
LICENSING SUB-COMMITTEE A

TUESDAY 3 APRIL 2007 at 19:00 HRS
CIVIC CENTRE, HIGH ROAD, WOOD GREEN, N22 8LE.

MEMBERS: Councillors Demirci, Patel (Chair), and Vanier

Please note: this meeting may be filmed for live or subsequent broadcast via the Council's internet site - at the start of the meeting the Chair will confirm if all or part of the meeting is being filmed. The images and sound recording may be used for training purposes within the Council.

Generally the public seating areas are not filmed. However by entering the meeting room and using the public seating area, you are consenting to being filmed and to the possible use of those images and sound recordings for webcasting and/or training purposes. If you have any queries regarding this, please contact the Principal Committee Co-ordinator (Committee Clerk) at the meeting.

AGENDA

1. APOLOGIES FOR ABSENCE

2. DECLARATIONS OF INTEREST:

A member with a personal interest in a matter who attends a meeting of the Authority at which the matter is considered must disclose to that meeting the existence and nature of that interest at the commencement of that consideration, or when the interest becomes apparent.

A member with a personal interest in a matter also has a prejudicial interest in that matter if the interest is one which a member of the public with knowledge of the relevant facts would reasonably regard as so significant that it is likely to prejudice the member's judgement of the public interest.

3. SUMMARY OF PROCEDURE: (PAGES 1 - 4)

4. MARISHA RESTAURANT, 2 HIGHGATE HIGH STREET, N6 5JL (HIGHGATE WARD): (PAGES 5 - 96)

To consider an application to vary a premises license to allow for regulated entertainment and late night refreshments.

5. EXCLUSION OF THE PRESS AND PUBLIC:

The following report is likely to be the subject of a motion to exclude the press and public as it contains exempt information relating to an individual (including the Authority holding that information).

**6. EXEMPT MARISHA RESTAURANT, 2 HIGHGATE HIGH STREET N6 5JL
(HIGHGATE WARD): (PAGES 97 - 106)**

To consider a report that contains confidential information relating to named local resident in the vicinity of the premises.

YUNIEA SEMAMBO
Head of Local Democracy & Member Services
River Park House
225 High Road
Wood Green
LONDON N22 4QH

NICOLAS MATTIS
Principal Committee Co-ordinator
Tel: 020 8489 2916
Fax: 020 8489 2660
nicolas.mattis@haringey.gov.uk
www.haringey.gov.uk

26 March 2007

Agenda Item 4

<p><u>LICENSING SUB-COMMITTEE HEARINGS</u> <u>PROCEDURE SUMMARY</u></p>	<p>Tick box to record action / decision</p>
<p><u>INTRODUCTION</u></p>	
<p>1. The Chair introduces himself and invites other Members, Council officers, Police, Applicant and Objectors to do the same.</p>	
<p>2. The Chair invites Members to disclose any prior contacts (before the hearing) with the parties or representations received by them</p>	
<p>3. The Chair explains the procedure to be followed by reference to this summary which will be distributed.</p>	
<p><u>NON-ATTENDANCE BY PARTY OR PARTIES</u></p>	
<p>4. If one or both of the parties fails to attend, the Chair decides whether to:</p>	
<p>(i) grant an adjournment to another date, or</p>	
<p>(ii) proceed in the absence of the non-attending party.</p>	
<p>Normally, an absent party will be given one further chance to attend.</p>	
<p><u>TOPIC HEADINGS</u></p>	
<p>5. The Chair suggests the "topic headings" for the hearing.</p> <p>In the case of the majority of applications for variation of hours, or other terms and conditions, the main topic is:</p> <p>Whether the extensions of hours etc. applied for would conflict with the four licensing objectives i.e.</p>	
<p>(i) the prevention of crime and disorder,</p>	
<p>(ii) public safety,</p>	

(iii) the prevention of public nuisance, and	
(iv) the protection of children from harm.	
6. The Chair invites comments from the parties on the suggested topic headings and decides whether to confirm or vary them.	
<u>WITNESSES</u>	
7. The Chair asks whether there are any requests by a party to call a witness and decides any such request.	
8. <u>Only</u> if a witness is to be called, the Chair then asks if there is a request by an opposing party to “cross-examine” the witness. The Chair then decides any such request.	
<u>DOCUMENTARY EVIDENCE</u>	
9. The Chair asks whether there are any requests by any party to introduce late documentary evidence.	
10. If so, the Chair will ask the other party if they object to the admission of the late documents.	
11. If the other party <u>do object</u> to late admission, the following criteria shall be taken into account when the Chair decides whether or not to admit the late documents:	
(i) What is the reason for the documents being late?	
(ii) Will the other party be unfairly taken by surprise by the late documents?	
(iii) Will the party seeking to admit late documents be put at a major disadvantage if admission of the documents is refused?	
(iv) Is the late evidence really important?	
(v) Would it be better and fairer to adjourn to a later date?	
<u>THE LICENSING OFFICER'S INTRODUCTION</u>	
12. The Licensing Officer introduces the report explaining, for example, the existing hours, the hours applied for and	

<p>the comments of the other Council Services or outside official bodies. This should be as “neutral” as possible between the parties.</p>	
<p>13. The Licensing Officer can be questioned by Members and then by the parties.</p>	
<p><u>THE HEARING</u></p>	
<p>14. This takes the form of a discussion led by the Chair. The Chair can vary the order as appropriate but it should include:</p>	
<p>(i) an introduction by the Objectors' main representative</p>	
<p>(ii) an introduction by the Applicant or representative</p>	
<p>(iii) questions put by Members to the Objectors</p>	
<p>(iv) questions put by Members to the Applicant</p>	
<p>(v) questions put by the Objectors to the Applicant</p>	
<p>(vi) questions put by the Applicant to the Objectors</p>	
<p><u>CLOSING ADRESSES</u></p>	
<p>15. The Chair asks each party how much time is needed for their closing address, if they need to make one.</p>	
<p>16. Generally, the Objectors make their closing address before the Applicant who has the right to the final closing address.</p>	
<p><u>THE DECISION</u></p>	
<p>17. Members retire with the Committee Clerk and legal representative</p>	

<p>to consider their decision including the imposition of conditions.</p> <p>The decision is put in writing and Members return to the meeting.</p>	
<p>18. The Chair should read out the following statement before asking the Committee Clerk to read out in public a summary of the Committee's Decision:</p> <p><i>“The Committee Clerk will read out a summary of the Committee’s Decision. The Parties will receive a written Decision Notice in which the Decision will be formally set out. Please note that the written Decision will be substantially the same although the wording might vary slightly from the summary read out.”</i></p>	

Licensing Act 2003 Sub-Committee 3rd April 2007

Report title: APPLICATION TO VARY A PREMISES LICENCE AT MARISHA RESTAURANT, 2 HIGHGATE HIGH STREET, HIGHGATE, LONDON N6 5JL

Report of: The Lead Officer - Licensing

Ward(s) HI

1. Purpose

To consider an application by MARISHA RESTAURANTS LIMITED to allow regulated entertainment and Late night refreshment

2. Recommendations

- 2.1 (a) Grant the Variation of application as asked
 (b) Modify the conditions of the licence, by altering or omitting or adding to them
 (c) Reject the whole or part of the application

The Committee is asked to note that it may not modify the conditions or reject the whole or part of the application unless it is necessary to promote the licensing objectives.

Report authorised by: Robin Payne.....


 Assistant Director Enforcement Services

Contact Officer: Ms Daliah Barrett

Telephone: 020 8489 5103

3. Executive summary

For consideration by Sub Committee under Licensing Act 2003 for a Premises Licence.

4. Access to information:

Local Government (Access to Information) Act 1985
 Background Papers

The following Background Papers are used in the preparation of this Report:
File: Marisha Restaurants Limited

The Background Papers are located at Enforcement Service, Civic Centre, High Road Wood Green N22

5. REPORT

Background

5.1 Application by **Marisha Restaurant Limited, Ms Gail Ganney** for a Premises Licence in respect of **MARISHA RESTAURANT, 2 HIGHGATE HIGH STREET, HIGHGATE, LONDON N6 5JL** to allow regulated entertainment and to extend the hours for the sale of alcohol and late night refreshment under the Licensing Act 2003.

The premises is a Restaurant and currently has an on licence which allows the sale of alcohol ancillary to meals:

Current Licence.

Supply of Alcohol

Monday to Friday	1000 to 0000
Saturday	1100 to 0000
Sunday	1200 to 2330
Christmas Day & Good Friday	1200 to 2330
New Years Eve	Deregulation of hours
Provision of Late Night Refreshment	
Monday to Sunday	2300 to 2400

VARIATION APPLIED FOR: Members will note that the times below differ from the application. Ms Ganney has offered to reduce the hours being applied for at the weekends following concerns raised by residents.

5.2 Details of application - APP 1

Opening Hours for Public

Monday to Sunday 12:00pm- 00:30am

Sale of Alcohol - ancillary to meals

Monday to Sunday 12:00pm- 00:00am

Late night refreshment

Monday to Sunday 23:00pm- 00:00am

Regulated Entertainment Live music, recorded music and provision of facilities for dancing:

Monday to Sunday 19:00pm- 00:00am

The Operating Schedule.

Closed Circuit television

5.3 Crime and Disorder

Continue with existing operation and security.

5.4 Public Safety

- Regular gas and electric checks on equipment.
- Fire exits and fire equipment maintained.

5.5 Public Nuisance

Continue to run an established restaurant business with quality clientele

5.6 Child Protection

As above

6. RELEVANT REPRESENTATIONS (CONSULTATION)

Responsible Authorities:

6.1 Comments of Metropolitan Police

The Police have no comments to make regarding this application.

6.2 Comments of Enforcement Services:

Noise Team

Have not objected to the application. But have made comments. **App 2**

Food Team

Have no objections to this application

Health and Safety

Have no objections to this application

Trading Standards

Have no objections to this application

6.3 Fire Officer

The Fire Officer has made representation in relation to this application. **App 3**

6.4 Planning Officer

Planning has made no representation on this matter.

6.5. Comments of Child Protection Agency or Nominee

Have no objections to this application.

7.0 Interested Parties

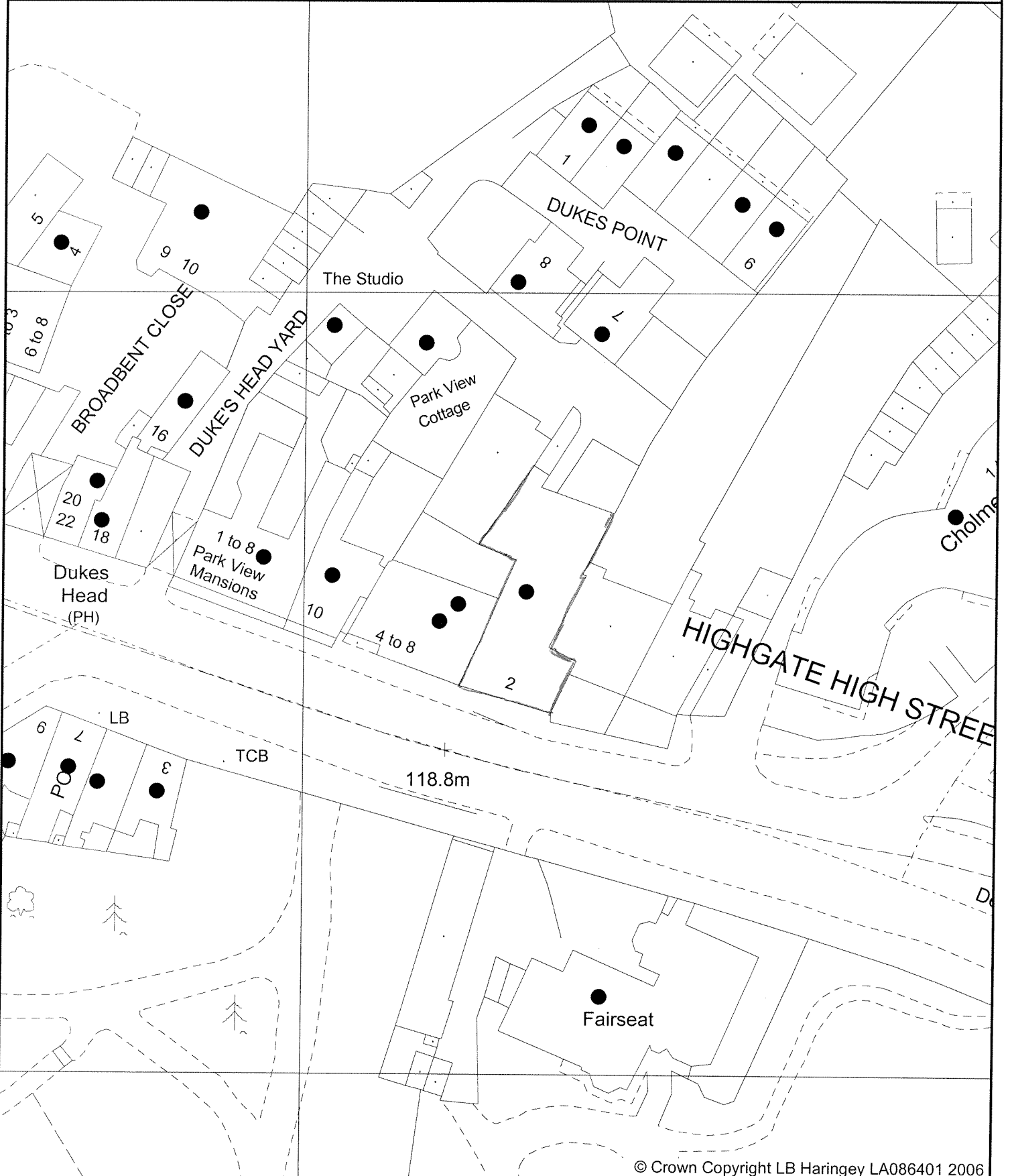
Letters of representation have been received against this application. **App 4**

8.0 Financial Comments

The fee which would be applicable for this application is **£190.00**

9.0 The applicant wrote a letter in response to the letters of representation which were being received. All residents that had written in at that time received a copy of the letter but were still minded to have the matter go to a hearing. **App 5**

Ms Ganney has also written a second letter in which she clarifies her intention and requests to make an amendment to the application. **App 5A**



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Enforcement Service
Civic Centre
High Road
Wood Green
London
N22 8LE



Environmental Control



Scale: 1:648

APPENDIX 1

APPLICATION FORM

Barrett Daliah

From: Perryman Dylan
Sent: 13 March 2007 16:29
To: Barrett Daliah
Subject: FW: Premises Licence Marish Restaurant Limited

From: Jaron McVicar [mailto:Jaron.McVicar@harbottle.com]
Sent: 05 February 2007 16:38
To: Perryman Dylan
Cc: Gail Ganney; gail@marisha.co.uk
Subject: RE: Premises Licence Marish Restaurant Limited

Hello Dylan,

Further to our recent telephone conversation I would be grateful if you could amend the times set out in my client's application form to provide as follows:

Section M - Supply of Alcohol

Mon 12:00 - 00:00
Tue 12:00 - 00:00
Wed 12:00 - 00:00
Thurs 12:00 - 00:00
Fri 12:00 - 01:30
Sat 12:00 - 01:30
Sun 12:00 - 00:00

Section O - Hours premises are open to the public

Mon 12:00 - 00:30
Tue 12:00 - 00:30
Wed 12:00 - 00:30
Thurs 12:00 - 00:30
Fri 12:00 - 02:00
Sat 12:00 - 02:00
Sun 12:00 - 00:00

Many thanks

Kind regards

Jaron

From: Perryman Dylan [mailto:Dylan.Perryman@haringey.gov.uk]
Sent: 05 February 2007 15:32
To: Jaron McVicar
Subject: Premises Licence Marish Restaurant Limited

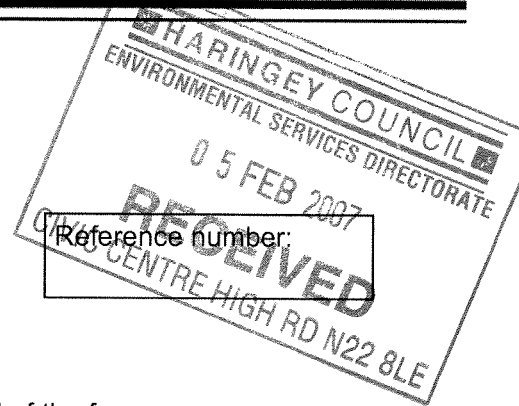
Hello Jaron

I have been processing the application you have submitted today and I have found a mistake in the application form that urgently needs correcting as unfortunately I am unable to proceed with the process until this matter is resolved.

