

2 May 2018

Suburban George Ltd
PO Box 19341
Hamilton 3244

Dear Sir/Madam,

**APPLICATION FOR RENEWAL OF ON-LICENCE: "GOOD NEIGHBOUR"
UNIT 1 44 HORSHAM DOWNS ROAD ROTOTUNA NORTH 3210, HAMILTON**

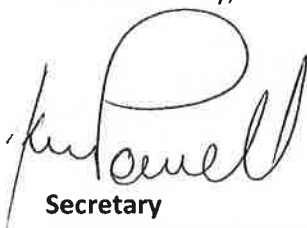
Thank you for your recent application for renewal of your on-licence. I am now pleased to advise you of its success and enclose the relevant documentation.

The licence will expire on the expiry date stated on the notice of renewal. ***An expired licence cannot be renewed so it is important that you remember to file an application for renewal at least 20 working days before the expiry date.***

Enclosed is a replacement licence; please note the conditions of the licence and ensure you understand them. Regular inspections of licensed premises are made by the Licensing Inspector, Police and Medical Officer of Health. Their expectations and those of the District Licensing Committee is that your obligations under the Act will be fully met.

Thank you once again for the application and we wish you every success. Should you need clarification of any matter, please contact the Alcohol Licensing Unit on 07 958 5894 or licensing@hcc.govt.nz.

Yours faithfully,



**Secretary
Hamilton District Licensing Committee**

On Licence (For Premises)

Licence No: 15/ON/1111/2018



Sections 14 to 16, and 64, Sale and Supply of Alcohol Act 2012

PURSUANT to the Sale and Supply of Alcohol Act 2012, **Suburban George Ltd** is authorised to sell and supply alcohol on the premises situated at Unit 1 44 Horsham Downs Road Rototuna North 3210, Hamilton and known as "**Good Neighbour**", for consumption on the premises to any person who is present on the premises and to allow the consumption of alcohol on the premises by any such person. The business to be conducted on the premises is that of a Tavern.

The authority conferred by this licence must be exercised through a manager or managers appointed by the licensee in accordance with the Act.

CONDITIONS: This licence is subject to the following conditions:

- (a) Alcohol may be sold only on the following days and during the following hours:
Monday to Sunday 8.00am to 1.00am the following day
EXCEPT THAT on the day before Good Friday, Easter Sunday, Christmas day and Anzac day alcohol may only be sold until 12.00 midnight.
- (b) No alcohol may be sold on the premises on Good Friday, Easter Sunday, Christmas Day, or before 1 pm on Anzac Day to any person other than any person who is present on the premises for the purpose of dining.
- (c) The area where alcohol is to be sold and consumed is described in the plan date stamped as received by the Hamilton District Licensing Committee on 1 July 2015 and no alcohol is to be taken out of this area.
- (d) The entire premises is designated as a supervised area (no persons under 18 can be in the area unless with their parent or legal guardian) while alcohol is the main activity. The restaurant area will be undesignated while restaurant dining is the main activity.
- (e) The holder of a manager's certificate must be on duty and on the premises at all times alcohol is sold.
- (f) A Host Responsibility Policy must be maintained and displayed and the licensee must ensure all staff receive training in their responsibilities and obligations under the Sale and Supply of Alcohol Act 2012.
- (g) There must be no sale or supply of alcohol to minors or intoxicated persons and there must be displayed at every point of sale appropriate signs detailing these restrictions.
- (h) Drinking water must be freely available and this must be clear to customers, while the premises are open for the sale and supply of alcohol.
- (i) Food must be available for consumption on the premises at all times when open for the sale of alcohol. A minimum of four types of light meals must be available (excluding nuts, chips and the like). Menus and the availability should be clear to customers and food should be actively promoted.
- (j) A range of low-alcohol and non-alcoholic drinks must be available at all times when the premises are open for the sale of alcohol.
- (k) A telephone must be freely available for patrons to call for transport assistance and if requested staff must help to make these arrangements. Telephone numbers for alternative forms of transport from the premises are to be displayed.
- (l) The applicant must ensure the following items are displayed:
 - i. A sign attached to the exterior of the premises, so as to be easily read by persons outside each principal entrance, stating the ordinary hours of business during which the premises will be open for the sale of alcohol.
 - ii. A copy of the licence, and of the conditions of the licence, attached to the interior of the premises so as to be easily read by persons entering through each principal entrance.
 - iii. A sign prominently displayed inside the premises, which identifies by name, the name of the manager for the time being on duty.

