

[REDACTED]

[REDACTED]

[REDACTED]

Executive Head Community Safety
Torbay Council
c/o Torquay Town Hall
Castle Circus
Torquay TQ1 3DR.

Dear Sir or Madam

Applicant - Hennessy's Cocktails Ltd

I am writing to voice my very strong objections to the above's application to vary a premise licence for the following reasons.

① I have complained on numerous occasions to Julie Smart

→ ②

②

Police Licensing, Environmental Health & [REDACTED] about "underage drinking, loud music well after 12.30am, drunken behaviour & general rowdiness."

② I [REDACTED] "On the Rocks," & Hennesseys are [REDACTED] & have frequently asked for the music to be turned down as sometimes this is going on until 1.-2am. but nothing has been done. I even offered for them to bring in a meter to check noise.

③ There does not appear to be any "Planning application yellow, laminated Notices" exhibited in the town whatsoever

→ ③

(3)

(4) The notice was only advertised in Yorkby Weekly a copy of which was shown to me as I have never received this paper before.

(5) I have lived here for 4 years & have never ever complained about either "On the Rocks" or "Coco's", who sold to Hennessey's about 18mths ago I have complained so many times about problems with Hennessey's who don't care, this has been from day 1.

Regards.

[REDACTED]
[REDACTED]
email. [REDACTED]

To Torbay Council Licensing Authority

From [REDACTED]

Objection to Hennessey's Cocktail Lounge, 2 King Street, Brixham TQ5 9TF

We would formally like to object to the following:-

1. Adding Off Sales to existing License
2. Any amendments to Floor Plan
3. Extension to open hours to 3am
4. Conversion of parking spaces outside for the provision of Chairs and tables for purpose of consumption of alcohol and food.

Reasons for Objections:-

1. These premises have previously caused considerable local disturbance from noise and anti-social behaviour. Large groups of people have congregated outside (mixture of people smoking and waiting to enter) - they take a long time to leave the area even after the premises close.

2. Brixham Harbour is renowned for the echo due to the parabolic nature of the landscape. The level of anti-social behaviour already generates a decibel level far in excess of what is reasonable. We can hear all the swearing etc from across the harbour - which is approximately 350m away - past 1am already. We then can have another wave of social disturbance just after 3am when Jackz Bar and Lounge empties.

3. The current level of anti social behaviour is already causing negative feedback from our [REDACTED] and also from our [REDACTED] which overlooks [REDACTED]. We have seen a trend now for more off season bookings and a decline in demand from our regulars for Summer bookings due to this noisy behaviour.

4. The potential development of chairs and tables outside in the area currently set aside for 6 cars is a major Health and Safety concern. The current pathway outside the premises is used by cars to park in the Southern Quay car park which has a capacity for 58 cars - this is a busy car park with car movements happening 24 hours a day. The area between the premises and the car park spaces directly outside (not part of the Southern Quay car park) is only wide enough for one car at a time and already causes problems especially at weekends as there is simply not room for cars to pass when there are people smoking outside the premises and people queuing up to enter.

If these six car park spaces were to be converted to a drinking area, there could easily be another 50 extra people outside drinking which will be a potential Health Hazard either from the cars or falling into the sea.

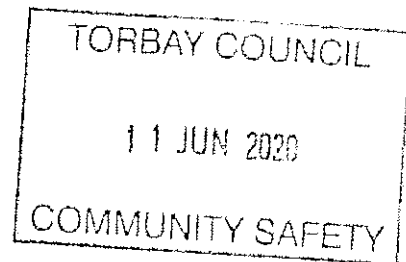
If permission is given for this drinking area, there will often be approximately 80-100 people (including those waiting to enter plus the smokers) milling around which will cause significant noise pollution and prevent cars from entering and departing the car park.

10 June 2020

[REDACTED]

[REDACTED]

[REDACTED]



ref: Application to vary the premises licence by
Hennessey cocktail lounge to King Street TQ5
9TF

I am writing to strongly object to this extension
till 3:30 am Friday and Saturday and to sell alcohol
off sales .

I object on the grounds that we are all living very
close by and the collateral implications are
damaging to the area and to our quality of life.

