



# Complete Agenda

**Democratic Service**  
Swyddfa'r Cyngor  
CAERNARFON  
Gwynedd  
LL55 1SH

Meeting

**CENTRAL LICENSING SUB COMMITTEE**

Date and Time

**10.00 am, WEDNESDAY, 26TH JULY, 2017**

Location

**Siambr Hywel Dda, Council Offices,  
Caernarfon, Gwynedd, LL55 1SH**

Contact Point

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(DISTRIBUTED 18/07/17)

# **CENTRAL LICENSING SUB COMMITTEE**

## **MEMBERSHIP (3)**

Councillors

Eryl Jones-Williams

Dewi Wyn Roberts

Sion W. Jones

Dafydd Owen (Substitute)

## **Local Members**

Councillors Cai Larsen and Roy Owen

# **A G E N D A**

## **1. APOLOGIES**

To receive any apologies for absence.

## **2. DECLARATION OF PERSONAL INTEREST**

To receive any declaration of personal interest.

## **3. URGENT ITEMS**

To note any items that are a matter of urgency in the view of the Chairman for consideration.

## **4. APPLICATION FOR A PREMISES LICENCE - TY CASTELL 5 - 7**

Tŷ Castell, 18 Stryd Fawr, Caernarfon

To consider the above application

## **5. APPLICATION FOR A PREMISES LICENCE - TY GLYNDWR 8 - 10**

Tŷ Glyndwr, Bunkhouse Bar and Café, 1 Stryd y Castell, Caernarfon

To consider the above application

## **PROCEDURE IN LICENSING HEARINGS.**

1. A written report will be presented by the Licensing Section  
(with a recommendation).
2. Members of the Sub-committee may ask questions of the Council's representative.
3. At the Chairman's discretion the applicant or his representative may ask questions of the Council's representative.
4. The applicant and/or his representative may expand upon the application and call witnesses
5. Members of the sub-committee may ask questions of the applicant and/or his representative
6. At the Chairman's discretion, the Council's representative may ask questions of the applicant or his representative
7. There will be an invitation for each Consultee to support any written observations
8. At the chairman's discretion, the Council's representative, and the applicant or his representative may summarise their case.

**All are reminded of the four principles of the Licensing Act 2003 to be considered in all deliberations, namely:**

- 1) Crime and Disorder Prevention;**
- 2) Public safety;**
- 3) Public Nuisance Prevention; and**
- 4) Protection of Children from Harm:**

<b>COMMITTEE:</b>	<b>CENTRAL LICENSING SUB-COMMITTEE</b>
<b>DATE:</b>	<b>26 JULY 2017</b>
<b>TITLE:</b>	<b>APPLICATION FOR PREMISES LICENCE - TY CASTELL, 18 HIGH STREET, CAERNARFON</b>
<b>PURPOSE:</b>	<b>FOR DECISION</b>
<b>AUTHOR:</b>	<b>HEAD OF ENVIRONMENT</b>

## APPLICATION RECEIVED

An application is appended for a premises licence for Tŷ Castell, 18 High Street, Caernarfon, LL55 1RN by Gareth Fôn Jones and Roland Evans, Parc, Dinas, Caernarfon, LL54 5UF. The property is a new restaurant with a five bedroom boutique hotel.

The application is in respect of the supply of alcohol, live and recorded music, and the provision of late night refreshment. It is intended to occasionally offer live acoustic music, and it is not anticipated that the live music will be held late at night. It is understood that the recorded music will be in the background only. A request is made for permission to serve late night refreshments and alcohol later on bank holidays.

Officers from the Licensing Authority are satisfied that there is sufficient evidence that the application has been submitted in accordance with the requirements of the Licensing Act 2003 and the relevant regulations and is therefore valid. Since representations that are relevant to the licensing objectives have been made on the application, it is submitted for the consideration of this Sub-committee.

See the attached table for details of the proposed hours.

