



County Hall
Cardiff
CF10 4UW
Tel: (029) 2087 2000

Neuadd y Sir
Caerdydd
CF10 4UW
Ffôn: (029) 2087 2000

AGENDA

Committee	LICENSING SUB COMMITTEE
Date and Time of Meeting	FRIDAY, 17 AUGUST 2018, 10.00 AM
Venue	ROOMS I AND J, CITY HALL - CITY HALL
Membership	Councillor Mackie (Chair) Councillors Goddard and Williams

- 1 Declarations of Interest**
- 2 Application for the Variation of a Premises Licence - Kings Road Yard Courtyard, (Pages 3 - 26)**
- 3 Application for the Grant of a Premises Licence - Titan Warehouse, Titan Road (Pages 27 - 48)**
- 4 Urgent Items (if any)**

Davina Fiore
Director Governance & Legal Services
Date: Monday, 13 August 2018
Contact: Graham Porter,
02920 873401, g.porter@cardiff.gov.uk

By receiving this Agenda Pack electronically you have saved the Authority approx. £1.50 in printing costs

This document is available in Welsh / Mae'r ddogfen hon ar gael yn Gymraeg

This page is intentionally left blank

**CARDIFF COUNCIL
CYNGOR CAERDYDD**

Agenda Item CO.

LICENSING SUB-COMMITTEE: 17 August 2018

Report of the Head of Shared Regulatory Services

Application for Premises Licence - Variation

Application No: CCCP02050

Name of Premises: Kings Road Yard Courtyard

Ward: Riverside

1. Application

1.1 An application for a Premises Licence - Variation, has been received from Caroline Munro in respect of Kings Road Yard Courtyard, 183A Kings Road, Pontcanna, Cardiff, CF11 9DF .

1.2 The current conditions attached to the Premises Licence:

(1) In respect of the following licensable activities:

The supply of alcohol for consumption on and off the premises.

(2) Unless otherwise indicated the premises may be open to the public during the following hours and for any hours consequential to the non standard timings:

Saturday: 08:00 – 23:00

Sunday: 08:00 – 22:00

(3) The premises are permitted to provide licensable activities during the following hours:

The supply of alcohol for consumption on and off the premises.

Saturday: 10:00 – 14:00

Sunday: 10:00 – 16:00

1.3 The following application for variation is now made.

To extend permitted hours for the sale of alcohol on Saturdays: 10:00-22:30

2. Promotion of Licensing Objectives.

2.1 The additional conditions proposed by the applicant to meet the licensing objectives are attached to the report.

3. Relevant Representations

Representations have been received in respect of the application, copies of which are enclosed with the report.

4. Legal Considerations.

4.1 In respect of the application the decision must be taken following consideration of the representations received with a view to promoting the licensing objectives which are:

Prevention of crime and disorder
Public Safety
Prevention of Public Nuisance
Protection of Children from Harm

4.2 In each case the Sub-Committee may make the following determination

- a) To grant the application.
- b) To modify the conditions of the licence, by altering, omitting or adding to them, where relevant.
- c) Reject the whole or part of the application.

4.3 All decisions taken by the Sub-Committee must (a) be within the legal powers of the Council and its Committees; (b) comply with any procedural requirement imposed by law; (c) be undertaken in accordance with the procedural requirements imposed by the Council eg. standing orders and financial regulations; (d) be fully and properly informed; (e) be properly motivated; (f) be taken having regard to the Council's fiduciary duty to its taxpayers; and (g) be reasonable and proper in all the circumstances.

5. Issues for Discussion.

5.1 The application should be determined and the appropriateness of any conditions on the licence needs to be discussed.

Dave Holland
Regulatory Services

01 August 2018

Continued from previous page...

I have enclosed the relevant part of the premises licence

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

Section 16 of 18

LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

- 1) Always have a DPS during the hours of alcohol sales and consumption. Have posters with challenge 25 displayed where the alcohol is being sold. Refuse the sell of alcohol to under aged children(-18s). CCTV cameras already in place to check and record any misbehaviour.
 - 2) Prevent crime and disorder.
 - 3) Work towards maximises public safety
 - 4) prevention of public nuisance.

b) The prevention of crime and disorder

I will aim to protect the public and local residents from alcohol related crime nuisance and antisocial behaviour. During the hours we are open to sell alcohol I will make sure that at any time no alcohol related crime nuisance or antisocial behaviour takes place. During the events we will always have at the premises a DPS in charge (e.g. myself) ready to alert the police or ask the antisocial person to leave right away the premises and report to the police if there is a risk of incident getting out of hand.

c) Public safety

Will make sure the premises are safe for everyone, children included. Working CCTV cameras are already installed at the premises and signs saying children must be supervised at all time by adults.

d) The prevention of public nuisance

During the open hours I will stop straight away any activities alcohol related or not which I believe is causing a public nuisance.

e) The protection of children from harm

I will keep the premises tidy and free of any harmful substances or objects that might put the safety of children or adults into jeopardy. Also display important notices everywhere in the premises warning parents that all children must be supervised by a responsible adult. In the eventuality that some children are misbehaving I will ask them with the parents to leave the premises immediately.

Section 17 of 18

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Hartrey, Claire

From: Tony.Bowley@south-wales.pnn.police.uk
Sent: 18 July 2018 14:35
To: "Claire.Hartrey@pnn.police.uk"
Cc: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Subject: objection letter prem vary application KINGS ROAD YARD
Attachments: objection letter prem vary application KINGS ROAD YARD.doc

***** Warning: This email contains a Microsoft Office (Word, Excel, PowerPoint) or Adobe PDF attachment. Although this email has been scanned for threats, please think before opening attachments from unrecognised senders.**

Rhybudd: Mae'r e-bost hwn yn cynnwys atodiad Microsoft Office (Word, Excel, PowerPoint) neu PDF Adobe. Er bod yr e-bost hwn wedi'i sganio ar gyfer unrhyw fygythiadau, meddylwch cyn agor atodiadau gan anfonwyr nad ydych yn eu hadnabod. ***

Dear Ms. Munro,

Please find attached a police objection coupled with a representation in respect of your application to vary the hours on your premises licence.

The signed original is in the post.

Any questions please telephone or email me.

Regards

Tony

Ydych chi angen siarad gyda'r heddlu ond nad oes angen ymateb brys arnoch? Ffoniwch 101 Gellir defnyddio'r rhif i roi gwybod am achos nad yw'n un brys i unrhyw heddlu yng Nghymru a Lloegr.

Mewn argyfwng, ffoniwch 999 bob amser.

Do you need to speak to police but don't require an emergency response? Call 101 The number can be used to report a non-emergency to any force in Wales and England.

In an emergency, always dial 999.

Mae Heddlu De Cymru yn croesawu derbyn gohebiaeth yn Gymraeg a Saesneg. Byddwn yn ateb gohebiaeth a dderbynnir yn Gymraeg yn Gymraeg ac ni fydd gohebu yn Gymraeg yn arwain at oedi.

South Wales Police welcomes receiving correspondence in Welsh and English. Any correspondence received in Welsh will be answered in Welsh and corresponding in Welsh will not lead to a delay in responding.

Unauthorised use or disclosure of this email may be unlawful. View our confidentiality statement at <https://www.south-wales.police.uk/en/email-confidentiality-statement/>

Gallai defnyddio neu ddatgelu'r neges e-bost hon heb awdurdod fod yn anghyfreithlon. Gallwch weld ein datganiad cyfrinachedd yn: <https://www.south-wales.police.uk/cy/datganiad-cyfrinachedd-e-bost/>

Licensing Department,
Cardiff Bay Police Station,
James Street,
Cardiff
CF10 5EW

18th July 2018

Caroline MUNRO
1701... ..

Cardiff
CF22 6SJ

**APPLICATION FOR THE VARIATION OF A PREMISES LICENCE UNDER THE
LICENSING ACT 2003.**

"KINGS ROAD YARD, 183A KINGS ROAD, PONTCANNA, CARDIFF CF11 9DF.

I, Chief Inspector JONES of the South Wales Police for the district of Cardiff, hereby give notice that an objection shall be made to the application for the variation of the premises licence for "KINGS ROAD YARD, 183A KINGS ROAD, CARDIFF.

This objection is made under the Licensing Objectives of;

The prevention of Crime and disorder;

(There is already a premises licence for the yard held by Simon Doherty. The nature of the premises is changing away from that originally intended by the licence operated by Mr. Doherty. There has been a recent incident of alcohol related disorder while the applicant was operating her licence. The increase in hours on a Saturday evening may lead to an increase of alcohol related crime and disorder).

Public safety;

(The premises is a courtyard with only one entrance/exit. If this exit is blocked during an emergency there is no satisfactory escape route).

p.t.o.

Should the licensing committee be minded to grant this application the police ask that the below condition be placed on the premises licence;

1. On Saturdays SIA registered door staff shall be on duty at the premises from 1800 to the close. The ratio shall be a minimum of one to 150 persons.

If you have any queries regarding the above objection, please contact Licensing Officer Tony BOWLEY at the Licensing Department, Cardiff Bay Police Station. Telephone 02920 633421.

Yours faithfully,

Joe JONES
CHIEF INSPECTOR.

COPY TO:-

Clair HARTREY,
Operations Manager,
Licensing & Strategic Services
Cardiff County Council,
City Hall,
Cardiff.
CF10 3ND.

