

From: [REDACTED]
Sent: 23 November 2021 09:14
To: Licensing
Cc: [REDACTED]
Subject: Representation/Objection to Application for Alcohol Licence 18a Upper Green

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To Licensing@wolverhampton.gov.uk
 [REDACTED]
 [REDACTED]

Re .Al Sourriso 18a Upper Green WV6 8QH

As an [REDACTED], I wish to object to the terms of the alcohol licence being applied for.

I am aware that the Licensing Committee considers applications in terms of its Licensing Policy ,therefore in this instance the policy should be interpreted in terms of a timber, tin and plastic shed in the middle of gardens , surrounded by houses and flats adjoining listed buildings in a Conservation Area.

The basis of my objections is that there is a clear mismatch between the application and The Statement of Licensing Policy.

Please compare and contrast the Policy underlined with the reality of the application.

"applicants should refer to the Council's Licensing Policy so that that applications are less likely to attract representations"

" responsible businesses are sensitive to communities in which they operate and seek to minimise any negative impacts they may have on their neighbours"

 This business in contrast has applied for the maximum number of late hours, live and recorded music, and late night refreshments with no details of sound proofing, fire regulations or compliance with environmental health regulations not to discharge greasy microbial fumes at low level into [REDACTED] garden below window level.

The Policy states that The Committee " will be mindful of striking a balance between the needs of residents and the business community.The Committee " cannot allow a licence free for all , being an essential buffer to residential interests and concern"."To have comprehensive knowledge of local issues .,To be more responsive and relevant to local areas."

The Licensing Policy seeks to avoid over concentration of particular uses, where they may erode local amenity."

 As this licence could be the eleventh within a hundred yards , not to mention two pubs, I did not know the balance striven for could be one "bar" to one resident.The Committee claims to be " an essential buffer to residents' concerns " given that a buffer dampens and absorbs , I would say that the homes of 51 residents within a hundred yards are the buffer and they don't absorb , they vibrate.([REDACTED] music emerges from a brick building , not a tin shed , and bounces off walls at the end of my road and up the High Street).The present application will also be concentrating two licensed premises together 18 & 18a ,wedged between three private houses.

I would recommend dismissing the application in full . However, the Committee should at least impose conditions. These would be linked to the implementation of Licensing Objectives,

1 . Prevention of Crime and Disorder

The policy says " some live music events can increase the risk of disorder"

LIVE MUSIC until 11.30 and 1.30 . Has been applied for , longer than permitted elsewhere locally ,presumably to protect the fifty one residents. It should not be permitted at all from a tin shack.

2 Prevention of Public Nuisance

Recorded music should not be allowed until sound proofing and sound limiting measures have been installed.The length of the shed [REDACTED] is clad in tin sheets which do not reach the plastic roof. The gap on [REDACTED] is open . Some thin board has been put on the inside but has no effect on noise. Escaped noise is a particular problem since the source is hemmed in very close to private dwellings and these in turn give way to echoing courtyards. The former stable yard in the middle of [REDACTED] road ,surrounded by flats and next to the source of noise at 18a ,is particularly resonant. Worse noise nuisance still will come from the narrow alley entrance to 18a which is shared with [REDACTED].This will be caused by the considerable throughput of customers the applicants are planning.

I was told by the applicant in front of witnesses that there will be 24 "covers".Even at face value over the long evening of the licence, this anticipates a turnover rate of two and a half times this number, over 50 people .However, a closer investigation reveals a different story. There seems to have been a lack of clarity between " covers" and seats.Having looked through the window , with the opening this week, tables have been carefully laid out with a mix of 2/6 and more seats per table. It's only a guess ,but there could be almost a dozen tables with possibly40 seats . Perhaps the applicant or fire authority could confirm.

THERE WILL A THRONG OF ONE HUNDRED PEOPLE PER EVENING IN THE NARROW ALLEY.

