

John & Ann Blackmore-Tucker

**Ref: Unreferenced Application for premises licence at, 5 Cavendish St., Ulvers
7AD, final date 09/06/22**

As close neighbours to the premises we wish to object to the application by raising the following objections/points:

Cavendish Street and Benson Street are of mixed commercial and domestic occupancy (domestic prevailing), the domestic occupancy consists of the whole age range i.e. young children to elderly and sick. The rear bedrooms and gardens of both streets stretch along Rack Alley, which forms an enclosed area, similar to a "yard", and many bedrooms directly overlook the garden of 5 Cavendish Street.

- Rack Alley itself is problematical for fly tipping and anti-social behaviour, late at night people drink and urinate in the alley. I am concerned that this premises, giving customers open access to the rear will only exacerbate these problems. The alley is not lit.
- Rack Alley is only 6 feet wide and unsuitable for vehicular access, it will not be possible to collect municipal waste or glass from the rear of the premises, neither does the council permit waste bins to be left in the alley on non-collection days. Waste collection from the front is impractical because of "on street" residents parking. Storage of waste bins on the private land in the shared front courtyard will, of course, be dependant on the permission and goodwill of its other users, i.e. the hairdressing business and the tenants of the upper floors.
- A number of residents, including myself, have breathing difficulties. I am concerned about the amount of extra particulate matter and aerosols that will be generated by this business in the rear yard. We already have groups of people that come into the street to smoke during the day, this would now happen to the front and rear of the premises especially in the evenings when we would normally be settled with clean air, because most of the businesses close before 18:00 hrs. It is particularly concerning that we will not be able to open our bedroom windows because of noise or cigarette fumes coming from the rear garden. A large number of bedrooms face the rear alley. There may also be extra noise and alcohol fumes or smoke circulating. Smoke does not clear but circulates in the enclosed rear alley; this occurs now, no matter which direction that the wind blows.

Regarding anti-social behaviour, littering, noise, it is currently obvious that the council cannot manage the outcomes from the existing number of licensed premises in Ulverston e.g. lack of policing, street cleaning and general control issues. Surely it should be circumspect before taking on more liabilities.

I would therefore hope that the following licensing limitations will be granted to the residents:-

1) the requested hours of opening imply that some customers will not clear the premises until 00:00hrs this is not acceptable for those residents who work, are ill, or the young. If the license is granted there should be some riders, regarding noise and disturbance -

- a) that doors and windows should be kept closed by at least 21:00hrs
- b) the latest hour of closing should be 23:00hrs not 00:00hrs

2) that disposal of bottles should not occur between 22:30hrs and 08:00hrs the following morning

3) that smoking is not allowed in the yard (most cafes and restaurants do not have this facility, which normally applies to pubs only).

4) that the alcohol licence boundary is kept within the curtilage of the existing building, i.e. does not include the rear yard

Yours faithfully John & Ann Blackmore-Tucker

24 May '22

John & Ann Blackmore-Tucker

**Public Protection (licencing) SLDC
Licensing Section, SLDC
South Lakeland House
Lowther Street
Kendal LA9 4UQ**

McCarthy, Donna

From: Licensing
Sent: 06 June 2022 10:01
To: McCarthy, Donna
Subject: FW: 5 cavendish st. Ulverston. LA12 7AD

From: [REDACTED]
Sent: 01 June 2022 13:17
To: Licensing <Licensing@southlakeland.gov.uk>
Cc: [REDACTED]
Subject: RE: 5 cavendish st. Ulverston. LA12 7AD

Good afternoon,
I have no objection to the proposed alterations to the application, they are generous and answer my comments clearly.
Regards. John Blackmore-Tucker

On 31 May 2022 13:51, Licensing <Licensing@southlakeland.gov.uk> wrote:

Good afternoon

Thank you for your email and your letter of representation in relation to the application for a premises licence at the above address.

I have forwarded your concerns to the applicants and have a response from them with regards your comments.

Point 1 - We wish to bring a new dining venue to the town but we also do not want to cause disruption or nuisance to our neighbours. With this in mind, we would be happy to amend our opening times to cease the sale of alcohol at 10:30pm and to have everyone exited the building by 11:00pm. Doors and windows will be kept closed by 9pm.

Point 2 - We are happy to have use of the outside courtyard conditionally and keep this as a non-smoking area where by we would have it cleared of customers by 9pm and only used for dining (drinks with food).

Point 3 - We are happy to only have bottles collected between the hours of 8am - 6pm

Point 4 - We would like the rear courtyard included in the licence boundary but will be used for dining.

I look forward to hearing your response in relation to the above comments. I trust that they are satisfactory.

Kind Regards

Donna McCarthy

Licensing (Specialist) – Regulatory Services

South Lakeland District Council, South Lakeland House, Lowther Street, Kendal, Cumbria LA9 4DQ

██████████ | Email: ██████████

Website: www.southlakeland.gov.uk

From: ██████████

Sent: 31 May 2022 09:57

To: Licensing <Licensing@southlakeland.gov.uk>

Subject: Re: 5 cavendish st. Ulverston. LA12 7ADu

Hi,

I sent this email a week ago but do not have confirmation of receipt, can you please confirm that the matter is in hand

Regards. John Blackmore-Tucker

On 24 May 2022 17:38, ██████████ wrote:

Hello,

Please find attached a letter relating to the above application.

Regards John Blackmore-Tucker

On 20 May 2022 17:15, ██████████ wrote:

Thank you for the link

Regards. John Blackmore-Tucker

On 20 May 2022 13:58, Licensing [REDACTED] wrote:

Good afternoon,

Please see link below to the current application for 5 Cavendish Street as displayed on the Public Register of Licensing Applications;

[pl-a-041915-redacted-application-for-the-grant-of-a-premises-licence-5-cavendish-street-ulverston.pdf \(southlakeland.gov.uk\)](#)

Kind regards,

Licensing Team

Customer & Commercial Services

South Lakeland District Council, South Lakeland House, Lowther Street, Kendal, Cumbria LA9 4DQ

Tel: 01539 733333 | Email: [REDACTED]

Website: www.southlakeland.gov.uk

From: [REDACTED]

Sent: 20 May 2022 13:40

To: Licensing <[REDACTED]>

Subject: 5 cavendish st. Ulverston. LA12 7AD

I have searched for the premises licence application for this "noodle bar" but cannot find it. As near neighbour I have an interest in this application, particularly with the sale of alcohol, hours of opening and the proposed use of the rear courtyard. Could you please forward by email the relevant application

Regards. John Blackmore-Tucker

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IMPORTANT CORONAVIRUS (COVID-19) INFORMATION: Please note that South Lakeland District Council is prioritising its work and resources to meet the demands of the Coronavirus (Covid-19) response. We are also working hard to maintain our key services and to continue progress on critical projects. However, the current situation will mean that some non-essential work and responses to non-essential enquiries may take longer than usual. We appreciate your understanding during this difficult time.

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Notes for Interested Parties Licensing Act 2003 – Guidance Fact sheet

Interested parties are local residents, residents' associations, local businesses and trade groups for the purposes of the Licensing Act 2003. If you are considering making a representation (i.e. an objection) with regard to a licence application, please note the following points:

- The Licensing Act 2003 is based on 4 licensing objectives:
 - The prevention of crime and disorder
 - Public safety
 - The prevention of public nuisance
 - The protection of children from harm
- Any representation relating to an application made under the Licensing Act 2003 **must** relate to a situation, which may impact upon one or more of the above licensing objectives. If your representation does not relate to one (or more) of the licensing objectives **it must be rejected**.

What is a relevant representation?

For example, if it was felt that a premises did not have sufficient control measures in place to prevent customers from disturbing local residents, then any one of the seven Responsible Authorities, or any interested parties, could make a representation.

Who are the “Responsible Authorities”?

These are organisations to whom the applicant must serve a copy of a new application or for variation of an existing premises licence or club premises certificate. These organisations are:-

Cumbria Constabulary
Cumbria Fire & Rescue Services
Environmental Protection Group, South Lakeland District Council
Planning Services, South Lakeland District Council (or Lake District National Park or Yorkshire Dales National park as appropriate)
Health and Safety, South Lakeland District Council
Social Services
Trading Standards

What happens if no relevant representation is made?

Where no relevant representations are made by Responsible Authorities or interested parties, the Licensing Authority must grant the licence application subject only to the mandatory conditions, and conditions or restrictions mentioned in the operating schedule.

