

Appendix 5 – Resident Representations

From: [REDACTED]
Sent: 09 June 2021 22:30
To: Licensing <Licensing@haringey.gov.uk>
Subject: Kiss the sky - Crouch End - Noise complaint

Hi,

I live opposite Kiss the Sky in Crouch End and it has become a real nuisance with noise with DJ / Live music on many week nights. The venue leaves all windows open and therefore it is almost like being a concert venue.

Also the patrons drink outside the venue leading to a lot of loud shouting and talking.

Please can the hours of operations and serving of alcohol be reviewed and the patrons be sensibilised to respecting the neighbourhood.

Many thanks,

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

From: [REDACTED]
Sent: 14 June 2021 20:18
To: Barrett Daliah <Daliah.Barrett@haringey.gov.uk>
Subject: 18-20 Park Road Bar - Invitation to collaborate

[REDACTED] has invited you to **contribute** to the following shared folder:

[REDACTED]
[REDACTED]
[REDACTED]
Dear Ms Barrett,

Please find attached link to folder with videos of disturbance from Kiss the Sky bay Patrons over the weekend 12-13th June.

Kind regards,

[REDACTED]
[REDACTED]
[REDACTED]

Google Drive: Have all your files within reach from any device.

Google LLC, 1600 Amphitheatre Parkway, Mountain View, CA 94043, USA

You have received this email [REDACTED] shared a file or folder located in Google Drive with you.

Google™

From: [REDACTED]
Sent: 14 June 2021 20:30
To: Barrett Daliah <Daliah.Barrett@haringey.gov.uk>; Licensing <Licensing@haringey.gov.uk>
Cc: [REDACTED]
Subject: Submission of video evidence - Kiss the Sky Bar

Dear Ms Barrett and the Licensing team,

Further to the disturbance caused over the weekend just passed 12-13 June, from Kiss the Sky Patrons, please find the following link to video evidence documenting the kind of disturbance that took place:

[REDACTED]

The video evidence documents public disturbance in the form of shouting, screaming, drunken disorderly behaviour and fighting (between a couple of patrons and one of the establishment's staff) that took place on the night of Saturday 12 June 2021, which necessitated the local Police's intervention outside Kiss the Sky bar located on 18-20 Park Road and where an arrest was subsequently made.

Also attached is evidence on the night of Sunday 13 June 2021, showing loud conversations and mingling outside the premises. The situation is becoming unbearable every weekend and it seems to be consistently getting worse. On many occasions, the registered Security Officer (bouncer) was not fulfilling his role with professionalism and consideration and would partake in the conversations.

We sincerely believe that it will just be a matter of time before a serious crime is perpetrated only then for the appropriate measures to be in place, but by which time it may be too late. The type of crowd the establishment's new Management is attracting is a real threat to the peace and well-being of the residents on Park road and is toxic especially for young children.

For the purpose of the review, please kindly consider all the relevant complaints filed over the last 5 years at least, with the Noise Team. Regarding the latter, they were notified over the weekend and one home visit was made (Friday 11 June 2021), albeit an hour following the call. On Saturday they were not able to attend due to their busy schedules but they did phone at about 2am to apologise and confirmed they drove past the establishment but couldn't confirm any noise at the time. We appreciate their effort. However, sometimes their findings may be subjective due to the time delay from when they are notified and when they are at the premises or perform home visit. We would like you, the Licencing team to consider this point please.

P.S: From around 2.00 – 2:07 minutes into the first video referenced 223458 one may be able to hear the sound of a baby in distress due to the outdoor incident.

Thank you in advance for your consideration.

Sincerely,

[REDACTED]

From: [REDACTED]

Sent: 18 June 2021 13:09

To: Barrett Daliah <Daliah.Barrett@haringey.gov.uk>; Licensing <Licensing@haringey.gov.uk>

Cc: [REDACTED]

Subject: Re: Submission of video evidence - Kiss the Sky Bar

Dear Ms Barrett and the Licensing team,

Further to my email below, access to the video evidence in the google drive is now directly accessible (without any requirement for a password): [REDACTED]

Last night, Kiss the Sky bar hosted an acoustic performance which seems to occur at least once a week. I recorded a sample of this disturbance which coincides with our quiet time when our kids should be asleep by and when I need to begin winding down for an early night. Because our apartment is kept quiet at this time and also due to the ineffective sound proofing between Kiss the Sky bar and our apartment, the noise from the music played becomes the dominant noise we can hear. I have saved the recording here:

[REDACTED]

Please note the recording was made at approximately 9PM when all windows were shut and my phone was resting on my pillow next to me on my bed, and is representative of what I can hear. The recording is only 2

minutes long and demonstrates the loudest and most persistent noise above all the ambient noise occurring is the piece of music the musician is singing. As it is so clear to hear even the song he is playing (well enough to sing along with him), I hope it is also clear how our right to peace in our own home is regularly breached by the performances Kiss the Sky hosts on a weekly basis.

Please kindly email me directly if you have further issues in accessing the evidence.

Kind regards,

[REDACTED]

Sent: 19 June 2021 11:30

To: Licensing <Licensing@haringey.gov.uk>; Barrett Daliah <Daliah.Barrett@haringey.gov.uk>

Cc: [REDACTED]

Subject: Re: Kiss the sky Bar - 18-20 Park Road N8 8TD

Dear Ms Barrett and the licensing team,

Please find below the link regarding a video recording evidence of the bar's patrons behaving inconsiderately of the residents' rights, and rather inappropriately on the night of 18 June 2021.

Please note that recording initially consisted of small clips which have been merged into one video.

[REDACTED]

Thank you

Regards

-----Original Message-----

From: [REDACTED]

Sent: 22 June 2021 08:26

To: Licensing <Licensing@haringey.gov.uk>

Subject: Kiss the Sky licence

Good morning, I hope this finds you well.

My name is [REDACTED] and I am e-mailing regards the licence review of Kiss the Sky bar at 18-20 Park Road.

I have lived on Park Road for 4 years now, and with living on a main road such as Park Road I do expect a certain of level noise at times, however since Kiss the Sky has re-opened in May the noise and disruption has been unacceptable. I have already e-mailed the council with a noise complaint, not know I could e-Mail here to review their licence.

Over loud bass music and what sounds like a DJ have kept me awake into the small hours on a weekend, then adding to that the loud, raucous inappropriate behaviour from the customers that take to the streets.

The bar as been a disruptive, stressful strain on the community, especially in these current times of covid; rules of which the bar dosent appear to follow.

Many thanks for letting me have the opportunity to have my say on the matter.

Best,

[REDACTED]

From: [REDACTED]

Sent: 23 June 2021 16:00

To: Licensing <Licensing@haringey.gov.uk>

Subject: Kiss the Sky licence

Hi,

ny name is [REDACTED] and I am resident of Park rd [REDACTED]
I am writing to complain about the conduct of Kiss the Sky's clientele.

I live in this apartment with my son who is 6 years old and goes to bed early. He has been kept awake several times by the noise caused by people going to Kiss the Sky and from the bar's loud music. The place always closes too late at night, way later than supposed to.

Kiss the Sky fails to follow its licencing objectives:

preventive crime and disorder: there have been several cases of anti social behaviours since the reopening: fights, people shouting and arguing, people peeing on the street and especially in the Mews next to my place. Public safety is jeopardized by this conduct.

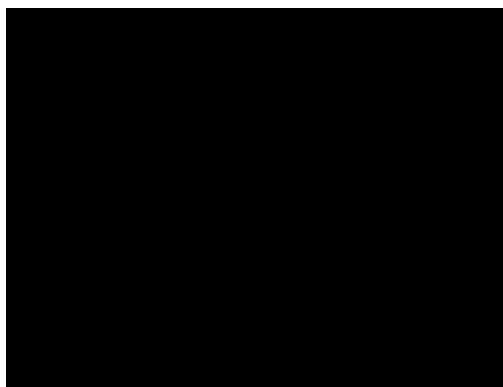
It fails to prevent public nuisance.

It fails to protect children from harm: my son is scared by people shouting at night and I as a parent is powerless against them.

Please do something to protect us and Crouch End from. this public enemy.

Thanks

Kind Regards



From: [Redacted]
Sent: 23 June 2021 20:31
To: Licensing <Licensing@haringey.gov.uk>
Subject: Licensing review

Dear Lead Officer,

I write to you in regards to the review of 'Kiss the Sky' Premise License.

Admittedly when kiss the sky re-opened in May, bearing in mind every venue in the area had been closed or have had restrictions for the best part of a year and a half, leaving the area extremely quiet, there was an initial issue regarding noise, however after talking to the new owners of the bar they have been ever so accommodating in minimising noise and listening to our initial concerns.

We were approached by the homeowner who lives directly above Kiss the sky, our neighbours - about signing a petition to shut the bar down. We found their approach to be extremely harsh, even when the owner made changes and soundproofed their venue to accommodate the community. The home owners were extremely dismissive about any form of communication with us or the bar owners solutions unless we were to complain to the council.

When one choses to live on a high street, you have to appreciate the sound of businesses that have been closed for so long trying to make money to survive. However it would seem that the homeowners above the bar seem to have a vendetta against the business and have created a witch hunt in promoting people to complain about it to the council.

Personally as someone who lives pretty much above the venue, I feel that Kiss the Sky have actually listened and

made immediate changes. As someone who lives and owns a business in the area, we welcome Kiss the sky and it's unique live music experience that it brings to Crouch End. We would like you to consider in your review that we would be extremely disappointed to see a business that brings, arts, music and life to our high street as apposed to see it shut down due to a personal vendetta between the homeowner above and that of the previous owners. I also find it extremely unfair that they have posted through everyone's door a letter promoting the closure of a venue, which we have very few in this area.

