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Memorandum

Licensing Act 2003

DATE: 14TH SEPTEMBER 2015

TO: Paul Hughes Licensing Authority

FROM: Ann-Marie Wade Environmental Health Officer

TELEPHONE NUMBER: 01483 523393

Location: Lounge Bar and Grill, 1 High Street, Godalming, Surrey, GU7 1AZ

This department wishes to make a representation with regards to the above application and comment as follows;

The applicant is proposing to implement a number of changes including increasing the permitted level of smokers outside the venue and removing the restriction on access to the venue after midnight.

There is insufficient information provided with the application with regard to preventing public nuisance from the proposed activities. The regulation of patrons smoking outside the premise was added at a previous review and it has been noted on a number of occasions that this condition is not being adequately controlled by the applicant. There are a number of residential properties nearby, including to the rear of the premise that may be prejudicially affected by noise nuisance caused by the relocation of the smoking area to the side of the building, and the increase in patrons with access to this area by the granting of this variation.

Additionally, Environmental Health is in receipt of complaints of noise affecting local premises late at night, the cause is alleged to be from patrons at this premise and loud amplified music. The applicant does not indicate any proposals for the control of noise with the additional times requested and

there are no direct actions outlined by the applicant to promote the licensing objective with regards to noise nuisance, both inside and outside the premise.

It is therefore considered that these requested variations will have the potential to cause further disturbance to local residents from noise nuisance. Suitable controls need to be in place to protect local residents from excessive noise from such licensable activities. If statutory nuisance was to occur at this location as a direct result of the premise operating procedures it may require controls under other legislation, however, it is recognised that the licensing approach is one of prevention.

Suitable controls may be agreed and I would be interested to know how the applicant proposes to control nuisance issues at this location. However, at present, I am concerned that granting of the requested variations may lead to public nuisance being caused, and therefore, I wish to make a representation to this effect.

Please do not hesitate to contact me if you require further information or would like to discuss the above comments.

Regards

Ann-Marie Wade

Environmental Health Officer