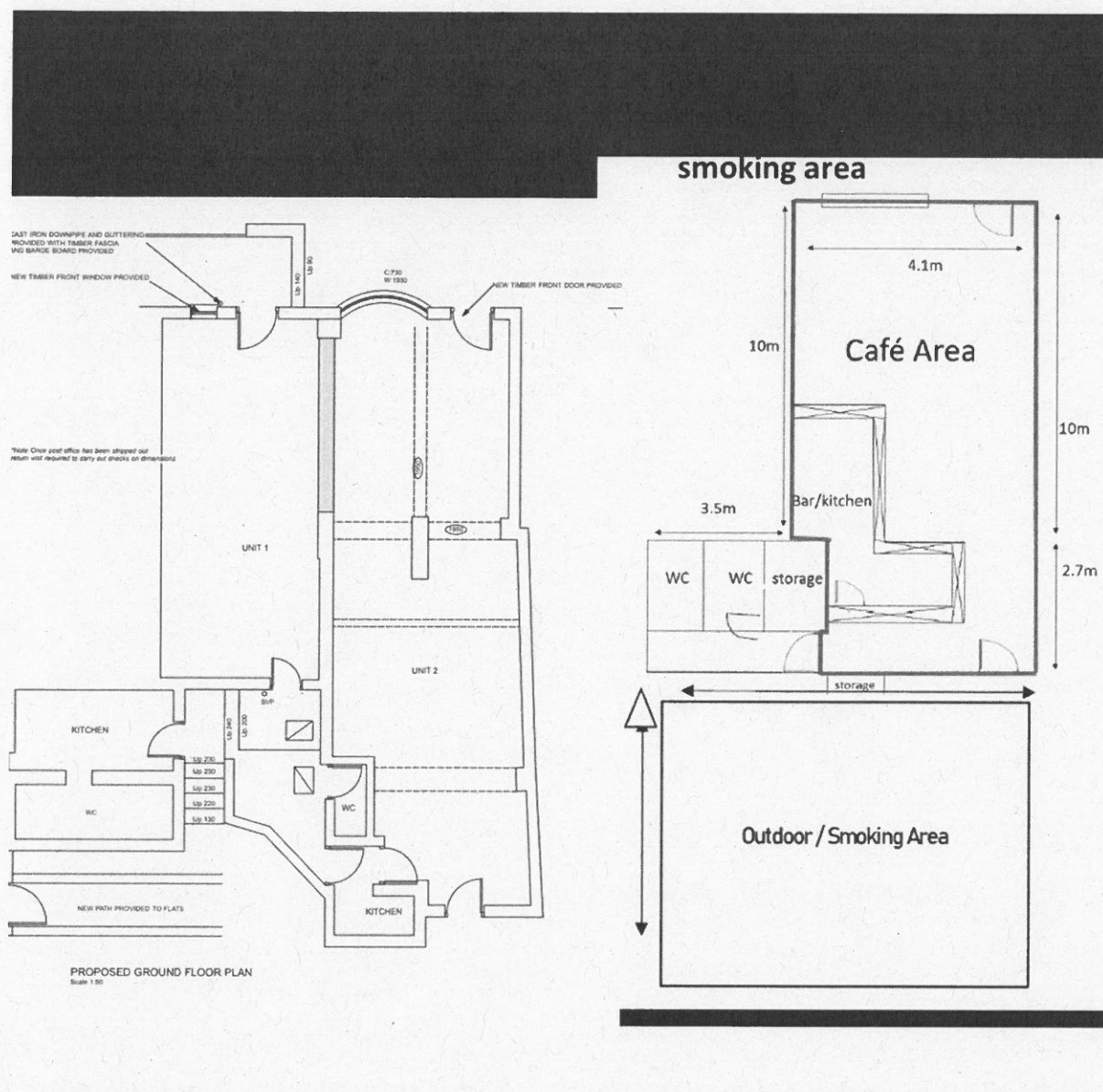
Yours faithfully

Jane Hughes

**Appendix**

**Inconsistent plans submitted for the planning approval and licence application**





28.

**From:** Cheeky Lush

**Sent:** 07 July 2020 17:10

**To:** WRS Enquiries

**Subject:** External Email : Licence Application - 1 Bear Hill

To whom it may concern,

Please see attached letter of objection to the Licence Application - 1 Bear Hill, Alvechurch.

