Sear Mis tayer comes an behalf of the misters Residents of It. Mary's Conden close neighbours of Friend tank, while appreciate the idea of our fee Pink in Chickest wander while not in the open space of Caklands Park Picence Application for be Rink in Trialy tank of 18/01985/LAPRE working dispuse of their Tonk why does the applicant development of the open over extended periods after 112. festival which shut at 117 owning the tweet and till 14th xwas Fise & New wife the result of the first of the sixth was fixed with Music + noise of the first of the sixth on attion of the fondence town of the land the alt fender for ficensing. an tanking trablams ++ (MARGARA) SHEDDEN) JUDITH LUXHORE briangaret shedden. BRIAN C. SKILLSING Indut Lukousor SHAN GENMA! my believe Chickester though 0 7 NOV 2018 RECEIVED

## **Comments for Licensing Application 18/01985/LAPRE**

## **Application Summary**

Application Number: 18/01985/LAPRE

Address: Priory Park Priory Lane Chichester West Sussex

Proposal: New Premises Licence

Case Officer: Helena Giudici

## **Customer Details**

Name: Mr Stuart Pembery

Address: The Flat, 57 North Street, Chichester, West Sussex PO19 1NB

## **Comment Details**

Commenter Type: Member of Public

Stance: Customer objects to the Licensing Application

Comment Reasons:

Comment:8:33 AM on 08 Nov 2018 I object to the application for the following reasons:

1 Noise of the generator, 24 x 7. I live very close to Priory Park and have Crittal Windows, protected by listing, so no noise protection.

2 Risk of disturbance. For a family attraction, it is strange that a late-night spirits licence would be appropriate. This proposal would create a pop-up nightclub in Priory Park.

3 Precedence. As prior Chairman of the Real Ale and Jazz, we had many conditions applied to our licence which mitigated local risks and consequently there were few issues. Few of these conditions are to be applied to this licence.

From:Emma Burle

**Sent:**Wed, 7 Nov 2018 11:06:45 +0000

To:Helena Giudici

Subject:FW: 18/01985/LAPRE

From: Philip Robinson Sent: 07 November 2018 11:06 To: Licensing Subject: 18/01985/LAPRE
18/01985/LAPRE
Applicant S3k Limited
I make a representation against this application. The application represents a cultural shift whose potential consequences for harm to young people in particular, are not addressed. The proposed steps intended to promote the four licensing objectives, specified in the 2003 Licensing Act, amount to no more than a statement of what might be labelled a □ bureaucratic
defence□; for example, □Management of Alcohol Sales in accordance with Licensing
Regulations□.
This may satisfy the Licensing Committee for one-off events, but hardly adequate for 44 days during which alcohol is available from 10:00am to an anticipated 2,000 individuals.
There is a naivety in the application where a Hologram Pass ID would be required $\Box$ for subjects deemed by the Licence Holder $\Box$ to provide proof of age $\Box$ . There is a wide discrepancy in the appearance of young people, hence many public houses advertise that they will check the identity of anyone $\Box$ lucky enough to look under 25 $\Box$ .
My concern increases when, subsequent to the original application, an $\square$ Emergency Plan $\square$ has been submitted by a new body $\square$ Chice $\square$ ; apparently the host of the event that could attract up to 2,000 visitors per day. $\square$ Over the term total anticipated audience numbers are expected to be in the region of 30,000 to 50,000 $\square$ .
The management strategy published by $\Box$ Chice $\Box$ is standard risk management and is not event specific other than $\Box$ All children under the age of 14 must be accompanied by an adult $\Box$ . The physical development of a 14-year-old extends from what is $\Box$ normal for a ten-year old to an

18-year-old. Will a proof of identity be sought? The strategy continues that <i>□children under the</i> age of 18 unaccompanied by an adult will not be permitted within the venue after the (sic) 21:00hrs □. A group of 16-year olds, for example, only has to invite an 18-year-old to join them and they can stay.
It is interesting that in the risk assessment for $\square$ excessive alcohol consumption $\square$ the risk levels
are judged to be $\square$ medium $\square$ and following obvious mitigating factors assessed as $\square$ low $\square$ .
They would say this wouldn□t they.
The material supplied as supplementary to the application, and the application itself, does not address the fundamental cultural shift that this event is creating; an extensive leisure and drinking opportunity extending over 44 days. The recent events at Octoberfest should serve as a warning; the proposed application is in a different league and there is nothing tangible in it to satisfy me that the four objectives specified in the 2003 Licensing Act have been met.
Sent from Mail for Windows 10
LEGAL DISCLAIMER

## **Chichester District Council**





FORM: L49

Case Reference Number: 18 /02538 / FUL

## Representation Form – Licensing Act 2003

This Licensing Authority has developed this form to assist those wishing to submit a representation in relation to applications associated with Premises Licences or Club Premises Certificates under the Licensing Act 2003.

If you are completing the form by hand, please write legibly in block capitals and in black ink. You may wish to keep a copy of the completed form for your records and be sure that it is received by us prior to the appropriate closing date.

Please be aware that names and addresses of all parties making a representation will be made publicly available. In addition you may be asked to attend a committee hearing in order that the application can be determined.

It is possible to submit the completed form by either of the following methods:

Post to: Licensing Team, Housing & Environment Services, Chichester District Council, East Pallant House,

1 East Pallant, Chichester, West Sussex, PO19 1TY

West Sussex, PO19 1TY

wish to make a representation in relation to the

new/variation Premises Licence/Club Premises Certificate (delete as appropriate) application that has been submitted in respect of the premises described in Part 1 below.

## Part 1 – Details of premises or club premises

Email to: licensing@chichester.gov.uk

Address of premises/club premises, o	r if none, ordnance survey map reference or description
PRIORY PARK	
CHICHESTER	

Applicant name (if known)			
	4781		

Application number (if known)

19 | 02539 | FUL

Part 2 – Details of person(s) making	g representation	
Name(s) MR.S. J.G. MOU		
Address(es) / EAST WALK	is chost	
Home: 0/243 536923	Work:	
Mobile:	Email:	
Address for correspondence if different	to above	
Part 3 – Details of representation  This representation relates to the following	na licensina obiective(s)	Please tick one or more boxes ✓
The prevention of crime and disorder	. <del>g</del>	
Public safety		
The prevention of public nuisance		
The protection of children from harm		
Please state the ground(s) for making the	e representation	
(a) The prevention of crime and disore		-
At a previous en	vent there was	a Aerwris Event
& injuries due le	s alrohol	

(b)	Public	safety
-----	--------	--------

## (c) The prevention of public nuisance

They alcohol? Yea, coffee, hot chocolate etc etc. would be welcome & sufficient.

## (d) The protection of children from harm

Priory Park is a jewel in Chichester's crown.

It is a safe environment for both small children or the older Canagers & families.

We simply wish to protect a preserve the special ambience of this beautiful park.

Please help us to do so.

Please provide any additional information to support this representation							
	į						

## Part 3 - Signatures

Declaration

I/we certify that the information contained within this form is correct to the best of my/our knowledge.

Signature:

Signature: Jeanette G. Moons

Name: JEANETTE G. MOON

Name:

6/11/19

Date:

Useful contact details:

Tel:

01243 534740

Fax: 01243 776766

Email: licensing@chichester.gov.uk

Web: http://www.chichester.gov.uk/licensing

## Comments for Licensing Application 18/01985/LAPRE

## **Application Summary**

Application Number: 18/01985/LAPRE

Address: Priory Park Priory Lane Chichester West Sussex

Proposal: New Premises Licence

Case Officer: Helena Giudici

#### **Customer Details**

Name: Mr Stuart Morris

Address: Mouse Hall Westergate, Westergate St, Chichester PO20 3RH

## **Comment Details**

Commenter Type: Member of Public

Stance: Customer made comments in support of the Licensing Application

Comment Reasons:

Comment:4:05 PM on 09 Nov 2018 Judging from the number of objection comments submitted to this consultation there is clearly an organised attempt by misinformed minority to undermine this perfectly civilised and reasonable plan to bring some joy and commerce to Chichester over the Christmas period. The vast majority I have spoken to but who don't have time to be so negative feel very differently. Other popular sites for similar events are The Natural History Museum, Winchester Cathedral and Hampton Court - surely it is only fitting that historic Chichester should join this enlightened and hallowed group. A licence is hardly likely to bring in crowds of heavy drinkers, but allow a few family members to enjoy a glass of mulled wine or similar while other members enjoy skating or a bit of shopping. Come on Chichester, don't let a few Nimby fun sponges kill our city! Get organised in support of events like this and promote the civic life we all deserve and want. Chichester is a market town, with plenty of other licenced premises, so there really is no rational reason to object to this. As for the naysayers, they really should be ashamed of themselves.

From:Emma Burle

**Sent:**Mon, 5 Nov 2018 08:58:17 +0000

To:Helena Giudici

**Subject:**FW: 18/01985/LAPRE

From:

**Sent:** 04 November 2018 15:08

**To:** Licensing

**Subject:** 18/01985/LAPRE

Mrs Charlotte May, 28 Little London, PO19 1PB

I write to register my objection to the proposed Licensing Application for the Temporary Ice Rink in Priory Park.

The Applicant appears to have s

cant regard for the welfare of children for whom I assume the Ice Rink is primarily intended. Alcohol is not required for their entertainment. Adults needs are amply catered for by neighbouring pubs and Fenwicks in the Park itself who would welcome the trade I am sure.

The hours applied for are excessive and likely to cause unsocial behavior and nuisance in what is essentially a residential area. Octoberfest should be a warning if one were needed and that only lasted 3 days.

Priory Park is a very special, green peaceful place which should be safeguarded for all. By all means, have an Ice Rink in Chichester for the Christmas season but perhaps in one of much more suitable sites i.e. The Cattle Market, Oaklands Park or even Northgate Car Park.