Anthony Bowley
Police Licensing Officer
Cardiff Bay Police Station
Direct Line : +44 (0) 2920 633421 (Ext 34208)
Fax : +44 (0) 2920 527256
E-Mail : Anthony.Bowley2@south-wales.pnn.police.uk

Hartrey, Claire

From: " " uk
Sent: 20 July 2018 16:14
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Subject: Objection To Variation of Premise License - 183A Kings Road Cardiff CF119DF
Attachments: Objection to Licence - Kings Road CF119DF.pdf

***** Warning: This email contains a Microsoft Office (Word, Excel, PowerPoint) or Adobe PDF attachment. Although this email has been scanned for threats, please think before opening attachments from unrecognised senders.**

Rhybudd: Mae'r e-bost hwn yn cynnwys atodiad Microsoft Office (Word, Excel, PowerPoint) neu PDF Adobe. Er bod yr e-bost hwn wedi'i sganio ar gyfer unrhyw fygythiadau, meddyliwch cyn agor atodiadau gan anfonwyr nad ydych yn eu hadnabod. ***

Please find my objection attached.

I understand the closing date is the 23rd July 2018.

Regards

Simon Doherty

www.pipesbeer.co.uk

'PIPES' is the trading name of ARTISAN BREWING CO LTD,
183A Kings Road Cardiff CF119DF
VAT: 183019320 / Company No. 06570817



Dear Sirs,

My name is Simon Doherty, Director of Artisan Brewing Co T/A Pipes Brewery, 183A Kings Road.

I am writing to register my objection to the application for a varied licence by Kings Road Courtyard 183A Kings Road, Cardiff. The basis for this opposition is that granting a variation licence for this premise will only jeopardise the current faultless promotion of the licencing objectives by myself as a premise license holder for the same 'Saturday' times being requested. In particular I'm concerned with maintaining the prevention of public nuisance and crime and disorder, when there are other 'pop-up' bars utilising the license in question.

Granting this licence provides yet another source of alcohol within the courtyard in which my business is based. I'd like clear and justified reasons as to why a second retailer of alcohol is required on the same premise. We are a well-established brewery at the location and provide a high quality product to discerning clientele. We have developed a sociable, community hub enjoyed by both local residents and visitors to the capital city. We have ample facilities to accommodate for the capacity of the premise and furthermore, my license was granted on the condition that I would not serve high alcohol drinks (spirits and cocktails), I would therefore ask why this variation in question should be able to do so if I was not granted permission? And I would suggest if it were to be passed that the same restrictions be imposed in-line with my own.

Over the past several months we have witnessed vendors serving cocktails under the Kings Road Courtyard licence, and later a separate TEN's. In conjunction with this, we have noticed an elevation of customers arriving to our bar intoxicated. To note there has been a spike in incidents involving police (June 9th), aggression towards my staff and nuisance complaints from neighbours. These are all new occurrence for our business, and does seem to correlate with the extended use of the courtyard as a 'street-food' venue. We have also seen an increase in the number of people under the age of 18 attempting service at our bar. I note also a rise in people bringing their own alcohol onto the premise for consumption. Prior to these occasions and ourselves being the only licenced venue on the premise managing customer's alcohol intake seemed more plausible. There was no discrepancy over who was in charge of controlling there matters – as we manage a strictly no external alcohol policy at our venue.

Pipes Brewery has always been a very relaxed, friendly venue. We have built up a repour with our customers and are highly respected amongst the community. We welcome all down the courtyard and are considered a family friendly venue. Because of this repour and respect, we have remained incident free since our licence was granted in 2015 and furthermore our early TEN events dating back to 2008.

Residence in this area already suffer noise nuisance, and I'm sure you have a bounty of objections from local residents living in the vicinity of Kings Road Yard. As a tenant of the premise I am not notified when music is occurring until the time. It is a nuisance and does hamper my general business activities and I will be registering my complaints to noise in the future.

In view of the above, I would urge the Licencing Authority to refuse the application. If the application is accepted I'd like the condition that the license restricts the service of high alcohol beverages such and spirits, shots and cocktails. I also request some plausible separation of liability in the case of any future incidents. Also that challenge 25 materials are on display, staff in service are trained in the responsible service of alcohol and the premise license displayed on premise – all of which I am obliged to do so in adherence of my own granted premise license.

Regards

Simon Doherty

Director

Artisan Brewing Co Ltd.

183A Kings Road Cardiff, CF119DF

Hartrey, Claire

From: Robert Chapman
Sent: 28 June 2018 01:18
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Cc: Gordon, Iona (Cllr); cpwilliams@valeofglamorgan.gov.uk; Wild, Caro (Cllr)
Subject: Application for Variation of a Premises Licence - 183a Kings Road, Pontcanna, Cardiff CF11 9DF
Attachments: Extended hours.jpg; 01495 Artisan Brewing Co Summary.pdf; Studios plan.pdf
Importance: High

***** Warning: This email contains a Microsoft Office (Word, Excel, PowerPoint) or Adobe PDF attachment. Although this email has been scanned for threats, please think before opening attachments from unrecognised senders.**

Rhybudd: Mae'r e-bost hwn yn cynnwys atodiad Microsoft Office (Word, Excel, PowerPoint) neu PDF Adobe. Er bod yr e-bost hwn wedi'i sganio ar gyfer unrhyw fygythiadau, meddylwch cyn agor atodiadau gan anfonwyr nad ydych yn eu hadnabod. ***

Dear Sirs,

INTRODUCTION

I act for the owner-occupier of 34 Severn Grove, Cardiff CF11 9EN. My client's property (including the garden) backs onto Kings Road Yard, as do several other residential properties in Severn Grove, and adjoining streets. My client has lived at 34 Severn Grove since the beginning of 2001.

I am writing in response to an "application for Variation" of the licensing hours for a premises licence (first attachment). The name of the "applicant" is described as "Kings Road Courtyard". The application pertains to 183a Kings Road, Pontcanna, Cardiff CF11 9DF. There is an intention to extend the licensing hours on Saturday from **10.00am in the morning to 22.30hrs at night** on Saturday.

EXECUTIVE SUMMARY

In summary, my client OBJECTS to this proposed extension in the guise of a "variation of a premises licence". It represents what I describe as 'mission creep' whereby there are incremental changes which slowly but surely are compounding the noise nuisance.

INITIAL BUT PERTINENT OBSERVATION

Before I provide a rationale for the objection, I'd like to highlight a relevant factual detail which may be a relevant technical detail. Based on previous correspondence with your licensing department, I am led to understand that the extant Licence dated 4th December 2015 is in favour of Artisan Brewing Co., **Unit 6A**, 183a Kings Road (second attachment). **THIS IS A SPECIFIC LOCATION** within the Kings Road site (known as The Yard – third attachment). The extant hours for alcohol consumption under that licence is stated as being between the hours of **10.00 to 22.00hrs** Monday to Sunday. The current application for a variation of the existing licence is from Kings Road Courtyard. **This begs three questions:** (i) how can the current application for a variation (from Kings Road Courtyard) apply to an extant licence belonging to Artisan Brewing Co; (ii) Whilst the Artisan Brewing Co is a legal (company) entity, Kings Road Courtyard is not a legal entity, but a place - can a place be an applicant for the purposes of the Licensing Act 2003? Put another way, is it a legal entity that is able to qualify as an applicant; (iii) the extant licence pertains to a

specific geographical location described as unit 6A (where the brewery is located) whereas the geographical location pertaining to the current application for the variation is 183a Kings Road, Pontcanna, Cardiff CF11 9DF which is a residential property - it is not where the brewery is located. For clarity, your answers to these questions would be welcomed.

BACKGROUND AND RATIONALE FOR OBJECTION

Put simply, my client feels legitimately that she / he is entitled to "quiet enjoyment" of their residential property in a residential area. This premise is supported by several other residents that we have spoken to. Previous complaints have been made because of noise(s) emanating from Kings Road Yard. On the face of it, it is very easy for one department of a local authority to ignore observations that collectively relate to activities and responsibilities managed by other local authority departments. Nevertheless, let me attempt to offer some "joined-up " observations.

Activities in "The Yard", Kings Road have involved an intensification of (i) planning uses (including change of use), (ii) temporary event notices (TENs) and (iii) premises licensing. Whilst different departments will state their narrow respective responsibilities, I guess it is a matter for local politicians in the guise of Councillors to "join the dots" vis-a-vis joining up the bigger picture (which concerns different departments) to consider things in the round. In other words, to ascertain what is going on. I return to this point later but for now simply state that this response is being copied to the local councillor Iona Gordon and Councillor Caro Wild.

Outline Background Chronology

On 8th December 2009, on behalf of several residents whose properties backed onto 183a Kings Road, I was asked to write objecting to a premises licence (reference LSS/CCCP/01495) in respect of unit 6A (Artisan Brewing Company). I offered the following comments:

- *There are already quite a number of properties in the area with premises licences: the Cameo Club; the Cinnamon Tree and the proposed Thai restaurant next door to the Cinnamon Tree. Indeed, Chapter has recently re-opened with a significantly larger capacity to accommodate a larger audience – within an enclosed and sound proofed area.*
- *A premises licence suggests inviting people onto the property to imbibe alcohol. This means an increase in traffic in the area. Indeed, there was an occasion earlier this year when such an activity took place on a Sunday. The resultant noise levels and music represented a disturbance.*
- *My recollection is that such a proposal would not comply with the existing planning policy.*
- *Importantly, the existing residents are entitled to 'quiet enjoyment' and privacy.*

Therefore, for these reasons, the application for a premises licence should be rejected.

