

Shropshire Council
Legal and Democratic Services
Shirehall
Abbey Foregate
Shrewsbury
SY2 6ND

Date: Friday 23 August 2024

Committee:
Licensing Act Sub-Committee

Date: Tuesday, 3 September 2024
Time: 10.00 am
Venue: Wilfred Owen Room, Shirehall, Abbey Foregate, Shrewsbury, Shropshire, SY2 6ND

You are requested to attend the above meeting. The Agenda is attached

There will be some access to the meeting room for members of the press and public, but this will be limited. If you wish to attend the meeting please email democracy@shropshire.gov.uk to check that a seat will be available for you.

Please click [here](#) to view the livestream of the meeting on the date and time stated on the agenda

The recording of the event will also be made available shortly after the meeting on the Shropshire Council Youtube Channel [Here](#)

Tim Collard
Assistant Director - Legal and Governance

Members of Licensing Act Sub-Committee

Roy Aldcroft
David Evans

Edward Towers

Your Committee Officer is:

Tim Ward Committee Officer
Tel: 01743 257713
Email: tim.ward@shropshire.gov.uk

AGENDA

1 Election of Chairman

To elect a Chairman for the duration of the meeting.

2 Disclosable Pecuniary Interests

Members are reminded that they must declare their disclosable pecuniary interests and other registrable or non-registrable interests in any matter being considered at the meeting as set out in Appendix B of the Members' Code of Conduct and consider if they should leave the room prior to the item being considered. Further advice can be sought from the Monitoring Officer in advance of the meeting.

3 Application for a Premises Licence - Baker & Cook, 58 Sheinton Street, Much Wenlock, Shropshire TF13 6HU (Pages 1 - 62)

Report of the Public Protection Officer (Specialist) is attached, marked 3.

Contact Ross O'Neil on 0345 6789026



**Licensing Sub -
Committee
3 September 2024
Wilfred Owen room**

Item

Public

LICENSING ACT 2003

APPLICATION FOR A PREMISES LICENCE

Responsible Officer:	Ross O'Neil, Public Protection Officer (Specialist)		
email:	ross.oneil@shropshire.gov.uk	Tel:	0345 6789026
Cabinet Member (Portfolio Holder):	Councillor Chris Schofield, Portfolio Holder for Planning and Regulatory Services		

1. Summary

To consider an application for a new Premises Licence.

Premises: Baker & Cook, 58 Sheinton Street, Much Wenlock, TF13 6HU

Shropshire Council being the authorised licensing authority for the above premises has received an application for a new premises licence.

The application has been accepted as a valid application and during the statutory consultation period relevant representations were made. The application is therefore required to be determined by way of a hearing of the Licensing Sub-Committee.

In determining the application the licensing authority must give appropriate weight to:

- the steps that are necessary to promote the licensing objectives;
- the representations (including supporting information) presented by all parties;
- Guidance issued under Section 182 of the Licensing Act 2003;
- Shropshire Council's Licensing Policy 2024 - 2029.

After considering all the relevant issues the licensing authority may grant the application in full or in part, subject to such conditions that are deemed necessary and appropriate. Any conditions imposed must be appropriate for the promotion of the licensing objectives.

Alternatively the application can be refused if it is considered appropriate for the promotion of the licensing objectives.

Following a hearing, the licensing authority should give its decision and provide reasons to support it. This will be important if there is an appeal by any of the parties.

All parties are required to be notified of a decision and that decision should be accompanied by information on the right of the party to appeal.

2. Recommendations

That the Sub-Committee determines the application in accordance with the Statutory Guidance issued under s182 of the Licensing Act 2003, the Council's Statement of Licensing Policy, the information contained within this report, supporting documentation and having had due regard to the applicant and the parties/authorised bodies making relevant representations.

That the Sub-Committee determines the application in accordance with the options in paragraph 11.

That the Sub-Committee provides the reasons for its decision.

Report

3. Risk Assessment and Opportunities Appraisal

The Committee is required to consider the consequences of refusal or approval on the applicant's human rights.

4. Financial Implications

None.

5. Climate Change Appraisal

No effect.

6. Purpose of report

To consider an application for a new Premises Licence for Baker & Cook, 58 Sheinton Street, Much Wenlock, TF13 6HU (A copy of the location map and location photographs can be found at **Appendix A and B**).

7. Background

- 7.1 Andrew and Sarah Smyth have made an application for a new premises licence for the ground floor at 58 Sheinton Street, Much Wenlock which is a two-story building

with and residential accommodation above, situated in the Town Centre of Much Wenlock. (A copy of the original application and original plan can be found at **Appendix C and D**).

The applicant's proposal is for a small bakery, deli and coffee shop with the option for alcohol sales to allow consumption on and off the premises for approximately 20 – 30 covers. Although the applicant has requested recorded music and late night refreshments on the application, these are not licensable activities until after 23:00 hour due to the size of the premises.

7.2 The requested licensable activities and opening hours:

Supply of Alcohol (Consumption on and off the premises)

Monday to Saturday 11:00 till 21:00

Sunday 12:00 till 21:00

Opening Hours

Monday to Saturday 08:00 till 22:00

Sunday 08:00 till 21:30

7.3 For a new application, applicants are required to submit an operating schedule detailing how they intend to promote the four licensing objectives, these are the prevention of crime and disorder, promotion of public safety, the prevention of public nuisance and the protection of children from harm. The applicant has indicated those steps on their application within section M of the application.

Representations were received off authorities and then withdrawn following agreements between the applicant, Trading Standards and Police.

8. Representations received (Responsible Authorities)

8.1 Police withdrew after agreeing to:

Prevention of Crime and Disorder

1. Colour digital CCTV, with a picture quality capable of being used for evidence, will be installed to cover all internal areas of the premises, including point(s) of sale and all entrances/exits, and any external areas used for licensable activities or where outside seating is provided. The CCTV will be operational at all times the premises is open to the public.
2. CCTV recordings will be retained for a minimum of 30 days and made available in a viewable format to any authorised authority on request.

3. When the premises is open to the public there will always be a member of staff on site who is trained in the operation of the CCTV system and is able to provide recordings in a viewable format to any authorised authority on request.
4. There will be signage in the premises, clearly visible to members of the public, which states that CCTV is in operation.
5. The Premises will have a zero tolerance to drugs policy, the Licence Holder shall display notices at the entrances to the premises advising attendees that the police will be informed if anyone is found in possession of controlled substances.
6. Drugs found will be placed in a suitable locked receptacle kept for that purpose. Means for securing and unlocking the receptacle will be held by the Premises Licence Holder or a nominated responsible person. A record shall be made of the date and time of the find, the person who made the find and the person who secured the found item(s). This record will be made available to any authorised authority on request.
7. The Premises Licence Holder shall make suitable arrangements with the police for the collection of any found items as soon as possible after they are found.
8. Alcohol can only be served with a meal or as an ancillary item to a meal.
9. The Sale and consumption of alcohol on the premises shall be to customers seated at tables. Vertical drinking shall not be permitted.

8.2 Trading Standards withdrew after agreeing to:

Protection of Children from Harm

1. A Challenge 25 Policy will be implemented with appropriate signage displayed at points of sale.
2. A challenge log for Challenge 25 and refusals will be maintained and made available to any authorised authority on request. The challenge log can be kept either electronically or in a hard backed/bound book.
3. Training on Challenge 25 procedures, proxy sales and individuals' responsibilities under the Licensing Act 2003 will be held for all persons involved in the supply of alcohol, prior to engaging in the serving of alcohol and within 14 days of them commencing this role.
4. Refresher training on Challenge 25, proxy sales and their responsibilities under the licensing act 2003 to be provided no less than annually. Training records retained and available at the premises to any authorised authority on request.

8.3 Environmental protection stated:

Early finish time, no objections or comments.

9. Representations received (Other Persons)

- 9.1 Two representations were received against the application who have concerns in respect of the four licensing objectives, while five representations have been received in support of the application. The representation map displays the general locations of representations in relation to the premises. (A copy of the general location of representations map can be found at **Appendix E**).
- 9.2 Principally concerns are in relation to the four licensing objectives relate to the potential noise nuisance from the premises and patrons, particularly in evenings along with the additional of off sales from the premises. The supporting comments are in relation to belief that a premises licence at the location would benefit the community as the applicants already have a well- run business in the Town. (Representations can be found at **Appendix F** 1 to 7).
- 9.3 All aspects of representations have been accepted, for consideration, giving the benefit of the doubt to the person/s making the representation to allow them to amplify at the hearing.

