

APPLICATION	17/ON/012/2018
IN THE MATTER	of the Sale and Supply of Alcohol Act 2012(The Act)
AND	
THE MATTER OF	an application by SWEET ROSE EXPRESSO LIMITED pursuant to s100 of the Act for an On-licence in respect of premises situated at Shops 1,2,4 & 5 Number 47 Bridge Street, Tokoroa, and known as " <u>SWEET ROSE CAFÉ AND RESTAURANT AND WAWA DOES ART</u> ".

BEFORE THE SOUTH WAIKATO DISTRICT LICENSING CHAIRPERSON

Quorum: Jeff Gash JP

THE APPLICATION:

Sweet Rose Espresso Limited filed an application pursuant to s.100 of the Sale and Supply of Alcohol Act 2012 for an On-licence in respect of premises situated at Shops 1,2,4 & 5 Number 47 Bridge Street, TOKOROA trading as "**Sweet Rose Café and Restaurant and Wawa does Art**". The applicant is a company incorporated under the Companies Act 1993 on 1 September 2010. The business is an existing Café and the two empty premises where Wawa does Art will be located are included in the footprint of this licence.

There will be at least four certificated managers employed.

The applicant seeks the following hours:

- Monday to Sunday 8:00am to 1:00am the following day – The Café and Art rooms.
- Monday to Sunday 8.00am to 10.00pm – Footpath outside Shops 4 & 5 at number 47 Bridge Street, TOKOROA

The application was publicly notified in the South Waikato News on 12 and 19 of June 2019. An onsite notice was posted on 30 May 2019.

REASONS FOR THE DECISION

The application is complete and contains all the supporting documents as required under s.100 of the Act. It was duly advertised and no objection, opposition or notice of desire to be heard has been received.

The Licensing Inspector does not oppose this application.

The Police do not send a report within the legislative timeframe and it must be assumed they do not oppose this application.

The Medical Officer of Health does not oppose the application.

The premises meets the requirements of the Resource Management Act 1991.

The premise meets the requirements of the Building Code.

Currently the South Waikato does not have a Local Alcohol Policy.

No objections were received as the result any advertisement placed.

Overall I am satisfied as to the matters to which we must have regard as set out in s.105

UNDERTAKINGS

The applicant has undertaken the following: -

- That the sale of alcohol will cease outside Sweet Rose Cafe at 10.00 pm and inside at 1.00 am
- That for each 'location' – i.e. Wawa Bistro & Bar upstairs; the Sweet Rose Café or Wawa Does Art – there is a separate named duty manager if that location is in use

DECISION

The District Licensing Committee Chairperson, acting pursuant to the Sale and Supply of Alcohol Act 2012, approves the application subject to the following conditions:

CONDITIONS

- 1) No alcohol is to be sold on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1.00pm on Anzac Day to any person who is not present on the premises to dine.
- 2) The following days and hours that alcohol can be sold and consumed on the premises are:

Monday to Sunday 8:00am to 1:00am the following day – For Sweet Rose Café and the Art buildings.

Monday to Sunday 8.00am to 10.00pm – For the footpath outside Shops 4 & 5 Number 47 Bridge Street, TOKOROA.

- 3) Drinking water is to be freely available, and free of charge whilst the premises are open for business.
- 4) The following steps must be taken to ensure that the provisions of the Act relating to the sale of alcohol to prohibited persons are observed:
 - (i) Ensure that no intoxicated persons are allowed to enter or to remain on the premises.
 - (ii) Ensure that appropriate signs are prominently displayed detailing the statutory restrictions on the supply of liquor to minors and intoxicated persons adjacent to every point of sale.
- 5) There must be a properly certificated manager or duly appointed manager on the each of the locations in the premises at all times that premises is open for the sale and supply of alcohol
- 6) Given that the applicant already has licensed premise upstairs, and that there are two areas downstairs which have a degree of separation between them, there must be three certificated managers on duty – ergo - one for each of the premises.
- 7) A duty manager register pursuant to Section 232 must be kept on the premises and maintained.
- 8) The licence is issued for one year and can issue immediately.

DATED at TOKOROA this 4th day of October 2019



Jeff Gash JP
Chairperson
South Waikato District Licensing Committee