

POLICY DOCUMENT

11.63.3

Policy Name	MOBILE FOOD VENDOR LOCATION RULES POLICY
Policy No.	11.63.3
Version:	2
Strategic Reference:	3.5 Implement Business Excellence and continuous improvement, including service reviews for relevance, efficiency and effectiveness
Responsible Department:	Infrastructure & Regulatory Services
Policy Adopted:	27 June 2022
Last revised date:	03 April 2018
Minute reference:	CO 22/117
Next review date:	Council will endeavour to review this policy 4 Years after adopted date or following significant change to legislation or aspects included within this policy.
Applicable Legislation:	Local Government Act 1999, Section 222 Local Government (General) Regulations 2013 Road Traffic Act 1961
Related Policies:	
Related Documents:	

1. INTRODUCTION

A mobile food vending business requires a permit under Section 222 of the Local Government Act 1999 (the Act) to operate a business on a public road in the Council area. Applicable fees are set out in Council's Fees and Charges Schedule available on Council's website.

A permit may be issued for period of one or twelve months. One condition of a permit authorising a mobile food vending business to operate on a public road in the Council area is that the permit holder complies with location rules adopted by the City of Port Lincoln.

The City of Port Lincoln has adopted the location rules set out in this Policy with consideration to tourism benefits, convenience for residents and the opportunity to activate public spaces.

2. COUNCIL DETERMINED MOBILE FOOD VENDING BUSINESS SITES

The City of Port Lincoln has determined that mobile food businesses holding a permit under Section 222 of the Act may operate from the sites listed in Attachment A and shown on aerial maps (ATTACHMENT B), except where from time to time Council has granted separate approvals under the Local Government Act 1999, the Road Opening and Closing Act 1991 or any other legislation and may require use of the area for other purposes.

3. DISPUTES MAY BE REFERRED TO THE SMALL BUSINESS COMMISSIONER

If an operator of a food business in the Council area is directly adversely affected by these location rules then the operator may apply to the Small Business Commissioner for a review of the location rules.

4. RELEVANT DELEGATED POWERS AND DUTIES

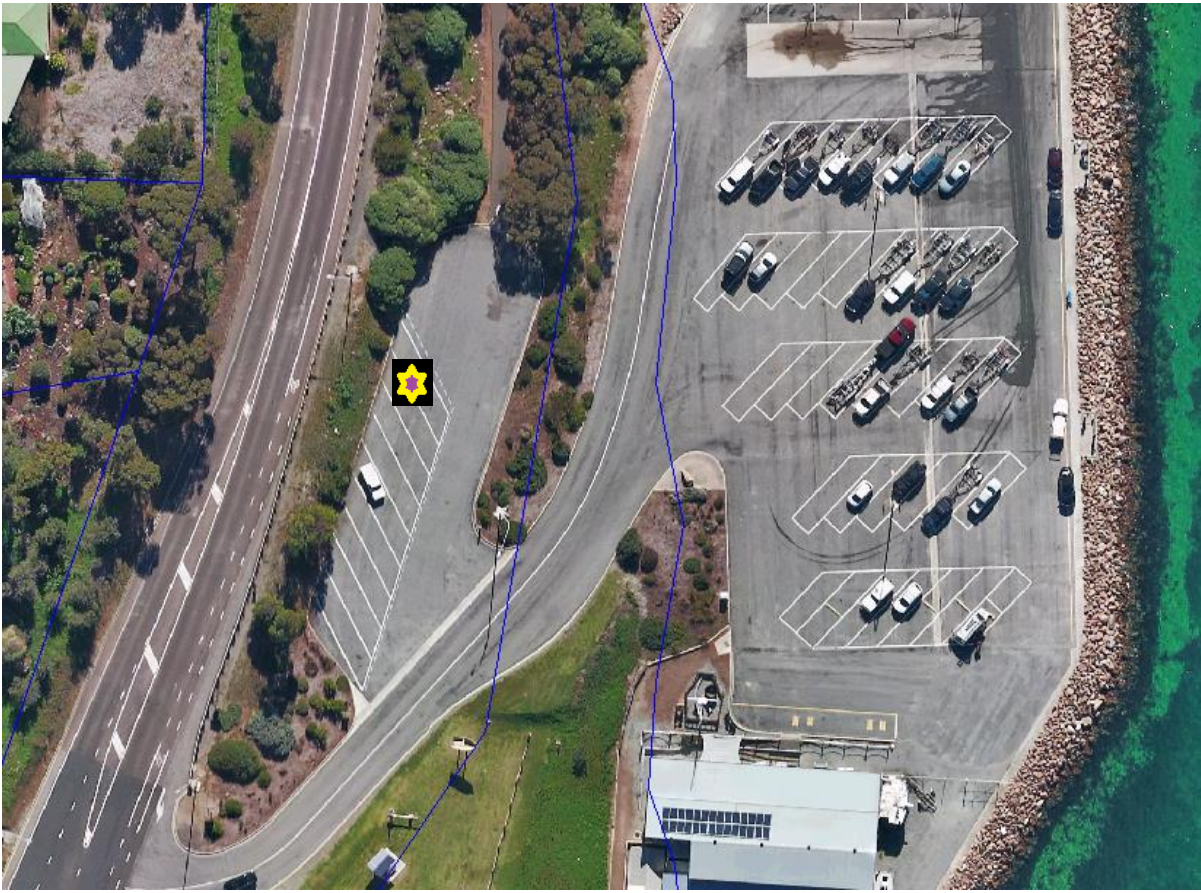
Any actions or decisions made regarding this policy, will be enacted upon as per Council's current Delegations Register.

