

APPENDIX D

From: Laura Leader

Sent: 06 September 2018 16:17

To: Sarah Cornell EHL Safety

Subject: Resubmission against Yummy Tandoori extension to license.

EB CON ENDS 12.09.18 VALID PCD & PNN (A)

Ref license application: Licence - 1445/3/2018/05072/LAPREN

I am writing to you to make a representation against the license for Yummy Tandoori, 88 Elm Drive, Hove, BN3 7LS. I believe they have recently converted the front of this Indian takeaway to a kebab shop (which is opening imminently). My full name is Laura Leader and I live <address redacted>.

My understanding is that they wish to extend their license under the above application, to sell alcohol / LNR and provide a delivery service until 02.00-04.00 am. As a very local resident I wish to express my extreme concern about this and register a formal representation against this being granted.

Firstly, please let me state that this area is a reasonably quiet residential area, with only one shop which is open to 10.30/11.00pm. So after this time there is reduction of traffic in this area and associated noise. The majority of the properties in and around this area are families with school age children or younger, elderly people and professional people, many of whom commute. In this whole section of Elm Drive and Rowan Avenue there is only 1 rental property. The rest are owned by the demographics stated above.

I believe that any extension to any license has to effect on (positively or negatively) the licensing objectives. I believe that this introduction in Yummy Tandoori will add nothing to the local area, only cause issues and benefits no one in the local area. I have stated my reasons for this below.

Licensing objectives:

*Prevention of crime and disorder – A kebab shop has a very different clientele to an Indian Takeaway. As residents we are concerns that even by adding this element to his existing license will cause more people to congregate on the green outside the premises, and encourage loitering and vandalism – all of which have been growing issues in this area.

We are concerned that even if the shop is only wishing to do deliveries after 11pm, people might not realise and come to the area specifically to get a kebab on their way home from the pub. This will cause an influx of people under the influence of alcohol, who would not usually come to this area walking this way home on the off chance they can get a kebab. An influx of non-local residents may well cause and increase of violence and crime – all of which we are very keen to avoid. We have had issues in the past with people loitering outside the shop and throwing litter on the green and damaging vehicles. So we would not want this to increase in any way, shape or form.

Public safety- The shop is currently located on the top side of the green. The only way out of this area once you are outside the shop (which is where their current delivery vehicles are) by car is to drive past the adjoining shop (old Autotool) and pull out into Elm Drive. We as local residents have already raised concerns with local councillors – Dawn Barnett and Tony Janio, as this is a blind pull out. Cars drive too fast down Elm Drive as it is and when vehicles are parked on the road at night up Elm Drive it is impossible to see oncoming traffic at this junction. If there are increased deliveries going out from 11-2 am then there will be an increase of traffic using this already dangerous accident spot. Accidents have been reported as a result of this road layout already and near misses are a near daily occurrence. We have had incidents of joy riding this summer in Elm Drive with people driving at 60mph+ down this road and passing this junction. I dread to think what would happen if more traffic were to be using this pull out, meaning they would effectively pull out into people speeding down to Elm Drive. I feel an increase in accidents is an inevitability, which as well as endangering public safety will cause a huge amount of disturbance to local residents.

Opposite the green there is a short cut through path that leads to Knoll Park and the back of the graveyard. This path connects onto the road in and out of the cemetery, which in turn leads down to the Old Shoreham Road. Over the last few years with the advent of Deliveroo etc, this alleyway is increasingly used as a short cut, through for delivery drivers on mopeds. As such, extended deliveries at Yummy Tandoori may well cause an increase of people using this path incorrectly on mopeds. People use this path to walk back and for the to the Old Shoreham Road and late night dog walkers have already come face to face with mopeds using this path illegally. This could easily result in an accident and a person being injured.

