

# MEMO

Environmental Health and Trading Standards

**Communities, Housing and Infrastructure**

Business Hub 15 ,3<sup>rd</sup> Floor South ,Marischal College



**ABERDEEN**  
CITY COUNCIL

To	Litigation & Licensing , Legal & Democratic Services , Corporate Governance , Business Hub 6, Level 1 South, Marischal College	
From	Mark Nicholl	
Email	mnicholl@aberdeencity.gov.uk	Date 24/10/18
Tel.	01224 522596	Our Ref.
Fax.		Your Ref.

## **Licensing (Scotland) Act 2005**

### **Application for Variation of Premises License – Cheerz Bar 2 to 8 Exchange St Aberdeen AB11 6PH**

Dear Sir/Madam,

The above variation application has been assessed by this Service in respect of potential for noise impact on neighbouring residences and disturbance.

The assessment focussed on extension of the core hours terminal hour from midnight to 02:00 Hours from Sunday to Thursday nights and from 01:00 Hours to 02:00 Hours on Friday and Saturday nights and the proposed inclusion of live performances with music to exceed '85dB' during core hours. This significant change is considered to have increased risk of adverse impact on neighbouring residences.

It is naturally desirable to avoid a situation that would result in this Service serving formal notices to abate activities that have caused statutory nuisance. Having carefully considered the matter based on the information submitted this Service is unable to support the proposals in the interests of protecting amenity of neighbouring residential properties from noise.

Should however, a detailed noise impact assessment produced to the satisfaction of this Service and by a suitably qualified independent noise consultant be submitted to support the proposals, this Service can review the application and provide a response.

This assessment should identify the likely sources and levels of noise arising from the premises and any noise attenuation measures required to ensure music noise is inaudible (essentially 10 dB(A) below background  $L_{A90}$  noise levels) in the closest neighbouring residential properties during the periods in question. Any required noise attenuation measures identified must be installed prior to the proposed activities being undertaken.

I trust this information is of use. If you have any queries, please contact me on the number below.

Kind regards

Mark Nicholl  
Environmental Health Officer