

Chair - Councillor A M Loughran

Present (for all or part of the meeting):-

Councillors:

A N Pearce

J P Read

Officers in attendance:-

S Turner	-	Legal Services Manager
J Peat	-	Democratic and Corporate Services Manager
J Wallace	-	Licensing and Enviro Crime Group Manager
N Clifford- Jones	-	Environmental Health Officer

Also in attendance:-

Mr P Adams	-	Tiger Bite
Mr J Lancet	-	Tiger Bite
Mr K Khan	-	Tiger Bite
Mr M Sahiki	-	Tiger Bite
Mr Blakeman	-	Objector

LSC4 Application for a Premises Licence: Tiger Bite ST16 Ltd, Stafford

Considered the report of the Licensing Manager in relation to an application for a Premises Licence for Tiger Bites ST16 Ltd, 7-8 Mill Street, Stafford, ST16 2AJ.

On 23 May 2023 the Council received an application for a Premises Licence for Tiger Bite ST16 Ltd, 7-8 Mill Street, Stafford, ST16 2AJ.

The application was for a Late-Night Refreshment Licence to operate from 23:00hrs - 03:00hrs seven days a week.

The Applicant for the Premises Licence is Khairullah Khan.

There had been representations from two of the responsible authorities namely the Council's Environmental Health and Planning and Development Services, during the consultation period of this application which ended on 21 June 2023. The representations related to the licensing objective for the prevention of public nuisance. Staffordshire Police Licensing Unit had agreed, in principle, a range of conditions with the Premises.

There had also been several objections from residents and businesses within Mill Street relating to the licensing objective for the prevention of public nuisance.

The documents relating to the application including the application for the Premises Licence and the representations were attached as an appendix to the report.

J Wallace attended the meeting on behalf of the Interim Head of Regulatory Services and introduces the report for Members.

N Clifford-Jones, Environmental Health Officer, presented the case, outlined the objections to the application for a Premises Licence, and put forward conditions for consideration by the Applicant.

The Chair adjourned the meeting to allow consideration of the suggested conditions from Environmental Health. A further two conditions agreed by all parties were also included.

All parties were invited back into the meeting for the Sub Committee's decision and the recording of the meeting restarted.

RESOLVED:- that the application for the premises licence be granted, subject to the following agreed additional conditions put forward by the parties:-

- 1 A noise management plan shall be submitted in writing to the Licensing Authority for the written approval of the Licensing Authority. The noise management plan shall cover all activities at the premises, including the use of the smoking area and ingress and egress from the premises. The controls and requirements of the noise management plan including any conditions attached to the written approval issued by the Licensing Authority shall be complied with at all times. This plan shall be subject to regular review and any changes necessary shall be submitted in writing to the Licensing Authority.
- 2 All staff are to be made aware of the license conditions, particularly the noise management plan.
- 3 A complaints procedure is to be put in place to deal with any complaints relating to the licensable activities.
- 4 All doors and windows to the premises are to be kept closed at all times, save for access and egress.
- 5 Clear and legible notices must be prominently displayed at all exits requesting the public to respect

the needs of local residents and to leave the premises and area quietly.

- 6 No customer shall be permitted to enter the premises after 22:45.
- 7 Customers and staff shall not enter or leave the premises after 23:00 by the front door on Mill Street, except in the event of an emergency.
- 8 The premises licence holder must instruct delivery riders and drivers not to cause a noise nuisance when making deliveries or whilst waiting outside the premises for collections.
- 9 Delivery vehicles shall switch off their engines whilst stationary and collecting orders for delivery. Delivery vehicle horns shall not be used at any time, except in accordance with the Highway Code.
- 10 Customers must be instructed when placing the order that they will not be able to collect the order from the vehicle. All deliveries will only be made directly to the property address and customers will not be permitted to take orders from the vehicle.
- 11 Noise from any ventilation, refrigeration or air conditioning plant or equipment shall not cause nuisance to the occupants of any properties in the vicinity.

Recommendation:

- (a) The Rating Level of any noise from any fixed plant shall not exceed the background noise level by more than 5dB at the nearest noise sensitive property as determined by BS 4142: 2014+A1:2019 Methods for Rating and Assessing Industrial and Commercial Sound'.
- (b) Anti vibration mounts should be used to isolate plant from fixed structures and a flexible connector used to connect the flue to the fan if there is a potential to transmit vibration to any noise sensitive property. Any systems will also need regular maintenance to reduce mechanical noise. Guidance on the above can be gained from the 'Control of Odour and Noise from Commercial Kitchen Exhaust Systems' document published by EMAQ+.

- 12 The premises licence holder shall ensure that measures are put in place to remove litter or waste arising from customers and to prevent such litter from accumulating in the immediate vicinity of the premises or neighbouring premises.
- 13 The lighting at the front of the premises must be turned off at 23:00 hours each day.
- 14 Waste from the premises must only be emptied to external waste receptacles between 08:00 and 23:00 hours.

REASONS:- The Committee approved the additional agreed conditions put forward by the parties, on the basis that they were proportionate and appropriate, and promoted the licensing objectives.

CHAIR