# LEGAL DISCLAIMER

## Comments for Licensing Application 18/01985/LAPRE

## **Application Summary**

Application Number: 18/01985/LAPRE

Address: Priory Park Priory Lane Chichester West Sussex

Proposal: New Premises Licence

Case Officer: Helena Giudici

### **Customer Details**

Name: Mr Robert S P Bell

Address: Northgate House, 38 North Street, Chichester, West Sussex PO19 1LX

## **Comment Details**

Commenter Type: Member of Public

Stance: Customer objects to the Licensing Application

Comment Reasons:

Comment:7:31 PM on 02 Nov 2018 Dear Sir.

Re:- granting of Licence for Ice rink

I write to object to the application for the temporary ice rink for an alcohol licence. The area around Priory park is well served by places to buy drinks, with Fenwicks being on site and the Park Tavern overlooking the proposed site. It also is very inappropriate for alcohol to be served close to a facility designed primarily for children and young adults. My other concern is that in addition to the extra work for the A&E from accidents on the ice this will be increased by the availability of alcohol in the ice rink.

Yours sincerely

Simon Bell

From:Emma Burle

**Sent:**Mon, 5 Nov 2018 08:58:26 +0000

To:Helena Giudici

**Subject:**FW: Propsed Application for Ice Rink **Attachments:**Letter to Licencing Chichester dc.odt

From: RICHARD WILBY

**Sent:** 04 November 2018 12:44

**To:** Licensing

**Subject:** Fw: Propsed Application for Ice Rink

On Sunday, 4 November 2018, 11:36, RICHARD WILBY <r.m.wilby@btinternet.com> wrote:

I object to the above application. See also letter attached. My particular objection relates to the application for a Music Licence.

My grounds of objection are:-

- 1. The Location. Priory Park is in a residential area and is surrounded by houses on all 4 sides. There is no precedent for granting a music licence for an open space, with virtually no sound proofing, particularly for the number of hours specified. Priory Park is not only in a residential area but the North of Chichester within the walls has a distinct character in comparison with the more down town quarter to the south of the cross. The ice rink would destroy that character, the music would pollute the atmosphere.
- 2. The Park This is an historical and beautiful place. It was given to the City in trust as a memorial. It is a green space in the centre of the city with mound, priory and view of the Cathedral to enchant the visitor. The Rink would compromise the beauty and conflict with the historic remains. Its amplified music and the noise from its generators would dominate the surroundings and overpower this fragile site.

- 3. Personally, I live in the vicinity and frequently use the Park for exercise. It is not only a satisfying place to walk around, but a visit never fails to be uplifting and exalts me with its beauty and sense of history. This pleasure would be denied to me if this proposal succeeded.
- 4. It is impossible to control the sound level of amplification emerging from a marquee. How can there be the necessary sound proofing not to disturb those using the park and prevent it permeating round the perimeter? The diffuse sound will be of a particularly distressing quality and the music played completely inappropriate to the historical setting it will disturb.

Richard Wilby 17, Bishopsgate Walk Chichester PO 19 6 FG

### LEGAL DISCLAIMER

From:Helena Giudici

**Sent:**Tue, 6 Nov 2018 12:35:21 +0000

To:Helena Giudici

Subject:FW: App .18/01985/LAPRE Ice Rink Priory Park

From: Jim Barker

**Sent:** 06 November 2018 12:13

**To:** Licensing

**Subject:** App .18/01985/LAPRE Ice Rink Priory Park

I wish to object to this application for a licence for the selling of Alcohol and the playing of music

I consider this to be a Public Nuisance and also the possibility of crime and disorder.

I feel the length of time being asked for is too long i.e. 9am to 11pm for the music and alcohol

but also the generators I presume running 24 hrs .

I am also concerned about the cricket square and the bowling green I presume theses areas will be protected

Yours faithfully Jim Barker

# LEGAL DISCLAIMER

From:Emma Burle

**Sent:**Mon, 5 Nov 2018 08:59:00 +0000

To:Helena Giudici

**Subject:**FW: Application 18/01985/LAPRE Priory Park proposed ice rink etc., S3K Ltd.

From: john stanley

**Sent:** 03 November 2018 19:05

**To:** Licensing

Cc:

Subject: Application 18/01985/LAPRE Priory Park proposed ice rink etc., S3K Ltd.

For the Attention of Laurence Ford.

Dear Sir,

I wish to register the strongest possible objection to the above application for a licence to sell alcohol and provide live and recorded music in tents and in the open air in Priory Park for more than six continuous weeks, on the following grounds:-

the selling of alcohol in the Park, especially when combined with driving rock music, as we have experienced a number of times this year already, leads to unruly and \( \subseteq \text{yobbish} \subseteq \text{ behaviour by some elements and even violence, in this otherwise quiet residential area. Many residential houses are located only a \( \subseteq \text{stone} \subseteq \text{sthrow} \subseteq \text{from the event site. To take just the so called } \subseteq \text{October} \)

Fest \( \subseteq \text{alone} \) (though not an isolated incident, by the way) which lasted for only for \( \text{one night} \), not for more than six weeks, as proposed here, police were called to break up a street brawl. Other clearly drunken persons roamed the streets during the course of the evening and shouting went on until late at night. This caused great disturbance to us as nearby residents, and to many others, a large number of whom in this area, are elderly and some infirm. These events have caused much anxiety and real distress.

My wife and I, from our bedroom window, personally witnessed young men in Priory Road breaking down the fence and pushing through the hedge, then climbing into the Park over the new hooped metal railings. After this they attempted to climb the eight feet high ugly metal barriers which ringed the

event for the purpose of keeping non payers out. We also saw with our own eyes others urinating in the street against the hedge and one person even getting into the middle of it, pulling his trousers down and defecating there!

2. ICE RINKS AND ALCOHOL DO NOT MIX. The tentative approval for the Ice rink scheme was not carried, but barely passed by Councillors on the casting of a single vote by the District Council Chairman (who, as it happens, lives near Emsworth!) this was because amazingly, the vote of the District Councillors was declared a tie! Nevertheless, although this only just scraped through the initial process, it did so before Councillors had any knowledge of the intention of the promoters to also apply for a licence to sell alcohol all day long and into every evening on a confined site, immediately adjacent to many residential houses. The promoters also ask to hold two massive parties on Christmas Eve and New Year □s Eve. Consequently, I would contend that this whole matter should now be reviewed by City and District Councillors and our Planners, in the light of the much fuller (and darker) picture only now emerging. It seems quite clear in reality, that the provision of an ice rink (which conjures up visions of happy families with their children, enjoying a little harmless fun) is nothing more than a  $\square$ smoke screen  $\square$ , disguising the real intentions of the promoters, which is to effectively take over the Park and set up a gigantic  $\square$  Pub in the Park for nearly two months! It is proposed that seven food and alcohol selling outlets will encircle the ice rink (plus other appurtenances, presumably including a stage for the performance of live music?). If people are going skating, why on earth would they need all or any of this? The promoter, presumably in an effort to appear □ philanthropic□ states, as I understand it, that entrance to the rink will be free of charge, but I feel sure the skate hire will not be! I contend, most people will not have their own skates, so it is clear that there is an effective entrance fee, hidden in the hire charge.

3. **NOISE.** As part of the licence application the promoter wants to be able to play live and recorded music throughout the entire six weeks or more which the proposed venue is intended to run. We already know absolutely, from the experience of all the other events that have happened in the Park this year alone, that this always means driving rock music (live and recorded) amplified to deafening □Glastonbury□ levels, with heavy reliance on deep base and shouted vocals. This cacophony has penetrated our home on a number of

occasions this year to the extent that even with all doors and windows closed, we were unable to even listen to our radio or television! Other neighbours have said the same thing to us.

To the best of my knowledge no Environmental impact assessment has been undertaken by the Council either in respect of the noise generated by the music or from the 24 hour running motor generators, necessary to keep the ice frozen. I am not against loud music in the right place but Glastonbury is held in a field miles away from any residential homes! It□s patently obvious surely, that Priory Park is not so favourably located for such events!

- 4. **HARM TO CHILDREN**. It cannot be ruled out that locating what will clearly be a giant open air pub for more than six continuous weeks, immediately adjacent to a family orientated ice rink, will not result in disorderly behaviour being witnessed by children at the very least and perhaps worse they and their parents may get innocently caught up in it. It surely is now becoming obvious to all, that these are effectively two separate proposals for the same site at one and the same time under the <u>one</u> Ice Rink guise? I would contend, they are totally incompatible with each other.
- 5. **RISK ASSESSMENT**. Apparently the Council say no risk assessment is required and none has been carried out. Perhaps they made this statement before they knew about the proposal to sell alcohol all day and into every evening all over the site, except within the rink itself ( though is there anything to stop some people taking it in with them?)
- 6. DAMAGE TO LEGITIMATE BUSINESSES. The Council have said this will bring business into the town but that is not correct. If seven venues are to set up adjacent to the ice rink that is where most of the business will go, as has been amply demonstrated by past events (though mercifully they have been for one or two days only, not for six weeks plus). If anyone wants a snack, a meal or a drink (alcoholic or otherwise) there are more than ample options within □ spitting distance □. Fenwick □s Café is right there in the park and has an alcohol licence. The Park Tavern just outside the gates, serves food, wine, beer and spirits all day. Barely a couple of minutes □ walk away there is the George and Dragon, The Harbour and a plethora of coffee shops, bars, other pubs and cafés. These are all legitimate (and permanent) businesses, paying rent, business

rates, staff, heating, lighting and all the other overheads of running such premises. Is this not ample food and drink support for one ice rink where probably, most genuine skaters will surely not be wanting to drink alcohol in any case? The added temporary food and drink pitches in the park will only deprive legitimate businesses of income during what would normally be one of their busiest periods over Christmas and New Year. The Council have not, to my knowledge, canvassed any businesses in this area for their views.

