

BRISTOL CITY COUNCIL  
PUBLIC SAFETY AND PROTECTION COMMITTEE

24 AUGUST 2010

**Application for the Grant of Street Trading Consent at:**

**Easton Road, Bristol,**

**Applicant: Mehmet Candemir**

**Proposed trading name: Yummy Tummy**

Report of the Director of Neighbourhoods

**Purpose of Report**

1. To determine an application for the grant of a Street Trading Consent at the following location: Easton Road

**Background**

2. With effect from 1 May 2009 the above location is designated as a consent street for the purpose of street trading legislation. Any street trading at that location other than under a street trading consent issued by the Council would constitute a criminal offence.
3. General conditions which would be attached to a licence if granted are at Appendix A
4. Photographs of the unit are attached at Appendix B and a site location plan at Appendix C.
5. On 30 June 2010 **Mehmet Candemir** applied for a street trading consent which, if granted, would enable the applicant to trade lawfully at the above location. The applicant applied to sell the following goods

Hot and Cold Food and Drinks

During the hours of 17:00 - 23:00  
From Monday to Sunday

## Consultation

- 6 In line with the Council's policy consultation has taken place with the following interested parties:-

Local Residents

Local businesses

Bristol City Council – Highways officer

Bristol City Council – Planning Team

Bristol City Council – Food Safety Team

Bristol City Council – Pollution Control Team

Bristol City Council – Councillor

Avon and Somerset Police

## 7. Consultation Responses

The following responses have been received.

Appendix D - Residents

Appendix E - Nearby businesses

8. Schedule 4 to the Local Government (Miscellaneous Provisions) Act 1982 deals with street trading consents. Subject to certain exemptions that do not apply to this application, Paragraph 7 enables the council to grant a licence if they think fit. The council may attach such conditions as they consider necessary, which may include among other things conditions to prevent obstruction of the street or danger to persons using it, nuisance or annoyance etc. A consent may include permission for its holder to trade in a consent street from to trade from a stationery van, car, barrow or other vehicle, or from a portable stall. Unless such permission is included the act prohibits a consent holder trading from a van or other vehicle or from a stall, barrow or cart.



## APPENDIX A

### GENERAL CONDITIONS THAT WILL NORMALLY BE ATTACHED TO STREET TRADING CONSENTS

The consent holder shall only trade on the days and between the times stated on the consent.

1. The consent holder shall only trade in the description of articles stated on the consent.
3. The consent holder shall not carry on business on any street so as to cause obstruction or cause danger to people using the street.
4. The consent holder shall not carry on business from any vehicle or erect or place any stall or other structure in any street except in the area mentioned in the consent.
5. The consent holder shall not sell, offer or expose for sale any goods or articles other than those described within the principle terms of this consent.
6. The consent holder shall on all occasions, when carrying on business, be strictly sober, and conduct him/herself in a proper, civil and courteous manner, and he/she shall not carry on his/her business in such a way as to cause annoyance to the occupier or person in charge of any shop, business, resident, or any person using the street.
7. The consent holder shall at all times conduct his/her business and position any vehicle used by him/her in connection with his/her business in such a manner that no danger is likely to arise to persons trading or intending to trade.
8. The consent holder shall at all times conduct his/her business in a clean and tidy manner.
9. The consent holder shall ensure that a copy of the consent is clearly visible to the public.
10. The consent holder shall not permit any person to assist him/her in his/her trading unless the details of that person have been supplied to the Licensing Authority. Any such person shall be issued with an identification badge by the Licensing Authority.

11. If, during the currency of any consent any material change occurs in the facts of which particulars and information were contained in, or given along with, the application for the consent, the holder of the consent shall report such changes to the Licensing Authority within 72 hours of that change.
12. Any motor vehicle used for the purpose of street trading shall at all times be in a roadworthy condition and have the relevant documents i.e insurance, tax and MOT to make the use of that vehicle on a road legal. These documents will be produced by the consent holder to any police officer or authorised officer of the Council.
13. Neither the consent holder nor any assistant shall display merchandise which is likely to cause offence or distress to any other person or which would be deemed an offence under any other legislation.
14. A consent holder selling food shall at all times comply with any food hygiene regulations in force at that time, and when required by the Licensing Authority, shall produce appropriate food handling certificates.
15. The city council reserves the right to alter or amend these conditions at any time.
16. The subletting of any consent is prohibited.
17. The consent holder shall be responsible for the temporary storage of refuse, liquid and other material accumulated or created whilst trading and its subsequent removal from the site. The removal and disposal must be to the satisfaction of the council.
18. The consent holder shall not cause any nuisance or annoyance to persons using the street.
19. The consent holder, if intending to sell food from a stationery vehicle/stall shall operate from a purpose made vehicle/stall constructed and managed so as to comply with the relevant hygiene regulations currently in force within the provisions of the Food Safety Act 1990, and any subsequent changes to those regulations.