10. Options for Consideration

- 10.1 The options available to the Licensing Sub-Committee having considered all the relevant information are as follows:
- To refuse to grant the licence
 - To grant the licence with conditions
 - To grant the licence but restrict the licensable activities
 - To grant the licence with restricted times
- 10.2 If the application is to be granted in line with the submitted operating schedule then conditions detailed in paragraph 7 and subsequent amendments/ additions in paragraph 8 of this report would need to be included in the licence, if deemed necessary and appropriate, with a justified decision.
- 10.3 Additional conditions or restrictions to licensable activities and/or times should only be imposed if considered appropriate for the promotion of the licensing objectives. If other law already places certain statutory responsibilities on a premises, it would not be appropriate to impose similar duties.
- 10.4 Members of the Sub-Committee should be advised that the applicant or any other person who made relevant representations in relation to the application may appeal against the decision made to the Magistrates' Court within 21 days of the date on which they were notified.

11. Standard of Decision Making

- 11.1 In accordance with the provisions of the Licensing Act 2003 and the Council's scheme of delegation, all applications where a relevant representation has been made need to be determined by this Sub-Committee.
- 11.2 When determining the application, the Sub-Committee should only consider issues, which relate to the four licensing objectives. The licensing objectives are:
- The prevention of Crime and Disorder
 - Public Safety
 - The prevention of a Public Nuisance
 - The protection of Children from Harm
- 11.3 Members of the Sub-Committee must have regard to the statutory guidance issued under section 182 of the Licensing Act 2003 and the Council's Statement of Licensing Policy. Members of the Sub-Committee may deviate from the statutory guidance and licensing policy only if they deem that there is good reason to do so.
- 11.4 Members of the Sub-Committee should not allow themselves to predetermine the application or to be prejudiced in favour or opposed to the licence and shall only determine the application having had an opportunity to consider all relevant facts.

List of Background Papers (This MUST be completed for all reports, but does not include items containing exempt or confidential information)

Shropshire Council Licensing Policy 2024 – 2029

[statement-of-licensing-policy-2024-to-2029.pdf \(shropshire.gov.uk\)](#)

Guidance issued under section 182 of the Licensing Act 2003

[Revised guidance issued under section 182 of Licensing Act 2003 - GOV.UK \(www.gov.uk\)](#)

The Licensing Act 2003 (Hearings) Regulations 2005

<https://www.legislation.gov.uk/ukSI/2005/44/contents/made>

The Licensing Act 2003 (Hearings) (Amendment) Regulations 2005

<https://www.legislation.gov.uk/ukSI/2005/78/made>

Local Member: Cllr D. Thomas

Appendices

Appendix A – Location map

Appendix B – Location photographs

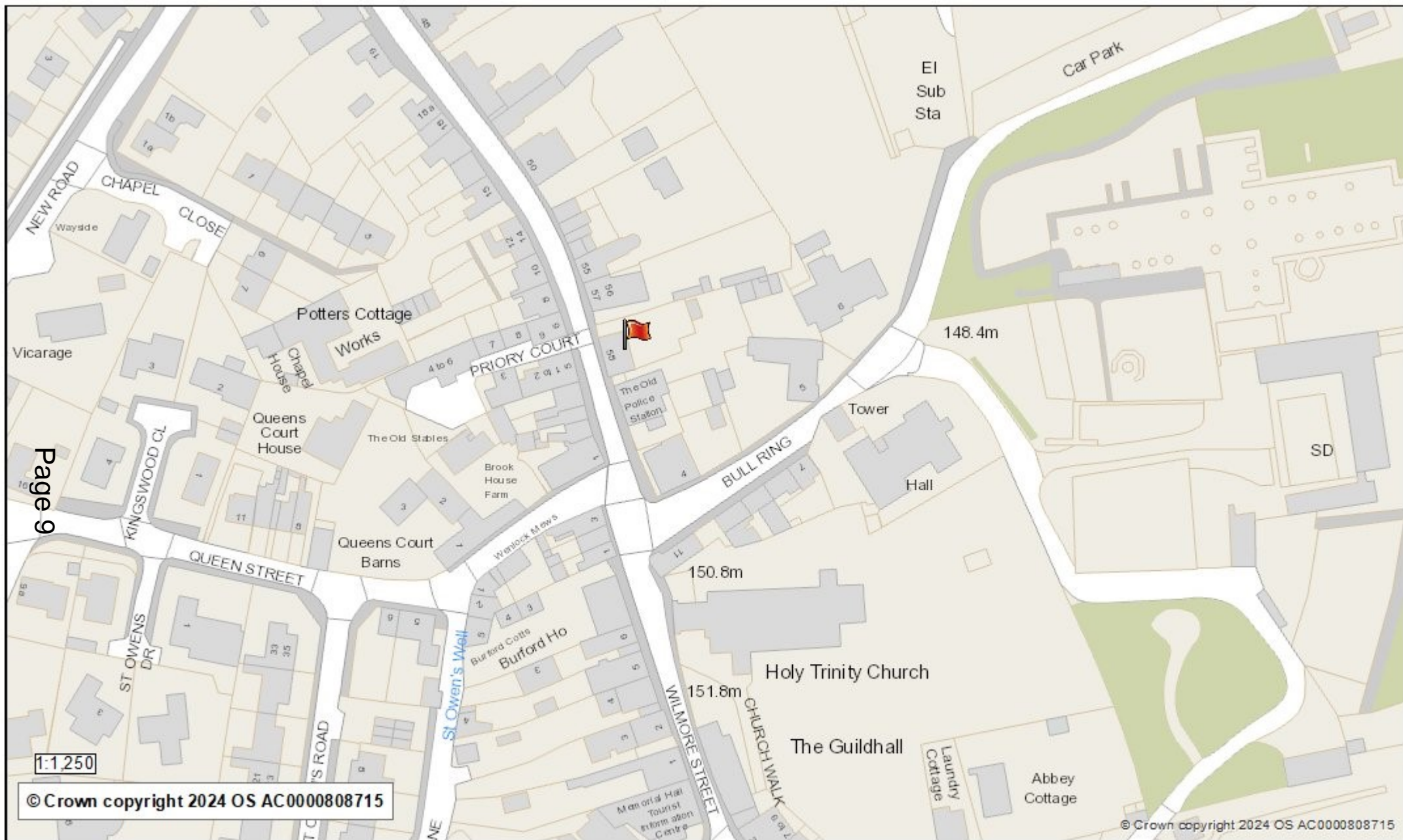
Appendix C – Application

Appendix D – Premises plan

Appendix E – General location of representation map

Appendix F – (1- 7) – Representations

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Baker & Cook (red flag - premises)



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Baker & Cook, 58 Sheinton Street, Much Wenlock



- View of premises, ground floor only with car park entrance to left of photograph –



- View of premises, ground floor only with 59 to right of photograph -



- View up Sheinton Street, premises on the right -



- View down Sheinton Street, premises on the left -



- Premises opposite, also Baker & Cook -



- Aerial View (red square – 58 Sheinton Street)

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Licensing Team
Business and Consumer Protection Service
Shropshire Council
Shirehall
Abbey Foregate
Shrewsbury
SY2 6ND



www.shropshire.gov.uk
0345 678 9026

Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form, please read the guidance notes at the end of the form. If you are completing this form by hand, please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We ANDREW AND JANE SMYTH.
(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description			
58, SHEINTON STREET. MUCH WENLOCK SHROPSHIRE.			
Post town	MUCH WENLOCK	Postcode	TF13 6HU
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£ 5,200.00	

Part 2 - Applicant details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | | | |
|-----|---|-------------------------------------|-----------------------------|
| a) | an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) | a person other than an individual * | | |
| | i as a limited company/limited liability partnership | <input type="checkbox"/> | please complete section (B) |
| | ii as a partnership (other than limited liability) | <input checked="" type="checkbox"/> | please complete section (B) |
| | iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| | iv other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) | a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) | a charity | <input type="checkbox"/> | please complete section (B) |
| e) | the proprietor of an educational establishment | <input type="checkbox"/> | please complete section (B) |
| f) | a health service body | <input type="checkbox"/> | please complete section (B) |
| g) | a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales | <input type="checkbox"/> | please complete section (B) |
| ga) | a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England | <input type="checkbox"/> | please complete section (B) |
| h) | the chief officer of police of a police force in England and Wales | <input type="checkbox"/> | please complete section (B) |

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or



I am making the application pursuant to a

statutory function or



a function discharged by virtue of Her Majesty's prerogative



(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname SMYTH			First names ANDREW DANIEL		
Date of birth					
Nationality					
Current residence address if different from premises address					
Post town					
Daytime contact number					
E-mail address (optional)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input checked="" type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname SMYTH			First names SARAH JANE		
Date of birth					
Nationality					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					
Current residence address if different from premises address					
Post town					
Daytime contact number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
01	09	2024

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

THE PREMISES WILL CONSIST OF A SMALL BAKERY.
SMALL DELI OPERATION, COFFEE SHOP/ AND BOTTLE
SHOP (WINE SALES, SOME SPIRITS.) OFFSALES &
ON SALES.

