

APPENDIX 3

Please see the comment below with regard to this licensing application:

Wk/201804341	Shell Petrol Garage, 334-336 Cheriton Road – Premise Variation – Petrol station with convenience store, to vary alcohol off sales to match opening hours, to add late night refreshment 23.00 to 05.00 7 days a week and alteration to plan – Alcohol off sales, late night refreshment – 24 hours a day, 7 days a week.
Closing date	6 th March 2018
Comment	Object - This is a residential area and should be an 11.00pm closure

I am chair of FTC planning committee . My reading of the debate on the proposal to extend licensing hours from 11.00pm to 5:00am on the Shell Garage in Cheriton Road would be that the prevention of public nuisance would be the main heading , secondarily with crime and disorder . The Committee felt the prominent forecourt was very close to houses . The garage , with an ancillary takeaway , was in a dense suburban area where pedestrians as well as car-owners could get 'tanked up' after pubs chucked out . Youths have been a problem in Cheriton Road periodically and this would re-ignite the problem . To the extent that the youths might be children, the protection of harm to children may also be relevant .

We will , if Shell can be put on the agenda in time , confirm this on Thursday . We will also have to keep a stock of licensing objection forms for planning meetings , and , as you say , relate our objections to the four criteria in all cases ,

Yours sincerely ,

Richard Wallace

Folkestone Town Council
Town Hall
1-2 Guildhall Street
Folkestone
CT20 1DY

From: Mike Blease
Sent: 17 March 2018 09:51
To: Licencing <licencing@shepway.gov.uk>
Subject: Shell Garage 336 Cheriton Rd, Folkestone CT19 4DP

Mr and Mrs M Blease
315a Cheriton Road
Folkestone
CT19 4BG

Dear licensing department,

We are writing to object, in the strongest possible manner, to the proposal for the Shell Garage 336 Cheriton Rd, Folkestone CT19 4DP to sell alcohol from 11pm until 5 am.

This proposal is totally unacceptable to us and our family. We live opposite the premises and we have a fundamental right to peace and quiet. We firmly believe that the proposal will instigate problems which will most likely constitute a statutory nuisance. We fully intend to pursue this as a statutory nuisance if it goes ahead, all for the sake of selling alcohol to drunken idiots in the middle of the night. Is it not enough that the garage is already open until 11.00pm and we are disturbed by people using the cash machine throughout the night and taxis pulling up as it is??

The anticipated problems that this proposal will bring further includes:

Excessive noise, including late night shouting, screaming and vehicle and moped noise, which is already an occasional nuisance and we have spoken to the garage proprietors on at least one occasion about this.

Anti-social behaviour, loitering, vandalism, vomiting, urinating and defecating. Yes, you won't have to live with it will you?

We firmly believe that this proposal will attract alcohol dependant individuals and this will in term affect crime and public safety in the local area.

As a hard working family with young children, we are not prepared to tolerate this proposal due to the variety of reasons I have outlined above.

Please can you explain why alcohol should be served at these times when the destructive influence of excessive alcohol consumption is so well understood in society. Do you no feel you have a moral duty to place reasonable restrictions on the sale of alcohol for the good of everybody, not least the drinkers themselves.

I wish to object on the following grounds as outlined in my previous email.

The prevention of crime & disorder
The prevention of public nuisance
Public safety

Michael Blease

From: Cathryn Carlisle
Sent: 20 March 2018 09:54
To: Licencing <licencing@shepway.gov.uk>
Subject: Extension of licensing hours for the Shell petrol station, Cheriton Road Folkestone.

Dear Sir/madam,

We have been informed by our local ward councillors that the above garage has applied for an extension to their licensing hours.

Firstly, this comes as rather an unpleasant shock as we were informed by the council previously that their request to open 24 hours a day had been withdrawn!

Secondly, we think that it would be a very short sighted decision to grant permission to sell alcohol all night. There is a very strong possibility that this would cause an increase in crime and disorder and raise the anti social behaviour and risk of public nuisance in this mainly residential area.

Isn't it about time that the council considered the residents in this area? Surely we deserve to be kept as safe as possible and not be subjected to the risk of further disturbance, especially over night and into the early hours of the morning.

We hope you will seriously consider the effect this could have on the local area and community and reject this application.

Regards

Cathryn & Richard Carlile(307 Cheriton Road)

From: marion apsey
Sent: 26 March 2018 12:54
To: Licencing <licencing@shepway.gov.uk>
Subject: Shell Petrol Garage

We have been advised by our local Cheriton Ward Councillors that you have received an application from the above named petrol garage to extend their licensing hours from 11pm to 5am thus making the opening hours 24 We should like to object this application on grounds of prevention of crime and disorder, and prevention of public nuisance.