In June 2010, I had correspondence with a previous (now retired) Cardiff County Council officer, John Vessey in which I complained about the noise level of music emanating from The Yard. Whilst accepting that the licence for alcohol is your sole responsibility, it is not difficult to piece together the fact that licensed alcohol + a TEN (temporary event notice) + music is a combination that will lead to a good deal of noise in a confined area where the acoustics (shaped by the surroundings) exacerbate the volume of the sound / noise. In other words, in this scenario, **the licensing of alcohol is an integral, component part of noise attribution.**

At the beginning of July 2010, my client experienced a break-in. This may, or may not, have been linked.

In October 2010, I made a further complaint to Mr Vessey (noise pollution) about the level of noise from The Yard. This was backed up by a candid email from Mrs Flip White (a resident in Severn Grove) to Mr K Munro. In it, she refers to the "*loud noise, alcohol related activity and residents who were unable to: enjoy their respective gardens; have people round; get kids to sleep*".

On the 8th October 2010, I received a communication from Ilaria Agnostini-Green, Licensing Enforcement Officer who had been informed about the complaint by Mr John Vessey. In her email, she refers to licensing hours for the consumption of alcohol between the **hours of 10.00am and 21.00hrs Monday to Sunday**.

Following a further complaint and visit by officers to 34 Severn Grove (November 2010) to witness at first hand the noise level emanating from The Yard, an abatement notice was served upon the perpetrator of the statutory noise nuisance (understood to be Artisan Brewery Co).

Scroll forward to **current times**, there has been an intensification of planning uses, evidenced for example with a recent planning approval for a bakery, including the production of pizzas. It doesn't take too much thought to make the connection between such a use, plus alcohol plus music via a TEN (temporary event notice). Yes, music has begun to creep back onto the scene. For example:

- I made a complaint again about noise emanating from The Yard in October 2017. Part of the correspondence at that time, included a communication between Councillor Iona Gordon and Mrs Stephanie Ann Wathan, Neighbourhood Services Officer (Tue 17/10/2017 10:53) in which Councillor Gordon stated: *"Thank you for your action on this noise nuisance. I can bear witness that the noise from the Yard at 183 Kings Road was unacceptable on Saturday 14th October. I held an event in St Catherine's Church hall nearby - the noise from the Yard was shocking."*
- I draw your attention to my e-mail of 21st June 2018 addressed to Mrs Caroline Munro. It was copied to the 'Licensing' department. For convenience, that email is copied below. I have not received a reply.

"Dear Caroline,

I refer to your (Kings Road Courtyard) application to vary the existing licence (first attachment). Details of the current licence are set out in the second attachment. For my benefit, could you explain why you (Kings Road Courtyard) are applying to extend or vary the licence bearing in mind that the holder of the licence is the Artisan Brewing Company?

Secondly, whilst I will be writing separately to Claire Hartrey prior to 28th June 2018, are you aware that there is an increasing unease amongst residents whose properties adjoin the property about the noise levels emanating from The Yard. I have drawn this matter to your attention on a number of occasions recently but have not received a reply. The intensification of use and noise is manifested by: (i) a recent planning decision; (ii) a recent one-off music event that went beyond the specified hours; (iii) tonight – as I write this note – an event is being held in The Yard where an organisation called The Urbanists is being hosted by Pipes. How does my client know this? Answer – by the level of noise. Were you aware of this event? I suspect not. All of this activity collectively amounts to 'mission creep'.

A timely reply would be appreciated.

Yours sincerely,

Robert I Chapman"

What is not understood by the 'operators' in the confined area to the rear of residences in Severn Grove etc is that when a mass of people gathers together (in the guise of events: typically, music and alcohol combined), the acoustic nature of that area means that **invasive noise is heightened and conveyed to**

neighbouring properties. This is especially noticeable and notable beyond 5.00pm when noise is refracted downwards in contrast with afternoons when noise begins to increase.

Returning to the application, and the **relevance of the preamble** above, it is not difficult to see that there is a tactical play here. The proposed change of use to a bakery selling goods – including pizzas – would be an accompaniment to the sale of beer from Pipes Brewery. This means that there is even more scope for people to amass in the Kings Yard area generating **significant noise**. Therefore, I am suggesting that you need to consider the context for this application and the additional **noise / nuisance** consequences that would flow. The coincidence of planning, TENS (music) plus extended licensing hours for alcohol consumption represents an **intensification of use** of the area which has consequences for existing residents **quite enjoyment**.

Further observations include:

- Neighbourhood and Community Consultation: Frankly, this has been *de minimus*.
- Vehicle Parking: Whilst there may not be vehicles parked in Kings Road Yard per se, it is likely that the combination of use, events, music and availability of alcohol in a confined area will lead to more problems with parking 'offsite'. In other words, parking in local resident areas adjoining The Yard. This is already happening and has been happening for some time. This is a consequence of intensified use.
- Hours of Opening for Alcohol Consumption: Prior to the Brewery, there was no consumption of alcohol. Subsequently, alcohol was licensed between:
 - 10.00hrs and 21.00hrs;
 - Then 10.00hrs and 22.00hrs; and
 - Now proposed 10.00hrs and 22.30hrs.

It is not difficult to see the **trend** which is linked to **use** and **events** (including music and loud chatter), with the consequence of noise nuisance for residents and neighbours. I describe this as deliberative action which amounts to mission creep. In other words, there appears to be a game plan for self-gain at the behest of residents who are entitled to quiet enjoyment in a residential area.

CONCLUSION

This application should not just be seen through the prism of the licensing authority. It needs to be seen as part of a contextual picture which is causing increased aggravation and nuisance – something that has been ongoing (on and off) over the last decade. Beyond the immediacy of this response to the current application, I will be liaising with residents about an application for the review of the premises licence for the reasons embedded in this e-mail communication.

Yours sincerely,

Robert I Chapman



Robert I Chapman, Director

Bush House, 39 Cardiff Road
Llandaff, Cardiff, CF5 2DP

Hartrey, Claire

From: Robert Chapman <
Sent: 05 July 2018 16:59
To: Caroline Munro
Cc: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu); Gordon, Iona (Cllr); Noise and Air Pollution \ Llygredd Swn ac aer; cpwilliams@valeofglamorgan.gov.uk
Subject: RE: Licensing Act 2003

Dear Caroline,

Thank you for your reply.

From my client perspective, there is no problem with the Farmer's Market. Indeed, there is no problem with local, micro businesses, notwithstanding the fact that my client tolerates infrequent grinding noises from one of the businesses to the rear of her property. What is more problematic though is the music and conversational noise from The Yard. I think it is fair to say that residents whose properties back onto The Yard are able to distinguish where different noises come from.

What is clear to my client and adjoining residents – but not to others who do not wish to listen proactively – is that the music loudness and conversational chatter after several drinks is a problem. Indeed, such events involving music and drink are problematic in other ways too. My client was speaking to an adjoining neighbour recently (with family) who was angered by people looking over the boundary fence into her property.

Observations made in the past to the local authority (Mr Vessey) were not really accepted until officers actually experienced the noise level themselves, at which point a noise abatement notice was served. And, there lies the rub in the current day. The Council has a resource issue to get people out to site at the appropriate time.

The likely outcome is that residents who want quiet enjoyment in a residential area will seek recourse to those copied into this e-mail so that a record accumulates on file for action.

Best Wishes,

Robert

RC² Property &
Regeneration
Expert

Robert I Chapman, Director

Bush House, 39 Cardiff Road
Llandaff, Cardiff, CF5 2DP



RC2 is the trading name of Robert Chapman & Company Limited. Company Registration No: 04590590; Registered Office: Bush House, 39 Cardiff Road, Llandaff, Cardiff CF5 2DP

This e-mail is confidential and intended solely for the use of the individual (s) to whom it is addressed. Any views or opinions expressed are those of the author. If you are not the intended recipient, please be advised that any use, dissemination, printing or copying of this e-mail is strictly prohibited.

Although we have taken steps to ensure that this e-mail and attachments (if appropriate) are free from any virus, we advise that in keeping with good computing practice, the recipients should ensure that they are actually free from any virus.

From: Caroline Munro <[redacted]>
Sent: 03 July 2018 13:58
To: Robert Chapman <[redacted]>
Cc: licensing@cardiff.gov.uk; Gordon, Iona (Cllr) <Iona.Gordon@cardiff.gov.uk>; Noise and Air Pollution <NoiseandAirPollution@cardiff.gov.uk>; cpwilliams@valeofglamorgan.gov.uk
Subject: Re: Licensing Act 2003

Dear Robert,

I have been unable to reply to your emails as I have been very busy.

For your information Kings Road Yard Courtyard licence is separate from the Kings Road Yard Microbrewery namely "Pipes". This licence is to cover the events hosted by Pontcanna Market which is separate from the brewery events.

As Pontcanna Market and landlords of Kings Road Yard, I have already being granted a licence to sell alcohol on Saturdays morning and all day until 4pm on Sundays.(see attached our licence) We will only be using the extended licence times (to sell alcohol) at one event each month until October. We are not planning to hold events in the evening every Saturday.

Because we welcome less than 500 people (see attach regulations) at the Yard, we are allowed to have live music during the hours of 8am to 11pm all time. However we are aware of the "quiet enjoyment" of the residents near by and would not abuse this right.

We believe that all the events held by Pontcanna Market are not too much of a disturbance regarding noise level and we are very careful to keep it that way. We do have once or twice a year a live music performance which stops at 9.30pm and we believe this is reasonable. We will always inform the local residents in advance about those events.

