



Licensing Sub Committee Hearing Panel

Date: Friday, 15 October 2021

Time: 10.00 am

Venue: Council Chamber, Level 2, Town Hall Extension

This is a **fourth supplementary agenda** containing additional information about the business of the meeting that was not available when the agenda was published

Access to the Council Chamber

Public access to the Council Chamber is on Level 2 of the Town Hall Extension, using the lift or stairs in the lobby of the Mount Street entrance to the Extension.

There is no public access from any other entrance of the Extension.

Face Masks/Track and Trace

Anyone attending the meeting is encouraged to wear a face mask for the duration of your time in the building and to provide contact details for track and trace purposes.

Membership of the Licensing Sub Committee Hearing Panel

Councillors - Andrews, Connolly and Jeavons

Supplementary Agenda

6. **Summary Review of a Premises Licence - History, Deansgate Court, 244 Deansgate, Manchester, M3 4BQ** 3 - 22
Now contains information from the Licensing Out Of Hours Team and Councillor Joan Davies.

Further Information

For help, advice and information about this meeting please contact the Committee Officer:

Ian Hinton-Smith
Tel: 0161 234 3043
Email: ian.hinton-smith@manchester.gov.uk

This supplementary agenda was issued on **Thursday, 14 October 2021** by the Governance and Scrutiny Support Unit, Manchester City Council, Level 3, Town Hall Extension (Lloyd Street Elevation), Manchester M60 2LA

Session Details

Opened by: History Club @ 18/09/2021 21:33:02

Closed by: History Club @ 19/09/2021 06:41:43

Duration: 9 Hours, 8 Minutes

Scans: 535

Venue Name: HISTORY NIGHCLUB MANCHESTER
SCANNET - FLEX

Company Name: IDscan Biometrics

Terminal Name: DESKTOP-T93VUMP

Address: United Kingdom, London, E14 9TS,

Contact:

Web Site: www.idscan.co.uk

Email:

Total Scans **535**

Unique Scans **533**

Fingerprint Enrolled **1**

More Than 5 Visits **103**

More Than 10 Visits **51**

Alert **0**

Underage **0**

Expired **19**

Average Age **25.18**

Average Age Male **27.57**

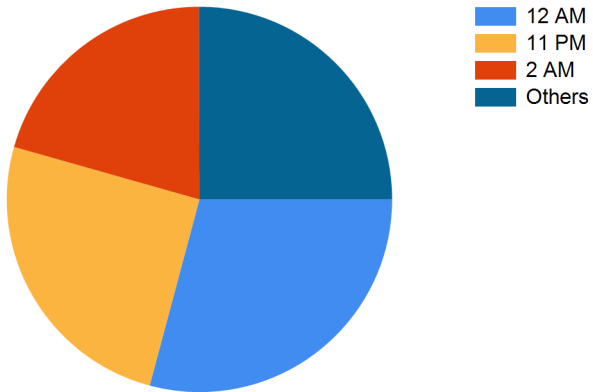
Average Age Female **23.79**

Ave Distance Travelled

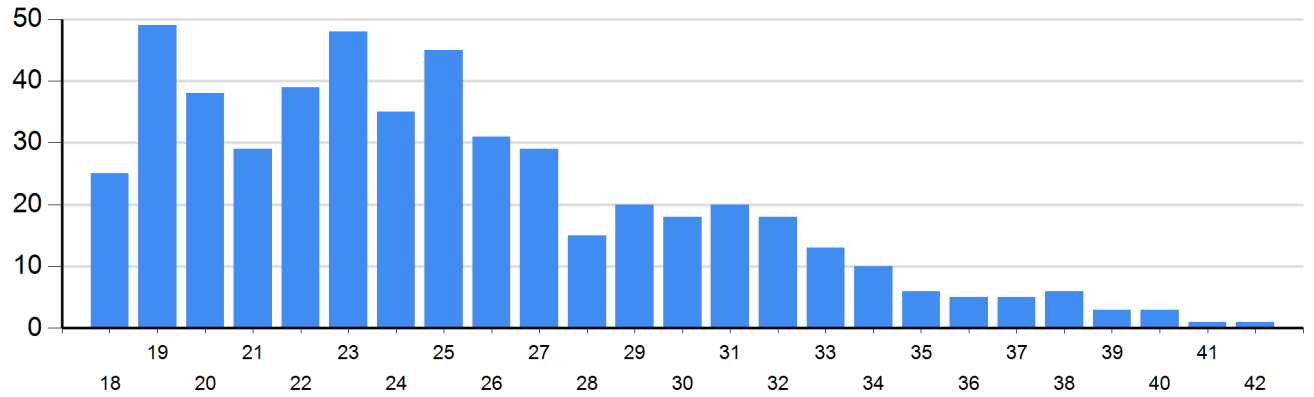
Average Scan Time **01:10**

Birthdays Next 4 Weeks **42**

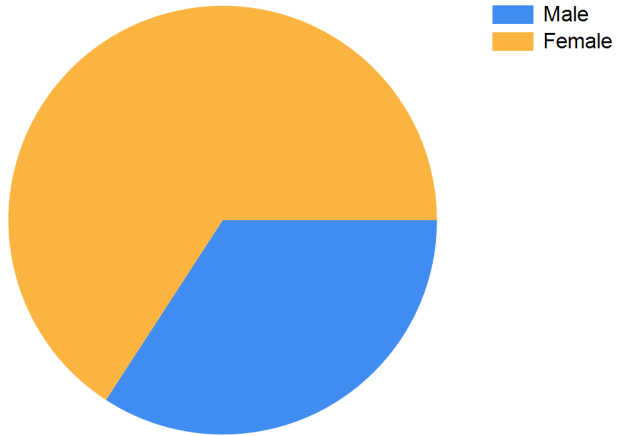
Arrival Time Top 3



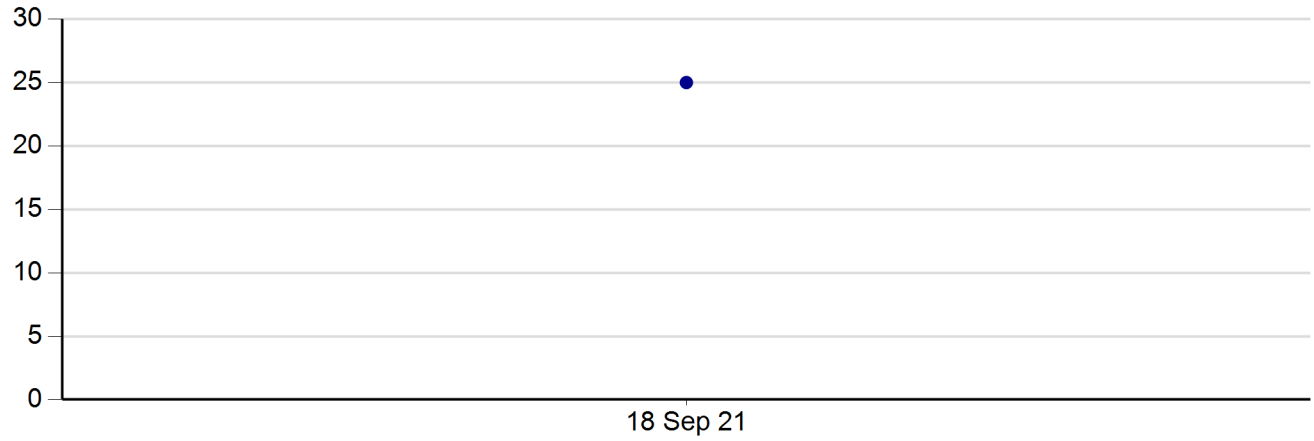
Age Count



Male Vs Female



Age



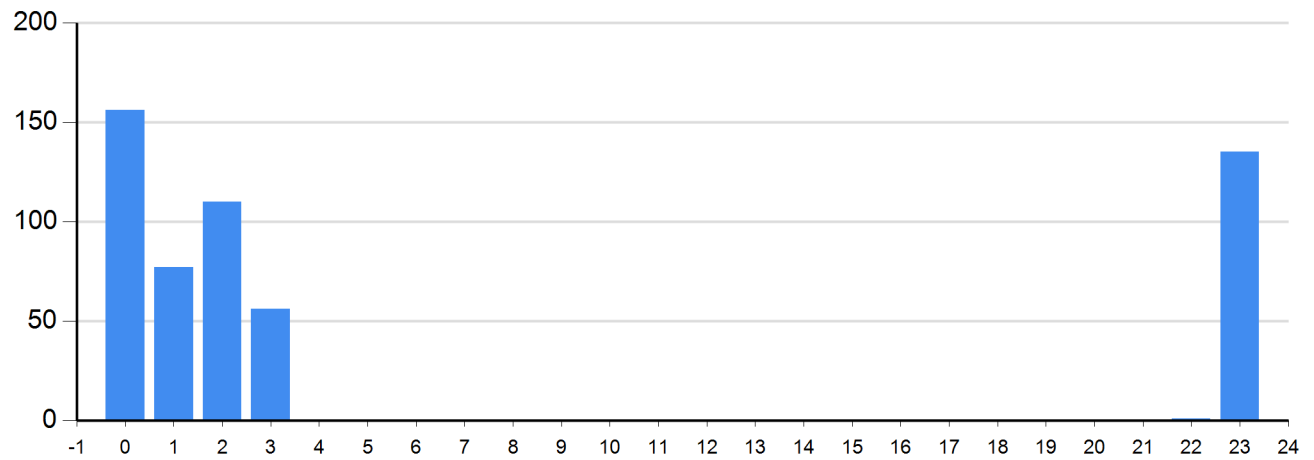
Page 5

Alert **0.00 %**

Underage **0.00 %**

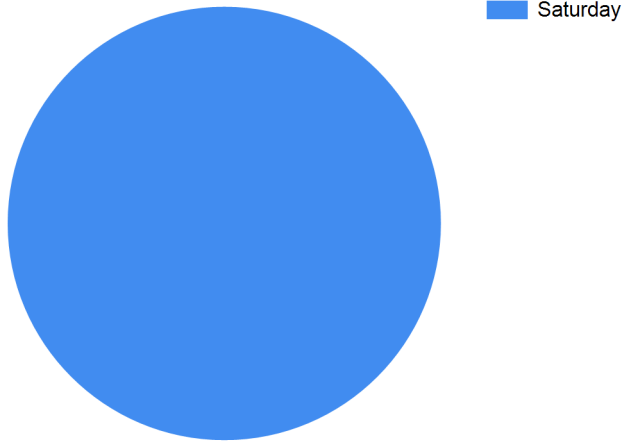
Expired **3.55 %**

Time of Arrival

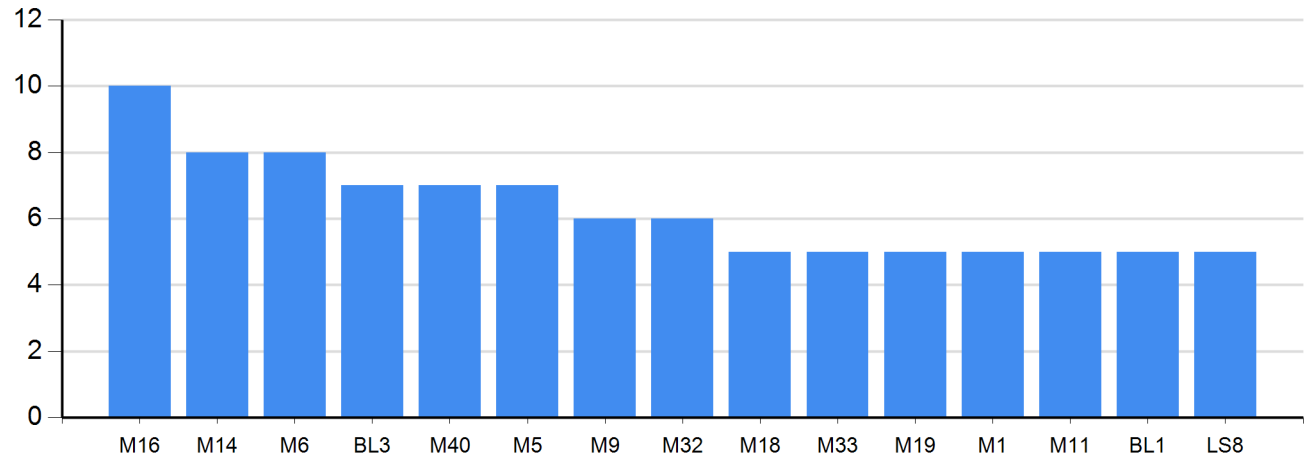


Item 6

Busiest Days

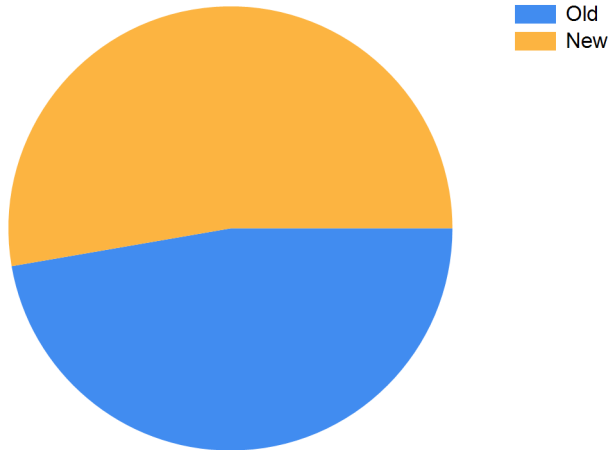


Post/Zip Code Top 15

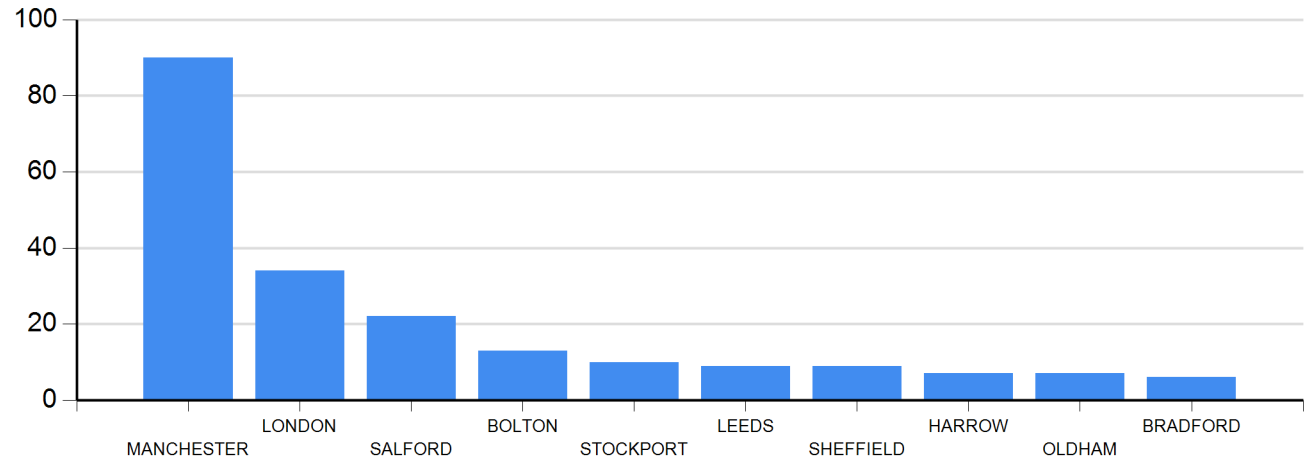


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Old Vs New

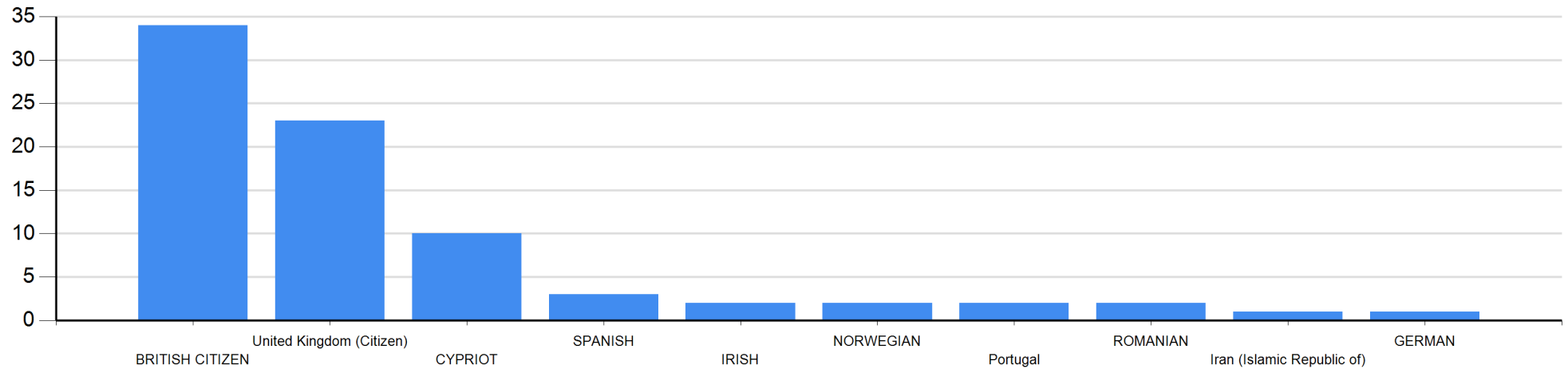


Top 10 Cities



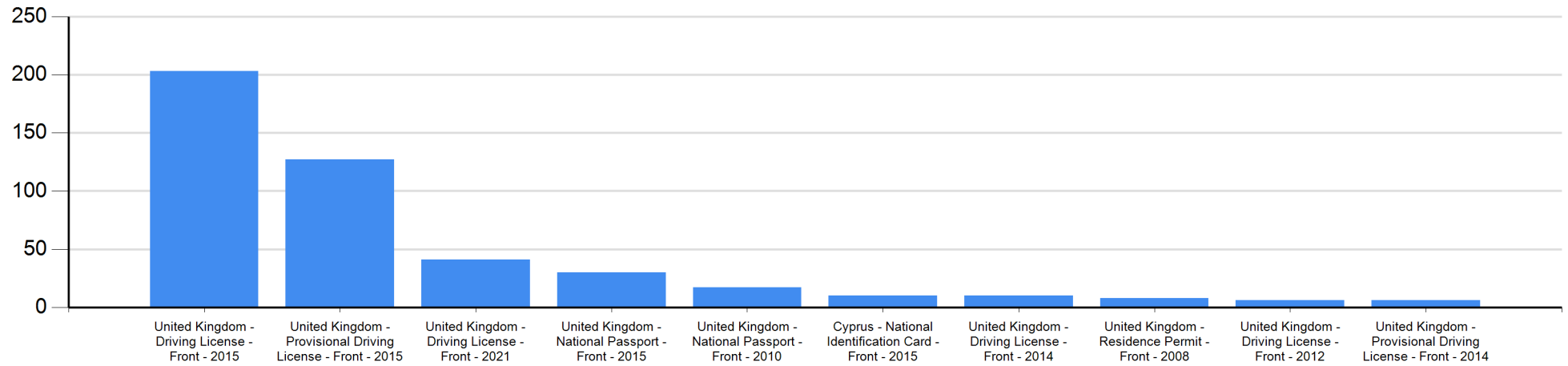
Item 6

Top 10 Nationalities

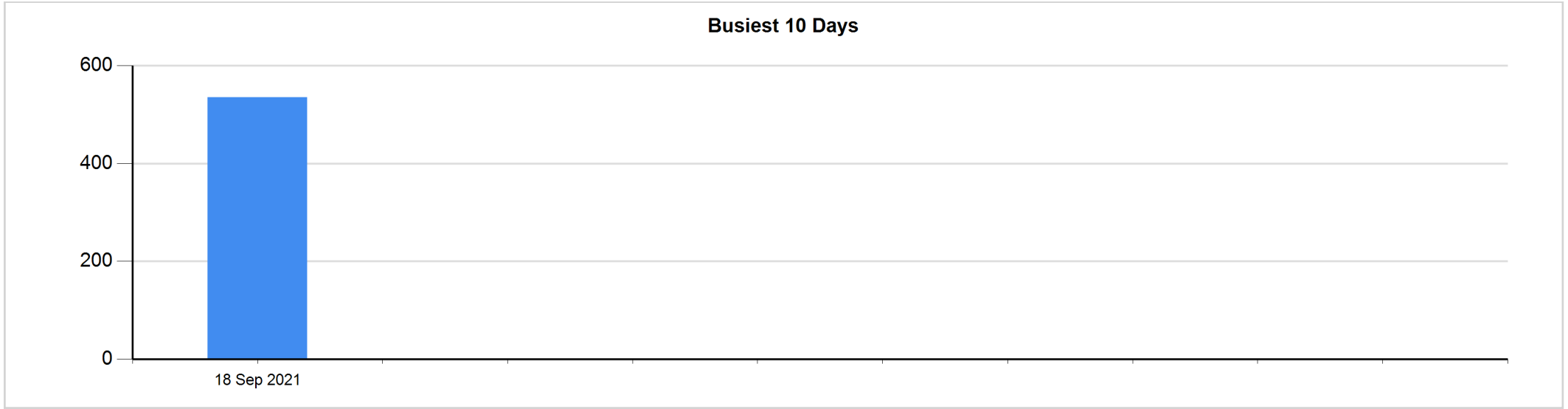


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Top 10 Documents



Item 6

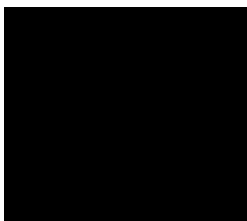


By virtue of paragraph(s) 3 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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Our ref: P15-407-L03v3
 21 November 2018



By email only:

Dear Michael,

**Re: - residential conversion
 Measurements of External Noise Ingress re Planning Condition 3**

