

LICENSING COMMITTEE AGENDA

Wednesday, 16 November 2016 at 07:15 PM

Committee Room 1, Braintree District Council, Causeway House,
Bocking End, Braintree, CM7 9HB

THIS MEETING IS OPEN TO THE PUBLIC
(Please note this meeting will be audio recorded)

www.braintree.gov.uk

Members of the Licensing Committee are requested to attend this meeting to transact the business set out in the Agenda.

Membership:-

Councillor Mrs J Allen	Councillor H Johnson
Councillor M Banthorpe (Chairman)	Councillor Mrs J Money
Councillor J Baugh (Vice Chairman)	Councillor Mrs J Pell
Councillor S Canning	Councillor R van Dulken
Councillor J Elliott	Councillor Mrs L Walters
Councillor J Goodman	Councillor Mrs S Wilson
Councillor A Hensman	

Members unable to attend the meeting are requested to forward their apologies for absence to the Governance and Members Team on 01376 552525 or email governance@braintree.gov.uk by 3pm on the day of the meeting.

N BEACH
Chief Executive

INFORMATION FOR MEMBERS - DECLARATIONS OF INTERESTS

Declarations of Disclosable Pecuniary Interest, Other Pecuniary Interest or Non-Pecuniary Interest

Any member with a Disclosable Pecuniary Interest, other Pecuniary Interest or Non-Pecuniary Interest must declare the nature of their interest in accordance with the Code of Conduct. Members must not participate in any discussion of the matter in which they have declared a Disclosable Pecuniary Interest or other Pecuniary Interest or participate in any vote, or further vote, taken on the matter at the meeting. In addition, the Member must withdraw from the chamber where the meeting considering the business is being held unless the Member has received a dispensation from the Monitoring Officer.

Question Time

The Agenda allows for a period of up to 30 minutes when members of the public can speak. Members of the public wishing to speak are requested to register by contacting the Governance and Members Team on 01376 552525 or email governance@braintree.gov.uk no later than 2 working days prior to the meeting. The Council reserves the right to decline any requests to register to speak if they are received after this time. Members of the public can remain to observe the public session of the meeting.

Please note that there is public Wi-Fi in the Council Chamber, users are required to register in order to access this. There is limited availability of printed agendas.

Health and Safety

Any persons attending meetings in the Council offices are requested to take a few moments to familiarise themselves with the nearest available fire exit, indicated by the fire evacuation signs. In the event of an alarm you must evacuate the building immediately and follow all instructions provided by officers. You will be assisted to the nearest designated assembly point until it is safe to return to the building.

Mobile Phones

Please ensure that your mobile phone is switched to silent during the meeting in order to prevent disturbances.

Webcast and Audio Recording

Please note that this meeting will be audio recorded only.

Documents

Agendas, reports and minutes for all the Council's public meetings can be accessed via www.braintree.gov.uk

We welcome comments from members of the public to make our services as efficient and effective as possible. If you have any suggestions regarding the meeting you have attended, you can send these via governance@braintree.gov.uk

PUBLIC SESSION

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1 Apologies for Absence

2 Declarations of Interest

To declare the existence and nature of any Disclosable Pecuniary Interest, other Pecuniary Interest, or Non-Pecuniary Interest relating to Items on the Agenda having regard to the Code of Conduct for Members and having taken appropriate advice (where necessary) before the meeting.

3 Minutes of the Previous Meeting

To approve as a correct record the Minutes of the meeting of the Licensing Committee held on 14th September 2016 (copy previously circulated).

4 Public Question Time

(See paragraph above)

5 Application for a Street Trading Consent - Witham Railway Station, Albert Road, WITHAM

4 - 23

6 Urgent Business - Public Session

To consider any matter which, in the opinion of the Chairman, should be considered in public by reason of special circumstances (to be specified) as a matter of urgency.

7 Exclusion of the Public and Press

To agree the exclusion of the public and press for the consideration of any Items for the reasons set out in Part 1 of Schedule 12(A) of the Local Government Act 1972.

At the time of compiling this Agenda there were none.

