

APPLICATION FOR FOOTPATH SEATING

Made under Section 125 of the *Roads Act 1993*



WAVERLEY
COUNCIL

OFFICE USE

Application No.: FPS

Date Received:

This application relates to the use (and renewal) of the public footway for the purposes of outdoor dining adjacent to a DA-approved restaurant or cafe. Refer to [Part D2 – Outdoor Dining of the Waverley DCP 2012](#) for full submission requirements and matters to be addressed in this application. Should you require assistance, please contact Council's Customer Service Centre on 9083 8000.

APPLICANT DETAILS *(It is important that we are able to contact you if more information is needed)*

Mr Ms Mrs Dr. Other _____

Family Name (or Company): _____

Given Names (or ACN/ABN): _____

Contact Person (If a Company): _____

Postal Address: _____

Postcode: _____

Phone No. (Daytime): _____ Mobile No.: _____

E-mail: _____

PROPERTY DESCRIPTION *(This will help us to correctly identify the subject property)*

Unit/Street No.: _____ Street Name: _____

Suburb: _____ Lot and DP/SP No.: _____

CURRENT CONSENT *(an application must be accompanied by a copy of a valid consent - DA or CDC)*

DA/CDC reference number to which the premises has consent to operate: _____

DESCRIPTION OF PROPOSED DEVELOPMENT

Restaurant/Cafe name/Tenant name: _____

Tenant Contact Number _____ Tenant Email: _____

Hours of operation of existing restaurant: _____

Proposed hours of operation for the outdoor dining: _____

Does the premise have or intend to have a liquor licence? If yes, what type of licence: _____

Does this application seek new outdoor dining or to renew existing outdoor dining *(please circle)*:

NEW OUTDOOR DINING / RENEW OUTDOOR DINING

Number of tables *(number the tables on plan consecutively starting from "1")*: Internal: _____ External: _____

Numbers of seats, or places for outdoor dining *(number the seats on plan consecutively starting from "1")*:

Internal: _____ External: _____

Square metres to be occupied for outdoor dining *(show dimensions on the plan)*: _____

PLANS TO BE SUBMITTED **1. SITE LOCATION AND OUTDOOR DINING LAYOUT** *(for public display and notification)* **BONDI JUNCTION, BONDI BEACH AND BRONTE BEACH: Designated outdoor dining areas**

Refer to [Part D2, Section 2.4 of WDCP 2012](#). If the restaurant is located in the designated outdoor dining areas shown in any of the maps in the WDCP 2012, then show the location of the restaurant and proposed outdoor dining area using the street plans.

 OTHER AREAS: Affecting all other areas that are not contained in a designated area.

Submit a detailed and dimensioned plan to scale (1:50 or 1:100). Show, at least:

- proposed outdoor dining layout (*number the tables and chairs*)
- proposed area to be used in outdoor dining (*include dimensions from edge of area to kerb line, shop front, doorway openings, other fixtures e.g. bus stop, pedestrian crossing, street furniture – bench, litter bin, etc.*)
- total area in square metres to be occupied.

2. SITE DETAILS *(for Council records and processing)* **ALL AREAS:**

Submit a detailed and dimensioned plan to scale (1:50 or 1:100). See plans in [Part D2, Annexure D2-1 of WDCP 2012](#), showing the same level of information. Show, at least:

- proposed outdoor dining layout (*number the tables and chairs on plan*)
- proposed area to be used in outdoor dining (*include dimensions from edge of area to kerb line, shop front, doorway openings, other fixtures e.g. bus stop, pedestrian crossing, street furniture – bench, litter bin, etc.*)
- total area to be occupied, in square metres
- existing number of tables and chairs in the restaurant
- washing up facilities, location and number of toilets, including any shared facilities in a strata-titled property.

FURNITURE DETAILS (Tables and chairs)

Furniture must be consistent with [Part D2, Annexure D2-2 of WDCP 2012](#). Provide the following:

- Visual presentation (brochure or photos)
- Brand name and style _____
- Supplier and/or distributor _____

DECLARATION

- I apply for consent to provide outdoor dining as described in the application.
- I declare that the information given is true and correct.
- I understand that if the information is incomplete that the application may be delayed, rejected or further information requested.
- **I acknowledge that my Outdoor Dining Rent Calculation, based on the area occupied is:**
 _____ (area) x _____ (rate per m2 pa) = _____ (rent per annum)
- **I acknowledge that my Outdoor Dining (FPSBOND) required is equivalent to three (3) months rent)**
- By signing this application I agree to the above terms and conditions.

Signature of applicant/tenant: _____

Date: _____

PRIVACY POLICY:

The information requested in this form is required under the *Roads Act 1993* and will be used in connection with the requirements of the legislation. The information will be available to Councillors, Council Officers and members of the public as required by the Act. Please advise Council if any information you have provided changes, is incorrect or if you require your address or the plans to be withheld for personal or family safety. The documentation submitted with this application including the application form may be publicly available for inspection on the Council's website and in other ways that the Council considers appropriate.

CHECKLIST OF DOCUMENTATION TO BE SUBMITTED WITH APPLICATION *(the application will not be accepted unless all relevant information is submitted)*

- Three hard copies of all plans showing:
 - 1. Site location plan;**
 - 2. Site details plan for outdoor dining areas and layout.**
- Three copies of the *Supporting Statement for Outdoor Dining Application* describing the proposal and any other supporting information (photos, furniture details, etc.)
- Fees for application and notification (*\$668.00 for Financial Year 2022/23*).
- USB or CD with ALL forms, plans and documents in soft copy, each *individually* labelled to identify the property address and subject of file, each in pdf form, limited to 2MB per file.

Footpath Seating Fees & Charges FY-22/23



Footway Restaurants (Approval under Section 125 Roads Act 1993)

Category	Designated seating area	Unit	2022/23 Fees & Charges	GST
Application Fee		per application	\$400.00	Exempt
Notification and Advertising Fee		per application	\$268.00	Exempt
Total			\$668.00	
Footpath Seating Bond				
Bond Fee for footpath seating permit (refundable)		per FPS approval	Equivalent to three (3) month's footpath fees	Exempt
Footpath Seating Site Location				
Location A: Oxford Street Mall, Bondi Junction	OMBJ	per m2 annually	\$735.00	Exempt
Location B: Waverley Street Mall, Bondi Junction	WMBJ	per m2 annually	\$625.00	Exempt
Location C: Campbell Parade (between Lamrock Ave & Beach Rd including Roscoe St Mall (DCP)	CRBB	per m2 annually	\$950.00	Exempt
Location D: Bronte Road, Bronte Beach per m2	BRBB	per m2 annually	\$700.00	Exempt
Location E: Hall Street and Campbell Parade (outside areas) per m2	HSCP	per m2 annually	\$625.00	Exempt
Location F: Other areas	OTHA	per m2 annually	\$505.00	Exempt