

Agenda



Special Meeting of Licensing Committee

Date: Wednesday, 1 November 2017

Time: 14:00

Venue: Council Chamber, Clydebank Town Hall, Dumbarton Road, Clydebank

Contact: Nuala Borthwick, Committee Officer
Tel: 01389 737594 nuala.borthwick@west-dunbarton.gov.uk

Dear Member

Please attend a special meeting of the **Licensing Committee** as detailed above.
The business is shown on the attached agenda.

Yours faithfully

JOYCE WHITE

Chief Executive

Distribution:

Councillor Jim Finn (Chair)
Councillor Jonathan McColl (Vice Chair)
Councillor Jim Brown
Councillor Ian Dickson
Councillor Marie McNair
Councillor John Mooney
Councillor Lawrence O'Neill
Councillor Brian Walker

All other Councillors for information

Chief Executive
Strategic Director – Regeneration, Environment and Growth
Strategic Director – Transformation and Public Service Reform
Chief Officer of Health & Social Care Partnership

Date issued: 19 October 2017

LICENSING COMMITTEE

WEDNESDAY, 1 NOVEMBER 2017

AGENDA

1 APOLOGIES

2 DECLARATIONS OF INTEREST

Members are invited to declare if they have an interest in the item of business on this agenda and, if so, state the reasons for such a declaration.

3 APPLICATION FOR GRANT OF A PRINCIPAL STREET TRADER'S LICENCE 5 - 12

Name and Address of Applicant

Date Applied

Duncan Wrethman
5 Cordale Avenue
Renton
G82 4QF

14 July 2017

With reference to the Minutes of Meeting of the Licensing Committee held on 11 October 2017, submit report by the Strategic Lead – Regulatory concerning an application for grant of a Principal Street Trader's Licence by the above named person.

4 EXCLUSION OF PRESS AND PUBLIC 13

The Committee is asked to pass the following resolution:-

"That under Section 50A(4) of the Local Government (Scotland) Act 1973, the press and public be excluded from the meeting for the following item of business on the grounds that it may involve the likely disclosure of exempt information as defined in Paragraph 14 of Part 1 of Schedule 7A of the Act."

5 HEARING REGARDING POSSIBLE SUSPENSION OF A LATE HOURS CATERING LICENCE 15 - 17

Submit report by the Strategic Lead – Regulatory concerning a request from the Chief Constable of Police Scotland for the suspension of a Late Hours Catering Licence.

6 HEARING REGARDING REQUEST FOR SUSPENSION OF A 19 - 21
TAXI DRIVER'S/PRIVATE HIRE CAR DRIVER'S LICENCE

Submit report by the Strategic Lead – Regulatory concerning a request from the Chief Constable of Police Scotland for the suspension of a Taxi Driver's/Private Hire Car Driver's Licence.

7 HEARING REGARDING REQUEST FOR SUSPENSION OF A 23 - 26
TAXI DRIVER'S/PRIVATE HIRE CAR DRIVER'S LICENCE

Submit report by the Strategic Lead – Regulatory concerning a request from the Chief Constable of Police Scotland for the suspension of a Taxi Driver's/Private Hire Car Driver's Licence.

8 HEARING REGARDING REQUEST FOR SUSPENSION OF A 27 - 29
TAXI DRIVER'S/PRIVATE HIRE CAR DRIVER'S LICENCE

Submit report by the Strategic Lead – Regulatory concerning a request from the Chief Constable of Police Scotland for the suspension of a Taxi Driver's/Private Hire Car Driver's Licence.

WEST DUNBARTONSHIRE COUNCIL**Report by Strategic Lead – Regulatory****Licensing Committee – 1 November 2017**

Subject: Application for grant of a Principal Street Trader's Licence**1. Purpose**

- 1.1** To consider an application for grant of a Principal Street Trader's Licence submitted by Mr. Duncan Wrethman, 5 Cordale Avenue, Renton, G82 4QF.