13/03/2007

Application to vary a premises licence under the Licensing Act 2003

- (1) Haringey Council fo0110039086
chg £ 361,00



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

- (2) I/We Marisha Restaurants Limited

being the premises licence holder, apply to vary
a premises licence under section 34 of the Licensing Act 2003 for the premises described in
Part 1 below

Premises licence number

LN00001197

Part 1 - Premises details

Postal address of premises or, if none, Ordnance Survey map reference or description

2 Highgate High Street
Highgate

Post town London

Postcode N6 5JL

Telephone number at premises (if any)

020 8340 5823 / 8341 9589

Non-domestic rateable value of premises

£ 48,250

Part 2 - Applicant details

Daytime contact telephone number

078 024 533 19

E-mail address
(optional)

gail.ganney@googlemail.com

Current postal address if different from premises address

2 Woodhill House
Kentish Lane
Essendon
Hertfordshire

Post town Hertfordshire

Postcode AL9 6JY

- (1) Insert name and address of relevant licensing authority and its reference number (optional)
(2) Insert name(s) of applicant

Part 3 - Variation

Please tick yes

Do you want the proposed variation to have effect as soon as possible?

If not do you want the variation to take effect from

Day		Month		Year	

Please describe briefly the nature of the proposed variation (Please read guidance note 1)

- Time of licensable activities varied to 12:00 to ~~22:00~~ 15:00 and 18:00 to 01:30.
(please refer to following pages for details)
- Entertainment
Provide for up to two ~~live~~ live performers, recorded music, showing of films, provision of facilities for dancing, supply of alcohol (varied times) and late night refreshments (varied times)

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

Part 4 - Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainmentPlease tick yes

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

Provision of entertainment facilities for:

- | | |
|--|-------------------------------------|
| i) making music (if ticking yes, fill in box I) | <input type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J) | <input checked="" type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j)
(if ticking yes, fill in box K) | <input type="checkbox"/> |

Provision of late night refreshment (if ticking yes, fill in box L)

Sale by retail of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2) Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Day	Start	Finish	
Mon			Please give further details here (please read guidance note 3)
Tue			State any seasonal variations for performing plays (please read guidance note 4)
Wed			Non-standard timings. Where you intend to use the premises for the performance of plays at different times from those listed in the column on the left, please list (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2) Indoors <input checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Day	Start	Finish	
Mon	12:00pm	00:30	Please give further details here (please read guidance note 3) <i>Films of fashion shows on a plasma screen.</i>
Tue	12:00	00:30	State any seasonal variations for the exhibition of films (please read guidance note 4) <i>Seasonal variations until 2:30am on New Years Eve and 1:30am on Christmas Eve.</i>
Wed	12:00	00:30	Non-standard timings. Where you intend to use the premises for the exhibition of films at different times from those listed in the column on the left, please list (please read guidance note 5) <i>Seasonal variations until 2:30am on New Years Eve and 1:30am on Christmas Eve.</i>
Thur	12:00	00:30	
Fri	12:00	01:30	
Sat	12:00	01:30	
Sun	12:00	00:30	

C

Indoor sporting events			Please give further details here (please read guidance note 3)
Standard days and timings (please read guidance note 6)			
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed			
Thur			Non-standard timings. Where you intend to use the premises for indoor sporting events at different times from those listed in the column on the left, please list (please read guidance note 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments			Will the boxing or wrestling entertainment take place indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)
Standard days and timings (please read guidance note 6)			
Day	Start	Finish	Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)
Tue			
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)
Thur			
Fri			Non-standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times from those listed in the column on the left, please list (please read guidance note 5)
Sat			
Sun			

E

Live music			Will the performance of live music take place indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)
Day	Start	Finish	
Standard days and timings (please read guidance note 6)			Indoors <input checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon	19:00	0:00	Please give further details here (please read guidance note 3) Up to two musicians.
Tue	19:00	0:00	
Wed	19:00	0:00	State any seasonal variations for the performance of live music (please read guidance note 4) New Years Eve and Christmas Eve to 02:00 and 01:00 respectively.
Thur	19:00	0:00	
Fri	19:00	01:00	Non-standard timings. Where you intend to use the premises for the performance of live music at different times from those listed in the column on the left, please list (please read guidance note 5) Once or twice a week have a pianist or singer within the normal operational hours.
Sat	19:00	01:00	
Sun	19:00	0:00	

F

Recorded music			Will the playing of recorded music take place indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)
Day	Start	Finish	
Standard days and timings (please read guidance note 6)			Indoors <input checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon	12:00	00:00	Please give further details here (please read guidance note 3) - Music to accompany dining - Amplified
Tue	12:00	00:00	
Wed	12:00	0:00	State any seasonal variations for the playing of recorded music (please read guidance note 4) New Years Eve and Christmas Eve to 02:00 and 01:00 respectively
Thur	12:00	0:00	
Fri	12:00	01:00	Non-standard timings. Where you intend to use the premises for the playing of recorded music at different times from those listed in the column on the left, please list (please read guidance note 5)
Sat	12:00	01:00	
Sun	12:00	0:00	

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)
Day	Start	Finish	Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)
Tue			
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)
Thur			
Fri			Non-standard timings. Where you intend to use the premises for the performance of dance at different times from those listed in the column on the left, please list (please read guidance note 5)
Sat			
Sun			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)
Mon			Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
			Please give further details here (please read guidance note 3)
Tue			
Wed			
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)
Fri			
Sat			Non-standard timings. Where you intend to use the premises for entertainment of a similar description to that falling within (e), (f) or (g) at different times from those listed in the column on the left, please list (please read guidance note 5)
Sun			

Provision of facilities for making music			Please give a description of the facilities for making music you will be providing
Standard days and timings (please read guidance note 6)			
Day	Start	Finish	Will the facilities for making music be indoors or outdoors or both - please tick <input type="checkbox"/> (please read guidance note 2)
Mon			Indoors <input checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
			Please give further details here (please read guidance note 3)
Tue			
			State any seasonal variations for the provision of facilities for making music (please read guidance note 4)
Wed			
Thur			
Fri			
			Non-standard timings. Where you intend to use the premises for provision of facilities for making music entertainment at different times from those listed in the column on the left, please list (please read guidance note 5)
Sat			
Sun			

J


Provision of facilities for dancing			Please give a description of the facilities for dancing you will be providing <i>Small area for diners to dance along to recorded music / band</i>
Standard days and timings (please read guidance note 6)			
Day	Start	Finish	Will the facilities for dancing be indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)
Mon	19:00	0:00	Indoors <input checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
			Please give further details here (please read guidance note 3)
Tue	19:00	0:00	
			State any seasonal variations for providing dancing facilities (please read guidance note 4) <i>New Years Eve and Christmas Eve to 02:00 and 01:00 respectively</i>
Wed	19:00	0:00	
Thur	19:00	00:00	
Fri	19:00	01:00	
			Non-standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times from those listed in the column on the left, please list (please read guidance note 5)
Sat	19:00	0:100	
Sun	19:00	01:00	

K

Provision of facilities for entertainment of a similar description to that falling within I or J Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment facility you will be providing																																											
			Will the entertainment facility be indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2) Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>																																											
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Thur																																														
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			State any seasonal variations for the provision of the facilities for entertainment of a similar description to that falling within I or J (please read guidance note 4)																																											
			Non-standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within I or J at different times from those listed in the column on the left, please list (please read guidance note 5)																																											

Late night refreshment			Will the provision of late night refreshment take place indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)
Day	Start	Finish	
Standard days and timings (please read guidance note 6)			Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon	23:00	0:00	Please give further details here (please read guidance note 3) The Kitchen will be open until 11:30 most nights, so food may occasionally be served after 11pm.
Tue	23:00	0:00	
Wed	23:00	0:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)
Thur	23:00	0:00	
Fri	23:00	01:00	Non-standard timings. Where you intend to use the premises for the provision of late night refreshment at different times from those listed in the column on the left, please list (please read guidance note 5)
Sat	23:00	01:00	
Sun	23:00	0:00	

M

Supply of alcohol			Will the sale of alcohol be for consumption - please tick box <input checked="" type="checkbox"/> (please read guidance note 7)
Day	Start	Finish	
Standard days and timings (please read guidance note 6)			On the premises <input checked="" type="checkbox"/> Off the premises <input type="checkbox"/> Both <input type="checkbox"/>
Mon	12:00	03:00	State any seasonal variations for the supply of alcohol (please read guidance note 4) 31 December → 12:00 to 02:30 24 December → 12:00 to 01:30
Tue	12:00	03:00	
Wed	12:00	12:30	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times from those listed in the column on the left, please list (please read guidance note 5)
		00:00	
Thur	12:00	12:30	
		00:00	
Fri	12:00	2:00	
		01:30	
Sat	12:00	2:00	
		01:30	
Sun	12:00	12:30	
		00:00	

N

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 8)

None

O

Hours premises are open to the public

Standard days and timings
(please read guidance note 6)

Day	Start	Finish
Mon	12:00	0:30
Tue	12:00	0:30
Wed	12:00	0:30
Thur	12:00	0:30
Fri	12:00	01:30
		02:00
Sat	12:00	01:30
		02:00
Sun	12:00	00:30

State any seasonal variation (please read guidance note 4)

New Year's Eve open to 02:30
Xmas Eve open to 01:30

Non-standard timings. Where you intend to use the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)



Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

Please tick yes

I have enclosed the premises licence

I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of the premises licence

P Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General - all four licensing objectives (b, c, d, e) (please read guidance note 9)

Closed Circuit Television

b) The prevention of crime and disorder

Continue with existing operation and security

c) Public safety

- Regular gas and electric checks on equipment
- Fire exits and fire equipment maintained

d) The prevention of public nuisance

Continue to run an established restaurant business with quality clientele

e) The protection of children from harm

As above

Please tick yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 5 - Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent. (please read guidance note 11)

If signing on behalf of the applicant please state in what capacity.

Signature *J. McVicar*

Date 31/1/07

Capacity Solicitor

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent. (please read guidance note 12)

If signing on behalf of the applicant please state in what capacity.

Signature _____

Date _____

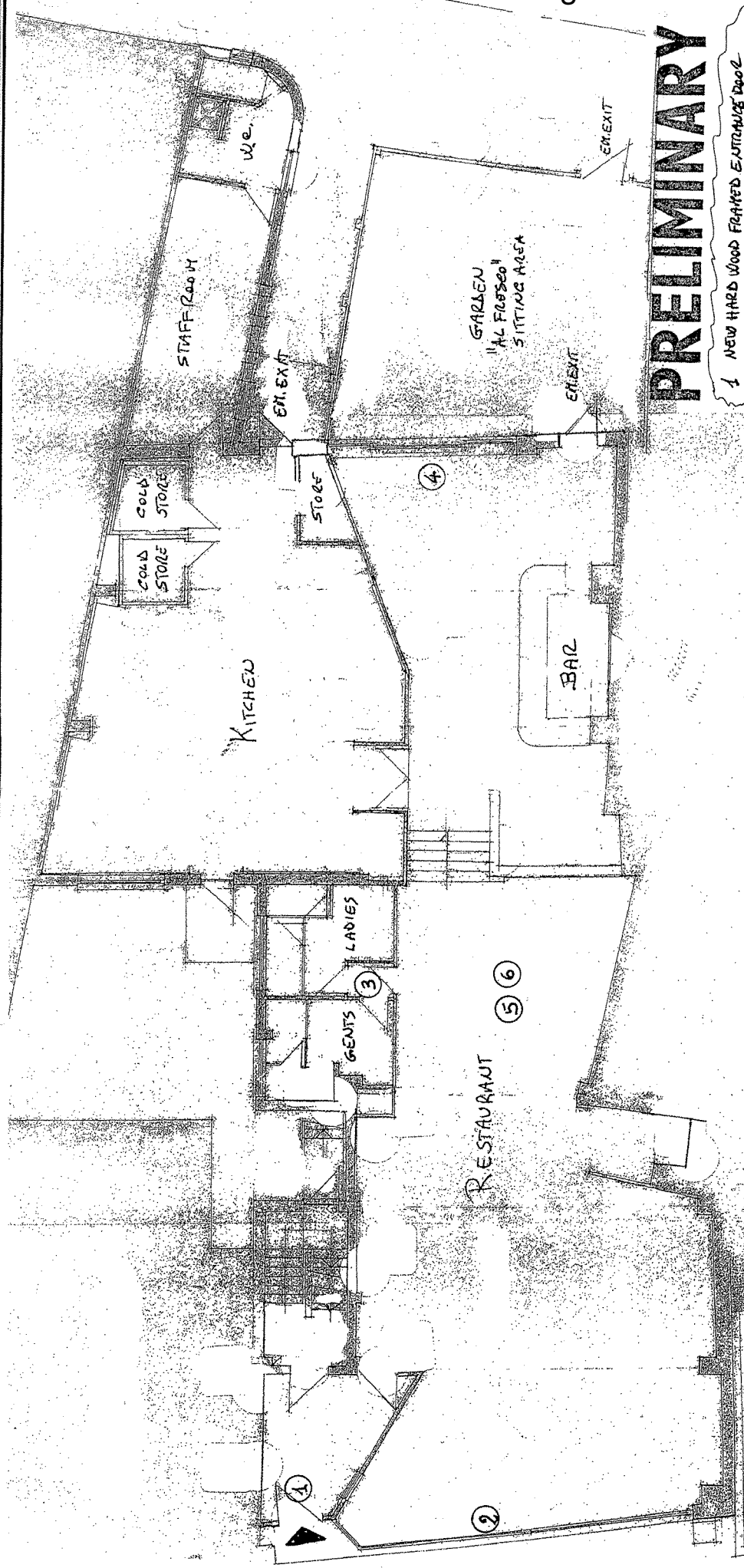
Capacity _____

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13) <i>Jaron McVicar (Solicitor)</i> <i>Harbottle and Lewis LLP</i> <i>Harper House</i> <i>14 Harper Square</i>	
Post town <i>London</i>	Postcode <i>W1S 1HP</i>
Telephone number (if any) <i>020 7667 5144</i>	
If you would prefer us to correspond with you by e-mail your e-mail address (optional) <i>jaron.mcvicar@harbottle.com</i>	

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licencing Act.