Following on from our recent measurements of external noise ingress to the bedroom of the completed elevation of the development, I'm writing with our findings.

The noise measurements were carried out in the bedroom of apartment 7 for several reasons:

- was the first apartment to be completed and decorated, allowing the compliance noise measurements to be carried out; and
- The elevation bedrooms have the most stringent sound insulation requirement due to the planning noise limits specifically relating to low frequency entertainment noise (from the nightclub nearby on Longworth Street).

We consider that if noise is adequately controlled within bedrooms on the elevation, acceptable noise levels will also be achieved in other rooms within the development.

In addition to noise measurements within the bedroom of , we also carried out simultaneous external noise measurements outside the bedroom directly below (apartment 5).

Internal Acoustic Criteria

The required internal noise criteria for the development is set out in Condition 3 of planning consent ref. 111175/FO/2016/C1 as follows:

3) The development shall be implemented in accordance with the approved acoustic and window specification information so as to achieve the internal noise criterion as follows:

- *Bedrooms (night time - 23.00 - 07.00) 30 dB L_{Aeq} (individual noise events should not normally exceed 45 dB L_{Amax} by more than 15 times)*
- *Living Rooms (daytime - 07.00 - 23.00) 35 dB L_{Aeq} Additionally, where entertainment noise is a factor in the noise climate the sound insulation scheme shall be designed to achieve internal noise levels in the 63Hz and 125Hz octave centre frequency bands so as not to exceed (in habitable rooms) 42dB and 36dB, respectively.*

