

APPENDIX 3

Representations from local residents

Representation from Mr DL

To whom it may concern

I write to you to make representation in opposition to certain aspects of the licence application for The Yorkshire Terrier, Brinsworth.

Applicant Mr Alexander Nigel Nocton. Application 046395.

As a local resident, living approximately 100yards from the premises, I have several concerns regarding the application.

The open hours request of closing times of 01:30 during the week and 02:00 and 02:30 for Friday and Saturday are unreasonable.

The applicant is asking that an estate pub, in a built up area inhabited by young families, has a later closing time than a city centre bar or nightclub. Which is blatantly unreasonable.

A group of people leaving a premises under the effects of alcohol at such a late hour would represent a serious public nuisance, with the potential for an increase in crime and disorder.

Being the only licensed premises for a large surrounding area still open at such a late time would lead to an increased number of people travelling into the area once their local pubs close. Having groups from different areas mixing whilst under the influence of alcohol could lead to an increase in violence and disorder.

The noise we currently experience when the pub closes and people are walking home can be excessive and disruptive, but at least it is not too late. However it does disturb my 10 month old child and on occasion leads to her waking up.

Up until recently, the establishment has been playing loud music which can be a nuisance and a disturbance to us and our child. However, this is an issue that will only be exacerbated should the applicants request for music to continue until midnight during the week and 01:00 at the weekend be approved.

Quite often I find discarded bottles and glasses outside my house or on the road that have been smashed by people leaving the pub. An extension of opening hours would surely lead to an increase in the occurrence of these incidents. The broken glass represents a clear risk to public safety and is a concern for those of us with young children (of whom there are many in the houses surrounding the premises). This, coupled with the noise issue, contravenes the licensing objective of the protection of children from harm.

I also notice that the applicant has made the request to have the ability to sell alcohol to be consumed OFF the premises. This situation would undoubtedly lead to an increase in bottles and cans being dropped as people leave the premises and make their way home, being both a public nuisance and a safety risk to the public and young children. There is also the potential for customers to purchase take away alcohol and then consume it on the benches outside the pub causing further noise and disruption until an even later hour.

Please note, we are not opposed to the applicant or the establishment acquiring a licence, and welcome the presence of a friendly local pub in our community. We have frequented the premises ourselves on numerous occasions and have never had any issue. We also accept there will be an element of noise and rowdiness associated with a pub and have accepted it until this point. The issues we DO have are purely connected to this new application and are outlined in this representation. I am available for contact if there are any questions or points to be discussed.

Yours faithfully



Brinsworth resident

Representation from Ms VP

I write with reference to the proposed opening times for the Yorkshire Terrier public house in Brinsworth.

1. Extending the opening hours will only contribute to crime and disorder.

Who wants to listen to people screaming and shouting at each other at 2 o'clock in the morning? It's bad enough as it is when people are fuelled with alcohol and pass my house. I've also had my car vandalised 3 times in the past 3 years.

2. Are residents going to feel safe passing a venue with large crowds? Numerous crowds only attract trouble when they are fuelled with alcohol. I've worked in public houses for 20 years and have seen this first hand.

Why aren't these proposals for the Waverley? This would be a much better venue. The Yorkshire Terrier is surrounded by hundreds of houses with residents who have lived in their property for 50 years. I don't want the disruption at my age, it isn't any good for my mental health or wellbeing.

3. How can you prevent people making a nuisance of themselves at 2 o'clock in a morning? I'm too frightened to go out at that time.

4. How can you protect your children from harm, when you are close to a venue with people talking, and loud music playing?

This is no good for their mental health or wellbeing, when they turn up to school tired because they haven't had any sleep.

The noise from the Yorkshire Terrier carries, especially if there is music playing and people are talking outside or in the smoking area.

I live [REDACTED] Brinsworth. This [REDACTED] years. I DON'T WANT to listen to loud music from somewhere else when I'm in my own home. When I go to bed I want to go to sleep, NOT be kept awake by this, and be anxious wondering if there's going to be any trouble.

So I STRONGLY OBJECT to these proposals.

[REDACTED]

Kind regards

[REDACTED]

Representation from Ms LP

Referring to the above application I would like to object to this for the following reasons:-

1. These premises are too close to residents houses for live music indoor/outdoor
2. Unsociable opening hours for residents who have to go to work every day
3. The sale of alcohol off these premises will encourage street drinking and unsocial behaviour
4. The late night refreshment indoor/outdoors until is unacceptable for surrounding residents

I strongly object to this licence this is a family oriented area with many small children and babies and elderly people and will create unsociable behaviour and public safety.

