

From: [Teresa Strange](#)
To: [Batchelor, Emma A](#)
Subject: REPRESENTATION FOR: Premises Licence variation - The Toast Office, 116 Top Lane, Whitley, Melksham, SN12 8QU
Date: 14 June 2018 18:36:47
Attachments: [image001.png](#)
[image002.png](#)

Hi Emma

I am struggling with printer errors this end, and have been unable to print out the representation form from the website to fill in. Therefore please find below the response from Melksham Without Parish Council on the above application, following their consideration on Monday evening. Three members of the public attended the meeting with concerns about this application, including the Chairman of the local Community Action: Whitley & Shaw group representing the views of its members.

Premises: The Toast Office, 116 Top Lane, Whitley, Melksham, Wiltshire, SN12 8QU
Your Name: Melksham Without Parish Council
Postal address: First Floor, Crown Chambers, 7 Market Place, Melksham, Wiltshire, SN12 6ES
Contact Tel no and Email: 01225 7057000 clerk@melkshamwithout.co.uk

I am a person representing residents – Melksham Without Parish Council and the views of their residents, including Community Action: Whitley & Shaw.

Licensing objective: The prevention of public nuisance

Evidence: *the proposals will exacerbate parking issues already experienced at this narrow section of Top Lane (now with the new D3 bus service there are 50 bus journeys each way per day) and the council feel it is inappropriate to have live music and entertainment until midnight in a residential area.*

Suggested actions: detailed in extracts of minutes below, for context.

Extracts from draft Minutes of the Melksham Without Parish Council meeting held on Monday 11th June 2018.

Mike Booth, Chairman of CAWS (Community Action: Whitley & Shaw) spoke on the Toast Office Premises Licence variation. CAWS support the Toast Office and is happy that it is thriving in the community. CAWS do however have concerns over the late-night music until 24:00 and extended opening hours from 06:00 until 24:00 and feel that it would bring noise to the local area at night and bring more traffic into the residential area. It was reported that the Toast Office does not have any parking which means that cars would have to park on the side of an already busy road, which could mean that it congests the area. The Toast Office had approached the public house on the other side of the road to see if they could come to an arrangement with their car park, but this had not been progressed as a competitive business. There were two other CAWS members present who agreed with the comments made by the CAWS Chair.

Premises Licence Variation:

The planning committee reviewed the Toast Office proposed application to vary their

premises licence. The Chairman drew to the attention of members the guidance to making representation on licence applications, including the reasons for objections and that it has to be evidence based, and not the fear of what may happen in the future.

The application has been made to include the following:

- Live music (indoors and outdoors) Daily 09:00- 24:00
- Late Night Refreshments (indoors and outdoors) Daily 23:00- 24:00
- Sale of Alcohol (ON sales) Daily 06:00- 24:00
- Extension to opening hours daily 06:00- 24:00

There was a detailed discussion about the proposed live music at night, car parking issues and the affect this would have on residents in the area. Cllr. Pile reported that she had spoken to a few residents who were concerned about the live music until 24:00 and that the noise that residents would be hearing would go on beyond midnight whilst customers left the building and noted that noise travels at night. The WHO (World Health Organisation) defined night time noise as between 11pm and 7am and that it should be no louder than conversation.

There was also concerns that it would bring more cars into the area because people will be traveling from longer distances and would be parking on the road. Members agreed that there was already a problem with parking on Top Lane, Whitley and that outdoor live music in a residential area was unacceptable to have until 24:00 and a gross interruption of the daily lives of the residents nearby. Members acknowledged that they wanted to see this business thrive but did not want to see residents disturbed.

Recommended: *The Parish Council make written representation against the licencing application that they feel that live music indoors and outdoors should finish at 11pm and that the outdoor music is acceptable as long as it is not amplified. Late night refreshments outside should only be served until 11pm. The sale of alcohol should only be served from 9am until 11pm. The opening hours outdoors should be from 6am-12pm with the last hour to be spent indoors only. These suggestions are related to the prevention of public nuisance as the proposals will exacerbate parking issues already experienced at this narrow section of Top Lane (now with the new D3 bus service there are 50 bus journeys each way per day) and the council feel it is inappropriate to have live music and entertainment until midnight in a residential area.*

Regards,
Teresa

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Want to keep in touch?

Follow us on facebook Melksham Without Parish Council or Teresa Strange (Clerk) for additional community news or on twitter @melkshamwithout or visit our website for regular updates.

From: Batchelor, Emma A <EmmaA.Batchelor@wiltshire.gov.uk>

Sent: 17 May 2018 15:00

To: Teresa Strange <clerk@melkshamwithout.co.uk>

Subject: Premises Licence variation - The Toast Office, 116 Top Lane, Whitley, Melksham, SN12 8QU

Good Afternoon,

The licensing authority have received an application from The Toast Office Ltd to vary the premises licence at The Toast Office, 116 Top Lane, Whitley, Melksham, SN12 8QU.

The application has been made to include the following:

Live Music (indoors and outdoors)

Daily 09.00 – 24.00

Late Night Refreshment (indoors and outdoors)

Daily 23.00 – 24.00

Sale of Alcohol (ON sales)

Daily 06.00 – 24.00

Extension to Opening Hours

Daily 06.00 – 24.00

Any representation for or against the application must be submitted in writing to the licensing authority by **14th June 2018**

Full applications can be viewed Monday-Thursday 9am to 5pm and Friday 9am to 4pm by appointment only. Please ring 01249 706414

It is an offence to knowingly or recklessly make a false statement in connection with an application and the maximum fine for which a person is liable on summary conviction for the offence is up to £5000

Should you have any queries with regards to this, please do not hesitate to contact me on the number below.

Kind regards

Emma Batchelor

Public Protection Officer – Licensing

County Hall | Trowbridge | Wiltshire | BA14 8JN

T. 01249 706414 | www.wiltshire.gov.uk



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