On the whole we have had very positive feedback from local residents. They complained more about the noise emanating from the local pubs: Robin Hood, Cameo Club and live disco from St Catherine's Church, also live music parties from "Kemis" and "Pontcanna Mews". In the future please check that when there is excessive noise it may be coming from one of these other venues. Often, when people have complained in the past it was not us generating the noise.

As for events organised by "Pipes" please forward your complaint directly to Simon Doherty at:

I hope this has clarified your concerns.

Best Wishes

Caroline

On Thursday, 21 June 2018, 18:58:11 BST, Robert Chapman <[redacted]>

> wrote:

Dear Caroline,

I refer to your (Kings Road Courtyard) application to vary the existing licence (first attachment). Details of the current licence are set out in the second attachment. For my benefit, could you explain why you (Kings Road Courtyard) are applying to extend or vary the licence bearing in mind that the holder of the licence is the Artisan Brewing Company?

Secondly, whilst I will be writing separately to Claire Hartrey prior to 28th June 2018, are you aware that there is an increasing unease amongst residents whose properties adjoin the property about the noise levels emanating from The Yard. I have drawn this matter to your attention on a number of occasions recently but have not received a reply. The intensification of use and noise is manifested by: (i) a recent planning decision; (ii) a recent one-off music event that went beyond the specified hours; (iii) tonight – as I write this note – an event is being held in The Yard where an organisation called The Urbanists is being hosted by Pipes. How does my client know this? Answer – by the level of noise. Were you aware of this event? I suspect not. All of this activity collectively amounts to 'mission creep'.

A timely reply would be appreciated.

Yours sincerely,

Robert I Chapman

RC² Property &
Regeneration
Expert

Robert I Chapman, Director

Bush House, 39 Cardiff Road
Llandaff, Cardiff, CF5 2DP



RC2 is the trading name of Robert Chapman & Company Limited. Company Registration No: 04590590; Registered Office: Bush House, 39 Cardiff Road, Llandaff, Cardiff CF5 2DP

This e-mail is confidential and intended solely for the use of the individual (s) to whom it is addressed. Any views or opinions expressed are those of the author. If you are not the intended recipient, please be advised that any use, dissemination, printing or copying of this e-mail is strictly prohibited.

Hartrey, Claire

From:
Sent: 17 June 2018 21:48
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Subject: Application by Kings Road Courtyard
Attachments: Video of Pipes 1562018

Dear Licencing Team,

I am writing to strongly object to the extension of the licence to this establishment. I live in 38 Severn Grove with my 5 year old son and husband.

Our property directly backs on to the venue applying for the licence.

There was no licenced venue in this location when I purchased our property. Gradually, there has been a creep in the increased use of this venue as a music event venue and a licenced property.

I objected when the owners requested a licence until 9pm back in 2010. This is because the noise from the venue is unacceptable. This licence premises is entirely outdoor. This is bad enough with the current arrangements.

The extension to licensing hours will lead to customers being within 15m of our bedroom beyond our bedtime. But the noise will also be increased due to the longer hours for alcohol consumption. As it is, there are some nights where the noise goes on far beyond the 9pm curfew, for example the video I have attached to this email. This video was taken at 22.45 on Friday evening the 15th of June when I was on call. It is taken at night and is not great quality visually but the noise is self explanatory. As a consultant surgeon I regularly work weekends on call and need good quality sleep. As it is, I cannot open our bedroom window to sleep on summer nights when this establishment is licenced due to the noise.

Their customers also climb the stairs in the courtyard and stand at first floor level whilst drinking looking directly into our kitchen and garden, just as they were doing on Friday the 15th and Saturday 16th of June.

The current situation makes the garden out of bounds on a Saturday evening for my son due to the volume of 'adult' conversations.

I would be very grateful if you would consider our plea to reject this development creep. It is already impacting on our lives.

Yours faithfully,

Hartrey, Claire

From: <[REDACTED]>@ic.uk>
Sent: 27 June 2018 22:01
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Subject: Further evidence to object to extending licensing hours for 183a Kings Rd
Attachments: IMG_1164.jpg; ATT00001.txt

Thank you for your consideration.

Dear Licensing Team,

We, the undersigned, live in properties directly affected by the increasing noise associated with the lengthening of the licensing hours applied for by 183a Kings Road, Pontcanna, Cardiff CF11 9DF.

We object to the granting of the current request for lengthening the hours from 10.00 to 22.30.

NAME	ADDRESS	EMAIL	TELEPHONE	ADDITIONAL COMMENTS
J. Chapman R Chapman	34 Severn Grove	[REDACTED]	[REDACTED]	
A GRIFFITH	40 Severn Grove	[REDACTED]	[REDACTED]	
V. Male	36 SEVERN Grove.	[REDACTED]	[REDACTED]	
A. JORWERTH	38 SEVERN Grove	[REDACTED]	[REDACTED]	
N. DAVIES	42 SEVERN GROVE	[REDACTED]	[REDACTED]	
M. HOPKINS	30 Severn Grove	[REDACTED]	[REDACTED]	

CRANTON
CPII GDF.
22nd JUNE

TO CARDIFF COUNTY COUNCIL
LICENCE SECTION

WE HAVE
REJECTED AGAINST THE LICENSE
AT 183A KINGS RD. COURTYARD
DUE TO THE FACT OF THE
POSSIBLE NOISE AT SUCH A LATE
TIME OF THE DAY IN A
RESIDENTIAL AREA.

YOURS SINCERELY

CARDIFF COUNTY COUNCIL

Hartrey, Claire

From:
Sent: 28 June 2018 08:01
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Subject: Kings Road Courtyard

Dear Sir/Madam,

I am writing to express our objection to a recent application made by kings road courtyard, pontcanna. The application is to extend the opening hours for the sale of alcohol to 10.30pm on Saturdays.

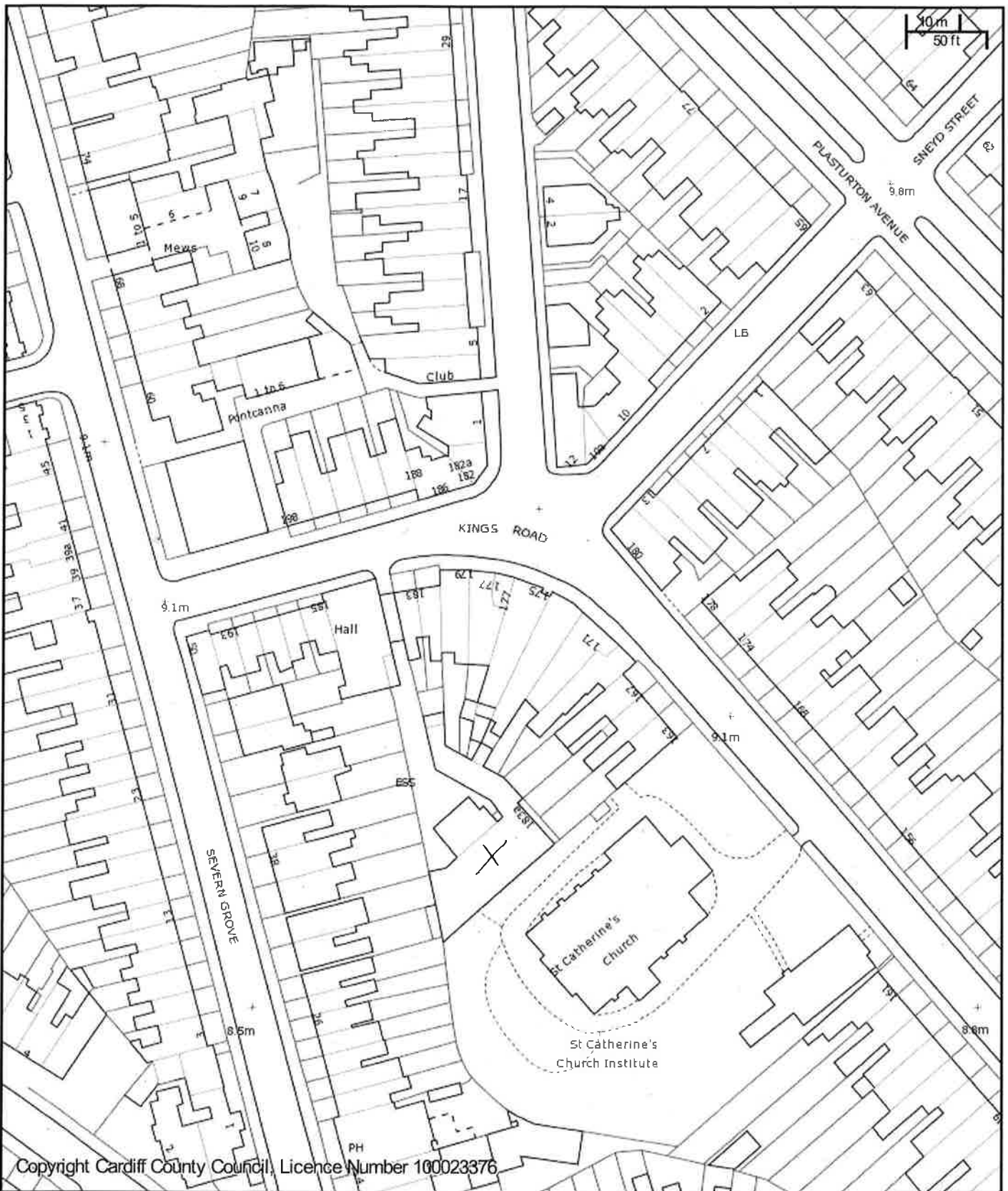
As residents whose garden is adjacent to kings road yard we are directly affected by events there. At present, the sale of alcohol is permitted until 10pm. During busy days the noise from customers can be loud throughout the day and into the night. On Saturdays this lasts until around 11pm by the time customers have finished their drinks and left. An extra 30 mins would extend this to 11.30 which we believe is too late. The noise already causes issues in getting our children to sleep; this would be made worse by the proposed changes. The noise is particularly disruptive when live bands are hosted.

