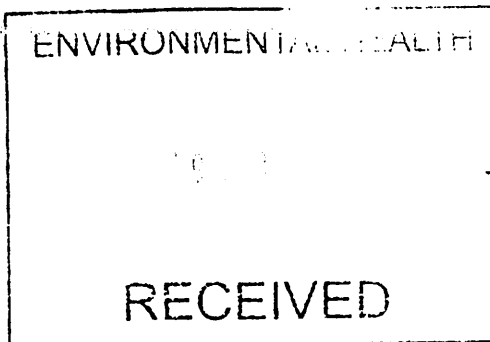
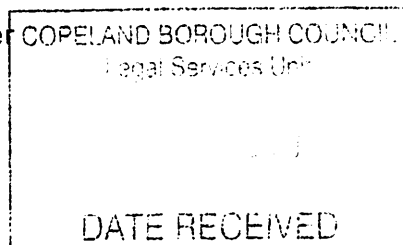


Copeland Borough Council  
Whitehaven Commercial Park  
Moresby Parks  
Whitehaven  
Cumbria CA28 8YD



John Toole  
57a Church Street  
Whitehaven  
Cumbria CA28 7EX  
5<sup>th</sup> October 2019

For the attention of Jackie O'Reilly, Public Protection Manager



Dear Sir/Madam

Reference: SLJ Whitehaven trading as Joe Bananas licence vary application at 25 Duke Street, Whitehaven, CA28 7EX.

I write in connection with the above licence variation application and wish to object most strongly to the proposed operational extension hours at this venue in this residential neighbourhood friendly part of town.

I reside at 57a Church Street, right next door to Joe Bananas, I have occupied this property since 1999 it is a Grade II end of terrace three storey house with traditional Georgian single pane glazed sash windows. The gable end of my property stands in Joe Bananas back yard/beer garden and is approximately 6 metres from the rear of pub/night club.

My objections to this variation application are very similar to my other previous objection for variations to this venue which have taken place over the last 14 years.

The main issue I and my neighbours share are the further prolonged nuisance noise the 7 day per week 03 30hrs closing time will most certainly generate.

I personally find the most disturbing noise I regularly have to endure comes from the venues sound system which mainly occurs from midnight and quite often continues through until closing time. the main offending part of the overall sound composition/recorded music. is the relentless sound coming from their sound system, specifically the pounding bass, no matter what level of volume the bass enters my property whether it be moderate to high level it all has the same dire effect there is simply no way of escaping this sound, it is impossible to sleep.

On quite a number of occasions I have gingerly expressed my displeasure to Jason Fisher and members of his staff and of which I have generally received a positive response i.e. a reduction in volume levels but sadly the volume reduction has been very short lived. Therefore, I have had no option other than get the Copeland Council Environmental Health Department involved, this was a route I've been trying to avoid for several year, but, I was at the end of my tether.

This decision to involve the authorities I have personally conveyed to Jason Fisher.

The other issue I and some of my neighbours share is that of the noise created by JB's customers leaving the venue in the early hours of the morning, some congregating in the car park opposite Church Street and ones which quite often occupying the two benches directly opposite our homes waiting for lifts/taxis and some tucking in to carryout's ,I'm sure the vast majority of these revellers are oblivious to the residents opposite including children who are trying to get an undisturbed sleep, worst of all are the noise disturbances which occur prior to the working day and school attendance day i.e. Thursday night through in to Friday morning and Sunday night through in to Monday morning.

Please don't approve this application and allow further distress to residents of Church Street.

Important Last-minute amendment – Note: time 2am on 7<sup>th</sup> Oct 2019 (Monday morning)

Early this morning I was awakened by a loud disturbance outside my house taking place on the edge of the car park very close to Joe Bananas and opposite their venues Church Street side windows. There was a loud argument involving quite a number of men and a number of women, confrontations were taking place, and then a fight broke out resulting a male being punched to the ground, fortunately this chap eventually managed to find his feet, the loud exchange of disagreements and bad language from the group particularly one or two women continued, the whole incident lasted for about 20 minutes. What I found surprising was the absence of police, what with the incident taking place so close to the night club surely the door man and members of the staff must have heard these noisy altercations going on, yet no police arrived on the scene, why didn't someone from the venue call the police?

