

## PLYMOUTH CITY COUNCIL

**Subject:** Mobile Burger Van, Regent Street, Plymouth  
Grant of Premises Licence

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

**Date:** 23 April 2013

**Cabinet Member:** Councillor Brian Vincent

**CMT Member:** Director for Place

**Author:** Marie Price (Licensing Officer)

**Contact details:** 01752 307981  
e-mail: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)

**Ref:** ERS/LIC/PREM

**Key Decision:** No

**Part:** I

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### **Purpose of the report:**

An application has been received from Miss Fiona Hamilton in respect of a mobile catering vehicle (to be known as JDN Catering) to be situated in Regent Street, Plymouth for the grant of a premises licence under Section 17 of the Licensing Act 2003.

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### **Corporate Plan 2012 – 2015:**

This report links to the delivery of the City and Council priorities. In particular:

- I. Delivering Growth.

See <http://www.plymouth.gov.uk/corporateplan.htm>

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

Not applicable

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### **Other Implications: e.g. Child Poverty, Community Safety, Health and Safety and Risk Management:**

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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### **Equality and Diversity:**

Has an Equality Impact Assessment been undertaken? No

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### **Recommendations and Reasons for recommended action:**

That Members consider this report.

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### **Alternative options considered and rejected:**

None.

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### **Published work / information:**

For more information please see the below links.

**Licensing Policy** [http://www.plymouth.gov.uk/statement\\_of\\_licensing\\_policy.pdf](http://www.plymouth.gov.uk/statement_of_licensing_policy.pdf)

**Licensing Act** <http://www.legislation.gov.uk/ukpga/2003/17/contents>

**Licensing Act Guidance**

<http://www.homeoffice.gov.uk/publications/alcohol-drugs/alcohol/guidance-section-182-licensing/guidance-s182?view=Binary>

**Background papers:**

Title	Part I	Part II	Exemption Paragraph Number						
			1	2	3	4	5	6	7
Application									

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**Sign off:**

Fin		Leg	1722 5/ag/ 4.4.1 3	Mon Off		HR		Assets		IT		Strat Proc	
Originating SMT Member													
Has the Cabinet Member(s) agreed the content of the report? Yes / No													

## **1.0 Introduction**

1.1 On the 27 February 2013 the licensing department received an application from Miss Fiona Hamilton for the grant of a premises licence under Section 17 of the Licensing Act 2003 in respect of a mobile catering vehicle (to be known as JDN Catering) to be situated in Regent Street, Plymouth.

## **1.2 Grant application.**

Mobile catering vehicle providing late night refreshment.

## **1.3 Licensable Activities.**

The following licensable activities and timings have been requested:

<b><u>(l) Late Night Refreshment (Outdoors)</u></b>	
Hours	
Monday to Sunday	11pm to 5am
<b><u>(o) Hours Premises are Open to the Public</u></b>	
Hours	
Monday to Sunday	9pm to 5am

1.4 Operating Schedule ( Appendix 1)

1.5 Photograph of vehicle supplied by applicant. (Appendix 2).

1.6 Site location of vehicle supplied by applicant (Appendix 3).

1.7 Representations have been received in respect of this application.

## **1.8 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 Police* – have made representation relating to the prevention of crime and disorder and public nuisance (Appendix 4).

2.2 *Environmental Health* – have made representation relating to the prevention of Public Nuisance (Appendix 5).

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.

2.8 *Health Authority* – no representations.

2.9 *Licensing Authority* – no representations.

### **3.0 OTHER PARTIES**

20 letters of representation have been received

### **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 appropriate 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.

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 appropriate in order to promote the licensing objectives.

R. Carton  
Manager of Public Protection Service



**P** Describe the steps you intend to take to promote the four licensing objectives:

**a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)**

MYSELF AND STAFF WILL ALWAYS BE AWARE OF THE CORRECT MEASURES TO TAKE TO COMPLY WITH THE LICENCE. VAN REGISTERED WITH PLYMOUTH CITY COUNCIL

**b) The prevention of crime and disorder**

STAFF TRAINED TO REPORT ANYTHING SUSPICIOUS. CCTV CAMERAS INSIDE VAN RECORDING AROUND VAN. STAFF ALWAYS HAVE A MOBILE PHONE IN CASE NEEDED IN AN EMERGENCY. NO CROWDS AROUND VAN.

**c) Public safety**

STAFF HOLD CURRENT HEALTH + HYGIENE CERTIFICATES. VAN HAS CURRENT GAS + ELECTRIC CERTIFICATES. VAN HAS EMPLOYEE AND PUBLIC LIABILITY INSURANCE. VAN IS WELL LIT AND CARRIES FIRE EXTINGUISHERS AND FIRE BLANKETS. COLD DRINKS ARE IN PLASTIC BOTTLES. WELL TRAINED RESPONSIBLE STAFF.

**d) The prevention of public nuisance**

WE WOULD ENSURE THAT LITTER BINS ARE SUPPLIED. NO MESS ON PAVEMENT WOULD BE ALLOWED. ANY MESS THAT MAY OCCUR ACCIDENTALLY WOULD BE CLEARED IMMEDIATELY. NO RADIOS OR ANY LOUD NOISE WOULD BE ALLOWED. WE WOULD HAVE A SILENT RUNNING GENERATOR.

