

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Licensing Act Sub-Committee**
held on Monday, 11th March, 2013 at Meeting Room B, Macclesfield Library,
Jordangate, Macclesfield, Cheshire SK10 1EE

PRESENT

Councillor P Whiteley (Chairman)

Councillors M Hardy and A Harewood

OFFICERS IN ATTENDANCE

Fiona Crane, Lawyer
Kim Evans, Licensing Team Leader
Jim Hopper, Licensing Officer
Julie North, Senior Democratic Services Officer

31 APPOINTMENT OF CHAIRMAN

RESOLVED – That Councillor P Whiteley be appointed Chairman.

32 DECLARATIONS OF INTEREST

There were no declarations of interest.

33 APPLICATION FOR VARIATION OF PREMISES LICENCE, PICCOLINO, 95 KING STREET, KNUTSFORD, WA16 8JJ

The Sub-Committee considered a report regarding an application to vary the Premises Licence for Piccolino, 95 King Street, Knutsford, WA16 8JJ.

The following attended the hearing and made representations with respect to the application:

- the applicant
- a solicitor representing the applicant
- two representatives of Cheshire East Council Environmental Protection

After a full hearing of the application and in accordance with the rules of procedure, the Chairman of the Sub-Committee reported that, after taking account of:

- The Secretary of State's Guidance under section 182 of the Licensing Act 2003
- Cheshire East Borough Council's Statement of Licensing Policy

- The four licensing objectives (namely the prevention of crime and disorder, public safety, the prevention of public nuisance, and the protection of children from harm)
- All the evidence, including the oral representations made at the meeting and the written representations of interested parties the following course of action had been agreed:

RESOLVED - That the variation be granted as applied for, subject to the following additional agreed conditions:

- (1) The first floor terrace shall be open to customers only between the hours of 09.00 and 23.00 daily
- (2) Waiter/waitress service shall be provided at all times on the first floor terrace and staff shall be present at all times
- (3) There shall be no vertical drinking on the first floor terrace
- (4) There shall be no disposal of bottles outside the premises between 21.00 and 09.00
- (5) There shall be no disposal of refuse outside the premises or deliveries made to the premises between 21.00 and 07.00
- (6) The use of low power, low noise speakers shall be used on the first floor terrace only providing these comply with the specific requirements and limitations as detailed in the acoustic report by Sol Acoustics
- (7) The DPS or Duty Manager will ensure that any noise emanating from the premises shall not cause a noise nuisance to nearby noise sensitive premises. Regular checks shall be made at the boundary of nearby properties to ensure that no noise nuisance is being caused. Details of these checks shall be recorded in a log kept for this purpose.

The applicant and parties who had made relevant representations were reminded of the right to appeal the decision to the Magistrates Court within 21 days.

The meeting commenced at 10.00 am and concluded at 12.30 pm

Councillor P Whiteley (Chairman)