

DELEGATED DECISION
NEIGHBOURHOOD SERVICES



9th March 2018

**Romanas, 15 Market Street, Ferryhill,
DL17 8JN - Section 115 Licence**

Report of John Reed – Head of Technical Services

Purpose of the Report

- 1 To consider the application to place tables and chairs on an area of highway covering 5 square metres and extending in length to a maximum of 4.3 metres in front of the premises. (See attached plan).

Background

- 2 A request has been received from the proprietors of Romanas, 15 Market Street, Ferryhill seeking permission to place tables and chairs on an area of highway outside the property for use by clientele of their premises.
- 3 Consultations have been undertaken under the provisions of Section 115B, 115C and 115E of Part 7 of the Highways Act 1980. On 5th February 2018 a notice of the intention to consider consent was posted on site. On 5th February 2018, notice of intention was served on the owners and occupiers of premises it was considered might be affected by the proposals, allowing 28 days to make representations. In addition the Statutory Undertakers, the Police, Fire Brigade, Ambulance Service and the Local Members were notified of the proposals and asked to indicate whether they would wish to make any representation. The usual conditions attached to the granting of such permission would apply.

Current Position

- 4 From a highway point of view it is considered the proposal would not present a serious obstruction providing the tables and chairs are contained within the proposed consent area described in (1) above.

Recommendations and reasons

- 5 I recommend that the application for a Tables & Chairs licence be granted subject to the attached terms and conditions.

Background papers

Location plan, Terms and conditions

Contact: Matthew Barron

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Appendix 1: Implications

Finance – Initial £200 fee paid, annual renewal of £50 payable each April

Staffing - None

Risk - None

Equality and Diversity/Public Sector Equality Duty - None

Accommodation - None

Crime and Disorder - None

Human Rights - None

Consultation – Statutory Undertakers, Emergency Services, Neighbouring Businesses and the local members were consulted on 5th February 2018. A consultation notice was also posted on site on 5th February 2018 and maintained for 28 days

Procurement – None

Disability issues - None

Legal Implications – Highways Act 1980 Section 115 states the requirement for a licence for any tables and chairs upon the adopted highway.