

# Public Document Pack

Gareth Owens LL.B Barrister/Bargyfreithiwr  
Head of Legal and Democratic Services  
Pennaeth Gwasanaethau Cyfreithiol a Democraidaidd



To: Cllr Tony Sharps (Chairman)

CS/NG

Councillors: Jim Falshaw and Mike Reece

30 January 2013

Tracy Waters / Ceri Owen /  
Sharon Thomas / Maureen Potter  
/ Nicola Gittins 01352 702331 /  
2350 / 2324 / 2322 / 2345

Dear Sir / Madam

A meeting of the **LICENSING SUB-COMMITTEE** will be held in the **DELYN COMMITTEE ROOM, COUNTY HALL, MOLD CH7 6NA** on **TUESDAY, 5TH FEBRUARY, 2013** at **10.00 AM** to consider the following items.

Yours faithfully

Democracy & Governance Manager

## **AGENDA**

- 1 **APOLOGIES**
- 2 **DECLARATIONS OF INTEREST (INCLUDING WHIPPING DECLARATIONS)**
- 3 **APPLICATION FOR VARIATION OF A PREMISES LICENCE** (Pages 1 - 16)  
For Members to consider and determine an application for variation of a Premises Licence.

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The Council welcomes correspondence in Welsh or English  
Mae'r Cyngor yn croesawau gohebiaeth yn y Cymraeg neu'r Saesneg



## FLINTSHIRE COUNTY COUNCIL

**REPORT TO:** LICENSING SUB-COMMITTEE  
**DATE:** TUESDAY, 5 FEBRUARY 2013  
**REPORT BY:** DIRECTOR OF ENVIRONMENT  
**SUBJECT:** APPLICATION FOR VARIATION OF A PREMISES LICENCE

### **1.00 PURPOSE OF REPORT**

To request that Members determine an application for Variation of a Premises Licence.

### **2.00 BACKGROUND**

The premises concerned is Dobshill Service Station, Chester Road, Dobshill, Hawarden, Deeside, Flintshire. CH5 3LZ. Its location can be seen in Appendix 1.

The applicant is Longacres Filling Station Limited.

The application was advertised in the correct manner.

### **3.00 CONSIDERATIONS**

The current Premises Licence in respect of this Service Station allows the sale of alcohol for consumption off the premises only. The Premises Licence Number is PA0446. The hours permitted by this premises licence are as follows :-

Monday to Saturday 08.00am – 11.00pm  
Sunday 10.00am – 10.30pm

The times requested in the variation application are as follows :-

Monday to Sunday – 24 hours (in line with current opening hours)

The Operating Schedule sets out the additional steps which will be taken to promote the Licensing Objectives. These can be seen in Appendix 2.

Representations were received from North Wales Police, Councillor Cindy Hinds and Local Residents. See Appendices 3, 4, 5 and 6

The applicant agreed with the conditions proposed by North Wales Police in their letter dated 21<sup>st</sup> December 2012, therefore they will not be attending the Licensing Sub Committee hearing on this occasion.

**4.00 RECOMMENDATIONS**

That members determine the application for variation of a Premises Licence.

**5.00 FINANCIAL IMPLICATIONS**

None in respect of this report.

**6.00 ANTI POVERTY IMPACT**

None.

**7.00 ENVIRONMENTAL IMPACT**

None.

**8.00 EQUALITIES IMPACT**

None.

**9.00 PERSONNEL IMPLICATIONS**

None.

**10.00 CONSULTATION REQUIRED**

None.

**11.00 CONSULTATION UNDERTAKEN**

None.

**12.00 APPENDICES**

See attached.

**LOCAL GOVERNMENT (ACCESS TO INFORMATION ACT) 1985  
BACKGROUND DOCUMENTS**

Licensing Act 2003  
Flintshire County Council's Statement of Licensing Policy.

**Contact Officer:      Jacqui Dale**  
**Telephone:              01352 703377**

**Email: [Jacqui.dale@flintshire.gov.uk](mailto:Jacqui.dale@flintshire.gov.uk)**

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APPENDIX I



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Scale 1/1250  
Centre = 330635 E 363525 N  
Date 21/1/2013  
Name



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APPENDIX 2

**P**

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

we like to open 24 hours off hours  
our shop open 24 hours 7 days week

b) The prevention of crime and disorder

—

c) Public safety

we have CCTV 24/7 Recording  
—

d) The prevention of public nuisance

—

e) The protection of children from harm

we ask for ID.  
—

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**HEDDLU GOGLEDD CYMRU**  
Gogledd Cymru diogelach

**NORTH WALES POLICE**  
A safer North Wales

21<sup>st</sup> December, 2012

Mrs. Gemma Potter,  
Licensing Team Leader,  
Flintshire County Council,  
County Hall,  
Mold.  
CH7 6NF

Dear Mrs. Potter,

APPLICATION TO VARY A PREMISES LICENCE –  
LONGACRES FILLING STATION LTD, DOBSHILL SERVICE STATION, HAWARDEN

I write with reference to the above application which has been discussed with Acting Inspector Andy Griffiths, the officer responsible for this area.

