

Wiltshire Council

Where everybody matters

REPRESENTATION FORM

This form must be returned within the statutory period, which is 28 days from the date the notice was displayed on the premises or the date specified in the public notice in the newspaper. Please contact the Licensing team to confirm this date.

Any individual, body or business can make a Representation to the Licensing Authority in relation to an application, regardless of their geographic proximity to the premises. Any Representation must be relevant, in that the Representation relates to one or more of the Licensing Objectives.

Premises about which representation is being made	4a / 4b Endless Street Salisbury SP1 1DL
Your Name	[REDACTED]
Postal Address	[REDACTED] Salisbury SP1 1AL
Contact Telephone Number and Email address	[REDACTED]
Are you (please tick): <ul style="list-style-type: none"> • An individual? • A person who operates a business? • A person representing residents or businesses? <input checked="" type="checkbox"/> A person representing residents • A member of the Relevant Licensing Authority (ie, elected Councillor of the Licensing Authority)? 	
If you are representing residents or businesses who have asked you to represent them?	See attached sheet

Your Representation must relate to one of the four Licensing Objectives, which are detailed below. Please detail the evidence supporting your Representation and the reason for your Representation. If necessary, separate sheets may be used.

LICENSING OBJECTIVES	EVIDENCE
The protection of children from harm	

<p>The prevention of public nuisance</p>	<p>This is the Objective under which representation is being made</p> <p>See separate sheets</p>
<p>The prevention of crime and disorder</p>	
<p>Public safety</p>	

Please list below any suggested actions that you feel the applicant could take to address your concerns:

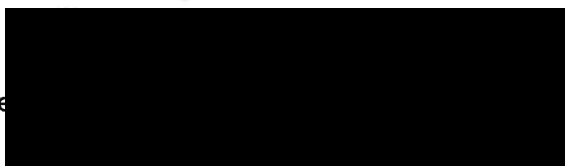
See separate sheets

If a hearing needs to be held to determine the Premises Licence Application, the Licensing Sub-committee will generally only be able to consider matters that have previously been disclosed. However, additional information in support of your Representation may be considered if all parties at the Hearing agree. We advise that you detail all matters that you wish to be considered on this initial Representation, attaching additional sheets if necessary.

If you do make a Representation you will be invited to attend the Licensing Sub-Committee Hearings and any subsequent appeal proceedings relevant to your Representation.

All Representations in their entirety, including your name and address, will be disclosed to the Premises Licence applicant. A copy of Representations will be annexed to the Licensing Officer's report, which is a public document published on the Council's website and circulated to the Licensing Sub-Committee and to all those who have made relevant Representations.

Signature



Date... 31/08/2021

Please return this form, along with any additional sheets, to the relevant Wiltshire Council Office listed below or return by email to publicprotectionnorth@wiltshire.gov.uk:

Salisbury Area – (Salisbury, Amesbury, Downton, Mere, Hindon and Tilshead as well as the rest of the old Salisbury District Council Area), please send to:

The Licensing Officer
Wiltshire Council
Public Protection Services and Licensing
Bourne Hill
Salisbury
Wiltshire, SP1 3UZ

All other areas please send to the address below:

The Licensing Officer
Wiltshire Council
Public Protection Services and Licensing
Monkton Park
Chippenham
Wiltshire, SN15 1ER

Sarum Lodge Residents Association

Salisbury SP1 1AL

Wiltshire Council REPRESENTATION FORM

Premises about which representation is being made:

4a/4b Endless Street, Salisbury SP1 1DL

REPRESENTATION

The Management Committee, at its meeting on 28 August 2021, has asked me as Chairman of the Association to represent the elderly residents of Sarum Lodge (a block of retirement properties) where 44 residents currently occupy 38 apartments. In particular I have been asked to represent 6 of those residents who occupy apartments facing Endless Street and 17 residents of 15 apartments which overlook the land at the rear of 4a/4b Endless Street which is currently used as a private car park and on to which two fire exits from 4a/4b Endless Street provide pedestrian access. There are a further 2 apartments facing Endless Street and 3 overlooking land at the rear which are currently unoccupied.

