

**CASSOWARY COAST REGIONAL COUNCIL**

PO Box 887

INNISFAIL QLD 4860

Ph: 1300 763 903 Fax: (07) 4061 4258

Email: enquiries@cassowarycoast.qld.gov.au**Approved Form 4.8 General Activities (Footpath Dining)****Applicable Law:***Cassowary Coast Regional Council Local Law No. 1 (Administration) 2022**Cassowary Coast Regional Council Local Law No. 4 (Local Government Controlled Areas and Roads) 2022**Cassowary Coast Regional Council Subordinate Local Law No. 4 (Local Government Controlled Areas and Roads) 2022***Your Application will not be properly made unless the Approved Form 1.7: Application to Council (What I Want) is attached**

Note: the applicant is the person responsible for making the application and need not be the owner of the land. The applicant is responsible for ensuring the information provided on all Cassowary Coast Regional Council application forms is correct. Any approval that may be issued as a consequence of this application will be issued to the applicant

Council Reference:*(Permit application number)*

OD ____ _

Property site plans:**Site plans:****Please attach a detailed site plan showing a layout of the activity including:**

- Property address (street address or Lot on Plan) with road names adjacent to the area
- Indicate on the plan exactly where the activities will occur
- Pedestrian walkways , entry and exit points
- Table locations and dimensions

Footpath Dining:**Number of tables:****Max number of customers you expect to use the footpath for dining:**
*(at any one time)***What furniture and/or equipment do you intend to use on the footpath?**

Please provide a detailed description, and attach a plan showing the numbers of and where the furniture and equipment is to be located.

Will alcohol be sold from the premises Yes No

If Yes a Liquor Licence is required from the Queensland Government refer to website:
<https://www.business.qld.gov.au/industries/hospitality-tourism-sport/liquor-gaming>

Checklist:**Please check that you have attached copies of the relevant information to this form.**

- Approved Form 1.7: Application to Council (What I Want)
- Detailed site plan
- Public liability insurance

Prescribed Fees 2023-2024:

Outdoor dining - Application, Permit & Renewal Fee - plus additional charges	\$ 155.00
Outdoor dining - Additional Charges - per table	\$ 21.00

Customer Acknowledgement / Declaration:

I/ We declare that the information provided by me in this application is true and correct and I consent to the making of enquiries and exchange of information with authorities of any Local, State/Territory or Commonwealth department in regards to any matters relevant to this application

PRINT NAME..... SIGNATURE..... DATE.....

Information Privacy Statement:

Your personal information has been collected for the purpose of assessing your Application for a Permit. The collection of your information is authorised under the *Local Government Act 2009*. You are providing personal information which will be used for the purpose of delivering services and carrying out Council business. Your personal information is handled in accordance with the *Information Privacy Act 2009* and will be accessed by persons who have been authorised to do so. Your information will not be given to any other person or agency unless you have given Council permission or the disclosure is required by law.

OFFICE USE ONLY: Application Creation: PLUS → PrescrbAct → CUODD			
Application Number:	OD ___ ___ ___	Date:	___/___/___
Receipt No.:		Admin Initials:	

Criteria for assessment of application

General Criteria under Local Law No. 1 (Administration) 2022

Council must assess your application against the general criteria:

1. that you currently hold any separate approval relating to the activity that is required under another law, including proof of any conditions, plans or limitations that attach to the approval;
2. that the management of the activity will protect public health, safety and amenity and prevent environmental harm;
3. identify best practice management for the proposed activity;
4. if the activity is to be conducted on trust land, say why the activity is consistent with the purpose of the trust;
5. how the activity will benefit the good rule and governance of the Cassowary Coast;
6. how the activity will not be detrimental to the good rule and governance of the Cassowary Coast;
7. whether you have been convicted of a breach of a local law within the last three years; and
8. whether an approval for the same or similar activity was given under the repealed local laws.

