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From: BE

Sent: Monday, January 15, 2024 9:40 PM

To: External Email for Licensing <Licensing@sstaffs.gov.uk>

Subject: Objection to new license application Crown at Iverley

Dear SIR/MADAM,

I am (along with my family) formally objecting to the new license application at the Crown pub in Iverley on the basis of Public nuisance.

I believe the owner Darren Mclure is applying using a new company name. While the application is under a new name, this same owner has been present at this establishment since 2018 and caused nothing but a nuisance for the local residents since then with loud noisy events and numerous anti-social disturbances after each event. On many occasions he has disregarded the conditions of his license set out in 2019. He has a complete disregard for the residents of Iverley and has a track record of not following clear licensing conditions.

Granting a license to allow music to be played until 12 midnight would be totally unacceptable and would lead to extremely strong opposition from the Iverley residents.

Yours sincerely,

BE

From: W&AJ

Sent: Wednesday, January 17, 2024 10:39 AM

To: External Email for Licensing <Licensing@sstaffs.gov.uk>; John Chislett <J.Chislett@sstaffs.gov.uk>

Subject: Crown at Iverley.

We wish to lodge are objections with the licensing team re the above mentioned pub the Crown at Iverley. Our reasons being are excessive noise and very loud music on event dates. On occasions there is fighting and we told drug taking although obviously we are not witness to this. The venue is too small for the type of events scheduled and therefore the car park is overloaded the road outside our houses is lined with cars on both sides of the road causing a danger to traffic using the road. If the license application is approved will you please consider conditions, the previous license which is no longer there did in some ways help although only if it suited Mr Mc Clure. Midnight is a long time to wait for a little quiet. We would wish to ensure you that we have no problem with the pub / restaurant doing good business we only want some noise and volume of music controlled. We will be a available for further discussion if needed.

AJ

5TH February 2024

Dear Licensing officer,

I am objecting to the new licence application submitted by McClure Hospitality Ltd for The Crown at Iverley.

I object due to The Prevention of Public Nuisance. Although, I am fully aware that McClure Hospitality did not hold the previous licence, Darren McClure is the owner and landlord of The Crown who held the licence in a previous company name before it went into liquidation. Therefore, even though the name of the business has changed, Darren McClure is still the owner and landlord and therefore previous concerns still remain.

The Crown at Iverley causes Public Nuisance regularly. Since the erection of the tepee in the grounds (pre 2019) there has been loud music and noise from The Crown which disturbs neighbours to such an extent we are unable to sleep or even enjoy an evening watching television as the music and/or the beat of the music permeates through the house. Due to this noise, neighbours (including myself), attended a review of the licence by South Staffordshire licensing sub-committee on 23rd August 2019. As part of this, three conditions were agreed by The Crown:

- That the maximum number of major events to be held at the premises per annum be limited to 3.
- Those neighbouring property owners are notified in writing two weeks in advance of any major events, with start and finish times and a contact telephone number.
- That live or recorded music be inaudible at the boundary of the nearest residential premises. For clarity the inaudibility condition does not apply in respect of the three major events per annum.

Please see the enclosed documentation for more information. Since this meeting, these conditions have not been adhered to. The main issues are when music/bands are allowed to play in the tepee or marquee as noise carries far easily when it is under canvas, rather than in a brick building. The agreement was the tepee to have a sound system so the volume could be regulated and had a maximum limit, unfortunately, this has not happened.

The owner of The Crown knows he is not meeting the above three conditions and has complete disrespect for his neighbours and South Staffordshire Council. I have contacted Mr McClure to make him aware that music can be heard in my house (even though the condition states it should not even be heard on the boundary) and he either ignores my message or says he will turn down the music, which he does not. Mr McClure has also told the Council that he has pre-warned neighbours about major events, when he has not. The four evenings of live tribute acts in December 2023, A Boxing Day evening event and New Years Eve are recent examples where he has not notified neighbours and the music was audible in my property.

The music is the main issue, but I must mention the disruption and public nuisance when there is a major event (of which there is more than the agreed three). The car park is not adequate for the amount of people/cars that attend the event; they are parked dangerously on the grass verges down a busy A road. The vision by customers entering and exiting The Crown as well as myself and other neighbours trying to leave our homes is impaired and dangerous. Additionally, when there is a major event, the mobile toilets are on the front of The Crown approximately 3-4 metres from the busy A road. As party goers are going to the toilet I worry about their safety as some could easily wander in to the busy road if they have had a little too much to drink.

