



LICENSING SUB-COMMITTEE

**MEETING TO BE HELD IN CIVIC HALL, LEEDS ON
MONDAY, 26TH NOVEMBER, 2012 AT 10.00 AM**

MEMBERSHIP

Councillors

S Armitage - Cross Gates and Whinmoor;
K Bruce - Rothwell;
R Downes - Otley and Yeadon;

**Agenda compiled by:
Tel No:
Governance Services
Civic Hall
LEEDS LS1 1UR**

**Helen Gray
247 4355**

A G E N D A

Item No	Ward	Item Not Open		Page No
1			<u>PRELIMINARY PROCEDURES</u> ELECTION OF THE CHAIR	
2			APPEALS AGAINST REFUSAL OF INSPECTION OF DOCUMENTS To consider any appeals in accordance with Procedure Rule 25 of the Access to Information Procedure Rules (in the event of an Appeal the press and public will be excluded) (*In accordance with Procedure Rule 25, written notice of an appeal must be received by the Head of Governance Services at least 24 hours before the meeting)	

Item No	Ward	Item Not Open		Page No
3			<p>EXEMPT INFORMATION - POSSIBLE EXCLUSION OF THE PRESS AND PUBLIC</p> <p>1) To highlight reports or appendices which:</p> <p>a) officers have identified as containing exempt information, and where officers consider that the public interest in maintaining the exemption outweighs the public interest in disclosing the information, for the reasons outlined in the report.</p> <p>b) To consider whether or not to accept the officers recommendation in respect of the above information.</p> <p>c) If so, to formally pass the following resolution:-</p> <p>RESOLVED – That the press and public be excluded from the meeting during consideration of those parts of the agenda designated as containing exempt information on the grounds that it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that if members of the press and public were present there would be disclosure to them of exempt information</p> <p>2) To note that under the Licensing Procedure rules, the press and the public will be excluded from that part of the hearing where Members will deliberate on each application as it is in the public interest to allow the Members to have a full and frank debate on the matter before them.</p>	
4			<p>LATE ITEMS</p> <p>To identify any applications as late items of business which have been admitted to the agenda for consideration</p> <p>(the special circumstances shall be identified in the minutes)</p>	

Item No	Ward	Item Not Open		Page No
5			<p>DECLARATIONS OF DISCLOSABLE PECUNIARY AND OTHER INTERESTS</p> <p>To disclose or draw attention to any disclosable pecuniary interests for the purposes of Section 31 of the Localism Act 2011 and paragraphs 13 -18 of the Members' Code of Conduct. Also to declare any other significant interests which the Member wishes to declare in the public interest, in accordance with paragraphs 19 -20 of the Members' Code of Conduct.</p> <p><u>HEARINGS</u></p>	
6	Morley South		<p>"VILLAGE HOTEL" - APPLICATION FOR THE GRANT OF A PREMISES LICENCE FOR LAND WITHIN THE GROUNDS OF AND ADJACENT TO THE VILLAGE HOTEL, CAPITOL BOULEVARD (MARQUEE), LEEDS LS27 0TS</p> <p>To consider the report of the Head of Licensing and Registration on an application for the grant of a Premises Licence relating to land within the grounds of, and adjacent to, the Village Hotel, Capitol Boulevard, Tingley, required in order for functions to be held within a marquee</p>	1 - 54
7	Wetherby		<p>"PIZZA BELLA" - APPLICATION TO VARY A PREMISES LICENCE IN RESPECT OF PIZZA BELLA, 32 MARKET PLACE, WETHERBY LEEDS LS22 6NE</p> <p>To consider the report of the Head of Licensing and Registration on an application to vary an existing premises licence in respect of Pizza Bella, 32 Market Place, Wetherby</p>	55 - 84



Report author: Mrs Bridget Massey
0113 2474095

Report of the Head of Licensing and Registration

Report to the Licensing Sub Committee

Date: 26th November 2012

Subject: Application for the Grant of a Premises Licence for the Land Within The Grounds of and Adjacent to the Village Hotel, Capitol Boulevard (Marquee) Leeds LS27 0TS

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s):	Morley South	
Are there implications for equality and diversity and cohesion and integration?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Is the decision eligible for Call-In?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Does the report contain confidential or exempt information?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
If relevant, Access to Information Procedure Rule number:		
Appendix number:		

Summary of main issues

This is an application for the grant of a premises licence for De Vere Village Trading, Village Hotel South Leeds, Capitol Boulevard, Tingley, Leeds, LS27 0TS

Responsible authorities and Ward Members have been notified of this application.

The application has attracted representations from other persons and responsible authorities.

1.0 Purpose of this Report To advise Members of an application made under section 17 of the Licensing Act 2003 ("the Act") for a premises licence in respect of the above mentioned premises.

1.1 Members are required to consider this application due to the receipt of representations.

2.0 History of Premises

2.1 This is the first application for the grounds of the Village Hotel to be licensed.

2.2 The Village Hotel has the benefit of a premises licence. The applicants wish to erect a marquee within the grounds of the hotel which will be utilised for functions from time to time including Christmas and New Year activities.

3.0 The Application

3.1 The applicant is De Vere Village Trading No 1 Ltd,

3.2 The application form may be found at Appendix **A** to this report.

3.3 In summary the application is for:-

Live Music

Recorded Music

Performance of Dance

Provision of facilities for making music

Provision of facilities for dancing

Sale of Alcohol

Every Day 11:00 to 00:30

Late Night Refreshment

Every Day 23:00 – 00:30

The premises will be open from:

Every Day 11:00 – 01:00

The operational hours and closing times have been reduced from the original application due to an agreement reached with the Environmental Health Noise Protection Team.

Non Standard Timings

The applicants have applied for New Years Eve from

23:00 hours to 02:00 New Years Day.

4.0 Other matters relevant to the application

4.1 The application is to allow the Hotel to run temporary functions..

4.2 At the time of writing this report there were no implications for equality and diversity. Any decision taken by the Licensing Sub-Committee will be in accordance with the four licensing objectives as prescribed by the Licensing Act 2003.

5.0 Steps to promote the Licensing Objectives

5.1 The applicant proposes to take specific steps to promote the licensing objectives identified in section "P" of the application form.

The applicant has also provided a Noise Impact Assessment for the members consideration. A copy can be found at Appendix **B**

5.2 Proposed Designated Premises Supervisor

5.3 Christopher Hartley intends to be the Designated Premises Supervisor

6.0 Location

6.1 A map which identifies the location of this premise is attached at Appendix **C**

7.0 Representations

7.1 Under the Act representations can be received from responsible authorities or other persons. Representations must be relevant and, in the case of another person, must not be frivolous or vexatious.

7.2 Representations from Responsible Authorities

7.2.1 There has been a representation from a Responsible Authority

7.2.2 Representation has been received from Environmental Heath Noise Protection Team in their capacity as a responsible authority. A copy can be found at Appendix **D**

7.2.3 Any representations submitted may be agreed prior to a hearing. In this instance the operating schedule has been amended to include measures agreed with Environmental Heath Noise Protection Team. A copy of which may be found at Appendix **E**

7.3 Other representations

7.3.1 The application has attracted representations from other persons.

7.3.2 The Licensing Section has received 3 letters and 7 emails from other persons these persons being local residents. They are objecting on the grounds of the potential noise nuisance. Copies of the representations will be available at the hearing for Members consideration.

8.0 Options Available to Members

8.1 The Licensing sub-committee must take such of the following steps as it considers appropriate for the promotion of the licensing objectives:

- Grant the application as requested.
- Grant the application whilst imposing additional conditions and/or altering in any way the proposed operating schedule.

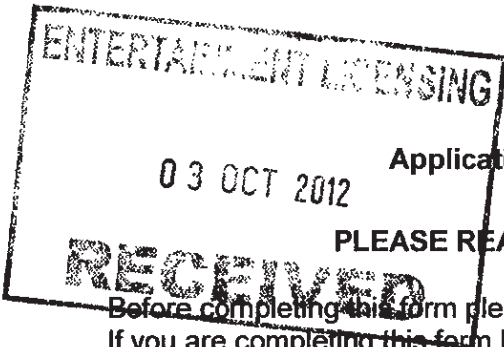
- Exclude any licensable activities to which the application relates.
- Refuse to specify the said person as the designated premises supervisor.
- Reject the whole or part of the application.

8.2 Members of the licensing Sub Committee are asked to note that they may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be appropriate in order to promote the licensing objectives.

9.0 Background Papers

- Guidance issued under s182 Licensing Act 2003
- Leeds City Council Licensing Policy
- Representations received from other persons

SCANNED



Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

We De Vere Village Trading No 1 Limited
(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
Land within the grounds of and adjacent to Village Hotel Capitol Boulevard (on which a marquee will be erected)			
Post town	Leeds	Post code	LS27 0TS
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£	

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as
Please tick yes

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i. as a limited company please complete section (B)
 - ii. as a partnership please complete section (B)
 - iii. as an unincorporated association or please complete section (B)
 - iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)

- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
 - statutory function or
 - a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr	Mrs	Miss	Ms	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
Current postal address if different from premises address					
Post Town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr	Mrs	Miss	Ms	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
Current postal address if different from premises address					
Post Town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name De Vere Village Trading No 1 Limited
Address 17 Portland Place London W1B 1PU
Registered number (where applicable) 418878
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

Day Month Year
As soon as possible

If you wish the licence to be valid only for a limited period, when do you want it to end?