Criteria for assessment of application (continued)

Additional criteria under *Local Law No. 4 (Local Government Controlled Areas and Roads) 2022*

Council must assess your application against the additional criteria that apply to this activity specifically:

9. that the proposed activity would not adversely affect the amenity of the area (including the established amenity in the neighbourhood), road or the environment;
10. that the proposed activity would not unduly interfere with the usual use and enjoyment of the area or road;
11. that the proposed activity can be lawfully conducted on the area or road. This may include the provision of copies of any relevant permits or approvals to Council;
12. whether the proposed activity would be able to be conducted consistent with relevant environmental, health and safety standards;
13. whether the proposed activity would be able to be operated in accordance with best practice management for the activity;
14. whether the proposed activity complies with the Council's planning scheme;
15. that the proposed activity would not generate significant noise, dust or light pollution or other significantly adverse effects on the surrounding neighbourhood;
16. that the proposed activity would not adversely affect existing services located in, on or over an area or road;
17. that the proposed activity is appropriate having regard to any current permits issued, or application for permits, under this local law for the site including the number of permits, their duration and the nature of any approved activity;
18. that the proposed activity is appropriate having regard to the frequency at which the activity is proposed to be conducted on the site;
19. that the number of customers proposed to be taken to the site at any one time is appropriate for the local government area or road;
20. that the proposed activity is appropriate having regard to the total number of customers proposed to be taken to the site;
21. that the proposed activity is appropriate having regard to the impact of the activity on other users of the site;
22. that the proposed activity is appropriate having regard to the adequacy of any amenities or facilities considered by the local government to be reasonably necessary for the conduct of the activity;
23. that the proposed activity is appropriate having regard to the economic impact on commercial operators immediately adjacent to the site;
24. that the proposed activity is appropriate having regard to the situation, suitability and amenity of the site in relation to neighbouring areas;
25. plans showing any temporary structure intended to be erected as part of the activity is structurally sound;
26. that the proposed activity will not significantly detract from the capacity of a road to provide a vehicular and, where relevant, pedestrian thoroughfare;
27. that the proposed activity will not obstruct access from the footpath to kerbside parking



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Approved Form 1.7 Application to Council (*What I Want*)

Applicable Law:

Cassowary Coast Regional Council Local Law No. 1 (Administration) 2022

For most applications to Council, you must complete Approved Form 1.7: Application to Council (*What I Want*) and an approved form relevant to your application, provide the supporting documentation identified in the approved forms and make payment of the prescribed fee.

Type of application

- | | | |
|--|------------------------------------|----------------------------------|
| <input type="checkbox"/> Prescribed Activity | <input type="checkbox"/> Amendment | <input type="checkbox"/> Renewal |
| <input type="checkbox"/> Non-Prescribed Activity | <input type="checkbox"/> Transfer | |

Applicant details

Note: the applicant is the person responsible for making the application. The applicant is responsible for ensuring the information provided on all Cassowary Coast Regional Council application forms is correct. Any approval that may be issued as a consequence of this application will be issued to the applicant. The applicant may be, for example, the driver of extraordinary traffic on a local government road.

Applicant's name:	Title	First name	Surname
Applicant's phone:			
Applicant's email:			
For companies: Business name			
ABN:			
Director name/s:			
Name of Agent / Contractor (if not the applicant)			
Contact number/s:			
Email address:			
Residential address:			
Postal address:			

