

Public Safety and Protection Committee Sub A Agenda



Date: Tuesday, 27 November 2018

Time: 10.00 am

Venue: City Hall

Distribution:

Councillors: Chris Davies, Richard Eddy, Fi Hance, Carole Johnson, Steve Jones, Sultan Khan, Mike Langley, Ruth Pickersgill and Estella Tincknell

Copies to: Nick Carter, Ashley Clark (Legal Advisor), Lynne Harvey (Legal Advisor), Shreena Parmar (Legal Advisor), Michael Bonnick, Emma Lake, Sarah Flower (Licensing Policy Advisor), Abigail Holman (Licensing Policy Advisor), Carl Knights (Licensing Policy Advisor), Wayne Jones, Andrew Lyle (Licensing Enforcement Officer) and Norman Cornthwaite

Issued by: Norman Cornthwaite, Democratic Services

City Hall, College Green, Bristol, BS1 5TR

Tel: 0117 9222390

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Date: Monday, 19 November 2018



Agenda

1. Apologies

(Pages 5 - 6)

2. Declaration of Interest

3. Public Forum

Up to 30 minutes is allowed for this item

Any member of the public or Councillor may participate in Public Forum. The detailed arrangements for so doing are set out in the **Public Information Sheet** at the back of this agenda. Public Forum items should be emailed to democratic.services@bristol.gov.uk and please note that the following deadlines will apply in relation to this meeting:-

Questions - Written questions must be received 3 clear working days prior to the meeting. For this meeting, this means that your question(s) must be received in this office at the latest by 5 pm on Wednesday 21st November 2018.

Petitions and Statements - Petitions and statements must be received on the working day prior to the meeting. For this meeting this means that your submission must be received in this office at the latest by 12.00 noon on Monday 26th November 2018.

4. Suspension of Committee Procedure Rules CMR10 and CMR11 Relating to the Moving of Motions and Rules of Debate

Recommended – that having regard to the quasi-judicial nature of the business on the Agenda, those Committee Procedure Rules relating to the moving of motions and the rules of debate (CMR10 and 11) be suspended for the duration



of the meeting.

5. Applications for the Grant of Street Trading Consent(s) at a number of locations within the Bristol City Council administrative area

To consider applications for the grant of a Street Trading **(Pages 7 - 31)** Consent in principle at the following locations:

- a. Bristol Marina – Hannover Place
- b. Hannover Quay
- c. Central Promenade
- d. Narrow Quay A
- e. Narrow Quay B
- f. Narrow Quay C
- g. Bush Corner
- h. Thunderbolt Square
- i. Back of Bridge Street

6. Applications for the Grant of Street Trading Consent(s) at a number of locations within the Bristol City Council administrative area

To consider applications for the grant of a Street Trading **(Pages 32 - 40)** Consent in principle at the following locations:

- a. Colston Avenue, Cenotaph
- b. Colston Avenue, Cenotaph Plot C

7. Applications for the Grant of Street Trading Consent(s) at a number of locations within the Bristol City Council administrative area

To consider applications for the grant of a Street Trading **(Pages 41 - 50)** Consent in principle at the following locations:

- a. Sea Walls, Circular Road
- b. In Layby Ref ST563741, Circular Road
- c. Junction With Gloucester Row, Observatory Road

8. Applications for the Grant of Street Trading Consent(s) at a number of locations within the Bristol City Council administrative area



To consider applications for the grant of a Street Trading **(Pages 51 - 57)**
Consent in principle at the following locations:

- a. Capricorn Quay, Hotwell Road

9. Applications for the Grant of Street Trading Consent(s) at a number of locations within the Bristol City Council administrative area

To consider applications for the grant of a Street Trading **(Pages 58 - 72)**
Consent in principle at the following locations:

- Near The Cottage Inn, Baltic Wharf Footpaths

10. Applications for the Grant of Street Trading Consent(s) at a number of locations within the Bristol City Council administrative area

To consider applications for the grant of a Street Trading **(Pages 73 - 84)**
Consent in principle at the following locations:

- a. Redland Green Park

11. Applications for the Grant of Street Trading Consent(s) at a number of locations within the Bristol City Council administrative area

To consider applications for the grant of a Street Trading **(Pages 85 - 100)**
Consent in principle at the following locations:

- a. Horfield Common, North of Children’s Play Area



Public Information Sheet

Inspection of Papers - Local Government
(Access to Information) Act 1985

You can find papers for all our meetings on our website at www.bristol.gov.uk.

You can also inspect papers at the City Hall Reception, College Green, Bristol, BS1 5TR.

Other formats and languages and assistance
For those with hearing impairment

You can get committee papers in other formats (e.g. large print, audio tape, braille etc) or in community languages by contacting the Democratic Services Officer. Please give as much notice as possible. We cannot guarantee re-formatting or translation of papers before the date of a particular meeting.

Committee rooms are fitted with induction loops to assist people with hearing impairment. If you require any assistance with this please speak to the Democratic Services Officer.

Public Forum

Members of the public may make a written statement ask a question or present a petition to most meetings. Your statement or question will be sent to the Committee and be available in the meeting room one hour before the meeting. Please submit it to democratic.services@bristol.gov.uk or Democratic Services Section, City Hall, College Green, Bristol BS1 5UY. The following requirements apply:

- The statement is received no later than **12.00 noon on the working day before the meeting** and is about a matter which is the responsibility of the committee concerned.
- The question is received no later than **three clear working days before the meeting**.

Statements will not be accepted after **12.00 noon on the working day before the meeting** unless they have been submitted in advance to Bristol City Council but were not received by the Democratic Services Section. Anyone submitting multiple statements for an application should note that they will only be allowed to speak once at the meeting.

Any statement submitted should be no longer than one side of A4 paper. If the statement is longer than this, then for reasons of cost, only the first sheet will be copied and made available at the meeting. For copyright reasons, we are unable to reproduce or publish newspaper or magazine articles that may be attached to statements.

By participating in public forum business, we will assume that you have consented to your name and the details of your submission being recorded and circulated to the committee. This information will



also be made available at the meeting to which it relates and placed in the official minute book as a public record (available from Democratic Services).

We will try to remove personal information such as contact details. However, because of time constraints we cannot guarantee this, and you may therefore wish to consider if your statement contains information that you would prefer not to be in the public domain. Public Forum statements will not be posted on the council's website. Other committee papers may be placed on the council's website and information in them may be searchable on the internet.

Process during the meeting:

- Public Forum is normally one of the first items on the agenda, although statements and petitions that relate to specific items on the agenda may be taken just before the item concerned.
- There will be no debate on statements or petitions.
- The Chair will call each submission in turn. When you are invited to speak, please make sure that your presentation focuses on the key issues that you would like Members to consider. This will have the greatest impact.
- Your time allocation may have to be strictly limited if there are a lot of submissions. **This may be as short as one minute.**
- If there are a large number of submissions on one matter a representative may be requested to speak on the groups behalf.
- If you do not attend or speak at the meeting at which your public forum submission is being taken your statement will be noted by Members.

Webcasting/ Recording of meetings

Members of the public attending meetings or taking part in Public forum are advised that all Full Council and Cabinet meetings and some other committee meetings are now filmed for live or subsequent broadcast via the council's [webcasting pages](#). The whole of the meeting is filmed (except where there are confidential or exempt items) and the footage will be available for two years. If you ask a question or make a representation, then you are likely to be filmed and will be deemed to have given your consent to this. If you do not wish to be filmed you need to make yourself known to the webcasting staff. However, the Openness of Local Government Bodies Regulations 2014 now means that persons attending meetings may take photographs, film and audio record the proceedings and report on the meeting (Oral commentary is not permitted during the meeting as it would be disruptive). Members of the public should therefore be aware that they may be filmed by others attending and that is not within the council's control.

**BRISTOL CITY COUNCIL
PUBLIC SAFETY AND PROTECTION COMMITTEE
27 November 2018**

Report to consider applications for the Grant of Street Trading Consent(s) at a number of locations within the Bristol City Council administrative area.

Applicants: Bristol City Council

Report of the Service Manager – Regulatory Services

Purpose of Report

1. To consider applications for the grant of a Street Trading Consent in principle at the following locations:
 - a. Bristol Marina – Hannover Place
 - b. Hannover Quay
 - c. Central Promenade
 - d. Narrow Quay A
 - e. Narrow Quay B
 - f. Narrow Quay C
 - g. Bush Corner
 - h. Thunderbolt Square
 - i. Back of Bridge Street

Background

2. These applications are made by the Bristol City Council Parks and Markets Teams.
3. The Parks and Markets Teams are responsible for managing land on behalf of the authority. These are premium locations whereby it is anticipated market value can be achieved by way of a concession process. This will be achieved via a tender process, whereby applicants bid for the site. These bids are assessed against specific criteria for each site, to ensure the successful applicant has a suitable offer for the relevant site.
4. The successful applicant for each site would be subject to a contract with the relevant team, issued for up to three years.
5. All of these locations fall within the street trading policy as

consent streets 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.

6. In order to streamline the process for the successful applicant, the Parks and Markets Teams have submitted “in principle”, or provisional, applications for the identified sites to the Licensing Team, in order to establish whether the sites may be suitable for a concession site, and whether there are any issues with them. Therefore these concession sites are treated in exactly the same way as any other street trading application, which has the advantage of enabling other teams within the council and relevant persons to be consulted as to their suitability, or raise other concerns they may have.
7. If granted these sites would be put out to tender, and the successful applicant would be required to submit a fresh application for street trading. The licensing manager may then dispense with the need for a full consultation if appropriate. The applicant would still be required to demonstrate that they were a suitable person to hold a street trading consent, and complete the other steps such as demonstrating the appropriate food hygiene level, and provision of a basic disclosure.
8. Details of each of the applications are shown in the appendices as follows:
 - a. Bristol Marina – Hannover Place
 - b. Hannover Quay
 - c. Central Promenade
 - d. Narrow Quay A
 - e. Narrow Quay B
 - f. Narrow Quay C
 - g. Bush Corner
 - h. Thunderbolt Square
 - i. Back of Bridge Street

Consultation

9. The Council’s policy states that normally consultation will take place with the following interested parties:-
 - a. Local Residents
 - b. Local businesses
 - c. Bristol City Council – Highways officer
 - d. Bristol City Council – Planning Team
 - e. Bristol City Council – Food Safety Team

- f. Bristol City Council – Pollution Control Team
- g. Bristol City Council – Councillor
- h. Avon and Somerset Police

The application is also advertised on the Council's website, and the applicant is required to place a notice of the application at the site for 21 days.

Standard consultation was undertaken in respect of all applications.

Consultation Responses

- 10. Responses were received for each of the applications, which are included in the appendices. For each of the applications an objection was received from the Business Improvement District (BID) team. The objection was the same in respect of each of the applications.
- 11. In respect of the applications for the three Narrow Quay sites, and Bush Corner site, concerns were raised by the Parking Team that the traffic designation had changed, meaning that traffic was not permitted to use the site. Parking have now confirmed that permission can be given on a case by case basis, as long as the units are dropped off before 7am and collected after 7pm. There would be no loading or unloading during the day. This therefore negates the concerns in these representations.

Officer Considerations

- 12. If the sub-committee were minded to grant any of these applications officers would recommend a number of conditions be attached in addition to the standard conditions normally attached. Recommendations are made as follows in respect of each application:
 - a. Bristol Marina – Hannover Place
 - The consent holder shall not be permitted to use either a diesel or petrol generator. The unit may be powered by an alternative energy source, however it must be of a 'silent running' nature.
 - The consent holder will not be permitted to trade on occasions when other events, or festivals take place at the site, or which encompass the site, without the explicit written permission of the event or festival organiser.

- b. Hannover Quay
 - The consent holder shall not be permitted to use either a diesel or petrol generator. The unit may be powered by an alternative energy source, however it must be of a 'silent running' nature.
 - The consent holder will not be permitted to trade on occasions when other events, or festivals take place at the site, or which encompass the site, without the explicit written permission of the event or festival organiser.
- c. Central Promenade
 - The consent holder will not be permitted to trade on occasions when other events, festivals, or periods of celebration or remembrance, take place at the site, or which encompass the site, without the explicit written permission of the event or festival organiser.
- d. Narrow Quay A
 - No further conditions recommended.
- e. Narrow Quay B
 - No further conditions recommended.
- f. Narrow Quay C
 - No further conditions recommended.
- g. Bush Corner
 - No further conditions recommended.
- h. Thunderbolt Square
 - The consent holder shall ensure that the unit is located in the northernmost corner of Thunderbolt Square, and shall not allow the unit to block any pedestrian or cycle routes.
 - The consent holder shall not be permitted to have any tables or chairs at the location
- i. Back of Bridge Street
 - The consent holder shall ensure that the unit is located against the wall, and shall not allow the unit to block any pedestrian or cycle routes.
 - The consent holder shall not be permitted to have any tables or chairs at the location.
 - The consent holder shall remove the unit from the site outside of trading hours.

13. 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. 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.

- a. If such a permission is included then the council may include conditions
 - (a) as to where the holder of the street trading consent may trade by virtue of the permission; and
 - (b) as to the times between which or periods for which he may so trade.

14. Representatives from the Parks and Markets Teams will be in attendance to answer any questions or provide further detail where required.

RECOMMENDED **The committee is asked to determine the applications.**

LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985
Background papers

Contact Officer: Ms A Holman, Senior Licensing Officer

Ext: Telephone 01173 574 900

Appendices:

Appendix A	Bristol Marina – Hannover Place
Appendix B	Hannover Quay
Appendix C	Central Promenade
Appendix D	Narrow Quay A
Appendix E	Narrow Quay B
Appendix F	Narrow Quay C
Appendix G	Bush Corner
Appendix H	Thunderbolt Square
Appendix I	Back of Bridge Street

Location and application details:

Bristol Marina – Hannover Place

Type of vehicle permitted: Van or trailer

Outside of trading hours vehicle kept: Offsite

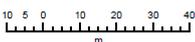
To sell: Cafe type concession with seating area. To exclude any such items deemed to cause offence and or harm, such as alcohol, weapons, fireworks, vaping, tobacco, knives or legal highs.

Maximum hours: Monday to Sunday 0700 - 2000

Location Map:

Bristol City Council (concession) Bristol Marina - Hanover Place

Document created on Friday 27th July 2018 at 14:59



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Representations:

1 RP BID

The City Centre BID objects to this permission being granted.

The stated purpose of the City Council Street Trading policy is to:

..... to provide a decision making framework for the consideration of applications for street trading consents and to create a street trading environment which is sensitive to the needs of the public, provides diversity and consumer choice, and enhances the character, ambience and safety of local environments. Street trading can be a valuable tool to aid the regeneration of Bristol's retail centres.

The city centre retail area is under significant pressure and the vacancy rates of property in the key areas is already significant. This is both a national and local issue with significant closures with the immediate area of retail and food and drink sites.

The addition of more retail opportunities will undermine further the operation of these businesses that contribute significantly to the economy of the city centre.

To address the specific policy headings:

There is no identified Commercial Need for this application. There are already sufficient traders in the vicinity (within 5 minutes walk) of the application site that provide what is outlined in the application namely, hot and cold food and drinks, ice cream, fruit and vegetables, flowers.

The operations of concessions within the city centre area provide evidence that they contribute do nothing to support the Prevention of Public Nuisance. Other sites within the City Centre BID and the city centre show that pavements are damaged by staining caused by the operation of such units (examples include the bottom of Corn Street and the central promenade). There is also a significant contribution to an increase in refuse being left in the area that increases the costs of maintaining a safer attractive and welcoming city. The application of conditions to deal with these outcomes can only be successful where there is an available enforcement resource that can be applied to the challenges at appropriate times.

There is no reference in the papers sent to how the concession would address the Council's other central policy objectives including Sustainability and Product type – this is a key concern and without detail on the application it is impossible to consider whether the application is appropriate under this heading – in particular the use of recyclable products, such as food and drink containers.

There is no economic gain to the wider city in allowing this concession to come into operation and there is a high likelihood that a grant will undermine the operation of other businesses and operations with higher costs in, for example, business rates and waste disposal. The City Centre BID has recently completed a deep clean of specific areas across the city centre to improve the 'look and feel' of the area. These high added cost are borne by 'bricks and mortar' businesses and organisations alone.

Please support existing local businesses in their struggle to survive on our deeply challenged high streets.

