

Policy 232 - Commercial Mobile Vending Policy

7.1 Introduction

Parramatta City Council has a policy of supporting and encouraging street trading activities as an effective means of enhancing the public environment.

7.2 Purpose

To establish decision making criteria for the effective management of commercial mobile vending vehicles on council's footpaths, roads and public plazas within the Parramatta local government area.

Types of mobile vending include but are not limited to:

- flower and fruit stalls
- coffee carts
- mobile food vans
- newspaper kiosks

This policy does not extend to itinerate traders on public roads (eg ice cream vending vehicles).

7.3 Aims and objectives of the policy

- To promote a high quality visual environment.
- To support local economic development and commercial vitality.
- To ensure commercial mobile vending contributes to the improvement (i.e function and safety) of the streetscape.
- To ensure that pedestrians and other forms of traffic are not unduly obstructed by mobile vendors.
- To ensure that mobile vending contributes to the amenity of adjoining or nearby properties.
- To ensure mobile vending is compatible with other community uses of public space.
- To ensure that Council clearly communicates its desires and responsibilities for mobile vending across the LGA and that the controls are easily regulated.

7.4 Area to which this policy applies

This policy applies to footpaths, roads and public plazas, which would ordinarily be used by the public for pedestrian movements or recreation across Parramatta Local Government Area.

This policy also applies to any privately owned and managed spaces.

7.5 Relevant Policies

This policy replaces all previous policies relating to Outdoor Dining. This policy should be read in conjunction with Parramatta Local Environmental Plan, City Centre Development Control Plan (DCP), DCP 2001.

The policy provides for development consent and approval currently under Section 125 of the Roads Act, 1993.

The vendor must ensure strict compliance with the following:

- Food Act 2003 and food safety standards adopted therein.
- Food Regulation 2001;
- Guidelines for the Operation of Mobile Vending Vehicles, issues by the Roads and Traffic Authority of NSW
- Protection of the Environment (Operations) Act 1997
- Local Government Act 1993

7.6 Mobile vending cart style and quality

The mobile cart should make a positive contribution to the street environment. A mobile cart that is practical and elegant and integrates well with the surrounding cityscape is encouraged.

All mobile carts will be subject to Council's approval. They must be strong, durable, waterproof and weather resistant and able to withstand the wear and tear of commercial use.

While Council recognises that such activities can add interest and colour to the streetscape it is important that Council maintain pedestrian safety and access, free flow of traffic and improved visual amenity.

The style, layout and orientation of the mobile cart should be chosen according to the extent and shape of the available space. All carts must satisfy relevant Australian Design Standards.

Public safety and comfort must be considered. Sharp edges, and hinges or other moving parts must not present a potential hazard to patrons or pedestrians.

The mobile cart should visually relate to and be physically aligned with existing features and permanent elements of the streetscape and landscape such as trees, pedestrian lights, bollards etc.

7.7 Location and operation of mobile vending

The applicant needs to address the following if operating a mobile vending cart:

- Be located no closer than 20 metres to an existing business selling same or similar products or 20 metres to an existing outdoor dining licenseApproved area.

- Be located no closer than 40 metres from a bus stop with advertising.

- Be in widened footway areas or public plazas.

- Not interfere with access to bus stops or intersections.

- Not impede access to services such as gas or water.

- Have a suitable waste container. Commercial waste storage bins may be required depending on the mobile vending unit.

- Have an adequate supply of potable water.

- Not have any music or other sound devices to attract customers i.e. not audible outside of the mobile cart.

- Remain at all times within the designated and approved area.

- Display their licence at all times during operating hours.

7.8 Advertising

Below are general specifications for advertising and signage. Each application will be assessed to ensure a high standard of graphic design that is complementary to the restaurant / café and streetscape.

Permitted

- to identify the mobile restaurant / café vending cart or advertise products which are a core part of the business and are supplied by the restaurant / café cart to their patrons.

- have only one product, logo or business name being advertised.

- is of a minor and integral element of the mobile cart and does not have an excessive impact on the area of the café cart or the streetscape.

- attach a menu board to the mobile cart.

Not permitted

- over more than 30% of any surface area with the name of the restaurant / café mobile vending cart or logo.

- use of pedestal 'Menu boards', 'A frames' or 'Sandwich boards'.

- to illuminate advertising using neon lighting or similar lighting.

Details of all signage and advertising must be submitted for approval as part of the application.

7.9 Maintenance

The mobile cart must at all times be maintained in a physically sound and aesthetically acceptable condition to the Council's satisfaction. The operator must ensure that the mobile cart is clean and well maintained as specified in the conditions of the licence and development consent.

The operator is to ensure that the requirements of the food safety standards adopted under NSW legislation are fully met.

7.10 Waste management

This policy aims to promote sound environmental practices which reduce the amount of waste generated from the activity and encourages the business owner to responsibly dispose of waste.

Appropriate environmental management is an important issue for Parramatta City Council and the community. Waste management is the responsibility of all stakeholders including Mobile Vending Licence holders.

All waste must be stored in an appropriate container and any owner or occupier must accept and demonstrate responsibility for the disposal of all wastes as well as the cleanliness of the area immediately adjacent to their premises.

To ensure the area is maintained in a clean and hygienic state at all times and to reduce the impact of waste upon the environment, the following requirements will apply:

Licence holders must maintain the cleanliness of the mobile cart and immediate surrounding area

Licence holders must maintain a high standard of presentation for the mobile cart and must be kept clean, in good order and well presented;

All litter must be swept, collected and disposed of in an approved litter receptacle;

Where single use items are to be used such as drink coasters and napkins, they should be of a type which is compostable.

7.11 Insurance

The proprietor must maintain a minimum of \$10 million Public Liability policy or any other amount as Council may stipulate from time to time for the use of the footpath/roadway or public space. Evidence of that policy must accompany the proprietor's application. Council is to be named as an additional insured under the policy for their respective rights and interests (f.t.r.r.&i). Council may also from time to time request a Certificate of Currency of the policy from the proprietor.

7.12 Application process

Commercial Mobile Vending on Council owned land requires a Development Application and licence agreement. Application forms and advice can be obtained from **Council's Property Services Department, 30 Darcy Street, Parramatta or telephone (02) 9806 5587.**

Written applications for a Commercial Mobile Vending Licence are to be addressed to the Property Management Officer Parramatta City Council.