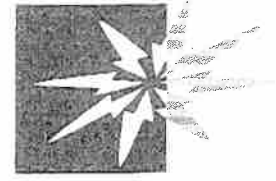


APPENDIX 2-COMMENTS OF
ENFORCEMENT RESPONSE (NOISE)
TEAM



Haringey Council

Licensing Consultation - Internal Memo

To: Daliah Barrett-Williams

From: George Roberts (Noise)

Name of Officer preparing representation: George Roberts

cc: Team Leader Enforcement Response, Derek Pearce

Our Reference: WK177266

Date: 16th December 2010

Premises: Kassaba, 1 New River Avenue, N8 7QD

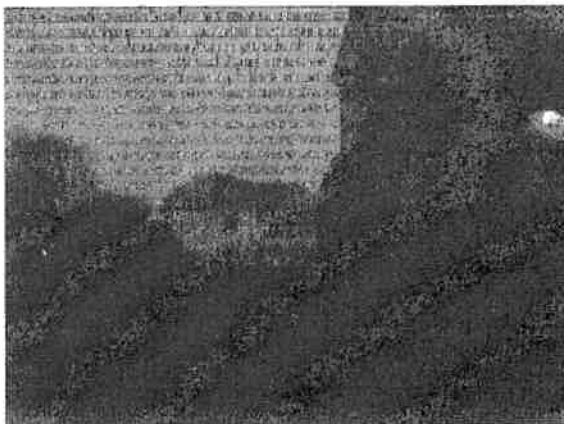
Type of application: Variation

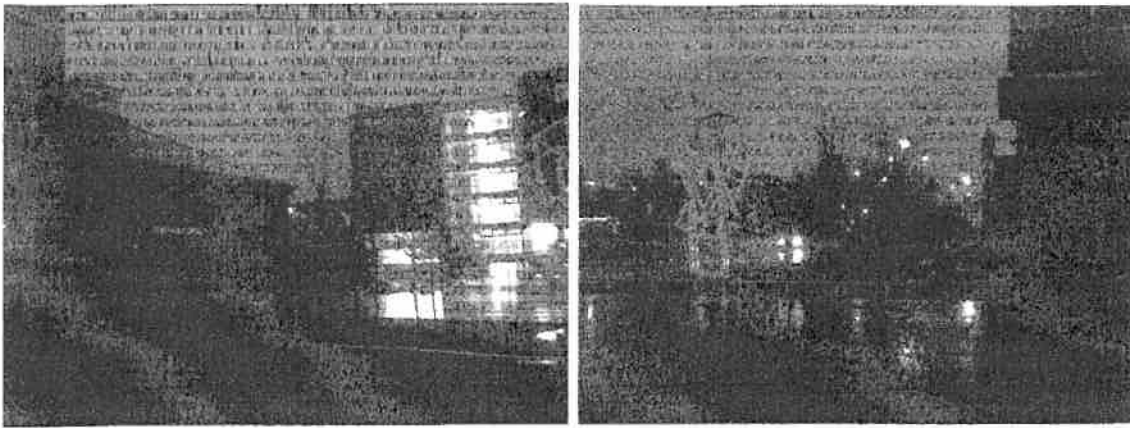
I would like to confirm that I have considered the above proposal with regard to the prevention of public nuisance on behalf of the Enforcement Response (Noise) Team & would like to make representations to the Application

The operating schedule does not address the prevention of public nuisance from:

- airborne entertainment noise
- Noise generated by patrons in external areas of the premises
- Noise generated from deliveries
- Noise generated from refuse collections
- Noise from plant and machinery
- Light nuisance
- Cooking odour

Supporting Information





Date reported & time	Subject	Observations & time	Outcome	Our Ref
10/12/10 @2307	Loud Music	@0001 Visited complainant. Noise witnessed did not amount to a statutory nuisance, but we went to the bar and gave the management advice with regards to noise break-out.	Advice	WK178782
15/12/10 @2306	Loud Music	@2350 Turned down prior to attending.	N/A	WK178782

If the sub-committee were to grant this application then we would recommend the following alterations/conditions to the operating schedule:

Sound limits

The licensee shall ensure that no music played in the licensed premises is audible at or within any residential property

Entrance/exit from the premises whilst regulated entertainment licensable activities are ongoing shall be via a lobbied door to minimise noise breakout.