PRIVATE SESSION

Page

8 Urgent Business - Private Session

To consider any matter which, in the opinion of the Chairman, should be considered in private by reason of special circumstances (to be specified) as a matter of urgency.

APPLICATION FOR STREET TRADING CONSENT - WITHAM RAILWAY STATION, ALBERT ROAD, WITHAM		Agenda No: 5
Portfolio	Environment and Place	
Corporate Priority:	Keeping our District clean and tidy Protecting our environment Promoting safe and healthy living Encouraging flourishing communities Boost employment skills and support business, Promoting and improving our town centres	
Report presented by:	John Meddings	
Report prepared by:	John Meddings	
Background Papers:	Public Report: Yes	
<ol style="list-style-type: none"> 1. Application made by Mr Brendan Martin Flynn (Appendix 1) 2. Representations received during the consultation period (Appendix 2) 3. Braintree District Council Street Trading and Collections Policy 4. Licensing Committee Minutes of 18th November 2015 and 10th September 2014 	Key Decision: No	
Executive Summary:		
<p>To consider an application by Mr Brendan Martin Flynn for a Street Trading Consent at Witham Railway Station, Albert Road, Witham. The Council's Street Trading and Collections Policy specifies that if representations are received the application is required to be determined by the Licensing Committee.</p>		
Recommended Decision: To consider the following options:-		
<ol style="list-style-type: none"> 1. To GRANT the application for a Street Trading Consent. 2. To GRANT the application for a Street Trading Consent with amendments. 3. To GRANT the application for a Street Trading Consent with additional conditions. 4. To REFUSE the application for a Street Trading Consent. 5. To refuse all subsequent applications for Street Trading Consents at the location. 		

Purpose of Decision:	
Members of the Licensing Committee are requested to consider an application made by Mr Brendan Martin Flynn for a Street Trading Consent at Witham Railway Station, Albert Road, Witham.	
Corporate Implications	
Financial:	If the application is unsuccessful the fee will be returned to the applicant.
Legal:	There is no right of appeal given to the applicant.
Safeguarding:	Not applicable
Equalities/Diversity:	Not applicable
Customer Impact:	The decision made could have an impact on the applicant's business and that of surrounding businesses.
Environment and Climate Change:	Not applicable
Consultation/Community Engagement:	Application subject to a 28 day public consultation period in accordance with Braintree District Council's Street Trading Policy.
Risks:	None
Officer Contact: John Meddings	
Designation: Licensing Officer	
Ext. No. 2213	
E-mail: john.meddings@braintree.gov.uk	

1. Application

1.1 The Licensing Authority received an application for a Street Trading Consent from Mr Brendan Martin Flynn on 27 September 2016 which was validated on the same day (Appendix 1).

1.2 In accordance with the Council's Street Trading Policy the Licensing Department consulted with the following:

Essex Police
Essex County Council Highways and Highways Agency
Local Ward Members
Parish/Town Council
Braintree District Council – Planning Department
Braintree District Council – Environmental Health
Relevant local traders selling similar commodities within 500m radius of the proposed site

1.3 The hours that the applicant is proposing to trade are set out below:

Monday to Friday	04:30 to 16:00
Saturday and Sunday	04:30 to 23:00

1.4 The applicant proposes to sell newspapers, magazines, confectionary, soft drinks, cut flowers, tea, coffee, hot chocolate (Saturdays and Sundays) pre-packed sandwiches.

2. History

2.1 The site applied for has previously held a Street Trading Consent, an application for which was refused by the Licensing Committee on 18 November 2015.

2.2 The site applied for is currently occupied by an unlicensed street trader. The street trader has been prosecuted in the Magistrates' Court for unlicensed street trading and the decision has been upheld by the Crown Court on Appeal. There is currently on-going legal action being taken by Braintree District Council against the unlawful street trader.

2.3 The Council is currently pursuing further formal action against the unlawful street trader to stop the activity.

3. Representations

3.1 During the consultation period the application received five representations. Two of these are from businesses in the vicinity selling similar products. The other three are representations from Braintree District Council's Property Management Team, Ward Councillor Goodman and Essex County Council (Highways) (Appendix 2).

3.2 Essex County Council (Highways) representation states that they strongly object to this application and that the lay-by is solely there for pick up/drop off and for emergency vehicles (Appendix 2).