07/07/2020

Ref 20/02410/PREMLI

Dear Sirs



I am writing on behalf of my husband and myself to register our objection to the application for a premises licence by Ervin Sadria for Tranquil Bar Limited at the Old Post Office, 1 Bear Hill, Alvechurch, B48 7JX.

The basis for our objection for granting a licence for these premises concerns the inevitable disruption, disorder, antisocial behaviour and the prevention of public nuisance.

The application proposes that alcohol will be sold for consumption between 11am and 1am Friday and Saturday, and between 11:30 to 23:00 Sunday to Thursday.

The Old Post Office lies within the oldest part of a quiet village residential area and having an additional licenced premises would be very disruptive to all the households in the direct vicinity of the premises.

We wish to raise further concerns on the negative impact this will have on the village, such as:

Noise and vibration from ventilation, cooling and gas equipment required for the type of premises applied for. This is one of the grounds for objecting to the development of the building directly next door to the premises applying for this licence

Noise and vibration from the premises due to live music and large gatherings. The historic nature of the building does not allow for air conditioning, soundproofing or double glazing to alleviate any of these issues.

Significant disturbance of the surrounding premises due to the premises requesting opening times beyond 11pm. All other licensed premises in the village do not operate on late licences.

There is no parking at the property, and residential parking is already at a premium. The main public car parking is in the car park off Tanyard Lane, however access to this from the property will be only on foot and pass directly through a residential area.

There is no parking available in front of the premises for either deliveries, or collections of waste, without causing an obstruction to both a main road through the village and obstruction to other businesses and residential dwellings directly adjacent to the property. The associated noise pollution with these deliveries/collections would also create a significant public nuisance. There is also concern over how increased waste storage will impact on the surrounding properties. There is no space available to the front of the property for storage, and no access to the rear for industrial size refuse storage/collection. And quite frankly we are appalled at the disrespect which has already been given to this old historic building! The shoddy work has already caused damage to the adjoining properties. In view of all of the points above, I would urge the Licensing Authority to refuse the application.

Kind Regards

Charles and Lesley Curry

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29.

From: ALAN CLARKE

Sent: 09 July 2020 16:49

To: WRS Enquiries

Subject: External Email : Licence for 1 Bear Hill alcohol and music:

20/02410/PREMLI

I strongly object to the granting of a licence for the use of 1 Bear Hill as an alcohol and music venue for the following reasons:

1) As a local resident I frequently walk up Bear Hill and have always found that the lower part of the Hill, around the building in question, is particularly difficult to manoeuvre past, due to the narrowness of the road and the frequency of traffic, including lorries. The pavement peters out around there making it hazardous for pedestrians. This would become even more difficult if there were people congregating outside the building, in addition to increased traffic as there undoubtedly would be.

2) There is very limited parking space opposite so dropping people off to attend the venue would create further problems.

3) Apart from the Square itself, Bear Hill is mainly a quiet residential part of the village and the noise coming from a specifically music venue would disturb this, as it would be difficult to contain such noise within the premises.

4) The village hall directly opposite is continually used by local groups, including the well known drama society which puts on regular performances as well as other dance, music and social events which would be greatly disturbed by external noises from drinkers and music, especially in the evening

5) Given that there are 2 pubs plus the sports and social club with a music licence within easy walking distance of this location, there should be no need for a further venue of this kind in a small village centre.

6) I gather that there has already been concern about the removal of the chimney from these premises on conservation grounds - there might there be other concerns if the venue was transformed in the way suggested.

I hope you will consider my concerns and I would be happy to discuss them with you further.



Yours sincerely  
Alan Clarke  
[REDACTED]

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30.

**From:** David Seeley  
**Sent:** 13 July 2020 20:35  
**To:** WRS Enquiries  
**Subject:** External Email : 20/02410/PREMLI

Dear Sir/Madam,

I refer to the above reference application. [REDACTED]  
[REDACTED] and I wish to object to the application on a number of grounds:

- There is limited parking in the vicinity. Whenever there is a function at the Village Hall, which is immediately opposite the premises, vehicles park all of the way up the hill and beyond our property. [REDACTED]  
[REDACTED] Indeed many drivers park across part of our exit and have been abusive when asked to be more considerate in their behaviour. Guidelines regarding not parking within specified distance of a junction are regularly flouted or ignored
- As you drive up the hill the road becomes narrower and creates issues with drivers trying to move past parked vehicles not giving way to drivers coming up the hill. Any increase in traffic will only exacerbate the problem
- Because the road narrows some drivers will also park with wheels up on the pavement. This makes it difficult to walk past. Apart from being unnecessary it is also dangerous for pedestrians to walk into the road as street-lighting in the area is minimal. There is no pavement on the opposite side of the road consequently all parking is on one side.
- The road narrows significantly at the bottom of the hill as it approaches the junction onto the Redditch/Birmingham Road. This is where the premises are based. Additional pressures caused by delivery vehicles will make the situation more dangerous.
- There is limited public transport to the village and so any late licence can only be served by people driving or walking. We also have had anti-social behaviour in the past from revellers from the Village Hall or the other pubs/clubs as they walk up the hill at the end of the evening
- Parties and associated music already take place in other venues. The noise from these carry and it is not unknown for guests or organisers to disable and sound limiters installed. Playing music until 1.00 am without appropriate and enforced regulation is likely to be intolerable.

Yours faithfully

David Seeley

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31.

**From:** NIGEL SMITH

**Sent:** 13 July 2020 21:35

**To:** WRS Enquiries

**Subject:** External Email : 20/02410/PREMLI - Licence application 1 Bear Hill

Please find attached a letter objecting to the granting of a drinks licence to the property at No 1 Bear Hill, Alvechurch.

Nigel Smith

**Reference: Ref 20/02410/PREMLI Application for a premises licence by Tranquil Bar Limited at the Old Post Office, 1 Bear Hill, Alvechurch, B48 7JX**

We are writing to oppose the application for a premises licence by Tranquil Bar Limited at the Old Post Office, 1 Bear Hill, Alvechurch, B48 7JX

Alvechurch already has several licensed premises The Red Lion, The Swan, Cafe Morso, Alvechurch Social Club, Alvechurch Football Club, Alvechurch Cricket Club, The New Dilshad Indian Restaurant, Gin and Pickles plus the Crown and Weighbridge pubs and the off-license at the Co-op.

Additionally, there are other venues with temporary licences including the Ark and the Village Hall. Some of these are available for hire and available for live music and other events.

The application proposes that alcohol is sold between 11.00am and 1.00am Friday and Saturday and 11.30am to 11.00pm Sunday to Thursday. This has potential to create noise and disturbance in this residential area. The increased footfall and traffic could lead to potential for crime, disorder and public nuisance in the heart of a residential area, particularly as there is little evidence of policing in and around the village.

Our main concerns are as follows.

**Crime & Disorder and safety**

- Alvechurch has no evening bus service and the last trains leave before midnight from the station which is a 15-minute walk through a residential area. This means there is potential for noise disruption throughout the route to the station.

- The lack of public transport and the location of the building, mean people leaving the premises late at night would likely congregate close to the village centre either in the Square or along Red Lion Street, Swan Street and Bear Hill. Many of these properties are incredibly old and have little or no sound proofing and front directly onto the street, having no front gardens. They will be significantly affected by noise from late night revellers.
- There are no public toilets available in the evenings, nor any available at the station.
- Patrons will have to travel by private car or by taxis which will create both nuisance and noise.

## **Public safety and parking**

Parking space in the immediate vicinity of 1 Bear Hill is extremely limited. The public car park at the rear of the Red Lion is often full. The on-street parking directly over the road in front of the Village Hall, up Bear Hill or in The Square is extremely limited and often causes tension for residents. The only other public car parks are outside the social club or Red Lion. In this application there is no clear plan about how to deal with increased traffic and its associated issues with parking, waiting and pick-up points.

The narrowing of the road, and the pavement, from Bear Hill approaching the Square, already leads to hazardous congestion and this will be increased with the addition of cars stopping on Bear Hill to drop people off. The narrow pavements throughout the village centre means pedestrians must walk on the road and there is an increased risk for those using wheelchairs or those with limited mobility.

## **Noise and vibration**

- Ventilation, cooling and gas equipment will be required and there is no mention of these in the planning application that was granted for the retail units.
- Live music and voices: there is no barrier to stop noise escaping from the building to the front, or the rear of the property. In previous planning applications the the garden had already been highlighted as forming part of the trading area within the licence application. Due to the close vicinity to other properties, noise and vibrations will reverberate to a wide area accentuating the problem. The historic nature of the building does not allow for air conditioning, soundproofing or double glazing to alleviate any of these issues.
- All other licensed premises in the village do not operate late licences and we believe that Cafe Morso had a request for such a late licence turned down.
- There is no dropping off facility, or available parking for goods deliveries and waste collections. People arriving or leaving the venue will have to pass through residential areas thereby creating noise.