Outside Areas

No music will be played in, or for the benefit of patrons in external areas of the premises

Signs shall be displayed in the external seating areas on the frontage requesting patrons to recognise the residential nature of the area and conduct their behaviour accordingly. The management must reserve the right to ask patrons to move inside the premises or leave if it is felt that they could be disturbing neighbours

The external seating area on the frontage will be closed and patrons requested to come inside the main structure of the premises at 2230 hrs

Deliveries and collections.

Deliveries and collections associated with the premises will be arranged between the hours 0800 hrs to 1800 hrs Monday to Saturday but not on Sundays or Bank Holidays so as to minimise the disturbance caused to the neighbours

Plant and machinery

All plant and machinery is correctly maintained and regularly serviced to ensure that it is operating efficiently and with minimal disturbance to neighbours arising from noise

Dealing with complaints

Liaison meetings will be held where specifically requested by residents to enable neighbours to raise concerns about any aspect of the licensed activities

Prevention of Nuisance from Odour

All ventilation and extraction systems shall be correctly maintained and regularly serviced to ensure that it is operating efficiently and with minimal disturbance to neighbours arising from odour

Prevention of nuisance from light

Security lights will be positioned to minimise light intrusion to nearby residential premises

APPENDIX 3-COMMENTS OF INTERESTED PARTIES

Anderson Chanel

From: [REDACTED]
Sent: 20 December 2010 15:44
To: Pearce Derek; Licensing; Barrett Daliah; [REDACTED]
Subject: Please do not extend the Kassaba (1 New River Avenue) licence

Dear Haringey licensing service,

My name is [REDACTED]. I live in [REDACTED] London.
I contact you because I just heard that a restaurant in front of my window: the Kassaba (1 New River Avenue, N8 7QD) want to extend license, and I am at **100% against it !!!!**

The Kassaba is the worst thing that ever happened in Haringey ! And please do not let continue that way.

I already complain about the Kassaba last week, and a Haringey officer came to my apartment last Saturday night (the 19th at 2 am) and will certainly confirm what I am telling you.

The situation is worse every-day, and I cannot imagine that you will allow them to extend this!

We live here [REDACTED] since 8 months now with my husband, and everything were all right until the opening of the Kassaba one month ago.

We choose a residential area, peaceful and without any noise because I am pregnant, and we will have a little boy in the next few days. We pay a very high rent, and a very high council tax!
But, since the Kassaba opened, our apartment is like HELL!!! We cannot sleep anymore, because of:

- 1) The high music until 3 am in the morning every week end, but also during the week.
Your officer heard it in my bedroom last Saturday night.
- 2) The drunk people outside all night long... On Saturday 11th, they stopped at 2 am because of the venue of the police!
- 3) The sound of the cars: 50 cars parked in 20 little spaces... They park in front of my house, which mean that we cannot get out!
Imagine what happened this Saturday with all the snow...
- 4) Peoples trying their car and motorbike in the street all night long... On Thursday 16th, one of them spend 1 hour at 3 am testing his motorbike accelerator!
- 5) They clean the restaurant after 3 am, which mean that they trash all their bottles in the bin in front of my windows at 4 am! You can imagine all the sound that they produce then!

It is worse, and worse every week, and now with all these Christmas parties every night, it is also hell during the week.

It is not going to be possible to continue this way, in particular with the venue of my little one.

You cannot put a club in a residential area, without thinking about the consequences.
And now I do not understand why we have to pay a so high council tax, when you do not care about your resident?

I am sure that a lot of my neighbours complained as well, because we have only families, and all these poor children cannot sleep anymore as well!!!

I hope that you are going to do something for us, and tell them to respect the area where they are situated.

I am off course completely against the extension of their licence! And that is a shame, that they are able to do all this noise without any comment from your office.

Thank you in advance for your help
All the best

PS: If you have any question, please do not hesitate to contact me.

