

Public Document Pack



LICENSING SUB-COMMITTEE

Contact: Democracy@enfield.gov.uk

Wednesday, 5 April 2023 at 10.00 am
Council Chamber, Civic Centre, Silver Street,
Enfield, EN1 3XA

Direct : 020-8132-1211

Tel: 020-8379-1000

Ext: 1211

E-mail: democracy@enfield.gov.uk

Council website: www.enfield.gov.uk

Councillors : Edward Smith, Doug Taylor (Vice-Chair) and George Savva MBE

AGENDA – PART 1

1. WELCOME AND APOLOGIES FOR ABSENCE

2. DECLARATION OF INTERESTS

Members are asked to declare any disclosable pecuniary, other pecuniary or non pecuniary interests relating to items on the agenda.

3. REVIEW APPLICATION - TABLES AND CHAIRS LICENCE (Pages 1 - 36)

Review Application – Tables and Chairs Licence

4. EXCLUSION OF THE PRESS AND PUBLIC

If necessary, to consider passing a resolution under Section 100A(4) of the Local Government Act 1972 excluding the press and public from the meeting for any items of business moved to part 2 of the agenda on the grounds that they involve the likely disclosure of exempt information as defined in those paragraphs of Part 1 of Schedule 12A to the Act (as amended by the Local Government (Access to Information) (Variation) Order 2006).

(There is no part 2 agenda)

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MUNICIPAL YEAR 2022/23 REPORT NO.**COMMITTEE:**

**Licensing Sub-Committee
5 April 2023**

REPORT OF :

Principal Licensing Officer

LEGISLATION:

London Local Authorities Act 1990

Agenda - Part	Item
<p>SUBJECT: Application for a New Tables & Chairs (Street Trading) licence</p> <p>PREMISES: Eagles Hill, 49 Cannon Hill, LONDON, N14 6LH.</p> <p>WARD: Arnos Grove</p>	

1. LICENSING HISTORY:

- 1.1 The premises situated at 49 Cannon Hill has been known under various different names, such as: Meze Café Bar, Siegy Mariase, The Meze Bar, Pasticcio, Le'Kara and now the Eagles Hill. The nature of the premises has always been of a café/bar/restaurant nature.
- 1.2 On 16 November 2009, February 2019, Mr Feral Birdane was granted a street trading (tables and chairs) licence (to be referred to from now as the tables and chairs licence, under the London Local Authorities Act 1990. The application was advertised and consulted upon – no objections were received.
- 1.3 A copy of that tables and chairs licence LN/200900514 is now produced as Annex A. A summary of the licence is set out below:
 - Tables and chairs permitted to be used daily between midday and 11pm;
 - The licensed area was 3.5 m (width) x 1.5 m (depth), permitting 5 tables and 10 chairs.
- 1.4 Tables and chairs licence LN/200900514 was renewed annually until it expired on 31/03/2014, as it was not renewed by Mr Birdane.
- 1.5 Tables and chairs licence LN/20090051 was not subject to any review or prosecution action.
- 1.6 The Eagles Hill is currently licensed under the Licensing Act 2003 and has been since the licensing conversion in 2005 from the former licensing regime. Premises licence LN/201800758 was transferred to Mr Ilir Hasani as the new premises licence holder on 7 February 2023. Mr Hasani also became the named Designated Premises Supervisor (DPS) at this time.
- 1.7 Since Mr Hasani become the premises licence holder, he applied for a variation of the premises licence to permit alcohol sales (on supply) and opening to be consistent throughout the week, namely 11pm. The premises was previously closed on Mondays and closed at 10pm the remaining days - Sunday to Wednesday. Slightly reduced hours to allow drinking up time on the days to be

varied, plus conditions were sought through representation by the Licensing Authority and the Police. Those were agreed by Mr Hasani.

- 1.8 A total of 7 local councillors and residents objected to the variation application but in this instance were not deemed relevant for the variation application.
- 1.9 As a result of no outstanding valid representations, the variation application was granted on 14 March 2023. A copy of Part A of that premises licence can be seen in Appendix B.
- 1.10 A summary of Premises licence LN/201800758:
- Opening hours: 06:00 to 23:00 daily;
 - Sale of alcohol (on supply): Sunday to Wednesday 08:00 to 22:30, Thursday to Saturday 08:00 to 23:00.
- 1.11 On the plan attached to Premises licence LN/201800758, which forms part of the authorisation under the licence, the licensed area (historically) includes the outside area to the front of the premises. Therefore, it is deemed that on supply alcohol sales are permitted in any outside area (in line with the plan), subject to the additional benefit of a tables and chairs licence.
- 1.12 Conditions of the premises licence include:

Condition 7: Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises and area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.

Condition 10: Signs shall be prominently displayed on the exit doors advising customers that the premises is in a Public Space Protection Order Area (or similar) and that alcohol should not be taken out of the licensed area to be consumed in the street. These notices shall be positioned at eye level and in a location where they can be read by those leaving the premises.

Condition 11: Signs shall be prominently displayed asking people not to loiter outside the premises. These notices shall be positioned at eye level and in a location where they can be read by those standing outside the premises.

Condition 12: The premises licence holder shall ensure that the pavement from the building line to the kerb edge immediately outside the premises, including the gutter/channel at its junction with the kerb edge, is kept clean and free from litter at all material times to the satisfaction of the Licensing Authority.

- 1.13 Premises licence LN/201800758 has not been reviewed or subject to prosecution action at any time.

2 THIS APPLICATION:

- 2.1 A new tables and chairs licence application from Mr Hasani was received by the Licensing Team on 14 February 2023. A copy of the licence application is attached as Annex C.

- 2.2 The following were consulted as part of the 28-day consultation process: Planning, Environmental Crime Unit, Highways, Commercial Noise, Anti-Social Behaviour Team, Waste Services, the Police Licensing Team and the ward councillors. NB. Representations may not only be made exclusively from these identified consultees.
- 2.3 Mr Hasani was also required to provide proof of a Waste Contract and display the site notice for the duration of the 28-day consultation period, which were deemed to be satisfactory.
- 2.4 Cannon Hill is a designated street under the Council's Street Trading Policy.

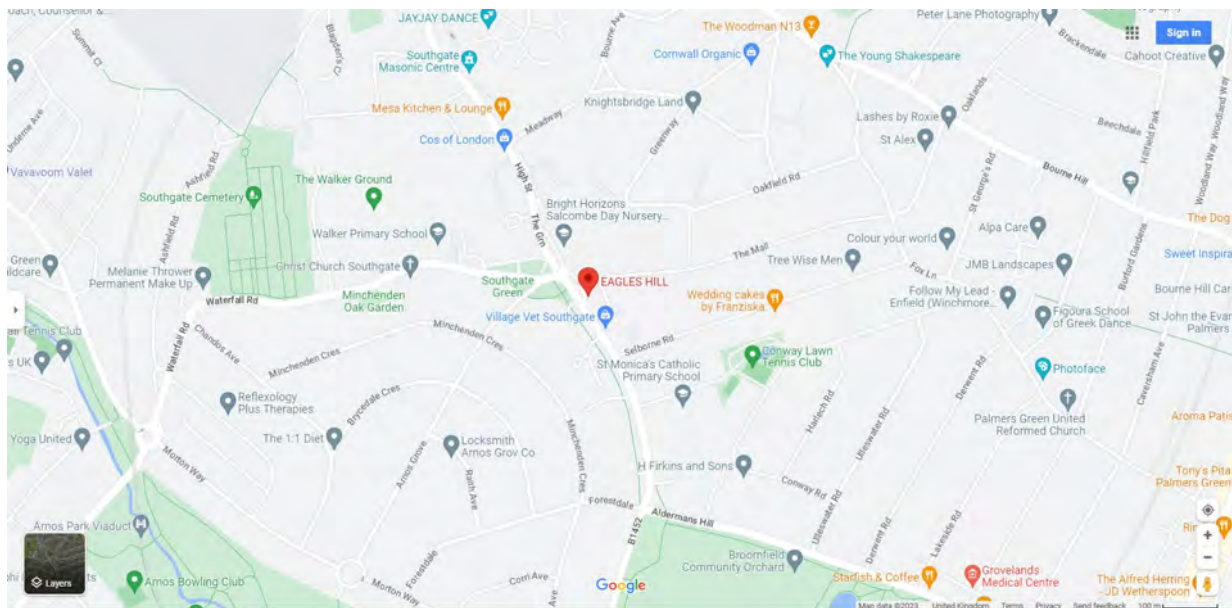
3 RELEVANT REPRESENTATIONS:

