

Licensing Act Sub-Committee

Agenda

Date: Friday, 24th May, 2024
Time: 10.00 am
Venue: Council Chamber - Town Hall, Macclesfield, SK10 1EA

The agenda is divided into 2 parts. Part 1 is taken in the presence of the public and press. Part 2 items will be considered in the absence of the public and press for the reasons indicated on the agenda and in the report.

It should be noted that Part 1 items of Cheshire East Council decision-making meetings are audio recorded and the recordings are uploaded to the Council's website.

PART 1 – MATTERS TO BE CONSIDERED WITH THE PUBLIC AND PRESS PRESENT (Pages 3 - 6)

1. **Appointment of Chair**

To appoint a Chair for the meeting.

2. **Declarations of Interest**

To provide an opportunity for Members and Officers to declare any disclosable pecuniary interests, other registerable interests, and non-registerable interests in any item on the agenda and for Members to declare if they have pre-determined any item on the agenda.

3. **Application for a Premises Licence - Bollington Brewing Co. LTD, Brook Mill, Parker Street, Macclesfield, SK11 7BQ** (Pages 7 - 44)

To consider the above application.

Membership: Councillors C Bulman, A Heler and J Place

For requests for further information

Contact: Sam Jones
Tel: 01270 686643
E-Mail: samuel.jones@cheshireeast.gov.uk

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CHESHIRE EAST COUNCIL

Procedure for Hearings – Licensing Act 2003**The Licensing Committee**

The full Licensing Committee consists of fifteen elected Members of the Council. From this full Committee will be drawn sub-committees of three members to deal with licensing functions under the Licensing Act 2003. The Chairman and Vice Chairman of the Licensing Committee shall have the discretion to refer a matter up to a hearing of the full Licensing Committee.

Officers at Hearings

- **The Committee Officer** introduces all parties and records the proceedings
- **The Legal Adviser** provides independent advice to the Members on legal matters and procedure.
- **The Licensing Officer** will introduce the matter and outline the application; the officer will also answer any questions Members may have.

PROCEDURE

NOTE: If the Sub-Committee has not already elected a Chairman, that will be the first item of business.

1	Chairman	The Chairman will: (i) call the matter to be considered (ii) call for any declarations of interest (iii) ask all parties to introduce themselves (iv) summarise the procedure to be followed at the hearing (v) will consider any request made by a party for another person to appear at the hearing (v) will advise the parties of any maximum period of time in which it has to present its case (if a maximum is imposed this shall be equal for all parties)
2	Licensing Officer	Will introduce and summarise the application, highlighting areas of contention or dispute.
3	Committee Members	May ask questions of the Licensing Officer
4	Applicant	Will present his/her case, calling witnesses, as appropriate. <i>(If necessary, applicant will produce any notices required by law. Legal Adviser will draw attention to this if required.)</i>

5	Responsible Authorities (who have made representations)	Each in turn may ask <u>questions</u> of the applicant, by way of clarification.
6	Other Persons (who have made representations)	To be invited to ask <u>questions</u> of the applicant, by way of clarification. <i>It is normal practice for a spokesperson only to speak on behalf of a group of residents.</i>
7	Committee Members	Each in turn may ask <u>questions</u> of the applicant.
8	Applicant	May make a <u>statement</u> or ask his witnesses to clarify any matters which he feels are unclear, or may have been misunderstood.
9	Responsible Authorities	Will make their representations.
10	Applicant	Or his representative or witnesses to ask <u>questions</u> of Responsible Authorities represented at the meeting, by way of clarification.
11	Other Persons (who have made representations)	May ask <u>questions</u> of the Responsible Authorities represented at the meeting, by way of clarification. (Note: This is not the point at which they should be stating their objections.)
12	Committee Members	May ask <u>questions</u> of the Responsible Authorities represented at the meeting
13	Other Persons (who have made representations)	Those who have objected to the application will be invited <u>to make observations on the application</u> and present the bases of their objections.
15	Applicant	Or his representative or witnesses may ask <u>questions</u> of the other persons, by way of clarification.
16	Committee Members	May ask <u>questions</u> of the other persons.
17	Chairman	To invite both Responsible Authorities and Other Persons to make their closing addresses.

18	Applicant	Or his representative will <u>briefly summarise the application</u> and comment on the observations and any suggested conditions.
19	Committee	<u>Will retire</u> to consider the application. The Committee may request the Legal Advisor to advise on legal issues.
20	Committee	Will return to <u>give its decision</u> , with reasons, which will be announced by the Chairman and subsequently confirmed in writing to the applicant and to all the parties that made representations. In cases where a decision cannot be given at the end of the hearing, parties will be advised of the decision within five working days.

Notes

1. The hearing shall normally be held in public. There may be occasions on which the Committee find it necessary to exclude members of the press and public; any such decision will be taken on the basis that the public interest in doing so outweighs the public interest in the hearing, or that part of the hearing taking place in public.
2. The Chairman may require any person behaving in a disruptive manner to leave the hearing and may (a) refuse to permit that person to return, or (b) permit him/her to return only on such conditions as the authority may specify, but any such person may submit in writing any information which they would have been entitled to provide orally if they had not been required to leave.
3. Prior to the hearing each party shall have given notification and served documentation (eg statements of witnesses or reports of experts) as required. Late representations and evidence will only be considered with the agreement of all parties.
4. Anyone entitled to be heard may be represented by any person, whether or not that person is legally qualified.
5. Hearsay will be permitted but the Sub-Committee will be reminded to give it appropriate weight.
6. Due note shall be taken of the provisions of the Hearings Regulations 2005.
7. The Chair may, in the interests of expediency or convenience of the parties, vary the procedure from time to time, provided notice is given to the parties and the rules of natural justice are observed.

Summary of Procedure

1. Chairman appointed (if this has not been done previously).
2. Chairman to call for declarations of interest and request that all parties introduce themselves.
3. Chairman summarises the procedure for the hearing
4. The Licensing Officer summarises the application
5. Applicant to present his/her case.
6. Applicant to be questioned by all parties (to clarify points only) following which, he/she can clarify any other matters which he/she feels may have been misunderstood when the application was presented.
7. Applicant to be questioned by the Committee.
8. Responsible Authorities to make their representations following which they can be questioned by all parties by way of clarification.
9. Other Persons will be invited to present the bases of their objections, following which they can be questioned by all parties by way of clarification.
10. The applicant will be invited to sum up his/her case
11. Committee/Sub-Committee withdraws to make its decision
12. Committee/Sub-Committee returns to announce its decision to all present.