LICENSING OBJECTIVE

The prevention of public nuisance

EVIDENCE

I am aware of representations having been made separately by and on behalf of other residents of Sarum Lodge, and therefore I am aware that the applicant has amended the application, with revised hours for ON and Off Sales for Supply of alcohol and Recorded Music indoors, both from midday to midnight every day of the week.

Off Sales: the applicant specifically promises that alcohol will not be sold in open containers but once alcohol is taken off the premises even in closed containers the applicant would then have no control on whether purchasers of such alcohol might consume it on the adjacent street (despite that being in strict contravention of the law) with the potential public nuisance that would create. We therefore object to the licence being granted for Off Sales.

Hours of opening - Noise: We recognise that as residents of Sarum Lodge we benefit from the advantages of living in a city centre, and we support the use of city centre premises for economic activity. However, we are concerned that customers - and staff - gathering outside the premises to smoke and when leaving the premises would create undesirable levels of noise. We understand that the applicant could request customers to be quiet at such times but would not actually be able to control the noise level. This would be a particular nuisance late at night, which would be exacerbated if there was little or no noise from other nearby premises. The narrow street, relatively tall buildings back and front and lack of any

noise absorbing material such as trees would increase the nuisance as noise reverberates more widely around the built-up area. This is noticeable, for example, from the noise of staff when they gather in a small group outside the rear of the adjacent Papa John's (no. 2 Endless street), but the opening hours there are much more restricted than those proposed by the applicant for 4a/4b Endless Street.

The playing of recorded music for restaurant diners could be at an unacceptable volume which would reverberate through the walls and doors of the building so as to be heard and felt by residents in adjoining or nearby properties, particularly the lower bass registers which can transmit a disturbing 'thumping' sound.

I would draw your attention to the comment made by the planning inspector in his appeal decision to allow the construction of Sarum Lodge (Appeal Reference of the Planning Inspectorate: APP/Y3940/W/15/3124783, dated 15 October 2015) in reference to numbers 4 and 6 Endless Street adjacent to Sarum Lodge, that **"...the acoustic properties of these buildings [4 and 6 Endless Street] would allow the escape of significant noise levels, which could not be adequately attenuated by insulation of the fabric of the new flats, with the resultant loss of residential amenity for the occupants"**. Whilst this related to the previous use as a nightclub, the transmission of sound made by music and people is the same, whether coming from a nightclub or a restaurant.

Suggested actions that the applicant could take to address our concerns

The main action that the applicant could take to address our concerns would be to limit closing times to those which operate at Tinga restaurant in Salt Lane, and in any case no later than 11.00 pm. Eight apartments at Sarum Lodge overlook the rear of Tinga in Salt Lane and, as far as I am aware, no complaint has been made about noise from those premises disturbing Sarum Lodge residents in their own apartments. Apart from customers causing a nuisance by loud / raucous behaviour on the street when outside smoking, the main nuisance is during the period after closing. With an 11.00 pm closing time there is still the potential for noise nuisance outside the premises for a further period of time, but this would be more acceptable than a midnight closing time. Just having a notice in the restaurant asking customers to leave quietly is likely to be ineffective on its own. A resident has reported that when 4a / 4b Endless Street was used as a Thai restaurant the management there was unable to control the noisy behaviour of customers when leaving the premises.

Further, the management should be rigorous in enforcing the rule that no customers should take alcohol outside the premises when outside smoking and monitor that that rule is being observed. A resident of Sarum Lodge has reported that on one occasion she witnessed customers of Tinga in Salt Lane blocking the road late one evening with drinks in hand and with loud music blaring from the open doors of the restaurant. During opening hours this is behaviour which management can and should control .

Further action which could be taken would be to ensure that music is always at a volume which does not permit it to be heard outside the building, that windows be

kept shut during opening hours and that external doors be open only to permit entry and exit.

