

## Appendix C

Representation 1

**From:** sharon cawte [REDACTED]  
**Sent:** 05 June 2024 19:13  
**To:** Licensing (RYE)  
**Subject:** Re: Huge concerns regarding the proposed application on 37 Commercial street Norton

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Of course

Sharon Cawte  
[REDACTED]

> On 05 Jun 2024, at 08:32, Licensing (RYE) <licensing.rye@northyorks.gov.uk> wrote:

>

> Good morning,

>

> Thank you for your email. Please can you supply your full postal address so that your comments may be logged and formally considered against the licensing application that ends consultation on the 6th June 2024.

>

>

> Regards

> Licensing Team

> North Yorkshire Council

> Ryedale House

> Malton

> North Yorkshire

> YO17 7HH

>

> Telephone: 0300 131 2 131

> Email: licensing.rye@northyorks.gov.uk

> Web:

<https://eur02.safelinks.protection.outlook.com/?url=http%3A%2F%2Fwww.northyorks.gov.uk%2F&data=05%7C02%7Clicensing.rye%40northyorks.gov.uk%7C08fa2ff3f7154d0634e008dc858b22b5%7Cad3d9c73983044a1b487e1055441c70e%7C0%7C0%7C638532079833440885%7CUnknown%7CTWFpbGZsb3d8eyJWlloiMC4wLjAwMDAiLCJQIjoiV2luMzliLCJBTiI6Ikl1haWwiLCJXVCi6Mn0%3D%7C0%7C%7C%7C&sdata=vPZ6dsjXgVKtJaTL8tjZ%2FuWsez9ahN35qpqbJAcwso%3D&reserved=0>

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>

> -----Original Message-----

> From: sharon cawte [REDACTED]

> Sent: 04 June 2024 18:01

> To: Licensing (RYE) <licensing.rye@northyorks.gov.uk>

> Subject: Huge concerns regarding the proposed application on 37 Commercial street Norton

>

## Representation 1

- > Good evening
- > I would like to raise my concerns with regard to the application by Malinka Market.
- > I have a number of concerns and these are in no particular order....
- > (I was a town councillor on NTC for around 8 years so I am certain they will have the same opinion as me and oppose this application. [REDACTED])
- >
- > 1) NOISE. This is a huge issue as there are numerous dwellings around this location. The following streets are also in very close proximity; Plum Street, Wold Street, Wood Street and obviously Commercial street.
- > The noise from this location until 11pm or 1 am depending on which night it is will have a massive impact on the quality of life of local residents as their sleep will be disrupted especially in warmer months when windows need to be open. Shift workers and children will not have restful sleep due to noise.
- > People wandering home shouting, singing or arguing will also need to be taken into consideration. I am in St Peter's crescent and I can hear the Derwent Arms on a warm night if the air is still so this will define fly be worse as it is planning on opening much later.
- > The owners of the Malinka Market often breach the conservation area rules by placing ugly signage on their shop window and having the door to the shop propped open all day opening out onto the street which is a Breach of planning regs and leaving deliveries abandoned in the footpath for people to fall over or obstruct the footpath causing issues for wheelchairs and pushchairs
- > 2) FRONTAGE - I dread to think what ugly signage they will place in the windows and outside the building, IF this ridiculous application goes ahead there needs to be strict ruling over what can and can't be allowed to be placed on the windows.
- > 3) LIGHTING ) this needs to be very strict as the area is in a conservation area plus it would have to be respectful for residents.
- > 4) INAPPROPRIATE LOCATION- no need to break this comment down it is very clear what I mean!
- > 5) BREACHING OF LICENSE I understand there will be a lap dancing bar in the club area, authorised or not this is NOT appropriate in Norton! Can you guarantee that the owners will close at the listed timings?
- > 6) LITTER there will be an impact on litter in the area as people leave the location.
- > 7) SMOKING AREA. it is irresponsible to place a smoking area at the front of a licensed premises. It is not fair in. On smokers to have to walk through an area where smokers are. It is also going to cause an issue with cigarette ends littering the footpath.
- > 8) FIRE SAFETY. the fire service will not appreciate the layout of the proposed building as this is a very old building and will need to be at current spec to avoid disaster of fire, will there be a safe area to place exterior stair cases for fire purposes?
- > 9) LOCAL RESIDENTS WILL OPPOSE) and rightly so! To allow planning to go ahead by Placing something like this in a Residential area would simply be irresponsible of NYCC There are many other more suitable locations - York had the best idea placing Ikon and Diva on an industrial site where it didn't disturb anyone!
- > 10) DOORSTAFF. Can you guarantee that licensed doorstaff will be on the doors of this building at the correct times? I would not be surprised if they are not present of 'staff' on the rota would carry out this duty.
- > 11) DRINK DRIVING & OTHER ANTISOCIAL BEHAVIOUR- due to the extended opening hours this will impact on patrolling police. [REDACTED] know the Impact these few hours will have on Malton Police Station.
- > The concern here is that we are stretched with staff numbers but these extra hours will need to be monitored for drink driving and assault style offences. If an incident occurs in another area of Ryedale at the proposed location then there could be an issue of no police available to attend.
- > 11) COMMON SENSE. It comes down to this ..... no one in their right mind would think this is a good thing for Norton. We have a large number of residents in and outgrown village with a very small number of shops. Therefore a club in this particular location is just plain simple bonkers!
- >
- > Thank you for taking the time to read my concerns
- >
- > Regards
- >
- > Sharon Cawte
- >
- >

**From:** Julie Keen [REDACTED]  
**Sent:** 05 June 2024 17:21  
**To:** Licensing (RYE)  
**Subject:** Objection to permission for licensed premises at 37 Commercial Street. Norton. Ref: ZE24/00465/FUL

Objection to permission for licensed premises at 37 Commercial Street. Norton.

Ref: ZE24/00465/FUL

To whom it may concern,

I wish to lodge my formal concerns and objections about the proposed Bar at 37 Commercial Street Norton:

The time in which these planned activities are a major concern for me, due to the lateness of the hour, consuming alcohol into the early hours of the morning, and the level of noise from the recorded music!