Licensing Act Sub-Committee

24 May 2024

Application for a Premises Licence –

BOLLINGTON BREWING CO. LTD

BROOK MILL, PARKER STREET,

MACCLESFIELD, SK11 7BQ

Report of: Peter Skates, Acting Executive Director – Place

Ward(s) Affected: Macclesfield East

Purpose of Report

- 1 To allow Members of the Sub-Committee to determine a contested application for a new premises licence made under the Licensing Act 2003 for the following premises:

BOLLINGTON BREWING CO. LTD,

BROOK MILL, PARKER STREET, MACCLESFIELD, SK11 7BQ

Executive Summary

- 2 The report provides details of an application for a Premises Licence, under section 17 of the Licensing Act 2003, sets out the relevant representations made, and outlines the evidence presented by the parties in relation to the application.

RECOMMENDATIONS

The Licensing Act Sub-Committee is requested to consider the application and any relevant representations and determine what steps, if any, it considers are appropriate to promote the Licensing Objectives.

Background

- 3 On 2nd April 2024 an application was received by the Licensing Department for a new Premises Licence in respect of a premises known as Brook Mill, Parker Street, Macclesfield, SK11 7BQ.

The application was sent for consultation the same day (2nd April 2024). The last date for representations to be made was 29th April 2024. A copy of the full application and plan is attached to this report at **Appendix 1**.

- 4 A map of the area in which the premises is located is attached to this report at **Appendix 4**.
- 5 The operating schedule indicates that the relevant licensable activities that will be carried out if this application is successful are; the supply of alcohol.
- 6 The hours applied for are as follows:

Supply of alcohol (for consumption on & off the premises)

Monday to Sunday – 09:00hrs to 23:00hrs

Consultation and Engagement

- 7 Licensing records show that the Public Notice that is required to be displayed at or near the proposed premises in accordance with the Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005, has been inspected by a Licensing Officer on 12th April 2024 and confirmed to be present, and met the requirements under the regulations. The Public Notice has also been duly advertised in the Macclesfield Express, as required.

- 8 Responsible Authorities:

The Licensing Authority has received representations from Cheshire Police and Environmental Protection, which includes proposed conditions agreed with the applicant. A copy of the representations are attached to this report at **Appendix 2**.

- 9 Other Persons:

The Council received three representations against the application, from members of the public. A copy of the representations are attached to this report at **Appendix 3**.

Reasons for Recommendations

- 10 The Licensing Act Sub-Committee has the power to determine this application in accordance with the provisions of the Licensing Act 2003 and the Council's Constitution.
- 11 Acting in the capacity of the Licensing Authority, Members must seek to promote the Licensing Objectives and where Members consider that matters have engaged one or more of the Objectives, they may exercise their discretion. The Licensing Objectives are:
 - The prevention of crime and disorder
 - Public Safety

- The prevention of public nuisance
- The protection of children from harm

Other Options Considered

- 12 No other options have been considered because the process for determining contested applications is set by legislation.

Implications and Comments

Monitoring Officer/Legal

- 13 The Sub Committee must determine this application in accordance with section 18 of the Licensing Act 2003. To do so otherwise would render its determination unlawful and invalid.
- 14 In accordance with the provisions of section 18 (3)(b) of the Licensing Act 2003 the Licensing Authority Sub Committee must, having regard to the representations, made in this application take such steps (if any) as it considers appropriate for the promotion of the licensing objectives.
- 15 Section 18 (4) provides that the authority may:
- I. Grant the licence subject to conditions as are consistent with the operating schedule accompanying the application, modified to such extent as the authority considers appropriate for the promotion of the licensing objectives and any mandatory conditions that must be included on the licence in accordance with the Licensing Act 2003
 - II. Exclude from the scope of the licence any of the Licensable Activities to which the application relates
 - III. Refuse to specify a person in the licence as the Premises Supervisor
 - IV. Reject the application
- 16 Members are reminded that should any conditions be added or amended, they should be practical, enforceable and appropriate to promote the Licensing Objectives.
- 17 Members of the Licensing Sub-Committee are reminded that they may not exercise discretion in any case, merely because it considers it desirable to do so. Careful consideration should be given to the application and the evidence presented by the parties in relation to the application.
- 18 Members are also reminded of the statutory obligation placed on the Local Authority under section 17 of the Crime and Disorder Act 1998 to through all of its various functions, and Licensing is one of those functions to do all that it can to prevent Crime and disorder, Anti-social Behaviour, behaviour adversely affecting the environment and reoffending.

- 19 Members must give reasons for their determination and notice of it must be communicated to the parties to this application. If Members depart from the Statutory Guidance or the Council's Statement of Licensing Policy then their decision notice must set out the reasons for doing so.
- 20 Finally, Members are also reminded that in determining the application, consideration also needs to be given to:
- The rules of natural justice
 - The provisions of the Human Rights Act 1998

Section 151 Officer/Finance

- 21 There are no financial implications.

Policy

- 22 The Licensing Authority has adopted a Statement of Licensing Policy in accordance with section 5 of the Licensing Act 2003.
- 23 The Licensing Authority must also have due regard to the guidance issued under section 182 of the Licensing Act 2003.
- 24 Members should provide reason(s) for any decision taken and should set out the reasoning where they determine to depart in any way from the Policy or Guidance.

Equality, Diversity and Inclusion

- 25 There are no equality implications.

Human Resources

- 26 There are no human resources implications.

Risk Management

- 27 The Licensing Sub-Committee will hear representations made on behalf of both the applicant and the 'relevant person' who has submitted their representation and will make a decision on the basis of the evidence presented to it. The Licensing Act 2003 makes provision for appeal to the Magistrates' Court of any decision made by the Licensing Authority.

Rural Communities

- 28 There are no implications for rural communities.

Children and Young People including Cared for Children, care leavers and Children with special educational needs and disabilities (SEND)

- 29 There are no implications for children and young people.

