



Complete Agenda

Democratic Service
Swyddfa'r Cyngor
CAERNARFON
Gwynedd
LL55 1SH

Meeting

CENTRAL LICENSING SUB COMMITTEE

Date and Time

11.00 am, TUESDAY, 13TH MARCH, 2018

Location

**Siambr Dafydd Orwig, Council Offices,
Caernarfon, Gwynedd, LL55 1SH**

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(DISTRIBUTED 05/03/18)

CENTRAL LICENSING SUB COMMITTEE

MEMBERSHIP (3)

Councillors

Steve Collings

Jason Wayne Parry

Elfed Williams (Chair)

Dafydd Owen (Substitute)

Local Member

Councillor Annwen Hughes

A G E N D A

1. APOLOGIES

To receive any apologies for absence.

2. DECLARATION OF PERSONAL INTEREST

To receive any declaration of personal interest.

3. URGENT ITEMS

To note any items that are a matter of urgency in the view of the Chairman for consideration.

4. APPLICATION FOR A PREMISES LICENCE

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PARAFEST, SNOWDONIA AEROSPACE CENTRE, LLANBEDR
RUNWAY, LLANBEDR, GWYNEDD LL45 2PX

To consider the above application

PROCEDURE IN LICENSING HEARINGS.

1. A written report will be presented by the Licensing Section
(with a recommendation).
2. Members of the Sub-committee may ask questions of the Council's representative.
3. At the Chairman's discretion the applicant or his representative may ask questions of the Council's representative.
4. The applicant and/or his representative may expand upon the application and call witnesses
5. Members of the sub-committee may ask questions of the applicant and/or his representative
6. At the Chairman's discretion, the Council's representative may ask questions of the applicant or his representative
7. There will be an invitation for each Consultee to support any written observations
8. At the chairman's discretion, the Council's representative, and the applicant or his representative may summarise their case.

All are reminded of the four principles of the Licensing Act 2003 to be considered in all deliberations, namely:

- 1) Crime and Disorder Prevention;**
- 2) Public safety;**
- 3) Public Nuisance Prevention; and**
- 4) Protection of Children from Harm:**

COMMITTEE:	CENTRAL LICENSING SUB-COMMITTEE
DATE:	13 MARCH 2017
TITLE:	APPLICATION FOR PREMISES LICENCE - PARAFEST, SNOWDONIA AEROSPACE CENTRE, LLANBEDR RUNWAY
PURPOSE:	FOR DECISION
AUTHOR:	HEAD OF ENVIRONMENT

APPLICATION RECEIVED

An application is appended for a premises licence from Mark Meadows of Greenfield Events Ltd., 135 Gladstone Street, Winsford, Cheshire CW7 4AU for the 'Parafest' festival to be located on the land of the Snowdonia Aerospace Centre on the Runway in Llanbedr, LL45 2PX.

The applicant's intention is to hold an annual paragliding festival together with a social event and other activities relating to paragliding for pilots and their families. It is the intention of the organisers to hold Licensable activities which are open to the public as part of the festival, such as live music and recorded music. It is intended to offer the sale of alcohol and late night refreshments as part of the provision - in accordance with the times noted in the table below. It is intended to hold the event on the last weekend in July. On-site camping provision would be offered to those who attend the festival.

Officers from the Licensing Authority are satisfied that there is sufficient evidence that the application has been submitted in accordance with the requirements of the Licensing Act 2003 and the relevant regulations and is therefore valid. Since representations which are relevant to the licensing objectives have been made on the application, it is submitted for the consideration of this Sub-committee.

See the attached table for details of the proposed hours.

LICENSABLE ACTIVITIES	PROPOSED LICENCE
Supply of alcohol - On and off the premises	Dydd Iau/Thursday 18:00-01:00 Dydd Gwener/Friday 12:00-01:00 Allanol/Outdoors Dydd Gwener/Friday 23:00-03:00 Dan dol/Indoors Dydd Sadwrn/Saturday 12:00-01:00 Allanol/Outdoors Dydd Sadwrn/Saturday 23:00-03:00 Dan dol/Indoors Dydd Sul/Sunday 12:00-16:30
Live Music - Outdoors	Friday 13:00-00:00 Saturday 13:00-00:00
Recorded music - Indoors and outdoors	Thursday 18:00-01:00 Friday 10:00-01:00 Outdoors Friday 23:00-03:00 Indoors Saturday 10:00-01:00 Outdoors Saturday 23:00-03:00 Indoors Sunday 10:00-17:00
Late night Refreshments - Outdoors	Thursday 23:00-01:00 Friday 23:00-01:00