I hope that you will take into account our concerns.

Yours Sincerely,

D

Pontcanna



CHIEF EXECUTIVE
 Paul Orders
 County Hall
 Atlantic Wharf
 Cardiff CF10 4UW
 Tel: 029 20872000

City of Cardiff Council
Cyngor Dinas Caerdydd



Title

Scale: 1:1000

Date: 1/8/2018 at 14:29 PM

Coordinates:

© Crown copyright and database rights (2014).
 This copy is produced specifically to supply County
 Council information NO further copies may be made.

Ordnance Survey 100023376 (2014).

This page is intentionally left blank

**CARDIFF COUNCIL
CYNGOR CAERDYDD**

Agenda Item CO.

LICENSING SUB-COMMITTEE: 17 August 2018

Report of the Head of Shared Regulatory Services

Application for Premises Licence - Grant

Application No: 024884

Name of Premises: Titan Warehouse

Ward: Splott

1. Application

1.1 An application for a Premises Licence - Grant, has been received from Live Nation (Music) UK Limited in respect of Titan Warehouse, Titan Road, Cardiff, CF24 5JB.

1.2 The applicant has applied for the following:

(1) In respect of the following licensable activities:

1. The supply of alcohol for consumption on the premises.
2. The provision of regulated entertainment in the form of plays, films, live music, recorded music, dance, and entertainment of a similar description (indoors).
3. The provision of late night refreshment (indoors and outdoors).

(2) Description of Premises (as stated by applicant):

‘Warehouse building and adjacent outdoor car park as identified by the plan submitted with the application, currently known as Splott Warehouse but to be called Titan Warehouse for the premises licence. It is proposed that there will be a maximum of 10 event days plus New Year’s Eve each calendar year for the provision of regulated entertainment and sale of alcohol for consumption on the premises as specified in the application.’

(3) The opening hours are proposed as follows:

Monday to Thursday: 18:00 to 00:30
Friday to Sunday: 14:00 to 00:30
New Years Eve: 18:00 to 04:30

(4) To provide licensable activities during the following hours:

1. The supply of alcohol for consumption on the premises:

Monday to Thursday: 18:00 to 00:00

Friday to Sunday: 14:00 to 00:00

New Years Eve: 18:00 to 04:00

2. The provision of regulated entertainment in the form of plays, films, live music, recorded music, dance, and entertainment of a similar description (indoors).

Monday to Thursday: 18:00 to 00:00

Friday to Sunday: 14:00 to 00:00

New Years Eve: 18:00 to 04:00

3. The provision of late night refreshment (indoors & outdoors):

Monday to Sunday: 23:00 to 00:00

New Years Eve: 23:00 to 04:00

2. **Promotion of Licensing Objectives.**

- 2.1 The additional conditions proposed by the applicant to meet the licensing objectives are attached to the report.

3. **Relevant Representations**

Representations have been received in respect of the application, copies of which are enclosed with the report.

4. **Legal Considerations.**

- 4.1 In respect of the application the decision must be taken following consideration of the representations received with a view to promoting the licensing objectives which are:

Prevention of crime and disorder

Public Safety

Prevention of Public Nuisance

Protection of Children from Harm

- 4.2 In each case the Sub-Committee may make the following determination

- a) To grant the application.
- b) To modify the conditions of the licence, by altering, omitting or adding to them, where relevant.
- c) Reject the whole or part of the application.

4.3 All decisions taken by the Sub-Committee must (a) be within the legal powers of the Council and its Committees; (b) comply with any procedural requirement imposed by law; (c) be undertaken in accordance with the procedural requirements imposed by the Council eg. standing orders and financial regulations; (d) be fully and properly informed; (e) be properly motivated; (f) be taken having regard to the Council's fiduciary duty to its taxpayers; and (g) be reasonable and proper in all the circumstances.

5. **Issues for Discussion.**

5.1 The application should be determined and the appropriateness of any conditions on the licence needs to be discussed.

Dave Holland
Regulatory Services

01 August 2018

Continued from previous page...

TUESDAY

Start 18:00

End 00:30

Start

End

WEDNESDAY

Start 18:00

End 00:30

Start

End

THURSDAY

Start 18:00

End 00:30

Start

End

FRIDAY

Start 14:00

End 00:30

Start

End

SATURDAY

Start 14:00

End 00:30

Start

End

SUNDAY

Start 14:00

End 00:30

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

New Year's Eve from 18.00 to 04.30 the following day.

Section 18 of 21

LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

Continued from previous page...

List here steps you will take to promote all four licensing objectives together.

The applicant is very experienced at organising and delivering large scale indoor and outdoor events at numerous sites in the UK and has a long and proven track record of complying with all licensing objectives.

The licence if granted shall be limited to a maximum of 10 event days plus New Year's Eve in any calendar year and for a maximum capacity of 9,999 for any single event.

All persons attending an event must purchase tickets through a ticketing system which captures their data.

Events shall be restricted to persons aged 16 years or over. Admission will only be granted to persons providing a valid ticket and on production of valid ID (passport, driving licence or an approved proof of age card).

There shall be no re-entry permitted to the premises and signage to that effect will be placed around the site.

The perimeter of the licensed area is outlined by a red line on the plan submitted with the application and includes the warehouse building and adjacent enclosed car park. Any temporary structures shown on the plan are in indicative positions and may be changed within the licensed area depending on the nature of the event and in accordance with a Health and Safety risk assessment.

A written Operating Schedule which includes a detailed Crowd Management and Security Plan together with comprehensive risk assessments will be submitted to the South Wales Police at least 28 days before any event.

b) The prevention of crime and disorder

The applicant will contract a professional and competent crowd management company who will produce the Crowd Management and Security Plan before any event and work closely with venue management and the Police to manage the potential for crime and disorder.

Entrances and exits to the venue shall be manned at all times by SIA security staff when an event is taking place and SIA security shall be employed on site for the duration of unload, the event itself and loading of production equipment.

The minimum level of security for an event shall be one member of SIA security staff to 150 members of the public.

All SIA security staff employed at the venue shall be in possession of and displaying their SIA security licence and wearing a high visibility tabard identifying them as security.

A suitable entry policy will be formulated which will include procedures for the searching of persons and their belongings upon entry and the confiscation of illegal articles.

If required, any ejections or refusal of entry to the event will be carried out by licensed security staff.

The premises shall operate the drug safe scheme and adopt a zero tolerance policy towards drugs.

An incident/refusals book and log shall be kept at the premises during any event.

The applicant will employ an experienced bars contractor company who will be required to operate a strict Challenge 25 policy and ensure that all bar staff will be trained to adhere to this policy.

No glass bottles or vessels will be used or sold at events and all drinks shall be supplied in plastic drinking vessels.

c) Public safety

Specific event risk assessments will be produced to ensure that all elements of risk are considered so far as reasonably practicable and suitable and sufficient control measures are implemented and emergency procedures documented and relevant staff training undertaken. The event manager shall be responsible for ensuring that suitable and adequate signage is in place for all fire exits and exit routes are kept clear of any obstructions at all times during an event to ensure safe egress in case of emergency.

An agreed and appropriate level of emergency first aid will be on site throughout the events. This will include mobile FA patrols, the levels of which will be determined by a medical risk assessment and HSG195.

A detailed fire risk assessment will be produced and suitable levels of portable fire fighting equipment will be provided on site. Prior approval will be obtained from the Council for the use of any special effects, and relevant health and safety information will be provided prior to any event.

Continued from previous page...

d) The prevention of public nuisance

The prevention of public nuisance will be managed through pre-event planning arrangements including sound checks at front of house and any nearby noise sensitive properties relevant to any event.

The Music Noise Levels (MNL) will not exceed 65dB(A) over a 15 minute period when measured one metre from the nearest noise sensitive properties in accordance with the guidance in the Code of Practice on Environmental Noise at Concerts (produced by the Noise Council - ISBN 0 900103 51 5).

Speakers will be directed away from residential dwellings and towards the adjacent industrial estate.

Prominent and clear signage will be placed at all exits requesting that patrons respect local residents and leave the premises and surrounding area quietly.

e) The protection of children from harm

Steps to address the protection of children will be identified in the operating plan for the event and in any pre-event information.

The Designated Premises Supervisor will ensure that all contracted bar staff are fully aware and compliant of age verification procedures and requirements for alcohol sales, which will include the adoption of a strict Challenge 25 policy for any event. This policy will include the following requirements:

- 1) The training for bar staff shall include: Details of the Challenge 25 Policy operated by the premises, how to ask for ID, what ID to accept, what to do if a customer complains about being refused/asked and how to record any challenges. This training will be documented in writing and made available on request to the South Wales Police, Trading Standards and Licensing Officers. Staff training records will be reviewed and relevant updates undertaken before any event.
- 2) The premises shall maintain a refusals register for any event. The register should detail the following information: Date, time, member of staff, what was requested, whether ID was produced, if so what ID, or the reason for refusal.