New Permit - provide a brief description of the activity you want permitted

Property where the activity is to take place (if applicable)			
Property ID Number: <i>To be completed by Council if not known</i>	<i>Note: This number is important and should be used on all correspondence relating to this matter</i>		
Property address:			
Property description: (lot and plan)	Lot No.	Plan No.	
Name of owner of property if not the applicant: <i>(e.g. company)</i>			
Street/Park Name:			
Is the property privately owned?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
	If no, please provide property owner name & phone:		
Is the property a dwelling unit or multi-residential?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
Is the property in the Environmental Management and Conservation Zone?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
Other Approved Forms to be attached for Prescribed Activities			
<input type="checkbox"/> Approved Form 1.7 Application for renewal	<input type="checkbox"/> Approved Form 1.12 Transfer of permit	<input type="checkbox"/> Approved Form 1.13 Request to amend conditions	<input type="checkbox"/> Approved Form 1.23 Request for enforceable undertaking
<input type="checkbox"/> Approved Form 2.15 Keeping of animals	<input type="checkbox"/> Approved Form 2.17 Breeding of animals	<input type="checkbox"/> Approved Form 2.39 Request to reclaim an impounded animal	<input type="checkbox"/> Approved Form 2.40 Surrender of animal to Council
<input type="checkbox"/> Approved Form 4.8 General activity – Busking, Fundraising, Public Education & Information Displays	<input type="checkbox"/> Approved Form 4.8 General activity – Commercial Filming or Photography	<input type="checkbox"/> Approved Form 4.8 General activity – Extension of Liquor Licenced Area (Resorts)	<input type="checkbox"/> Approved Form 4.8 General activity – Footpath Dining
<input type="checkbox"/> Approved Form 4.8 General activity – Markets	<input type="checkbox"/> Approved Form 4.8 General activity – Mobile Road Side Vending and Stationery Vending	<input type="checkbox"/> Approved Form 4.8 General activity – Temporary Entertainment Event	<input type="checkbox"/> Approved Form 4.8 General activity – Weddings
<input type="checkbox"/> Approved Form 4.8 General activity – Other general activities	<input type="checkbox"/> Approved Form 4.13 Driving or leading animals	<input type="checkbox"/> Approved Form 4.18 Depositing of goods and materials	<input type="checkbox"/> Approved Form 4.23 Alteration or Improvement to Local Government Controlled Areas or Roads
<input type="checkbox"/> Approved Form 4.28 Mooring	<input type="checkbox"/> Approved Form 5.4 Temporary Home	<input type="checkbox"/> Approved Form 6.10 Use of a Bathing Reserve or Foreshore	<input type="checkbox"/> Approved Form 6.23 Exclusive Use of a Life Saving Club Area
<input type="checkbox"/> Approved Form 7.4 Disturbance of Human Remains Outside of a Cemetery	<input type="checkbox"/> Approved Form 7.10 Burial or Placement Outside of a Cemetery	<input type="checkbox"/> Approved Form 7.15 Disturbance of Human Remains in a Cemetery	<input type="checkbox"/> Approved Form 7.20 Burial or Disposal of Human Remains in a Cemetery
<input type="checkbox"/> Approved Form 7.25 Erection of a Memorial, Vault, Columbarium or Full Grave Slab	<input type="checkbox"/> Approved Form 8.5 Operation of a Camping Ground, Caravan Park or Shared Facilities Accommodation	<input type="checkbox"/> Approved Form 9.10 Parking	<input type="checkbox"/> Approved Form 10.5 Advertising Device
<input type="checkbox"/> Approved Form 11.4 Cane Railway Operation	<input type="checkbox"/> Approved Form 12.20 Hire of a Metered Standpipe	<input type="checkbox"/> Approved Form 12.23 Installation of a Subsidiary Meter	

Other Approved Forms to be attached for Non-Prescribed Activities

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Checklist:

For most applications to Council, you must complete Approved Form 1.7: Application to Council (What I Want) **and** an approved form relevant to your application, provide the supporting documentation identified in the approved forms and make payment of the prescribed fee.

I have attached the additional Approved Form required for my application.

I/ We declare that the information provided by me in this application is true and correct and I consent to the making of enquiries and exchange of information with authorities of any Local, State/Territory or Commonwealth department in regards to any matters relevant to this application

PRINT NAME..... SIGNATURE..... DATE.....

Payment options

In person	As of 1 July 2022, Cassowary Coast Regional Council will no longer accept payments by cash or cheque at Customer Service Centres, and other Council run facilities. You can pay via EFTPOS at the Customer Service Centres between 8:30am to 4:30pm Monday, Tuesday, Thursday & Friday; and 9:30am to 4:30pm on Wednesdays (excluding public holidays).
Over the phone	<input type="checkbox"/> Please tick if you would like to pay by credit card and an officer will call you to take payment after your application form is received.
By BPay	<input type="checkbox"/> Please tick if you would like an invoice to be emailed so you can pay by BPay.

OFFICE USE

Application Number:	
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General Application to accompany all applications to Council for permits to undertake prescribed activities and non-prescribed activities. This Approved Form 1.7 Application to Council (What I Want) is approved by the Chief Executive Officer for the local laws.

The Council may, by written notice, request the applicant to provide further reasonable information or clarification of information, documents or materials to be included in the application. Council may require an application to include site plans, management plans, relevant consents, evidence of public liability insurance etc. Please not an application to Council may require approvals under another Act, for example in relation to development, building, liquor carriage of goods and business licensing etc. Should the applicant not provide information, documents or materials to be included in the application, the application may lapse. See Section 7 Cassowary Coast Regional Council Local Law No 1 (Administration) 2022.

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