	Saturday 23:00-01:00
Opening and closing times for the public	Thursday 12:00-01:00 Friday 12:00-03:00 Saturday 12:00-03:00 Sunday 12:00-17:00

Measures recommended by the applicant to promote the licensing objectives

- Robust management and staff training
- It is proposed to implement a Challenge 21 policy when selling alcohol on the premises
- Awareness amongst staff of signs of individuals selling and taking drugs on site
- Compliance with health and safety legislation
- Implementation will be in accordance with the Risk Assessment created for the festival - and in accordance with the final version of the Event Management Plan that will be approved by the Events Safety Advisory Group
- Authorised security staff by the Security Industry Authority (SIA)
- Anti-social behaviour will not be tolerated
- No alcohol sold to customers who are intoxicated
- A sufficient level of lighting provision to promote the licensing objective of public safety
- There will be medical service provision on the site
- No glass on the site
- Each food trader to be registered with the Local Authority and has received a food hygiene score of 3 or higher
- Contact Welsh Water to arrange a connection to the public supply and fully comply with the relevant statutory provisions to secure water supply.
- In relation to public nuisance it is intended to comply with Environmental Health legislation, and the live music and recorded music will be monitored in accordance with an agreement with the Environmental Health Unit which will be included in the Noise Management Plan
- The Public will not have access to the site beyond opening times.

Full details of the recommended measures can be found in section **M** of the application.

CONSULTATION

A consultation was undertaken regarding the application and the following responses were received

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RESPONSES	REPRESENTATIONS
North Wales Police	E-mail – representations
Fire and Rescue Service	Letter – representations
Local Member:	E-mail – representations
Llanbedr Community Council	E-mail – representations
Snowdonia National Park Planning Authority	E-mail – no representations

Environmental Health, Public Protection Unit, Gwynedd Council	E-mail – observations and recommend conditions
Nearby businesses, residents and visitors	Five e-mails of objection

11 e-mails were received - 5 objecting to the application, and observations and recommendations from the rest. The representations were received in relation to the four licensing objectives, namely -

- Prevention of crime and disorder
- Public Safety
- Protection of Children from Harm
- Public nuisance prevention

Comments from North Wales Police

The Police noted that they had no evidence to object to the application, but that it must be ensured that the licensed area's outline Plan submitted with the application is amended to ensure that the location of the bar that supplies alcohol is noted within the outline of the licensed area.

Fire and Rescue Service's Observations

The Service has no objection, but it was noted that the Fire Risk Assessment should be verified through the Safety Advisory Group in addition to the figures of the number of people who could be safely allowed to the different licensed external and internal areas.

Objections - Local Member and Llanbedr Community Council

It was noted that there was no objection in principle to the festival, and that the Community Council and the County Councillor was supportive of the festival's potential contribution to the local economy. Nevertheless, concerns were noted regarding the matters below that are relevant to the licensing objectives:

1. Objection to the proposed late hours of the licence, with an objection to the potential public nuisance if amplified music is approved until 3am in accordance with the application.
2. It was noted that Llanbedr was a quiet area, and that the festival is held on a weekend during the busiest period of the tourist season. It was stated that there were concerns that noise would affect people who are camping in many locations, and that the noise would also carry up to the village.
3. It was recommended that the licensed activities would end at 23:00 during the festival's evenings.
4. Concerns were expressed for the impact of additional traffic pressure for the festival during the rush period of the tourist season - especially on the Llanbedr bridge
5. It was also noted that the heavy traffic would increase the risk of emergency services not being able to access the site and nearby locations, as there is no other way these services could access the location.

Observations and Recommended conditions - Environmental Health Service, Public Protection Unit, Gwynedd Council

The officer notes that they object to the application for amplified music after 1am on the grounds that there is potential for the noise to cause nuisance for the residents of Llanbedr and visitors camping in locations nearby. Furthermore, a recommendation is noted for noise to be managed throughout the

activities in accordance with specific noise conditions, with a condition that music noise is inaudible inside nearby properties between 1 and 3 in the morning.