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example state the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day i.e Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick 'on the premises', if you wish people to be able to purchase alcohol to consume away from the premises please tick 'off the premises'. If you wish people to be able to do both please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.



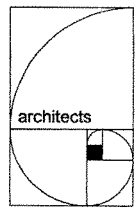
PRELIMINARY

- 1 NEW HARD WOOD FRAMED ENTRANCE DOOR
- 2 NEW HARDWOOD FRAMED SLIDING DOORS TO REPLACE THE EXISTING
- 3 NEW TOILETS LAYOUT
- 4 NEW HARDWOOD FRAMED FOLDING DOORS TO REPLACE EXISTING SLIDING DOORS
- 5 NEW CEILING
- 6 NEW LIGHTS

2, HIGHGATE HIGH STREET

Project:
2, Highgate High Street,
Highgate
London N6

Client:
Marisha Restaurants



andrew
scott
associates

Drawing Title:

Preliminary assessment of works to be carried out.

Scale: A3 - 1:100	Drawn: FS Date: 04/12/2006
----------------------	-------------------------------

Revision:
Drawing Number: Scheme Pr01

architects
1325 High Road
Whetstone
London N20 9HR
Tel: 020 83439696
Fax: 020 83439858
mail@architects-as.co.uk

APPENDIX 2

NOISE TEAM COMMENTS

NO REPRESENTATION MADE

LICENSING CONSULTATION -INTERNAL MEMO

To: D Barrett, Licensing Officer

From: S Thompson, EHO Noise Team

Cc: D Pearce Noise Team Leader

Date: 22nd February 2007

Premises: Marish Restaurant, 2 High Street, N6 5JL

Type of application: Licensing Act 2003.

I would like to confirm that the above proposal has been discussed with regard to the prevention of public nuisance. On behalf of Enforcement Service Noise Team I would like to:

Not Make representations on the Application.

Supporting Information

Mareish Restaurant is located in an area that has mainly commercial premises on the ground floor with domestic residential accommodation above. The premises is situated on a busy high road.

A review of the council's records relating to the premises has indicated that the service has had 1 complaint of noise nuisance regarding noise nuisance complaints in 2004. There have been no further complaints.

Informative

I would recommend the following conditions to the operating schedule:

Management Conditions

Prevention of nuisance from noise/vibration

The Licensee shall ensure that no music played in the licensed premises is at or within the site boundary of any residential property.

All entertainments will utilise the in-house amplification system, the maximum output of which is controlled by the Duty Manager.

Outside Areas

No form of loudspeaker or sound amplification equipment is to be sited on or near the exterior of the premises or in or near any foyer, doorway, window or opening to the premises.

Recommendation

The Noise Team have considered the application and nature of noise sensitive domestic premises.

We do not oppose the application.

APPENDIX 3

**REPRESENTATION FROM FIRE
OFFICERS**

FIRE AND COMMUNITY SAFETY DIRECTORATE
Roy Bishop Deputy Commissioner

Date
22nd February 2007

Our Ref.
FS/31/011547/SMA

Your Ref.

Addressee
Ms D Barrett
Licensing Team
London Borough of Haringey
2nd Floor, Civic Centre
High Road
Wood Green
London N22 8LE

Please reply to
Craig Ryan
Inspecting Officer

Direct Telephone
020 8803 7530

Direct Fax
020 8807 7196

Direct E-mail
haringeygroup@london-fire.gov.uk

Dear Madam,

LICENSING ACT 2003

Premises: Marish Restaurant, 2 Highgate High Street, Highgate, London N6 5JL

With reference to the application dated 31st January 2007, as shown on plan, number Pr01, the application has been examined and **the Fire Authority want to make a representation** to the Licensing Authority in relation to this application.

The applicant has been informed that the Fire Authority will be making a representation to the Licensing Authority.

The items that are of concern to this authority are detailed on the attached schedule.

Please advise me, at your earliest convenience, of the date and time of the Licensing Committee Hearing.

Should these matters be resolved to the satisfaction of this Authority at least 2 days prior to the Licensing Committee Hearing the representation will be withdrawn.

Any queries regarding this letter should be addressed to the person named at the top of the letter. If you are dissatisfied in any way with the response given, please ask to speak to the Team Leader quoting our reference.

Yours faithfully,



for Assistant Commissioner

Data Protection Act 1998: The information you have given on this form will be processed by London Fire Emergency Planning Authority for the purpose of **fire and emergency planning and control**. We will keep your details secure and will not disclose them to other organisations or third parties (except contractors or suppliers working on our behalf) without your permission unless we are legally required to do so.

For more information about how we use your personal information, see our notification entry (Z7122455) www.informationcommissioner.gov.uk or visit: www.london-fire.gov.uk

FIRE AND COMMUNITY SAFETY DIRECTORATE
 Roy Bishop Deputy Commissioner

Marish Restaurant Ltd., 2 Highgate High Street, London N6 5JL

Our Ref. FS/31/011547/SMA Your Ref.

SCHEDULE

Sheet 1 of 1

Schedule referred to in the letter reference FS/31/011547 under the Licensing Act 2003, issued by the London Fire and Emergency Planning Authority on 22nd February 2007..

Where appropriate, a plan may form part of this Schedule to illustrate the steps which, in the opinion of the fire authority, need to be taken in order to promote the public safety objective.

NOTE : Notwithstanding any consultation undertaken by the fire authority, **before** you make any alterations to the workplace, **you** must apply for local authority building control department approval (and/or the approval of any other bodies having a statutory interest in the premises) if their permission is required for those alterations to be made.

Licensing Objective not adequately addressed	Location and detail of matters which are considered to put people at risk in the event of a fire emergency	Steps considered necessary to promote the public safety licensing objective
Public Safety	The width of the exit routes from the ground floor restaurant to Highgate High street are insufficient for the number of people that might need to use them in an emergency.	The final exit door shall be locked back in the open position at all times the premises are in use. Provide FD60s inner lobby fire door that opens in the direction of travel.
Public Safety	The fire exit sign above the kitchen door from the restaurant; directs people through an area of greater risk to a final exit.	The fire exit sign above the kitchen doors, from the restaurant, is to be removed.

Data Protection Act 1998: The information you have given on this form will be processed by London Fire Emergency Planning Authority for the purpose of **fire and emergency planning and control**. We will keep your details secure and will not disclose them to other organisations or third parties (except contractors or suppliers working on our behalf) without your permission unless we are legally required to do so.

For more information about how we use your personal information, see our notification entry (Z7122455) www.informationcommissioner.gov.uk or visit: www.london-fire.gov.uk

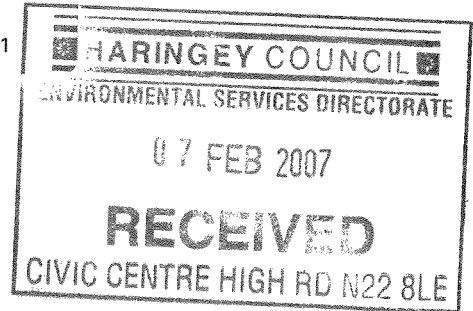
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APPENDIX 4

LETTERS OF REPRESENTATION FROM RESIDENTS

David G. P. Taylor
17 Cholmeley Lodge
Cholmeley Park
London N6 5EN
Tel: 0208 340 9621

6 February, 2007
The London Borough of Haringey
Licensing Team
Civic Centre
High Road
London N22 8LE



San Carlo Restaurant 2 Highgate High Street

Dear Sirs

I write in connection with the Application by the new owners of this restaurant, Marsha Restaurants Ltd. , for a Premises Licence to permit the consumption of alcohol, live entertainment and dancing from noon to midnight from Mondays to Fridays, and from noon to 2am on Saturdays and Sundays.

I am concerned at the application on the grounds of public nuisance at night likely to result in particular from the proposed live entertainment and dancing, As far as I am aware, if the licence is granted in full , this will be the first time that live music and dancing has been permitted regularly on these premises during the lengthy period that they have been in use as a restaurant. Indeed I understand that the premises are not sound proofed, having been constructed as a car show room.

The French windows at the rear of the restaurant open onto a garden which up to the present has been used as an eating area in good weather and is one of the attractions of the restaurant .The garden is overlooked by houses in close proximity to it Indeed it overlooks a largely residential area on the slopes of Highgate Hill in which sound from the restaurant is likely to be audible at a substantial distance and in several directions.

The High Street itself combines residential premises with commercial ones throughout its length and is at present quiet at night despite the presence of several restaurants and licenced premises. There is currently little room for the parked cars of evening visitors to Highgate ; if the restaurant with its proposed additional features was to attract significant addition custom from outside Highgate there could be significant additional parking problems, not to mention the noise of departing customers in the small hours at week-ends.

I urge the Licensing Team to bear in mind these factors in considering this application . I am particularly concerned at the prospect of noise after 11pm both on weekdays and at weekends and the fact that, as planned , there is no day on which live entertainment and dancing is not permitted from noon onwards.. I am not sure what exactly is covered by the expression `live entertainment` and whether that includes amplified disco music which is likely to be especially intrusive. At any event I would hope that any grant of such a licence would be accompanied by appropriate conditions .


David Taylor

HIGHGATE TRAVEL LIMITED

AIR, CARS, TOURS
COACH, RAIL, SEA
CRUISES, THEATRES74 Highgate High Street, N6 5HX
Telephone: 0208 348 3301
Facsimile: 0208 348 5571

VAT Reg. No. 230 0192 25

The Licensing Team,
Haringey Civic Centre,
High Road, London N22 8LE.6th February 2007.

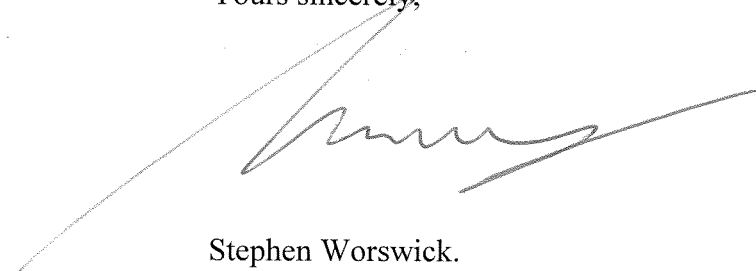
SAN CARLO, 2, Highgate High Street.

I note that the new management have applied for a very extensive music licence. Although not an immediate neighbour, I have been a resident and trader in Highgate Village for 30 years.

In that time I have noted similar applications for both the Rose and Crown, and the Angel, both within fifty yards of my property. Neither has proved successful, and I believe that such proposals are generally regarded as inappropriate and unpopular in this location.

Any considerable extension of the music licence would be regarded as a major public nuisance if it brought in a night club clientele beyond 11 p.m. on any day. I believe it would be entirely injurious to the present character of Highgate Village to agree any extension to the present music licence, and that the application should therefore be refused.

Yours sincerely,



Stephen Worswick.



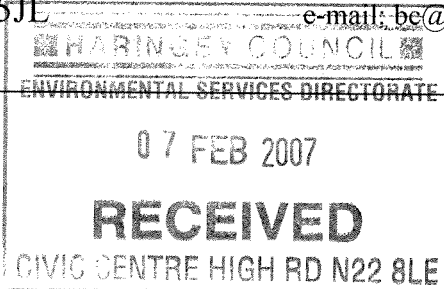


Brian Chaston & Bruce Cleave
The White House
10 Highgate High Street
London N6 5JL

Tel: 020 8347 6757

Fax: 087 0056 1308

e-mail: bc@whitehouseuk.demon.co.uk



The Licensing Team,
Haringey Civic Centre,
High Road,
London N22 8LE.

6th February 2007.

REQUEST FOR MUSIC PERMIT AT THE
SAN CARLO RESTAURANT, No 2, Highgate High Street..

Further to our letter of this date, we now observe that the San Carlo restaurant has “jumped the gun” in the matter of the extended music licence.

The restaurant is already advertising that from February 13th they will be open all day from noon to midnight, and at the weekends there will be dinner and dancing until 2 a.m.

Needless to say such a schedule is entirely incompatible with the normal domestic routine of the surrounding properties. In particular, we cannot contemplate music being played after 11 p.m. at night, or, during the summer months at such times as people might wish to make use of their gardens. To grant such a licence would make for a gross public nuisance in the area.

We are also surprised that the restaurant has been allowed to go ahead before the application has been publicly considered through the proper channels.

We hope the matter may now be put on a regular footing with full consultation with any of the surrounding properties, which may be affected.

Yours sincerely,



Brian Chaston & Bruce Cleave
The White House
10 Highgate High Street
London N6 5JL

Tel: 020 8347 6757

Fax: 087 0056 1308

e-mail: bc@whitehouseuk.demon.co.uk



The Licensing Team,
Haringey Civic Centre,
High Road,
London N22 8LE.

6th February 2007.

REQUEST FOR MUSIC PERMIT AT THE
SAN CARLO RESTAURANT, No 2, Highgate High Street..

We understand that the new management at the San Carlo restaurant are seeking renewal of the music licence.

It is our belief that the licence was originally granted to enable the previous owners to offer music at any appropriate event, viz. birthdays, weddings, New Years' Eve etc. In fact, the number of times invoked in a year was scarcely ever into double figures.

The previous owners handled the matter with great discretion throughout their 14 years at their restaurant. They were fully aware that the restaurant had only residential properties to either side, and more recently to the rear, with Waterlow Park and the Channing School immediately across the road. All these neighbours, of course, are also potential customers.

Under the circumstances, it should be pointed out that any further usage of the music licence would constitute a major public nuisance, provoking considerable adverse reactions among the local community.

If the new owners propose to use the amenity in the same discreet way as their predecessors, we can have no objection, and look forward to returning to the San Carlo restaurant in due time.

Yours sincerely,

Flat 35 Cholmeley Lodge
Highgate
London N6 5EN
020 8340 4576

6.2.07

The Licencing Team
Haringey Civic Centre
High Road London N22 8LE



Dear Sir,

We write to object to the timing requested for "live entertainment" & "dancing" in the application for the licence for the a/m Restaurant.

This block of flats is adjacent to the Restaurant which is situated in a closely populated residential area, which will be very much affected by music after 11pm & especially 2am at weekends. For various reasons the late night music could be a public nuisance.

Any music should be live and not amplified and should cease by 11pm. There is also the problem of parking cars within easy walking distance of San Carlo in already cluttered local streets.

Cholmeley Lodge is particularly affected by this aspect, and as Residents

Barrett Daliah

From: david corke [corkedavid@hotmail.com]
Sent: 05 February 2007 13:50
To: Licensing
Subject: San Carlo Restaurant

Regarding: SAN CARLO RESTAURANT, 2 HIGHGATE HIGH STREET, N6

Dear Sirs,

I live at 4 Dukes Point, Dukes Head Yard, Highgate High Street, N6 5JQ which is behind the San Carlo restaurant within 30 metres of the building and its rear garden. I was very surprised to see that they have applied for a licence for live entertainment and dancing from 12 to 12pm weekdays and 12 to 2am at weekends.

