



CHELTENHAM

BOROUGH COUNCIL

Notice of a meeting of Licensing Sub-Committee

**Friday, 1 May 2015
10.30 am
Council Chamber - Municipal Offices**

Membership	
Councillors:	Anne Regan, Rob Reid and Diggory Seacome
Reserve Councillor:	Roger Whyborn
Officers:	Phil Cooper, Licensing Officer Vikki Fennell, Solicitor

Agenda

1.	ELECTION OF CHAIRMAN	
2.	APOLOGIES	
3.	DECLARATIONS OF INTEREST	
4.	DETERMINATION OF APPLICATION FOR A PREMISES LICENCE Sandford Parks Lido, Keynsham Road, Cheltenham	(Pages 3 - 112)

Contact Officer: Annette Wight, Democracy Assistant, 01242 264130
Email: democratic.services@cheltenham.gov.uk

This page is intentionally left blank

Cheltenham Borough Council

Licensing Sub Committee – 1 May 2015

Licensing Act 2003: Determination of Application for a Premises Licence

Sandford Parks Lido, Keynsham Road, Cheltenham

Report of the Licensing Officer

1. Introduction

- 1.1 The Licensing Act 2003 (the Act) allows applicants to apply for a premises licence at any time. In this case, an application for a new premises licence was received on 5th March 2015 from Sandford Lido Limited, in respect of Sandford Parks Lido, Keynsham Road, Cheltenham. A copy of the application is attached at **Appendix A**.
- 1.2 Licensable activities are sought for a limited number of events during February to November, and daily during a six week annual winter experience, as shown below.
- 1.3 Subsequent to the application being made and in light of some comments received by residents, the applicants amended the licensable activities and times applied for in order to reduce the scope of the application. The licensable activities and times under consideration are therefore as follows:

Licensable activities sought February to November			
Licensable activity	Days and times		Maximum number of events per year (excluding winter event)
Sale / supply of alcohol	Fri – Sat	19:30-21:30	20
	Sun	19:30-20:00	
	Mon – Thurs	None	
Performance of a play	Fri – Sun	19:30-22:00	7
	Mon – Thurs	None	
Exhibition of a film	Fri – Sun	19:30-22:00	7
	Mon – Thurs	None	
Performance of live music	Fri – Sat	19:30-22:00	5
	Sun	19:30-21:00	
	Mon – Thurs	None	
Performance of recorded music	Fri – Sat	19:30-22:00	1
	Sun	19:30-21:00	
	Mon – Thurs	None	
Performance of dance	Fri – Sat	19:30-22:00	1
	Sun	19:30-21:00	
	Mon – Thurs	None	

Licensable activities sought during annual 6 week winter event, dates to be notified to the Council 30 days in advance			
Licensable activity	Days and times		Maximum number of events during 6 week winter event
Sale / supply of alcohol	Mon – Sat	16:00-21:30	Daily during 6 week winter event
	Sun	16:00-20:00	
Performance of a play	Fri – Sun	19:30-22:00	6
	Mon – Thurs	None	
Exhibition of a film	Fri – Sun	19:30-22:00	6
	Mon – Thurs	None	
Performance of live music	Fri – Sat	19:30-22:00	1
	Sun	19:30-21:00	
	Mon – Thurs	None	
Performance of recorded music	Fri – Sat	19:30-22:00	1
	Sun	19:30-21:00	
	Mon – Thurs	None	
Performance of dance	Fri – Sat	19:30-22:00	1
	Sun	19:30-21:00	
	Mon – Thurs	None	

1.4 **Appendix B** is a plan showing the normal layout of the premises, **appendix C** shows the layout of the premises during the annual 6 week winter event, and **appendix D** shows the location of the premises and the surrounding area.

1.5 Implications

1.5.1 Financial **Contact officer: Sarah Didcote**
E-mail: sarah.dicote@cheltenham.gov.uk
Tel no: 01242 26 4125

1.5.2 Legal A sub-committee is required to discharge its duty and determine an application with a view to promoting the licensing objectives. These objectives, which are set out in section 4(2) of the Licensing Act 2003, are: (a) the prevention of crime and disorder; (b) public safety; (c) the prevention of public nuisance; and (d) the protection of children from harm.
Contact officer: Vikki Fennell
Email: Vikki.Fennell@tewkesbury.gov.uk
Tel no. 01684 272015

2. Application (Ref. 15/00319/PRMA)

- 2.1 Applicant: Sandford Lido Limited
- 2.2 Premises: Sandford Parks Lido, Keynsham Road, Cheltenham, GL53 7PU
- 2.3 The applicants have identified a number of steps that they will take to promote the licensing objectives. These steps are listed at section **M** of the application form, which is attached at **appendix A**. If the premises licence is granted it will be subject to conditions consistent with these steps, as well as such mandatory conditions as may be applicable under the Act.

3. Responsible Authorities

- 3.1 The Act identifies 9 responsible authorities as statutory consultees for applications for premises licences. Those consultees are:
- the relevant licensing authority (Cheltenham Borough Council);
 - the chief officer of police;
 - the local fire and rescue authority;
 - the relevant health and safety enforcing authority;
 - the local authority with responsibility for environmental health;
 - the local planning authority;
 - the body with responsibility for the protection of children from harm;
 - the local director of public health;
 - the local trading standards authority.
- 3.2 No representations were received from responsible authorities.

4. Other People

- 4.1 49 representations have been received. These are summarised below and are reproduced at **Appendix E**. The relevance or otherwise of some of the objections is discussed further at paragraph 7 onwards under Licensing Comments.

Hilary Atwell, Keynshambury Road, has objected to the application on the grounds that noise from events at the premises has caused irritation and has said that the activities could cause unruliness.

Phil and Liz Cork, Murvagh Close, have objected because they feel that noise from events at the premises – and noise caused by people leaving the premises – will impact on residents and businesses in the area as well as staff, visitors and patients at Cheltenham General Hospital.

The Revd Geoffrey Cox, Murvagh Close, has objected on the grounds that the sale of alcohol at the premises may cause crime and disorder, that the sale of alcohol in proximity of a swimming pool may cause a public safety risk and a risk of harm to children, and that music at the premises could cause a public nuisance.

Mr & Mrs Dallas, Keynsham Road, have objected on the grounds that events at the premises will cause a public nuisance in terms of noise and a crime and disorder issue in terms of drunkenness from people leaving the premises.

Mr & Mrs Dormer, Sandford Park Place, have submitted an objection on the grounds that noise at the premises will cause a public nuisance and that there is potential for crime and disorder.

Helen Downes has objected on the grounds that noise of music at the premises will be a public nuisance, that the application may cause an increase in crime, drug taking, traffic, parking problems and air pollution in the vicinity.

Simon and Kay Flynn, Keynshambury Road, have objected on the basis that the Lido is already a noisy venue and that the application will exacerbate drunken and antisocial behaviour in the vicinity.

Adam and Jennifer Gillespie, Keynshambury Road, have objected on the grounds that the availability of alcohol at the premises will cause noise and antisocial behaviour.

G. Gosling, Sandford Park Place, has objected on the basis that the licence will cause noise in a domestic area and an increase in traffic and antisocial behaviour in the vicinity.

Joyce Green, Murvagh Close, has objected on the basis that noise nuisance will be caused by the music and by people leaving the venue having consumed alcohol, and that increased traffic would cause a problem.

Doreen Hardy has objected on the grounds that the premises licence will increase traffic, noise, disturbance and antisocial behaviour.

HJO Harries, Keynshambury Road, has objected to the application on the grounds that a public nuisance will be caused by music at the premises.

Steve and Lesley Hayes, Sandford Park Place, have objected on the grounds that music and noise at the premises has caused problems to them in the past and would cause a public nuisance if the licence is granted.

Tom Hindley, Keynsham Road, has objected on the grounds that the application will cause a noise disturbance and increase crime and disorder as people leave the premises.

Tessa and Mike Holloway, Murvagh Close, have objected on the grounds that the activities will cause an increase in crime and disorder and noise issues.

Henry James, Priory Place, has objected on the grounds that the application will increase noise and nuisance in nearby Sandford Park as people leave the premises.

Mr and the Rev Knight, Keynshambury Road, have objected on the grounds of potential noise nuisance, light pollution, increased traffic and parking problems.

Mr RVA Knight, Sandford Park Place, has submitted a representation in support of the application on the grounds that the modified proposals are a good compromise and that the activities at the premises will be widely enjoyed.

Rob Lacey, Keynsham Road, has submitted a representation in support of the application as he feels the activities would be of benefit to people in the area and would not cause problems.

Hilary Larsen, Sandford Park Place, has objected to the application on the basis of public nuisance caused by noise and crime and disorder caused by people leaving the premises having consumed alcohol.

Emma Levings, Murvagh Close, has objected on the grounds that the activities could cause noise pollution, problems with parking and increased crime and vandalism.

Suzanne Lonterman has objected on the grounds that the availability of alcohol at the premises could have a detrimental effect on people in the vicinity and the safety of children.

Roger McNair, Sandford Park Place, has written to support the application which he believes will benefit both the Lido and the wider community.

Ian Melican and Marianne Crossman, Keynshambury Road, have objected to the application on the grounds of public nuisance caused by entertainment and large groups of people, and crime and disorder caused by the consumption of alcohol.

Rowena Michaels has objected to the application due to concerns that the application could increase noise levels and could cause antisocial behaviour due to the sale of alcohol.

Gordon Milden, Keynsham Road, objected due to concerns about the safety of children if alcohol is sold at the premises as well as noise problems and increased traffic.

Richard Miller, Keynsham Road, has objected due to concerns about noise and disturbance from people leaving the premises and noise nuisance caused by live amplified music.

Nigel Millington, College Gate, has objected due to concerns that noise from recorded music will cause a nuisance and the potential impact on crime and littering of alcohol sales.

Inga Moss-Jones, Keynshambury Road, has opposed the granting of the licence because of concerns about noise from music at the premises, as well as concerns about children using swimming facilities at premises where alcohol is sold.

John Moss-Jones has objected due to concerns that noise from amplified live music, film, theatre and dance will cause a public nuisance and that the sale of alcohol will cause an increase in crime and disorder.

Beryl Newman, Priory Place, has opposed the granting of the licence due to concerns about drunken behaviour and additional noise.

John Phair, Murvagh Close, has objected to the application due to concerns about noise and disruption caused by open air functions and nuisance behaviour from people leaving the premises having consumed alcohol.

John Potter, Carol Potter and Ashley Parsons, Keynsham Road, have opposed the application on the grounds of public nuisance caused by loud noise from events at the premises.

Andrea Ramsey, Orrisdale Terrace, has objected to the application due to concerns about noise caused by events and people leaving the premises, and the potential for crime and disorder if people using the premises consume alcohol.

Judith Rhodes has objected due to concerns about the sale of alcohol at the premises causing noise and disruption to people living in the vicinity.

Mr & Mrs Richards, Murvagh Close, have objected on the grounds that evening events at the premises will cause a noise nuisance to local residents.

Mrs Carol Rose, Murvagh Close, has objected on the grounds that the sale of alcohol in proximity to water may be cause a danger to children.

Adam and Emma Rye, Sandford Park Place, have objected on the grounds that events at the premises have caused a public nuisance which will be aggravated by the licence being granted.

Geraldine Sheridan, Keynshambury Road, has objected due to concerns about noise from the premises and the potential for increased antisocial behaviour if the sale of alcohol is authorised.

Vic Stannard has objected on the grounds that events at the premises will cause noise which will be a public nuisance.

Alan and Gwen Taylor have objected on the basis that the proposals will cause litter and noise pollution.

Maxine Taylor, Keynshambury Road, has objected due to concerns that the sale of alcohol will cause public nuisance due to noise and antisocial behaviour from people at the premises and vacating it afterwards.

Richard Taylor, Keynshambury Road, has objected due to concerns that the sale of alcohol will cause public nuisance due to noise and antisocial behaviour from people at the premises and vacating it afterwards.

Thomas Turnbull, Murvagh Close, has objected due to concerns about noise nuisance from music at the premises, traffic noise caused by events at the premises and the potential for light pollution.

NH Turner has objected on the grounds that the application may cause noise pollution.

Christopher Walls, Priory Lawn, has objected due to concerns that the licence will cause drunkenness, antisocial behaviour and nuisance.

Mrs Michelle Way, Keynsham Road, has objected to the application on the grounds that there will be a public nuisance caused by music at the premises and by people leaving the premises.

Karen Woodley, Keynsham Road, has objected on the grounds that the sale of alcohol in proximity to water is a public safety concern and that noise nuisance will be caused by events.

Sir Simon Wratten, College Road, has objected on the grounds of public nuisance caused by noise at the premises and crime and disorder caused by people leaving the premises.

5. Local Policy Considerations

- 5.1 The 2003 Act introduces a unified system of regulation through two new types of licences: the premises licence (club premises certificates for qualifying clubs) and the personal licence. The Borough Council, as the licensing authority, is responsible for licensing all outlets in the borough that sell or supply alcohol or carry out any other 'licensable activities': public entertainment, theatre, cinema, or late night refreshment.
- 5.2 The system is underpinned by four objectives: i) the prevention of crime and disorder; ii) public safety; iii) the prevention of public nuisance; and, iv) the protection of children from harm. The licensing authority must promote these objectives in carrying out its functions.
- 5.3 The Council's adopted licensing policy statement (Council 10th Feb 2012) includes the following:
- 5.4 The main purpose of this policy is to provide clarity to applicants, interested parties and responsible authorities on how the Council will determine applications for the sale/supply of alcohol, the provision of regulated entertainment and the provision of late night refreshment and also to provide a basis for all licensing decisions taken by the Council over the next three years. It will also inform elected Members of the parameters within which licensing decisions can be made. (Paragraph 1.3)
- 5.5 Through this policy the Council hopes that residents of and visitors to Cheltenham will be able to enjoy their leisure time safely and without fear of violence, intimidation or disorder while at licensed premises. (Paragraph 1.4)
- 5.6 An effective licensing policy, alongside other initiatives, will work towards promoting the positive aspects of deregulation under the Act, such as promoting tourism, increasing leisure provision and encouraging the regeneration of the town centre as well as controlling the negative impacts such as increase in noise, nuisance, anti-social behaviour and crime and disorder. (Paragraph 1.5)
- 5.7 It should be understood that this policy and the section 182 Guidance cannot anticipate every scenario or set of circumstances that may arise and as such there may be circumstances where the policy or guidance may be departed from in the interests of the promotion of the licensing objectives and where it is deemed appropriate to do so. In such cases the Council will give full reasons for departing from this policy. (Paragraph 1.6)
- 5.8 The Council will carry out its licensing functions under the Act with a view to promoting the four licensing objectives, which are:-

- (a) The prevention of crime and disorder;
 - (b) Public safety;
 - (c) The prevention of public nuisance; and
 - (d) The protection of children from harm. (Paragraph 4.1)
- 5.9 The aim of the licensing process is to regulate licensable activities so as to promote the licensing objectives. (Paragraph 4.2)
- 5.10 In determining a licensing application, the overriding principle adopted by the Council will be that each application is determined on its merits. Licence conditions will be tailored to the individual application and only those appropriate to promote the licensing objectives will be imposed. (Paragraph 4.3)
- 5.11 Each of the four objectives is of equal importance and will be considered in relation to matters centred on the premises or within the control of the licensee and the effect which the operation of that business has on the vicinity. (Paragraph 4.5)
- 5.12 Through their operating schedule, applicants will be expected, where necessary, to demonstrate the positive steps taken to promote the licensing objectives. (Paragraph 5.3)
- 5.13 The operating schedule is a key document and, if prepared comprehensively, will form the basis on which premises can be licensed without the need for additional extensive conditions. The Council expects an operating schedule to indicate the steps that the applicant proposes to take to promote the licensing objectives. (Paragraph 5.4)
- 5.14 Applicants will be expected to propose practical measures to prevent disturbance to local residents and to indicate what action will be taken to prevent or reduce noise emanating from the premises. (Paragraph 5.6)
- 5.15 The complexity and detail required in the operating schedule will depend upon the nature and use of the premises. For premises such as a public house where public entertainment is not provided, only a relatively simple document will be required. For a major public entertainment venue it will be expected that issues such as public safety and crime and disorder will be addressed in detail. (Paragraph 5.7)

Crime and disorder

- 5.16 The promotion of the licensing objective to prevent crime and disorder, places a responsibility on licence holders to become key partners in promoting this objective. (Paragraph 5.11)
- 5.17 Applicants will be expected to demonstrate in their operating schedule that suitable and sufficient measures have been identified and will be implemented and maintained to reduce or prevent crime and disorder on and in the vicinity of their premises, relevant to the individual style and characteristics of their premises and events. (Paragraph 5.12)
- 5.18 When addressing the issue of crime and disorder, the applicant should demonstrate that those factors that impact on crime and disorder have been considered. These factors may include (a) Underage drinking; (b) Drunkenness

on premises; (c) Public drunkenness; (d) Drugs; (e) Violent behaviour; and (f) Anti-social behaviour. (Paragraph 5.13)

5.19 Where relevant representations are received the Council may impose appropriate conditions on premises licences and club premises certificates. Appropriate conditions include:-

- (a) adoption of a 'Challenge 21 or Challenge 25' policy;
- (b) adoption of best practice guidance including our voluntary code of practice for Reducing Alcohol Related Violence (RARV);
- (c) agreeing a prescribed capacity for the premises;
- (d) requirements for an appropriate ratio of tables and chairs to customers, based on capacity, and for areas to be allocated permanently for seated customers in order to prevent overcrowding, which can lead to disorder and violence;
- (e) a requirement for Security Industry Authority registered door supervisors to control numbers of persons entering the premises and to deny entry to individuals who appear drunk, disorderly or intent on crime;
- (f) requirements that drinking vessels be made of toughened glass or plastic or other materials that do not form a sharp edge when broken, and that glass bottles are not passed to customers. This may be a particular concern if drinks are to be consumed outside premises;
- (g) restrictions on drinking in areas within and outside the premises;
- (h) limitations on the types of promotions of alcoholic drinks, so as not to encourage excessive drinking, or drunkenness;
- (i) the maintenance of good order by the management, particularly where alcohol is supplied for consumption and where large numbers of people are admitted;
- (j) dedicated communications networks between management teams, local police and other licensed premises to provide early warning of disorder;
- (k) warning signs about crime prevention measures;
- (l) clear policies and measures to prevent weapons or illegal drugs being brought onto the premises and measures to discourage the use of illegal drugs; and/or
- (m) the installation and maintenance of appropriately sited closed circuit television cameras (CCTV) to be operational during the period of the licence, and other appropriate times both inside and immediately outside the premises which can provide images of a suitable quality for use as evidence. (Paragraphs 5.15-5.16)