**e) The protection of children from harm**

REPORT TO POLICE IF ANY ISSUES WITH CHILDREN ARE WITNESSED AT OR CLOSE TO THE VAN. THERE IS NOTHING HARMFUL TO CHILDREN TO DO WITH THE VAN.



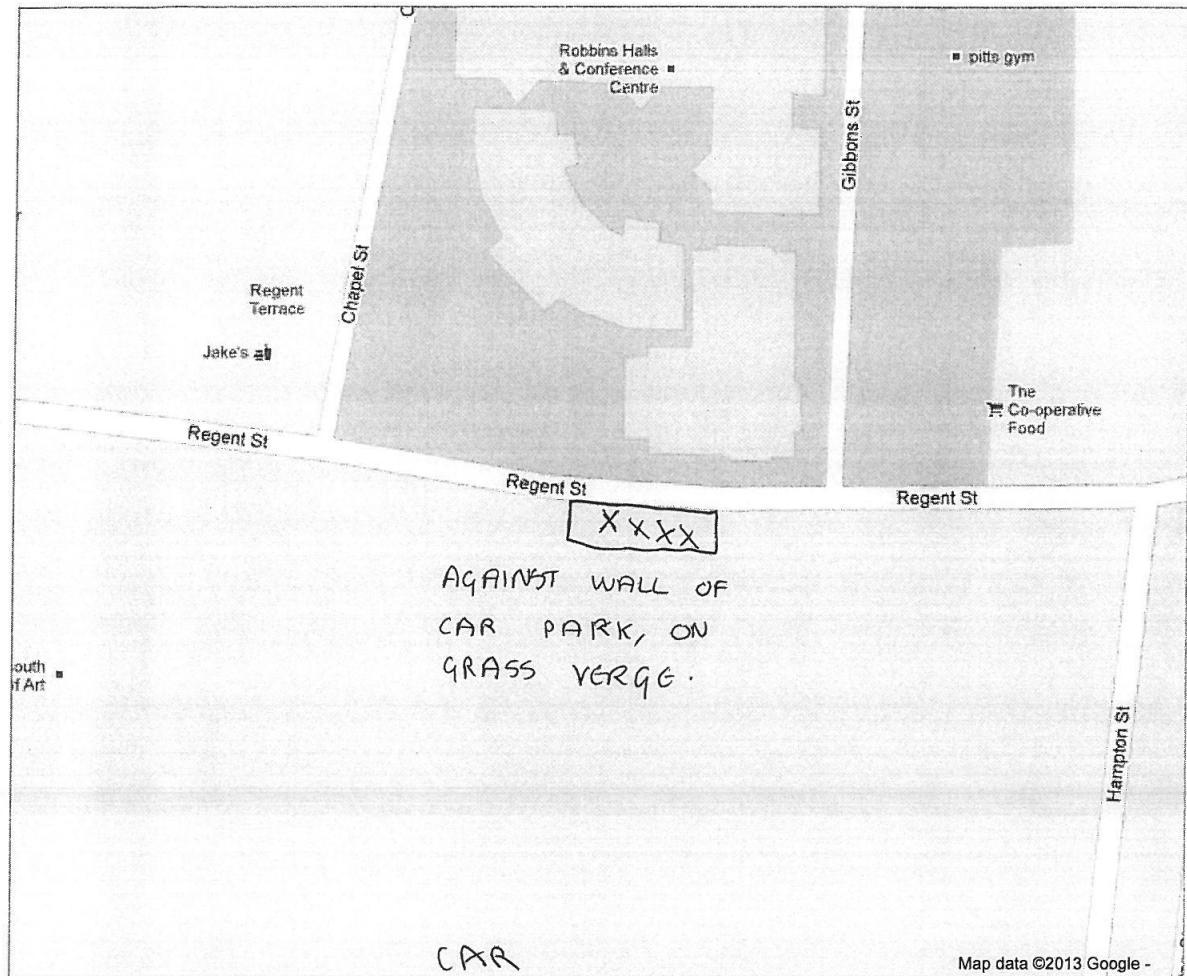
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PREMISES SITE.  
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Google

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[http://maps.google.co.uk/maps?hl=en&sugexp=les%3B&gs\\_rm=4&gs\\_ri=psy-ab&cp=8&gs\\_id=n&xhr...](http://maps.google.co.uk/maps?hl=en&sugexp=les%3B&gs_rm=4&gs_ri=psy-ab&cp=8&gs_id=n&xhr...) 26/02/2013

Miss Marie Price  
Licensing Officer  
Plymouth City Council  
Armada Way  
Plymouth

David McIndoe  
Licensing Officer  
Charles cross Police Station  
Plymouth

Telephone: 01752 720473

18 March 2013

Our ref:  
Your ref:

**Re: Application to Grant a Premises Licence –Mobile Catering Van Regent Street Plymouth**

Dear Miss Price

With regard to the above application, please be advised the police intend to make representations to the Plymouth City Licensing Committee as it is felt it the grant of this licence will have a negative impact on the licensing objectives, of The prevention of Crime and Disorder and Public Nuisance.

The premises are situated within an area that is on the periphery of Plymouth City Council's Cumulative Impact Policy relating to North Hill. As such we would refer to the evidence produced by the police that supported the introduction of this policy

It is our contention that if granted a licence for Late Night Refreshment then given the location of the premises close to residential homes and the impact of the people who gather at and around the premises it is likely there will be a negative impact on the licensing objectives and an increase in levels of violence, disorder and anti social behaviour reported.