20-30 COVERS.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

--

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- a) plays (if ticking yes, fill in box A) ☐
- b) films (if ticking yes, fill in box B) ☐
- c) indoor sporting events (if ticking yes, fill in box C) ☐
- d) boxing or wrestling entertainment (if ticking yes, fill in box D) ☐
- e) live music (if ticking yes, fill in box E) ☐
- f) recorded music (if ticking yes, fill in box F) ☒
- g) performances of dance (if ticking yes, fill in box G) ☐
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) ☐

Provision of late-night refreshment (if ticking yes, fill in box I) ☐

Supply of alcohol (if ticking yes, fill in box J) ☒

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed					
Thur			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Fri					
Sat					
Sun					
			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon	12.00	21.00			
Tue	12.00 NOON	21.00			
Wed	12.00 NOON	21.00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur	12.00 NOON	21.00			
Fri	12.00 NOON	21.00			
Sat	12.00 NOON	21.00	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun	12.00 NOON	21.00			

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

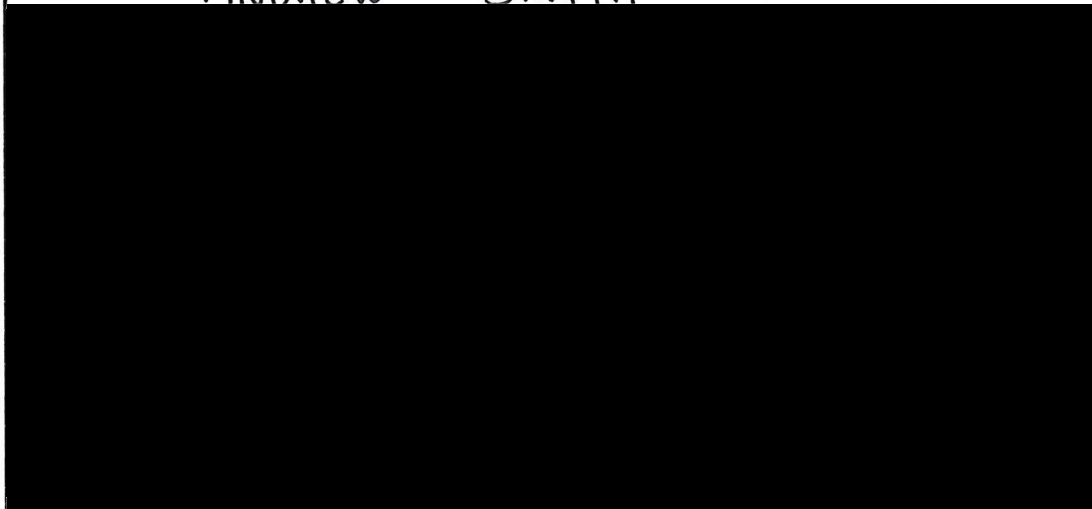
I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late-night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	PM	PM			
	5.00	9.00			
Tue		PM			
	5.00	9.00	State any seasonal variations for the provision of late-night refreshment (please read guidance note 5)		
Wed					
	5.00	9.00			
Thur	5.00	9.00			
			Non standard timings. Where you intend to use the premises for the provision of late-night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 6)		
Fri					
	5.00	9.00			
Sat					
	5.00	9.00			
Sun					
	5.00	9.00			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			<u>Will the supply of alcohol be for consumption – please tick</u> (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 5)		
Mon	11.00 Am	9.00 Pm			
Tue	11.00 Am	9.00 Pm			
Wed	11.00 Am	9.00 Pm			
Thur	11.00 Am	9.00 Pm			
Fri	11.00 Am	9.00 Pm			
Sat	11.00 Am	9.00 Pm			
Sun	12.00 Am	9.00 Pm	<u>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name	ANDREW SMYTH
	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

N/A.

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)
Day	Start	Finish	
Mon	8.00	5.00	
	5.00	10.00pm	
Tue	8.00	17.00	
	17.00	22.00	
Wed	8.00	17.00	
	17.00	22.00	
Thur	8.00	17.00	
	17.00	22.00	
Fri	8.00	17.00	
	17.00	22.00	
Sat	8.00	17.00	
	17.00	22.00	
Sun	8.00	17.00	
	17.00	21.30	
			<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6)

M

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

Regularly TRAIN STAFF ON: DISORDERLY CONDUCT, UNDERAGE, CONFLICT. MAKE SURE THE PREMISES IS SAFE AND COMFORTABLE FOR ALL CUSTOMERS AND STAFF. COMPLETING CHECKS, REGULAR TRAINING, GOVERNMENT UPDATES. AWARENESS

b) The prevention of crime and disorder

ZERO TOLERANCE POLICY - CCTV INTERNAL + EXTERNAL
STAFF TRAINING - UNDERAGE
STAFF NOT TO INVOLVE IN ANY CONFLICT - TRY TO RESOLVE OR CALL FOR ASSISTANCE.

c) Public safety

Conduct REGULAR RISK ASSESSMENTS TO IDENTIFY POTENTIAL HAZARDS, FIRE AND H+S.
EVACUATION POLICY: STAFF TRAINING :- FIRST AIDER ON SITE

d) The prevention of public nuisance

NOISE CONTROL: LIMITING VOLUME PATRONS LEAVE QUIETLY - SIGNS
WASTE REMOVAL: MAKE SURE WASTE IS REMOVED ON A REGULAR BASIS TO HELP PREVENT ODOURS + RODENTS.
DELIVERY + WASTE: MAKE SURE IT TAKES PLACE SO AS NOT TO DISTURB NEIGHBOURS ETC.