Day Month Year

Please give a general description of the premises (please read guidance note1)

Land within the grounds of the Village Hotel on which it is proposed to erect from time to time a marquee to be used for functions and dinner dances, including Christmas and New Years Eve parties, involving a variety of licensable activities.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick yes

- | | |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input checked="" type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |

Provision of entertainment facilities:

- | | |
|---|-------------------------------------|
| i) making music (if ticking yes, fill in box I) | <input checked="" type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J) | <input checked="" type="checkbox"/> |

k) entertainment of a similar description to that falling within (i) or (j)
(if ticking yes, fill in box K)

Provision of late night refreshment (if ticking yes, fill in box L)

Supply of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Thur					
Fri					
Sat			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	11:00	01:00	Please give further details here (please read guidance note 3) Music and singing (amplified and unamplified) as required for events within the marquee(s)		
Tue	11:00	01:00			
Wed	11:00	01:00	State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur	11:00	01:00			
Fri	11:00	01:00	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5) From 11:00 on New Year's Eve until 02:00 on New Year's Day		
Sat	11:00	01:00			
Sun	11:00	01:00			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	11:00	01:00	Please give further details here (please read guidance note 3) Pre-recorded amplified music including backing music for performers and DJ as required for events within the marquee(s).		
Tue	11:00	01:00			
Wed	11:00	01:00	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur	11:00	01:00			
Fri	11:00	01:00	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5) From 11:00 on New Year's Eve until 02:00 on New Year's Day		
Sat	11:00	01:00			
Sun	11:00	01:00			

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	11:00	01:00	<u>Please give further details here</u> (please read guidance note 3) Occasional dance performances as required for events within the marquee(s)	Both	<input type="checkbox"/>
Tue	11:00	01:00			
Wed	11:00	01:00	<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Thur	11:00	01:00			
Fri	11:00	01:00	<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 5) From 11:00 on New Year's Eve until 02:00 on New Year's Day		
Sat	11:00	01:00			
Sun	11:00	01:00			

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)</p>			<p><u>Please give a description of the type of entertainment you will be providing</u></p>		
Day	Start	Finish	<p><u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)</p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<p><u>Please give further details here</u> (please read guidance note 3)</p>		
Wed					
Thur					
Fri			<p><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)</p>		
Sat					
Sun					
			<p><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)</p>		

1

Provision of facilities for making music Standard days and timings (please read guidance note 6)			<u>Please give a description of the facilities for making music you will be providing</u> 	
			<u>Will the facilities for making music be indoors or outdoors or both – please tick</u> (please read guidance note 2)	
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3) Provision of musical instruments, amplification equipment and karaoke as may be required for events within the marquee(s)	
Mon	11:00	01:00		
Tue	11:00	01:00		
Wed	11:00	01:00		
Thur	11:00	01:00		
Fri	11:00	01:00		
Sat	11:00	01:00		
			<u>State any seasonal variations for the provision of facilities for making music</u> (please read guidance note 4)	
			<u>Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)	
			From 11:00 on New Year's Eve until 02:00 on New Year's Day	
Sun	11:00	01:00		

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)	Indoors <input checked="" type="checkbox"/>	Outdoors <input type="checkbox"/>	Both <input type="checkbox"/>
			Please give a description of the facilities for dancing you will be providing Provision of dance floor as may be required for events within the marquee(s).			
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon	11:00	01:00				
Tue	11:00	01:00	State any seasonal variations for providing dancing facilities (please read guidance note 4)			
Wed	11:00	01:00				
Thur	11:00	01:00	Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)			
Fri	11:00	01:00				
Sat	11:00	01:00	From 11:00 on New Year's Eve until 02:00 on New Year's Day			
Sun	11:00	01:00				

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment facility you will be providing</u>		
Day	Start	Finish	<u>Will the entertainment facility be indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u> (please read guidance note 4)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	23:00	01:00	<u>Please give further details here</u> (please read guidance note 3) Service of hot food and drink as may be required for events in the marquee(s)		
Tue	23:00	01:00			
Wed	23:00	01:00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur	23:00	01:00			
Fri	23:00	01:00	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5) From 23:00 on New Year's Eve until 02:00 on New Year's Day		
Sat	23:00	01:00			
Sun	23:00	01:00			

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	11:00	01:00			
Tue	11:00	01:00			
Wed	11:00	01:00			
Thur	11:00	01:00			
Fri	11:00	01:00			
Sat	11:00	01:00			
Sun	11:00	01:00			
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
			From 11:00 on New Year's Eve until 02:00 on New Year's Day		

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name Christopher Ronald Duncan Hartley	
Address 3 Escrick Park Court Escrick York	
Postcode	YO19 6LL
Personal Licence number (if known) CYC-014285	
Issuing licensing authority (if known) City of York Council	

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

None

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	11:00	02:00	<p>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)</p> <p>From 11:00 on New Year's Eve until 03:00 on New Year's Day</p>
Tue	11:00	02:00	
Wed	11:00	02:00	
Thur	11:00	02:00	
Fri	11:00	02:00	
Sat	11:00	02:00	
Sun	11:00	02:00	

P Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

Largely, although not exclusively, the premises will be used for functions and dinner dances, including Christmas and New Years Eve parties, held within a marquee erected from time to time on the land.

b) The prevention of crime and disorder

Staff will receive appropriate and adequate training with regard to the sale of alcohol to those under age and those who are intoxicated.

c) Public safety

Escape routes and exits will be kept unobstructed, in good order and free from trip hazards.
Electrical installations will comply with current requirements.

d) The prevention of public nuisance

The operators will take steps to prevent noise nuisance being caused to the occupiers of nearby properties through the appropriate control of music levels.

e) The protection of children from harm

Anyone who appears to be under the age of 21 and who is attempting to buy alcohol must be required to produce "proof of age" before such sale is made in accordance with the Check 21 Proof of Age scheme and related guidance issued by West Yorkshire Police.


Please tick yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant’s solicitor or other duly authorised agent (See guidance note 11). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	2 nd October 2012
Capacity	Solicitors and authorised agents on behalf of the applicant

For joint applications signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent. (please read guidance note 12). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

Lynne Harvey
Cobbetts LLP
58 Mosley Street

Post town	Manchester	Post code	M2 3HZ
-----------	------------	-----------	--------

Telephone number (if any)	0845 165 5023
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If you would prefer us to correspond with you by e-mail your e-mail address (optional)
lynne.harvey@cobbetts.com

Notes for Guidance

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

Massey, Bridget

From: Lynne Harvey <Lynne.Harvey@cobbetts.com>
Sent: 31 October 2012 16:28
To: Massey, Bridget
Cc: Holroyd, Vanessa
Subject: Village Hotel South Leeds, Capitol Boulevard, Tingley, Leeds LS27 OTS - Christmas Marquee
Attachments: 20121031162159768.pdf

Dear Bridget

In support of the Planning Application our clients have had the attached Noise Assessment report carried out.

Apart from the conditions agreed with the Environmental Health our clients shall be implementing the suggestions in the attached report.

Please note that we will rely on this report in any hearing before the Licensing Committee.

I am copying this email to the Environmental Health.

Kind regards.

Lynne Harvey
Paralegal
For and on behalf of Cobbetts LLP
Direct Dial: 0845 165 5023
Direct Fax:
Email: lynne.harvey@cobbetts.com

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cobbetts





ACOUSTIC
CONSULTANTS

VILLAGE HOTEL MARQUEE, TINGLEY
NOISE IMPACT ASSESSMENT

architectural
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occupational
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noise control at source
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Report Prepared For:-

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C.c: chris.hartley@village-hotels.com

Report Prepared By:-

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Appendices

AMBIENT NOISE SURVEY LOCATION AND MARQUEE LAYOUT

AMBIENT NOISE SURVEY MEASUREMENTS

1.0 SUMMARY

At the request of the Village Hotel, Leeds South, Tingley an assessment has been made of the noise impact of the temporary marquee proposed for the hotel car park to the north of the hotel building.

The noise propagation from the marquee to the rear of the nearest noise sensitive residences off Topcliffe Lane has been calculated.

With the currently proposed marquee a likely acceptable noise criterion of 5 dB below background in each octave band between 63Hz and 4kHz will be met providing the noise levels within the disco area are limited to the values shown in Table 4. Where a higher noise level in the disco area is desired the disco area should be relocated to the western end of the marquee and the walls surrounding the disco area should be upgraded by lining the walls with 18mm MDF which will allow the noise levels to be increased to the values shown in Table 5.

The speakers in the stage and dance floor area should be installed at close to floor level. Any reinforcement speakers within the seating area should be set to levels around 20dB lower than those near the stage.

We would recommend the fitting of a noise limiter system to ensure that these levels are not exceeded as discussed in Section 8. Particular care will need to be taken with any proposed live music to ensure that the levels are not exceeded with visiting artists as discussed in Section 8.

Report Prepared By:



.....
R D Cookson
BSc (Hons) PhD MIOA
Acoustic Consultant

Report Approved By:



.....
E C Evenden
BSc(Hons) MIOA
Senior Consultant

2.0 BRIEF FOR CONSULTANCY

PDA Ltd. was engaged to carry out the following:

- A) We will travel to the site in Leeds and undertake a survey to establish the ambient noise climate in the vicinity of the nearest noise sensitive residences to the proposed Marquee. Measurements will be made between 23:00 – 02:00. Measurements will be conducted close to the nearest noise sensitive premises and will be fully manned.

All measurements shall be made in accordance with the provisions of BS 7445 "Description and Measurement of Environmental Noise". The measurements will include dB(A) and octave bands in terms of L_{eq} , L_{max} and L_N values.

Noise limits for the proposed development will be formulated from measured results and will be in accordance with the criteria of the Local Authority or other suitable assessment criteria of your choice.

- B) PDA will consult with the Marquee manufacturer to model the noise breakout of the marquee. This will take into account the sound insulation performance of the marquee envelope, the location of the dance floor and speakers and absorption within the marquee space. Using these results PDA will undertake a noise propagation exercise to determine the likely noise transfer from the proposed Marquee to the nearest noise sensitive receptors. Propagation calculations will include for the effect of shielding by intervening buildings between the marquee and the receiver.
- C) If the results to Part B indicate noise levels exceed the limit set out in Part A, we will specify suitable remedial measures such that the noise criteria of the Local Authority will be attained. Remedial measures are likely to include advice on the layout of the marquee, treatments to the fabric of the marquee and the setting of upper limits on the entertainment noise levels permitted within the marquee.
- D) We will prepare a full consultants report detailing the noise models, the results and any conclusions with respect to necessary noise control. This report will be in a format suitable for submission to the Local Authority to support your planning application.

3.0 SURVEY DETAILS

3.1 Site Description

The proposed temporary marquee is a 15m x 45m marquee to be located in the hotel car-park, to the north of the hotel buildings. The Marquee is to be used to hold parties and entertainment and includes a disco and dance floor area.

The construction of the marquee is a floor, 3mm abs panel walls, and a 650g/m² pvc sheet roof with a pleated nylon lining. The dance-floor area has an additional sound absorbent lining of 50mm bagged mineral wool and wool serge cloth.

