

Item 7.

Public Exhibition - Mobile Food Vending Vehicles Local Approvals Policy

File No: X087518

Summary

The draft Mobile Food Vending Vehicles Local Approvals Policy regulates the operation and overall impact of food trucks and food vans on Council owned roads and public places.

In accordance with section 165(4) of the Local Government Act 1993, the Policy is automatically revoked at the expiration of 12 months after the declaration of the poll for that election, unless the Council revokes it sooner.

The existing Policy has been reviewed and minor amendments have been made, including the addition of a process to revoke and consider the refusal of new approvals and renewals for applicants with a history of non-compliances.

The draft Mobile Food Vending Vehicles Local Approvals Policy is recommended to go on public exhibition prior to returning to a future meeting for Council's further consideration and adoption.

Recommendation

It is resolved that:

- (A) Council approve the draft Mobile Food Vending Vehicle Local Approvals Policy, as shown at Attachment A to the subject report, for public exhibition; and
- (B) authority be delegated to the Chief Executive Officer to undertake minor editorial corrections prior to the exhibition of the draft Mobile Food Vending Vehicle Local Approvals Policy.

Attachments

Attachment A. Draft Mobile Food Vending Vehicles Local Approvals Policy

Background

1. The Mobile Food Vending Vehicles Local Approvals Policy regulates the operation and overall impact of food trucks and food vans on Council owned roads and public places.
2. A mobile food vending vehicle is defined as any registered vehicle used on land that is either self-driven, or that can be towed down Council-owned roads and that is used in connection with the sale of food. It does not include push bikes, carts or any movable or fixed structure that cannot be registered for use on a road.
3. Mobile food vending vehicles are used for on-site food preparation and the sale of any type of food, including pre-packaged food.
4. There are currently 71 registered mobile food vending vehicles operating within the City.
5. The Mobile Food Vending Vehicles Local Approvals Policy was last reviewed and endorsed by Council in 2019. In accordance with section 165(4) of the Local Government Act 1993, the Policy is automatically revoked at the expiration of 12 months after the declaration of the poll for that election, unless the Council revokes it sooner.
6. The existing Policy has been reviewed and minor amendments have been made, including the addition of a process to revoke and consider the refusal of new approvals for applicants with a history of non-compliances. This new text is highlighted in light grey in the attached policy. The format and layout have also been updated to be consistent with Council's policy template.

Key Implications

Strategic Alignment - Sustainable Sydney 2030

7. Sustainable Sydney 2030 is a vision for the sustainable development of the City to 2030 and beyond. It includes 10 strategic directions to guide the future of the City, as well as 10 targets against which to measure progress. This policy is aligned with the following strategic directions and objectives:
 - (a) Direction 6 - Vibrant Local Communities and Economies - Mobile food vending vehicles provide alternative dining options within the city, both day and night and provide a feeling of welcoming and safety within their environment, which in turn benefits all residents, workers and visitors alike.
 - (b) Direction 7 - A Cultural and Creative City - The Policy supports the provision of food from many cultural sources and provides a new access point for start-up businesses to service the community.
 - (c) Direction 10 - Implementation through Effective Governance and Partnerships - The Policy provides a framework for the operation and overall impact of food trucks and food vans on Council owned roads and public places.

Economic

8. The provision of food from mobile food vending vehicles contributes to the vibrancy and economic viability of the City and attracts visitors to the City. Mobile food vending vehicles can trade in areas that may be in need of activation, or at times and places where there are no other affordable options. Mobile food vending provides a new access point for start-up businesses to service the community in a variety of flexible ways.

Financial Implications

9. Minor amendments made to the Policy have no financial implications.
10. Fees and charges associated with approvals and regulatory inspections of mobile food vending vehicles are detailed within the City's Revenue Policy.

Relevant Legislation

11. The Policy has been drafted in accordance with the Local Government Act 1993 and the Local Government (General) Regulations 2021.

Public Consultation

12. The draft policy will be put on public exhibition for 42 days for public comment.

GRAHAM JAHN AM

Director City Planning, Development and Transport

Josh Bradshaw, Standards and Policy Manager