



POLICY

LIQUOR LICENSING POLICY

Approved by: *City Strategy and Policy Committee 13 August 2007*

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Responsible Officer

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INTRODUCTION

About the Liquor Licensing Policy

In South Australia under the Liquor Licensing Act 1997¹ (Act), a licence is required to supply liquor in accordance with the licence conditions. The Liquor Licensing Policy provides a clear picture of Council's expectations for licensed premises in the City, and is an important policy tool to assist managing the mix of different land uses.

An application for a liquor licence is made to the Licensing Authority and it is a requirement of the Act that councils are informed of any new licence application or significant variation to the conditions of a licence.

The Act provides Council the opportunity to intervene on any matter before the Licensing Authority for the purpose of making representations or objecting to a licence application. This Policy establishes a framework to guide Council in representations before the Licensing Authority. Council will actively seek to ensure over time that all premises within the City are consistent with the standards specified in this Policy.

The Licensing Authority will have due regard to Council's position expressed in this Policy but it is not bound by them. The Licensing Authority will form its own judgement on a liquor licence application, based on the case presented by the applicant and any objectors or intervenor.

This Policy supports the attainment of the Desired Character of the City's Zones and Policy Areas as set out in the Adelaide (City) Development Plan². The Development Plan provides the basis for assessment of development proposals under the Development Act 1993. This Liquor Licensing Policy is only a relevant consideration in development assessment to the extent justified by the Development Plan.

The development assessment process under the Development Act 1993 and Development Regulations 1993 is separate, but linked, to procedures under the Liquor Licensing Act 1997. The Licensing Authority requires that any necessary Development Approval (Planning and Building Consent) has been obtained prior to the issue of, or significant variation to, a liquor licence. Relevant conditions imposed by Council on a Development Approval as part of the development assessment process are adopted by the Licensing Authority as licence conditions and repeated on the liquor licence issued.

This Policy sets out a range of standard non-negotiable and negotiable conditions, which Council will seek to have included on liquor licences. These conditions take into account:

- noise and other disturbance;
- types of entertainment;
- outdoor activities;
- refuse storage and disposal; and
- hours of operation.

Also included in the Policy are more specific conditions applicable in different parts of the City. Both general and area-specific conditions will apply.

Conditions are intended to maintain and enhance the amenity and character of the City, taking into account the concerns of different stakeholders including residents, neighbouring businesses and, the police, and the role of licensed premises in various areas of the City.

While the conditions set out in this Policy are standard, Council may seek to vary these conditions for any licence, depending upon the particular circumstances of that case.

Application of Liquor Licensing Policy to Existing Premises.

Council's long term intent is that the operation of all licensed premises aligns with the Liquor Licensing Policy. Therefore the standards of the policy will be sought to be applied to license applications for both new and existing premises, in terms of extensions to those premises, new or varied license applications, transfer of applications, and where necessary, interventions by Council. At its discretion, Council may take account of the history of operation of existing premises to guide the nature and extent of conditions recommended to the Licensing Authority for inclusion in any license application,

COUNCIL-WIDE

STANDARD LICENCE CONDITIONS – NON-NEGOTIABLE

All Licensed Premises

1. There shall be no loudspeakers placed on or in the fascia of the premises, balcony or in any adjacent outdoor area or footpath.
(To minimise the impact of noise¹.)
2. Noise attenuation measures² should achieve the following: when assessed at:
 - (a) the nearest existing noise sensitive location in or adjacent to that zone at the date of the application to the Licensing Authority:
 - (i) music noise (L10, 15 min) shall be less than 8 dB above the level of background noise (L90,15 min) in any octave band of the sound spectrum; and
 - (ii) music noise (LA10, 15 min) shall be less than 5 dB(A) above the level of background noise (LA90,15 min) for the overall (sum of all octave bands) A-weighted levels; and
 - (b) where located in the Central Business Area, Mixed Use or Main Street Zones, at the nearest envisaged future noise sensitive location in or adjacent to that zone at the date of the application to the Licensing Authority:
 - (i) music noise (L10, 15 min) shall be less than 8dB above the level of background noise (L90,15 min) in any octave band of the sound spectrum and music noise shall be (L10, 15 min) less than 5dB(A) above the level of background noise (LA90,15 min) for the overall (sum of all octave bands) A-weighted levels; or
 - (ii) music noise (L10, 15 min) shall be less than 60dB(Lin) in any octave band of the sound spectrum and the overall (LA10,15 min) noise level is less than 55 dB(A).

¹ Adelaide City Council Development Plan Council-wide Principle of Development Control 90
www.planning.sa.gov.au/edp/pdf/AD.PDF 17 May 2007.

