

**Safety and Licensing,
Environmental Health and Consumer Protection,
Roebuck House,
Abbey Road,
TQ2 5EJ**

05 May 2011

Dear Sir/Madam

REF: Objection to Licence renewal at The Sportsman's Arms 13- 17 Laburnum St, Torquay, TQ2 5SF.

I wish to make a representation regarding the review of the Sportsman's Arms premises licence under the following licensing objectives:

Crime and Disorder:

Patrons of the Sportsman's Arms drinking outside of the premises on the pavement in Laburnum Street.

Patrons from the Sportsman's being involved in physical fights both inside and outside of the pub as on Sat 30.04.11 at approx 16.30hrs.

After hours drinking within the pub premises.

Prevention of Public Nuisance:

Patrons of the Sportsman's Arms in and out of the premises throughout opening hours to talk on their mobile phones, they talk loudly and often use foul language.

Taxi's, cars and mini buses pulling up/waiting with engines running outside of the Sportsman's to drop off/collect patrons of Sportsman's premises throughout opening times, all through the evening including closing time and after, causing noise by slamming vehicle doors, causing obstruction to the road.

Patrons of the Sportsman's laughing, joking, shouting and talking loudly without consideration for the inhabitants of Laburnum Street on arriving and leaving the pub premises.

Loud music, singing and cheering coming from the pub premises, this is exacerbated by the pub doors being left open.

Constant and appalling foul language from the patrons of the pub.

Litter, particularly in respect of cigarette butts and cigarette packaging.

I kept and handed in to the council a diary of events with regard to all of the above. I have also made constant complaint to the council including call to the out of hour emergency line and the police as events I have described happened.

I am part time student, hold employment within the NHS and also fulfil night duties/work. The constant disturbance from the Sportsman's Arms and the inability of the licensee to suitably run and control their premises and patrons has intruded into my life to the extent that in order sleep, to function and do my work I have left my home.

I have been prohibited from the peaceful enjoyment of my home.

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Patrons from the Sportsman's being involved in physical fights both inside and outside of the pub as on Sat 30.04.11 at approx 16.30hrs.

After hours drinking within the pub premises.

Patrons of the pub being drunk and disorderly in the street.

Prevention of Public Nuisance:

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Taxi's, cars and mini buses pulling up/waiting with engines running outside of the Sportsman's to drop off/collect patrons of Sportsman's premises throughout opening times, all through the evening including closing time and after, causing noise by slamming vehicle doors, causing obstruction to the road.

Patrons of the Sportsman's laughing, joking, shouting and talking loudly without consideration for the inhabitants of Laburnum Street on arriving and leaving the pub premises.

Pub patrons urinating in Laburnum Street after leaving the pub.

Intimidating behaviour from patrons of the pub.

Loud music, singing and cheering coming from the pub premises, this is exacerbated by the pub doors being left open.

Constant and appalling foul language from the patrons of the pub.

Litter, particularly in respect of detritus from smoking.

I have made complaint to the council including to the out of hour emergency line and the police as events I have described happened.

I am the mother of who lives at

I used to stay overnight on 3 or 4 occasions a week to dog/ house sit when my daughter was working nights. It was difficult to get a proper and restful nights sleep on these occasions or listen to the TV or radio. The noise was appalling even with windows closed and in the summer I was unable to open windows for fresh air as the noise was then worse.

I also attend my daughter's home on an extremely regular basis and have been there to help her decorate and improve her home so I would say I have spent 50/% of my time there and I am aware of the constant disturbance from the Sportsman's Arms and the inability of the licensee to suitably run and control their premises and patrons

500 141 711
27 April 2011

To Whom it may concern

We object to the license at the Sportsman being renewed because of several reasons: The noise at the back of the premises, either due to customers sitting in the very small open area at the rear of the property (very close to the mens urinals!) or because the back door is not shut - is horrendous. We have had double glazing fitted but even with all the windows + doors closed + the tv on - we can still hear the shouting - obscene language + very heated arguments that occur regularly. Weekends from about 1pm until midnight and during the week - after 5pm especially if there is a football match being shown. As you can see by the enclosed e-mail we hoped the problem had been sorted (with the previous


