

To: Elected Members
Legal Advisor
Democratic Services Officer
Licensing Officer
Interested Parties

Application Reference: SRU/274890

We are, Chis and Lada Cuiu writing to provide more information to support the success of the application of the premisses licencing at 35 Fleet Street, Torquay, TQ2 5DJ, and to satisfy the interest of the residents, whose representation has been shared with us recently.

In the beginning of our statement, we would like to thank to all local licensing authorities and the regulators, supported our pre-licensing application and advised the final draft of the application since April 2023.

Part 1: Legal Requirements & Conditions

We understand that all parties could be familiar with the details of the application. However, once again, we would like to draw attention to the Part 3, Paragraph M, the general, and the sub-sections of the licencing objectives (b, c, d, and e) in the application. Please see the extract below:

a) General – all four licensing objectives (b, c, d and e)

1. Customers shall only be **served alcohol whilst seated** by way of waiter / waitress service.
2. There shall be **no vertical drinking at the bar**.
3. All OFF sales shall be made in sealed containers.

b) The prevention of crime and disorder

1. Open containers of alcohol shall not be removed from the premises, except for consumption in any delineated external area as shown on the plan attached to the licence.
2. All staff engaged in licensable activity at the premises will receive **training and information** in relation to the following:

- The challenge 25 scheme in operation at the premises including the forms of identification that are acceptable.
- The hours and activities permitted by the premises licence and the conditions attached to the licence.
- How to complete and maintain the refusals register in operation at the premises
- Recognising the signs of drunkenness
- The operating procedures for refusing service to any person who is drunk, underage or appears to be underage, or appears to be making a proxy purchase.
- Action to be taken in the event of an emergency, including reporting an incident to the emergency services Training shall be recorded in documentary form and shall be regularly refreshed at no greater than 12 monthly intervals. Training records shall be made available for inspection and copying at reasonable times upon request of an authorised officer of a responsible authority. Training records shall be retained for at least 12 months.

3. An alcohol sales refusal register shall be kept at the premises and be maintained to include details of all alcohol sales refused. The register will include:

- the date and time of refusal
- the reason for refusal
- details of the person refusing the sale
- description of the customer
- any other relevant observations.

The refusals register will be made available for inspection and copying on request of an authorised officer of a responsible authority. All entries must be made within 24 hours of the refusal.

4. The premises shall **install operate and maintain a comprehensive digital colour CCTV system to the satisfaction of the Police and local authority**

(a) All public areas of the licensed premises including entry and exit points will be covered, including any outside areas under the control of the premises licence holder.

(b) The system must record clear images permitting the identification of individuals, and in particular enable facial recognition images (a clear head and shoulder image) of every person entering and leaving in any light condition. 18

(c) The CCTV system will continually record whilst the premises are open for licensable activities and during all times when customers remain on the premises.

(d) All equipment must have a constant and accurate time and date generation.

(e) All recordings will be stored for a minimum period of 14 days with date and time stamping. (Offers on applications in excess of 14 days are acceptable).

(f) Viewable copies of recordings will be provided on request to the Police and local authority officers as soon as is reasonably practicable and in accordance with the Data Protection Act 1998 (or any replacement legislation)

(g) The CCTV system will be capable of downloading images to a recognisable viewable format.

(h) There will be security measures in place to ensure the integrity of the system to prevent the tampering with, and deletion of, images.

5. An Incident log shall be kept and maintained at the premises which will include a log of the following, including pertinent details:

- Any incidents of disorder or of a violent or anti-social nature
- All crimes reported to the venue, or by the venue to the police
- All ejections of patrons.
- Any complaints received.
- Seizures of drugs or offensive weapons
- Any faults in the CCTV system
- Any visits by a responsible authority (under the Licensing Act 2003) or emergency services.

Records must be completed within 24 hours of any incident, and will contain the time and date, the nature of the incident, the people involved, the action taken and details of the person responsible for the management of the premises at the time of the incident.

The logs shall be kept for at least 12 months following the date of entry and be made available for inspection and copying upon request of an authorized officer of a responsible authority.

c) Public safety.

Seating for no less than 25 persons ground floor and 15 mezzanine floor shall be provided in the premises at all times the premises are in operation. Adequate procedures must be implemented to ensure overcrowding (such

as that which may cause injury through crushing) does not occur in any part of the premises. In the absence of adequate daylight, artificial lighting in any area accessible to the public shall be fully operational whilst the public are present.

No customers carrying open or sealed bottles cans or other receptacles containing alcoholic liquor shall be admitted to the premises at any time that the premises are open to the public.

The collection of glasses and bottles shall be undertaken at regular intervals to ensure there is no build-up of empties in and around the premises. To have in place a food safety and hygiene management system with Torbay Food standards agency,

d) The prevention of public nuisance

Clear and legible notices shall be prominently displayed at all exits requesting **patrons to respect the needs of local residents and businesses and to leave the vicinity as quickly and quietly as possible**. All internal speakers shall be attached to independent wall linings and not to the ceiling. 19 The handling of kegs, bottles cleaning equipment, bottle disposal and similar items shall not take place before 8.00 hours or after 23.00 hours. The Premises Licence Holder or nominated person shall control the sound levels of the music/entertainment.

All external doors and windows shall be maintained in good order. Steps shall be taken ensure that any patrons drinking and/or smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway. All the rubbish produced by the premises shall be stored securely in a designated area or in a bin with a tight fitting and lockable lid. Sufficient measures must be in place to remove litter or waste arising from customers and to prevent such litter/waste accumulating in the immediate vicinity of their premises.

Where necessary adequate measures must be in place to provide customers with sufficient receptacles for the depositing of waste materials such as food wrappings, drinks containers, smoking related litter etc.

Ventilation equipment will be regularly cleaned and maintained to control the levels of odour generated by the premises. When issues/problems are identified an approach will be made by appropriately trained staff/SIA licensed door supervisors, who will defuse/de-escalate the situation and

instruct customers to leave the vicinity as quickly and quietly as possible. A designated and de-lineated smoking area will be allocated outside the premises.

Suitable receptacles will be provided for cigarette litter within the designated smoking area. The smoking area shall be permanently monitored by appropriately trained staff/SIA licensed door supervisors during opening hours. The amount of patrons in this area will not exceed 12 persons. The smoking area shall be regularly cleaned to ensure that all discarded smoking litter is removed and properly disposed. The designated smoking area shall be for 'smoking only' from 23:00 until 00:30 and reasonable steps will be taken to prevent the consumption of any alcoholic drinks in this area.

e) The protection of children from harm.

The premises shall operate a Challenge 25 Policy whereby any individual who appears to be under the age of 25 shall be required to produce an approved form of photographic identification as outlined in the Torbay Council Licensing Statement of Principles. Challenge 25 notices will be prominently displayed in the premises.

So, with respect to the objection of two representers, placed and described as: "the prevention of crime and disorder, public safety, and prevention of public nuisance" (page 1 on behalf of the Tor Haven residents' letter), and highlighted as potential areas of concern, however, it is clear that the license application was professionally advised and submitted based on already thoughtful **conditions and in the best interest of the residents, and of course to satisfy the legal grounds.**

The other concern raised by the Trustee of Abbey Hall Centre: "*It could be that the premises will end up being used in much the same way a night club...*" has no grounds also, firstly as we have no intention to, and moreover, technically **any change of the format or conditions of the current application of trading will require re-submission of the application (full variation), legal actions, including public consultation.**

The current premises license conditions have completely covered and satisfied the public safety requirements, preventing already the areas of potential concerns, and it is outlined our trading framework.