A number of specific conditions are recommended in terms of attempting to limit noise impact on the nearby population, including -

- a) Organisers to employ a specialist qualified engineer/consultant in acoustics to ensure compliance with the licensing conditions
- b) Paramotors' flying times to be agreed with the Environmental Health officer
- c) Noise consultant to carry out a background noise survey in nearby sensitive residences - locations to be agreed with the Environmental Health officer
- d) Organisers to inform residents in writing about the dates and times of the activities, including sound level checks 20 days before the festival. There will also be a need to provide details of a dedicated phone line which will be made available during the festival for residents complaints of noise disturbance.
- e) Conduct noise propagation tests two hours before the beginning of the event
- f) Noise consultant to discuss the best locations for the sound systems' loudspeakers with the engineers in order to reduce the noise impact.
- g) No amplified music on the site's camping ground
- h) Specific noise levels to be agreed up to 23:00 with a reduction in the levels approved between 23:00 and 01:00 and, if the licence is approved until 3am, it is recommended that the music noise is not heard at all inside nearby properties
- i) Monitoring will be required in accordance with recognised standards throughout the event. The noise consultant will have to contact the sound engineer immediately in order to ensure that they take steps when noise levels are higher than the agreed levels in the licence conditions.
- j) The monitoring results will need to be available to by Environmental Health throughout the festival.
- k) A condition to provide a draft noise report for Environmental Health four weeks after the festival is recommended.

Objections - Local residents

The following points were raised in the correspondence received -

1. Many of the objectors note concerns that the Llanbedr area is quiet, and that visitors and residents reside there due to the tranquillity.
2. Many respondents have noted that evidence has already shown that music noise from major events held in the outdoors carries a great distance, such as when the No. 6 Festival is held, and Wakestock in the past.
3. It is noted that the aeroplane Hanger intended to be used for music and the sale of alcohol after 1am has not been designed or built to reduce noise impact in any way.
4. Many respondents who represent camping businesses or holiday Units note that they have policies for no noise at all after 23:00 on their sites, and that any noise would impact visitors on these sites.
5. Two respondents note a concern about the impact late night noise would have on families with young children. One respondent notes that he brings his son, who is autistic, to camp on the Mochras site nearby because his condition means that he cannot tolerate noise.
6. Concern is expressed that no details have been given to nearby residents with regard to noise precautions.
7. One respondent has confirmed that he had received evidence from Caerwys Community Council that the festival had caused various noise complaints when the same event was held in the area in 2016 and 2017.

8. The request for this Committee to consider limiting the operational hours of the festival to 23:00 only is noted in many responses
9. Concerns are stated that the Public's safety is undermined due to traffic on narrow access roads during busy periods.
10. Concern is noted that the event will limit access for emergency services to nearby locations.
11. One respondent notes a concern that the event will create difficulties with the pressure of the water supply in the area, as there would be a need to connect to the public supply.
12. References are made to relevant clauses in Gwynedd Council's Statement of Licensing Policy by one respondent.

See the appendix of the report for full details regarding the objections received.

Policy context - Gwynedd Council's Statement of Licensing Policy 2015 - 2020

The Council's current Statement of Licensing Policy (see appendix) must be considered when making a decision for an application for a licensed premises licence. Naturally, the Policy encourages consideration on any elements that are likely to undermine the four licensing objectives; but, in addition, consideration of wider factors are encouraged.

The committee's attention is drawn to clause 3.0.6 and 3.0.7 of the Policy, namely -

3.0.6 "The licensing authority recognises that the entertainment industry in Gwynedd is a contributor to the local economy. It attracts tourists and visitors, makes for vibrant towns and communities and is a major employer. Commercial occupiers of premises also have a legitimate expectation of an environment that is attractive and sustainable for their businesses. But there must be a balance with the needs of the residential population, whose amenity the licensing authority has a duty to protect.

3.0.7 "The Council will also have regard to wider considerations affecting the amenity of any area. These include littering and fouling, noise, street crime and the capacity of the county's infrastructure, resources and police resources to cope with the influx of visitors, particularly at night."

In terms of the licensing objective of preventing public nuisance, the policy requires the following to be considered:

3.3.4 "The licensing authority is committed to ensuring that the living and working amenity and environment of other persons living and working in the area of the licensed premises is not compromised."

3.3.5 "When considering the potential impact of licensed premises on the surrounding locality, the licensing authority will consider the following:

- *the licensable activities applied for*
- *the hours of operation applied for*
- *the capacity of the premises*
- *the character of the area*
- *proximity to local residents."*

RECOMMENDATION

The Committee is requested to consider the application in accordance with the requirements of the Licensing Act 2003 and the Council's Statement of Licensing Policy.