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AGENDA PAPERS FOR LICENSING SUB-COMMITTEE MEETING

Date: Wednesday, 4 January 2017

Time: 6.30 pm

Place: Council Chamber, Trafford Town Hall, Talbot Road, Stretford,

Manchester, M32 0TH

A G E N D A PART I Pages

1. **ATTENDANCES**

To note attendances, including Officers and any apologies for absence.

2. APPLICATIONS WITH ALL PARTY AGREEMENT (STANDING ITEM)

To receive an update on applications where all parties have reached agreement and to decide, in each case, whether to:

Agree that a hearing is not necessary and determine to grant the licence and attach the agreed conditions: or

Agree that a hearing will be necessary with all the parties present.

3. APPLICATION FOR THE GRANT OF A NEW PREMISES LICENCE - RIDDLES EMPORIUM, 35 REGENT ROAD, ALTRINCHAM, WA14 1RX

To consider a report of the Head of Regulatory Services.

1 - 22

4. URGENT BUSINESS (IF ANY)

Any other item or items which by reason of special circumstances (to be specified) the Chairman of the meeting is of the opinion should be considered at this meeting as a matter of urgency.

THERESA GRANT

Chief Executive

Licensing Sub-Committee - Wednesday, 4 January 2017

Membership of the Committee

Councillors M. Whetton, M. Freeman and J. Smith

Further Information

For help, advice and information about this meeting please contact:

Mrs Ruth Worsley, Democratic & Scrutiny Officer

Email: ruth.worsley@trafford.gov.uk

This agenda was issued on **Monday 19 December 2016** by the Legal and Democratic Services Section, Trafford Council, Trafford Town Hall, Talbot Road, Stretford M32 0TH.

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Agenda Item 3

AGENDA ITEM NO.

TRAFFORD COUNCIL

THE LICENSING SUB-COMMITTEE - 4th JANUARY 2017

REPORT OF THE HEAD OF REGULATORY SERVICES

REPORT REF. NO.

APPLICATION FOR THE GRANT OF A NEW PREMISES LICENCE – RIDDLES EMPORIUM, 35 REGENT ROAD, ALTRINCHAM, CHESHIRE, WA14 1RX

PURPOSE

To advise Members of an application for the Grant of a new premises licence for Riddles Emporium, 35 Regent Road, Altrincham, Cheshire, WA14 1RX.

The application has attracted representations from local residents.

OPTIONS

The Sub-Committee to take such steps as they consider necessary for the promotion of the Licensing Objectives in accordance with the provisions of subsection 18 (4) of the Licensing Act 2003.

lain Veitch Head of Regulatory Services

Further Information From:

Name: Jan Taylor

Licensing Officer

Extension: 4047

Proper Officer for the purposes of L.G.A 1972,S.100D (background papers): Head of Regulatory Services

Appendices:

Appendix A – Application and Operating Schedule (including layout of premises)

Appendix B – Representation A from local resident (Akid).

Appendix C – Representation B from local resident (Atherton).

1. Background

1.1 35 Regent Road, Altrincham, Cheshire is a commercial unit which is historic in character. It is situated on the corner of Regent Road and Normans Place close to the main shopping area in Altrincham Town Centre.

The Premises does not currently benefit from a premises licence.



2. Application for the Grant of a Premises Licence

- **2.1** On 2nd November, 2016 the Licensing Section received an application (**Appendix A**) from Emma Rostaing for the grant of a new premises licence.
- **2.2** The application requests the granting of a premises licence for the Supply of Alcohol, off the premises.
- **2.3** The hours requested for the licensable activity on the application are as follows:

Sale of Alcohol (off the premises):

 Monday to Wednesday
 : 09:00 - 18:00

 Thursday to Saturday
 : 09:00 - 22:00

 Sunday
 : 09:00 - 16:00

2.4 The applicant has complied with all requirements under the application process including advertising the application in a newspaper, advertising by way of public notice at the premises and submitting a copy of the complete application to all Responsible Authorities. The application is deemed to be correctly submitted.

