

SELBY DISTRICT COUNCIL

Minutes

Minutes of the proceedings of a meeting of the Licensing Sub Committee held on 12 November 2010, in Committee Room 2, The Civic Centre, Portholme Road, Selby, commencing at 10:00 am.

PRESENT:

Councillor R Sayner
Councillor Mrs D White
Councillor Mrs P Mackay

OFFICERS:

Caroline Fleming - Senior Solicitor to the Council
Tim Grogan - Licensing Enforcement Officer
Jade Hibberd - Committee Services Officer
Wayne Palmer - Principal Environmental Health Officer

ON BEHALF OF THE APPLICANT:

Mr Brian James Smith

Public: 5

1. ELECTION OF CHAIRMAN

It was resolved:

That Councillor Mrs R 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.

3. DECLARATION OF INTEREST

None.

4. MINUTES

Resolved:

That the minutes of the proceedings of the meeting of the Licensing Sub-Committee held on 8 April 2010 be confirmed as a correct record.

5. APPLICATION FOR A PREMISES LICENCE FOR 44, FLAXLEY ROAD, SELBY YO8 4BW

In attendance and entitled to speak on this application were:

Mr Brian James Smith, the applicant and Ms Ward, a representative of the residents of White Street.

Tim Grogan (Licensing Enforcement Officer) gave a summary of his report. He advised that the application was for a Premises Licence that sought the determination of the Licensing Sub Committee where relevant representations had been received.

The applicant proposes to operate as a responsible and effective manager of the premises in order to promote the licensing objectives.

The Licensing Officer outlined the decision options open to the Committee together with options available for possible appeals.

Mr Smith outlined his intentions in applying for a Premises Licence.

Councillors, the Licensing Enforcement Officer and Ms Ward questioned the applicant on the information submitted.

Mr Palmer (Environmental Health Officer) outlined the conditions imposed on the application by Environmental Health and told the Sub-Committee that he was content that the applicant had agreed to comply with them.

Ms Ward outlined the residents' objections to the application.

The Chair confirmed with all parties that they had had a fair hearing.

The Sub Committee adjourned to debate their decision.

Resolved:

That the applicant be granted a premises licence subject to the operative schedule and any mandatory conditions in the Licensing Act 2003 and subject to the following conditions put forward by Environmental Health: That;

- **At the end of business every day/night the pavement to the frontage (and sides) of the premises shall be cleared of litter and waste;**

- **All refuse receptacles shall be kept locked except when waste is being deposited in, or emptied out of the receptacle; and**

The following additional conditions: That;

- **If three or more persons congregate outside the premises staff shall ask them to move on;**
- **All food receptacles and carrier bags used between the hours of 11pm – 2am shall be identifiable to the business;**
- **Adequate bins be provided for customer use.**

The parties were reminded that they have a right to request a review if problems occur once the licence is in operation, or to appeal.

The meeting closed at 10.55am