

SWALE BOROUGH COUNCIL

Licensing Sub-Committee

Tuesday 10th February 2014

Application by Mr Nicholas Green for a Temporary Event Notice relating to Jittermugs Coffee Shop, 18a Preston Street, Faversham, Kent

DECISION

Sub-committee: Cllr. Lesley Ingham (Chairman)
Cllr. Ben Stokes
Cllr. Tony Winckless

The Applicant has applied to the Council for a Temporary Event Notice for Jittermugs Coffee Shop, for a 2 day Valentines Event. The application seeks to allow alcohol to be served until 22.30hrs on the 14th and 15th February, low level recorded background music is also requested.

Representations must be based on one or more of the four Licensing Objectives in the Licensing Act 2003, which are:-

1. the prevention of crime and disorder
2. public safety
3. the prevention of public nuisance
4. the protection of children from harm.

In this instance a representation was received from the Environmental Protection Department, the representation linked clearly to Objective 3.

The Applicant presented his case and both David Ledger and Kevin Tucker (Environmental Protection) spoke on the matter of noise. In their representation they stated that (in their opinion) there was still inadequate noise insulation between the premises and the resident above. Mr Green stated that he has already installed extra noise insulation and complied with any current licence conditions. He further confirmed exact numbers that would be in attendance of the event, if approved.

In making our decision today, we have read the Licensing Officer's report. We have considered all the papers before us and we have heard from both the applicant and Environmental Protection. We have spoken with our Legal advisor and we have considered the provisions of the Licensing Act 2003, the Guidance given under it and the Council's published Licensing Policy.

We have agreed to grant the TEN as applied for, however we request that the event is monitored by Environmental Protection to ascertain the extent of any noise disturbance that may occur.

We reiterate that this matter is still subject to the necessary Planning consents.

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Cllr Lesley Ingham (Chairman)