The nearest noise-sensitive properties to the proposed marquee are houses on Topcliffe Lane, approximately 230m to the west of the stage area at the centre of the marquee.

3.2 Survey Times and Personnel

An ambient noise survey was carried out in the vicinity of the nearest noise sensitive residences to determine the background noise levels in the absence of the proposed marquee. The survey was carried out on Wednesday 10th and Thursday 11th October 2012 between 2330 and 0200. Measurements were made by Mr Wes Charlton of PDA Ltd.

3.3 Equipment

The survey was conducted with a CEL 573 sound level meter. The sound level meter is a type 1 sound level meter capable of operating as integrating sound level meter in compliance with BS EN 60204:1994 (IEC 804).

The sound level meter was mounted on a tripod approximately 1.5 metres above ground level and at least 3.5 metres from any reflecting surfaces, throughout the survey.

The sound level meter was field calibrated both before and after each the measurements, during which time no significant deviation from the calibrated level was observed.

3.4 Weather

During the survey the temperature was 10°C and the wind speed varied between 0m/s and 1m/s. The weather was dry.

3.5 Measurement Positions & Procedure

Measurements were taken from the car park immediately to the rear of the houses on Topcliffe Lane (see Figure 1 appended to this report).

4.0 ASSESSMENT CRITERIA

There are no nationally agreed criteria for the assessment of noise impact due to entertainment noise, however we would recommend that an L_{Aeq} noise level of 5 dB below the L_{90} background noise level in each octave band between 63 Hz and 4kHz would be suitable to prevent excessive disturbance due to the noise. This criterion ensures that any possible low-frequency noise from the development is controlled as well as the overall level.

5.0 SURVEY RESULTS

5.1 Existing ambient noise levels

The measured 'A' weighted broad band sound pressure levels from the measurement position are presented in terms of L_{Aeq} , and L_{A90} in Table 1 below. The L_{Aeq} levels are the logarithmic average of all of the measurements. The L_{A90} levels have been shown as a minimum to maximum range as there is no valid method to average statistical noise parameters. The levels presented in the table have been rounded to the nearest decibel. Full data is presented at the end of this report.

Table 1 – Summary of results

Time period	L_{Aeq} dB.	L_{A90} min-max, dB.
2330 - 0200	51	43 - 49

During the period of the lowest night-time background noise level of 43 dB L_{A90} the octave-band L_{90} values were as follows;

Table 2: Lowest background level octave bands

Frequency	63	125	250	500	1k	2k	4k	Hz
L_{90}	51	44	38	40	40	34 ¹	27 ¹	dB

Notes

1. Noise levels at 2kHz and 4kHz were below the range of the instrument (below 35 dB). We have estimated the likely L_{90} values for these frequency bands based upon measurements at sites with a similar noise climate.

6.0 DESCRIPTION OF NOISE SOURCES**6.1 Ambient noise levels to the rear of residences on Topcliffe Lane**

The dominant noise source at the nearest residential properties was continuous road traffic noise from the nearby M62 motorway supplemented by occasional traffic on the A650 Tingley Common and other local roads. In addition to road traffic noise there were also building services noises from the office blocks on Capitol Boulevard and intermittent noise from aircraft. A generator or similar noise source was noted to operate intermittently in a building to the rear of the office building behind the houses on Topcliffe Lane.

6.2 Disco / live music levels

Noise levels in a loud disco / night-club are generally between 90 dB and 100 dB in each octave band from 63Hz to 1kHz, then about 5 dB lower in the bands above 2kHz. This corresponds to approximately 95 – 105 dBA. In terms of subjective loudness a level of 90 dBA may be described as the noise level where 'you have to shout to talk to someone 1m away.'

7.0 IMPACT ASSESSMENT**7.1 Calculation Procedure**

In order to assess the noise impact of the marquee we have calculated the noise propagation to the nearest noise-sensitive residence in octave bands. We have assumed a reverberation time within the marquee of 0.1 seconds in each octave-band and from this calculated the sound power of the sound system required to produce the assumed target levels (95dB in each octave-band up-to 1 kHz, then 90 dB in the 2kHz and 4kHz octave bands) within the disco area. As the marquee has walls of a heavier construction than the roof we have calculated noise propagation treating the marquee walls as a lightweight barrier. We have calculated the noise level at the noise sensitive properties by summing the direct sound passing through the barrier and the sound refracting over the barrier, including a small calculated attenuation for the lightweight pvc roof material. Propagation from the source to the receiver has been calculated assuming hemispherical propagation over a reflecting plane using the method of ISO 9613 'Acoustics – attenuation of sound during propagation outdoors' with Soundplan acoustic propagation modelling software. The office buildings to the west of Capitol Boulevard have also been included in the model, in terms of reflections and barrier effects, and the ground between the marquee and the noise sensitive receivers has been set as 'hard' ground.

In order to determine the sound reduction indices of the abs panel walls of the marquee, and the pvc lightweight roof we have used INSUL sound insulation prediction software, using similar material with the density and thickness adjusted to correspond with those of the abs panels and pvc sheet. The effect of the nylon, bagged mineral wool and wool serge linings in terms of sound insulation is not likely to be significant and have been neglected.

7.2 Calculation Results

An assessment was carried out by calculating the noise levels at the nearest residences on Topcliffe Lane as discussed above. Noise levels at the residences were calculated by summing noise transmitted through the abs panels and noise diffracted above (using a 3m barrier in the noise modelling software to represent the ABS walls).

Using the assumed noise levels for a loud disco given in Section 6.2 above, the limiting criterion of 5dB below background is exceeded at the nearest residences by the amounts shown in Table 3.

Table 3: Noise levels in excess of limiting criterion for basic marquee

Frequency	63	125	250	500	1 k	2 k	4 k	Hz
L_{eq}	14	14	20	15	9	0	0	dB

As can be seen the noise levels in the marquee would need to be reduced by 20 dB in the 250Hz octave band to meet the noise criterion. Using the un-treated marquee the noise levels within the marquee would need to be limited to the values shown in Table 4.

Table 4: Noise limits in disco area for untreated marquee

Frequency	63	125	250	500	1 k	2 k	4 k	Hz
L_{eq}	81	81	75	80	86	90	90	dB

The above noise levels equate to an overall value of 95 dBA within the marquee. This would likely be adequate for most functions as it is above the 90 dBA which is described subjectively in Section 6.2 as the noise level where 'you have to shout to talk to someone 1m away.'

Although limiting the marquee noise levels to those of Table 4 would prevent unacceptable noise levels at the nearby houses on Topcliffe Lane, these do limit noise levels in the 250 Hz octave band to a relatively low level.

If it were desirable to increase the noise levels in the disco it would be necessary to move the dance floor to the western end of the marquee (nearest to Topcliffe Lane) and upgrade the sides and end of the marquee surrounding the dance floor using 3m high 18mm MDF panels (the external entrance would also need to be relocated). These would act as a barrier to propagation in the direction of Topcliffe Lane. In this case the noise limits in the marquee could be increased to the following values:

Table 5: Noise limits in disco area for marquee with dance floor relocated to western end of marquee and mdf panels lining marquee around dance floor / stage area

Frequency	63	125	250	500	1 k	2 k	4 k	Hz
L_{eq}	88	89	85	91	95	90	90	dB

8.0 DISCUSSION

Noise levels within the disco area will need to be limited to the levels shown in Table 4 for the basic marquee with 3mm ABS panel walls, or limited to the levels shown in Table 5 for a marquee with the dance floor / stage relocated to the western end and wall panels around the stage area upgraded by lining with MDF. These levels are reasonable for a disco on a reasonably small dance floor as proposed in the marquee. We would suggest

that a noise limiter is fitted within the dance floor to limit noise to the above levels (using the correct levels for the particular layout selected). The Formula Sound 'Sentry MK2' limiter would be a suitable limiter which has a visual indication as the maximum level is approached and prevents the limit being exceeded by cutting the power to the sound system. Formula Sound also supply the 'AT-1' unit which fits between the mixer or pre-amplifiers and the power amplifiers of the sound system and attenuates the levels when the limit is approached, preventing the sound system from inadvertently exceeding the limit and hence avoiding the 'cut-off' effect of the power to the system being cut if levels are not monitored. A number of AT-1 units can be fitted and we would recommend that one is fitted to the house system and another is reserved for use of visiting bands and live acts if these are to be used within the marquee. Any 'live' entertainers will need to be briefed to ensure they understand the importance of not exceeding the noise limits and are aware that levels will need to be lower than in a typical 'indoor' venue.

In order to initially set the sound levels for the limiter the sound system will need to be operated in conjunction with a calibrated sound level meter to set the limits to those specified in Table 4 or Table 5 of this report. If the Local Authority are agreeable it may be desirable to set these limits in conjunction with an Environmental Protection Officer of the Local Authority.

Main speakers should be located close to floor level in the disco area and the noise limiter should be set to monitor the loudest noise levels in the disco area. Any reinforcement speakers located in the seating area should be set to a much lower level (~ 20 dB lower) than the main speakers and set with an appropriate delay (approximately 3ms per meter distance from the main speakers).

Noise levels in the seating areas are unlikely to be high in comparison with the disco levels, nevertheless, management procedures should discourage noisy or rowdy behaviour in these locations.

9.0 CONCLUSION

At the request of the Village Hotel, Leeds South, Tingley an assessment has been made of the noise impact of the temporary marquee proposed for the hotel car park to the north of the hotel building.

The noise propagation from the marquee to the rear of the nearest noise sensitive residences off Topcliffe Lane has been calculated.

With the currently proposed marquee a likely acceptable noise criterion of 5 dB below background in each octave band between 63Hz and 4kHz will be met providing the noise levels within the disco area are limited to the values shown in Table 4. Where a higher noise level in the disco area is desired the disco area should be relocated to the western end of the marquee and the walls surrounding the disco area should be upgraded by lining the walls with 18mm MDF which will allow the noise levels to be increased to the values shown in Table 5.

The speakers in the stage and dance floor area should be installed at close to floor level. Any reinforcement speakers within the seating area should be set to levels around 20dB lower than those near the stage.