Regards



Representation from Ms LH

Hello

I would like to object to the licensing application made by The Yorkshire Terrier Pub on Whitehill Road in Brinsworth, ref 046395.

As you will be aware, this particular pub is surrounded by residential properties on Whitehill road, Sunnybank Crescent and Icknield way to name just a few.

Opening until 1:30am during the week is too late and the noise from customers leaving the pub at this time will disturb local residents who expect to enjoy a peaceful nights sleep. People work and have children who need to get up for school. I can't imagine their is actually even a demand for the pub to be open that late in the first place but of it is allowed, it will encourage more and more people to be drinking until closing time which will increase noise and antisocial/drunken behaviour and it's us who live in the surrounding properties who will have to put up with it.

The same applies for the proposed closing time at the weekend. Why so late? 2.30am is taking the mick! It's not fair on those of us who live within a stones throw of the pub. As for the entertainment licence, I would have less of an issue if this was for indoors only. But allowing live or recorded music to be played outdoors until these time's is unacceptable. I am all for entertainment in pubs but these times are unreasonable. Residents should not have to have to put up with loud music being played outside until these times. It wouldn't be so bad if it was indoors only.

I'd like to point out that during lockdown, there were a small number of local DJs who played music outside their homes until around 8pm on Thursdays to show their respect and thanks to NHS and key workers. One was on Whitehill Road. I didn't have an issue with this personally as the music ended at a very reasonable time. However Environmental Health received complaints and the DJs were informed to stop and threatened with having their equipment confiscated if they failed to cease. So please explain how the council can stop someone playing music outdoors once a week because it's considered unreasonable to be played past 8pm and a nuisance to local residents yet you will consider granting a licence for this pub to play live or recorded music outside until 1am!!! Totally unacceptable and it's us who will suffer.

Myself and my partner like to support local businesses and would encourage most things that will provide more jobs for local people but these suggested times are too late and unreasonable, especially paying music outside.

Please accept this as a formal objection from me and my partner and provide a response to the comments I have made.

Kind regards

██████████

Representation from Ms KH

The Yorkshire Terrier licence application

To whom this may concern

I write this letter in relation to the new Licence application 046395 (Yorkshire Terrier-Brinsworth).

The application has been brought to our attention by a neighbour, who must have found out about the application one way or another, and posted notification of the applicants intentions through our door.

We find this rather underhanded, why has every household within the vicinity not been notified directly about this application, to give everyone the opportunity to reject this ludicrous request?

I live around 100yds away from the pub. Regularly we hear the noise from the pub, i.e. music up to around 1130pm on Fridays and Saturday, which we have no problems with as we accept that we live near the pub and that is normal opening hours. What we don't find acceptable is the drunken antics of the terrier's customers as they leave. Shouting, fighting, throwing bottles/glasses about smashing them, causing potential harm to both children and animals. I feel the pub should take responsibility when serving people that they are just as responsible as the drunken person causing public nuisance outside its premises. They are clearly not interested in the aftermath and believe granting this new application will only see an increase in public nuisance. The new licence proposes longer open hours than that of Bars in Town centres. That in itself says it all. We are a residential area, not a city centre.

I as a resident within the vicinity and a mother to a young baby, we do not want to have to listen and see the trouble which this will bring. This will only attract people from other areas as it will be open the latest in surrounding villages.

The consumption of alcohol both on and off the premises in theory means at 2.00am they can serve beer to then be consumed off the premises. Meaning they could then sit outside the pub and drink it? Again causing public nuisance.

We are not in any way against the pub, just to the request for extended hours / music. I used to live on one of the worst streets in Brinsworth, which I left due to antisocial behaviour. I did not spend all my money to then move and buy this house to now potentially be harassed with yet more antisocial behaviour and noise caused by essentially a night club.

If you would like to discuss this further, please do not hesitate to contact me via email

Kind regards

■

Representation from Ms CW

Dear Licensing Team,

My name is [REDACTED] and I live at [REDACTED] Brinsworth S60 [REDACTED],
[REDACTED].