I have lived at my property for 25 years and I do not want to move home, however, the noise is making me consider a house move, although I feel myself and my family are being 'forced out' due to an establishment who cannot adhere to conditions that they agreed to in 2019. Iverley is a small hamlet on the edge of South Staffordshire in the countryside. I have previously been proud to call The Crown my local and frequented it regularly to socialise with friends and eat. Unfortunately, during the last few years, it has gone from a lovely countryside pub to a venue that likes to host major, inappropriate events either in their tepee or marque that cause major public nuisance.

As mentioned previously, I realise the business is operating in a different name but I have concerns due to the owner/landlord remaining the same.

HH

From HH

Sent: 05 February 2024 09:25

To: HH

Subject: The Crown 2019

DECISION NOTICE OF THE LICENSING SUB-COMMITTEE
SOUTH STAFFORDSHIRE DISTRICT COUNCIL 23 AUGUST 2019

APPLICATION TO VARY THE PREMISES LICENCE AT THE CROWN AT IVERLEY

Members of the Sub-Committee: J. Johnson, G. Burnett, M. Lawrence (Chairman)

Licensing Officer: Mick Pearce

Legal Advisor: Lorraine Fowkes

Applicant: Darren McClure and Daniel Dawson

Interested parties: Wayne O'Brian, Annette Johnston and Helen Hale

The application was to vary the premises licence to provide an outside bar and to permit licensable activities to midnight.

The reference in Appendix 10 of the paperwork was corrected in that this was not the nearest property to the premises. The Licensing Sub-Committee carefully considered all the written paperwork before them and also listened carefully to all oral submissions made. They took into account all relevant considerations including the licensing objectives and also had regard to the licensing authority statement of licensing policy, to the statutory guidance produced pursuant to Section 182 of the Licensing Act 2003 (the Act), to the Act itself and to considerations under the Human Rights Act 1998.

Decision

To grant the application to vary the premises licence in the terms sought subject to the variation of the terminal hour to 2300 hours as offered by the Applicant during the hearing. With the following further conditions either offered by the Applicant or imposed by the Sub-Committee:

- That the maximum number of major events to be held at the premises per annum be limited to 3.
- Those neighbouring property owners are notified in writing two weeks in advance of any major events, with start and finish times and a contact telephone number.
- That live or recorded music be inaudible at the boundary of the nearest residential premises. For clarity the inaudibility condition does not apply in respect of the three major events per annum.

Reasons for Decision

Members heard from local residents in respect of the detrimental impact that noise emanating from the premises was having on the quality of life of those residents. It became clear to members as a result of the lengthy discussions at the hearing that there were two main issues in respect of noise. Firstly, noise emanating from the major events which were held outside the premises on a limited number of occasions per year. Secondly, the noise emanating from the regular events held in the tepee in the grounds of the premises. It was clarified to members that major events were held in a marquee in the grounds of the premises on 2 to 3 occasions per year. Events were held most weekends in the tepee. The Applicant accepted that the noise emanating from events held in the tepee had previously not been controlled by them. However it was a condition of use of the tepee now that all users must use the equipment supplied by and controlled by the Applicant. The Applicant expressed, what appeared to the members, to be a genuine desire to work in co-operation with local residents to ensure that any noise disturbance was minimised. In furtherance of this willingness to co-operate, the Applicant during the hearing offered to reduce the hours for regulated entertainment outside the premises to 2300. The applicant also offered to put a limit on the number of outside major events held in the marquee to three events per year. In addition, the Applicant offered to give written notice to neighbours in respect of the three major events being held per year.

Members considered that it was appropriate to therefore consider the two types of events separately and consider if granted appropriate conditions for each.

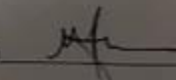
When making their decision members balanced the interest for the premises in being able to run a thriving business against the risk of harm from noise nuisance resulting from the application. They considered the human rights of the objectors and noted that the nearest neighbour, Mrs Hale, accepted that there would be some noise emanating from the premises. The members considered that with the continued co-operation between the Applicant and the immediate neighbours of the premises along with the imposition of additional conditions, the balance lay in favour of granting the variation. They consider that the licensing objectives were upheld by granting of the application as amended with the additional conditions and that it was a reasonable and proportionate decision taking into account the evidence heard and read.

You have the right to appeal against this decision. Any appeal must be commenced by Notice of Appeal given to the Magistrates Court within the period of 21 days beginning with the day on which you were notified by the Licensing Authority of the decision appealed against.

30 August 2019

This Written Notice confirms the decision of the Sub-Committee delivered on the 23 August 2019.

Signed



Councillor M Lawrence

Chairman of the Sub-Committee