(landlords) + indeed it improved a little. However since the new occupants took over it has become worse! On several occasions I have had to get out of bed + phone them to ask to close the back door and keep the noise down. I have been forced to do this as the noise has prevented us from sleeping + it is often after 11.30 - even midnight + New Year Eve it was 2.20! As mentioned the language is disgusting - both men + women shouting it out! Even sitting in our garden becomes a nightmare. We should have to keep our windows shut in the summer but we can't stand the noise. We used to have our grandchildren to stay but that has become less + less because of the noise + language. They have no respect for our neighborhood + no control over their customers! I came home from work on Good Friday at 5pm + I had already started - it continued for a couple of hours - died down + started again at 9. Enough is enough. We do not walk up Laburnum Street now as there is more litter + cigarette butts in front of the

pub! We never wanted them to be closed -
but we certainly do now!



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From:	karen.ellicott@torbay.gov.uk	Save Addresses
To:	[REDACTED]	
Date:	Feb 16 2010, 02:20 PM	
Subject:	Re: Environmental Protection Act 1990 & Licensing Act 2003 - Alleged Nuisance at The Sportsmans Arms, 15-17 Laburnum Street, Torquay	
Attachment(s):	1 Files  LA062 - Diary F...	open

Show full header

Please read the Council's email disclaimer notification which is located at the end of the email message.

Dear [REDACTED],

I write in connection with your recent complaint concerning the problems you have been experiencing from activities at the above premises. I can advise you that a visit was made to the premises on 8th February and that the occupants have been advised in writing of their responsibility under the Environmental Protection Act 1990 and the Licensing Act 2003 with regard to nuisance.

In all instances where there is a possibility of legal action being taken I must be satisfied on the extent of the problem and that it is one which I have the power to resolve. To assist in determining whether your particular grievance does fall within legislation I am responsible for, I would be grateful if you can keep concise records of the date, time of occurrence and nature of the disturbance which you are experiencing.

If records can be kept on the attached Diary Form for a period of about a fortnight and then forwarded to this office I will be able to decide whether my department can take further action, if it should be referred to another Department or if you should take your own private legal action.

I would like to thank you for your co-operation and look forward to receiving further details from you.

Kind regards

Karen

*Karen Ellicott (nee Rogers)
Enforcement Officer (Licensing), Environmental Health & Consumer Protection
Torbay Council, 1st Floor, Roebuck House, Abbey Road, Torquay TQ2 5EJ
Tel: 01803 208029*

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From: [redacted]
 To: ec@torbay.gov.uk Save Addresses
 Date: Dec 09 2010, 05:19 PM
 Subject: FW: Re: Environmental Protection Act 1990 & Licensing Act 2003 - Alleged Nuisance at The Sportsmans Arms, 15-17 Laburnum Street, Torquay
 Attachment(s): 1 Files LA062 - Diary F... open

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Dear sir or Madame, I have sent you a copy of an email to show you the problem we are having. But now they have put an extractor or heater unit on there flat roof which makes a very loud droning noise even worse when its turned up! it woke us up wednesday morning and at night goes on until 11 O/c p.m. I Think it should be tubed or piped above roof level so as not to cause a nuisance to the residents, could you please advise or help us as it starting to have an effect on daily live. Yours hopefully [redacted]

=====

Message Received: Feb 16 2010, 02:20 PM
 From: karen.ellicott@torbay.gov.uk
 To: [redacted]
 Cc:
 Subject: Re: Environmental Protection Act 1990 & Licensing Act 2003 - Alleged Nuisance at The Sportsmans Arms, 15-17 Laburnum Street, Torquay

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I would like to thank you for your co-operation and look forward to receiving further details from you.

Kind regards

Karen

Karen Ellicott (nee Rogers)

Enforcement Officer (Licensing), Environmental Health & Consumer Protection
 Torbay Council, 1st Floor, Roebuck House, Abbey Road, Torquay TQ2 5EJ
 Tel: 01803 208029

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Dear Karen Ellicote, I was sent a feedback form, which I could not download. But I did send a note of what has been happening, re; below. I have not heard anything back! But now the bar now seems to have put an extractor or an exhaust for a central heating unit outside on their flat roof, the noise is very bad even wakes us up!! we can hear it in our bedroom and bath room and keeps us awake at night usually about 11 o/c p.m. the noise is still bad at weekends especially on a Sunday. We know there have been complaints about Sunday mornings from other residents, could you please advise or help us with these problems! Yours hopefully [redacted]

