

8.2.15 Roadside stall code

8.2.15.1 Application

This code applies to assessing material change of use for development involving a *roadside stall*.

8.2.15.2 Purpose

- (1) The purpose of the roadside stall code is to ensure that the use is low key, small scale and located and designed in a way which minimises the visual impact on surrounding uses, the environment and the *road* frontage.
- (2) The purpose of the code will be achieved through the following overall outcomes:
 - (a) *roadside stalls* are of a very limited scale and intensity in order to protect amenity and limit the retail sale of goods outside urban areas;
 - (b) the primary produce sold at *roadside stalls* has a direct connection with the *premises* on which is it located;
 - (c) no additional vehicular access is provided; and
 - (d) informal *on-site* parking is provided.

8.2.15.3 Assessment benchmarks

Part A – Requirements for accepted development and assessment benchmarks for assessable development

Table 8.2.15.3 - Requirements for accepted development and assessment benchmarks for assessable development

Performance outcomes	Acceptable outcomes
For accepted development subject to requirements and assessable development	
Location	
PO1 The retail sale of primary produce is low key, small scale, and has a direct nexus with the land on which the use is located. The sale of primary produce from other <i>premises</i> does not occur. Editor's Note - For Roadside Stalls on a State-controlled road, contact the Department of Transport and Main Roads for further information about obtaining a 'Road Corridor Permit' under the <i>Transport Infrastructure Act 1994</i> .	AO1.1 Products offered for sale are produced on the <i>premises</i> or land holding on which the <i>roadside stall</i> is located. AO1.2 Only one <i>roadside stall</i> is provided per premises.
Intensity, access, and parking	
PO2 The display and sale of primary produce maintains the amenity, character and safety of rural areas.	AO2.1 Any <i>structure</i> used for the sale of produce is: (a) limited to 20 square metres of <i>gross floor area</i> ; and (b) setback a minimum of 15 metres from any <i>site</i> boundary.