The restaurant is situated in a quiet residential area and certainly the families living adjacent to the San Carlo would be adversely affected by these late hours of music and people coming and going. There are several families with small children living very close the sounds at that time of night would be very disturbing.

The San Carlo has been a excellent restaurant for many years and has enjoyed patronage from locals and visitors alike without this type of licence. This proposed change of licence to allow late night amplified music in such a densely populated area could, in fact, cause public nuisance and lead to other problems.

Any licence granted should be as other local premises and only allow unamplified music until 11 pm.

I hope you will consider my views as there is considerable concern over this and the noise pollution it will bring.

Yours faithfully,

David Corke

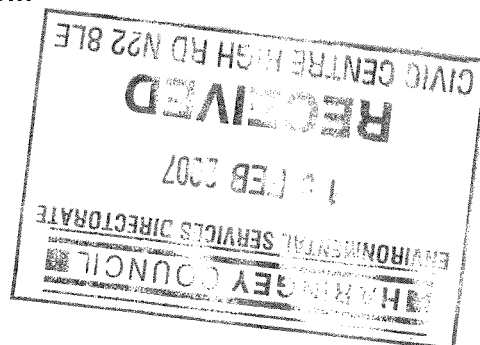
MSN Hotmail is evolving - check out the new Windows Live Mail
<http://ideas.live.com>

This email has been scanned by the MessageLabs Email Security System.
For more information please visit <http://www.messagelabs.com/email>

The Studio
Dukes Head Yard
London
N6 5JQ
0208 341 3712
gkzwdallas@aol.com

14 February 2007

The Licensing Team
Enforcement Service
Haringey Civic Centre
High Road
London
N22 8LE



San Carlo Restaurant, 2 Highgate High Street, N6

We are responding to the notice requesting a license for San Carlo restaurant, currently being refurbished under new management, to provide "live entertainment and dancing" from 12pm to 12pm on weekdays and from 12pm to 2am on Saturdays and Sundays.

Our serious concern is that such permission will create a public nuisance, particularly for the residential community that faces onto the back of San Carlo. This community is made up of a number of households that are in close proximity to San Carlo, many of which (including our own) have small children. Our fundamental concerns are twofold:

1. Particularly on weekend nights, but also during weekday nights (when school is in session for the children), the playing of music at late hours is a serious disruption to the residential community. This is particularly worrisome if it distracts children from their schoolwork or disturbs their sleep.
2. Even during more "normal" operating hours during the day and early evening we are concerned that live music played loudly will disturb the peaceful quality of life that our community has enjoyed over the years. This is particularly the case if instruments or singing are amplified, with electric guitars, bass guitars, drums, saxophones or other instruments whose sounds can penetrate through walls.

Of note in this regard is that San Carlo has a glass ceiling, which provides little in the way of sound insulation. The building in which it is housed is not purpose built for a restaurant or place of entertainment. Moreover, during warmer days – when San Carlo offers outside dining (and when the houses in our community are likely to have open windows for cooling purposes) we would have serious concerns that live music could create a particular nuisance in this time of the year.

We had a cordial discussion with the new proprietor to address these issues, and took initial comfort from the representations made that music will not be played loudly, that the venue will be for diners only (and not used as a night club) and that there is no intention for late night music to be standard fare. However, the recent opening of the

restaurant which took place earlier this week – prior to the granting of approval for live music—confirmed some of the fears noted above. Amplified singing and saxophone playing penetrated the walls of our house, and these sounds were audible in our sitting room and in our children's bedroom. Given that the winter temperature meant that we had our own windows closed (and presumably San Carlo did as well), this nuisance stands to be all the more disturbing during the open air summer months.

In our own case, we have been residents of Dukes Head Yard since 1996, and have had a friendly relationship with the San Carlo's prior management and staff throughout this period. Indeed, it is our hope that as local residents that we will be on good terms with the new proprietor, both as neighbours and as customers, as we had been with the prior owners.

However, given this ownership transfer and licensing application, our specific requests are as follows:

- Any live (or recorded) music is restricted in terms of volume, such that it is not amplified in a way that the sound would carry from the restaurant to be audible to the nearby residences. Implicit in this would be a restriction on electric amplification and percussion instruments-- and a particular assurance that live music would not create a disturbance during the warmer months when open air dining is offered.
- We would also encourage a restriction of the hours of live music to be limited to 10pm on any evening. Even that runs the risk of disturbing young children wishing to sleep or do schoolwork prior to 10pm. But if this time limitation is combined with the restriction above regarding the audible volume of music, then we believe this would be acceptable.

We would welcome and encourage a site visit so that you can observe for yourselves the proximity of San Carlo to the residential community in question so that you can get a better sense of the concern that the local residents have about this potential development.

Thank you very much for your consideration of this matter.

Yours sincerely,

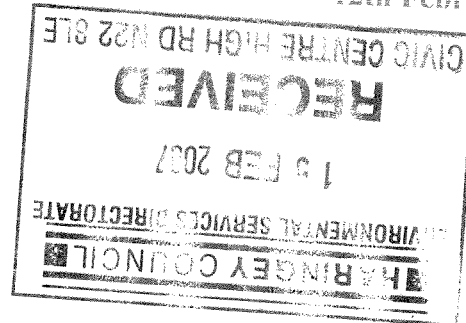


George and Kathy Dallas
0208 341 3712

12 Cholmeley Lodge
Cholmeley Park
London N6 5EN

12th February 2007

The London Borough of Haringey
Licensing Team
Civic Centre
High Road
London N22 8LE



Dear Sirs

Application for a licence at San Carlo Restaurant, Highgate High Street, N6

We refer to the application by Marsha Restaurant Ltd for a licence to permit consumption of alcohol, live entertainment and dancing. We understand that the licence sought covers times up to midnight on weekdays and 2 am on Saturdays and Sundays.

We occupy a flat which adjoins the High Street and our bedroom window overlooks the rear of the restaurant, as do bedrooms in all the other 48 flats in the block – many occupied by frail and elderly people. We believe that the proposed use would inevitably create an intolerable noise nuisance, particularly from the back of the premises. We strongly object to the application on that ground.

Yours faithfully

Margaret Jenkins

Christopher Jenkins

Margaret and Christopher Jenkins

14/2/07

Dear Madam ES/ENF/DD B

San Carlo / Marisha Restaurant

On checking our letter to you of 13/2, I have noted an error which may not have been corrected.

It is representative 1 and should read 2300 (11pm) and not 2200 (though we would have preferred this after the experience of Monday night)

Please amend 13/2 letter accordingly - if necessary and acknowledge receipt



Yours faithfully

for self & wife

Y. M. Sheehy, [SHEEHY]

M/S D Barrett
Lead Licensing Officer
Haringey
London N22 8LE

Confirming Euroson message about

1045. Today 15/2

3 Telephone calls - never in office?

33, Cholmeley Lodge

Highgate Hill

London

N6 5EN

15/2/2007.

The London Borough of Haringey
Licensing Team.
Civic Centre
High Road
London N22 8LE.



Dear Sirs.

Marsha Restaurant Ltd - Highgate High Street.

I understand that the above company has applied to your Borough for a licence to permit the consumption of alcohol and live entertainment and dancing from noon to midnight on Mondays to Fridays and from noon to 2am on Saturdays and Sundays. I write to make my strongest representations in this respect.

I have, of course, no quarrel with the alcohol permit but the public nuisance of the noise of entertainment will be intolerable. Even with the previous owners of the restaurant San Carlos the noise from the terrace, particularly in the summer, is clearly heard in my bedroom and was more than a nuisance. I could also hear the noise of bottles jangling since I assume they had rubbish containers somewhere on the terrace and when they were clearing up latest night the noise was quite disturbing. You will appreciate that the back facade of Cholmeley Lodge looks directly onto the terrace of Marsha restaurant and the noise of live entertainment throughout the day will, as I have said, be intolerable.

As you are aware the restaurant premises were originally built as a car showroom and have no facilities for sound proofing. As a closely populated residential area I believe the establishment of this entertainment facilities would be a serious public nuisance.

As an aside, I think it was on ^{Tuesday} ~~Monday~~ night that there was serious noise from somewhere in Highgate Village. I could hear this in virtually every room in my flat. I don't know whether this was a trial run for Marsha restaurant but if it was I will be very anxious for the application to be turned down.

I trust my representations can be taken into account

yours J.M. Callus
J.M. Callus L

J. G. M. GALLAGHER.

The London Borough of Haringey
Licensing Team
Civic Centre
High Road
London
N22 8LE

46, Cholmeley Lodge
Cholmeley Park
Highgate
London
N6 5EN
Tel 020 8348 5246
16 February 2007

Dear Sirs

San Carlo Restaurant – Marsha Restaurant Ltd - Highgate

I understand that the above company has applied for a licence for live entertainment and dancing until midnight on Mondays to Fridays and until 2 am at the weekends.

I wish to make representations against this on the grounds of prevention of public nuisance, in particular noise.

My flat is on the fourth floor of a block of 49 residential flats which sides on to Highgate Hill, is only three residential properties away from the premises and overlooks the extension and garden at the rear of the premises. There is a covenant on our block that "No musical instrument...loudspeaker...or mechanical or other noise-making instrument of any kind shall be played or used nor shall any singing be practised...so as to cause annoyance..or so as to be audible outside the demised premises". Our residents' handbook further states that noise should be especially kept down after 11 pm. Our block is a 1930s Grade 2 listed building, which is not soundproofed and cannot readily be made so, not least because of the listing.

I believe that San Carlo should similarly be restricted from making noises audible from outside, particularly as it is surrounded by residential properties on all sides.

Haringey's Statement of Licensing Policy clearly states "Licensed premises, especially those operating late at night and in the early hours of the morning, can cause a wide range of nuisances that can impact on the people living, working or sleeping in the vicinity of the licensed premises". "The Council is committed to protecting the residents and businesses in the vicinity of these licensed premises".

I am particularly concerned at the proposed hours, with music after midnight. It is totally unreasonable to keep hundreds of people awake, because a few partygoers would like to dance into the early hours, when this is a complete change of use.

I am also concerned that the premises should be soundproofed and windows kept closed. This is not impossible with air conditioning. The garden area should certainly not have music after midnight.

Earlier this week I heard loud music at 11 pm and I am fairly sure that it emanated from those premises.

I trust that due note will be taken of my objections.

Yours faithfully



Roger Shaw



3 Dukes Point
Highgate
London N6 5JQ

16 February 2007

The Licensing Team
Enforcement Service
Haringey Civic Centre
High Road
London N22 8LE

San Carlo Restaurant, 2 Highgate High Street

Dear Sir,

As you are aware the San Carlo restaurant is currently being refurbished having recently changed ownership. We have seen the application for a licence for live entertaining and dancing until 12 midnight on weekdays and until 2.00 am on Saturdays and Sundays.

We live behind the restaurant in a small group of houses. We believe that music and entertainment until 2.00am on Saturdays and Sundays and midnight in the week would create significant noise to us and we wish to formally object to this licence being given on the grounds of public nuisance. We believe that late night activities will have an adverse effect on us.

We had an initial experience of the public nuisance that a successful licence application would cause this Monday evening (12th February 2007), when the new San Carlo held its opening night party. The amplified music reverberated around our residential close at totally unacceptable levels. It highlighted that the structure of the restaurant property had very little or no effect in dampening the noise pollution and that allowing amplified entertainment after 11pm would be totally inappropriate with people living in such close proximity.

Haringey Council has published a *Statement of Licensing Policy*, and this clearly identifies your commitment to protecting the residents and businesses in the vicinity of licensed premises. We therefore hope that you will consider restricting the licensing hours of the new San Carlo restaurant.

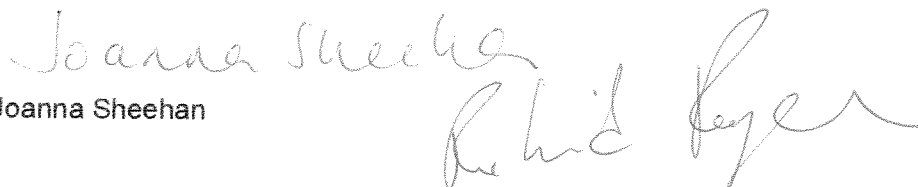
We would not object to occasional late licences being given for events such as New Years Eve, but the proposed hours are unacceptable given the close proximity to residents.

We hope that you will consider these objections and restrict the licensing hours.

As a further point we were disappointed that we could not find this application on the Haringey Council Web site. We found the list of other such applications but San Carlo was not present. This obviously has meant that there is less opportunity of people finding out about the licence application and objecting to it.

Yours sincerely

Richard Rogers and Joanna Sheehan



Handwritten signatures of Joanna Sheehan and Richard Rogers.



Ryan Springer
5 Dukes Point, Dukes Head Yard
Highgate High Street
Highgate
N6 5JQ
Tel - 07932 792 531



16th February 2007

The Licensing Team
Haringey Civic Centre
High Road
London
N22 8LE

Dear Sirs,

FORMER SAN CARLO RESTAURANT, 2 HIGHGATE HIGH STREET, N6

I live behind the San Carlo restaurant within 30 metres of the building and its rear garden. I was very surprised to see that they have applied for a license for live entertainment and dancing from 12 to 12pm weekdays and 12 to 2am at weekends.

The restaurant is situated in a quiet residential area and certainly the families living adjacent to the San Carlo would be adversely affected by these late hours of music and people coming and going.

There are several families with small children living very close the sounds at that time of night would be very disturbing.

The San Carlo has been an excellent restaurant for many years and has enjoyed patronage from locals and visitors alike without this type of license. This proposed change of license to allow late night amplified music in such a densely populated area could, in fact, cause public nuisance and lead to other problems.

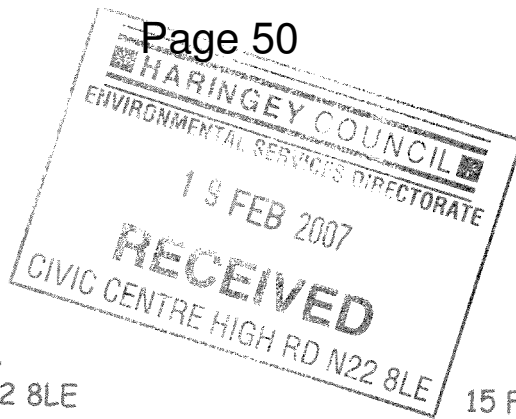
Any license granted should be as other local premises and only allow unamplified music until 11 pm.

I hope you will consider my views as there is considerable concern over this and the noise pollution it will bring.

Yours sincerely

RYAN SPRINGER

Peter Benton



NORTHGATE HOUSE
130 HIGHGATE HILL
LONDON N6 5HD

The Licensing Team,
Haringey Civic Centre,
High Road, London N22 8LE

15 February 2007

San Carlo Restaurant, 2 Highgate High Street, N6

Dear Ms. Barrett,

I am writing in reply to your letter of 9 February, which enclosed a letter of 7 February from Ms. Gail Ganney of Marisha Restaurants.