3.3 Evidence previously submitted by Licensing Enforcement Officers against applications for this site has shown emergency vehicles obstructed from using the pick up/drop off location due to the proposed vehicle being sited there.

4. Additional Information

4.1 Officers have raised concerns that the application could be a 'proxy' application for the unlawful street trader operating from the same location.

- The vehicle detailed in this application is the same vehicle used by the unlawful street trader operating from that location.
- Previous attempts have been made to submit 'proxy' applications.
- The supporting documents submitted as part of the application are identical to previous applications
- The application appears to have very similar handwriting to those previously submitted by the unlawful street trader.

4.2 Mr Flynn, the applicant, was contacted at the end of the consultation period and informed that the application was to be determined by the Licensing Committee due to representations being received.

- 4.3 It was explained to Mr Flynn that there could be the perception that this application was an attempt to gain consent for the unlawful street trader currently using the site. Mr Flynn was asked if he could provide any information to support the application and re-assure Members that this was a genuine application. Examples given to Mr Flynn were any due diligence he has undertaken before buying the business, sale agreements, company records, registrations etc.
- 4.4 Mr Flynn explained that his intention was to allow the current trader using the site to continue to trade and at a later date he would determine if he wanted to make an offer for the business.

5. Officer Recommendation

- 5.1 In considering all the above points it is recommended that this application is refused.
- 5.2 Essex County Council (Highways) representation states that they strongly object to this application and that the lay-by is solely there for pick up/drop off and emergency vehicles (Appendix 2).
- 5.3 Evidence previously submitted by Licensing Enforcement Officers against applications for this site has shown emergency vehicles obstructed from using the pick up/drop off location due to the proposed vehicle being sited there.
- 5.4 The parking situation at Witham Station is a considerable concern and the siting of a Street Trader in the pick up/drop off point will only exacerbate the situation. There are currently several complaints being investigated from residents and businesses regarding the parking situation on Albert Road.
- 5.5 It appears from Mr Flynn's comments that if this application is granted it would mean the Street Trader that had their application refused and subsequently prosecuted would be given consent to trade via Mr Flynn's consent.
- 5.6 Braintree District Council's Street Trading and Collection Policy states:

Where the imposition of conditions is not adequate to control potential problems, applications will be refused. Refusal or withdrawal of Street Trading Consents will be normal in the following circumstances:-

- Where the granting of the application is likely to give rise to nuisances or loss of amenity caused by noise, mal-odour, litter, disturbance or anti-social behaviour.
- Where there is not enough space in the street for the applicant to engage in the trading in which he/she desires without causing undue interference or inconvenience to persons using the street.
- Where granting of a consent for the sale of goods or services would conflict with those provided by nearby shops.

- Where street trading in a particular location will conflict with concessions granted to traders.

6 Decision

Following the determination of an application by the Committee, the applicant and any objectors will be notified of the decision at the end of the meeting. The Licensing Team will then send confirmation in writing, as soon as possible after the decision, or in any case within seven days of the meeting.

There is **no right of appeal against refusal** to issue a consent; therefore any applicant that is aggrieved by the Council's decision has an option to seek a Judicial Review. Where an application is refused, **payment of the application fee shall be refunded.**

Cash pd. £540. 26-9-16
Receipt no: 24277.

Please return to LICENSING,
Braintree District Council,
Causeway House, Bocking End,
Braintree, Essex CM7 9HB



BRAINTREE DISTRICT COUNCIL

**Application for the Grant or Renewal of a
Street Trading Consent**

Local Government (Miscellaneous Provisions) Act, 1982 Section 3, Schedule 4)

NOTE: Before completing this form applicants are requested to read the Braintree District Council Street Trading Policy, which accompanies this application form

You are requested to complete this form in block capitals

1. I, BRENDAN MARTIN FLYNN

of .. 

Date of Birth .. 