<b>LICENSABLE ACTIVITIES</b>	<b>PROPOSED LICENCE</b>
<b>Supply of Alcohol*</b> - On and Off the Premises	Monday 11:00-02:00 Tuesday 11:00-02:00 Wednesday 11:00-02:00 Thursday 11:00-02:00 Friday 11:00-02:00* Saturday 11:00-02:00 Sunday 11:00-01:00 *The restaurant can be open until 02:30 on bank holidays
<b>Live Music</b> - Indoors	Monday 12:00-00:00 Tuesday 18:00-00:00 Wednesday 18:00-00:00 Thursday 18:00-00:00 Friday 12:00-01:00 Saturday 12:00-01:00 Sunday 12:00-00:00
<b>Recorded Music</b> - Indoors	Monday 08:00-00:00 Tuesday 08:00-00:00 Wednesday 08:00-00:00 Thursday 08:00-00:00 Friday 08:00-01:00 Saturday 08:00-01:00 Sunday 08:00-00:00

<p style="text-align: center;"><b>Late night refreshment provision - indoors</b></p>	<p>Monday 23:00-00:00  Tuesday 23:00-00:00  Wednesday 23:00-00:00  Thursday 23:00-00:00  Friday 23:00-01:00  Saturday 23:00-01:00</p>
<p style="text-align: center;"><b>Opening and closing hours for the public*</b></p>	<p>Monday 08:00-02:00  Tuesday 08:00-02:00  Wednesday 08:00-02:00  Thursday 08:00-02:00  Friday 08:00-02:30  Saturday 08:00-02:30  Sunday 08:00-01:30  * The restaurant can be open until 02:30 on bank holidays</p>

**Measures recommended by the applicant to promote the licensing objectives**

- It is proposed to request ID from individuals who look younger than 25 and provide guidance to staff on how to ask for valid ID
- It is proposed to maintain CCTV camera systems within both entrances and the stairs which lead to the bedrooms
- Promote the licensing objectives amongst staff
- No drugs policy
- Staff training on how to deal with violent behaviour
- Non-residents will be asked to leave the premises quietly

Full details of the recommended measures can be found in section **M** of the application.

**CONSULTATION**

A consultation was undertaken regarding the application and the following responses were received -

<b>RESPONSES</b>	<b>REPRESENTATIONS</b>
Town Council	Letter - support the application
Neighbouring residents	Two letters of objection
Gwynedd Council Planning Service	Letter – no objection
Public Protection Service, Gwynedd Council	Observations and propose conditions

### **Objections - Local residents**

Two letters were received objecting to the late opening hours, the sale of alcohol and entertainment based on the licensing objective of preventing public nuisance. Both responders said that, in principle, they were supportive of the proposed development; but they had concerns regarding the possible effect of the application's late hours on public nuisance, with people creating noise when leaving the property late at night and impairing on neighbouring residents.

It was also noted that there were a number of licensed properties already in the area and there were concerns that another licensed property would increase the noise potential.

### **Observations - Public Protection**

Concerns were noted by officers of the Service regarding the potential of noise nuisance due to the proposed late hours for licensed activities on the property. Following discussions with the applicant, it was agreed to implement a reduction in the hours of licensed activities and to accept specific noise conditions as part of the licence's operating schedule conditions. It was agreed to reduce the hours of the licensable activities to 00:00 Monday to Saturday, and until 22:00 on Sunday night. An extension of an hour to these hours on bank holidays was agreed.

### **RECOMMENDATION**

The Committee is requested to consider the application in accordance with the requirements of the Licensing Act 2003.

# Agenda Item 5

<b>COMMITTEE:</b>	<b>CENTRAL LICENSING SUB-COMMITTEE</b>
<b>DATE:</b>	<b>26 JULY 2017</b>
<b>TITLE:</b>	<b>APPLICATION FOR PREMISES LICENCE - Tŷ GLYNDŴR, BUNKHOUSE BAR AND CAFÉ, 1 CASTLE STREET, CAERNARFON</b>
<b>PURPOSE:</b>	<b>FOR DECISION</b>
<b>AUTHOR:</b>	<b>HEAD OF ENVIRONMENT</b>

## APPLICATION RECEIVED

An application is appended for a premises licence for Tŷ Glyndŵr, Bunkhouse, Bar and Café, 1 Castle Street, Caernarfon, LL55 1SE by Rhys Davies of the same address. The property is a new bar and café with bedrooms.

The application was in respect of the supply of alcohol, live and recorded music, occasional dance performances and film showings, and the provision of late night refreshment. It is anticipated that there is potential for salsa or other dance classes to be held in the future. It is intended to occasionally offer live acoustic music, and it will be held in the cellar.

