

LICENSING SUB-COMMITTEE: 13th August 2021

Report of the Head of Regulatory Services

Application for Premises Licence - Grant

Application No: 063147

Name of Premises: Conspiracy, 102-106 City Road, Cardiff, CF24 3DQ

Ward: Plasnewydd

1. **Application**

- 1.1 An application for the Grant of a Premises Licence has been received from Conspiracy (Cardiff) Trading Ltd in respect of Corner Coffee, 13 High Street, Cardiff, CF10 1AX.
- 1.2 The applicant has applied for the following:
- (1) In respect of the following licensable activities:
 - (i) The provision of regulated entertainment in the form of recorded music (indoors).
 - (ii) The provision of late night refreshment (indoors).
 - (2) Description of Premises (as stated by applicant):

“Shisha Lounge, Hot Drinks, Waffles, Cakes and Milkshakes, No Alcohol Licence required”.
 - (3) Unless otherwise indicated the premises may be open to the public during the following hours and for any hours consequential to the non-standard timings:

Monday to Sunday: 12:00 to 02:00
 - (4) To provide licensable activities during the following hours:
 - (i) The provision of regulated entertainment in the form of recorded music (indoors):

Monday to Sunday: 12:00 to 00:00
 - (ii) The provision of late night refreshment (indoors):

Monday to Sunday: 23:00 to 02:00
- 1.3 A site map showing the premises and a plan of that premises can be found in **Appendix A**.

2. **Promotion of Licensing Objectives**

- 2.1 The additional conditions proposed by the applicant to meet the licensing objectives are attached to the report and can be found in **Appendix B**.

3. Relevant Representations

- 3.1 A representation has been received from South Wales Police. A copy of the representation is attached as **Appendix C**.
- 3.2 A representation has been received from the Noise Pollution team. A copy of the representation is attached as **Appendix D**.
- 3.3 A number of representations have been received from other persons. Copies of these representations are attached as **Appendix E**.

4. Legal Considerations

- 4.1 In respect of the application the decision must be taken following consideration of the representations received with a view to promoting the licensing objectives, which are:

Prevention of crime and disorder
Public Safety
Prevention of Public Nuisance
Protection of Children from Harm

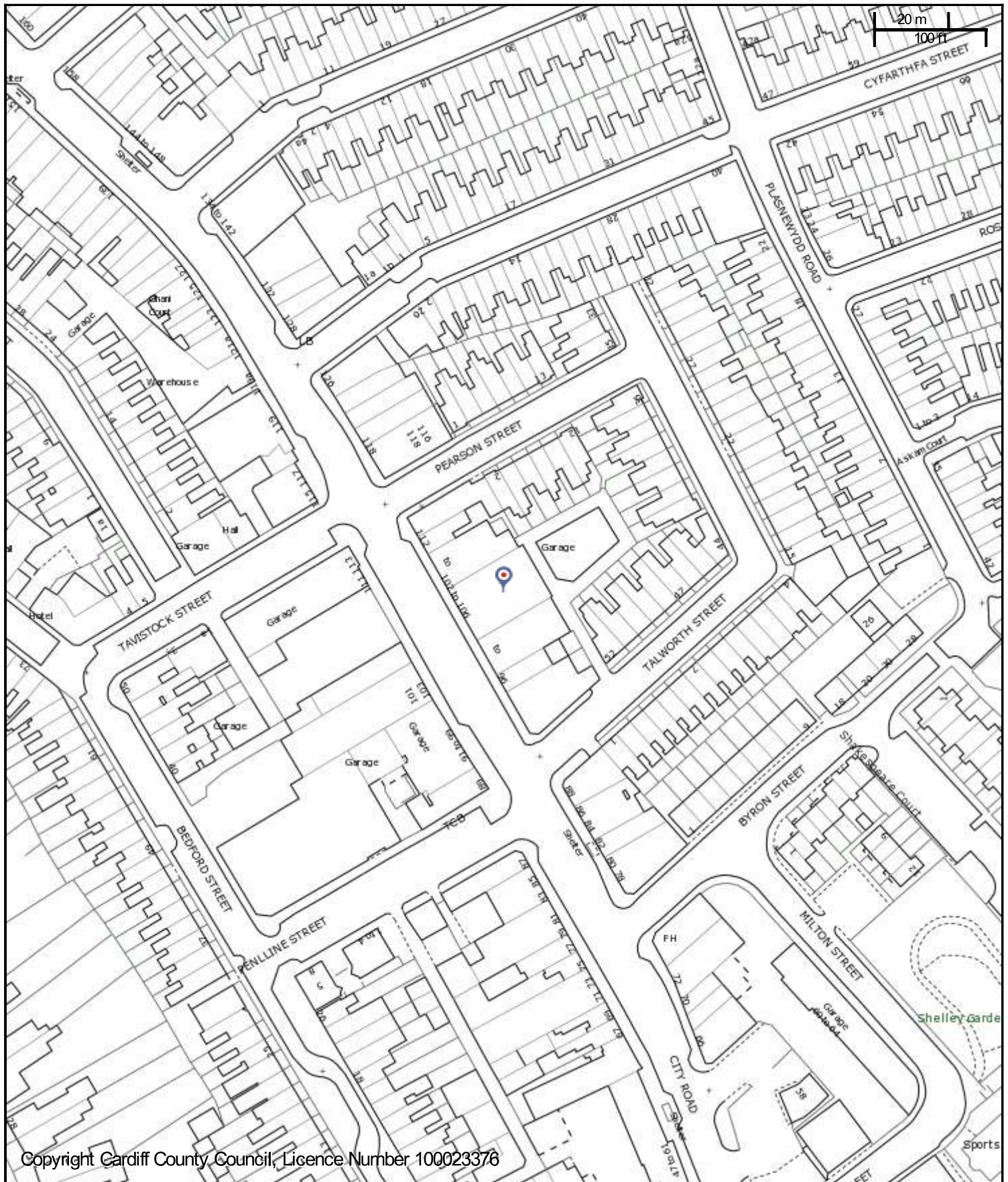
- 4.2 In each case the Sub-Committee may make the following determination
 - a) To grant the application.
 - b) To modify the conditions of the licence, by altering, omitting or adding to them, where relevant.
 - c) Reject the whole or part of the application.
- 4.3 All decisions taken by the Sub-Committee must (a) be within the legal powers of the Council and its Committees; (b) comply with any procedural requirement imposed by law; (c) be undertaken in accordance with the procedural requirements imposed by the Council e.g. standing orders and financial regulations; (d) be fully and properly informed; (e) be properly motivated; (f) be taken having regard to the Council's fiduciary duty to its taxpayers; and (g) be reasonable and proper in all the circumstances.

