### CHESHIRE EAST COUNCIL

#### LICENSING COMMITTEE

Date of meeting

29<sup>th</sup> April 2010

Report of: Title:

Vilma Robson Licensing Officer Variation of Premise Licence

The Cheshire View, Mow Cop. ST7 3NP

#### 1.0 Report Summary

1.1 The purpose of the report is to provide details of an application for the variation of an existing Premises Licence under section 34 of the Licensing Act 2003 ('the 2003 Act'). It outlines the current licence authorisations together with the evidence presented by the parties in relation to the application.

#### 2.0 Recommendations

- 2.1 The Licensing Committee is requested to:
- 2.1.1 consider the variation application and any relevant representations received; and
- 2.1.2 determine what steps, if any it considers are necessary for the promotion of the licensing objectives.

#### 3.0 Reasons for Recommendations

3.1 The Licensing Sub-Committee has the power to determine this application in accordance with the provisions of the 2003 Act.

#### 4.0 Wards Affected

4.1 Sandbach East & Rode Ward

#### 5.0 Local Ward Members

Councillor Allcock Councillor Bailey Councillor Barratt

#### 6.0 Policy Implications

6.1 The Licensing Authority has adopted a Statement of Licensing Policy in accordance with section 5 of the 2003 Act and Guidance issued under section 182 of the 2003 Act.

#### 7.0 Financial Implications for Transition Costs

- 7.1 None
- 8.0 Financial Implications 2009/10 and beyond
- 8.1 None

#### 9.0 Legal Implications

- 9.1 Where relevant representations are received in relation to an application for the variation of a Premises Licence under section 34, the Licensing Authority must hold a hearing within 20 working days (of the end of the consultation period) to consider both the application and the relevant representations.
- 9.2 Section 35 of the 2003 Act provides that before determining the application, the authority must hold a hearing to consider it and any relevant representations. In accordance with the provisions of section 35 of the 2003 Act, the authority must, having regard to the application and any relevant representations, take such of the steps mentioned in subsection (4) (if any) as it considers necessary for the promotion of the licensing objectives. Sub-section 35(4) provides that the authority may: (a) modify the conditions of the licence; or (b) reject the whole or part of the application;

#### 10.0 Risk Assessment

10.1 Section 181 and Schedule 5 of the 2003 Act make provision for appeal to the Magistrates' Court of any decision made by the Licensing Authority.

#### 11.0 Background and Options

- 11.1 Josephine Bedson of The Cheshire View, Mow Cop applied on 4<sup>th</sup> March 2010 to vary the existing licence to allow children accompanied by an adult to remain on the premises until 22:00hrs and to allow extended hours for the sale of alcohol and regulated entertainment as follows:
  - 1. Live Music
  - 2. Recorded Music
  - 3. Anything of a similar Description to that falling within 1 & 2.
  - 4. Provision of Facilities for making music
  - 5. Provision of Facilities for Dancing
  - 6. Provision of Facilities for entertainment of a similar description to that in 5 & 6.
  - 7. Late Night Refreshment

#### 8. Sale of Alcohol

The times applied for in relation to the variation are:

Monday to Wednesday 11:00 – 02:00 Thursday to Saturday 11:00 – 03:30 Sunday 12:00 – 02:00

. 11.2 The licence currently authorises the following activities:

Supply of Alcohol
Exhibition of a film
Performance of a play
Indoor sporting events
Performance of live music
Performance of recorded music
Performance of Dance
Making Music
Provision of Facilities for Dancing
Late Night Refreshment

The times the licence authorises the carrying out of those activities are:

| Monday to Wednesday  | 11:00 - 23:00 |
|----------------------|---------------|
| Thursday to Saturday | 11.00 - 00:00 |
| Sunday               | 12.00 - 23.30 |

Friday, Saturday, Sunday and Monday of all Bank Holiday or Public Holiday Weekends, Christmas Eve and Boxing Day until 00:00

A copy of the licence is attached to the report (appendix A)

- 11.3 The premise licence holder and designated premises supervisor (DPS) is Mrs Josephine Bedson.
- 11.4 Within the prescribed consultation period in relation to the application, the Licensing Authority received numerous letters of representation; copies of the letters received are attached to the report (appendix B).
- 11.5 During the consultation period a representation was also made by Environmental Health who request that conditions are attached to the licence to minimise noise nuisance to those living in the vicinity (appendix C).
- 11.6 The Licensing Authority has been advised that Mr Smethurst, (Cheshire Police Licensing Officer) met with Mrs Bedson on 25<sup>th</sup> March 2010 to discuss the variation application. It was agreed by both parties to attach the following conditions to the licence to promote the licensing objectives.
  - All licensable activities will cease at 02:00 hours every day.

- The premises will close to the public at 02:30 hours every day.
- There shall be no entry or re-entry allowed into the premises after midnight each night, until after 11:00 hours the following day, unless as a consequence of observing the ban on smoking in public places.
- The proof of age scheme 'Challenge 25' will be operated for all sales of alcohol and the Premises Licence holder shall ensure all people making sales at the premises are be trained in its operation. This requires that where the purchaser, or a person intended to consume the alcohol, appears to be under 25 years of age the person making the sale must require photographic evidence that they are aged at least 18 years of age. This evidence shall be only a passport, photographic driving licence or 'PASS' approved proof of age card. Where a purchaser, or a person intending to consume the alcohol, appears to be under 25 years of age a sale of alcohol shall not be made unless such evidence is produce
- 11.7 In determining the application, the Licensing Sub-Committee must have regard to representations made by the Premises Licence holder and any representations received from responsible authorities or interested parties. The Committee is required to take such steps (if any) as it considers necessary for the promotion of the licensing objectives.
- 12.0 Overview of Day One, Year One and Term One Issues
- 12.1 Not Applicable

#### 13.0 Access to Information

There are no background papers associated with this report.

#### For further information:

Officer:

Mrs V Robson

Designation:

Licensing Officer

Tel No:

(01270) 686618

Email:

vilma.robson@cheshireeast.gov.uk



## Schedule 12 Part A

Regulation 33,34

## **Premises Licence** Congleton Borough Council

**Premises Licence Number** 

LAPRE/0896/05

#### Part 1 - Premises Details

Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code

Cheshire View Inn Top Station Road Mow Cop Alsager Cheshire

Telephone number

01782 514211

#### Where the licence is time limited the dates

05.06.2006 -

ST7 3NP

#### Licensable activities authorised by the licence

Supply of Alcohol Exhibition of a Film **Indoor Sporting Events** Performance of Live Music Performance of Recorded Music Performance of Dance Making Music

Provision of facilities for Dancing

Late Night Refreshment

## Times the licence authorises the carrying out of licensable activities

All permitted licensable activities

Monday to Wednesday 11:00 - 23:00 Thursday – Saturday 11.00 - 00.00 Sunday 12.00 - 23.30

Friday, Saturday, Sunday and Monday, of all Bank or Public Holidays, Christmas Eve and Boxing Day 11.00 -00.00

# Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Personal Licence Reference: LAPER/0192/06

Licensing Authority: Congleton Borough Council

#### Annex 1 - Mandatory conditions

No supply of alcohol may be made under the premises licence: At times when there is no designated supervisor in respect of the licence, or at a time when the designated premises supervisor does not hold a personal licence, or their licence is suspended.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a

personal licence.

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Where children are admitted to the exhibition of films, their admission must be restricted in accordance with recommendations of the licensing authority or a film classification body specified on the licence. If only adults are admitted to the film exhibition, no classification is required.

#### Annex 2 - Conditions consistent with the Operating Schedule

- No customers carrying open or sealed bottles shall be admitted to the premises at any time that the premises are open to the public.
- Alcoholic and other drinks may not be removed from the premises in open containers save for consumption in any external area provided for that purpose.
- A sign will be located at the exit(s) requesting that customers leaving the premises do so quietly and with consideration to neighbours.
- Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.
- No one under the age of 16 will be allowed to enter or remain on the premises after 21.30.

## Annex 3 – Conditions attached after a hearing by the licensing authority

None

#### Annex 4 - Plans

The Plan 0896/05 can be viewed at the Licensing Authority

#### Part B

# **Premises Licence Summary Congleton Borough Council**

**Premises Licence Number** 

LAPRE/0896/05

#### Part 1 - Premises Details

Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code

Cheshire View Inn Top Station Road Mow Cop Alsager Cheshire

**Telephone number** 

01782 514211

#### Where the licence is time limited the dates

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Sunday 12.00 - 23.30

Friday, Saturday, Sunday and Monday, of all Bank or Public Holidays, Christmas Eve and Boxing Day 11.00 - 00.00

#### The opening hours of the premises

| Monday    | 11:00 - 23:30 |
|-----------|---------------|
| Tuesday   | 11:00 - 23:30 |
| Wednesday | 11:00 - 23:30 |
| Thursday  | 11:00 - 00:30 |
| Friday    | 11:00 - 00:30 |
| Saturday  | 11:00 - 00:30 |
| Sunday    | 12:00 - 00:00 |

Friday, Saturday, Sunday and Monday, of all Bank or Public Holidays, Christmas Eve and Boxing Day 11.00 - 00.30

Where the licence authorises supplies of alcohol whether these are on and / or off supplies

Alcohol is supplied for consumption both on and off the Premises.

