
MEETING	LICENSING HEARING
DATE	1 DECEMBER 2008
PRESENT	COUNCILLORS ALEXANDER (CHAIR), AYRE AND WISEMAN (VICE-CHAIR)

40. CHAIR

RESOLVED: That Councillor Wiseman be elected as Chair of the meeting.

41. INTRODUCTIONS**42. DECLARATIONS OF INTEREST**

Members were asked to declare any personal or prejudicial interests they may have.

Councillor Alexander declared a personal non-prejudicial interest as he has taken in work experience pupils from St. Peters School at his place of work.

43. MINUTES

RESOLVED: That the minutes of the Licensing Hearings held on Monday 18 September 2008 and Thursday 22 September 2008 be approved and signed by the Chair as a correct record.

44. THE DETERMINATION OF AN APPLICATION BY ST. PETERS SCHOOL FOR THE VARIATION OF A PREMISES LICENCE SECTION35(3)(A) IN RESPECT OF ST. PETERS SCHOOL, CLIFTON, YORK, YO30 6AB. (CYC-009440)

Members considered an application by St. Peters School for the Variation of a Premises Licence in respect of St. Peters School, Clifton, York, YO30 6AB.

In coming to their decision the Sub-Committee took into consideration all the evidence and submissions that were presented to them and determined their relevance to the issues raised and the licensing objective; prevention of public nuisance.

- 1) The application form in particular the existing licence conditions and the additional steps agreed to be taken by the applicant to promote the licensing objectives.
- 2) The Licensing Officers report and his comments made at the hearing including the fact that the application was seeking to increase the licensed area of the premises by incorporating the Shepherd Hall located on the lower school campus. The provisions and timings of the current premises licence would remain unaltered. The officer reiterated that the application does not involve alcohol.
- 3) The Applicants representations at the hearing including the fact that the school had addressed the potential traffic problems by not allowing access to cars to the lower campus when events are scheduled. Instead vehicles are to enter via Clifton and pedestrians use a footbridge to the lower campus.
- 4) Representations made in writing by a Local Resident.
- 5) Written representations made during the consultation period.

Members were presented with the following options:

- Option 1** Grant the licence in the terms applied for.
- Option 2** Grant the variation of the licence with modified/additional conditions imposed by the licensing committee.
- Option 3** Grant the variation of the licence to exclude any of the licensable activities to which the application relates and modify/add conditions accordingly.
- Option 4** Reject the application.

RESOLVED: That in line with Option 2 the licence variation be granted.

The Sub-Committee then imposed the following condition:

The Occupancy of the auditorium shall be as follows:

- With the retractable seating opened out the occupancy shall not exceed 212 persons standing and 162 persons seated.
- With the retractable seating pushed back the occupancy shall not exceed 374 persons standing.

All conditions offered by the Applicant in the application, including the operating schedule for variation of the premises licence under the

Licensing Act 2003, shall be included in the licence unless contradictory to the above conditions.

REASON: To address the representations made in respect of the prevention of public nuisance.

Councillor Wiseman, Chair

[The meeting started at 10.00 am and finished at 10.20 am].