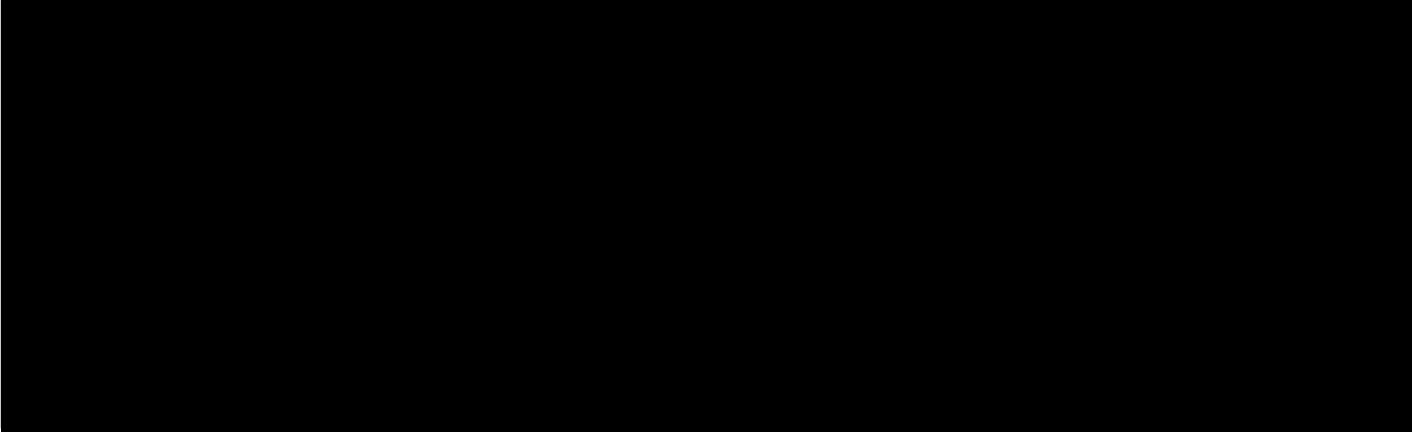
The application cites drinking of refreshments, playing recorded music and performance of dance to be inside. The current construction of the building at the back of the property, has already been built, which is of a wooden construction. I have three concerns here: firstly, that the wooden construction has been built prior to any planning being agreed, secondly, that wooden constructions are not as adequately soundproofed as brick or stone constructions and thirdly, how is the 'spilling out' of clientele going to be stopped and noise levels controlled in the proposed beer garden at the back of the building during the weekday evenings and into the early hours of the morning on Friday and Saturday evenings?

One of the main reasons that I purchased the house is because of its location as it is away from the main road and is generally very quiet. When I first moved in, I slept in the bedroom at the front of the house, however, the noise from the loud music from the Union pub disturbed me on the weekends so I moved into a bedroom at the back of the house. The bedroom I now occupy is currently very quiet but it backs on to the land directly connected to the proposed bar, which is close and easily visible from the location of my bedroom. In fact, I could hear the builders when they were building the new wooden construction!

The proposed 11pm to 1am performance of dance encourages clients to drink and be entertained late into the night / early hours, and my objection is not to the performance of dance per-se but rather to the fact that loud music will be played until 1am, the bar's clientele will be on the premises until at least 1am on Fridays and Saturdays and then vacating the premises potentially between 1am and 2am in the morning which is unacceptable in a predominantly residential area where families of all ages live.

Drinking alcohol is currently a problem on Wallgates Lane, where groups regularly drink at the back of Costcutters in the evening and early hours of the morning. They urinate, defecate and

vomit in Wallgates lane where I live, and this is a common occurrence. They also leave all their empty bottles and empty vape containers and litter, which has to be cleaned up by Costcutters or us as residents. Despite numerous complaints to the police and to Costcutters, this is rarely monitored and is an ongoing issue for us as residents. Whilst this may not seem relevant to the licensing of the bar, Wallgates Lane is an unadopted road and therefore has no street lights, which may be a factor in encouraging people to use the lane as a toilet. One of my concerns is of clientele leaving the proposed bar at various times of the day and night, potentially intoxicated, and also using the lane as a toilet and litter bin on their way home with little or no regard for the consequences for us as residents.



Norton currently has two public houses and the thought of another venue serving alcoholic beverages even later than the two pubs worries me greatly, especially as the proposed bar and beer garden are so close to my bedroom. This could potentially have a detrimental effect on my health and wellbeing.

Further, should the plans be agreed, I would like to know if there is any restrictions placed on the level of the recorded music and how any noise disturbance, public disturbances and/or public nuisance is going to be managed and policed in an area where resources are already compromised, and police presence is overstretched and therefore extremely limited!

I look forward to hearing from you.

Julie Keen.



[REDACTED]

---

**From:** Rachel Hewitt [REDACTED]  
**Sent:** 05 June 2024 14:58  
**To:** Licensing (RYE)  
**Subject:** Objection to planning application number ZE24/00465/FUL

Dear Madam/Sir,

I live at [REDACTED] and I am writing to you to strongly object to the licensing and planning application for 37 Commercial Street, Norton.

I live directly opposite the proposed address: [REDACTED]

[REDACTED] I am extremely worried about the noise that would emit from a late-night bar with music and dancing, especially as there is a proposition to open a beer garden, which would mean that the noise will travel far. This would have an extremely detrimental impact on residents such as myself and my daughters.

The proposition is to open a bar with the latest and longest opening hours in all of the nearby area. This will mean that people who have been drinking at other establishments in Norton, Malton and surrounding villages are likely to be funnelled into Commercial Street late at night, after 11pm, to join people who have potentially been drinking all day in the proposed establishment. This would turn a previously quiet residential neighbourhood into one with a concentration of late-night noise and possible anti-social behaviour. This will entirely and detrimentally transform the current family-friendly qualities of Commercial Street and Norton.

My principal objection to this venue stems from my concern about how it will affect the safety and freedom of girls and women in the neighbourhood - including myself and my daughters.

The neighbourhood is largely (three-quarters) residential, with a significant number of families and young children living nearby. There are the 2 sites for the local primary school within a very short distance of the affected address, and Norton College, which means that large numbers of adolescent and pre-adolescent girls [REDACTED] walk on foot in the vicinity of the proposed bar. I am a researcher and writer, with a specialism in teenage girls' experiences of street harassment, and recent research shows that male street harassers are particularly likely to target girls of ages between 10 and 19. Bars with all-day opening hours (such as the proposed site) are hotspots in which men's harassment of teenage girls takes place more frequently, and with more severity, than in other locations. Such harassment can have a severely limiting effect on teenage girls' freedoms: 24% of girls who experience street harassment stop going to the location in which it occurred; and 5% give up a specific activity, like running, explicitly because of street harassment. I myself have been on the receiving end of intimidating looks, noises and comments from men outside Malinka Market, and I am appalled at the prospect of this intensifying outside a venue directly opposite my house, and affecting my daughters' freedom to move around public space. I am worried that I and my daughters - and other women and girls in the neighbourhood - will be rendered more vulnerable by the proposed establishment.

The proposition is also for 'performances of dance'. There are no further details given as to the type of dance that will take place, but the majority of dance performances in late-night drinking establishments feature women engaging in sexualised and/or objectifying performances. As the campaign group Not Buying It have reported, such venues are hotspots for male harassment of female passers-by, and effectively turn such venues and the nearby areas into 'no go' zones for women and girls. This is particularly intensified for under-age girls, who are a significant component of the passers-by of the proposed venue. The intensification of harassment around venues with late-night dance performances affects the hours when the dancing takes place, but it also affects the earlier hours of the venue's opening, because men with misogynistic attitudes frequent such establishments earlier in the day. As the licensing expert Philip Kolvin

Representation 3

states, the granting of licenses to establishments that thus restrict the free movement of girls and women is arguably a breach of equality law: "If a woman, **whether objectively justified or not**, fears to use part of the town centre...this may be argued to amount to **discrimination**, in that her access to the public infrastructure of the town is impaired in comparison to that of men. Where relevant these considerations ought **properly to be taken into account by authorities** at the decision-making stage, and possibly at the policy-making stage"

I strongly feel that Commercial Street - with its proximity to 3 schools, and its location in the middle of a residential neighbourhood populated by families - is not the right location for an extremely adult venue. The proposed establishment would subject children to full view of intoxicated drinkers (mostly men), and it would also entail exposing children to a sexualised and misogynistic form of masculinity, in the form of a male clientele to whom late-night dance performances appeal. I am devastated by the prospect that this might all take place in full view of my daughter's bedroom window, and I object to this application in the strongest terms.

