I would like to comment in support of this application by the Marquis.

I have no conflicting interests and am just a resident of Layham who feels that this will only add to the attractiveness of this area. There should be more entertainment so this can only be a good thing.

Julian Davies
Portmans farm
Stoke road
Lower layham
IP75RB

Rep 2

I object to this application because I strongly believe 11.30 is in keeping with the original dwelling, the property is in a small rural village situated just 10ft from residential dwellings. its not just the fact that the music could be playing till 12.59pm it's the people leaving the property after that time.

The current closing time already has an impact on our personal wellbeing as we must shut our windows in the summer due to the rowdy noise from the patrons of the marquis.

This could also increase residents complaining of noise pollution and put a strain on already limited public resources ie: police.

The Marquis has made it quite uncomfortable living next door to it due to the current light pollution and the disgusting smells from their cooking and current noise from patrons, but having to endure longer late night noise, be it from music or rowdy patrons would have a detrimental effect on peoples mental health, especially as some people have to get up early to go to work or have young children.

I appreciate the person who owns this seems to have a lot of influence, but I would greatly appreciate it if you would consider the little folks when deciding upon this application. Regards

Mr I & Mrs.S.Dodson 8 Old Orchard, Layham, IP7 5LB

I am emailing regarding the licensing application of the Marquis Public House, IP7 5JZ of live and recorded music and serving alcohol up to 1am and (2am on NYE) 365 days a year. As I live opposite the Marquis, Butterfly Hall, IP7 5JZ, this is of great concern as the proposed hours are contrary to the current permission of 11.30pm

We object to this application because an extra 1.5 to 2.5 hours drinking will increase the danger of drunkenness and thus causing CRIME and DISORDER as parties end.

PUBLIC SAFETY and NUISANCE with very late nights potentially 365 days a year of noise and light pollution with an increase of traffic, car lights and engines, as well as loud voices would be insufferable to ourselves.

PROTECTION OF CHILDREN FROM HARM is a concern particularly as it is important that children and young people need to sleep well particularly if they have exams. Mental health is a key issue in young people and so late night noise and light pollution would impact anxiety and stress levels.

As we have animals, such late licensing laws would make an impact, as well as impacting on the environment and ecosystems of wild animals, again late night noise and light pollution.

Both noise and light pollution carry and would have negative effects on the residents of this rural community. We understand that to make this business viable music and refreshments are needed but the current permission is late enough

I wholeheartedly object to this application for the above comments made.

Yours sincerely

Matthew Jervois (Mr] Butterfly Hall Upper Layham IP7 5JZ

<u>Rep 4</u>

We are strongly opposed to the application for the Marquis to increase its hours of operation from 11pm until 1am. The Marquis is located in a small rural village whose inhabitants should be able to enjoy a level of peace and quiet particularly late at night and in the early hours of the morning .

As residents of Raworth Lodge, Upper St in Upper Layham we will be adversely affected by any increase in noise from any loud music and more importantly from vehicles leaving the venue in the early hours of the morning. As a wedding venue there would undoubtedly be a considerable increase in the amount of traffic leaving at what is considered to be an unsociable hour. Under law the ambient background noise level after 11pm is meant to be no greater than 34dBA. The noise level of a car going at approximately 30mph is around 62dBA and considerably louder if that speed is exceeded.

As our property is situated on Upper street this level of noise is totally unacceptable and would undoubtedly interfere with our ability to enjoy a good nights sleep. A potential issue is antisocial behaviour due to the consumption of large amounts of alcohol over a sustained period of time. Of course this is a possibility and therefore we cannot quantify how this might affect us directly.

We are therefore opposed to this application.

Mr and Mrs C Leftwich Raworth Lodge Upper St Upper Layham IP7 5JZ

We are writing in connection with the New Premises Licence application relating to The Maguis Suffolk.

Grant of the licence with the conditions as requested would personally impact us as close neighbours of the premises as it would result in public nuisance, specifically excessive and intrusive late night and early hours noise. We therefore respectfully request that the application is refused.

The potential for public nuisance arising from noise was recognised by the inclusion of the acoustic report prepared by Sharps Redmore, dated 3/3/20 (Project no. 1919251), which formed part of the submission supporting the planning application (ref DC/20/01517). This potential was acknowledged in the decision of the planning committee, Section 26 of which specified that "A Noise Management Plan shall be developed and submitted" and that said "plan shall be undertaken in accordance with the recommendations in the Sharps Redmore report".