Live music will draw more people and the Late Refreshments licence will draw in even more.

THERE IS ONLY ONE NARROW COMBINED ENTRANCE AND EXIT . This means that there will be queuing, smoking and noise in the alley way shared with a private house. There is a bar a hundred yards away selling alcohol but no food, their clientele will migrate to the late refreshments at 18a .and form a noisy , boisterous crowd.

As they will have been refreshed all evening down the road I do not want to have to deal with them asking them to pipe down and not throw their cigarettes in the dry foliage which forms a hazardous quarter of the width of the [REDACTED] alley.

Traffic in the road is already, "a public nuisance affecting the personal comfort and amenity of Immediate neighbours." The licensing policy says it will have regard to the proximity of Taxi ranks for arrival and dispersal of staff and customers.With no taxi rank in sight [REDACTED] narrow cul -de -sac becomes a drop off and collection zone for the one alcohol licensed premises let alone two . The turning bay is blocked, there are no police patrols , the double yellows are ignored and [REDACTED] at the narrowest point in the road , [REDACTED] railings and walls are constantly being damaged by vehicles trying to turn where there isn't room. Alcohol -fuelled turning in the early hours will be a nightmare.[REDACTED] have already had to erect blinds and screens to shield [REDACTED] from the headlights raking our rooms.

I think I have demonstrated that the application for 18a is in conflict With the licensing policy and objectives in every paragraph, and therefore be refused.

I would wish Licensing to mediate in these matters and if not agreed, would wish to make oral representations to The Committee.

Yours faithfully

[REDACTED]

Sent from my iPad

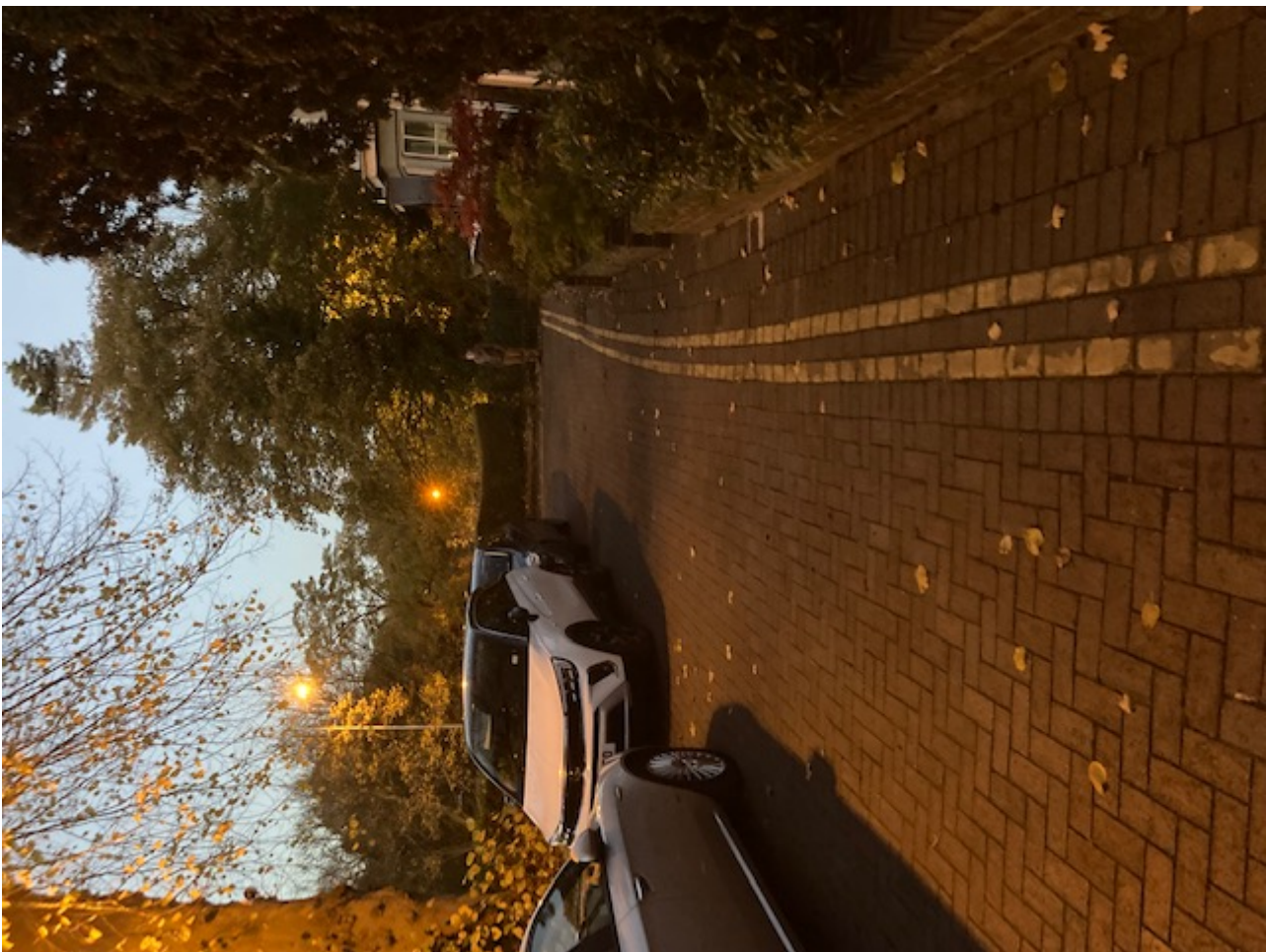
[REDACTED]

