



Licensing Committee Agenda

Wyre Borough Council
Date of Publication: 18 January 2017
Please ask for : Carole Leary
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**Licensing Committee meeting on Thursday, 26 January 2017 at 6.00 pm
in the Civic Centre, Poulton-le-Fylde**

1. Apologies

2. Declarations of Interest

Members will disclose any pecuniary and any other significant interests they may have in relation to the matters under consideration.

3. Confirmation of minutes

(Pages 1 - 20)

To confirm as a correct record the minutes of the meeting of the Licensing Committee held on 27 October 2016, 2 November 2016, 24 November 2016, 29 November 2016, 9 December 2016, 13 December 2016 and 5 January 2017.

4. Application for a new premises licence for Dolphinholme House Farm, Dolphinholme

(Pages 21 - 96)

Report of the Service Director Health and Wellbeing

5. Exclusion of the Public and Press

In accordance with Paragraph 11 of the Access to Information Rules in Part 4 of the Council's Constitution, the Chief Executive has determined that the report submitted under item 6 of this agenda is "Not for Publication" because item 6 contains "exempt information", as defined in Schedule 12A of the Local Government Act 1972.

If the Committee agrees that the public and press should be excluded for this item, it will need to pass the following resolution:-

"That the public and press be excluded from the meeting whilst agenda item 6 is being considered, because it refers to exempt information as defined in category 1 (information relating to any individual) of Part 1 of Schedule 12(a) of the Local Government Act, 1972, as amended by the Local Government (Access to Information) Variation Order 2006

and, that the public interest in maintaining the exemptions outweighs the public interest in disclosing the information.

6. New applicant for a Wyre dual driver licence with spent convictions

(Pages 97 -
112)

Report of the Service Director Health and Well Being



Licensing Committee Minutes

Minutes of the meeting of the Licensing Committee of Wyre Borough Council held on Thursday 27 October 2016 at the Civic Centre, Poulton-le-Fylde.

Licensing Committee members present:

Councillor M Anderton	Councillor Ormrod
Councillor Barrowclough (for LIC.23 only)	Councillor Pimbley
Councillor C Birch	Councillor Robinson
Councillor Bridge	Councillor Smith
Councillor Collinson	Councillor Matthew Vincent
Councillor Moon	Councillor Wilson

Apologies for absence: Councillor Beavers, Councillor Holden and Councillor Barrowclough for arriving late.

Officers present:

C Ferguson, Licensing Manager
M Grimshaw, Senior Solicitor
D Parry, Taxi Licensing Officer
R Saunders, Democratic Services and Scrutiny Manager.

Non-members present: None.

Members of the public present: Mr H (for Item 6 only). Mr and Mrs Farrington (for item 7 only).

No Members of the Press were present.

LIC. 19 **Declarations of interest**

None.

LIC. 20 **Confirmation of minutes**

The minutes of the Licensing Committee meeting held on Thursday 29 September 2016 were confirmed as a correct record.

LIC. 21 Exclusion of the Public and Press

RESOLVED that the public and press be excluded from the meeting whilst agenda item 6 was being considered, because it referred to exempt information as defined in category 1 (information relating to any individual) of Part 1 of Schedule 12(a) of the Local Government Act, 1972, as amended by the Local Government (Access to Information) Variation Order 2006 and, that the public interest in maintaining the exemptions outweighed the public interest in disclosing the information.

LIC. 22 Failure of Wyre Licensed driver to report a motoring offence (Mr H)

The Service Director Health and Wellbeing submitted a report to provide members with information to assist them at a hearing relating to a Wyre licensed driver who had failed to report a motoring offence during the currency of his licence and had continued to exhibit an extremely poor standard of driving.

Mr H was present at the meeting, but was not legally represented.

Mr H spoke to the committee, explaining the circumstances of his latest motoring offence and the reasons for his failure to present his documents in accordance with the provisions of the “3 month rule” as had been required by the Licensing Committee at a previous hearing on 26 February 2015.

Mr H responded to questions asked by Members of the Committee.

Members retired to consider the application in closed session. The Licensing Committee then reconvened and the Chairman announced the Committee’s decision.

RESOLVED that Mr H’s licence be revoked.

The reasons for the decision were:

- The Committee considered that the number and nature of previous offences committed by Mr. H, compounded by his failure to comply with the “3 month rule” imposed by the Licensing Committee on 26 February 2015 or to take notice of the clear written warning sent following that hearing were sufficiently serious to relate to Mr. H’s fitness to hold a licence in Wyre.
- The Committee considered that Mr H’s explanation for his failure to comply with the “3 month rule” due to an oversight was not acceptable.
- The Committee noted that Mr. H had committed the further speeding offence within 4 months of him being warned about his future conduct at the Licensing Committee on 26 February 2015 and expressed their lack of confidence, in the light of previous experience, that Mr H would be able to deliver the improved future behaviour he had promised.

- The Committee noted that the speeding convictions on 21 January 2015 and 2 March 2016 occurred whilst he was driving his taxi and considered that the totality of Mr H's very poor driving record, displays a continuing disregard for the safety of his passengers and other road users.
- The Committee also noted that the Council had no record of Mr H reporting the speeding conviction dated 2 March 2016, despite it being a condition of his licence that all convictions are promptly reported to the Council. The Committee were not entirely satisfied with Mr H's assertion that he had handed a letter to the Council notifying them of the conviction.
- The Committee has an overall duty to protect the public of Wyre who may travel by taxi and have to ensure their overall safety. In exercising this function they have to be satisfied that drivers are fit and proper to carry out this role.

Having taken everything into account, the Licensing Committee was not satisfied that Mr H was a fit and proper person to hold a Dual Drivers Licence for Wyre Council.

Mr H was told that a decision letter would be sent to him and was informed of his right of appeal– under S61 2a of the Local Government (Miscellaneous Provisions) Act 1976.

LIC. 23

Private hire vehicle licence plate exemption request for executive services

The Service Director Health and Wellbeing submitted a report to provide members with information to assist them at a hearing relating to a request from a Wyre private hire operator for dispensation from displaying plates and signage on private hire vehicles licensed by Wyre Council when working on executive services .

The applicants, Mr and Mrs Farrington, were present at the meeting, but were not legally represented.

Mr Farrington explained that he wished to concentrate on the provision of executive chauffeuring service, in order to grow his business. His current and potential future clients wanted anonymity for privacy and security reasons.

Mr Farrington responded to questions asked by Members of the Committee.

Members retired to consider the application in closed session. The Licensing Committee then reconvened and the Chairman announced the Committee's decision.

RESOLVED that Mr Farrington be granted a dispensation from displaying plates and signage on private hire vehicles licensed by Wyre Council when working on executive services, subject to a condition defining “executive services” to be set out in the decision letter to be sent to Mr Farrington. However, the internal plate must be displayed in the windscreen at all times. In addition, if vehicles are carrying passengers on non-executive journeys the external plates and private hire signs must be displayed.

The reason for the decision was that members of the Committee were satisfied that there was a genuine need for privacy and anonymity when providing the type of service proposed by Mr Farrington.

The meeting started at 6.00pm and finished at 7.35pm

Date of Publication: Tuesday 1 November 2016

arm/rg/lic/mins/16/2710

Licensing Committee Minutes

Minutes of the meeting of the Licensing Committee of Wyre Borough Council held on Wednesday 2 November 2016 at the Civic Centre, Poulton-le-Fylde.

Licensing Committee members present:

Councillor M Anderton	Councillor Ormrod
Councillor Barrowclough	Councillor Pimbley
Councillor C Birch	Councillor Robinson
Councillor Bridge	Councillor Smith
Councillor Collinson	Councillor Wilson
Councillor Holden	
Councillor Moon	

Apologies for absence: Councillor Beavers and Matthew Vincent.

Officers present:

C Ferguson, Licensing Manager
M Grimshaw, Senior Solicitor
C Leary, Democratic Services Officer.

Non-members present: None.

Members of the public present: PC2338 A Taylor, PS H Parkinson and H Crawshaw all from Lancashire Police. C Davidson BP Licensing Coordinator, R Botkai Solicitor, Mrs S Hogg Vice Chairman of Kirkland Parish Council and Mrs M McLeod, Kirkland Parish Councillor and Trustee of Kirkland & Catterall Memorial Hall.

No Members of the Press were present.

LIC. 24 Declarations of interest

None.

LIC. 25 Application for a new premises licence for Garstang SF Connect retail unit, Churchtown

The Service Director Health and Wellbeing submitted a report to provide members with information to assist them at a hearing to determine an application

for a new premises licence under the Licensing Act 2003, for the Garstang SF Connect retail unit at the junction of the A6 at Churchtown, Garstang, PR3 0HQ.

Mr Davidson – BP Licensing Coordinator and Mr Botkai – Solicitor were both present at the meeting and spoke to the committee, explaining the discussion that had taken place prior to the hearing with Police Officers and the Kirkland Parish Councillors. They responded to questions asked by Members of the Committee.

The Police and the Parish Councillors were asked if they had any other further information they wished to share with the Licensing Committee. They did not have any further documentation or any further information.

Agreement had been reached between all parties present at the meeting including an additional condition with regard to the application for late night refreshment. This was in addition to the applicant's decision to limit the hours for the sale of alcohol to 06.00 to 23.00 daily.

The Chairman read out the agreed conditions to all present.

Members then retired to consider the application in closed session. The Licensing Committee then reconvened and the Chairman announced the Committee's decision.

RESOLVED that the application for Garstang SF Connect retail unit be granted with conditions.

The Committee decided to grant the premises licence for the licensable activities subject to the conditions outlined in the Committee report and the following times and conditions, in addition to the mandatory conditions attached to the licence under the Licensing Act 2003:

Times

Supply of alcohol (off the premises) – Monday to Sunday 06.00 to 23.00

Supply of Late Night Refreshment- - Monday to Sunday 23.00 to 05.00

Opening hours of the premises –Monday to Sunday 00.00 to 00.00

The sale of hot drinks is unconditioned; however the sale of hot food under the licensable activity, Late Night Refreshment is conditioned thus:

Hot food will be available Monday to Sunday between 23.00 and 05.00 and will cease on the date being 8 months from the date the store opened for trade.

Additional Conditions:

A CCTV system will be installed and be fit for purpose.

The CCTV system shall be capable of producing immediate copies of recordings on site. Copies of recordings will either be recorded on good quality video tape or digitally onto CD/DVD or other equivalent medium.

Any recording shall be retained and stored in a suitable and secure manner for a minimum of 28 days and shall be made available, subject to compliance with

Data Protection legislation, to the police, on request.

The CCTV will incorporate a camera covering the entrance door and the alcohol display areas and will be capable of providing an image which is regarded as identification standard. The precise locations of the cameras may be agreed, subject to compliance with Data Protection legislation, with the police periodically. The system will display, on any recording, the correct time and date of the recording.

A system will be in place to maintain the quality of the recorded image and a complete audit trail maintained.

The CCTV system will be maintained as to be fully operational throughout the hours that the premises are open for any licensable activity.

All staff engaged or to be engaged in the sale of alcohol on the premises shall receive the following training in age restricted sales:

- Induction training which must be completed and documented prior to the sale of alcohol by the staff member.
- Refresher/reinforcement training at intervals of no more than 6 months.

Training records will be available for inspection by a police officer or other authorised officer on request.

At least one personal licence holder will be available (this does not mean necessarily present at the premises) at all times that alcohol is on sale.

All cashiers shall be trained to record refusals of sales of alcohol in a refusals book/register. The book/register will contain:

- details of the time and date the refusal was made;
- the identity of the staff member refusing the sale;
- details of the alcohol the person attempted to purchase.

This book/register will be available for inspection by a police officer or other authorised officer on request.

An incident book/register shall be maintained to record:

- all incidents of crime and disorder occurring at the premises;
- details of occasions when the police are called to the premises.

This book/register will be available for inspection by a police officer or other authorised officer on request.

Reasons for the Decision

➤ The Committee noted that the police had withdrawn their objection to the application following agreement by the applicant to limit the sale of alcohol to between 06.00 and 23.00. In addition, the applicant also agreed to trial the sale of

hot food for a period of 8 months. The Committee also noted that Mrs Hogg and Mrs McLeod were no longer objecting to the application.

- The Committee understood that the premises will be monitored during the period of trial, by the Police and Licensing Authority. If there have been no issues with the sale of hot food during the 8 month trial period, so as to undermine the licensing objectives, an application to vary the licence could be received to allow the sale of hot food to continue alongside the sale of hot drinks.
- After taking all the circumstances into account, the Committee considered that the revised application and additional conditions offered by the applicant were reasonable and appropriate for the promotion of the Licensing Objectives.

The meeting started at 6.30pm and finished at 7.30pm

Date of Publication: Tuesday 8 November 2016

arm/rg/lic/min/16/0211

Licensing Committee Minutes

Minutes of the meeting of the Licensing Committee of Wyre Borough Council held on Thursday 24 November 2016 at the Civic Centre, Poulton-le-Fylde.

Licensing Committee members present:

Councillor M Anderton	Councillor Robinson
Councillor C Birch	Councillor Matthew Vincent
Councillor Bridge	Councillor Wilson
Councillor Pimbley	

Apologies for absence: Councillor's Barrowclough, Beavers, Collinson, Holden, Moon, Ormrod, Smith and C Ferguson, Licensing Manager.

Officers present:

M Grimshaw, Senior Solicitor
D Parry, Taxi Licensing Officer
C Leary, Democratic Services Officer.

Non-members present: None.

Members of the public present: Mr T (for Item 6 only).

No Members of the Press were present.

LIC. 24 **Declarations of interest**

None.

LIC. 25 **Confirmation of minutes**

The minutes of the Licensing Committee meeting held on Thursday 27 October 2016 were subject to the following change: - Councillors Collinson and Pimbley were in attendance and Councillor Holden was absent. The Committee confirmed that the minutes were a correct record subject to these corrections being made.

LIC. 26 **Exclusion of the Public and Press**

RESOLVED that the public and press be excluded from the meeting whilst agenda items 5 and 6 were being considered, because they referred to exempt information as defined in category 1 (information relating to any individual) of Part

1 of Schedule 12(a) of the Local Government Act, 1972, as amended by the Local Government (Access to Information) Variation Order 2006 and, that the public interest in maintaining the exemptions outweighed the public interest in disclosing the information.

