

# Public Document Pack



**BARRY KEEL**  
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[www.plymouth.gov.uk/democracy](http://www.plymouth.gov.uk/democracy)

Date: 13/08/10 Telephone Enquiries 01752 304022 Fax 01752 304819  
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## **LICENSING SUB COMMITTEE (MISCELLANEOUS)**

**DATE: TUESDAY 24 AUGUST 2010**  
**TIME: 11.00 AM**  
**PLACE: COUNCIL HOUSE, PLYMOUTH (NEXT TO THE CIVIC CENTRE)**

**Members –**  
Councillors Mrs Bowyer, Drean and Gordon.

**Fourth Member –**  
Councillor Wright

***Members are invited to attend the above meeting to consider the items of business overleaf***

***Members and Officers are requested to sign the attendance list at the meeting.***

**BARRY KEEL**  
CHIEF EXECUTIVE

## LICENSING SUB COMMITTEE (MISCELLANEOUS)

### PART I (PUBLIC COMMITTEE)

#### AGENDA

**1. APPOINTMENT OF CHAIR AND VICE-CHAIR**

The Committee will appoint a Chair and Vice-Chair for this particular meeting.

**2. APOLOGIES**

To receive apologies for non-attendance submitted by Committee Members.

**3. DECLARATIONS OF INTEREST**

Members will be asked to make any declarations of interest in respect of items on this Agenda.

**4. CHAIR'S URGENT BUSINESS**

To receive reports on business which, in the opinion of the Chair, should be brought forward for urgent consideration.

**5. VARIATION OF PREMISES LICENCE - MAXINES, 89-91 (Pages 1 - 16)  
UNION STREET, PLYMOUTH**

The Director for Community Services will submit a report on the variation of a premises licence.

**6. GRANT OF PREMISES LICENCE - ELBURTON (Pages 17 - 22)  
METHODIST CHURCH, SPRINGFIELD ROAD,  
PLYMOUTH**

The Director for Community Services will submit a report on the grant of a premises licence.

**7. EXEMPT BUSINESS**

To consider passing a resolution under Section 100A(4) of the Local Government Act 1972 to exclude the press and public from the meeting for the following item(s) of business on the grounds that it (they) involve(s) the likely disclosure of exempt information as defined in paragraph(s) of Part 1 of Schedule 12A of the Act, as amended by the Freedom of Information Act 2000.

## **PART II (PRIVATE COMMITTEE)**

### **MEMBERS OF THE PUBLIC TO NOTE**

that under the law, the Sub-Committee is entitled to consider certain items in private. Members of the public will be asked to leave the meeting when such items are discussed.

Nil.

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**CITY OF PLYMOUTH**

**Subject:** Maxines, 89 - 91 Union Street, Plymouth.  
Variation of Premises Licence

**Committee:** Licensing Sub Committee (Miscellaneous)

**Date:** 24 August 2010

**Cabinet Member:** Community Services Street Scene Waste and  
Sustainability  
Councillor Michael Leaves

**CMT Member:** Director for Community Services

**Author:** Peter Clemens  
e-mail: licensing@plymouth.gov.uk

**Contact:** (01752) 305465

**Ref:** ERS/LIC/PREM

**Part:** I

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**Executive Summary:**

An application has been received from Foot Anstey Solicitors on behalf of Mr Neil McTighe in respect of Maxines 89 – 91 Union Street, Plymouth for the variation of the premises licence under Section 34 of the Licensing Act 2003.

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**Corporate Plan 2010- 2013:**

This report links to the delivery of the corporate improvement priorities. In particular:

1. Informing and involving residents.
  2. Improving culture and leisure activities.
- 

**Implications for Medium Term Financial Plan and Resource Implications:  
Including finance, human, IT and land**

Not applicable.

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**Other Implications: eg. Section 17 - Community Safety, Health and Safety, Risk Management, Equalities Impact Assessment, etc.**

Members should be aware that Section 17 of the Crime and Disorder Act 1998 puts a statutory duty on every Local Authority to exercise its various functions with due regard to the need to do all that it reasonably can do to prevent crime and disorder in its area.

