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| COMMITTEE: | CENTRAL LICENSING SUB-COMMITTEE |
| DATE: | 26 JULY 2017 |
| TITLE: | APPLICATION FOR PREMISES LICENCE - TY CASTELL, 18 HIGH STREET, CAERNARFON |
| PURPOSE: | FOR DECISION |
| AUTHOR: | HEAD OF ENVIRONMENT |

APPLICATION RECEIVED

An application is appended for a premises licence for Tŷ Castell, 18 High Street, Caernarfon, LL55 1RN by Gareth Fôn Jones and Roland Evans, Parc, Dinas, Caernarfon, LL54 5UF.

The property is a new restaurant with a five bedroom boutique hotel.

The application is in respect of the supply of alcohol, live and recorded music, and the provision of late night refreshment. It is intended to occasionally offer live acoustic music, and it is not anticipated that the live music will be held late at night. It is understood that the recorded music will be in the background only. A request is made for permission to serve late night refreshments and alcohol later on bank holidays.

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 that 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 | Monday 11:00-02:00 Tuesday 11:00-02:00 Wednesday 11:00-02:00 Thursday 11:00-02:00 Friday 11:00-02:00* Saturday 11:00-02:00 Sunday 11:00-01:00 *The restaurant can be open until 02:30 on bank holidays |
| Live Music - Indoors | Monday 12:00-00:00 Tuesday 18:00-00:00 Wednesday 18:00-00:00 Thursday 18:00-00:00 Friday 12:00-01:00 Saturday 12:00-01:00 Sunday 12:00-00:00 |
| Recorded Music - Indoors | Monday 08:00-00:00 Tuesday 08:00-00:00 Wednesday 08:00-00:00 Thursday 08:00-00:00 Friday 08:00-01:00 Saturday 08:00-01:00 Sunday 08:00-00:00 |

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|--|--|
| <p style="text-align: center;">Late night refreshment provision - indoors</p> | <p>Monday 23:00-00:00 Tuesday 23:00-00:00 Wednesday 23:00-00:00 Thursday 23:00-00:00 Friday 23:00-01:00 Saturday 23:00-01:00</p> |
| <p style="text-align: center;">Opening and closing hours for the public*</p> | <p>Monday 08:00-02:00 Tuesday 08:00-02:00 Wednesday 08:00-02:00 Thursday 08:00-02:00 Friday 08:00-02:30 Saturday 08:00-02:30 Sunday 08:00-01:30 * The restaurant can be open until 02:30 on bank holidays</p> |

Measures recommended by the applicant to promote the licensing objectives

- It is proposed to request ID from individuals who look younger than 25 and provide guidance to staff on how to ask for valid ID
- It is proposed to maintain CCTV camera systems within both entrances and the stairs which lead to the bedrooms
- Promote the licensing objectives amongst staff
- No drugs policy
- Staff training on how to deal with violent behaviour
- Non-residents will be asked to leave the premises quietly

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 -

| RESPONSES | REPRESENTATIONS |
|--|-------------------------------------|
| | |
| Town Council | Letter - support the application |
| Neighbouring residents | Two letters of objection |
| Gwynedd Council Planning Service | Letter – no objection |
| Public Protection Service, Gwynedd Council | Observations and propose conditions |

Objections - Local residents

Two letters were received objecting to the late opening hours, the sale of alcohol and entertainment based on the licensing objective of preventing public nuisance. Both responders said that, in principle, they were supportive of the proposed development; but they had concerns regarding the possible effect of the application's late hours on public nuisance, with people creating noise when leaving the property late at night and impairing on neighbouring residents.

It was also noted that there were a number of licensed properties already in the area and there were concerns that another licensed property would increase the noise potential.

Observations - Public Protection

Concerns were noted by officers of the Service regarding the potential of noise nuisance due to the proposed late hours for licensed activities on the property. Following discussions with the applicant, it was agreed to implement a reduction in the hours of licensed activities and to accept specific noise conditions as part of the licence's operating schedule conditions. It was agreed to reduce the hours of the licensable activities to 00:00 Monday to Saturday, and until 22:00 on Sunday night. An extension of an hour to these hours on bank holidays was agreed.

RECOMMENDATION

The Committee is requested to consider the application in accordance with the requirements of the Licensing Act 2003.