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Rectory Gardens
York
YO23 1 PB

Representation: Objection to a license

Applicant: The Dark Horse Espresso Bar Ltd
Premises Address: 147A Bishopthorpe Road, York YO23 1NZ

First at all we would like to state that we do not object to the business itself and think that a day time family run coffee shop is an interesting addition to the area.

However our representation is concerned with noise and therefore refers to the prevention of public nuisance. A day time coffee shop, even with outside seating, is very different to a bar venue that has very late opening hours on a weekend and sells alcohol that can easily be consumed by customers outside.

This is an entirely residential suburban area with many families and the noise from people sitting outside and consuming alcohol would affect a large number of residents.

One of the intention of the 2003 Licensing Act was to provide safeguards to protect neighbourhoods from disturbance. However no details are provided on how the business is intending to comply with the Prevention of Public Nuisance objective. Other similar businesses in the area have restrictions such as closing the outside seating area in the early evening, keeping windows and doors closed etc.

Also, whilst the original license does not state live music the owners have written about their desire to play live music in a recent York Press article :
(<https://www.yorkpress.co.uk/news/23498406.dark-horse-espresso-bar-submits-plans-bishopthorpe-road/>) Is a music license planned at a later stage?

We would be grateful if the council could consider putting some restrictions on the current application to help prevent late night noise and public nuisance.

Thank you

Sefton, Helen

From: i
Sent: 23 May 2023 09:39
To: licensing@york.gov.uk
Cc: jonny.crawshaw@yorklabour.org.uk
Subject: 147 Bishopthorpe Road

Categories:

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To whom it may concern:

We are writing in relation to the Licensing Application for 147 Bishopthorpe Road.

We would like to raise two main concerns about the licence application: 1) noise and 2) the potential for anti-social behaviour.

1) The proposed venue is on a junction with no other licenced premises. On an evening this part of Southbank is quiet and residential and the premises are in very close proximity to local homes. Evenings are very different to daytimes here, and in the evening conversations at the bus stop can be heard across the now quiet road.

We have significant concerns about noise during the hours the licence is requested for, especially as it comes with a planning application for outdoor seating. Though the applicants have suggested this will be limited, once granted they or a future proprietor may make more extensive use of the licence. We ask that restrictions to timings be imposed to 7pm outdoors but we would still be concerned about people coming and going, and smoking outside for example. Children's bedrooms are on Bishopthorpe Road.

2) Our second concern is about race days and other events which might see large numbers of people outside drinking with the potential for anti-social behaviour. We ask that if a licence is granted it with conditions relating to sitting down with food to avoid this situation. We understand this is in line with the applicants' cafe model.

The applicants have mentioned live music in a letter to residents, but this doesn't seem to feature on their licence application. The potential for this raises additional concerns about noise.

We would like, where possible, if a licence is granted for there to be reasonable restrictions made to mitigate disturbance for residents.

Bishopthorpe Road

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