
From: Malcolm Hewson [mailto:malcolm.hewson@btinternet.com]
Sent: 13 May 2010 21:28
To: Jones, Maggie
Cc: jim.jazz2@talktalk.net; Rosemary Brown; Clerk Town
Subject: Bear Opening Hours - Bradford on Avon

Dear Maggie,

I have to add my voice to the concerns expressed regarding the opening hours proposed for the Bear Pub in Bradford on Avon – and also to the provision of live-music until 12:00 midnight.

For the absence of doubt, the pub is (just) within the division that I serve on Wiltshire Council, but I have copied this to Rosemary Brown, whose division starts a few steps up the way.

Rather than have to deal with my ignorance over licensing definitions, it would be better if I said what I believe to be fair and reasonable:

- Clearly, the building has a history as a pub – and it would not be reasonable to set this aside. But it is a pub within a residential area – albeit one in which there are many commercial buildings. A glance at the electoral roll will show just how many people live in the very immediate vicinity.
- On these grounds, I would suggest that a license to no later than 11:30pm would be appropriate and that live music should need to be applied for on a case-by-case basis.
- I recognise that there are other pubs close by – including the Bunch and Grapes and the Kings Arms - and I guess that some consideration should be given to the licenses that they enjoy but it cannot be right to allow opening until 1:30am.

Can you tell me when this matter will be considered?

Yours Sincerely,

Malcolm Hewson

Malcolm Hewson, Liberal Democrat Councillor for Bradford on Avon South. Tel: 01225 870962, M: 07918 146583.

42 Avonfield Avenue, Bradford on Avon

<http://malcolmhewson.mycouncillor.org.uk/>

26/05/2010

Received
20.5.10

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 BEAR, SILVER ST.		
Your Name	SG + P.E VOLK		
Postal Address	9 COPPICE HILL BRADFORD-ON-AVON BA15 1JT		
Contact Telephone Number	01225 802281		
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 type="checkbox"/>	<input type="checkbox"/>	
• A person representing residents or businesses in the vicinity?	<input type="checkbox"/>	<input type="checkbox"/>	
• A member of the Relevant Licensing Authority (ie, elected Councillor of the Licensing Authority in which the premises is situated)?	<input type="checkbox"/>	<input type="checkbox"/>	
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	A late licence for live music would create nuisance to local residents after 11.30

OBJECTIVES	EVIDENCE
3. To prevent crime and disorder	PREVIOUS EXPERIENCE SHOWS LATE LICENCE/DRINKING ENCOURAGES ROWDY + DISRUPTIVE BEHAVIOUR IN BRAN-A. (experience with the old KINGS Arms)
4. Public Safety	See above + below

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

LIVE MUSIC ONLY 'TIL MIDNIGHT.
 IN SUMMER MONTHS PEOPLE SHOULD BE DISCOURAGED
 hanging about in street.
 LIVE MUSIC should not be allowed overnight —
 amplified music comes from the BEAR and can be
 unbearable trying to sleep.

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 S. V. L. K.

Date 16 May 2010

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

Received
19.5.10.

Wiltshire Council

Where everybody matters

REPRESENTATION FORM

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Premises about which Representation is being made	THE BEAR, SILVER ST, BRADFORD-ON-AVON	
Your Name	MISS C PUGH	
Postal Address	THE FLAT, 11 SILVER ST, BRADFORD-ON-AVON BAIS 1JZ	
Contact Telephone Number	01225 865290	
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 type="checkbox"/>	<input checked="" type="checkbox"/>
• A person representing residents or businesses in the vicinity?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
• A member of the Relevant Licensing Authority (ie, elected Councillor of the Licensing Authority in which the premises is situated)?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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	My 14 yr old son's bedroom is directly opposite The Bear - clearly he is going to suffer if it is allowed to stay open until 1.30 am every day!
2. To prevent public nuisance	• When The Bear had live music a few years ago, the noise was unbearable. • Even with sound proofing, the 'thump' can be heard, which is just as annoying.

