

Licensing Committee

Wednesday 14 April 2010

Appendices

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LICENSING COMMITTEE
FINANCIAL MONITORING STATEMENT
 Figures to the end of February 2010

PROJECTED BUDGET AND FORECAST

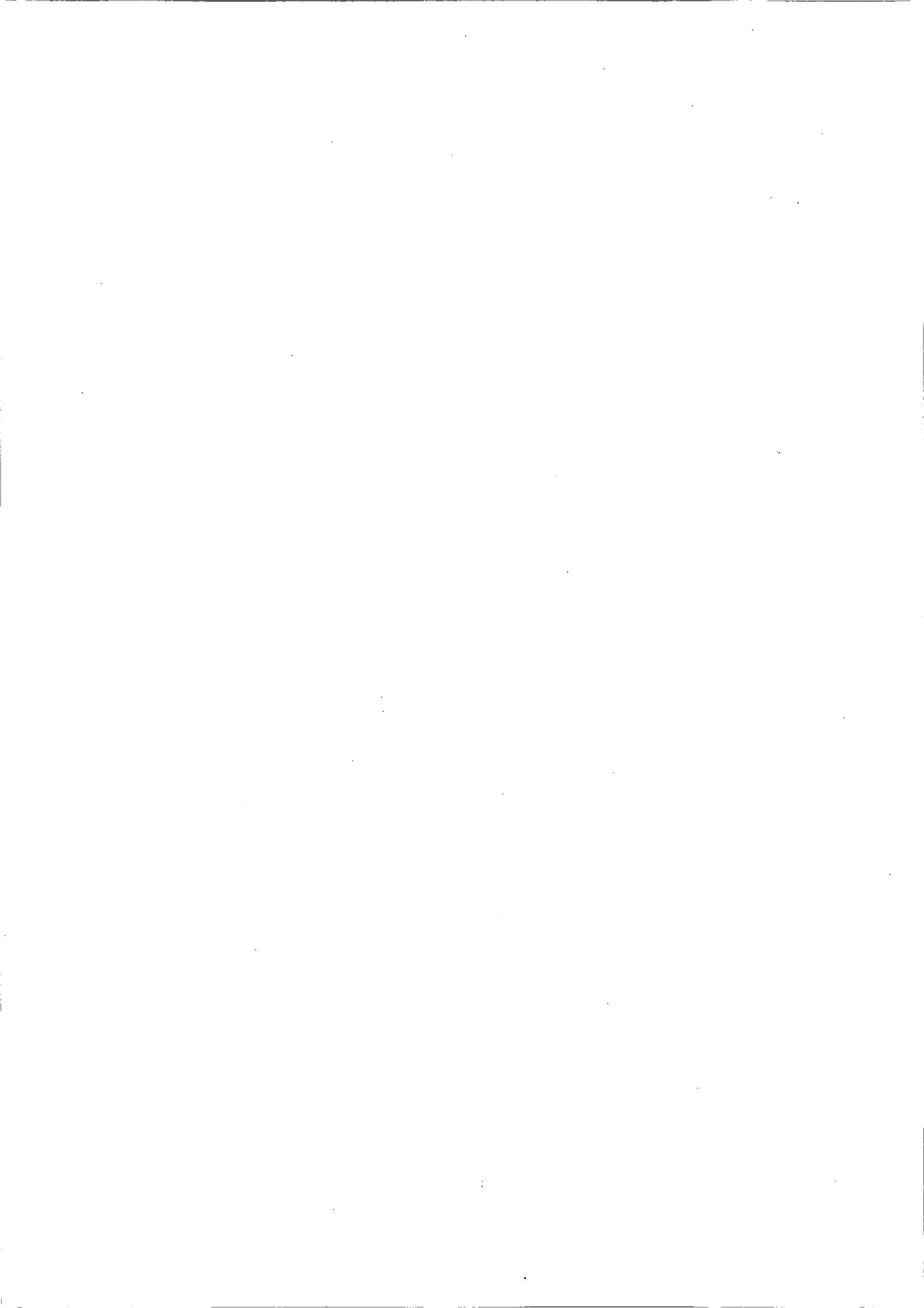
	2009/10	Future Years		
	Probable £'000	2010/2011 £'000	2011/12 £'000	2012/13 £'000
Approved Budget:				
Alcohol and related Licences	82	80	80	80
Gambling Licences	11	11	11	11
Total approved budgets	93	91	91	91
Approved and reported changes:				
<u>Changes approved in Financial Forecast (CMC - October 2009):</u>				
None				
<u>Other approved changes:</u>				
None				
Other potential changes:				
None				
Latest Budget Projections	93	91	91	91

SAVINGS TARGETS (Built into the budgets above)

	2009/10	Future Years		
	Budget £'000	2010/2011 £'000	2011/12 £'000	2012/13 £'000
Revenue reductions (September 2009)				
Rebasing budgets - reduction in general office expenses to reflect past levels of expenditure	2	2	2	2

CURRENT YEAR KEY BUDGET INDICATORS

	2009/10	Budget	Actual	Variance
	Probable	to date	to date	to date
	£	£	£	£
Income from:				
Application fees	1,000	900	1,228	328
Annual fees	48,000	48,000	48,289	289
Variation licences	4,000	3,600	3,008	-592



RUNNYMEDE BOROUGH COUNCIL
LICENSING SUB COMMITTEE HEARING

Monday, 22 February 2010

Members Present: Councillors Mrs P Broadhead, Mrs M Roberts and Mrs M T Harnden

This is an application, made by Mr Kevin Young, for a premises licence in respect of premises at the Coopers Hill Recreation Ground, Coopers Hill Lane, Englefield Green as shown edged in red on the plan attached.

