

Letter from Selby licencing accepted as conditions on the licence.

Dear Mr Wright,

Thank you for allowing _____ and I to visit your premises on 19/04/21 to discuss your business model. As you are aware I am a Licensing Officer for North Yorkshire Police, part of my role is to process all licensing applications that are submitted to North Yorkshire Police in our role as a responsible authority (as defined by the Licensing Act 2003). I would ask that you accept this e-mail as both an acknowledgement to your communication and the formal response.

In assessing this application, I have considered the Licensing Objectives and the police would seek the following conditions at Eighty 1 Café Ltd in addition to those offered in your application to mitigate the risk of Crime and Disorder and Public Nuisance at the premises. Should these conditions not be acceptable to you then North Yorkshire Police would submit a formal representation in respect of this matter.

1. It is the responsibility of the Designated Premises Supervisor / Manager on duty for risk assessing the need for SIA Door Supervisors at the premises. Special consideration should be given to the need for Door staff on Fridays/Saturdays or any Sunday leading into a bank holiday Monday.
2. A personal licence holder will be on duty at the premises or a designated responsible person when it is open for licensable activities on a Friday and Saturday evening from 1900hrs till close or on a Sunday evening from 19:00 till close leading in to a bank holiday.
3. CCTV

A digital colour CCTV system will be installed to cover the premises and recorded coverage will include all areas (including outside areas) to where public have access to consume alcohol. It will be maintained, working and recording at all times when the premises are open.

The recordings should be of good evidential quality to be produced in Court or other such hearing. Copies of the recordings will be kept available for any Responsible Authority for 28 days. Subject to Data Protection requirements.

Copies of the recordings shall be made available to any Responsible Authority within 48 hrs upon request. Subject to Data Protection requirements.

Copies of the recordings will display the correct time and date of the recording.

It is the responsibility of the management to ensure that there are sufficient members of staff available during the hours of operation to be able to download evidence from the cctv system at the request of the police or responsible authority. Subject to Data Protection requirements.

4. Incident & Refusals Register

A Refusals Register and Incident Report Register will be kept. Such documents will record incidents of staff refusals of alcohol sales to under-age or drunk people as well as incidents of any anti-social behaviour and ejections from the premises.

Such records shall be kept for at least one year. [For the avoidance of doubt, the one year period relates to each respective entry in the log book and runs from the date of that

particular entry]: They will be made available immediately upon a reasonable request from any responsible authority.

5. *The premises shall operate the Challenge 25 policy for the sale of alcohol.*

The only acceptable proof of age identification shall be a current passport, Photo card Driving Licence or identification carrying the PASS logo (until other Effective identification technology e.g. thumb print or pupil recognition, is adopted by the Premises Licence Holder).

6. Staff Training

Documented staff training will be given regarding staff's obligation under the Licensing Act in respect of the:-

Retail sale of alcohol
Age verification policy
Conditions attached to the Premises Licence
Permitted Licensable activities
The Licensing objectives and
The Opening Times of the venue.

Such records shall be kept for a minimum of one year and will be made available immediately upon request from any Responsible Authority. [For the avoidance of doubt, the one year period relates to each respective entry in the log book and runs from the date of that particular entry]

7. No drinks or drinking glasses shall be taken out of the licensed premises or (licensed area) onto the pavement or highway.
8. The sale of alcohol shall cease 30 minutes before close of business on any given day to allow for 'drinking up' time.
9. The outside area will not be used by customers after 2100hrs and tables and chairs should be stacked away after this time. Patrons can continue to use the outdoor area for smoking only after 2100hrs.
10. Only toughened glass or polycarbonate vessels will be allowed in the outside area.
11. As part of the operating schedule the applicant has offered food and hot beverages to be served whilst the premises are opening however Late night refreshment has not been applied for so no food or hot drinks will be served after 2300hrs.

From:
Sent: 08 July 2021 18:45
To: info@eighty1.uk
Cc: Democratic Services
Subject: Fwd: License proposal

- >
- > Hello.
- > To whom this may concern.
- > I live a few minutes walk from cafe 81 and I will be really excited to have a licensed bar so close to my home which my family (including the dog) can walk to and enjoy a drink.
- > There is nothing at this end of town which allows this.
- > Knowing the owners from
- > Previous business in Selby I know that cafe 81 will be monitored extremely well and will be a safe environment for anyone to call in.
- > I full support the license and have no question that it will be a great success for residents close by.
- >
- > Kind Regards

>

To whom it may concern

Please take this email in support of the licensing application for Eighty One Cafe and Lounge Bar based on Brook Street.

As a local homeowner at —Doncaster Road, I welcome the opportunity to have such a great business in close proximity, which will serve alcohol - currently our only options are based in Brayton or the town centre.

I know Ian Wright to be a wholly responsible license holder in previous locations, including The Venue which was based on Ousegate.

Kind regards

To Whom It May Concern

Re License application for Eighty 1 Cafe & Lounge Bar

We are writing to express our support for Eighty 1 Cafe & Lounge Bar and their license application.