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For more information please visit <http://www.messagelabs.com/email>

Barrett Daliah

From: prprsngs@gmail.com on behalf of Ben Smith [benjwsmith@gmail.com]
Sent: 20 December 2010 16:19
To: Enforcement: Licensing: Enforcement Response
Subject: Kassaba - Objection To Licence Variation / Ongoing Noise Problem

Hello,

I was made aware today of the application to extend the licensing hours of Kassaba in Hornsey. There has been an ongoing noise complaint between residents of our building - Gate Keepers Lodge, 83 High Street, Hornsey, N8 7FD - and the venue for the past few weeks. Loud music from Kassaba has been clearly audible in the flats in our building at weekends, and more recently during the week, and despite several requests to the general manager has not ceased. Although the venue describes itself as a "bar kitchen lounge" its quite clearly being operated as a nightclub, for which it is not appropriate due to the residential area and lack of adequate soundproofing.

Noise abatement has been called and has met with Mr Thirkettle in Flat 5.

I wish to lodge an official objection to any extension to the hours/entertainment..

Please advise as to your procedure.

Ben Smith
Flat 2, Gate Keepers Lodge, 83 High Street, London, N8 7FD
07764926719

Licence application details follow.

Kassaba
1 New River Avenue, Hornsey, London N8 7QD

To replace existing conditions under the Operating Schedule with the conditions contained in section P of the application form.
To add further facilities for Regulated Entertainment and to extend hours for licensable activity as below:
Provision of Regulated Entertainment: Films, Live Music, Recorded Music, Performances of Dance, Anything of a Similar Description to that of Live or Recorded Music or Performances of Dance, Provision of Facilities for Making Music, Provision of Facilities for Dancing, Provision of Facilities of a Similar Description to that of Making Music or Dancing Sunday to Thursday 11am to 2am Friday and Saturday 11am to 3am
Provision of Late Night Refreshment Sunday to Thursday 11pm to 2am Friday and Saturday 11pm to 3am
Supply of Alcohol Sunday to Thursday 11am to 1.30am Friday and Saturday 11am to 2.30am
Opening Hours Sunday to Thursday 11am to 2am Friday and Saturday 11am to 3am
Premise Type Nightclub Period End 20 December 2010 Variation

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Barrett Daliah

From: Barrett Daliah
Sent: 21 December 2010 14:59
To: 'm.peach@popall.co.uk'
Subject: FW: Change to license of Kassaba restaurant Hornsey

Hello,
Sorry, I missed this representation from yesterday

Regards
Daliah Barrett

From: vickyl24@aol.com [mailto:vickyl24@aol.com]
Sent: 20 December 2010 20:56
To: Enforcement
Cc: licensingharingley.gov.uk@aol.com; Enforcement Response
Subject: Change to license of Kassaba restaurant Hornsey

20/12/2010

Hi,

It came to my attention today the Kassaba grill,bar and lounge are applying to extend/change the license terms.

I am writing to vehemently object to this. I live in Gatekeepers lodge 83 High street and we have been suffering from severe noise disturbance since the restaurant opened. The first few weeks we spoke to the manager requesting the music be turned down, after having to do this so many times we have begun to deal with the noise abatement team. We are currently in the process of trying to get the team here at the appropriate time to monitor for a period the noise in our flat. They are also sending us a copy of the current license so we can tell when they are moving outside it.

This has caused extreme stress, we can hear the music with our windows shut and our tv on. The music has been so loud in our bedroom it is difficult to sleep and we had to move our young baby into a different room against government guidelines because he was being disturbed.

The restaurant is clearly operating as a nightclub type venue which is highly inappropriate as it is slap bang in the middle of a residential area. This should not have been allowed to happen and we certainly were not consulted. The previous owners played music but never to a level which disturbed us or as late at night. The building is not sufficiently sound-proofed and the noise abatement officers have observed them leaving the doors open for long periods which increases the volume of disturbance.

Additionally to this I had to call the police last week as there were 2 men fighting right outside our window, I had seen these men leave the restaurant and they had been clearly drinking too much. The doormen appeared to be watching this scuffle but did nothing to calm the situation. Fortunately the mere presence of the police calmed the situation before it got anymore out of hand. Again this is not the kind of area where large groups of people should be encouraged to hang around in the early hours of the morning (and drunk). It is a residential area and the restaurant owners should show respect to the neighbours.

Before there is any granting of a new license or changes to the license the noise problem should be resolved. I and my neighbours would like to discuss this further with the council.

Many thanks

Vicky Thirkettle
4 Gatekeepers lodge 83 High street, Hornsey, London, N8 7FD
Tel: 07886 035561
email: vickyl24@aol.com

04/01/2011