

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

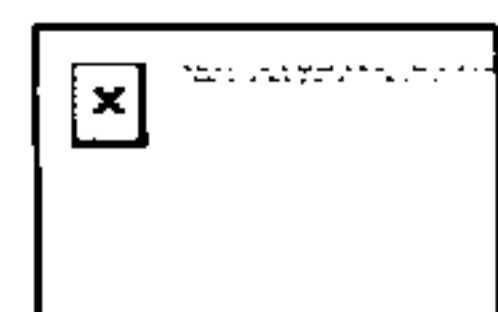
Thank you for submitting your application for the above premises.

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