Yours sincerely,

Dr Rachel Hewitt

Dr Rachel Hewitt

Writer  
FRSL



**From:** Vivienne Osborne [REDACTED]  
**Sent:** 04 June 2024 11:09  
**To:** Licensing (RYE)  
**Subject:** Re: 37 Commercial St ZE24/00465/FUL

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

My current address is [REDACTED] however I'm waiting to hear back on an offer on [REDACTED] that I was intrested in purchase I am however considering withdrawing this offer due to its close proximity to the planned late licensed business, but plan to continue looking for a property in the area should the above license not be granted.

Regards V Osborne  
Sent from my iPhone

> On 4 Jun 2024, at 10:23, Licensing (RYE) <licensing.rye@northyorks.gov.uk> wrote:

>

> Good morning

>

> Thank you for your email. Please can you supply your full postal address so that your comments may be logged and formally considered against the licensing application that ends of the 6th June 2024.

>

> As you have put licensing/planning if you wish to object to the planning application (reference ZE24/00465/FUL) that is also in consultation please can you address your comments to planning.rye@northyorks.gov.uk

>

>

> Regards

> Licensing Team

> North Yorkshire Council

> Ryedale House

> Malton

> North Yorkshire

> YO17 7HH

>

> Telephone: 0300 131 2 131

> Email: licensing.rye@northyorks.gov.uk

> Web:

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> -----Original Message-----

> From: Vivienne Osborne [REDACTED]

> Sent: 03 June 2024 10:59

> To: Licensing (RYE) <licensing.rye@northyorks.gov.uk>



> Subject: 37 Commercial St ZE24/00465/FUL

>

> Dear Sirs,

>

> I'm contacting you to object to the Licencing/planning application above.

> I've found Commercial St to be a traditional style Yorkshire High St containing a mixture of traditional High Street shops but mainly residential houses and flats. There are also a couple of licensed businesses (pubs etc) within a short distance of the above address which are currently under utilised. I therefore feel adding another licenced premises would be detrimental to the existing similar businesses in the area. It would also be detrimental to the quality of life for locals with loud music, increased traffic late at night with taxi doors slamming and engines left running, along with the louder rowdy alcohol fuelled customers of the establishment leaving at 1am. The rumours of pole dancing and strippers are also rife for this establishment which is very concerning for everyone living in the area.

> I've recently moved to the area to stay with a friend whilst I look for property in Norton and currently experience a very calm and peaceful place to live and feel safe walking alone in the area at night, I have however put my house hunting on hold until the above plans are decided as I don't wish to live in the proximity of such a licensed premises.

>

> I do hope you'll take into consideration the strong feelings of the local community whilst reaching a decision on this.

>

> Regards Viv Osborne

>

> Sent from my iPhone

>

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>

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>

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<https://eur02.safelinks.protection.outlook.com/?url=http%3A%2F%2Fwww.northyorks.gov.uk%2Fprivacynotice&data=05%7C02%7Clicensing.rye%40northyorks.gov.uk%7C2d91a4e8a1664085f11d08dc847ea9b1%7C7Cad3d9c73983044a1b487e1055441c70e%7C0%7C0%7C638530926744978669%7CUnknown%7CTWFpbGZsb3d8eyJWljoimC4wLjAwMDAiLCJQIjoiV2luMzliLCJBTiI6IkhWwiLCJXVCi6Mn0%3D%7C0%7C%7C%7C&sdata=tAALXhDyIZWSFZ01a07RtAJV5RwHAROfbJC01P%2FI9FM%3D&reserved=0>.

[REDACTED]

---

**From:** Simon Osborne [REDACTED]  
**Sent:** 27 May 2024 16:48  
**To:** lisensing.rye@northyorks.gov.uk  
**Subject:** Objection to planning application at 37 Commercial Street

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

**Categories:** TO FILE

Good afternoon

I would like to object to this planning application for the current premises to be converted from a cafe to a restaurant opening until 1am on Friday and Saturday evening. Having music and dancers on these evenings I feel will bring unnecessary noise and late night activity to the street. Commercial street has a mix of business and residential dwellings that at present, have a very respectful approach to living and working on the street.

I am aware we already have a pub on commercial street, but this pub is also very respectful of its location and residential homes, surrounding it. As a resident of the street I would need convincing that the late night openings, music and dancing do not impact on residential living, safety and noise pollution.

Kind Regards

Simon

Simon Osborne  
[REDACTED]

Simon Osborne  
[REDACTED]

I Elizabeth Torode of [REDACTED] object to the licensing / planning application at 37 Commercial Street Norton ZE24/00465/FUL due to the following;

I feel the music and noise created by this establishment being open until 11pm or 1am would have a detrimental impact on my home life / sleep - sleep in particular as I already struggle with this. I believe I would have to keep my windows closed more often due to the noise as I already have to close them due to noise from other establishments and the noise of the customers when leaving, the worst times being when I am in bed and would like to have the window ajar at night for air flow. I feel it relevant to mention I suffer regularly with migraines and noise is a particular hazard to this.

I feel the increased traffic, taxis and cars with engines running that will be generated by the proposed establishment will disturb residents and severely reduce residential parking facilities that are already insufficient. The Union which is near my address causes this issue so it is obvious that another venue will only add to the problem.

I already find it intimidating walking past the Malinka Market as gangs of people, generally young men, stand outside and stare at you, gesticulate and cat-call. I feel particularly sorry for young girls walking by. This is just going to get worse, especially late at night when they have been drinking but will stand outside number 37 instead. I will also find it more intimidating late at night when it's dark and I'm on my own, I'll feel like I can't be out of my house at that time and would be timing it so that I'm not arriving home - I am already stared at by these men when parking my car and have even had them walk over and stand a foot away staring at me whilst parking making me feel like I shouldn't be there.

There are already two pubs/bars in the close vicinity which should surely be enough? There may already be shops and businesses in Commercial Street but three quarters of the properties are residential and their occupants quality of life will be affected detrimentally by a bar opening on the street. I can already hear the loud music playing from the pubs (the Derwent in particular) which makes me not want to be outside in my own garden. I also hear loud shouting and screaming from the customers leaving the pubs late at night. As mentioned before this is worse when in bed and I can hear this even with my windows shut.

Presently the police patrol Malton on Friday and Saturday nights and I don't feel there will be sufficient presence to police the increased drinkers in Commercial Street a well.

At weekends police have been called to drunken men exposing themselves to passersby and drug paraphernalia as well as used condoms discarded on Commercial Street. I find the current state of this a concern and feel the problem will only be likely to increase if this application were approved.

For all of these reasons I strongly oppose the application.