ATTACHMENT A – ACCEPTABLE LOCATIONS

Locations	Site Description	Constraints	
Axel Stenross	Last marked carpark at the northern end, near continuation of Parnkalla walking trail.	Maximum No. of Sites	1
		No. of Operators (at any one time)	1
		Maximum Stay (hours)	5
		Trading Period	9am until 6pm
Billy Light's Point	Main carpark – southern side	Maximum No. of Sites	1
		No. of Operators (at any one time)	1
		Maximum Stay (hours)	5
		Trading Period	9am until 6pm
Bridge Crescent	Carpark bay	Maximum No. of Sites	1
		No. of Operators (at any one time)	1
		Maximum Stay (hours)	1
		Trading Period	9am until 6pm
Eyre Park	Carparks on Tennyson Terrace (south eastern end)	Maximum No. of Sites	1
		No. of Operators (at any one time)	1
		Maximum Stay (hours)	3
		Trading Period	9am until Noon
Flinders Park	Anglers Club car parking area. Single parking bay running parallel with Mill Cottage.	Maximum No. of Sites	1
		No. of Operators (at any one time)	1
		Maximum Stay (hours)	5
		Trading period	9am until 6pm
Nelson Square Reserve	Volante Street car parking area.	Maximum No. of Sites	1
		No. of Operators (at any one time)	1
		Maximum Stay (hours)	1
		Trading period	9am until 6pm
O'Connor Reserve	Northern side on gravel parking area (off O'Connor Lane)	Maximum No. of Sites	1
		No. of Operators (at any one time)	1
		Maximum Stay (hours)	1
		Trading Period	9am until 6pm
Pioneer Park	Carpark area (eastern side)	Maximum No. of Sites	1
		No. of Operators (at any one time)	1
		Maximum Stay (hours)	1
		Trading Period	9am until 6pm
Shelley Beach	Carpark – parallel park	Maximum No. of Sites	1
		No. of Operators (at any one time)	1
		Maximum Stay (hours)	5
		Trading Period	9am until 6pm
Snapper Rock	Carpark area – traffic island. Note: Traffic control devices needed to section off pedestrian space around the parked MFV.	Maximum No. of Sites	1
		No. of Operators (at any one time)	1
		Maximum Stay (hours)	5
		Trading Period	9am until 6pm
Train Playground	Stuart Terrace carpark	Maximum No. of Sites	1

Locations	Site Description	Constraints	
	(south eastern end)	No. of Operators (at any one time)	1
		Maximum Stay (hours)	5
		Trading Period	9am until 6pm
Tasman Terrace	Jetty carpark One carpark directly adjacent the footpath on the seaside.	Maximum No. of Sites	1
		No. of Operators (at any one)	1
		Maximum Stay (hours)	3
		Trading Period	9pm until Midnight
	Carpark on Tasman Terrace / Eyre Street junction. Parallel carpark on Tasman Terrace before intersection.	Maximum No. of Sites	1
		No. of Operators (at any one)	1
		Maximum Stay (hours)	5
		Trading Period	9am until 6pm
Visitor Information Bay	Opposite the tourist information board (Northern Bay only).	Maximum No. of Sites	1
		No. of Operators (at any one time)	1
		Maximum Stay (hours)	5
		Trading Period	9am until 6pm
Wellington Square	First carpark near playground, trading onto footpath/road reserve.	Maximum No. of Sites	1
		No. of Operators (at any one time)	1
		Maximum Stay (hours)	5
		Trading Period	9am until 6pm
Whait Reserve	Carpark on Sinclair Street and Tennant Street.	Maximum No. of Sites	1
		No. of Operators (at any one time)	1
		Maximum Stay (hours)	1
		Trading Period	9am until 6pm

