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MEETING	LICENSING HEARING
DATE	19 JANUARY 2012
PRESENT	COUNCILLORS BOYCE, GILLIES AND WISEMAN

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**35. CHAIR**

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

**36. INTRODUCTIONS**

**37. DECLARATIONS OF INTEREST**

At this point, Members were asked to declare any personal or prejudicial interests they may have in the business on the agenda. None were declared.

**38. THE DETERMINATION OF AN APPLICATION BY CITY OF YORK COUNCIL, COMMUNITIES AND CULTURE FOR A PREMISES LICENCE SECTION 18(3)(A) IN RESPECT OF RAWCLIFFE COUNTRY PARK, SHIPTON ROAD, YORK, YO30 5XZ. (CYC- 019663)**

Members considered an application by City of York Council, Communities and Culture for a Premises Licence in respect of Rawcliffe Country Park, Shipton Road, York.

In coming to their decision, the sub-committee took into consideration all of the evidence that was presented to them and determined their relevance to the issues raised and the licensing objectives.

The following were taken into account:

1. The licence application form.

2. The Licensing Officers report and her comments made at the hearing. She advised that the application was for a premises licence and that prior to the application being submitted, the Councils Environmental Protection Unit had been consulted and had agreed wording to be included on the operating schedule to assist in the control of noise. It was confirmed that there had been no representations from any of the responsible authorities and that the consultation process had been carried out correctly.
3. The representation made by David Meigh, Head of Parks and Open Spaces on behalf of the Council. He advised that the Council had applied for licence variations for existing park licences and had taken the opportunity to apply for a licence for Rawcliffe Country Park. The Department for Communities and Culture would like to licence the Park to enable community events for residents in the area. It was confirmed that the Park has good security and there had been few incidents of vandalism in recent years. He accepted that noise could be an issue but due the work undertaken alongside the Environmental Protection Unit, noise nuisance would be minimal. Event Organisers would be expected to adhere to the operating schedule and would not be invited to work for the Council again if they fail to control events appropriately.
4. The representations made by Rawcliffe Parish Council in writing and at the hearing. Due to a high level of anti-social behaviour and noise complaints in the Ward, they felt that licensing the park could increase problems in the area.
5. Representations made by local resident in writing and at the hearing. They raised concerns about noise nuisance in the area should the licence be granted.

Members were presented with the following options:

- Option 1 Grant the licence in the terms applied for.
- Option 2 Grant the licence with modified/additional conditions imposed by the licensing committee.

Option 3 Grant the licence to exclude any of the licensable activities to which the application related and modify/add conditions accordingly.

Option 4 Reject the application.

Members chose Option 2 and added the following condition to the licence.

1.All amplified music or amplified sound shall cease by 22:00 everyday.

All mandatory conditions shall apply.

### **Informative**

The Sub-Committee requested that the applicant puts in place arrangements with Events Organisers that reflect the concerns of the representors raised at the hearing.

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

REASON: To address the representations made.

Councillor Boyce, Chair

[The meeting started at 10.10 am and finished at 12.20 pm].