- 3.1 **Other Persons:** A total of 48 representations have been made, against the new tables and chairs application by ward councillors and local residents, who are referred to as IP1, IP2 etc in the attached representations, now produced as Annex D.
- 3.2 The representations object to the application, for a number of reasons, summarised as:
- The pavement is not wide enough to accommodate the tables and chairs, plus pedestrians, pushchairs and wheelchairs;
 - Customers would loiter/congregate outside the premises;
 - Tables and chairs would cause an overflow of people on the surrounding pavement area;
 - Local residents/pedestrians will feel intimidated;
 - Women and young children may suffer from sexual harassment;
 - Impact of smoking on passers-by including school children and residents, including noxious smells;
 - Pedestrians will be forced to walk in the road to get past the premises;
 - Additional litter including smoking litter;
 - Customers are predominantly male;
 - ASB caused by drinking alcohol outside;
 - Concern that similar behaviour will be experienced outside this premises as to that witnessed by neighbouring premises. This neighbouring premises recently had a pavement licence refused;
 - Result in activity which is not family friendly;
 - Sufficient space inside the premises;
 - The plan provided did not meet the requirements;
 - Noise from customers outside will disturb local residents in flats above the premises.
- 3.3 The residents live in the following streets:
- Arnos Grove
 - Brycedale Crescent
 - Cannon Hill
 - Conway Road
 - Forestdale
 - Greenway
 - Langside Crescent
 - Mayfield Avenue

- Meadway
- Minchenden Crescent
- Morton Crescent
- Morton Way
- Oakfield Road
- The Green
- The Mall
- Selbourne Road
- Waterfall Road

These roads may be identified on the map below, or by following this link:

<https://www.google.com/maps/place/EAGLES+HILL/@51.6241642,-0.1224285,16z/data=!4m6!3m5!1s0x487619022ccd3a03:0x84f1044d245e86d9!8m2!3d51.6244173!4d-0.1233083!16s%2Fg%2F11tsk5w1t>



3.4 In response to the comments, Mr Hasani submitted an amended plan, a copy of which is attached as Annex E and an updated notification list to include nearby residents, a copy of which is attached as Annex F.

3.5 It should be noted that Highways officers undertook a site visit and were satisfied with the plan provided and the measurements for the licensed area sought. As a result, no objection has been received from Highways.

3.6 The Police (neither Licensing nor ward teams) did not object to this application.

4 RELEVANT LAW, GUIDANCE & POLICIES:

4.1 The paragraphs will have regard to either:

4.1.1 the London Local Authorities Act 1990 ('Act'); or

4.1.2 the London Borough of Enfield's Street Trading Policy of September 2008 ('Pol').

4.2 Relevant extracts from the Act:

Section 25 Application for street trading licences

(4) A street trading licence—

(b) shall not be granted unless the borough council are satisfied that there is enough space in the street for the applicant to engage in the trading in which he desires to engage without causing undue interference or inconvenience to persons or vehicular traffic using the street;

(5) Subject to subsection (4) above, the borough council shall grant an application for a street trading licence unless they consider that the application ought to be refused on one or more of the grounds specified in subsection (6) below.

(6) Subject to subsection (8) below the council may refuse an application on any of the following grounds:—

(a) that there are enough traders trading in the street or in any street adjoining the street in respect of which the application is made in the goods in which the applicant desires to trade;

(b) that the applicant is on account of misconduct or for any other sufficient reason unsuitable to hold the licence;

(c) that the applicant is an individual who has without reasonable excuse failed personally to avail himself fully of a previous street trading licence;

(d) that the applicant has at any time been granted a street trading licence by the borough council which was revoked or could have been revoked on the grounds that he had refused or neglected to pay fees or other charges due to them in respect of the licence;

(7) If the borough council consider that grounds for refusal exist under subsection (6)(a) or (c) above they may grant the applicant a licence which permits him—
(a) to trade on fewer days or during a shorter period in each day than is specified in the application.

Section 27 Conditions of street trading licences

(1) A licence granted under section 25 (application for street trading licences) of this Act, shall—

(b) specify the conditions; and

(c) in the case of an individual incorporate one of the photographs of the licence holder submitted under subsection (3) of the said section 25; and on any occasion of the renewal of a licence, or at 1 January in any year during the currency thereof, (whether on application by the licence holder or otherwise) or at any time on application by the licence holder, the borough council may vary the conditions.

Section 28 Revocation or variation of licences under Part III

(1) Subject to the provisions of this Part of this Act a borough council may at any time revoke a street trading licence if they are satisfied that—

(a) owing to circumstances which have arisen since the grant or renewal of the licence, there is not enough space in the street in which the licence holder trades for him to engage in the trading permitted by the licence without causing undue interference or inconvenience to persons or vehicular traffic using the street; or

(d) the licence holder is on account of misconduct or for any other sufficient reason unsuitable to hold the licence; or

(e) that since the grant or renewal of the licence, the licence holder has for a period of four weeks or more failed to pay fees or charges due to the borough council in connection with the street trading licence or has failed to pay any charges due from him for accommodation provided in pursuance of subsection (2) of section 33 (receptacles and containers) of this Act; or

(g) that since the grant or renewal of the licence, the licence holder has persistently failed to remove to a place of storage the receptacles used by him for trading; or

(h) that the licence holder has persistently failed to comply with any condition of his licence.

(2) If a borough council consider that a licence could be revoked on any of the grounds mentioned in paragraphs (a) to (c) of subsection (1) above they may instead of revoking it, vary its conditions by attaching further conditions—

(a) reducing the number of days in any week or the period in any one day during which the licence holder is permitted to trade.

4.3. Relevant Extracts from the Policy

- A Street Trading Licence ('tables & chairs licence') is required to place tables and chairs on the highway. This policy lists the tables and chairs licence conditions (Sections 6 - 12).(Pol 1.2)
- If a tables & chairs licence is granted, enough space must be left on the highway for pedestrian access, street furniture and other obstructions such as trees. (Pol 1.3)
- It will be the responsibility of the licence holder that the conditions of the tables & chairs licence are complied with. (Pol 3.8)
- If the licensed tables and chairs (and any associated objects) subsequently cause an obstruction to pedestrians or interfere with the safe and efficient operation of the highway, the Council has powers to modify the terms of the tables & chairs licence (by issuing a revised licence) to ensure that the highway continues to function in a safe manner. (Pol 3.9)
- (Pol 5.3) The placing of tables and chairs at the location should not significantly harm residential amenity and:
 - 5.3.1 if evening use is proposed, the location should be in a town centre close to other premises open in the evening and where there is significant pedestrian activity.