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**Recommendations and Reasons for recommended action:**

That Members consider this report.

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**Alternative options considered and reasons for recommended action:**

None.

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**Background papers:**

Application.  
Licensing Act 2003.  
Guidance issued under Section 182 Licensing Act 2003.  
Council's Licensing Policy.

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**Sign off:**

Head of Fin		Head of Leg		Head of HR		Head of AM		Head of IT		Head of Strat Proc	
Originating CMF Member											

## 1.0 BACKGROUND

1.1 On the 29<sup>th</sup> June 2010 the licensing department received an application from Foot Anstey Solicitors on behalf of Mr Neil McTighe in respect of Maxines 89 – 91 Union Street, Plymouth for the variation of an existing licence under Section 34 of the Licensing Act 2003.

### 1.2 Details of variation

<b>Current Licensable Activities</b>	<b>Variation Application</b>
<p><b><u>(f) Recorded Music</u></b> (Indoors)</p> <p>Hours Mon to Sun 10.00hrs to 08.00hrs</p> <p>Non Standard Timings. New Years Eve up to 24hrs</p>	
<p><b><u>(j) Provision of facilities for dancing</u></b> (Indoors)</p> <p>Hours Mon to Sun 10.00hrs to 08.00hrs</p> <p>Non Standard Timings. New Years Eve up to 24hrs</p>	
<p><b><u>(l) Late Night Refreshment</u></b></p> <p>Hours Mon to Sun 23.00hrs to 05.00hrs</p>	
<p><b><u>(m) Supply of Alcohol for consumption ON and OFF the premises.</u></b></p> <p>Hours Mon to Sun 10.00hrs to 08.00hrs</p> <p>Non Standard Timings. New Years Eve up to 24hrs</p>	
<p><b><u>(o) Hours premises are open to the public</u></b></p> <p>Hours Mon to Sun 10.00hrs to 08.30hrs</p> <p>Non Standard Timings. New Years Eve up to 24hrs</p>	

### 1.3 Variation application.

The nature of the proposed variation is;

The applicant would wish the condition preventing the admission of customers after 4am till close of business on Friday and Saturday nights to be removed.

Likewise the condition that there will be no re-entry of any customers who have left the premises after 04.00hrs under any circumstances.

All other aspects of the licence to remain the same.

1.4 Representations have been received in respect of this application.

### 1.5 Cumulative Impact Policy

This application does fall within an area to which the Cumulative Impact Policy applies and creates a rebuttable presumption that applications for new licences or variations to existing ones which are likely to add to the existing cumulative impact will normally be refused unless the applicant can demonstrate in their operating schedule that there will be no negative cumulative impact on one or more of the licensing objectives if the application were granted.

## 2.0 RESPONSIBLE AUTHORITIES

2.1 Devon & Cornwall Constabulary – have made representation under the Prevention of Crime and Disorder objective (Appendix 1).

2.2 *Environmental Health* – no representations

2.3 *Devon & Somerset Fire & Rescue Service* – no representations.

2.4 *Trading Standards* – no representations

2.5 *Planning Officer* - no representations.

2.6 *Child Protection* – no representations

2.7 *Health & Safety Executive* – no representations.

## 3.0 INTERESTED PARTIES

1 – letter of representation has been received from a resident living within the vicinity of the premises (Appendix 2).

9 – letters were received in support of the application 8 of which from residents living within the vicinity of the premises (Appendices 3 – 10).



#### **4.0 CONSIDERATIONS**

4.1 The Committee is obliged to determine this application with a view to promoting the licensing objectives which are:

- the prevention of crime and disorder;
- public safety;
- the prevention of public nuisance;
- the protection of children from harm.

In making its decision the Committee is also obliged to have regard to the guidance issued under section 182 of the Licensing Act 2003 and the Council's own Licensing Policy and the representations (including supporting information) presented by all the parties.

