

9.6 OUTCOMES OF ADVERTISING - VIBRANT PUBLIC SPACES POLICY

- Attachments:**
1. **Vibrant Public Spaces Policy - Summary of Submissions**
 2. **Vibrant Public Spaces Policy (Amendments Highlighted)**
 3. **Vibrant Public Spaces Policy (Final)**

RECOMMENDATION:**That Council:**

1. **RESCINDS Policy No. 2.2.13 – Parklets;**
2. **ADOPTS the Vibrant Public Spaces Policy at Attachment 3; and**
3. **NOTES the proposed fees and charges to be included in the 2022/23 Fees and Charges.**

PURPOSE OF REPORT:

For Council to consider rescinding Policy No. 2.2.13 - Parklets and adopting the Vibrant Public Spaces Policy.

BACKGROUND:

The City receives ongoing requests from private businesses, landowners, and community groups to install infrastructure in the public realm. With the exclusion of parklets and planter boxes, there is currently no clear guidance on how to deal with such requests. The requests include the installation of street furniture, alfresco structures and other structures on land that is owned or managed by the City, including freehold land, road reserves and Crown reserves. These requests are generally associated with an applicant wanting to turn an underutilised piece of land, such as a verge or road reserve, into a more vibrant space for the public to enjoy.

At its 22 September 2015 Ordinary Meeting (Item 9.2.9), Council adopted [Policy No. 2.2.13 – Parklets](#) to facilitate and guide the implementation of parklets in town centres and commercial areas.

At its 15 December 2020 Ordinary Meeting (Item 9.7), Council adopted amended [Policy No. 2.2.13 – Parklets](#) (Parklets Policy) to allow Administration discretion to support an application for a liquor licence to apply in a parklet.

At its 17 March 2020 Ordinary Meeting (Item 12.4), Council resolved to advertise the draft Development on City Owned and Managed Land Policy to provide guidance on managing requests to install other infrastructure including community signage, street furniture and alfresco shelters on City owned and managed land. Advertising commenced 28 April 2020 and concluded 29 May 2020.

At its 28 July 2020 Ordinary Meeting (Item 12.9), Council approved the readvertising of the amended draft [Development on City Owned and Managed Land Policy](#) including updates to streamline the approvals process and policy requirements. Advertising commenced 6 August 2020 and concluded 25 September 2020.

At the 9 September 2020 Rebound Roundtable, the amended draft Development on City Owned and Managed Land Policy was presented to obtain town team feedback. Feedback included the need to mitigate privatisation of the public realm through improved design requirements and assessment processes, and the need to provide clearer guidance regarding the spirit and intent of the policy.

In response to both advertising periods, key community and stakeholder feedback included:

- the need to place a stronger focus on the outcomes to be achieved; and
- the need to simplify the language and content around requirements.

The draft Development on City Owned and Managed Land Policy had not been presented to Council since the conclusion of readvertising. Requests to install infrastructure in the public realm continue to be received and are considered with regard to the relevant provisions referenced in the City's existing policies including:

- Minor Nature Development Policy;
- Parklets Policy; and
- Verge Treatments, Plantings and Beautification Policy.

The existing City policies do not provide sufficient detail and clarity regarding the permissibility and requirements associated with public and private investment in the public realm. This impacts the City's service delivery capability and customer experience when dealing with such requests.

The City of Vincent Strategic Community Plan 2018 - 2028 (SCP) sets the community vision, priorities and aspirations for the City and includes the Thriving Places priority: *"Our vibrant places and spaces are integral to our identity, economy and appeal. We want to create, enhance and promote great places and spaces for everyone to enjoy"*.

The City does not have an overarching policy to provide guidance on the permissibility, requirements and management responsibilities for third party (applicant) proposals to deliver vibrant public spaces on City owned and managed land.

To achieve the Thriving Places priority and manage ongoing request, the City began the process of developing the draft Vibrant Public Spaces Policy and its Policy Guidelines (draft Vibrant Public Spaces Policy). The draft Vibrant Public Spaces Policy was informed by a series of investigations, inclusive of community and key stakeholder engagement, to identify what types of spaces the community would like to see facilitated within the public realm.

At its 8 March 2022 Ordinary Meeting (Item 9.9), Council resolved to approve an amended [draft Vibrant Public Spaces Policy](#) for the purpose of advertising.

DETAILS:

The draft Vibrant Public Spaces Policy was advertised from 18 March 2022 to 1 May 2022 via the following methods:

- notice published on the City's website;
- notice posted to the City's social media;
- notice published in a local newspaper;
- notice posted in the City's e-newsletter and business e-newsletters;
- Dedicated project page on Imagine Vincent, providing opportunity to comment generally or fill out a survey;
- notices at the City's Administration Centre and Library;
- two pop-up engagement sessions adjacent:
 - No. 130 Oxford Street, Leederville: 31 March 2022 4:00pm – 7:00pm;
 - Nos. 35/602-610 Beaufort Street (Modus Coffee), Mount Lawley: 7 April 2022 7:30am – 10:30am;
- distribution of flyers at City sponsored events; and
- presentation at the 27 April 2022 Rebound Roundtable.

The results of the public consultation period are as follows:

- Unique page views – 108;
- Document downloads – 15; and
- Survey participants – 32.

Response via the survey was generally supportive of the intent of the draft Vibrant Public Spaces Policy, with many suggestions on elements that should be included or further enhanced to ensure the public benefit being provided by vibrant public spaces is sufficient.

A summary of submissions is included as **Attachment 1**. The report details the comments received in relation to policy objectives, design objectives, vibrant public space types, design requirements, location requirements, applicant responsibilities and fees and charges. The report also documents Administration's response to the submitter comments, and any recommended modifications to the draft Vibrant Public Spaces Policy in response to these comments. Key modifications to the draft Vibrant Public Spaces Policy include:

- Additional information and applicant responsibilities to clarify that vibrant public spaces are dog friendly and smoke free.

- The requirement for the provision of lighting in parklets and eatlets where a canopy is proposed.
- The prohibition of reserved signage.
- The inclusion of how the City would deal with non-compliance.
- Changes to the proposed fees and charges to incentivise parklets in preference of eatlets.

All recommended modifications, referenced in **Attachment 1**, have been included as highlighted amendments in the Vibrant Public Spaces Policy, included as **Attachment 2**.

The final version of the Vibrant Public Spaces Policy is included as **Attachment 3**.

Submissions detailed various opinions on the proposed fees and charges. The fees and charges below are proposed with consideration to the submissions received.

Vibrant Public Space Type	Application/ Design Fee	Approval Fee	Annual Renewal Fee
Street furniture	N/A	N/A	N/A
Affixed eating area furniture	N/A	\$250	N/A
Pop-up parklet	N/A	N/A	N/A
Pop-up eatlet	N/A	N/A	N/A
Parklet – built on existing ground surface or decked platform	N/A	\$1,000	N/A
Parklet – built on new paving	\$2,500	\$1,250	N/A
Eatlet – built on existing ground surface or decked platform	N/A	\$1,500	\$500
Eatlet – built on new paving	\$2,500	\$1,750	\$500
Other Proposal	\$500	To be determined as part of Council endorsed Licence.	

The proposed fees were determined as a way of encouraging vibrant public space proposals. Based on these fees, the City would not return a monetary profit but would have received investment in the public realm at no cost to the City.

The \$250 affixed eating area furniture approval fee is based on the cost to remove affixed furniture. This is proposed to cover the cost should the City have to remove the furniture.

Where the applicant is proposing 'new paving' to pave a verge or extend the existing paving of a footpath as part of a parklet or eatlet proposal, it is proposed the City will consult with the applicant, design the paving enhancements, and the paving works would be undertaken by the applicant, at the applicants cost, and compliance checked by the City.

To cover the City's resourcing costs, a design fee of \$2,500 is proposed. To cover the cost to remove and dispose of a parklet or eatlet, a minimum approval fee of \$1,000 and \$1,500 are proposed for all parklet and eatlet types. To cover the cost of site supervision and compliance checks to install the new paving, an additional \$250 approval fee is proposed for parklets and eatlets built on new paving.

Submissions detailed a mixed response in relation to the fees. A high number of responses believed that there should be no fees as a way of supporting businesses. Other responses outlined a preference for eatlets to have a higher fee and be charged an annual fee due to the periods of exclusive use permitted.

Based on these comments and to incentivise parklets in preference of eatlets, reduced approval fees for parklets and the addition of an annual renewal fee for eatlets is proposed. The \$500 eatlet renewal fee directly correlates with the reduced parklet approval fees.

Fees and charges have not been waived as suggested. The fees do not return a monetary profit to the City, they have been created to cover the administrative costs associated with the assessment of vibrant public space proposals. As the fees and charges are reviewed annually, consideration would be given to the economic climate when determining the fees for vibrant public space types, and changes can be made accordingly.

CONSULTATION/ADVERTISING:

The draft Vibrant Public Spaces Policy was reviewed by the Department of Planning, Lands and Heritage (DPLH) Land Management and Policy teams who confirmed support for the policy, stating that the DPLH supports the development of vibrant, innovative spaces.

The City has notified all submitters of this item being presented to Council for approval. The City will further notify all submitters of the outcomes of the Ordinary Meeting of Council.

If adopted, further consultation would take place as outlined in Table 1 of the Policy for each vibrant public space type.

LEGAL/POLICY:

Section 2.7(2)(b) of the *Local Government Act 1995* provides Council with the power to determine policies.

The City's [Policy Development and Review Policy](#) sets out the process for the development and review of the City's policy documents.

The Vibrant Public Spaces Policy has been developed in accordance with the City's Policy Development and Review Policy. It is intended to respond to the City's existing strategies and policies and aligns with the:

- Strategic Community Plan 2018-2028;
- Accessible City Strategy 2020-2030; and
- Public Health Plan 2020-2025.

The Vibrant Public Spaces Policy considers parklets and has been developed to incorporate updated parklet policy provisions. It is proposed that Policy No. 2.2.13 – Parklets be rescinded and that the Vibrant Public Spaces Policy provides guidelines for parklets moving forward.

RISK MANAGEMENT IMPLICATIONS

Low: It is low risk for Council to rescind and adopt a new policy.

STRATEGIC IMPLICATIONS:

This is in keeping with the City's Strategic Community Plan 2018-2028:

Accessible City

Our pedestrian and cyclist networks are well designed, connected, accessible and encourage increased use. We have better integrated all modes of transport and increased services through the City.

Connected Community

We have enhanced opportunities for our community to build relationships and connections with each other and the City. We are an inclusive, accessible and equitable City for all.

Thriving Places

We are recognised as a City that supports local and small business. Our town centres and gathering spaces are safe, easy to use and attractive places where pedestrians have priority. We encourage innovation in business, social enterprise and imaginative uses of space, both public and private. Our physical assets are efficiently and effectively managed and maintained.

Sensitive Design

Our planning framework supports quality design, sustainable urban built form and is responsive to our community and local context.

SUSTAINABILITY IMPLICATIONS:

This is in keeping with the following key sustainability outcomes of the *City's Sustainable Environment Strategy 2019-2024*.

Sustainable Transport

PUBLIC HEALTH IMPLICATIONS:

This is in keeping with the following priority health outcomes of the City's *Public Health Plan 2020-2025*:

Increased physical activity

Increased mental health and wellbeing

FINANCIAL/BUDGET IMPLICATIONS:

The implementation of the policy is to be met through the City's operational budget utilising existing resources.

COMMENTS:

Facilitating vibrant public spaces is an opportunity for the City to be a leader in the enhancement of the public realm. COVID-19 has seen a shift in the way people perceive the public realm and how it functions, with a greater demand and emphasis on public spaces and outdoor dining as a way to connect, interact and thrive.

Vibrant public spaces have the potential to create an avenue for private investment in the public realm for public benefit. Vibrant public spaces are a creative solution for enhancing the streetscape and providing increased pedestrian amenity. Vibrant public spaces increase pedestrian amenity, support businesses, improve the public realm and provide space for community connection in a location otherwise underutilised.

Attachment 1

Vibrant Public Spaces Policy - Summary of Submissions

Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 1: Do you have any thoughts or comments about the draft Policy Objectives?		
<i>Submitter 2.</i> Looks good and makes sense.	Submitter support noted.	No modification required.
<i>Submitter 4.</i> N/A – Though some objection is to be had to the sensitivity objective.	Submitter comment noted.	No modification required.
<i>Submitter 7.</i> Very comprehensive and align with the SCP priorities, particularly thriving places and sensitive design. It is a much needed policy, and these policy objectives should facilitate the consistent assessment of these types of proposals to the benefit of the community.	Submitter support noted.	No modification required.
<i>Submitter 8, 9, 10, 12, 14 and 19.</i> No	Submitter comment noted.	No modification required.
<i>Submitter 11.</i> Looks good.	Submitter support noted.	No modification required.
<i>Submitter 13.</i> Agree	Submitter support noted.	No modification required.
<i>Submitter 15.</i> Seems like a beneficial plan to the community.	Submitter support noted.	No modification required.
<i>Submitter 17.</i> How will you determine community expectations and will these be expressly qualified during community consultation for future projects? It seems difficult to measure. I am supportive of encouraging pedestrian activity but I think environmentally sustainable alternatives like public transport and cycling should be included in the Policy Objectives as they are in the Design Objectives (#5.)	Community expectations relating to vibrant public space types have been assessed and determined in response to the 79 submissions received during the initial vibrant public spaces engagement (12 May 2021 to 7 June 2021) and in response to the advertising of the draft Policy and Guidelines (18 March 2022 to 1 May 2022). Undertaking the required engagement associated with each vibrant public space type will further assist to clarify and respond to these expectations. If the draft Vibrant Public Spaces Policy and its Guidelines (draft Vibrant Public Spaces Policy) are adopted, community expectations will be reassessed as part of any future policy review process.	No modification required.
<i>Submitter 29.</i> Achieving design outcomes that meet "community" expectations maybe more complex than stating it as an objective. Community does not have uniform expectations and a camel is said to be a horse designed by committee	The purpose of the draft Vibrant Public Spaces Policy <i>is to provide guidance on the permissibility, requirements, and management responsibilities for third party (applicant) proposals to deliver vibrant public spaces on City owned and managed land.</i> The City supports the provision of active transport modes through its Accessible City Strategy and associated plans and programs.	No modification required.
<i>Submitter 18.</i> Sounds good.	Submitter support noted.	No modification required.

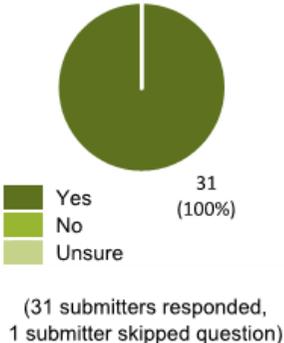
Attachment 1

Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 1: Do you have any thoughts or comments about the draft Policy Objectives?		
<i>Submitter 20.</i> Sounds like a good plan.	Submitter support noted.	No modification required.
<i>Submitter 32.</i> Very supportive of facilitating investment to enhance the public realm, and of ensuring things sensitively responding to the local character and context. I chose to live in Vincent because of the walkability/connectivity, community/vibe and character.	Submitter support noted.	No modification required.

DESIGN OBJECTIVES		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 2: Do you have any thoughts or comments about the draft Design Objectives?		
<i>Submitter 4.</i> N/A – Objectives appear to be unachievable.	The Design Objectives have been developed taking into consideration Design WA's <i>Ten Principles of Good Design</i> which look to establish a definition of good design. The objectives are considered to be high level, rather than unachievable. The objectives have been reviewed by the Department of Planning, Lands and Heritage, responsible for State land use planning and policy development. The Design Objectives are further articulated through the Design Requirements for each vibrant public space type.	No modification required.
<i>Submitter 5.</i> Looks good.	Submitter comment noted.	No modification required.
<i>Submitter 7.</i> Inclusion of sustainability objective is great. Would like to see more conversion of car bays/on street parking to pedestrian friendly areas.	Submitter comment noted.	No modification required.
<i>Submitter 8, 9, 10, 12, 13, 15 and 19.</i> No	Submitter comment noted.	No modification required.
<i>Submitter 11.</i> Good outcome	Submitter support noted.	No modification required.
<i>Submitter 14.</i> Good.	Submitter support noted.	No modification required.
<i>Submitter 18.</i> Looks good!	Submitter support noted.	No modification required.
<i>Submitter 20.</i> Optimising safety is always a plus	Submitter support noted.	No modification required.
<i>Submitter 29.</i> Provide places that are legible, with good lines of sight to key	Transport connections and road design are addressed through the City's Accessible City Strategy and associated plans and programs. The Design	No modification required.

Attachment 1

DESIGN OBJECTIVES		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 2: Do you have any thoughts or comments about the draft Design Objectives?		
locations, clear connections and easily identifiable elements to help (people) find their way around. While walking is a great way of getting around the reality of public transport means that cars are a necessity for east to west journeys and return within Vincent to visit library, gym, Beatty Park and supermarket and speciality stores. Road design and traffic flow on roads and into and out of parking areas should also be a design objective.	and Location Requirements of the draft Vibrant Public Spaces Policy ensure that current road design and traffic flow is not impeded. Vibrant public spaces, such as parklets and eatlets, are only permitted when car parking demand in the precinct (400m walkable catchment area) does not exceed 85% occupancy, ensuring that adequate car parking supply is available. Design Objective 7. Legibility, relates to all lines of sight, including those from vehicles. Given the detailed Design and Location Requirements and Design Objectives, an additional objective relating to road design would be considered surplus to requirements.	
<i>Submitter 32.</i> Like the objectives particularly the Context and Character and Landscape objectives. It's always important to consider context to ensure new things enhance or at least respond to existing context/character/environment. Also very supportive of adding greenery throughout Vincent where possible.	Submitter support noted.	No modification required.

VIBRANT PUBLIC SPACE TYPES – STREET FURNITURE			
	Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 3: Do you support the City facilitating the installation of street furniture?	QUESTION 4: Do you have any thoughts or comments about street furniture?		
 <p>31 (100%)</p> <p>Yes No Unsure</p> <p>(31 submitters responded, 1 submitter skipped question)</p>	<i>Submitter 1.</i> Make it match. Don't just add bits here and there. Do it properly or not at all.	Each vibrant public space type is required to meet a set of Design Objectives as well as the relevant Design and Location Requirements, and Applicant Responsibilities. The street furniture Design Objective O1.2.1 states: <i>Respond to and enhance the distinctive characteristics of a local area, contributing to a sense of place.</i> This design objective will ensure that consideration is given to the surrounds and existing street furniture and infrastructure so that there is a cohesive look to the area.	No modification required.
	<i>Submitter 2.</i> Good but need to allow for traffic	There are a number of Location Requirements which must be considered when determining the location of proposed street furniture. These requirements take into consideration pedestrian, cyclist and vehicle traffic and ensure that a sufficient clearway and road carriageway offset distances are maintained at all times.	No modification required.
	<i>Submitter 3.</i> Put thought into the direction	Safety is an important consideration and Design Objective 8 states that vibrant public spaces should: <i>Optimise safety and security, supporting</i>	Modify to include additional Design Objective under Street

Attachment 1

VIBRANT PUBLIC SPACE TYPES – STREET FURNITURE			
	Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 3: Do you support the City facilitating the installation of street furniture?	QUESTION 4: Do you have any thoughts or comments about street furniture?		
	the seats face, for feeling of security.	<p><i>safe behaviour and use, by maximising opportunities for passive surveillance, integrating safety requirements, and following Crime Prevention through Environmental Design (CPTED) design principles.</i></p> <p>This Design Objective is to be added to the street furniture Design Objectives as a direct point of reference for applicants.</p>	<p>Furniture.</p> <p>Recommended modification: <u>O1.2.6 Optimise safety and security, supporting safe behaviour and use, by maximising opportunities for passive surveillance, integrating safety requirements, and following Crime Prevention through Environmental Design (CPTED) design principles.</u></p>

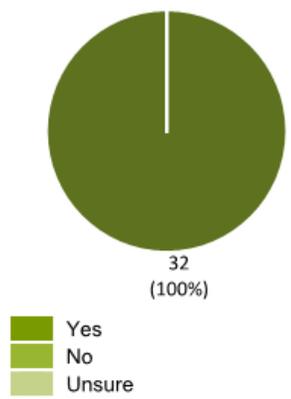
VIBRANT PUBLIC SPACE TYPES – STREET FURNITURE			
	Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 4: Do you have any thoughts or comments about street furniture?			
	<p><i>Submitter 5.</i> beautify the space add interest to the landscape feels welcoming</p>	<p>Both the Policy and Design Objectives require vibrant public space proposals to respond to their surrounds and be of a high quality.</p> <p>The Design and Location Requirements for each infrastructure type are a way of meeting these objectives. If a proposal is considered to be compliant with the relevant Design and Location Requirements, it's anticipated it would beautify the space, add interest to the streetscape, and ensure users feel welcomed.</p>	No modification required.
	<p><i>Submitter 7.</i> Must ensure that street furniture is well maintained, either by the city or adjacent business.</p> <p><i>Submitter 8.</i> Needs to be well maintained otherwise it looks awful.</p> <p><i>Submitter 9.</i> They need some flowers and need to be well maintained.</p> <p><i>Submitter 10.</i> They need to be vibrant and well maintained</p> <p><i>Submitter 13.</i> Plants need to be maintained.</p>	<p>For each vibrant public space type there are specified Applicant Responsibilities which are reinforced in the vibrant public space agreement between the host and the City. Street furniture Applicant Responsibility A1.6.8 states: <i>Furniture is maintained in a clean, tidy, good, inoffensive and aesthetically appealing condition at all times.</i> A1.6.9 states: <i>Applicant must ensure any plants associated with the street furniture are maintained in a healthy, neat and tidy condition at all times.</i></p> <p>As these responsibilities are included as part of the draft Vibrant Public Spaces Policy and agreement, the City is able to ensure these requirements are met through compliance.</p>	No modification required.

Attachment 1

VIBRANT PUBLIC SPACE TYPES – STREET FURNITURE		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 4: Do you have any thoughts or comments about street furniture?		
<p><i>Submitter 14.</i> As long as they are maintained e.g. Leederville planter boxes.</p>	Maintenance is an Applicant Responsibility, at the applicant's expense.	
<p><i>Submitter 17.</i> Addition of street furniture should also include commensurate budget for maintenance and surveillance. Poorly kept/surveilled street furniture may detract from an area by drawing anti-social behaviour.</p>	The Applicant determines the preferred planting species and the City provides guidance during the approvals process.	
<p><i>Submitter 26.</i> More seasonal plantings and should be better maintained. Use colour and natives that don't need to be maintained.</p>	Refer compliance comments included below, in response to Question 47.	
<p><i>Submitter 11.</i> Look good</p>	Submitter support noted.	No modification required.
<p><i>Submitter 12.</i> Need more of this to attract people. More interesting things with different things to see and do.</p>	Submitter comment noted.	No modification required.
<p><i>Submitter 16.</i> Love it.</p>	Submitter support noted.	No modification required.
<p><i>Submitter 18.</i> Needs to benefit businesses and pedestrians alike.</p>	Submitter comment noted.	No modification required.
<p><i>Submitter 19.</i> No</p>	Submitter comment noted.	No modification required.
<p><i>Submitter 24.</i> Bins need to be strategically placed.</p>	The City provides street bins at strategic locations. Should the location or number of bins not be considered sufficient, this can be raised through customer service and the City will investigate the request.	No modification required.
<p><i>Submitter 27.</i> Positive.</p>	Submitter support noted.	No modification required.
<p><i>Submitter 30.</i> Must make sure there is enough space for pedestrians. The current designs sometimes make it difficult for pedestrians to get through.</p>	Street furniture Location Requirement L1.4.5 requires: <i>Street furniture shall be located to provide a minimum 2000mm width clear pedestrian zone, unless:</i>	No modification required.
<p><i>Submitter 31.</i> As long as pedestrian access is not impeded in any way, particularly for people with mobility issues. It should be rule numero uno.</p>	<ul style="list-style-type: none"> • <i>the width cannot be provided due to the design of the existing streetscape;</i> • <i>no alternative location for street furniture exists in close proximity to the applicant's business or tenancy; and</i> • <i>a reduced width can be demonstrated to meet Design Objectives O1.2.4 and O1.2.5. Where a reduced clear pedestrian zone is deemed appropriate, a minimum width of no less than 1500mm must be maintained at all times.</i> 	
	This Location Requirement will ensure that the spaces and pedestrian	

Attachment 1

VIBRANT PUBLIC SPACE TYPES – STREET FURNITURE		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 4: Do you have any thoughts or comments about street furniture?		
	path are accessible to vulnerable users at all times.	
<p><i>Submitter 32.</i> I like a consistent looking streetscape. Matching planter boxes/benches etc. is good.</p>	<p>Each vibrant public space type is required to meet a set of Design Objectives as well as the relevant Design and Location Requirements and Applicant Responsibilities. Street furniture Design Objective O1.2.1 states: <i>Respond to and enhance the distinctive characteristics of a local area, contributing to a sense of place.</i></p> <p>This Design Objective will ensure that consideration is given to the surrounds, including existing street furniture and infrastructure, so that there is a cohesive look to the streetscape.</p>	No modification required.

VIBRANT PUBLIC SPACE TYPES – AFFIXED EATING AREA FURNITURE			
	Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 5: Do you support the City facilitating the installation of affixed eating area furniture?	QUESTION 6: Do you have any thoughts or comments about affixed eating area furniture?		
 <p>32 (100%)</p> <p>Yes No Unsure</p>	<p><i>Submitter 2.</i> Enables Dogs</p>	<p>In late 2017, the City amended its Dogs Local Law to allow dogs to enter public spaces. With the exception of indoor areas of cafes, bars and restaurants, dogs are also now permitted in private businesses when granted permission by the business owner. To support this amendment, Applicant Responsibilities stipulating dogs are to be permitted in outdoor eating areas, pop-up parklets, pop-up eatlets, parklets and eatlets are to be added.</p>	<p>Modify to clarify and ensure applicants are aware that vibrant public spaces are dog friendly.</p> <p>Recommended modification:</p> <p><i>Introduction</i> <i>What is a vibrant public space?</i> <i>Vibrant public spaces are areas in the public realm that support social interaction and community engagement. They are spaces which provide pedestrian amenity and are for everyone to enjoy.</i></p> <p><u><i>Vibrant public spaces are dog friendly, and smoke free at all times.</i></u></p>

Attachment 1

VIBRANT PUBLIC SPACE TYPES – AFFIXED EATING AREA FURNITURE			
	Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 5: Do you support the City facilitating the installation of affixed eating area furniture?	QUESTION 6: Do you have any thoughts or comments about affixed eating area furniture?		
			<p>A2.6.9 <u>Applicant must permit dogs in the Outdoor Eating Area associated with the affixed eating area furniture.</u></p> <p>A3.6.8 <u>Applicant must permit dogs in the pop-up parklet or pop-up eatlet.</u></p> <p>A4.6.11 <u>Applicant must permit dogs in the parklet or eatlet.</u></p> <p>A5.4.9 <u>Applicant must permit dogs in the vibrant public space.</u></p> <p>The subsequent Applicant Responsibilities are to be renumbered to accommodate these modifications.</p>

VIBRANT PUBLIC SPACE TYPES – AFFIXED EATING AREA FURNITURE			
	Submitter Comment Verbatim	Administration Comment	Recommended Modification
	QUESTION 6: Do you have any thoughts or comments about affixed eating area furniture?		
	<i>Submitter 4.</i> Potential litter increase, but offset by previously mentioned additional garbage bins.	The City will continue to ensure that the supply of litter bins is sufficient and that they are strategically located to ensure they are accessible to all.	No modification required.
	<i>Submitter 5.</i> Nice to have choice/options.	Submitter support noted.	No modification required.
	<i>Submitter 7.</i> Great for the amenity of the area and should be allowed in all areas of Vincent.	Submitter support noted.	No modification required.
	<i>Submitter 8.</i>	The Design Objectives of each vibrant public space type are to be	No modification required.

Attachment 1

VIBRANT PUBLIC SPACE TYPES – AFFIXED EATING AREA FURNITURE		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 6: Do you have any thoughts or comments about affixed eating area furniture?		
Has to suit the area.	considered and met when proposing a vibrant public space. The following affixed eating area Design Objective is intended to ensure the furniture responds to and suits the area: <i>O2.2.1 Respond to and enhance the distinctive characteristics of a local area, contributing to a sense of place.</i>	
<i>Submitter 9.</i> They're good for the area. All outdoor alfresco furniture should be permanent.	Submitter support noted.	No modification required.
<i>Submitter 10.</i> The furniture provides amenity for the area. All alfresco furniture should be permanent.	Submitter support noted.	No modification required.
<i>Submitter 11.</i> like to eat outside, would choose a place like this to sit.	Submitter support noted.	No modification required.
<i>Submitter 12.</i> More outside the better, we've got the weather for it. Need shade!	Submitter support noted. Design Requirement D2.3.4 allows for umbrellas or the like to be utilised as affixed eating area furniture.	No modification required.
<i>Submitter 13.</i> no smoking needs to be enforced.	The vibrant public space signage references 'no smoking'. Additional information to confirm that vibrant public spaces are smoke free at all times is to be included.	Modify to clarify and ensure applicants are aware that vibrant public spaces are smoke free. Recommended modification: <i>Introduction</i> <i>What is a vibrant public space?</i> <i><u>Vibrant public spaces are dog friendly, and smoke free at all times.</u></i> <i>A2.6.10 <u>Applicant must not permit or encourage smoking in the Outdoor Eating Area associated with the affixed eating area furniture.</u></i> <i>A3.6.9 <u>Applicant must not permit or encourage smoking in the pop-up parklet or pop-up</u></i>

Attachment 1

VIBRANT PUBLIC SPACE TYPES – AFFIXED EATING AREA FURNITURE		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 6: Do you have any thoughts or comments about affixed eating area furniture?		
		<u>eatlet.</u> A4.6.12 <u>Applicant must not permit or encourage smoking in the parklet or eatlet.</u> A5.4.10 <u>Applicant must not permit or encourage smoking in the vibrant public space.</u>
<i>Submitter 14.</i> Mix with street furniture.	Applicants are able to install more than one vibrant public space type, including street furniture and affixed eating area furniture.	No modification required.
<i>Submitter 15.</i> Always useful to have a place to pause, sit or eat! Especially for those with disabilities or kids.	Submitter support noted.	No modification required.
<i>Submitter 16.</i> Nil.	Submitter comment noted.	No modification required.
<i>Submitter 17.</i> I think that the use of affixed eating areas should also encourage active transportation to that venue and include tree canopy/shelter as part of the design requirements.	Applicants are able to incorporate bike parking into affixed eating area designs. This it to complement the City’s extensive network of bike racks, should there be done available in the immediate area. Affixed eating area furniture and seating would provide rest points for pedestrians, improving the pedestrian environment and walkability. In line with the City’s Accessible City Strategy, the City has a number of strategies, plans and programs which look to facilitate and promote active transport. The City actively greens the streets in line with the City’s Greening Plan and Place Plans. The provision of canopy/shelter is not a design requirement as affixed eating area furniture is often located under awnings. Design Requirement D2.3.4 allows for: <i>Umbrellas or the like to be utilised as affixed eating area furniture.</i>	No modification required.
<i>Submitter 18.</i> needs to be clean/attractive needs to benefit/be of use outside of business hours.	The Design Objectives, Design and Location Requirements, and Application Responsibilities relevant to affixed eating area furniture have been developed to ensure spaces are clean/attractive and of benefit/use outside of business hours.	No modification required.
<i>Submitter 19.</i> Brings more culture with spaces like this.	Submitter support noted.	No modification required.
<i>Submitter 20.</i> As long as they are safe	The Design Objectives, Design and Location Requirements, and Applicant Responsibilities have been developed to ensure that these spaces are safe. Design Objective O2.2.6 requires affixed eating area furniture to: <i>Optimise safety and security, supporting safe behaviour</i>	No modification required.

Attachment 1

VIBRANT PUBLIC SPACE TYPES – AFFIXED EATING AREA FURNITURE		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 6: Do you have any thoughts or comments about affixed eating area furniture?		
	<i>and use, by maximising opportunities for passive surveillance, integrating safety requirements, and following Crime Prevention through Environmental Design (CPTED) design principles.</i>	
Submitter 22. Positive - communal street seating good idea.	Submitter support noted.	No modification required.
Submitter 24. People are using these spaces even when the businesses are shut.	Submitter comment noted.	No modification required.
Submitter 26. There's nowhere for people to put their prams. Need to ensure a sufficient clearway is provided.	Affixed eating area furniture Location Requirement L2.4.6 states: <i>Affixed eating area furniture shall be located to provide a minimum 2000mm width clear pedestrian zone, unless:</i> <ul style="list-style-type: none"> • <i>the width cannot be provided due to the design of the existing streetscape; and</i> • <i>a reduced width can be demonstrated to meet Design Objectives O2.2.4 and O2.2.5.</i> <i>Where a reduced clear pedestrian zone is deemed appropriate, a minimum clear pedestrian zone of no less than 1500mm must be maintained at all times.</i> This Location Requirement will ensure that the spaces and pedestrian path are accessible to vulnerable users at all times.	No modification required.
Submitter 27. Handy	Submitter comment noted.	No modification required.
Submitter 29. 1. "Affixed" eating area furniture should be at the business's expense. 2. It should not in any way impede pedestrian traffic in including mobility chairs, pram, bicycles and dogs on leads. 3. It should be adjacent to the street leaving the "footpath" adjacent to the building and providing a safer environment for pedestrians to use. 4. Given the portability of the seating in the above illustration it is unlikely the business would leave the seats out overnight so there would be far less public utility out of business hours. NB the bench appears it could be nearly a meter closer to the kerb leaving greater "footpath" width.	It is proposed that all vibrant public spaces are at the expense of the applicant. Location Requirement L2.4.6 requires that: <i>Affixed eating area furniture shall be located to provide a minimum 2000mm width clear pedestrian zone, unless:</i> <ul style="list-style-type: none"> • <i>the width cannot be provided due to the design of the existing streetscape; and</i> • <i>a reduced width can be demonstrated to meet Design Objectives O2.2.4 and O2.2.5.</i> <i>Where a reduced clear pedestrian zone is deemed appropriate, a minimum clear pedestrian zone of no less than 1500mm must be maintained at all times.</i> This Location Requirement ensures pedestrian traffic is not impeded and that the spaces and pedestrian path are accessible to vulnerable users at all times.	No modification required.
Submitter 30. again - look after pedestrians		
Submitter 31. Again: As long as pedestrian access is not impeded in any way, particularly for people with mobility issues. It should be rule numero	Location Requirement L2.4.7 states: <i>Affixed eating area furniture must be located to ensure the clear pedestrian zone aligns with the clear pedestrian zone in front of neighbouring properties to provide</i>	

Attachment 1

VIBRANT PUBLIC SPACE TYPES – AFFIXED EATING AREA FURNITURE		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 6: Do you have any thoughts or comments about affixed eating area furniture?		
uno.	<i>pedestrians with a clear and uninterrupted passage along any footpath.</i> Whilst it may be preferential for affixed eating area furniture to be located in the kerbside zone, this is not always possible due to footpath widths, design, and existing infrastructure. It is important that a consistent pedestrian path is always maintained. Though the seating in the image is portable, the bench in the image is considered to provide pedestrian amenity by providing users the opportunity to stop and rest, lean on, and place goods on top of the structure.	
<i>Submitter 32.</i> Big fan.	Submitter support noted.	No modification required.

VIBRANT PUBLIC SPACE TYPES – POP-UP PARKLET			
	Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 7: Do you support the City facilitating pop-up parklets?		QUESTION 8: Do you have any thoughts or comments about pop-up parklets?	
<p>A pie chart showing the results of Question 7. The chart is divided into two segments: a large dark green segment representing 'Yes' at 28 (87%) and a smaller light green segment representing 'No' at 4 (13%). A legend below the chart identifies the colors: dark green for 'Yes', light green for 'No', and a very light green for 'Unsure'.</p>	<i>Submitter 1.</i> If you've got other public spaces, don't take away parking spaces for parklets.	Pop-up parklets repurpose part of the street into a small public park through the provision of seating, shade and greenery during a City approved or acknowledged event. This means that the spaces are only in place for a short period of time and will not remove parking spaces for longer term periods. In line with Location Requirement L4.4.12, parklet and eatlets, which are in operation longer than pop-up parklets and eatlets, are only permitted where car parking demand in a precinct (400m walkable catchment area) does not exceed 85% occupancy.	No modification required.
	<i>Submitter 2.</i> Good change	Submitter support noted.	No modification required.
	<i>Submitter 5.</i> Builds community slow life down through removing cars	Submitter support noted.	No modification required.

VIBRANT PUBLIC SPACE TYPES – POP-UP PARKLET		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 8: Do you have any thoughts or comments about pop-up parklets?		
<i>Submitter 7.</i> Would like to see most on street parking spaces converted to parklet/ eating/pedestrian friendly areas. This aligns with SCP priorities.	Submitter support noted.	No modification required.