We feel the business has greatly benefitted the Armoury Road and Doncaster Road area and is proving popular by both local residents and people who visit from further afield, and we believe that being granted a license to serve alcohol would further benefit the local residents.

As local residents ourselves we are looking forward to being able to spend more time at Eighty 1, and the opportunity to have an alcoholic drink whilst enjoying a quiet and relaxed atmosphere on an evening.

We are more than happy to be contacted should you require any further information regarding our support.

Yours faithfully,

Eighty 1 directors responses in highlighted text.

As local residents we are writing to object to the above application. We believe that the current use as a café (but not with late night opening) may be permissible in terms of noise and nuisance for neighbours and safety of other pedestrians, road users etc because the comings and goings can be controlled in terms of numbers but great care must be taken to ensure road safety and no incursion onto the neighbouring railway tracks. We believe that the views of both North Yorkshire Highways and Network Rail should be sought for any use particularly one involving large numbers of people congregating and the presence of alcohol.

North Yorkshire highways have been informed of our application and have no objections.

Furthermore, Environmental Health have been informed and had the following to say, which we have agreed to as a condition:

1. Prominent, clear notices shall be displayed at all exits/in the beer garden requesting customers and staff to respect the needs of local residents and leave the premises and area quietly
2. The disposal of waste bottles into external receptacles shall not take place between the hours of 2300 and 0700hrs

Selby licencing and Selby Police are also happy with our plans and procedures we have put in place.

In the past the premises have been a local paper, confectionery and convenience shop for many years and as such were in keeping with the surrounding residential area which it serves. More recently the opening hours had varied to provide some late-night shopping until 8:00 pm but this was for grocery and other items i.e. it was a local convenience shop. As such the users of those shops were local residents who needed something in a hurry or a lottery ticket and shopped in ones or twos in keeping with normal retail customer behaviour.

This comment is irrelevant as the change of use to a café was granted in 2020

The proposed licence to run a bar with music will encourage large groups of people at any one time who will be staying for much longer periods and whose behaviour may be influenced by alcohol.

The proposed licence is not to "run a bar with music" it is to have the option to sell alcohol in the café, with the benefit of opening later if trade permits. The only form of music will be quiet background music, no louder than is currently being played.

The current use as a café might work so long as it was open during the daytime and the outside area was well managed in terms of overcrowding and incursion on the footpath. This is very different to past use as a local shop and does not fit with the surrounding residential area.

Again irrelevant as planning already passed and it actually does fit in well with the local regeneration scheme.

There are other shops located near Number 81 but these are selling lunchtime food and take-away fish and chips which, although it entails queuing outside at the moment due to Covid, would not normally mean that lots of people were hanging around outside the premises for hours. People come and go in the usual way when shopping.

There are a late night Indian takeaway as well as a late night restaurant in the same vicinity, the steakhouse restaurant also has a licence.

Following earlier objections the café is now posting a proper menu which is an improvement on the original offer.

I have no idea what this is referring to, we had to have paper menus available to customers during Covid.

If permission is granted, the small size of the inside space will inevitably mean that doors will be left open and people will move from inside to outside where tables and chairs have been placed and any music will be heard by people living nearby. Those of us who live in this area obviously already live with the noise of trains passing through but this is intermittent and not constant like live or recorded music would be.

We have invested in brand new air conditioning, so that doors do not need to be left open at anytime. The outside area would only be available to people until 9pm, as per our licence condition which we agreed to. After this time it would be for smokers only and would be monitored. No music would be played outside at anytime.

We understand that one of the owners previously ran another licensed live music venue in Ousegate and following objections, lost his licence. We recognise that this may only be rumour but SDC records would clarify this point

This is untrue and just shows the level some people will go to.

Mr Ian Wright, who is the person being referred to, has ran several bars and clubs in Selby and all have been ran professionally with total respect to neighbours and the town as a whole. Or _____ he ran _____ years and _____ years. _____ was sold on as a successful going concern, whilst _____ was wound up after issues with planning that would take too long to resolve.

He is the former _____ and the former _____ . In 2006 Mr Wright won 2 awards at the Best Bar None awards in the Selby area. Best bar for _____ and best club for _____ These awards were primarily for promoting responsible drinking and having good procedures in place.

Parking is already an issue along Brook Street and beyond the level crossing into Doncaster Road and by putting tables and chairs in the outside area there is absolutely no provision for parking within the curtilage for visitors to the establishment. Because of the location of the property on the main A19 and next to the railway line no parking is allowed on the street. Where will users of this facility

park without causing considerable obstruction of the highway or, much worse, the footpaths?

The outside area, which is part of the property, is currently used for tables and chairs with professional stainless steel barriers. We do not expect any visitors to drive as we will be serving the local community who will arrive on foot. We have been trading without the license for over 3 months and there has been no issue with any illegal or unsafe parking. If people are coming to drink they wouldn't be driving so no more of an issue with the licence than without.

