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| <b>Subject:</b>                       | <b>Interim Policy Statement:<br/>Hot Food Takeaways -<br/>Updated</b>                  | <b>Status:</b>           | For Publication            |   |
| <b>Report to:</b>                     | Policy Overview and Scrutiny   | <b>Date:</b>             | 13 <sup>th</sup> June 2011 |   |
| <b>Report of:</b>                     | Director of Business   | <b>Portfolio Holder:</b> | Regeneration               |   |
| <b>Key Decision:</b>                  | <input checked="" type="checkbox"/> Forward Plan <input checked="" type="checkbox"/>   | <b>General Exception</b> | <input type="checkbox"/>   | <b>Special Urgency</b> <input type="checkbox"/> |
| <b>Community Impact Assessment:</b>   | Required:  | Yes                      | <b>Attached:</b>           | Yes   |
| <b>Biodiversity Impact Assessment</b> | Required:  | No                       | <b>Attached:</b>           | No  |
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| <b>1.</b> | <b>RECOMMENDATION(S)</b>   |
| 1.1       | That Policy Overview and Scrutiny recommend to Cabinet the approval of the Interim Hot Food Takeaway policy document June 2011, with the minor amendments proposed for Development Control purposes in the determination of planning applications. |
| 1.2       | That Policy Overview and Scrutiny recommend to Cabinet that all future minor amendments to the policy to be delegated to the Director of Business in consultation with the Portfolio Holder.   |

## 2. PURPOSE OF REPORT

- 2.1 For members to note and recommend to Cabinet the amended Interim Policy on Hot Food Takeaways for Development Control purposes to take account of the Shop Front Design Guide Supplementary Planning Document, which is also proposed for approval elsewhere on the June Cabinet Agenda.

## 3. CORPORATE PRIORITIES

- 3.1 The matters discussed in this report impact directly on the following corporate priorities:
- **A clean and green Rossendale** – creating a better environment for all.
  - **A healthy and successful Rossendale** – supporting vibrant communities and a strong economy.
  - **Responsive and value for money local services** – responding to and meeting the different needs of customers and improving the cost effectiveness of services.

## 4. RISK ASSESSMENT IMPLICATIONS

- 4.1 All the issues raised and the recommendation(s) in this report involve risk considerations as set out below:
- The Interim Policy Statement: Café's, Restaurants and Hot Food Takeaways is an essential tool in assisting the regeneration of Rossendale, keeping the Borough clean and would assist in health and well-being across the Borough. The Policy achieves this by controlling the location and number of Hot Food Takeaways thereby keeping the Borough's Town Centres vital and viable, as well as securing improvements in visual amenity where approval is given. The Policy assists in keeping the Borough clean through the provision of adequate litter bins and suitable waste management within the proposals. The Policy seeks to locate new Hot Food Takeaways some distance from schools, youth facilities and parks. Resisting applications for planning permission where such problems exist would be much more difficult and costly for the Council

without this Interim Policy being adopted.

**5. BACKGROUND AND OPTIONS**

- 5.1 Members may recall approving for consultation purposes an Interim Policy for Hot Food Takeaway establishments in June 2009, the policy has subsequently been used for development control purposes.
- 5.2 The Hot Food Takeaway (HFTA) Interim Policy document requires minor wording changes to the supporting text of policy HTFA policy 4, so that it is brought into alignment with the Shop front Design Guide Supplementary Planning Document. However, the report in June 2009 was written prior to the clause introduced into subsequent cabinet reports allowing minor changes to be undertaken without Cabinet approval. Accordingly, for the Interim Policy to have the full weight of adoption, it is necessary for this document to be brought back before members for approval. All subsequent minor changes in the future can be subject to agreement with the Portfolio Holder and the Director of Business, providing this report as set out is approved.

**COMMENTS FROM STATUTORY OFFICERS:**

**6. SECTION 151 OFFICER**

- 6.1 Any financial implications arising will be met from existing budget resources.

**7. MONITORING OFFICER**

- 7.1 No additional comments.

**8. HEAD OF PEOPLE AND POLICY (ON BEHALF OF THE HEAD OF PAID SERVICE)**

- 8.1 No Human Resource implications arising from the report.

**9. CONSULTATION CARRIED OUT**

- 9.1 As below.

**10. CONCLUSION**

- 10.1 That the Policy previously presented to Cabinet has been the subject of a consultation period of 6 weeks and 1 day and has been amended in the light of the comments made. The Policy is considered to be ready for adoption for Development Control purposes.

No background papers