- 5.3.2 if daytime use is proposed, the location should be in a town centre, local shopping centre or other area of predominantly commercial activity where there is significant pedestrian activity.
 - 5.3.3 if there are residential properties nearby, the Council will seek to ensure that the proposal will not result in unreasonable noise and nuisance by people using the tables and chairs.
- The Council requires all applications to be accompanied by a plan clearly showing where the tables and chairs will be placed. (Pol 5.5)
 - (Pol 5.7) The effects on people in the surrounding area (e.g. residents, businesses or visitors) are very important when considering a planning application for the placing of tables and chairs on the public highway. These effects include :
 - 5.7.1 congestion on the footway;
 - 5.7.2 increased parking congestion in the area; and
 - 5.7.3 noise and disturbance generated by the tables and chairs.
 - The effect of the proposed tables and chairs on the appearance of the premises and adjacent buildings as well as on the character of the area in general will be taken in account. This is particularly important in the case of applications affecting listed buildings and Conservation Areas. In these cases, the design, materials and colour of the furniture and other items placed on the highway may be governed by planning conditions. (Pol 5.8)
 - (Pol 6.1) The Council will require sufficient space for pedestrian movement. This will take into account :
 - 6.1.1 the high flow of pedestrians (on the borough's busier highways);
 - 6.1.2 the needs of people with limited mobility including those who use walking aids, wheelchairs or mobility scooters;
 - 6.1.3 people with children in buggies or prams; and
 - 6.1.4 people with impaired sight.
 - It is essential in all cases that a minimum width of unobstructed highway to the line of the front face of the kerb or the line of any fixed structure (such as a lamp column or litter bin) is free for safe and convenient pedestrian movement. This would normally be at least 2 metres, but in locations where there is a high flow of pedestrians (even if only during short periods in the day) a greater width may be required. (Pol 6.2)
 - The provision of service to the tables and chairs, including customers serving themselves, must take place within the licensed area. The need for such service should be taken into account when considering the proposed number and layout of tables and chairs. (Pol 6.4)
 - Steps will need to be taken to ensure that the highway is not obstructed by customers, standing between tables, chairs and the kerb. (Pol 6.8)
 - Tables and chairs must be removed from the licensed area at a specified time, which will vary according to individual circumstances.(Pol 8.1)
 - The Council will not usually approve applications for the use of tables and chairs beyond 11pm even if the applicant has the relevant licences and permissions to operate (within the premises) until a later time. (Pol 8.2)

- Service at the tables and chairs must finish at such time before the specified time as will allow for them to be removed by the specified time. (Pol 8.3)
- The licence holder will be required to keep the area of licensed highway free from litter and detritus, including cigarette ends by sweeping or washing the area during and at the end of the trading day. (Pol 12.3)
- The trading area shall not exceed the dimensions specified on the licence and any pitch limits marked on the ground during trading hours. (Pol 12.4)
- The licence holder shall trade only from the position indicated on the licence. (Pol 12.5)
- The Council reserves the right to cancel any licence if a breach of the conditions occurs. (Pol 12.17)

4.4 Business and Planning Act 2020

4.1 In July 2020, the Business and Planning Act 2020 came into force, which included the introduction of a 'pavement licence' to place furniture (i.e. tables and chairs) on the highway for consumption of food and drink including of alcohol.

4.3 The pavement licence regime is still in place, so this borough currently offers two regimes which authorise the placing of tables and chairs on the highway. The significant difference between the two regimes is that the conditions of a pavement licence prohibit smoking, and the tables and chairs licence does not.

5. Decision:

5.1 Having heard all the representations (from all parties) the Sub-Committee must take such steps as it considers sufficient. The steps are:

5.1.1 to issue the new tables and chairs application;

5.1.2 to issue the new tables and chairs application with amendments, such as amendments to the days/times proposed, conditions (as well as the standard conditions), measurement of the licensed area, and/or volume of tables/chairs within the licensed area, as it considers necessary;

5.1.3 to reject the new tables and chairs application.

Background Papers:
None other than any identified within the report.

Contact Officer :
Ellie Green on 0208 1322 128

London Local Authorities Act 1990**STREET TRADING LICENCE
FOR TABLES & CHAIRS ON THE HIGHWAY**

This licence is granted by the London Borough of Enfield and is subject to compliance with the Standard Conditions (overleaf) and with any Special Conditions listed below.

Licence Number :

This licence shall expire on :

This licence is in respect of the highway outside :

Premises name :

Address :

Licence Holder :

Licence Holder's Assistant :

Licensed Area :

Licensed Hours :

	Max. Quantity :	Max. Measurements :	
Tables :	5	72cm x 60cm x 60cm	(H x W x D)
Chairs :	10	70cm x 50cm x 50cm	(H x W x D)
Parasols :	0		(H x W x D)

Special Conditions (if any) :

Signed
2009


for and on behalf of the
London Borough of Enfield
Licensing Unit, Civic Centre, Silver Street, Enfield EN1 3XH
Telephone : 020 8379 3578

Date : 16th November

Licensing Act 2003



PART A – PREMISES LICENCE

Granted by the London Borough of Enfield as Licensing Authority

Premises Licence Number:

Part 1 – Premises Details

Premises Name and Address:

Where the licence is time-limited, the dates:

Maximum number of persons permitted on the premises where the capacity is 5,000 or more.

The opening hours of the premises, the licensable activities authorised by the licence and the times the licence authorises the carrying out of those activities:

Operating Schedule Details

Location	Whole Premises
Activity	Open to the Public
Sunday	06:30-23:00
Monday	06:30-23:00
Tuesday	06:30-23:00
Wednesday	06:30-23:00
Thursday	06:30-23:00
Friday	06:30-23:00
Saturday	06:30-23:00
Non-Standard Timings & Seasonal Variations	

Location	On Supply
Activity	Supply of Alcohol
Sunday	08:00-22:30
Monday	08:00-22:30
Tuesday	08:00-22:30
Wednesday	08:00-22:30
Thursday	08:00-23:00
Friday	08:00-23:00
Saturday	08:00-23:00

Non-Standard Timings & Seasonal Variations	
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Part 2

Name and (registered) address of holder(s) of premises licence:

Name: Mr Ilir Hasani

Address: [REDACTED]

Registered number of holder (if applicable):

[REDACTED]

Name and address of designated premises supervisor (where the licence authorises the supply of alcohol):

Name: Mr Ilir Hasani

Address: [REDACTED]

Personal licence number and issuing authority of personal licence held by designated premises supervisor (where the licence authorises the supply of alcohol):

Personal Licence Number:

[REDACTED]

Issuing Authority:

Borough of Broxbourne

Signed:

[REDACTED]

Date: 14 March 2023

for and on behalf of the
London Borough of Enfield
Licensing Team,
Civic Centre, Silver Street,
Enfield EN1 3XY



Annex 1 - Mandatory Conditions

The Mandatory Conditions are attached and form part of the Operating Schedule of your licence/certificate. You must ensure that the operation of the licensed premises complies with the attached Mandatory Conditions as well as the Conditions in Annex 2 and Annex 3 (if applicable). Failure to do this can lead to prosecution or review of the licence.