We would recommend the fitting of a noise limiter system to ensure that these levels are not exceeded as discussed in Section 8. Particular care will need to be taken with any proposed live music to ensure that the levels are not exceeded with visiting artists as discussed in Section 8.

APPENDIX



Figure 1 – Ambient noise survey location and proposed marquee layout

Ambient noise survey – L_{eq} levels

Date	Time	L_{Aeq}	L_{eq} Octave Band Centre Frequency						
			64	125	250	500	1000	2000	4000
10-Oct-12	23:36:20	53	62.0	51.7	44.8	47.5	49.6	45.5	35.4
10-Oct-12	23:41:20	53	62.6	54.1	46.4	48.2	50.8	44.5	-
10-Oct-12	23:46:20	54	61.0	51.6	45.0	49.2	51.6	47.6	36.9
10-Oct-12	23:51:20	54	59.9	52.9	45.1	48.6	51.4	45.9	-
10-Oct-12	23:56:20	52	60.4	50.8	44.4	48.2	49.9	43.9	-
11-Oct-12	00:01:20	53	57.9	50.6	43.9	48.0	49.8	45.5	-
11-Oct-12	00:06:20	52	61.7	51.6	43.7	47.7	49.4	45.3	34.5
11-Oct-12	00:11:20	51	58.0	52.0	44.0	46.5	48.5	40.4	-
11-Oct-12	00:16:20	51	57.8	49.7	43.0	46.6	48.9	41.3	-
11-Oct-12	00:21:20	50	57.8	49.3	43.0	46.2	47.7	39.7	-
11-Oct-12	00:26:20	50	57.5	50.7	44.5	45.9	47.2	39.4	-
11-Oct-12	00:31:20	50	57.8	49.8	42.8	46.2	47.4	39.3	-
11-Oct-12	00:36:20	49	56.1	49.1	43.0	45.6	47.2	39.5	-
11-Oct-12	00:41:20	49	57.3	51.0	43.2	45.3	46.8	38.8	-
11-Oct-12	00:46:20	49	57.9	50.5	43.5	45.6	46.2	39.0	-
11-Oct-12	00:51:20	50	57.7	49.7	43.4	46.6	47.4	41.3	-
11-Oct-12	00:56:20	49	56.6	48.7	42.6	46.6	46.7	40.0	-
11-Oct-12	01:01:20	51	57.8	50.3	47.7	48.1	47.7	40.5	-
11-Oct-12	01:06:20	49	58.1	51.9	43.2	46.6	46.9	38.3	-
11-Oct-12	01:11:20	50	59.7	51.4	43.0	47.4	47.2	38.6	-
11-Oct-12	01:16:20	49	58.8	49.5	41.8	46.1	46.9	38.1	-
11-Oct-12	01:21:20	49	55.9	48.5	41.8	45.6	46.6	37.9	-
11-Oct-12	01:26:20	50	61.3	51.6	44.5	47.8	47.4	38.5	-
11-Oct-12	01:31:20	48	55.6	46.8	40.3	44.2	45.5	37.7	-
11-Oct-12	01:36:20	49	59.8	49.6	42.4	46.0	46.8	38.0	-
11-Oct-12	01:41:20	47	55.4	47.9	40.4	44.1	44.9	36.3	-
11-Oct-12	01:46:20	49	57.8	50.1	42.3	45.4	47.0	38.4	-
11-Oct-12	01:51:20	50	59.2	51.0	44.0	47.1	47.3	38.6	-
11-Oct-12	01:56:20	49	57.1	49.5	41.7	45.3	46.3	37.7	-
Overall		51							

Ambient noise survey – L₉₀ levels

Date	Time	L _{A90}	L ₉₀ Octave Band Centre Frequency						
			64	125	250	500	1000	2000	4000
10-Oct-12	23:38:20	49	60.0	48.0	42.0	44.0	47.0	40.0	-
10-Oct-12	23:41:20	49	59.0	49.0	42.0	45.0	47.0	40.0	-
10-Oct-12	23:46:20	49	54.0	47.0	41.0	45.0	47.0	39.0	-
10-Oct-12	23:51:20	48	53.0	47.0	41.0	44.0	46.0	38.0	-
10-Oct-12	23:56:20	49	53.0	46.0	41.0	45.0	47.0	39.0	-
11-Oct-12	00:01:20	49	54.0	47.0	41.0	45.0	46.0	40.0	-
11-Oct-12	00:06:20	47	52.0	47.0	40.0	43.0	44.0	37.0	-
11-Oct-12	00:11:20	47	53.0	47.0	41.0	42.0	44.0	36.0	-
11-Oct-12	00:16:20	48	52.0	46.0	40.0	43.0	46.0	38.0	-
11-Oct-12	00:21:20	47	53.0	46.0	40.0	43.0	44.0	37.0	-
11-Oct-12	00:26:20	45	51.0	45.0	39.0	41.0	43.0	35.0	-
11-Oct-12	00:31:20	46	53.0	46.0	40.0	42.0	43.0	35.0	-
11-Oct-12	00:36:20	46	53.0	46.0	40.0	42.0	43.0	35.0	-
11-Oct-12	00:41:20	45	52.0	46.0	39.0	41.0	42.0	-	-
11-Oct-12	00:46:20	44	50.0	44.0	38.0	40.0	41.0	-	-
11-Oct-12	00:51:20	44	53.0	44.0	38.0	42.0	41.0	-	-
11-Oct-12	00:56:20	46	52.0	44.0	39.0	43.0	43.0	-	-
11-Oct-12	01:01:20	45	52.0	44.0	38.0	42.0	41.0	-	-
11-Oct-12	01:06:20	46	52.0	46.0	40.0	43.0	43.0	-	-
11-Oct-12	01:11:20	45	51.0	45.0	39.0	42.0	42.0	-	-
11-Oct-12	01:16:20	45	53.0	46.0	39.0	43.0	42.0	-	-
11-Oct-12	01:21:20	45	52.0	45.0	39.0	42.0	42.0	-	-
11-Oct-12	01:26:20	45	53.0	46.0	39.0	42.0	42.0	-	-
11-Oct-12	01:31:20	43	49.0	43.0	37.0	40.0	40.0	-	-
11-Oct-12	01:36:20	45	53.0	45.0	39.0	42.0	43.0	-	-
11-Oct-12	01:41:20	43	52.0	44.0	37.0	40.0	40.0	-	-
11-Oct-12	01:46:20	44	53.0	45.0	38.0	40.0	41.0	-	-
11-Oct-12	01:51:20	47	54.0	47.0	40.0	43.0	44.0	35.0	-
11-Oct-12	01:56:20	43	51.0	44.0	38.0	40.0	40.0	-	-
Minimum		43	51.0	44.0	38.0	40.0	40.0	34.0	27.0
Maximum		49							

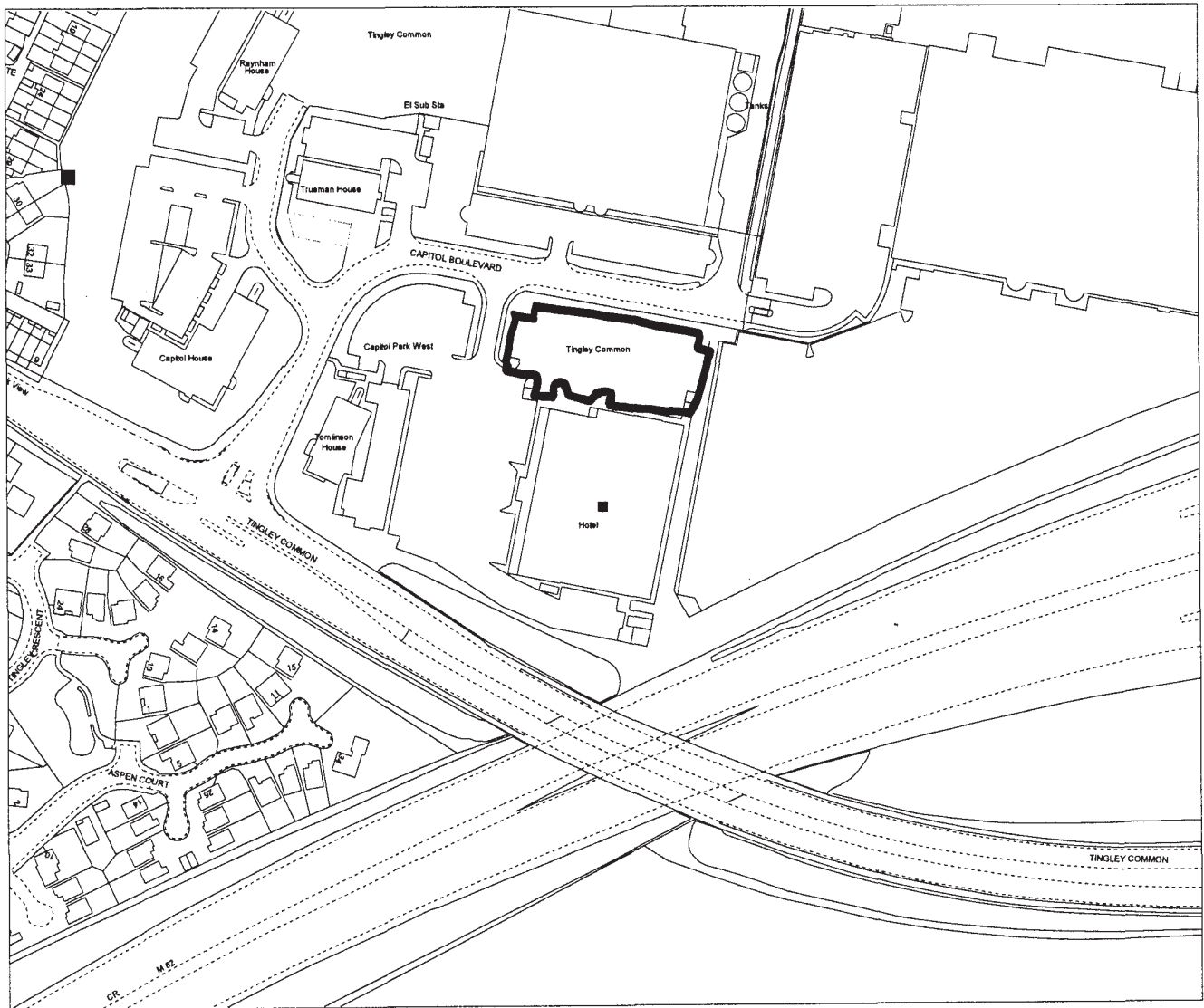
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Leeds City Council
Entertainment Licensing

Land within the grounds adjacent to Village Hotel

Capitol Boulevard (Marquee) Leeds LS27 0TS



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Date:	14 November 2012
Scale:	1:2500

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Massey, Bridget

From: Holroyd, Vanessa
Sent: 25 October 2012 15:38
To: Entertainment Licensing
Subject: Village Hotel PREM/03244/01
Attachments: Village Hotel Marquee Qual obj 25.10.12.doc

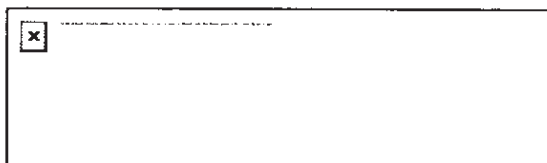
Please find attached a copy of a revised qualified objection letter that the applicant has agreed to. Their solicitor will be sending in a signed part 2 in the post asap.

