
Subject:	Highways Act 1980 – Section 115E – Aspendos, Quarter Deck, 41 – 45 Beach Street, Deal
Meeting and Date:	Regulatory Committee – 22 June 2021
Report of:	Rebecca Pordage, Licensing Manager
Classification:	Unrestricted

Purpose of the report: Permission to site street furniture on the highway

1. Summary

The regulation of the placing of tables and chairs on a highway is a statutory function of the Council under the Section 115E, of the Highways Act 1980.

2. Introduction and Background

- 2.1 Necati Gunes has applied for a Street Furniture permit to allow the placement of 8 picnic style benches with built in seating in the passageway that runs alongside the restaurant. The applicant has requested they be permitted for use between 11:00hrs to 23:00hrs every day. The applicant intends to leave the furniture out 24 hours a day but they are only intended to be used by customers between the hours stated. The nature of the furniture and its permanence may require planning consent, in which case any permission under this application, if it were to be granted, would only be able to be used once relevant planning consent has been granted or there was confirmation that planning consent was not required.
- 2.2 A copy of the application form is shown at **Appendix A**. A map of the area is shown at **Appendix B**. A photo of the furniture in situ is shown at **Appendix C**.
- 2.3 As part of the consultation process views have been sought from local businesses, Kent Highway Services, DDC planning and the Police and no comments have been made. The application was also advertised at the site by way of a Notice and copies were delivered to nearby frontagers.
- 2.4 One representation was received in respect of this application (see **Appendix D**), as follows:

Cameron Arthur objects as he feels that the placement of the furniture will cause a nuisance with regards to noise, litter, anti-social behaviour, smells, and will have an effect on local residents well being and quality of life. Mr Arthur also feels it will cause an obstruction.

3 Options available to the Committee:

- (1) To allow the application as applied for
- (2) To allow the application but with additional conditions
- (3) To reject the application.

Appendices

Appendix A – Application form

Appendix B – Map of area

Appendix C – Photos of the furniture in situ

Appendix D - Representation

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