Public safety

5.20 The Council in its role as Licensing Authority must try to ensure the safety of people visiting and working in licensed premises. The Council will need to be satisfied that measures to promote public safety including risk assessments, setting safe capacities and adequate means of escape are put in place and maintained, if not adequately provided for by other regulatory regimes. (Paragraph 5.17)

5.21 Consideration should be given to whether:

- (a) appropriate and satisfactory general and technical risk assessments, management procedures and certificates have been made available to the relevant responsible authority and to the Licensing Authority, that demonstrate that the public will be safe within and in the vicinity of the premises;

- (b) the premises already has a licence or a fire certificate that specifies the maximum number of people that can attend it or be present and, if not, whether a risk assessment has been undertaken to assess the maximum number of people in terms of capacity in various parts of the premises, so that they can be operated safely and can be evacuated safely in the event of an emergency;
- (c) there are procedures proposed to record and limit the number of people on the premises with opportunities for going outside and readmission;
- (d) patrons can arrive at and depart from the premises safely;
- (e) music, dance and performance venues will use equipment or special effects that may affect public safety (i.e. moving equipment, pyrotechnics, strobe lights, smoke machines);
- (f) there are defined responsibilities and procedures for medical and other emergencies and for calling the emergency services, and/or
- (g) the levels of compliance with conditions on existing licences relating to public safety. (Paragraph 5.18)

Prevention of Public Nuisance

- 5.22 The Council will expect applicants to set out in their operating schedules the steps taken, or proposed to be taken, to deal with the potential for public nuisance arising from the operation of the premises. (Paragraph 5.22)
- 5.23 Applicants should identify and describe through a risk assessment how these risks will be managed. Public nuisance could include low-level nuisance perhaps affecting a few people living locally as well as major disturbance affecting the whole community. (Paragraph 5.23)
- 5.24 The role of the Council is to maintain an appropriate balance between the legitimate aspirations of the entertainment industry and the needs of residents and other users of the town including businesses, workers, shoppers and visitors. (Paragraph 5.24)
- 5.25 Playing of music can cause nuisance both through noise breakout and by its effect on patrons, who become accustomed to high sound levels and to shouting to make themselves heard, which can lead to them being noisier when leaving premises. Other major sources of noise nuisance are vehicles collecting customers, the slamming of car doors and the sounding of horns. These noises can be particularly intrusive at night when ambient noise levels are lower. (Paragraph 5.25)
- 5.26 Where relevant representations are received, the Council may attach appropriate conditions to licences, necessary to support the prevention of undue noise disturbance from licensed premises. Where premises remain open after midnight the licence holder, will be expected to provide facilities which are relevant to controlling noise and the patrons of those premises late at night. The Council also expects that premises which produce noise generating licensable activities are acoustically controlled and engineered to a degree where the noise from the premises when compared to the ambient noise level will not cause undue disturbance. (Paragraph 5.26)
- 5.27 The provision of tables and chairs outside the premises, either on the highway or on private land, and the provision of beer gardens, can enhance the attractiveness of the venue. It can have the benefit of encouraging a continental style café culture and family friendly venues. However, late at night,

tables and chairs and beer gardens can cause significant public nuisance to residents whose homes overlook these areas. (Paragraph 5.27)

- 5.28 More recently the introduction of the new ‘smoke free public places’ legislation in July 2007 has led to an increase in the number of people outside licensed venues. Where outside facilities are provided the licensing authority expects applicants to provide details in their application of:-
- (a) the location of open air areas;
 - (b) how the outside areas will be managed to prevent noise, smell, or obstruction and nuisance to neighbours and the public. (Paragraph 5.28)
- 5.29 Licensees and their staff are expected to have sufficient measures in place to prevent such problems arising including a suitable litter and waste management program to ensure that the area outside the premises is kept free of litter at all times. (Paragraph 5.29)
- 5.30 Where the Council receives relevant representations, or where a responsible authority or an interested party seeks a review, the Council may consider imposing conditions to improve the management of the outside area or prohibiting or restricting the use of these areas in order to promote the public nuisance objective. (Paragraph 5.30)
- 5.31 Conditions may include maximum noise levels over particular time periods, the installation of acoustic lobbies; provision of signs, publicity and dispersal policies. (Paragraph 5.31)

Protection of children from harm

- 5.32 The Council needs to satisfy itself that there are appropriate measures in place to protect children from harm. (Paragraph 5.32)
- 5.33 The Council will expect applicants, where necessary to consider the measures necessary to promote the licensing objective of protecting children from harm when on the premises. (Paragraph 5.33)
- 5.34 These measures may include staff training on how to control the entry of children and young people under 18 and the vetting of staff who will supervise them. Applicants will have to give particular regard to these measures in applications for licences involving:-
- (a) the sale of alcohol;
 - (b) children’s performances;
 - (c) attractions or performances likely to attract children. (Paragraph 5.34)
- 5.35 It is an offence to sell alcohol to children. In this context, children are defined as individuals under 18. The provisions of the Act are that unaccompanied children under 16 should not be on “premises being used exclusively or primarily for the supply of alcohol” (eg “alcohol led” premises such as pubs, bars and nightclubs). In addition, it is an offence to allow unaccompanied children under 16 on premises licensed to sell alcohol for consumption on the premises after midnight but before 05:00. (Paragraph 5.35)
- 5.36 Issues for consideration include:-
- (a) installing effective measures to check the age of those young people who appear under 21 to ensure that alcohol is not sold to those under 18 and those under 16 are accompanied in alcohol led premises;

- (b) the supply of alcohol for consumption on the premises is the;
- (c) exclusive or primary purpose of the services provided at the premises;
- (d) accompanied children under 16 on the premises of which the primary purpose is supply of alcohol for consumption on the premises are taking a table meal or are being entertained by a live performance;
- (e) the hour to which accompanied children under 16 are proposed to be on the premises where the exclusive or primary purpose of the services provided at the premises is the supply of alcohol for consumption on the premises;
- (f) due regard is paid to industry codes of good practice on the labelling and display of alcoholic drinks;
- (g) there are adequate procedures for identifying unaccompanied or lost children and ensuring that they are kept safe and adequately supervised until they can be handed over to a responsible adult;
- (h) the likelihood of children being attracted to the premises; eg by the nature of activities or facilities provided whether or not these are licensed;
- (i) there is evidence of heavy, binge or underage drinking on the premises;
- (j) the premises commonly provides entertainment or services of an adult or sexual nature;
- (k) there is a strong element of gambling on the premises;
- (l) age restricted films are to be shown classified in accordance with the recommendations of the British Board of Film Classification;
- (m) the number of adults required for the supervision of children and the suitability and vetting of those adults to ensure they pose no risk to children. Obtaining Enhanced Disclosure from the Criminal Records Bureau may be appropriate in some cases. (Paragraph 5.36)

6. National Guidance

- 6.1 Statutory guidance has been issued under Section 182 of the Licensing Act 2003 (guidance updated March 2015). The committee must have regard to the guidance when determining this application. Below are relevant extracts for the benefit of the committee. Emphasis added.

Licensing objectives and aims

- 6.2 The legislation provides a clear focus on the promotion of four statutory objectives *which must be addressed when licensing functions are undertaken*. (1.2)
- 6.3 The licensing objectives are:
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm. (1.3)
- 6.4 *Each objective is of equal importance. There are no other statutory licensing objectives, so that the promotion of the four objectives is a paramount consideration at all times.* (1.4)
- 6.5 However, the legislation also supports a number of other key aims and purposes. These are vitally important and should be principal aims for everyone involved in licensing work.

They include:

- protecting the public and local residents from crime, anti-social behaviour and noise nuisance caused by irresponsible licensed premises;
- giving the police and licensing authorities the powers they need to effectively manage and police the night-time economy and take action against those premises that are causing problems;
- recognising the important role which pubs and other licensed premises play in our local communities by minimising the regulatory burden on business, encouraging innovation and supporting responsible premises;
- providing a regulatory framework for alcohol which reflects the needs of local communities and empowers local authorities to make and enforce decisions about the most appropriate licensing strategies for their local area; and
- encouraging greater community involvement in licensing decisions and giving local residents the opportunity to have their say regarding licensing decisions that may affect them. (1.5)

Legal status

- 6.6 *Section 4 of the 2003 Act provides that, in carrying out its functions, a licensing authority must 'have regard to' guidance issued by the Secretary of State under section 182. This Guidance is therefore binding on all licensing authorities to that extent.* However, this Guidance cannot anticipate every possible scenario or set of circumstances that may arise and, as long as licensing authorities have properly understood this Guidance, they may depart from it if they have good reason to do so and can provide full reasons. Departure from this Guidance could give rise to an appeal or judicial review, and the reasons given will then be a key consideration for the courts when considering the lawfulness and merits of any decision taken. (1.9)

Licence conditions – general principles

- 6.7 Conditions on a premises licence or club premises certificate are important in setting the parameters within which premises can lawfully operate. The use of wording such as “must”, “shall” and “will” is encouraged. Licence conditions:
- must be appropriate *for the promotion of the licensing objectives*;
 - must be precise and enforceable;
 - must be unambiguous and clear in what they intend to achieve;
 - should not duplicate other statutory requirements or other duties or responsibilities placed on the employer by other legislation;
 - must be tailored to the individual type, location and characteristics of the premises and events concerned;
 - should not be standardised and may be unlawful when it cannot be demonstrated that they are appropriate for the promotion of the licensing objectives in an individual case;
 - should not replicate offences set out in the 2003 Act or other legislation;
 - should be proportionate, justifiable and be capable of being met, (for example, whilst beer glasses may be available in toughened glass, wine glasses may not);
 - cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder and their staff, but may impact

on the behaviour of customers in the immediate vicinity of the premises or as they enter or leave; and

- should be written in a prescriptive format. (1.16)

Each application on its own merits

6.8 *Each application must be considered on its own merits and in accordance with the licensing authority's statement of licensing policy; for example, if the application falls within the scope of a cumulative impact policy. Conditions attached to licences and certificates must be tailored to the individual type, location and characteristics of the premises and events concerned.* This is essential to avoid the imposition of disproportionate and overly burdensome conditions on premises where there is no need for such conditions. Standardised conditions should be avoided and indeed may be unlawful where they cannot be shown to be appropriate for the promotion of the licensing objectives in an individual case. (1.17)

Crime and disorder

6.9 Conditions should be targeted on deterrence and preventing crime and disorder. For example, where there is good reason to suppose that disorder may take place, the presence of closed-circuit television (CCTV) cameras both inside and immediately outside the premises can actively deter disorder, nuisance, anti-social behaviour and crime generally. Some licence holders may wish to have cameras on their premises for the prevention of crime directed against the business itself, its staff, or its customers. But any condition may require a broader approach, and it may be appropriate to ensure that the precise location of cameras is set out on plans to ensure that certain areas are properly covered and there is no subsequent dispute over the terms of the condition. (Paragraph 2.3)

Public safety

6.10 Licence holders have a responsibility to ensure the safety of those using their premises, as a part of their duties under the 2003 Act. This concerns the safety of people using the relevant premises rather than public health which is addressed in other legislation. Physical safety includes the prevention of accidents and injuries and other immediate harms that can result from alcohol consumption such as unconsciousness or alcohol poisoning. Conditions relating to public safety may also promote the crime and disorder objective as noted above. There will of course be occasions when a public safety condition could incidentally benefit a person's health more generally, but it should not be the purpose of the condition as this would be outside the licensing authority's powers (be ultra vires) under the 2003 Act. Conditions should not be imposed on a premises licence or club premises certificate which relate to cleanliness or hygiene. (Paragraph 2.6)

6.11 A number of matters should be considered in relation to public safety. These may include:

- Fire safety;
- Ensuring appropriate access for emergency services such as ambulances;
- Good communication with local authorities and emergency services, for example communications networks with the police and signing up for local incident alerts;

- Ensuring the presence of trained first aiders on the premises and appropriate first aid kits;
 - Ensuring the safety of people when leaving the premises (for example, through the provision of information on late-night transportation);
 - Ensuring appropriate and frequent waste disposal, particularly of glass bottles;
 - Ensuring appropriate limits on the maximum capacity of the premises; and
 - Considering the use of CCTV in and around the premises (this may also assist with promoting the crime and disorder objective). (Paragraph 2.7)
- 6.12 The measures that are appropriate to promote public safety will vary between premises and the matters listed above may not apply in all cases. Applicants should consider when making their application which steps it is appropriate to take to promote the public safety objective and demonstrate how they achieve that. (Paragraph 2.8)
- 6.13 Licence holders should make provision to ensure that premises users safely leave their premises. Measures that may assist include:
- Providing information on the premises of local taxi companies who can provide safe transportation home; and
 - Ensuring adequate lighting outside the premises, particularly on paths leading to and from the premises and in car parks. (Paragraph 2.9)
- 6.14 “Safe capacities” should only be imposed where appropriate for the promotion of public safety or the prevention of disorder on the relevant premises. For example, if a capacity has been imposed through other legislation, it would be inappropriate to reproduce it in a premises licence. Indeed, it would also be wrong to lay down conditions which conflict with other legal requirements. However, if no safe capacity has been imposed through other legislation, a responsible authority may consider it appropriate for a new capacity to be attached to the premises which would apply at any material time when the licensable activities are taking place and make representations to that effect. For example, in certain circumstances, capacity limits may be appropriate in preventing disorder, as overcrowded venues can increase the risks of crowds becoming frustrated and hostile. (Paragraph 2.11)

Public nuisance

- 6.15 The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter. (Paragraph 2.14)
- 6.16 Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It may include in appropriate circumstances the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises. Public nuisance may also arise as

a result of the adverse effects of artificial light, dust, odour and insects or where its effect is prejudicial to health. (Paragraph 2.15)

- 6.17 Conditions relating to noise nuisance will usually concern steps appropriate to control the levels of noise emanating from premises. This might be achieved by a simple measure such as ensuring that doors and windows are kept closed after a particular time, or persons are not permitted in garden areas of the premises after a certain time. More sophisticated measures like the installation of acoustic curtains or rubber speaker mounts to mitigate sound escape from the premises may be appropriate. However, conditions in relation to live or recorded music may not be enforceable in circumstances where the entertainment activity itself is not licensable (see chapter 15). Any conditions appropriate to promote the prevention of public nuisance should be tailored to the type, nature and characteristics of the specific premises and its licensable activities. Licensing authorities should avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are expensive to purchase and install and are likely to be a considerable burden for smaller venues. (Paragraph 2.16)
- 6.18 As with all conditions, those relating to noise nuisance may not be appropriate in certain circumstances where provisions in other legislation adequately protect those living in the area of the premises. But as stated earlier in this Guidance, the approach of licensing authorities and responsible authorities should be one of prevention and when their powers are engaged, licensing authorities should be aware of the fact that other legislation may not adequately cover concerns raised in relevant representations and additional conditions may be appropriate. (Paragraph 2.17)
- 6.19 Where applications have given rise to representations, any appropriate conditions should normally focus on the most sensitive periods. For example, the most sensitive period for people being disturbed by unreasonably loud music is at night and into the early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping. This is why there is still a need for a licence for performances of live music between 11 pm and 8 am. In certain circumstances, conditions relating to noise emanating from the premises may also be appropriate to address any disturbance anticipated as customers enter and leave. (Paragraph 2.18)
- 6.20 Measures to control light pollution will also require careful thought. Bright lighting outside premises which is considered appropriate to prevent crime and disorder may itself give rise to light pollution for some neighbours. Applicants, licensing authorities and responsible authorities will need to balance these issues. (Paragraph 2.19)
- 6.21 Beyond the immediate area surrounding the premises, these are matters for the personal responsibility of individuals under the law. An individual who engages in anti-social behaviour is accountable in their own right. However, it would be perfectly reasonable for a licensing authority to impose a condition, following relevant representations, that requires the licence holder or club to place signs at the exits from the building encouraging patrons to be quiet until they leave the area, or that, if they wish to smoke, to do so at designated places on the premises instead of outside, and to respect the rights of people living nearby to a peaceful night. (Paragraph 2.20)

Protection of children from harm

- 6.22 The protection of children from harm includes the protection of children from moral, psychological and physical harm. This includes not only protecting children from the harms associated directly with alcohol consumption but also wider harms such as exposure to strong language and sexual expletives (for example, in the context of exposure to certain films or adult entertainment). Licensing authorities must also consider the need to protect children from sexual exploitation when undertaking licensing functions. (Paragraph 2.21)
- 6.23 The Government believes that it is completely unacceptable to sell alcohol to children. Conditions relating to the access of children where alcohol is sold and which are appropriate to protect them from harm should be carefully considered. (Paragraph 2.22)
- 6.24 Licensing authorities and responsible authorities should expect applicants, when preparing an operating schedule or club operating schedule, to set out the steps to be taken to protect children from harm when on the premises. (Paragraph 2.25)
- 6.25 Conditions, where they are appropriate, should reflect the licensable activities taking place on the premises. In addition to the mandatory condition regarding age verification, other conditions relating to the protection of children from harm can include:
- restrictions on the hours when children may be present;
 - restrictions or exclusions on the presence of children under certain ages when particular specified activities are taking place;
 - restrictions on the parts of the premises to which children may have access;
 - age restrictions (below 18);
 - restrictions or exclusions when certain activities are taking place;
 - requirements for an accompanying adult (including for example, a combination of requirements which provide that children under a particular age must be accompanied by an adult); and
 - full exclusion of people under 18 from the premises when any licensable activities are taking place. (Paragraph 2.26)
- 6.26 Licensing authorities should give considerable weight to representations about child protection matters. (Paragraph 2.28)
- 6.27 The 2003 Act provides that, where a premises licence or club premises certificate authorises the exhibition of a film, it must include a condition requiring the admission of children to films to be restricted in accordance with recommendations given either by a body designated under section 4 of the Video Recordings Act 1984 specified in the licence (the British Board of Film Classification is currently the only body which has been so designated) or by the licensing authority itself. Further details are given in Chapter 10. (Paragraph 2.29)
- 6.28 Theatres may present a range of diverse activities and entertainment including, for example, variety shows incorporating adult entertainment. It is appropriate in these cases for a licensing authority to consider restricting the admission of children in such circumstances. Entertainments may also be presented at theatres specifically for children. It will be appropriate to consider whether a

condition should be attached to a premises licence or club premises certificate which requires the presence of a sufficient number of adult staff on the premises to ensure the wellbeing of the children during any emergency. (Paragraph 2.30)

7. Licensing Comments

7.1 When determining this application the sub-committee must have regard to the statutory guidance issued by the Secretary of State, the Council's adopted policy statement, the representations made and the evidence it hears. In particular, the sub-committee must seek to promote the four licensing objectives when determining the application. The four licensing objectives are: (a) the prevention of crime and disorder; (b) public safety; (c) the prevention of public nuisance; and (d) the protection of children from harm.