## Name, (registered) address of holder of premises licence

Mrs Josephine Bedson Cheshire View Inn Top Station Road Mow Cop Alsager Cheshire ST7 3NP

Registered number of holder, for example company number, charity number (where applicable)

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

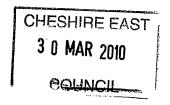
Mrs Josephine Bedson

State whether access to the premises by children is restricted or prohibited

Restricted

To: Cheshire East Council Licensing Department

Copy to Odd Rode Parish Council



### Re: The Cheshire View Village Pub Plans lodged by Licensee Josephine Bedson for extended opening hours

As local residents in Birch Tree Lane, Scholar Green we have been made aware via the announcement in the Sentinel (Monday March 15,2010) of the application for extended opening hours, up to 3.30am.

For we long-term residents within this rural community we register strong objection to

this application. It can only lead to:

- an influx of all-night drinkers from surrounding towns and villages

- unruly behaviour, noise especially during unsocial hours, deposition of litter along approach roads and general environmental breakdown within the area

- an increase in vehicular traffic along approach roads that are governed by 30 mph speed limit (seldom adhered to!) thereby compromising safety throughout the day and night - a devaluation of property values not only near to the site but also along all approaches to the Cheshire View

We are sure that Council is fully aware of the need to refuse this planning application and we request that Council acts appropriately in the interests of all parties by turning-down the application in its entirety.

Yours Sincerely

Residents of Birch Tree Lane Scholar Green

18 March 2010





Cheshire East Council Licensing Department Westfields Middlewich Road Sandbach CW11 1HZ



27th March 2010

Dear Madam,

For the attention of Vilma Robson

## THE CHESHIRE VIEW LICENSING APPLICATION

I have been approached by concerned residents of Mow Cop with regard to the application to change the licensing hours of the Cheshire View. Mow Cop is a quiet residential area with an ageing population and residents object very strongly on the following grounds:

- 1) Disturbs the ethos of the village.
- 2) Attracting undesirable people.
- 3) Noise, nuisance and intimidation of residents.
- 4) Possible increase in vandalism.
- 5) Increase in traffic.

We note that there is a request for under 16s to be allowed in the premises if accompanied by an adult, as the adult age is 18; we worry that groups of young people will gather, bringing additional problems.

There are already significant problems in the grounds of the castle after closing time, for which the volunteer wardens get virtually no assistance from Cheshire Police. For this nuisance to migrate to 3am would be totally unfair on them.

Is Cheshire East going to provide greater Police presence in Mow Cop to alleviate this situation?

Yours sincerely,

.Sc MBCS CITP

MR + MR 8 LICENSING DEPARTMENT 10 EAST CHESHIRE COUNCIL MIDDLEWICH ROAD SHND BACH CHESHIRE - · · · / T 31-03-10 REF CHESHIRE VIEW, PUBLIC HOUSE. Dear Sir We Would like to register our objections at the cheshire view public house. This is a rural area not a city with towiste ambitions, my wife and I are retired people like many more around here, the potential noise of comings and goings in the early hours of the mornings Would make life pretty miserable. We do hope that your committee Will not give any extended hours, the fact they have applied for Buch Billy hours may Well be a play to get at least one or two hours more trading at the expense of local quality of yours truly

To whom it may concern,

I am writing to you to voice my concerns over plans that have lodged to extend the opening hours of The Cheshire view Village Pub and also to let minors in 'accompanied' by an adult. I feel to let these plans go ahead would ruin a very quiet area. I know about problems in the past with minors being served in the pub which also caused quite a few problems along the road at closing time — vandalism and so on. I want to put my objection forward as I don't want a lovely area being spoilt by ridiculous opening hours which would be much more suited to a club in a big town or city.

Regards



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6 - APR 2010 COUNCIL

27th March 2010

Vilma Robson Licensing Department Westfields Middlewich Road Sandbach CW11 1HZ

Dear Sirs,

RE: CHESHIRE VIEW, MOW COP

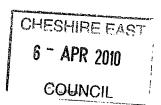
As a neighbouring resident, I am writing to protest about plans to grant the above premises extended licensing hours.

Firstly, in a society where binge drinking is rarely out of the news, does this proposal not encourage drinking to excess and the behaviour associated with it?

I am concerned that if these premises were allowed to trade under such vastly extended opening hours Mow Cop would no longer be a quiet, rural area. Residents would have to suffer public nuisance, such as increased traffic on roads which are already tight and dangerous due to parked cars. As well as this, the extension of opening hours would inevitably increase anti-social behaviour as well as crime and disorder.

In conclusion, I oppose the plans in question in the strongest terms, and quite frankly for a pub in Mow Cop I find the opening hours proposed to be ludicrous! For the reasons discussed above and for the good of the community I urge the rejection of the application.

Yours faithfully,



#### Att Vilma Robson

Council Licensing Dept Cheshire East Council Westfields Middlewich Road Sandbach CW11 1HZ

Re: Application for change in pub license – Cheshire View – I object

Dear Sirs,

I understand that the *Cheshire View* is requesting extended licensing hours. At the moment the pub's hours are in line with the majority of pubs so there would be no significant reason for additional attendance because of its location. If the hours are extended then the hope is for increased attendance due to the fact that the *Cheshire View* will now be offering something different.

Mow Cop is a village that relies on its position for it to be known as an attractive feature in the locality; it doesn't want to become attractive to people requiring alcoholic input. There has been an effective program put in place by the local Wardens to keep the car park and associated areas around *the Castle* clear of the rubbish left behind by people on drink or drug abuse .... anything that may have a negative impact in our village has to be viewed accordingly.

Bearing in mind the location of this pub its name reflects it position on top of a hill; one that cannot be seen during the hours of darkness. Therefore the sole purpose of the later hours is to provide alcohol to a public that will have to use transport to get to the pub. The extended licensing hours can only apply to a bigger catchment area. It will not see an effective increase in local attendance for the obvious reason that the local attendance has been in decline ever since the current licensee has been in occupation. If the proposed changes were being put in place to be of local benefit, I would have no objection but in this instance it is being requested in spite of local views. Therefore I wish to lodge an objection to the proposed changes.

Yours faithfully





Vilma Robson Licensing Department Cheshire East Council Westfields Middlewich Road Sandbach CW11 1HZ

Dear Madam

## Re: The Cheshire View Public House, Top Station Road, Mow Cop

I understand that the above public house has submitted proposals to extend its licensing hours and to allow under 16's admittance up until 10pm.

I would like to make a representation that these proposals are not granted for the following reasons:

- Additional opening hours would increase the likelihood of disorderly behaviour in a rural area.
- Public safety will be put at risk with users of the public house leaving the premises under the influence of alcohol and driving vehicles on a particularly dangerous section of public highway.
- Increased noise levels creating a public nuisance.
- Increased risk of underage drinking at this premises.

I do hope that this representation will be taken into consideration when the decision is taken whether to grant the licence.

With kind regards



The Licensing Dept
Sandbach.

CHESHIRE EAST

6-APR 2010

Churhune.

Churhune. Dear Licensip Officer, We me very incerned license for The Cheshue View - on Streetion Bank / Wood St, UNO- Cop. Our major concerna of the young generation it will attract: cliscos, music late night drinking with appeal many to this group. In an age when 'bing drinking' is I great concern especially to health & safety, we feels This is an alos Dult enemyement to Murway of-life. We have experienced young people hair The pub noisily no regard to the environment or locals on an extended liceuse once, me turned our vehicle into Wood St. to see yoursters lying in the road. Whilst how they get home is of no real ancient for you, We do wonder who is going to monitor/police! This Situation both within the poils resithant.

Agam from the safety durgle, the proch's situated on a precarous set of coads, ill lit, no panements for the work part & especially daysers in winter weather.

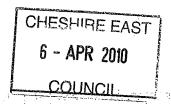
A license exteurning their nature is onme filtip to a town, city centre their a romal village sound we asky on to sime your wall careful perusal. In this application.

Your Lincoly.

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31st March 2010

Cheshire East Council
Licensing Department
Westfields
Middlewich Road
Sandbach
Cheshire
CW11 1HZ
For the attention of Vilma Robson

Dear Sirs,

I am writing in response to the proposal of the extension of opening hours at the Cheshire View public house, Mow Cop. I do not feel that this proposal can benefit the residents of Mow Cop at all.

The extension will simply lead to an increase in anti-social behaviour in Mow Cop once the people eventually leave the pub in the early hours of the morning as it will be noisy once they leave and residents of Mow Cop will thus be disturbed. People have congregated at Mow Cop Castle in the summer in the past, in the middle of the night and have thus made nuisances of themselves and if they feel that they can buy drink from the pub at all hours they might go to the castle with the drink and make more noise than they have done previously.

