

Cambridgeshire County Council Record of Decision

Decision taken by an officer of the Council

Title of decision	Don Pasquale, 12 Market Hill, Cambridge Renewal application to place tables and chairs on the public highway
Date decision taken	27 th October 2016
Decision maker	Richard Lumley Head of Highways Councillor Edward Cearn
Details of decision taken	Decision to grant the renewal of Tables and Chairs licence to Don Pasquale, Market Hill.
Reasons for taking decision	<p>In recent years a significant amount of work has gone into reaching a compromise that all parties are content with regarding Don Pasquale.</p> <p>The layout of the table and chair area is such that it provides a buffer zone between the edge of the kerb and the carriageway.</p> <p>This is a renewal and during the life of the previous licence no complaints or concerns have been raised with the County Council, including adjacent properties, disability groups.</p> <p>Therefore it has been agreed to renew the licence for the Don Pasquale, Cambridge.</p>
Options considered	<p>Licence issued since 28th October 2015– no complaints received by CCC since last licence was issued.</p> <p>Two objections received in response to the consultation on licence application:</p> <ol style="list-style-type: none"> 1. Please refuse this application. The seating proposed is on a very busy piece of the pedestrianised centre. The restaurant has had legal action threatened by the local organisation supporting visually impaired people. The restaurant often increases its boundary to fit more tables in. It is totally the wrong location to have street tables and chairs. 2. I would point out that Don Pasquale is currently using more space than is shown on the application. In addition I wish to object to some elements of the proposal to allow the Don Pasquale restaurant to have

	<p>tables, chairs, sunshades, and service equipment on the pavement as per the proposal shown on a lamppost at the end of Rose Crescent. on Market Street. The area spreads too far towards Market Street. While the screens may be no much less than 500mm from the Market Street kerb, the supporting stands project to within a few millimetres of the kerb edge. The full width of the pavement up to Market Hill should be retained for pedestrian sole use. pavements should, wherever possible allow adults to pass (or walk alongside) mobility chairs. The Market Square area normally has many pedestrians and it seems egregious to state that the pavement past Don Pasquale should be 1.8 metres instead of pavements' normal width of 2 metres. Consequently a key point for the community at large is "How will Don Pasquale's space usage be monitored for conformance with whatever the establishment is licensed to use?" Additional screens along the Market Hill pavement that delineates the area to be used seems to be a sensible requirement. On Tuesday, 6th September, the area of Market Hill that was occupied by Don Pasquale did not conform to the notice plan, which stated that the boundary of the restaurant area would be bounded by the kerb line. The screens were positioned at least 2 feet (610 mm) into Market Hill.</p> <p>However, my view is that the Market Hill roadway was still of an acceptable width.</p>
Details of any conflict of interests declared	None
Details of any disclosable pecuniary interest or non-statutory disclosable interest declared	None

Signature of decision maker (if appropriate):

Date:27-10-2016