I hope that you take into consideration my version of events, bearing in mind the complaints that we can see on this letter here do not match the experience we have witnessed over the past month or so.

Kind regards

[REDACTED]
[REDACTED]
[REDACTED]

URGENT

Park Road Community

Respond by

29
JUNE

Dear Park Road Neighbours,

We are sending this note to ensure you are aware that **Kiss the Sky** is currently having its premises licence reviewed by the Haringey Licensing Team. This review is the result of recent violation of their licence, and from ongoing noise nuisances affecting the community.

If you are impacted by noise from Kiss the Sky and its patrons, we urge you to contact the Haringey Licensing Team and submit a representation before the consultation period ends on 29 June. **It is CRITICAL that residents voice their concerns before the end of the consultation period, as the Licensing Act prevents the repeat of a licence review without an elapse of time.**

In May, Kiss the Sky reopened under new ownership. The new owner has taken transfer of **Kiss the Sky's existing premises licence from 2006**. This licence permits the bar to remain open till 01:30 Friday-Saturday, 00:30 the rest of the week, with the **supply of alcohol – along with the provision for recorded music and dancing to 01:00 Friday and Saturday, 00:00 Sunday-Thursday.**

Kiss the Sky is not the only bar in our immediate area. We also have Banners and Allora Hall as neighbours. Yet we have not had the need to lodge a noise complaint related to either – ever. Over the past 4 weeks since Kiss the Sky has reopened, we have been disturbed regularly and prompted to lodge more noise complaints than all previous years combined.

In addition to the increased late night noise nuisance over the past weeks, we have been greeted by the aroma of **urine in Park Mews** next to Ginger and Mint, mornings after rowdy nights at the bar. We have also worryingly begun to see groups of youth **congregating and lingering** on the pavement around Kiss the Sky during its later nightclub hours. This is a new development and a potential safety concern for the community.

Since reopening, the bar has been closed Mondays and Tuesdays. However, on the **Kiss the Sky website** are plans for **events scheduled for Mondays and Tuesdays**, bringing the bar's operations up to 7 days a week.

- please turn over -

We have spoken with a few neighbours along Park Road. All are experiencing nuisances stemming from Kiss the Sky. We expect that most in our area have been affected. The Licensing Team will only understand the depth of the problem and the community's frustrations if more than a couple of residents contact them during this review. We therefore urge you to contact the Haringey Licensing Team and let them know your experience.

As a reminder, it is required that Kiss the Sky uphold the following licensing objectives:

- **The prevention of crime and disorder**
- **Public safety**
- **The prevention of public nuisance**
- **Protection of children from harm**

Kind regards,
- Your neighbours on Park Road

Email your representation including your name and address to, Lead Officer - licensing@haringey.gov.uk

Include any Noise Problem Reference ID's if you have made a complaint to the council

The consultation period ends 29 June

From: [REDACTED]
Sent: 25 June 2021 22:24
To: Licensing <Licensing@haringey.gov.uk>
Subject: Re Kiss The Sky in Park Road, N8

Dear Madam/Sir,

It has been brought to my attention that there have been issues with the new owners of Kiss The Sky, ostensibly a bar. From noise complaints to fouling the side streets, this place has become a disaster. It is, in fact, no longer a bar - it is a nightclub. That's not going to work in this area.

I've lived on Park Road since July 2019. The previous version of the bar was a charming, friendly, fun place. There were no issues. I'm told that the new owners have never run a bar before. You can tell. They encourage partying on the street outside the bar by its very nature (lack of yard space around the back, the need for patrons to smoke). The hours are too late as it is. And now they want to open 7 days a week? This is not acceptable.

Adding to the issue is Ready Burger, next door, which provides another place for people to gather, drunkenly. This combination - nightclub plus very, very cheap fast food joint, which has no space to wait inside, is a nightmare for residents. The music is twice the volume it should be and can be heard streets away. My flat is not too far from it, but even when I've gone into the hall and locked the door, I can still hear the music perfectly. This is untenable. The new owners have no idea what they are doing and should not be granted a licence for 7 days. Further, they should be subject to inspections and noise abatement notices. They need to turn the volume way, way down in order to operate at all. It can be a local pub, it can be a nice bar. What the space is not correct for is a nightclub.

Kind regards

[REDACTED]

From: [REDACTED]
Sent: 26 June 2021 12:40
To: Licensing <Licensing@haringey.gov.uk>; Barrett Daliah <Daliah.Barrett@haringey.gov.uk>
Cc: [REDACTED]
Subject: Re: Kiss the sky Bar - 18-20 Park Road N8 8TD

Dear Daliah and the License team

Please find below the video link evidence regarding noise, disturbance, nuisance and threat to peace and welfare of the residents by KTS bar, its patrons and staff on the night 25 June 2021.

Please kindly pay attention to the volume level of the music played during the recording. You should also find inappropriate use of language being used and towards the end of the video, how one of the patrons were singing out loud!

It's becoming more and more obvious that the establishment is unable to manage both their business, staff and patrons. This inevitably poses a threat to all the 4 points as per the council's rules and regulations.

Please note that the noise team were at the scene round about 23:40 when the music was turned down but subsequently put back up later following their departure.

Thank you and regards

[REDACTED]

From: [REDACTED]
Sent: 26 June 2021 12:55
To: Barrett Daliah <Daliah.Barrett@haringey.gov.uk>; Licensing <Licensing@haringey.gov.uk>; Licensing <Licensing@haringey.gov.uk>; [REDACTED]
[REDACTED]

Cc: festus.akinboyema@haringey.gov.uk

Subject: After hours nuisance from Kiss The Sky:Friday 25 June 2021

Dear Dalia,

I hope this finds you well.

Further to previous correspondence on the matter of Kiss the Sky and the review of their licence, I wish to report the disruption and nuisance from Kiss the Sky's operation still continues but as expected. Last night the music played included the heavy bass vibrating our floors and furniture, which continued on and off all evening until they closed.

The patrons were not managed by the staff and were left to behave as they please shouting both inside the bar and on the street and treating the street as an extension to the premises. This nuisance continued until after 02:00AM. I have attached a link to a video I took of patrons activity at 01:40AM.

[REDACTED] If you have any difficulty accessing this recording please let me know.

Due to the lack of control and poor management of the premises, we are not able to sleep peacefully, we are not able to open our windows for ventilation due to the loud and explicit language patrons use and due to the smoking that takes place directly under our windows.

Kind regards,

[REDACTED]

From: [REDACTED]

Sent: 27 June 2021 14:26

To: Licensing <Licensing@haringey.gov.uk>; Barrett Daliah <Daliah.Barrett@haringey.gov.uk>

Cc: [REDACTED]

Subject: Re: Kiss the sky Bar - 18-20 Park Road N8 8TD

Dear Daliah and the license team,

Please find the video link for the night 26-7 June 2021.

[REDACTED]

There was also a dispute (from 7 mins in the video) between a young man and a woman with loud voices and inappropriate language.

Patrons were out mingling and chatting loud out front of the premises until past 2am!

This situation cannot simply go on like this. I strongly believe a review towards a revocation of the licences would be the most appropriate and fair measure for these ongoing issues to go away and where the establishment should not be given opportunities to re-apply for the license. They have consistently been in breach of the relevant rules.

Thank you for your understanding.

Regards

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
Monday, 28 June 2021

Licensing Licensing@haringey.gov.uk
Barrett Daliah daliah.barrett@haringey.gov.uk

Dear Mrs Dahlia and Team,

Re: issues in support of the Review application for 18-20 KISS THE SKY – LONDON N8 8TD
URGENT ATTENTION TO REVOKE KISS THE SKY BAR LICENSE DUE TO MISMANAGEMENT

The change-over of leasehold management now owners of the Kiss the Sky bar in Crouch End N8 8TD have demonstrated incompetence and have shown to have no respect for their neighbourhood. The licence for late hours and serving of alcohol should be revoked.

Point one, DOMESTICALLY -the noise volume that is coming up through my building floors at night are disturbing maddening and intolerable. Items vibrate. Sleep is disturbed. The noise Team are called but they are busy. We talk to the management. No observation is taken. The management are deaf. We now experience malicious sound invasion coming into our premises through all cracks seems and joists which the first floor have no control of at late night and any hours. The bar's owners have no courtesy concept. And will not acknowledge our suggestions to control the sound when approached.

The late night hour license that was previously given to the bar was originally unacceptable. With the noise team not always being available little slips have been made to let our rights slip through the cracks. We have made notice of the issue.

POINT TWO :PUBLIC SAFETY IGNORED-We have potential dangers to street crime. The public are not safe along the Park Road N8 late evening pavements. Aimless road walking and shouting.

The hours of closing are not observed and hardly ever were. There is insufficient to no management or door man to disperse the crowd. The pub owners do not acknowledge safety for the village's public

I have lived at Park Road now for over 40 years. This area is a domestic area. Not an industrial site. Just because it is night time gives no right for anyone to turn up ones music. And further more no right for the Council to grant licenses for late night bars that have flats in close vicinity. Living is tight now in this area. And KTS's new management although superficially polite are the most disturbing.

I deplore upon you to revoke the Kiss the Sky in Crouch Ends' alcohol license. They should not be allowed a licence to serve alcohol. They should not ever be allowed to open late. Let alone at all due to their weak inexperienced and disrespectful management.