There are no objections to this application. However, it is submitted that the following conditions be attached to the premises licence, under the licensing objection of Prevention of Crime and Disorder:-

- A digital, colour hard disc CCTV system to be installed and maintained in a good working order. Recordings are to be kept for a minimum of 28 days and made available for inspection by Police or Local Authority, upon request.
- Cameras to monitor both the interior and exterior of the premises.
- There must be a minimum of one member of staff trained and available to download evidence at the request of the Police or Local Authority at all times the premises are open.
- Premises to adopt Challenge 25 policy

Should the applicant be in agreement with the above representations, they or their representatives are requested to confirm this to the relevant Council Licensing Department as soon as possible. This MAY avoid the need for a hearing before Committee, dependant upon any other representations received from other responsible authorities or interested parties.

Should the applicant not be in agreement with the representations, a Licensing Sub-Committee hearing will take place.

Yours faithfully,

Ann Williams  
Eastern Licensing Officer

[www.heddlu-gogledd-cymru.police.uk](http://www.heddlu-gogledd-cymru.police.uk)

[www.north-wales.police.uk](http://www.north-wales.police.uk)

Swyddog Trwyddedu'r  
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Svmodol - 07896172313

Licensing Officer  
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Tel – 01978 348553  
Mobile - 07896172313

cc

Jacqui Dale, Flintshire County Council Licensing Officer  
Acting Inspector Andy Griffiths, North Wales Police, South Flintshire  
[Yogan.p@hotmail.co.uk](mailto:Yogan.p@hotmail.co.uk)



Hdencin@aol.com  
07/01/2013 09:46

To jacqui.dale@flintshire.gov.uk  
cc tony.sharps@flintshire.gov.uk  
bcc  
Fax to  
Subject All Night Licence for Dobshill Garage

History: This message has been replied to and forwarded.

Hello Jacqui,

I have to oppose the licence for the garage due to the following reasons:-

1. Drink is a very big cause for a lot of problems today - health, anti-social behaviour, hospitals having to deal with violent people who have been drinking, etc. and selling more alcohol adds to the problems and as an Authority we should not encourage that.
2. There should be no all night licences for selling alcohol because there is no necessity, it encourages bad behaviour and will upset residents
3. It is not fair on residents, police, hospitals, etc. and staff in the garage because it only adds to them being abused
4. Why cant the garage stay the same?

None of the residents know about the licence coming up this week.. After I rang you today I informed two residents and they could not believe it.

Drink destroys areas and we do not want that to happen in the village.

Regards

Cllr. Cindy Hinds

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APPENDIX 5



ROBERT BLACK  
<r.black2007@btinternet.com>

To "jacqui.dale@flintshire.gcsx.gov.uk"  
<jacqui.dale@flintshire.gcsx.gov.uk>

cc

09/01/2013 14:45

bcc

Please respond to  
ROBERT BLACK  
<r.black2007@btinternet.com>

Fax to

Subject Fw: re-24hour application for alchol licens at dobshill garage.

History: This message has been forwarded.

----- Forwarded Message -----

**From:** ROBERT BLACK <r.black2007@btinternet.com>  
**To:** "jacqui.sale@flintshire.gov.uk" <jacqui.sale@flintshire.gov.uk>  
**Sent:** Monday, 7 January 2013, 10:27  
**Subject:** re-24hour application for alchol licens at dobshill garage.

i wish to lodge an objection to the above application. we and other residents named below, d & j ashford, 34 chester road. s hindley, 36 chester road. h bradley 26 chester road. j edwards 40 chester road. mr mrs black 30 chester road. dr r lucas wood cottage chester road. and others. we feel strongly that it will cause problems, with youths drinking and causing a nuisance, in a residential area with drinking on the childrens playing field. also there have been a number of incidents involving damage to cars, caused by youths drinking. the police have been involved in these incidents. also broken glass dumped cans left in the play area. We strongly believe that a 24 hr alcohol licens would be detrimental to this quiet hamlet. please ensure that this objection is formally registered. Please reply to this e mail asap. thank you mr & mrs black, for and on behalf of dobshill residents.

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"Joyce"  
<joyce.power@dobshill.co.uk>  
16/01/2013 10:37

To <jacqui.dale@flintshire.gov.uk>  
cc  
bcc  
Fax to  
Subject FW: Texaco Garage at Dobshill

**From:** Joyce [mailto:joyce.power@dobshill.co.uk]  
**Sent:** 07 January 2013 12:01 PM  
**To:** 'tony.sharps@flintshire.gov.uk'  
**Subject:** Texaco Garage at Dobshill

Dear Mr Sharps,  
I understand that an application for 24 hours opening times for the sale of alcohol has been requested by the Texaco garage at Dobshill.  
As a resident in Dobshill, I am extremely unhappy at this prospect.  
We have, in the past had trouble with youths drinking at the children's park and damage being done not only to the park, but also to the residents cars and property, which has involved the police being called.  
We are a small community and have no need for this facility. It can only result in problems for us.  
We have only a few pluses to living here, peace being the main one. Please do not take this away by granting this licence.  
Yours sincerely  
Joyce and Raymond Power  
40 Chester Road  
Dobshill

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