

From: Wootton, Mark <Mark.Wootton@IOW.gov.uk>

Sent: 17 August 2021 12:10

To: Thomas, Claire <Claire.Thomas@IOW.gov.uk>

Subject: Wyld Bars

Claire,

Environmental Health currently objects to the granting of a licence for regulated entertainment after 23.00hrs. We are concerned about noise breakout from the premises in the absence of a double set of doors with intervening lobby. The music noise sound insulation tests/assessment carried out by the applicant were undertaken with doors and windows closed and a single set of doors will allow music noise to breakout when they are opened. Environmental Health also object on the basis that a noise management plan is required to ensure that the licensing objective of the prevention of public nuisance is achieved. Environmental Health also wish to make it known that the current planning consent restricts the premises opening hours to midnight on each day and that the condition was imposed in order to protect residential amenity. Environmental Health consider that it would be helpful if any granted licensable/opening hours accord with the planning consent.

It should be borne in mind that the premises is in a central location in Newport and there will inevitably be a certain degree of noise associated with licensed premises during the evening and night-time period. It should also be borne in mind that there are a significant number of residential properties in close proximity to the premises. A reasonable balance between these two factors is desirable and the level of control needed to prevent public nuisance will likely increase the later the premises operates and the period after 23.00hrs is of concern as the risk of disturbance increases.

In terms of conditions, the following in relation to a noise management plan could potentially be required and agreed with the applicant in order to address concerns;

No licensable activities are permitted under this licence unless a Noise Management Plan (NMP) has been submitted to and agreed in writing with the local Licensing Authority and once approved, the plan (and any subsequent approved version of the plan) is adhered to at all times. Any changes of circumstances (in relation to noise output from the premises and its control) must be reflected in the Noise Management Plan and a written request for an amendment must be submitted to the local Licensing Authority for further approval. The Noise Management Plan shall be reviewed at any time upon request from the local Licensing Authority and resubmitted for approval. The NMP shall include as a minimum, written details of the following information:

- a) The hours of operation*
- b) Any imposed planning/licensing conditions controlling noise/disturbance*
- c) Who will be responsible for noise control and who makes decisions regarding action to be taken*
- d) Physical and managerial noise control processes and procedures and how non-compliance will be addressed*
- e) Details of any community liaison*
- f) How complaints will be processed (i.e. how they will be recorded, investigated and actioned)*
- g) Details of how/when the NMP will be reviewed on a regular basis*
- h) How noise from entertainment and people will be managed at the premises*
- i) How customers wishing to smoke outside the venue will be managed*
- j) How dispersal of customers will be managed including that adequate numbers of door supervisors and staff are employed to assist with the management of customers leaving the venue as well as those remaining in the vicinity of the premises and that door supervisors will patrol the vicinity of the premises for 15 minutes after closing to assist with the safe dispersal from the area.*

Environmental Health understands that any construction of a double set of doors with intervening lobby may require a minor variation to be made. Realistically, even if/when such doors are in place, there is the likelihood that there will be some associated noise with the premises. Noise breakout will likely be reduced with such doors but is unlikely to be eliminated completely during access/egress. The extent to which disturbance may be caused will likely depend on the specific business model and manner in which the premises is managed.

Environmental Health are happy to explain/expand on any of the above at the Committee hearing in due course.

Best regards,

Mark Wootton | Senior EHP | Regulatory & Community Safety Services