Mr & Mrs Apsey
108 Morehall Avenue
Cheriton

From: Lisa Monk-Jones
Sent: 28 March 2018 22:32

Subject: Application by Motor Fuel Limited (Shell Garage) 336 Cheriton Road to extend licence hours

Dear Licencing Department at Shepway District Council,

An application has been lodged by the Shell Petrol Garage at 334-336 Cheriton Road to extend the hours which they can sell alcohol. The applicant is Motor Fuel Limited and the address is Convenience Store, Shell Folkestone, 336 Cheriton Road, Folkestone, Kent, CT19 4DP.

We wish to object to the application to extend the licencing hours in the strongest possible terms.

We believe it should be rejected on the grounds of Prevention of Crime and Disorder, and the Prevention of Public Nuisance. The area is not an area of high traffic. It is a residential area with one of the largest populations/concentrations of young people in Shepway. The site is bordered on all sides with family houses, and the attached multimap shows the concentration of residential properties in the surrounding streets. There are also 9 schools within 1 mile of the site.

Due to the high concentration of young people living in the area, there is a history of anti-social youth behaviour in the area and gangs of young people congregate in areas all around the garage – by the

Co-Op, by KFC and in fact in the smoking area/car space area at the front of the shop. Quite often they are drunk and aggressive – shouting and fighting in the streets and areas surrounding the garage. This is part and parcel of living in a suburban area, and is tolerable as it is usually finished by 11ish. The garage, which currently closes at 11pm wishes to sell alcohol later right through to 5am. In order to do this they would have to open all night and this would bring increasing numbers of young people into a residential area full of young school-age children. It would also bring an increase in traffic as out of area people travel to use the garage again disturbing the sleep and lives of local residents including school children.

Despite the garage apparently having permission to open 24 hours, and stating that is what they do in their application, they in fact, do not and are usually closed by 11.30pm as there is no passing trade after this time. I have attached a photo taken last night at 11.30pm to show the garage is completely shut and in darkness (image 1). This will change and unnecessarily blight the lives of neighbours, especially children living in the surrounding areas, if this application is approved.

We are also concerned that the contempt the applicant held the council in during its initial failed application – not bothering to put up any notices or pay the fee, and its subsequent current one, will be mirrored in the contempt and lack of concern they have for the residents surrounding the garage, and in fact, in the wider Cheriton area. Whilst it could be argued they have complied with the letter of the law in advertising the application, it could also be argued they have not complied with the spirit of the law – their pale blue application signs have been posted at thigh height – please see photo attached (photo 2) – rather than on the taller signs and totem on site, or indeed the parking signpost on the pavement, and not a height at which most people look for licence or planning notices.

There are plenty of nearby places that sell alcohol until 11pm, as does the garage itself, and we would respectfully request that rather than increase the licencing hours for this premises, in line with the government movement to prevent alcohol abuse in the country, that the council enforce an Early morning alcohol restriction order (EMRO) banning the sale of alcohol between 12.00 midnight and 6am in this main residential area within Shepway.

Thank you for your time in reading this objection, and we look forward to hearing from you when we will be able to make representation in person at the hearing.

Kind regards

Lisa Monk-Jones and Kevin Monk

313 Cheriton Road

From: rachel russell
Sent: 28 March 2018 21:04
To: Licencing <licencing@shepway.gov.uk>
Subject: Shell Petrol Garage application

To Whom it may concern

I would just like to confirm my objection to Shell's application to extend their licensing time to a 23hr opening. I am appalled at this application as there's is absolutely no need for this petrol station to be nearly open for 24hrs, as Cheriton is generally a quiet area through the night and early hours as it isn't a thoroughfare for constant deliveries or traffic. Cheriton does actually already have a 24hr petrol station in a less built up area which affects very few and so appropriate for this type of business and provides adequate services to those that may require it. Opening these hours will undoubtedly attract unsocial behaviour, disturbing the peace, and potentially attracting criminal behaviour. Unsocial behaviour has been addressed in the past and local businesses have worked to ensure that the area is not attracting this type of behaviour. This station sits directly in front of private housing, right in the centre of many homes, with families and children requiring no unnecessary disturbances, further bright lighting which will keep people awake (including myself as my property along many others, also directly backs onto the garage), noise pollution and public safety. I have also concerns for our children's' safety and wellbeing if this application was to go ahead, especially due to the narrow alley that runs directly in between the Petrol station boundary wall and our back gardens, offering an opportunity for criminal activity to take place and trespassing into private properties.

I am sure that no one would be able to build or plan to build a commercial, 24 hour services in someone's back garden, which this is potentially going to be and so this must be strongly opposed as I have discussed with many of my neighbours, who also fully agree.

Kind regards

Rachel Russell

(Resident of Morehall Avenue, Cheriton)