



Ms Sara Lockett  
Lockett & Co  
13 Church Street  
Kidderminster  
Worcs  
DY10 2AH

Environmental Protection Team  
Leeds City Council  
Millshaw Park Way  
Leeds  
LS11 0LS

Contact Mr Karl Sheldon  
Tel [REDACTED]

Our reference PREM/04092/001  
25 October 2017

Dear Ms Lockett

**Licensing Act 2003**

**Name and Address of Premises** Pool Road, Pool-In-Wharfedale, Otley, LS21 1EQ,

We refer to your licensing application for the above premises. We believe that your application does not give enough information about how you intend to meet an important objective of the licence, which is to prevent public nuisance. We therefore confirm that we are submitting a formal objection to your application.

We base our objection on the following matters:

- The potential for disturbance from customer vehicles coming and going from premises, opening/closing of car doors, use of the petrol pumps, vehicles making deliveries, conversation from customers visiting the premises coming and going through late night/early hours where such disturbance may adversely affect sleep of nearby residents
- The application is in contravention/breach of current planning conditions imposed on the premises, application ref 16/05575/FU the decision notice dated 19/6/2017 condition 5
- Condition 5 Hours of opening, deliveries and illumination of signage shall be restricted to 07 00 to 22 00 Monday to Saturday and 08 00 to 22 00 on Sunday

In the interests of the amenity

We also base our objection on experience including that specifically associated with the premises and the area including data relating to complaints received from members of the public.

Having read the matters we describe below if you feel we should consider anything else please do not hesitate to contact us.



### **Description of the surrounding area**

Please refer to Appendix 1 Map of Surrounding Area

### **Description of the applicant venue and the application**

Filling station at Shell Pool Bridge, Pool Road, Pool-In-Wharfedale, Otley, LS21 1EQ is located approximately 10 meters to nearest noise sensitive premises

### **Complaint and other history specific to the applicant premises**

**07/09/99** – Complaint from a local resident regarding noise from early morning delivery at 06 30

**29/11/16** – Complaint from a local resident regarding noise from early morning deliveries

**11/04/17** - Complaint from a local resident regarding noise from early morning delivery at 06 10

### **Conclusions reached**

The department has historically received noise nuisance complaints during the hours outside of the planning conditions in which the service station is applying to operate. We consider there is the potential of noise break out from the premises with customer vehicles coming and going from the premises, opening/closing of car doors, vehicles making deliveries, conversation from customers visiting the premises through late night/early hours. There is also the potential of light nuisance from any illuminated signs emanating from the service station, with residential premises close by.

Permitting the requested license activities outside of the current planning conditions (condition 5 of planning decision 16/05575/FU. Hours of opening, deliveries and illumination of signage shall be restricted to 07 00 to 22 00 Monday to Saturday and 08 00 to 22 00 on Sunday. In the interests of the amenity ) will have the potential to cause public nuisance for the above given reasons.

We recommend that the Sub-Committee refuse the application.

We do not believe that further conditions will resolve the application as it stands.

We understand that the Sub-Committee may take a different view and grant the application. We recommend that if that is the case we should be given the opportunity to suggest measures as conditions on the licence. We do not say that conditions would effectively prevent public nuisance but that they may go some way to reducing the potential impact.

Yours faithfully

Mr Karl Sheldon  
Senior Technical Officer

Appendix 1 Map of Surrounding Area