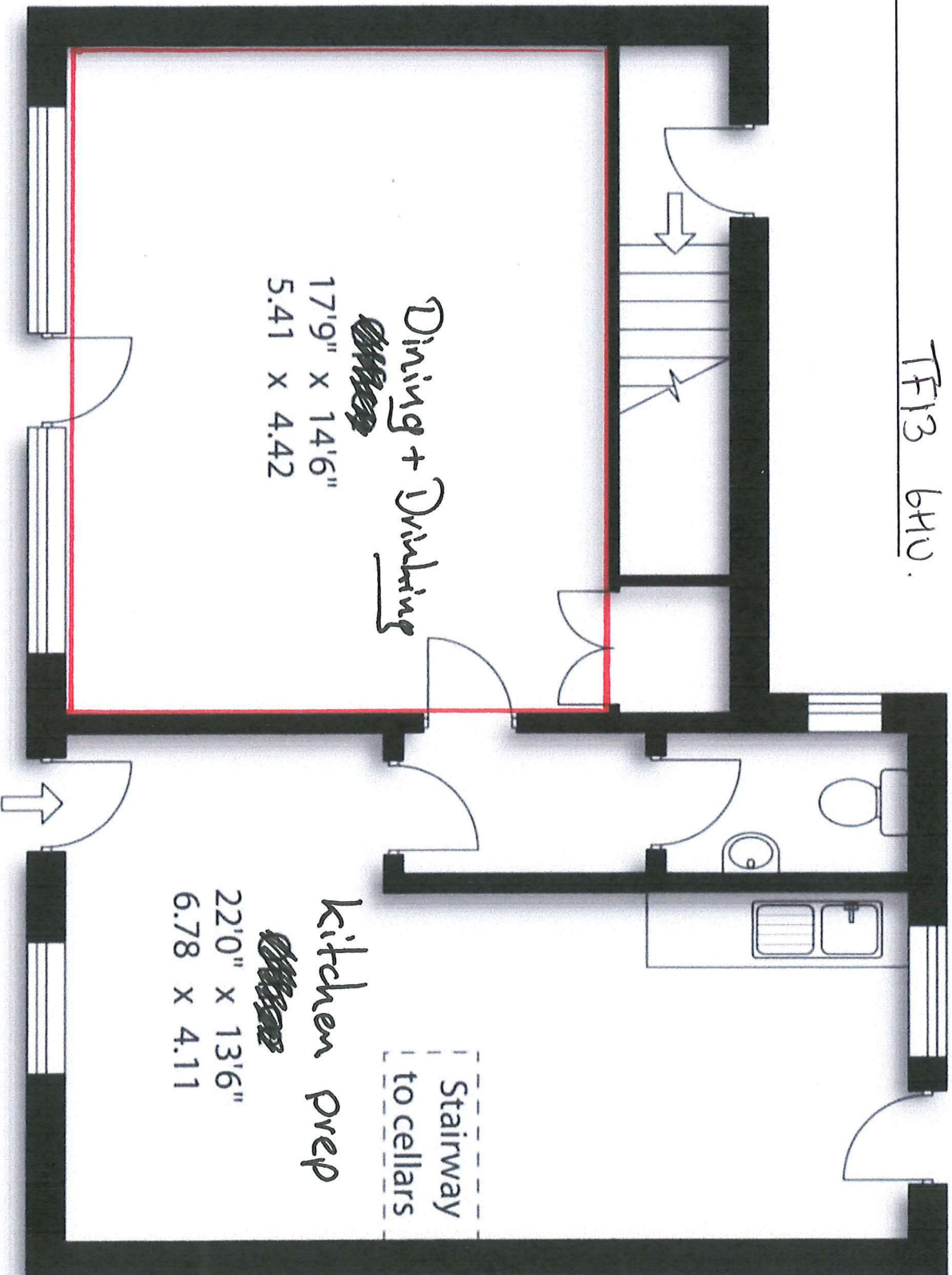
e) The protection of children from harm

AGE VERIFICATION IMPLEMENTED. STAFF TRAINING
ID.
CCTV.

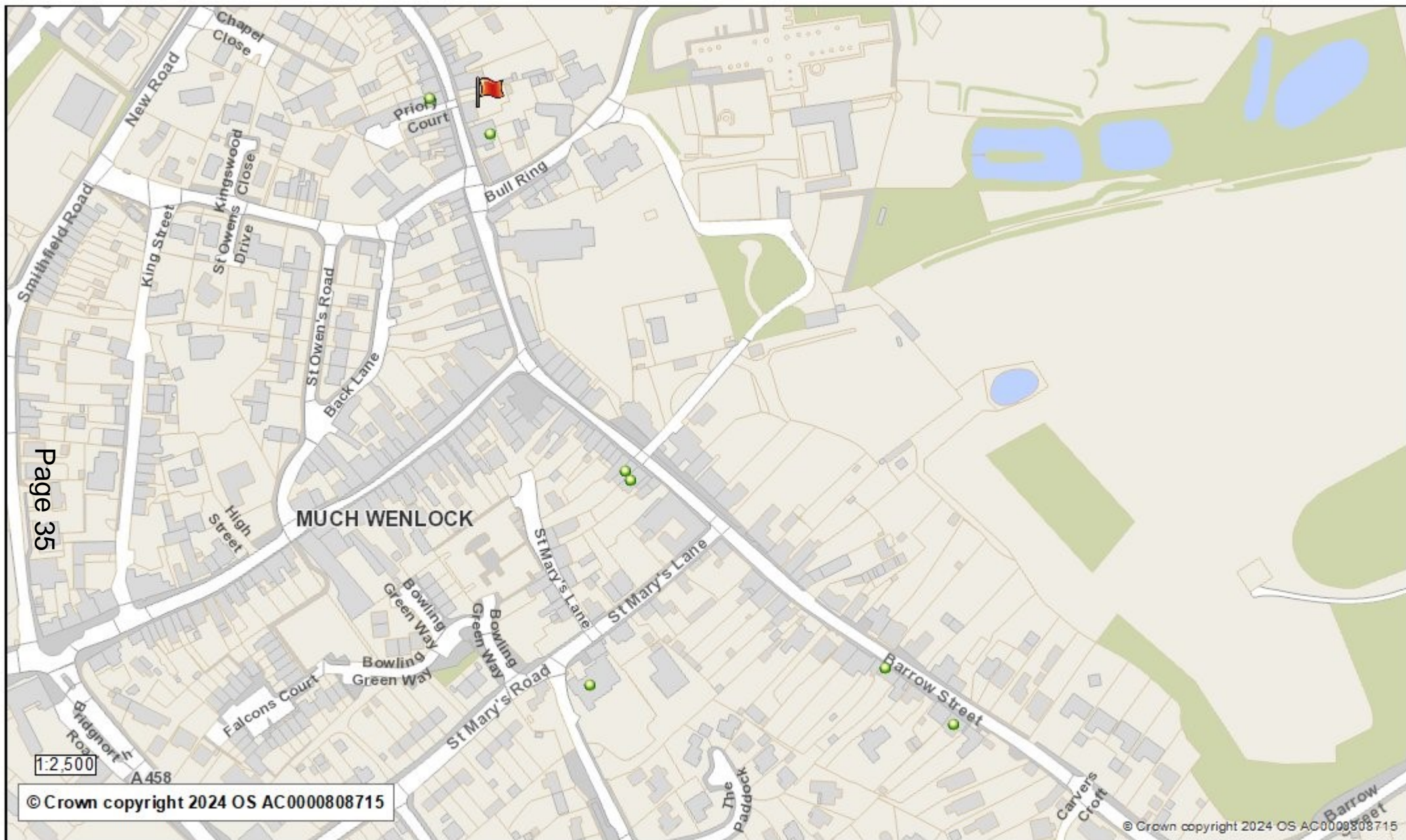
Floor Plan

58/59 Skelton Street
MUCH Wenlock

TF13 bHV.



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Baker & Cook (red flag - premises, green dots - representations)



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REPRESENTATIONS PROCEDURE NOTES

- A representation can be made against an application for a premises to carry on a licensable activity within the 28 day consultation period. Representations can also be made against applications to make variations to an existing licence.
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 - Responsible authorities
 - Other persons
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- At the end of the consultation period, if any representations remain, the name and address of persons making representations will be published on the report to the Licensing Sub Committee, which will be publicly available.

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**Licensing Act 2003
REPRESENTATION FORM**

The boxes marked * are mandatory. Representations missing this information will be automatically refused

Other Persons

*Name/ Name of business/organisation you represent	Kevin Hadley
*Postal address	<div style="background-color: black; width: 100%; height: 100%;"></div>
Telephone number	
Email address This is the most reliable way for us to communicate with you, please provide an email address if you have one	

*Name & address of premises for which the representation is being made 58 Sheinton Street, Much Wenlock

***Your representation must relate to one or more of the following four licensing objectives. Please detail the evidence supporting your representation or the reason for your representation. Please use separate sheets if necessary.**

THE PREVENTION OF CRIME AND DISORDER
<p>Unauthorised works to listed buildings is a criminal offence. This representation seeks to remediate that possibility.</p> <p>External and Internal alterations to listed buildings within the Historic conservation area of Much Wenlock require listed building consent and building control approval. This is especially so in conservation areas.</p> <p>#58 and #59 were granted listed status in 1974. The #58 and #59 listed building description states;</p> <p>‘A shop and a house in brick with dentilled eaves and a tile roof. The shop on the left has two storeys and two bays, a 19th-century shop front on the ground floor and casement windows above. The house has two storeys and an attic, and one bay. The doorway has a moulded surround with pilasters and a small hood. The casement windows in the lower two floors have moulded segmental heads.[102]’</p> <p>I request that the new use of the #58 property for alcohol sales / off sales (and any further consequential development following grant of an alcohol licence), shall observe lawful due process.</p> <p>With respect to heritage assets - the conservation area, a Listed Building Consent and Planning control, a</p>

publicly visible plan as to how the landlord and licensee intend to support conservation of the historic fabric of the building would be in the public interest and provide avoidance of doubt regarding its development. The property remains one of the Towns' important grade 2 listed buildings of the Georgian Era, and its significance to the conservation area scene is clear.

LBC is retroactive and applies to all listed properties from the date of listing. The authority must ensure that internal works that have occurred since listing, its recent modification to reconfigure the dwelling above and any future works to develop the property meet the lawful requirements of LBC and building control.

It is understood from social media posts that there is intent to expand commercial activities, though there is a lack of clarity of the actual intent. The licence application has a 'broad brush' all day operating schedule, which I consider excessive considering the property location which is outside of the main commercial area and in close proximity to residences. Much Wenlock has ample locations for the off licence sale of alcohol within the commercial centre. The licence request operating schedule only identifies the request to supply alcohol. I request that off sales be prevented and on sales be controlled to times which prevent residential neighbour disturbance in adjoining dwellings and gardens.

The Baker and Cook Premises directly opposite the #58 location currently have an alcohol licence. I therefore do not understand the benefit to the community for another alcohol licence at the #58 new premises. The applicant should identify what community benefit it provides.

