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Agenda

Meeting:	Licensing Sub-Committee
Date:	19 October 2017
Time:	2.00 pm
Place:	Council Chamber - Civic Centre Folkestone

To: To all members of the Licensing Sub Committee – Councillor Michael Lyons, Councillor Roger Wilkins and Councillor Miss Susie Govett

> The sub-committee will consider the matters listed below at the date, time and place shown above. The meeting will be open to the press and public.

> Members of the sub-committee who wish to have information on any matter arising on the Agenda which is not fully covered in these papers are requested to give notice prior to the meeting to the Chairman or appropriate officer.

1. **Apologies of absence**

2. **Declarations of interest**

Members of the Council should declare any interests which fall under the following categories*:

- a) disclosable pecuniary interests (DPI)
- b) other significant interests (OSI)
- c) voluntary announcements of other interests

3. **Declarations of lobbying**

Members should complete the enclosed yellow form and return it to the Committee Administrator at the meeting.

4. Sandgate Vaults, 35-37 Sandgate High Street, Sandgate, Kent, CT20 3AH Premise Licence (Pages 3 - 42)

Report DCL/17/15 sets out the facts for the Licensing Sub-Committee to

Queries about the agenda? Need a different format?

Contact Committee Services – Tel: 01303 853369/853267 Email: <u>committee@shepway.gov.uk</u> or download from our website <u>www.shepway.gov.uk</u> consider in determining a premise licence application. The licensing committee is the Licensing Authority acting in a role formally taken by the Magistrates Court. It is, therefore, not appropriate for officers to make additional comments other than in the capacity as a Responsible Authority under the legislation of the Licensing Act 2003. Therefore there are no comments from Legal, Finance or other officers included in this report

5. Uno Mas, 29 The Old High Street, Folkestone, Kent, CT20 1RL Premise Licence (Pages 43 - 76)

Report DCL/17/16 sets out the facts for the Licensing Committee to consider in determining a premise licence. The licensing committee is the Licensing Authority acting in a role formally taken by the Magistrates Court. It is, therefore, not appropriate for officers to make additional comments other than in the capacity as a Responsible Authority under the legislation of the Licensing Act 2003. Therefore there are no comments from Legal, Finance or other officers included in this report

(b) A member with an other significant interest (OSI) under the local code of conduct relating to items on this agenda must declare the nature as well as the existence of any such interest and the agenda item(s) to which it relates must be stated. A member who declares an OSI in relation to any item will need to remove him/herself to the public gallery before the debate and not vote on that item (unless a relevant dispensation has been granted). However, prior to leaving, the member may address the meeting in the same way that a member of the public may do so.

(c) Members may make voluntary announcements of other interests which are not required to be disclosed under (a) and (b). These are announcements made for transparency reasons alone, such as:

· membership of outside bodies that have made representations on agenda items, or

• where a member knows a person involved, but does not have a close association with that person, or

• where an item would affect the well-being of a member, relative, close associate, employer, etc. but not his/her financial position.

Voluntary announcements do not prevent the member from participating or voting on the relevant item

^{*}Explanations as to different levels of interest

⁽a) A member with a discloseable pecuniary interest (DPI) must declare the nature as well as the existence of any such interest and the agenda item(s) to which it relates must be stated. A member who declares a DPI in relation to any item must leave the meeting for that item (unless a relevant dispensation has been granted).

This report will be made public on 11 October 2017



Report Number

DCL/17/15

To: Date: Status: Head of service: Licensing Sub-Committee 19 October 2017 Non-Executive Decision Ben Geering

SUBJECT: APPLICATION FOR A NEW PREMISE LICENCE AT SANDGATE VAULTS, 35-37 SANDGATE HIGH STREET, SANDGATE, FOLKESTONE, KENT CT20 3AH.

SUMMARY: Report DCL/17/15 sets out the facts for the Licensing Sub-Committee to consider in determining a premise licence application. The licensing committee is the Licensing Authority acting in a role formally taken by the Magistrates Court. It is, therefore, not appropriate for officers to make additional comments other than in the capacity as a Responsible Authority under the legislation of the Licensing Act 2003. Therefore there are no comments from Legal, Finance or other officers included in this report

REASONS FOR DETERMINATION:

The Committee is obliged to determine the application with a view of promoting the licensing objectives. In making its decision the Committee must also have regard to all the representations made and the evidence it hears. The Committee is obliged to have regard to the national guidance and the councils own licensing policy.

DETERMINATION:

The Licensing Sub-Committee is asked to:

- 1. Note the contents of Report DCL/17/15
- 2. Determine the application.
- 3. The options for determining the application are set out in section 5 below.

1. BACKGROUND

1.1 Part 1 of the Licensing Act 2003 provides that the sale or supply of alcohol on and off the premise and other licensable activities must be authorised by a Licensing Act 2003 Premise licence..

2. APPLICATION

- 2.1 An application has been made under the Licensing Act 2003 for a Premise Licence by David Scobie and Alan Neaves.
- 3.2 The application is in relation to 35-37 Sandgate High Street, Sandgate CT20 3AH for a restaurant and bar. The application is for live music between 20.00 and 23.00 Wednesday, Thursday and Friday, 14.00 and 23.00 on Saturday and 14.00 and 20.00 on a Sunday, recorded music daily between 11.00 and 23.00 and the sale of alcohol on and off the premises between the hours of 11.00am and 23.00pm Monday to Sunday.
- 2.4 A copy of the application is attached at Appendix 1.
- 2.5 The applicant is mindful of his responsibilities and has received copies of the objections (see Appendix 2). Within the licence application he has detailed how he promotes the four licensing objectives.

3. OBSERVATIONS

- 3.1 The Committee must take such steps, as it considers necessary for the promotion of the licensing objectives:
 - The prevention of crime and disorder
 - Public Safety
 - The prevention of public nuisance
 - The protection of children from harm

Any further steps the applicant intends to take to promote the four licensing objectives can been found on part M of the application form attached and are reflected in 2.5 above.

4. **RELEVANT REPRESENTATIONS**

4.1 The comments received from the Responsible Authorities are set out in the table below:

Responsible Authority	Comments
Environmental Health (Commercial)	No objections
Kent Fire & Rescue Officer	No objections
Child Protection Agency	No objections
Planning Officer	No objections
Kent Police	No objection.
Environmental Health (Pollution)	No objections but recommends a list of
	conditions should the application be
	approved.

4.2 Six representations have been received from other interested parties by the Licensing Authority regarding the application. These objections can be found in Appendix 2.

5. OPTIONS

- 5.1 The licensing sub-committee has the following options:
 - a) Grant the licence as requested.
 - b) Modify the licence, by adding conditions.
 - c) Reject whole or part of the application.
- 5.2 The committee is asked to note that it may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be necessary in order to promote the licensing objectives.

6. CONTACT OFFICERS AND BACKGROUND DOCUMENTS

Councillors with any questions arising out of this report should contact the following officer prior to the meeting:

Arthur Atkins, Environmental Health and Licensing Manager Telephone: 01303 853242 Email: <u>arthur.atkins@shepway.gov.uk</u>

No published documents have been relied upon in the preparation of the report.

Appendices:

Appendix 1.Application for premise licenceAppendix 2.Relevant Representations

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Appendix 1.