	EGALITY AND MORALITY OF DEPRIVING THE PUBLIC OF PARK USE. The Park was gifted to ALL the people of Chichester in 1918 so is effectively held in Trust
fo	or all of us, by the Council. It is stated that it is to be used as $\Box$ an open space
e	tc., for their leisure $\square$ and very importantly, $\square$ as a permanent memorial to the
d st	allen in the first World War □. Is this a fitting use for a unique small park ledicated in this way, but especially on the centenary of that tragic war? Also tanding on the proposed site is a Grade 1 listed monument (The 13 <sup>th</sup> Century buildhall, said to be the finest example of its type in the Country) where risk of amage to it will be great.
u si ci	do not believe the Council has sought Counsel sopinion on the legal aspect of sing an effective Grade I listed park in this fashion. Leasing out the Park at all, imply for quick profits may well be illegal. Even if it technically it is not, is reating a gigantic open air pub with all the likely drunkenness that will almost ertainly go with it, the way Chichester Council should acknowledge and respect hose who made the ultimate sacrifice a hundred years ago? The National
	heatre have brought back $\square$ War Horse $\square$ to mark the Armistice. No such ensitivity in Chichester it seems!
s w n n	f a quarter of the Park is leased out with an alcohol licence for six weeks it is elf-evident in my view, that the peaceful ambience and quiet nature of the whole park will be destroyed for the entire period, plus the weeks either side ecessary for putting up and taking down the various temporary structures. That neans the entire park is in reality, effectively closed in all but name to those many people who wish to and do use it for its proper purpose.

8. CITY COUNCIL VOTED AGAINST. I understand, when it was realised that an alcohol licence was being applied for, the Mayor of Chichester (Councillor Martyn Bell) who I believe is totally against the entire project being located in Priory Park, (Like me he has suggested Oaklands Park as clearly a much better

venue in the City, being close to the centre but well away from near housing) called an emergency meeting of the Council to vote on the alcohol licence. I believe the vote went significantly against the grant of such a licence in the Park for this event. Surely this must carry weight with the licencing authority?

9.	<b>RUM FESTIVAL CANCELLED</b> . The announcement that the proposed $\square$ Rum &
	Reggae Festival \( \) has been refused an alcohol licence based on the recent events of the October Fest, resulting in its overall cancellation, seems to indicate some \( \) light at the end of the tunnel \( \) for harassed residents. One must hope so. And this so called proposed festival, was to be for one night only I believe, not running continuously day and night, for more than \( \) six weeks on end! We are certainly grateful and encouraged however, that residents \( \) genuine concerns and complaints about this type of alcohol fuelled use of the Park, are at last starting to be listened to.
10.	<b>WEDDING CANCELLATIONS IN THE GUILDHALL</b> . Maybe not strictly related to the licencing application, but nevertheless something of a worry to residents, many of whom suspect a □done deal □ by the Council with the promoter. This is the fact that we now understand that Tim Reedman who runs the wedding bookings in the wonderful Guildhall setting in the Park, was told <u>before any vote</u> had taken place, to cancel his wedding bookings for this period and also not to take any bookings for the same period next year!! I would suggest, if this is true, that the clear inferences here are very worrying indeed!
11.	<b>SETTING A PRECEDENT</b> . To grant an alcohol licence, covering a quarter of the ground occupied by a public park for an event lasting six weeks or more, would set a dangerous precedent. It would □open the door □ for others to □charge in □ and set up further long running events such as this. It would signal the beginning of the end of the beautiful park we have always known. Is it right then, that Priory Park, gifted to the people and for the past hundred years respecting the condition that it be available for recreation for all the people of the City and as a permanent memorial to those who lost their lives in the Great War, now be
	desecrated in this way? If such an event goes ahead historic Priory Park will have been relegated from the proud <a href="mailto:showpiece">showpiece</a> for our City which it has always been, to a shabby <a href="mailto:showpround">showground</a> , there just to facilitate quick profits for the Council and

also for the private operators who the Council may see fit to lease it to again and again, in the future.

I very much hope that this objection, together with others you will no doubt receive, will leave little room for doubt that this is an entirely inappropriate and dangerous application for this site. It was not part of (or mentioned in) the original planning
application and appears to have been slipped in at the □last minute□ as though by stealth. I hope the licensing authority will see this for what it really is and issue a complete refusal forthwith. It would be a decision greeted with much relief by the large number of worried residents living close by and surely deter others from trying to take
over Priory Park in future. It□s the people□s park not a commercial letting site!
Yours sincerely
John Stanley
8a St. Martin □s Square
Chichester
PO191NR

## LEGAL DISCLAIMER

From:Helena Giudici

**Sent:**Fri, 9 Nov 2018 11:04:31 +0000

To:Helena Giudici

Subject:FW: Priory Park 'Ice rink' application LL/18/02538

From: john stanley

**Sent:** 08 November 2018 21:14

To: Laurence Foord

Subject: FW: Priory Park 'Ice rink' application LL/18/02538

## Dear Mr Foord

I am told that I must send the below direct to yourself, if I want it to be added to my first objection letter (ie not replace that letter). I hereby request that you do so please.

Yours sincerely

John Stanley

# Dear Councillors,

If I may trouble you all once again please. I read in the Chichester Post newspaper that <u>Councillors Len Macey and Lee Hixson</u> were very vocal in their support for the Ice Rink 'scheme'. This scheme, as has at last been acknowledged, is only rendered financially viable by also establishing a gigantic 'Pub in the Park' surrounding the rink. This seemingly requires a licence to sell alcohol all day every day, from early morning until varying times in the evening. The promoter also requires a licence to play live and recorded music (clearly the only way to draw enough people in) as genuine skaters will not be the main target for a pub. This music is asked to be played and performed in the open air or tents during licencing hours at the promoters discretion, at unspecified decibel levels (but we know what they will be!). Last but not least, they also require permission for two late night licences for parties with live bands, on Christmas and New Year's Eves.

All of the above is proposed, not in an area away from housing, or in a more commercial area of the City, such as in a section of a car park (where seasonal ice rinks are often located) but in the centre of a very quiet and wholly residential area of the City, generally acknowledged, due to the beauty of the Park and

the large number of heritage properties located around here, to be to be one of the (if not **the**) most beautiful parts of Chichester.

# Councillor Len Macey (who I know slightly, as he used to be a member a few years ago - as I am still - of The Chichester Walking Group) states, according to the Post, that he thinks Priory Park is the right location because it's in the City Centre and to quote him "there's not much going on in Chichester with nightlife." and "What's wrong with people having a glass of wine, what's wrong with them having a pint? I'm looking at the bigger picture".

Hi Len, Are these not rather confusing or misleading statements? With the greatest respect to you, when you refer to 'nightlife' are you saying that an ice rink would usually be referred to as 'nightlife' in the generally accepted sense of the word, or are you referring to the entirely separate proposal for a gigantic Pub and Live music venue in the Park running for 44 days all around the ice rink? This would be in a park that is entirely surrounded and in close vicinity to many people's homes. I would respectfully suggest that most people would not describe an ice rink as being part of the 'nightlife of a city, even though it will presumably stay open into the evening, so I assume you must have been referring to the Pub in the Park.

On yours assertion that there is "not much night life in Chichester", I live here and cannot agree that this is remotely correct. May I point out that Chichester City Centre is already brimming over with permanent pubs, bars, cafés, restaurants, music venues etc. A number of the pubs themselves, also have regular live music with guitar led groups playing (the Fountain nearly opposite your old shop for one(!) and the Park Tavern opposite Priory Park has live music every Sunday - there are a lot more).

As to other long established music venues in the City Centre, both **The Chichester Inn and Havana** are famous as ongoing live music venues, often hosting international musicians and covering most musical genres, from pop to jazz, to World, to blues and to soul music. If you want Classical, there are a large number of concerts in City venues, such as The Assembly Rooms, St. John's Chapel and The Cathedral, to name but three. If nightlife covers the theatre, we have two nationally renowned theatres in Chichester Centre operating year round and they often host concerts of all descriptions as well. If nightlife includes the Cinema, we have The Park Cinema showing an amazing array of films every day of the week.

All in all, it is self-evident that there are dozens of places where people can enjoy a 'glass of wine or a beer' (and why shouldn't they indeed, as you mention) and a fine array of venues covering live music of all types, a cinema, theatres, restaurants for all tastes and pockets, numerous pubs and bars. I am sorry Len, please don't be offended, but your statement that a pub and music venue in Priory Park is a good

idea because there is not much nightlife in the City Centre, does not stand up to the slightest scrutiny and cannot be supported by any facts.

The massive difference between all the venues I have mentioned above and the proposal to frankly 'desecrate' the whole of Priory Park for weeks on end, with the proposal before you to grant a licence for an effective Pub and Music venue in the Park, is that all of the venues mentioned are playing music, serving alcohol, food and the like within their own premises where they cause offence to nobody as they can only be heard inside the premises, by those people who want to be there to listen. Let people enjoy themselves of course, but also respect the right of others not to be forced into enduring something that is foisted upon them by virtue of the fact that it will be blasted out into the open air indiscriminately, not just for one or two nights either, but potentially every day for 44 days if this application should succeed. We already know from past events that the sound from live music in the Park travels through the air for hundreds of metres and causes distress and inconvenience to a large number of residents.

To conclude, **Councillor Les Hixson** says he has seen seasonal ice rinks operating successfully in Cities and towns around the country. I certainly don't doubt it Les. However, I submit that none of them are in a part of the City or town in question, that is a wholly residential area. They are usually located in the commercial centre of town or just on the outskirts, well away from residential housing. Leaving aside the pub and music venue which the promotor wants to attach to this particular application, the location of ice rinks is sensitive because the industrial generators necessary to run 24 hours a day to preserve the ice are very noisy and the sound travels a long way. I have heard nothing as to what assessments CDC have carried out to ensure residents will not be able to hear them, especially at night. This applies even if the promoter only wanted an ice rink in the Park.

