

**PAVEMENT LICENCE OBJECTIONS ASSOCIATED WITH CHARLIE'S
COFFEE COMPANY, BURLEIGH STEET, CAMBRIDGE**

To: **Cambridge City Joint Area Committee**

Meeting Date: **18th November 2014**

From: **Executive Director: Economy, Transport &
Environment**

*Electoral
division(s):* **Market**

Forward Plan ref: **N/A** *Key decision:* **No**

Purpose: **To determine objections received to the pavement
Licence application associated with Charlie's Coffee
Company, Burleigh Street, Cambridge**

Recommendation: **a) Approve and issue a Pavement Licence for the
proposal, as amended following the statutory
consultation;
b) Inform the objectors accordingly.**

<i>Officer contact:</i>	
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1. BACKGROUND

- 1.1 Charlie's Coffee Company is located in Burleigh Street on the south eastern corner of its junction with Adam and Eve Street (**appendix 1**).
- 1.2 The owner submitted an application for 3 large tables each with 4 chairs to be placed on the public highway along the north eastern frontage.

2. PAVEMENT LICENCE PROCESS

- 2.1 The Pavement Licence procedure is a statutory consultation process that requires the Highway Authority to advertise, on-street, a public notice stating the proposal. The notice invites the public to comment on the proposals in writing within a twenty eight day notice period.
- 2.2 The Pavement Licence was advertised on-street on 11th September 2014. The statutory consultation period ran from 11th September – 9th October 2014.
- 2.3 The statutory consultation resulted in 7 responses comprising of 1 objection and 6 raising concerns. Although Adam and Eve Street and Burleigh Street are subject to a prohibition of driving Order, this is contravened by vehicles 'rat-running' to East Street. The responders were concerned that the remaining footway width, once tables and chairs were in place, for pedestrians would not be sufficient and they would be forced to walk in the trafficked area.
- 2.4 Following the end of the statutory consultation period the concerns were discussed with the owner and it was agreed that the proposal would be reduced to comprise of 3 small tables each with 2 chairs which would protrude no more than 800mm from the front of the premise (**appendix 2**). This will leave an available footway width of 1.6 metres, which is adequate for mobility aids and buggies.
- 2.5 The County Council has also been advised that Cambridge City Council have secured funding for an Environmental Improvement Project to install a lockable bollard at the junction of Adam and Eve Street and Burleigh Street to prevent 'rat-running'. Subject to the outcome of the statutory approval process, the bollard would be installed by the end of the 2014/15 financial year. Should this project be completed, the result would address the objection and concerns raised during this consultation.
- 2.6 The respondents were informed of this and asked to respond if they wished their concerns to stand. Two of the seven respondents stated that their concerns still stood (**appendix 3**).
- 2.8 On the basis of this analysis, it is recommended that a pavement licence is issued for 3 tables and 6 chairs to protrude no more than 800mm from the front of the premise.

3. ALIGNMENT WITH CORPORATE PRIORITIES

Developing the local economy for the benefit of all

A Pavement licence will enable the business to make the best use of their location and attract customers.

Helping people live healthy and independent lives

There are no significant implications for this priority.

Supporting and protecting vulnerable people

There are no significant implications for this priority.

SIGNIFICANT IMPLICATIONS

Resource Implications

There are no significant implications within this category.

Statutory, Risk and Legal Implications

The statutory process for this Pavement Licence has been followed. Should the objections not be determined by this Committee, it may be necessary to hold a public enquiry.

Equality and Diversity Implications

There are no significant implications within this category.

Engagement and Consultation Implications

The statutory consultees have been consulted – the County Councillors, Police, City Council Environmental Health and Planning services. In addition the ambulance and fire service and City Councillors have been consulted.

A notice was displayed on-street, outside the premise.