Page 8

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		Licensing Team Shepway District Council Civic Centre Caste Hil Avenue 23	
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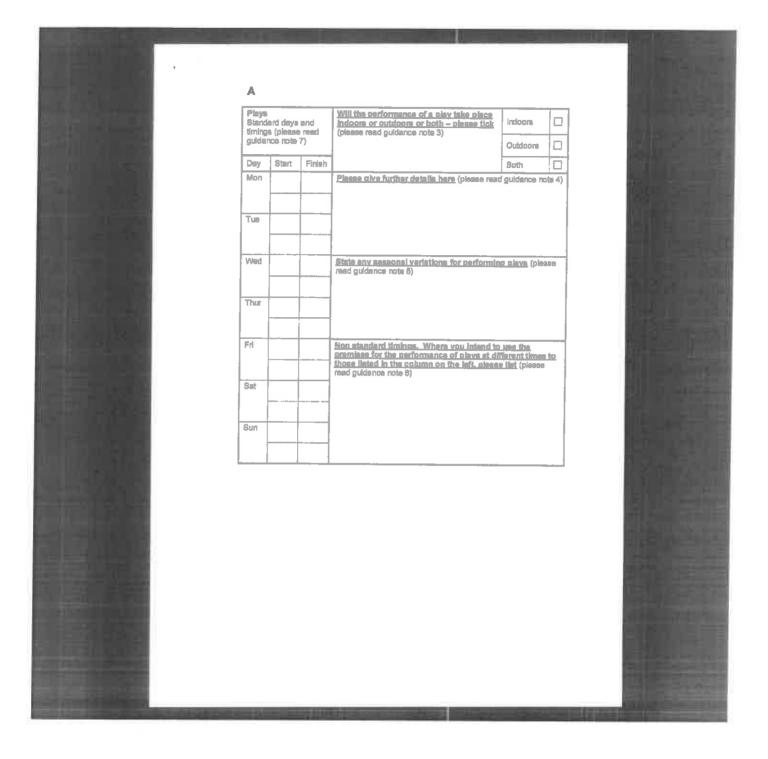
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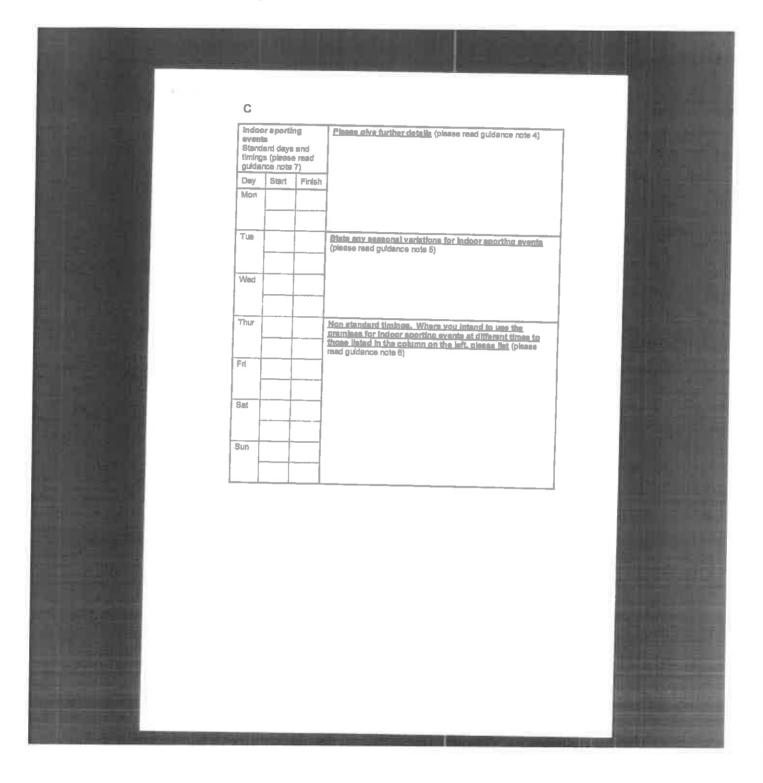
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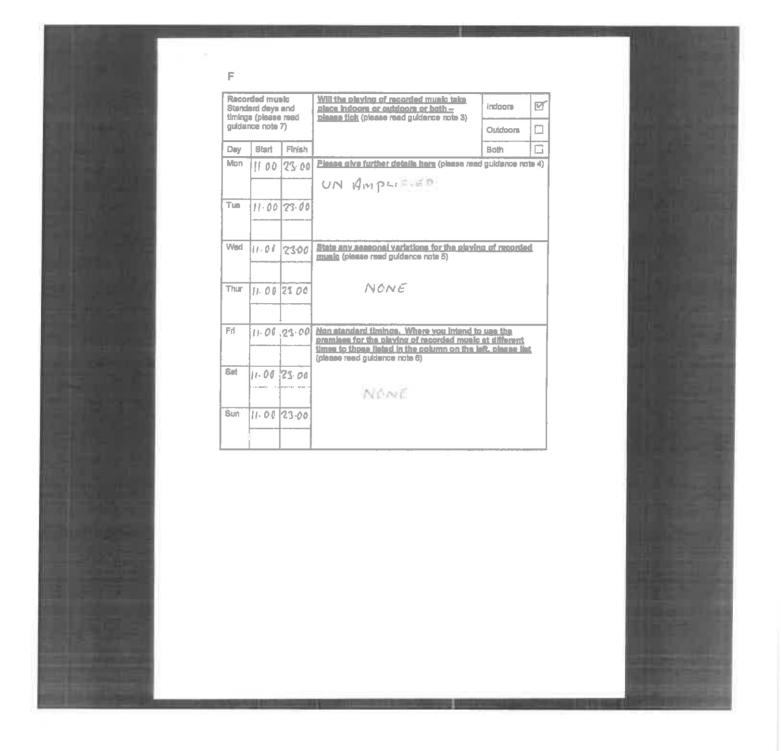
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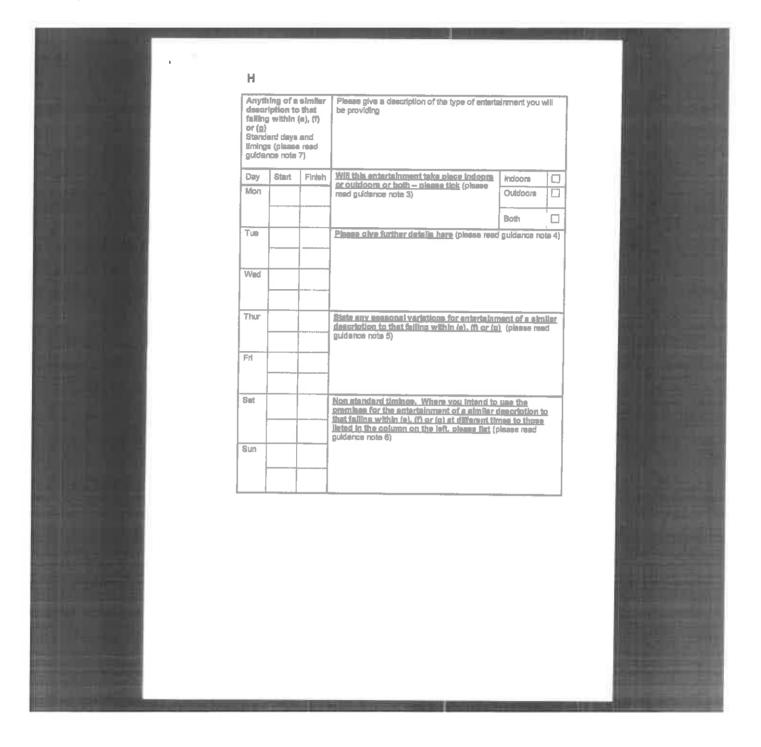


