

## **REPORT OF THE DEPUTY CHIEF EXECUTIVE**

### **REGULATORY COMMITTEE - 24 MARCH 2014**

#### **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 APPLICATION FOR RENEWAL OF CONSENT TO TRADE IN A DESIGNATED AREA – SITE LOCATED AT LAND OUTSIDE OF THE OLD FIRE STATION NEXT TO THE DUN COW PUBLIC HOUSE, HIGH STREET WEST, SUNDERLAND**

**Mrs Melanie Dorrian**

#### **1.0 PURPOSE OF THE REPORT**

1.1 The purpose of this report is to request the Committee to consider an application received from Mrs. Melanie Dorrian for renewal of consent to trade in a designated area in respect of a site situated outside of the old Fire Station next to The Dun Cow Public House, High Street West, Sunderland.

#### **2.0 DESCRIPTION OF DECISION (RECOMMENDATION)**

2.1 The Committee is recommended to give consideration to the application for renewal of consent to trade in a consent street as described in paragraph 1(1) above under the terms of Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982.

#### **3.0 INTRODUCTION/BACKGROUND**

3.1 The site has been designated by the Council as a consent street for street trading purposes under Paragraph 2 and Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982. The Council has discretion to grant such consent “if it thinks fit”.

3.2 Mrs Dorrian currently holds consent for this location to sell hot and cold food and drink, every day between the hours of 08:00 and 18:00 and, 08:00 and 21:00 during the period commencing with the date of the Council’s City Centre Christmas Lights Switch On and ending on 31 December.

#### **4.0 CURRENT POSITION**

4.1 Mrs Dorrian has held street trading consent in Sunderland City Centre since 1 November 2007. A map showing the trading location is attached as Appendix 1.

4.2 Two objections have been received in respect of this application and these are attached as Appendix 2.

- 4.3 A copy of these objections have been forwarded to Mrs Dorrian and she has submitted the following comments:

'I am responding to the letter that I have received from you about the comments that were made in connection with my street trading licence on the old fire station for M & R Diner.

The only reason that I was relocated to this site is due to the redevelopment work that is getting carried out around the town centre, I used to be located opposite New Look before the dismantling of Crowtree Leisure Centre started and prior to that I was located on High Street West, both of which were far busier and more profitable than my current location.

I have always co-operated with the council regarding the location of my business and I was on the understanding that my current location may have been a temporary measure and it would be discussed at a later date.

I am quite willing to discuss the relocation of my business within the City if this is a suitable conclusion, for example is it possible to be relocated back onto High Street West as I was moved from this site due to the redevelopment of the new Primark store which has since been completed and I have noticed other similar business's situated there around Christmas time.'

## **5.0 REASONS FOR THE DECISION**

- 5.1 Paragraph 7 of Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982 allows the Council to grant consent if it sees fit to do so. The Council may impose conditions upon the consent.

## **6.0 ALTERNATIVE OPTIONS**

- 6.1 None submitted.

## **7.0 RELEVANT CONSIDERATIONS**

- 7.1 There are two objections to this application.

## **8.0 GLOSSARY**

- 8.1 No acronyms or abbreviations have been used in this report.

## **9.0 APPENDICIES**

- 9.1 Appendix 1 – Map showing the location of the site.  
Appendix 2 – Copies of objections.

## **10.0 BACKGROUND PAPERS**

10.1 None.

# **Appendix 1**



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# **Appendix 2**

**From:** Anne Tye  
**Sent:** 06 December 2013 12:35  
**To:** Dave Breeze  
**Subject:** RE: Annual Street Trading Consent - Old Fire Station, High Street West, Sunderland

Hi Dave

The only concern I would have is in relation to the potential development of the Old Fire Station which is still ongoing. Completion is unlikely within the next 12 months but work could commence within this timeframe should the developer be successful with a key funding application.

Thanks  
Anne

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**From:** David Groark  
**Sent:** 06 December 2013 10:09  
**To:** Dave Breeze  
**Subject:** RE: Annual Street Trading Consent - Old Fire Station, High Street West, Sunderland

Hi Dave,

I would like to object against the renewal of consent due to the nature of the business. Sunderland City Centre is currently undergoing a significant redevelopment. The nature of the regeneration scheme is not in keeping with a fast food van in or very near to the planned City Square which will be nearing completion in summer 2014. I feel that businesses of this nature have a detrimental effect on the amenity value of the City Centre.

Kind Regards

David Groark  
Area Response Manager - City Centre / Resorts  
Responsive Local Services  
Street Scene  
Sunderland City Council  
0191 561 4542  
[www.sunderland.gov.uk](http://www.sunderland.gov.uk) <<http://www.sunderland.gov.uk>>