

Laura Hollister

From: [REDACTED]
Sent: 17 September 2019 06:27
To: licensing
Subject: application for a premises licence for The Pack, Elton Road, Belthorn

Licensing Department
Scaitcliffe House
Accrington
BB5 0PF

Dear Sir/Madam

I would like to object and express my concerns regarding the application for a premises licence for The Pack, Elton Road, Belthorn.

- It should be acknowledged that the building, it's external seating area and car park are immediately adjacent to a residential area. Measures should focus on preventing nuisance in the form of noise, unruly behaviour, littering and property damage in the first place and not just dealing with it once it's happened
- The application is by a company with no vested interest in good local relationships (previous incumbents have also been local residents)
- Food & alcohol to 2am every night seems excessive
 - Serving alcohol to this hour will inevitably lead to excessive drinking. This means it's very likely that people leaving will have a loss of inhibitions, self-control and a lack of consideration for others leading to loud voices (even arguments & fighting) but in any case, car doors slamming and engines starting
 - Whilst the licence application is for 2am, the premises will remain open until 2:30am meaning guests could end up leaving as late as 3am whilst finding their way to cars or taxis. Typically, people who have been drinking take longer and are more disorderly when leaving a venue.
 - People consuming alcohol over lengthy hours tend to want to wander outside for fresh air or smoke and in doing so will be tempted to amble up Kendal Row whilst talking loudly – this would be a problem even with closed double-glazed windows but worse during warm weather when there's a need to open windows during the night to aid sleeping
 - An application this late leads to a concern that this is the first step in further applications for functions with live or recorded music
- It is natural to expect the venue to be used for functions, parties etc. Celebrations typically involve excess alcohol consumption & rowdiness. Whilst this has to be tolerated on rare occasions by residents choosing to live close to a public house up to usual licencing hours up to 11pm, it should not be a concern beyond that hour and for every single day
- The application states staff training will be provided to prevent public nuisance but how will this be achieved and not just to deal with it once it's begun and too late avoid disturbing residents
- The application states the area immediately outside will be kept clean & tidy – but no control measures are proposed for preventing wandering up Kendal Row and dropping litter or worse, vomiting.

I would also like to insist that for data protection reasons and for fear of retribution of any kind that my name and address be kept strictly confidential and not disclosed in any way.



Wendy Redfern

From: [REDACTED]
Sent: 13 September 2019 10:45
To: licensing
Subject: Objection to Pack extended opening hours

Hi,

I am writing to you regarding the application made on behalf of The Pack (Elton Road, Belthorn, Blackburn, BB1 2PL) for extended opening hours and sale of alcohol until 02:00 each day.

I severely object to this being granted. This is a rural community, not a town centre and there is absolutely no need for a premises in a small village to be serving alcohol until 02:00 each day. My family owns a farm adjacent to The Pack and we have to wake up early each morning (around 04:30am). If the pack is allowed to serve alcohol until 02:00, it is more than reasonable to assume that there will be drunken people hanging around/waiting for taxi's and making lots of noise when they leave. This will not only disturb my family, but also certainly disturb the animals who sleep just across the road from The Pack (this could be especially problematic during lambing and calving time. We often have to get up and deal with animals during the night and having drunk people coming out of a pub in the early hours will make this difficult.

I really hope you consider this and reject the application!

Kind regards,
[REDACTED]



Please note that our name and address should not be for Public record and remain undisclosed.



