

10th August 2007

Licensing Unit
City of York Council
9 St Leonards Place
York
YO1 7ET

①

Licensing Application: Hospitium, Museum Gardens

Dear Sir or Madam,

I note with some concern the application for an unrestricted license for the Hospitium in Museum Gardens.

My representation is to request restrictions be applied to the licence.

Our family house, at Marygate is one of the nearest buildings to the Hospitium. We have three children of school age. Our bedroom windows, at first and second floor level are directly subject to noise emanating from the Hospitium. In addition, late night leavers from events leaving by the Museum Gardens gate in Marygate pass directly by our house – either via Marygate Lane or Hetherton Street to the Marygate car park.

Unfortunately it seems that the last leavers from events at the Hospitium are always the loudest. The ones who have partied and drunk the most often seem to like singing and/or shouting at one another up and down the street late at night as they go home.

At the current level, we have chosen not previously to complain, given their relative infrequency of events, though we are usually awoken by the disorder of the last leavers from nearly all events. For around two thirds of events we are not particularly disturbed by noise from the event itself, which in many cases stops anyway around 12.00 midnight on a Saturday night. Fortunately on Monday to Thursday I cannot recall a significant number of events in recent times. I am thus unclear why an unrestricted licence for weekdays is now necessary.

On some occasions when there has been live music (notably at a wedding in May/June time this year), the music was played unreasonably loud until around 2.40am, with some of the windows and doors open. The noise level in our house until this time was louder than we play our own music or television. Following the same event, some of the leavers (clearly non-musicians) appeared to be trying to play a trumpet for a further half hour or so. And the whole thing was topped off by singing/shouting from the last leavers.

Late night nuisance on Marygate Lane (particularly on Friday and Saturday nights) can include noise, theft, leaving empty bottles and cans, drug syringes

and graffiti, as well as urinating in the courtyard area of our garage and general vandalism: not all of the nuisance, but certainly "a good share" can be directly attributed to Hospitium leavers. I believe the Hospitium should have a business interest to restrict such nuisance.

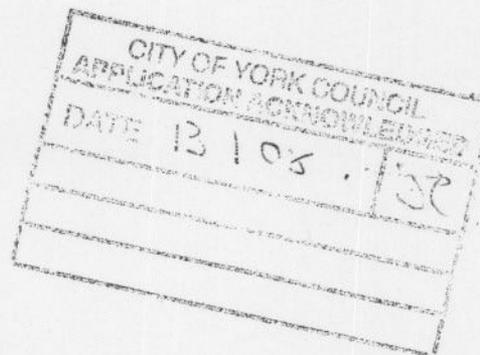
Given this background of nuisance and disorder, I feel it could become unbearable to continue to live in our house should an unrestricted licence be approved and the number of events were suddenly to explode. I can then expect noise nuisance and disorder (maybe from disco-like or "private club" events) until 2:00 three days a week and until well after midnight during the other four working days. Put simply, the current licence application, if approved, could represent a step change in nuisance and disorder - every day of the week.

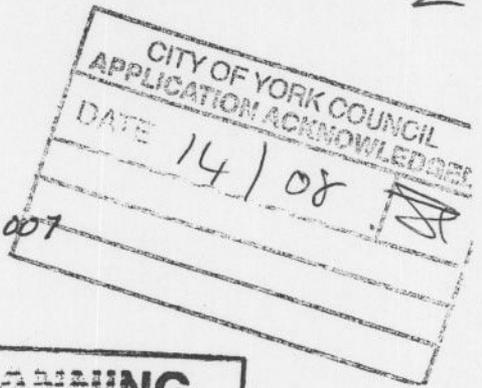
I would therefore like to propose the following restrictions:

- 1) there should continue to be a limitation on the overall number of events
- 2) events should be restricted to 12.00 midnight
- 3) there should be a clear obligation to keep doors and windows shut after 11.00 and meet measurable decibel noise limits, caused by either noise nuisance or disorderly leavers.