3. Representations



KEY



35 Regent Road, Altrincham



Representation – Mr P & Mrs J Atherton

- **3.1** During the consultation period, two letters of representation were received from local residents (**Appendices B & C**).
- 3.2 The Committee are respectfully advised that the representations received against the application broadly relate to the Licensing Objectives.
- 3.3 The Members are advised that The Government's Guidance states that it is not sufficient for an objector to simply state that they wish to object, or that they are objecting on noise grounds. A representation should give more detail of the likely impact should the licence be granted.
- 3.4 It is recommended that, in borderline cases, the benefit of the doubt about any aspect of a representation should be given to the person making that

- representation. The subsequent hearing would then provide an opportunity for the person or body making the representation to amplify and clarify it.
- **3.7** The Members are therefore required to determine the relevance of all representations.
- **3.8** When considering the relevance of any representation the Licensing Sub-Committee must be aware that :
 - i. the representation can be from any person or body;
 - ii. it must not be repetitious, vexatious or frivolous;
 - iii. it must relate to one or more of the licensing objectives.

4. Licensing Policy and Guidance

4.1 The Committee are respectfully referred to the Council's own Licensing Policy relating to the Licensing Act 2003 objectives and to the Secretary of State's Guidance. (Copy available at meeting)

5. Options

- 5.1 The Sub-Committee to take such steps as they consider necessary for the promotion of the Licensing Objectives in accordance with the provisions of subsection 18 (4) of the Licensing Act 2003. The steps specified are:
 - **5.1.1** To grant the licence subject to-
 - Conditions consistent with the operating schedule accompanying the application modified to such extent as the authority considers necessary for the promotion of the licensing objectives, and;
 - Any mandatory conditions which must be included under the Licensing Act 2003
 - **5.1.2** to exclude from the scope of the licence any of the licensable activities to which the application relates;
 - **5.1.3** to refuse to specify a person in the licence as the premises supervisor;
 - **5.1.4** to reject the application.
- 5.2 The Sub-Committee is advised that any findings on any issues of fact should be on the balance of probability and any decision should be based on the individual merits of the application.
- 5.3 The Sub-Committee, in arriving at its decision, must have regard to relevant provisions of national guidance and its own statement of licensing policy and reasons should be given for any departure.

Licensing Act 2003 – Riddles Emporium, 35 Regent Road, Altrincham ${\sf Page 4}$

APPENDIX A

APPLICATION AND OPERATING SCHEDULE (including premises layout)

ULH XXX 35RE/1 PL 66 2555



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.

app des the	(Insert name(s) of applicant) ly for a premises licence under section 17 cribed in Part 1 below (the premises) and relevant licensing authority in accordance 1 – Premises Details	I/we are mak	ing this applic	cation to you as
Pos	tal address of premises or, if none, ordna	nce survey n	nap reference	or description
3	5 REGENT ROAD			
	HUTRINCHAM			
100	DAIH IRX			
	CONTRACTOR			
Pos	I town AMEINCHAM		Post code	WAIG IRY
	ρ			
Tele	phone number at premises (if any)	0		
Non	domestic rateable value of premises	9,100	/4	
Part	2 - Applicant Details			
Plea	se state whether you are applying for a prem	nises licence a Please tick		
a)	an individual or individuals *		please comp	lete section (A)
b)	a person other than an individual *			
	i. as a limited company	W	please comp	lete section (B)
	ii. as a partnership		please comp	lete section (B)

	iii. as an uninc	orporated association	or or		please com	plete section (B)	
	iv. other (for ex	ample a statutory co	rporation)		please com	plete section (B)	
c)	a recognised clul	0			please com	plete section (B)	
d)	a charity				please com	plete section (B)	
e)	the proprietor of	an educational estab	lishment		please com	plete section (B)	
f)	a health service I	oody			please com	plete section (B)	
g)		registered under Part Act 2000 (c14) in res pital in Wales			please com	plete section (B)	
ga)	a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England						
h)	the chief officer of England and Wal	f police of a police fo es	rce in		please com	plete section (B)	
•	I am carrying on the premises for I am making the o statutory o a function	or proposing to carry licensable activities; application pursuant function or discharged by virtue CANTS (fill in as app	on a busine or to a e of Her Maje	ess wh	ich involves t	Please tick ye	,
				Othe	er Title (for		1
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SECOND INDIVIDUAL APPLICANT (if applicable)