Upon completion of the development and before first occupation of the residential units, a verification report will be required to validate that the work undertaken throughout the development conforms to the recommendations and requirements in the approved acoustic consultant's report. The report shall also undertake post completion testing to confirm that the internal noise criteria has been met. Any instances of non-conformity with the recommendations in the report shall be detailed along with any measures required to ensure compliance with the internal noise criteria.

It is important to note that the above noise limits of 42 dB and 36 dB in the 63 Hz and 125 Hz octave bands respectively are 5 dB lower (more stringent) than Manchester City Council's normal limits where entertainment noise is present (as is set out in section 3.6.1.2 of the council's *Planning & Noise Technical Guidance* dated December 2015).

Details of Noise Measurements

Noise measurements were taken as a series of consecutive five-minute values between 16:00 on the afternoon of Friday 9 October 2018 and the morning of Monday 12 November 2018. On-going construction/fit-out works were ceased prior to the start of the measurements on the Friday and commenced again first thing on Monday morning. As such, the levels measured during Monday morning have been discarded as they most likely include extraneous noise.

The internal noise measurements were taken using a Rion NL52 'Type 1' sound analyser (serial no. 0242747), with the microphone mounted at approximately 1.4m above floor level in the centre of the Longworth Street bedroom of [REDACTED]. As before, it was noted that the room was decorated and carpeted (although with a polythene carpet protector in place), but not furnished.

The external noise measurements were taken using a Rion NA28 'Type 1' sound analyser (serial no. 00960036) with the microphone mounted onto a pole protruding approximately 1m outside the façade of the Longworth Street bedroom of apartment 5.

During the survey it was overcast, cool and generally dry although there was some rain on Friday evening and also for short periods during the daytime on both Saturday and Sunday. Wind speeds were generally low and below around 3 ms⁻¹ at all times.

Results of Internal Noise Measurements

The results of the noise measurements are summarised in Charts 1 and 2 (enclosed). Table 1 sets out the measured internal noise levels, with the relevant planning noise criteria also shown for completeness:

Table 1: Planning noise criteria and measured noise levels (dB)

Period	Noise Levels (dB)			
	15 th highest L _{Amax}	L _{Aeq}	L _{eq} at 63 Hz	L _{eq} at 125 Hz
Planning criteria				
Daytime	-	35	-	-
Night-time (including entertainment noise)	45	30	42	36
Measured noise levels				
Friday up to 23:00	-	23	-	-
Friday/Saturday 23:00 – 07:00	44	29	45	37
Saturday 07:00 – 23:00	-	22	-	-
Saturday/Sunday 23:00 – 07:00	46	30	46	39
Sunday 07:00 – 23:00	-	21	-	-
Sunday/Monday 23:00 – 07:00	36	24	38	31

Values shown in green were within the relevant criteria, with those shown in red in excess of the required criteria.

