

LICENSING SUB-COMMITTEE: 26 June 2020

Report of the Head of Regulatory Services

Application for Premises Licence - Grant

Application No: 052645

Name of Premises: Granny Mac's, 158 City Road, Cardiff, CF24 3DR

Ward: Plasnewydd

1. Application

1.1 An application for the Grant of a Premises Licence has been received from Mr Don Logue in respect of Granny Mac's, 158 City Road, Cardiff, CF24 3DR

1.2 The applicant has applied for the following:

(1) In respect of the following licensable activities:

- (i) The sale by retail of alcohol for consumption on and off the premises
- (ii) The provision of regulated entertainment in the form of films (indoors)
- (iii) The provision of regulated entertainment in the form of live music, recorded music and anything of a similar description (indoors)
- (iv) The provision of late night refreshment (indoors and outdoors)

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

Within the recent past, at least 6 live music venues have been lost to the Roath area of Cardiff. The applicant by way of obtaining a premises licence for his premises, wishes to re-function it to provide a premises that provides live entertainment for its patrons.

Presently the premises consists of a restaurant/takeaway venue and a motor parts retail outlet and stores. It consists of a four rooms fronting onto City Road, Roath consisting of one basement room, two ground floor rooms and one first floor room.

(3) 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:

Monday to Sunday: 07:00 to 01:30 hours

New Year's Eve: Until the start of permitted hours on New Years Day

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

i) The sale by retail of alcohol for consumption on and off the premises:

Monday to Sunday: 07:00 to 01:00

ii) The provision of regulated entertainment in the form of films (indoors):

Monday to Sunday: 08:00 to 01:00

- iii) The provision of regulated entertainment in the form of live music, recorded music and anything of a similar description (indoors):

Monday to Sunday: 23:00 to 01:00

- iv) The provision of late night refreshment (indoors and outdoors):

Monday to Sunday: 23:00 to 01:00

- v) All licensable activity will be permitted from the start of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.

- 1.3 A site map showing the premises and a plan of that premises can be found in **Appendix A**.

2. Promotion of Licensing Objectives

- 2.1 The additional conditions proposed by the applicant to meet the licensing objectives are attached to the report and can be found in **Appendix B**.

3. Relevant Representations

- 3.1 A representation has been received from South Wales Police in respect of this application. A copy of the Police representation can be found in **Appendix C**.
- 3.2 A representation has been received from Cardiff Council's Pollution Control team in respect of this application. A copy of this representation can be found in **Appendix D**.

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 e.g. 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

11 June 2020



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CHIEF EXECUTIVE

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CAERDYDD CF10 4UW
Tel: 029 20872088