We note that the licence application seeks approval for the following;

- 1. Live music from 08:00 23:59 daily
- 2. Recorded music from 08:00 23:59 daily
- 3. Late night refreshment from 23:00 23.59 daily
- 4. Supply of alcohol from 08:00 23:59 daily

These are incompatible with the noise management recommendations contained in the acoustic report, and hence with the decision of the planning committee.

Section 3.22 of the acoustic report, dealing with mitigation from timing of events, explicitly states the following; "Music is proposed to finish at 2330 with guests leaving the site by midnight, unless resident at the hotel."

With regard to supply of alcohol and late-night refreshment, residents would be covered by section 2.3 of Appendix A of the licence application - non-residents only need to be supplied up until a time consistent with leaving the site by midnight.

The venue is situated in a rural area with multiple residential properties close by, including ours. The hours sought under the licence application would not be appropriate in any event, never mind being inconsistent with planning permission as granted.

Hence we request that the application is refused on the basis of prevention of public nuisance.

Our details are as follows;

Mark Stevens, Holly Lodge, Upper Street, Upper Layham, Ipswich, IP7 5JZ.

Beverley Stevens, Holly Lodge, Upper Street, Upper Layham, Ipswich, IP7 5 JZ.

Rep 6

Dear Sir/Madam,

Re: Proposed licensing at The Marquis, Upper Layham, Ipswich, Suffolk IP7 5JZ

This letter relates to the licensing application at The Marquis Public House, Upper Laham. The application relates to the allowance of live and recorded music up to 01:00 (02:00 on New Years Eve) and late night refreshments to 01:00 (02:00 of New Years Eve). I am the resident of The Barn, Holly Lodge Farm, Upper Layham, IP7 5JZ, and as a neighbour of the premises wish to raise an objection to the suggested times as a result of the public nuisance that these hours of operation were cause to myself.

Background

Planning permission was granted under reference number DC/20/01517 for the 'Erection of extensions to provide additional facilities including reception, banquette hall, wellness centre and additional bedrooms. Change of use of agricultural land to create new car parking and formal gardens, including the removal of the existing over spill car parking and associated landscaping works.'

This permission was subsequently varied under Section 73 of the Town and Country Planning Act 1990 - Variation of Condition 2 (Approved Plans and Documents) reference number DC/22/06149. This permission related mainly to alterations to the roof form of the approved development. Both of these applications were approved subject to a number of conditions, including 25, 26 and 27 which related to noise. These conditions are detailed as follows:

25. Before the building hereby permitted comes into beneficial use, a Noise Management Plan shall be designed and submitted to the Local Planning Authority to its satisfaction. The plan shall be undertaken in accordance with the recommendations in The Sharps Redmore report, Ref:1919251 dated 3 March 2020. The plan shall ensure that Prior to 23:00 the MNL (Maximum Music Noise level) at the nearest noise sensitive premises do not exceed the LA90 (1Hour) by more than 5dB(A) in any 15 minutes and not to exceed the LA90 (1Hour) in any 15 minutes at the boundary of the nearest noise sensitive premises from 23:00-23:59.

Reason - To protect the existing nearby residential amenity.

- 26. There shall be no amplified music permitted outside of the approved building. This shall include the balcony/terrace area.
- Reason To protect the existing nearby residential amenity
- 27. The use of barriers to mitigate the impact of noisy operations will be used where possible. This may include the retention of part(s) of the original buildings during the demolition process to act in this capacity.

Reason - To minimise detriment to nearby residential amenity.

The proposed hours are contrary to those restricted and controlled as part of the planning permission, and therefore both licencing permission and planning permission are required should the applicant seek to extend the hours of music beyond 23:59. The current permission controls the volume of music beyond 23:00.

Notwithstanding the above, as outlined below, the proposed and suggested live and recorded music activities would result in public nuisance as a result of the noise and disturbance from extending the hours of music beyond which has formally been approved.