Application for premises licence – The Pack, Belthorn, by Switzer Holdings (UK) Limited

Dear sir

I would like to raise a number of objections to the above application as follows :-

1. **The plans.** The plans submitted in support of the application are inaccurate in that they are approx 3 years out of date. The pack has undergone a significant refurbishment which the accompanying plans do not reflect. The main areas of inaccuracy which support my objections are based around the external seating area and relocation of the public entrance and exit. Neither of these changes are reflected in the plan and would potentially contribute to noise and anti social behaviour due to the proximity of residents should a licence from 10am to 2am be granted
2. **Provision for late night refreshment.** The pack is situated in a very rural community in the hamlet traditionally referred to as Elton. The premises have a number of residential properties in the immediate vicinity on 3 sides and farmland to the rear. The car park entrance and exit joins Kendal Row where access to properties is required 24 hours a day. The application makes for provision for late night refreshment indoors between 23:00 and 02:00, 7 days a week. Whilst not fully aware of what light refreshment entails, this could result in extractor fans working in the early hours and external operational activity eg bottle emptying, waste disposal etc taking place. Due to the potential for excessive noise and anti social behaviour, I object to the applications proposed hours in respect to light refreshment.
3. **Provision for the supply of alcohol – times.** The application makes provision for the supply of alcohol both indoors and outdoors between 10:00 and 02:00, 7 days a week. Due to the proximity of residents and being in such a rural area, the potential for excessive noise and anti social behaviour, we object to the supply of alcohol within these hours
4. **Public opening hours.** The application makes provision for public opening hours to be between 10:00 and 02:30 7 days a week. The pack does have a reasonable car park however the entrance and exit is adjacent to Kendal Row prior to Elton Road. It is reasonable to assume that traffic will increase around the immediate area. It would be hoped that the business will be busy and thrive, however, the "extended" opening hours detailed in the application would increase the instances of noise, car park usage, and late night / early morning gatherings not previously experienced. I therefore have to object to the opening hours currently detailed within the application
5. **Public nuisance.** The application does make reference within the prevention of public nuisance section to request patrons to leave quietly and quickly. The application fails to detail how this will be achieved. CCTV would only cover the main entrance and exits and not for example, people gathered outside either in the car park or on Kendal Row or Elton Road awaiting taxis, pick ups, friends etc. The instances of this occurring are increased due the opening hours suggested ie 10:00 to 02:30, 7 days a week and I must object to the opening hours detailed within the application.

Summary.

The pack traditionally has been a local well supported restaurant and I wish that to continue, however the opening hours detailed in the application conflict with the application scope of being a family friendly public house. The potential for excessive noise, litter, waste, anti social behaviour and late night / early morning traffic will increase to a level not experienced before, should the opening hours and operational purposes be granted.

Whilst there is currently no provision within the application for regulated entertainment, (save for the circumstances where licence applications are not required), the future potential for external use ie tent – referred to as being indoors (whether licences are required are not) would severely affect the car park capacity and potentially significantly increase noise, anti social behaviour, litter.

I could see a point where I could support the application should the opening hours be moderated either time wise or days (or both), ensuring the business operates successfully within the environment it is situated.

* Please note that our name and address should not be for Public record and remain undisclosed. *

Wendy Redfern

From: [REDACTED]
Sent: 11 September 2019 20:01
To: licensing
Subject: Objection to The Pack licensing applicaton

Dear Sir/Madam,

I'm writing to you concerning the Licensing Application made by **Switzer Holdings (UK) Limited** for 'Sale of Alcohol from 10:00 – 02:00 each day', 'Late Night Refreshment from 23:00 to 02:00 each day', and 'Permitted opening hours of 10:00 to 02:30 each day' at **The Pack, Belthorn** (Elton Road, Belthorn, Blackburn, BB1 2PL).

My objection to the above is as follows:

I believe allowing The Pack to serve alcohol until this time is extremely inappropriate considering the rural area and close proximity of elderly residents to the premises.

Up until now The Pack has been allowed to serve alcohol until 11pm. During this time, my grandmother who is 86 and lives on her own at 3 Elton Road was often woken up shortly after 11pm by people being noisy when leaving the pub. We thought this was bad enough at the time; she tried adjusting her sleeping pattern and going to bed later, however the noise made by people leaving still made her nervous and prevented her sleeping. I am extremely concerned that if people were allowed to stay drinking until 02:30, there won't be any way she can avoid being woken up at these extremely unsociable hours. She has a nervous disposition since losing my grandfather and the thought of having drunken people waiting for taxi's/hanging around outside her house frightens her immensely!