Yours faithfully,



Vilma Robson Council licensing Dept. Westfields Middlewich Road Sandbach CW11 1HZ

Dear Sirs,

Regarding the application for extended licensing hours at the Cheshire View public house, this has to be a joke. Know a lot of what goes on in there. People come out drunk, take lights out of gardens, shout and swear, fight and then guess what, they go up to the castle to cause even more trouble. I have enough problems in normal drinking hours without more being added to it. I have a milk round in Mow Cop, Started early one morning to get done early, ever had lads lying in front of you in the road, not nice. Taken us years of hard work to try and get Mow Cop a pleasant village to come to, plenty of time to have a drink as it is, please don't destroy all the hard work myself, and the other National Trust Wardens have put in.

Yours faithfully 1201

National trust Warden

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Council's Licensing Department, Westfields, Middlewich Road, Sandbach, Cheshire, CW11 1HZ



For the attention of Vilma Robson

Dear Sirs,

Re. Plans to extend opening hours at the Cheshire View Public House submitted by Josephine Bedson

I would strongly object to the extended hours proposed by this application on the grounds that not only is it encoring more drunken behaviour on our streets but also because of the extremely close location this Public House has to the National Trust Monument, which I am sure you are aware is not a closed off site, and therefore would be a magnet for drunken people, who would think it fun to start climbing – in the dark on a totally unsuitable site, not only endangering themselves, but causing considerably noise and disturbance to all the surrounding residents, and the emergency services i.e. the Police when called because of the disturbance, the Fire Brigade to rescue them, and the Ambulance Service if they are hurt.

Yours faithfully,

Att Vilma Robson Cheshire East Council Licensing Department Westfields Middlewich Road Sandbach CW11 1HZ

30<sup>th</sup> March 2010

Att Vilma Robson

#### Re: Licensee Josephine Bedson, Cheshire View, Mow Cop

I am writing with regards to the above request to extend the current licensing for Cheshire View to open from 11am until 3:30am on Thursdays, Fridays and Saturdays and also 11am until 2am Monday to Wednesday.

I have been a local resident for the past 6 years and a significant reason for the move to Mow Cop was to enjoy the quiet and be away from noise, antisocial behaviour and disruption. I am severely concerned about the proposed changes to the license for the Cheshire View.

I have concerns that these increased opening hours will significantly change the number of people accessing the pub, and late hours of people leaving, staying outside due to the smoking ban and spending increased time on the local streets increasing noise. I anticipate that with the change in hours this will encourage increased drinking, increased noise and disruption on the streets and this will be unacceptable to myself as a local resident. Noise from the pub does increase during summer and when there are smokers as they remain on the road and in the garden, and whilst this is acceptable, it will not be should the changes be made to encourage drinking and increased nuisance throughout the night.

I shall anticipate your response with regards to this and trust that my voice as a local resident will be heard.

Regards

Cheshire East Council Licensing Department Westfields Middlewich Road Sandbach Cheshire CW11 1HZ

30 March 2010

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Dear Sirs,

I wish to raise an objection to the extension of opening hours for the Cheshire View public house.

This pub is located in a quiet village which is mostly inhabited by families and older people and the increased hours would be of no benefit to the local community. They would only draw numbers of young people from outside the area who wish to drink into the early hours. This would lead to local people having to put up with more noise, bad behaviour and possible vandalism.

If you work for a living, I cannot see how you would be able to stay in a pub until 3.30 am on a Thursday and until 2am Monday, Tuesday and Wednesday

In addition, I also object to children under 16 being taken into a public house at all, unless there is a restaurant on the premises.. Pubs are places for adults to drink, and one of the few places that are currently free of children.

The car parking facilities at the pub are limited, which means more cars parked on the streets making it difficult and dangerous for other road users.

Yours faithfully,

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Mow Cop Stoke on Trent ST7 3NR Tuesday 30<sup>th</sup> March 2010 Copies to Ann Winterton M.P., local councillor, local police

For Attention of:-Licensing Officer Cheshire East Council Westfields, Middlewich Road, Sandbach, CW11 1HZ.

Dear Sir or Madam,

Regarding the recent application made by The Cheshire View Inn, Station Road, Mow Cop, Stoke on Trent, to increase their licensing hours and allow under 16's in until 10pm each night.

As one of the residents in closest proximity of The Cheshire View Inn, we strongly object to this application and are making a representation against it.

In line with your "Guidance for interested parties" "Making Representations" Page 3, The licensee has **not** adhered to the required advertising of her application outside the Cheshire View, i.e. placing the pale blue notice **prominently** where it can be **conveniently** read from the exterior (it is in the porch of the pub), **also** there are **no** other signs anywhere around the perimeter of the pub where they can be seen easily from the pavement or road. (The only reason we came to hear of the application was that someone anonymously put a note through a neighbour's door).

Our concerns are: (from previous and current experiences during the last 4 years)

Noise & music to the early hours. Car doors banging and taxi's using their horns.

Verbal Abuse from drunken people leaving the pub, both day and night.

Aggressive behaviour and fights by people leaving the pub especially younger people.

Noise and bad language from people using the beer garden and front doorway of the pub as a smoking area.

Broken bottles, cans, glasses have previously been thrown onto our premises and smashed on to the house.

People urinating in the road and in residents gardens on their way home from the pub. Weapons i.e. a baseball bat was also found hidden in our garden, left there ready for use should a fight break out later!

As regards the application for accompanied under 16's to be allowed in the pub to 10pm. We do not feel this is in accordance with your licensing objective of "the protection of children from harm" because:-

The "accompanying" adult could just be another 18 year old supervising a number of under 16's

Children would be in an environment where alcohol is readily available, this being "the exclusive or primary purpose of these premises" (even if it is not sold to them by the pub, we

have previously seen youngsters hiding bags of bottles of alcohol in nearby fields and keep sneaking back to refill their containers).

We do not feel that the "allowed in to" time of 10pm could be policed at all.

It must be recognised that this is a rural village pub in a rural community and **not** a city centre night spot. We do **not** have the luxury of a police station around the corner to protect residents and property when trouble starts.

We have lived in this property since 1983 and it is only since the present licensee Josephine Bedson has been here that we have ever had any problems. When approaching her when we had problems with under age drinkers at the pub, she just commented that we shouldn't live near a pub then.

She has no regard or respect for anyone or anything around her, she is **not** a **responsible** licensee and have heard that she spends most of her time away from the pub working as a chef in another establishment, leaving the running of The Cheshire View to others. We appreciate that times are tough for lots of public houses but if she put in as much effort to get local people into her pub as she has done in alienating them, she would have a very successful business without the need for these ridiculous opening hours.

We have previously complained to the brewery and environmental health about the problems we had and felt that as residents we were unsupported. If this variation of the licence is granted then everything would get worse not better and the residents will suffer and find it very difficult to get any help with the problem later, once the license has been granted.

We feel that the present Licensee has flouted all 4 of the licensing objectives over the last 4 years and hope you will give the residents due consideration as in The Licensing Act 2003 sec 8.3 "rights of local residents to peace and quiet"

Yours Sincerely



27 March 2010

Cheshire East Council Licensing Department Westfields Middlewich Road Sandbach Cheshire CW11 1HZ

For the attention of Vilma Robson

Dear Sirs

Application for Change to Licensing Hours - Cheshire View Public House, Mow Cop

We write in connection with the above proposals, which I would point out, very few people approached seemed to be aware of.

We wish to lodge an objection to the changes that are proposed as it is considered that these will be detrimental to the area of Mow Cop on the following grounds:-

- 1. Surely a closing time of 3.30am will cause disturbance to residents in the area, whether the customers leaving the Cheshire View at that time are in vehicles or on foot. These people have got to transport themselves through the surrounding residential area creating noise and possibly vandalism. As Mow Cop is situated on a hillside residents are already aware that noise carries and during summer months, when residents have bedroom windows open, this is going to disturb their rest.
- 2. In towns, when clubs are open until the early hours of the morning, there is a large police presence on hand to minimise any trouble caused by people who have become intoxicated. Can Cheshire East Council guarantee that we will be afforded the same police presence on the nights in question or will it be a case of looking after ourselves, as is the norm. After all, we do pay Council Tax at the same rate at residents of nearby Congleton. There is also the risk that, due to the location of the public house in question, customers will feel able to leave the property in vehicles, having consumed alcohol, as they will know that it is very rare for there to be a police presence in such an out of the way area, who may breathalyse them.
- There is a National Trust property close by and throughout most of the year, and especially during summer months, problems are already experienced by residents and the volunteer wardens (myself being a

volunteer warden) during the period following the closing time of public houses. The area of Mow Cop Castle is a very rocky termin and many accidents have occurred to visitors who are not intoxicated. Any persons visiting the National Trust property following the closure of The Cheshire View, who are intoxicated, would certainly be at risk of serious injury, especially during the hours of darkness.