Location and application details:

Hannover Quay, Adjacent to the Pavilion

Type of vehicle permitted: Van or trailer

Outside of trading hours vehicle kept: Offsite

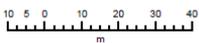
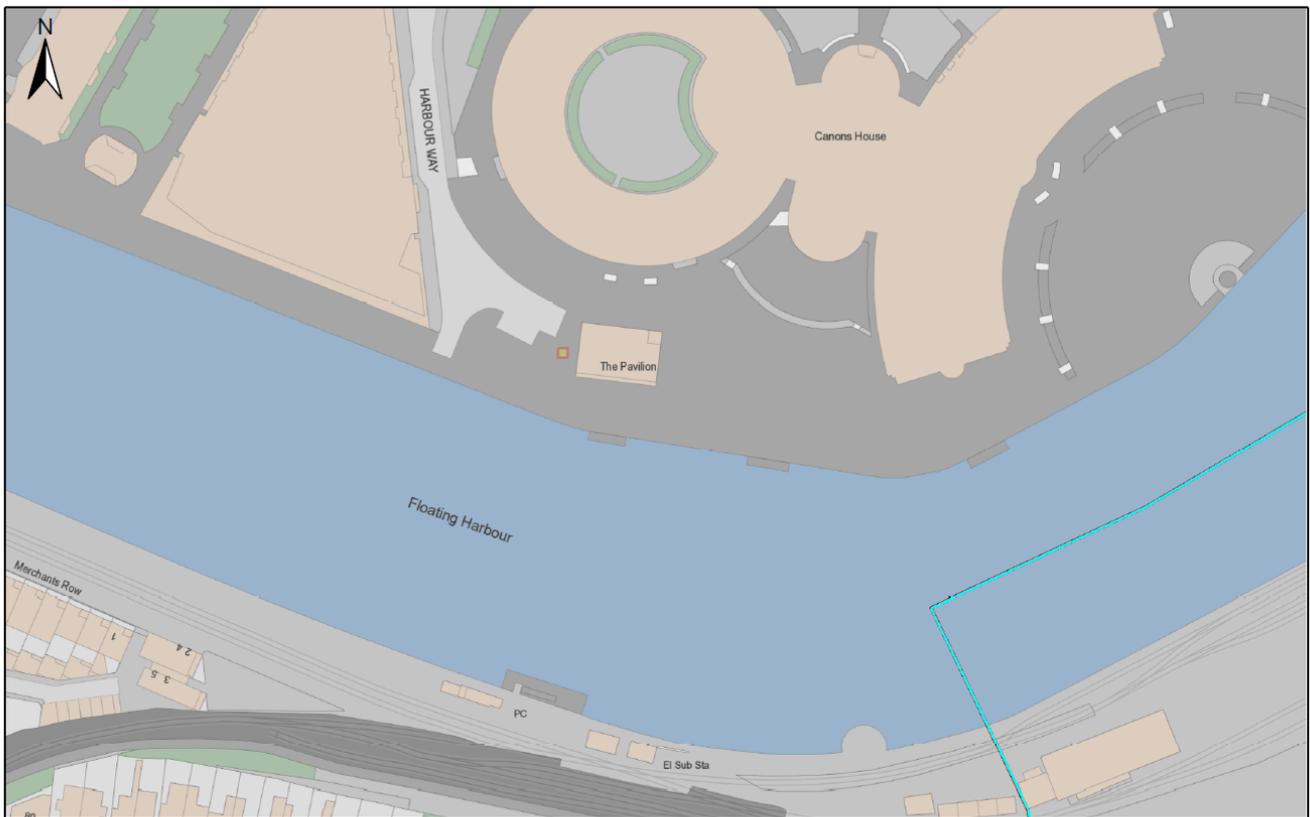
To sell: Ice cream and cold drinks. To exclude any such items deemed to cause offence and or harm, such as alcohol, weapons, fireworks, vaping, tobacco, knives or legal highs.

Maximum hours: Monday to Sunday 0700 - 2000

Location Map:

BCC Concession

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Representations:

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There is no reference in the papers sent to how the concession would address the Council's other central policy objectives including Sustainability and Product type – this is a key concern and without detail on the application it is impossible to consider whether the application is appropriate under this heading – in particular the use of recyclable products, such as food and drink containers.

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Location and application details:

Central Promenade, By Neptune Statue

Type of vehicle permitted: Van or trailer

Outside of trading hours vehicle kept: Offsite

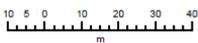
To sell: Cycle repair concession. To exclude any such items deemed to cause offence and or harm, such as, weapons, fireworks, vaping, tobacco, knives or legal highs.

Maximum hours: Monday to Sunday 0700 - 2000

Location Map:

BCC Concessions

Document created on Friday 27th July 2018 at 10:56



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Location and application details:

Narrow Quay Plot A

Type of vehicle permitted: Van or trailer

Outside of trading hours vehicle kept: Offsite (TBC)

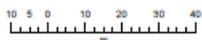
To sell: Hot and cold food and drinks, ice cream, fruit and vegetables, flowers. To exclude any such items deemed to cause offence and or harm, such as alcohol, weapons, fireworks, vaping, tobacco, knives or legal highs.

Maximum hours: Monday to Sunday 0700 - 2000

Location Map:

Bristol City Council (concession) Narrow Quay Plot A

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Location and application details:

Narrow Quay Plot B

Type of vehicle permitted: Van or trailer

Outside of trading hours vehicle kept: Offsite (TBC)

To sell: Hot and cold food and drinks, ice cream, fruit and vegetables, flowers. To exclude any such items deemed to cause offence and or harm, such as alcohol, weapons, fireworks, vaping, tobacco, knives or legal highs.

Maximum hours: Monday to Sunday 0700 - 2000

Location Map:

Bristol City Council (concession) Narrow Quay Plot A

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There is no economic gain to the wider city in allowing this concession to come into operation and there is a high likelihood that a grant will undermine the operation of other businesses and operations with higher costs in, for example, business rates and waste disposal. The City Centre BID has recently completed a deep clean of specific areas across the city centre to improve the 'look and feel' of the area. These high added cost are borne by 'bricks and mortar' businesses and organisations alone.

Please support existing local businesses in their struggle to survive on our deeply challenged high streets.

Location and application details:

Narrow Quay Plot C

Type of vehicle permitted: Van or trailer

Outside of trading hours vehicle kept: Offsite (TBC)

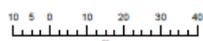
To sell: Hot and cold food and drinks, ice cream, fruit and vegetables, flowers. To exclude any such items deemed to cause offence and or harm, such as alcohol, weapons, fireworks, vaping, tobacco, knives or legal highs.

Maximum hours: Monday to Sunday 0700 - 2000

Location Map:

Bristol City Council (concession) CD08 Narrow Quay C

Document created on Friday 27th July 2018 at 15:43



1:1,250

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Representations:

1 RP BID

The City Centre BID objects to this permission being granted.

The stated purpose of the City Council Street Trading policy is to:

..... to provide a decision making framework for the consideration of applications for street trading consents and to create a street trading environment which is sensitive to the needs of the public, provides diversity and consumer choice, and enhances the character, ambience and safety of local environments. Street trading can be a valuable tool to aid the regeneration of Bristol's retail centres.

The city centre retail area is under significant pressure and the vacancy rates of property in the key areas is already significant. This is both a national and local issue with significant closures with the immediate area of retail and food and drink sites.

The addition of more retail opportunities will undermine further the operation of these businesses that contribute significantly to the economy of the city centre.

To address the specific policy headings:

There is no identified Commercial Need for this application. There are already sufficient traders in the vicinity (within 5 minutes walk) of the application site that provide what is outlined in the application namely, hot and cold food and drinks, ice cream, fruit and vegetables, flowers.

The operations of concessions within the city centre area provide evidence that they contribute do nothing to support the Prevention of Public Nuisance. Other sites within the City Centre BID and the city centre show that pavements are damaged by staining caused by the operation of such units (examples include the bottom of Corn Street and the central promenade). There is also a significant contribution to an increase in refuse being left in the area that increases the costs of maintaining a safer attractive and welcoming city. The application of conditions to deal with these outcomes can only be successful where there is an available enforcement resource that can be applied to the challenges at appropriate times.

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There is no economic gain to the wider city in allowing this concession to come into operation and there is a high likelihood that a grant will undermine the operation of other businesses and operations with higher costs in, for example, business rates and waste disposal. The City Centre BID has recently completed a deep clean of specific areas across the city centre to improve the 'look and feel' of the area. These high added cost are borne by 'bricks and mortar' businesses and organisations alone.

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Location and application details:

Bush Corner

Type of vehicle permitted: Van or trailer

Outside of trading hours vehicle kept: Offsite

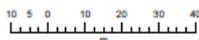
To sell: Ice cream and cold drinks concession. To exclude any such items deemed to cause offence and or harm, such as alcohol, weapons, fireworks, vaping, tobacco, knives or legal highs.

Maximum hours: Monday to Sunday 0700 - 2000

Location Map:

Bristol City Council (concession) Bush Corner

Document created on Friday 27th July 2018 at 14:31



1:1,250

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Representations:

1 RP BID

The City Centre BID objects to this permission being granted.

The stated purpose of the City Council Street Trading policy is to:

..... to provide a decision making framework for the consideration of applications for street trading consents and to create a street trading environment which is sensitive to the needs of the public, provides diversity and consumer choice, and enhances the character, ambience and safety of local environments. Street trading can be a valuable tool to aid the regeneration of Bristol's retail centres.

The city centre retail area is under significant pressure and the vacancy rates of property in the key areas is already significant. This is both a national and local issue with significant closures with the immediate area of retail and food and drink sites.

The addition of more retail opportunities will undermine further the operation of these businesses that contribute significantly to the economy of the city centre.

To address the specific policy headings:

There is no identified Commercial Need for this application. There are already sufficient traders in the vicinity (within 5 minutes walk) of the application site that provide what is outlined in the application namely, hot and cold food and drinks, ice cream, fruit and vegetables, flowers.

The operations of concessions within the city centre area provide evidence that they contribute do nothing to support the Prevention of Public Nuisance. Other sites within the City Centre BID and the city centre show that pavements are damaged by staining caused by the operation of such units (examples include the bottom of Corn Street and the central promenade). There is also a significant contribution to an increase in refuse being left in the area that increases the costs of maintaining a safer attractive and welcoming city. The application of conditions to deal with these outcomes can only be successful where there is an available enforcement resource that can be applied to the challenges at appropriate times.

There is no reference in the papers sent to how the concession would address the Council's other central policy objectives including Sustainability and Product type – this is a key concern and without detail on the application it is impossible to consider whether the application is appropriate under this heading – in particular the use of recyclable products, such as food and drink containers.

There is no economic gain to the wider city in allowing this concession to come into operation and there is a high likelihood that a grant will undermine the operation of other businesses and operations with higher costs in, for example, business rates and waste disposal. The City Centre BID has recently completed a deep clean of specific areas across the city centre to improve the 'look and feel' of the area. These high added cost are borne by 'bricks and mortar' businesses and organisations alone.

Please support existing local businesses in their struggle to survive on our deeply challenged high streets.

Location and application details:

Thunderbolt Square

Type of vehicle permitted: Van or trailer

Outside of trading hours vehicle kept: Offsite

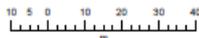
To sell: Ice cream and cold drinks concession. To exclude any such items deemed to cause offence and or harm, such as alcohol, weapons, fireworks, vaping, tobacco, knives or legal highs.

Maximum hours: Monday to Sunday 0700 - 2000

Location Map:

Bristol City Council (concession) Thunderbolt Sq

Document created on Friday 27th July 2018 at 11:49



1:1,250

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Representations:

1 RP BID

The City Centre BID objects to this permission being granted.

The stated purpose of the City Council Street Trading policy is to:

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The addition of more retail opportunities will undermine further the operation of these businesses that contribute significantly to the economy of the city centre.

To address the specific policy headings:

There is no identified Commercial Need for this application. There are already sufficient traders in the vicinity (within 5 minutes walk) of the application site that provide what is outlined in the application namely, hot and cold food and drinks, ice cream, fruit and vegetables, flowers.

The operations of concessions within the city centre area provide evidence that they contribute do nothing to support the Prevention of Public Nuisance. Other sites within the City Centre BID and the city centre show that pavements are damaged by staining caused by the operation of such units (examples include the bottom of Corn Street and the central promenade). There is also a significant contribution to an increase in refuse being left in the area that increases the costs of maintaining a safer attractive and welcoming city. The application of conditions to deal with these outcomes can only be successful where there is an available enforcement resource that can be applied to the challenges at appropriate times.

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There is no economic gain to the wider city in allowing this concession to come into operation and there is a high likelihood that a grant will undermine the operation of other businesses and operations with higher costs in, for example, business rates and waste disposal. The City Centre BID has recently completed a deep clean of specific areas across the city centre to improve the 'look and feel' of the area. These high added cost are borne by 'bricks and mortar' businesses and organisations alone.

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2 RA Highways

Looking at its location this will interfere with pedestrian and cycle movements through the square. I object to its location

Representations:

1 RP BID

The City Centre BID objects to this permission being granted.

The stated purpose of the City Council Street Trading policy is to:

..... to provide a decision making framework for the consideration of applications for street trading consents and to create a street trading environment which is sensitive to the needs of the public, provides diversity and consumer choice, and enhances the character, ambience and safety of local environments. Street trading can be a valuable tool to aid the regeneration of Bristol's retail centres.

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Please support existing local businesses in their struggle to survive on our deeply challenged high streets.

I would like to object to this one.

The pavement here is not particularly wide and is heavily used. It is likely to result in pedestrians moving into the cycle lane and causing conflict.

**BRISTOL CITY COUNCIL
PUBLIC SAFETY AND PROTECTION COMMITTEE
27 November 2018**

Report to consider applications for the Grant of Street Trading Consent(s) at a number of locations within the Bristol City Council administrative area.

Applicants: Bristol City Council

Report of the Service Manager – Regulatory Services

Purpose of Report

1. To consider applications for the grant of a Street Trading Consent in principle at the following locations:
 - a. Colston Avenue, Cenotaph
 - b. Colston Avenue, Cenotaph Plot C

Background

2. These applications are made by the Bristol City Council Parks and Markets Teams.
3. The Parks and Markets Teams are responsible for managing land on behalf of the authority. These are premium locations whereby it is anticipated market value can be achieved by way of a concession process. This will be achieved via a tender process, whereby applicants bid for the site. These bids are assessed against specific criteria for each site, to ensure the successful applicant has a suitable offer for the relevant site.
4. The successful applicant for each site would be subject to a contract with the relevant team, issued for up to three years.
5. All of these locations fall within the street trading policy as consent streets 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.
6. In order to streamline the process for the successful applicant, the Parks and Markets Teams have submitted “in principle”, or

provisional, applications for the identified sites to the Licensing Team, in order to establish whether the sites may be suitable for a concession site, and whether there are any issues with them. Therefore these concession sites are treated in exactly the same way as any other street trading application, which has the advantage of enabling other teams within the council and relevant persons to be consulted as to their suitability, or raise other concerns they may have.

7. If granted these sites would be put out to tender, and the successful applicant would be required to submit a fresh application for street trading. The licensing manager may then dispense with the need for a full consultation if appropriate. The applicant would still be required to demonstrate that they were a suitable person to hold a street trading consent, and complete the other steps such as demonstrating the appropriate food hygiene level, and provision of a basic disclosure.
8. Details of each of the applications are shown in the appendices as follows:
 - a. Colston Avenue, Cenotaph Plot B
 - b. Colston Avenue, Cenotaph Plot C

Consultation

9. The Council's policy states that normally consultation will take place with the following interested parties:-
 - a. Local Residents
 - b. Local businesses
 - c. Bristol City Council – Highways officer
 - d. Bristol City Council – Planning Team
 - e. Bristol City Council – Food Safety Team
 - f. Bristol City Council – Pollution Control Team
 - g. Bristol City Council – Councillor
 - h. Avon and Somerset Police

The application is also advertised on the Council's website, and the applicant is required to place a notice of the application at the site for 21 days.

Standard consultation was undertaken in respect of all applications.

Consultation Responses

10. Responses were received for each of the applications,

which are included in the appendices. For each of the applications an objection was received from the Business Improvement District (BID) team. The objection was the same in respect of each of the applications.

Officer Considerations

11. If the sub-committee were minded to grant any of these applications officers would recommend a number of conditions be attached in addition to the standard conditions normally attached. Recommendations are made as follows in respect of each application:
 - a. Colston Avenue, Cenotaph Plot B
 - The consent holder will not be permitted to trade on occasions when other events, festivals, or periods of celebration or remembrance, take place at the site, or which encompass the site, without the explicit written permission of the event or festival organiser.
 - b. Colston Avenue, Cenotaph Plot C
 - The consent holder will not be permitted to trade on occasions when other events, festivals, or periods of celebration or remembrance, take place at the site, or which encompass the site, without the explicit written permission of the event or festival organiser.

