

**From:** Wright, Cindy [REDACTED]  
**Sent:** 10 May 2016 09:39  
**To:** Licensing - General  
**Subject:** FW: IOW Street Furniture Notification - L5U 49296

Good morning,

In relation to the attached application, PS Stuart Ross, the local Sergeant has the following comments:-

- **The street furniture (tables, chairs, flower planters and astro turfing) MUST be fully dismantled and packed away after the operating hours. If left in situ outside of the requested operating hours from 1000hrs to 2200hrs there is a high likelihood of this area attracting crime namely theft/criminal damage and ASB or disorder whereby it will be an area for persons not connected to the licensed premises to congregate. If left in situ the risk of crime and disorder for this area will significantly increase during late licensing hours when members of the public not connected to the licensed premises are intoxicated attracting them to the seated area to congregate or most certainly commit crime.**  
**I strongly object to an outside bar area within the fenced seated area at this stage and if considered I would want to see that the area is operating correctly according to this application with minimal effect on the local environment and other members of the public going about their normal daily life.**
- I disagree with the applicant that “this is in keeping with the local area” due to no other areas or premises within close vicinity of the applicant having this type of setup. I recommend that the fencing chosen to section off the seated area is of minimal height and is a colour that blends in with the surrounding environment.
- There must be sufficient distance between the edge of the fenced area and the church to allow access to emergency service vehicles and accommodate a busy pedestrian walkway.

**He has no objections to this application if the above is adhered to by the applicant.**

In relation to his comments (**underlined**) regarding an outside bar area, I think that the photograph which shows an outside bar was used as an example only (on for "conceptual purposes as they say). Please could you confirm this.

**From:** Wilkinson, Sarah  
**Sent:** 10 May 2016 14:57  
**To:** Belcher, Shirley  
**Subject:** FW: IOW Street Furniture Notification - L5U 49296

We would raise significant concerns with regards to the proposed fencing and the tables if they were to have any degree of permanence. From the images the scale of the tables would be such that I would question whether these could be taken in every night. The fencing would be consider to form an enclosure and would be unacceptable, especially considering the proximity to the listed Church and War Memorial.

The proposed positioning would also have an impact on the farmers market, which has planning consent to operate in this location.

Thanks

Sarah

Sarah Wilkinson BA (Hons) PG Dip | Principal Planning Officer | Planning and Housing Services

**From:** Thomas, Claire  
**Sent:** 26 May 2016 09:06  
**To:** Wilkinson, Sarah  
**Subject:** FW: IOW Street Furniture Notification - L5U 49296

Hi Sarah

With reference to your email below, can you please expand on the comment regarding the enclosure and that this would be unacceptable?

Many thanks

Claire

**From:** Wilkinson, Sarah  
**Sent:** 26 May 2016 15:55  
**To:** Thomas, Claire  
**Subject:** RE: IOW Street Furniture Notification - L5U 49296

Hi Claire,

The proposed fencing would enclose an area of the Square which would significantly impact on the setting of an extremely important Grade A (I or II\*) Listed Church. The setting of the Church is protected by the Act.

This public square is traditional an open meeting space and the nature and style of the enclosure would be acceptable. Other area of seating mirror the buildings around the edge but the positon of this seating and enclosure is within a thoroughfare part of the Square.

I hope this helps

Sarah Wilkinson BA (Hons) PG Dip | Principal Planning Officer | Planning and Housing Services

From Lynne Dinsdale, Technical Support Administrator

Date 24<sup>th</sup> May 2016

Reference L5U 49296

Subject **Street Trading for El Patron. 14 St. Thomas Square. Newport.**

Further to receipt of an application and recent plan inspection with reference to the above, I would confirm that the Isle of Wight Fire and Rescue Service on behalf of the fire Authority, as a Responsible Authority, will raise no objection, in respect of the above premise.

*Please ensure access is kept clear for emergency vehicles at all times (minimum 3m) and all hydrants are kept clear and free from obstruction. All fire exits and escapes from neighbouring buildings must be kept clear at all times.*

Checklist and Appendix PEL/6 attached.

Yours sincerely

Lynne Dinsdale | Technical Support & Operational Planning | Isle of Wight Fire and Rescue Service |  
Newport Fire Station | South Street| Newport | Isle of Wight | PO30 1JQ

**From:** [iain.thornton](mailto:iain.thornton@ringway.co.uk) [REDACTED]

**Sent:** 08 June 2016 17:57

**To:** Licensing - General

**Subject:** Street Furniture application - El Patron, St Thomas' Square, Newport

Dear Sirs,

For and on behalf of the Highway Authority, and with regard to our network management duty, I confirm that I have the following comments and objections to this application for a Street Furniture Licence for El Patron, St Thomas' Square, Newport.

- The application is for Monday to Sunday, 10:00 – 22:00 hrs. The Newport Market occupies this area on every Tuesday and the Farmers Market every Friday, so any licence would have to exclude these days, or be amended to only allow Tuesday and Friday evenings, along with the other days as requested. Sunday morning may also be disrespectful for the adjacent Church and morning service, so a reduction on Sunday times may be appropriate.
- The area requested for use is not directly adjacent to the property, so cannot be adequately monitored / supervised. If the application was relocated to alongside the property (front the front boundary line to the adjoining boundary of the adjacent shop), and not further out than the centre of the 'road', this would be able to be overseen by the business and ensure the area used was kept clean and tidy, and that their patrons do not become load and unruly.
- All street furniture should be removed from the Highway when not licensed.
- The style of proposed fencing raises concerns for public safety. Anybody who happens to trip or stumble onto such fencing is at risk of injury, and alternative post and banner systems are available which do not have this level of risk to persons. The leg supports shown on the application have also been identified by the District Steward as 'sticking out' into the footway and would represent a trip hazard to passing pedestrians.
- The astro turf floor covering not only represents a risk to pedestrians as a trip hazard, but in having to be taken up at the end of each licensed day, would not be considered to be easily achieved when this has become used and dirty, and is likely to be left on the Highway.
- Should any licence be issued, if requested by the IW Council or Island Roads, all street furniture should be removed from the highway, even at short notice, with no recompense for not being able to have use of the area on that occasion.
- The applicant should ensure no litter is left on the highway, with bins provided or the tables regularly cleaned.

Kind regards

**Iain Thornton I.Eng FIHE**

Streetworks Manager

Ringway Island Roads Ltd

*St Christopher House 42, Daish Way, Newport, Isle of Wight PO30 5XJ*

**From:** Chris Hougham  
**Sent:** 03 June 2016 09:01  
**To:** Licensing - General  
**Subject:** Street Furniture Application (El Patron)

Our Planning & Licensing Committee considered the above application yesterday evening. Our Members are familiar with the criteria for the determination of these applications and the fact that, in this case, the nearby premises (French Franks and God's Providence) along the south side of the Square have a consent. Members have also again noted the successful outcome in terms of outside seating at NOSH on the west side of the Square and appreciate the efforts of Officers involved with that application.

NB Fundamental to our observations on these and future applications is the fact that NPC welcome the *alfresco atmosphere* in our town centre but, by the same token, they are gratified by the fact that hopefully this will now be properly controlled and that the resulting permission will only be valid for twelve months which will enable the situation to be reviewed on a regular basis. Our principal concerns will relate to safety (especially for disabled and visually impaired), the need to maintain thoroughfares, appearance and impact on local heritage; all adequately embraced by your specific objectives. We wish to develop a positive approach to these applications but we will look for certain conditions that will reflect our aspirations as a Parish Council. For very obvious reasons are focus will invariably be on the two squares, although the actual issues maybe somewhat different as one is cramped and adjacent to a busy traffic route and the other is very open and arguably more attractive.

As always, our principal concerns relate to safety (especially for disabled and visually impaired), the need to maintain thoroughfares, appearance and impact on local heritage; all adequately embraced by your specific objectives. We wish to develop a positive approach to these applications but this submission, it has to be said, is totally unacceptable for a whole raft of reasons but essentially the conflict with the prime objectives arising from a desperately inappropriate concept encroaching into the square towards the War Memorial and the impact on the character and appearance of the area damaging the heritage and adversely effecting the Conservation Area.

The views of our Committee fall into two key areas. The position (and possibly the overall size) is unacceptable as it compromises the specific objectives by creating an obstruction to the free flow of pedestrian traffic and detract from the open ambience of the square. Secondly, the 'concept', as our Members said (to illustrate their concerns) is more akin to a seaside location or a short-term temporary facility you might find for a sports tournament. It is simply completely wrong for the location.

That said, our Committee does not wish to see the application rejected. They wish to see a negotiated solution based around the two key issues outlined above.

- Maintain the alignment with similar establishments along this side of the Square but to move it back so that it is largely along the side of the building (former Charter House); this may entail a modest reduction in the overall area.
- Using NOSH as a benchmark come up with a scheme that is more appropriate for an important heritage area based around the safe movement of pedestrians that will reflect our (and hopefully your own) aspirations as a Parish Council and that will include demarcation of the limits of the area and the use of appropriately designed cordons or barriers when the area is in use.

To clarify the above comment the submitted scheme is wholly unacceptable and we look forward to a negotiated solution. If that is not possible the Parish Council has no choice but to lodge the strongest possible objection.

Thank you.