County Hall, Atlantic Wharf
CARDIFF CF10 4UW
Tel: 029 20872087

Cyngor Caerdydd

Cardiff Council



Title

Scale: 1:1417

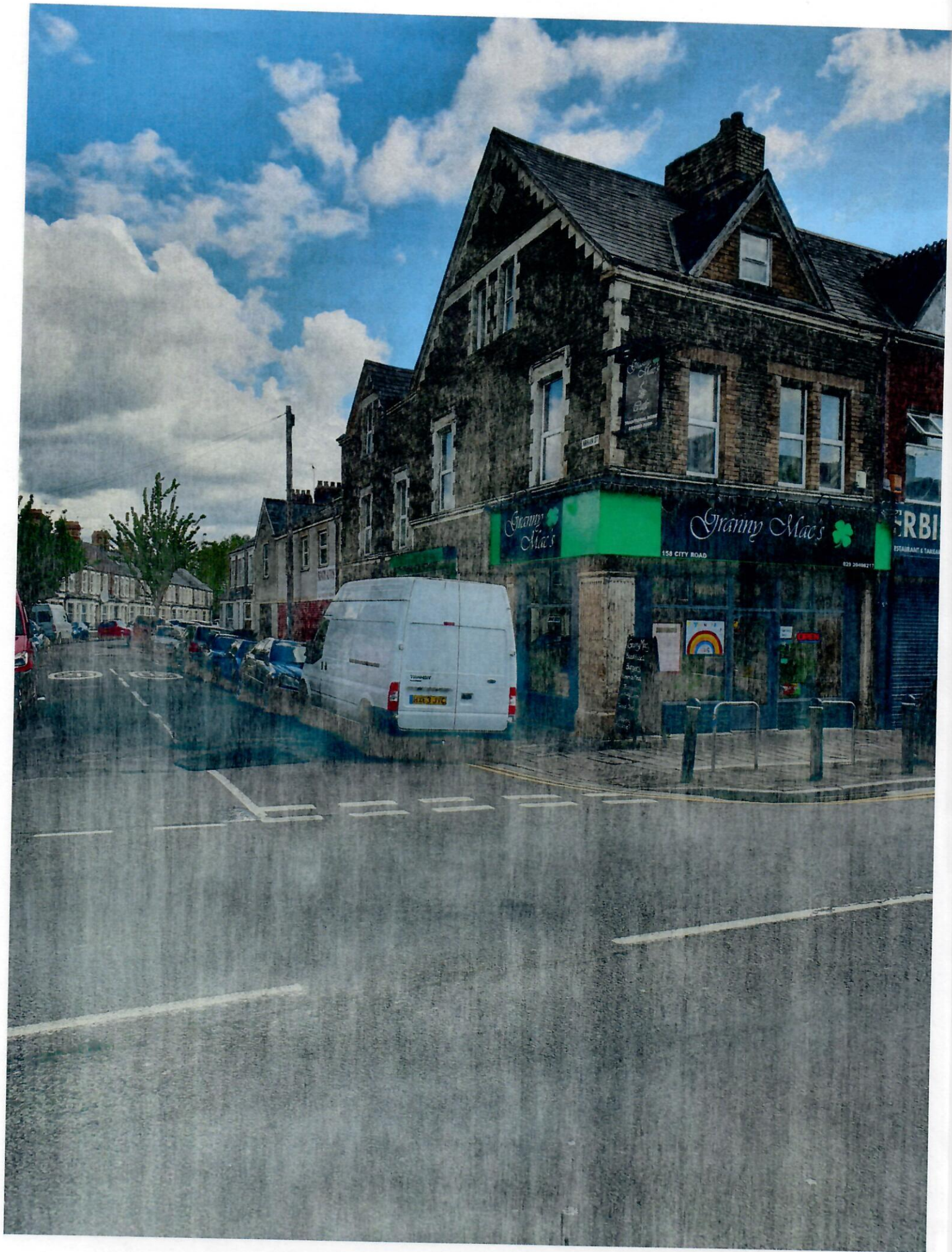
Date: 11/6/2020 at 11:53 AM

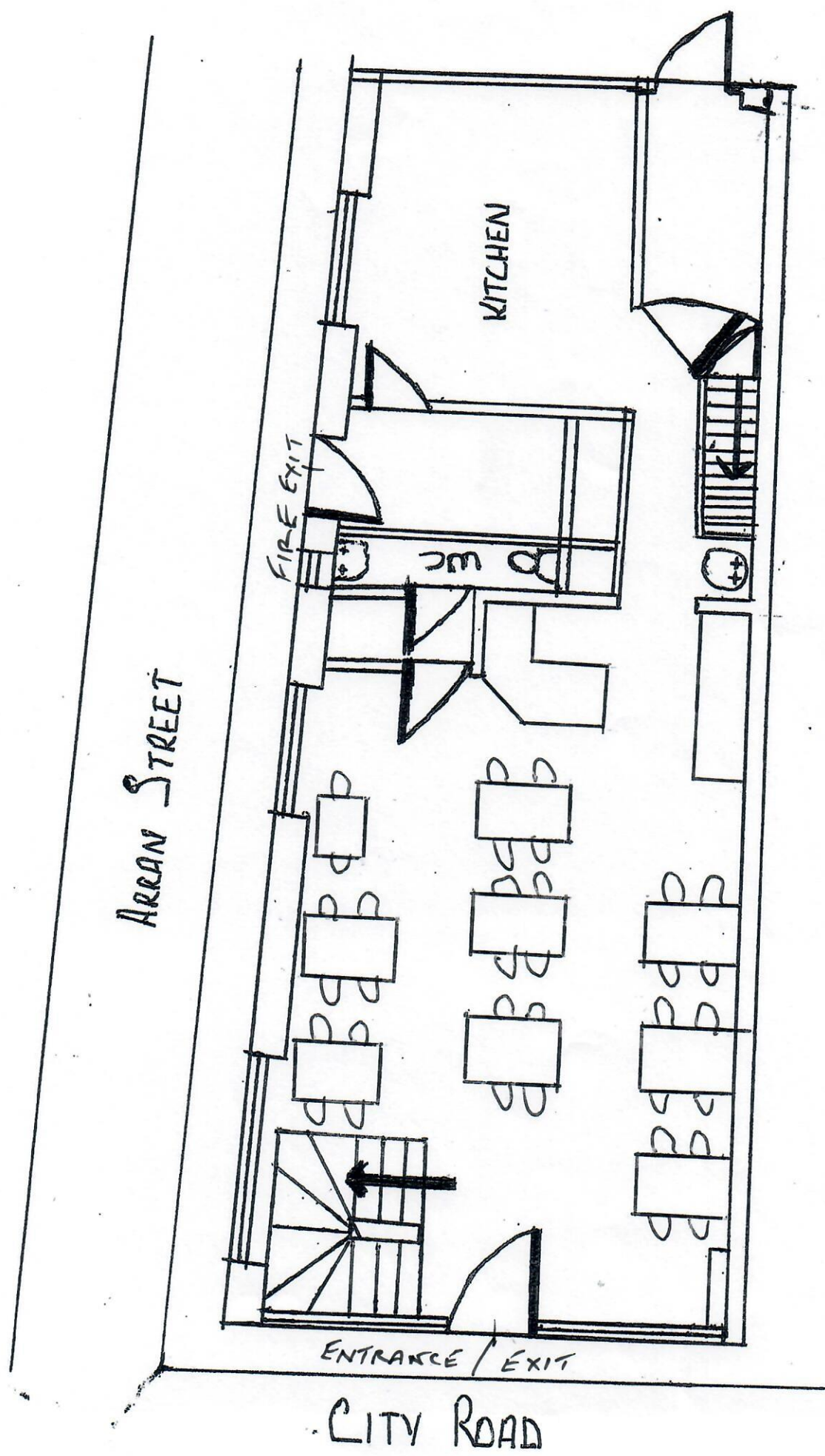
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SCALE 1.5CM:1M

158 CITY ROAD FLOOR PLAN
TABLE LAYOUT GROUND FLOOR

13/08/2019
DIALOGUE

From:
Sent: 03 June 2020 12:49
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Subject: Premises Licence application- Granny Mac's 158 City Road Cardiff.
Attachments: signed headed paper.pdf; Headed Paper- Granny Mac's 158 City Road.doc

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ALLANOL: Daw'r e-bost hwn o'r tu allan i Gyngor Caerdydd, cymerwch ofal wrth glicio ar ddolenni.

To whom it may concern,

Please find attached representations made by South Wales Police in respect of the above application. South Wales Police object to the grant of the application under the following Licensing Objectives, namely,

Prevention of Crime and disorder.

Public Safety.

Protection of Children from Harm.

However should the applicant confirm their agreement with the representations made then South Wales Police will withdraw their objection.

For your consideration.



Rob Gunstone 📧

Cwnstabl yr Heddlu 3487 / Police Constable 3487.

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



SWYDDOGOL – OFFICIAL

Police Licensing Department
Cardiff Bay Police station.
James Street,
Cardiff.
CF10 5EW.

3rd June 2020

Granny Mac's
158 City Road.
Roath
Cardiff.
CF24 3DR.