We wish to maintain our objections to the licence application for 2 Highgate High Street, which were stated in my letter of 3 February to your team.

Ms. Ganney's letter has reassured us as to the type of music to be played, "occasional live music...", provided no amplification is permitted. This is consistent with the original application.

However, her letter still persists in the intention to provide music on Friday and Saturday evenings until late - presumably 2.00am. Nothing is said about the request to play music until Midnight on every other day. We cannot accept music from the restaurant later than 11.00pm on any night; this is a closely populated residential area, with more than 60 households within earshot of the restaurant - several within 30 meters.

We have found over the past 35 years, that even piano music in the restaurant, occasionally played late, has disturbed our sleep. The inescapable fact is that the restaurant building is not sound proof. It has only been tolerable as a restaurant in this residential area, because previous owners have behaved with great restraint and concern for the effect of their activities on neighbours.

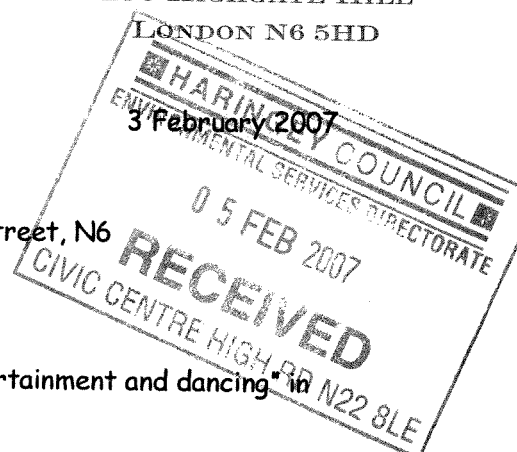
We continue to look forward to the friendly relations and active support for the restaurant that has been such a feature of this neighbourhood over the past 35 years.

Yours sincerely,
Peter Benton

Peter Benton

NORTHGATE HOUSE
130 HIGHGATE HILL
LONDON N6 5HD

The Licensing Team,
Haringey Civic Centre,
High Road, London N22 8LE



San Carlo Restaurant, 2 Highgate High Street, N6

Dear Sir:

I am writing to object to the timing requested for "live entertainment and dancing" in the Licence Application for the San Carlo Restaurant.

We live next door to the restaurant. In 1970, when we first came to live in Northgate House, 2 High Street was a motor car show room, built for that purpose. For the past 35 years it has functioned as the San Carlo Restaurant, with an excellent reputation for Italian food. We have lived amicably with the San Carlo; music has not been played late - except on New Year's Eve, to which we have made no objection.

The San Carlo is sited in a closely populated residential area. The restaurant's building is not suitable for loud music, since the roof immediately above the entertainment space is un-insulated glass, and the glass doors to the small garden are not sound proof - and frequently left open. Our adjoining walls carry sound from the restaurant.

Across the High Street, the United Reform Church in South Grove has an entertainment Hall in a solidly constructed basement. Camden has met the needs of local residents by stipulating in their licence: "music must be live and not amplified; music must cease by 11.00pm on any day, and the Hall must be vacated by 11.30pm".

The current proposal by the San Carlo that "live entertainment and dancing" should be permitted from 12 to 12pm on weekdays and 12 to 2am on Saturdays and Sundays, is not acceptable. We welcome the phrase "live entertainment", provided this does not permit amplification or sound produced electrically. Even with this restriction in place, extension to Midnight on weekdays, and to 2am on Saturdays and Sundays would certainly create a public nuisance, distressing many local residents.

We strongly urge granting of a licence in restrictive terms:

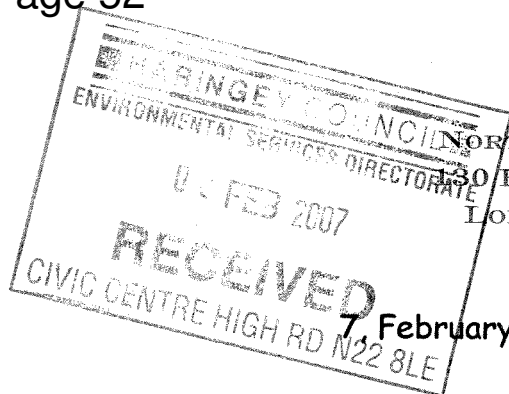
Any music provided shall be live, moderate in volume and not amplified. Music and live entertainment must cease by 11.00pm on any day. However, extension to 2.00am is permitted on New Year's Eve/ Day.

We look forward to enjoying the San Carlo for many years to come. The restaurant has always benefited from a loyal local clientele.

Yours sincerely,
Peter Benton

Peter Berton

The Licensing Team,
Haringey Civic Centre,
High Road, London N22 8LE



NORTHGATE HOUSE
30 HIGHGATE HILL
LONDON N6 5HD

7 February 2007

San Carlo Restaurant, 2 Highgate High Street, N6

Dear Sir:

Further to my letter of 3, February, I would like to advise you of two new developments:

1. The restaurant has now advertised on the High Street window that they will provide dancing until 2.0am on Fridays and Saturdays *from 13 February.*
2. Today, at 3.00pm, the restaurant was visited by a representative of Audio Venue - a company specialising in provision of electronic music and video systems.

We are therefore concerned that in any response to the licence application, the phrase "live entertainment" should be carefully defined: "music played live, without amplification or electrically produced sound" Clearly, live entertainment, properly defined, is likely to be less loud, and played less continuously than recorded or broadcast sound.

We are also concerned that the San Carlo may be intending to proceed with the extreme hours, without waiting for proper legal process. May I repeat: music played after 11.00pm at night will constitute a public nuisance to the 12 households within 30 meters of the restaurant, and the further 40 within the potential disturbance zone.

I would be grateful if you could advise us of the timing for any public hearing of this licence application.

*Yours sincerely
Peter Berton*

Is it relevant that this house is grade II by English Heritage?*

24, Cholmeley Lodge
Cholmeley Park
London N6 5EN

14 February 2007

The London Borough of Haringey
Licensing Team
Civic Centre
High Road
London N22 8LE



Dear Madam/Sir

SAN CARLO RESTAURANT, HIGHGATE HILL, HIGHGATE N6


**Objection to Licensing application on the grounds of
PUBLIC NUISANCE**

We are writing to express our **serious objections** to the granting of a lease for live entertainment and dancing at the above premises.

There is absolutely no doubt that allowing live entertainment and dancing on this site will cause a **public nuisance**. San Carlo is located in a residential neighbourhood, which is densely populated. The acoustics in the area are such that sound carries incredibly well and far. On top of this, the building in which San Carlo is located is not well soundproofed (we know this from experience as both neighbours and as diners). If permission is granted for live entertainment and dancing "from noon to midnight on Mondays and Fridays, and from noon to 2am on Saturdays and Sundays" (as suggested), the quality of life in the adjacent homes will be greatly diminished and the nuisance caused by the intrusion could be considerable.

On Monday 12 February, we were kept awake until close to midnight by extremely loud music and voices coming from San Carlo. Apparently it was a party to celebrate the opening under new management. If they show no regard or consideration for their new neighbours on their very first night, what hope have we for future if this license is granted?

Yours faithfully,


Christine Lalumia


Pepin Clout

Licensing Team
London Borough of Haringey
Civic Centre
High Road
London N22 8LE

Naomi Moskovic (solicitor)
7 Sussex House
Glenilla Rd
London NW3 4AR
moskovic@moskovic.freemove.co.uk

15/2/07

Dear Sir/Madam

Re: San Carlo Restaurant Highgate Hill, N6

I have recently bought flat 10 Cholmeley Lodge N6 5EN, which I intend to use as my sole residence.

I understand that the new owners of the San Carlo Restaurant, Marsha Restaurant Ltd, have applied to you for a licence to permit the consumption of alcohol and live entertainment from noon to midnight during the week and from noon to 2 am on Saturdays and Sundays.

I am writing to make a representation in respect of this application, and object to it on the grounds that the noise caused by such a use, particularly that caused by amplified music and crowds will amount to a public nuisance causing serious disturbance to local residents. The premises are located in a quiet but closely populated residential area, I understand the restaurant has no sound proofing and the French windows open onto a terrace in the summer.

In addition the pressure on parking (which is unrestricted at the above times) and the noise of people leaving the premises will also cause considerable public nuisance.

The proposed use is out of keeping with the character of the area, and the resulting public nuisance will be significant. I hope you will consider the concerns and representations of local residents including (soon) myself, and refuse this application.

Yours faithfully



Naomi Moskovic



Parkgate-Aspen

PROPERTY MANAGEMENT

Head Office:
Wilberforce House
Station Road
London NW4 4QE

Tel 020 8732 8888
Fax 020 8732 8899

E-mail: mail@parkaspen.co.uk

The London Borough of Haringay
Licensing Team
Civic Centre
High Road
London N22 8LE

15 February 2007

Our Ref: MC/CB

Dear Sirs

Re: San Carlo Restaurant, Highgate Hill, Highgate Village, London N6

I refer to the License Application at the above premises to permit the consumption of alcohol, live entertainment and dancing from noon to midnight, Monday to Friday and from noon to 2 am on Saturday and Sunday.

Parkgate-Aspen are the managing agents on behalf of Cholmeley Lodge Residents Management Limited which is two doors away.

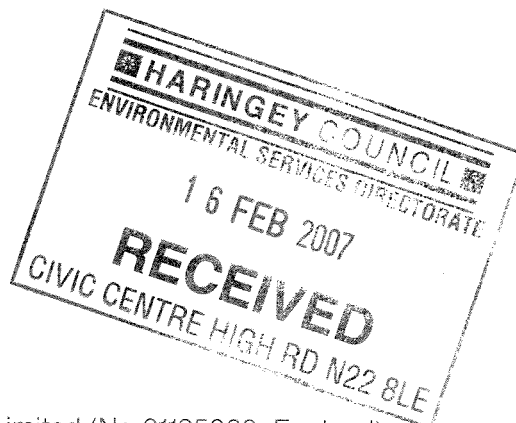
On behalf of the Directors of Cholmeley Lodge Residents Management Limited I have been instructed to write to you to confirm that the residents of Cholmeley Lodge strongly oppose this Application. Recently, there has been considerable noise late at night from this property causing disturbance and annoyance to the residents at Cholmeley Lodge. Any extension of permitted hours will only add to this noise and disturbance which will cause suffering and annoyance to the residents at Cholmeley Lodge some of whom are very elderly.

Therefore I confirm that we strongly oppose this Application.

Yours faithfully
Parkgate-Aspen

pp Carera Shields
Michael Charman

150207pt2



Parkgate-Aspen Limited (No 01195060, England)
Directors: S Unsdorfer FIRPM, M Land Inst, TWS Burr, B Parker,
NP Shah FCA, M Charman, JG Sigalov MCIPR.
Registered Office: Wilberforce House, Station Road, London NW4 4QE
All correspondence Subject to Contract



12 Cholmeley Lodge
Cholmeley Park
London N6 5EN

13th February 2007

The London Borough of Haringey
Licensing Team
Civic Centre
High Road
London N22 8LE

Dear Sirs

Application for a licence at San Carlo Restaurant, Highgate High Street, N6

We wrote yesterday to object to the current licence application.

Last night the restaurant had an opening night with music. It was very loud indeed and made sleep quite impossible. The amplifiers must be powerful ones, and this in itself clearly indicates that the way in which it is proposed to use the premises will constitute a serious nuisance.

If the restaurant generates that amount of noise in mid-winter the noise in the summer, when all the doors and windows are open and when they make use of the terrace, will be horrendous.

Last night also illustrated that the noise generated by people leaving the premises late at night and returning to their cars parked at the front of our block of flats will also cause disturbance.

The evidence of last night makes it plain that the kind of restaurant proposed is entirely inappropriate to its situation.

We feel strongly that this application should be rejected.

Yours faithfully

Margaret Jenkins
Christopher Jenkins

Margaret and Christopher Jenkins

24, Cholmeley Lodge
Cholmeley Park
London N6 5EN

14 February 2007

The London Borough of Haringey
Licensing Team
Civic Centre
High Road
London N22 8LE

Dear Madam/Sir

SAN CARLO RESTAURANT, HIGHGATE HILL, HIGHGATE N6

**Objection to Licensing application on the grounds of
PUBLIC NUISANCE**

We are writing to express our **serious objections** to the granting of a lease for live entertainment and dancing at the above premises.

There is absolutely no doubt that allowing live entertainment and dancing on this site will cause a **public nuisance**. San Carlo is located in a residential neighbourhood, which is densely populated. The acoustics in the area are such that sound carries incredibly well and far. On top of this, the building in which San Carlo is located is not well soundproofed (we know this from experience as both neighbours and as diners). If permission is granted for live entertainment and dancing "from noon to midnight on Mondays and Fridays, and from noon to 2am on Saturdays and Sundays" (as suggested), the quality of life in the adjacent homes will be greatly diminished and the nuisance caused by the intrusion could be considerable.

On Monday 12 February, we were kept awake until close to midnight by extremely loud music and voices coming from San Carlo. Apparently it was a party to celebrate the opening under new management. If they show no regard or consideration for their new neighbours on their very first night, what hope have we for future if this license is granted?

Yours faithfully,



Christine Lalumia



Pepin Clout

GERALD AND FIONA MURPHY

04 February 2007

The Licensing Team
Haringey Civic Centre
High Road,,
London, N22 8LE



Dear Chair,

Re: San Carlo Restaurant, 2, Highgate Highgate High Street, N6

We write to object to the times requested in the 'Live entertainment and dancing licence' being made by the new owners of the above restaurant.

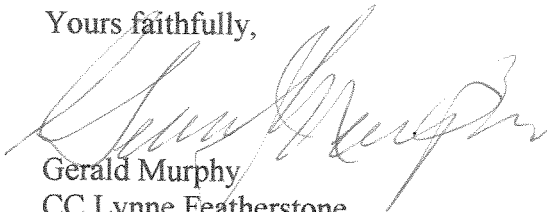
We live in the flat over the offices next door to the restaurant. Our bedrooms are at the back and above the restaurant and its rear garden. This garden which has French doors to the restaurant has been used as an extension to the restaurant during the summer. The roof of the restaurant provides light and ventilation from 4 No. 3600 x 1800mm (12' x 6') skylights in single pane glass, and they retain almost none of the sound created in the restaurant. Music is quite clearly heard in the 55 units of housing that surround the restaurant.

The new owners of the restaurant have not chosen to contact us on this or any other matter, and we were fortunate to have the notice on the restaurant window brought to our attention.

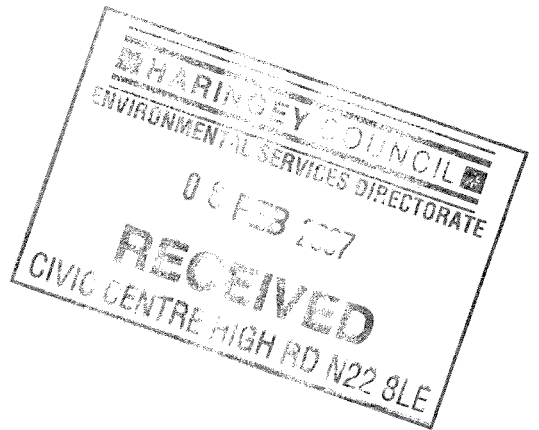
We have always lived very happily with past owners of the restaurant, and have been regular customers for over 20 years. They only rarely catered for parties that finished as late as 11pm , and the only party that finished later than that was for the New Year.