It can therefore be seen that in terms of the overall L_{Aeq} values, the criteria were met for all daytime and night-time periods. The L_{Amax} criterion was met on both the Friday/Saturday and Sunday/Monday night-time periods, and the L_{eq} criteria in the 63 Hz and 125 Hz octave bands were also met during the Sunday/Monday night-time period.

Under normal circumstances, a change in noise of less than 3 dB is not perceptible. As such, the 1 dB exceedances of the 15th highest L_{Amax} and the corresponding L_{eq} at 125 Hz during the Friday/Saturday night-time are not significant.

The 3 - 4 dB exceedances in the measured L_{eq} in the 63 Hz octave band during Friday/Saturday and Saturday/Sunday night-times, and the corresponding value at 125 Hz during the Saturday/Sunday night-time would be just perceptible.

The measured noise levels in the 63 Hz and 125 Hz octave bands are within Manchester City Council's normal criteria.

There is no indication of any structure borne noise transmission from the nearby nightclub - we consider that the measured noise levels are due to external noise ingress only.

Results of External Noise Measurements

The night-time noise levels measured on Friday/Saturday 9/10 and Saturday/Sunday 10/11 November 2018 have been compared to the those measured over comparable periods between 7 – 10 August 2015 and which were used as part of the planning noise assessment.

Table 2: Comparison of measured external night-time noise levels (dB)

Elevation	Parameter	Octave band centre frequency (Hz)							A
		63	125	250	500	1k	2k	4k	
Adopted noise measurements for planning noise assessment									
August 2015	L _{max} *	87	86	80	78	82	78	71	85
	L _{eq,8hour}	73	65	64	63	64	60	52	67
Measured noise levels on 10 – 12 November 2018									
Friday/Saturday 9/10 November 2018	L _{max} *	87	78	77	81	82	77	71	85
	L _{eq,8hour}	75	62	61	65	65	59	52	68
Saturday/Sunday 10/11 November 2018	L _{max} *	91	81	80	84	85	79	73	88
	L _{eq,8hour}	78	65	63	67	66	61	59	70
Comparison of 2015 and 2018 noise levels									
Friday/Saturday 9/10 November 2018	L _{max} *	0	-8	-3	3	0	-1	0	0
	L _{eq,8hour}	2	-3	-3	2	1	-1	0	1
Saturday/Sunday 10/11 November 2018	L _{max} *	4	-5	0	6	3	1	2	3
	L _{eq,8hour}	5	0	-1	4	2	1	7	3

*- Typical L_{max} values based upon 15th highest L_{Amax}

Values shown in green indicate where the 2018 noise levels were the same as or below the 2015 values, with values shown in red indicating that 2018 levels were higher than in 2015.

As can be seen, the measured noise levels during the Friday/Saturday night-time period were very similar to, or slightly lower than, the 2015 values, with measured levels ranging from 8 dB below to 3 dB above the 2015 values. In overall A-weighted terms, the levels were the same or only marginally/imperceptibly higher.

During the Saturday/Sunday night-time period however, external noise levels were higher than in 2015, with individual octave band levels being up to 7 dB higher and overall A-weighted levels being 3 dB higher.

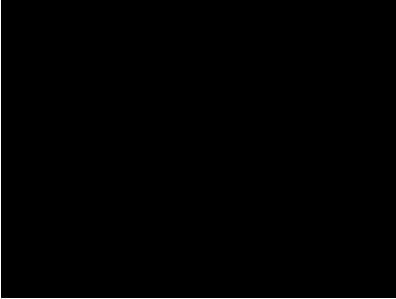
Summary & Conclusion

The recent internal noise measurements within the [REDACTED] have shown:

- Overall A-weighted L_{Aeq} noise levels during daytime and night-time periods are within the noise criteria set out in the planning consent;
- Typical L_{Amax} noise levels (i.e. the 15th highest over the whole of the night-time) are either within or only marginally (and imperceptibly) in excess of the planning noise criteria; and
- Average noise levels in the 63 Hz and 125 Hz octave bands during night-time periods when the History nightclub operates are 3 – 4 dB above the noise criteria set out in the relevant planning condition, but within Manchester City Council's normal limits where entertainment noise is present.

In addition to the above, the external noise measurements have shown that noise levels measured in November 2018 are generally similar to, or higher than, the corresponding levels measured as part of the planning noise assessment in August 2015.

Yours sincerely,



Enc.