**APPLICATION FOR A NEW PREMISES LICENCE. LICENSING ACT 2003.
GRANNY MAC'S. 158 CITY ROAD, ROATH.CARDIFF. CF24 3DR.**

To whom it may concern,

I have caused enquiries to be made into this application. The premises is a corner property located at the junction of City Road and Arran Street in Roath Cardiff. City Road contains numerous retail premises and hospitality venues. Granny Mac's is an existing food led premises located at 158 City Road and sits within the electoral ward of Plasnewydd with residential properties abutting the premises at Arran Street.

The applicant seeks a premises licence to allow the following licensable activity to be conducted;

Hours open to the public-	Monday to Sunday	07:00-01:30.
The supply of alcohol -	Monday to Sunday	07:00-01:00.
Late Night Refreshment-	Monday to Sunday	23:00-01:00.
Provision of Recorded Music-	Monday to Sunday	23:00-01:00.
Provision of Live Music { Indoors only }-	Monday to Sunday	23:00-01:00.
Provision of Films. { Indoors only }-	Monday to Sunday	08:00-01:00.

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.

At this time South Wales Police object to the granting of new premises licence as applied for under the following licensing objectives, namely;

The Prevention of Crime and Disorder.

Public Safety.

Protection of Children from Harm.

However, should the applicant confirm their agreement with the below proposed representations, deemed to be appropriate and proportionate to promoting and upholding the licensing objectives, then any such objection will be withdrawn.

Measures offered by the Applicant in support of the application.

General.

Those attending the premises as takeaway customers will be permitted to consume on the premises, hot or cold alcoholic and non-alcoholic drinks with their food.

Any alcoholic drink will only be permitted to be removed with takeaway food as long as it is in an unopened or capped container.

Prevention of Crime and Disorder.

The CCTV system installed at the premises is to be of a standard that is acceptable to Cardiff Police. The responsible person shall produce a copy of any footage to the Police or Local Authority within 7 working days if required. This system shall be recording whenever the premises are open for licensable activities. Recordings will be kept for a minimum of 31 days. A notice will be displayed at the entrance to the premises advising customers that CCTV is in operation.

Customers will not be permitted to take open topped containers of alcoholic drinks from the premises.

A notice will be displayed at the premises warning customers of our zero tolerance policy with anti-social, drunken and quarrelsome behaviour and that they could be banned from all licenced premises within the vicinity under the behave or be banned scheme.

Public Safety

A suitable fire risk assessment will be carried out at the premises on an annual basis.

The Fire exit doors at the rear of the property are to be checked regularly to ensure they function satisfactorily.

A fire evacuation procedure will have been implemented at the premises and staff effectively trained in the evacuation procedures.

Adequate and appropriate first aid equipment and materials will be available on the premises.

The prevention of public nuisance.

The premises will be operated so as not to cause a nuisance to nearby properties.

Signage will be displayed in prominent areas informing customers to have regard to the residents when leaving the premises.

Consideration as to the incorporation of noise inhibitors will be undertaken in respect of the venue, with regard to its use for the provision of music or amplified entertainment, if and when it is to take place.

Any outside lighting will be operated on a timer and will be turned off at close of business.

The premises has a waste collection contract with Cardiff City Council who will remove waste on a weekly basis.

Staff undertake a litter pick to a distance of 5 metres around the premises every week.

The protection of children from harm.

No person under the age of 18 shall be employed on the premises whether paid or unpaid for the purpose of serving alcohol.

No children under the age of 16 years will remain on the premises after 22:00, unless they are accompanied by an adult or they are attending a pre-booked event or function or are providing any regulated entertainment.

Staff shall frequently walk the premises to ensure that the licensing objectives are being promoted.

POLICE REPRESENTATIONS.