The application is for the sale of alcohol Monday to Sunday, recorded music and live music but this restricted to one event over a weekend in the summer months.

Mr Young is to be the designated premises supervisor.

The application attracted representations from the Planning Authority, as the responsible authority and from five local residents as interested parties. Additional representations were received from residents after the closing date for the making of representations.

Mr Kevin Young attended in person. The Planning Authority was represented by Zoe Watts. Two residents who had made representations as interested parties attended and these were Mr David Howard and Mr Michael Lamb.

The Sub-Committee heard from the Proper Officer Mr Derek Seekings who outlined the application. The Sub-Committee was reminded that the premises comprised part of land owned by Runnymede Borough Council which is leased to the Coopers Hill Club Ltd. The Manorcroft United Junior Football Club occupy the club house and have the use of the playing fields. The use is subject to certain terms and conditions imposed by the Trust and of these, and relevant to this application, is that the premises and grounds are limited to use by members of the Trust and their guests.

Mr Young told the Sub-Committee that the football club was seeking to grow to a size that would make it financially viable. The intention in applying for a premises licence was to help in achieving that objective. He emphasised that the use of the premises was purely for the members of the club. He made clear that the club was not allowed to sub-let. He said that the club anticipated something in the order of 25 to 30 events a year such as birthday parties and perhaps 6 to 8 events such as fundraising evenings. He anticipated that the bar would be used in addition to those events on Sundays after football matches and in the evenings after meetings.

The Sub-Committee were told that all parents had to sign a Code of Conduct and children had cards so that there could be no mistake as to ages and that the club was seeking funding to make the club house more environmentally friendly such as by the installation of double glazing. He reiterated that the club house was intended to be for the benefit of the children and the members and it was not the intention of the club to hold events such as 21st birthdays. He said that the club would work with residents and if required would acquire a noise meter. He said that the club chairman's phone number was on all correspondence and that residents could contact him or the persons whose details were provided on the website. The Sub Committee were informed that the age range of the children was from 7 to under 17's and that there were no adult sides, although there was an intention to try and set up a girls side.

The Sub-Committee were told that a local business erects a marquee on one weekend in the year and allowed the club the use of it on the Friday. The local business then used the marquee on the Saturday. Mr Young made clear that the club could not afford to rent the marquee otherwise. He did not know if there would be a similar event this year but said that last year the event consisted of live music and comedians. He said that it was a ticketed event only and there would be no children in attendance.

Mr Young said that there were about 160 children in the club. Hopefully this would grow to about 180. The capacity of the club house was about 50 to 60 persons.

The Sub-Committee then heard from David Howard who confirmed that the club was now well managed and organised. The previous years' weekend event had been well organised, however, there had been cars parked all the way down Coopers Hill Lane and he wondered whether there were plans to address the car parking issues. Mr Young answered that the existing car park had capacity for about 60 cars.

Clearly for a summer party there would be a difficulty but that the club would suggest to people to come 3 or 4 passengers to a car or make other efforts to reduce car usage.

Mr Lamb expressed concern that Mr Young said the club was looking to grow. Mr Young responded that the physical constraints of the size of the field and the club house would in any event restrict the size. In any event he could not see that all members or playing members and parents would ever turn up at one time.

A resident, Mr McLellan of Kingswood Cottage who had made a representation which had not been received in time was permitted to speak, Mr Young having first been asked if he had any objection and indicating that he did not. Mr McLellan said that Mr Young had acted very responsibly but asked the question why it was necessary to have a premises licence for a children's venue. Mr Young reiterated that it was to supplement income.

The Committee then heard from Mrs Zoe Watts who reiterated her concerns expressed in her letter of representation, that the granting of the premises licence would have an impact on amenity in that there would be nuisance to residents by reason of noise and disturbance in a quiet semi-rural area, detrimental to the quiet setting of the Air Forces Memorial as well as access along the narrow road. She could not see why the licence was being requested for 365 days a year, when the application seemed to require much less. She noted that the application did not include any consideration of noise amelioration measures or measures to prevent or minimise disturbance caused by the dispersal of patrons.