**Dear Les,** you are also quoted as saying 'the average time families will go skating is one to two hours maximum and they are not there to drink alcohol.' Please excuse me then Les, but again with the greatest respect, if this is what you believe and have seen for yourself, why then are you supporting the grant of an alcohol and live music licence so strongly, when we have already witnessed the hooliganism in and around the Park that even a **one day only event** driven by the same mix of alcohol and oud music outdoors in the open can cause, in a confined residential area like this?

I do urge you Len and Les as well as all other ladies and gentlemen Councillors, Planners and licencing officials, who may be voting on this proposal next week, to have the strength and honesty to recognise that this is surely not a desirable way (or location) for establishing a seasonal ice rink in Chichester. I would request all those originally in favour when it was first proposed ostensibly as a simple ice rink, to take a step back, think again and take an informed decision in the light of all the facts you are now in possession of.

Yours sincerely
John Stanley
8a St Martin's Square
Chichester
PO19 1NR



PS to Mr Foord. I trust this letter may also be lodged as an addition to my existing objections to the grant of an alcohol and music licence?

# LEGAL DISCLAIMER

# **Holly Yandall**

Public Health Lead for Alcohol and Drugs
Public Health Department
0330 222 8683
PublicHealth.Licensing@westsussex.gov.uk
www.westsussex.gov.uk

First Floor, The Grange Tower Street Chichester West Sussex PO19 1RQ



Licensing Department Chichester District Council East Pallant House Chichester West Sussex PO19 1TY

2<sup>nd</sup> November 2018

Dear Sir or Madam,

# Re: 18/01985/LAPRE - Priory Park - Premises Licence Application

West Sussex County Council (WSCC) Public Health directorate wishes to object to the granting of a new premises licence under the Licensing Act 2003 for Priory Park (Ice Rink), on the grounds that the licensing objectives of Public Safety and the Protection of Children from Harm will be undermined by the granting of this licence in its current state.

The nature of the venue is not clear from the application, nor is the information provided in the operating schedule sufficient to demonstrate how the applicant will promote the licensing objectives. The application describes the premises as being 'Annual installation and removal of temporary structures with ancillary food, drink and music uses relating to use as Ice Rink'. However the application also refers to a 'full' bar', a DJ and applies for the sale of alcohol to continue until 23:30 on Christmas Eve and until 01:00 on New Year's Eve, which is not consistent with the description of wanting to offer a 'family event'.

The application requests that licensable activities (alcohol sales and regulated entertainment) start at 09:00 - before the premises opens to the public at 10:00 in the morning.

We note that supplementary information has been supplied by the applicant, in addition to the licensing application, however this is not sufficient to allay our concerns.

The event management plan seems to have been cut and pasted from that of another event. On p.42, for example, it states that the event is due to take place in summer and also makes reference to 'camping'. This does not give the impression that this event has been well-thought through, with careful consideration given to minimising risk and promoting the licensing objectives.

We believe that approving the licence would undermine the following licensing objectives:

## **Public Safety**

Fundamentally, we have concerns that ice skating and alcohol consumption do not mix, and that there is a very real risk of falls and fall-related injuries. This risk will be significantly increased if people are skating when intoxicated. There is potential for this to place additional burden on local NHS services, such as the A&E department at St Richard's Hospital and South East Coast Ambulance Service.

If the main focus of the venue is the ice rink, with festive stalls, plus food and drink being ancillary to this, then the risks would be minimised. However the premises plan shows multiple alcohol stalls, separate to a café kitchen and, although described as for 'families', the application suggests that this venue could be more of a 'pub in the park'. The hours of sale, the fact that there will be a 'full bar' in addition to festive drinks, and the presence of a DJ, do not make this sound like a family orientated venue.

We would seek assurance from the applicant that controls will be put in place to:

- 1. prevent people from becoming intoxicated on the premises and to prevent any intoxicated people being allowed to skate on the ice;
- 2. prevent intoxicated people (who may have been drinking at other premises in Chichester) from entering the site and from being allowed to skate on the ice.

### Protection of Children from Harm

The hours of sale, the fact that there will be a 'full bar', as well as festive drinks, and the presence of a DJ, with opening until 23:30 on Christmas Eve and 01:00 on New Year's Eve do not make this sound like a family orientated venue.

There is no mention of a Challenge 25 scheme in the application, nor of staff training in asking for proof of age and refusing sales, nor of a refusals log. There is no mention in the application of children having to be accompanied by an adult or that children will not be permitted entry past a certain time.

We do not feel that the application in its current state sets out sufficiently how children will be protected from harm.

We propose that the following conditions be placed on the licence in order to promote the licensing objective of Public Safety and The Protection of Children from Harm:

- Children under the age of 18 years must be accompanied by a responsible adult.
- Children under the age of 18 years will not be permitted on the premises after 21:00
- Each bar or area selling alcohol will have a personal licence holder present at all times when alcohol is being sold.

- All staff selling alcohol will be trained in asking for proof of age identification, Challenge 25 and refusing sales to people who are intoxicated or who are underage.
- Intoxicated persons will be refused entry to the ice rink and will not be permitted to skate.

Furthermore, we make the following recommendations:

- that alcohol sales begin at 16:00 when it is getting dark and there are likely to be fewer young children and families visiting the ice rink and perhaps more of an adult crowd.
- that the applicant makes entry to the premises after 20:00 on Christmas Eve or New Year's Eve to be by pre-purchased ticket only.

We would welcome contact from the applicant to discuss in more detail. We can be contacted at: <a href="mailto:PublicHealth.Licensing@westsussex.gov.uk">PublicHealth.Licensing@westsussex.gov.uk</a>

Yours Faithfully,

Holly Yandall

Public Health Lead for Alcohol and Drugs

On behalf of the Director of Public Health

From:Helena Giudici

Sent:Tue, 6 Nov 2018 09:00:33 +0000

To:Helena Giudici

Subject: FW: Objection to Application for an Alcohol Licence for the Temporary Ice Rink in Priory

Park.

From: Guy Powell

Sent: 06 November 2018 08:57

To: Licensing

Subject: Objection to Application for an Alcohol Licence for the Temporary Ice Rink in Priory Park.

Dear Sir/Madam,

18/01985/LAPRE

Alcohol Licence Application Temporary Ice Rink Priory Park Chichester

I wish to object to the application for an alcohol licence for the temporary Ice Rink planned for Priory Park. The sale of alcohol at such an event/venue is wholly inappropriate. Further the hours during which it is proposed that alcohol is served are excessive. The event/ venue is being billed as a family event as such it does not need to be open for the hours proposed and neither does alcohol need to be served on the site. Alcohol and skating do not mix and when they do accidents occur. Also if people attending want to drink before of preferably after visiting the Rink there are several licensed premises within yards of the proposed site of the Rink. Other towns which have temporary Ice Rinks do not allow alcohol to be served Chichester shouldn teither. Finally the local residents must be protected from events such as that which occurred after the Ocktoberfest with a serious disturbance leaving to one man lying unconscious in the middle of the road. The area around Priory Park is home to many elderly and vulnerable people, the sale of alcohol would as it did with the Ocktoberfest lead to nuisance and disturbance late into the evening. I would respectfully ask that my concerns are taken into account when consideration is given as to whether a licence should be granted or not.

Yours faithfully,

G S Powell

Sent from my iPad

LEGAL DISCLAIMER

From Martyn Bell, 4, McNair Way, Chichester PO19 6LB

To: Mr Laurence Foord, Licencing Manager CDC

Priory Park Temporary Ice Rink – Licencing Application 18/01985/LAPRE

Representation Objecting to the Granting of a Licence to sell Alcohol.

1. The prevention of Crime & Disorder. (Licencing Act 2003)

Alcohol sales within Priory Park after dark over 6-weeks when a large area of the Park is unlit and therefore hidden from view will lead to vandalism, illegal substance abuse and possible physical assaults.

## 2. The protection of Children from Harm

Young children going to ice skate in the early evenings, even though accompanied by parents will have to 'run a gauntlet' of possible leering and verbally abusive vertical drinkers taking advantage of Alcohol sales in the seven 'pagodas' facing & close to the route for children into the Rink tent.

## 3. Public Safety

Outdoor Alcohol Sales over an extended period (6 weeks) could result in gatherings of drunks around the entrance to the Park. The Applicant is only responsible for Security in The Rink area. Surely Sussex Police do not have the resources to maintain/sustain public order immediately outside and in the residential streets leading to & from the Rink which include sheltered accommodation for the elderly such as St Mary's Hospital over such long opening hours and for such an extended period.

This is meant to be an Ice Rink for children & families-not a drinks festival by the back door.

The area is served by a number of well managed & responsible Public Houses close by but away from the direct access routes to the Rink for children . I understand the District Council wishes to increase Xmas trade for city centre businesses not take it from them. A reputation for rowdiness/public disorder in and immediately outside the Park will deter visits to the Rink by the very children & families we are told it is intended for.

Martyn Bell 5.11.18

## Comments for Licensing Application 18/01985/LAPRE

## **Application Summary**

Application Number: 18/01985/LAPRE

Address: Priory Park Priory Lane Chichester West Sussex

Proposal: New Premises Licence

Case Officer: Helena Giudici

#### **Customer Details**

Name: Mr Brian Dean

Address: 6 East Walls Close, Chichester, West Sussex PO19 1UL

#### **Comment Details**

Commenter Type: Member of Public

Stance: Customer objects to the Licensing Application

Comment Reasons:

Comment:6:00 PM on 07 Nov 2018 1. Prevention of crime and disorder did not work for the previous application for alcohol in Priory Park. The police were called for a serious public disturbance.

