

DRAFT MINUTES SUBJECT TO APPROVAL AT NEXT MEETING

Draft Minutes of the Licensing Hearing No. 3 Meeting held on Monday 19th December 2005 at Monkton Park, Chippenham commencing at 10.00am

Hearing Councillors Present: Councillors D.B. Allen, P.J. Goldstone, I.J. Henderson

Officers Present: A. Inkpen (Principal Environmental Health Officer (Licensing), L. May (Policy & Democratic Services Assistant) and P. Taylor (Assistant Solicitor)

LH3-7. Election of Chairman

Councillor P.J. Goldstone proposed and Councillor I.J. Henderson seconded that Councillor D.B. Allen be elected Chairman for this hearing only. There were no further nominations.

Resolved that Councillor D.B. Allen be elected Chairman for the duration of the hearing.

Councillor D. B. Allen in the Chair.

LH3-8. Chairman's Announcements

The Chairman gave details of the exits to be used in the event of the fire alarm sounding.

LH3-9. Apologies

Apologies were received from Councillor J.R. Ireland and the Hearing was informed that Councillor D.B. Allen as nominated substitute would replace Councillor J.R. Ireland for the duration of the Hearing.

LH3-10. Minutes

The Minutes of the Hearing held on 27th September 2005 (circulated with the Agenda) were considered.

Resolved that the Minutes of the Hearing held on the 27th September 2005 be confirmed and signed as a correct record.

LH3-11. Declarations of Interest

There were no declarations of interest made in respect of any item contained in the Agenda.

LH3-12. Chippenham Sports Club, Hardenhuish Park, Bristol Road

The Chairman welcomed everyone to the Hearing and introduced the Councillors and Officers present.

The Chairman then referred to the Hearing Procedure, which had been circulated with the Agenda that outlined how the Hearing would be conducted.

The Chairman confirmed that when reaching decisions in respect of the applications being heard, consideration would be given to all of the representations that had been received, the Council's Licensing Policy and government guidance including the four licensing objectives of:

- The prevention of crime and disorder
- Public safety
- Prevention of public nuisance; and
- The protection of children from harm.

Consideration was then given to Report No. 5 (circulated on 8th December 2005) which advised Members that relevant representations had been received in respect of an application by Miss S Cornwallis to vary a Club Premises Certificate at Chippenham Sports Club.

Following a brief summation of the information in the report by the Principal Environmental Health Officer (Licensing), the hearing was addressed by Mrs R. Glover and Mr A. Thatcher on behalf of the Applicant.

Representations (as attached to Report No. 5) had been received and the following people were in attendance to present their representations: Mr C. Carter, Mr D. Pickering, Mr A. Pollard, Mr P. Magson and Mr J Warburton. Opportunity was also given to the Applicant and those making representations to address questions to each other through the Chair of the Hearing.

Issues discussed included:

- That the extension in hours sought was to support the sporting activities held at the club and as a facility for its members and guests;
- The suggestions made by the representative of the Applicant in an attempt to address some of the concerns of the residents;
- The Club's Code of Conduct;
- That the Club was situated in a residential area;
- The concerns of the local residents with the levels of noise resulting from amplified music;
- Anti-social behaviour problems which were perceived to be caused by patrons of the Club, causing disturbance to local residents;

- That no representations had been received from the Police or the Environmental Health Department; and
- The ownership of the Club's car park.

Resolved that

- (1) The application to extend the hours for the supply of alcohol be granted subject to the amended timings detailed below:
 - (i) Sunday to Wednesday – 08.00 - 24.00;
 - (ii) Thursday to Saturday - 08.00 - 01.00.

- (2) The application to extend the hours for provision of Regulated Entertainment be granted as amended and detailed below:

Live Music

- (i) Friday and Saturday evenings only - 19.30 - 24.00

Recorded Music

- (i) Monday to Thursday - 18.00 - 24.00;
- (ii) Friday - 18.00 - 01.00;
- (iii) Saturday - 10.00 - 01.00;
- (iv) Sunday - 10.00 - 24.00.

- (3) The following additional conditions be attached to licence:
 - (i) The windows and patio doors leading to the balcony to be closed by 22.00 when live or recorded music is being played;
 - (ii) That there be a maximum of 12 live music events per year with no more than 2 live music events in one calendar month. Live music events are only permitted on Friday and Saturday evenings;
 - (iii) Noise levels to be monitored from the perimeters of the club grounds on at least 3 occasions at staged intervals when live or recorded music is being played.

- (iv) Prominent notices to be displayed in the club requesting that patrons give consideration to residents and leave the premises quietly.

Reason for decision

The members of the hearing felt that with the conditions in place there would be a reasonable balance between the Applicant's proposals and the needs of the residents.

Administrator's Note:

The Chairman of the Committee also gave guidance to the Applicant and those parties who had made relevant representations.

- (i) *That any problems experienced should be reported to the relevant authority - i.e. the Environmental Health Section or the Police.*
- (ii) *That there be a nominated contact at the Club for any residents to be able to contact with any problems.*
- (iii) *The investigation and possible installation of baffles for the vents on the side of the Club would be welcomed.*

The meeting started at 10.00am and finished at 11.35am.

There were 8 members of the public present.