

(Report of the Licensing Supervisor, Samantha Potts 7364)

**Applicant – Sandra Ormerod**

**Application – Street Trading**

**Location – Corner of Preston Street and Stone Street, Faversham**

Proposed locations	Days	Proposed Hours	Agreed Location/Hours
Corner of Preston Street and Stone Street, around the raised flower bed.	Monday, Tuesday, Thursday, Friday and Saturday	08.30 – 17.30	

## Background

This is an application for an annual Street Trading Consent. Mrs Ormerod has applied (retrospectively) to place stalls around the raised flower bed at the top of Preston Street which is adjacent to her shop on the corner of Preston Street and Stone Street.

The stalls will be an extension of the charity shop and sell a mixture of items such as second hand clothes, furniture and bric-a-brac.

Under Street Trading legislation the shop can have stalls **directly** outside (butting up to the premises) without the need for a licence, providing that there is no objection from Kent Highways.

Currently there are stalls along Preston Street and Stone Street placed there under this exemption but it is our understanding the Kent Highways have issues (in respect of causing an obstruction) with the ones on Stone Street. Highways will be dealing with this separately, for clarity this application relates to the placing of stalls around the raised flower bed only.

## Consultation

We have consulted with Kent Police, Kent Fire & Rescue, Environmental Teams, Planning, KCC Highways, and The Highways Agency, and relevant Ward Councillors (3).

Relevant representations were received from two Councillors, The Environmental Protection Manager, The Faversham Market Manager and Faversham Town Council. Negative comments were also received from other members of the public but as they did not come via an authorised consultee they cannot be included in this report.

## Conclusion/Recommendation

- Mrs Ormerod has applied to trade on the street in Swale, she has proposed the area around the raised flower bed at the top of Preston Street, Faversham.
- Two Councillors, Environmental Protection, The Market Manager and the Town Council have objected.
- Councillors must decide if the proposed location is suitable and if so whether a Street Trader Licence can be granted.
- Standard conditions will be automatically applied in addition to any that members might agree at the hearing, for information the standard conditions are attached.

## Supporting Documents

Application form and plan  
Comments received.  
Standard Conditions



Swale  
Application for a street trading licence  
Local Government (Miscellaneous Provisions) Act  
1982

For help contact  
[licensing@swale.gov.uk](mailto:licensing@swale.gov.uk)  
Telephone: 1795417364

\* required information

Section 1 of 11

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference  This is the unique reference for this application generated by the system.

Your reference  You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?  
 Yes       No  
 Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

\* First name

\* Family name

\* E-mail

Main telephone number

Other telephone number

Include country code.

Indicate here if you would prefer not to be contacted by telephone

Are you:

Applying as a business or organisation, including as a sole trader  
 Applying as an individual  
 A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

\* Is your business registered in the UK with Companies House?  
 Yes       No

\* Registration number

\* Business name

\* VAT number

\* Legal status

If your business is registered, use its registered name.  
Put "none" if you are not registered for VAT.

Continued from previous page...

\* Your position in the business

Home country

The country where the headquarters of your business is located.

**Registered Address**

Address registered with Companies House.

\* Building number or name

\* Street

District

\* City or town

County or administrative area

\* Postcode

\* Country

**Section 2 of 11**

**FURTHER DETAILS ABOUT THE APPLICANT**

Former name(s)

If currently or previously known by any other name(s), you must record them here.

**Home Address**

Is the address the same as (or similar to) the address given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes  No

\* Building number or name

\* Street

District

\* City or town

County or administrative area

\* Postcode

\* Country

**Further Details**

\* Date of birth

\* Place of birth

National Insurance number

**Section 3 of 11**

**DIRECTORS, PARTNERS, OWNERS AND MANAGERS**

**Continued from previous page...**

You must provide details of all COMPANY DIRECTORS and the SECRETARY (if the applicant is a company), all PARTNERS (if it is a partnership), OFFICE BEARERS (if it is a club or association), all OWNERS of the business or premises and all MANAGERS of the business or organisation, including day-to-day MANAGERS OF THE PREMISES. Check for local guidance notes and conditions which may clarify exact requirements.

\* Are there any such people for whom you need to provide details?

Yes  No

**Provide The Following Details About Each One Of Them**

\* Position  E.g. director, partner, day-to-day manager.

**Full Name**

\* First name

\* Family name

\* Former name(s)  If currently or previously known by any other name(s), you must record them here.

**Home Address**

\* Building number or name

\* Street

District

\* City or town

County or administrative area

Postcode

\* Country

**Contact Details**

E-mail

\* Telephone number

Other telephone number

**Further Details**

\* Date of birth  dd  mm  yyyy

\* Place of birth

**Provide The Following Details About Each One Of Them**

\* Position  E.g. director, partner, day-to-day manager.

Continued from previous page...