7.2 Entertainment deregulation

The sub-committee is advised that since this application was made, the Legislative Reform (Entertainment Licensing) Order 2014 has come into force. The effects of the Order relevant to this application are as follows:

Live and recorded music

From 6th April 2015, live music and recorded music are no longer regulated between 08:00 and 23:00 hours for audiences up to 500 people at premises licensed to sell alcohol for consumption on the premises.

Performance of plays and performance of dance

From 6th April 2015 these forms of entertainment are no longer licensable between 08:00 and 23:00 hours in the presence of an audience up to 500 people.

In the interests of clarity, this means that as long as the activity is within the times and audience limits shown above:

- any premises can have plays and dance performances; and
- any premises licensed to sell alcohol for consumption on the premises can provide live and recorded music without needing to license those activities.

7.3 Representations which do not relate to one or more of the licensing objectives must not be taken into account. In particular Members should bear in mind the following comments in relation to some of the representations received.

Other premises

Several of the objectors have suggested that there are other alcohol and entertainment venues in the area and that there is therefore no need for another. Members should consider such comments to be irrelevant because each application is decided on its own merits and the availability of other premises in the area is not related to any of the licensing objectives. Cheltenham Borough Council does not have a cumulative impact policy, and therefore the cumulative effect of licensable activities in the Borough as a whole should not be taken into consideration. This application should be considered alone.

Vandalism and antisocial behaviour

Several objectors have referred to antisocial behaviour and damage to property in the vicinity, in the wider area and in the adjacent Sandford Park. Public nuisance and crime and disorder are relevant considerations for the sub-committee, but Members must be mindful that they are considering the merits of this application alone and should only take into account the effects on the licensing objectives of the licensable activities applied for.

Statutory guidance makes it clear that outside the immediate vicinity of the premises, individuals engaging in antisocial behaviour are accountable for their own actions and such matters are the personal responsibility of individuals, rather than that of the premises operators. Conditions imposed by a licensing authority on a premises licence *“cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder and their staff, but may impact on the behaviour of customers in the immediate vicinity of the premises or as they enter or leave”*. (Statutory guidance paragraph 1.16)

Future applications

Members should not take into account comments that this application may be “the thin end of the wedge” and may lead to applications to extend the scope of the licence in the future. The reason that such concerns are not relevant is that the sub-committee is only determining the application as it currently stands, not future applications. Any future application to extend the scope of licensable activities at the premises would require another application to be made, which would include another public consultation process in which any person may make representation.

Parking and littering

Several objectors have expressed concerns about environmental factors such as difficulty parking and increased litter in the vicinity of the premises. Whilst these are not irrelevant considerations, Members must consider whether such factors relate to one or more of the licensing objectives – for example the prevention of public nuisance – and if so, whether there is evidence that such nuisance is likely to be a result of the licensable activities applied for.

Inability to change a licence once granted

Some objectors have expressed concern that if the licence is granted, it would be difficult to do anything about it if it caused problems in the future. In fact as Members will be aware, the Act provides for a review process that any person or responsible authority can engage at any time if a premises licence has a detrimental effect on any of the licensing objectives.

Alcohol free zone

Objectors have pointed out that Sandford Park is an ‘alcohol-free zone’ and that an application for a licence to sell alcohol in the vicinity is incompatible with that. Members should bear in mind firstly that the application relates solely to the premises Sandford Parks Lido, not the park itself, and secondly that an ‘alcohol-free zone’ does not mean that alcohol is banned. Rather, in an alcohol-free zone, an offence is committed if an individual continues to consume alcohol after they have been asked by a police officer not to do so.

Alcohol and water

Several representations refer to the potential danger, particularly to children, of authorising the sale of alcohol in the vicinity of a swimming pool. Members should consider the steps the applicants have proposed in their operating schedule to avoid the risk of harm to children, and whether these are sufficient to remove the risk if one exists.

Problems from other premises

Members should not take into account representations which relate to problems caused by events at other premises. This application should be considered on its merits and the applicants are not accountable for activities held in the past at other premises.

Property values

Representations relating to the value of property are not relevant as they do not relate to one or more of the licensing objectives.

Planning

Representations relating to planning permission and 'change of use' consent are not relevant considerations for this sub-committee as this is a licensing application rather than a planning application. The Planning Authority is a statutory consultee under the Act and has been consulted on this application without objecting. If further planning consent is required that will be a matter for the applicants to discuss with planning officers, but it is not a matter for this sub-committee.

- 7.4 The role of the licensing authority is to ensure the promotion of the licensing objectives and, in so doing, to maintain an appropriate balance between the legitimate aspirations of applicants and the needs of residents and other users of the town.
- 7.5 The sub-committee, having full regard to the steps the applicants have proposed in their operating schedule as well as the relevant representations received, must take such steps as it considers appropriate for the promotion of the licensing objectives.
- 7.6 Having considered all relevant issues, the sub-committee may:
 - Grant the application subject to such conditions as are consistent with the operating schedule, and any additional conditions that the sub-committee considers appropriate for the promotion of the licensing objectives; or
 - Refuse all or part of the application.

Background Papers

Service Records

Licensing Act 2003

Revised Guidance issued under section 182 of the Licensing Act 2003

Cheltenham Borough Council's Statement of Licensing Policy

Report Author

Contact officer: Mr Philip Cooper

E-mail: licensing@cheltenham.gov.uk

Tel no: 01242 264346

This page is intentionally left blank



CHELTENHAM
BOROUGH COUNCIL

Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Sandford Lido Limited

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Sandford Parks Lido Keynsham Road			
Post town	Cheltenham	Postcode	GL53 7PU

Telephone number at premises (if any)	01242 524430
Non-domestic rateable value of premises	£ 27,000

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i. as a limited company please complete section (B)

- ii. as a partnership please complete section (B)
- iii. as an unincorporated association or please complete section (B)
- iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a statutory function or
- a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name Sandford Lido Limited
Address Registered Office Compass House Lypiatt Road Cheltenham GL50 2QJ
Registered number (where applicable) Reg Number 3128079 Charity Number 1052203
Description of applicant (for example, partnership, company, unincorporated association etc.) Sandford Lido Ltd is a company Limited by guarantee to provide Sandford Parks Lido in the interest and social welfare of the residents and visitors to Cheltenham and the surrounding area
Telephone number (if any) 01242 524430
E-mail address (optional) swim@sandfordparkslido.org.uk

Part 3 Operating Schedule

When do you want the premises licence to start?

DD		MM		YYYY		
1	8	0	4	2	0	15

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD		MM		YYYY		

Please give a general description of the premises (please read guidance note 1)
 Sandford Parks Lido is a 1935 historic outdoor swimming facility set in four acres of fully enclosed landscaped grounds. It provides heated changing rooms and toilets, a cafe as well as a 50m heated main swimming pool and heated childrens pool. Within the grounds are large lawns and sundecks. The Lido has a large car park off Keynsham Road.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<p>Please give further details here (please read guidance note 3) We have previously hosted outdoor plays at the venue under a tens license for a number of years. These are usually touring theatre shows which tend to use acoustic instruments. We would like the opportunity to operate a bar during the interval as we believe it would enhance the visitor experience.</p> <p>State any seasonal variations for performing plays (please read guidance note 4)</p> <p>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)</p>		
Mon					
Tue					
Wed					
Thur					
Fri	19.30	22.30			
Sat	19.30	22.30			
Sun	19.30	22.30			

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) We have previously hosted outdoor cinema screening under a tens licence for a number of years. The cinema is amplified to a level for the audience to hear and enjoy the film with a technician operating the audio/visual. We would like the opportunity to operate a bar during the performance as we believe it would enhance the visitor experience.		
Mon					
Tue			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri					
	19.30	22.30			
Sat					
	19.30	22.30			
Sun					
	19.30	22.30			

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)			
Mon						
Tue						
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)			
Thur						
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)			
Sat						
Sun						

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) Occasionally we host live music events at the lido, predominately these are acoustic bands. Last year we hosted a Jazz evening under a tens licence which was amplified and was well received. We would like to host more events of a similar nature.		
Mon					
Tue			State any seasonal variations for the performance of live music (please read guidance note 4)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri					
	19.30	22.30			
Sat					
	19.30	22.30			
Sun					
	19.30	21.00			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input checked="" type="checkbox"/>
Mon			Please give further details here (please read guidance note 3) During our summer season we host private parties for predominantly local charity fundraising initiatives and they may sometimes request background music which we play through our own PA system and strictly control the sound level.		
Tue					
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 4) We would like to play background recorded music during a six week period during the winter. We will confirm the date with Cheltenham Borough Council 30 days in advance.		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
	19.30	22.30			
Sat					
	19.30	22.30			
Sun					
	19.30	21.00			

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
	19.30	22.30			
Sat					
	19.30	22.30			
Sun					
	19.30	21.00			

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)</p>			<p>Please give a description of the type of entertainment you will be providing</p>		
Day	Start	Finish	<p><u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)</p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<p><u>Please give further details here</u> (please read guidance note 3)</p>		
Wed					
Thur			<p><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)</p>		
Fri					
Sat			<p><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)</p>		
Sun					



I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 6)			<u>Will the supply of alcohol be for consumption – please tick</u> (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 4) We would like to be able to offer a bar service during some of our evening events such as theatre and cinema, these take place on either friday or saturday from 19.30 - 22.00 or on sundays from 19.30 - 21.00. We shall notify the Council and Police seven days in advance of such events. We shall not sell alcohol during our public swimming times.		
Mon					
Tue					
Wed					
Thur					
Fri	19.30	22.00			
Sat	19.30	22.00			
Sun	19.30	20.00	<u>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 5) We are considering hosting a winterland experience at the lido for six weeks over the festive period. We would like to include an ice bar for the following hours during those six weeks: Monday - Saturday 16.00 - 22.00 and 16.00 - 20.00 on Sundays. We will confirm dates with Cheltenham Borough Council thirty days in advance.		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor:

Name	Susannah Moffat
Address	
Postcode	
Personal licence number (if known)	
Issuing licensing authority (if known)	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).

L

<p>Hours premises are open to the public Standard days and timings (please read guidance note 6)</p>			<p>State any seasonal variations (please read guidance note 4) These hours are our seasonal hours whilst operating as a lido. Our current lease permits the facility to be in operation up until 22.30 daily.</p>
Day	Start	Finish	<p>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5) During the six week Winterland experience the operating hours will be Monday - Saturday 10.00 - 22.00 on sundays it will be 10.00 - 20.00</p>
Mon	06.00	21.30	
Tue	09.00	21.30	
Wed	06.00	21.30	
Thur	09.00	22.00	
Fri	06.00	22.30	
Sat	09.00	22.30	
Sun	06.00	20.00	

M Describe the steps you intend to take to promote the four licensing objectives:

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

We have been operating Sandford Parks Lido since 1996 we have risk assessed the site and produced a safety document called Pool Safety Operating Procedures (PSOP) as required by HSE. Within this document we detail our normal operating procedures and emergency action plans. In 2015 we will introduce our site specific safeguarding children document. The site is fully enclosed with CCTV to aid site security. Our employees are highly trained, experienced and qualified in working with the general public.

Sale of alcohol

There shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol. No Super-strength beer, lagers or ciders of 5.5% ABV (alcohol by volume) or above shall be sold at the premises. There shall be no sales of alcohol for consumption off the premises. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises during the periods when alcohol is authorised for sale.

A 'winding-down and dispersal' policy shall be adopted that includes measures to achieve a gradual and orderly dispersal of customers at the end of the trading session. These measures shall commence at least 15 minutes before the bar closes, and shall include slowing down the tempo of any music, a significant reduction in the volume of music and announcements requesting customers to leave the premises quietly and respect the peace and quiet of the local residents.

During our proposed winter event the Designated Premises Supervisor or premises licence holder shall bring the contents of the licence and licence conditions to the attention of all door supervisors and other staff employed at the premises and a direct telephone number for the manager of the event shall be publicly available at all times the premises is open. This telephone number is to be made available to residents in the vicinity. Consumption of alcohol shall cease 30 minutes after the time authorised for its sale or supply/provision of licensable activities. The premises licence holder shall ensure that a sign, indicating the hours during which licensable activities are permitted to take place, is displayed in, on or immediately outside the premises in a position where the notice can be conveniently read by members of the public.

The premises licence holder shall ensure that, when disabled people are present, adequate arrangements exist to enable their safe evacuation in the event of an emergency and that disabled people on the premises are made aware of those arrangements.

The rules of admission to the premises shall be clearly and prominently on display at the entrance to the premises.

b) The prevention of crime and disorder

The site is fully enclosed with CCTV we have very experienced staff working on site throughout our public operating hours to try and prevent crime and disorder. We have an excellent working relationship with Gloucestershire Police and work proactively with them should any incident occur. We are proud of our image as a family focused facility and work hard to ensure the safety of all visitors.

The CCTV system shall be maintained in good working order, shall record at all times the premises are open, and recordings shall be kept for a minimum of 14 days and be provided on DVD to officers of the council, trading standards or police on request.

A staff member who is conversant with the operation of the CCTV system, shall be on the premises at all times when the premises are open to the public. This staff member must be able to show the police or licensing office recent data or footage with the absolute minimum of delay when requested to do so.

c) Public safety

We utilise our PSOP document to ensure public safety at all times. Employees are suitably qualified and trained to work on our site. During evening events staff are employed to ensure public safety and prevent and dissuade entry to the swimming pools.

During the proposed winter event SIA licensed door supervisors shall be on duty at the premises at all times whilst open to the public. If door supervisors are required to undertake body searches then at least one female supervisor shall be available to undertake the body searches of female customers. A written search policy that aims to prevent customers or staff bringing illegal drugs, weapons or other illegal items onto the premises at any time shall be in place and operate at the premises.

Where door supervisors are required the premises licence holder (or Designated Premises Supervisor) shall keep records showing the names of the supervisor, their SIA badge number and expiry date, and the date/time that they were employed. A copy should be available immediately upon request to an authorised officer of Gloucestershire Police or the Council. All staff engaged outside the entrance to the premises, or supervising or controlling queues, shall wear high visibility jackets or vests.

For a period of 30 minutes following the closure of the bar, or until all customers have dispersed from the immediate vicinity if longer, there shall be a minimum of 2 door supervisors on the street outside the premises wearing high-visibility clothing to ensure the safe, orderly and quiet dispersal of customers in the immediate vicinity.

No glass bottles containing beverages of any kind, whether sealed or open, shall be given to customers on the premises whether at the bar or by staff serving away from the bar. No customers carrying open or sealed bottles shall be admitted to the premises at any time that the premises are open to the public. The premises licence holder/designated premises supervisor shall ensure that no customers shall take glasses outside area shown and edged in red on the plan forming part of the premises licence.

Any person found with illegal drugs must be reported to a Police officer immediately. Whilst licensable activities are taking place, the toilets at the premises must be checked at least hourly for illegal drug use or supply. A written log of all checks must be kept at the premises for 31 days and made available for immediate inspection on the request of an authorised officer of Gloucestershire Constabulary or the Licensing Authority.

An incident log shall be kept at the premises and made available on request to the Police or an authorised officer of the Council. The log will cover the following:

- All crimes reported to the venue
- All ejections of customers
- Any incidents of disorder
- Any seizures of drugs or offensive weapons
- Any faults in the CCTV system
- Any refusal of the sale of alcohol during the hours the premises is licensed to sell it.

The premises licence holder shall ensure that an adequate and appropriate supply of first aid equipment and materials is available on the premises and at least one competent person able to administer First Aid shall be on duty when the public are present and if more than one suitably trained first aider that their respective duties are clearly defined and that adequate records are maintained in relation to the supply of any first aid treatment.

Any special effects or mechanical installations should be arranged and stored so as to minimise any risk to the safety of the audience, performers and staff. These special effects must only be used on the provision of a suitable and sufficient risk assessment and prior notification to the Licensing Authority and Environmental Health.

All escape routes and exits shall be kept unobstructed, in good order and free of trip hazards and clearly identified.

d) The prevention of public nuisance

During our normal operating hours we occasionally play background music and this is always maintained at a low level. Public addresses are limited and only occur as part of our emergency action plan, enforcing site regulations and to aid smooth operation. During our private hires event organisers are prevented from using amplified music and during these evening hires we monitor sound levels from our own PA system to try and prevent any public nuisance.

The music and sound effects for the winter event will be designed by professional sound engineers to ensure all sound is directional to prevent public nuisance. The event will be family focused attraction, with similar visitors to our lido season, which currently doesn't cause public nuisance within our locality.

During our proposed winter event internal and external lighting provided for the purpose of customers and staff safety and for the security of the premises shall be positioned so as not to cause nuisance to neighbouring properties. Lighting associated with regulated entertainment shall be positioned so as not to cause nuisance to neighbouring properties.

The premises licence holder shall ensure that in the absence of adequate daylight, the lighting in any area accessible to the public, members or guests shall be fully operational when they are present.

Lighting provided externally to promote advertising of the premises or activities associated with the premises shall be of an intensity such as not to cause nuisance to neighbouring properties.

Where any regulated entertainment occurs at the premises, the Designated Premises Supervisor, or a person nominated by them, will ensure that noise from such activities is effectively inaudible inside the nearest noise sensitive premises.

The premises licence holder shall monitor the activity of persons leaving the premises and remind them of their public responsibilities where necessary. Customers permitted to temporarily leave and then re-enter the premises shall not be permitted to take drinks or containers with them.

Music noise levels from outdoor regulated entertainment must not exceed those defined in the Code of Practice on Environmental Noise Control at Concerts (The Noise Council 1995 ISBN 0 900103 51 5)

The premises licence holder shall ensure that any queue to enter the premises for a licensable activity which forms outside the premises is orderly and supervised by door staff so as to ensure that there is no public nuisance or obstruction to the public highway.