Regards

Vanessa Holroyd
Senior Environmental Health Officer
Environmental Protection
Knowsthorpe Gate
Cross Green
Leeds
LS9 0NP

Tel:3951162
Mob:07891273442

Please note that I work Wednesday to Friday



Ms Lynne Harvey
Cobbetts LLP
58 Moseley Street
Manchester
M2 3HZ

Environmental Protection Team
Leeds City Council
Knowsthorpe Gate
Cross Green
Leeds LS9 0NP

Contact: Mrs. Vanessa Holroyd
Tel: 0113 3951162
Fax: 0113 247 4947
Vanessa.holroyd@leeds.gov.uk
Our reference: PREM/03244/001
25 October 2012

Dear Ms Harvey

Licensing Act 2003

Name of Premises: De Vere Village Trading

Address: Village Hotel South Leeds, Capitol Boulevard, Tingley, Leeds, LS27 0TS

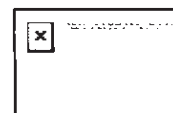
Thank you for submitting your application for the above premises.

Leeds City Council's environmental action service is of the opinion that your application contains insufficient information about how you intend to meet the licensing objective of the prevention of public nuisance. We therefore confirm that we are submitting a formal objection to your application.

However you could meet this objective by incorporating certain identified measures within your operating schedule. Therefore, please find enclosed a document which at part 1 contains the suggested measures which we consider are proportionate and appropriate to the nature of your application.

If you are in agreement with the suggested measures then please complete and sign part 2 of the enclosed form and return the complete document to me as soon as possible. Once we receive this it will be taken that you wish the licensing authority to amend your operating schedule to incorporate the proposed measures. If you have any questions please do not hesitate to contact me.

If you disagree with the suggested measures, then please complete part 3 and return the complete document to me as soon as possible.



Yours sincerely

Mrs. Vanessa Holroyd
Senior Environmental Health Officer

Encs

PART 1

To be completed by the responsible authority

Leeds City Council's Environmental Action Service Proposed Controlled Measures under the Licensing Act 2003

Name of Premises: De Vere Village Trading

Address: Village Hotel South Leeds, Capitol Boulevard, Tingley, Leeds, LS27 0TS

The application premises will be a marquee on land within the grounds of the Village Hotel. Planning permission is currently being applied for the erection of a temporary marquee for a six week period on an annual basis commencing no earlier than 26th November in any one year with the opening hours of 12:00 to 01:00 hours 7 days a week.

This Licensing application is applying for opening hours to be 11:00 to 02:00 hours with the supply of alcohol, making music, facilities for dancing, Live Music etc to be 11:00 to 01:00 hours. These are inconsistent with the hours applied for as part of their planning application.

Although the site is located in Capital Boulevard it is approximately 150 metres away from residential properties. In 2010 there were two noise complaints concerning loud music from a live band on a truck in the car park (This went ahead without a temporary event notice). In 2011 there was also a noise complaint concerning loud music and doors and windows being open. After contacting the DPS and PLH no further enforcement action was taken. All of the complainants lived in houses at Topcliffe Lane.

Having considered the application under the Licensing Act 2003 for the above premises, the Leeds City Council's environmental action service considers that the following measures are proportionate and necessary in order to promote the following licensing objective:

- Prevention of public nuisance

Noise and Vibration

1. Licensable activities shall have the terminal hour of 00:30 with the premises closed at 01:00 hours.
2. Noise from a licensable activity at the premises will not be audible at the nearest noise sensitive premises which are Topcliffe lane, Morley.
3. There shall be no external loudspeakers
4. Bottles will not be placed in any external receptacle between 11 pm and 7 am the following day to minimise noise disturbance to neighbouring properties.
5. Noise from plant or machinery shall not be audible at the nearest noise sensitive premises during the operation of the plant or machinery. Plant and machinery shall be regularly serviced and maintained to meet this level.

6. The PLH/DPS will ensure patrons use beer gardens, external areas and play areas in a manner which does not cause disturbance to nearby residents and business in the vicinity. Patrons will not use such areas after 11 pm except for smoking.
7. The PLH/DPS will adopt a “cooling down” period where music volume is reduced towards the closing time of the premises.

Litter

8. The PLH/DPS shall ensure that litter arising from people using the premises is cleared away regularly and that promotional materials such as flyers do not create litter.

Transport / Pedestrian Movement

9. Clear and legible notices will be displayed at exits, car parks and other circulatory areas requesting patrons to leave the premises quietly having regard to the needs of local residents, in particular emphasising the need to refrain from shouting, slamming car doors, sounding horns and loud use of vehicle stereos and anti-social behaviour.
10. The designated premises supervisor and any door supervisors will monitor the activity of persons leaving the premises and remind them of their public responsibilities where necessary.
11. SIA registered door staff will be employed and used where queues are likely to form to manage the queues and ensure that queues are restricted to cordoned areas to prevent them obstructing footpaths and spilling out onto roads, and to keep noise and obstructions away from residential property.

Signed:

Dated:

PART 2

To be completed by the applicant or applicant's representative

Consent for Proposed Controlled Measures under the Licensing Act 2003

Name of Premises: De Vere Village Trading

Address: Village Hotel South Leeds, Capitol Boulevard, Tingley, Leeds, LS27 0TS

I / We

confirm that I am / we are the applicant / the applicant's representative (*delete as appropriate*) for the premises as stated above.

In signing this document I / we agree with the measures proposed by Leeds City Council's environmental action service, and we provide our consent for the licensing authority to incorporate the said measures into the operating schedule for the stated premises.

Signed:

Dated:

Please return this document to:

Environmental protection team
Leeds City Council
Knowsthorpe Gate
Cross Green
Leeds LS9 0NP

PART 3

To be completed by the applicant or applicant's representative

Proposed Controlled Measures under the Licensing Act 2003

Name of Premises: De Vere Village Trading

Address: Village Hotel South Leeds, Capitol Boulevard, Tingley, Leeds, LS27 0TS

I / We

confirm that I am / we are the applicant / the applicant's representative (*delete as appropriate*) for the premises as stated above.

I / We formally advise that we are not prepared to accept the proposed measures as suggested by Leeds City Council's environmental action service.

In this instance we understand that Leeds City Council's environmental action service will maintain their representation to my /our application, which will now proceed to a hearing before the licensing sub-committee.

Signed:

Dated:

Please return this document to:

Environmental protection team
Leeds City Council
Knowsthorpe Gate
Cross Green
Leeds LS9 0NP

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Fax Cover Sheet



Environmental Protection Team
Leeds City Council
Knowsthorpe Gate
Cross Green
Leeds LS9 0NP

To: Bridget Massey
Co:
Fax: 224 3885.
From: Vanessa Holroyd
Tel: 0113 3951162
Fax: 0113 247 4947
Email: @leeds.gov.uk

Your Ref: PREM/03244/01
Our Ref:
Date: ~~05 January 2011~~
7 November 2012

Page 1 of 3

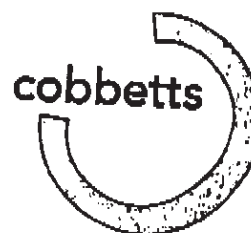
Subject:

please find attached a signed part 2 agreeing to our conditions.

Regards

Vanessa Holroyd.

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29 OCT 2012

Mrs Vanessa Holroyd
Environmental Protection Team
Leeds City Council
Knowscliffe Gate
Cross Green
Leeds
LS9 0NP

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M2 3HZ
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fax: +44 (0)161 833 3030

www.cobbetts.com
Birmingham | Leeds | London | Manchester

Our Ref: LRH/DE00264.293

25 October 2012

Dear Vanessa

Licensing Act 2003
Premises: Land Within the Grounds and Adjacent to Village Hotel South Leeds, Capitol
Boulevard, Tingley, Leeds, LS27 0TS

Further to our telephone conversation today I now have pleasure in attaching the signed consent form for Proposed Controlled Measures under the Licensing Act 2003 on behalf of our client.

I would confirm that this signed consent includes the revised point 1 in relation to the terminal hour of 00:30 with close of the premises by 01:00.

If you require anything further please do not hesitate to contact this office.

Yours sincerely

Lynne Harvey
Paralegal
For and on behalf of Cobbetts LLP

Direct Dial: 0845 165 5023
Direct Fax:
Email: lynne.harvey@cobbetts.com

Cobbetts:33835828:1

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A full list of members is available at the registered office. Any reference to a member of Cobbetts LLP means a member of Cobbetts LLP or an employee or consultant of Cobbetts Employee Services with equivalent standing and qualifications.

PART 2

To be completed by the applicant or applicant's representative

Consent for Proposed Controlled Measures under the Licensing Act 2003

Name of Premises: De Vere Village Trading

Address: Village Hotel South Leeds, Capitol Boulevard, Tingley, Leeds, LS27 0TS

I / We Cabots LLP
~~SOLICITORS AND AUTHORIZED AGENTS ON BEHALF OF THE APPLICANT~~

confirm that / we are the applicant's representative (*delete as appropriate*) for the premises as stated above.