The concerns of the residents were summed up by Mr Howard and confirmed by Mr Lamb and Mr McLellan that the fundamental problem for them was that the club was situated in a very quiet area and noise travels. The club was designed for sports and entertainment and its layout allowed for projection of noise from the balcony in summer. There was concern as to the adequacy of the car park and noise arising when people were leaving. Mr McLellan added that there was a particular concern regarding the siting of balcony speakers. Mr Lamb expressed his concern as to the club trying to expand and that the age group for parties could be a problem. Mr Lamb and Mr Howard suggested conditions that doors and windows be closed when the music was being played, that music be played in the club house only, except for the annual event, that the time allowed be 9 pm weekdays and 11pm on Saturdays, there be monitoring of noise and disturbance in the car park, patrons asked to leave quietly and that club members only have the benefit of the licence. They suggested that the annual event has a terminal hour of 24.00 with alcohol sales ceasing at 23.00. In response to a suggestion to restricting the age limit for parties, Mr Young said that the club would like to be able to include the older teams as well.

The Sub-Committee carefully considered the application, the relevant representations made and the Guidance issued under S.182 of the Licensing Act 2003. They were satisfied that there was a potential for the Licensing objectives of Crime and Disorder, Public Nuisance and Protection of Children from Harm to be engaged.

However, in coming to their decision the Sub-Committee were mindful that the club could operate, as it has done in the past, the weekend event under a temporary event notice. It was noted that there had been no complaint in 2008 and 2009. They were also aware that complaints of noise arising from people leaving late in the evening was something which the club could continue with even if the licence was not granted and thus members could use the premises for such as birthday parties where, if there was no supply of alcohol or regulated entertainment provided, such events could take place without a licence.

The Committee was not satisfied that it was fair to restrict the age of parties to 14. They were mindful that there were other statutory powers available to control a nuisance should one arise.

Members were concerned that children should not be provided with alcohol or have access to it and given that the premises were in an isolated position, that the storage of alcohol when the premises were not being occupied, should be secure.

DECISION

The decision of the Committee is that the Application for a premises license be granted subject to the following conditions:-

1. Hours

1.1 In respect of the Club House

- Hours the premises can open to the public:

Mondays to Thursdays and Sundays	=	12.00 to 23.00
Fridays and Saturdays	=	12.00 to 23.30

- Hours for the supply of alcohol:

Mondays to Thursdays and Sundays	=	12.00 to 22.30
Fridays and Saturdays	=	12.00 to 23.00

- Hours for the provision of recorded music:

Mondays to Thursdays and Sundays	=	17.00 to 21.00
Fridays	=	17.00 to 23.00
Saturdays	=	12.00 to 23.00

1.2 In respect of the marquee to be erected on the area cross-hatched on the plan attached:

- Hours the premises are open to the public:

10.00 hours to 24.00 hours on one consecutive Friday and Saturday in the Summer months of each year

 - Hours for the supply of alcohol:

10.00 hours to 23.30 hours

 - Hours for the provision of live and recorded music:

10.00 hours to 23.00 hours
2. All doors and windows in the Clubhouse are to be kept closed at all times when recorded music is being played, save for access and egress via internal doors.
 3. There to be no speakers placed on the balcony for the relay of recorded music.
 4. That appropriate signage be agreed with the Senior Licensing Officer and placed at all exits requesting members and their guests and others when leaving the premises to leave quietly and with due consideration for neighbouring residents and in particular to move quietly and quickly to parked cars and to leave the car park with the minimum of noise and to be aware that noise from departing vehicles is intrusive.
 5. That additional car parking be provided on the playing fields or on the green area on the occasion of the Summer event.
 6. The Club to monitor the departure of members, guests and others from the car park and to maintain a log of their observations and interventions to be available to the Senior Licensing Officer on request.
 7. The Applicant to agree with the Senior Licensing Officer for the secure storage of all alcohol within the Club premises.
 8. That any drinks provided in the marquee to be in toughened or plastic glass only.
 9. That noise arising from the clubhouse and the marquee be monitored, that contact addresses and phone numbers be provided to residents who should request them and that representatives of the Club monitor noise arising at the boundaries of the sports fields and take such measures as may be appropriate to ensure that the level of noise observed is kept to reasonable levels.
 10. There be Proof of Age cards or other identification before sales of alcohol are made to ensure that sales are not made to individuals under 18 years of age.

11. That childrens birthday parties be permitted for celebrations up to the age of 17 years. However, No 18th or 21st birthday parties permitted.

Reasons

The Sub-Committee recognises that the premises are located in a quiet semi-rural area and near to the Air Forces Memorial and there is the potential for noise and other disturbance to neighbours and of detriment to the amenity of the area. These conditions are imposed for the purpose of minimising disturbance from noise and persons leaving the premises at night, for the protection of children and prevention of crime and disorder.

Right of Appeal

Any person having made a relevant representation whether as a relevant authority or interested party if dissatisfied with this decision has the right of appeal to the Magistrates Court at Woking within 21 days of the date of being notified of this decision.

INFORMATIVES

The Summer event is in effect a letting to a party who is not a member or guest and irrespective of the arrangement for the use of the marquee on the Saturday by those erecting it, Mr Young as designated premises supervisor nonetheless remains liable and responsible for the running of it in accordance with the premises license and the law.

Dated 8th March 2010