Prevention of public nuisance – I am sure you can understand that in an area dominated by families, older people and professional commuters it is not going to be any of us dialling for a kebab at 1.00am. The increase in delivery vehicles or mopeds will make a large amount of noise at what is a peaceful time of night. We will have to contend with people revving engines, and slamming doors, and mopeds whizzing past. For people with young children or commutes with 5 am starts, to have this at 2.00 am on Tuesday in a peaceful residential area is wholly unacceptable. We are not an area with students, or an area with a large demographic of young professionals and so it is very unlikely that local residents would use this service. But we will be the ones to bear the noise, and smell and antisocial behaviour. It will be us who will be subjected to noise of deliveries, bin emptying, and smells of cooking until the early morning for no benefit. We can already smell the Indian takeaway until 11 pm, which we accept as it was an established business when we bought the property. I think cooking smells of kebabs and Indian food until the wee hours will cause a problem for people throughout the course of the year.

I have to be honest at present we do hear noise from the takeaway. Be it people slamming car doors, starting engines, or sitting with engines idling. I can only imagine this will continue, and to do this, until 2am 7 days a week is going to have a detrimental impact on the local residents.

I already feel that the addition of this shop is going to take more away from us than it will add. People rarely eat Indian takeaways outside with their mates at 9.00pm at night. Whereas a kebab is more of an impulse purchase and so we are already concerned we will face an increase of antisocial behaviour and littering as it is. For this to now potentially, also include an increase in traffic, an increase in traffic noise, an increase in potential accidents on Elm Drive & down the alley way to the cemetery, and an increase in cooking smells and noise is simply too much for the residents of this area. I ask the council to not allow this extension to go ahead.

I also appreciate that as the applicant may not understand the day to day elements of the road layouts / busy traffic / people using the cut through and so they may not be aware of the detrimental effect this will have on the local area.

From: Janine

Sent: 07 September 2018 21:42

To: EHL Safety

Subject: Representation

EB CON ENDS 12.09.18 VALID PPN (B)

I Janine Norris

<address redacted>

Do not want

Yummy Tandoori

Shirin Abdulrahman

88 Elm Drive

Hove

BN3 7JL

Licence - 1445/3/2018/05072/LAPREN

I do not agree with their application to extend their trading hours beyond their current trading hours of 11.00pm

This is a very close residential area and the disruption to the close neighbours would be too much. There are many young families opposite to the shop & this would cause disruption to their sleep.

Excessive motorbikes/vehicles using the road more often going back and forward picking up orders this will also cause noise of the motorbike engines & banging of the storage boxes on the back.

Doors being repeatedly opened & closed.

Continuous cooking smells throughout the night.

People talking outside premises or multiple delivery vehicles gathering outside.

All of this until 2.00am or 4.00am

This is just too much for such a quiet residential area that is very quiet & rarely any people or vehicles in the evening.

I am not opposed to people having a trade & I support the small businesses but under normal & sociable trading hours that do not disturb people's sleeping patterns.

From: Kate Evans

Sent: 08 September 2018 13:31

To: EHL Safety Subject: Licence application - 1445/3/2018/05072/LAPREN

EB CON ENDS 12.09.18 VALID PPN (C)

Dear Sir / Madam,

I'm writing to express my concern regarding application 1445/3/2018/05072/LAPREN by Shirin Abdulrahman of 88 Elm Drive, Hove, BN3 7JL, trading as Yummy Tandoori.

My concerns are as follows:

Firstly, I am concerned that during the proposed extended trading hours, Yummy Tandoori would predominantly attract customers leaving pubs and bars.

I think that, even if their hours are being extended just for delivery purposes, customers would frequently end up collecting their orders on their way home. This would mean that people could end up hanging about in front of the shop, drunk.

It's also likely that once their orders are ready, customers could well end up sitting on the grassy area in front of the shop to eat. The outcome of this would be that it would become noisy, there is more likelihood of public disorder (fights, loitering & vandalism due to drunk people) and people leaving rubbish behind and littering in the vicinity.