We accept that a restaurant in a shopping street should not be restricted to hours that would prevent them from offering what is normally provided by a restaurant, but we believe that the hours requested in this application are unnecessarily excessive for a residential area.

Yours faithfully,



Gerald Murphy
CC Lynne Featherstone
House of Commons



Anne Jamieson
19 Cholmeley Lodge
Cholmeley Park
London N6 5EN

London Borough of Haringey
Licensing Team

06/02/2007

Dear Madam/Sir,

Re: Application by Marsha Restaurants Ltd for a premises License for San Carlo, 2 Highgate High Street, N6 5JL

I wish to object to the above application being granted on the grounds on **prevention of public nuisance.**

The restaurant has a garden, so any music played with the doors open can be heard in my flat. I know from previous one-off events that this is the case. It would be unreasonable to allow this restaurant to keep neighbours awake on a regular basis.

Music that can be heard by neighbours until midnight on weekdays and until 2 pm weekends is completely unacceptable in my view, and I would urge you to turn down this application.

I am not the only neighbour of this restaurant, which is in a residential area, and which was never built to be a place for noisy activities.

Yours truly,

Anne Jamieson

Flat 20 Cholmeley Lodge
Cholmeley Park
126 Highgate Hill
Highgate
London N6 5EN

0208 340 6098
wendyjcwright@aol.com

Re: Alterations to San Carlo Restaurant – Highgate

February 7th, 2007

Dear Sirs,

We are sorry that the ownership of San Carlo has changed. However, we are concerned about it changing from a family restaurant to what could be a restaurant with a licence for music and dancing. Is that a night club? Bearing in mind there is an outside aspect to the restaurant I am concerned about there being a licence for music on a possible nightly basis particularly in the summer when doors and windows are open. **This will impose an unacceptable level of noise related public nuisance for residents.**

Our bedroom windows which open to the back of Cholmeley Lodge are close to the restaurant and as summer nights have become hotter I am really concerned about the potential for this application to create a summer misery for us all.

I have lived in Highgate for only two years now, and it is dismaying to see the way planning applications are transforming it in a way that is degrading a once pleasant inner London village/ small town.

Yours Sincerely,



Wendy Cartwright



22 Cholmeley Lodge Highgate Hill London N6 5EN

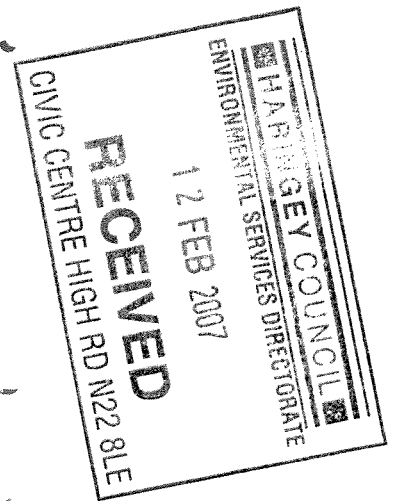
020 8340 4861

12th February 2007

The Clerk to the Licensing Team
The London Borough of Haringey

Dear Sir/Madam

San Carlo Restaurant
2 Highgate High Street



I refer to the application of Marsha Restaurants Ltd for a licence for live entertainment and dancing for the above premises.

As a resident at the above address I respectfully ask your authority to grant a more restricted licence than that which the applicants are seeking.

The San Carlo is not sound proof and music there will be heard by the residents (of which I am one) of the many

houses & flats in the closely populated area surrounding it. If the music is amplified and/or the french windows at the rear are open (as they will certainly be in the summer) the music will be even more disturbing. If played after 11 pm it will become a serious public nuisance in view of the number of dwellings which will be affected. I urge your authority to limit any licence to the playing of music to the afternoon & evening, not later than 11 pm, of every day of the week.

A second point is that

(2)

San Carlo has no car park; customers will park their cars on Highgate Hill and in Chomley Park. If diners and dancers leave after 11.30 pm or midnight at the closing of the restaurant they will almost certainly cause disturbing noise.

Again this will cause a public nuisance,

Yours faithfully

Quentin Edwards

[Quentin EDWARDS]

(3)



The London Borough of Haringey
Licensing Team
Civic Centre
High Road
London N22 8LE

12 February 2007

Dear Licensing Team:

I would like to object in the strongest possible terms to the application of San Carlo Restaurant/Marsha Restaurant Ltd for a license to permit live entertainment and dancing from noon to midnight on Mondays to Fridays, and from noon to 2 am (!) on Saturdays and Sundays.

I am a resident of Cholomeley Lodge, just a few steps away from the San Carlo Restaurant. This is at present a quiet residential area with many working people who need a good night's sleep. Allowing the San Carlo – which as I am sure you know is not a purpose built restaurant and has no sound proofing – to serve alcohol and present live music (including amplified music) until midnight/2 am every night of the week will create a considerable **public nuisance** to area residents. This would, no doubt, be aggravated by the fact that the restaurant's French windows open onto a terrace that is in continual use during the summer months. It would, to be sure, make my life a misery.

I appeal to you as a taxpayer and proud resident of the Borough of Haringey not to let this happen.

Thank you for your serious consideration.

Very truly yours,

A handwritten signature in cursive script that reads "Isabel Stowell-Kaplan".

Isabel Stowell-Kaplan
3 Cholomeley Lodge
Cholomeley Park
London N6 5EN

The Licensing Team
Haringey Civic Centre
High Road
London N22 8LE

Park View Cottage
Dukes Head Yard
Highgate High Street
London N6 5JQ

8.2.07

San Carlo Restaurant, 2 Highgate High Street

Dear Sir,

I wish to register my concern about the proposal by San Carlo Restaurant, for live entertainment and dancing.

I live in Dukes Head Yard, to the rear of the restaurant. I have never experienced any problems with noise, even though in summer time there has been outside dining.

Live entertainment is one thing, but amplified music until 12pm on weekdays and 2am on Saturdays and Sundays is of serious concern. As a frequent user of the restaurant I am relieved that it will not become yet another estate agents, but I would request some restriction on the volume of music and the timing.

Yours sincerely,

Kate Spingza.



Ion and Sue Trewin
Flat 44 Cholmeley Lodge
Cholmeley Park,
Highgate, London, N65EN
0208 374 3964

The London Borough of Haringey
Licensing Team
Civic Centre
High Road,
London N22 8LE



11/02/2007

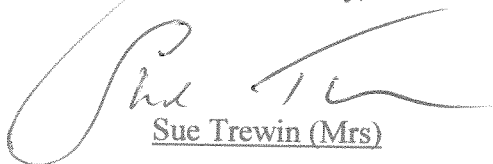
Dear Sir,

I write concerning the recent planning application by Marsha Restaurant Ltd, who have recently bought premises in Highgate Village, and have applied for a music and live entertainment and dancing licence from you.

As long term residents of Highgate, and currently living in close proximity to the restaurant in question, I am writing to state my concerns for this application. The original building in question was a car showroom and not a purpose built restaurant. Consequently it is not soundproof and therefore totally unsuitable for live music. Additionally there are residential properties in close proximity and live music would constitute a public nuisance, in my opinion. A restaurant without live music would be acceptable as there has been one there for a number of years which locals have supported and enjoyed.

I hope you will consider my comments in your decision .

Yours faithfully,



Sue Trewin (Mrs)

Sam O'Riordan
21, Cholmeley Lodge
Cholmeley Park
London
N6 5EN

Haringey Council
Licensing Team
Civic Centre
High Road
London
N22 8LE



13th February 2007

Dear Sirs,

Ref: Information about plans for San Carlo Restaurant

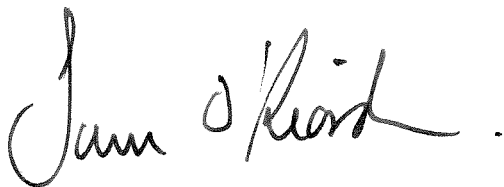
The above restaurant has made application to you for license to permit the consumption of alcohol, live entertainment and dancing from noon to midnight on Mondays to Fridays and from noon to 2am on Saturday and Sundays.

I am writing to you to object to the application. I have move bedrooms, into the smaller bedroom at the back of my building, as the noise from the students coming home late at night to the Hall of Residence on Cholmeley Park is so bad.

If the San Carlo was allowed to play music and have dancing till 2am it would disturb me and my neighbours (many of who are old and have retired to Hightgate for some peace and quiet) considerably.

Many thanks

Yours faithfully,



Sam O'Riordan

82 HIGHGATE HIGH STREET, LONDON N6 5HX

Haringey Council,
Licensing Administrator,
Licensing Team,
639 High Road Tottenham,
London N17 8BD.

23/02/07

Licensing Act 2003 – San Carlo, 2 Highgate High Street, N6.

Dear Sir or Madam,

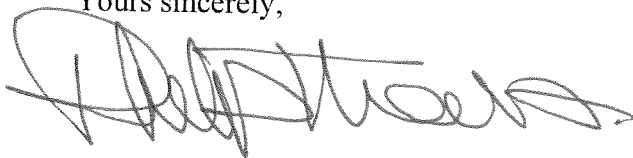
San Carlo is a very nice large restaurant opened a couple of weeks ago and we will enjoy going there but would resist late opening for all premises in this residential area. Unlike most High Streets, there are homes above every shop in this very quiet village at night, with no late public transport.

Before the new owners, San Carlo was previously a well established restaurant with normal hours. We believe it would be important for the new style restaurant to become established before this enormous change, applying for an unprecedented licence for music and dancing until 2am. and, for the entire weekend, Friday and Saturday.

Live music is always audible outside, especially with doors opening etc., and with such large premises, large groups of people will be leaving late at night after dancing, unavoidably noisy, especially against a background of the calm and tranquillity of Highgate Village. It cannot help but shatter the peace and quiet that neighbours enjoy at the moment that we are so dependant on, especially at weekends - exacerbated by the proposal to hire out the premises for events.

We are writing this objection, in no way against the new management, who we wish well, but without a notice being displayed on the premises, or indeed, any postings on the net, we are relying on an article in the news section of the local press about an application for Friday and Saturday music and dancing till 2pm. at San Carlo.

Yours sincerely,



Philip Thomas



Flat 16 Cholmeley Lodge
Cholmeley Park
London, N6 5EN
Tel: 020 8341 3592

10 February 2007

The London Borough of Haringey Licensing Team
The Civic Centre
High Road
London
N22 8LE

Licensing of San Carlo Restaurant, Highgate High Street

PREVENTION OF PUBLIC NUISANCE

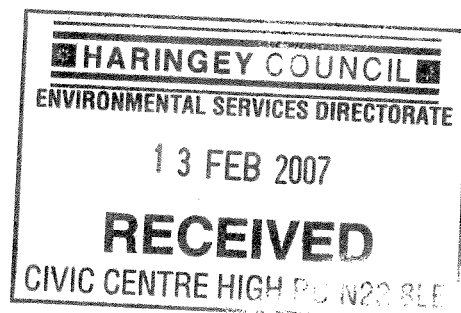
Dear Sirs,

I wish to make a protest against the San Carlo Restaurant's application for a licence to permit live entertainment and dancing. I am told that the restaurant is not sound-proofed and I know at first hand that the previous owners opened out the back of the restaurant on summer evenings. Amplified music from noon to midnight and from noon to 2 am at weekends would be an intolerable nuisance not only to me and my wife but for many other persons in this otherwise purely residential area. In the block of flats where we live it is residents' practice to cease all music at 10.30 pm, and this seems to be a proper way of recognising other people's rights. I protest in the strongest terms against the restaurant's request.

Yours faithfully,

Douglas R. Barnes

Douglas R. Barnes



Mr and Mrs Hui-Sun KIM
7 Dukes Point
Dukes Head Yard
London N6 5JQ

The Licensing Team
Haringey Civic Centre
High Road
London N22 8LE

London, 9th February 2007

San Carlo Restaurant, 2Highgate High Street, N6

Dear Sir or Madam,

I am writing to object to the timing requested for "live entertainment and dancing" in the Licence Application for the San Carlo Restaurant.

We live in the house closest to the garden side of the restaurant's premises. Since we have been living here in 2000, we have lived amicably with the San Carlo. The garden patio has not been used past 11pm and music has not been played late with the exception of New Years's Eve and a couple of occasions. And we have had no objections to this.

The San Carlo is very near to our house, and we already are subject to noise coming out the kitchen and rubbish being dropped in the bin late at night. These noises can be heard very distinctively from our house but we have been able to accommodate this thanks to the the positive attitude of the restaurants' staff regarding this issue.

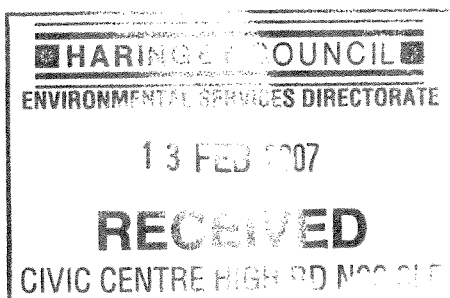
Our family has children aged 2, 6 and 8 and the children's window are directly facing the restaurant. I would be very concerned if a license to play music up to 2am was granted as this could directly affect in a long term manner the well being and health of my children. Number of my neighbours in the development have children too and would be similarly affected. Past experience mentioned above proves that music played in the restaurant can be distinctively heard from my house to a level that would be a real issue due to a lack of appropriate sound insulation of the restaurant's premises.

I would kindly ask you to consider this issue as the restaurant is sited in a closely populated area and would suggest that setting restrictive terms on the hours permitted (for example no later than 11pm) and the level of noise generated (for example strong restriction of use of powered amplifying devices) might achieve to come to an acceptable and sustainable outcome when ity comes to "live entertainment". I have no objection to the restaurant being granted late hours extension on occasions like New Year's Eve.

I would be very grateful if you could take into considerations these environmental issues that have long term impacts on persons living in the neighborhood of the restaurant's premises.

Yours sincerely

Hui-Sun Kim



The London Borough of Haringey
Licensing Team
Civic Centre
High Road
London
N22 8LE



40 Cholmeley Lodge
Cholmeley Park
Highgate
London
N6 5EN

8th February 2007

To Whom It May Concern:

Re application by Marsha Restaurant Ltd for licence to permit consumption of alcohol, live entertainment and dancing from noon to midnight on Mondays to Fridays, and from noon to 2am on Saturdays and Sundays for the former San Carlo Restaurant Highgate High Street.

I am writing to protest and object to the above. I am a resident of neighbouring Cholmeley Lodge and am extremely concerned that if the above application is granted there will be a severe impact in terms of public nuisance and disorder resulting from both noise and late night consumption of alcohol.

Highgate village has a long tradition of retaining its dignified village atmosphere. Crime rates in the area have been relatively low however this will inevitably change with the late night consumption of alcohol and disorderly behaviour.

It is my understanding that the property seeking the above application has no provision for sound proofing and since the surrounding area is a closely populated residential area with young children (as is in my case) it is likely that significant disturbance will result.

I urgently request that you deny a license for Marsha Restaurants Ltd.

