



Dear Licensing,

This application seems to be asking for many things all at once.

I object in full to an outside drinking license, plus also object to the late hours application, and also object to any license at all being given if it is not 'with food'. I also object to retail sales.

I have lived since 1999 at the above address in the residential flat fronting this application. My bedroom window looks over the 'Market House' full-on.

In the past few years I have had to call the police on a number of occasions in the late evening/night due to brawling in the street (The Strand) outside. The harbour area seems to attract the drunks.

I object to this application on the grounds of:

- 1) Late night crime & disorder would increase.
 - 2) Public nuisance. Drunk people are invariably noisy, and the harbour is a basin in effect, a natural amphitheatre, where all sounds are amplified due to the nature of the high sided cliffs all round. All the houses all the way round would also hear any noise from below in the harbour streets. As for my own bedroom, all
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noise would carry straight in. People who have been drinking 'hang-around' the harbour after the premises are shut. I think a 'buffer-time for them to disperse would be acceptable. As a resident I would have no objection to a license until 11 pm, probably in keeping with other surrounding licensed restaurant premises.

- 3) By asking for such a late license, it suggests that the nature of the business is more a drinking establishment (pub) than a food and alcohol license. An 11pm cut-off would keep the nature more of a restaurant, not a rowdy pub. And rowdy outside it would be with an outside seating area and balcony. Residents have the right to quiet enjoyment after 10.30pm

To protect nearby residents the 'Old Brewery' application in Ellacombe Torquay (Nov 2010) had a noise management plan suggested by Gareth Fudge, Noise Abatement Officer of Torbay Council, and the plan was accepted, consisting of no customers outside after 10.30pm. May I suggest a similar plan be considered if the council feel it appropriate, to protect the noise in the whole harbour area and all the residents who look down on the harbour area, if a license is to be granted.

Brixham harbour is not a flat area!

- 4) Public safety: The harbour is a dangerous place for people who have been drinking. There are stone steps down to a deep harbour (when the tide is in) just outside the front of the Market House premises. These are dangerous to people drinking around outside, as indeed the whole harbour area is.
 - 5) The harbour is the focal point for tourism in Brixham. Many tourists are families. Children run around the pavements exploring while their parents sit and take in the view. Drinking allowed outside is not conducive to this, and can be deemed harmful to children in terms of bad language and raised voices due to drinking, and a bad example to see drinking in the street area. The Golden Hind attraction right outside the market House is a magnet to children.
 - 6) The majority of visitors outside of school holidays are older, retired people. People outside drinking on pavement level would be harmful to their feeling of safety.
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Surely only alcoholic drinks with food prevents this premises from causing crime/disorder, public nuisance, public safety, & harm to children.

Retail sales are not necessary in the harbour area. The town is served with a supermarket open til 11pm selling alcohol already (Tesco). Retail sales in the harbour would encourage drinking around the harbour, which is not permitted. Who would be around to enforce this? The police cannot be called every time someone opens a can of beer as they walk round the harbour. There are no other retail shops in the vicinity for food/drink to consume at home, the harbour is not the right place for this.

All in all, please consider this application very carefully, as if there is any noise after 11pm from it, as a resident, and like I am sure other residents, if there is any noise or trouble if licenses are granted, I will be calling the Police and relevant authorities if there is due cause. Hopefully the licensing application being considered will take all my points if deemed relevant into account.

May I ask that fly-posting be forbidden if a license is granted, it would make a tourist area look untidy. I gather that such a restriction can be placed on a license.



SRD 163562

H/7/9011

TO	FROM	DATE
EM		- 5 JUL 2011
Officer		

I am writing to strongly object to a late night licence for the sale of alcohol being granted to The Old Market House, The Quay, Buxham, TD557W.

We have enough trouble & noise around the harbour at night with the present licensing times from the many public houses here already.

The area in question is used all the time by the people of Buxham for fêtes, church dinners & other events we do not want to turn it into another Newbury!!

Also it is in the most beautiful part of Buxham, we all hold this area dear.

