

ANNEX 6

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Ziggy's
The Nightclub YORK

53/ 55, Micklegate,
York,
YO1 6LJ.

Tel/ Fax (01904) 620602
E-mail :- ziggys.club@virgin.net

City of York
Council
- 6 AUG 2008
RECEIVED

4/08/08

CITY OF YORK COUNCIL APPLICATION ACKNOWLEDGED		
DATE:	06/08	FR

License application –artful dodger

Dear Sir/Madam,

We wish to make representation to the application to vary the premise licence at the above premise (Artful Dodger) on the grounds of public safety and public nuisance.

The applicant has applied to licence the outside area that runs between our two premises. The land under the covered archway is owned by the applicant, and the car park at the rear are owned by ourselves, and we have legal access across the land under the covered archway and the full width of the access road. Vehicles cross this land regularly, for example delivery vehicles, and staff and customers using the parking area. If this area were to be used as an outdoor drinking area customers and any furniture (if provided) would have to move every time a vehicle wanted access. We already have experience issues with smokers from this premise refusing to move or acting dangerously when vehicles need access. During race meetings this area can get very full of smokers and drinkers, which totally impedes our access to our car park and had caused several incidents with personnel not getting out of the way. This is found to both intimidating towards the female members of staff and has caused damage to cars due to some persons throwing glasses or bottles at the cars.

We also have three fire escape routes that converge onto this area so should we have an emergency and have to evacuate the premises then drinkers in this area could impede the safe flow of evacuees from our premises. Ziggys had a smoking area next to the proposed drinking area but due to complaints about noise from nearby residents we have had to close this area and move the smokers to the front of the building away from the resident area, We feel that both drinkers and smokers in this area will surely cause a great deal of nuisance to the local residents with the noise and undo the good we have done by moving our smoking area away so they can sleep more peacefully. At the moment several drinkers are in this area and it seems to take some time to move them back inside as there does not seem to be any sort of control put in

place to keep the area drink free. The side door of the premise has to be open too to allow smokers and drinkers to access the area, which also means more noise from music inside the premises. As the side door is also a fire escape route surely drinkers and smokers standing in that area would impede any means of escape.

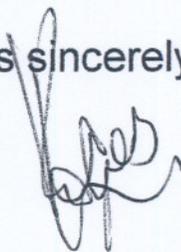
The applicant has applied to licence the first floor. We have legal emergency escape route access from the first floor of our premise through the first floor of this premise down to the ground floor and out onto Micklegate. Within the application and operating schedule the applicant makes no mention of this or how they will safely operate the first floor due to our legal access.

We have operated in York and in our premises since 1982 so a total of 26 years and have done our best to be congenial and helpful to local residents regarding noise and nuisances

The applicant has applied for a 24-hour licence seven days a week. Residential premises are within the vicinity of this premises, flats on Micklegate, houses on St Martins Lane and houses in the Bishophill area. The increased licenced hours and the potential for regulated entertainment inside the premises and customers to be outside the premises drinking and smoking 24 hours could cause noise nuisance these residents.

The application and operating schedule make no mention of how noise issues will be managed.

Yours sincerely,



Steve Rogers (General Manager)

p.p. Andrew Elliott (Owner/Director)

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Hampden St.,
Bishophill,
York
7 August 2008

RECEIVED
07 AUG 2008

To: Licensing Services,
City of York Council,
9 St Leonards Place,
York YO1 7ET

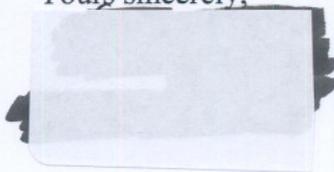
To whom it may concern

The Artful Dodger, 47 Micklegate - Variation of opening hours

I wish to object to the proposed extension of opening hours of these premises for the following reasons

1. It is well known locally that late night drinkers returning home in the early hours cause noise and disturbance when passing through nearby residential areas. This is certainly the case in Bishophill and experience over the last two years shows that the introduction of the new Licensing Act has done nothing to reduce this problem. Indeed it has made it worse as noise has now shifted further into the early hours when most people are sleeping, or trying to.
2. These premises are situated immediately adjacent to Ziggy's nightclub where the pavement outside is frequently the scene of trouble, as the Police will no doubt confirm. To have a pub serving alcohol in such close vicinity is sure to exacerbate an existing problem.
3. The premises are situated in an area which is already oversupplied with pubs, bars and nightclubs. To extend the hours of this one will only lead to an increase in the already unacceptable level of noise and disturbance which constitutes a public nuisance.

Yours sincerely,



CITY OF YORK COUNCIL
APPLICATION ACKNOWLEDGED
DATE 8/8/08 Le

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City of York
Council
21 AUG 2008
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Licensing Services
City of York Council
9 St Leonard's Place
York YO1 7ET

20.08.2008

Subject: CYC 09017 Variation in premises licence: Arful Dodger 47- 49 Micklegate York

As a local resident I would like to object to this application on the grounds of prevention of public nuisance.

The proposal to greatly increase the licensing hours and to extend the area for sale and consumption of alcohol would have the effect of producing considerable noise and nuisance for many local residents.