Grant of a new licence merely proliferates the opportunity of alcohol in a location which adjoins an enclosed and private car park where several incidents of vehicle vandalism have occurred in the past. There is a police record of trespass and property damage in the area as officers have attended the scene on several occasions over the years.

The licensee of #5 Baker and Cook is also the proposed licensee of #58. Baker and Cook have hosted parties and events that may have infringed their licensing conditions on occasions such as Halloween and Christmas / New year celebrations 2023. The lawful behaviour of licensees and their willingness to adhere to licensing conditions is a cornerstone of public responsibility. Deviations should not be tolerated. I request that grant of the new licence be carefully considered with regard to the potential for 'lock ins', 'private parties' and subsequent un-neighbourly activities.

As the licensee will be responsible to supervise two separate locations, there is increased risk of unmanaged behaviours. A plan is needed to address this.

PUBLIC SAFETY

As the #58 property has only one doorway entrance, consideration of fire safety and escape into a busy street with fast moving traffic should be made - even more so if exiting customers are intoxicated.

The side of the property is bounded by an access for parking of resident vehicles. This is a private car park with severely limited visibility of pedestrians and oncoming vehicles. Customers may be endangered by traffic movements in and out of the carpark.

The business shall provide safe access for disabled / physically impaired customers. A scheme of safe entrance / exit to the #58 premises should be considered in the interest of safe and proper inclusion for such individuals. Facility for Parking Wheeled Mobility scooters is required. Currently these are left either outside Baker and Cook or under the windows of adjoining properties, which causes pavement access issues and nuisance.

Careful consideration of the licensees / employers liability towards employees and the public with regard to safe working practices when carrying waste off the property. It may be that a risk analysis has not yet been conducted for the current waste management movements from Baker and Cook into the private car park. A plan for waste movements from #58 is required.

The co-joined #59 floor space currently does not benefit from building control approval for location of the kitchen and toilet facilities (consider the previously identified unlawful omission of LBC to works in this property). Subsequently, until due process is complete, patrons to #58 may be required to exit the property and cross the busy road to use facilities in #5 'Baker and Cook'.

Refer to the 'harm to children' section of this representation for road traffic issues – this also impinges on public safety.

THE PREVENTION OF PUBLIC NUISANCE

Grant of licence and subsequent development of #58 must observe a 'good neighbour' policy with regard to the control of noise emanating from and in the course of operating the business,

There is currently no plan as to how the #58 premises will manage waste. As the entry / exit door is on the highway, waste must therefore either be carried through that door to some receptacle or held within the premises.

The safe storage of waste generated from the existing Baker and Cook premises was a planning condition stipulated previously for use of the #5 Sheinton Street café in planning approval reference BR/APP/FUL/01/0488. There has been no application to the planning authority to vary that condition. The conditions held within the historic planning approval set a precedent regarding sealed waste containers to be secured and stored expressly within the premises. Conditions also exist which control external noise and fume nuisance. I believe that such planning conditions still apply and are relevant, though are not complied with.

The planning conditions were imposed to control vermin infestation. The issue now is remote from the Baker and Cook business but relocated adjacent to a neighbours boundary fence in the private car park. The location of the commercial waste bins violates access restrictions to the area as Veolia COMMERCIAL waste operators do not have wayleave to enter the car park. The same issue will affect the new licenced premises.

The Commercial waste bins situate on the private car park are not sealed or locked. There is a risk of public access to their contents and they are prone to fire and vandalism.

The rear of the #58 property is currently a private car park, which adjoins quiet residential properties. A number of commercial waste bins have been placed on car park spaces within the private car park on two spaces that serve #1 and #2 Priory Court. These adjoin the boundaries of a neighbouring property, which owns the boundary fence. The parking spaces are owned by Mr Andrew Smyth, the applicant and have restrictive covenants, and are subject to deeds property charge from Newry Credit Union, based in Newry, County Down, Northern Ireland. (title register SL252519 refers).

Dumping of large quantities of bottles into plastic waste containers located on the car park currently causes a significant noise nuisance. I consider that this will increase with use of the new premises.

I would welcome elimination of that particular disruption emanating from both the existing and proposed licenced premises.

The review panel should consider the legitimacy of the commercial waste bin location, should the #58 new business intend to access that location.

The visual amenity of the Conservation area is currently compromised by the unapproved location of the Commercial waste bins / plastic bread trays and occasional fly tipping of Business / commercial / domestic waste onto land designated as a car park. Development and licencing approval should consider and prevent deterioration of the amenity of the conservation area.

The potential of trespass by customers and / or staff at the new premises, onto land not owned by the applicant and not having been granted third party rights of access is high. Staff at the proposed new premises (and from the existing Baker and Cook location) will access the private car park without knowledge of the trespass. Access to the car park spaces within the area is granted for residents only to pass and repass on foot or with vehicles. The land registry confirms easements, covenants and restrictions regarding access via the street entrance to the car park. I believe that no such easement exists for customers or staff of the existing or proposed new business. The review panel should assure that proposed use of the new premises complies with covenants and restrictions regarding the use and access of the car park. Register of Title SL17300 refers. Signage should be mounted to alert the public of vicarious risk and the privacy of the car park.

Customers and staff access into the car park when smoking / making mobile phone calls etc. must be prevented to maintain the quiet nature of the location. Smokers / vapers frequenting the proposed licensed property will stand on the pavement directly outside or to the side and potentially to the rear of the premises. This will cause litter and noise for immediate residential neighbours. Conflict may arise when neighbours challenge individuals or groups.

It is probable that customers will attempt to use the private car park to avoid on street parking, causing issue to legitimate users and landowners, with potential for disagreement and disruption.

The potential of having 3 businesses, within metres of each other causes several nuisance issues:

- Noise - (rowdiness, laughter, loud music, property doors and car doors slamming in uncontrolled ways with patrons under the influence of alcohol)
- Traffic movements, on street parking making entry and egress to adjoining car parks / access paths hazardous.
- Customers parking on street – immediately outside the businesses which currently causes congestion / traffic flow issues.
- Overlapping times of operation of each business results in a potential seven days a week / all day until 11pm disruption of what was until recently a relatively quiet residential street.
- Parking adjacent to the businesses by people who refuse to observe traffic control guidance,

parking restrictions and who will not use the paid public car parks in the town centre due to its distance from the premises.

- Bicycles being left on pavements by customers.
- Customers' mobility scooters left on pavements, obstructing pedestrian / pram movements.
- A boards causing obstruction of narrow public highways.

Grant of the new premises licence will increase these nuisances and add to the on street risks.

THE PROTECTION OF CHILDREN FROM HARM

The proposed license applies to a premises served by a door opening directly onto a busy street.

The street is used by Children and parents on their way to and from the two local schools. There is already a pedestrian and street safety issue. This was reported to Cllr David Turner in June 2016 and improvement in street safety measures regarding on street parking and entrance / egress visibility was approved by Alice Dilly of Shropshire highways in November 2016.

Input from P.C. Jane Cowan and P.C. 3646 Jessica Hindley between 2016 and 2019 regarding traffic hazards affecting pedestrians and especially school children resulted in Shropshire council traffic engineering department proposing waiting restrictions at this street location.

The Highways authority witnessed and recognized the issue regarding on street parking outside the café directly opposite the proposed premises and committed to implement remedial measures. This work remains in 'consultation', awaiting funding / approval by council.

These issues were acute when the #5 premises 'priory tearooms', which preceded Baker and Cook, was a much smaller enterprise. Logically with grant of a new premises license, the risks of accident will increase.

Cars frequently mount the pavement on the street side of # 58 Sheinton Street causing danger to pedestrians and hazard with regard to entry and egress of the Door Serving #58. Cllr. Dan Thomas is aware of the issue and since 2020 has pursued the incorporation of no parking areas and safety improvements in the danger zone immediately outside the premises. There are electronic records of traffic incursion onto the pedestrian pavement directly outside # 58 Sheinton street – these can be made available to the review panel.

Suggested conditions that could be added to the license to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary.

Applicants for a new premises license must ensure that the correct planning permission is in place for the proposed use of the premises. The granting of a premises license authorizes the use of the premises for licensable activities; it does not replace or remove the requirements to have the correct planning permission in place. Planning permission for change of use within category E commercial grouping requires closer scrutiny when applied in conservation areas / areas of natural beauty / affecting listed buildings. The change of use in this instance affects the amenity of two immediately adjacent listed buildings and several others in close proximity with regard to noise, road safety and quiet enjoyment of the residences.

