

APPENDIX D

Applicant: Mr A. Marcus

Location: On the footway outside 77 High Street Thornton Heath
Surrey CR7 9RY

1. Detailed Considerations

- 1.1 The owner of 77 High Street was granted a street designation order and street trading licence in May 2008 to display flowers to the left hand side of the front door only.

A copy of the current licence is attached at Appendix D1.

- 1.2 On the 9 March 2012 Mr Marcus submitted a variation application to the Licensing Team to vary his licence to include the sale of second hand furniture and bric a brac.

A copy of the variation form is attached as Appendix D2.

- 1.3 The applicant is already displaying the furniture etc and photograph

Appendix D3 shows the display.

- 1.4 The Police licensing Officers, Food Safety team, Planning, Highways, and parking services divisions were invited to comment on this variation application, no objections have been received.

Appendix 01

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STREET TRADING LICENCE

The Council of the London Borough of Croydon being the Local Authority for the purposes of the London Local Authorities Act 1990

**HEREBY LICENCE
TO USE SITE KNOWN AS**

Mr Anthony Marcus
Simply Fresh
77 High Street
Thomton Heath
Surrey
CR7 8RY

**TO DISPLAY
SIZE OF DESIGNATED DISPLAY**

Flowers
Left of front door Length 2.5m, Width 2m,
Height 1.5 m

PERMITTED DAYS & TIMES

Monday to Saturday 0800 hours until 2100
hours
Sunday 0900 hours until 1800 hours

**VEHICLE REG NO
VEHICLE DIMENSIONS**

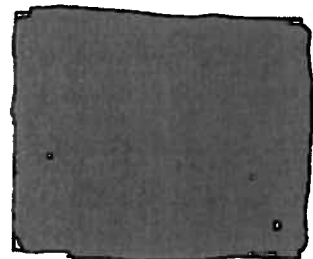
N/A
N/A

Please note that the person named on the licence and whose photograph appears on the licence is responsible for the premises at all times. This licence may not be transferred to any other person.

Date Licence Valid From: 21.07.2011

Licence Expires: 21.7.2012

Licence Number: 11/00832/STTR



Michael Goddard
Trading Standards and Licensing Manager
Planning & Environment Department



Appendix 04

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Special Conditions

Non Transport for London Maintained Roads

1. The Licence shall ensure that there is a minimum clear passage of **2.0 metres** between the front edge of their display and the edge of the kerb or any item of street furniture (railings/lamp posts etc) – whichever is the nearer to the display.
2. A clear copy of the licence shall be displayed in the front window of the premises at all times and should be visible to passers – by.
3. Please note that the person named on the licence and whose photograph appears on the licence is responsible for the premises at all times.
This licence may not be transferred to any other person.
4. The right to trade from the designated site will be temporarily suspended when Utility Companies or the Highway Authority require access to the footway to carry out necessary works, until the completion of those works.
5. The limits of the designated area may be marked on the footway/roadway by the Council to enable verification by Council & Highway Officers.
6. Premises displaying tables and chairs shall enclose the display area with a suitable barrier material e.g. rope.
7. The licence holder is responsible for removing all litter from the licensed area and adjacent footway at regular intervals during the day and at the close of business each day.



Appendix D2

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Environmental, Cultural
Sports Services Department
39 MAR 2012

STREET TRADING LICENSING
APPLICATION FOR A VARIATION OF
STREET TRADING LICENCE

Return completed form to: Licensing Team, Planning & Environment Department, London Borough of Croydon, 9th Floor North Side, Taberner House, Park Lane, Croydon, CR9 3JS. Telephone: 020 8760 5466 Fax: 020 8760 5786.

This application is required to be submitted if you would like to vary a current street trading licence.

Insert name ANTHONY MARCUS *Insert home address* 77 HIGH STREET
THORNTON HEATH SURREY CR7 9RY

would like to vary the street trading licence Nowhich is valid for the following site.

insert trading address
77 HIGH STREET THORNTON HEATH SURREY CR7 9RY

Please give details of the required variation :

SECOND HAND FURNITURE / BRIC A BRAC

I understand that this variation application may be referred to the Council's Licensing Committee for a decision.

I declare that all the information given on this form is accurate to the best of my knowledge.

I enclose a fee of £23 which I understand is not refundable .

Please make cheques payable to Croydon Council.

Signature of applicant(s) or applicant's Solicitor or other duly authorised agent:

Date 5-3-12

If you require any assistance with the completion of this form please contact the Licensing Team on 0208 760 5466

Office use only

Date application received: 9/3/12 Receipt No. 15387

705
ALAL MEAT
AN FOOD • FRUIT & VEG
TEL: 020 8584 3360

SIMPLY FRESH
Flowers for all Occasions
77 HIGH ST. THORNTON HEATH. TEL: 883 2747



RESTRICTED (when completed)

WITNESS STATEMENT

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; MC Rules 1981, r.70)

Statement of **Fiona Woodcock**

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Age if under 18 **Over 18** (if over 18 insert 'over 18') Occupation: **Market Inspector and street trading enforcement officer.**

This statement (consisting of ... 1.... pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature: Fiona Woodcock

Date: 30th April 2012

Tick if witness evidence is visually recorded (supply witness details on rear)

I am employed by Croydon Council as a Market Inspector and Street trading enforcement Officer. Part of my duties includes inspecting street trading sites around the borough of Croydon. On Saturday 18th February 2012 at 12.56 I was on duty in High Street Thornton Heath when I walked past 77 and saw a display of secondhand furniture outside on the pavement. I would describe the display at the time as untidy. I knew that this particular premises had a licence for selling flowers but found that none were on display amongst the secondhand furniture. I measured the display and found that it was over the licensed area by 5" towards the neighbouring shop and 6" over the front marks which were marked out clearly in white spray. I pointed this out to the licence Holder Mr Anthony Marcus who was outside the shop at the time, he then removed the furniture displayed over the designated area. . I gave Mr Marcus a variation form to complete to add furniture to the flowers and queried if in fact he did wish to continue displaying flowers, he confirmed he did. He asked for help to complete the form then refused to sign it. I told him it was not valid if it was not signed and he still refused. I took the form unsigned. He did not offer any good explanation for refusing to sign the form. We then had a discussion about where he could place his excess furniture and the importance of keeping the display looking tidy, safe and in the area that was marked out.

Fiona Woodcock

Signature: Fiona Woodcock Signature witnessed by:

