

Mardon, Sarah (Licensing)

From: Setchell, Jon (Env. Health)
Sent: 22 July 2019 13:30
To: Mardon, Sarah (Licensing)
Cc: [REDACTED]
Subject: Audio House - The Dolphin Hotel, St Ives
Attachments: 00206BB71D02190603125837.pdf; Kyle Eaton - 25-26.08.2019.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Dear Sarah,

I am in receipt of the Temporary Event Notice, to permit a music event at The Dolphin Hotel, London Road, St Ives, PE27 5EP, commencing at 14:00 on 25 August 2019 and ending at 04:00 26 August 2019.

The notice seeks to permit recorded music to be played outside from 14:00 until 22:00 and then inside until 04:00

In accordance with Section 104 of the Licensing Act 2003 In Its role as a Responsible Authority, the Environmental Health Department is satisfied that allowing the premises to be used in accordance with the notice would undermine a licensing objective, namely the *'prevention of public nuisance'*.

This department has reasonable grounds that the event is likely to cause a noise nuisance to neighbouring residents having received noise complaints following a similar type of events held at the Dolphin on the 05/05/19 and 25/05/19. The event on the 25/05/19 was deemed to constitute a statutory noise nuisance under Section 80 of the Environmental Protection Act 1990 and noise abatement notice was served on the 3 June 2019. The Environmental Health Department implemented noise monitoring at residential properties in the vicinity of the Dolphin Hotel and made officer observation that provided the evidence that the event on the 25/05/19 constituted a statutory nuisance.

In order to mitigate any potential nuisance, the relevant noise conditions currently imposed on the Premises Licence, could be imposed on the Temporary Event Notice. Those conditions are:

- a. The control limits set at the mixer position, in relation to events involving the playing of amplified music outdoors, shall be adequate to ensure that the music noise level observed at noise sensitive premises does not exceed the limits specified in The Noise Council Code of Practice on Environment Noise Control at Concerts, namely:
 - i. Where between 4 and 12 events occur per calendar year, the music noise level measured over a 15 minute period, between the hours of 09:00 and 23:00 hours, 1 metre from the façade of noise sensitive premises shall not exceed the background noise level by more than 15 dB(A).

If you would like to discuss this matter please do not hesitate to contact me.

Jon Setchell
Environmental Protection Officer
Community

☎ 01480 388283
Fax 01480 388361
Jon.setchell@huntingdonshire.gov.uk