\* Trading name

**What You Want To Trade**

\* List all the goods and services you want to offer for sale

Bric-A-Brac,  
Household Furniture,  
Books,  
Clothes,  
Toys  
Video/CDs  
Records

\* Does this include selling food or drink?

Yes  No

\* Where will goods be stored when not on sale?

Goods will be stored internally within the premises when not on sale.

**When You Want To Trade**

Proposed trading times for each day of the week (if applicable)

\* Day or days   
\* From   
\* To

**Where You Want To Trade**

\* Type of trading

Mobile  
 Stationary

\* Street(s) / location(s) where you wish to trade

Corner of Preston Street and Stone Street, Faversham.

**Section 6 of 11**

**DETAILS OF VEHICLE, STALL AND/OR CONTAINER**

\* Will you be using a vehicle in connection with your work as a trader?

Yes  No

\* Description of unit from which you intend to trade, including dimensions

No unit necessary

ROAD

Table  
3  
&  
4

FLOWER BED

CLOTHING  
FURNITURE

TABLE 1

TABLE 2

Pedestrian Footpath

YOUR COMMUNITY SHOP FAVERSHAM

## Samantha Potts

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**From:** Cllr Cosgrove  
**Sent:** 21 June 2013 13:44  
**To:** Samantha Potts; anita walker  
**Subject:** RE: Street Trading application  
**Importance:** High

Dear Samantha

thank you for this. Please can you ensure that my formal objection is put before the committee

"As an adjoining ward member I object to this application on the grounds that

1 It creates a precedent in one of the main street pavement areas

2 The merchandise already on display is set out in a manner that impedes the pavement and obstructs passers by because it is on a main thoroughfare route

3 The shop itself is situated by a public seating area and a junction box thus further display would create more obstruction

4 The shop is located at the main junction entry to Preston Street and thus the visual impression created is unsightly

I am given to understand that the shop in question trades as a charity and I would seek confirmation of this and its rateable criteria.

Cllr Mike Cosgrove St Anne's Ward"

thanks

Mike

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**Subject:** Street Trading application  
**Date:** Wed, 19 Jun 2013 11:11:19 +0100  
**From:** SamanthaPotts@swale.gov.uk  
**To:** anitajwalker@yahoo.co.uk; mike\_cos@hotmail.com

Dear Cllr's

I am writing to advise you that the application for 'Your Community Shop' at the top of Preston Street, Faversham will be considered by the Licensing Sub Committee on Tuesday 16<sup>th</sup> July at 10am at Swale House, the applicant has been notified. You are both welcome to attend and as consultees address the panel with any concerns. A full Committee report will be dispatched w/c 8<sup>th</sup> July.

Kind Regards

**Samantha Potts | Licensing Supervisor  
Regulatory Services**

25/06/2013

## Clare Thornby

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**From:** John Coulter  
**Sent:** 03 July 2013 15:09  
**To:** Clare Thornby  
**Subject:** RE: Notification Letter Stone Street/Preston Street

Dear Ms Thornby,

Thanks. I feel that that this application for a street trading licence at the corner of Preston Street and Stone Street, Faversham, should be rejected.

This is quite a restricted space and with quite a lot of traffic, including buses and lorries, swinging around the corner.

People are already grumbling about the pavement displays of goods from the licence applicant's shop, on which there presumably is or will be some enforcement action. The corner looks very tatty with these displays and pedestrians are hindered by the obstacles and sometimes have to step out into the road.

Yours etc  
John Coulter (St Ann's Ward)

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**From:** Clare Thornby  
**Sent:** Thu 06/06/2013 16:21  
**To:** 'Tim HILL PS 9055'; 'maidstone.firesafety@kent.fire-uk.org'; David Ledger; Sharon Honey; Planning Area Team – Faversham (SBC)  
**Cc:** 'bryanmulhern@btinternet.com'; 'anitajwalker@yahoo.co.uk'; John Coulter; Mike Cosgrove  
**Subject:** Notification Letter.doc

<<Notification Letter.doc>> Hello

Please find attached a notice of a new Street Traders application received today. May we have any comments by the 5 July 2013.

Kind regards  
Clare Thornby  
Licensing Assistant



## Clare Thornby

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**From:** Alister Andrews  
**Sent:** 21 June 2013 11:15  
**To:** Clare Thornby  
**Subject:** RE:

Comments have been received that the extent of the stalls, and the location means that street cleaners find it difficult to clean the street. It has also been commented that by putting the stalls etc around the planter it significantly detracts from the street scene.

Alister Andrews | Environment Response Manager | Swale Borough Council

Email: [alisterandrews@swale.gov.uk](mailto:alisterandrews@swale.gov.uk)

Call: 01795 417320

Swale House, East Street, Sittingbourne, Kent, ME10 3HT



The Government Standard