Chart 1: Measured internal noise levels

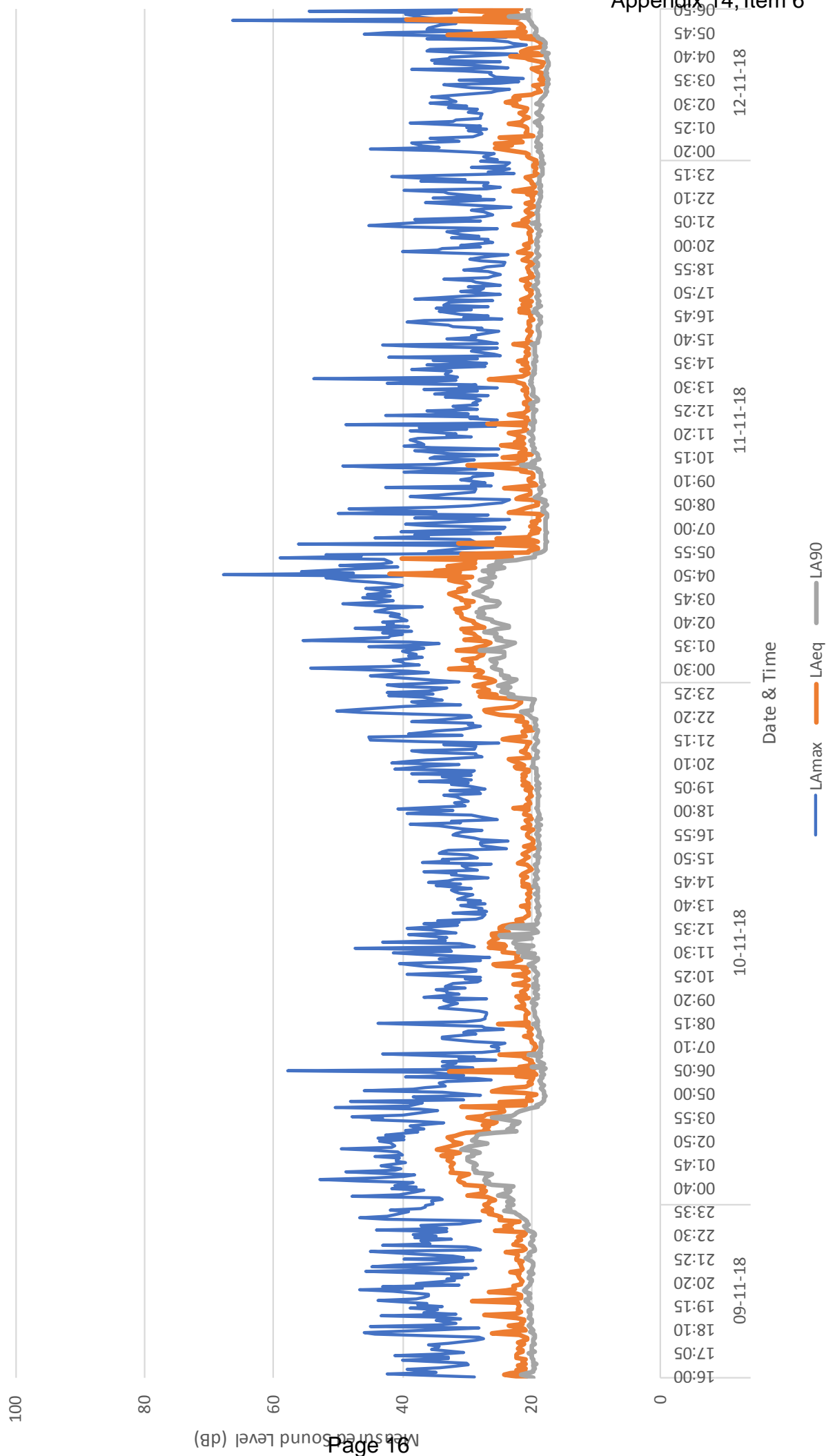
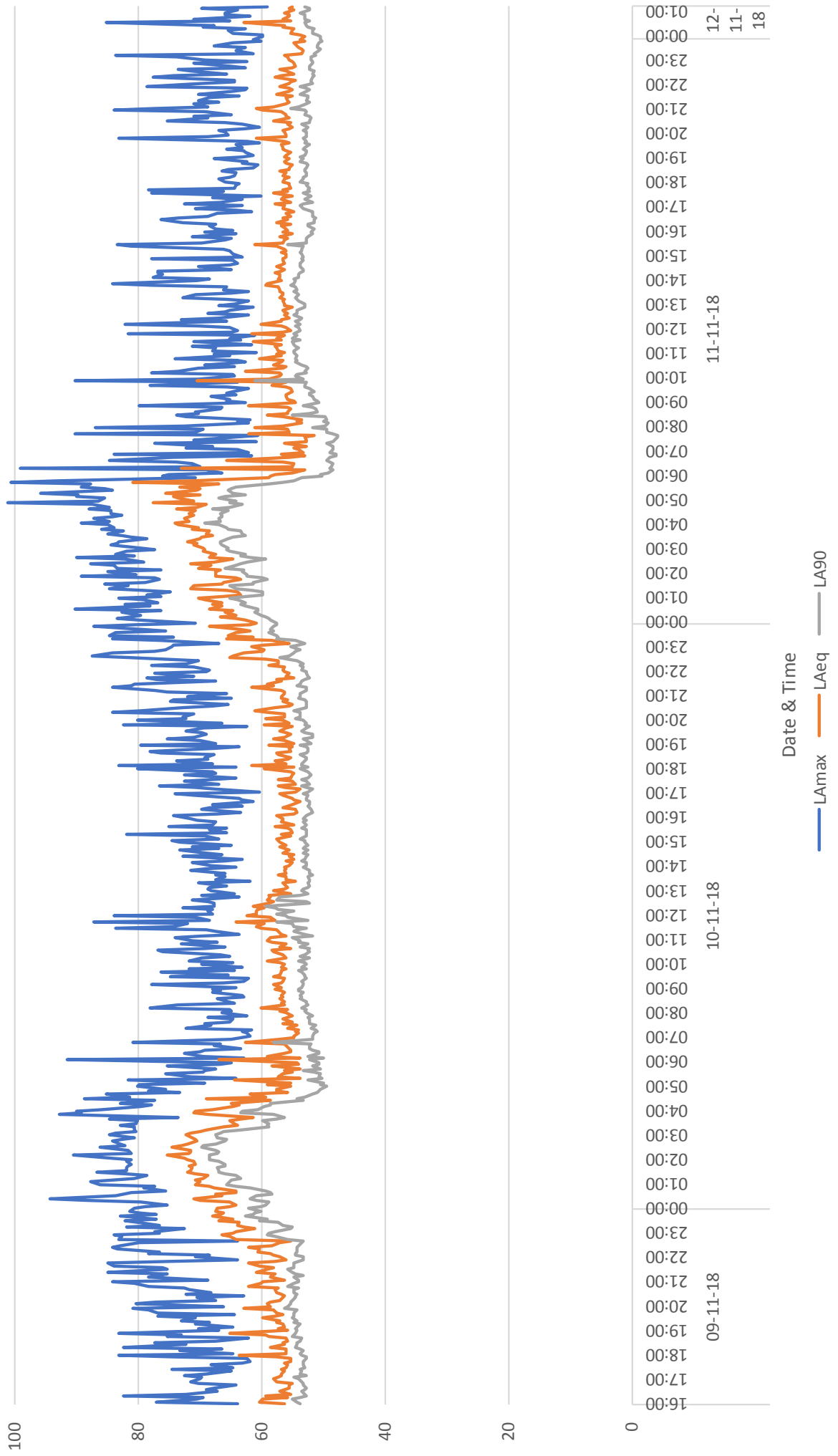