- 4. It is felt that the new licensing hours, as proposed, will, in a lot of cases, bring undesirable persons to the area and as we do not have a high police presence the residents of Mow Cop would be very vulnerable as, even if the police needed to be called, any persons causing a problem would have moved on by the time of their arrival.
- 5. With regard to under 16's being allowed in the premises if accompanied by an adult, is this not going to encourage alcohol being consumed by a certain percentage of such under 16's. In a country which, at its own admission, is already in a sorry state due to under-age drinking surely it is a naïve assumption to believe that drinking under the age of consent will not take place.

We, at Mow Cop, have a long history of problems caused by visitors to the area, usually drink or drug related. Whereas in a lot of cases, visitors cause no problems at all, we can't help but feel that the type of persons who would be in the area due to the fact that they can drink until 3.30am would not, we feel, be the sort of visitors we need.

We would ask members of Cheshire East Council to take a sensible view of these proposals and ask themselves, if it was on their doorstep would they be considering giving permission. Please give the residents of Mow Cop your support and vote against any such proposal having considered the above objections and purely on the basis of common sense.

Yours faithfully



I have Reard with great concern of the application of Josephine Bestion of the Cheshire View to remain offer till 3-30 AN ON Thus - Soil and 2AM Mon-Wed and also till 2AM Sundays. As a resident I find this totally t 92. z vi widting unacetted This is a most one with several n ho elderly residents whose peace and way of life g'n will be greatly affected by the proposal uur I would like to ask that you give the the residente of this area the consideration we deserve. We have lived Fere many years yours in artisipation scher vn homme d'estre juste, sage, ce vaillant, ce le

Mow-Cop

30 MAP. 27/7

STOKE -ON-TRENT STAFFS



Dear Vilma,

With reference to the four Lieensing objectives, & give below my stong objections to the application I The prevention of crime and disorder E.G. The closeness of my property to ble CHESHIRE VIEW. The possible vandilista and aniti social behoeriour.

2 Public rakety in relation to passible parking, Probrems outside my properly relating to the road incline.

3, Public nursance from noine in the early hours of the morning close to my propertis.

Hy The Location of the CHESHIRE VIEW is a Danderous area for Children to wander without close supremision.

I hope you will take my objections reviously yours somewhat

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Vilma Robson
Licensing Department
Cheshire East Council
Westfields
Middlewich Road
Sandbach
CW11 1HZ



Monday 29th March 2010

Dear Ms Robson

# RE: Licensing application The Cheshire View, Mow Cop, Licensee Josephine Bedson

With reference to the above application I would like to lodge an objection. Mow Cop is a small rural and historic village and I am concerned that should the Cheshire View Pub, which is situated in the heart of the village, is allowed to open until 2am Monday to Wednesday and 3.30am Friday to Sunday, that it is likely to have a detrimental effect upon the local community

With specific reference to the licensing objectives

- 1. The Prevention of Crime and Disorder
- 2. Public Safety
- 3. The prevention of Public Nuisance
- 4. The protection of children from harm

According to reports increased drinking hours, as seen mainly within city and town centres, also bring with it an increase in alcohol fuelled crime and disorder, additionally national statistics show that most street violence, and domestic violence is fuelled by alcohol.

With the rural location of the Cheshire View, increased opening hours, obviously gives the opportunity for longer drinking hours and the knock on effect of an increase in violence, Anti Social Behaviour and general noise nuisance that appears to go hand in hand.

I would anticipate that this would also mean an increase in issues when users of the pub are walking home through the village in the early hours of the morning including noise, anti social behaviour and damage to vehicles, (with reference to the latter a lot of domestic vehicles in the village are parked on the lanes, to compound this large sections of the village do not have pavements, which is expected in rural locations).

Additionally I would anticipate increased traffic through the village's narrow lanes, bringing with it additional noise, congestion and parking issues.

I would suggest that opening times such as these are more appropriate for urban environments where the infrastructure and muti agency approaches are in place to tackle the associate violence, ASB and noise issues that tend to arise

Yours sincerely





29/03/10

Dear Sir,

I am writing to voice my objection over the change in licensing hours of the Cheshire View Public House. As a resident of Top Station Road I feel that it is inappropriate to have a public house open until 3am in the morning on three nights a week and 2am on Monday to Wednesdays in a rural residential area.

My concern is the effect the lengthening of the licensing hours will have on the surrounding neighbourhood. Lengthening the time of alcohol consumption, could have a catastrophic effect on safety in the area, increasing crime and creating greater problems with public nuisance.

I hope my objection will be given serious reflection and that the safe guarding of our rural community has been taken in to consideration.

Community cohesion is vitally important and care needs to be taken to protect all residents from anti social behaviour which is often fuelled by the consumption of alcohol.

Yours faithfully,



Dear Sirs,

Our attention has been drawn to the request to extend the licensing arrangements for the Cheshire View Public House in Mow Cop. The requested opening houses would not seem appropriate for the following reasons:

Close proximity to local residences

This is a rural residential area not a town centre location

As a result of being in a rural location, the area does not benefit from actively monitored CCTV coverage and late night policing cover.

· Facility

There is a limited local catchment for the proposed venue

Extending opening is expected to attract customers from outside the village resulting in increased late night traffic in an area offering limited off street parking and access only via narrow country lanes.

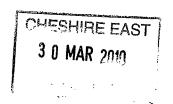
The road serving this location amongst the narrowest and steepest in the county. .Driving under daylight conditions when familiar with the area is challenging, driving in the dark and or bad weather conditions presents danger to drivers and other road users.

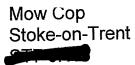
Access roads to and from the village do not benefit from footpaths.

There is no late night public transport and we are not served by a local taxi rank therefore most patrons not from the village will be required to drive to and from the location.

As a result of the above points we do not consider extended late night opening to be appropriate for this location As a resident in very close proximity and therefore directly impacted by this application we would like to formally register our strong objection to the proposal to extend the licensing hours.

Yours sincerely





27 March 2010

Dear Sirs

Application for increased licensing hours Cheshire View Public House, Station Road, Mow Cop

I am writing in respect of the application made by the licensee, Josephine Bedson, of the Cheshire View public house to extend the opening hours of the premises.

I understand that the application is for opening hours of:-

Mon – Wed 11 am > 2 am Thur – Sat 11 am > 3.30 am Sun 11 am > 2 am

As a resident of Mow Cop, and living in the close vicinity of the public house, I wish to register my objections to the above mentioned proposals. I would mention that as an elderly resident I would appreciate it if my name and address were not made public at any meeting to discuss the application.

It is my opinion that the opening hours proposed are more relevant to premises within a city or town centre and not appropriate to a smaller community public house...

In order to sustain such extended hours I believe the intention must be to attract custom from outside of the local community which will in my opinion give rise to matters affecting public safety. In particular my concern relates to the road network in the vicinity of the premises. The roads are predominantly narrow lanes which, due to the topography of the area, are severe gradients. There have in the past in the vicinity of my property been incidents of motor vehicles colliding with the stone walls of field boundaries, and on one occasion, causing damage to the wall of my own

property. I feel that there can only be a probability of such incidents increasing with extended opening hours.

My other main concern relates to crime and disorder relating to extended opening hours.

4. ...

In the past year my own property has, late at night, suffered from acts of vandalism.

In one instance paint was sprayed onto the front wall of my house.

On a second occasion a stone garden pot measuring approx 45 cm x 45 cm x 45 cm was removed from the front garden of my property and dropped in the lane outside resulting in the pot breaking into several pieces. This debris was left in the road overnight causing a danger to traffic until I noticed it the following morning and at the age of 86 years did my best to remove it from the road. Whilst I accept that I cannot prove that the above acts were carried out by customers from the public house the time of the incidents, after closing hours leads me to that conclusion.

In summary I feel that it is inevitable that in increasing the opening hours of the public house it will be the publican's intention to attract customers from a wider area than from the local community. As stated I feel this will be detrimental to public safety by increasing traffic late at night due to the nature of the local road network.

I also fear that by being given extended hours to consume intoxicating liquor it will lead to more potential public nuisance and the probability of additional crime and disorder when people are leaving the premises.

I should be pleased if you would take my concerns into consideration when you are deciding on the application for extended opening hours at the public house.

Yours faithfully





2 8 MAR 2010 COUNCIL

24th March 2010

Vilma Robson, Licensing Dept., Cheshire East Council, Westfields, Middlewich Road, Sandbach. CW11 1HZ

Dear Ms Robson,

## Re: Licensing hours at Cheshire View Public House, Mow Cop

The Mow Cop Residents' Association (MCRA) have been confacted by a number of concerned residents in relation to the application by the Cheshire View Public House to significantly extend their opening hours. The MCRA would like to support the residents in their objection to these proposals for the following reasons:

1. This is a quiet rural location, which we wish to maintain, with an older than average population who would not make any use of the extra opening hours.

2. There is already one public house in the village (The Crown, Mount Pleasant) with extended opening hours which caters for those few locals and outsiders who wish to drink at a later hour.

The MCRA and those local residents who have contact us therefore see no reason for the application to be approved.

