

► **Licensing Act 2003**
 ► **Statutory Consultee Response**



To:	Napthens Solicitors	From:	Mr Michael Gowlett
Position:		Position:	Environmental Health Officer
Division:	Licensing Services	Division:	Environmental Health
Your Ref:		Our Ref:	18/1204/CONLIC
Extension No:	01254 667733	Extension No:	5277
Copy To:		Date:	26 July 2018

Name of Premises: Lime Bar & Lounge

Address: 42 Liverpool Road, Penwortham, Preston, Lancashire

Application No:

Environmental Health - Lime Bar

The Licence holder has applied to vary their licence to remove or vary a number of conditions, however I have a number of concerns regarding nuisance and public disorder and I feel the below conditions are more suitable. Furthermore a number of your suggested variations conflict with your planning approval and you must adhere to these until these have also been varied.

Extended Opening Hours

I can support your request to extend your opening hours. However as already discussed it will be necessary to attach further conditions which have been detailed below, however before implementing this you must review your planning approval.

Audio Limiter

A sound limiter device shall be fitted. Details of the device shall be submitted to the local planning authority, once agreed all amplified audio shall be played through the limiter. The limiter shall be set by the Environmental Health Department of the local authority to ensure that the resulting sound cannot be heard at neighbouring properties. On the receipt of any complaints to the local authority relating to sound emissions from the premises then the limiter settings shall be reviewed.

Note: If the applicant intends to play live or recorded music whilst the windows are open, the limiter will be set in these conditions.

Note: It is recommended that an octave sound limiter is used since this utilises better control and quality of sound. Cheaper systems will simply cut the music once a certain volume has been reached.

Operating times of the outside area

The licence holder has applied to extend the period for when customers can remain outside, to help prevent public disorder the number of customers whom can consume alcohol, food or any beverage outside shall be limited to xxxxx.

Appendix A

Outside CCTV with Audio

To help manage any allegations or incidents of public disorder the licensee shall provide and maintain suitable and sufficient CCTV (closed circuit television system) surveillance systems covering the outside area, this system shall also provide audio recordings. All recordings shall be retained for a minimum period of 10 working days.

The Councils Licensing Department shall be informed on any occasion when the CCTV is or has been inoperative for a period in excess of one working day and shall provide a certificate from a competent person stating the reason for the system being inoperative and the measures which have been taken to satisfy the licence conditions

Signage

The licence holder shall erect and maintain suitable and sufficient conspicuous signage on the exterior of their premises advising patrons that causing any disturbance or disorder will have them removed from the premises.

Public Disorder Policy

The licence holder must provide to the Council's Licencing Department, for approval, a written policy on how to manage public disorder, the policy shall include the requirement to undertake regular checks, record any incidents and what action was taken to reduce the public disorder.

Deliveries

There is a planning condition related to no deliveries to the rear of the property, this is to prevent or reduce nuisance, therefore I cannot support this variation unless it reflects the planning condition.

Windows and doors

I am unable to support this variation in its current form since it allows windows to all elevations to be opened, therefore I can suggest that only windows and doors to the front of the property (adjacent to Liverpool Road) can remain open from 09:30 till 19:00.

Regards

Mr Michael Gowlett