

APPENDIX 4

Susan Vert

From:
Sent: 06 December 2021 09:03
To: Liquor Licensing
Subject: Application 21/02392/liccon

EXTRNL

I wish to object to the above application which seeks to extend the times of the sale of alcohol to 9-23 hours (Monday to Sunday).

My objection is in relation to the possibility that noise nuisance will be created until late in the evening from drinkers in the outside drinking area.

The premises is in a row of shops surrounded by residential properties.

Gary Callum

From:
Sent: 14 December 2021 11:04
To: Liquor Licensing
Subject: RE: Notice of Application for a Variation of a Premises Licence for Kork Wine and Deli, 74 Whitley Road, NE26 2NE

EXTRNL
Good morning

Further to your email.

Please see below.

Public Safety;

- The traffic volumes have increased dramatically over recent years. This is already high in a mainly residential area and will increase due to the request for longer opening hours. This will make it more dangerous for pedestrians, cyclists and other traffic. As parking is on the opposite side to our property it can be quite stressful trying to cross the road between cars. The worry is that traffic that currently uses the sea front will use Whitley Road, if the bicycle lane is reopened creating more issues.

Prevention of Public Nuisance

- The traffic volumes have increased dramatically over recent years. This is already high in a mainly residential area and will increase due to the request for longer opening hours. This along with the Council's drive to bring more people to visit our area will exacerbate the problem. It already makes it more dangerous for pedestrians, cyclists and other traffic. The worry is that traffic that currently uses the sea front will use Whitley Road, if the bicycle lane is reopened, creating more issues.
- During Covid restrictions Kork's had extra tables and chairs outside. Although there had been some relaxing of outside space these were not kept on Kork's boundaries but spread over to other business's outside space. As far as I'm aware the Council were made aware of this.
- It has been noticed that there are sometimes lots of cigarette ends on the pavement outside Kork's. I don't know if there are facilities for smokers for their used cigarettes but any left on the ground should be cleared by the staff.
- The application for extension of hours until late at night will likely increase noise levels when people are leaving Kork's.
- The extra application for late night or overnight opening hours are over excessive. It reads as until 1am on Christmas Day and overnight until 8am the following morning on New Year's day.
- This is a mainly residential area and there are numerous similar bars more into the centre of Whitley Bay which is more relevant. These types of businesses now seems to be spilling over into more residential parts of Whitley Bay.

- All the flats opposite Kork's have their main bedrooms facing the main street and this will impact on residents.

We would really appreciate these comments to be taken in to account when considering Kork's application.

It has been noted that a recent application for an alcohol licence at the old "banqueting Suite" on park parade was rejected in part due to traffic problems and that area is not as residential and not a main bus route.

Kind regards

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Sent from [Mail](#) for Windows

From: [Liquor Licensing](#)

Sent: 13 December 2021 15:27

To:

Subject: RE: Notice of Application for a Variation of a Premises Licence for Kork Wine and Deli, 74 Whitley Road, NE26 2NE

Good Afternoon,

You can make a representation in relation to one or all of the licensing objectives if you can advise what your concern is under each or all of the objectives.

Kind Regards



Stephanie Graham
Senior Licensing Officer
Licensing



Working in partnership with

Capita

Block C, Harvey Combe, Killingworth, NE12 6UB
[North Tyneside Council](#)

Tel: (0191) 6436969



Gary Callum

From: Gary Callum
Sent: 22 December 2021 19:59
To: Liquor Licensing
Subject: Kork Application - Objection

EXTRNL

Good evening

RE: KORK WINE AND DELI APPLICATION

I'm contacting you following on from being advised Kork Wine and Deli wish to extend their license to 11.00 pm seven days a week. Kork would have seen that a number of residents objected last year to their current license and that our main areas of concern were customers still being on site after 10 pm and that customers would still be outside after 8 pm drinking. It saddens me to say that despite knowing our concerns, particularly being disturbed by noise, Kork have disregarded these in the main.

If you refer to the report from the hearing on 4th August 2020, there are numerous mentions about tables being outside until 8 pm at the latest. Unfortunately that has not always been the case, as there have been a number of times people were still outside drinking after 9 pm. On one occasion customers were still outside at 10 pm. The report also stated there would be a maximum of three tables outside. Again, there were numerous times when tables exceeded the boundaries of Kork and therefore increased the maximum number of people sitting outside.

A major concern (particularly as the shop is located in a quiet residential part of Whitley Road) was that we'd have customers leaving after 10 pm. It states in the report that there'd be a 30 minute drinking up time. If that is the case, how was I woken up at 1 am on Saturday 2nd October when customers were seen leaving Kork? On the 12 th November I had to get out of bed at 10.15 pm when I was disturbed by raised voices and laughter. That turned out to be four women outside Kork smoking, who then went back into Kork. On the 6 th November a customer was outside Kork at 11.10 pm smoking. He then re-entered the shop, despite the license being until 10 pm and the fact the shop should have shut then. The drinking up time clearly isn't working.

I'd rather have been proven wrong, but it turns out my neighbours and I were justified with our concerns. The applicant said in the report he understands the sensitivities of the area, so why then think it's ok to have customers in the shop beyond the license when the shop is in a residential area? He would have read that our bedrooms are front facing. I resent having my peace disturbed when I'm asleep/trying to get to sleep (as I'm sure the owners would), particularly when I have work the next day.