Yours sincerely,





MR+N MRS N S

DOOR MADAM OF Sir We would like to object to the new licensing time at the Chashire View public house Mow Cop. We are thinking of the increase of Traffic throughout the night and any drunken mechanious, we have got to think of the older peoply of MON COX who like on there own we will need policing at night which we don't have know this Will maan more money to be found by the Village and if them by any damage done who will put it right , guess ourselves. your's simcorply

Statiorusinic 28 March 2010.

Congleton Borough Council, Licensing Department, Westfields, Middlewich Road, Sandbach, Cheshire, CW11 1HZ.

For the attention of Ms Vilma Robson.

Dear Ms Robson,

I strongly object to the proposed plan for The Cheshire View Public house to open from 11am to 3-30 am on Thursdays, Fridays and Saturdays. And also Midday to 2am on Sundays.

I also object to the Condition to allow accompanied under 16s to Go to The Cheshire View until 10pm every night unless accompanied by their parents.

These proposed plans will cause noise by cars and motorcycles revving up and probally speeding along the narrow and dangerous roads in Mow Cop. IT will also cause drunkenness which leads to fights, crime and general damage Particularly to local properties.

If these plans are granted properties in the area will be devalued. This is a semi rural area and totally unsuitable for a Public House with these proposed opening hours. There is also the danger that loud music will be played and in effect a Night Club will result.

Yours Sincerely.





### Dear Vilma Robson

I have been asked by the Church council to express our opposition to the applications made by the licensee of the Cheshire View Public House, Mow Cop.

As I am sure you are a aware, Mow Cop is and always has been a quite village community. Those who have lived here for many years would wish it to remain so, those who have moved here in more recent times have done so seeking out such a community in which to live. The proposals for extended drinking hours in particular, in our view pose a significant risk to the undermining of this much treasured way of life within our community. Such an application is not in keeping with the village life of Mow Cop and the licensing objective of the prevention of a public nuisance would not be fulfilled.

We are also concerned that the plans will lead to an increase in drink driving. The location is remote and not one where taxis are readily available. The times applied for would suggest that they seek to attract people who will be drinking more than the legal limit for driving. Any increase in traffic to a quiet village at these times would be most unwelcome and the licensing objective of the prevention of crime and that of public safety would not be fulfilled.

We would also like to register our opposition to the proposal to allow accompanied under 16's at certain hours. This will serve to heighten the problems of underage drinking in our community, and the licensing objective of the protection of children would, in our view, be in jeopardy.

We respectfully ask that these applications from the Cheshire View be rejected.

Yours Sincerely

The May 2010.)

(On behan acil)

You the attention of Vilmer Rebison.

This-him East Council.

Licensing Department

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17 siddlewick Rowers.

Sundered.

CW11 142

2910 MARCH 2010.

Dean Mudam.

This him Voew herens my application.

There has estreetly been problems will tender use alweight the memines and the allowance of enels 16 year old of every funion by an adult.

mean little, All 18 year old with a 17 ar 16 ye also in mench growthing the same tog other.

This area closs mad my new extres theuseing found it serves me purpose to servicents the secular entry attract under inables to the area.

The only treophe who require extended hours are the licenses of the public hours. by reason of falling truck.

I trust that this application be repursed.

Man faithbull.

Cheshine East Council Licensing Dept. Westfilds Uniddlewich Rd Sand Dad CWII 1 HZ

Dear Madam,

For The attention of Vilma Robson

Linish to Strongly object the The request of the Chashine view public house For Longer opening Lovers. In my view it would only add to the undescreable selement we have trouble with lake at night on the National Trust grounds close to our home and in the area.

yours sincerly



Mow Cop

Stoke on Trent



Dear Sir

# LICENCING APPLICATION - THE CHESHIRE VIEW PUBLIC HOUSE

I am writing to make a presentation against the application to open The Cheshire View public house, Station Road, Mow Cop, Stoke on Trent.

- From 11 am to 3.30 am on Thursdays, Fridays and Saturdays.
- From 11 am to 2.00 am Monday to Wednesday
- From Midday to 2 am on Sundays
- Allowing accompanied under 16s to go to the pub until 10pm every night.

I am making the representation as a person living in the vicinity of the premises

Here are my reasons for not wanting the application approved

- Opening until 2.00am and 3.30am will appeal to younger people, or those whose lifestyles may not involve weekday daytime employment. A closing time of 2.00 am and 3.30 am will mean noise and disturbance (Public nuisance)
- This pub is in a rural location, only accessible on foot or by motor vehicle cars or motor bikes If patronage of the pub increases the locality will suffer from increased traffic and noise when people leave the premises, including taxis, if taxis are willing to take fares (Public Nuisance)
- If patrons cannot get transport they will be hanging about the village in the middle of the night (Public Nuisance)
- The area has already suffered from crime such as petrol thefts, garden vandalism, plant thefts etc (Public Nuisance, Crime and Disorder))
- Opening until the early hours may attract mobile food vendors to the area (Public nuisance)
- This pub has an external garden area with seating so in the summer months patrons may be outside the premises until 2.00am and 3.30am. Likewise smokers will be outside the premises whatever the weather. ( Public nuisance)

- The car park at the pub is small, if patronage increases then local residents will be disturbed by on street parking and people creating noise in the middle of the night. (Public nuisance)
- There may be an increase in drink driver offences from patrons using their own vehicles (Crime and disorder)
- A child under 16 in the pub till 10pm may experience harm in that if they are habitually visiting the premises their education and well being may suffer ( Protection of children from harm)

Yours sincerely

Mow Cop

Stoke on Trent

Dear Sir

# LICENCING APPLICATION - THE CHESHIRE VIEW PUBLIC HOUSE

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- A child under 16 in the pub till 10pm may experience harm in that if they are habitually visiting the premises their education and well being may suffer (Protection of children from harm)

Yours sincerely



Mow Cop Cheshire ST7 3NT

31 March 2010

Dear Sirs,

### The Cheshire View

While we have no objection to the landlord of the Cheshire View trying to develop her business and improve income, we do wish to register our objection to the proposed extension of opening hours for the above licensed premises on a number of grounds:

#### Need:

The hours seem to us to be entirely inappropriate for a small country pub, and it is hard to imagine that there will be a wide general demand, although the fact of the application must indicate some form of support – it seems most likely that this might be from a group of existing customers. Such relatively limited demand should not, in our opinion, be a basis for potential nuisance to local residents.

#### Nuisance:

The pub is on a road which is both narrow and very steep in parts and takes a little extra care to safely negotiate at the best of times. Unfortunately there are examples at all times of drivers ignoring the speed limits and driving noisily and dangerously — sometimes in farm vehicles. While these are not necessarily connected with the Cheshire View, it seems likely that these extended hours could only increase this activity.

We have also had examples in the past of very noisy groups walking down the hill after closing time and causing physical damage to property.

#### Safety:

The proposed opening hours may be suitable for a Town Centre pub, where, as in Newcastle under Lyme, a system of late-night taxis monitored and controlled by marshals makes sure that people leave the area safely and quietly, but it seems entirely inappropriate for a country pub. We are very concerned that, in the absence of other forms of transport in the early hours of the morning, customers will be tempted to drive home when over the legal limit, further increasing our concerns of potential nuisances described above.

We believe strongly that this inappropriate application should be refused.

Yours faithfully,



F.A.O. Ms Vilma Robson Cheshire East Council Licensing Department Westfield's Middlewich Road Sandbach Cheshire CW11 1HZ



31st March 2010

### Dear Ms Robson

We are writing to lodge our strong objections regarding the application to extend the licensing hours of the Cheshire View Public House, Mow Cop. Licensee Josephine Bedson.

This Public House is situated in a rural location with no public transport links. Anyone wishing to use it from outside the immediate area will have to come by private transport & what condition will the drivers be in after staying in the pub till 3.30 Am

The increase in noise nuisance, as these vehicles come and go at early morning hours is not acceptable.

The Smoking ban means people stand out side to smoke making noise from conversation this again is unacceptable in the late night & early morning.

These kinds of opening hours are more suited to a public house operating in an inner city clubbing area and not a small rural residential community.

There is on a regular basis now people leaving the pub at 2 & 3 am they have conversations in loud voices with no concern for people sleeping in the houses they are passing.

There has also been vandalism to cars & broken glass on the pavement & road. This happens in the wee small hours & whilst there is no proof it is the pubs clientele it seems possible that this may be the source.

To close, we most strongly object to these proposed licensing hours.

Yours sincerely



MOW COP, STOKE-ON-TRENT. STAFFORDSHIRE.