Public Health

30 There are no direct implications for public health.

Climate Change

31 There are no implications for climate change.

Access to Information	
Contact Officer:	Martin Kilduff, Licensing Enforcement Officer Licensing@Cheshireeast.gov.uk 0300 123 5015
Appendices:	Appendix 1 – Application & Plan Appendix 2 – Representations from Responsible Authorities Appendix 3 – Representations from Other Persons Appendix 4 – Map of General Area
Background Papers:	Revised Guidance issued under section 182 of the Licensing Act 2003 (publishing.service.gov.uk) Council's Statement of Licensing Policy published under section 5 of the Licensing Act 2003 Licensing Act 2003 The Licensing Act 2003 (Hearings) Regulations 2005

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Cheshire East
Application for a premises licence
Licensing Act 2003

For help contact
licensing@cheshireeast.gov.uk
 Telephone: 0300 123 5015

* required information

Section 1 of 19

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference	<input type="text" value="Not Currently In Use"/>	This is the unique reference for this application generated by the system.
Your reference	<input type="text" value="Brook Mill 2024"/>	You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.
Are you an agent acting on behalf of the applicant? <input type="radio"/> Yes <input checked="" type="radio"/> No		Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name	<input type="text" value="Lee"/>	
* Family name	<input type="text" value="Wainwright"/>	
* E-mail	<input type="text" value="lee@bollingtonbrewing.co.uk"/>	
Main telephone number	<input type="text" value="07795 550072"/>	Include country code.
Other telephone number	<input type="text" value="07795 550072"/>	
<input type="checkbox"/> Indicate here if you would prefer not to be contacted by telephone		

Are you:

<input checked="" type="radio"/> Applying as a business or organisation, including as a sole trader	A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.
<input type="radio"/> Applying as an individual	

Applicant Business

* Is your business registered in the UK with Companies House?	<input checked="" type="radio"/> Yes <input type="radio"/> No	
* Registration number	<input type="text" value="06660360"/>	
* Business name	<input type="text" value="Bollington Brewing Co. Ltd"/>	If your business is registered, use its registered name.
* VAT number	<input type="text" value="GB"/> <input type="text" value="100 1017 12"/>	Put "none" if you are not registered for VAT.
* Legal status	<input type="text" value="Private Limited Company"/>	

Continued from previous page...* Your position in the business Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

* Building number or name * Street District * City or town County or administrative area * Postcode * Country **Section 2 of 19****PREMISES DETAILS**

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address ☐ OS map reference ☐ Description
Postal Address Of PremisesBuilding number or name Street District City or town County or administrative area Postcode Country **Further Details**Telephone number Non-domestic rateable value of premises (£)

Section 3 of 19**APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- ☐ An individual or individuals
- ☒ A limited company
- ☐ A partnership
- ☐ An unincorporated association
- ☐ A recognised club
- ☐ A charity
- ☐ The proprietor of an educational establishment
- ☐ A health service body
- ☐ A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- ☐ A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- ☐ The chief officer of police of a police force in England and Wales
- ☐ Other (for example a statutory corporation)

Confirm The Following

- ☒ I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- ☐ I am making the application pursuant to a statutory function
- ☐ I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

Section 4 of 19**NON INDIVIDUAL APPLICANTS**

Provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned.

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Limited Company

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

Section 5 of 19**OPERATING SCHEDULE**

When do you want the premises licence to start? / /
 dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
 dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.

Ground floor of former textile Mill located on Parker Street. Microbrewery with off sales from a small on site shop and on-line sales of our own beer. Designated space for brewery taproom for sales and consumption on-site and attached small private courtyard. Access from Parker Street into both brewery and taproom. The license hours in this application are such because it covers the off sales from the brewery (on-line and in person) as well as on-sales for the Taproom.

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Continued from previous page...

Section 6 of 19

PROVISION OF PLAYS

Will you be providing plays?

☐ Yes ☒ No

Section 7 of 19

PROVISION OF FILMS

Will you be providing films?

☐ Yes ☒ No

Section 8 of 19

PROVISION OF INDOOR SPORTING EVENTS

Will you be providing indoor sporting events?

☐ Yes ☒ No

Section 9 of 19

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will you be providing boxing or wrestling entertainments?

☐ Yes ☒ No

Section 10 of 19

PROVISION OF LIVE MUSIC

Will you be providing live music?

☐ Yes ☒ No

Section 11 of 19

PROVISION OF RECORDED MUSIC

Will you be providing recorded music?

☐ Yes ☒ No

Section 12 of 19

PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

☐ Yes ☒ No

Section 13 of 19

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Will you be providing anything similar to live music, recorded music or performances of dance?

☐ Yes ☒ No

Section 14 of 19

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Continued from previous page...

☐ Yes☒ No**Section 15 of 19****SUPPLY OF ALCOHOL**

Will you be selling or supplying alcohol?

☒ Yes☐ No**Standard Days And Timings****MONDAY**Start End Start End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAYStart End Start End **WEDNESDAY**Start End Start End **THURSDAY**Start End Start End **FRIDAY**Start End Start End **SATURDAY**Start End Start End **SUNDAY**Start End Start End

Will the sale of alcohol be for consumption:

☐ On the premises☐ Off the premises☒ Both

If the sale of alcohol is for consumption on
the premises select on, if the sale of alcohol
is for consumption away from the premises
select off. If the sale of alcohol is for
consumption on the premises and away
from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name

First name

Family name

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- ☒ Electronically, by the proposed designated premises supervisor
- ☐ As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

*Continued from previous page...***Section 16 of 19****ADULT ENTERTAINMENT**

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

Section 17 of 19**HOURS PREMISES ARE OPEN TO THE PUBLIC****Standard Days And Timings****MONDAY**Start End Start End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAYStart End Start End **WEDNESDAY**Start End Start End **THURSDAY**Start End Start End **FRIDAY**Start End Start End **SATURDAY**Start End Start End **SUNDAY**Start End Start End

State any seasonal variations

Continued from previous page...

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 18 of 19

LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

We will train all our staff in the area of the four licensing objectives.

b) The prevention of crime and disorder

We will not serve people who are already drunk and we will stop serving people we deem to have had too much.

