

DETERMINATION OF OBJECTION TO TEMPORARY EVENT NOTICE
BLOC 40, FIRST FLOOR, 40 HIGH STREET, BRENTWOOD CM14 5AL
Saturday 3 & Sunday 4 December 2022

APPENDIX D

Notice of Objection from Mr David Carter

Environmental Health Manager

21 November 2022



Ms Leonora Dunne
Dadds LLP
51 High Street
Billericay
Essex
CM12 9AX

Date: 21st November 2022
Our Reference: 22/002369/LITEN
Telephone: 01277 312509
Email: david.carter@brentwood.gov.uk

Dear Ms Leonora Dunne

ENVIRONMENTAL HEALTH OBJECTION NOTICE to a Temporary Event Notice (TEN) - Section 104 Licensing Act 2003

Name of Premises User: **Ms Leonora Dunne**
Address of Premises: **First Floor 40 High Street Brentwood Essex CM14 4AJ**
Date(s) required for TEN(s): **3.12.2022-4.12.2022**

On **16th November 2022** Environmental Health received the above Notice

Environmental Health are satisfied that the allowing of the premises to be used in accordance with the notice(s) would undermine one or more of the licensing objectives. The licensing objective(s) of relevance to this objection notice is the Prevention of Public Nuisance.

The reasons for being so satisfied are that: the applicant has stated that the premises licence holder agrees to comply with the conditions of the premises licence for the duration of the TEN, however despite several attempts to make arrangements with the premises condition 18 of Annex 2 and conditions 4 and 16 of Annex 3 (below) relating to prevention of public nuisance still remain to be agreed with Environmental Health and therefore currently the operation of the premises does not comply with the requirements of these conditions of the premises licence.

These conditions state:

Annex 2

- 18 A noise limiter shall be fitted and set to the satisfaction of Environmental Health Services. The level of the noise limiter shall be set with the rear fire exit door open and monitored at the nearest residential noise sensitive premises.

Annex 3

- 4 Noise at the premises limited after 11pm to a decibel level to be agreed with Environmental Health Department of the Council. A noise limiter shall be fitted and set to the satisfaction of Environmental Health Services. The level of the noise limiter shall be set with the rear fire exit door open and monitored at the nearest residential noise sensitive premises.

- 16 A written noise management policy which is acceptable to Brentwood Borough Council Environmental Health Team shall be put in place and adhered to. The Policy shall include noise dampening measures such as noise attenuation screens around the outside roof terrace to be installed at the premises.

I would therefore not wish to agree to the TEN with the undertaking to comply with the conditions of the premises licence where these conditions are not being complied with at present.

Yours faithfully,

Mr David Carter
Environmental Health Manager
Environmental Health
CC: licensing@brentwood.gov.uk
licensing.applications@essex.police.uk