It's also important to note that the number of parking spaces at The Pack is inadequate during busy periods, when the car-park became full, people park outside my grandmother's house. When they leave they usually make lots of noise and often leave litter around her house. If this happened frequently when the restaurant closed at 11/11:30 then I can only imagine how much worse it will be if they are allowed to remain open, serving alcohol until 02:30.

I sincerely hope you take this into consideration and reject the application made to extend opening hours. Not only would it be severely detrimental to my grandmothers quality of life, but also all of the other people who live in the surrounding houses.

Kind regards,

[REDACTED]

[REDACTED]

Dear Sir or Madam,

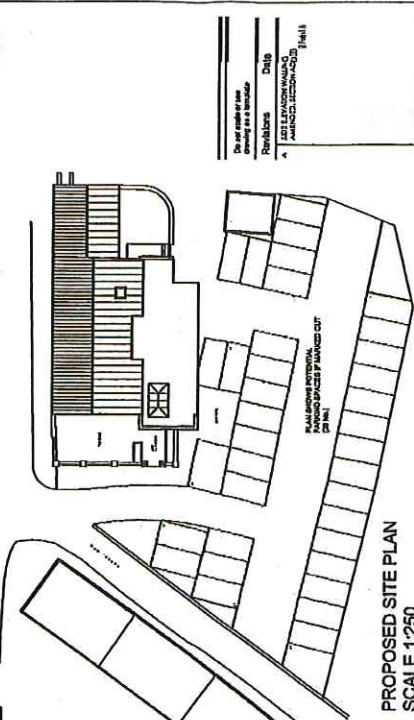
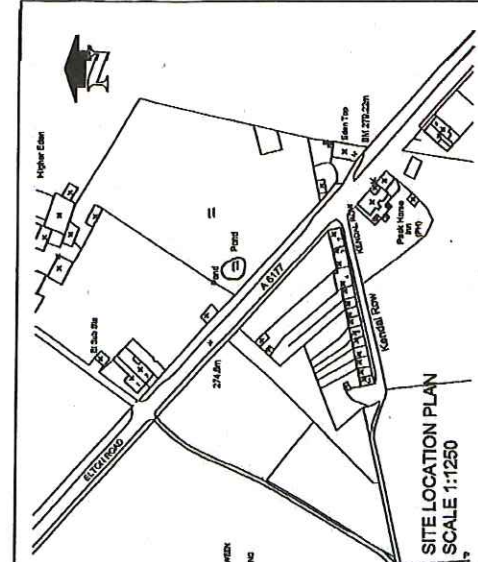
I am writing to you as I would like to formally object to the application made by Switzer Holdings UK Ltd for the pack, Belthorn. Firstly Since the renovations the pack has very little in common to the original building, the new licence in my view should reflect this, the new access and patio area are now only a few meters away from the front of Kendal row.

One of the first things I noticed when reviewing the application is that the layout plan is out of date. The plan included is from before alterations took place in late 2016 and therefore don't give a true reflection of how close the patio and new entrance are in relation to Kendal row, (especially number 2) I hope this was just an oversight and not intentional, I have attached the most up to date plan which can be viewed online in the planning section of the Hyndburn borough council website plan. If you could possibly take a minute and look at the central drawing on the plan showing the man stood on the patio and the close proximity to Kendal row.

At the time of the application for the new entrance and patio (of which I objected) a planning officer visited the site a Mr Jeff Davies, his response was, he thought there were far better options for a new entrance at the rear of the pub, and that the proposal was far too close in his view, to the residents of Kendal row. I later received an email saying he would be recommending refusal on grounds of noise/smoke/etc etc on neighbouring properties. (Please find attached copy of email) Later that same week he contacted me saying he was really sorry if he could stop it he would, but his hands were tied and the pack had employed a planning consultant who had presented a legal technicality of a fall back option, so he could not recommend refusal and the application would go to the committee and he suggested I should attend and present my case. I decided not to attend and I resigned myself that the system had failed and I would just have to live with it, I then took the drastic measure of totally blacking out my front windows (negating us from any sunlight into the front of our property just to try and preserve some sort of privacy, but the noise level was something totally out of our control.

