

A record of the meeting of the Licensing
Sub-Committee in the Council Chamber,
Selby District Council, Civic Centre,
Portholme Road, Selby on
Friday 27 February 2009 at 10:00 am

PRESENT:

Councillor Kay McSherry
Councillor Ruth Sayner
Councillor Debbie White

OFFICERS:

Jamie Hollis - Solicitor
Tim Grogan - Licensing Enforcement Officer
Tracey Peam - Committee Administrator

ON BEHALF OF THE APPLICANT:

Reverend Susan Sheriff

REPRESENTORS:

Responsible Authority

Dean Richardson - Principal Environmental Health Officer - Commercial

Interested Parties

Mr Smith - 5 Churchyard, Tadcaster
Mr Edmondson - 6 Churchyard, Tadcaster

1. ELECTION OF CHAIRMAN

It was resolved:

That Councillor Sayner be elected as Chairman for the duration of this Licensing Sub-Committee.

2. INTRODUCTIONS

The Chairman introduced herself and the other Members of the Licensing Sub-Committee.

For the benefit of all present, the Clerk summarised the Hearings Procedure, as appended to the agenda, and said that each category of participant was entitled to 5 minutes in which to explain their case.

3. APPLICATION FOR A PREMISES LICENCE FOR BOY'S SUNDAY SCHOOL, CHURCHYARD, TADCSTER

In attendance and entitled to speak on this application were:

Reverend S Sheriff representing the applicant, Mr D Richardson (Environmental Health Services), Mr Smith and Mr Edmondson as objectors.

Tim Grogan (Licensing Officer) gave a summary of his report. He advised that the application was for a Premises Licence as set out in the summary of the report.

The terms of the application are for the licence to authorise:

The provision of: regulated entertainment in the form of plays, films, indoor sporting events, boxing or wrestling, live music, recorded music, performance of dance and anything of a similar description to the latter forms of regulated entertainment; entertainment facilities in the form of making music, dancing and entertainment of a similar description to those entertainment facilities; late night refreshment and sale by retail of alcohol from:

(a) Monday to Sunday (inclusive) between 09:00 – 23:00 hours.

The Licensing Officer outlined the decision options for the committee and the options for appeals.

In addition, the Licensing Officer provided a response to the proposed conditions provided by the Interested Parties.

The Reverend Sheriff (representing the applicant) advised the committee that all the Trustees of the Church wanted to do, was to legalise the procedures that were already in place, for example School Concerts which could supply cheese and wine, Christmas Carol Evening with mulled wine instead of having to apply for a special licence to hold such events.

The Reverend wanted to reassure the objectors that there would be very few 18th or 21st Birthday Parties being held on the premises and that the sale of alcohol at the events mentioned above would not create problems for the residents living in the vicinity of the premises. If any birthday party bookings were taken then they would be treated individually and on their own merits.

She also reiterated that a Designated Premises Supervisor (DPS) would be informed of all events taking place in the premises and it would be the responsibility of the DPS to take any action necessary if any disturbance was caused.

Mr Richardson, the Principal Environmental Health Officer – Commercial advised the committee that the premises licence would not be objected to provided the following conditions are imposed on the licence:

1. Noise from amplified and non-amplified music, singing and speech arising from regulated entertainment at the premises shall not be audible inside habitable rooms of noise sensitive properties in the vicinity.
2. No external doors and windows to the room/s where regulated entertainment is being provided shall be open during the course of the entertainment, other than for normal access and egress.
3. Amplified and non-amplified music, singing and speech associated with the regulated entertainment shall only be carried out inside the premises except with the prior written approval of the Licensing Authority.
4. Speakers used to relay amplified music, singing and speech provided as part of the regulated entertainment shall not be positioned outside the premises, where placed internally ensure that they are directed away from external doors and windows.
5. The area around the premises shall be routinely cleared of litter and waste when the premises have been open to the public.
6. Prominent, clear notices shall be displayed requesting people using the premises to respect of needs of local residents and leaves the premises and area quietly.

Mr Smith (Interested Party) informed the committee of his concerns that the premises would be able to sell retail alcohol if the licence was granted. Another issue he raised was where would members of the public attending any event at the premises go to smoke. He was against the grant of a Premises Licence.

Mr Edmondson (Interested Party) felt reassured after hearing from the Reverend Sheriff that there would be no bar facilities and that birthday parties would be looked at on an individual basis and that there would be no 18th or 21st parties held.

Mr Edmondson's main concern was the repeat of an incident that took place over a year ago when young teenagers who had been drinking alcohol had tried to gatecrash a party held on the premises, which led to fighting and the police being called.

After both the representative for the applicant and the objectors had confirmed that they had received a fair hearing the Licensing Sub-Committee adjourned to debate their decision.

Resolved:

That the premises licence for the Boy's Sunday School be granted, subject to the following six conditions being attached to the licence:

The provision of: regulated entertainment in the form of plays, films, indoor sporting events, boxing or wrestling, live music, recorded music, performance of dance and anything of a similar description to the latter forms of regulated entertainment; entertainment facilities in the form of making music, dancing and entertainment of a similar description to those entertainment facilities; late night refreshment and sale by retail of alcohol from:
(a) Monday to Sunday (inclusive) between 09:00 – 23:00 hours.

- 1. Noise from amplified and non-amplified music, singing and speech arising from regulated entertainment at the premises shall not be audible inside habitable rooms of noise sensitive properties in the vicinity.**
- 2. No external doors and windows to the room/s where regulated entertainment is being provided shall be open during the course of the entertainment, other than for normal access and egress.**
- 3. Amplified and non-amplified music, singing and speech associated with the regulated entertainment shall only be carried out inside the premises except with the prior written approval of the Licensing Authority.**
- 4. Speakers used to relay amplified music, singing and speech provided as part of the regulated entertainment shall not be positioned outside the premises, where placed internally ensure that they are directed away from external doors and windows.**
- 5. The area around the premises shall be routinely cleared of litter and waste when the premises have been open to the public.**
- 6. Prominent, clear notices shall be displayed requesting people using the premises to respect of needs of local residents and leaves the premises and area quietly.**

The meeting closed at 11:53 am.