Secondly, I feel that deliveries would also raise noise levels during these times with car doors slamming etc. Even more so if third party delivery services such as Deliveroo were involved, driving noisy scooters up and down the road in the middle of the night.

I fully accept that Yummy Tandoori operates during it's current hours - after all there has been a curry house at that address since we moved here several years ago - I would not be happy if an extended license at that address lead to an increase in noise, rubbish, and other disturbances.

Ultimately, we moved to this area from a more central Brighton location specifically to live in this quiet residential location. We have three young children who need their sleep and I would find an increase in noise after 11pm unacceptable.

Please feel free to contact me if you need any further information,

yours sincerely,

Kate Evans

<address redacted>

From: Olivia Mouné

Sent: 10 September 2018 01:39

To: EHL Safety Subject: Licence - 1445/3/2018/05072/LAPREN

EB CON ENDS 12.09.18 VALID PPN (D)

I understand that the take away at 88 Elm Drive has applied for a license to extend it's trading hours beyond 11pm to allow deliveries until 2am.

This presumably means the kitchen would be running until that time also and any deliveries that are being made would involve a vehicle or moped driving to and from the premises until 2 am on a daily basis.

I live <address redacted> and am concerned that these extended hours are not suitable for this location as it is a residential neighbourhood not appropriate for late night services of any kind.

The extension of the licensing hours would mean repeated regular traffic noise late into the night, doors opening/closing, engines starting/running on a continuous basis between 11pm and 2am , possibly later. This would disturb our sleep and create an antisocial situation within an almost entirely residential street, during hours when most working people / school age children , are asleep!

I fully support small local businesses and I do not want to hamper a hardworking enterprise, however I do object to this late night license in an area that is not appropriate for it and when it will add traffic to a dangerous blind junction late at night, when all of the surrounding residents should be able to expect minimal traffic and minimal night time movement and disturbance. It is a suburban road and parade of shops, NOT a central or main road location.

Although the license is for delivery only, it will inevitably lead to extended hours of illumination and activity on the premises, until closing, which will encourage more customers to simply turn up during the extended hours. This would be a highly undesirable outcome in terms of road safety and noise nuisance. The junction is notoriously blind and dangerous and to encourage any more vehicular journeys to issue from it, late at night, would be irresponsible and unwise. The imposition on the local residents to have to absorb a lengthy extension of late night traffic to this area is unacceptable in terms of public health and safety. I would urge the local authority to deny the right to extend the license at this time.

Yours faithfully,

Olivia Emery

From: Laura Cordell

Sent: 10 September 2018 09:10

To: EHL Safety Williams, Gareth LNG-LON

Subject: RE Application I445/3/2018/05072/LAPREN

EB CON ENDS 12.09.18 VALID PPN (E)

RE Application I445/3/2018/05072/LAPREN

Trading name: Yummy Tandoori

Applicant name: Shirin Abdulrahman

Address: 88 Elm Drive, Hove, BN3 7JL

My name: Laura Cordell

My address: <address redacted>

Good morning,

I am writing to express my dissatisfaction in the planned change in licensing conditions concerning application I445/3/2018/05072/LAPREN.

I believe that plans to extend the license until 04:00 am Friday-Sunday and 02:00 am Monday-Thursday will negatively impact both the local area and its residents. The area is a quiet, residential street with minimal late night vehicular and foot traffic. An extension of the licensing conditions as requested would not be in keeping with any comparable offerings in the area and would see a marked increase in noisy delivery scooters and mopeds, which would shatter the quiet suburban neighbourhood and disrupt the lives of local residents. Vehicular traffic, already an issue in the area, would also increase for food collections, which would mean both increased noise (traffic noise, doors slamming, loud conversations), and increased traffic pulling out of an already dangerous junction with limited visibility.

It could also lead to an increase in public disturbance, with groups of individuals hanging around the area until the early hours, which would again disturb the local residents, potentially create a public nuisance and create litter in the local area.

