

1. Additional Information from Objector

03 AUG 2020

Rachel Cluer
Licensing Officer
Charnwood Borough Council
Licensing Dept.
Southfields Road
Loughborough
LE11 2TX

Debra Williams
No 10 Woodgate
Rothley
Leicester
LE7 7LJ

Ref: 45 Hair Lounge Application for drinks licence at 8 Woodgate Rothley Leicester LE7 7LJ

Dear Miss Cluer

Thank you for your email dated 28 July 2020.

Please find attached the letter from Mike Nickson email address mike.nickson@innconfidence.co.uk and a copy of my reply for the notice hearing for Salon 45 Hair Lounge.

Kind regards

D Williams

Mike Nickson- mike.nickson@innconfidence.co.uk

Ref 45 Hair Lounge No. 8 Woodgate Rothley Leicester LE7 7LJ.

Thank you for your email dated 20 July 2020. I am aware of the legal term vexatious however I would like you to take into consideration the following:

Your application makes no mention of a shared access or the covenant which governs its use. Your client has eight chair sofas if these clients and friends access the garden area to purchase drinks it will have a substantial impact on my ability to enjoy the quiet sanctuary of my garden and home where I have lived for over 20 years.

I am concerned that the number of your clients friends could join them at the lounge area indeed the friends ability to purchase alcohol would actively encourage large social gatherings to the extent that the nature of the business would be more to purchase alcohol and not the hairdressers, does your client consider that this would require change of use currently A1.

Now that the National Federation of Hairdressers guide that clients should attend salons for treatment on their own, encouraged to take their own drinks why are you seeking a drinks licence for clients and friends in this pandemic your application is not limited to the serving of Prosecco. In your application you have made no reference to the duty of care you have to Local Residents and the quiet enjoyment of their properties or the extra difficulties in parking those friends visiting the Salon Lounge will create.

You have not mentioned that the Police have had to intervene with Mr Stuart Sole the applicant's father crime reference numbers 375,175 and 113.

I have lived at this property for nearly 20 years and during this period the previous owner's tenure there were no disputes relating to the Police or the Council.

The Hair Salon has been given restrictions by Charnwood Borough Council until further notice and planning regulations are met.

Your client has replaced frosted glass for clear glass and my property and I can be viewed by all visitors to the Salon. He has also taken out a small window that was frosted to large bi folding clear doors again the noise that impacts my home is substantial.

There is a resident in 12A Woodgate who has the right to keep their dust bins in the shared access and to also have the quiet environment of their property when he returns home from work. I do not believe a drinks licence is merely limited to serving of Prosecco.

A drink licence where 'friends' can purchase alcohol and sit in the rear courtyard, will in effect turn the hairdressers into a bar. I am right behind that fence of the courtyard, the noise to me and local residents will be unbearable and from a health point of view the smoke from smokers will come over the fence to me in my garden. My kitchen window is less than a meter away said fence. Also in the current pandemic where Covid 19 is airborne this too will come over the fence into my home/garden from complete strangers.

I await your response to which had this happened to your mother I think you would consider to be my reasonable concerns. I will be sending a copy of this letter and your copy to the Licencing Dept. at Charnwood Borough Council

Yours sincerely,

A handwritten signature in black ink, appearing to be 'D Williams', with a small flourish at the end.

D Williams

Begin forwarded message:

From: Mike Nickson <mike.nickson@innconfidence.co.uk>

Date: 20 July 2020 at 09:51:26 BST

To:

Subject: Salon 45 Hair Lounge, 8 Woodgate, Rothley -
Premises Licence application

FAO Deborah Williams

Dear Miss Williams

I act for Bethany Sole, of Salon 45 of Rothley Ltd, in respect of her application for the grant a new premises licence. We note your representations in opposition to this application which will cause a hearing to be held in front of Charnwood Licensing sub-committee in due course.

We do not recognise the risks that you have described in your representation as the premises will simply not operate in that way. Your comments might have been influenced by misleading posts on social media about this application which may have a vexatious intent. It is an offence punishable with an unlimited fine for any person to make false statements about an application.

Salon 45 is a hair lounge, not a bar. The 25+ conditions on the application commit Bethany to this concept. The responsible authorities have each been served a copy of this application and have not raised any objections.

To offer the supply of a glass of Prosecco as an alternative to tea and coffee is common in hair and beauty salons as it enhances the positive experience of the customer. Many such salons do this illegally, without a premises licence. Bethany should be given credit for doing things in the right way, by seeking a licence to allow this modest activity.

I would ask you to keep this application in perspective. Bethany's business depends upon

the good will of the local community and she is very keen that local residents support her new venture rather than raise concerns that are irrelevant to a licensing application.

A licensing sub-committee will not entertain representations that are vexatious or irrelevant. For a representation to be considered as relevant it must be about the 'likely' impact of the application sought upon the Licensing Objectives. 'Likely' is defined as 'probable'. It is for an objector to provide evidence of this likely effect at the licensing hearing, otherwise there is a legal presumption in favour of granting the licence. **Issues around car parking and shared access are not relevant to a licensing hearing.**

We very much respect your right to raise concerns, but we are confident that the behaviour outlined in your representation is most unlikely ever to occur because the new licence, when granted, will bear a raft of conditions that are measurable, enforceable and proportionate. Importantly, they will be an effective tool in promoting the Licensing Objectives.

I have attached a summary of the conditions that have been offered to meet any potential risks, in case you have not had an opportunity to properly scrutinise the submitted application.

Bethany and I would be happy to speak with you at any time. I believe that such communication would give us a constructive opportunity to identify common ground and to examine your concerns effectively, other than in the formal arena of a council hearing. If you are prepared and able to speak with us at any time, I would be grateful if you could confirm this by emailing me at mike.nickson@innconfidence.co.uk indicating a time when we may call you.

If, after having given consideration to my letter and the enclosed application detail, you feel sufficiently reassured and able to withdraw your written representation, please contact licensing@charnwood.gov.uk.

Kind Regards, Mike

Mike Nickson

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Mike Nickson is the 2011 winner of the national BII NITA training award in respect of 'Social Responsibilities in Licensed Retailing'



Salon 4...ary.pdf

552 KB