

From: Emma Burle on behalf of Licensing
Sent: 26 Jun 2019 10:36:44 +0100
To: Emma Burle
Subject: FW: 19/00992/LAPRE - New Premises Licence under the Licensing Act 2003. Arena Sports Live Ltd at Priory Park Priory Lane Chichester West Sussex

From: Timothy Horne
Sent: 25 June 2019 18:48
To: Licensing
Subject: 19/00992/LAPRE - New Premises Licence under the Licensing Act 2003. Arena Sports Live Ltd at Priory Park Priory Lane Chichester West Sussex

Dear Sir or Madam

Having examined the above application and operating schedule 'Event Management Plan – Prosecco in the Park' Version 1 dated March 2019 , as the responsible authority for the control of public nuisance, I make the following representations with regard to the application as I consider the proposals will not meet the licensing objectives on the following grounds:

Prevention of public nuisance

1. The licensing application does not contain sufficient detail of the control of noise to demonstrate that amplified sound and any equipment or plant will not result in noise disturbance to nearby residential properties; and
2. There is inadequate and insufficient information about the measures for prevention of public nuisance with respect to noise at the premises.
3. There is insufficient information within the operating schedule to demonstrate that litter clearance and waste disposal arrangements are adequate.

In light of the above, if the applicant is willing to make amendments to the operating schedule to confirm what noise management proposals are in place, in particular to agree an overall sound limit for amplified music or voice beyond the boundary of the premises and across to residential property, and agree to limit any excess noise from generators used on lighting stands and other equipment, and provide more details on what litter picking and contractual waste collections will take place both during and after the event, then I would be able to take these into consideration before any hearing to determine this application.

Prevention of public nuisance

The applicant has not demonstrated in any detail within the operating schedule what actions or steps are appropriate for the promotion of the licensing objective of the prevention of public nuisance from noise and waste disposal. We would expect an extensive Event Management Plan to accompany the application with sufficient details to enable the Environmental Protection Team to be confident that no public nuisance will arise from the proposed activities.

We would recommend that the applicant is able to demonstrate compliance of the following noise conditions within an Event Management Plan to promote the licensing objective 'Prevention of Public Nuisance' as part of the operational schedule for this premises.

Proposed Conditions:

(a) Except during the carrying out of sound checks as detailed herein, and between 17.00 and 23:00 on Friday; 10:00 and 23:00 Saturday; 10:00 and 18:30 Sunday, no music shall be audible outside the boundary of the site.

(b) The sound levels from any recorded music between 17.00 and 23:00 on Friday; 10:00 and 23:00 Saturday; 10:00 and 18:30 Sunday as permitted shall not exceed 55 dB(A) when measured as a 15 minute $L_{Aeq(15minutes)}$ (at a position to which the organisers are allowed access) at or close to the boundary of any noise sensitive premises.

(c) A noise complaint system shall be put in place and shall consist of an allocated telephone number. The line shall open and be answered by someone with management authority at all times throughout all the operational periods beginning 17.00 Friday to 18.30 Sunday. The number shall be provided to all the emergency services, the Licensing Team and the Environmental Health Authority prior to Friday, the first day of the event. The number shall appear prominently on any website for the event for the whole period of the event. Every call 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 the noise levels that have been set by condition and to make noise level measurements at the complainant's property. If noise levels exceed those set by condition, appropriate action shall be taken to reduce sound levels). The log shall be annotated with a description of the action taken in respect of every call.

(d) All electrical power not provided from the national grid is to be supplied by super-silent generators only, to ensure no noise disturbance from un-silenced units. Between 23.00 hours and 08.00 hours no generator shall be in use, except for safety lighting for persons leaving just after 23.00. Full details of the sound power output and third octave bands for any generator proposed shall be provided in writing to the Licensing Team licensing@chichester.gov.uk and Environmental Health Authority environmentalprotect@chichester.gov.uk at least seven days prior to the start of the event. The siting of all generator plant shall be as far as practically possible from neighbouring residential property and discussed with a representative of the Environmental Protection Team tel.01243 534598 at least seven days prior to the start of the event.