From: [REDACTED]
Sent: 23 November 2021 17:59
To: Licensing
Cc: [REDACTED]
Subject: Re Licensing Application for 18a Upper Green WV6 8QH
Attachments: IMG_0056.MOV

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Dear Sirs

Please find recent photographs in support of my objections to the granting of this licence if it is in accordance with the arrangements set out in the application.



This photo was taken outside the entrance
Alley to 18a. It shows in the evening how the yellow lines are ignored and how [REDACTED]



This shows from the outside, the corner where the toilet is, with tin sheets running along next to [REDACTED]. Please note it is a wooden shed with galvanized tin sheet cladding to outside. As you see the tin sheets stop short of the plastic roof. The gap between the two is open with the occasional piece of rotten wood. There is no soundproofing on the inside. I don't want music recorded or live booming all over [REDACTED] and according to the licensing policy, I shouldn't have to endure it.



The Blue Tarpaulin has been put over leaks in the plastic roof. You can see part of the gap under it. In my view rotten wood is not soundproofing. I doubt the fire officer was shown this. The ovens , grills and pizza ovens have a readily available source of tinder above them. The irony is that when this photo becomes an historic document Concerning the fire which broke out uncontrollably , the applicant will not have to Replace their shack with like for like , whereas [REDACTED] , the owners of destroyed listed buildings will , at vast expense . Will

Licensing contribute ?

Please add this to representation I have already sent.



Sent from my iPhone

[REDACTED]

From: [REDACTED]
Sent: 24 November 2021 12:45
To: Licensing
Cc: [REDACTED]
Subject: Alcohol licence 18a Upper Green.

CAUTION: This email originated from outside of the council. Do not click links or open attachments unless you are sure the content is safe.

Dear M/s Craner
Re Al Sourriso 18a Upper Green

As you have asked to contact me and others Concerning this application , I would surmise that mediation/.negotiation is in the air.
I hadn't realised that the notice in the window of 18a was not a carefully thought out application but an invitation to treat.
In other words put in for the furthest extent of everything and then backtrack. After all The deadline is a burden on the public The applicants and there agents can muddy The waters with vague assurances beyond this date to attempt to influence neighbours or the Committee.
As you are minded to contact me , so as not to waste your time , I thought I would list a few things I would raise in our conversation for you to think about in advance.

Firstly in these days of rapid communication , I am not going to agree to any suggestions Or variations until they are put in writing before the deadline .

I would want the applicant's agreement as follows:

No live music at all.

No recorded music after 11pm

No Vertical drinking

Sound proofing to sound leaky ,rotten timbered tin and plastic shed to minimise clatter from catering equipment , alcohol fuelled conversation and music.

(You may like to know as a qualified surveyor and former experienced sound engineer I know how loud alcohol fuelled conversation can be , which leads restaurant owners to turn up the sound).

I would want details of the management of the shared residential alley .

People from the second sitting with their Half full bottle of wine on the table at 11 pm Can't legally take it home , and won't like being hassled to make way for the gang of late night refreshers and smokers hanging round in the alley way waiting to be let in.

If the Fire Authority has passed of the building as safe for a certain number, is it still a big secret as to the numbers of covers and tables?

Given the phrases in the licensing policy The Committee might possibly take notice of say as a guess , Forty people with over a dozen candles sat on the tables in front of them in a timber and tin shack with a plastic roof filled with rotten wood(see earlier pics).

Some years ago we had a bad fire in buildings in the middle block in the road Attended to by 7 fire. Engines and 27 firemen., A not particularly strong prevailing wind sent a torrent of sparks and embers northwards to [REDACTED] tinder dry two and three hundred year old properties. The eaves catching was only prevented by assiduous dousing.

Al Sorriso with its hot kitchen equipment and candles is in a wooden hut right [REDACTED].Judging from the destruction in the middle block, we would have no chance.

I would further mention that [REDACTED] and [REDACTED] are listed for their Group Value. This group value does not seem very high if they are to be exposed for so many hours to this level of risk. Please let me know if the fire officer has approved this situation.

I should be most interested in what you have to say. In any event please include this latest communication with the rest of my submission to the Committee.

[REDACTED]

Sent from my iPhone

[REDACTED]

From: [REDACTED]
Sent: 28 November 2021 21:23
To: Licensing
Cc: [REDACTED]
Subject: 18aUpper Green AI Sourriso

CAUTION: This email originated from outside of the council. Do not click links or open attachments unless you are sure the content is safe.

Hi Debra

I should be obliged if you would add this email and photo to my objection previously submitted.

I am aware that traffic and parking in itself

Is not the concern of the Licensing Committee, however the Licensing policy

Says applicants must have due regard to residents having peaceful enjoyment of their homes and amenity. This is aimed at preventing localised public nuisance .

Unfortunately things have not begun well.

This photograph taken on the evening of 28th Nov . These three cars were associated with AI Sourriso. The [REDACTED] car, [REDACTED] parked in the turning bay , belongs to the applicants.

The turning bay is opposite [REDACTED] . [REDACTED] have asked the applicant not to illegally park in the bay .

This is for three reasons, it encourages others to park alongside and fill the bay, it prevents [REDACTED] from exiting from their front parking through their double gates .causes other people to narrow an already narrow cul-de-sac by parking further up ,(see photo) and forces other drivers to turn round outside [REDACTED] at the extremely narrow head of the cul-de_sac , where they damage [REDACTED] railings and walls.

When these cars leave the rake [REDACTED] downstairs rooms with full headlights.

Before the opening of the restaurant , a [REDACTED] [REDACTED] pointed out to the applicant the double yellow lines in the road.

It has made no difference the applicant has parked on the double yellows in the bay or the road every time they have arrived.

Having been told quite politely and been ignored we detect a certain amount of “attitude “developing with the applicants.

It is not residents’ job to deal with this.

Having read the fine words in the policy document and the Licensing Committee

Having described itself as a “buffer”, we hope that they will mention this to the applicant.

