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Ask For: Debbie Metcalfe
Our Ref: DMM\Leeman Road\119012

29/03/2007

Dear Mr Jones

Alleged noise nuisance from The Junction PH , Leeman Road, York, YO26 4XH
Environmental Protection Act 1990

Following our meeting today, I write to inform you that the Environmental Protection Unit is currently in receipt of complaints regarding noise emanating from your premises, which allegedly causes a nuisance to neighbouring residents. The noise is alleged to be that of loud music from live entertainment at your premises.

Legislation

As discussed in our meeting, the Environmental Protection Unit has a duty to investigate all allegations of noise nuisance. Should we continue to receive complaints a formal noise investigation will be carried out and this will involve the use of noise monitoring equipment and surveillance by officers over the next four months (from the date of this letter). Should further monitoring be required after this period, you will be notified.

Should the noise continue to constitute a statutory noise nuisance under the Environmental Protection Act 1990, a Noise Abatement Notice may be served. Failure to comply with the terms of the legal notice could result in prosecution in the Magistrates' Court and a fine of up to £20,000.

I would also remind you of the following conditions of annex 3, of your premises license:

1. Noise originating from within the premises shall be inaudible at the nearest noise sensitive premises.
2. All doors and windows shall be kept closed and any other means of ventilation used during any function or entertainment.
3. The entrance/exit doors from the function room leading to Carlisle Street shall be used as emergency fire exits only and alarmed appropriately.
4. Notices should be displayed and be highly visible at all exits, requesting that patrons leave quietly and to respect neighbours and their property.
5. That air conditioning be installed within 6 months of this licence coming into effect.

Cont/.....

The Junction Public House
Leeman Road
York
YO26 4XH

6. That when live amplified music is played on any Friday, Saturday and Sunday, certified door supervisors be employed.

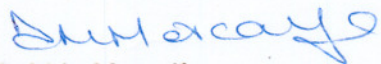
Should an officer witness a breach of any of these conditions, we may recommend a review of your current license.

Recommendations

I am keen to ensure that further action does not become necessary and would advise you to take immediate action upon receipt of this letter to ensure that a noise nuisance, is not caused to neighbouring residents in the future.

Should you wish to discuss this matter further, please feel free to contact me on 01904 551572 or call in at the above address.

Yours sincerely



Debbie Metcalfe
Environment Protection Officer

→ CC Nigel Woodhead, Licensing Enforcement Officer, City of York Council.