

## LICENSING HEARING

**MONDAY, 11 APRIL 2022**

### DECISIONS

**Determination of a Section 35(3) (a) Application for variation of a premises licence in respect of 3 Bishopthorpe Road, York YO23 1NA (CYC-0685723)**

Meeting reconvened remotely in private session at 11:05 am on 11 April 2022 2021.

PRESENT: Councillors Galvin (Chair), Looker and Melly

The Sub-Committee resolved to approve Option 1 and:

(i) Vary the licensable activities, days and hours as follows:

Activity	Timings
Supply of alcohol – on and off the premises	Sunday to Thursday - 10:00 - 23:00  Friday & Saturday – 10:00 - midnight
Opening hours	Sunday to Thursday – 09:00 – 23:30  Friday & Saturday – 09:00 – 00:30
Live music	Removed from licence
Recorded music	Removed from licence
Performance of plays	Removed from licence

(ii) Extend the currently licensed area to include the outside front ground floor area on Bishopthorpe Road shown edged red on the plan submitted with the application (“the outside seating area”) SUBJECT TO the above timings

and the restrictions set out in the additional and varied conditions below.

(iii) Impose the following additional and varied conditions:

- (a) The outside seating area shall only be open between the hours of 10:00 and 21:00 daily.
- (b) There shall be no more than 20 seats provided for customer use in the outside seating area.
- (c) Customers shall be served by way of table service only in the outside seating area.
- (d) There shall be no vertical drinking in the outside seating area.
- (e) All tables and chairs in the outside seating area shall be stacked immediately after 21:00 daily and shall be stored away securely within the premises when closed.
- (f) The main door for the premises will be kept closed after 23:00 hours daily other than for immediate ingress and egress.
- (g) Bottles shall only be disposed of between 07:00 and 23:00 each day.
- (h) A direct telephone number for the Designated Premises Supervisor shall be provided to local businesses and residents.
- (i) Condition 2 in Annex 2 of the licence shall be varied to refer to 'inside the premises'.
- (j) Condition 7 in Annex 2 of the current licence shall be removed from the licence.

The full reasons for the Sub-Committee's decision will be included in the detailed Decision Letter which will be provided to the Applicant and Representors in due course.

There is a right of appeal for the Applicant and the Representors to the Magistrates' Court against this decision. Any appeal to the Magistrates Court must be made within 21 days of receipt of the Decision Letter and sent to the following address:

Chief Executive  
York and Selby Magistrates Court  
The Law Courts  
Clifford Street  
York  
YO1 9RE