Annex 2 - Conditions consistent with the Operating Schedule

- 1. There shall be no adult entertainment or services, activities or matters ancillary to the use of the premises that may give rise to concern in respect of children.**
- 2. All staff involved in the sale of alcohol shall receive induction and refresher training (at least every three months) relating to the sale of alcohol and the times and conditions of the premises licence.**
- 3. All training relating to the sale of alcohol and the times and conditions of the premises licence shall be documented and records kept at the premises. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.**
- 4. A 'Think 25' proof of age scheme shall be operated and relevant material shall be displayed at the premises.**
- 5. A record of refused sales shall be kept on the premises and completed when necessary. This record shall contain the date and time of the refusal, a description of the customer, the name of the staff member who refused the sale, and the reason the sale was refused. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.**
- 6. The Designated Premises Supervisor shall regularly check the refusals system to ensure it is being consistently used by all staff.**
- 7. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises and area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.**
- 8. A digital CCTV system shall be installed in the premises in compliance with the following criteria:**
 - (a) Camera(s) must be sited to observe the entrance doors from both inside and outside.**
 - (b) Camera(s) on the entrance must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification.**
 - (c) Camera(s) must be sited to cover all areas to which the public have access, excluding toilets if onsite.**
 - (d) Provide a linked record of the date, time of any image.**

- (e) Provide HD digital quality images in colour during opening times.**
- (f) Have a monitor to review images and recorded quality.**
- (g) Be regularly maintained to ensure continuous quality of image capture and retention.**
- (h) Member of staff trained in operating CCTV at venue during times open to the public.**
- (i) Digital images must be kept for 31 days. The equipment must have a suitable export method, e.g. CD/DVD writer so that Police can make an evidential copy of the data they require. Copies must be available within seven (7) days to Police on request.**

9. An incident log shall be kept at the premises, it will be in a hardback durable format handwritten at the time of the incident or as near to as is reasonable and made available on request to the Police, which will record the following:

- (a) all crimes reported to the venue**
- (b) all ejections of patrons**
- (c) any complaints received**
- (d) any incidents of disorder**
- (e) seizures of drugs or offensive weapons**
- (f) any faults in the CCTV system or searching equipment or scanning equipment**
- (g) any visit by a relevant authority or emergency service.**

10. Signs shall be prominently displayed on the exit doors advising customers that the premises is in a Public Space Protection Order Area (or similar) and that alcohol should not be taken out of the licensed area to be consumed in the street. These notices shall be positioned at eye level and in a location where they can be read by those leaving the premises.

11. Signs shall be prominently displayed asking people not to loiter outside the premises. These notices shall be positioned at eye level and in a location where they can be read by those standing outside the premises.

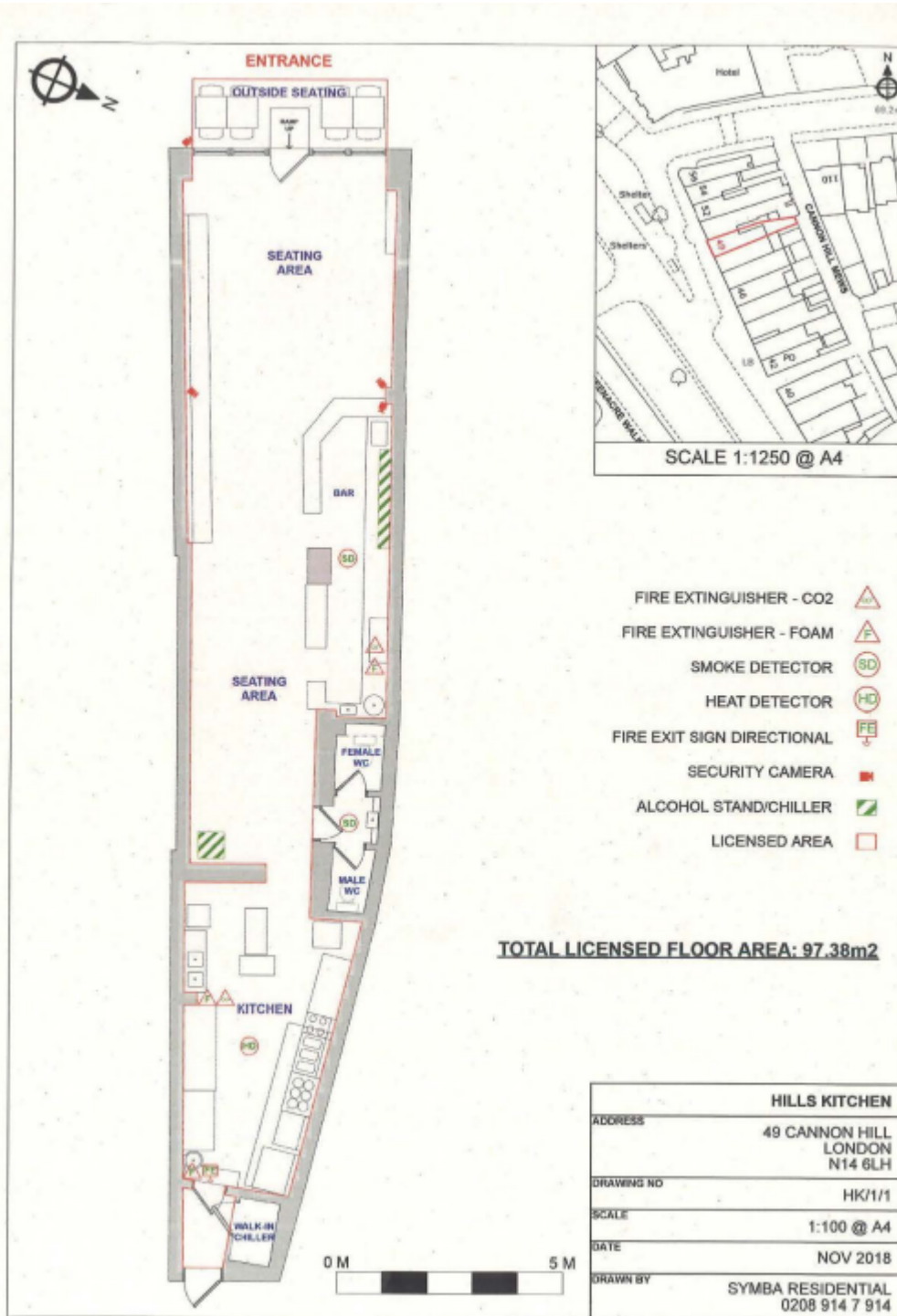
12. The premises licence holder shall ensure that the pavement from the building line to the kerb edge immediately outside the premises, including the gutter/channel at its junction with the kerb edge, is kept clean and free from litter at all material times to the satisfaction of the Licensing Authority.

13. No deliveries shall be received by, or rubbish removed from the premises between 22.00 and 07.00 hours.

Annex 3 - Conditions attached after a hearing by the Licensing Authority

Not applicable

Annex 4 – Plans



Annex 1 – Mandatory Conditions

Mandatory conditions where the licence authorises the sale of alcohol (Note: Conditions 4, 5, and 7 relate to on-sales only)

These Mandatory Conditions form part of the Operating Schedule of your licence. You must ensure that the operation of the licensed premises complies with these Mandatory Conditions, as well as the Conditions stated in Annex 2 and Annex 3 (if applicable). Failure to do this can lead to prosecution or review of the licence.

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to:
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either -

- (a) a holographic mark, or
- (b) an ultraviolet feature.

7. The responsible person must ensure that –

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -

- (i) beer or cider: ½ pint;
- (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

A responsible person in relation to a licensed premises means the holder of the premise licence in respect of the premises, the designated premises supervisor (if any) or any individual aged 18 or over who is authorised by either the licence holder or designated premises supervisor. For premises with a club premises certificate, any member or officer of the club present on the premises in a capacity that which enables him to prevent the supply of alcohol.

8 (i) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

(ii) For the purposes of the condition set out in paragraph 8(i) above -

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) "permitted price" is the price found by applying the formula -

$$P = D + (D \times V)$$

Where -

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Supply of alcohol under a Club Premises Certificate

The mandatory conditions 4 to 8 above will apply. If the club premises certificate authorises the supply of alcohol for consumption off the premises, the following three mandatory conditions must also be included:

1. The supply of alcohol for consumption off the premises must be made at a time when the premises are open for the purposes of supplying alcohol to members of the club for consumption on the premises.
2. Any alcohol supplied for consumption off the premises must be in a sealed container.
3. Any alcohol supplied for consumption off the premises must be made to a member of the club in person.