In signing this document I / we agree with the measures proposed by Leeds City Council's environmental action service, and we provide our consent for the licensing authority to incorporate the said measures into the operating schedule for the stated premises.

Signed:

Dated:

Please return this document to:

Environmental protection team
Leeds City Council
Knowsthorpe Gate
Cross Green
Leeds LS9 0NP

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Report author: Mr Barry Glover

0113 2474095

Report of the Head of Licensing and Registration

Report to the Licensing Sub Committee

Date: Monday 26th November 2012

Subject: Application to vary a premises licence held in respect of Pizza Bella 32 Market Place, Wetherby, Leeds, LS22 6NE

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s): Wetherby		
Are there implications for equality and diversity and cohesion and integration?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Is the decision eligible for Call-In?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Does the report contain confidential or exempt information?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
If relevant, Access to Information Procedure Rule number:		
Appendix number:		

Summary of main issues

This is an application to vary a premises licence held in respect of Pizza Bella 32 Market Place, Wetherby, Leeds, LS22 6NE

Responsible authorities and Ward Members have been notified of this application.

The application has attracted representations from responsible authorities and interested parties.

1.0 Purpose of this Report

- 1.1 To advise Members of an application made under section 34 of the Licensing Act 2003 ("the Act") for a premises licence in respect of the above mentioned premises.
- 1.2 Members are required to consider this application due to the receipt of representations.

2.0 History of Premises

- 2.1 An application was made on 24th December 2005 for the Grant of a Premise Licence under the Licensing Act 2003, in respect of this premise. No representations were received and the application was deemed granted. In April 2008, a further application was received to extend the operating hours at the

premises and to include the sale of alcohol. The application attracted representations from Responsible Authorities and Interested Parties. A hearing was scheduled as agreements were not reached with the Interested Parties. At the hearing the application was refused in part. The sub committee resolved to not include the sale of alcohol as a licensable activity but to allow the additional hours as requested for late night refreshment.

In May 2012, a further application was received to include the sale of alcohol and to remove conditions which are duplicated in other legislation. Once again the application attracted representations.

At the hearing, the applicant made it clear that the sale of alcohol would be a delivery only operation. The applicant had also offered certain conditions to address the issue of the sale of alcohol under the Licensing objectives. The Sub Committee were satisfied with the steps made by the applicant and those agreed at the hearing and deemed to grant the licence as applied for.

2.2 A copy of the existing licence is attached at Appendix A

3.0 The Application

3.1 The applicant is Altin Ltd,

3.2 The application form may be found at Appendix B to this report.

3.3 In summary the application is for

Late night Refreshment

Monday to Thursday	23:00 – 00:00
Friday to Sunday	23:00 – 02:00

Non Standard Timings

Christmas Eve until 03:00 hours.

4.0 Other matters relevant to the application

4.1 It is brought to the Members attention that this variation application is to increase Late Night Refreshment and Opening Hours only. No application has been made to extend the hours for the sale of alcohol which are to remain the same as those already authorised by the existing Premises Licence – See Appendix A

4.2 Equality and Diversity / Cohesion and Integration

4.3 At the time of writing this report there were no implications for equality and diversity. Any decision taken by the Licensing Sub-Committee will be in accordance with the four licensing objectives as prescribed by the Licensing Act 2003.

5.0 Steps to promote the Licensing Objectives

5.1 The applicant has not proposed any further steps to promote the Licensing Objectives.

6.0 Location

6.1 A map which identifies the location of this premise is attached at Appendix C.

7.0 Representations

7.1 Under the Act representations can be received from responsible authorities or other persons. Representations must be relevant and, in the case of another person, must not be frivolous or vexatious.

7.2 Representations from Responsible Authorities

7.2.1 Environmental Protection Team in their capacity as a Responsible Authority have objected to this application. A copy of the same may be found at Appendix D

7.3 Other representations

7.3.1 The application has attracted representations from other persons.

7.3.2 The Licensing Section is in receipt of two further objections from Wetherby Town Council and Collingham with Linton Parish council. Members attention is drawn to Appendix E

8.0 Options Available to Members

8.1 The Licensing sub-committee must take such of the following steps as it considers appropriate for the promotion of the licensing objectives:

- Grant the variation as requested.
- Grant the variation whilst imposing additional conditions and/or altering in any way the proposed operating schedule.
- Reject the whole or part of the application.

8.2 Members of the licensing sub committee are asked to note that they may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be appropriate in order to promote the licensing objectives.

9.0 Background Papers

- Guidance issued under s182 Licensing Act 2003
- Leeds City Council Licensing Policy

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Premises Licence

Public Register Copy

Premises licence number:

APPENDIX A⁵

Initial licence from:

21st June 2008

Current Licence effective from:

16th July 2012

Premises Address Pizza Bella, 32 Market Place, Wetherby, Leeds, LS22 6NE

Licensable activities authorised by this licence

Sale by retail of alcohol, Provision of late night refreshment,

Times the licence authorises the carrying out of licensable activities

Sale by retail of alcohol

Friday & Saturday 17:00 - 00:30
Sunday to Thursday 17:00 - 00:00

Provision of late night refreshment

Friday & Saturday 23:00 - 00:30
Sunday to Thursday 23:00 - 00:00

The opening hours of the premises

Monday to Thursday 17:00 - 00:00
Friday & Saturday 17:00 - 00:30
Sunday 17:00 - 00:00

Alcohol is sold for consumption off the premises

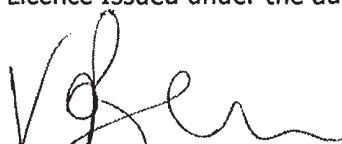
Premises licence holder(s): Altin Ltd., 32 Market Place, Wetherby, LS22 6NE,

Registered number of holder(s): 5883132

Designated premises supervisor: Mr Akif Altin

Access to the premises by children is restricted.

Licence Issued under the authority of Leeds City Council



Miss Victoria O'Brien
Licensing Officer
Entertainment Licensing
Licensing and Registration

Licence produced on 26/07/2012 at 09:41

13. Alcohol only to be delivered by trained competent staff over the age of 21. All such delivery staff to receive training on induction and refresher training at quarterly intervals. Written training logs to be kept.
14. All menus/delivery menus to state the proposed conditions and that no alcohol will be delivered to a person under 18.
15. No deliveries of alcohol to a person under 18.
16. No off sales in the restaurant or with personal collections of take away meals.
17. All drivers to be instructed to be quiet when loading cars, not to leave engines running or otherwise make a noise.
18. The last order for a delivery of hot food for delivery with alcohol will be taken 15 minutes before the terminal hour on any day.
19. A suitable CCTV system will be maintained and be operational on the premises at all times when licensed activities are being carried out.

Public safety

20. A written risk assessment will be kept which covers all activities which affect the health and safety of members of the public. This will include the noise levels to which the public are to be exposed and information will be provided for the public via signage at the entrance. The assessment will be produced for inspection at the request of an authorised officer.
21. The Licensee will adopt at the premises written policies and procedures on:
 - " Entry and egress to the premises (including monitoring of any capacity limit)
 - " Evacuation of the premises
22. The Licensee will ensure staff are trained on these measures, and all other matters relating to the safety of the public.
23. The Licensee will have a written procedure for crowd control and management. All staff will be instructed in the operation of the procedure. The policy will be available for inspection at the request of an authorised officer.
24. A written spillage policy will be kept to ensure spillages are dealt with in a timely and safe manner.
25. The risk of scald and burns to the public from hot food and drink preparation will be assessed and a procedure implemented.
26. Hot food and drink preparation will be isolated or shielded from members of the public to prevent risk of scalds or burns to them.
27. The Licensee will ensure that there is a procedure for the safe evacuation of disabled persons.

The prevention of public nuisance

28. The Licensee will ensure all materials used to promote or market the premises are displayed lawfully. The Licensee will take measures to encourage agents, servants, employees or any party acting on his/her behalf to display promotional materials lawfully.
29. The Licensee will take reasonable steps to ensure that activities promoting or publicising his/her premises do not cause littering. The Licensee will take measures to remove such litter as and when it occurs.

30. The premises will have an adequate supply of litter bins. Notices requiring customers to use the litter bins will be displayed prominently at the premises. Litter bins will be emptied regularly
31. The Licensee will operate to a written statement of how potential littering will be prevented. This statement will describe the sources of litter which may arise from the business, e.g. cigarette ends from queuing people, chewing gum, food wrappers, and will include:
- " The steps proposed to prevent the litter occurring;
 - " The steps to be taken to remove the litter should prevention not succeed;
 - " Who will be responsible;
 - " Methods proposed to evidence that these steps have been undertaken.
32. The premises will operate a suitable ventilation and extraction system. The system will be cleaned and maintained to the manufacture's instructions to prevent unwanted odours occurring.
33. The licensed premises will store and dispose of business waste correctly and legally. The premises supervisor will ensure that the waste is prevented from seeping or spilling from where it is stored.
34. No nuisance will be caused by noise or vibration emanating from the premises. Licensable activities will be conducted and the facilities for licensed activities will be designed and operated so to prevent the transmission of audible noise or perceptible vibration through the fabric of the building or structure to adjoining properties.
35. Noise will be inaudible at the nearest noise sensitive premises (where entertainment takes place on a regular basis)
36. There will be no external loudspeakers.
37. Empty bottles will be stored in suitable receptacles immediately outside of the premises prior to collection. Receptacles will be used in a manner to minimise noise disturbance to adjoining properties.
38. Bottles will not be placed in the external receptacle after 23.00 hours to minimise noise disturbance to adjoining properties.
39. Deliveries, collections of refuse and bottles, and operational servicing will be carried out to minimise noise disturbance to adjoining premises. Instructions will be provided to drivers requiring them to switch off engines during deliveries, collections and servicing, and to minimise other noise caused by their activities. Deliveries will be carried out between 07:00 and 19:00 except where unavoidable.
40. No nuisance will be caused by noise or vibration emanating from the premises from external plant or equipment.
41. The rating level of noise from plant and machinery will be no higher than 5dB below the lowest background level at the most affected noise sensitive premises during the operation of the plant. Plant and machinery will be regularly serviced and maintained to continue to meet the rating level.
42. The premises supervisor will liaise with Environmental Health Services and where necessary, install noise limiting devices, electrical cut-outs and door warning devices
43. The premises supervisor will ensure that lobby doors at the premises are closed at all times except for access and egress to the premises unless required otherwise by WYFRS.