LIC. 27 Verbal abuse from a Wyre licensed driver to a Civil Enforcement Officer (CEO)

The Committee agreed that this item be deferred until December 2016.

LIC. 28 New Applicant for a Dual Driver Licence declaring a current IN10 offence (Mr T)

The Service Director Health and Wellbeing submitted a report to provide members with information to assist them at a hearing relating to a new application for a Wyre dual driver licence.

Mr T was present at the meeting, but was not legally represented.

Mr T spoke to the committee and explained the circumstances of the motoring offence and that he had correctly declared the IN10 motoring conviction on his application form.

Members retired to consider the application in closed session. The Licensing Committee then reconvened and the Chairman announced the Committee's decision.

RESOLVED that Mr T be granted a dual driver licence.

The reasons for the decision were:

- The Committee accepted that Mr T's explanation of the offence was reasonable and considered Mr T to be a fit and proper person to hold a Wyre Council dual driver licence.

The meeting started at 6.00pm and finished at 6.30pm

Date of Publication: Wednesday 30 November 2016

arm/rg/lic/mins/16/2411

Licensing Sub-Committee Minutes

Minutes of the meeting of the Licensing Sub-Committee of Wyre Borough Council held on Tuesday 29 November 2016 at the Civic Centre, Poulton-le-Fylde.

Licensing Sub-Committee members present:

Councillor Beavers
Councillor Moon (Chairman)
Councillor Pimbley

Officers present:

C Ferguson, Licensing Manager
M Grimshaw, Senior Solicitor
C Leary, Democratic Services Officer.

Non-members present: None.

Members of the public present: Mr Ashe – Applicant and
PS1747 H Parkinson – Lancashire Constabulary

No Members of the Press were present.

LIC. 29 **Declarations of interest**

None.

LIC. 30 **Temporary Event Notice application – 1 Station Road, Fleetwood**

The Service Director Health and Wellbeing submitted a report to enable consideration of an objection notice received from the Police Licensing Officer under section 104(2) of the Licensing Act 2003 in respect of a Temporary Event Notice (TEN), submitted for an event proposed to be held at 1 Station Road, Fleetwood, FY7 6NW.

The report set out all the relevant information, including the background to the proposed event, along with the key issues and proposals.

The Applicant, Mr Ashe spoke to the committee in support of his application for a Temporary Event Notice (TEN).

The Police Licensing Officer spoke to committee members, outlining the reasons for the Police objection to the application.

Members retired to consider the application in closed session. The Licensing Sub-Committee then reconvened and the Chairman announced the Committee's decision.

RESOLVED that members decided to issue a Counter Notice under section 105 of the Licensing Act 2003, to prevent the event from being held.

The reasons for the decision were:

The proposed venue did not hold a premises licence therefore conditions could not be attached to any Temporary Event Notice issued.

As conditions could not be added, there would be no guarantee that the applicant's proposals would be fulfilled and no legal mechanism to ensure this.

Mr Ashe, as named applicant did not have any experience with licensed premises or events of this nature.

The expected number of patrons for the event, combined with the length of time alcohol was proposed for, prevented a high level of risk.

Members were concerned about the safeguarding of children at the proposed event and felt that suggested arrangements were inadequate.

The mechanism for supplying names of all ticket holders was not available and given the link between the charity match, the clientele and the potential for crime and disorder, this was regarded to be a high risk event.

The meeting started at 4pm and finished at 5.10pm

Date of Publication: Wednesday 7 December 2016

arm/rg/lic/mi/291116

Licensing Sub-Committee Minutes

Minutes of the meeting of the Licensing Sub-Committee of Wyre Borough Council held on Friday 9 December 2016 at the Civic Centre, Poulton-le-Fylde.

Licensing Sub-Committee members:

Councillor Bridge (Chairman)
Councillor M Anderton
Councillor Collinson (via conference telephone call)

Officers present:

C Ferguson, Licensing Manager
M Grimshaw, Senior Solicitor
C Leary, Democratic Services Officer.

Non-members present: None.

Members of the public present: None

No Members of the Press were present.

LIC. 31 **Appointment of Chairman**

Councillor Bridge was appointed as Chairman.

LIC. 32 **Exclusion of the Public and Press**

RESOLVED that the public and press be excluded from the meeting whilst agenda item 4 was being considered, because it referred to exempt information as defined in category 1 (information relating to any individual) of Part 1 of Schedule 12(a) of the Local Government Act, 1972, as amended by the Local Government (Access to Information) Variation Order 2006 and, that the public interest in maintaining the exemptions outweighed the public interest in disclosing the information.

LIC. 33 **Summary Review Application: For a Licensed Premise**

Wyre Borough Council being the licensing authority, on 8 December 2016 received an application from the Chief Officer of Police for the summary review of a premises licence in respect of premises known as Uber, 2B Vicarage Road, Poulton-le-Fylde FY6 7BE.

On the 9 December 2016, within 48 hours of receipt of the Chief Officer's application the members considered whether it was necessary to take interim steps.

The Service Director Health and Wellbeing submitted a report to the Licensing Sub-Committee Members, to enable consideration of a summary review of the premises licence in respect of Uber, 2B Vicarage Road, Poulton-le-Fylde, FY6 7BE. Licence number PL(A)0146.

The report set out all the relevant information, including the background to the summary review, along with the key issues and proposals.

The Members considered the summary review of the licensed premises and the Chairman then announced the Sub-Committee's decision.

RESOLVED To suspend the premises licence (PL(A)0146) in respect of the premises known as Uber, 2B Vicarage Road, Poulton-le-Fylde FY6 7BE with immediate effect, pending the determination of a review of the premises licence.

For the following reasons:

1. The Committee was satisfied that there was evidence of serious crime and disorder on the premises.
2. The Committee noted that the Premises Licence Holder had previously removed himself as the Designated Premises Supervisor of Uber and Andrew Johnson had become the Designated Premises Supervisor in 2015, when the Premises Licence Holder had been convicted of assault. This resulted in the magistrates suspending his personal licence for three months. The Committee considered that the removal or changing of the Designated Premises Supervisor was not an appropriate option, as it had been already tried and had failed to improve the crime and disorder in the premises.

The Committee were satisfied that suspending the Licence in the interim is proportionate and necessary for the promotion of the licensing objectives.

The meeting started at 2pm and finished at 2.16pm

Date of Publication: Tuesday 20 December 2016

arm/rg/lic/mi/091216

Licensing Sub-Committee Minutes

Minutes of the meeting of the Licensing Sub-Committee of Wyre Borough Council held on Tuesday 13 December 2016 at the Civic Centre, Poulton-le-Fylde.

Licensing Sub-Committee members:

Councillor Bridge (Chairman)
Councillor M Anderton
Councillor Robinson

Officers present:

C Ferguson, Licensing Manager
M Grimshaw, Senior Solicitor
C Leary, Democratic Services Officer.

Non-members present: None.

Members of the public present: E Simpson, T Colebourne, E Pritchard, H Parkinson and R Williams.

No Members of the Press were present.

LIC. 34 Appointment of Chairman

Councillor Bridge was appointed as Chairman.

LIC. 35 Exclusion of the Public and Press

RESOLVED that the public and press be excluded from the meeting whilst agenda item 4 was being considered, because it referred to exempt information as defined in category 1 (information relating to any individual) of Part 1 of Schedule 12(a) of the Local Government Act, 1972, as amended by the Local Government (Access to Information) Variation Order 2006 and, that the public interest in maintaining the exemptions outweighed the public interest in disclosing the information.

LIC. 36 Interim Steps Representation, from Premises Licence Holder – UBER, Poulton-le-Fylde

Wyre Borough Council being the licensing authority, on 8 December 2016 received an application from the Chief Officer of Police for the summary review of a premises licence in respect of premises known as Uber, 2B Vicarage Road, Poulton-le-Fylde FY6 7BE.

On the 9 December 2016, within 48 hours of receipt of the Chief Officer's application, members considered it was necessary to take interim steps and decided to suspend the premises licence PL(A)0146 for the premises Uber, 2B Vicarage Road, Poulton-le-Fylde, FY6 7BE.

The Service Director Health and Wellbeing submitted a report to the Licensing Sub-Committee Members, to consider an application for the review of interim steps taken for the premises licence in respect of Uber, 2B Vicarage Road, Poulton-le-Fylde, FY6 7BE. Licence number PL(A)0146.

The report set out all the relevant information, including the background to the summary review and the interim steps representation, along with the key issues and proposals.

The Police made verbal representation to the Sub-Committee Members.

The Solicitor acting on behalf of his client too, made verbal representation to the Sub-Committee Members.

Members asked questions of the holder of the premises licence, Mr Simpson and then they retired to consider the application in closed session. The Licensing Sub-Committee then reconvened and the Chairman announced the Sub-Committee's decision.

RESOLVED That the interim step of suspension appropriate for the promotion of the licensing objectives under the Licensing Act 2003 should remain in place, pending a full review hearing on Thursday 5 January 2017, to see if the suspension should be modified, or removed, in respect of the premises known as Uber, 2B Vicarage Road, Poulton-le-Fylde FY6 7BE. Licence number PL(A)0146.

For the following reasons:

1. The Committee was satisfied that there was evidence of serious crime and disorder on the premises provided by representations from the Police.
2. The Committee noted that as the Designated Premises Supervisor of Uber had previously been varied to Andrew Johnson in 2015, following Mr Simpson's conviction for assault, a variation back to Mr Simpson would not be an appropriate interim step to implement. In addition, the remaining options for interims steps were also not considered appropriate.

The Committee were satisfied that it was proportionate and appropriate for the promotion of the licensing objectives for the suspension of the Premises Licence to continue pending the full review hearing.

The meeting started at 2pm and finished at 4.58pm

Date of Publication: Tuesday 20 December 2016

Licensing Committee Minutes

Minutes of the meeting of the Licensing Committee of Wyre Borough Council held on Thursday 5 January 2017 at the Civic Centre, Poulton-le-Fylde.

Licensing Committee members:

Councillor M Anderton	Councillor Moon
Councillor Barrowclough	Councillor Ormrod
Councillor Beavers	Councillor Pimbley
Councillor C Birch	Councillor Robinson
Councillor Bridge	Councillor Smith
Councillor Collinson	Councillor Matthew Vincent
Councillor Holden	Councillor Wilson

Officers present:

C Ferguson, Licensing Manager
M Grimshaw, Senior Solicitor
C Leary, Democratic Services Officer.

Non-members present: None.

Members of the public present: T Colebourne, E Pritchard, H Parkinson and R Williams.

No Members of the Press were present.

LIC. 37 Declarations of Interest

None.

LIC. 38 Exclusion of the Public and Press

RESOLVED that the public and press be excluded from the meeting whilst agenda item 4 was being considered, because it referred to exempt information as defined in category 1 (information relating to any individual) of Part 1 of Schedule 12(a) of the Local Government Act, 1972, as amended by the Local Government (Access to Information) Variation Order 2006 and, that the public interest in maintaining the exemptions outweighed the public interest in disclosing the information and also under regulation 14 of the Licensing Act 2003 (Hearings) Regulations 2005, the public interest in excluding the public, outweighed the public interest in the hearing taking place in public.

LIC. 39 **Review of Premises Licence – UBER, Poulton-Le-Fylde**

Wyre Borough Council being the licensing authority, on Thursday 8 December 2016 received an application from the Chief Officer of Police for the summary review of a premises licence in respect of premises known as Uber, 2B Vicarage Road, Poulton-le-Fylde FY6 7BE.

On the Friday 9 December 2016, within 48 hours of receipt of the Chief Officer's application, the Council's Licensing Sub-Committee considered the application and decided it was necessary to take interim steps and to suspend the premises licence PL(A)0146 for the premises Uber, 2B Vicarage Road, Poulton-le-Fylde, FY6 7BE, with immediate effect.

Following that decision, the Premises Licence Holder, Mr E Simpson submitted representations and further representations were submitted by the Police. The Licensing Sub-Committee considered those representations on Tuesday 13 December 2016 and determined that the interim step of suspension remain in place.

Section 53 of the Licensing Act 2003 requires that following receipt of a summary review notice from the Police, that a full hearing must be held to consider the application within 28 days.

At that full review hearing on Thursday 5 January 2017, the Service Director Health and Wellbeing submitted a report to the Licensing Committee Members, to consider an application for the review of the Premises Licence in respect of Uber, 2B Vicarage Road, Poulton-Le-Fylde, FY6 7BE. Licence number PL(A)0146.

The report set out all the relevant information, including the background to the summary review, the interim steps representations, together with the key issues and proposals.

The Committee also considered information submitted from Lancashire Constabulary which was submitted to the Committee Members on Wednesday 4 January 2017, including witness statements, and a police interview with the Licence Premises Holder (LPH).

The Committee heard from the Police's solicitor, the police officers and the solicitor acting for the Premises Licence Holder.

Members asked questions of both parties and both parties asked questions of each other.

Both parties made representations on the interim steps after the Committee's decision on the summary review was announced.

The Committee retired to consider the application on summary review and interim steps in two closed sessions. The Licensing Committee then reconvened and the Chairman announced the Committee's decision.

After considering the report and after listening to the presentations, the Committee decided to revoke the premises licence. The Committee also decided that the interim step of suspension continue until that decision comes into effect.

RESOLVED That the Licence in respect of the premises known as Uber, 2B Vicarage Road, Poulton-le-Fylde FY6 7BE - Licence number PL(A)0146, be revoked and the interim step of suspension continue until that decision comes into effect.

A summary of the reasons is set out below:

The Committee after having considered all of the information decided that given the crime and disorder associated with the premises, including the seriousness of the alleged assault together with the removal of CCTV footage, the previous assault, and the general lack of cooperation and engagement with the police over a number of years, in particular in implementing the Action Plans, that revocation was appropriate for the promotion of the Licensing Objectives and was proportionate.

The Committee considered that the premises were poorly managed and there was a general lack of compliance associated with the premises. The Committee were satisfied that the same recurring themes were being demonstrated at the premises namely violent crime, lack of cooperation with the police, similar issues involving difficulties obtaining CCTV footage and the numerous Action Plans that had been put in place by the police to improve the poor management of the club.

