CARDIFF COUNCIL **Agenda Item CO.**
CYNGOR CAERDYDD

LICENSING SUB-COMMITTEE: 15 January 2021

Report of the Head of Regulatory Services

Application for Premises Licence - Grant

Application No: 057750
Name of Premises: 3S Convenience Store, Unit 1, Radyr Court Shopping Precinct, Danescourt, Cardiff, CF5 2SF
Ward: Llandaff

1. Application

1.1 An application for the Grant of a Premises Licence has been received from Shakila Devi Sundar in respect of 3S Convenience Store, Unit 1, Radyr Court Shopping Precinct, Danescourt, Cardiff, CF5 2SF.

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 off the premises

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

"This is formerly a newsagent and general store. It will now become part of family owned store. It will be refitted newly to high standard. The store has other branch locally. The store will have large area for food and grocery items, it will stock have all household needs. Alcohol will also form part of the business. The management has local knowledge as they have been operating stores locally".

(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: 06:00 to 23:00

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

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

Monday to Sunday: 06:00 to 23:00

1.3 A site map showing the premises and a plan of the premises can be found attached as ***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 attached as ***Appendix B***.

3. Relevant Representations

3.1 Representations have been submitted by local residents and are attached as ***Appendix C.***

3.2 A representation has been submitted by a local Councillor and is attached as ***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.

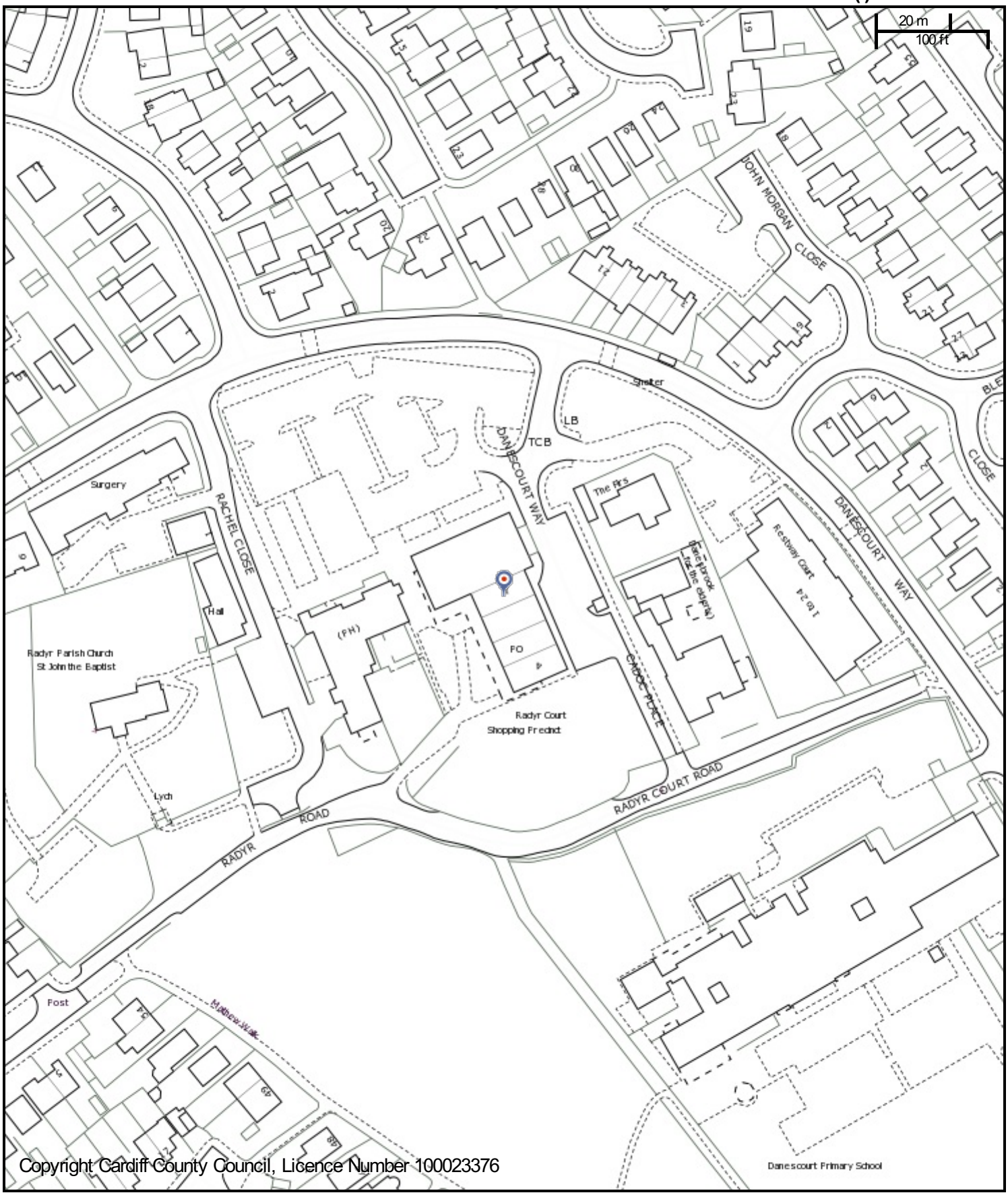
4.3 All decisions taken by the Sub-Committee must (a) be within the legal powers of the Council and its Committees; (b) comply with any procedural requirement imposed by law; (c) be undertaken in accordance with the procedural requirements imposed by the Council e.g. standing orders and financial regulations; (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.

