

# Appendix 4

Representation:

Environmental Health

# Stevenage Borough Council

## Internal Memorandum

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To: Licensing  
cc: Jeff Mason  
SDU Environmental Health and Licensing  
Date: 24 May 2012

From: Sue Bedford  
Ext: 2237  
SDU Environmental Health and Licensing  
Our Ref: 12/01064/LPRCLT  
Your Ref:

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### Licensing Act 2003

#### Re Application for a New Premises Licence. Bedwell Pizza & Kebab 125 Bedwell Crescent

This memo confirms that Environmental Health is making representations regarding the above application based on the following grounds:

#### 1. The Prevention of Public Nuisance

##### Previous history

As part of the recent planning application for this premises, a colleague in Environmental Health requested details of the technical specification for the electrostatic precipitation system and odour neutralising dosing system, including the noise testing of the extraction facilities.

The planning decision granting permission for application 11/00422/FP for the installation of Electrostatic precipitator extractor system and change of use from retail shop ( class A1) to kebab and pizza takeaway, granted 21 September 2011, included the following condition:

*'Notwithstanding the details submitted as part of this application, prior to the commencement of the use hereby permitted, a scheme for the extraction and filtration of cooking fumes shall be implemented in accordance with details submitted to and agreed in writing by the Local Planning Authority. The implemented scheme shall be permanently maintained in good working order thereafter.'*

##### Comments

To date this requested information has not been submitted. This information is needed to determine the likely nuisance from the operation of the equipment up to 2am in the morning when the ambient background noise level is lower.

The comments from Environmental Health to the planning application regarding the hours of operation recommended a finish time on Sunday of 22.00 taking into account of the residential character of the neighbourhood.

The planning application raised concerns from local residents, local businesses and the Crime Prevention Design Advisor from Hertfordshire Constabulary. Hertfordshire Constabulary had concerns that this location could become a crime generator and become a hotspot for antisocial behaviour. The planning decision included the following condition to protect the amenity of the occupiers of adjoining properties:

*'The use of the premises for the purposes hereby permitted shall operate only between the hours of 11.30 and 23.00 Mondays to Fridays, 11.00 to 23.00 on Saturdays, and 11.00 to 22.30 on Sundays and Bank holidays.'*

##### Conclusion

It is recommended that the permitted trading hours match those in the recent planning decision.

The technical specification for the kitchen extract system should also be considered, to consider the noise levels generated by the equipment, when the ambient noise levels are lower at 2am.

Sue Bedford  
Chartered Environmental Health Practitioner