

# Approval to Place Tables & Chairs on the Public Highway

The Highways Act 1980 Section 115E



Highways & Engineering Division  
3rd Floor, Paderborn House, Howell Croft North, Bolton BL1 1UA  
Tel: 01204 336677  
Email: highwaylicensing@bolton.gov.uk

**Licence Number**

**26605**

## **Name of Licence Holder**

The Kitchen  
The Kitchen  
93 Market Street  
Westhoughton

BL5 3AA

## **Address Of Premises Licenced To Place Tables & Chairs On The Public Highway**

The Kitchen 93 Market Street  
MARKET STREET  
WESTHOUGHTON  
WESTHOUGHTON

## **Street Cafe Licence Valid For The Period Stated Below**

Licence Type: Street Cafe - Temporary

Valid Start Date: 13/04/2021

Valid End Date: 12/07/2021

## **Area Of Public Highway To Be Occupied By The Tables & Chairs**

Width (Metres) 4.40

Length (Metres) 2.50

## **Hours Of Operation**

## **Important Note**

This approval has been granted subject to the conditions listed overleaf, and in no way grants permission for the placing of any advertisement boards or other advertisement equipment on the public highway.

The Street Café Licence will only cover a maximum period of 12 calendar months from the date of approval or renewal of the Licence, at the end of this period a further application will be required to be submitted.

**Authorising Officer:** .....

**Date:** 13/04/2021

## **General Conditions of Licence**

1. Bolton Council may request that the area occupied by the Street Cafe be defined by Brass Studs installed within the surface of the highway. If required these studs shall be installed by the Licensee in agreement with the Council at the Licensee's cost.
2. The tables & chairs hereby approved shall only be placed on the public highway during the agreed operating hours stated on this Street Cafe Licence. Outside these stated hours, all furniture shall be removed and stored off the public highway.
3. The general cleaning and appearance of the licensed area will become the responsibility of the Licensee during the hours of operation of the Street Cafe.
4. The Licensee will be required to revert the area for normal highway use outside the agreed operating hours in a clean and unobstructed state.
5. All tables & chairs shall be suitable for the purpose, clean, tidy and maintained to a high standard. There shall be no overhanging or obstruction of any item on or over the public highway whatsoever, other than in the permitted area specified in this Street Cafe Licence.
6. Tables must be cleaned as soon as they become vacant, if not before.
7. If umbrellas or parasols are proposed, they must be adequately secured and positioned so as not to project beyond the designated area.
8. Litter receptacles will be required within the Licensed area and the adjoining highway to be kept in a clean and tidy condition.
9. The playing of amplified music outside the premises will not be allowed under the Street Cafe Licence.
10. The sale of takeaway food or drink from outside the premises will not be allowed under the Street Cafe Licence.
11. A minimum distance of 0.75m from the face of the building is required to adequately accommodate tables & chairs plus seated persons.
12. Generally a 5.0m wide corridor should remain as a clear and unobstructed route for pedestrians and emergency vehicles.
13. In partially pedestrianised areas, tables & chairs must only be placed on the public highway, which is shared with vehicles, inside the times designated for pedestrian use. Street cafe furniture will be allowed on licensed areas 30 minutes after vehicular access is closed. All street cafe furniture must be removed 30 minutes before vehicle access commences.
14. A minimum width of 1.8m unobstructed footway is required for safe pedestrian movement, and their needs must be paramount, nor should they be diverted from their main route. In areas of heavy pedestrian flows or on bus routes a minimum width of 2.3m unobstructed footway is required.
15. In a situation where there is a significant amount of street furniture, a minimum width of 1.8m will be required from the line of the street furniture rather than the face of the kerb edge or other defined edge.
16. The area of the street cafe must be defined by a barrier at all times whilst the tables & chairs are placed on the public highway. The barriers shall be provided with a 'tapping rail' a maximum 0.2m above ground level and a minimum 0.05m thickness.
17. Street cafe tables must be served directly from adjacent building premises where the food is prepared and sold.
18. The Licensee is fully responsible for ensuring that the Street Cafe is covered by a valid Highway Licence at all times, ensuring that the Licence is renewed on or before the due date. Failure to do so may result in action being taken for the removal of the Street Cafe from the public highway.
19. The Licensee must be covered by Public Liability Insurance which should be available for inspection, minimum cover of £3 million, and should indemnify Bolton Council from and against all actions, claims, losses and expenses whatsoever in respect of personal injury or damage to property, however, caused, arising out of or in anyway attributed to the Street Cafe.

### **Note:**

Failure to comply with any of the terms & conditions listed above may result in the Street Café Licence being revoked.