Attachment 1

VIBRANT PUBLIC SPACE TYPES – POP-UP PARKLET		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 8: Do you have any thoughts or comments about pop-up parklets?		
<i>Submitter 8.</i> As long as it brings people	Pop-up parklets are the repurposing of part of the street during a City approved or acknowledged event. Most events are designed to attract and bring people together.	No modification required.
<i>Submitter 9.</i> appropriate for short periods.	Submitter comment noted. This is consistent with the intent of pop-up parklets.	No modification required.
<i>Submitter 10.</i> These are appropriate for short periods.	Submitter comment noted. This is consistent with the intent of pop-up parklets.	No modification required.
<i>Submitter 11.</i> I Like it, I am from deep suburbia and this is what makes the inner city appealing and attracts people.	Submitter support noted.	No modification required.
<i>Submitter 12.</i> like to be able to bring pets. Be more like Fremantle, don't want to be to fancy.	Pop-up parklets are dog friendly. Refer comments included above, in response to Question 6 – Submitter 2.	Refer recommended modifications included above, in response to Question 6 – Submitter 2.
<i>Submitter 14 and 19</i> No	Submitter comment noted.	No modification required.
<i>Submitter 15.</i> Love them.	Submitter support noted.	No modification required.
<i>Submitter 16.</i> Great idea.	Submitter support noted.	No modification required.
<i>Submitter 18.</i> Need to have approval from businesses close by as it will affect their parking need to be maintained/ cleaned by council.	Pop-up parklet/eatlet applicants are required to engage with adjacent businesses/ tenants as part of their application for these spaces. Applicants are responsible for the maintenance of pop-up parklets.	No modification required.
<i>Submitter 20.</i> Good place to relax.	Submitter comment noted.	No modification required.
<i>Submitter 26.</i> If the space is there and the need for it. It enables social activity.	Submitter comment noted.	No modification required.
<i>Submitter 27.</i> Cool – adds to the street.	Submitter support noted.	No modification required.
<i>Submitter 29.</i> The illustration provides no evidence of shade or greenery but more public seating would be a boon during a during a City approved or acknowledged event especially with shade.	The illustration included as part of the survey is an example of what these spaces may look like. The Design Requirements image in the Policy shows a pop-up parklet/eatlet with umbrellas. Pop-up parklet/eatlet Design Requirement D3.3.3 states: <i>Umbrellas and the like shall have a minimum clearance of 2400mm from the finished ground level to the lowest part of the umbrella canopy.</i> This demonstrates that shading structures may be included, as per the Design Requirement, where deemed appropriate by the applicant.	No modification required.
<i>Submitter 31.</i>	The 'pop-up' terminology is preferred to avoid confusion between the	No modification required.

Attachment 1

VIBRANT PUBLIC SPACE TYPES – POP-UP PARKLET		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 8: Do you have any thoughts or comments about pop-up parklets?		
Call them 'Event Parklets' to make it very clear that they are temporary and associated with an event. As it is, some people think it is like a parklet, but one that is rolled out in the morning and rolled up at night (i.e. the poor person's parklet)	various types of events that exist within the City. Approval of a pop-up parklet would not be required where a City approved festival or event road closure was in place. This is because the street, including car parking bays, would already be defined as the event area. The City is proposing to facilitate pop-up parklets to create a more agile environment for businesses in a variety of scenarios where approval timing is a limiting factor. Therefore, pop-up parklets can be associated with non-traditional City acknowledged events, such as the COVID-19 pandemic.	

VIBRANT PUBLIC SPACE TYPES – POP-UP EATLET			
	Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 9: Do you support the City facilitating pop-up eatlets?	QUESTION 10: Do you have any thoughts or comments about pop-up eatlets?		
<p>3 (9%) 2 (6%) 27 (85%)</p> <p>Yes No Unsure</p>	<i>Submitter 4.</i> In particular, beer gardens.	Where the applicant business has a liquor licence, the eatlet is able to be licensed. As such a beer garden is possible.	No modification required.
	<i>Submitter 5.</i> Removing traffic is good for people.	Submitter support noted.	No modification required.
	<i>Submitter 7.</i> Would like to see most on street parking spaces converted to parklet/eating/pedestrian friendly areas. This aligns with SCP priorities.	Submitter support noted.	No modification required.
	<i>Submitter 8, 11 and 12.</i> No.	Submitter comment noted.	No modification required.
	<i>Submitter 9.</i> Appropriate for short periods	Submitter comment noted. This is consistent with the intent of pop-up eatlets.	No modification required.
	<i>Submitter 10.</i> These are appropriate for short periods.	Submitter comment noted. This is consistent with the intent of pop-up eatlets.	No modification required.

VIBRANT PUBLIC SPACE TYPES – POP-UP EATLET		
Submitter Comment Verbatim	Administration Comment	Recommended Modification

Attachment 1

QUESTION 10: Do you have any thoughts or comments about pop-up eatlets?		
Submitter 14 and 19. No	Submitter comment noted.	No modification required.
Submitter 15. Love trying new places.	Submitter comment noted.	No modification required.
Submitter 16. I enjoy more outdoor outings/eating now due to covid	Submitter comment noted.	No modification required.
Submitter 17. I do not support the creation of pop-up eatlets as per the definition provided. I am concerned about the creation of unsanitary spaces and litter. I would support pop-up eatlets if there are rules for vendors to maintain these spaces and City to enforce additional waste management practices to cope with the increased litter and cleaning requirements.	For each vibrant public space type there are specified Applicant Responsibilities which are reinforced in the vibrant public space agreement between the applicant and the City. Pop-up parklet/eatlet Applicant Responsibility A3.6.8 states: <i>Applicant must ensure pop-up parklets and pop-up eatlets are maintained in a clean, tidy, good, inoffensive and aesthetically appealing condition at all times.</i> As this is included as part of the Policy and agreement, the City is able to ensure this requirement is met.	No modification required.
Submitter 18. Need to have approval from businesses close by as it will affect their parking need to be maintained/cleaned by council.	Pop-up parklet/eatlet applicants are required to engage with adjacent businesses/ tenants as part of their application for these spaces. Applicants are responsible for the maintenance of pop-up parklets.	No modification required.
Submitter 20. Looks peaceful.	Submitter comment noted.	No modification required.
Submitter 26. If there is a need and its not upsetting anyone ok. The more you can facilitate activity the better.	Submitter support noted.	No modification required.
Submitter 29. 1. Illustration provides no evidence of shade. 2. The furniture displayed would appear to be a security risk. 3. Any support of a pop-up eatlet would be limited to during a City approved or acknowledged event.	The illustration included as part of the survey is an example of what these spaces may look like. The Design Requirements image in the Policy shows a pop-up parklet/eatlet with umbrellas. Pop-up parklet/eatlet Design Requirement D3.3.3 states: <i>Umbrellas and the like shall have a minimum clearance of 2400mm from the finished ground level to the lowest part of the umbrella canopy.</i> This demonstrates that shading structures may be included, as per the Design Requirement, where deemed appropriate by the applicant. The furniture shown in the image is an example of what could be facilitated in a pop-up eatlet. As these are only to be for the prescribed event period, the applicant may elect to remove any non-affixed elements when the associated business is closed. In line with Design Requirement D3.3.13 <i>Pop-up parklets and pop-up eatlets must incorporate elements of furniture that are available for the community to use throughout the event to ensure there are places for people to sit at all times during the event.</i> Approval of pop-up parklets/eatlets is limited to during City approved or acknowledged events.	No modification required.
Submitter 30. Do not privatise public space	Pop-up eatlets are a pop-up eating area during business operating hours and small public park out of business operating hours. They are reserve for	No modification required.

Attachment 1

VIBRANT PUBLIC SPACE TYPES – POP-UP EATLET		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 10: Do you have any thoughts or comments about pop-up eatlets?		
	customers during business operating hours and available for anyone to use out of business operating hours. Out of business operating hours they provide public amenity and do not privatise public space.	
<i>Submitter 31.</i> I do not support privatising public space for free. Also, call them 'Event Eatlets' for the above reasons	Refer naming comments included above, in response to Question 8 – Submitter 31, and fees and charges comments included below, in response to Question 48.	Refer recommended modifications included below, in response to Question 48.
<i>Submitter 32.</i> It's better to have people using the space than one car.	Submitter support noted. The City's Accessible City Strategy (ACS) prioritised the use of active and sustainable transport modes, and people who are walking over people who are choosing to drive.	No modification required.

VIBRANT PUBLIC SPACE TYPES – PARKLET			
	Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 11: Do you support the City facilitating parklets?	QUESTION 12: Do you have any thoughts or comments about parklets?		
<p>A pie chart showing the results of Question 11: 'Do you support the City facilitating parklets?'. The chart is divided into three segments: a large dark green segment representing 'Yes' at 29 (91%), a smaller light green segment representing 'No' at 2 (6%), and a very small white segment representing 'Unsure' at 1 (3%). A legend below the chart identifies the colors: dark green for 'Yes', light green for 'No', and white for 'Unsure'.</p>	<i>Submitter 1.</i> Again, don't remove parking spaces.	Location Requirement L4.4.12 states: <i>Parklets and eatlets may be permitted in on-street, parallel, angled, diagonal, perpendicular and/or paid car parking bays where demand in the precinct (400m walkable catchment area) does not exceed 85% occupancy.</i> This occupancy limit ensures that an appropriate level of available parking is maintained.	No modification required.
	<i>Submitter 5.</i> Should be spaces for kids especially near train station.	The Design Objectives of each vibrant public space type are to be considered and met when proposing a vibrant public space. Parklet/Eatlet Design Objective O4.2.9 requires that applicants: <i>Respond to local community needs and the wider social context by delivering a mix of public spaces that support a diverse range of people and facilitate social interaction.</i> This Design Objective encourages applicants to consider who they are providing for and what is surrounding them. For a parklet to be successful, it would need to cater for the surrounding users.	No modification required.
	<i>Submitter 7.</i> Happy for parklets to be partially enclosed structures, subject to parklet not detracting from streetscape.	Parklet/eatlet Design Requirement D4.3.4 prescribes: <i>Parklets and eatlets shall not adversely effect the visual permeability of the streetscape and must allow pedestrians on either side of the street to see the opposite side of the street. To maintain visual permeability, continuous opaque walls are not permitted to exceed 900mm in height from the footpath finished floor level.</i> Parklet/eatlet Design Requirement D4.3.5 prescribes: <i>Parklets and eatlets shall feel open and welcoming. To ensure parklets and eatlets do not have the visual or apparent effect of enclosing a public space:</i> <ul style="list-style-type: none"> walls are not permitted above 900mm in height from the footpath finished 	No modification required.

Attachment 1

VIBRANT PUBLIC SPACE TYPES – PARKLET			
	Submitter Comment Verbatim	Administration Comment	Recommended Modification
		<p><i>floor level, unless additional height is required due to the slope of the site and the proposal can be demonstrated to meet Design Objectives O4.2.1, O4.2.2, O4.2.7 and O4.2.8;</i></p> <ul style="list-style-type: none"> <i>alfresco blinds are not permitted;</i> <i>clear glazing is permitted to a maximum of 1200mm in height from the footpath finished floor level; and</i> <i>each side that does not directly abut the footpath is permitted to consist of a maximum of 25% visually permeable screening, for the sole purpose of supporting plant growth.</i> <p>These Design Requirements are based on the feedback received during initial community consultation and input from the Department Planning, Lands and Heritage. The provision of 25% enclosure is considered to be sufficient as it allows for plantings to establish and provides an element of weather protection if placed strategically.</p>	

VIBRANT PUBLIC SPACE TYPES – PARKLET			
	Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 12: Do you have any thoughts or comments about parklets?			
	<i>Submitter 8 and 14. No.</i>	Submitter comment noted.	No modification required.
	<i>Submitter 9 and 10. Full support.</i>	Submitter support noted.	No modification required.
	<i>Submitter 11. Looks good Gives character to the area boutique instead of franchise feel stools are not good for back support</i>	Submitter support noted.	No modification required.
	<i>Submitter 12. Sign needs to be higher spec anyone should be able to sit and this should be clear.</i>	Design Requirement D4.3.21 states that: <i>Parklets and eatlets must have a minimum of two vibrant public space signs installed. These are to be supplied by the City and installed by the applicant prior to installation completion. The City supplying the signage would ensure that it is consistent across all spaces. The City would ensure that signage is of a high quality and all required information is available to the user.</i>	No modification required.
	<i>Submitter 13. There's no free parking. you shouldn't be paying to park in Leederville after 5pm.</i>	Parking fees are not considered as part of the draft Policy.	No modification required.
	<i>Submitter 15. So cute and useful</i>	Submitter support noted.	No modification required.
	<i>Submitter 17. Guidelines for parklets should be expanded to include waste</i>	For each vibrant public space type there are specified Applicant Responsibilities which are reinforced in the vibrant public space agreement	No modification required.

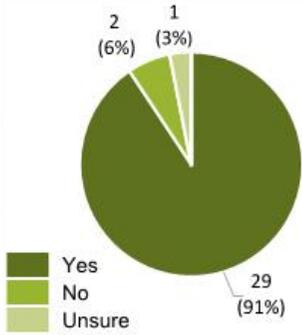
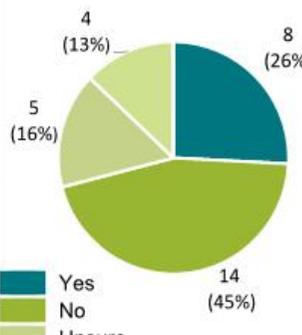
Attachment 1

VIBRANT PUBLIC SPACE TYPES – PARKLET		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 12: Do you have any thoughts or comments about parklets?		
management as part of the scope.	between the applicant and the City. Parklet/eatlet Applicant Responsibility A4.6.11 states that an: <i>Applicant must ensure parklets and eatlets are maintained in a clean, tidy, good, inoffensive and aesthetically appealing condition at all times.</i> This is considered to be a sufficient control in the management of waste.	
<i>Submitter 19.</i> Only patrons of the business should be able to sit and use.	Parklets can be located on City owned and managed land with no lease or rental fee associated with the use of the space. Parklets are for anyone to use at all times and are not reserved for customers of particular businesses. Parklets repurposes part of the street into a public space for people through the provision of seating, shade and greenery. Business applicants have the opportunity to apply to host an eatlet should they want the space to only be used by their business patrons during business operating hours.	No modification required.
<i>Submitter 26.</i> With the climate we have why wouldn't you?	Submitter comment noted.	No modification required.
<i>Submitter 27.</i> Looks good.	Submitter support noted.	No modification required.
<i>Submitter 29.</i> 1. Who will fund the parklet infrastructure. 2. Who will pay for parking revenue forgone? 3. How is the loss of parking amenity measured?	Parklets are to be funded by the applicant. Key aspirations of the City's Strategic Community Plan (SCP) include: <ul style="list-style-type: none"> • <i>We have enhanced opportunities for our community to build relationships and connections with each other and the City;</i> • <i>We are recognised as a City that supports local and small business;</i> • <i>Our town centres and gathering spaces are safe, easy to use and attractive places where pedestrians have priority; and</i> • <i>We encourage innovation in business, social enterprise and imaginative uses of space, both public and private.</i> The implementation of the Policy is a way of achieving these key aspirations. The City's Accessible City Strategy (ACS) prioritised the use of active and sustainable transport modes, and people who are walking over people who are choosing to drive. As the ACS prioritises pedestrians over vehicles, the opportunity cost of the space in lieu of parking revenue is considered to be nil as this is not a preferred use. Parklet/eatlet Location Requirement L4.4.12 states: <i>Parklets and eatlets may be permitted in on-street, parallel, angled, diagonal, perpendicular and/or paid car parking bays where demand in the precinct (400m walkable catchment area) does not exceed 85% occupancy.</i> This occupancy limit ensures that an appropriate level of available parking is maintained.	No modification required.

Attachment 1

VIBRANT PUBLIC SPACE TYPES – PARKLET		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 12: Do you have any thoughts or comments about parklets?		
<i>Submitter 31.</i> I've supported them from the beginning.	Submitter support noted.	No modification is required.
<i>Submitter 32.</i> Again, would much prefer there are places for people to sit than for one car to sit.	Submitter support noted. The City's ACS prioritised the use of active and sustainable transport modes, and people who are walking over people who are choosing to drive.	No modification required.

Attachment 1

VIBRANT PUBLIC SPACE TYPES – EATLET																		
	Submitter Comment Verbatim	Administration Comment	Recommended Modification															
<p>QUESTION 13: Do you support the City facilitating eatlets?</p>  <table border="1"> <caption>Data for Question 13</caption> <thead> <tr> <th>Response</th> <th>Count</th> <th>Percentage</th> </tr> </thead> <tbody> <tr> <td>Yes</td> <td>29</td> <td>91%</td> </tr> <tr> <td>No</td> <td>2</td> <td>6%</td> </tr> <tr> <td>Unsure</td> <td>1</td> <td>3%</td> </tr> </tbody> </table>	Response	Count	Percentage	Yes	29	91%	No	2	6%	Unsure	1	3%	<p>QUESTION 14: Do you have any thoughts or comments about eatlets? or the 20% cap?</p> <p><i>Submitter 2.</i> Keep clear pathway. Conflict between cars and these spaces have one of the other.</p> <p><i>Submitter 4.</i> None, other than 20% being an oddly arbitrary figure.</p> <p><i>Submitter 7.</i> Not sure why a cap is necessary. We should be supportive of repurposing car spaces for pedestrian friendly areas at all times. We should be encouraging people not to drive. Reducing car bays or removing roads will do this.</p>	<p>The 20% cap applies to the number of permitted eatlets as opposed to parklets. A car parking occupancy requirement has been included as part of the Location Requirements to ensure that there is sufficient parking available, and potential conflict is mitigated.</p> <p>Due to eatlets being for customers of a particular businesses during business hours, an upper limit of 20 percent to the number of eatlets has been established as part of the Location Requirements in the Policy. At present the 400 metre catchment which surrounds Leederville Town Centre, measured from the intersection of Oxford Street and Newcastle Street, contains one parklet and six would be eatlets. The six eatlets currently occupy approximately 63m of the total 569m of eligible frontage. This equates to 11% of the public realm (of eligible areas) being occupied by eatlets (refer explanatory diagram below).</p>	<p>No modification required.</p> <p>No modification required.</p>			
Response	Count	Percentage																
Yes	29	91%																
No	2	6%																
Unsure	1	3%																
<p>Do you support the 20% cap to ensure there is a limit on the number of eatlets permitted in one area?</p>  <table border="1"> <caption>Data for Question 14</caption> <thead> <tr> <th>Response</th> <th>Count</th> <th>Percentage</th> </tr> </thead> <tbody> <tr> <td>Yes</td> <td>8</td> <td>26%</td> </tr> <tr> <td>No</td> <td>14</td> <td>45%</td> </tr> <tr> <td>Unsure</td> <td>5</td> <td>16%</td> </tr> <tr> <td>Other</td> <td>4</td> <td>13%</td> </tr> </tbody> </table>	Response	Count	Percentage	Yes	8	26%	No	14	45%	Unsure	5	16%	Other	4	13%	<p><i>Submitter 9.</i> The cap sounds unfair. The business who pays to install these spaces and maintain them should benefit first.</p> <p><i>Submitter 10.</i> The cap does not seem fair to all businesses. The business should benefit from their investment. Their patrons should come first.</p> <p><i>Submitter 17.</i> I would support an increase to the cap of up to 40% for the use of eatlets. Otherwise I am supportive of the measure.</p> <p><i>Submitter 28.</i> Why should there be a 20% cap on eateries, is there a cap on parking spaces?</p> <p><i>Submitter 32.</i> The more spaces for people the better. A 20% cap isn't necessary. Keen to support businesses invest in seating, shade and greenery. I think these are the most important ingredients missing in our main streets. Incorporating lighting would also be good.</p>	 <p>400m catchment area Eligible frontage</p>	<p>No modification required.</p>
Response	Count	Percentage																
Yes	8	26%																
No	14	45%																
Unsure	5	16%																
Other	4	13%																

Attachment 1

VIBRANT PUBLIC SPACE TYPES – EATLET			
	Submitter Comment Verbatim	Administration Comment	Recommended Modification
		<p>The cap is not associated with car parking capacity. However, permitting the use of only 20 percent of the public realm within this 400 metre catchment would allow for the introduction of a limited number of eatlets, which the City could then monitor and review through the 2026 policy review.</p> <p>The parklet/eatlet Design Requirements provide guidance on the incorporation of elements such as seating, shade and greenery into the design.</p>	
	<p><i>Submitter 29.</i> "It is proposed that within a 400 metre radius catchment, no more than 20% of the public realm (of eligible areas) may be occupied by eatlets." Given public realm is not defined it is not possible to make an informed assessment of this proposal. However the illustration is the best yet relating to the proposals put forward. A quiet street may be able to lose a parking bay or two provided the parking revenue lost is recouped by Eatlet fees charged by the City of Vincent.</p>	<p>The draft Vibrant Public Spaces Policy provides the following definition for public realm: <i>means all public spaces including thoroughfare or streets, public car parks, reserves/public open space, civic squares and other areas used by and accessible to the community.</i> 'Eligible areas' are defined by the Location Requirements set out in section 4.4 Location Requirements. Eligible areas in the public realm relating to eatlets, means any area where an eatlet is permitted to be located, in line with the 4.4 Location Requirements, within the public realm. An explanatory diagram and information to demonstrate how the 20 percent cap is calculated has been included above for reference.</p>	No modification required.
	<p><i>Submitter 30.</i> Again, DO NOT privatise public space. If you do, charge market rates. Do not allow alcohol licences. You bang on about public health yet accept more alcohol even though it is shown to be a major health issue. The 20% cap is surely to protect parking supply, not limit competition.</p>	<p>The cap is not associated with car parking capacity. Due to eatlets being for customers of a particular businesses during business hours, an upper limit of eatlets has been set to ensure there is capacity to accommodate parklets in the future.</p>	Refer recommended modifications included below, in response to Question 48.
	<p><i>Submitter 31</i> I do NOT support privatising public land for free. I do not support Eatlets as some sort of Parklet equivalent. They are simply an expansion of a business and should be paying market rates for the privilege, plus they should compensate the community for lost revenue from parking. Parklets provide a community facility, Eatlets just expand the business. The argument that the facilities are available after business hours is rubbish - who would use them. The main purpose for Eatlets is to provide a mechanism for obtaining a liquor licence and I do not think we need to be able to drink everywhere. If the City wants to pursue this they should charge market rates and not the token amounts as recommended by the staff for 404-406 Oxford Street (Briefing 8 December 2020) of \$1,600 per annum, or the \$3,500 for 188m2 (i.e. \$30/m2/annum!) at 639 Beaufort Street (OMC 20 October 2020).</p>	<p>The City's Public Health Plan supports healthy behaviour and seeks to reduce risky behaviours such as <i>smoking, and consuming alcohol at harmful levels.</i> Moderated alcohol consumption in a social setting is not considered harmful alcohol use. Submitter comment noted.</p> <p>Refer fees and charges comments included below, in response to Question 48.</p>	

Attachment 1

VIBRANT PUBLIC SPACE TYPES – EATLET		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 16: Do you have any thoughts or comments about eatlets? Or the 20% cap?		
<p><i>Submitter 5.</i> Limits flow of pedestrians should be limited to 20% wheel chair access always</p>	<p>Eatlets are proposed to be located in car bays as such not obstructing the flow of pedestrians and accessibility on pedestrian paths. Design Requirement D4.3.8 states: <i>Parklets and eatlets should be designed as an extension of the footpath and must be accessible from the adjoining footpath via an unobstructed flush or ramped section. Where the parklet or eatlet is located on a sloping site, a minimum 1500mm wide unobstructed flush section must be provided, ensures that the spaces are accessible to all.</i></p> <p>Pedestrian flow between the pedestrian path and the road is ensured by Location Requirement L4.4.6 <i>Parklets and eatlets shall be offset a minimum of 750mm at each end to ensure a minimum 1500mm gap is provided to allow pedestrians to traverse the street.</i></p>	
<p><i>Submitter 8.</i> Love them, brings people to the area. Dogs need to be allowed</p>	<p>Submitter comment noted. Parklets/eatlets are dog friendly. Refer comments included above, in response to Question 6 – Submitter 2.</p>	<p>Refer recommended modifications included above, in response to Question 6 – Submitter 2.</p>
<p><i>Submitter 11.</i> Take up footpath yes, Take up parking no. Would choose to visit a venue with an eatlet over one without.</p>	<p>Location Requirement L4.4.12 states: <i>Parklets and eatlets may be permitted in on-street, parallel, angled, diagonal, perpendicular and/or paid car parking bays where demand in the precinct (400m walkable catchment area) does not exceed 85% occupancy.</i> This occupancy limit ensures that an appropriate level of available parking is maintained.</p>	<p>No modification required.</p>
<p><i>Submitter 12.</i> Lets use weather to our advantage.</p>	<p>Submitter comment noted.</p>	<p>No modification required.</p>
<p><i>Submitter 13.</i> you want to be able to get a seat at the business you are visiting</p>	<p>Submitter comment noted.</p>	<p>No modification required.</p>
<p><i>Submitter 14.</i> The eatlets are busy so also need indoor seating.</p>	<p>The indoor seating provision of businesses is at the discretion of the business owner, in accordance with relevant legislation, and is not considered as part of the Vibrant Public Spaces Policy.</p>	<p>No modification required.</p>
<p><i>Submitter 16.</i> Unfair on small businesses</p>	<p>Submitter comment noted.</p>	<p>No modification required.</p>
<p><i>Submitter 19.</i> No</p>	<p>Submitter comment noted.</p>	<p>No modification required.</p>
<p><i>Submitter 22.</i> Good idea</p>	<p>Submitter support noted.</p>	<p>No modification required.</p>
<p><i>Submitter 24</i> The more you have the more people are going to use them.</p>	<p>Submitter comment noted.</p>	<p>No modification required.</p>

Attachment 1

VIBRANT PUBLIC SPACE TYPES – EATLET		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 16: Do you have any thoughts or comments about eatlets? Or the 20% cap?		
Create a precinct!		
<i>Submitter 26.</i> Needs to be a balance with available parking. needs to have an even feel	The 20% cap applies to the total number of eatlets permitted within a 400m catchment. The availability of parking is managed through parklet/eatlet Location Requirement L4.4.12 which state: <i>Parklets and eatlets may be permitted in on-street, parallel, angled, diagonal, perpendicular and/or paid car parking bays where demand in the precinct (400m walkable catchment area) does not exceed 85% occupancy.</i> This will ensure an appropriate balance between parking and these spaces is achieved.	No modification required.
<i>Submitter 27.</i> Everyone is scootering anyway. Less people would expect a car bay in the centre of Leederville.	Submitter comment noted.	No modification required.

VIBRANT PUBLIC SPACE TYPES – OTHER PROPOSAL			
	Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 17: Do you support the City facilitating other proposals?	QUESTION 18: Do you have any thoughts or comments about other proposals?		
 <p>3(9.7%)</p> <p>28 (90.3%)</p> <p>Yes Maybe No</p> <p>(31 submitters responded, 1 submitter skipped question)</p>	<i>Submitter 2.</i> New things to consider but not necessarily approve.	Submitter comment noted.	No modification required.
	<i>Submitter 4.</i> Kill city of Vincent smoking restrictions.	Smoking is prohibited in outdoor eating areas in Western Australia. All vibrant public space signage would reference 'no smoking' or similar. The City's Public Health Plan supports healthy behaviour and seeks to reduce risky behaviours such as <i>smoking</i> .	No modification required.
	<i>Submitter 5.</i> More opportunity to gather the better - It is a human need to connect	Submitter support noted.	No modification required.
	<i>Submitter 6.</i> The ABN Group/Fini development has drastically improved the feel of Leederville for the better very happy for more of this.	Submitter comment noted.	No modification required.
	<i>Submitter 7.</i> Supporting initiative structures in public spaces is a great idea. This policy will let this happen in controlled and consistent manner. Great concept!	Submitter support noted.	No modification required.

Attachment 1

VIBRANT PUBLIC SPACE TYPES – OTHER PROPOSAL		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 18: Do you have any thoughts or comments about other proposals?		
<i>Submitter 8.</i> Melbourne vibe which is good.	Submitter support noted.	No modification required.
<i>Submitter 9.</i> Definitely support this type of development.	Submitter support noted.	No modification required.
<i>Submitter 10.</i> definitely support	Submitter support noted.	No modification required.
<i>Submitter 11.</i> Street art incorporated is good. Gives character.	The application of the design objectives will ensure that the design of an other proposal is interesting and suited to the space. There will always be an opportunity to incorporate art as a part of this. In line with the City's Arts Development Action Plan, this will be encouraged.	No modification required.
<i>Submitter 12.</i> Always good to have different things.	Submitter support noted.	No modification required.
<i>Submitter 13.</i> Laneways are fantastic.	Submitter support noted.	No modification required.
<i>Submitter 14.</i> Good little spaces. Vibe created	Submitter support noted.	No modification required.
<i>Submitter 17.</i> I believe more should be done to encourage footpath investment and increased tree canopy/shade in the City, so I am supportive of measures be they public or private that achieve these objectives.	Submitter support noted.	No modification required.
<i>Submitter 19.</i> Good.	Submitter support noted.	No modification required.
<i>Submitter 20.</i> More footpaths are a great idea.	Submitter comment noted.	No modification required.
<i>Submitter 22.</i> Good initiative.	Submitter support noted.	No modification required.
<i>Submitter 24.</i> Brightens up the place.	Submitter support noted.	No modification required.
<i>Submitter 26.</i> Yes, anywhere that they're appropriate.	Submitter comment noted.	No modification required.
<i>Submitter 27.</i> Electric Lane upgrade of cafe and garden - definitely supportive.	Submitter support noted.	No modification required.
<i>Submitter 29.</i> Very dependent on the proposal and the "ownership" of the public space the private investment buys.	Other proposals are required to demonstrate they achieve the Policy Objectives and Design Objectives. The approvals process involves community consultation, Administration assessment and Council	No modification required.

Attachment 1

VIBRANT PUBLIC SPACE TYPES – OTHER PROPOSAL		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 18: Do you have any thoughts or comments about other proposals?		
	endorsement, to ensure these objectives are achieved.	
<i>Submitter 32.</i> Very supportive of enabling private investment to facilitate upgrades and good improvement outcomes guided by the City.	Submitter support noted.	No modification required.

DESIGN AND LOCATION PERMISSIBILITY AND APPROVAL REQUIREMENTS		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 19: Do you have any thoughts or comments on the design and location permissibility and approval requirements?		
<i>Submitter 4.</i> Nicely Structured - looks like a SIMOPS/ SOOB/ MOPO matrix	Submitter support noted.	No modification required.
<i>Submitter 7.</i> This table has a lot of content but is pretty easy to follow, so good summary of requirements.	Submitter support noted.	No modification required.
<i>Submitter 17.</i> None	Submitter comments noted.	No modification required.
<i>Submitter 19.</i> No	Submitter comments noted.	No modification required.
<i>Submitter 22.</i> Furniture in reserves is a good idea. Should be permitted, shouldn't block footpaths in reserves or parks.	The advertised draft Vibrant Public Spaces Policy did not permit vibrant public space proposals to be located in the Reserve Built Form Area, as the City is not seeking to encourage private investment in reserves and public open spaces.	No modification required.
<i>Submitter 23.</i> Anywhere is fine		
<i>Submitter 25.</i> No issue in parks		
<i>Submitter 24.</i> Agree - in town centre precincts	Submitter comments noted.	No modification required.
<i>Submitter 26.</i> No need for them to be located in residential if you have parks.	Submitter comments noted.	No modification required.
<i>Submitter 29.</i> Table is not easily read.	The table has been broken down into each individual vibrant public space type to ensure that it can be easily read and relevant information is easily available. The Guidelines have been prepared to provide additional clarity.	No modification required.
<i>Submitter 31.</i> If facilities can't be placed on Reserves this should be reflected in the Scope section of the policy. I initially thought that the staff were proposing that that these facilities could appear in reserves. When I saw this table I realised otherwise... UNTIL I	Reserve is a Built Form Area identified in the City's Built Form Policy (refer Figure 1 – Built Form Areas page 20). The advertised draft Vibrant Public Spaces Policy did not permit vibrant public space proposals to be located in the Reserve Built Form Area. No	No modification required.

Attachment 1

DESIGN AND LOCATION PERMISSIBILITY AND APPROVAL REQUIREMENTS		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 19: Do you have any thoughts or comments on the design and location permissibility and approval requirements?		
noticed that 'Reserves' are not identified in the Built Form Policy -at all. This policy should refer to the Local Planning Scheme with regards to Reserves.	change to this is proposed.	
<i>Submitter 32.</i> Engagement requirements look good. Notices in business windows are always helpful.	Submitter comments noted.	No modification required.

DESIGN REQUIREMENTS		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 20: Do you have any thoughts or comments on the unique design requirements?		
<i>Submitter 7.</i> Very important, provided fits in with street scape	The design objectives ensure that each proposal considers it wider context and its user.	No modification required.
<i>Submitter 17.</i> None.	Submitter comments noted.	No modification required.
<i>Submitter 28.</i> When walking past as a pedestrian it is often very difficult to squeeze past alfresco dining areas, especially when having to also manoeuvre between street light signals, parking signage poles and ticket machines, bins and trees. It is frustrating when vergeside parking bays are provided for a couple of cars and take up so much room leaving the rest of the space to be contested by all of the above. There are definitely busy alfresco spaces that also function as busy footpaths that need more space. Parking needs to be removed to provide this space.	The Design Requirements specify accessibility requirements and minimum clearances to ensure a clear pedestrian zone is available for pedestrians to utilise at all times.	No modification required.
<i>Submitter 29.</i> Vibrant public space structures are required to enhance under-utilised verge, footpath or road space.	Submitter comments noted.	No modification required.
<i>Submitter 32.</i> Complementing the existing streetscape is important. A level of consistency is good.	Each vibrant public space type is required to meet a set of Design Objectives as well as the relevant Design and Location Requirements and Applicant Responsibilities. Design Objective 1 Context and Character requires vibrant public spaces to: <i>Respond to and enhance the distinctive characteristics of a local area, contributing to a sense of place.</i> This Design Objective is to ensure consideration is given to the surrounds and existing street furniture and infrastructure so that there is a cohesive look to the streetscape.	No modification required.

DESIGN REQUIREMENTS – NEW PAVING

Attachment 1

Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 21: Do you have any thoughts or comments on the opportunity to incorporate new paving?		
<p><i>Submitter 7.</i> Perhaps new paving can be with permeable pavers that allow infiltration of rainwater, so the runoff of water into the drainage system is reduced. Could also consider swales and other road designs that reduce runoff.</p>	<p>New paving is required to be designed by the City. As such, adequate drainage provisions will be made to ensure the system is not overloaded. Design Requirement D4.3.3 is to be amended to clarify this.</p>	<p>Modify to reflect the process outlined in the 8 March 2022 Ordinary Council Meeting report.</p>
<p><i>Submitter 17.</i> I would be supportive of public consultation and funding application/rounds for new paving submissions from applicants. I am also supportive of the City undertaking these works in order to ensure consistent application, however if the City undertakes the works then it also needs to commit to an achievable schedule and publicly report the completion time for projects.</p>	<p>A new parklet/eatlet with or without new paving is required to be advertised for a period of 21 days to owners and occupiers within a 100m radius of the space.</p> <p>The City is not proposing to provide funding assistance and instead provides in kind support to design and compliance check new paving. Design Requirement D4.3.3 is to be amended to clarify this. The State Government currently provides Alfresco Rebate Grants which could be utilised to implement new paving.</p>	<p>Recommended modification: <i>D4.3.3 Where new paving is proposed, the City will consult with the applicant, and design the paving enhancements, and The paving works will then be undertaken the paving works by the applicant, at the applicant's cost and as prescribed in the City's annual fees and charges, and compliance checked by the City.</i></p> <p>Refer recommended modifications included below, in response to Question 48.</p>
<p><i>Submitter 29.</i> 1. Use of the existing ground surface should be the first and preferred option. 2. A decked platform should be the second option as it allows for an easier removal. 3. Constructing new paving over existing subject car bays does NOT create a wider path/area. The footpath remains the same width. 4. While the City will consult on design etc with the applicant it will undertake the paving works at the applicants cost as prescribed in the City's annual fees and charges. This section is silent as to the what the City proposes to charge the applicant for parklets and eatlets by way of rent and the periods for which the car bays will be leased wether on the existing ground surface, a decked and removeable platform or purpose paved area.</p>	<p>The use of the existing ground surface for parklets/eatlets (excluding pop-up) is not supported as this creates accessibility issues for users, with the level difference between pedestrian path and carriageway difficult to manoeuvre for wheelchairs, prams and the like.</p> <p>The construction of new paving is considered to improve the pedestrian amenity of the space and provide increased pedestrian area should the parklet/eatlet be removed in the future. This is an improvement that is being made to the road carriageway, funded through private investment.</p> <p>The fees and charges have not been included in the draft Policy as they are reviewed and updated on an annual basis. If approved, this information will be included on the City's website with the Vibrant Public Spaces Policy.</p> <p>The proposed fees and charges were referenced in the survey and 8 March 2022 Ordinary Council Meeting report. Refer fees and charges comments included below, in response to Question 48.</p>	<p>Refer recommended modifications included below, in response to Question 48.</p>
<p><i>Submitter 32.</i> Any widening of the footpath is welcome. Extending the footpath will help to slow traffic. Parklets/eatlets on Bulwer Street would be great. Cars are always speeding along the street and it makes it hard for pedestrians to cross.</p>	<p>Submitter support noted.</p>	<p>No modification required.</p>

DESIGN REQUIREMENTS – VISUAL PERMEABILITY AND OPENNESS

Submitter Comment Verbatim	Administration Comment	Recommended Modification
----------------------------	------------------------	--------------------------

Attachment 1

QUESTION 22: Do you have any thoughts or comments on visual permeability and openness? Do you think any additional requirements should be included?		
<p><i>Submitter 17.</i> Encouraging increased tree canopy should be included in the requirements so that trees can be encouraged over bushes/ shrubs/screens.</p>	<p>Whilst it is desirable to increase tree canopy, the temporary nature of the spaces means tree planting is not always suitable. Shade canopy is incentivised through a reduction in the required minimum percentage of living green planting, where trees or climbing plants are incorporated into the design to provide shade.</p>	<p>No modification required.</p>
<p><i>Submitter 7.</i> Don't necessarily agree. Depending on the location, alfresco blinds or screening may be appropriate - ie if lots of noise or cars. But if we can reduce cars on roads than open structures would be great!</p>	<p>Parklet/eatlet Design Requirement D4.3.4 prescribes: <i>Parklets and eatlets shall not adversely effect the visual permeability of the streetscape and must allow pedestrians on either side of the street to see the opposite side of the street. To maintain visual permeability, continuous opaque walls are not permitted to exceed 900mm in height from the footpath finished floor level.</i> D4.3.5 prescribes: <i>Parklets and eatlets shall feel open and welcoming. To ensure parklets and eatlets do not have the visual or apparent effect of enclosing a public space:</i></p> <ul style="list-style-type: none"> <i>walls are not permitted above 900mm in height from the footpath finished floor level, unless additional height is required due to the slope of the site and the proposal can be demonstrated to meet Design Objectives O4.2.1, O4.2.2, O4.2.7 and O4.2.8;</i> <i>alfresco blinds are not permitted;</i> <i>clear glazing is permitted to a maximum of 1200mm in height from the footpath finished floor level; and</i> <i>each side that does not directly abut the footpath is permitted to consist of a maximum of 25% visually permeable screening, for the sole purpose of supporting plant growth.</i> <p>These Design Requirements are based on the feedback received during initial community consultation and input from the Department Planning, Lands and Heritage. The provision of 25% enclosure is considered to be sufficient as it allows for plantings to establish, provides an element of weather protection if placed strategically, and will not impede the line of sight.</p>	<p>No modification required.</p>
<p><i>Submitter 29.</i> 1.Each side that does not directly abut the footpath may need to solid to prevent wind and weather blowing in on the occupants.</p>		
<p><i>Submitter 32.</i> Agree that structures should not negatively impact visual permeability. Don't mind alfresco blinds if they're only used when raining but understand that's often not the case. The chicken shop up the road looks like an enclosed sauna when the blinds are down.</p>		

DESIGN REQUIREMENTS – OVERHEAD STRUCTURES		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 23: Do you have any thoughts or comments on overhead structures?		
<p><i>Submitter 7.</i> Very supportive.</p>	<p>Submitter support noted.</p>	<p>No modification required.</p>
<p><i>Submitter 17.</i> Encouraging increased tree canopy should be included in the requirements so that trees can be encouraged over bushes/ shrubs/screens.</p>	<p>Whilst it is desirable to increase tree canopy, the temporary nature of the spaces means tree planting is not always suitable. Shade canopy is incentivised through a reduction in the required minimum percentage of living green planting, where trees or climbing plants are incorporated into the design to provide shade.</p>	<p>No modification required.</p>
<p><i>Submitter 29.</i></p>	<p>As part of the approvals process, each vibrant public space type (dependent</p>	<p>No modification required.</p>

Attachment 1

DESIGN REQUIREMENTS – OVERHEAD STRUCTURES		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 23: Do you have any thoughts or comments on overhead structures?		
Any canopy, umbrella, arbour or shade sail will need to sturdy enough to remain in place what ever the weather. A real issue with umbrellas and shade sails which handle wild rain and wind poorly.	on the proposed space) must provide product certification and/or structural certification. This is to ensure they are constructed properly, do not pose a safety risk, and remain in place.	
<i>Submitter 32.</i> Love them. With the Perth sun, it's important to provide shade. The heater umbrellas on William Street in Perth are great. Provide shade/weather protection and heating.	Submitter support noted.	No modification required.