Daytime telephone number :- 

hereby apply for a street trading consent to trade in the following streets:-
(Please specify streets and areas in which you wish to trade)

BUSINESS PERMIT LOCATION
OUTSIDE WITCHAM RAILWAY STATION
ALBERT ROAD
WITCHAM - ESSEX

PLEASE ENSURE YOU DO NOT INCLUDE ANY REQUEST FOR MARKET DAY TRADING (See Braintree District Council Street Trading Policy – item 9)

2. I wish to trade on the following days between the hours specified.
 (Please see Note – See Braintree District Council Street Trading Policy – Item 8)

Monday: From 4.30am To 4.00pm Friday: From 4.30am To 4.00pm
 Tuesday: From 4.30am To 4.00pm Saturday: From 4.30am To 11.00pm
 Wednesday: From 4.30am To 4.00pm Sunday: From 4.30am To 11.00pm
 Thursday: From 4.30am To 4.00pm

Sub note IN LETTER. Temporary UNTIL 11.00pm due to engineering works.

3. If you wish to trade for a short period, please specify what period below. (i.e Month of January). You will pay the day's trading fee per day you wish to trade.

..... N/A

4 I proposed to trade in the following items:-

Newspapers, Magazines, Confectionery, Soft Drinks, CWT Flowers, Tea, Coffee, Hot Chocolate (Saturdays + Sundays) PRE PACKED SANDWICHES ONLY.

5 The registration number of the vehicle from which I propose to trade is:-

..... M.T 02 FXK

A photograph or fully drawn details of the proposed stall/vehicle, giving dimensions, must be submitted with new applications or if the stall/vehicle has changed.

Special Events

At special events, we will issue one consent to the person organising the event, rather than to each individual trader. We will issue a single consent, which will cover a number of traders. Traders wishing to sell hot or cold food are not covered by a consent issued for a special event. Each trader wishing to sell food is required to apply for an individual consent

NOTE :* If the event is being held on behalf of raising funds for a charity etc the fee will be waived.

Please identify the number of traders to be covered:

Category 1 – Up to 10 traders

Category 2 – Between 11 and 19 traders

Category 3 – Over 20 traders

A photograph or fully drawn details of the proposed stalls/vehicles, giving dimensions, must be submitted with applications.

6 I enclose a payment of:-

For 1 day's trading per week per annum	108.00
For 2 day's trading per week per annum	189.00
For 3 day's trading per week per annum	259.00
For 4 day's trading per week per annum	324.00
For 5 day's trading per week per annum	431.00
For 6 day's trading per week per annum	486.00
For 7 day's trading per week per annum	540.00

One day's trading 22.00 per day

Special Events

Category 1 – Up to 10 traders	43.00
Category 2 – Between 11 and 19 traders	59.00
Category 3 – Over 20 traders	75.00

(Cheques should be made payable to "Braintree District Council")

7. I am 17 years of age, or over

Signature: 

Date: *26-9-2016*

Please return this form to:-

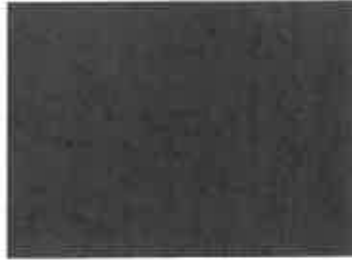
Licensing Officer
Braintree District Council
Causeway House
Bocking End
Braintree
Essex
CM7 9HB

IMPORTANT if you intend to be a 'static trader', to assist in the consideration of your application, you are asked to provide a small sketch of the area from which you wish to trade and the proposed position of the vehicle. Please specify one or two roads and landmarks to help with identifying your proposal.

However, if you apply to renew the consent you currently hold and that application is for precisely the same site, a sketch will not be required.

The Information given here may be used in conjunction with other Local Authorities for the prevention and detection of fraud and is held on computer, which is subject to the Data protection Act 1998.

Brendan Flynn,



Braintree District Council,
Causeway House,
Bocking End,
Braintree,
Essex

DATE - 22/9/2016

REF: Street Trading Licence at Witham Station as per Application Enclosed

Dear Sirs,

I propose to take over the business currently located at the above location from "The Rao" Family.

I currently own the licence taxi business from Sudbury and in days gone by, ran licensed businesses in Braintree in respect to alcohol and night time trading, licensed by your authority.