Kind Regards

[REDACTED]  
Elizabeth Torode

Date 01/06/2024

Re: planning application ZE24/00465/FUL

[REDACTED]

---

**From:** Leonie Coombes [REDACTED]  
**Sent:** 23 May 2024 20:58  
**To:** Licensing (RYE)  
**Subject:** Premises license application 37 Commercial Street, Norton.

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

**Categories:** TO FILE

Hello,

I see a premises license for 37 Commercial Street, Norton has been applied for including alcohol, music and dance until 11pm Mon to Thurs, and 1am on Fri-Sat. This address is also subject to planning application for change of use to a restaurant with a decking area being constructed on top of the existing single storey rear extension.

I am concerned that the combination of these two applications will be very invasive to those living in the flats either side of the premises, with people being able to look through their windows and being noisy until 1am and afterwards while leaving the premises after closing. I'm also concerned regarding the safety of combining alcohol, dancing and a decked area that is likely to be 3m or more above ground level.

It seems like the intention is to use the premises as a nightclub, rather than a restaurant, which is not a suitable development for the area, especially in conjunction with the deck.

Thank you,

Leonie Coombes  
[REDACTED]

**From:** Sam Edwards [REDACTED]  
**Sent:** 30 May 2024 13:22  
**To:** Licensing (RYE)  
**Subject:** 37 commercial Street norton

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Dear sir/madam,

This licensing application has been somewhat polarising. Personally, I have no issue with noise or additional traffic at night. We are on the main street through Norton after all. Noise is expected.

I am concerned by the late license to serve alcohol, the performance of dance, and playing of music until 1am. This area is partly residential so extended periods of noise wouldn't be ideal. To have an earlier finish would be far better for the surrounding residents. I'd suggest 11pm Sunday to Thursday, and 12am Friday and Saturday. This would be far less disturbing to the residents and far more in keeping with the existing businesses on commercial street.

I'd love something different to the usual pizza or Chinese takeaway on our street. We would happily utilise the restaurant regularly!

With thanks,

Sam Edwards  
[REDACTED]

Sent from [Outlook for Android](#)

[REDACTED]

---

**From:** Dorothy Ratcliffe [REDACTED]  
**Sent:** 01 June 2024 12:34  
**To:** Licensing (RYE)  
**Subject:** Re: licensing application ZE24/00465/FUL 37 Commercial Street Norton.

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Thank you for your reply as requested my address is:

[REDACTED]

MRS Dorothy Ratcliffe

Sent from [Outlook for Android](#)

OFFICIAL

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**From:** Licensing (RYE) <licensing.rye@northyorks.gov.uk>  
**Sent:** Friday, May 31, 2024 11:00:10 AM  
**To:** Dorothy Ratcliffe [REDACTED]  
**Subject:** RE: licensing application ZE24/00465/FUL 37 Commercial Street Norton.

Good Morning

Thank you for your email.

I note that you have included the Planning application number. If you wish your comments to be logged against that application you will need to send them to [planning.rye@northyorks.gov.uk](mailto:planning.rye@northyorks.gov.uk) or access the application here: [Simple Search \(ryedale.gov.uk\)](#)

To enable us to log your comments against the Licensing Act 2003 application we will require your full name and address.

Once the consultation period has ended, the application will be determined by the Statutory Licensing and Registration Subcommittee. We will forward more information about this process after the consultation.

I have attached a Licensing Act 2003 representation form should you wish to expand on your comments further. This must be returned before 6 June 2024.

Kind regards,

[REDACTED]

Licensing Team  
Ryedale House  
Old Malton Road  
Malton  
YO17 7HH

01653 638 226 / 245 / 250  
[licensing.rye@northyorks.gov.uk](mailto:licensing.rye@northyorks.gov.uk)  
[www.northyorks.gov.uk](http://www.northyorks.gov.uk)



**OFFICIAL**

**From:** Dorothy Ratcliffe [REDACTED]  
**Sent:** Thursday, May 30, 2024 3:39 PM  
**To:** Licensing (RYE) <[licensing.rye@northyorks.gov.uk](mailto:licensing.rye@northyorks.gov.uk)>  
**Subject:** licensing application ZE24/00465/FUL 37 Commercial Street Norton.

To whom it may concern,

I cant believe you would even consider this Cafe, Dance hall and Wine bar in the middle of Private property and shopping centre.

We all ready have live music blaring away every weekend until 11 O'clock at night from the Union pub. Plus, the potential of having groups of people gathering, intimidating passers by and local residence. Norton is a very big residential area and needs it shops. Green grocers, Fish mongers and bakers.

Please do not pass this application you will kill Norton off and the lovely shops we have we will loose trade, nobody will wont to come down hear with that racket going on.

Please don't pass this application.

**Mrs D.M Ratcliffe**

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31<sup>st</sup> May 2024

North Yorkshire Council Licensing Authority  
Ryedale House  
Old Malton Road,  
Malton,  
YO17 7HH

Re: Planning application number: **ZE24/ 00465/ FUL**

Dear Sir/ Madam,

We are writing to formally express my objections to the proposed licensing application at 37 Commercial Street, Norton.

We are residents of Commercial Street and as residents, we have significant concerns. My concerns are regarding both the potential licensing amendment itself and its impact on the well-being and amenity of the Norton and Malton area, including our own home and those of other residents.

Our apprehensions have been outlined in comprehensive detail in this objection letter.

#### Prevention of crime and disorder

In March 2024 (the most up-to-date data available), there were 98 crimes reported within a 1-mile radius of YO17 9ES, the postcode associated with 37 Commercial Street, Norton<sup>1</sup>. Of these crimes, 33% were crimes related to violence or sexual offences and 25% of the crimes reported were attributed to antisocial behaviour.

It is not inconceivable to believe that an establishment that is proposing to serve alcohol to 1 am on Fridays and Saturdays and 11 pm on Sunday to Thursday, will add a considerable threat of crime and disorder to this Commercial Street and the broader community. Alcohol is closely related to criminal activity and violence. It is not an offence to gather in groups in public. Though it is known that groups often form outside 37 Commercial Street and with the addition of alcohol it is highly likely that the inebriated groups could turn aggressive, violent or exhibit lewd behaviour e.g., intimidate or verbally abuse passers-by<sup>2</sup>. Intoxicated individuals are also more likely to engage in vandalism. Each of these actions constitutes an offence and is a threat to public safety. The already stretched police service and other relevant public services e.g., hospitals, are more likely to be required to control any potential incident or threat to public safety as a result of a crime.

It is in the interest of the North Yorkshire Council to mitigate against any potential crime and disorder. In this case a mitigation strategy would be to reject the licensing application for 37 Commercial Street.

#### Prevention of public nuisance

The licensing application at 37 Commercial Street is requesting to provide performances of dance to recorded music.