DESIGN REQUIREMENTS – ACCESSIBILITY		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 24: Do you have any thoughts or comments on accessibility?		
<i>Submitter 7.</i> Good.	Submitter support noted.	No modification required.
<i>Submitter 17.</i> None.	Submitter comment noted.	No modification required.
<i>Submitter 29.</i> "Various technical measures have been proposed to ensure this requirement is met." What are the technical measures and why have they NOT been included to allow thoughts and comments on accessibility?	Technical measures are proposed to ensure that the various vibrant public space use types are accessible to all. These measures consider access and use on flat and sloping sites and are outlined as Design Requirements in the draft Vibrant Public Spaces Policy. The Design Requirements were not all individually included in the survey as it was anticipated submitters would review the draft Vibrant Public Spaces Policy.	No modification required.
<i>Submitter 32.</i> The 1500mm referenced for a sloping site looks good. Wouldn't want any narrower than this. Also support the complete open shown on flat sites.	Submitter support noted.	No modification required.

DESIGN REQUIREMENTS – REMOVAL		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 25: Do you have any thoughts or comments on the structures where required being modular and/or their removal?		
<i>Submitter 7.</i> Good idea, means we could have a decked structure in a park, which could be a good outcome for some parks	The advertised draft Vibrant Public Spaces Policy did not permit vibrant public space proposals to be located in the Reserve Built Form Area, as the City is not seeking to encourage private investment in reserves and public open spaces. Whilst not addressed in the Vibrant Public Spaces Policy, there are other avenues to consider similar forms of development, including through lease agreements or temporary permits.	No modification required.

Attachment 1

DESIGN REQUIREMENTS – REMOVAL		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 25: Do you have any thoughts or comments on the structures where required being modular and/or their removal?		
<i>Submitter 17.</i> I am supportive of the use of modular platforms but not of the cost of permanent removal being at applicants expense. The City should help cover some or all of the removal cost if they have directed the permanent removal of the structure.	Modular platforms are proposed to reduce the costs associated with installation and removal. Applicants are required to enter into vibrant public space agreements prior to the installation of any platforms. This is to ensure the applicant is fully aware of the potential need to remove the platform for maintained or planned works. The City facilitates the implementation of vibrant public spaces through operational resources and budget. The City provides significant in kind support in this capacity and it would not be considered financially sustainable for the City to bear removal costs. Reduced approval fees for parklets and annual renewal fees for eatlets are proposed. The \$500 eatlet renewal fee directly correlates with the reduced parklet fee.	No modification required.
<i>Submitter 29.</i> How will the 24 hour removal clause be conveyed to applicants for parklets and eatlets?	The requirement for 24 hour removal has been explicitly outlined in each vibrant public space types specific Design Requirements. This will also be detailed in the vibrant public space agreement between the applicant and the City.	No modification required.
<i>Submitter 32.</i> Support being modular if that makes it easier for maintenance.	Noted. The modular design of the spaces means that they are able to be easily moved when maintenance or works to the carriageway are required.	No modification required.

DESIGN REQUIREMENTS – GREENERY		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 26: Do you have any thoughts or comments on the greenery requirements?		
<i>Submitter 7.</i> Would like to see more greenery, and requirement for large trees that can provide shade over footpath. This requirement would depend on existing street trees though.	At present, the Design Requirements prescribe that 15% of the total space must be living green planting. With the provision for this to be reduced to 10% where climbing plants are to be incorporated into the design to provide shade canopy. The City supports this approach as the increase in greenery is considered to be significant as opposed to what would be there otherwise (car bay). Applicant have the opportunity to go beyond the 15% requirement and where practicable, this will be encouraged through the application process.	No modification required.
<i>Submitter 17.</i> I am supportive of this measure - particularly the rules relating to artificial alternatives being unacceptable. I would also be supportive of an increase to up to 20% or a mandate to include tree canopy in parklet or eatlet.	Due to the temporary nature of vibrant public spaces tree planting can be unrealistic due to the required root systems. Whilst it is desirable to increase tree canopy the nature of these spaces means this is not always possible. Administration will encourage additional greenery, the use of trees and an increase in canopy coverage where appropriate through the design process.	No modification required.
<i>Submitter 29.</i> Greenery is great but trees and climbing plant area reduced to 10% on design to provide a shade canopy. How long will it take the plants to grow to actually provide meaningful shade?	Planting and tree species grow at different rates. Based on existing parklets in Western Australia, more established trees are generally planted in large pots when the parklet is established so that shade is provided in the short term. Parklets/eatlets are intended to improve amenity and enhance the	Modify to clarify that the 15% reduction of greenery to 10% is only applicable where trees or climbing plants

Attachment 1

DESIGN REQUIREMENTS – GREENERY		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 26: Do you have any thoughts or comments on the greenery requirements?		
	<p>pedestrian environment. Providing shade from the onset provides more amenity for the community and businesses customers.</p> <p>Design Requirement modification proposed to clarify that shade canopy provision is required from the onset of the parklet/eatlet establishment.</p>	<p>provide shade canopy.</p> <p>Recommended modification: <i>D4.3.14 A minimum of 15% of the total parklet or eatlet area must be living green planting (greenery), such as shrubs, succulents, climbing plants or trees. The required area may be reduced to 10% where trees or climbing plants are incorporated into the design to and provide shade canopy.</i></p>
<p><i>Submitter 32.</i> Very supportive of 10-15% greenery and that it's required to be living. Think the percentage is about right to ensure there's greenery but also enough space for seating.</p>	Submitter support noted.	No modification required.

DESIGN REQUIREMENTS – PERMANENT SEATING		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 27: Do you have any thoughts or comments on permanent seating?		
<p><i>Submitter 7.</i> Do not think this is essential, provided space is inviting and open at all times.</p>	Whilst the City agrees that the space should always be inviting, the availability of permanent seating ensures additional pedestrian amenity is provided at all times.	No modification required.
<p><i>Submitter 17.</i> If permanent seating is to be provided, it needs to also include provisions for maintenance and surveillance to prevent antisocial behaviour.</p>	<p>For each infrastructure type there are specified Applicant Responsibilities which are reinforced in the vibrant public space agreement between the host and the City. The Applicant Responsibility states that an: <i>Applicant must ensure the space is maintained in a clean, tidy, good, inoffensive and aesthetically appealing condition at all times.</i> This will ensure the seating is well maintained.</p> <p>Design Objective 8 of the draft Policy states: <i>Optimise safety and security, supporting safe behaviour and use, by maximising opportunities for passive surveillance, integrating safety requirements, and following Crime Prevention through Environmental Design (CPTED) design principles.</i></p> <p>It is considered that vibrant public spaces will encourage an increased level</p>	No modification required.

Attachment 1

DESIGN REQUIREMENTS – PERMANENT SEATING		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 27: Do you have any thoughts or comments on permanent seating?		
	of pedestrian movement and as such an increased number of people on the streets providing an increased level of passive surveillance. It is at the discretion of the vibrant public space host to add additional surveillance measures. To date, the City has not received complaints relating to antisocial behaviour in parklets. Damage to parklets is primarily caused by vehicles.	
<i>Submitter 29.</i> Necessary if the furniture is and can be put away outside business hours.	Submitter support noted.	No modification required.
<i>Submitter 32.</i> Yes, this is necessary so that people have places to sit when the business is closed.	Submitter support noted.	No modification required.

DESIGN REQUIREMENTS – LIGHTING		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 28: Do you have any thoughts or comments on lighting?		
<i>Submitter 7.</i> Good idea, as long as solar lights	The draft Vibrant Public Spaces Policy strongly encourages solar lighting to be used as a preference. There is the opportunity to investigate the use of an electrical connection to the building which may be required for heating elements or the like. This will require electrical certification and need to be assessed by the City to ensure that the connection is appropriate and required.	No modification required.
<i>Submitter 17.</i> I think that lighting provisions should be expended to be a mandatory requirement for all vibrant public spaces regardless of whether they are solar or electrical. Adequate lighting is important to making these spaces safe.	The provision of lighting is important, particularly where a canopy is incorporated into the design. The Design Requirements are to be modified to state that lighting will be required where a canopy is proposed.	Modify to require the provision of lighting in parklets and eatlets where a canopy is proposed.
<i>Submitter 29.</i> Lighting, whatever it's source, is need for safety. Electric lighting WILL be permitted subject to regulatory approval. The City should NOT view grid power as not being part of a VIBRANT city especially while it "fillies about" with underground power plans.		Recommended modification: <i>D4.3.18 Solar-powered lighting elements are strongly encouraged <u>on parklets and eatlets. Where the parklet or eatlet has a canopy, the provision of lighting is mandatory.</u></i>
<i>Submitter 32.</i> Support this although it would be good if solar lighting was required if there's a canopy. Electric lighting also good.		

Attachment 1

DESIGN REQUIREMENTS – BICYCLE PARKING		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 29: Do you have any thoughts or comments on bicycle parking?		
<i>Submitter 7.</i> Yes great idea, need to provide more bike parking	Submitter support noted.	No modification required.
<i>Submitter 17.</i> I am supportive of integrated bicycle parking (even the provision of just one space) being mandatory for all vibrant public spaces.	The parklet/eatlet Design Requirements include D4.3.19 <i>Integrated bicycle parking is strongly encouraged.</i>	No modification required.
<i>Submitter 29.</i> Secure bicycle parking is needed. E bicycle theft seems to be a growth industry Perth wide.	Integrating bike parking may not always be possible. The City locates bicycle parking throughout Vincent and will monitor areas where it is required and action additional bicycle parking accordingly. Opportunities to co-locate bike parking with other street furniture, such as litter bins, are explored where possible in order to reduce the impact on the footpath.	No modification required.
<i>Submitter 31.</i> Strongly support this. Bike parking should be taken off the footpath and put at the end of Parklets. Current bike parking is in inconvenient places, particularly in Leederville and Mt Lawley/Highgate. get them off the footpaths. And I say this as a cyclist.		
<i>Submitter 32.</i> Support this. As a cyclist, I agree it should be encouraged but not a requirement. Takes up a lot of space and there's plenty of bike parking around.	Submitter support noted.	No modification required.

DESIGN REQUIREMENTS – LOGOS AND ADVERTISING		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 30: Do you have any thoughts or comments on logos and advertising?		
<i>Submitter 7.</i> Ok	Whilst it may be considered that logos and advertising are ok. The City believes that in order to demonstrate that these are public spaces, no business names or advertisements should be associated with the structure. Where the structures materials or manufacture has been sponsored, it is deemed appropriate to show a small recognition of this.	No modification required.
<i>Submitter 17.</i> I am supportive of expanding this to include some form of branding so long as the revenue generated is sufficient to cover at least 50% of the maintenance/surveillance cost. I am also supportive of branding/logos being incorporated into eatlets and pop-up eatlets to make it clear that the area is reserved for patrons of those vendors.		
<i>Submitter 29.</i> Logos and advertising should be minimal.	Vibrant public space signage is a requirement, to ensure it's clear that the spaces are available to the public. This signage is to be provided by the City to ensure its size, scale and content is appropriate.	
<i>Submitter 31.</i> Only allow the City provided signs to reduce privatisation.		

Attachment 1

DESIGN REQUIREMENTS – LOGOS AND ADVERTISING		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 30: Do you have any thoughts or comments on logos and advertising?		
<i>Submitter 32.</i> Don't mind some logos and advertising as long as it's not as bad as the chicken shop or local chemists. I guess less is more.		

DESIGN REQUIREMENTS – PERMANENT SEATING		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 31: Do you have any thoughts or comments about signage?		
<i>Submitter 7.</i> Looks good	Submitter support noted.	No modification required.
<i>Submitter 17.</i> I support the use of these signs. I am interested to know how the City plans to enforce these rules for eatlets.	For each infrastructure type there are specified applicant responsibilities which are reinforced in the vibrant public space agreement between the applicant and the City. If the agreement is not adhered to there is the opportunity to take compliance action with appropriate and reasonable measures being undertaken to ensure the space is functioning as it was intended to.	No modification required.
<i>Submitter 29.</i> 1. Proof reading is still a skill City staff need to acquire. (two signs). 2. Useful information missing is the size of the signs business card or A4 for example. 3. A4 appears about right. 4. 2 signs maximum.	The misspelled word in the survey is noted. The vibrant public space signage is to be supplied by the City to ensure its size, scale and content is appropriate.	No modification required.
<i>Submitter 32.</i> I think the signs are very important to ensure you know when the space is public.	Submitter support noted.	No modification required.

DESIGN REQUIREMENTS		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 32: Do you have any further thoughts or comments on the design requirements?		
<i>Submitter 7.</i> Great guidelines, very comprehensive and well written	Submitter support noted.	No modification required.
<i>Submitter 17.</i> I am largely supportive of these measures but remain slightly concerned about the enforcement of these measures, the safety of these spaces and the cost of maintenance.	For each infrastructure type there are specified Applicant Responsibilities which are reinforced in the vibrant public space agreement between the applicant and the City. If the agreement is not adhered to there is the opportunity to take compliance action with appropriate and reasonable measures being undertaken to ensure the space is functioning as it was	No modification required.

Attachment 1

DESIGN REQUIREMENTS		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 32. Do you have any further thoughts or comments on the design requirements?		
	intended to. These spaces are a way of increasing pedestrian activity and 'eyes on the street'. Design Requirements that limit the opportunity for concealment and the like have been included to limit antisocial behaviour. The City manages the maintenance of its own parklets/eatlets. Maintenance of hosted parklets/eatlets is at the applicants cost.	
<i>Submitter 29.</i> PLEASE focus on function. There is limit on how clever and different eatlets and parklets can be.	The Design Requirements have been included as a minimum to ensure vibrant public spaces provide a public benefit and increase pedestrian amenity. Applicants have the opportunity to go above and beyond these requirements as they see fit.	No modification required.
<i>Submitter 32.</i> Look good to me.	Submitter support noted.	No modification required.

LOCATION REQUIREMENTS – STRUCTURE LOCATION		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 33. Do you have any thoughts or comments about the structure location?		
<i>Submitter 7.</i> Would like to see City proactively replace on street parking with pedestrian areas (paving) and allow street furniture to be affixed on these areas	Submitter comment noted. This is consistent with the intent of the draft Vibrant Public Spaces Policy.	No modification required.
<i>Submitter 17.</i> None.	Submitter comment noted.	No modification required.
<i>Submitter 29.</i> The illustration here does not cause concern in respect of positioning but nor roof / shade cover does.	Submitter comment noted. Canopies and shade cover are permitted under the relevant vibrant public space Design Requirements.	No modification required.
<i>Submitter 31.</i> How are wheel stops meant to work if they are not firmly fixed to the road? Should specify that they must be fixed.	Submitter comment noted. This is the intent of the requirement. The Design Requirements are to be modified to clarify this.	Modify to clarify requirements to affix wheel stops. Recommended modification: <i>D4.3.15 Parklets and eatlets located in the carriageway must include the following safety materials:</i> • soft hit posts (roadside); • wheel stops affixed at each end unless the car bay is embayed or adjacent a tree well; and • rated barriers at

Attachment 1

LOCATION REQUIREMENTS – STRUCTURE LOCATION		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 33. Do you have any thoughts or comments about the structure location?		
		<i>each end as specified by the City.</i>
<p><i>Submitter 32.</i> A new cafe is going in at Stuart Street Reserve up the road and it would be great if the park/Reserve could be improved. We refer to this park as 'needle park' because of the antisocial behaviour and needles - even though there's a sharps disposal. If the new cafe wanted to invest in improvements to the park eg. benches and lighting etc. I'd welcome this. It would help deter the antisocial behaviour.</p>	<p>The advertised draft Vibrant Public Spaces Policy did not permit vibrant public space proposals to be located in the Reserve Built Form Area, as the City is not seeking to encourage private investment in reserves and public open spaces.</p> <p>Whilst not addressed in the draft Vibrant Public Spaces Policy, there are other avenues to consider similar forms of development, including through lease agreements. Where the potential café applicant sought to undertake such development, the draft Vibrant Public Spaces Policy, including the Other Proposal Design Objectives and Applicant Requirements, would not apply.</p>	No modification required.

LOCATION REQUIREMENTS – CLEAR PEDESTRIAN ZONE		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 34. Do you have any thoughts or comments on the clear pedestrian zone?		
<p><i>Submitter 7.</i> Good.</p>	Submitter support noted.	No modification required.
<p><i>Submitter 17.</i> None.</p>	Noted.	No modification required.
<p><i>Submitter 29.</i> The clear pedestrian zone should be moved to the frontage zone against the shop fronts to provide greater safety to pedestrians and the frontage zone moved to be included in the kerbside zone.</p>	The relevant Location Requirement for each applicable vibrant public space type states: <i>vibrant public spaces must be located to ensure the clear pedestrian zone aligns with the clear pedestrian zone in front of neighbouring properties to provide pedestrians with a clear and uninterrupted passage along any footpath.</i> Whilst it would be the City's preference for the space to be located on the road edge this is not always possible due to path design and existing infrastructure. It is important that a consistent pedestrian path is always maintained.	No modification required.
<p><i>Submitter 31.</i> They should have primacy and should be clearly legible (i.e. in a straight line). Change the image (above) so that the dog is walking in front of the person, as a seeing eye dog, and you will appreciate how important it is to reduce hazzards.</p>	For each relevant vibrant space a Location Requirement is included stating, The vibrant public space must be: <i>located to ensure the clear pedestrian zone aligns with the clear pedestrian zone in front of neighbouring properties to provide pedestrians with a clear and uninterrupted passage along any footpath.</i> The image included is an example of the space.	No modification required.
<p><i>Submitter 32.</i> Very important to maintain clear pedestrian areas, particularly for those with disabilities.</p>	Noted. The Location Requirements for each vibrant public space type will ensure that this is provided.	No modification required.

Attachment 1

LOCATION REQUIREMENTS – PEDESTRIAN GAP		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 35. Do you have any thoughts or comments on the pedestrian gaps?		
<i>Submitter 7.</i> Good idea.	Submitter support noted.	No modification required.
<i>Submitter 17.</i> None.	Submitter support noted.	No modification required.
<i>Submitter 31.</i> The gaps need to be wider if there is an established crossing point.	The gap is a minimum of 1500mm. It is not considered to be a formalised crossing point but will provide a clear entry and exit point for pedestrians as required.	No modification required.
<i>Submitter 32.</i> 1500mm is appropriate.	Submitter support noted.	No modification required.

LOCATION REQUIREMENTS – ROAD PERMISSIBILITY		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 36. Do you have any thoughts or comments on the road permissibility?		
<i>Submitter 7.</i> Should reduce more road speeds to 40 so pedestrians can safely enjoy outdoors	Submitter comment noted. The reduction of speeds to 40kmph is not considered as part of the draft Vibrant Public Spaces Policy. The City is advocating for this change through its Accessible City Strategy and Advocacy Agenda.	No modification required.
<i>Submitter 17.</i> I would be supportive of the City requesting more traffic calming measures for primary distributor roads.	Traffic calming is not considered as part of the draft Vibrant Public Spaces Policy. This is considered by a number of the City's strategies, plans and programs including the Accessible City Strategy.	No modification required.
<i>Submitter 29.</i> Pedestrian should NOT be traversing streets just any where but should be using pedestrian crossings and traffic lights where installed.	Submitter comment noted. The City's Accessible City Strategy (ACS) prioritised the use of active and sustainable transport modes, and people who are walking over people who are choosing to drive. As the ACS prioritises pedestrians over vehicles, free pedestrian movement is prioritised over vehicle movement. The pedestrian gaps providing an exit and entry point for pedestrians to move freely in the 40km/h or traffic calmed environments in which parklets/eatlets are permitted.	No modification required.
<i>Submitter 32.</i> Sounds good.	Submitter support noted.	No modification required.

LOCATION REQUIREMENTS – CAR PARKING OCCUPANCY		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 37. Do you have any thoughts or comments on car parking occupancy?		

Attachment 1

LOCATION REQUIREMENTS – CAR PARKING OCCUPANCY		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 37. Do you have any thoughts or comments on car parking occupancy?		
<p><i>Submitter 7.</i> Strongly disagree, we need to remove car bays so that people use alternative forms of transport, and we create more liveable, safe streets and town centres. This aligns with SCP priorities and declaration of climate emergency.</p> <p><i>Submitter 17.</i> I would be supportive of reducing the occupancy limitation to 70% in order to further discourage car use and promote active transportation.</p> <p><i>Submitter 29.</i> 1. Car parking occupancy as provided by the cities contractors are a farce. 2. 400m catchment too wide. 3. Average occupancy figures distort ie early morning figures at 8am almost zero while 10am onwards 100% may result in a less than 85% figure 4. 85% is a figure that is far too high. 5. Occupancy should be moderated on the time period for parking ie 15min parking compared with 4hr parking.</p> <p><i>Submitter 32.</i> Don't see the need for a parking occupancy cap. There's lots of parking available that's not directly on the main streets where parklets/eatlets are likely to be located. Supporting walkability over cars is my preference.</p>	<p>The draft Vibrant Public Spaces Policy requires car parking demand in the precinct (400m walkable catchment area) to not exceed 85% occupancy. This is to ensure that there is available parking for those who need it. The 85% occupancy limit proposed is a standard rate applied in measuring the capacity of car parking availability and ensures a level of turnover which allows people to come and go at ease.</p> <p>The City's Accessible City Strategy (ACS) prioritised the use of active and sustainable transport modes, and people who are walking over people who are choosing to drive. There may be opportunity to change the 85% occupancy rate provision in future reviews of the policy and as mode shift increases.</p>	<p>No modification required.</p>

LOCATION REQUIREMENTS – TWO CAR BAY MAXIMUM		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 38. Do you have any thoughts or comments on the two car bay maximum?		
<p><i>Submitter 7.</i> Not sure why we need a maximum - vibrant public spaces instead of busy, unsafe loud carriage ways seems like a better idea.</p> <p><i>Submitter 17.</i> I would be supportive of increasing this to three car bays.</p> <p><i>Submitter 32.</i> Like that there's opportunity for more than two bays to be considered if supported by neighbouring businesses.</p>	<p>Parklet/eatlet Location Requirement L4.4.15 states: <i>The use of more than two bays may be considered where there is support from neighbouring businesses or tenants and a joint application is submitted by the businesses or tenants.</i> This Location Requirement allows for the two car bay maximum to be exceeded where considered appropriate.</p>	<p>No modification required.</p>

Attachment 1

LOCATION REQUIREMENTS – TWO CAN BAY MAXIMUM		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 38. Do you have any thoughts or comments on the two car bay maximum?		
<i>Submitter 29.</i> Are Vincent residents to have any input into these considerations.	Parklets/eatlets are required to be advertised to all owners/occupiers within a 100metre radius for a period of 21 days. The information will be available on the City's website and in the business window. This will provide Vincent residents the opportunity to comment on new spaces.	No modification required.

LOCATION REQUIREMENTS – CYCLE, PEDESTRIAN AND VEHICLE MOVEMENT		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 39: Do you have any thoughts or comments on cycle, pedestrian and vehicular movement?		
<i>Submitter 7.</i> Agree, but should not use this as a reason to remove car bays and make our streets more pedestrian friendly.	Submitter comment noted.	
<i>Submitter 17.</i> I would be supportive of measures that restrict or impede vehicle movement and encourage pedestrian and cyclist movement.	The introduction of these spaces will add to pedestrian amenity and create rest spots and points of interest for active transport users. Parklets/eatlets occupy a portion of the carriage way, acting as passive traffic calming through the change they create to the streetscape.	No modification required.
<i>Submitter 29.</i> Oxford St vehicular movement has already been negatively impacted by pedestrians crossing at will with no regard for traffic movement or personal safety.	The City's Accessible City Strategy (ACS) user hierarchy prioritised the use of active and sustainable transport modes, and people who are walking over people who are choosing to drive. As the ACS prioritises pedestrians over vehicles, free pedestrian movement is prioritised over vehicle movement.	No modification required.
<i>Submitter 32.</i> Prioritise the pedestrian over the private vehicle.	In line with City's Strategic Community Plan and ACS user hierarchy, the draft Vibrant Public Spaces Policy prioritise pedestrians over private vehicles.	

LOCATION REQUIREMENTS – EXISTING GREENERY		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 40. Do you have any thoughts or comments on existing greenery?		
<i>Submitter 7.</i> Agree, need to increase canopy cover. This is a requirement of the sustainable environment strategy.	Submitter support noted.	No modification required.
<i>Submitter 17.</i> I am supportive of this measure.	Submitter support noted.	No modification required.
<i>Submitter 29.</i> The City should be more vigorous protecting existing street trees. Too many established street trees are lost during new	The Location Requirements for relevant vibrant public space types state existing street trees shall not be removed or relocated to accommodate a vibrant public space proposal. This requirement ensures that street trees are	No modification required.

Attachment 1

LOCATION REQUIREMENTS – EXISTING GREENERY		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 40. Do you have any thoughts or comments on existing greenery?		
building and extension to front end loader. "relevant Design Objectives" should be subservient to existing street trees. <i>Submitter 32.</i> Agree that street trees should not be removed. Structures could be designed around them.	not removed to accommodate vibrant public spaces.	

LOCATION REQUIREMENTS – EXISTING STREET FURNITURE		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 41. Do you have any thoughts or comments on existing street furniture?		
<i>Submitter 7.</i> Agree.	Submitter support noted.	No modification required.
<i>Submitter 17.</i> I support this measure.	Submitter support noted.	No modification required.
<i>Submitter 29.</i> Existing should not be removed because of design or policy objectives. If this becomes the case it should be at the expense of the applicant. It should not be scheduled through the City's streetscape maintenance program and no contingency budget should be made for this purpose. <i>Submitter 32.</i> Supportive of this and of permitting removal if at the applicants cost or already scheduled.	The Location Requirements for relevant vibrant public space types state: <i>Existing street furniture shall not be removed or relocated to accommodate a parklet or eatlet proposal, unless the proposal can demonstrate it meets the Design Objectives O4.2.1, O4.2.5, O4.2.6 and will contribute to achieving the objectives of this Policy. Where the removal or relocation of existing street furniture is supported by the City, it will be at the expense of the applicant unless otherwise scheduled through the City's streetscape maintenance program.</i> This will ensure that the removal of existing street furniture is thoroughly assessed and if approved at the expense of the applicant.	No modification required.

APPLICANT RESPONSIBILITIES – MAINTENANCE		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 42. Do you have any thoughts or comments on the maintenance of the vibrant public space?		
<i>Submitter 7.</i> Agree.	Submitter support noted.	No modification required.
<i>Submitter 17.</i> I support this measure.	Submitter support noted.	No modification required.
<i>Submitter 29.</i> Applicants should also be responsible for the business's garbage removal. Shoving it in the nearest street rubbish bin as happens in Beaufort St is not acceptable.	The waste management of businesses is not considered by the draft Vibrant Public Spaces Policy. This is subject to relevant legislation and approvals.	No modification required.

Attachment 1

APPLICANT RESPONSIBILITIES – MAINTENANCE		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 42. Do you have any thoughts or comments on the maintenance of the vibrant public space?		
<p><i>Submitter 32.</i> Very supportive of these being maintained well by the applicant, particularly the greenery. Perhaps the City could help with maintenance if/when a business fails so that the street continues to look good?</p>	<p>The City is ultimately responsible for a vibrant public space if a business is no longer in operation and the agreement has been terminated. In this instance, the City would either remove or maintain the space.</p>	<p>No modification required.</p>

APPLICANT RESPONSIBILITIES – REMOVAL		
Submitter verbatim	Administration Comment	Recommended Modification
QUESTION 43. Do you have any thoughts or comments on the removal of the vibrant public space?		
<p><i>Submitter 7.</i> Agree.</p>	<p>Submitter support noted.</p>	<p>No modification required.</p>
<p><i>Submitter 17.</i> If movement is permanent or temporary and is made at the request of the City, then the City should pay some or all of these costs, including the reinstatement.</p>	<p>The requirement for 24 hour removal has been explicitly outlined in each vibrant public space types specific Design Requirements. This will also be detailed in the vibrant public space agreement between the applicant and the City. Applicants are required to enter into vibrant public space agreements to ensure they are fully aware of the potential need to remove the vibrant public space for maintained or planned works.</p> <p>The City facilitates the implementation of vibrant public spaces through operational resources and budget. The City provides significant in kind support in this capacity and it would not be considered financially sustainable for the City to bear removal costs.</p>	<p>No modification required.</p>
<p><i>Submitter 29.</i> Temporary is fine provided this is made abundantly clear to applicants. Recent experience shows the distress a misconception can cause.</p>		
<p><i>Submitter 32.</i> Sounds good as long as the business is made very aware of these requirements.</p>		

APPLICANT RESPONSIBILITIES – CHANGE IN OWNERSHIP		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 44. Do you have any thoughts or comments on the change in ownership?		
<p><i>Submitter 7.</i> Agree, but could become administrative. Has this been resourced? Is the extra admin cost covered by fees charged?</p>	<p>The onus is on the Applicant to report the change to the City and would not require additional City resources.</p>	<p>No modification required.</p>
<p><i>Submitter 17.</i> Agreed.</p>	<p>Submitter support noted.</p>	<p>No modification required.</p>
<p><i>Submitter 29.</i> Some work needs to be done on this clause. Applicants who rent or lease premises and have a parklet or eatlet - do they need to inform the city as to the ownership is the leased/rented premises from which they carry on business. does the City see a temporary lease issued on a 12 month lease as ownership?</p>	<p>Parklet/eatlet applicant responsibility A4.6.15 states: <i>Applicant must report any changes to business or property ownership to the City and ensure that if a change in ownership occurs, the applicant will either remove any decked platform or affixed furniture or transfer the agreement to the new owner in consultation with the City.</i> The terms of the agreement will be agreed upon between the applicant and the City.</p>	<p>No modification required.</p>

Attachment 1

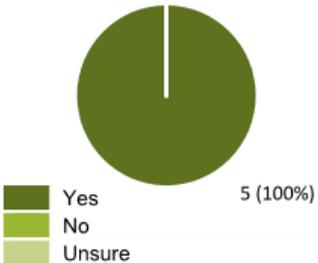
APPLICANT RESPONSIBILITIES – CHANGE IN OWNERSHIP		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 44. Do you have any thoughts or comments on the change in ownership?		
<p><i>Submitter 31.</i> You should be consistent - I got the feeling that notification was only required for some types of facility.</p>	<p>It is the responsibility of applicant to report the change of ownership for affixed eating area furniture, parklets, eatlets and other proposals. Street furniture and pop-up parklets/eatlets have been omitted from this requirement. Pop-up parklets/eatlets have not been included due to the associated timeframes and removal of these spaces based on the event they are associated with. Street furniture is not included as it would not require relocation of removal in the event the business ownership details changed.</p>	<p>No modification required.</p>

APPLICANT RESPONSIBILITIES – SIGNAGE		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 45. Do you have any thoughts or comments on signage?		
<p><i>Submitter 7.</i> Agree.</p>	<p>Submitter support noted.</p>	<p>No modification required.</p>
<p><i>Submitter 17.</i> Agreed.</p>	<p>Submitter support noted.</p>	<p>No modification required.</p>
<p><i>Submitter 29.</i> 1. Suggest signed be installed ON COMPLETION. Prior to completion the respective walls may not be finished. 2. Size and durability of the signs is not yet determined.</p>	<p>The relevant vibrant public space Applicant responsibility states: <i>Applicant must install a minimum of two City provided Vibrant Public Space signs prior to installation completion.</i> This is permitted to be the last step before completion. As the signs are to be provided by the City, the size and durability will be determined by the City.</p>	<p>No modification required.</p>
<p><i>Submitter 31.</i> Only the Vincent provided signs to reinforce that it is public property.</p>	<p>Vibrant public space signage is a requirement, to ensure it's clear that the spaces are available to the public. This signage is to be provided by the City to ensure its size, scale and content is appropriate.</p>	<p>Modify to clarify that reserved signs are not permitted.</p>
<p><i>Submitter 32.</i> Yes, the signage is important.</p>	<p>To clarify that the spaces are public, the Design Requirements have been modified to ensure reserved signage is not permitted.</p>	<p><i>Recommended modification:</i> <i>D.1.3.7 D4.3.20 Business logos, advertising, or other branding, <u>and reserved signs is are prohibited.</u></i> <i>D2.3.7 D4.3.20 Business logos, advertising, or other branding, <u>and reserved signs is are prohibited.</u></i> <i>D3.3.14 D4.3.20 Business logos, advertising, or other branding, <u>and reserved signs</u></i></p>

Attachment 1

APPLICANT RESPONSIBILITIES – SIGNAGE		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 45: Do you have any thoughts or comments on signage?		
		<p><i>is are prohibited.</i></p> <p><i>D4.3.20 Business logos, advertising, -or other branding, and reserved signs is are prohibited.</i></p>

APPLICANT RESPONSIBILITIES – AGREEMENT		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 46: Do you have any thoughts or comments on the agreement?		
<p><i>Submitter 7.</i> Agree, but may be administrative. Need to ensure agreement is legally sound.</p>	<p>A standard agreement applicable to each of the different infrastructure types would be developed, ensuring these are legally sound. The agreement would be easily modified, to address varying site requirements site, to limit the administrative work required.</p>	<p>No modification required.</p>
<p><i>Submitter 17.</i> Agreed.</p>	<p>Submitter support noted.</p>	<p>No modification required.</p>
<p><i>Submitter 29.</i> Unable to provide thoughts or comments on agreements for each vibrant public space type in the absence of draft agreements.</p>	<p>Submitter comment noted.</p>	<p>No modification required.</p>

NON-COMPLIANCE		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 47: Do you think information should be included in the draft Policy outlining how the City will deal with non-compliance?		
 <p>5 (100%)</p>	<p>Non-compliance with approved plans and executed agreements occurs from time to time. The City's position on compliance action could be clearer.</p> <p>Additional information to confirm the process should non-compliance occur has been added to each approvals process section, excluding the 'other proposals' section. Other proposals require Council approval and a licence. Non-compliance will be considered as part of the licence.</p>	<p>Modify to clarify the City's process should non-compliance occur.</p> <p>Recommended modification:</p> <p>1.7 Approvals Process <u>and Compliance</u></p> <p><u>Non-compliance with the executed vibrant public space agreement will result in:</u></p> <ul style="list-style-type: none"> <u>an onsite inspection to confirm any departures from the agreement;</u> <u>written notification to confirm the departures which require remediation; and</u>

Attachment 1

NON-COMPLIANCE		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 47: Do you think information should be included in the draft Policy outlining how the City will deal with non-compliance?		
		<ul style="list-style-type: none"> • <u>removal of the street furniture, should the departures not be addressed within 21 days of the written notification being issued.</u> <p>2.7 Approvals Process <u>and Compliance</u></p> <p><u>Non-compliance with the executed vibrant public space agreement will result in:</u></p> <ul style="list-style-type: none"> • <u>an onsite inspection to confirm any departures from the agreement;</u> • <u>written notification to confirm the departures which require remediation; and</u> • <u>removal of the affixed eating area furniture, should the departures not be addressed within 21 days of the written notification being issued.</u> <p>3.7 Approvals Process <u>and Compliance</u></p> <p><u>Non-compliance with the executed vibrant public space agreement will result in:</u></p> <ul style="list-style-type: none"> • <u>an onsite inspection to confirm any departures from the agreement;</u> • <u>written notification to confirm the departures which require remediation; and</u> • <u>removal of the pop-up parklet or pop-up eatlet, should the departures not be addressed within 21 days of the written notification being issued.</u> <p>4.7 Approvals Process <u>and Compliance</u></p> <p><u>Non-compliance with the executed vibrant public space agreement will result in:</u></p> <ul style="list-style-type: none"> • <u>an onsite inspection to confirm any departures from the agreement;</u> • <u>written notification to confirm the departures which require remediation; and</u> • <u>removal of the parklet or eatlet, should the departures not be addressed within 21 days of the written notification being issued.</u>

Attachment 1

APPLICABLE FEES		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 48: Do you have any thoughts or comments on the fees or charges?		
<i>Submitter 2.</i> Yes, fees above are reasonable.	Submitter support noted.	No modification required.
<i>Submitter 3.</i> The fee for eatlets and parklets seems steep	The fees and charges have been created to cover the cost associated with the assessment of vibrant public spaces. As the fees and charges are reviewed annually, consideration is able to be given to the current economic climate and changes can be made accordingly.	No modification required.
<i>Submitter 4.</i> reduce barriers to new/permanent liquor licenses.	Liquor licensing is not managed by the City. The City continually advocates to the Department of Local Government, Sport and Cultural Industries for the liquor licensing process to be simplified to support small businesses.	No modification required.
<i>Submitter 5.</i> Should charge but be flexible on a case by case basis. Not a flat fee based on profit of business/.	The fees and charges are updated annually. As such these are able to take into consideration the current climate and hardships which may be impacting businesses. An example of this is during the Covid-19 pandemic, where parklet fees were waived to support businesses in extending their tradeable area whilst also activating the street. The City will continue to monitor the economic climate and adjust fees accordingly.	No modification required.
<i>Submitter 7.</i> Fees seem reasonable, need to ensure they cover admin costs associated with this policy/these proposals	The fees and charges have been created to cover the cost associated with the assessment of vibrant public spaces. The fees and charges are reviewed annually. As such, consideration can be given to administrative work required as part of the annual review of fees and charges. Consideration is also able to be given to the current economic climate and changes to the annual fees and charges can be made accordingly. Parking fees are not considered under the draft Vibrant Public Spaces Policy.	No modification required.
<i>Submitter 8.</i> No fees for any businesses or types. Should be free!		
<i>Submitter 11.</i> Should be free for all businesses otherwise people wont do it. Support small businesses over big.		
<i>Submitter 12.</i> Should be free for all businesses including parklets and eatlets.		
<i>Submitter 13.</i> They should all be free. Parking prices also need to be more reasonable.		
<i>Submitter 14.</i> Depends on the market. better to have a tenant than nobody. reasonable fee for eatlets, only eatlets should have a fee.		
<i>Submitter 24.</i> You want to get people here. Don't worry about the fees.		
<i>Submitter 26.</i> It comes down to the business that's there. Hospitality sector only - anything you take off the street affects everyone around them.		

