

**Memo**

**To:** Maggie Jones  
Licensing Officer

**From:** Annabel Wilkinson  
Environmental Health Officer

**cc:**

**Your Ref:**

**Date:** 1 June 2011

**Our Ref:** 11/01041/LICONP/AW/lw21.5

**Tel N°:**

**Application for Premises Licence  
The Old Fire Station, The Close Warminster**

The premises are situated right alongside residential property and there are other residential premises in the near vicinity. There is shown a small outdoor area, which seems to be enclosed by a wall and which I can see is proposed as a smoking area.

The proposal description is for "conversion of the ground floor, to provide a wine bar and disco".

I note that the hours proposed are up to 2am on three nights of the week and 1am for two others. I also note that the application is for live and recorded music to the same hours and that a dance floor is shown and a DJ booth mentioned.

The applicant is proposing amplified music but has provided no calculations to demonstrate that this can be undertaken without causing undue loss of amenity to neighbours or any proposals to avoid noise breakout. Whilst I acknowledge that there is some detail of various management controls proposed, these do not yet address the principle of the proposal.

I have major doubts as to whether this proposal is capable of taking place without causing public nuisance due to noise breakout. There are three dwellings within about 15 metres of the premises and others in the vicinity. In the absence of any more detailed proposals I must object to the proposal as it stands.

It is possible that my objection could be addressed by modifying the proposal to significantly reduce the music element in the proposal.

  
Graham Steady  
Public Protection Manager  
Environmental Control and Protection

Copy to the applicant:

Mr James Beanland  
53 Boreham Road  
Warminster  
Wiltshire BA12 9JX

Consultation  
 Period finishes  
 3.6.2011

# 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 Section to confirm this date.

In the Licensing Act 2003, the term 'vicinity' is used with particular reference to those 'interested parties' who may lodge Representations to applications for Premises Licences and who may make Representations concerning existing Premises Licences. Although the Act does not define the term 'vicinity' it does define the term an 'interested party' as 'a person living in the vicinity, a body representing persons living in the vicinity, a person involved in a business in the vicinity, a body representing those persons' or a member of the relevant Licensing Authority (ie, elected Councillor).

Premises about which Representation is being made	THE OLD FIRE STATION, THE CLOSE, WARMINSTER		
Your Name	MARK BRASSINGTON		
Postal Address	28 HIGH STREET WARMINSTER WILTS BA12 9AF		
Contact Telephone Number	01985 217373		
Are you:	Yes	No	
• A person who lives in the vicinity?	✓		
• A person who operates a business in the vicinity?	✓		
• A person representing residents or businesses in the vicinity?		✓	
• A member of the Relevant Licensing Authority (ie, elected Councillor of the Licensing Authority in which the premises is situated)?		✓	
If you are representing residents or businesses in the vicinity please list those residents or businesses who have asked you to represent them			

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.

OBJECTIVES	EVIDENCE
1. The prevention of harm to children	
2. To prevent public nuisance	see attached

X

OBJECTIVES	EVIDENCE
3. To prevent crime and disorder	see attached
4. Public Safety	see attached

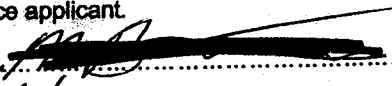
Please list below any suggested actions that you feel the applicant could take to address your concerns.

Soundproof entire building

If a hearing needs to be held to determine the Premises Licence Application, the Councillors 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.

Signature .....  .....

Date ..... 1/6/11 .....

Please return this form, along with any additional sheets, to the Licensing Officer at the Wiltshire Council Office covering the area in which the licensed premises are situated (see below):

- Chippenham: Wiltshire Council, Monkton Park, Chippenham, Wiltshire, SN15 1ER
- Devizes: Wiltshire Council, Browfort, Bath Road, Devizes, Wiltshire, SN10 2AT
- Salisbury: Wiltshire Council, 27/29 Milford Street, Salisbury, SP1 2AP
- Trowbridge: Wiltshire Council, Bradley Road, Trowbridge, Wiltshire, BA14 0RD

The Planning Committee  
Wiltshire Council  
Bradley Road  
Trowbridge

1 June 2011

Dear Sirs,

The Old Fire Station, The Close, Warminster, Wilts

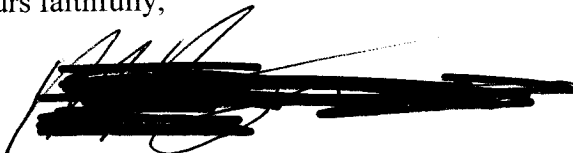
I am writing to object to the planning application on the above premises. I feel a drinking venue would be totally out of keeping within a residential area, especially next to sheltered housing.

Although our address is High Street the front door to our private accommodation and premises is in The Close. We are in fact the next building heading south from the Old Fire Station and our bedroom overlooks The Close at street level. As such we are already subject to abuse from drunken revellers not to mention broken windows and urinating on our property, including once, literally through the letter box.

As no smoking is allowed indoors I feel that groups of smokers would gather on the street causing an added traffic hazard, the pavement is extremely narrow at this point and The Close is already subject to illegal parking, especially on nights when the Athenaeum theatre is in use. The combination of illegally parked vehicles and people milling in the road would cause real danger, including blocking access for emergency vehicles and buses, not to mention the noise and litter levels. One only has to look outside some establishments in town to see the level of smoking related fouling on the pavements.

The licence application also states that it will be promoting live music, dancing and recorded music. If this is the case there will be considerable noise from the premises late into the night which is not acceptable in a clearly residential area. The square footage of the premises does not seem conducive with this aim and therefore I would consider this dangerous. Also significant sound proofing would need to be done, to ensure music and incessant drum beats were not heard or felt by neighbouring properties, reducing the quality of our living environment. Prevention of egress to smoking areas of this music and noise would also need to be considered.

Yours faithfully,



Mark Brassington  
28 High Street Warminster BA12 9AF 01985 217373  
Cc. licensing officer, Wiltshire Council

Consultation  
Period finishes  
3.6.2011

# Wiltshire Council

Where everybody matters

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Premises about which Representation is being made	THE OLD FIRE STATION, THE CLOSE, WARMINSTER		
Your Name	JACQUI TATNALL		
Postal Address	28 HIGH STREET WARMINSTER WILTS BA12 9AF		
Contact Telephone Number	01985 212373		
Are you:	Yes	No	
• A person who lives in the vicinity?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
• A person who operates a business in the vicinity?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
• A person representing residents or businesses in the vicinity?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
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All Representations in their entirety, including your name and address, will be disclosed to the Premises Licence applicant.

Signature [Redacted Signature]

Date 2 JUNE 2011

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Jacquie Tatnall  
28 High Street Warminster BA12 9AF 01985 217373  
Cc. licensing officer, Wiltshire Council