The North Yorkshire Council states that "*excessive entertainment noise from pubs, clubs and licensed premises can cause severe noise disturbances*"<sup>3</sup>. The council further outlines three concepts to manage noise "*reduce noise at source, prevent noise from escaping, management of the noise produced.*" Given these "*basic concepts,*" outlined by the North Yorkshire Council, the obvious strategy

<sup>1</sup> <https://www.crime-statistics.co.uk/postcode/YO17%209ES>

<sup>2</sup> <https://www.met.police.uk/advice/advice-and-information/asb/asb/antisocial-behaviour/nuisance-behaviour-groups-people/>

<sup>3</sup> <https://www.northyorks.gov.uk/environment-and-neighbourhoods/pollution/noise-pollution/noise-pollution-pubs-clubs-and-licensed-premises>



to manage the potential noise generated as a result of the adoption of the proposed license in this application, is to reduce the noise as source by not allowing the source in the first place *i.e.*, rejecting this application.

The noise generated from The Union, a pub less than 20 m from 37 Commercial Street, is an existing public nuisance. We have previously made a noise complaint to the council regarding activities occurring at The Union and have heard comments from other residents on Commercial Street. There are frequently domestic arguments occurring outside The Union, further creating an environment that does not align with the community image that the North Yorkshire Council associate with Norton and Malton.

The influx of patrons would lead to increased traffic. Commercial Street is a 20-mph zone, though I am yet to see this enforced. The added traffic will further increase the noise pollution from the running of engines and strain the already inadequate parking facilities. This will adding additional disturbances to residents further decreasing our quality of lifes as a result. The increased traffic will also pose as a threat to public safety.

#### Protection of children from harm

Unfortunately, it is not uncommon to find litter on Commercial Street including drug paraphernalia *e.g.*, needles, syringes. This will only increase with the increased population of drunk people frequenting the area. The litter associated with drugs is hazardous waste. The litter associated with drinking could be very harmful *e.g.*, broken glass. There are three schools less than 650 m radius from 37 Commercial Street. Not only will the addition of a bar detrimentally impact the sense of community and wellbeing but it could pose as a significant health risk and will not protect children or the wider public from harm.

Assuming the license has been accepted, the potential of negligence when checking patron identification is high. This will encourage underage drinking further putting children as risk and the wider public. There may be inadequate security measures which could lead to criminal activities *e.g.*, theft or fights. This will compromise public safety.

To conclude, the North Yorkshire Police states that *"having to tolerate either constant or intermittent nuisance noise can be exhausting, especially if it happens through the night...It can also make people feel isolated and helpless, unable to relax in their own homes"*<sup>4</sup>. Over 75% of Commercial Street is residential. That would make 75% of Commercial Street more likely to feel isolate, helpless and unable to relax in their homes if the change in license of 37 Commercial Street is accepted.

Though, it is understandable for a business to want to expand and develop, it should not compromise the quality of life of residents on Commercial Street or jeopardise public safety. We are confident that North Yorkshire Council will consider this objection and make a well-informed decision prioritising the concerns of the residents of Commercial Street and the wider community of Norton and Malton.

Yours Sincerely,

  
Dr. Victoria E. Huntington

  
Dr. Robert E. Colston

<sup>4</sup> <https://www.northyorkshire.police.uk/advice/advice-and-information/asb/asb/antisocial-behaviour/nuisance-noise/>

~~-----Detach & delete any that do not apply-----~~

ROBERT COLSTON  
I ..... name Of...  
VICTORIA HUNTINGTON



Object to the licensing/planning application at 37 Commercial St, Norton because:

I feel the music/noise created by this establishment, being open untill 11pm or 1am would have a detrimental impact on my home life/sleep & the enjoyment of local amenity for other residents.

I feel the increased traffic/taxis/cars with engines running that will be generated by the proposed bar would disturb residents & reduce residential parking facilities, that are already insufficient

I already find it intimidating when walking past the gangs of young men stood on the pavement outside Malinka Market, who gesticulate & cat-call to women (especially very young girls) walking by. This is just going to increase late at night when they are fuelled by alcohol but stood outside the Bar at number 37 instead.

There are already 2x pubs/bars in the close vicinity, which should surely be enough? There may already be shops & businesses in Commercial St but ¾ of the properties are residential & their occupants, quality of life will be affected detrimentally by a Bar opening on the street.

Presently, the police patrol Malton on Friday/Saturday nights, how are they going to police the increased drinkers in Commercial St as well? It will be much harder for them to provide cover for both areas at busy times & Norton is likely to lose out.

At weekends, police have been called to drunken men exposing themselves to passersby & drug paraphernalia discarded on Commercial St. This could possibly increase if this late-night drinking spot was approved, so I am objecting to it

Signed ..

Date 30/5/24

application number ZE24/00465/FUL

recd  
31/6/24

[REDACTED]

---

**From:** andrew farrington [REDACTED]  
**Sent:** 23 May 2024 20:57  
**To:** Licensing (RYE)  
**Subject:** Licensing Act 2003 (S17) Application for a new Premises Licence

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

**Categories:** TO FILE

Andrew Farrington

[REDACTED]  
[REDACTED]  
23/05/2024

Dear Sir/Madam,

**Re: Objection to Licensing Act 2003 (S17) Application for a New Premises Licence for Malinka Shwarma, 37 Commercial Street, Norton, Malton YO17 9HX**

I am writing to formally object to the application for a new premises licence under Section 17 of the Licensing Act 2003 for [Premises Name] located at [Premises Address].

My objection is based on the following grounds:

**1. Prevention of Public Nuisance**

The proposed premises is situated in a predominantly residential area. Granting a licence that permits extended hours of operation and the sale of alcohol is likely to result in an increase in noise levels and anti-social behavior. This would disturb the peace and quiet of the neighborhood, especially during late-night hours, impacting the quality of life for residents.

**2. Prevention of Crime and Disorder**

The introduction of a new licensed premises in this area may contribute to a rise in alcohol-related crime and disorder. There are already issues with public disturbances and vandalism in the vicinity, and an additional venue serving alcohol could exacerbate these problems, putting further strain on local police resources.

**3. Public Safety**

Increased foot traffic and potential intoxication in the area may pose significant public safety risks. The location is not equipped to handle a higher volume of patrons, particularly in the evenings. There are concerns about the adequacy of local infrastructure to support this increase without compromising the safety of both patrons and residents.

In conclusion, I believe that granting this licence would have a detrimental effect on the local community and would not promote the licensing objectives as outlined in the Licensing Act 2003. I urge the licensing authority to consider these concerns seriously and to refuse this application.

Thank you for your attention to this matter.

Yours faithfully,

Andrew Farrington

**IMPORTANT INFORMATION ON A LICENSING APPLICATION IN  
COMMERCIAL STREET NORTON**

At 37 Commercial Street (next to pharmacy) for Malinka Shwarma-Malinka Market LTD has applied to open a BAR & serve alcohol (with or without food) on the premises previously known as The Kitchen, with a beer garden at the rear. The requested license is for the following:

Licensable activities: Supply of alcohol.

