

MINUTES OF A MEETING OF THE
LICENSING SUB-COMMITTEE HELD IN
THE COUNCIL CHAMBER, WALLFIELDS,
HERTFORD ON FRIDAY 26 APRIL 2013,
AT 2.00 PM

PRESENT: Councillor Eric Buckmaster (Chairman).
Councillors R Beeching and K Crofton.

ALSO PRESENT:

Councillors D Andrews, E Bedford and
G McAndrew.

OFFICERS IN ATTENDANCE:

Peter Mannings	- Democratic Services Officer
Paul Newman	- Licensing Manager
George Robertson	- Legal Services Manager
Alison Young	- Development Control Manager

47 APPOINTMENT OF CHAIRMAN

It was proposed by Councillor K Crofton and seconded by Councillor R Beeching that Councillor E Buckmaster be appointed Chairman of the Licensing Sub-Committee for the meeting.

RESOLVED – that Councillor E Buckmaster be appointed Chairman of the Licensing Sub-Committee for the meeting.

48 MINUTES – 26 JUNE 2012 AND 11 MARCH 2013

RESOLVED – that the Minutes of the meetings held on 26 June 2012 and 11 March 2013, be confirmed as correct records and signed by the

Chairman.

49 APPLICATION FOR A PREMISES LICENCE (NO ALCOHOL)
AT PAPA JOHN'S, 13 BALDOCK STREET, WARE, HERTS,
SG12 9DH

The Chairman outlined the procedure to be followed. All those present for the premises licence application were introduced. The Licensing Manager advised the Sub-Committee that the applicant had applied for a premises licence at Papa Johns, 13 Baldock Street, Ware, for the provision of Late Night Refreshment from 11 pm to 1 am on Fridays and Saturdays.

The Sub-Committee was advised that the applicant had agreed to annexe 2 conditions to be included on the premises licence, as detailed at paragraph 2.3 of the report now submitted.

The Licensing Manager advised that Planning Officers had objected to the application on the grounds of public nuisance caused by parking and the use of delivery vehicles in the courtyard behind the premises. Officers were also concerned in respect of the use of the courtyard for cleaning equipment late at night and the running of extractor fans after closing time.

The Sub-Committee was advised that the applicant could apply for a premises licence where there was no planning permission for the hours that had been applied for.

In response to a query from Councillor R Beeching, the Licensing Manager confirmed that the process of applying for planning permission was a separate control regime to the licensing function.

The applicant advised Members that he was a "hands on" manager and had no wish to upset the residents in the vicinity of Papa John's. Members were also advised that a majority of the trade would be take away, with the food either being collected by the customer or delivered to a

home address.

The applicant advised Members that his delivery drivers would only use public areas for car parking so as to avoid disturbing residents in the vicinity of the courtyard to the rear of Papa John's. Members were also advised that no cleaning of equipment would take place in the rear courtyard after 9 pm. The applicant also stated that the extracting fan equipment was positioned at a low level and did not create significant noise.

The applicant stated that he would actively work with residents to resolve any issues of concern. The applicant and his solicitor summarised the reasons why the application for a premises license should be approved. At the conclusion of the representations the Sub-Committee withdrew with the Legal Services Manager and the Democratic Services Officer to consider the evidence.

Following this, they returned and the Chairman announced the decision of the Sub-Committee. Members had listened to the comments of the applicant, and decided to approve the application for the provision of late night refreshment from 11 pm to 1 am on Fridays and Saturdays only, subject to the annexe 2 conditions detailed at paragraph 2.3 and subject to the additional conditions now detailed.

Members were disappointed that no Officers from Development Control had attended the hearing to address the Sub-Committee in respect of Officers' concerns on this application.

RESOLVED – that the application for a premises licence be approved, subject to the annexe 2 conditions detailed at paragraph 2.3 and subject to the following additional conditions:

1. No delivery vehicles be permitted to use the courtyard to the rear of the premises after 11 pm.

2. No cleaning of equipment or vehicles in the courtyard to the rear of the premises after 11 pm.

The meeting closed at 3.05 pm

Chairman

Date