I wish you to intelligently consider and embrace my complaints as I am disappointed, furious saddened with this situation.

All the Best, [REDACTED] 28/06/2021

From: [REDACTED]
Sent: 28 June 2021 11:52
To: Licensing <Licensing@haringey.gov.uk>
Subject: Fwd: Kiss the Sky Noise and Nuisance Complaint

Good morning Sir/Madam,

My name is [REDACTED] and I live at [REDACTED]

I would like to formally complain about the noise and nuisance issues from Kiss The Sky.

Also the issue with drunk people littering the streets behaving badly.

I used to be a barman and it's illegal for people to be served alcohol when drunk. Yet every weekend the streets are littered with excessively drunk people from Kiss the Sky falling out on the the streets being drunk and abrasive.

There are families with children living in this area.

Please take this as a formal complaint.

Thank you

[REDACTED]

From: [REDACTED]
Sent: 28 June 2021 14:39
To: Barrett Daliah <Daliah.Barrett@haringey.gov.uk>; Licensing <Licensing@haringey.gov.uk>
Subject: Re: Neighbour response to License Review for Kiss the Sky of N8 8TD



[NEIGHBOURREQUEST TO HGY TO REVOKE KTS LICENSE 28062021.pdf](#)

[189 KB](#)

[Preview attachment NEIGHBOURREQUEST TO HGY TO REVOKE KTS LICENSE 28062021.pdf](#)



[NEIGHBOURREQUEST TO HGY TO REVOKE KTS LICENSE 28062021.pdf](#)

[189 KB](#)

On Mon, Jun 28, 2021 at 2:33 PM Pat Wallace [REDACTED] wrote:
Dear Dahlia- Hope you are well.
In light of the KTS license Review please consider my disturbing report attached respectfully.
All the Best, [REDACTED]

From: [REDACTED]
Sent: 28 June 2021 22:35
To: Barrett Daliah <Daliah.Barrett@haringey.gov.uk>; Licensing <Licensing@haringey.gov.uk>; Licensing <Licensing@haringey.gov.uk>; [REDACTED]
Cc: festus.akinboyema@haringey.gov.uk
Subject: Re: After hours nuisance from Kiss The Sky:Friday 25 June 2021

Dear Dalia and Licensing team,

Please find below video links to media previously uploaded to Google drive, for your ease of access.

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]

Kind regards,
[REDACTED]

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

Lead Officer, Haringey Licensing
licensing@haringey.gov.uk

Sunday 27th June 2021
Letter Reference: DK/101/KISS_REV

Re: Licensing Act 2003 – Kiss The Sky, 18-20 Park Road, Crouch End, N8 8TD

To whom it may concern,

I am writing to make official representation in respect of the license review regarding the continued non-compliance; anti-social behavior and public nuisance surrounding the licensed premises of Kiss The Sky bar 18-20 Park Road, Crouch End, N8 8TD.

I am a local resident who lives directly opposite from Kiss The Sky on Park Road. Our home – which I share with my wife, a primary school teacher, and our two children, both of school age – is located across the road from the bar, above shops Ginger & Mint and SEW shops. There are over 60 domestic dwellings – houses and flats – homes with families many with young children all within earshot and close proximity to the Kiss The Sky venue.

Kiss The Sky bar has operated at the same premises with the same licensed activities for many years. It served the local community as a ‘vibrant, fun bar with kitschy decor, cocktails, craft beer and acoustic music’. Although the late licensing hours have in recent years become wholly inappropriate for the now heavily residential area, the venue’s previous incumbent and its management respectfully adhered to the terms of its license, and as such - other than occasional loud noise - successfully operated without real nuisance or incident throughout its tenure.

Reasons for representations

This has now changed. Since the very start of reopening in late May, the venue – under new management - has operated with a flagrant disregard in its adherence to the terms of its own license, impacting hugely on neighbouring residents and commercial businesses. The focus of Kiss The Sky bar appears now to be that of a central London Night Club with newly installed DJ Booth, Bass Booming PA System and - because of the late license - patrons who arrive 11pm in many cases far too loud and already drunk – from other establishments - looking to get trashed after hours. This has brought with it an increase in hostility amongst visiting patrons, door staff and management. A marked increase in crime and disorder, public damage and has added risk to public safety and negligence in the protection of children. This must stop....now!

The Prevention of Public Nuisance

A newly installed DJ Booth - located next to the front glass window and front door - pumps out bass busting dance music through its big new sound system has delivered an increase of loud

thumping music into the street throughout the evening - as the only door to the venue opens and closes all night. In warm weather – the venues windows covering the whole front of the venue have been fully open with no consideration of the noise pollution which continues all night and into the early hours of the morning. Currently on Wednesday nights 'Live Music' blares out – with loud electric guitar and vocals amplified into the street.

Little effort, if any, is being made to ensure that patrons remain inside the club for most of their stay and refrain from loitering out on the street on mass directly outside the venue. They come out to drink and smoke, shout and sing, in sizable numbers (20-30 at a time) often spilling into road throughout the night across its licensed hours and beyond.

Night after night, the peace is broken and working families with young children have their sleep ravaged, with incessant nuisance noise from loud music inside and outside the venue. Loud shouting and abusive language – often racist – late into the night's opening hours and sustained well beyond closing time.

The Prevention of Crime and Disorder and Public Safety

Time and again patrons are repeatedly lingering and loitering directly outside Kiss The Sky blocking up and down the pavement on either side of the venue, the lay-bay and spilling into the road and the pavement opposite. Residents door ways on either side of the venue are often blocked and residents fearful to come late in the evening to drop off refuse bags ready for collection.

After 11pm, patrons from other establishments try to pass by and many times over the past month trouble has broken out, incendiary behavior and language exacerbated by the Kiss The Sky doorman and other staff have stirred up trouble with those outside resulting in fights breaking out between patrons, passers by, Kiss The Sky Doorman and Bar staff kicking and punching unruly and abusive passers by on more than one occasion and as such the police have been called to attend.

At closing time – which under this management is a long and drawn out process and can be up to an hour from start to finish at weekends – as many as 50 noisy patrons spill out into the road, getting into vehicles both to drive themselves as well as being picked up by friends who park up with loud music and shouting, as well a plethora of private hire cabs and ubers halting in the middle of the road. After hours, many patrons leave the venue and continue their party loitering under the cover of Ginger & Mint café and out of sight alongside Park Mews where patrons persistently urinate, defecate and abuse illicit drugs right outside our building and communal front door and right underneath our bedroom windows. Complaints have been made. We're still awaiting a response.

Ref: Haringey Council Enforcement Service - Report a noise problem Ref No: HC-11503020

Ref: Haringey Council Enforcement Service - Report a noise problem Ref No: HC-11500424

In recent weeks we have woken up to find our communal toughened glass street facing door has been smashed, as too has Banners Restaurant window.

There is a genuine fear of public safety right outside our own homes.

In addition to Kiss The Sky's noisy and unruly patrons, is the issue of their staff. Once the venue has 'closed' and the streets cleared, in the early hours of the morning – around about 1am on weekdays and 2pm on weekends – the staff who appear to have a lock-in themselves whilst 'clearing up' appear outside the venue and across the road from the venue - numbers totaling 7 or 8 - to smoke and drink, laugh and joke as if it were midday – themselves a huge nuisance often until 3am!

The Protection of Children

When I have heard residents from both side of Park Road pleading with staff to move on and go home from their bedroom windows, alerting them to sleeping children which are now awake, and have been disturbed by their loud behaviour and bad language – often racist – they have been rebuked by staff with disdain and told “ok relax and chill out”, before moving off at their leisure back into the venue to empty bins and glass bottles outside before they finally locking up and leaving after 3am on Saturday and Sunday mornings.

It's beyond unacceptable. The venue has only been re-opened for a month and we have experienced debilitating sleep deprivation. No sleep until 3am when getting up for work at 6am is not sustainable.

It's become clear that its wholly inappropriate to have a night club with a late license in what is an increased residential are. Kiss The Sky has in a calendar month become a reckless blot on the landscape.

I would therefore humbly petition the Lead Officer at Haringey Licensing to assist in this matter by revoking this current license in a bid to help secure a much safer Haringey.

Sincerely

[REDACTED]

[REDACTED]

From: [REDACTED]

Sent: 29 June 2021 00:11

To: Barrett Daliah <Daliah.Barrett@haringey.gov.uk>; Licensing <Licensing@haringey.gov.uk>

Subject: Licence Review for Kiss The Sky Bar 18-20 Park Road, N8

Dear Daliah.

I believe further to my previous accounts of nuisances occurring from the activities from the Kiss the Sky Bar, it is important to offer my view on what would be the best adjustment for the current licence.

The premises for Kiss the Sky Bar was never built or designed to contain the typical noise from a bar which we have been experiencing over the past 10+ years. This type of noise is live and recorded music and the voices of the clients/patrons. No amount of sound insulation can resolve this as it is the structure of the building that absorbs and transmits the sound through the building. I cannot see this ever being resolved, yet not resolving this means the bar will continue to be a public nuisance and a source of harm to the children living directly above the bar.

The previous management of the bar (Ice Bar, then Kiss the Sky owned by Steph and Mohammed and now the current owner) have persistently tried to create a club atmosphere that encourages loud music, dancing, loud voices and shouting until the early hours of the morning. The premises are not physically capable of containing this music and the management have never effectively implemented the necessary measures to keep the bar's activities contained inside the premises and within acceptable noise limits.

