

APPENDIX D

The Redwing Inn - Responses to Notice of Hearing

Applicant

Redwing Inn Ltd.	
Hearing Unnecessary	No
Attending	Yes
Represented by	Graham Gover Solicitor
Supporting documents	None
Summary of key points	No

Responsible Authorities & Interested Parties

1.	A J Robertson , 3 Underhill Crescent, Lypstone, Exmouth, Devon, EX8 5JF	
Hearing Unnecessary	No	
Attending	No	
Represented by	-	
Permission requested for attendance of	N/A	
Supporting documents	None	
Summary of key points	Yes	
Prevention of Crime & Disorder Prevention of public nuisance.	<p>It can be expected a large number of people, many suffering the effect of excessive drink will pour out from the premises in the early hours of the morning. They will congregate in the narrow road and small car park of the Inn prior to dispersing gradually.</p> <p>No enforcement agency will be present.</p> <p>Noise will be created through raise voices and noisy vehicles (engines and doors etc.</p> <p>Taxis collecting fares are not the quietest vehicles in the world.</p> <p>All this noise and there will be considerable will echo around the area carrying to where I live.</p> <p>In warm weather doors and windows of the premises will be opened letting the sound of music, which is usually loud, outside.</p> <p>The above facts are not made up as prior to the closure some months ago this was what we got and at a much earlier time than the proposed new closing times.</p> <p>The car park of the premises is limited and will be insufficient for the expected traffic attempting to use it forcing drivers to park elsewhere in the area. As there will be no yellow line enforcement (there is none during the day at present so no one can be expected at night) cars will be parked illegally.</p> <p>The public car park is usually almost to capacity at weekends and the public toilets closed from early evening, longer opening would create further problems which do not need comment at this time.</p> <p>People urinating in the narrow alleys would be a temptation as would the pedestrian traffic returning to the public car park.</p> <p>Finally I fear crimes will increase with vandalism and theft top of the list. Since the Redwing closed the area late at night has been much quieter.</p> <p>I am not against the premises being reopened, far from it, but believe a sensible decision is required on the hours that are allowed.</p>	
2.	Thomas , 24 Underhill Crescent, Lypstone, Devon, EX8 5JF	
Hearing Unnecessary	No	
Attending	No	
Represented by	-	

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Permission requested for attendance of	N/A
Supporting documents	None
Summary of key points	No
3.	Phyllis Turner, Dingles, 3 Church Road, Lypstone, Devon, EX8 5JU.
Hearing Unnecessary	No
Attending	No
Represented by	-
Permission requested for attendance of	N/A
Supporting documents	None
Summary of key points	No
4.	P J Finney, Varnes, East Wing, Church Road, Lypstone, Devon, EX8 5Jl
Hearing Unnecessary	Not returned
Attending	
Represented by	
Permission requested for attendance of	
Supporting documents	
Summary of key points	
5.	Environmental Health East Devon District Council, Knowle, Sidmouth
Hearing Unnecessary	No
Attending	Yes
Represented by	-
Permission requested for attendance of	Jill Wheller Environmental Health Officer EDDC
Supporting documents	None
Summary of key points	No
6.	Tim Gibson, Fuchsia Cottage, Church Road, Lypstone, Devon, EX85JT
Hearing Unnecessary	No
Attending	No
Represented by	J Morris
Permission requested for attendance of	J Morris - Local resident
Supporting documents	None
Summary of key points	Yes
Prevention of Crime & Disorder	There is potential for anti social behaviour once the redwing becomes recognised as the late pub and drinkers make their way up from other local pubs.
Prevention of Public Nuisance	Only the issue of hours is a problem. An 11.00pm finish for all licensable activities and an 11.30 pm final closing time 7 days a week, is much more appropriate to a very quiet, residential village street.
7.	Winifred Martin, 4 Underhill Crescent, Lypstone Devon, EX8 5JF.
Hearing Unnecessary	No
Attending	No
Represented by	-
Permission requested for attendance of	N/A
Supporting documents	None
Summary of key points	No
8.	J Martin, 8 Meadow Close, Lypstone, Devon, EX8 5LQ
Hearing Unnecessary	Not returned
Attending	
Represented by	
Permission requested for	

