



Licensing Sub-Committee

Held at: Council Chamber - Civic Centre Folkestone

Date: Thursday, 28 September 2017

Present: Councillors Alan Ewart-James, Michael Lyons and Roger Wilkins

Apologies for Absence

Officers Present: Arthur Atkins (Environmental Health and Licensing Manager), Nicola Everden (Solicitor), Sue Lewis (Committee Services Officer) and Wai Tse (Environmental Protection Officer)

Others Present:

19. **Declarations of interest**

There were no declarations of interest.

20. **APPLICATION FOR A VARIATION TO THE PREMISE LICENCE AT THE CINQUE PORTS ARMS, 1 HIGH STREET, NEW ROMNEY, KENT. TN28 8BU**

Report DCL/17/12 This sets out the facts for the Licensing Committee to consider in determining a variation to 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.

The Environmental Health and Licensing Manager presented the report to the members.

The applicant's representative, Councillor Miss Susie Govett, spoke in support of the application highlighting the successful team behind the pub and explained that although it is a pub it is also a community centre. This will encourage tourism to the area and although it is not for everyone the applicants want and do have a good relationship with neighbours.

The applicants have taken on board all that was put to them at a previous meeting and have worked towards improving relationships with the surrounding properties.

Members were informed that previous planning issues had now been resolved and concerns raised in respect of parking in Limes Road had been brought to the attention of the Joint Transportation Board who will review the arrangements in this area at their next meeting.

The applicant accepted all the conditions put forward as part of the application.

Mr Read, local resident, raised a number of issues:

- Beer Festival – temporary events notices will be issued for this type of event which is separate from the licence;
- Capacity – maximum capacity is 220 which KFRS have assessed and agreed;
- Risk assessments – this is for employers to be aware of and make sure risk assessments are reviewed;
- Tickets – no tickets are issued for community events but the security staff use a counter to maintain the correct numbers eligible;
- Ventilation – this has been approved by health and safety officers and air conditioning is in place;
- Security – the security staff are all SIA trained;
- Noise limiter – officers will work with the applicant to set the correct levels;
- Contact numbers – residents can use the emergency phone number from the council's website and the applicant is also happy to provide contact details if residents request it.

Members noted that CCTV is in place throughout the building and also covers the exterior of the property.

Proposed by Councillor Alan Ewart-James

Seconded by Councillor Roger Wilkins and

Resolved:

The committee has agreed to grant the variation of the Premise Licence as follows:

- **No live or recorded music outside.**
- **All doors and windows are closed during live performances including DJ music.**
- **Noise limiter is to be installed within 6 weeks of the granting of the license. The noise limiter must be set to a level agreed by the local authority.**
- **Live music, including DJs, must be periodically checked outside of the premises for possible noise disturbance to nearby residential**

properties. This must be carried out by a competent person, with the authorisation to lower the volume of the music, where required. A log book must be kept regarding these checks and be made available to the local authority for inspection, if requested. Log book should contain the times the check was carried out, who carried out and any actions taken.

- **Appropriate staff supervisor must be in attendance for live performances including DJ music. They should also be in charge of keeping the noise from your patrons located at the front of your main entrance to a minimum.**
- **Signs must be placed up at entrances and exits to remind your patrons to respect the neighbours and leave the site quietly.**
- **Similar signs reminding your patrons to respect the neighbours and keep noise down to a minimum must be put up within the designated smoking area.**
- **CCTV operational during the hours of trading.**
- **External areas to be closed at 23.00hrs.**
- **No movement of bottles into outside bins after 23:00hrs.**

Reasons: To protect the amenities of nearby residential properties and to stop unreasonable noise affecting the public.

In addition to the above conditions a further condition has been added as follows:

- **These conditions will be monitored by Shepway District Council.**

(Voting: For 3; Against 0; Abstentions 0)