Yours sincerely,

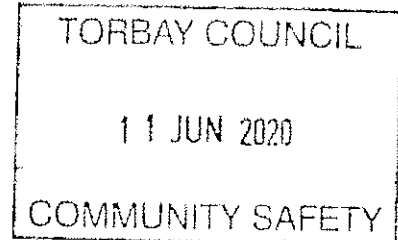
[REDACTED]

[REDACTED]

**Application to vary the premises licence by
Hennessy cocktail lounge to King Street TQ5 9TF**

10 June 2020

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]



Dear Sirs,

I'm writing with regards to the application to vary a premises licence from Hennessy cocktails limited . I live [REDACTED] I do get a lot of noise from all three of the new business that have opened on the harbour . The noise carries more as we are in a bowl, so customers can be heard for miles! Antisocial behaviour is at epidemic levels here. The walkway doubles as a drug dealing / urinal at night.

To extend the license till 3 am will just exacerbate all those issues .

Although we wish they do well, no appreciation of the neighbours etc is applied. I would like to add that the pub , the new quay inn is actually [REDACTED] but there is no intrusive noise, no more than one would expect when living in the town.

I'm hoping that this letter remains confidential as there are , sadly , repercussions and aggressive behaviour if one speaks out against something . I trust this is the case. If not, please do not publish this letter.

Yours sincerely

[REDACTED]
[REDACTED]
[REDACTED]

To Torbay Council Licensing Authority

From

11 June 2020

Objection to Hennessey's Cocktail Lounge, 2 King Street, Brixham TQ5 9TF

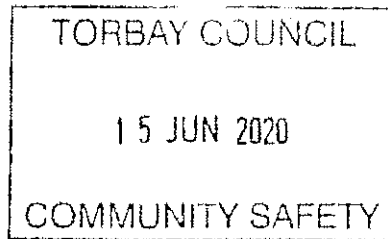
We would formally like to object to the following:-

1. Extension to open hours to 3am
2. Conversion of parking spaces across the road outside for chairs and tables in order to serve extra alcohol and food.

Reasons for Objections:-

1. These premises have previously caused considerable local disturbance from noise and anti-social behaviour. Large groups of people have congregated outside smoking, swearing and shouting up to and past 1am. Brixham Harbour is renowned for the echo resulting in decibel levels far in excess of what is reasonable.

2. The potential development of chairs and tables outside and across the road is a major concern. The narrow road already causes a problem, especially at weekends, as it is only wide enough for one car at a time and is the route to the Southern Quay car park with capacity for 58 cars. If these six car park spaces were to be converted there could easily be another 50 extra people outside which will be a potential Safety Hazard. The noise level would rise from already unacceptable levels and if allowed till 3am would be a complete disaster. A negative effect on Tourism would result and maybe the final straw for businesses already struggling to survive.



[REDACTED]
[REDACTED]
[REDACTED]
12/06/2020

Dear Sir,

I would like to object to the variation to the Premises Licence submitted by Hennessey Cocktail Lounge, 2 King Street, Brixham, TQ5 9TF. I will deal with the points, as they appeared in the newspaper advert.

1 To add off sales to the existing licence.

This is not acceptable. The premises close to Hennessey, Albero's, tried to do take away drinks and people congregated in large numbers outside their premises virtually turning the harbourside walkway in to a beer garden. It became very difficult for people to walk past the premises, and observe social distancing, due to the large number of people standing outside. There were also issues with lack of lavatory facilities, people were urinating in Newquay Lane, [REDACTED] [REDACTED] have, on several occasions, witnessed this happening on the steps between Newquay Lane and King Street, [REDACTED]

2 To amend changes to the floor plan.

No comment.

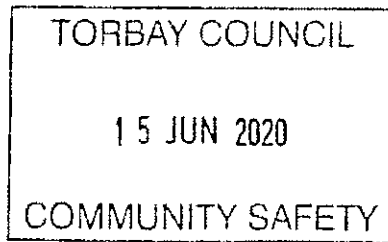
3 To extend the sale of alcohol, the playing of recorded music and the provision of late night refreshments to 03.00 on friday and saturday nights.

This is a residential area. Allowing Hennessey to open until 3am is not acceptable. Many of the people leaving at this time in the morning will be walking [REDACTED] doubtless making a lot of noise, which they already do, just at an earlier hour.