5. Issues for Discussion

- 5.1 The application should be determined and the appropriateness of any conditions on the licence needs to be discussed.

APPENDIX A

Site Map & Plan



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CHIEF EXECUTIVE

Neuadd y Sir, Glanfa'r Iwerydd
CAERDYDD CF10 4UW
Tel: 029 20872088

County Hall, Atlantic Wharf
CARDIFF CF10 4UW
Tel: 029 20872087

Cyngor Caerdydd

Cardiff Council



Title

Scale: 1:1417

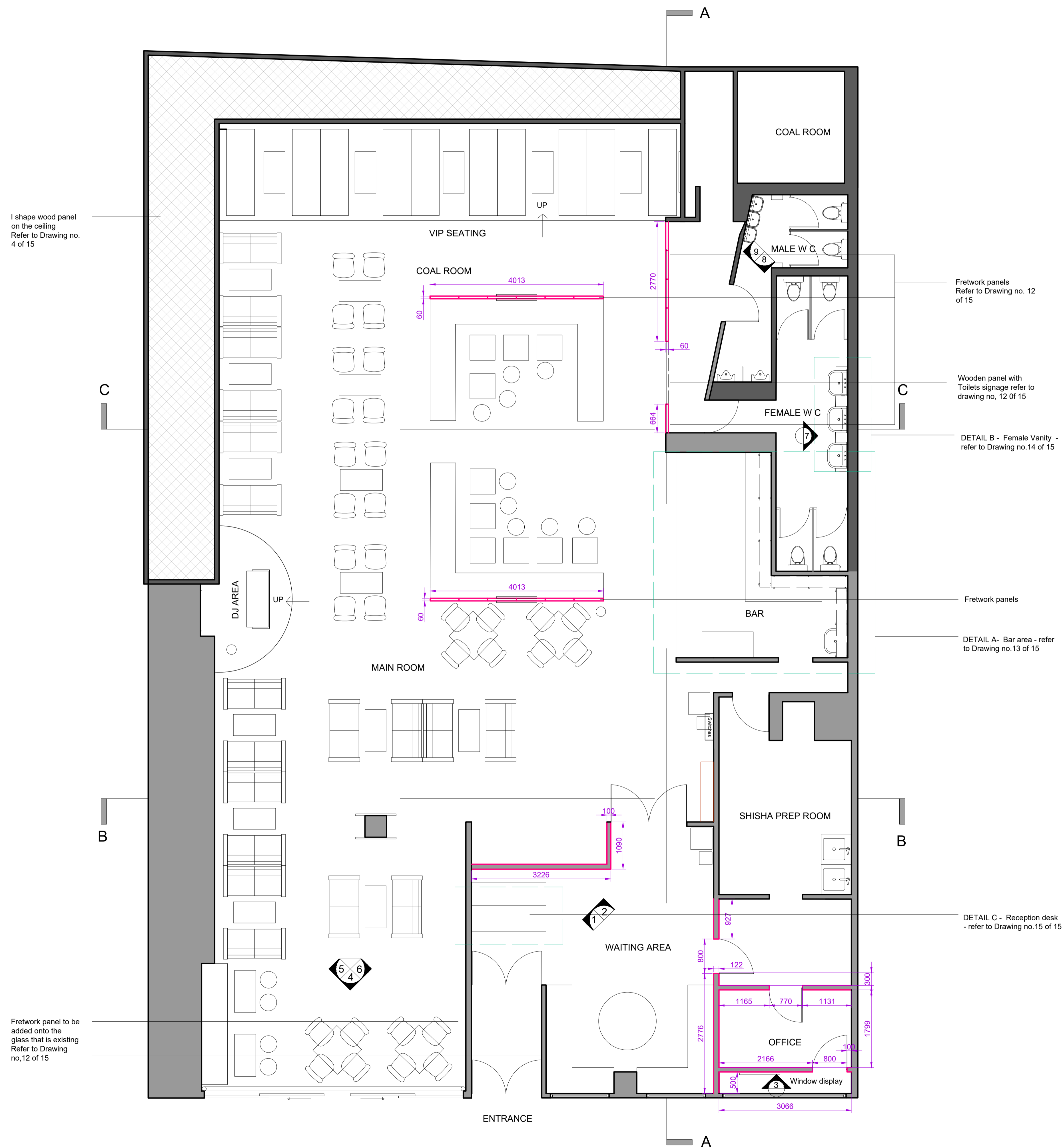
Date: 29/7/2021 at 7:51 AM

Coordinates:

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Ordnance Survey 100023376 (2014).



- All proprietary goods and materials are to be fitted in accordance with manufacturers instructions and relevant Codes of Practice.
- All work to comply with current British Standards and relevant parts of "The Building Standards Regulations" or equivalent national regulations currently in place.
- Notwithstanding all of the above, all electrical work must comply with current I.E.E. regulations or equivalent.
- The contractor will be held responsible for the structural integrity of all fittings and fixtures supplied.
- Dimensions must be checked by contractors and setting out drawings based on site dimensions must be approved by Urban Nu Ltd prior to construction.
- Any variations between stated dimensions and site dimensions should be reported to Urban Nu Ltd prior to work being executed.
- Where requested samples of all finishes are to be provided by contractors, sub-contractors and suppliers for approval by Urban Nu Ltd prior to installation or construction.

Notes:

- 1.1. Refer to Proposed Interior Design Presentation for all specifications.
- 1.2. All dimensions on this drawing are indicative only. Contractor to adjust accordingly on site.
- 1.3. Contractor to check all dimensions on site prior to materials being ordered and prior to installation.

Revision	Description	Date

Revision	Description	Date
Drawing Status		

Client	CONSPIRACY LOUNGE, CARDIFF
	106 CITY ROAD, CARDIFF, CF24 3DQ
Job	

Description		
PROPOSED PLAN		
Scale	Date	Drawn/Checked
1:50	@ A1 08/20	RP
Project No.	Drawing No.	Revision
-	1 of 15	-
<small>This drawing is the property of Urban Nu Ltd. Copyright is reserved by them and the drawing is issued on the condition that it is not copied, reproduced, retained or disclosed to any unauthorised person, either wholly or in part without the consent in writing of Urban Nu Ltd.</small>		

KEY : WALLS	
Description	Colour
Existing walls	<hr style="border-top: 1px solid black;"/>
NEW Proposed walls and fretwork panels	<hr style="border-top: 1px solid magenta;"/>

