

APPENDIX C

Good morning

Please see attached signed representation for in respect of 174 Sidwell Street Exeter.

Mr Sluman has agreed to the slight modification in opening hours on Friday and Saturday nights plus the addition of 2 members of SIA doorstaff on a Friday and Saturday night when open past 22:00.

Kind regards
Karen Davenport

From: Damien Sluman <[REDACTED]>
Sent: Friday, April 19, 2024 3:56 PM
To: DAVENPORT Karen 57423 <[REDACTED]>
Subject: Re: FW: 174 Sidwell Street Exeter-representation-form. agreed conditions

Please find attached signed form. If you need anything else let me know and I will get it done asap
Many thanks
Damien

On Thu, 18 Apr 2024, 12:07 DAVENPORT Karen 57423,
<[REDACTED]> wrote:

Your signature is fine, you can just type your name and email it back saying you agree.

Thank you 😊

From: Damien Sluman <[REDACTED]>
Sent: Thursday, April 18, 2024 11:23 AM
To: DAVENPORT Karen 57423 <[REDACTED]>
Subject: Re: FW: 174 Sidwell Street Exeter-representation-form. agreed conditions

Sorry thought I'd already replied and your signature is OK or you want me to print it out and bring it to Middelmore??

On Thu, 18 Apr 2024 at 10:38, DAVENPORT Karen 57423
<[REDACTED]> wrote:

Hi Damien

Still waiting for a response from you regarding the attached, could you get back to me asap please. The 22nd is looming ever closer.

Kind regards

Karen

From: DAVENPORT Karen 57423
Sent: Tuesday, April 9, 2024 5:50 PM
To: Damien Sluman <[REDACTED]>
Subject: 174 Sidwell Street Exeter-representation-form. agreed conditions
Importance: High

Hi Damien

Thank you for taking the time to meet me last week.

As discussed please see attached with the amended conditions and opening times we discussed for you to read and sign if you are in agreement and email back to me as soon as possible.

Could you confirm if you are going to apply for a pavement licence in the immediate future please as I would like the wording below added as a condition if you are.

Should a pavement licence be applied for all drinks to be consumed by persons seated at tables and decanted into polycarbonate glasses. Tables and chairs to be cleared from outside area by 21:00 – this would need to be applied for after the licence has been issued by way of a minor variation.

Please feel free to call or email me should you wish to discuss anything further

Kind Regards

Karen

From: Damien Sluman <arcadeexeter@gmail.com>
Sent: Wednesday, May 8, 2024 5:52 PM
To: Lisa Cocks <lisa.cocks@exeter.gov.uk>
Subject: Re: Licence Application - 174 Fore Street, Exeter

Hello Lisa

That's fine with me.

We're not planning on investing in the building for soundproofing ATM (other than correct speaker placement etc) as we only have a 12 month lease.

There are no residential properties in the area for music to cause a issue too unless we were amplifying outside etc with as agreed above we wouldn't be doing.

Many thanks

Damien

On Wed, 8 May 2024, 16:50 Lisa Cocks, <lisa.cocks@exeter.gov.uk> wrote:

Dear Damien,

You have indicated that you are generally in agreement with the conditions I've set out below.

1. No food or drinks, including alcohol, may be provided outside the premises without a valid Pavement Café Licence. Provision of alcohol outside of the licenced area is a breach of the Public Spaces Protection Order.
2. The pavement café may operate between the hours of 10:00 and 21:00. After 21:00 tables and chairs must be taken out of use and removed from the highway
3. All patrons should be brought inside the premises after 21:00.
4. No speakers will be situated outside the premises.
5. In the external area alcohol may only be consumed by persons seated at tables.
6. Doors and windows shall be kept closed (except for the ingress and egress of persons) whenever music or amplified sound is being played inside the premises.
7. The Premises Licence Holder should undertake a survey of the building to assess its acoustic integrity. If there are any acoustic weak points in the building, details of how the structure will be improved to be submitted to, and agreed in writing by, Environmental Health.

