

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Licensing Act Sub-Committee**
held on Monday, 21st October, 2013 at Council Chamber - Town Hall,
Macclesfield, SK10 1EA

PRESENT

Councillor P Whiteley (Chairman)

Councillors C Andrew and A Harewood

OFFICERS IN ATTENDANCE

Sarah Baxter, Democratic Services Officer

Nikki Cadman, Licensing Officer

Fiona Crane, Lawyer

Kim Evans, Licensing Team Leader

27 APPOINTMENT OF CHAIRMAN

RESOLVED – That Councillor P Whiteley be appointed Chairman of the Sub-Committee for this meeting.

28 DECLARATIONS OF INTEREST

There were no declarations of interest.

29 APPLICATION FOR A PREMISES LICENCE-CHESTIKI, 4-6 ALDERLEY ROAD, WILMSLOW, SK9 1JX

The Sub-Committee considered a report regarding an application for the grant of a Premises Licence for Chestiki, 4-6 Alderley Road, Wilmslow. The following attended the hearing and made representations with respect to the application:

- the applicant
- the Ward Councillor W Fitzgerald
- a representative of the Environmental Health Service

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 application be granted as applied for subject to the conditions as follows:

1. All doors, windows and any other acoustically weak areas of the structure to the first floor are to be acoustically treated in order to retain the entertainment and people noise within the licensed premises (this being the nominated dance floor area)
2. In the event that the ground floor is to host live and recorded music at high volume level, then all doors and windows on the ground floor should also be acoustically treated in order retain entertainment and people noise to within the building premises.
3. All doors and windows to be kept closed during noisy licensable activities to prevent noise outbreak – in which case a suitable and effective air conditioning/ventilation system should be installed within the premises in order to achieve a comfortable internal environment for patrons. Details of the system are to be forwarded to the Public Protection and Health Service and approved prior to installation.
4. The bi-fold doors are to remain in a closed position whilst live and recorded music is played within the premises apart from when a “background level” volume of music is played on either floor of the premises.
5. Details of the noise mitigation measures to be incorporated to all acoustically weak areas (e.g. windows) are to be forwarded to this service for approval prior to installation
6. No external speakers to be allowed.

And to the following conditions volunteered by the applicant:

1. The outside curtilage be defined clearly to prevent spillage of people onto the public pavement
2. No alcohol to be allowed outdoors after 21.00

The Applicant and Parties who made relevant representations were advised of their right to appeal this decision to the Magistrates Court within 21 days.

The meeting commenced at 10.00 am and concluded at 12.15 pm

Councillor P Whiteley (Chairman)