

From: [REDACTED]
To: [WWW: Licensing](#)
Cc: [Morgan, Lee](#); [Helps, Tracey](#)
Subject: Re: Brew Monster Sub Committee Decision Notice
Date: 25 September 2023 16:18:21
Attachments: [Licensing committee Brew Monster further info comments September 2023.docx](#)

Dear Mr. Morgan,

Please find attached my responses to the further information given by Mr G. White in respect of seeking to vary his licence to Brew Monster, 1 Lon y Twyn, Caerphilly. These responses are only given in respect to the points he has raised.

Yours sincerely,

Paul Brown

On Thu, 14 Sept 2023 at 09:50, WWW: Licensing <LICENSING@caerphilly.gov.uk> wrote:

Dear Sir / Madam

You may recall that Members of the Sub Committee that heard the application to vary the premises licence at Brew Monster adjourned the meeting in order that further information might be provided to them in respect of the beer 'yard' area.

Information has been provided by the applicant within the timescales within the decision notice and is now attached for your information. Should you have any comments, **only in respect of the information that has been submitted**, then please could these be forwarded to me, no later than 4pm on the 26th September 2023.

Kind Regards

Lee Morgan

From: Morgan, Lee
Sent: Monday, August 14, 2023 11:22 AM
To: Morgan, Lee <MORGAL16@CAERPHILLY.GOV.UK>
Cc: Helps, Tracey <HELPST@CAERPHILLY.GOV.UK>
Subject: Brew Monster Sub Committee Decision Notice
Importance: High

Good Morning Sir / Madam

Further to the Sub Committee Meeting held on the 9th August 2023 in relation to Brew Monster, please find attached a copy of the decision notice following the meeting.

You will note that the meeting to determine the application has been adjourned to the date set in the notice.

You will receive an invitation to attend the next date.

Kind Regards

Lee Morgan

☎ 01443 866750
✉ morgal16@caerphilly.gov.uk

Porwch ein gwefan Browse our website	www.caerffili.gov.uk www.caerphilly.gov.uk
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Gallwch ohebu mewn unrhyw iaith neu fformat.Ni fydd gohebu yn Gymraeg yn creu unrhyw oedi.
Correspondence may be in any language or format.Corresponding in Welsh will not lead to any delay.

Mae'r e-bost hwn ac unrhyw ffeiliau sy'n atodol yn gyfrinachol a dim ond ar gyfer defnydd yr unigolyn neu'r sefydliad y cyfeiriwyd atynt. Os ydych wedi derbyn yr e-bost hwn ar gam rhwch wybod i reolwr eich system. Nodwch fod unrhyw sylwadau neu farn o fewn testun yr e-bost yw sylwadau a barn yr awdur yn unig ac nid yn angenrheidiol yn cynrychioli barn Cyngor Bwrdeistref Sirol Caerffili. I orffen, dylai'r person sy'n derbyn yr e-bost sicrhau nad oes firws ynghlwm nac mewn unrhyw ddogfen atodol i'r e-bost. Nid yw'r Cyngor yn derbyn unrhyw gyfrifoldeb am unrhyw ddifrod achoswyd gan unrhyw firws sy'n cael ei drosglwyddo gan yr e-bost hwn. Rydym yn croesawu gohebiaeth yn Gymraeg, Saesneg neu'n ddwyieithog (yn unol â'ch dewis), ac mewn ieithoedd a fformatau eraill. Cewch ymateb yn unol â'ch dewis iaith os nodwch hynny i ni, ac ni fydd cyfathrebu â ni yn Gymraeg yn arwain at oedi. This email and any files transmitted with it are confidential and intended solely for the use of the individual or entity to whom they are addressed. If you have received this email in error please notify the system manager. Please note that any views or opinions presented in this email are solely those of the author and do not necessarily represent those of Caerphilly County Borough Council. Finally, the recipient should check this email and any attachments for the presence of viruses. The Council accepts no liability for any damage caused by any virus transmitted by this email. We welcome correspondence in English, Welsh or bilingually (according to your choice) or in other languages and formats. We will respond in your declared chosen language, and corresponding with us in Welsh will not lead to any delay.

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Further information in reply to Brew Monster Application to vary premises licence at 1 Lon y Twyn

Replies given below are set out to include quotes (in italics) from further information supplied by applicant and then my responses. Whilst responses may appear to be related to planning issues, they are given in relation to 'prevention of public nuisance' and in response to points raised by applicant in the further information supplied to Licensing Sub-Committee on August 8th 2023.

Page 1

Brewery Yard Layout and Location of Proposed Screening

2nd Paragraph

....main brewery building and the shed are heavily insulated concrete structures that require no further acoustic screening as they are already extremely effective at blocking any sound.

Despite statement, the main building is NOT extremely effective at blocking out sound. It may be effective at times when there are few patrons inside the bar areas, but it is not 'extremely' effective, as high levels of external noise DO occur, being audible inside our house (with closed windows), let alone when sitting out in the garden. This happens particularly when:

- i. live music is performed by singers/bands at glass-fronted entrance area to bar (very high bass levels).
- ii. the premises are closed to patrons during working day, music volume is turned up high when employees are working in the brewing area.
- iii. employees leave the door open between brewery area and yard, allowing loud music noise to escape.
- iv. both entrance doors from street to bar are frequently left open in warmer weather.
- v. entrance doors to bar are banged as patrons enter/exit.

3rd Paragraph

....intended to produce a complete ring around the brewery yard that will prevent the escape of any sound when the yard is in use by patrons.