Part 2: Trading Standards

Our current business was established more than 10 years ago (licensed as Caffè La Tazzina – cafe/restaurant/bistro), and we operate in a very busy residential area in York, which is also classified as a Cumulative Impact Zone and as a reflection, our business is operating under a Cumulative Impact Assessment 2022 to 2025 Licensing Act 2003 by City of York Council (Please, see appendix 1).

The current format of our trading is relatively similar to the structural format of 35 Fleet Street, which is: the ground floor accommodates 30 seating places, the first floor has 25 seating places, a front outdoor area has 8 seating places, and the patio area has another 4 seating places. We are employing and training a team of 11-12 people.

There is a residential area directly linked to our current trading area, moreover, there are some flats right above and on the side of the trading area. Within that 10 years we never had any issues / complaints with the residents, as well as with any authorities. Moreover, over the number of years, we assisted the police with our outdoor CCTV to help investigate and address any other local issues.

We are operating in fully licensed premises, moreover, we were granted to extend our operation hours and seating capacity a little more than a year ago. One of the extensions has allowed us to trade in a large outdoor area, allocated near the building near the city Walls & Garden, which is clear evidence of the classification of our current business as a highly organised, successfully managed, and named one of the most ethically led dining & serving drinks businesses.

As you can imagine, the concurrence of trading in York is really high, there are 586 restaurants based on information from some sources. It would be completely impossible for us to get an outdoor extension if any issues.

If you would like to have a look at reviews of the business, you can have a look at Google and other review sources, as well as printed from a Table Agent booking system. (Appendix 2).

Recently (on 6 July 2023) we had been granted a 5-star food hygiene rating, which supersedes our previous 5-star hygiene rating.

Indeed, we are proud to run a family-friendly restaurant, we are proud to trade under higher-quality standards, and we are proud to welcome our regular customers – local people, like you, as well as people who are visiting York.

We love to cook and to serve quality drinks, including some great wines and craft beers. We developed a highly ethical consuming environment, although we are not posing ourselves as a fine dining, but as a casual restaurant, the restaurant for everyone.

The current business is run by myself, Chris Cuiuu, with the support of my wife, Lada. I have a lifelong experience in the restaurant sector, as my experience began in early childhood when I was a small kid and learned how to cook fresh food and service people, supporting my mum and dad, and who successfully run their restaurant at that time.

Unfortunately, we could not keep running our business in a family building, as it will be under reprofiling, so after some consultations, we considered relocating our restaurant to Torquay.

Our conception for the restaurant in Torquay is the same – a family-run restaurant business, a family-friendly establishment, for people, who loves freshly-cooked tasty food, as well as for people socialising and ethically drinking only also, ensuring principles have been adhered.

This model of the development is balanced, and reflects to a consistency of the business, which we are starting in Torquay while the cost-of-living crisis time.

Our family is highly motivated to invest into premises at 35 Fleet Street to design, develop and keep our greatest standards of quality, as it is a key element of our trading reputation, and, moreover, crucially important as the family achievement and directly reflects to our values.

Part 3: Strong Local Connection

We noted, that in the text of the petition that had been provided to the residents, **is stated an inaccurate location of the premises**. It described the premises as: *"next to leather shop"*, and this is misinformed people signed the petition in terms of recognition as if the premises are located close to the corner of the building, when it is a bit away and has a generous distance between the premises, the residents of which were involved into the signing of the petition.

35 Fleet Street building is allocated next to a current cash converter business on the right side, then a jewellery shop, and only after this shop is located the leather shop.

The rear of the premises that backs onto Rock Road, will be residential only, and not a part of the licensed premises or not part of the trading area.

Moreover, **the fact that our family will reside there**, above the licensed premises, should be considered a natural motivator to keep our home and surroundings peaceful and respectful. We are your neighbours, and we will support communal interests.

The current issues, you mentioned in the representations, and any ongoing concerns should be addressed accordingly.

Additionally, it's noticeable that the building has been vacant for many years. There is often could be observes some individuals, who are possibly homeless, at the entrance of the building.

Summary:

We invested significant time, effort, and budget, in learning, and we approached a final draft of the application with the advice of local professionals, with care about community and dedication to trade in the frame of current conditions.

We are planning, and already consulting with the local builder, the architect, and other local professionals to bring life into the building, and the location. It would be accurate to say that we would organise, manage, and monitor the trading following the current license conditions, as we are investing a very significant amount of money and our lives, and we are targeted to keep our trading and living to develop the area. Thank you!

Yours sincerely, Chris and Lada Cuiu

Customer Reviews & Ratings

4.94 out of 5 stars based on 165 votes

Overall: 10/10
Food: 10/10
Service: 10/10
Ambience: 10/10
Value: 10/10

Aug 23, 2023 Sue F.

Lovely intimate restaurant with great service and excellent food!

Overall: 10/10
Food: 10/10
Service: 10/10
Ambience: 10/10
Value: 10/10

Aug 11, 2023 Duncan H.

Taste beyond the heavens and amazing staff!

Overall: 10/10
Food: 10/10
Service: 10/10
Ambience: 10/10
Value: 10/10

Aug 07, 2023 Julie N.

We had a really lovely meal, the food was amazing and staff so helpful and friendly, thank you.

Overall: 10/10
Food: 10/10
Service: 10/10
Ambience: 10/10
Value: 10/10

Jul 29, 2023 Kath C.

Hadn't been before but it's one of my friend's favourites, so 4 of us got together. Had a fab night! What gorgeous pizza dough :) Definitely going back. There days when can 4 of you eat and drink for £100 total bill???

Great value

Overall: 10/10
Food: 10/10
Service: 10/10
Ambience: 10/10
Value: 10/10

Jun 12, 2023 Julie B.

we love it - best restaurant in York!

Overall: 10/10
Food: 10/10
Service: 10/10
Ambience: 10/10
Value: 10/10

Jun 07, 2023 Richard L.

This cozy, little restaurant is a gem! Small and intimate space inside with very friendly and attentive service. The carbonara and lasagna were excellent and the range of craft beers will have you coming back. Highly recommended!

Overall: 10/10
Food: 10/10
Service: 10/10
Ambience: 10/10
Value: 10/10

Jun 02, 2023 Susan B.

Lovely small trattoria-type restaurant. Food freshly made (the best lasagne!) and great craft beer and cocktail menu. We visit often

Overall: 10/10
Food: 10/10
Service: 10/10
Ambience: 10/10
Value: 10/10

May 19, 2023 Mark E.

Great place love the beers and food, starting to visit regularly see you again soon

Overall: 10/10
Food: 9/10
Service: 10/10
Ambience: 10/10
Value: 10/10

May 11, 2023 Jo H.

A fantastic evening. The service was perfect, recommendations on their extensive craft beers selection were spot on, the food was excellent and the wine was divine. Fabulous place. Highly recommended.

Overall: 10/10
Food: 10/10
Service: 10/10
Ambience: 10/10
Value: 10/10

Mar 27, 2023 Ian D.

Great atmosphere, food good and staff very friendly and unobtrusive. Well worth a visit

Overall: 10/10
Food: 10/10
Service: 10/10
Ambience: 10/10
Value: 10/10

Mar 24, 2023 Graham S.

A, warm welcome, smiling, efficient service, delicious freshly prepared food at very reasonable cost. Would you consider offering smaller portions? I found the generous portions too much for me. Fortunately my husband was able to help out! We look forward to dining again when next we stay in York.