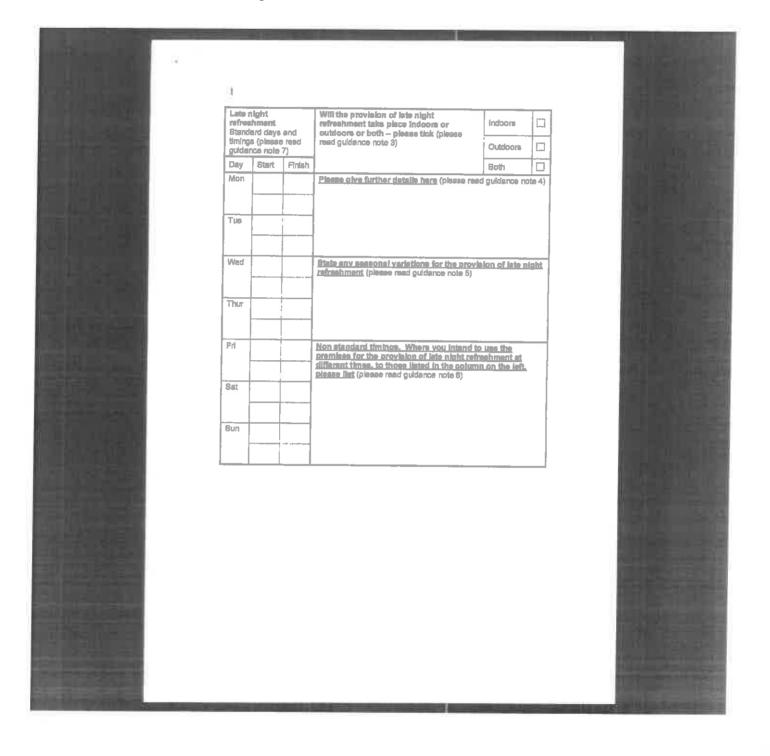


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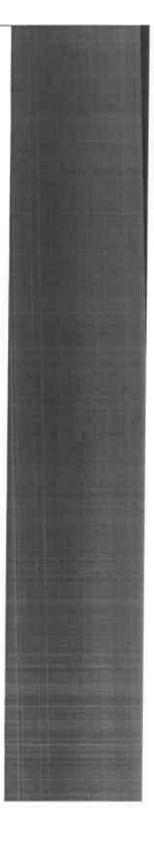


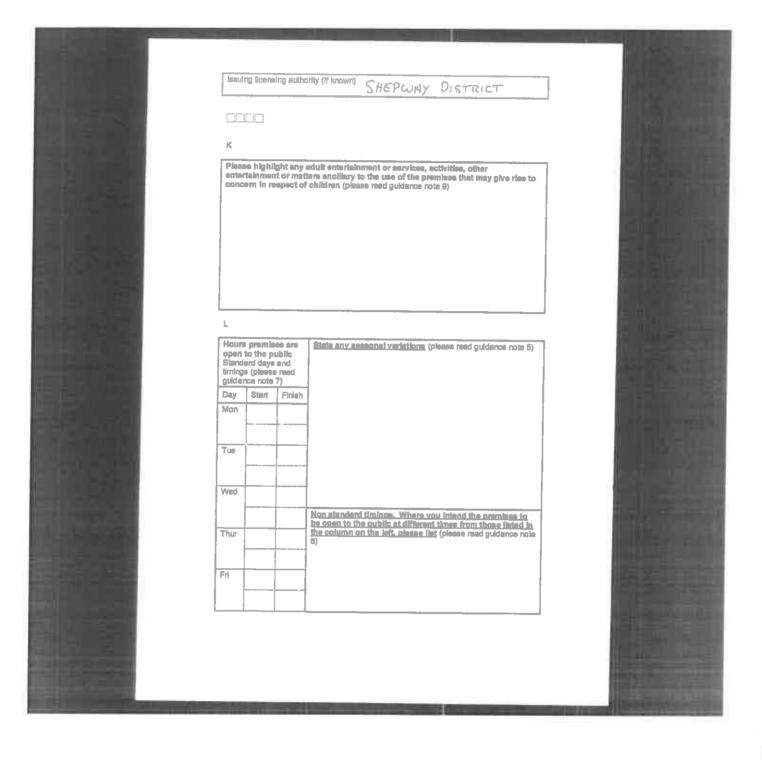
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Stand	ly of alco lard days is (please	and	Will the supply of alcohol be for <u>consumption – please tick</u> (please read guidance note 8)	16
	nce note		Off the premise	18
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Wed	11.00	23.00		
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Fri	11-00	23.00	CHRISTIMAS EVE	
			NEW YEARS EVE	
Sat	11-00	23.00		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name	KATIE	HOBB	S		
Date of birt	h 🗳 /	6-02-10	975		
Address		OMWELL DKSTONE,		PLACE,	
	K	ENT.			
Postcode	CT20	350			
Personal lice	ance number (if k	nown) SPC	1278		