Localism and Local Member Involvement

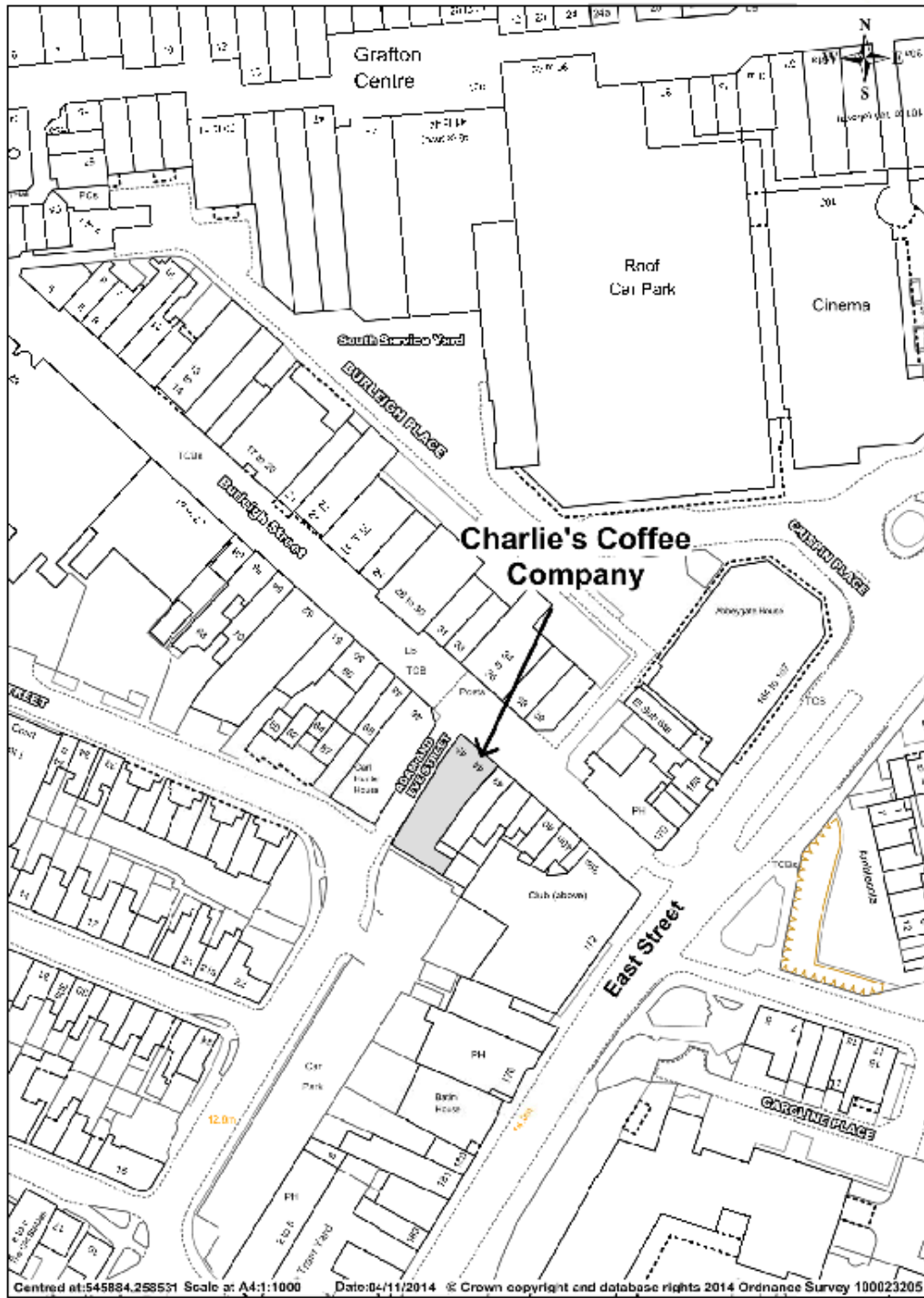
The local members were consulted and County Councillor Cearns and City Councillor Ratcliffe support the amended proposal, for the smaller table size and reduced number of chairs. City Councillor Tim Bick will only support the proposal once the lockable bollard is in place.

Public Health Implications

The South Cambridgeshire District Council Environmental Health team have been consulted and have no concerns.

Source Documents	Location
Consultation responses	Room:209 Shire Hall Castle Hill Cambridge CB3 0AP

Appendix 1



Appendix 2



Approximate area
for Tables and Chairs

Appendix 3 – RESPONSES RECEIVED

No.	RESPONSE RECEIVED	OFFICER RESPONSE
1.	Until Adam and Eve Street has the lockable barrier installed it is not safe for the area concerned to be used and the area should remain public highway.	<p>The Department for Transport's Inclusive Mobility guidelines state that the absolute minimum footway width where there is an obstacle should be 1,000mm and that the maximum length of obstruction should be 6 metres. The applicant has left a width of 1,150mm on the flat section, which is adequate for mobility aids and buggies, and a total width of 1,620mm.</p> <p>The footway is also protected from the trafficked area by metal bollards.</p>
2.	At present the proposal would be unsafe given the extent that Adam and Eve Street is used as a 'rat-run'. The footway is too narrow and much too close to a busy route for traffic.	As above.