

## **Record of a Hearing of the Bradford District Licensing Panel held on Monday, 15 January 2018 in Committee Room 1 - City Hall, Bradford**

### **Procedural Items**

#### **DISCLOSURES OF INTEREST**

No disclosures of interest in matters under consideration were received.

#### **INSPECTION OF REPORTS AND BACKGROUND PAPERS**

There were no appeals submitted by the public to review decisions to restrict documents

### **Hearing**

Application for the variation of a premises licence for Bar 26, 26 Brook Street, Ilkley

Commenced: 1500  
Adjourned: 1522  
Reconvened: 1540  
Concluded:1540

## **Present**

### **Members of the Panel**

**Bradford District Licensing Panel:** Councillor M Slater (Ch), Councillor Morris and Councillor Peart

### **Parties to the Hearing**

#### **Representing the Applicant:**

Mr Halliday – applicant

### **Representations**

The Assistant Director, Waste, Fleet and Transport Services presented a report, **Document “I”** which outlined an application for a variation to extend permitted hours on a Friday and Saturday for the supply of alcohol, playing of recorded music and provision of late night refreshment. Members were advised that representations in respect of the application had been received from both the Environmental Health Service and a ward councillor.

The applicant attended the meeting and spoke in support of his application, stressing that he had taken the representations made extremely seriously and had addressed the concerns within them as far as he could. He had instituted a no-glass policy whereby patrons of the bar were not permitted to take any kind of glass or bottle outdoors. This policy was regulated by the door staff who had now been employed. He also stressed that he had a friendly working relationship with his neighbour businesses and that they worked together, in the main, to address the issues of littering in front of their premises.

The Chair questioned the applicant in respect of patrons drinking outdoors; about the seats and tables that were reported to be outside the bar and about patrons using the outdoor space to the rear of the premises. The applicant confirmed that patrons were no longer permitted to take their drinks into the street after dark; that there were tables and chairs in front of the bar as it had previously been a café and that patrons could not use the outside space to the rear of the bar as it was the fire exit only.

Another member questioned the applicant in respect of the maximum number of patrons that the bar could hold and whether he intended to remove the tables and chairs from the pathway as they could encourage patrons to linger outside. He was advised that the maximum occupancy was 80 and that the applicant would remove the outdoor seating if so required. He did however confirm that drinks in glass receptacles weren't permitted to be taken outside and that he had installed wall-hung ashtrays to prevent littering. He had instituted a shut down procedure for each evening which included a full clean-up outside.

He also confirmed that the Police had never had to contact him in respect of the bar, nor had he ever had to call the Police to attend. He advised that there had been a noise

problem in the summer but that had been addressed. He also advised that, as far as he understood, there were few residents in the flats above the businesses on Brook Street and that no resident had approached him direct to make a complaint.

The applicant also advised the Panel that the reason for the application was that Friday and Saturday evening were his busiest trading times and that his door staff monitored patrons to ensure that the house policies of no glass being taken outside and no drinking outside after dark were adhered to.

He confirmed that he had already agreed to the amendment of condition 12 to the licence as proposed by the Environmental Health Officer. He also mentioned that there was another bar premises in very close proximity to his own and that the noise nuisance complained of may have come from there. He advised that he would prefer to retain the outdoor seating as most similar premises in Ilkley had that facility.

**Resolved –**

**That, having considered all valid representations made by the parties to the hearing; valid written representations received during the statutory period; the published statement of licensing policy and relevant statutory guidance; the Panel grants the application subject to the following:-**

- (1) The amendment of existing condition 12 to state “all outward opening exit doors and all windows are to be kept closed when regulated entertainment is taking place”.**
- (2) The addition of a new condition to the licence to state that no bottles, glasses or other glass receptacles are to be taken outside the premises at any time.**

Reason – it is considered that the above conditions are necessary to minimise noise disturbance to nearby residents – prevention of public nuisance objective.

***ACTION: Assistant Director, Waste, Fleet and Transport Services***