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Hartrey, Claire

From: John.Crowther@south-wales.pnn.police.uk
Sent: 18 July 2018 16:19
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Cc: Justin.Hardwick@south-wales.pnn.police.uk
Subject: Titan Warehouse Representations from SWP
Attachments: Letter from CI signed by Insp Miles.pdf; Letter from CI.doc

***** Warning: This email contains a Microsoft Office (Word, Excel, PowerPoint) or Adobe PDF attachment. Although this email has been scanned for threats, please think before opening attachments from unrecognised senders.**

Rhybudd: Mae'r e-bost hwn yn cynnwys atodiad Microsoft Office (Word, Excel, PowerPoint) neu PDF Adobe. Er bod yr e-bost hwn wedi'i sganio ar gyfer unrhyw fgythiadau, meddylwch cyn agor atodiadau gan anfonwyr nad ydych yn eu hadnabod. ***

Good afternoon,

Please find, attached, SWP reps regarding the application for the grant of a premises licence – Titan warehouse, Splott.

Should the applicant agree to our representations, SWP will withdraw the request for a hearing. I attach a word doc copy for your assistance.

Many thanks

Regards

John



PC 946

John Crowther

Swyddog Trwyddedu / Licensing officer.

Adran Drwyddedu / Licensing Department

Heddlu De Cymru / South Wales Police

URS y Dwyrain / Eastern BCU

Gorsaf yr Heddlu Bae Caerdydd / Cardiff Bay Police Station

Stryd James / James Street

Bae Caerdydd / Cardiff Bay

CF10 5EW

☎: 02920 633496 | Ext: 34950 | Mobile: 07805 301222

📱 /SWPolice 📺 @SWPolice 📺 @SWPolice 📺 /SWPTV

Ydych chi angen siarad gyda'r heddlu ond nad oes angen ymateb brys arnoch? Ffoniwch 101. Gellir defnyddio'r rhif i roi gwybod am achos nad yw'n un brys i unrhyw heddlu yng Nghymru a Lloegr. Mewn argyfwng, ffoniwch 999 bob amser.

Do you need to speak to police but don't require

an emergency response? Call 101. The number can be used to report a non-emergency to any force in Wales and England.

In an emergency, always dial 999.



Licensing Department,
Cardiff Bay Police Station,
James Street,
Cardiff.
CF10 5EW
18 July 2018

Mr P Crier,
Phil Crier Licensing Ltd,
Compton House,
79, New Road,
Ascot,
Berkshire,
SL5 8PZ

APPLICATION FOR THE GRANT OF A PREMISES LICENCE UNDER THE LICENSING ACT 2003.
TITAN WAREHOUSE, TITAN ROAD, CARDIFF, CF24 5JB

Dear Sir,

I have caused enquiries to be made into this application and make the following representation that I wish to be considered when deciding on the licensable activity and conditions for this licence. We therefore ask that the Licensing Committee hear the representation made by the police when determining the grant of this application. Should the applicants agree to comply with the representation made to meet the Licensing Objectives before a hearing is held then please accept that the police will automatically withdraw their request for a hearing with the Licensing Committee.

POLICE REPRESENTATION

1. This premises licence will allow the staging of no more than 10 event days plus New Year's Eve at the premise in a calendar year.
2. No more than two events may take place on consecutive days.
3. There will be no more than two event days held in any 7-day period.

Mae Heddlu De Cymru yn croesawu derbyn gohebiaeth yn Gymraeg a Saesneg.
Byddwn yn ateb goheblaeth a dderbynnir yn Gymraeg yn Gymraeg ac ni fydd
gohebu yn Gymraeg yn arwain at oedi.

South Wales Police welcomes receiving correspondence in Welsh and English.
Any correspondence received in Welsh will be answered in Welsh and corresponding
in Welsh will not lead to a delay in responding.

Prif Gwnstabl **Matt Jukes QPM, MA(Oxon)MSc.** Chlef Constable

4. The only operator who shall be permitted to utilise this premises licence is the Premise Licence Holder - Live Nation (Music) Ltd.
5. Overcrowding in such a manner as to endanger the safety of the public shall not be permitted in any part of the premises.
6. Where patrons chose to walk to the premises from the city centre, there shall be route Marshalls positioned within line of sight of each other along the most suitable route, advising attendees of the designated travel path.
7. There shall be security staff dedicated to the patrons parking area. There shall be no less than 4 such security staff at any time during events.
8. A CCTV system will be in use at each event held at the premises and it will be maintained and operated at all times the premises is open to the public for licensable activity. It will provide images of all areas to which the public has access. There will be sufficient storage to hold a minimum of 31 days recordings. Images will be produced, in a readily playable format, upon request when the premises is open and as soon as practicable at all other times. There shall be sufficient staff trained to facilitate the above. There shall be prominent, clear and legible signage displayed around the premises, alerting patrons that CCTV is in use.
9. Body Worn Video (BWV) devices, capable of recording moving images and sound, shall be worn by SIA registered door supervisors at the rate of 1 BWV:10 SIA. Footage from the BWV device(s) will be produced, in a readily playable format, upon request when the premises is open and as soon as practicable at all other times. There shall be sufficient staff trained to facilitate the above.
10. Securities Industry Authority (SIA) registered door supervisors shall be employed at the ratio of 1:100 tickets sold at the premises from at least 30 minutes before the premises is open to the public, until all patrons have dispersed safely away from the premises. These door supervisors shall wear hi-vis vests or similar clothing at all times when on duty.
11. A register of door supervisors shall be kept at the premises. The register shall show the full name and SIA registration number of each door supervisor, stating the start and end duty times from each door supervisor. The register shall be kept by the DPS for a minimum of 12 months and will be made available to a police employee or representative of a responsible authority on request.
12. There shall be sufficient metal detecting wands or similar devices available to security staff to allow attendees to be screened for metal objects prior to entry to the premises.
13. Drug detecting dogs shall be utilised at the premises for each event at the point of entry. There shall be sufficient dogs provided to ensure adequate rest periods for each dog without frustrating the aim of preventing drugs being brought onto the premises.
14. An incident log with sequentially numbered pages will be maintained at the premises. Each entry made shall carry the day, date and time that each report was made It will record the following; The DPS shall to ensure that all incidents are logged on the day of the incident.
 - A. All crimes reported to the venue.
 - B. All ejections of patrons, with details of the individual(s) if known.
 - C. All refusals of entry or service.

D. All incidents of disorder of which the premises are aware.

E. The seizure of drugs and offensive weapons.

F. All visits by a responsible authority or emergency service.

The log will be made available to the police or other Responsible Authority representative on request. The log shall be retained for 18 months minimum.

15. All drinks shall be supplied in plastic vessels throughout the entire premise, including artiste and staff areas.
16. Drinks shall not be supplied in sealed containers.
17. The Designated Premises Supervisor (DPS) shall be present for the full duration of each event.
18. The licence Holder shall submit, to South Wales Police licensing, a separate operating schedule for each event at the premises. It will include a detailed crowd management, security plan and list of performers/artistes. It shall be submitted in writing at least 56 days prior to the event. South Wales Police will notify the premise licence holder in writing of any condition(s) that should apply to the operation of the event within ten days of receiving written notification of the event. If less than 56 days' notice is given in writing, any condition(s) applied by the Police shall not be challenged by the applicant / Licence holder.
19. The Police to have an absolute veto over any event.
20. The Premises Licence Holder shall inform the Safety Group Events Advisory Panel of any event at least 56 days prior to the event and attend the Events Liaison Panel to demonstrate the arrangements to manage the public safety implications of the event; specific consideration should be given to ensuring the safe arrival and departure of those using the premise, including a Traffic Management Plan.
21. Substantial crowd barriers will be in use for each event at the premises; they will be used to ensure patrons queue in an orderly manner.
22. Substantial food will be readily available to all patrons for the full duration of each event.
23. Queues of patrons waiting to enter the premises shall be supervised by SIA registered Door Supervisors in such a way that they do not cause any nuisance to neighbouring premises or members of public. High visibility vests, tabards or jackets shall be worn by Door Supervisors when employed in this function.
24. A queuing system with barriers shall be in place at each point of sale for alcohol and SIA staff will be positioned at the start and end of each such queue.
25. The premises shall operate the Drug Safe Scheme at all times when open to the public. Any drugs deposited shall be recorded in a dedicated log book with details of how the drugs came into possession of staff and who made that deposit.
26. Individuals shall not be allowed to purchase more than 4 drinks at any single visit to the bar. A drink consists of one pint, one half, a glass of wine or a single measure of sprit. Spirits shall not be supplied neat.


27. There shall be no re-entry to the premises afforded to patrons. There shall be signage to alert patrons to this condition.
28. All persons attending an event must purchase tickets through a ticketing system which captures their name and permanent postal address.
29. Entry to events shall be restricted to persons aged 16 years or over.
30. Admission will only be granted to persons providing a valid ticket and on production of valid identification (such as driving licence, passport or an approved proof of age card with photo).
31. Prominent and clear signage will be displayed at all exits, requesting that patrons respect the needs of local residents and leave the premises and surrounding area quietly.
32. There will be a dedicated First Aid station. Notices shall be displayed advising patrons of the location of the First Aid station. First Aiders shall be on duty at the ratio of 2:1000 for the full duration of each event. These First Aiders shall have no other duties.
33. The Premise Licence Holder shall make adequate arrangements for the collection and disposal of patrons' litter in the immediate vicinity of the premise for each event.

If the applicant does not agree with the afore-mentioned representations, the police objections will be based on the following;

The prevention of crime and disorder
The prevention of public nuisance

Additional evidence to support the notice of objection will be presented at any subsequent Licensing Committee hearing. This evidence will be expanded on verbally, written, statistical or CCTV evidence.