Supply of alcohol from community premises

The following mandatory condition will replace the first three mandatory conditions above when an application is made for a premises licence by the management committee of community premises and the licensing authority also grants an application for this alternative licence condition to be included in the licence:

1. Every supply of alcohol under the premises licence must be made or authorised by the [management committee / management board / board of trustees].

Mandatory condition when a premises licence or a club premises certificate authorises the exhibition of films

9. Admission of children to the premises must be restricted in accordance with the film classification recommended by the British Board of Film Classification or recommended by this licensing authority as appropriate.

Mandatory Condition relating to door supervision which only applies where a premises licence includes a condition that one or more individuals must be at the premises to carry out a security activity

10. All persons guarding premises against unauthorised access or occupation or against outbreaks of disorder or against damage (door supervisors) must be licensed by the Security Industry Authority.

Annex C

LONDON LOCAL AUTHORITIES ACT 1990

APPLICATION FORM – STREET TRADING LICENCE FOR ANNUAL TABLES & CHAIRS ON THE HIGHWAY

Please refer to the Guidance Notes (attached to this application form), which correspond to each of the points below. Complete all sections of the form and email it to licensing@enfield.gov.uk along with supporting documents and proof of payment.

1. Tick who is applying as the applicant:

An Individual? Complete Section 2.

A Registered Company Complete Section 3

A Partnership Complete Section 4.

2. Name and residential address of the proposed **Licence Holder** – INDIVIDUAL:

Name :	ILIR HASANI	
Address :	49 CANNON HILL SOUTHGATE N14 6LH	
Telephone Number :	<div style="background-color: black; width: 100%; height: 15px;"></div>	
Email address:	<div style="background-color: black; width: 100%; height: 15px;"></div>	

3. Name and residential address of the proposed **Licence Holder** – REGISTERED COMPANY:

Name :		
Address :		
Telephone Number :		
Email address:		

4. Name and residential address of the proposed **Licence Holder** – PARTENERSHIP:

Name (1):		
Address(1):		
Telephone Number (1):		

Email address (1) : _____
 Name (2): _____
 Address(2): _____

 Telephone Number (2): _____
 Email address (2): _____

5. Name and address of the **Premises** :

Premises Name : EAGLES HILL RESTAURANT
 Premises Address : 49 CANNON HILL SOUTHGATE
N14 6LH
 Telephone Number : _____
 Email address: _____

6. The **Licensed Area** measures :

(i) length 4.5 metres x depth 1.5 metres;

& (ii) which equals a total of 6.75 square metres.

7. The **Licensed Days and Hours** shall be (cannot be before 08:00 or after 23:00):

Days: 7 DAYS
Hours: 08:00 - 23:00

8. The number and size of **Tables and Chairs and Parasols** shall not exceed :

	Max. Quantity :	Max. Measurements :	
Tables :	<u>4</u>	<u>75 x 70 x 70</u>	(H x W x D)
Chairs :	<u>10</u>	<u>75 x 55 x 35</u>	(H x W x D)
Parasols :			(H x W x D)

9. Name and address to which **Correspondence** in respect of this application should be addressed:

Name : ILIR HASANI
 Address : 49 CANNON HILL SOUTHGATE
N14 6LH
 Telephone Number : _____
 e-mail Address : _____
 Your reference : _____

10. I enclose the Fee of :

£ 579.00

Refer to <https://new.enfield.gov.uk/services/business-and-licensing/licensing-fees/> to obtain the correct fee for the proposed licensed area.

Only online payments are accepted, and can be accessed here: <https://www.enfield.gov.uk/enfield-connected?formID=Otherpayment>

I enclose :

11. The detailed Plan:

(please tick)

and

12. A copy of the completed Site Notice that shall be displayed at the premises for 28-days from. _____

(please tick)

and

13. A List of the owners and occupiers of nearby premises to whom a copy of the Site Notice has been given.

(please tick)

and

14. A copy of the Waste Disposal Contract currently in force at the premises.

(please tick)

15. Confirmed email address for renewal fee reminders to be sent to: _____

(enter relevant email address)

16. I duly declare that the information provided above is true to the best of my knowledge and belief.

Signed : _____

Date : _____

Email the completed application and online proof of payment to licensing@enfield.gov.uk.