12. 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. 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.
 - a. If such a permission is included then the council may include conditions
 - as to where the holder of the street trading consent may trade by virtue of the permission;
 - and

- as to the times between which or periods for which he may so trade.

13. Representatives from the Parks and Markets Teams will be in attendance to answer any questions or provide further detail where required.

RECOMMENDED **The committee is asked to determine the applications.**

LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985
Background papers

Contact Officer: Ms A Holman, Senior Licensing Officer

Ext: Telephone 01173 574 900

Appendices:

Appendix A Colston Avenue, Cenotaph Plot B
Appendix B Colston Avenue, Cenotaph Plot C

Location and application details:

Colston Avenue, Cenotaph Plot B

Type of vehicle permitted: Van or trailer

Outside of trading hours vehicle kept: Offsite

To sell: Hot and cold food and drinks, ice cream, fruit and vegetables, flowers. To exclude any such items deemed to cause offence and or harm, such as alcohol, weapons, fireworks, vaping, tobacco, knives or legal highs.

Maximum hours: Monday to Sunday 0700 - 2000

Location Map:

Bristol City Council (Concession)

Document created on Friday 27th July 2018 at 09:00



1:1,250

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Representations:

1 RP BID

The City Centre BID objects to this permission being granted.

The stated purpose of the City Council Street Trading policy is to:

..... to provide a decision making framework for the consideration of applications for street trading consents and to create a street trading environment which is sensitive to the needs of the public, provides diversity and consumer choice, and enhances the character, ambience and safety of local environments. Street trading can be a valuable tool to aid the regeneration of Bristol's retail centres.

The city centre retail area is under significant pressure and the vacancy rates of property in the key areas is already significant. This is both a national and local issue with significant closures with the immediate area of retail and food and drink sites.

The addition of more retail opportunities will undermine further the operation of these businesses that contribute significantly to the economy of the city centre.

To address the specific policy headings:

There is no identified Commercial Need for this application. There are already sufficient traders in the vicinity (within 5 minutes walk) of the application site that provide what is outlined in the application namely, hot and cold food and drinks, ice cream, fruit and vegetables, flowers.

The operations of concessions within the city centre area provide evidence that they contribute do nothing to support the Prevention of Public Nuisance. Other sites within the City Centre BID and the city centre show that pavements are damaged by staining caused by the operation of such units (examples include the bottom of Corn Street and the central promenade). There is also a significant contribution to an increase in refuse being left in the area that increases the costs of maintaining a safer attractive and welcoming city. The application of conditions to deal with these outcomes can only be successful where there is an available enforcement resource that can be applied to the challenges at appropriate times.

There is no reference in the papers sent to how the concession would address the Council's other central policy objectives including Sustainability and Product type – this is a key concern and without detail on the application it is impossible to consider whether the application is appropriate under this heading – in particular the use of recyclable products, such as food and drink containers.

There is no economic gain to the wider city in allowing this concession to come into operation and there is a high likelihood that a grant will undermine the operation of other businesses and operations with higher costs in, for example, business rates and waste disposal. The City Centre BID has recently completed a deep clean of specific areas across the city centre to improve the 'look and feel' of the area. These high added cost are borne by 'bricks and mortar' businesses and organisations alone.

Please support existing local businesses in their struggle to survive on our deeply challenged high streets.

2 RA City Design (In support)

The space was designed to incorporate a concession in this location so I fully support this application.

Location and application details:

Colston Avenue, Cenotaph Plot C

Type of vehicle permitted: Van or trailer

Outside of trading hours vehicle kept: Offsite

To sell: Hot and cold food and drinks, ice cream, fruit and vegetables, flowers, news stand. To exclude any such items deemed to cause offence and or harm, such as alcohol, weapons, fireworks, vaping, tobacco, knives or legal highs.

Maximum hours: Monday to Sunday 0700 - 2000

Location Map:



Representations:

1 RP BID

The City Centre BID objects to this permission being granted.

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..... to provide a decision making framework for the consideration of applications for street trading consents and to create a street trading environment which is sensitive to the needs of the public, provides diversity and consumer choice, and enhances the character, ambience and safety of local environments. Street trading can be a valuable tool to aid the regeneration of Bristol's retail centres.

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2 RA Parking

Parking Services would like to advise that there is currently no enforcement action that we can take on vehicles that park around the Cenotaph. There is therefore concern that any concession

vehicle parked in the vicinity may encourage other vehicles to park that can't be enforced the highway acts.

**BRISTOL CITY COUNCIL
PUBLIC SAFETY AND PROTECTION COMMITTEE
27 November 2018**

Report to consider applications for the Grant of Street Trading Consent(s) at a number of locations within the Bristol City Council administrative area.

Applicants: Bristol City Council

Report of the Service Manager – Regulatory Services

Purpose of Report

1. To consider applications for the grant of a Street Trading Consent in principle at the following locations:
 - a. Sea Walls, Circular Road
 - b. In Layby Ref ST563741, Circular Road
 - c. Junction With Gloucester Row, Observatory Road

Background

2. These applications are made by the Bristol City Council Parks and Markets Teams.
3. The Parks and Markets Teams are responsible for managing land on behalf of the authority These are premium locations whereby it is anticipated market value can be achieved by way of a concession process. This will be achieved via a tender process, whereby applicants bid for the site. These bids are assessed against specific criteria for each site, to ensure the successful applicant has a suitable offer for the relevant site.
4. The successful applicant for each site would be subject to a contract with the relevant team, issued for up to three years.
5. All of these locations fall within the street trading policy as consent streets 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.
6. In order to streamline the process for the successful applicant,

the Parks and Markets Teams have submitted “in principle”, or provisional, applications for the identified sites to the Licensing Team, in order to establish whether the sites may be suitable for a concession site, and whether there are any issues with them. Therefore these concession sites are treated in exactly the same way as any other street trading application, which has the advantage of enabling other teams within the council and relevant persons to be consulted as to their suitability, or raise other concerns they may have.

7. If granted these sites would be put out to tender, and the successful applicant would be required to submit a fresh application for street trading. The licensing manager may then dispense with the need for a full consultation if appropriate. The applicant would still be required to demonstrate that they were a suitable person to hold a street trading consent, and complete the other steps such as demonstrating the appropriate food hygiene level, and provision of a basic disclosure.
8. Details of each of the applications are shown in the appendices as follows:
 - a. Sea Walls, Circular Road
 - b. In Layby Ref ST563741, Circular Road
 - c. Junction With Gloucester Row, Observatory Road

Consultation

9. The Council’s policy states that normally consultation will take place with the following interested parties:-
 - a. Local Residents
 - b. Local businesses
 - c. Bristol City Council – Highways officer
 - d. Bristol City Council – Planning Team
 - e. Bristol City Council – Food Safety Team
 - f. Bristol City Council – Pollution Control Team
 - g. Bristol City Council – Councillor
 - h. Avon and Somerset Police

The application is also advertised on the Council’s website, and the applicant is required to place a notice of the application at the site for 21 days.

Standard consultation was undertaken in respect of all applications.

10. Responses were received for each of the applications, which are included in the appendices. For each of the applications an objection was received from Gregg Latchams solicitors on behalf of their client. They have indicated that they will expand on the objections at the hearing, but have also been asked to provide their expanded reasons in writing prior to this time.

Officer Considerations

11. The land is owned by Bristol City Council and the Merchant Venturer's Association.
12. The locations are on the area known as Durdham Down and Clifton Down which are managed by the Downs Committee, a statutory body, established by an Act of Parliament known as The Clifton and Durdham Downs (Bristol) Act 1861 (Downs Act). This body are empowered to ask the council to make byelaws to help them fulfil their statutory duties to manage the land under the Downs Act. The council has made byelaws.
13. Byelaw 6 states *'No person shall on the Downs, without the consent of the Downs Committee, sell or offer or expose for sale, or let to hire, or offer or expose for letting to hire, any commodity or article.'*
14. The Downs Committee have given consent for trading to take place at these locations.
15. General conditions would normally be attached to a licence/consent if granted, however the position in relation to The Downs is unusual in that the council has made a byelaw that enables another public body (the Downs committee) to regulate street trading on most of the Downs. Since the controls exist and the application must be determined, the Committee is advised that:
- a. If a street trading consent is granted the Council should take care not to impose conditions that are inconsistent with the conditions imposed through the consent already given by The Downs Committee; and
 - b. when deciding whether or not to grant a street trading consent, the views of the The Downs committee, being the body with a statutory duty to manage The Downs, should be afforded appropriate weight.

16. 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. 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.

c. If such a permission is included then the council may include conditions

- as to where the holder of the street trading consent may trade by virtue of the permission; and
- as to the times between which or periods for which he may so trade.

17. Representatives from the Parks and Markets Teams will be in attendance to answer any questions or provide further detail where required.

RECOMMENDED **The committee is asked to determine the applications.**

LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985 **Background papers**

Contact Officer: Ms A Holman, Senior Licensing Officer

Ext: Telephone 01173 574 900

Appendices:

Appendix A Sea Walls, Circular Road

Appendix B In Layby Ref ST563741, Circular Road

Appendix C Junction With Gloucester Row, Observatory Road

Location and application details:

Sea Walls, Circular Road

Type of vehicle permitted: Van, Trailer or Cart (1.75m x 2.4m approx.)

Outside of trading hours vehicle kept: Offsite

To sell: Ice Cream. To exclude any such items deemed to cause offence and or harm, such as alcohol, weapons, fireworks, vaping, tobacco, knives or legal highs.

Maximum hours: Monday to Sunday 0900 - 2000

Location Map:

BCC (Concessions) - Sea Walls

Document created on Monday 8th October 2018 at 15:08



1:2,250

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Representations:

1 RP

We are instructed on behalf of Mr Salvatore Lopresti

Please accept this as notice to object to the following applications made by Bristol City Council (Concessions) for street trading licences at the following locations:

Junction with Gloucester Row, Observatory Road Bristol
Your reference — 18/03468/STCINNO

In Layby Ref ST563471, Circular Road, Bristol
Your reference — 18/03464/STCON

Sea Walls, Circular Road, Sneyd Park
Your reference 18/03460/STCON

Without prejudice to any other grounds that our client may wish to rely upon at the hearing of these applications, it is our clients' position that there is no commercial need for these licences given that our client currently holds licences (and concessions) for each of these locations. This is subject of other on going litigation with Bristol City Council

In the circumstances, it is our clients' view that it would be improper for the Council to determine the above applications made by Bristol City Council (Concessions) whilst this litigation is on going

Please be advised that, in accordance with para. 4 of the Councils Street Trading Policy (Version 2.2 Modified 01.04.17), should the Licensing Manager be minded to approve the applications, it is our clients position that the applications should be brought before the Committee for determination.

At this hearing our client will expand upon their grounds of objection to these applications.

Location and application details:

In Layby Ref ST563741, Circular Road

Type of vehicle permitted: Van, Trailer or Cart (1.75m x 2.4m approx.)

Outside of trading hours vehicle kept: Offsite

To sell: Ice Cream. To exclude any such items deemed to cause offence and or harm, such as alcohol, weapons, fireworks, vaping, tobacco, knives or legal highs.

Maximum hours: Monday to Sunday 0700 - 2000

Location Map:

BCC (Concessions) - Circular Road

Document created on Monday 8th October 2018 at 16:07



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Representations:

1 RP

We are instructed on behalf of Mr Salvatore Lopresti

Please accept this as notice to object to the following applications made by Bristol City Council (Concessions) for street trading licences at the following locations:

Junction with Gloucester Row, Observatory Road Bristol
Your reference — 18/03468/STCINNO

In Layby Ref ST563471, Circular Road, Bristol
Your reference — 18/03464/STCON

Sea Walls, Circular Road, Sneyd Park
Your reference 18/03460/STCON

Without prejudice to any other grounds that our client may wish to rely upon at the hearing of these applications, it is our clients' position that there is no commercial need for these licences given that our client currently holds licences (and concessions) for each of these locations. This is subject of other on going litigation with Bristol City Council

In the circumstances, it is our clients' view that it would be improper for the Council to determine the above applications made by Bristol City Council (Concessions) whilst this litigation is on going

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At this hearing our client will expand upon their grounds of objection to these applications.

Location and application details:

Junction With Gloucester Row, Observatory Road

Type of vehicle permitted: Van, Trailer or Cart (1.75m x 2.4m approx.)

Outside of trading hours vehicle kept: Offsite

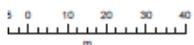
To sell: Ice Cream. To exclude any such items deemed to cause offence and or harm, such as alcohol, weapons, fireworks, vaping, tobacco, knives or legal highs.

Maximum hours: Monday to Sunday 0700 - 2000

Location Map:

BCC (Concessions) - Observatory Road

Document created on Monday 8th October 2018 at 16:25



1:1,250

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Representations:

1 RP

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Sea Walls, Circular Road, Sneyd Park
Your reference 18/03460/STCON

Without prejudice to any other grounds that our client may wish to rely upon at the hearing of these applications, it is our clients' position that there is no commercial need for these licences given that our client currently holds licences (and concessions) for each of these locations. This is subject of other on going litigation with Bristol City Council

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At this hearing our client will expand upon their grounds of objection to these applications.

2 RA Parking Services

I take it this is a renewal of the formal (tarmacked/bollarded) pitch located next to the pergola? If so, no objection. If the concession is to be located as indicated in the plan it will cause an obstruction in the path.

**BRISTOL CITY COUNCIL
PUBLIC SAFETY AND PROTECTION COMMITTEE
27 November 2018**

Report to consider applications for the Grant of Street Trading Consent(s) at a number of locations within the Bristol City Council administrative area.

Applicants: Bristol City Council

Report of the Service Manager – Regulatory Services

Purpose of Report

1. To consider applications for the grant of a Street Trading Consent in principle at the following locations:
 - a. Capricorn Quay, Hotwell Road

Background

2. This application is made by the Bristol City Council Parks and Markets Teams.
3. The Parks and Markets Teams are responsible for managing land on behalf of the authority. These are premium locations whereby it is anticipated market value can be achieved by way of a concession process. This will be achieved via a tender process, whereby applicants bid for the site. These bids are assessed against specific criteria for each site, to ensure the successful applicant has a suitable offer for the relevant site.
4. The successful applicant for each site would be subject to a contract with the relevant team, issued for up to three years.
5. This location falls within the street trading policy as consent streets 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.
6. In order to streamline the process for the successful applicant, the Parks and Markets Teams have submitted “in principle”, or provisional, applications for the identified sites to the Licensing Team, in order to establish whether the sites may be suitable for

a concession site, and whether there are any issues with them. Therefore these concession sites are treated in exactly the same way as any other street trading application, which has the advantage of enabling other teams within the council and relevant persons to be consulted as to their suitability, or raise other concerns they may have.

7. If granted this site would be put out to tender, and the successful applicant would be required to submit a fresh application for street trading. The licensing manager may then dispense with the need for a full consultation if appropriate. The applicant would still be required to demonstrate that they were a suitable person to hold a street trading consent, and complete the other steps such as demonstrating the appropriate food hygiene level, and provision of a basic disclosure.
8. Details of the application is shown in the Appendix A along with a location map.

Consultation

9. The Council's policy states that normally consultation will take place with the following interested parties:-
 - a. Local Residents
 - b. Local businesses
 - c. Bristol City Council – Highways officer
 - d. Bristol City Council – Planning Team
 - e. Bristol City Council – Food Safety Team
 - f. Bristol City Council – Pollution Control Team
 - g. Bristol City Council – Councillor
 - h. Avon and Somerset Police

The application is also advertised on the Council's website, and the applicant is required to place a notice of the application at the site for 21 days.

Standard consultation was undertaken in respect of all applications.

Consultation Responses

10. A number of responses were received which are attached at Appendix B

Officer Considerations

11. If the sub-committee were minded to grant this application officers would recommend a number of conditions be attached in addition to the standard conditions normally attached:

- The consent holder shall not be permitted to use either a diesel or petrol generator. The unit may be powered by an alternative energy source, however it must be of a 'silent running' nature.
- The consent holder will not be permitted to trade on occasions when other events, or festivals take place at the site, or which encompass the site, without the explicit written permission of the event or festival organiser.

12. 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. 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.

- a. If such a permission is included then the council may include conditions
 - as to where the holder of the street trading consent may trade by virtue of the permission; and
 - as to the times between which or periods for which he may so trade.

13. Representatives from the Parks and Markets Teams will be in attendance to answer any questions or provide further detail where required.

RECOMMENDED The committee is asked to determine the applications.

LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985
Background papers

Contact Officer: Ms A Holman, Senior Licensing Officer

Ext: Telephone 01173 574 900

Appendices:

Appendix A Details of application and location map

Appendix B Representations

Location and application details:

Capricorn Quay, Hotwell Road

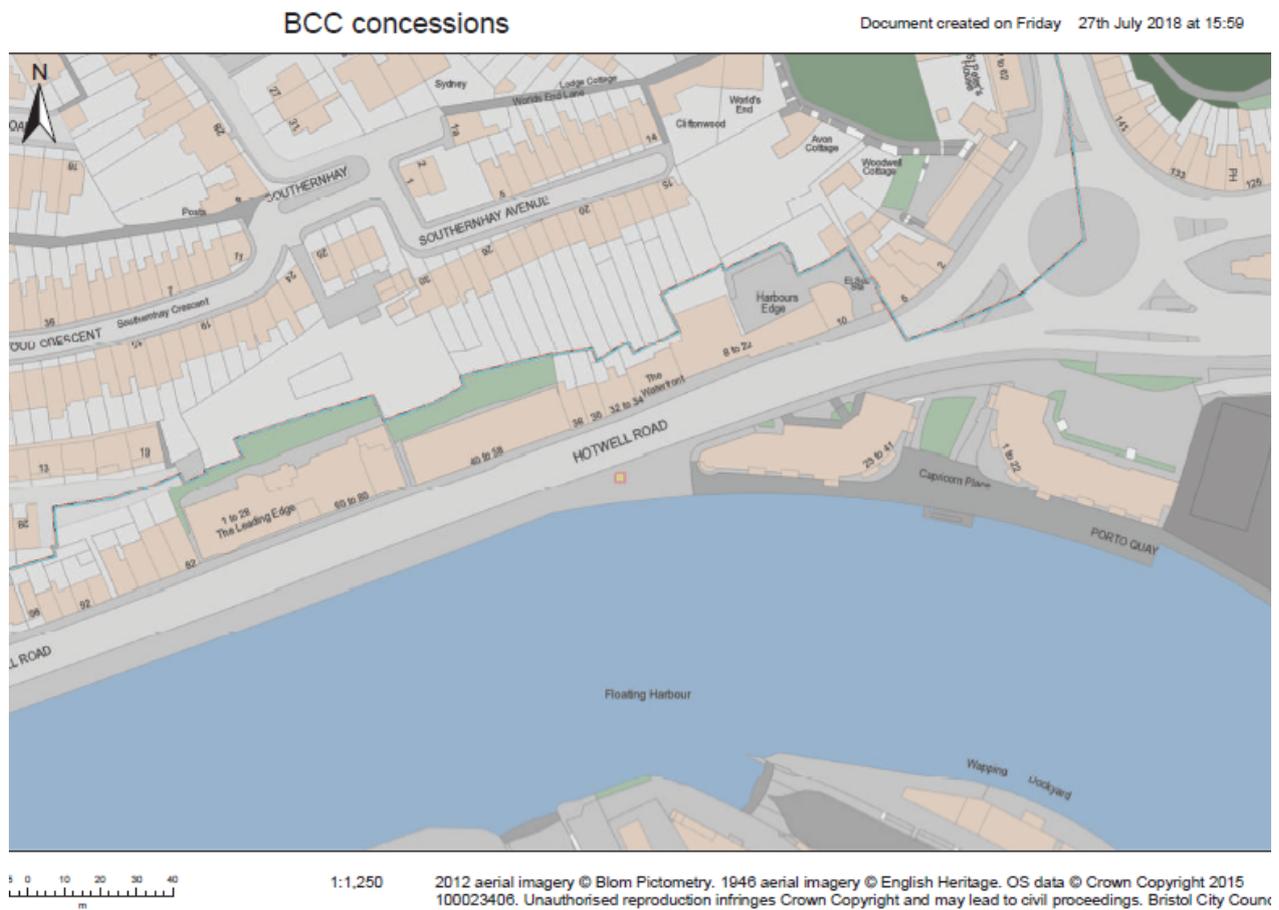
Type of vehicle permitted: Van or trailer

Outside of trading hours vehicle kept: Offsite

To sell: Coffee kiosk, snacks or ice cream concession. To exclude any such items deemed to cause offence and or harm, such as alcohol, weapons, fireworks, vaping, tobacco, knives or legal highs.

Maximum hours: Monday to Sunday 0700 - 2000

Location Map:



Relevant Person 1 - Cllr Wright

I wish to object to the Capricorn Quay one on the grounds that it is too close to residential properties. You may not be aware, but I (and the Friends of Brandon Hill park group) have been in a year-long battle with the ice cream operators on Brandon Hill to get them to use the electricity point (that they are contractually obliged to use) in order to cut down noise and pollution smells from the ice cream van. Lopresti (who will most likely win this spot, as they win everywhere these days) absolutely refuse to properly kit out their vans and cannot be trusted not to make constant noise and to refuse to do anything about it.

Any such site needs to be moved much further west along the quayside to take them out of nuisance range of the Capricorn flats, but not so far as to make it opposite the flats on Hotwell Road. E.g. somewhere like here might be appropriate:



Relevant Person 2

I would like to object to the above concession application.

o The notices posted to inform the public re this application are unclear as to its actual location. The location is identified as Capricorn Quay. If the proposed location is where the posters are displayed this is actually Porto Quay. I am not aware of where Capricorn Quay is. (150 yards to the east of Oporto Quay is Capricorn Quay Landing Stage).

o If the location is where the notices are displayed it is totally unsuitable for a concession such as the proposed "coffee kiosk". The concession would be about 10 metres from the residential properties of Capricorn Place. A kiosk open from seven am until 8 pm selling snacks, ice cream etc. is not appropriate so close to the apartments at Capricorn Place. As there is no electricity at this location the kiosk would need a generator. The noise of this accompanied by related smells and the general noise and hubbub of customers is unsuitable so close to the apartments of Capricorn Place.

I would ask you to refuse the above application.

Relevant Person 3

Summary of objection:

- o Unclear location specified in Capricorn Quay - which doesn't exist
- o Too close proximity to residential properties (within 2 metres of windows and balconies) for additional noise and fumes.
- o Not on adopted public highway therefore you are unable to award concession.

We see that notices have been posted at the west end of Capricorn Place indicating that

a concession has been applied for by Bristol City Council. As you don't run ice cream vans then we assume that you will then pass that concession on to another operator?

It is unclear from the notice the exact location of that the concession as Capricorn Quay Landing Stage is some distance and several lampposts away from where the notice is placed. The building that is adjoining to the notices is Capricorn Place, not Capricorn Quay. Can you please supply the exact location of your proposed concession. Capricorn Quay as such doesn't exist. Porto Quay and Capricorn Quay do exist.

Also note that some of the land around Capricorn Place is not adopted public highway and therefore would not be available to you to award a concession to yourselves.

However, wherever the intent is to award the concession, it is within 2-10 metres of up to 40 residential properties and is unsuitable location to award any concessions. Anything that introduces additional noise or odour to the area within close proximity of our apartments is not acceptable.

Your notice in the street indicates 'Coffee kiosk, snacks, ice cream', however the version online only mentions 'Goods for sale Monday to Sunday 07:00 - 20:00' and does not preclude the sale of items such as 'such as alcohol, weapons, fireworks, vaping, tobacco, knives or legal highs'. Why is that?

We also note that ice cream vans have previously used the spot at the west end of Capricorn Place without displaying any concession notice within their van and have caused much disturbance to the residents (only 2 metres away) by belching diesel fumes from their vehicles and making considerable engine noise.

As a residents association we would have expected to be contacted before any application was made to ensure that we were adequately consulted. At that point we could have highlighted the issues above, saving the angst that you have caused many of the residents in our blocks.

I'm sure as a money making exercise Bristol City Council would be very pleased with the additional income, however the businesses at Mardyke Steps and Harbour Inlet will be less impressed with the reduction in their takings because of the additional competition.

Please retract the application before it goes any further.

I would also like to point out that the majority of other concessions that you are proposing on the list are not near residential properties and would be more appropriate.

**BRISTOL CITY COUNCIL
PUBLIC SAFETY AND PROTECTION COMMITTEE
27 November 2018**

Report to consider applications for the Grant of Street Trading Consent(s) at a number of locations within the Bristol City Council administrative area.

Applicants: Bristol City Council

Report of the Service Manager – Regulatory Services

Purpose of Report

1. To consider applications for the grant of a Street Trading Consent in principle at the following locations:
 - a. Near The Cottage Inn, Baltic Wharf Footpaths

Background

2. This application is made by the Bristol City Council Parks and Markets Teams.
3. The Parks and Markets Teams are responsible for managing land on behalf of the authority. These are premium locations whereby it is anticipated market value can be achieved by way of a concession process. This will be achieved via a tender process, whereby applicants bid for the site. These bids are assessed against specific criteria for each site, to ensure the successful applicant has a suitable offer for the relevant site.
4. The successful applicant for each site would be subject to a contract with the relevant team, issued for up to three years.
5. This location falls within the street trading policy as consent streets 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.
6. In order to streamline the process for the successful applicant, the Parks and Markets Teams have submitted “in principle”, or provisional, applications for the identified sites to the Licensing Team, in order to establish whether the sites may be suitable for

a concession site, and whether there are any issues with them. Therefore these concession sites are treated in exactly the same way as any other street trading application, which has the advantage of enabling other teams within the council and relevant persons to be consulted as to their suitability, or raise other concerns they may have.

7. If granted this site would be put out to tender, and the successful applicant would be required to submit a fresh application for street trading. The licensing manager may then dispense with the need for a full consultation if appropriate. The applicant would still be required to demonstrate that they were a suitable person to hold a street trading consent, and complete the other steps such as demonstrating the appropriate food hygiene level, and provision of a basic disclosure.
8. Details of the application is shown in the Appendix A along with a location map.

Consultation

9. The Council's policy states that normally consultation will take place with the following interested parties:-
 - a. Local Residents
 - b. Local businesses
 - c. Bristol City Council – Highways officer
 - d. Bristol City Council – Planning Team
 - e. Bristol City Council – Food Safety Team
 - f. Bristol City Council – Pollution Control Team
 - g. Bristol City Council – Councillor
 - h. Avon and Somerset Police

The application is also advertised on the Council's website, and the applicant is required to place a notice of the application at the site for 21 days.

Standard consultation was undertaken in respect of all applications.

Consultation Responses

10. A number of responses were received which are attached at Appendix B

Officer Considerations

11. If the sub-committee were minded to grant this application officers would recommend a number of conditions be attached in addition to the standard conditions normally attached:

- The consent holder shall not be permitted to use either a diesel or petrol generator. The unit may be powered by an alternative energy source, however it must be of a 'silent running' nature.
- The consent holder will not be permitted to trade on occasions when other events, or festivals take place at the site, or which encompass the site, without the explicit written permission of the event or festival organiser.

12. 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. 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.

- a. If such a permission is included then the council may include conditions
 - as to where the holder of the street trading consent may trade by virtue of the permission; and
 - as to the times between which or periods for which he may so trade.

13. Representatives from the Parks and Markets Teams will be in attendance to answer any questions or provide further detail where required.

RECOMMENDED The committee is asked to determine the applications.

LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985
Background papers

Contact Officer: Ms A Holman, Senior Licensing Officer

Ext: Telephone 01173 574 900

Appendices:

Appendix A Details of application and location map

Appendix B Representations

RP1

We are writing to you because we are deeply distressed to hear of the proposal for an ice cream van on the harbourside walkway alongside Baltic Wharf.

We are residents in xxxxxxxx and our property faces out onto the floating harbour. We have lived here for two years and very much enjoy the quieter aspect of this part of the harbourside. We derive a great deal of pleasure from sitting outside and enjoying the peace and tranquillity, whilst watching the various activities such as sailing and the numerous ducks, swans and cormorants which are resident here too.

We feel that an ice cream van in this area of the floating harbour would be wholly inappropriate and would destroy the character of this neighbourhood, including everything we hold precious in our quality of life here. This proposal would be a massive invasion of privacy with people congregating outside our windows, as well as the additional noise, litter and an increase in vermin such as seagulls and rats

There are already ice cream vans at Cargo, Princes Street Bridge, College Green, Central Quay, Millenium Square and a number of other shops such as McColls and Spa to name but a few.

There must be more appropriate sites for an ice cream van that would not have a negative impact on residential properties. We implore you to please turn down this application without any hesitation and to seek out an alternative venue, if indeed there is actually a need?

RP2

No thanks don't want it – there's enough litter around here – if people want a Ice Cream they can visit shop in Cumberland Road.

RP3

I understand that a licence has been applied for an ice cream van to be permitted to trade outside Baltic Wharf from the hours of 7.00am - 8.00pm, everyday throughout the year.

I object to this on the following grounds:

The length of time permitted is too long. If permitted it should be for afternoons only and during school holidays. There is a school nearby and its not fair on pupils or their parents to have such temptation close by. We have a severe obesity problem in this country and this would not benefit the health of the local children.

The nuisance a van may cause to those living nearby. Noise - not only the repetitive jingles, the constant running engine (for the freezers) adding to the pollution levels but also the additional litter. This in turn will encourage seagulls and vermin.

A permanent ice cream van may have a detrimental effect on the local shop.

RP4

I am a resident at Baltic Wharf and would like to object strongly on the following grounds:

1, There will be an inevitable increase in littering (the council is already unable to cope with the existing problem and increasingly relying on sporadic volunteering

groups in this area).

2, Increase in vehicle pollution within an area that the council is attempting to reduce the pollution (or is this van all electric?)

3. There is already a major problem with gulls eating food left outside the Cottage Inn (or, in fact still in the process of being consumed by customers) - dropped ice creams and wrappers will add to this.

4, There is an all day cafe in the Underfall Yard nearby and a shop within two minutes walk at the estate entrance, both of which can provide ice cream and other cold refreshments in abundance thus making an additional outlet unnecessary.

This is a residential area within a Bristol Council Conservation Zone which should not be blighted by permanent street trading despite the temptation to obtain income from the licensee.

RP5

We wish to object to the proposal for the pitch for an ice cream van in Baltic Wharf. The area is already well served with ice cream....the cafe at Underfall Yard (Pickles), by the SS Great Britain and Wapping Wharf also.

To be permitted to trade from 07.00 to 20.00 could be disruptive to local residents - also surely the van's engine will have to be run to keep the ice cream from melting. As Bristol keeps saying it is a green city this seems to contravene this idea and will add to the pollution in an already polluted city. Children use the water for watersports....fumes from the van will affect everyone. Cannot see why Bristol City Council will allow this in an area which already is well served with refreshments and at the same time try and bring in congestion charges for drivers to try and limit pollution in the area.

We feel very strongly that this should be rejected.

RP6

I understand that the Street Markets department of Bristol City Council have applied to the Licensing department for permission to site an ice cream van on the harbourside walkway alongside Baltic Wharf. I understand that, if successful, this would enable an ice cream van to trade from 0700 until 2000 every day of the year.

I am writing to express my strong objection to this. Ice creams can already be bought from Pickles in Underfall Yard, or from the cafe, and its extension, by the Great Britain. Surely there is no need for yet another place to buy them. And from 7 o'clock in the morning! There will be noise from the generator/motor, litter (there are already insufficient bins).

RP7

Re your proposal to site an ice cream van adjacent to Baltic Wharf I am writing, as the owner of xxxxxxxx immediately facing the waterside to voice my objection. This is the one residential area between Underfall Yard and the SS Great Britain and there are numerous points on that whole stretch of the waterside for a van to be sited, the least appropriate and most disruptive being adjacent to Baltic Wharf flats and houses. This seems to be an extraordinarily ill- conceived proposal and I would respectfully request that you reconsider this proposal and instead opt for the much more appropriate sites at Underfall Yard or by the marina.

RP8

The Street Markets department within Bristol City Council have applied to the Licensing department within Bristol City Council for permission to site an ice cream

van on the harbourside walkway alongside Baltic Wharf. If the application is successful, the pitch will then be rented by the Council to the highest bidder and the van will be permitted to trade from 07:00 until 20:00 every day of the year.

I feel that the time scale is too long, why start so early for an ice cream van unless it also intends to sell bacon rolls or breakfasts. I assume that they will have the responsibility for cleaning any litter dropped locally every day as part of their contract as that is a no-brainer. The other issue is of course that ice cream vans leave their engines running to power the freezer. I would suggest a more appropriate time scale to be 10:00 - 20:00 and of course not to be allowed to play their extremely irritating music. The local residents at Baltic Wharf should be listened to also

RP9

I wish to object to the proposed plan to site an ice-cream van, or indeed any other food sales van, on the walkway at Baltic Wharf.