OBJECTIVES	EVIDENCE
3. To prevent crime and disorder	Previously, every weekend there was noise, arguments, etc outside The Bear, now it could be every night. The premises may have changed, but the clientele won't with the proposed operating hours!
4. Public Safety	

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

Not stay open until 1:30 am every night - simple!

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 *Chap*

Date *17/05/10*

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

Received
20.5.10.

Wiltshire Council

Where everybody matters

REPRESENTATION FORM

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Premises about which Representation is being made	The Bear Public House, Silver Str., BanA	
Your Name	MARY GRESSON	
Postal Address	4 - 13 SILVER STREET BRADFORD ON AVON BA15 1JY	
Contact Telephone Number	01 225 86 93 85	
Are you:	Yes	No
• A person who lives in the vicinity?	Yes	
• A person who operates a business in the vicinity?		No
• A person representing residents or businesses in the vicinity?		No
• A member of the Relevant Licensing Authority (ie, elected Councillor of the Licensing Authority in which the premises is situated)?		No
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 sheet

At night Silver Street is a dormitory for residents in most of the buildings in the Street, to whom it would be an intolerable nuisance to be subjected to a volume of sound not of their own choosing until midnight, and to the noise of departures and arrivals until five in the morning. In the wholly residential area immediately to the north of Silver Street, nobody would be immune from the same loss of amenity.

There is also the risk of this application, if granted, being the thin^{end} of a wedge of similar applications from eg the three licensed premises in the new Kingston Mills development (which will also include residential housing within earshot of them), and other public houses as well as the two takeaway outlets already established in Silver Street

OBJECTIVES	EVIDENCE
3. To prevent crime and disorder	If not actual crimes, certainly disorder. Late night drinking is often followed by window breaking, vandalising of parked cars and public nuisances, eg vomiting and urinating in the streets and entrances.
4. Public Safety	

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

1. Cease providing live amplified music at before 10 p.m.
2. Cease selling alcoholic drinks before 10 p.m.
3. Close at 11 p.m.

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 Mary Gresson

Date 13 Silver Street

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

01225 865029

4 Whitehill,
Bradford-on-Avon,
Wiltshire BA15 1SG.

May 20, 2010.

Maggie Jones,
Licensing Officer,
Wiltshire Council,
165 Bradley Road,
Trowbridge,
Wiltshire BA14 0RD.

24 MAY 2010

Dear Ms Jones,

Re: Licensing application, The Bear Public House, Silver Street, Bradford-on-Avon.

I wish to object to the Bear's application to serve hot food and drinks to 5am every day and to host live music till midnight every day.

My house is approximately 50 metres from the pub and, from past experience, my wife and I are concerned about the possible noise disturbance. There are already two pubs in the road (and, before the Bear closed, there were three) so our experience is extensive.

As regards the application to open to serve food and drink until 5am, our experience is that the noise does not stop then. Closing time is inevitably followed by shouting, laughter and loud conversation in the street as groups of merry-makers part company and this is followed by the slamming of car doors as taxis come to pick people up. These sounds can continue for up to an hour.

At the moment such sounds from the existing the pubs and restaurants are bearable because they normally end around midnight and if you live in a town centre you must expect some disturbance – we ourselves use the pubs and restaurants in the town. However, if the noise were to take place in the middle of the night it would be intolerable.

As regards the music, we were frequently disturbed late at night when the Bear was open previously. This was partly because, although the pub fitted soundproofing and the door and windows had to be kept closed, this was frequently ignored if the weather was hot or the pub was crowded. One might be able to tolerate the music disturbance on Friday and Saturday nights, say, but certainly not during the rest of the week.

A second problem when music was played was that it attracted groups of young people from the town and surrounding villages. These would often drink too much and cascade out onto the street holding up traffic, chucking rubbish bags about and generally causing a disturbance, as well as risking their own lives. There is no

pavement outside the pub which is on a blind bend (from the downhill direction). My wife and I had several times to call the police because fights had broken out in the street between groups of young people leaving the Bear.