Attachment 1

APPLICABLE FEES																																										
Submitter Comment Verbatim	Administration Comment	Recommended Modification																																								
QUESTION 48: Do you have any thoughts or comments on the fees or charges?																																										
<i>Submitter 16.</i> No	Submitter comment noted.	No modification required.																																								
<i>Submitter 19.</i> Seems reasonable.	Submitter support noted.	No modification required.																																								
<i>Submitter 20.</i> A lot less expensive than I though	Submitter comment noted.	No modification required.																																								
<i>Submitter 27.</i> Not important.	Submitter comment noted.	No modification required.																																								
<i>Submitter 9.</i> There should be higher fees where there is private use.	The proposed fees and charges have been amended to reflect an annual fee for eatlets as they are less available for public use. Proposed fees and charges modification referenced in Council report as follows:	<table border="1"> <thead> <tr> <th>Vibrant Public Space Type</th> <th>Application/ Design Fee</th> <th>Approval Fee</th> <th>Annual Renewal Fee</th> </tr> </thead> <tbody> <tr> <td>Street furniture</td> <td>N/A</td> <td>N/A</td> <td>N/A</td> </tr> <tr> <td>Affixed eating area furniture</td> <td>N/A</td> <td>\$250</td> <td>N/A</td> </tr> <tr> <td>Pop-up parklet</td> <td>N/A</td> <td>N/A</td> <td>N/A</td> </tr> <tr> <td>Pop-up eatlet</td> <td>N/A</td> <td>N/A</td> <td>N/A</td> </tr> <tr> <td>Parklet – built on existing ground surface or decked platform</td> <td>N/A</td> <td>\$1,500 \$1,000</td> <td>N/A</td> </tr> <tr> <td>Parklet – built on new paving</td> <td>\$2,500</td> <td>\$1,750 \$1,250</td> <td>N/A</td> </tr> <tr> <td>Eatlet – built on existing ground surface or decked platform</td> <td>N/A</td> <td>\$1,500</td> <td>N/A \$500</td> </tr> <tr> <td>Eatlet – built on new paving</td> <td>\$2,500</td> <td>\$1,750</td> <td>N/A \$500</td> </tr> <tr> <td>Other Proposal</td> <td>\$500</td> <td colspan="2">To be determined as part of Council endorsed Licence.</td> </tr> </tbody> </table>	Vibrant Public Space Type	Application/ Design Fee	Approval Fee	Annual Renewal Fee	Street furniture	N/A	N/A	N/A	Affixed eating area furniture	N/A	\$250	N/A	Pop-up parklet	N/A	N/A	N/A	Pop-up eatlet	N/A	N/A	N/A	Parklet – built on existing ground surface or decked platform	N/A	\$1,500 \$1,000	N/A	Parklet – built on new paving	\$2,500	\$1,750 \$1,250	N/A	Eatlet – built on existing ground surface or decked platform	N/A	\$1,500	N/A \$500	Eatlet – built on new paving	\$2,500	\$1,750	N/A \$500	Other Proposal	\$500	To be determined as part of Council endorsed Licence.	
Vibrant Public Space Type			Application/ Design Fee	Approval Fee	Annual Renewal Fee																																					
Street furniture			N/A	N/A	N/A																																					
Affixed eating area furniture			N/A	\$250	N/A																																					
Pop-up parklet			N/A	N/A	N/A																																					
Pop-up eatlet			N/A	N/A	N/A																																					
Parklet – built on existing ground surface or decked platform			N/A	\$1,500 \$1,000	N/A																																					
Parklet – built on new paving			\$2,500	\$1,750 \$1,250	N/A																																					
Eatlet – built on existing ground surface or decked platform			N/A	\$1,500	N/A \$500																																					
Eatlet – built on new paving			\$2,500	\$1,750	N/A \$500																																					
Other Proposal	\$500	To be determined as part of Council endorsed Licence.																																								
<i>Submitter 10.</i> Those who benefit from private use should pay more.																																										
<i>Submitter 17.</i> Parklets provide little to no commercial benefit to applicants (or at the least, the commercial benefit is difficult to define). As such, and to encourage the use of parklets, application fees should not be levied on the creation of parklets. I am supportive of application and approval fees for eatlets and eating furniture.																																										
<i>Submitter 18.</i> Eatlets should cost more.																																										
<i>Submitter 22.</i> Eatlets to pay more than parklet.																																										
<i>Submitter 23.</i> Progressive fee structure makes sense																																										
<i>Submitter 25.</i> Eatlets to pay more because they're not always communal. Communal shared space should be cheaper.																																										
<i>Submitter 29.</i> Annual renewal fees should be in place for parklets and eatlets. The fees should be commercially realistic. In some existing cases it provides business's with all the customer seating it has or doubles it's seating capacity given there is currently no charge. It is in fact the cheapest coffee shop rent in Vincent and is on public land. Residential rates should not be subsidising commercial rents charged by Vincent.																																										
<i>Submitter 30.</i> Parklets may be justifiable as fee free as there genuinely is a																																										

Attachment 1

APPLICABLE FEES		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 48: Do you have any thoughts or comments on the fees or charges?		
<p>possibility that the public can use them. Eatlets should be charged market rates, plus be made to compensate for a reduction of parking revenue. It will then be up to the business to decide if it makes business sense to do it. Why should my business, which cant establish an eatlet, subsidise my competitors who can?</p> <p><i>Submitter 31.</i> Already stated. Eatlets should pay market rates on an annual basis. They are simply leasing land and should pay for it - they aren't doing the community a favour. Parklets yes, Eatlets no. Perhaps they should be called Drinklets.</p> <p><i>Submitter 32.</i> Perhaps eatlets should have an annual fee because they're not always available to the public? or perhaps a sliding annual fee scale could be determined based on the number of days or hours an eatlet is public eg. an eatlet operating from 1pm-10pm 4 or 5 days a week could have a cheaper annual fee than an eatlet operating 6am-3pm 7 days a week because the latter is less available for public use.</p>		

GENERAL COMMENTS - FINAL THOUGHTS AND COMMENTS		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 49: Do you have any final thoughts or comments?		
Overall so you support the draft Vibrant Public Spaces Policy?		
<p>4 (13%)</p> <p>26 (87%)</p> <p>Yes No</p>		

Attachment 1

GENERAL COMMENTS - FINAL THOUGHTS AND COMMENTS		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 49: Do you have any final thoughts or comments?		
<p>Unsure</p> <p>(30 submitters responded, 2 submitters skipped question)</p>		
<p><i>Submitter 2.</i> Support businesses to fill empty tenancies bus should be rerouted.</p>	Vacant tenancies are not considered under this policy. Facilitating vibrant public spaces is a way of supporting small businesses to activate the street and diversify their business.	No modification required.
<p><i>Submitter 3.</i> Best of luck.</p>	Submitter support noted.	No modification required.
<p><i>Submitter 4.</i> None other than the aforementioned.</p>	Submitter comment noted.	No modification required.
<p><i>Submitter 7.</i> It is a great policy. So good to see it finally has council support. Looking forward to some good outcomes for the community.</p>	Submitter support noted.	No modification required.
<p><i>Submitter 8, 19 and 24.</i> No</p>	Submitter comment noted.	No modification required.
<p><i>Submitter 11.</i> This would keep unique businesses in the area rather than franchises.</p>	Submitter support noted.	No modification required.
<p><i>Submitter 12.</i> It attracts people.</p>	Submitter support noted.	No modification required.
<p><i>Submitter 14.</i> Better signage so that people know you can use parklets. I had no idea!</p>	All vibrant public space types are to be required to have signage outlining their intended use as per the relevant Design Requirements. This signage is to be provided by the City to ensure consistency.	No modification required.
<p><i>Submitter 15.</i> Great way to make the community more accessible.</p>	Submitter support noted.	No modification required.
<p><i>Submitter 20.</i> Amazing ideas to make the area more vibrant.</p>	Submitter support noted.	No modification required.
<p><i>Submitter 22.</i> Good idea to grow the street community and improve the street community.</p>	Submitter support noted.	No modification required.
<p><i>Submitter 26.</i> Beaufort Street is dirty. The frontage of 2 Fat Indians is dirty.</p>	Submitter comment noted. The draft Vibrant Public Spaces Policy requires applicants to adequately maintain their spaces, with this reinforced through	No modification required.

Attachment 1

GENERAL COMMENTS - FINAL THOUGHTS AND COMMENTS		
Submitter Comment Verbatim	Administration Comment	Recommended Modification
QUESTION 49: Do you have any final thoughts or comments?		
The quality of maintenance is poor. Don't paint the paving, it looks messy.	the agreement between the applicant and the City. Additional feedback regarding the maintenance of Beaufort Street has been provided to the relevant City staff.	
<i>Submitter 27.</i> Really like them - we love parklets.	Submitter support noted.	No modification required.
<i>Submitter 29.</i> Please provide Vibrant Public Spaces team's estimate of the time it takes to read all the material referenced in this survey and to actually complete the survey. This information should be included as part of the outcomes of this survey.	Submitter comment noted. As the survey consists mostly of open-ended questions it is not possible to outline the exact amount of time the subject survey took to complete. The survey was split into a short and long survey to accommodate submitters time. Future surveys will be prepared with additional consideration given to completion length.	No modification required.
<i>Submitter 30.</i> DON'T PRIVATISE PUBLIC SPACE to the detriment of smaller businesses who may not be able to afford to do the same. The parklets work fine as they are.	At the time of advertising the proposed fees and charges were to be the same for parklets and eatlets. These charges did not prioritise one business over another and were put in place to support all businesses. Based on the feedback received in the consultation period, eatlets are to now have an annual fee which will assist subsidise parklets. Parklets and eatlets both provide additional seating area for businesses and a public benefit. Refer fees and charges comments included below, in response to Question 48.	No modification required.
<i>Submitter 32.</i> Looking forward to seeing more parklets/eatlets and streetscape enhancements!	Submitter support noted.	No modification required.

VIBRANT PUBLIC SPACES POLICY



Legislation / local law requirements	<i>Building Act 2011</i> <i>Building Regulations 2012</i> <i>Local Government Act 1995</i> <i>Local Government (Uniform Local Provisions) Regulations 1996</i> <i>Land Administration Act 1997</i> <i>Planning and Development Act 2005</i> <i>Planning and Development (Local Planning Schemes) Regulations 2015</i> <i>Local Government Property Local Law 2021</i>
Relevant delegations	2.2.10 Obstruction of footpaths and thoroughfares under the <i>Local Government Act 1995</i> 2.2.30 Delegation of execution of documents under the <i>Local Government Act 1995</i>
Related policies, procedures and supporting documentation	Local Planning Policy 7.1.1 – Built Form Local Planning Policy 7.5.1 – Minor Nature Development Policy 2.2.4 – Verge Treatments, Planting and Beautification

PART 1 - PRELIMINARY

INTRODUCTION

The City of Vincent Strategic Community Plan 2018 - 2028 (SCP) sets the community vision, priorities and aspirations for the City and includes the Thriving Places priority: *“Our vibrant places and spaces are integral to our identity, economy and appeal. We want to create, enhance and promote great places and spaces for everyone to enjoy”.*

To achieve this priority, the Vibrant Public Spaces Policy (Policy) seeks to facilitate public and private investment in the public realm for the benefit of the community.

PURPOSE

The purpose of this Policy and its Vibrant Public Spaces Policy Guidelines (Guidelines) is to provide guidance on the permissibility, requirements and management responsibilities for third party (applicant) proposals to deliver vibrant public spaces on City owned and managed land.

POLICY OBJECTIVES

The objectives of this Policy and its Guidelines are to ensure vibrant public space proposals:

1. achieve the Vibrant Public Space Design Objectives (Design Objectives);
2. facilitate public and private investment in the public realm for the benefit of the community;
3. encourage pedestrian activity and social interaction;
4. enhance the public realm and sensitively respond to local character and context; and
5. achieve design outcomes that meet community expectations.

VIBRANT PUBLIC SPACES POLICY



POLICY OPERATION

The Policy and its Guidelines are performance-based. The performance-based approach is applied through a set of Design Objectives to enable site-specific outcomes to be achieved. This reflects that every place and streetscape is different and allows design to be tailored to the local context and specific needs and characteristics of each place.

Vibrant public space proposals need to demonstrate that they achieve the Design Objectives relevant to each proposal type, as outlined in the Guidelines.

While addressing the applicable design requirements and location requirements, as outlined in the Guidelines, is likely to achieve the Design Objectives, they are not a deemed-to-comply pathway and the proposal will be assessed in the context of the entire design solution to ensure the Design Objectives are achieved. Proposals may also satisfy the Design Objectives via alternative means or solutions.

SCOPE

This Policy and its Guidelines apply to vibrant public space proposals on City owned and managed land including:

- **City freehold land:** land which the City owns and is listed as the registered proprietor on the Certificate of Title, such as a park or other public open space;
- **Crown reserve:** parks or public recreation areas reserved by the Minister for Lands for a purpose in the public interest and vested (pursuant to a Manager Order or other vesting document) in the City under section 46 of the Land Administration Act 1997; and
- **road reserve:** the verge, kerb, carriageway and footpath areas adjacent to road which the City has care, control and management of under section 55(2) of the Land Administration Act 1997.

This Policy does not apply to structures, developments or infrastructure proposed on City owned and managed land by a public authority. Such proposals are to be considered in accordance with the *Public Works Act 1902*, the *Main Roads Act 1930* or other enabling legislation.

PART 2 - POLICY PROVISIONS

DEFINITIONS

adjacent means that on which a vibrant public space proposal sits.

affixed eating area furniture means any affixed or significantly weighted bench, seat, table, planter box, umbrella, light or other item that may be reasonably characterised as eating area street furniture for the use, benefit and enjoyment of business patrons, during business operating hours, and the public, out of business operating hours.

base means that on which a vibrant public space proposal sits.

VIBRANT PUBLIC SPACES POLICY



carriageway means a portion of road that is designed or ordinarily used for vehicular traffic, and includes the shoulders, and areas, including embayments, at the side or centre of the carriageway, used for the stopping or parking of vehicles.

clear corner zone means the area as measured at a 45° angle from the building corner left clear of any structures for the free passage of the public within the footpath and the carriageway.

clear pedestrian zone means the area within the footpath section of the road reserve left clear and of any structures for pedestrian travel which must be maintained at all times for the free passage of the public.

decked platform means a horizontal surface or structure raised above or flush with the ground level of the surrounding area. A decked platform can form the base of a parklet, eatlet or other proposal.

eatlet means an outdoor eating area during business operating hours and small public park out of business operating hours. Eatlets are reserved for customers of particular businesses during business operating hours and are available for anyone to use out of business operating hours. An eatlet repurposes part of the street into a dual purpose outdoor eating area and small public park through the provision of seating, shade and greenery.

footpath means the part of the road reserve designated and built for the movement and rest of pedestrians.

frontage zone means the area immediately adjacent to the abutting property between the property boundary and the end of the clear pedestrian zone.

kerb buffer means the 600mm minimum space maintained clear at all times between the face of the kerb and the start of either the kerbside zone or the clear pedestrian zone.

kerbside zone means the area between the end of the kerb buffer and the clear pedestrian zone.

new paving means paving that was not previously there. New paving can form the base of a parklet, eatlet or other proposal.

outdoor eating area means an outdoor eating facility or establishment on any part of a public place in which furniture is provided for the purpose of the supply of food or drink to the public or the consumption of food or drink by the public, but does not include such a facility or establishment on private land.

outdoor eating area permit means a permit granted by the City to an approved food premises and/or licensed premises allowing the footpath to be used by for the service of food and drink and/or the placement of temporary furniture during business operating hours.

parklet means a small public park set into the existing streetscape. Parklets are for anyone to use at all times, and are not reserved for customers of particular businesses. Parklets repurposes part of the street into a public space for people through the provision of seating, shade and greenery.

pop-up eatlet means a pop-up outdoor eating area during business operating hours and small public park out of business operating hours. Pop-up eatlets are reserved for customers of particular businesses during business operating hours and are available for anyone to use out of business operating hours. A pop-up eatlet repurposes part of the street into a dual purpose outdoor eating area and small public park through the provision of seating, shade and greenery during a City approved or acknowledged event.

VIBRANT PUBLIC SPACES POLICY



pop-up parklet means a small pop-up public park set into the existing streetscape. Pop-up parklets are for anyone to use at all times, and are not reserved for customers of particular businesses. Pop-up parklets repurposes part of the street into a small public park through the provision of seating, shade and greenery during a City approved or acknowledged event.

public authority means a Minister of the State; an agency, authority or instrumentality of the State; or a local government; or a body, whether corporate or unincorporate, that is established or continued for a public purpose under a written law.

public realm means all public spaces including thoroughfare or streets, public car parks, reserves/public open space, civic squares and other areas used by and accessible to the community.

street furniture means any affixed or weighted bench, seat, table, litter bin, planter box, light, umbrella, bicycle rack or other item that may be reasonably characterised as street furniture for the use, benefit and enjoyment of the public on City owned and managed land.

t-top bollard means any flexible bollard with reflective bands in order to increase visibility. These are considered to be a temporary safety measure, used to direct vehicle and pedestrian traffic.

verge means that part of a thoroughfare or street between the carriageway and the land which abuts the thoroughfare, but does not include a footpath.

vibrant public space means an area in the public realm that supports social interaction and community engagement, and provides pedestrian amenity for everyone to enjoy.

vibrant public space proposal means any third party proposal which seeks to enhance City owned and managed land for the benefit of the community.

POLICY

1. Permissibility and Assessment

The suitability of utilising public space to facilitate vibrant public space proposals is site specific and dependent on the individual streetscape and context relevant to each proposal.

- 1.1 Vibrant public space proposals are to achieve the applicable Design Objectives, address the applicable design and location requirements, and meet the approval requirements as prescribed in Table 1 and the Guidelines.
- 1.2 Vibrant public space proposal applicants are to meet the applicable applicant responsibilities as prescribed in the Guidelines.
- 1.3 Where a proposal type is not specified or the proposal does not meet the permissibility or requirements as prescribed in Table 1, the proposal may be considered under 'other proposal' type and assessed against the Design Objectives.
- 1.4 Proposals that do not meet the Design Objectives shall not be progressed through the approvals process and shall not be approved.

VIBRANT PUBLIC SPACES POLICY



CITY OF VINCENT

Table 1.

	DESIGN & LOCATION PERMISSIBILITY											APPROVAL REQUIREMENT														
	Existing Ground Surface	Decked Platform	New Paving	Verge	Footpath	Carriageway	Town Centre	Activity Corridor	Mixed Use	Transit Corridor	Residential	Reserve	Adjacent Businesses/ Tenants	21 Days/ Owners/ Occupiers 100m Radius	Website/ Notice in Business Window	28 Days/ Owners/ Occupiers 200m Radius	Sign on Site/ Local Newspaper	Structural/ Product Certification	Building Approval	Delegated Authority/ Agreement	Development Application/ Planning Approval	Council Decision/ Licence	Application/ Design Approval	Annual Renewal		
✓ permitted or required																										
+ complete vibrant public space proposal application received for assessment																										
• permitted where located adjacent an existing approved business, excluding a home business																										
○ required where located in the Transit Corridor Built Form Area or Residential Built Form Area																										
* building permit required where a proposal exceeds 10sqm in area or 2.4m in height, as building code exemptions do not apply under Building Regulations 2012, Sch 4, Clause 2																										
^ required where the base is new paving																										
VIBRANT PUBLIC SPACE TYPE ¹	Base	Location	Built Form Area ²	Engagement ³	Approval	Fee																				
STREET FURNITURE	✓		✓	✓	✓	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	
AFFIXED EATING AREA FURNITURE	✓		✓	✓	✓	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	
POP-UP PARKLET / POP-UP EATLET	✓		✓	✓	✓	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	
PARKLET / EATLET	✓	✓	✓	✓	✓	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	
OTHER PROPOSAL	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	

1 The listed vibrant public space types are not permitted in the Reserve Built Form Area. Where vibrant public space proposals are proposed in the Reserve Built Form Area, they shall not be progressed through the approvals process and shall not be approved.

2 The listed Built Form Area means the area identified by the same name in [Local Planning Policy 7.1.1 - Built Form](#). The Built Form Area permissibility relates to City owned and managed land within and adjacent to the specified Built Form Area.

3 Where proposals meet the design and location requirements prescribed in the Guidelines, engagement will be undertaken to inform the community. Where proposals are classified as 'other proposal' or do not meet the design and location requirements, engagement will be undertaken to consult with the community.

2. Design Objectives

Achieving good vibrant public space design requires reconciling a range of different, often competing, objectives, which vary according to the scale, context and type of vibrant public space proposed. Good vibrant public space design requires application of design-thinking in the context of addressing local challenges as well as a performance-based approach to assessment.

In the context of State Planning Policy 7.0 *Design of the Built Environment* (WAPC, 2019)(SPP 7.0) and 7.2 *Precinct Design* (WAPC, 2021)(SPP 7.2), the Design Objectives listed below have been developed to specify the role of vibrant public space design in achieving the objectives of this Policy and addressing the principles and outcomes of SPP 7.0 and SPP 7.2.

- 2.1 **Context and character**
Respond to and enhance the distinctive characteristics of a local area, contributing to a sense of place.
- 2.2 **Landscape quality**
Integrate landscape design and contribute to community wellbeing through the protection and/or enhancement of the green network.

VIBRANT PUBLIC SPACES POLICY



- 2.3 **Built form and scale**
Ensure that massing and height are appropriate and sympathetic to existing built form and the intended future character of the local area.
- 2.4 **Functionality and build quality**
Meet the needs and expectations of the community, balancing durability, maintenance and service access requirements with aesthetic quality.
- 2.5 **Sustainability**
Contribute positively to environmental, social and economic outcomes through passive environmental design, enhancement of the green network and promotion of active transport modes.
- 2.6 **Amenity**
Provide comfortable spaces for the community that encourage physical activity, enable a range of uses, and are accessible to all.
- 2.7 **Legibility**
Provide places that are legible, with good lines of sight to key locations, clear connections and easily identifiable elements to help people find their way around.
- 2.8 **Safety**
Optimise safety and security, supporting safe behaviour and use, by maximising opportunities for passive surveillance, integrating safety requirements, and following Crime Prevention through Environmental Design (CPTED) design principles.
- 2.9 **Community**
Respond to local community needs and the wider social context by delivering a mix of public spaces that support a diverse range of people and facilitate social interaction.
- 2.10 **Aesthetics**
Contribute to a unique place identity, high level of amenity, and result in attractive and inviting places through scale, arrangement, articulation and material quality.

OFFICE USE ONLY	
Responsible Officer	Manager Policy & Place
Initial Council Adoption	21 June 2022
Previous Title	
Reviewed / Amended	
Next Review Date	June 2026



CITY OF VINCENT

VIBRANT PUBLIC SPACES POLICY GUIDELINES

CONTENTS

INTRODUCTION

What are the Policy Guidelines?	3
What is a vibrant public space?	3
What is a vibrant public space proposal?	3
Why host a vibrant public space?	3
Who can apply to host a vibrant public space?	3
What are the Design Objectives?	3
Which type of vibrant public space to host?	4

01 STREET FURNITURE

1.1 Design and Location Permissibility	7
1.2 Design Objectives	7
1.3 Design Requirements	7
1.4 Location Requirements	7
1.5 Approval Requirements	8
1.6 Applicant Responsibilities	8
1.7 Approval Process and Compliance	9

02 AFFIXED EATING AREA FURNITURE

2.1 Design and Location Permissibility	10
2.2 Design Objectives	10
2.3 Design Requirements	10
2.4 Location Requirements	10
2.5 Approval Requirements	11
2.6 Applicant Responsibilities	12
2.7 Approval Process and Compliance	13

03 POP-UP PARKLET/ POP-UP EATLET

3.1 Design and Location Permissibility	14
3.2 Design Objectives	14
3.3 Design Requirements	14
3.4 Location Requirements	16
3.5 Approval Requirements	17
3.6 Applicant Responsibilities	17
3.7 Approval Process and Compliance	18

04 PARKLET/ EATLET

4.1 Design and Location Permissibility	19
4.2 Design Objectives	19
4.3 Design Requirements	20
4.4 Location Requirements	22
4.5 Approval Requirements	23
4.6 Applicant Responsibilities	23
4.7 Approval Process and Compliance	25

05 OTHER PROPOSAL

5.1 Design and Location Permissibility	26
5.2 Policy Objectives	26
5.3 Design Objectives	26
5.4 Approval Requirements	27
5.5 Applicant Responsibilities	27
5.6 Approval Process	27



INTRODUCTION

What are the Vibrant Public Space Policy Guidelines?

The Vibrant Public Spaces Policy Guidelines (Guidelines) provide supporting information to assist:

- the City to implement the Vibrant Public Spaces Policy (Policy); and
- local businesses, property owners and not-for-profit/community groups to deliver vibrant public spaces on City owned and managed land.

What is a vibrant public space?

Vibrant public spaces are areas in the public realm that support social interaction and community engagement. They are spaces which provide pedestrian amenity and are for everyone to enjoy.

Vibrant public spaces are dog friendly, and smoke free at all times.

What is a vibrant public space proposal?

Vibrant public space proposals are third party proposals which seek to enhance City of Vincent (City) owned and managed land for the benefit of the community.

Why host a vibrant public space?

Vibrant public spaces add value to the surrounding area by repurposing City owned and managed land. They:

- enhance underutilised space, provide pedestrian amenity and present opportunities for community connection, greening and public art;
- encourage pedestrian movement and activity to activate the public realm;
- support businesses by fostering vibrancy and encouraging people to linger longer; and
- complement the character of the existing streetscape and local neighbourhood and provide opportunities for creative expression.

Who can apply to host a vibrant public space?

Any business, property owner or not-for-profit/community group (applicant) can apply to host a vibrant public space.

What are the Vibrant Public Space Design Objectives?

Every place and streetscape in the City is different and the following set of Design Objectives enable a performance-based approach to vibrant public space proposal assessment.

Vibrant public space proposals need to demonstrate that they achieve the Design Objectives relevant to each proposal type, as outlined in Sections 01-05.

Design Objectives:

1. **Context and character** Respond to and enhance the distinctive characteristics of a local area, contributing to a sense of place.
2. **Landscape quality** Integrate landscape design and contribute to community wellbeing through the protection and/or enhancement of the green network.
3. **Built form and scale** Ensure that massing and height are appropriate and sympathetic to existing built form and the intended future character of the local area.
4. **Functionality and build quality** Meet the needs and expectations of the community, balancing durability, maintenance and service access requirements with aesthetic quality.
5. **Sustainability** Contribute positively to environmental, social and economic outcomes through passive environmental design, enhancement of the green network and promotion of active transport modes.
6. **Amenity** Provide comfortable spaces for the community that encourage physical activity, enable a range of uses, and are accessible to all.
7. **Legibility** Provide places that are legible, with good lines of sight to key locations, clear connections and easily identifiable elements to help people find their way around.
8. **Safety** Optimise safety and security, supporting safe behaviour and use, by maximising opportunities for passive surveillance, integrating safety requirements, and following Crime Prevention through Environmental Design (CPTED) design principles.
9. **Community** Respond to local community needs and the wider social context by delivering a mix of public spaces that support a diverse range of people and facilitate social interaction.
10. **Aesthetics** Contribute to a unique place identity, high level of amenity, and result in attractive and inviting places through scale, arrangement, articulation and material quality.

Which type of vibrant public space to host?

The City accepts applicant proposals for the following vibrant public space types for assessment:

To assist in determining which type to host, refer to the flowchart on page 6.

STREET FURNITURE

Street furniture is:

- any affixed or significantly weighted bench, seat, table, litter bin, planter box, umbrella, light, bicycle rack or other item that may be reasonably characterised as street furniture



street furniture - planter box

AFFIXED EATING AREA FURNITURE

Affixed eating area furniture is:

- any affixed or significantly weighted bench, seat, table, planter box, umbrella, light or other item that may be reasonably characterised as eating area furniture
- associated with an existing approved outdoor eating area for the use, benefit and enjoyment of business patrons, during business operating hours, and the public, out of business operating hours, on City owned and managed land



eating area furniture

POP-UP PARKLET

A pop-up parklet is:

- a small pop-up public park set into the existing streetscape
- for anyone to use at all times, and are not reserved for customers of particular businesses
- the repurposing of part of the street into a small public park through the provision of seating, shade and greenery during a City approved or acknowledged event



pop-up parklet Source: Old Perth Road Collective

POP-UP EATLET

A pop-up eatlet is:

- a pop-up outdoor eating area during business operating hours and small public park out of business operating hours.
- reserved for customers of particular businesses during business operating hours and are available for anyone to use out of business operating hours
- the repurposing of part of the street into a dual purpose outdoor eating area and small public park through the provision of seating, shade and greenery during a City approved or acknowledged event



pop-up eatlet Source: Streetsblog California

PARKLET

A parklet is:

- a small public park set into the existing streetscape
- for anyone to use at all times, and are not reserved for customers of particular businesses
- the repurposing of part of the street into a public space for people through the provision of seating, shade and greenery



parklet

EATLET

An eatlet is:

- an outdoor eating area during business operating hours and small public park out of business operating hours
- reserved for customers of particular businesses during business operating hours and are available for anyone to use out of business operating hours
- the repurposing of part of the street into a dual purpose outdoor eating area and small public park through the provision of seating, shade and greenery



eatlet

OTHER PROPOSAL

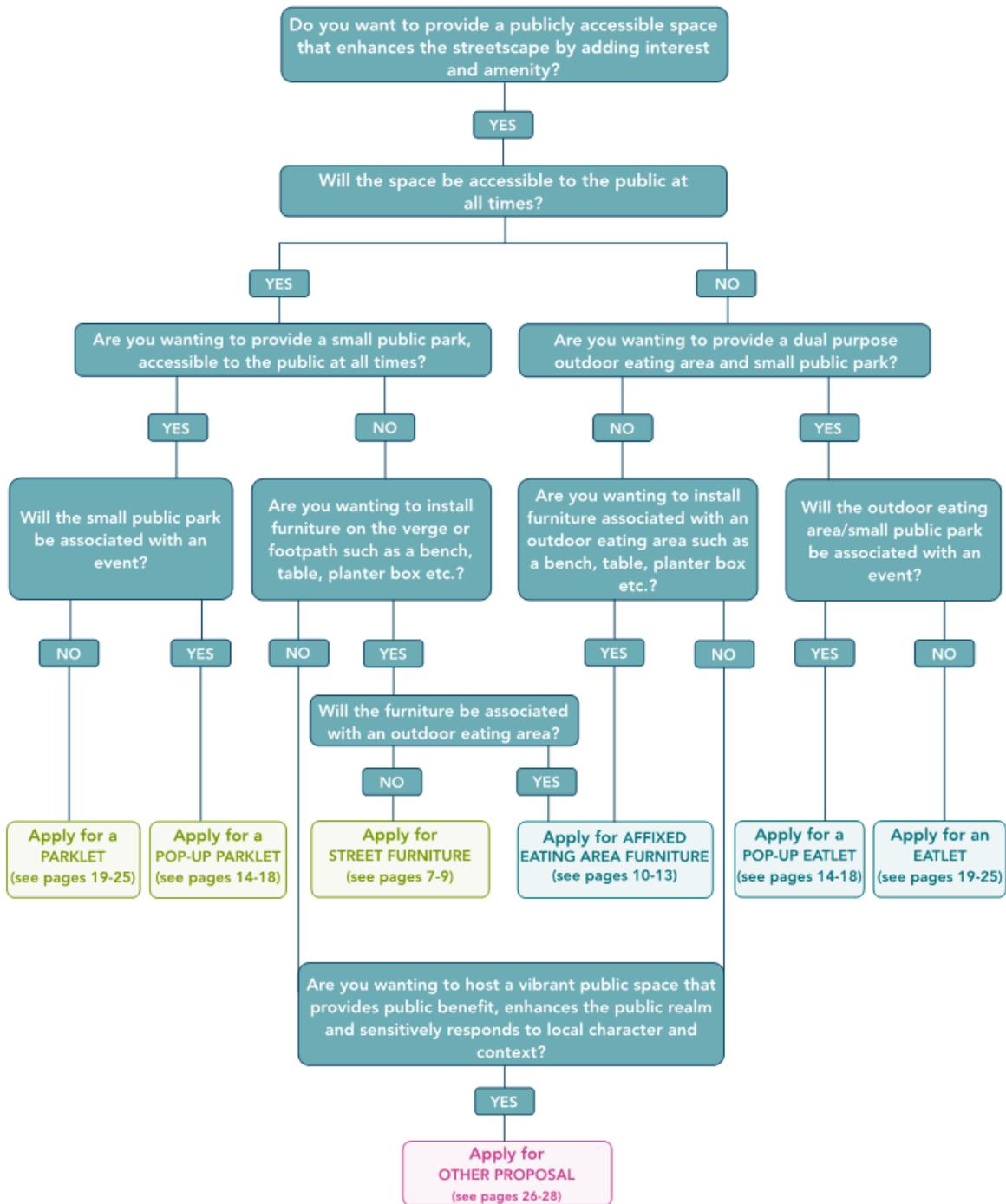
An other proposal is:

- a vibrant public space proposal not specified in the Vibrant Public Spaces Policy which addresses the Policy Objectives and achieves the Vibrant Public Space Design Objectives



other proposal

Which type of vibrant public space to host?



