

# CYNGOR SIR POWYS COUNTY COUNCIL

## Licensing Sub-Committee

**REPORT BY:** Licensing Officer (Natalie Jones)

**SUBJECT:** Application for a Premises Licence

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**REPORT FOR:** DECISION

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### 1. APPLICATION

On 13/12/18, an application for a Premises Licence was received from Alan Murphy trading as Mach 1 Leisure Limited for a Café Bar and Grill, with alcohol sales and music at the Old Barclays Bank Building, 4 Heol Pentrehedyn, Macynlleth.

1.2 A location map of the premises is set out at **Annex A**, and a copy of the application and a plan of the premises are reproduced at **Annex B**.

The Proposed Premises is located in the former Barclays Bank Building, behind the Clock Tower in Machynlleth. The premise comprises of a ground floor and the applicant has submitted plans which also show a previously unused basement, which will also include licensable activities.

1.4 The applicant & The Licensing Authority satisfied procedural obligations by consulting the Responsible Authorities and advertising the application.

1.5 The Applicant has applied for a Premises Licence authorising the sale of alcohol, as well as recorded music.

A summary of the application –

Licensable activity	Times
Opening Hours of Premise	Mon – Sun 10.00 – 00.30*
Sale of Alcohol (on/off sales)	Mon – Sun 10.00 – 00.00*
Provision of Recorded Music	Mon – Sun 10.00 – 00.00*
All the above on NYE	01.30 open to public / 01.00 licensable activities

***\* Please note further in the Report that these times have significantly been reduced following agreement between Police Licensing Officer and the applicant. (see new times under Representations from Responsible Authorities – Police)***

## 2. REPRESENTATIONS

The list of all Representations made by the Responsible Authorities are contained within **Annex C**.

### 2.1 Responsible Authorities

#### **Fire Service** (Caren Wells)

Concerns over Means of Escape; Travel Distances; Occupancy Numbers; Building Control Consultations and lack of information contained within application.

#### **Environmental Health** (Paul Bufton)

Mr Bufton expressed concerns that the proposed premises is part of a building already occupied by residents (flats above the licensed premises) and noise may be transmitted, which will have an impact on residents

Insufficient detail within the application to demonstrate that noise from the premises can sufficiently be controlled to prevent public nuisance.

#### **Police** (Rod Bowen – Police Licensing Officer)

Although the Police did not make Representations, following a meeting with the applicant during the Consultation period, the Police Licensing Officer requested some amendments to the Licence, which the applicant agreed to. Therefore, the licence application has now been amended to the following hours –

<b>Licensable activity</b>	<b>NEW Times</b>	<b>Amendment</b>
<b>Opening Hours of Premise</b>	<b>Mon – Sun 10.00 – 23.30*</b>	Opening times REDUCED from 00.30 to 23.30
<b>Sale of Alcohol (on/off sales)</b>	<b>Mon – Sun 10.00 – 23.00*</b>	Alcohol sales REDUCED from 00.00 to 23.00
<b>Provision of Recorded Music</b>	<b>Mon – Sun 10.00 – 23.00*</b>	Provision of Recorded Music REDUCED from 00.00 to 23.00

***Note – NYE times remain the same as Original application (01.30 closing, 01.00 licensable activities)***

## 2.2 Other Persons

Representations were received from 4 local residents. Concerns were raised over Public nuisance (noise / disturbance) and Crime and disorder (anti-social behaviour) and public safety (lighting / fire safety).

These letters are all shown in **Annex D**.

## **3. OPTIONS**

3.1 In determining the application for the Premises Licence, the Sub-Committee must take such steps as are considered appropriate to promote the licensing objectives;

- The Prevention of Crime and Disorder
- Public Safety
- The Prevention of Public Nuisance
- The Protection of Children from Harm

3.3 The options are to;

- a) grant the application as submitted by the applicant without modification, with the exception of the inclusion of mandatory conditions made under Section 19, Licensing Act 2003 (Supply of Alcohol); or
- b) grant a licence with modified conditions; or
- c) reject the whole or part of the application.

## **4. DETERMINATION**

4.1 The Licensing Sub-Committee is requested to determine the application.