Overall: 10/10
Food: 10/10
Service: 10/10
Ambience: 10/10
Value: 10/10

Mar 19, 2023 Adam W.

Amazing little restaurant. Lovely owners. Fantastic food!

Overall: 10/10
Food: 10/10
Service: 10/10
Ambience: 10/10
Value: 10/10

Mar 18, 2023 Alex H.

Really enjoyed our family meal and staff very welcoming. They were able to provide a high chair x

Overall: 10/10
Food: 10/10
Service: 10/10
Ambience: 10/10
Value: 10/10

Mar 14, 2023 Nicola B.

This restaurant is amazing! Everyone was so friendly and helpful. Our table was ready for us when we arrived (I had a reservation). It was a very busy night though with people being turned away, and our children flagged towards the end as there was a delay in our food arriving. I mentioned it to the staff who immediately brought out some complimentary breads/olives to keep them going. When the food arrived it was delicious. Definitely freshly prepared and high quality. Had we not had our children with us we wouldn't have minded the delay as the food was worth waiting for. We had a pizza, 2 pasta dishes, a tomato bread and the mussels. Soft drinks and a bottle of wine. All up £90.00 ish which is a decent price for 4 for an evening meal. My children have adult size appetites! Will definitely return when we are back in York.

Overall: 10/10
Food: 10/10
Service: 10/10
Ambience: 10/10
Value: 10/10

Mar 12, 2023 Charlotte W.

Wonderful evening , fantastic food , great ambience and outstanding service . Highly recommended.



Cumulative Impact Assessment 2022 to 2025 Licensing Act 2003

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Introduction

1. Cumulative impact has been included within the Section 182 guidance issued by the Home Office since the commencement of the Licensing Act 2003.
2. In April 2018 the Police and Crime Act 2017 introduced a new provision within the Licensing Act 2003, Section 5A. This provision provides that a licensing authority may, in appropriate circumstances, publish a document, cumulative impact assessment (Assessment), stating that the licensing authority considers that a number of relevant authorisations in respect of premises in one or more parts of its area, described in the Assessment, is such that it is likely that it would be inconsistent with the authority's duty under the Act to grant any further relevant authorisations in respect of premises in that part or those parts.
3. Cumulative impact is the potential impact on the promotion of the licensing objectives of a significant number of licensed premises concentrated in one area.
4. The Assessment must set out the evidence for the authority's opinion, must be consulted upon before it is published, it must be reviewed at least every three years to consider whether it remains of the opinion stated in the Assessment, a review must be consulted upon and any revisions must be published along with the evidence. Following the introduction of Section 5A of the Act, and in accordance with the Section 182 Statutory Guidance, the Council's previous approach and policies have been reviewed.
5. By publishing an Assessment the Council is setting down a strong statement of intent about its approach to considering applications for grant and variation of premises licences or club premises certificates in the area described.

The Council must have regard to the Assessment when determining or revising the Statement of Licensing Policy. The Assessment does not change the fundamental way that a licensing decision is made, as each application will be considered on its own merits.

It is open for the Council to grant an application where it is considered appropriate and where the applicant can demonstrate in the operating schedule that they would not be adding to the cumulative impact. Applications in the area covered by the Assessment should therefore give consideration to potential cumulative impact issues when setting out the steps that will be taken to promote the licensing objectives.

Where relevant representations are received and the Council determines to grant an application reasons for granting the application will be given to the applicant, the Chief Officer of Police and all parties who made a relevant representation.

6. Where no relevant representations are received an application will be granted in terms consistent with the operating schedule.
7. An applicant wishing to obtain a new licence or vary a licence for premises, within the cumulative impact area, will be expected to demonstrate through the operating schedule, the steps that they intend to take so that the Council and responsible authorities can be satisfied that granting a new or varied licence will not add to the cumulative impact already being experienced.
8. The onus is on the applicant to demonstrate to the responsible authorities the suitability of how their proposal will not add to the cumulative impact. To assist this process the Council recommends early consultation with responsible authorities; this can be done directly, with those authorities, or through the Council's Licensing Section.

Cumulative Impact – York City Centre

9. City of York Council (the Council) has included a Cumulative Impact Policy (known as the cumulative impact zone CIZ) within its Statement of Licensing Policy since 2005, following the receipt of evidence provided by North Yorkshire Police (the Police) and the Council's Public Protection Service (noise), in relation to an area identified within York city centre.

This area was reviewed in accordance with the requirements of the Act.

Due to the changes within the city centre, mainly the changing locations where licensed premises were predominately operating and following the receipt of further evidence from the Police and Public Protection this area has increased on two occasions over the years.

Cumulative Impact Assessment – York City Centre 2021 Review

10. As required by the Act the Council has reviewed the cumulative impact area. The Police have provided statistical data for the area, which includes crime associated with the consumption of alcohol and Public Protection has provided data relating to noise associated with the operation of licensed premises. The Council, in consultation with the Police, has developed its second draft Assessment in relation to an area that has been identified in York city centre. This area includes red and amber zone areas.
11. This cumulative impact area has been identified because evidence shows that the cumulative impact of the number and concentration of licensed premises in this area continue to adversely affect residents, visitors and other businesses and therefore adversely affecting the promotion of the licensing objectives:
 - prevention of crime and disorder
 - prevention of public nuisance
12. The Assessment relates to applications for the grant and/or variation of premises licences, club premises certificates or the issue of provisional statements. Throughout this Assessment a general reference to a premises licence, will include a club premises certificate and/or provisional statement.
13. The variation of premises licences relates to:
 - changing the style of operation;
 - extending the premises/licensed area;
 - increasing capacity; and
 - extending the licensed hours.

York City Centre Area

14. The key findings from Public Protection (noise) were:

- That noise complaints within the CIA:
 - Reduced in 2019 compared to 2018. 33 complaints were received in 2018, and 14 were received in 2019.
 - Reduced further in 2020, nine complaints were received. The impact of the COVID 19 pandemic, restricted the operation of a number of businesses within the CIA, with a majority of businesses been closed due to restrictions.
 - Increased in the first 10 months of 2021, 27 complaints were received.
- The complaints relate to noise from either music from licensed premises, people at or in the vicinity of licensed premises or deliveries/collections to and from licensed premises.

Cumulative Impact Assessment 2022 to 2025

- The locations of the complaints are as follows:

| Location | Number of complaints 2019 | Number of complaints 2020 | Number of complaints 2021* |
|---|----------------------------------|----------------------------------|-----------------------------------|
| Blossom Street/ The Crescent | 4 | | 3 |
| Micklegate/Bridge Street/St Martins Lane | 5 | 3 | 5 |
| George Hudson Street/Rougier Street | 2 | 1 | 2 |
| Tanner Row | 1 | | |
| Low/High Ousegate | | | 2 |
| Parliament Street | | 1 | |
| Church Street | | | 1 |
| Fossgate | 1 | | 2 |
| Goodramgate | | | 1 |
| Low/High Petergate | | 2 | 5 |
| Silver Street | | | 1 |
| Kings Square | | 2 | |
| Swinegate/ Grape Lane | | | 2 |
| Little Stonegate | | | 1 |
| Stonegate | | | 1 |
| New Street | 1 | | 1 |

(up to 31 October 2021)

15. The key findings from the Police were:

- Overall the crimes and occurrences continue to follow a similar pattern to those highlighted in the report 2017-2018. The CIA encapsulates the majority of crimes/Anti-social behaviour (ASB) and Public Safety and Welfare (PSW) incidents in the centre of York.