F A C I L I T Y

A COPY WAS GIVEN TO

DIAMOND SUPERMARKET

WAKE UP LOUNGE

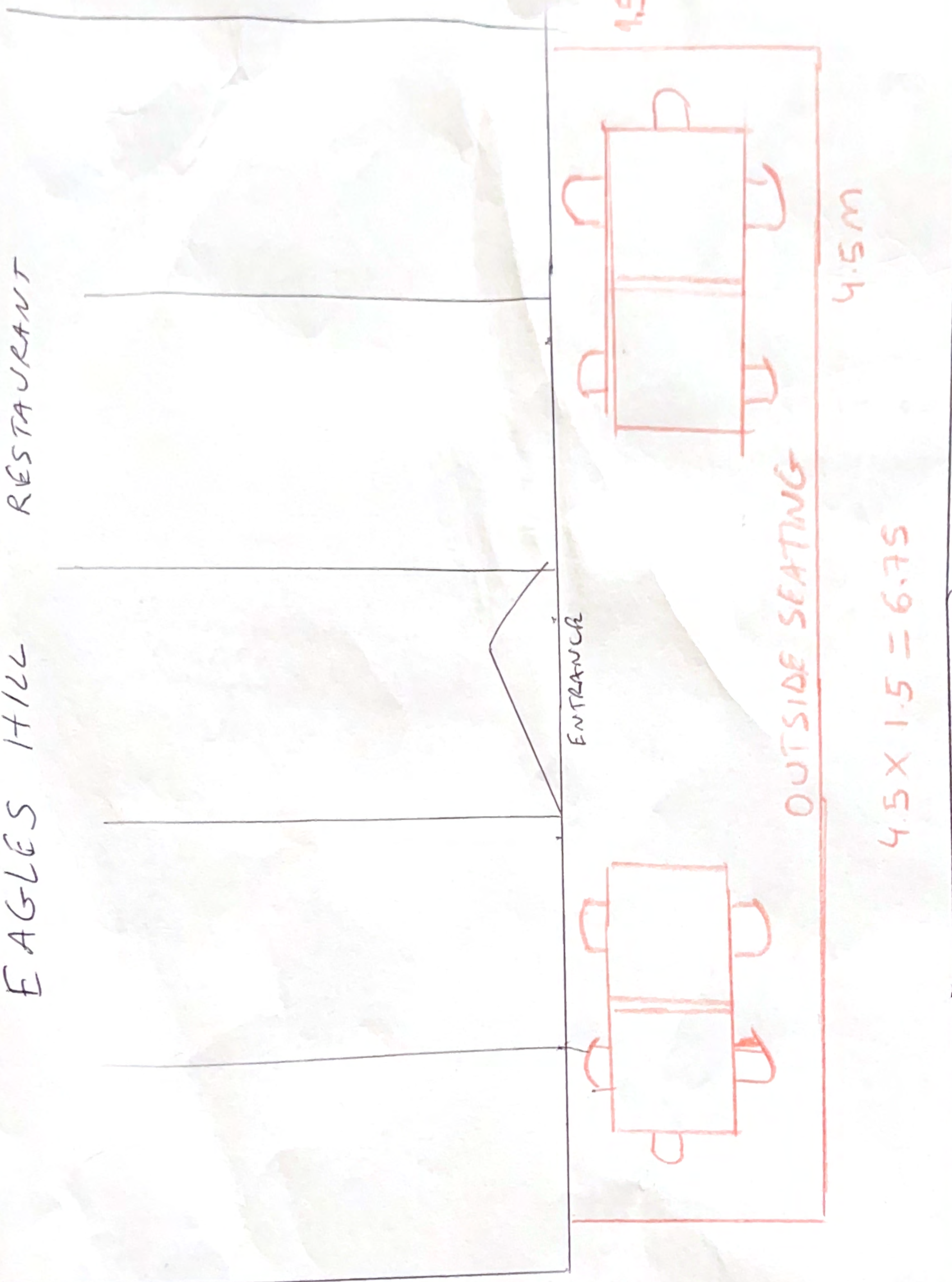
COOK

STRIPES

POST OFFICE

CORAL

EAGLES HILL RESTAURANT



ENTRANCE

1.5m

4.5m

OUTSIDE SEATING

4.5 X 1.5 = 6.75

ANNEX D

Representations received from Other Parties in response to Street Trading (Tables & Chairs) new licence application – Eagles Hill

IP1 Representation

I am writing to object to the above titled Pavement License Application . I believe that an outright refusal should be made. The area in front of the business is too small for the number of people who want to use it . The problem is as follows:

1. Tables and chairs placed at the front of Eagles Hill will encourage large groups of people to congregate around them.
2. The tables would be quickly occupied and when full people would loiter and overflow onto the pavement.

This creates an intimidating atmosphere for residents and illegal behavior follows with young girls and woman suffering sexual harassment.

3. The Outside area attracts smokers and this impacts on people passing by. The area is busy with school children particularly at school run times and should not have to breath in others smoke.
4. When pushing a stroller /buggy when the way is blocked you feel as if you have to go onto the road to get past!
5. As a local resident I know that when the pavement is clear of tables and chairs people do not loiter , the intimidation atmosphere is not present and residents feel much safer.

I have brought this up previously , this part of the pavement is really not wide enough! Also, you find that people who may be going into the premises park up half on the pavement, half on the road in front creating an even smaller path to walk through.

Thank you for taking this into consideration when deciding on this application.

IP2, IP3, IP4, IP5,IP6, IP9, IP12, IP22 Representation

I write to object to the above titled Pavement License Application and am of the view that an outright refusal should be made. The area is too small for the number of people who want to use it. The problem is two-fold:

1. When tables and chairs are placed at the front of the Eagle on the Hill, they encourage groups of people to congregate around them and people loiter and overflow onto the pavement. This can create an intimidating atmosphere for residents as it can lead to antisocial behaviour.
 2. The pavement also becomes littered with cigarette butts and litter.
-

IP6 Additional Information

Further to my previous e-mail response, this is to reiterate my objection to the above application.

To put it simply at that part of Cannon Hill the pavement is not wide enough to accommodate table and chairs, without causing a nuisance for local residents particularly for users of wheelchairs, mobility scooters and pushchairs.

At that part of Cannon Hill the slip road dramatically reduces the width of the pavement. Until that is changed this application should be refused.

In previous correspondence I have applauded the Council for changes made at Winchmore Hill Green, where closing the slip road has created an inclusive environment and café culture for all sections of the community and families to walk to rather than passing trade from vehicles being parked there. This has become a real hub for the community.

The café Eagles Hill has not demonstrated that it is inclusive of the local community. Its clientele are all male and this has created an intimidating environment for the local community especially for women and girls. I have complained to the Council about intimidating behaviour from male clientele outside of cafes in Ashfield Parade, when my daughter walks to school.

The Council should take the right decision here to ensure an inclusive café environment on Southgate Green, as it has done on Winchmore Hill Green, for the benefit of its local residents.

IP7 Representation

To whom it may concern

I wish to register my objection to the granting of a Pavemtn Licence for the Eagle on the Hill, 49 Cannon Hill, N14 6lh on the following grounds.

1. The Pavement outside the Eagle is very small. A seating area will encourage people to gather and not only sit but stand around drinking in groups. It becomes intimidating (particularly for women) when recently men have been standing outside the cafes in that area with no obvious purpose. There is no way to get past easily without stepping into the road.
2. I am concerned about anti social behaviour with people drinking outside in such a small area.
3. There will be an increase in litter

IP8 Representation

I wish to object to the placing of tables and chairs outside the above named premises on the basis that there is not sufficient room on the pavement to allow free

access for pedestrians to pass at this point when the tables and chairs are in place. Especially pedestrians pushing a child buggy or pulling a shopping trolley.

This point is where the pavement narrows and where people come to enter the Diamond Supermarket almost next door.

Previously tables and chairs have been placed outside this premises and the adjacent Wake Up lounge - whether licensed or not I do not know - but have proved to be almost a barricade to further progress along the pavement. As an older pedestrian my experience has been that I have had to walk in the road in the traffic at this point in order to pass both the tables and chairs and the group of people gathered around them.

Please consider not granting this licence on the grounds of insufficient room for the safety of pedestrians on the pavement at this location.

On point 1 - there is already a provision for tables and chairs outside Tcibo restaurant on Cannon Hill near Selborne Road, where the pavement is far wider.

IP10 Representation

I am writing to object to the above pavement licence application and feel strongly that an outright refusal should be made.

When tables and chairs are placed at the front of these premises they will attract groups of people who gather and impede the progress of pedestrians, many of whom are family groups bringing children back and forth to school. The problems already experienced in regard to the neighbouring premises The Wake Up Lounge will be worse because these premises are also applying for an alcohol licence and thereby it's likely that the atmosphere of what is supposed to be a family neighborhood will be changed with the further prospect of anti-social behaviour.

As a thirty-year resident of xxxxx I urge you to reject this application.

IP11 Representation

My husband and I would like to object to the pavement seating of Eagle on the Hill. It mainly attracts smokers, litter, raucousness, is male dominated, intimidating to local families, and not community oriented. Whenever I pass, there seems to be seating available inside, so that it is not a capacity issue, but really the need to smoke when socialising.

IP13, IP14, IP15, IP16IP17, IP18, IP19, IP20, IP21, IP26, IP31, IP32, IP33, IP36, IP37, IP38, IP39, IP42, IP43, IP44, IP46, IP47, IP48 Representation

Dear Council

It seems that the above application is faulty in several ways, as detailed below.

LONDON LOCAL AUTHORITIES ACT 1990
GUIDANCE NOTES & ADVICE – STREET TRADING LICENCE FOR TABLES & CHAIRS ON THE HIGHWAY

- *6. These measurements should be to the nearest centimetre. The maximum area that can be licensed is 25 sq. m. One licence may only cover one licensed area. If you wish to have two or more separate licensed areas then each separate licensed area will require a separate licence.*

Failed – measurements have been provided to the nearest 50cm not 1cm.

- *11 This plan must be drawn to scale on a single side of A4 paper and must show the following :*

Failed – no scale is provided.

i. The frontage of the premises;

Failed – not clearly drawn or annotated.

ii. Any private forecourt of the premises;

ii. The kerb-line;

Failed – not clearly drawn or annotated.

iv. The proposed licensed area, outlined in red;

v. The measured distances: (a) from the frontage of the premises to the kerb-line [i.e. the pavement width];

Failed – not defined or annotated.

(b) from the frontage of the premises to the outer edge of the licensed area [i.e. the width of the pavement on which tables & chairs will be placed];

Failed – not clearly defined, annotated or measured to the nearest centimetre.