APPENDIX B

Operating Schedule

Continued from previous page...

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

Section 18 of 21

LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

The Licensee, that is the person in whose name the premises licence is issued, shall ensure that all times when the premises are for any licensable activity, there are sufficient competent staff on duty at the premises for the purpose of fulfilling the terms and conditions of the licence and for preventing crime and disorder. Records will be kept of training and refresher training.

b) The prevention of crime and disorder

- A CCTV system has been installed and is fully working with regular checks
- Recordings will be maintained for an appropriate period of time (30 days)
- If the CCTV equipment fails, then the Licensing Authority will be informed immediately by telephone and immediate steps will be taken to put the equipment back into working order.
- A notice will be displayed at the entrance to the premises advising that CCTV is in operation.
- At least one CCTV camera will be in operation at the front of the premises at all times when the premises is in use.

c) Public safety

- Appropriate fire safety procedures are in place including fire extinguishers (foam, H2O and CO2), fire blanket, internally illuminated fire exit signs, numerous smoke detectors and emergency lighting.

Continued from previous page...

- All emergency exits shall be kept free from obstruction at all times

d) The prevention of public nuisance

- Noise - There is no loud music, club like music playing from the cafe, we play lounge music which after 11am bass is off and volume is lowered.

- Odour - all bathroom have scent management and auto air freshener system, we do not sell any food and therefore no odour reaches outside, the cafe has a full ventilation and extraction system

- Litter, waste and street fouling - we have council bin contracts and biffa commercial contract coming into place in the next 7 working days, full waste management and recording system and no food allowed outside of the premises, all desserts and drinks must be consumed on the premises

- Light Pollution - no bright light leaves the building, signage is low lit and minimal

e) The protection of children from harm

- The staff will ask persons who appear to be under the age of 25 for photographic ID such as photographic driving license or passport, an official identity card issued by HM Forces or by an EU country, bearing the photograph and date of birth of bearer.