Yours faithfully

[REDACTED]



Sent from my iPhone

[REDACTED]

From: [REDACTED]
Sent: 29 November 2021 10:29
To: Licensing
Cc: [REDACTED]
Subject: Al Sourriso 18a Upper Green

CAUTION: This email originated from outside of the council. Do not click links or open attachments unless you are sure the content is safe.

Dear Debra

It was my understanding that Al Sourriso had a 'tens' licence from the 25 to 27th Nov.

I could be mistaken as they were open yesterday that it did not run beyond the 28th. However, I find that they have published their opening times in the window.

They are open every day except Tuesday until 22.30 or 23.00 depending on the day.

Have they applied to extend the tens?

Incidentally, they have put flowers on a table in the alley. Their Alcohol licence application did not include Serving food or drink outside. The Licensing Objectives are not keen on causing a nuisance to residents by queuing or smoking next to a private house.

What is this furniture designed to encourage?

The applicants don't seem keen on abiding by any conditions even prior to the Committee consideration.

Please let me know urgently if there is some

on-going temporary permission and we

will be subject to serving until 1.30 at Christmas and New Year, presumably before Committee consideration.

Many Thanks

[REDACTED]

I should be obliged if this could be included
With my Licence Objections.



CLOSED

[REDACTED]

From: [REDACTED]
Sent: 07 December 2021 19:15
To: Licensing
Subject: Google Earth 2.jpeg Al Sorriso 18a Upper Green , Licensing sub Committee
17/12/21

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Dear Licensing

Please include this image in the bundle to be sent to The Licensing Sub Committee.

The large grey square area just right of centre is the plastic roof of Al Sorriso 18a Upper Green The dark triangle on the south west end of it is the so called secret garden ,designated in the applicants social media for outdoor dining.The premises go across the back of three private house , passing within feet of [REDACTED] . The activities planned for this shed , indoors and outdoors contravene Solp and will result in public nuisance of many kinds . In the event of a fire , outside diners will have to climb a wall into [REDACTED] small yard or be incinerated.

[REDACTED]
[REDACTED]
Sent from my iPhone

[REDACTED]

From: [REDACTED]
Sent: 07 December 2021 20:35
To: Licensing
Subject: Google Earth 1.JPG Al Sorriso 18a Upper Green Licensing Sub Committee 17/12/21

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Dear Licensing

I should be obliged if you would add this to my objections previously sent and add it to bundle for Sub Committee. The central private house in this picture is [REDACTED]. The large area of grey roof backs very closely on to [REDACTED] yard and is otherwise surrounded by the gardens of [REDACTED] and [REDACTED]. The buildings and fences abutting the plastic roof amplify any escaping noise and the tin walls are no barrier to sound permeating [REDACTED]. The picture also shows the turning bay and increasingly narrow cul-de-sac with double yellow lines. [REDACTED] experience is that patrons of the cafe and 18a, the Applicants, ignore the restrictions and park in the bay and on the road so that [REDACTED] at [REDACTED] and [REDACTED] the only ones with front parking, cannot get out and have cars turning round at the far right end damaging [REDACTED] railings. The arrangements envisaged by the application will make our lives hell. If there was a worse place to put so many sources of nuisance next to private houses, it would be hard to think of one. The picture also shows the narrow alley to the left of [REDACTED] which is the entrance and exit to the applicants premises.

Given the volume of traffic from restaurant clients, two sittings, take aways, late night refreshers and the delivery drivers, not to mention people waiting for a place and smokers it is a recipe for disaster.

[REDACTED]



Sent from my iPhone

From: [REDACTED]
Sent: 07 December 2021 21:59
To: Licensing
Subject: Licensing Application to Sub-Committee 17/12/21 Re Al Sorriso 18a Upper Green

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Sent from my iPad

Begin forwarded message:

From:
Date: 7 December 2021 19:15:38 GMT
Subject: Licensing Application to Sub-Committee 17/12/21 Re Al Sorriso 18a Upper Green

Licensing Application to Sub-Committee 17/12/21 Re Al Sorriso 18a Upper Green

Dear Licensing,

I should be obliged if you would add the objections below to the bundle being presented to the Sub-Committee . Additional attention is being drawn to the conflict between the application and the Statement of Licensing Policy (SOLP) objectives because the Applicant's social media is clarifying the intentions to cause further public safety and public nuisance problems which the Sub-Committee in its considerations would be well placed to control.

