



Licensing Section
Environmental Health and Trading Standards
Herefordshire Council
8 St. Owen Street
Hereford HR1 2PJ

14th June 2021

Dear Sirs,

Re: Proposed extension of Licence for The Den, Bridge Street, Hereford Reference PRO1958

I am led to believe that the above premises have applied for a Variation to their existing Licence to extend their hours of opening.

On behalf of the signatories on the attached Petition I most strongly object to this. The residents of Gwynne Street, Bridge Street and adjacent areas are strongly opposed to any variation whereby The Den remains open for any longer than it now is.

At present the noise level is unacceptable especially at closing time (which quite honestly varies). One of the signatories on this Petition has personally had to go and hammer on the door at 3.30a.m. and then 4.30 a.m. to ask that the noise and music, door slamming and shouting be stopped. The response was met with arrogance. Other neighbours have experienced the same nuisance especially at closing times and weekends. The one gentleman signing this Petition is an elderly gentleman who is quite ill.

This behaviour is totally unacceptable and decent law abiding citizens deserve better, and also deserve the support of the Licensing Department and the Police, who will be copied in on this letter. The customers dining at and leaving The Den are causing a nuisance in Gwynne Street, which by the way is a Conservation area adjacent to our magnificent Cathedral.

I have witnessed appalling language, loud music, crowds of people milling around with no policing in a one way street, where the proprietors of The Den have even put more tables and chairs on their car parking lot and which only needs one person to fall or as happens – start a fight – then this is an accident waiting to happen. Traffic is one way and you would have difficulty in getting an ambulance through the crowds there.

One of my neighbours has witnessed men urinating in our gateway, and believes drug taking is a regular.

(In all fairness the Left Bank which is opposite has employed door control and monitors people leaving their establishment. They also turn their outdoor music down at a reasonable hour).

To reiterate, I am attaching a Petition which has been signed by close neighbours in Gwynne Street and Bridge Street and object most strongly to the granting of any variation of licence to The Den.

West Midlands Police Police Headquarters Lloyd House Colmore Circus Birmingham B4 6NQ

Concerns from local residents regarding loud outside music and unacceptable noise which is causing the following Petitioners stress, lack of sleep, and anxiety due to bad and at times violent disturbances at closing times from the following premises.

We believe that these premises should control the behaviour of their customers when they exit. Loud music outdoors is totally unacceptable, and having requested this to be turned down little or no action has been taken.

VARIATION PRO 1958

PREMISES IN QUESTION

PREMISES IN QUESTION

THE DEN, GWYNNE STREET, HEREFORD REG NO. 11335242.

Date 10/6/21 10/6/21 "

11

Signature	Name	Address	Contact details
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Sent: 15 June 2021 16:55

To: ethehelpline@herefordshire.gov.uk; Licensing < licensing@herefordshire.gov.uk > Subject: Concern regarding new licence for The Den, Hereford.

To whom it may concern,

I would like to express my deep concern regarding the licencing application for The Den at 15 Bridge Street, Hereford. HR4 9DF.

I have lived in one of the flats above their existing premises (No.17 Bridge Street) for over two years, and in the end I had to move out, in part due to poor mental health due to their behaviour. They play their music so loudly that it could be heard in my bedroom, to the point where all the words to the songs were audible as if they were being played in my room. The music was supposed to be turned off by 11pm however on many occasions this was ignored, and I would have to call them or message them. After a while they would ignore most of my requests.

The Den often closed later than they were supposed to, and there would often be drunken members of staff shouting and talking loudly outside, which is directly below a block of flats where people were trying, and failing to sleep, including myself.

Recently I walked down Bridge Street and The Den had put out tables and chairs in the road for their customers to use, as far as I am aware without permission, because when it was mentioned to the council the tables and chairs suddenly disappeared. They were right outside the front door to the flats at No.16, making it hard for residents to get in and out on occasion.

In addition to this, despite me having a conversation with the landlord, their front door would slam so violently that I could hear it in both my kitchen and bedroom. The bed actually shook each time. I realise this isn't a licencing issue, however it demonstrates that the owners and landlord are not willing to listen to reasonable requests to fix a broken door mechanism, despite the distress it was causing, and even when I offered to pay myself. Despite having moved a while ago, I still jump whenever I hear a loud noise and my GP has suggested it could be PTSD.