Upon the attached application form, I have asked for Saturdays and Sundays until 11pm for 10 weeks only purely to cope with the need to service the public, especially as no other outlets appear to offer this service, either from the platform or nearby when engineering work is scheduled.

I would not need to trade and do not apply for Saturdays and Sundays after 4pm when there is no engineering work and therefore no need to offer a service.

The 10 weeks applied for from my research has just commenced, further I have through my legal representation, made enquiries to the parking partnership in order to seek a grant of the relevant parking permit of which advice will be provided accordingly.

Please find payment in the sum of £540.00 for a full year.

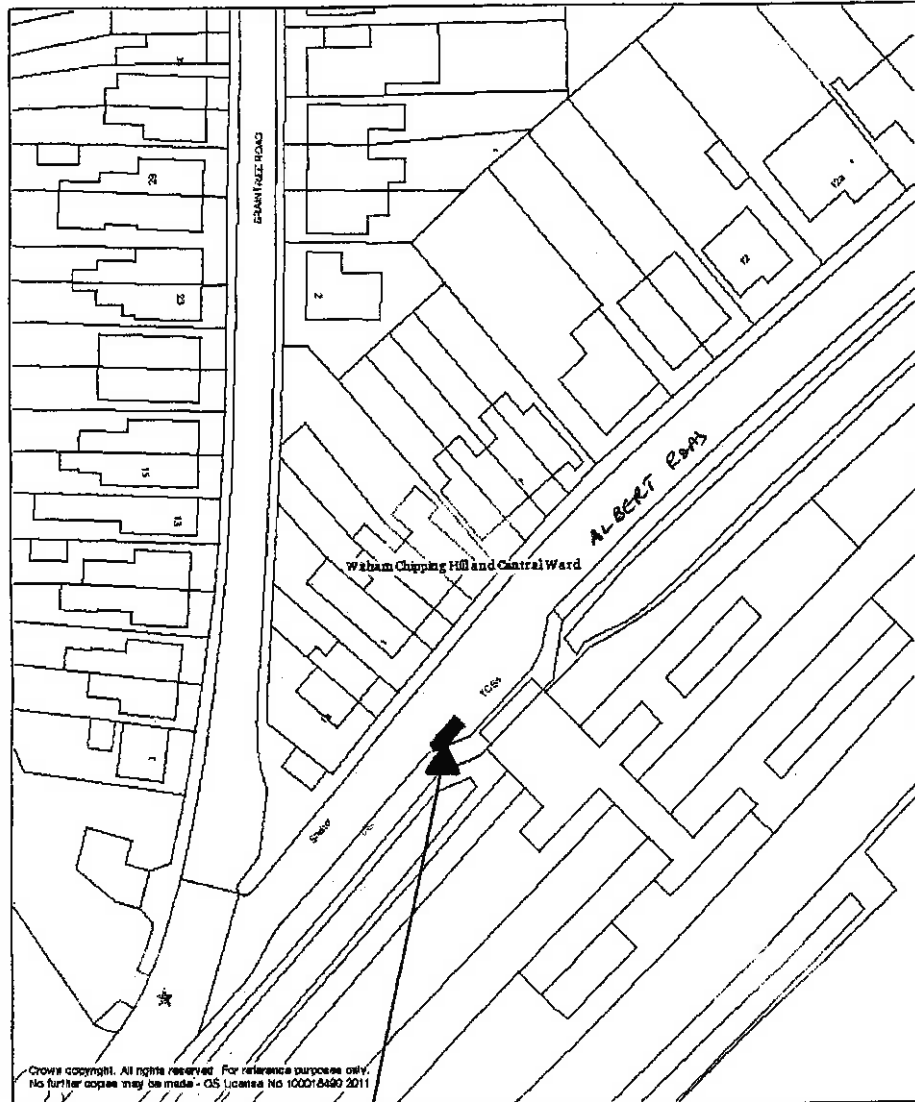
Yours sincerely,



Brendan Flynn
Enc. Photo and location plan







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Notes

Scale 1:625

Department

MR S RAO - STREET CONSENT
WITHAM ROAD

Braintree
District Council



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Webb, Alison

From: Licensing
Sent: 28 September 2016 16:01
To: Mellini, Daniel
Subject: FW: 16/01609/STR

From: Crepeaholic [REDACTED]
Sent: 28 September 2016 3:54 PM
To: Licensing
Subject: 16/01609/STR

Hello Mr Mellini,

We have objected to a street trading license for a van outside the railway station on many occasions and we are starting to believe it a bit of a joke that applications are still being permitted. What is the point of being asked!!

