

MEMORANDUM

To :

From : Dr J. O'Mahony

Tel : 01432 261914

My Ref : 309147

Date :

Your Ref :

LICENSING ACT 2003

APPLICATION FOR NEW OR VARIATION OF PREMISES LICENCE

SITE: Gillow Manor, St Owens Cross, Hereford, Herefordshire, HR2 8LE

DESCRIPTION: Licensing consultation - Gillow Manor,

APPLICATION NO: 309147

1. Introduction.

The

Environmental Health Protection was consulted on the above application, in July 2020, through the licensing process, for a premises licence in pursuant of the licensing objectives Prevention of Public Nuisance as laid out in the Licensing Act 2003.

The application listed extensive operating hours, but there appeared to be a lack of detail about proposed activities and their location, so the Environmental Health Team made representations.

The applicants had not consulted with EH Pollution Team prior to the application being made, nor was a Noise Management Plan provided with the application.

A site visit was undertaken on 10th August 2020 by J. O'Mahony (EHO) & E. Laughland (PEHO), with the owner and agent. Discussions were had and more detail provided to officers, in relation to proposed activities, anticipated frequency of events and proposed hours of entertainment with regard to public noise nuisance. Communication was then maintained with the applicants.

Further details and supporting evidence detailed below.

Supporting Evidence

2. Site Visit

2.1. Location (Figure 1)

The premises, Gillow Manor, is located SW of the A49, near to the hamlet of St. Owen's Cross in South Herefordshire. It is reached by turning off from the A49 between Hereford and Ross on Wye onto the A4137 Monmouth Road, then turning right onto along a single track road, which leads to Michaelchurch hamlet. The drive to the property is the first right hand turn by 2 cottages onto a private track (Figure 1.). The venue is a set of barns in fields SW of the main house.



Location:
Description:
Map Scale: 1:12,000

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Figure 1. Location of premises, with surrounding A49 to the NE (dark green), A4173 to East/SE (red) and the single track road S & W (yellow).

St. Owens Cross village is located approx. 960m to the SE of the venue, Tretire hamlet approx. 1400m to the SW, and Michaelchurch hamlet approx. 960m to the west.

2.2. Structure of the premises.

Building A (Taproom) (Figure 2)

This is a wood-cladded barn separated in two by a covered area, with the gable ends in an east-west elevation. The eastern side is the location for the proposed taproom. Entrance to the taproom in a single doorway facing west, located under the covered area. The roof and walls of the premises are wooden and thus would most likely have poor sound attenuation properties

Building B: open covered barn – Stage (Figure 3)

This is a partially open monopitched barn, with a northerly/southerly elevation on the gable ends. The open (covered) part of the barn faces in a southeasterly direction. The area in front of the stage will be where the marquee/s are located with the outside bar and sitting areas.

Figure 2: Proposed Taproom 10th August 2020



Figure 3 : Open Covered Barn – Stage area for annual Music Festival



Figure 4 : Whole Annual music event area (Marquee for outside bar and sitting area to be included surrounding the area main entertainment area)



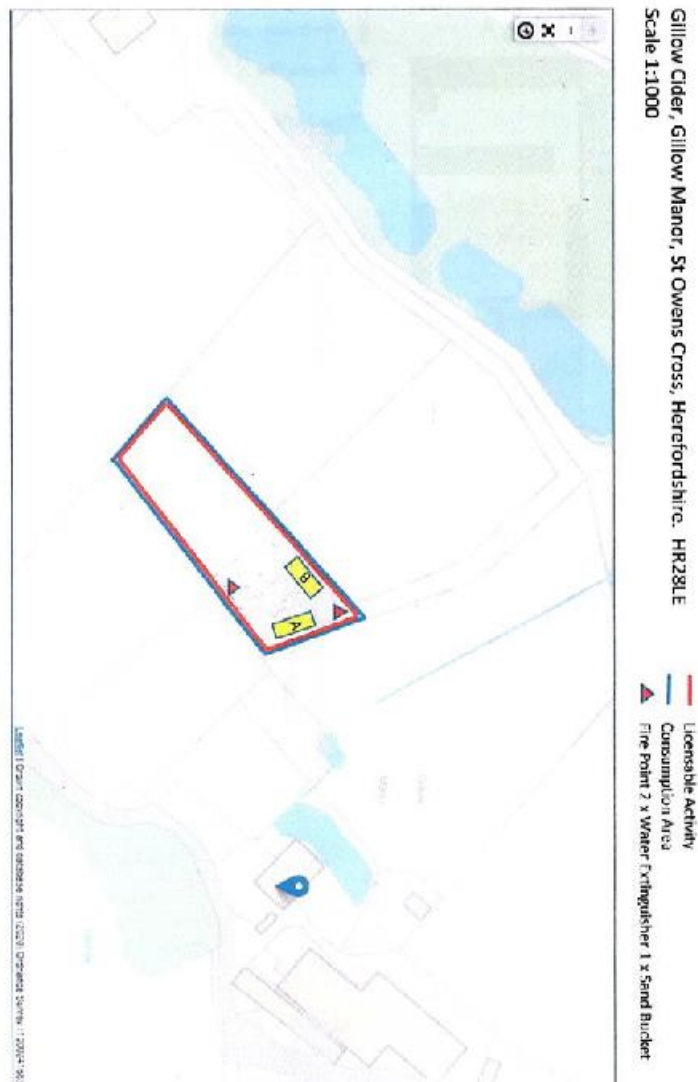
2.3. Proposed Licenced Premises (Figure 5)

