

Statutory Licensing Sub Committee

A meeting of Statutory Licensing Sub Committee was held on Wednesday, 18th April, 2018.

Present: Cllr Paul Kirton (Chairman), Cllr Eileen Johnson, Cllr Bill Woodhead(MBE)

Officers: Michael Fearman (EG&DS), Jonathan Nertney (HR&LC), Craig Barnes, Sarah Whaley (DCE).

Also in attendance: Applicant, Anna Blackwell, Local Residents who had made representation Mr Bosomworth and Mrs Mason.

Apologies: None

**SLS
1/18** **Evacuation Procedure**

The Evacuation Procedure was noted.

**SLS
2/18** **Declarations of Interest**

There were no declarations of interest.

**SLS
3/18** **Licensing Act 2003**
Application for Grant of a Premise Licence
Violet Green, 68A The Green, Norton, Stockton on Tees

Members of the Statutory Licensing Sub Committee considered an application for Grant of a Premise Licence for Violet Green, 68A The Green, Norton, Stockton on Tees.

The Chair introduced all persons who were present and explained the procedure to be followed during the hearing.

An application for grant of a premise licence had been received from Anna Blackwell and Christopher Hand, in relation to Violet Green, 68A The Green, Norton, Stockton on Tees

The applicant had applied for a licence for the following:

Supply Of Alcohol On & Off The Premises
Sunday To Wednesday 11.00 – 22.00
Thursday to Saturday 11.00 – 23.00

Representation had been received from Environmental Health and Cleveland Police. However, following discussions the applicant had agreed to conditions being attached to the licence. Details of the agreed conditions from Environmental Health and Cleveland Police were attached to the main report.

Five representations had been received from Interested Parties. These representations related to crime and disorder and public nuisance objectives. Two local residents Mr Bosomworth and Mrs Mason attended the meeting and were given the opportunity to make representation.

A copy of the report and supporting documents had been provided to all persons present and to members of the Committee.

The Applicant, Ms Blackwell outlined the basis of the application to the Committee.

Ms Blackwell stated that the restaurant would now have 25 covers with an additional 12 covers in a private dining room. The bar area was very small and the intention was that it may accommodate a small number of persons who may wish to have an alcoholic drink while waiting for their table. There was no intention for the premise to operate as a bar as it would be a restaurant. Ms Blackwell stated that she had agreed conditions with Cleveland Police and Environmental Health which would be attached to the licence if granted. Ms Blackwell explained that the conditions addressed most of the concerns expressed by residents in their representations.

The Environmental Health Officer stated that he had considered the representations made by local residents and also considered the application and the licensing objectives. Following discussion with Ms Blackwell a number of conditions had been agreed to be included on the licence should the application be granted. Ms Blackwell stated that these conditions would in her opinion address the possibility of public nuisance connected with the premise. The conditions were attached to the main report.

Following discussions with Cleveland Police Ms Blackwell had also agreed to vary her operating schedule so that the conditions suggested by Cleveland Police as attached to the main report could be applied to the premises licence if granted by the Committee.

The Committee had regard to the submissions made by local residents Mr Bosomworth and Mrs Mason.

The Committee read and considered the written representations which had been received and were appended to the Committee papers. The Committee noted that the representations were from persons who lived in relatively close proximity to the premise, the majority of whom resided in Norton Hall and The Green.

All parties present were given an opportunity to sum up their case.

Members had regard to the written submissions submitted within the Committee papers, and the oral submissions made at the meeting by Mr Bosomworth and Mrs Mason.

Having carefully considered those matters brought before them and in reaching their decision, the Members had full regard to both the provisions of the Licensing Act 2003 (as amended by the Violent Crime Reduction Act 2006), the Guidance Issued under Section 182 of the Licensing Act 2003 (as amended) and the Council's Licensing Policy.

The Committee were of the view that the conditions being attached to the licence would ensure that the licensing objectives would not be undermined.

After considering all of the evidence the Committee resolved to grant the application as follows:-

- Supply of alcohol on & off the premises:

Sunday to Wednesday – 11:00 to 21:30

Thursday to Saturday - 11:00 to 22:30

- Opening hours of the premise:

Sunday to Wednesday – 11:00 to 22:00

Thursday to Saturday – 11:00 to 23:00

- New Years Eve

Supply of alcohol till 12.30 a.m. and premises closed to public at 1 a.m

The Committee resolved to attach the conditions to the licence which had been agreed with Environmental Health (1 – 10 as detailed with the appendices) and Cleveland Police (1 – 8 as detailed within the appendices).

The Committee also resolved to attach the following conditions:-

- Intoxicating liquor shall not be sold or supplied at the premise otherwise than to persons taking table meals and for consumption by such persons as ancillary to their meal.

- An exception to this condition is made for a maximum of 10 people to consume alcoholic drinks without a table meal in the premise at any given time.

- A further exception to this condition is made for a pre-arranged event when customers will not be taking a table meal then notice must be given in writing (note: e-mail is acceptable) to Cleveland Police and the Councils Licensing Section at least two clear days before the day of the event. A written record of these events must be kept and maintained at the premise and will be made available to the Licensing Authority and/or Responsible Authorities on request.

RESOLVED that the application for grant of a premise licence for Violet Green, 68A The Green, High Street, Norton, Stockton on Tees be granted for the reasons and conditions as detailed above.