The increased litter, pests including urban foxes, seagulls and pigeons, and other anti-social effects are already demonstrated during waterside events such as dragon-boat racing and rowing boat races on existing permitted dates. The revenues from such a site would be outweighed by the cost of cleaning and repairs for the damage caused by increased bird and animal activity in the close and surrounding areas.

The addition of an all-year-round sales site for any sort of food or other sales van is an unwarranted intrusion in a densely populated residential area.

I trust that all objections to the proposed site will meet with full consideration.

RP10

Can you please inform me of the propose site for the van, i wouldnt have thought ice cream and cold drinks would be popular at 0700hrs especially in the winter months. Why not re open the van which was in the marina area prior to the revamp of the toilet block. Also their is a cafe and two public houses within 150 metres and a shop on Cumberland road selling drinks both hot and cold together with all manner of snacks.I await your comments.

RP11

I wish to object to the council's proposal to site an ice cream van pitch on Baltic Wharf.

My grounds for objecting are as follows:

- 1 The noise and disturbance of the proposed van, and customers, so close to residential flats.
- 2 The likelihood of litter and pollution emanating from the sale of ice creams.
- 3 The likelihood that Seagulls will be encouraged into the area as they seek to feed on discarded waste.
- 4 The spoiling of the peaceful and picturesque atmosphere of Baltic Wharf.

I believe this will impact on the quality of life of myself and other residents of Baltic Wharf.

RP12

I wish to protest about the proposed siting of the above-mentioned.

I am aware of the Council's need for additional funds but this statued section of the Harbourside has been designed to represent the historic and artistic heritage of the area. A garish ice-cream van, possibly sited by one of these statues (exact

position not stated) would do nothing but detract from one of Bristol's most iconic sites.

There already exist many places where refreshments can be bought, including soft drinks and ice-cream, and the inevitable litter plus the exhaust fumes from a constantly running engine would certainly affect the homes in this residential area. I also note the way in which this application was displayed. One notice wrapped around a post and missed by all but one sharp-eyed resident. Hardly a way to disseminate information.

I hope that in the interests of preserving the character of this area you will reject this purely commercial and totally unnecessary proposal.

RP13

Our management company has advised the following and to write to you if any comments or objections. Please see my comments and objections below:

The Street Markets department within Bristol City Council have applied to the Licensing department within Bristol City Council for permission to site an ice cream van on the harbourside walkway alongside Baltic Wharf. If the application is successful, the pitch will then be rented by the Council to the highest bidder and the van will be permitted to trade from 07:00 until 20:00 every day of the year. The corner of the path where it faces onto the colourful housing of Cliftonwood is a very popular tourist and photo opportunity point and should not be blocked as a result.

This is a residential area and ice cream vans make noise. The licence should not be granted before 9am. A 7am start for an ice cream van is inappropriate. Furthermore, if parked outside any residential part of Baltic wharf this would cause noise from the van and customers and may impact their quality of life and also impact a sale or lease price. I am a resident.

There is a perfectly good spot where the grills to fill van used to be with space for benches, this is located by the old public toilets near the banksy girl with a pearl ear ring. Why would this not be a preferred place as a non residential areas and on the same round the harbour walk.

There is also a good pitch by the cottage pub, a non residential spot.

There is a good pitch near the city of bristol rowing club, again non residential.

RP14

Being a resident at Baltic Wharf, can I please state my disagreement with the proposal for siting an ice cream van at Baltic Wharf. If we don't get enough rubbish left by passers by, let alone having Ice lolly wrappers etc left behind and to continuously have an ice cream van parked in front of such a beautiful view of the harbourside would spoil the effect. If they want to provide an Ice cream van then it should go into the industrial section Where David Abels Used to be located.

RP15

I have a flat at Baltic Wharf and write to strongly object to the prospect of an ice cream van trading from the dock side walk adjacent the Baltic Wharf residential properties.

Surely there's somewhere else a vendor could be located away from peoples homes.

RP16

As residents we have sufficient to put up with - increasing number of road closures, illegal parking, tents and gazebos blocking windows, inability to open windows in hot weather due to excessive noise, increased litter and dog fouling.

So no, I don't want more wrappers and rubbish stuffed into my hedge or left on the floor. There are sufficient cafes all along the harbourside - 90% of which sell ice creams.

RP17

I have been informed that there is an application to place an ice cream van at Baltic Wharf, and to license it for all year round use.

As the owner of a flat in the development I would regard this as an intrusion into our privacy. The harbour is busy enough anyway, without further attractions creating more noise and bringing more people into what is a residential area.

Do the proposals give exact details about where the council would like to place the van? Clearly most of the harbour-side within the development is immediately outside the windows of the flats, and this would be especially damaging to the privacy and quiet of the residents.

RP18

I would like to place on record my objection to the siting of an ice cream van at Baltic Wharf. I am concerned about the obesity crisis particularly childhood obesity. I therefore do not think this is the most appropriate way for Bristol City council to raise revenue.

RP19

I own xxxxxxxx and in that position wish to object to the above Permission request.

I feel that there is already

- enough noise
- sufficient provision for ice creams and the like

In general no licences should be granted from 7.00 am which is far too early.

RP20

I have noticed an application for permission to site an ice cream van on the harbourside walkway alongside Baltic Wharf.

As a resident living adjacent to the proposed site, I would like to object for a number of reasons :

This will cause a noise problem in an area which is currently relatively quiet. Noise both from customers queuing and potential noise from the stall/van itself.

Potential litter problems.

Potential for queues and crowds around the stall/van which could block the harbourside walkway which already can become congested in peak season.

Other than raising more revenue, I am struggling to find any good reason to have an ice cream van situated in this part of the harbourside.

RP21

I am writing with regards to the Street Markets department of the City Council

having applied to the Council's Licensing department for permission to site an ice cream van on the harbourside walkway alongside Baltic Wharf.

Please may you confirm if, in the event that the license is given, that the van's location will be restricted at all? For instance there are areas of the walkway alongside Baltic Wharf that are situated in between the residential buildings and which offer a wider area for the van's potential customers. I would consider this to be a suitable location for such an enterprise.

On the other hand, if the van is to have unrestricted access and locates itself in front of the residential buildings, I am very concerned as to the impact this will have on Baltic Wharf's residents whose homes are situated overlooking the walkway. For example, has the Council considered the fumes and noise pollution created by an ice cream van's generator? Given the proposed trading hours of 'every day between the hours of 07:00 and 20:00' I would consider this to have a detrimental impact on the quality of health of Baltic Wharf's residents whose property front on to the harbourside walkway.

I expect the Council to give careful consideration to these points and place sensible restrictions on the location of said van, such as restricting it to areas that are not outside the front of Baltic Wharf homes.

RP22

In response to your notice application for a vendors licence for Ice Cream Cold drinks etc dated 21/7/2018. As a resident I am strongly opposed to the granting of this or similar proposals of this nature. The area is already well served with restaurants, bars and coffee shops late shop and pub near by. I feel that further vendors in the area would be in detriment to the residents and spoil the area. I also protest that the notice was not clearly displayed and turned away from the foot path difficult to see not being properly displayed. It would seem an application by stealth with minimal consultation or regard for local inhabitants views. Suggest you site the Ice Cream van on your doorstep or maybe we could interest you in some Sunday Dragon Boat drummers or even close your road 6 times each year.

RP23

I recently noticed a sign suggesting that The Street Markets department within Bristol City Council have applied to the Licensing department within Bristol City Council for permission to site an ice cream van on the Harbourside Walkway alongside Baltic Wharf.

I was very concerned to see this notice and strongly object the following reasons:

- Baltic Wharf is a private estate . This is not in line with your current practices. For example, there is an ice cream van nearer the centre of the docks but this is located just outside the industrial museum and not on a private estate.
- Baltic Wharf is also a conservation area. This has meant that I am unable to hang washing, change windows, paint my house or cut my tree in the absence of rigid planning permission to ensure that the area remains unchanged. This seems to be in direct contradiction with this current planning application which would bring increased noise, litter and damage to the area.
- There is already a mobile site which is used for coffee and breakfasts in the winter. This site is just outside the Dockyard and Force 4 Chandlery offices. It is also out of sight of the main walkway. It would therefore seem to make far more sense to simply switch this operation to ice creams and cold drinks during the summer months.

RP24

We are writing to object to the grant of a concession at Baltic Wharf. We own a property there and are frequently users of the area as we greatly enjoy walking around the docks.

We have the following objections to a concession selling ice creams:-

1 Noise - this is a peaceful area and a diesel engine will be very unwelcome, especially later within the permitted hours

2 Rubbish - we are all aware that if the council makes a condition that there must be adequate provision for bins next to the concession people will in fact wish to disclose of wrappers, coffee cups elsewhere on their walk. There are too few and infrequent bins already

3 Smell - see diesel engine above

4 There are already a great many opportunities to purchase ice creams around the docks, so why do we need another one?

5 Blocking walking routes - either on the main concourse or in one of the routes through the flats. This is a very popular thoroughfare and becomes far more popular during the dragon boat races, harbour festival etc. It is also narrow for instance in comparison with the area between the M Shed and SS Great Britain.

6 Blocking the view of the docks for residents.

It will be entirely out of keeping with the area and we would ask that you please reconsider matters.

RP25

We are writing to object to the grant of a concession at Baltic Wharf. We are residence at a property there and enjoy using the area as we greatly enjoy walking around the docks.

We have the following objections to a concession selling ice creams:-

1 Noise - this is a peaceful area and a diesel engine will be very unwelcome, especially later within the permitted hours.

2 Rubbish - we are all aware that if the council makes a condition that there must be adequate provision for bins next to the concession people will in fact wish to disclose of wrappers, coffee cups elsewhere on their walk. There are too few and infrequent bins already

3 Smell - see diesel engine above

4 There are already many opportunities to purchase ice creams around the docks, so why do we need another one?

5 Blocking walking routes - either on the main concourse or in one of the routes through the flats. This is a very popular thoroughfare and becomes far more popular during the dragon boat races, harbour festival etc. It is also narrow for instance in comparison with the area between the M Shed and SS Great Britain.

6 Blocking the view of the docks for residents.

It will be entirely out of keeping with the area and we would ask that you please reconsider matters.

RP26

I would like to express a strong objection to the proposed siting of an ice cream van within the Baltic Wharf estate.

I am a retired resident who has been living close to the waterfront at Baltic Wharf for many years and am concerned about the disruption to my daily life. On previous occasions when an ice cream van has been situated within metres of my flat, the constant noise from the generator has been very disturbing; this has been for one day at a time only during the Dragon Boat Race charity festivals so it has been tolerated but having this every day all year round - or even just for the summer months - would be too much to bear.

If it is important to provide this opportunity along the harbour walk (which I would question, given the number of cafes and pubs already in existence along the route) there is ample space away from major residential accommodation, for example near the Marina - where a burger van used to be until recently - or further along by the Underfall yard.

I ask the licensing authority to consider my strong objection to this proposal as well as my alternative suggestions.

RP27

I have written to my councillor about this – this should not be going ahead. This is my email – we live on Baltic Wharf:

Dear Mark,

Please can you vote against this for us.

It seems to me this is totally inappropriate:

- Bristol Council have a policy of reducing vehicles in the city – e.g. McArthur's Wharf redevelopment with only 40 or so parking spaces and P+RIDE
- Air quality will not be improved with an Ice Cream van running continuously on the harbour side at weekends and other times
- Quality of life for existing residents at Baltic Wharf will be impaired
- Rubbish – where are the wrappers, sticks, cartons, plastics, going to be disposed
- What of McColls on Cumberland Road just 100 yards away

Is enjoyment of the city docks only possible with an ice cream in your hand?

Have we got to the point that we can't walk but a few yards before we need some sort of refreshment? There is the café at the pumping station on Underfall Yard, the Cottage pub on Baltic Wharf, McColls on Cumberland Road, the Orchard pub near McArthur's Wharf, and Brunel's dockside café.

Surely a trading licence can't be that valuable to the City?

RP28

Re Ice cream van.

2 things: there should be a proviso that engine shouldn't run constantly to provide refrigeration - this is unnecessarily polluting. Consider a mains connection or solar panels / wind generator with battery back up.

If chimes are used, they should be restricted to once an hour max.

Wouldn't the Marina carpark be a better choice?

RP29

We are aware that your Markets/Concessions department has applied for a Street Trading Licence to site an ice cream and cold drink sales pitch at Baltic Wharf.

We are strongly opposed to this idea, for the reasons that are set out below:

The western end of the harbour is a tranquil place, forming part of a peaceful walking route around the city docks. It is a conservation area and there are strict controls to maintain the historic dockside environment and ambience. The lack of commercial activity, traffic, signage, bright lights, bars and restaurants is attractive to residents and visitors who do not want to listen to the noise that emanates from the bars and nightclubs at the other end of the harbour.

Vast numbers of people benefit from the physical exercise provided by the 2.5 mile harbourside walking route. The route is already well served by food and drink outlets and there is no need for any more. This proposal is an unwelcome attempt by the City Council itself to exploit a commercial opportunity and monetise public recreation space at the expense of the amenity of nearby residents and the health of its citizens.

The proposal to create a street trading pitch in a location alongside a housing development is unprecedented. No other street trading pitch within the city centre is positioned within such close proximity to residential buildings.

An ice cream van on the public walkway at Baltic Wharf will be a blot on the landscape and a source of yet more litter. The public walkway is regularly litter-picked by our estate management team for the benefit of our residents and users of the walkway, because the City Council are unable to resource this service due to budget cuts.

There has been much discussion about the air quality in Bristol and the need to reduce the amount of air pollution within the city centre. The noise and pollution caused by a constant diesel engine ice cream van should not ever be allowed anywhere.

Bristol City Council should be promoting exercise and not fuelling the obesity crisis, particularly amongst children, which will cost the council far more in the medium-long term than the revenue generated by street trading pitches.

Finally, it is very concerning that this inter-departmental application has been discreetly advertised without any attempt to properly engage with nearby residents. In view of that, we trust that you will now keep us fully informed about this matter.

RP30

There is Not a requirement for an ice-cream van alongside the residential area of Baltic Wharf. You can already buy ice-cream and cold drinks at the corner shop by the entrance to BW estate. You can buy cold drinks and ice creams a short walk in either direction from the estate. The Cottage pub, Pickle are a couple of minutes walk. You can buy them at the SS Great Britain cafe in the other direction. And there is already an ice cream van a little further along at the M Shed. This quiet

residential area is becoming busier and busier and does not need a noisy ice-cream van's engine running all day long on sunny days.

The council should not be considering this idea as it is an environmentally friendly, inconsiderate to residents, and another unhealthy food option/magnet for children which the council should not be encouraging.

RP31

Having owned a property in Baltic Wharf for over thirty years, we wish to object to the above application relating to an ice cream van, for the following reasons: Baltic Wharf is in a Conversation Area. It represents a unique environment of nature through its gardens and pollution free fresh air next to the harbourside and marina.

It is enjoyed as a recreational area by residents and visitors. Bristol City Council would do a severe disservice to Baltic Wharf by introducing a commercial activity into this tranquil atmosphere.

RP32

I object to the proposal for a Street Trading Licence at Baltic Wharf

It would seem to me that the City Council is not playing its part in protecting the health of children

by the intention to site an ice cream van within an area where children and young adults engage in sporting activities.

This is not helping the focus on reducing sugar intake and the drive to tackle the high rate of childhood obesity.

RP33

I have just become aware of this proposal which I object to in the strongest possible terms.

The extra noise, litter, inconvenience to local residents, pollution and the effect on local businesses should mean that this is rejected outright.

How you can possibly consider allowing an ice cream van to operate there from 07:00 - 20:00, every day with a Diesel engine running continuously is beyond me. Your own council is considering congestion charges and the restriction of diesel powered vehicles in the Spike Island area.

It will be intolerable for local residents and I'm pretty sure must be in breach of health guidelines. There is already a pub selling refreshments; cafe at Underfall Yard and ice cream available at the SS Great Britain.

Please show some constraint; not every square inch of space needs to be developed. Surely people can walk a few hundred yards to satiate their need for ice cream. To blight the lives of local residents and inflict severe diesel pollution on young children in the area is not what the council should be doing, just, presumably, to earn a few dirty pounds of rental income.

Please do not allow this development to happen.

**BRISTOL CITY COUNCIL
PUBLIC SAFETY AND PROTECTION COMMITTEE
27 November 2018**

Report to consider applications for the Grant of Street Trading Consent(s) at a number of locations within the Bristol City Council administrative area.