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

APPENDIX C

South Wales Police Representation

Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)

From:
Sent: 26 July 2021 13:47
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu);
Subject: Police Representations. Conspiracy 102-106 City Road, Cardiff.
Attachments: Headed Paper-Conspiracy 102-106 City Road v2.docx; Signed Police Representations..pdf

***** Warning: This email contains a Microsoft Office (Word, Excel, PowerPoint) or Adobe PDF attachment. Although this email has been scanned for threats, please think before opening attachments from unrecognised senders.**

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EXTERNAL: This email originated from outside Cardiff Council, take care when clicking links.

ALLANOL: Daw'r e-bost hwn o'r tu allan i Gyngor Caerdydd, cymerwch ofal wrth glicio ar ddolenni.

To whom it may concern.

Please see the attached representations made by South Wales Police in respect of the above application for a new premises licence at Conspiracy, 102-106 City Road, Cardiff.

The position of South Wales Police is one of objection to the grant of the application at this time under the following Licensing Objective, namely that of;

The Prevention of Crime and Disorder.

The Prevention of Public Nuisance

The Protection of Children From Harm.

However, should the applicant confirm their agreement to the representations made by South Wales Police, then this objection will be withdrawn on receipt of their written agreement.

Yours sincerely,

Rob Gunstone 

Cwnstabl yr Heddlu 3487 / Police Constable 3487.

Adran Drwyddedu / Licensing Department

Heddlu De Cymru / South Wales Police

URS y Dwyrain / Eastern BCU

URhS Caerdydd a'r Fro
Gorsaf Heddlu Bae Caerdydd,
Stryd James, Bae,
Caerdydd CF10 5EW
Teliffon: 01656 869211
Mewn argyfwng ffoniwch **999**
Fel arall, ffoniwch **101**
Gwefan: www.heddlu-de-cymru.police.uk

Cardiff & Vale BCU
Cardiff Bay Police Station,
James Street, Cardiff Bay
CF10 5EW
Telephone: 01656 869211
In an emergency always dial **999**
for non-emergencies dial **101**
Website: www.south-wales.police.uk

SWYDDOGOL – OFFICIAL

Police Licensing Department
Cardiff Bay Police station.
James Street,
Cardiff.
CF10 5EW.

26th July 2021

Conspiracy
102-106 City Road
Cardiff
CF24 3DQ

**APPLICATION FOR A NEW PREMISES LICENCE. THE LICENSING ACT 2003.
CONSPIRACY.102-106 CITY ROAD.CARDIFF. CF24 3DQ**

To whom it may concern,

I have caused enquiries to be made into this application. The premises concerned is located at City Road in Cardiff and is currently operating as a Shisha Lounge.

The applicant seeks to conduct the following licensable activity as outlined within the application, namely

1. The provision of regulated entertainment in the form of recorded music (indoors):

Monday to Sunday: 23:00 to 00:00 hours.

2. The provision of late night refreshment (indoors):

Monday to Sunday: 23:00 to 02:00 hours.

The applicant goes on to further detail the proposed use of the premises within the application as follows;

“Shisha Lounge, Hot Drinks, Waffles, Cakes and Milkshakes, No Alcohol Licence required.”

Mae Heddlu De Cymru yn croesawu derbyn gohebiaeth yn Gymraeg a Saesneg. Byddwn yn ateb gohebiaeth a dderbynnir yn Gymraeg yn Gymraeg ac ni fydd gohebu yn Gymraeg yn arwain at oedi. South Wales Police welcomes receiving correspondence in Welsh and English. Any correspondence received in Welsh will be answered in Welsh and corresponding in Welsh will not lead to a delay in responding.



In relation to the regulated entertainment to be offered at the premises, the applicant further states that;

“We are proposing Lounge Music, low level music after 10pm to 12pm to accommodate customers in the cafe. The music generally is amplified but we have the ability to reduce bass, treble and mid sound ranges.”

The premises has been the subject of a site visit and consultation with the applicants. The attached plan is consistent with the current layout of the premises and illustrates the area into which they seek to conduct licensable activity.

MEASURES OFFERED BY THE APPLICANT.

General.

The Licensee, that is the person in whose name the premises licence is issued, shall ensure that all times when the premises are for any licensable activity, there are sufficient competent staff on duty at the premises for the purpose of fulfilling the terms and conditions of the licence and for preventing crime and disorder. Records will be kept of training and refresher training.

The Prevention of Crime and Disorder.

A CCTV system has been installed and is fully working with regular checks

- Recordings will be maintained for an appropriate period of time (30 days)
- If the CCTV equipment fails, then the Licensing Authority will be informed immediately by telephone and immediate steps will be taken to put the equipment back into working order.
- A notice will be displayed at the entrance to the premises advising that CCTV is in operation.
- At least one CCTV camera will be in operation at the front of the premises at all times when the premises is in use.

Public Safety.

- Appropriate fire safety procedures are in place including fire extinguishers (foam, H2O and CO2), fire blanket, internally illuminated fire exit signs, numerous smoke detectors and emergency lighting.
- All emergency exits shall be kept free from obstruction at all times

The Prevention of Public Nuisance.

- Noise - There is no loud music, club like music playing from the cafe, we play lounge music which after 11am bass is off and volume is lowered.



- Odour - all bathroom have scent management and auto air freshener system, we do not sell any food and therefore no odour reaches outside, the cafe has a full ventilation and extraction system.
- Litter, waste and street fouling - we have council bin contracts and biffa commercial contract coming into place in the next 7 working days, full waste management and recording system and no food allowed outside of the premises, all desserts and drinks must be consumed on the premises.
- Light Pollution - no bright light leaves the building, signage is low lit and minimal

The Protection of Children from Harm.

- The staff will ask persons who appear to be under the age of 25 for photographic ID such as photographic driving license or passport, an official identity card issued by HM Forces or by an EU country, bearing the photograph and date of birth of bearer.

POLICE REPRESENTATIONS.

Whilst the above measures are noted, there is little offered by the applicant, which would promote and uphold the licensing objectives. Therefore, at this time South Wales Police object to the grant of this application as applied for under the following licensing objectives, namely;

The Prevention of Crime and Disorder.

The Prevention of Public Nuisance.

The Protection of Children from Harm.

PROPOSED POLICE CONDITIONS.

The following conditions are proposed in order to support and uphold the above named licensing objectives at the premises.

1.A CCTV system shall be installed to an agreed standard as approved by South Wales Police and it shall be maintained and operated at all times when the premises are open to the public. The system will cover all areas of the premises where the public have access (excluding toilets) including all entrances, exits and any external area associated with the premises. The images will be kept for a minimum period of 31 days. Images will be produced to a Police employee , in a readily playable format, upon request when the premises are open to the public and at all other times as soon as reasonably practicable. There will be sufficient trained staff to facilitate the above.



2. An incident book will be kept and maintained at the premises at all times. It shall be made available on request to a Police employee. This book will record the following:

- All crimes reported at the venue
- Any ejections of patrons
- Any disorder on the premises
- Any visit by representatives of a relevant authorities
- Any failure of the CCTV system.

3. On Thursdays, Fridays, Saturdays and those Sundays before a Bank Holiday, there will be a minimum of two SIA registered door supervisors employed at the premises from 21:00hrs until closure of the premises.

4. At all other times, SIA registered door staff will be employed at the premises in accordance with a written risk assessment carried out by the DPS. A copy of the risk assessment will be maintained for 12 months and be made available to the Police immediately upon request.

5. Patrons will be encouraged by staff to leave quietly and respect the interests of the occupiers of any nearby premises. The Designated Premises Supervisor or a SIA registered door supervisor will monitor patrons leaving at the closing time.

6. A register of door supervisors will be kept at the premises. The Register shall contain the full name and SIA registration number of each door supervisor, stating the start and end duty times from each door supervisor. The Register shall be kept by the DPS for a minimum of 12 months and will be made available to a Police employee on request.

7. When SIA registered door supervisors are employed at the premises they will utilise at least one body worn video device. Any such device will be capable of recording both audio recordings and visual images. The recordings will be kept for a minimum of 31 days and will be produced to a Police employee in a readily available format immediately upon request when the premises are open and at all other times as soon as reasonably practicable. There will be sufficient trained staff to facilitate the above.

8. On those occasions when SIA registered door supervisors are employed at the premises, the DPS will ensure that an adequate system for measuring the number of patrons in the premise is used such as clicker devices. Numbers of patrons on the premises will be recorded hourly in the door supervisor log book.

9. No performance of striptease, lap dancing, entertainment of a sexual nature or other similar entertainment will be permitted on the premises.

10. At least 80% of the public space will be occupied by tables and chairs at all times.



11. The premises will operate a Challenge 25 policy whereby any person attempting to buy alcohol who appears to be under 25 will be asked for photographic ID to prove their age. The recommended forms of ID that will be accepted are passports, driving licences with a photograph, photographic military ID or proof of age cards bearing the PASS mark hologram.

Yours faithfully,

M. Conquer

Chief Inspector.

COPY TO:

Dan Cook
Operations Manager,
Licensing and Strategic Services.
Cardiff City Council.
City Hall,
Cardiff.
CF10 3ND

Mae Heddlu De Cymru yn croesawu derbyn gohebiaeth yn Gymraeg a Saesneg. Byddwn yn ateb gohebiaeth a dderbynnir yn Gymraeg yn Gymraeg ac ni fydd gohebu yn Gymraeg yn arwain at oedi.
South Wales Police welcomes receiving correspondence in Welsh and English.
Any correspondence received in Welsh will be answered in Welsh and corresponding in Welsh will not lead to a delay in responding.



Jeremy Vaughan
Prif Gwnstabl | Chief Constable

Heddlu De Cymru
South Wales Police



APPENDIX D

Noise Pollution Representation

Barker, Kirstie

From:
Sent: 19 July 2021 16:38
To: Barker, Kirstie
Cc:
Subject: FW: Licensing Act 2003: Application for the grant of a Premises Licence - Conspiracy, 102-106 City Road, Cardiff, CF24 3DQ
Attachments: Conspiracy Grant.621.pdf; Conspiracy Plan.621.pdf; New Premises - Conspiracy 102-106 City Road Cardiff CF24 3DQ.pdf

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ALLANOL: Daw'r e-bost hwn o'r tu allan i Gyngor Caerdydd, cymerwch ofal wrth glicio ar ddolenni.

Kirstie

In respect to the above application, it is the position of this Responsible Authority to object on matters 1 and 2 on the attached Notice of Application as it fails to promote the **License Objective of Prevention of Public Nuisance**.

1. The provision of regulated entertainment in the form of recorded music (indoors): Monday to Sunday 2300 – 0000 hours.
2. The provision of late night refreshment (indoors) Monday to Sunday 2300 – 0200 hours.

My reason for objection, points i-vii:

- i) I am seeking that both matters are rejected by the Licensing Sub-Committee as noise from Amplified Recorded Music and Patrons sitting and eating cannot be control until 2300 and 0200 hours as to Public Nuisance – which even in area known for its later night economy – is disproportion to the needs of residents in the immediate vicinity.
- ii) The Statement of Licensing Policy outlines that premises should have careful consideration in deterring suitable external areas for smoking, ideally the furthest distance from residential properties. The nature of Conspiracy Lounge is that the whole premises where licensed activities take place, can be considered a smoking area where the core operations are the sale of Sisha for patrons to smoke in a partially enclosed building, that is 51% open. Indeed, if all patrons were to sit and smoke cigarettes there is legally permitted in this area, as is the open nature of the premises.

- iii) By nature of the premises and its operations, the area used for recorded music is legally 51% open to permit smoking as defined in the Health Act 2006. With this considered, any music generated “indoors” travels extremely well and so affects the residential dwellings located in close proximity, as if the noise is outdoors. On research, there are residential dwellings located to the rear on Pearson Street, Talworth Street, and above the premises itself on City Road.
- iv) In any external area, this Responsible Authority would seek a terminal hour of 2100 hours as per the Statement of Licensing Policy unless suitable mitigation measures are in place to promote the Prevention of Public Nuisance. The area proposed, as above, is a pseudo external area used for smoking, 51% open – and what is being sought as this use is for recorded music until 0000 hours, and the customers remain with food and drinks until 0200 hours, some 4 and 6 hours later than the Statement of Licensing Policy, respectively.
- v) Conditions this Responsible Authority would normally seek which would regulate this activity to prevent Public Nuisance include closing doors and windows beyond certain terminal hours, to avoid noise spill. Here, this is not legally possible – as the area where the licensed activities take place is 51% open, and legally cannot be closed whilst conducting their core business of providing a pseudo indoor smoking room.
- vi) The premises has already been subject to complaint from the above licensed activities, in relation to the music being played (though it is understood through investigation this was live de-regulated entertainment) and the vacation of patrons beyond the terminal hour. Short of a formal dispersal policy, I cannot be assured that the licensed activity will not cause Public Nuisance by permitting its use until 0200 hours each day.
- vii) It is my best understanding that, in the absence of alcohol license, the applicant is required to have a License for Recorded music at any time. If this is the case, I would seek with committee that recorded music is only played 1200 – 2100 hours, due to the nature of external/internal 51% open premises. If my final point here is in error please let me know and I will re-send with the matter excluded.

I trust this is of assistance and will make all efforts to any attend the sub-committee arranged.

Tom



Mr Tomos Jenkins

Neighbourhood Services Officer / Swyddog Gwasanaethau Cymdogaeth

Shared Regulatory Services / Gwasanaethau Rheoliadol a Rennir

Bridgend, Cardiff and the Vale of Glamorgan

Pen-y-bont ar Ogwr, Caerdydd a Bro Morgannwg

e-mail / e-bost:

APPENDIX E

Other persons representations

From:
Sent: 15 July 2021 19:29
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Subject: Conspiracy City Road

Dear Sir/Madam,

I am writing to submit an objection to the proposed licensing application for Conspiracy City Road. I am objecting based upon the increase in noise that will surely come from this. As it stands I have already had to submit a complaint to Environmental Health on the grounds of noise pollution, as well as contacting the management directly. Suffice to say, there doesn't seem to have been many changes made. I have worked as a nurse throughout the pandemic & am due to be returning to shift work shortly. The noise from the music & bass, the shouting of DJ's on PA systems & the screaming of persons in the garden area of this business has had a hugely detrimental effect on my sleep. As I write this email I am sat in my living room at the front of my house, but am still able to hear & feel the bass of the music being played outside. This noise can be heard whilst I am in bed at night & I am no longer able to sleep with windows open, even in the midst of summer heat.

Many thanks,

From:
Sent: 21 July 2021 10:42
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Subject: Fwd: Conspiracy City Road
Attachments: Video.mov; ATT00001.htm

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ALLANOL: Daw'r e-bost hwn o'r tu allan i Gyngor Caerdydd, cymerwch ofal wrth glicio ar ddolenni.

Further to my previous objection, please find attached a video to highlight the issues with noise from this establishment. I have submitted further complaints to environmental health also.

This video was recorded at 23:15 last night & the noise went on until beyond midnight when I managed to get to sleep with earplugs in.

Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)

From:
Sent: 25 July 2021 20:44
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Subject: Conspiracy lounge application.

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ALLANOL: Daw'r e-bost hwn o'r tu allan i Gyngor Caerdydd, cymerwch ofal wrth glicio ar ddolenni.

I have been informed by local councillors that conspiracy lounge has now applied for later opening hours. The below points are my point of concern.

1. The night they have their club night on are week nights, the music can get somewhat loud, it's more the base that you can hear than the actual music. When walking at the front on the building you hear nothing but the shape the Talworth street the sound echos from the back of the building into the lane and houses near by. With the current heat situation you can't help but sleep with the window open.
2. When people leave the premises it is not quiet with screaming, loud laughing past 11pm often happening.
3. Since it has currently been open the parking issue has increased , with many sports cars now showing up and revving their engines, often doing laps of our street showing off late at night. Often in the area there will be lots of honking of cars as if there is a traffic jam which I have noticed has only happened since the club has opened.
4. The waste issues at the back of the lane that is privately owned is already bad , its another place serving food and drink. The disposal of waste is already bad in the area causing pest issues such as seagulls and rats. I fell this will only get worse.

Yours faithfully

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Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)

From:
Sent: 26 July 2021 15:01
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Cc: De'Ath, Dan (Cllr); Wong, Peter (Cllr); Lent, Sue (Cllr); McGarry, Mary (Cllr);
Subject: Objection to Application for the grant of a premises Licence-Conspiracy, 102-106 City Rd. Cardiff, CF24 3DQ

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ALLANOL: Daw'r e-bost hwn o'r tu allan i Gyngor Caerdydd, cymerwch ofal wrth glicio ar ddolenni.

Dear Sirs/Madams

I am a joint owner of 2 properties in Talworth St., Roath, Cardiff, CF24 3EH, namely numbers

The properties are located very close to the premises of 102-106 City Rd. Conspiracy premises in fact backs onto a square of Talworth St. and Pearson St.

All of the houses in those 2 streets are residential dwellings accommodating families, retired (some of them disabled or very ill with heart problems) people and students.

City Rd. is incredibly busy road with large number of restaurants and takeaway food establishments. That creates congestion in parking facilities in the area, lot of noise and a huge amount of pollution from rubbish carelessly disposed off in the nearby streets. It encourages rats and seagulls to scatter the food waste around (and rats enter peoples' homes). Very much a health risk, apart from being utterly unpleasant.

I, and also all the 10 tenants living in my 2 properties, feel that provision of entertainment and serving of refreshments beyond 23:00 hours is unacceptable.

All my tenants are people who work long shifts and need a proper rest. Disturbance at night is already a problem. At present we are all also wrestling with unpleasant sights of left-over food scattered around.

The reasons for objection are summarised as follows:

1. Noise beyond 23:00 hours – most people go to bed before that time or shortly after, noise travels further after that hour.
2. Additional rubbish being discarded outside our houses and those of our neighbours
3. Increased parking difficulties
4. Increase in Antisocial behaviour by customers of those shops/restaurants

I sincerely hope that you will consider seriously my objection.

Yours faithfully

Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)

From:
Sent: 27 July 2021 07:26
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Subject: Objection to Application for the grant of a Premises Licence - Conspiracy,102 - 106 City Road, Cardiff, CF24 3DQ from K and S Schwehr, 43 Talworth Street, Cardiff CF24 3EJ.

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ALLANOL: Daw'r e-bost hwn o'r tu allan i Gyngor Caerdydd, cymerwch ofal wrth glicio ar ddolenni.

Dear Councillors: Mr De'Ath, Mr Wong, Ms Lent and Ms. McGarry

Thank you for your correspondence ref:DD/SL/MM/PW/AD, we, wish to strongly object to the application for the Conspiracy premises to obtain a licence for their business to operate from 23.00 to 00.00 hours Monday to Sunday (indoors) with music and from Monday to Sunday from 23,00 to 02,00 hours for late night beverages.

Our objection stems from the fact that we are unable to sleep when Conspiracy is operating it's business, the music is outrageously loud and the base vibrates throughout our house, even in bed!!!!, Also after 00.00 hours, the noise form customers in the premises is extremely loud.

We live in a residential area, pay our {Roath applicable} council tax, need a proper night's sleep before going to work the next morning during the week and at weekends would like to and have the Human Right to 'Hear Ourselves Speak' in our house AND garden. When customers leave the premises, those who have parked in our street (Talworth Street), make an incredible amount of noise - slamming car doors, shouting, having loud conversations AND throwing rubbish in the street and on the pavement, keeping us awake.

We politely and strongly request that the above- mentioned permission is NOT granted to the owners of Conspiracy, which is obviously a night club and NOT a shisha bar as it claims to be,

Thank you for considering our objection and the upsetting situation this has put us in as residents living so closely to Conspiracy.