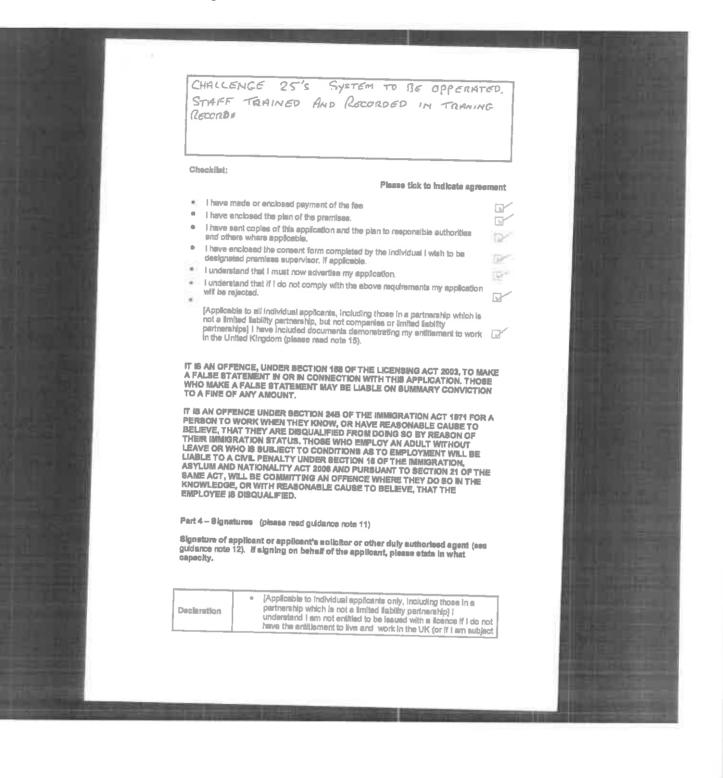


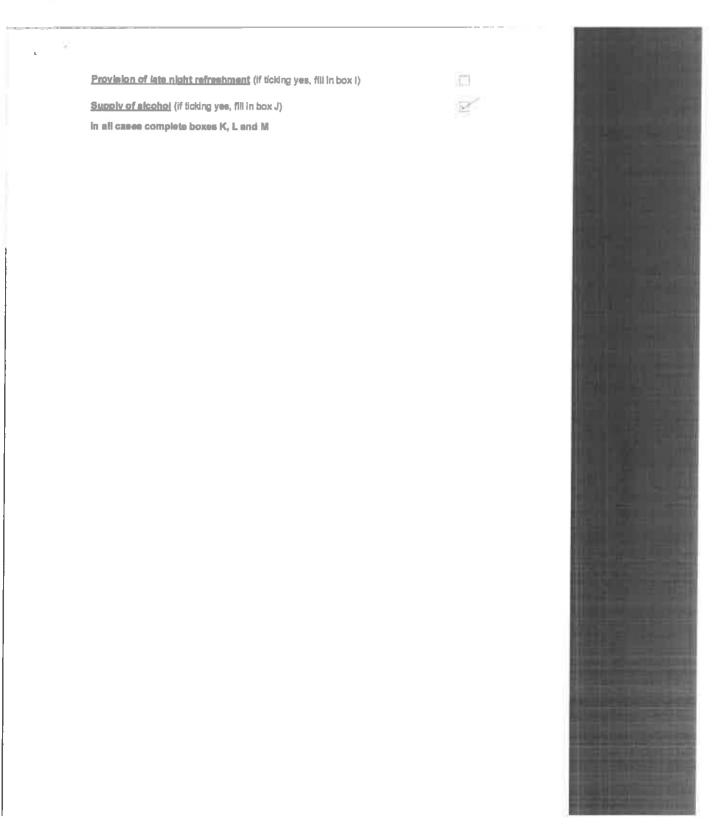


Sat Sun M Describe the steps you intend to take to promote the four licensing objectives: a) General -- all four licensing objectives (b, c, d and e) (please read guidance note NO SALES OF ANY ALCOHOL TO UNDER AGE RIGEROUS STRICTLY ENFORCED ANTI DRUGS POLICY, NO DRUNK OR DISORDERLY BEHAVIOR ON PREMISES. NO VIOLENT OR ANTI SOCIAL BEHAVIOR b) The prevention of crime and disorder RECORDED CCT SYSTEM COVERING ALL AREAS, NOTICES PISPLAYING OPENING HOURS HND CRIMINIAL ACTIVITY ON ENTRANCE, STHEF WILL BE TRAINED IN THE LICENSING LAW'S c) Public safety INTERNAL AND EXTERNAL LIGHTING INCULDING EMERGENCY LIGHTING, FIRE ROUTE SIGN'S STRFF TRAINING IN ID AND COMPANY SNFETY POLICY d) The prevention of public nulsance NOTICES ROMENENTLY DISPLAYED AT EXIT REQUESTING GOOT CUSTOMERS TO RESPECT PLOCAL RESIDENTS AND TO LEALE AREA QUIETLY. DELIVERIES ARRIANGED AT TIMES HS TO NOT DISTURBED RESIDENTS

e) The protection of children from harm







	to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cause to be antitled to live and work in the UK (please read guidance note 15).
	 The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a liceaeble schirtly) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 16)
Signatura	Alwar
Date	20-08-2017
Capacity	DIRECTOR OF COMPHANY
applicant, pl	vilcations, signature of 2 nd applicant or 2 nd applicant's solicitor or other gent (please read guidance note 13). If signing on behalf of the same state in what capacity.
Signature	12.2
Date	20-38-2017

Contact name (where not previously given) and postal address for correspondence associated with this application (plasse read guidance note 14)

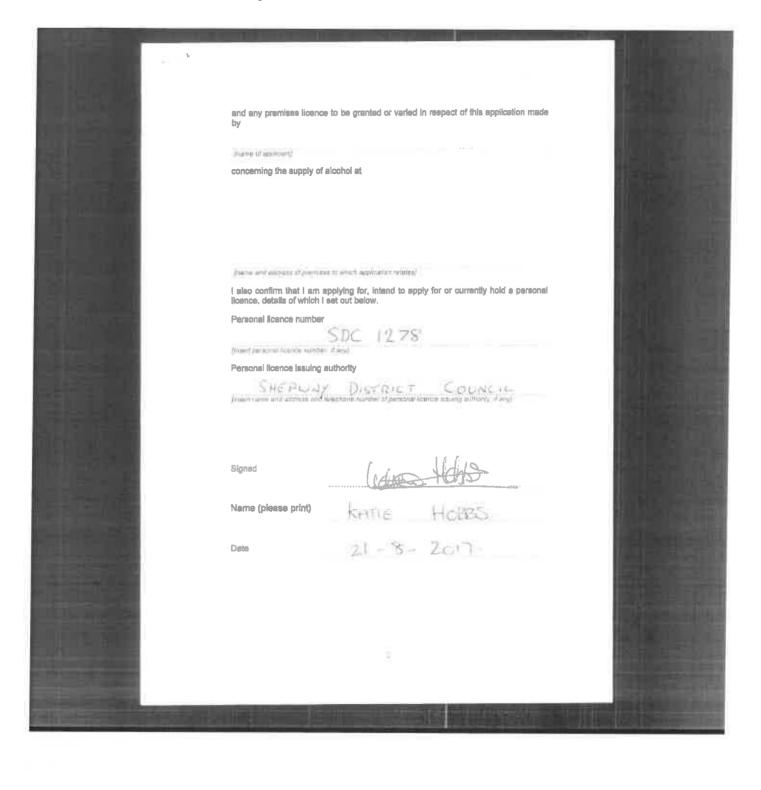
Post town Postcode
Telephone number (if any)
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)

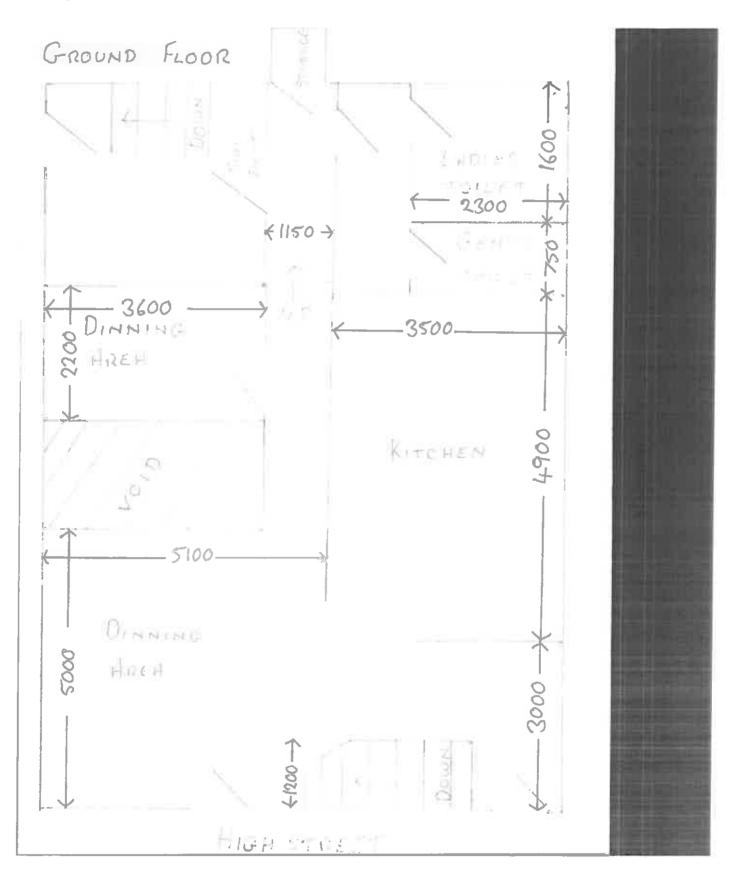
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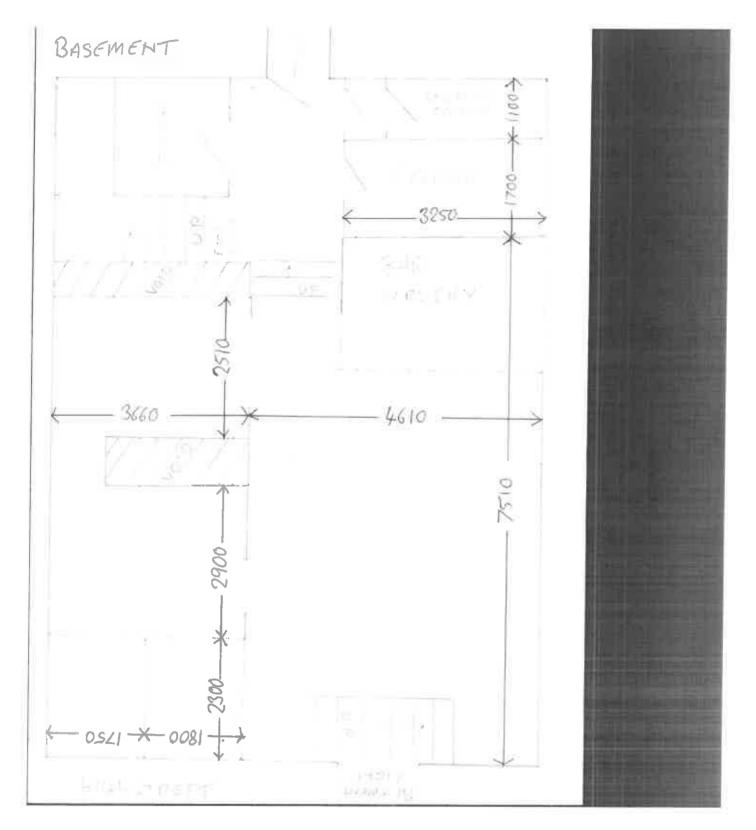
- Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of stochol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
 In terms of specific regulated entertainments please note that:

 Plays: no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 800.
 Films: no licence is required for 'not-for-profft' film exhibition held in community premises between 08:00 and 23:00 on any day provided that the audience does not exceed 800 and the organizer (a) gets consent to

	Licensing Team Shepway District Council Civic Centre Castle Hill Avenus Folkestone Kent CT20 2QY Telephone: 01303 853828/3407	
	Consent of individual to being specified as premises supervisor	
	KATIC HOBBS	
100000	# 71, CROMWELL PARK PLACE	ħN. 70
	KENT CT20 385D	
and the first of	Access and participant of physics (1-4 processing matching)	
	hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for	
	PREMISES LICENCE	
	by	
	PDA KENT LID	
	relating to a premises licence (number of existing licence, if any)	in a la statement
The second second	FOR SHANDGATE VAULTS	
	35 TO 37 SANDGATE HIGH STREET SANDGATE, FOLKSTONE,	
	KENT CT20 3AH	
		V INTER STR







Page 32

Appendix 2.

