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It seems that if agreed, this proposal would facilitate a very substantial change from A5 takeaway from the front of the ground floor (back was used as storage and the garden used by tenants of the residential dwelling upstairs) to a fully operational restaurant with alcohol licence.

The side return, which would facilitate the use of the premises as a restaurant, is unlawful as no planning permission for this has been granted by the Council. From the submitted plan it seems that the main sitting area of the operational restaurant is proposed to be located at the back of the property with provision for 20 seats. If granted, the alcohol license will create an atmosphere where the alcohol will be served from 11 am until 10:30 pm every day of the week in a room which previously was used for storage. This will undoubtedly have a huge negative impact on our right to a quiet enjoyment of our property immediately adjacent to the proposed restaurant. It is noted that the plan accompanying the licence application does not include, within the red edging, the rear garden and I assume that this means that the rear garden does not form part of the application.

However, there is an access to the garden through the door on the plan, which means a strong possibility of the restaurant entertainment, music from 11 am to 11 pm, smoking and drinking spilling over to the garden. I understand that no noise pollution test is included in the application. The use of the rear garden of the premises in connection with the restaurant within the building, including the consumption of alcohol and the provision of entertainment (if, indeed, that is what is proposed), would be unacceptable due to the probable nuisance, noise, smoke pollution and general disturbance caused to adjacent residential properties, [REDACTED] and [REDACTED]. In view of the very close proximity of residential premises, any use of the rear garden of 58 College Road as a restaurant would be contrary to the licensing objective of preventing public nuisance (see sections 4(2)(c) and 46(a) of the Licensing Act 2003). As a resident, I object to the licence to be granted and would request a hearing at which I would like to have a chance to speak.