# **APPENDIX B**



# APPENDIX C





# Yummy Tummy

## Grassed Area junction Easton Road/Croydon Street



Legend	
<b>Licensing Points</b>	
	CLUBPR
	COLHZH
	COLSTR
	GAAGC
	GABETO
	GABING
	GACAS
	GACMP
	GAFEC
	GALAMA
	GALAMP
	GALOTT
	HYPNO
	LAPER
	METSAL
	METSCR
	PEL
	PREM
	PRNIP
	STCON
	STLIC
	TENS
	TXHCD
	TXHCDA
	TXHCDR
	TXHCV
	TXPHD
	TXPHDA
	TXPHO
	TXPHV
	Default
<b>Scale</b>	1:2400

<b>Organisation</b>	Not Set
<b>Department</b>	Not Set
<b>Comments</b>	
<b>Date</b>	02 August 2010
<b>SLA Number</b>	Not Set

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# **APPENDIX D**

Bristol City Council		
Issuing	Date	Init
Validated		
Recorded		
Scanned		



Application Ref No: 10/01796/STCON

Dear Sir/Madam

I am writing in reply to your letter dated 30/06/10 detailing an application for street trading consent on the junction of Easton Road/Croydon Street Bristol.

I have strong objections regarding this application. The proposed location will cause severe traffic problems. It is on a very busy junction surrounded by double yellow lines. There is no safe parking area in the near vicinity. Cars will inevitably park on the double yellow lines causing an obstruction to traffic trying to enter onto Easton Road from Croydon Street. These are also the main roads used by First Bus when they leave and enter Lawrence Hill bus depot. This will also cause an obstruction to the industrial units located there as cars will also park outside the entrance and 24 hour access is required. It will also cause additional problems for the residents in Easton Road who already have problems from commuters and employees of First Bus who park their cars outside houses.

The location will also cause problems for pedestrians as the limited pavement will be obstructed by customers. Pedestrians would have to walk in the road causing extreme danger to both pedestrian and motorist.

There is already a permanent fast food outlet located at Texaco Petrol Station less than 100 metres from this proposed mobile food trailer. There are also several other food outlets in the immediate area i.e. fish and chip shop located on Easton Road and several food outlets in Lawrence Hill. There is no market for more .

It will cause additional litter as has already been proven by the opening of the Texaco fast food outlet last year. There has been an increase in waste food and packaging left in the road from customers. The grassed area already has a litter problem and this will just escalate. Rats have been seen and it will attract more vermin.

It will cause a noise and smell nuisance to the residents of Easton Road. Every evening we will have to put up with the constant smell of fast food i.e. onions etc and the constant stopping and starting of car engines, doors slamming, music, shouting. Presumably the trailer will need a generator to provide light and electric. There will be a constant noise for 6 hours a night 7 days a week. This is not acceptable in a residential area.

Just because we live in a deprived area why should we have to put up with this disturbance every day until 11.00pm. Are we not able to enjoy a quiet evening in the garden or able to go to bed until after 11.00pm?

July 2010



Dear Sirs,

**Re: Application Ref No: 10/01796/STCON**

I am writing as concerned resident of Easton Road regarding the above application, for a mobile trailer to sell hot and cold food and drinks on the grassed area junction of Easton Road/Croydon Street.

My objections to this application are as follows:

- The litter that will come from people discarding their take away rubbish, which we already get from the takeaway attached to the petrol station.
- From the above the fear of rodents being attracted to the wasted food that is left around.
- The number of people that it will attract to an already busy road and of course the trouble that sometimes comes with this.
- There is no need for another takeaway on the street, there is already an occasional mobile van; a Chinese takeaway and as I have already mentioned a takeaway attached to the petrol station.

Please we do not need any more rubbish being discarded from people who cannot be bothered to place their throw aways in bins.

