

SANCHOS GRILL, 67 POOLE ROAD, EPSOM, SURREY. KT19 9SQ

Report of the:	Head of Housing & Community
Contact:	Angela Slaughter
Annexes/Appendices (attached):	Annexe 1 - Application form Annexe 2 - Copy of Representation Annexe 3 - Environmental Health response to representation Annexe 4 - Location Map
Other available papers (not attached):	Copy of Conduct and Practice in Licensing Procedures and Hearings Statement of Licensing Policy Licensing Act 2003 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 An application was made for the grant of Premises Licence to the premises known as Sanchos Grill, 67 Poole Road, Epsom, Surrey. KT19 9SQ. The application form is attached as **Annexe 1**. A location map is attached at **Annexe 4**.

2 Introduction

- 2.1 The application is to allow the provision of Late Night Refreshment from 23.00 hours until 02.00 hours every day.

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3 Representations from Interested Parties

- 3.1 One representation was received to the application from a local resident on the grounds of Public Nuisance, Prevention of Crime and Disorder and the Promotion of Public Safety. This is attached at **Annexe 2**. A response to points raised in this representation has been made by the Environmental Health Service. This is attached at **Annexe 3**.

4 Representations from Responsible Authorities

- 4.1 Environmental Health made a representation to the application as stated below, which the applicant has accepted. As the applicant agreed the conditions Environmental Health withdrew their representation. If the licence is deemed granted, these will be placed on his premises licence.
 - 4.1.1 Monday to Saturday – close the business front door at 11:00pm and operate the kitchen for online or telephone sales by delivery only (no collect in person), till 12:30am.
 - 4.1.2 Sunday - close the business at 11:00pm, with no online /telephone sales or deliveries.
 - 4.1.3 Delivery drivers having vehicles being used for deliveries which are under the control of the premises shall turn off the vehicle whilst not in use.
 - 4.1.4 The Premises Licence Holder shall manage delivery drivers to ensure their conduct at the premises does not cause a public nuisance to the occupiers of any residential properties surrounding the premises address.
 - 4.1.5 Delivery drivers are to use the rear door to the premises to take deliveries out to the delivery vehicle.
 - 4.1.6 The premises will close at 11:00pm with the front door being locked and the internal front waiting area lights turned off.
 - 4.1.7 The Premises Licence Holder shall ensure that the ventilation extract ducting does not cause noise or odour nuisance to the area by taking any measures needed to minimise noise and odour.
- 4.2 No other representation was received by any other Responsible Authority.

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 prevention of crime and disorder, promotion of public safety, prevention of public nuisance and the protection 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: West Ewell Ward;