A sign will be displayed on the premises indicating the normal hours during which the sale of alcohol is permitted.

c) Public safety

We will provide the relevant electrical and fire certificates. We will carry out and implement a health and safety risk assessments.

d) The prevention of public nuisance

Nothing beyond existing health / fire safety requirements.

e) The protection of children from harm

We will not allow children in to the brewery unless accompanied by an adult.

Continued from previous page...

We will operate a Challenge 25 policy - confirming age only acceptable with photo type driving licence or passport

Section 19 of 19**PAYMENT DETAILS**

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £8700	£315.00
Band D - £87001 to £12500	£450.00*
Band E - £125001 and over	£635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

* Fee amount (£)

ATTACHMENTS**AUTHORITY POSTAL ADDRESS**

Continued from previous page...

Address

Building number or name	<input type="text" value="Brook Mill"/>
Street	<input type="text" value="Parker Street"/>
District	<input type="text"/>
City or town	<input type="text" value="Macclesfield"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="SK11 7BQ"/>
Country	<input type="text" value="United Kingdom"/>

DECLARATION

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.



Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

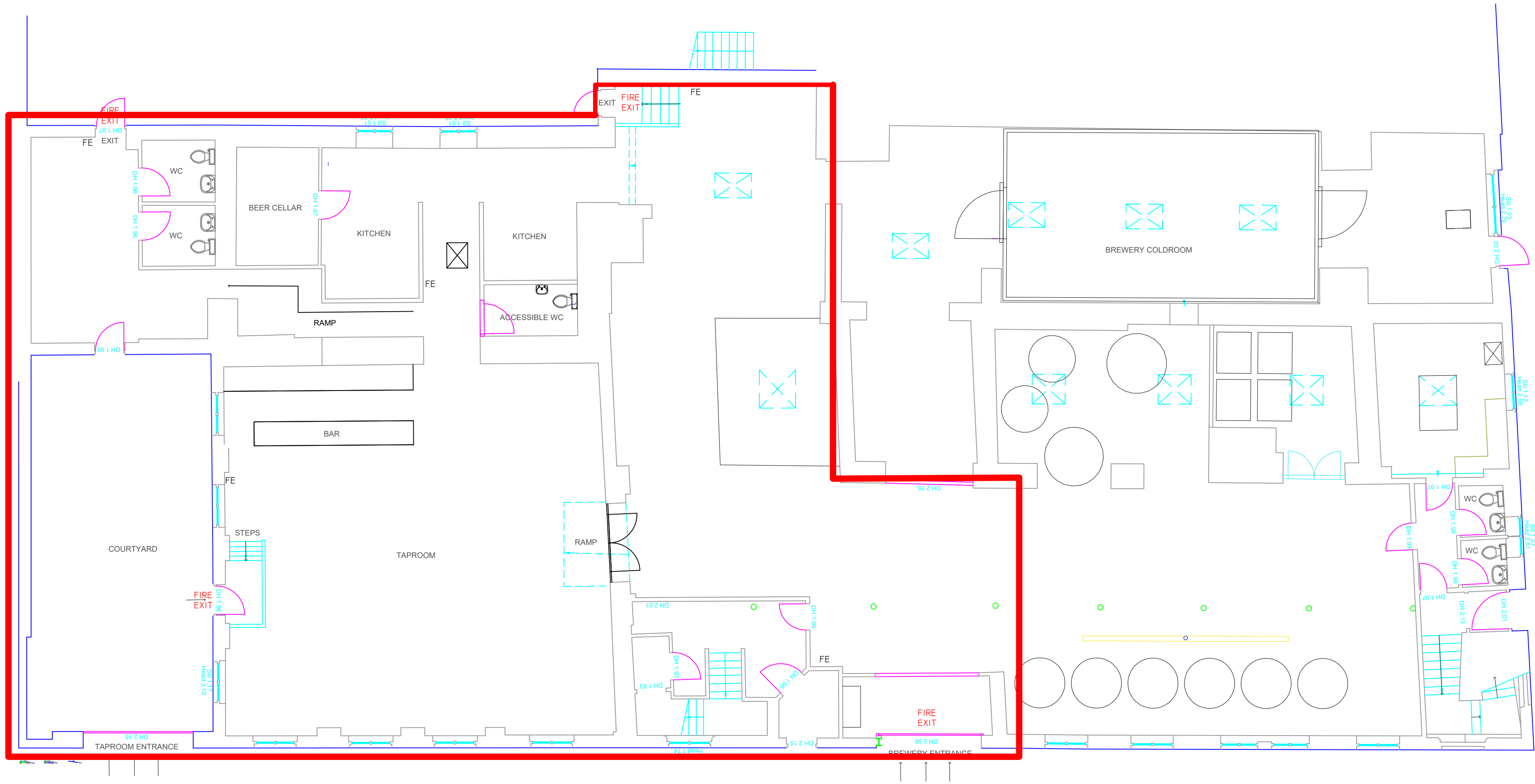
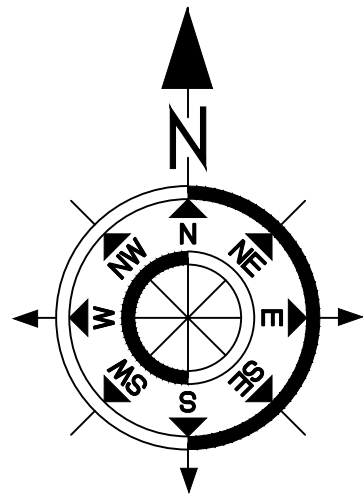
* Full name	<input type="text" value="Lee Wainwright"/>
* Capacity	<input type="text" value="Managing Director"/>
Date (dd/mm/yyyy)	<input type="text" value="28.3.24"/>

One you're finished you need to do the following:

1. Save this form to your computer by clicking to file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/cheshire-east/apply-1> to upload this file and continue with your application

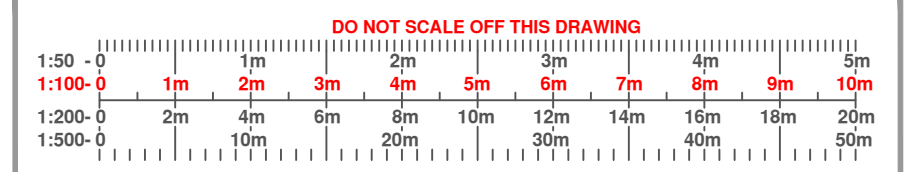
Don't forget to make sure you have all your supporting documentation to hand.