Here is the responses below that I gave the previous two times and my response this time is the same.

Get it Fresh show a presentable and clean establishment by the station and to have a van outside makes the appearance of the station less attractive and also puts negativity upon ours and Get it Fresh's business.

Kind regards
[REDACTED]

Sent from myMail for iOS

----- Forwarded message -----

From: Crepeaholic [REDACTED]
To: Licensing <licensing@braintree.gov.uk>
Date: Wednesday, 25 November 2015, 10:49 +0000
Subject: Urgent: Att Mr Mellini Reference 15/02137/STR

Dear Mr Mellini

Regarding the street trading consent for Katrina Lines (ref 15/02137/STR) below is our objection that I sent in October regarding the same van. Our objections remain the same.

Kind regards
[REDACTED]

Crepeaholic

Sent from myMail for iOS

----- Forwarded message -----

From: Crepeaholic [REDACTED]
To: Licensing <licensing@braintree.gov.uk>
Date: Tuesday, 13 October 2015 11:09 +0100
Subject: Urgent: Att Mr Mellini Reference ST203

Dear Mr D Mellini

We would like to object against the renewal of street trading consent for Mr S Rao.

The extension of his hours and the range of food (sandwiches etc) along with coffees and hot drinks conflicts with our products and will Impact our trade.

We pay rates and high utilities and we believe support from the council is needed to ensure businesses such as ours and Get it Fresh are not affected. Especially when we display a cleaner and more attractive place to eat/drink around the station area in witham.

When you see a van such as this straight from entering or exiting the station, I don't believe it portrays a very nice image of witham.


We would appreciate your consideration in our objection.

Thank you and kind regards

[REDACTED]

Crepeaholic

Sent from myMail for iOS


Get It Fresh
Braintree Road
Witham
Essex.
CM8 2DD

5th October 2016

Ref: Street trading application for Albert road, Witham.

To whom it may concern,

I would like it noted, once again, that I object to this application.
I object for the same reasons as outlined in my previous letters sent to you, and presented at three licensing committee hearings.

This is clearly another application for the same vehicle, which is just being 'fronted' by another individual on behalf of Mr Rao.

I believe the person on the application to be acting on behalf of Mr Rao. It seems to be yet another incidence of Mr Rao flouting the authority of Braintree district council.

I would also like it noted that despite the licensing committee's decision that Mr Rao should not trade, he has continued to do so. This is the third year that he has continued to act in contravention of the licensing committee's rulings. I also understand that Mr Rao has been found guilty in both the magistrates and crown courts, yet still nothing changes. It seems extremely unjust that he still carries on trading and looking for ways to beat the system. Please can you let me know what enforcement action is being taken by yourselves.

I would like this and my previous letter to be taken as objections to all future applications.

Yours faithfully



Webb, Alison

From: Shorten, Michael
Sent: 11 October 2016 17:02
To: Mann, Jessica
Cc: Epsom, Andrew; Whyte, Janet
Subject: FW: Street Trading Consent - Business Permit Location, Outside Witham Railway Station, Albert Road, Witham, Essex, CM8 2BS
Attachments: Street Trading application Witham Railway.pdf; Plan Railway.pdf; Photo 1 Railway.pdf

Jessica,

Asset Management, on behalf of its tenant in the nearby kiosk selling hot food and drink, has previously objected to a street trading licence for a previous applicant at this location.

For ease of reference, that objection is reproduced below.

Please accept this e-mail as a similar objection to the latest application by Mr Flynn and advise me of the outcome of his application in due course.

Mike.

E-mail to Licensing 28th July 2014.

With reference to the above street trading consent application, I would like to strongly object to the request to trade in the following:

- Hot drinks

The Council has nearby leased premises which predominately sell hot and cold drinks, and sandwiches and have seen their trade affected by the Street Trader being allowed to sell the same things within such close proximity.