The alcohol licence merely approves the licensee to provide alcohol to the public.

The licence approval process considers nuisance relevant only to the supply and consumption of alcohol, however this approval then sets a precedent for further development during the building control approval process and possibly hinders effective applications of control of unsocial issues.

Lessons Learnt from the effects of the existing 'Baker and Cook' business upon neighbours and with regard to its exciting but uncontrolled development of the premises should compel the review panel to carefully examine the acceptability of a new licence.

This request is pertinent as the licence applicant currently opens the access door of #5 Sheinton Street to provide cooling air into the establishment and cooking odours to escape. Evidential records can be made available should the licencing team wish to review them. The owners of Baker and Cook made a substantive refit of their kitchen which resulted in cooking odours being ejected into the rear courtyard of #4 Sheinton Street. This was done without benefit of planning permission / LBC and due consideration to the effects of such effluent regarding smell and noise was not given to their neighbour.

I fear that a similar approach may be taken with the proposed new premises and consequently request the review panel consider such behaviour.

Storage of waste from both #5 and #58 properties (comprising the combined food /cardboard/ bottle disposal) in a secure space in accordance with the original planning conditions of 2001 would be welcomed. An application to vary the existing planning condition would demonstrate intent of the licensee to address non conformances and explore formally approved methods of mitigation which support the new premises license application.

Collection of commercial waste from the proposed #58 business must be lawful and outside of the night noise curfew hours to prevent sleep disturbance on the residential street. Veolia have recently amended their collection schedule (following noise nuisance complaint to SCC environmental health and MWTC town council intervention) from the Baker and Cook business to be after 07:00 hours (was previously cir-

ca 05:00 hours twice a week).

Refusal to grant 'off sales' of alcohol from the premises would be welcomed, as there are several businesses already providing that service to the town and in close proximity to the proposed new premises.

Limitation of alcohol sales 'on premises', accompanying food only, to between midday and 19:00 hours and 5 days a week would be welcomed. Adjacent residents have a reasonable expectation of quiet enjoyment of their properties and gardens, without disturbance from the new business.

Please consider a license condition preventing wedging open of any external doors and windows that serve either #58 or #59 locations and face the Private Car park. Existing sealed windows at ground level shall not be opened or replaced with opening lights.

Access to the rear of #59 should be prevented as it violates the right of access covenant for the private car park. Doors opening to the private car park should be sealed and used for fire escape only. This mitigation will prevent trespass and vicarious risk.

SCC planning must consider control of noise and cooking odours emanating from the business due to open doorways / open windows. Smell is not anticipated to be an issue for the purpose of the alcohol license – however if there is a future intent to expand the business into #59 Sheinton Street there must be controls applied to minimise the loss of amenity and quiet enjoyment of neighbouring properties. Fume extraction in accordance with good practice and state of the art for commercial businesses in close proximity to residential areas shall be observed. Kitchen noise, extractor fan noise, odours and staff activity affecting the kitchen and garden of 60 Sheinton Street must be mitigated by an effective regime of nuisance prevention and I would welcome a plan from the landlord and licensee to show their willingness to engage such mitigations prior to launch.

The licensee of Baker and Cook is aware of the frustrations of his neighbours regarding inconsiderate parking in an area designated to allow 'tuck in' of contra flow traffic before entering the restricted width area of the street – however does not participate in sharing neighbours' concerns to clientele. The business is a popular and thriving one but is inconsiderate of the effects of its success on the residents nearby. A pro-active approach by the licensee to prevent street side conflict is desirable and would be welcome.

Delivery of goods to the businesses should not impede traffic flow or cause unsafe / inappropriate manoeuvres onto adjoining pavements. Early morning deliveries of bread and supplies to the existing Baker and Cook business currently disrupt the street during school 'rush hour' between 07:00 to 08:30 hours. This adds to street congestion and pedestrian risk during commuting. I request that this be considered with regard to resident disturbance and street safety risk.

It is brought to the attention of the review panel that the information within the on line application register which references a single property (#58) does not reflect the information present on the licensing planning notice (#58/59). If it is intended that the licence application is to apply to both properties, then correction of the on line application register is required to assure the removal of doubt. That will then perhaps elicit a different representation to some of those issues recorded above and I respectfully request that the licensing review closure date be then extended to allow the licence applicant to fully disclose the intent for the site.

Shropshire council licensing office confirmed verbally that there was evidence regarding the lawful and timely display of the licensing application notice. However, it was stated that the media notice was placed on 15th July and photographic evidence of the on-site display was provided on the 17th July. A public social media post from the business stated that 'contracts are signed' regarding use of the site on 22nd July. There appears to be a missing 4 days.

The legal notice is positioned at waist level on the premises, not in a prominent eye level position for the attention of passers by. Due to the narrowness of the public footpath, the notice is only easily visible when standing in the middle of the road. None of the immediate neighbours were alerted to its existence (as would be with the planning process). As so, most residents were surprised by this application and became aware of it essentially from 31st July.

I consider that this is a failure to effectively communicate intent and request a deadline extension.

Please consider the following observation –

The licensing panel should assess the future impact of granting an alcohol license to the new premises upon neighbouring properties:- Properties in close proximity affected by the licensing application are as follows :

#2, #3, #4, #5, #6, #8, #10, #58a, #55, #56 and #60 Sheinton Street.

#1, #2, #3, #4, #5, #6, #7, #8, and #9 Priory Court

The properties potentially most affected by noise and traffic nuisance from the development are #5, #56, #58a and #60 Sheinton Street and #1, #2, #3, #7, #8 and #9 Priory Court.

#5 Sheinton Street, #1 and #2 Priory court are owned by the license applicant, who uses the upper roof apartment as his permanent residence and the first floor apartment as an air B&B. The owner thus has properties with beneficial interest in the new premises – they will not make representation.

#58, #59 and #58a are owned by persons also having beneficial interest in the new business – they will not make representation. Consequently, there are 6/10 (60%) premises in the vicinity with beneficial

interest.

The license applicant and those having beneficial interest are aware of the high population density of properties nearby, the demographic of an ageing population and the number of absent landlords / residents. The representation process is computer dependent and I.T. heavy, which prevents response from those not having access to I.T. or able to utilize it effectively. These form the majority of possible respondents.

As a good neighbour, the applicant could have engaged a wider response from the community had they chosen to alert their immediate local populace who predominantly are elderly and non-computer literate. I request that a more complete process be undertaken to establish nearby resident feelings regarding the New Premises application.

The license application, if granted, as I understand it, will be indefinite.

As the opportunity for representation has been minimal due to timescales / process difficulty and there is a heavy bias towards those having business interests in the area above those who reside in the area, I therefore request a finite period be placed on a new license to allow residents to re-evaluate the benefits of the new development and its impact upon their living area and wellbeing.

I request a license probationary period of 2 years be applied, with review of re-approval pending demonstrable compliance performance.

The review panel should consider that the vast majority of on street residential dwellings on Sheinton Street are Grade II listed. Resident owners are typically proud of this and are aware of, and comply with, the law. Typically then the ability of the householders to provide noise mitigation at the dwelling (double glazing, insulated doors, internal cladding etc.), is severely limited due to cost and sometimes prohibited by LBC in order to maintain the historic character of the buildings. With this in mind, a commercial enterprise intending to be a good neighbour can mitigate noise nuisance with appropriate noise controls at its premises (or could subsidize improvement cost with individual properties).

I welcome a plan from the licensee or his developer that addresses this potential, which would be cost effective for the majority.

- Generally, if there is to be a hearing to determine the premises license application, the Licensing Sub Committee will only be able to consider matters that have been previously disclosed. No new evidence can be introduced at the hearing. It is therefore imperative that you detail all matters that you wish to be considered on this initial representation. Please attach additional sheet if necessary.
- If you make a representation, you will be expected to attend the Licensing Sub Committee hearing and any subsequent appeal process. **All representations in their entirety, including your name, address and contact details will be disclosed to the applicant for the premises license and their agent.**
- If limited or withheld personal details are redacted from representations, where notice of a hearing is given to an applicant, the licensing authority is required under the Licensing Act 2003 (Hearings) Regulations 2005 to provide the applicant with copies of the relevant representations that have been made.

I/We fully understand that this representation will be made available to the applicant and included in the Sub Committee's Hearing papers which are publicly accessible documents, and any subsequent appeal court proceedings.