All of the above in combination, and the total lack of respect from staff, who were just about pleasant to my face but then carried on doing whatever they wanted, has led to some serious mental health issues for me. I was unable to sleep properly, would frequently be woken up by their music, the door banging or their late night revelry, and also their delivery trucks and 4 or 5am. In the end, I made the decision to leave the lovely flat I called home, and moved somewhere quieter.

I am extremely concerned that allowing The Den to expand their premises will be a disaster for the nearby residents. I understand that some noise is to be expected when living in the centre of a town, however the complete lack of respect from the staff is evidence enough for me to be confident that granting them an additional licence is going to negatively impact the local residents further. Many of these residents, including myself, have raised concerns regarding The Den on a number of previous occasions, so I urge you please to take this matter seriously.

Yours sincerely,



16/06/21

Ref:PRO1958

To who it may concern,

I wish to make a representation in respect to the application for extending the current licence at The Den, 15 Bridge Street.

My objections rest primarily with 'The Prevention of Public Nuisance'.

As you will see from the address, this establishment is absolutely next door and will have an impact on our lives.

I have spoken to who will be running the establishment and he reassured me that there would not be any disturbances late at night. That very same evening, the licence holder, was partying loudly outside until 4am. This was reported to the police.

I was told that there would not be any outside music, but in fact, a sound box sits on top of 'The Hut', which I believe is an outside bar!

There was no local consultation or information about the change of use of No 15. (Previously an office). The first we knew about the change was when the application was posted in the window.

I foresee noise on the street after closing time and unacceptable behaviour on our doorstep. Our bedrooms are on the street side, our living area and terrace overlook their outside space at the back.

We bought this property 9 years ago and very much like living in the city. We expect some noise at 11pm as people make their way home, but to have this extended to after midnight **every day of the week** is totally unacceptable. Not only will this make it impossible for us to live here, it will also have a detrimental affect on the value of our property. This is very much a residential area, with some beautiful properties, this extended license will ruin the area.

Yours faithfully,

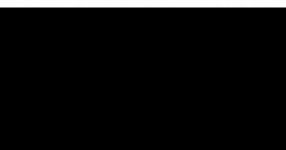


Tech Support were not able to take the files from the pen drive due to ICT security policies









Dear Licensing Officer,

Licencing section, Environmental Health and Trading Standards Reference PR01958 Licence variation The Den, 15 Bridge Street, Hereford

We wish to make representation, as concerned close neighbours of The Den. We have several objections based on both current licensing compliance with regards to both public nuisance and crime and disorder, and the proposed license extension application.

We have 4 apartments in the River View Court complex that are immediately adjacent to The Den's premises in Gwynne Street. There are 9 other apartments that overlook Gwynne Street and 6 apartments that overlook Bridge Street.

Gwynne Street has been designated as a Conservation Area. It has been enjoyed by all for many years as a safe and pleasant area to walk around at any time of day or night. Being a relatively confined area, shared by pedestrians, cyclists, disabled vehicles, and motorists we feel it is incumbent that this be safeguarded for both residents and visitors alike.

Continued...





Current licence compliance issues with public nuisance are as follows.

- Music being played outside the venue that can be clearly heard within our flats, with our windows shut. We understand that the current licence does not permit outdoor music. We have been given several assurances from Director of The Den, that this would not happen.
- The license stipulates that all doors and windows should be kept shut after 23.00, this is not currently happening. We do understand that with the current Covid 19 guidelines this can be difficult. But we have had to endure the consequences.
- After lockdown was lifted, extra tables and chairs were placed even closer to our flats. We were assured that these would be removed once the restaurant could have indoor covers. The tables and chairs remain outside which adds considerably to disruptive noise within our homes.
- We objected to their original licence application when they first moved to their current premises and all our representations were thrown out.
- The noise levels get much louder during the evening as behaviour becomes influenced by alcohol consumption. Patrons will shout, scream, and sometimes fight outside our flats. We also must endure men urinating against the wall in Gwynne Street.
- Current license requirements are not being adhered to regarding "prominent clear and legible signage requesting the public to respect the needs of local residents and to leave the premises and the area quietly". We have seen no evidence of these notices.