The poor management of the patrons creates a great nuisance on the street for all the local residents. For us living above the bar, the activities of the patrons lingering outside on the street mostly below our windows means opening the windows is not possible without letting in:

- the noise from the patrons voices, and often arguments, shouting, offensive language and fighting.
- cigarette smoke which comes straight into our bedrooms.

A licence allowing late night activity means we are unable to access fresh air at night or to have a peaceful night because the bar's activities are a public nuisance and a source of harm to the children living directly above the bar and in the surrounding local residences.

If the licence would be shortened to 10-11PM for example, all the issues mentioned above would persist and the bar itself would not survive either. I cannot see how the licence for any late night activity can be appropriate at the premises 18-20 Park Road, after many years of thought and working and speaking with the managers of the bar to improve the sound conditions and better manage the patrons, I have to conclude the premises is physically unsuitable to accommodate late night entertainment activities and the location being so close to so many local residents with young families is simply unsuitable, and this is unsolvable except by removing the activity that is causing and encouraging this nuisance.

I thank you for your time and consideration in this matter.

Kind regards,

██████████

Statement Concerning Activities from Kiss the Sky and their clientele on the Nights of Friday 21st, Sunday 23rd and Wednesday 26th of May 2021 as a result of their current permitted licences.

I am a resident of the apartment directly above Kiss the Sky Bar 18-20 Park Road. My statement is provided in order of the categories listed below.

1. Prevention of crime and disorder
2. Kiss the Sky clients were not managed around the premises by the bar staff or the local authority and towards the end of the night they became a disorderly nuisance shouting loudly, emotionally and unpredictably on the street up to 1 hour (02:00AM) after the bar had officially closed. This behaviour caused an unsettling disturbance to me and my children, and I am worried should anyone on the street be harmed when the clientele argue and fight with each other as no one was around to keep any order.

2. Public Safety

Because Kiss the Sky clients were not managed around the premises by the bar staff or the local authority and towards the end of the night they became a loud, disorderly and an intimidating crowd during the late hours of the night, it did not seem safe for the general public to remain within the proximity of Kiss the Sky clientele and should I have needed to leave my residence at this hour, I would have felt very unsafe and vulnerable as a potential target of any angry or provocative drunken clientele of the bar.

3. Prevention of public nuisance

A public nuisance occurred for two reasons from the activities of the Kiss the Sky bar:

- a. Unpleasant and disturbing behaviour: While Kiss the Sky clientele were permitted to linger on the street, all unpleasant and disturbing behaviour was audibly witnessed by me and my two children (at and below the age of 7 years) and directly affects us right until the late hours of the night. Our bedroom is located on the Park Road side and there are no other options for our bedroom to be located elsewhere in our apartment. On the above mentioned nights the noise from the clients was unbearable and we had to try to sleep in our living room. This is not sustainable.

b. The noise and vibrations that travelled through the building from the music played by the bar throughout the night. The levels of the bass in the music were so strong my kitchen pots and utensils were rattling creating even more noise and disturbance. Psychologically it was very distressing as we had no control over the noises we could hear in the house at a time when we need the house and family to settle in order to have a healthy routine for our young family. When I tried to sleep it was impossible and upsetting as I could only hear the music below and felt the vibrations travel straight through our timber floor and through my pillow.

4. Protection of Children from harm.

As described above, my children and I have been directly impacted by the noises we hear from Kiss the Sky bar. While I was trying to put my children to sleep, we could all clearly hear the clients on the Park Road pavement outside the bar speaking and shouting loudly at each other including all the usual swear words, this is despite the windows of our apartment having new double glazing fitted over a year ago. It is not appropriate for the children to witness this type of behaviour nor to be subjected to listening to loud bass music coming through their bedroom floor and through their beds and pillows.

This disturbance also affected my children's sleep as it took longer than normal for them to settle with the noise and they were woken up several times from the loud voices from the bar's clients standing outside the bar. This made them exhausted the following days which made it impossible to maintain our normal healthy routine with the children.

The disturbance from the bar imposed a significant amount of distress on me and deprived me from sleeping on time at 22:00. This stress and the lack of sleep from the noise disturbance meant I could not do the things I normally need to do for my children as well or at all, and this is not fair for them.

Conclusion

I have lived at this property for over 7 years, and have suffered from the consistent disturbance caused from the same types of disruptive activities from the bars operations – unmanaged clients allowed to mingle on the public pavement, and music and voices coming through the floor from the late night activities in the bar below. I have made complaints to Haringey noise department countless times and have felt powerless and voiceless to find an end to this disturbance.

The crowds in the bar naturally want to be free to raise their voices and have a good time, the bar naturally wants the freedom to raise the levels of music without having to worry about the local residents around them and the local residents (me and my neighbours) naturally want the freedom to a peaceful night in our own homes at a reasonable time.

The root of the problem for the noise within the bar is the structure of the building. It is an old building, supported with some core concrete pillars and beams, but the majority of the floor that divides my apartment with the bar below, is timber and there is no structural separation between us. This means that bass vibrations from music, as well as any banging and tapping against the shared pillars that hold the building up and connect the ground floor with our first floor apartment, travels through the structure into our apartment and the only way of preventing this noise travelling through is having a structural separation. However structural separation is not possible without rebuilding the separating floor, and that is not a possibility.

Successful management of a bars clients to prevent them creating noise on the streets outside the bar require at least one bouncer and a lobby area separating the bar area from the street and allows the bouncer to remind the clients to keep voices down before they enter the street. Kiss the Sky bar does not have this separation, which has made it impossible for previous bouncers to manage the clients successfully as they are usually ignored by the clients. I would consider such a lobby area separation, one of the requirements that would need to be met for a licence for a bar to be granted.

Whilst I believe the licence was given to Kiss the Sky with good intentions, I also believe the provision of this licence to a premises that is simply unsuitable to accommodate the acoustic demands of the activities the current licence permits has been a gravely unfortunate oversight. Licences provided to premises that are unsuitable for the activity they are applying for is due to a gap within the licencing department procedures, and there should be requirements set upon each licence application to demonstrate suitability of the premises they are applying for and the licence department should be sufficiently trained to understand whether these requirements have been met. This may be the case now, but I believe these steps

were not in place at the time when the original licence was being given, and therefore this licence for a bar should be reviewed and withdrawn.

I trust you will consider this issue with the utmost importance, and look forward to learning of the next steps to tackle this issue.

Sincerely,

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

From: [REDACTED]

Sent: 29 June 2021 00:30

To: Licensing <Licensing@haringey.gov.uk>

Subject: Representation regarding Kiss the Sky Premises Licence Review

Attention Lead Officer, Haringey Licensing Team,

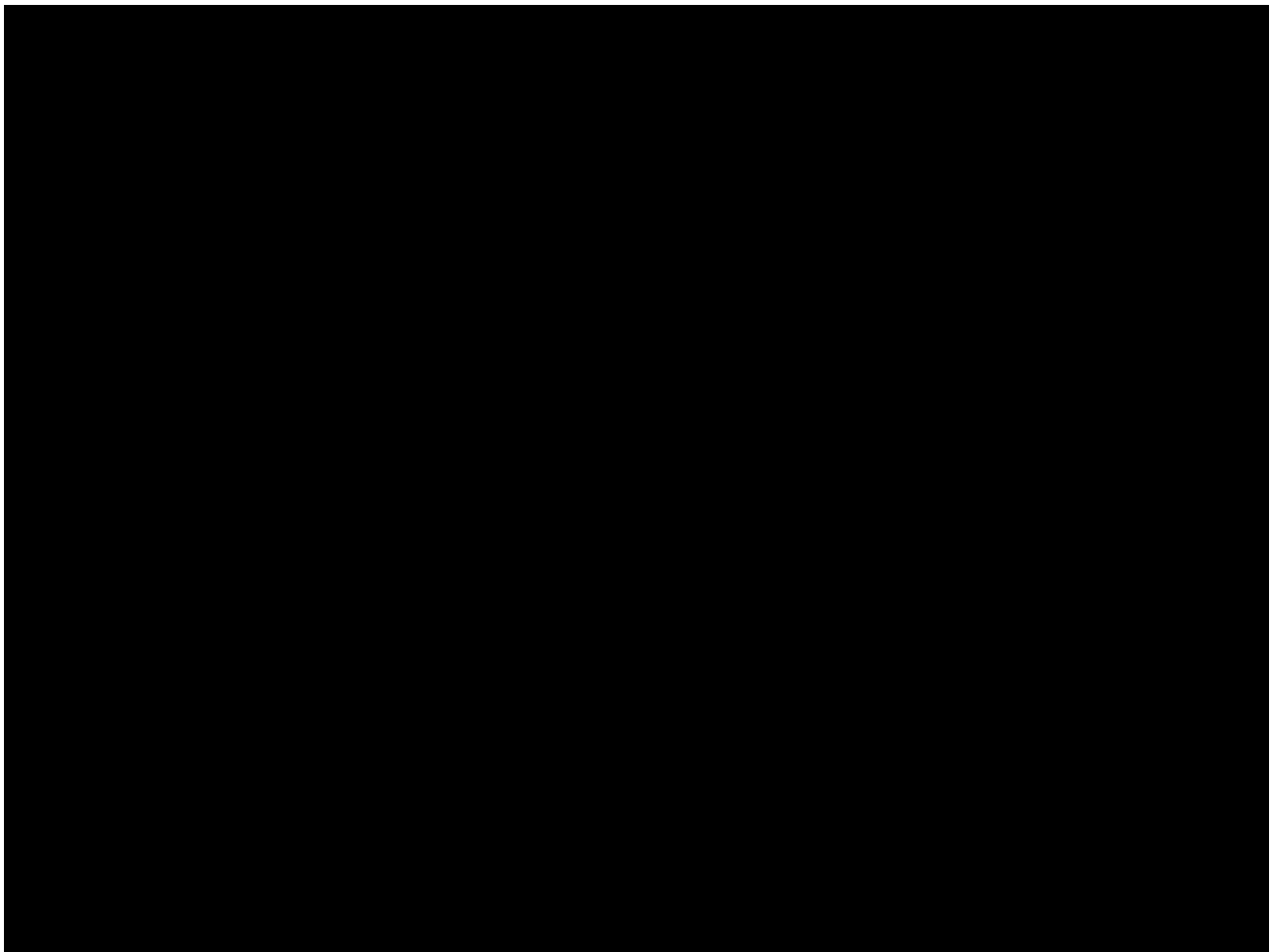
We are writing this submission regarding Kiss the Sky's premises licence in frustration on a Saturday morning after yet another night of noise disturbances affecting our sleep, right up to 3am. This has now become a regular pattern. Over the past month, new operators of Kiss the Sky have repeatedly demonstrated that they have little consideration for the community within which they operate.

Our representation will focus on 2 of the licensing objectives and touch on the 2 others.

Public Nuisance

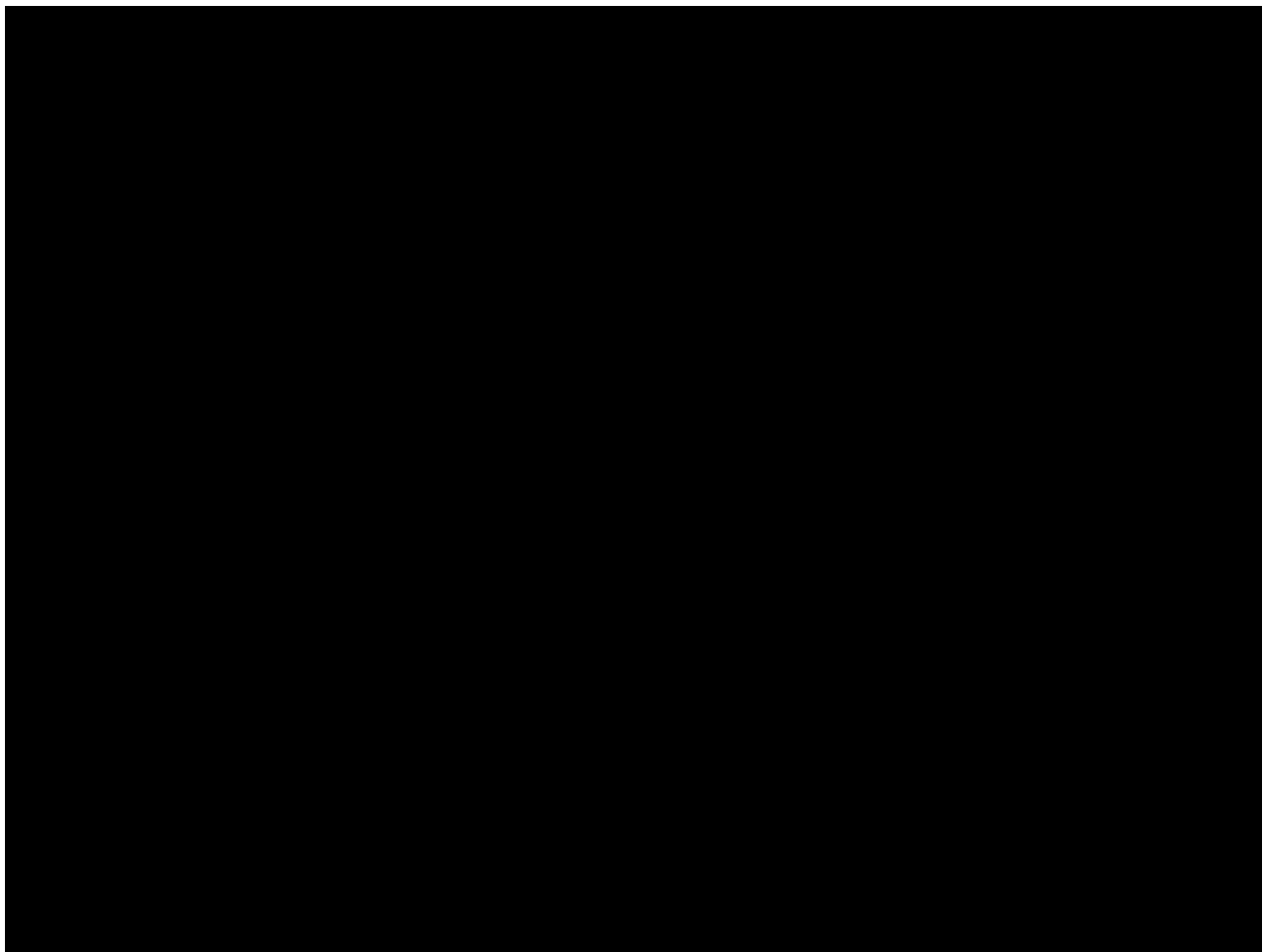
Last night, the weather was pleasant. We would have liked to have sat in our outdoor space, but couldn't because of nightclub volume music coming from the open windows of Kiss the Sky. We lodged a noise complaint with the Haringey Noise Response Team at 22:30. About 15 minutes later Kiss the Sky closed their windows. I received a call from the noise team shortly after, where I reported that the noise problem had improved since the bar closed its windows, but bass from the bar was still penetrating the walls and closed windows of our home. A short while later the volume decreased, but then increased again — to even higher volumes. Despite having triple glazing on our bedroom windows, like other nights over the past month, it was impossible to consider going to bed before the music at Kiss the Sky stopped.

Following the stopping of music at 01:00, a tipsy parade of noisy patrons gradually filed out of the bar onto the pavement. This typically takes 30-45minutes which means the neighbourhood does not return to quiet until around 01:45. Patrons flow in and out of the bar onto the pavement throughout operating hours. Noise on the pavement escalates through these hours. Little effort is made by the staff to control the noise from their patrons or move lingering groups on. Staff are often involved in the chattering, shouting, and laughter that can balloon to groups of 20 or more. We cannot consider opening our bedroom windows nights when this bar is operating, regardless of how hot it might be, because of noise disturbances.



Under the bedroom windows of Crouch End. 18/06/21 22:55

To top things off, groups later emerge from the bar, often after 02:00 sometimes after 03:00, and linger out front while having loud boisterous conversation as if it were the middle of the afternoon. I do not understand why people are still in the bar hours after it has closed.



Conversations out front of bar 03:01 26/06/21

This is just one example from many we have experienced over the past month. These issues typically happen Friday, Saturday, or Sunday nights when the bar operates "DJ Nights", but have also occurred midweek.

Noise nuisance is not a new problem with Kiss the Sky. Local residents have been struggling with it for years. But what has opened under the new ownership, takes these already existing issues to a whole new level. In the early evening the reopened Kiss the Sky operates much as it had before, as a local bar without excessive volume of music or patrons. In the later evening, starting at 22:00 — when most businesses in the area have shut or are winding down — the bar now transforms into a full-on nightclub. As illustrated on the pavement sign below, 22:00 is when things begin at the new Kiss the Sky. Previously, operations continued on as a neighbourhood bar, with the occasional event. Music volume from within the bar was typically kept at a moderate level and not a primary issue. Nuisances were from overly loud drunken patrons situated on the pavement in the later hours.

This licence which may have been appropriate for the area 15 years ago, does not seem appropriate for the family oriented, densely residential neighbourhood it is today. The area is quiet the nights Kiss the Sky is closed despite there being two other bars, Banners and Allora Hall, as neighbours — which we have never been disturbed by.



Protection of Children From Harm

Consideration must be given to all children impacted by this licensed establishment, whether within or outside its doors. Our 7 year old daughter's bedroom window, like many, faces onto Park Road. Typically she is a heavy sleeper. But since Kiss the Sky reopened, her sleep has repeatedly been disrupted by noise from the bar's operations and its patrons. These disruptions are much worse than they had been with the previous operations of the bar. We are aware of 5 other children who have bedrooms in a similar proximity. Considering how many

families are living in Crouch End and how many residences are in the immediate area, there are likely more children who are being impacted.

According to the Royal College of Paediatrics and Child Health website, "Good quality sleep is important for everyone but especially for children as it directly impacts on their mental and physical development." Also, in their bedroom environment "...noise needs to be at a level that it does not disrupt sleep." <https://what0-18.nhs.uk/parentscarers/sleep>

Drunken shouting and yelling, is stressful for young children who do not understand what is going on outside their windows. This is happening regularly as a side effect of this late night establishment.

The Prevention of Crime and Disorder, Public Safety

As Kiss the Sky has been operating as nightclub during its later hours, it is attracting a different clientele. As a part of this, we have begun to see groups of youth congregate and linger on the pavement around bar after 11pm - escalating the street commotion and noise further.

Fights have happened on the pavement outside Kiss the Sky over the past month, with the police required to attend on at least one occasion.

During and after rowdy nights at the bar, patrons drunkenly stumble into and criss cross Park Road, increasing noise of car horns that would otherwise not occur. The morning after, on more than one occasion, we have been greeted by the smell of urine in the Park Mews lane across from the bar.

Late night shouting and noise is now coming from Park Mews leading behind 11 Park Road.