2019/20 data:

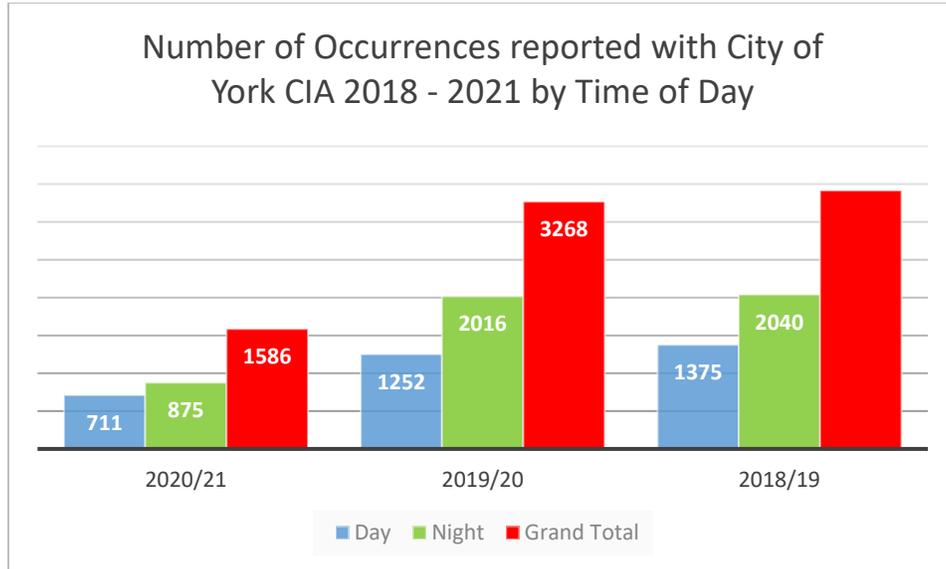
- The majority of incidents continue to occur in the night-time economy, peaking between 23:00 and 04:00.
- There is a substantial rise in reporting on a weekend, in particular on Saturdays, which accounts for 24% of the total.
- The top tier occurrence types continue as previously reported, with ASB nuisance the top report incident with 42.5% of this total reported across the weekend.
- There is a significant increase in the number of ASB dispersal notices totalling 166.
- Coney Street continues to be the top area where dispersal notices are issued.
- PSW Concern for Safety and PSW Suspicious Circumstances are also recorded within the top tier of occurrences. Levels remain relatively stable between 2018 and 2021.
- Crime Violence continues to feature highly, accounting for 73% of the crime types in the CIA 2019/20.
- 55% of Crime Violence for period 2019/20 occurs on a weekend (Saturday/Sunday) with all incidents believed to be linked to alcohol.
- Similar to previous years, the top five streets where incidents are reported are Micklegate, Coney Street, Blake Street, Blossom Street and Low Ousegate.
- The months which see the most reports follow patterns seen in previous years, with an increase in summer months and around December.

2020/21 difference to note:

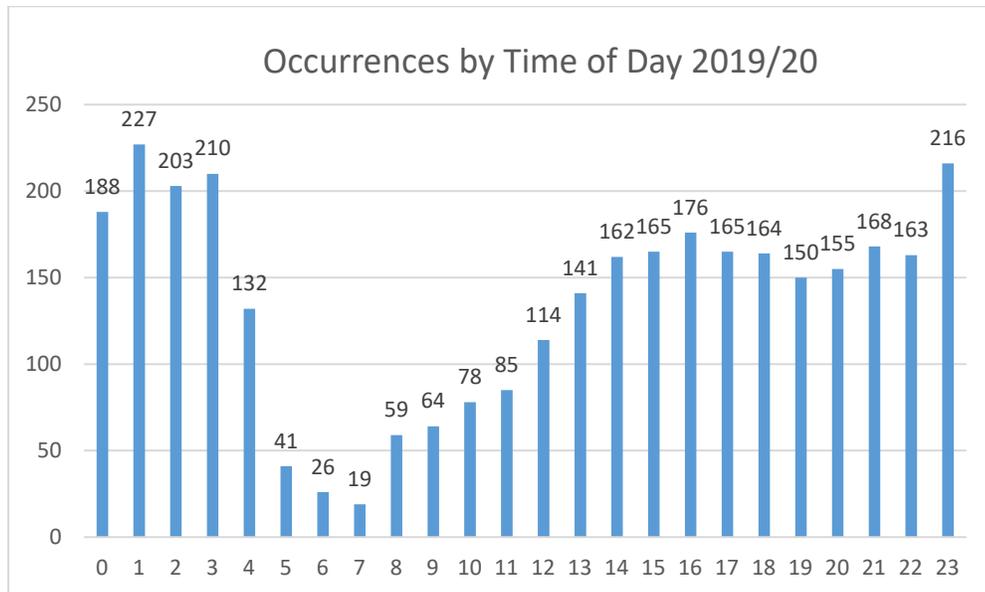
- The majority of incidents continue to be in the night-time economy, although peak times are earlier than in previous years, 22:00 to 23:00.
- The top tier occurrence types continue as previously reported, however there is a significant increase in ASB Environmental, compared to the previous years.
- Crime Violence reduces to 60% from 73% in 2019/20.
- Crime Violence occurring on a weekend has reduced slightly to 49%.
- The top 5 streets reflect previous years, apart from one change where Goodramgate replaces Blake Street.
- The reporting months follow a similar pattern to previous years; however this is more a reflection of COVID restrictions being reduced or removed. The summer months saw pubs and restaurants re-open, and December saw restrictions lifted, York was not heavily affected by the Government's three-tier systems.
- There were 41 COVID tags applied to locations impacted, Little Stonegate has 14 tags, which accounts for 82% of the incidents on Little Stonegate.
- 126 COVID tags have been applied to occurrences, ASB Environmental has the highest number with 81 out of the 142 issued.

Occurrences

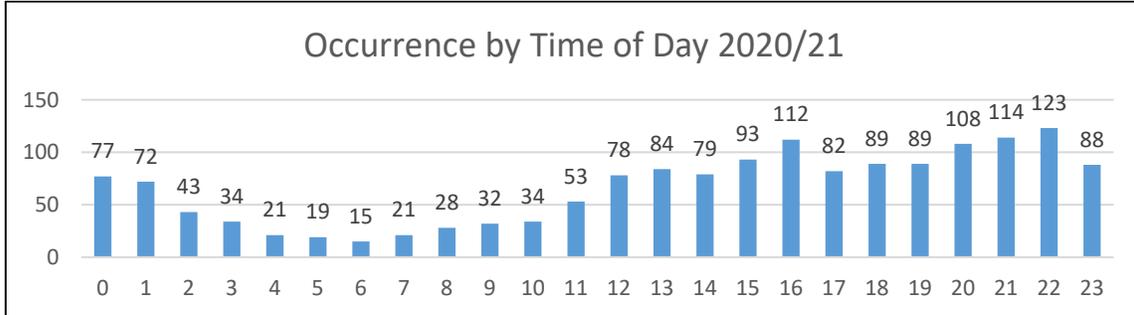
16. The majority of incidents reported within the City of York CIA are during the Night-Time Economy period (NTE).