At the termination of business on each day the outside area immediately to the front of and adjacent to the premises shall be clear of debris and litter.

Any designated queuing area shall be enclosed within appropriate barriers to ensure that the highway is kept clear.

e) The protection of children from harm

Safeguarding children is one of our priorities as a public swimming facility. We work very closely with Gloucestershire Police force and train our employees to a high standard in recognising and managing child protection matters. In 2015 we shall introduce a site specific safeguarding children policy which goes beyond what is currently required by legislation.

During the proposed winter event the premises licence holder shall ensure that a sign, detailing any restrictions on the admission of children, is displayed on or immediately outside the premises in a position where the notice can be conveniently read by members of the public. In cases of an event involving a significant number of unaccompanied children, the premises licence holder shall have a child protection policy in place and carry out suitable DBS checks on its employees where eligible.

A challenge 21 policy shall be operated at the premises at all times. All staff shall require identification of all customers who appear to be less than 21 years old and wish to purchase alcohol. Acceptable proof of age will be a PASS approved proof of age card, UK Passport or a UK photographic driving licence.

Challenge 21 materials shall be displayed at the premises, including at the point of sale, to inform customers of the operation of the scheme.

Checklist:


Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 11).
If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	5 th March 2015
Capacity	Chief Executive

For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

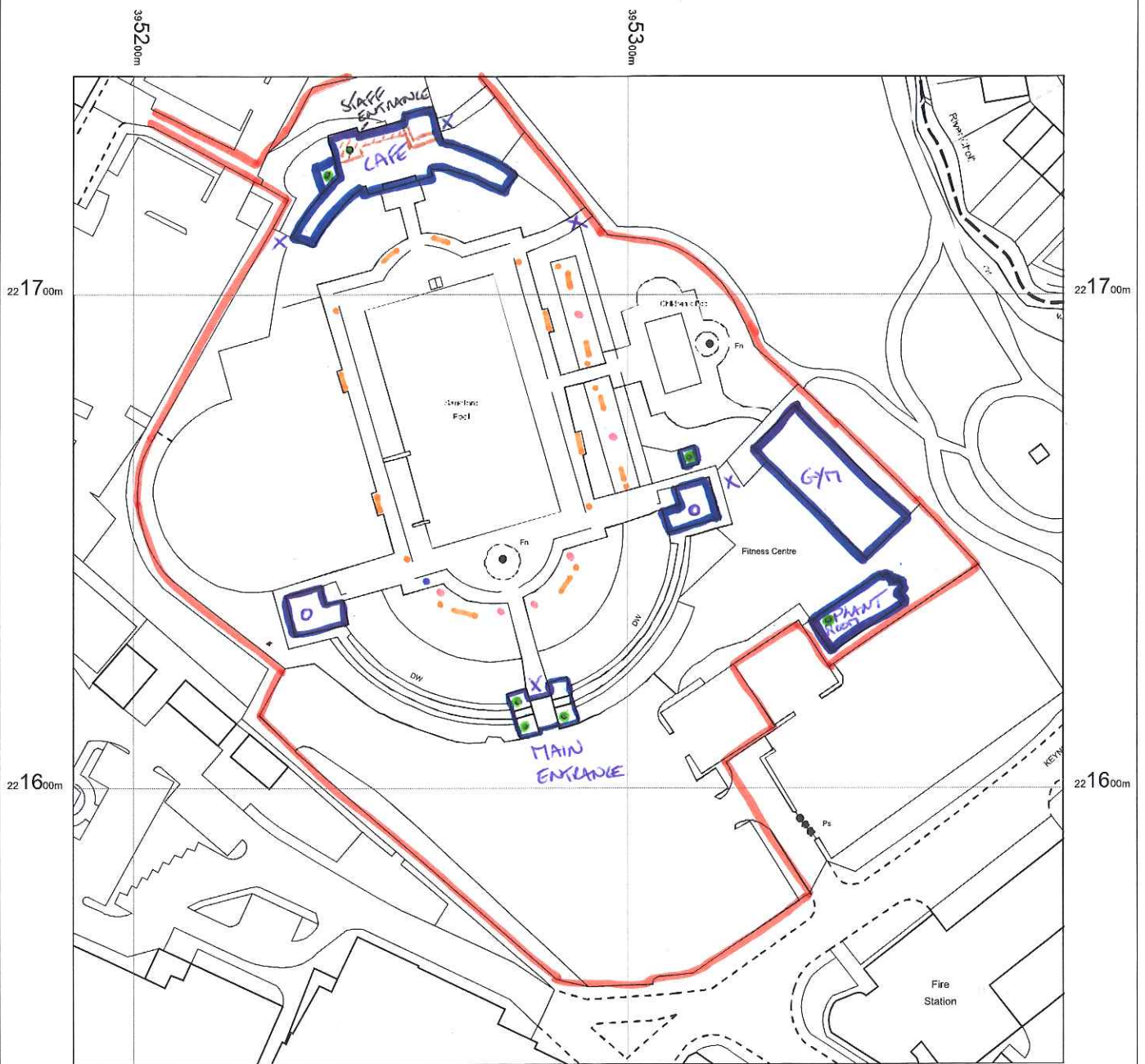
Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13) Julie Sargent Sandford Parks Lido Keynsham Road			
Post town	Cheltenham	Postcode	GL53 7PU
Telephone number (if any)	01242 524430		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) julie@sandfordparkslido.org.uk			

Notes for Guidance

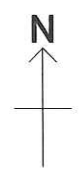
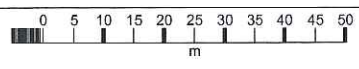
1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicant or their respective agent must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

5th March 2015



- LOCATION OF FIRE SAFETY EQUIPMENT
- X EMERGENCY EXIT
- O TOILETS & CHANGING ROOMS

- ▨ KITCHEN AREA
- FIXED BIN
- FIXED BENCH
- FIXED FLOWER POT
- FIXED DRINKING FOUNTAIN



OS MasterMap 1250/2500/10000 scale
 09 December 2014, ID: HMC-00384654
 www.themapcentre.com

1:1250 scale print at A4, Centre: 395288 E, 221644 N

©Crown Copyright Ordnance Survey. Licence no. 100018971



This page is intentionally left blank

5th March 2015

KITCHEN AREA

X EMERGENCY EXITS

• LOCATION OF FIRE SAFETY

• FIXED DRINKING FOUNTAIN EQUIPMENT

• FIXED BIN

— FIXED BENCH

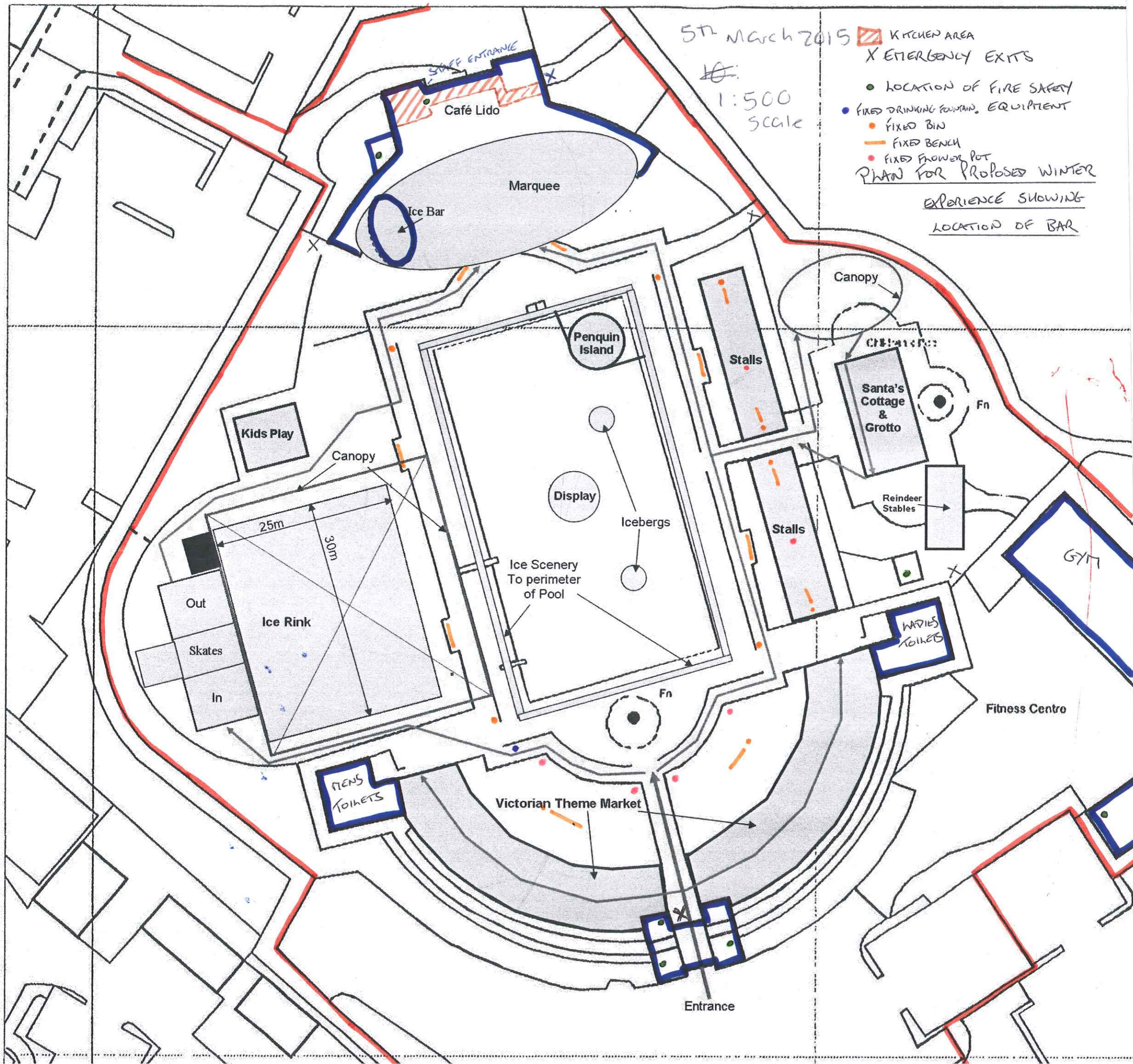
• FIXED FLOWER POT

PLAN FOR PROPOSED WINTER

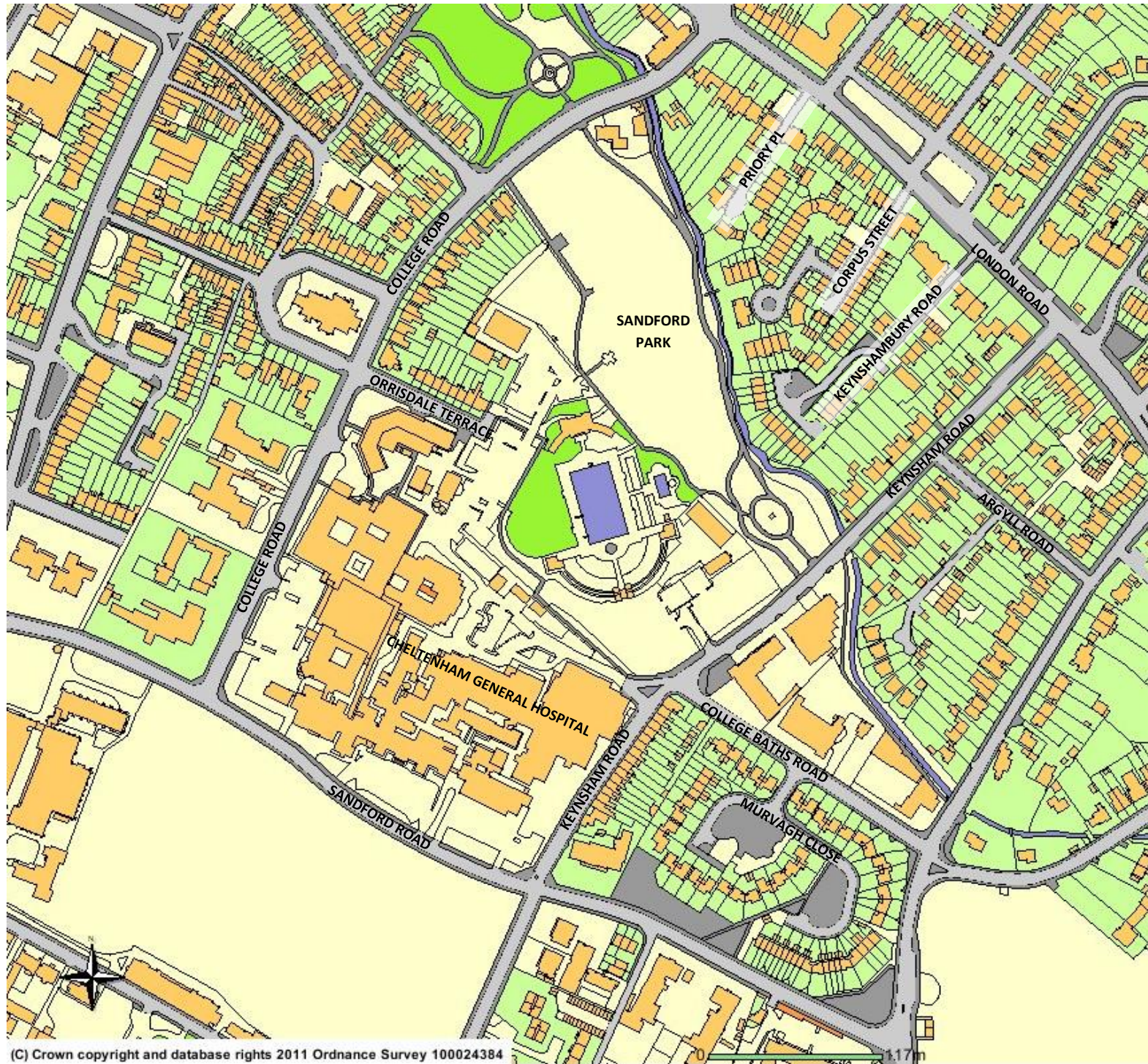
EXPERIENCE SHOWING

LOCATION OF BAR

1:500 SCALE



This page is intentionally left blank



This page is intentionally left blank

To: Internet - Licensing

Subject: Sanford Parks Lido. Att .Philip Cooper

Dear sir,

This is to submit my strong objections to the granting of a licence to the above public premises.

Surely our beautiful town has sufficient alcohol venues?

I live in Keynshambury Rd and can hear the added noise these events emanates in my garden as it is.

Please allow residents as myself to expect escape in our own homes from such irritation.

Also the level of unruliness would be increased , walking into town at night is already unpleasant and certainly something I wouldn't do alone.

Yours sincerely. Hilary Atwell

Sent: 30 March 2015 14:45

To: Internet - Licensing

Subject: Attn. Mr P Cooper. Prop. Licensing Application at Sandford Park Lido.

Hello

I write on behalf my wife and I in response to the application above (ref 15/00319/PRMA).

Our comments are below and attached. Earlier today I tried to submit our comments through the 'on-line' system but was unsuccessful.

In case there is any doubt we are 'Objecting' to the proposal.

Phil and Liz Cork
2 Murvagh Close
Cheltenham
Glos
GL53 7Q

Dear Mr Cooper,

Licence Application 15/00319/PRMA is of significant concern to us.

We're aware of responses to the Application from Emma Levings at 12 Murvagh Close and support everything she says.

We think we know what is right and what is wrong and this application (and associated events) appear more wrong than right. We are by no means expert on these matters and happily stand corrected on matters of detail/law.

Whilst we would be the last people to stifle enthusiasm and enterprise on behalf of the Sandford Parks Lido team we find it hard to believe that there is a solid business case for the proposed events. A Lido representative may like to comment on that.

We're very tolerant of events at the Lido and have not objected to any events there during our 30 years living next door (almost!) to it. These events have not been with anywhere near the frequency of these now being proposed. If this is given the go ahead we will have noise for many more weekends of the year – which includes Friday, Saturday and now Sunday ... and midweek!

It is hard to believe that if the events go ahead they will pass with no/minimal impact on the residents/businesses (Reach Fitness) in the immediate area. In addition we fail to see how the events can go ahead without impact on staff, visitors and patients of Cheltenham General Hospital and to a lesser extent access to/from Cheltenham Fire Station.

Aside from our 'general' concerns above, crime is not just about unsociable behaviour. We have no doubt that there will be issues of littering and parking that will impact on us.

Public safety will clearly be an issue, not perhaps in The Lido but certainly in the immediate area around the Lido. The proposed events aren't like mini triathlons etc where they are during the day, fully marshalled and traffic properly controlled.

In terms of a public nuisance anything that anybody can hear from within their garden/home has to be a public nuisance – as is the increased footfall in the area and associated noise. Even if a ‘licensable event’ has the bar closing at 9.30pm and finishes completely at 10pm the noise and disturbance will continue for far longer as people make their way home.

Protecting children from harm is of course most important. Where alcohol, loud music and audio/visual entertainment are involved particular care is needed. Careful and sensitive ‘policing’ will be needed to ensure no ‘crimes’ are committed in these respects. Will there be measuring of noise levels?

Finally, we know from our full and varied lives that once contentious issues are approved they have a habit of evolving into something even less acceptable to the public. This is possibly a ‘thin edge of the wedge’ situation. Once a Premises licence is granted it’s not unreasonable to think an extension to the agreed hours could be made. It’s imaginable to think this could lead to the Lido being hired out to third parties for events ie weddings, parties or music gigs.

Once any licence has been granted it becomes extremely difficult to get it rescinded. What was previously acceptable becomes the norm. We still have to live with the additional noise and disruption and redress will be a long and painstaking task for us.

Sincerely,

Mr and Mrs PA Cork.

From: Geoffrey Cox

Sent: 01 April 2015 09:55

To: Internet - Licensing

Subject: Planning application 15/00319/PRMA

Dear Sir,

Sandford Park Lido, Keynsham Road, Cheltenham. Planning application 15/00319/PRMA

I regret that for some reason I did not receive a copy of the original application and so have not hitherto contacted you.

1. I ask you to record my definite objection to the granting permission to sell alcohol on the Lido premises

I write both as Neighbourhood Watch Co-ordinator for the Murvagh Close-College Baths Road Scheme – where I know I am writing for a number of the residents with whom I have spoken, and as a retired Vicar who has served over forty-five years in this Diocese of Gloucester.