² Adelaide City Council Development Plan Council-wide Principle of Development Control 89
www.planning.sa.gov.au/edp/pdf/AD.PDF 17 May 2007.

3. All external doors and windows are to be closed when the “in-house” sound system is in use (other than for playing low level background music), live entertainment is being undertaken or a jukebox is available for use, subject to the ventilation requirements of Part F of Volume 1 of the Building Code of Australia being adequately addressed. Changes required to satisfy the Building Code of Australia may require a development application to be lodged with Council in order to seek Development Approval. *For further information, please contact Council’s Development Assessment Section.*
(To minimise “spill out” of noise emissions.)

In the interests of safety all external doors and windows are required to be closed, not locked. Possible noise attenuation techniques are listed below and available on Council’s website at www.adelaidecitycouncil.com/noise, including information on attenuated ventilators.

4. Loudspeakers should be directed away from the entrance to or exit from the premises and into the premises proper.
(To minimise “spill out” of noise emissions.)
5. Late night premises (in particular premises providing entertainment) should provide approved crowd controllers at a minimum rate of one approved crowd controller per 100 patrons to control:
 - (a) inside the licensed premises;
 - (b) while patrons are approaching or leaving those licensed premises;
 - (c) outdoor dining areas.

Duties shall include patrol of the vicinity of the premises with a view to ensuring the orderly and quiet departure of patrons and to ensure that the amenity of the locality is not affected in a negative way.

Desirably, crowd controllers will be in place early each night.

6. Licensees or their approved crowd controllers for late night licensed premises (in particular premises providing entertainment, but excluding restaurants) shall manage queuing of patrons parallel to the building, with the queue sited to maintain minimum 1.8 metre footpath clearance for pedestrians, to enable orderly queuing and pedestrian movement.

Achieving a queue clearance distance of 1.8 metres may have implications for any outdoor dining area and permit approved under the Local Government Act.

7. The Licensee shall at all times have displayed at all exits from the premises clearly visible and legible to persons leaving the premises, signs in the form of, or like: *“Please Leave These Premises As Quietly And Quickly As Possible So As Not To Disturb Nearby Residents”* (wording negotiable/condition negotiable for restaurants/does not apply to dedicated fire exits).

Restaurants Only

1. The premises shall be used primarily as a licensed restaurant with meals being available to patrons at all times when the premises are open to the public. Any entertainment is to be ancillary to this prime use.
(To ensure that entertainment is ancillary to the premises use as a restaurant.)
2. No advertisement or promotion of the premises for or on behalf of the licensee shall use the words "DJ", "disc jockey", discotheque, "disco", "nightclub", "dance club", "rock band venue", "karaoke", "recovery", "rave", "bar", "tavern", "inn" or "pub".
(To ensure that entertainment is ancillary to the premises use as a restaurant.)

STANDARD LICENCE CONDITIONS - NEGOTIABLE

All Licensed Premises

1. The premises or entertainment to take place within the premises shall not be advertised or promoted by the licensee or any of its entertainers by way of posters or other advertising material fixed to, attached to, or marked on any Council property without the authorisation of the Corporation of the City of Adelaide, any property or structure without the authorisation of the relevant State Government agency or infrastructure provider, or any private property without the authorisation of the landlord.
2. Owners and operators should ensure that the public areas immediately abutting the premises are kept clean and tidy. Removal of rubbish including cigarette butts, papers, bottles etc should be carried out at regular intervals by the operator.
3. To reduce disturbance to residents and hotel guests, the movement of garbage³ and refuse (including empty bottles and cans) from inside the premises to outside storage bins or areas should not occur:
 - (i) after 10.00pm; and
 - (ii) before 7.00am Monday to Saturday or before 9.00am on a Sunday or Public Holiday.

Movement of waste (other than cans/bottles or other waste movement with a risk of undue noise) from inside to outside the premises can occur outside these hours provided noise is minimised.

4. To reduce disturbance to residents and hotel guests, garbage⁴ or refuse (including empty bottles and cans) is not to be available for collection by waste disposal or similar operators:
 - (i) after 10.00pm; and
 - (ii) before 7.00am Monday to Saturday or before 9.00am on a Sunday or Public Holiday.

³ Adelaide City Council Development Plan Council-wide Principle of Development Control 92
www.planning.sa.gov.au/edp/pdf/AD.PDF 17 May 2007

⁴ Adelaide City Council Development Plan Council-wide Principle of Development Control 92
www.planning.sa.gov.au/edp/pdf/AD.PDF 17 May 2007

5. The licensee shall at all times have displayed at all staff exits and in the garbage storage area clearly visible and legible signs in the form of, or like "Bottles and cans are not to be moved from inside the premises to outside, and garbage is not to be collected by waste operators (other than by Council or its operators), after 10pm or before 7am (9am Sunday/Public Holiday.). Movement of other waste from inside to outside the premises after 10pm should occur quietly"(wording negotiable).
6. The operator shall provide and maintain butt-out bins in and around the premises for patrons' use in accordance with Council guidelines, including emptying such bins when full and maintaining such bins to an acceptable standard. For further information, please contact Council's Environmental Health Department.