I particularly object to the use of the area at the side and rear of the premises for drinking at any hour of the day or night, as patrons would tend to move further into the car park at the rear and create unacceptable noise for residents – most of who sleep at the rear of their properties. I am also concerned that the only vehicle access to the car park would cross the extended area for alcohol consumption.

I am pleased that live and recorded music will only be played inside the main building, but would wish for reassurance that additional soundproofing measures will be taken to avoid noise nuisance –especially late at night on warm evenings when doors and windows will be open.

Yours sincerely,

[Redacted signature]

Micklegate
York

Copy to Cllr D Merrett (by email)

CITY OF YORK COUNCIL
APPLICATION ACKNOWLEDGED
DATE: 21/8/08 LC

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Licensing Services
City of York Council
9 St Leonard's Place
York YO1 7ET

City of York
Council
21 AUG 2008
RECEIVED

20.08.2008

Dear Licensing Services,

Re: CYC 09017 Variation in premises licence: 'The Artful Dodger', 47- 49, Micklegate, York.

As a local resident I would like to object to this application on the grounds of prevention of public noise and nuisance.

The proposal to greatly increase the licensing hours and to extend the area for sale and consumption of alcohol is likely to affect the lives of those living nearby. Micklegate now has a significant number of residential properties very close to 'The Artful Dodger'.

I particularly object to the use of the area at the side and rear of the premises for drinking, as patrons would tend to move further into the car park at the rear and may create unacceptable noise for residents, especially at night and during the early hours of the morning. I am also concerned for the safety of patrons when vehicular and pedestrian access is mixed. The vehicular access would be across the extended area for alcohol consumption. A fire escape also leads on to this area.

While I accept the intention is to play music indoors, I would like to be assured that sufficient soundproofing is carried out to protect residents on summer evenings and when patrons leave the premises.

Yours sincerely,

[Redacted signature]
[Redacted name]
Micklegate,
York [Redacted]

Copy to Cllr D Merrett (by email)

CITY OF YORK COUNCIL
APPLICATION ACKNOWLEDGED
DATE: 21/8/08 LC

licensing

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[redacted] Micklegate
York YO1 6LJ

City of York
26 AUG 2008
RECEIVED

20/08/08

Your Ref CYC09017 Artful Dodger Variation X 423

Our Ref [redacted] Micklegate

Dear sirs

I wish to object to the proposed planning application for licensed premises the Artful Dodger on Micklegate. We have had several complaints made through the EP unit City of York council and they have installed noise equipment at our address and others on this street to monitor the noise made from the outside smoking area at Ziggy's night club. This extension to the Artful Dodger which is next to Ziggy's on Micklegate will increase the already existing noise problems in the area. Residents on Micklegate whose accommodation backs onto the car park area will continue to be disturbed by outside drinkers and smokers. See EPU notes on their advice to contain noise at Ziggy's. The Ryedale Housing Association has been informed of these findings as well as our MP Hugh Bayley.

Yours sincerely

[redacted signature]

Licensing Services
9 St Leonard's Place

CITY OF YORK COUNCIL
APPLICATION ACKNOWLEDGED
DATE 26/08. [initials]

CITY OF YORK COUNCIL
LICENSING & REGULATORY SERVICES

[REDACTED]
[REDACTED] MICKLEGATE

PLANNING
26 AUG 2008
DESIGN

YORK [REDACTED]
23/8/08

(6)

DEAR SIR

REF: ARTFULL DODGER LICENCE EXTENSION

I WISH TO OBJECT STRONGLY TO THE ABOVE.
HAVING LIVED OPPOSITE FOR PAST 10 YEARS, I HAVE
EXPERIENCED NOISE, LOUD MUSIC, FIGHTING, RUBBISH
URINE & SICK IN MY DOORWAY ON A REGULAR
BASIS AND I AM SURE THIS EXTENSION WILL
ONLY MAKE MATTERS WORSE.

PLEASE CONSIDER THAT MICKLEGATE IS ALSO A
RESIDENTIAL AREA AND WE DO NOT WISH ANY
FURTHER DETERIORATION IN OUR QUALITY OF LIFE

YOURS FAITHFULLY

CITY OF YORK COUNCIL APPLICATION ACKNOWLEDGED	
DATE	26/08/08

[REDACTED]
[REDACTED]

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MICKLEGATE YORK

21/08/08

120792

Your Ref CYC09017 Licensing variation X423
The Artful Dodger

City of York
Council
27 AUG 2008
RECEIVED

Dear Sirs

I wish to object to the proposed licensing variation for the Artful Dodger's premises on Micklegate. These plans will increase an already existing problem to the residents on our development and others whose accommodation backs onto the car park area behind these drinking premises. The planned extension and extended licensing will increase noise levels due to both anti smoking laws (outside the premises only) and because of the area being a trouble spot for late night binge drinking. The Environmental Protection Unit has already encountered noise issues and complaints from these premises. The Ryedale Housing Association and Yorkshire Housing who are landlords in this area as well as city of York council have been informed of their findings.

Yours sincerely

[Redacted signature] MICKLEGATE
[Redacted signature] MICKLEGATE

Licensing Services
9 St Leonard's Place YORK YO1 7ET

CITY OF YORK COUNCIL
APPLICATION ACKNOWLEDGED
DATE: 27/8/08
[Signature]