

## London Borough of Islington

### LICENSING REGULATORY COMMITTEE – 28 NOVEMBER 2006

Non-exempt minutes of the additional meeting of the Licensing Regulatory Committee held at Islington Town Hall, Upper Street, London N1 2UD, on 28 November 2006, at 10.00 am.

**Present:**                   **Councillors:** Joan Coupland, Fiona Dunlop (Chair), Stefan Kasprzyk

**Also present:**   Richard Greening (representing Highbury West Ward)

#### COUNCILLOR FIONA DUNLOP IN THE CHAIR

**019**        **APOLOGIES FOR ABSENCE (Item A1)**

None.

**020**        **DECLARATION OF SUBSTITUTE MEMBERS (Item A2)**

None.

**021**        **DECLARATIONS OF INTEREST (Item A3)**

None.

**022**        **DESIGNATION OF PART OF THE STREET FOR STREET TRADING  
PURPOSES AT LOCATIONS AROUND THE EMIRATES STADIUM (ITEM B1)**

A number of street traders, who traded in the vicinity of the Emirates Stadium, were present and made representations to the Committee on proposals in the report by the Assistant Director of Environment and Regeneration (Public Protection).

An objector to the proposal to designate the carriageway outside 100 Drayton Park was also present and made representations to the Committee. Councillor Greening also made representations, on behalf of his constituents, about the siting of a burger van outside 100 Drayton Park, which had been causing smell and noise nuisance to residents.

Officers from the Council's Street Management Division were present to assist the Committee in their discussions.

The Chair agreed that a sheet of additional information from the Street Trading Manager be laid round, plus a schedule of his comments having monitored the various pitches on match days, as they contained important information to inform the Committee's decisions.

The Street Trading Manager drew the Committee's attention to the sheet of additional information which had been laid round and which detailed the results of site visits to 100 Drayton Park, following a number of complaints from residents about nuisance from noise and smell from the street trader's van. An alternative location for the trader had been identified, at 52 Drayton Park, where there were a number of pay and display parking bays. This was not in an immediate residential area. The information which had been laid round noted that the Police had observed that these bays were never used on match days and that this

location would be ideal as there was sufficient footfall to maintain the street trader's business, whilst not interfering with policing issues on match days.

Councillor Kasprzyk suggested that noise nuisance could be ameliorated if an electric bollard was installed at the site, thus negating the need for a generator. The Street Trading Manager stated that, once all the trading pitches were settled and established, this was something he was hoping to pursue.

An officer from Street Management Division stated that the parking bay at 52 Drayton Park could be suspended, for use as a street trading pitch, pending the Traffic Management Order.

During the course of discussions, it became clear that Item B2 on the agenda impacted directly on this, since the intention had been that pitch no 457, currently sited at the corner of Martineau Road and Drayton Park should be relocated to the carriageway near the junction of Drayton Park and Arvon Road, by the waste land belonging to the railway. This was directly adjacent to the pitch being proposed at 52 Drayton Park. Both traders were dealing in burgers and food sales, so there was likely to be competition for sales.

The Committee adjourned to allow negotiations between the Street Trading Manager and the traders concerned.

Following these negotiations, the Committee were informed that the trader for pitch no 457 at Martineau Road had traded in that area for six years and would prefer to remain in that vicinity in order to build on his customer base. He suggested that he be allowed to move his pitch outside the proposed zebra crossing area. An officer from Street Management Division confirmed that, if the CPZ parking bay had to be utilised for this purpose, the necessary permissions would be obtained.

The Committee adjourned to consider a decision on agenda items B1 and B2.

#### APPLICATION TO DESIGNATE PART OF THE STREET FOR STREET TRADING PURPOSES – VARIOUS LOCATIONS AROUND THE EMIRATES STADIUM (Item B1)

#### **RESOLVED:**

- (a) That the Committee notes that the current trader at 148 Drayton Park has been moved to 100 Drayton Park, following complaints received from residents. That further complaints have been received from residents concerning smell and noise at the new location.
- (b) That numbers 114 to 180 Drayton Park (footpath and carriageway outside no 114) be permanently designated for street trading purposes, for a maximum of 5 street trading pitches, subject to the standard Street Trading Licence Conditions set out in Appendix B to the report by the Assistant Director of Public Protection.
- (c) That, subject to the standard Street Trading Licence Conditions set out in Appendix B to the report, no 52 Drayton Park be designated for one pitch, subject to the necessary permissions being obtained for the modification of the use of the controlled parking bay at that location in the exceptional circumstances relating to this case.

(d) That the new siting of this pitch be subject to review up to one year from the date of this hearing.

Reasons for decision

The Committee is satisfied that, in the light of a number of home matches having been played and, given the evidence from the officers' review of the situation with regard to the siting of street trading pitches around the Emirates Stadium during this time, it is appropriate to designate the street outside numbers 114 to 180 Drayton Park (footpath and carriageway outside no 114) for street trading purposes.

In addition:

(e) That the Street Trading Manager provide a copy of the list of long standing pitches, with details of their suitability for food, memorabilia and other sales, to Members of the Committee and Councillor Greening.

VARIATION OF LOCATION OF STREET MARKET PITCH – CORNER OF MARTINEAU ROAD AND DRAYTON PARK (Item B2)

**RESOLVED:**

(a) That, having noted that the trader is content with this arrangement, pitch no 457 be relocated to a position outside the controlled area of the zebra crossing. The new position to be determined by Street Trading in conjunction with the Highways Department, subject to the necessary permissions being obtained for the modification of the use of any controlled parking bay, if it is used, in the exceptional circumstances relating to this case.

(b) That the new siting of this pitch be subject to review two months from the completion of the zebra crossing, should the need arise.

Reasons for decision

To enable a zebra crossing to be placed at the junction of Martineau Road and Drayton Park, in order to provide safe walking routes to Drayton Park Primary School.

The meeting closed at 12.55 pm.

CHAIR