

LICENSING COMMITTEE5 June 2003
(2.00 – 3.45 pm)

PRESENT: Councillors Liddle (Chair), Benstead, Hipkin, J Rosenstiel, Richard Smith. Councillor Nimmo-Smith attended as alternate for Councillor Pinnington.

FOR THE INFORMATION OF THE COUNCIL**03/m/51 APOLOGIES**

Apologies were received from Councillor Pinnington.

03/m/52 DECLARATIONS OF INTEREST

Councillor J Rosenstiel declared a personal interest in 03/m/54,55 and 57 as the premises were in her ward.

Councillor Benstead declared a personal interest in 03/m/56 as the premises was in his ward.

Councillor Hipkin declared a personal interest in 03/m/56 as an Council appointed observer on The Junction Board (as reference was made to it).

Councillor Richard Smith declared a prejudicial interest in 03/m/58 as his brother in law was a taxi driver. He left the room when the item was under consideration, took no part in the discussion nor voted on this item.

03/m/53 PUBLIC ENTERTAINMENT LICENCE: NEW APPLICATION SALSA CLUB 1 STATION ROAD

The applicant, Mr Sabir was present.

Resolved -

Approved subject to the following conditions:

1. The operating hours shall be as follows:
Monday – Thursday 6 p.m. to midnight
Friday and Saturday 6 p.m. to 1.00 a.m.
Sunday 7 p.m. to 11.30 p.m.
2. Doors and windows shall be kept shut during performances.
3. A noise limiter shall be operated to control the amplified music. It shall be set, as follows:

Average sound levels dB(Leq)
Octave centre

dB(A)	63 Hz	125Hz	250Hz	500Hz	1kHz	2kHz	4kHz	8kHz
92.5	85.5	82.3	83.5	84.1	78.9	84.8	89.1	78.6

Maximum sound levels dB(Lmax)

Octave centre

dB(A)	63 Hz	125Hz	250Hz	500Hz	1kHz	2kHz	4kHz	8kHz
98.9	97.6	85.5	87.1	89.9	86.1	87.1	94.4	83.5

Fire fighting equipment shall be provided as follows:

One 9 litre water expelling extinguisher

One 2 litre CO2 extinguisher adjacent to the sound desk

5. No events are to be held until the fire alarm system has been tested and certificated to the satisfaction of the Fire Officer.

6. One steward to be present inside the premises and two door control stewards.

7. The licence will be reviewed by committee at its meeting on 11th September 2003.

03/m/54 **PUBLIC ENTERTAINMENT LICENCE: RENEWAL AND VARIATION
– THE BREWERY, KING STREET, CAMBRIDGE**

The Committee was advised that the applicant had requested that the variation be withdrawn and the renewal be deferred to the next meeting. The Committee agreed to the request.

03/m/55 **PUBLIC ENTERTAINMENT LICENCE: PROVISIONAL VARIATION –
FIFTH AVENUE, LION YARD, CAMBRIDGE**

The applicant, Mr Walter and legal advisor, Mr Winter were present. The HEHWS advised the Committee that the concern expressed at the last meeting over the use of a roped off area of the roof terrace (condition 7) was close to being resolved by all parties. The Committee agreed that the officers could resolve the wording of this condition without coming back to members.

The Committee was advised that the Fire Officer had agreed with the applicants a capacity figure of 746.

Resolved -

Approved a provisional licence, subject to the following conditions:

1. Events to be held between:
Monday to Saturday - 12.00 noon to 4.00pm & 6.00pm to 2.00am
Sunday - 7.30pm to 2.00am (not to be used beyond permitted hours)
2. Maximum permitted numbers to be increased to 746.
3. The licence holder shall ensure that the permitted numbers are not exceeded at any time.
4. A scheme of sound insulation, which may include the use and operation of electronic noise limiting devices, shall be submitted to and approved by the

HEHWS. The approved scheme shall be fully implemented and tested prior to any events being held. The scheme shall consider treatment to the building fabric and plant. Assessment of the scheme of sound insulation shall be carried out by an acoustic consultant engaged by the applicant.