We cannot expect bar staff to police the entire area, but effects of the operations of this late-night establishment are beginning to spread to the wider community, and It has only been open 4 weeks.

We strongly believe that at a minimum the following updates need to be made to the premises licence to reflect the community it exists within today.

1. **Removal of the provision for dancing.** This provision encourages the operation as something akin to nightclub, which is accompanied by inevitable nuisance from high volume music and street disorder. This location is not suitable for such an operation.
2. **Reduction of the hours of operation to 23:00.** This will bring the establishment in line with many other pubs and bars operating within residential areas of London.
3. **Zero-tolerance noise policy.** Children are typically in bed asleep by 21:00. We would like it to be required of the bar to enforce a quiet operation in line with the community.
 1. - Close the bar's windows when noise increases from patrons or the playing of music, from 21:00.
 2. - Responsibility placed onto the business to keep the noise of their operations and patrons, inside and on the pavement, to a minimum after 21:00.

As a part of this licence review, it is important that the committee see the history of Kiss the Sky noise complaints from the Haringey Noise Response Service. The following is a log of our complaints to the Noise Response Service over the past 12 months.

Date and Time Submitted: 06/06/2021, 00:03
Noise Problem Reference ID: HC-11495226

Date and Time Submitted: 06/06/2021, 01:33
Noise Problem Reference ID: HC-11495236

Date and Time Submitted: 10/06/2021, 01:26
Noise Problem Reference ID: HC-11497856

Date and Time Submitted: 12/06/2021, 22:41
Noise Problem Reference ID: HC-11499704

Date and Time Submitted: 13/06/2021, 00:06
Noise Problem Reference ID: HC-11499726

Date and Time Submitted: 19/06/2021, 01:14
Noise Problem Reference ID: HC-11505000

Date and Time Submitted: 25/06/2021, 22:40

Noise Problem Reference ID: HC-11511157

Date and Time Submitted: 27/06/2021, 00:17

Noise Problem Reference ID: HC-11512164

Date and Time Submitted: 11/07/2020, 23:24

Noise Problem Reference ID: HC-1717078

As a neighbour succinctly put it while discussing Kiss the Sky related disturbances, "This cannot go on. Things have to change."

We thank the Licensing Team for taking the community's concerns into consideration while reviewing Kiss the Sky's Premises Licence.

Kindest regards,

[REDACTED]
[REDACTED]

From: [REDACTED]

Sent: 29 June 2021 13:09

To: Barrett Daliah <Daliah.Barrett@haringey.gov.uk>; Licensing <Licensing@haringey.gov.uk>; Licensing <Licensing@haringey.gov.uk>; [REDACTED]
[REDACTED]

Subject: Re: After hours nuisance from Kiss The Sky:Friday 25 June 2021

Dear Daliah,

I have uploaded some videos taken on the Saturday 27th June which I was meant to include in my upload yesterday.

They are all clearly named on the [REDACTED] I am using to upload evidence for your viewing: [REDACTED]

Kind regards,

[REDACTED]

-----Original Message-----

From: [REDACTED]

Sent: 29 June 2021 21:46

To: Licensing <Licensing@haringey.gov.uk>

Subject: Kiss the Sky licensing review

Hello

I am getting to in touch to raise my concerns about the licensing for Kiss the Sky bar on Park Road, Crouch End. The noise from the bar since it's reopening has been significant, and it's new later opening hours, are a great disturbance to those living nearby. There have also been instances with groups leaving the bar and causing more disturbance. Although I recognise that there will be some noise living on a busy road, the noise from the recorded music and the live performers is distinctly louder than other bars and pubs on the same road.

I do hope you will take this into consideration when reviewing their licence.

Yours sincerely

[REDACTED]

Sent from my iPhone

[REDACTED]
Sent: 14 June 2021 20:30

To: Barrett Daliah <Daliah.Barrett@haringey.gov.uk>; Licensing <Licensing@haringey.gov.uk>
[REDACTED]
[REDACTED]

Subject: Submission of video evidence - Kiss the Sky Bar

Dear Ms Barrett and the Licensing team,

Further to the disturbance caused over the weekend just passed 12-13 June, from Kiss the Sky Patrons, please find the following link to video evidence documenting the kind of disturbance that took place: [REDACTED]
[REDACTED]

The video evidence documents public disturbance in the form of shouting, screaming, drunken disorderly behaviour and fighting (between a couple of patrons and one of the establishment's staff) that took place on the night of Saturday 12 June 2021, which necessitated the local Police's intervention outside Kiss the Sky bar located on 18-20 Park Road and where an arrest was subsequently made.

Also attached is evidence on the night of Sunday 13 June 2021, showing loud conversations and mingling outside the premises. The situation is becoming unbearable every weekend and it seems to be consistently getting worse. On many occasions, the registered Security Officer (bouncer) was not fulfilling his role with professionalism and consideration and would partake in the conversations.

We sincerely believe that it will just be a matter of time before a serious crime is perpetrated only then for the appropriate measures to be in place, but by which time it may be too late. The type of crowd the establishment's new Management is attracting is a real threat to the peace and well-being of the residents on Park road and is toxic especially for young children.

For the purpose of the review, please kindly consider all the relevant complaints filed over the last 5 years at least, with the Noise Team. Regarding the latter, they were notified over the weekend and one home visit was made (Friday 11 June 2021), albeit an hour following the call. On Saturday they were not able to attend due to their busy schedules but they did phone at about 2am to apologise and confirmed they drove past the establishment but couldn't confirm any noise at the time. We appreciate their effort. However, sometimes their findings may be subjective due to the time delay from when they are notified and when they are at the premises or perform home visit. We would like you, the Licencing team to consider this point please.

P.S: From around 2.00 – 2:07 minutes into the first video referenced [REDACTED] one may be able to hear the sound of a baby in distress due to the outdoor incident.

Thank you in advance for your consideration.

Sincerely,
[REDACTED]

From: [REDACTED]

Sent: 19 June 2021 11:30

To: Licensing <Licensing@haringey.gov.uk>; Barrett Daliah <Daliah.Barrett@haringey.gov.uk>

Cc: [REDACTED]

[REDACTED]
Subject: Re: Kiss the sky Bar - 18-20 Park Road N8 8TD

Dear Ms Barrett and the licensing team,

Please find below the link regarding a video recording evidence of the bar's patrons behaving inconsiderately of the residents' rights, and rather inappropriately on the night of 18 June 2021.

Please note that recording initially consisted of small clips which have been merged into one video.

[REDACTED]
Thank you

Regards

[REDACTED]

-----Original Message-----

From: [REDACTED]
Sent: 22 June 2021 08:26
To: Licensing <Licensing@haringey.gov.uk>
Subject: Kiss the Sky licence

Good morning, I hope this finds you well.

My name is [REDACTED] and I am e-mailing regards the licence review of Kiss the Sky bar at 18-20 Park Road.

I have lived on Park Road for 4 years now, and with living on a main road such as Park Road I do expect a certain of level noise at times, however since Kiss the Sky has re-opened in May the noise and disruption has been unacceptable. I have already e-mailed the council with a noise complaint, not know I could e-Mail here to review their licence.

Over loud bass music and what sounds like a DJ have kept me awake into the small hours on a weekend, then adding to that the loud, raucous inappropriate behaviour from the customers that take to the streets.

The bar as been a disruptive, stressful strain on the community, especially in these current times of covid; rules of which the bar dosent appear to follow.

Many thanks for letting me have the opportunity to have my say on the matter.

Best,

[REDACTED]

From: [Barrett Daliah](#)
To: [Barrett Daliah](#)
Subject: FW: Kiss the sky Bar - 18-20 Park Road N8 8TD - Nuisance notification
Date: 03 July 2021 17:46:54

From: Barrett Daliah **On Behalf Of** Licensing
Sent: 24 May 2021 19:03
To: 'Phil Emamally'Licensing <Licensing@haringey.gov.uk>
Cc: Akinboyewa Festus <Festus.Akinboyewa@haringey.gov.uk>
Subject: RE: Kiss the sky Bar - 18-20 Park Road N8 8TD - Nuisance notification

Dear Phil,

The existing premises licence is being transferred into the new owners details. This process is not open to public consultation under the law. However, we are aware of the public nuisance that took place at the weekend and the action taken by the Noise Team.

Residents are able to apply for a review of the business if they operate in such a way to not uphold or promote the licensing objectives.

The new management will be contacted by the Licensing Team. If residents wish to lodge a Review based on what took place at the weekend that is your right to do so.

I have attached the guidance above and the application form. Happy to discuss further with you if need be.

Regards

Daliah Barrett

Licensing Team Leader

From: Phil Emamally
Sent: 24 May 2021 18:16
To: Licensing <Licensing@haringey.gov.uk>
Cc: festus.akinboyema@haringey.gov.uk
Subject: Kiss the sky Bar - 18-20 Park Road N8 8TD - Nuisance notification

Dear All,

We, some residents on Park Road and Back Lane, understand that the above mentioned Establishment is under New Management as of recently. As a result we are hereby enquiring, whether:

- 1) they are legally obliged to apply for a renewed license or a new one or,
- 2) are they legally allowed to continue to operate under the previous license?
- 3) Either way, will this imply that they could be in breach of the Licensing Act if they failed to display the license application & submission details on the premises for the attention of the general public?