I feel that this is unfair competition against the Council's tenant as they have to pay rent, business rates and building insurance. It also affects the level of rental income the Council can achieve from its nearby premises.

I also understand that Mr. Rao does not have a licence to sell hot drinks at present but has continued to do so.

Regards

Janet Whyte

Property Management Officer

Braintree District Council | Causeway House, Bocking End, Braintree, CM7 9HB

☎ 01376 552525 Ext. 2924 | www.braintree.gov.uk | ✉ janet.whyte@braintree.gov.uk

Mike Shorten

Surveyor and Valuer

Braintree District Council | Causeway House, Bocking End, Braintree, CM7 9HB

☎ 01376 552525 Ext. 2925 | www.braintree.gov.uk | ✉ Michael.shorten@braintree.gov.uk

From: Whyte, Janet [<mailto:janwh@braintree.gov.uk>]

Sent: 11 October 2016 11:44 AM

To: property

Cc: Epsom, Andrew

Subject: FW: Street Trading Consent - Business Permit Location, Outside Witham Railway Station, Albert Road, Witham, Essex, CM8 2BS

Hi

This Street Trading Consent needs responding to by today.

Janet Whyte

Economic Development Officer Infrastructure

Braintree District Council | Causeway House, Bocking End, Braintree, CM7 9HB

☎ 01376 552525 Ext. 2582 | www.braintree.gov.uk | ✉ janet.whyte@braintree.gov.uk

From: Mann, Jessica [<mailto:jesma@braintree.gov.uk>]

Sent: 27 September 2016 09:49

To: Community Safety and Development Team; ehlicensing; Essex Highways (essex.enquiries@essex.gov.uk); Essex Police; Public Health and Housing Team; PlanningEnforcement; Whyte, Janet

Cc: clr.jgoodman@braintree.gov.uk

Subject: Street Trading Consent - Business Permit Location, Outside Witham Railway Station, Albert Road, Witham, Essex, CM8 2BS

Dear Colleagues,

Please find attached a copy of an application for a Street Trading Consent in respect of Mr Brendan Flynn. I have also attached a photo of the vehicle and the proposed site where Mr Flynn will be trading.

I would be most grateful if you could let me have your observations within 14 days of the date of this email.

If I have not heard from you by the required date I will assume that you have no objections.

Thank you for your assistance in this matter.

Kind regards,

Jessica

Jessica Mann

Licensing Administration Officer

Braintree District Council | Causeway House, Bocking End, Braintree, CM7 9HB

☎ 01376 552525 Ext. 2644 | www.braintree.gov.uk | Jessica.Mann@braintree.gov.uk

Webb, Alison

From: cllr.jgoodman@braintree.gov.uk
Sent: 05 October 2016 15:53
To: Mann, Jessica
Subject: RE: Street Trading Consent - Business Permit Location, Outside Witham Railway Station, Albert Road, Witham, Essex, CM8 2BS

Good afternoon, Jessica

First and foremost, I accept that this is a new application and must be treated as such although, as I am sure you are only too aware, there have been past issues with trading from this location at Witham Railway Station.

I have reviewed the current application from Mr Flynn and as you have requested my observations, I do have a concern inasmuch that it is unclear as to the items in which he intends to trade on Saturdays and Sundays. As it is presented, does the application refer to the supply of pre-packed sandwiches only on Saturdays and Sundays?

If so, I would note that this applicant intends to trade in tea, coffee and hot chocolate on Mondays to Fridays inclusive which would directly conflict with identical comestibles being provided by other traders in the immediate vicinity of Witham Railway Station.

As an aside, it is interesting to note that the street plan provided by the current applicant bears the name of the original holder of a Street Trading Consent for this location. Moreover, from the photograph provided the vehicle to be used is that of not only the aforementioned original holder of the Street Trading Consent but also that of an applicant who made application in November 2015 but subsequently withdrew same.

Finally, I am unsure as to whether the location of the vehicle will impact upon the layby at the station and double yellow lines in the vicinity but this may be a matter for the North Essex Parking Partnership.