ATTACHMENT B – AERIAL IMAGES OF ACCEPTABLE LOCATIONS



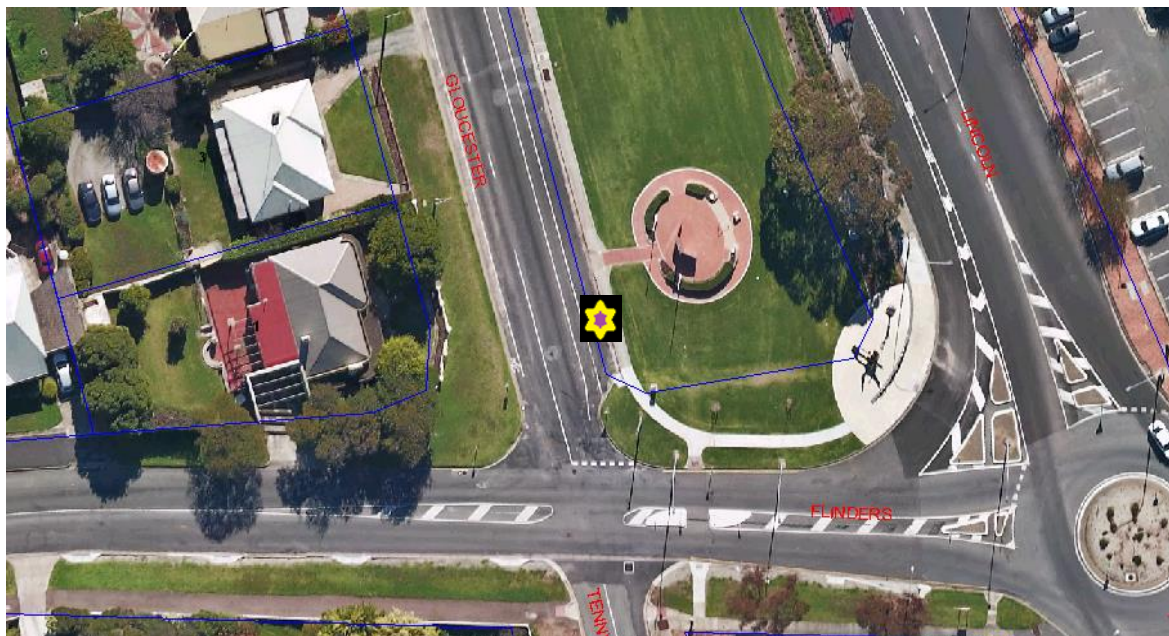
AXEL STENROSS



BILLY LIGHT'S POINT



BRIDGE CRESCENT



EYRE PARK



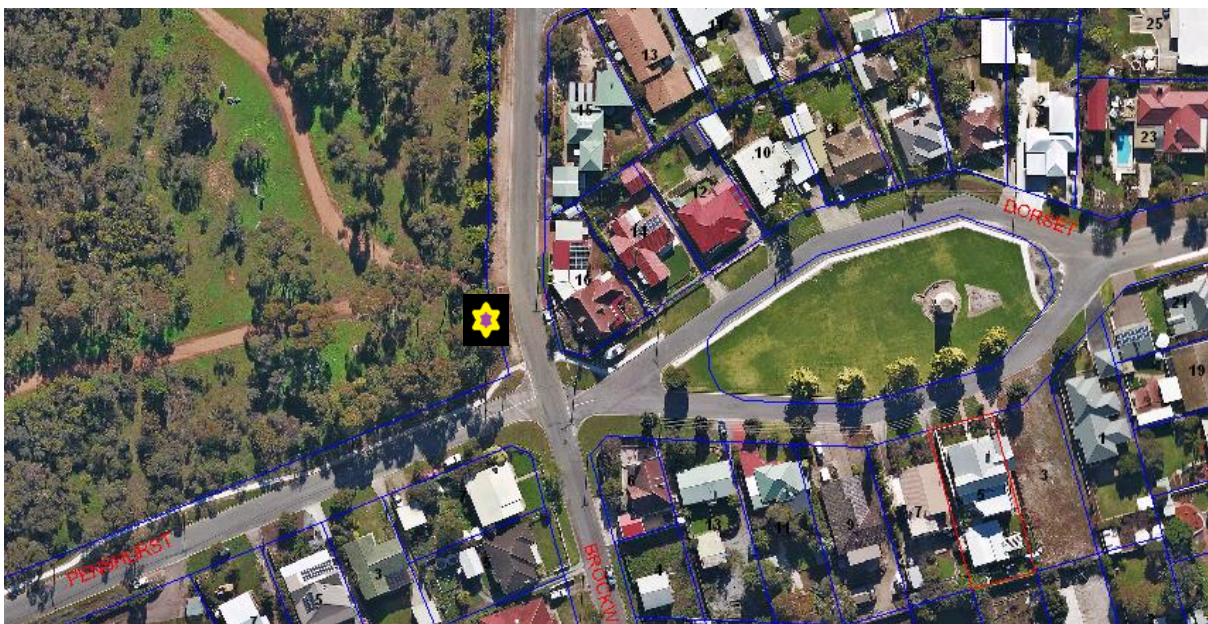
FLINDERS PARK



NELSON SQUARE RESERVE



