

LICENSING SUB-COMMITTEE

16 DECEMBER 2020

PRESENT

Councillor D. Jarman (in the Chair).
Councillors B. Brotherton and D. Butt.

In attendance

S. Lenahan	Principal Solicitor (Corporate and Commercial),
K. Hinchliffe	Senior Licensing Officer,
N. Owen	Governance Officer.

1. APPLICATION FOR THE GRANT OF A NEW PREMISES LICENCE UNDER S17 LICENSING ACT 2003 FOR A VESSEL AT BOURBON STREET BARGE, THE OLD BOAT YARD, EDGE LANE, STRETFORD, M32 8HW

The Head of Regulatory Services submitted a report informing Members of an application for the grant of a premises licence for a vessel at Bourbon Street Barge, The Old Boat Yard, Edge Lane, Stretford, M32 8HW which had attracted representations from local residents.

All parties present at the hearing were invited to address the Sub-Committee.

Representations were made in support of the application by the applicant Mr. T. Ross. Representations were made by local residents Ms B. McCreavey and Ms S. Mears.

RESOLVED –

- (1) That the application by Mr Ross for the grant of a premises licence for a vessel at Bourbon Street Barge, The Old Boat Yard, Edge Lane, Stretford be granted subject to compliance with the conditions outlined in the decision notice.
- (2) That the issue of the Licence be delegated to the Head of Regulatory Services.

LICENSING SUB-COMMITTEE DECISION NOTICE

Sub Committee	Councillor D. Jarman (Chairperson)
Members:	Councillor B. Brotherton Councillor D. Butt

Applicant:	Mr Timothy Ross
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16 December 2020**

Type of Licence: **Grant of a new Premises Licence: Vessel at Bourbon Street Barge, The Old Boat Yard, Edge Lane, Stretford, M32 8HW**

Representors: Local Residents – in attendance
Ms B. McCreavey
Ms S. Mears

Local Residents – not in attendance
Ms K. Wall
Ms A. Winter-Dye

Parties Present: On behalf of Applicant – in attendance
Mr. T. Ross, Applicant

Officers
Sajal Lenahan – Solicitor
Kieran Hinchliffe – Senior Licensing Officer
Natalie Owen – Governance Officer

Date of Hearing: 16 December 2020
Time Commence: 4.09 p.m.
Time Terminated: 5.07 p.m.

LICENSING SUB-COMMITTEE DECISION

The Sub-Committee decided that the representations received from local residents were relevant representations.

To grant a new premises licence as follows:-

Supply of Alcohol (Both On and Off sales)

Monday – Sunday 10.00 – 00.00

Live Music

Monday – Sunday 10.00 – 00.00

Recorded Music

Monday – Sunday 10.00 – 00.00

Performance of Dance

Monday – Sunday 10.00 – 00.00

Films

Monday – Sunday 10.00 – 00.00

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Late Night Refreshment

Monday – Sunday 23.00 – 00.00

Opening Hours

Monday – Sunday 10.00 – 00.30

Seasonal Variations

On Bank Holiday Weekends (Friday/Saturday/Sunday/Monday) until 01.00 for all licensable activities with opening hours until 01.30.

From the start time on New Year’s Eve to the terminal hour for New Year’s Day.

CONDITIONS

Any mandatory conditions which must be included under the Licensing Act 2003.

ADDITIONAL CONDITIONS

General

The bar staff trained in the promotion of the four licensing objectives.

The premises management will liaise with local police as and when necessary.

The bar staff and management to operate control measures for the supply of alcohol including controls to prevent excessive drinking and to prevent drunkenness. The interior and periphery of the site will be carefully controlled to prevent disorderly and or violent behaviour.

A cleansing schedule will be implemented both during and after the operation to ensure the premises is kept to its normal high standard of cleanliness. Staff will be charged with the responsibility of keeping the premises tidy during operation at all times.

No activity will be permitted that would negate the provision of a safe friendly environment.

The public occupancy capacity for the premises will be limited to 62 at any one time.

Passengers must not embark or disembark from Bourbon Street Barge’s home port.

The Prevention of Crime and Disorder

Any person who

- a) attempts to gain entry to the premises who is involved in disorderly conduct or anti-social behaviour outside the premises, or
- b) are likely to cause crime and disorder within the premises will not be permitted entry to the premises. The premises licence holder shall ensure that any person within the premises who is involved in disorderly

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conduct or anti-social behaviour inside the premises will be removed from the premises immediately.

Conditions of entry:

- a) There will be no fluids to be brought into the premises.
- b) No illicit drugs or drug related paraphernalia or anything believed to be a legal high will be allowed into the premises.
- c) There will be no glass containers of any kind allowed into the premises.

At the exit points there will be signs in clear easily readable text providing the following information:

- a) No alcohol to be allowed out of the premises.
- b) Please leave quietly and respect our neighbours.

Staff are trained to recognise drunkenness and refuse service to customers who have consumed excessive alcohol and trained to handle potential troublemakers and diffuse difficult situations.

Public Safety

Staff training will be made to allow communication of emergency procedures and issues relating to the health, safety and welfare of people within the premises.

The method of communicating the above to the public will be done through verbal briefing and signage, emergency instructions will be via PA systems.

The contingency arrangement for emergency evacuation is in place and will be implemented should the need arise.

Risk assessment, insurance and relevant licences and permits will be in place.

Regular safety checks will be carried out.

All firefighting equipment shall be maintained and tested annually.

All electrical equipment will be annually inspected.

The management will seek advice from the local fire service as and when necessary.

Prevention of Public Nuisance

Great consideration will be given to residents and businesses in the surrounding area when boarding and disembarking, particularly regarding noise and the movement of people.

No alcohol will be allowed to be taken from the premises when leaving.

Amplified sound will be kept to an appropriate level.

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Protection of children from harm

Persons under the age of 18 will not be allowed on the premises without a responsible adult.

Alcohol not to be sold to any person who is under 18 years of age or to persons suspected of possibly passing on alcohol to under aged persons (proxy purchasing).

Challenge 25 policy is to be adopted.

CONDITIONS AGREED BY ENVIRONMENTAL HEALTH

Noise levels from PA/Amplified sound will be reduced to a level which will not constitute as nuisance at noise sensitive properties.

No external speakers will be fitted to the vessel.

LICENSING SUB-COMMITTEE'S REASONS FOR REACHING ITS DECISION

The Sub-Committee considered the Licensing Act 2003 and regulations, the Guidance and the Council's Licensing Policy and the application, together with the information provided by all parties at the hearing.

The Sub-Committee carefully considered the concerns raised by local residents and balanced those concerns with the interests of the applicant and the licensing objectives. They noted that the representors who were present had withdrawn their representation after hearing the applicant's submission at the hearing.

The Sub-Committee was satisfied that the statutory requirements regarding notices, advertisements and time limits had been complied with.

The Sub-Committee noted that the concerns raised by local residents were on the grounds of public nuisance as the concerns regarded noise levels from the premise.

The Sub-Committee also carefully considered the information provided by the Applicant, the supporting evidence provided and the Applicant's assurances that the noise would not constitute a nuisance.

The Sub-Committee felt that the additional information provided from the Applicant in relation to how the business would operate, in particular that there would be no members of the public embarking or disembarking at the home port, together with conditions the Applicant had proposed were adequate to satisfy the residents' concerns.

The meeting commenced at 4.09 pm and finished at 5.07 pm.