Planning application number ZE24/00465/FUL

- performances of dance - location of activity at the premises: indoors only
- late night refreshment - consumption - on premises
- recorded music - location of activity at the premises: indoors only

Times of serving alcohol:

- Friday & Saturday between the hours of 10am & 1am
- Monday to Thursday & Sunday between the hours of 10am & 11pm

Performances of dance: Friday & Saturday between 11pm & 1am

Late night refreshment: Friday & Saturday between 11pm & 1am

Recorded music: Friday & Saturday between 11pm & 1am

If you wish to object to this application write to North Yorkshire Council Licensing Authority at Ryedale House, Old Malton Road, Malton YO17 7HH or by email to [licensing.rye@northyorks.gov.uk](mailto:licensing.rye@northyorks.gov.uk) Alternatively you can detach the form below & send it by the 6<sup>th</sup> of June



-----Detach & delete any that do not apply -----



I .. *Freya Dukes* name Of [redacted] address

**Object to the licensing/planning application at 37 Commercial St, Norton because:**

I feel the music/noise created by this establishment, being open untill 11pm or 1am would have a detrimental impact on my home life/sleep & the enjoyment of local amenity for other residents.

I feel the increased traffic/taxis/cars with engines running that will be generated by the proposed bar would disturb residents & reduce residential parking facilities, that are already insufficient

I already find it intimidating when walking past the gangs of young men stood on the pavement outside Malinka Market, who gesticulate & cat-call to women (especially very young girls) walking by. This is just going to increase late at night when they are fuelled by alcohol but stood outside the Bar at number 37 instead.

There are already 2x pubs/bars in the close vicinity, which should surely be enough? There may already be shops & businesses in Commercial St but ¾ of the properties are residential & their occupants, quality of life will be affected detrimentally by a Bar opening on the street.

Presently, the police patrol Malton on Friday/Saturday nights, how are they going to police the increased drinkers in Commercial St as well? It will be much harder for them to provide cover for both areas at busy times & Norton is likely to lose out.

At weekends, police have been called to drunken men exposing themselves to passersby & drug paraphernalia discarded on Commercial St. This could possibly increase if this late-night drinking spot was approved, so I am objecting to it

Signed ... [redacted] Date *29/05/24*  
Re Planning application number ZE24/00465/FUL

*recd 4/10/24*

-----Detach & delete any that do not apply-----

I JARA FARRINGTON name Of. [redacted] ... address

Object to the licensing/planning application at 37 Commercial St, Norton because:

I feel the music/noise created by this establishment, being open until 11pm or 1am would have a detrimental impact on my home life/sleep & the enjoyment of local amenity for other residents.

I feel the increased traffic/taxis/cars with engines running that will be generated by the proposed bar would disturb residents & reduce residential parking facilities, that are already insufficient

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At weekends, police have been called to drunken men exposing themselves to passersby & drug paraphernalia discarded on Commercial St. This could possibly increase if this late-night drinking spot was approved, so I am objecting to it

Signed [redacted] Date 28<sup>th</sup> May 2024

Re Planning application number ZE24/00465/FUL

recd  
5/6/24

I B. M. ROBERTSON name Of..



... address

Object to the licensing/planning application at 37 Commercial St, Norton because:

I feel the music/noise created by this establishment, being open untill 11pm or 1am would have a detrimental impact on my home life/sleep & the enjoyment of local amenity for other residents.

I feel the increased traffic/taxis/cars with engines running that will be generated by the proposed bar would disturb residents & reduce residential parking facilities, that are already insufficient

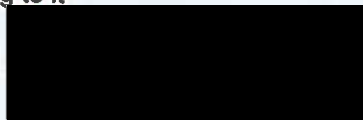
I already find it intimidating when walking past the gangs of young men stood on the pavement outside Malinka Market, who gesticulate & cat-call to women (especially very young girls) walking by. This is just going to increase late at night when they are fuelled by alcohol but stood outside the Bar at number 37 instead.

There are already 2x pubs/bars in the close vicinity, which should surely be enough? There may already be shops & businesses in Commercial St but ¾ of the properties are residential & their occupants, quality of life will be affected detrimentally by a Bar opening on the street.

Presently, the police patrol Malton on Friday/Saturday nights, how are they going to police the increased drinkers in Commercial St as well? It will be much harder for them to provide cover for both areas at busy times & Norton is likely to lose out.

At weekends, police have been called to drunken men exposing themselves to passersby & drug paraphernalia discarded on Commercial St. This could possibly increase if this late-night drinking spot was approved, so I am objecting to it

Signed



..... Date 28<sup>th</sup> Dec, 2024.....

.....anning application number ZE24/00465/FUL

*recd  
30/12/24*

I B. THISTRETON name Of. [redacted] ..... address

Object to the licensing/planning application at 37 Commercial St, Norton because:

I feel the music/noise created by this establishment, being open until 11pm or 1am would have a detrimental impact on my home life/sleep & the enjoyment of local amenity for other residents.

I feel the increased traffic/taxis/cars with engines running that will be generated by the proposed bar would disturb residents & reduce residential parking facilities, that are already insufficient

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There are already 2x pubs/bars in the close vicinity, which should surely be enough? There may already be shops & businesses in Commercial St but ¾ of the properties are residential & their occupants, quality of life will be affected detrimentally by a Bar opening on the street.

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At weekends, police have been called to drunken men exposing themselves to passersby & drug paraphernalia discarded on Commercial St. This could possibly increase if this late-night drinking spot was approved, so I am objecting to it

Signed .. [redacted] ..... Date 29/5/24 .....

Re Planning application number ZE24/00465/FUL

*Recd.  
30/5/24*

**From:** sharon <[REDACTED]>  
**Sent:** 25 May 2024 13:34  
**To:** Licensing (RYE)  
**Subject:** Application for late bar and music

**Categories:** TO FILE

Good morning/afternoon I would like to put an objection in for this licence to be allowed in commercial street as a resident of this street . Commercial street is already a busy street with 2 public houses in the area this application will lead to more noise pollution and is on a residential street .there are already disturbances on an evening from people leaving public houses and police are called often .. if this was passed would need security and police available in the area which we now don't have . This also will lower our property value in the street so i strongly object .. No Licence please ...

Miss sharon Kennard .

Sent from [Outlook for Android](#)



-----Detach & delete any that do not apply-----

I ~~S.H. DRUNKEN~~ name Of. [redacted]

F NICK BIRCH

dress

Object to the licensing/planning application at 37 Commercial St, Norton because:

I feel the music/noise created by this establishment, being open until 11pm or 1am would have a detrimental impact on my home life/sleep & the enjoyment of local amenity for other residents.

I feel the increased traffic/taxis/cars with engines running that will be generated by the proposed bar would disturb residents & reduce residential parking facilities, that are already insufficient

I already find it intimidating when walking past the gangs of young men stood on the pavement outside Malinka Market, who gesticulate & cat-call to women (especially very young girls) walking by. This is just going to increase late at night when they are fuelled by alcohol but stood outside the Bar at number 37 instead.

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Presently, the police patrol Malton on Friday/Saturday nights, how are they going to police the increased drinkers in Commercial St as well? It will be much harder for them to provide cover for both areas at busy times & Norton is likely to lose out.