O'CONNOR RESERVE



PIONEER PARK



SHELLEY BEACH



SNAPPER ROCK



TASMAN TERRACE (JETTY CARPARK)



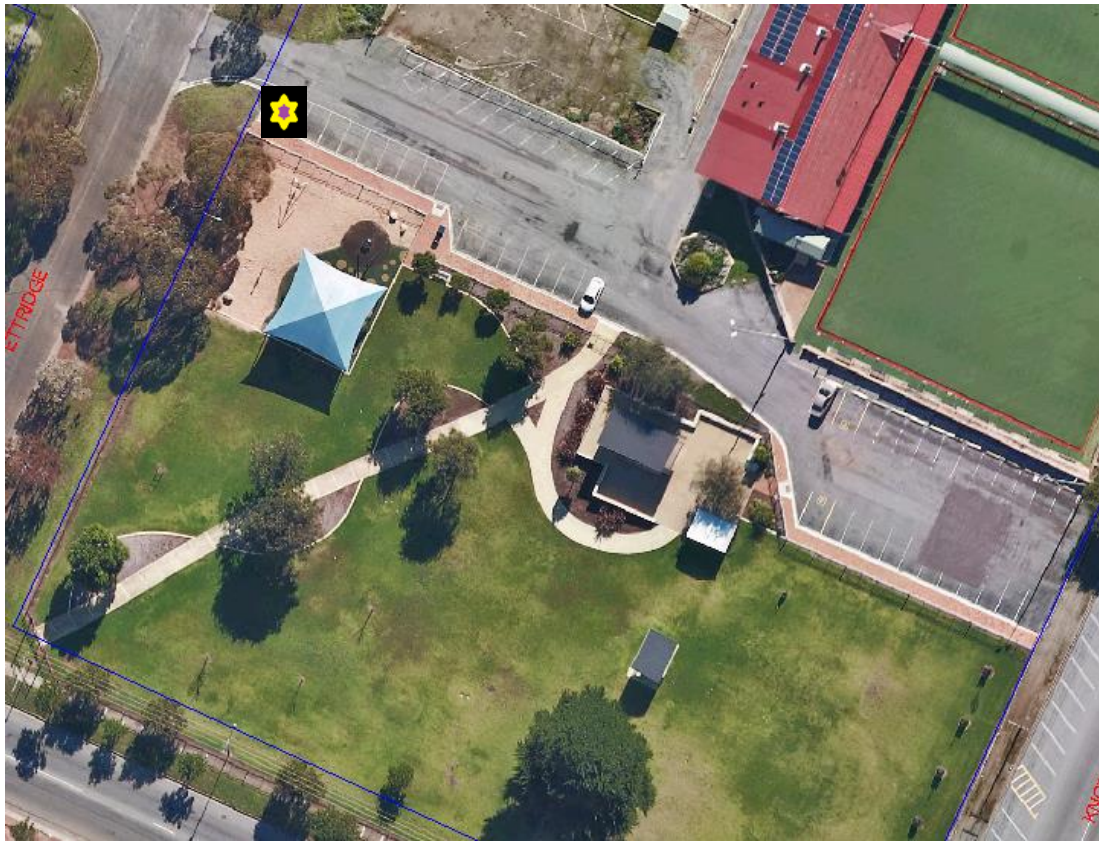
TASMAN TERRACE (EYRE STREET INTERSECTION)



TRAIN PLAYGROUND



VISITOR INFORMATION BAY



WELLINGTON SQUARE



WHAIT RESERVE