The proximity to the railway line and level crossing increases the safety issues for users and people who are just using the footpath to get home who may have to move out into the road in order to get round people using the outside area because there is no permanent barrier. The outside area is simply bordered by some rails and ropes which will not discourage people who are drinking from straying onto the footpath and causing an obstruction let alone onto the highway.

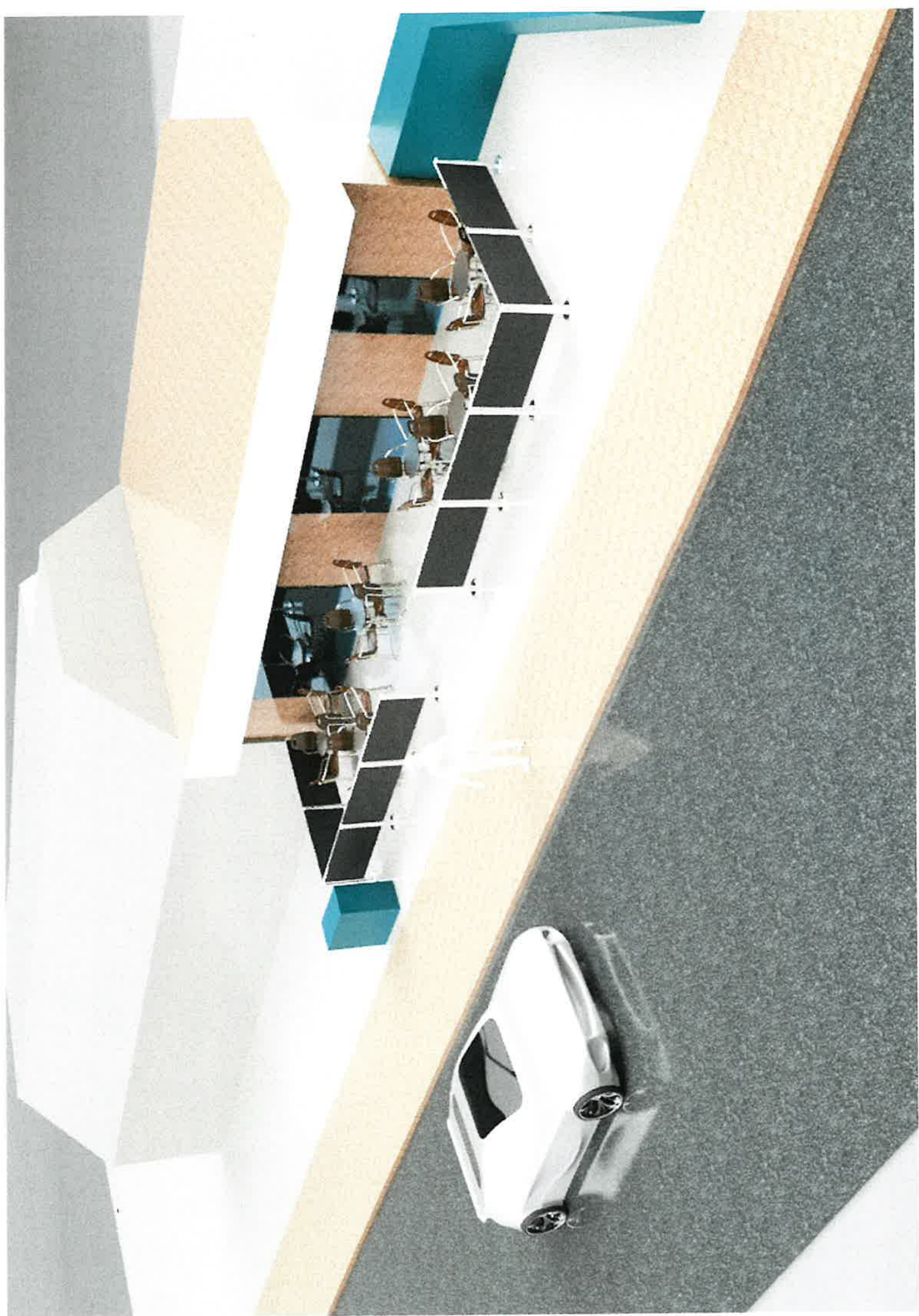
There is an outside barrier which as previously mentioned is professional hospitality barriers made from stainless steel. There are no "rope" barriers and people will always be able to use the footpath as they do not go near the footpath. I have attached an image of the barrier setup.

A bar is more suited to the town centre and not local residential areas and we understand that a recent application by The New Little Coffee House at the town-end of Brook Street for later opening was recently refused because it was deemed to be "outside the town centre". To grant this application which is even further out of town would appear to be contrary to SDC's current decisions and will certainly be open to challenge by those of us who support these objections.

This strip of buildings on Brook Street are actually all commercial and the size of the residential area away from the town at this side, would greatly benefit from this kind of licensed premises away from the centre. We have had hundreds of local people stating they would find it very beneficial, as they would prefer a relaxed, quiet bar to drink in, rather than going into the town centre.

I believe The New Little Coffee House, who have been mentioned are surrounded by residential properties, even with one above them.

Yours faithfully



Eighty 1
Cafe & Lounge bar