44. The Licensee will adopt a "cooling down" period where music volume is reduced towards the closing time of the premises.
45. The Licensee will ensure all lighting in the premises is of a suitable intensity and positioning. All lighting on or at the premises will be operated in a manner which will not cause a nuisance to nearby properties.
46. The premises will be operated in a manner which will prevent unwanted odours causing a nuisance to persons in the immediate area or nearby properties.
47. Ensure that promotional materials such as flyers do not create litter, and that other street advertising is carried out lawfully.
48. Ensure that lighting provided for the purpose of customer and staff safety, for the security of the premises and lighting associated with advertising is of such an intensity, suitably positioned and operated so as not to cause nuisance to neighbouring or adjoining properties.
49. Ensure the area around your premises is kept clean.
50. Storage shall be sufficient for the volume produced and removed at proper frequencies to ensure that excessive accumulations do not arise.
51. Litter bins shall be prominently positioned with clear signage to indicate that they are there to be used (particularly at fast-food takeaways).

The protection of children from harm

52. People under 18 will not be admitted.
53. The Licensee will adopt a proof of age scheme which is approved by WYP and West Yorkshire Trading Standards.

Annex 3 – Conditions attached after a hearing by the licensing authority

The prevention of crime and disorder

54. Only one delivery of alcohol to be delivered to any one premise per evening period between 17:00 hours and 00:30 hours.
55. All purchases to be paid at point of delivery after proof of age has been validated.
56. There is to be no alcohol displayed at the premises at any time.

Annex 4 – Plans

The plans for these premises are as those submitted with the application. A copy of which is held by Leeds City Council licensing authority.

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ENTERTAINMENT LICENSING

ITEM 1022071006 JL

PREM7

05 SEP 2012

Entertainment Licensing, Leeds City Council, Civic Hall, Leeds, LS1

APPENDIX B

Application to vary a premises licence under the Licensing Act 2003.

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that Your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

I/We

ALTIN LTD

(Insert name(s) of applicant)

Being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in part 1 below

Premises licence number

PREM 1022071002

Part 1 - Premises details

Postal address of premises or, if none, ordnance survey map reference, or description

32 MARKET PLACE (PIZZA BELLA)

Post town

WETHERBY

Post code

LS22 6NE

Telephone number at premises (if any)

01937 589 444

Non-domestic rateable value of premises

£ 3000.00

Part 2 - Applicant details

Daytime contact telephone number

07424568902

E-mail address (optional)

Current postal address if different from premises address

48 SIXTH AVENUE, TANG HALL

Post Town

YORK

Postcode

YO31 0US

Part 3 - Variation

Do you want the proposed variation to have effect as soon as possible? Please tick Y yes

If not do you want the variation to take effect from

Day		Month		Year	

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

TO WAY THE OPENING TIMES OF THE EXISTING LICENCE FOR FRIDAY, SATURDAY AND SUNDAY, TO TRADE BETWEEN THE HOURS OF 5pm TO 2am IN THE MORNING (CURRENTLY THE LICENCE IS FRI, SAT 12.30am AND Sun 12am)

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick ✓ yes

- a) Plays (if ticking yes, fill in box A)
- b) Films (if ticking yes, fill in box B)
- c) Indoor sporting events (if ticking yes fill in box C)
- d) Boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) Live music (if ticking yes, fill in box E)
- f) Recorded music (if ticking yes, fill in box F)
- g) Performances of dance (if ticking yes, fill in box G)
- h) Anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of entertainment facilities for:

- i) Making music (if ticking yes, fill in box I)
- j) Dancing (if ticking yes, fill in box J)
- k) Entertainment of a similar description to that falling within (I) or (J) (if ticking yes, fill in box K)

Provision of late night refreshment (if ticking yes, fill in box L)

Sale by retail of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both - Please tick [Y] (Please read guidance note 2).	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thurs					
Fri			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5).		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both - Please tick [Y] (Please read guidance note 2).	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for the exhibition of films please read guidance note 4)		
Thurs					
Fri			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5).		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details here (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			
Wed			
Thurs			
Fri			
Sat			
Sun			
			State any seasonal variations for indoor sporting events (please read guidance note 4)
			Non standard timings. Where you intend to use the premises indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5).

D

Boxing or wrestling entertainment Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or out doors or both - Please tick [Y] (Please read guidance note 2). Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Day	Start	Finish	
Mon			
Tue			
Wed			
Thurs			
Fri			
Sat			
Sun			
			Please give further details here (please read guidance note 3)
			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)
			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5).

E

Live Music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both - Please tick [Y] (Please read guidance note 2).	Indoors <input type="checkbox"/>
Day	Start	Finish		Outdoors <input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	<input type="checkbox"/>
Tue				
Wed			State any seasonal variations for the performance of live music (please read guidance note 4)	<input type="checkbox"/>
Thurs				
Fri			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5).	<input type="checkbox"/>
Sat				
Sun				

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both - Please tick [Y] (Please read guidance note 2).	Indoors <input type="checkbox"/>
Day	Start	Finish		Outdoors <input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	<input type="checkbox"/>
Tue				
Wed			State any seasonal variations for playing recorded music (please read guidance note 4)	<input type="checkbox"/>
Thurs				
Fri			Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list (please read guidance note 5).	<input type="checkbox"/>
Sat				
Sun				

G

Performance of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both - Please tick [Y] (Please read guidance note 2).	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed				State any seasonal variations for the performance of dance (please read guidance note 4)	
Thurs					
Fri					
Sat				Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 5).	
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both - Please tick [Y] (Please read guidance note 2).	Indoors	<input type="checkbox"/>
Mon				Please give further details here (please read guidance note 3)	Outdoors
Tue			Both		<input type="checkbox"/>
Wed			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
Thurs					
Fri					
Sat			Non standard timings. Where you intend to use the premises for entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5).		
Sun					

I

Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing		
Day	Start	Finish	Will the facilities for making music be indoors or outdoors or both - Please tick [Y] (Please read guidance note 2).	Indoors	<input type="checkbox"/>
Mon					Outdoors
				Both	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 3)		
Wed					
Thurs			State any seasonal variations for the provision of facilities for making music (please read guidance note 4)		
Fri					
Sat			Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list (please read guidance note 5).		
Sun					

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both - Please tick [Y] (Please read guidance note 2).		Indoors	<input type="checkbox"/>
Day	Start	Finish	Please give a description of the facilities for dancing you will be providing			
Mon						
Tue			Please give further details here (please read guidance note 3)			
Wed			State any seasonal variations for providing dancing facilities (please read guidance note 4)			
Thurs						
Fri			Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list (please read guidance note 5).			
Sat						
Sun						

K

Provision of facilities for entertainment of a similar description to that falling within I or J Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment facility you will be providing	
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both - Please tick [Y] (Please read guidance note 2).	Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon				
Tue			Please give further details here (please read guidance note 3)	
Wed			State any seasonal variations for the Provision of facilities for entertainment of a similar description to that falling within I or J (please read guidance note 4)	
Thurs				
Fri				
Sat			Non standard timings. Where you intend to use the premises for the Provision of facilities for entertainment of a similar description to that falling within I or J at different times to those listed in the column on the left, please list (please read guidance note 5).	
Sun				

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both - please tick [Y] (Please read guidance note 2)	
Day	Start	Finish	Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>	
Mon	23:00	00:00		Please give further details here (please read guidance note 3) SELL HOT FOOD AND DRINKS
Tue	23:00	00:00		
Wed	23:00	00:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4) CHRISTMAS EVE TILL 3 am	
Thurs	23:00	00:00		
Fri	23:00	02:00	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times to those listed in the column on the left, please list (please read guidance note 5). 3am ON CHRISTMAS EVE	
Sat	23:00	02:00		
Sun	23:00	02:00		

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick [Y]) Please read guidance note 7).	On the premises <input type="checkbox"/>																							
<table border="1"> <thead> <tr> <th>Day</th> <th>Start</th> <th>Finish</th> </tr> </thead> <tbody> <tr> <td>Mon</td> <td></td> <td></td> </tr> <tr> <td>Tue</td> <td></td> <td></td> </tr> <tr> <td>Wed</td> <td></td> <td></td> </tr> <tr> <td>Thurs</td> <td></td> <td></td> </tr> <tr> <td>Fri</td> <td></td> <td></td> </tr> <tr> <td>Sat</td> <td></td> <td></td> </tr> <tr> <td>Sun</td> <td></td> <td></td> </tr> </tbody> </table>				Day	Start	Finish	Mon			Tue			Wed			Thurs			Fri			Sat			Sun		
Day	Start	Finish																									
Mon																											
Tue																											
Wed																											
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Fri																											
Sat																											
Sun																											
				Both <input type="checkbox"/>																							
State any seasonal variations for the supply of alcohol! (please read guidance note 4)																											
Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5).																											

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

0

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	17:00	00:00	Non standard timings. Where you intend to use the premises to be open to the public at different times to those listed in the column on the left, please list (please read guidance note 5).
Tue	17:00	00:00	
Wed	17:00	00:00	
Thurs	17:00	00:00	
Fri	17:00	02:00	
Sat	17:00	02:00	
Sun	17:00	02:00	

Please identify those conditions currently imposed on the licence which you believe could be remove as a consequence of the proposed variation you are seeking

Please tick yes

I have enclosed the premises licence

I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

P

Describe any additional steps you intend to take to promote all four licensing objectives as a result of the proposed variation:

a) General--all four licensing objectives (b, c, d, e) (please read guidance note 9)

SAME AS CURRENT

b) The prevention of crime & disorder

//

c) Public safety

//

d) The prevention of public nuisance

//

e) The protection of children from harm

//

- Please tick Yes
- I have made or enclosed payment of the fee
 - I have sent you copies of this application, and the plan to responsible authorities and others where applicable
 - I understand that I must now advertise my application
 - I understand that if I do not comply with the above requirements, my application will be rejected.

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE OF UP TO LEVEL 5 ON THE STANDARD SCALE [£5000], UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 4--Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 11). If signing on behalf of the applicant, please state in what capacity.

Signature: *Adrian*
 Date: 4/9/12
 Capacity: _____

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 12) If signing on behalf of the applicant, please state in what capacity.