## Nuisance

- There is no mention of lighting or security equipment. Due to the proximity of neighbouring properties there will be issues with privacy. Also, the building is in the conservation areas and its outside appearance should be in keeping with the other historic buildings.
- Customers walking back to parked cars will pass directly through the residential areas and there will be an increase in noise unless, properly managed (policed), throughout the village.

## Safety

- There is no access to the rear of the property for provision of a fire escape.
- There is no suitable for fire evacuation area to the front.
- What are the proposals to ensure appropriate and frequent waste disposal?
- There is no parking available in front of the premises for either deliveries, or collections of waste, without causing obstructions to other businesses and residential dwellings directly adjacent to the property. The associated noise pollution with these deliveries/collections will create a significant public nuisance.
- We have concerns about how increased waste storage will impact on the surrounding properties. There is no space available to the front for bin storage, and no access to the rear for industrial size refuse storage/collection.
- The property has consent for retail and there was no change of use application submitted with the planning application. The plans as passed do not match those submitted as part of the licence application and do not adhere to those that received planning permission on April 2020. Additional WCs, an outside garden area and a kitchen/bar have now been added.

We would urge the Licensing Authority to refuse the application on the grounds of safety, noise, nuisance and crime as detailed above.

**Nigel, Karen, Charlotte and Owen Smith**

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32.

**From:** (redacted email address)

**Sent:** 14 July 2020 16:56

**To:** WRS Enquiries

**Subject:** External Email : 20/02410/PREMLI : Objection to premises licence application

**20/02410/PREMLI**

**Tranquil Bar Limited, 1 Bear Hill, Alvechurch, B48 7JX**

Dear Sirs

I am writing regarding the above application for a premises licence . I am concerned about the nuisance it will create in respect of the following:

1. The site is in the centre of the village, which is largely residential. The application includes music, with permission to play up to 1.00am. There are already some venues within the area which **occasionally** play music up to around 11pm and this prevents sleep until the event has terminated. Because of the geography of the area, with the village in a dip, the music reverberates. The occasional late night music we already experience creates problems. A regular late night licence will create a nuisance. I live [REDACTED] and we will therefore suffer from noise.



2. Parking within the village, and on Bear Hill in particular, is a severe problem. The local car park is not large enough to serve the cars that would need to park. Indeed, when events are held in the Village Hall, cars park up Bear Hill which is not wide enough to cope. A bar open at the same time as a Village Hall event will create more parking issues, and this impacts on the whole village.

3. A licence until 1.00am does not necessarily stop at the effects of the premises being open until that time. People will spill into the street at closing time. This will create disturbance with noise, car doors slamming, and everything else that accompanies a late night venue.

Yours faithfully

Susan Seeley

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33.

**From:** Gwilym Jones

**Sent:** 15 July 2020 13:39

**To:** WRS Enquiries

**Subject:** External Email : 20/02410/PREMLI

[REDACTED]

[REDACTED], Alvechurch, I wish to add my name to the list of objectors to the application for a premises licence for Tranquil Bar Limited at the Old Post Office, 1, Bear Hill, Alvechurch, B48 7JX.

I consider the proposed development to be wholly unsuited to the nature and ethos of the village of Alvechurch. It would do nothing to enhance village life, bringing only a negative impact in many ways, including noise and vibration to nearby properties, problems of fire and traffic safety, waste disposal and disturbance at unacceptable hours to residents, particularly on Bear Hill where the cottages are less than five metres from the roadside and the public car park, nearby and overlooked by residential houses.

In view of these and other highlighted points, I would urge the Licensing Authority to refuse the application.

Gwilym I. Jones.

[REDACTED]

Alvechurch, [REDACTED]

34.

**From:** Marian Barwell

**Sent:** 15 July 2020 17:03

**To:** WRS Enquiries

**Subject:** External Email : Licence Application 20/02410/PREMLI 1 Bear Hill, Alvechurch B48 7JX

Dear Sir or Madam,

**Your ref: 1 Bear Hill, Alvechurch B48 7JX Licence Application 20/02410/PREMLI**

I am writing to **OBJECT** to this application for a number of reasons.

These are my objections relating to the four licencing objectives:

Protection of children from harm – Opening times; number of customers at one time; number of vehicles arriving and leaving at unsociable hours; delivery of goods to and removal of waste from the business; noise from live and recorded music at unsociable times; noise from customers; anti social behaviour from customers.