(e) The organisers shall employ the services of suitably equipped persons to undertake noise measurements for the duration of the periods between 17.00 and 23:00 on Friday; 10:00 and 23:00 Saturday; 10:00 and 18:30 Sunday at the (accessible) boundaries of noise sensitive properties. The measurements must entail the measurement of noise levels in such a way that potential breaches of the 15 minute condition can be identified before they occur and corrective action taken to prevent a breach. The person undertaking the measurements and assessments must be able to immediately contact the person in control of the noise levels. This person shall be

appointed by name for the period in question by the event organiser. That person shall be obliged by contract to report any difficulty he is having in 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 sound.

(f) If the sound levels exceed those specified above the persons monitoring the sound levels shall have the authority during the event to direct that appropriate action be taken to reduce the sound levels to below 55dB(A) Leq,15 min, at the nearest noise sensitive properties.

(g) A sound check shall be conducted on Friday morning before the start of the event to check on compliance. 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 72 hours (3 days) notice of the time of the sound check.

(h) 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 that property have agreed by signed letter, an original of which has been passed to the Licensing Authority at least one week before the event, that they are content that those conditions shall not be applicable at their property.

(i) Within three weeks of the Sunday of the event, the event organiser shall furnish the Environmental Health Authority a report detailing the findings during the noise monitoring and detailing any breaches.

(j) Within three days of Sunday of the event, the event organiser shall provide to the Licensing Authority copies of the complaint log including details of the calls and action taken in response.

(k) The event to which the above conditions apply shall not occur less than 28 days before or after any other outside music event that is audible outside the premises and that is held at the same venue.

"Noise sensitive premises" includes premises used for residential purposes, hotels, hospitals and similar institutions, education establishments (when they are in use), places of worship and any premises used for any other purposes likely to be affected by the music.

(l) Prominent signage shall be displayed at the exits requesting patrons to leave quietly out of respect for neighbours.

(m) Waste management arrangements shall be documented within the Event Management Plan that specify what containment will be provided for general and drainage waste on a daily basis and what contractual arrangements have been made to dispose of the respective collected wastes. The names of the contractors used shall be confirmed to the Licensing Team licensing@chichester.gov.uk and Environmental Health Authority environmentalprotect@chichester.gov.uk at least seven days prior to the start of the event. At the end of each day's events and at the conclusion of the three days a full litter pick within and around the site shall take place to ensure there is no identifiable pollution within the vicinity. On no account shall any liquid wastes be discharged to ground and in the event of any accidental discharges then a full clean up will take place and an incident log kept to record actions taken. Any fuel used by the generators in use

shall be properly contained to avoid spillages and any delivery of fuel throughout the duration of the event shall be adequately supervised at all times. Any spillages shall immediately be notified to the Environmental Health Authority and in their absence the Environment Agency Incident Line 0800 807060 (24 hour operation).

(n) Any abnormal running conditions or smoky emissions from the generators, other mechanical plant or cooking appliances shall be immediately investigated and steps taken to investigate the cause and prevent any recurrence. An incident log shall be kept to record any reports and action taken. This shall be provided to the Environmental Health Authority on request.

“Environmental Health Authority” means the Environmental Protection Team within Environment Services at Chichester District Council, East Pallant House, 1 East Pallant, Chichester, West Sussex, PO19 1TY.

“Licensing Authority” means the Licensing Team within Growth and Places Services at Chichester District Council, East Pallant House, 1 East Pallant, Chichester, West Sussex, PO19 1TY.

In light of the above, if the applicant is agreeable to the proposed conditions, and can provide details within an Event Management plan, then I can consider these before any hearing to determine the application. I have copied this correspondence to the applicant and await their reply.

Timothy Horne

Principal Environmental Health Officer
Environment

Chichester District Council

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