- Any relevant representations must be made **in writing** to: The Licensing Manager, Licensing Section, South Lakeland District Council, South Lakeland House, Lowther St, Kendal, Cumbria, LA9 4UD
- Please note that very strict time limits apply to applications and representations. The Licensing Authority must receive any representation **within 28 days of the application** being made. Following this period the Licensing Authority has 10 working days (usually 2 weeks) to consider whether a hearing will be required. It may be necessary to contact you urgently to discuss your representation and therefore it would be appreciated if you could supply a daytime or mobile telephone number and/or your email address.
- Your representation must be in writing. You may find it useful to use the form overleaf but you are under no obligation to do so.

Appendix 2

Please note that all representations are treated as public documents.

Representation Form



Interested Person/Body in the vicinity of the premises detailed below

Your Name/Company Name/Name of Body you represent.	Anne Atkinson
Postal and email address	[REDACTED]
Contact telephone number	

Name of the premises you are making a representation about.	Wasabi
Address of the premises you are making a representation about.	5 Cavendish St Ulverston

Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation, or the reason for your representation. Please use separate sheets if necessary
The Prevention of harm to children	Yes	See the attached pages
To prevent Public Nuisance	Yes	See the attached pages
To prevent crime and disorder	Yes	See the attached pages
Public Safety	Yes	See the attached pages

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.	Closing time at 10pm and not selling alcohol off for use off the premises.
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N.B If you do make a representation you will normally be expected to attend or be represented at a hearing of the application before the Licensing Sub Committee and at any subsequent appeal.

Signed: [REDACTED]

Date: 31 / May / 2022

Please return this form along with any additional sheets to: The Licensing Manager, Licensing Section, South Lakeland House, Lowther St, Kendal, Cumbria or email to licensing@southlakeland.gov.uk. This form must be returned within the statutory period. Please check with the Licensing Authority. Telephone: 01539 733333 Ext 7481 / 7484.

Anne Atkinson
[REDACTED]

31stth May 2022
Email: Redacted

Objections to Premises License to serve Alcohol at 5 Cavendish St, Ulverston LA127AD:

I object to the above application because of the following: Public safety, Protection of Children, Prevention of Crime and Disorder, Prevention of Public Nuisance

The plan that has been submitted to the Licensing Authorities is outdated. The Glaxo Club is now 9 flats, and the garage is also 9 flats.

Cavendish Street is a small mainly residential street with many people living with children and with only a few businesses. These close around 5 / 6 pm and the street is peaceful after this hour.

The late license of 11.30 and closing at 12.00 could mean that alcohol fuelled customers could be rowdy and be a public nuisance

There would be a lot more people passing through this residential street in the evening. These people are likely to be intoxicated and causing a nuisance.

People who have been drinking often make more noise, talking much louder than sober people and sometimes shouting and arguing, for very long periods of time, and this would disturb me in my home, interfere with my sleep and cause me distress. Voices in the night-time carry further so are more likely to disturb / distress. The owners would have no control over this once they have left the premises.

It would make me feel uncomfortable and unsafe in my front room as people who have been drinking sometimes stare in your window. They also sometimes knock on your door just as they are passing. I would feel anxious in my house because of this.

I feel it is likely that doorways could be used as urinals, as they sometimes are in the town centre. This would be distressing for me.

Selling alcohol to drink off the premises could mean people drinking in this quiet street and being disruptive. It could also lead to litter.

There would be extra traffic and because the street is narrow vehicles would be likely to mount the pavement outside my home late at night while picking up or dropping off

Appendix 2

people who go to the venue. There is not enough room for parking as it is in the street so not enough for others to park.

Delivery wagons would block the street causing safety problems as there is nowhere for them to unload

There is an undertaker on the opposite side of the street so a bar would be incompatible with this, and inappropriate.

For all of the above reasons I think my quality of life would be upset if this venue were given a late license. I suggest a 10pm closure would be more fitting for the nature of the street.

Anne Atkinson

McCarthy, Donna

From: McCarthy, Donna
Sent: 09 June 2022 10:43
To: [REDACTED]
Subject: FW: Licensing application 5 Cavendish St Ulverston, LA12 7AD
Attachments: Anne Atkinson May31 2022.docx

Good Morning

Please see my response to your representation in relation to the premises licence application at 5 Cavendish Street, Ulverston.