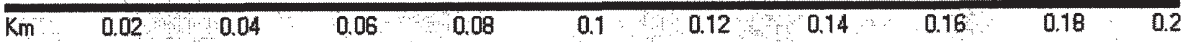
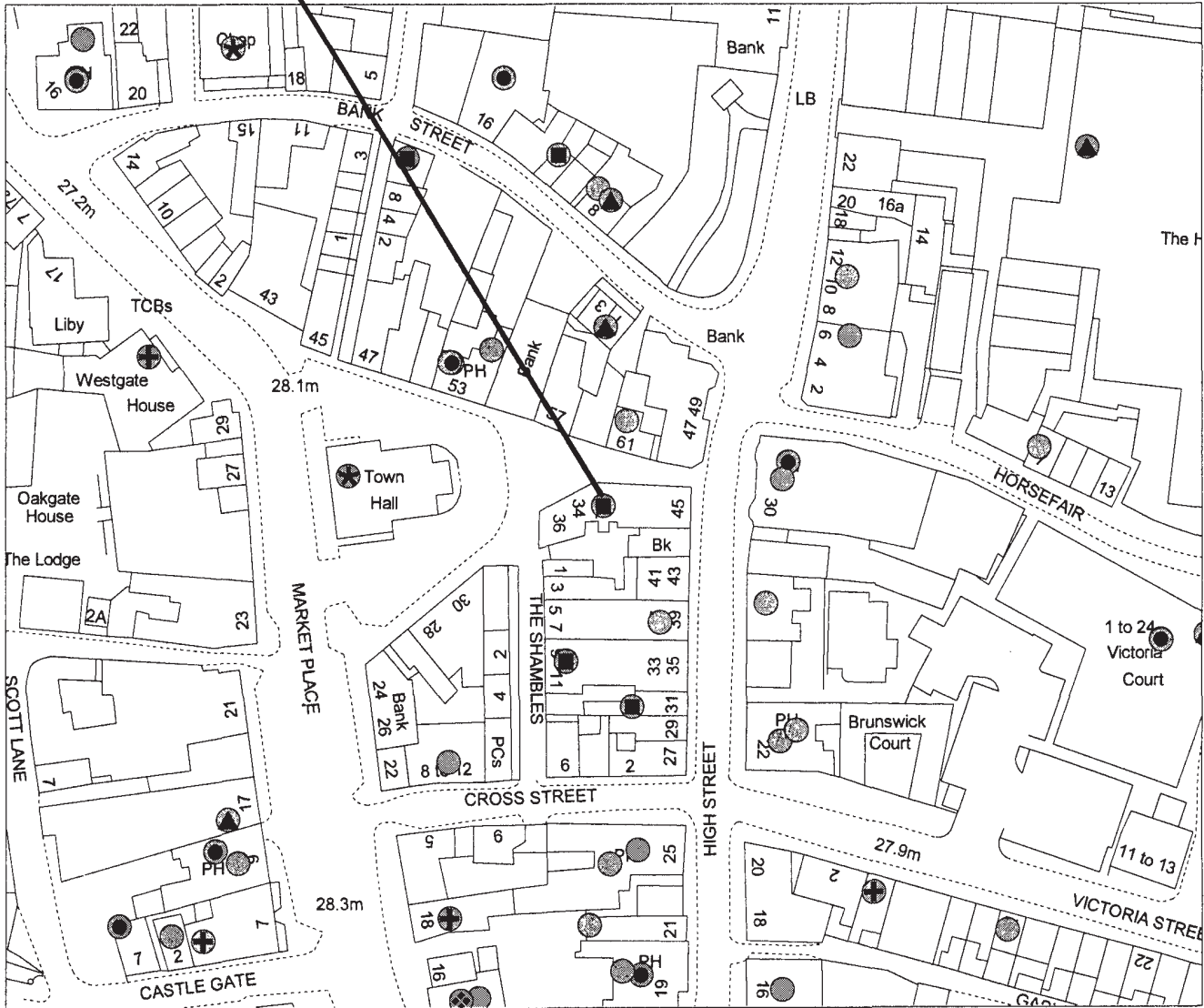
Signature: _____
 Date: _____
 Capacity: _____

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)	
<u>48 SIXTH AVENUE, TANG HALL</u>	
Post Town <u>YORK</u>	Postcode <u>YO31 0WS</u>
Telephone number (if any)	
E-mail address (optional)	



Pizza Bella, 32 Market Place, Wetherby, Leeds LS22 6NE

Application for the Variation of a Premises Licence



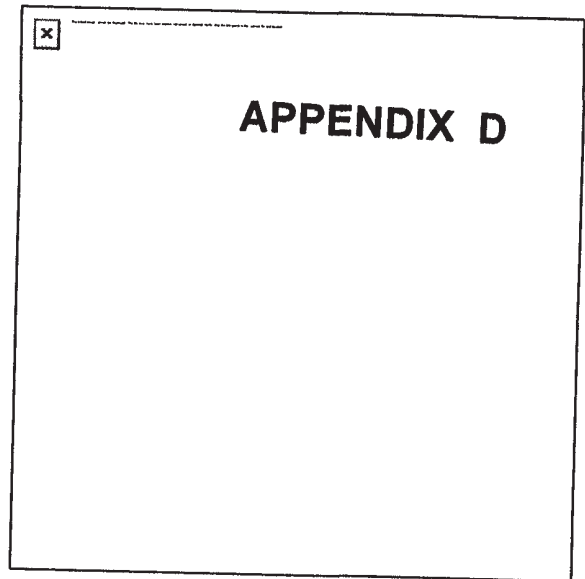
This map is based upon the Ordnance Survey's Digital Data with the Permission of the Ordnance Survey on behalf of the Controller of Her Majesty's Stationary Office

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Date:	14 November 2012
Scale:	1:1250

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Altin Ltd.
32 Market Place
Wetherby
LS22 6NE

Environmental protection team
Leeds City Council
Knowsthorpe Gate
Cross Green
Leeds LS9 0NP

Contact: Mr Gurdip Mudhar
Tel: 0113 395 1171
Fax: 0113 247 4947
gurdip.mudhar@leeds.gov.uk
Our reference: PREM/02207/006
Date: 3 October 2012

Dear Sir / Madam

Licensing Act 2003

Name of Premises: Pizza Bella

Address: 32 Market Place, Wetherby, Leeds, LS22 6NE

Letter of Representation – Full Objection

Thank you for submitting your application dated 4thth September 2012 for the above premises.

The application premises are situated within Wetherby Town Centre. The premises in question is surrounded by other commercial properties with various uses. However, some commercial properties (No: 53 & No:57 which are situated diagonally opposite the application premises) have residential flats above.

The proposal consists of extending the provision of late night refreshment as follows:
Friday to Sunday : 23:00 hours to 2:00 hours.
Non Standard timings Christmas Eve until 3:00 hours.

Given that there are residential properties situated in close vicinity to the application premises it is an Environmental Health's concern that...

nuisance complaints by way of shouting and screaming by the customers together with other anti-social behavior issues such as littering.

In view of these concerns, Leeds City Council's Health and Environmental Action Service fully objects to this application being granted as it will likely to cause noise nuisance to neighbouring noise sensitive properties thus undermining the prevention of public nuisance objective of the Licensing Act 2003.

Yours faithfully

Gurdip Mudhar.
Senior Environmental Health Officer.

O'Brien, Victoria

From: Glyn Robins <glynrobins@gmail.com>
Sent: 08 September 2012 11:12
To: Entertainment Licensing
Subject: Re: Licensing Act 2003 Variation

Re: Pizza Bella, Market Place, Wetherby - entertainment license:
for the attention of Miss Jane Wood.

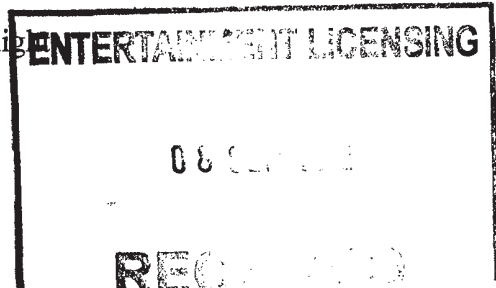
Collingham with Linton Parish Council wish to submit an objection against the extended times for the Pizza Bella based upon the potential for -

(i) considerable, additional litter depositing of pizza and drinks cartons in the vicinity of the centre of Wetherby Town, adjacent streets and the littering deposited from vehicles on highways nearby:

and (ii) the nuisance of noise in the locality after the hour of midnight

Yours sincerely,

Glyn Robins
clerk: Collingham with Linton Parish Council.



Wood, Jane

From: Wetherby Town Council <wetherbytc@btconnect.com>
Sent: 11 September 2012 14:03
To: Wood, Jane
Subject: Pizza Bella Variation of Licence - Wetherby

Importance: High

ENTERTAINMENT LICENSING

11 SEP 2012

RECEIVED

Dear Jane,

Variation Premises Licence - Pizza Bella, 32 Market Place, Wetherby

Wetherby Town Council Planning Committee has now considered the above application and are opposed to all the variations that are sought for the following reasons:

1. Sale by Retail of Alcohol - The current licence allows for alcohol just to be sold purely for home delivery and we would not wish for an extension to the current hours of this home supply of alcohol.
2. Late Night Refreshments - Any extension of the hours will add to any antisocial behaviour in the area of the Market Place. Other establishments in the town are not open until these early hours and the noise level from people consuming take-away food will impact on local people who live very close to this establishment.
3. Would not agree to home delivery of Pizza and alcohol until 3 am in the morning on Christmas Eve - traffic noise etc in rural locations. Also would not want people to be calling for a Pizza on their way home from parties and creating antisocial behaviour problems in the town. There would need to be a local police presence until the shop had shut on Christmas Eve.
4. It is only a few weeks since they were granted permission for the home delivery of alcohol and why are we now getting another variation of licence when this could have been done all at the same time? Do they believe they by 'drip feeding' these changes we will have forgotten about the ones that have already been granted!

Yours sincerely,

Barbara Ball
 Town Clerk

Wetherby Town Council
 The Town Hall
 Market Place
 Wetherby
 LS22 6NE
 Tel: 01937 583584
 Fax: 01937 580824

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