

Council Meeting – 18th April 2011

Notice of Motion – Planning Condition for Litter bins for hot food takeaways

Introduction

The following notice has been submitted from Councillors I. Shires, P. Hughes, Cook and D.A. Shires:

Council recognises the litter problems created, especially in those areas designated District Centres, where there are a high proportion of takeaway food outlets.

Council therefore requests that, unless there are pressing local reasons not to do so, a standard planning condition for planning applications for such developments will automatically be imposed for the provision and emptying of a litterbin at the applicant's expense in the vicinity of the development.

Background Information

1. Current Position

Planning conditions must meet the tests of Circular 11/95 (planning conditions) which in summary requires planning conditions to be relevant, necessary, enforceable and proportionate in their requirement.

Over the years this has meant that each particular case is considered on a site by site basis weighing up the individual circumstances of each case. One of the biggest stumbling blocks was who would empty them on a sustainable basis.

2. Proposed Position

Recently planning officers have been working with Mark Holden, the Council's Head of Street Pride and his team who are now happy to empty such bins working with the operator. Therefore planning officers are able to apply a planning condition that meets the aims of this motion for all new take away permissions subject to the identification of a suitable location and an agreed emptying methodology. The condition requires the provision of a bin by the proprietor (at his/her expense) before the use is commenced and that arrangements are made with the council's Streetpride section for its emptying or it is emptied by the operator of the take away.



Tim Johnson
Executive Director
8 April 2011