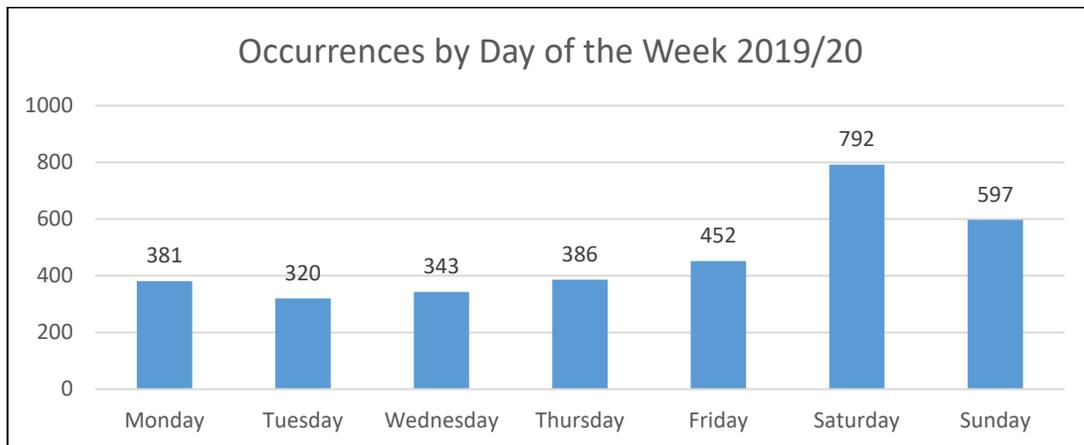
17. For the period 2019/20 there is a steady increase in reporting throughout the afternoon, which levels off and then peaks in the late evening and early hours of the morning 23:00 – 04:00, accounting for 61.7% of reporting occurring in the night-time economy.



18. For the period 2020/21 there is a slight shift, with 55% of occurrences reported during the night and 45% in the day. There is increased reporting in the afternoons, which follows a similar pattern in the early evening, the peak is earlier than previous years, around 22:00-23:00.



19. Incidents are reported throughout the week, with a substantial rise seen on a Saturday which accounts for 24% of the total in the period 2019/20. This pattern is also seen in data for the period 2020/21.

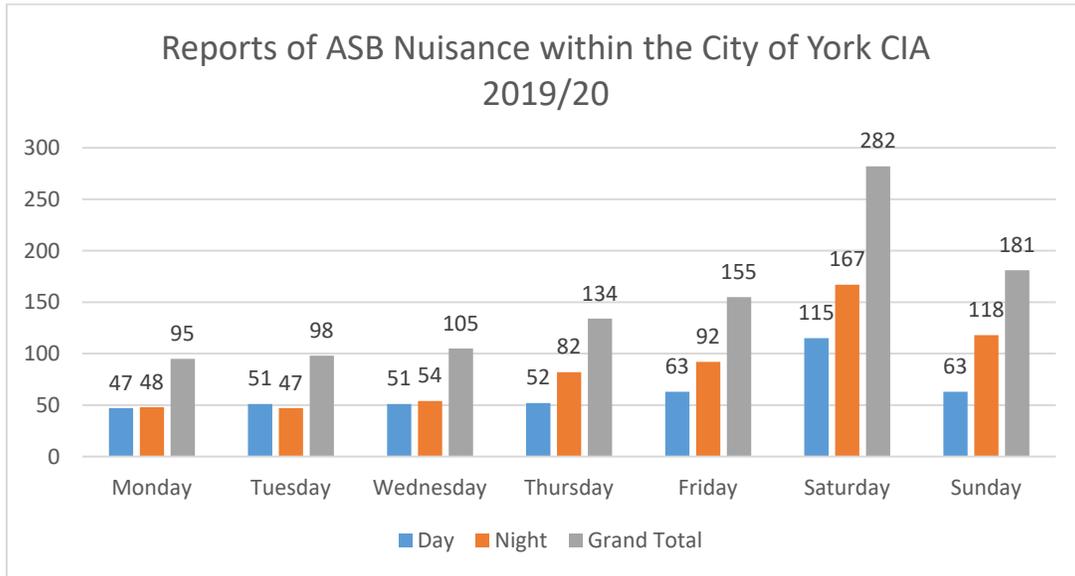


20. 3271 occurrences have been reported within the CIA in 2019/20. The top tier of occurrence types is shown within the table below, by year.

| Incident Type | 2018/2019 | 2019/2020 | 2020/2021 |
|--|-----------|-----------|-----------|
| ASB Nuisance | 1196 | 1050 | 465 |
| PSW Concern for Safety/Collapse/Injury /Illness/Trapped | 582 | 549 | 275 |
| PSW Suspicious Circumstances/ Insecure Premises/ Vehicle | 642 | 494 | 243 |
| Crime Violence | 402 | 534 | 150 |
| ASB Environmental | 30 | 19 | 142 |
| PSW Abandoned Call | 208 | 297 | 122 |

Position 

21. ASB Nuisance continues as the most prevalent occurrence type across all three financial years, with 44% reported across the weekend (Saturday & Sunday) in period 2019/20. For the same period 61.5% of weekend incidents are reported during the night-time economy period.



22. ASB Dispersal Notices are also included within the ASB Nuisance category.

Under the Anti-Social Behaviour, Crime and Policy Act 2014, Officers can disperse people who they believe are likely to commit crime and disorder, or behave anti-socially.

In the period 2019/20 166 were enacted, with a vast reduction in 2020/21 with just 56.

The increased figures in 2019/20 is partially due to the proactive operations of Erase and Safari (planned operations to target alcohol fuelled disorder within the City) where pre-authorized dispersals were readily available and pro-actively utilised to reduce crime and disorder in the CIA.

Cumulative Impact Assessment 2022 to 2025

23. The top ten areas where Dispersal Notices were issued for the period 2018/19 and 2020/21, shows Coney Street as the top location, this was also seen in periods 2018/19 and 2020/21.

***Bold** indicates previous top 5 streets highlighted in the CIA 2018.

| Address Street | 2018/ 2019 | Address Street | 2019/ 2020 | Address Street | 2020/ 2021 |
|----------------------|---------------|--------------------------|---------------|------------------------|---------------|
| Coney Street | 20 | Coney Street | 24 | Coney Street | 9 |
| Blake Street | 8 | Blake Street | 14 | Davygate | 8 |
| High Ousegate | 8 | Parliament Street | 12 | Goodramgate | 6 |
| Low Ousegate | 6 | Low Ousegate | 11 | King's Staith | 5 |
| Micklegate | 5 | Micklegate | 10 | Blake Street | 3 |
| Tanner Row | 4 | Piccadilly | 9 | Low Ousegate | 3 |
| Spurriergate | 3 | Davygate | 6 | Clifford Street | 3 |
| St Mary's Square | 3 | Spurriergate | 6 | Station Rise | 3 |
| North Street | 2 | North Street | 6 | Micklegate | 2 |
| Bridge Street | 2 | Coppergate | 6 | St Helen's Square | 2 |