Mr 🗆	Mrs [Miss 🗌		Ms 🗌		r Title (for iple, Rev)	
Surname		First nar	mes					
I am 18 years	old or ove	er			•		Pleas	se tick yes
Current postal address if different from premises address								
Post town							Postcode	
Daytime cont	act telepl	hone 1	number					
E-mail addre (optional)	SS							
registered nu	le name a mber. In	ınd re		rship o	r other joi	nt vent	ture (other tha	iate please give any an a body
Name								
Address								
Registered nu	mber (wh	ere ap	plicable)					
_			example, partne	rship, e	ompany, un	incorp	orated associat	tion etc.)
Telephone nu	mber (if a	ny)						
E-mail address	s (optiona	al)						

A

Plays Standard days and timings (please read guidance note			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
6)				Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guidance	note 3)	
Tue					
Wed			State any seasonal variations for performing plays (panel 4)	please read guida	ince
Thur					
Fri			Non standard timings. Where you intend to use the performance of plays at different times to those lister than the performance of plays at different times to those lister than the performance of plays at the performance of		
Sat			the left, please list (please read guidance note 5)		
Sun					

В

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

Standar	sporting e d days and read guida	timings	Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed			
Thur			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
Fri			left, please list (please read guidance note 5)
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)		timings	Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guidance	note 3)	•
Tue					
Wed			State any seasonal variations for boxing or wrestling (please read guidance note 4)	entertainment	
Thur					
Fri			Non standard timings. Where you intend to use the or wrestling entertainment at different times to thos	e listed in the	xing
Sat			column on the left, please list (please read guidance no	ote 5)	
Sun					

Live music Standard days and timings (please read guidance note			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
6)				Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guidance	note 3)	
Tue					
Wed			State any seasonal variations for the performance of read guidance note 4)	live music (plea	ase
Thur					
Fri			Non standard timings. Where you intend to use the performance of live music at different times to those		
Sat			on the left, please list (please read guidance note 5)		
Sun					

F

Recorded music Standard days and timings (please read guidance note			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors			
6)				Outdoors			
Day	Start	Finish		Both			
Mon			Please give further details here (please read guidance	note 3)			
Tue							
Wed			State any seasonal variations for the playing of recorread guidance note 4)	State any seasonal variations for the playing of recorded music (please read guidance note 4)			
Thur							
Fri			Non standard timings. Where you intend to use the playing of recorded music at different times to those				
Sat			on the left, please list (please read guidance note 5)				
Sun							

Performances of dance Standard days and timings (please read guidance note		timings	Will the performance of dance take place indoors or outdoors or both - please tick (please read guidance note 2)	Indoors	
6)				Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guidance	note 3)	•
Tue	 				
Wed			State any seasonal variations for the performance of	dance (please r	ead
			guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the		
			performance of dance at different times to those liste	ed in the columi	ı on
Sat			the left, please list (please read guidance note 5)		
Sun					

Н

descrip within Standa	ing of a sin ption to tha (e), (f) or (rd days and read guida	t falling g) timings	Please give a description of the type of entertainment yo	ou will be provid	ling
Day	Start	Finish	Will this entertainment take place indoors or	Indoors	
Mon			outdoors or both - please tick (please read guidance note 2)	Outdoors	
				Both	
Tue			Please give further details here (please read guidance	note 3)	
Thur			State any seasonal variations for entertainment of a to that falling within (e), (f) or (g) (please read guida		tion
Fri					
Sat			Non standard timings. Where you intend to use the entertainment of a similar description to that falling	within (e), (f) o	r (g)
Sun			at different times to those listed in the column on the (please read guidance note 5)	e lett, please list	

Late night refreshment Standard days and timings (please read guidance note		timings	Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
6)				Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guidance	note 3)	
Tue					
Wed			State any seasonal variations for the provision of late (please read guidance note 4)	e night refreshn	nent
Thur					
Fri			Non standard timings. Where you intend to use the provision of late night refreshment at different time	s, to those listed	
Sat			the column on the left, please list (please read guidance	ce note 3)	
Sun					