Reason for Objection

Public Nuisance

Planning application DC/20/01517 was submitted with a suite of supporting reports and surveys to justify the acceptability of the approved development. One of the reports reviewed and considered as part of the submission was the Sharps Redmore Noise Report, Ref:1919251 dated 3 March 2020. The report concludes in Section 4, that :

- Subject to certain physical mitigation and management measures, music noise breakout can be controlled to meet strict thresholds at the nearest property, such that there would be no significant impact from this source of noise.
- Noise from external activity in the garden area, related to a busy daytime period during a wedding, would be well within the guideline values at the nearest property and well below the existing noise climate, such that there would be no significant impact from this source of noise.

These conclusions were based on restrictions in terms of timings of events which were detailed in section 3.22 of the report. This section notes that timing of the events will ensure that any impacts and minimised and controlled. This report and the conclusions were based on music finishing at 23:30 with guests leaving the site by midnight, unless a resident of the hotel.

The proposal to exceed times controlled for both late night refreshments and hours of music will result and encourage guests to leave beyond midnight, contrary to the conclusions and recommendations of the acoustic consultant and environmental health professionals. Based on the conclusions of these professionals, the hours suggested as part of this license would result in a form of noise and disturbance which would result in public nuisance, causing noise and disturbance to myself as a neighbouring resident.

The following restrictive condition was imposed on both subsequent planning applications to ensure that there was limited public nuisance as a result of the use of the building:

'Before the building hereby permitted comes into beneficial use, a Noise Management Plan shall be designed and submitted to the Local Planning Authority to its satisfaction. The plan shall be undertaken in accordance with the recommendations in The Sharps Redmore report, Ref:1919251 dated 3 March 2020. The plan shall ensure that Prior to 23:00 the MNL (Maximum Music Noise level) at the nearest noise sensitive premises do not exceed the LA90 (1Hour) by more than 5dB(A) in any 15 minutes and not to exceed the LA90 (1Hour) in any 15 minutes at the boundary of the nearest noise sensitive premises from 23:00-23:59.'

The imposition of this condition not only followed the advice and conclusions detailed within the Sharps Redmore report, but also the advice provided by the Environmental Health team. The proposed hours of operation would exceed the hours detailed within this condition, and therefore require formal review by planning officers and the environmental health team, which based on the conclusions of the consultant report, are unlikely to be supported.

There has been no change in material circumstances to suggest that operating music beyond 23:59 would now be acceptable. As such, it can be evidenced that approving the license would result in a form of public nuisance which would be unacceptable in this location.

The report makes direct reference to the impact of noise from music and opening times on neighbouring amenity. The suggested event times, times of amplified music, times of departure and the noise management plan suggested were all based around protecting the amenity of these residents, and avoiding public nuisance. The conclusions and professional advice provided have been ignored by the applicant in suggesting the revised times of operation.

These revisions, suggested as part of this licensing application would result in a form of noise and disturbance caused by music, along with the noise associated with people leaving the venue at a later time, car engines starting beyond midnight, noises associated with exiting the site and headlights from cars which would result in public nuisance in this quiet, rural location, where background noise levels are at a minimum.

Conclusion

The proposed times for the live and recorded music activities would result in public nuisance by reason of noise and disturbance to myself as a neighbouring resident. These conclusions are supported by professional acoustic reports submitted with the planning application.

On the basis of the forgoing, it is respectfully requested that the licensing application is refused.

Yours sincerely,
David Cresswell
The Barn, Holly Lodge Farm, Upper Layham, IP7 5JZ.

Dear Sir/Madam

This application for an extended licence for the serving of alcohol and music must be rejected outright.

Layham is a rural <u>Hamlet</u> and the development of The Marquis to include a Wedding Venue and Spa is not in an Urban area.

The original planning application for this development apparently took account of the impact that it would have on local residents and also the traffic through the Hamlet.

Reassurances were given to limit the impact and it was intended that all activity of this sort would be permanently terminated at the usual licensing hours limit of 11.00 p.m.

Extending activities to 1.00 a.m. would cause a massive increase in noise and light pollution (from music and also probable accompanying light displays and fireworks for events such as weddings).

With such extended drinking times, it may be expected that there would be additional antisocial behaviour at the end of events.

Extending the timing of events would also cause very disruptive traffic through the Hamlet during the small hours of the night. Residents are entitled to quietness through the night. When combined with the risk of excess drinking of alcohol, one may consider that there may be an inevitable increase in road traffic accidents in Upper Street - a recognised problem already.