Finally, I am concerned that established pubs and restaurants (and some new restaurants) in the town are going to be hit by this new competition. They are already struggling to survive the recession. Why make things harder for them?

Yours sincerely,

A handwritten signature in black ink that reads "Robert Senior". The script is cursive and somewhat informal.

Robert Senior

Jones, Maggie

From: Molly Worlidge [molly.worlidge@btinternet.com]
Sent: 20 May 2010 10:52
To: Jones, Maggie
Subject: Re: The Bear Public House, Bradford on Avon

I wish to confirm that my Husband and I live within a minutes walk of the Bear Public House in Silver Street and that our address is:

The Dower House,
 21 Woolley Street,
 Bradford on Avon, BA15 1AD.

I am sorry if I did not make this clear in my previous email to you on Ma 17th.

Molly Worlidge

----- Original Message -----

From: Jones, Maggie
To: 'Molly Worlidge'
Sent: Monday, May 17, 2010 4:48 PM
Subject: RE: The Bear Public House, Bradford on Avon

Dear Ms Worlidge

Thank you for your email regarding the above application. Please can you confirm in writing your full address details as I am required to ensure that you are a person living or working in the vicinity of the premises in order to accept your representation.

Thank you
 Maggie Jones
 Licensing Officer

From: Molly Worlidge [mailto:molly.worlidge@btinternet.com]
Sent: 17 May 2010 16:31
To: Jones, Maggie
Subject: The Bear Public House, Bradford on Avon

It has been brought to our notice that THE BEAR is to ewopen in the near future and is applying for some outrageous hours.

To open every day until 1.30am
 To serve hot food and drinks until 5am
 To host live music till midnight every day

The bear is in Silver Street, a very short narrow street which is commercial with shops, take aways etc. Many of these have flats above them whose residents will not want to be hounded by the excess noise of revellers and extra traffic. Silver Street runs into Woolley Street about 100 yards from the Bear and is entirely residential.

With Silver Street being:

A) Narrow

B) with high buildings

the noise from the pub will speedily whistle up the street causing constant annoyance and frustration to residents who will not want music blaring forth until 5am. We can only hope that, the Council in its wisdom would never give permission for these hours. Added to which, and most importantly, there is no parking in Silver Street and precious little in the first part of Woolley Street.

PLEASE do not allow this application for further than normal licensing hours

This email has been scanned by the MessageLabs Email Security System.
 For more information please visit <http://www.messagelabs.com/email>

Jones, Maggie

From: Richard Green [richard.e.green@btinternet.com]
Sent: 20 May 2010 16:33
To: Jones, Maggie
Cc: duncan@duncanhames.org.uk
Subject: Re: OBJECTION - The Bear Public House, Silver Street, Bradford-on-Avon
Importance: High

Attn: Maggie Jones (Licensing Officer)

Dear Madam,

My family and I reside at 13, Whiteheads Lane, Bradford-on-Avon - literally across the road from the Bear public house in Silver Street.

We have recently learnt that the Bear is soon to re-open and write to voice our strong objections to:

1. the Bear being allowed to open to 1.30 a.m. everyday
2. the Bear being allowed serve food and drinks until 5.00 a.m. every day
3. the Bear being allowed to host live music until midnight every day

Since last year's closure of the 'old' Bear pub, relative peace and order has been restored to the neighbourhood.

When open (one could hear the jukebox/karaoke a mile away, such was the din), the Bear attracts a young (looking at them, possibly even underage) clientele - a good number of which would, at ungodly hours (and especially so at weekends), pour (quite literally!) out onto the main road and urinate, vomit, collapse, pass out, sing, fight, throw bottles and smash drinking glasses into the road, kick over neighbourhood rubbish bags and bins and otherwise generally cause mayhem.

This rowdy and often intimidating behaviour in the past led me on more than one occasion to call for the police - who, I must add, were not often to be seen policing this venue in uniform and preventing this all too frequent anti-social behaviour from blighting our neighbourhood in the first place.

