

## DEVELOPMENT SERVICES Planning Services

4.1.22

<b>TITLE:</b>	Outdoor Dining Policy
<b>ADOPTED:</b>	
<b>REVIEWED:</b>	N/a
<b>ASSOCIATED LEGISLATION:</b>	Local Government Act 1995
<b>ASSOCIATED DOCUMENTS:</b>	Trading, Outdoor Dining and Street Entertainment Local Law 2003
<b>REVIEW RESPONSIBILITY:</b>	Director Development Services
<b>DELEGATION:</b>	N/a

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Previous Policy Number N/A

### Objective:

Council wishes to encourage where appropriate outdoor dining and streetscape activity to enhance the visual amenity and perception of the outdoor lifestyle associated with Broome.

The purpose of this policy is to interpret and support aspects of the Local Law with respect to:

- Outlining standard requirements and guidelines.
- Specifying fees for new licences and renewals.
- Providing an appropriate application form.

### Policy area:

This policy applies to all land designated under the Shire's Local Planning Scheme No. 4 ("LPS 4").

### Policy:

The following requirements and guidelines are specified for outdoor dining areas:

- An unobstructed pedestrian access way of at least 2.0 metres wide past the eating area must be provided.
- The outdoor dining areas must be located in a manner, which does not obstruct kerbside parking.
- The outdoor dining areas must be suitably located with respect to adjacent street furniture, so that these features are not unreasonably obstructed.

- The outdoor dining area must generally be located immediately adjacent to an eating-house.
- It is preferred that the outdoor dining area be located abutting the premises. Where it would be located adjacent to the kerb, suitable access will need to be provided for parked vehicles and may require safety barriers.
- Licensees must maintain public liability insurance cover relating to all items and operations within the road reserve. Insurance cover must be not less than \$10,000,000 and be from a reputable underwriter.
- All tables, chairs, barriers, umbrellas to be of a weight and construction so as not to move in a strong breeze. Before the wind reaches strength where any of the furniture could move, the furniture must be removed from the outdoor dining area. All furniture is to be removed immediately a blue alert for a cyclone is issued and not replaced until the all clear is given.
- The eating-house relating to the outdoor dining area must have sufficient toilet facilities to cater for the additional seating.
- All signs/menu boards and furniture must be situated wholly within the designated outdoor dining area.
- All street furniture must be removed from the road reserve outside of the hours of operation as stipulated on the licence issued.