(c) from the outer edge of the licensed area to the kerb-line [i.e. the width of the remainder of the pavement];

Failed – not clearly defined, annotated or measured to the nearest centimetre.

vi. The precise position of the proposed tables and chairs and parasols;

Failed – unless it is intended that tables will long narrow holes between them, with edges that over-sail one another and chairs that are irregular in size, shape and are offset from one another.

vii. The position of any fire exits or escape hatches in or in the immediate vicinity of the licensed area;

Failed – presumably the front entrance is a fire exit, this is not defined or annotated as such.

viii. The position of any street furniture or trees in or in the immediate vicinity of the licensed area; &

Failed – there is a hanging basket structure and cigarette butt receptacle fixed in the pavement adjacent to the proposed area. This has not been drawn.

ix. The position of any dropped kerbs, pedestrian crossings, cycle lanes, parking bays, market pitches or cellar hatches in or in the immediate vicinity of the licensed area.

Failed – there are at least 2 parking bays directly outside the premises, these have not been drawn. Within 2 meters of the premises a dropped kerb for disabled and visually impaired pedestrians has not been drawn.

- 13 You must give a copy of the Site Notice to occupiers of nearby premises (including neighbouring businesses, houses and flats) that are likely to be materially affected by the proposal and submit a list of those persons with this application.

Failed – while nearby businesses have been listed no residents from the flats above have been listed.

Furthermore, it is my understanding that the Council, in carrying out its licensing functions under the Licensing Act 2003, will promote the prevention of public nuisance which is one of the 4 Licensing Objectives in Enfield.

While not directly linked to a Tables and Chairs License Application, the Premises License is all encompassing and I therefore expect that in respect to this application, that serious consideration will be given to the following clauses in the Enfield Licensing Policy Statement, Sixth Edition, 28 January 2020.

12. SPECIAL FACTORS FOR CONSIDERATION

- 12.3 Prevention of Nuisance - the means by which nuisances will be or are prevented by the effective management and operation of the licensed activities including:
 - 12.3.6 congregations of persons, whether consuming alcohol or not, either waiting to enter, leaving or spilling/standing outside the premises;
 - 12.3.12 noxious smells; See point 13 above – there are residential flats above, cigarette smoke should be considered noxious.
 - 12.3.14 noise from persons smoking outside the premises;

I object to the application!!!!

Apart from there not being enough space on the pavement and creating space for middle aged men to gather as they do outside Wake in Lounge (next door), who's application recently was rejected as result of 150+ objections. If granted the licence will make space these men to sexual comments to young girls and women. Not forgetting, as a voter this kind of action by the council will determine my future votes

IP23 Representation

With reference to the above application to site tables and chairs on the public highway outside Eagle on the Hill N14 6LH the application should be rejected for the following reasons

The drawings submitted are incomprehensible and do not define the current arrangement on site.

The pavement passing width will be restrictive to wheelchair users and child buggies

Residential accommodation in the terrace above will be compromised by noise and cigarette smoke in the summer months when windows are open.

IP25 Representation

I am writing to register my objection to the planned changes to Eagles Hill. It would be totally detrimental to residents and the character of the local area.

IP27 Representation

I understand that an application to situate tables and chairs outside the premises Eagle hill on Canon Hill has been applied for .

I am against the application because this is a busy area with a lot of traffic going into the diamond supermarket and many people descending from the bus stop . In particular this area is narrower than other parts of the pavement along Canon hill.

This area can also be full of many children and their parents after school buying ice cream sweets and the like as they walk their children home from school.

The adjacent cafe has increased the large number of young men standing around in the area on their phones and smoking outside where there are cigarette stands . The cigarette stands are outside both Eagle hill and it's neighbour therefore I presume the same ie. loitering will occur. It is necessary to walk around these young men in this narrow area of pavement. As a young woman navigating such cluttered spaces is uncomfortable. As a facility I feel most unwelcome in the adjacent cafe it does seem only to be filled with young men drinking mainly plastic bottles of water in this family area despite being advertised as as lounge that serves breakfast lunch and dinner.

The previous licensed resaturant at the address of Eagle Hill was a family restaurant and in the summertime very occasionally had tables and chairs outside but was big enough to serve all it's patrons inside and would have needed a larger number of staff to serve outside as well.

IP28 Representation

With regards to the Variation of a Premises License at 49 Cannon Hill, I would like to make the representation for it to be declined.

I understand that the council is responsible for carrying out its licensing functions to promote the Licensing objectives which are:

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance

- The protection of children from harm

This café only opened in the last couple of days and since then there has been an increased presence of people smoking (cigarettes and what smells like cannabis) in the pavement outside despite not having the table licence. This seems to contradict the licensing objectives. There is no details that I have seen on how the Licensee will address the licensing objectives.

It is well known that there are problems with the café next door and crimes have been committed on the premises. We as neighbours of this new café were told it is to be a pizza restaurant but I understand that only pre-packaged food is available at present, for me it is strange to open a pizza restaurant with no pizza.

The increase in patrons over the past few days has led to increase of people parking on the yellow lines on The Mall and increased traffic which makes crossing the road dangerous especially when dark and with children.

The parade of shops has already changed drastically, since the Wake Up lounge, crime has increased, ASB has increased and although Eagles Nest is new, given that they do not seem to be selling fresh food, and want to increase alcohol sales, I am struggling to see how this is adding to the local area.

To open at 6.30 am in the morning means that there will likely be a cloud of smoke outside for all the kids walking to school in the morning. It does not appear to be child friendly at all which seems strange if it is to serve the local population given that we live in a residential area where the majority of people are living in families. This is evidenced by the three primary schools which are over subscribed in the close vicinity.

I understand that the application is to have tables on the pavement and extend alcohol operating times. With regards to extending alcohol operating times, given that they are not selling any fresh food, is this just a glorified pub in disguise. If that is the case and given all of the ASB that is happening there – smashed glasses, people loitering, men making woman feel uneasy and the fact that there is a well established pub within 100m, is this really what the area needs and will this enhance the safety and community feel of the area?

The tables on the pavement, given the patrons I have seen in the last few days, this is just a smoking area, not what the local area needs given the number of children around.

IP29 Representation

Fao Licencing Dept , as a resident of xxxxx I am writing to object to the variation in license of Eagles Hill. My belief that this cafe/ restaurant will not operate as a local facility for nearby residents and their families. The location of the cafe is unsuitable for pavement tables and chairs as the pavement is too narrow and with two primary

schools a short distance away there is continuous footfall of buggies, scooters and young children walking. Having to navigate round in a smaller space will be dangerous especially as parked cars often park on the pavement narrowing the space already.

This part of cannon road has multiple flats on top of this business often occupied by families with young children. There is no need for another establishment to have a late licence when the Cherry Tree is so close by. I believe that the approval of a late licence would severely impact on the quality of life of the many families living above it and close by.

I hope the concerns of residents will be taken very seriously as it is our community that will take the full impact of any change.

IP34 Representation

We write to object to the above Pavement License Application and we are of the view that an outright refusal should be made. The applicant is unsuitable to hold a license. The area is too small for the number of people who want to use it. The problem is three-fold:

1 When tables and chairs are placed at the front of the Eagles Hill, they encourage large groups of people to congregate around them.

2 The tables are quickly occupied, and remain so for long periods. When there is no more room, people loiter and overflow on to the pavement. This creates an intimidating atmosphere for residents, and illegal behaviour follows.

3 The large number of people congregating outside the Eagles Hill also occupy all the car parking spaces outside the shops, for very long periods, making it quite impossible for anyone else to park and visit the many other shops and restaurants in the immediate vicinity.

