

Dear Licencing Team

This note is sent on behalf of the Resident Petitioners Group at Canary Riverside. We have attempted to engage with the applicant on two occasions while the applicant has never once contacted us. Last week we sent the attached list of questions to the applicant to clarify several important issues.

To date (Friday 19th April) we have not received a reply. Our request was for very basic information which the applicant should easily have been able to provide. For instance, exactly what of the many potential entertainment activities do they propose to host at the premises? How will they prevent noise and light pollution from impacting the 1,000 people who live in flats as near as thirty metres from the premises? How will they ensure the safe dispersal of patrons at 2.00 a.m.? Who are the accountable persons for ensuring compliance with the licence? Do they have a waste management plan and a transport plan? Where will people smoke?

These are not difficult questions for a well organised and resourced applicant to answer. Either they do not know, or they do but know that revealing the information will lead to a rejection of their application. It is probable that the applicant is seeking the premises to be used as a nightclub with live and loud recorded music until 02.00 a.m. and that late night drinkers are their target clientele. The location of the premises within the gardens of our estate is entirely unsuitable for such activities.

It is impossible to operate these premises after 10.30 p.m. without causing major public nuisance, crime and disorder and safety issues. The plan to utilise the underground car park as an access / exit route cannot be seriously considered. The route to the nearest taxi ranks at Cabot Place, a fifteen-minute walk from the premises, is via an underground roundabout where cars are not allowed to stop and there is no pedestrian crossing.

We have suggested to the applicant that the hours be limited to 10.00 p.m. with background music only. This would be the same conditions as the recent licence granted to the Café Brera which is also on our estate. This would still allow the premises to operate ten hours a day and is in line with nearby establishments and previous operations at these premises. The simplest way for such a proposal to be progressed would be for the applicant to withdraw this application and submit a revised one.

It is regrettable that the applicant has failed to engage with the residents at Canary Riverside. We have tried without success. We call on the Licencing Committee to reject this application.

The Resident Petitioners at Canary Riverside.

Dear Mr Fender

As discussed on our email exchange I am sending you some questions in advance of the Licensing Committee on the 23rd of April which we can form an agenda for a meeting perhaps next week.

1. Would the applicant consider changing the hours of operation so that it closes at 10.00 p.m.?
2. Can you confirm that the 4th Floor will be restaurant only with no music of any kind and that there will be no ‘vertical drinking’?
3. Can you clarify exactly the activities that will take place on the 3rd Floor, can you confirm if it will be a nightclub, discotheque or feature live music?
4. Can you confirm that there will be no new customers admitted to the premises after 22.30? (*per the Noise Assessment Report (Para 6.2.1)*)
5. Can you confirm that customers who leave the premises after 22.30 will not be readmitted? (*per the Noise Assessment Report (Para 6.2.1)*)
6. Can you confirm that a Noise Limiter will be fitted to the music system so that music is not audible outside the premises?
7. Can you provide the Planning Consent which permits these activities and operating hours? (*The Planning Consent that was agreed by the Council Planning Committee on the 30th of November, two days after this licensing application was submitted, did not inform the Planning Committee of this licence application.*)
8. What measures will the applicant take to mitigate / prevent light pollution?
9. Is there a connection with the chain CODE?
10. Can you clarify who the accountable people will be for (i) operating the premises and (ii) for ensuring compliance with the Licence?
11. Can you provide the operating plan for the premises?
12. Can you provide the Transport Plan?
13. Can you please provide details showing how customers will be dispersed from the venue at closing time?
14. Where will taxi pick-up be permitted after 22.30?
15. Can you please provide details of designated locations where smoking will be permitted, both before and after 22.30?
16. Can you please provide a waste management plan?
17. How will you ensure that customers will not attempt to enter the Canary Riverside Estate at any time.
18. Have you agreed an operating protocol with the Estate Management for the Car Park.