ORIGINALLY DATED AT HAMILTON this
15th day of May 2014

Secretary
Hamilton District Licensing Committee

A handwritten signature in black ink, appearing to read "K. Stewart", is written over the printed name of the Secretary.

Subject to the requirements of the Act relating to the payment of fees, and to provisions of the Act relating to the suspension and cancellation of licences, the licence expires on:

The 15th day of May 2021

OR, until the close of the period in which this licence is subsequently renewed.

Any renewal of the licence must be filed at least 20 working days before the expiry of the latest issue/renewal date.

Hamilton District Licensing Committee

Notice of renewal of Licence

Section 135, Sale and Supply of Alcohol Act 2012

Suburban George Ltd

Licence no. **15/ON/1111/2018**

Replacing licence no. **15/ON/683/2015**

The on-licence in respect of the premises situated at
Unit 1 44 Horsham Downs Road Rototuna North 3210, Hamilton

and known as

“Good Neighbour”

is renewed.

The present conditions of the licence have been replaced. The new licence conditions are stated on the replacement licence.

Subject to the requirements of the Act relating to the payment of fees, and to the provisions of the Act relating to the suspension and cancellation of licences, the licence continues in force—

- a) until the close of the period for which it is renewed; or
- b) if an application for the renewal of the licence is duly made before it would otherwise expire, until the close of the period of 3 years after the period for which it is renewed.

The period for which the licence is renewed is 3 years, expiring on the

15th day of May 2021

DATED AT HAMILTON this 2nd day of May 2018

Secretary
Hamilton District Licensing Committee



 **Hamilton City Council**
Te kaunihera o Kirikiriroa

Application	2014/1130/5
<u>IN THE MATTER</u>	of the Sale and Supply of Alcohol Act 2012
<u>AND</u> <u>IN THE MATTER</u>	of an application by Suburban George Limited for renewal of an on-licence pursuant to section 127 of the Act in respect of the premises at 44 Horsham Downs Road, Rototuna, Hamilton, known as Good Neighbour Brew Bar

DECISION OF THE DISTRICT LICENSING COMMITTEE

1. The on-licence 15/ON/683/2015 in respect of the premises situated at 44 Horsham Downs Road, Rototuna, Hamilton and known as Good Neighbour Brew Bar is renewed for a further period of 3 years. The licence may issue upon payment of the annual fee.
2. The present conditions of the licence continue to apply.

REASONS

1. This is an application by Suburban George Limited for renewal of an on-licence in respect of the premises situated at 44 Horsham Downs Road, Rototuna, Hamilton known as Good Neighbour Brew Bar. This tavern has been operating from its present site since May 2014.
2. The application was advertised and no objection or notice of desire to be heard has been received. The Liquor Licensing Inspector, Hamilton Police and the Medical Officer of Health have provided reports and do not oppose the application. Accordingly, the matter is decided on the papers (section 134).
3. The purpose of the Sale and Supply of Alcohol Act 2012 is to put in place a new system of control over the sale and supply of alcohol (section 3). The object of the Act is to ensure that the sale and supply of alcohol is undertaken safely and responsibly, and the harm caused by excessive or inappropriate consumption of alcohol is minimised (section 4).
4. In deciding whether to renew an on-licence the licensing committee must have regard to sections 131 and 105 of the Act. Therefore this committee must consider the following questions within the framework of the purpose and object of the Act:
 - a) Is the applicant suitable?
 - b) Are the days and hours during which the applicant proposes to sell alcohol reasonable?

Licensing Inspector's Report

Renewal of On Licence



Hamilton City Council

Te kaunihera o Kirikiriroa

To: The Secretary of the District Licensing Committee

Report Date: 18 April 2018

APPLICATION TYPE:	Renewal of On Licence
FILE NUMBER:	2014/1130/5
DATE RECEIVED:	21 March 2018
APPLICANT:	Suburban George Limited
PREMISES TRADING NAME:	Good Neighbour Brew Bar
PROPERTY ADDRESS:	44 Horsham Downs Road, Rototuna, Hamilton
PRINCIPAL PURPOSE:	Tavern
LICENCE NUMBER:	15/ON/683/2015
EXPIRY:	15 May 2018

1 SUMMARY OF APPLICATION

This is an application lodged by Suburban George Limited that seeks to renew an existing On Licence for the premises known as Good Neighbour situated at 44 Horsham Downs Road, Rototuna, Hamilton.

The application was on time and in the correct form and was accompanied by the correct fee. The application includes a statement in regard to fire safety and evacuation schemes as required by the Act.

2 PUBLIC NOTIFICATION

The application was publicly notified on the council website on 22 March 2018, and a notice was placed on the site.

