

## Footpath Dining Guideline

### Local Law No. 1 (Administration) 2022

#### Scope

This guideline applies to all Cassowary Coast Regional Council controlled areas and roads.

#### Purpose

To provide a guide to businesses, when wanting to offer footpath dining, of what is considered acceptable and safe when applying for approval as a Prescribed Activity.

#### Insurance

Public liability insurance of \$20,000,000 and which nominates Cassowary Coast Regional Council as an interested party must remain current and valid for the life of the permit. A copy is to be forwarded to Council each year upon renewal. The permit holder indemnifies and releases Council from all liability arising from the use of the footpath trading area including any claims made by any person for injury, loss or damage arising from any matter. Council is also to be immediately notified of any damage to Councils assets and any condition that may create a hazard to the public. The footpath zone is occupied and used by the permit holder at the permit holders own risk.

#### Definitions

|                           |  |
|---------------------------|--|
| <b>Kerbside Zone</b>      | An area of footpath between the trading zone and the back of the kerb.   |
| <b>Footpath Dining</b>    | The use of council controlled footpath for the purpose of extending food and beverage services of a food business premises located adjacent to the footpath dining. Does not include roadside stalls or vendors. |
| <b>Footpath Zone</b>      | Incorporates a Pedestrian Zone, Trading Zone and Kerb zone.  |
| <b>Pedestrian Barrier</b> | A temporary structure/fence/screen provided to restrict the movement of pedestrians and patrons.   |
| <b>Pedestrian Zone</b>    | An area of the footpath for the safe unobstructed through movement of pedestrians, pedestrians in wheelchairs and pedestrians with baby strollers.   |
| <b>Trading Zone</b>       | A defined area for approved business use where footpath dining tables and chairs must be located.  |

#### Guideline

|                      |  |                              |
|----------------------|--|------------------------------|
| <b>Kerbside Zone</b> | This zone is important for the safety of pedestrians crossing the road and it allows passengers to gain access to parked vehicles. The min. width of a Kerb Zone is 500mm however this may increase to 1.5m depending on parking type as follows:- |                              |
|                      | <b>Parking Restrictions</b>  | <b>Min. setback for kerb</b> |
|                      | Parallel parking   | 0.5m                         |
|                      | Loading zones  | 1.0m                         |
|                      | No standing  | 1.0m                         |
|                      | Angle parking  | 1.0m                         |
|                      | Bus and taxi zone  | 1.5m                         |
|                      | Disabled parking parallel  | 1.3m                         |
|                      | Disabled parking angle   | 1.7m                         |

|                           |  |                             |
|---------------------------|--|-----------------------------|
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|                           | <b>Footpath zone width</b>   | <b>Min. pedestrian zone</b> |
|                           | 2.5m or less   | (no trading zone permitted) |
|                           | 2.51m – 2.9m   | (no trading zone permitted) |
|                           | 3.0m - 4.0m  | 1.5m                        |
|                           | 4.01m – 6.0m   | 2.0m                        |
|                           | 6.1m and above   | 3.0m                        |
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### Further Information

For further information contact Council at 1300 763 903 or email