




**LICENSING SUB-COMMITTEE HEARING  
MEMBERS' RECORD OF DETERMINATION**

**THE BARBERSHOP BREWHOUSE, 2 DOWNHAM ROAD, WOBURN SANDS**

**NEW PREMISES LICENCE**

**18 AUGUST 2021**

<b>Constitution of the Sub-Committee:</b>	Councillors Minns and Wallis	
<b>Chair</b>	Councillor McLean	
<b>Legal Advisor:</b>	Meurig Tiley	
<b>Committee Manager:</b>	Jane Crighton	
<b>Licensing Officers:</b>	Simon Teesdale Ed Fisher	Licensing and Business Manager Senior Licensing Officer
<b>Applicant:</b>	Mr Oliver Young	The Barbershop Brewhouse
<b>Applicant's Representative:</b>	Mr Frank Fender	FJF Licensing Solutions
<b>Also Present:</b>	Councillor D Hopkins (Ward Councillor for Danesborough and Walton), M Gilbert (Licensing Authority), Miss J Green, Mr Lowe, Mr O'Malley and Mrs J Rae (Interested Parties)	
<b>Documentation:</b>	Report of the Senior Licensing Officer and documentation.	
<b>Apologies:</b>	None	
<b>Disclosures of Interest:</b>	None	

<b>CHAIRMAN</b>	Councillor McLean
<b>SIGNATURE</b>	
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## 1. Reason for Hearing

The Senior Licensing Officer advised the Sub-Committee that a hearing was necessary to determine an application for a new Premises Licence for The Barbershop Brewhouse, 2 Downham Road, Woburn Sands.

The Senior Licensing Officer informed the Sub-Committee that the premises was proposed to operate as a café bar and shop with the facility to supply alcohol for consumption on and off the premises.

The application had been to seek the following:

### Opening Hours

07.00 to 10.00 pm, Monday to Sunday

### Sale of Alcohol

07.00 to 10.00 pm (on sales from 11.00 am to 9.45 pm), Monday to Sunday.

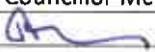
## 2. Considerations

During the consultation process, representations had been received from a Responsible Authority, a Ward Councillor for Danesborough and Walton, Woburn Sands Town Council, a local business and five residents.

The Sub-Committee noted that the representation put forward by the Responsible Authority specifically related to the potential for noise disturbance and had requested the applicant to consider reducing the opening hours to 8.00 pm.

The representations received from the Ward Councillor, Woburn Sands Town Council, a local business and five residents primarily related to parking; noise and rubbish implications; the location was unsuitable; there was no requirement for a further premises to sell alcohol; sanitary facilities on site were inadequate; smoking; and the hours sought were a concern.

The Sub-Committee had undertaken a site visit of the premises prior to the hearing and had requested a summary of the licensed hours of public houses and premises in the vicinity.


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The applicant's representative informed the Sub-Committee that the applicant was a local man and familiar with Woburn Sands; the premises would sell specialist craft alcohol products and would carry premium prices; customers could 'try before you buy'; the premises was small and, once the necessary equipment had been installed, would only hold a maximum of 15 to 17 customers; customers would be seated in the premises and would not be permitted to stand outside thus reducing the risk of those frequenting the premises overspilling onto the street; the off-sale of alcohol would be sold in sealed containers thus reducing the risk of anti-social behaviour; the conditions outlined on Pages 19 and 20 of the Agenda would form part of the license, if granted; there would be a small designated smoking area adjacent to the premises; the applicant had offered a further condition in that windows and doors would be kept closed from 8.00 pm; the premises did not have an assigned car park; and the sanitation facilities would be inside once the premises had undergone a significant refit.

### 3. Decision

The Sub-Committee carefully considered all the evidence before it, including the applicant's representative's comments and the representations from interested parties, and resolved:

1. That the application be granted, as detailed below:
  - (a) Opening Hours  
07.00 to 10.00 pm, Monday to Sunday
  - (b) On-Sale of Alcohol  
11.00 am to 9.45 pm, Monday to Sunday
  - (c) Off-Sale of Alcohol  
07.00 to 10.00 pm, Monday to Sunday
2. That all windows be kept closed after 8.00 pm.
3. That smoking on the premises and areas under its control be prohibited.

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#### 4. Reasons

The Sub-Committee carefully considered the submission from the applicant and representations on this matter.

It noted that parking had predominantly been a concern. The premises was situated primarily on a residential road which would further increase the traffic related issues already present as car parking facilities were limited within the proximity of the business. It also noted that the applicant's premises could hold a maximum capacity of 17 people and that there was parking within the locality.


It further noted the concern surrounding the proposed smoking area as this was used by the local business who had submitted a representation, together with a local estate agent, and, as there was no direct access to the proposed area, it was likely that patrons could potentially overspill on to the street which would cause noise nuisance.

The Sub-Committee noted that the applicant was involved in discussions with the landlord of the premises regarding sanitation facilities and he had sought to reassure concerns laid out in the representations.

#### 5. Appeal

An appeal must be commenced by notice of appeal given by the applicant or persons who made a relevant representation to the designated officer for the Magistrates' Court within the period of 21 days beginning with the day on which the applicant was notified by the Sub-Committee of the decision appealed against.

Should they choose to appeal this decision, they are advised to seek independent legal advice prior to doing so.

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