So planning was granted with a list of terms and conditions of which very few were ever enforced. one being, no one on the patio after nine o'clock, when I mentioned this to the owner (who was always very amicable) he said I am sorry but it is impossible to stop people from going out on the patio to smoke. So the patio area was used constantly during OPENING HOURS for smoking and drinking and entering and exiting the property, the noise was at times unbearable, the only saving grace from this fiasco was that the pack was normally closed by 9.30 to 10.00 o'clock weekdays and around 11 o'clock weekends. I understand the pack is a business and I have no objection to them running a family oriented pub with sociable hours taking in to account local residents and its rural location, I would also ask that the restrictions imposed by the planning office at time of planning consent be adhered to. my concern is if the late licence is granted, the potential for PUBLIC NUISANCE to me, my family and my neighbours would be unbearable, and in my opinion the relocation of the new entrance and patio being in such close proximity to Kendal row makes the suggestion of such a late licence being implemented unimaginable. So I put myself once again at the mercy of the council.

Warm Regards [REDACTED]

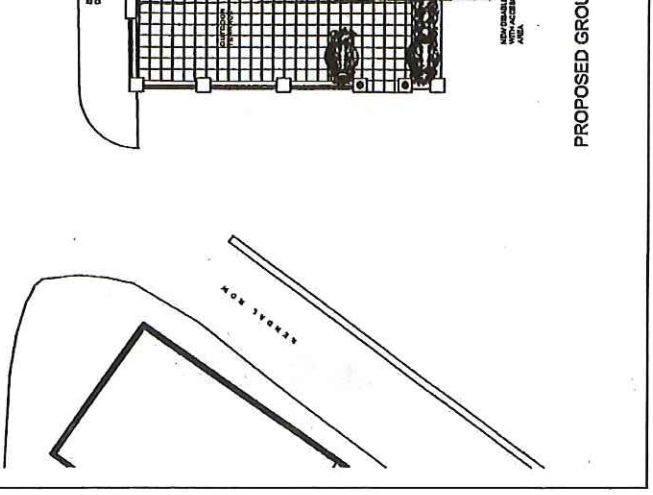
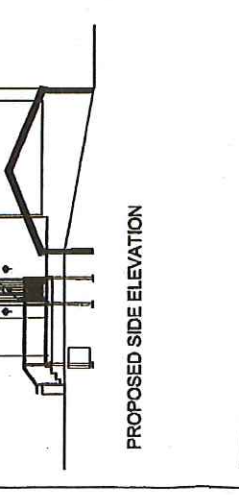
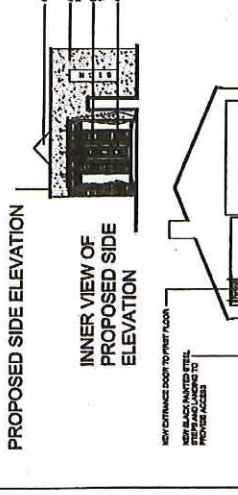
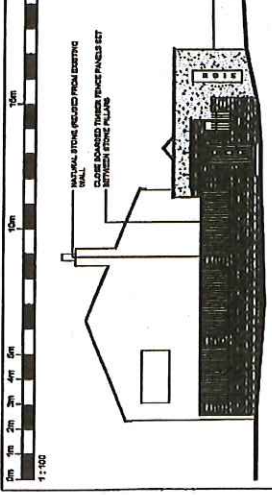
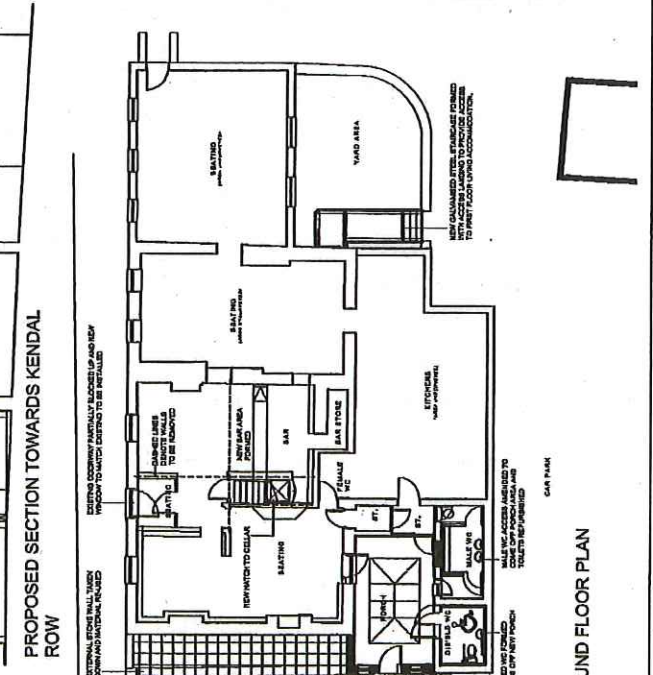
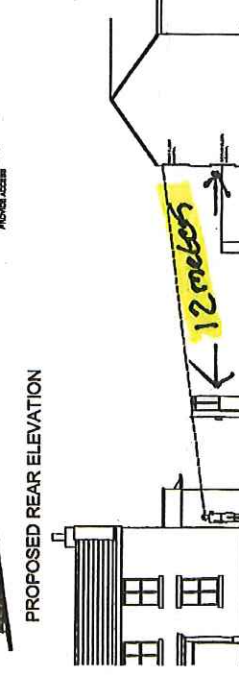
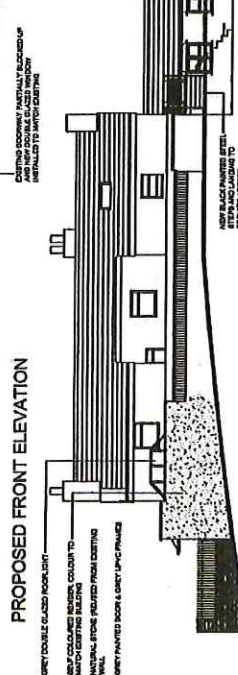
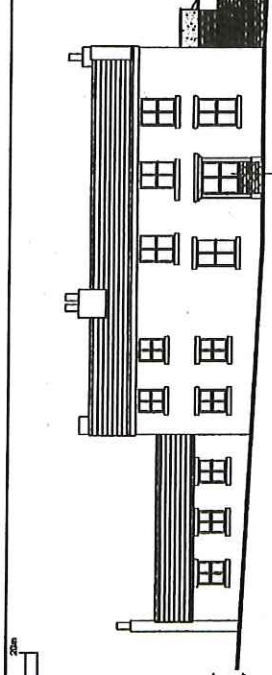
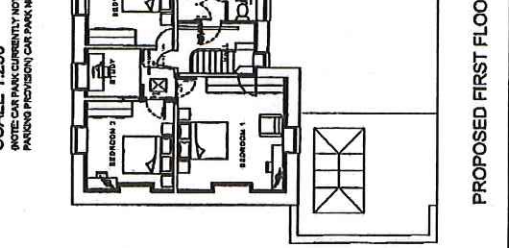
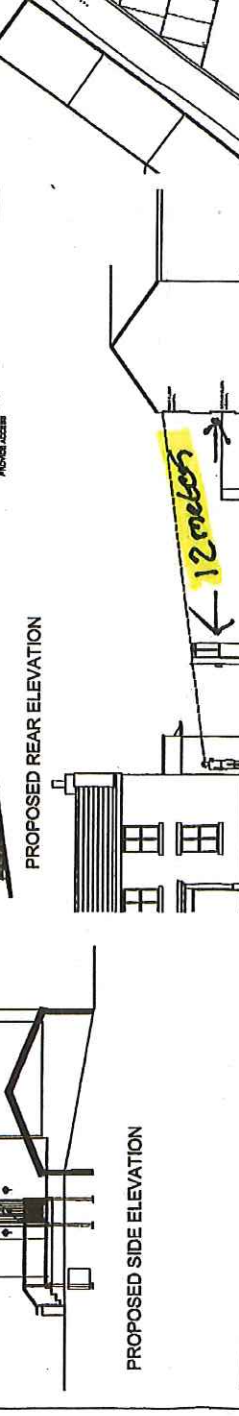
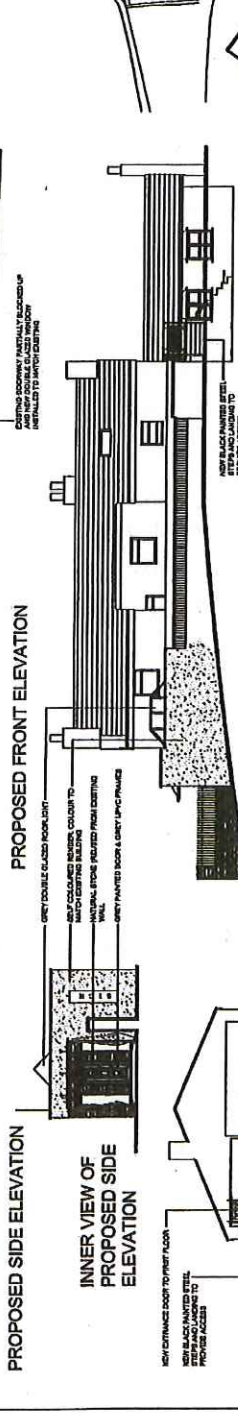
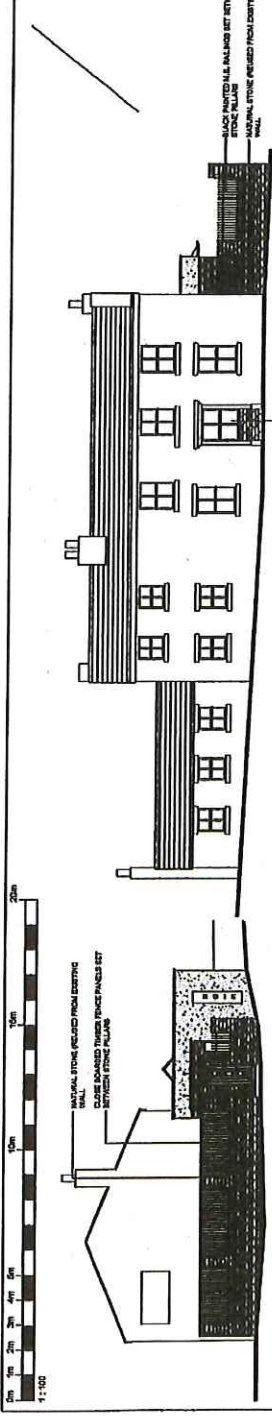