March 27, 2010

LICENSING DEPT., CHESHIRE EAST COUNCIL WESTFIELDS, SANDBACH -CW11 1H2



DEAR SIRS,

WITH REFERENCE TO THE PROPOSED CHANGE OF LICENSING HOURS FOR THE CHESHIRE VIEW PUBLIC HOUSE MOW COP, WE WOULD LIKE TO STRONGLY OBJECT TO THE CHANGE FOR THE FOLLOWING **REASONS:-**

- WE HAVE LIVED AT THIS ADDRESS FOR 26 YEARS AND HAVE ONLY HAD REASON TO COMPLAIN (i) SINCE THE LICENSEE JOSEPHINE BEDSON TOOK OVER THE RUNNING OF THIS PUBLIC HOUSE. THERE HAVE BEEN NUMEROUS OCCASIONS WHERE WE HAVE BEEN DISTURBED AFTER 11P.M. WITH SHOUTING AND SWEARING FROM GROUPS OF YOUTHS AND GIRLS LEAVING THE PREMISES, WE HAVE ALSO HAD A BRICK THROWN AT OUR FRONT ROOM WINDOW AND HAD OUR CAR WINDOW SMASHED.
- WE HAVE BEEN UNABLE TO SIT IN OUR GARDEN ON SUMMER EVENINGS FOR THE EXTREMELY (ii) LOUD MUSIC AND FOUL LANGUAGE BEING SHOUTED.
- THE LOCATION IS RURAL AND PEOPLE LEAVING THE PUBLIC HOUSE IN THE EARLY HOURS OF THE (iii) MORNINGS WOULD DISTURB THE LOCAL RESIDENTS, WE ALL ARE AWARE OF THE PROBLEMSS DRUNKENNESS IS CAUSING THE POLICE AND OTHER SERVICES IN THE TOWNS AND CITIES WITHOUT ENCOURAGING IT IN OUR RURAL COMMUNITIES.
- OPENING UNTIL 3.30.AM WOULD IN OUR OPINION ATTRACTS THE WRONG SORT OF PEOPLE TO (iv) DRINK LATE.
- THE LOCAL POLICE WOULD BE STRETCHED AS THEY WOULD BE CALLED OUT TO ANY (v) DISTURBANCE THIS EXTENDED OPENING WOULD CAUSE.
- WE HAVE COMPLAINED TO THE LOCAL ÄUTHORITIES ON A NUMBER OF OCCASIONS OVER THE (vi) PAST FEW YEARS AND WOULD LIKE THESE COMPLAINTS REVEIWED AGAIN BEFORE A DECISION IS MADE.
- WE ARE A RETIRED COUPLE AND AS WE LIVE WITHIN HEARING DISTANCE OF THE PUBLIC HOUSE (vii) WE FEEL THAT CONTINUAL DISTURBED NIGHTS WOULD BE DETRIMENTAL TO OUR HEALTH AND WELL-BEING.

YOURS FAITHFULLY,

dicensing Department. Hiddlewich Road, Sandbook.



Dear Sir or madam

I Rave Herothy seen

the apparation in the evening sendines for the extension of discussing hours for the charling hours for the charling hours for the charling hours for the charling hours.

I am totally against the extended nous according people to dink on the premises and outside at such lote hours. Wild the present licensing lows we have noise, and raidents disturbed trough the right, by sustances leaving the public house and knowling a doors at late Ficular, gardens disturbed and little left about her vicing.

esclanded Ricensing Rows.

\* more cap is a quest a pleasant victage and we don't want the prospect of people and cars leaving the Public House during the early hours of the morning.

Your sinceson

Cheshire East Council Licensing Department Westfields Middlewich Road Sandbach CW11 1HZ

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27th March 2010

Dear Madam

# For the attention of Vilma Robson

# PROPOSED EXTENSION TO OPENING HOURS FOR THE CHESHIRE VIEW INN – MOW COP

We are writing as a group of residents living in Mow Cop to express our opposition to the proposed change in opening hours for the Cheshire View Inn. We understand that the proposal is to extend the opening hours of the Inn to 11.00 - 03.00 and also to allow entry to 16 year olds, providing they are accompanied by an adult.

Our objections are firstly, the increase in noise and unsocial behaviour the proposed extension of opening hours will create. There have been issues with people who have been drinking, congregating up at Mow Cop Castle and becoming a nuisance and also taking drugs. We feel that the extension of opening hours will only serve to encourage this behaviour and prolong any unsociable activities into the early hours, thus disturbing the residents of the area.

Secondly, the proposal of allowing entry to 16 year olds (accompanied by an adult) will enable younger people to drink as they will enter with friends who are, or appear to be, 18 year olds. This is encouraging under age drinking which is irresponsible and goes against everything that we, as a community and country should be doing to protect young adults and promote healthy living.

Mow Cop is a rural area and has 3 public houses, which are more than adequate to serve the local community as they currently stand. We feel that there is no need whatsoever to extend opening hours or to encourage under age drinking. There are many places to visit in Congleton and other areas which are open later than the usual public house opening hours, these are within easy reach for anyone living in Mow Cop and wishing to socialise beyond midnight.

Yours sincerely.

Mow Cop, Stoke on Trent, Staffs.

For the attention of Ms. Vilma Robson.

Ref. extended hours licence application for: **CHESHIRE VIEW, MOW COP.** 

I would like to lodge an objection to this application, on the following grounds.

1) prevention of crime and disorder.

2) prevention of public nuisance.

Firstly, although I understand that the publican does not yet have an extended hours licence, It is common for customers to leave the pub at anything up to 3-4am at weekends. I assume that this situation, which the authority can verify very easily if required, is not within the terms of the current licence. There must therefore be a question mark over the willingness of the licensee to operate within the terms of any licence granted.

There have been a number of incidents locally which, whilst impossible to lay directly at the door of pub customers since the identity of the perpetrators was not known, only began since the late opening started. I can speak personally of one serious incident. This occurred when my car, parked at the side of the road, had the side window broken with a stone in the early hours. The hand brake was then released and the car pushed off down the hill-which is very steep- 1 in 4- here. Had the steering lock not caused the car to cross the road and crash into the opposite wall lower down, it would have gathered speed down this very steep hill and might very well have resulted in loss of life.

As far as public nuisance is concerned, this is a residential area, and those of us who have to rise at an early hour already find that our sleep is broken by noisy pub customers at anything up to 4am at weekends. If this was to become a nightly occurance, life would become pretty unbearable.

We have also evidence of late night intruders coming down the side of the house into the garden, although no property damage has occurred(yet). Prior to late night opening, we had no trouble of any significance at all.

Those are the facts on which my objection is based.

Although **opinions** may not form an acceptable objection, I have to question whether this extension is suitable in an area of this sort. In a town centre among commercial premises, maybe, but here in a small, semi- rural village? The population isn't great enough to keep the pub busy to those hours, and there are no other premises for some distance that operate these times, so this would inevitably result in an influx of late night drinkers from other areas.

If this goes ahead, it will open the door to some very unpleasant developments, and risks destroying the present character of the village for good-and for what? increased turn over for the pub?

Cheshire East Council Licensing Dept. Westfields Middlewich Road Sandbach CW11 1HZ

24th March 2010

Dear Madam

For the attention of Vilma Robson

# Re: MOW COP THE CHESHIRE VIEW APPLICATION

We are writing to strongly oppose the above application.

A village pub should remain just that 'A village pub' to serve the local community and all the people if they should so wish; call in for a drink or something to eat whilst visiting the area, out walking and enjoying the views during the day from the said pub.

In the past the area has had its share of problems with the young people coming in from various pubs, going up to the castle all hours of the night, dealing in drugs, being drunk and causing so much noise and generally disturbing the neighbourhood, not to mention fights, loud music being played from the car CD's and of course lots of car doors being banged.

The Wardens of The National Trust have done their very best to help this situation, but with this application for these ludicrous extended hours the situation would become much worse. As I am sure you are aware; all the towns are having to spend a fortune on the policing of the late night drinking with more lawlessness and knife crime increasing in areas where previously it has been a relatively peaceful village or town.

The legislation that allowed the 24hr drinking to try and curb the binge drinking hasn't worked; it has only caused the innocent people who live near to the pubs a lot of problems.

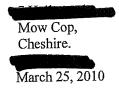
We note that the licensee wishes to allow accompanied under 16s into the pub until 10pm every night. What happened to encouraging our children to be studying and trying to better themselves at this crucial age, I thought the minimum age for drinking alcohol was 18. Who proposes to police the 16 year old being accompanied?

The castle car park is cordoned off after dusk, but that doesn't stop them from parking in front of residents property. Of course if they hadn't had too much to drink; I am sure they wouldn't be such a nuisance.

We understand that people want to enjoy a drink or two but it is ridiculous to even consider keeping a village pub open until 2am and 3.30 am.

I would think there is enough alcohol related problems throughout the country without causing more?





Vilma Robson, Cheshire East Council, Westfields, Middlewich Road, Sandbach, CW11 1HZ

Dear Vilma,

I wish to express my objection to the late night license application being made by the Licensee of the Cheshire View Public House, Station Road, Mow Cop.

This public house is situated in a rural residential village and the present live music and other events can be heard throughout the village. We accept such things occurring during reasonable hours but it is very unfair to further expose my children to yet more with even later hours that will keep them awake until the early hours. The events and hours the pub wishes to participate in are far more suited to a city or town centre club where the noise would be partially lost amongst traffic and the general noise that comes with city life. They can not be appropriate for a quiet village location such as this.

