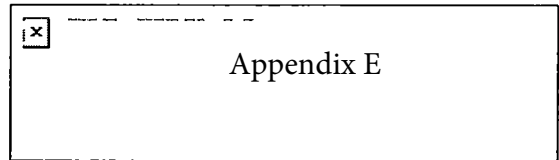


PREM/00663/008



CD

Soul Bars And Restaurants Limited  
2 Kings Road  
Harrogate  
HG1 1BT

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

Contact Karl Sheldon

Our reference PREM/00663/008  
18 September 2018



Dear Sir/Madam

**Licensing Act 2003**

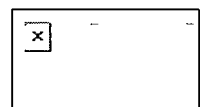
**Name and Address of Premises 15 Town Street, Horsforth, Leeds, LS18 5LJ**

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:

- That the hours of operation applied for would set a precedent in an area already served by late opening venues. If the precedent was set and other businesses granted such hours then there would be a significant added impact of noise disturbance deeper into the early morning hours to the surrounding residential premises. The existing impact includes noise from loud music and from sources outside such as from customers.
- The potential for disturbance from customers leaving the premises and walking home through nearby residential areas very late at night causing disturbance to local residents.

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**

Hemingways Cuban Bar, 15 Town Street, Horsforth, Leeds, LS18 5LJ is located approximately 5 Metres away from the nearest noise sensitive premises located at The Square (see appendix 1)

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

18/09/2017 - Complaint made by a local resident regarding loud music late on a night affecting sleep The complainant stated the noise was happening every Friday and Saturday night and had provided a diary of the noise for a 5 week period Out of Hours officers had also witnessed the noise, however after an intervention from an officer in the form of a warning letter the issues stopped

Leeds City Council has also received 10 complaints relating to loud music emanating from the premises for the period between June 2003 to June 2012

### **Conclusions reached**

The department has historically received noise nuisance complaints regarding loud music emanating from the premises at 15 Town Street, Horsforth

We consider there is the potential of noise break out from the premises with customers vehicles/taxis used by customers coming and going from the premises, opening/closing of car doors, conversation from customers visiting the premises, using the outdoor smoking areas late into the night/early hours and leaving very late night/early hours disturbing the sleep of nearby local residents

As explained above Leeds City Council's Environmental Health department is also concerned that if the hours applied for are granted that this would set a precedent within the area for other bars to apply to open much later This would encourage more people to be on the streets later into the night with the potential to cause noise nuisance in the very early hours of the morning in an area that has many residential premises, especially those located immediately adjacent on The Square, Horsforth

The hours applied for are not in keeping with the current opening hours for the area and thus would attract more people to this one bar in the early hours of the morning meaning the greater potential for noise nuisance around the bar affecting sleep of the residential properties nearby on The Square, especially if they were to use the ginnel that runs next to 15 Town Street, Horsforth and parallel to The Square, Horsforth and onto Church Road, Horsforth

Should the hours applied be granted this would more likely be noticed by local residents as they would currently be accustomed to the current opening hours Therefore, there is the greater potential for complaints

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

Karl Sheldon  
Senior Technical Officer  
Environmental Protection Team



## Musson, Martyn

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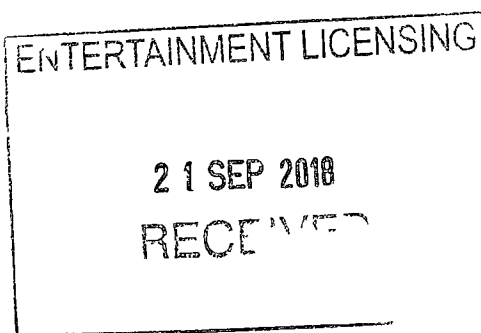
**From** Sheldon Karl  
**Sent** 21 September 2018 15:45  
**To** [REDACTED] Deighton, Charlotte  
**Cc** Entertainment Licensing  
**Subject** FW: Hemingway's Cuban Bar, 15 Town Street, Horsforth, Leeds, LS18 5LJ - PREM/00663/008  
**Attachments** Hemmingways objection.docx

Good afternoon,

Please find attached Environmental Health's objection to the application above.

Kind regards

Karl Sheldon  
Senior Technical Officer  
Environmental Health Services  
Leeds City Council  
Millshaw Park Way  
Leeds  
LS11 0LS  
[REDACTED]



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**From** EPTeam  
**Sent** 29 August 2018 10:01  
**To** Sheldon, Karl  
**Subject** FW: Hemingway's Cuban Bar, 15 Town Street, Horsforth, Leeds, LS18 5LJ


18/066096/EPLA01

Kindest Regards

Lisa Pounder  
Leeds City Council  
Environmental Health Team  
Millshaw Park Way  
Millshaw  
Leeds  
LS11 0LS  
[REDACTED]

Follow us on Twitter @Clean\_Leeds

**From** Deighton, Charlotte  
**Sent** 28 August 2018 15:48  
[REDACTED]



**Subject** FW Hemingway's Cuban Bar, 15 Town Street, Horsforth, Leeds, LS18 5LJ


Good Afternoon

Please find attached an application for a premises licence

The expiry date on the 25<sup>th</sup> September

Kind regards

Charlotte Deighton  
Licensing Officer  
Entertainment Licensing  
Leeds City Council




[www.leeds.gov.uk](http://www.leeds.gov.uk)

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**From** Entertainment Licensing

**Sent** 28 August 2018 11:46

**To** Deighton, Charlotte 

**Subject** FW Hemingway's Cuban Bar, 15 Town Street, Horsforth, Leeds, LS18 5LJ

Printed off only

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**From** Emma Holmes 

**Sent** 28 August 2018 11:17

**To** Entertainment Licensing 

**Subject** Hemingway's Cuban Bar, 15 Town Street, Horsforth, Leeds, LS18 5LJ

Dear Sir / Madam

We act on behalf of Soul Bars and Restaurants Limited and we are instructed to submit an application to vary the premises licence in respect of the above named premises

Accordingly, please find enclosed the following

- 1 Notice of application
- 2 Premises Licence

We confirm arrangements are being made for the public notice to be advertised in a local paper and displayed at the premises