The Committee considered that the removal of the DPS was not an appropriate option, as the Committee were satisfied that Mr Simpson had overall control of the premises. It was clear that Mr. Simpson controlled the finances and claimed that he had not even informed the DPS that the CCTV had not been working for a number of weeks and had also reformatted the CCTV and had arranged for the discs to be removed without informing the DPS. The Committee considered that a change in DPS would not make any difference in how the premises were run, as any new DPS would still be under the influence of Mr. Simpson.

The Committee also considered that a suspension of the licence was not an appropriate option as the premises had previously been rebranded and there had been previous changes in management but the same problems continued and a short period of closure would not fix these issues.

The Committee noted the police's total lack of confidence in the Premises Licence Holder in running the premises and considered that none of the other options available on review would resolve the problems associated with the premises and were not appropriate in the circumstances.

Following the decision to revoke the premises licence, and after hearing representations from Mr Williams and Mr Colebourne the Committee considered that in order to promote the Licensing Objectives, it was appropriate and proportionate for the interim step of suspension to continue until the revocation decision comes into effect.

In reaching its decision, the Committee had regard to:-

- The Licensing Act 2003.
- The Guidance published by the Secretary of State.
- The Human Rights Act 1998.
- Relevant case law.
- Wyre Council's Licensing Policy 2016-2021.

The Chair of the Committee informed everyone present that a decision notice to revoke the licence would be issued to all parties. The notice would contain the full and detailed reasons for the decision and set out the rights of appeal. The decision notice would also address the decision to continue the interim step of suspension of the premises licence.

The meeting started at 6.13pm and finished at 9.25pm

Date of Publication: Monday 16 January 2017

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Report of:	Meeting	Date	Item No.
Mark Broadhurst Service Director, Health and Wellbeing	Licensing Committee	26 January 2017	4

Application for a new premises licence for Dolphinholme House Farm, Dolphinholme

1. Purpose of report

1.1 To provide members with information to assist them at a hearing to determine an application for a new premises licence under the Licensing Act 2003, for Dolphinholme House Farm, Dolphinholme LA2 9DJ.

2. Outcome

2.1 Determination of the application made for Dolphinholme House Farm, Dolphinholme.

3. Recommendation

3.1 That members consider the application for a new premises licence for Dolphinholme House Farm, Dolphinholme.

4. Background

4.1 This application seeks to licence a site which currently has a number of glamping units at the perimeter of a large field leading down to the river at Dolphinholme bridge area. Please refer to **Appendix 1** for photographs of the site, barn and farm. It is understood that the field is currently used for livestock for at least part of the year.

The field is bordered by trees at the edge of the river, leading up to the working farm with associated agricultural farms buildings. The application seeks to cover the whole farm including buildings and the field. The plan of the site for the proposed licensed area as submitted with the application can be seen at **Appendix 3**. This application proposes that this field be used for an annual family event "Down by the Riverside" plus other non-specified outdoor charity/music/theatre events with wedding and event marquees on occasion.

- 4.2** The application also seeks permission to use an agricultural building, referred to as a barn. This building was formerly used to hold goats and is currently not suitable to hold any public or private entertainment. A large amount of work would be required to bring it up to an acceptable standard in relation to health and safety, fire safety provision and noise mitigation. This building, when converted is proposed for private functions including children's parties and weddings. There would also be the question of access to the building for members of the public attending events through a working dairy farm. Although representations have not been received from the Fire Authority and Health and Safety body, before any building can be used for public events it must be brought up to acceptable standards under legislation outside the Licensing Act 2003. Failure to do so could result in legal action against the Premises Licence Holder by the relevant Authority.
- 4.3** There is no current planning permission for the site to permit such activities as applied for. However this would require a separate application and this consideration may not form part of this application.
- 4.4** Mention has also been made in some representations to the provision of Temporary Event Notices (TENs) for one off activities, such as the "Down by the Riverside" event. Members will be aware that there are limitations on such Notices including an attendance of not more than 500 persons, 15 notices permitted in any one calendar year with a maximum number of 21 days and incur a cost of £21.00 per application.
- 4.5** It may be noted that 2 TENs were granted in 2016 for small events, those being a PTA sports day and fundraiser on 21 May 2016 (14.00 to 22.00) and a 50/60th birthday party on 23/24 July (18.00 to 01.30).
- 4.6** Since the adoption of the Police Reform and Social Responsibility Act in 2012, the term 'interested party' has been removed from the Licensing Act 2003. There is no "vicinity" test; instead anyone "likely to be affected by the application" is able to make representations either for, or against an application. However, any such objection must still relate to one or more of the licensing objectives and must not be frivolous or vexatious.

S182 Guidance at paragraph 9.9 also provides the following:

It is recommended that, in borderline cases, the benefit of the doubt about any aspect of a representation should be given to the person making that representation. The subsequent hearing would then provide an opportunity for the person or body making the representation to amplify and clarify it.

5. Key issues and proposals

- 5.1** On 9 December 2016 an application was received for a premises licence at Dolphinholme House Farm, Dolphinholme, which is attached at **Appendix 5**.

The location plan of the site and the internal layout of the proposed inside event building (current agricultural barn) are included at **Appendix 3 and 4** respectively.

5.2 The application states “The premises is a family run farm offering glamping pods and camping facilities to members of the public. A renovated barn will host private functions including children’s parties, private events and weddings.
The area on the plan marked “field area” will be utilised for various events including pop up theatre events, charity events and musical events.”

5.3 The application seeks permission for the following licensable activities on **all days from 11.00 to 23.00:-**
Plays-indoors and outdoors
Films-indoors and outdoors
Indoor sporting events- indoors and outdoors
Boxing or wrestling- indoors and outdoors

With the following licensable activities on **all days from 11.00 to 01.00:-**
Live music-indoors and outdoors
Recorded music-indoors and outdoors
Performance of dance- indoors and outdoors
Anything of a similar description- indoors and outdoors
Late night refreshment- indoors and outdoors 23.00 to 01.00
Supply of alcohol-on and off the premises

Hours open to the public- All days **08:00 to 01.30**

5.4 However the applicant has proposed by way of condition at (M) on the application form, that “All licensable activities that take place in the area marked “field area” on the plan are to terminate at 23.00”.

5.5 The application has been correctly advertised on the premises and in the newspaper, as required by the Licensing Act 2003.

5.6 During the 28 day representation period, 18 representations were received from residents in the area that addressed at least one of the four licensing objectives. The location and geographic area in relation to the proposed site can be found at **Appendix 2**.

5.7 The representations received from residents’ state a number of concerns including a belief that that noise from the premises will cause disturbance to nearby properties and that the nature of the business will interfere with life in a very quiet and rural area. There is also concern that additional people attending events will lead to an increase in crime and disorder in an area where there is a very limited police presence.

5.8 However most of the representations also state that they believe that the premises will cause issues for road safety and increased use of the road through the village. As members are aware these are considerations that

are taken into account when planning permission is granted for a premises. Therefore as they are not directly linked to the Licensing Act 2003 licensing objectives they should not be considered as part of this application. **Appendix 6** provides members with the representation letters and emails received.

5.9 The Environmental Health Officer has also submitted an objection to the application and this is included as **Appendix 7**. As Members can see the EHO has concerns about the use of the field for music and also the barn, which is inadequate to protect neighbours from noise emanating from it.

5.10 The conditions that would be required to be placed upon any licence granted are included in the Officer's representation and are replicated below:-

1. The licensed premises shall only be open to the public between 08.00 and 23.30 hours daily.
2. All licensable activities shall only take place at the licensed premises between 11.00 and 23.00 hours daily with persons vacating the site by 23.30 hours.
3. All amplified music played on 'The Field' as delineated on Plan B must be provided within an enclosed temporary structure.
4. No nuisance shall be caused by noise coming from the licensed premises or by vibration transmitted through the structure of the premises.
5. All noise from regulated entertainment at the licensed premises shall not exceed the background noise level when measured as an LAeq,5min in any one third octave band at the boundary with any noise sensitive premises (with the exception of the premises located at Dolphinholme House Farm which are occupied by members of the immediate family of the farmer or farmworker. 'Immediate family' is taken to mean children, parents and siblings).
6. Where required by Wyre Borough Council's Environmental Health Officer, limitations will be put on sound equipment and set to agreed noise levels.
7. The designated premises supervisor or the premises licence holder who is supervising the sale or supply of alcohol at that time shall not permit customers to congregate and consume alcohol sold or supplied by that premises in a public place within the immediate vicinity of the premises and in an area not so licensed for consumption to the annoyance or obstruction of others and shall prevent the removal of alcohol if it is intended for such a purpose.
8. Any outside area which is used for the consumption of alcohol shall cease to be so used at 23.00 hours.

9. All external doors and windows to 'The Barn' as delineated in Plan A shall be kept closed when regulated entertainment is being provided except in the event of an emergency.
10. The premises licence holder or his representative shall conduct regular assessments of the noise coming from the licensed premises on every occasion the premises are used for regulated entertainment and shall take steps to reduce the level of noise where it is likely to cause a disturbance to local residents. A written record shall be made of those assessments in a log book kept for that purpose and shall include, the time and date of the checks, the person making them and the results including any remedial action.
11. There shall be placed at all exits from the licensed premises in a place where they can be seen and easily read by the public, notices requiring customers to leave the premises and the area quietly. (Note, this may also include a reference to vehicles).
12. Refuse such as bottles shall be disposed of from the licensed premises at a time when it is not likely to cause a noise disturbance to any nearby sensitive premises.
13. Where there are any offensive smells created on the licensed premises, provision shall be made for such smells to be vented from the premises so that they do not cause a nuisance to any nearby sensitive premises.
14. There shall be provided at the licensed premises containers for the storage and disposal of waste foods and other refuse from the premises. Those containers shall be constructed, maintained and located so that access to them by vermin and unauthorised persons is prevented and arrangements shall be made for the regular lawful disposal of their contents.
15. Where the licensed premises provide food to the public for consumption on or off the premises there shall be provided at or near the exits, sufficient waste bins to enable the disposal of waste food, food containers, wrappings, etc.
16. No artificial light from or on the licensed premises and any other light under the control of the premises shall be provided where that light causes a nuisance to any nearby sensitive premises.
17. The premises licence holder or his representative shall ensure that staff departing late at night when the business has ceased trading conduct themselves in such a manner to avoid disturbance to any nearby sensitive premises.

18. The premises licence holder or his representative will arrange for litter and cigarette debris dropped in the vicinity of the licensed premises to be collected and removed at the end of operating hours each night.

- 5.11** Police attended a pre-application site meeting and are happy with the application and the conditions that are proposed with regard to the promotion of the Crime and Disorder licensing objective.

It should be noted that if a premises licence were to be granted for this site then a separate planning application is likely to be required.

A premises Licence does not override any planning restriction or negate the need to acquire the requisite planning permission.

- 5.12** An officer from Lancashire Fire and Rescue Service would also be required to inspect the premises when converted and the premises licence holder would also be responsible for any additional requirements by other agencies, ie building control, the production of fire risk assessment documents and health and safety etc.

- 5.13** As members can see from the application, the applicant has offered the following conditions to be included on the licence, if granted. These conditions are in addition to the mandatory conditions required under the Act.

5.13.1 General

All staff who are involved in the sale of alcohol will be trained in relation to the licensing objectives so as to reduce crime and disorder, promote public safety, prevent nuisance and promote the protection of children from harm. Said training will be documented and will be made available to an authorised officer upon request.

All licensable activities that take place in the area marked “field area” on the plan are to terminate at 23:00.

Details of any event that includes licensable activities taking place on the “field area” are to be provided to Lancashire Constabulary at least four weeks prior to the event taking place.

On any occasions that licensable activities are carried on in the area marked as “field” on the attached plan, the DPS (Designated Premises Supervisor) shall be on duty.

5.13.2 The prevention of crime and disorder

A CCTV system shall be installed internally in the barn area and will meet the following criteria:

- the system will display on any recording the time and date of said recording;

- the system will be recording whenever the premises is open to the public;
- any recordings will be retained for a minimum of 28 days after they are made and will be produced to an authorised officer upon request;
- as a minimum, the system will capture images of the head and shoulders of any person entering the premises through the main public entrance.

Appropriate signage alerting customers to the use of CCTV shall be displayed in a conspicuous position at the premises.

The premises shall operate a zero tolerance drugs policy.

During the event “Down by the Riverside” SIA (licensed door staff) supervisors are to be utilised. As a minimum one SIA supervisor will be positioned on the entrance/exit, one SIA supervisor will be positioned on the main bar and one SIA supervisor will be position next to the secondary bar.

5.13.3 Public Safety

During the event “Down by the Riverside” marshals will be utilised to assist with parking and the dispersal of customers.

On any occasions that licensable activities are carried on in the area marked as “field” on the attached plan, there must be appropriate First Aid trained persons on duty.

On any occasion that licensable activities are carried on in the area marked as “field” on the attached plan, drinks must be served on polycarbonate or plastic vessels at all times. All glass bottles must be decanted in such vessels prior to being given to the public.

5.13.4 The prevention of public nuisance

Whenever regulated entertainment is taking place, regular assessments shall be made of any noise emanating from the premises. Wherever said assessments indicate that noise is likely to cause nuisance to any residents or businesses in the vicinity, steps will be taken to reduce the level of noise.

A clear, legible and conspicuous notice shall be displayed at each public exit requesting patrons to avoid causing noise, nuisance or disturbance upon leaving the premises.

5.13.5 The protection of children from harm

A “Challenge 25” Policy shall be adopted and enforced at the premises whereby any person who appears to be under the age of 25 shall be required to provide identification to prove that they are over the age of 18 before they are permitted to purchase alcohol. The only forms of acceptable identification will be:

- a passport;
- a UK photocard driving licence;
- official ID card issued by HM Forces or EU bearing a photograph and the date of birth of the holder;
- any other form of identification agreed with a representative of the Police Licensing Unit.

All staff who are involved in the sale of alcohol will be trained in relation to the “Challenge 25” policy upon the commencement of their employment, following which they will undertake refresher training at suitable intervals. Said training will be documented and will be made available to an authorised officer upon request.

The premises shall fully record any refused sales or challenges made to patrons and such records shall be kept in an appropriate form and be made available in inspection to the police or other authorised agency.