I do still have concerns over the late operating hours, particularly with regard to live music until 01:00. Noise levels will need to be particularly well controlled, and the building will need adequate sound proofing to control outbreak of noise. Although I've listed the conditions above I would like some further indication on how you are intending to improve the structure of the building and how you intend to control the noise levels.

Kind regards

Lisa

Lisa Cocks

Environmental Health & Community Safety Manager

Exeter City Council

Tel:

From: Damien Sluman <arcadeexeter@gmail.com>

Sent: Wednesday, May 8, 2024 12:36 PM

To: Lisa Cocks <lisa.cocks@exeter.gov.uk>

Subject: Re: Licence Application - 174 Fore Street, Exeter

Hi do we have any update please ??

Many thanks

Damien

On Mon, 29 Apr 2024, 13:07 Damien Sluman, <arcadeexeter@gmail.com> wrote:

hello Lisa any update??

many thanks

Damien

On Fri, 26 Apr 2024 at 10:46, Damien Sluman <arcadeexeter@gmail.com> wrote:

Hello Lisa

Do you need any more information from me?

Many thanks

Damien

On Wed, 24 Apr 2024, 12:04 Damien Sluman, <arcadeexeter@gmail.com> wrote:

Hello Lisa

As of your we are planning on a payment licence but are making it a thing we need straight away we are looking at sorting this after we are in and paid for the building/ decorating work etc. The 10 in the evening tables in has already been added to the licence when we met with the police some weeks ago.

As for speakers we have no interest in having any outside so that works fine.

When we do get the licence for outside I'll be looking at benches etc for people to sit on we also (as per our discussion with police some weeks ago) will not be allowing glass out the front of the premises.

Happy to keep doors shut etc

We have already served the building and looked for Where sound can escape and more importantly who may be effected by the activities.

The performance of live music has is set at 10- 1 as the business next door (Japanese restaurant) closes trade at 10 so although later than venues would normally work its in place to stop issues with others on the street/ area.

Any other questions please let us know happy to help.

Many thanks

Damien

On Tue, 23 Apr 2024, 12:31 Lisa Cocks, <lisa.cocks@exeter.gov.uk> wrote:

Dear Mr Sluman,

I write further to your application for a licence at 174 Sidwell Street, Exeter. I left a message for you yesterday on the telephone number you have given on the application. As I have been unable to speak to you, I wanted to make contact to discuss the arrangements you will be putting in place to promote the licencing objective of prevention of public nuisance. It would be useful to have a discussion on use of the premises, as the operating hours for live music are listed as being until 01:00 on Friday and Saturday and for recorded music until 03:25 Sunday through to Thursday and until 04:25 on Friday and Saturday. In addition, you will need to apply for a pavement café licence [Pavement cafe licence - Exeter City Council](#) which is separate from this application under the Licensing Act 2004.

The operating hours are very late and there needs to be some consideration on how noise levels will be managed both inside the premises and externally. In your application you haven't addressed the prevention of pubic nuisance form the music noise levels and therefore I would like you to consider

what measures you will be putting in place. As part of this process, you will need to take into consideration the construction of the building and the actual noise levels that will be acceptable with the late operating hours you have proposed.

I have listed below the conditions I would like you to consider.

1. The pavement café may operate between the hours of 10:00 and 22:00. After 22:00 tables and chairs must be taken out of use and removed from the highway. All patrons should be brought inside the premises after 22:00.
2. No speakers will be situated outside the premises.
3. In the external area alcohol may only be consumed by persons seated at tables.
4. Doors and windows shall be kept closed (except for the ingress and egress of persons) whenever music or amplified sound is being played inside the premises.
5. The Premises Licence Holder should undertake a survey of the building to assess its acoustic integrity. If there are any acoustic weak points in the building, details of how the structure will be improved to be submitted to, and agreed in writing by, Environmental Health.

A representation has been submitted to the Licensing Team,, however I would like there to be a discussion on the matter so that we can agree a way forward.

Yours sincerely

Lisa Cocks

Environmental Health & Community Safety Manager

Exeter City Council