

LICENSING ACT 2003

Environmental Health TEN Consultation Response

Date Received: 30 January 2013

Name of Applicant: Ilana higham

Address to which application relates: Aldeli
London road
Alderley edge
Cheshire

Date of event(s): 9th to 10th March 2013

☐ Approve

☒ Object Grounds :- Prevention of Public Nuisance

Observations

Aldeli is a fairly new licensed premises, having benefited from a change of use from a garage showroom/ sales office. We understand that the building has some form of listing protection being a unique round wholly glazed structure with only single glazing. The access does not benefit from a lobby / protected vestibule access and egress.

It is located in close proximity to residential dwellings/ Flats backing on to Davey Lane from Lynton Lane.

We believe that the proposed TEN use of opening and DJ until 2am on a Sunday morning will have significant detriment to the local area causing public nuisance to many homes in the vicinity. The building will not be able to contain the noise from such an event be that amplified music- DJ announcement and people noise during the calibration event- due to the nature of its construction and design. Being and all glass walled structure and single glazed with door opening from the venue room to outside.

In addition to this there is a strong potential for noise from people and vehicles leaving this event.

The applicant is well aware as to the noise sensitive nature of the area having been advised by this department of noise complaints from various uses and also in the premises licence application process where we provided much input and awareness. It is noted that Mr Higham volunteered his current opening times to take this into account the sensitive nature of this area this is also reflected in the outside areas curfew.

This in turn is reflected in the premises planning permission where a joined up approach was taken to have the licence and planning synchronised to 23.00hrs being the latest permitted on a Saturday night.

Thus this request falls outside the permitted planning permission time frame , which again was set to try and prevent disturbance from this use at neighbouring homes.

Following discussion with Mr Higham we understand that it is his plan to withdraw this TENs application rather than have it refused but due to the time frames involved this has not happened within the time frame for our objections thus rather than loose our opportunity we have had to make this formal representation.

Consequently Environmental Health must regretfully object to the granting of the Temporary Event Notice under the licensing objective of the prevention of public nuisance.

Signed.....Hamish Roscoe senior enforcement Officer Cheshire east Council Environmental
health Dept.....
date.....1.2.13.....