- 2. The combination of loud music and alcohol enhanced skating with young children on the rink would be a recipe for serious injury.
- 3. There would be an enhanced risk of drink/driving which could be seen to be ignored by the members of the CDC licensing committee if approved.
- 4. The sale of alcohol in Priory Park would create unnecessary competition for existing neighbouring outlets, particularly Fenwicks cafe.
- 5. The late opening hours of the park, if agreed by the planning committee on 14th November, would significantly increase the risk of damage to the park structures. The sale of alcohol would further increase this risk.

Chichester District Council



FORM: L49

Case Reference Number: 18/02538 /

# Representation Form – Licensing Act 2003

This Licensing Authority has developed this form to assist those wishing to submit a representation in relation to applications associated with Premises Licenses or Club Premises Certificates under the Licensing Act 2003.

If you are completing the form by hand, please write legibly in block capitals and in black ink. You may wish to keep a copy of the completed form for your records and be sure that it is received by us prior to the appropriate closing date.

Please be aware that names and addresses of all parties making a representation will be made publicly available. In addition you may be asked to attend a committee hearing in order that the application can be determined.

It is possible to submit the completed form by either of the following methods:

Email to: licensing@chichester.gov.uk

Post to: Licensing Team, Housing & Environment Services, Chichester District Council, East Pallant House, 1 East Pallant, Chichester, West Sussex, PO19 1TY

I/we <u>NR+MRs</u> <u>Ircecle ckno\_Bullo</u> wish to make a representation in relation to the new/variation Premises Licence/Club Premises Certificate (delete as appropriate) application that has been submitted in respect of the premises described in Part 1 below.

# Part 1 – Details of premises or club premises

Address of premises/club premises, or if none, ordnance survey map reference or description	
mory Park.	
Applicant name (if known)	

Application number (if known)

(b) Public safety
alcohol misieslis
(c) The prevention of public nuisance
Noise for people living around
the Prior Park.
(d) The protection of children from harm
Alcohol mis uses

Please provide any additional information to support this representation
As a Resident, over looking the Park  We feel a alcotic licences quite  unnecessary, as the skating rhould is mainly  for Children, + families with access to early  a Rud opposite if wanted

# Part 3 – Signatures

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LIGUI	CH	au	UH

I/we certify that the information contained within this form is correct to the best of my/our knowledge.

Signature:

Signature

Name: JJARGEDECKNE-BUTLER Name: PARSEDECKNE-BUTLER,

Date: 6 - 11 - 18

Date: 6 - 11 - 18

# Useful contact details:

01243 534740 Tel:

01243 776766

Email: licensing@chichester.gov.uk

Web: http://www.chichester.gov.uk/licensing

# **Lindy Purchase**

From:

Lindy Purchase

Sent:

06 November 2018 11:28

To:

licensing@chichster.gov.uk

Subject:

My objection to alcohal being sold in Priory park



## Reference 18/01985/LAPRE

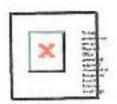
Dear Sir,

I wish to make a very strong objection to the issuing of a licence for the sale of alcohol and the p laying of music in the park during the duration of the Ice Rink. I live in Litten Terrace so will be very near to the sound of muic,and generators going at the hours of 10.00am -10.pm. the gates to the park are closed at 4pm in the winter for security so with the times of the Ice Rink being open to all and the sale of alcohol this is a huge safety risk to all the local residents. Why do we have to alcohol at the ice rink when there will families with their children hoping a good day out? With the sale of alcohol being available all day in the Park heightens the public disorder, nuisance, crime and vandalism when the ice rink patrons leave the Park.

I implore the committee to take note of my objections.

Yours faithfully, Mrs L.Purchase 10 Litten Terrace Chichester

PO197SA



This email has been checked for viruses by Avast antivirus software. www.avast.com

8 ST MARY'S GARDEN, CHTICHESTER, POIS INY 6 NOV 2018 (06 NOV 2018 Pef: 18/01985/LAPRE dear Cavience & Ewisonwental Acuth Manager) I would like please to object strenuously to the proposed temporary we rink in friory Park. 1 am à member! of the public, living very nearby, of an horrified at the prospect of the beligth of time (as well as hours) that this could be trappening, - engendering unruly behaviour, vandalish, et etz. And where would patrons park?

Ul you must have an ice rink (of they can be presty dangerous with those sharp states &

fallen people's lacends), when not Oaklands Parle?

- et would be a far more sensible venue In the interests of preventing crime of disorder, to suggest priory park and a venue seems alarmingly illithought.out. · Your Sincerely (SHAN GENMAI) From: Helena Giudici

Sent:Wed, 7 Nov 2018 09:29:01 +0000

To:Helena Giudici

Subject: FW: Objection to the Application for an alcohol licence reference: 18/01985/LAPRE

From: Maureen Pembroke

Sent: 06 November 2018 17:45

To: Laurence Foord

Subject: Objection to the Application for an alcohol licence reference: 18/01985/LAPRE

### Dear Mr Foord

This application for an alcohol licence which has surfaced following Chichester District Council's decision to grant planning permission for the erection of an Ice Rink in Priory Park for a six week duration beggars belief. Why wasn't the council made aware of this application at the time of the initial planning application?

My objections to such a licence being granted are many. Firstly, the businesses in the vicinity of Priory Park will suffer eg Fenwicks Cafe, the Park Tavern and the George and Dragon pubs, plus other pubs and eateries close by in the town. With the presence of seven mobile food concessions plus alcohol being available from 10 in the morning until late there is little chance that local businesses will thrive during the festive season.

From experience of the the various 'festivals' which have taken place in Priory Park this summer alcohol certainly played a big part in anti social behaviour in and around the park as witnessed from my bedroom window during the evenings, and these events ran only from between one to three days. From the same window I can see the customers of the Park Tavern and have rarely witnessed loud and unruly behaviour. It seems that free flowing bars in the open air and within the park attract many people intent on overindulging in alcohol.

The granting of an alcohol licence for this application, together with a licence to play both live and piped music in the centre of a residential area for such a long period of time will clearly impinge on the people living in the immediate area which is unacceptable.

Lastly, and probably most importantly, ice rinks, especially in the school holidays, attract families with children whose welfare and safety should be paramount. By four o'clock in the afternoon the park will be in darkness, and although the area around the proposed rink will be well lit, the rest of the park will not. Having witnessed youths regularly breaking into the park after hours through the hedges in Priory Road, I have no faith that the park will be patrolled adequately in order to prevent harm being caused to any wandering children by alcohol fuelled individuals.

Yours sincerely
Maureen Pembroke
Cloak House
St Martins Square
Chichester PO19 1NR

From:Helena Giudici

**Sent:**Wed, 7 Nov 2018 09:30:40 +0000

To:Helena Giudici

Subject:FW: Priory Park ice rink

From: Les Stewart

**Sent:** 06 November 2018 19:32

**Subject:** Priory Park ice rink Licensing Objection

Sir

I am a user of Priory Park and I would like to object most strongly to the application for a drinks licence as well as for the siteing of an Ice rink, which appears to have crept through so quickly without giving people who are concerned, chance to object.

I am not against an Ice Rink for the city, just the location, which would be difficult to Police, given the area of the park which needs to be protected.

A large area of grass will be damaged and will take a long time to recover.

Noise ,as advertised times applied for indicate, from Generators ,drinkers until long after the normal closing times of the Park,

Will be difficult for the nearby residents to cope with.

No parking for local residents which I understand is being suspended, even though it is already paid for in advance.

An area of Northgate car park being kept for vehicles servicing the stalls and ice rink, losing income.

The idea that this will bring people into the City is not accurate just kite flying...

I understand any weddings already booked for the Guildhall have been told the venue is no longer available, is very hard on couples who have been planning for months ahead.

The impact it will have on the surrounding businesses and licensed premises at a busy time of the year, the café in the park, competing with stalls

At the ice rink.

The entrance to the park will be open until late on occasions for the ice rink giving an open invitation to those intent on causing trouble that the few Police available, have to deal with normally on Christmas and New Years eve. I speak from experience.

As the planning as I said appears to be done and dusted, I object to the licensing application to prevent, on the site planned, and the ludicrous

Time of openings the trouble it will bring

We Park Lovers, await with trepidation the vandalism and trouble this event will bring to our PARK and to the City

A better site could have been found.

Les Stewart

born in the City that he admires

Les Stewart 3 Armadale Road, Chichester PO197 NR

I am using the Free version of <u>SPAMfighter</u>. SPAMfighter has removed 65 of my spam emails to date.

Do you have a slow PC? Try a free scan!

# LEGAL DISCLAIMER

Communications on or through Chichester District Councils computer systems may be monitored or recorded to secure effective system operation and for other lawful purposes. From:Helena Giudici

Sent:Thu, 8 Nov 2018 15:41:50 +0000

To:Helena Giudici

Subject: FW: Comments with respect to application for premises licence - Ice Rink in Priory Park

From: Ralph Walling

**Sent:** 08 November 2018 15:25

To: Laurence Foord

Cc:

Subject: Comments with respect to application for premises licence - Ice Rink in Priory Park

Good Afternoon

S3k Limited

Priory Park Priory Lane Chichester West Sussex Case Reference Number: 18/01985/LAPRE

**Event Notification/Premises Licence Application (Licensing Act 2003 □ Section 17)** 

Thank you for the opportunity to comment on the application made by S3K Limited on 12<sup>th</sup> October 2018 for a Premises Licence at Priory Park, Chichester. The proposal is to operate a temporary ice rink with associated food, drink and music, including a proposal for both live and recorded music. I am making representations on behalf of the Environmental Health Service in support of one of the licensing objectives detailed in the Licensing Act 2003 - the prevention of public nuisance. This amounts to concerns with respect to noise and litter from the proposed activity.