Can the applicant guarantee this statement in respect that 'intended' works 'will **prevent the escape of any sound** if the yard is used by patrons'? The proposed acoustic screening as detailed in the further information is aimed at reducing NOT eliminating sound, the effectiveness of which may turn out to be negligible. The '*ring around the brewery yard*' only covers that, it does not consider noise made by movement of patrons (carrying alcohol) along the public footpath, which is the only means of ingress/egress to the brewery storage yard from the bar area inside the main building.

Pages 2 – 5

Construction of permanent screening incorporated into north-eastern and southern boundaries and information on Sound and Sound-Proofing

The proposed screening block wall with timber materials and acoustic insulation assumes that any sound made by patrons will only travel laterally. Sound travels in waves 360 degrees from the source and is three dimensional, thus it will also rise upwards and may be heard at other points than the 90- or 180-degree boundary walls, especially where vertical waves are subsequently refracted and/or reflected above the boundary wall.

The applicant does not qualify the appropriate use of the acoustic insulation membrane in an EXTERNAL setting. The information given in relation to the proposed use of Tecsound S100 as the acoustic insulation material on the company website (<https://www.ikoustic.co.uk/products/tecsound/tecsound-s100/>) shows internal applications only and indicates that the quality and action of the product deteriorates in wet conditions such as bathroom/wet room areas (Screen Shot Figure 1 over page). Does the applicant have information that shows such a product will maintain its suitability and quality when used in outside areas such as boundary walls/fences rather than its intended use in lining internal/external walls of a building? The use of this proposed acoustic insulation material does not appear to be meet the purpose, or standard of noise reduction, as is found in the external acoustic fencing on the same company's website.

(<https://www.ikoustic.co.uk/products/acoustic-fences/noistop-essential-acoustic-fencing/>)

....As the gate will be required to be open during times that the brewery yard is in use, creating opportunity for noise to escape, we intend to create temporary screens, similar to those described above (solid timber sheeting and acoustic insulation membrane) that can be moved into place at weekends and then removed after the weekend....

Temporary screens will not be as effective in screening out noise as the permanent parts because they do not have the same 'bulk mass' provided by the 'intended' additional block wall inside the wooden fence to the southern boundary. Sound is likely to escape through and around the edges of such screens, which must also be open to some aspect to enable patrons to enter/exit the yard. Being moveable, will they also remain in the intended position as patrons pass through?

Figure 1 Screen Shot detailing suitability of Tecsound S100™ in wet situations



Reduces airborne and impact noise

Most soundproofing materials can only reduce impact or airborne noise but due to its unique properties, Tecsound is effective against both.



Tecsound UK shipping

Tecsound S100 is shipped on a pallet. Unlike others, we hold stock of all of our products ready to **dispatch same day Monday to Friday**. We also offer **next day delivery** for orders placed before 1pm Monday to Friday.



Mould, moisture and fungus resistant

Tecsound offers some mould, moisture, and fungus-resistant properties.

How do I install Tecsound? ▼

What is the noise reduction of Tecsound S100? ▼

Can Tecsound S100 be used to soundproof bathrooms and wet rooms? ▲

Bathrooms and wet rooms contain high amounts of vapour and moisture, which will eventually degrade the Tecsound's adhesive qualities and possibly damage the elasticity over time. We recommend using a Vapour or Moisture plasterboard to protect it from any exposure. It is most common that Moisture Board is used internally in bathrooms to preserve the soundproofing materials beyond it. Vapour Boards primarily concern external walls, so when dampness is expected in any of these areas, you need to discuss the use of soundproof materials with a damp specialist in these placements.

Table provided to illustrate'the decibel (dB) rating of various sources of sound level reading', ...'shows humans speaking to be approximately to be approx. 60dB and is described as moderate'.

There is no indication given on the table as to the distance from which the level of sound was recorded. For conversation, making a presumption of 1-2 metres away from the source, whilst a sound level of 60dB may be correct for a 'normal' conversation, however when groups of patrons drinking alcohol, totalling 20 to 30 or more in number, are undertaking conversations at the same time, the volume of noise increases as they speak/shout so others can hear them against the background level.

Amongst other effects such as loss of inhibition and aggression, alcohol also causes people's hearing to lessen temporarily. When their hearing is dulled and impaired, they don't realise how loud they are speaking. After having a few drinks, when you speak you mistakenly think that you are talking more softly than usual. To compensate, you automatically start talking louder, often inadvertently shouting, thus increasing levels above the 'moderate' 60dB conversation. (<https://www.abc.net.au/science/articles/2016/04/26/4448817.htm>).

When the brewery yard was used several times in May 2023 (without planning approval), **patrons produced incessant noise, consistently over 60dB 15 metres away from the source, with peaks above 75-80db** (severely affecting the ability of residents to use their gardens and to have windows open in the house on a warm day). This was NOT a 'moderate' conversation between a couple of people one to two metres apart.

Page 6 Paragraph 2

It is reasonable to assume that if the planning permission is granted, it will be conditioned on the proposed acoustic screening being installed prior to the brewery yard being opened to patrons. Therefore, the Sub-Committee can be assured that the brewery yard will only be used in the event that planning permission is granted and the proposed acoustic screening is installed.

The applicant suggests that implementing acoustic screening will solve the issue of noise in relation to 'the prevention of public nuisance'. Based upon the quality and appearance of work previously undertaken to the premises, **I have no confidence that the proposed permanent screening for the boundary walls or temporary screening access to the yard entrance will be effective**, let alone aesthetically pleasing. Earlier building works have not been finished off, for example, external plaster work unpainted, bare wood left visible, external panelling missing on front and edges of main building etc. The unfinished roof of the 'shed' has pieces of corrugated plastic lying on it nearly a year after installation and the fascia has torn plastic sheeting hanging down, unsightly and blowing about. If the proposed acoustic screening is installed to these levels of incomplete work and quality, its effectiveness is likely to be poor.