Kind regards.

Cllr John Goodman
Witham North

From: Mann, Jessica [jesma@braintree.gov.uk]
Sent: 27 September 2016 09:48
To: Community Safety and Development Team; ehlicensing; Essex Highways (essex.enquiries@essex.gov.uk); Essex Police; Public Health and Housing Team; PlanningEnforcement; Whyte, Janet
Cc: cllr.jgoodman@braintree.gov.uk
Subject: Street Trading Consent - Business Permit Location, Outside Witham Railway Station, Albert Road, Witham, Essex, CM8 2BS

Dear Colleagues,

Please find attached a copy of an application for a Street Trading Consent in respect of Mr Brendan Flynn. I have also attached a photo of the vehicle and the proposed site where Mr Flynn will be trading.

I would be most grateful if you could let me have your observations within 14 days of the date of this email.

If I have not heard from you by the required date I will assume that you have no objections.

Thank you for your assistance in this matter.

Kind regards,

Jessica

Jessica Mann
Licensing Administration Officer

Webb, Alison

From: Olive Porter <Olive.Porter@essexhighways.org>
Sent: 12 October 2016 16:42
To: Mann, Jessica
Cc: Mellini, Daniel
Subject: FW: Street Trading Consent - Business Permit Location, Outside Witham Railway Station, Albert Road, Witham, Essex, CM8 2BS

Good afternoon

Please find my comments for this application below.

Regards

**Olive Porter | Network Assurance Officer
Highways**

Ringway Jacobs | Essex County Council
Seax House 2nd Floor Annexe , Victoria Road South, Chelmsford, CM1 1QH

T: 01245 342895

E: Olive.Porter@essexhighways.org

W: www.essex.gov.uk/highways

Please consider the environment before printing this email

From: Olive Porter

Sent: 28 September 2016 09:22

To: 'Mann, Jessica'; highway.enquiries@essex.gov.uk

Subject: RE: Street Trading Consent - Business Permit Location, Outside Witham Railway Station, Albert Road, Witham, Essex, CM8 2BS

Good morning

Thank you for giving me the opportunity to comment on this application.

Where Mr Flynn would like to site his vehicle to carrying out trading is classed as publicly maintainable highway and we would not support any form of street trading at this location. The lay-by is solely there to pick up/drop off and for emergency vehicles.

We have previously provided the Highways Records plan to Braintree District Council confirming that this falls under the jurisdiction of the highways authority.

We therefore strongly object to this application.

Regards

**Olive Porter | Network Assurance Officer
Highways**

Ringway Jacobs | Essex County Council
Seax House 2nd Floor Annexe , Victoria Road South, Chelmsford, CM1 1QH

T: 01245 342895

E: Olive.Porter@essexhighways.org

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W: www.essex.gov.uk/highways

Please consider the environment before printing this email

From: Mann, Jessica [<mailto:jesma@braintree.gov.uk>]

Sent: 27 September 2016 11:36

To: highway.enquiries@essex.gov.uk; Olive Porter

Subject: FW: Street Trading Consent - Business Permit Location, Outside Witham Railway Station, Albert Road, Witham, Essex, CM8 2BS

From: Mann, Jessica

Sent: 27 September 2016 9:49 AM

To: Community Safety and Development Team; ehlicensing; Essex Highways (essex.enquiries@essex.gov.uk); Essex Police; Public Health And Housing Team; PlanningEnforcement; Whyte, Janet

Cc: cllr.jgoodman@braintree.gov.uk

Subject: Street Trading Consent - Business Permit Location, Outside Witham Railway Station, Albert Road, Witham, Essex, CM8 2BS

Dear Colleagues,

Please find attached a copy of an application for a Street Trading Consent in respect of Mr Brendan Flynn. I have also attached a photo of the vehicle and the proposed site where Mr Flynn will be trading.

I would be most grateful if you could let me have your observations within 14 days of the date of this email.

If I have not heard from you by the required date I will assume that you have no objections.

Thank you for your assistance in this matter.

Kind regards,

Jessica

Jessica Mann

Licensing Administration Officer

Braintree District Council | Causeway House, Bocking End, Braintree, CM7 9HB

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