This incident I witnessed from my bedroom window, it was recorded on an installed monitoring device and was reported to the police this morning the 7<sup>th</sup> October – ref log number 93.

Yours sincerely

John Toole



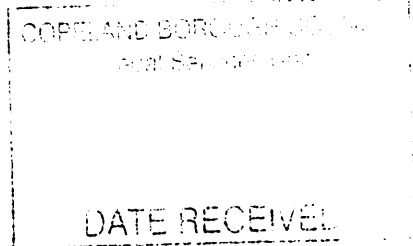
ENVIRONMENTAL HEALTH

16 OCT 2019

RECEIVED

56, Church Street,  
Whitehaven,  
Cumbria.  
CA28 7EX  
8<sup>th</sup> October, 2019.

Copeland Borough Council,  
Whitehaven Commercial Park,  
Moresby Parks,  
Whitehaven,  
Cumbria. CA28 8YD  
FAO: Ms Jackie O'Reilly, Public Protection Manager,



**Re: Variation of licence/club premises certificate – Joe Bananas**

Dear Ms O'Reilly,

I would like to strongly object to the listed variations for the above premises as recently announced. There are ongoing issues with these premises regarding noise and disturbance without the added aggravation of an even later closing.

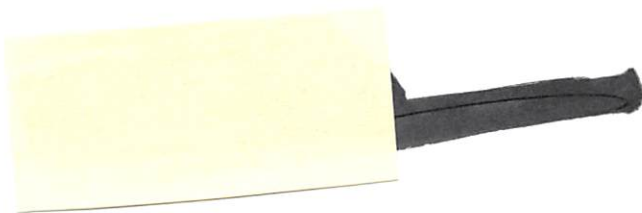
These premises are directly adjacent to a residential area where homes, which were purchased when the above premises were only a public house (closing at 10.30pm-11.00pm) and not a late closing nightclub. As it is now, the music levels from the premises disturbs sleep along with the added noise from patrons entering and leaving and staff leaving in the early mornings. When events have been run outdoors (pub yard/beer garden) the noise is totally unacceptable due to their use of oversize PA systems and the general language from patrons in their pub yard/beer garden is not fit for young children to have to listen to along with its use as a smoke area. There is only a single hedge separating the pub yard from our gardens and rear bedrooms. When the football world cup was on they had PA systems and large screen TV's outside where it was so loud we had to come indoors and close our doors to try and keep the noise down, they even blocked off their own fire escape so as to get more tables/chairs/patrons in the beer garden.

The proposed extension of hours is totally unworkable, what with local residents having to get up for school and work on a daily basis. We already have to endure empty bottles/glasses left in doorways/window sills and the police need to be in attendance each night to monitor patrons leaving and to keep noise and disturbance to an acceptable level as it is. There are often rows and fights with shouting, screaming and chanting and shouting in the streets at that time of night. It should surely be classed as disturbing the peace with police intervention. The premises will no doubt say that they have no control over patrons once they leave but by plying

alcohol sales, in the name of profit, they are indeed fuelling this behaviour and violence. Making it even later, and with more alcohol on board, it would be ludicrous to allow even on a partial agreement. If the premises closed to the public at 03:30, as proposed, by the time staff will be leaving it will almost be time for some workers to be getting up, disturbing what sleep they do get.

Once again I would like to repeat, approving this application, even in part, would be to the detriment of the local neighbourhood and family life. Measures put in place from their previous applications, and the numerous objections to them have not yet been implemented fully or adhered to, so imposing similar or further measures to allow this proposal would not resolve any of the issues they have created.

Yours sincerely,



Shaun P Carney.

Susan Carney.

24 Church Street  
Whitehaven  
Cumbria  
CA28 7 EB

Jackie O'Reilly  
Public Protection Manager  
Copeland Borough Council  
Moresby Parks  
Whitehaven  
CA28 8YD

28<sup>th</sup> September 2019

Dear Jackie

Ref: SLJ Whitehaven trading as Joe Bananas

My concerns regarding the variation of the Premises Licence are:

The supply of alcohol off the premises.

Recorded music and proposed other changes until 3am

The music playing until 2am recently has been very intrusive on our premises.

Even though we are a fair distance away from this venue we still hear the constant beat of the base rhythm affects our sleep and therefore is detrimental to our health.

Surely if this proposed the noise should be kept within the building by soundproofing the premises and assuring the doors and windows are kept closed at all times.

Yours sincerely

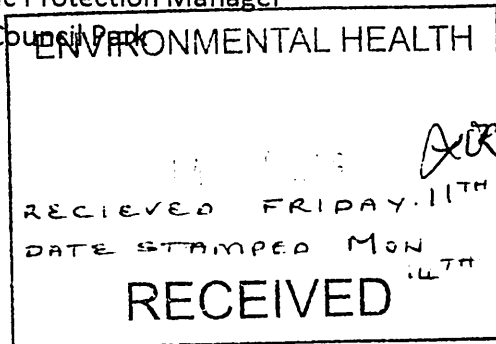


Jan Martin



cc LICENSING AUTHORITY.

Jackie O'Reilly, Public Protection Manager  
Copeland Borough Council  
Moresby Park  
Whitehaven  
Cumbria  
CA28 8YD



Lee and Jackie Adams  
55 Church Street  
Whitehaven  
Cumbria  
CA28 7EX  
6<sup>th</sup> October 2019

Dear Sir/Madam,

Ref: SLJ Whitehaven trading as Joe Bananas licence variation application at 25 Church Street, Whitehaven, CA28 7EX

We wish to object strenuously to this extension proposal; our reasons are as follows.

We live several doors above Joe Bananas in a residential location of town, peaceful and quiet, that is until the weekend which for us and Joe Bananas starts on a Thursday night and finishes early Monday morning.

We and our children do not want to endure further noise disturbances any further into the morning, and definitely not on a Thursday and Sunday night and in to the early hours of the following day when some of us have to go to work and our children have to attend school. Note, also please take into consideration that one of our daughters does have a diagnosis of severe ADHD and autism and is very noise sensitive, she relies a lot on routine and these noise disturbances we receive from outside not only cause her to worry and panic it also affects her routine so we are awake a lot longer than the actual disturbance itself.

The main source of the noise which regularly prevents us from going to sleep or awakens us comes from the thumping upsetting bass sound from the venues disco/recorded music.

Another source of nuisance noise is that which is generated from customers coming and going from Joe Bananas generally from midnight and through to closing time some of the revellers hang around the car park others will occupy the street benches opposite our house, we always hear them and would prefer not to try and sleep through their raised voices and conversations, sometimes quite rowdy and sometimes very close to confrontational which our children are also exposed to, it's awful when you consider our children are not that many hours away from school attendance time.

One other issue we have is that of the emptying of bottle in to bins which in the main has improved considerably but still continues.

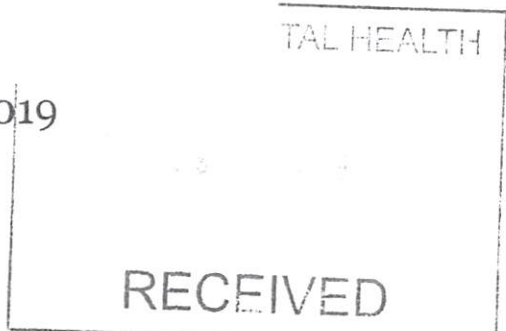
We ask you not to approve this application which will most definitely cause more upset to our family

Yours sincerely

Jackie and Lee Adams.

57 Church Street, Whitehaven, Cumbria CA28 7EX

8th October 2019



Dear Jackie O'Reilly

Re: NOTICE OF APPLICATION TO VARY A PREMISE'S LICENCE at Joe Bananas, 25 Duke Street, Whitehaven, Cumbria, CA28 7EU.

We wish to object to the proposed opening hours detailed in the application to vary premise's licence for Joe Bananas of Whitehaven.

Church Street and much of Duke Street is a residential area and the potential to have late-night noise every night until 3.30am is horrendous. Many of the residents have work the next day. And the children have school. Even if the pub closed at 3am the dispersal of customers would mean noise until 4am (ie dawn!). No police patrol the streets at the time of closing.

We have been happy to put up with the disturbances on Friday and Saturday nights because we know that the other nights of the week there will be peace and quiet. This application would devastate this residential part of the town.

Lessons need to have been learnt from the debacle of the Yellow Earl and other noisy pubs in residential areas and we trust this will be completely rejected.

Yours sincerely



Alan Cleaver and Lesley Park