Current licence compliance issues with prevention of crime and disorder

- The Den do not have any security on their premises and because of this we have witnessed on numerous Friday and Saturday evenings what we consider to be likely drug dealing in Gwynne Street. NB The Left Bank have security on their entrance/exit, so these groups of people hang around behind the Den and are even patrons of the Den. On recent weekends the police have been called on increasingly numerous occasions.
- Our flats, due to their position, offer extreme exposure to all the noise and anti-social behaviour. From some we have a clear view of potentially criminal behaviour.
- We have concerns that the patrons of The Den inevitably spill out into Gwynne Street/Bridge Street making it exceedingly difficult to safely drive up the street to access our car park.
 There have been several near misses and we feel that this is an accident waiting to happen.
- We now feel unsafe walking around this area of town during the late evening. This situation has deteriorated since lockdown was lifted.

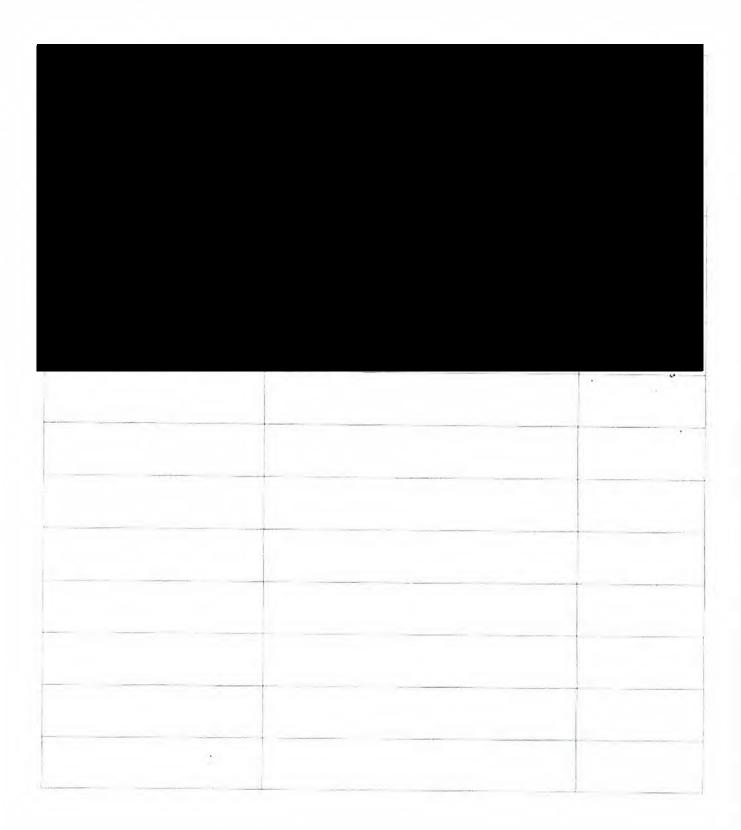
License extension application objections

- The extended opening hours will undoubtedly impact in a significant way on our home lives.
 The current management of the Den do not show due diligence in adhering to current regulations.
- We feel that all the above issues must be addressed before any extension to the Den's current licensing hours are even considered.
- We are writing on behalf of River View Court residents, however there are many other residents in this area who will be adversely affected.
- We have been made aware by the current manager of The Den that the property next to the
 restaurant is being converted from an office to a cocktail bar. There has been no visible
 planning application outside the business in Bridge Street. This will potentially increase both
 footfall and alcohol consumption in this conservation and residential area.
- The residents in this area already have the impact of noise and disturbance from The Left Bank, The Black Lion and The Spread Eagle.
- The following signatures are from our residents who wish to object to the extension of licencing hours

Yours Sincerely,

Licencing section, Environmental Health and Trading Standards Reference PR01958 Licence variation The Den, 15 Bridge Street, Hereford





----Original Message-----

Sent: 15 June 2021 16:46

To: Licensing < licensing@herefordshire.gov.uk >

Subject: The Den, Bridge Street Hereford

This message originated from outside of Herefordshire Council or Hoople. Please do not click links or open attachments unless you recognise the sender and know the content is safe.