A check of The Devon and Cornwall Constabulary records show Alcohol related Crime levels and Anti Social behaviour in the North Hill area remain high.

This application does not provide sufficient detail to demonstrate how it will not have Impact in a negative way on the Licensing Objectives

Therefore the Devon and Cornwall Police wish to object to this application

Yours sincerely

david.mcindoe@devonand cornwall. pnn.police.uk

D. MCINDOE  
Licensing Officer



**MEMO**

Public Protection Service

**PLYMOUTH**  
CITY COUNCIL
**Licensing Act 2003**  
**Environmental Health Representation**

From:	Unit Manager, Public Protection Service	
To:	Head of Licensing Section	
FAO:	Peter Clemens	
Date:	12 <sup>th</sup> March 2013	
Schedule Ref:	TC/CTU839834	
Investigating Officer:	CTU	Extension Number: 4568

**Application Details****Premises:** Mobile Catering Van, Regent Street**Name of Applicant:** Fiona Hamilton**Address:** 67 Vauxhall Street  
Barbican, Plymouth, PL4 0HB**Type of Application:** Late Night Refreshment Licence**Date of Inspection:** N/A**Representation**

This department would like to make the following representation:

**I consider the application to undermine the following licensing objectives:**

Promotion of Public Safety

The Prevention of Public Nuisance

addition there are concerns that such generators are not silent, and do present an element of noise. Generators can cause low frequency “hum/rumbling” noise, which can be disturbing when the general level of background noise is quiet, such as between 02:00 and 05:00. The information provided supplementary to the application shows this generator will produce noise between 53 – 60dB. We are aware that the background noise level in this general area is quite low and therefore it is likely this generator (despite it being a quieter type) may still cause a nuisance to surrounding residents, particularly during the summer months when residents may have windows open.

This department has received several complaints in the past regarding noise from generators being used by mobile food units in the North Hill area. This has been outlined as particularly disturbing during the hours of 02:00 and 05:00.

This Department has also received complaints regarding the generation of litter from other mobile food vendors in the North Hill area. Complaints have centered on the unsightliness of litter scattered along the streets surrounding mobile food vendors in North Hill. There is also the potential for an increase in the activity of vermin, due to food waste not being appropriately discarded in waste bins provided by either the food vendor or by the Council.

### **Recommendations**

#### **I therefore recommend that this application is refused because:**

*The application as submitted will undermine the Public Safety objective because the van will increase the likelihood of accidents at the exit to the car park and increase the danger during any emergency situation requiring the evacuation of the car park.*

*The proposed siting of the mobile vehicle has the potential to force both customers and members of the public into the road, causing possible collision with passing vehicles.*

*The application will undermine the objective for Public Nuisance as there is a potential for noise disturbance to local residents due to the introduction of this food vendor in this area.*

*There is a high potential for noise disturbance from customers waiting at the mobile food vendor, who may be in crowds and under the influence of alcohol. This may cause levels of shouting and raised voices, that will likely affect those premises that are situated just across the road, particularly during the early hours of the morning.*

*Due to the nature of such a noise, I do not believe that there any suitable or robust controls in place to stop customers from shouting, raising their voices and loitering in such an outside area.*

*Although the applicant has put forward that they would provide a bin for customers to use in order to discard packaging and food waste, some customers will consume their food whilst “on the move”, where there may be a tendency to discard of un-eaten food and waste packaging on the street or on private land.*

*It is therefore recommended that the application is refused.*



**Price, Marie (DEVELOPMENT)**

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**From:**  
**Sent:** 26 March 2013 14:51  
**To:** Licensing (DEVELOPMENT)  
**Subject:** Objection

I live at

There is an application for a licence for a catering van to operate on Regent St. until 5 am. The applicant is Fiona Hamilton, JDN Mobile Catering. As a resident who already suffers from the noise and mess of late night revellers in this area, I wish to object. The street is already littered with fast food cartons and bottles which are shed by the noisy drinkers who return home in the early hours of the morning.

This area is already being ghettoised by the concentration of student housing, which is contrary to government guidelines. The clubs at the end of Regent Street thump out music which spoils many a summer evening in our gardens and which continues on into the morning. Licences until 5 a.m. seem to be very frequent and are granted without any consideration for local residents.

Please acknowledge my objection and inform me of your decision,  
Regards,

# LICENSING REPRESENTATION FORM



If you wish to make a representation against or in support of any licensing application, please read the guidance note '[How to make a licensing representation](#)' prior to completing this form.

Please note that a full copy of your representation will be sent to the applicant at any hearing of this matter.

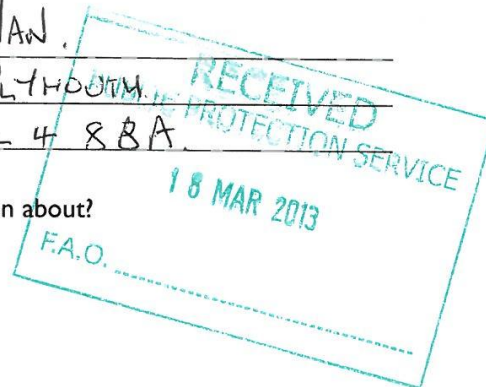
## Section 1: Licence application details

☒ I wish to object to the following application    ☐ I wish to support the following application

Name of applicant (if known) MOBILE CATERING VAN.  
 Premises name and address REGENT STREET, PLYMOUTH.  
 Postcode PL 4 8BA

Which type of application you wish to make your representation about?