At weekends, police have been called to drunken men exposing themselves to passersby & drug paraphernalia discarded on Commercial St. This could possibly increase if this late-night drinking spot was approved, so I am objecting

Signed

[redacted]

[redacted]

Date

28/5/24

Re Planning application number ZE24/00465/FUL

recd 0015124

# IMPORTANT INFORMATION ON A LICENSING APPLICATION IN COMMERCIAL STREET NORTON

At 37 Commercial Street (next to pharmacy) for Malinka Shwarma-Malinka Market LTD has applied to open a BAR & serve alcohol (with or without food) on the premises previously known as The Kitchen, with a beer garden at the rear. The requested license is for the following:

Licensable activities: **Supply of alcohol.**

Planning application number ZE24/00465/FUL

- performances of dance - location of activity at the premises: indoors only
- late night refreshment - consumption - on premises
- recorded music - location of activity at the premises: indoors only

Times of serving alcohol:

- Friday & Saturday between the hours of 10am & 1am
- Monday to Thursday & Sunday between the hours of 10am & 11pm

**Performances of dance: Friday & Saturday between 11pm & 1am**

**Late night refreshment: Friday & Saturday between 11pm & 1am**

**Recorded music: Friday & Saturday between 11pm & 1am**

If you wish to **object to this application** write to North Yorkshire Council Licensing Authority at Ryedale House, Old Malton Road, Malton YO17 7HH or by email to [licensing.rye@northyorks.gov.uk](mailto:licensing.rye@northyorks.gov.uk) Alternatively you can detach the form below & send it by the 6<sup>th</sup> of June



-----**Detach & delete any that do not apply**-----



I Ruth Williams Of... [redacted] ... address

Object to the licensing/planning application at 37 Commercial St, Norton because:

\* I feel the music/noise created by this establishment, being open until 11pm or 1am would have a detrimental impact on my home life/sleep & the enjoyment of local amenity for other residents.

\* I feel the increased traffic/taxis/cars with engines running that will be generated by the proposed bar would disturb residents & reduce residential parking facilities, that are already insufficient

\* I already find it intimidating when walking past the gangs of young men stood on the pavement outside Malinka Market, who gesticulate & cat-call to women (especially very young girls) walking by. This is just going to increase late at night when they are fuelled by alcohol but stood outside the Bar at number 37 instead.

\* There are already 2x pubs/bars in the close vicinity, which should surely be enough? There may already be shops & businesses in Commercial St but ¾ of the properties are residential & their occupants, quality of life will be affected detrimentally by a Bar opening on the street.

Presently, the police patrol Malton on Friday/Saturday nights, how are they going to police the increased drinkers in Commercial St as well? It will be much harder for them to provide cover for both areas at busy times & Norton is likely to lose out.

\* At weekends, police have been called to drunken men exposing themselves to passersby & drug paraphernalia discarded on Commercial St. This could possibly increase if this late-night drinking spot was approved, so I am objecting to it [redacted]

Signed ..... [redacted] ..... Date 29/5/24 ..... application number ZE24/00465/FUL

*Recd 29/5/24*

-----Detach & delete any that do not apply-----

I SIMON LUMLEY name Of. [redacted] address

Object to the licensing/planning application at 37 Commercial St, Norton because:

I feel the music/noise created by this establishment, being open until 11pm or 1am would have a detrimental impact on my home life/sleep & the enjoyment of local amenity for other residents.

I feel the increased traffic/taxis/cars with engines running that will be generated by the proposed bar would disturb residents & reduce residential parking facilities, that are already insufficient

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There are already 2x pubs/bars in the close vicinity, which should surely be enough? There may already be shops & businesses in Commercial St but ¼ of the properties are residential & their occupants, quality of life will be affected detrimentally by a Bar opening on the street.

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At weekends, police have been called to drunken men exposing themselves to passersby & drug paraphernalia discarded on Commercial St. This could possibly increase if this late-night drinking spot was approved, so I am objecting to

Signed [redacted] Date 29th MAY 2024

Planning application number ZE24/00465/FUL

recd  
30/5/24

[REDACTED]

---

**From:** Ocean Burdett [REDACTED]  
**Sent:** 01 June 2024 13:31  
**To:** Licensing (RYE)  
**Subject:** Malinka Shwarma 37 Commercial Street, Norton, North Yorkshire, YO17 9HX

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

To whom this may concern,

We are in no need of another shop in Norton Main Street. It is already starting to become a mess as there is people drinking in the street, in the day time and empty cans and bottles of alcohol just chucked on the floor, it's a disgrace the older generation are already scared to walk past the shops, and we will loose what the street used to be, a hub for the Norton community. Something needs to be done, as a fellow Norton man myself I think it is disgusting and a lot of others would agree.

Many Thanks,  
Ocean Burdett,  
2020 Property Management.

**From:** Ocean Burdett [REDACTED]  
**Sent:** 04 June 2024 11:51  
**To:** Licensing (RYE)  
**Subject:** Re: Malinka Shwarma 37 Commercial Street, Norton, North Yorkshire, YO17 9HX

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Good morning

Yes no problem

Ocean burdett



Many thanks  
Ocean Burdett

2020 Property Management

> On 4 Jun 2024, at 11:48, Licensing (RYE) <licensing.rye@northyorks.gov.uk> wrote:

>

> Good Morning

>

> Thank you for your email. Please would you provide your full name and address to enable us to log your comments.

>

> Once the consultation period has ended, the application will be determined by the Statutory Licensing and Registration Subcommittee. We will forward more information about this process after the consultation.

>

> I have attached a representation form should you wish to expand on your comments further. This must be returned before 6 June 2024.

>

> Kind regards,

>



>

> Licensing Team

> Ryedale House

> Old Malton Road

> Malton

> YO17 7HH

>

> 01653 638 226 / 245 / 250

> licensing.rye@northyorks.gov.uk

>

> <https://eur02.safelinks.protection.outlook.com/?url=http%3A%2F%2Fwww.northyorks.gov.uk%2F&data=05%7C02>

-----Detach & delete any that do not apply-----

I 29 June name Of... [redacted]

Object to the licensing/planning application at 37 Commercial St, Norton because:

I feel the music/noise created by this establishment, being open untill 11pm or 1am would have a detrimental impact on my home life/sleep & the enjoyment of local amenity for other residents.

I feel the increased traffic/taxis/cars with engines running that will be generated by the proposed bar would disturb residents & reduce residential parking facilities, that are already insufficient

I already find it intimidating when walking past the gangs of young men stood on the pavement outside Malinka Market, who gesticulate & cat-call to women (especially very young girls) walking by. This is just going to increase late at night when they are fuelled by alcohol but stood outside the Bar at number 37 instead.

There are already 2x pubs/bars in the close vicinity, which should surely be enough? There may already be shops & businesses in Commercial St but ¾ of the properties are residential & their occupants, quality of life will be affected detrimentally by a Bar opening on the street.

Presently, the police patrol Malton on Friday/Saturday nights, how are they going to police the increased drinkers in Commercial St as well? It will be much harder for them to provide cover for both areas at busy times & Norton is likely to lose out.