I called your office today 19th October, with regards to this application, and was told to put my objections in writing or by email, I also explained that one of my neighbours posted the application through my letterbox,

The member of staff I called said there should be a blue notice up either on the door window or lamp post, the lady asked me to call back if this wasn't showing has it contains information on how to object and by which date, on my return from work I checked this, and did find the application in the front window in the top right hand corner and unless you have ladders or you 8 foot tall you cant read this. So for a lady who is 5 foot 4 ish I couldn't read it, am so thankful my neighbour posted the application. See attached photo

I am strongly objecting against the application for a new premises licence for the hours that are purposed.

I have two small grandchildren age 5 and age 3 months who stay with me every weekend, and both sleep in the front room. I also work 5 days a week Monday to Friday and have early starts. I live in a residential area, which is across the road from the pub. I don't want to be disturbed by live or recorded music playing outdoors has I don't get no quite time on my own back garden, listening to music whether indoors or outdoors will be extremely disturbing and loud, Things are bad enough now at the weekends, let alone extended hours, the landlord also does lock ins to which shouldn't be aloud, I have complained to both the council and landlord but nothing happens, all you can hear at the weekends is laughing and shouting, from the smoking area which is located at the front of the pub, and also outside the pubs front door depending on where people smoke, 8 out of 10 times in ends in fights, also the smashed glass in the car park from arguing. And not forgetting the taxis to and from beeping their horns .At the weekends I have to keep my windows closed but yet the sounds still comes through, not ideal in hot weather. Landlord has a speaker outside the front door, I can hear music now when pubs open in my back garden and upstairs in my two front bedrooms. I am also objecting against the consumption of alcoholic to be sold off the premises till the early hours of the morning, we already have an Premier Inn off-licence that is open 7am - 9 p.m. on the same site. of The Yorkshire Terrier, The landlord already has outside space with decking at the front of the pub and again is extremely loud in the summer, noise comes straight through my front room window.

I would also like to add, like I have said before the is a residential area with other local pubs in the area that open and close at reasonable times. So can I ask why would you think it is appropriate to turn it into nightclub,

If you need anything else from me then please don't hesitate to email me.

I do hope you take my objections seriously, "How would you like to live across the road from a nightclub"

Kind Regards

██████████

Representation from Ms EH

Good morning,

We believe the license application will be detrimental to the residents of the immediate area, bearing in mind this premise is in the middle of a housing estate full of families.

The extended music license will allow the premise to become a "nightclub" bringing with it the associated clientele, anti-social behaviour even later at night than we currently get.

I implore you to decline this application.

Thank you,

[REDACTED]

Text from online form submission:

My family and I live [REDACTED] away from The Yorkshire Terrier.

Over the past 7 years of living here, there is seldom a weekend where noise nuisance from the pub is experienced, within its current operating hours. We tolerate this. However, there is also seldom a weekend where late leavers or evictees of the pub aren't causing a public nuisance, shouting at each other at unsociable hours, smashing bottles (significant broken glass in the immediate vicinity), fighting, continuing to drink own beverages outside the pub & in the, 2 bustops, one immediately outside the pub the one immediately opposite our property . This type of behaviour is also experienced during the week .

We have 2 children, both under school age, whose sleep is disturbed by the current nuisance. Our sleep & our neighbours sleep is also disturbed . If the current licensing is extended as requested, this would draw many more customers to the pub upon other local facilities shutting, increasing noise, nuisance, unsociable behaviour.

The pub is in the middle of a housing estate with many properties far closer to the pub than ours . We find the music under the current license to be clearly audible on a Friday and Saturday night . The extension of the license would be completely unacceptable and would very likely see an increase in crime.

We would suggest opening hours are not extended, music is not played during the week and license does not allow for the sale of alcohol for consumption off premise.

Representation from Ms NB

To whom it may concern,

It has come to light that the Yorkshire terrier is currently running with a temporary license and the proposal for the new license seems to have altered opening and closing times. Does this mean that people will have extra drinking time on a Saturday night/Sunday morning?

I am a resident of Brinsworth and live within close proximity of the pub. There has always been a little bit of noise at kick out time, the occasional fight in the street after a bit too much alcohol at the weekend etc and we have somewhat become used to it. On a few occasions, these disturbances would wake up my children which isn't welcomed as I'm unfortunate enough to have 2 kids that don't like to go to sleep anyway! Also on a few occasions, the police have had to get involved in street brawls. Going back around 2/3 years, a group of young men were thrown out of the pub as they had started fighting. This brawl went in to the street and these men were destroying people's property to create weapons in their little spat. The landlord never called the police, that was left to the residents. It's as though the trouble cannot be reported if it's on his premises. I don't see the need for a local pub to be open until 2am, especially when events like this happen under the current opening times.