This application is unacceptable as it aims to overturn the restrictions considered necessary to protect the quiet nature of the Hamlet and the lives of the local residents.

!, and my wife, respectfully request that this application is rejected outright with a direction that the local residents must not be adversely affected more than was permitted by the original planning application. The local residents must not be overridden.

Yours sincerely,

Dr. Simon Daunt Tracton Barn, Upper Street, Layham, !P7 5JZ

p.s. I am copying this to the Clerk of the Parish Council as I understand that this application is to be discussed at its next meeting. Hopefully this will mean that this objection will be also noted at the meeting.

Dear Licensing Officer,

Regarding Application for Grant of New Premises Licence; Marquis Suffolk, made by Marquis of Cornwallis Ltd.

The proposed activities are sale and supply of alcohol for consumption on and off the premises, live music and recorded music (indoors,) late night refreshments, (indoors and outdoors.) I refer to planning application documents DC/20/11518, 120 of which are on the planning application website of Babergh. The specific document I refer to is the Acoustic Report of Sharps Redmore, Project 1919251, dated 03/03/2020. This report was submitted as part of the application for the current development. It clearly states indoor music is to finish at 11.30pm (23.30hrs.) with guests leaving the site by midnight, that is the basis on which the planning approval was considered and approved. I had no objection to the hours as stated in the 2020 applications made by The Marquis of Cornwallis. I would have objected had the hours been as in the current application. The proposed hours in the current licensing application are stated as 11.59pm (23.59hrs) every day of the year except New Year when the hours are to 2am (02.00hrs.) The proposed hours are clearly contrary to those approved as part of the planning permission granted previously. They are also at variance with the information you sent to me this week which stated 23.30hrs and was the basis of my withdrawal of the previous objection I made. I am also surprised that you have only given me three days to review and make this objection, surely the timescale for review, reconsideration and resubmission should reflect a

reasonable timescale for those affected by your error to respond effectively. I note you have apologised for this error.

In appendix A of the current application at paragraph 2.13, it is stated outdoor acoustic music will cease at 9pm (21.00hrs,) I presume outdoor live music will cease at 11pm (23.00hrs.) as I understand is allowed as an unlicensed activity.

I am currently experiencing excessive noise from some cars leaving the site and travelling through the village at speed, though antisocial, the effects of this are mitigated by the fact that this takes place earlier and the current premises are a small hotel and a restaurant with relatively small numbers of guests compared to the extensive premises currently being constructed.

I am aghast at the application to enable a potential increase in antisocial behaviour through noise and public nuisance during the hours when most people neighbouring the site of The Marquis are asleep. The proposed application should therefore be **refused**.

The reasonable person accepts the need to ensure an ideal of eight hours of quiet at night, this application reduces this period of quiet to a maximum of five and a half hours between midnight and 5.30am (the period during which delivery trucks and vans for the Marquis can start arriving,) which is completely unacceptable. Though not ideal, I would accept a period of six hours quiet a night.

The Marquis' own application documentation for the planning permission in 2020 recognised the need for sensitivity to neighbouring residents by stating that noise should avoid giving rise to significant adverse impacts on health and quality of life. It went on that there was a need to identify and protect tranquil areas which have remained relatively undisturbed by noise and are prized for their recreational and amenity value for this reason. I believe the current licensing application paradoxically, may well be a disservice to the Marquis if approved, as guests may well find that the

peace and tranquillity of the Brett Valley site they sought has disappeared.

I note also from previous documentation submitted by The Marquis that their staff must monitor the egress of public as they exit the site to facilitate minimising the disruption to neighbours, even with this provision it is likely that a licensing end time of 23.59 will mean the potential for disruption after midnight, however a licensing end time of 23.30 should ensure potential disruption is finished by midnight.

World Health Organisation Guidelines, also reproduced in the Acoustic Report, followed by a statement to the effect that compliance with the lowest observed adverse effect level compliance is ideal, led me to the conclusion that The Marquis was serious about ensuring local residents were not to be exposed to noise, disturbance, disorder and nuisance, all of which are made more likely unless this application is **refused**.

Previously the Environmental Protection Team were consulted on the application and recommended that entertainment noise conditions were included on any permissions granted to protect the amenity of neighbouring residents. The report makes reference to the amenity value, this is all apparently ignored in the present application.