4th July 2011



Executive Head of Community Safety
Torbay Council
Roebuck House
Abbey Road
Torquay
TQ2 5EG

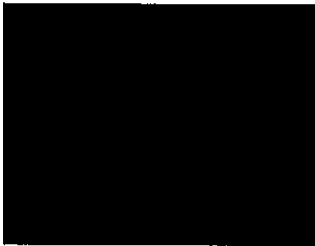
TQ2 5EG	
- 6 JUL 2011	

Dear Sir,

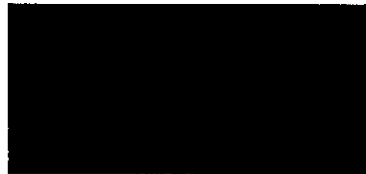
Ref. Premises Licence in respect of The Old Market House, The Quay, Brixham

I am writing to object to the application above. A late night licence with the outdoor seating area, together with the retail sales of alcohol from 10:00 until midnight every day will, in my view, completely change the nature of the harbour area for the worse. Part of Brixham's charm to which tourists are drawn, is the quiet and unspoiled nature of the town, especially round the harbour area. To alter this radically, as the proposed licence will undoubtedly do, is likely to irrevocably damage the town's tourism, and all of the other traders in the town are dependant on this tourism.

There is sufficient ill-feeling in the town regarding the sale of the building, which was left to the people of Brixham, as it is without further aggravating the situation with licencing arrangements which are unnecessary. I am also concerned for the people who reside on the quayside as I can imagine the noise generated by people sitting drinking outside is likely to be considerable, and that is without the provision of a late-night licence.



4th July 2011



Executive Head of Community Safety
Torbay Council
Roebuck House
Abbey Road
Torquay
TQ2 5EG

SEARCHED	SERIALIZED	INDEXED	FILED
- 0 JUL 2011			
OPEN			

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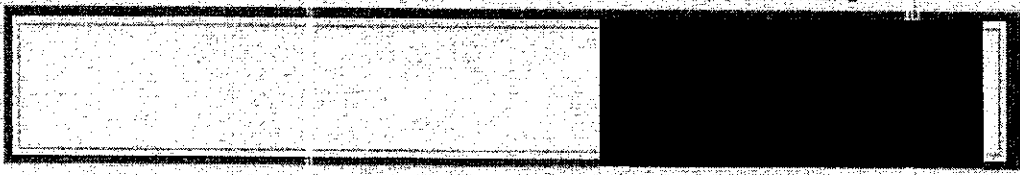
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Yours Faithfully,

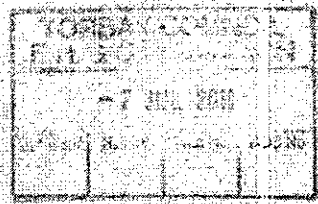


SKU 163562



4 July 2011
Head of Community Safety
Torbay Council
Abbey Road
Torquay
TQ2 5EG

the old market house



Dear Council,

I am writing with regards to the application by St Austell Brewery for a license to retail the sale of alcohol from 10am till Midnight and late night refreshment from 11pm till 12:15am.

I am disappointed that when the approved permission for the development was granted it was for a high class restaurant but it appears now that the development is now a pub run by a Brewery serving food.

Having looked at the web site for St Austell Brewery why are they asking for longer opening hours than any of their other establishments. Have other councils realised the problems of late night drinking.

Having lived in the harbour for over 35 years I have seen the changes. Brixham's charm is being eroded by the late night consumption of alcohol/noise/behaviour after 11pm. Brixham has a large number of holiday lets and it is important that the visitors leave Brixham with a memory a quaint unspoilt Town. These visitors are our life blood in the winter.

Brixham Trawler race shows what can happen when people have the opportunity to drink inside and out all day. Shop windows were smashed. (prevention of crime and disorder)

In Brixham at night families can walk with their children on the harbor side pavement without being close to drinkers. I feel strongly that the consumption of alcohol should only be with in the walls of the market house. Already the public will be put at risk having to walk close to the balcony where glasses could be dropped accidentally.

With long opening hours in such a predominant area there is no guarantee that children will not be protected from excessive drinking or harm by possible drinks. Will the pub be required to employing security to reduce the risk of trouble? (Protection of children from harm)

Longer drinking hours often lead to the increase in criminal damage to surrounding areas and an increase of members of the public urinating in alley ways and storage areas. Considering the council closes toilets at an early time any license should consider this. (public safety)

When customers come out of a premise after drinking they are often loud and abusive not aware of their actions and the worry would be that an innocent member of the public might be pushed in to the harbour. (Prevention of public nuisance)

Brixham needs to survive and it is important that all of the businesses compete on an even playing field and that no one business is given an unfair advantage over any other.

Over the years pubs and restaurants have had to work with resections and if the council were to grant this license in its present state it would be the detriment to the other pubs and restaurant that are striving to survive.

This business already has had concessions given to it, from the scaffolding in the road to the retrospective planning application for knocking walls down in a grade 1 building. When the exhibition the Deep was running in these Market house premises before the owner was complaining about the restrictions on ladders and scaffolding when he wanted to do work.