Dear Sir or Madam,

I'm emailing to raise some serious concerns regarding the license application for 15 Bridge Street, Hereford, HR49DF. I will give an overview of the issues I've experienced & then explain my concerns regarding the new license application.

I am a resident that lives above the existing Den restaurant & also the proposed expansion & have had problems ever since they opened.

I've contacted environmental health a number of times with logs of the issues & unfortunately the problems persist.

The Den most nights have loud music playing inside that can be clearly heard in my bedroom, this has been known to go on till beyond 4am. I've, on a number of occasions contacted them, via facebook, telephone & in person to ask them to turn the music off. These have been to varying levels of success but often I'm presented with intoxicated staff & having been apologised to then have to suffer the loud music again.

Having suffered some verbal abuse from an intoxicated gentleman in attendance at the Den I was a little wary about confronting them but more recently I have had positive dealings with both there & whilst they have been apologetic & friendly the promises made are empty because nothing has actually changed.

The Den often have late night (past midnight) events that result in disturbance for the residents in Bridge & Gwyne Streets, when I've approached the Den about these I've been told that it was a Cocktail training event (at 1:30 am), A staff party (at 4:30am) & during the November lockdown they were putting up Christmas Decorations at 1:30am!

The Den's front door often slams & this can be heard & felt in my bedroom, this has been reported to the Den & their landlord but despite claims to the contrary nothing seem to have been done to resolve it. This slamming happens at all times of the day & night & often wakes me up at 6am when they have deliveries & often at 4am when they are having late events.

At the back of my flat is the Den's garden area, there is a door there that slams too & this can be heard & felt in the living room at the back of my flat along with the music from the outdoor speaker they've started using. This & the noise from patrons makes it very difficult to watch TV or really use my living room without the general noise disturbing me & causing me quite some distress.

I've attached some of the logs I've been keeping to demonstrate the frequency of the issues I've been having, please be aware that they are unedited & often written when I'm actively dealing with these issues so please forgive any bad language in them.

Regarding the new license for 15 Bridge street I am gravely concerned that these issues will only increase in severity & frequency if this license is granted. Even now I can hear conversations held in no.15 & with construction happening there my mornings are greatly disturbed as well as my evenings & night times. I've had a brief facebook conversation with regarding this but I feel that any promises made will just be broken so haven't engaged any further.

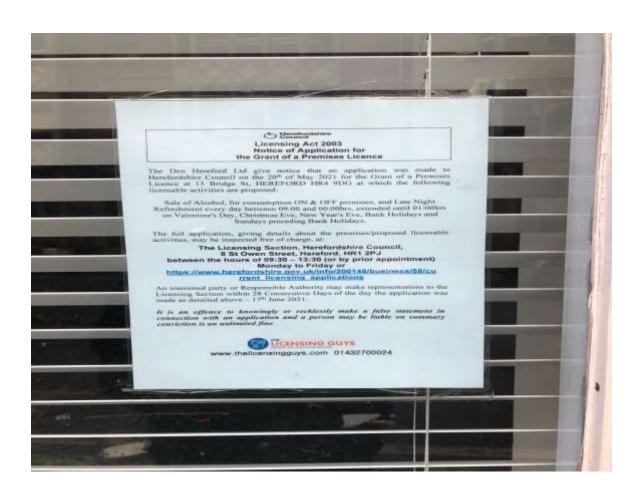
I feel that a 10pm close with last orders at 9pm would be much more sensible & with absolutely no late opening. Of course, given the disregard shown for the current license at the den it's entirely possible they will operate how & when they want.

One final point is a paperwork matter, I've attached a picture the notice placed in the window of no.15, it has the incorrect postcode for

15 bridge street & this differs from the application too.

I look forward to hearing your thoughts on the points raised here.