Applicants: Bristol City Council

Report of the Service Manager – Regulatory Services

Purpose of Report

1. To consider applications for the grant of a Street Trading Consent in principle at the following locations:
 - a. Redland Green Park

Background

2. This application is made by the Bristol City Council Parks and Markets Teams.
3. The Parks and Markets Teams are responsible for managing land on behalf of the authority. These are premium locations whereby it is anticipated market value can be achieved by way of a concession process. This will be achieved via a tender process, whereby applicants bid for the site. These bids are assessed against specific criteria for each site, to ensure the successful applicant has a suitable offer for the relevant site.
4. The successful applicant for each site would be subject to a contract with the relevant team, issued for up to three years.
5. This location falls within the street trading policy as consent streets 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.
6. In order to streamline the process for the successful applicant, the Parks and Markets Teams have submitted “in principle”, or provisional, applications for the identified sites to the Licensing Team, in order to establish whether the sites may be suitable for

a concession site, and whether there are any issues with them. Therefore these concession sites are treated in exactly the same way as any other street trading application, which has the advantage of enabling other teams within the council and relevant persons to be consulted as to their suitability, or raise other concerns they may have.

7. If granted this site would be put out to tender, and the successful applicant would be required to submit a fresh application for street trading. The licensing manager may then dispense with the need for a full consultation if appropriate. The applicant would still be required to demonstrate that they were a suitable person to hold a street trading consent, and complete the other steps such as demonstrating the appropriate food hygiene level, and provision of a basic disclosure.
8. Details of the application is shown in the Appendix A along with a location map.

Consultation

9. The Council's policy states that normally consultation will take place with the following interested parties:-
 - a. Local Residents
 - b. Local businesses
 - c. Bristol City Council – Highways officer
 - d. Bristol City Council – Planning Team
 - e. Bristol City Council – Food Safety Team
 - f. Bristol City Council – Pollution Control Team
 - g. Bristol City Council – Councillor
 - h. Avon and Somerset Police

The application is also advertised on the Council's website, and the applicant is required to place a notice of the application at the site for 21 days.

Standard consultation was undertaken in respect of all applications.

Consultation Responses

10. A number of responses were received which are attached at Appendix B

Officer Considerations

11. A number of the responses mention the park's status as a Village Green. Legal advice was sought by the Parks Team in relation to this to ensure that the Council was compliant with the requirements of a Village Green, and an extract of the advice is below:

Once registered as a village green the land retains that status unless and until it is deregistered through a formal process. The act of registering the land does however mean you cannot do anything over or on the land which would have the effect of impeding the enjoyment or use of the village green. The relevant legislation is Section 29 Commons Act 1876 and Section 12 of the Inclosure Act 1857.

In essence therefore the complaint is really that placing a concession on the village green is effectively a nuisance to the users and therefore a criminal offence. S29 Commons Act 1876 allows any inhabitant of the parish to lay an information (a summons before the magistrates court) in respect of the offence.

The only lawful excuse under S29 is that the activities are being carried on for the betterment of the village green. It may be possible to make an argument that the concession stand is such an activity, enhancing the experience for people using the green whilst providing much needed refreshments. Similarly it could be argued that it is nothing more than a commercial enterprise being used to maximise income at the expense of the village green users. One of the key factors will be how much of an impact the concession will have on the use of the village green in the vicinity of the concession proposed. It will not be sufficient to suggest that the users can still enjoy the rest of the village green if the effect of the concession is to inhibit the overall beneficial use of the green.

If the concession "vehicle" is a mobile facility rather than a permanent structure this may help to mitigate any assertion that the concession was causing a "nuisance" to the users of the green. A concern would be with setting out chairs if they were specifically related to the concession, and depending upon the number and nature of them, as this could prove a significant hindrance to users of the green who would be likely to feel that they had to circumvent the chaired area if they were not buying anything from the concession.

12. If the committee were minded to grant this application Officers would recommend that the following conditions are included in line with the legal advice above:

- The consent holder shall not be permitted to have any

tables and chairs without explicit written permission of the Council.

- The unit shall be removed from the site at times outside of the trading hours.

13. 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. 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.

- a. If such a permission is included then the council may include conditions
 - as to where the holder of the street trading consent may trade by virtue of the permission; and
 - as to the times between which or periods for which he may so trade.

14. Representatives from the Parks and Markets Teams will be in attendance to answer any questions or provide further detail where required.

RECOMMENDED **The committee is asked to determine the applications.**

LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985

Background papers

Contact Officer: Ms A Holman, Senior Licensing Officer

Ext: Telephone 01173 574 900

Appendices:

Appendix A Details of application and location map
Appendix B Representations

Appendix A

Location and application details:

Redland Green Park, Redland Green Road

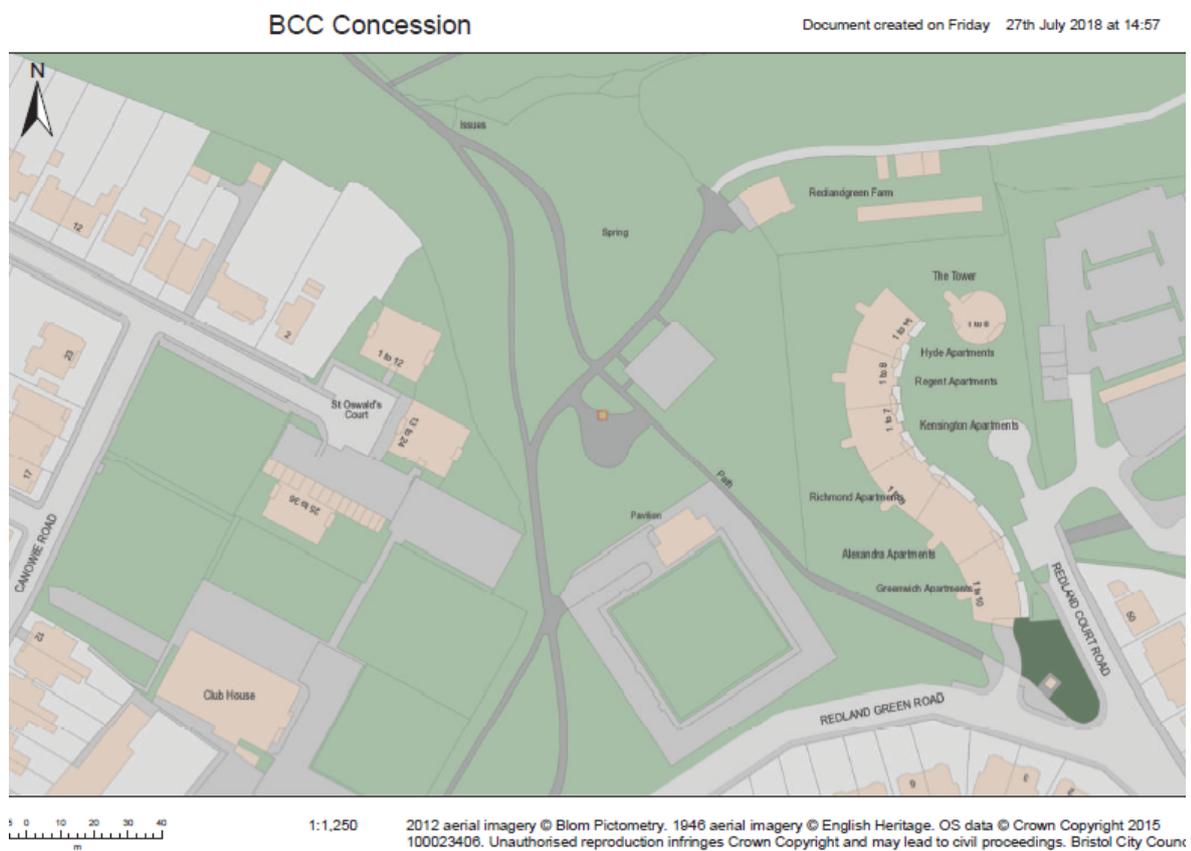
Type of vehicle permitted: Van or Trailer or Cart (1.75mx2.4m approx)

Outside of trading hours vehicle kept: Offsite

To sell: Ice cream, soft drinks and/or Coffee and small snacks. No non-food items.
To exclude any such items deemed to cause offence and/or harm, such as alcohol, weapons, fireworks, vaping, tobacco, knives or legal highs.

Maximum hours: Originally applied for Monday to Sunday 0700 – 2000. After discussion offered reduction to Monday to Sunday 1000 - 1600

Location Map:



Relevant Person 1

It seems wrong to suggest a location so close to the play area- currently the operatives still run their generators to keep the ice-cream cold and this impacts on the users of the children's play area both inside and outside the fence; with impacts on both air and noise pollution.

The proposed location is next to the new bench seating - this is not only unacceptable for users of the benches but also reduces the available hard surface play area where children and young people can use bikes/ skateboards etc. There is no space for this inside the fenced area and the access road to the allotments and farm is not appropriate for this activity because of the (infrequent) traffic.

I would prefer the stand to be on the road! We don't want to encourage any more people to drive into the park other than farm owners and allotment deliveries. But failing that, perhaps the short stretch of tarmac next to the bowling club gate leading to Redland Green Road which was installed as part of the Redland Green School planning application and was supposed to be used by cyclists, but isn't, could be identified as the stand.

Any ice-cream or food concessions should also operate without engines running; this should be a Bristol standard for all concessions but essential for any concessions located within parks

Relevant Person 2

We understand the financial considerations that are driving this proposal, but we are not convinced that the financial benefits have been weighed against the environmental costs - and there is insufficient information supplied in the consultation documents to be able to make this judgment.

We are concerned about the environmental impact on the Green. Our park is considerably smaller than, for example, St Andrew's park and so locating a concession of this kind on the Green will have a greater impact on the feel of the limited space available, and the unspoilt nature of the Town Green environment. There is also considerable frustration that we have long campaigned for other quite simple steps to be taken to improve the facilities for park users. Members of the group have been campaigning for a decade now for the installation of a water fountain and several years ago we raised money to provide a power supply so that the ice cream van that currently has a licence could switch off its engine and reduce pollution. Both of these proposals would have significant environmental benefits, but we have been frustrated from taking them forward by the council. Alongside the question of the appropriateness of granting permission for a van to operate for the hours mentioned in the application, we are concerned about the impact it would have on litter and pollution. In contrast to the ice cream van, we imagine that the concession will supply items with disposable packaging and containers - single use cups and the like. What extra provision will be made for this litter, and where does this fit with the council's other policies on recycling and, for example, the reduction of the sale of bottled water?

The council is supposed to be committed to working with parks groups like our own. We are frustrated not to have been more directly consulted about this very significant proposal and we would value the opportunity for a more coherent consultation, where adequate time is given to discover the views of park users and where more detail about the potential environmental impact is given and can be discussed.

Relevant Person 3

I am writing to voice my objection to the above application for the following reasons.:-

1. Hours and times detailed are far in excess of those currently experienced with the visiting ice cream van. This denotes a considerable change of use which contravenes the Village Green status of Redland Green.
2. The proposed goods for sale includes hot and cold drinks and hot and cold food, all considerable changes from the sale of just ice cream.
3. Apart from the change of goods for sale there is potential for more litter/refuse/noise from the proposed food sales.
4. The local community has raised funds for a Lucie post to be installed to enable the current ice cream van to stop belching out diesel exhaust while it sits on site, this has still not been installed and the proposed concession would probably continue polluting the atmosphere next to the children's play area if there is no power supply.
5. There are food outlets locally which would suffer from loss of trade.
6. The siting of the concession reduces the hard surface playspace currently enjoyed by many children and families
7. There has been no prior consultation with the local parks groups on this application

Relevant Person 4

I am writing in response to the application for a street licence in Redland Green Park (see photo below), to sell ice cream, hot/cold drinks and hot/cold food. xxxx

I presume that the application will be based on a food van with a diesel generator as there as yet no accessible electric points on the Green and as such it is surely in direct contention with the Bristol's 'Green' policy?

It is also somewhat disappointing that 3 years ago the annual Redland May Fair has campaigned and raised funds from the local community for a Lucie Post on the Green to counteract such diesel fumes. A similar hook-up is already in St Andrews Park. We had wanted to give something back to the area for the use of the Green each year. To date, after quite a few false starts and many staff changes at the council and despite avid support from our local councillors, we are no further forward. In fact if this new application is granted, we will be literally taking a big step backwards instead.

To return to my main point, to allow and encourage the sale of hot/cold drinks and food as well as ice cream is extremely worrying. There are currently very few litter bins in the park and the potential increase in litter is just not workable. It would attract further foxes and rats to the area which already sees its fair share of vermin. The Redland Green Community Group organises a voluntary litter pick every 6 months or so but to expect the public to have to do this on a more regular basis to keep Redland Green in a clean and pristine condition is just not acceptable.

I strongly reject the idea to sell anything but ice cream on Redland Green. However, I would only support the continued presence of an ice cream van if a Lucie Post was erected to allow the use of clean fuel rather than diesel. As I stated earlier, funds have been carefully earmarked for this project but despite all efforts with the Parks Dept, we have been unable to progress it!

Relevant Person 5

First, I wish to observe that this consultation is most badly timed: the three week consultation period coincides with the peak summer holiday period during which many residents are not here and thus neither aware of nor able to participate in a consultation. This is hardly democratic, and I feel the consultation should be re-run in school term time to give more local residents the chance to participate.

Second, there is a paucity of information in the consultation, so detailed consideration of the benefits and disadvantages of such a concession is not possible. For this reason also, the consultation needs to be run again with the missing detail. However, the immediate considerations that come to my mind are:

- o How will any vehicle supplying refreshments be powered? Noise and air pollution are both considerations. Redland Green is a much loved and much used local park valued for its seclusion, tranquility and wildlife. It is also a registered village green. Is a commercial outlet - effectively operating all day - going to destroy the tranquility and foul the air with diesel or petrol emissions? The proposed location of the concession is adjacent to a children's playground, tennis courts, a bowling green and benches where teenagers often congregate. When the icecream van that currently has a roving concession operates in this area, the air is fouled by its diesel emissions, particularly on days when the air is still. Is this treasured refuge from city noise and pollution to be destroyed throughout the day as part of the council's attempts to make parks pay for themselves?

- o A very significant concern is the litter that a concession would generate. There are few bins for disposal of rubbish in Redland Green. A concession could overwhelm their capacity and result in our Green becoming strewn with plastic and other waste material. The consultation does not discuss what extra provision would be made for the collection and disposal of waste, nor whether obligations would be placed upon any concession to be responsible for the collection and disposal of waste its business generates, with loss of the concession being the consequence of non-compliance.

- o There is no mention in the consultation of what requirements there would be on any concessions to minimise packaging materials and to use biodegradable materials. "Fast food" outlets have been responsible for a vast increase in plastic and waste material, much of which ends up as litter on our streets (and ultimately in landfill). This has resulted in an eyesore, a great cost for the public purse in cleansing, and an environmental cost as the use of plastics and other materials to package and deliver food has soared. Bristol, as a former "Green Capital" city should surely be setting the way in requiring all street/fast food outlets to minimise packaging and use biodegradable materials, but we are not told whether there will be such obligations upon vendors or not.

Bristol's parks are much loved and highly used, and they are vital places for residents to find respite from noisy, polluted city life, to enjoy nature, to exercise, to play and to rest. It is extremely important to protect those small remaining fragments of quasi-natural landscape in our urban environments for citizens' physical and mental health, and for the small populations of wildlife that remain. All of this is threatened if parks are turned into revenue-generating assets. Redland Green is a very small park, and a commercial outlet in the park would leave few parts of the park unaffected by its presence.

I understand the pressures that are driving councils to consider such measures, but depriving people of vital places of tranquillity and refuge from stressful city life is an extremely deleterious response. Parks are one of the assets that make city life tolerable and I would like them to remain as treasured natural spaces.

As it stands, and having been so little information upon which to base a response, I have to conclude that a concession potentially generates more threats than it confers benefits, and I am therefore opposed to the granting of a concession. However, I also feel that this consultation is not democratic, having been run in the peak summer holiday period, and I will reconsider my views if the consultation is run outside holiday periods, given a longer duration than three weeks, and we are supplied with the detail which would permit thorough consideration of the proposal.

Relevant Person 6

I am writing to express my concerns about this possibility: I live near the Green, I see it every day and I use it every single week of the year, sometimes several times. I know of many other locals who share my concern for the health of this precious local green space and who also appreciate the value it gives to city living: in shade; in green lungs; in being a peaceful space for quiet contemplation; in being a haven for the wildlife we humans have driven out from elsewhere while building our city.