Yours faithfully

A handwritten signature in blue ink, appearing to be "K. P. H." or similar, written in a cursive style.

from a very concerned resident

6<sup>th</sup> July 2010

Licensing Office  
Princess House  
Princess Street  
Bedminster  
Bristol BS3 4AG



For the attention of Mr Mark Fowler, case officer

Dear Sir / Madam

PLANNING APPLICATION NO: 10/01796/STCON

Proposed consent for a mobile trailer selling hot and cold food and drinks on the grassed area at the junction of Easton Road and Croydon Street, Bristol.

I write in connection with the above planning application. I know the site well and I wish to object strongly to the above proposition in this location.

While Easton Road is a fairly major road it is changing into a residential area. Businesses are being replaced by residential housing. Sighting a mobile trailer here should be considered very carefully, I feel the proposed sighting of the development is particularly unfortunate as it is at a busy road junction. It will create parking and traffic issues and will obscure the vision of drivers turning at the junction.

In addition to these safety concerns there will also be a high impact on local residents. Litter will increase as a result of discarded food and drinks wrappers potentially increasing pests and causing other health issues.

There are also security and social considerations; it is likely that customers will congregate in that area to consume their food and drink and would sit on the front walls of the local houses to do so, causing disruption to residents. There are several elderly residents in the row of near by houses who feel intimidated by groups of people loitering in the area. The proposed mobile trailer will increase this and concentrate it at their door step.

If this food van was there during standard working hours to serve the staff from the surrounding business like circuit 32 and the bus depot then there would be some merit in the application but by allowing food to be served 17:00 – 23:00 it will cause disruption in the evenings. There are also concerns that at these times there will be no one available to check the owner is complying with their license and they would serve

later into the night particularly at weekends when the noise will disrupt those in the surrounding houses.

I therefore ask that the application be declined.



Licensing Authority <sup>Mark Flower</sup>

I have received your letter regarding a street trading consent application for a mobile trader selling food and drink at the junction of Easton Rd / Croydon St

I am a resident of Walker Cl (just off Croydon St) and wish to make a strong objection against this new project. My reasons are

Parking always a problem in Croydon St as it has very limited parking, all places are full by 6pm weekdays, earlier at weekends. The residents of Walker Cl, Croydon Hse (tower block) are only permitted one car parking pass per household rules of Bristol City Council housing dept (tow away system running). Residents with passes are allowed to park in Walker Cl (private rd) and Croydon car park



most household have more than one car so these are parked in Croydon st, when spaces are full the only other place to park is eastern rd having a mobile take away on these corners would only add to the problem.

Another point is the take away would be opposite Croydon car park, anyone hanging around the take away can see cars entering. There's only one way to enter or leave the car park either by car or walking by the time anyone parked up and locked their cars muggers could be waiting at the exit. At this moment if I'm returning from a night out and see a few people hanging around for no reason in Croydon st I can drive off and return later mugging and being stopped and asked for money after 6pm can be a problem in this area. It would not be wise for anyone to work in a take away on their own either.

Still regarding the car park there's always empty take away boxes, chicken bones, cans and broken glass which people throw out of car windows as they drive along Croydon st, the pavements are

also littered with this rubbish Monday mornings are the best time to walk around and see it for yourself. we dont need anymore take aways Our care taking staff struggle at the moment because of staff cut backs if more time is needed to clear up more rubbish all our rents will rise again. There are no litter bins in the area they have been requested at tenants meetings in the past, but the pavements needed to be repaired so there was no money available

Croydon St has street cleaners (a crew of two) which arrive once a week early Tuesday mornings sweeping and picking up rubbish for 20 mins thats it to the following week, so if a take away is allowed this would need to be reviewed and up dated.

I also object to a take away opening till 23.00 Monday - Sunday. I have to get up for work early 5.45 Mon-Fri and the odd Saturday and there are other residents that leave early for work. I hope you will consider all the points I have raised  
yours faithfully

# **APPENDIX E**

detail is everything.

M.Flower Esq  
Licensing Office  
Princess House  
Princess Street  
Bedminster  
Bristol  
BS3 4AG



5/7/10

Dear Sirs

**Re: Application No.10/01796/STCOM YUMMY TUMMY**

We would like to object to the above application on a number of grounds as we feel that the area is totally unsuitable for such street trading activities.

