



Consultation with Responsible Authority

Resp Auth: EP

1. Application for Premises Licence

The Wicked Wolf, Unit 3, Montpellier Gardens, Royal Bath, Montpellier Road, Harrogate, HG1 2WL

2. Representation: Yes Date: 4th July 2024

3. Representation details

Licensing Objective Prevention of Public Nuisance

Reason for representation To prevent noise disturbance to occupiers of neighbouring dwellings

Conditions/Remedy

The applicant is seeking to have a premises licence for the provision of plays, films, live music, recorded music, performance of dance Monday to Sunday 10:00-03:00 indoors only, late night refreshment Monday to Sunday 23:00-03:00 indoors only, supply of alcohol Monday to Sunday 10:00-03:00 both indoors and outdoors and hours of opening to the public 10:00-03:30 Monday to Sunday.

Having reviewed the location of the site there are a number of residential dwellings in proximity to it that have the potential to be impacted by the proposed use.

In order to prevent public nuisance, which is a licensing objective, I would recommend the conditions stated in section M box d prevention of public nuisance are incorporated as conditions.

The following informative note should be added to condition 3 stated in the above part of the application:

Informative Note:

Licensees are advised to carry out a simple “sound check” outside the nearest noise sensitive property by listening to the music etc. coming from regulated entertainment. If the music etc. is clearly audible, then it is likely that this condition is being breached. Steps should then be taken to reduce the volume of the noise.

In the case of complaint or dispute and for the purpose of providing an objective standard to assess whether this condition is being complied with or not, noise shall be considered **not** to be audible if:

- a) the measurement of sound when music etc. is on (expressed as LAeq, 1min) does not exceed the measurement of sound (expressed as LA90, 5min) when the music is off, and
- b) the measurement of sound in each 1/3rd octave band between 40Hz and 160Hz when music is on (expressed as L10, 1min) does not exceed the measurement of sound in the same 1/3rd octave bands between 40Hz and 160Hz when music is off (expressed as L90, 5 min)

All measurements to be taken within the habitable room normally occupied at the time in question, using a Type 1 integrating-averaging sound level meter compliant with BS EN 60804, with either windows open for normal ventilation or closed, whichever situation causes greater noise disturbance.

Contact details for Mediation

Name: Environmental Health

Date sent to Licensing Authority: 4th July 2024

Signed: G Demaline