- costante Part (1608 20 SEP 2017 17th September 2017 Kef: 35-37 Sandgate High Street CT20 3AH. Application for Liscense . Dows Sir, I am woniting to you regarding the proposed change of use and application for a license for the above property. My carcern for This proposal is that it backs on to a Residential area Granville Rd East, which already suffers from noise pollution, anti social behaviour, and comminant damage, from the numerous Puts, Bars and Restancents. The proposed hicense reached add to this to an unacceptable level. The Residents of this area already have to summon the Police on numerous occasions for anti-social behaviour caused by Alcohol. Your faither Un



To: Subject: 21 September 2017 <u>12:50</u> Licencing Objection to Application of Premises (Icense

We would like to provide written objection to the license application for the premises 35-37 Sandgate High Street, Sandgate, CT20 3AH.

I'm gravely concerned that the change in use and the associated level of noise amounting from this versus will cause disruption to us and our immediate neighbours.

We have been a resident in the adjoining road Granville Road East since 2009. We have 3 children of school going age and there is a 3 year old also living in the same stress, closer to the applicants.

Our concern is primarily the noise both from the Live Music, and secondly the discuption further licensed premises will bring in terms of uncertable behaviour.

Because of the street layout, sound cohoes off the buildings within Granville Road East. A recent ad-hoe live & recorded music events in the summer at Escondidos created a high level of noise and disruption to us. Even with their doors closed the sound was dampened but was still audible with our windows closed. We appreciated that this was a one-off Bank Holiday event so did not lodge any formal noise complaints. The applicants premises is nearer to us than Escondidos and they are proposing a full 5 days of live and recorded music and therefore lim concerned that this will be disruptive to a level that we have not experienced bafore.

I would like to know the outcome of this application and that my objection has been reviewed.

Many thanks



1

51 TD. LICENSING YANAGER Ciorparate Post Rey 2 8 SEP 2017 17-9-17. JEAR SIR. RE - LICENSING APPLICATION BY DDA KENST LTD. FOR 35.37 SANDGATE HIGH STREET. I HAVE CONCERNS ABOUT THE APPLICATION FILED FOR THE ABOVE ADD RESS. TANG IS A CLOSELY POPULATED TREA TIONSING A MIX OF MAINY RETIRED PEOPLE AND FAMILIES WITH SMALL CHUDREN AND BABIES. THERE IS ALREADY A PROBLEM WITH ANTI-SOCIAL BENERIOUR ON HY ROAD INVOLVING SHOUTING. CAROUSING, DRINKING AND ON OCCASION URINATING IN DODRWAYS AND ON THE STREET. I AM LED TO BELIEVE THAT THE MOSIC WILL BE IN THE BASEMENT AREA BAR. THE BASEMENT AREA IS MUCH LARGER THAN THE SMALL GROUND ROOR RESTAURANT. IT WOULD SEEN THE MAIN PORPOSE OF THE Some ARIFIED. BULDING WILL BE A BAR WITH MUSIC/ NOT SIMPLY A RESTAURANT. THOWNL UNDOUBTEDIT LEAD TO NOISE NUISANCE. FROM THE MUSIC WHEN THE DOORS OPEN AND QLOSE AND PROM ANY OPENING VENTLATION FROM THE BASEMENT. Page 36

I AM WORRLED ABOUT ADDITIONAL NUISANED BEHAVIOUR AROUND THE VENUE, SHOKERS OUTSIDE, ETC. AND AT OLDEING TIME WHEN THE FOOTFALL ON GRANNINE ROAD EAST MAY WELL INCREASE WITH HEORE USING THE ENORT CUT TO THE CAR PARK WHICH IS WELL USED BY PEORE USING THE OTHER BARS AND RESTANCEMENTS IN SANDGARE.

I AM CONCERNED THAF THIS MAY LEAD TO AN INCREASE IN ANTI-SOCIAL BETHAVIOUR MAT WE SCIFFER FROM ALREADY.

YUSIC ON AN OCCASIONAL WEDGED IS ONE THING BUT EVERY NIGHT OF THE WEEK IS UN ACCEPTABLE AND WORLD EVERY UNNECCESSARY FOR A "RESIDENTAL AREA. WHERE THE AREANSES BORDER A RESIDENTIAL AREA. INOTE THAT WORK IS ONGOING TO A PAVEMENT GRILLE ON GRANVILLE READ EAST. HOPEFULLY NOT BEING CONVERSED TO AN OPENING VENT.

Yours FAINTFULY Kee.

Page 37

Corporate Post Room

2 1 SEP 2017



20th September 2017

Dear Sir / Madam

Please accept my letter of objection to the planned opening of a licensed premises at:

35 - 37 Sandgate High Street, Sandgate, Kent, CT20 3AH

These are the reasons for my objection:

1 = Noise from patrons in and out of the premises all night for smoking, and no doubt whilst smoking will be urinating in our road which already happens from another licensed premises called Escondidos.

2 = This is a quiet family orientated street with children and parents alike getting up early for school and work and the noise from a music bar can only be a bad idea for sleep deprivation and disturbance.

B = The parking in this area is ridiculously over crowded at night with people parking their vehicles on pavements, double yellow lines, zig zag lines and there are never over any parking spaces for people who five here. The permit system in place is not fit for purpose as it only benefits those people who do not work and need to park here all day. Whenever you raturn bome at night to park, there are never any spaces and more often than not you will have to park your vehicle miles away from your front door.

4 = There will be constant noise from taxis pulling up, blocking the roads, people shouting and screaming as is the case most weekends because of other licensed premises in the area.

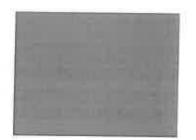
I don't feel it is necessary for live bands and music blaring out until 2330 most nights in what was a relatively peaceful area and I am totally fed up with all the noise and broken glasses and bottles we get down the road we live in now.

Drunken behaviour is increasing all the time, I have people knocking my door and banging on the window when they walk past, which in turn sets the dog off barking waking up the neighbours all because of drunken stupidity and 4 do not think it's fair we have to put up with it as much as we do.

So, whilst making your decisions, think about us local residents down here and ask yourselves "would you like this on your own doorsteps, noisy drunken people constantly in and out smoking, banging doors, urinating down your mads, smashing bottles and glasses, constant vehicles pulling up all night pumping horns?" Because this is what is happening in Sandgate on a regular basis

Regards





"weborate Post Room.

2 2 SEP 7017

20 September2017

REF 35 / 37 Sandgate High Street, Application for a music Meense

To whom it may concern

I'am very concerned about the application for a music license for 35 to 37 Sandgate High Street, my main reasons of concern is that the building is not fit for purpose for loud music. The building itself has a large glass frontage and therefore would allow music to flood outside onto surrounding roads which in turn could inpacked residents personal lives at their homes.