4 To extend the opening hours to 03.30 on friday and saturday nights.

Same comments as per point no. 3 above

[REDACTED]
[REDACTED]



[REDACTED]

Executive Head of Community Safety
Torbay Council
c/o Torquay Town Hall
Castle Circus
Torquay
TQ1 3DR

10 June 2020

Dear Sir/Madam

Licensing Act 2003 Application to Vary a Premises Licence
Name of Applicant: Hennessey Cocktails Ltd
Name and address of premises: Hennessey Cocktail Lounge, 2 King Street, Brixham TQ5 9TF
Application Number: 057317

With reference to the above application to vary the current licence, we wish to lodge an objection to the proposed extension of business/trading/licensing hours from midnight to 3 am on Fridays and Saturdays, Bank Holiday weekends, Christmas Day, Boxing Day and New Year's Eve.

We note that the application would enable the Cocktail Lounge to play recorded music, provide late night refreshment both inside and outside and sale of alcohol for consumption both inside and outside the premises until 3 am.

Our home is [REDACTED] Brixham and [REDACTED] to the Cocktail Lounge. We already have had experience of late night revellers causing disturbance on leaving local hostelrys at midnight; the proposed extension to enable music and sales of alcohol to 3 am - and a 3.30 am closure - would potentially mean further disturbance to local residents and increase the risk of anti-social behaviour which Brixham can well do without.

For these reasons, we object to the application and hope our views will be taken into account.

Thank you.

Your

[REDACTED]

[REDACTED]

TORBAY COUNCIL

17 JUN 2020

COMMUNITY SAFETY

[REDACTED]

16th June 2020

Executive Head Community Safety
Torbay Council
c/o Torquay Town Hall
Castle Circus
TQ1 3DR

Dear Sir/Madam,

Re: Application for Variation of Premises Licence Hennessey Cocktails Ltd, 2 King Street,
Brixham, Tq5 9TF

I would like to rigorously oppose the above application on the grounds of Public Nuisance. Living [REDACTED] my wife and I are regularly kept awake at nights by the sound of loud music and revelry, much of which is somewhat expected as part and parcel of [REDACTED]. However, many of the clientele attracted to this particular establishment seem incapable of leaving quietly at the end of the evening and are prone to shouting, singing, arguing and fighting all very loudly and long after closing time.

Furthermore, New Quay Lane [REDACTED] is regularly used for urinating, vomiting and dumping of glasses and bottles.

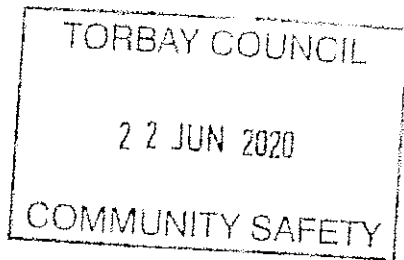
The granting of this application to open until 3.30am will most probably exacerbate this intolerable problem and put extra pressure on an already small police force and I urge you to please refuse it.

Yours Sincerely [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Dear Sir, Madam,

I wish to object to the application submitted by Hennessey's Cocktails LTO. As our property is [REDACTED] this cocktail bar and we believe the current opening hours are suitable and any lengthening of these hours will only increase the possibilities of anti-social behaviour which will increase the noise pollution (SWEARING) of the harbour. Thus if this application is allowed is not going to help the family atmosphere that Brixham is renowned for.

Yours sincerely.

[REDACTED]

TORBAY COUNCIL

26 JUN 2020

COMMUNITY SAFETY

Kitsons
the way solicitors should be

Executive Head Community Safety
Torbay Council
Torquay Town Hall
Castle Circus
Torquay TQ1 3DR

Our Ref: GAF/LXF/MIS025/0532

Your Ref:

Date: 25 June 2020

Dear Sirs

Application for variation of Premises Licence – Hennessey Cocktail Lounge to Kings Street Brixham TQ5 9TF

We act for [REDACTED] whose registered office is situate at [REDACTED]
[REDACTED] but whose correspondence address is [REDACTED]

Our client company is the owner of the freehold property known as Harbour Side Arcade, King Street, Brixham, TQ5 9TF and the relevant application is made in respect of the ground floor thereof which is let to Ross Mark Hennessey.

We would mention the following as a background:-

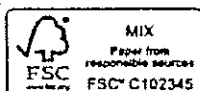
1. The lease granted by our client company to the tenant does provide there can be no application to vary the Premises Licence without the consent of our client as landlord and such consent is not given.
2. It is the understanding of our client that the Local Planning Authority impose planning conditions restricting the hours of opening of the relevant business to 11pm and we believe that such condition was imposed to protect and preserve the position of the residential occupiers of numerous premises in the vicinity of this bar.