Supply of alcohol Standard days and		Will the supply of alcohol be for consumption (Please tick box) (please read	On the premises		
		guidance note /)	Off the premises	Ø	
Start	Finish		Both		
9.00	18.00	State any seasonal variations for the supply of alcohol (pleas read guidance note 4)			
9.00	18.00				
9.00	18.00				
9.00	12.00	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)			
9.QU	22.00	Solding on the left bioggo not (brosse in a 2 a	33113311010		
9.00	22.00				
9.00	16.00				
	9.00 9.00 9.00	Start Finish 9.00 18.00 9.00 18.00 9.00 18.00 9.00 12.00 9.00 12.00	guidance note 7) Start Finish 9.00 18.00 State any seasonal variations for the supply of read guidance note 4) 9.00 18.00 Non standard timings. Where you intend to use for the supply of alcohol at different times to column on the left, please list (please read guidance note 4) 9.00 12.00 9.00 12.00	guidance note 7) Start Finish 9.00 18.00 State any seasonal variations for the supply of alcohol (ple read guidance note 4) 9.00 18.00 Non standard timings. Where you intend to use the premise for the supply of alcohol at different times to those listed is column on the left, please list (please read guidance note 5) 9.00 12.00	

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

Name Emma ROSTAINS	
ALTRINCHAM 600	
Postcode WAIL STL.	
Personal Licence number (if known) PA 2 2 56.	
Issuing licensing authority (if known) Manchester BOLTON COUNCIL	

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)	

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)		olic and read	State any seasonal variations (please read guidance note 4
Day	Start	Finish	1
Mon	9.00	18 00	
Tue	9.00	18-00	
Wed	900	1800	
Thur	01 - 0	0 3	Non standard timings. Where you intend the premises to open to the public at different times from those listed in the
Hui	9.00	22.00	column on the left, please list (please read guidance note 5
Fri	9.00	22.00	
Sat	9.00	27.00	
Sun	9.00	16 00	

M 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)

TO MOT SUPPLY ALCOHOL TO ANYONE UNDER 18. ALCOHOL TO ANYONE TO NOT SUPPLY ALCOHOL TO ANYONE WHO IS INTOXICATED.
TO TRAIN STAFF ON LICENSING OBJECTIVES.

b) The prevention of crime and disorder

TO INDSTALL CCTO SLETEM THAT CAN HOLD FOOTAGE (UID + IMAGES)
FOR UPTO 30 DAYS FORUSE BY
THE RELEVANT ALTHORITIES
TO ENSURE SAFETY OF STAFF BY
LOCKING UP VALURIES ON SITE

c) Public safety

TO ENSURE A THROUGH FIRE SAFETY
HANDBOOK IS ISSUED + STAFF ARE
TRAINED AND GIVEN FIRE DRILL TRAINING
TO MAKE SURE THE PREMISES FOILOW
CURRENT HEATTH AND SAFETY GUIDLINES.