01 STREET FURNITURE

1.1 Design and Location Permissibility

Street furniture proposals that meet the permissibility requirements prescribed in the table below shall be accepted for assessment:

DESIGN & LOCATION PERMISSIBILITY											
Existing Ground	Decked Platform	New Paving	Verge	Footpath	Carriageway	Town Centre	Activity Corridor	Mixed Use	Transit Corridor	Residential	Reserve
Base		Location			Built Form Area						
✓			✓	✓		✓	✓	✓	•	•	

- ✓ permitted
- permitted where located adjacent an existing approved business, excluding a home business

1.2 Design Objectives

DESIGN OBJECTIVES
<p>O1.2.1 Respond to and enhance the distinctive characteristics of a local area, contributing to a sense of place.</p> <p>O1.2.2 Integrate landscape design and contribute to community wellbeing through the protection and/or enhancement of the green network.</p> <p>O1.2.3 Meet the needs and expectations of the community, balancing durability, maintenance and service access requirements with aesthetic quality.</p> <p>O1.2.4 Provide comfortable spaces for the community that encourage physical activity, enable a range of uses, and are accessible to all.</p> <p>O1.2.5 Provide places that are legible, with good lines of sight to key locations, clear connections and easily identifiable elements to help people find their way around.</p> <p>O1.2.6 Optimise safety and security, supporting safe behaviour and use, by maximising opportunities for passive surveillance, integrating safety requirements, and following Crime Prevention through Environmental Design (CPTED) design principles.</p>

1.3 Design Requirements

DESIGN REQUIREMENTS
<p>D1.3.1 Street furniture design including materials, colour and finish shall be in keeping with the surrounding streetscape and streetscape palette.</p> <p>D1.3.2 Street furniture must be of an appropriate scale in relation to other elements of the streetscape and not have the visual or apparent effect of enclosing a public space.</p> <p>D1.3.3 Each bench, seat, table, planter box and bicycle rack, shall be no more than 900mm in height and 1500mm in length, unless additional height and length can be demonstrated to meet Design Objectives O1.2.1 and O1.2.5.</p> <p>D1.3.4 Umbrellas shall have a minimum clearance of 2400mm from the finished ground level to the lowest part of the umbrella canopy.</p> <p>D1.3.5 Street furniture must be made of durable materials and free of protrusions and sharp edges.</p> <p>D1.3.6 Street furniture must be affixed or weighted to the satisfaction of the City and must be able to be removed within a 24 hour period without damage to the footpath, verge or any surrounding service pits. Part or all of the street furniture may need to be temporarily or permanently removed for street improvements, utility work, service access or emergencies.</p> <p>D1.3.7 Business logos, advertising, other branding, and reserved signs are prohibited. A small unobtrusive plaque recognising proposal sponsors and material donors may be acceptable if in line with the Design Objectives.</p>

1.4 Location Requirements

LOCATION REQUIREMENTS
<p>L1.4.1 Street furniture must be located on an existing verge or footpath.</p> <p>L1.4.2 Street furniture shall only be permitted in or adjacent the Town Centre Built Form Area, Activity Corridor Built Form Area, Mixed Use Built Form Area or in or adjacent the Transit Corridor Built Form Area and Residential Built Form Area where located adjacent to an existing business, owned or tenanted by the applicant, excluding a home business.</p>

01 STREET FURNITURE | 02 AFFIXED FURNITURE | 03 POP-UP PARKLET/EATLET | 04 PARKLET/EATLET | 05 OTHER PROPOSAL

LOCATION REQUIREMENTS

L1.4.3 Where street furniture is proposed adjacent to a business or tenancy or encroaches in front of a business or tenancy, the location must be supported by the adjacent business or tenant.

L1.4.4 Street furniture must be located a minimum of 600mm from any service pit or pedestrian ramp.

L1.4.5 Street furniture shall be located to provide a minimum 2000mm width clear pedestrian zone, unless:

- the width cannot be provided due to the design of the existing streetscape;
- no alternative location for street furniture exists in close proximity to the applicant’s business or tenancy; and
- a reduced width can be demonstrated to meet Design Objectives O1.2.4 and O1.2.5.

Where a reduced clear pedestrian zone is deemed appropriate, a minimum width of no less than 1500mm must be maintained at all times.

L1.4.6 Street furniture must be located to ensure the clear pedestrian zone aligns with the clear pedestrian zone in front of neighbouring properties to provide pedestrians with a clear and uninterrupted passage along any footpath.

L1.4.7 Street furniture must be located to provide a minimum 600mm kerb buffer between the face of the kerb and the start of the kerbside zone.

L1.4.8 Street furniture must not impede pedestrian, cyclist or vehicle access and sightlines.

L1.4.9 Street furniture shall be located outside of any clear corner zone as measured at a 45° angle from the corner of a corner lot building, unless the street furniture scale and location can be demonstrated to meet Design Objective O1.2.5.

L1.4.10 Existing street furniture shall not be removed or relocated to accommodate street furniture proposals, unless the proposal can demonstrate it meets the Design Objectives O1.2.1, O1.2.4, O1.2.5 and will contribute to achieving the Policy Objectives. Where the removal or relocation of existing street furniture is supported by the City, it will be at the expense of the applicant unless otherwise scheduled through the City’s streetscape maintenance program.



1.5 Approval Requirements

Street furniture proposals must fulfill the approval requirements prescribed in the table below in order to obtain approval for installation.

APPROVAL REQUIREMENTS											
Adjacent Businesses/ Tenants	21 Days/ Owners/ Occupiers 100m Radius	Website/ Notice in Business Window	Sign on Site/ Local Newspaper	Structural/ Product Certification	Building Approval	Delegated Authority/ Agreement	Planning Approval	Council Decision/ Licence	Application/ Design	Approval	Annual Renewal
Engagement			Approval				Fee				
✓				✓		✓					

✓ required

1.6 Applicant Responsibilities

APPLICANT RESPONSIBILITIES

A1.6.1 Applicant must engage with adjacent businesses and tenants to inform them of the street furniture proposal and to obtain support for the proposal where required in relation to L1.4.3.

A1.6.2 Applicant must provide structural and/or product certification for the street furniture, as specified by the City, prior to approval.

A1.6.3 Applicant must notify the City 24 hours prior to the installation of any approved street furniture, to confirm the installation date and time, and within 24 hours of completing installation, to confirm installation is complete.

APPLICANT RESPONSIBILITIES

A1.6.4 Applicant must hold current a policy of insurance for Public Liability for an amount of not less than \$10,000,000.00 (ten million dollars). A copy of the current certificate is to be provided to the City.

A1.6.5 Where excavation is required, the applicant is responsible for lodging and completing a Dial Before You Dig enquiry prior to the commencement of excavation.

A1.6.6 Where excavation is required, the applicant is responsible for reinstatement to the satisfaction of the City, and the rectification of any damage to the City's infrastructure or any other service within the road reserve as a result of any works.

A1.6.7 Applicant must indemnify the City and its employees, agents or contractors, against all actions, suits, claims, damages, losses and expenses made against or incurred by the City arising from any activity, action or thing performed or erected or installed in accordance with the executed agreement.

A1.6.8 Applicant must ensure street furniture is maintained in a clean, tidy, good, inoffensive and aesthetically appealing condition at all times.

A1.6.9 Applicant must ensure any plants associated with the street furniture are maintained in a healthy, neat and tidy condition at all times.

A1.6.10 Applicant must remove the street furniture or replace any planting, at the applicant's expense, and make good to the satisfaction of the City at the request of the City, public utility provider or the Minister for Lands (if Crown land or Crown road reserve) within 14 days of receiving the request. Reasons for a request to remove street furniture may include but are not limited to streetscape maintenance, required service access and non-compliance with the executed agreement.

A1.6.11 In the case of planned maintenance, the applicant is responsible for the removal, storage and reinstallation of the street furniture.

A1.6.12 Applicant to renew vibrant public spaces agreement.

1.7 Approval Process and Compliance

Street furniture proposals which achieve the design objectives, and where the applicant agrees to fulfill the applicant responsibilities, shall be approved under delegation and an agreement prepared for execution prior to installation.

1	Read the Vibrant Public Spaces Policy and Guidelines
2	Plan your proposal <i>What type of vibrant public space do you want?</i>
3	Express your interest in developing a proposal <i>via mail@vincent.wa.gov.au</i>
4	Meet City representative on site <i>Determine site suitability and discuss proposal ideas</i>
5	Have a conversation with your neighbours <i>Will they support the proposal?</i>
6	Design your proposal in consultation with the City <i>Refer design and location requirements</i>
7	Submit proposal application and plans <i>Include neighbour support and certification information</i>
8	Proposal application assessment <i>Meets requirements? no (return to 6) yes (progress)</i>
9	City prepares proposal application assessment report <i>Proposal recommended for approval or refusal</i>
10	City prepares 24 month vibrant public space agreement <i>Only if proposal application approved</i>
11	Review and sign vibrant public space agreement
12	Vibrant public space agreement executed and issued <i>Requires renewal by specified date</i>
13	Notify City 24 hours prior to installing street furniture and within 24 hours of completing installation
14	Enjoy and maintain the vibrant public space!

- Applicant responsibility
- City of Vincent responsibility

Non-compliance with the executed vibrant public space agreement will result in:

- an onsite inspection to confirm any departures from the agreement;
- written notification to confirm the departures which require remediation; and
- removal of the street furniture, should the departures not be addressed within 21 days of the written notification being issued.



02 AFFIXED EATING AREA FURNITURE

2.1 Design and Location Permissibility

Affixed eating area furniture proposals that meet the permissibility requirements prescribed in the table below shall be accepted for assessment:

DESIGN & LOCATION PERMISSIBILITY											
Existing Ground Surface	Decked Platform	New Paving	Verge	Footpath	Carriageway	Town Centre	Activity Corridor	Mixed Use	Transit Corridor	Residential	Reserve
Base	Location			Built Form Area							
✓			✓	✓		✓	✓	✓	•	•	

- ✓ permitted
- permitted where located adjacent an existing approved business, excluding a home business

2.2 Design Objectives

DESIGN OBJECTIVES
<p>O2.2.1 Respond to and enhance the distinctive characteristics of a local area, contributing to a sense of place.</p> <p>O2.2.2 Integrate landscape design and contribute to community wellbeing through the protection and/or enhancement of the green network.</p> <p>O2.2.3 Meet the needs and expectations of the community, balancing durability, maintenance and service access requirements with aesthetic quality.</p> <p>O2.2.4 Provide comfortable spaces for the community that encourage physical activity, enable a range of uses, and are accessible to all.</p> <p>O2.2.5 Provide places that are legible, with good lines of sight to key locations, clear connections and easily identifiable elements to help people find their way around.</p>

DESIGN OBJECTIVES
<p>O2.2.6 Optimise safety and security, supporting safe behaviour and use, by maximising opportunities for passive surveillance, integrating safety requirements, and following Crime Prevention through Environmental Design (CPTED) design principles.</p> <p>O2.2.7 Contribute to a unique place identity, high level of amenity, and result in attractive and inviting places through scale, arrangement, articulation and material quality.</p>

2.3 Design Requirements

DESIGN REQUIREMENTS
<p>D2.3.1 Affixed eating area furniture design including materials, colour and finish shall have due regard for the surrounding streetscape and streetscape palette.</p> <p>D2.3.2 Affixed eating area furniture must be of an appropriate scale in relation to other elements of the streetscape and not have the visual or apparent effect of enclosing a public space.</p> <p>D2.3.3 Each bench, seat, table, planter box and the like shall be no more than 900mm in height and 1500mm in length, unless additional height and length can be demonstrated to meet Design Objectives O2.2.1 and O2.2.5.</p> <p>D2.3.4 Umbrellas and the like shall have a minimum clearance of 2400mm from the finished ground level to the lowest part of the umbrella canopy.</p> <p>D2.3.5 Affixed eating area furniture must be made of durable materials and free of protrusions and sharp edges.</p> <p>D2.3.6 Affixed eating area furniture must be affixed or weighted to the satisfaction of the City and must be able to be removed within a 24 hour period without damage to the footpath, verge or any surrounding service pits. Part or all of the furniture may need to be temporarily or permanently removed for street improvements, utility work, service access or emergencies.</p> <p>D2.3.7 Business logos, advertising, other branding, and reserved signs are prohibited. A small unobtrusive plaque recognising proposal sponsors and material donors may be acceptable if in line with the Design Objectives.</p>

DESIGN REQUIREMENTS

D2.3.8 Affixed eating area furniture must incorporate Vibrant Public Space signage. The signage is to be supplied by the City and installed by the applicant. The scale of the affixed eating area furniture will determine the scale of signage required. The City shall specify the scale required prior to approval.



Vibrant Public Space Sign Example

2.4 Location Requirements

LOCATION REQUIREMENTS

L2.4.1 Affixed eating area furniture must be located on an existing verge or footpath.

L2.4.2 Affixed eating area furniture shall only be permitted in or adjacent the Town Centre Built Form Area, Activity Corridor Built Form Area, Mixed Use Built Form Area or in or adjacent the Transit Corridor Built Form Area and Residential Built Form Area where located adjacent to an existing business, owned or tenanted by the applicant, excluding a home business.

L2.4.3 Affixed eating area furniture shall only be located in the frontage zone or kerbside zone within an existing approved Outdoor Eating Area in conjunction with an existing approved and current Outdoor Eating Area Permit.



LOCATION REQUIREMENTS

L2.4.4 Where the location of affixed eating area furniture encroaches in front of more than one business or tenancy, the location must be supported by the adjacent business or tenant, and tenancy owner.

L2.4.5 Affixed eating area furniture must be located a minimum of 600mm from any service pit and must be setback from existing street trees and planting, to ensure the health of the tree or planting.

L2.4.6 Affixed eating area furniture shall be located to provide a minimum 2000mm width clear pedestrian zone, unless:

- the width cannot be provided due to the design of the existing streetscape; and
- a reduced width can be demonstrated to meet Design Objectives O2.2.4 and O2.2.5.

Where a reduced clear pedestrian zone is deemed appropriate, a minimum clear pedestrian zone of no less than 1500mm must be maintained at all times.

L2.4.7 Affixed eating area furniture must be located to ensure the clear pedestrian zone aligns with the clear pedestrian zone in front of neighbouring properties to provide pedestrians with a clear and uninterrupted passage along any footpath.

L2.4.8 Affixed eating area furniture must be located to provide a minimum 600mm kerb buffer between the face of the kerb and the start of the kerbside zone.

L2.4.9 Affixed eating area furniture must not impede pedestrian, cyclist or vehicle access and sightlines.

L2.4.10 Affixed eating area furniture shall be located outside of any clear corner zone as measured at a 45° angle from the corner of a corner lot building, unless the street furniture scale and location can be demonstrated to meet Design Objective O2.2.5.

L2.4.11 Existing street furniture shall not be removed or relocated to accommodate new affixed eating area furniture proposals, unless the proposal can demonstrate it meets Design Objectives O2.2.1, O2.2.4, O2.2.5 and will contribute to achieving the Policy Objectives. Where the removal or relocation of existing street furniture is supported by the City, it will be at the expense of the applicant unless otherwise scheduled through the City's streetscape maintenance program.

2.5 Approval Requirements

Affixed eating area furniture proposals must fulfill the approval requirements prescribed in the table below in order to obtain approval for installation.

APPROVAL REQUIREMENTS											
Adjacent Businesses/Tenants	21 Days/ Owners/ Occupiers 100m Radius	Website/ Notice in Business Window	Sign on Site/ Local Newspaper	Structural/ Product Certification	Building Approval	Delegated Authority/ Agreement	Planning Approval	Council Decision/ Licence	Application/ Design	Approval	Annual Renewal
Engagement			Approval					Fee			
✓	o	o		✓		✓				✓	

✓ required

- o required where located in the Transit Corridor Built Form Area or Residential Built Form Area

2.6 Applicant Responsibilities

APPLICANT RESPONSIBILITIES

A2.6.1 Applicant must engage with adjacent businesses and tenants to inform them of the affixed eating area furniture proposal and to obtain support for the proposal where required in relation to L2.4.4.

A2.6.2 Applicant must pay vibrant public space proposal approval fee, as prescribed in the City's annual fees.

A2.6.3 Applicant must provide structural and/or product certification for the affixed eating area furniture, as specified by the City, prior to approval.

A2.6.4 Applicant must notify the City 24 hours prior to the installation of any approved affixed eating area furniture, to confirm the installation date and time, and within 24 hours of completing installation, to confirm installation is complete.

A2.6.5 Applicant must hold current a policy of insurance for Public Liability for an amount of not less than \$10,000,000.00 (ten million dollars). A copy of the current certificate is to be provided to the City.

A2.6.6 Where excavation is required, the applicant is responsible for lodging and completing a Dial Before You Dig enquiry prior to the commencement of excavation.

APPLICANT RESPONSIBILITIES

A2.6.7 Where excavation is required the applicant is responsible for reinstatement to the satisfaction of the City, and the rectification of any damage to the City's infrastructure or any other service within the road reserve as a result of any works.

A2.6.8 Applicant must indemnify the City and its employees, agents or contractors, against all actions, suits, claims, damages, losses and expenses made against or incurred by the City arising from any activity, action or thing performed or erected or installed in accordance with the executed agreement.

A2.6.9 Applicant must permit dogs in the Outdoor Eating Area associated with the affixed eating area furniture.

A2.6.10 Applicant must not permit or encourage smoking in the Outdoor Eating Area associated with the affixed eating area furniture.

A2.6.11 Applicant must ensure affixed eating area furniture is maintained in a clean, tidy, good, inoffensive and aesthetically appealing condition at all times.

A2.6.12 Applicant must ensure any plants associated with the affixed eating area furniture are maintained in a healthy, neat and tidy condition at all times.

A2.6.13 Applicant must remove the affixed eating area furniture or replace any planting, at the applicant's expense, and make good to the satisfaction of the City at the request of the City, public utility provider or the Minister for Lands (if Crown land or Crown road reserve) within 14 days of receiving the request. Reasons for a request to remove affixed eating area furniture may include but are not limited to streetscape maintenance, required service access and non-compliance with the executed agreement.

A2.6.14 In the case of planned maintenance, the applicant is responsible for the removal, storage and reinstallation of the affixed eating area furniture.

A2.6.15 Applicant must report any changes to business or property ownership to the City and ensure that if a change in ownership occurs, the applicant will either remove the affixed eating area furniture or transfer the agreement to the new owner in consultation with the City.

A2.6.16 Applicant to renew vibrant public spaces agreement.

A2.5.17 Applicant must install City provided and prescribed Vibrant Public Space signs prior to installation completion.

2.7 Approval Process and Compliance

Affixed eating area furniture proposals which achieve the design objectives, and where the applicant agrees to fulfill the applicant responsibilities, shall be approved under delegation and an agreement prepared for execution prior to installation.

1	Read the Vibrant Public Spaces Policy and Guidelines
2	Plan your proposal <i>What type of vibrant public space do you want?</i>
3	Express your interest in developing a proposal <i>via mail@vincent.wa.gov.au</i>
4	Meet City representative on site <i>Determine site suitability and discuss proposal ideas</i>
5	Have a conversation with your neighbours <i>Will they support the proposal?</i>
6	Design your proposal in consultation with the City <i>Refer design and location requirements</i>
7	Community engagement and advertising <i>If located in or adjacent the Transit Corridor or Residential Built Form Areas</i>
8	Submit proposal application and plans <i>Include neighbour support and certification information</i>
9	Proposal application assessment <i>Meets requirements? no (return to 6) yes (progress)</i>
10	City prepares proposal application assessment report <i>Proposal recommended for approval or refusal</i>
11	City prepares 24 month vibrant public space agreement <i>Only if proposal application approved</i>
12	Review and sign vibrant public space agreement <i>pay approval fee</i>
13	Vibrant public space agreement executed and issued <i>Requires renewal by specified date</i>
14	Notify City 24 hours prior to installing affixed eating area furniture and within 24 hours of completing installation
15	Enjoy and maintain the vibrant public space!

Applicant responsibility
City of Vincent responsibility

Non-compliance with the executed vibrant public space agreement will result in:

- an onsite inspection to confirm any departures from the agreement;
- written notification to confirm the departures which require remediation; and
- removal of the affixed eating area furniture, should the departures not be addressed within 21 days of the written notification being issued.



03 POP-UP PARKLET/ POP-UP EATLET

3.1 Design and Location Permissibility

Pop-up parklet and pop-up eatlet proposals that meet the permissibility requirements prescribed in the table below shall be accepted for assessment:

DESIGN & LOCATION PERMISSIBILITY											
Existing Ground Surface	Decked Platform	New Paving	Verge	Footpath	Carriageway	Town Centre	Activity Corridor	Mixed Use	Transit Corridor	Residential	Reserve
Base	Location				Built Form Area						
✓					✓	✓	✓	✓	•	•	

- ✓ permitted
- permitted where located adjacent an existing approved business, excluding a home business

3.2 Design Objectives

DESIGN OBJECTIVES
<p>O3.2.1 Respond to and enhance the distinctive characteristics of a local area, contributing to a sense of place.</p> <p>O3.2.2 Integrate landscape design and contribute to community wellbeing through the protection and/or enhancement of the green network.</p> <p>O3.2.3 Contribute positively to environmental, social and economic outcomes through passive environmental design, enhancement of the green network and promotion of active transport modes.</p> <p>O3.2.4 Provide comfortable spaces for the community that encourage physical activity, enable a range of uses, and are accessible to all.</p> <p>O3.2.5 Provide places that are legible, with good lines of sight to key locations, clear connections and easily identifiable elements to help people find their way around.</p>

DESIGN OBJECTIVES
<p>O3.2.6 Optimise safety and security, supporting safe behaviour and use, by maximising opportunities for passive surveillance, integrating safety requirements, and following Crime Prevention through Environmental Design (CPTED) design principles.</p> <p>O3.2.7 Respond to local community needs and the wider social context by delivering a mix of public spaces that support a diverse range of people and facilitate social interaction.</p> <p>O3.2.8 Contribute to a unique place identity, high level of amenity, and result in attractive and inviting places through scale, arrangement, articulation and material quality.</p>

3.3 Design Requirements

DESIGN REQUIREMENTS
<p>D3.3.1 Pop-up parklet and pop-up eatlet materials, colours and finishes shall complement and add interest to the surrounding streetscape and streetscape palette. Materials should be durable and non-reflective, and recycled or sourced locally where possible.</p> <p>D3.3.2 Benches, seats, tables, planter boxes and the like shall be no more than 900mm in height and 1500mm in length, unless additional height and length can be demonstrated to meet Design Objectives O3.2.1 and O3.2.5.</p> <p>D3.3.3 Umbrellas and the like shall have a minimum clearance of 2400mm from the finished ground level to the lowest part of the umbrella canopy.</p> <p>D3.3.4 Pop-up parklets and pop-up eatlets must be free of protrusions and sharp edges.</p> <p>D3.3.5 Pop-up parklets and pop-up eatlets must be able to be removed within a 24 hour period without damage to the footpath, verge or any surrounding service pits.</p> <p>D3.3.6 Non-slip unfixed temporary surface materials, such as astroturf, may be applied to the existing ground surface to enhance a pop-up parklet or pop-up eatlet’s aesthetic appeal.</p> <p>D3.3.7 Pop-up parklet and pop-up eatlet furniture shall be freestanding and removed at the close of business each day and/or weighted to the satisfaction of the City.</p>

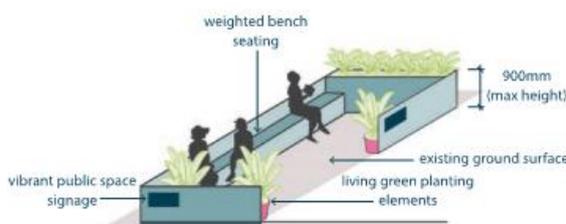
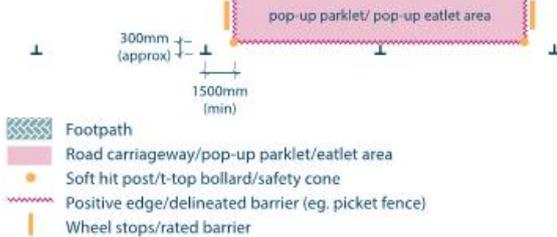
DESIGN REQUIREMENTS

D3.3.8 Pop-up parklets and pop-up eatlets shall be freestanding and not require anchoring into the City’s road infrastructure. If a safety issue presents itself and anchoring is required, this will be assessed and may be approved by the City on a case by case basis.

D3.3.9 Pop-up parklets and pop-up eatlets located where a road closure is not in place must only be accessible from the adjoining footpath via an unobstructed section which must be at least 1500mm wide.

D3.3.10 Pop-up parklets and pop-up eatlets located where a road closure is not in place must include the following safety materials:

- soft hit posts, t-top bollards or 750mm road safety cones at each corner (roadside);
- wheel stops at each end unless the car bay is embayed or adjacent a tree well; and
- rated barriers at each end as specified by the City. These may not be required in all locations.



DESIGN REQUIREMENTS

D3.3.11 Pop-up parklets and pop-up eatlets must have a positive edge along the road and parking bay facing sides to offer adequate protection for users from moving vehicular traffic. The positive edge can take the form of planters, picket fencing, or some other appropriate barrier type to be agreed with the City. The height and scale of the buffer required will vary depending on the local context. For example, on some low-traffic streets, a continuous edge may not be required. The City will determine this on a case by case basis in collaboration with the applicant.

D3.3.12 Pop-up parklets and eatlets shall feel open and welcoming. To ensure pop-up parklets and pop-up eatlets do not have the visual or apparent effect of enclosing a public space, positive edges are not permitted above 900mm in height from the footpath finished floor level, unless additional height is required due to the slope of the site and the proposal can be demonstrated to meet Design Objective O3.2.8.

D3.3.13 Pop-up parklets and pop-up eatlets must incorporate elements of furniture that are available for the community to use throughout the event to ensure there are places for people to sit at all times during the event.

D3.3.14 Business logos, advertising, other branding, and reserved signs are prohibited. A small unobtrusive plaque recognising proposal sponsors and material donors may be acceptable if in line with the Design Objectives.

D3.3.15 Pop-up parklets and pop-up eatlets must have a minimum of two Vibrant Public Space signs installed. These are to be supplied by the City and installed by the applicant prior to installation completion.

D3.3.16 Pop-up parklets and pop-up eatlets must incorporate elements of living green planting (greenery), such as shrubs, succulents or trees. A minimum of 5% of the pop-up area shall be greenery. Artificial man-made green elements are not considered living green planting and are not acceptable alternatives.



Vibrant Public Space Sign Examples

3.4 Location Requirements

LOCATION REQUIREMENTS

L3.4.1 Pop-up parklets and pop-up eatlets must be located on the existing ground surface of a car bay within the road carriageway.

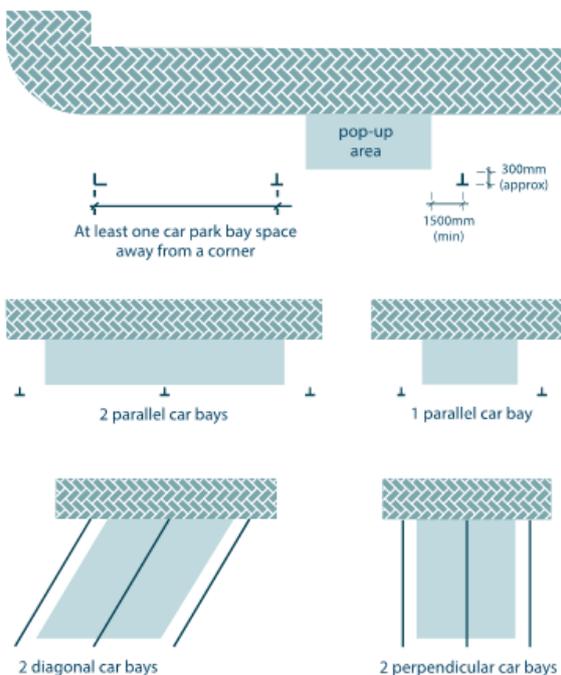
L3.4.2 Pop-up parklets and pop-up eatlets shall only be permitted on roads where the speed limit does not exceed 40km/h, or on roads where traffic calming is in place and the speed limit does not exceed 50km/h.

L3.4.3 Pop-up parklets and pop-up eatlets must not be located on roads classified as Primary Distributor or four lane District Distributor roads, including those with timed clearways in place.

L3.4.4 Pop-up parklets and pop-up eatlets shall generally be setback at least one car park space from a corner, unless a reduced setback can be demonstrated to meet Design Objectives O3.2.5.

L3.4.5 Pop-up parklets and pop-up eatlets may be permitted in on-street, parallel, angled, diagonal, perpendicular and/or paid car parking bays.

L3.4.6 Pop-up parklets and pop-up eatlets shall have a minimum buffer distance of 1500mm between the outer edge of adjacent parking spaces and the edge of the pop-up area.



LOCATION REQUIREMENTS

L3.4.7 Pop-up parklets and pop-up eatlets shall have a minimum buffer distance between the roadside outer edge of the parking space and the edge of the pop-up area (approximately 300mm). This buffer distance will be determined by the City on a case by case basis

L3.4.8 Pop-up parklets and pop-up eatlets shall not be permitted in embayed parking spaces which service public transport, on-demand transport, service vehicles or people with disabilities.

L3.4.9 Pop-up parklets and pop-up eatlets shall only be permitted in or adjacent the Town Centre Built Form Area, Activity Corridor Built Form Area, Mixed Use Built Form Area or in or adjacent the Transit Corridor Built Form Area and Residential Built Form Area where located adjacent to an existing business, owned or tenanted by the applicant, excluding a home business.

L3.4.10 Pop-up parklets and pop-up eatlets shall not impede or negatively impact upon pedestrian, cyclist or vehicular movement, sightlines at road junctions or vehicle access crossovers, or impede emergency vehicle movement.

L3.4.11 A maximum of two parking bays shall be used adjacent to the applicant's business or tenancy.

L3.4.12 The use of more than two bays may be considered where there is support from neighbouring businesses or tenants and a joint vibrant public space proposal application is submitted by the businesses or tenants.

L3.4.13 Weighted furniture must be located a minimum of 600mm from any service pit.

L3.4.14 Pop-up parklets and pop-up eatlets must consider any street trees and planting and maintain a minimum 500mm setback to ensure the health of the tree or planting.

L3.4.15 Existing street trees and planting shall not be removed or relocated to accommodate a pop-up parklet or pop-up eatlet proposal.

L3.4.16 Existing street furniture shall not be removed or relocated to accommodate a pop-up parklet or pop-up eatlet proposal, unless the proposal can demonstrate it meets the Design Objectives O3.2.1, O3.2.4, O3.2.5 and will contribute to achieving the objectives of this Policy. Where the removal or relocation of existing street furniture is supported by the City, it will be at the expense of the applicant unless otherwise scheduled through the City's streetscape maintenance program.

3.5 Approval Requirements

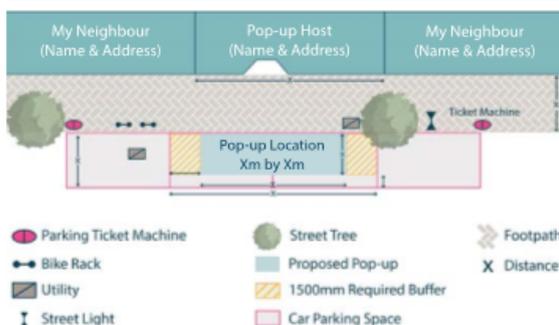
Pop-up parklet and pop-up eatlet proposals must fulfill the approval requirements prescribed in the table below in order to obtain approval for installation.

APPROVAL REQUIREMENTS											
Adjacent Businesses/ Tenants	21 Days/ Owners/ Occupiers 100m Radius	Website/ Notice in Business Window	Sign on Site/ Local Newspaper	Structural/ Product Certification	Building Approval	Delegated Authority/ Agreement	Planning Approval	Council Decision/ Licence	Application/ Design	Approval	Annual Renewal
Engagement			Approval				Fee				
✓				✓		✓					

✓ required

3.6 Applicant Responsibilities

- A3.6.1** Applicant must engage with the event organiser and adjacent businesses and tenants to inform them of the pop-up parklet or pop-up eatlet proposal and to obtain support for the proposal where required in relation to L3.4.12.
- A3.6.2** Applicant must submit complete vibrant public spaces application form inclusive of scaled site plan, proposal precedent imagery and demonstrated neighbour support.
- A3.6.3** Applicant must provide structural and/or product certification for the affixed eating area furniture, as specified by the City, prior to approval.



Site Plan Example

APPLICANT RESPONSIBILITIES

- A3.6.4** Applicant must hold current a policy of insurance for Public Liability for an amount of not less than \$10,000,000.00 (ten million dollars). A copy of the current certificate is to be provided to the City.
- A3.6.5** Applicant must indemnify the City and its employees, agents or contractors, against all actions, suits, claims, damages, losses and expenses made against or incurred by the City arising from any activity, action or thing performed or erected or installed in accordance with the executed agreement.
- A3.6.6** Applicant must notify the City 24 hours prior to the installation to confirm the installation date and time, and within 24 hours of completing installation, to confirm installation is complete.
- A3.6.7** Installation should not take more than six hours and will require a Traffic Management Plan, at the applicant's expense, where the installation works cannot be undertaken from the footpath.
- A3.6.8** Applicant must permit dogs in the pop-up parklet or pop-up eatlet.
- A3.6.9** Applicant must not permit or encourage smoking in the pop-up parklet or pop-up eatlet.
- A3.6.10** Applicant must ensure pop-up parklets and pop-up eatlets are maintained in a clean, tidy, good, inoffensive and aesthetically appealing condition at all times.
- A3.6.11** Applicant must ensure any plants associated with the pop-up parklet or pop-up eatlet are maintained in a healthy, neat and tidy condition at all times.
- A3.6.12** Applicant must remove the pop-up parklet or pop-up eatlet and replace any planting, at the applicant's expense, and make good to the satisfaction of the City at the request of the City or public utility provider within 14 days of receiving the request. Reasons for a request to remove a pop-up parklet or pop-up eatlet may include but are not limited to required service access and non-compliance with the executed agreement.
- A3.6.13** In the case of planned maintenance, the applicant is responsible for the removal, storage and reinstallation of the pop-up parklet or pop-up eatlet.
- A3.6.14** Applicant must report any changes to business or property ownership to the City and ensure that if a change in ownership occurs, the applicant will either remove the pop-up parklet or pop-up eatlet or transfer the agreement to the new owner in consultation with the City.
- A3.6.15** Applicant must install a minimum of two City provided Vibrant Public Space signs prior to installation completion.

3.7 Approval Process and Compliance

Pop-up parklet and pop-up eatlet proposals which meet the design requirements, and where the applicant agrees to fulfill the applicant responsibilities, shall be approved under delegation and an agreement prepared for execution prior to installation.

1	Read the Vibrant Public Spaces Policy and Guidelines
2	Plan your proposal <i>What type of vibrant public space do you want?</i>
3	Express your interest in developing a proposal <i>via mail@vincent.wa.gov.au</i>
4	Meet City representative on site <i>Determine site suitability and discuss proposal ideas</i>
5	Have a conversation with the event organiser and your neighbours <i>Will they support the proposal?</i>
6	Design your proposal in consultation with the City <i>Refer design and location requirements</i>
7	Submit proposal application and plans <i>Include neighbour support and certification information</i>
8	Proposal application assessment <i>Meets requirements? no (return to 6) yes (progress)</i>
9	City prepares application assessment report <i>Proposal recommended for approval or refusal</i>
10	City prepares vibrant public space agreement <i>Only if application approved</i>
11	Review and sign vibrant public space agreement
12	Vibrant public space agreement executed and issued
13	Notify the City <i>24 hours prior to installation and within 24 hours of completing installation</i>
14	Enjoy and maintain the vibrant public space!

Applicant responsibility
City of Vincent responsibility

Non-compliance with the executed vibrant public space agreement will result in:

- an onsite inspection to confirm any departures from the agreement;
- written notification to confirm the departures which require remediation; and
- removal of the pop-up parklet or pop-up eatlet, should the departures not be addressed within 21 days of the written notification being issued.



04 PARKLET/ EATLET

4.1 Design and Location Permissibility

Parklet and eatlet proposals that meet the permissibility requirements prescribed in the table below shall be accepted for assessment:

DESIGN & LOCATION PERMISSIBILITY											
Existing Ground Surface	Decked Platform	New Paving	Verge	Footpath	Carriageway	Town Centre	Activity Corridor	Mixed Use	Transit Corridor	Residential	Reserve
Base	Location			Built Form Area							
✓	✓	✓	✓	✓	✓	✓	✓	✓	•	•	

- ✓ permitted
- permitted where located adjacent an existing approved business, excluding a home business

LIQUOR LICENSING

Parklets are public at all times and are not able to be licensed for the consumption of alcohol.

Eatlets are not public at all times and are able to be licensed during business operating hours. Liquor licences are issued by the Department of Local Government, Sporting & Cultural Industries (DLGSC) Liquor Licensing Directorate and the City may support an applicant's application to license an eatlet subject to the following:

- the liquor licence is to be obtained by the applicant as the eatlet host;
- the liquor licence is to be in conjunction with an approved licensed premise such as an existing restaurant or small bar;
- liquor can only be served in the parklet during business operating hours; and
- the City reserves the right to restrict the hours when alcohol is permitted to be served in the eatlet.

4.2 Design Objectives

DESIGN OBJECTIVES

- O4.2.1 Respond to and enhance the distinctive characteristics of a local area, contributing to a sense of place.
- O4.2.2 Integrate landscape design and contribute to community wellbeing through the protection and/or enhancement of the green network.
- O4.2.3 Ensure that massing and height are appropriate and sympathetic to existing built form and the intended future character of the local area.
- O4.2.4 Meet the needs and expectations of the community, balancing durability, maintenance and service access requirements with aesthetic quality.
- O4.2.5 Contribute positively to environmental, social and economic outcomes through passive environmental design, enhancement of the green network and promotion of active transport modes.
- O4.2.6 Provide comfortable spaces for the community that encourage physical activity, enable a range of uses, and are accessible to all.
- O4.2.7 Provide places that are legible, with good lines of sight to key locations, clear connections and easily identifiable elements to help people find their way around.
- O4.2.8 Optimise safety and security, supporting safe behaviour and use, by maximising opportunities for passive surveillance, integrating safety requirements, and following Crime Prevention through Environmental Design (CPTED) design principles.
- O4.2.9 Respond to local community needs and the wider social context by delivering a mix of public spaces that support a diverse range of people and facilitate social interaction.
- O4.2.10 Contribute to a unique place identity, high level of amenity, and result in attractive and inviting places through scale, arrangement, articulation and material quality.

4.3 Design Requirements

DESIGN REQUIREMENTS

D4.3.1 Parklet and eatlet materials, colours and finishes shall complement and add interest to the surrounding streetscape and streetscape palette. Materials should be durable and non-reflective, and recycled or sourced locally where possible.

D4.3.2 Parklets and eatlets shall transform and enhance underutilised verge, footpath or road carriageway space. They shall be designed to suit individual site locations and shall incorporate the existing ground surface, a decked platform or new paving.

D4.3.3 Where new paving is proposed, the City will consult with the applicant and design the paving enhancements.

The paving works will then be undertaken by the applicant, at the applicant's cost and as prescribed in the City's annual fees and charges, and compliance checked by the City.

D4.3.4 Parklets and eatlets shall not adversely effect the visual permeability of the streetscape and must allow pedestrians on either side of the street to see the opposite side of the street. To maintain visual permeability, continuous opaque walls are not permitted to exceed 900mm in height from the footpath finished floor level.

