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Licensing Sub Committee

Tuesday 3 March 2015

PRESENT:

Councillor Rennie, in the Chair.
Councillor Ball, Vice Chair.
Councillors Parker-Delaz-Ajete.

Absent – Councillor Sparling.

Also in attendance: Ann Gillbanks (Senior Lawyer), Fred Prout (Senior Licensing Officer) and Helen Rickman (Democratic Support Officer).

The meeting started at 10.00 am and finished at 10.30 am.

Note: At a future meeting, the committee will consider the accuracy of these draft minutes, so they may be subject to change. Please check the minutes of that meeting to confirm whether these minutes have been amended.

28. **APPOINTMENT OF CHAIR AND VICE-CHAIR**

Agreed that Councillor Rennie is appointed Chair and Councillor Ball is appointed Vice-Chair for this meeting.

29. **DECLARATIONS OF INTEREST**

There were no declarations of interest in accordance with the Code of Conduct.

30. **CHAIR'S URGENT BUSINESS**

There were no items of Chair's Urgent Business.

31. **THE STABLE, LITTLE VAUXHALL QUAY, VAUXHALL STREET, PLYMOUTH - VARIATION OF PREMISES LICENCE**

The Committee having –

- (a) considered the report by the Director of Public Health;
- (b) heard from the applicant and applicant's Solicitor that the application was:
 - to vary the layout of the premises in accordance with plans supplied to extend the licenced premises on the ground floor and to add the balcony on the first floor;
 - to remove the licensable activity and hours for live music;
 - to amend the hours for sale of alcohol, for recorded music, late night refreshment and the opening hours seven days a week;
 - to remove the current conditions on the premises licence (other than mandatory conditions) and to replace them with conditions which have been agreed with the

Police and which are detailed in appendix 4 of the report provided by the Director of Public Health;

- the intention was to convert the premises from a night club into “The Stable” which was a family lead business chain offering a restaurant providing a variety of pizza and stocking a range of ciders;
- the floor space of the premises would increase but the increase would not impact on the overall capacity of the premises as the extra space would be to accommodate the tables for the restaurant;
- the applicant had consulted with the Police which had resulted in the proposed conditions which should address all issues concerning the management of noise at the property; although the noise would be reduced as the activities of live music and of making music were being requested to be removed from the premises licence as part of this application;
- “The Stable” has as a business already successfully operated since 2009 in Bridport/Weymouth/Poole/Newquay and Falmouth and within a cumulative impact area in Bristol;
- the applicant had tried unsuccessfully to engage with the other party who submitted the representation and although the representation was vague believed that the proposal being made was for a different property than was there before with less hours and no live music;

(c) considered written representation under the licensing objectives as detailed below:

Prevention of Public Nuisance

- the representation referred to planning applications which had contained representations from the Public Protection Service in respect to impact upon planning considerations in relation to possible noise emanating from premises in Pinnacle Quay and also to the application for planning permission in relation to the current premises.
- the representation was on the basis of noise from the current premises.
- Members considered that although the representation was relevant as it contained a reference to noise from the premises, that the concerns addressed would be addressed by the change to hours, change of use and conditions put forward by the applicant.

- Prevention of Crime and Disorder

- No representations

- Protection of Children from Harm

- No representations

- Public Safety

- No representations

Having considered the application and the fact that there were no representations from Responsible Authorities MEMBERS AGREE that it is appropriate that the application be

GRANTED as applied for, subject to the proposed conditions agreed with the Police being substituted for the current conditions on the premises licence (with the exception that all mandatory conditions will remain on the premises licence).

32. **EXEMPT BUSINESS**

There were no items of exempt business.

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