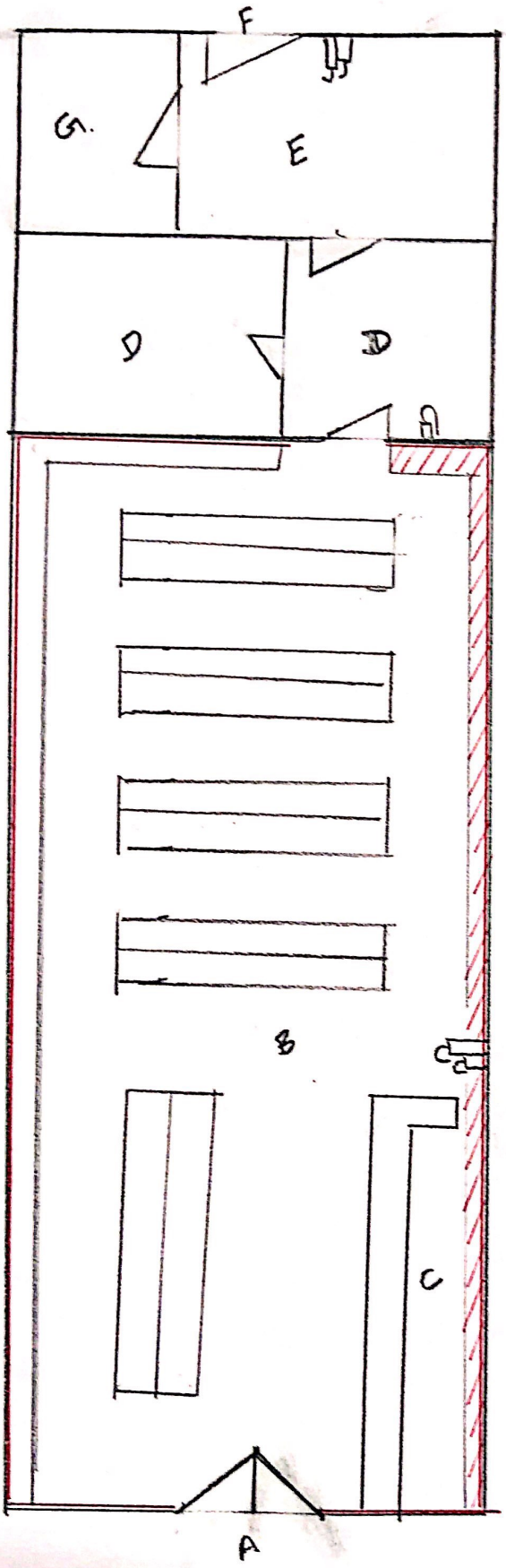
Dave Holland
Regulatory Services **31 December 2020**

APPENDIX A (i)



CHIEF EXECUTIVE Neuadd y Sir, Glanfa'r Iwerydd CAERDYDD CF10 4UW Tel: 029 20872088 County Hall, Atlantic Wharf CARDIFF CF10 4UW Tel: 029 20872087	**Cyngor Caerdydd** **Cardiff Council** CARDIFF CAERDYDD	N W E S	**Title** Scale: 1:1417 Date: 31/12/2020 at 11:30 AM 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).**

APPENDIX A (ii)



38 CONVENIENCE STORES & OFF LICENCE, UNIT 1 RADYR COURT SHOPPING PRECINCT CARDIFF CF5 2RF
SCALE 1:100
A: MAIN ENTRANCE
B: RETAIL FLOOR
C: SALES COUNTER
D: STORE ROOMS
E: SPARE ROOM/ACCESS TO FLOOR
F: FIRE EXIT
G: TOILET
: FIRE EXTINGUISHERS
LICENSABLE AREA
ALCOHOL DISPLAY

Continued from previous page...

