
**Please find attached the additional paper in respect of
Item 7 on the agenda for the above meeting**

7.	Section 39: Licensing of Street Traders (Pages 1 - 2) Hearing to consider application for Grant of Street Trader Licence for layby on A68, East Craigford, South of Earlston – J Sclater. (Copy application together with letter of objection attached.) (applicant cited to attend.)	20 mins
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Henderson, Fiona

From: Wilson, Jackie (Licensing)
Sent: 16 September 2019 16:07
To: Henderson, Fiona
Subject: FW Civic Licensing Committee Meeting

Importance: High

Good morning Jackie ,

I would be grateful if you could share the contents of this email with the Licensing Committee , in the hope that I can satisfy the concerns of the objection received regarding my application to trade from the East Craigsford Lay-By .

1 _ROAD SAFETY .

I had initially applied to Transport Scotland for permission to trade from the larger Lay-By approx 300mt South of this site , but this application was turned down because of road safety issues at that stretch of road , But was informed that in the past trading had been permitted from the East Craigsford Lay-By , and that this had raised no idecibel noise I then applied for and was granted consent from Transport Scotland to trade from the Lat-By , this is a one year arrangement and will be renewed if no issues are caused by my trading .

2 __CHILDREN ON PONIES .

I was also granted full planning consent to trade , Mon to Fri 0700-1900 and Sat 0800-1300 , however I am initially only intending to trade 0700-1430 Tues till Friday ,so would rarely be there outwit school hours .

3 __NOISE FROM GENERATOR.

I have already purchased a modern petrol generator ,which has a low noise output of 65 decibels (normal conversation is 60 and a household vacuum cleaner is 70) all of which will be far lower than passing lorries/tractors or even cars ,so I would hope that this would not be an issue .

4 __FEEDING OF PONIES.

I can only think that if this has been a problem in the past , that maybe a sign asking people not to do so might work , i would definitely discourage anyone I saw doing so , but the PONIES seem to be behind an electric fence at the moment , which keeps them around 10mts away from the boundary fence between the field and Lay-By . Further on this matter , I wonder if litter from the Lay-by has went in to the field , as at the moment litter seems to be an issue ,(can supply photos),but as part of the conditions of my permission from Transport Scotland and of my Planning Consent i will supply bins , and clear any waste and or litter from the site at the end of each trading day , which again could only be of benefit to the site and it's neighbours.

5 __BLOCKING THE GATE .

As part of my application I showed that the trailer would be sited as near to the middle of the Lay-By as possible , while the gate is at the North corner , however , if I saw anyone parking over the gate i would verbally discourage them for doing so .

I hope that these points will satisfy and relieve the concerns raised in the letter of objection ,

On a personal note , it has been a long and costly journey going through the process of obtaining the various consents and planning , and I had thought that I was eventually ready to start trading , having obtained Planning consent and Transport Scotland's consent , and also having given notice at this site

already (which went through without objection) as well as purchasing and equipping a vehicle that would satisfy Environmental health , obtaining food safety qualifications etc , only to find that I had ran out of time to activate my Traders licence . I have discounted trading elsewhere ,as the biggest part of my reason for choosing this site is the proximity of it to my home and storage compound for the trailer , both of which are in Newtown St Boswells .

I am more than happy to answer any questions raised by the committee.

Yours Sincerely
John Sclater