Kind Regards



Den noise issues

Den hammering at 21:49 2nd July 2020

00:16 4/7/20

a number of people outside yelling & slamming the den door, noisiest one possibly called Dan, he was talking outside with the skinny guy with glasses

23/7/20

03:40 music from the den (layla by Clapton) being played so loud that it woke me up. I went down there to find the large lady & a foreign gentleman in there quite clearly drunk dancing about the place.

I banged on the window & pointed out that it was almost 4 am & the volume was so loud that it had woken me up. They didn't seem to understand so I explained that if it got that loud again I would call the police.

I'm shaking

04:06 they were outside making noise & slamming the door, now she's outside on her mobile.

06:52 thumping bass music bing played loud enough to be heard in the flat

07:13 now they've turned it up

Music went off for a bit

07:57 music back on & clapton's Layla is playing again

08:02 they just turned it up

08:10 playing love cats loud enough to be heard in the flat

Just saw the French / Italian guy from last night. He was walking through the cathedral close with a bottle of beer in his hand.

23/7/20

22:36 people leaving the Den yelling in the street

25/7/20

22:16 VERY Loud car, I think belong to den staff revving unnecessarily outside the den & their door slamming repeatedly

27/7/20

22:00 music playing really loud

Stopped for a bit & then started up again

22:21 music got loud again, then they stared singing (I think).

Now we've got repeated thumping music loud enough to be heard over earplugs

22:28 loud music continues

00:52 music still going on & loud enough to be heard in the flat. I would very much like to be able to sleep tonight

01:06 someone like you by Adele being played loud & a bunch of people yelling along with it

01:09 now we've got the venga bus

01:14 still singing / yelling

02:00 02:22 repeated slamming of the front door & several people outside who then left with staff members shouting & laughing

Hereford Times 2nd September 2018

COUNTY licensing bosses have granted a new premises licence for a popular Hereford restaurant.

applied to <u>Herefordshire Council</u> for permission to sell alcohol, for late night refreshment and for live and recorded music to be played at The Den's new Bridge Street premises.

listened to the concerns of a who lives above the restaurant, and agreed to change their opening times at a licensing sub-committee meeting last week.

raised concerns over the impact the noise and vibration generated by the kitchen vent would have on her wellbeing.

She said: "I'm in support of The Den being there. They are a fantastic team to have downstairs and they have brought added value to the area.

"My concern is that the vent and the kitchen need to be closed from 11pm and not midnight. When the vent is on in the kitchen the entire bedroom vibrates and the noise is significant."

said The Den employed 21 people, has been in the city for five years and recently spent just over £40,000 on a refurbishment.

The committee granted the licence which allows live and recorded music from 9am until 11pm from Monday to Sunday. Sale and supply of alcohol and late night refreshment will be allowed between 9am and 11pm Sunday to Thursday and 9am to 12am Friday to Saturday. Refreshment between 11pm and 12am will be restricted to hot drinks. They will be allowed to open from 9am to11.30pm Sunday to Thursday and from 9am until 12.30am Friday and Saturday.

31/7/20

07:30 drilling coming from the den

0745-08:08 repeated slamming of the front door, at least 20 times

15/8/20

23:16 Backstreet Boys 'I want it that way' being played in the den, loud enough to be heard in the flat.

contacted them & asked to turn down the music. Was told that 'the girls are celebrating their results' & that it would be turned down. The volume hasn't dropped yet.

This was after I was told in email that 'make promised to keep his staff in line and has agreed not to allow them to socialise there after hours.'

23:53 the music is still loud enough to be heard in our bedroom & can hear it over her headphones, it doesn't sound like they've turned it down at all

04:30 several bangs from the Den's front door & loud voices outside. Their lights are on & people are coming and going causing the door to bang a lot.

05:03 couple arguing outside & judging by the door repeatedly banging they're from the Den.

05:06 Den door slams, young chap comes out & lights a cigarette. They're definitely still functioning even at this time. The lights are on & the front door keeps slamming with people coming & going.

05:10 the cigarette smoking Chap has gone & joined the arguing couple. So another night kept up late & woken up early by the Den. So much for



20/8/20

23:06 Den staff outside in black sports car, engine idling loudly enough the be felt at the opposite end if the flat. Revs it every few seconds & the noise increases to a painful level.

