

*Printed for information

LICENSING SUB-COMMITTEE

5 October 2010

Present:- Councillor Hambleton in the Chair

Councillors Mrs Beech and Miss Reddish

Mrs R Cooper – legal advisor
Mrs N Mansour - observing
Mr R Holmes – applicant’s representative
Mr & Mrs Solak – applicant
Mr P Rowley – local planning authority
Mr P Corrigan – The Sentinel

444. * **FLAMES**

Issues

Decision

The Committee had considered the Licensing Act 2003 the S182 Guidance and the Council’s own Statement of Licensing Policy. It noted that this matter had been remitted back to them from the Magistrates Court on the basis that there was uncertainty as to the business use class of the premises. The Committee considered that this was a planning issue and was not relevant under the Licensing Act 2003.

The Committee had resolved to grant the licence as requested, as to do so would not offend the licensing objectives. The Committee had considered the expert evidence of Mr Mellor which persuaded them that the noise levels from the shop would not cause a nuisance to the neighbouring dwellings.

The Committee noted that there was one objection to the licence from a local resident who had neither attended nor updated that objection.

The previous Committee imposed 2 conditions in relation to the automatic closure on the door and the cushioning of the gates these conditions remained as drafted on the licence.

The Committee noted the Local Planning Authority’s concern that granting this licence would not accord with the limits currently permitted by planning permission but noted that steps would be taken to remedy the situation.

Accordingly the licence was granted as requested and written confirmation would be sent in due course.

T HAMBLETON
Chair