The grounds are as follows:-

**Public Safety** – The small area of ground is sited on a very busy corner that is used extensively by vehicular traffic not only from Easton Road inbound but from a great number of vehicles that come off the Easton Way Dual Carriageway, on to Easton Road and then into Croydon Street and on to The A420/Church Road,. This is used as a way of avoiding the Lawrence Hill roundabout when turning left into St.George. (marked with red dotted line as attached)

This junction is also used extensively by commercial traffic entering and leaving the busy Lawrence Hill Industrial Park situated in Croydon Street itself. (exit/entrance marked A as attached).

Both Croydon Street and Easton Road carry extensive Bus traffic from the Easton Road First Bus Depot. The only entrance/exit for this busy commercial site in on Easton Road (marked B on the attached).

The sighting of a street trading operation on this small patch of ground, on a busy corner would without doubt constitute a very serious issue of public safety.

**Sightlines** – the issue of public safety is further compromised by the obstruction of sightlines for vehicles not only using that junction and Easton Road but also for commercial traffic entering and exiting the busy Circuit 32 Trading Estate, who's entrance is immediately adjoining the site. (Highlighted in green as attached)

**Public Nuisance / Prevention of Crime and Disorder** – There would be extensive nuisance, noise, disturbance and litter associated with any operation in this area. This would have a significant impact upon the local residents and businesses – Particularly the residents of the terrace of houses adjoining the site (highlighted in yellow as attached).

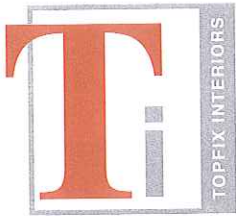
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In sort, we believe that the granting of a Street Trading Consent/ License would be wholly inappropriate.

Yours faithfully,

F.R.Ebbs  
Director  
Portishead Press limited



Topfix Interiors Ltd.  
Unit 10, Circuit 32  
Easton Road  
Bristol BS5 0DB  
Tel: 0845 130 2524  
Fax: 0845 130 2534  
Email: info@topfix-interiors.co.uk  
www.topfix-interiors.co.uk

FAO. Licensing Office

Princess House  
Princess Street  
Bedminster  
Bristol  
BS3 4AG

your ref. : Tdp\_06/07/10  
our ref. :  
E Mail. :

6<sup>th</sup> July 2010

Dear Sirs,

**Re; Application ref number: 10/01796/STCON**

Further to your correspondence of the above reference, dated 30/06/10 we write to express our concerns in respect of the above proposal.

We feel the proposed mobile food & drink trailer on the grassed area at the junction of Easton Road / Croydon Street will not contribute positively to the area and will have a negative impact directly on Circuit 32.

The existing fast-food / take-away approximately one hundred meters up the road which already generates and contributes to the areas litter problem would surely increase the litter problem if the above proposal is successful.

Additionally the entrance to Circuit 32 is used outside of normal business hours by the current tenants / owners, which, if used as a pull-in or parking by customers of the above proposal would cause unnecessary obstruction to the users of Circuit 32.

Yours Faithfully

T D Padmore

Topfix Interiors Ltd

Suspended Ceilings  
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Licensing Authority,  
Bristol City Council,  
Princess House,  
Princess Street,  
Bedminster,  
Bristol.  
BS3 4AG.



ESTABLISHED 1986

8<sup>th</sup> July 2010.

Re. Application No. 10/01796/STCON.

Dear Mr. Flower,

With reference to your letter dated 30<sup>th</sup> June 2010, concerning the licence reference above, we would as owners of the properties Units 1,2, and 3 and Unit 11 Circuit 32, object to the proposal for the following reasons.

In the first place the proposed site is on the busy junction of Croydon Street and Easton Road, where the site lines for traffic are already made difficult by the lay of the land.

There is no parking available without obstructing the flow of traffic which is generally quite heavy and which could lead to accidents. This we fear would lead to people driving into the Circuit 32 Estate, which is small, and parking there, obstructing our businesses. We have discussed this with our neighbours and I am sure you will be hearing from them as well.

Thirdly the smell from the proposed van would be a constant annoyance and not a pleasant prospect particularly during the warmer months of the year when the windows to our offices are open.

We hope that you will consider our objections before granting a licence on this occasion. We look forward to your reply.

Yours faithfully,

John Sprackman (Director)