

MOVEABLE SIGNS POLICY

Policy No: DCSB-I.14.09	Approved on: June 2023	Administered by: Manager of Prosperity
Last Reviewed: June 2023	Review Date June 2024	Record No: 401762
Classification: Infrastructure		
Strategic Plan link: A robust and adaptive economy that provides sustainable employment		
References and related Policies, Procedures and Forms: <i>Local Government Act 1999</i> <i>Local Government Elections Act</i> By-Law #2 Moveable Signs Permits and Penalties By-Law #X 2017 DCSB-I-14.06 Advertising Policy DCSB-I-14.02 Cross Over, Road Verge and Driveway Policy DCSB-PM-16.06 Private and Business Use of Road Reserves		

Contents

1. Introduction.....	3
2. Legislative Background	3
3. Objectives	3
4. Definitions	4
5. Policy Statement	4
6. Review and Evaluation	4
7. Further Information and Policy Availability	4
8. Document History	Error! Bookmark not defined.

1. Introduction

The District Council of Streaky Bay (**the Council**) recognises that the use of roads and local government land for the placement and display of moveable signs may have an effect on the amenity and environment as well as safety issues for road users.

The purpose of this policy is to facilitate Council exercising its powers under the *Local Government Act 1999* (**the Act**) to encourage the safe display and use of moveable signs in appropriate locations within the Council's area.

The restrictions on the placement of moveable signs may not be appropriate in all circumstances and the Council therefore wishes to allow for the placement of certain moveable signs that would otherwise be a contravention of the *Moveable Signs By-law 2017* (**the By-law**).

2. Legislative Background

Clause 8 of the By-law provides the following:

8. Placement

A moveable sign must not be:

- 8.1 placed on any part of a road other than the footpath area;
- 8.2 placed on a footpath that is less than 2.5 metres wide;
- 8.3 tied, fixed or attached to, or placed closer than 2 metres from another structure, object (including another moveable sign), tree, bush or plant;
- 8.4 placed on a designated parking area or within 1 metre of an entrance to any business or other premises;
- 8.5 placed on the sealed part of a footpath, if there is an unsealed part on which the sign can be placed in accordance with this By-law;
- 8.6 placed so as to interfere with the reasonable movement of persons or vehicles using the footpath or road in the vicinity of where the moveable sign is placed;
- 8.7 placed closer than 1.5 metres to the kerb (or, if there is no kerb, to the edge of the carriageway of a road or the shoulder of the road, whichever is the greater);
- 8.8 placed on a landscaped area, other than landscaping that comprises only lawn;
- 8.9 placed within 10 metres of an intersection of two or more roads;
- 8.10 placed on a footpath area with a minimum height clearance from a structure above it of less than 2 metres;
- 8.11 displayed during the hours of darkness unless it is clearly lit; or
- 8.12 be placed in such a position or in such circumstances that:
 - 8.12.1 it compromises the safety of any person or places a person at risk of harm; or
 - 8.12.2 it obstructs or impedes (or would be likely to obstruct or impede) a vehicle door when opened, provided that the vehicle is parked lawfully on a road.

In accordance with the Council's *Permits and Penalties By-law 2017*, permission means the permission of the Council, or such other person as the Council may authorise, granted in writing (including, by way of the Council adopting a policy for this purpose) prior to the act, event of activity to which it relates.

3. Objectives

The Act and the Council's Role

The Council is responsible for the policing and enforcement of its by-laws.

The purpose of this policy is to provide persons with general written permission to place moveable signs on certain local government land that would otherwise be contrary to Clause 8 of the By-law.

4. Definitions

Relevant terms in this policy are defined in the By-law and the Council's *Permits and Penalties By-law 2017*.

5. Policy Statement

General Permission under Clauses 8.2, 8.3, 8.5, 8.7 and 8.9 of the By-law

1. Council gives **general permission** to any person to place a permitted moveable sign:
 - 1.1. on a road verge that is less than 2.5 metres wide but greater than 1.2 metres wide;
 - 1.2. tied, fixed or adjacent to, or placed closer than 2 metres from another structure, object, tree, bush or plant;
 - 1.3. on a sealed or unsealed part of a footpath where, in the opinion of an authorised person, placement would not endanger the safety of road users;
 - 1.4. closer than 1.5 metres to the kerb where, in the opinion of an authorised person, placement within 1.5 metres of the kerb would not endanger the safety of road users; and
 - 1.5. within 10 metres of an intersection of two or more roads unless an authorised person form the opinion the placement of the sign would endanger the safety of road users.

In this clause, a *permitted moveable sign* is a moveable sign that otherwise complies with the provisions of clause 7 and 8 of the By-law.

Consideration of other forms of signage should be referred to DCSB I 14.06 Advertising Policy

6. Review and Evaluation

The Policy shall be reviewed every three (3) years unless required by legislation or other operational requirements.

7. Further Information and Policy Availability

This policy will be available for inspection at the Council offices listed below during ordinary business hours and available to be downloaded, free of charge, from Council's internet site: www.streakbay.sa.gov.au

District Council of Streaky Bay
29 Alfred Tce
Streaky Bay SA 5680

Copies will be provided to interested parties upon request. Email dcstreaky@streakybay.sa.gov.au

8. Document History

Version	Change Description	Date	Author
1.0	New Document	11 May 2021	Manager, Community and Economic Development