The Building doesn't have air conditioning so could lead to the doors and windows being opened in the summer when load music is being played. Usually live bands are extremely load.

I have personally lived through loud music before when Gate 28 was opposite (what is now escondido) horrendous loud music which I could not escape inside my home, every room was badly effected including my lounge and bedroom with windows closed. This is inspite of having a shop and flat above inbetween me and Escondido and a 8ft wall protecting me from the road was not enough to protect me from the loud music.

Also of concern is in Granville Road East is a metal grate again which could allow music to escape outside ina residential area.

Hours of music Ham to 11.30 recorded music weekdays with live bands / groups from 20.00 to 23.00 wednesday and 14.00 to 23.00 on weekends is far too much ina residential area. How would locals escape from the loud music?? music for 7 days aweek for such long hours in totally unfair on locals.

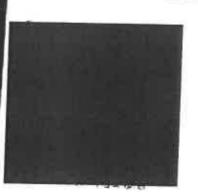
The pavement outside the premises is very narrow. Smokers would congregate outside shouting & screaming over the music, Would a door person be working during the hours of music say from 2pm until the last castomers have the area??

Would the license allow for hours to be extended at Bank holidays and special events?? I hope not. As residents we should be allowed quiet time when we're not working.

Parking is a major issue here in Sandgate, so where would all the extra cars be parking? I'm worried that cars will park in Granville Road East half on the pavement and road blocking doorways and pedestrians, also stopping residents from parking and leaving their private parking spaces. Also surrounding roads would be affected.



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eon 25 SEP 2017

214 September 2017

Dear Sur/Madam

Ke. 35-3+ high Street, SMIDCAR, Keere. Name of Applicant for Akohol & EnterRainment Licence . UDA LENT LTD.

I would like to object to the occre application due to the noise and austurbance this would cause to myself and my fair year do complete.

We reside us the basement flat that is only a distance of approximately & foot away from the venue's basement that is concerned above the nase and bahavies of the cleants who maybe someway not only at the food of the building but in the airquisity here and which leads directly one my loonge worked. I can alread, then which leads directly one my loonge worked. People standing atside soothing? The Panderse in a we face which is governess knows what it would be like from a we face which is governess knows what it would be like from a we face which is closer to my residence. Also the possibility of residences working the sore face which is only large winder concerning the solutions of the standing atside a water for the possibility of residences would be an autifular then to my large winder concerning the colors the sore face but also a water form.

I feel the noise that would be generated would be detrimental to both myself and my young daughter. I need to give nights sloep her senseting. I really dought up

I really don't think the welfor of the local residents has been taken into account. especially as we allowly have a variety of busiltases in the vicinity preciding music and entercomments on a regular basis.

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Agenda Item 5

This report will be made public on 11 October 2017



Report Number DCL/17/16

To: Date: Status: Head of service: Licensing Sub-Committee 19 October 2017 Non-Executive Decision Ben Geering

SUBJECT: APPLICATION FOR A NEW PREMISE LICENCE AT UNO MAS, 29 THE OLD HIGH STREET, FOLKESTONE, KENT.

SUMMARY: Report DCL/17/16 sets out the facts for the Licensing Committee to consider in determining a premise licence. The licensing committee is the Licensing Authority acting in a role formally taken by the Magistrates Court. It is, therefore, not appropriate for officers to make additional comments other than in the capacity as a Responsible Authority under the legislation of the Licensing Act 2003. Therefore there are no comments from Legal, Finance or other officers included in this report

REASONS FOR DETERMINATION:

The Committee is obliged to determine the application with a view of promoting the licensing objectives. In making its decision the Committee must also have regard to all the representations made and the evidence it hears. The Committee is obliged to have regard to the national guidance and the councils own licensing policy.

DETERMINATION:

The Licensing Sub-Committee is asked to:

- 1. Note the contents of Report DCL/17/16
- 2. Determine the application. The options for determining the application are set out in section 5 below.

1. BACKGROUND

1.1 Part 1 of the Licensing Act 2003 provides that the sale or supply of alcohol on and off the premise and other licensable activities must be authorised by a premise licence...

2. APPLICATION

- 2.1 An application has been made under the Licensing Act 2003 for a Premise Licence by Hannah Lyons.
- 2.2 The application is in relation to a kiosk situated at 29 The Old High Street, Folkestone.CT20 1RL with a small bar area and external seating on the highway
- 2.3 The application is for recorded music daily between 12.00 and 21.00 and the sale of alcohol on and off the premises between the hours of 12.00 and 20.30pm Wednesday to Sunday.
- 2.4 A copy of the application is attached at Appendix 1.
- 2.5 The applicant is mindful of her responsibilities and has received copies of the objections (see Appendix 2). Within the licence application she has detailed how he promotes the four licensing objectives.

3. OBSERVATIONS

- 3.1 The Committee must take such steps, as it considers necessary for the promotion of the licensing objectives:
 - The prevention of crime and disorder
 - Public Safety
 - The prevention of public nuisance
 - The protection of children from harm

Any further steps the applicant intends to take to promote the four licensing objectives can been found on part M of the application form attached and are reflected in 2.5 above.

4. **RELEVANT REPRESENTATIONS**

4.1 The comments received from the Responsible Authorities are set out in the table below:

Responsible Authority	Comments
Environmental Health Commercial)	Objections - public safety
Kent Fire & Rescue Officer	No objections
Child Protection Agency	No objections
Planning Officer	No objections
Kent Police	No objection.
Environmental Health (Pollution)	No objection – conditions agreed

4.2 No representations have been received from other interested parties by the Licensing Authority regarding the application.

5. OPTIONS

- 5.1 The licensing sub-committee has the following options:
 - a) Grant the licence as requested.
 - b) Modify the licence, by adding conditions.
 - c) Reject whole or part of the application.
- 5.2 The committee is asked to note that it may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be necessary in order to promote the licensing objectives.

6. CONTACT OFFICERS AND BACKGROUND DOCUMENTS

Councillors with any questions arising out of this report should contact the following officer prior to the meeting:

Arthur Atkins, Environmental Health and Licensing Manager Telephone: 01303 853242 Email: <u>arthur.atkins@shepway.gov.uk</u>

No published documents have been relied upon in the preparation of the report.

Appendices:

Appendix 1. Application for premise licence Appendix 2. Relevant Representations This page is intentionally left blank

Appendix 1.

Page 48

WK 201724277
D.1 SEP 2017
QZ4S90 Licensing Team REFIZ9Z3 Shopway District Council Civic Centre Castle Hill Avenue Folkestone Kent CT202QY Telephone: 01303 858660 Email: licensing@shopway.gov.uk www.shepway.gov.uk
Application for a premises licence to be granted under the Licensing Act 2003
PLEASE READ THE POLLOWING 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 capitais. 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. We <u>HANMAH</u> <u>Wows</u> (Insert name(a) of applicant) apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and twe are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003
Postal address of premises or, if none, ordnande survey map reference or description 29 TT-E OLD HIGH STREET
Post FOLKESTONE Postcode CT20 12L
Telephone number at premises (if any) N/A Non-domestic rateable value of premises 9
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	ii as a partnership (other than limited liability)	
	ill as an unincorporated association or please complete section (B)	
	Iv other (for example a statutory please complete section (B) corporation)	
C)		
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ŋ		
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ge)	a person who is registered under Chapter 2 Displayer complete section (B) of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England	100
h)	the chief officer of police of a police force in $(3,1)^{(1)}$ please complete section (B) England and Wales	
	ou are applying as a person described in (a) or (b) please confirm (by ticking yes to nox below):	
	a function discharged by virtue of Her Majesty's propgative	ţ.
Mr	Mrs Miss Ms C Other Title (for example, Rev)	
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Uno Mas Premise Application

Part 3 Operating Sch	edule -
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When do you want the premises licence to start?

to start? DD MM DIII0191

If you wish the licence to be valid only for a limited period, when do you want it to end?

