

## **Licensing Act 2003**

### **Response to Representations to a Licensing Application**

**Name: Robert Mays – Responding on behalf of Roadside Attractions Ltd**

**Premises: The Warehouse (Ex Wonderland) 215 North Promenade, Cleethorpes, DN35 8SJ**

#### **Introduction**

I have been a license holder for over 40 years and operated nightclubs, public houses, hotels, and festivals some in fields and the annual Hull music festival held within the marina area surrounded by residential properties.

The 2024 Hull festival will be the eleventh in its history. Preserving the grant of the license has come from close liaison with the local authorities and residents and above all from being a responsible operator ensuring all the key elements of the Licensing Act 2003 are adhered to a high standard of compliance.

All publicity that has been aired so far has not come from Roadside Attractions Ltd and is pure speculation from a local group who have expressed an interest in holding an event at the venue.

#### **Proposed Hours**

Our application initially was for Monday to Sunday 12.00 to 01.30 however these are to be revised to Sunday to Thursday 12.00 to 23.30 and Friday to Saturday 12.00 to 00.00

All proposed events will be sent to the council three month prior to the event to ensure the venue operates within the proposals that have been put forward.

The council have imposed a condition that the management can apply for three events per year that can open until 01.30.

We have not applied to be a public house nor a nightclub but as a venue providing a varying entertainment programme of live music, recorded music, comedy, plays and theatre, exhibitions, and conferences and any similar events.

At no point will the venue operate seven days a week nor will it open for a straight 12 + hours on any day.

We anticipate all events will require a ticket purchased in advance.

The inclusion of 'Off Sales' is purely for allowing drinks to be taken into the smoking area.

## **Entertainment**

The ambition of the management for The Warehouse is to make the most of the urban environment and location of the venue to create an event space and social hub for the presentation of Live Performance, Art, and Entertainment of all forms.

Live Music will feature touring bands, tribute artists and themed shows with live music. A touring show example would be the Lust for Life 2024 with Clem Burke (Blondie), Glen Matlock (Sex Pistols) and Katie Puckrik (broadcaster and performer) reunited for second UK tour or Liverpool's rising stars Casino.

Tribute shows would be Bootleg Blondie the world's No.1 official Debbie Harry and Blondie tribute band, established in 2001 or the voice and sound of Johnny Cash. Europe's longest-running and most authentic-sounding Johnny Cash tribute show, plays faithful renditions of the great man's music.

We are hoping to find or set up a local comedy club and then bring in the likes of multi-award-winning comedian Ray Bradshaw or comedienne Laura Belbin currently on her "Too Much tour."

DJs and various clubbing nights will be considered but will have to be like the Ibiza Classics and northern soul starting in the afternoon and run for a maximum 8 hours. There will be no hardcore, jungle or grime or any other youth driven events.

Silent Disco's will feature from time to time with music genres ranging from the 60's to 90's.

Film and theatre will be looked at in the future with a possible Christmas style panto.

Food and beer festivals will feature both food and drink. The food festival will host top chef's showing off their skills and much more with the beer festivals featuring one with local brewers, one with UK brewers and the annual October Fest.

## **Prevention of Crime and Disorder**

All activities within the licensed premises will be managed always with a view on preventing crime and disorder.

The venue will have a full CCTV system covering both inside and outside.

Customers attending and leaving the venue will be monitored by security or stewards.

Litter pickers will ensure the area surrounding the venue remains rubbish free.

All drinks will be served in cans or plastic bottles or plastic receptacles.

Measures will be in place to prevent open bottles or other drink containers being either carried in or taken beyond the licensed premises.

The management will instruct the security and stewarding team of the measures required relating to audience movements and behaviour for every event.

There will be a robust proof of age check supported by signage at the venue and on all social media platforms and ticket outlets.

### **Public Safety**

Risk assessments will take account of any foreseeable hazards and risks with every reasonable control measure implemented.

During the planning process of refurbishment risk assessment will be key in the planning process. All building work is under the NELC building control officer.

Further risk assessments will be undertaken continually as the venue progresses.

Emergency vehicles will have clear maintained access to the venue on all three sides (North Promenade – Car Park Access – Rear of Premises).

First aid provision will be provided in the venue's first aid room in accordance with The Health & Safety First-Aid Regulations 1981.

All electrical wiring and equipment including sound and lighting will have the required tests and certification.

The venue will operate within safe capacities set by the relevant authorities and will have the necessary sanitary facilities to accommodate.

### **Prevention of Public Nuisance**

It is without doubt that licensed premises can have an impact upon the locality so all reasonable measures will be taken to ensure that any possible negative impact arising from any event at the venue are minimised and dealt with as far as reasonably practicable.

The Control of Noise at Work Regulations 2005 (the Noise Regulations) came into force for all industry sectors in Great Britain on 6 April 2006 (except for the music and entertainment sectors where they came into force on 6 April 2008) and the Control of Noise from Pubs and Clubs 2003.

The management have assessed the suitability of the venue for live and recorded music with the preventive measures listed below. The management are aware that the first line of houses on the other side of the rail tracks are 141 metres away.

We have commissioned NOVA Acoustics Ltd to complete an Entertainment Noise Impact Assessment on the building.

### **Environmental Noise Survey**

Noise monitoring will be conducted to assess the prevailing background and ambient sound levels over a representative period at the closest sensitive receptor. The environmental noise survey procedure will be carried out in compliance with: BS7445:2003 - Description and measurement of Environmental Noise - Part 1 & 2. The acoustic descriptors

LAeq, LMax, LA10, LA90 and LZeq 1/1 octave (63Hz – 8kHz) will be measured.

Noise Impact Assessment: We will undertake a predictive assessment of the noise emissions associated with the proposed development. This will include an assessment of noise breakout from within buildings, plant noise, external patron areas and noise from comings and goings, as required. To include noise modelling with Sound Plan, as required. The assessment will be undertaken in accordance with NANR92 Noise from Pubs and Clubs 2005, IEMA Guidelines on Noise Impact Assessments, Local Planning Policy and BS4142:2014+A1:2019, as required.

### **Environmental Noise Survey Continued**

We will outline the extent of impact expected from the proposals and we will advise on solutions where proposals do not achieve the required criterion or may be deemed to be excessive with value engineering as standard.

A technical report will be provided which will summarise the results of the assessment.

All recommendations within the report will be carried out as per the instructions.

In addition to the above an outside/indoor networked noise monitoring system will be installed.

HPSS with over 35 years of experience will provide the stage, lighting, and sound for the venue within the boundaries set by the acoustic noise report.

### **Other measures to be taken in reducing public nuisance and disorder includes the following:**

Evaluation of the nature and possible impact of the events being offered and what the age profile of the audience may be before agreeing to the event.

Stewards and security will deal with dispersal of customers from the premises. A detailed management plan will be produced after discussions with the relevant authorities and relevant housing representatives. This would include encouraging customers to proceed away from the footbridge and use the promenade towards the town.

Discussions have taken place with both bus and train operators and the management will have further talks on the best options for customers attending and leaving the venue.

Car parking options have been sourced for operating a park and ride well away from any housing.

The car park at the premises will not be used unless the event has an early closing time.

A taxi rank or association will be discussed in the future.