2. My objections concern the following, in view of the present situation, where we have an alcohol-free area on the one side, and an active hospital on the other:

i. Prevention of crime and disorder. The area is at present largely trouble-free. A licence to sell alcohol will open the way to various forms of disorder and impose greater demands on our already stretched police force.

ii. Public safety. The increased risk to public safety from the juxtaposition of an open swimming pool with availability of alcohol is obvious.

iii. Prevention of public nuisance. We have already had complaints about the amount of nuisance caused by excessive noise from musical performances

at the Lido, and experience shows that such nuisance will definitely be increased by the availability of alcohol and the presence of those who come primarily because it is available. It must be emphasised that the next-door neighbour of the Lido is the Cheltenham General Hospital, and the patients have no way of avoiding or limiting late-night noise so resulting.

iv. Protection of children from harm. At present many children use the Lido and will be at risk from some who will be attracted by the availability of alcohol.

The Revd. Geoffrey Cox

32, Murvagh Close

Cheltenham GL53 7QY

Mr & Mrs R.G.L. Dallas
64 Keynsham Road
Cheltenham
Gloucestershire
GL53 7PX

29th March 2015

Dear Sir/Madam,

We write in connection with the application by Cheltenham Lido for a Premises Licence covering:

1. Sale/supply of alcohol Friday to Saturday 19:30 – 22:00 / Sunday 19:30 – 20:00
2. Performance of a play Friday to Sunday 19:30 – 22:30
3. Exhibition of a film Friday to Sunday 19:30 – 22:30
4. Performance of live music Friday to Saturday 19:30 – 22:30 / Sunday 19:30 – 21:00
5. Performance of recorded music Friday to Saturday 19:30 – 22:30 / Sunday 19:30 – 21:00
6. Performance of a dance Friday to Saturday 19:30 – 22:30 / Sunday 19:30 – 21:00

We have lived at the above address opposite Sandford Park Lido for just over 20 years. Despite the close proximity of the Fire Station and Cheltenham General Hospital, all the houses in Keynsham Road between College Baths Road and Sandford Road have experienced an almost complete lack of noise in the evenings apart from the occasional disturbance from events organised by the Lido which have until now have been held at infrequent intervals.

Regular events at weekend evenings will completely destroy the ambience of the neighbourhood and cause considerable annoyance and discomfort to all residents. Apart from noise from the venue, there is bound to be disturbance, unpleasantness and deliberate damage to residents' parked cars from inebriated persons returning home from the Lido late at night.

The noise from any event will not only disturb residents in Keynsham Road but also residents' houses that back onto the river not to forget that part of the hospital which backs onto the Lido.

Apart from the effect of the noise on residents personally, there is the worrying factor of the effect on property prices in the area.

Yours faithfully,

From: Jackie Dormer

Subject: Licences Lido Sandford Park

Re: Application from Lido Sandford Park for Licenses.

My address is: 10 Sandford Park Place. GL52 6 HP

Reasons to refuse these Licenses:

Protection of Children from Harm:

Broken glass

Empty tins

Needles

Children's playground next door.

Who would be liable if sued by parents of any child hurt?

Prevention of Public Nuisance:

Drunks walk through the Park at 3 and 4 in the morning, swearing and shouting, waking residents with and without children. It would only get worse if further Licenses are granted.

Fireworks are already a problem certain times of the year, and if parties etc are allowed, loud music and fireworks will no doubt be the norm.

Prevention of Crime and Disorder:

We have already experienced two broken Patio glass doors on separate occasions at a cost to us of £1000. Police were notified and arrived but were unable to do anything.

As a preventative move and at great cost to ourselves we planted a hedge on advice received from the police, hoping it, when fully grown, will shelter us from further damage.

The river could also be a problem as already people climb the fence and if drunk could fall in and drown!!

The above appears to me to make my objections to further Licenses being granted valid.

Yours faithfully, Mr. & Mrs John Dormer.

Subject: Sandford Park Lido Licesning

I am writing to lodge my objection against the proposed change of temporary use of the Lido and the extension to licensing hours.

I have been a resident here for 12 years, I bought the property knowing the Lido was opposite and just open during specific periods during the summer. However these opening times seem to have been extended in the last few years without any consultation with the local residents. There has been parties which have gone on until midnight, loud music, tannoy noise which wakes one up, drinking, shouting and people trying to climb over the fence etc.. this was never the intention for the Lido to be used in this way. On several occasions complaints have been made. To extend the licence bringing more people into the area will of course create more noise, rowdy behaviour, an increase in rubbish in our park and possible problems with the flood system as people dispose of their rubbish in the river. The park is also an alcohol free zone, so further encouragement to drink in this local area should be considered very seriously before granting licences given that this area is a playground for children and families to picnic.

I find it hard to believe the hospital full of very ill people can allow this to happen. The noise already is unacceptable and to extend this to longer hours during the summer months and put a temporary inflatable marquee like object over the area will certainly not reduce noise and will certainly detract from the enjoyment of the area. This park is also used by the patients to experience some peace during their oncology treatment, some even their last days of life.

Parking is already currently a problem for the hospital, so where are all these people going to park, where are the people going to park going into the hospital? The priority has to be for those who live locally and those who have to visit the hospital. When the lido is open during the summer, cars are parked on yellow lines and the car park is full. People will be travelling by car to such an occasion, so the increase traffic will have a great impact on the area and the air pollution will increase.

This Lido is in a Conservation area and is listed, surely institutions cannot just come and change its use without any consultation with planning.

So to summarise I object on the following grounds

1. Public nuisance caused by noise of amplified and live music, flashing lights and announcements, film, theatre, dance and similar events. 60 events a year is totally unacceptable that amounts to more than one a week.
2. It may increase drug taking in the park which is already a problem and not addressed properly. The smell of drugs into my garden is already a nuisance value.
3. Possible increase in crime as new people come into the area, consuming alcohol. Currently there is a problem with some going through the park who throw missiles at out houses, conservatories and windows. With these events crime will surely increase giving us additional worry that our properties may be at risk from burglars.

4. Loss of privacy as more people come into the area, overlooking our properties, walking through the park creating a disturbance.

5. The change of use of a listed, building in a conservation area. This may need planning. Could this cause damage to this structure as it was never built to be an ice rink.

6. Increase in traffic and possible road accidents. Already the access onto London Road and Bath Road can be considered as high risk areas given the frequency of accidents which occur. Keynsham Road is also very much an attraction for boy racers, so this may increase.

7. The impact of additional traffic on the Fire Station and Hospital, people park anywhere and could block access routes.

8. The visual impact of a temporary bubble type building will detract from the local skyline and be rather a blot on the landscape. Also there would be an increased fire risk to such a structure given it is inflatable. How our local environment looks is very important. Such an object would certainly reduce ones enjoyment of the area.

9. The offensive smell of food cooking has spoilt my enjoyment of my garden as the smell permeates around my property. I certainly do not want an increase in this which will occur as the Lido increases its outdoor events.

9. Finally the negative effect this will have on our property prices as this is considered a lovely quiet area with a beautiful outlook. It will become like a fairground attraction which was never its purpose.

Helen Downes

Simon Flynn
11 Keynshambury Road
Cheltenham
GL52 6HB

Dear Sirs,

Sandford Lido licence extension proposal

We have read about the impending licence change re-application with alarm, and would like to register our protest in the strongest terms.

The Lido is already an inconsiderate and noisy neighbour, and I know I am not the only resident to ring and complain about their over-loud PA system amongst other noise nuisances.

Sandford Park is already plagued with drunken and anti-social behaviour, which the Lido's extended licensing will only exacerbate.

The River Chelt is poorly protected by a tiny fence along the park perimeter; as the Environment Agency had a duty of care to stop trespassers becoming trapped on the river-side of the fence. This already leads to nuisance being created on land belonging to riparian land owners along the river bank. More available alcohol over extended hours at an increased number of events will exacerbate the risk of trespass, intrusion and encroachment.

Hence we object to the proposed extended licensing on the grounds they are counter to:

- Prevention of crime and disorder
- Public safety
- Prevention of public nuisance

There are clubs, pubs, restaurants and cinema screens aplenty in Cheltenham. The Lido in summer is a unique and wonderful sporting and outdoor pursuits venue rightly cherished by many; it's management should concentrate on this core offer and leave social entertainment to the aforementioned businesses.

Sincerely,

Simon & Kay Flynn

Subject: Lido new Premises Licence.

From : Adam Gillespie & Jennifer Gillespie 25 Keynshambury Road, Cheltenham, Glos GL526HB

Dear Philip

I understand you are the Case Officer dealing with a request for a new licence to supply and sell alcohol. This new licence has been submitted by The Lido.

I live in Keynshambury Road adjacent to Sandford Park and will be affected by this application.

My concern is that there will be the prospect of a Public Nuisance from attendees of functions held in the Lido where alcohol is freely available until 10:30 in evenings throughout the year. Attendees may spill over onto Sandford Park causing noise and anti social behavior well into the night, leaving litter including glass on the Park which is used by the Public. The Park is actively also used by small children and the Public walking their animals.

I believe the Lido is an asset to Cheltenham and wish it to continue to exist and hold family functions. I don't believe these require alcohol to be consumed until late evening.

Best regards

Adam and Jennifer Gillespie

G. GOSLING.

LICENSING SECTION
CHELTENHAM BOROUGH Council
MUNICIPAL OFFICES
CHELTENHAM

8 SANDFORD PARK PLACE
CHELTENHAM
GL 52 6HP

ATT. OF MR P. COOPER.

Dear Sir,

I refer to the application made by Sandford Park Lido Ltd regarding a licence to sell alcohol, and provide music, dance and film.

I wish to object to the granting of this licence on the following grounds:-

- 1/ Uncontrollable noise in a domestic area, as well as close to a hospital site adjacent.
- 2/ Increase in traffic before and after any event.
- 3/ Antisocial behaviour in Sandford Park and adjoining area before and after the hours applied for.

I objected to disturbances made last year (summer) on this site, and was categorically told there would be no further events as the music and dance were caused by employees of the Lido, on a "one off" basis.

It appears that this application is now the "thin end of the wedge" and that further commercial activities will be made, for which the site was not originally contemplated when re-opened.

Whilst appreciating that limits ~~set~~ could be set, future activities may well be stretched, and ownership of the site and business passed to other companies who would use it as a step to other uses.

Yours faithfully,

COPIES TO :-

PAUL BAKER
S. MOSS - SONS
K. SUDBURY
M. HORWOOD

From: Joyce Green

To: Internet - Licensing

Subject: Application from the chelt lido for license to sell alcohol

I write in complete opposition to the proposed licensing application from Cheltenham lido to sell alcohol

As an elderly resident who lives close by to the Lido (and has done for the last 30 years) I believe if this application succeeded it could have a negative effect in many ways namely :

- Noise and disturbance for possibly 20 weekends of the year and every day for six weeks in the winter. There would be increased noise from amplified music and from the fallout from people under the influence of alcohol leaving the venue after a night out!

- Increased problems with car and pedestrian traffic around The lido - an issue that we are already dealing with especially at high season

- I feel a move towards licensing of alcohol in this area would completely eliminate the peaceful nature of Sandford Park (which is by law an alcohol free zone) I feel that should this application succeed there would be no turning back and we would be then left with a long-term problem in what is a high density private residential area.

- Many of the hospital wards and hospital specialist areas overlook the lido and this would impact on them to a great degree especially as the ward are purposely a peaceful, quiet place for people to recover from major surgery/illness etc

Yours faithfully

Joyce Green

24 Murvagh Close Cheltenham

From: Doreen Hardy

Sent: 01 April 2015 15:40

To: Internet - Licensing

Subject: Opposition to licence for Sandford Park Lido.

Chief Executive Julie Sargent states that the activity "winter experience" does not require a licence.

If the lido is granted this Premises licence the pedestrian and car traffic around the park area will be greatly intensified and the possibility of someone being hurt/injured cannot be underestimated since the consumption of alcohol and driving are not to be recommended especially if there are children present who have been to see the entertainment. There is also the possibility of anti-social behaviour overspilling into Sandford Park.

The noise and disturbance already experienced by residents living in the vicinity of the lido from private parties held there is a public nuisance and no doubt this will continue to be the case if a premises licence is given, which hopefully it will not.

19 Keynshambury Road
Cheltenham
Glos GL52 6BH GB

Licensing Section – Public Protection
Cheltenham Borough Council
Municiple Offices
Promenade
Cheltenham
Glos GL50 9SA

1 April 2015

FAO Mr Philip Cooper

Dear Sir/Madam

Premises Licence – NEW
Sandford Park Lido, Keynsham Road, Cheltenham
Notice of objection

I am writing to register my objection to the application for a premises licence which has recently been submitted to the Council by Sandford Park Lido Ltd.

My residential address shown above backs on to the other side of Sandford Park, nearly opposite the Lido. I can always hear people using the Lido during the day when it is open during the summer months.

The public path through the park runs alongside the River Chelt which my rear garden backs on to.

However, I am worried about the licenceable activities which are proposed in the application on the grounds that these will become a public nuisance to those living in the residential area. In particular, these activities are:

1. The increase in the frequency of public events being held at the Lido, including – as I understand it – the performance of live and recorded music dance on up to seven occasions during the year between February and November;
2. The sale of alcohol at these events on Friday and Saturday until 21.30hrs;
3. The increase in “people traffic” through the park before, and particularly after, these events.

The noise which these events will cause is particularly difficult during the summer months when one would hope to be able to enjoy being outside – for example – in the garden – in the evening. Inevitably the noise caused by the performance of live music is intrusive and disruptive.

The noise and disorder made by late night revellers in the park on Friday and Saturday evening has long been a problem in Sandford Park, but my fear is that the licence activities will make the situation worse.

I am also concerned that the granting of the application might be the "thin end of the wedge" which would mean that the Lido will become an all year round entertainment venue. This will cause yet more noise and disruption, and it seems to me to be inconsistent with the purpose of the Lido's existence, which is to provide public swimming facilities. I am also concerned that this would amount to a change of use from the planning point of view.

I would be grateful if this letter could be placed before members of the committee before they made their decision on whether or not to grant this licence.

Yours faithfully

H J O Harries

From: hayes steve

To: Internet - Licensing

Subject: Lido submits a new Premises Licence

Dear Mr Cooper,

We wish to object to the Lido's application for a licence to supply and sell alcohol;to perform and play live and recorded music as well as the exhibition of films.We accept during the summer months the 'swimming and play' noise levels which come from the Lido;however for music to be played on a summers evening when we are hoping for peace is totally unacceptable.The Lido is close to both the Hospital and a residential area which makes both the playing of music and the sale of alcohol inappropriate and unacceptable.Last year --- a similar licence for a few parties was granted and the noise levels 'ruined' our evenings .We prayed for the music to stop so we could have peace and quiet;even closing our windows only helped marginally.If this licence was granted it would not only adversely affect the quality of our lives but also possibly the value of our properties.We ask for the application to be rejected.

Kind regards

Steve and Lesley Hayes 6 Sandford Park Place GL52 6HP

Members of Sandford Park Resident's Association

From: Tom Hindley

To: Internet - Licensing

Subject: Licensing Objection - Sandford Parks Lido - FAO Phillip Cooper

Dear Sir/Madam,

I am writing to you with regard to the application made by Sandford Park Lido for a licence to supply and sell alcohol.

As a new resident of Keynsham Road, I wish to object to this application on the following grounds.

(1) I believe that this will cause noise and disturbance in a quiet residential area and lead to increased levels of crime and disorder as people leave the Lido at 10.30pm.

(2) Events are scheduled for Fridays, Saturdays and Sundays which are times when, as a resident, I should be entitled to a degree of peace and quiet to spend with my young family.

As mentioned I have a young family and we chose to live in this area because of the peaceful surroundings. I believe that this will be impacted by the granting of an alcohol licence in the immediate vicinity and this is the grounds for my opposition.

I would also request further details as to the precise terms of the licence application to fully understand the likely impact.

Regards

Tom Hindley

From: Tessa Holloway

Sent: 23 March 2015 14:46

To: Internet - Licensing

Subject: Multiple Application from the Lido for licences to sell alcohol

Dear Sirs

We are writing to oppose Cheltenham Borough Council granting multiple licences for the Lido to sell alcohol during the performance of plays, live music, recorded music and dance and for the exhibition of films for all Fridays, Saturdays and Sunday evenings throughout the year and also for six weeks in the winter every day of the week.

We are opposing the application on the grounds that there would be a likelihood of an increase in the level of public disorder and crime, an increase in public nuisance regarding noise and loutish behaviour. Public safety of citizens walking through the park could well be put at risk as a result of alcohol being readily available to people who drink to excess and become abusive and a danger to others as well as themselves, particularly as the River Chelt runs through the park.

We already hear some noise from the Lido which is acceptable but the level of peace and tranquility of Sandford Park in our opinion, would deteriorate significantly if the application for these licences was granted.

Yours faithfully

Tessa and Mike Holloway

28 Murvagh Close

Cheltenham

GL53 7QY

From: Henry James

Sent: 26 March 2015 14:33

To: Internet - Licensing

Subject: Application for New Lido Premises Licence

Dear Sirs,

With regard to the application to supply and sell alcohol, perform plays, exhibit films and perform live music, recorded music and dance, we wish to object to this application. This will greatly increase the noise and nuisance in Sandford Park, as people will stray into the park and surrounding areas after events.

We have been beset with incidents like this on numerous occasions in the past with people sometimes playing amplified music, on occasions up to 4:00 am. We have complained of this several occasions times without success and it has blighted our lives. So we do not want any future increase of noise fuelled by alcohol which is bound to happen if sold in the adjacent Lido.

The park is intended as a peaceful haven for general relaxation and children's safe leisure and not for rowdy events. The current level of noise from the Lido is itself unacceptable with tannoy announcements, so we oppose any measures which will exacerbate this.

Yours sincerely,

Henry James PhD

The White House, Priory Place,

Cheltenham, Glos GL52 6HG

Dear Mr Cooper,

We are writing to you as case officer for the above.

We believe there are reasonable grounds on which to oppose this application in all four categories in which objection is admissible. Our own principal ground for objection is the Prevention of Public Nuisance.