The Committee must take such of the following steps as it considers necessary for the promotion of the licensing objectives:

1. Modify the conditions of the licence
2. Reject the whole or part of the application;  
and for this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition is added.

The Committee is asked to note that it may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be necessary in order to promote the licensing objectives.

Our ref:

Your ref:

Licensing officer  
Department of Development  
Licensing Unit  
Civic Centre  
Plymouth PL1 2EW

Alcohol Related Crime Reduction  
(Licensing) Office  
Charles Cross Police Station  
Hampton Street  
Plymouth PL4 8HG

26 July 2010

Telephone: 01752 720464

Dear Mr Clemens/Ms Price

**Re: Application to Vary the Premises Licence for Maxines, 89-91 Union Street, Plymouth.**

On the 30<sup>th</sup> June 2010 the Devon and Cornwall Constabulary received an application to Vary the Premises Licence of the above named.

The variation of the Premises Licence is to remove two conditions set out in Annex 3 of the Licence. These were placed on the licence following an Expedited Review hearing on the 11<sup>th</sup> December 2009.

The two conditions are:

- 15. There will be no admission to customers after 04.00hrs to close of business.
- 16. There will be no re-entry of any customers who have left the premises after 04.00hrs under any circumstances.

The Devon and Cornwall Police seek to object to the removal of these conditions, as to do so, would undermine the licensing objective of the prevention of crime and disorder.

Yours sincerely

---

Mr F T Prout  
Alcohol Related Crime Reduction (Licensing) Officer

**Objection: Maxine's**

Tuesday, 20 July, 2010 17:41

To: "Marie (DEVELOPMENT) Price" <Marie.Price@plymouth.gov.uk>

Devonshire House,  
Union Street  
Plymouth  
Devon  
PL1 3HE  
01752



21st July 2010

Dear Sir/Madam,

I hereby wish to object to Maxine's Licensing restrictions being lifted.

I live opposite the venue in a diagonal direction and I fear that the lifting of these restrictions will cause a Public Noise Nuisance during the early hours of the morning. I also feel that there will be Crime and Disorder issues as there are already two venues very close by that operate early hours drinking.

The Crime and Disorder Issue is such that we are regularly woken by early morning/late night fights outside of Choo Choo's nightclub and I fear that patrons of Maxine's will view the situation as an opportunity to encourage the antagonists or even partake in the violence if they are in an inebriated state.

The Public Noise Nuisance Issue is more pressing to myself and my family. As I have mentioned before we live diagonally opposite Maxine's and our bedroom overlooks the Octagon Roundabout, therefore encompassing the venue. We have had to contact the proprietor several times to ask them to close the main door as it was propped open and we were able to name the song that was playing and even the artist. All this while lying in our beds after 11pm!! With the smoking ban now in force I feel that large groups of people will congregate outside the venue during the early hours to smoke and chat (or shout in some cases).

I have a 2 year old Daughter and a teenage Daughter and I'm therefore up very early, normally between 5am and 6.30am. If the licensing restrictions are lifted I feel my sleep will be even more broken than it already is and this will affect my reactions and performance during the day. My husband and I are already having to nap during the day at weekends as we are being disturbed on a regular basis by another nearby venue. I don't think we could manage to function properly with any more disturbed nights!!

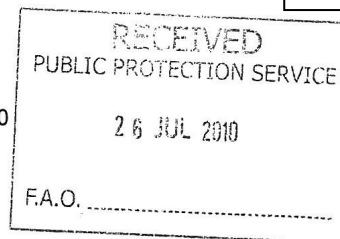
In short I feel that Maxine's license should be left as it is.

Thank you for your time,

Mrs

Flat  
Phoenix Street  
Plymouth  
PL1 3DN

23<sup>rd</sup> July 2010



Dear Sir,

**Maxines Night Club, Union Street Plymouth**

I write in response to the notice recently placed in the Evening Herald regarding the above, and the decision whether or not to remove the 4am restriction on trading.