- ☒ Application for a new premises licence  
☐ Application to vary a premise licence  
☐ Application for a review of a premises licence



## Section 2: Your personal details

If you are acting as a representative, please go to Section 3

Title ☐ Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other (please state)

Surname \_\_\_\_\_ Forenames \_\_\_\_\_  
 Address \_\_\_\_\_  
 Postcode \_\_\_\_\_  
 Email \_\_\_\_\_ Telephone \_\_\_\_\_

You must provide your full residential address (or business address if you are objecting from a business)

## Section 3: Representative details

If you represent residents or businesses please complete the details below

Name of representative/organisation PARKING AND MARINE SERVICES.  
 Address Civic Centre, PLYMOUTH  
 Postcode PL1 2AA.

I am

☐ Representative of residents association

☐ Ward Councillor

☐ MP

☐ Representative of trade/business association

☒ Other (please specify)

Council Officer.

#### Section 4: Reason(s) for representation

Under the Licensing Act 2003, for a representation to be relevant it must set out the **likely effect** of granting the application on the promotion of the four licensing objectives. Any representations that are considered to be frivolous or vexatious will not be accepted.

It is important that you set out any personal experiences as these will be considered as relevant.

Please fill in the reason(s) for your representation in the space provided under each Licensing Objective it relates to. You need to give as much detail as possible so that the Licensing Authority can assess the relevance of your representation. Please attach any supporting documents/further pages as necessary, numbering all additional pages. Try to be as specific as possible and give examples such as "I February, I could hear loud music from the premises between 10pm and 1am. I am concerned that if the premises opens until 2am that this will cause a nuisance to me and other residents in the street and will affect my sleep."

#### The prevention of crime and disorder

For example evidence of anti-social behaviour, police incidents

LARGE GROUPS OF PEOPLE, PROBABLY HAVING TAKEN ALCOHOL.  
CONGREGATING IN A RESIDENTIAL AREA.

#### Public safety

For example alterations to the premises, capacity limits

THE PROPOSED SITING OF THIS CATERING VAN WILL OBSTRUCT.  
THE FIELD OF VIEW OF DRIVERS EXITING REGENT STREET  
MULTI STOREY CAR PARK. ALSO THEY ARE PROPOSING TO SITE  
THE TRAILER/VEHICLE ON A PAVEMENT BEHIND YELLOW LINES.  
THIS CONSTITUTES A PARKING CONTRAVENTION UNDER TRAFFIC  
MANAGEMENT ACT 2004

**The prevention of public nuisance**

For example noise disturbance, littering

CONCERNED ABOUT EXCESSIVE LITTERING AND FOOD WASTE CLOSE  
TO AND POSSIBLY INSIDE OUR CAR PARK.

**The protection of children from harm**

For example underage sales, exposure to certain performances

I BARRY JOHN NELMS, hereby declare that all information I have submitted is true  
and correct.

Signed 

Date 15<sup>th</sup> March 2013.

Please send the completed form to

Licensing Department  
Plymouth City Council  
Civic Centre  
Plymouth PL1 2AA  
T: 01752 305465  
E: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)

Head of Public Protection Services.  
Dept Of Place.  
Plymouth City Council.  
Civic Centre.  
Plymouth.  
PL1 2AA,

3rd March 2013.

APPLICATION TO SITE BURGER VAN IN REGENT STREET,

Dear Sir or Madam,

I note from the notice board in Regent Court that there is an ongoing application to site a Burger Van on the grass verge near the Regent Street Car Park. I would advise you that I strongly object to this application, the reasons are that there is already a permanent similar establishment almost opposite (Jakes). This additional outlet would increase the already excessive noise & litter at night and early morning which since the arrival of the large student population has increased considerably. I do not live at Regent Court, but am a frequent visitor there and constantly pick up litter on the pavement outside and from their front garden. I am sure you will appreciate that once an area becomes 'scruffy' then it adversely affects the value of a property.

Some two years ago I pointed out that there were no litter bins in Regent Street, Hampton Street, Constantine Street, Gibbon Street etc, but quite disgracefully there are still no litter bins in any of these streets despite the much increased footfall locally. The large student population in this area has completely unbalanced the previous one which comprised quite a large number of elderly people who came here to the various retirement blocks here to live out a quiet old age.

The wishes & requirements of the then residents has been completely overlooked & ignored in the rush to provide more student accommodation, rubbish in the streets & gardens, late night and early morning carousing has contributed to destroying what was a quiet backwater, and it is on the increase. A recent circular from Professor Wendy Purcell (Vice Chancellor Plymouth University) referred to the provision of 800 more student bedrooms "on Campus" to avoid "studentification" (her words) in the neighbourhood. I had to tell her that she was too late, studentification is already here!

As I attempted to point out in my letter to her, the long standing residents have no antipathy to the students, but there are just too many of them. Now that there are upwards of 35000, and others believe that this is enough for a city of Plymouth's size.