Chart 2: Measured external noise levels



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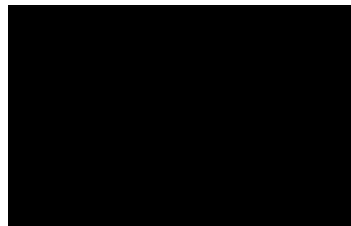
**Town & Country Planning Act 1990 (as amended)
Planning (Listed Building & Conservation Area) Act 1990 (as amended)**

Approval of details reserved by condition

Applicant



Agent (if used)



Part 1 – Particulars of the application/development

Proposal: Discharge of condition 3 (acoustic insulation of the building) attached to previously approved planning application 114640/JO/2016

Location: 

Date of application: 27 November 2018

Application number: CDN/18/0888

Part 2 – Particulars of decision

Manchester City Council gives notice that the detail(s) referred to in Part 1 are **Approved** in accordance with the information set out below.

Condition 3

The following information has been submitted for approval in respect of condition 3:

- Letter from Hepworth Acoustics dated 21 November 2018, ref. P15-407-L03v3
- Confirmation via email from the agent dated 12 December 2018 that the timber sash windows incorporate 12.8 Acoustic LamC/10/10.8 Acoustic Lam Clear double glazing (49DB glass only)

The information is considered to be acceptable and condition 3 will be formally discharged so long as the development is carried out in accordance with the submitted information.

Date: 22 January 2019

Signed: 

Julie Roscoe
Head of Planning, Building Control & Licensing

Manchester City Council, P O Box 532, Town Hall, Manchester M60 2LA

Notes

1. This permission refers only to that required under the Town and Country Planning Act 1990 (as amended) or Planning (Listed Building & Conservation Area) Act 1990 (as amended) does not include any consent or approval under any other enactment, byelaw, order or regulation.

2 If the applicant is aggrieved by the decision of the local planning authority to refuse permission or approval for the proposed development, or to grant permission or approval subject to conditions, they may appeal to the Secretary of State in accordance with Section 78(1) of the Town and Country Planning Act 1990 or sections 20 and 21 of the Planning (Listed Building & Conservation Area) Act 1990 within six months of the date of the notice of the decision.

The Planning Inspectorate have introduced an online appeals service that can be used to make appeals online. This service is available through the gov.uk website – www.gov.uk/appeal-planning-inspectorate. The Inspectorate will publish details of your appeal on the internet.

Alternatively, appeals can be made on a form which is obtainable from Planning Inspectorate, Customer Support Unit, Room 3/15, Eagle Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 or by telephone 0117 372 6372.

The Secretary of State has power to allow a longer period for the giving of a notice of appeal but they will not normally be prepared to exercise this power unless there are special circumstances that excuse the delay in giving notice of appeal.

3. The statutory requirements are those set out in Section 79(6) of the Town and Country Planning Act 1990, namely Sections 70(1) and 72(1) of the Act.

4. If either the local planning authority or the Secretary of State refuses permission to develop land or grants it subject to conditions, the owner may claim that they can neither put the land to a reasonably beneficial use in its existing state nor render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted.

In these circumstances, the owner may serve a purchase notice on the Council in whose area the land is situated. This notice will require the Council to purchase his interest in the land in accordance with the provisions of Part VI of the Town and Country Planning Act 1990

5. In certain circumstances, a claim may be made against the local planning authority for compensation, where permission is refused or granted subject to conditions by the Secretary of State on appeal or on a reference of the application to them. The circumstances in which such compensation is payable are set out in Section 114 of the Town and Country Planning Act 1990.

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