24. ASB Environmental has seen a significant increase in period 2020/21, this is believed to be the impact of COVID 19.

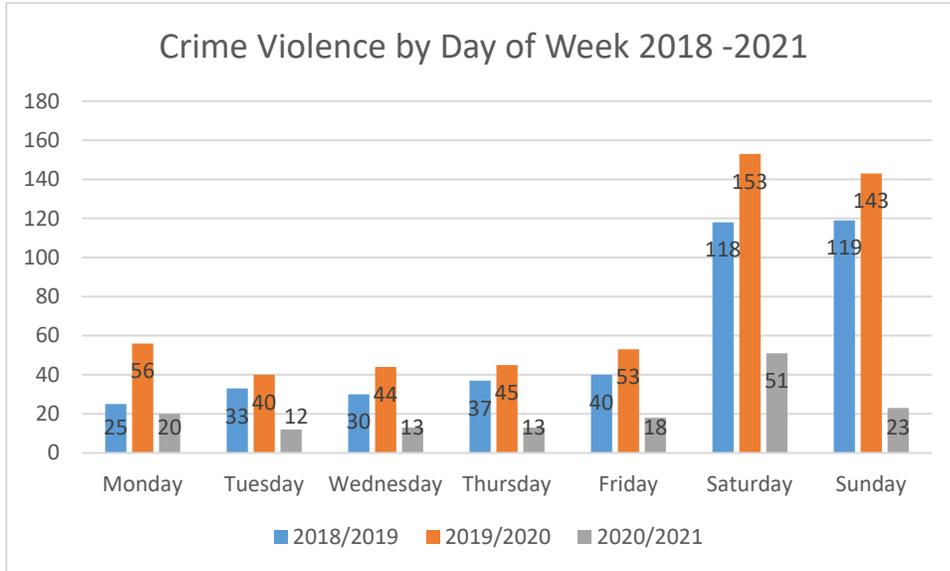
| Occurrence Type Description | 2018/2019 | 2019/2020 | 2020/2021 |
|------------------------------------|------------------|------------------|------------------|
| ASB Nuisance | 1196 | 1050 | 465 |
| ASB Environmental | 30 | 19 | 142 |
| ASB Personal | 73 | 51 | 27 |
| Grand Total | 1299 | 1120 | 634 |

19. PSW Concern for Safety and PSW Suspicious Circumstances are also recorded within the top tier of occurrences. Levels remain relatively stable between 2018 and 2021.

20. Similar to both 2018/19 and 2020/21, Crime Violence continues to feature highly, accounting for 73% of the crime types in the CIA 2019/20, however this reduces to 60% in 2020/21.

| Occurrence Type Description | 2018/2019 | 2019/2020 | 2020/2021 |
|------------------------------------|------------------|------------------|------------------|
| Crime Violence | 402 | 534 | 150 |

21. 55% of Crime Violence for period 2019/20 occurred on a weekend (Saturday/Sunday) with all incidents believed to be linked to alcohol. This has reduced slightly to 49% in 2020/21.

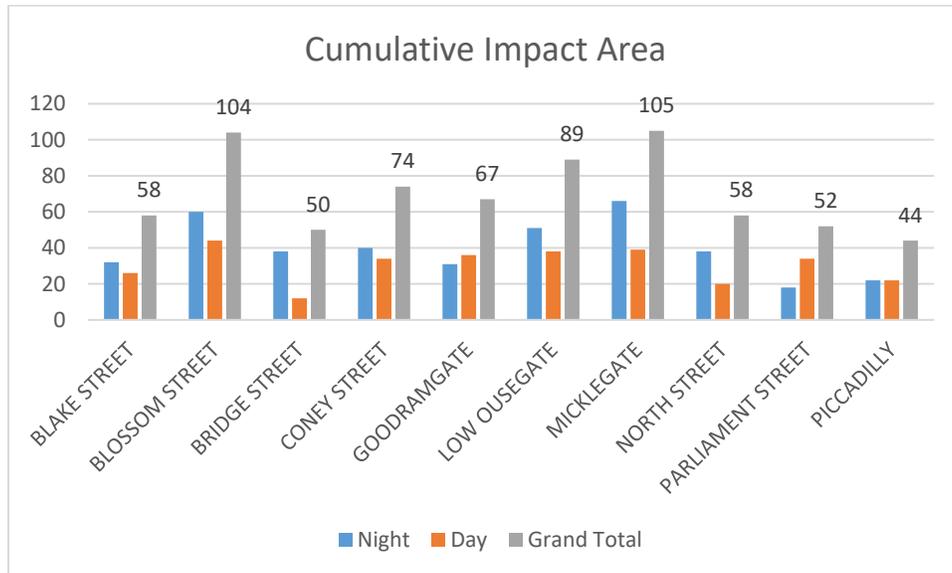


22. 724 crimes have been reported within the CIA in 2019/20. The top tier of Crime Groups exemplified within the table below account for 96.8% of crimes reported.

| Crime Type | 2018/2019 | 2019/2020 | 2020/2021 |
|------------------------|-----------|-----------|-----------|
| Crime Violence | 402 | 534 | 150 |
| Crime Other Offences | 51 | 93 | 63 |
| Crime Criminal Damage | 43 | 39 | 22 |
| Crime Drugs | 10 | 18 | 6 |
| Crime related incident | 28 | 17 | 6 |

Locations

23. The ‘Top Ten Tier Streets’, within the CIA, that record the highest level of occurrences, are evidenced within the graph below. Micklegate, Coney Street, Low Ousegate and Blossom Street have been highlighted across previous years. These localities encompass a high concentration of licensed premises, off-license express supermarkets, late night eateries and cafes as well as hotel and retail premises. Consequently footfall is high. Goodramgate has overtaken Blake Street in the period 2020/21 which hasn’t featured in previous years top five locations.



24. There are now four hotspot red zones in the CIA 2020 – 2021 which also reflects the data 2018 - 2020.

The main difference is an increase in incidents in the Church Street/Swinegate/Low Petergate area. This may be due to the increase in outdoor pavement café establishments in the area, which have increased since the COVID 19 restrictions have been introduced.

COVID Data

24. COVID Restrictions:

- 23/03/2020 – UK in lockdown
- 10/05/2020 – UK restrictions eased
- 01/06/2020 – Phased re-opening of schools
- 15/06/2020 – Non-essential shops re-open
- 23/06/2020 – Further easing of restrictions and 2 metre social distancing in place
- 04/07/2020 – Further easing of restrictions, including re-opening of pubs, restaurants and hairdressers
- 03/08/2020 – Eat out to help out scheme launched
- 14/08/2020 – Further easing of restrictions, including opening of theatres, bowling alleys and soft play
- 14/09/2020 – Rule of six indoor and outdoor implemented
- 22/09/2020 – Return to working from home
- 14/10/2020 – Three tier system introduced
- 05/11/2020 – Second lockdown in place
- 02/12/2020 – Second lockdown ends and three tier system in place
- 23-27/12/2020 – Christmas rules – up to three households can meet indoors
- 06/01/2021 – Third lockdown in place
- 08/03/2021 – Schools return
- 29/03/2021 – Rule of six in place

25. A COVID tag has been applied to locations via the Storm system. Out of the 1588 occurrences there are forty-one streets with this tag, the top streets with five tags of more are listed below.

