

## Environmental Health Representation

**The comments highlighted in yellow reflect matters which have been already been agreed between the Police and the applicant, where the conditions requested by the Police are either identical to or more stringent than those requested by Environmental Health**

Tipsy Frog Limited

Further to my comments of the 2<sup>nd</sup> July regarding the new premises licence on matters pertaining to the Prevention of Public Nuisance in respect of the application for a premises licence at a premises to be called The Tipsy Frog, 1 Meadow Avenue, Fleetwood, FY7 7PL, I have revised my comments which replace my previous comments and constitute my final representation.

The following has been applied for: -

Hours open to the public 11:00-23:30 Monday to Thursday; Friday & Saturday 11:00-00. & Sunday 12:00- 23:00

Supply of alcohol, 12:00 -23:00 Sunday to Saturday; Fri-Sat 12:00-0.00

Recorded music 12:00- 23:00 Sunday to Thursday & Fri -Saturday 12:00-0.00 (midnight)

Recorded music will only take place inside the premises whilst consumption of alcohol both inside and outside as indicated on the attached plan as highlighted in blue

Since this is an area which is a residential neighbourhood, I **have objections to the proposed times**. I would accept this application on the basis that the premises should not remain.

Sunday to Thursday

open to the public no later than 23.00,

recorded music no later than 22.30.

supply of alcohol no later than 22.30

Fridays and Saturdays

Open to the public no later than midnight,

recorded music to no later than 23.00.

supply of alcohol no later than 23.30.

This is on the condition that the applicant accepts the undernoted conditions for this event. If the applicant does not wish to accept any of the conditions, he must provide reason(s) for this in writing

(an email would be acceptable). If no reply is received, then it would be assumed all the conditions have been accepted.

### **CONDITIONS**

The designated premises supervisor or the personal licence holder for the premises 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.

No nuisance shall be caused by noise coming from the premises or vibration transmitted through the structure of the premises.

The volume of amplified sound used in connection with any licensable activity shall, at all times, be under the control of the designated premises supervisor and or the licence holder and the controlling mechanism shall be operated from a part of the premises inaccessible to the public.

All external doors and windows shall be kept closed when licensable activities are being carried out except in the event of an emergency.

Notices will be displayed at the entrance and exits advising customers to leave quietly.

No light from or on the premises and any other light under the control of the premises shall be provided where that light causes a nuisance to any nearby premises.

The Licensee shall ensure that staff departing late at night when the business has ceased trading conduct themselves in such a manner to avoid disturbance to nearby residents.

The premise license holder will arrange for litter and cigarette debris dropped in the vicinity of the licensed premise to be collected and removed at the end of operating hours each night.

### **OUTSIDE LICENSABLE AREA**

There shall be no amplified sound including but not limited to music or voices emitted to the external licensed area.

All tables and chairs in the outside area shall be stacked, secured, and covered promptly and in any event no more than 30 minutes after the time at which patrons are no longer permitted to consume drinks in the area. (Police agreed condition nos 9 but police also allow for fixed furniture )

In the outside area, all customers consuming alcohol shall be seated. (Police agreed condition nos 10)

Frequent collection of glasses and bottles will be undertaken to ensure that empty containers do not accumulate in and around the licensed premises. (Police agreed condition nos 3)

The supply of intoxicating liquor for consumption in the outside area shall be by waiter/waitress table service only.

The outdoor area shall cease to be used for the consumption of alcohol and food at 22. 00 hours. Thereafter it can only be used for purposes of smoking. (Police agreed condition nos 7 )

The outside area will be checked by a competent person at regular intervals to ensure the following:

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- (a) Customers are behaving in an acceptable way.
- (b) It is not used for the consumption of alcohol after 22.00hrs (Police agreed condition no 7 )

The licence holder or his representative shall conduct regular assessments of the noise coming from the 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 residents. A written record shall be made of those assessments in a logbook 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.

If you have any enquiries, please contact me.

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