22/8/2

08:29 in the last 30 minutes or so the den front door has slammed at least 20 times, it's so loud that I can feel it in bed

23/8/20

08:12 den front door has been banging regularly for about an hour now

24/8/20

22:05 loud staff car starts up, revving loudly

36/8/20

08:04 den door has slammed about 22 times between 7 & 8 am

08:54 music from the den loud enough to be heard in the flat above the traffic noise too

26/8/20

09:13 den front door has been slammed at least 20 times starting around 7am

28/8/20

08:21 den door banging started about 7am & has continued ever since

22:41 there front door keeps banging again & again & again! I've gone to try & sleep on the sofa & the BACK door is being slammed too. I'm sure they're doing this deliberately

30/8/20

10:15 den front door has been repeatedly banging for a few hours now. I can feel it through the bed every time it Slams.

Early morning, late at night, the door slams, it's slammed 6 times in the time it took to write this & every time I can feel it through my bed. If I'm in the kitchen I can feel it in there too.

5/9/20

08:00 music playing loud enough to be heard in the flat 'dancing cheek to cheek' on loop 08:22 still loud, 'summertime' playing, music getting louder too. They don't open till 9 I thought so no need for music this early

Music loud enough to be heard in the bedroom at night

6/9/20

08:00 music playing loud enough to be heard in the flat.

08:50 several door bangs, gone on for the last hour

10:00 I've counted 22 door bangs in the last 60 minutes, each one loud enough & violent enough that I can feel it through the bed

10:01 make that 23

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10:09 24
10:10 25
10:11 26
10:15 27
10:16 28
10:17 29
10:21 30
10:28 31
10:30 32
10:31 33
10:35 34
10:36 35
10:37 36
10:38 37
10:39 38
10:45 39
10:46 40
10:52 41 (can be felt & heard over
                                             hair dryer)
I think that demonstrates an average sunday morning for us. That's one floor rattling very
loud bang, roughly every 3.5 minutes
11:01 bang
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7/9/20

22:22 that loud car again! Revving the engine like he's in pole position

New den log

30/9/20

22:13 music playing loud enough to be heard in the flat. Go your own way by Fleetwood Mac. Even though they're supposed to closed by 10

10/10/20

Loads of banging of the front door after 10pm, at 23:09 still playing music

11/10/20

07:52 first Big Bang of the day from the front door

08:05 bang

08:24 bang

08:26 bang

09:01 bang

09:03 bang

0905 bang

0910 bang

12/10/20

0735 banging front door hard enough to shake my bed 08:16 music playing loud enough to be heard in the flat

2221 Big Bang from front door slamming

2223 and again

13 oct 2020

0732 Big Bang from front door

0734 ban, rattles my bed

0737 bang

0804 several big bangs

0814 Big Bang

0819 great now the music is playing too

0853 Big Bang

0901 Big Bang

14 Oct 2020

0738 Big Bang from front door

0739 and again

0742 again

0801 Big Bang

0803 loud music playing again,

0804 bang

I've been avoiding the bedroom due to the noise

2255 front door slammed so hard I felt it

15 oct 2020

0724 front door slams

0728 the music starts, great so much for a lie in

0735 music got louder

0812 door slamming & music is louder again

0816 door slams

0818 door slams

0819 door slams

0858 door slams

0902 door slams

16 Oct 2020

0729 door slams

I went to sleep in the living room to get away from the bloody noise

0849 Massive slam, felt in the kitchen (opposite end of my flat)

0859 Big Bang

17 Oct 2020

I've been given a lie in today!