The Environmental Health Service representation is broadly that we can support the application subject to applying suitable conditions to control noise and litter from the site. However we object to the Live Music event on Christmas Eve, and would suggest that Live Music on New Years Eve stops at midnight.

The application is to provide the following regulated activity:

Section from Application Form	Activity	Proposed typical operational hours	Proposed Christmas Eve hours	Proposed hours
Е	Live Music	n/a	0900-2330	0900-010
F	Recorded Music	1000-2030 weekdays [0900 □ 2200 at weekends]	0900-2330	0900-010
I	Late Night Refreshment	n/a	0900-2330	0900-0100
J	Supply of Alcohol	1000-2030 weekdays [0900 □ 2200 at weekends]	0900-2330	0900-0100
L	1 11	1000-2230 weekdays [1000 □ 2200 on Sunday]	1000-2330	1000-0100

Noise:

The proposed activity has a number of modes of operation with different levels of potential impact. These modes, the likely sources of noise and the type of controls that will be required are summarised below.

Mode of operation	Likely noise sources	Type of control to be applied
Night time operation	Plant noise	Design controls: Equipment type and location, 4m high acoustic barrangements as indicated in acoustics consultant □s desktop asset
daily set-up	Vehicle noise from deliveries and waste collection, staff noise, testing of equipment, plant noise	Control hours for delivery/collection vehicles, plant design control
Skating time		Condition with respect to level of music, staff control over particidesign controls
_		Condition with respect to level of music, staff control over participal dispersal noise, plant design controls
Live Music events	recorded music, Customer noise, dispersal	Conditions with respect to hours of operation, noise level setting, levels, response to complaints, staff control over participant and coplant design controls

The application itself provides little detail with respect to the steps the applicant intends to take to prevent public nuisance. However, for context, it should be noted that the District Council has also received, from the same applicant, a planning application for temporary use of the site for an ice rink. The applicant makes reference to the planning application in the general description of the premises,  $\Box$  *The installation would be in accordance with planning permission as submitted for the temporary use of the site.*  $\Box$  With respect to the  $\Box$  Home Office - Revised Guidance issued under section 182 of the Licensing Act 2003 (April 2018), Paragraph 9.45 Considering cases where licensing and planning applications are made simultaneously  $\Box$ , there is a basis for considering information submitted for either planning or licensing purposes in this case.

There have been discussions with the applicant with respect to potential noise problems with the intention of determining whether further information could be supplied to enable the applications to be supported, and whether conditions would be required to enable events to proceed.

Since the application was received the applicant has submitted the following which will be considered as part of this application:

- A desktop noise study that has been carried out with respect to plant noise.
- Some changes to site layout and specification of equipment, intended to meet requirements for minimising night-time plant noise
- An Emergency Plan
- A Noise Management Plan

#### Plant Noise

The Plant will be required to run throughout the event period 24/7. The acoustic consultant □s report indicates that, subject to his recommendations being implemented, night-time noise levels resulting from

the plant on site should not cause complaints from neighbouring premises. We would require a condition that these recommendations are followed and that the site layout and equipment specified should be consistent with the desktop assessment. In the event that replacement equipment is required, eg, due to breakdown, this should be on a like-for-like basis.

### Noise Management Plan

The applicant \(\sigma\) s Noise Management Plan shows how they will manage the various noise sources. Its listed objectives are as follows:

- Minimise the impact to Customers and local residents
- Satisfy the Licensing Authority
- Identify of the range of potential noise sources relating to the premises and the acceptable levels of noise arising from all specified events
- Detail the list of steps taken to manage noise pollution
- Define the programme of noise measurement to check that compliance has been achieved through monitoring and testing
- Detail the Complaints Procedure

The plan appears suitable. It is a non-technical document and does not include specific mention of noise levels that the event should not exceed. We will require conditions to regulate noise during the rink  $\square$ s operational period, and to ensure the design factors are in place to keep plant noise from causing a nuisance during night-time hours. The proposed conditions therefore are more specific than the measures within the Noise Management Plan but are not more onerous, and should be achievable for the applicant.

### Live Music

We object to the live music element of entertainment on Christmas Eve. Whilst there is an established tradition of New Years Eve as a party night, this is not the case for Christmas Eve which has a tradition as a family occasion. We consider that this would make live music unacceptable to residents on Christmas Eve and would lead to a high volume of noise complaints being received on Christmas Eve. We would recommend noise level conditions consistent with the level used at recent Live Music events held in Priory Park.

### <u>Litter and waste.</u>

The rink operation will generate a larger amount of waste than the typical park use during the same period. There is no detail about the provision of waste receptacles on site nor waste collection from the site. The applicant should ensure that the bin capacity and collection is sufficient for purpose, and will not create a need for significant additional litter bin emptying by the council. Staff should encourage customers to use the bins within the site boundary before they leave. The applicant may wish to contact Chichester District Council Commercial Waste Collection Service to provide a service. The applicant should also ensure that litter picking within the site boundary is sufficiently frequent to prevent escape of litter from the site boundary, and carry out periodic litter picks around the perimeter of the site to ensure there is no additional impact on the local environment from customers. The council Street Cleaning Service may be able to provide an additional service to the applicant.

I would propose the following conditions to be attached to the premises licence.

- 1. Installation and operation of plant servicing the site, including power generation and refrigeration plant, acoustic barriers and location, shall be in accordance with the recommendations of the applicant □s acoustics consultant □s report dated 23/10/18. Where any alternative or replacement equipment is required throughout the course of the event, the applicant shall ensure that equipment is replaced on a like-for-like basis with respect to noise rating [Lw.]
- 2. Except during the carrying out of sound checks [as detailed herein] and during the agreed Live Music performances, no music shall be audible within noise sensitive premises with the windows open in a typical manner for ventilation. The test for compliance with this condition is that noise shall be no more than barely audible at or close to the boundary of any noise sensitive premises (at a position to which the organisers are allowed access.) To ensure compliance with this condition the organisers shall, on each day the site is operational, carry out and record the results of at least one observation within 1 hour of the facility being opened to the public, and at least one evening observation between 1800 and 2100.
- 3. The sound levels from any live or recorded music during the agreed Live Music performances shall not exceed 65dB(A) measured as a 15 minute Leq over any 15 minute period when measured (at a position to which the organises are allowed access) at or close to the boundary of any noise sensitive premises
- 4. The Live Music shall cease at or before midnight on New Years Eve.
- 5. A noise complaint system shall be put in place and shall consist of an allocated telephone number. The line shall open and be manned at all times throughout the period of occupation of the site by the applicant. The number shall be provided to all the emergency services, the Licensing Authority and the Environmental Health Authority prior to the first day of the event. The number shall appear prominently on any website, and on external signage at the event, throughout the period of the event. Every case shall be fully logged and responded to by the event organisers, if necessary in a substantive way. (An example of an appropriate response would be to explain that noise levels have been agreed, and to make noise level measurements or observations at the complainant sproperty. If noise levels exceed those set by any condition herein then appropriate action shall be taken to reduce the sound levels.) The log shall be annotated with a description of the action taken in respect of every call.
- 6. The organisers shall employ the services of a competent person to undertake noise measurements for the duration of any period of both Late Night Refreshment and Live Music. The measurements must entail the measurement of noise levels in such a way that breaches of the 15 minute condition can be identified before they occur and corrective action taken to prevent a breach. The persons undertaking the measurements and assessments must be able to immediately contact the person in control of the noise levels (for example, controller of the mixing desk.)
- 7. There shall be only one person at any given time responsible for the overall volume of sound from the regulated entertainment. This person shall be appointed by name for the period in question by the event organiser. This person shall be obliged to report to the organisers any difficulty he is having obtaining the necessary assistance and compliance with any instructions he gives relating to the control of noise levels with any other person in the chain of producing or controlling the

regulated entertainment sound (for example, but not exclusively, the artists, their engineers and the engineers for the main sound system.)

- 8. If the sound levels exceed those specified in any condition herein, the persons monitoring the sound levels shall have the authority during the event to direct appropriate action be taken to reduce the sound levels to below 65dB(A) Leq, 15 min, at the nearest noise sensitive premises.
- 9. A sound check shall be conducted on the morning or afternoon of (or if not, the day before) any Live Music entertainment event. The Environmental Health Authority shall be invited to be present to ensure that sound levels are set such that they do not exceed the levels stated above. They shall be given at least 48 hours □ notice of the time of the sound check.
- 10. Any of the above conditions pertaining to noise levels at noise sensitive premises shall not be applicable in the case of any such property where the residents of a property have agreed by signed letter, an original of which has been passed to the Licensing Authority a least one week before the event, that they are content that those conditions shall not be applicable at their property.
- 11. No deliveries to, or waste collections from, the site shall take place between the hours of 17:00 and 07:00
- 12. Within 3 weeks of the final day of the event, the event organiser shall furnish the Environmental Health Authority with a report detailing the findings during the noise monitoring and detailing any breaches detected of the above levels, or the barely audible threshold.
- 13. Within 3 days of the final day of the event, the event organiser shall furnish the Licensing Authority with copies of the complaint log as required at condition 4 above.
- 14. The applicant shall ensure that adequate provision is made for the containment and removal of litter and waste from the site, and that litter does not escape from the site. This shall include the picking of litter from within the site boundary and around the perimeter.

Please do not hesitate to contact me if you would like further clarification of any points above.

