

APPENDIX C

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

From: David Haslam

Sent: 29 December 2017 16:09

To: EHL Safety

Subject: 1445/3/2017/05809/LAPREN - Licensing Representation

EB CON ENDS 03.01.18 VALID PPN (A)

Please see below my representation in regard to license application 1445/3/2017/05809/LAPREN (The Warren, St Peter's church).

I live adjacent to the rear entrance/exit to The Warren. I love Brighton, and the Fringe, and I just ask that Richard Carter to be more considerate to his neighbours before, during, and after the event - even if this reduces his profit margin.

In detail:

1. The opening hours should not be extended. I get very little sleep when The Warren is on, and I'd be extremely disappointed to get less due to even longer opening hours (particularly on a workday evening, such as Sunday). If an event finishes at 2am, then I can expect less than six hours respite before deliveries commence at 8am (and less in actual fact because I have to get up at 6am to go to work). And this lasts for an entire month.
2. The conditions imposed last year should remain or be improved in the neighbours favour. i.e:
 - 2a. No collections or deliveries to take place between 23:00 hours and 08:00 hours.
 - 2b. A fully manned noise helpline, available at all times, to be made public especially to residents living adjacent to the site.
 - 2c. Only the main gates to be used for access and egress after 23:00 hours save for emergencies.
3. The land should be made good after the event has finished. Since all of the grass is worn away during the event the land becomes a bog as soon as the autumn weather sets in - this never happened before The Warren residence. Whatever attempts are being made to make good the land after the event over the last couple of years are clearly not sufficient.
4. The get-in and get-out should be limited to the working day, e.g. 9-5. There is no need for us to have to put up with more noise issues outside the dates of the events themselves.
5. Rubbish bins should be kept on the West or Northern side of the event space (as they were last year), and should not be left to overflow with rubbish (which they were last year).

Kind Regards, David Haslam
1 Waterloo Place, Brighton, BN2 9NB

From:

Sent: 29 December 2017 19:29

To: EHL Safety

Subject: 1445/3/2017/05809 LAPREN -licensing representation

EB CON ENDS 03.01.18 VALID PPN (B)

To Whom It May Concern

With regards to the application for a license for regulated entertainment and supply of alcohol made by Richard Carter, Otherplace - The Warren, St Peter's Church

I am a homeowner and resident in very close proximity to the proposed site, residing in Waterloo Place. Previous years activities at the proposed site have caused much disruption, noise and resulting CONTINUED lack of sleep over a five week period.

In summary, main objections for very careful consideration

- 1. Truly RELENTLESS noise and disturbance - day and night and over a long 5 week period, deliveries, refuse collections, revellers, loud music**
- 2. Licensed hours don't take account of working week hours - late finish on Thursday and Sunday nights with shows often over running**
- 3. Poor waste management - bins left overflowing and outside of site**
- 4. Unsatisfactory reparation of site- land left in a state where drainage is a major issue for the remainder of the year making the area not fit for use**

The activities at this site cause disruption and noise not only throughout the day but into the evening and late nights, and not restricted to Friday and Saturday nights. Thursdays and Sundays appear to have late finishes which make for a disturbed nights sleep before a regular working day. It is relentless and it begins well in advance of the festival.

The working hours to set up the site do not appear to be restricted or scheduled between 9 and 5 meaning noise and disturbance for an even longer period either side of the festival and late into the evening.

Once the festival is in full swing disruption is then continued beyond the licensing hours when the site is being serviced - collection of rubbish in the early hours of the morning and deliveries to restock the food and bar areas.

There is no designated area for artist reception to make their deliveries - vans and cars pull up on main road, outside of licensed hours at rear gate causing traffic issues and more noise and disruption - opening and closing of vehicle doors, movement of props and equipment.

The constant comings and goings to construct the site, the ongoing deliveries and arrivals to prepare for the extensive programme and movement of participants, revellers and performers create a lot of noise and disruption over a prolonged time. Even a few nights of disturbed sleep causes much distress, 5 weeks is genuinely intolerable and has a negative impact on my working life.