Prevention of crime & disorder: number of customers at one time; anti social behaviour from customers.

Public Safety: number of customers at one time; number of vehicles; delivery of goods to and removal of waste from the business; anti social behaviour from customers.

Prevention of public nuisance: number of customers at one time; number of vehicles; delivery of goods to and removal of waste from the business; noise from live and recorded music at unsociable times; noise from customers; anti social behaviour from customers.

Opening times: Bear Hill is a residential area, with the usual range of residents, many of whom are families with children. The other businesses on Bear Hill, for example a hairdresser, are open during normal working hours and due to their nature do not impact on **waking and sleeping times of these children** when customers arrive, leave or whilst they are in the premises.

Number of customers at one time: A bar / club / night club by its very nature will encourage a **large volume of customers** who will arrive and leave throughout the day, evening and into the early hours of the morning.

Number of vehicles: There will be many vehicles creating **noise** and a **public nuisance** during the day, the evening and into the early hours of the morning. These will be both customer's cars and taxis. As parking is very limited on Bear Hill this will pose a **Health & Safety** issue as there are not enough safe places to park whilst customers arrive and leave in taxis or for customers to park their cars. The public car park is usually full.



Delivery of goods to and removal of waste from the business: The premises is located just up from the narrow entrance to Bear Hill and could cause a **Health & Safety** issue when large vehicles are parked up for delivery and removal. It will also create noise as there are bound to be many glass bottles amongst the deliveries and waste. Going by the litter being left by visitors to the village along the canal towpath and other walking areas during and since lockdown, this will be an ongoing H&S issue too.

Noise from live and recorded music at **unsociable** times: The nature of the business and the times put forward in the application as a bar / club / night club means that there will be a great deal of noise at unsociable times.

Noise from customers: As a bar / club the customers will understandably be there to have fun and a good time with their friends and the majority will also consume alcohol. This will mean that their comprehension of the amount of noise they are making and their behaviour will be impaired. There will without a doubt be lots of noise, and more than likely language used that should not be used around children.

Anti-social behaviour from customers: There are likely to be disagreements between customers as more alcohol is consumed. This could spill out onto Bear Hill creating unpleasant and possibly dangerous situations and being a **public nuisance**. There is a large chance of broken glass if customers come outside the premises onto the road with their drinks and this will cause danger to all residents but particularly to children and pets. There is bound to be loud talking, swearing, laughing and arguing which is all human nature, but not acceptable on a residential road at night time and in the early hours of the morning.

Yours faithfully,

Marian Barwell

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35.

**From:** Patricia Lloyd  
**Sent:** 15 July 2020 21:18  
**To:** WRS Enquiries  
**Subject:** External Email : 20/02410/PREMLI

Please see attached letter relating to the Application for a premises licence by Tranquil Bar Limited at the Old Post Office, 1 Bear Hill, Alvechurch, B48 7JX

Reference: Ref 20/02410/PREMLI

Patricia Lloyd

Alvechurch resident



**I am writing to oppose the application for a premises licence by Tranquil Bar Limited at the Old Post Office, 1 Bear Hill, Alvechurch, B48 7JX**

Bear Hill is at the heart of Alvechurch village. It is a truly historic and picturesque road with many listed buildings. The majority of these buildings are residential.

My objections are summarised as follows under 3 main headings:

1. Noise and vibration

- The proposed premises will close late (11 -1pm) and there will no doubt be general noise and possible anti-social behaviour from people leaving the building.
- The adjacent residential buildings will experience noise and vibration from cooling appliances, loud music, not to mention the noise of 'happy' people vacating the premises at a late hour.

2. Parking

- Parking along Bear Hill is very limited and used entirely by the residents of Bear Hill and surrounding roads such as Swan Street. Anyone arriving by car to use the new premises will struggle to find parking in the road.  
There is a village carpark but this is well used and quite full most of the time.
- Traffic tends to speed down Bear Hill. The narrowing of the road at the bottom of the Hill very close to the proposed licenced premises is a safety concern for many residents. Deliveries to the proposed licenced premises will negatively impact on these safety and congestion problems in this area of the road.
- There is no late evening public transport by bus and no trains after 11.30, so people are likely to arrive and depart by car, or taxi. This means cars and taxis will be frequently stopping and pulling out on this very difficult area of the road.

3. Amenities in the village

- The village of Alvechurch already has 3 pubs, and 2 licenced cafes; Cafe Morso, Gin & Pickles, and also a Social Club. There is also a small Co-op which sells alcohol.
- A precedent was set when Café Morse had a late evening (11pm) licence application rejected on the grounds of noise and disturbance to residents.