0750 front door bangs (that's late for them)

0805 Big Bang

18 October 2010

SUNDAY

0652 the front door slams so hard I can feel it through the bed

I went to sleep in the living room

0750 Big Bang

2150 music really old tonight, banging bass too

2156 still loud music & now the door banging too

2207 music still going loud enough to be heard in the flat, even though its passed 10pm curfew

2210 front door banging again

2211 Save tonight by Eagle Eye Cherry playing loud enough for me to be able to tell what song is playing

2213 door banging

2214 door slamming

2215 It must have been love but it's over now playing

2219 I try by Macey Grey playing

2222 music still playing

2223 door slam, conversation outside about someone falling out with another person & I sounded like they went inside

2227 door slam

2246 door slam felt through the bed

2247 and again

2249 and again

2307 door slam

2334 someone yelling for to come out

2334 front door slams

2335 and again

2338 after a brief respite the music is playing again

2339 door slammed male staff member with glasses came outside

2340 door slammed again

2350 music still banging

0005 door slams

0010 door slams

0011 staff leave, get into their car and blast loud music

0012 door slams

0022 staff blasting music from car again 0022 door slams

19 Oct 2020

0758 front door slam

0836 door slams

0837 door slams

0846 door slams

I've been in the back of the flat j

2202 door slams

2203 and again

2205 door slams

20 Oct 2020

0732 front door slams

0807 door slams

0809 door slam

2210 door slam

2212 door slam

2221 door slam

2224 door slam

2227 door slam

21 October 2020

0727 door slam

0728 door slams

0800 door slams

0801 door slams

0803 door slams

0806 door slams

Been at the back of the flat

2108 music loud enough to be heard in the bed room

2109 door slam

2119 door slams

2120 door slams

2129 door slams music still heard in the flat

2143 door slams

2146 door slams

2147 door slams

2148 door slams

2151 door slams

2156 door slams

2157 door slams

2226 door slams

2241 door slams

2256 door slamming over & over

22 October 2020

0738 front door slams

0815 door slams

2225 I've got my tumble dryer running to try & block out the noise of that place

23 October 2020

0737 door slams

0813 door slams

0824 door slams

0837 door slams

24 October 2020

I feel like giving up logging everything, I've sent it all to the council & heard nothing back Banging & music all night as per usual

Maybe I'm just not supposed to sleep any more

2302 door slamming

25th October 2020

0747 front door slams

0750 door slam

0751 door slam

0755 music playing loud enough to be heard in the flat

0828 door slams

0830 door slams

0831 door slams

0849 door slams

26 October 2020

2149 I'm in the living room at the opposite end of the flat & I can STILL hear that door slamming

27 October 2020

2123 door slamming again & again

2125 again

2126 bang again

2146 bang

2153 door slam

2157 bang

2200 door slam music being played loud enough to hear in the flat

2203 door bang

2209 door slams

2210 door slam

2219 door slam

2220 door slam

2234 massive bang

Been sleeping on the sofa to avoided the noise

30th October 2020

0814 several loud bangs this morning & a delivery van slamming stuff about.

2202 holy heck that door bangs loud

31 October 2020

0751 massive bang

0753 massive bang

0807 bang

0814 massive bang

0821 bang

0821 and again

0835 Big Bang

0839 Big Bang

1st November 2020

0750 massive bang from front door

0750 and again

0751 and again

Went to sleep on the sofa for a bit

0900 Big Bang x 2

0903 Big Bang

0914 Big Bang

0916 bang

0925 bang

0940 bang

0946 bang

0958 bang

1000 bang

1028 repeated bangs

1058 banging

2nd November 2020

0747 Big Bang

0810 bang

0816 bang

0818 bang & music playing loud enough to be heard in the flat

0852 bang

0900 bang

0906 bang

4th November 2020

0759 massive bang shook the bed

0843 bang

0845 bang

5th November 2020

0016 people still at the den door slamming

0019 music playing

0239 female den staff repeatedly yelling fuck off

28 Nov 2020

2327 music loud enough to be heard in the flat

0023 music is even louder, there people in there yelling & screaming

Playing Paul Weller

0048 playing wonderful tonight by Eric Clapton

I called the police tonight, don't know if they'll go round tonight but I really hope they do & see it for themselves

0052 sultans of swing playing

0053 shouting outside but I think it's Russian

0055 the music is so loud that I can hear it over the shouting outside

0100 music still really loud with added thumping bass too

0101 champagne supernova

0119 banging dance stuff now

0125 backstreets back playing

0131 bang bang music again, I don't know how they think this is acceptable

0153 music still going, sounds like ocean colour scene riverboat song

0159 hundred mile high city

0211 still going sounds like Red by Taylor Swift

0225 still going