Please give a general description of the premises (please read guidance note 1) SNUAL 2X 4M KLOSK NT THE TOP OF THE OLD HIGH ST. EXTERNAL SEATING ONLY - ON HIGHWAY. 3 TASKS & CHAIRS & TWO STOOLS UP AT BAR

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2) Please tick all that apply

a)	plays (if ticking yas, fill in box A)	
b)	films (if ticking yes, fill in box B)	
c)	Indoor sporting events (if ticking yes, fill in box C)	
d)	boxing or wrestling entertainment (if ticking yes, fill in box D)	
e)	fve music (if ticking yes, fill in box E)	
f)	recorded music (if ticking yes, fill in box F)	B
g)	performances of dance (if ticking yes, fill in box G)	
h)	anything of a similar description to that failing within (a), (f) or (g) (If ticking yes, fill in box H)	

SECOND MONIDUAL APPLICANT (# applicable)

· · · · · · ·	
Mr 🗋 Mns 🗖	Miss Ms Other Title (for stample, Rev)
Sumame	Pirst manage
Date of birth over	I am 18 years old or 🔲 Please tick yes
Nationality	
Current postal address if different from premises address	
Post lown	Postopde
Daytime contact telep number	harto
E-mail addross (optional)	

(8) OTHER APPLICANTS

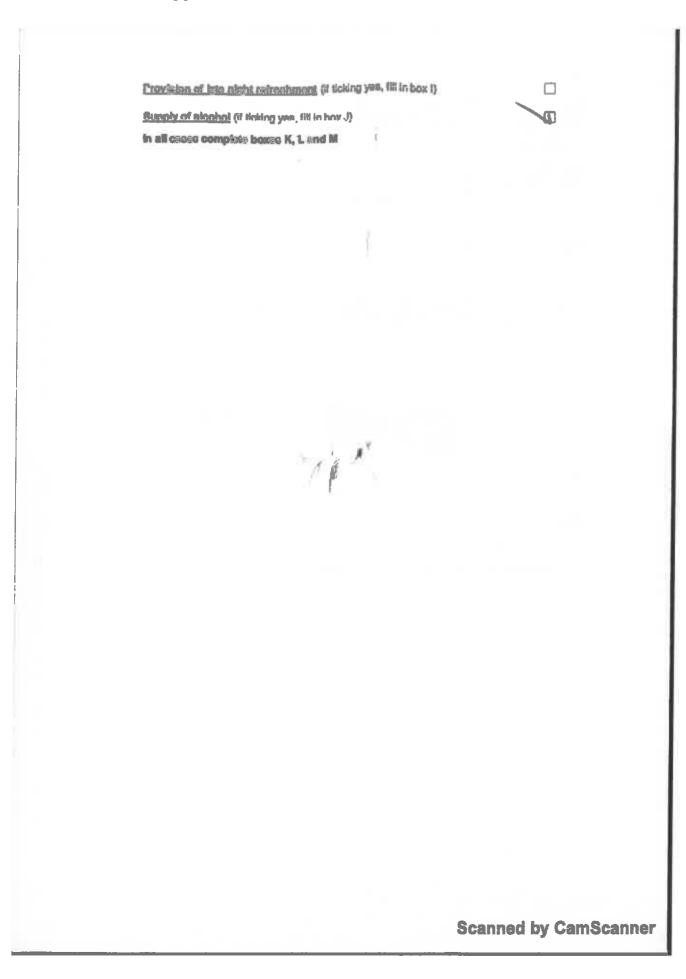
Pieces provide name and registered address of applicant in full. Where appropriate pieces give any registered mander. In the case of a pertnership or other joint venture (other than a body gergerate), pieces give the name and address of each party concerned.

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Uno Mas Premise Application



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Uno Mas Premise Application

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Anything of a similar description to that failing within (*), (f) or (g) Standard days and timings (piece read guidance note 7)			Please give a description of the type of entertainment you will be providing		
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Varme HANNAH	LYONS	
Address THE PU	urch ST.	
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OSCOOS IL 1711	(IF known) 501 /1494 /3	

Issuing licensing authority (If known) æ, 80 $\mathbf{K}_{i,i}$ Places highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the promises that may give rise to concern in respect of children (places read guidance note 9). ALLA AFOF OUN 新生日】 - 芳志】 4111 11 L State any seasonal variations (please tead guidance note 5) Hours premises are open to the public Standard days and MONDRAS WE Sante History AA timinos (please read guidance note 7) Wall and 12:10-9:00 m Day Start Finish SCHOOL HOLDPAS WE WIL SPAN Mon 210 12:0 MONDAY + TUGIAM 12:10 - 9:50 M THAT FALL NALIONAL HOLIDAMS WE will on a Mon or The Tue 2:0021:00 OPEN (NOT CHRISTMS DAY) MEXICANS NATIONAL Wall HOLIDANS will orpens . Wed 12:00 9:00 Non standard timings. While you intend this standard to be open to the public at different times from those listed in the column on the 10, places list (place read guidance note Thur 12:00 9.00 Sect and Im 6) IF NE 50 THAN ! APM EARLIER Fri THE 1200 9:00-CLOSE lems-Ki 14 651 Scanned by CamScanner

Uno Mas Premise Application

1200 PROCH " PLATE IN THE THE OWNER AND THE PROCESSING OWNER AND THE PROCESSING OWNER AND THE PROCESSING OWNER Viewa and parting an ing This is the trace of the Sun 12:00 9:00

M Describe the steps you intend to take to promote the four licensing objectives:

a) General - ati four licensing objectives (b, c, d and e) (please read guidance note 10)

STRONG MANAGEMENT CONTROLS EFFECTIVE TRONING OF RILL STAFF SO ALL ASS Aware of premesis lisence, challenge 25 information TO PLEVENT SUPPLY OF ALCOHOL TO UNDER AGE DRINKER

5) The prevention of crime and disorder

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PLEVENSTUDY & VIGILANCE IN ILLEGAL DWC USE AT THE STE

c) Public safety

IMPLEMENTING UNDER-NOLE ID CHECKS & USING A loc BOOK TO TLACE THIS

All PACTS of THE PLEMERS & All FITTINGS ETC WIll BE MAINTAINED AT All TIMES IN GOOD GEDER \$ IN ASAFE CONDITION

d) The prevention of public nuisance 1.1

Noise LEONCRON MGASNES TO ADRESS THE PURLICE NUISANCE BJECTIVE OUSTOMERS Will BE ASLED TO KEEP NOISE DOWN \$ RESPECT 272139GRAD : BEADENTS MOREMENT OF RUBBISH & BINS WILL BE KEPT TO A MINIMUM ADEQUATE WASTE RECEPTACLES ARE PROVIDED IN VICINITY.

e) The protection of children from harm

Checklist:

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Plasco tick to indicate agreement

	-		I have made or enclosed payment of the fee.
	-	•	I have enclosed the plan of the premises.
,		•	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 designated premises supervisor, if applicable.
		•	I understand that I must now advertise my application.
1	H		I understand that if I do not comply with the above requirements my application will be rejected.
			[Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the Linited Kingdom (please read not) (5).
		AF. WH	AN OFFENCE, UNDER SECTION ASS OF THE LICENSING ACT 2003, TO MAKE, LISE STATEMENT IN OR INCOMPOTION WITH THIS APPLICATION. THOSE D MAKE A FALSE STATEMENT AND BE LIABLE ON SUMMARY CONVICTION A FINE OF ANY AMOUNT.
	F	PEI BEI THI LLA AB' SAI KNI	AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A SON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO LEVE, THAT THEY ARE DIBQUALIFED FROM DOMO SO BY REASON OF IR INNERATION STATUS. THOSE WHO ENPLOY WA ADULT WITHOUT } ''' VE OR WHO IS SUBJECT TO CONDITIONS AS TO ENPLOY WANT WILL BE ILE TO A CIVIL PENALTY UNDER SECTION 15 OF THE MAINBRATION, LUX AND NATIONALITY ACT 2008 AND PURSUANT TO SECTION 21 OF THE MALEDOR, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE WLEDOR, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE LOYEE IS DIBQUALIFIED.
			4 - Signitures: (please read;guidance note 11) atms of applicant or applicant's solicitor or other duly authorised agent (see
		quid	ance note 12). If signing on behalf of the applicant, please state in what
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			the store
	6	εų.	15 171 A PART MARCH WALLES AND
		· f Deci	Applicable to Individual applicants only, including these in a

undefistand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or If I am subject

	to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cause to be entitled to live and work in the UK (please read guidance note 15).
	 The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licesable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
Signature	HCUINS
Data	23/05/2017
Capacity	DIRECTOR OF LAUST LTD.