South Wales Police take note of the hours applied for by the applicant but seek a reduction in the hours of licensable activity as applied for. The following hours are deemed to be appropriate and proportionate to the application and are as follows;

Hours open to the public-	Sunday to Thursday	07:00-00:00.
	Friday to Saturday	07:00-01:00
The supply of alcohol -	Sunday to Thursday	07:00-23:30.
	Friday to Saturday.	07:00-00:30
Late Night Refreshment-	Thursday to Sunday	23:00-23:30.
	Friday to Saturday	23:00-00:30
Provision of Recorded Music-	Sunday to Thursday	23:00-23:30.
	Friday to Saturday	23:00-00:30
Provision of Live Music { Indoors only }-	Sunday to Thursday	23:00-23:30.
	Friday to Saturday	23:00-00:30.

Provision of Films.{ Indoors only}-	Sunday to Thursday	08:00-23:30.
	Friday to Saturday	08:00-00:30.

In addition, whilst acknowledging the above measures offered by the applicant, South Wales Police make the following representations with regard to appropriate conditions be added to the premises licence;

1.A CCTV system shall be installed to a standard as approved by South Wales Police and maintained and operated at all times the premises are open to the public. The system will cover all internal areas of the premises where the public have access {excluding toilets} including all entrances and exits and any external areas associated with the premises. The images shall be kept for a minimum of 31 days and shall be produced to a Police employee in a readily playable format immediately upon request when the premises are open and at all other times as soon as reasonably practicable. There will be sufficient trained staff to facilitate the above.

*This condition should replace that offered by the applicant in section 18B.

2. An incident book will be kept and maintained at the premises at all times. It shall be made available on request to a Police employee. This book will record the following:

All crimes reported at the venue

All refusals of sales of alcohol

Any ejections of patrons

Any disorder on the premises

Any visit by representatives of a relevant authority or emergency service

Any failure of the CCTV system.

4. SIA registered door supervisors will be employed at the premises on Fridays, Saturdays and those Sundays immediately prior to Bank Holidays, from 21:00hrs until the premises closes. There will be a minimum of two door supervisors at the premises at any one time on these days.

5. At all other times, SIA registered door staff shall be employed at the premises in accordance with a written risk assessment to be carried out by the DPS. A copy of the risk assessment will be maintained for 12 months and be made available to the Police immediately upon Request.

6. A register of door supervisors shall be kept at the premises. The Register shall contain 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 on request.

7. When SIA registered door supervisors are employed at the premises they will utilise at least one body worn video device. Any such device will be capable of recording both audio recordings and visual images. The recordings will be kept for a minimum of 31 days and will be produced to a Police employee in a readily available format immediately upon request when the premises are open and at all other times as soon as reasonably practicable. There will be sufficient trained staff to facilitate the above.

8. On those occasions when SIA registered door supervisors are employed at the premises, the DPS will ensure that an adequate system for measuring the number of patrons in the premise is used by such as clicker devices. Numbers of patrons on the premises will be recorded hourly in the door supervisor log book.
9. Searching and wandling (with a metal detecting wand or similar) will take place on the front door as risk assessed by the Designated Premises Supervisor (DPS) and SIA door supervisors (notices to advise of this shall be on display). A search policy shall be in place and will include procedures for the confiscation of prohibited articles, such as drugs and weapons. Searches shall be conducted at the discretion of SIA registered Door Supervisors.
10. The premises will adopt the drug safe scheme. A lockable Drugs safe will be installed at the premises and accessible only to a Police officer or member of Police staff. Any drugs seized at the premises will be recorded in the premises incident book. This entry will record the date and time of the seizure, the details of the person seizing the items, a description of the items and the circumstances of the seizure. Where it is suspected that a person is supplying drugs then Police will be contacted at the time.
11. Toilet checks will be conducted hourly, at irregular intervals, to deter patrons from illegal activity. A register of toilet checks will be kept by the DPS for a minimum of 31 days and will be made available to a police employee upon request.
12. Purchase of alcoholic beverages will be possible only from static bars and table service. There will be no mobile alcohol sales persons of any sort.
13. At least 70% of the public space within the licensable area of the premises will be occupied by tables and chairs.
14. Young persons under the age of 18 years will not be permitted to consume beer, cider or wine with meals, irrespective of an adult purchase.
15. The Designated Premises Supervisor or a Personal Licence holder shall be present at all times that alcohol is offered for sale.
16. No performance of striptease, lap dancing, entertainment of a sexual nature or other similar entertainment will be permitted on the premises.
17. A sign will be displayed at the entrance to the premises, entrance to the toilets and within the toilets advising of zero tolerance of the possession or use of controlled drugs.
18. Open containers of alcohol shall not be removed from the premises.
19. The entrance to the premises on Arran Street shall shut to members of the public at 21:00 hours each day, after which the sole exit and entry to the premises shall be via City Road.
20. The Premises Licence holder shall submit to the Police Licensing department, a separate operating schedule for each event where an external promoter is involved at the premises. It shall be submitted in writing at least 28 days prior to the event. South Wales Police will notify the premises licence holder in writing of any conditions that should apply to the operation of the event within 10