5.14 All staff involved in the sale of alcohol will be at least the age of 18 years.

This application has been brought before members to determine, in the light of the representations received.

Financial and legal implications	
Finance	There are no financial implications directly associated with this application.
Legal	The hearing should be conducted following the principles of natural justice. Any decision of the licensing Committee can be the subject of an appeal to the Magistrates Court.

Other risks/implications: checklist

There are significant implications arising from this report on the issues marked with a ✓ below. The report author has consulted with the appropriate specialist officers on those implications, which are addressed in the body of the report and are taken account of in the recommendations made. There are no significant implications arising directly from this report, for those issues marked with an x.

Risks/implications	✓ / x
community safety	✓
equality and diversity	x
sustainability	x
health and safety	x

Risks/Implications	✓ / x
asset management	x
climate change	x
data protection	x

Report author	telephone no.	email	date
Christa Ferguson	887476	christa.ferguson@wyre.gov.uk	13 January 2017

List of Background Papers:		
Name of document	date	where available for inspection
Wyre Council Statement of Licensing Policy	January 2016	Licensing Section

List of appendices

- Appendix 1- Photographs of the site
- Appendix 2- Location plan indicating site and addresses of representees
- Appendix 3- Plan of proposed site submitted by applicant
- Appendix 4- Plan of barn building submitted by applicant
- Appendix 5- Application form (blank pages removed)
- Appendix 6- Representation letters and emails from residents
- Appendix 7- Representation from EHO

arm/rg/lic/cr/17/2609cf2

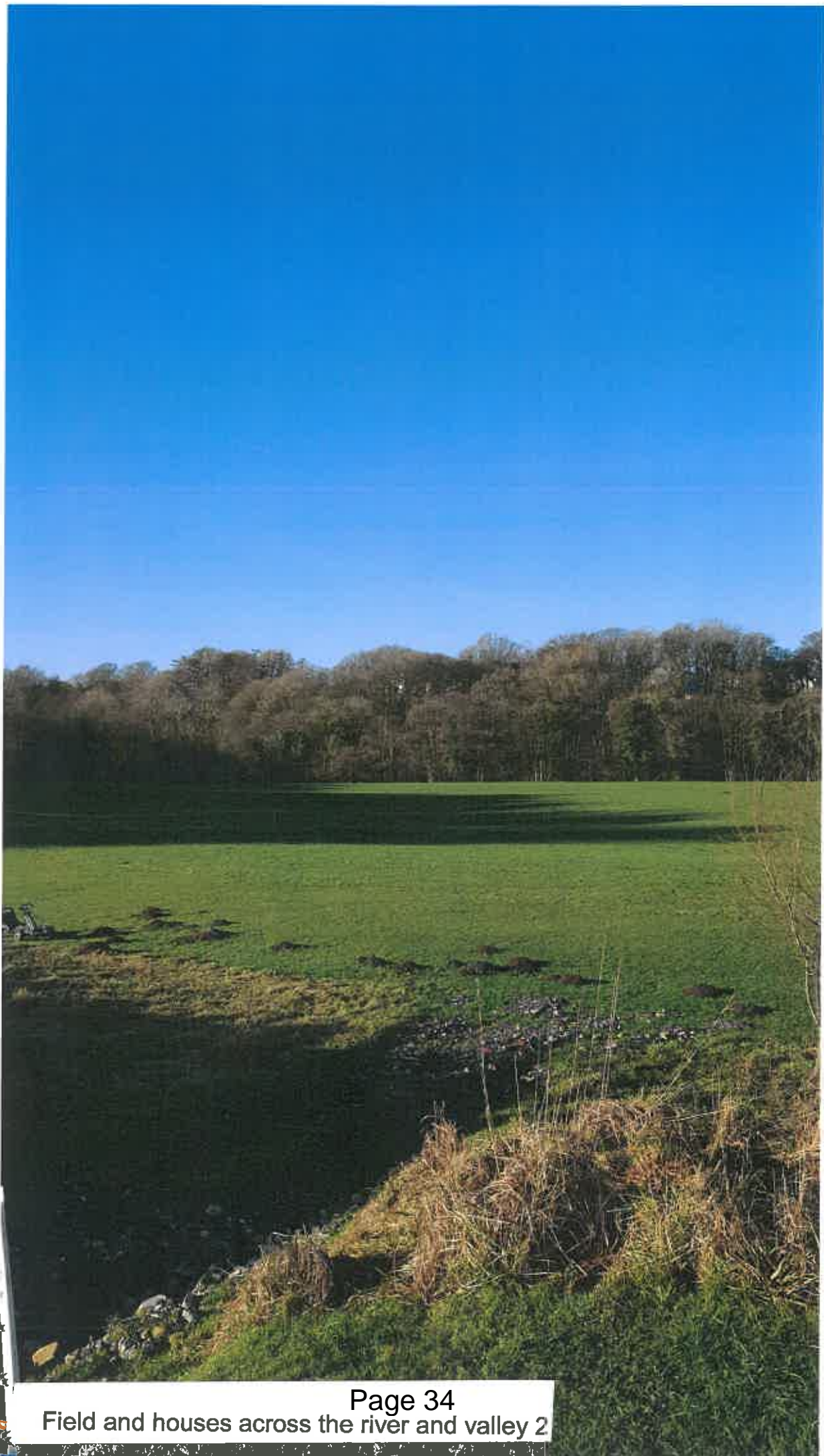




Farm house (included on site plan)









