

# Fact Sheet



The Barossa Council

## OUTDOOR DINING / GOODS ON FOOTPATH

The Barossa Council acknowledges that suitably positioned goods placed on the public footpath and outdoor dining can enhance shopping enjoyment and provide an economic benefit to traders.

However, the unrestricted and uncontrolled use of footpaths for commercial purposes can generate potential hazards to pedestrians, restricting their safe and clear path of travel. It can also create visual clutter and has the potential to impact on motorist sightlines.

As Council is the responsible authority it needs to ensure that the commercial use of its footpaths are managed in a manner that will ensure that footpaths primarily work for pedestrians.

Prior to the commercial use of a footpath, a permit must be issued by Council pursuant to Section 222 of the Local Government Act for this purpose. If the footpath is being used without a permit from Council, the user may be fined a maximum \$2,500 or receive a \$210 Expiation Notice. Council is currently undertaking an audit regarding the commercial use of footpaths in the area.

Council recently undertook a review of the fees and charges for outdoor dining and commercial uses of Council footpath permits, there are now two payment options available for business owners.

Option 1 – Annual permit				
Per Table	Per Chair	Once off Initial application & set-up	Minimum Annual Fee	Display of goods/Street Trader
\$10.00	\$30.00	\$100.00	\$150.00	\$150.00

Option 2 – Biennial permit				
Per Table	Per Chair	Once off Initial application & set-up	Minimum Biennial Fee	Display of goods/Street Trader
\$10.00	\$55.00	\$100.00	\$250.00	\$250.00



premium wine food tourism heritage lifestyle community

Council often receives complaints regarding the activities being undertaken on Council footpaths. It is for this reason a permit zone has been identified, traders must allow a minimum 1.8m pedestrian access adjacent to the buildings to ensure the safe and efficient movement of pedestrians along Council footpaths, with no objects to be placed in this area. A safety zone (preferred distance of 400mm) will be left free of obstacles to ensure those persons using the passenger side doors of a vehicle parked in the street can safely access or egress the vehicle.

The following diagram depicts the three zones on all footpaths. The width of the footpath will determine the permit zone. If the minimum zone requirements cannot be achieved a permit cannot be issued.

Diagram for reference.