I am supportive of the concept of the venue, I recognise the amenity value of the development as a prestige hotel, restaurant, wedding location and health and wellbeing venue, providing employment opportunity to local people.

What I am not supportive of is this current application which in addition to the issues I envisage, if approved, is likely to result in much more traffic with associated noise and light pollution (we do not even have street lights in Layham, with

beautiful dark skies at night,) increased potential for public disorder through drunkenness and noise and a significant adverse change in the character of the village. For these reasons too, this licensing application should be **refused**.

Yours faithfully,

Robert Keeble, BSc (Hons.), Dip. HSM, FCMI, FIBMS.

The Red Cottage, Upper Street, Layham, Ipswich, Suffolk IP7 5JZ

Dear Sir/Madam

I have just been informed by our Parish Council that the Marquis pub in our village have asked for a new licensing Application to sell alcohol and play music until 1am every day of the week, and on News Years until 2am.

As a 71 year old this would be intolerable, I already suffer from anxiety which affects my eye lids and make them close (I can supply hospital details on my condition if needed) so having to live with music which could be every night until 1am I would have to move.

Its been a pub for many years so the village always understood there will be some noise, but the pub has now been turned into a wedding and social event unit which again we understand but not music until 1am, thats not acceptable for people in our small village many who are retired.

Thank you

Best regards

Derrick Mowles

PS I would be happy to meet with you if you need more information Willow Bank, Mill Lane Upper Layham, Ipswich Suffolk, IP7 5JT

This email relates to the licensing application at The Marquis Public House, Upper Layham. The application relates to live and recorded music up to 1am (2am on New Years Eve) and late night refreshments to 1am (2am on New Years Eve), 365 days a year. I live within walking distance of the Marquis in Lower Layham. While I appreciate the investment and amenities into our village, I have concerns about the negative impacts of extended licensing hours.

As a parent to young children, the noise is a concern (especially during warmer months when sleeping with windows open is a necessity). As our house is directly behind the Marquis, noise carries across the field. Late night drinkers and singing has been heard in the past.

The proposed hours are contrary to those restricted and controlled as part of the current planning permission. The current permission controls the volume of music beyond 23:00.

The proposed and suggested live and recorded music activities and serving late night refreshments would result in increased likelihood of crime, eg drunkenness, disorder, public safety issues and public nuisance, namely noise and light pollution, with demonstrable harm to neighbouring amenity and the character of the area, and therefore should be refused.

Noise and Disturbance

The current permitted regime is for music and refreshments to 11.30pm with guests leaving the site by midnight, unless a resident of the hotel.

The proposal to exceed times controlled for both late night refreshments and hours of music will result and encourage guests to leave beyond midnight, contrary to the conclusions and recommendations of the acoustic consultant and environmental health professionals.

Crime and Disorder

Allowing refreshments to 1am (2am on New year's eve) just extends the drinking time by 1.5 or 2.5 hours, leading to increased danger of drunkenness and disorder, which often occurs as parties break up.

Public safety and nuisance

There will clearly be very late nights, potentially 365 days a year, of noise and light pollution, followed by uncreased traffic from the site. There are clear public safety issues in extending drinking to 1 or 2am.

Impact on residential amenity

The Environmental Protection Team were consulted on the application and recommended that entertainment noise conditions were included on any permissions granted to protect the amenity of neighbouring occupiers.

The report makes direct reference to the impact on neighbouring amenity. The suggested event times, times of amplified music, times of departure and the noise management plan suggested were all based around protecting the amenity of these residents. The conclusions and professional advice provided have been ignored in suggested the revised times of operation.

These revisions in times would exceed the noise and disturbance caused by music, along with the noise associated with people living the venue at a later time, car engines starting beyond midnight, noises associated with exiting the site and headlights from cars.

<u>Impact on Character of the rural landscape</u>

The Marquis is located wholly within a Special Landscape Area and is within an elevated position above the River Brett, with far reaching views.

Noise generation beyond daylight hours is uncharacteristic in this area, however it is appreciated that in order to support the viability of the business in providing a venue for weddings and other events, that music is required. However, the times suggested go beyond what would be considered reasonable in this remote and rural location.

