

ADMIN/LEGAL SERVICES	
01 AUG 2019	
PASS TO	FOR INFO FOR DIST FOR ACTION

[Insert name and address of relevant licensing authority and its reference number (optional)]

Application for the review of a premises licence or club premises certificate under the
Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.
If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

I Sara Green

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description
57 Rochester Road

Post town Aylesford

Post code (if known) ME20 7BS

Name of premises licence holder or club holding club premises certificate (if known)
Aylesford Village Club

Number of premises licence or club premises certificate (if known)
05/00772/PREM

Part 2 - Applicant details

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)

☒

2) a responsible authority (please complete (C) below)

☐

3) a member of the club to which this application relates (please complete (A) below)

☐

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick ✓ yes

Mr

☐

Mrs

☒

Miss

☐

Ms

☐

Other title

(for example, Rev)

Surname

Green

First names

Sara

I am 18 years old or over

Please tick ✓ yes

☒**Current postal
address if
different from
premises
address**

10 Powell Close

Post town

Aylesford

Post Code

ME20 7BW

Daytime contact telephone number**E-mail address
(optional)****(B) DETAILS OF OTHER APPLICANT****Name and address**

Jason Green

10 Powell Close

Aylesford, Kent

ME20 7BW

Telephone number (if any)**E-mail address (optional)**

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address
Telephone number (if any)
E-mail address (optional)

This application to review relates to the following licensing objective(s)

Please tick one or more boxes ✓

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Please provide as much information as possible to support the application (please read guidance note 3)

Public safety/Public nuisance:

- 1) Manager, Alan, has been burning toxic trash, including plastics and chipboard on a monthly to twice-monthly basis for the past few months (*See Folder January 2019*). Items included mattresses (incident no: 171670 with the Environment Agency, 19/00408 with TMBC council) which let off such acrid smoke I had to shut all my doors and windows with my myself and my dogs inside on a hot day -21/06/2019. On that same day some Italian students were enjoying the adjacent park and had to leave due to the smoke – as noted by Aylesford Parish Council. (*See folder Mattress fire June 2019*)
- 2) 22/04/2019 – Manager Alan, was burning trash near the back of the garages at Powell Close. Smoke burned the back of the garage to No.8 and smoke entered the garages of No 8,9 & 10 the latter where a motorcycle is kept. Smoke also entered the back of No 7, 8, 9 & 10's gardens forcing clothes to be taken down and windows to be shut. He was advised by my husband, Jason, that this was in fact criminal damage and he could be arrested for such an offense. Alan did not seem to care. (*See folder: Garage Fire April 2019*)
- 3) On 25/07/2019 – Manager, Alan, began building up a trash pile in the back of the car park. This included plastic bags of trash and chipboard (see point 5 below). My husband, Jason, contacted the Environment Agency (incident no. 1722163) who advised me they would send a representative to speak to Alan, to ensure he wouldn't burn the pile. Due to rainy and windy conditions he has not proceeded to burn the pile as of today. Instead on 29/07/2019 he put cardboard beer boxes and financial file papers, with other people's personal information, on top of the pile (potentially to hide the plastic) in preparation for burning. (*See folder Trash Pile July 2019*)
- 4) Patrons then smoke outside the fire door in the small alleyway and on the pavement outside the club. Smoke enters neighbouring gardens, to which the residents on Rochester Road cannot enjoy their own homes. This can go on well past their licensed hours of 1130 pm (point 1 public nuisance) (*See: Complaint Letter, folder: Videos of Noise and Crowds*)
- 5) On 31/05/2019 Alan collected foliage from the adjoining field (council property) to help it burn better. (*See Folder: Foliage Stealing May 2019*) I have confirmation from a resident on Rochester Road, and from my son who witnessed him doing so, that the current trash pile (point 3 above) is from 55 Rochester Road's front garden, not from the club itself. I believe he may be acting as a waste disposal agent without an appropriate license as there also was no reason for the club to have mattresses to destroy (point 1 above).
- 6) I am unsure if he is taking membership fees (a condition of his license as a social club). We have seen no advertisements on Facebook or outside the club asking for renewal fees in over a year. It appears any body can go into the club and purchase alcohol, without being a member.

Public nuisance:

- 1) Patrons of the club gather in the parking lot and the pavement out front drinking, swearing and become very loud and noisy very late into the evening. On 27/07/2019 a party lasted until 1230 am with patrons yelling and shouting at each other. I reported this to TMBC council on 29/07/2019. This has happened on many previous occasions and has become a regular weekend occurrence. (*See folder: Videos of Noise and Crowds*) One night 19/07/2019 a patron trespassed and began drinking on the residents across the road's pavement. (*see folder: Videos of Noise and Crowds*)
- 2) Children are left out in the car park unattended late in the evenings, on 28/06/2019 they proceeded to get very noisy (shouting) and kicked a football into residents' fences, including ours at No. 10.

Prevention of Crime and Disorder:

- 1) Patrons drink in the social club and proceed to get in their cars and drive home. On the evening of 28/06/2019 my son heard a couple arguing in the car park, the woman was trying to keep the man from driving drunk. A resident on Rochester Road on the same evening saw 2 men, so drunk they could barely walk, get into a car down the road and drive away.
- 2) The Manager, Alan, intimidates elderly residents living on Rochester Road whenever they

complain about noise or smoke. He also swears at residents when they approach him to complain about the noise or crowds. Many residents fear retaliation, hence, why I am putting in this request at this time.