In short, I believe an extension in the licensing conditions for 88 Elm Drive would be inappropriate, given the quiet, residential area in which it is situated. I believe such extension would detrimentally affect the lives of local residents, for the reasons set out above.

Please don't hesitate to get in touch if you require further information.

Best wishes,

Laura Cordell

Validated
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Eura.



September 3rd, 2018

Dear Sir/Madam

EB CON ENDS 12/4/18 (F)

We are writing to object to the planning application posted by: Shirin Abourahman of 88 Elm Drive Hove, BN3 7JL. This is a request to increase his/her restaurant delivery services to 2 a.m. As nearby residents we strenuously object to the increased traffic and noise that this will result in during unsociable hours in a residential area. Elm Drive and the surrounding area is made up of terraced houses, occupied by families and others, many of whom work or attend education with early starts, and in no way could it be described as a commercial area. I include an image of the planning notice for your convenience.

Best Regards

Deborah Thomas

David Thomas



From: Z D

Sent: 10 September 2018 13:32

To: EHL Safety

Subject: Representation against license application : Licence - 1445/3/2018/05072/LAPREN

EB CON ENDS 12.09.18 VALID PPN (G)

Ref license application : Licence - 1445/3/2018/05072/LAPREN

I am writing to you to make a representation against the license for Yummy Tandoori, 88 Elm Drive, Hove, BN3 7LS. My full name is Zorana Djurovic and my address is <address redacted>.

I understand that they have applied to extend their license under the above application, to provide a delivery service until 02.00-04.00 am. I am a very local resident I wish to express my extreme concern about this and register a formal representation against this being granted.

I believe that extension of working hours into the late night will not benefit this area at all, but will only benefit the above business. On the contrary, it will potentially become a huge nuisance for this residential area on many grounds.

I think that there is no need/call for a takeaway late into the night, as all the residents are fast asleep by then, being mainly families with young children, old people and commuting professionals living in this area. Especially as they serve kebabs, which will most likely increase visits from persons under the influence of alcohol, past closing hours of the pub up the road, who do not live here and would not normally come to this area, because there might be some confusion over the opening hours, as there will still be light in the shop, even though the shop will be closed, it still needs light to operate. This in turn can cause noise from people, littering, and other disturbances into the small hours of the night. The main reason my family moved into this neighbourhood, from central Hove, is that it's quiet, safe and peaceful community. Even the bus service stops throughout the night.

Having deliveries late into the night will cause a lot of extra noise, such as mopeds running up and down the road throughout the night, engines revving, doors slamming and such, which is an extremely loud noise during the night. Also, making it very dangerous and unsafe, as the position of the shop and a road layout, especially at night with all the residents cars as well as trade vans parked on the road owned by residents, has many dangerous accidents spots, as the visibility is mainly obstructed from the layout of the road as well as from the obstacles.. In the last few years, since I've moved here, there have been few local pets run over by a car as well as many near-misses. Hence, I strongly feel an increase in accidents is an inevitability, which as well as endangering public safety will cause a huge amount of disturbance to local residents.

Having the business above open until small hours of the night will have detrimental impact onto the local residents.

Hence, I would ask the council, not to approve this application, and keep the working hours as they are at the moment.

Kind regards

Zorana Djurovic

From: Marie Nixon

Sent: 10 September 2018 16:53

To: EHL Safety

Subject: Fwd: licence application

EB CON ENDS 12.09.18 VALID PCD & PNN (H)

Reference licence application: 1445/3/2018/05072/LAPREN

My name is Marie Nixon and I live at <address redacted>. I am writing to say why I would be against the license extension for Yummy Tandoori, 88 Elm Drive, Hove , BN3 7JL

My family and I moved to Elm Drive six years ago. We moved to this area because it is a quiet area and close to the children's school.

My concern is that Yummy Tandoori having a late delivery licence will lead to an increase in delivery vehicles, driving up and down the road till very late/early hours of the morning. vehicles waiting, slamming doors, etc at 2.00 am which is a public nuisance.