Kind regards,

David Smetana

Barrett Daliah

From: David Solomon [david@russellhouse.fsworld.co.uk]
Sent: 01 March 2007 12:24
To: Barrett Daliah
Subject: San Carlo Restaurant - Highgate High Street N6

My wife and I have owned and occupied our house in South Grove for over twenty years. We are deeply concerned by the nature of the application that has been submitted to you by new owners for variations to the licence relating to the above premises.

We are informed that this application, if granted, would allow:

- The supply of alcohol, together with live and recorded music, until 2 a.m. on Friday and Saturday nights
- Facilities for dancing on Friday and Saturday nights until 1 a.m.
- Facilities for showing films until 1 a.m. on Friday and Saturday nights
- The provision of "late " food after 11 p.m.

The effect of these proposals would be to change fundamentally the character of these premises from a restaurant, serving the neighbourhood and surrounding areas, to a night club and entertainment centre that would also provide food.

The subject property is very close to numerous residential premises. These would suffer from very great nuisance and disturbance if this application were to be granted. Moreover, the granting of this application would have a deleterious effect upon the whole of the Highgate village area in that it would result in a large number of people congregating in various parts of the village late at night with a consequent increase in noise, disturbance and litter in a sensitive conservation area.

Whilst Highgate Village is a mixed commercial and residential area, it is essential to maintain sensitively the balance amongst competing interests to ensure that it remains an agreeable locality for the many residents in the area as well as an area in which appropriate commercial users may thrive.

Were this application to be granted, even subject to conditions, it would create a very dangerous precedent in relation to other premises and would create a situation in which applications would be made in the future to vary or remove any conditions imposed.

We urge your authority most strongly to reject this application.

We would much appreciate an acknowledgement to these representations.

Regards

David and Hazel Solomon

David@russellhouse.fsworld.co.uk
Russell House 9 South Grove London N6 6BS UK
Tel/Fax: (+44) (0)20 8341 6454
Mobile: (+44) (0)7785 288 616

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12 Pond Square
London N6 6BA
tel 020 8340 8697

Daliah Barrett
Haringey Council
Licensing Administrator
Licensing Team
Civic Centre
High Road
Wood Green
LONDON N22 8LE

1 March 2007

San Carlo restaurant – Highgate High Street, London N6

Dear Daliah,

We have been made aware by a neighbour that the new management of San Carlo have applied for a late night alcohol and music licence on Friday and Saturday nights. I have been to San Carlo since it re-opened but did not see any notice about such an application.

Over the past year or so we and many of our neighbours have fought hard to protect the relatively peaceful area of Highgate Village. We are frequent customers of the many pubs and restaurants in the village but feel that the existing licensing is appropriate for this residential area (the vast majority of premises above the shops in Highgate High Street are residential). We think it is not reasonable for our peace and quiet to be interrupted by people leaving the restaurant and looking for transport home after 1.00am or 2.00am in the morning.

Highgate Village is a conservation area and its unique character within London would be jeopardised if establishments are allowed to extend licences into the small hours.

Yours sincerely,

Neil and Alison Perkins

Barrett Daliah

From: Penny Howarth [penny@field-day.co.uk]
Sent: 05 March 2007 09:11
To: Barrett Daliah
Subject: Fwd: objection to San Carlo late licence application

i sent this yesterday but it bounced back. i realize now it was because i'd spelt haringey wrong.
p hartley

Begin forwarded message:

From: Penny Howarth <penny@field-day.co.uk>
Date: 4 March 2007 18:26:46 GMT
To: daliah.barrett@haringay.gov.uk
Subject: re: objection to San Carlo late licence application

Deah Daliah Barrett

No, no, no!!!

As I'm sure other objectors to this late licence application application will have all said already: the area immediately surrounding Highgate High Street is very family residential, and if *you* were to grant this late licence *you* would be contributing to a problem that is already developing here.

Highgate village is generally very peaceful and family orientated *except* on Friday and Saturday nights at pub closing times, when people are making they way home in large groups to other areas nearby. We moved into 8 Southwood Lane less than a year ago, and we have already experienced loutish and violent behaviour outside our front door at these times, together with vandalism to our house and car. And that's just us. The police are aware of this problem and are monitoring it. So even though the San Carlo is at the opposite end of the high street this would impact us, but at a later time in the night. This is quite simply AN INAPPROPRIATE application for this area. Closing time 12:00am please, no later. That's fine for families. Or are they not interested in servicing the LOCAL community?!

We have been to the San Carlo restaurant, but it was too smoky and the food was not good. Perhaps if they paid more attention to this, then more families from Highgate would dine there, and they wouldn't need to look to more obvious but less desirable ways to make money, that ultimately are only going to serve to increasingly alienate them from their residential neighbours. Its a chicken-and-the-egg situation. I would say to the San Carlo - if they'd bothered to consult us, the local community - get a good chef in, and get rid of the smoking now. Then leaflet the local community with a new sample menu. Do all that first and see what happens.

Please would you send a confirmation of receipt of this objection.

Many thanks

P Hartley

Barrett Daliah

From: Drusilla Gabbott [drusilla@oxygen.uk.com]
Sent: 04 March 2007 09:48
To: Barrett Daliah
Subject: san carlo restaurant High St Highgate

I am writing to register my opposition to the application for a variation in the licence for the restaurant previously known as San Carlo

This is a residential neighbourhood with flats and houses adjoining the site. Local residents include a number of elderly people.

The application will form a substantial change of use as until recently this was a restaurant which concentrated on weekend lunchtimes as well as evenings, catering to a family based, older (and certainly very quiet) clientele

The new licence seems to seek to actively seek to encourage more late night use of the establishment by younger people and a change of purpose to entertainment and this seems unfair to the surrounding area which has not had to contend with late night noise in the past

(Having lived in the centre of Camden for a while I am aware of just how late noise can go on even after people are turned out into the street, so as I am sure you are aware there are knock on effects from this type of licence especially around times of major celebration)

Please could you register this objection and let me have a receipt of notice

Best wishes

Drusilla Gabbott Pickthall

Drusilla@Oxygen.uk.com

Drusilla Gabbott Pickthall

1 Bisham Gardens

Highgate

London N6 6DJ

m. 07802 904 735

t. 020 8347 7362

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Barrett Daliah

From: CASSIDY Peter [Peter.Cassidy@pinsentmasons.com]
Sent: 02 March 2007 21:09
To: Barrett Daliah
Subject: Application for variation of licence at Marish Restaurant, 2 Highgate High Street

Dear Ms. Barrett,

I refer to our telephone conversation of earlier today.

Advertising

As a preliminary point, I do not believe that the applicant is complying with the advertising requirements. I know that even today there was no notice whatsoever at the premises.

The garden

There is no reference whatsoever as to the use of the garden by the applicant. This cannot possibly be part of the premises to which the application relates.

Licensing objectives

It is a requirement of your Statement of Licensing Policy that the Operating Schedule must clearly satisfy the four licensing objectives. The Operating Schedule submitted by the applicant wholly fails to do this. In the face of this abject failure, how can you as licensing authority possibly approve the variation to the licence?

Dealing with each of the objectives in turn:

The prevention of crime and disorder

The applicant has wholly failed to explain what are the "existing" arrangements. How can you as licensing authority, approve the variation to the licence in the absence of any such an explanation? More importantly, whatever is in operation now (i.e. for a restaurant) is clearly inadequate for the activities the subject of the application.

The applicant makes no reference whatsoever to the provisions set out in the appendix to your Statement of Licensing Policy.

Public safety

The applicant has wholly failed to address key issues affecting public safety. It simply refers to a couple of steps and even then it does not state what the purported checks/maintenance entail, when they are to be undertaken etc. etc. How can you as licensing authority possibly approve the variation to the licence?

The applicant makes no reference whatsoever to the provisions set out in the appendix to your Statement of Licensing Policy.

The prevention of public nuisance

The applicant provides no evidence whatsoever as to how the existing restaurant is run or the quality of the clientele. This is not surprising because the applicant has only run the existing restaurant for a couple of weeks.

In any event, how the existing restaurant is run has no bearing whatsoever on the acceptability of the

activities the subject of the application. The existing business is a restaurant, it does play live or recorded music, it does show films, it does have dancing, it does not have extended hours etc. etc.

In the absence of this evidence, how can you as licensing authority possibly approve the variation to the licence?

The applicant makes no reference whatsoever to the provisions set out in the appendix to your Statement of Licensing Policy.

The protection of children from harm

All the applicant has to say on this is "as above". When one looks at the "above", there is no reference whatsoever to what it proposes to do to prevent children from harm. In the absence of any measures whatsoever, how can you as licensing authority possibly approve the variation to the licence?

The applicant makes no reference whatsoever to the provisions set out in the appendix to your Statement of Licensing Policy.

Regards

Peter Cassidy

8 Hornsey Lane
Highgate
London N6 5LZ

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Barrett Daliah

From: lraphael38@aol.com
Sent: 02 March 2007 07:56
To: Barrett Daliah
Subject: San Carlo Restaurant

Dear Ms Barnett,

I am writing to register objections to the variations in the licence requested by the new owners of the San Carlo Restaurant on Highgate High Street.

The San Carlo used to have a wonderful reputation for dignity and elegance. The owners were a valued part of the Highgate community, who successfully blended a flourishing business with the particular character of the Village they were part of. The variations requested are inappropriate in every way.

Our local amenity societies - I am an active member of The Highgate Society and the Pond Square Residents' Association - carry on a constant struggle against anti-social behaviour after what the police identify as reasonable hours, and this is largely fuelled by alcohol. It will almost certainly be increased if the San Carlo extends its drinking hours.

The San Carlo is closely surrounded by residences. Two Georgian redbrick houses are literally attached to the building; the flats in Cholmeley Lodge overlook the restaurant and cannot fail to be affected by music and film noise. The same will be true of all the houses in Dukes Yard. The many flats in Highgate High Street will be regularly disturbed by clients arriving and leaving at anti-social hours, and their vehicles.

Highgate Village offers many amenities to its residents, and so far there has been no local demand for the variations to the current San Carlo licence. The clients anticipated by the new management would, at the times of night they are asking for, be coming in to the area. Such permission is very unlikely to meet the needs or desires of a community that values its special atmosphere and works hard and sensibly on behalf of all its residents.

Please register my strong and reasoned objections to this application. Also please note that the legal notice posted outside the restaurant has not been constantly on view to the public.

Please confirm receipt of this email.

Many thanks.

Mrs Isabel Raphael
5 Burlington Court
Pond Square
London N6 6BD

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Barrett Daliah

From: Cornelia Usborne/Willem de Blécourt [cornelia-willem@pondsquare.u-net.com]
Sent: 01 March 2007 17:50
To: Barrett Daliah
Subject: San CARlos Restaurant, Highgate

Dear Ms Barrett,

may we express our opposition to extend upply of alcohol, have music and dancing facilities etc. at San CARlos Restaurant in Highgate on Friday and Saturday nights. We would find it worrying to have Highgate High Street a site of additional noise and rowdy behaviour which might well stem from such extension of licensing hours.

Dr. Cornelia Usborne
Dr. Willem de Blecourt
4 Pond Square
London N6 6BA

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Barrett Daliah

From: Enid Rubens [brynhilde@talk21.com]
Sent: 02 March 2007 14:57
To: Barrett Daliah
Subject: San Carlo restaurant 2 Highgate High Street

Dear M/S Barrett

San Carlo Restaurant

I oppose the granting of permission for a variation of hours and use as described in the application.

There can be no demand for an establishment offering such amenities among the residents, young or old, of Highgate Village.

The result would bring an influx of outsiders and noise. Moreover, there is no policing that I have ever seen in the Village during evenings so that the area around Pond Square would become even more a magnet for rowdy and intimidating youngsters than at present.

Yours truly

E.B.Rubens

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Barrett Daliah

From: JILL GRINSTEAD [jillgrinstead@btinternet.com]
Sent: 02 March 2007 17:47
To: Barrett Daliah
Subject: San Carlo Restaurant - Highgate Village

Dear Mrs Barrett

I wish strenuously to object to the possible granting of a late night licence for the San Carlo Restaurant. I feel that this would be quite wrong for Highgate Village and would begin to change its special character. There are plenty of places which already have late night venues where such a licence would be reasonable. But Highgate Village is not one of these.

I also live nearly opposite the Restaurant and, as an individual, would object to the noise and increased late night traffic from that point of view too.

Please acknowledge receipt of my email.

Yours sincerely

Jill Grinstead

Jill Grinstead

Flat 3
9 Highgate High Street
London N6 5JR

home phone 0208 341 2284
mobile phone 07803133244

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Barrett Daliah

From: Ian Richardson [ianrichardson@gmail.com]
Sent: 01 March 2007 11:05
To: Barrett Daliah
Subject: OBJECT/San Carlo Application for Licence Variation/Extension

Dear Daliah,

Thank you for taking time out yesterday to discuss the nature of the application made by the owners of the San Carlo restaurant in Highgate High Street. I live in the High Street and, despite walking my dog past the restaurant at least twice a day, have not seen a public notice. Indeed, after reporting the absence of a notice to you yesterday I can confirm that, today, there remains no notification of the application to local residents. I would also like to know which Haringey newspaper has carried the public notice. It goes without saying that the Ham & High is the local newspaper of the area so it will be interesting to see whether a genuine attempt has been made to make local residents aware of the application.

As for the application itself, I would like to make you aware of my objections:

Highgate High Street, despite traffic issues caused by the highways offices of Camden, Haringey, and Islington Councils, is a residential street in a conservation area. There are people living in houses and flats in direct proximity to the restaurant and they already have to put up with day long issues caused by traffic and parking in the area.

The time between 11.00pm and 7.00am is a relatively calm period for traffic and a welcome respite for local residents from the constant noise and associated problems. Recent licence variations have extended certain of the pub opening hours to midnight at weekends and life on the High Street has been affected as a consequence. Crowds of drunks and the sound of cars parking/starting/turning/beeping their horns are a regular feature of late nights in the area. There are many families living on the High Street, including our own, and the suggestion of even later opening hours is of great concern.

Furthermore, there is the whole issue of the character of the village area. This is not Upper Street in Islington; it is a relatively quiet suburb of North London. People choose to live here for precisely that reason; I do not consider that the new owners of San Carlo have genuinely taken into account the needs of local residents. They seem more intent on attracting a clientele from a wider North London catchment area and, in so doing, causing a whole raft of problems for local residents. I am not opposed to the owners of San Carlo making the most of their investment opportunity; in fact, I wish them every luck with their business. However, they must develop their plans with the needs of local people in mind. Their current application would cause considerable problems for many in the immediate vicinity.

Thank your for your consideration. Could you please confirm receipt of this email and, when you have the information, please inform me which local newspaper carried the public notice. I would also appreciate being kept abreast of developments with this application and, in particular, any intention to refer representations to the licencing sub-committee.

Many thanks,

Ian Richardson
40A Highgate High Street
London
N6 5JG

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Barrett Daliah

From: C O Simpson [geoffcolin@thrang.demon.co.uk]
Sent: 01 March 2007 10:43
To: Barrett Daliah
Subject: San Carlo Restaurant licence application

16a Bisham Gardens
Highgate
London N6 6DD

020 8340 8715

Dear Ms Barrett,

We understand that the new management of the San Carlo Restaurant in Highgate High Street have applied to variations to their licence, allowing live music and extended hours.