The reason for me reaching out to you for clarification and assistance is because from Friday 21 May

2021, there was a "launch party" which effectively became a real nuisance and caused severe disruption and distress to the residents, by way of:

- loud music with deep vibrating bass literally shaking the floor of the apartment above from where the bar is located,
- loud patrons as they mingle, drink, smoke out front of the bar during its opening hours until late and after the bar is closed.

We had been in touch with your Noise Team via the out of hours helpline on the nights of the reported incidents and they visited the premises and witnessed the findings. Please kindly note that the reported incidents took place on the night of Friday & Sunday 21, 23 May 2021 respectively as the nuisance and disruption were more infernal on those two nights. We have been notified by the Noise team that a written warning was subsequently handed out to the management of the bar. Although we very much appreciate the proactive and professional approach taken by the team, notably by Mr Festus Akinboyema and his colleague Maria, in an attempt to address the issue in the best of ways, we do not feel that the council as a whole had been doing enough to eradicate this long standing issue. Please bear in mind that it has been **more than 7 years** that we have tirelessly been working with the council's relevant team with view to finding a resolution. Fast forward to 2021 unfortunately this has not led to any fruition.

I would like to draw your attention that there are also young children, (under the age of 7 as well as less than and equal to one year old), who are also being affected by these incidents. On top of having to deal with the recent pandemic's lockdown measures, we are now facing added stress which is cumulatively taking a toll on our mental health. One cannot be in their home and having to face such nuisance through no fault of theirs and especially where children are unable to sleep at night and overhearing, although inadvertently, inappropriate language stemming from what we would describe as irresponsible drunken behaviour, insensitive to the peace and quiet of the residents nearby.

The reason why we are raising the above points to your attention is so that the Licensing department of The Haringey Council may take a proactive and effective approach to reviewing the Establishment's current operating Late License and look into possible breach on part of the Licensee pertaining to the non-display of their License application. This is the least we would expect.

We understand however that as a governing body of the Borough, the Council cannot act unfairly to businesses operating lawful activities. However there should still be a legal, ethical, considerate and social responsibility on their part to review an application thoroughly prior to granting the relevant license. This should perhaps be extended to a building structure inspection/surveying to see if the business is fit for purpose. The premises in which the Establishment is operating, is not fit for purpose (i.e a bar / Night club) due to the structure of the building being a "one unit" and where no appropriate structural engineering separation is in place, between each floor! Therefore regardless of how much a business may claim to have invested towards insulation and noise reduction equipment, this will still not resolve the underlying problem. Two years ago, we have had all our windows changed but these haven't solved the ongoing issue. Therefore advice that residents are given by professionals, including the Council, towards the installation of Noise reduction equipment, is quite simply a wild goose chase. We happened to have learned about the building structural issue being unfit for such activities (late bar / Night club) by one of the Council's own Noise Team member while addressing a previous complaint to the old Establishment's Management a few years ago. Our questions therefore are:

If the Council was aware of this building structural issue and how unfit it would be for such businesses, why was/is a Licensing of this sort (late bar) still granted to the business, knowing the potential ramifications? Where is the moral, ethical, environmental and social responsibility?

For the record, we have been advised by the Noise team to download the "Noise App" and to record the necessary incidents, which we have done and subsequently sent for someone to review and action. As you can hopefully appreciate, we are, to this day, cooperating but we are sadly not getting the required assistance by the very body that is able to do something about it: The Haringey Council.

Therefore we would like to mention that after a very distressing weekend (sadly and possibly many more to come, to which we are not looking forward to) we would be grateful nevertheless for your urgent, diligent and swift consideration into this matter. We have taken on board your suggestion about getting in touch with you regarding any concerns we have as residents, about some business

licenses and we now hope that the Council will do what is necessary for the welfare of its tax paying residents.

If you require any further queries please do not hesitate to get in touch with us. Thank you.

Regards
Phil Emamally

From: William Mokrynski <
Sent: Thursday, July 8, 2021 4:24:22 PM
To: Licensing <Licensing.Licensing@haringey.gov.uk>; Barrett Daliah <Daliah.Barrett@haringey.gov.uk>
Cc: Barrett Jennifer <Jennifer.Barrett@Haringey.gov.uk>; festus.akinboyema@haringey.gov.uk <festus.akinboyema@haringey.gov.uk>; Cllr Cawley-Harrison Luke <Luke.Cawley-Harrison@haringey.gov.uk>
Subject: COVID profiteering at Kiss the Sky

Dear Haringey Licensing Team,

I have been forwarded evidence documents regarding the licence review of Kiss the Sky that was shared with my neighbour Phil Emamally, and am quite taken aback by what I have seen in the reports from the various Haringey Officers. Actually I am shocked. Perhaps I am misunderstanding what I have seen, but would like an answer to a couple of concerns raised by reading the reports.

Is it not a criminal act to sell alcohol without a licence?

As reported by Officer Cone in his report of 09/06/21, Mr K Ray, the new owner of Kiss the Sky was clearly advised that he could not open his establishment without a licence, and that he could not have the premises licence transferred to him because "he failed to comply with requirements". Yet Mr. Ray opened his establishment against this advice, and sold alcohol from 21/05.


Is it not a serious offence in Haringey to operate a bar without a DPS?

As reported by Officer Cone, and Officer Oluwatoki on their repeated visits, Kiss the Sky was operating without a DPS. Officer Barrett's report mentions that the DPS for Kiss the Sky was not varied until 16/06, which means the bar was operating and selling alcohol without a DPS for nearly a month.

Is it not a serious offence to lie to a Licensing Officer?

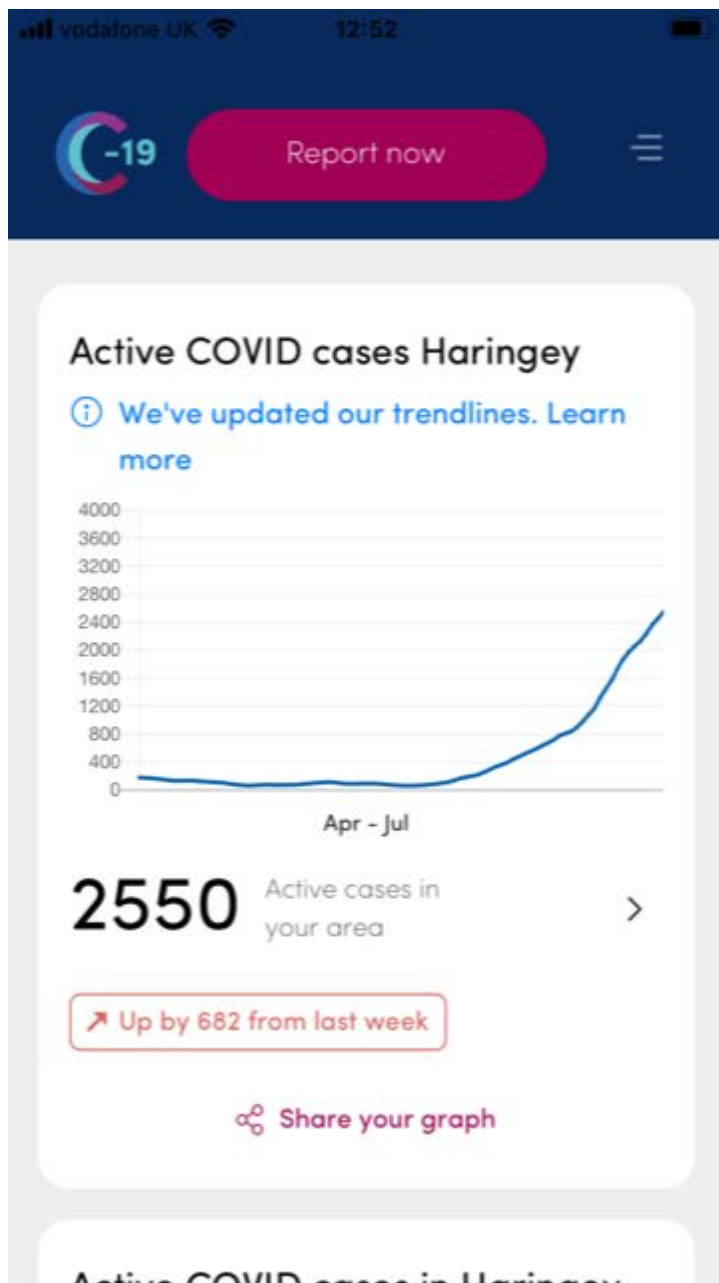
In Officer Oluwatoki's report from his visit on 28/05, the owner told him that the DPS matter had been resolved that morning. This officer then left the venue feeling intimidated by the aggressive tone of the owner and behaviour of door staff.

Is it not a serious offence to break COVID regulations?

Officer Cone, Officer Oluwatoki, and Officer Akinboyewa all identified serious infractions including overcrowding, lack of social distancing, no masks, along with the playing of overly loud music, and dancing. Officers explained the regulations to staff, issued warnings, and Kiss the Sky continues to ignore these regulations. Please see the following video  as evidence from 26/06 that dancing and loud music is still continuing at the bar.

There are no misunderstandings, or ignorance of these rules. Kiss the Sky has been repeatedly warned by Haringey Officers since reopening. The bar's operators and owner know what they are doing. There is a word for operations that deliberately break rules that are required to be followed in times such as these — profiteering. Kiss the Sky is profiteering from the COVID situation. It is no coincidence that the bar is attracting crowds that disturb local residents on it's DJ nights. Kiss the Sky is likely the only establishment in the region playing loud nightclub dance music while turning a blind eye to dancing, social distancing, and mask requirements. It may or may not be a coincidence that COVID infections in Haringey, particularly amongst the under-vaccinated age group attending the bar,

have spiked during the same period.



