

# SHROPSHIRE COUNCIL

## LICENSING ACT SUB-COMMITTEE

Minutes of the meeting held on 13 September 2017

2.00 - 3.06 pm in the Shrewsbury Room, Shirehall, Abbey Foregate, Shrewsbury,  
Shropshire, SY2 6ND

**Responsible Officer:** Shelley Davies

Email: shelley.davies@shropshire.gov.uk Tel: 01743 257718

### **Present**

Councillors Peter Adams, Roy Aldcroft and Simon Jones

### 14 **Election of Chairman**

#### **RESOLVED:**

That Councillor Simon Jones be elected Chairman of the Licensing Act Sub-Committee for the duration of the meeting.

### 15 **Disclosable Pecuniary Interests**

Members were reminded that they must not participate in the discussion or voting on any matter in which they had a Disclosable Pecuniary Interest and should leave the room prior to the commencement of the debate.

Councillor Peter Adams explained that one of the objectors was known to him as he was a resident in the division he represented.

### 16 **Application for a Variation of a Premises Licence - The Warehouse, 5 - 6 Claremont Street, Shrewsbury, SY1 1QG**

Consideration was given to an application for a Variation of a Premises Licence in respect of The Warehouse, 5 – 6 Claremont Street, Shrewsbury, SY1 1QG.

Mr. P. Bramwell (Objector), Mr. C. Brennan (Objector), Mr. S. Rodenhurst (Licence Holder), Ms. R. Ingram (Licence Holder's Representative), Ms. J. Chanter (Public Protection Officer – Professional – Environmental Protection Team -Shropshire Council) (Ms. L. Prince (Solicitor – Shropshire Council) and Ms. J. Moores (Public Protection Officer – Professional – Licensing Team - Shropshire Council) were in attendance.

The Licence Holder's representative addressed the Sub-Committee explaining that the Licence Holder had amended his application and was now seeking to extend the opening hours on a Saturday only. Ms. Ingram noted that following this amendment two of the objections received had been withdrawn and she outlined the conditions the Licence Holder would put in place to ensure that the business did not adversely impact on the amenity of residents.

In response to questions from the Public Protection Officer (Professional) – Licensing Team, Members of the Sub-Committee and Objectors the Licence Holder's Representative confirmed that:

- The Licence Holder was happy to ensure windows and doors were kept closed from 9pm;
- The music would be at a level to allow customers to speak to each other;
- The noise surveys were completed at various times between 11pm – 3am;
- Food would be served until approximately 10.30pm; and
- The Licence Holder was happy for residents to have his contact details.

Mr P Bramwell stated that following the information from the Licence Holder's representative in relation to the amendments to the application he was withdrawing his representation.

The Public Protection Officer (Professional) – Licensing Team addressed the Sub-Committee, confirming that the application had been accepted as a valid application and that during the statutory consultation period six relevant representations had been received and clarified that four of these representations had now been withdrawn. The Public Protection Officer (Professional) – Licensing Team outlined the application as amended by the Licence Holder.

The Public Protection Officer (Professional) – Environmental Protection Team clarified the original objection that had now been withdrawn explaining that the Licence Holder had made considerable amendments to ensure that there was no adverse impact on residents.

Mr Brennan (Objector) addressed the Sub-Committee in relation to the application. He explained that he still had concerns in relation to customers leaving the premises at 1am.

The Chairman invited all parties to sum up and make any final comments prior to the Sub-Committee making a decision on the application.

Members of the Sub-Committee retired to consider the application, in private, at 2.40 p.m. and reconvened at 3.05 p.m. to announce their decision.

**RESOLVED:**

That the application for a Variation of a Premises Licence for The Warehouse, 5-6 Claremont Street, Shrewsbury, Shropshire, SY1 1QG be granted for the following days, hours and licensable activity:

**Opening hours:**

Sunday – Friday 10:00 – 00:30

Saturday 10:00 – 01:30

**Supply of Alcohol (on premises)**

Sunday – Friday 10:00 – 00:00

Saturday 10:00 – 01:00

**Recorded Music (Indoors)**

Sunday – Friday 10:00 – 00:00

Saturday 10:00 – 01:00

**Live Music (Indoors)**

Sunday – Friday 10:00 – 00:00

Saturday 10:00 – 01:00

**Late Night Refreshment (Indoors)**

Sunday – Friday 23:00 – 00:30

Saturday 23:00 – 01:30

And in accordance with the operating schedule contained within the current premises licence and the following additional conditions:

Condition to be added under the Prevention of Public Nuisance

No entry shall be permitted to the premises after 00:00 on Saturday, save for returning smokers

Condition to be amended under the Prevention of Public Nuisance

Doors and windows at the premises should remain closed during periods of amplified music at the location. Doors and windows to the premises shall be kept shut after 2100hrs except for access and egress.

Reasons:

The Sub-Committee had considered all of the representations that had been made by all parties prior to the hearing and at the hearing. The Sub-Committee also took into account the Guidance issued under S182 of the Licensing Act 2003 and Shropshire Council's Licensing Policy.

The Sub-Committee had noted the concerns of the objectors. However, having considered the application (as amended by the applicant) in detail and the answers given by the applicant the Sub-Committee were satisfied that the application satisfactorily promoted the licensing objectives and therefore granted the application as detailed above.

The applicant was advised that the decision would be confirmed in writing within 7 days of the date of the hearing and that every party had the right of appeal against this decision to the Magistrates Court within 21 days of being notified of the decision.