

WARD AFFECTED: PARK

Report No.....

LICENSING COMMITTEE
8 JULY 2002

REPORT OF DIRECTOR OF DIRECTOR OF DEVELOPMENT AND ENVIRONMENTAL SERVICES

**LATE NIGHT REFRESHMENT HOUSE LICENCE
ANTALYA, 54 UPPER PARLIAMENT STREET, NOTTINGHAM**

1 SUMMARY

This application is to extend the hours of an existing late night refreshment house.

2 RECOMMENDATIONS

IT IS RECOMMENDED THAT the Committee determine the application.

3 BACKGROUND

Mr Mehmet Kolcak currently holds a late night refreshment house licence to remain open to 3am at the **Antalya, 54 Upper Parliament Street**, Nottingham.

4 PROPOSALS

Mr Kolcak has now submitted an application for a licence in accordance with the Late Night Refreshment Houses Act 1969 to remain open to **5am**. Ward Councillors, the Development Control Officer and Pollution Control Officer have been consulted and have not objected to the application. The Police have also been consulted and have recommended that the existing terminal hour of 3am is retained and their comments and supporting documents are attached to this report together with a map showing the location of the premises.

The Act makes no provision for a local authority to refuse a licence but in order to prevent unreasonable disturbance to residents of the neighbourhood, the Council may impose a condition prohibiting the opening or keeping open of such premises between the hours of 11pm and 5am.

The Pollution Control Officer has advised that the premises are in an area which stays busy to the early hours of the morning and that there is residential accommodation above the public house situated next door. The section has not received any complaints about noise or disturbance from those premises.

The applicant and Police have been invited to attend.

5 LEGAL IMPLICATIONS

These will be reported at the meeting

6 EQUAL OPPORTUNITIES IMPLICATIONS

None

7 List of background papers other than published works or those disclosing confidential or exempt information

- Application daated17 April 2002
- Letters from Young and Pearce dated 17 April 2002 and 24 June 2002

8 Copyright Acknowledgement

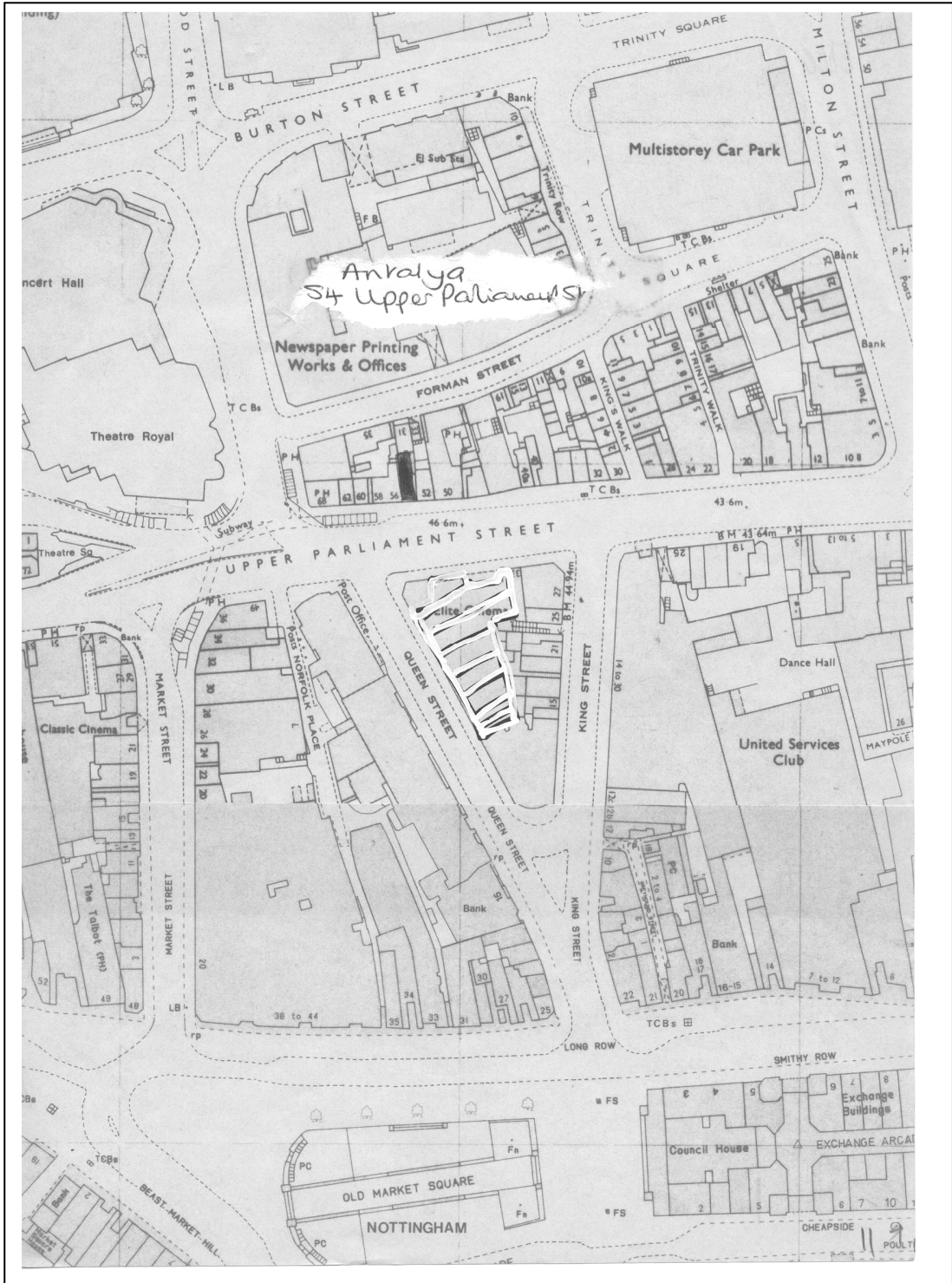
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5 June 2002

