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

Contact: Mr. Mudhar
Tel: 0113 3951171
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Gurdip.mudhar@leeds.gov.uk
Our reference: PREM/00387/002
Date: 14 September 2012

Dear Sirs

Licensing Act 2003
Name of Premises: Spring Close
Address: 3A Spring Close Street, Leeds, LS9 8RT

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.

If the opening hours as proposed under this application are different to those on the current planning approval, then you should also make an application for variation of hours to planning services. If you operate without planning permission, this may result in a breach of the relevant planning condition. If you wish to discuss this matter further please contact the development enquiry centre 0113 222 4409.

Yours faithfully

G S Mudhar
Senior environmental health officer

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: Spring Close****Address: 3A Spring Close Street, Leeds, LS9 8RT**

The application premises are situated close to residential properties (terraced houses and multi-story residential apartments). The applicant has proposed to increase the terminal hours for the licensable activities (Monday to Thursday and Sundays by an extra hour). However, it has also been proposed to reduce the terminal hours (1 hour) for the licensable hours that take place on Friday and Saturday.

The applicant has also proposed to add live music, the provision of facilities for dancing and karaoke. An Environmental Health is particularly concerned about the introduction of live music on the premises as the noise from this activity (unlike recorded music) has the greater potential to give rise to nuisance complaints; some musical instruments associated with live music are non-electronic, and therefore, cannot be connected to a sound level regulatory device (noise limiter) and the live music is often accompanied by patrons cheering, shouting and clapping.

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 prevention of public nuisance of the Licensing Act 2003 given that there will be an overall increase in the licensable activities and when these activities terminate at night-time.

Noise and Vibration

1. Noise from a licensable activity at the premises will not be audible at the nearest noise sensitive premises which are situated on Spring Close Avenue and Bouverie Court Leeds 9.
2. There shall be no external loudspeakers.
3. Bottles will not be placed in any external receptacle between 9 pm and 7 am the following day to minimise noise disturbance to neighbouring properties.
4. The PLH/DPS will ensure patrons use beer gardens, external areas in a manner which does not cause disturbance to nearby residents and business in the vicinity. Patrons will not use such areas after 22:30 hours.

5. The activities of persons using the external areas shall be monitored after 11 pm and they shall be reminded to have regard to the needs of local residents and to refrain from shouting and anti social behaviour etc when necessary.
6. The PLH/DPS will adopt a "cooling down" period where music volume is reduced towards the closing time of the premises.

Litter

7. 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

8. 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.
9. A facility will be provided for customers to order hackney taxis/private hire vehicles. Telephone numbers for taxi firms/private hire companies will be displayed in a prominent position on the premises.

Signed:

G S Mudhar
Senior Environmental Health Officer.

Dated: 14th September 2012

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: Spring Close
Address: 3A Spring Close Street, Leeds, LS9 8RT

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:

G S Mudhar
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: Spring Close

Address: 3A Spring Close Street, Leeds, LS9 8RT

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:

G S Mudhar
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Leeds City Council
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