

Ref: Strategic Planning
Contact: [REDACTED]

30 November 2021

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Dear [REDACTED]

RE: Explanation of Intended Effect – Fun SEPP

Wagga Wagga City Council supports the proposal to support hospitality, events, and arts industries in using the exempt and complying development code.

Council has adopted its Local Strategic Planning Statement – Planning for the future: Wagga Wagga 2040 which identifies that a vibrant, strong, and prosperous CBD is critical for long-term economic success of the city and broader region. Maintaining the CBD as the key focal point of the city is a key priority with master planning being undertaken to activate our CBD to increase the presence of people and encourage interaction and experiences.

The proposed outdoor dining, small live music or arts venues, and temporary events support Council's vision for the Wagga Wagga CBD. Council is looking to review its current exempt provisions for 'Temporary commercial, community, or retail events or private functions' on Council land and recommend controls in line with the options attached.

Council has recently made changes to the Wagga Wagga Local Environmental Plan 2010 to increase the number of zones where 'artisan food and drink industries' are permitted. The changes were made to facilitate additional tourism, leisure, and alternative consumer experiences for visitors and residents in the region and support economic development and business investment.

The proposed complying development pathway with further support Council's intent for artisan food and drink industries.

Mobile food vendors are supported by Council with the aim to enliven the local government area and encourage diversity in food options. Council's current framework provides opportunities for mobile food vendors to operate whilst also protecting public health, safe-guarding local business interests, and maintaining community welfare in public spaces.

Providing exempt development pathways for food trucks and dark kitchens is consistent with Council's policy.

My contact number is [REDACTED] and I can be emailed at [REDACTED]

If you need any further information or clarification, please let me know.

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Attachment

Proposed changes to current exempt event controls within the Wagga Wagga LEP

Option 1 – leave as existing:

Temporary commercial, community or retail events or private functions

- (1) Must be located on Council-owned land or land for which the Council has care, control or management.
- (2) Must have obtained the written consent of Council.
- (3) Must have obtained all required approvals.
- (4) Must not involve the closure of any public roads.
- (5) Must not have a duration of more than 1 day in any 12-month period.
- (6) Total number of people attending the event must not exceed 1,000 at any time.
- (7) Must not involve the selling of liquor.
- (8) Must not involve any permanent physical change to any land.
- (9) Lighting must be provided to facilitate the safe movement of patrons, must not cause glare to adjoining properties and must comply with AS 4282—1997, *Control of the Obtrusive Effects of Outdoor Lighting*.
- (10) Event (including set up and pack down) must take place only during the following periods—
 - (a) 7.00 am to 10.00 pm on Monday, Tuesday, Wednesday, Thursday, Friday or Saturday,
 - (b) 8.00 am to 10.00 pm on Sunday.
- (11) Toilet facilities must be available as follows—
 - (a) female facilities—at least 3 toilets and 1 hand basin,
 - (b) male facilities—at least 1 toilet, 1m length of urinal troughs and 1 hand basin.

Option 2 – increase hours, numbers and ability to sell alcohol:

Temporary commercial, community or retail events or private functions

- (1) Must be located on Council-owned land or land for which the Council has care, control or management.
- (2) Must have obtained the written consent of Council.
- (3) Must have obtained all required approvals, including any road closure approvals.
- (4) Must not have a duration of more than 1 day in any 12-month period.
- (5) Total number of people attending the event must not exceed ~~4,000~~ 5000 at any time.
- (6) If the event involves the sale of Liquor, a liquor licence must be obtained and all conditions of that approval complied with.
- (6a) Where the event is expected to have numbers greater than 2000 or proposes the sale of alcohol an Event Management Plan must be prepared, lodged and approved with the NSW Police 14 days prior to the event.
- (7) Must not involve any permanent physical change to any land.

- (8) Lighting must be provided to facilitate the safe movement of patrons, must not cause glare to adjoining properties and must comply with AS 4282—1997, *Control of the Obtrusive Effects of Outdoor Lighting*.
- (9) Event (including set up and pack down) must take place only during the following periods—
- (i) 7.30 am to 11.00 pm on Monday, Tuesday, Wednesday or Thursday,
 - (ii) 7.30 am to 12.00 am on Friday or Saturday,
 - (iii) 8.00 am to 8.00 pm on Sunday,
- (10) Toilet facilities must be available as follows—

Total Attendance	Male Facilities			Female Facilities	Hand Basins	
	WC's	Urinals	Trough Wall Hung		Male	Female
1,000	2	1.5m	3	5	1	1
1,000-2,000	3	3m	6	10	2	2
2,000-3,000	4	4.5m	9	15	3	3
3,000-4,000	5	6m	12	20	4	4
4,000-5,000	6	7.5m	15	25	5	5

If the event is for a lesser time period, the number of toilets can be reduced as indicated below:

- a) More than 8 hours 100%
- b) 6 hours but less than 8 hours 80%
- c) 4 hours but less than 6 hours 75%
- d) Less than 4 hours 70%

Option 3 – same as option 2:

Note: changes will be made to council's event guide that requires the following:

- The 'Event Management Plan' is to be prepared and lodged with police 14 days prior to any event or function.
- Police would be required to notified in writing of the proposed event or function which includes the number of persons expected to attend.
- The timeframe for notifications would be determined by the number of persons attending to ensure there is an adequate policing response. For example, 100 persons or less - no notification required; 500 persons or less - 7 days; 1,000 person or less - 14 days; 2,000 persons or less - 21 days; 3,000 persons or less - 28 days; 3,000 persons or less - minimum 2 months; 5,000 persons or less - minimum 4 months; more than 5,000 persons - minimum 6 months' notice.
- It could be large events are sought to be held at short notice for a variety of reasons. If this were to occur, and a suitable police response can be accommodated the Riverina PD would be amenable to shorter notice.