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attendance of	
Supporting documents	
Summary of key points	
9.	J E Denison, 14 Underhill Crescent, Lymptone, Devon, EX8 5JF
Hearing Unnecessary	No
Attending	No
Represented by	-
Permission requested for attendance of	
Supporting documents	None
Summary of key points	Yes
Prevention of Crime & Disorder	Late closings could lead to further car park crime
Prevention of Public Nuisance	Noise from outside music is completely unacceptable after 11.30 pm
10.	Sandra Buckle, 12 Underhill Crescent, Lymptone, Devon, EX8 5JF.
Hearing Unnecessary	Not returned
Attending	
Represented by	
Permission requested for attendance of	
Supporting documents	
Summary of key points	
11.	Ursula Perry, 1 Underhill Crescent, Lymptone, Devon, EX8 5JF.
Hearing Unnecessary	No
Attending	No
Represented by	-
Permission requested for attendance of	N/A
Supporting documents	Original letter of representation
Summary of key points	
12.	Elizabeth Tooke, Orchard Dene, Church Road, Lymptone, Devon, EX8 5HL.
Hearing Unnecessary	No
Attending	No
Represented by	Mr T Selley, Crosse & Crosse Solicitors
Permission requested for attendance of	
Supporting documents	Original Letter of representation
Summary of key points	No
13.	A V Snell, 32 Underhill Crescent, Lymptone, Devon, EX8 5JF.
Hearing Unnecessary	No
Attending	No
Represented by	-
Permission requested for attendance of	
Supporting documents	None
Summary of key points	Yes
Prevention of Crime & Disorder	When pub closes late danger of vandalism, noise & possible break-ins as there is no resident police presence in Lymptone
Public safety	As above (do not object to the Premises Licence only music licence)
Prevention of Public Nuisance	Only object to noise from late night music till 12 or 12:30 pm seven nights a week which would disrupt sleep & the peace & quiet of the village.
14.	Peter Reid, Rainbows End, Church Path Terrace, Lymptone, Devon, EX8
Hearing Unnecessary	No

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Attending	No
Represented by	-
Permission requested for attendance of	
Supporting documents	No
Summary of key points	Yes
Prevention of Crime & Disorder	Proposed late closing of premises can only lead to noise and disorder, plus flouting of regulations/byelaws etc.
Public Safety	Very narrow lane adjacent to public house, both vehicles and people have to exercise care, particularly after a lot of drinking
Prevention of Public Nuisance	Almost inevitable additional noise created in a built up residential area both vehicles and people. Acceptable only if hours are reasonable
Protection of Children from Harm	Early opening could create problems with passage of school children adjacent.
15.	Pat Belshaw, 7 Underhill Crescent, Lypstone, Devon, EX8 5JF
Hearing Unnecessary	No
Attending	Yes
Represented by	-
Permission requested for attendance of	N/A
Supporting documents	None
Summary of key points	No
16.	Miss Ann Gosney, Wyndham, Burgmanns Hill, Lypstone, Devon, EX8 5HN.
Hearing Unnecessary	No
Attending	No
Represented by	-
Permission requested for attendance of	
Supporting documents	No
Summary of key points	Yes
Prevention of Crime & Disorder	Car drivers over the limit, therefore dangerous driving, accidents, drunken arguments, fighting, brawling.
Public Safety	Narrowest part of village main street, danger to pedestrians, very narrow pavement (outside pub only) used by cars to pass each other, increase in traffic and of small car park
Prevention of Public Nuisance	Drinking outside until past midnight almost all nights of the week, outside eating until the early hours, loud raucous music outside being imposed on residents of the area
Protection of Children from Harm	Sleep deprivation through disturbance of loud music, risk of serious accident from drinking and driving, risk of hearing loss – serious in young children
17.	Ann Crisp, 17 Birch Road, Lypstone, Devon, EX8 5LB.
Hearing Unnecessary	No
Attending	No
Represented by	-
Permission requested for attendance of	N/A
Supporting documents	None
Summary of key points	No
18.	FM & PM Cole, Briar Cottage, Church Road, Lypstone, Devon, EX8 5JT
Hearing Unnecessary	No
Attending	Yes
Represented by	-
Permission requested for attendance of	
Supporting documents	18 A - D