These students have no real connection to the city, they are transient and after their University spell is over they will move on, to be replaced by more of the same,

I urge you to reject this application in the name of peace and quiet, & the much advertised, 'Keep Plymouth Tidy' slogan,

Yours sincerely,

RECEIVED  
PUBLIC PROTECTION SERVICE

08 MAR 2013

F.A.O. ....

Head of Public Protection Services  
Dept of Place,  
Plymouth City Council,  
Civic Centre.  
Plymouth.  
PL1 2AA.

March 3rd 2013.

Dear Sir or Madam,

I see from the notice board in Regent Court where I live that there is an application before the Council to site a Burger van in Regent Street outside the Car Park. I strongly object to this application as there is already a similar permanent establishment (Jakes) opposite. We the residents of Regent Court do not need any more litter or night & early morning noise as there is quite enough of this already,

Yours sincerely,





Licensing Department  
Plymouth City Council  
Civic Centre,  
Plymouth  
PL1 2AA

11th March 2013

Dear Sir/Madam,



I write in protest regarding the application for a licence to sell hot food from a van to be based in Regent Street from 23.00 until 05.00 seven days a week.

I understand from your department that this will be a mobile van which will drive onto a piece of grass in front of the multi-storey car park in Regent Street. This in itself is not acceptable as naturally with the weight of this vehicle and our very inclement weather, the site will very quickly become muddy and an eyesore.

To be able to supply this food the van will need to have a generator (assume not gas bottles as so close to the car park) which will naturally make some noise which will be a great disturbance for the people living in Mayfair House along with the extra noise that will be generated by groups of youngsters queuing and awaiting their orders.

There is already a fast food shop almost opposite (Jakes) to this proposed site, with a closing time of 04.30 and a fast food service van a few hundred metres away in Addison Road. There is therefore no need for further outlets for this type of food.

We, as a nation, should be encouraging our young people to eat healthily not giving support to people who are making a profit from the sale of processed food.

The state of the area around the van in Addison Road, when food is being served, is disgusting with discarded litter, along with all the grease that goes with this type of food. The residents of Winifred Baker Court (all disabled or senior citizens) have had to put up with noise, litter and vomit for many years and I do not wish the same to happen to the residents of Regent Court, (next to Mayfair House) who after living in this country (and many in this city) all their lives, deserve peace and quiet during the night. As Manager of Regent Court for 16 years from 1994 until 2010 I can verify that the litter in the garden fronting Regent Street has increased year on year as more young people have moved into the area. It was a daily task to remove these discarded bottles (alcohol and non alcohol) drinks cans, greasy paper and food cartons from amongst the plants. This is still ongoing with the present manager.

There are no litter bins (except the large bins for local businesses, which are often locked) within eating/walking distance from where this van is to be situated, except outside the Co-op but this is too close for the food to have been consumed and a bin is

needed, otherwise where is the rubbish to be placed if not on the streets leading out in all directions from this van?

If this licence is granted, what is here to stop other vans selling, ice cream (complete with chimes), popcorn or setting up a stall to sell trinkets or the like? Once you have set a precedent for this type of outlet then you have opened the door to the above.

There are halls of residence for the University opposite the proposed site, and whereas the majority of its customers are likely to be students, I am sure that those students using these rooms are also entitled to a good nights sleep and to be able to have their windows open during the warmer months without the noise from customers around the van. They also deserve to be able to breath fresh air during the night, not to have the smell and fumes from this type of cheap food.

Objections in brief:

Site not suitable for this type of vehicle - hard standing needed.

Two similar outlets already in close proximity.

Noise from generator and smell from food for the three blocks of flats in close proximity.

Extra litter in the adjoining streets.

Precedence being set for further outlets.

People being encouraged to gravitate to this street to use this van, often in groups and often inebriated, hence raised voices etc.

I sincerely hope that with the powers you have, you will reject this application, but if, despite the above objections, or if its refusal is outside your remit, that you ensure that adequate bins are put in place and that the owner of the van is made responsible to ensure that the immediate area of the van is left litter and grease free at 05.00 every morning.

Yours sincerely,





09/03/13

Dear Sirs,

Ref: Regent Street Burger van.

I wish to express my concern about the above proposal. For the following reasons

- 1) Increased litter
- 2) Loss of environment
- 3) Noise
- 4) Behaviour problems

- 1) A major problem in the Greenbank area is street litter. This morning the pavement outside Regent Court was strewn with broken glass, food wrappers and styrofoam containers. Another take-away will increase this.
- 2) There is very little green space in this area and even though a portion would remain a van would be an eye-sore.
- 3) I do not believe another food vendor is necessary. There are at least six establishments in close proximity to our apartments. The noise on the street has increased in recent years. During warm weather

windows have to remain closed, lowering  
the quality of life of many flat owners.  
If the van was allowed, many more  
people, returning from clubs and pubs,  
would add to the noise pollution.

In addition, we have received notice of a  
proposed cycle path along Regent Street.  
This will involve disruption and road  
works - more chaos for the residents.

Sincerely

Perez, Linda (DEVELOPMENT & REGENERATION)

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From:

Sent: 05 March 2013 15:02

To: Licensing (DEVELOPMENT)

Subject: Granting of a License

## Objection to Granting of a License for a Burger van in Regent Street.

Dear Sir,

I wish to object to the proposed granting of a licence to a Burger Van in the area of Regent Street.

