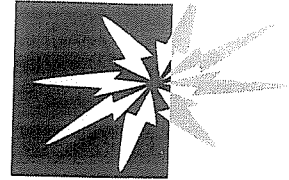

APPENDIX 3

COMMENTS OF ENVIRONMENTAL HEALTH OFFICER



Haringey Council

Licensing Consultation - Internal Memo

To: Licensing Officer

From: Enforcement Response Officer (Noise)

Name of Officer preparing representation: Mark Eastwood

cc: Team Leader Enforcement Response, Derek Pearce

Our Reference: WK/000187069

Date: 14th April 2011

Premises: Caipirinha Jazz Bar, 177 Archway Road, Hornsey, London, N6 5BT

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
- Structure borne noise or vibrations from entertainment
- Noise generated by patrons in external areas of the premises
- Noise generated from patrons queuing to enter
- Noise from patrons exiting the premises
- Noise from plant and machinery
- Light nuisance
- Cooking odour
- Litter nuisance

The proposed operating hours are inappropriate due to the close proximity of residential dwellings. The premises is located on Archway Road, and has a lot of residential flats above shop premises facing onto the entrance door to the Bar and above the bar itself.

The noise caused by patrons exiting the premises and locating suitable transport home is likely to be detrimental to the residential amenity. This may be exacerbated by the level of public transport available at the proposed closing hours. Therefore, it is considered that the premises should not open past its current opening hours.

Supporting Information



Frontage of premises facing Archway Road. Please note the residential properties above the Bar.



Corner of premises at Cromwell Avenue and Archway road.



There have been several calls received regarding loud music coming from the bar and loud music witnessed on an impromptu visit.

Date reported & time	Subject	Observations & time	Outcome	Our Ref
8 th June 2010 13:39hrs.	Loud music from the bar.	Complainant contacted us for advise, noise not occurring at time of call.	Advise given to call when noise occurs.	121846/2
27 th August 2010 23:47hrs	Loud music from the bar	Complainant called re loud music from the bar.. Complainant was called back, noise had stopped no need to visit.	Advised complainant to call again when noise occurs.	121846/3
28 th August 2010 23:31hrs	Loud music from the bar	Call received regarding loud music from the bar, visit made, no noise heard.	No further action	121846/4
23 rd October 2010 02:20hrs.	Loud music from the bar.	Visit made by an Officer when in the area. Excessively loud music witnessed, Warning letter served	Warning letter prepared and sent.	121846/5
12 th February	Loud music from the bar.	Noise not on at time of call, no visit made, advice given to complainant to	No further action	121846/6

2011-21:20hrs.		call when noise is on.		
27 th march 2011 03:40hrs.	Loud music from the bar, and after hours trading.	Visit made, some music heard and premises were open past licensed trading hours. Licensee was ordered to stop trading and empty premises. This was done, licensee claimed he wasn't aware that the clocks had changed time that night. (for summer)	Premises closed for the evening	121846/7
7 th April 2011 20:54hrs.	Loud music from the bar	Complaint received about loud music, visit made and music heard, but it did not amount to a nuisance.	Advice given	121846/8

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

Prevention of nuisance from noise / vibration

All doors and windows will remain closed during the licensed regulated entertainment activities or in any event after 11pm. The entrance door will be fitted with a self-closing device and staff required to ensure that it is not propped open. A member of staff shall be made responsible to ensure the door is opened for as brief a period as possible. Where necessary adequate and suitable mechanical ventilation should be provided to public areas

Entry to the premises will be restricted to the front main entrance whilst the premises is being used for regulated entertainment licensed activity

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

The regulated entertainment licensable activity shall conclude 30 minutes before the premises is due to close to prevent excessive noise breakout as the premises empties

Structure borne noise

All speakers are mounted on anti-vibration mountings to prevent vibration transmission of sound energy to adjoining properties

Sound limits

The licensee shall ensure that no music played in the licensed premises is audible at or within the site boundary of any residential property including properties above the Bar.

The level of amplified regulated entertainment shall be controlled by means of limiting device set at a level which upon request may be agreed with the licensing authority

Outside Areas

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

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

Signs shall be displayed in the external 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 number of persons permitted to utilise the external area/frontage for smoking purposes will be restricted to 4 persons to minimise disturbance to nearby residential properties. Authorised SIA doormen to control the behaviour of persons when outside the premises.

Deliveries and collections.

Empty bottles and non-degradable refuse will remain in the premises at the end of trading hours and taken out to the refuse point at the start of the working day rather than at the end of trading when neighbours might be unduly disturbed

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

A complaints book will be held on the premises to record details of any complaints received from neighbours. The information is to include, where disclosed, the complainant's name, location, date time and subsequent remedial action undertaken. This record must be made available at all times for inspection by council officers

Patrons entering/exiting premises.