Conclusion

It is therefore hard to see what benefit this proposed premises licence will have to the Village of Alvechurch and its residents. The only people to benefit are those responsible for setting up the licenced bar in so far as they seek to make profit.

I therefore put forward my objects for all the above reasons.

Patricia Lloyd  
Resident of [REDACTED], Alvechurch.

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36.

**From:** Tom Pidgeon

**Sent:** 16 July 2020 00:45

**To:** WRS Enquiries

**Subject:** External Email : Ref 20/02410/PREMLI Licensing Objection

Dear Licensing,

Please find attached our objection to application **Ref 20/02410/PREMLI**.

Best regards,

Tom Pidgeon

## **OBJECTION TO LICENSING APPLICATION**

**The Old Post Office, 1 Bear Hill, Alvechurch, Birmingham, Worcestershire, B48 7JX**

**Ref 20/02410/PREMLI by Ervin Sadria**

FAO Worcestershire Regulatory Authority (Licensing),

enquiries@worcestershire.gov.uk

We hope this finds you well. We write to register our objection to the application for a premises license for The Old Post Office, 1 Bear Hill, Alvechurch. The nature of our objections to the license relate to a number of aspects that we consider will have a significant negative impact on the commercial and residential properties in the surrounding area. Several of these objections relate to safety concerns that we feel must be raised.

### **Fire safety**

- Not only is the negative effect of a smoking area utilised daily a health concern in itself due to the effects of passive smoking, a substantial fire risk is also posed.
- Additionally, whilst this has yet to be proposed by the applicant, the addition of outside heaters as are so often used in outside bars, will be adjacent to several sites of historic housing and constitute a further fire safety risk.
- The venue is small, with a single front entrance. No provision has been considered for an escape exit in the event of fire or other emergency.
- The proposed outside smoking area poses a direct intrusion to the privacy and wellbeing of properties adjacent to it. [REDACTED]

### **Road safety**

- There has been no provision made for parking, nor drop off facilities as part of the previous planning application nor licensing application. There is little space for the congregation of crowds after closing time at such a venue. There is a risk of revellers spilling onto Bear Hill road and then the busy main Swan Street. Coupled with the potential risk of smashed/ abandoned glassware on a public road, this poses a significant safety concern.
- Alvechurch has no local taxi service and little to no late-night public transport. The consequence will be revellers having to leave vehicles in an area already short of parking. The alternative; the collection of patrons by car/ taxi, will introduce late night traffic on a nightly basis to an already small area that will become congested quickly.
- The use of the property for the purposes proposed will introduce further pressures on already limited parking for residents and visitors to the village during the day and after hours. Even moderate footfall among revellers and staff in this location will lead to further depletion of what little parking the village has. This will also lead to a



considerable increase in local traffic. This burden on traffic and parking will be compounded by the use of delivery vehicles, which will not be easily accommodated due to lack of existing road space.

- Bear Hill offers little road space for the deliveries necessary to make the proposed property use viable. Large heavy goods vehicles present at any time during the day will impede the already high flow of traffic in the area.

### **Other safety concerns**

- In Section C of the applicant's Operating Schedule, the applicant describes that training will be given to staff members on: the Licensing Act, Public Safety and Food Preparation. No formal detail is given as to what this will entail and how ongoing compliance will be achieved. This does not give the impression that this has been considered seriously.

### **Lack of commercial justification and impact on local business**

- Alvechurch already features three licensed premises within a close vicinity to the applicant's property. It is not reasonable to think that an additional licensed premises is in the interests of the village. Other commercial uses of the premises would likely be of greater success both to the property owner and the village itself.
- Additionally, a late license is not afforded to other licensed premises in the area. There is no reason why it is necessary here.
- The above implications for increased traffic, greater noise and poorer parking conditions will detract from the appeal of the village to visitors. This will negatively impact local businesses dependent on such visitors and risks the ongoing viability of those businesses that add so much value to the area.