- 3) The Manager, Alan, ignored my husband's request on 10/07/2019 to stop burning near the garages as it was causing criminal damage. Unfortunately, our neighbour did not want to press charges on that occasion. Alan has no respect for other people's property or the fact that he was breaking the law.
- 4) On 30/07/2019 a delivery of a keg from a plain white van, registration no: KV54 SJU, was received to the club. (*See folder: Keg delivery July 2019*). I also note that in the trash pile (point 3 public safety/public nuisance) there are empty boxes of beer that appear to be from a shop.
- 5) On the evening of 27/07/2019 we could smell weed coming from the car park. A resident on Rochester Road confirmed she, too, had smelled weed that evening.

Protection of Children from harm:

- 1) On 27/07/2019 A party that lasted well into the evening kept our neighbours (9 Powell Close) son up all night to the point he was in tears. The swearing from the patrons was disruptive. Drug taking (weed) was also occurring (point 4 above)
- 2) The fire burnings result in toxic smoke blowing into houses where children live and could be causing harm. (points 1 and 2 public safety and public nuisance)

I have photos and videos of the mattress, trash burning, noise and crowd complaints which I have emailed to the registered parties and posted a USB to the Licensing team to support my application. I also have contact details for residents, which I will not put on this form for fear of retaliation, but are available to appropriate authorities, if required, for further evidence or interview.

In summary, we and many residents, feel that the Aylesford Social Club, Alan and their patrons have caused enough public safety, public nuisance, child welfare and crime/disorder concerns to warrant a review of their license. Many of us have complained to TMBC on a multitude of occasions but have had no results. One resident has been in contact with Daniel Moody at Licensing with regards to doing a petition to complain, and I have been in contact with Leeann Leeds who advised me of my right to request a review, both have been very helpful. Peter Thomason at TMBC should also be aware of these issues as myself and many other residents have complained on a variety of occasions to him without any results.

Please tick ✓ yes

Have you made an application for review relating to the premises before

☐

If yes please state the date of that application

Day Month Year

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If you have made representations before relating to the premises please state what they were and when you made them

yes

Please tick ✓

- I have sent copies of this form and enclosures to the **responsible authorities** and the premises licence holder or club holding the club premises certificate, as appropriate ☒
- I understand that if I do not comply with the above requirements my application will be rejected ☒

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

Part 3 – Signatures (please read guidance note 4)

Signature of applicant or applicant's solicitor or other duly authorised agent (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature

.....

Date

.....

Capacity

.....

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)

10 Powell Close

Post town

Aylesford

Post Code

ME20 7BW

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.

Leeann Leeds

Subject: FW: Comments regarding the Aylesford Village Club

From: Sara Green
Sent: 26 August 2019 14:10
To: Licensing Services <Licensing.Services@tmhc.gov.uk>
Subject: Comments regarding the Aylesford Village Club

Good afternoon,

Dear Licensing Team,

I am writing below further to my application of a license review of The Aylesford Village Club.

After the Aylesford Social Club had been notified of the request for a license review, things did not change. There was no attempt to stop hosting late night events at the weekends or any attempt to reduce the noise. The following incidents occurred:

03/08/2019 from 8 pm – 1230 am there was shouting and yelling at the back of the club in the car park (behind the houses in Powell Close). This made sleeping difficult and my son whose room is at the back of the house was unable to sleep.

05/08/2019 When my husband arrived home from work at 1030pm he could hear shouting and revving of car engines. They also put their car brake lights on lighting up the back of the houses at Powell Close for 20 minutes before finally leaving at 1230 am. This was likely retribution for the license review request.

16/08/2019 There had been child's party from 130pm, which by 10 pm-1130pm shouting and yelling started at the back of the club. The manageress came out and told the patrons to quiet down as "someone had made a complaint". They were quiet for a brief time but later, with more drink, became loud again shortly after.

24/08/2019 From 930 pm – 1230 am More shouting and yelling. This time a child, of a young age, had grabbed a log and was banging it against the fence at 59 Rochester Road. This particular resident is an elderly woman living on her own, who has had various problems with the club. We have video of this event if for the hearing, it is too large to email. The parents of the child, who were under the influence, made no attempt to stop the child. There was also a man in the car park who was so drunk he was vomiting in the weeds behind on the other side of our fence. It is obvious that the Aylesford Social Club is allowing patrons to drink to excess with no attempt to stop serving alcohol. That young child was seen at the club being lifted by a man – likely the father towards the ceiling of the back garden, while threatening to throw him into the ceiling, at 1148 pm – this video is too large to email. Surely this is not good for the welfare of the child to be at a club so late which his drunk parents.

Residents have also learned that he is charging local residents to use the car park, this itself is not a problem so long as the funds are going into the social club accounts and not the manager's private account. We also found out that the last Trustee left his position due to the manager's behaviour, I believe he has also emailed the licensing team. If there are no Trustees or Committee can it be classified as a social club – These are questions that should be asked at the hearing, as I would like to clarify if their actual position as a club. There have been no committee meetings or membership renewals notices put up at the club or in the local area in over a year, which I have stated in my original license review application.

This club has proven over the last few weeks after the license review request that it has no interest in maintaining good relations with the people of this village. In the evenings it is not a social club for local members, but a free for all for those looking for cheap alcohol and no police presence.

If this club was a pub it would have been shut down a long time ago, but because it operates under the radar as a "social club" it has been allowed to continue to be a nuisance to residents.

Kind regards,
Sara Green
10 Powell Close
Aylesford, Kent
ME20 7BW