

KYOGLE CHAMBER OF COMMERCE SUBMISSION

In response to the Operational Plan and Fees and Charges 2013/2014, Kyogle District Chamber of Commerce have researched applicable legislation and formulated alternatives to be considered by Council. Kyogle and District Chamber of Commerce agree to all other requirements listed in the current Road Reserve Management Plan apart from those relating to proposed issues and alternatives listed below. Alternatives provided aim to support the livelihood of businesses while remaining within any legal requirements. Alternatives relate to:

Street Vending and Portable Advertising Structures

Concerns

- As a result of the 2m minimum footpath access requirement, A-frame style signs (900mm) placed kerbside prohibit businesses from displaying any merchandise in their shop front area that is larger than 700mm. This would relate to many businesses such as The SawSpot, Kyogle Country, Mitre 10, Scarborough Shoes, Plum Vintage, Doug Campbell, McDades and Elizabeth T Fashion.
- A-frame style sign boards are unsecure (safety) and unprotected (weather) and a potential hazard for pedestrians accessing the footpath from their vehicles.
- It is evident there are concerns around the Pedestrian Access and Mobility Plan (PAMP) which will be addressed in the proposed alternatives

Alternatives

- A. Businesses are allowed 1m in front of shop for a distance defined by their shop length to display goods and use advertising signs (A-frame). This would allow a 2m minimum footpath access (PAMP) as required. Businesses must obtain their own public liability insurance to a minimum of \$10,000,000 for the 1m front of shop area used for street vending and A-frame signs. A copy of this insurance must be sent to Council along with an agreement from the business owner relating to terms and conditions for footpath usage. Businesses that conform to point A above will not be charged any application fees and charges.
- B. Any business wishing to extend 1m shop frontage for street vending/displays, while still allowing the 2m minimum access(PAMP), must have a separate agreement with Council. This agreement may include a fee/charge of \$32.90m² per annum. Businesses must be insured for the extra distance, have public liability for minimum of \$10,000,000 and a copy of this would be sent to Council with an agreement from the business owner of terms and conditions for footpath usage.
- C. Businesses that do not obtain their own insurance for the 1m shop frontage must abide by regulations set by Council which are outlined in current Road Reserve Management Plan. This includes a 700mm shop front limit, public liability insurance of minimum \$10,000,00 and applicable fees and charges of \$32.90 per m² per annum.

Footpath Restaurants

Alternatives

- D. Footpath dining and advertising structures (A-frame) are allowed within 1.5m from shop front, leaving the minimum 1.2m footpath access (PAMP). Dining areas must have appropriate barriers that are highly visible and suitable for vision impaired citizens. Businesses must obtain their own public liability insurance to a minimum of \$10,000,000 for the 1.5m front of shop area used for footpath dining and advertising structures (A-frame). A copy of this insurance must be sent to Council along with an agreement from the business owner relating to terms and conditions for footpath usage. Businesses that conform to point D above will not be charged any application fees and charges.

- E. Any Business wishing to extend 1.5m front for street dining/displays, while still allowing the 1.2m access (PAMP), must have a separate agreement with Council to do this. This agreement may include a fee/charge of \$32.90m² per annum. Businesses must be insured for the extra distance, have public liability for minimum of \$10,000,000 and a copy of this would be sent to Council with an agreement from the business owner of terms and conditions for footpath usage.

- F. Businesses that do not obtain their own insurance for the 1.5m shop frontage must abide by regulations set by Council which are outlined in current Road Reserve Management Plan. This includes a 1.5m shop front limit, public liability insurance of minimum \$10,000,00 and applicable fees and charges of \$32.90 per m² per annum.

Pedestrian Access and Mobility Plan (PAMP) Kyogle Council

http://www.kyogle.nsw.gov.au/cp_themes/default/page.asp?p=DOC-SZH-24-25-27