We retired to our present home in a quiet cul-de-sac, directly overlooking Sandford Park and the Lido, nearly five years ago and felt it was ideal. Whilst we do not mind the considerable amount of noise coming from the Lido during its normal use as a swimming pool, we object absolutely to the level of noise created by evening events there. During such events in the summer we cannot use our garden. We are forced to stay indoors with the windows shut (which still does not resolve the noise problem) or seek refuge elsewhere.

Our own family, especially our grandchildren, thoroughly enjoy using both the Lido and Sandford Park. Both are a great and valuable asset to life in this area. We fear that the changing use of the Lido is already having a negative effect on behaviour in Sandford Park - more litter, more noise, more drinking and rowdiness after dark. The extent of the Licence applied for by the Lido appears to constitute a change of use from swimming pools to entertainment centre. This is not acceptable.

Concerning the proposed 'Winter Wonderland' event, we expect this would cause considerable disruption through noise, bright lighting and traffic and parking congestion around the Park and Hospital area. If this event is permitted, we believe it should run for no more than the two weeks leading up to Christmas Eve and that all activities should cease by 9.00 pm each day.

Yours sincerely,

Paul & Barbara Knight

Mr Paul and the Rev Barbara Knight
16 Keynshambury Road,
Cheltenham
GL52 6HB

28th March 2015

Sent: 25 March 2015 23:12

To: Internet - Licensing

Subject: New Premises Licence application by Sandford Park Lido, Cheltenham

For attention of Phillip Cooper.

Dear Mr Cooper,

I am writing to support this Application.

Although I understand that some local residents were concerned by aspects of the original wording, I feel that the modified proposals are a good compromise. The Lido celebrates it's 80th Anniversary this year, so has existed long before our house in Sandford Park Place and other nearby developments were built.

That is not to say that they should be allowed carte blanche, but it does mean that people knew of the facility when they bought their houses, so cannot be surprised by some noise. Indeed, some of the functions are open to non members and therefore can be widely enjoyed.

The Lido is an important part of Cheltenham life, attracting people from all over the town, not just those living nearby. Although a charity, it must be run in a businesslike way so that it can thrive. So I fully support the wish to arrange fund raising events, provided they do not cause unreasonable noise or nuisance to local residents at times which are "anti social hours". I believe the revised Application meets such concerns.

The proposed "winter wonderland" could be something which the whole of Cheltenham area will enjoy.

No doubt there may be technical aspects which you and the Applicant will need to discuss, but hopefully a satisfactory way forward can be agreed.

Yours faithfully,

Mr RVA Knight. 24 Sandford Park Place.

Sent: 30 March 2015 09:51

To: Internet - Licensing

Subject: We Support the Lido application for alcohol licence etc

To whom it may concern,

Following my receiving of a very negative anti Lido application letter circulated widely in our area by one Mr John Moss-Jones of 15 Keynshambury Road -

I wish to state my and my families SUPPORT of the lido application.

I vehemently disagree with practically all of his negative nimby assertions including fear mongering about "a negative effect on house prices" and his suggestion of eliminating the "peaceful nature of Sandford Park" and more vehicle traffic (he lives in a cul-de-sac a good way from the lido entrance)

I feel I must speak up for what I think is more likely a silent majority of local residents who WOULD SUPPORT the application but don't feel the need to send letters out to everyone to gain support for their position or to give their support to the licensing committee.

I also think that it should publicly stated at any licensing decision that he has sent out this very one sided letter to a lot of residents - there has not been a similar campaign by people who are in favour of supporting the Lido and understand its need to increase revenue and in fact to provide more amenity to the area.

Therefore if you just base your decision on number of negative letters I fear this would not be remotely reflective of all the residence actual opinions on the issue.

From asking a couple of my neighbours they also support the application and like me think this gentleman is pushing his agenda and opposition and is not reflective of the areas real support for the lido -

We are very fortunate to have it and it would be terrible were it to close due to lack of funding or civic and commercial opportunities.

After all our Keynsham Road houses have been here from 1849 and the lido has been there since 1938 far before his house in Keynshambury Road was even built - He knew he was buying a house next to a popular (therefore not silent) park and the Lido.

The park is not supposed to be silent vacuum it is not a quiet and peaceful place all the time and nor should be - It's an amenity for the public, the local community and not a extension of some NIMBYS back garden.

The outdoor cinema and other local community entertainment opportunities should IMHO be embraced by the local residents - I would welcome more as the couple a year we had last year were not enough to make it a "regular thing" which would gain more support.

As a resident of Keynsham Road right by the lido, yes we do have to endure a long summer of parking issues due to the poor signage and explaining to people to only park on the other side to avoid a ticket (even after paying for their parking).

But the reality is we live in a town, we live next to a civic amenity and we have the privilege of living near to a beautiful and most importantly popular park which is for everyone.

I honestly don't think that with sensible and considerate management the widening and increasingly of events at the Lido should be a problem to the local residents who could in fact benefit from something nice to go to themselves.

As a resident of Keynsham Road I have randomly asked a couple of neighbours who also support the application and also took exception to Mr Moss-Jones rabble rousing and scare mongering letter - I do not think he or any of his stirred up support will be fairly reflective of the residents at large.

Some of Keynsham Road residents are already looking forward to making the open air cinema and it could become something of a social which we could go to as a group.

Many thanks for your consideration and I hope the Lido will be able to go forward with their ideas with the support of those residents who understand the Lido was here first and it needs out support and not our objections to nonsense problems.

Yours Sincerely Rob Lacey
(Keynsham Road)

To: The Licensing Committee, Cheltenham Borough Council

From: Hilary Larsen, 25 Sandford Park Place, Cheltenham, GL52 6HP

Dear Sirs,

Re: Lido Alcohol Licence

I am writing in response to the Lido's application to sell alcohol at various evening and daytime events. I oppose the granting of such a licence on the following grounds:

(1) Prevention of Public Nuisance

At present, Sandford Park is a pleasant, peaceful oasis for the residents of Cheltenham. Alcohol is banned in the park and so people and families feel safe to walk through, have picnics, play, walk their dogs and go jogging. Having alcohol being consumed on the boundary of the park would alter this. There would be a spill-over effect in that noise would deter people from using the park, there would be fewer people around and then people would feel more comfortable about drinking in Sandford Park itself. You may not be aware that on warm summer evenings/nights there is already a lot of drinking in the park, as I find numerous bottles and cans in the morning when I walk my dogs. I often clear these up before the park keeper comes to unlock the children's toilets. This practice would become more commonplace if people were drinking in the Lido as well. Drinking in or next to the park would be accepted as "normal".

(2) Prevention of Crime and Disorder

People use the park as a short cut to the town centre because they feel safe, even in the evening. Similarly, my daughter jogs home through the park after work several times a week. Going past the Lido when it resembles a loud, raucous outdoor pub would deter people from doing this. The park would become a 'No Go' area which would become a haven for criminal behaviour.

(3) Public Safety

People leaving the Lido after spending several hours drinking would be loud and aggressive. I would certainly feel intimidated if I met such people making their way home. There is already a loud procession of people making their way home from the town centre bars along the London Road on Friday and Saturday evenings. Bottles are regularly smashed and there are numerous piles of vomit on the pavement. This would multiply if the Lido were to be granted an alcohol licence. People would not feel safe walking about.

I have no objection to the Lido arranging events to raise money, but I feel strongly that these events don't need to be accompanied by the sale of alcohol. ***The Lido would become a giant, outdoor pub adjacent to the park - there is no building to contain the noise and people.*** There are already many bars and pubs in the town centre, people can drink there and keep the associated problems there. The Lido seems to promote itself as a family venue and granting it an alcohol licence would fly in the face of that.

Yours faithfully,

Hilary Larsen (Ms)

Dear Licensing Committee,

I am writing to you with regard to the recent application from Sandford Park Lido to sell alcohol, for the performance of live acts and films. I understand that this is for all Weekend evenings throughout the year plus six weeks in the winter every day of the week.

I find this application very worrying. I believe that this will have a detrimental effect on the immediate area but also on surrounding areas.

I draw your attention to the follow points in particular:

Noise Pollution: The Lido did allow a band to play last summer with amplified instruments and microphones and the sound carried incredibly well! I live at 12 Murvagh Close and it sounded like the party was in my back garden.

Parking: Currently in the summer the car park at the Lido is usually full and with restricted parking on the streets surrounding it I would wonder where guests etc would park?

Alcohol: My understanding is that Sandford Park and Coxes Meadow are both alcohol free zones which I find comforting as a resident that enjoys walking in the parks in the evenings. I would be concerned that alcohol was now available at the Lido and that sufficient measures could be put in place to prevent this leaving the premises.

The hospital: surely patients at the next door hospital would not appreciate such noise pollution on such a regular basis?

Crime / damage to property: with guests of the Lido leaving an event late at night and having consumed alcohol in a party environment there will undoubtedly be a noise created. Also I am concerned about the increase in the crime rate as a result of this. We are a family with a young daughter and would not appreciate loud revellers passing by late at night.

I am disappointed that we have had to learn about this application from neighbours and as a resident of Murvagh Close which is incredibly close to the Lido would have expected a formal notification from the council...is this usual to not be informed of such a grand scale change of use to a public venue?

I trust that the points raised will be taken into consideration and would appreciate being kept informed on the progress of this application from now please.

Yours,

Emma Levings
12 Murvagh Close,
Cheltenham
GL53 7QY

Sent: 19 March 2015 14:39

To: Internet - Licensing

Subject: Re: Lido licenses to sell alcohol

To whom it may concern.

It has been brought to my attention that the Lido has applied for a license to sell alcohol for various purposes throughout the year.

I cannot imagine that this would be of any benefit to the local community but in fact would be very detrimental!

The idea of alcohol and water has always been known as something one does not mix for very obvious reasons.

The park is in fact, an alcohol free area!!! For the safety and well being of the families and children that frequent it.

My mother is an elderly lady with Alzheimer's that lives at the back of the park and as it is finds the levels high, particularly through the summer. I can only imagine this would/ could make her life very uncomfortable.

The park and pool is for every ones enjoyment, but it would fast become one for the few, and children would quickly be excluded or put at risk....a very sad state of affairs.

Suzanne Lonterman

From: Roger McNair

Sent: 29 March 2015 10:00

To: Internet - Licensing

Subject: Sandford Park Lido Licence Application - Support

Dear Licensing Committee,

I wish to support the recent licence application by Sandford Parks Lido. Although I have some concerns about the live music component of the licence running to 2230 (alcohol stops at 2200) as this may cause disruption in Sandford Park up to 2300; I believe the licence will benefit the Lido Trust and the wider community.

You may wish to consider a reduction in the live music component of the licence to 2200, which will ensure the venue is clear by 2230.

Yours sincerely,

Roger McNair

15 Sandford Park Place

Cheltenham, GL52 6HP

To: Licensing Committee

Re: Application for Premises Licence from Sandford Parks Lido

As residents of Keynshambury Road we are very concerned about the potential problems the granting of a premises licence to Sandford Parks Lido are likely to pose, and wish to object in the strongest possible terms.

As you are well aware the Lido, a listed building, is situated in Sandford Park which is surrounded by quiet residential streets (Keynshambury Road backs directly onto the park) and Cheltenham General Hospital. Sandford Park itself is a peaceful, alcohol free haven (supposedly), and in the summer months benefits from the delightful open air lido, there to provide outdoor water based recreational activities and encourage healthier lifestyles.

Over recent years the activities held at the Lido have gone well beyond those traditionally associated with a lido. There have been an increasing number of evening events some of which have already caused nuisance to local residents. The new licence application being made by the Lido must be seen in the context of its developing programme of outdoor entertainment events. This year the list of proposed licensed events has increased and now includes a six week winter wonderland, plus evening events to include cinema, live music, theatre, dance, recorded music etc. The intention is clear; the owners of the Lido wish to develop the site as an outdoor entertainment venue, hosting evening events, particularly at weekends - obtaining a premises licence to sell alcohol is part of this process.

Increased use of the Lido as an entertainment venue with the associated sale and consumption of alcohol, raises many deep concerns for ourselves and other local residents who have chosen to live in this peaceful and pleasant residential neighbourhood.

These objections can be summarised as below:

Public nuisance:

- The noise from amplified announcements, live music, film, dance and other outdoor events will become ever more intrusive as more events are held.
- The noise generated by large groups of people consuming alcohol at the lido, and in surrounding streets and Sandford Park as they eventually make their way home.

Crime and disorder:

- Drinking alcohol is so often the cause of an increase in crime and disorder. Acts of anti-social behaviour, vandalism, damage to property by people who have been drawn to the area to attend and drink at events, is likely to increase.

Public safety and the protection of children from harm:

- The potential abuse of the park, which is much used by families with children and people walking dogs, by more litter, broken bottles and other debris increases the likelihood of accidents and injuries.
- Is a public Lido, which promotes a healthy lifestyle, really the correct place to encourage the consumption of alcohol? What messages does it send to children (and adults) with regard to responsible drinking?

Yours faithfully,

Ian Melican & Marianne Crossman
5 Keynshambury Road
Cheltenham
GL52 6HB

Sent: 23 March 2015 09:38

To: Internet - Licensing

Subject: Lido's new premises licence

To whom it may concern

I'd like to register an objection to the above please. As homeowners around the corner from the lido we have serious concerns about the application which has the potential to increase noise levels substantially. The adjacent streets could also foster anti social behaviour due to the sale of alcohol until 20:00.

We are joint owners of a family-home and feel this is not the sort of environment we wanted or expected when we purchased the property.

Yours sincerely

Rowena Michaels

35 London Road, Cheltenham GL52 6EY



Part 2

LICENSING ACT 2003 - REPRESENTATION FORM (INTERESTED PARTY)

On completion this form and any additional sheets or other accompanying documentation should be returned to; The Licensing Team, Public Protection Division, Cheltenham Borough Council, PO Box 12, Municipal Offices, Promenade, Cheltenham, Glos. GL50 1PP.
e mail: licensing@cheltenham.gov.uk

Please indicate in which capacity you are making this representation by ticking a box below;

- A person living in the vicinity of the premises
- A body representing a person in the vicinity of the premises
- A person involved in a business in the vicinity of the premises
- A body representing a business in the vicinity of the premises

<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

Contact details (of person completing form)

Name:	GORDON JAMES MILDEN	
Name of the organisation/body/person you represent: (if appropriate)		
Your full Postal Address or that of the organisation or body you represent	29 KEYN SHAM ROAD CHELTENHAM, GLOS	
Post Code	GL53 7PU	
Daytime contact telephone number		
Email address - If you would prefer to (optional).	address:	

Details of person/body making representation (if different from above)

Name of the person/organisation/body (as appropriate)	
Full Postal Address of the person/organisation or body making representation	
Post Code	
Daytime contact telephone number	
Email address - If they would prefer to correspond via email, please enter their email address. (optional).	

Part 2 Continued

Premises/Club Details

Name of premises/club you are making representation about:	SANDFORD PARK LIDO
Name of Applicant for Licence (if known)	
Postal Address:	KEYNSHAM ROAD CHERTENHAM
Post Code:	GL53 7PU

What are you making a representation about?

Please indicate which part of the licence/certificate application you are making a representation about (eg crime, disorder, noise, disturbance etc)
TENS ALCOHOL LICENCE, DISORDER, NOISE, DISTURBANCE TRAFFIC

Which of the Licensing Objectives does your representation refer to?

(Note: Your representation must relate to one or more of the four Licensing objectives. Please indicate the objective(s) your representation relates to.)

Licensing Objective	Please tick ✓ for Yes	Licensing Objective	Please tick ✓ for Yes
The prevention of crime and disorder	✓	Public safety	
The prevention of Public nuisance	✓	The protection of children from harm	✓

Information on the Licensing Act 2003 and the Act's objectives is available from the Department of Media, Culture and Sport and on their website at www.culture.gov.uk.

Please indicate the distance (in metres) between your address and the premises subject of your representation:	80-100? METRES
--	----------------

Part 2 continued

What are your concerns?

Please provide full details of your concerns regarding the application and include or enclose with the form any evidence you may have in support of it.
(Please continue on a separate sheet if necessary)

TABLES ARE ALREADY IN SANDFORD PARK NEAR ENTRANCE TO CAFE, WHICH IS WITHIN 30-40 YDS OF A CHILDREN PLAY AREA. WHAT WITH BROCKEN GLASS ECT. ALCOHOL SHOULD NOT BE ALLOWED, BESIDES PREDATORS OF CHILDEN. ALSO NOISE WHEN SITTING IN MY GARDEN ON AN EVENING. THIRDLY TRAFFIC WITH FIRE ENGINES AND AMBULANCES REGULARLY USING THE ROAD. EXTRA TRAFFIC COULD CAUSE UNNECESSARY DELAY'S IN EMERGENCIES.

Please use the box below to suggest any suitable conditions that if agreed in advance of a hearing by the applicant would allow you to withdraw your representation or that the committee could add to the licence (if granted) that would remedy your concern. You may also use this box to enter details of any other matters not commented on elsewhere relating to your representation that you would like the committee to take into account.
(Please continue on a separate sheet if necessary)

[Empty box for suggestions and other matters]

Signature:

Capacity: RESIDENT

Date: 25-03-15

Subject: Application to Sell Alcohol at the Lido

As a resident whose property is close to the Lido, I would like to register my strong objections to the granting of approval for the sale of alcohol at this venue.

My objections are based on the following:

- a) the noise and potential disturbance generated by the crowd exiting the Lido at 11 pm after a function
- b) concern for residents safety in the area adjacent to the Lido at 11 pm and the potential for public disorder
- c) potential for the Lido to hire out the venue for pop concerts/live amplified music creating an excessive noise nuisance
- d) Sanford park which is adjacent to the Lido is a designated alcohol free area. This is incompatible with the proposed sale of alcohol.

Yours sincerely

Richard Miller

90A Keynsham Road
Cheltenham.
GL53 7PX
United Kingdom



Part 2

LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

On completion this form and any additional sheets or other accompanying documentation should be returned to; The Licensing Team, Public Protection Division, Cheltenham Borough Council, PO Box 12, Municipal Offices, Promenade, Cheltenham, Glos. GL50 1PP.
e mail: licensing@cheltenham.gov.uk

Please indicate in which capacity you are making this representation by ticking a box below;

- A person living in the vicinity of the premises
- A body representing a person in the vicinity of the premises
- A person involved in a business in the vicinity of the premises
- A body representing a business in the vicinity of the premises

<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

Contact details (of person completing form)

Name:	Nigel Millington
Name of the organisation/body/person you represent. (if appropriate)	
Your full Postal Address or that of the organisation or body you represent	4 College Gate
Post Code	GL53 7SF
Daytime contact telephone number	
Email address - If you would prefer to correspond via email, please enter your email address. (optional).	