3 OBJECTIONS

No objections were received within the required 15 days by members of the public

4 JUSTIFICATION FOR VARIATION SOUGHT

No variation to conditions of the licence are sought.

5 THE OBJECT OF THE ACT - S105(A)

The applicant has provided a host responsibility policy which demonstrates that suitable measures

will be undertaken with regard to responsible sale and supply of alcohol, and that harm will be minimised.

The operation of the premises has been monitored by Agencies and has been found to operate in accordance with the requirements of the Act

Based on the supporting documentation, I am satisfied that the application is in keeping with the object of the Sale and Supply of Alcohol Act 2012.

6 SUITABILITY OF THE APPLICANT – S105(B)

The directors of the company are, Jason Macklow, Darrel Hadley and Nicola Elliottyson who all reside in Hamilton

The principal director of the company is Jason Macklow, who has been involved in the local liquor industry for many years having owned by way of partnerships a large number of taverns in the city that currently includes the ownership of the Smith & McKenzie Chophouse, Good George Brewing and Dining Hall, Little George, and Good Neighbour in Rototuna. The other directors have substantial industry experience as well.

Mr Macklow and his associates have previously owned and operated The Yardhouse , CBD Bar, Rodeo-Rodeo, House and Grand Central Bar which have all since been sold.

The Good Neighbour Brew Bar has operated for the last four years and has built itself to be a very popular bar eatery and boutique brewery with its products of beer and cider sold at outlets throughout the country.

There have not been any issues emanating from the premises and the licensee has always been approachable and friendly and the issues over the years have been minimal considering the size of the businesses.

An inspection was completed on the 2nd February 2018, and the business was found to be fully compliant in all respects.

Given the above, the suitability of the applicant is not in question.

7 LOCAL ALCOHOL POLICY – S105(C)

A Local Alcohol Policy is not operating at this stage and accordingly in this regard there is nothing to consider.

8 DAYS AND HOURS OF OPERATION – S105(D)

Monday to Sunday: 8.00am to 1.00am the following day.

9 DESIGN AND LAYOUT OF THE PREMISES – S105(E)

Layout description:

The floor-plan of Good Neighbour shows the layout of the premises which includes a large undesignated dining area on the ground floor highlighted in yellow.

The adjacent bar area is designated as a supervised area as is the bar area on the mezzanine floor and the outdoor dining areas. The premise includes adequate kitchen and toilet facilities.

The business is protected by adequate indoor lighting as well as car park flood-lights. There are 6 cctv cameras monitoring the premises for the safety of both patrons and staff alike.

Given the above, the design and layout of the premises presents no concerns.

10 THE SALE OF GOODS OR PROVISION OF SERVICES OTHER THAN THOSE DIRECTLY RELATING TO THE SALE OF ALCOHOL, LOW-ALCOHOL REFRESHMENTS, NON-ALCOHOLIC REFRESHMENTS AND FOOD – S105(F-G)

The applicant does not engage in the sale of goods or provision of services other than those directly relating to the sale of alcohol, low-alcohol refreshments, non-alcoholic refreshments, and food.

11 AMENITY AND GOOD ORDER – S131(B)

The operation of the business has not had resulted in any concerns being brought to the attention of the reporting agencies since the last renewal.

Given the above, it is in my opinion that the amenity and the good order of the locality would not be increased by more than a minor extent by the effects of a refusal to renew the licence.

12 SITE LOCATION AND PROXIMITY TO SENSITIVE SITES

The sensitive sites within 500m of the Good Neighbour Brew Bar are the Rototuna Kinder-care, Rototuna Early Education Centre, Rototuna Primary School, and the Reformed Church of Hukanui.

13 SYSTEMS, STAFF AND TRAINING – S105(J)

Duty managers

There are 15 duty managers listed in the application.

Staff training and development

The applicant has provided evidence of the systems, staff and training of those staff that are in place to ensure compliance with the Act. They have their own extensive internal training systems that staff complete on a regular basis.

Accordingly, I am satisfied that the applicant has the appropriate systems, staff and training in place to ensure compliance with the Sale and Supply of Alcohol Act 2012.

14 THE MANNER IN WHICH THE APPLICANT HAS SOLD OR, AS THE CASE MAY BE, SOLD AND SUPPLIED, DISPLAYED, ADVERTISED, OR PROMOTED ALCOHOL

The business has been regularly inspected and has been found to be managed and operated in a satisfactory manner, and the inspector has no concerns that there have been any promotions in breach of this section.

