

## Argyll and Bute Licensing Board

20<sup>th</sup> November 2018**VARIATION OF A PREMISES LICENCE****NAME OF PREMISES:** Clynder Stores, Victoria Buildings, Helensburgh, G84 0QB**APPLICANT:** Eleanor Zoe Walsh, 0/1 Flowerbank, Back Road, Clynder, G84 0QQ**AGENT:** n/a**DESCRIPTION OF PREMISES:**

Village store, rural location. Occupying ground floor of a detached stone built two storey building.  
Two residential flats on upper level.

	EXISTING CORE HOURS		PROPOSED CORE HOURS	
	ON SALES	OFF SALES	ON SALES	OFF SALES
Monday	N/A	10.00 to 20.00	12.00 to 23.00	10.00 to 22.00
Tuesday	N/A	10.00 to 20.00	12.00 to 23.00	10.00 to 22.00
Wednesday	N/A	10.00 to 20.00	12.00 to 23.00	10.00 to 22.00
Thursday	N/A	10.00 to 20.00	12.00 to 23.00	10.00 to 22.00
Friday	N/A	10.00 to 20.00	12.00 to 23.00	10.00 to 22.00
Saturday	N/A	10.00 to 20.00	12.00 to 23.00	10.00 to 22.00
Sunday	N/A	10.00 to 20.00	12.00 to 23.00	10.00 to 22.00

**DETAILS OF VARIATIONS SOUGHT:-**

The applicant wishes to vary the licence as follows:-

- 1) Change of name of premises to "Harvest Moon Deli".
- 2) Addition of on-sales hours.
- 3) To change off-sales terminal hour to 10.00pm seven days a week..
- 4) Addition of seasonal variation

## ITEM 6(b)

- 5) Addition of restaurant facilities; bar meals; receptions; Club or other group meetings; recorded music; live performances; dance facilities; theatre; outdoor drinking; themed food nights; cheese and wine events and tasting evenings as activities.
- 6) Addition of Children and Young Person conditions.
- 7) Change to the layout of the premises.
- 8) Change of Premises Manager.
- 9) Change to the description of the premises.

**PROPOSED DESCRIPTION OF THE PREMISES:-** Cafe, delicatessen and store in rural location. Occupying ground floor of a detached stone built two storey building. Two residential flats on upper level.

**PROPOSED SEASONAL VARIATION:-** The applicant respectfully requests an extension of the consumption of alcohol on the premises to 1am in the event of a private, seasonal function over the festive period , for example, a Christmas party or other private function in December. I understand the Board will require an extended hours application.

**CURRENT ACTIVITIES:-** There are currently no activities noted on the operating plan.

**PROPOSED CHILDREN & YOUNG PERSON'S CONDITIONS:-**

TERMS - n the cafe/deli area when accompanied by a supervising adult over the age of 18 years.

AGES - 0-15 years – Children. 16-17 years - Young persons

TIMES - 8am - 10pm unless attending a prebooked event/function with a parent/guardian, in which case entry allowed for the duration.

PARTS - Children and young persons will be allowed in the on sales area of the cafe/deli but not in the designated off sales area.

**ALCOHOL DISPLAY AREA:-** Current off sales – 14.6m<sup>2</sup>. Proposed off sales – 6.96m<sup>2</sup>. Proposed On sales – 20 persons.

**LSO:-** These premises have changed hands over the last few years and have developed from being a licensed grocers with off sales only to the establishment of an adjacent café, and today with new leaseholders, the current deli restaurant, known as Harvest Moon.

This major variation application seeks permissions to change the layout plan, display areas of alcohol and to add on sales, to cater for demand within the restaurant area.

This application seeks to consolidate all previous changes not yet recognised within the terms of current Premises Licence, Operating Plan and Layout Plan. The new leaseholders have been in regular contact with the LSO.

### Operating Plan

#### Question 1

Change from Off sales only to Off and On sales.

#### Question 2

On sales core hours - noon till 11:00pm seven days

#### Question 3

Change from 10:00am till 8:00pm seven days to 10:00am till 10:00pm seven days.

Question 4: Seasonal Variation (in line with policy)

Add – *“The applicant respectfully requests an extension of the consumption of alcohol on the premises to 1:00am in the event of a private, seasonal function over the festive period, for example, a Christmas party or other private function in December, I understand that the Board will require an extended hours application”*

Question 5: Activities

Add - restaurant, bar meals, weddings etc., club group meetings, recorded and live music, dance facilities (limited space) theatre, and outdoor drinking facilities.

The Board may wish to note that the applicant has indicated a desire to have table and chairs outside during favourable weather, intending to take advantage of council policy on café culture. She has been advised that she must consult with planning and obtain a street café licence from roads, prior to use of this facility.

The Board may wish to impose the usual local condition related to policy with regard to outside drinking. I.e. terminal hour for use, 8:00pm children and young persons and 10:00pm for adults

Question 5(f)

Add - Deli related activities such as; themed food nights, cheese and wine, and tasting evenings.

Question 6: Children and Young Persons

Terms

Add; *in the café/deli area when accompanied by a supervising adult over the age of 18*

Ages

*0-15 Children*

*16 & 17 Young Persons*

Times

*8:00am till 10:00pm. Unless attending a pre-booked/ event function with a parent/guardian in which case entry allowed for the duration.*

Parts

*Children will be allowed in the on sales areas of the café deli, but not in the designated off sales area.*

Question 7: Capacity

On sales; 20 people

Off sales; 6.96m<sup>2</sup>

Percentage of retail floor space given over to alcohol display is 2.2%

**EHO**

The EHO is working with the applicant toward food hygiene certification and a noise management plan relative to proposed live music and general operation.

**POLICE COMMENTS:** No Police objections

**OBJECTIONS/REPRESENTATIONS:**

**POINTS FOR CONSIDERATION:-**

- (1) Addition of on-sales.
- (2) Extend terminal hour for off-sales from 8pm to 10pm.
- (3) Addition of various activities including live performances. Nature of performances? Provision of a noise management plan.
- (4) Addition of conditions for children and young persons.
- (5) Reduction in off-sales capacity – 14.6m<sup>2</sup> to 6.96m<sup>2</sup>
- (6) Addition of on-sales capacity – 20 persons.
- (7) Terminal hour for outdoor drinking.