I am also concerned at the increased risk of disturbance caused by drinking late into the night. We have suffered from groups of youths leaving the pub late at night long after the pub should have been closed. On one occasion at 1am we were disturbed by drunken swearing youths stood in our garden urinating, when challenged they became aggressive and we called the Police only to find they were too busy dealing with incidents in the town centre and could not give us attention until the following day. Currently when the town centre clubs and late night establishments close the police give them attention by having staff in the town centre to deal with any trouble. Do the Police have the man power to give an out of the way rural location the same attention or will we have to wait until the following day.

I am further concerned that this pub now has a reputation of serving late, having lock ins and worse of all a pub that serves youngsters who are underage. It is my understanding that the licensee has now changed and the new licensee claims that the bad reputation and negative incidents are in the past, but the previous licensee still runs the pub (the new licensee is a family member) giving us no reassurance that things will be any better

I have no objection to the public house itself in fact I welcome it as an important part of village life but I strongly believe that night club opening hours do not have any place in a village community.

Sincerely,

Dear Vilma Robson,

It has come to our attention that Topephine Bedson of the Cheshire Vew has applied to open from Ham till 3.30 am Thursday Fridays and Saturdays and Ham till 2 am Mondayo to Wednesday and inidday to 2 am Sundays, We are totally against these extensions as we have already had experience of the late openings of the Cheshire View with being woken up in the early hours of the morning with shouting and bad language and worning in the shouting and had language and worning of our car will be alright. This is a small community and not a town centre and we do not feel it is necessary for such late hours at the expense of other people there are children and people who have to get up in the morning for

work.

Hoping you can understand our plight

Yours Faithfully

For the attention of Vilma Robson.

Council's Licensing Department. Westfields. Middlewich Road Sandbach Cheshire. CW11 1HZ

The Cheshire View - Mow Cop



We are absolutely mortified about the proposal by licensee Josephine Bedson to change to licensing hours of The Cheshire View, this will without doubt completely ruin the beautiful and tranquil village of Mow Cop.

We purchased on house which is just above the Cheshire View in August last year because of it's lovely and quiet location in which to raise our family we had our baby in December.

The idea that a village pub should be open till 3.30am / 2.00am is preposterous and will greatly affect the village of Mow Cop. It will no doubt attract people from the city and surrounding areas and will most certainly increase anti-social behaviour, it can only offer one purpose and that is for people possibly even under age to drink to excess. - Secondly, how can we possibly license a Public House and a country one at that to allow children under the age of 16years to attend albeit accompanied what happened to the law on children in pubs only to dine?

A second major concern for residents is that it will decrease the value of properties, who would want to purchase a house next to a neighbouring virtually all night opening Public House.

We strongly oppose this application and sincerely hope that it will not be granted - this can only have one affect on Mow Cop and the surrounding areas and that is disastrous.

Yours faithfully,



SUKE OIL TROM

The Licensing Department Westfields Middlewich Road Sandbach CW11 1HZ

March 29 10

For the att of Vilma Robson

Dear Madam

We are a married couple who haved lived in Mow Cop all our lives and we are both 81 years of age. We are therefore very familiar with the area and with many of the residents. We have few amenities – No convenient bus service, post office or village shop, but on the plus side we have panoramic views and a quiet and peaceful neighbourhood.

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We have no objections to the proposed lunchtime openings of the Cheshire View as we feel this could be a very pleasant outing for many who may not live in such a pleasant environment but we certainly do not wish the opening hours to be extended to 2am on any day of the week.

We do not believe this will interest or attract the local residents but people from outlying districts who may experience a sense of freedom away from the prying eyes of family and neighbours. Close residents to the pub could find their sleep disturbed by noise from vehicles or inconsiderate customers as they are leaving.

A greater concern we have is that a condition is wanted that accompanied under 16s be allowed to go to the pub every night until 10pm. This is a concern not for th local residents but for the young people themselves. Who will accompany them? Seventeen and eighteen year olds! Who will check whether they are underage drinkers claiming to be older?

The reports we see and hear of the results of 'binge' drinking by immature young people is so disturbing. It makes us so sad to see them so degraded by their own behaviour. So many in authority complain but do nothing about it.

Young people are receiving mixed messages from adults an especially from advertisements that alcohol is the panacea for all worry, depression or bordedom and that a night in the pub is the height of an evening's entertainment. Life has so much more to offer!!

So we ask the licensing department to make the only sensible and responsible decision and reject the application.

Yours faithfully



Att Vilma Robson
Cheshire East Council
Licensing Department
Westfields
Middlewich Road
Sandbach
CW11 1HZ

30th March 2010

Att Vilma Robson

Re: Licensee Josephine Bedson, Cheshire View, Mow Cop

I am writing with regards to the above request to extend the current licensing for Cheshire View to open from 11am until 3:30am on Thursdays, Fridays and Saturdays and also 11am until 2am Monday to Wednesday.

I have been a local resident for the past 6 years and a significant reason for the move to Mow Cop was to enjoy the quiet and be away from noise, antisocial behaviour and disruption. I am severely concerned about the proposed changes to the license for the Cheshire View.

I have concerns that these increased opening hours will significantly change the number of people accessing the pub, and late hours of people leaving, staying outside due to the smoking ban and spending increased time on the local streets increasing noise. I anticipate that with the change in hours this will encourage increased drinking, increased noise and disruption on the streets and this will be unacceptable to myself as a local resident. Noise from the pub does increase during summer and when there are smokers as they remain on the road and in the garden, and whilst this is acceptable, it will not be should the changes be made to encourage drinking and increased nuisance throughout the night.

I shall anticipate your response with regards to this and trust that my voice as a local resident will be heard.

Regards

CHESHIRE EAST
3 1 MAR 2010
COUNCIL

cnesnire, 51/ 3NY 30 th April.

The Council's Licensing Department.
To whom it concerns,
Dear sir/madam,

As an interested party I wish to make a representation regarding the application by Josephine Bedson of The Cheshire View, Mow Cop regarding a variation to her license and also to bring to your notice a lack of compliance with the conditions of the application.

The Cheshire View has a small car park and any increase in hours will lead to increased parking on the roads around the pub. On Top Station Road the blind brow will be a <u>public safety</u> issue. Similarly on Wood Street the blind corner will also be a problem for <u>public safety</u>. Rural roads, at night, have limited lighting; coupled with lack of pavements increased traffic at this time of night will create a hazard for pedestrians walking back from pubs.

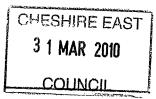
The issue of <u>public nuisance</u> must be considered for residents living close to The Cheshire View. Customers leaving the premises are likely to close car doors and talk (not always quietly). Mow Cop, on the Cheshire Side, is a quiet, rural village. Any increase in noise is going to be immediately noticeable and have a detrimental effect on residents. We are already aware of low level vandalism, litter and noise at closing time (which does not always seem to be strictly adhered to) and fear an increase may require a police presence.

<u>Children</u> within the pub is also worrying. After previous problems with underage drinking The Cheshire View operates an 'over 25' policy. Can we be sure that the abandonment of this policy will not see a return of underage drinking with the attendant problems re <u>public nuisance</u> and <u>safety</u>. The interior design of the pub means children will have direct access to the bars.

The whole tone of the application seems out of keeping with a public house/restaurant in a rural village.

Lastly, I understand that an 'application advertisment' should have been placed every 50 metres on the external perimeter of the premises abutting the highway. That has not been adhered to.

Yours faithfully,



Mow Cop Staffordshire ST7 3NS

29 March 2010

### Dear Ms Robson

As residents of Halls Road, Mow Cop, we are writing to strongly object to the proposal to extend the opening hours at the Cheshire View Pub.

This venue has a reputation, in the local area, for continually breaching its normal opening hours and also as a place where under age drinkers can easily be served alcohol. As a result, we regularly experience litter being dropped such as bottles and cans. We have also witnessed crowds of teenagers gathering at the pub and wandering around the village late at night and feel this problem will be exacerbated if the new opening hours are approved.

We do not feel that these new proposed opening hours are conducive to the environment of a traditional country pub and are very concerned about the noise levels and increase in traffic along Halls Road should this go ahead. As you will be aware, Halls Road is a bridle path, but unfortunately it is used as a short cut by many motorists who ignore the 'Access Only' signs and is now in a poor state of repair.

We hope that you will consider the points raised and that the application will be declined.

Yours sincerely



Attention of Cheshire East Licensing Authority

Ref. Cheshire View, Mow Cop

28/03/10

Dear Sirs,

I am writing to oppose the recent application for extended licensing hours at the Cheshire View, Mow Cop on the following grounds;

The site has limited parking resulting in the use of the local roads and lanes which are already restricted as expected in a rural community.

Nuisance.

The lack of parking at the venue will lead to noise and disturbance in the local community which does include the elderly and family's with young children .

Public Safety.

The Cheshire View is in a rural location with no public transport requiring the need to drive with the associated temptation to drink and drive.

The Government, Health Community and Local Authorities' are committed to Harm. reducing the amount of alcohol currently consumed especially by young people. The request to increase the licensing hours along with the request to allow persons under 16 years to be allowed access till 10 o'clock appears to be contrary to the above aims.