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (place read guidance note 13). If signing on behalf of the applicant, place state in what capacity.

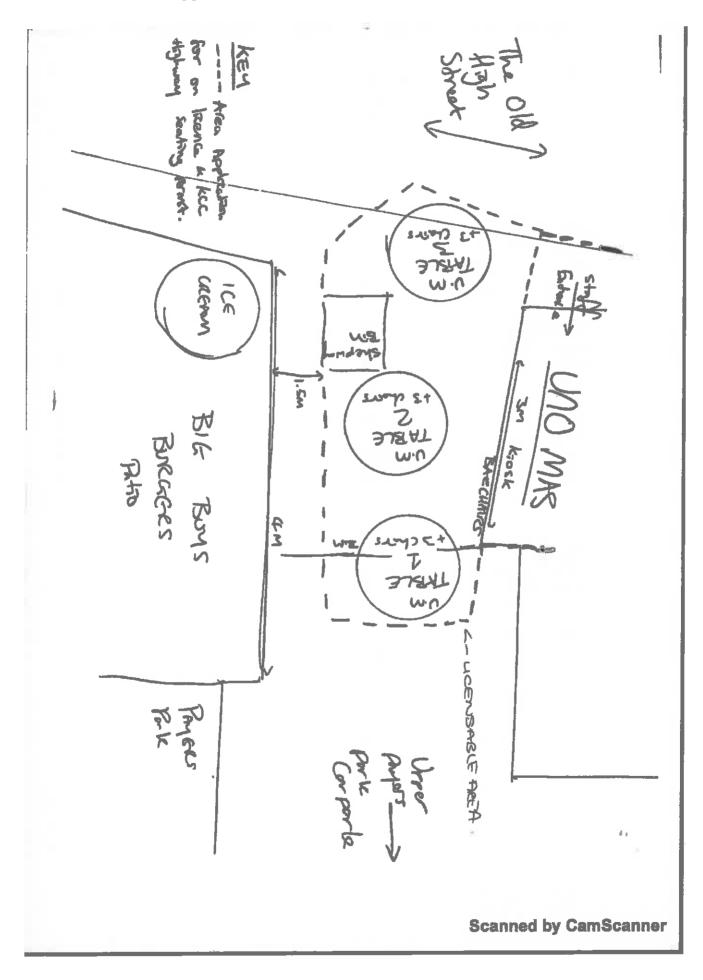
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Notes for Guidance

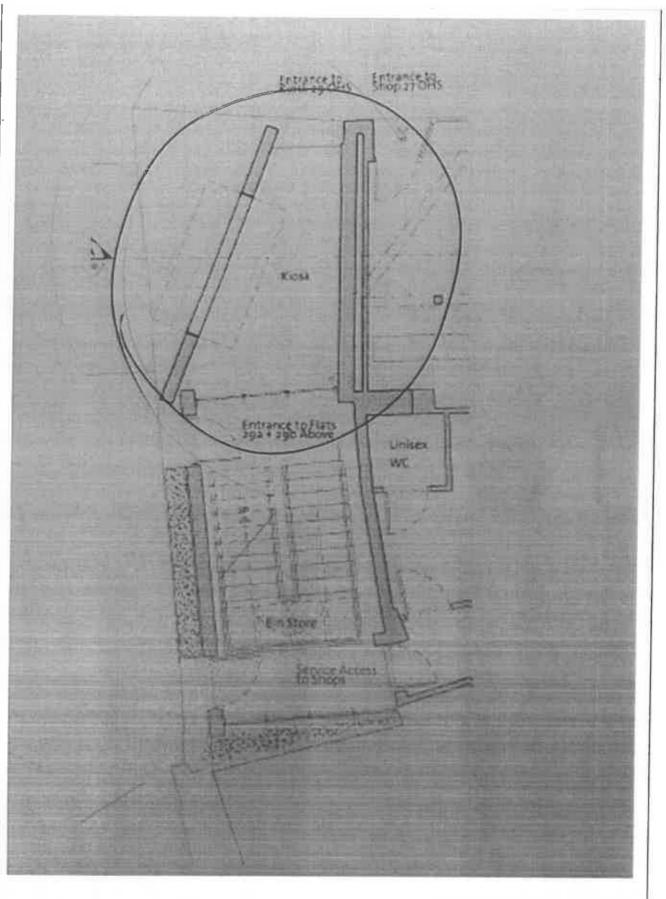
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- Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its projentity to the premises.
 In terms of specific regulated enterts inments please note that:

 Plays: no licence is required for performances between 08:00 and 23:00 on any day, provided that the suddence does not exceed 600.
 Films: no licence is required for 'not-for-profit' film exhibition held in community premises, between 08:00 and 23:00 on any day provided that
- - community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to



Uno Mas Premise Application



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Appendix 2.

 From:
 Atkins, Arthur

 Sent:
 25 September 2017 12:22

 To:
 Licencing

 Subject:
 RE: Consultation for new premise licence application - Uno Mas 29 The Old High

 Street

I would like to object to this application as the statutory consultee for public safety. My reasons are as follows:-

The tables and chairs will obstruct access and egress from the Old High Street into Payers Park. The distance between the kiosk and the boundary of the next premises going down The Old High Street is a maximum 5 meters. Part is a private forecourt and part KCC highway. Putting tables and chairs on the highway requires consent from KCC. In addition to the tables and chairs this application would encourage the congregation of people standing.

Although they have not objected directly, both Kent Police and Kent Fire and Rescue have also expressed concern about obstruction. This would be the prefered route for Kent Fire and Rescue to gain access to The Old High Street in an emergency.

These premises are a kiosk and are exempt from a requirement to provide toilet accommodation for their customers. By providing tables and chairs on the street the applicant is no longer exempt and must provide toilet accommodation. No toilet accommodation is available and the nearest public toilets are in the harbour area.

I am concerned about public safety with the potential from glass breakage on the highway and the removal from the site of glass containers by customers.

Arthur Atkins Environmental Health and Licensing Manager Chartered Environmental Health Practitioner Communities Commercial, Licensing and Events Team Tel: 01303 853242 Mobile: 07966874152 Shepway District Council, Civic Centre, Castle Hill Avenue, Folkestone, Kent. CT20 2QY E-mail: <u>arthur.atkins@shepway.gov.uk</u> <u>www.shepway.gov.uk</u> Follow us on Facebook and Twitter

25/09/2017

We don't have any planning history for the site but it seems that Uno Mas is a relatively new takeaway. They may need to apply for change of use if it wasn't a takeaway before.

Also, the application form states that they have external seating – this will likely need change of use from highway land.

I would like to place a holding objection until we know more detail about what the previous use was.

Beth Lennon Planning Officer Development Control This page is intentionally left blank

Shepway District Council

Licensing Sub-Committee 19 October 2017

Declarations of Lobbying

Members of the Licensing Sub-Committee are asked to indicate if they have been lobbied, and if so, how they have been (i.e., letter, telephone call, etc.) in respect of the applications below:

Application No.	Type of lobbying
Sandgate Vaults DCL/17/15	
Uno Mas DCL/17/16	

SIGNED:

When completed, please return this form to the Committee Administrator at the meeting.

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