I am a resident of the area, and frequently attend Maxine's in the evening and early morning. I have always found this club to be well run, and most importantly safe. The owners run a very "tight ship", where there is rarely any evidence of confrontation or violence. I am confident that if there were, then it would be dealt with very quickly and professionally. I have found that this is not the case in other clubs in town, and I must say that most people that I talk to feel the same way.

From time to time I do attend clubs Maxines late at night and early in the morning, and the reasons that I go there are illustrated above. I do not feel comfortable in any other clubs, and friends that I may be with often comment on the feeling of security that they have there. Recently, having not initially been aware of the restriction, I have of course not been able to enjoy the premises, after 4 am, and this has very much curtailed the evening and spoiled it for us all.

I would also say that to me it makes much more sense to have a club open, with the associated controls and discipline, than to have groups of frustrated revellers with only limited places to go, and with other clubs not as well run as Maxines. This would of course be of benefit to local residents.

I hope that you will consider my remarks seriously, and return this valuable benefit to the local community and to Plymouth revellers generally.

Your sincerely

RECEIVED PUBLIC PROTECTION SERVICE
26 JUL 2010
F.A.O. ....

Phoenix Street  
Plymouth  
PL1 3NW

Dear Sir

I am writing with regards to the restriction of A ododc at maxines, I used to meet my friends at maxines every Saturday where we always had a fantastic time, Sadly this has stopped because many of my friends are like me and work as bar staff at other venues we do not finish working untill 4 am and after, I do not like socialising in any of the other venue's that are open at that time because I don't feel as safe at those places as I did in maxines. I was always looked after well and was always able to enjoy myself without any problems which I cannot say alot of the other venues in Union Street so I ask please drop this restriction on maxines.

Yours Sincerely

RECEIVED
PUBLIC PROTECTION SERVICE
26 JUL 2010
F.A.O. ....

Phoenix Street  
Plymouth  
PL7 3NW

Dear Sir,

I am writing with regard to the restriction of the 4<sup>o</sup> Clock License at maxines. As a regular Customer I always enjoy my nite in the Club meeting up with friends and having fun, but the nite is cut short due to the 4<sup>o</sup> Clock License and theres nowhere else to go after that I can be myself and feel safe and comfortable where I can socialise with good friends. I always have a fab time in maxines. Please may this restriction on maxines be dropped.

yours Sincerely

19<sup>th</sup> July 2010

**Re : Neil Duncan McTighe – Maxines, 91 Union Street, Plymouth. PL1 3NB**

I write regarding the above-named premises and the current conditions attached to the licence which prevents entry, or re-entry, after 04.00hrs.

As an operator of licensed premises in Union Street, The Clipper Inn, I would certainly want to see all those in the sector operating within the licensing objectives and in a responsible manner.

The current restrictions regarding the 04.00hrs stop on entry does not in my opinion work in the best interests of the area, nor the city's towards development in hospitality and leisure industry.

Union Street is presently recognised as the centre and main provider of licensed hospitality within the city's evening and night time economy after 2am. For a city of this size this hospitality facility is small and well contained geographically, advantageous for access and control. There are not, however, enough premises catering, nor being encouraged to trade between 02.00 and 06.00hrs which puts enormous pressure on those who do operate, for instance The Clipper Inn.

*The demand for licensed hospitality during this period is established. The Clipper Inn currently has a capacity of 85 and, due to the lack of alternative venues, this can result in queues for entry and lead to frustrated users of the evening and night economy.*

With plans to improve the visitor economy offered, through initiatives such as the Waterfront Partnership & improved marketing, the City Centre Company and its proposed appointment of an ENTE Manger by 2012 and the potential increase from major events such as the Olympics, Transat and World Cup, the demand for extended availability of venues will certainly increase.