So it seems to me and to us that this idea (of selling food and drink on Redland Green) is a misguided one that cannot properly have considered the consequences beyond the bare financial ones:

Redland Green is a small area - smaller than most city parks and far smaller than (for example) St Andrew's Park, where a food concession already operates; it will be impossible to pass through the Green without passing it by - without being affected by the smells, noise, litter and vehicle fumes. I assume a generator would need to be run to provide power, and the toxic smells of the ice-cream van that currently has a license are appalling already on a still day.

What consideration has been given to the packaging that will inevitably fall to volunteers such as me to pick up? Take-away comestibles and litter are so inextricably entwined that you, by contemplating one are guaranteeing the other. And to foist a new litter source upon the local community without its explicit agreement - and explicit agreement is far more taxing to achieve than 'consultation' - to do this is an insult to that community. There is already a local community Group - the Redland Green Community Group - which self-organises volunteer litter-picking sessions to clear that which escapes the Council's efforts. By planning a food and drink concession you are knowingly creating more work for these volunteers - which is an outrage if you have failed or not even troubled to obtain their agreement. What involvement has the Redland Green Community Group had in considering or developing this proposal?

Next, plastic, and particularly single-use plastic. It cannot have failed to escape your notice that discarded plastic waste is a problem for the planet. Nor that there is strengthening public feeling against the structural features of our society that embed the problem. These include the fact that there is no environmental cost to manufacturers or vendors of these toxic materials - they simply pay the extraction and production costs. The costs to the environment, if ignored at the production stage, are picked up by the planet later - after disposal and dispersal. It is for this reason that enlightened governments are now looking at taxation or bans on single-use plastic as a way of starting to get a grip on this. Bristol City Council itself has policies on recycling and on reducing use of bottled water that this proposal runs directly counter to - at present, single use coffee-cups are un-recycled and moreover, UN-recyclable.

Finally, I want to address noise, smells and peacefulness together. With the experience of a long career in Healthcare, I can attest to - as well as point to the research evidence that indicates - the greater mental health problems in cities than in the countryside. And that great value to boosting mental health (which I remind you is another of the Council's priorities) comes from green space and from the sense of peacefulness that these places provide. It is one of the reasons why, when the NHS was better funded, horticultural therapy was one of the most successful mental health interventions. And, if we should all be agreed that the city's green spaces fulfil a vital function in providing a battery-charging benefit to its citizens' sense of well-being, I need to point out - even at the risk of stating the bleedin' obvious - that a sense of calm and peacefulness rely on NOT being assailed by someone else's commercial opportunity. For this reason the commercialisation of parks - which then gives them the same features as the rest of the city, is a short-sighted move that runs counter to the Council's mental health objectives.

It was Oscar Wilde who wrote that 'A cynic is someone who knows the price of everything and the value of nothing'.

Do I need to point out that for the Council to plan such a pervasive change to the qualitative feel of Redland Green - without the close involvement of the local community - and with the briefest of 'consultations' in the middle of the Summer holiday period - is, in all respects, a cynical move?

Relevant Person 7

I write to object to the above application on the following grounds:

XXXX

2. It is the summer holiday time and therefore many are not able to make comments. Many Redland Green School children use The Green as a route to and from school and no doubt many parents and the school leadership would wish to make comments.
3. The public notice is misleading as it implies that the application form can be viewed on line. Any details of the application are very difficult to find as the full address is not given, and the only information I could find was the same as the notice with no further information.
4. I understand Redland Green is a designated Village Green and so this application may contravene change of use regulations.
5. There have been objections locally by users of the Children's play area that the ice cream vendors van is both noisy and polluting. A couple of years ago money was raised locally for a Lucie Post but the Council have not installed it yet!
6. A drink and food outlet concession will produce waste, so will it be using only non-plastic recyclable containers?

Relevant Person 8

I note with some concern the application to locate a food and drink concession on Redland Green. The time period suggested for such a concession is considerably in excess of that previously permitted for the present ice cream van. In the extra period under consideration this therefore represents a change of use of that part of the village green. I have discussed this with various residents and they do not believe that such a change of use should be permitted and I agree with them. I therefore object to the application as presently worded.

In view of the village green status of Redland Green and the objections to the change of use it would be illegal to allow such a concession to be permitted on the

green. Any council employee allowing such a concession to be permitted would themselves be breaking the law.

Relevant Person 9

I should like to state my total opposition to the siting of a food and drink concession on Redland Green. My reasons for this are:

- o Redland Green is a very natural open space which will be completely disfigured by the siting of a food and drinks concession in the area;
- o Litter on the Green will become a real problem. Levels of litter: plastic bottles, containers, packaging (polystyrene, cellophane etc.) will have a hugely detrimental impact not only on the Green and adjacent park but on the wider environment. Litter blown by the wind or carried away by foxes will most likely end up in the steep valley by the allotments along which a stream runs. It is common knowledge where plastics, that are carried away by water, eventually end up. As a regular dog-walker on the Green and in Redland Park, I daily pick up plastic bottles, bottle tops, plastic straws and many other discarded items that are harmful to the environment. At present the level of litter is unacceptable. It will clearly be hugely increased should food and drink actually be sold on the Green;
- o A concession would inevitably be a magnet for 6th Form smokers during their free lessons. Already they congregate in their numbers outside the school gates. The prospect of drinks and snacks available on the Green would draw many to smoke and consume food and drink there thus adding even further to the littering problem. Cigarette butts, as we all know, are unsightly, but more importantly an environmental hazard once they get washed away into the drainage system.

I am dismayed that the Council might think of approving this venture that would have a hugely negative impact on the Green. It runs counter to what anyone who knows the area and the community who regularly use the space would consider desirable.

Relevant Person 10

I would like to object strongly to the application for a concession by Bristol City Council to put a van on Redland Green Park selling drinks and food. PG10.

I have only just heard about the application as I have been on holiday. The timing of the consultation has not allowed sufficient opportunity for local residents and users of the park to respond, as most people are on holiday from the date of the notice ie 27 July to 17 August.

I have lived on xxxxxx, very close the park for 30 years and raised my family here.

I object because:

This is a conservation area

Redland Green is a very small area

The tranquillity of the area is best preserved without commercial interests/cafes etc being set up on the green

There is an environment concern regarding the noise and litter.

The van is not suitable for a small park like Redland Green. If people want to go to a larger area with a café there is the Downs Café not far away.

I sincerely hope that the proposal is stopped.

Relevant Person 11

I would like to lodge my deep concerns about the idea of van being parked on Redland Green as a regular fixture, selling food and drink.

I believe that could lead to a lot more rubbish being left on Redland Green, as people discard their cans, bottles and wrappers after consumption. This would spoil the atmosphere and look of the area, and would lead to increased costs for cleaning up the mess.

I am also very concerned about the proximity of this van to Redland Green School, and at a time when we are trying to provide better snacks for our young people, it would be a great shame for them to be offered yet more unhealthy food and drink. Also, the quantity of children being enticed over from the school at breaks and at the end of the day, may also cause some disruption to this usually tranquil spot.

This van may well cause friction and annoyance for the local families with young children, who will be all too aware of the van at the end of their street.

I hope that you will consider these points.

Relevant Person 12

We already have a regular ice cream van by the children's play area.

It is unnecessary, indeed undesirable to enlarge this eating/drinking facility for a variety of reasons, one of which is it would be detrimental to the quiet enjoyment of this uncommercialised open space.

I therefore register my objection to this proposal.

**BRISTOL CITY COUNCIL
PUBLIC SAFETY AND PROTECTION COMMITTEE
27 November 2018**

Report to consider applications for the Grant of Street Trading Consent(s) at a number of locations within the Bristol City Council administrative area.

Applicants: Bristol City Council

Report of the Service Manager – Regulatory Services

Purpose of Report

1. To consider applications for the grant of a Street Trading Consent in principle at the following locations:
 - a. Horfield Common, North of Children’s Play Area

Background

2. This application is made by the Bristol City Council Parks and Markets Teams.
3. The Parks and Markets Teams are responsible for managing land on behalf of the authority. These are premium locations whereby it is anticipated market value can be achieved by way of a concession process. This will be achieved via a tender process, whereby applicants bid for the site. These bids are assessed against specific criteria for each site, to ensure the successful applicant has a suitable offer for the relevant site.
4. The successful applicant for each site would be subject to a contract with the relevant team, issued for up to three years.
5. This location falls within the street trading policy as consent streets 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.
6. In order to streamline the process for the successful applicant, the Parks and Markets Teams have submitted “in principle”, or provisional, applications for the identified sites to the Licensing Team, in order to establish whether the sites may be suitable for

a concession site, and whether there are any issues with them. Therefore these concession sites are treated in exactly the same way as any other street trading application, which has the advantage of enabling other teams within the council and relevant persons to be consulted as to their suitability, or raise other concerns they may have.

7. If granted this site would be put out to tender, and the successful applicant would be required to submit a fresh application for street trading. The licensing manager may then dispense with the need for a full consultation if appropriate. The applicant would still be required to demonstrate that they were a suitable person to hold a street trading consent, and complete the other steps such as demonstrating the appropriate food hygiene level, and provision of a basic disclosure.
8. Details of the application is shown in the Appendix A along with a location map.

Consultation

9. The Council's policy states that normally consultation will take place with the following interested parties:-
 - a. Local Residents
 - b. Local businesses
 - c. Bristol City Council – Highways officer
 - d. Bristol City Council – Planning Team
 - e. Bristol City Council – Food Safety Team
 - f. Bristol City Council – Pollution Control Team
 - g. Bristol City Council – Councillor
 - h. Avon and Somerset Police

The application is also advertised on the Council's website, and the applicant is required to place a notice of the application at the site for 21 days.

Standard consultation was undertaken in respect of all applications.

Consultation Responses

10. A number of responses were received which are attached at Appendix B. Of these, 10 were in support of the application, and 27 against the application.

Officer Considerations

11. 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. 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.
- a. If such a permission is included then the council may include conditions
- as to where the holder of the street trading consent may trade by virtue of the permission; and
 - as to the times between which or periods for which he may so trade.
12. Representatives from the Parks and Markets Teams will be in attendance to answer any questions or provide further detail where required.

RECOMMENDED The committee is asked to determine the applications.

LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985
Background papers

Contact Officer: Ms A Holman, Senior Licensing Officer

Ext: Telephone 01173 574 900

Appendices:

Appendix A Details of application and location map
Appendix B Representations

Appendix A

Location and application details:

Horfield Common, North Of Children's Play Area

Type of vehicle permitted: Van or Trailer or Cart (1.75mx2.4m approx)

Outside of trading hours vehicle kept: Offsite

To sell: Ice cream only. To exclude any such items deemed to cause offence and/or harm, such as alcohol, weapons, fireworks, vaping, tobacco, knives or legal highs.

Maximum hours: Monday to Sunday 0700 – 2000.

Location Map:



1 RP

I am writing in relation to the proposed concession site on Horfield Common opposite Tesco Golden Hill. The proposed site is very close to the community cafe currently running next to the Ardagh. It would be in direct competition with the existing cafe which sells hot and cold drinks, ice cream, sandwiches etc and is a popular and important part of the local community. I therefore object to the location of the proposed concession tender site.

If the aim is to provide a site close to a children's play area, then perhaps a site near the playground by Horfield Leisure Centre would be a welcome addition for families using the play facilities at that end of the common, rather than duplicating in the existing area.

2 RP

I would like to support the councils proposals for a cafe at Horfield Common.

I used the common and the facilities in the area and feel this is the best location for a cafe in respect to existing facilities.

3 RP

I've heard there are plans to licence a second food seller on Horfield Common.

I don't approve of this because there is already a food seller run by the Ardagh and of great benefit to the staff and park users.

I see no sense in introducing a competitor to them in the same small park.

4 RP

Fantastic, just what the play area needs, a cafe and also toilet facilities next to it, gets my support.

5 RP

I believe the proposed cafe would be a great idea as it would be easy to access and allow parents to supervise children in the play area.

6 RP

I am writing to convey my objections to the plan to set up a Concessions Tender Site for Horfield common.

The very possibility of a cafe area has been shown by the community-supported 'Cafe on the Common', before which the council had no interest, claiming no demand, for facilities on Horfield common. The Cafe on the Common and associated activities appear to be thriving, improving the ambience of the common, but I very much doubt that it is a significant revenue stream. That is not the point.

A competing, or replacement cafe would threaten to undermine the Cafe on the Common, and destroy the facility we have.

Given the community-supported facility, this is not the place for a commercial outlet, and I doubt it would ease the Park's department's budget problems. The Cafe on the Common forms a hub for other 'Park Wardening' activities which would not be supported by a commercial outlet, and which have a positive impact on the Parks department budget.

Therefore I think that there is likely no advantage, and significant potential loss in setting up a Concessions Tender .

I have proposed alternative revenue raising and cost saving ideas in my response to last year's Consultation since I know the pressure that the Parks dept. is under, but I hope that we can minimise cuts to those aspects which cannot be replaced when times improve.

7 RP

Not sure if any progress has been made on the situation of the car clamping scheme for Horfield Common. The problem highlighted below has 'moved on' for the moment. However, I have witnessed recently examples of builders parking their vehicles on the common whilst working on a house at the weekend in Abbots Way. This Saturday will be interesting since if there is a repeat then the Rovers home fans will naturally think it is ok to do the same. Once the ground becomes soft the borders of the common will be ruined.

A second objection is the proposal to place a Café by the children's playground adjacent to Tesco. I would like to formally object to this through this email. It appears the council struggle to enforce parking restrictions, regularly cut the grass, clear the drains and provide decent bins for general and dog waste, yet they can find time to offer a facility that is quite frankly unnecessary and inappropriate. There is the voluntarily run very successful Ardagh café only yards away and of course Costa inside Tesco's as well as the Care Home Horfield Lodge café being open to the public. I would be interested to know if this proposal is a fixed or mobile structure. Either way it will not only cause more litter but also more traffic problems with parked cars on an already busy junction.

I wish the council would take in the big picture when making such proposals and consider the needs and wishes of its citizens rather than the needs of its own bank balance.

8 RP

We support building a Council cafe on the common. More choice.

9 RP

We support your cafe on the common.

10 RP

I would like to add my objection to the application for a concession tender site on Horfield Common near the children's play area on the following grounds that it undermines existing community business, duplicates existing provision without adding to the area. This should not be allowed to happen.

xxxx The existing facilities are well used but not at capacity, particularly given the recent expansion of space with purpose built meeting space. They are part of a

long struggle by local residents and volunteers to create a valuable local space, made possible by lots of volunteers. A council concession here would essential support a free-rider to this hard won community investment, and probably undermine both businesses as I doubt the space could bear two spaces in such close proximity (three if you count Costa in Tesco), and be of serious detriment to this community business.

11 RP

I would like to register my objection to Bristol City Council's proposal to install a competitor provision to the existing Cafe on the Common that already exists on Horfield Common.

The Cafe on the Common is already a successful, well supported, community run facility which brings far more than just an affordable cafe to our community. From this space many events are run and organised and it is a hub for families, dog walkers and the elderly to meet and participate in our very special community.

Another cafe facility very near the Cafe on the Common will not only undermine this valuable, existing resource but could also be a complete waste of tax payers money because there is also a Costa Coffee in the Tesco's at Golden Hill that people can access if they choose (only about 100m away from the proposed new site.)

I fully support the Friends of Horfield Common's suggestion of an alternative location nearer Horfield Sports Centre play area that would increase facilities for local people and park users at that end of the common.

I feel very strongly about this issue because I have lived in Horfield for 15 years now and I have seen the Cafe on the Common grow into something that is of great value to our community and treasured facility by the many different people that use it.

I really hope that the council sees sense and reconsiders their proposal.

12 RP

I would like to object as strongly as I can without actually physically exploding to the proposal to issue a license for a food / cafe concession on Horfield Common near to the playground off Kellaway Avenue.

You will by now be aware that this would be less than 100m away from an excellent, thriving community cafe set up, maintained and run by volunteers over the last couple of years. You will also by now be aware that the viability and growth of the community cafe is integral to the wider plans of the Ardagh Community Trust and Friends of Horfield Common - to move the running of the Ardagh into community ownership. This would be the culmination of many years hard work by an amazing team of local community volunteers. They have created an amazing, vibrant and growing community resource - enjoyed by local people of all ages - pretty much under their own steam.

The idea of issuing a license in an area made thriving by community efforts is an unnecessary and unwanted kick in the teeth for all those (and there are very many) who have been working away to create something positive for the community. I imagine that this is just an oversight from your team and the result of

a lack of joined up thinking and awareness among the relevant parts of the council.

Please can you confirm receipt of this objection. Please also inform me when this comes to licensing committee (unless you have the good sense to remove the proposal). It really is an outrageously bad idea on every level and will create a big load of objection and trouble until it is withdrawn.

13 RP

I support the plan for a cafe at the top of the common.

