

Arlene Dunbar

From: Queens CrossCC <abdn.qxcc@hotmail.co.uk>
Sent: 23 August 2018 13:24
To: Licensing
Subject: Dizzy - Alcohol Licence for balcony area Ref AC0068 (as ascertained from tellmescotland)

We, Queens Cross/Harlaw Community Council wish to strongly object to a licence for the Balcony area as requested by Dizzy's.

The main concern is the noise which will likely be much worse than previously as drink will be consumed in an open area which will affect neighbours much more. I state MUCH more as the neighbours already have noticed an annoying increase in the disturbing noise coming from Dizzy's since June this year, which is presumably because Dizzy's has already been given a temporary licence for the new area. The additional noise from Dizzy's till 11 o'clock at night (the time designated as a restriction on the Planning application approval) does not seem to us a reasonable hour to try and stop noise. One neighbour in particular is already disturbed by drinking on the roof top terrace especially when a barbecue was in progress where food was being prepared there. The associated noise and smell was very unpleasant to the neighbours. Apparently this roof terrace can be very busy where often there are not enough seats and people are standing to have their drinks.

We have been told by another member of the Community Council not quite so nearby Dizzy's (and so not on the Neighbourhood list) that they were annoyed by the noise when walking along Fountainhall Road so obviously the noise can be heard some distance away.

I am trying to find out if Dizzy's has permission to have so many people on the roof terrace drinking as in my experience they have to have a licence to allow a certain number of people on a roof terrace especially when serving food and drink. I have had a response from a solicitor associated with the Licensing Dept. but unfortunately I am still not clear on this matter. Neither am I clear either on who and why the additional TEMPORARY licence was granted to Dizzy's. Certainly the Community Council was not made aware of the change in Licensing.

As well as noise neighbours have informed us that since the temporary licence was approved with an increase of the roof terrace bar activities that :-

"bad language is common, as is loud laughing and the general sounds associated with people under the influence of alcohol."

"This area is used regularly and customers can be there until midnight or even later."

"the value of my property will be reduced. It will represent a significant inhibitor to the resale of my property"

"I am also apprehensive that proper controls and ongoing monitoring does not take place"

"People congregating in the car park at closing time.

I have tried to contact the Aberdeen Council [Antisocial Behaviour Investigation Team for clarification but have just reached an answering machine.](#)"

Regarding the car park it is noted that on the Planning approval for the number of parking spaces was queried and Dizzy's (I assume) put in a hand written list (which is difficult to read) of the number cars parked up to 9pm at night. Their numbers are much lower than the 13 cars that I saw almost filling the parking spaces at 7pm recently. However I have to accept mine was only a single check. Nevertheless the experience of residents in other areas where there have been queries over approval of an alcohol licence is the noise of car doors and indiscriminate parking late at night which is the problem. This should be checked out as a possible problem at Dizzy's where it was already noted that the number of car park spaces was low.

It is suggested that anyone considering whether Dizzy's Licence Application should be approved only needs to go to Dizzy's OWN Facebook page and look and listen to the video there of the highly amplified singer on the roof terrace and ask themselves if they would want to live anywhere near a venue making such a loud noise with people eating

and drinking. Note if the video is no longer available on Dizzy's Facebook site then an archived copy can be made available. Certainly present neighbours in the area are very unhappy at the noise.

Answers to whether there are or should be restrictions on numbers of seats and standing people being served food and drinks on the roof top terrace are still being clarified but it is suggested that decision makers take note (from the video) of the number of people standing (as there are no seats left presumably) as well as sitting on Dizzy's roof terrace.

For practical and safety reasons it would appear unwise to have that large number of people (seen in the video) assembled for drinking and eating (along with a Barbecue on occasions) on a **roof terrace**.

Regards Ken Hutcheon Secretary Queens Cross/Harlaw Community Council