I take the view therefore that this condition should be lifted and Maxine's should be permitted to remain open for business beyond 04.00hrs. Individual premises, operating past 02am daily cannot meet the current demand and the absence of other operators can place undue strain on individual premises. This is reinforced by police statements suggesting that groups and individuals are associated with the Clipper Inn when in fact they are not our customers; they just gravitate towards my premises as nowhere else is open.

Whilst I personally would like to see an extension of 24 hour licensing across the city, to all its recognised hospitality districts, I accept that this activity is best restricted to one contained and clearly defined geographical area at the present time so as to ease policing pressures, direct control and which has both immediate transport & takeaway food to hand. Multiple premises offering a night time facility in one area would surely offer an enhanced experience for both resident and visitor alike, when using our city's evening and night time economy in the Octagon Union Street area.

I trust my points will be taken into consideration when reviewing Maxine's operating schedule and also in relation to the district's other evening and night time operators and the potential to further development within the city's Hospitality License and Leisure Retail Sector in the future.

Yours faithfully,



late, and have  
 been refused entry  
 not realising the  
 time. Please can you  
 consider this letter  
 when you review the  
 restrictions on Maxines

Thankyou.

5

RECEIVED PUBLIC PROTECTION SERVICE
26 JUL 2013
F.A.O.

Flat  
 Hobart<sup>st</sup>  
 Stone House  
 PL1-3AG.

Dear Sir,

I am writing  
 to you in support of  
 Mr & Mrs McTighe  
 (Maxines) to lift their  
 4am restriction. I used  
 to stay till 8am and  
 always had a great  
 time in all the time  
 I have been a customer  
 I have never seen any  
 major incidents like you  
 see in other venues,  
 I have always felt  
 quite safe in there.  
 On a few occasions  
 I have got there too  
 P.T.O.



RECEIVED  
PUBLIC PROTECTION SERVICE  
26 JUL 2010  
15 GUMBE HOUSE  
UNION STREET  
PLYMOUTH PLI 3 HD.  
F.A.O.

~~I AM A NIGHT CONTROLLER~~  
IN A LOCAL TAXI OFFICE AND MY  
SHIFTS FINISH AT 04.00 I LIKE  
TO HAVE A DRINK AFTER WORK  
AND I DRINK REGULARLY IN MACHINES  
I EVEN PLAY PUCHRE FOR MACHINES,  
MY PARTNER LIKES TO MEET ME  
TO WIND DOWN AFTER WORK WHICH  
WE NOW CANNOT DO WE WOULD LIKE  
YOU TO EXTEND MR MOTTICHE'S  
LICENSE UNTIL 0800

THANK YOU

1

RECEIVED  
 EDGC BUBBLE PROTECTION SERVICE  
 THE OCTAGON 16 JUL 2010  
 UNION STREET  
 LEAD. SHED

DEAR SIR

I WOULD LIKE TO TAKE THIS OPPORTUNITY TO ASK THE COUNCIL TO ALLOW THE RESTRICTION OF 4<sup>0</sup> CLOCK CLOSING OF MAXINE'S PUB ON UNION STREET, TO BE LIFTED, THE REASON FOR THIS REQUEST IS THAT I LIVE ON MY OWN AFTER MY WIFE DIED AND REGULARLY HAVE TIMES WHEN I AM IN NEED OF SOME COMPANY, WHEN UNABLE TO SLEEP AT ODD HOURS OF THE MORNING, I USED TO BE ABLE TO GO TO MAXINE'S AFTER 4<sup>0</sup> CLOCK IN THE MORNING BUT FOR THE LAST 8 MONTHS THIS

HAS NOT BEEN THE CASE I COULD ALWAYS GO THERE FOR A CHAT WITH STAFF AND FRIENDS AFTER 4<sup>0</sup> CLOCK. I KNOW WHAT HAPPENED BACK IN NOVEMBER 2009 WAS NOT GOOD, BUT I HAVE NEVER EXPERIENCED ANYTHING LIKE THAT EVER HAPPENING WHILST I HAVE BEEN AT THE PUB, IN FACT MR MOTTIGHE AND HIS STAFF ARE VERY EFFICIENT AT STOPPING AND SOLVING ANY PROBLEMS THAT MAY ARISE, SO MAY I SAY PLEASE CONSIDER MY APPEAL FOR THIS RESTRICTION TO BE LIFTED

FIRST FLOOR FLAT  
 VALLETORT PLACE  
 STONE HOUSE PA1 3SP

RECEIVED  
 PUBLIC PROTECTION SERVICE  
 26 JUL 2010  
 F.A.O. ....

