

Addendum

LA01/2022/0735/F

1.0 Update

- 1.1 The Planning Department received correspondence from the applicant on 24 October 2022. In response to the objection, this alleges that consent was provided by the Car Parks/ Concessionary Trading Section of the Council for the container, subject to obtaining planning permission. The correspondence adds that they would not have gone to the expense of acquiring and adapting the container without the consent of the Car Parks/ Concessionary Trading Section of the Council. It alleges that the Car Parks/ Concessionary Trading Section of the Council has indicated use of enforcement action to remove the container. Concerning the appearance of the container, the correspondence states that it has no aesthetic or adverse impact and that it cannot be seen after dark. The correspondence alleges that the challenge has come about as their proposal has no wheels even though it is a semi-permanent moveable structure.
- 1.2 The proposal has been assessed by the Planning Department on its planning merits and has been found unacceptable. The consenting process for concessionary trading by the Council is a separate process which is not conflated with the merits of the planning application. Paragraph 8.11 of the Planning Committee Report considers the appearance of the kiosk and finds it unacceptable having regard to the requirements of Policy DES 2. As set out at Paragraph 8.12 of the Planning Committee Report, the proposal by reason of its in-situ nature, is distinguishable from catering vans or wagons which are moved on and off site.

2.0 Recommendation

- 2.1 That the Committee note the contents of this Addendum and agree with the recommendation to refuse the proposed development in accordance with paragraph 1.0 of the Planning Committee Report.