That the Bear, with its appalling history, is even being allowed by you to re-open at all as a pub is an affront to all of us who live in this neighbourhood and I strongly urge you to reconsider granting your various licensing permissions in this case, please.

If you have any queries or require any clarification whatsoever, then please don't hesitate to call me on the number below. Thank you.

Yours faithfully,

Richard Green
local resident
01225-867388

20/05/2010

21 MAY 2010

The Licensing Officer
Wiltshire Council
Bradley Road
TROWBRIDGE
Wilts.

13 Whitehill
Bradford on Avon
Wilts.
BA15 1SG

21 May 2010

Dear Madam

We write to object to the application to extend licensed hours, proposed for the Old Bear public house.

We are affected by the noise of live music which carries in Bradford, as the town has the shape of a natural amphitheatre.

Whitehill is also frequently adversely affected by disturbance from revellers returning home and by damage to parked cars. Our house abuts the pavement and we are disturbed by rowdy behaviour and 'knock and run' tactics late at night. Whilst this may not be solely by customers of the Bear, it has diminished somewhat during the time the pub has been closed for renovations.

We suggest that midnight is a more than appropriate end time for the sale of alcohol and for live music throughout the week, and certainly for Sundays to Thursdays inclusive. Taking account of drinking up time, disturbance to neighbours occurs for up to an hour after this time.

It is widely accepted that the deregulation of licensing hours has not been successful and ministers have pointed, in mitigation, to the powers of local authorities to set hours appropriate to their local communities.

We trust you will carefully consider our objection, taking account of the circumstances where licensed premises are in close proximity to residential properties.

Yours faithfully



C and J Dale

Received.
20.5.10.

*Hope Cottage
20 Silver Street
Bradford on Avon
BA15 1JZ*

18th May, 2010

Mrs Maggie Jones
Licensing Officer (West Hub)
Wiltshire Council
Bradley Road
Trowbridge BA14 0RD

Dear Mrs Jones

We understand that the Bear Public House has applied for a licence to open every day until 1.30 am every day and to host live music till midnight every day.

We live at 20 Silver Street Bradford on Avon and experienced the Bear hosting music events before it closed previously. The problem is that in that location noise from the music even when the doors and windows are closed reverberates from the buildings up the street and is unacceptably noisy. To make things worse in the Summer the venue gets hot and the doors and windows are opened causing the sound to be magnified.

The previous licence allowed music until 11.00 at the weekends but it rarely stopped until some time after that with happy but rowdy and slightly drunk people leaving the venue between 11.30 and midnight causing further problems as they shout and generally make a noise on their way to their cars parked around the area or home on foot. We are concerned that a finishing time for the music of midnight and a closing time of 1.30 am will make the problem much worse.

We and the many other residents of Silver Street and the lower end of Woolley Street and the area around will be severely affected by this unacceptable infringement into our lives and we will be prevented from enjoying our homes and sitting out in our gardens. Furthermore, my wife and I both work and have to leave home soon after 07.00 each morning meaning the alarm goes off at 05.45. If we are to suffer excessive noise until 1.30 am through until 2.00 am we will not be able to get sufficient sleep.

On this basis we must strongly object to this application. Please advise how this should be done,

Yours sincerely


Ray & Elaine Crabbe

Received
20.5.10.

May 17th 2010

The Barn
Whitehill
Bradford on Avon
Wiltshire
BA15 1SG

Dear Maggie Jones,

I'm writing about the

Bear in B & A which is to open again
soon. I'm really pleased about this and
keen for businesses here to do well.

I am a bit concerned that the
owners have applied for a license to:-

• be open every day till 1.30

• have live music every day till midnight

(There is also a rumour that they are
applying to serve food + drink till 5 am,
but if you're not open, I don't see how
you can.)

This is quite a residential area and I'd

be concerned of the potential noise,
and maybe other disturbance, that it
could lead to, if these 2 measures
are granted.

Please consider this when you are
making your judgements. I really do
want them to do well - just think
there needs to be some balance.

Yours sincerely

Louise Pyper.