Details of person/body making representation (if different from above)

Name of the person/organisation/body. (as appropriate)	
Full Postal Address of the person/organisation or body making representation	
Post Code	
Daytime contact telephone number	
Email address - If they would prefer to correspond via email, please enter their email address. (optional).	

Premises/Club Details

Name of premises/club you are making representation about:	Sandford Park Lido
Name of Applicant for Licence (if known)	
Postal Address:	
Post Code:	

What are you making a representation about?

Please indicate which part of the licence/certificate application you are making a representation about (eg crime, disorder, noise, disturbance etc) Crime, disorder, noise and disturbance.
--

Which of the Licensing Objectives does your representation refer to?

(Note: Your representation must relate to one or more of the four Licensing objectives. Please indicate the objective(s) your representation relates to.)

Licensing Objective	Please tick ✓ for Yes	Licensing Objective	Please tick ✓ for Yes
The prevention of crime and disorder	✓	Public safety	
The prevention of Public nuisance	✓	The protection of children from harm	

Information on the Licensing Act 2003 and the Act's objectives is available from the Department of Media, Culture and Sport and on their website at www.culture.gov.uk.

Please indicate the distance (in metres) between your address and the premises subject of your representation:	110 metres
--	------------

Part 2 continued

What are your concerns?

Please provide full details of your concerns regarding the application and include or enclose with the form any evidence you may have in support of it.
(Please continue on a separate sheet if necessary)

1. Outside events noise from recorded music until 2230. there is no way of limiting this nuisance and the Lido is in a quiet residential area with the main hospital to one side. The evening noise will spoil the tranquility of the area and ruin the ambience and enjoyment of our own property. I hope that a view will be sought from Cheltenham General Hospital as I understand that there are wards close to the Lido. This refers to the Licensing policy in sections 5.22 and 5.24.
2. Sandford Park is an alcohol-free environment and providing a licensed premises at the Lido is not coherent with the intent of safe alcohol-free areas.
3. The subsequent impact on noise, street crime and littering in the surrounding areas in a town and area where there are already ample licensed facilities nearby.

Please use the box below to suggest any suitable conditions that if agreed in advance of a hearing by the applicant would allow you to withdraw your representation or that the committee could add to the licence (if granted) that would remedy your concern. You may also use this box to enter details of any other matters not commented on elsewhere relating to your representation that you would like the committee to take into account.

(Please continue on a separate sheet if necessary)

Signature:

Inga Moss-Jones
15 Keynshambury Rd
Cheltenham
GL52 6HB

17 March 2015

To the
Licensing Committee
Cheltenham Borough Council

Re - Lido application

The Lido is a great asset to our town - as a Lido which is used in summer months and in daylight hours. Even so, there have been much too much amplified music and announcements spoiling the peace of our area. We can often hear them **INSIDE** our house, and sitting quietly in our garden is often impossible.

I oppose the granting of further licences on several grounds:

By their own numbers there were 10 events with alcohol and music at the Lido in the last year. They are now applying - again their numbers - for 20 events, plus six weeks every day in the winter - $6 \times 7 = 42$ events with alcohol and noise. A total of 62 events. This is completely unacceptable and **must be regarded as public nuisance.**

People and children use the Lido for playing in the pools and sitting quietly in the sun. Why does the Lido need to sell alcohol anyway? It seems to me that deep water and alcohol must constitute danger. I therefore object on grounds of possible harm to children and public safety.

Inevitably some people who have been drinking will walk home through Sandford Park which is I understand an alcohol-free area. The Chelt runs through the park and it is possible that some young people will get into the river - **again raising issues of crime and disorder, public safety, public nuisance and danger to children.**

Sandford Park is beautiful and peaceful - perfect for the community to enjoy. If these licences are granted that peace and enjoyment will be destroyed. There are bound to be **much more noise and disturbance from vehicle and pedestrian traffic throughout the area - and close to the hospital.**

I ask the committee to think very, very carefully about these applications. Perhaps a few people will gain slightly but many in our peaceful community will lose a great deal.

To Licensing Committee 20 March 2015

Re Licence applications from Cheltenham Lido

The Lido is an asset to Cheltenham. It was originally constructed to encourage citizens to have a healthy lifestyle. That theme continues currently: the Lido publicity predominantly emphasises health and children.

But a Lido essentially is about enjoying the pools when the weather is warm - the summer months - and in day light.

To extend the events to films, live and recorded music, plays, dance, plus a sixweek winter wonderland is to completely change the nature of the Lido; from a Lido to an entertainment centre.

However the Lido is not in the centre of town where there is, naturally, every-day day noise and bustle of people and traffic. No, the Lido is situated in a quiet residential area next to a major hospital, and adjacent to the beautiful and peaceful Sandford Park.

Local residents frequently are already beset by over-loud amplified music and announcements from the Lido. For the Lido to extend such noise into week-end evenings is completely unacceptable.

Last year the Lido had 10 events with alcohol and music. The new - modified list from the lido manager shows 20 alcohol events, 14 of which include cinema, theatre, live or recorded music, or performance of dance - all of which could produce unacceptable noise and disturbance to the neighbourhood, PLUS six weeks in the winter EVERY DAY - that 42 events. Thus total events with alcohol, and usually with noise would be in excess of 60 in a year

This is totally unacceptable in a quiet residential area and adjacent to peaceful Sandford Park.

I therefore object to the granting of the licences applied for by the lido on these grounds:

1. Public nuisance caused by noise of amplified and live music and announcements, film, theatre, dance and similar events
2. Inevitably such events with alcohol consumption increase the probability of crime and disorder, especially in and around Sandford Park, which has many houses nearby, and the river Chelt.
3. The Lido obviously has pools, and attracts large numbers of children. There is bound to be increased likelihood of water danger to children when alcohol is also available.
4. Sandford park has been modified to be an overflow reservoir in case of the river flooding. Again, the sale of alcohol in the Lido increases the danger to people including children during flood conditions.

I presume the Police and the General Hospital have been informed of the Lido's applications.

Sincerely

John Moss-Jones

From: Beryl Newman

Sent: 16 March 2015 09:24

Subject: Sandford Park Lido

Attention Mr Phillip Cooper

Dear Mr Cooper

I wish to place on record my objection to the new Premises Licence submitted by the Lido.

Sandford Park is a difficult and problematic area at the weekends in the summer. Drunken behaviour and noise does occur. Selling alcohol is something I would not wish to happen. There are more than enough premises in the centre of Cheltenham to meet the demand. Litter is an unpleasant problem in the park and the streets around and granting this new licence would, I am sure increase these problems.

We then come to the noise and parking problem. The Lido was originally constructed for swimming, we bought our properties knowing it was there, NOT expecting it to be a party venue, it is situated between buildings and the noise from the area causes it to carry. Additional noise would not be acceptable to local residents NOR the hospital.

Your consideration of the above would be appreciated.

Sincerely

Beryl Newman

2 Priory Place

Cheltenham GL52 6HG

Sent: 19 March 2015 19:32

To: Internet - Licensing

Subject: Sandford Park Lido - Application for license to supply and sell alcohol plus related events

For the attention of Phillip Cooper - 19th March 2015

Sir

As a resident of the area adjoining Sandford Park and The Lido I have serious concerns with regard to the above application. This area is predominantly residential and is not suitable for evening open air functions with the resultant noise and disruption. No matter how early in the evening a function closes, if alcohol has been consumed there will always be a risk of nuisance behaviour as people depart for home or other entertainment locations.

On the noise issue I am sure staff and patients in the adjacent General Hospital would not be too pleased to have their sleep and treatment disrupted.

During the Summer months most people sleep with window open. On the odd occasion that there is a function held at the Fire Station this can cause aggravation when trying to get to sleep. I do not wish to think about how much stress having open air functions on a regular basis would cause.

There is an ongoing parking issue in the area during the Summer when people wish to use the lido for its principle use; swimming. This will not get any better on a summers evening resulting in local streets being used for parking, yellow lines or not. The knock on effect of this would be residents in these streets being disturbed by banging car doors and general noise as people depart.

No matter how well intentioned the organisers of functions at the Lido are they will not be able to police the area immediately after closure. Any ensuing anti social behaviour will than have to be dealt with by our overstretched police force who normally have to deal with similar problems within the town centre.

As a local resident I strongly oppose this licensing application and any plans to hold evening functions within the lido area.

Thank you.

John Phair

38 Murvagh Close

GL53 7QY

To: Internet - Licensing

Subject: Application for multiple licences from The Lido

I am opposed to the application for multiple licences from The Lido to sell alcohol, for the performance of plays, live music, recorded music and dance, and for the exhibition of films, for all Fridays, Saturdays and Sundays evenings throughout the year, plus for six weeks in the winter every day of the week.

I am opposed to the licences being granted for the following grounds:-

Prevention of crime and disorder

Public Safety

Prevention of public nuisance

Protection of children from harm

There were some events held last year which created a lot of loud noise late into the nights. Beer cans and bottles were found thrown onto our property as well as a lot of litter in Keynsham Road area after the events.

Mr John Potter

Mrs Carol Potter

Mr Ashley Parsons

14 Keynsham Road,

Cheltenham,

Gloucestershire.

GL53 7PX

From Andrea Ramsey
Owner
8 Orrisdale Terrace
Cheltenham
Gloucestershire
GL53 7HZ

FOA licencing Dept

Dear Sirs

I recently received a letter from the Sandford Parks Lido about their application for multiple licences for this coming year over weekends in the summer and for a lengthy 6 week period over Xmas - presumably at that time to accommodate Xmas office parties. I would like to oppose this application on the grounds of prevention of crime and disorder and public safety. I also would like to oppose it on the grounds of protection of children from harm.

I have recently moved to Orrisdale Road and I can see the lido from my home. I enjoy the quiet peacefulness of the St Lukes area and Sandford park which I use to walk my dog and have coffee. I am looking forward to using the lido to swim once the season commences and I use its coffee shop also.

By increasing the number and type of events at the lido that will happen in the evening if this application is successful, will mean that there will be more noise late in the evening from the Lido, when people leave and when cars/coaches (office parties) pick up guests from the lido as well as from those who walk home from the lido. As these will be events where alcohol is served there is bound to be both loud merriment and some inebriated high jinks.

This will be a public nuisance as there will be inebriated people wandering around late at night and possibly during the daylight hours causing unnecessary hassle to local home owners and their families, as well as incurring possible crime and disorder.

From my own perspective and as a mother of a teenager - this is very worrying and not a good role model for the lido to set. As a residential area it is at the moment very reassuring to walk from the cut from Orrisdale to the Lido at all times of day and night without fear, however if there are more events, more noise late in the evenings, and more people, some inebriated, then its is not going to be so reassuring and a great worry to me and my family.

I, like everyone like an good outdoor event and I think the lido is a great asset to the community if used in the manner of a lido - however I feel that this application is an ambitious marketing ploy which if permitted may be very detrimental to the area and residents who live here and value their homes and lifestyle and their sleep!

Accordingly I submit my opposition for you consideration.

Kind regards

Andrea Ramsey

From: Judith Rhodes

Sent: 15 March 2015 15:40

To: Internet - Licensing

Subject: Re: Lido's application for new licence for live performance, etc.

I wish to complain about the Lido's proposal . My reasons are that there are plenty of pubs in Cheltenham and I don't believe that yet more venues for the sale of alcohol are needed or desirable. Surely it will be much more difficult for police to control the venue than in town. There are also the added problems of litter in the park and disruption and noise to all the people who live in the vicinity of the Lido and Sandford Park, of which I am one, as I live in Corpus Street.

Judith Rhodes

Mr & Mrs A RICHARDS
22 MURVAGH CLOSE, CHELTEHAM, GL53 7QY

Licensing Dept.
Cheltenham Borough Council
Municipal Offices
Promenade
Cheltenham GL 50 9SA

30th March 2015

Dear Mr Phil Cooper

REF 15/00319/PRMA – SANDFORD LIDO, KEYNSHAM ROAD

With reference to the above application we have the following comments to make:-

Alcohol & Water don't Mix

There is a "major safety Issue" where large numbers of people meet around or near to water and drink alcohol. This is certainly the case with the Lido and the River Chelt through Sandford Park. May I point out the sad loss of life in past years due to alcohol related drownings in the City of Bath?

Noise and Hospitals don't mix

The General Hospital is adjacent to the Lido and has many sick, and dying patients together with their visitors who will be disturbed by the "public nuisance" caused by the sounds from the film and live/recorded music events.

Children's Paradise

The Lido advertises itself as a "Children's Paradise". It is possibly one of the only places in Cheltenham where children and young teenagers can meet and relax without peer pressure from young adults. The public going to evening events will overlap with those leaving the pool – this could become a time when youngsters could be targeted by unsavoury members of the community. This changes the whole concept of the Lido.

Evening Events Disturbing the Local Residential Community

The Lido is in a quiet residential area and is not a suitable venue for evening events, or a 6 week Christmas event. Residents of Murvagh Close can clearly hear the music and tannoy announcements from current occasional evening events, and these are can be very intrusive. The six week event from 10am to 10pm is unexplained and unspecified, but has a bar and café. It would be interesting to know what form this event would take, and why it needs to take up 12 hours of the day.

Creating a venue that is open more frequently will draw large numbers of people on a regular basis to this peaceful area. "Crime and disorder" may occur and it is unlikely that the police have adequate resources to control departing crowds.

Yours Sincerely

Sent: 31 March 2015 17:35

To: Internet - Licensing

Subject: Re: Licence Number 15/00319/PRMA

Dear Mr Cooper,

The above application has been met with disbelief and dismay b all who live in the area near the Cheltenham Lido.

In addition to the many reasons given by my neighbours who oppose this application, I might add the irresponsible danger of mixing children, young people, water and alcohol with alcohol. This is a recipe for disaster. These three just do not mix.

The extra policing and supervision needed would be very expensive and would probable add to an already overstretched police force and an increased tax bill.,

There are already many suitable venues in and around the town which cater for the kind of entertainment this application refers to.

I hope, in view of all the concerns expressed by local inhabitants that this application will be turned down and I strongly oppose it.

Yours faithfully,

Mrs. Carol Rose. Number 6, Murvagh Close.

We wish to register our objection to this application by Sandford Parks Lido (where we are seasonal members and regular users of the swimming pool).

As you are aware, the Lido is bordered by residential properties and the General Hospital. With our young family, we have lived immediately adjacent to the Sandford Park Lido, in Sandford Park Place, since 2003. The park and the Lido has provided us with a delightful safe space, perfect for young children, shared and enjoyed by families from across the town.

However, there has been a noticeable increase in music from evening events in recent years; where once this was an occasional public nuisance, private hire of the facility appears to have led to an increase in the noise disturbance particularly at weekends up to 10.30 in the evening throughout it's opening season. This situation can only be aggravated by this proposal as Lido guests leave after 10.30 in the evening. We are aware that Public Houses in central residential areas are restricted in their use of outside areas even in Summer, so this proposal seems inconsistent. To add provision to the Winter closed season indicates that we might expect this level of disturbance for 9 months of the year.

Apart from the Lido, we already experience significant noisy disturbance in the late evening and early hours of the morning from people using the footpaths returning from the town centre bars, groups of teenagers drinking in the park and children's playground, and not infrequently letting off fireworks. This noise often wakes up the household including our young children. We have rarely seen these groups discouraged or disbanded by the Police despite alcohol being prohibited in the park, and have been forced to call them on a couple of occasions in recent years when the disturbance has been unrelenting.

After a dry weekend, the park is often covered in litter, with bottles strewn along the banks of the river, when the environment agency are fighting hard to maintain the river banks and park to reduce the flood risk. A licence encouraging these events would simply exacerbate these problems still further.

Finally, we have been the unfortunate victims of opportunistic burglary, with the perpetrators apparently exiting via Upper Sandford Park. We are concerned that this license will only serve to increase the crime rate in our area.

There is no doubt that granting of this license would further reduce the quality of life for residents around this family oriented, generally peaceful area. We would be grateful, therefore, if the crime and public nuisance and disorder risk, in particular, would be considered with this license application by the charity for an outdoor swimming pool facility in the heart of a residential area.

Kind regards,

Yours sincerely,

Adam and Emma Rye

9 Sandford Park Place
Cheltenham
GL52 6HP

From: Geraldine Sheridan

Subject: Lido Application for the attn of Phillip Cooper

Dear Phillip,

I am extremely concerned about the new licence to supply and sell alcohol submitted by the Lido.

I live at 21 Keynshambury Road, directly across the park, and a stone's throw from the Lido.

My 17 year-old daughter is taking AS levels this summer and A levels next year. I am extremely concerned that her studies will be affected by the noise and that we will both be kept awake at night.

Last summer I was awoken on a Sunday morning by a loudspeaker from the Lido so loud it felt as if it was in my bedroom. It continued all morning. I sent an email of complaint to the Lido but had no reply.

The noise from the lido is sometimes intolerable.

I am also concerned that the concern of alcohol until late in the evening could potentially give rise to incidents of anti-social behaviour in Sandford Park which is directly behind where we live.

It is bad enough that during the summer months we endure the noise from the Lido. We hope for some peace during the winter. It seems that peace is now potentially going to be shattered by a 'winterland experience' at the Lido. This is at a time when hopefully we will be celebrating a peaceful Christmas and my daughter will be studying for her mock 'A' levels.

This application could make it impossible to live happily and peacefully at 21 Keynshambury Road.

Kind regards,

Geraldine

Geraldine Sheridan

Sent: 15 March 2015 18:44

To: Internet - Licensing

Subject: Sandford Park Lido Application

Dear Phillip Cooper

My local councillor, Paul Baker, has made me aware of yet further applications by Sandford Park Lido to extend their activities into the evenings.

I am afraid I must object most strongly: while it is perfectly acceptable to hear the delighted shouts and screams of children and families enjoying the Lido into the early evening, it is quite another to suffer amplified music outdoors on a summer's evening. Having had experience of their proposed activities in previous years (unlicensed), I can tell you it was most upsetting and we would have no hesitation in complaining to the police and your very own Noise Abatement service should it go ahead. An outdoor event will be audible for miles around and could potentially render our lovely garden unusable...not to mention the disturbance inside if we want to keep the windows open in summer.