I would be grateful to receive your comments to the amendments and trust that they satisfy your concerns.

The consultation ends tonight.

Kind Regards

Donna McCarthy

Licensing (Specialist) – Regulatory Services

South Lakeland District Council, South Lakeland House, Lowther Street, Kendal, Cumbria LA9 4DQ

[REDACTED] | [REDACTED]
Website: www.southlakeland.gov.uk

From: McCarthy, Donna
Sent: 07 June 2022 12:47
To: [REDACTED]
Subject: Licensing application 5 Cavendish St Ulverston, LA12 7AD

Good Afternoon

Thank you for the representation that you have sent in relation to the application for a premises licence at 5 Cavendish Street, Ulverston.

The applicants have been in communication with our Environmental Health officer and have agreed to the following:

- *We would be happy to amend our opening times to cease the sale of alcohol at 10:30pm and to have everyone exited the building by 11:00pm. Doors and windows will be kept closed by 9pm.*
- *We are happy to have use of the outside courtyard conditionally and keep this as a non-smoking area where by we would have it cleared of customers by 9pm and only used for dining (drinks with food).*
- *We are happy to only have bottles collected between the hours of 8am - 6pm.*

I hope the above information will satisfy your concerns.

I look forward to hearing your response to the above amendments.

Kind Regards

Donna McCarthy

Licensing (Specialist) – Regulatory Services

South Lakeland District Council, South Lakeland House, Lowther Street, Kendal, Cumbria LA9 4DQ

Website: www.southlakeland.gov.uk

Representation Form



Interested Person/Body in the vicinity of the premises detailed below

Your Name/Company Name/Name of Body you represent.	Kevin Silver	
Postal and email address	[REDACTED]	
Contact telephone number	[REDACTED]	
Name of the premises you are making a representation about.	Wasabi	
Address of the premises you are making a representation about.	5 Cavendish St, Ulverston, LA12 7AD	
Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation, or the reason for your representation. Please use separate sheets if necessary
The Prevention of harm to children	Yes	The smoking area out the back would lead to loud alcohol fuelled inappropriate conversations / sexual expletives which could awaken residents and their children. The fumes and odours from cigarettes entering adjacent properties and drifting into bedrooms a few meters away. Noise from intoxicated people coming and going at the front of the property disturbing myself and my family and other residents and their children's sleep.
To prevent Public Nuisance	Yes	Aggravating noise from alcohol fuelled customers through until midnight. Smoke fumes entering residents' properties. Urinating / vomiting in doorways (reports of this on New Market St and in doorway of Soulby House Cavendish St). Loud late night conversations / car doors banging / taxis collecting people / dropping off. Generally any activity involving increased numbers of people, vehicles, and alcohol until midnight is not appropriate for a residential area and it increases the possibility of becoming a public nuisance and significantly raises the risk of criminal and disorderly behaviour. As houses immediately front the pavement, when leaving the premise, the noise from the customers will awaken the sleeping residents and as there are many children living in these houses, this is inappropriate and a public nuisance.
To prevent crime and disorder	Yes	Urinating in doorways, vomiting in the street, alcohol fuelled disturbance of the peace late at night. (reports of this in Ulverston town), general anti-social behavior from late night revelers. Litter and noise generated from takeaway alcohol sales.
Public Safety	Yes	Smoke fumes from the rear smoking area encroaching on dwellings in a very tightly knit collection of adjacent properties. Noise disturbing residents' sleeping until midnight then beyond as alcohol fuelled noise and disturbance spills onto the street. Intoxicated people from other venues seeking off premise sales of alcohol. Sleep deprivation as a consequence of these

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.	To finish serving alcohol at a much lower cut off point and to not sell alcohol for off premise consumption. A reasonable compromise would be 22.00 finish and closing. NOTE The street plan submitted with the application is incorrect. The 'Garage' and Club are now 18 private dwellings (see below)
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N.B If you do make a representation you will normally be expected to attend or be represented at a hearing of the application before the Licensing Sub Committee and at any subsequent appeal.

Signed: [REDACTED]

Date: 26 / May / 2022

Please return this form along with any additional sheets to: The Licensing Manager, Licensing Section, South Lakeland House, Lowther St, Kendal, Cumbria or email to licensing@southlakeland.gov.uk. This form must be returned within the statutory period. Please check with the Licensing Authority. Telephone: 01539 733333 Ext 7481 / 7484.