There will be no queuing outside the premises.

Where people queue to enter the premises a licensed door supervisor shall supervise and ensure the potential patrons behave in an acceptable manner

Signs should be displayed requesting patrons to respect the neighbours and behave in a courteous manner

Door supervisors

A minimum of two SIA authorised Door men to be on duty at the premises from 22:00hrs until close of business.

When the premises turn out a licensed door supervisor shall supervise patrons and ensure the leave in a prompt and courteous manner, respecting the neighbours

A licensed door supervisor will be positioned on the exit door to ensure, as far as reasonably practical, that patrons do not leave with drinks

A licensed door supervisor will patrol the curtilage of the premises to prevent patrons urinating in public areas in the vicinity of the premises

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

Illuminated external signage shall be switched off when the premises is closed

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

APPENDIX 4

COMMENTS OF PLANNING OFFICER

Olson Kendra

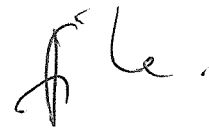
From: Oloyede Abiola
Sent: 18 April 2011 10:49
To: Olson Kendra
Subject: RE: Application for Variation of a Premises Licence for Caipirinha Jazz Bar, 177 Archway Road, Highgate, London N6 5BL CONSULTATION STOPPED

Hi there

If consultation does come up it would require planning permission to change the hours of operation as there was a refusal in 2003 for an extension to hours.

Thanks Abiola

Abiola Oloyede
Planning Enforcement Officer
Urban Environment
Haringey Council
T 020 8489 5593
F 020 8489 5220



Please consider the environment before printing this email

From: Derrick Patricia **On Behalf Of** Planning Enforcement
Sent: 15 April 2011 17:21
To: Oloyede Abiola; Joyce Myles
Subject: FW: Application for Variation of a Premises Licence for Caipirinha Jazz Bar, 177 Archway Road, Highgate, London N6 5BL CONSULTATION STOPPED
Importance: High

FYI

From: Olson Kendra
Sent: 07 April 2011 10:13
To: Food Haringey; Malcolm Eubert; Osinaike Charley; 'Christopher.Thorpe@met.pnn.police.uk'; 'firesafetyregulationNW@london-fire.gov.uk'; Planning Enforcement; Building Control; 'Geoffrey.Parker@met.police.uk'; Boeuf Paul; Pearce Derek; Enforcement Response
Cc: Barrett Daliah; Smith Paul; Cheshire Rebecca; Anderson Chanel; Diane.Blumsom@met.police.uk
Subject: FW: Application for Variation of a Premises Licence for Caipirinha Jazz Bar, 177 Archway Road, Highgate, London N6 5BL CONSULTATION STOPPED
Importance: High

Please note that the consultation has been stopped on this application. We will inform you when the consultation has been restarted.

Regards,

Kendra Olson
Licensing Administrator
Haringey Council
Tel: 020 8489 5544
E-mail: kendra.olson@haringey.gov.uk

Anderson Chanel

From: Oloyede Abiola
Sent: 28 March 2011 10:58
To: Anderson Chanel
Subject: RE: Application for Variation of a Premises Licence for Caipirinha Jazz Bar, 177 Archway Road, Highgate, London N6 5BL

Dear Licensing:

There is no live enforcement case on the above address at present but there have been a few complaints about development occurring there in the past. Therefore if the application involves any changes of use or external alterations to the building it will require planning permission and the applicant should apply to Development Management for approval prior to any works taking place on site.

Abiola Oloyede
Planning Enforcement Officer
Urban Environment
Haringey Council
T 020 8489 5593
F 020 8489 5220

Please consider the environment before printing this email

From: Derrick Patricia **On Behalf Of** Planning Enforcement
Sent: 25 March 2011 17:10
To: Joyce Myles; Oloyede Abiola
Subject: FW: Application for Variation of a Premises Licence for Caipirinha Jazz Bar, 177 Archway Road, Highgate, London N6 5BL
Importance: High

From: Anderson Chanel
Sent: 25 March 2011 16:16
To: Olson Kendra; Food Haringey; Malcolm Eubert; Osinaike Charley; 'Christopher.Thorpe@met.pnn.police.uk'; Pearce Derek; 'firesafetyregulationNW@london-fire.gov.uk'; Planning Enforcement; Building Control; 'Geoffrey.Parker@met.police.uk'; Boeuf Paul; Pearce Derek; Enforcement Response
Cc: Barrett Daliah; Smith Paul; Cheshire Rebecca
Subject: Application for Variation of a Premises Licence for Caipirinha Jazz Bar, 177 Archway Road, Highgate, London N6 5BL
Importance: High

Please find attached a application to Vary a Premises Licence for the above named premises, received today.

Please note that the last day for consultation is the 21st April 2011.

I have also attached a copy of the current licence.

Regards,

28/03/2011