Field





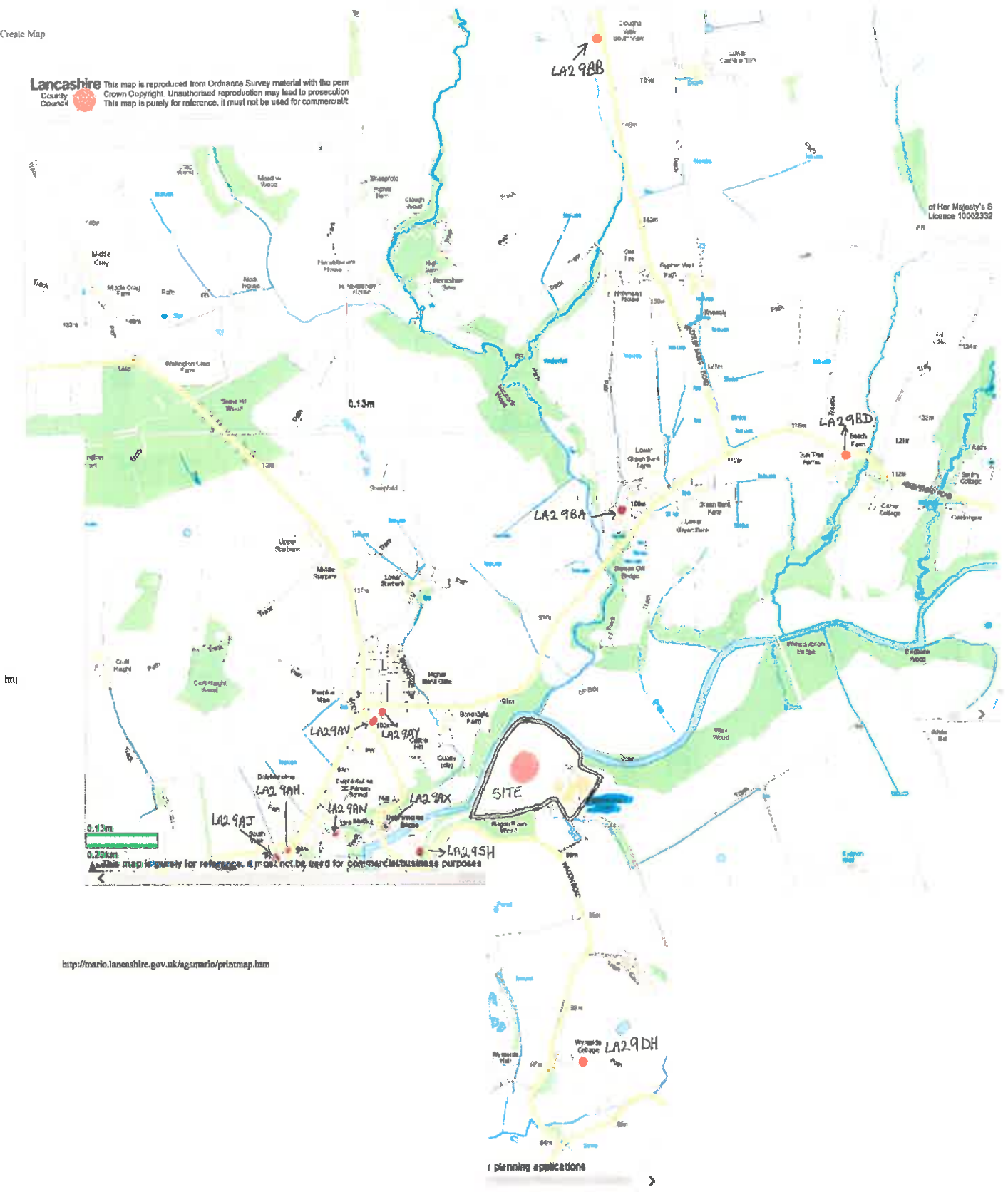
Agricultural Barn 2



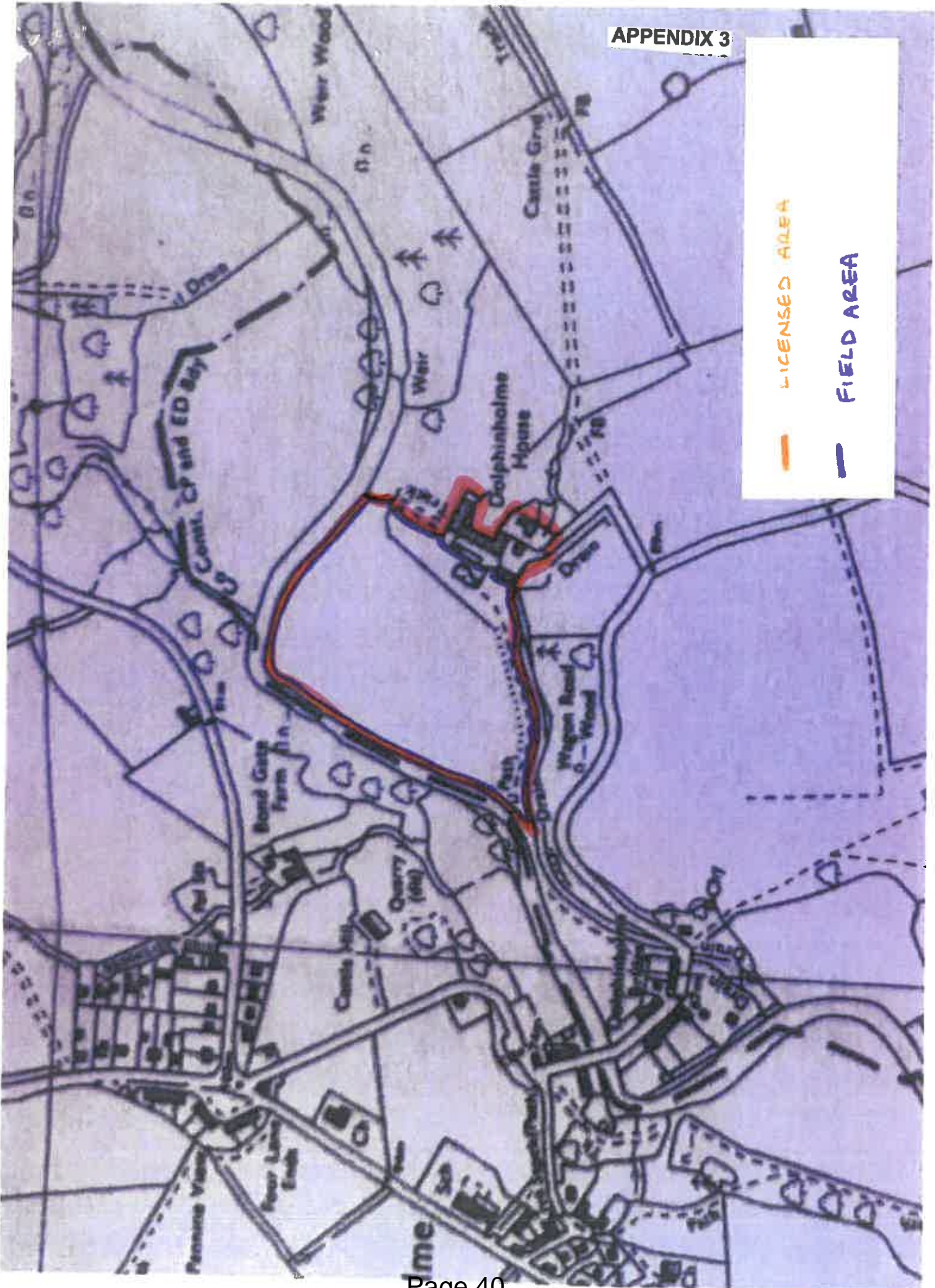
APPENDIX 2

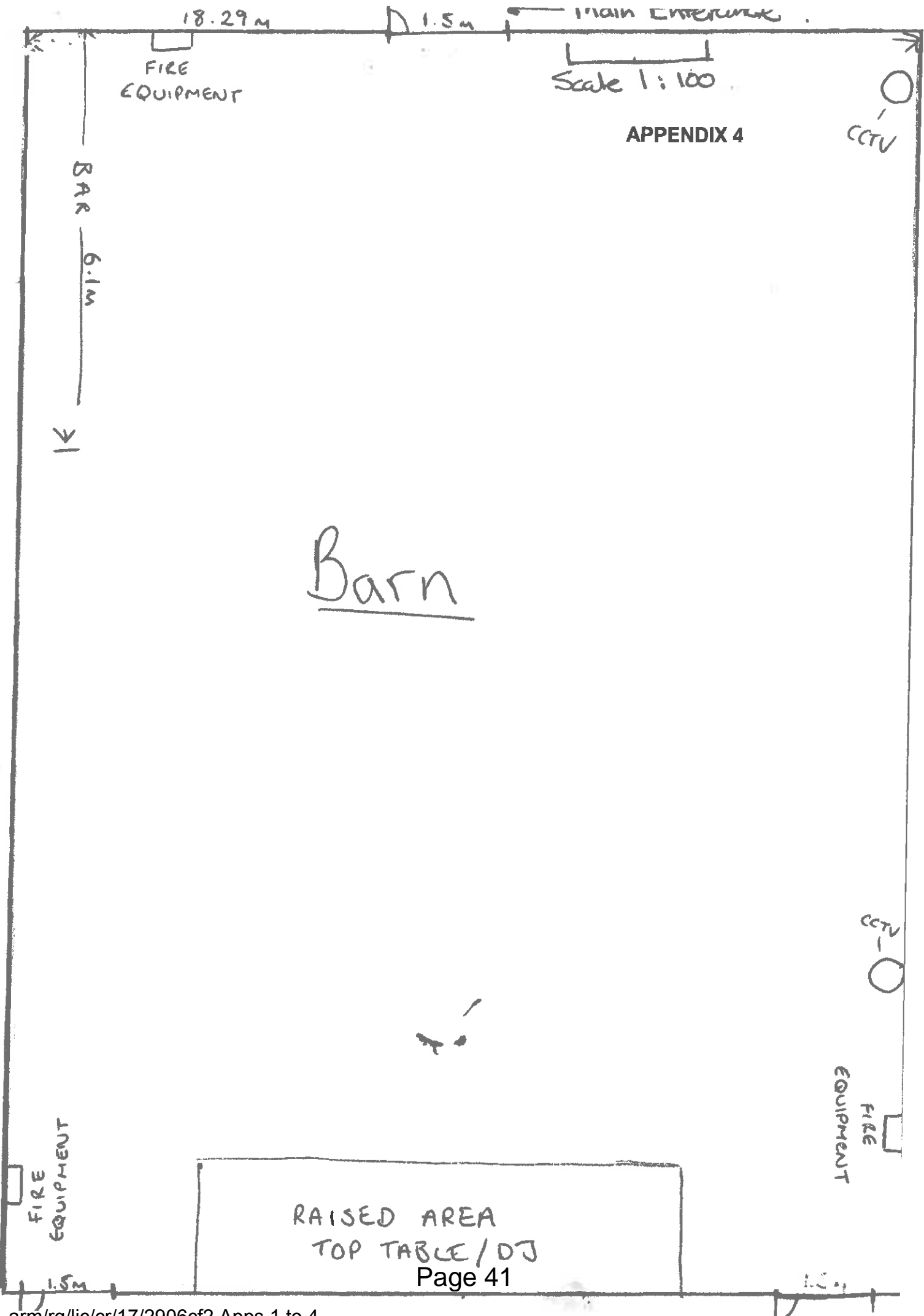
Create Map

Lancashire County Council
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APPENDIX 3





Barn

APPENDIX 4

RAISED AREA
TOP TABLE/DJ
Page 41

Lancaster Guild

**Application for a premises licence to be granted
under the Licensing Act 2003**

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We **Steven Lawrence**

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, Ordnance Survey map reference or description			
Dolphinholme House Farm Dolphinholme			
Post town	Lancaster	Postcode	LA2 9DJ
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£3,175.00	

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | | |
|---|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input checked="" type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i. as a limited company | <input type="checkbox"/> | please complete section (B) |
| ii. as a partnership | <input type="checkbox"/> | please complete section (B) |
| iii. as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv. other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) a charity | <input type="checkbox"/> | please complete section (B) |
| e) the proprietor of an educational establishment | <input type="checkbox"/> | please complete section (B) |

- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)


* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a
 statutory function or
 a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname Lawrence			First names Steven		
I am 18 years old or over				<input checked="" type="checkbox"/>	Please tick yes
Current postal address if different from premises address		3 Dolphinholme Mill Lower Dolphinholme			
Post town	Lancaster		Postcode	LA2 9AU	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

Please give a general description of the premises (please read guidance note 1)

The premises is a family farm offering glamping pods and camping facilities to members of the public.

A renovated barn will host private functions including children’s parties, private events and weddings.

The area on the plan marked “field area” will be utilised for various events including pop up theatre events, charity events and musical events.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

N/A

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Mon	11.00	23.00		Please give further details here (please read guidance note 3)	
Tue	11.00	23.00	State any seasonal variations for performing plays (please read guidance note 4)		
Wed	11.00	23.00	Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Thur	11.00	23.00			
Fri	11.00	23.00			
Sat	11.00	23.00			
Sun	11.00	23.00			

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon	11.00	23.00			
Tue	11.00	23.00			
Wed	11.00	23.00	<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)		
Thur	11.00	23.00			
Fri	11.00	23.00	<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat	11.00	23.00			
Sun	11.00	23.00			

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon	11.00	23.00	<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue	11.00	23.00	
Wed	11.00	23.00	
Thur	11.00	23.00	
Fri	11.00	23.00	
Sat	11.00	23.00	
Sun	11.00	23.00	

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	11.00	23.00	<u>Please give further details here</u> (please read guidance note 3)	Both	<input checked="" type="checkbox"/>
Tue	11.00	23.00			
Wed	11.00	23.00	<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Thur	11.00	23.00			
Fri	11.00	23.00	<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat	11.00	23.00			
Sun	11.00	23.00			

E

Live music Standard days and timings (please read guidance note 6)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon	11.00	01.00			
Tue	11.00	01.00			
			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 4)		
Wed	11.00	01.00			
Thur	11.00	01.00			
			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri	11.00	01.00			
Sat	11.00	01.00			
Sun	11.00	01.00			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	11.00	01.00			
Tue	11.00	01.00			
Wed	11.00	01.00	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur	11.00	01.00			
Fri	11.00	01.00	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	11.00	01.00			
Sun	11.00	01.00			

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon	11.00	01.00	<u>Please give further details here</u> (please read guidance note 3)		
Tue	11.00	01.00			
Wed	11.00	01.00	<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Thur	11.00	01.00			
Fri	11.00	01.00	<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat	11.00	01.00			
Sun	11.00	01.00			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon	11.00	01.00		Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Tue	11.00	01.00	<u>Please give further details here</u> (please read guidance note 3)		
Wed	11.00	01.00	<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Thur	11.00	01.00	<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri	11.00	01.00	(please read guidance note 5)		
Sat	11.00	01.00	(please read guidance note 5)		
Sun	11.00	01.00	(please read guidance note 5)		

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon	23.00	01.00			
Tue	23.00	01.00			
Wed	23.00	01.00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur	23.00	01.00			
Fri	23.00	01.00	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat	23.00	01.00			
Sun	23.00	01.00			

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)					
Mon	11.00	01.00						
Tue	11.00	01.00						
Wed	11.00	01.00						
Thur	11.00	01.00						
Fri	11.00	01.00						
Sat	11.00	01.00						
Sun	11.00	01.00						
						Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor:

Name Steven Lawrence	
Address 3 Dolphinholme Mill Lower Dolphinholme Lancaster	
Postcode	LA2 9AU
Personal licence number (if known)	WBCPA0352
Issuing licensing authority (if known)	Wyre Council

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).

None currently anticipated

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4)
Day	Start	Finish	
Mon	08.00	01.30	<p><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 5)</p>
Tue	08.00	01.30	
Wed	08.00	01.30	
Thur	08.00	01.30	
Fri	08.00	01.30	
Sat	08.00	01.30	
Sun	08.00	01.30	

M Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)

All staff who are involved in the sale of alcohol will be trained in relation to the licensing objectives so as to reduce crime and disorder, promote public safety, prevent public nuisance and promote the protection of children from harm. Said training will be documented and will be made available to an authorised officer upon request.

All licensable activities that take place in the area marked “field area” on the plan are to terminate at 23.00.

Details of any event that includes licensable activities taking place on the “field area” are to be provided to Lancashire Constabulary at least four weeks prior to the event taking place.

On any occasions that licensable activities are carried on in the area marked as “field” on the attached plan, the DPS shall be on duty.

b) The prevention of crime and disorder

A CCTV system shall be installed internally in the barn area and will meet the following criteria:

- The system will display on any recording the time and date of said recording;
- The system will be recording whenever the premises is open to the public;
- Any recordings will be retained for a minimum of 28 days after they are made and will be produced to an authorised officer upon request;
- As a minimum, the system will capture images of the head and shoulders of any person entering the premises through the main public entrance.

Appropriate signage alerting customers to the use of CCTV shall be displayed in a conspicuous position at the premises.

The premises shall operate a zero tolerance drugs policy.

During the event “Down by the Riverside” SIA supervisors are to be utilised. As a minimum one SIA supervisor will be positioned on the entrance/exit, one SIA supervisor will be positioned on the main bar and one SIA supervisors will be positioned next to the secondary bar.

c) Public safety

During the event “Down by the Riverside” marshals will be utilised to assist with parking and the dispersal of customers.

On any occasions that licensable activities are carried on in the area marked as “field” on the attached plan, there must be appropriate First Aid trained persons on duty.

On any occasions that licensable activities are carried on in the area marked as “field” on the attached plan, drinks must be served in polycarbonate or plastic vessels at all times. All glass bottles must be decanted into such a vessel prior to being given to the public.

d) The prevention of public nuisance

Whenever regulated entertainment is taking place, regular assessments shall be made of any noise emanating from the premises. Wherever said assessments indicate that noise is likely to cause nuisance to any residents or businesses in the vicinity, steps will be taken to reduce the level of noise.

A clear, legible and conspicuous notice shall be displayed at each public exit requesting patrons to avoid causing noise, nuisance or disturbance upon leaving the premises.

e) The protection of children from harm

A "Challenge 25" Policy shall be adopted and enforced at the premises whereby any person who appears to be under the age of 25 shall be required to provide identification to prove that they are over the age of 18 before they are permitted to purchase alcohol. The only forms of acceptable identification will be:

- A Passport;
- A UK Photocard Driving Licence;
- Official ID card issued by HM Forces or EU bearing a photograph and the date of birth of the holder;
- Any other form of identification agreed with a representative of the Police Licensing Unit.

All staff who are involved in the sale of alcohol will be trained in relation to the "Challenge 25" policy upon the commencement of their employment, following which they will undertake refresher training at suitable intervals. Said training will be documented and will be made available to an authorised officer upon request.

The premises shall fully record any refused sales or challenges made to patrons and such records shall be kept in an appropriate form and be made available on inspection to the police or other authorised agency.

All staff involved in the sale of alcohol will be at least the age of 18 years.

From: Jackie Stacey [REDACTED]
Sent: 21 December 2016 13:00
To: Licensing & Health and Safety; Fletcher, Stuart
Subject: Preimises License Application: Dolphinholme Farm

Dear Wyre Council,

I am writing as a resident of Dolphinholme of 26 years standing to comment on the application for a premises licence at Dolphinholme Farm.

I object to the prospect of your granting a licence permitting indoor and outdoor entertainments, including the sale of alcohol, on a daily basis and until 1.00 or 1.30 a.m.

These are the grounds upon which I object to the application:

- a) It would materially disturb the peace and tranquillity of this small rural village by permitting unacceptable levels of noise. The located of the premises means that noise carries great distances in this area.
- b) It would increase the flow of traffic into and out of the area. The roads here are small and narrow, and are not able to accommodate heavier traffic density. It would also increase the noise levels in this small rural community.

I therefore urge you to reject this application for a licence.

I would appreciate it if you could acknowledge receipt of this email and also inform me of the outcome of the application.

Yours,
Jackie Stacey
Corless Cottages
Dolphinholme
Lancs LA2 9AJ

DH2

Ferguson, Christa

Subject: FW: Premises Licence Application, Dolphinholme Farm

From: Hinds, Hilary [REDACTED]
Sent: 21 December 2016 10:52
To: Licensing & Health and Safety; Fletcher, Stuart
Subject: Premises Licence Application, Dolphinholme Farm

Dear Wyre Council,

I am writing as a resident of Dolphinholme of 16 years standing to comment on the application for a premises licence at Dolphinholme Farm.

I object to the prospect of your granting a licence permitting indoor and outdoor entertainments, including the sale of alcohol, on a daily basis and until 1.00 or 1.30 a.m. I object to the application on the grounds that:

- a) It would materially disturb the peace and tranquillity of this small rural village by permitting unacceptable levels of noise. The premises are located in a kind of natural amphitheatre, formed by the surrounding hills, which means that noise carries great distances in this area.
- b) It would increase the flow of traffic into and out of the area. The roads here are small and narrow, and are not able to accommodate heavier traffic density.
- c) The presence of this increased traffic would also increase the noise levels in this small rural community.

I therefore urge you to reject this application for a licence.

I would appreciate it if you could acknowledge receipt of this email and also inform me of the outcome of the application.

Yours,

Hilary Hinds
Corless Cottages
Dolphinholme
Lancaster LA2 9AJ

Ferguson, Christa

Subject: FW: Objection to Dolphinholme Farm Licensing Application

From: Mary McMurrin [mailto: [REDACTED]@com]
Sent: 21 December 2016 11:38
To: Fletcher, Stuart
Cc: Licensing & Health and Safety
Subject: Objection to Dolphinholme Farm Licensing Application

I wish to object to the licensing application submitted by Stephen Lawrence on behalf of Dolphinholme Home Farm. I have objections on three counts: noise, traffic, and need.

NOISE

The application states that premises are to be open every day of the week from 08.00 to 01.30, with music both indoors and outdoors from 11.00 to 01.00 and alcohol sale both indoors and outdoors from 11.00 to 01.00.

Our house in Greenbank is 800 metres distant cross-country from Dolphinholme Farm. There is no noise barrier between Dolphinholme Farm and the prevailing wind carries sound from Dolphinholme Farm in our direction.

To have loud music playing outdoors until 01.00 is unacceptable. To have people singing and dancing outdoors until 01.00 is unacceptable. To have people leaving large social events en masse at 01.00, with attendant car noise and loud voices is unacceptable. That this could occur potentially every day of the week is unacceptable.

To have the above activities happening in a barn which is not soundproofed is little better than having them outdoors. This too is unacceptable.

TRAFFIC

The roads to Dolphinholme Farm are narrow, single-track roads. In particular, the route through Lower Dolphinholme is difficult to negotiate over a bridge and round a sharp bend with residents' cars parked at the roadside. There is no alternative but to drive to Dolphinholme Farm and the congestion likely to be created by numerous cars is unacceptable.

