

14 JUN 2018
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Planning Services

Merrion House
110 Merrion Centre
LEEDS
LS2 8BB

Contact: **Chris Sanderson**

Tel: 0113 3788069

Fax: 0113 2478230

Your Ref:

Our Ref: Licence Applications

Date 14th June 2018

Mr Marcus Zol Emadi
Lower Lane farm House
Hunsworth Lane
Bradford
BD4 6RN

JW
JJA
PREM / ~~00410~~ / ~~18~~
02214 / 005

Dear Mr Emadi,

Subject: APPLICATION FOR PREMISES LICENCE

PART A

Thank you for submitting your application for licensed activities at:

Name of venue:- Tom Foolery

Address:- 179 High Street, Boston Spa, Wetherby LS23 6AA.

We write to inform you we shall be objecting to your application and a copy of this letter will be sent to the Licensing Authority.

The premises were granted planning permission for the change of use of shop to café/bar (A3) in May 2005 subject to a condition restricting the hours of use of the premises. A further planning application was approved in August 2009 subject to a condition restricting the hours of use of the premises. The proposed hours of use set out in your premises license application exceed those allowed by the planning permission. The Development Department objects to the granting of a Premises License in the terms as applied for due to noise and disturbance being caused to nearby residential occupiers as a result of the comings and goings of customers and their motor vehicles and from activities within the building. It is considered that the opening hours applied for at these premises would conflict with the Licensing objective of preventing public nuisance.

The City Development Department considers that the extended opening hours proposed are unlikely to be acceptable and that a Premises Licence should not be granted outside the hours specified in the existing planning permission unless and until an express planning permission or a Certificate of Lawful Development is obtained by the operator of the premises to extend those operating hours. If you are willing to amend your application to the hours as specified in the existing planning permission, details of which are contained in Appendix B, then we shall withdraw our objection.



PART B

Licensing Act 2003 – Application for Premise Licence

On behalf of :

Tom Foolery

For the premises known as and located at :

179 High Street, Boston Spa, Wetherby, LS23 6AA.

I am the applicant / representative authorised by the applicant (delete as appropriate)

In signing this document I request that the Licensing Authority accept this letter signifying my wishes to amend the application to reflect the hours as detailed in the existing planning consent, as follows :

Planning permission for variation of condition 4 (hours of opening) on planning approval 31/119/05/FU (permission ref 09/02775/FU dated 24-08-2009) subject to the following condition:

THE OPENING HOURS OF THE PREMISES SHALL BE RESTRICTED TO 0800 HOURS TO 2330 HOURS MONDAY TO SATURDAY AND 1000 HOURS TO 2300 HOURS ON SUNDAYS.

THE REASON FOR THE CONDITION IS IN THE INTERESTS OF AMENITY OF NEARBY RESIDENTS.

Signed :

Dated :

Please return this document to :

Development Department
The Leonardo Building
2 Rossington Street
LEEDS
LS2 8HD

Thank you for your assistance in this matter.

Yours sincerely

Chris Sanderson
Principal Compliance Officer