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Floor Plan Abbreviations & Legend			
AH	ARCH HEIGHT	MH	MANHOLE
BH	BEAM HEIGHT	OH	OPENING HEIGHT
CH	CEILING HEIGHT	OVH	OVERHEAD
CU	CONSUMER UNIT	ST	STOP TAP
DH	DOOR HEIGHT	TOC	TOP OF COLUMN LEVEL
F/C	FALSE CEILING HEIGHT	TOW	TOP OF WALL LEVEL
G	GULLY	U/S	UNDERSIDE
		FE	FIRE EXTINGUISHER
FL 50.21	FINISHED FLOOR LEVEL		
BL 53.89	UNDERSIDE BEAM LEVEL		
CL 54.42	UNDERSIDE CEILING LEVEL/FALSE CEILING		
		EXTERNAL BUILDING LINE (FOOTPRINT)	
		INTERNAL WALL LINE	
		CEILING LINE/CHANGE CEILING LEVEL	
		BEAM LINE	
		WINDOW	
		SLOPING CEILING LINE	
		STAIRS/STEPS	
		RAMP	
		SINGLE STEP	
		DOOR SWING (SYMBOLIC)	
		SECTION LINE	
		SINK (SYMBOLIC) NOT TO SCALE	
		TOILET (SYMBOLIC) NOT TO SCALE	
		URINAL (SYMBOLIC) NOT TO SCALE	
		SHOWER (SYMBOLIC) NOT TO SCALE	

- Technical Notes:**
- All levels are related to arbitrary site datum. STN/1 = 50.00m. The grid is related to Approx North.
 - Critical Dimensions, Steel Sizes and Heights MUST be checked on site prior to construction.
 - Above ground features and heights have been measured from floor level using non-contact methods. Actual heights and sizes may vary owing to end point definition.
 - Wall finishes are, in places, uneven. Therefore, measurements have been taken to the best fit corners. This may mean wall thickness may vary from that shown.
 - Wall measurements where possible have been taken to the main face at approx 1.5m above floor level.
 - Levels shown to Ceilings/Beams/portal Frames/Wind Bracing/Ducts are taken to underside unless specified.
 - Radiators and other M&E Apparatus including pipework, ducting, cables, switches/sockets have not been shown.
 - Some areas of the building may have been inaccessible at the time of survey, details in these areas have been omitted or are approx but will have been noted accordingly.
 - Some Window, Door and Architectural detailing may have been simplified for clarity.
 - Do not scale from this drawing.



SID BESPOKE
UNIT A THE OLD SAWMILL
ELIZABETH STREET
MACCLESFIELD
SK116QL
TEL: 07596517117
WEB: WWW.REDBOXSURVEYS.CO.UK
EMAIL: HELLO@SIDBESPOKE.CO.UK

Client:
BOLLINGTON BREWING

Project:
**Brook Mill
Parker Street
SK11 7BQ**

Drawing Title:
PREMISES PLAN

Rev.	Description		Surveyed	Approved	Date
DRAWN BY		Checked By:	Date of Issue:		
ES		DS	28/03/24		
Drawing Status:		Scale:	Paper Size:	Sheet No:	
FINAL		1:100	A1	1	
Project No:		Drawing No:		Revision:	
SID-24-0205		001		-	

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LICENSING ACT 2003

Environmental Health Consultation

Response



Working for a *brighter future* together

Date Received: 2nd April 2024

Name of Applicant: Lee Wainwright

Address to which application relates: **Bollington Brewing Company LTD, Brook Mill, Parker Street, Bollington, SK11-7BQ.**

Conversion: ☐ Variation: ☐ New: ☒

<input type="checkbox"/>	Approve
<input checked="" type="checkbox"/>	Approve with Conditions
<input type="checkbox"/>	Object to Section(s)

LICENSING OBJECTIVE: PREVENTION OF PUBLIC NUISANCE

In order to protect the interest of local residents and ensure that the licensing objective of public nuisance prevention is upheld: all necessary steps shall be taken to ensure that any noise from the premises shall not be at a level which could cause a noise nuisance at the boundary of the nearest residential premises, therefore:

- There shall be no disposal of bottles outside the premises between the hours of 21.00pm and 09.00am.
- All persons are requested to leave the premises quietly and with consideration to neighbours.

INFORMATIVES

PLANNING PERMISSION

- It is your responsibility to obtain other consent/planning permission/approvals which may be required in addition to the necessary Premises Licence.
- There are sometimes circumstances where planning conditions have been set which may impact on your activities. If the Planning Permission and the Premises Licence differ; for

example where the Planning Authority have set a terminal hour which is earlier than those conditioned by the Premises Licence; you must abide by the earlier time otherwise you leave yourself open to enforcement action.

FOOD BUSINESS OPERATIONS

- Anyone starting a new food business must register with the Council **at least 28 days before** you start any food operations. You can register your food business online via GOV.UK. If you have premises in more than one local authority area, you must register with each authority separately.

Signed: Cheryl Birchenough | Environmental Protection Officer | Environmental Health

Dated: 24/04/2024

Direct Dial:

Email:

[REDACTED]
[REDACTED]@cheshireeast.gov.uk

Page 29
CHESHIRE EAST COUNCIL

Representation Form.

Responsible Authority. Police

Your Name	Peter Goring
Job Title	Police Licensing Officer
Postal and email address	Crewe Police Station Crewe Police Station Civic Centre Crewe Cheshire CW1 2DW [REDACTED]
Contact telephone number	[REDACTED]

Name of the premises you are making a representation about.	Brook Mill.
Address of the premises you are making a representation about.	Parker Street, Macclesfield. SK11 7BQ.

Which of the four licensing Objectives does your representation relate to? Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
The Prevention of Crime and Disorder.	Yes	To request the inclusion of additional conditions as listed below.
Public Safety.		
The Prevention of Public Nuisance.		
The Protection of Children from Harm.	Yes	To request the inclusion of additional conditions as listed below.