### Ralph Walling

Senior Environmental Health Officer
Environmental Protection
Chichester District Council
Ext: 21061 | Tel: 0124321061 | rwalling@chichester.gov.uk | Fax: 01243776766
http://www.chichester.gov.uk | www.facebook.com/ChichesterDistrictCouncil | www.twitter.com/ChichesterDC

#### **Application Summary**

Application Number: 18/01985/LAPRE

Address: Priory Park Priory Lane Chichester West Sussex

Proposal: New Premises Licence

Case Officer: Helena Giudici

#### **Customer Details**

Name: Mrs Johanna Macfarlane

Address: 4 Priory Row, Priory Lane, Chichester, West Sussex PO19 1BW

#### **Comment Details**

Commenter Type: Member of Public

Stance: Customer objects to the Licensing Application

**Comment Reasons:** 

Comment:8:42 AM on 09 Nov 2018 I object to the selling of alcohol in a residential area of alcohol being sold from 10-20.30 Monday to Friday and 09.00-22.00 Friday to Saturday. Why is it necessary to start so early in the morning? There are other very near licensed businesses who will be impacted by the nearby sale of alcohol. The Oktoberfest weekend ended with a street fight and ambulances being called as clients were under the influence of alcohol.

From:Helena Giudici

Sent:Wed, 31 Oct 2018 10:12:00 +0000

To:Helena Giudici

Subject:FW: Ice Rink in Priory Park

From: Alison Barnes

**Sent:** 30 October 2018 23:01

To: Licensing

**Subject:** Ice Rink in Priory Park

My husband & I are appalled at the prospect of alcohol being served from 9am to 10pm for the 6w of the Ice Rink. Why these extended licence hours more than that for Pubs? This is aimed at families & alcohol does not add to a family atmosphere.

We hope you will review this decision,

Alison Barnes & Charles Yeats

## LEGAL DISCLAIMER

Communications on or through Chichester District Councils computer systems may be monitored or recorded to secure effective system operation and for other lawful purposes.

#### Alan H. J. Green

#### 10 Stockbridge Road, Chichester, Sussex PO19 8DP



The Principal Licensing Officer Chichester District Council East Pallant House East Pallant CHICHESTER PO19 8DP

Dear Sirs 30 October 2018

### Licence Application 18/01985/LAPRE Temporary Ice Rink in Priory Park Chichester, PO19 1BL

I write to make representations about the above licensing application for a temporary ice rink, both as a concerned member of the public and a member of the Friends of Priory Park.

#### Supply of Alcohol - standard hours

I object to the supply of alcohol from 1000 to 2030 Mondays to Thursdays and 0900 to 2200 Fridays to Sundays for the following reasons:

- 1. The ice rink is promoted as being a child friendly venture, but the mix of long hours of alcohol provision and children is incompatible with the <u>Licensing Objective of Protection of Children from Harm.</u>
- 2. The park is a public place and parts of it will still be accessible whilst the ice rink is open. The park is much used by children and so the serving of alcohol during the day when children will be using the park is incompatible with the <u>Licensing Objective of Protection of Children from Harm.</u>
- 3. Serving intoxicating liquor to ice-skaters is potentially dangerous and incompatible with the Licensing Objective of Public Safety.
- 4. The selling of alcohol over such extended hours will encourage anti-social behaviour and is thus incompatible with the <u>Licensing Objectives of Prevention of Crime and Disorder and Prevention of Public Nuisance.</u> Certain features of the park are already the target of after-dark vandalism, namely the toilets and the Coade Stone Druid.

#### Supply of Alcohol – Christmas Eve and New Year's Eve

I object to the supply of alcohol from 0900 to 2330 on Christmas Eve and 0900 to 0100 on New Year's Eve for the following reasons:

- 1. The ice rink is promoted as being a child friendly venture but the mix of long hours of alcohol provision and children, particularly at a festive time of the year, is incompatible with the Licensing Objective of Protection of Children from Harm.
- 2. Serving intoxicating liquor to ice-skaters is potentially dangerous, and especially so on days of the year which are characterised by heavy consumption, and is incompatible with the <u>Licensing</u> Objective of Public Safety.

3. The selling of alcohol over such extended hours on days of the year which are characterised by heavy consumption will encourage anti-social behaviour and is thus incompatible with the <u>Licensing Objectives of Prevention of Crime and Disorder and Prevention of Public Nuisance.</u> Certain features of the park are already the target of after-dark vandalism, namely the toilets and the Coade Stone Druid.

#### **Playing of Recorded Music**

I object to the playing of indoor and outdoor recorded music between the hours of 1000 and 2030 Monday-Thursday and 0900 and 2200 Friday to Sunday as this will be clearly audible way beyond the confines of the ice rink enclosure and thus be a nuisance both to bona fide park users and those whose dwellings in Priory Road, St Martins Square and St Peters border the park. The playing of outdoor recorded music, and also indoor recorded music which will be audible outside the enclosure, is incompatible with the <u>Licensing Objective of Prevention of Public Nuisance</u>. The fact that this will be happening every day for a period of six weeks exacerbates the nuisance to adjacent residents and compromises their basic human right to the quiet enjoyment of their homes.

#### Playing of Live Music

I object to the provision of live music, played both outdoors and indoors, on Christmas Eve between the hours of 0900 and 2330 and on New Year's Eve, between the hours of 0900 and 0100. Live music is habitually amplified to a level even higher than that of the recorded variety and so, in addition to being a nuisance bone fide park users, it will be audible over a much wider area than just those whose dwellings in Priory Road, St Martins Square and St Peters that border the park. The playing of live music in this location is incompatible with the <u>Licensing Objective of Prevention of Public Nuisance</u>. and compromises the basic human right of adjacent residents to the quiet enjoyment of their homes.

#### General

There are discrepancies between the application form and the Event Management Plan (EMP) regarding the intended hours of operation and the EMP itself provides little by way of assurance that the applicant will provide adequate security and crowd control provision measures.

Yours Faithfully

A H J Green

**Chichester District Council** 



FORM: L49

**Case Reference Number:** 



## Representation Form – Licensing Act 2003

This Licensing Authority has developed this form to assist those wishing to submit a representation in relation to applications associated with Premises Licenses or Club Premises Certificates under the Licensing Act 2003.

If you are completing the form by hand, please write legibly in block capitals and in black ink. You may wish to keep a copy of the completed form for your records and be sure that it is received by us prior to the appropriate closing date.

Please be aware that names and addresses of all parties making a representation will be made publicly available. In addition you may be asked to attend a committee hearing in order that the application can be determined.

It is possible to submit the completed form by either of the following methods:

Email to: licensing@chichester.gov.uk

Post to: Licensing Team, Housing & Environment Services, Chichester District Council, East Pallant House, 1 East Pallant, Chichester, West Sussex, PO19 1TY

Www Mrs T Lecompte wish to make a representation in relation to the new/variation Premises Licence/Club Premises Certificate (delete as appropriate) application that has been submitted in respect of the premises described in Part 1 below.

### Part 1 - Details of premises or club premises

Address of premises/club premises, or if none, ordnance survey map reference or description

Prory Park

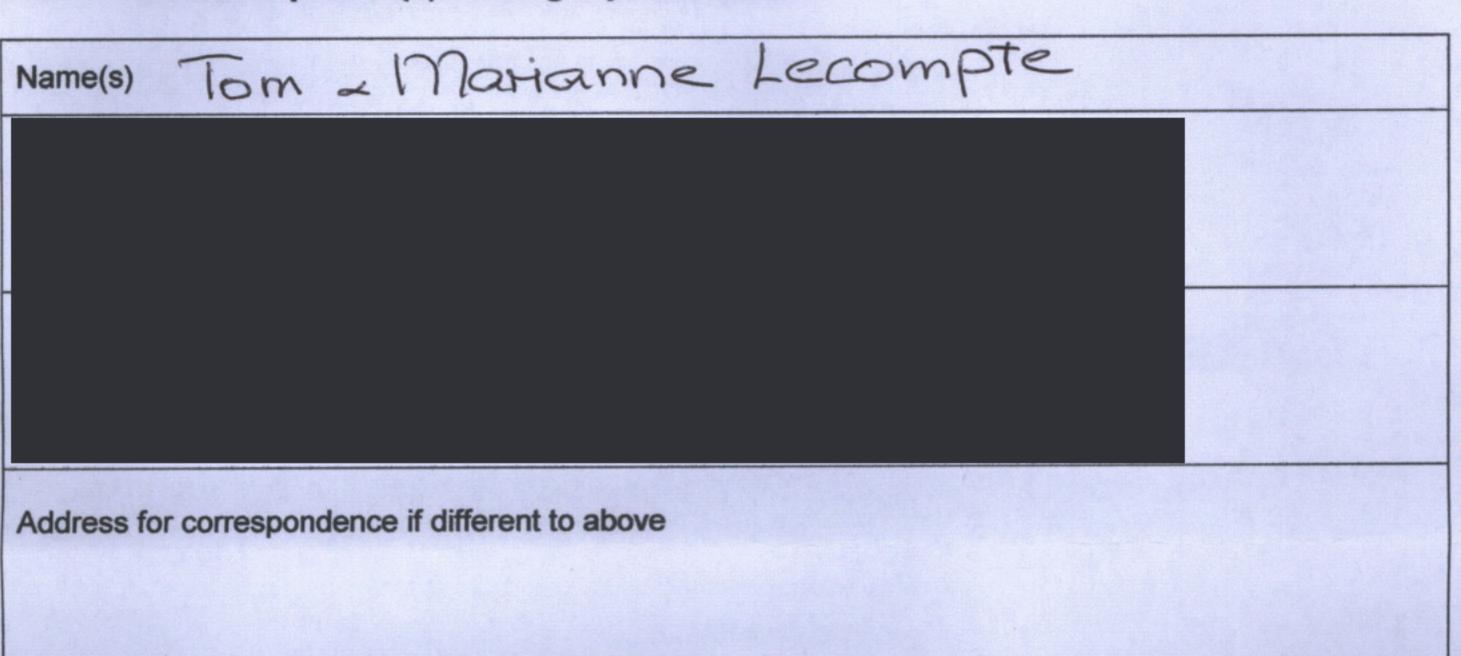
Chichester

Applicant name (if known)

Application number (if known)

18/02538/FUL

## Part 2 - Details of person(s) making representation



## Part 3 - Details of representation

This representation relates to the following licensing objective(s)

Please tick one or more boxes ✓

The prevention of crime and disorder

Public safety

The prevention of public nuisance

The protection of children from harm



Please state the ground(s) for making the representation

(a) The prevention of crime and disorder

At the last event with alcohol sales there was significant disorder. The police had to be called to restore order.