Client
The Peck Restaurant & Bar Ltd

Project
Proposed New External Terrace to The Peck Restaurant & Bar, Grange Road, Balhorn

Title
Proposed Plans & Elevations

| | |
|-----------|-------------|
| DATE | DESCRIPTION |
| 1-11-2023 | ISSUED |
| MAY 15 | REVISION |
| PH-B | REVISED |
| F-01-A | REVISED |





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On Thu, Jul 23, 2015 11:59 AM BST Jeffrey Davis wrote:

>Hi Rob

>

>Apologies for the delay in getting back to you.

>

>I can advise that the application is going to be recommended for refusal due to potential impacts from noise/smoke etc on neighbouring properties. The decision should be issued early next week. I have informed the applicant of this and it may be that an appeal is submitted against the decision, in which case you will be reconsulted.

>

>If you have any further questions, please do not hesitate to contact me.

>

>Kind regards

>

>Jeff Davis

>Assistant Planning Officer

>

>Development Control

>Hyndburn Borough Council

>Ormerod Street

>Accrington

>BB5 0PF

>

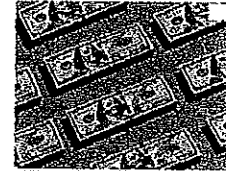
>-----Original Message-----

>From: [REDACTED]

>Sent: 16 July 2015 16:32

>To: Jeffrey Davis

>Subject: RE: Planning application 11/15/02109



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To the licensing Officer

Hyndburn Council

With reference to the application made by the Pack for a licensing license until 2.30. I am an elderly lady living alone with my dog. I live on Kendal Row and am very disturbed by the possibility of the local pub being allowed to stay open till early morning. The pub has been closed for a few months now and we had before experienced people with too much drink before midnight. The chance of this behaviour continuing through the night is very upsetting. My dog gets upset and barks when people are about, people will be leaving in a drunken state and disturbing everybodys sleep. Why can they not just have the same license as any local pub and close at normal hours.

I am very hopeful that this license until 2.30 will not be granted by yourselves.

Please do not make my name and address public as this could cause problems for me.

With thanks



11th September, 2019

Hyndburn Borough Council Licensing Department

Scaitcliffe House

Ormerod Street

Accrington

BB5 0PF

Dear Sir/Madam,

We are writing to object to the application made by The Pack on the following points:-

- 1) Application to Supply alcohol daily from 10.00 till 2.00 both on and off the premises.
- 2) Premises open to the public from 10.00 till 2.30 daily.

The Pack has always been a family restaurant with a license to service alcohol until 11pm this has at times caused late night noise until 11.30ish with taxis and people drinking too much. The Pack has always been a public house and the residents all understand that the pub open until 11pm.


This application states a family friendly public house, family seems to indicate children will children be allowed to stay after 11? We feel that if the Pack was to stay open until 2.30 this would alienate the community by not protecting residents against excessive disturbance, noise, verbal abuse and arrival of taxis with blowing horns and banging of car doors from customers who have possibly been excessively drinking for long periods of time (this is three hours extra drinking time) causing distress to all the local properties.

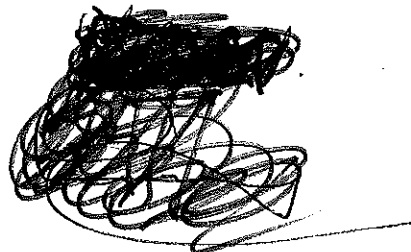
Kendal Row runs alongside The Pack the entrance is facing the row (not as it is shown on the applications attached plan) the furthest property on the row of 12 properties is approximately 30 metres from the entrance. Ten of the properties have dogs which would bark at 11pm previously but this would mean dogs barking at 2.30plus daily. In the recent warm weather we leave the windows open if this license was awarded till 2.30 that would mean we couldn't open our windows at night.

The application also states to sell alcohol off the premises does this mean that customers can leave the pub with a closed bottle but whilst waiting for a taxi at the end of Kendal Row consume this? After drinking all evening in The Pack.

Is there going to be music either recorded or live after 11pm? The previous licensee always made sure the music which was background music for the restaurant was turned off before 11pm and all the customers had left by 11.30pm. We have no objection to The Pack remaining the family friendly village pub it was previously with the license till 11.00pm as previously.

We would be grateful if you could remove all name and address before publishing as this may cause retaliation.

 Yours sincerely



Laura Hollister

From: [REDACTED]
Sent: 16 September 2019 19:44
To: licensing
Subject: objection to late license (The Pack)

Dear Sir/Madam,

please accept this email by way of a formal objection to the proposed 230am closing time of The Pack Belthorn. My family and I live on the [REDACTED]. The Pack and kendal row have enjoyed a very special and close relationship dating back to the reign of George the 2nd. However i must offer the strongest objection to the proposed license application on several fronts.

As we are so close to the car park (3.5 metres) and the previous planning stipulated that nobody was to be outside after 9pm(to avoid any nuisance to the very close proximity of Kendal row residents) how is the licensee going to be able to police this and guarantee our right to peace and freedom from sleepless nights if cars/taxis are leaving the premises at 230-3am?