FOR THE ATTENTION OF JANET SWAIN

City of Nottingham
Environmental Services
Lawrence House
Talbot Street
NOTTINGHAM NG1 5NT

Dear Sir

**APPLICATION FOR LATE NIGHT REFRESHMENT HOUSE LICENCE –
ANTALYA RESTAURANT, 54 UPPER PARLIAMENT STREET,
NOTTINGHAM**

I refer to a recent application which has been received relative to the above. I understand that the premises already have the benefit of such a licence and that the current application is to extend the terminal hour further.

I wish to advise you that the Police have recently received complaints from residents within the area and I enclose a recent letter of objection for your consideration. There is also sufficient strength of feeling for them to have taken photographs of the litter in the area in front of these premises.

In light of this I would ask the City Council to consider retaining the existing terminal hour for the late night refreshment house licence at these premises.

Yours faithfully

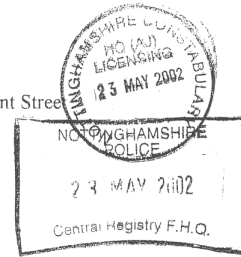
Miss M L Hemsley
Licensing Officer
HQ(CJ)L

64, Upper Parliament Street
Nottingham
NG1 2AG

12th May 2002

Dear Sir/Madam,

**Application for extending the opening hours –
Antalya Take-Away, Upper Parliament Street**



I write regarding the above application which we as residents of 64 and 50 Upper Parliament Street object to in the strongest terms.

In justification of the objection, we would point to the existing problems caused by the current opening hours which will undoubtedly be exacerbated by extending the hours of opening further.

Unruly behaviour

Both our families include school attending children who need undisturbed sleep. This 'take-away' - it's not a take-away its actually a 'stand outside on the pavement and eat' - has the undesired side effect of attracting many drunken revellers to the neighbourhood. Instead of purchasing their wares and dispersing, the premises act as a focal point for rowdy, boisterous, frequently aggressive behaviour. Shouting and screaming are regular occurrences every night. It is not unusual to see the police in attendance at the site. The state of the front window of the outlet is a clear indication of the level and severity of misbehaviour experienced by residents outside their properties. Inevitably the violence spills over to neighbouring premises and both our families have recently experienced damage to our properties including smashed windows.

Football clubs pay for adequate policing of crowds. Night clubs and 'take-aways' do not. There are now thousands of young people milling around this neighbourhood when Media, Jumping Jacks and The Works empty out. If this 'take-away' opens later the resultant problems will continue later.

Not only will the time this ongoing disturbance occurs be extended by the proposed extension, but it will increase in intensity as the later arrivals will be even more badly behaved due to the additional levels of alcohol and other substances they will have imbibed.

Car Noise

Taxi drivers frequently stop outside the 'take-away' and wait while their fares queue for food often with their engines running. In addition to this noise, there is inevitably impatient hooting throughout the existing opening hours (yes even after 23:00 hours nightly).

Again, later opening will mean disturbance caused by engines revving and car horn hooting adding to the general hubbub associated with a gathering of revellers after a night out on the town will continue even longer than at present.



Litter

A visit to the neighbourhood around the 'take-away' at 08:00 any morning of the week will confirm that some of the customers of this business care little for the appearance of their city. Uneaten kebabs, chips, takeaway wrappers and drinks containers abound on steps and window sills, in doorways and on the pavement. Despite steam cleaning of the pavement by the proprietor, the walkway immediately outside the premises is covered in grease and remnants of people's late night eating. The closed entry to the subway, where the cleaners cannot get to, contains an interesting sample of the operation's food and drink sales and packaging.

The street cleaner's machine removes some of the debris but not that in doorways and on window-sills. Regrettably these street cleaning machines are noisy in their own right, droning on after the crowds have dispersed. If litter is to be dropped until say 05:00 in the morning (and it will be), the street cleaning will have to be deferred until after this time. Will the Council reduce the Council Tax for those families worst impacted? Will the Council subsidise double glazing for the listed buildings adjoining the premises in question? If people are to live in city centres the Council has a responsibility to make their habitat suitable. Extending the opening hours of this noisy, rowdy, litter generating business will create exactly the opposite. I enclose some photos of the state of the streets AFTER the street cleaners have done their work.

Public Health

Inevitably, rats are a common sight in this part of the city late at night, due to the volume of food deposited in the neighbourhood every evening. Now that the bushes and other natural habitats have disappeared to accommodate the trams, where will these animals hide out? In the cellars close to the food source we would contend. Later opening means more food left lying around which will lead to more rats being encouraged to set up nests nearby.

Add to this health hazard the nightly urinating and vomiting, remnants of which we routinely wash from our doorways, and you can appreciate that residents cannot contemplate the prospect of additional health hazards which would result from extending the hours people are attracted to the neighbourhood.

Yours firmly objecting to the proposal

64 Upper Parliament Street

50 Upper Parliament Street

Enc. 


SR notified via MIR - Part 1 of contents