Since lockdown has eased and the pub was allowed to reopen, it's as though social distancing doesn't apply to anyone and there obviously isn't anyone reinforcing any rules either. Up to now, the latest time that a group of people (guessing all from different households as they go different ways when reaching the pub) have been heard leaving is possibly 3am on a Sunday morning. I have friends who went in for a quiet drink, just a few weeks ago, to be greeted by someone stood at the bar vaping! Surely that's not the best thing to be doing in the middle of a pandemic!

In summary, I doubt I am the only person who will have these concerns and I hope that people will be aware of what the proposal involves.

I hope my concerns are looked at seriously and taken in to consideration when approving anything to do with this pub. It could be a lovely pub, but I'm presuming any extended hours will just attract an even more rowdy crowd at the weekend.

Thank you for your time.

██████████

Representation from Ms SM

Application Number: 046395

Premises: The Yorkshire Terrier Whitehill Road, Brinsworth, Rotherham, South Yorkshire, S60 5JQ

Dear Sir/ Madam

I would like to make a representation against the application and proposed new opening time for The Yorkshire Terrier Pub located in Brinsworth on Whitehill Road. It comes as a great surprise to myself and my husband that Mr Nocton wishes to extend his hours, as we were under the impression his licence already covered these hours. For the last five years of us leaving on Whitehill Road there have been patrons drinking, smoking, shouting and being generally obnoxious as well as the disco music and lighting going on until 2am already with no regard for the surrounding homes!

The prevention of Crime and Disorder-

Weekly there are fights outside The Yorkshire Terrier, glasses smashed, people shouting, screaming, and swearing at each other especially in the smoker's area/shed. All I have seen Mr Nocton put in place to prevent such scenes is simply lock the front door, leaving residents to have to listen to the chaos until the early hours in the morning.

Public Safety-

I fear that if allowed to extend his hours Mr Nocton will continue his behaviour of 'Lock-ins' until even more obscene times of the day and this will result in an increase in drunken behaviour that will lead to property being damaged. I have already had condoms, underwear and litter left on my fence and gardens as well as smashed up glasses left in front of my drive and property entrance. I feel given the opportunity this behaviour will escalate and result in cars being damaged and even theft.

The constant sleep deprivation is getting too much, a plus side of the Covid-19 pandemic is that it has meant that The Yorkshire Terrier has been shut and we have been able to rest especially with the arrival of our first child.

The prevention of public nuisance-

I do not believe Mr Nocton will do anything to prevent any kind of nuisance or disruption to residents. I have made several complaints to the council and nothing has been put in place to reduce or stop the nightly bombardment of noise and vulgarity seeping from the establishment.

Working nights at the hospital has been difficult as I have been unable to sleep during the day due to music being played on the outside stereo system at extraordinary volumes when there hasn't been anyone outside the establishment, continuing to be played up to and past 10pm. Equally when coming home after working a weekend shift it sets off my anxiety of going to bed as I know I won't sleep for my shift the next day because of the constant noise.

The Protection of children from harm-

During lockdown I had my first child, who is woken up as well as myself at early hours in the morning from people being loud and generally obnoxious in the smoker's area/shed. A few weeks after pubs were able to reopen.

I feel legally extended hours will be detrimental to my son and other children in the area as they will definitely keep them up and inevitably will not be sheltered from the vulgar language and noise as you can hear it throughout our home; we even attempted to move into our backroom and you can still clearly hear the music playing and people arguing.

I wish for my details to not be made public due to the fact we are in such close proximity to The Yorkshire Terrier, we feel we can be easily pointed out and targeted as we have already had vandalism to our property and do not wish for any inebriated patron to take matters into their own hands.

Representation from Mr DB

As requested my concerns over the New licence application for the above premises are on the grounds of Prevention of Public Nuisance and to grant a licence to allow the premises to open Sun to Thurs 10.00am till 01.30 am and Friday till 02.00 and Saturday till 02.30 this public house is surrounded by private housing if the licence holder of the premises (if granted) was to consider opening till midnight with all business taking place within the confines of the building then until any behavior problems surface, i have no problems I suggest that the applicant can apply for extensions for Xmas/ New Year/Bank holidays etc. I should be obliged if you do not reveal my identity as certain users of this PH are the type that would take it badly.
Regards, [REDACTED]