

Annex 10

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From: Y
Sent: 17 August 2021 14:12
To: licensing@york.gov.uk
Subject: Objection to Licence extension Trio restaurant & terrace Whip-ma-whop-ma-gate York.

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Dear Sirs / Madam.

It has been brought to our attention that the owner of the above premises has applied to extend his drinks licence until 1.00am including the rear terrace area. I do not know if the licensing authority are aware that a number of upper floors of the Shambles are in residential use, No 1 in particular has a kitchen and bedroom overlooking Trio's first floor terrace which is less than 10 yards away. The residents there have asked me, as the owner, to object to the licence extension on their behalf, stating that even at the present time their enjoyment of the property is being substantially disturbed and any further extension to 1.00 am would be intolerable and prevent them from sleeping at night. It would be appreciated if you could protect the right of their enjoyment of this property, from which they do not want to be forced to leave, especially as it is a listed building, which has been in residential use since records began.

Thanking you in anticipation.

Owner Shambles York

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From: [REDACTED]
Sent: 20 August 2021 19:44
To: licensing@york.gov.uk
Subject: Mr Mehmet Simsek - 5 Whip Ma Whop Ma Gate, York YO1 8BL

This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Dear Sir or Madam,

I am writing to object in the strongest possible terms to the deletion of conditions 2, 3 and 8 of Annex 3 of the license for 5 Whip Ma Whop Ma Gate, York YO1 8BL, to bring the rooftop terrace into line with the rest of the premises.

At the time the license was issued, I am sure much effort was spent reviewing the original application and I know that there were concerns over the use of outside space at that time. The loss of amenity to local residents was rightly acknowledged and the restriction was placed on the times that the terrace could be used by the public. I note that it was originally 7pm but was later extended to 9pm. I think it is outrageous to now extend the opening hours for the roof terrace to 1 am or indeed any later than 9pm. Some weight has to be given to the acoustics of noise at rooftop level where the roof is at the same height as domestic properties in the area. Noise at this height travels great distances, whereas street level noise is dissipated by surrounding structures and is also further away in distance from domestic residence windows. Unless you want a city where no one lives, I believe the council need to limit the opening times of outside spaces (as currently is the case for beer gardens around stonegate for instance) and should be particularly strict with opening hours of roof terraces.

Regards

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Subject: FW: 5 Whip Ma Whop Ma Gate
Importance: High

From: Cllr. D. Craghill <Cllr.dcraghill@york.gov.uk>
Sent: 21 August 2021 17:00
To: Wherrett, Janice <Janice.Wherrett@york.gov.uk>
Subject: RE: New Premises Grant - Roxy Lanes, 3 St Marys Square, Coppergate

Dear Janice,

I would like to register an objection as ward councillor to the application to vary the conditions on the license for 5, Whip-ma-Whop-ma-gate.

My objection relates to the licensing objective – the prevention of public nuisance.

The conditions previously imposed in terms of restricting noise late at night in the area were included to reduce the negative impact of the premises on people who live in the area. They were put there for a purpose and I see no reason why that should change. Residents in the area still deserve some controls over noise levels late at night.

The entry says representations close on 21st August which is today – so presumably I am in time!

Thanks,

Denise

Cllr Denise Craghill | Green Party councillor for Guildhall Ward
Executive Member for Housing and Safer Neighbourhoods
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