New Year's Eve

The focus of all NYE celebrations is always midnight, there is absolutely no need to extend refreshments or music after 12.30pm, with guests leaving by 1am. I have been woken up with fireworks several years in a row now.

Regards, Randall Dawson Nettlesedge Church Lane Lower Layham Suffolk IP7 5LY

This email relates to the licensing application at The Marquis Public House, Upper Layham. The application relates to live and recorded music up to 1am (2am on New Years Eve) and late night refreshments to 1am (2am on New Years Eve), 365 days a year. I live close to the Marquis at Water House Farm.

The proposed hours are contrary to those restricted and controlled as part of the current planning permission. The current permission controls the volume of music beyond 23:00.

The proposed and suggested live and recorded music activities and serving late night refreshments would result in increased likelihood of crime, eg drunkenness, disorder, public safety issues and public nuisance, namely noise and light pollution, with demonstrable harm to neighbouring amenity and the character of the area, and therefore should be refused.

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River Brett, with far reaching views.

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suggested go beyond what would be considered reasonable in this remote and rural location.

New Year's Eve

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Richard Cranfield Water House Farm, Layham IP7 5RA

I am emailing regarding the licensing application of the Marquis Public House, IP7 5JZ of live and recorded music and serving alcohol up to 1am and (2am on NYE) 365 days a year. As I live opposite the Marquis, Butterfly Hall, IP7 5JZ, this is of great concern as the proposed hours are contrary to the current permission of 11.30pm

We object to this application because an extra 1.5 to 2.5 hours drinking will increase the danger of drunkenness and thus causing CRIME and DISORDER as parties end.

PUBLIC SAFETY and NUISANCE with very late nights potentially 365 days a year of noise and light pollution with an increase of traffic, car lights and engines, as well as loud voices would be insufferable to ourselves.

PROTECTION OF CHILDREN FROM HARM is a concern particularly as it is important that children and young people need to sleep well particularly if they have exams. Mental health is a key issue in young people and so late night noise and light pollution would impact anxiety and stress levels.

As we have animals, such late licensing laws would make an impact, as well as impacting on the environment and ecosystems of wild animals, again late night noise and light pollution.

Both noise and light pollution carry and would have negative effects on the residents of this rural community. We understand that to make this business viable music and refreshments are needed but the current permission is late enough

I wholeheartedly object to this application for the above comments made. Yours sincerely

Sallie Jervois (Mrs) Butterfly Hall Upper Layham IP7 5JZ

Licencing Team 9 Old Orchard

Babergh District Council Upper Layham, Ipswich,

(As Licencing Authority) Suffolk. IP7 5LB

Endeavour House,

Ipswich, IP7 2BX. 24th March 2024

Dear Sirs,

Re: Marquis Suffolk, Upper Street, Layham, Suffolk, IP7 5JZ

I have lived at the above address for 37 years – I am an 88yr old widow and my property runs along the Marquis' boundary from Upper Street to the River Brett and, due to its proximity, I feel this new application to extend their Licencing Hours totally unacceptable and unreasonable.

When one considers the above Application of the Sale and Supply of Alcohol (ON or OFF) the premises - i.e. to the following activities:

Hotel/Restaurant/Spa Wellness Centre/Events Hall

Plus: Late Night Refreshments & Alcohol (Indoors & Outdoors)

All of which are accompanied by Recorded Music Indoors and Live Music Outdoors.

All the activities mentioned above will virtually result in Alcohol being served and sold along with music of one kind or the other and loud behaviour which, goes without saying, occurs at any such gatherings possibly from say 12pm through to next day at 1a.m; Totalling 13 hours out of a 24 Hour clock!....

However, that said, I know from previous years the disturbance and intrusion suffered by this village as a whole, doesn't end there. There is also the time it takes for clients or guests to disperse, saying goodnight and parting from friends and family – this can become a very long and noisy process followed by numerous cars driving off in all directions. Not many families from this village would get much sleep whatsoever if this extension was granted on a day-to-day basis. The sheer thought of it happening Is frightening to say the least and probably detrimental to all our general health in the long term.

Finally, I feel the current Licencing guidelines should stay as they are currently - with the exception of the Weddings category, which in my view is a very special celebration and be allowed a 1a.m. extension.

Yours faithfully,

P.M. HOGSDÉN (MRS)

licencing team 24032024