K.R.Hadley

07/08/2020

Signed:

Date:

If this form is sent as an email attachment, its transmission will confirm that you have agreed the above conditions

Please return this form along with any additional sheets to:

licensing@shropshire.gov.uk or by post to: Licensing Team, Business & Consumer Protection Service, Shropshire Council, Shirehall, Abbey Foregate,

Shrewsbury, SY2 6ND

This form must be returned within the statutory consultation period, which is displayed on the premises site notice, the newspaper advert, and on the Council's website.

For confirmation on this date please contact the Licensing Team on 0345 678 9026



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Licensing Act 2003 REPRESENTATION FORM

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Other Persons

*Name/ Name of business/organisation you represent	Harriet Leith and Conor Mitchell	
*Postal address		
Telephone number		
Email address This is the most reliable way for us to communicate with you, please provide an email address if you have one		

***Name & address of premises for which the representation is being made**

Baker & Cook, 58 Sheinton Street, Much Wenlock, Shropshire, TF13 6HU

***Your representation must relate to one or more of the following four licensing objectives. Please detail the evidence supporting your representation or the reason for your representation. Please use separate sheets if necessary.**

THE PREVENTION OF CRIME AND DISORDER
<p>We are writing to express our concerns regarding the recent proposal to allow a new business to serve alcohol late into the night in our community.</p> <p>Late night establishments often lead to an increase in littering and property damage, as customers may not adhere to the same standards of cleanliness and respect for public spaces during late hours. The resulting mess requires additional public funds to clean up and restore, diverting resources from other important community projects.</p>
PUBLIC SAFETY
<p>We have public safety concerns relating to this application on the grounds that increased alcohol consumption during late hours is correlated with a rise in antisocial behaviour, including vandalism, public intoxication and other criminal activities.</p> <p>Our local law enforcement agencies already face challenges in maintaining public order, and the additional burden of managing potential incidents related to late-night drinking could strain their resources further. This not only puts a strain on our police force but also jeopardises the safety of our residents.</p> <p>There is a shared private car park behind the premises which requires 24 hour access by residents living in Priory Court and with limited street lighting available and tight access on and off the car park, this application poses a risk</p>

to the public due there being no convex mirror to assist drivers accessing and exiting the car park to ensure no persons are about to cross the access point.

An influx of customers during late hours can lead to increased traffic congestion and parking problems in residential areas. Moreover, the risk of drunk driving incidents rises significantly when alcohol is served late into the night. This endangers not only the patrons of the establishment but also innocent pedestrians and other road users. The premise (58/59 Sheinton Street) is also situated on a busy road where the speed limit is 30mph. The road is used as a cut-through from the A4169 towards the B4376 and cars often exceed 30mph. Due to the limited parking and driveway space available in Much Wenlock, residents along Sheinton Street often park down one side of the road. With limited passing points available, it's often that when two vehicles meet a car may mount the pavement to make way for the other and this presents a risk to public safety.

THE PREVENTION OF PUBLIC NUISANCE

We also have other concerns regarding the application and the potential rise in public nuisance due to the serving of alcohol late into the night, seven days a week.

Late-night alcohol service is often associated with increased noise levels, particularly during hours when residents are sleeping. This disruption to the peace and quiet of our neighbourhood will undoubtedly affect the quality of life for families, elderly residents, those with young children and adults. Studies have consistently shown that noise pollution, especially during night-time hours, can lead to significant health issues, including stress, sleep disturbances, and cardiovascular problems.

The operating hours proposed of 08:00 – 22:00 (Sunday 21:30 close) pose a significant risk of disturbance within the surrounding area of the premises with the added increase of traffic and limited parking facilities also presenting danger to the public's health and safety.

While the planning application is yet to be published and presented publicly, there are additional concerns surrounding the waste disposal units, where these will be situated and the hours on which these will be collected and the frequency. Additionally, the food extraction units required for such a business to produce its products have not been detailed, and while this may come at a later stage there are concerns as to the additional noise this will generate in a residential area.

Our community prides itself on being a safe, family-friendly environment with exemplary history. Introducing a late-night alcohol-serving business fundamentally changes the character of our neighbourhood. It sends a message that economic gain is valued over the well-being and values of our residents. Maintaining the integrity, heritage and family-friendly nature of our community should be a top priority.

We urge the council to consider the broader implications of this proposal. While economic growth is important, it should not come at the expense of our residents' quality of life, safety, and community values. There are alternative ways to stimulate the local economy that do not involve the potential negative impacts associated with late-night alcohol service.

THE PROTECTION OF CHILDREN FROM HARM

None.

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary.

Suggested conditions that could be added to the license to remedy our representation would be to reduce the opening hours of the premises to 9am – 6pm on the basis that the premises is in and amongst a highly populated residential area. An added condition would be to ensure that access to the car park behind 58 Sheinton Street remains clear for access and is not obstructed in any way by the applicant's business, equipment and wastage generated by the business.

Although there has been no planning application for outdoor seating or a smoking area, we would strongly object to this should such application be made and make reference to any area on the shared private car park on the grounds of risk to public health and safety and public nuisance.

- Generally, if there is to be a hearing to determine the premises licence application, the Licensing Sub Committee will only be able to consider matters that have been previously disclosed. No new evidence

can be introduced at the hearing. It is therefore imperative that you detail all matters that you wish to be considered on this initial representation. Please attach additional sheet if necessary.

- If you make a representation, you will be expected to attend the Licensing Sub Committee hearing and any subsequent appeal process. **All representations in their entirety, including your name, address and contact details will be disclosed to the applicant for the premises licence and their agent.**
- If limited or withheld personal details are redacted from representations, where notice of a hearing is given to an applicant, the licensing authority is required under the Licensing Act 2003 (Hearings) Regulations 2005 to provide the applicant with copies of the relevant representations that have been made.

I/We fully understand that this representation will be made available to the applicant and included in the Sub Committee's Hearing papers which are publicly accessible documents, and any subsequent appeal court proceedings.

Harriet Leith and Conor Mitchell

Monday 5 August 2024

Signed:

Date:

If this form is sent as an email attachment, its transmission will confirm that you have agreed the above conditions

Please return this form along with any additional sheets to:

licensing@shropshire.gov.uk or by post to: Licensing Team, Business & Consumer Protection Service, Shropshire Council, Shirehall, Abbey Foregate, Shrewsbury, SY2 6ND

This form must be returned within the statutory consultation period, which is displayed on the premises site notice, the newspaper advert, and on the Council's website.

For confirmation on this date please contact the Licensing Team on 0345 678 9026

Licensing Team,
Public Protection,
Shirehall,
Abbey Foregate,
Shrewsbury,
Shropshire,
SY2 6ND

Reference: Application 24/02299/LPREM
(Baker & Cook – Proprietors Sarah & Andrew Smyth)

To whom it may concern,

We are writing in support of the above application for a license.

As Sarah and Andrew are current owners of a licensed premises opposite the proposed business, we believe they will conduct their new business very professionally, bring much needed additional tourism to the town and operate their new license impeccably based on past performance with their current business over several years. Sarah and Andrew are mindful that there are residences nearby and we do not perceive the new application will impact these properties any more than their current license does. They have been a fantastic addition to the town.

We hope you will grant this application.

Yours faithfully,

Michael and Diane Theobalds

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06 AUG 2024

Licensing Team
Shropshire Council Shirehall
Abbey Foregate
Shrewsbury
SY2 6ND

Monday 5th August 2024

Re: 24/02299/LPREM

Dear Licensing team

I am a resident of Much Wenlock (address below) and I would like to express my support for the above application.

Baker & Cook have been running an extremely well regarded 'café' in Much Wenlock and have proved themselves to be a great asset to the town – serving locals, and importantly, attracting visitors to the town.

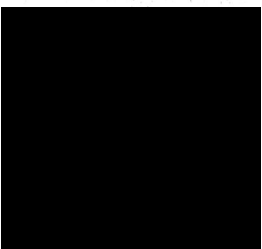
The addition of a new outlet under their ownership is a welcome development. The nature of their well-run business appears to attract a quiet and responsible clientele. They serve a range of beautiful baked foods, so while the license will allow them to sell alcohol as a supplement to their food, it is not a 'drinking establishment'. It will therefore be an important facility for Much Wenlock and its visitors, without creating disturbance to residents in the immediate surrounding area.

I hope you will consider this application in this light.

With warm wishes



Tom Hiscocks



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06 AUG 2024

5th August 2024

Dear Sirs,

I am writing in support
of the application 24/02299/LPR&M.

The owners of Baker and Cook, in
their short time in being part of
the Much Wenlock community, have
created a first-class outlet/café
with people coming from far and
wide to enjoy their hospitality.

Opening a further establishment
immediately across the road from their
existing premises and, thereby upgrading

a vacant property is something that I, personally, and I hope my fellow Town Councillors, would approve. A licence should be supported, in line with their existing approval.