15 GENERAL CONDITIONS AND REQUIREMENTS

Evidence of the following has been provided by the applicant and confirmed on inspection:

Food availability	A large range of meals are available as well as bar snacks at all time. The menus are attached and displayed at the bar.
Non and low alcoholic drinks	Small wonder ale low alcohol, as well as red bull, soft drinks, and juices provided.
Water freely available	Water is available on the bar
Alternative transport options	Taxi numbers are displayed and a phone is available
Prohibited persons signs	Are displayed at the points of sale
Manager on duty sign	Displayed at the Bar
Trading hours at entry	Yes

The applicant has requested that a supervised designation continue to apply to the whole premises.

16 RISK RATING

Type of premises weighting: Tavern	15
Licence hours weighting	0
Enforcement weighting	0
OVERALL RISK RATING:	Medium

17 AGENCY REPORTS

The Police have no objection to the application, a copy of their report is attached. The Medical Officer of Health has no objection though their report was outside the reporting time limit.

18 COMMENT AND RECOMMENDATION

Having regard to the information supporting the application and the application meeting the relevant statutory criteria under section 131 of the Act, I have no objection to the renewal of an On Licence to Suburban George Limited and I recommend that the following conditions be attached to the licence pursuant to the restrictions and requirements of sections 50 to 62, the criteria under section 105 and the conditions under sections 109 to 119 if applicable:

The authority conferred by this licence must be exercised through a manager or managers appointed by the licensee in accordance with the Act.

CONDITIONS

This licence is subject to the following conditions:

- a) Alcohol may be sold only on the following days and during the following hours:

Inside the premises

Monday to Sunday: 8.00am to 1.00am.



Liquor Licensing

E-MAIL MESSAGE

To: Liquor Licensing Inspector,
Hamilton District Licensing Agency

From: Sergeant Jim Kernohan, NZ Police

Date: Tuesday, 3 April 2018

Police Response

Fax No: 07 838 6458

Fax No: 07 834 4278

No. of pages: 1 (incl cover)

Initial Response on an Application for the renewal of an On License

File number: 2014/1130/5

Subject:

The information contained in this fax is privileged, confidential, and intended for the addressee only. If you are not the intended recipient, you are asked to respect that confidentiality and not disclose copy or make use of its contents. If received in error you are asked to destroy this fax and contact the sender immediately.

Applicant Details

Applicant name: Suburban George Ltd trading as Good Neighbour

Residential Address: 44 Horsham Downs Road, Hamilton

Response:

Our response to your notification in relation to this application is:

The Police have matters in opposition to this application: No

Jim Kernohan
Sergeant
Licensing Unit
HAMILTON POLICE

(Signature)



16 April, 2018

The Secretary
Hamilton District Licensing Committee
Hamilton City Council
Private Bag 3010
HAMILTON 3240

Dear Sir/ Madam,

APPLICATION(S) FOR ON-RENEWAL LICENCE:

Please receive the following recommendations under the provisions of the Sale and Supply of Alcohol Act 2012.

Our Ref: LIQ/ON/2018/0252 **Your Ref:** 2014/1130/5
Applicant: Suburban George Limited
Premise Name: Good Neighbour Brew Bar
Address: 44 Horsham Downs Road Hamilton

Recommendation: Not Opposed

We have inquired into the above application and do not have any matters in opposition.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Nicole Zeier', written in a cursive style.

Nicole Zeier
For Medical Officer of Health

22 March 2018

Officer in Charge
Liquor Licensing
Police Station
Private Bag
HAMILTON

The Medical Officer of Health
Population Health Service
Private Bag 3200
Waikato Mail Centre
Hamilton 3240

Dear Sir/Madam,

APPLICATION FOR RENEWAL OF ON-LICENCE: "Good Neighbour"
ADDRESS: Unit 1 44 Horsham Downs Road Rototuna North 3210
FILE NO: 2014/1130/5

With regard to the above please find enclosed an application for the above premise for the Renewal of an on-licence pursuant to the Sale and Supply of Alcohol Act 2012.

In accordance with the requirements of the Act, please file a report with the Secretary of the Hamilton District Licensing Committee.

If you have any query regarding the above please do not hesitate to contact this office.

Thanking you in anticipation.

Yours faithfully,

Geeta Palivela
District Licensing Coordinator

Hamilton City Council
Municipal Building
Garden Place, Hamilton
Phone 07 958 5894
Fax 07 838 6458
Email geeta.palivela@hcc.govt.nz

Fire and Emergency New Zealand
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REVIEWED
By HallettP at 8:13 am, Mar 23, 2018

APPROVED
By HallettP at 8:14 am, Mar 23, 2018