Yours sincerely

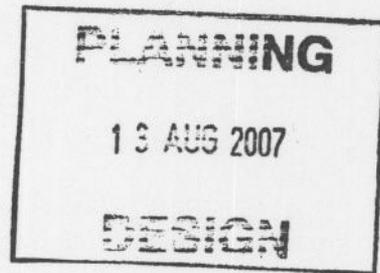
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August 12, 2007

Licensing Unit
City of York Council
9 St. Leonard's Place
York YO1 7EP



②

Dear Sir or Madam

I was sorry when the tea room license was withdrawn from the Hospitium for it seemed to fill a void within the community of York. I was astonished when all rubbish bins were removed from the (Museum) Gardens and then (making a total 3 in all) very large bins were placed outside my front door. And whereas I applaud the Trust's decision to lease the Hospitium for social functions, the notion that this lovely historic venue might be turned into a modern day disco is not something I find easy to comprehend.

It is an idyllic setting for weddings and for as long as I can remember there have been couples poring for photographs of the foot of the garden. I hope functions of this nature will be encouraged by the Museums Trust and under a small space ad placed in a national periodical (such as Country Life) drawing attention to the Hospitium's amenities could be misplaced?

There was a time when dancing was a welcome diversion and most would welcome the thought of Lester Lavis playing in the garden. Alas, I doubt such will be the case and instead the sound of Metallia thunder may roll across the grounds. But without wishing

to keep us duly on the negative, one cannot help but applaud the
notion that under the new plan a wide cross section of functions
proposed dancing and musical entertainment. ^{entertainment} might come along with the
it is nice to think the building will not be dead but and that a
broad segment of the community might even enjoy it, almost
magical qualities.

Yours sincerely,

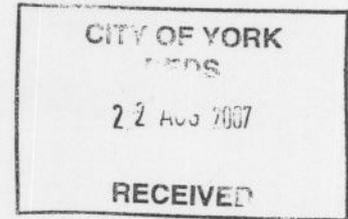
P.S. Mr. and Mrs. [redacted] have also written you
regarding this application and as their suggestions
seem both logical and reasonable, I hope the Board
will take them into consideration.

[redacted] Margaret

1954 [redacted]

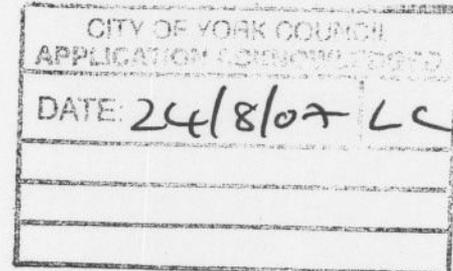
Marygate Lane
York

3



August 20, 2007

Licensing Unit
City of York Council
9 St Leonards Place
York
YO1 7ET



Dear Sir/Madam

Re: Hospitium (Museum Gardens) License Application

In addition to the petition we have signed, we wish to add these further comments which are very relevant and important in preventing the above license application from being approved by York Council.

The liberalisation of drinking laws has increased anti-social behaviour and made yobbish behaviour worse. Allowing clubs and pubs etc. to open around the clock has increased anti-social behaviour, and has recklessly unleashed it and all its consequences on our towns and communities. Alcohol causes anti-social behaviour, and increases violent crime, and there is a constant battle across the country against it. Adults feel scared to challenge these people who cause this anti-social behaviour fuelled by alcohol. These people who cause this anti-social behaviour do not think of the residents in the area, and it breeds fear and isolation.

When leaving clubs or bars, or in this case the Hospitium, these people are not at all considerate to the local residents. There is rowdiness, shouting, slamming car doors, revving car engines, and people generally making nuisances of themselves, especially at night. Noise is generally only one element of anti-social behaviour. There is now increasingly powerful equipment for reproducing sound, and modern sound speakers all increase the sound levels that can be heard at night, and cause unimaginable disturbance to local residents.

Playing loud music at night between 11.00 p.m. and 7.00 a.m. can result in confiscation of equipment or instruments or fines! Loud music and noisy parties cause the majority of neighbourhood disputes. Sound is essential to our daily lives but noise is not. Noise can be defined as unwanted sound, and it is a source of irritation and stress for many people. Too many of us are exposed to stressful levels of noise at home and at work, and noise is on the increase in our society.