NEED

There are three other social venues within 2 miles of Dolphinholme Farm: The Fleece Inn, which serves alcohol and food 6 days per week; Wyreside Fisheries, which includes a campsite and entertainment facilities (e.g., large scale weddings and parties); and Wyreside Hall, currently under refurbishment as a 5 star hotel that will host weddings and other events.

Adding to the burden of traffic and noise created or potentially created by these venues is unacceptable. Furthermore, there is no real need for yet another entertainments venue in this rural area.

Mary McMurrin PhD

[www.\[REDACTED\].com](http://www.[REDACTED].com)

Ferguson, Christa

From: Kevin Bedford <[REDACTED]@om>
Sent: 02 January 2017 13:38
To: Ferguson, Christa; Fletcher, Stuart

Dear Mr Fletcher and Ms Ferguson

I am writing to express my concern over a current licensing application made by Mr Mark Gorst and Mr Stephen Lawrence in relation to premises at Dolphinholme House, Dolphinholme.

On reading the application it appears that the application is for mass and multiple events open from early morning to late night and operating 7 days a week, 365 days a year.

Plays - 7 days a week 11.00 - 23.00 - staged both indoors and outdoors
 Films - 7 days a week 11.00 - 23.00 - staged both indoors and outdoors
 Indoor sporting events - 7 days a week - 11.00 - 23.00
 Boxing / wrestling - 7 days a week 11.00 - 23.00 - staged both indoors and outdoors

Live music 7 days a week 11.00 - 01.00 - staged both indoors and outdoors
 Recorded music 7 days a week 11.00 - 01.00 - staged both indoors and outdoors
 Performance of dance 7 days a week 11.00 - 01.00 - staged both indoors and outdoors
 The catch all .. anything of similar description to those falling within e, f & g - 7 days a week 11.00 - 23.00 - staged both indoors and outdoors

A late night refreshment licence 23.00 - 01.00 - 7 days a week indoors and outdoors
 Supply of alcohol 7 days a week - 11.00 - 01.00 - staged both indoors and outdoors

With planned hours of operation and being open to the public 08.00 - 01.30 7 days a week.

I OBJECT TO THE GRANTING OF THIS LICENCE ON THE FOLLOWING GROUNDS.

- 1) Noise - Dolphinholme is a quite country village the levels of noise created by live music and all of the other likely activities and entertainment 7 days a week and almost being a 24hr operation would be devastating to to the local community. The noise pollution caused to the rural community of Dolphinholme and surrounding residents will be unacceptable. Being such an open rural area noise travels significant distance causing disturbance to many people some considerable distance from the proposed location.
- 2) Disturbance to the local community - The proposed location can only be reached by single carriageway roads with passing places necessary for two vehicles to pass side by side. I predict that the majority of visitors will head for Dolphinholme and then via the very narrow road and road bridge across the River Wyre at Lower Dolphinholme to the proposed location. The volume of traffic through this small community on narrow roads will have significant pollution, noise, disturbance and safety risks for the local residents. This is further likely to be exacerbated with patrons leaving the premises in the early hours of the morning with noise and disturbance to local residents.
- 3) Suitability of the location - Dolphinholme House is currently a farm .. the buildings to host the 'indoor' activities are agricultural buildings with essentially no proper floors, walls, roofs etc and certainly with no sound proofing means that even if events were 'indoor' the disturbance caused by the noise of music etc would be intolerable. Any change to the building for change of use or significant development would I assume require planning consent which to my knowledge has not been applied for.

However I am aware of an email from My Gorst in trying to appease the local community in giving some scope to his application - he writes:-

The license is for a one day festival, which will be held once a year aimed at families with both music and theatre and in the license the site has to be cleared by 11.30 pm so it wont be going on late into the night.

Mark

If in fact this it is his plan to only hold a weekend music festival then I cannot understand why he needs to apply for the level of licensing that he has. My understanding is that a short term event can be staged with a TEN rather than a 365 day a year 8.00 - 1.30 hours of operation application. And I further state my objection to this application on these grounds.

Thank you for considering my objection, I am happy to provide any further details to my comments by email, phone or in person should that meet your needs.

With kind regards

Kevin & Suzanne Bedford


Abbeystead Road

Over Wyresdale

LA2 9BA


DHS

Ferguson, Christa

Subject: FW: Dolphinholme House Farm

-----Original Message-----

From: Sally [redacted]@p.uk]

Sent: 22 December 2016 12:01

To: Fletcher, Stuart

Subject: Re: Dolphinholme House Farm

Dear Mr Fletcher,

We wish to add our deep concern regarding the application made by Mr Lawrence for an EXTENSIVE entertainment license at Dolphinholme House Farm, Dolphinholme.

We understand Mr Gorst would like to hold a one off annual event finishing by 11.30pm which we would have no problem with at all but this is not what is being applied for.

Our chief objection would be the noise element. We live barely 900 metres from the farm and have, for the past 19 years run a country bed and breakfast with a main selling point of 'the peace and quiet of the countryside'. We feel this would blight our business.

At a live music event held earlier this year, next to Dolphinholme House Farm, the noise was heard over 4 kms away up Abbeystead valley which is an AONB, it seems to carry further in the quiet countryside.

Wyreside Fisheries which is 2.5 kms from us occasionally have live music events which we can hear and Wyreside Hall, 2kms away is going to be a wedding venue with potential associated noise.

Along with this application there is a possibility of loud music noise through the summer which would be completely unacceptable.

Yours faithfully

Sarah & Simon Tait

[redacted]
Abbeystead

Lancaster

LA2 9BA

[redacted]

DH 6

Ferguson, Christa

From: Fletcher, Stuart
Sent: 03 January 2017 08:58
To: Ferguson, Christa
Subject: FW: Premises License Dolphinholme House Farm, Applicant Mark Gorst

Stuart Fletcher
Licensing Officer
01253 887406
Room 125

From: Eddie Hart [mailto:██████████@uk]
Sent: 29 December 2016 14:41
To: Fletcher, Stuart
Subject: Premises License Dolphinholme House Farm, Applicant Mark Gorst

Stuart

It has been brought to my attention an application has been made for the above premises for an event during 2017, I commend the rural diversification and would want to offer to support to such use of the premises however the suggested periods of operation of the event I find to be un acceptable as the events are to be held indoors and outdoors well into the early hours of the morning for a period of a whole week. The site is well placed for traffic access however the acoustics of the site generate noise for significant distances amplified by the topography of the site as it is next to a river bed in a fairly deep cutting this amplifies the sound and carries it significant distances up and down the river bed.

I would support the application if the times were curtailed to make all outdoor performances finish at 11p.m. with indoor performance carrying on into the night with effective acoustic barriers being put in place to prevent noise egress during the performances and from people entering or leaving the buildings. The car parking should only be on the part of the site away from the residential areas adjacent creating segregation.



Please note I do not wish to have my address to be published in any council documents it has been submitted purely for clarification of my locality to the applicant.

Kind Regards

Eddie Hart

DH7

Re Licencing Application for Dolphinhouse Farm, Dolphinholme, Lancaster. LA2 9DJ

Dear Sirs,

I wish to register my concerns regarding this licence application.

I am part of the Dolphinholme Residents Association and we had a constructive meeting with Steve the applicant and Mark the farmer, with 18 residents attending.

We discussed a wide range of issues including the following basic points:

- That there is a single large event per year aimed at children and environmental issues.
- Traffic Management on the narrow single track lanes would be implemented
- There are some weddings / events per year - during the summer months
- Noise abatement will be put in place in the building and marquees
- Management of attendees to traffic and noise aspects
- Minimising impact on the village environment
- Minimising impact on local Bed and Breakfast which relies on quiet.

Steve / Mark said that they would be amending their application along these lines.

Therefore, I object to the current application which is for 365 days a year for any type of event.

I would support an amended application with the above limitations in place.

Regards

Andy Collinson

[REDACTED] Cottage

Dolphinholme

LA2 9DH

DH8



Representation Form (Other Persons)

Your Name/Company Name/Name of representative body.	Allen Norris
If representative body please give detail of how you represent residents or businesses	
Postal address	[REDACTED] Abbeystead Road, Dolphinhholme, Lancaster LA2 9AY
Contact telephone number	[REDACTED]
Email address	[REDACTED]

Name of the premises you are making a representation about.	Dolphinhholme House (Farm)
Address of the premises you are making a representation about.	Dolphinhholme House, Wagon Road, Dolphinhholme

Your representation must relate to one of the four Licensing Objectives. Please state Yes or No.(see note below)	Please detail the reason for your representation and any evidence to support it Please use separate sheets if necessary
The Prevention of harm to children	
To prevent Public Nuisance	See attached sheet
To prevent crime and disorder	See attached sheet


Public Safety	See attached sheet
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Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Committee to take into account.	Limits on the number, size and scale of events. Noise abatement measures to be adopted and monitoring conditions to be applied. Detailed traffic management plans including stewardship to be adopted.
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I wish to call the following people in support of my representation. Anybody you wish to speak to the committee must be declared here.

Person	How they will assist you

Have you made any representations in respect of these premises before	Yes	No *
Date on which previous representations were made		

I understand that the Licensing authority is obliged to give notice of a hearing to all parties to the hearing and this must include a copy of this representation. All representations are treated as public documents.	You must initial this box to state that you understand and permit this 	
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I agree to attend any hearing before either the Licensing committee or magistrates court (in the event of an appeal against the Council's decision) in support of my representation	YES *	NO
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Signed:	
Date:	5th January 2017
Print name:	Allen PF NORRIS

Dolphinholme House Licence Application

To Prevent Public Nuisance

I am concerned at the potential for public nuisance arising due to noise from these premises. Much of the area concerned is external and whilst the applicant refers to making assessments during events, this does not of itself prevent the nuisance. By the time the measurements have been made and assessed as unacceptable we would already have had to put up with the nuisance. My property lies directly above the premises on the opposite side of the river in direct line of any noise. Activities at the farm are clearly audible.

I am supportive of a single event such as the proposed Down by the Riverside Festival, provided that is properly managed. I am however concerned about the open ended nature of the application, with no apparent restriction as to the frequency, timescale or size of such events. There is a world of difference between a single event and more frequent events throughout the season.

I do not wish to discourage diversification at the farm indeed quite the opposite and am sure that with proper planning to control and mitigate noise nuisance such a proposal can be made acceptable, however until such plans are prepared I have no option but to urge the rejection of the application.

The location of the premises is such that noise will be carried up the hill into the upper part of the village and will be carried along valley to the neighbouring area of Greenbank. It is therefore essential that a more detailed assessment and more comprehensive noise management strategy be developed before any licence is issued. In particular I would like to see some plan to include internal soundproofing to limit noise deal with any marquee and also the barn which is an agricultural building.

Simply declaring that activities will cease by 11:30 pm does not constitute abatement of nuisance particularly when one is located in a peaceful rural area.

Current activities at the Guys Farm camp and the Fisheries already give rise to some noise issues on occasion and we do not yet know the effect of activities at Wyreside Hall hotel which has yet to open. The current application places no restriction as to the frequency or timescale nor size of such events which residents fear could lead to unacceptable levels of nuisance.

Public Safety

Access to the site is via two possible routes. The first would be via the village of Dolphinholme itself with traffic passing through the centre of the village, past the school and then down a narrow road through a single track road in Lower Dolphinholme, over a weight restricted bridge and up a steep hill which is also a winding single track with blind corners. This access is totally unsuitable for any increased traffic load and would represent an unacceptable risk to the safety of children and adults as well as presenting a considerable nuisance to residents.

The alternative route via Wagon Road avoids the village but is single track in many places particularly between Bantons and Street Bridge and along Wagon Road itself. This would require additional management for certain events. I would point out the traffic to Wyreside Hall, and Swainshead Hall also use the same road and both of these premises host or intend to host weddings, parties and similar events. Accident statistics for this piece of road are highly misleading since there are numerous smaller collisions and near misses on this stretch of road which go unreported to the police. The route is frequented by walkers and cyclists on a daily basis. There was however a serious collision between a cyclist and a milk tanker just a few weeks ago, an incident which did involve the police, ambulance and the helicopter.

I believe that before any licence is issued more comprehensive traffic management plans need to be prepared to ensure that public safety is adequately assured and that the simple declarations regarded public safety that are made in the application fail to address this wider concern.

There really need to be plans to deal with larger scale events such as the proposed festival and something to deal with smaller event such as large scale wedding or party.

Again I have no wish to prevent the use of the area but proper controls are necessary to avoid injury to the public in the area.

Crime and disorder

The area is currently one of low crime and virtually no disorder and I wish to see this situation continue. The open nature of this proposal could lead to large numbers of people coming into an area where there is no police presence. This creates security concerns and the current application does nothing to address these concerns given the open ended nature of the proposal.

APF Norris
January 2017

DH9

Ferguson, Christa

From: Michael Edwards [REDACTED]
Sent: 05 January 2017 14:10
To: Ferguson, Christa
Subject: Dolphinholme House Farm Licence application

To whom it may concern regarding the above.

I wish to make an objection to this application as a resident of Greenbank which is located in close proximity (as the crow flies) to Dolphinholme House Farm and therefore have serious concerns about the frequency and inevitable noise levels that will emanate from this location.

My objection is based on the apparent open ended application which would permit an uncontrolled number of fixtures at almost any time of any day.

I wish to support our community in ensuring that you place restrictions on the number and type of events that can be held. Also, put into place severe conditions on how these events are to be run and controlled to avoid minimum impact on our community

As I understand it from the applicant, it is envisaged one oneday festival and upto six wedding/birthday events will be held per year though this is not laid down in writing on the application

Already Wyreside Lakes Fisheries and soon Wyreside Hall , are venues for these kind of events. I feel it is not necessary to have yet another in such close proximity adding to local disturbance.

Please help protect our environment from disruption and noise pollution.

Michael Edwards

[REDACTED]
Greenbank
Abbeystead
Lancaster
LA2 9BA

DH10

Ferguson, Christa

From: Licensing & Health and Safety
Sent: 05 January 2017 16:19
To: Ferguson, Christa
Subject: FW: Dolphinholme Farm License Application

From: Coogan, Michael [mailto:n[REDACTED]@uk]
Sent: 05 January 2017 16:03
To: Licensing & Health and Safety
Subject: Dolphinholme Farm License Application

To Whom it May Concern,

I wish to register my opposition to the application for events licensing as currently applied for at Dolphinholme House Farm.