2. Recommendations

- 2.1** It is recommended that the application and the representations submitted be considered and determined by the Committee.

3. Background

- 3.1** Mr. Wrethman submitted an application for grant of a Principal Street Trader's Licence to the Council on 14 July 2017.
- 3.2** Mr. Wrethman is applying to operate a snack van on ground leased from West Dunbartonshire Council in an area off Levenside Road located within Vale of Leven Industrial Estate on Monday to Friday from 7am till 3pm and on Saturdays from 7am until 1pm. Appendix 1 shows the layout of the estate and the position of the proposed site showing the distance from the nearby corner.
- 3.3** As the application for grant of the Principal Street Trader's Licence related to a previously unused static location, public notice of the application was given in accordance with Council policy.
- 3.4** Details of Mr. Wrethman's application were advertised in the 25 July 2017 edition of the Dumbarton Reporter requesting that any objections or representation be submitted no later than 22 August 2017.
- 3.5** 6 letters of objection were received plus one additional petition opposing the siting of the snack van within Vale of Leven Industrial Estate.
- 3.6** Having consulted Roads and Transportation Services, no objection or representation was received. They have however advised that there is a traffic order in place for Levenside Road, including the area adjacent to the location Mr. Wrethman has leased from the Council, which will involve the road being marked with double yellow lines. The areas covered by the TRO are indicated at Appendix 2.
- 3.7** No Police objection or representation was received.

- 3.8** At the meeting on 11 October 2017 the Committee agreed to continue the application to a Special Meeting of the Licensing Committee on Wednesday, 1 November 2017 in order that a Senior Officer from Roads and Transportation Services be invited to attend to answer any questions from Members.

4. Main Issues

- 4.1** In view of the objections received, the applicant and each of the individuals who have submitted an objection to the application have been invited to attend the special meeting of the Committee to be held on 1 November 2017.

- 4.2** A summary of the objections received are as follows:-

- (i) There are concerns over road safety given the proposed location of the snack van and its proximity to a 90 degree corner approximately 50 metres away.
- (ii) Levenside Road is currently subject to a Road Traffic Order which will involve double yellow lines being marked on the road adjacent to the proposed site of the snack van.
- (iii) There are concerns over the viability of the existing café located within Leven Industrial Estate expressing fears that this will result in the loss of 2 jobs.
- (iv) There is a perception that the introduction of a snack van would lower the tone of the industrial estate also suggesting an increase in littering.
- (v) One objection suggested that the siting of a snack van may impact on the Council's marketing of vacant industrial units within the estate.

5. People Implications

- 5.1** There are no personnel issues.

6. Financial Implications

- 6.1** There are no financial implications

7. Risk Analysis

- 7.1** There is no increased risk to the Council associated with the contents of this report.

8. Equalities Impact Assessment (EIA)

- 8.1** No impact assessment is required because this report does not involve any change to policies or services or financial decisions.

9. Consultation

- 9.1** Police Scotland and West Dunbartonshire Council's Roads and Transportation Services were consulted in relation to the application. An advert giving details of the application was also advertised in the 25 July 2017 edition of the Dumbarton Reporter inviting representations or objections.

10. Strategic Assessment

- 10.1** In terms of the Council's Strategic Priorities, the purpose of licensing is to protect the welfare of the community, including vulnerable people.

Strategic Lead - Regulatory

Date 12 October 2017

Person to Contact: Robert Mackie,
Senior Officer (Licensing Services),
Licensing Team,
Garshake Road,
Dumbarton,
G82 3PU.