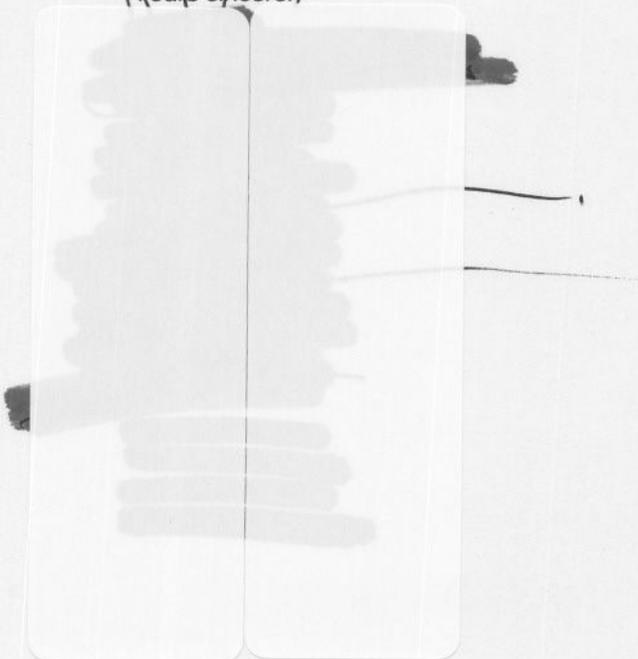
Allowing this license will not improve the environment and will cause overwhelming anxiety to the residents of this quiet and peaceful corner of York, especially the elderly and school children, not to mention those of us who have to get up early, and who have extremely demanding jobs. Broken sleep and sleep deprivation are not conducive to good health and a healthy work pattern.

We also strongly support the closure of the Marygate exit from the time the gardens close. It should remain closed until the gardens re-open in the mornings. The Lendal exit to the centre of York away from residents must obviously be the exit of choice. Surely common sense must prevail.

Allowing alcohol to be sold or served from 8.00 a.m. every day will turn Museum Gardens into a 'beer garden', and a 'dustbin', and contradicts the fact that alcohol consumption in Museum Gardens is prohibited.

We strongly urge you to refuse this license application on the grounds of all the points we have raised in this letter and in the signed petition.

Yours sincerely

A large rectangular area of the document is redacted with a grey box. The redaction covers the signature and the name of the sender. The text "Yours sincerely" is visible above the redaction. There are some faint lines and marks within the redacted area, possibly remnants of a signature or a stamp.

119159

Manx Gate

York

Aug 13th 07.

④

Dear Sir. Hospitium Fuel
License Application.

I have no problem with
weddings leaving the garden
at midnight - and on the whole
are orderly. I would be opposed
to a 2am extension. I think
it is unfair for residence - like my
self - living near the bottom
of the hill should be subjected
to possible disturbance, and
drunkenness - as it is - we have
to accept a fair amount of
disorder.

Yours,

CITY OF YORK COUNCIL APPLICATION ACKNOWLEDGED	
DATE: 24/8/07	LL

CITY OF YORK DEDS 22 AUG 2007 RECEIVED

5

Marygate
York

110155

CITY OF YORK
DEPS
22 AUG 2007
RECEIVED

August 20, 2007

Licensing Unit
City of York Council
9 St Leonards Place
York
YO1 7ET

CITY OF YORK COUNCIL
APPLICATION
24/8/07 LC

Dear Sir/Madam

Re: Hospitium (Museum Gardens) License Application

In addition to the petition we have signed, we wish to add these further comments which are very relevant and important in preventing the above license application from being approved by York Council.

The liberalisation of drinking laws has increased anti-social behaviour and made yobbish behaviour worse. Allowing clubs and pubs etc. to open around the clock has increased anti-social behaviour, and has recklessly unleashed it and all its consequences on our towns and communities. Alcohol causes anti-social behaviour, and increases violent crime, and there is a constant battle across the country against it. Adults feel scared to challenge these people who cause this anti-social behaviour fuelled by alcohol. These people who cause this anti-social behaviour do not think of the residents in the area, and it breeds fear and isolation.