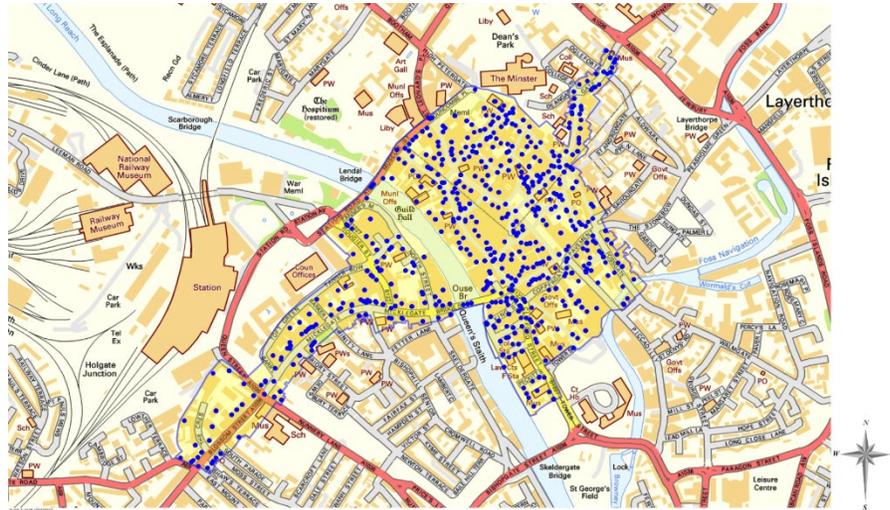
| Street | COVID Tag Count | Occurrence % with COVID Tag |
|------------------|-----------------|-----------------------------|
| Little Stonegate | 14 | 82.30% |
| Blossom Street | 12 | 13.04% |
| Fossgate | 7 | 28% |
| Coney Street | 6 | 8.80% |
| Micklegate | 5 | 5% |
| Low Ousegate | 5 | 6% |
| Pavement | 5 | 17.20% |
| Piccadilly | 5 | 12.80% |
| Goodramgate | 5 | 8% |

26. There are 126 COVID tags linked to occurrences, as follows:

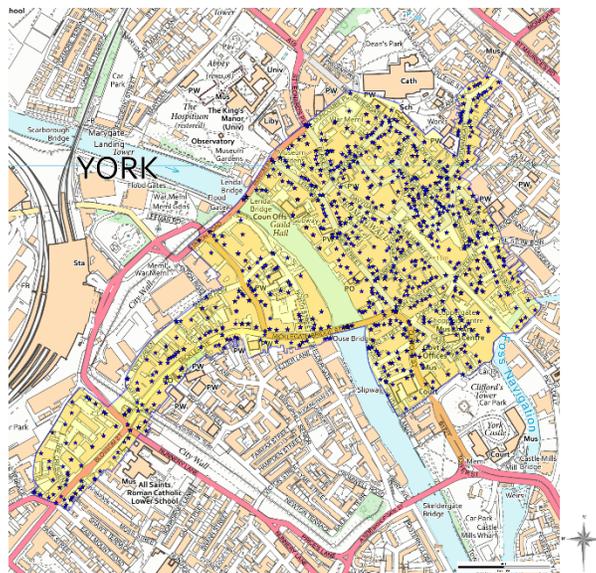
| Occurrence Type | Occurrence | COVID | Grand Total |
|--|------------|-------|-------------|
| ASB Environmental | 61 | 81 | 142 |
| ASB Nuisance | 429 | 36 | 465 |
| PSW Licensing | 3 | 5 | 8 |
| PSW Concern for Safety/ Collapse/Injury/Illness/Trapped | 273 | 2 | 275 |
| Crime Violence | 149 | 1 | 150 |
| ASB Personal | 26 | 1 | 27 |

Maps

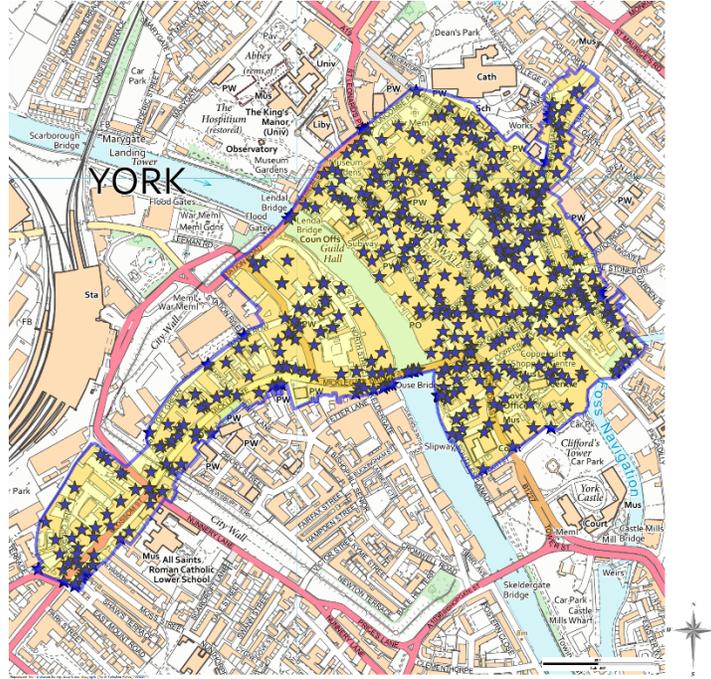
27. Map of the City of York showing the Cumulative Impact Area as indicated by the blue boundary line together with occurrences and crimes (represented by blue dots) committed within the CIA between 01/04/2017 and 31/03/2018.



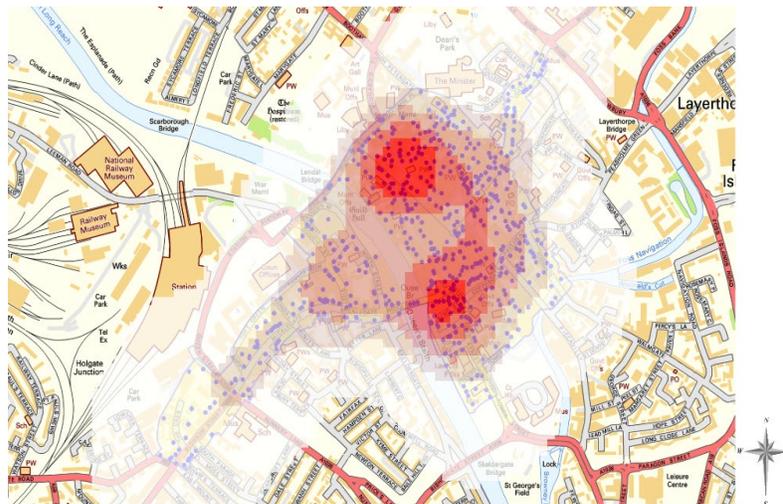
28. Map of the City of York showing the Cumulative Impact Area as indicated by the blue boundary line together with occurrences and crimes (represented by blue dots) committed within the CIA between 01/04/2018 and 31/03/2020 (pre COVID).



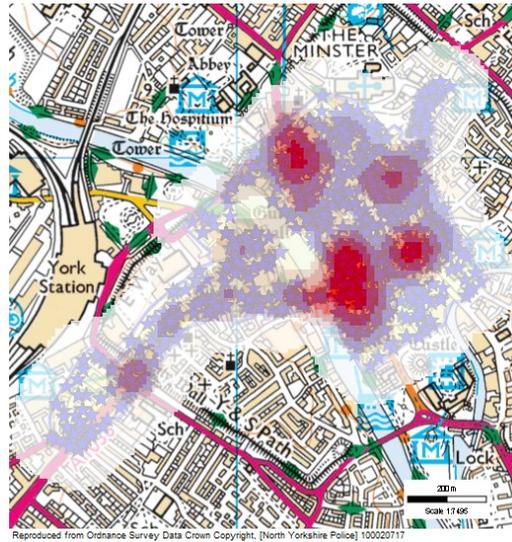
29. Map of the City of York showing the Cumulative Impact Area as indicated by the blue boundary line together with occurrences and crimes (represented by blue dots) committed within the CIA between 01/04/2020 and 31/03/2021 (during COVID).



