

**Licensing Act 2003  
Response to Building Control & Licensing Service  
From Environmental Health**

|                   |   |
|-------------------|---|
| <b>Reference:</b> | WK/202329125  |
| <b>Premises:</b>  | 5 Pickford Street, Milnsbridge, Huddersfield, HD3 4LH |

| Licensable Activity (place X in relevant box)               |   |                                      |  |
|---|---|--------------------------------------|--|
| Sale by retail of Alcohol                                   | X | Provision of regulated entertainment |  |
| Provision of entertainment facilities (music, dancing, etc) |   | Provision of late night refreshment  |  |

| OBSERVATIONS |
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|                      |                 |
|----------------------|-----------------|
| <b>Public Safety</b> | No Observations |
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|              |                   |                     |                        |
|--------------|-------------------|---------------------|------------------------|
| <b>Date:</b> | 15 September 2023 | <b>Officer/Ext:</b> | Rob Sykes 01484 221000 |
|--------------|-------------------|---------------------|------------------------|

|                                      |  |
|--------------------------------------|--|
| <b>Prevention of Public Nuisance</b> | <p>I am concerned with regards to the opening times the applicant has requested due to the proximity of residential properties in the area. Therefore, I would have to recommend refusal of the application.</p> <p>I would be able to support the application if the opening hours were from 09.00- 18.00 on the days the applicant wants to operate.</p> <p>I would also recommend the following conditions if the application were granted:</p> <p>1) Noise from amplified and non-amplified music, singing and speech arising from regulated entertainment emanating from inside the premises shall be controlled so as to be inaudible inside any noise-sensitive location in the vicinity of</p> |
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To enable the applicant to check whether this condition is being met, suitable monitoring position(s) may be agreed with the Responsible Authority. To comply with the condition, noise from the premises shall not be audible at this point.

**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. Therefore, steps should be taken to reduce the volume of the noise.

In case of dispute, the applicant can verify inaudibility by demonstrating.

- zero increase in the  $L_{Aeq, 1 \text{ min}}$  (music playing) over the background  $L_{A90}$  (music off) and
- zero increase in the  $L_{10, T}$  VS  $L_{90, T}$  exceedence in each 1/3 octave band between 40Hz and 160Hz.

2) Clear and conspicuous notices shall be displayed at all entrances, exits and in outdoor areas requesting patrons to respect the needs of the local residents and to leave the premises and area quietly. All staff shall be trained in ensuring the quiet dispersal of patrons.

**Date:**

15 September  
2023

**Officer/Ext:**

Kevin Ellam 01484 221000