Immediately above the licences premises there are residential flats in the remainder of the building belonging to our client company. Furthermore, there are numerous other residential units within the area. Accordingly, our client objects very strongly to the possible lengthening of hours and opening in respect of the premises with all of the disturbance this would cause.

Minerva House Orchard Way Edginswell Park Torquay Devon TQ2 7FA
T +44(0)1803 202020 E advice@kitsons-solicitors.co.uk
F +44(0)1803 299831 W www.kitsons-solicitors.co.uk DX 744650 Torquay 8

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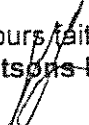
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plain-speaking

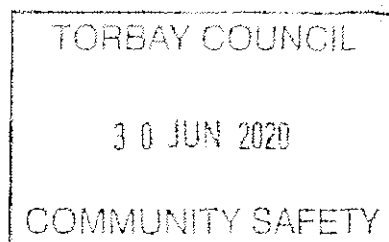
We believe that at the time of the granting of the Premises Licence the same diligence and care as exercised by the Planning Authority was similarly exercised in the grant of the Licence so that the hours of opening were limited to exercise a form of control for the benefit of adjoining residential properties and other amenities in the area.

It would not only be the sounds of music and general noise emanating from the premises but with the longer hours there is no doubt that an area which would need peace and quiet would be disturbed by customers smoking outside the building or leaving etc. Consequently, we reiterate the strong objection of our client and it will be taking separate action over the potential breach of the lease.

Yours faithfully

Kitsons LLP

Graham Forward
For and on behalf of Kitsons LLP

Direct Dial: 01803 202031
Email: graham.forward@kitsons-solicitors.co.uk



[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
23/06/2020

Dear Sir/ Madam,

Re: Application to Vary Premises License at Hennessey Cocktail Lounge, Brixham

As [REDACTED], I have many concerns and reservations regarding the license extension application at the aforementioned business.

Firstly, I was neither regarded nor notified about the application submission and only found out when [REDACTED] alerted me to the article in the Torbay Weekly.

We are not happy with the idea of a license and opening hours later than what they currently are. Both of us have experienced some level of disturbances, but with the current opening times, it is generally kept at a relatively reasonable level.

There are times (every weekend) when the noise spills onto the road outside of Hennessey and sometimes an unacceptable level of swearing, shouting, spitting, littering, vomiting, urinating, glass smashing and drug taking can be witnessed.

There seems to be a high percentage of undesirables (criminals, thugs and drug takers) attracted to Hennessey and I fear this will only multiply should they be offered even more opportunity for prolonged binge drinking and resulting obnoxious and reckless behaviour.

Of course, from the perspective of the owner and staff at Hennessey, it is impossible to properly police and monitor activity that occurs outside of the establishment and I accept that but, in my opinion, a later alcohol license and opening hours are completely out of the question if we want to ensure the cohesion and harmony of residents and businesses alike on the harbour front.

There are no other drinking establishments in the harbour that have a license later than midnight and for good reason!

Another concern is that of an environmental and ecological standpoint. As mentioned above, there is an issue with litter and waste from patrons of Hennessey, particularly on busy weekend evenings. Cigarette butts speckle the road and are often carelessly thrown into the sea. Most end up in the water system eventually. Broken glass and empty glassware have been found on numerous occasions and not just outside Hennessey but in the doorway of On the Rocks, the alleyway adjacent to the building and, perhaps most concerning, [REDACTED]. Not only this, drug taking has been witnessed in the [REDACTED]. Additionally, on one occasion, vomit greeted me as I [REDACTED] morning.

I understand the desire to maximise profits and be as successful as possible and of course, in general, I wholeheartedly encourage and champion entrepreneurial endeavour but, in this case, the unrest, unhappiness, disturbance and environmental damage an extended license would cause, far outweighs

any business boost it may achieve particularly as the only beneficiary appears to be the business owner himself with a hugely detrimental effect on the surrounding wildlife and local residents' quality of life.

Yours Sincerely,

A black rectangular redaction box covers the signature. A thin, curved line extends from the right side of the box, likely representing a handwritten flourish or a pointer to the signature.