

What is extended outdoor dining?

The Shire has introduced extended footpath dining and a new 'parklets' program to support local restaurants and cafes as COVID-19 restrictions ease over spring and summer.

You can apply for a free, temporary Outdoor Dining permit to use extra footpath space, parking space or street space for outdoor dining and takeaway. This will enable you to reopen outdoors and comply with social distancing rules without having to reduce the number of patrons.

Outdoor Dining Guidelines and application form can be found at:
www.mornpen.vic.gov.au/outdoordining

How can I use the footpath or parklet?

- seated table service
- seating for takeaway or waiting
- physical distancing space for your customers to stand in line.

When will it finish?

Basic short term parklet permits will be available until 31 January 2021, with extended footpath permits and longer term parklets available until 30 April 2021.

Outdoor Dining Options

What are the extended outdoor dining options?

There are 5 options for extended outdoor dining:

1. Footpath trading

You can apply to extend footpath trading in front of your business and your neighbours with their written consent. You must keep a clear travel path at least 1.8 metres wide for pedestrians plus 0.7 metres along the kerb for car doors. All footpath trading must comply with the Commercial Activity on Footpaths Policy 2008. You do not need a new permit if you just want to use your existing footpath permit or license.

2. Parklets

Parklets are set up on car parking spaces outside shopfronts. They create a space to sit and dine, while allowing for social distancing. If you don't have enough space on the footpath, you can apply to use a parking space (a 'parklet').

3. Other public space

If your street is not appropriate for a parklet, or there is a useful piece of Council land nearby, we will consider permits on a case by case basis.

Extended Outdoor Dining FAQs

English



4. Private land

The Victorian Government has exempted amendments to planning permits on private land. If you have questions about outdoor dining and the sale and consumption of liquor on private land, please contact the Shire's Planning Services Team on 5950 1010.

While planning permits are not required, local law permits are – they are critical to ensure traffic and customer safety. Businesses must apply for an Outdoor Dining permit online and must not operate on public land without a permit.

5. Street closures

A temporary street or laneway closure may be considered. Businesses are encouraged to apply for temporary street closures with the support of the local Chamber of Commerce and community. The Shire will need to evaluate issues such as traffic, parking and access for other properties, as well as access for emergency services, maintenance and deliveries.

When can I use my parklet?

You can use your parklet once the parklet application is approved and traffic bollards or barriers and screens are in place. Council contractors will install the necessary barriers depending on your site.

Who pays for the parklets?

Parklets will be supplied, maintained and operated by the business. The Shire organises traffic management plans, traffic control equipment and temporary access ramps.

You can apply for a Victorian Government grant of up to \$5,000 to pay for umbrellas, outdoor furniture, screens and other equipment. The grants are available to licensed and unlicensed cafés, restaurants, takeaway food businesses, pubs, taverns, bars and clubs with a payroll of less than \$3 million.

<https://www.business.vic.gov.au/support-for-your-business/grants-and-assistance/business-resilience-package/outdoor-eating-and-entertainment-package>

How much does a parklet cost?

Parklets can cost up to \$10,000 for a simple design. Depending on the design, larger deluxe versions can cost a lot more.

How will the parklet be maintained?

Each business will be responsible for their parklet, including keeping gutters free of debris.

Permits

What permits do I need?

You need a dedicated 'outdoor dining' permit. If you are constructing and installing a structure for a longer term parklet, you will need additional consents and approvals for the design, installation and traffic management.

How do I apply for a permit?

You apply for an extended outdoor dining permit with the Shire.
www.mornpen.vic.gov.au/outdoordining

What if I already have a permit?

You do not need a new permit if you just want to use your existing footpath permit or license. If you want to change your layout on private land, contact the Shire's Planning Services team on 5950 1010.

How much does an extended outdoor dining permit cost?

Permit fees will be waived until end June 2021.

How long does my outdoor dining permit last?

Permits for parklets on the road (without a deck) are valid until 31 January 2020. All other permits last until 30 April 2021 or as otherwise extended based on Covid-19 restrictions.

Footpath Trading

Can I apply for footpath trading if I haven't had footpath trading before?

Yes, you will be able to here:
www.mornpen.vic.gov.au/outdoordining

What if I only want footpath trading?

To apply for a footpath trading or extension of footpath trading permit, you need to provide a completed application form on our website, including:

A site plan showing:

- location of item/s on the footpath
- number of item/s on the footpath
- existing infrastructure such as bins, seats, plants, signs, etc.
- a letter of consent from any neighbouring business if you wish to trade outside of their shops.

Serving of Alcohol

What if I want to serve alcohol?

The Victorian Commission for Gambling and Liquor Regulation (VCGLR) is fast-tracking temporary limited liquor licenses for outdoor dining. We will help you to meet Shire requirements for temporary licenses on Council land as part of your application.

Contact the Shire's Planning Services Team on 5950 1010 for liquor license changes on private land.

How do I extend my liquor licence?

Draw the proposed license extension on the site plan in your application form. The Shire's Property Team is required to sign off and send you a supporting letter to send to VCGLR for application for a temporary limited license.

Insurance

What insurance do I need?

Public liability insurance of \$20 million will be required for your space, including a certificate of insurance naming Mornington Peninsula Shire as an interested party. We recommend that you contact your insurer to discuss requirements for coverage.

Your Responsibilities

What are my responsibilities?

You are responsible for:

- all OHS, food safety, COVID safety and other laws and regulations relating to the installation, operation, cleaning and maintenance of the Outdoor Dining area
- obtaining a temporary liquor license and complying with all requirements of the VCGLR, including ensuring safe alcohol consumption without public nuisance
- providing pedestrian access, clear lines of site, drainage and access for services and maintenance
- protecting community and residents' amenity, including monitoring noise levels.
- having current public liability insurance for \$20 million
- not allowing smoking or vaping in any Outdoor Dining area.

You, your employees and agents must comply with:

- the [Outdoor Dining Guidelines](#)
- the [Outdoor Dining Permit General Conditions](#)
- the [Commercial Activities on Footpaths Policy 2008](#) (if applicable)
- all laws including the including the [General Purposes Local Law 2012](#)
- all other legal requirements relevant to the operation of an Outdoor Dining comply.