



Complete Agenda

Democratic Service
Swyddfa'r Cyngor
CAERNARFON
Gwynedd
LL55 1SH

Meeting

CENTRAL LICENSING SUB COMMITTEE

Date and Time

2.00 pm, THURSDAY, 20TH MAY, 2021

Location

Virtual Meeting

Contact Point

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(DISTRIBUTED 13/05/21)

CENTRAL LICENSING SUB COMMITTEE

MEMBERSHIP (3)

Councillors

Annwen Hughes (Chair)

Angela Russell

Gareth Williams

Eryl Jones-Williams (Substitute)

Local Member

Councillor Dewi Wyn Roberts

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

5 - 7

Black Sheep, Lon Pont Forgan , Abersoch

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:**

Agenda Item 4

COMMITTEE:	CENTRAL LICENSING SUB-COMMITTEE
DATE:	20 May 2021
TITLE:	APPLICATION FOR PREMISES LICENCE – BLACK SHEEP, ABERSOCH
PURPOSE:	FOR DECISION
AUTHOR:	HEAD OF ENVIRONMENT DEPARTMENT

1. APPLICATION RECEIVED

- 1.1 An application is attached for a premises licence for Black Sheep, 1 Lôn Pont Morgan, Abersoch, Pwllheli LL53 7AN from the applicant, Heidi Mckinnell. The applicant is seeking a premises licence for a steakhouse and café on the outskirts of the village of Abersoch.
- 1.2 The application is made in relation to the sale of alcohol, provision of late night refreshments and recorded music, and all provided on and off the premises.
- 1.3 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.
- 1.4 Several objections to the application have been received from nearby residents, and concerns have been expressed by the Local Member and Llanengan Community Council. Full agreement has not been reached between the applicant and the Public Protection Department, in terms of a compromise to reduce the external hours of the premises regarding recorded music and alcohol provision, in line with other similar premises in the village.

See the attached table for details of the proposed hours:

Oriau Agor / Opening Hours:

Nos Galan i ddod i ben am 01:30 :: New Year's Eve to cease at 01:30hrs

Dydd Sul/Sunday	09:00	-	00:30
Dydd Llun/Monday	09:00	-	00:30
Dydd Mawrth/Tuesday	09:00	-	00:30
Dydd Mercher/Wednesday	09:00	-	00:30
Dydd Iau/Thursday	09:00	-	00:30
Dydd Gwener/Friday	09:00	-	00:30
Dydd Sadwrn/Saturday	09:00	-	00:30

Gweithgareddau Trwyddedawdy / Licensable Activities:

Cerddoriaeth wedi ei Recordio/Recorded Music: Dan do ac Awyr Agored : Indoors and Outdoors

Nos Galan i ddod i ben am 01:00 :: New Year's Eve to cease at 01:00hrs

Dydd Sul/Sunday	09:00	-	23:00
Dydd Llun/Monday	09:00	-	23:00
Dydd Mawrth/Tuesday	09:00	-	23:00
Dydd Mercher/Wednesday	09:00	-	23:00
Dydd Iau/Thursday	09:00	-	23:00
Dydd Gwener/Friday	09:00	-	23:00
Dydd Sadwrn/Saturday	09:00	-	23:00

Lluniaeth yn Hwyr y Nos/Late Night Refreshments:Dan do ac Awyr Agored :: Indoors and Outdoors

Nos Galan i ddod i ben am 01:00 :: New Year's Eve to cease at 01:00hrs

Dydd Sul/Sunday	23:00	-	24:00
Dydd Llun/Monday	23:00	-	24:00
Dydd Mawrth/Tuesday	23:00	-	24:00
Dydd Mercher/Wednesday	23:00	-	24:00
Dydd Iau/Thursday	23:00	-	24:00
Dydd Gwener/Friday	23:00	-	24:00
Dydd Sadwrn/Saturday	23:00	-	24:00

Cyflenwi Alcohol/Supply of Alcohol: Ar ac oddi ar yr Eiddo :: Both on and off the Premises

Alcohol tu allan i ddod i ben am 22:00 awr

Nos Galan i ddod i ben am 01:00

Outside Alcohol to cease at 22:00hrs

New Year's Eve to cease at 01:00hrs

Dydd Sul/Sunday	09:00	-	00:00
Dydd Llun/Monday	09:00	-	00:00
Dydd Mawrth/Tuesday	09:00	-	00:00
Dydd Mercher/Wednesday	09:00	-	00:00
Dydd Iau/Thursday	09:00	-	00:00
Dydd Gwener/Friday	09:00	-	00:00
Dydd Sadwrn/Saturday	09:00	-	00:00

2. Measures recommended by the applicant to promote the licensing objectives

The measures recommended by the applicant include the following -

- CCTV recording system to be operational to the satisfaction of the Police and the Council, and premises recordings will be provided for a minimum of 28 days
- Detailed training will be provided to employees on licensing aspects including CCTV, Health and Safety, checking ID cards etc.
- There will be a strict time schedule for when children can be on the premises and they must be under the supervision of their parents
- Safety signage will be provided and assurance given that no waste disposal such as the disposal of bottles will occur late at night

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

3. CONSULTATION

The application was consulted upon and the following responses were received -

RESPONSES	REPRESENTATIONS
Neighbouring residents	9 objections
Local Councillor	E-mail – observations
Public Protection Department	Observations and conditions
North Wales Police	No observations
Planning Department	No observations

3.1 Members of the public and neighbouring residents

Nine e-mails have been received objecting to the application and reference has been made to each of the licensing objectives. The concerns highlighted are crime and disorder matters deriving from anti-social behaviour, litter and mainly matters regarding noise due to the proposed external hours. It was also noted that the premises was close to a busy road that needs to be crossed to attend the premises, lack of pavement and parking issues.

3.2 Local Councillor

It was proposed that there should be further discussion in the licensing committee regarding the external area due to concerns about noise, music, closing hours and parking resource.

3.2 Community Council

Several observations on the application have been highlighted by the Community Council stemming from past experience. The main matters that have caused concern are the hours of the outdoor area in terms of noise pollution, road safety and parking, crime and disorder and anti-social behaviour.

3.3 Public Protection

An attempt has been made to reach a compromise with the applicant, in order to address the concerns regarding use of the outdoor area for customers with alcohol and recorded music up to 23:00. The applicant has amended the application up to 21:00, however, the Department continues to object on the grounds that this is a residential area and similar businesses with outdoor areas have limited their hours in other parts of the village.

The applicant has not noted whether planning consent has been received to use the outdoor areas of the premises, and therefore the applicant should confirm if there is permission or if seeking planning permission to include the outdoor area, should the application be approved

4 RECOMMENDATION

It is recommended that this Committee refuses the application – in accordance with what has been highlighted in the consultation and in accordance with the requirements of the Licensing Act 2003.