(b) Public safety The exit from the proposed event (Ice Rink + Pood/beverage stalls) is on a very narrow lane leading to a complex and busy crossroads. The influx of people using these crossroads will make this a very dangerous intersection

(c) The prevention of public nuisance Fest) - alcohol led to great public

The noise that will eminate from the loud speakers and generator (s?) will be a great nuisance to the residents who live close to the park.

(d) The protection of children from harm

Unimagible that an alcohol license from 46 a.m. could be granted to an event that will be a main attraction to children and families. This is a historic, peace ful park and no huge commercial events should take place in it; the damage to the park will be enormous.

## Part 3 - Signatures

Declaration

Wwe certify that the information contained within this form is correct to the best of my/our knowledge.

Signature:

Signature:

Name: M. Le compte

Name: T. Lecompte.

Date: 25/10/2018

Date: 25/10/2018

Useful contact details:

Tel: 01243 534740

Fax: 01243 776766

Email: licensing@chichester.gov.uk Web: http://www.chichester.gov.uk/licensing

#### **Application Summary**

Application Number: 18/01985/LAPRE

Address: Priory Park Priory Lane Chichester West Sussex

Proposal: New Premises Licence

Case Officer: Helena Giudici

#### **Customer Details**

Name: Mr Guy Knight

Address: 7 St Martins Square, Chichester, Chichester, West Sussex PO19 1NR

#### **Comment Details**

Commenter Type: Member of Public

Stance: Customer objects to the Licensing Application

**Comment Reasons:** 

Comment: 4:41 PM on 19 Oct 2018 I would like to object to the licence being to 11.30 on

Christmas Eve and 1.00 am on new years eve.

There are sufficient number of Licensed facilities in the area who all pay their local business rates and as such is totally unfair to them.

In addition how will the Park be managed this late in the evening bearing in mind that at this time 'Families' will have long gone home.

Will the applicant be providing sufficient staff to ensure crowd control over these periods.

#### **Application Summary**

Application Number: 18/01985/LAPRE

Address: Priory Park Priory Lane Chichester West Sussex

Proposal: New Premises Licence

Case Officer: Helena Giudici

#### **Customer Details**

Name: Mr Guy Knight

Address: 7 St Martins Square, Chichester, Chichester, West Sussex PO19 1NR

#### **Comment Details**

Commenter Type: Member of Public

Stance: Customer objects to the Licensing Application

**Comment Reasons:** 

Comment:2:28 PM on 07 Nov 2018 On the latest plan drawing there now appears to be an external viewing area that looks remarkably like an outside dancing area albeit covered.

- 1. This will create a noise nuisance as being open to the elements will not be subject to many of the noise mitigation measures proposed.
- 2. Being open to the elements it will result in a safety hazard in the prevailing south westerly winds at this time of year with the potential of wind getting underneath the roof.

This is supposed to be an Ice Rink and not a 'night party venue' There are more than enough venues within the City who will lose trade as a result.

#### **Application Summary**

Application Number: 18/01985/LAPRE

Address: Priory Park Priory Lane Chichester West Sussex

Proposal: New Premises Licence

Case Officer: Helena Giudici

#### **Customer Details**

Name: Mr Robert S P Bell

Address: Northgate House, 38 North Street, Chichester, West Sussex PO19 1LX

#### **Comment Details**

Commenter Type: Member of Public

Stance: Customer objects to the Licensing Application

**Comment Reasons:** 

Comment:3:37 PM on 02 Nov 2018 Dear Sir or Madam,

I wish to object to the granting of a licence to sell alcohol in the immediate vicinity of the proposed skating rink.

The only reason I can imagine for the promoter to suggest selling alcohol at all is to increase profitability. It will not enhance, and may well detract from, the skating experience, and will certainly have a detrimental effect on behaviour in and around Priory Park for the duration of the rink's operation. It is a concern that many of these hours will be after dark when security cannot be guaranteed.

Indeed, the recent drink-fuelled brawl after the Oktoberfest would seem to support the lunacy of granting a licence at all.

There will be many unaccompanied people under 18 who may be at risk from the sale of alcohol, especially if they have older friends buying if for them.

The lateness of the proposed opening is unacceptable, especially on Christmas and New Year's Eve.

Skating combined with alcohol is a risky combination, and it is likely that the increased attendance at A&E for breaks and sprains will put unacceptable pressure on an already hard-pressed service at their busiest time of the year.

Please do not allow an alcohol licence to be granted for this ill-thought-out venture.

F Bell

From:Emma Burle

Sent:Mon, 29 Oct 2018 11:07:03 +0000

To:Emma Burle

Subject: FW: Ice Rink in Priory Park

From: Ida Barnes

Sent: 26 October 2018 21:29

To: Licensing Cc: Tim Gregory

Subject: Ice Rink in Priory Park

Dear Mr. Ford,

I understand that a licence for the sale of alcohol is being considered In support of the Ice Rink in Priory Park, if plans are granted for the event this year.

I wish to lodge a very strong objection to any licence being granted for those selected hours.

There are a number of cafes and pubs close to the Park and in fact the Park Cafe has a licence for alcohol which like most establishments is tightly regulated. The application for hours are 10am to 8.30pm on several days and 10 am to 10pm on the remaining days. This is excessive for an event which is supposed to appeal to families and people of all ages.

Coupled with the opening hours I am worried that Health and Safety issues,
Public Nuisance and Noise will feature large with generators required 24 hours
a day for preservation of the Ice. Added to that the damage to the ground will necessitate the area to be out
of bounds to the public considerably longer than

the 8 week period identified for use as a Rink. I have only known Rinks to be

sited on hardcourt areas and so the □green□ of PP seems a strange choice in

the first place.

Hopefully an alternative site will be found by the council as the idea has a sparkling appeal and Priory Park would only create headaches.

Yours sincerely, Mrs. Jan Barnes 14 Garland Close Chichester PO19 8DB

Sent from my iPad

#### LEGAL DISCLAIMER

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From: Helena Giudici

Sent:Mon, 29 Oct 2018 14:34:54 +0000

To:Helena Giudici

**Subject:**FW: S3k limited aplication for Priory park Ice Skating Event 10th nov 2018 to 1st january

2019

From: JAMES PARKER

Sent: 28 October 2018 21:13

**To:** Licensing

Subject: S3k limited aplication for Priory park Ice Skating Event 10th nov 2018 to 1st january

2019

Dear Sir or Madam,

I object to the serving of Alcohol at this event which will have I believe have a large appeal to families with lots of young children and unaccompanied under age teenagers will no doubt be attracted to attend during this holiday period not appopiate.

I also believe there is no need to extend hours and the addition of Live bands during Christmas eve and New Years Eve ,this is obviously a ploy by the Organisers to turn these two evenings into a direct attempt to take business away from Chichesters Regular hard working and hard pressed liciensed Venues.

Having said that the location of this event in Priory Park is not suitable as detailed by the many objectors registered in Planning Application section of CDC.

I would also like to point out that this events patrons will directly compete with parking facilities for other users of the city centre.

For example One can assume that the theatre car Park will all ready be full early evening with families attending the skating event.

Where will the patrons for the evening performance go? let alone anyone else who has booked into one of the many dining venues in chichester

Have we forgotten how prestigous The Chichester Festival Theatre is to our city's Reputation for doing things well?

Also I understand by visiting other Ice skating Events' websites ,the event is run on hourly skating sessions which means more traffic looking for spaces before earlier patrons have left! I believe this event,in this location will damage Chichester's reputation in its current format.

Whilst looking at the pros and against comments listed so far, it is obvious that Ice Skating would be welcomed by those who can and want to skate!

I would like to propose that a more 'refined' event could be considered on the grounds in front of Chichester College ,Westgate fields.

This would be closer to the rail and bus stations which would hopefully reduce the need for cars from the surrounding areas. There is also the multi storey car park in the avenue de Chartres. It would also Dovetail well in the future for the Southerngate Plans to make the area more attractive( perhaps annual event)

The college breaks up on 14th december till 2nd january ,perhaps with their co operation thier large car park could also be used especially in the evenings or aleast as an overflow during the busy holiday time.

Hardly any residents would be distrubed as location is isolated with leisure centre and the college nearest to proposed site.

especially if permission exclude live bands and event ending at 1030pm, and keep the decibels restricted to a level that can be enjoyed by the skaters and thier family and friends! within the structure.

Dare I say the addition of carol singers, choirs,mince pies and maybe the addition of a large snow machine and xmas tree would not go a miss also a restricted licence to serve mulled wine and punch? A WINTER WONDERLAND EVENT.?(opened by Torvil and Dean!!!)

If we are going to do this, please let's do it well.

Returning to Priory Park.

Previous failures to control/provide the following at events.

- 1. Rubbish and bottle bank collections by outside conractors not adhearing to NOT BEFORE 7am rule used by CDC Refuse dept(as early and noisly at 430am!)
- 2.Loudness of music beyond the boundries of the structure.
- 3.control of timings of sound checks (often as early as 1pm) 6/7 hours before event.
- 4. Over use of public address systems.
- 5.Lack of additional loos for numbers expected.
- 6.Lack of stewarding /guides on routes to and from main parking areas and popular short cuts!
- 7.Structures with no sounding proofing or screening to reduce noise egress from entry/exit points.
- 8. First on site based type of event. (what ever happened to St Johns tents?

Your's faithfully, J Parker