SOLP page 4 says inter alia "we must ensure residents can peacefully enjoy their homes and environment".

SOLP page 9 says "regard will be made to the location of the premises, type and construction and likelihood of nuisance and disturbance to the amenity of residents."

Under separate cover the objectors like myself are sending photographs of how this unsound-proofed tin shed is not merely behind [REDACTED] residences but travels across [REDACTED], adjoining houses and gardens and is wedged in a particularly reverberant built environment. Given this uniquely difficult situation, I shall be interested to see how the application can be made to conform to SOLP .

I note from social media that the Applicant has a £35,000 budget which should be adequate to pay for sound-proofing to a proper standard for walls and roof.

Sound-proofing should be made a condition of the Licence.

Also, a condition of:

No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises that gives rise to a nuisance. (P.61 of SOLP)

Also, this bad situation is about to be compounded as the Applicant has announced on social media that they intend to develop outdoor dining (al Fresco) and themed nights. This will be across the back of [REDACTED] house , within feet of [REDACTED] back door. This open space, right next to [REDACTED] house and [REDACTED] garden, will feature everything SOLP doesn't like: light pollution, unimpeded music, dancing, loud chatter and smoking.

In the event of a fire the only way out would be by a very dangerous climb over [REDACTED] wall or [REDACTED] fence which would be contrary to public safety.

I presume that this feature promulgated on social media was not mentioned to the fire officer. Please , sub Committee nip it in the bud.

Accordingly, a final inspection and sign-off by the Fire Authority prior to commencement of Licensable Activities should be made a condition of this Licence.

Apart from the dangerous situation of the outdoor dining garden , no mention is made in the application of the traffic/parking nuisance in the cul-de-sac from "Uber eats" vehicles etc. arriving, parking and collecting multiple times. The Applicant's website demonstrates a knowledge of Internet sales and offers Uber services from their Albrighton premises. I am persuaded we shall be seeing this danger and nuisance in [REDACTED] narrow road fighting for space with bistro, pizzeria ,restaurant, live music events, late night refreshments, takeaway and deliveries. We seem to have moved a long way from serving wine ancillary to food indoors in a defined area.

Lastly, the only vantage point from which to examine the arrangements for extraction of kitchen fumes is [REDACTED] garden ,which the fire officer did not visit.

The fumes from elaborate catering equipment and extensive menu are vented directly just above head height into [REDACTED] garden. The noise of the fan is a public nuisance as is the blasting of fat molecules and bacteria at low level . I am sure this contravenes regulations.

It certainly negates any concept of peaceful enjoyment of home or garden. To counter this apparent omission in the signing off process , the following condition should be added:

There shall be no noise or odours caused by the kitchen extraction equipment that gives rise to a nuisance.
(P.71 of SOLP)

In light of the above submission, the following additional Conditions should be considered:-

There shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol. (P.56 of SOLP)

The Designated Premises Supervisor shall ensure that a written notice of authority is kept at the premises for all staff who sell alcohol.

The notice shall be made available for inspection upon request of the police or an authorised officer of the licensing authority and all staff selling alcohol must be in possession of formal identification to verify their identity against the notice. (P.56-57 of SOLP)

A direct telephone number for the manager of the premises shall be publicly available at all times the

premises are open. This telephone number is to be made available to residents in the vicinity.(P.62 of SOLP)

I should be grateful for your consideration of these points given the clear conflict between the application and the stated Licensing policy objectives.

[REDACTED]

[REDACTED]