

**MINUTES OF THE SPECIAL LICENSING SUB-COMMITTEE B  
WEDNESDAY, 2 APRIL 2008**

Councillors Lister, Peacock (Chair) and Reid

Also Present: Councillor Patel

<b>MINUTE NO.</b>	<b>SUBJECT/DECISION</b>	<b>ACTION BY</b>
<b>LSCB01.</b>	<p><b>APOLOGIES FOR ABSENCE</b></p> <p>There were no apologies for absence.</p>	
<b>LSCB02.</b>	<p><b>URGENT BUSINESS</b></p> <p>None received.</p>	
<b>LSCB03.</b>	<p><b>DECLARATIONS OF INTEREST</b></p> <p>None received.</p>	
<b>LSCB04.</b>	<p><b>SUMMARY OF PROCEDURE</b></p> <p>Noted.</p>	
<b>LSCB05.</b>	<p><b>MEZZO, 64 GRAND PARADE N4 (HARRINGAY WARD)</b></p> <p>The Licensing Officer, Ms Barrett, advised the Committee that this application was for a new licence to allow the Sale of Alcohol, provision for Late Night Refreshment and provision of Regulated Entertainment. Ms Barrett, in presenting the report, gave an outline of points 1, 2, 5.0 – 5.6. At point 6.0 of the report Ms Barrett stated there were no representations from the responsible authorities, however there were representations at point 7.0 from interested parties. She further advised that the premises benefited from a previous licence and that this would be surrendered upon the grant of the current licence as the layout had changed. The applicant had not clarified whether he was in receipt of a personal license. In response the applicant’s representative stated that the applicant was in the process of obtaining a personal licence.</p> <p>A representative from the Ladder Community Safety Partnership addressed the Committee and stated that the location of the premises site was in a core area of Green Lanes. Green Lanes was a commercial thoroughfare and that people lived above the shops in flats and the ladder roads. The area was heavily residential with a large number of families whom were entitled to a good nights sleep. Concern was raised about the premises applying to be open for 19 hours out of 24 hours per day. A petition had been signed by 55 signatories whom all lived within reasonable earshot of the premises.</p> <p>There were two main aspects in relation to the application:</p> <ol style="list-style-type: none"> <li>1. The provisions of live music until 1:30am daily, what this</li> </ol>	

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consisted of, whether there was sufficient insulation at the premises and noise nuisance.

2. The provision of late night refreshments until 2:00am in and out of doors. Residents who lived in the properties behind the premises were concerned about noise nuisance.

A local resident addressed the Committee and reiterated concerns regarding noise nuisance from the premises in particular loud talking late at night. Complaints had been made regarding littering and urination taking place at the back of the premises. They were totally opposed to any outdoor activity taking place from the premises particularly as talking could be heard in the gardens of the properties at the back of the restaurant.

The Committee enquired whether there was evidence of anti social behaviour from Mezzo restaurant. The objector responded that the kitchen staff often went outside to smoke. The only other occupants of the Mews at the back of the premises were vacant garages therefore; the only activity in the Mews came from Mezzo restaurant.

The applicant's representative clarified that the activities requested were for live music, which would entail no more than two artists playing at any one time, one would be a guitar player. The applicant was agreeable to the withdrawal of dance and facilities for performance. The applicant further accepted a condition that no licensable activities would take place in the conservatory area. The conservatory area would only be open to allow staff to have a cigarette if that were permitted.

The tabled documents detailed the new seating area. The current licence had no fixed seating area therefore the new application set out clearly the seating area which would be permanent and not an open space within the premises.

The applicant's representative stated that the current premises licence allowed permitted hours until 2:00am. The petition did not object to the terminal hours but referred to the grant of live music and dancing. There would be no licensable activities after midnight only take away food. The Committee had not heard any specific evidence against the premises and it was not anticipated that there would be issues regarding noise nuisance. There were no representations from the responsible authorities and the licensing objectives would be met. Interested parties were already aware of the review mechanism therefore, the request was to grant the licence.

The Committee queried the use of the conservatory and whether licensable activities would take place in that part of the premises. The applicant's representative responded that no licensable activities would take place in the Conservatory and that it would be closed off at 23:00hrs, prior to this time it would only be used as a smoking area. On the basis of considering the interested parties representations the applicant's representative stated they had considered, taken account and amend their application. The Committee further enquired how late

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	<p>live music would be provided and whether this would take place in the conservatory area. In response the Committee was informed that the applicant was agreeable to a condition that no noise would be audible to the nearest residential properties and would end at midnight furthermore, it was reiterated that no licensable activities would take place in the conservatory area and no persons would be permitted outside for non licensable activities as the conservatory would be closed at 23:00hrs.</p> <p>In summary the objectors stated that their concerns had been met and a satisfactory compromise reached.</p> <p>The applicant's representative concluded by stating that the premises were well managed and they could achieve all of the licensable objectives. The application had been amended to take account of interested parties concerns and the application now reflected a reasonable way forward for all parties. The Committee was asked to grant the application as amended.</p> <p><b>RESOLVED</b></p> <p>That the application be granted by the Committee, subject to the following conditions:</p> <ol style="list-style-type: none"> <li>1. That the mandatory statutory condition under Section 19 of the Act be adhered to.</li> <li>2. That the Licensee complies with the provisions of the operating schedule.</li> <li>3. That alcohol shall only be sold to a young adult able to produce valid proof of age by means of a: <ul style="list-style-type: none"> <li>• Passport</li> <li>• Photo driving license</li> <li>• Proof of age standard card, or</li> <li>• Home Office citizen card.</li> </ul> </li> <li>4. The provision of performances of dance and or facilities for dance are to be excluded from the License.</li> <li>5. No amplified music at any time or live music after midnight.</li> <li>6. Live music is to be restricted to no more than two artists performing at any one time and the performance of music shall be located in the front part of the premises not beyond the stairs to the mezzanine floor.</li> <li>7. In relation to the conservatory at the rear of the premises this shall not be used at any time other than as a smoking area (if permitted by the anti-smoking legislation). The door to the area shall be closed at 23:00hrs with no customers permitted to enter/exit except as required as an emergency exit.</li> <li>8. No table and chairs shall be provided in the conservatory area.</li> </ol>	
<p><b>LSCB06.</b></p>	<p><b>GRILL KEBAB HOUSE, 270 MUSWELL HILL N10 (MUSWELL HILL WARD)</b> This item was deferred to the next meeting.</p>	

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	The meeting concluded at 9:25pm	
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**Cllr Sheila Peacock  
Chair**