

Merton Council

Licensing sub-committee

2 June 2014

Supplementary agenda- Further information

2. Cousins Fish Shop - 98 The Broadway, Wimbledon, SW19 1RH 1 - 12

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Agenda Item 2

Dear Mr Beedell / Democratic Services

Cousins Fish Shop

Please note the amendments to our clients application detailed below.

Please note that our clients accept the Police conditions in their entirety. Where there is duplication between those requested by Police and those conditions offered by our clients the Police conditions will take precedence.

The request for recorded music is withdrawn. Music will only be played at background level.

Kind regards,

Graham Hopkins GT Licensing Consultants 07810 826778 / 01268 281457

Further to my note just now, an exchange recently with Samuel Graham about noise at The Pod Bar.

Regards, John Mavrommatis

On Monday, 26 May 2014, 1:34, Ioannis Mavrommatis <john_mav2005@yahoo.co.uk> wrote:

Unfortunately Sam I can hear the music in my back room tonight (right now 1:34am), last night and the night before. This isn't working.

Regards

John

Sent from my iPhone

On 22 May 2014, at 20:49, Samuel Graham <samuelgraham1@me.com> wrote:

Good to hear it has got better,

Please contact me directly on any nights it's a problem.

07917 153 241

Thanks

Sam

Sent from my iPhone

On 19 May 2014, at 19:03, john mavrommatis <john_mav2005@yahoo.co.uk> wrote:

Hi Sam, thanks for acting on this. Appreciated.

I do think it's Pod Bar and it was the music the night I referred to in particular. As it's now much more moderate, I presume your influence has made a difference. Leads me to thinking it's definitely Pod Bar.

Factors I think at play:

- clearly when you are not there music levels seem to go up and last for longer: staff need to act on this
- there's something about your doors and that they let out a lot of noise when opened, really your door men need to be all over this but I have wondered whether some sort of curtain device might make a difference - particularly as while you have two doors and both are in use constantly (one smokers one entry/departure) that's not going to change matters unless something else changes
- I wonder what the acoustics downstairs are like. I know the club area underground was opened up a lot when first bought and when the music is turned up, whether the music travels through the underground aspects of our respective buildings. Perhaps more dampening is needed down below?

Of course, I'm not an expert in how sound travels nor an engineer.

Thanks again.

Regards, John

On Thursday, 15 May 2014, 20:01, Samuel Graham <samuelgraham1@me.com> wrote:

Hi John,

Was it the music, the crowd or both?

I haven't been working many nights during the week recently. I will investigate the music levels and make sure they are set at a level that is ok for you....

One thing I would ask is that you are sure it's me as we have finished at 2am and can hear po na na.

Please also text straight away 07917 153 241 on any night and I can get it sorted.

Thanks and sorry

Sent from my iPhone

> On 15 May 2014, at 19:38, Ioannis Mavrommatis <john_mav2005@yahoo.co.uk> wrote:

>

> Hello Sam

>

> The music levels from The Pod Bar last night, like last Friday and Saturday and many many nights in recent months, were awful. They were particularly bad last night (although not an exceptional instance) as I was kept awake till after 1am. This not only resulted in a broken night of sleep but also negatively on how I was at work today and both of these are unacceptable. I know that it is not just me that is impacted but other neighbours also.

>

> I am writing this to ask you to do something and I do so politely and respectfully. However, I am concerned that you have not yet done something significant regardless of all our previous contact on this, which we have had since my letter to you of September 2011. I am asking you one more time to action this please.

>

> As always, I wish you well in your business venture. But I do ask that you do something on this serious matter. I hope to hear a positive difference.

>

> Regards, John Mavrommatis

>

> Sent from my iPhone

Dear Chris

Thank you for the notifications. Unfortunately I am away or would have been at work in town and taking a day off for a meeting at 2pm would not have been feasible. I think this impacts local residents ability to be there which is therefore not that helpful for their position.

I have seen some representations by the license consultants by e-mail to the residents. They suggest having accepted Police Sergeant Sparham's recommendations. I would say they would need to be accepted exactly and indeed further conditions applied given the concerns of residents. I remain very concerned as I will explain below.

The proposed license holder is Mr Samuel Graham and he holds the license at The Pod Bar, which in my representation I noted continues to bring nuisance, regardless of many many requests to him by me. I have been discussing matters with him since late 2011 and the situation continues, even since this application has been made. I have no confidence noise and late night anti-social behaviour would be any different and the late night nature of the requests in this application would make matters worse in this Cumulative Impact Zone. And in any case, how can he, as license holder, be in two premises at once, Pod Bar and Fish Shop?

By way of demonstrating my concern, I attach a photo of the scene outside The Pod Bar under Mr Graham's license in the early hours of Monday 26th, 01:24am (I have similar examples on several other occasions). You will see that the doors open for the smokers (hence music noise pouring out) and more smokers (usually very noisy) than the license allows: the limit is 7 yet I count some 16 plus others speaking to them and gathered. In short the license conditions at The Pod Bar are not being met so how can you have confidence those applied for at 98 The Broadway by the same individual will be met? I have been discussing this with Mr Samuel Graham, initially via letter and then a meeting and several calls and many texts and e-mails since 2011, to no avail, regardless of his always saying he will do something. How can we be confident that it would be any different at 98 The Broadway? The residents are right to strongly object to no further noise and alcohol licenses. I am very disappointed as to how The Pod license has been allowed to continue without enforcement and now the same license holder and owner are now applying for late licenses across the road in new premises. I have little confidence that those license conditions will be met. And why should a restaurant need such bar like licenses? It doesn't make sense unless the bar like nature is something intended for the future and this is a stepping stone request.

In the light of the above and the submitted representations I believe the conditions you should impose should be extremely stringent and more so than my previous representation: close earlier (11:30pm), no music, no smokers area outside, alcohol only as per the police recommendation and none after 11:00pm. These earlier timings are essential for it to be a restaurant as described rather than a way into a quasi evening bar via the restaurant route. And it is a current late night bar license holder that is making the application.

I really do hope you take the above into consideration.

Sgt Sparham, further to an earlier e-mail exchange between us I'd still be keen to speak to you and I shall be returning from absence in the week commencing 9th June if you would be available for a call or meeting that week - particularly Wednesday onwards?

Yours sincerely
John Mavrommatis
96A The Broadway

Wimbledon, SW19 1RH



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From: Peter.Sparham@met.pnn.police.uk [mailto:Peter.Sparham@met.pnn.police.uk]
Sent: 30 May 2014 13:03
To: gtlicensingconsultants@googlemail.com; Licensing
Subject: RE: Cousins Fish Shop

Dear Sir,

With reference to the above application. Given the acceptance of Police conditions I am now in a position to withdraw representations.

Regards

Peter Sparham

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By virtue of paragraph(s) 3 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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