

EXPRESSION OF INTEREST MOBILE VENDOR ON SHIRE LAND



Important Information

- This document is an Expression of Interest (EOI) only.
- EOI's will only be accepted from **9am on 9 June 2017**. Any early EOI's will be disregarded.
- The EOI's will be assessed on a first-in-first serve basis.
- EOI's will be accepted via email only. Applications must be sent to shire@mundaring.wa.gov.au
- Any incomplete EOI's or illegible attachments will result in the EOI being returned.
- Should your EOI be successful, you will be contacted for payment. Payment must be made within 5 business days of request or the position may be given to another vendor.

Proposed Operating Location

(Select one only. Should you wish to submit an EOI for multiple locations, please submit separate forms for each location)

- | | |
|---|--|
| <input type="checkbox"/> Mundaring Sculpture Park | <input type="checkbox"/> Sawyers Valley Oval * |
| <input type="checkbox"/> Chidlow Oval * | <input type="checkbox"/> Brown Park * |
| <input type="checkbox"/> Other * <i>(only permitted if your services are requested/required by a club or organisation who have booked Shire land or facility for their use)</i> | |

If you selected other, please specify your proposed location:

* Approval can only be issued while the facility is not in use by another group, unless you have written permission from the president of the group to operate.

Business Details

Business Name: _____

Name of Applicant/Manager: _____

Business Owner Name: _____

Postal Address: _____

Business Address: _____

Contact Number: _____

Email Address: _____



POLICY

MOBILE VENDORS ON SHIRE OWNED/MANAGED LAND

Policy Ref:	HS-02	File Code:	OR.OPP 1
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Adopted:	C3.04.17	Date:	11 April 2017
Amended:		Date:	
Reviewed:		Date:	
Statute Ref:	N/A		
Local Law Ref:	<i>Shire of Mundaring Activities on Thoroughfares and Trading In Thoroughfares and Public Places Local Law</i>		

PURPOSE

To guide the assessment and determination of applications for mobile vendors seeking approval to operate on Shire land.

1.0 POLICY OBJECTIVES

1. To encourage the use of under-utilised public places on Shire owned and managed land.
2. To guide the type and location of vendors that could be considered.
3. Outline possible operating requirements, conditions and locations for mobile vendors operating on Shire owned/managed land.

2.0 BACKGROUND

Numerous requests have been received by the Shire from mobile vendors who wish to trade on Shire owned and managed land. These locations include parks, ovals and recreation facilities across the Shire.

The *Shire of Mundaring Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law* (Local Law) requires anyone wishing to trade in a public place to obtain a permit from Shire of Mundaring. This Local Law allows the Shire to determine an application while having regard to:

- any relevant policies of the local government;
- the desirability of the proposed activity;
- the location of the proposed activity;
- the principles set out in the Competition Principles Agreement; and
- such other matters as the local government may consider to be relevant in the circumstances of the case.

This policy has been developed to help guide decisions made under the Shire's Local Law regarding mobile vendor proposals on Shire land.

3.0 SCOPE

The intent of the policy is to deliver better activated spaces and social outcomes and not to protect nor preference any commercial activity over another. It is therefore impossible for the Shire to actively regulate and exercise judgment as to the commercial appropriateness of a proposal. Accordingly, the scope of this policy does not extend to commercial considerations.

Furthermore, this policy:

- does not apply to community events;
- does not apply to private events where Shire land/venue has been booked for exclusive use;
- only applies on Shire Land which includes both freehold or Shire managed land.

4.0 KEY PRINCIPLES

Proposals must be generally consistent with the following key location principles. Mobile vendors should be located where:

- activation of the public space is considered desirable;
- locations encourage clusters of mobile vendor activities to encourage community interaction;
- mobile vendors should provide a unique vendor activity to promote diversity of product;
- mobile vendors are to be of a temporary nature;
- residential amenity will not be unreasonably compromised by the operations;
- the mobile vendor will not compromise the safe movement of vehicles, pedestrian and cyclists;
- all mobile vendors operating in a public space are to work in partnership with existing sporting clubs and groups.

5.0 LOCATIONS

Locations that have been identified as aligning with the requirements of the Key Principles are limited to:

- Chidlow Oval, Chidlow
- Sawyers Valley Oval, Sawyers Valley
- Mundaring Community Sculpture Park, Mundaring
- Brown Park, Swan View

6.0 CONDITIONS

Approvals for the operation of a mobile vendor on Shire owned/managed land are likely to attract the following conditions, or modifications thereof, and any other condition deemed appropriate. The purpose of these conditions is to maintain the amenity of the area.

- a) The preparation, handling, and serving of food and drinks are to be conducted in accordance with the requirements of the *Food Act 2008* and associated codes.
- b) Compliance with the *Environmental Protection (Noise) Regulations 1997*.
- c) Hold public liability insurance of at least \$20 million and cover injury, loss or damage.
- d) All advertising is to be fitted to the vehicle.
- e) Not trade as an itinerant vendor, and are restricted to the designated sites or an alternative location approved by the Shire.
- f) Mobile vendors are to be roadworthy vehicles that are licensed by the Department of Transport.
- g) No obstruction to pedestrian flow or vehicular traffic.
- h) Compliance with existing parking restrictions which apply to the area at all times.
- i) Litter is to be cleared at all times from in and around the mobile vendor site by the operator.
- j) Appropriate rubbish bins are to be provided by the operator in numbers adequate to service the patrons and removed, along with all rubbish from site at the end of each trading day.
- k) All waste-water is to be stored within a holding tank and disposed of at an approved site.
- l) Trees and other significant streetscape elements such as benches, rubbish bins and bus shelters are not to be obstructed, covered, removed, relocated or modified.
- m) Permanent fixtures are not permitted.
- n) Any temporary fixtures (such as umbrellas, bins, stools) are to be safe to use and removed at the end of trading. The location of these fixtures must be approved.
- o) Fixtures are not to be placed where they present a barrier or danger to pedestrians or vehicles.
- p) Must provide own power supply.
- q) Not to be located within 100m from an existing food premises offering similar services.
- r) Mobile Vehicle to be removed at the end of trading each day.
- s) Obtain written approval from the President of the relevant sporting club/group if you wish to use the space at the same time as the club.
- t) This approval is not valid for events on at the approved location unless specifically approved by the event organiser.
- u) This approval may be revoked at any time.

7.0 APPLICATIONS

Applications are to be made to the Shire's Health Service and will be assessed against the identified Key Principles.