Tel. No. (Direct line) 01389 738742.
robert.mackie@wdc.gcsx.gov.uk

Appendices: Appendix 1 – Map indicating location of proposed site and distance from nearest corner

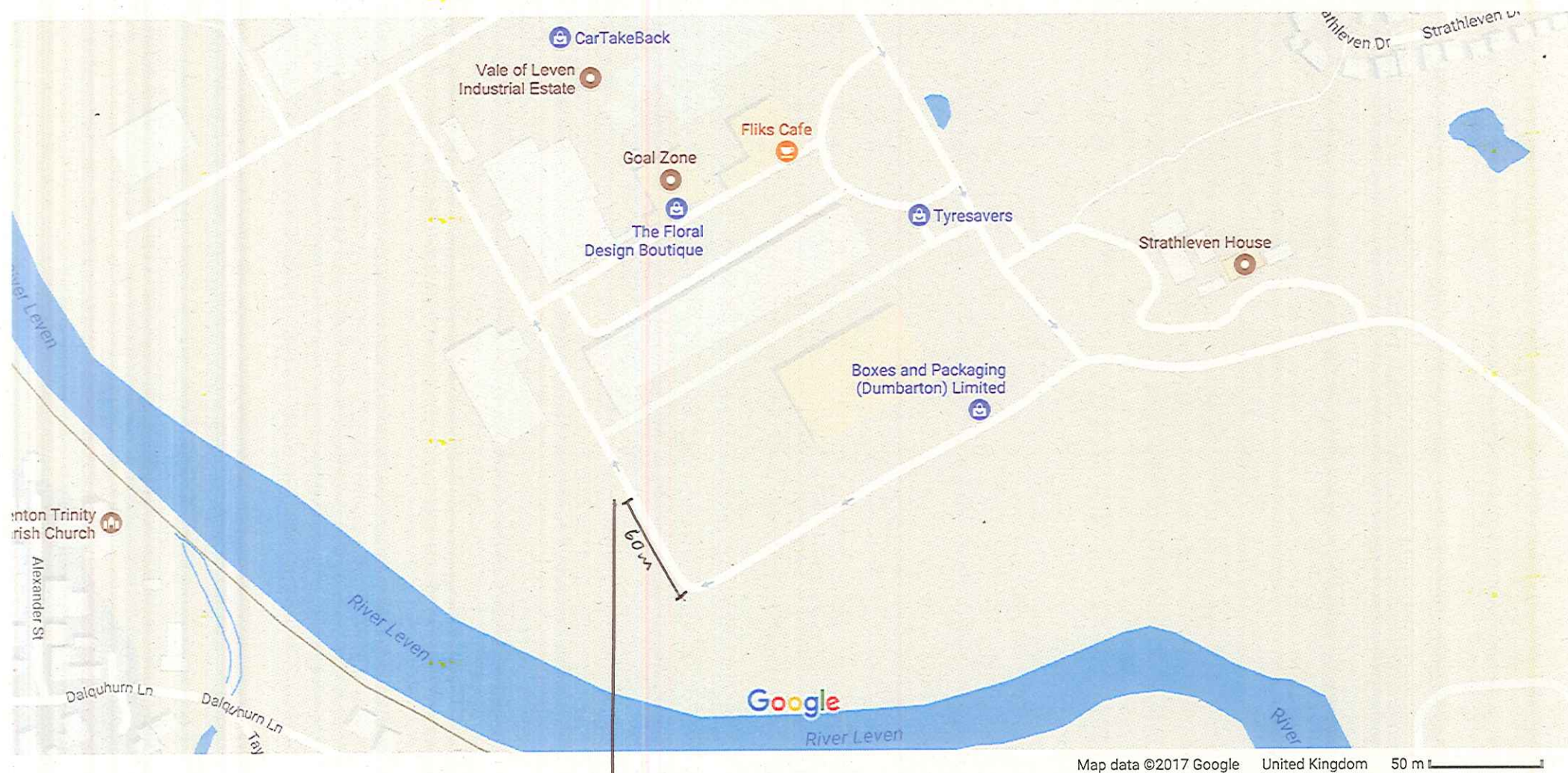
Appendix 2 – Map indicating area within Vale of Leven Industrial Estate which will be marked with double yellow lines.

Background Papers:

1. Application for grant of Principal Street Trader's Licence from Mr. Duncan Wrethman, 5 Cordale Avenue, Renton, G82 4QF.
2. 6 letters of objection and a petition received on or before the statutory period for submission of objections.
3. Letter to Mr. Wrethman dated 11 October 2017.
4. Letters to all 6 objectors dated 11 October 2017.

Wards Affected: N/A.

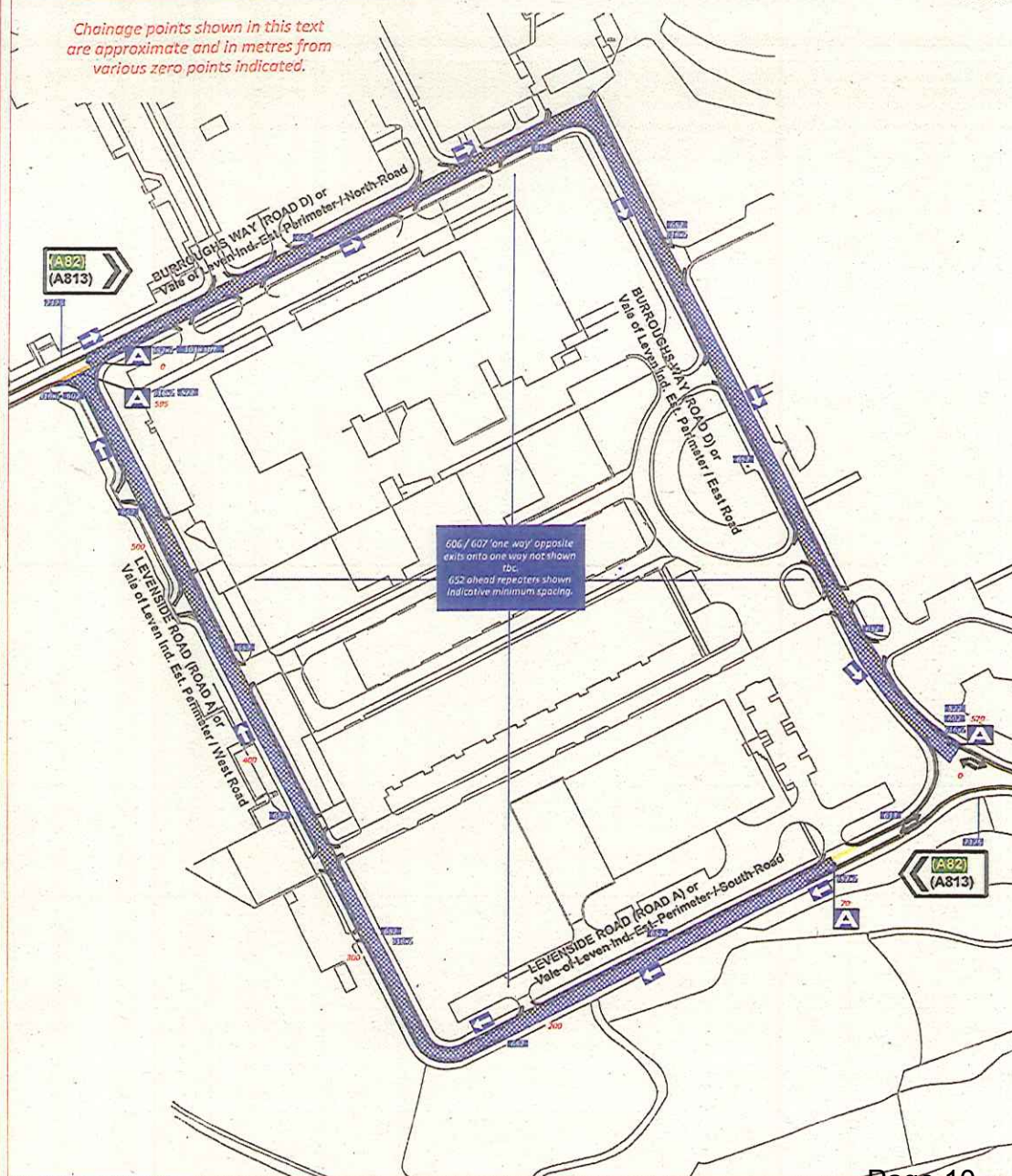
Google Maps



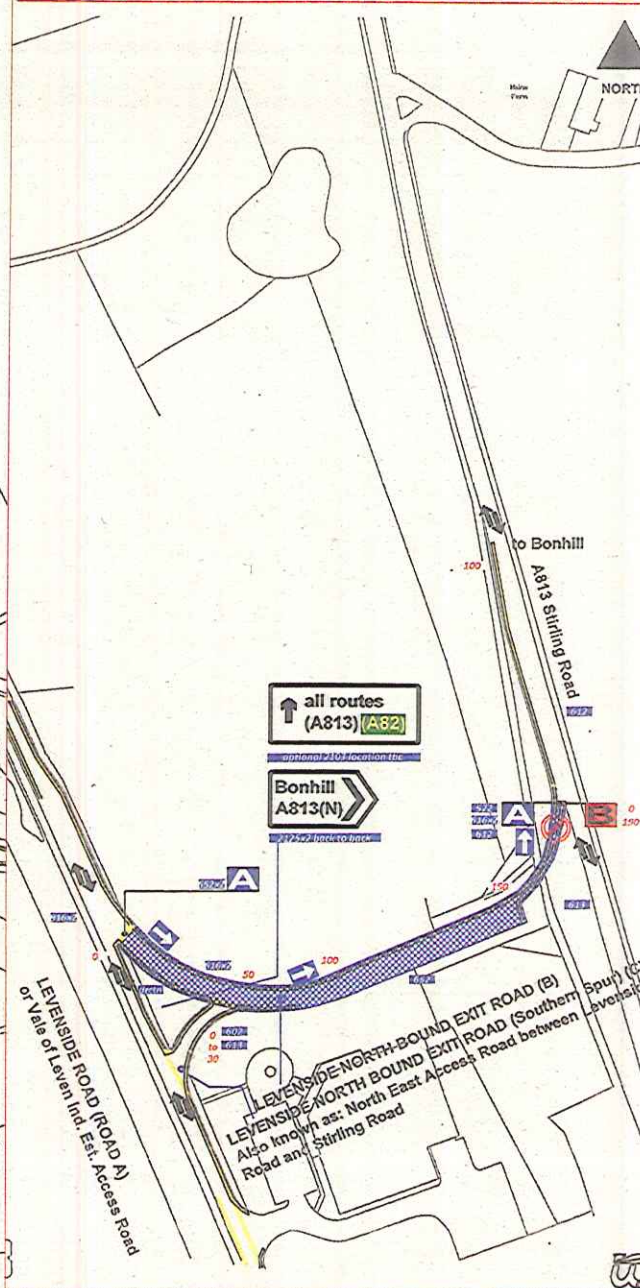
Proposed Street Trader

SHEET ONE/THREE - DRIVING RESTRICTIONS **VIEW PANEL 1/5** **ROAD LENGTH: LOOP**

Chainage points shown in this text are approximate and in metres from various zero points indicated.



SHEET ONE/THREE - DRIVING RESTRICTIONS **VIEW PANEL 2/5** **ROAD LENGTH N/B EXIT ROAD**



NOTES
This drawing indicates possible Waiting / Loading restrictions for:

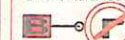
West Dunbartonshire Council
(Various Roads, Vale of Leven Industrial Estate Area, Dumbarton) (Driving and Waiting Restrictions) Order 2017

Sheet 1 of 3

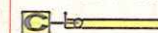
Article 3, Schedule / ITEM A
One Way in direction indicated, sign refs 652, 616 (606/9/12 etc) TSM3 / 521/2 TSM4 / 1003, 1009, 1038, 1036.1, 1046 etc TSM5. Schedule points labeled. Current extent & direction indicated as follows:



Article 4, Schedule / ITEM B
No Right Turn, sign refs 612 TSM3. Extent indicated as follows:



Article 5, Schedule / ITEM C
No Waiting No Loading At Any Time, sign refs 638 TSM3 not shown / 1018.1 TSM5. Schedule points labeled. Extent indicated as follows:



Article 6, Schedule / ITEM D
No Waiting At Any Time, sign refs 1018.1 TSM5. Schedule points labeled. Extent indicated as follows:



TSM - Traffic Signs Manual. Sign and Road Marking Traffic Signs Manual. References indicated as follows:

1040

B	Additional minor revisions, further new road name information, add turn lane, additional sheet for details - for consultation	DEC 2016
A	Minor extent revisions post preliminary consultation for discussion	NOV 2016
+	For PRELIMINARY consultation purposes	June 2016
REVISION	DESCRIPTION	BY / DATE

DESIGNED BY	SG	DATE	June 2016
CHECKED BY	RWDB	SCALE	1:2000 at A3

West Dunbartonshire Council
(Various Roads, Vale of Leven Industrial Estate Area, Dumbarton) (Driving and Waiting Restrictions) Order 2017

Extent of Restrictions (1/3)
Driving Restrictions: One Way and No Right Turn plus Road Signs.

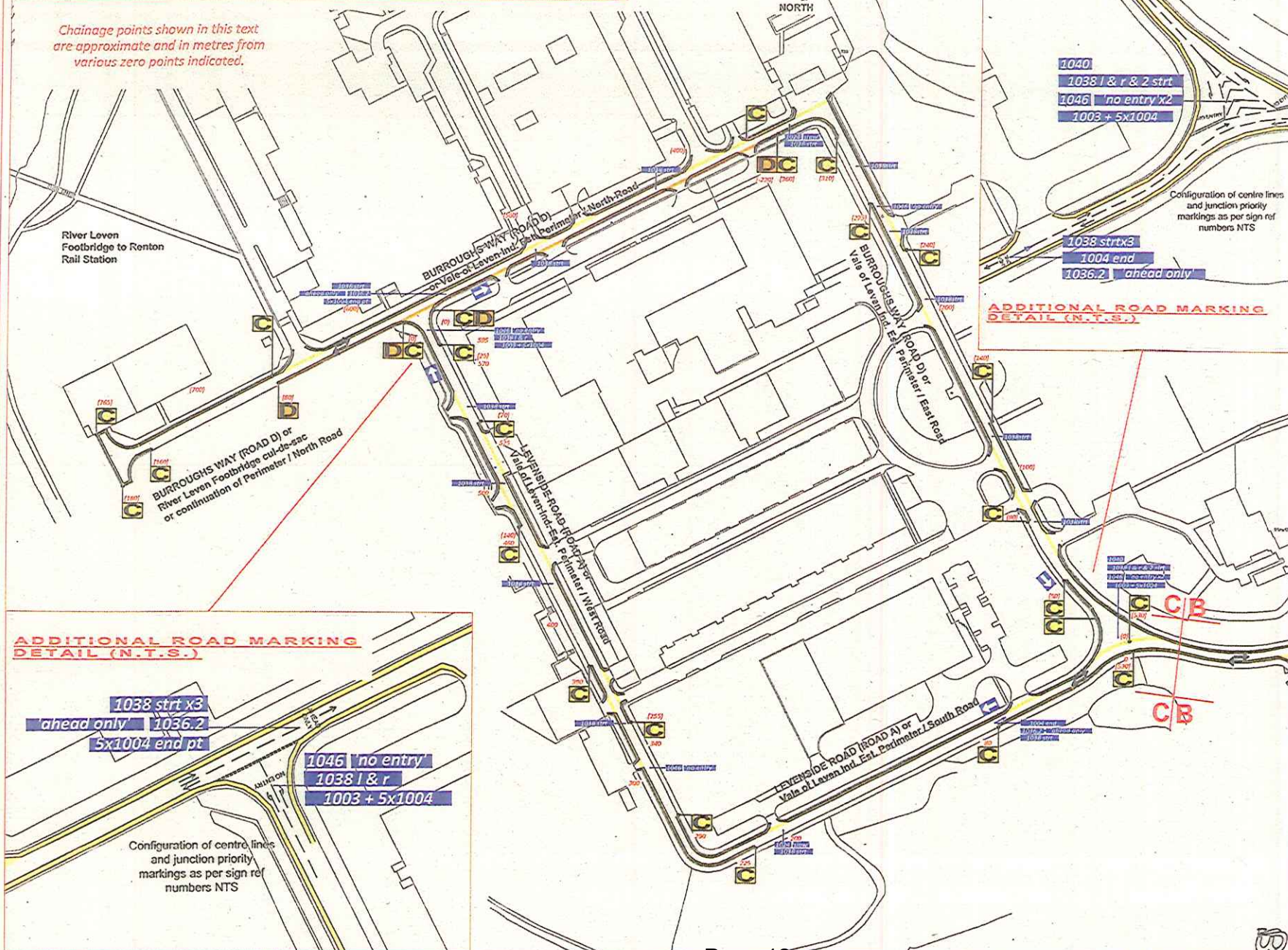
West Dunbartonshire Council
Regeneration, Environment & Growth
Roads & Transportation Services

Council Offices, Garthside Road, Dumbarton G82 3PU
tel: 01519 737631 web & email: www.westdunbarton.gov.uk

Project / File: 57/lbc
Drawing No: VLIDW/2017/01/103/8
Date: 10/11/17

SHEET THREE/THREE - WAITING RESTRICTIONS
VIEW PANEL S/S
ROAD LENGTH C-C: LOOP + CUL DE SAC

Chainage points shown in this text are approximate and in metres from various zero points indicated.



1040
 1038 l & r & 2 str
 1046 'no entry' x2
 1003 + 5x1004

1038 str x3
 1004 end
 1036.2 'ahead only'

**ADDITIONAL ROAD MARKING
 DETAIL (N.T.S.)**

**ADDITIONAL ROAD MARKING
 DETAIL (N.T.S.)**

1038 str x3
 'ahead only' 1036.2
 5x1004 end pt
 1046 'no entry'
 1038 l & r
 1003 + 5x1004

Configuration of centre lines and junction priority markings as per sign ref numbers NTS

This drawing indicates possible Waiting / Loading restrictions for:

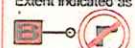
West Dunbartonshire Council
 (Various Roads, Vale of Leven Industrial Estate Area, Dumbarton) (Driving and Waiting Restrictions) Order 2017

Sheet 3 of 3

Article 3, Schedule / ITEM A
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Article 6, Schedule / ITEM D
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REVISION	DESCRIPTION	BY / DATE
DESIGNED BY	SG	DATE June 2016
CHECKED BY	RWDB	SCALE 1:2000 at A3

West Dunbartonshire Council
 (Various Roads, Vale of Leven Industrial Estate Area, Dumbarton) (Driving and Waiting Restrictions) Order 2017

Extent of Restrictions (3/3)
 Waiting and Loading plus Road Markings.

West Dunbartonshire Council	
Regeneration, Environment & Growth	
Roads & Transportation Services	
Council Offices, Garraha Road, Dumbarton G82 2PU Tel: 01360 727631 web & email: www.west-dunbarton.gov.uk	
Project / File No	57/tbc
Drawing No / Title	VLDDWR2017/01/3/01A
Drawn By	WDC



NOT FOR PUBLICATION

**by virtue of Paragraph 14 of Part 1 of Schedule 7A of
the Local Government (Scotland) Act, 1973**

**ANY ACTION TAKEN OR TO BE TAKEN IN
CONNECTION WITH THE PREVENTION,
INVESTIGATION OR PROSECUTION OF CRIME**

PLEASE NOTE THAT CONFIDENTIAL PAGES HAVE BEEN REMOVED