=====
Message Received: Aug 19 2010, 12:40 PM
From: [redacted]
To: Barbara.Ephgrave@torbay.gov.uk
Cc:
Subject: RE: 0618790-SJC-SJC-Licensing Policy Noise-050810 Feedback Form1.doc

Dear Barbara Ephgrave, thank you for sending feedback form 1. Unfortunately I can't download the form or the diary page sent to me before, the noise did get better after the visit from the licensing office but alas it's started to get worse again! Most noise was at its loudest during the weekends in January, February, (people seen getting in a taxi at 12.25am on the 27th Feb). March quite, only at the weekends! April shouting and screaming! on the 5th and then every weekend, may exactly the same, (how can ladies scream in a pub!!!). June exactly the same even lunch times now. July I started writing a diary time when the noise started, Monday 12th 9pm until 11 o/c, Tuesday 10pm until 11.30, Wednesday 8pm until 11.30, Thursday 10 o/c, Friday 5.20pm onwards, weekends usual shouting! Monday 19th 8.30pm (when the noise starts it usually goes in a 15 minute cycle, shouting then quite for 10 to 15 minutes then shouting again!), Tuesday 9 till 11, Wednesday 9 till 11, Thursday 9 till 11, Friday 9 onwards, my wife phoned on the Saturday to complain about the noise after 12 o/c at 12.20!! The next week is virtually the same, it seems they have to have the door open between the bar and the mens urinal where the smokers stand and then shout back and forwards. If only they could keep the door shut and perhaps a notice stating they are a pub in a residential and to keep the noise down out the back!! It's such an easy solution. Because it's been so warm we would like to keep a window or back door open, to cool the house down, and us! but with all the shouting above the noise of our tv! It's getting beyond a joke. We don't want the bar to close just a little thought for the neighbours.

I hope this helps or sheds light on how we are living at the moment, [redacted]

=====
Message Received: Aug 13 2010, 10:41 AM
From: Barbara.Ephgrave@torbay.gov.uk
To: [redacted]
Cc:
Subject: 0618790-SJC-SJC-Licensing Policy Noise-050810 Feedback Form1.doc

Please read the Council's email disclaimer notification which is located at the end of the email message.

Barbara Ephgrave
Technical Clerk
Tel: (01803) 208126
Fax: (01803) 208854
Community Safety
Torbay Council
Roebuck House
Abbey Road
Torquay
TQ2 5EJ

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[0618790-SJC-SJC-Licensing Policy Noise-050810 Feedback Form1.doc (73.2 Kb)]

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Safely Licensing
 Rowbuck House
 Abbey Rd
 Torquay
 TQ2 5EJ

April 23rd 2011

Dear Sirs,

I am writing to offer my support for the Sportsmans
 Arm pub in Laburnum Street. I am a customer of this
 pub, my local, and I also live in Laburnum Street.

I can honestly say in the fifteen years that I have
 lived here noise has never been an issue for me.

I sleep at the front of my house, which is not double
 glazed and am usually in my bedroom at checking at five.
 I never hear a thing. Jimmy and Lisa run the pub in a
 professional manner as does Anthony, their bar manager.

I truly believe that it is good that there is a pub in
 this street. It stops undesirable characters lurking and
 makes our homes safer. The pub is the ears and eyes
 of this street. I wish the Neighbourhood Watch people
 would realise that the pub is an asset, not the
 enemy! My parents in law lived in this house for 17 years
 before me and my husband purchased it. In those 32 yrs
 in total there has always been a pub. Anyone recently
 moving in know that beforehand I quite strongly that
 there is APLV cause for concern.

Yours Sincerely,

SPU 161547

NO	161547
- 5 MAY 2011	
Dear Sir/Madam	



re: Spotsmais Arms, Labuan II.

Having read the recent Neighbourhood Watch newsletter in which were listed complaints with regard to the above pub, I feel it only fair to say that in my opinion they are very unfair.

I was one who phoned your office to complain most strongly about the noise coming from the pub, but since the new landlord took over there has been a vast difference, especially over the last year. It is not at all noisy as windows & doors are kept shut, also there is not any litter outside the pub. your letter on

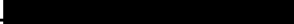


Figure 1