As local residents, we know that when no table and chairs are set out on the pavement outside the Eagles Hill, people do not loiter, the intimidating atmosphere is not present and residents feel much safer. We also know that when there are tables and chairs there, they are the direct cause of antisocial behaviour, public nuisance and place young girls and women at risk.

IP35 Representation

We are writing to object to the Tables and Licence Application for Eagles Hill at 49 Cannon Hill. It is our opinion that the application should be refused. Our reasons are given below:

1. Whilst Eagles Hill is a new café, the Wake Up Lounge, which is directly next door to it, used to have tables and chairs on the pavement which caused considerable problems for people living in the area.

2. In the past when tables and chairs were placed on the pavement outside the Wake Up Lounge they encouraged large groups of people to congregate around them. When the tables were occupied, people would loiter and overflow onto the pavement in front of the café. This created an intimidating atmosphere for residents in the area. In particular young girls would suffer sexual comments from many of the men there.

3. The tables and chairs plus the people congregated around them narrowed the available pavement area. As a result it caused difficulties for people in wheelchairs and for parents with pushchairs. Even as pedestrians we were forced to walk into the small access road in front of the café on some occasions as there was no room to walk on the pavement and those standing there were unwilling to give way to enable us to pass.

4. Given the proximity of the two cafés, there is considerable evidence to suggest that problems that occurred at the Wake Up Lounge would be repeated if Eagles Hill were granted a Table and Chairs Licence.

For the above reasons we believe that Eagles Hill should not be permitted a Table and Chairs Licence.

IP40 Representation

I would like to strongly object to the above premises being allowed a licence for outdoor seating.

We have had a number of concerns regarding The Wake up Lounge next door. As it is constantly full of men only hanging around and making a nuisance of themselves and intimidating people (especially women). It has affected the business next door as people avoid the Diamond supermarket for fear of coming across a large group of men hanging around and blocking the pavement. They park their cars on the kerb and sometimes it is impossible to pass them without having to step into the road.

My concern about Eagles Nest is that, although it is supposedly a café, they only sell pre packed slices of cake and that it is already becoming a men only café.

The same crowd of men from The Wake Up lounge are in the Eagles Nest in the evening when the Wake Up Lounge closes. I feel the existing problem will just become even bigger, with yet more men hanging around the area at night.

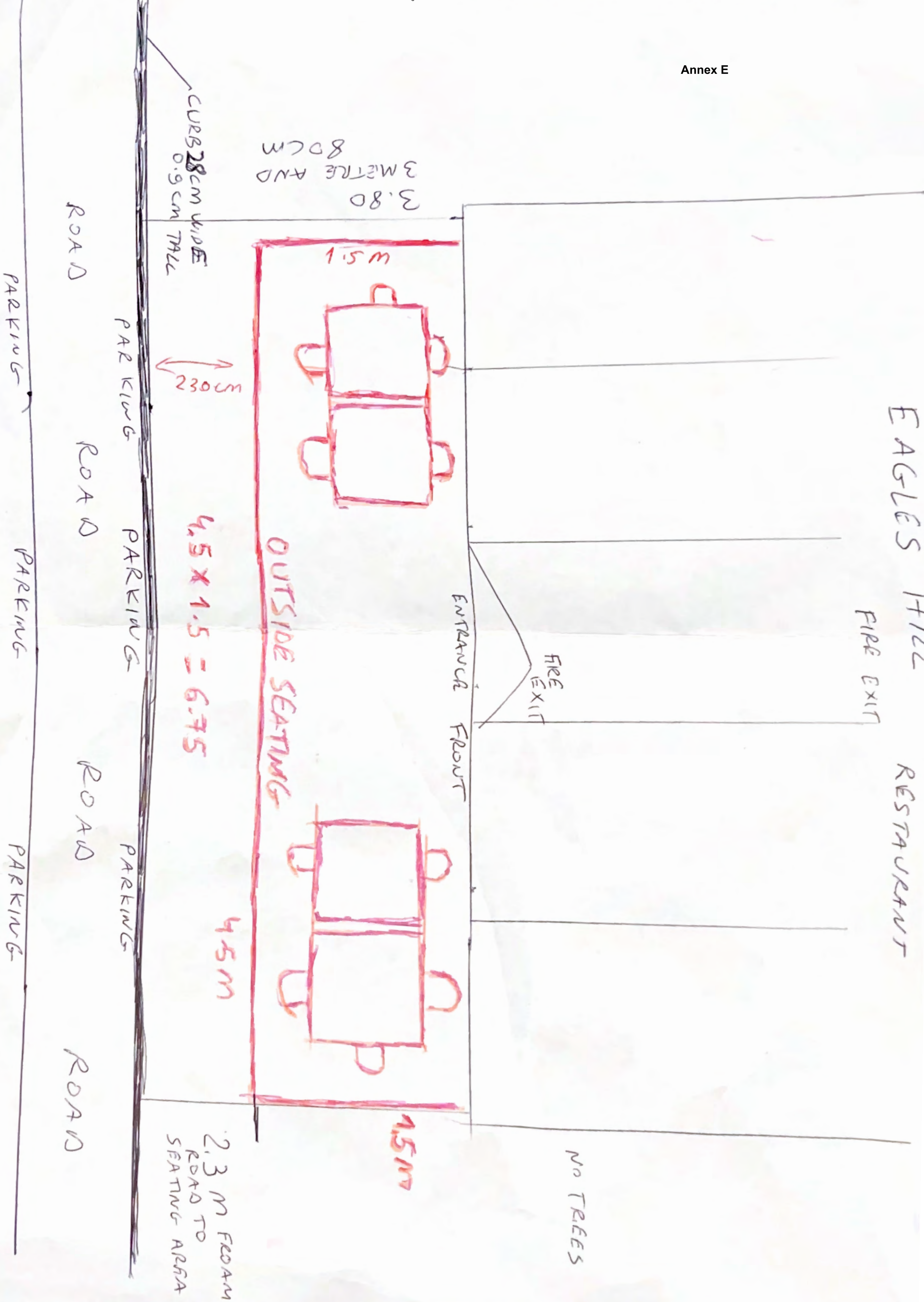
I feel very strongly that their request for outdoor seating should not be granted. We will have two of these men only cafes in one small area. The area has changed over the years and I feel too nervous to even go to the local shop after 5pm.

I would be grateful if you could consider these concerns and refuse them a licence.

IP41 Representation

I write to object to the above titled Pavement License Application. The path here is narrow and if tables and chairs are placed at the front this would further restrict passage. This path is very well used especially at school times and by customers of the Diamond Supermarket. Tables outside would cause unnecessary disruption for pedestrians. The applicant has failed to adequately show the position of the tables and chairs proposed. It also fails to note any street furniture or trees in or in the immediate vicinity of the licensed area and the position of dropped kerbs and parking bays which are in the immediate vicinity of the licensed area.

I believe the disruption to residents and shoppers in this location by these tables and chairs cannot be justified.



EAGLES HILL

RESTAURANT

FIRE EXIT

FIRE EXIT

ENTRANCE FRONT

OUTSIDE SEATING

CURB 28cm WIDE
0.9cm TALL

3.80
3 METRE AND
80cm

1.5m

230cm

4.5 X 1.5 = 6.75

4.5m

1.5m

2.3m FROM
ROAD TO
SEATING AREA

NO TREES

ROAD

PARKING

ROAD

PARKING

ROAD

PARKING

ROAD

PARKING

PARKING

PARKING

Annex F

List of Residential Properties Served with Notice

In addition to the nearby businesses, as identified in Annex C, the applicant served the following residential addresses with a copy of the site notice:

48A Cannon Hill

47A Cannon Hill

49A Cannon Hill