

COFNOD / MEMORANDUM

I / To: **Viv Symonds**
Adran / Dept: **Licensing Department**
Dyddiad / Date: **15 May 2018**
Eich Cyf / Your Ref:

Oddi Wrth / From: **Sue Brown**
Ein cyf / Our ref: **SB1-**
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SUBJECT: PREMISES LICENCE – APPLICATION TO VARY PREMISES LICENCE
LOCATION: ST FAGANS CASTLE HOTEL

I refer to your memorandum received by Shared Regulatory Services on 19 April 2018.

1. Environmental Health have identified the following issues as relevant to the Public Nuisance and Public Safety Licensing Objectives:

The St Fagans Castle Hotel, which operates as a public house and does not have letting rooms, is to be found in the main retail/ shopping area that centres on Windsor Road in Penarth.

As can be seen from the map (blue dots; commercial, green dots; residential) and photos below the area is a mix of retail and residential establishments with flats to be found above shops within the retail area.





Front door to right of photo also access / egress to side door onto Glebe Street



Glebe Street –residential accommodation to left and right hand side of the street



St Fagans Castle to bottom left hand corner of the photo, residential accommodation to right of photo on Ludlow Street

Careful consideration has been given to this application following visits to the area, including during the evening / night. The location of the public house and nearby residential property has been considered and the following is advised.

The main issues regarding this application are;

- Noise emanating from the patrons on the street as the premise does not have a Beer Garden and entrances to the Public House when used by patrons.
- Noise break-out from the premise itself, noting the outer main door is always open, and the windows are single pane glazing.
- The effect that the use of the Public House is having on the area, and on nearby property occupants and the general residential amenity of the area due to noise levels.
- The Public House is currently the subject of complaint as was it during 2017.

2. Timings

The application is for recorded music and the sale of alcohol until 02:00 on Friday and Saturday.

- Standard Times applied for regulated entertainment and the sale of alcohol are:

| | |
|---------------------|---------------|
| Friday and Saturday | 11:00 – 02:00 |
|---------------------|---------------|

With closure;

- Friday and Saturday closure at 02:30

Non-standard timings have also been applied for to cover Fridays, Saturdays and Sundays prior to all Bank Holidays. On these occasions regulated entertainment and the sale of alcohol would take place until 02:30 with closure at 03:00.

In relation to Christmas Eve licensed activities would cease at 02:30 with closure at 03:00.

Licensed activities on New Year's Eve run throughout the day ceasing at the end of trading for New Year's Day. Thereby the premise will be open from 11:00 on New Year's Eve closing at the end of the day after New Year's Day with Regulated Entertainment until 04:00 on New Year's Day itself.

3. Observations and Recommendations

- Noise from patrons and the area immediately outside the main entrance as well music/noise breakout are currently the subject of complaints, these issues have been witnessed by Officers.
- Due to the proximity of the residential premises every effort should be made to ensure that patrons use and leave the establishment and the surrounding area quietly and in an orderly manner.
- Due to the proximity of the residential premises it is advised that the hours for recorded music and the supply of alcohol not be extended further, including those for non-standard timings.

4. Conclusion

It is advised that the current Premise Licence already permits opening until midnight through the week and until 01:00 on a Friday and Saturday closing at 01:30.

With non-standard timings; Bank Holidays and Christmas Eve music and the sale of alcohol is until 01:30, with closure at 02:00.

On New Year's Eve music ceases at 03:00 with alcohol and opening throughout the night and New Year's Day.

Due to the mixed residential nature of the area, the unsuitability of the building to operate until early in the morning and the current ongoing complaints, it is the conclusion of Environmental Health that the Committee should not extend the hours for licensable activities.

SUE BROWN
ENVIROMENTAL HEALTH OFFICER