As Bisham Gardens residents we are just across the boundary from Haringey, but feel very strongly that any licence agreement giving this extension would be very detrimental to the area, The restaurant is only yards from our home, and there is bound to be increased late night activity at weekends if the licence is approved. We already suffer from similar activities at Lauderdale House, which is much further away.

The San Carlo is immediately adjacent to residential properties in your Borough, and the Cholmondeley Park flats which have many elderly residents.

As another major consideration we wish to point out that there is very limited parking in Highgate High Street. Bisham Gardens is the nearest side street to the restaurant, and is already subject to a Controlled Parking Zone on weekdays. Weekend patrons of the San Carlo will inevitably attempt to find spaces in an already congested area, and the disturbance as they leave will continue into the small hours.

Before its refurbishment the San Carlo was a successful business which operated with little or no bad impact on the surrounding area. The new management obviously envisages a much busier and noisier environment. No doubt the management will offer strict controls, but in practice it is seldom possible to enforce them; this is a quiet neighbourhood and we would like it to remain so.

We therefore ask you to reject the application for licence variation.

Geoff Cutting

Colin Simpson

Michael Richardson

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Barrett Daliah

From: Philip Venning [philip@spab.org.uk]
Sent: 01 March 2007 10:28
To: Barrett Daliah
Subject: Licence Variation Application

As from: 17 Highgate High Street, London N6 5JT

1st March 2007

Dear Ms Barrett,

**SAN CARLO RESTAURANT, HIGHGATE VILLAGE
APPLICATION FOR VARIATIONS TO THE LICENCE**

As long term residents of Highgate High Street with young children, and as near neighbours of the San Carlo restaurant, we would like to object strongly to the current application to vary the licence on Friday and Saturday nights.

The probability of visitors to the San Carlo parking outside our house late at night, waking our sleeping children, followed by the inevitable noise of them returning, banging car doors, talking loudly, revving engines etc after 2.00am is wholly unacceptable in a residential area.

In addition, unless there are draconian limits on the noise levels of the proposed live and recorded music (and a cast iron guarantee from Haringey that it will send out enforcement officers at 2.00am on Saturday nights to prevent breeches as they occur), this application should be rejected in toto.

Would you please confirm that you have received this objection ?

Yours sincerely,

Philip and Elizabeth Venning

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01/03/2007

Barrett Daliah

From: Barry and Louise Lewis [mathscounts@hotmail.com]

Sent: 01 March 2007 19:03

To: Barrett Daliah

Subject: San Carlo Restaurant

Dear Ms Barrett,

I understand from a leaflet through my door, that the new management at San Carlo in Highgate High Street, have applied for changes to their licence which would materially alter the character of the restaurant. It would seem that it would impact on the local neighbourhood in a detrimental way.

If the variations are as I have heard, then I would object most strongly. But I have not seen any evidence of an application. I regularly walk past that part of the road and always look at the applications. (For instance I objected to Tesco's application for new signage but didn't mind about Townsend Yard.) I have never seen any indication of a planning application outside or near the restaurant. Surely you cannot give consent if local residents have not been consulted and are unaware of the plans.

I cannot find the details of any application for variation on your website as I do not have the number of the building.

I would be grateful if you could forward me details when acknowledging this e-mail

Yours

Louise Lewis

flat1, 110 Highgate Hill

Barry and Louise Lewis

flat 1, 110 Highgate Hill, London N6 5HE
Phone (44) (0)208 348 7680

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tel 020 8340 8697

Daliah Barrett
Haringey Council
Licensing Administrator
Licensing Team
Civic Centre
High Road
Wood Green
LONDON N22 8LE

1 March 2007

San Carlo restaurant – Highgate High Street, London N6

Dear Daliah,

We have been made aware by a neighbour that the new management of San Carlo have applied for a late night alcohol and music licence on Friday and Saturday nights. I have been to San Carlo since it re-opened but did not see any notice about such an application.

Over the past year or so we and many of our neighbours have fought hard to protect the relatively peaceful area of Highgate Village. We are frequent customers of the many pubs and restaurants in the village but feel that the existing licensing is appropriate for this residential area (the vast majority of premises above the shops in Highgate High Street are residential). We think it is not reasonable for our peace and quiet to be interrupted by people leaving the restaurant and looking for transport home after 1.00am or 2.00am in the morning.

Highgate Village is a conservation area and its unique character within London would be jeopardised if establishments are allowed to extend licences into the small hours.

Yours sincerely,

Neil and Alison Perkins

Barrett Daliah

From: Laurie MacLaren [oddy-art@btconnect.com]
Sent: 16 March 2007 12:14
To: Barrett Daliah
Subject: San Carlo Restaurant Highgate High Street

Dear Ms Barrett
RE: San Carlo Restaurant - Highgate High Street

I have been informed of the application for a late night licence at the above restaurant. This does concern me as a resident of Highgate.

1. Firstly I did not see any notice in the window of the restaurant, there is a poster for an event but nothing about the application to variation of licence.
2. The noise that would be created by the comings and goings of patrons attending, drinking and dancing till late would be wholly unsuitable for the village. It would mean more traffic- cars, mini-cabs etc. This surely would not satisfy one of the licencing objectives of Public Nuisance
3. There is no late night public transport in the village
4. There is no reference as to the use of the garden.

I feel that it would be inappropriate to grant a late night licence to a restaurant in the Highgate Village area.

Please could you acknowlege this e-mail. and let me know when this is going to committee.

Kind rgards
Laurie MacLaren
43 Southwood Lane
N6

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Barrett Daliah

From: michael hammerson [michael@midsummer.demon.co.uk]
Sent: 21 February 2007 12:45
To: Licensing
Subject: San Carlo Restaurant, 2 Highgate High Street, Highgate N6

From: The Highgate Society
10a South Grove
Highgate N6 6BS

Dear Sirs,

We have been advised of the application for Live Music and Dancing at the above premises from Middyay to Midnight on Weekdays and Middyay to 2 a.m. at weekends.

The Highgate Society is the Civic Trust-registered Civic Amenity Society for the Highgate area, with c. 1,400 members. The Society monitors planning and licensing applications and makes representations to the local authority, where necessary, on behalf of its members, who include residents in the immediate vicinity of the premises.

We have been made aware of the application by nearby residents, who are concerned that a license of this nature could be damaging to their amenities. Though at the start of the retail High Street, the premises are surrounded by residential properties and, after the closing times of shops and public houses in the locality, the area is predominantly residential.

We therefore consider that the licensing hours and conditions permitted should reflect this character, and sympathise with local resident' concerns that extending the hours to midnight on weekdays and to 2 a.m. at weekends could have an adverse impact on their amenities in terms of noise (particularly if the music is amplified, and especially so during the summer when windows are open and gardens in use) and customers and traffic leaving the premises and nearby areas where they are parked.

We understand that surrounding residents were happy with the way in which the previous owner of the premises carried out his operation, and that a number have written to you with proposals for what they regard as appropriate licence terms. The new application, as constructed, would appear to present a substantial risk of creating a nuisance for local resident, and we would therefore ask that any licence granted should take residents' concerns into account and limit the playing of music - preferably not amplified or electronic - and closing times to hours considered by you as more appropriate for such a locality.

Yours faithfully

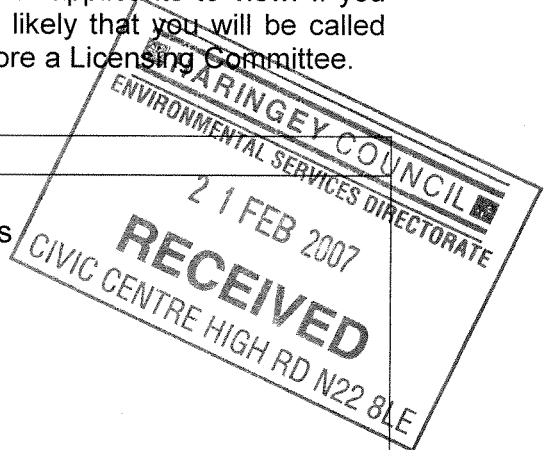
Michael Hammer son
Chairman, Environment Committee,
The Highgate Society

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LICENSING ACT 2003 - REPRESENTATION FORM

To make a representation in respect of an application for a Premises Licence or Club Premises Certificate please complete the following form. For representations to be considered relevant they must relate to one or more of the four "Licensing Objectives" (listed below).

Please note all representations will be made available for applicants to view. If you make a representation objecting to the application it is likely that you will be called upon to attend a hearing and present your objection before a Licensing Committee.



<p>Personal Details</p> <p>Name: Edward Milford, Jackie Jones, Peggy Jones</p> <p>Address: 1 Duke's Head Yard, Highgate </p> <p>Postcode: N6 5JQ</p>
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<p>Licence application you wish to make a representation on</p> <p><i>You do not need to answer all of the questions in this section, but please give as much information as you can:</i></p> <p>Application Number.....</p> <p>Name of Licensee: Gail Ganney</p> <p>Name of Premises (if applicable) San Carlo (Marisha Restaurants Ltd)</p> <p>Premises Address (where the Licence will take effect)..... 2 Highgate High Street, London </p> <p>Postcode N6 5JL</p>
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<p>Reason/s for representation</p> <p><i>Under the Licensing Act 2003, for a representation to be relevant it must be one that is about the likely effect of the application on the promotion of the four licensing objectives. Any representations that are considered to be vexatious or frivolous will not be considered (please see Haringey Council's leaflet Variations, Representations and Appeals for Premises Licences and Club Premises Certificates).</i></p> <p><i>Fill in reason/s for your representation in the space provided under each Licensing Objective it relates to.</i></p>
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<p>The Prevention of Crime and Disorder</p>
<p>Public Safety</p>
<p>The Prevention of Public Nuisance: We are opposed to the variation application lodged for the Marisha restaurant (trading as San Carlo). First, the restaurant is situated in a largely residential area, and the back of the restaurant where entertainment is particularly close to numerous residences, including ours. We believe that the proposal to have amplified music for dancing will create a public nuisance. There are numerous other venues for dancing not far away. Second, we also believe that the late night openings at the weekend will create a public nuisance, and be very disturbing to local residents. Third, the variation in license will change the character of the restaurant from one suited to this sort of neighbourhood.</p>
<p>The Protection of Children from Harm</p>



We, Edward Milford, Jackie Jones and Peggy Jones, hereby declare that all information we have submitted is true and correct.

Signed: Edward Milford Date: 16.2.2007
Jackie Jones Peggy Jones

Please send completed form to:

Haringey Council Licensing Team
2nd Floor
Civic Centre
High Road
Wood Green
London
N22 8LE

APPENDIX 5

**LETTER TO RESIDENTS FROM MS
GANNEY**

marisha restaurants limited

t/a san carlo

2, highgate high street, London, n6 5jl

Daliah Barrett
Head of Licensing
Haringey Council
Wood Green

February 7th 2007

Dear Ms Barrett,

Further to your e-mails to my solicitor, Jaron McVicar, and in response to the three letters you have received expressing concern over the proposals for the revised San Carlo operation, I would like to clarify the issues and would be grateful if you could pass a copy of this letter on to those who have written to you.

Marisha Restaurants Limited is a private company owned by me. I have a track record in business and a successful restaurant operation in Radlett, Hertfordshire. My intentions for the San Carlo site are to enhance the offerings to local Highgate residents while respecting the long standing traditions of the San Carlo restaurant.

The offerings are:

- All day dining ranging from a casual, bistro approach during the day and evolving into an elegant dining experience in the evening.
- A tasteful bar where residents are comfortable on their own, or in meeting others, to enjoy a drink or a bar snack.
- Music will be soft, background 'restaurant style' music to help create the correct ambience in the restaurant.
- On Friday and Saturday evenings the purpose of the later application is to enable guests who are dining the opportunity to finish the evening with a dance. There is no charge for this activity, it is simply to offer a further service to customers who are already within the restaurant.
- Occasional live music such as a pianist in the bar, a saxophonist (for say, Mothers Day) a singer from time to time.

Following advice from Hertsmere Borough Council (where my current restaurant is), an application is being made in Haringey that will support my efforts in achieving the above.

Marisha restaurant in Radlett achieves all my objectives and, although being situated in the High Street and in a very residential area, there has never been a moments problem with local residents. There is a mutual respect and, if anything, the comments I have received indicate that the restaurant has filled a niche in terms of its excellence for food standards and its ability to create a meeting place for local residents.

I hope that this goes some way towards clarifying my objectives for San Carlo. Numerous residents have popped in during the refurbishment woks to offer their support and to express their excitement in the operation. I have no interest in causing any upset or disruption, on the contrary, my aim is to provide an elegant venue in Highgate that satisfies an apparent need and enhances the area.

Please do not hesitate to contact me on 07802 453319 should you wish to discuss anything. My door is open for any residents who would like to ask further questions.

With kind regards.

Yours sincerely,

Gail Ganney
Director Marisha Restaurants Limited

APPENDIX 5A

**LETTER TO LICENSING AUTHORITY
OFFERING TO AMEND TIMES FROM
MS GANNEY**

marisha restaurants

t/a san carlo
2 highgate high street, London, N6 5JL
020 8340 5823

Daliah Barrett
Haringey Council - Licencing
Wood Green

March 6th 2007

Dear Daliah,

Re: application to vary license, san carlo, N6

I am writing to you following our telephone conversation yesterday. As I discussed with you, I feel response to my application has been taken completely out of context and I would like to address some key points:

1. I am an experienced businesswoman with a track record in restaurant operation in Radlett, Hertfordshire.
2. The application for "live entertainment" is to cover specific events over the year, possibly 10 in number, for private parties, not for general operation. The reason to include it on the general licence is to avoid the cost in time and money of a temporary application for each event.
3. Many objections refer to "amplified music". The restaurant plays background music over a system which cannot be heard outside the premises. We have been operational for 3 weeks now with approximately 1500 customers being served and I am confident that there has been no noise nuisance at all from the premises (save for the opening night function for which a special licence was granted).
4. The 2am application for Friday and Saturday nights with "dancing" was designed to extend a pleasant evening to customers already on the premise. I have no desire to create a nightclub atmosphere either within the restaurant or the environs. If this timing is a bone of contention, I am quite happy to revert to the 12am application as for other days of the week.

As I mentioned in my last letter to you, Marisha Restaurant in Radlett achieves all my objectives and, although being situated in the High Street

and in a very residential area, there has never been a moment's problem with local residents. There is a mutual respect and, if anything, the comments I have received indicate that the restaurant has filled a niche in terms of its excellence for food standards and its ability to create a meeting place for local residents.

The response since opening on February 13th has been extremely encouraging. Customers are enthusing about the elegant décor, the excellent service, the extensive menu and the general ambience of the restaurant, the likes of which I am assured has been missing from Highgate.

I apologize for removing the notice for the application, it was taken down four days prematurely simply because it was looking grubby but can confirm it has been replaced in the window. It will remain in place until I receive confirmation that it can be removed.

I hope this goes some way to explaining my intentions and I look forward to receiving the date for the hearing.

With kind regards.

Yours sincerely,

Gail Ganney

By virtue of paragraph(s) 1 of Part 1 of Schedule 12A of the Local Government Act 1972.

Document is exempt

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