When leaving clubs or bars, or in this case the Hospitium, these people are not at all considerate to the local residents. There is rowdiness, shouting, slamming car doors, revving car engines, and people generally making nuisances of themselves, especially at night. Noise is generally only one element of anti-social behaviour. There is now increasingly powerful equipment for reproducing sound, and modern sound speakers all increase the sound levels that can be heard at night, and cause unimaginable disturbance to local residents.

Playing loud music at night between 11.00 p.m. and 7.00 a.m. can result in confiscation of equipment or instruments or fines! Loud music and noisy parties cause the majority of neighbourhood disputes. Sound is essential to our daily lives but noise is not. Noise can be defined as unwanted sound, and it is a source of irritation and stress for many people. Too many of us are exposed to stressful levels of noise at home and at work, and noise is on the increase in our society.

Allowing this license will not improve the environment and will cause overwhelming anxiety to the residents of this quiet and peaceful corner of York, especially the elderly and school children, not to mention those of us who have to get up early, and who have extremely demanding jobs. Broken sleep and sleep deprivation are not conducive to good health and a healthy work pattern.

We also strongly support the closure of the Marygate exit from the time the gardens close. It should remain closed until the gardens re-open in the mornings. The Lendal exit to the centre of York away from residents must obviously be the exit of choice. Surely common sense must prevail.

Allowing alcohol to be sold or served from 8.00 a.m. every day will turn Museum Gardens into a 'beer garden', and a 'dustbin', and contradicts the fact that alcohol consumption in Museum Gardens is prohibited.

We strongly urge you to refuse this license application on the grounds of all the points we have raised in this letter and in the signed petition.

Yours sincerely

[Redacted signature block containing multiple lines of obscured text]

CITY OF YORK
DEDS
23 AUG 2007
RECEIVED

6

Esplanade Court
York

14th August 2007

Licensing Unit
City of York Council
9 St Leonards Place
York
YO1 7ET

119163

CITY OF YORK COUNCIL
APPLICATION ACKNOWLEDGED
DATE: 24/8/07 LC

Dear Sir,

Hospitium (Museum Gardens) Full License Application

The undersigned wish to make a representation against the above application for a license which would apparently enable unlimited numbers of events of a private nature to be held each year in the Hospitium with late night entertainment, music and dancing, with a full alcohol licence.

At present the Hospitium is allowed to hold a limited number of wedding receptions per year. While this type of event does not normally cause too much of a problem, finishing around about midnight, there has been the odd occasion which has been excessively noisy. One event in early summer had a live band playing very loudly with all the windows open until 2.40 a.m., followed by further outside noise as guests departed.

We wish to object to the granting of a licence for an unlimited number of events to be held each year, on any night of the week of the week, Monday to Thursday 8 a.m. to 12 midnight, and Friday to Sunday 8 a.m. to 2 a.m., with an extra half an hour allowed for guests to leave.

In view of the disturbance which this would cause in the surrounding area, could there not continue to be a restriction to the number of events held per annum, particularly during the week, with a finishing time of 12 midnight (plus half an hour for leaving) with only the occasional granting of a late licence in exceptional circumstances, rather than a blanket extension of late nights to 2 a.m. (plus half an hour) every Friday to Sunday?

We would also seek clarification of how a ban on alcohol drinking in the Museum Gardens generally can allow for an alcohol licence for the Hospitium, as guests can often be seen taking drinks outside the building.

Given the noise nuisance and the disorder sometimes caused by rowdiness of late leavers, we wish to object to the granting of such a licence.

Signed [Redacted]

ESPLANADE COURT
YORK.