I live at Regent Court, approximately 100 m from the proposed siting of this van.

As it is, we residents are often the victims of excessive noise between the hours of midnight and 0430 hours, not only at the weekend but also during the week.

It is worse in the summer but it continues for most of the year, as it did this past weekend.

That was at 0430 hrs, in this case.

With the proposed increase of Student Accommodation in the immediate area, this will only increase this problem.

Another problem is the amount of litter and also discarded food, empty beer cans, bottles and broken

glass. Litter has to be removed from our small fenced off garden and entrance area on a daily basis.

The discarded food containers and the left-over food is also a problem as it attracts vermin such as rats and Seagulls. The litter is unsightly but the empty bottles, cans and broken glass is a danger to pedestrians as well as vehicles.

The Litter Laws that should be enforced, do not act as a deterrent.

The City Council do their best to contain the litter but they are being defeated by the lack of pride that the Litter display. This is our City and we are paying Council Tax. Pride in our City seems to have disappeared.

I believe the street is already cleaned daily but the area is soon messed up again.

A prime example is the footpath down between the Art College and Charles Street Police Station.

This is a total disgrace and eyesore.

Most days Regent Street has litter. This last Sunday morning I counted at least 24 large pieces Take-Away food containers and paper wrappers plus container associate with drink, littering about 150 m of Regent Street. Broken glass was also observed.

Even if waste containers were available people seem to be too lazy to use them.

There are already facilities for obtaining food at late hours, so is it necessary for more.

The Media seems to be obsessed with the poverty of

our Youth, but the ones who are in this area seem to be able to afford all this expensive food and drink after midnight.

With Thanks



**FREE Animations for your email   [Click Here!](#)**

07/03/2013

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**Price, Marie (DEVELOPMENT)**

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**From:****Sent:** 05 March 2013 09:10**To:** Licensing (DEVELOPMENT)**Subject:** burger van regent street

To who this does concern,

I am the manager at regent court in regent street which is a retirement home for the over 60s and I strongly object to a burger van going into regent street at those hours especially. We have enough rubbish thrown into our front garden and on the streets around us and since the students have been back we also got a problem with noise. I myself have been woken by rowdy crowds walking past at 3am and this would encourage more noise and litter which is unacceptable. Yours sincerely

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This message has been checked for all known viruses by Expert IT

**Price, Marie (DEVELOPMENT)**

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**From:****Sent:** 04 March 2013 15:55**To:** Licensing (DEVELOPMENT)**Subject:** food takeaway proposed for regent street. plymouth

dear sir,

i am writing to object most strongly to the proposed takeaway trailer to be sited in regent street. we already have a noise and litter problem of which this trailer will make the situation much worse. i live in a retirement complex of 37 flats which will be only one hundred yards from the takeaway trailer. many off the residents have trouble sleeping now because off the noise, all we want is to have a good nights sleep. bearing in mind that regent court was here many years before the university expanded around us. also this is not needed as Jake's cafe and the caffeine club are open nearly 24 hours and 24 hours respectively. Jake's cafe is nearly opposite to the proposed takeaway trailer site. as well as the noise i suspect there may be a smell from this trailer as we open our windows in the summer. please dont give permission for this trailer to be sited in regent street. regent street is just not all about students there are many residential properties close by including regent court.

yours faithfully,

**Price, Marie (DEVELOPMENT)**

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**From:**  
**Sent:** 03 March 2013 14:42  
**To:** Licensing (DEVELOPMENT)  
**Cc:**  
**Subject:** Objection to Burger Van license for Regent St Plymouth

Objection to Granting of a License for a Burger van in Regent St

Dear Sir,

As a resident of Regent Court, 57 Regent St I most strongly object to the granting of a license for the sighting of a Burger Van opposite the Coop in Regent St. If granted this will lead to an increase in noise throughout the night. Currently there is an unacceptable level of night noise disturbance which can be heard in all the flats of Regent Court as revellers return home.

The sighting of the van in this position will increase the congregation of revellers and only add to the disturbance during quiet hours, this is particularly true throughout Plymouth University term times. It is most acute during the summer months when the noise of revellers returning home makes it impossible to have bedroom windows open when it is most needed.

The Burger van facility would also increase the volume of litter and fast food waste and even now, it can be observed, daily that ground dumping of cans, bottles and cardboard containers is carried out without thought of the local populous and environment. The small garden in front of Regent Court is a constant target for this abuse, granting of the license can only lead to an increase this unpalatable situation. It is a difficult situation and which appears currently to be un-policable.

Please be aware that the residents of Regent Court, a Retirement Complex only 100 metres from the proposed site, ages range from 65 to 95 and they feel that any increase in disturbances, of this kind, are unacceptable



**Perez, Linda (DEVELOPMENT & REGENERATION)**

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**From:** Palmer, Matthew (DEVELOPMENT)  
**Sent:** 28 February 2013 13:47  
**To:** Perez, Linda (DEVELOPMENT & REGENERATION)  
**Subject:** FW: Burger Van Application Representation  
**Importance:** High

Hi Linda,

I spoke with David about this and he advised me to forward it onto you for a response to the Cllr.