### **Residential impact**

- The basic nature of a late-night music, bar and smoking venue will lead to noise, littering, intrusion on privacy, and health risks associated with passive smoking.
- [REDACTED]
- The outside area to which potential revellers would move to is adjacent to several other residential properties in a close vicinity, and so the negative impact of the above points will be widespread. The fact that the license is proposed until 0100am on a Friday and Saturday compounds this problem.
- In Section D of the Operating Schedule, assurance is given that "All doors and windows will remain closed when recorded music is played, other than for access and egress". This is an acknowledgement of the intrusion recorded music will cause, but with open access of revellers to an outside smoking terrace, this offers little reassurance that music will not be a frequent intrusion on our privacy, and the tranquillity of the surrounding properties.
- We are both NHS doctors and sleep disruption as a result of a bar with an outside area, playing recorded music until the early hours poses us a considerable concern. The attempts to mediate the impact of the premises made in the Operating Schedule do not detract from the fact that it is expected that recorded music, and revellers outside, smoking, [REDACTED] can be expected until 0100 on Fridays and Saturdays.
- Direct noise pollution from revellers, WCs, storage and refrigeration units at the proposed premises and in addition, indirect noise secondary to traffic, will widely impact the surrounding properties, and will be easily audible from our own.

### **Permissions**

- The previous planning permission included no mention of the intent to apply for a premises license for the ground floor area. We initially supported the planning



application in good faith. The original application for conversion of the property to two flats and a ground floor commercial premises was not unreasonable. However, the clear intent to use this space as a late-night bar and music venue does not seem transparent, and we feel should have been declared on the original planning application. Does this not require a Change of Use application?

Our objections are not only to the personal impact of the proposed application to our health, wellbeing and [REDACTED] but also to the wider community of Alvechurch.

Yours sincerely,  
Mr Tom Pidgeon and Dr Annabel Stout

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37.

**From:** Penny Bradsell  
**Sent:** 16 July 2020 13:50  
**To:** WRS Enquiries  
**Subject:** External Email : Licence application 20/02410/PREMLI

Dear Regulators

I am writing with concerns about the application for an alcohol and entertainments licence, ref 20/02410/PREMLI, for 1 Bear Hill.

My concerns relate mainly to potential public nuisance.

[REDACTED] from the premises and have major concerns about noise levels, both from the premises itself and from the likely spill over onto the village green. The prospect of having loud music of any kind played potentially all day and evening every day forever is not appealing. More importantly, this is a residential area where loud sounds to 11pm on weekdays in particular is not helpful for families with children and people in work.

Any extension into the outdoor space of 1 Bear Hill is likely to result in at least loud chatter, and possibly music as well. It also seems very likely that patrons would start to use the village green as a smoking and chatting area, meaning high levels of noise both front and back of the houses on that side of the street and some additional noise for the other side. While the sale of alcohol will cease at 11pm, it is likely to be considerably later before patrons actually disperse and the area becomes quiet. Those who currently enjoy the green to eat their takeaway or chat or sit in peace may be put off if it becomes effectively an extension of the bar.

I have no problem with occasional loud events. I knew The Swan pub existed when I moved into the area, and the village hall hosts private parties with loud music, but these are infrequent, usually at a weekend and always over by midnight. Again the potential to have loud activity until 1am every weekend is disruptive. Poor or reduced sleep causes major health problems.

If patrons do move out into the street and green areas, who will be responsible for clearing up any debris and litter? Will it be done before children, dog owners and even drivers start using the lane for the day? Any broken glass would be a particular concern.

It has not happened often but I have had people urinating by my front steps or next to my car. I would not want to have this happening more frequently and maybe it wouldn't, but the potential is there for more people to decide they can't be bothered to queue for the facilities.

Parking is an issue locally and is only likely to come under more pressure with the additional two flats and the possibility that staff would want or need to drive in. Trains stop before midnight making it tight for staff to clear up and catch a train home. Anyone staying to 1am at the weekend would need to live within walking distance, drive or get a taxi or lift. And all this would then apply to the patrons as well.

My apologies if this is not relevant to public nuisance, but has there been any consideration of the effects of sustained loud noise on the local wildlife? I am not an expert on this but my immediate thoughts would be that birds, including owls, and bats could be affected.

In considering this application, any move to grant the licence should be subject to strict conditions around soundproofing, playing music only indoors and ensuring minimal noise and nuisance around the premises.

Yours faithfully

Penny Bradsell



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38.

From: SUSAN CROSSE

Sent: 16 July 2020 14:01

To: WRS Enquiries

Subject: External Email : 1 Bear Hill license application ref: 20/02410/PREMLI:

Dear Sirs/Madames,

I am appalled to contemplate the idea to have a bar at number 1 Bear Hill.



1. its is a residential area

2. the position of the bar

3. the parking: two spaces for the flats upstairs.

bad enough on Bear Hill anyway.