The applicant has made mention of some of the points below within their application however for the purpose of clarity and to promote the Licensing Objectives in particular The prevention of Crime and Disorder and the Protection of Children from Harm, the Police seek the below worded conditions to be included on the licence

<p>Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.</p>	<p>1 – All sales shall be paid for prior to delivery and a strict Challenge 25 policy shall be used to prevent the sale or supply of alcohol to persons under 18 years of age.</p> <p>2 - The delivery driver shall require any person who appears under 18 years of age to produce a recognised proof of age card, driving licence or passport to prove they are over 18 years of age.</p>

Signed:  ✓ Date: 15/04/2024.

23/04/2024

FAO;
The Licensing Team
Cheshire East Council

I am writing to you to object to an application for a new premises license for 'Bollington Brewing Co. LTD' at the address; Brook Mill, Parker Street, Macclesfield, SK11 7BQ.

This letter is supplementary to another objection sent by my neighbour, [REDACTED], who has in detail, outlined several issues with the proposed premises license and requested it not be granted, and failing that, proposing a compromise to the conditions of the license to benefit the local residents and businesses.

I am listed as one of the many residents that agree with the issues that [REDACTED] has raised and can confirm that I agree with everything he has outlined in his letter of objection, including having no personal issues with the Bollington Brewing Co. I would also like to expand on a few of the points of concern [REDACTED] has raised.

One recurring issue that should be emphasised is the congestion faced on Turnock Street due to inconsiderate parking. This road is often difficult to drive down due to careless parking (most likely from patrons of the surrounding businesses), to the point where my small Ford Fiesta will often struggle to squeeze through the minimal gaps left for access. Functionally, this often makes it impassable for emergency vehicles, so it poses a serious issue for the safety of not only the residents of Turnock Street, but of the surrounding streets as well. With more businesses emerging in this residential area, I fear that Goodall Street will also fall victim to inaccessibility, which would result in dozens of homes being at further risk in case an emergency arises.

Furthermore, as a resident whose home front is clearly visible from the proposed beer garden, I fear that the inevitable drunken and disorderly behaviour that comes naturally from anywhere licensed to sell alcohol will not only devalue the properties in the surrounding area but will increase the worry amongst residents that there will be an increase in noise pollution, vandalism, and other crimes that follow on from these minor incidents. The presence of the new establishment alone would be enough to cause the local residents to worry, being detrimental to their wellbeing.

I concur that a reduction on licensing hours and implementation of 'Residents Only' parking (not just for Turnock Street, but for Jodrell Street residents that directly overlook the venue) would be necessary if the proposed license was granted.

Thank you for taking your time to consider our letters of objection.

Kind regards,

[REDACTED]

[REDACTED]

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FAO;

The Licensing Team

Cheshire East Council

19/04/2024

I am writing to you on behalf of multiple residents to object to an application for a new premises license for **'Bollington Brewing Co. LTD' at the address; Brook Mill, Parker Street, Macclesfield, SK11 7BQ.**

This objection is on behalf of myself and also multiple other residents listed at the end, please treat this as separate multiple objections on behalf of the others.

I would like to preface this letter by saying that I personally nor do any of the residents have any personal issues with the Bollington Brewing Co. In fact I think it's a welcome addition to the town and it's great to see a disused mill being occupied. However, the nature of the business does create concerns for local residents and these will be highlighted below.

The reason for my (and other local residents) objection is because we feel that granting a license at this property will contradict some or all of your four key 'Licensing Objectives'

I have outlined below the licensing objectives and why each of them is not being met or fall foul of what the immediate surrounding area deserves.

- The prevention of crime and disorder (for example drug-related problems, disorder, drunkenness and anti-social behaviour)

By granting the above address with a license to serve alcohol up the hours of 11pm you will be greatly increasing the risk of drunken disorder and anti-social behaviour, this is obvious when pertaining to the sale of alcohol, however, this will be largely a factor when the proposed 'Tap House' closes which means large amounts of people will be on the street outside peoples homes and around parked cars and other property. By having people loitering around whilst intoxicated it greatly increased the chance of litter/vomit on the streets outside residents' homes whilst also increasing the chance of property damage.

The area and streets surrounding the mill have also seen an increase in anti-social behaviour in recent years with vandalism, drug use and littering. The addition of venue selling alcohol could exasperate the issue whilst also adding opportunities for intoxicated patrons getting involved with residents resulting in verbal or physical altercations.

Additional CCTV should be considered, however this should not be directly facing any of the residential properties adjacent to the new premises for privacy reasons.

- **Public safety (the physical safety of people using the venue)**

Turnock Street which sits adjacent to Brook Mill is a main thoroughfare for traffic passing through to Jodrell Street and the surrounding housing estate. In recent months we have had multiple serious issues where emergency vehicles including Ambulances and Fire Engines cannot gain access as increased car parking has occurred since the opening of 'Carla Gilder Fitness' & 'The One Project' in the mill opposite.

People visiting these premises routinely block access with poor parking with no regard for other road users or residents. By adding a premises with an intent to sell alcohol the traffic on Turnock Street and Parker Street will be completely impassable made worse by people leaving vehicles overnight for reasons surrounding drunk driving plus staff journeying to and from work.

It is clear to me that any more parking/traffic around those two streets will inevitably lead to a situation where emergency assistance cannot be administered and as such lives will be severely affected and even lost directly because of a bottle neck caused by the granting of this premises license.

- **The prevention of public nuisance (for example noise from music, litter and light pollution)**

Music and noise from the premises are of obvious concern to nearby residents, this is because houses on Turnock Street are desirable as they sit between two local pubs without being within earshot of them (The Wharf & The Silk Trader). By opening one on the doorstep of residents it would have severe adverse effect on property prices. To compound this the noise associated with large groups leaving the premises at closing time would disturb residents late into the night some of whom work weekends or shift work.

The proposed premises location also shares a direct wall with a residents' property (27 Turnock Street) meaning that the noise caused by large groups of people and music within a bar/pub setting would be unbearable for a family to live with. The age of the properties surrounding Brook Mill were not designed with large volumes of noise in mind and would require significant building work and adjustments to accommodate this.

Numbers 27, 25 and 23 Turnock street will also share its rear garden wall with the proposed 'outdoor seating area' which is understood to accommodate 30+ people. This will cause significant noise disturbance to all the residents on that side of the street rendering their personal gardens and outdoor space unusable due to excessive noise in the summer months, it will also greatly affect their house prices. What was a quiet private courtyard parking area will now be a noisy beer garden.