I object to the application as currently made on the grounds that the noise and increased traffic generated will be an unreasonable intrusion into the lives of both local residents and other users of the green spaces in the vicinity including a large area of the Forest of Bowland AONB. The area is a centre for walking, wildlife spotting, riding and other country leisure activities which are not compatible with regular noisy and traffic generating activities such as would be possible if the licence were to be granted as in the current application (365 days per year). The additional pollution and noise pollution of such regular events would also impact on local wildlife.

My objection is largely based on the regularity with which such events could take place were the licence to be granted for 365 day per year events as an occasional even would not have such a serious impact.

MP Coogan.

Dr MP Coogan

[REDACTED]
LA2 9BA
[REDACTED]

DH11

Ferguson, Christa

From: Licensing & Health and Safety
Sent: 06 January 2017 09:22
To: Ferguson, Christa
Subject: FW: Dolphinholme House application for a Licence to hold events with music

From: John Entwistle [mailto:j. [REDACTED]]
Sent: 06 January 2017 07:29
To: Licensing & Health and Safety
Subject: Dolphinholme House application for a Licence to hold events with music

Dear Sirs

Re : Dolphinholme House application for a Licence to hold events with music.

Regarding the above application, I wish to give my support, though with some conditions. Mr Gorst is aware of the concern about traffic and noise. Conditions need to be attached to the licence which bear this in mind but which do not make the venture unviable.

Regarding traffic, the condition should be that access is via Street Bridge and Wagon Road – rather than through the village of Dolphinholme – for most of the users of the venue.

Regarding Noise, perhaps conditions regarding timing and positioning of speakers could be attached.

This venture should be supported

John Entwistle

[REDACTED] Common Bank, Dolphinholme, LA2 9AN



Representation Form (Other Persons)

Your Name/Company Name/Name of representative body.	John Entwistle
If representative body please give detail of how you represent residents or businesses	
Postal address	<div style="background-color: black; width: 100px; height: 15px; margin-bottom: 5px;"></div> Common Bank Dolphinhholme LA2 9 AN
Contact telephone number	<div style="background-color: black; width: 150px; height: 15px;"></div>
Email address	<div style="background-color: black; width: 100px; height: 15px; display: inline-block;"></div> om

Name of the premises you are making a representation about.	Dolphinhholme House
Address of the premises you are making a representation about.	Waggon Road, Dolphinhholme, Lancaster

Your representation must relate to one of the four Licensing Objectives. Please state Yes or No.(see note below)	Please detail the reason for your representation and any evidence to support it Please use separate sheets if necessary
The Prevention of harm to children	

<p>To prevent Public Nuisance</p>	<p>Regarding the above application, I wish to give my support, though with some conditions. Mr Gorst is aware of the concern about traffic and noise. Conditions need to be attached to the licence which bear this in mind but which do not make the venture unviable.</p> <p>Regarding traffic, the roads to the site are narrow, especially going through Lower Dolphinholme - the condition should be that access is via Street Bridge and Wagon Road – rather than through the village of Dolphinholme – for most of the users of the venue.</p> <p>Regarding Noise, This is a rural area, the site is in close proximity to a village and in a valley setting and sound travels far, especially in the evening and at night. Perhaps conditions regarding timing and positioning of speakers could be attached.</p> <p>This venture should be supported</p>
<p>To prevent crime and disorder</p>	
<p>Public Safety</p>	

<p>Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Committee to take into account.</p>	<p>Regarding traffic, the condition should be that access is via Street Bridge and Wagon Road – rather than through the village of Dolphinholme – for most of the users of the venue.</p> <p>Regarding Noise, conditions regarding timing and positioning of speakers could be attached.</p> <p>Speakers positioned away from the neighbours and village Festival stops at 11.00 pm</p>
---	---

	Weddings stop at 1.00 pm and music muted after 11.00 pm
--	---

I wish to call the following people in support of my representation. Anybody you wish to speak to the committee must be declared here.	
Person	How they will assist you

Have you made any representations in respect of these premises before	Yes	No
Date on which previous representations were made		

<p>I understand that the Licensing authority is obliged to give notice of a hearing to all parties to the hearing and this must include a copy of this representation. All representations are treated as public documents.</p>	<p>You must initial this box to state that you understand and permit this</p> <div style="background-color: black; width: 150px; height: 40px; margin: 10px 0;"></div>	
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I agree to attend any hearing before either the Licensing committee or magistrates court (in the event of an appeal against the Council's decision) in support of my representation	YES	NO
	If available	

Signed:	<div style="background-color: black; width: 150px; height: 40px; margin: 0 auto;"></div>
Date:	6 th Jan 2017
Print name:	John Entwistle

Dolphinholme Residents Association

c/o 5 Lower Dolphinholme,
Lancaster
LA2 9AX
5th January 2017

by email

Licensing Act 2003

Representation made in respect of a New or variation to a Premises Licence or Club Premises Certificate by Other Persons

Premises Licence Application Dolphinholme House (Dolphinholme Farm) and Field

Dolphinholme Residents Association has held a constructive meeting with the applicant and the farmer to discuss resident's concerns over the potential impact of events covered by the application. We understand that following this meeting the applicant intends to modify his proposals, however, until such modifications have indeed been proposed we have no option but to object to the application in its present form.

The Residents Association does not wish to unduly restrict attempts to diversify activities at Dolphinholme House and indeed is supportive of the applicant farmer in these attempts. We are however concerned that the open-ended nature of the application as currently presented will lead to unacceptable impacts in the area of public nuisance, public safety and failure to control public order.

The residents concerns centre principally on the issues of noise and traffic.

Access to the site is via two possible routes. The first would be via the village of Dolphinholme itself with traffic passing through the centre of the village, past the school and then down a narrow road through a single track road in Lower Dolphinholme, over a weight restricted bridge and up a steep hill which is also a winding single track with blind corners. This access is totally unsuitable for any increased traffic load and would represent an unacceptable risk to the safety of children and adults as well as presenting a considerable nuisance to residents, both during the day and at night.

The alternative route via Wagon Road avoids the village but is single track in many places particularly between Bantons and Street Bridge. This would in our view require additional management for certain events. We would point out the traffic to Wyreside Hall, and Swainshead Hall also use the same road and both of these premises host or intend to host weddings, parties and similar events. We would further point out that accident statistics for this piece of road are misleading since there are numerous smaller collisions and near misses on this stretch of road which go unreported to the police. There was however a serious collision between a cyclist and a milk tanker just a few weeks ago, an incident which did involve the police, ambulance and the helicopter.

Residents believe that before any licence is issued more comprehensive traffic management plans need to be prepared to ensure that public safety is adequately assured and that the simple declarations regarded public safety that are made in the application fail to address this wider concern.

Residents are also concerned at the potential for public nuisance arising due to noise from these premises. Currently, some have experienced noise from events at the Farm and the whole area at times is subject to the festivals held at the Fisheries down river. Much of the area concerned is external and whilst the applicant refers to making assessments during events, this is not a preventative measure. By the time the measurements have been made and assessed as unacceptable residents will have been exposed to the nuisance.

The location of the premises is such that noise will be carried across the river and up the hill into the upper part of the village and will be carried along valley to the neighbouring area of Greenbank. It is therefore essential that a more detailed assessment and more comprehensive noise management strategy be developed before any licence is issued. In particular we would like to see some plan to include internal soundproofing to deal with any marquee and also the barn which is an agricultural building. Simply declaring that activities will cease by 11:30 pm does not constitute abatement of nuisance particularly when one is located in a peaceful rural area.

Residents have few concerns over a single large event since any nuisance would of course be short term and residents have no wish to discourage some diversification. Noise and traffic nuisance is of concern where more regular events are envisaged. Current activities at the Guys Farm camp and the Fisheries already give rise to noise issues on occasion which according to wind direction can affect the whole village. In addition, we do not yet know the effect of activities at Wyreside Hall hotel, less than half a mile away, which was planning to host large scale conferences as well as weddings. The current application places no restriction as to the frequency or timescale nor size of such events which residents fear could lead to unacceptable levels of nuisance.

We also have concerns about large numbers of people coming into an area where there is no police presence. This is giving rise to security concerns both from domestic residents and local farmers. The area is currently one of low crime and virtually no disorder and residents wish to see this situation continue. Again the current application does nothing to address these concerns given the open-ended nature of the proposal.

Finally we have concerns about the timing of this application, which appeared on telegraph poles a few days before Christmas with a closure date of 6th January. This was unfortunate timing leading to considerable consternation amongst residents.

Residents have been encouraged by the discussions that have taken place with the applicant, and we hope that these will be translated into more concrete proposals that will allow us to support this local enterprise. In the meantime we must formally request that the authority reject this application in its current form.

Signed:- Suzette Heald Chair
Allen Norris Vice Chair

DH13

Ferguson, Christa

From: John Klotz [REDACTED]
Sent: 05 January 2017 23:56
To: Fletcher, Stuart
Cc: Ferguson, Christa
Subject: Re: Licence application - Dolphinholme Farm

Dear Mr Fletcher,

Thank you for the information you sent me regarding the Licensing Application for Dolphinholme Farm.

I attended a constructive meeting last night with Mark Gorst the land owner, Steve Lawrence the applicant and representatives from Dolphinholme Residents Association.

Whilst the Residents Association does not wish to unduly restrict attempts to diversify activities at Dolphinholme Farm, it is seeking guarantees to ensure that there are no adverse effects of such activities for those living in the vicinity. The Residents Association has written to you today detailing the main concerns resulting from the open-ended nature of the licence application and the potential unacceptable consequences. Concerns centre principally on the issues of noise and traffic.

I am writing to express my endorsement of those concerns detailed in their letter to you.

From the discussions that took place at the meeting I believe that by working collaboratively with the licensing authority, the land owner and the Residents Association, appropriate controls can be established to allow a proposal to be supported.


I therefore request that the licensing authority reject the application in its current form to allow time for the details of any constraints to be fully assessed by all parties.

Yours faithfully

John Klotz
 [REDACTED]
 Dolphinholme
 Lancaster
 LA2 9AU

Sent from my iPad

- > On 23 Dec 2016, at 10:27, Fletcher, Stuart <Stuart.Fletcher@wyre.gov.uk> wrote:
- >
- > Hello
- >
- > I Have attached the licence application for you to look at and a form to fill in if you wish to make comments regarding the premises application .
- >
- > Please note your comments must be received by the 6th of January 2017
- >
- > Regards Stuart
- > Stuart Fletcher
- > Licensing Officer
- > Wyre Council
- >

<
> Stuart.Fletcher@wyre.gov.uk
> 01253 887406
> Civic Centre, Breck Road, Poulton-le-Fylde, Lancashire, FY6 7PU
>
> Find us online at: wyre.gov.uk, [facebook.com/wyrecouncil](https://www.facebook.com/wyrecouncil), @wyrecouncil
>
> The Wyre Council email disclaimer can be found at www.wyre.gov.uk/disclaimer.
>
> Be prepared for flooding - wyre.gov.uk/info/200462/flooding/382/prepare_for_flooding
>
> -----Original Message-----
> From: John Klotz [mailto:
> Sent: 23 December 2016 09:57
> To: Fletcher, Stuart
> Subject: Licence application - Dolphinholme Farm
>
> Dear Mr Fletcher
>
> It has recently been brought to my attention that Dolphinholme Farm has made a licence application regarding the sale of alcohol, the hosting of live entertainment and the playing of music at outdoor events.
>
> As a resident of Dolpinholme village, living in close proximity to the farm, I would be grateful if you could send me further information regarding this application.
>
> Additionally I would like to know the process I should follow to make comments and the timescales within which I must do so.
>
> Regards,
>
> John Klotz
>
> Sent from my iPad
>
> <Doliphinholme APP.pdf>
> <Dolphinholme con.pdf>
> <Representation Form and guidance Other persons.doc>

DH14



Representation Form (Other Persons)

Your Name/Company Name/Name of representative body.	Liz Collinson
If representative body please give detail of how you represent residents or businesses	
Postal address	Wagon Road, Dolphinholme LA2 9DH
Contact telephone number	
Email address	

Name of the premises you are making a representation about.	Dolphinholme House Farm
Address of the premises you are making a representation about.	Wagon Road, LA2 9DJ

Your representation must relate to one of the four Licensing Objectives. Please state Yes or No.(see note below)	Please detail the reason for your representation and any evidence to support it Please use separate sheets if necessary
The Prevention of harm to children	

To prevent Public Nuisance

Noise – On the opposite valley, at Greenbank, a B&B has built up a business on how quiet and tranquil the area is. This property is possibly the closest to the Farm and would therefore be affected if the events held at the Farm were generating noise. Already there is noise on 2 or 3 weekends in the summer generating from Guy's Farm area, near the motorway. The karaoke from there, all day long, can be heard very clearly, even at Greenbank. Wyreside Hall, along Wagon Road, is shortly to open and their plans include a business and wedding venue for 200 guests. With this will again be noise. Swainshead Hall farm have just started doing similar events and so from being a very quiet back water, Wagon Road and the surrounding countryside will have 3 new wedding/events venues and as yet, we do not know what noise that will bring. I am not opposed to the Farm holding one big event a year but I would like to see some limitations on the license for the other events. The number of people and the number of other events depends on how noisy the events are. How many noisy events will affect the B&B business and the nearby residence?

Traffic – The traffic from the Farm will hopefully be directed along Wagon Road towards the Hall and will not go through Lower Dolphinholme. To comply with planning permission, the Hall still has to address Wagon road before it opens. It however does not have to do anything with the road from Bantoms Farm to Street and this part is quite dangerous for the strangers to the area. The Hall envisage events of 200 people and its not only the cars that the people travel to and from in but these events require many white vans and lorries full of equipment and its these that will cause a problem to the narrow bendy roads to Wagon Road.

Realistically, the Hall and the Farm will be holding sizable events on the same days, the weekends, in the summer months, when these roads are frequented by cyclists, ramblers and the locals.