Additional sheets

KEVIN SILVER, ADDRESS REDACTED, ULVERSTON, COMMENT TYPE - OBJECTION

TO LATE ALCOHOL LICENCE AT FORMER WORLD PEACE CAFE 5 CAVENDISH ST ULVERSTON

Objections here relate to each of the following:

- **Public safety.**
- **Protection of children.**
- **Prevention of crime & disorder.**
- **Prevention of public nuisance.**

- **Description of the street**

- **The plan of the street submitted with the application does not reflect the residential nature of the street. The GARAGE is now 9 FLATS, The CLUB is now 9 FLATS.** Cavendish Street currently has 43 residential dwellings (Directgov), hosting a range of people varying from very young children to elderly residents, and a small amount of commercial properties which all close at around 5pm (apart from one restaurant with a calm ambience located at the end of the street, and which is mainly accessed from the Coronation Hall end of the street meaning no extra footfall in the street). The majority of commercial properties in Cavendish Street have domestic dwellings above them.
- It is expected that there would be a high impact on the character of the area which is likely to affect the safe residential nature of the surroundings, this especially being the case after close of normal business hours.

Individual Points

- Smoking Area out the back: Effect on residents and their children - Noise and disturbance / fumes / smells from patrons who are outside the back smoking and talking and volume increasing with lowered inhibitions from alcohol consumption. This noise and smell drifting into the areas only a few meters from where children and other residents sleep or relax. **A threat to the environment and therefore to the protection and safety of children, and a public nuisance.**
- This would cause unreasonable disturbance and discomfort and expose young children to the potential for hearing inappropriate conversations drifting into their own garden a few meters away. This would have a negative impact on an otherwise quiet neighbourhood. In summer when people sleep with windows open this would be intolerable. The potential for children to overhear inappropriate conversations of those who have consumed alcohol late in the evening. **A threat to the environment and therefore to the protection and safety of children, and a public nuisance.**

- Potential for antisocial behaviour (urinating in residents' doorways, vomiting in the street, fornicating, etc). Evidence is available of people urinating both in New Market Street and in the Market Hall doorway in August and September 2018. **A threat to public safety and potential for crime and disorder and a public nuisance.**
- Aggravation noise and the usual disruptions from patrons especially at closing but also throughout opening times. The sale of alcohol for off premise use would encourage high numbers of already intoxicated people to seek further alcohol, adding to the potential for disturbances. **A nuisance to the public.**
- Random disturbances from patrons entering and leaving the premises / hanging around outside. Patrons having consumed alcohol bidding their goodnights / arguing / disputing in a protracted manner that can go on for long periods and numerous other erratic disturbances likely to wake and cause anxiety / to wake sleeping children and cause anxiety for them and others occupying bedrooms nearby. The proprietor would have little or no control over people once they had left the premises. **A potential nuisance to the public.**
- Disruption outside and around the premises (taxis pulling up / car doors slamming / loading taxis or patrons' cars. **A nuisance to the public who live in the street.**
- Disturbances from extra footfall through this residential street at antisocial hours resulting in -
- Loss of privacy as lowered inhibitions results in people staring into the windows and personal spaces of people homes making them feel unsafe, exposed and affronted. **A public nuisance.**
- Artificial light from premises at rear and at front. **A public nuisance.**
- Anti social hours and movement of people affected by alcohol circulating in a residential area. **A threat to public safety.**
- **General Concerns for residents**

Loss of safe environment due to potential for alcohol induced anti social behaviour and the feeling of intimidation that can result from being in the proximity of people who have consumed alcohol. The location of a bar in Cavendish St is incompatible within this residential area and it is anticipated that there would be a loss of quality of life for those disturbed by the above.

Generally any activity involving increased numbers of people, vehicles and alcohol after 11:30 at night is not appropriate for a residential area and it increases the possibility of becoming a public nuisance and significantly raises the risk of criminal and disorderly behaviour.

It is expected that the introduction of a late alcohol license and off sales alcohol license would unreasonably and substantially interfere with the use or enjoyment of the residents' homes around Cavendish Street and the immediate area.

GENERAL COMMENT

The smoking area out the back means the impact of a smoking area is turned onto those occupying the garden areas, rooms and bedrooms to the rear of the premises.

