



London Borough of Hackney – Decisions taken by the Licensing Sub Committee A on Tuesday, 24 April 2018

| Agenda Item No | Topic | Decision |
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Part A – Items considered in public

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| 6 | Maregade Brew Co., Railway Arch 214, Ponsford Street, E9 6JU | <p><u>Decision</u></p> <p>The Licensing Sub-Committee in considering this decision from the information presented to it within the report and at the hearing today has determined that having regard to the promotion of all the licensing objectives:</p> <ul style="list-style-type: none">• The prevention of crime and disorder;• Public safety;• Prevention of public nuisance;• The protection of children from harm; <p>That the application be refused.</p> <p><u>Reasons for the decision</u></p> <p>The Licensing Sub-committee, after careful consideration believed that on balance two licensing objectives would be undermined, the public nuisance and protection of children from harm objectives, if alcohol was sold from the premises.</p> <p>The Sub-committee heard evidence from residents that they heard noise from patrons of the premises which is directly opposite their homes under temporary event notices. This included the conversations of a small number of people outside the premises even with the double-glazed windows and doors in the homes closed.</p> <p>The residents further explained that their gardens were only two to three car widths distance from the premises and that children using these gardens would be exposed to</p> |
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| | | <p>patrons enjoying themselves in a licensed premises which may well include exposure to strong language and sexual expletives.</p> <p>Such exposure would be increased when the bi-fold doors at the premises were open as that would expose children not only to patrons' conversations outside the premises, but also inside.</p> <p>One toilet that patrons of the premises could use was also directly opposite residents' home, which was likely to add to the noise emanating from the premises especially where queues formed for the use of the toilet.</p> <p>Residents also highlighted that the lack of toilet facilities in the premises was also likely to encourage people to urinate in the road in front of the premises or in their homes as patrons would not be disturbed if they did so as the road was quiet and out of sight from any main road.</p> <p>The Licensing Sub-committee heard from the applicant that patrons attending the premises would do so to appreciate the beers before purchasing those beers that they particularly enjoyed and so would not generate noise that would disturb residents.</p> <p>The applicant explained that the bi-fold doors were to be closed at 7 pm in the evening, which was a condition proposed to be included on the premises licence, and the number of patrons permitted in the premises was to be reduced to 35.</p> <p>The applicant also explained that there were two outside toilets that patrons could use and that the premises would continue to be managed as they had under the temporary event notices as this had not resulted in nuisance that the applicant was aware of.</p> |

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| | | <p>The Licensing Sub-committee were particularly concerned that activities at the premises would be taking place so close to the outside amenity space of families with young children and so considered carefully the measures proposed to ensure that the nuisance identified by residents would not occur. However, it was felt that a premises located so close to residents homes and gardens was likely to expose children to strong language and sexual expletives and residents to noise whilst patrons drank at the premises.</p> <p><u>Public informative</u></p> <p>The applicant is reminded of the need to operate the premises according to any current planning permission relating to its user class, conditions and hours.</p> <p>It also should be noted for the public record that the local planning authority should draw no inference or be bound by this decision with regard to any future planning application which may be made.</p> |