The named contact at the Otherplace (Warren) responsible for managing disruptive situations and issues relating to noise could not be reached on the emergency

contact number that was supplied, nor would he make himself available when we presented ourselves at the site office to discuss how to remedy some of the issues.

The placement of overfilled refuse bins outside of the site walls is both unpleasant to look at and a health risk - attracting seagulls at the very least.

Once the festival is over, the land is left in bad condition with drainage a major issue for the remainder of the year making the ground not fit for any other use and an unpleasant bog ground. Please take this into consideration as part of the agreed terms of use of the land. It's all very well to rock up, throw a big party but not a very responsible, considerate or long term view to ship out quickly without a care for what is left behind for the majority of the year.

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Please note my appeal is based on a requirement for tight regulations of operating hours and consideration of local residents as opposed to a request to deny a license. I choose to live in the centre of Brighton and very much enjoy the hustle and bustle associated with city centre living.

I understand that you may have to pass on this appeal to the licence applicant in advance but I'd be grateful if you could withhold my personal details. Last year the applicant made direct contact in advance of the license hearing and I felt somewhat intimidated. Please could you facilitate any communication if appropriate.

Many thanks in advance for your consideration of the points I bring to your attention.

Kind regards,

From:
Sent: 30 December 2017 14:12
To: EHL Safety
Subject: Re: 1445/3/2017/05809 LAPREN -licensing representation

EB CON ENDS 03.01.18 VALID PPN (C)

To Whom It May Concern

I would like to second Sarah's email. In addition to highlighting the emotional stress that the relentless time able caused to residents in previous years. I, myself felt very helpless in my own home due to lack of communication from the emergency helpline provided.

I found myself greatly anticipating the closing time to only find that they were running over which was greatly frustrating and not in line with the licence. This was a regular occurrence. I propose that this years schedule does account for this event so as to ensure the venue is shut down by the stated time. Especially on working days.

Many thanks, Waterloo Place Brighton

From:
Sent: 29 December 2017 19:29:03
To: Ehl.safety@brighton-hove.gov.uk
Subject: 1445/3/2017/05809 LAPREN -licensing representation

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Kind regards,
AGREEMENT

Proposed Conditions for The Warren, St Peters Church Ground, York Place, Brighton, East Sussex, BN1 4GU 01.05.2018 – 04.06.2018

General

1. The locations and activities will be planned in consultation with Brighton & Hove City Council, other relevant stakeholders and in coordination through BHCC Round Table meetings.
2. The Event Organiser has abided by the Event Safety Guide HSG195 (commonly known as the Purple Guide), and all events will be run in line with the Council's Events Policy..
3. Only the main gates to be used for access and egress after 23:00 hours save for emergencies.

Additional conditions as stated in original application or agreed with another Agency.

The Prevention of Crime & Disorder

4. On Sundays to Wednesdays there will be a minimum of one SIA door supervisor operating at the premises from opening until 18:00. From 18:00 until close there will be a minimum of two SIA door supervisors on duty.
5. On Thursdays, Fridays and Saturdays (and Sunday 6th May and Monday 7th May which is the Early Bank Holiday weekend and Sunday 27th May and Monday 28th May which is the Late Spring Bank Holiday weekend), there will be a minimum of one SIA door supervisor operating at the premises from opening until 16:00. From 16:00 until close there will be a minimum of two SIA door supervisors on duty.
6. At all times the premises is open to the public, the management will contract the back up services of an approved mobile support unit (MSU) 24 hours a day, with a minimum of 2 SIA registered Door Supervisors operating from it.
7. SIA licensed door supervisors or additional SIA licensed door supervisors shall be employed on any other occasions when a requirement is identified by the licence holder's written risk assessment (for example when live music events are taking place) or requested by Sussex Police in writing at least 48 hours in advance. A copy of the written risk assessment will be made available to Sussex Police Licensing at least six weeks in advance of the 1st May 2018, and Sussex Police consulted on any amendments to the risk assessment.
8. SIA door supervisors will search all bags, and use their judgement and discretion to search customers suspected of concealing alcohol, drugs or weapons. Searching will be in accordance with the Select Security Search Policy.

9 An incident log will be maintained by the premises showing a detailed note of incidents that occur in the premises. The incident log will be inspected and signed off by the DPS (or a person with delegated authority) at least once a week. The log book should be kept on the premises and be available for inspection at all times the premises are open by authorised officers of the Licensing Authority or the police. An incident will be defined as being one which involves an allegation of a criminal offence. Any refusals made at any of the bars/point of alcohol service e.g. for intoxication, will also be recorded in writing.

10 The site is enclosed by wooden panelled or Heras security fencing with entrance controlled by SIA-licensed Security staff when open to the public.

11 Where alcohol is to be supplied to the public as an integrated element of an event, delineated areas with physical boundaries will be constructed.

12 All such alcohol is to be consumed within the overall site, unless it is agreed in advance by the multi- agency planning group to relax this condition.

13 A minimum of half hour drinking up time is allowed by the licence where alcohol is supplied, even if event closes early unless emergency situation.
Additional conditions as stated in original application or agreed with another Agency.

The Prevention of Public Nuisance

14 A commercial waste contractor will provide suitable waste containers and clear them throughout the event. All waste and litter after events will be thoroughly cleared with a security deposit held by Brighton & Hove City Council to ensure that this happens.

15 No collections or deliveries to take place between 23:00 hours and 08:00 hours.

16 Between 09:00 hours and 23:00 hours, music noise or other entertainment noise from the site should not exceed the background noise level (L90) by more than 15dB(A) over a 15 minute period, at 1 metre from the façade of any noise sensitive premises.

17 Between 23:00 hours and 09:00 hours, music noise or other entertainment noise from the site should not exceed the background noise level (L90) by more than 10dB(A) over a 15 minute period, at 1 metre from the façade of any noise sensitive premises.

18 A fully manned noise helpline, available at all times, to be made public especially to residents living adjacent to the site.

Additional conditions as stated in original application or agreed with another Agency.

Public Safety

19 The Premises Licence Holder will, throughout the event process, liaise through the BHCC Events Office with the Environmental Health & Licensing section and the Emergency Services.

20 Only plastic bottles, tin cans, cardboard cartons or paper cups to be supplied by vendors on site for the supply of alcoholic and non-alcoholic drinks. No drinks will be sold in glass bottles or vessels except where a meal is being sold or given as part of a hospitality package, and a written risk assessment has been undertaken taking into account the infrastructure of the bar area, type of event, category of audience.

21 No patrons are to be admitted into the site if in possession of alcohol.
Additional conditions as stated in original application or agreed with another Agency.

The Protection of Children from Harm

22 Children are to be accompanied at all times – including in any designated Family Areas.

23 No unaccompanied under 16s to be allowed on site after 22.00 hrs.

24 No under 18s to be permitted on site after 23:00 hours.

25 The premises will operate a “Challenge 25” policy whereby any person attempting to buy alcohol who appears to be under 25 will be asked for photographic ID to prove their age. The recommended forms of ID that will be accepted are passports, driving licences with a photograph, photographic military ID or proof of age cards bearing the ‘PASS’ mark hologram. The list of approved forms of ID may be amended or revised with the prior written agreement of Sussex Police and the Licensing Authority without the need to amend the licence or conditions attaching to it.

26 Suitable and sufficient signage advertising the “Challenge 25” policy will be displayed in prominent locations in the premises.

27 The Premises Licence Holder shall ensure that all staff members engaged or to be engaged, in selling alcohol at the premises shall receive the following induction training. This training will take place prior to the selling of such products:

- The lawful selling of age restricted products
- Refusing the sale of alcohol to a person who is drunk

28 All age-restricted sales training undertaken by staff members shall be fully documented and recorded. All training records shall be made available to Sussex Police and Brighton & Hove Trading Standards Service upon request.

Additional conditions as stated in original application or agreed with another Agency.

From: Otherplace Brighton

Sent: 29 December 2017 16:46

To: Brighton Licensing

Cc: Phil Bourton

Subject: Re: Proposed Conditions for The Warren 01.05.2018 - 04.06.2018

Dear Hannah,

Nice to speak to you earlier. Following our conversations, I can confirm we are happy with the proposed conditions. Please let us know if you need anything further from us.

best wishes,
Tom