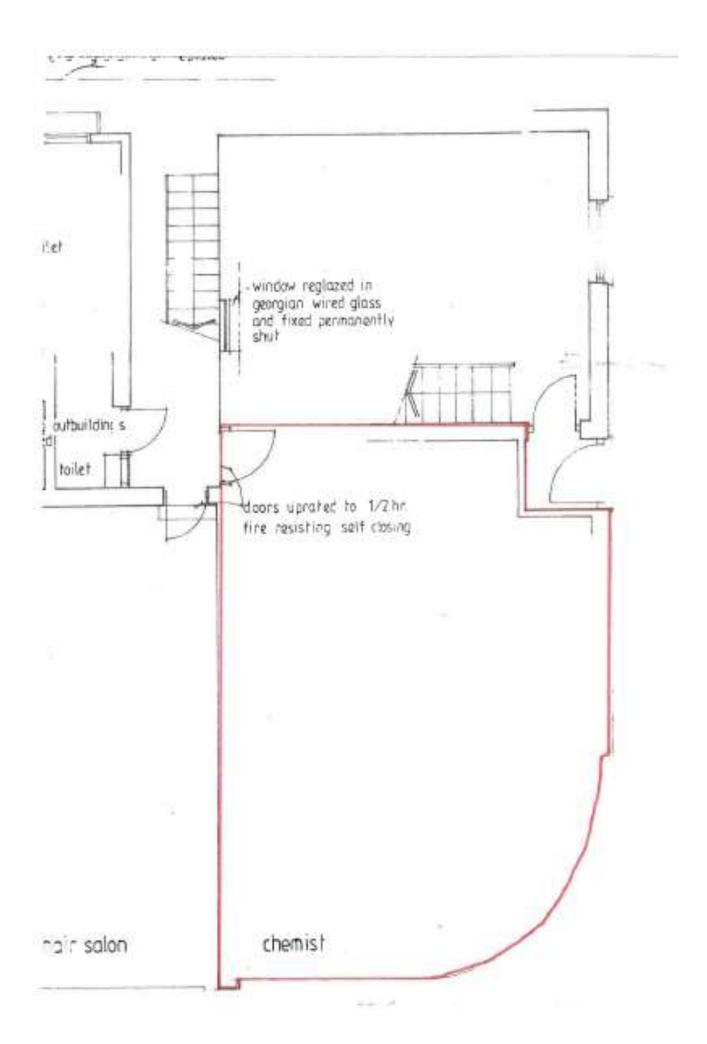
d) The prevention of public nuisance

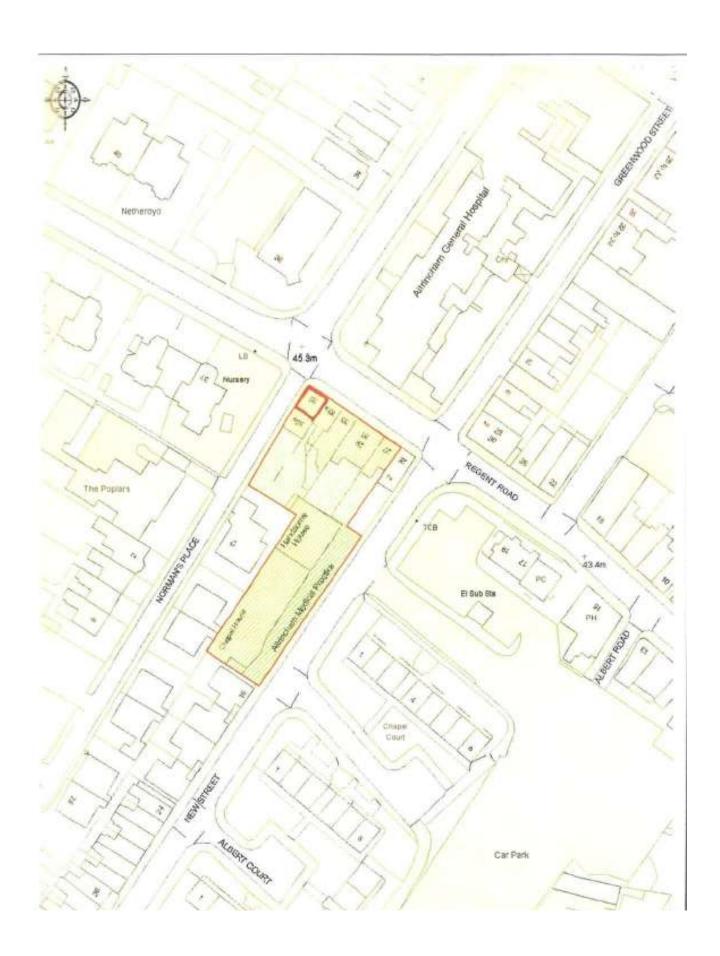
TO PROMOTE SENSIBLE DRINKING.
TO INSTALL CCTU (AS ABOVE)
TO NOT SUPPLY ALEBTRIC TO ANYONE ALREADY INTOXICATEO.

e) The protection of children from harm

TO BOT SERVE ANTONE UNDER 18 TO ENSURE CHILOREN ARE ALWAYS ACCOMPANIED BY AN AQUIT IN THE SHOP.