Conclusion. I appreciate the needs for the current licensees' to attempt to increase their business but the logic behind this request appears unsound for the above reasons unless there is another yet unknown objective.

Yours faithfully.





Attention of Cheshire East Licensing Authority Vilma Robson Westfields Middlewich Road Sandbach CW11 1HZ

Ref. Cheshire View, Mow Cop

28/03/10

Dear Sirs,

I am writing to oppose the recent application for extended licensing hours at the Cheshire View, Mow Cop on the following grounds;

The site has limited parking resulting in the use of the local roads and lanes which are already restricted as expected in a rural community.

Nuisance.

The lack of parking combined with the extended hours will lead to noise and disturbance, at an unsociable hour, in the local community. The community consisting of the elderly, children and adults who require their rest before commencing a new working day.

Public Safety.

The Cheshire View is in a rural location with no public transport requiring the need to drive with the associated temptation to drink and drive.

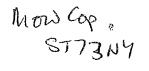
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Attention of Cheshire East Licensing Authority Vilma Robson Westfields Middlewich Road Sandbach CW11 1HZ

Mow Cop S.O.T. ST7 3PB



Ref. Cheshire View, Mow Cop

28/03/10

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Nuisance.

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Public Safety.

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Conclusion.

I appreciate the needs for the current licensees' to attempt to increase their business but the logic behind this request appears unsound for the above reasons unless there is another yet unknown objective.

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Yours faithfully,

STAFFS STIBNH. <sup>3</sup> 1 MAR 2010 Dear Madano: Those just received the most amazio missive about to proposed opening hours of The deshie view publice house or actually hough it most be Some kind of Loke. If her disgraceful proposal soos alord - not many of us who lies in dose proximily to the pub are soip to have much sloop at night - there are already problems with bothe throwing + brids etc. Mis is a quiet village of no one in their right mind

coold soriously think the a viable proposition.
Pleas would you consider the way of life of feelings of the reacoful 2 civilised residents of Mond Cor.

of which I am.

Attention of Cheshire East Licensing Authority Vilma Robson Westfields Middlewich Road Sandbach CW11 1HZ

Ref. Cheshire View, Mow Cop

28/03/10

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The site has limited parking resulting in the use of the local roads and lanes which are already restricted as expected in a rural community.

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The Cheshire View is in a rural location with no public transport requiring the need to drive with the associated temptation to drink and drive.

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Yours faithfully,

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FTAO Vilma Robson Licensing Section Cheshire East Council Westfields Middlewich Road Sandbach Cheshire CW11 1HZ

R.E. The Cheshire View license extension application

Dear Ms Robson, I write in connection with the above application to lodge my formal objection to the proposed license extension. As a resident of Mow Cop I feel that the application is completely out of line with the needs of the community.

The village of Mow Cop is for the majority populated by retired/ semi retired adults' and families with differing ages of children. The requirement by the Cheshire View to extend its licensing hours would not meet the needs of its community as if you take a walk around the village after 10pm at night most people are at home, getting ready for bed, and resting for work the next day.

The village is semi rural and is not served by bus after 7:20pm during weekdays and I believe after 4pm on Sundays. These bus stops are over ¾ of a mile away from the Cheshire View and are positioned very close to other licensed premises. So would be an unlikely source of customers for the venue.

It therefore poses the issue of whom The Cheshire View is trying to acquire as customers until 3:30am, or 2am during weekdays/Sundays, as it would not be the local community or people

arriving on buses for a nice walk around the locality. It seems that people who would wish to frequent the establishment would either have to drive or require a taxi (which is financially obstructive as it's very expensive). If people drive then there is a risk of people drinking as well which is not acceptable or legal.

The further condition of allowing under 16's to go to the pub any night of the week is wholly unacceptable as well. As a parent and also an educator, I am amazed that anyone would consider a public house to be a suitable habitat for an under 16 during a school week. I am reminded to the last time that I entered the establishment where my wife and I stayed for only one small drink as we felt isolated and unwelcome. There was an under 16 present, he counted our change as the person serving was unfortunately too inebriated to focus upon this task, and this was only at 9:30pm on a Saturday.

I notice in the news article that neighbouring residents have been consulted, but as a person who lives only 150yds further away from those contacted and coming from a family who held licensed premises in which I worked I know too well that incidents of anti social behaviour do not stop 20 feet away from a public house door but continue until people reach their destination.

I hope that you take my views into consideration.

Yours Faithfully

Vilma Robson Licensing Department Cheshire East Council Westfields Middlewich Road Sandbach CW11 1HZ

Dear Madam

# Re: The Cheshire View Public House, Top Station Road, Mow Cop

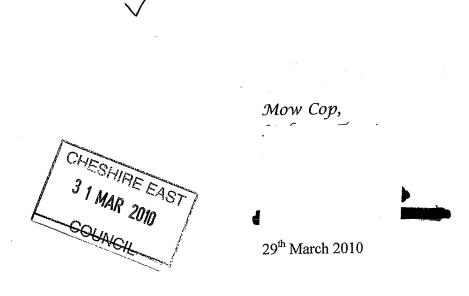
I understand that the above public house has submitted proposals to extend its licensing hours and to allow under 16's admittance up until 10pm.

I would like to make a representation that these proposals are not granted for the following reasons:

- Additional opening hours would increase the likelihood of disorderly behaviour in a rural area.
- Public safety will be put at risk with users of the public house leaving the premises under the influence of alcohol and driving vehicles on a particularly dangerous section of public highway.
- Increased noise levels creating a public nuisance.
- Increased risk of underage drinking at this premises.

I do hope that this representation will be taken into consideration when the decision is taken whether to grant the licence.

With kind regards



Dear Mrs. Robson,

### Variation to Licence - Cheshire View Inn, Mow Cop

With reference to the recent application made to your authority for variations/extensions to the existing public house licence at the above premises, I wish to raise objections as follows.

### On the subject of Crime/Disorder Prevention/Reduction

The application seeks to extend the opening times through to the early hours of the morning.

The village, straddling the boundary between two Police Forces, is not well served by law enforcement services. Since the premises is in a rural location, not served by public transport, the granting of such extended opening hours can only serve to encourage drinking and driving.

A notice also currently displayed in the window of the Cheshire View Inn refers to "recent incidents of disorderly and violent behaviour" being the precipitating factor in the licensee implementing a "strict 25 and over policy" - hardly a good starting point from which to request extended drinking hours.

# On the subject of prevention of public nuisance

See paragraph above regarding recent outbreaks of disorder.

## On the subject of Public Safety

See paragraphs above regarding drink-driving and outbreaks of disorder.

For people choosing to drink until the early hours and leaving on foot, the roads local to this location are without footways and are poorly lit, leading to increased risk of contact between inebriated pedestrians and passing traffic.

# On the subject of protecting children from harm

See above paragraphs on disorderly conduct.

### On a procedural note

I note that the regulations governing the application for such variations to a licence require that the public notice is displayed prominently at or on the premises, where it can be clearly read from outside the premises, and that this should include being placed at 50 metre intervals along the perimeter, where the perimeter abuts a public highway. (The premises has a 97 metre long boundary with the public highway.) This requirement has not been complied with, in that the notice has been displayed only in a window of the building which is wholly within it's own grounds and therefore cannot be read from the public highway. Hence, the notification of the application cannot be said to have been legally served on members of the public and I suggest that the process is recommenced.

Yours sincerely

# LICENSING ACT 2003 Environmental Health Consultation Response

| Date Received: 1st April 2010   |
|---|
| Name of Applicant: Mrs J Bedson   |
| Address to which application relates:  Cheshire View Top Station Road Mow Cop Stoke on Trent ST7 3NP  |
| Conversion: Variation: New: X   |
| Approve   |
| X Approve with Conditions   |
| Object to Section(s)  |
| Proposed Conditions   |
| This Division has received complaints previously with regards to noise nuisance emanating from the premises. An incident occurred on the 19 <sup>th</sup> July 2007 when reports were received from local residents alleging amplified music emanating from the premises. The out of hour's officer contacted the premises and informed Mrs Bedson of the complaint and requested the volume of the music to be reduced. The investigations procedure was commenced and diary sheets were returned but incidents detailed were with regards to youths/patrons shouting/swearing along the road allegedly after leaving the premises. Incidents detailed were outside of our jurisdiction and therefore no further action taken. |
| The following conditions should therefore be applied:   |
| Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby residents.   |
| 2. Refuse such as bottles shall be disposed of from the premises at a time (i.e. between 08:00 to 20:00) when it is not likely to cause a disturbance to residents in the vicinity of the premises.   |
| <ol> <li>There shall be placed at all exits from the premises in a place where they can be<br/>seen and easily read by the public, notices requiring customers to leave the<br/>premises and the area quietly.</li> </ol>   |
| Whilst regulated entertainment is taking place, all windows and doors shall remain closed.  |

SIGNED: Margaret Hopley

DATED: 01.04.10