It is worth noting that at the time of the last application, there was seating for twelve people inside. From having looked at the updated premises plan, it looks like seating has more than doubled to a thirty seating capacity.

I can see that what Kork offer is unique to the area and I wish the business is a success, but as the owners have had issues complying with aspects of both the pavement and liquor license, I am strongly against them extending the licence until 11 pm seven days a week. It is too much, as is their wish to be open until 1 am on Christmas Day and New Year's Day.

The owner says in this latest application that he regularly speaks to neighbours to make sure they are not making excessive noise. He hasn't spoken to me or the neighbours I am aware of who made previous objections re concerns about public nuisance once.

It is concerning that Kork have been economical with the truth on occasions (and will be again at the forthcoming hearing) – another example is them saying at the hearing they live around the corner from the shop, when residents know they live in Cullercoats opposite the seafront.

I sincerely hope you take into consideration the points I have made and do not grant this variation application.

14. 14

15. 15

12th December 2021

Dear Sir/Madam

Re: Kork extension to Liquor Licence

I am writing to advise you I strongly object to Kork Wine & Deli (74 Whitley Road) extending their licence to 23.00 pm seven days a week. I objected to them being open seven days a week until 22.00. My main concern was that this part of Whitley Road is a residential area where bedrooms are front facing, like mine. Being open so late is excessive and it shows a complete disregard for residents.

I believe if they are granted the extension they will flout this. For months residents put up with them continually flouting their pavement license agreement by often having double the tables agreed, having in excess of the maximum twelve people sitting outside and repeatedly having customers sat outside well after the cut off time of 8 pm when tables should have been removed (often after 9 pm, sometimes as late as 10 pm).

I've been disturbed by customers (sometimes groups) smoking late outside Kork, on occasions after 10 pm. The amount of cigarette ends in my garden has increased significantly since they opened. They said in their original plan they'd put a bin outside when tables were on the pavement but that never happened.

One weekend in early October I was woken up after 1 am by customers leaving Kork. How when their licence is until 10 pm can they have customers leaving more than three hours later? This was what residents were concerned about, them not adhering to closing times. It seems that, like the pavement license, they flout their liquor license when it suits them. I truly wish they'd be more considerate of residents.

I'm 77 and on medication for high blood pressure. There are a lot of elderly residents living in this part of Whitley Road. I'm very concerned that given their history of flouting the pavement and liquor license if they are granted this extension to 23.00, it will result in people leaving after this time, as has been the case with the 22.00 closing times. They agreed with our local councillor they'd be open five days a week but that changed to being open every day a couple of months ago. At my age, I do not want to be disturbed late at night. It is a breach of the peace.

I sincerely hope you listen to residents concerns. This is not like the section of Whitley Road where there are numerous restaurants open until late. Why decide to open a business in a residential area when they essentially want to have pub opening times? As I said in my original letter last year to Liquor Licensing, it would have been far more appropriate if, what was Boda Home, had been converted into a flat like the former laundrette a couple of doors down.

A business whose principal hours of business are late at night is not compatible with a residential location.

Yours faithfully

Robert Pragnell

14.12.21

Dear Sir/Madam

Re:- The licensing section

I would like to oppose
the extending opening hours
of KORK wine and deli
74 Whitley Rd

Whitley Bay
to 7 days a week 23 hours Pm
closing. This is a quiet
area and I want to keep it
that way.

Please take my letter
into consideration before
granting this extension
application

Yours Sincerely

20.12.21

FAO Liquor Licensing

There have been issues with Kork Wine and Dell shutting and having customers off their premises by 10 pm, so I'm against them getting a licence until 11 pm seven days a week.

They had an event in October where they advertised three sittings: 5-7 pm, 7-9 pm, and 9 until late. They would have known that customers for the 9pm sitting would have left after 10pm. My Mam was disturbed by customers (going to bed before 9 pm most nights, shes been disturbed a number of times by their customers) leaving after 1 am and I saw lights in Kork were still on after 1.30 am. I'm aware of several times customers have left after 10 pm, been smoking outside after then, even been sat outside at 10 pm drinking when their pavement license is until 8 pm.

They don't seem to have any respect for residents living here as a lot of things they said they'd do, haven't been done. When they have tables outside they agreed to have a bin for their tables, they have never done this. Since Kork have been open, we have loads more cigarettes in the front garden. My Mam saw two members of staff from Kork carry a bin the council provided from in front of the shops to the residents side just off Whitley Road, around the corner on Alma Place. That's how little they think about residents.

Residents know they will not stick to an 11 pm license when they haven't with the liquor license or the pavement license. I've seen almost twenty people sat outside their shop before and also in front of Beem Beauty where they've had tables outside the double frontage of that shop as well as their own. They would know they should only have tables within the boundaries of their shop. I understand they have been told by Pavement Licensing, if they continue to breach the license, it will get revoked. So you can't blame residents knowing they'll not honour the 11 pm license as they've got good form for ignoring the two licenses they have.

I'm also against them wanting to be open at Christmas and New Year until the early hours.

I hope common sense prevails and they are not granted the extension as their shop, particularly customers smoking outside and leaving late at night, disturbs the peace.