14 RP

I just found out that you are proposing to install a food station right next to the community cafe at Horfield Common. This is a crazy idea as there is a costa coffee just over the road at Tesco and there is the Ardagh community cafe just nearby.

You would be undermining the Ardagh cafe and its community and also putting yourself into direct competition with Costa Coffee.

Why not have it at the other part of the common which is near the leisure centre.

15 RP

Please reconsider where you site this new provision.

The community group have worked hard at Ardagh and a duplicate is not necessary so nearby.

16 RP

I wish to register my objection to the proposal of a competitor cafe on Horfield Common, near the 'Cafe on The Common' at The Ardagh.

The Cafe On The Common is a wonderful community cafe facility located on Horfield Common in The Adrgah. It continues to prove itself as a popular, vibrant and extremely friendly community cafe environment, which also provides many opportunities to help the local community, such as 'repair cafes' and events throughout the time it is open. It is a facility enjoyed by many.

They have tried so hard to work with yourselves at the council to enable them to expand and develop existing land within The Ardagh to be able to provide a year long community cafe facility, with purpose built premises to enable them to open in all weather. However they have struggled to get the suuport from yourselves to do this. Now you want to stab them in the back by opening a competitor, rather than support a perfectly ample community cafe that is well established, popular and vital for the community.

A lot of people are unhappy at your desicion, and your proposed competitor cafe will not prove popular with the many loyal customers of The Cafe on The Common, run by xxxx the many dedicated individuals who volunteer their time to put so much into it. Us loyal customers would certainly boycott your competitor.

17 RP

Great new location for a new cafe on Horfield Common.

18 RP

I object to this proposal because it will provide direct competition for the Café on the Common, established by volunteers in 2015, to provide a local facility on the common.

I believe that provision at the alternative location, near the play area at the other end of the common (near TA center) would extend facilities for local people and park users as there isn't anything there at all.

19 RP

I fully support the idea of a proper cafe by the play area. It will be far more convenient than the existing cafe.

20 RP

Having recently found out about the proposal by the council to establish a cafe next to the play area opposite Tesco Golden Hill.

We would like to support this excellent idea as we have noted the busy activity in the park during recent years and feel this would be an excellent idea for the local Community.

21 RP

I wish to register my objection to the proposal of a competitor cafe on Horfield Common, near the 'Cafe on The Common' at The Ardagh.

The Cafe On The Common is a wonderful community cafe facility located on Horfield Common in The Adrgah. It continues to prove itself as a popular, vibrant and extremely friendly community cafe environment, which also provides many opportunities to help the local community, such as 'repair cafes' and events throughout the time it is open. It is a facility enjoyed by many.

They have tried so hard to work with yourselves at the council to enable them to expand and develop existing land within The Ardagh to be able to provide a year long community cafe facility, with purpose built premises to enable them to open in all weather. However they have struggled to get the support from yourselves to do this. Now you want to stab them in the back by opening a competitor, rather than support a perfectly ample community cafe that is well established, popular and vital for the community.

A lot of people are unhappy at your decision, and your proposed competitor cafe will not prove popular with the many loyal customers of The Cafe on The Common, run by xxxxxx and the many dedicated individuals who volunteer their time to put so much into it. Us loyal customers would certainly boycott your competitor.

22 RP

I am writing to express that I do not support the proposal for an additional cafe on Horfield Common.

I think it will threaten the viability of the community cafe already in existence, as I doubt there is sufficient demand to support both.

The community cafe is a wonderful local asset and those involved ought to be congratulated for its success and supported to continue their good work.

23 RP

I have just found out the council is proposing to put a catering facility near each of the children's playgrounds. I fully support such a facility at the playground near Horfield Sports Centre

However, I object strongly to the proposed facility by The Ardagh. This would be a complete waste of council money as it is not required and is unlikely to yield any profit as there is already an established café at The Ardagh. The café is the centre of the community here and was set up with much hard work by xxxxxx. The café is a great example of a community led project, it has greatly enhanced people's experience of using the common. It is friendly, pleasant, has outdoor and indoor seating and is a real hub, from dog walkers to families. I would think this is the very initiative that the council should be endorsing not trying to compete with or undercut. I think the proposal is insulting to the community.

24 RP

I would like to register my objection to the proposal put forward to install a cafe / facility near the children's play area on Horfield Common just over the road from the Golden Hill Tesco.

I would suggest that this site would present a significant health and safety risk to the potential customers of this provision. Being so close to the busy Kellaway Road and right next to the road that leads to the garages would increase the chance of potential accident and injury. Wherever a provision was installed in that particular spot would create an unnecessary blind spot for pedestrians. As it is so close to the playground it is highly likely that some of these pedestrians may well be small children who might be oblivious to the dangers of potential oncoming vehicles.

If there were to be any sort of queue for this facility is it likely that this could spill over onto the road and cause an obstruction?

Along with these health and safety concerns there is an already existing cafe provision on the common that is run by local volunteers and continues to provide a great focal point hub for community events and cohesion. The proposal to put an alternative site so close to an existing one seems contrary to any possibility of this new provision being economically viable.

The Ardagh Community and Friends of Horfield Common have proposed an alternative site that is near the other children's play area situated in front of the Horfield swimming pool. This seems to be a much more sensible suggestion as it would provide a good focal point for that part of the common. It could service all the users of the playground and catch good footfall from people coming out of the sports centre and those walking towards Southmead Hospital. The provision could be placed further away from any busy roads and pose less of a health and safety risk for pedestrians.

I hope that you are able to reconsider the current proposal and increase the provision for the whole of the Common and the local community by adopting the alternative option.

25 RP

I am a local resident (xxxxxx) who uses Horfield common regularly for walking, playing, picnics.

I heard the recent local radio segment and would like to suggest that the proposed concessions tender site is moved to the other site suggested by the friends of Horfield common (near the other play area).

Their suggestion and reasons sounded sensible and well thought out. I think that a concessions stand in the place currently suggested by BCC would be in direct competition to the volunteer cafe. The current cafe is a wonderful addition to the local community, creating a space for local people of all ages to meet and interact. It would be shame to threaten this.

In addition, I believe that a stand there might very well struggle to make much money as people involved in the local community would all go to the volunteer cafe for their drinks, snacks and ice creams.

I hope that BCC reconsider this proposal.

26 RP

I am emailing to object in the strongest possible terms to the current proposal detailed in the subject line above to issue a street trading licence for an ice-cream vendor at this site on Horfield Common.

Friends of Horfield Common is a community parks group which is open for membership to all local people who share an interest in the park. FoHC currently has approximately 1100 members.

FoHC objects to the location being proposed for this additional provision as we do not believe that it is suitable; however, we propose an alternative location on the common which we believe would be suitable.

FoHC's objection to this specific location is for a number of reasons:

1. This proposed concession will undermine the existing community run business, the Cafe on the Common which is located less than 100m from this location. The Cafe on the Common sells ice-creams which would mean this was in direct competition to the existing provision. There is already a supermarket less than 50m away from the proposed location, which provides choice for people using the park if they do not want to purchase refreshments from the existing cafe. There is no need for this provision & going ahead with this will undermine a currently sustainable community business which is unacceptable.

2. The existing cafe is a community business which supports a wide range of volunteering activities in the park, which in turn support BCC to look after the park for the benefit of all users. This application is undermining of this activity which provides significant benefit to local people and the local environment. We additionally object to it for these reasons.

3. Locating any provision on the grass/common itself is not appropriate. It is not acceptable for a vehicle to park on the grass/common itself - this will cause

damage to the common. We understood that this was not allowed under the byelaws for the common? If the alternative location suggested below is acceptable to BCC (Horfield Common/Bishopsthorpe Rd instead of this location, which we believe is unsuitable) the vehicle should not need to drive on the common itself to get to a site/pitch - it should be located at the roadside. Any moving vehicles next to children's play areas are potentially dangerous, as well as causing damage to the grass - particularly if returning to the same spot over & over again.

4. It is not acceptable to have a diesel-powered vehicle located next to a children's play area. Can BCC confirm that wherever a site is agreed for an ice-cream (or any other) vendor, this will have a permanent electricity supply installed to power it?

5. We do not believe that this location is suitable, or acceptable for an additional catering provision of any sort on Horfield Common, but we do think that the location at the top end of the common (Horfield Common/Bishopsthorpe Road) would benefit from a provision of this sort & that this would support increased facilities for local people and park users rather than duplicating existing provision which is what we believe that the current proposal will do (to both traders' detriment).

Please see the attached for the location on Horfield Common that Friends of Horfield Common suggest would be more suitable & would support a licence being issued for. Locating a new provision here will provide a service to park users, and also the increased numbers of people who walk across the common at this point to travel to Southmead Hospital for work/visits daily. Community Infrastructure Levy funding has just been agreed at a meeting of Area Committee 2 which will fix a longstanding issue with the ground surface of the children's play area - meaning that it will be suitable for use year-round - which additionally will mean a significant increase in the footfall past this site.

Please note re: the above that we believe any new trader should be located on the roadside - not on the grass or the common itself. It is essential that a service point is installed to support the provision of a new trading location - as above - we do not support any proposal which would lead to a diesel vehicle running an engine next to a children's play area in any area of the city.

As an aside, can BCC licensing confirm whether village green legislation impacts on the sites on which vehicles can be parked? Most of the common is registered as village green & one of our members has asked if it is allowable under that legislation for vehicles to actually park on the common itself? It would be interesting to be able to feedback on this point if licensing are able to confirm?

27 RP

I live on the border of Horfield Common and feel it provides a valuable recreational space within the area which includes a Cafe on the Common next to the Centre which is run by volunteers.

It has been drawn to my attention that the Council are proposing to install another cafe close to the Cafe on the Common.

It seems utter madness to put two cafes in close proximity to one another putting one in competition with the other. Surely it would be far more sensible to install another cafe at the other end of the Common close to the play area rather than duplicating what already exists.

28 RP

I understand that the council is considering a license for a food and drinks kiosk on Horfield Common, close to the Kellaway Avenue Playground area and I am writing to express my concern about this. There is already a community-run cafe at the Aardagh which is enjoyed by many local people and which directly benefits the area. I don't feel that allowing a commercial competitor to set up so near to this is in the best interest of our community and I wish you to reconsider.

29 RP

I am in favour of a new concession on Horfield Common at the site proposed by the local council as it will provide an alternative to the food items offered at the Cafe on the common as it only provides a limited menu. It will make no difference to the few volunteers at the cafe who do the gardens and look after the common as all of the staff in the actual cafe are paid.

30 RP

I was astonished to read that you may be thinking of offering a catering concession on Horfield Common adjacent to the play area. As you will be aware this will compete with a much-loved community cafe which is located at The Ardagh approximately 100 metres away.

As a Trustee of the Ardagh Community Trust I am very aware of the vital role that the community cafe will play in ensuring the viability of the community asset transfer of the Ardagh to the community. I am confused by the contradictory signals BBC sends out to the public. On the one hand: 'Please get involved in community activities', 'please pick the litter up from the common', 'please take nonviable assets off our hands through CATs etc'. On the other hand: 'we will encourage another business to set up within 100 m or so of your community cafe' with the likely outcome that neither will be viable.

There would appear to be a much more suitable location for this new concession, at the north eastern end of the common near the other play area, opposite Horfield Leisure Centre. This would enhance visitor experiences at this end of the common.

I trust that this location of this concession will be reconsidered.

31 RP

I am writing to strongly object to your proposal to install another new cafe on Horfield Common.

I am a local resident (xxxxxx) who uses the present community cafe regularly and can't believe you could think that setting up a competitor provision is in any way a good idea.

Our local facility is very popular and a whole lot of effort has gone into setting it up and running events for the community.

Why don't you spend your time and resources helping us with the cafe we already have set up rather than wasting energy setting up a competitor site which is in no way needed or wanted!...

I also object strongly to the position of the site that you are proposing to put any kind of tender, as it would clearly block parents view of their children playing in the park and create a massive Health and Safety issue.

This road through the common is also used by cars and large trucks which despite the speed bumps thunder down there which park users already find dangerous and annoying. Siting a cafe right alongside this cafe would only create further dangerous scenarios.

I would ask that you please rethink your proposal which is unnecessary and a complete waste of resources which could be used elsewhere.

32 RP

This is the most inappropriate & ill thought out proposal. There is already a very successful cafe on the common, run by volunteers, providing hot & cold drinks, snacks including wraps & toasties & ice creams. It has indoor & outside seating & is situated close to the toilets.

Allowing another site to establish close to the children's play park would not only be in direct competition but also:

a) be an eyesore (I overlook the play park & do not wish to see anything erected by my boundary)

b) is a potential hazard with the road running alongside the park I witness enough 'Close calls' with children excitedly running to the playground , how many more if they can see an ice cream vendor!

c) the small road which is access to my drive is already used as a parking zone sometimes making it difficult to access my home & adding a concession of this nature is likely to make this worse.

I totally object to this proposal & would suggest if the council really think a concession is necessary it should be considered for the children's play park adjacent to Horfield Sports Centre where there are currently no facilities for children or parents/ guardians to obtain refreshments.

33 RP

I have recently been made aware of the notice for the above planning application. I am dismayed that the council are even considering the provision of street trading for food in a location surrounded by housing, close to a play area for children and a primary and secondary school.

In my view this is not only the wrong type of provision for an area that is ostensibly designed to improve the health and well being of people through exercise.

Exercise using the playground, exercise using the green space for children and adults to play football and other games, exercise walking the dog or playing basketball. Putting a street vendor facility in the park will almost certainly provide fast food i.e. Bacon rolls, sausage rolls, burgers, chips, cakes, and sugary drinks and snacks. We already have a serious issue with obesity (particularly with young children) so why are the council (supposedly responsible representatives of the population) encouraging people to eat the wrong food, in the wrong place, in the wrong way.

In addition I am concerned that this issue hasn't been raised at a public meeting with local residents who will certainly feel the impact through increased traffic, parking, litter and noxious smells.

I would ask that the council officers and councillors xxxxxx and xxxxxx give this further consideration and think through the implications for young children and adults. There is no doubt in my mind that children passing through the park in the morning, at lunch time and at tea time will be tempted to consume the wrong food. Please don't put this temptation in their way.

34 RP

I have just been made aware of a planning proposal for a cafe to be situated adjacent to the Children's Park on Horfield Common BS6. As a resident ***** I am dismayed that no information has been forthcoming. There is very little evidence of the plans. Surely the council has a duty to inform local residents. Maps and proposals are situated well away from the intended location. These are also very vague.

I list my objections:

- (1) There is a non profit cafe less than 100m away. This is close to toilet facilities.
- (2) The noise pollution is already sometimes intolerable. This may well add to the aggravation.
- (3) The play area is quite often dangerously overcrowded. This may well perpetuate the situation. For example more children dashing across highways. Not to mention more children and sometimes adults urinating in the open!

So in my opinion I believe it to totally inappropriate. I would even go so far as to suggest the Children's Park would be better located in the centre of the common close to the facilities that already exist at the Ardagh.

35 RP

I do not know if this is the correct email address to give a response to a planning idea, so I am just trying. Like everyone else round here (I live in *****) I was appalled to hear that there is a proposal for another Cafe near the existing one. The present one is used really frequently, and even more so since the new hard path has been laid. It is intended to move it indoors to the Ardagh fairly soon, once the money and permissions have been gained. It provides a very good focus point for dog walkers, walkers and runners, local people and parents of children who go to the playground. It also encourages more community feeling. I believe that there has been a suggestion for another, more distant, Cafe further away on the Common, this might make more sense. I am really hoping that this plan for another Cafe near the existing one is dropped.

36 RP

I wish to object to the proposed development on Horfield common "Concession Tender Site" as follows. There is no need for another cafe on the common as there is already one there! So this would be unnecessary development on a green space. It could also be detrimental to the already successful community café. Why not support the existing community cafe instead, that would seem to me to a much more sensible use of resources. The people running this have gone to a lot of trouble to build this into a valuable community resource, it has recently gained an inside covered area, why jeopardise this? The council should be supporting these sort of local initiatives not competing with them.

I would like to register my objection to the proposal for a food and drink concession on Horfield Common. There is an existing community run Cafe which is very popular and would be severely hit if a competitor was allowed to open. The current cafe meets the needs of the community and is part of the ongoing resident support for this popular open space in Horfield and Bishopston. Any consideration to effectively 'close down' the community cafe by the council would be an obvious attack on encouraging volunteers to care about their Parks and locality. I'm sure there would be very little benefit to the council to loose all this local goodwill for the sake of a very small income that would arise from a new concession. I hope you will realise the strength of feeling in the community from all the objections you have received and will think again about any perceived benefit.