Dear Sir

I am writing this letter in support of various restrictions being lifted, I am a regular visitor to this pub always having a good time there and never seeing any trouble there, the staff and Mr McEigha are very professional in running the pub and they are always on hand if you need to speak to them, I feel that this restriction has affected their business a lot so I would therefore ask you to lift the 4 o'clock restriction

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**CITY OF PLYMOUTH**

**Subject:** Elburton Methodist Church, Springfield Road,  
Plymouth  
Grant of Premises Licence

**Committee:** Licensing Sub Committee (Miscellaneous)

**Date:** 24 August 2010

**Cabinet Member:** Community Services Street Scene Waste and  
Sustainability  
Councillor Michael Leaves

**CMT Member:** Director of Community Services

**Author:** Peter Clemens  
e-mail: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)

**Contact:** 01752 305465

**Ref:** ERS/LIC/PREM

**Part:** I

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**Executive Summary:**

An application has been received from the Managing Trustees of Elburton Methodist Church in respect of the Elburton Methodist Church Plymouth for the Grant of a premises licence under Section 17 of the Licensing Act 2003.

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**Corporate Plan 2010- 2013:**

This report links to the delivery of the corporate improvement priorities. In particular:

1. Informing and involving residents.
  2. Improving culture and leisure activities.
- 

**Implications for Medium Term Financial Plan and Resource Implications:  
Including finance, human, IT and land**

Not applicable.

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**Other Implications: eg. Section 17 - Community Safety, Health and Safety, Risk Management, Equalities Impact Assessment, etc.**

Members should be aware that Section 17 of the Crime and Disorder Act 1998 puts a statutory duty on every Local Authority to exercise its various functions with due regard to the need to do all that it reasonably can do to prevent crime and disorder in its area.

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**Recommendations and Reasons for recommended action:**

That Members consider this report.

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**Alternative options considered and reasons for recommended action:**

None.

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**Background papers:**

Application.  
Licensing Act 2003.  
Guidance issued under Section 182 Licensing Act 2003.  
Council's Licensing Policy.

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**Sign off:**

Head of Fin		Head of Leg		Head of HR		Head of AM		Head of IT		Head of Strat Proc	
Originating CMF Member											

## 1.0 BACKGROUND

1.1 On the 8<sup>th</sup> July 2010 the licensing department received an application from the Managing Trustees of Elburton Methodist Church for the Grant of a Premises Licence under Section 17 of the Licensing Act 2003 in respect of the Elburton Methodist Church situated at Springfield Road Elburton, Plymouth.

### 1.2 Grant application.

The application is to carry out licensable activities within the church and church hall

### 1.3 Licensable Activities.

The following licensable activities and timings have been requested:

#### **(A) Plays (Indoors)**

Monday to Sat

10.00hrs to 23.00hrs

Sun

14.00hrs to 22.00hrs

#### **(B) Films (Indoors)**

Days and timings as above

#### **(E) Live Music (Indoors)**

Days and timings as above

#### **(F) Recorded Music (Indoors)**

Days and timings as above

#### **(G) Performance of Dance (Indoors)**

Days and timings as above

#### **(I) Provision of Facilities for Making Music (Indoors)**

Days and timings as above

#### **(J) Provision of Facilities for Dancing (Indoors)**

Days and timings as above

#### **(K) Provision of Facilities for Entertainment of a Similar Description to that falling within (I) or (J) (Indoors)**

Days and timings as above

#### **(O) Hours Premises are Open to the Public**

Mon to Sat

10.00hrs to 23.00hrs

Sun

09.00hrs to 22.00hrs

1.4 Representations have been received in respect of this application.

### 1.5 Cumulative Impact Policy

This application does not fall within an area to which the Cumulative Impact Policy applies.

