EXMOUTH TOWN COUNCIL

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This Meeting is open to the Public and Press

To: Members of the Exmouth Town Council Planning Committee, other members of Exmouth Town Council for information & The Press

Dear Councillor
A Meeting of the Exmouth Town Council Planning Committee, to which you are summoned, will be held in the Council Chamber, Town Hall, Exmouth on **MONDAY 4 APRIL 2016 at 6.00pm** to consider the matters detailed on the Agenda below.

Yours faithfully

Lisa Bowman
TOWN CLERK

A G E N D A

1. Apologies for absence.

PUBLIC SPEAKING

- Representations will be taken ahead of each discussion by Councillors on each application.
- Members of the public wishing to make an oral representation on an application should make themselves known to the clerk on arrival, 15 minutes before the meeting begins.
- Representations may be up to 3 minutes.
- Speakers must begin, within their representation, by stating their name and interest in the application, and whether they are supporting or objecting to the application.
- Speakers must endeavour to avoid repeating themselves or earlier comments by others.
- The Chairman, at their absolute discretion, may limit the number of speakers or ask for members of the public wishing to make similar points to choose one speaker to represent them all. This is to enable the business of the meeting to be carried out in a timely way and allow representations on other applications to be heard.

2. Minutes of meeting held on 21 March 2016 - To confirm the minutes (copies attached).

3. Declarations of Pecuniary Interest and Dispensations – Members to declare any interests they may have on the agenda and agree any dispensations to stay.

4. Urgent Business - To consider any items which, in the opinion of the Chairman, should be dealt with as a matter of urgency.

5. To Determine Applications under Delegated Powers.

		APPLICATIONS FOR DETERMINATION	COMMENTS	STATUTORY CONSULTEES VIEWS OF REPRESENTATIONS	DECISION
WARD	**Brixington**				
PLAN No:	16/0455/TRE	3 Dorchester Way **Mr C Stanlake** T1, Holm Oak: Cut back all foliage to give a 2metres clearance off face of conservatory. Maximum diameter cuts of 50mm. Remove limb extending over garden to diameter cuts of approximately 200mm. T2, Holm Oak: Crown reduce southern aspect lightly by 1 metre to reshape. Maximum diameter cuts of 50mm.			
LIMIT	31.03.16				
WARD	**Littleham**				
PLAN No:	16/0405/ADV	Unit 1 - 3 Ocean Queens Drive **Callands Retails Ltd** 2 no illuminated fascia signs (on south west and south east elevations) plus vinyl window graphics <u>Deferred item from 21.03.16</u>			
LIMIT	18.04.16				

		APPLICATIONS FOR DETERMINATION	COMMENTS	STATUTORY CONSULTEES VIEWS OF REPRESENTATIONS	DECISION
WARD	**Town**				
PLAN No: **LIMIT**	16/0329/ADV 06.04.16	38 - 39 The Strand **Mr Kuldip Sehmi** 2 no sets of halo illuminated fascia text, 1 projecting sign & 2 no internally illuminated menu boards			

6. To consider the Planning Applications for consultation set out below

WARD	**Littleham**				
PLAN No: **LIMIT**	16/0577/FUL 05.04.16	71 Salterton Road **Mr David Middleton** Erection of first floor rear extension			
PLAN No: **LIMIT**	16/0555/FUL 07.04.16	3A Salterton Road **Mrs S Galsworthy** Demolition of existing structures and construction of dwelling and car port			
PLAN No: **LIMIT**	16/0589/FUL 12.04.16	1 Raddenstile Lane **Mr Saul Tyler** Loft conversion including front dormer windows			

7. ITEMS FOR CONSIDERATION

(i) PREMISES AND CLUB PREMISES LICENCE APPLICATIONS, VARIATIONS AND MINOR VARIATIONS RECEIVED UNDER THE LICENSING ACT 2003

Ref No: 041307
Premises: Place (The) 15 The Strand, EX8 1AD
Ward: Exmouth Town
Name of applicant: Mr Daniel Garo TAKVORYAN
Premises Licence Variation Application to include
PROPOSED VARIATION

Extend alcohol hours and opening hours by an hour on a Friday and Saturday night and to extend the start of opening hours from 9am to 7am.