I am also worried that if they are doing just deliveries (after 11 when they are shut to the public), then they will still need to have shop lights on / signs lit up – so that the delivery vehicles know where to go. Therefore how do we know as residents, that there won't be more people coming to the area looking for a late night takeout? This will cause people who may be under the influence of alcohol to visit an area that they wouldn't otherwise and will cause disruption to the local residents, as well as bringing the chance of things like vandalism into the area or an increase in antisocial behaviour.

I therefore ask that the council will not approve this application and keep the hours as they are

King regards

Marie Nixon

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

From: Karen Greer

Sent: 10 September 2018 20:17

To: EHL Safety

Subject: Licence - 1445/3/2018/05072/LAPREN

EB CON ENDS 12.09.18 VALID PPN (I)

Dear sirs,

I have today been made aware of the above licence application. I live <address redacted>. I am not happy that there will be a property open until until the early hrs! This will generate late night traffic and additional noise. Being late night could also encourage unsavoury behaviour. Please take note of my concerns.

Yours faithfully

K Greer

From: H Milanian
Sent: 11 September 2018 15:11
To: EHL Safety
Subject: Objection to license extension

EB CON ENDS 12.09.18 VALID PPN (J)

Dear sir/madam

I, Houman Milanian and my partner Janine Milanian living at <address redacted> would like to lodge an objection to an extension of the licence of the catering shop Yummy at 88 Elm Drive to 2 am for delivery only because of danger to public safety, increase in noise and traffic and creating public nuisance.

The junction from the lane into the road is a dangerous one. This is because the road there has a downhill gradient and as you come out of the lane you can only see so far and if you are already committed and a car comes down too fast it will hit you. Already there have been a few accidents. Especially at that time of early in the morning cars tend to go faster. This increases danger to the public.

Another reason is the increase in noise in a residential area at early hours of the morning as men on noisy mopeds deliver orders. Also some people who have been to a pub having had a few drinks might feel hungry and come there to get something to eat and when they see it is only delivery they might start ensuring and arguing and some of them even start shouting and hollering just like some drunks who are refused entry to a night club by the door man. This constitutes public nuisance.

I hope you take the above points into consideration and refuse the extension of the licence.

Yours faithfully

Houman and Janine Milanian

From: Sarah McSweeney

Sent: 11 September 2018 16:39

To: EHL Safety

Subject: Licensing Objection to Application Licence Ref: 1445/3/2018/05072/LAPRE

EB CON ENDS 12.09.18 VALID PPN (K)

Ref: Yummy Tandoori at 88 Elm Drive, Hove BN3 7JL Licence Application:
1445/3/2018/05072/LAPRE

My name is Mrs Sarah McSweeney. I live at <address redacted>.

I have just become aware that the above Licence has been applied for and would like to raise my objection. My understanding from the application is that the current occupant of the Yummy Tandoori at 88 Elm Drive, Hove BN3 7JL has applied to extend his trading to continue to serve customers, keeping the premises open to the public until 0200hrs but also to continue with home deliveries from the premises until 0400 hrs as well as sell alcohol.

I am concerned that this will attract anti-social behaviour, creating a noise nuisance and disruptive behaviour. We already experience a degree of this with their current opening hours and delivery service and should this licence be granted we will see a direct increase in the level of noise from vehicles (both cars and mopeds) and customers. I am concerned that this will continue into the early hours should their licence be granted. Therefore I am concerned that their request to continue serving members of the public from their premises until 0200 combined with the sale of alcohol will create more litter, more noise at night with customers hanging about outside, which we already currently experience to a degree and more anti-social behaviour.

The premises is also located just opposite a small green and I worry that we will have customers congregating there being a nuisance and noisy.

I sincerely hope you will be able to take my objections into account whilst considering this licence application and I am sure I would not be alone in these concerns and in objecting to this if it were more widely known amongst the residents nearby of the owners plans.

With Regards

Sarah McSweeney

<address redacted>