As previously mentioned, car parking on Turnock Street and Parker Street can be almost impossible due to inconsiderate users and other businesses, this means that almost daily the local residents of Turnock street have to park 2 or 3 streets away from their own homes (this was not the case even 3 years ago) If this license was to be granted the residents of Turnock street would need assurances made that 'Residents only' parking will be made available as to not be further affected by additional businesses.

Although I am strongly against having a new premises license being granted to an address directly opposite my home, I am also reasonable in supporting local and smaller businesses, I have no personal issues with Bollington Brewing Co. and as such would be happy to propose some changes are made to the license and in turn the council would grant certain permissions to the residents of Turnock Street.

Firstly, if the license hours were reduced meaning that noise and disturbance would not affect residents.

Secondly If Turnock Street implemented a section of 'Residents Only' parking allowing for people to park outside of their property without issue. I have contacted our local ward councillor to put this in place.

As mentioned before the issues I've raised in this letter are held by me but also multiple residents who are listed below.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

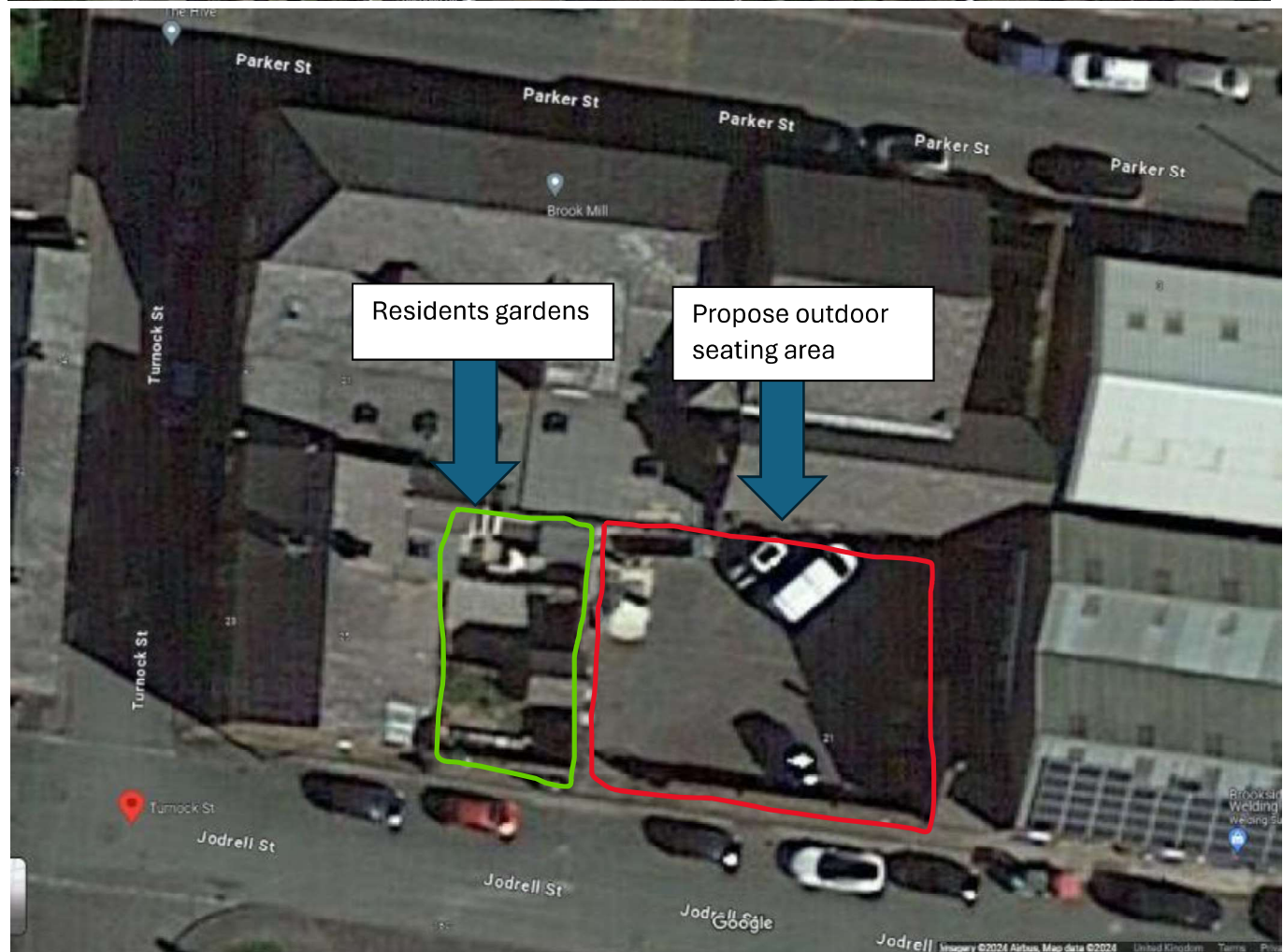
Other businesses in the area are also conscious about the parking situation and possibility of the road being blocked.

I have attached images to make clear my points regarding the proximity of Brook Mill to Turnock Street.

Kind regards

[REDACTED]

[REDACTED]



From: [REDACTED]

Sent: 23 April 2024 16:26:58 UTC+01:00

To: "LICENSING (Cheshire East)" <Licensing_CE@cheshireeast.gov.uk>

[REDACTED]

Subject: Re: Premises license application 24/1147M objection

Thanks for your reply

I fear I've highlighted the wrong area on the map regarding the outdoor seating and my reservations towards this, please ignore my image pertaining to its location as it is not accurate.