If you require any further information please contact PC946 John Crowther at Cardiff Bay police station, Licensing Department on 101(South Wales) ext. 34-950.

 A/C 137
Yours sincerely,
J Jones
Chief Inspector
Pl. P.S. MICE

Hartrey, Claire

From: Wathan, Stephanie A <sawathan@valeofglamorgan.gov.uk>
Sent: 06 July 2018 13:45
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu); phil.crier@pbclicensing.co.uk
Cc: John.Crowther@south-wales.pnn.police.uk; James, Sian (SRS)
Subject: FW: Licensing Act 2003: Application for the grant of a Premises Licence - Titan Warehouse, Titan Road, Cardiff, CF24 5JB
Attachments: New Premises Titan Warehouse Titan Road Cardiff CF24 5JB.pdf; Titan Warehouse DPS Consent.618.pdf; Titan Warehouse Plan.618.pdf; Titan Warehouse Grant.618.pdf; 624038__SRSEP031-CardiffCouncilRepresentationFormWORD_20180706123514.pdf

***** Warning: This email contains a Microsoft Office (Word, Excel, PowerPoint) or Adobe PDF attachment. Although this email has been scanned for threats, please think before opening attachments from unrecognised senders.**

Rhybudd: Mae'r e-bost hwn yn cynnwys atodiad Microsoft Office (Word, Excel, PowerPoint) neu PDF Adobe. Er bod yr e-bost hwn wedi'i sganio ar gyfer unrhyw fgythyadau, meddylwch cyn agor atodiadau gan anfonwyr nad ydych yn eu hadnabod. ***

Good Afternoon,

I write further to the below application, please find attached Pollution Controls Objection.

Kind Regards ;



Mrs Stephanie Ann Wathan
Neighbourhood Services Officer / Swyddog Gwasanaethau Cymdogaeth
Shared Regulatory Services / Gwasanaethau Rheoliadol a Rennir
Bridgend, Cardiff and the Vale of Glamorgan
Pen-y-bont ar Ogwr, Caerdydd a Bro Morgannwg
Phone | Ffôn: 02920871854
e-mail / e-bost: sawathan@valeofglamorgan.gov.uk

The Council welcomes correspondence in English and Welsh and we will ensure that we communicate with you in the language of your choice, whether that's English, Welsh or bilingual as long as you let us know which you prefer. Corresponding in Welsh will not lead to any delay.

Mae'r Cyngor yn croesawu gohebiaeth yn Gymraeg a Saesneg a byddwn yn sicrhau ein bod yn cyfathrebu â chi yn eich dewis iaith boed yn Gymraeg, yn Saesneg neu'n ddwyieithog dim ond i chi roi gwybod i ni pa un sydd well gennych. Ni fydd gohebu yn Gymraeg yn creu unrhyw oedi.



Representation Submission Form

Licensing Act 2003 - Representation in respect of Premises Licence Applications

Details of person or body making representation

Your Name:	Stephanie Ann Wathan
Your Address:	City of Cardiff Council, City Hall, Cathays Park, Cardiff CF10 3ND
Phone Number:	0300 123 6696
E-mail:	sawathan@valeofglamorgan.gov.uk

Details of premises representation is about

Name and Address of Premises:	Titan Warehouse, Titan Road, Cardiff, CF24 5JB
Application Number: (if known)	624038

Please tick one or more of the licensing objectives that your representation relates to:

Prevention of crime and disorder	<input type="checkbox"/>
Public Safety	<input type="checkbox"/>
Prevention of public nuisance	<input checked="" type="checkbox"/> Yes
Protection of children from harm	<input type="checkbox"/>

Please summarise your concerns about this application:

I write further to the application for the provision of live and recording music and anything similar from Monday – Thursday 18:00hrs – 00:00hrs, Friday – Sunday 14:00hrs – 00:00hrs. I wish to object to this application. My comments relate to the licensing objective – the prevention of public nuisance. I have significant concern regarding the close proximity of residential properties and neighbouring commercial premises as the warehouse structure is not fully enclosed. I am concerned due to noise breakout from live and/or recorded music and noise from patrons talking, shouting and singing causing a public nuisance

The applicant has failed to demonstrate that the licensing objective; the prevention of public nuisance has been met.

Please give further details of why you believe this application will have an adverse effect on the licensing objectives:

The applicant has stated in Section 18(d) of the application that the music will be managed through pre-event arrangements including sound checks and monitoring of noise sensitive properties. The applicant has proposed MNL (Maximum Noise Levels) will not exceed 65dB(A) over a 15 minute period when measured at the nearest noise sensitive properties as per the Code of Practice. Given the proposed number of events the Code of Practice states that for indoor venues the MNL should not exceed the background noise level by more than 5 dB(A) over a 15 minute period for events finishing no later than 23:00hrs and states that between 23:00hrs and 09:00hrs music should be inaudible within noise sensitive premises with windows open for ventilation.

I am concerned regarding the noise from patrons talking, shouting and singing in the outside area queuing at the bars, toilets and also for smoking. I am also concerned regarding noise from patrons arriving at the premises and leaving the premises following the event.

The authority deals with all representations received in an open and transparent manner. By law the authority must provide the details of any representation to the applicant. The authority will also provide full details to the Licensing Committee to ensure that members have the full information when determining any application at a hearing. Details of any hearing must be made publically available and will be available on the Council website.

By submitting this form you are giving permission for the authority to make the information supplied publically available.

Return your completed form to:

By Post:	Licensing Section, City of Cardiff Council, Room 203 City Hall, Cardiff CF10 3ND
By E-mail:	licensing@cardiff.gov.uk

Hartrey, Claire

From: <>
Sent: 23 July 2018 15:42
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Subject: Planning Application - Live Nation (Music) UK Ltd - Titan Warehouse
Attachments: Cardiff Council Representation Submission Form.pdf

***** Warning: This email contains a Microsoft Office (Word, Excel, PowerPoint) or Adobe PDF attachment. Although this email has been scanned for threats, please think before opening attachments from unrecognised senders.**

Rhybudd: Mae'r e-bost hwn yn cynnwys atodiad Microsoft Office (Word, Excel, PowerPoint) neu PDF Adobe. Er bod yr e-bost hwn wedi'i sganio ar gyfer unrhyw fygythiadau, meddylwch cyn agor atodiadau gan anfonwyr nad ydych yn eu hadnabod. ***

Good afternoon

Please find attached Representation Submission Form with regards to the above application.

KR

Andrea

Andrea Rogerson-Hewett
Senior Administrator

UK Steel Enterprise Ltd
Titan House, Cardiff Bay Business Centre
Lewis Road
Ocean Park
Cardiff CF24 5BS



uk steel **enterprise**

Equity & loan finance up to £1,000,000 for growing companies

Offices and workshops to let in Cardiff & Ebbw Vale

UK Steel Enterprise Ltd

Registered Office: The Innovation Centre, 217 Portobello, Sheffield S1 4DP

Registered in England No. 535960. VAT Reg No. 238712260.

<http://www.ukse.co.uk>

CITY OF CARDIFF COUNCIL

Representation Submission Form

Licensing Act 2003 - Representation in respect of Premises Licence Applications



Details of person or body making representation	
Your Name:	UK STEEL ENTERPRISE LTD.
Your Address:	TITAN HOUSE CARDIFF BAY BUSINESS CENTRE, LEWIS ROAD, OCEAN PARK, CARDIFF CF24 5TB.
Phone No:	02920471122
Email:	wales@ukse.co.uk.

Details of premises representation is about	
Name of Premises:	TITAN WAREHOUSE,
Address of premises:	TITAN ROAD, CARDIFF CF24 5TB.
Application No. (if known)	LIVENATION (MUSIC) UK LTD.

Please tick one or more of the licensing objectives that your representation relates to:	
Prevention of crime and disorder	<input checked="" type="checkbox"/> yes
Public Safety	<input type="checkbox"/> yes
Prevention of public nuisance	<input checked="" type="checkbox"/> yes
Protection of children from harm	<input type="checkbox"/> yes

Please summarise your concerns about this application:
WE RUN & OWN A BUSINESS CENTRE IMMEDIATELY ADJACENT TO THE TITAN WAREHOUSE SITE WHICH IS HOME TO 50 PLUS SMALL BUSINESSES, AND AS SUCH WE ARE KEEN TO ENSURE THAT ANY EVENTS ARE STRICTLY POLICED WITH DESIGNATED SECURITY TEAMS TO ENSURE THAT NO ATTENDEES AT ANY OF THE EVENTS HELD THERE WILL BE ABLE TO ACCESS OUR SITE.

Please give further details of why you believe this application will have an adverse effect on the licensing objectives

WE WOULD ALSO LIKE TO POINT OUT THAT WHILST THE APPLICATION REFERS TO 'IN DOORS' AND 'OUT DOORS', TO OUR KNOWLEDGE THE INDOOR ELEMENT OF THE SITE IS NOT ENCLOSED BUT MERELY 'UNDER COVER'!

The authority deals with all representations received in an open and transparent manner. By law the authority must provide the details of any representation to the applicant. The authority will also provide full details to the Licensing Committee to ensure that members have the full information when determining any application at a hearing. Details of any hearing must be made publically available and will be available on the Council website. By submitting this form you are giving permission for the authority to make the information supplied publically available.