Yours faithfully
Chris Tyler

Cllr C.J. Tyler
Much Wenlock



REPRESENTATIONS PROCEDURE NOTES

- A representation can be made against an application for a premises to carry on a licensable activity within the 28 day consultation period. Representations can also be made against applications to make variations to an existing licence.
- Representations may be made by:
 - Responsible authorities
 - Other persons
- To make a representation you must complete and send this form to licensing@shropshire.gov.uk. Representations may also be submitted by post to: Licensing Team, Business & Consumer Protection Service, Shirehall, Abbey Foregate, Shrewsbury, SY2 6ND.

PLEASE NOTE: The representation form must be received by the Licensing Team before the end of the consultation period stated on the site notice, newspaper notice and the Council's website, or it will not be accepted. Posted representations not received within a consultation period due to the postal system will be treated as late and not accepted.

- Where a representation is accepted as relevant, **the Council will share the representation in its entirety with the applicant and their agent.** This is to allow them an opportunity to consider the issues raised in the representation and discuss possible ways to mitigate the objector's concerns with them directly.
- Only in exceptional circumstances will personal details be redacted from representations. This will be when the Council considers that there is a genuine risk of intimidation / violence to the persons making representation. Persons making representations who consider this to be a risk should make it clear on their representation and they will be contacted to discuss further.
- At the end of the consultation period, if any representations remain, the name and address of persons making representations will be published on the report to the Licensing Sub Committee, which will be publicly available.

For further information and guidance please visit the 'current licence applications in consultation' page on our website www.shropshire.gov.uk/licensing where you can find further details on all applications and download our guidance on **Making Representations and what to expect in a Licensing Act Sub- Sub Committee.**



**Licensing Act 2003
REPRESENTATION FORM**

The boxes marked * are mandatory. Representations missing this information will be automatically refused

Other Persons

*Name/ Name of business/organisation you represent	Nicholas Holliday
*Postal address	<div style="background-color: black; width: 100%; height: 100%;"></div>
Telephone number	
Email address This is the most reliable way for us to communicate with you, please provide an email address if you have one	

*Name & address of premises for which the representation is being made Baker & Cook, 58 Sheinton Street, Much Wenlock TF13 6HU
--

***Your representation must relate to one or more of the following four licensing objectives. Please detail the evidence supporting your representation or the reason for your representation. Please use separate sheets if necessary.**

THE PREVENTION OF CRIME AND DISORDER There is no crime or disorder issue involved.
PUBLIC SAFETY There is no public safety issue.

THE PREVENTION OF PUBLIC NUISANCE

Given that the licence application is only until 22.00 hours there is no public nuisance issue.

THE PROTECTION OF CHILDREN FROM HARM

There is no issue with the protection of children.

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary.

Reference: 24/02299/LPREM

I understand that a licence application has been made in respect of 58 Sheinton Street, Much Wenlock and that there may be some objection to this.

Small towns such as Much Wenlock depend on the breadth of local businesses to attract trade and enhance facilities for both visitors and the community. Following the demise of the Raven Hotel with its related delicatessen and bakery there was a gap in the provision of local services until the arrival of Baker & Cook. This cafe/bistro has filled that important gap in the market: it is always busy and attracts visitors from afar who patronise other local businesses for the benefit of everyone. Independent shops cannot survive on the trade from local residents alone and it is therefore essential to have a mix of businesses of varying types to offer mutual support.

Baker & Cook has become a very welcome fixture in the town and as a resident I would be disappointed if its expansion was prevented by a few unreasonable objectors.

- Generally, if there is to be a hearing to determine the premises licence application, the Licensing Sub Committee will only be able to consider matters that have been previously disclosed. No new evidence can be introduced at the hearing. It is therefore imperative that you detail all matters that you wish to be considered on this initial representation. Please attach additional sheet if necessary.
- If you make a representation, you will be expected to attend the Licensing Sub Committee hearing and any subsequent appeal process. **All representations in their entirety, including your name, address and contact details will be disclosed to the applicant for the premises licence and their agent.**
- If limited or withheld personal details are redacted from representations, where notice of a hearing is given to an applicant, the licensing authority is required under the Licensing Act 2003 (Hearings) Regulations 2005 to provide the applicant with copies of the relevant representations that have been made.

I/We fully understand that this representation will be made available to the applicant and included in the Sub Committee's Hearing papers which are publicly accessible documents, and any subsequent appeal court proceedings.

Signed:

Date:

If this form is sent as an email attachment, its transmission will confirm that you have agreed the above conditions

Please return this form along with any additional sheets to:

licensing@shropshire.gov.uk or by post to: Licensing Team, Business & Consumer Protection Service, Shropshire Council, Shirehall, Abbey Foregate,
Shrewsbury, SY2 6ND

This form must be returned within the statutory consultation period, which is displayed on the premises site notice, the newspaper advert, and on the Council's website.

For confirmation on this date please contact the Licensing Team on 0345 678 9026



REPRESENTATIONS PROCEDURE NOTES

- A representation can be made against an application for a premise to carry on a licensable activity within the 28 day consultation period. Representations can also be made on premises that are making variations to an existing licence.

- Representations are made by:

- Responsible authorities
- Other persons

- Fill in the appropriate form and send to Licensing Team, Public Protection, Shirehall, Abbey

Foregate, Shrewsbury SY2 6ND

PLEASE NOTE: The representation form must be received by the Licensing Team before the end of the consultation period or it will not be accepted.

24/0225/L PREM
SUPPORT

LICENSING ACT 2003 REPRESENTATION FORM

Other Persons

Name/Company Name/Name of Body you represent	David Turner
Postal & email address	
Telephone number	

Name & Address of premises for which the representation is being made

58 Sheinton Street
Much Wenlock
TF13 6HU

Your representation must relate to one of the following four Licensing Objectives. Please detail the evidence supporting your representation or the reason for your representation. Please use separate sheets if necessary.

THE PREVENTION OF HARM TO CHILDREN

I believe that these premises are in a location where the likelihood of young people being attracted are amongst the lowest of any licensed (both on-sales and off-sales) outlet in Much Wenlock. The profile of the proposed retail and hospitality offer (on-site baked bread and pastries to eat in or take out, light breakfast and lunches, delicatessen together with bottle shop and wine bar with small plates) is most unlikely to present issues with young people endeavouring to purchase, or endeavouring to have purchased for them, alcohol.

I contend that there is no likelihood of harm to children by the grant of this premises licence.

TO PREVENT NUISANCE

The description of the proposed hospitality offer is complementary to the Bake and Cook business which the applicants operate directly opposite these premises in Sheinton Street. The hours of operation combined with the offer is unlikely to generate excessive noise or unruly behaviour during the hours of opening. It is worth noting that opening hours fall well within the trading hours of other businesses nearby. It is also worth noting that the property is detached, with driveways and a small rear car park surrounding so any lateral sound is isolated.

Ample off-street car parking is available in Much Wenlock with 120 spaces provided by Shropshire Council in addition to a small car park behind the library and another by the Priory - all within five minutes walk. This should avoid any problems with parking for potential customers. In any case, it is likely that many prospective customers live locally and will simply walk or cycle to the premises.

The premises have in recent years been occupied by, variously, a management consultant, public relations agency, and a clothing outlet. It is unlikely that the licenced aspect of the proposal will materially create any more nuisance than the very little that these might have done in the past. It is also worth noting that the premises are on the fringe of the retail core as described in the Much Wenlock Neighbourhood Plan (2014).

I contend that there will be no nuisance created by this application if granted.

TO PREVENT CRIME & DISORDER

For the reasons stated above I believe there is no risk of crime and disorder likely to arise from the grant of this premises licence.

PUBLIC SAFETY

For the reasons stated above I believe there is no risk to public safety likely to arise from the grant of this premises licence

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary - refer to checklist.

Generally if there is to be a hearing to determine the premises licence application, the sub-committee will only be able to consider matters that have been previously disclosed. No new evidence can be introduced at the hearing. It is therefore imperative that you detail all matters that you wish to be considered on this initial representation. Please attach additional sheets if necessary.

If you do make a representation you will be expected to attend the Licensing Sub Committee and any subsequent appeal process. All representations in their entirety, including your name and address, will be disclosed to the applicant for the premises licence and any other interested parties. If all parties agree, the application can be dealt with without holding a hearing.

Signed:

[Redacted Signature]

Date: 5th August 2024

Please return this form along with any additional sheets to the address below:

Licensing Team
Shropshire Council

Shirburn
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