From the site discussion, the proposed licensed premises is shown on Figure 5. Music entertainment will be both inside the Barn (Building A) taproom (acoustic only) and also in a covered area but open fronted Barn (Building B) facing southeast into the field (during the annual festival) (Figure 3) with amplification.

The proposed taproom will be located in the barn "Building A". It is proposed that piped music and possibly acoustic music (eg guitar) only will be played in this room. There is no amplification proposed. Numbers will be limited to 50.

Barn (Building B) has an open fronted area which is the proposed stage for outdoor entertainment, together with marquees selling alcohol during events and seating areas. It is proposed that live music will be played here, with amplification, currently only during the annual 3-day Cider & Music Festival usually held in June. The outdoor entertainments are proposed to be held in this covered open barn area, with any speakers facing south east. Music events usually operate between 80-90dB in the entertainment area. Due to the rural location of this venue, that background levels will be very low (below 30dB) and any noise may carry over greater distances particularly in still wind conditions.

Figure 5. Proposed Licensable Area



3. The current application for a premises licence

3.1. Premises History

As part of the consideration of the application, the previous history of the premises was checked in relation to complaints/activities.

4.2. Complaints

One complaint regarding the premises was recorded in the Council's database, in May 2018 (Table 1).

Table 1: noise complaints history against the proposed venue.

Reference	Date	Details
257486	29/5/18	Music allegedly not finishing on time 26th May 2018 – a wedding event went on to 01:00hrs.

5.2. Temporary Event Notices (TENS)

Table 2 lists the 8 TENS applications were received by the service in relation to Gillow cider between December 2014 to date (August 2020). Four of these relate to the 3-day Cider and Music Festival usually held in June of each year.

Table 2: TENS history for the premises

Reference	Date	Type of activity
285190	2/7/19	Wedding reception 10-11 Aug 19
273329	8/1/19	Cider & Music Festival 21-23 June 19
225329	6/2/17	Wedding reception, 17-18 June 2017
225327	6/2/17	Cider & Music Festival June 2017
201903	30/6/16	Charity fundraiser
201341	23/2/16	Cider & Music Festival June 2016
181552	3/7/15	BBQ
166380	4/12/14	Cider & Music Festival 19-21 June 2015

CONCLUSIONS

The events concerning this application:

A: Licence premises general activities (tap house)

B: One Annual Music Festival Event (three days Friday – Sunday).

Environmental Health have no objections to this application subject to the applicant agreeing to the followings conditions:

1. Noise and vibration shall not emanate from the premises so as to cause a nuisance. (no change from application)

2. The Premises Licence Holder or DPS must immediately comply with any request to adjust noise levels / frequency spectra made by an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or the Police. (no change from application).
3. Prominent, clear and legible signage (in not less than 32 font bold) shall be displayed at all exits to the premises requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
4. No regulated entertainment shall be permitted on the premises after 23:00hrs, with the exception of one music festival event a year.
5. The Premises Licence will permit one music event per calendar year to take place on the premises. The duration of the music festival event shall not exceed three days for regulated entertainments and all three days shall run consecutively. For the purposes of this licence a music festival event shall be defined as an event where the primary purpose is a concert featuring music acts.
6. No regulated entertainment for the music festival event shall be permitted after 01:00 hrs Friday night into Saturday morning, and Saturday night into Sunday morning and 00:00hrs Sunday night
7. There shall be an annual Noise Management Plan written & agreed with the Environmental Protection team in advance of each annual music festival event, and no later than 60 days before the event. The premises licence holder must comply with the written agreed Noise Management Plan.

| As discussed any other planned event that fall outside of this licence can be applied for under a TENS.