Return your completed form to:

By Post:

Licensing Section
City of Cardiff Council
Room 206, City Hall
Cardiff CF10 3ND

By Email:

licensing@cardiff.gov.uk

Hartrey, Claire

From: Douglas Sinclair
Sent: 11 July 2018 18:07
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Subject: Application for a Premises Licence. Live Nation (Music) UK Ltd Titan Warehouse, Titan Road, Cardiff CF24 5JB

Dear Sir / Madam

We object to the possible granting of the above licence on the grounds of disturbance and security for tenants on the adjacent site.

1/ The events that these licences are granted for involve setting up and sound checking of bands and PA / music systems during the day(s) of or prior to the event(s). This causes a significant disturbance to tenants of Cardiff Bay Business centre which is situated adjacent to Titan Warehouse.

We are a high end recording / audio post production facility and are caused particular problems by this as it often stops us working and adds extra stress to already busy schedules. The venue itself is a metal shed which has absolutely no sound proofing and has large doors which are usually left open during the events rendering it completely unsuitable for the purpose of public music / concert events.

2/ The Titan Warehouse site shares a perimeter security fence and gates with Cardiff Bay Business Centre. These gates are normally locked from 8pm - 7am during weekdays and weekends. The need for these gates to be open during the evenings and weekends of the proposed events will seriously compromise security of the Cardiff Bay Business Centre premises as, once inside the shared perimeter fence, the entire site is accessible to anyone who wishes to enter and it is unlikely stewards would be aware of anyone wishing to wander into the site.

Yours sincerely

Douglas Sinclair

M105, Forgeside House
Forgeside Close,
Ocean Park,
CARDIFF
CF24 5FA

www.bangposproduction.com

Hartrey, Claire

From:
Sent: 23 July 2018 12:37
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Subject: Representation for a premises licence application

Dear Sirs,

- Application for a Premises Licence
- Live Nation (Music) UK Ltd
- Titan Warehouse, Titan Road, Cardiff CF24 5JB

I am writing in connection with the above licence application and whilst we do not object to the application per se, we wish to raise the following significant concern.

We own and run a business centre immediately adjacent to the Titan Warehouse site, which is home to more than 50 small businesses, and as such we are keen to ensure that any events are strictly policed with designated security teams to ensure that no attendees at any of the events held there will be able to access our site.

We would also like to point out that whilst the application refers to 'in doors' and 'out doors', to our knowledge the indoor element of the site is not enclosed but merely 'under cover'.

Kind regards.

Glyn

Glyn Thomas
Area Manager

UK Steel Enterprise Ltd
Titan House, Cardiff Bay Business Centre
Lewis Road
Ocean Park
Cardiff CF24 5BS

02920 471122
www.uksteelenter
 [@glynukse](https://twitter.com/glynukse)
 [uk.linkedin.co](https://uk.linkedin.com)



uk steel **enterprise**

Equity & loan finance up to £1,000,000 for growing companies

Offices and workshops to let in Cardiff & Ebbw Vale

UK Steel Enterprise Ltd

Registered Office: The Innovation Centre, 217 Portobello, Sheffield S1 4DP

Registered in England No. 535960. VAT Reg No. 238712260.

<http://www.ukse.co.uk>

A subsidiary of Tata Steel Ltd.

Barker, Kirstie

From: Thomas, Huw (Cllr)
Sent: 26 June 2018 13:55
To: Barker, Kirstie
Cc: Griffiths, Paul (PPE)
Subject: RE: Licensing Act 2003: Application for the grant of a Premises Licence - Titan Warehouse, Titan Road, Cardiff, CF24 5JB

Dear Kirstie

Thank you. I am supportive of the application.
Huw

Y Cyng | Cllr Huw Thomas
Arweinydd Cyngor Caerdydd | Leader, Cardiff Council
Aelod lleol Sblot a Thremorfa | Ward member for Splott & Tremorfa
Twitter @huwthomas_wales

t: +44 (0) 2920 872 500
e:huw.thomas@cardiff.gov.uk

Swyddfa'r Cabinet | Cabinet Office
Neuadd y Sir | County Hall
Glanfa'r Iwerydd | Atlantic Wharf
Caerdydd | Cardiff
CF10 4UW

Cyfeiriad Post: Swyddfa'r Cabinet, Neuadd y Sir, Glanfa'r Iwerydd, Caerdydd, CF10 4UW | Postal Address: Cabinet Office, County Hall, Atlantic Wharf, Cardiff, CF10 4UW

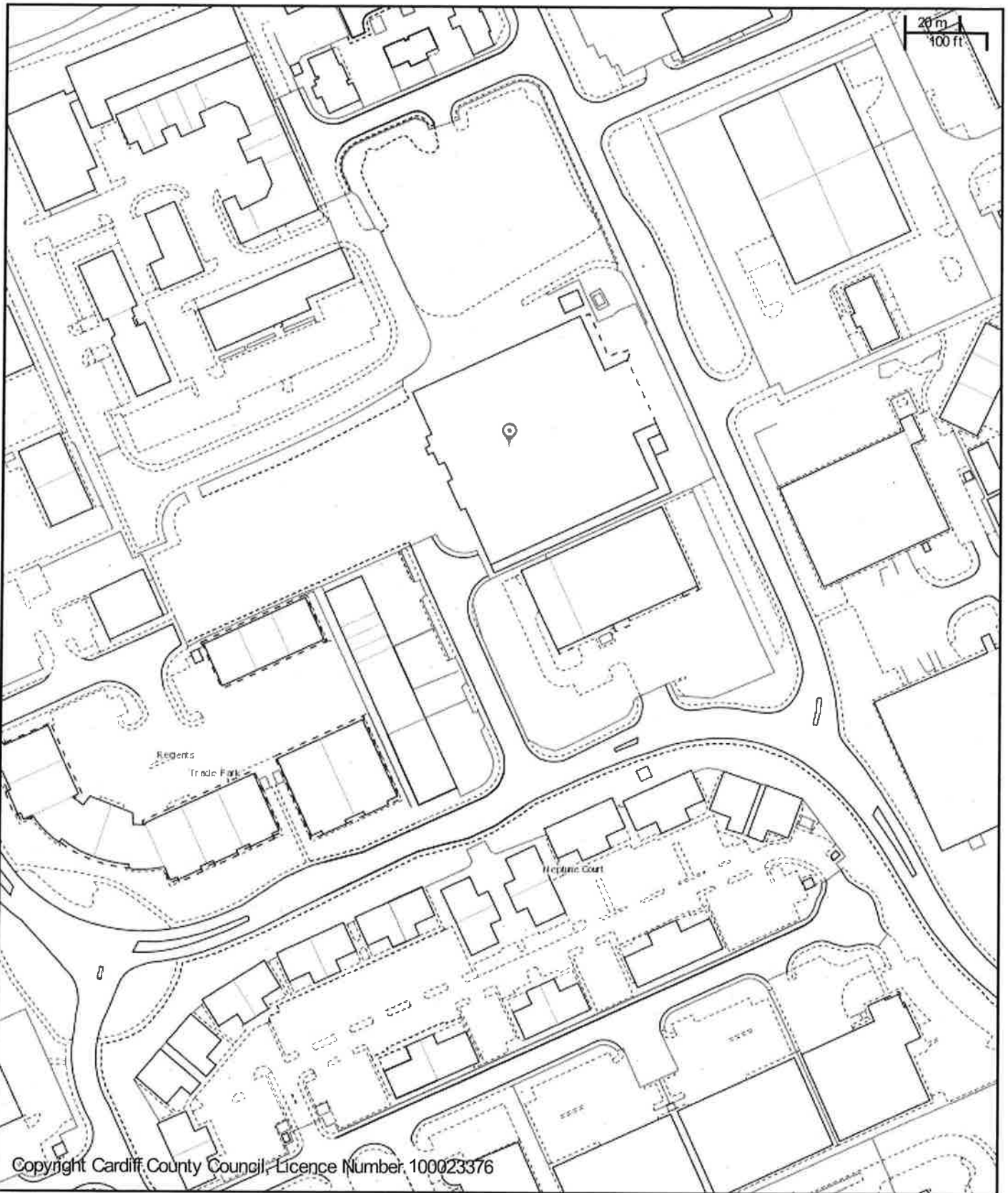
From: Barker, Kirstie
Sent: 26 June 2018 12:46
To: Henshaw, Elizabeth Jane (Cllr) <Jane.Henshaw@cardiff.gov.uk>; Stubbs, Ed (Cllr) <Ed.Stubbs@cardiff.gov.uk>; Thomas, Huw (Cllr) <Huw.Thomas@cardiff.gov.uk>
Cc: Griffiths, Paul (PPE) <pgriffiths2@cardiff.gov.uk>
Subject: Licensing Act 2003: Application for the grant of a Premises Licence - Titan Warehouse, Titan Road, Cardiff, CF24 5JB

I am writing to advise you that an application was received on 26th June 2018 for a Premises Licence under the Licensing Act 2003 in respect of the above premises. Details of the application are attached.



Representations in respect of the application must be submitted within 28 days of the application being received by the Authority. The consultation period therefore ends on 24th July 2018.

I hope this is of assistance. If you have any queries please do not hesitate to contact me.

Regards



Copyright Cardiff County Council, Licence Number 100023376

<p>CHIEF EXECUTIVE Paul Orders County Hall Atlantic Wharf Cardiff CF10 4UW Tel: 029 20872000</p>	<p align="center">City of Cardiff Council Cyngor Dinas Caerdydd</p> 		<p>Title Scale: 1:2000 Date: 1/8/2018 at 17:09 PM Coordinates © Crown copyright and database rights (2014). This copy is produced specifically to supply County Council information NO further copies may be made. Ordnance Survey 100023376 (2014).</p>
--	---	---	--

This page is intentionally left blank