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days of receiving written notification of the event. If less than 28 days written notice is given by the premises licence holder, any condition(s) applied by the Police shall not be challenged by the applicant / premises licence holder.

21. No persons under the age of 18 shall remain on the premises after 22:00hrs.

M.Conquer

Chief Inspector.

COPY TO:

Dan Cooke.
Operations Manager,
Licensing and Strategic Services.
Cardiff City Council.
City Hall,
Cardiff.
CF10 3ND

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From:
Sent: 03 June 2020 10:54
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Cc:
Licensing Act 2003: Application for the grant of a Premises Licence - Granny Mac's,
158 City Road, Cardiff, CF24 3DR
Attachments: Representation.doc

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ALLANOL: Daw'r e-bost hwn o'r tu allan i Gyngor Caerdydd, cymerwch ofal wrth glicio ar ddolenni.

Morning,

Please see my comments attached relating to the above referenced Licence application.

With regards,



Mr Simon Thayer
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: 03001236696
e-mail / e-bost:

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.

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:	Simon Thayer
Your Address:	Shared Regulatory Services Bridgend, Cardiff and Vale of Glamorgan County Hall Cardiff CF10 4UW
Phone No:	Email:

Details of premises representation is about	
Name of Premises:	Former Granny Mac's
Address of premises:	158 City Road Roath Cardiff CF24 3DR
Application No. (if known)	

Please tick one or more of the licensing objectives that your representation relates to:	
Prevention of crime and disorder	<input 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:
I would wish to object to this application for a premises licence under the 'Prevention of Public Nuisance' objective.

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

The licence application, includes for the provision of regulated entertainment in the form live music, recorded music and anything of a similar description (indoors) Monday to Sunday: 23:00 to 01:00.

The applicant states within the recent past, at least 6 live music venues have been lost to the Roath area of Cardiff. The applicant by way of obtaining a premises licence for his premises, wishes to re function it to provide a premises that provides live entertainment for its patrons.

The applicant indicates they will be providing live music, (both amplified and non-amplified), for those dining within the front ground floor restaurant and for takeaway customers awaiting collection of their food; live music, (both amplified and non-amplified), in the other three rooms; possible live entertainment evenings, such as open mic nights. Amplified music will be played through the in-house sound system or via suitably placed standalone speakers.

Consideration as to the incorporation of noise inhibitors will be undertaken in respect of the venue, with regard to its use for the provision of music or amplified entertainment, if and when it is to take place under the comments re licensing objectives.

Taking into account all the above, I am of the opinion the noise from within the venue itself; the patrons frequenting the premises (capacity 159) and the possible issues surrounding crowds/queuing to gain access/egress to/from the venue will have the potential to cause serious problems to the nearby residential accommodation, especially given the terminal hour.

Whilst there has been consideration given to the incorporation of “noise inhibitors”, there are no details which would help to alleviate my concerns regarding the noise from within the venue.

In addition, I would question the suitability of the building, from a sound insulation view point, to be able to operate as a music venue, without causing the potential for public nuisance.

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 Email:

licensing@cardiff.gov.uk