

WAVERLEY BOROUGH COUNCIL

MINUTES OF THE LICENSING SUB-COMMITTEE C - 23 JANUARY 2023

SUBMITTED TO THE LICENSING AND REGULATORY COMMITTEE MEETING – 27
FEBRUARY 2023

(To be read in conjunction with the Agenda for the Meeting)

Present

Cllr Robert Knowles
Cllr Martin D'Arcy

Cllr Michael Goodridge

Apologies

Cllr Ruth Reed

16. ELECTION OF CHAIR (Agenda item 1.)

Cllr Robert Knowles was elected as Chairman for the purpose of this meeting.

17. LICENSING ACT 2003 - APPLICATION FOR A NEW PREMISES LICENCE- THE
NEST COFFEE SHOP, 9A HIGH STREET, BRAMLEY GU5 0HF. (Agenda item 2.)

The Committee RESOLVED to grant the premises licence for The Nest Coffee Shop for the supply of alcohol at 9a High Street, Bramley, GU5 0HF for the hours set out in the application, subject to the amended and clarified alcohol on sale times of:

Monday to Thursday 12 midday to 4.30pm
Friday to Saturday 12 midday to 10.30pm
Sunday 12 midday to 3pm

And the condition that the rear outside area (garden) shall not be used after 7.30pm on Friday or Saturday.

Reasons

This was an application by Ms Clayton for a premises licence in respect of the premises known as The Nest Coffee Shop, 9a High Street, Bramley, GU5 0HF.

In reaching their decision to grant the application, the Sub-Committee considered both written and oral representations from the applicant and other persons. The Subcommittee considered the matter on its merits and in accordance with the Council's statement of licensing policy.

It was noted that the representations raised concerned the licensing objectives of the prevention of public safety (ensuring access for emergency services) and public nuisance (noise). The sub-committee noted that there had been no representations received from 'responsible authorities'. Although some of the representations alluded to concerns relating to parking, the sub-committee noted that evidence

provided of inconsiderate parking was from the local bonfire night celebrations and beyond the direct control of the business concerned, the issues raised were not necessarily linked to the premises in question. It was noted that signage directing customers to the rear car park had been removed.

The sub-committee was pleased to the applicants willingness to listen to the objectors comments and to reduce the hours sought for the sale of alcohol to address concerns raised.

The Sub-Committee was mindful of the concerns expressed regarding the impact of the existing and proposed activities on the neighbours in the close proximity of the premises, and in particular the concerns regarding use of the rear garden. It was felt that sufficient consideration had been given to the proximity and the steps set out within the application's operating schedule were also sufficient in all the circumstances and reflected the licensable activities proposed.

The Sub-Committee reiterated that there are arrangements set out within the Licensing Act 2003 for reviewing premises which represents a key protection for the community where problems associated with the licensing objectives occur after the grant of a licence where appropriate to promote the licensing objectives.

In reaching the decision the sub-committee had regard to all the relevant considerations and considered that this decision was appropriate and proportionate.

The meeting commenced at 11.15 am and concluded at 12.19 pm

Chairman