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

1. A Comprehensive recordable CCTV system will be installed and maintained covering the trade areas whilst encompassing all ingress and egress to the premises. The system must continually record whilst the premises is open for licensable activities and during all times when customers remain at the premises. The system must be capable of providing pictures of evidential quality, in particular facial recognition. All recordings must be stored for a minimum period of 31 days with date and time. Recordings must be made available immediately upon the request of a Police or Authorised Officer.

2. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public. This staff member shall be able to show Police or authorised officer recent data or footage with the absolute minimum of delay when requested.

3. A Challenge 25 proof of age scheme, shall be operated at the premises where the only acceptable forms of identification shall bear their photograph, date of birth and a holographic mark.

4. Premises to keep up to date records available for inspection of staff training in respect of age related sales.

5. A diary log shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the police or an authorised officer of the licensing authority at all time whilst the premises are open.

6. The premise shall ensure that reasonable and adequate staff training shall be carried out and properly documented in relation to, dealing with incidents and prevention of crime and disorder: sale of alcohol (to underage, persons over 18 purchasing for underage, drunks etc.) prior to being allowed to sell alcohol

b) The prevention of crime and disorder

AS DETAILED ABOVE

c) Public safety

AS DETAILED ABOVE

d) The prevention of public nuisance

AS DETAILED ABOVE

e) The protection of children from harm

AS DETAILED ABOVE

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APPENDIX C

Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)

From:
Sent: 18 December 2020 15:46
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Subject: Danescourt alcohol licence

Dear Sir/Madam,

I would like to express my objection to the application to sell alcohol until 11pm 7 days a week on the precinct o Danescourt way.
We are already seeing an increase in petty crime on the estate so I believe that having alcohol even more readily available that late every night will encourage more hanging around and antisocial behaviour.
Alcohol is available to buy at the co-op already and also the co-op garage nearby.

Sincerely,

Sent from my iPhone

Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)

From:
Sent: 18 December 2020 23:41
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu);

Subject: Unit 1 radyr Court shopping objection

EXTERNAL: This email originated from outside Cardiff Council, take care when clicking links.
ALLANOL: Daw'r e-bost hwn o'r tu allan i Gyngor Caerdydd, cymerwch ofal wrth glicio ar ddolenni.

To whom it may concern i would like to object this license this will cause major problems with youths hanging around over the years we have had enough problems by the shops due to the way they were built the co-op sell alcohol and are strict with it will this shop be the same i don't feel its necessary and for there opening time iam sure most of the residents will feel the same and most of my family that live on the estate for many years since the pub has closed its more settled and no one hanging about you feel safe going to the coop plus there's a child's private nursery next door so all needs to be considered regarding the safety of staff & children

Thank you

Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)

From:
Sent: 18 December 2020 16:33
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Subject: Concerns and objections to application for a premises licence to sell alcohol @ Unit 1, Radyr Court Shopping Precinct

EXTERNAL: This email originated from outside Cardiff Council, take care when clicking links.
ALLANOL: Daw'r e-bost hwn o'r tu allan i Gyngor Caerdydd, cymerwch ofal wrth glicio ar ddolenni.

To whom it may concern

I'm a resident of Danescourt and I'm emailing regarding the application for a premises licence to sell alcohol for consumption off premises from 06:00-23:00 at Unit 1, Radyr Court Shopping Precinct, Llandaff (https://www.cardiff.gov.uk/ENG/Business/Licences-and-permits/Entertainment-and-alcohol-licences/Current-applications-and-making-representations/LicensingApplications/3S%20Convenience%20Store,%20Unit%201,%20Radyr%20Court%20Shopping%20Precinct,%20Llandaff,%20Cardiff,%20CF5%202SF.pdf)

I wish to raise my concerns and objections to this application. Danescourt is quiet residential area with many young families. The Danescourt shopping precinct is a nice quiet area with a supermarket, nursery school, music school and post office. There is also a primary school and elderly care home nearby.

The area is very nice, quiet and family friendly. I'm very concerned that a business of the type proposed for Unit 1 is completely inappropriate for the area. I'm concerned that sales of alcohol from 06:00-23:00, 7 days a week will lead to significant anti-social behaviour, noise, damage, mess and disturbance to the residents of Danescourt. I have two young children myself who will hopefully be attending Danescourt Nursery and Primary School and I'm very concerned about risks to their safety caused by the possibility of broken glass from discarded bottles as well as anti-social behaviour in general.

