

## THE GRUMPY MOLE AT THE AMATO

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| <b>Head of Service/Contact:</b>               | Rod Brown, Head of Housing & Community  |
| <b>Annexes/Appendices (attached):</b>         | <b>Annex 1</b> – Application Form<br><b>Annex 2</b> – Copies of Representations received<br><b>Annex 3</b> – Current Premises Licence<br><b>Annex 4</b> – Location Map                  |
| <b>Other available papers (not attached):</b> | Code of Conduct and Practice in Licensing Procedures and Hearings<br>Statement of Licensing Policy<br>Licensing Act 2003<br>Guidance issued under Section 182 of the Licensing Act 2003 |

### Report summary

The Panel is requested to determine the application made under the Licensing Act 2003

### Recommendation (s)

- (1) The Panel is requested to determine whether or not the application should be granted.

## 1 Current Position

- 1.1 The current licensing hours for The Grumpy Mole at the Amato, Chalk Lane Hotel, Epsom, Surrey. KT18 7AS are as follows and attached as **Annex 3**:

### **Sale of Alcohol by Retail**

Sunday to Wednesday 12.00 hours until 23.00 hours  
Thursday to Saturday 12.00 hours until midnight.

### **Provision of Regulated Entertainment:- Recorded Music;**

### **Provision of anything of a similar description to recorded music:**

Sunday to Wednesday 12.00 hours until 23.00 hours  
Thursday to Saturday 12.00 hours until midnight.

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### **The opening hours of the premises are as follows:**

Sunday to Wednesday 12.00 hours until 23.00 hours

Thursday to Saturday 12.00 hours until midnight

## **2 Introduction**

- 2.1 Since the premises opened in 2017, the Licensing Authority has had considerable communications with both local residents and the premises with regard to general noise complaints and dispersal.
- 2.2 The applicants had pre-application discussions with Surrey Police and the Licensing Authority before the application was submitted.
- 2.3 The Variation Application is as follows and attached as **Annex 1**:

To add additional conditions to existing licence, namely

“[Out of respect for our neighbours] last orders for service in the garden will be 10pm. The garden will close with the lights off at 10.30pm. We will also display signage to this effect, including no ball games.”

“We will also add additional signage which is visual to patrons leaving – Please respect our neighbours and leave quietly.”

To add an additional thirty minutes drinking up time on all days.

To add Late Night Refreshment to the Premises Licence.

To add non-standard timings to Christmas Eve and New Years Eve.

To add the last orders for service in the garden will be 10pm with the garden closed and lights off at 10.30 pm.

## **3 Representations from Interested Parties**

- 3.1 Three representations objecting to the application on the grounds of Public Nuisance and Public Safety have been received. These are attached as **Annex 2**

## **4 Representations from Responsible Authorities**

- 4.1 No representations have been received from any Responsible Authorities.

## **5 Policy Considerations**

- 5.1 A copy of the Statement of Licensing Policy adopted in December 2013 has been distributed to all parties. There are no Policy presumptions against the grant of the application however, Members will need to have due regard to the representations submitted and the location of the premises within Epsom and Ewell Borough Council.

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- 5.2 The premises is in the Green Zone, there is policy presumption to grant the licence unless it can be shown that the application would undermine the licensing objectives.

### **6 Equalities and Other Legal Implications**

- 6.1 The Panel must consider the application and the representations made and either modify the conditions of the licence or reject the whole or part of the application, having regard to the promotion of the licensing objectives of crime and disorder, promotion of public safety, prevention of public nuisance and the protections of children from harm.

### **7 Conclusions**

- 7.1 The Panel is requested to determine whether or not the application should be granted.

**Ward(s) affected:** Woodcote Ward;