[Redacted]

[redacted] ; Marupate (7)
YORK [redacted]
22.8.07

110105

Dear Sir or Madam,

I am writing to register my husband's and my very strong objection to a licence for "late night entertainment, music and dancing" in the Hospitium (museum gardens). My husband also often works week-ends so needs undisturbed sleep at night; I have multiple sclerosis which is worsened by stress and this would be the case with increased traffic noise, people noise + roudy behaviour often increased + exaggerated by alcohol. Our residential homes and our cars would all be vulnerable so we

hope no license is granted.

yours sincerely,

[redacted signature]

CITY OF YORK COUNCIL APPLICATION FOR NOISE/LEISURE	hope no license is granted.
DATE 24/8/07	
LC.	

CITY OF YORK DEDS 24 AUG 2007 RECEIVED

119103
 City of York
 Council
 24 AUG 2007
 RECEIVED

Marygate
 YORK

8

23rd August 2007

Ref: License Extension for HOSPITIUM, Museum Gardens, York

Dear Sir

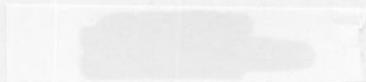
As a resident of Marygate I would like to express my views on the above application for consideration in the final decision and its terms.

Marygate is currently a relatively quiet street during the evening period being only affected by small numbers of late night people either returning to cars, homes or hotels in the locality. The approval for extended late night events during the whole week will undoubtedly add to the volume of people passing through Marygate. In our case we are almost directly opposite the Museum gardens entrance/exit and if the plan is to use this as the single exit point it will force all guests to leave passing our property.

Therefore, I would like to raise the following point for consideration:

1. There should be an appropriate restriction on number of guests permitted to attend evening events to limit the overall numbers attending and associated noise levels generated both during and on departure from an event.
2. The exit routes should be reorganised to prevent channelling all guests to exit via Marygate, specifically at night. This is the only residential street adjoining the Gardens. It is possible for people to leave via alternative routes to avoid disturbance it should be made a condition that Marygate is not the sole exit point.
3. The impact on the parking provisions should be reviewed. Currently Marygate is a Residents Parking zone, although the restrictions are relaxed in evening periods to allow none resident parking for longer than the daytime 1 hour limit. If unspecified evening events are permitted then it is very likely that parking will become more difficult for residents. We will see an increase in demand for guest parking and they are likely to choose the bays closest to the entrance leaving the vehicles for the whole evening so any resident out for the night will find difficulty parking on their return. This is already a problem on some limited occasions but I would not want to see this becoming a regular event. Guests may also travel to events by either mini-bus/mini-cab/coach if Marygate were to become a pickup point this would add to noise levels, nuisance and late night traffic flow on the street. Coaches, taxis and cars already regularly park directly outside our property, on the double yellow lines, while they wait to pick up people. Apart from being a traffic offence this could cause us considerable nuisance on an evening.
4. Security and policing impact should be considered to monitor and control the level of noise, traffic infringements, litter and damage. Certain events (e.g. weddings) are unlikely to cause problems with litter or damage but freedom to hold any type of event targeting specific groups may see this increase. Litter is already a daily problem in the Museum Gardens since the removal of the litter bins
5. Event noise should be controlled by:
 - Restricting the effect of the increased noise levels by restricting the closing time to midnight ensuring that noise levels do not continue until late into the night/early hours of the morning.
 - Use of noise monitors to limit/check compliance with a preset decibel limit permitted at a set distance from the building. The proximity of the Hospitium Building to Marygate means that noise from an event carries and can be heard inside our home in the rooms which overlook Marygate.

Yours sincerely,



CITY OF YORK COUNCIL
 APPLICATION ACKNOWLEDGED
 DATE: 24/8/07 LC

9

Marygate
York

23rd August 2007



Licensing Unit
City of York Council
9 St Leonards Place
York
YO1 7ET

HOSPITIUM; MUSEUM GARDENS
APPLICATION FOR LATE NIGHT LICENSE

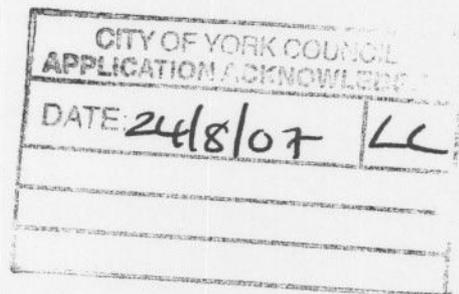
REPRESENTATION OF LOCAL RESIDENTS: PETITION

Dear Sir or Madam,

Please find enclosed petition and statement of local residents in respect of the application by the Hospitium for a late night alcohol and entertainment license.

