

Licensing Sub-Committee

Supplementary Agenda B

Tuesday 19 March 2024 at 6.30 pm

This meeting will be held remotely

Watch the meeting live: youtube.com/hammersmithandfulham

MEMBERSHIP

Administration:	Opposition:
Councillor Mercy Umeh (Chair) Councillor Bora Kwon	Councillor Dominic Stanton

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Governance and Scrutiny
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Public Notice

This meeting will be held remotely. Members of the press and public can watch the meeting live on YouTube: youtube.com/hammersmithandfulham

Speaking at Licensing meetings is restricted to those who have submitted a representation and registered to speak.

Date Issued: 18 March 2024

Licensing Sub-Committee Supplementary Agenda B

19 March 2024

<u>Item</u>		<u>Pages</u>
5.2	BROADWAY BAR & GRILL , 474 - 476 FULHAM ROAD, LONDON, SW6 1BY - ADDITIONAL INFORMATION FROM REPRESENTER - MEMBERS & ROOF TERRACE	3 - 5

From: [REDACTED]
Sent: Sunday, March 17, 2024 6:11 AM
To: Mckenna Lorna: H&F <Lorna.Mckenna@lbhf.gov.uk>
Subject: Supplemental: proposed Shadow Licence 2023/02065/LAPR to current licence 2023/02070/LAPR

PDF attached (1 page)

Dear Licensing officers and Licensing Committee members,

I have been copied into correspondence from Stonegate's/EI's agent, Gosschalks, to responders, with the latest email of Friday 15 March stating categorically that responders are not to discuss the contents of Gosschalks email at this Licensing Committee hearing on Tuesday, 19 March 2024. Receiving a gagging order email from an applicant's counsel will surely seem extremely unnecessary to the Licensing Committee and officers. Residents deserve respect from applicants and their agents; we live here, we have to deal with the consequences of these poorly run Premises. We want the largest pub in Fulham to thrive, for all the right reasons.

Gagging orders aside, it is unclear to me how a shadow licence can be approved when there are ongoing problems at the Premises.

As well, as the applicant has suggested a further condition be added to the proposed shadow licence(s), we suggest that the following Conditions also be added, if the Committee sees fit to add a new condition and to approve the proposed shadow licence 2023/02065/LAPR, (2023/02070/LAPR is the existing licence).

Suggested conditions specific to the shadow licence:

1. No ventilation grills shall be installed to the front of the building. Any existing ventilation grills shall be removed.

Reason: The existing ventilation grills at pavement level allow noise escape, which is not allowed by Condition 11 in the planning permission (Condition 11, on page 65 of this agenda pack). for the sake of clarity, this is best mentioned as a condition also in the Licence, in this case, at least in the proposed shadow licence.

2. No live or amplified music shall be played on the roof terraces, nor at pavement level to the front of the Premises.

Reasons: This reflects the planning condition 10) 2012/02243/VAR (shown on page 65 of this Agenda Pack) and will make it crystal clear in the Licence as well (often, no mention of such planning conditions in the Licence creates a problem that costs the Council/taxpayers thousands of Pounds in calling out noise officers, involving hours of time by Licensing officers and causing residents to lose precious amenity for extended months, and even years, in gathering evidence to prove what should not be happening from the start).

My further points to the Committee are as follows:

a. It is important for the Committee to know that all is not well at this Premises. It has not been open for several weeks now, right in the middle of football season, ie the most lucrative time of the year to be open. After the lease was up in September 2023, it was closed for several months with metal covers placed on the street level windows, making it look like a demolition site, and thus causing much gossip and bad will on NextDoor posts; residents asked the Council to produce a press release or to contact Stonegate/EI to make a statement, or similar, to calm negative comments about Fulham Broadway, but nothing was done. Bad press about H&F's key town centre Regeneration

area, Fulham Broadway, is not good press. It should be in Stonegate's/El's best interest to be part of the good news around us, not creating bad news for the Council.

b. The plans attached to these applications do not look up to date—the small print is impossible to read and it is unclear if the word 'proposed' refers to the future or that these plans are from the past; for instance, I was in the Premises before it closed in September (lease was up with publican Scott Kirwan) and there were kitchen facilities on the first floor. I see no mention of these facilities on the plan.

Request:

Could we please have legible plans that are dated and name the creator of the plans etc, the usual RIBA requirements for plans with proper, very legible 'keys' (information blocks/dates/who prepared the plans).

c. I attach planning enforcement case 2024/00174/COMPWK regarding the frontage and rooftop. The surrounding residents and Fulham Broadway community, as well as tourists and Chelsea fans need Stonegate to put things right, as it is their building, smack in the middle of key town centre Fulham Broadway. This historic public house Premises is a vital part of the local community, a community asset that needs sincere attention by the freeholder. To remind, to the right of the Premises, Wetherspoons is taking over the old tube station (formerly Market Halls) and across the road, the Old Town Hall is becoming a boutique hotel.

d. Noise issues that went on for years have finally, recently, led to adding conditions to the license to close the two outside rooftop areas by 10pm. These times would be reflected in the shadow licence.

e. I do not see a plan for the outside roof terrace at the front 3rd floor level. If the plan supplied is for the outside, it needs to state this clearly, especially that the rooftop area is to the front of Fulham Road. Messy, illegible plans lead to much wasted time at hearings. Could this please be supplied, urgently.

Thank you.

Barclay Road Residents
[REDACTED]

London Borough of Hammersmith & Fulham

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13th March 2024

Case Officer: **Gloria Dixon**
Telephone: **07786285452**
E-mail Address: **gloria.dixon@lbhf.gov.uk**

Case Reference: **2024/00174/COMPWK**

Dear [REDACTED]

Town and Country Planning Act 1990
Broadway Bar And Grill 474 - 476 Fulham Road London SW6 1BY
Alterations to shopfront and works at roof level.

I acknowledge receipt of your complaint alleging a breach of planning control. Please be reassured that your details will be kept confidential.

The officer named at the top of this letter will be investigating your complaint. They may contact you if further information or evidence is required.

We aim to carry out the investigation and update you with our findings within 5 weeks. We aim to conclude the investigation within 8 weeks. Once the investigation is complete we will inform you of what action the Council intends to take and provide you with the details of our decision.

You can also find out what is happening with the case by contacting the officer during office hours.

Yours sincerely

Gloria Dixon
Enforcement Officer
for **Assistant Director of Development Management**
Planning and Development

Director of Planning and Property
Economy Department: Joanne Woodward