It is understood that the recorded music will be in for background only. A request is made for permission to serve late night refreshments in terms of tea and coffee for residents. It is proposed to occasionally sell alcohol later than the standard times noted on the application for private parties.

Officers from the Licensing Authority are satisfied that there is sufficient evidence that the application has been submitted in accordance with the requirements of the Licensing Act 2003 and the relevant regulations and is therefore valid. Since representations relevant to the licensing objectives have been made on the application, it is submitted for the consideration of this Sub-committee.

See the attached table for details of the proposed hours.

<b>LICENSABLE ACTIVITIES</b>	<b>PROPOSED LICENCE</b>
<b>Supply of Alcohol*</b> - On Premises	Monday 11:00 – 01:30 Tuesday 11:00-01:30 Wednesday 11:00-01:30 Thursday 11:00-01:30 Friday 11:00-01:30 Saturday 11:00-01:30 Sunday 11:00-01:30
<b>Live Music</b> - Indoors	Monday 11:00-00:00 Tuesday 11:00-00:00 Wednesday 11:00-00:00 Thursday 11:00-00:00 Friday 11:00-00:00 Saturday 11:00-00:00 Sunday 11:00-00:00
<b>Recorded Music</b> - Indoors	Monday 07:00-01:00 Tuesday 07:00-01:00 Wednesday 07:00-01:00

	Thursday 07:00-01:00 Friday 07:00-01:00 Saturday 07:00-01:00 Sunday 07:00-01:00
<b>Films - Indoors</b>	Monday 09:00-23:00 Tuesday 09:00-23:00 Wednesday 09:00-23:00 Thursday 09:00-23:00 Friday 09:00-23:00 Saturday 09:00-23:00 Sunday 09:00-23:00
<b>Performances of Dance and other entertainment - Indoors</b>	Monday 11:00-00:30 Tuesday 11:00-00:30 Wednesday 11:00-00:30 Thursday 11:00-00:30 Friday 11:00-00:30 Saturday 11:00-00:30 Sunday 11:00-00:30
<b>Late night refreshment provision - indoors</b>	Monday 23:00-07:00 Tuesday 23:00-07:00 Wednesday 23:00-07:00 Thursday 23:00-07:00 Friday 23:00-07:00 Saturday 23:00-07:00 Sunday 23:00-07:00
<b>Opening and closing hours for the public</b>	Monday 07:00-02:00 Tuesday 07:00-02:00 Wednesday 07:00-02:00 Thursday 07:00-02:00 Friday 07:00-02:00 Saturday 07:00-02:00 Sunday 07:00-02:00

**Measures recommended by the applicant to promote the licensing objectives**

- It is proposed to implement a 'Challenge 21' policy and training will be provided for staff
- It is proposed to maintain a CCTV camera system, with the intention of retaining recordings for 30 days and to ensure that recordings are available to the Police, or any officer with authorisation.
- Keeping the property's curtilage clean at all times
- Insulate the building to prevent the noise break-out
- Violent behaviour will not be tolerated.

Full details of the recommended measures can be found in section **M** of the application.

## **CONSULTATION**

A consultation was undertaken regarding the application and the following responses were received

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<b>RESPONSES</b>	<b>REPRESENTATIONS</b>
Neighbouring residents	One letter of objection and one e mail
Public Protection Service, Gwynedd Council	Observations and propose conditions

### **Objection - neighbouring residents**

One letter was received and one e mail objecting to the late opening hours, the sale of alcohol and entertainment based on the licensing objective of preventing public nuisance.

The responders are , in principle, supportive of the proposed development; but they had concerns regarding the possible effect of the application's late hours, with people creating noise when leaving the property late at night, and when gathering outside to smoke. One of the responders lives directly next door to the property in a terrace of older houses, and is concerned about noise penetrating through the walls as a result of entertainment.

It was also noted that there were a number of licensed properties already in the area and there were concerns that another licensed property would increase the noise potential.

### **Representations - Public Protection**

Concerns were noted by officers of the Service regarding the potential of noise nuisance due to the proposed late hours for licensable activities on the property.

Following discussions with the applicant, it was agreed to prohibit entry for the Public who are not residents after 23:30.

The applicant also agreed to accept specific noise conditions as part of the licence's operating schedule conditions.

## **RECOMMENDATION**

The Committee is requested to consider the application in accordance with the requirements of the Licensing Act 2003.