With best regards

[Redacted signature area]



OBJECTION TO A FULL PREMISES LICENCE FOR THE HOSPITIUM IN MUSEUM GARDENS

We, the petitioners, object to any further extension of alcohol licencing in the Hospitium in Museum Gardens. Indeed, we feel it is appropriate already to consider restrictions on existing usage under temporary event notices:

- Current usage of this venue, particularly in conjunction with live bands (often with amplified drums and bass), always causes considerable noise nuisance and disorder of late leavers via Marygate regularly wakes local residents.
- More frequent late night usage, and heavy late usage on Sundays and during the week, would make local residence unbearable – particularly for schoolchildren, working and elderly (old people's centre) residents.
- The Hospitium already hosts "occasional private use" events which frequently overrun the normal 11pm alcohol deadline. An event held on Friday 17th August (during the period of licence application) played live music until around 12.20 and recorded music thereafter. An event in May/June comprised live music until around 02.40 am.
- Given that alcohol consumption in the Museum Gardens is prohibited, sale or serving of alcohol from 8am is inappropriate
- Extending the hours by "blanket licence" to 2am sends the wrong signal to prospective users of the venue – setting a "normal expectation" that "it is not appropriate" for modern parties to end earlier than this.
- The Hospitium building was not conceived as a modern entertainment venue and is not appropriately sound-proofed to become a "permanent" site of "late night drinking and dancing".
- Exit via Marygate is inappropriate for late leavers since this encourages the use of private cars parked on Marygate and Marygate car park. Guests, many of whom may have drunk more than they intended, should instead be encouraged to use the Taxi rank or public transport from the city centre as a result of a single exit via Lendal.

23rd August 2007

A petition was received containing 65 signatures of residents from the following locations:

Marygate
Esplanade Court
Marygate Lane
Hetherton Street
Westgate, Leeman Road

10

Marygate
York

CITY OF YORK
COUNCIL
24 AUG 2007
RECEIVED

24.8.2007

Dear Sir or Madam,

I am writing regarding the granting of a Full License for the Hospitium in Museum Gardens.

We, the occupiers of numbers [redacted] and [redacted] Margate would like to object to the above mentioned proposal.

We agree with the enclosed list of objections compiled by members of the Marygate community.

With regard to the second objection, we at number [redacted] have two children about to embark upon A-level and GCSE courses in September it concerns me greatly that their nights sleep will surely be disturbed by late night activity relating to the Hospitium if it is granted the Full License.

Yours faithfully

[redacted signature block]

CITY OF YORK COUNCIL
APPLICATION ACKNOWLEDGED
DATE 24/8/07 LC

11

Westgate Apartments
Leeman Road
YORK

The Clerk to the Justices
York Licensing Office
Clifford Street
York

24th August 2007

Dear Sirs,

Re License application for The Hospitum, Museum Gardens.

We have been informed by the residents in Marygate of the above application which we believe is very concerning for the residents of Westgate Apartments particularly for the apartments directly facing the Hospitum as we are.

We experience a great deal of noise when the present license is granted and operated on the limited days allowed and are strongly opposed to the granting of this blanket application which includes extended hours. The noise presently experienced is unacceptable which we can hear with windows closed let alone sat on the balcony but due to the present restriction which was in force before the apartments were built we can live with.

The council taxes payable on the apartments are in the higher bracket and should the quality of living be affected a reduction would be put forward to compensate for this to be inflicted on us.

We therefore strongly object to the above application and wish the Licencing Officer to reject this application.

Yours sincerely,

[Redacted signature block]

YORK COUNCIL
24/08/07
LC