

# LICENSING ACT 2003

## Environmental Health TEN Consultation Response

Date Received: 14/6/18

Name of Applicant: John William Berry

Address to which application relates: Alderley Edge Cricket Club  
Moss Lane  
Alderley Edge  
SK9 7HN

Date of event(s): Wednesday 27<sup>th</sup> June – Sunday 1<sup>st</sup> July 2018 (inclusive)

<b>JUNE 2018</b>	Wednesday 27 <sup>th</sup>	18:00 - 23:00
	Thursday 28 <sup>th</sup>	11:00 – 18:00
	Friday 29 <sup>th</sup>	19:00 – midnight
	Saturday 30 <sup>th</sup>	midnight – 01:00
<b>JULY 2018</b>	Sunday 1 <sup>st</sup>	15:00 – 23:00
		12:00 – 18:00

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Approve

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Object on grounds 'of the prevention of public nuisance.'

### COMMENTS

- There is a history of noise complaints concerning 'TEN' events held within marquees in the grounds of Alderley Edge Cricket Club.
- No noise mitigation / noise controls submitted as part of the current 'TEN'
- Due to the potential severity of adverse impact and the potential to create a 'public nuisance' arising from the number of events occurring consecutively over a five day period, such discussions should be held in open forum before the Licensing Committee.

### COMPLAINT HISTORY

The club has a history of noise complaints from residents in proximity to the club arising from TEN's. The most recent noise complaint concerned Friday 24/3/18 until 1am– end of season ball held under a TEN.

Over the last two years every TEN held within a marquee within the grounds of the club has generated noise complaints: April 2018, July 2017 and April 2017. Prior to 2017 noise complaints were received in 2012 concerning a TEN event that generated seven complaints:

Date	Noise Complainant Details	'TEN'
5/4/18	24/3/18 - loud music till 1pm and Saturday 25/3/18 - loud music until 2pm +	TEN - Tennis & Hockey End of Season Ball 23/3/18 - 25/3/18 19:00 -01:00
3/7/17	Music playing in a marquee until 1am.	TEN 30th June, 1st July and 2nd July 2017 19.00-01.00, 19.00-01.00 and 13.00-19.00
3/4/17	Amplified music from marquee event until 1am.	TEN 31st March 6pm to 1am on 1/4/2017 for a tennis fund raising ball and another EVENT on 1st April 7pm to

		1am on 2nd April - end of season dinner dance for the hockey club.
28/6/12	Entertainment Noise from TENs Events	TEN 27 June 2012 – 1 July 2012

The most recent noise complaint concerned Friday 24/3/18 until 1am– end of season ball held under a TEN.

### **TEN EVENTS**

The TEN for the proposed June/July 2018 events, covers numerous entertainment events to be held over five consecutive days on and nights: Wednesday 27<sup>th</sup> June – Sunday 1<sup>st</sup> July 2018 (inclusive). Events held on Thursday and Sunday to terminate at 18:00.

The events are to be held within a temporary marquee structure, erected within the grounds of the cricket club. Marquees are acoustically weak structures and this Directorate has experience dealing with noise complaints arising from events held within marquees, significantly negatively impacting noise sensitive dwellings.

In respect of the TEN, I do not consider it is possible to hold regulated entertainment events without music being audible within potentially noise sensitive residential properties.

The events are to be held consecutively over five days and nights. I consider that it is highly likely that any entertainment held during this time-frame would result in a public nuisance.

The five consecutive events are to commence from mid week Wednesday 27<sup>th</sup> June 2018 (event terminates at 23:00); it is reasonable to assume that residents in close proximity to the cricket club grounds will need to be up for work and school.

Events on Friday 29<sup>th</sup> June 2018 are to terminate at 1am on Saturday 30<sup>th</sup> June; with a further event on Saturday 30<sup>th</sup> June 2018 commencing at 3pm and terminating at 11pm.

The applicant has stated that the event on Friday 28<sup>th</sup> June 2018 will be 'live music to finish by 11.30pm', 'recorded music to finish by 1am'.

The applicant has stated that the event on Saturday 30<sup>th</sup> June 2018 will be 'recorded background music (to finish by 22:00).

The number of entertainment events held within an acoustically weak marquee structure is excessive and would fail to meet the licensing objective for the prevention of public nuisance.

### **NOISE CONTROL**

The application does not include how noise has been taken into consideration in respect of minimising the impact to neighbours e.g. letter drop, volume control, management control, noise monitoring, providing a contact number for any complaints during the events etc.

### **CONCLUSION**

Consequently Environmental Health objects to the granting of the Temporary Event Notice under the 'prevention of public nuisance' licensing objective

**SIGNED:**      **Stephanie Bierwas, Enforcement Officer, Environmental Protection**  
**DATED:**      **14/6/18**