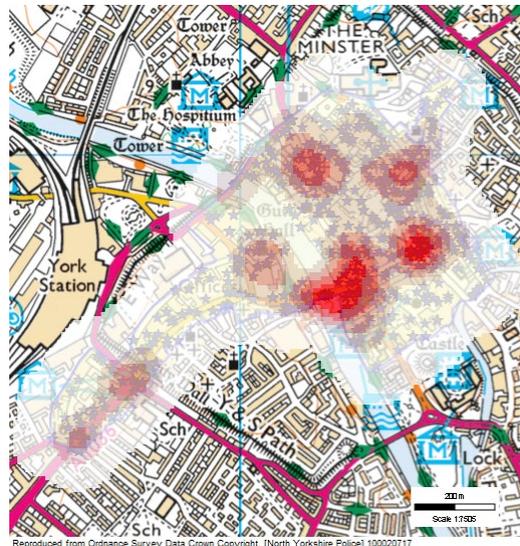
30. Hot Spot Map showing the concentration of occurrences within the City of York Cumulative Impact Zone between 01/04/2017 and 31/03/2018. Red shading indicates highest density and graduating red/pink/white shading showing lowest density of occurrences.



31. Hot Spot Map showing the concentration of occurrences within the City of York Cumulative Impact Zone between 01/04/2018 and 31/03/2020 (pre-COVID). Red shading indicates highest density and graduating red/pink/white shading showing lowest density of occurrences.

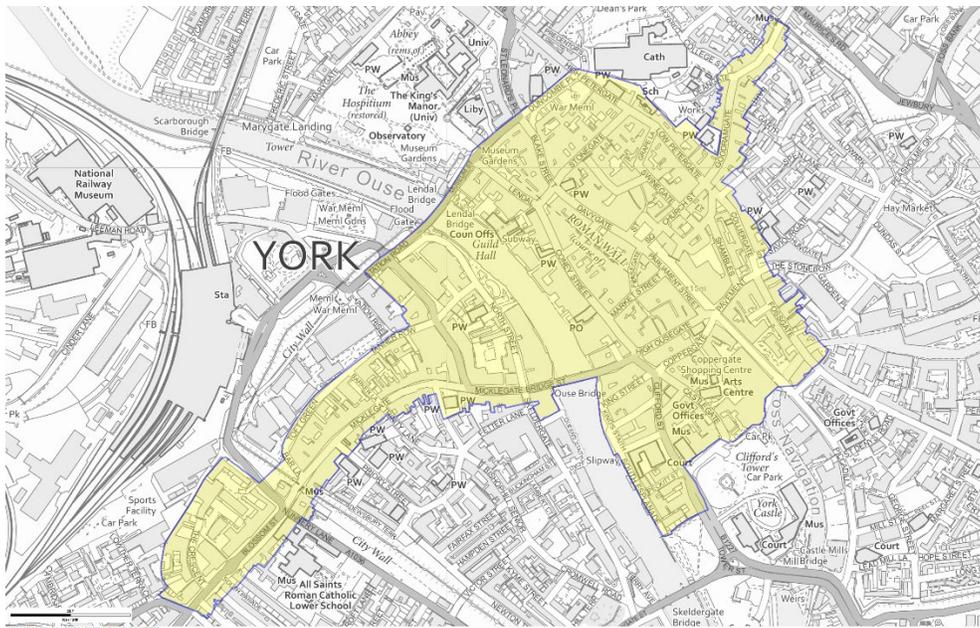


32. Hot Spot Map showing the concentration of occurrences within the City of York Cumulative Impact Zone between 01/04/2020 and 31/03/2021 (during COVID). Red shading indicates highest density and graduating red/pink/white shading showing lowest density of occurrences.

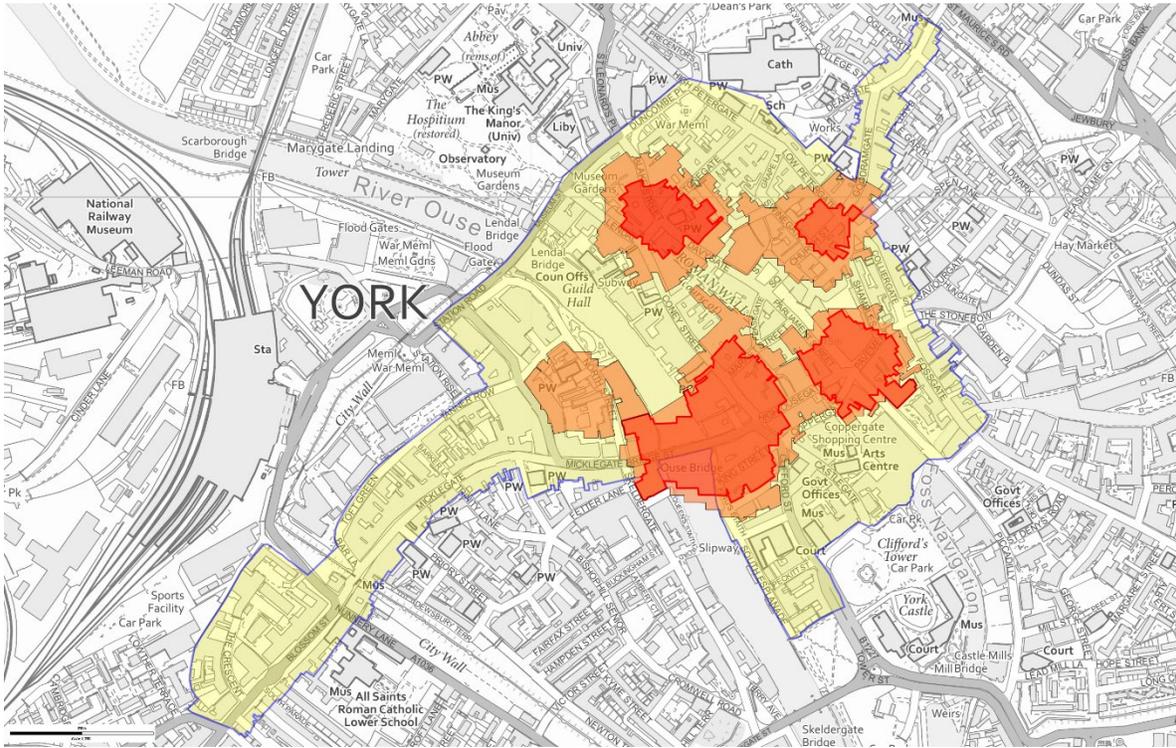


Conclusion

33. The Assessment has been carried out in accordance with the Section 5(a) of the Licensing Act 2003. This Assessment has been published because the Council considers that the number of relevant authorisation in respect of premises in one area described in the assessment is such that it is likely that it would be inconsistent with the Council's duty under the Act to grant any further relevant authorisations in respect of premises in that part.
34. Based on the statistical data evidence above and the hot spot map, the Council has determined that an area of the city centre should remain as a cumulative impact area. The area has not been altered it matches the top ten areas where Dispersal Notices have been issued, which includes the 'Top Five Tier Streets' highlighted within the 2018 Assessment, as detailed at paragraph 23 and the area identified on the hot spot maps at paragraphs 31 and 32. The red zone area is to be reduced, creating four small red zone areas, and an amber zone areas are introduced, and these are a combination of the areas identified on the hot spot maps which shows the highest density of occurrences.
35. The cumulative impact area is defined in the map below:



36. The cumulative impact area and the red and amber zones area are defined in the map below:



37. The red and amber zones are identified in the map below:

