



Outdoor Dining Policy

Reference Number:	4.24
Type:	Council
Category:	Safety & Community
Relevant Community Plan Outcome:	<ul style="list-style-type: none"> • Provide accessible social infrastructure and services that engage our diverse community. • Capitalise on partnerships, build community resilience and sense of belonging. • Create opportunities for community leadership and civic participation. • Be bold and innovative in our practices, leadership and decision making.
Responsible Officer(s):	Manager Public Health & Safety
First Issued/Approved:	September 2007
Minutes Reference:	CoS 3/10/2017, Item 3.42
Last Reviewed:	October 2017
Next Review Due:	October 2019
Applicable Legislation:	Local Government Act 1999 Development Act 1993 Disability Discrimination Act 1992 Australian Standards
Related Policies:	Risk Management Policy Development Plan Fees and Charges Register
Related Procedures:	N/A

1. Purpose

The City of Charles Sturt recognises the increasing popularity of outdoor dining and its contribution to increased social and cultural life within the City, enhancing a sense of identity, vibrancy, security and relaxation, and its importance for economic prosperity of the City.

This policy assists Council to safely manage the competing needs and interests of pedestrians, road users and business owners by allowing outdoor dining in a manner that improves the usage, quality and image of the City's public realm.

2. Scope

This policy covers all applications made to Council for the use of public roads for the purpose of outdoor dining.

Policy Statement

Council provides footpaths for walking, cycling and small wheeled vehicles, but they can also be used in some circumstances, where space allows, for outdoor dining Permits. This policy supports that use and outlines the objectives that Council is seeking to obtain.

- 3.1 A person must obtain a permit before using a public road (including a footpath) for outdoor dining (an Outdoor Dining Permit), or any other business use. Development approval may also be required and applicants should seek advice as to all approvals and permits that are required before using any part of a road for outdoor dining, or any other business use. (It is an offence to use a public road for a business purpose unless authorised to do so by a permit).
- 3.2 Council encourages the use of public footpaths and spaces for outdoor dining for the enhancement of street life and public spaces.
- 3.3 Council encourages outdoor dining when the needs of all users of the street and public space, including the safety of pedestrians and other users are met. Council will take these factors into account, as well as other relevant factors in assessing an application for an Outdoor Dining Permit.
- 3.4 Council encourages outdoor dining when it is designed to protect and enhance the character of its surrounding streetscape and built form.
- 3.5 Applications for Outdoor Dining Permits must be made in writing in the form specified by the Council and accompanied by such information as the Council may reasonably require.
- 3.6 Outdoor dining shall be conducted in accordance with the Outdoor Dining Permit conditions, other approval granted.
- 3.7 The Mayor and Ward Councillors are to be advised of all applications considered by the Staff Advisory Group for Outdoor Dining Permits and can request that the assessment be referred to Council for a decision.
- 3.8 Outdoor Dining permits will be subject to conditions (including the payment of an annual fee) as determined by the Council and set out in the Outdoor Dining Permit.