Kind regards

Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)

From:
Sent: 27 July 2021 09:28
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Cc: 'George Davison-Lungley'; De'Ath, Dan (Cllr); Wong, Peter (Cllr); Lent, Sue (Cllr); McGarry, Mary (Cllr)
Subject: Planning application objection - 102 - 106 City Road, Cardiff. CF24 3DQ
Attachments: Planning application objection.docx

***** Warning: This email contains a Microsoft Office (Word, Excel, PowerPoint) or Adobe PDF attachment. Although this email has been scanned for threats, please think before opening attachments from unrecognised senders.**

Rhybudd: Mae'r e-bost hwn yn cynnwys atodiad Microsoft Office (Word, Excel, PowerPoint) neu PDF Adobe. Er bod yr e-bost hwn wedi'i sganio ar gyfer unrhyw fgythiadau, meddylwch cyn agor atodiadau gan anfonwyr nad ydych yn eu hadnabod. ***

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ALLANOL: Daw'r e-bost hwn o'r tu allan i Gyngor Caerdydd, cymerwch ofal wrth glicio ar ddolenni.

For the attention of the Licensing Department

The Development Manager
Room 201
County Hall
Atlantic Wharf
Cardiff
CF10 4UW

22 July 2021

Dear Sirs,

Planning Application re 102 – 106 City Road, CF24 3DQ

I am the landlord of two houses in Talworth Street. We bought our houses in 2004 and 2005, and since then we have seen City Road transformed from a seriously run-down area to one where successful and well-run businesses are flourishing. And that is to the credit of the industrious and entrepreneurial businessmen (and women).

Some five years ago the Council declared Plasnewydd to be an area in which certain tenanted houses were required to register as HMOs. The rationale was that it was needed to control antisocial behaviour in the area. We had very little disturbance in Talworth Street from residents – whether tenants or residential owners. But over the years there has been an increasing incidence of visitors from outside Plasnewydd coming at all hours of the day and night to either visit the local restaurants, or coming to collect their take-aways. And frequently car owners will eat their food in the car before discretely (and some not so discretely) leave the wrappings and any unconsumed food on the pavement for the amusement of the seagulls.

I have been advised by the Plasnewydd Councillors – both City and County, that there is a planning application in respect of a premises trading under the name of ‘Conspiracy’ and at the address 102 – 106 City Road.

I wish to raise an objection to further development of entertainment premises in that area of City Road. But to comply with the directions set out in your Planning website I should have a reference number for the application.

I have looked at planning application on the website for the CF24 3DQ area, but I could not find a recent application shown. There are four application March 2009 to June 2016, but nothing that seems to relate to the details given in the ‘Public Notice of Application’ accompanying the letter from the Councillors. On the advice of one Councillor, Mary McGarry, I walked to the premises where she told me I would find a copy of the application, and that would carry the reference number. But there was no such notice on display. I entered the premises hoping to find someone from the Restaurant/bar/nightclub, but nobody was there. But it is also possible that the application is for a business on a higher floor than the one I entered.

My concerns about the growth in restaurants and general entertainments arise from the very restricted parking in the area, and that the majority of houses in the area are private family households (some rented, others owner-occupied).

I wish to object to the requested extensions to the licence on the following grounds.

The business trading as 'Conspiracy' faces onto City Road; the rear access is on a road designated as a public highway, but has no name. That highway is used as a storage place for vehicles awaiting repair by the vehicle bodyshop that occupies the building in the centre of the square formed by Talworth Street on two sides, City Road on one side, and Pearson Street on the fourth side.

Some five or six years ago the Council designated the Pasnewydd Ward as an area of high incidence of antisocial behaviour and therefore made it a requirement for tenanted properties to be licenced as HMOs (Houses of Multiple Occupation). I and other landlords of Plasnewydd properties had to spend many thousands of pounds making alterations to our houses, as well as pay the licensing fee (of over £500). The sad fact is that the antisocial behaviour does not arise from the residents of Plasnewydd, but from the visitors to that neighbourhood.

1. There is insufficient parking provision for the existing residents, and the Council funds do not allow the level of parking management/provision of parking control officers. Parking spaces are frequently taken up by owners of vehicles who do not have a parking permit, but wish to have access to shops in City Road.
2. The pavement of area at the junction of City Road and Talworth Street is perpetually littered with rubbish from packing materials and from food waste left for the consumption of our local rats and seagulls.
3. The area around the roads of Talworth Street and Pearson Street is a residential one. Allowing businesses to remain open to the early hours of the next day will create disturbances to the homeowners to 2.00am and beyond as people leave the entertainment and light refreshment venues.

I am very proud to have two fine houses so near the centre of the City of Cardiff. And I have a deep fondness for the city and its history. I am also pleased to see that areas that used to suffer from social deprivation are being regenerated to everyone's benefit. But I am genuinely concerned that to push the boundaries of acceptable use in residential areas will be counterproductive.

I urge the planning authorities to reject the application.

Yours truly,