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Summary of key points	No
19.	Dr & Mrs RH Golding, Fairways, Burgmanns Hill, Lypstone, Devon, EX8 5HN
Hearing Unnecessary	No
Attending	No
Represented by	-
Permission requested for attendance of	
Supporting documents	No
Summary of key points	Yes
Prevention of Crime & Disorder	Section M of the application for a licence to include 'retail sale of alcohol off the premises' from 10.00am until 12.30am or 1.00am every day
Public Safety	Increased traffic associated with opening hours from 8.00am until 12.30am or 1.00am every day on a narrow lane without a pavement, which serves as one of the only two effective routes into and out of the village, is a hazard for all road users
Prevention of Public Nuisance	Section E and Section I for a licence allowing outside music from 10.00am until 12.30am or 1.00am every day. Section L late night refreshment outside from 11.00pm until 12.00 midnight or 1.00am every day.
Protection of Children from Harm	
20.	Karen Reid, Rainbows End, Church Path Terrace, Lypstone, Devon, EX8
Hearing Unnecessary	No
Attending	No
Represented by	-
Permission requested for attendance of	
Supporting documents	No
Summary of key points	Yes
Prevention of Crime & Disorder	Criminal acts in village – damage to cars, petty vandalism usually occurs during late evening/early morning and can be drink related. Late opening hours of public house could contribute to this – no police presence in the village when it matters.
Public Safety	
Prevention of Public Nuisance	Concerns regarding noise levels across village from music events – particularly outside during summer months. Concerns re disturbance to many parts of village as late drinkers make their way home. Disturbance caused by groups of smokers outside
Protection of Children from Harm	Increased traffic through narrow part of village during times when children are going to school – reg early opening.
21.	R & J Telfer, Ellenthorpe, Church Road, Lypstone, Devon, EX8 5JT
Hearing Unnecessary	No
Attending	No
Represented by	-
Permission requested for attendance of	
Supporting documents	None
Summary of key points	Yes
Prevention of crime & disorder	We consider that late night drinking is likely to lead to rowdiness and disorder in the street.
Prevention of Public Nuisance	This is a residential area with young families and working people who need a good night's sleep in the week as they have early mornings. The late opening hours would mitigate against this, as would the increased traffic and disturbance in the street.
22.	A & S Wadhams, Figgins, Church Road, Lypstone, Devon, EX8 5JT.
Hearing Unnecessary	Not returned

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Attending	
Represented by	
Permission requested for attendance of	
Supporting documents	
Summary of key points	
23.	J & S Ingham, Wistaria Cottage, Church Road, Lympstone, Devon, EX8 5JT
Hearing Unnecessary	No
Attending	Yes
Represented by	-
Permission requested for attendance of	
Supporting documents	None
Summary of key points	Yes
Prevention of Public Nuisance	Our bedrooms overlook the entrance to the car park and for us the closing times are too late. The larger gravelled car park is for the increase in trade from outside the village. Taxis arriving and leaving at these times with other customers cars will seriously effect our right to a nights sleep.
24.	J Tooke, Orchard Dene, Church Road, Lympstone, Devon, EX8 5HL.
Hearing Unnecessary	No
Attending	No
Represented by	Mr T Selley, Crosse & Crosse Solicitors
Permission requested for attendance of	
Supporting documents	Original Letter of representation
Summary of key points	No
25.	JD & EJ Goss-Custard, Havering, Church Road, Lympstone, Devon, EX8 5JT
Hearing Unnecessary	No
Attending	No
Represented by	-
Permission requested for attendance of	N/A
Supporting documents	None
Summary of key points	Yes
Prevention of Crime & Disorder	Live and recorded music playing until 12>30 am or even later in this quiet residential road would be like living next door to a nightclub with all the associated problems.
Public Safety	Much more traffic down a quiet residential road late at night.
Prevention of Public Nuisance	The noise from live music so close to us (75m) would be extremely intrusive, often unbearable, at such late hours.
26.	Chris Finney, Varnes East Wing, Church Road, Lympstone, Devon, EX8 5JT
Hearing Unnecessary	No
Attending	No
Represented by	-
Permission requested for attendance of	
Supporting documents	Original representation
Summary of key points	Yes
Prevention of Public Nuisance	We live opposite the Redwing & run a small B&B. To avoid undue disturbance from the proposed live music we request 1. that the music stops at 11.00 pm not the proposed 11.30 pm and 2. that appropriate sound limitation measures are adopted.
27.	Arthur John Hennessy, Southerleigh, Church Road, Lympstone, Devon, EX85JT
Hearing Unnecessary	No
Attending	Yes

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Represented by	-
Permission requested for attendance of	N/A
Supporting documents	27 A - B
Summary of key points	Yes
Prevention of Public Nuisance	<ol style="list-style-type: none"> 1. Failure to consider well being of neighbours 2. Failure to conform with DEFRA 3. Failure to conform with Institute of Acoustics
28. F	Catharine Hennessy, Southerleigh, Church Road, Lypstone, Devon, EX85JT
Hearing Unnecessary	No
Attending	Yes
Represented by	-
Permission requested for attendance of	N/A
Supporting documents	28 A - L
Summary of key points	Yes
Prevention of Public Nuisance	<ol style="list-style-type: none"> 1. General use of outside 2. Outdoor music 3. Outdoor amplified sound 4. Position of surrounding area 5. Use of outbuilding kitchen 6. Noise from inside