The Morning Advertiser, the pub trade newspaper, advises that smoking areas can cause tensions with neighbours and if a smoking area is near to residential areas or businesses that it **is likely that those using it would create noise that impacts on the residents and workers nearby.** **Source:**

[HTTPS://WWW.MORNINGADVERTISER.CO.UK/ARTICLE/2013/10/25/PUB-SMOKING-AREA-TIPS](https://www.morningadvertiser.co.uk/article/2013/10/25/pub-smoking-area-tips)

The photograph below taken from my property boundary illustrates the close proximity of the proposed smoking area to mine and other residents' homes.





NOTE – THE PLAN SHOWN THAT WAS SUBMITTED WITH THE APPLICATION IS FROM AROUND 20 YEARS AGO AND THERE HAVE SINCE BEEN RADICAL, LOCAL AUTHORITY APPROVED CHANGES TO THE STREET.

The yellow boxes here show where the 'Club' and 'Garage' have been converted to 9 residential dwellings in each space, totaling 18 dwellings, LENDING A MUCH MORE RESIDENTIAL NATURE TO THE AREA.

K Silver

McCarthy, Donna

From: McCarthy, Donna
Sent: 10 June 2022 19:31
To: [REDACTED]
Subject: RE: 5 Cavendish Street, Ulverston.

Good Evening Kevin

I have spoken to the applicant this afternoon just before I finished for the day.

As this is an application for a restaurant they would not be encouraging smoking out the front of the premises and will put notices to that effect.

Kind Regards

Donna

From: Kevin Silver [REDACTED]
Sent: 10 June 2022 13:54
To: McCarthy, Donna [REDACTED]
Subject: Re: 5 Cavendish Street, Ulverston.

Hi Donna, could you confirm that the applicant has agreed to non smoking at the front of the premises please? Like I said, this was a condition for my withdrawal of my representation.

Thanks

Kevin Silver

[REDACTED]
[REDACTED]
[REDACTED]

On Wed, 8 Jun 2022 at 10:26, Kevin Silver <kevsilver50@gmail.com> wrote:

Hi Donna, I've spoken to Colin Atkinson [REDACTED] and he has just taken alternate accommodation outside the area. His landlord, Peter Allonby, who owns the dwelling has asked me to pass his number on in order to discuss Colin's representation.

Peter Allonby, [REDACTED]

Thanks

Kevin Silver

On Tue, 7 Jun 2022 at 18:15, Kevin Silver [REDACTED] wrote:

Hi Donna, yes I will remove my representations on the condition that the front of the premises doesn't become a smoking area.

Thanks

Kev

On Tue, 7 Jun 2022 at 11:59, McCarthy, Donna [REDACTED] wrote:

Good Morning

I didn't see the email address on Anne's form, it is at the bottom of the form.

I will forward the proposed measures to Anne's email address and ask her to respond.

If I can get Colin's number I will ring him.

I trust that you are withdrawing your representation in light of the amendments.

Kind regards

Donna McCarthy

Licensing (Specialist) – Regulatory Services

South Lakeland District Council, South Lakeland House, Lowther Street, Kendal, Cumbria LA9 4DQ

[REDACTED]
Website: www.southlakeland.gov.uk

From: Kevin Silver [REDACTED]

Sent: 07 June 2022 10:45

To: McCarthy, Donna [REDACTED]

Subject: Re: 5 Cavendish Street, Ulverston.

Hi Donna, Anne Atkinson's email is on her form, [REDACTED]

I will ask Colin for his number, I don't think he has an email account

I am willing to accept the changes to the license application, providing people don't smoke out the front of the building where this would be as much of a public nuisance as out the back.

Please pass on my thanks to the proprietor and my best wishes

Kevin Silver

On Mon, 6 Jun 2022 at 13:31, McCarthy, Donna [REDACTED] > wrote:

Good afternoon

Thank you for the representation that you have sent in relation to the application for a premises licence at 5 Cavendish Street, Ulverston.

Can you please provide contact telephone or email addresses on the other 2 forms that you have also sent from your neighbours.