I oppose the license, as it stands, due to noise and traffic worries. I hope some restrictions can be added that will please all parties.

To prevent crime and disorder	I believe that the area is a low crime area and that we have no police presence. If we are going to attract a few hundred strangers to the area every week, then I feel that a police presence might be required.
Public Safety	

<p>Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Committee to take into account.</p>	<p>Mr John Gorst from the Farm told me that his son wants to run one large event a year and 2 or 3 weddings a year. If restrictions were placed on the license so that only this number of events could be held, I am sure that everyone would be happy.</p> <p>At a meeting we had this week, the applicant told us that the large event was aimed at children and families and that it celebrated the environment and would have theatre. This sounds wonderful and obviously acceptable. No music provision was mentioned but I believe the website states a different view.</p> <p>The village are proud of their Dark skies.</p>
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<p>I wish to call the following people in support of my representation. Anybody you wish to speak to the committee must be declared here.</p>	
Person	How they will assist you

Have you made any representations in respect of these premises before		No
Date on which previous representations were made		

I understand that the Licensing authority is obliged to give notice of a hearing to all parties to the hearing and this must include a copy of this representation. All representations are treated as public documents.	E Collinson	
I agree to attend any hearing before either the Licensing committee or magistrates court (in the event of an appeal against the Council's decision) in support of my representation	YES	

Signed:	E Collinson
Date:	5/1/2017
Print name:	Liz Collinson



Representation Form (Other Persons)

Your Name/Company Name/Name of representative body.	Anne Gerd Chapman
If representative body please give detail of how you represent residents or businesses	
Postal address	[REDACTED] e Riverview Fold Lower Dolphinhholme LA2 9SH
Contact telephone number	[REDACTED]
Email address	[REDACTED]

Name of the premises you are making a representation about.	Dolphinhholme House
Address of the premises you are making a representation about.	Wagon Rd. Lower Dolphinhholme

Your representation must relate to one of the four Licensing Objectives. Please state Yes or No.(see note below)	Please detail the reason for your representation and any evidence to support it Please use separate sheets if necessary
The Prevention of harm to children Traffic	Although there may be an attempt to direct traffic away from Lower Dolphinhholme, SAT. NAVs will direct delivery vans, employees and guests alike through the village. The road is basically single track with no or scant pavements. The traffic generated would be likely to threaten an existing way of life.

<p>To prevent Public Nuisance</p> <p>Traffic Noise Increase of possible public disorder/crime.</p>	<p>The access on both sides of Dolphinhholme House are at least partly single track. This would make it difficult if not impossible for inhabitants to move in or out of their residence during events.</p> <p>Noise travel up and down the valley and would be a threat to other businesses in the area who depends on tranquility.</p> <p>With large events come large numbers of people, unknown to the area. With licences come drinking. No places to stay so large numbers of people must leave the area late at night after drinking.</p>
<p>To prevent crime and disorder</p>	<p>Dolphinholme is a settlement with a low or zero crime record. this informs our way of life.</p> <p>Higher police precence may be needed</p>
<p>Public Safety</p>	<p>As above</p>

<p>Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Committee to take into account.</p>	<p>Severe restrictions on the licence</p>
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<p>I wish to call the following people in support of my representation. Anybody you wish to speak to the committee must be declared here.</p>	
<p>Person</p>	<p>How they will assist you</p>

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Have you made any representations in respect of these premises before	Yes	No
Date on which previous representations were made		

<p>I understand that the Licensing authority is obliged to give notice of a hearing to all parties to the hearing and this must include a copy of this representation. All representations are treated as public documents.</p>	<p>You must initial this box to state that you understand and permit this</p>	
<p>I agree to attend any hearing before either the Licensing committee or magistrates court (in the event of an appeal against the Council's decision) in support of my representation</p>	YES	NO

Signed:	
Date:	6/01/17
Print name:	Anne Gerd Chapman

DH16

Ferguson, Christa

From: Fletcher, Stuart
Sent: 09 January 2017 09:45
To: Ferguson, Christa
Subject: FW: Re:Dolphinholme House Farm

Stuart Fletcher
Licensing Officer
01253 887406
Room 125

From: Eileen Parker [mailto: [REDACTED]@om]
Sent: 06 January 2017 18:53
To: Fletcher, Stuart
Subject: Re:Dolphinholme House Farm

Dear Mr. Fletcher

We wish to add our concern in respect of the application made by Mr. Laurence for an extensive entertainment licence at Dolphinholme House Farm, Dolphinholme.

Our main concern would be the noise element as well as the hours for the bar opening times.

We live approx. 950 metres away in line with the prevailing wind. As there would be live music indoors as well as outdoors this would be very noisy especially in summertime and this is not really acceptable.

Your Faithfully
Richard & Eileen Parker

[REDACTED]
Abbeystead
Lancaster
LA2 9BD

DH17

Ferguson, Christa

From: Peter [REDACTED] uk>
Sent: 06 January 2017 15:40
To: Ferguson, Christa
Subject: Dolphinholme House Farm licence application

Licensing Act 2003
Representation made in respect of a New or variation to a Premises Licence or Club Premises Certificate
by Other Persons
Premises Licence Application Dolphinholme House (Dolphinholme Farm) and Field

Dear Christa,

I am a resident of Dolphinholme, and am writing with regards to the licence application made by Dolphinholme House farm.

I know this has caused some energetic discussion in the village, ranging from heated to apathetic, and I just wanted to voice my support for the application. The residents of the farm, the Gorsts, are held in good stead in the village. I understand the Residents Association's concerns with traffic and noise, and would not disagree. However, I believe some loud music now and again is not the end of the world, and weddings are generally well-natured occasions. As for any additional events, I believe family-themed/family-centred ones would be a pleasant addition to the village's calendar.

It may be different if they were, say, planning a series of MDMA-fuelled raves – but I think weddings and family events are more likely.

I believe there is also a great deal of trust in the family. They are heavily involved in village life, and I am certain that any concerns or complaints would be dealt with quickly by the folk at the farm.

So, please take this as a message of support for the application, which would help a local business continue to thrive at the hands of a very responsible and respected family.

Kind regards,
Peter Adams

● Chapel Gardens, Dolphinholme, Lancaster, LA2 9AH

DH18

Ferguson, Christa

From: suzette Heald [REDACTED]
Sent: 06 January 2017 10:51
To: Ferguson, Christa
Subject: Dolphinholme House Farm licensing application

Dolphinholme House Farm sites licensing application, LA2 9DJ

I am concerned about the possible future effects of such an unlimited licence on public safety and public nuisance.

My prime concern is with the traffic implication of such events and the strong possibility that this will increase the traffic volume through Lower Dolphinholme both during the days of festivals and events and at night into the early hours of the morning. The houses here open directly onto the highway and, in the absence of off-road parking, the road is lined with parked vehicles, making a narrow road yet narrower. I know that the organisers intend alternative routing by directing traffic around the back of Wagon Road but even with additional signage and marshals for all events (which could take place over several days), much is still likely to take the most direct route through Dolphinholme village and lower Dolphinholme, as directed by SatNavs. In addition, the heavy commercial vehicles serving the venue are likely also to use this route. This will pose a safety problem for residents and children in an area where there are several young families. It also poses issues of noise, especially at night, and light pollution from cars returning from the venue. Headlights shin into the houses at the bottom of the valley from both roads leading down into Lower Dolphinholme as well as from the road directly outside.

These issues are of particular concern because of the number of premises in the area also hosting or intending to host conferences, wedding and other events. For example, Wyreside Hall Hotel, barely half a mile from Dolphinholme House Farm, has yet to open. It will also increase traffic volume on the same roads and potentially have an effect on noise and light pollution. In addition, it is likely to make the whole of Wagon Road hazardous for walkers, cyclists and residents.

A major consideration here is that all of Lower Dolphinholme is a conservation area and is valued for its tranquillity by both residents and visitors. Indeed, the present tourist development of Dolphinholme Farm House uses this in its current advertising. It would take only a very few noisy events a year to destroy such a reputation.

Suzette Heald

● Lower Dolphinholme, LA2 9AX
[REDACTED]

Wyre Council Representation Form

APPENDIX 7

Responsible Authority. Please delete as applicable.

Police / Fire / Pollution / Health and Safety / Child Protection / Trading Standards / Planning
Authority/Health Authority

Your Name	Mrs Nicola Clark
Job Title	Environmental Health Officer (Environmental Protection)
Postal and email address	Wyre Council Civic Centre Breck Road Poulton-le-Fylde FY6 7PU nicola.clark@wyre.gov.uk
Contact telephone number	01253 887401

Name of the premises you are making a representation about.	Dolphinholme House Farm
Address of the premises you are making a representation about.	Dolphinholme LA2 5DJ

Which of the four licensing Objectives does your representation relate to? Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
The Prevention of harm to children	No	
To prevent Public Nuisance	Yes	<p>Following review of the new premises licence application form and the site visit I made with Christa Ferguson, Licensing Manager, on 4th January 2017 when we met with the applicant, Mr Steven Lawrence, my professional opinion as a Local Authority Environmental Health Officer with 25 years' experience in the regulation of noise nuisance and anti-social behaviour, is that the regulated entertainment the applicant wishes to offer, e.g. amplified DJ music within in 'The Barn' and in wedding marquees/other outside events on 'The Field', could result in noise nuisance to residents (sensitive premises) in the locality. I have given particular regard to the wide ranging times (on a daily basis) applied for, i.e. regulated entertainment including live music, recorded music and dance Monday to Sunday 11.00 to 01.00am, and regulated entertainment including Plays, Films, Indoor Sporting Events and Boxing or Wrestling Monday to Sunday 11.00 to 23.00hrs.</p> <p>Therefore, as is standard practice, with the specific objective of preventing public nuisance, I have asked for the applicant's agreement to the undernoted licence</p>

		<p>conditions. However, I have been advised by the applicant's solicitor, Mr Malcolm Ireland, that the conditions cannot be accepted in their entirety (the conditions that cannot be accepted are as yet unspecified by the solicitor/applicant). I understand that part of the reason for non-acceptance is the limited time the solicitor considers he has had to discuss the matter fully with his client. Unfortunately, this was in part due to me being on annual leave in December (when the application was submitted) and the subsequent the Christmas holidays when the council was closed for business. However, my full response, including the discretionary site visit and provision of written conditions to the solicitor and applicant, took place within the 28 day consultation period.</p> <p>Consequently, as the conditions I have asked for have not been accepted at this time, and I consider these essential for the prevention of public nuisance, I have no option but to object to the application.</p>
To prevent crime and disorder	No	
Public Safety	No	

<p>Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.</p>	<ol style="list-style-type: none"> 1. The licensed premises shall only be open to the public between 08.00 and 23.30 hours daily. 2. All licensable activities shall only take place at the licensed premises between 11.00 and 23.00 hours daily with persons vacating the site by 23.30 hours. 3. All amplified music played on 'The Field' as delineated on Plan B must be provided within an enclosed temporary structure. 4. No nuisance shall be caused by noise coming from the licensed premises or by vibration transmitted through the structure of the premises. 5. All noise from regulated entertainment at the licensed premises shall not exceed the background noise level when measured as an LAeq,5min in any one third octave band at the boundary with any noise sensitive premises (with the exception of the premises located at Dolphinholme House Farm which are occupied by members of the immediate family of the farmer or farmworker. 'Immediate family' is taken to mean children, parents and siblings). 6. Where required by Wyre Borough Council's Environmental Health Officer, limitations will be put on sound equipment and set to agreed noise levels. 7. The designated premises supervisor or the premises licence holder who is supervising the sale or supply of alcohol at that time shall not permit customers to congregate and consume alcohol
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sold or supplied by that premises in a public place within the immediate vicinity of the premises and in an area not so licensed for consumption to the annoyance or obstruction of others and shall prevent the removal of alcohol if it is intended for such a purpose.

8. Any outside area which is used for the consumption of alcohol shall cease to be so used at 23.00 hours.
9. All external doors and windows to 'The Barn' as delineated in Plan A shall be kept closed when regulated entertainment is being provided except in the event of an emergency.
10. The premises licence holder or his representative shall conduct regular assessments of the noise coming from the licensed premises on every occasion the premises are used for regulated entertainment and shall take steps to reduce the level of noise where it is likely to cause a disturbance to local residents. A written record shall be made of those assessments in a log book kept for that purpose and shall include, the time and date of the checks, the person making them and the results including any remedial action.
11. There shall be placed at all exits from the licensed premises in a place where they can be seen and easily read by the public, notices requiring customers to leave the premises and the area quietly. (Note, this may also include a reference to vehicles).
12. Refuse such as bottles shall be disposed of from the licensed premises at a time when it is not likely to cause a noise disturbance to any nearby sensitive premises.
13. Where there are any offensive smells created on the licensed premises, provision shall be made for such smells to be vented from the premises so that they do not cause a nuisance to any nearby sensitive premises.
14. There shall be provided at the licensed premises containers for the storage and disposal of waste foods and other refuse from the premises. Those containers shall be constructed, maintained and located so that access to them by vermin and unauthorised persons is prevented and arrangements shall be made for the regular lawful disposal of their contents.
15. Where the licensed premises provide food to the public for consumption on or off the premises there shall be provided at or near the exits, sufficient waste bins to enable the disposal of waste food, food containers, wrappings, etc.

	<p>and any other light under the control of the premises shall be provided where that light causes a nuisance to any nearby sensitive premises.</p> <p>17. The premises licence holder or his representative shall ensure that staff departing late at night when the business has ceased trading conduct themselves in such a manner to avoid disturbance to any nearby sensitive premises.</p> <p>18. The premises licence holder or his representative will arrange for litter and cigarette debris dropped in the vicinity of the licensed premises to be collected and removed at the end of operating hours each night.</p>
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N.B If you do make a representation you will be expected to attend the Licensing Sub Committee and any subsequent appeal proceeding.

Signed: Nicola Clark

Date: 06/01/17

Please return this form along with any additional sheets and/or evidence to: The Licensing Unit, Wyre Council, Civic Centre, Poulton le Fylde. FY6 7PU or email to Licensing@wyre.gov.uk
This form must be returned within the Statutory Period

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By virtue of paragraph(s) 1, 2 of Part 1 of Schedule 12A
of the Local Government Act 1972.

Document is Restricted

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