5. A scheme of ventilation shall be submitted to and approved by the HEHWS. The approved scheme shall be fully implemented and tested prior to any events being held.
6. All external doors and windows to the premises shall be kept closed during events, with the exception of one pair of double doors into the Heidelberg Gardens, during the use of the outside area and which shall be stewarded.
7. The use of the first floor terrace garden shall be subject to effective stewarding and a method of demonstrating that unauthorised persons cannot gain access to the club from this area. *The wording of this condition to be formally agreed and revised if necessary by HEHWS following the meeting.*
8. Sanitary provision shall be installed to the satisfaction of the HEHWS.
9. A satisfactory certificate of electrical safety shall be submitted to the HEHWS before any events are held.
10. Misuse of Drugs 1997 - A quieter area shall be provided with freely available cold drinking water and information on drugs use.
11. Minimum of two stewards at each level.
12. Number of exits: 4
13. Emergency Lighting - maintained 'EXIT' signs and non-maintained lighting throughout all floors and escape routes.
14. Adequate and suitable fire fighting equipment shall be provided in all areas.
15. The CCTV system is to be maintained in its present form.
16. The CCTV system should be on at all times when the premises are open to the public.
17. The videotapes from the system are to be available to the Police.
18. The videotapes are to be kept for a period of one month.

03/m/56 **PUBLIC ENTERTAINMENT LICENCE: PROVISIONAL VARIATION –
CAMBRIDGE MEGA BOWL CHERRY HINTON ROAD**

Mr Bolton (the applicant) and Ms Sharkey (solicitor) were present. The HEHWS advised the Committee that a precautionary approach was appropriate as the premises was yet to trade and be assessed and this was the reasoning behind the recommendation for refusal of the variation. The applicant's solicitor stated that the applicant was seeking some comfort from the Committee and proposed a compromise on the original application for variation of hours so that for Monday to Wednesday the licence ran to midnight rather than 01.00am. The Committee noted that the applicant would accept a condition that the opening hours be reviewed after three months of operation.

Resolved -

Approved a provisional licence, subject to the following conditions:

1. Events to be held between the hours of 11:00 and midnight on Mondays to

Wednesdays, 11:00 and 01:00 on Thursdays to Saturdays and 12:00 and midnight on Sundays.

2. Permitted numbers to be agreed by the HEHWS, following consultation with the Fire Officer
3. A noise report by an acoustic consultant shall be commissioned by the applicant to investigate the likelihood of noise disturbance to other businesses in the leisure complex and the escape of sound to the outside through the external structure. Any problems identified by the report shall be remedied by a suitable sound insulation scheme, submitted to the HEHWS for approval, before the scheme is implemented. The full licence shall only be issued once all necessary works are completed and no events may be held until this has been done.
4. Sanitary provision shall be installed to the satisfaction of the HEHWS.
5. The licence shall be reviewed by the Committee no later than six months after the premises commences operation and the opening hours are reviewed after three months.

03/m/57 **PUBLIC ENTERTAINMENT LICENCE REVIEW - 'B', MARKET PASSAGE**

The applicants and their solicitor were present.

Resolved -

Approved with the existing conditions:

1. Events to be held in the first floor upper function room only.
2. The licence holder shall ensure that the permitted numbers are not exceeded at any time.
3. All external doors and windows to the premises shall be kept closed during events.
4. The use of the first floor terrace shall be prohibited during events.
5. Queueing shall be directed towards Market Street and not towards Sidney Street.
6. Minimum of two stewards at each level.

03/m/58 **HACKNEY CARRIAGE FARE REVIEW 2003/04**

This item was taken last in order by the Chair. Councillor Smith left the meeting at this point because of his prejudicial interest.

Mr Seymour and Mr Webdale from CLTOA addressed the Committee.

Resolved -

To accept the increases as requested and that they be introduced as the Hackney Carriage Maximum Rates of Charges as from 8 September 2003.

03/m/59 **LICENSING REFORM – INTRODUCTION OF THE LICENSING
ACT 2003**

In response to a request from Councillor Nimmo-Smith, the officers undertook to include reference to solid evidential basis to guide decision makers within the Statement of Policy for consultation. The Committee noted that representations had been made to the LGA concerning the lack of flexibility over level of fees and therefore the Council would need to subsidise the service having previously been self financing.

Resolved -

1. To approve the draft statement of licensing policy for public consultation in accordance with the proposals in Appendix 2 of this report.
2. To support the proposed structure for the Licensing Committee and Sub-Committees in accordance with the Secretary of State's guidance.
3. To support the proposed delegated authority to the full Licensing Committee, Sub-Committee and Head of Environmental Health and Waste Strategy in accordance with the Secretary of State's guidance as detailed in Appendix 3.
4. To support the proposed budget and staffing proposals in the project appraisal which will be considered by the Environment Scrutiny Committee and Executive Councillor for the Environment.

The meeting ended at 3.45pm

CHAIR