4. Conservation area, we can't have double glazing on our front windows

5. noise

6. pollution

7. rubbish

8. how many bars and eateries is main vicinity? 4 and the chinese takeaway, surely thats enough, such a small area. See for yourselves!!!

yours faithfully,

Susan Crosse

[REDACTED]

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39.

**From:** Hector Basoalto

**Sent:** 16 July 2020 21:54

**To:** WRS Enquiries; Paul Morrish

**Subject:** External Email : Ref 20/02568/VARYPL

Dear Bromsgrove Council,

I am writing to you concerning application **Ref 20/02568/VARYPL**.

**RE: Application for a premises licence or club premise certificate at 1 Bear Hill, Alvechurch, Worcestershire, B48 7JX**

As residents of [REDACTED] we strongly oppose this application.

This application is discordant with the character of the street and village, which is a quiet, conservation, residential area. As parents of young children, we are concerned of having loud music late into the night, as well as, unsociable behaviour of people intoxicated with alcohol spreading into the green nearby. Furthermore, there is no logical reason for supporting this application, as The Red Lion and The Swan are well establish village pubs that provide food and live music. In the current COVID-19 situation, such an application will have a detrimental effect on these local businesses and therefore this is another reason we cannot support this application.



# Agenda Item 4

If there is anything you need from me to help oppose and defeat this application please do not hesitate to contact me.

Yours Sincerely,

Professor Hector Basoalto

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There is no parking at the property, and residential parking is already at a premium. The main public car parking is in the car park off Tanyard Lane, however access to this from the property will be only on foot and pass directly through a residential area.

There is no parking available in front of the premises for either deliveries, or collections of waste, without causing an obstruction to both a main road through the village and obstruction to other businesses and residential dwellings directly adjacent to the property.

The associated noise pollution with these deliveries/collections would also create a significant public nuisance. There is also concern over how increased waste storage will impact on the surrounding properties. There is no space available to the front of the property for storage, and no access to the rear for industrial size refuse storage/collection.

And quite frankly we are appalled at the disrespect which has already been given to this old historic building! The shoddy work has already caused damage to the adjoining properties.

In view of all of the points above, I would urge the Licensing Authority to refuse the application.

Kind Regards

Charles and Lesley Curry

## **REPRESENTATIONS FROM OTHER PERSONS (SUPPORT)**

1.

**From:** Michelle Howard  
**Sent:** 24 June 2020 15:56  
**To:** Paul Morrish  
**Subject:** External Email : Re: Licence application 20/02410/PREMLI

Thanks Paul

While I get that there are licensing conditions to follow, its very perceptive and biased more toward making an objection than a positive comment or message of support. In relation to Public Safety.

I want express my support for the above application in Alvechurch as I feel that creating local employment has a positive impact on levels of crime and public safety.

In the current economic climate, with such high levels in unemployment, a local business such as this with the potential to provide local employment and source and utilise local supply chains is such a breath of fresh air. We need to stimulate growth and provide opportunities and I for one am hugely in favour of such a business. Evidence also suggests that by creating local business in the hospitality sector, it encourages economic activity in other such local venues so I think this proposal is just what Alvechurch needs right now.

Thanks

Michelle Howard

**From:** Paul Morrish <Paul.Morrish@worcsregservices.gov.uk>  
**Sent:** Wednesday, June 24, 2020 12:56:39 PM  
**To:** [REDACTED]  
**Subject:** FW: Licence application 20/02410/PREMLI

Dear Michelle

Thank you for your email.

We are unable to accept your comments as a relevant representation as defined in the legislation. Any representations (support or otherwise) must relate to the likely effect of granting the application on the promotion of the four licensing objectives, which are as follows;

Prevention of Crime and Disorder  
Public Safety  
Public Nuisance  
Protection of Children From Harm

Regards



Paul

**From:** Michelle Howard

**Sent:** 23 June 2020 16:07

**To:** WRS Enquiries

**Subject:** External Email : Licence application 20/02410/PREMLI

I just wanted to write to express my support for the above application in Alvechurch.

In the current economic climate, with such high levels in unemployment, a local business such as this with the potential to provide local employment and source and utilise local supply chains is such a breath of fresh air. We need to stimulate growth and provide opportunities and I for one am hugely in favour of such a business. Evidence also suggests that by creating local business in the hospitality sector, it encourages economic activity in other such local venues so I think this proposal is just what Alvechurch needs right now.

Thanks

Michelle Howard

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