## **2.0 RESPONSIBLE AUTHORITIES**

- 2.1 *Devon & Cornwall Constabulary* – no representations.
- 2.2 *Environmental Health* – no representations
- 2.3 *Devon & Somerset Fire & Rescue Service* – no representations.
- 2.4 *Trading Standards* – no representations
- 2.5 *Planning Officer* - no representations.
- 2.6 *Child Protection* – no representations
- 2.7 *Health & Safety Executive* – no representations.

## **3.0 INTERESTED PARTIES**

1- letter of representation has been received from a resident living within the vicinity of the premises (Appendix 1).

## **4.0 CONSIDERATIONS**

- 4.1 The Committee is obliged to determine this application with a view to promoting the licensing objectives, which are:
  - the prevention of crime and disorder;
  - public safety;
  - the prevention of public nuisance;
  - the protection of children from harm.

In making its decision the Committee is also obliged to have regard to the guidance issued under section 182 of the Licensing Act 2003 and the Council's own Licensing Policy and the representations (including supporting information) presented by all the parties.

The Committee must take such of the following steps as it considers necessary for the promotion of the licensing objectives:

1. Grant the licence as asked.
2. Modify the conditions of the licence, by altering or omitting or adding to them.
3. Reject the whole or part of the application.
4. It may also refuse to specify a designated premises supervisor and/or only allow certain requested licensable activities.

The Committee is asked to note that it may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be necessary in order to promote the licensing objectives.



**Clemens, Peter (DEVELOPMENT)**

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**From:**  
**Sent:** 04 August 2010 09:42  
**To:** Licensing (DEVELOPMENT)  
**Subject:** FW: Elburton Methodist Church application for a Premises licence / club premises certificate

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**From:**  
**Sent:** Tuesday, August 03, 2010 10:11 PM  
**To:** Info  
**Subject:** Elburton Methodist Church application for a Premises licence / club premises certificate

To whom it may concern,

**Elburton Methodist Church application for a Premises licence / club premises certificate**

As i am a directly link neighbour to the church i have to air my extreme opposition to the granting of this licence. When i first moved into this property i brought it in the knowledge that on a Sunday morning there will be singing coming through my walls on a Sunday morning for about an hour. The reduced price i paid for the property and the fact that the house had been on the market for approximately 12 months in what was then a fluid property market reflects the fact that it is not everyone's idea of heaven to have hymns coming through the walls. Whilst this noise level was something i was prepared to put up with for an hour every sunday i did not expect to now have to tolerate the noise generated from dances, concerts, disco's, live bands and anything else they care to take money for.

IF this application is granted an unacceptable amount of noise which is not directly attributable to the church and it's congregation will invade my front room through it adjoining walls. Had i moved next door to a theatre hall or a night club some people would argue that i was getting what i paid for. However, i did not. My house will become completely unsellable at anywhere near it's current market value. This is completely unacceptable and frankly, unnecessary as there are many other detached venues in the area that can facilitate all of the functions that the church are indicating they wish to provide a service for. Do we really need another one.

I am not alone in my thoughts as several of my other neighbours are also extremely upset at this prospect.

Within a distance of 50 metres of the church there are in excess of 10 properties that would be effected by noise coming from the church not to mention the parking congestion caused by potential attendees during these functions.

I would ask that before any such application is approved, more time should be spent canvassing the local residence regarding the lack of necessity for yet another entertainments venue in such close proximity to the ones already in existence.

My front room has the potential to become polluted with an unacceptable level of music which i am convinced would make my house unsellable. However, right now all i would want to do is move. This will mean a loss of a lot of my property's value. If i could sell at all.

Yours,

Springfield Rd,  
Elburton

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