I'm well aware that there is a pub (currently closed) in the area which could be used to justify the presence of another business selling alcohol but I'm also aware that the Radyr Court pub has had something of a troubled past with anti-social behaviour, noise, fights and the police being called on occasion. I would of course like to see the pub reopen but would prefer something family friendly which is appropriate to the area.

I do not think that an off-license selling alcohol from 06:00-23:00, 7 days a week is appropriate for a quiet residential area full of young families. I'm very concerned that it will attract anti-social people who will cause disruption to local residents. The neighbouring Co-op supermarket already sells alcohol and closes at 10pm which I think is much better for the area. I see no need for another business in the area selling alcohol for extended hours.

Thank you for your time and I hope that you take mine and other residents concerns into consideration.

Kind Regards

Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)

From:
Sent: 26 December 2020 12:20
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Subject: Fw: Application for Licence to Sell Alcohol on Danescourt Estate
Attachments: Alcohol objection Dec 20.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, meddyliwch cyn agor atodiadau gan anfonwyr nad ydych yn eu hadnabod. ***

EXTERNAL: This email originated from outside Cardiff Council, take care when clicking links.
ALLANOL: Daw'r e-bost hwn o'r tu allan i Gyngor Caerdydd, cymerwch ofal wrth glicio ar ddolenni.

----- Forwarded message -----

Sent: Saturday, 26 December 2020, 11:11:50 GMT
Subject: Application for Licence to Sell Alcohol on Danescourt Estate

Please find attached an objection from the Danescourt Community Association to the above application for an alcohol licence.

Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)

From:
Sent: 28 December 2020 13:01
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Subject: License Application Unit 1 Radyr Court Shopping Precinct

EXTERNAL: This email originated from outside Cardiff Council, take care when clicking links.
ALLANOL: Daw'r e-bost hwn o'r tu allan i Gyngor Caerdydd, cymerwch ofal wrth glicio ar ddolenni.

Dear Sirs,

I am aware that Danescourt Community Association have submitted an objection to the granting of a license to sell alcohol at the above premises between 0600 and 2300 Monday to Sunday.

As a resident of Danescourt I also strongly oppose the granting of such a license.

Danescourt is a residential area already well served by the Co-op selling alcohol seven days a week literally next door to unit 1, a public house a few hundred yards away and another Co-op selling alcohol on Llantrisant road. All of these facilities are easily accessed by residents of Danescourt.

The area around unit 1 is secluded and badly lit and has been a source of unsocial behaviour in the past. The granting of this license will increase the possibility of unsocial behaviour returning.

I trust these objections are considered seriously by the licensing authority.

Yours faithfully,

Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)

From: Driscoll, Sean (Cllr)
Sent: 21 December 2020 16:34
To: Licensing (Licensing Regulatory) / Trwyddedu (Rheoleiddio Trwyddedu)
Cc: Hill-John, Philippa (Cllr)
Subject: Unit 1, Radyr Court Shopping Precinct

I am writing to strongly object against the granting of a licence at the below address:

Name of Applicant: Shakila Devi Sundar

Name and Postal address of Premises:
3S Convenience Store
Unit 1, Radyr Court Shopping Precinct
Llandaff
Cardiff
CF5 2SF

Reason for objection;

There's a very strong feeling amongst many residents which we have been asked to express that the sale of alcohol at this location will lead to more anti-social gatherings.

The car park area already attracts many youths in vehicles drinking, with evidence of illegal drug taking. Smashed bottles and glass. (morning litter picks confirm this activity). It is felt that the granting of a licence will only add to the potential for more problems.

Previous History

Some years ago there was quite a problem regarding antisocial behaviour around the shops in Danescourt. Thanks to the police and the local councillors at the time, the problem has been mostly eradicated. Some may remember the objections submitted when the Texaco Garage/Co-op store next door to the application site, applied for an alcohol licence and the Danescourt Community Association objected. The result being that only a limited range of alcohol products are allowed to be sold in the shop.

The DCA is concerned that a second premises selling alcohol 6:00 a.m. to 11:00 p.m. seven days a week is likely to cause problems and bring antisocial behaviour back to the covered area in front of the shops, also to the car park area making it a frightening place for residents.

We thank you for giving us the opportunity to express our views, we respectfully request you take these into consideration when determining this application.

Kind regards

Sean Driscoll
Cllr for Llandaff

Mobile: 07421 726 938
Work: 02920 870 212