Pleas	se tick yes				
I have made or enclosed payment of the fee	⊠ ⊠				
I have enclosed the plan of the premises	\boxtimes				
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 premi supervisor, if applicable 	ses 🖂				
I understand that I must now advertise my application	\boxtimes				
 I understand that if I do not comply with the above requirements my application to be rejected 	will 🖂				
IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON TH STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MA 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 (Seguidance note 11). If signing on behalf of the applicant please state in what capa					
Signature 8260					
Date 02/11/2016.					
Capacity					
For joint applications signature of 2 nd applicant or 2 nd applicant's solicitor or oth authorised agent. (please read guidance note 12). If signing on behalf of the applease state in what capacity.					
Signature					
Date					
Capacity					
Contact name (where not previously given) and postal address for corresponde associated with this application (please read guidance note 13)	nce				
Post town Post code					
Telephone number (if any)					
If you would prefer us to correspond with you by e-mail your e-mail address (op	tional)				





APPENDIX B

Representation A from local resident

Peter Akid

From: Peter Akid [peter.akid@btinternet.com]
Sent: Sunday, November 27, 2016 4:22 PM

To: licensing@trafford.gov.uk

Cc: 'Peter Akid'

Subject: Objection - Riddles Emporium, 35 Regent Rd, Altrincham.



Dear Sir / Madam,

I wish to object to the licensing application for the above address (proposed bar / Off license) for the following reasons:-

- The corner of Regent Road and Normans Place is a busy junction and the extra traffic and parking will
 worsen this existing problem significantly.
- Normans Place (the road down the side of the proposed premises) is very narrow and the extra traffic will
 no doubt lead to illegal and inconsiderate parking, we already have people driving down the pavements to
 get past badly parked vehicles and clearly this is unsafe for pedestrians many of whom are elderly and live
 in the local sheltered accommodation.
- Furthermore the random parking could lead to the road being blocked (albeit temporarily) but this could stop access for Emergency vehicles – these vehicles are regularly called to the sheltered housing on Normans Place as well as other locations further along Normans Place, Lyme Grove and The Narrows.
- · These premises will be open late at night and cause nuisance to the local residents.
- This will increase the number of people wandering down The Narrows drinking and leaving litter this is already a problem and this will make it worse.
- This proposal is not in keeping with this area being designated a Conservation Area and hardly makes a
 fitting gateway to an important architectural area.

Overall I applaud the recent developments and improvements to Altrincham, however it is also important to maintain its architectural and historic legacy. As such this proposal is a step too far and I ask that Trafford Council reject this application.

Regards,

Peter A Akid

8, Lyme Grove, Altrincham, Cheshire, WA14 2AD

30/11/16

APPENDIX C

Representation B from local resident

From: Jennifer Atherton jennie atherton@btinternet.com Subject: Riddles Emporium, 35 Regent Road, Altrincham

Date: 30 November 2016 at 11:08 To: licensing@trafford.gov.uk

Co: Peter Atherton patherton23@btinternet.com



Dear Sir/Madam,

We wish to object to the granting of a license for a proposed off license at the above premises i.e. Riddles Emporium, 35 Regent Road, Altrincham for the following reasons:

The Prevention of Public Nuisance, Crime and Disorder:

The extended hours sale of alcohol at this location will invite the consumption of alcohol in the local residential area, especially in The Narrows, making this quiet area an attractive spot for other anti-social behaviour such as pot smoking, underage drinking and underage smoking. This is a quiet, residential zone in which the current residents strive to maintain a Conservation Area.

Public Safety:

This is a very busy junction with restricted access on a narrow road (Normans Place) and a major pedestrian route for school children and others. An off-license will necessitate large delivery vehicles on a regular basis where there is no adequate parking provision for suppliers or customers. This will cause a danger to local residents on foot, young people walking to/ from local schools and parents and young children accessing the nursery on Regent Road. There is already an existing problem with parents of both school and nursery children causing blockages on Normans Place.

Protection of Children From Harm:

It is undesirable to sell alcohol and related items (cigarettes etc) so near to local schools and nurseries.

Our contact details are as follows: Mr and Mrs Peter Atherton 9 Lyme Grove Altrincham, WA14 2AD 0161-9413638

In atkerton

Best wishes Jennifer Atherton