Outdoor cinema or theatre MIGHT be acceptable...but it depends on sound levels and on what is licensed to be shown; films of concerts/action movies/musicals could be very intrusive....

Please keep me informed as to the progress of this application as I feel very strongly that it would be extremely deleterious to the area's ambience.

Best wishes

Vic Stannard

From: Alan Taylor

To: Internet - Licensing

Subject: Sandford Lido

I can't help feeling that the Lido is not the ideal venue for films, plays etc. If an outdoor venue is required then there must be a more suitable site i.e. Pittville Park or Montpelier Gardens.

As regard to the coming and going for the events, I feel that if it is anything like the time that we had events on Cox,s Meadow like the Fun Fair, which lasted for Two/three weeks, we had to put up with litter, noise pollution and obnoxious odours and this without alcohol being sold.

As for the six weeks around Christmas goodness only knows what will happen.

Yours Faithfully

Alan & Gwen Taylor

From: Maxine Taylor
Sent: 08 March 2015 14:54
To: Internet - Licensing
Cc: paul baker
Subject: objection to Sandford parks lido application

As a resident of Keynshambury Rd, my house overlooks Sandford Park. I would like to register my strongly felt objection to the multiple application by Sandford parks lido for various activities that will extend their business beyond that of a swimming facility. First of all I would like to say that the details available in the application are weak and uninformative as well as being quite unspecific with regard to events and dates And I therefore have to assume that the impact of these plans will be cause for concern.

1. Selling of alcohol up to 22.00 hours Friday and Saturday and between 19.30 and 20.00 on a Sunday has potential for public nuisance due to noise and antisocial behaviour at the venue and as people vacate through the park and past my house late at night. Local police records will verify that my family and I have made numerous complaints to the police about noise and antisocial behaviour in the park and on one occasion at the venue concerned.

2. Winter land experience. It is disappointing that the council have chosen to make The details for this aspect of the application extremely scanty but I can assume that this 6 week long event will have loud music and bright lighting as well as alcohol until 22.00 most days of the week, therefore my objection is in regard to 'public nuisance' as this will be a disturbance to me and any resident overlooking the park area for similar reasons to those mentioned above.

Please acknowledge receipt of this email.

Mrs Maxine Taylor
20, Keynshambury Rd
Cheltenham
GL52 6HB

As a resident of Keynshambury Rd, my house overlooks Sandford Park. I would like to register my strongly felt objection to the multiple application by Sandford parks lido for various activities that will extend their business beyond that of a swimming facility. First of all I would like to say that the details available in the application are weak and uninformative as well as being quite unspecific with regard to events and dates And I therefore have to assume that the impact of these plans will be cause for concern.

1. Selling of alcohol up to 22.00 hours Friday and Saturday and between 19.30 and 20.00 on a Sunday has potential for public nuisance due to noise and antisocial behaviour at the venue and as people vacate through the park and past my house late at night. Local police records will verify that my family and I have made numerous complaints to the police about noise and antisocial behaviour in the park and on one occasion at the venue concerned.
2. Noise and disturbance: ('public nuisance') it appears the Lido will hold in total 23 Events that will produce noise that will be clearly audible in our gardens and inside even with the windows close, this number is a significant increase on past years. Schedule of events below as provided by the Lido.

Type of activity	During feb - nov	During winter experience	Total in year
Cinema & Theatre	7	6	13
Live Music	5	1	6
Performance of recorded music	1	1	2
Performance of dance	1	1	2
Sale of Alcohol	20	Daily during 6 weeks	

These events can continue upto 22:30 in the evening with people vacating the premises well past 23:00

Winter land experience. It is disappointing that the council have chosen to make The details for this aspect of the application extremely scanty but I can assume that this 6 week long event will have loud music and bright lighting as well as alcohol until 22.00 most days of the week, therefore my objection is in regard to 'public nuisance' as this will be a disturbance to me and any resident overlooking the park area for similar reasons to those mentioned above.

Other public nuisance will also be experienced: Parking will be restricted for the staff, patients and visitors to the hospital as there will be increased demand for the parking on the car parks to the front of the Lido. There will be an over spill from this area to the adjoining roads all day and upto 11pm in the evening, this will be of considerable 'public nuisance' to the people who live near by.

The duration of the event of 6 weeks is excessive when compared to other events that are held in Cheltenham, most not extending for over a week in duration. The event planned for 6 weeks will be an ongoing 'public nuisance'

I feel that the number of events should be restricted to 10 as in previous years finishing at 9pm with the sale of Alcohol also restricted to 9pm.

The "winter wonderland" should be restricted to 2 weeks before Christmas with no activity after the 24th December finishing at 9pm with the sale of Alcohol also restricted to 9pm.

Richard W G Taylor
 20 Keynshambury Road
 Cheltenham
 GL50 4JF



Part 2

LICENSING ACT 2003 -REPRESENTATION FORM (INTERESTED PARTY)

On completion this form and any additional sheets or other accompanying documentation should be returned to; The Licensing Team, Public Protection Division, Cheltenham Borough Council, PO Box 12, Municipal Offices, Promenade, Cheltenham, Glos. GL50 1PP. e mail: licensing@cheltenham.gov.uk

Please indicate in which capacity you are making this representation by ticking a box below;

- A person living in the vicinity of the premises
- A body representing a person in the vicinity of the premises
- A person involved in a business in the vicinity of the premises
- A body representing a business in the vicinity of the premises

<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

Contact details (of person completing form)

Name:	Mr Thomas Turnbull
Name of the organisation/body/person you represent. (If appropriate)	
Your full Postal Address or that of the organisation or body you represent	18 Murvagh Close Cheltenham
Post Code	GL53 7QY
Daytime contact telephone number	
Email address - If you would prefer to correspond via email, please enter your email address. (optional)	

Details of person/body making representation (if different from above)

Name of the person/organisation/body. (as appropriate)	
Full Postal Address of the person/organisation or body making representation	
Post Code	
Daytime contact telephone number	
Email address - If they would prefer to correspond via email, please enter their email address. (optional).	

Part 2 Continued

Premises/Club Details

Name of premises/club you are making representation about:	Sandford Lido
Name of Applicant for Licence (if known)	Sandford Lido Limited
Postal Address:	Keynsham Road Cheltenham
Post Code:	GL53 7PU

What are you making a representation about?

<p>Please indicate which part of the licence/certificate application you are making a representation about (eg crime, disorder, noise, disturbance etc)</p> <p>Noise, Light Break out, Crime, Disturbance, Child protection, Exponential increase in use of lido as a licensed premises,</p>
--

Which of the Licensing Objectives does your representation refer to?

(Note: Your representation **must** relate to one or more of the four Licensing objectives. Please indicate the objective(s) your representation relates to.)

Licensing Objective	Please tick ✓ for Yes	Licensing Objective	Please tick ✓ for Yes
The prevention of crime and disorder	✓	Public safety	
The prevention of Public nuisance	✓	The protection of children from harm	✓

Information on the Licensing Act 2003 and the Act's objectives is available from the Department of Media, Culture and Sport and on their website at www.culture.gov.uk.

Please indicate the distance (in metres) between your address and the premises subject of your representation:	150 m
--	-------

Part 2 continued

What are your concerns?

**Please provide full details of your concerns regarding the application and include or enclose with the form any evidence you may have in support of it.
(Please continue on a separate sheet if necessary)**

a)The operating schedule states that 'at least 15 minutes before the bar closes', there will be 'a significant reduction in the volume of music'. By inference the volume prior to this 15 minute period will be a disturbance relative to the ambient noise level of the area. b)Similarly the increase in traffic noise & movements will be a disturbance to the area. c)There is no mention on how light breakout will be controlled. This breakout will have a significant impact on the adjacent areas especially during the winter period. d)The few previous licence applications made by the lido were done by the use of Temporary Event Notices & as such were in line with what Cheltenham B C see as a 'more appropriate type of authorisation for small one-off events such ascharity fundraising events,' (Previous licensing sub committee minutes.) Intense use of the Lido as a Licensed Premises will not be in keeping with the aim of conserving the Lido & not in keeping with the adjacent areas such as Sandford Park itself. e) The operating schedule states that they 'in 2015 will introduce our site specific safeguarding children document'. Should this not be available for comment at this stage as water, alcohol & children just do not mix. f) The operating schedule states that 'the site is fully enclosed with CCTV.' In order to act as a deterrent as I would expect to have CCTV cover the ...continued

Please use the box below to suggest any suitable conditions that if agreed in advance of a hearing by the applicant would allow you to withdraw your representation or that the committee could add to the licence (if granted) that would remedy your concern. You may also use this box to enter details of any other matters not commented on elsewhere relating to your representation that you would like the committee to take into account.

(Please continue on a separate sheet if necessary)

a) I would suggest that the Premises Licence if granted should as a condition limit how often events at the Lido can be held & the maximum number of people able to attend. Previous TENs were in my opinion suitable for the Lido, i.e. 12 per annum with a maximum capacity of 499 persons. b) As a condition at any time there should be no amplified music above the ambient background level of the area. c) Light breakout during the hours of darkness should be controlled & not impact on the area.

Whilst I accept that the Lido is a worthwhile attribute to the town & its community, it is in a conservation area & indeed as a entity is to be preserved as was intended and as laid out in its own Conservation Plan, certainly not the venue for a winter wonderland & as an entertainment venue.

Signature: _____

Capacity: _____

Date: 31st March 2015

Thomas Turnbull, 18 Murvagh Close, Cheltenham.

Sandford Lido Representation – March 2015

Continuation Page – What are your concerns?

f) continued

entire lido area & car park area. The CCTV system should also be capable of recording to a satisfactory standard in reduced lighting levels & at night. g) The operating schedule states that 'during the proposed winter event SIA licensed door supervisors shall be on duty at the premises at all times whilst open to the public'. I would suggest that these measures should be available at all times during licensing hours. g) The operating schedule states that 'the music and sound effects for the winter event will be designed by professional sound engineers'. Would it not have been appropriate to have these details available at this time in order for comments to be made? h) Car parking in adjacent streets will be a nuisance if the current car park at the Lido is insufficient to cater for visitors to the Lido along with other users such as visitors to Cheltenham General Hospital. On busy spells & especially on a Sunday indiscriminate parking in regulated streets is a problem.

From: Nicholas Turner

To: Internet - Licensing

Subject: application for music and alcohol license for the Lido at Sanford Park.

Dear Sirs,

We note the continued applications for a license to hold outdoor concerts and the sell of alcohol to the Lido and the outer areas of the Sanford Park area.

There are currently plenty of spaces for this especially at the Race course, which would not inconvenience residents to the same extent.

Sanford park is an ideal area for children and parents to relax, have a picnic etc, plus the fact that there is a large area of private housing surrounding the park, these properties bought by people who enjoy the current unmolested amenity and the tranquil setting, I know that if this application were successful then the value of these houses would be negatively affected and we did not buy this property at Corpus Street to have this noise so often.

I trust that the application will be declined.

Thank you. N H Turner.

Dear Mr Cooper,

I am writing to you in reference to the planning application submitted by Sandford Park Lidos (SPL) for a premises license.

I understand that the application is to provide the means for SPL to hold events without application for a TENS license and that if granted they will have the right to hold events and sell alcohol on any Fridays, Saturdays or Sundays that they choose, as well as for an unspecified six weeks in winter.

While the local residents have for sometime had to accept the holding of events both at the Lido and in the Park itself, the granting of the license to SPL will clearly have the potential to cause an increase in occurrences of aggravated nuisance, crime, disorder and general anti-social behaviour just by an increase in the number of events held. With the current TENS system the council does at least have some control over the frequency of the events held at SPL and also their nature. With the granting of the proposed license much of this control will be lost.

I am also concerned about the effect on the adjacent Sandford Park, provided as an alcohol-free area of leisure for local people. Events held by SPL, especially those that continue until the later hours in the summer months will have a strong negative effect on people's enjoyment of the Park. It is almost guaranteed that children playing in the Park during the summer evenings would be affected by the events held at SPL; the very presence of security personnel, as proposed by SPL, means that this must be a possibility - it also begs questions related to safety issues.

Cheltenham is a delightful town, as we all know; however the presence of drunkenness and anti-social behaviour, particularly around special events, is a real blight on the town. The licensing application by SPL, should it be granted, is likely to exacerbate the already existing problem.

As a final note I would like to question the whole concept as proposed by SPL and their Trustees.

SPL is a registered charity and clearly states their objective as :-

"Our objectives are to provide Sandford Parks Lido in the interest of social welfare with the object of improving the conditions of life for the residents and visitors of Gloucestershire and the surrounding areas"

In their draft conservation plan they outline the Instrumental Values of their site as :-

"B1 Community and Recreational Value

The lido is a safe and wonderful environment in which children and adults can play, socialise, keep fit, relax, learn new skills, have fun and gain a sense of physical and emotional well-being. It is a perfect venue for community recreation, and its development as a concept in parallel with the enhanced role of communities in national government and the planning system.

B2 Educational Value

The site itself, and its broader historical meaning and significance, can be interpreted to the public through the lido website and through images. The lido can serve as a focus for life-long learning and the exchange of experiences between generations. It can also serve as an arena for the arts, and for children to learn about and contribute to our understanding of 'place' through its landscape and buildings.

B3 Economic Value

The lido is one of a series of key venues that contribute to tourism and the prosperity of Cheltenham. The lido is one of a series of key venues that contribute to tourism and the prosperity of Cheltenham. It is the only outdoor facility 50-metre pool in Britain which has been inspected and meets the international standards for competition swimming set by the Amateur Swimming Association."

It would appear to me that the current application is in direct conflict with many of their stated objectives and values and the Trustees are in danger of losing sight of these objectives - resulting in this fairly unimaginative attempt at raising funds for the charity.

I would request that their licensing application is turned down and that the current system of TENS continues.

Yours faithfully,

Christopher Stuart Neil Walls

Priory Lawn
Priory Place
Cheltenham
GL52 6HG

Name: Mrs Michelle Way
Email:
Address: 28 Keynsham Road, Cheltenham, Gloucestershire GL53
7PX

Comments Details

Commenter Type: Neighbour
Stance: Customer objects to the Licensing Application
Reasons for comment:

Comments: 4:54 PM on 12 Mar 2015 I strongly object to this application. Keynsham Road residents already have a problem with litter, noise, loud talking , shouting and swearing from people walking down our road late on a weekend evening. It is unacceptable to expect us to put up with loud music until 10.30 pm. During previous events at the Lido whether during the day or at night, the noise has carried terribly, woken my children and created too much disturbance of the peace. The Lido cannot control what happens after their events have finished and we will have people walking down our road until at least 11.00pm. If they have been drinking then this will no doubt be accomlanied by loud talking, litter or worse.

As a resident near the Lido I strongly object to the application for supply of alcohol and performance of live music or any other entertainment in the evening. We have enough trouble with noise, litter and drunk people shouting and swearing on our road during the weekend evenings. When the Lido has had events in the past the noise has carried, waking my children up and keeping me awake too. It is unacceptable to expect us to put up with loud music until 10.30 pm and once the alcohol has stopped being served there is the matter of people leaving and walking down our road until later than that. If they have been drinking then I expect we will experience loud talking at the very least until 11.00pm.

From: karen woodley

Sent: 23 March 2015 18:31

To: Internet - Licensing

Subject: Lido Licensing Objection, 78 Keynsham Road, GL53 7PX - 23rd March, 2015

To whom it may concern

I am writing to object wholeheartedly against the Cheltenham Lido's recent application for licensing and events.

I object on the basis of both public safety and prevention of crime and disorder. Drinking is a major issue in this county and the augmented risk of individuals over indulging in a quiet area close to water not only in the lido itself but also in the park, is indeed, a recipe for disaster.

In addition, It is notable that when the lido currently holds out of hours events that noise increases and parking becomes somewhat of an issue for residents in the area.

When the lido is full in the summer the parking and noise is a public nuisance however, it is bearable as you know it is time constrained and only in the summer months. If one were to add alcohol into the mix and more events then this will surely deteriorate an already irritating situation.

I therefore object to the lido's multiple application for selling alcohol and events.

Regards

Karen Woodley

78 Keynsham Road

GL53 7PX

I refer to the application from the Lido swimming pool complex for a licence to sell alcohol to accompany the performance of live and recorded music and dance, and for the exhibition of films and plays. I write as a long term resident of College Road in which my property backs directly on to the children's play area within Sandford Park, an advertised (but never enforced) Alcohol Free Zone.

The Lido Pool is closely surrounded by residential areas: Priory Road, Keynshambury Road, Keynsham Road, College Road, College Gate and Murvagh Close. It is immediately adjacent to Cheltenham General Hospital and is bounded by Sandford Park and the river Chelt. Examination of a Google map reveals just how tightly composed this area is, with the Lido pool at its centre.

Sandford Park itself is an area much used for the pleasure of families and, in particular, the children's play area therein has been progressively developed of late and is highly popular. Nonetheless, I have personally witnessed its misuse by adults emerging from the various public houses and clubs late at night and in the early hours, misuse that has led me to remove syringes and condoms from the children's area itself. This in a supposed Alcohol Free Zone. Such abuse may be rare, but it does arise, especially during the summer months.

It therefore takes little imagination to envisage what the result will be if partygoers at the Lido, fuelled with alcohol and aroused by loud music, emerging from arranged celebrations of various types, continue their activities in the Park itself, as they surely would and notwithstanding the claimed closure of the Lido before midnight.

The noise from the Lido that residents in the area currently experience is that of families and swimmers enjoying the pool and it is indeed a delight to hear the shouts of excitement and laughter of such pleasure. But add alcohol, loud music, late hours, and this innocence will swiftly descend into a severe and indeed potentially dangerous public nuisance. Such parties immediately adjacent to water, be it the pool itself or the river Chelt, must constitute a direct threat to public safety. If celebrations further encroach into the children's play area, and this does occur even now during the summer months, a direct threat to children will result from the items already described, left in the wake of celebrants.

I urge most strongly that this application is declined. The authorities must surely see the absurdity of an application for the sale of alcohol within an alcohol free zone. Indeed, it is only a couple of years ago that an application to sell alcohol in Sandford Park was declined on the grounds that it comprised a potential danger and nuisance to the public. The same objections that resulted in that refusal apply now but in far greater measure, as this application not only seeks to provide alcohol adjacent to the same park but actually within the swimming pool itself!

To copy addressees: please feel free to circulate or forward this objection as you see fit.

Sir William Wratten
14 College Road
Cheltenham

28th March 2015