D4.3.5 Parklets and eatlets shall feel open and welcoming. To ensure parklets and eatlets do not have the visual or apparent effect of enclosing a public space:

- walls are not permitted above 900mm in height from the footpath finished floor level, unless additional height is required due to the slope of the site and the proposal can be demonstrated to meet Design Objectives O4.2.1, O4.2.2, O4.2.7 and O4.2.8;
- alfresco blinds are not permitted;
- clear glazing is permitted to a maximum of 1200mm in height from the footpath finished floor level; and
- each side that does not directly abut the footpath is permitted to consist of a maximum of 25% visually permeable screening, for the sole purpose of supporting plant growth.

D4.3.6 Parklets and eatlet overhead shelter structures, such as a canopy, umbrella, arbour or shade sail, shall have a minimum vertical clearance of 2400mm from the finished ground level to the lowest part of the shelter. Overhead shelter structures must not be attached to an awning or verandah. Where an overhead shelter structure is proposed to be solid, this is to be designed and constructed to ensure stormwater drains to the road carriageway and does not impact upon the pedestrian path.

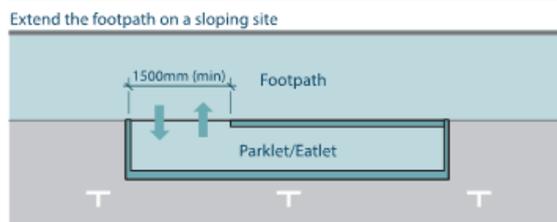
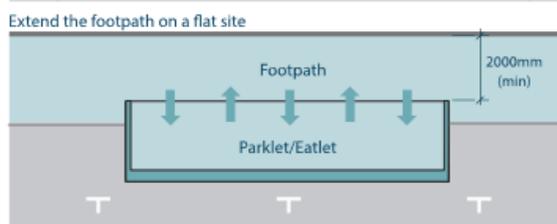
DESIGN REQUIREMENTS

D4.3.7 Parklets and eatlets located in the carriageway must have a positive edge along the road and parking bay facing sides to offer adequate protection for users from moving vehicular traffic. The positive edge must be a minimum of 600mm.

D4.3.8 Parklets and eatlets should be designed as an extension of the footpath and must be open and accessible from the adjoining footpath via an unobstructed flush or ramped section. Where the parklet or eatlet is located on a sloping site, a minimum 1500mm wide unobstructed flush section must be provided.

D4.3.9 Decked parklets and eatlets shall have a maximum gap of 10mm between the deck and the footpath. In the case of a sloping site, the applicant must work with the City to address issues of access.

D4.3.10 Decked platforms located in the carriageway should be freestanding and not require anchoring into the City's road infrastructure. If a safety issue presents itself and anchoring is required, this will be assessed on a case by case basis and will be at the expense of the applicant and will require City approval.



DESIGN REQUIREMENTS

D4.3.11 Parklets and eatlets shall not impede the flow of kerbside drainage. A 150mm x 150mm minimum clear gutter space must be provided along the entire length of the parklet or eatlet adjacent to the kerb. Openings at either end may be covered with screens to prevent debris buildup beneath in the gutter.

D4.3.12 Decked parklets and eatlets must be modular in design to allow access for maintenance (i.e. repairs, clearing debris and streetscape maintenance).

D4.3.13 Decked platforms and any affixed furniture to the existing ground surface or new paving must be able to be removed within a 24 hour period without damage to the footpath, verge or any surrounding service pits. Part or all of the platform or furniture may need to be temporarily or permanently removed for street improvements, utility work, service access or emergencies.

D4.3.14 A minimum of 15% of the total parklet or eatlet area must be living green planting (greenery), such as shrubs, succulents, climbing plants or trees. The required area may be reduced to 10% where trees or climbing plants are incorporated into the design and provide shade canopy. Artificial man-made green elements are not considered living green planting and are not acceptable alternatives.

D4.3.15 Parklets and eatlets located in the carriageway must include the following safety materials:

- soft hit posts (roadside);
- wheel stops affixed at each end unless the car bay is embayed or adjacent a tree well; and
- rated barriers at each end as specified by the City.

D4.3.16 Parklets and eatlets must be free of protrusions and sharp edges.



DESIGN REQUIREMENTS

D4.3.17 Parklets and eatlets must integrate permanent seating to ensure the space remains useable and welcoming after moveable furniture like tables and chairs are put away outside of business hours.

D4.3.18 Solar-powered lighting elements are strongly encouraged on parklets and eatlets. Where the parklet or eatlet has a canopy, the provision of lighting is mandatory. Electric lighting may be permitted but will require an electrical connection to a building and a separate electrical certification and approval.

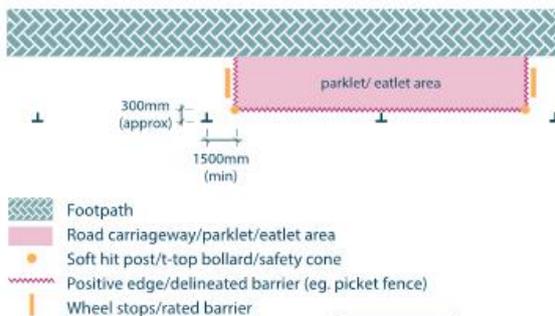
D4.3.19 Integrated bicycle parking is strongly encouraged.

D4.3.20 Business logos, advertising, other branding, and reserved signs are prohibited. A small unobtrusive plaque recognising proposal sponsors and material donors may be acceptable if in line with the Design Objectives.

D4.3.21 Parklets and eatlets must have a minimum of two Vibrant Public Space signs installed. These are to be supplied by the City and installed by the applicant prior to installation completion.



Vibrant Public Space Sign Example



4.4 Location Requirements

LOCATION REQUIREMENTS

L4.4.1 Parklets and eatlets shall only be permitted in or adjacent the Town Centre Built Form Area, Activity Corridor Built Form Area, Mixed Use Built Form Area or in or adjacent the Transit Corridor Built Form Area and Residential Built Form Area where located adjacent to an existing business, owned or tenanted by the applicant, excluding a home business.

L4.4.2 Within the prescribed Built Form Areas, parklets and eatlets shall be located in the:

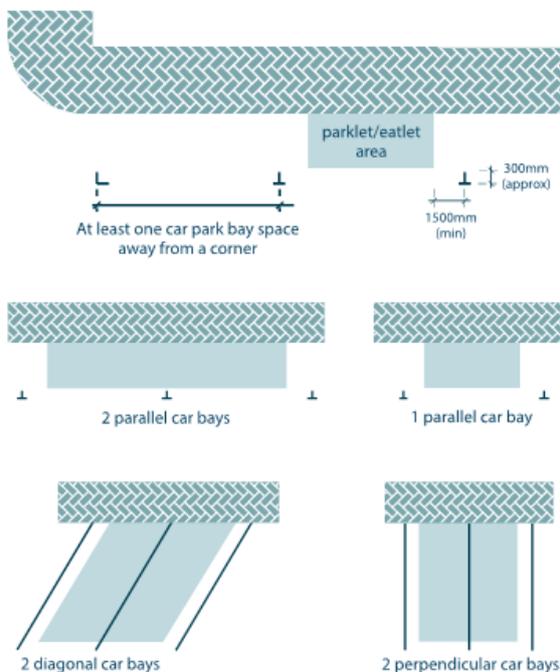
- verge;
- kerb buffer and/or kerbside zone of a footpath; or
- road carriageway.

L4.4.3 Parklets and eatlets shall not be located in the frontage zone.

L4.4.4 Parklets and eatlets shall be located to provide a minimum 2000mm width clear pedestrian zone, unless:

- the width cannot be provided due to the design of the existing streetscape; and
- a reduced width can be demonstrated to meet Design Objectives O4.2.6, O4.2.7 and O4.2.9.

Where a reduced clear pedestrian zone is deemed appropriate, a minimum clear pedestrian zone of no less than 1500mm must be maintained at all times.



LOCATION REQUIREMENTS

L4.4.5 The parklet or eatlet must be located to ensure the clear pedestrian zone aligns with the clear pedestrian zone in front of neighbouring properties to provide pedestrians with a clear and uninterrupted passage along any footpath.

L4.4.6 Parklets and eatlets shall be offset a minimum of 750mm at each end to ensure a minimum 1500mm gap is provided to allow pedestrians to traverse the street.

L4.4.7 Where located in a carriageway, parklets and eatlets shall only be permitted on roads where the speed limit does not exceed 40km/h, or on roads where traffic calming is in place and the speed limit does not exceed 50km/h.

L4.4.8 Where located in a carriageway, parklets and eatlets must not be located on roads classified as Primary Distributor or four lane District Distributor roads, including those with timed clearways in place.

L4.4.9 Where located in a carriageway, parklets and eatlets shall generally be setback at least one car park space from a corner, unless a reduced setback can be demonstrated to meet Design Objectives O4.2.7.

L4.4.10 Where located in a carriageway, parklets and eatlets shall have a minimum buffer distance of 1500mm between the outer edge of adjacent parking spaces and the edge of the parklet/eatlet area.

L4.4.11 Where located in a carriageway, parklets and eatlets shall have a minimum buffer distance between the roadside outer edge of the parking space and the edge of the parklet/eatlet area (approximately 300mm). This distance will be determined by the City on a case by case basis.

L4.4.12 Parklets and eatlets may be permitted in on-street, parallel, angled, diagonal, perpendicular and/or paid car parking bays where demand in the precinct (400m walkable catchment area) does not exceed 85% occupancy.



LOCATION REQUIREMENTS
L4.4.13 Parklets and eatlets shall not be permitted in embayed parking spaces which service public transport, on-demand transport, service vehicles or people with disabilities.
L4.4.14 A maximum of two parking bays shall be used adjacent to the applicant's business or tenancy.
L4.4.15 The use of more than two bays may be considered where there is support from neighbouring businesses or tenants and a joint application is submitted by the businesses or tenants.
L4.4.16 Parklets and eatlets shall not impede or negatively impact upon pedestrian, cyclist or vehicular movement, sightlines at road junctions or vehicle access crossovers, or impede emergency vehicle movement.
L4.4.17 Affixed parklet and eatlet furniture must be located a minimum of 600mm from any service pit.
L4.4.18 Parklets and eatlets must consider any exiting street trees and planting and maintain a minimum 500mm setback to ensure the health of the tree or planting.
L4.4.19 Existing street trees shall not be removed or relocated to accommodate a parklet or eatlet proposal.
L4.4.20 Existing planting shall not be removed or relocated to accommodate a parklet or eatlet proposal, unless the proposal can demonstrate it meets the Design Objectives O4.2.1, O4.2.2, O4.2.5 and will provide additional planting and/or canopy cover.
L4.4.21 Existing street furniture shall not be removed or relocated to accommodate a parklet or eatlet proposal, unless the proposal can demonstrate it meets the Design Objectives O4.2.1, O4.2.5, O4.2.6 and will contribute to achieving the objectives of this Policy. Where the removal or relocation of existing street furniture is supported by the City, it will be at the expense of the applicant unless otherwise scheduled through the City's streetscape maintenance program.
L4.4.22 Within a 400 metre catchment, no more than 20% of the public realm (of eligible areas) may be occupied by eatlets.

4.5 Approval Requirements

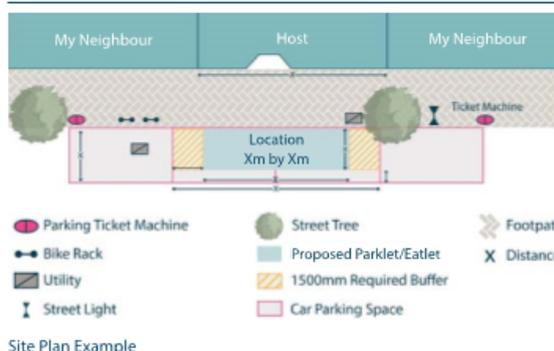
Parklet and eatlet proposals must fulfill the approval requirements prescribed in the table below in order to obtain approval for installation.

APPROVAL REQUIREMENTS											
Adjacent Businesses/ Tenants	21 Days/ Owners/ Occupiers 100m Radius	Website/ Notice in Business Window	Sign on Site/ Local Newspaper	Structural/ Product Certification	Building Approval	Delegated Authority/ Agreement	Planning Approval	Council Decision/ Licence	Application/ Design	Approval	Annual Renewal
Engagement			Approval				Fee				
✓	✓	✓		✓	*	✓			^	✓	

- ✓ required
- building permit required where a proposal exceeds 10sqm in area or 2.4m in height, as building code exemptions do not apply under Building Regulations 2012, Sch 4, Clause 2
- * 10sqm in area or 2.4m in height, as building code exemptions do not apply under Building Regulations 2012, Sch 4, Clause 2
- ^ required where the base is new paving

4.6 Applicant Responsibilities

APPLICANT RESPONSIBILITIES
A4.6.1 Applicant must engage with adjacent businesses and tenants to inform them of the parklet eatlet proposal and to obtain support for the proposal where required in relation to L4.4.15.
A4.6.2 Applicant must submit complete vibrant public space proposal application form inclusive of scaled site plan, proposal precedent imagery and demonstrated neighbour support.
A4.6.3 Applicant must pay application/design and approval fees, as prescribed in the City's annual fees and charges.
A4.6.4 Applicant must provide parklet or eatlet structural certification.



APPLICANT RESPONSIBILITIES

- A4.6.5 Applicant must hold current a policy of insurance for Public Liability for an amount of not less than \$20,000,000.00 (twenty million dollars). A copy of the current certificate is to be provided to the City.
- A4.6.6 Applicant must indemnify the City and its employees, agents or contractors, against all actions, suits, claims, damages, losses and expenses made against or incurred by the City arising from any activity, action or thing performed or erected or installed in accordance with the executed agreement.
- A4.6.7 Where excavation is required, the applicant is responsible for lodging and completing a Dial Before You Dig enquiry prior to the commencement of excavation.
- A4.6.8 Where excavation is required the applicant is responsible for reinstatement to the satisfaction of the City, and the rectification of any damage to the City's infrastructure or any other service within the road reserve as a result of any works.
- A4.6.9 Applicant must notify the City 24 hours prior to the installation to confirm the installation date and time, and within 24 hours of completing installation, to confirm installation is complete.
- A4.6.10 The parklet or eatlet shall primarily be built off site. A Traffic Management Plan, prepared at the applicant's expense, shall be required where the installation works cannot be undertaken from the footpath.
- A4.6.11 Applicant must permit dogs in the parklet or eatlet.
- A4.6.12 Applicant must not permit or encourage smoking in the parklet or eatlet.
- A4.6.13 Applicant must ensure parklets and eatlets are maintained in a clean, tidy, good, inoffensive and aesthetically appealing condition at all times.
- A4.6.14 Applicant must ensure any plants associated with the parklet or eatlet are maintained in a healthy, neat and tidy condition at all times.
- A4.6.15 Applicant must remove any decked platform, affixed street furniture and replace any planting, at the applicant's expense, and make good to the satisfaction of the City at the request of the City or public utility provider within 14 days of receiving the request. Reasons for removal requests may include but are not limited to required service access and non-compliance with the executed agreement.
- A4.6.16 In the case of planned maintenance, the applicant is responsible for the removal, storage and reinstallation of the parklet or eatlet.

APPLICANT RESPONSIBILITIES

- A4.6.17 Applicant must report any changes to business or property ownership to the City and ensure that if a change in ownership occurs, the applicant will either remove any decked platform or affixed furniture or transfer the agreement to the new owner in consultation with the City.
- A4.6.18 Applicant must install a minimum of two City provided Vibrant Public Space signs prior to installation completion.
- A4.6.19 Applicant to renew vibrant public spaces agreement.



4.7 Approval Process and Compliance

Parklet and eatlet proposals which achieve the applicable design requirements, and where the applicant agrees to fulfill the applicant responsibilities, shall be approved under delegation and an agreement prepared for execution prior to installation.

1	Read the Vibrant Public Spaces Policy and Guidelines
2	Plan your proposal <i>What type of vibrant public space do you want?</i>
3	Express your interest in developing a proposal <i>via mail@vincent.wa.gov.au</i>
4	Meet City representative on site <i>Determine site suitability and discuss proposal ideas</i>
5	Have a conversation with your neighbours <i>Will they support the proposal?</i>
6	Design your proposal in consultation with the City <i>Pay design fee if applicable</i>
7	Submit proposal application, plans and pay applicable fee <i>Include neighbour support and certification information</i>
8	Community engagement and advertising <i>Refer engagement requirements</i>
9	Finalise proposal application <i>Revise following community engagement as required</i>
10	Submit complete proposal application <i>Refer proposal application form and checklist</i>
11	Proposal application assessment <i>Meets requirements? no (return to 6) yes (progress)</i>
12	City prepares proposal application assessment report <i>Proposal recommended for approval or refusal</i>
13	City prepares vibrant public space agreement <i>Only if proposal application approved</i>
14	Review and sign vibrant public space agreement <i>Pay approval fee</i>
15	Vibrant public space agreement issued <i>Requires renewal by specified date</i>
16	City completes paving enhancement works <i>For applicable proposal applications</i>
17	Applying for a liquor licence for your eatlet? <i>Prepare and submit licence application to DLGSC</i>
18	Notify City 24 hours prior to installation and within 24 hours of completing installation
19	Enjoy and maintain the vibrant public space!

Applicant responsibility
City of Vincent responsibility



Non-compliance with the executed vibrant public space agreement will result in:

- an onsite inspection to confirm any departures from the agreement;
- written notification to confirm the departures which require remediation; and
- removal of the parklet or eatlet, should the departures not be addressed within 21 days of the written notification being issued.

05 OTHER PROPOSAL

5.1 Design and Location Permissibility

Other proposals shall be accepted for assessment where a complete vibrant public spaces application form is submitted, inclusive of justification regarding how the proposal:

- is publicly accessible;
- provides public benefit;
- addresses Policy Objectives; and
- meets the Design Objectives 05.2.1 - 05.2.10.

5.2 Design Objectives

DESIGN OBJECTIVES
05.2.1 Respond to and enhance the distinctive characteristics of a local area, contributing to a sense of place.
05.2.2 Integrate landscape design and contribute to community wellbeing through the protection and/or enhancement of the green network.
05.2.3 Ensure that massing and height are appropriate and sympathetic to existing built form and the intended future character of the local area.
05.2.4 Meet the needs and expectations of the community, balancing durability, maintenance and service access requirements with aesthetic quality.
05.2.5 Contribute positively to environmental, social and economic outcomes through passive environmental design, enhancement of the green network and promotion of active transport modes.
05.2.6 Provide comfortable spaces for the community that encourage physical activity, enable a range of uses, and are accessible to all.
05.2.7 Provide places that are legible, with good lines of sight to key locations, clear connections and easily identifiable elements to help people find their way around.
05.2.8 Optimise safety and security, supporting safe behaviour and use, by maximising opportunities for passive surveillance, integrating safety requirements, and following Crime Prevention through Environmental Design (CPTED) design principles.

DESIGN OBJECTIVES
05.2.9 Respond to local community needs and the wider social context by delivering a mix of public spaces that support a diverse range of people and facilitate social interaction.
05.2.10 Contribute to a unique place identity, high level of amenity, and result in attractive and inviting places through scale, arrangement, articulation and material quality.

5.3 Approval Requirements

Other proposals must fulfill the approval requirements prescribed in the table below in order to obtain approval.

APPROVAL REQUIREMENTS											
Adjacent Businesses/Tenants	28 Days/ Owners/ Occupiers 200m Radius	Website/ Notice in Business Window	Sign on Site/ Local Newspaper	Structural/ Product Certification	Building Approval	Delegated Authority/ Agreement	Planning Approval	Council Decision/ Licence	Application/ Design	Approval	Annual Renewal
Engagement			Approval				Fee				
✓	✓		✓	✓	*		✓	✓	✓	✓	✓

- ✓ required
- building permit required where a proposal exceeds 10sqm in area or 2.4m in height, as building code exemptions do not apply under Building Regulations 2012, Sch 4, Clause 2
- * 10sqm in area or 2.4m in height, as building code exemptions do not apply under Building Regulations 2012, Sch 4, Clause 2

5.4 Applicant Responsibilities

APPLICANT RESPONSIBILITIES	APPLICANT RESPONSIBILITIES
<p>A5.4.1 Applicant must engage with adjacent businesses and tenants to inform them of the proposal.</p>	<p>A5.4.13 Applicant must remove any affixed structures, at the applicant's expense, and make good to the satisfaction of the City at the request of the City or public utility provider within 14 days of receiving the request. Reasons for removal requests may include but are not limited to required service access and non-compliance with the executed licence.</p>
<p>A5.4.2 Applicant must complete vibrant public space proposal application form inclusive of scaled site plan, proposal precedent imagery and demonstrated neighbour support.</p>	<p>A5.4.14 In the case of planned maintenance, the applicant is responsible for the removal, storage and reinstallation of the vibrant public space.</p>
<p>A5.4.3 Applicant must pay application/design and approval fees, as prescribed in the City's annual fees and charges.</p>	<p>A5.4.15 Applicant must report any changes to business or property ownership to the City and ensure that if a change in ownership occurs, the applicant will either remove any affixed structures or transfer the licence to the new owner in consultation with the City.</p>
<p>A5.4.4 Applicant must provide structural or product certification as determined by the City.</p>	<p>A5.4.16 Applicant to renew vibrant public spaces agreement and pay renewal fee as prescribed in the City's annual fees and charges.</p>
<p>A5.4.5 Applicant must indemnify the City and its employees, agents or contractors, against all actions, suits, claims, damages, losses and expenses made against or incurred by the City arising from any activity, action or thing performed or erected or installed in accordance with the executed licence.</p>	<p>A5.4.17 Applicant must install City provided and prescribed Vibrant Public Space signs prior to installation completion.</p>
<p>A5.4.6 Applicant must hold current a policy of insurance for Public Liability for an amount of not less than \$20,000,000.00 (twenty million dollars). A copy of the current certificate is to be provided to the City.</p>	<h3>5.5 Approval Process</h3>
<p>A5.4.7 Where excavation is required, the applicant is responsible for lodging and completing a Dial Before You Dig enquiry prior to the commencement of excavation.</p>	<p>Other proposals which demonstrate they are publicly accessible and address and achieve the Policy Objectives and Design Objectives O5.2.1 - O5.2.10 shall be progressed through the following approvals process.</p>
<p>A5.4.8 Where excavation is required the applicant is responsible for reinstatement to the satisfaction of the City, and the rectification of any damage to the City's infrastructure or any other service within the road reserve as a result of any works.</p>	
<p>A5.4.9 Applicant must permit dogs in the vibrant public space.</p>	
<p>A5.4.10 Applicant must not permit or encourage smoking in the vibrant public space.</p>	
<p>A5.4.11 Applicant must ensure the vibrant public space is maintained in a clean, tidy, good, inoffensive and aesthetically appealing condition at all times.</p>	
<p>A5.4.12 Applicant must ensure any plants associated with the vibrant public space are maintained in a healthy, neat and tidy condition at all times.</p>	

01 STREET FURNITURE | 02 AFFIXED FURNITURE | 03 POP-UP PARKLET/EATLET | 04 PARKLET/EATLET | 05 OTHER PROPOSAL

1	Read the Vibrant Public Spaces Policy and Guidelines
2	Plan your proposal <i>What type of vibrant public space do you want?</i>
3	Express your interest in developing a proposal <i>via mail@vincent.wa.gov.au</i>
4	Meet City representative on site <i>Determine site suitability and discuss proposal ideas</i>
5	Have a conversation with your neighbours <i>Will they support the proposal?</i>
6	Design your proposal in consultation with the City <i>Refer design and location requirements and present to City's Design Review Panel if applicable</i>
7	Submit proposal application, plans and pay application fee <i>Include neighbour support and justification information</i>
8	Community engagement and advertising <i>Refer engagement requirements</i>
9	Finalise application <i>Revise following community engagement as required</i>
10	Submit complete application for Council consideration <i>Refer application form and checklist</i>
11	Proposal application assessment <i>Meets requirements and Policy & Design Objectives?</i> <i>no (refusal - cease approvals process)</i> <i>yes (recommended for approval - progress to 12)</i>
12	City prepares Council report and licence terms <i>Draft licence terms provided to applicant</i>
13	Applicant reviews licence terms <i>Agrees to the terms in writing to progress proposal</i>
14	Vibrant public space report presented to Council <i>Recommending Council endorse proposal application, Development Application (if applicable) and licence for signing</i>
15	Council endorse recommendation? <i>no (cease approvals process)</i> <i>yes (progress to 16)</i>
16	Development Application signed by City <i>Development application approved under delegated authority or returned to Council for decision if required</i>
17	Licence signed by City <i>Licence executed following Development Application approval under delegated authority or by Council</i>
18	Pay applicable approval fee <i>As prescribed in the City's annual fees and charges</i>
19	Notify City 24 hours prior to installation and within 24 hours of completing installation
20	Enjoy and maintain the vibrant public space!

Applicant responsibility
City of Vincent responsibility



Source: Abacus Espresso Project: Electric Lane, Leederville



Source: Divisare Designer: 100 Architects Project: Hang Out
Photo: Amey Kandalgaonkar - Pudong, Shanghai

VIBRANT PUBLIC SPACES POLICY



Legislation / local law requirements	<i>Building Act 2011</i> <i>Building Regulations 2012</i> <i>Local Government Act 1995</i> <i>Local Government (Uniform Local Provisions) Regulations 1996</i> <i>Land Administration Act 1997</i> <i>Planning and Development Act 2005</i> <i>Planning and Development (Local Planning Schemes) Regulations 2015</i> <i>Local Government Property Local Law 2021</i>
Relevant delegations	2.2.10 Obstruction of footpaths and thoroughfares under the <i>Local Government Act 1995</i> 2.2.30 Delegation of execution of documents under the <i>Local Government Act 1995</i>
Related policies, procedures and supporting documentation	Local Planning Policy 7.1.1 – Built Form Local Planning Policy 7.5.1 – Minor Nature Development Policy 2.2.4 – Verge Treatments, Planting and Beautification

PART 1 - PRELIMINARY

INTRODUCTION

The City of Vincent Strategic Community Plan 2018 - 2028 (SCP) sets the community vision, priorities and aspirations for the City and includes the Thriving Places priority: *“Our vibrant places and spaces are integral to our identity, economy and appeal. We want to create, enhance and promote great places and spaces for everyone to enjoy”.*

To achieve this priority, the Vibrant Public Spaces Policy (Policy) seeks to facilitate public and private investment in the public realm for the benefit of the community.

PURPOSE

The purpose of this Policy and its Vibrant Public Spaces Policy Guidelines (Guidelines) is to provide guidance on the permissibility, requirements and management responsibilities for third party (applicant) proposals to deliver vibrant public spaces on City owned and managed land.

POLICY OBJECTIVES

The objectives of this Policy and its Guidelines are to ensure vibrant public space proposals:

1. achieve the Vibrant Public Space Design Objectives (Design Objectives);
2. facilitate public and private investment in the public realm for the benefit of the community;
3. encourage pedestrian activity and social interaction;
4. enhance the public realm and sensitively respond to local character and context; and
5. achieve design outcomes that meet community expectations.

VIBRANT PUBLIC SPACES POLICY



POLICY OPERATION

The Policy and its Guidelines are performance-based. The performance-based approach is applied through a set of Design Objectives to enable site-specific outcomes to be achieved. This reflects that every place and streetscape is different and allows design to be tailored to the local context and specific needs and characteristics of each place.

Vibrant public space proposals need to demonstrate that they achieve the Design Objectives relevant to each proposal type, as outlined in the Guidelines.

While addressing the applicable design requirements and location requirements, as outlined in the Guidelines, is likely to achieve the Design Objectives, they are not a deemed-to-comply pathway and the proposal will be assessed in the context of the entire design solution to ensure the Design Objectives are achieved. Proposals may also satisfy the Design Objectives via alternative means or solutions.

SCOPE

This Policy and its Guidelines apply to vibrant public space proposals on City owned and managed land including:

- **City freehold land:** land which the City owns and is listed as the registered proprietor on the Certificate of Title, such as a park or other public open space;
- **Crown reserve:** parks or public recreation areas reserved by the Minister for Lands for a purpose in the public interest and vested (pursuant to a Manager Order or other vesting document) in the City under section 46 of the Land Administration Act 1997; and
- **road reserve:** the verge, kerb, carriageway and footpath areas adjacent to road which the City has care, control and management of under section 55(2) of the Land Administration Act 1997.

This Policy does not apply to structures, developments or infrastructure proposed on City owned and managed land by a public authority. Such proposals are to be considered in accordance with the *Public Works Act 1902*, the *Main Roads Act 1930* or other enabling legislation.

PART 2 - POLICY PROVISIONS

DEFINITIONS

adjacent means that on which a vibrant public space proposal sits.

affixed eating area furniture means any affixed or significantly weighted bench, seat, table, planter box, umbrella, light or other item that may be reasonably characterised as eating area street furniture for the use, benefit and enjoyment of business patrons, during business operating hours, and the public, out of business operating hours.

base means that on which a vibrant public space proposal sits.

VIBRANT PUBLIC SPACES POLICY



carriageway means a portion of road that is designed or ordinarily used for vehicular traffic, and includes the shoulders, and areas, including embayments, at the side or centre of the carriageway, used for the stopping or parking of vehicles.

clear corner zone means the area as measured at a 45° angle from the building corner left clear of any structures for the free passage of the public within the footpath and the carriageway.

clear pedestrian zone means the area within the footpath section of the road reserve left clear and of any structures for pedestrian travel which must be maintained at all times for the free passage of the public.

decked platform means a horizontal surface or structure raised above or flush with the ground level of the surrounding area. A decked platform can form the base of a parklet, eatlet or other proposal.

eatlet means an outdoor eating area during business operating hours and small public park out of business operating hours. Eatlets are reserved for customers of particular businesses during business operating hours and are available for anyone to use out of business operating hours. An eatlet repurposes part of the street into a dual purpose outdoor eating area and small public park through the provision of seating, shade and greenery.

footpath means the part of the road reserve designated and built for the movement and rest of pedestrians.

frontage zone means the area immediately adjacent to the abutting property between the property boundary and the end of the clear pedestrian zone.

kerb buffer means the 600mm minimum space maintained clear at all times between the face of the kerb and the start of either the kerbside zone or the clear pedestrian zone.

kerbside zone means the area between the end of the kerb buffer and the clear pedestrian zone.

new paving means paving that was not previously there. New paving can form the base of a parklet, eatlet or other proposal.

outdoor eating area means an outdoor eating facility or establishment on any part of a public place in which furniture is provided for the purpose of the supply of food or drink to the public or the consumption of food or drink by the public, but does not include such a facility or establishment on private land.

outdoor eating area permit means a permit granted by the City to an approved food premises and/or licensed premises allowing the footpath to be used by for the service of food and drink and/or the placement of temporary furniture during business operating hours.

parklet means a small public park set into the existing streetscape. Parklets are for anyone to use at all times, and are not reserved for customers of particular businesses. Parklets repurposes part of the street into a public space for people through the provision of seating, shade and greenery.

pop-up eatlet means a pop-up outdoor eating area during business operating hours and small public park out of business operating hours. Pop-up eatlets are reserved for customers of particular businesses during business operating hours and are available for anyone to use out of business operating hours. A pop-up eatlet repurposes part of the street into a dual purpose outdoor eating area and small public park through the provision of seating, shade and greenery during a City approved or acknowledged event.

VIBRANT PUBLIC SPACES POLICY



pop-up parklet means a small pop-up public park set into the existing streetscape. Pop-up parklets are for anyone to use at all times, and are not reserved for customers of particular businesses. Pop-up parklets repurposes part of the street into a small public park through the provision of seating, shade and greenery during a City approved or acknowledged event.

public authority means a Minister of the State; an agency, authority or instrumentality of the State; or a local government; or a body, whether corporate or unincorporate, that is established or continued for a public purpose under a written law.

public realm means all public spaces including thoroughfare or streets, public car parks, reserves/public open space, civic squares and other areas used by and accessible to the community.

street furniture means any affixed or weighted bench, seat, table, litter bin, planter box, light, umbrella, bicycle rack or other item that may be reasonably characterised as street furniture for the use, benefit and enjoyment of the public on City owned and managed land.

t-top bollard means any flexible bollard with reflective bands in order to increase visibility. These are considered to be a temporary safety measure, used to direct vehicle and pedestrian traffic.

verge means that part of a thoroughfare or street between the carriageway and the land which abuts the thoroughfare, but does not include a footpath.

vibrant public space means an area in the public realm that supports social interaction and community engagement, and provides pedestrian amenity for everyone to enjoy.

vibrant public space proposal means any third party proposal which seeks to enhance City owned and managed land for the benefit of the community.

POLICY

1. Permissibility and Assessment

The suitability of utilising public space to facilitate vibrant public space proposals is site specific and dependent on the individual streetscape and context relevant to each proposal.

- 1.1 Vibrant public space proposals are to achieve the applicable Design Objectives, address the applicable design and location requirements, and meet the approval requirements as prescribed in Table 1 and the Guidelines.
- 1.2 Vibrant public space proposal applicants are to meet the applicable applicant responsibilities as prescribed in the Guidelines.
- 1.3 Where a proposal type is not specified or the proposal does not meet the permissibility or requirements as prescribed in Table 1, the proposal may be considered under 'other proposal' type and assessed against the Design Objectives.
- 1.4 Proposals that do not meet the Design Objectives shall not be progressed through the approvals process and shall not be approved.

VIBRANT PUBLIC SPACES POLICY



Table 1.

	DESIGN & LOCATION PERMISSIBILITY											APPROVAL REQUIREMENT														
	Existing Ground Surface	Decked Platform	New Paving	Verge	Footpath	Carriageway	Town Centre	Activity Corridor	Mixed Use	Transit Corridor	Residential	Reserve	Adjacent Businesses/ Tenants	21 Days/ Owners/ Occupiers 100m Radius	Website/ Notice in Business Window	28 Days/ Owners/ Occupiers 200m Radius	Sign on Site/ Local Newspaper	Structural/ Product Certification	Building Approval	Delegated Authority/ Agreement	Development Application/ Planning Approval	Council Decision/ Licence	Application/ Design Approval	Annual Renewal		
✓ permitted or required																										
+ complete vibrant public space proposal application received for assessment																										
• permitted where located adjacent an existing approved business, excluding a home business																										
○ required where located in the Transit Corridor Built Form Area or Residential Built Form Area																										
* building permit required where a proposal exceeds 10sqm in area or 2.4m in height, as building code exemptions do not apply under Building Regulations 2012, Sch 4, Clause 2																										
^ required where the base is new paving																										
VIBRANT PUBLIC SPACE TYPE ¹	Base	Location	Built Form Area ²	Engagement ³	Approval	Fee																				
STREET FURNITURE	✓		✓	✓	✓	✓	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	
AFFIXED EATING AREA FURNITURE	✓		✓	✓	✓	✓	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	
POP-UP PARKLET / POP-UP EATLET	✓		✓	✓	✓	✓	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	
PARKLET / EATLET	✓	✓	✓	✓	✓	✓	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	•	
OTHER PROPOSAL	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	+	

1 The listed vibrant public space types are not permitted in the Reserve Built Form Area. Where vibrant public space proposals are proposed in the Reserve Built Form Area, they shall not be progressed through the approvals process and shall not be approved.

2 The listed Built Form Area means the area identified by the same name in [Local Planning Policy 7.1.1 - Built Form](#). The Built Form Area permissibility relates to City owned and managed land within and adjacent to the specified Built Form Area.

3 Where proposals meet the design and location requirements prescribed in the Guidelines, engagement will be undertaken to inform the community. Where proposals are classified as 'other proposal' or do not meet the design and location requirements, engagement will be undertaken to consult with the community.

2. Design Objectives

Achieving good vibrant public space design requires reconciling a range of different, often competing, objectives, which vary according to the scale, context and type of vibrant public space proposed. Good vibrant public space design requires application of design-thinking in the context of addressing local challenges as well as a performance-based approach to assessment.

In the context of State Planning Policy 7.0 *Design of the Built Environment* (WAPC, 2019)(SPP 7.0) and 7.2 *Precinct Design* (WAPC, 2021)(SPP 7.2), the Design Objectives listed below have been developed to specify the role of vibrant public space design in achieving the objectives of this Policy and addressing the principles and outcomes of SPP 7.0 and SPP 7.2.

- 2.1 **Context and character**
Respond to and enhance the distinctive characteristics of a local area, contributing to a sense of place.
- 2.2 **Landscape quality**
Integrate landscape design and contribute to community wellbeing through the protection and/or enhancement of the green network.

VIBRANT PUBLIC SPACES POLICY



- 2.3 **Built form and scale**
Ensure that massing and height are appropriate and sympathetic to existing built form and the intended future character of the local area.
- 2.4 **Functionality and build quality**
Meet the needs and expectations of the community, balancing durability, maintenance and service access requirements with aesthetic quality.
- 2.5 **Sustainability**
Contribute positively to environmental, social and economic outcomes through passive environmental design, enhancement of the green network and promotion of active transport modes.
- 2.6 **Amenity**
Provide comfortable spaces for the community that encourage physical activity, enable a range of uses, and are accessible to all.
- 2.7 **Legibility**
Provide places that are legible, with good lines of sight to key locations, clear connections and easily identifiable elements to help people find their way around.
- 2.8 **Safety**
Optimise safety and security, supporting safe behaviour and use, by maximising opportunities for passive surveillance, integrating safety requirements, and following Crime Prevention through Environmental Design (CPTED) design principles.
- 2.9 **Community**
Respond to local community needs and the wider social context by delivering a mix of public spaces that support a diverse range of people and facilitate social interaction.
- 2.10 **Aesthetics**
Contribute to a unique place identity, high level of amenity, and result in attractive and inviting places through scale, arrangement, articulation and material quality.

