

City Area Committee

Planning & Licensing

Minutes

6.00 pm
23 September 2004
Alamein Suite
City Hall
Salisbury

**These minutes should be kept for use by District Councillors
at the next Council meeting**

Present

Chairman: Councillor Ms S C Mallory

Vice Chairman: Councillor Mrs P J Brown

Councillors: K A Cardy, Mrs E A Chettleburgh, P M Clegg, J M Collier, D A Culver, B E Dalton, Mrs I M Evans, S J Howarth, D J McCarthy, M J Osment, I R Tomes, Miss M A Tomlinson and Mrs S A Warrander

Apologies: Councillors S R Fear, J R L Nettle, P V H Paisey, P W L Sample and J M Walsh

County Councillor: C R Vincent

MINUTES NOT REQUIRING COUNCIL APPROVAL

194. CHAIRMAN'S ANNOUNCEMENTS

There were no announcements by the Chairman.

195. PUBLIC STATEMENT / QUESTION TIME

There were no statements by, or questions from, members of the public.

196. COUNCILLOR STATEMENT / QUESTION TIME

There were no statements by, or questions from, Councillors.

197. DECLARATIONS OF INTEREST

The following interests were declared :-

- Councillor Howarth – a personal and prejudicial interest in Agenda Item 9, SWAG Application Nos. 2 & 3, for the fact that Councillor Howarth is a member of the 'Studio Theatre' (Application No. 3) and is a close friend of a member of the Bootleg Theatre Group (Application No. 2). Councillor Howarth left the meeting room during the consideration of the Agenda Item (and, therefore, did not vote or contribute to the debate).
- Councillor Tomes - a personal and prejudicial interest in Agenda Item 9, SWAG Application No. 2, for the fact that Councillor Tomes is a close friend of a member of the Bootleg Theatre Group (Application No. 2). Councillor Tomes left the meeting room during the consideration of the Agenda Item (and, therefore, did not vote or contribute to the debate).

198. MINUTES OF PREVIOUS MEETING

RESOLVED – that the minutes of the meeting held on 25 August 2004 be approved as a correct record and signed by the Chairman.

199. KINGS HEAD INN (J D WETHERSPOONS) 1 BRIDGE STREET SALISBURY – PUBLIC ENTERTAINMENT LICENCE – VARIATION OF HOURS

Mrs E Mabey, Resident Manager of Pembroke House, speaking on the behalf of residents, informed the Committee of her, and the residents', objection to the application proposals.

Mr A Kirkonel, agent for the Moloko Bar, Bridge Street, Salisbury, informed the Committee of his client's objection to the proposal.

Mr Night, resident of 'The Maltings', Salisbury, informed the Committee of his objection to the proposal.

Mr R Beckett, QC, speaking on the behalf of the applicant, requested that the application be approved.

[Note: owing to the number of people present at the meeting who wished to speak in relation to the above application, the Chairman allowed each objector two minutes of speaking time and the applicant six minutes of speaking time.]

Tony Oke, Licensing Officer, informed the Committee that, following the provision of further information by the applicant, report recommendation 8.1 should be amended to read, 'Approve in part – i.e. with a closing hour of 2359 on *Mondays, Tuesdays & Wednesdays*'.

In addition, Mr Oke requested that the Committee note that dancefloor area of the premises was, proportionally, very small and that this fact was relevant as the granting of such licences was conditional on the sale of alcohol being 'incidental' to the 'Public Entertainment'.

Following the receipt of the above statements, the Committee considered the report of the Licensing Officer (previously circulated) together with a schedule (circulated at the meeting) of the Public Entertainment Licence hours of premises in the vicinity of the Kings Head Inn.

RESOLVED – that the above application be refused for the following reason :-

- I. to have approved the application and extend the hours would have been to cause a significant reduction in the residential amenity of people living in the vicinity of the Kings Head Inn.

[Informative: in reaching the above decision the Committee took into account the fact that a new, nationally-required, Licensing regime would soon be introduced and that to approve this particular application at this particular time would be to act prematurely; it being more appropriate for such an application (requesting these extended hours) to be considered by a new Salisbury District Licensing Committee which would consider the application in the wider context, taking into account the licensing situation and its impact across the whole of the City area.]

200. GRASMERE HOUSE, 70 HARNHAM ROAD, SALISBURY – APPLICATION FOR THE GRANT OF A PUBLIC ENTERTAINMENT LICENCE

Mr Collings, an immediate neighbour of Grasmere House, informed the Committee of his objection to the application proposal.

Mr Naug, the applicant, requested that the application be approved.

Following the receipt of the above statements, the Committee considered the report of the Licensing Officer (previously circulated) together with an amended plan (circulated at the meeting) showing the location and correct layout of Grasmere House.

RESOLVED – that the application for a PEL for music and dancing only (to be availed of by diners only) on the following days/hours be approved :-

- (a) St George's Day
- (b) The nearest Friday or Saturday to Mid Summer's Day
- (c) St Patrick's Day
- (d) Christmas parties on Fridays and Saturdays during December
- (e) New Year's Eve

Monday – Saturday	0800hrs – 2300hrs
Sunday	0800hrs – 2230hrs

for a trial period of 6 months and subject to the following conditions:-

- (1) all music (including music produced by live bands) must pass through the limiter;
- (2) doors and windows must be kept closed when music is being provided;
- (3) all music should be confined to the inside of the premises and must not be amplified to any area outside; and
- (4) the licence operates as the liquor licence – i.e. it will normally terminate at 2300hrs (NB. Should the licensing justice or Government extend the hours on other occasions, for example, at New Year) the PEL will terminate at that hour).

201. SWAG TRANCHE 2 2004/05 FUNDING APPLICATIONS

The Committee considered the recommendations of the SWAG Review Panel held on the 9 September 2004.

RESOLVED – that the applications be awarded as set at out Annex A attached to the minutes.

The meeting closed at 1945 hrs