(ii) PREMISES AND CLUB PREMISES LICENCE APPLICATIONS, VARIATIONS AND MINOR VARIATIONS RECEIVED UNDER THE LICENSING ACT 2003

Ref No. 041310
Premises: Bayleaf Cafe (The) 19 The Strand, EX8 1AF
Ward Town
Name of applicant: Mr Justin Peter SANDERS
Premises Licence Application to include

Premises Open Hours requested	Time From	Time To
Monday to Sunday	8:00am	10:00pm
Activities - Times requested	Time From	Time To
J. Supply of alcohol for consumption ON and OFF the premises		
Monday to Sunday	11:00am	9:30pm

CONDITIONS OFFERED BY APPLICANT

a) <u>General - all four licensing objectives (b,c,d,e)</u>
Justin Sanders - I have worked in pubs and clubs for the past 7 years (since the age of 18), and have been in management positions for nearly 5 of those years. I have had my personal license since 24th October 2014. I have already acquired experience of following and promoting all four licensing objectives. The premises will be operated with due regard to the licensing objectives as set out in s.4 of the Licensing Act 2003. All staff will be trained to promote the licensing objectives and a training log will be kept on premises.

b) <u>The prevention of crime and disorder</u>
We would have an incident book, to ensure any issues that occur are logged and relevant information would be kept. As we would not be providing live entertainment and nor are we a late night venue, we would not employ door staff.

c) <u>Public safety</u>
As the premises is only a small cafe, it would be easy to keep a check on the number of customers that are in the cafe. There is only seating for 40 persons and no area large enough to be a waiting area for tables, therefore the amount of people in the cafe would rarely go above 40 + staff, and if it did it would only be for a short period (seconds) while the extra new customers realized there were no tables available. The maximum number of persons in the premises at any time will not exceed 50. There will be a pre-opening check list to ensure that all fire escapes are clear and that any problems with regards to public safety are rectified before the premises open. The license holder will carry out an annual risk assessment to identify and resolve any issues which impact on the licensing objectives. Justin

Sanders - As the DPS I would ensure I train all staff on the regulations regarding the retail of alcohol, and undertake regular refresher sessions of the training to ensure all staff understand the importance of public safety. All electrical appliances would be PAT tested by a registered company to ensure they are all safe to use. As there is no gas in the premises, or an oil fired boiler, there is no need to have a gas safety engineer to come and inspect the premises. I will ensure that a Fire Risk Assessment is carried out on the premises by a registered company prior to the license being awarded. All gangways and accesses will be kept clear of obstructions, and glasses and crockery will be cleared promptly from tables when vacated.

d) The prevention of public nuisance

Staff will supervise the conduct of customers to ensure that no nuisance is caused to passers-by or to customers of nearby premises. Clear and legible signs will be displayed at the exit to the premises requesting customers to leave the premises quietly. No audio speakers or equipment will be placed or used outside the premises. The volume of background music played inside the premises will be monitored by staff and will not cause a nuisance to passers-by or to customers of nearby premises. All glassware will be replaced in the premises to ensure it is toughened and nucleated to prevent as much as possible any breakages of glassware. All litter and waste will be disposed of promptly and the exterior of the premises will be kept clean and tidy at all times when the premises is open for business. Cigarette disposal units will be installed at the exterior of the premises and will be emptied and cleansed regularly.

e) The protection of children from harm

The premises will operate and enforce the Think 25 policy. Notices informing customers that the policy is in force will be prominently displayed in the premises. If not then we would require ID for them to purchase or consume the alcohol.

ITEMS FOR INFORMATION

(i) TOWN AND COUNTRY PLANNING ACT 1990
Appeal by: Littleham 2010 Ltd
Appeal Ref: APP/U1105/W/15/3137880
Planning Application: 15/0753/FUL
Proposal: Outline application seeking approval for access (matters of layout, scale, appearance and landscaping reserved) for up to 44 dwellings and demolition of 76 Douglas Avenue to create new vehicular access
Location: Land to rear of No's 62-82 Douglas Avenue
An appeal has been made against the failure of EDDC to determine the above application for planning permission within the statutory period – copy letter attached for information.

(ii) ENFORCEMENT LETTER
Copy letter attached for information.

8. EAST DEVON DISTRICT COUNCIL – PLANNING DECISIONS

APPLICATION	EXMOUTH TOWN COUNCIL VIEW	EDDC DECISION
15/2822/FUL Trefusis House 6 Trefusus Terrace	No Objection	Approval

16/0209/FUL 4 Hillcrest Gardens	No Objection	Conditional Approval
16/0253/FUL Flat 3 17, Morton Crescent	**Objection**	**Conditional Approval**
16/0330/FUL 28 Forton Road	No Objection	Approval
146/0338/FUL Flat 23, Montpellier Court Montpellier Road	No Objection	Conditional Approval
15/2487/MRES Land off Queens Drive	No Objection	Conditional Approval
15/2648/MFUL Bus Station, Royal Avenue	No Objection	Conditional Approval
16/0071/FUL 40 Morton Road	No Objection	Conditional Approval
13/1230/MFUL Pankhurst Close Trading Estate	No Objection	Conditional Approval

- **Copy decision notice attached for information**

Please note that all Decisions received from East Devon District Council are available on request for inspection in the office.