OFFICE USE ONLY	
Responsible Officer	Manager Policy & Place
Initial Council Adoption	21 June 2022
Previous Title	
Reviewed / Amended	
Next Review Date	June 2026



CITY OF VINCENT

VIBRANT PUBLIC SPACES POLICY GUIDELINES

CONTENTS

INTRODUCTION

What are the Policy Guidelines?	3
What is a vibrant public space?	3
What is a vibrant public space proposal?	3
Why host a vibrant public space?	3
Who can apply to host a vibrant public space?	3
What are the Design Objectives?	3
Which type of vibrant public space to host?	4

01 STREET FURNITURE

1.1 Design and Location Permissibility	7
1.2 Design Objectives	7
1.3 Design Requirements	7
1.4 Location Requirements	7
1.5 Approval Requirements	8
1.6 Applicant Responsibilities	8
1.7 Approval Process and Compliance	9

02 AFFIXED EATING AREA FURNITURE

2.1 Design and Location Permissibility	10
2.2 Design Objectives	10
2.3 Design Requirements	10
2.4 Location Requirements	10
2.5 Approval Requirements	11
2.6 Applicant Responsibilities	12
2.7 Approval Process and Compliance	13

03 POP-UP PARKLET/ POP-UP EATLET

3.1 Design and Location Permissibility	14
3.2 Design Objectives	14
3.3 Design Requirements	14
3.4 Location Requirements	16
3.5 Approval Requirements	17
3.6 Applicant Responsibilities	17
3.7 Approval Process and Compliance	18

04 PARKLET/ EATLET

4.1 Design and Location Permissibility	19
4.2 Design Objectives	19
4.3 Design Requirements	20
4.4 Location Requirements	22
4.5 Approval Requirements	23
4.6 Applicant Responsibilities	23
4.7 Approval Process and Compliance	25

05 OTHER PROPOSAL

5.1 Design and Location Permissibility	26
5.2 Policy Objectives	26
5.3 Design Objectives	26
5.4 Approval Requirements	27
5.5 Applicant Responsibilities	27
5.6 Approval Process	27



INTRODUCTION

What are the Vibrant Public Space Policy Guidelines?

The Vibrant Public Spaces Policy Guidelines (Guidelines) provide supporting information to assist:

- the City to implement the Vibrant Public Spaces Policy (Policy); and
- local businesses, property owners and not-for-profit/community groups to deliver vibrant public spaces on City owned and managed land.

What is a vibrant public space?

Vibrant public spaces are areas in the public realm that support social interaction and community engagement. They are spaces which provide pedestrian amenity and are for everyone to enjoy.

Vibrant public spaces are dog friendly, and smoke free at all times.

What is a vibrant public space proposal?

Vibrant public space proposals are third party proposals which seek to enhance City of Vincent (City) owned and managed land for the benefit of the community.

Why host a vibrant public space?

Vibrant public spaces add value to the surrounding area by repurposing City owned and managed land. They:

- enhance underutilised space, provide pedestrian amenity and present opportunities for community connection, greening and public art;
- encourage pedestrian movement and activity to activate the public realm;
- support businesses by fostering vibrancy and encouraging people to linger longer; and
- complement the character of the existing streetscape and local neighbourhood and provide opportunities for creative expression.

Who can apply to host a vibrant public space?

Any business, property owner or not-for-profit/community group (applicant) can apply to host a vibrant public space.

What are the Vibrant Public Space Design Objectives?

Every place and streetscape in the City is different and the following set of Design Objectives enable a performance-based approach to vibrant public space proposal assessment.

Vibrant public space proposals need to demonstrate that they achieve the Design Objectives relevant to each proposal type, as outlined in Sections 01-05.

Design Objectives:

1. **Context and character** Respond to and enhance the distinctive characteristics of a local area, contributing to a sense of place.
2. **Landscape quality** Integrate landscape design and contribute to community wellbeing through the protection and/or enhancement of the green network.
3. **Built form and scale** Ensure that massing and height are appropriate and sympathetic to existing built form and the intended future character of the local area.
4. **Functionality and build quality** Meet the needs and expectations of the community, balancing durability, maintenance and service access requirements with aesthetic quality.
5. **Sustainability** Contribute positively to environmental, social and economic outcomes through passive environmental design, enhancement of the green network and promotion of active transport modes.
6. **Amenity** Provide comfortable spaces for the community that encourage physical activity, enable a range of uses, and are accessible to all.
7. **Legibility** Provide places that are legible, with good lines of sight to key locations, clear connections and easily identifiable elements to help people find their way around.
8. **Safety** Optimise safety and security, supporting safe behaviour and use, by maximising opportunities for passive surveillance, integrating safety requirements, and following Crime Prevention through Environmental Design (CPTED) design principles.
9. **Community** Respond to local community needs and the wider social context by delivering a mix of public spaces that support a diverse range of people and facilitate social interaction.
10. **Aesthetics** Contribute to a unique place identity, high level of amenity, and result in attractive and inviting places through scale, arrangement, articulation and material quality.

Which type of vibrant public space to host?

The City accepts applicant proposals for the following vibrant public space types for assessment:

To assist in determining which type to host, refer to the flowchart on page 6.

STREET FURNITURE

Street furniture is:

- any affixed or significantly weighted bench, seat, table, litter bin, planter box, umbrella, light, bicycle rack or other item that may be reasonably characterised as street furniture



street furniture - planter box

AFFIXED EATING AREA FURNITURE

Affixed eating area furniture is:

- any affixed or significantly weighted bench, seat, table, planter box, umbrella, light or other item that may be reasonably characterised as eating area furniture
- associated with an existing approved outdoor eating area for the use, benefit and enjoyment of business patrons, during business operating hours, and the public, out of business operating hours, on City owned and managed land



eating area furniture

POP-UP PARKLET

A pop-up parklet is:

- a small pop-up public park set into the existing streetscape
- for anyone to use at all times, and are not reserved for customers of particular businesses
- the repurposing of part of the street into a small public park through the provision of seating, shade and greenery during a City approved or acknowledged event

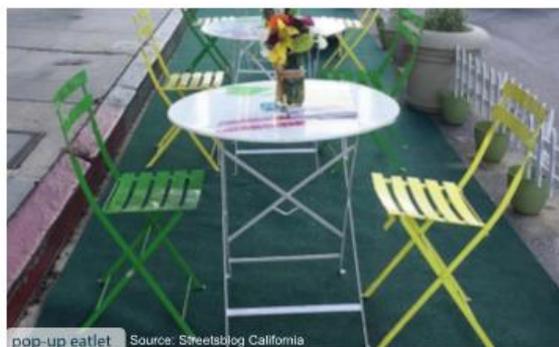


pop-up parklet Source: Old Perth Road Collective

POP-UP EATLET

A pop-up eatlet is:

- a pop-up outdoor eating area during business operating hours and small public park out of business operating hours.
- reserved for customers of particular businesses during business operating hours and are available for anyone to use out of business operating hours
- the repurposing of part of the street into a dual purpose outdoor eating area and small public park through the provision of seating, shade and greenery during a City approved or acknowledged event



pop-up eatlet Source: Streetsblog California

PARKLET

A parklet is:

- a small public park set into the existing streetscape
- for anyone to use at all times, and are not reserved for customers of particular businesses
- the repurposing of part of the street into a public space for people through the provision of seating, shade and greenery



parklet

EATLET

An eatlet is:

- an outdoor eating area during business operating hours and small public park out of business operating hours
- reserved for customers of particular businesses during business operating hours and are available for anyone to use out of business operating hours
- the repurposing of part of the street into a dual purpose outdoor eating area and small public park through the provision of seating, shade and greenery



eatlet

OTHER PROPOSAL

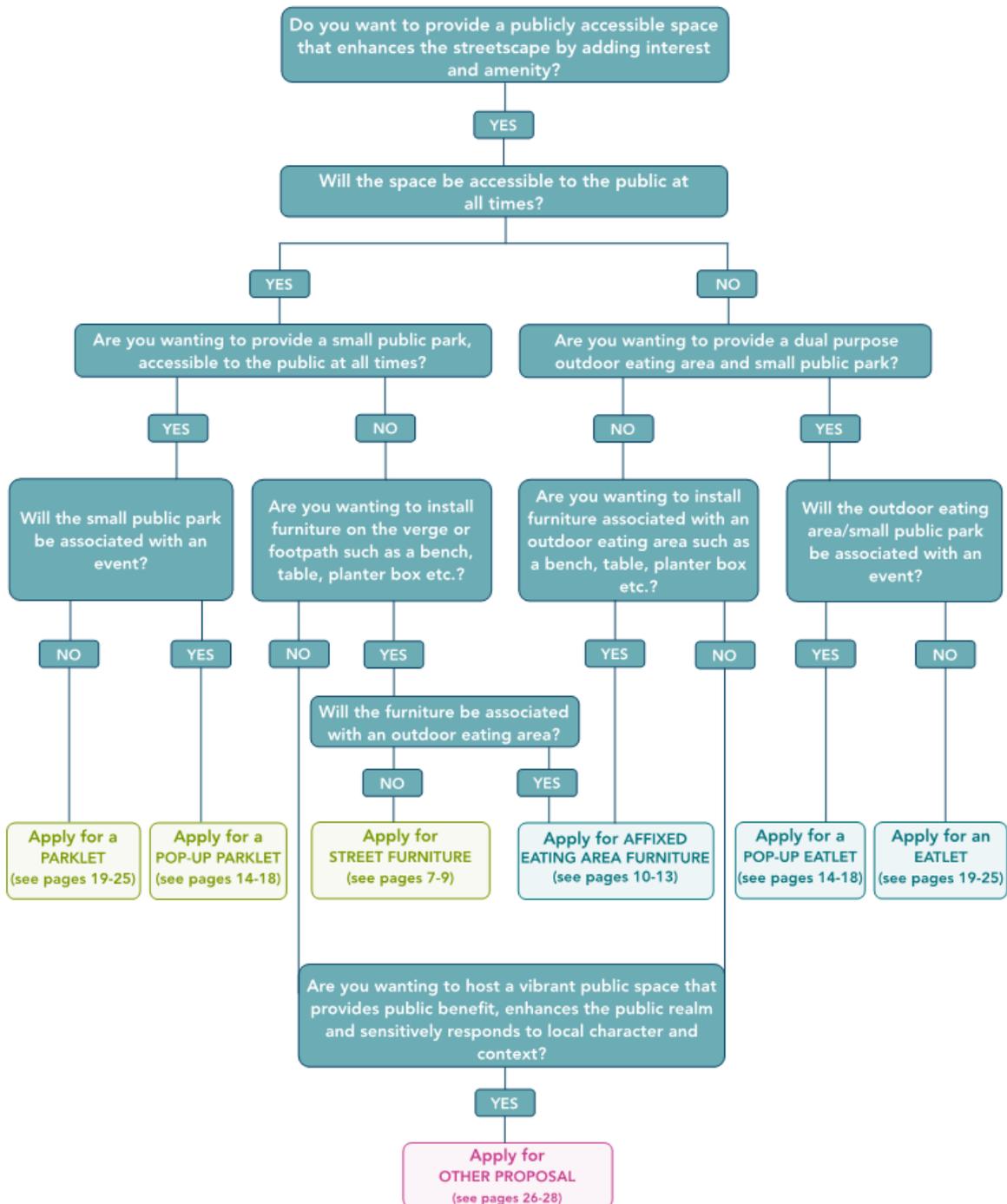
An other proposal is:

- a vibrant public space proposal not specified in the Vibrant Public Spaces Policy which addresses the Policy Objectives and achieves the Vibrant Public Space Design Objectives



other proposal

Which type of vibrant public space to host?



01 STREET FURNITURE

1.1 Design and Location Permissibility

Street furniture proposals that meet the permissibility requirements prescribed in the table below shall be accepted for assessment:

DESIGN & LOCATION PERMISSIBILITY											
Existing Ground	Decked Platform	New Paving	Verge	Footpath	Carriageway	Town Centre	Activity Corridor	Mixed Use	Transit Corridor	Residential	Reserve
Base		Location			Built Form Area						
✓			✓	✓		✓	✓	✓	•	•	

- ✓ permitted
- permitted where located adjacent an existing approved business, excluding a home business

1.2 Design Objectives

DESIGN OBJECTIVES
<p>O1.2.1 Respond to and enhance the distinctive characteristics of a local area, contributing to a sense of place.</p> <p>O1.2.2 Integrate landscape design and contribute to community wellbeing through the protection and/or enhancement of the green network.</p> <p>O1.2.3 Meet the needs and expectations of the community, balancing durability, maintenance and service access requirements with aesthetic quality.</p> <p>O1.2.4 Provide comfortable spaces for the community that encourage physical activity, enable a range of uses, and are accessible to all.</p> <p>O1.2.5 Provide places that are legible, with good lines of sight to key locations, clear connections and easily identifiable elements to help people find their way around.</p> <p>O1.2.6 Optimise safety and security, supporting safe behaviour and use, by maximising opportunities for passive surveillance, integrating safety requirements, and following Crime Prevention through Environmental Design (CPTED) design principles.</p>

1.3 Design Requirements

DESIGN REQUIREMENTS
<p>D1.3.1 Street furniture design including materials, colour and finish shall be in keeping with the surrounding streetscape and streetscape palette.</p> <p>D1.3.2 Street furniture must be of an appropriate scale in relation to other elements of the streetscape and not have the visual or apparent effect of enclosing a public space.</p> <p>D1.3.3 Each bench, seat, table, planter box and bicycle rack, shall be no more than 900mm in height and 1500mm in length, unless additional height and length can be demonstrated to meet Design Objectives O1.2.1 and O1.2.5.</p> <p>D1.3.4 Umbrellas shall have a minimum clearance of 2400mm from the finished ground level to the lowest part of the umbrella canopy.</p> <p>D1.3.5 Street furniture must be made of durable materials and free of protrusions and sharp edges.</p> <p>D1.3.6 Street furniture must be affixed or weighted to the satisfaction of the City and must be able to be removed within a 24 hour period without damage to the footpath, verge or any surrounding service pits. Part or all of the street furniture may need to be temporarily or permanently removed for street improvements, utility work, service access or emergencies.</p> <p>D1.3.7 Business logos, advertising, other branding, and reserved signs are prohibited. A small unobtrusive plaque recognising proposal sponsors and material donors may be acceptable if in line with the Design Objectives.</p>

1.4 Location Requirements

LOCATION REQUIREMENTS
<p>L1.4.1 Street furniture must be located on an existing verge or footpath.</p> <p>L1.4.2 Street furniture shall only be permitted in or adjacent the Town Centre Built Form Area, Activity Corridor Built Form Area, Mixed Use Built Form Area or in or adjacent the Transit Corridor Built Form Area and Residential Built Form Area where located adjacent to an existing business, owned or tenanted by the applicant, excluding a home business.</p>

01 STREET FURNITURE | 02 AFFIXED FURNITURE | 03 POP-UP PARKLET/EATLET | 04 PARKLET/EATLET | 05 OTHER PROPOSAL

LOCATION REQUIREMENTS

L1.4.3 Where street furniture is proposed adjacent to a business or tenancy or encroaches in front of a business or tenancy, the location must be supported by the adjacent business or tenant.

L1.4.4 Street furniture must be located a minimum of 600mm from any service pit or pedestrian ramp.

L1.4.5 Street furniture shall be located to provide a minimum 2000mm width clear pedestrian zone, unless:

- the width cannot be provided due to the design of the existing streetscape;
- no alternative location for street furniture exists in close proximity to the applicant’s business or tenancy; and
- a reduced width can be demonstrated to meet Design Objectives O1.2.4 and O1.2.5.

Where a reduced clear pedestrian zone is deemed appropriate, a minimum width of no less than 1500mm must be maintained at all times.

L1.4.6 Street furniture must be located to ensure the clear pedestrian zone aligns with the clear pedestrian zone in front of neighbouring properties to provide pedestrians with a clear and uninterrupted passage along any footpath.

L1.4.7 Street furniture must be located to provide a minimum 600mm kerb buffer between the face of the kerb and the start of the kerbside zone.

L1.4.8 Street furniture must not impede pedestrian, cyclist or vehicle access and sightlines.

L1.4.9 Street furniture shall be located outside of any clear corner zone as measured at a 45° angle from the corner of a corner lot building, unless the street furniture scale and location can be demonstrated to meet Design Objective O1.2.5.

L1.4.10 Existing street furniture shall not be removed or relocated to accommodate street furniture proposals, unless the proposal can demonstrate it meets the Design Objectives O1.2.1, O1.2.4, O1.2.5 and will contribute to achieving the Policy Objectives. Where the removal or relocation of existing street furniture is supported by the City, it will be at the expense of the applicant unless otherwise scheduled through the City’s streetscape maintenance program.



1.5 Approval Requirements

Street furniture proposals must fulfill the approval requirements prescribed in the table below in order to obtain approval for installation.

APPROVAL REQUIREMENTS										
Adjacent Businesses/ Tenants	21 Days/ Owners/ Occupiers 100m Radius	Website/ Notice in Business Window	Sign on Site/ Local Newspaper	Structural/ Product Certification	Building Approval	Delegated Authority/ Agreement	Planning Approval	Council Decision/ Licence	Application/ Design	Approval
Engagement										Fee
✓				✓		✓				

✓ required

1.6 Applicant Responsibilities

APPLICANT RESPONSIBILITIES

A1.6.1 Applicant must engage with adjacent businesses and tenants to inform them of the street furniture proposal and to obtain support for the proposal where required in relation to L1.4.3.

A1.6.2 Applicant must provide structural and/or product certification for the street furniture, as specified by the City, prior to approval.

A1.6.3 Applicant must notify the City 24 hours prior to the installation of any approved street furniture, to confirm the installation date and time, and within 24 hours of completing installation, to confirm installation is complete.

APPLICANT RESPONSIBILITIES

A1.6.4 Applicant must hold current a policy of insurance for Public Liability for an amount of not less than \$10,000,000.00 (ten million dollars). A copy of the current certificate is to be provided to the City.

A1.6.5 Where excavation is required, the applicant is responsible for lodging and completing a Dial Before You Dig enquiry prior to the commencement of excavation.

A1.6.6 Where excavation is required, the applicant is responsible for reinstatement to the satisfaction of the City, and the rectification of any damage to the City's infrastructure or any other service within the road reserve as a result of any works.

A1.6.7 Applicant must indemnify the City and its employees, agents or contractors, against all actions, suits, claims, damages, losses and expenses made against or incurred by the City arising from any activity, action or thing performed or erected or installed in accordance with the executed agreement.

A1.6.8 Applicant must ensure street furniture is maintained in a clean, tidy, good, inoffensive and aesthetically appealing condition at all times.

A1.6.9 Applicant must ensure any plants associated with the street furniture are maintained in a healthy, neat and tidy condition at all times.

A1.6.10 Applicant must remove the street furniture or replace any planting, at the applicant's expense, and make good to the satisfaction of the City at the request of the City, public utility provider or the Minister for Lands (if Crown land or Crown road reserve) within 14 days of receiving the request. Reasons for a request to remove street furniture may include but are not limited to streetscape maintenance, required service access and non-compliance with the executed agreement.

A1.6.11 In the case of planned maintenance, the applicant is responsible for the removal, storage and reinstallation of the street furniture.

A1.6.12 Applicant to renew vibrant public spaces agreement.

1.7 Approval Process and Compliance

Street furniture proposals which achieve the design objectives, and where the applicant agrees to fulfill the applicant responsibilities, shall be approved under delegation and an agreement prepared for execution prior to installation.

1	Read the Vibrant Public Spaces Policy and Guidelines
2	Plan your proposal <i>What type of vibrant public space do you want?</i>
3	Express your interest in developing a proposal <i>via mail@vincent.wa.gov.au</i>
4	Meet City representative on site <i>Determine site suitability and discuss proposal ideas</i>
5	Have a conversation with your neighbours <i>Will they support the proposal?</i>
6	Design your proposal in consultation with the City <i>Refer design and location requirements</i>
7	Submit proposal application and plans <i>Include neighbour support and certification information</i>
8	Proposal application assessment <i>Meets requirements? no (return to 6) yes (progress)</i>
9	City prepares proposal application assessment report <i>Proposal recommended for approval or refusal</i>
10	City prepares 24 month vibrant public space agreement <i>Only if proposal application approved</i>
11	Review and sign vibrant public space agreement
12	Vibrant public space agreement executed and issued <i>Requires renewal by specified date</i>
13	Notify City 24 hours prior to installing street furniture and within 24 hours of completing installation
14	Enjoy and maintain the vibrant public space!

Applicant responsibility
City of Vincent responsibility

Non-compliance with the executed vibrant public space agreement will result in:

- an onsite inspection to confirm any departures from the agreement;
- written notification to confirm the departures which require remediation; and
- removal of the street furniture, should the departures not be addressed within 21 days of the written notification being issued.



02 AFFIXED EATING AREA FURNITURE

2.1 Design and Location Permissibility

Affixed eating area furniture proposals that meet the permissibility requirements prescribed in the table below shall be accepted for assessment:

DESIGN & LOCATION PERMISSIBILITY											
Existing Ground Surface	Decked Platform	New Paving	Verge	Footpath	Carriageway	Town Centre	Activity Corridor	Mixed Use	Transit Corridor	Residential	Reserve
Base	Location			Built Form Area							
✓			✓	✓		✓	✓	✓	•	•	

- ✓ permitted
- permitted where located adjacent an existing approved business, excluding a home business

2.2 Design Objectives

DESIGN OBJECTIVES
<p>O2.2.1 Respond to and enhance the distinctive characteristics of a local area, contributing to a sense of place.</p> <p>O2.2.2 Integrate landscape design and contribute to community wellbeing through the protection and/or enhancement of the green network.</p> <p>O2.2.3 Meet the needs and expectations of the community, balancing durability, maintenance and service access requirements with aesthetic quality.</p> <p>O2.2.4 Provide comfortable spaces for the community that encourage physical activity, enable a range of uses, and are accessible to all.</p> <p>O2.2.5 Provide places that are legible, with good lines of sight to key locations, clear connections and easily identifiable elements to help people find their way around.</p>

DESIGN OBJECTIVES

- O2.2.6** Optimise safety and security, supporting safe behaviour and use, by maximising opportunities for passive surveillance, integrating safety requirements, and following Crime Prevention through Environmental Design (CPTED) design principles.
- O2.2.7** Contribute to a unique place identity, high level of amenity, and result in attractive and inviting places through scale, arrangement, articulation and material quality.

2.3 Design Requirements

DESIGN REQUIREMENTS

- D2.3.1** Affixed eating area furniture design including materials, colour and finish shall have due regard for the surrounding streetscape and streetscape palette.
- D2.3.2** Affixed eating area furniture must be of an appropriate scale in relation to other elements of the streetscape and not have the visual or apparent effect of enclosing a public space.
- D2.3.3** Each bench, seat, table, planter box and the like shall be no more than 900mm in height and 1500mm in length, unless additional height and length can be demonstrated to meet Design Objectives O2.2.1 and O2.2.5.
- D2.3.4** Umbrellas and the like shall have a minimum clearance of 2400mm from the finished ground level to the lowest part of the umbrella canopy.
- D2.3.5** Affixed eating area furniture must be made of durable materials and free of protrusions and sharp edges.
- D2.3.6** Affixed eating area furniture must be affixed or weighted to the satisfaction of the City and must be able to be removed within a 24 hour period without damage to the footpath, verge or any surrounding service pits. Part or all of the furniture may need to be temporarily or permanently removed for street improvements, utility work, service access or emergencies.
- D2.3.7** Business logos, advertising, other branding, and reserved signs are prohibited. A small unobtrusive plaque recognising proposal sponsors and material donors may be acceptable if in line with the Design Objectives.

DESIGN REQUIREMENTS

D2.3.8 Affixed eating area furniture must incorporate Vibrant Public Space signage. The signage is to be supplied by the City and installed by the applicant. The scale of the affixed eating area furniture will determine the scale of signage required. The City shall specify the scale required prior to approval.



Vibrant Public Space Sign Example

2.4 Location Requirements

LOCATION REQUIREMENTS

L2.4.1 Affixed eating area furniture must be located on an existing verge or footpath.

L2.4.2 Affixed eating area furniture shall only be permitted in or adjacent the Town Centre Built Form Area, Activity Corridor Built Form Area, Mixed Use Built Form Area or in or adjacent the Transit Corridor Built Form Area and Residential Built Form Area where located adjacent to an existing business, owned or tenanted by the applicant, excluding a home business.

L2.4.3 Affixed eating area furniture shall only be located in the frontage zone or kerbside zone within an existing approved Outdoor Eating Area in conjunction with an existing approved and current Outdoor Eating Area Permit.



LOCATION REQUIREMENTS

L2.4.4 Where the location of affixed eating area furniture encroaches in front of more than one business or tenancy, the location must be supported by the adjacent business or tenant, and tenancy owner.

L2.4.5 Affixed eating area furniture must be located a minimum of 600mm from any service pit and must be setback from existing street trees and planting, to ensure the health of the tree or planting.

L2.4.6 Affixed eating area furniture shall be located to provide a minimum 2000mm width clear pedestrian zone, unless:

- the width cannot be provided due to the design of the existing streetscape; and
- a reduced width can be demonstrated to meet Design Objectives O2.2.4 and O2.2.5.

Where a reduced clear pedestrian zone is deemed appropriate, a minimum clear pedestrian zone of no less than 1500mm must be maintained at all times.

L2.4.7 Affixed eating area furniture must be located to ensure the clear pedestrian zone aligns with the clear pedestrian zone in front of neighbouring properties to provide pedestrians with a clear and uninterrupted passage along any footpath.

L2.4.8 Affixed eating area furniture must be located to provide a minimum 600mm kerb buffer between the face of the kerb and the start of the kerbside zone.

L2.4.9 Affixed eating area furniture must not impede pedestrian, cyclist or vehicle access and sightlines.

L2.4.10 Affixed eating area furniture shall be located outside of any clear corner zone as measured at a 45° angle from the corner of a corner lot building, unless the street furniture scale and location can be demonstrated to meet Design Objective O2.2.5.

L2.4.11 Existing street furniture shall not be removed or relocated to accommodate new affixed eating area furniture proposals, unless the proposal can demonstrate it meets Design Objectives O2.2.1, O2.2.4, O2.2.5 and will contribute to achieving the Policy Objectives. Where the removal or relocation of existing street furniture is supported by the City, it will be at the expense of the applicant unless otherwise scheduled through the City's streetscape maintenance program.

2.5 Approval Requirements

Affixed eating area furniture proposals must fulfill the approval requirements prescribed in the table below in order to obtain approval for installation.

APPROVAL REQUIREMENTS											
Adjacent Businesses/Tenants	21 Days/ Owners/ Occupiers 100m Radius	Website/ Notice in Business Window	Sign on Site/ Local Newspaper	Structural/ Product Certification	Building Approval	Delegated Authority/ Agreement	Planning Approval	Council Decision/ Licence	Application/ Design	Approval	Annual Renewal
Engagement			Approval					Fee			
✓	○	○		✓		✓				✓	

✓ required

○ required where located in the Transit Corridor Built Form Area or Residential Built Form Area

2.6 Applicant Responsibilities

APPLICANT RESPONSIBILITIES

A2.6.1 Applicant must engage with adjacent businesses and tenants to inform them of the affixed eating area furniture proposal and to obtain support for the proposal where required in relation to L2.4.4.

A2.6.2 Applicant must pay vibrant public space proposal approval fee, as prescribed in the City’s annual fees.

A2.6.3 Applicant must provide structural and/or product certification for the affixed eating area furniture, as specified by the City, prior to approval.

A2.6.4 Applicant must notify the City 24 hours prior to the installation of any approved affixed eating area furniture, to confirm the installation date and time, and within 24 hours of completing installation, to confirm installation is complete.

A2.6.5 Applicant must hold current a policy of insurance for Public Liability for an amount of not less than \$10,000,000.00 (ten million dollars). A copy of the current certificate is to be provided to the City.

A2.6.6 Where excavation is required, the applicant is responsible for lodging and completing a Dial Before You Dig enquiry prior to the commencement of excavation.

APPLICANT RESPONSIBILITIES

A2.6.7 Where excavation is required the applicant is responsible for reinstatement to the satisfaction of the City, and the rectification of any damage to the City’s infrastructure or any other service within the road reserve as a result of any works.

A2.6.8 Applicant must indemnify the City and its employees, agents or contractors, against all actions, suits, claims, damages, losses and expenses made against or incurred by the City arising from any activity, action or thing performed or erected or installed in accordance with the executed agreement.

A2.6.9 Applicant must permit dogs in the Outdoor Eating Area associated with the affixed eating area furniture.

A2.6.10 Applicant must not permit or encourage smoking in the Outdoor Eating Area associated with the affixed eating area furniture.

A2.6.11 Applicant must ensure affixed eating area furniture is maintained in a clean, tidy, good, inoffensive and aesthetically appealing condition at all times.

A2.6.12 Applicant must ensure any plants associated with the affixed eating area furniture are maintained in a healthy, neat and tidy condition at all times.

A2.6.13 Applicant must remove the affixed eating area furniture or replace any planting, at the applicant’s expense, and make good to the satisfaction of the City at the request of the City, public utility provider or the Minister for Lands (if Crown land or Crown road reserve) within 14 days of receiving the request. Reasons for a request to remove affixed eating area furniture may include but are not limited to streetscape maintenance, required service access and non-compliance with the executed agreement.

A2.6.14 In the case of planned maintenance, the applicant is responsible for the removal, storage and reinstallation of the affixed eating area furniture.

A2.6.15 Applicant must report any changes to business or property ownership to the City and ensure that if a change in ownership occurs, the applicant will either remove the affixed eating area furniture or transfer the agreement to the new owner in consultation with the City.

A2.6.16 Applicant to renew vibrant public spaces agreement.

A2.5.17 Applicant must install City provided and prescribed Vibrant Public Space signs prior to installation completion.

2.7 Approval Process and Compliance

Affixed eating area furniture proposals which achieve the design objectives, and where the applicant agrees to fulfill the applicant responsibilities, shall be approved under delegation and an agreement prepared for execution prior to installation.

1	Read the Vibrant Public Spaces Policy and Guidelines
2	Plan your proposal <i>What type of vibrant public space do you want?</i>
3	Express your interest in developing a proposal <i>via mail@vincent.wa.gov.au</i>
4	Meet City representative on site <i>Determine site suitability and discuss proposal ideas</i>
5	Have a conversation with your neighbours <i>Will they support the proposal?</i>
6	Design your proposal in consultation with the City <i>Refer design and location requirements</i>
7	Community engagement and advertising <i>If located in or adjacent the Transit Corridor or Residential Built Form Areas</i>
8	Submit proposal application and plans <i>Include neighbour support and certification information</i>
9	Proposal application assessment <i>Meets requirements? no (return to 6) yes (progress)</i>
10	City prepares proposal application assessment report <i>Proposal recommended for approval or refusal</i>
11	City prepares 24 month vibrant public space agreement <i>Only if proposal application approved</i>
12	Review and sign vibrant public space agreement <i>pay approval fee</i>
13	Vibrant public space agreement executed and issued <i>Requires renewal by specified date</i>
14	Notify City 24 hours prior to installing affixed eating area furniture and within 24 hours of completing installation
15	Enjoy and maintain the vibrant public space!

Applicant responsibility
City of Vincent responsibility

Non-compliance with the executed vibrant public space agreement will result in:

- an onsite inspection to confirm any departures from the agreement;
- written notification to confirm the departures which require remediation; and
- removal of the affixed eating area furniture, should the departures not be addressed within 21 days of the written notification being issued.



03 POP-UP PARKLET/ POP-UP EATLET

3.1 Design and Location Permissibility

Pop-up parklet and pop-up eatlet proposals that meet the permissibility requirements prescribed in the table below shall be accepted for assessment:

DESIGN & LOCATION PERMISSIBILITY											
Existing Ground Surface	Decked Platform	New Paving	Verge	Footpath	Carriageway	Town Centre	Activity Corridor	Mixed Use	Transit Corridor	Residential	Reserve
Base	Location				Built Form Area						
✓					✓	✓	✓	✓	•	•	

- ✓ permitted
- permitted where located adjacent an existing approved business, excluding a home business

3.2 Design Objectives

DESIGN OBJECTIVES
<p>O3.2.1 Respond to and enhance the distinctive characteristics of a local area, contributing to a sense of place.</p> <p>O3.2.2 Integrate landscape design and contribute to community wellbeing through the protection and/or enhancement of the green network.</p> <p>O3.2.3 Contribute positively to environmental, social and economic outcomes through passive environmental design, enhancement of the green network and promotion of active transport modes.</p> <p>O3.2.4 Provide comfortable spaces for the community that encourage physical activity, enable a range of uses, and are accessible to all.</p> <p>O3.2.5 Provide places that are legible, with good lines of sight to key locations, clear connections and easily identifiable elements to help people find their way around.</p>

DESIGN OBJECTIVES
<p>O3.2.6 Optimise safety and security, supporting safe behaviour and use, by maximising opportunities for passive surveillance, integrating safety requirements, and following Crime Prevention through Environmental Design (CPTED) design principles.</p> <p>O3.2.7 Respond to local community needs and the wider social context by delivering a mix of public spaces that support a diverse range of people and facilitate social interaction.</p> <p>O3.2.8 Contribute to a unique place identity, high level of amenity, and result in attractive and inviting places through scale, arrangement, articulation and material quality.</p>

3.3 Design Requirements

DESIGN REQUIREMENTS
<p>D3.3.1 Pop-up parklet and pop-up eatlet materials, colours and finishes shall complement and add interest to the surrounding streetscape and streetscape palette. Materials should be durable and non-reflective, and recycled or sourced locally where possible.</p> <p>D3.3.2 Benches, seats, tables, planter boxes and the like shall be no more than 900mm in height and 1500mm in length, unless additional height and length can be demonstrated to meet Design Objectives O3.2.1 and O3.2.5.</p> <p>D3.3.3 Umbrellas and the like shall have a minimum clearance of 2400mm from the finished ground level to the lowest part of the umbrella canopy.</p> <p>D3.3.4 Pop-up parklets and pop-up eatlets must be free of protrusions and sharp edges.</p> <p>D3.3.5 Pop-up parklets and pop-up eatlets must be able to be removed within a 24 hour period without damage to the footpath, verge or any surrounding service pits.</p> <p>D3.3.6 Non-slip unfixed temporary surface materials, such as astroturf, may be applied to the existing ground surface to enhance a pop-up parklet or pop-up eatlet's aesthetic appeal.</p> <p>D3.3.7 Pop-up parklet and pop-up eatlet furniture shall be freestanding and removed at the close of business each day and/or weighted to the satisfaction of the City.</p>

DESIGN REQUIREMENTS

D3.3.8 Pop-up parklets and pop-up eatlets shall be freestanding and not require anchoring into the City's road infrastructure. If a safety issue presents itself and anchoring is required, this will be assessed and may be approved by the City on a case by case basis.

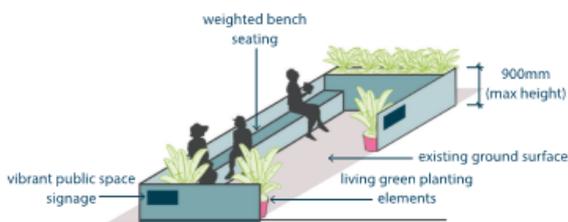
D3.3.9 Pop-up parklets and pop-up eatlets located where a road closure is not in place must only be accessible from the adjoining footpath via an unobstructed section which must be at least 1500mm wide.

D3.3.10 Pop-up parklets and pop-up eatlets located where a road closure is not in place must include the following safety materials:

- soft hit posts, t-top bollards or 750mm road safety cones at each corner (roadside);
- wheel stops at each end unless the car bay is embayed or adjacent a tree well; and
- rated barriers at each end as specified by the City. These may not be required in all locations.



- Footpath
- Road carriageway/pop-up parklet/eatlet area
- Soft hit post/t-top bollard/safety cone
- Positive edge/delineated barrier (eg. picket fence)
- Wheel stops/rated barrier



DESIGN REQUIREMENTS

D3.3.11 Pop-up parklets and pop-up eatlets must have a positive edge along the road and parking bay facing sides to offer adequate protection for users from moving vehicular traffic. The positive edge can take the form of planters, picket fencing, or some other appropriate barrier type to be agreed with the City. The height and scale of the buffer required will vary depending on the local context. For example, on some low-traffic streets, a continuous edge may not be required. The City will determine this on a case by case basis in collaboration with the applicant.

D3.3.12 Pop-up parklets and eatlets shall feel open and welcoming. To ensure pop-up parklets and pop-up eatlets do not have the visual or apparent effect of enclosing a public space, positive edges are not permitted above 900mm in height from the footpath finished floor level, unless additional height is required due to the slope of the site and the proposal can be demonstrated to meet Design Objective O3.2.8.

D3.3.13 Pop-up parklets and pop-up eatlets must incorporate elements of furniture that are available for the community to use throughout the event to ensure there are places for people to sit at all times during the event.

D3.3.14 Business logos, advertising, other branding, and reserved signs are prohibited. A small unobtrusive plaque recognising proposal sponsors and material donors may be acceptable if in line with the Design Objectives.

D3.3.15 Pop-up parklets and pop-up eatlets must have a minimum of two Vibrant Public Space signs installed. These are to be supplied by the City and installed by the applicant prior to installation completion.

D3.3.16 Pop-up parklets and pop-up eatlets must incorporate elements of living green planting (greenery), such as shrubs, succulents or trees. A minimum of 5% of the pop-up area shall be greenery. Artificial man-made green elements are not considered living green planting and are not acceptable alternatives.



Vibrant Public Space Sign Examples

3.4 Location Requirements

LOCATION REQUIREMENTS

L3.4.1 Pop-up parklets and pop-up eatlets must be located on the existing ground surface of a car bay within the road carriageway.