Thanks

Matthew

**Matthew Palmer**

Technical Support Team Manager  
Environmental Services

Public Protection Service  
Plymouth City Council  
Floor 6, Civic Centre, Plymouth, PL1 2AA  
Tel: **+441752 307961**  
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<mailto:matthew.palmer@plymouth.gov.uk>  
[www.plymouth.gov.uk](http://www.plymouth.gov.uk)

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**From:** Singh, Chaz (CLLR)  
**Sent:** Thursday, February 28, 2013 1:44 PM  
**To:** Clemens, Peter (DEVELOPMENT)  
**Cc:** Public Protection (DEVELOPMENT)  
**Subject:** Burger Van Application Representation

Dear

I would like to object to the Burger Van Licence App No 037740 due to

Noise Pollution for elderly residents living nearby including noise from generator  
Anti Social Behaviour leading to violence linked to Burger Van which could occur if granted  
Hazardous oils left out in street causing potential contamination risk to pedestrians  
Potential Increase in vermin due to discarded food left by increased patrons  
Increase in litter with additional items on sale  
Increase in patrons urinating in area after hours as I have also received complaints relating to this  
Site itself would cause an obstruction on the pavement with increased footfall in area  
Potential issues with the size of vehicle being used  
The site in question covers a fire hydrant and with the recent case of the rear of

28/02/2013

Cheltenham Place the fire hydrant was covered by a car and the fire brigade had to run the hose through a member of the public's house which would compromise public safety  
I also believe that this could attract people to congregate into the area including those who have been ejected from premises and lead to unnecessary stress/violence onto the Police and other emergency services including vulnerability of lone persons using the nearby car park

There are also nearby Residential areas which would be affected by granting this licence which runs overnight and will increase adversely and affect the quality of life for those in residential proximity

I believe this application is totally inappropriate and unnecessary and will cause all of the above and ask you to reject this application

to ensure and protect the quality of life of the residents who live in the affected area

Fumes from vehicle could increase due to oils/food being cooked

There is a potential that people would congregate in the area and increase the risk of ASB

Double yellow lines with violations of parking

Danger of those patrons who could spill over in to the road

Danger of oncoming traffic from Car Park

Kind regards

Cllr Chaz Singh  
Drake Ward



Dear Sir

I AM VERY WORRIED  
ABOUT THE PROPOSALS OF THIS  
BURGER BAR VAN COMING IN ROBERT  
STREET, WORKING FROM 5-11<sup>PM</sup>

THE NOISE & LITTER WILL  
NOT DO ANY GOOD. TO YOUNG  
AND OLD.

PLEASE THINK TWICE ABOUT  
IT, AS THERE IS ENOUGH  
PLACES OPENED UP ALL NIGHT NOW.

Thanking you

PUBLIC PROTECTION SERVICE

11 MAR 2013

F.A.O.

LAURA ASHLEY  
HOME

Re the proposed site 5/3/2013  
for Butcher & Drink Van  
in Regent Street from  
11pm to 5am.

No way is this a good  
thing for residents living  
in Regent Street

We have enough problems with  
Litter & noise. We are an older  
generation, & don't need all  
eating outlets.

We strongly oppose these  
plans for Butcher & Drink Van

05-03-2013

PL 4 SBD

Dear Sir or madam,

To whom this  
letter applies to

I am very concern  
about a Burger Van being put  
near the coop in Regent Street  
the time of 11pm - 5AM.

I am very against  
this application going ahead.

We the residents of  
Regent Court are permanent here  
students come and go and we  
have to put up with the noise  
and litter now without having  
more.

The pathway down from  
Regent St to the main Road is

2

an example with the litter  
left in the trees it is  
disgusting the way it is  
left

So no more thank you  
Yours Sincerely

P.S. There are no rubbish Bins  
in Regent Street ? why



7-3-2013

Dear Sir,

I understand an application has been made for a license to be granted for a Burger/Drink Van to be situated opposite the Co-operative store on Regent Street.

I reside in a Retirement block of flats approx 150 yds away and the extra noise which would result of this being granted would be a further nuisance in the area.

We already find noise during term time can be considerable & disruptive when students return after nights out.

The cardboard containers discarded & bottles & cans left on pavements

2

make the area look untidy, and  
litter dumped in our small garden  
is already a problem without  
further rubbish adding to it.

There is a 24 hour coffee facility  
provided at the end of Regent St -  
recently opened & food is also available  
Similarly 'The Camel' in Charles  
Church flats, Jake's & a  
chinese cafe are near by.

I do not consider it necessary  
to have a Burger/Drinks Van in the  
proposed location. For the hours 11-5am