What I have seen in the reports appear to go beyond simple licence infractions.

- unlicensed selling of alcohol
- operating a bar without a DPS
- using security without SIA accreditation
- continuous breaking of COVID regulations

Why have there been NO penalties issued for these?

I would particularly like an explanation as to why this business was allowed to continue operating when it was discovered by Haringey Officers that they were selling alcohol without a licence?

Certainly this matter alone should have brought operations to a halt, and been referred to the police?

Have COVID Marshalls attended the venue since 28/05 as reported by Officer Oluwatoki, to follow-up and ensure COVID regulations that the bar were now being abided by? From what I have seen, nothing has changed.

Tomorrow is another of Kiss the Sky's weekly DJ nights that local residents will have to endure. Since

Kiss the Sky reopened in May, I have repeatedly been woken by noisy groups exiting the bar long after it had closed. In a couple of instances this occurred several hours after the bar had closed. A neighbour I have spoken with has seen groups leaving as late as 04:40-05:00. This has taken place every Friday night, and happened again last Friday at about 02:20. These groups have no regard for the neighbours of the bar. They make no effort to be quiet, actually the opposite. Bar staff rather than attempt to quiet their patrons, are often amongst them chatting, shouting, laughing as they linger for 15 minutes or more before finally moving on.

I filmed a couple of minutes of this disturbance last Friday. 15 or more non-bar staff can be seen entering and exiting the establishment and lingering out front of KTS. I phoned the police non-emergency number to have them moved on as recommended by one of the Haringey Noise team in the past. I gave up on the police after my call rang through unanswered for about 10 minutes. As I was on the phone, noise escalated to what sounded like a party on the street. I suspect the bar may be running a lock-in on Fridays, and encourage the Licensing Team to investigate. Just before 02:00 would be the ideal time for officers to drop in.



In addition, several neighbours along with myself, have witnessed new drug activity connected with Kiss the Sky patrons criss crossing Park Road to the Park Mews underpass, directly adjacent to the entrance to 11 Park Road. We didn't have this problem before the bar under this new ownership opened.

I am concerned that a number of residents who have made representations have been excluded from correspondence and not received notice of the hearing or copies of the evidence. Could someone please ensure all are included?

As residents, we depend on the Licensing Team to uphold businesses to their obligations, and help keep our community safe. This business has demonstrated time and again that rules somehow don't apply to it, and local residents along with health of the wider community is paying the price. Has this deviant activity really not warranted a suspension of Kiss the Sky's licence until the hearing? What does it take??

Kind regards,
William Mokrynski

From:

Sent: Thursday, 8 July 2021, 01:07

To: Licensing; Barrett Daliah

Cc:

Subject: Evidence as at 7-8 July 2021. KTS bar, Park Road

Dear All

Please kindly see the below video links regarding the nuisance on the above mentioned date.

It's now past 1a.m and there are still patrons in the establishment and out on the street chatting, mingling and singing.



Thank you
Phil

From:
To: [Licensing; Barrett Daliah](#)
Cc: [Barrett Jennifer; festus.akinboyema@haringey.gov.uk](#)
Subject: Evidence link-9-10 July 2021 - Kiss the sky Bar
Date: 10 July 2021 03:39:02

Dear All,

Please kindly see the below the link regarding evidence showing tonight's nuisance, and breach/disruption of peace by patrons as well as the establishment's staff until around 1:45am.



I noticed that the bar management staff and its doorman were tonight displaying intimidating behavioural tactics in an attempt to hinder me gathering the necessary recording evidence by way of looking back up our flat Windows intermittently, video recording us and alerting their patrons about our activities to the point where some shouts of verbal abuse were uttered by some of the patrons.

We sincerely believe that the ongoing unlawful activities of the establishment as well as the unacceptable, inconsiderate behaviour of their customers and staff are only escalating tension in the neighbourhood unless the right actions are taken by the relevant authorities. We therefore hope that this case is taken very seriously and where peace, security and the general welfare of the residents will be restored.

Thank you

Phil

From:
To: [Barrett Daliah](#); [Roya Chanel](#)
Subject: Fw: Kiss the sky - Crouch End - Noise complaint
Date: 10 July 2021 09:31:01
Attachments: [Outlook-Image.jpeg.png](#)
[Outlook-0eqjleoo.png](#)

Dear Daliah,

Please can you confirm you received the enclosed including the photographic evidence. I will forward separately a video taken after the hours of operation of the licence. May I add that I have 3 young children (7, 11 and 14 year old) residing at the property and disturbed by the noise. They are all scared of going out late at night even accompanied by me and scared that some patrons might intrude in the property. Many thanks,

Stephane

From: >
Sent: 21 June 2021 21:50
To: Licensing <Licensing@haringey.gov.uk>
Subject: Re: Kiss the sky - Crouch End - Noise complaint



20:39



Monday

are comedy night starting Mon 21st June featuring comedians from the UK and abroad.

Tuesdays

Bargain Tuesdays £2 beers, Masterclass learn how to make a cocktail

 Dear Chanel,

Many thanks for your reply.

I wanted to add new developments to my representation.

Firstly the venue advertise and operate live music events and DJs when the licence is for recorded music (see website extract in attachment). This is unsuitable for a residential area. It seems that the venue operates more like a night club.

On many occasions in June the venue has failed to control their patrons, spreading out and consuming on the pavement and by Ginger and Mint (opposite side of the road). The police had to intervene several times, only just in June.

In addition, the venue is not respectful of the licence timing with patrons coming in and out, and consuming outside way passed the end of their licence. You will find enclosed some photographic evidence taken at 00.15 on Monday 14th June.

I strongly believe that the licence should be reviewed to restrict noise and hours of operations to respect the local residents.

Let me know if you have any further questions,

Kind regards,

Stephane.

From: Roye Chanel <Chanel.Roye@haringey.gov.uk> on behalf of Licensing <Licensing@haringey.gov.uk>

Sent: 10 June 2021 12:09

To: >

Subject: RE: Kiss the sky - Crouch End - Noise complaint

Dear Stephane Euzen,

Thank you for your representation.

You will be notified in due course with a date for the hearing.

Kind regards

Chanel Roye - Licensing Administrator

Please do not send applications by post or visit our office.



Licensing Authority I

1st Floor I River Park House I 225 High Road I Wood Green I London I N22 8HQ

If you need to report something please log it here: [Report It](#) or use our Online Service: [Contact Frontline](#) Why wait when you can [do it online](#)?

twitter@haringeycouncil

facebook.com/haringeycouncil

Please consider the environment before printing this email.

From: >

Sent: 09 June 2021 22:30

To: Licensing <Licensing@haringey.gov.uk>

Subject: Kiss the sky - Crouch End - Noise complaint

Hi,

I live opposite Kiss the Sky in Crouch End and it has become a real nuisance with noise with DJ / Live music on many week nights. The venue leaves all windows open and therefore it is almost like being a concert venue.

Also the patrons drink outside the venue leading to a lot of loud shouting and talking.

Please can the hours of operations and serving of alcohol be reviewed and the patrons be sensibilised to respecting the neighbourhood.

Many thanks,

Stephane Euzen

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From: Bysse Wallace
To: [Barrett Daliah](#); [Licensing](#); [Licensing](#)
Subject: Nuisance from Kiss the Sky bar Patrons 9th July 2021
Date: 10 July 2021 15:35:09

Dear Daliah,

Last night I found the patrons to be very loud again, making it very difficult to rest or to settle my children.

Disturbingly, the patrons and bar staff appear to be making conversation about their neighbours watching them as if they are surprised, and looking up to see if they might see them. I attach three links from yesterday night showing this:



I found this intimidating as despite patrons and staff were aware of us and why we might be looking outside (i.e because of the noise and disturbance they are causing us), they make no efforts to contain their presence on the street or to show consideration to their neighbours and surroundings as if we have no right to expect them to keep their noise down.

How long will we have to endure this kind of activity around our home? On the weekend and noisy evenings, our home feels like a prison, as we have no where else to go and no control over our home environment and the patrons and staff's hostile and blatant disregard for us. This is very stressful and mentally & emotionally draining.

Sincerely,

Bysse

From:
To: [Licensing; Barrett Daliah; Licensing](#)
Cc: festus.akinboyema@haringey.gov.uk
Subject: KTS bar 10-11 July 2021
Date: 11 July 2021 11:55:28

Dear all,

Below is the link for last night's/this morning's event.

Scuffles from 30secs into the video between a member of staff (with glass of red wine in the hand) and a couple of patrons, and one of the them appeared to have picked up a harmful tool/weapon behind the bar but was prevented from using it.

1m35 into the video one of the patrons shouting "too many youths being killed, mind yourself.." which confirms the man in question was very likely to be holding a dangerous weapon.

1m40-46 shows Mr Ray, the owner of the establishment and his manager (female with long black hair) walking into the bar with a box and a bag of what appears to be alcoholic beverages.

4m18 - I was seen video recording, by the staff involved in the scuffle described above, and was shouted abuse "stop f***** filming d*****d" but I had cut that part of the scene due to the inappropriate language.

We hope you do make a conscientious effort to carefully review all the Video links we send as they are crucial evidence affecting the residents' overall safety, security and well being, as well as the time that some of us are taking to record the various scenes, knowing the potential risks involved. Two nights in a row now I have been shouted abuse for filming (one of which where a patron uttered: "keep filming bro, I'll burn your face". This was however not in the video).

Thank you.
Phil