Living next door to a restaurant you will expect to have a small amount of disruption in terms of noise but this has always been negated by the fact that it was usually closed by 1030pm-1130pm Previous planning also stated that there was to be no music outside but speakers were duly installed.

I have a 14 year old daughter who's bedroom is at the front of the house who has been woken on numerous occasions in the past by people on the terrace or leaving the premises but this has been at a relatively early hour when i think of the potential for disruption at 230-3am!

My daughter is starting her GCSEs this year which is a critical time in a childs educational journey and any disruption to her sleep could have an impact on her effectiveness at school.

This is a residential area and i am sure that if the buyer of the premises had come to speak to the residents of kendal row he would understand and change plans accordingly.

The 230am closing time would suggest that the Pack would want to have functions and parties because people don't normally go for a meal at 2am.

This opens up the potential of further public nuisance and safety concerns for my family and all the residents of kendal row.

Many thanks

[REDACTED]

Wendy Redfern

From: [REDACTED]
Sent: 07 September 2019 16:03
To: licensing
Subject: The Pack, BB1 2PL Premises Licence Consultation
Attachments: [REDACTED]

Dear Madam/Sir

I wish to raise concerns regarding the currently application for a premises licence submitted by Switzer Holdings for the development of The Pack pub and restaurant. I have been unable to find a formal mechanism on your website for registering our views so please advise me if for any reason I need to submit these concerns in a different format.

I welcome the sale of the Pack and the prospect of the building, which has been closed for around 9 months, re-opening as part of the Belthorn community. I am also happy to support licensing arrangements that allow profitable operation of The Pack providing these are compatible with the situation of the Pack within a residential area.

As the attached Land Registry document shows, The Pack has residential properties in immediate proximity on three sides (Kendal Row, Eden Top and Elton Road). I live at [REDACTED] and my bedroom window is around 4 metres from the Pack car park and on the same elevation because of the slope of the land. The current entrance to the Pack is around 15 metres from our bedroom window.

I wish to object to the proposal for a seven day a week alcohol and refreshments licence extended to 2.00 in the morning (with customers onsite for a further 30 minutes). This is not acceptable given the residential area in which The Pack is situated. I would argue that residents have a right to quiet enjoyment of their properties, especially on nights preceding normal working days. I would consider it reasonable and acceptable for occasional late night events on Friday and Saturday evenings but feel it would be unreasonable and commercially unnecessary for the licence to extend beyond midnight on Sunday to Thursday. I would like the Council to consider not only the inevitable noise and potential anti-social behaviour of customers leaving the premises after an evening of extended drinking but also the noise of late night taxis arriving and departing the premises. Under the previous owners it has become custom and practice for local taxi companies to announce their arrival by sounding car horns.

My interpretation of the drawing that accompanies the application is that the main entrance will return to its former location on the Elton Road frontage. This is welcome although there is still the certainty of noise and disruption and customers make their way round the building to the car park, passing within a few metres of our windows. I also note a vague reference to the current outdoor seating area (on the right hand side of the ground floor) becoming a "yard". Under the previous owners this was an outdoor drinking and smoking area. I would like the Council to ensure that this area will not be occupied by either drinkers or smokers outside of normal licensing hours and to confirm where the owners plan to locate smokers.

Finally, I am aware that the previous owners of the Pack also had a licence for late night opening. However this was exercised very rarely and therefore the past precedent is not an indication that the proposal is acceptable. On the few occasions the Pack did open until 2am the residents suffered serious noise disruption and anti-social behaviour and glasses and bottles were thrown over the wall into Kendal Row. My reading of the application suggests that the new owners, if not constrained by the Council, will exercise late opening much more regularly.

To conclude, I welcome and support the re-opening of the Pack but require my Council to ensure that necessary conditions and limits are placed on its operation to respect the rights of its neighbours.

Please confirm receipt of this email.

Regards

[Redacted signature]