Yours sincerely

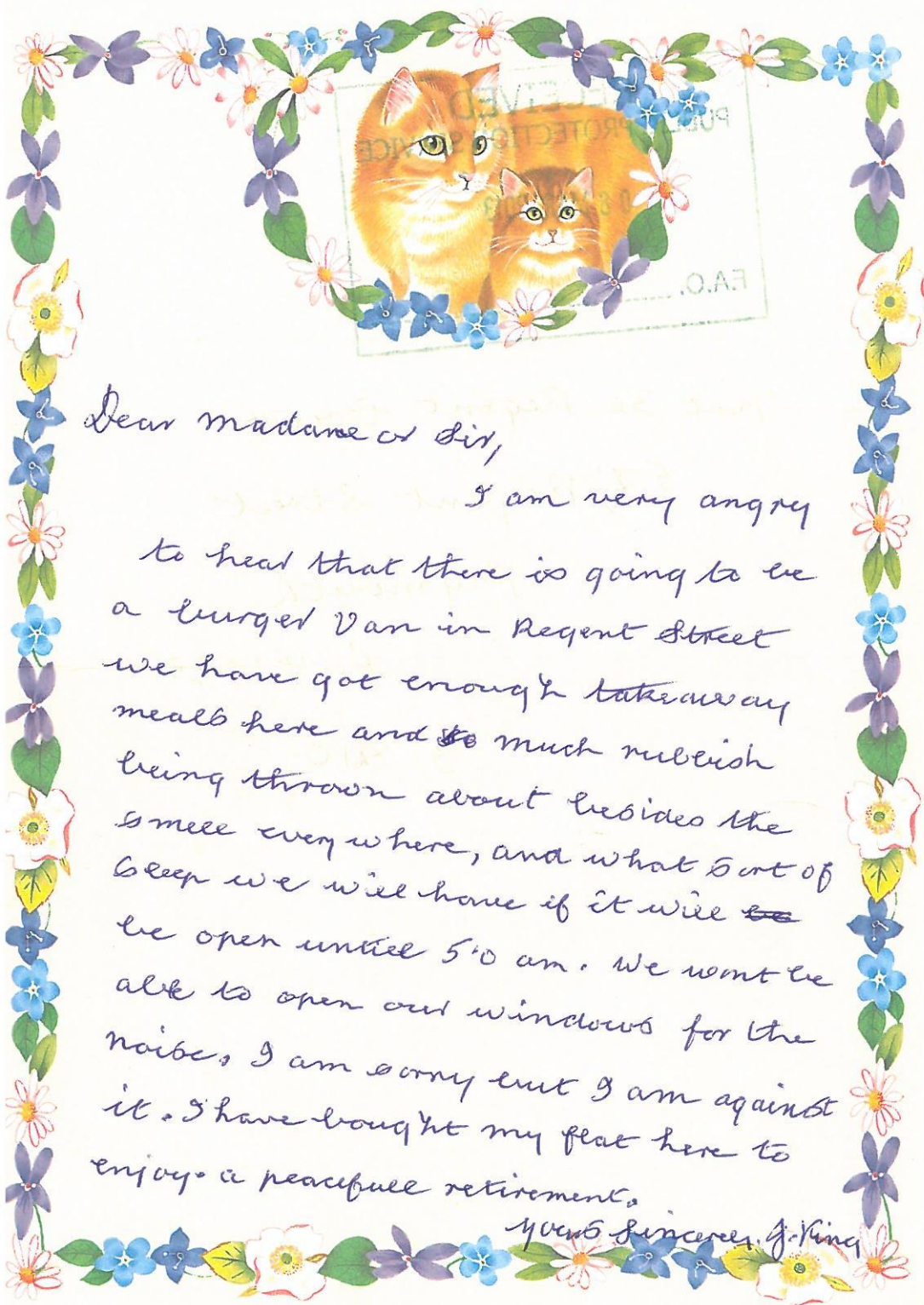




March 8, 2013

Dear Sir,

I am very unhappy about the proposal to allow a longer Van to be sited next to the multi-storey car park in Regent St. from 11 pm to 5 am. This is found to cause late night disturbance for residents, young and old, and would aggravate the litter problem which seems to be incurable. There are already more than enough catering establishments



Dear Sirs,

04. 03. 13.

I am one of the elderly residents of Regent Court, & I raise strong objections to the siting of a Burger Van in Regent St, very near to our Retirement Complex.

I also deplore the litter spread along the road & thrown into our front garden, which would certainly increase if this van was granted a license.

Therefore, I trust you will take into consideration our views on this subject.

Yours sincerely,

TO HEAD OF PUBLIC PROTECTION SERVICES  
DEPT. OF PACE PLYMOUTH CITY COUNCIL

7.3.13

DEAR SIRs.

RE SITING OF BURGER/DRINKS VAN REGENT STREET  
BETWEEN 11 PM AND 5 AM

I WISH TO STRONGLY OBJECT TO THE ABOVE  
PROPOSAL, MOST LAW ABIDING PEOPLE ARE IN BED  
ASLEEP DURING THESE HOURS, HOWEVER IF THIS  
PLAN GOES AHEAD I THINK THE RESIDENTS OF  
REGENT STREET CAN SAY GOOD BYE TO A DECENT  
NIGHTS SLEEP AS THIS VAN WILL ATTRACT  
VAGRANTS, DRUG ADDICTS, STUDENTS AND VERMIN  
CAUSING NOISE & LITTER.

PLEASE DO NOT PASS THIS APPLICATION

YOURS FAITHFULLY



4<sup>TH</sup> MARCH 2013.

Dear Sir,

I am one of the elderly residents of Regent Court and I am objecting very strongly regarding the siting of a Burger Van on Regent Street as it is close to the Retirement Complex. The noise I also deploy, also the litter that is thrown in the Area, which will increase the volume already here, plus the fact that the grease will be dangerous on our pavements be a real hazard for the elderly people who live in the Area.

So I think you should take all these problems into consideration regarding these matters I have put before you. Not only that, it could be a health problem too.

Yours sincerely