My apologies

Kind regards

[REDACTED]

Sent from my iPhone

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Relevant Representations

Received on	From
28 th April 2024	Objector 3
<p>To whom it may concern,</p> <p>I'm writing with regards to Bollington Brewery Co Ltd's application for a licence at Brook Mill, Parker street.</p> <p>I write to object to the licence.</p> <p>I live at XXXXXXXXXXXX, XXXXXXXXXXXXXXXX to the mill on parker street, here I live with my two children.</p> <p>I have lived at this address (own the property) for 17 years and it has always been a quiet house and peaceful area for my children and I to live.</p> <p>I am very concerned about a tap room with a licence to alcohol to open until 11pm (even on week nights) next door to our house.</p> <p>I have a number of concerns.</p> <p>They are as follows.</p> <p>1. Noise and disturbance- I feel the tap room and outdoor area which is only a number of metres from my two childrens bedroom windows will be a noise and disturbance. With a possible chance of people smoking, so smoke drifting when their bedroom windows are open in the summer. Using louder voices when drinking. My son has ADHD and he has not dealt with the building noise well at all. The licence may add to his acts of anger and impulsivity. He cannot cope with noise and his bedroom is his calm place. The tap room licence will disturb this peace for him. When I told him that the Brewery were applying for a licence to sell alcohol he said to me that he is worried about drunk people getting lost and coming in to our garden as our garden gate backs into the Brewerys yard. This is a fair point and something I hadn't even thought of.</p> <p>I am also concerned about the noise people will make when returning to their vehicles on or after 11pm when the tap room closes. Customers chatting outside our house (front and back), etc could keep my children and I awake. We go to bed early as I am a teacher and my children both have school (up at 6am). My son has his GCSE's next year so its a very important time for him academically. I feel that a tap room selling alcohol opening next door to our house would disturb my childrens chance to focus and get the right number of hours sleep. It would be a massive disturbance.</p> <p>2. Traffic generation/adequacy of parking/highway safety issues- Customers coming to the mill to drink will bring traffic and possibly leave their cars parked on our small street or even in front of my house, overnight or even longer if they do not return the next day. This is due to drinking and not being able to drive home. The streets are narrow (cobble) and recently due to people parking their cars on both sides an ambulance couldn't get through for an emergency. It was simply awful to see. If the brewery was to get a licence this would only add to the problem. More custom for drink, more drivers who need to park. We as residents will be left with little or no space to park.</p>	

I will attach photos of the view from outside my two childrens bedroom windows. It is only a number of metres away from the brewery. We are an end terraced the Mill is connected directly to our house. The outdoor area has an open top so the noise and disturbance from tap room drinkers would be heard from our property. Particularly my two children's bedrooms (they are 11 and 14) as they are at the back of the house XXXXXXXXXXXXX

We do not wish Bollington Brewery to obtain a licence, we are objecting to their application.

Kind regards

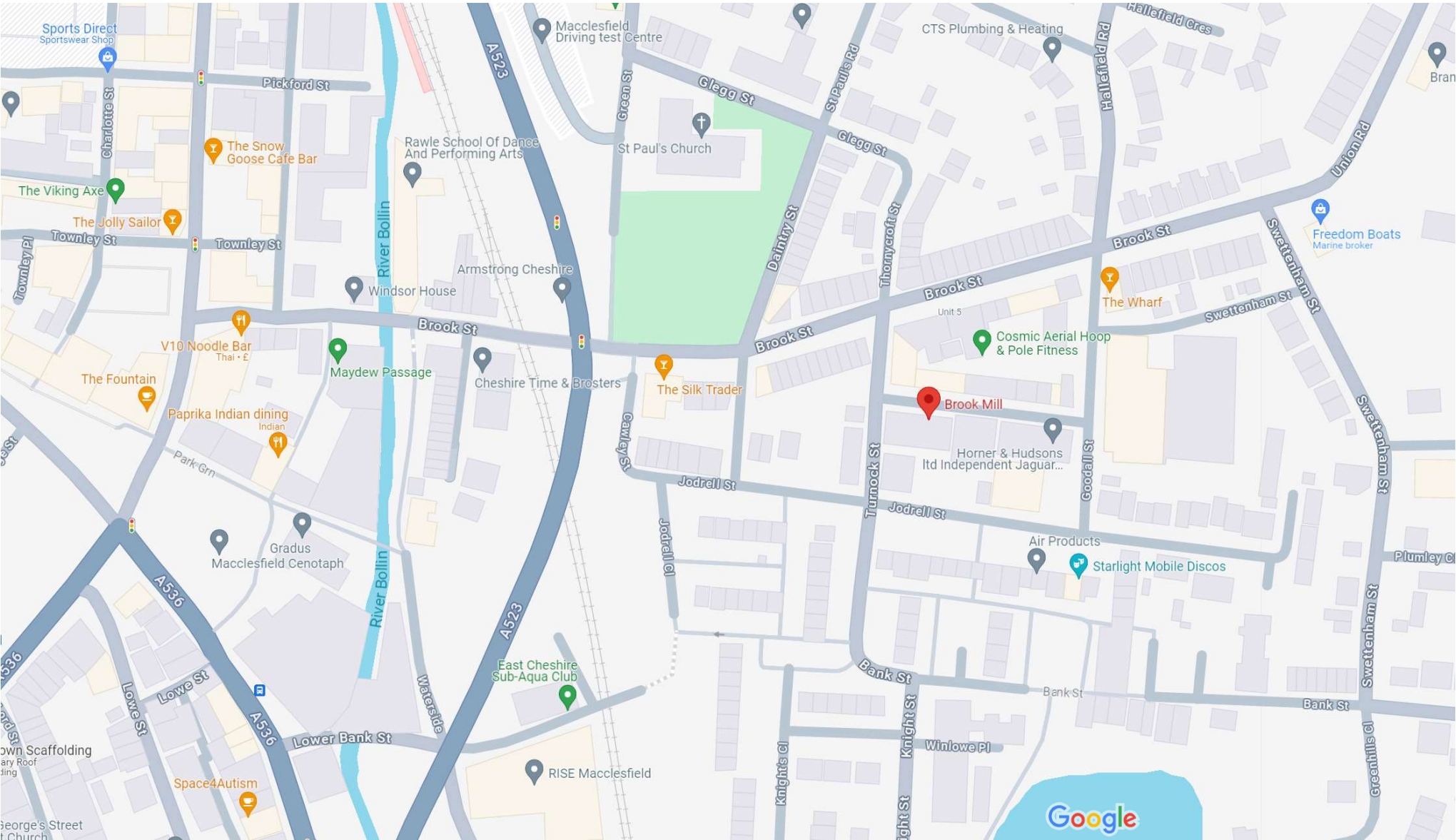
XXXXXXXXXXXXXXXXXXXXX





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Brook Mill





Brook Mill

Corporate office



Directions



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phone



Share



Brook Mill, Parker St, Macclesfield SK11 7BQ



7V4J+GP Macclesfield



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