At weekends, police have been called to drunken men exposing themselves to passersby & drug paraphernalia discarded on Commercial St. This could possibly increase if this late-night drinking spot was approved, so I am objecting to it

Signed ... [redacted] A Morley Date 29 May 2024  
... planning application number ZE24/00465/FUL

recd 4/6/24

**PLANNING/LICENSING APPLICATION NUMBER: ZE24/00465/FUL**

**Change of use from café to restaurant with revised opening hours to include replacement roof & formation of raised decking area for Malinka Shwama/ Ioana Aninaru at 37 Commercial Street, Norton, Malton**

To whom it may concern

As a resident of Commercial Street, Norton, I am objecting to the planning & Licencing application to change the use 37 Commercial Street into a restaurant with revised and much later opening hours with an outdoor decked area at the rear of the property, for the following reasons:

1, Whilst I have no real objection to a restaurant opening at 37 commercial Street. I do strongly object to the proposed later opening hours of 11pm on weekdays & 1am on weekends, which I find excessive because of the likely noise from music & dancing that will be generated and also noise from customers when entering and leaving the property and this will cause a disturbance to me and other residents of Commercial Street.

2, There is also likely to be smokers & vapers stood outside the front of the premises for most of the evenings. Who are likely to cause a disturbance to me and other residents and cause an obstruction to other pavement users, especially wheelchair or disability scooter users. It is likely that the talking and laughing that these people would make when stood outside the front of the property, will be heard inside my home which I find totally unacceptable. Likewise, I would object to any tables & seating being placed outside at the front of the property. There have been concerns expressed on social media by other local people about feeling intimidated when having to walk past groups of young men congregating outside the front of Malinka Market shop during the daytime and I can understand why people would feel intimidate by this. As a woman, I myself always avoid walking ~~past them and stay on the other side of the street.~~

3, The licencing application indicates that alcohol can be served with or without food, which suggests to me that it is a bar which is being proposed rather than a restaurant. If it is going to be a restaurant then a table license would suffice, where alcohol can only be served along with food. I can see no reason why this type of license would not be adequate if the application is indeed for a restaurant as stated.

4, Although I would rather the business remained as a café, open during the daytime only. The proposed opening hours are excessive, and I think 10pm on weekdays and 11pm on weekends would cause less disturbance to local residents, if the business had to open on nights.

5, There is also likely to be much more traffic noise generated by the customers of this business, that will affect the amenity presently enjoyed by residents. Residential unrestricted parking is also an issue presently and this is only likely to be made worse by the opening of a restaurant in the vicinity.

6, Within the immediate vicinity of Commercial Street, there are already several outlets for drinkers, within a less than 5 min walk of 37 Commercial Street as it is. With two pubs, two social clubs and a restaurant, serving food and alcohol, plus Costcutter who sell alcohol to take away. I think allowing another business near-by will have a detrimental effect on these existing businesses which must already be suffering from the knock-on effect of the cost-of-living crisis. And if Costcutter did end up closing, we could lose our Post Office too. The two Social Clubs particularly fulfil a role in providing social, sporting and family events for all ages, which benefit the wider Norton community. It would

be a shame to see them close and the community lose such valuable local community assets, that are used by all to improve their mental health & wellbeing, not just drinkers. N.B. Bright Steels Social Club & The Railway Sports & Social Club are within 5 mins walk or less from 37 Commercial Street in Norton.

7, I am concerned about the expression of the 'performance of dance' on the licencing/planning application and I am unsure what this means but I would object if it was lap-dancing or pole-dancing etc as I think the small town of Norton is totally unsuited for this type of establishment. I am also concerned that this licencing application is the 'thin end of the wedge' and the business once established could be sold on to others who may then wish to apply for a sexual entertainment license.

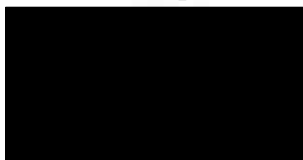
8, I object to the raised decking area at the rear of the property. This is likely to generate a great deal of extra noise from customers & music which will disturb my family and residents who live close by. I would request that if the planning is approved then it is on condition that music is not broadcast to the outside decking area with a further stipulation that the doors at the front and back are not to be left or propped open at any time during opening hours and fitted with self-closing dampers to ensure that they stay shut, when not being used for egress.

9, The council may not be aware that the rough ground behind the property, near the train line, which Aldi is hoping to build on, is the natural habitat of protected species- both crested newts, brown newts and also toads, where they hibernate overwinter. During spring, they migrate in large numbers and cross the main road to get into the ponds & back gardens of the houses on the opposite side of Commercial Street. They can often be seen on a night-time and occasionally the bodies of expired newts & toads can be found on the footpath & road whilst they were trying to make it across the road, to the ponds/still water, where they presumably mate. Are these amphibians also living in the back of 37 Commercial Street? What will happen to these when their natural habitat is covered by decking and customers?

10, The outside of the building at 37 Commercial Street is an absolute eyesore, that does need to be sorted out, whatever happens on the ground floor. The two flats above do not have any windows in them, and the top floor seems to have become a pigeon coop over the last couple of years. I would have thought that specialist cleaners with breathing equipment, would be needed to remove the guano-ammonia that must have accumulated up there. At the moment the front of the top floors are covered with membrane which is no longer fully attached to the building. This blows about in the wind and is a distraction for car drivers who are driving through the 20-mph speed limit. I would have thought it would be sensible, that any planning approval would include conditions for making improvements to the front of the remainder of the building, so it can be brought up to a reasonable aesthetic standard for all Norton residents.

Yours sincerely

Mrs Jackie Rudgard







# NORTH YORKSHIRE FIRE & RESCUE SERVICE

NYFRS Reference:

Premises: 00331308  
Job: 1299558

**Scarborough Fire Station**  
**North Marine Road**  
**Scarborough**  
**North Yorkshire**  
**YO12 7EY**

When telephoning please ask for: S Dargue

Tel: 01723 374433  
Fax: 01723 500156

Email: [REDACTED]

21 May 2024

Dear Sir or Madam

## **THE REGULATORY REFORM (FIRE SAFETY) ORDER 2005**

**The Occupier, 37 Commercial Street, Norton, YO17 9HX**

### **LICENSING ACT 2003 LICENSING AUTHORITY CONSULTATION**

**Applicant:** Malinka Malton Ltd

**Type of Application:** New Premise Licence

**Premises:** The Occupier, 37 Commercial Street, Norton, YO17 9HX

I refer to the recent consultation under the Licensing Act. The North Yorkshire Police, Fire and Crime Commissioner Fire and Rescue Authority OBJECTS to the issue of a licence.

As the premises are being altered, they should be subject a separate consultation under the Building Regulations. All matters pertaining to public safety are dealt with as part of the Building Regulations consultation.

We have no record of such consultation at the present time but the plan accompanying the licensing application does not comply with Fire Safety legislation.

The Occupier  
37 Commercial Street  
Norton  
YO17 9HX

The majority of information we collect regarding business fire safety is non-personalised information, however any personal data we collect will be managed in accordance with our Privacy Notice which can be viewed on our website, [www.northyorksfire.gov.uk/about-us/data/privacy-policies/](http://www.northyorksfire.gov.uk/about-us/data/privacy-policies/).

Under the Regulatory Reform Order 2005 we are obliged to publish a public register of enforcement action which can be viewed via our website, [www.northyorksfire.gov.uk/about-us/financial/lists-and-registers/](http://www.northyorksfire.gov.uk/about-us/financial/lists-and-registers/).

Any questions concerning this matter may be directed to the inspector named above.

Yours faithfully

*Sarah Dargue*

**S Dargue**