The applicants have been in communication with our Environmental Health officer and have agreed to the following:

- *We would be happy to amend our opening times to cease the sale of alcohol at 10:30pm and to have everyone exited the building by 11:00pm. Doors and windows will be kept closed by 9pm.*
- *We are happy to have use of the outside courtyard conditionally and keep this as a non-smoking area where by we would have it cleared of customers by 9pm and only used for dining (drinks with food).*
- *We are happy to only have bottles collected between the hours of 8am - 6pm.*

I hope the above information will satisfy the concerns of yourself and your neighbours.

I look forward to hearing your response to the above amendments.

Kind Regards

Donna McCarthy

Licensing (Specialist) – Regulatory Services

South Lakeland District Council, South Lakeland House, Lowther Street, Kendal, Cumbria
LA9 4DQ



Website: www.southlakeland.gov.uk

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South Lakeland District Council

Making South Lakeland the best place to live, work and explore

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McCarthy, Donna

From: McCarthy, Donna
Sent: 07 June 2022 11:55
To: [REDACTED]
Subject: FW: Application for Grant of Premises Licence 5Cavendish Street Ulverston

Good Morning

I am following up on the email I sent to you on 31 May 2022 in relation to the representation you have made.

I would be grateful if you could respond to my email and let me know if you are satisfied with the measures that the applicants have proposed.

The end of consultation date is 09 June 2022.

Kind Regards

Donna McCarthy
Licensing (Specialist) – Regulatory Services South Lakeland District Council, South Lakeland House, Lowther Street,
Kendal, Cumbria LA9 4DQ

[REDACTED]
Website: www.southlakeland.gov.uk

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

From: Licensing
Sent: 31 May 2022 13:56
To: 'Sandra Westbrook' [REDACTED]
Subject: RE: Application for Grant of Premises Licence 5Cavendish Street Ulverston

Good afternoon

Thank you for your email and representation in relation to the premises licence application in respect of the above.

I have forwarded your representations to the applicants and they have made the following comments:

Point 1 - We wish to bring a new dining venue to the town but we also do not want to cause disruption or nuisance to our neighbours. With this in mind, we would be happy to amend our opening times to cease the sale of alcohol at 10:30pm and to have everyone exited the building by 11:00pm. Doors and windows will be kept closed by 9pm.

Point 2 - We are happy to have use of the outside courtyard conditionally and keep this as a non-smoking area where by we would have it cleared of customers by 9pm and only used for dining (drinks with food).

Point 3 - We are happy to only have bottles collected between the hours of 8am - 6pm

I look forward to receiving your response to the above comments.

Kind Regards

Donna McCarthy
Licensing (Specialist) – Regulatory Services South Lakeland District Council, South Lakeland House, Lowther Street,
Kendal, Cumbria LA9 4DQ

[REDACTED]
Website: www.southlakeland.gov.uk

From: Sandra Westbrook [REDACTED]
Sent: 24 May 2022 19:29
To: Licensing [REDACTED]
Subject: Application for Grant of Premises Licence 5Cavendish Street Ulverston

Dear Sir,

Regarding the above application I would like to raise objection to various points.

1, the opening hours should terminate at 10.30 each evening, the reason for this is because Cavendish Street is now largely a residential street. The street plan shows a garage, this is now 9 residential apartments Soulby House and the club is now a unit of 6 residential homes. Also I feel there is no call for sale of alcohol at 11.00 at night.

2. The area to be licensed should not include the rear courtyard. The rear courtyards are the domestic open space for the homes in Cavendish Street and Benson Street if this area was included in the application this would cause noise and obviously people would smoke outside and this would cause smell and pollution.

3 The bottle collection time should be moved for collection at 8am not 7 am.

Provision for storage of the bottles etc must not go into the rear alleyway. This is Rack Alley a Blue Badge area of interest having been a rope measure. Also if food was left out this would encourage more seagulls (and we have enough of a problem with them already) and possibly rodents .

4. Parking and traffic is a problem in Cavendish Street and to have more vehicles and taxis drawing up late in the evening would be a disturbance to the residents.

I trust you will consider the points I have raised.

Mrs. Westbrook

Sent from my iPad

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McCarthy, Donna

From: Sandra Westbrook [REDACTED]
Sent: 08 June 2022 15:07
To: Licensing
Subject: 5 Cavendish Street Ulverston

Good afternoon,

I would say I agree with the applicants observations but would like a reply regarding waste food storage and bottle storage.

Mrs Westbrook

Sent from my iPad

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