

**From:** noreply@feedback.planningportal.nsw.gov.au on behalf of Planning Portal - Department of Planning and Environment <noreply@feedback.planningportal.nsw.gov.au>  
**Sent:** Monday, 29 November 2021 1:19 PM  
**To:** DPIE PA Codes Mailbox  
**Cc:** DPE PS ePlanning Exhibitions Mailbox  
**Subject:** Webform submission from: The Fun SEPP

**Categories:** Forwarded for action

Submitted on Mon, 29/11/2021 - 13:19

Submitted by: Anonymous

Submitted values are:

**Submission Type**

I am submitting on behalf of my organisation

## Name

**First name**

[REDACTED]

**Last name**

[REDACTED]

**I would like my submission to remain confidential**

Yes

## Info

**Email**

[REDACTED]

**Suburb/Town & Postcode**

[REDACTED]

**Submission**

I would like to make the following submission in relation to the fun SEPP that our Council find we are spending large amounts of compliance time on (when we dont have enough compliance staff)

\* The proposal to make outdoor dining on the footpath for pubs and clubs is supported but does this allow the pub/club to increase the capacity or is it intended to spread their already approved numbers over the space (this also takes into consideration the amount of amenities needed if it is allowing an overall increase in capacity). Does it allow drinking without eating in some instances and if so how is this managed. Council currently has an agreement with ServiceNSW with outdoor dining and we are currently in the process of finalising our policy to go with it for specifics relating to Lismore

\* The complying development pathway for small live music and arts venues to establish - is it taking into consideration existing shop top housing that exists in CBS's and also flooding. The effect of noise to the upstairs residents could be substantial in these old wooden buildings found in the CBD areas

\* Food trucks - there needs to be more requirements introduced into this realm. Can they be undertaken on main roads, the duration of the stay - we currently are run off our feet chasing compliance on food vans using this and the SEPP Code who are parked 24/7 in one spot and do not move. Surely this is not the intent of the SEPP and the unfairness to business doing it tough paying rent and trying to make a go of it . A Food van should be restricted to X amount of hours trade in one spot and move on, not be left there permanently. The code is hard to enforce through compliance when these issues arise and there are no clear boundaries of the intent of the code. Should they be prohibited from operating in residential zones, the definition of a cart or bike needs to be more clearer for enforcement.

\* Temporary events - Lismore City Council uses the current event process for council owned land with a policy in place which works really well. The proposal for temporary events on private land - the issues we see here is carparking, noise, traffic issues, main roads being impacted with cars finding and entering the site. The proposal in its notification to Council should include a plan of management including a traffic management plan for the proposal so Council's can clearly identify the event and any issues that need to be addressed quickly and efficiently to enable the event to proceed without impact. Markets have a huge impact on traffic and management of food vendors etc. and should be factored into the specifics for the Code.

The code is welcoming, however, Council's are under pressure with development and compliance issues and the code needs to consider some of the issues we are facing on a day to day basis to assist Council in enforcing these codes, where necessary, with some clear and concise requirements.

Thank you for the opportunity to provide comment.

**I agree to the above statement**

Yes