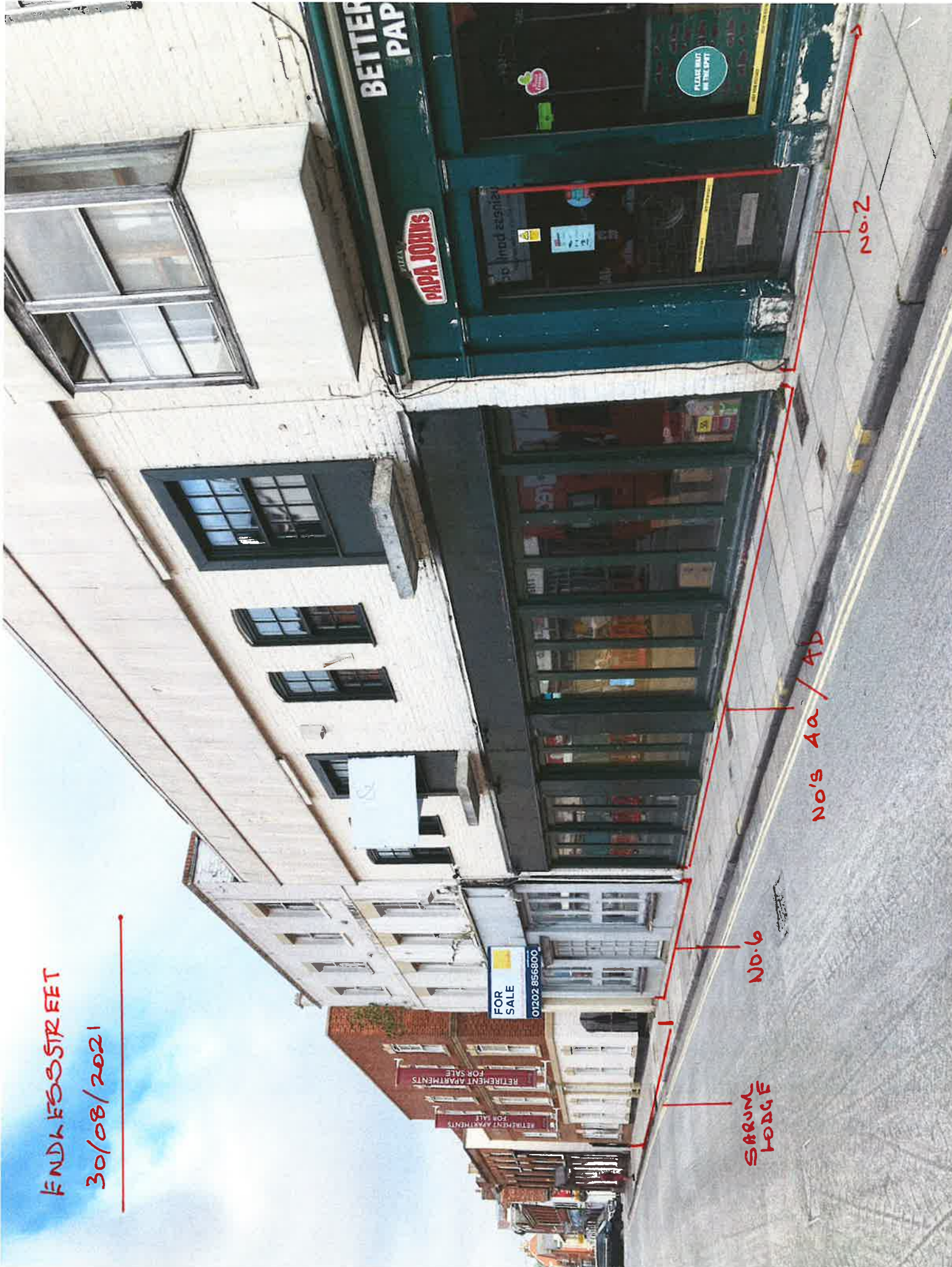
It should also be noted that the buildings at this 'lower' end of Endless Street between Salt Lane and Winchester Street are becoming increasingly residential in use and it behoves operators of nearby businesses to act in a neighbourly manner.

A reduction in proposed licensed closing time and strict management control where it is in a position to exert it - over volume of music and any unruly behaviour of people whilst still customers - would be evidence of the applicant's intention to be a good neighbour.

31 August 2021

FINDLESS STREET

30/08/2021



No. 2

No's Aa / Ab

No. 6

SARUM LODGE

FOR SALE
01202 856800

BETTER PAPER

PAPA JOHN'S

PLEASE WAIT AT THE DOOR

RETIREMENT APARTMENTS FOR SALE

RETIREMENT APARTMENTS FOR SALE