

## HELLON, Richard

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**From:** LICENSING (Cheshire East)  
**Sent:** 15-Jun-2022 12:42  
**To:** [REDACTED]  
**Subject:** FW: [OFFICIAL] Representation Suburban Green (aka Chestergate Green) Macclesfield  
**Attachments:** 08390696 suburban green.pdf  
**Importance:** High  
**Follow Up Flag:** Follow up  
**Flag Status:** Completed

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**From:** [REDACTED]  
**Sent:** 15 June 2022 12:40  
**To:** LICENSING (Cheshire East) <Licensing\_CE@cheshireeast.gov.uk>  
**Subject:** [OFFICIAL] Representation Suburban Green (aka Chestergate Green) Macclesfield  
**Importance:** High

Dear Licensing,

I wish to submit a representation (objection) re. the Licensing application made by Suburban Green 88-90 Chestergate, Macclesfield SK11 6DU for

- Live Music, Recorded Music and Supply of Alcohol Sunday to Thursday 08:00 – 23:00, Friday and Saturday 08:00 – 00:00
- Late Night Refreshment Sunday to Thursday 23:00 – 23:30, Friday and Saturday 23:00 – 00:30

I have several concerns, mainly around Licensing Objectives d) Prevention of Public Nuisance and e) Protection of Children from Harm.

I note that in the License application Section 5 the premises are described as a restaurant and bar. It omits to say that it is the ground floor of a hotel (BoHotel) with rooms directly above, which I believe is relevant to the Licensing Objectives.

While I understand that Planning Applications are not a consideration for Licensing, it should be noted that there is an open application for Variation of Condition 8 (Opening Hours) for this property 22/1180M. The hours applied for are fewer than those in the Licensing application, and do not mention additional hours at New Year. It is relevant to Licensing Objective d) Prevention of Public Nuisance as Environmental Protection has recommended refusal - "Reason: high potential for noise to affect the residential amenity / quality of life of residents of nearby dwellings". I have attached a file containing the full report as it supports my objection.

The applicant has supplied what appears to be a generic 'operating schedule' document in support of the application that does not match the conditions imposed when planning was granted for the premises, therefore not meeting the Prevention of Public Nuisance objective, including (but not restricted to) the example below.

Planning condition 9 states that the owner is allowed to empty noise generative items into bins only between the hours of 09:00 – 19:00 on any day, yet the applicant's operating schedule Section C para 7 states "The emptying of bins into skips, and refuse collections will not take place between 11pm and 8am." This is an hour earlier and 4 hours later than permitted.

There is a section in the same schedule on al-fresco dining and smoking which isn't, as far as I can see, part of the application. If there is an intention to use any outside area then again, this would have an adverse impact on nearby residents.

In my view any documentation supplied by the applicant should pertain solely to the premises in the application.

The Dispersal policy seems to imply that there will be a level of disturbance to neighbours which is not reassuring – “The purpose of this Dispersal Policy is to ensure, so far as it is possible, that minimum disturbance or nuisance is caused to our neighbours and to ensure that the operation of the premises makes the minimum impact upon the neighbourhood in relation to potential nuisance and anti-social behaviour.”

Although not a primary licensing objective, suitability of premises is required to be taken into account. The close proximity of residential properties and the protection of amenity is of particular relevance to my objection.

In summary, the hours applied for are excessive and will adversely impact residents of neighbouring properties and potentially guests of the hotel, including children, and do not meet Licensing Objectives d) and e). I ask that this application be refused. I wish to attend any hearing.

Best regards, [REDACTED]

[REDACTED]