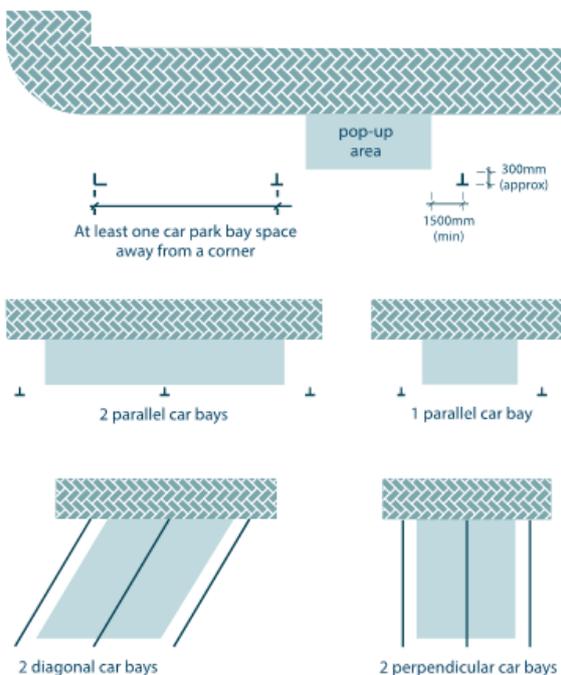
L3.4.2 Pop-up parklets and pop-up eatlets shall only be permitted on roads where the speed limit does not exceed 40km/h, or on roads where traffic calming is in place and the speed limit does not exceed 50km/h.

L3.4.3 Pop-up parklets and pop-up eatlets must not be located on roads classified as Primary Distributor or four lane District Distributor roads, including those with timed clearways in place.

L3.4.4 Pop-up parklets and pop-up eatlets shall generally be setback at least one car park space from a corner, unless a reduced setback can be demonstrated to meet Design Objectives O3.2.5.

L3.4.5 Pop-up parklets and pop-up eatlets may be permitted in on-street, parallel, angled, diagonal, perpendicular and/or paid car parking bays.

L3.4.6 Pop-up parklets and pop-up eatlets shall have a minimum buffer distance of 1500mm between the outer edge of adjacent parking spaces and the edge of the pop-up area.



LOCATION REQUIREMENTS

L3.4.7 Pop-up parklets and pop-up eatlets shall have a minimum buffer distance between the roadside outer edge of the parking space and the edge of the pop-up area (approximately 300mm). This buffer distance will be determined by the City on a case by case basis

L3.4.8 Pop-up parklets and pop-up eatlets shall not be permitted in embayed parking spaces which service public transport, on-demand transport, service vehicles or people with disabilities.

L3.4.9 Pop-up parklets and pop-up eatlets shall only be permitted in or adjacent the Town Centre Built Form Area, Activity Corridor Built Form Area, Mixed Use Built Form Area or in or adjacent the Transit Corridor Built Form Area and Residential Built Form Area where located adjacent to an existing business, owned or tenanted by the applicant, excluding a home business.

L3.4.10 Pop-up parklets and pop-up eatlets shall not impede or negatively impact upon pedestrian, cyclist or vehicular movement, sightlines at road junctions or vehicle access crossovers, or impede emergency vehicle movement.

L3.4.11 A maximum of two parking bays shall be used adjacent to the applicant's business or tenancy.

L3.4.12 The use of more than two bays may be considered where there is support from neighbouring businesses or tenants and a joint vibrant public space proposal application is submitted by the businesses or tenants.

L3.4.13 Weighted furniture must be located a minimum of 600mm from any service pit.

L3.4.14 Pop-up parklets and pop-up eatlets must consider any street trees and planting and maintain a minimum 500mm setback to ensure the health of the tree or planting.

L3.4.15 Existing street trees and planting shall not be removed or relocated to accommodate a pop-up parklet or pop-up eatlet proposal.

L3.4.16 Existing street furniture shall not be removed or relocated to accommodate a pop-up parklet or pop-up eatlet proposal, unless the proposal can demonstrate it meets the Design Objectives O3.2.1, O3.2.4, O3.2.5 and will contribute to achieving the objectives of this Policy. Where the removal or relocation of existing street furniture is supported by the City, it will be at the expense of the applicant unless otherwise scheduled through the City's streetscape maintenance program.

3.5 Approval Requirements

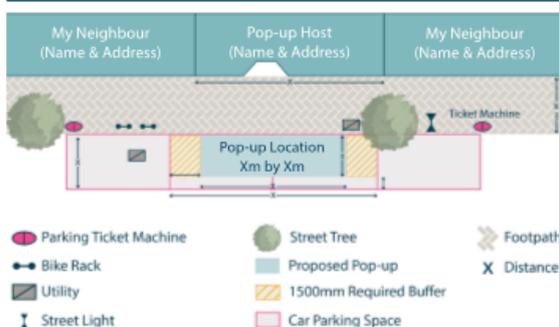
Pop-up parklet and pop-up eatlet proposals must fulfill the approval requirements prescribed in the table below in order to obtain approval for installation.

APPROVAL REQUIREMENTS											
Adjacent Businesses/ Tenants	21 Days/ Owners/ Occupiers 100m Radius	Website/ Notice in Business Window	Sign on Site/ Local Newspaper	Structural/ Product Certification	Building Approval	Delegated Authority/ Agreement	Planning Approval	Council Decision/ Licence	Application/ Design	Approval	Annual Renewal
Engagement			Approval				Fee				
✓				✓		✓					

✓ required

3.6 Applicant Responsibilities

- A3.6.1** Applicant must engage with the event organiser and adjacent businesses and tenants to inform them of the pop-up parklet or pop-up eatlet proposal and to obtain support for the proposal where required in relation to L3.4.12.
- A3.6.2** Applicant must submit complete vibrant public spaces application form inclusive of scaled site plan, proposal precedent imagery and demonstrated neighbour support.
- A3.6.3** Applicant must provide structural and/or product certification for the affixed eating area furniture, as specified by the City, prior to approval.



Site Plan Example

APPLICANT RESPONSIBILITIES

- A3.6.4** Applicant must hold current a policy of insurance for Public Liability for an amount of not less than \$10,000,000.00 (ten million dollars). A copy of the current certificate is to be provided to the City.
- A3.6.5** Applicant must indemnify the City and its employees, agents or contractors, against all actions, suits, claims, damages, losses and expenses made against or incurred by the City arising from any activity, action or thing performed or erected or installed in accordance with the executed agreement.
- A3.6.6** Applicant must notify the City 24 hours prior to the installation to confirm the installation date and time, and within 24 hours of completing installation, to confirm installation is complete.
- A3.6.7** Installation should not take more than six hours and will require a Traffic Management Plan, at the applicant's expense, where the installation works cannot be undertaken from the footpath.
- A3.6.8** Applicant must permit dogs in the pop-up parklet or pop-up eatlet.
- A3.6.9** Applicant must not permit or encourage smoking in the pop-up parklet or pop-up eatlet.
- A3.6.10** Applicant must ensure pop-up parklets and pop-up eatlets are maintained in a clean, tidy, good, inoffensive and aesthetically appealing condition at all times.
- A3.6.11** Applicant must ensure any plants associated with the pop-up parklet or pop-up eatlet are maintained in a healthy, neat and tidy condition at all times.
- A3.6.12** Applicant must remove the pop-up parklet or pop-up eatlet and replace any planting, at the applicant's expense, and make good to the satisfaction of the City at the request of the City or public utility provider within 14 days of receiving the request. Reasons for a request to remove a pop-up parklet or pop-up eatlet may include but are not limited to required service access and non-compliance with the executed agreement.
- A3.6.13** In the case of planned maintenance, the applicant is responsible for the removal, storage and reinstallation of the pop-up parklet or pop-up eatlet.
- A3.6.14** Applicant must report any changes to business or property ownership to the City and ensure that if a change in ownership occurs, the applicant will either remove the pop-up parklet or pop-up eatlet or transfer the agreement to the new owner in consultation with the City.
- A3.6.15** Applicant must install a minimum of two City provided Vibrant Public Space signs prior to installation completion.

3.7 Approval Process and Compliance

Pop-up parklet and pop-up eatlet proposals which meet the design requirements, and where the applicant agrees to fulfill the applicant responsibilities, shall be approved under delegation and an agreement prepared for execution prior to installation.

1	Read the Vibrant Public Spaces Policy and Guidelines
2	Plan your proposal <i>What type of vibrant public space do you want?</i>
3	Express your interest in developing a proposal <i>via mail@vincent.wa.gov.au</i>
4	Meet City representative on site <i>Determine site suitability and discuss proposal ideas</i>
5	Have a conversation with the event organiser and your neighbours <i>Will they support the proposal?</i>
6	Design your proposal in consultation with the City <i>Refer design and location requirements</i>
7	Submit proposal application and plans <i>Include neighbour support and certification information</i>
8	Proposal application assessment <i>Meets requirements? no (return to 6) yes (progress)</i>
9	City prepares application assessment report <i>Proposal recommended for approval or refusal</i>
10	City prepares vibrant public space agreement <i>Only if application approved</i>
11	Review and sign vibrant public space agreement
12	Vibrant public space agreement executed and issued
13	Notify the City <i>24 hours prior to installation and within 24 hours of completing installation</i>
14	Enjoy and maintain the vibrant public space!

Applicant responsibility
City of Vincent responsibility

Non-compliance with the executed vibrant public space agreement will result in:

- an onsite inspection to confirm any departures from the agreement;
- written notification to confirm the departures which require remediation; and
- removal of the pop-up parklet or pop-up eatlet, should the departures not be addressed within 21 days of the written notification being issued.



Source: Old Perth Road Collective



Source: Tom Hilton/Flickr



Source: Facebook/TrinityWoodworkingNY

04 PARKLET/ EATLET

4.1 Design and Location Permissibility

Parklet and eatlet proposals that meet the permissibility requirements prescribed in the table below shall be accepted for assessment:

DESIGN & LOCATION PERMISSIBILITY											
Existing Ground Surface	Decked Platform	New Paving	Verge	Footpath	Carriageway	Town Centre	Activity Corridor	Mixed Use	Transit Corridor	Residential	Reserve
Base	Location			Built Form Area							
✓	✓	✓	✓	✓	✓	✓	✓	✓	•	•	

- ✓ permitted
- permitted where located adjacent an existing approved business, excluding a home business

LIQUOR LICENSING

Parklets are public at all times and are not able to be licensed for the consumption of alcohol.

Eatlets are not public at all times and are able to be licensed during business operating hours. Liquor licences are issued by the Department of Local Government, Sporting & Cultural Industries (DLGSC) Liquor Licensing Directorate and the City may support an applicant's application to license an eatlet subject to the following:

- the liquor licence is to be obtained by the applicant as the eatlet host;
- the liquor licence is to be in conjunction with an approved licensed premise such as an existing restaurant or small bar;
- liquor can only be served in the parklet during business operating hours; and
- the City reserves the right to restrict the hours when alcohol is permitted to be served in the eatlet.

4.2 Design Objectives

DESIGN OBJECTIVES

- O4.2.1 Respond to and enhance the distinctive characteristics of a local area, contributing to a sense of place.
- O4.2.2 Integrate landscape design and contribute to community wellbeing through the protection and/or enhancement of the green network.
- O4.2.3 Ensure that massing and height are appropriate and sympathetic to existing built form and the intended future character of the local area.
- O4.2.4 Meet the needs and expectations of the community, balancing durability, maintenance and service access requirements with aesthetic quality.
- O4.2.5 Contribute positively to environmental, social and economic outcomes through passive environmental design, enhancement of the green network and promotion of active transport modes.
- O4.2.6 Provide comfortable spaces for the community that encourage physical activity, enable a range of uses, and are accessible to all.
- O4.2.7 Provide places that are legible, with good lines of sight to key locations, clear connections and easily identifiable elements to help people find their way around.
- O4.2.8 Optimise safety and security, supporting safe behaviour and use, by maximising opportunities for passive surveillance, integrating safety requirements, and following Crime Prevention through Environmental Design (CPTED) design principles.
- O4.2.9 Respond to local community needs and the wider social context by delivering a mix of public spaces that support a diverse range of people and facilitate social interaction.
- O4.2.10 Contribute to a unique place identity, high level of amenity, and result in attractive and inviting places through scale, arrangement, articulation and material quality.

4.3 Design Requirements

DESIGN REQUIREMENTS

D4.3.1 Parklet and eatlet materials, colours and finishes shall complement and add interest to the surrounding streetscape and streetscape palette. Materials should be durable and non-reflective, and recycled or sourced locally where possible.

D4.3.2 Parklets and eatlets shall transform and enhance underutilised verge, footpath or road carriageway space. They shall be designed to suit individual site locations and shall incorporate the existing ground surface, a decked platform or new paving.

D4.3.3 Where new paving is proposed, the City will consult with the applicant and design the paving enhancements. The paving works will then be undertaken by the applicant, at the applicant’s cost and as prescribed in the City’s annual fees and charges, and compliance checked by the City.

D4.3.4 Parklets and eatlets shall not adversely effect the visual permeability of the streetscape and must allow pedestrians on either side of the street to see the opposite side of the street. To maintain visual permeability, continuous opaque walls are not permitted to exceed 900mm in height from the footpath finished floor level.

D4.3.5 Parklets and eatlets shall feel open and welcoming. To ensure parklets and eatlets do not have the visual or apparent effect of enclosing a public space:

- walls are not permitted above 900mm in height from the footpath finished floor level, unless additional height is required due to the slope of the site and the proposal can be demonstrated to meet Design Objectives O4.2.1, O4.2.2, O4.2.7 and O4.2.8;
- alfresco blinds are not permitted;
- clear glazing is permitted to a maximum of 1200mm in height from the footpath finished floor level; and
- each side that does not directly abut the footpath is permitted to consist of a maximum of 25% visually permeable screening, for the sole purpose of supporting plant growth.

D4.3.6 Parklets and eatlet overhead shelter structures, such as a canopy, umbrella, arbour or shade sail, shall have a minimum vertical clearance of 2400mm from the finished ground level to the lowest part of the shelter. Overhead shelter structures must not be attached to an awning or verandah. Where an overhead shelter structure is proposed to be solid, this is to be designed and constructed to ensure stormwater drains to the road carriageway and does not impact upon the pedestrian path.

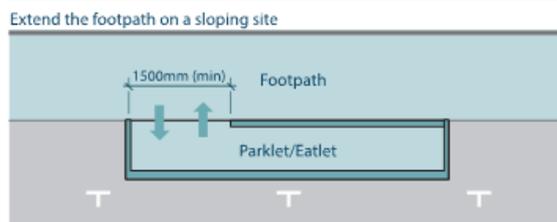
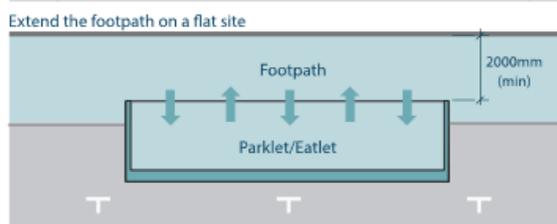
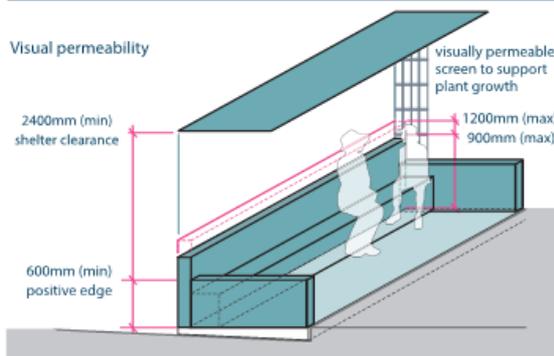
DESIGN REQUIREMENTS

D4.3.7 Parklets and eatlets located in the carriageway must have a positive edge along the road and parking bay facing sides to offer adequate protection for users from moving vehicular traffic. The positive edge must be a minimum of 600mm.

D4.3.8 Parklets and eatlets should be designed as an extension of the footpath and must be open and accessible from the adjoining footpath via an unobstructed flush or ramped section. Where the parklet or eatlet is located on a sloping site, a minimum 1500mm wide unobstructed flush section must be provided.

D4.3.9 Decked parklets and eatlets shall have a maximum gap of 10mm between the deck and the footpath. In the case of a sloping site, the applicant must work with the City to address issues of access.

D4.3.10 Decked platforms located in the carriageway should be freestanding and not require anchoring into the City’s road infrastructure. If a safety issue presents itself and anchoring is required, this will be assessed on a case by case basis and will be at the expense of the applicant and will require City approval.



DESIGN REQUIREMENTS

D4.3.11 Parklets and eatlets shall not impede the flow of kerbside drainage. A 150mm x 150mm minimum clear gutter space must be provided along the entire length of the parklet or eatlet adjacent to the kerb. Openings at either end may be covered with screens to prevent debris buildup beneath in the gutter.

D4.3.12 Decked parklets and eatlets must be modular in design to allow access for maintenance (i.e. repairs, clearing debris and streetscape maintenance).

D4.3.13 Decked platforms and any affixed furniture to the existing ground surface or new paving must be able to be removed within a 24 hour period without damage to the footpath, verge or any surrounding service pits. Part or all of the platform or furniture may need to be temporarily or permanently removed for street improvements, utility work, service access or emergencies.

D4.3.14 A minimum of 15% of the total parklet or eatlet area must be living green planting (greenery), such as shrubs, succulents, climbing plants or trees. The required area may be reduced to 10% where trees or climbing plants are incorporated into the design and provide shade canopy. Artificial man-made green elements are not considered living green planting and are not acceptable alternatives.

D4.3.15 Parklets and eatlets located in the carriageway must include the following safety materials:

- soft hit posts (roadside);
- wheel stops affixed at each end unless the car bay is embayed or adjacent a tree well; and
- rated barriers at each end as specified by the City.

D4.3.16 Parklets and eatlets must be free of protrusions and sharp edges.



DESIGN REQUIREMENTS

D4.3.17 Parklets and eatlets must integrate permanent seating to ensure the space remains useable and welcoming after moveable furniture like tables and chairs are put away outside of business hours.

D4.3.18 Solar-powered lighting elements are strongly encouraged on parklets and eatlets. Where the parklet or eatlet has a canopy, the provision of lighting is mandatory. Electric lighting may be permitted but will require an electrical connection to a building and a separate electrical certification and approval.

D4.3.19 Integrated bicycle parking is strongly encouraged.

D4.3.20 Business logos, advertising, other branding, and reserved signs are prohibited. A small unobtrusive plaque recognising proposal sponsors and material donors may be acceptable if in line with the Design Objectives.

D4.3.21 Parklets and eatlets must have a minimum of two Vibrant Public Space signs installed. These are to be supplied by the City and installed by the applicant prior to installation completion.



Vibrant Public Space Sign Example



4.4 Location Requirements

LOCATION REQUIREMENTS

L4.4.1 Parklets and eatlets shall only be permitted in or adjacent the Town Centre Built Form Area, Activity Corridor Built Form Area, Mixed Use Built Form Area or in or adjacent the Transit Corridor Built Form Area and Residential Built Form Area where located adjacent to an existing business, owned or tenanted by the applicant, excluding a home business.

L4.4.2 Within the prescribed Built Form Areas, parklets and eatlets shall be located in the:

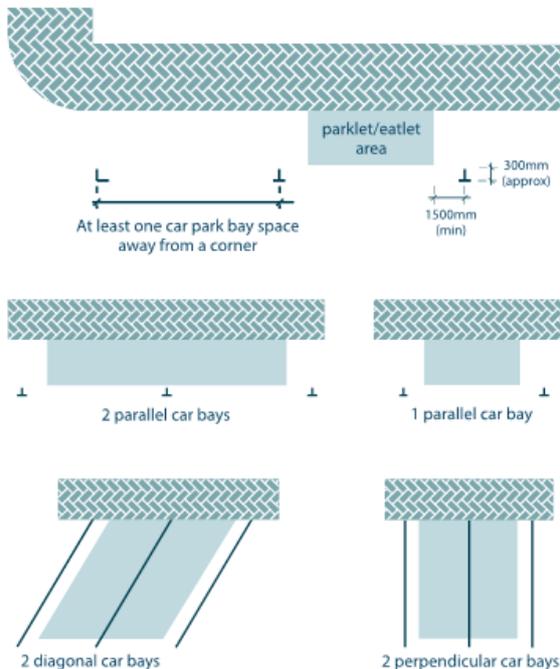
- verge;
- kerb buffer and/or kerbside zone of a footpath; or
- road carriageway.

L4.4.3 Parklets and eatlets shall not be located in the frontage zone.

L4.4.4 Parklets and eatlets shall be located to provide a minimum 2000mm width clear pedestrian zone, unless:

- the width cannot be provided due to the design of the existing streetscape; and
- a reduced width can be demonstrated to meet Design Objectives O4.2.6, O4.2.7 and O4.2.9.

Where a reduced clear pedestrian zone is deemed appropriate, a minimum clear pedestrian zone of no less than 1500mm must be maintained at all times.



LOCATION REQUIREMENTS

L4.4.5 The parklet or eatlet must be located to ensure the clear pedestrian zone aligns with the clear pedestrian zone in front of neighbouring properties to provide pedestrians with a clear and uninterrupted passage along any footpath.

L4.4.6 Parklets and eatlets shall be offset a minimum of 750mm at each end to ensure a minimum 1500mm gap is provided to allow pedestrians to traverse the street.

L4.4.7 Where located in a carriageway, parklets and eatlets shall only be permitted on roads where the speed limit does not exceed 40km/h, or on roads where traffic calming is in place and the speed limit does not exceed 50km/h.

L4.4.8 Where located in a carriageway, parklets and eatlets must not be located on roads classified as Primary Distributor or four lane District Distributor roads, including those with timed clearways in place.

L4.4.9 Where located in a carriageway, parklets and eatlets shall generally be setback at least one car park space from a corner, unless a reduced setback can be demonstrated to meet Design Objectives O4.2.7.

L4.4.10 Where located in a carriageway, parklets and eatlets shall have a minimum buffer distance of 1500mm between the outer edge of adjacent parking spaces and the edge of the parklet/eatlet area.

L4.4.11 Where located in a carriageway, parklets and eatlets shall have a minimum buffer distance between the roadside outer edge of the parking space and the edge of the parklet/eatlet area (approximately 300mm). This distance will be determined by the City on a case by case basis.

L4.4.12 Parklets and eatlets may be permitted in on-street, parallel, angled, diagonal, perpendicular and/or paid car parking bays where demand in the precinct (400m walkable catchment area) does not exceed 85% occupancy.



LOCATION REQUIREMENTS
<p>L4.4.13 Parklets and eatlets shall not be permitted in embayed parking spaces which service public transport, on-demand transport, service vehicles or people with disabilities.</p>
<p>L4.4.14 A maximum of two parking bays shall be used adjacent to the applicant's business or tenancy.</p>
<p>L4.4.15 The use of more than two bays may be considered where there is support from neighbouring businesses or tenants and a joint application is submitted by the businesses or tenants.</p>
<p>L4.4.16 Parklets and eatlets shall not impede or negatively impact upon pedestrian, cyclist or vehicular movement, sightlines at road junctions or vehicle access crossovers, or impede emergency vehicle movement.</p>
<p>L4.4.17 Affixed parklet and eatlet furniture must be located a minimum of 600mm from any service pit.</p>
<p>L4.4.18 Parklets and eatlets must consider any exiting street trees and planting and maintain a minimum 500mm setback to ensure the health of the tree or planting.</p>
<p>L4.4.19 Existing street trees shall not be removed or relocated to accommodate a parklet or eatlet proposal.</p>
<p>L4.4.20 Existing planting shall not be removed or relocated to accommodate a parklet or eatlet proposal, unless the proposal can demonstrate it meets the Design Objectives O4.2.1, O4.2.2, O4.2.5 and will provide additional planting and/or canopy cover.</p>
<p>L4.4.21 Existing street furniture shall not be removed or relocated to accommodate a parklet or eatlet proposal, unless the proposal can demonstrate it meets the Design Objectives O4.2.1, O4.2.5, O4.2.6 and will contribute to achieving the objectives of this Policy. Where the removal or relocation of existing street furniture is supported by the City, it will be at the expense of the applicant unless otherwise scheduled through the City's streetscape maintenance program.</p>
<p>L4.4.22 Within a 400 metre catchment, no more than 20% of the public realm (of eligible areas) may be occupied by eatlets.</p>

4.5 Approval Requirements

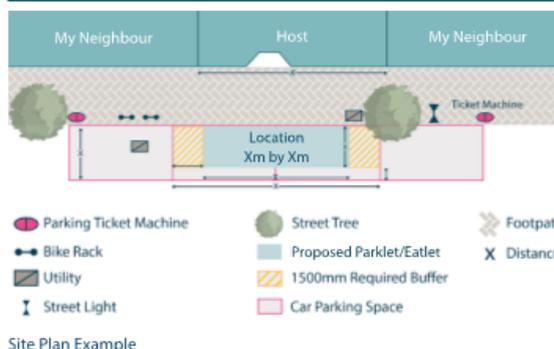
Parklet and eatlet proposals must fulfill the approval requirements prescribed in the table below in order to obtain approval for installation.

APPROVAL REQUIREMENTS											
Adjacent Businesses/ Tenants	21 Days/ Owners/ Occupiers 100m Radius	Website/ Notice in Business Window	Sign on Site/ Local Newspaper	Structural/ Product Certification	Building Approval	Delegated Authority/ Agreement	Planning Approval	Council Decision/ Licence	Application/ Design	Approval	Annual Renewal
Engagement			Approval				Fee				
✓	✓	✓		✓	*	✓			^	✓	

- ✓ required
- building permit required where a proposal exceeds 10sqm in area or 2.4m in height, as building code exemptions do not apply under Building Regulations 2012, Sch 4, Clause 2
- * 10sqm in area or 2.4m in height, as building code exemptions do not apply under Building Regulations 2012, Sch 4, Clause 2
- ^ required where the base is new paving

4.6 Applicant Responsibilities

APPLICANT RESPONSIBILITIES
<p>A4.6.1 Applicant must engage with adjacent businesses and tenants to inform them of the parklet eatlet proposal and to obtain support for the proposal where required in relation to L4.4.15.</p>
<p>A4.6.2 Applicant must submit complete vibrant public space proposal application form inclusive of scaled site plan, proposal precedent imagery and demonstrated neighbour support.</p>
<p>A4.6.3 Applicant must pay application/design and approval fees, as prescribed in the City's annual fees and charges.</p>
<p>A4.6.4 Applicant must provide parklet or eatlet structural certification.</p>



APPLICANT RESPONSIBILITIES

A4.6.5 Applicant must hold current a policy of insurance for Public Liability for an amount of not less than \$20,000,000.00 (twenty million dollars). A copy of the current certificate is to be provided to the City.

A4.6.6 Applicant must indemnify the City and its employees, agents or contractors, against all actions, suits, claims, damages, losses and expenses made against or incurred by the City arising from any activity, action or thing performed or erected or installed in accordance with the executed agreement.

A4.6.7 Where excavation is required, the applicant is responsible for lodging and completing a Dial Before You Dig enquiry prior to the commencement of excavation.

A4.6.8 Where excavation is required the applicant is responsible for reinstatement to the satisfaction of the City, and the rectification of any damage to the City's infrastructure or any other service within the road reserve as a result of any works.

A4.6.9 Applicant must notify the City 24 hours prior to the installation to confirm the installation date and time, and within 24 hours of completing installation, to confirm installation is complete.

A4.6.10 The parklet or eatlet shall primarily be built off site. A Traffic Management Plan, prepared at the applicant's expense, shall be required where the installation works cannot be undertaken from the footpath.

A4.6.11 Applicant must permit dogs in the parklet or eatlet.

A4.6.12 Applicant must not permit or encourage smoking in the parklet or eatlet.

A4.6.13 Applicant must ensure parklets and eatlets are maintained in a clean, tidy, good, inoffensive and aesthetically appealing condition at all times.

A4.6.14 Applicant must ensure any plants associated with the parklet or eatlet are maintained in a healthy, neat and tidy condition at all times.

A4.6.15 Applicant must remove any decked platform, affixed street furniture and replace any planting, at the applicant's expense, and make good to the satisfaction of the City at the request of the City or public utility provider within 14 days of receiving the request. Reasons for removal requests may include but are not limited to required service access and non-compliance with the executed agreement.

A4.6.16 In the case of planned maintenance, the applicant is responsible for the removal, storage and reinstallation of the parklet or eatlet.

APPLICANT RESPONSIBILITIES

A4.6.17 Applicant must report any changes to business or property ownership to the City and ensure that if a change in ownership occurs, the applicant will either remove any decked platform or affixed furniture or transfer the agreement to the new owner in consultation with the City.

A4.6.18 Applicant must install a minimum of two City provided Vibrant Public Space signs prior to installation completion.

A4.6.19 Applicant to renew vibrant public spaces agreement.



4.7 Approval Process and Compliance

Parklet and eatlet proposals which achieve the applicable design requirements, and where the applicant agrees to fulfill the applicant responsibilities, shall be approved under delegation and an agreement prepared for execution prior to installation.

1	Read the Vibrant Public Spaces Policy and Guidelines
2	Plan your proposal <i>What type of vibrant public space do you want?</i>
3	Express your interest in developing a proposal <i>via mail@vincent.wa.gov.au</i>
4	Meet City representative on site <i>Determine site suitability and discuss proposal ideas</i>
5	Have a conversation with your neighbours <i>Will they support the proposal?</i>
6	Design your proposal in consultation with the City <i>Pay design fee if applicable</i>
7	Submit proposal application, plans and pay applicable fee <i>Include neighbour support and certification information</i>
8	Community engagement and advertising <i>Refer engagement requirements</i>
9	Finalise proposal application <i>Revise following community engagement as required</i>
10	Submit complete proposal application <i>Refer proposal application form and checklist</i>
11	Proposal application assessment <i>Meets requirements? no (return to 6) yes (progress)</i>
12	City prepares proposal application assessment report <i>Proposal recommended for approval or refusal</i>
13	City prepares vibrant public space agreement <i>Only if proposal application approved</i>
14	Review and sign vibrant public space agreement <i>Pay approval fee</i>
15	Vibrant public space agreement issued <i>Requires renewal by specified date</i>
16	City completes paving enhancement works <i>For applicable proposal applications</i>
17	Applying for a liquor licence for your eatlet? <i>Prepare and submit licence application to DLGSC</i>
18	Notify City 24 hours prior to installation and within 24 hours of completing installation
19	Enjoy and maintain the vibrant public space!

Applicant responsibility
City of Vincent responsibility



Non-compliance with the executed vibrant public space agreement will result in:

- an onsite inspection to confirm any departures from the agreement;
- written notification to confirm the departures which require remediation; and
- removal of the parklet or eatlet, should the departures not be addressed within 21 days of the written notification being issued.

05 OTHER PROPOSAL

5.1 Design and Location Permissibility

Other proposals shall be accepted for assessment where a complete vibrant public spaces application form is submitted, inclusive of justification regarding how the proposal:

- is publicly accessible;
- provides public benefit;
- addresses Policy Objectives; and
- meets the Design Objectives 05.2.1 - 05.2.10.

5.2 Design Objectives

DESIGN OBJECTIVES
05.2.1 Respond to and enhance the distinctive characteristics of a local area, contributing to a sense of place.
05.2.2 Integrate landscape design and contribute to community wellbeing through the protection and/or enhancement of the green network.
05.2.3 Ensure that massing and height are appropriate and sympathetic to existing built form and the intended future character of the local area.
05.2.4 Meet the needs and expectations of the community, balancing durability, maintenance and service access requirements with aesthetic quality.
05.2.5 Contribute positively to environmental, social and economic outcomes through passive environmental design, enhancement of the green network and promotion of active transport modes.
05.2.6 Provide comfortable spaces for the community that encourage physical activity, enable a range of uses, and are accessible to all.
05.2.7 Provide places that are legible, with good lines of sight to key locations, clear connections and easily identifiable elements to help people find their way around.
05.2.8 Optimise safety and security, supporting safe behaviour and use, by maximising opportunities for passive surveillance, integrating safety requirements, and following Crime Prevention through Environmental Design (CPTED) design principles.

DESIGN OBJECTIVES
05.2.9 Respond to local community needs and the wider social context by delivering a mix of public spaces that support a diverse range of people and facilitate social interaction.
05.2.10 Contribute to a unique place identity, high level of amenity, and result in attractive and inviting places through scale, arrangement, articulation and material quality.

5.3 Approval Requirements

Other proposals must fulfill the approval requirements prescribed in the table below in order to obtain approval.

APPROVAL REQUIREMENTS											
Adjacent Businesses/Tenants	28 Days/ Owners/ Occupiers 200m Radius	Website/ Notice in Business Window	Sign on Site/ Local Newspaper	Structural/ Product Certification	Building Approval	Delegated Authority/ Agreement	Planning Approval	Council Decision/ Licence	Application/ Design	Approval	Annual Renewal
Engagement			Approval				Fee				
✓	✓		✓	✓	*		✓	✓	✓	✓	✓

- ✓ required
- building permit required where a proposal exceeds 10sqm in area or 2.4m in height, as building code exemptions do not apply under Building Regulations 2012, Sch 4, Clause 2
- * 10sqm in area or 2.4m in height, as building code exemptions do not apply under Building Regulations 2012, Sch 4, Clause 2

5.4 Applicant Responsibilities

APPLICANT RESPONSIBILITIES	APPLICANT RESPONSIBILITIES
<p>A5.4.1 Applicant must engage with adjacent businesses and tenants to inform them of the proposal.</p>	<p>A5.4.13 Applicant must remove any affixed structures, at the applicant's expense, and make good to the satisfaction of the City at the request of the City or public utility provider within 14 days of receiving the request. Reasons for removal requests may include but are not limited to required service access and non-compliance with the executed licence.</p>
<p>A5.4.2 Applicant must complete vibrant public space proposal application form inclusive of scaled site plan, proposal precedent imagery and demonstrated neighbour support.</p>	<p>A5.4.14 In the case of planned maintenance, the applicant is responsible for the removal, storage and reinstallation of the vibrant public space.</p>
<p>A5.4.3 Applicant must pay application/design and approval fees, as prescribed in the City's annual fees and charges.</p>	<p>A5.4.15 Applicant must report any changes to business or property ownership to the City and ensure that if a change in ownership occurs, the applicant will either remove any affixed structures or transfer the licence to the new owner in consultation with the City.</p>
<p>A5.4.4 Applicant must provide structural or product certification as determined by the City.</p>	<p>A5.4.16 Applicant to renew vibrant public spaces agreement and pay renewal fee as prescribed in the City's annual fees and charges.</p>
<p>A5.4.5 Applicant must indemnify the City and its employees, agents or contractors, against all actions, suits, claims, damages, losses and expenses made against or incurred by the City arising from any activity, action or thing performed or erected or installed in accordance with the executed licence.</p>	<p>A5.4.17 Applicant must install City provided and prescribed Vibrant Public Space signs prior to installation completion.</p>
<p>A5.4.6 Applicant must hold current a policy of insurance for Public Liability for an amount of not less than \$20,000,000.00 (twenty million dollars). A copy of the current certificate is to be provided to the City.</p>	<h3>5.5 Approval Process</h3>
<p>A5.4.7 Where excavation is required, the applicant is responsible for lodging and completing a Dial Before You Dig enquiry prior to the commencement of excavation.</p>	<p>Other proposals which demonstrate they are publicly accessible and address and achieve the Policy Objectives and Design Objectives O5.2.1 - O5.2.10 shall be progressed through the following approvals process.</p>
<p>A5.4.8 Where excavation is required the applicant is responsible for reinstatement to the satisfaction of the City, and the rectification of any damage to the City's infrastructure or any other service within the road reserve as a result of any works.</p>	
<p>A5.4.9 Applicant must permit dogs in the vibrant public space.</p>	
<p>A5.4.10 Applicant must not permit or encourage smoking in the vibrant public space.</p>	
<p>A5.4.11 Applicant must ensure the vibrant public space is maintained in a clean, tidy, good, inoffensive and aesthetically appealing condition at all times.</p>	
<p>A5.4.12 Applicant must ensure any plants associated with the vibrant public space are maintained in a healthy, neat and tidy condition at all times.</p>	

01 STREET FURNITURE | 02 AFFIXED FURNITURE | 03 POP-UP PARKLET/EATLET | 04 PARKLET/EATLET | 05 OTHER PROPOSAL

1	Read the Vibrant Public Spaces Policy and Guidelines
2	Plan your proposal <i>What type of vibrant public space do you want?</i>
3	Express your interest in developing a proposal <i>via mail@vincent.wa.gov.au</i>
4	Meet City representative on site <i>Determine site suitability and discuss proposal ideas</i>
5	Have a conversation with your neighbours <i>Will they support the proposal?</i>
6	Design your proposal in consultation with the City <i>Refer design and location requirements and present to City's Design Review Panel if applicable</i>
7	Submit proposal application, plans and pay application fee <i>Include neighbour support and justification information</i>
8	Community engagement and advertising <i>Refer engagement requirements</i>
9	Finalise application <i>Revise following community engagement as required</i>
10	Submit complete application for Council consideration <i>Refer application form and checklist</i>
11	Proposal application assessment <i>Meets requirements and Policy & Design Objectives?</i> <i>no (refusal - cease approvals process)</i> <i>yes (recommended for approval - progress to 12)</i>
12	City prepares Council report and licence terms <i>Draft licence terms provided to applicant</i>
13	Applicant reviews licence terms <i>Agrees to the terms in writing to progress proposal</i>
14	Vibrant public space report presented to Council <i>Recommending Council endorse proposal application, Development Application (if applicable) and licence for signing</i>
15	Council endorse recommendation? <i>no (cease approvals process)</i> <i>yes (progress to 16)</i>
16	Development Application signed by City <i>Development application approved under delegated authority or returned to Council for decision if required</i>
17	Licence signed by City <i>Licence executed following Development Application approval under delegated authority or by Council</i>
18	Pay applicable approval fee <i>As prescribed in the City's annual fees and charges</i>
19	Notify City 24 hours prior to installation and within 24 hours of completing installation
20	Enjoy and maintain the vibrant public space!

Applicant responsibility
City of Vincent responsibility



Source: Abacus Espresso Project: Electric Lane, Leederville



Source: Divisare Designer: 100 Architects Project: Hang Out
Photo: Amey Kandalgankar - Pudong, Shanghai