Restaurants only

1. Entertainment shall be limited to solo artists, two piece jazz bands or similar.
(To ensure that entertainment is ancillary to the premises use as a restaurant.)
2. Entertainment shall not include any disc jockey or karaoke type activities.
3. Any entertainment provided shall not:
 - a. be advertised or promoted to the general public in any fashion which promotes the premises as an entertainment venue;
 - b. incur a door charge whereby monies are collected from persons as they enter the premises;
 - c. result in queuing at the front of the premises by persons waiting to gain entry.

(To ensure that entertainment is ancillary to the premises use as a restaurant)

Street Parties and Other Special Events:

The Licensing Authority may grant limited licences for special events that require a variation to the standard licence conditions. Council has the opportunity to comment in these instances.

Council will generally seek hours of operation and conditions for limited licences that are in keeping with the standard hours of operation set out for the relevant Licensing Precinct. Only in exceptional circumstances will operating hours outside of these standard hours be agreed for street parties and special events.

In some circumstances, non-negotiable conditions may be waived in respect of street parties and special events where Council considers that there is likely to be no detrimental impact on the desired character of the precinct.

Noise Attenuation

Conditions limiting levels of noise emanating from premises are standard and non-negotiable throughout all Licensing Precincts. Listed below are suggested ways for Licensees to attenuate noise emanating from their premises. Any or all of these techniques will assist in adhering to the noise level limits that are a condition of any liquor licence.

Where noise levels are an issue, Council may seek to have one or more of these noise attenuation techniques included as a condition of a liquor licence.

Possible noise attenuation techniques:

- installation of an in-house music system which has a limiting device that monitors and controls the volume of the system so that the maximum internal noise level certified by the acoustic engineer is not exceeded;
- treatment of openings, such as by airlocks and seals for doors, sealing of wall and roof vents and treatment of ventilation and air-conditioning paths;
- acoustic treatment of building elements, such as sealing and double glazing of windows or upgrading roof construction;
- no entertainment on or in any balcony or outdoor area;
- no loud speakers placed on or in the fascia of the premises, balcony or any adjacent outdoor area or footpath;
- external windows and doors are kept closed when live entertainment is taking place subject to ventilation requirements of part F of volume 1 of the Building Code of Australia being adequately addressed;.
- locating and designing entrances and fencing to assist in keeping patrons away from noise sensitive areas;
- locating car park, delivery and rubbish collection areas away from noise sensitive development and limiting times of activity to minimise noise impacts;
- limiting the type of entertainment provided e.g. no rock bands;
- provision of air locks and door closers;
- the setting of internal noise limits together with requirement for management to possess a decibel notch in order to ensure that noise levels are not exceeded;
- In those instances where doors and windows are to be closed and mechanical ventilation is required it may be necessary to lodge a development application to seek Development Approval to undertake any required building works.

Non-negotiable noise conditions are applied in this policy based on existing land uses in the vicinity of the premises at the date of the application to the Licensing Authority. Land uses sensitive to noise, such as housing, proposed in the vicinity of the premises are required under the Adelaide (City) Development Plan to incorporate noise attenuation measures to meet the level of noise permitted to be generated by a licensed premises` liquor licensing conditions.

A Noise Management Information Kit is available from Council. This includes a Technical Fact Sheet⁵ which, while aimed primarily at residential properties, includes suggestions for noise attenuation in association with ventilation mechanisms, including information on attenuated ventilators

⁵ Noise technical Fact Sheet 6 - ACC Noise Management Information Kit

Car Parking

On street car parking associated with licensed premises, especially close to or within residential areas, can result in unwanted disturbance to residents.

Development of a new building for licensed premises within the Mainstreet and Residential Licensing Precincts should provide adequate off street car parking in accordance with the Adelaide (City) Development Plan.

Licensed premises that are proposed within existing buildings will be limited (through application of Development Plan parking standards in the development assessment process) so as to not result in an increase in demand for on-street car parking in the locality.

Use of Public Land associated with Private Land

The use of public land, such as outdoor dining or a balcony over the footpath, associated with a liquor licence on private land may be restricted, such as through reduced operating hours, where there is potential or actual undue impact on housing, undue impact on the amenity of the area or a history of complaint.

As landlord of the public realm, Council can condition, modify or revoke an outdoor dining permit as it sees fit. This permit and its conditions would be reflected on the liquor license issued by the Licensing Authority.

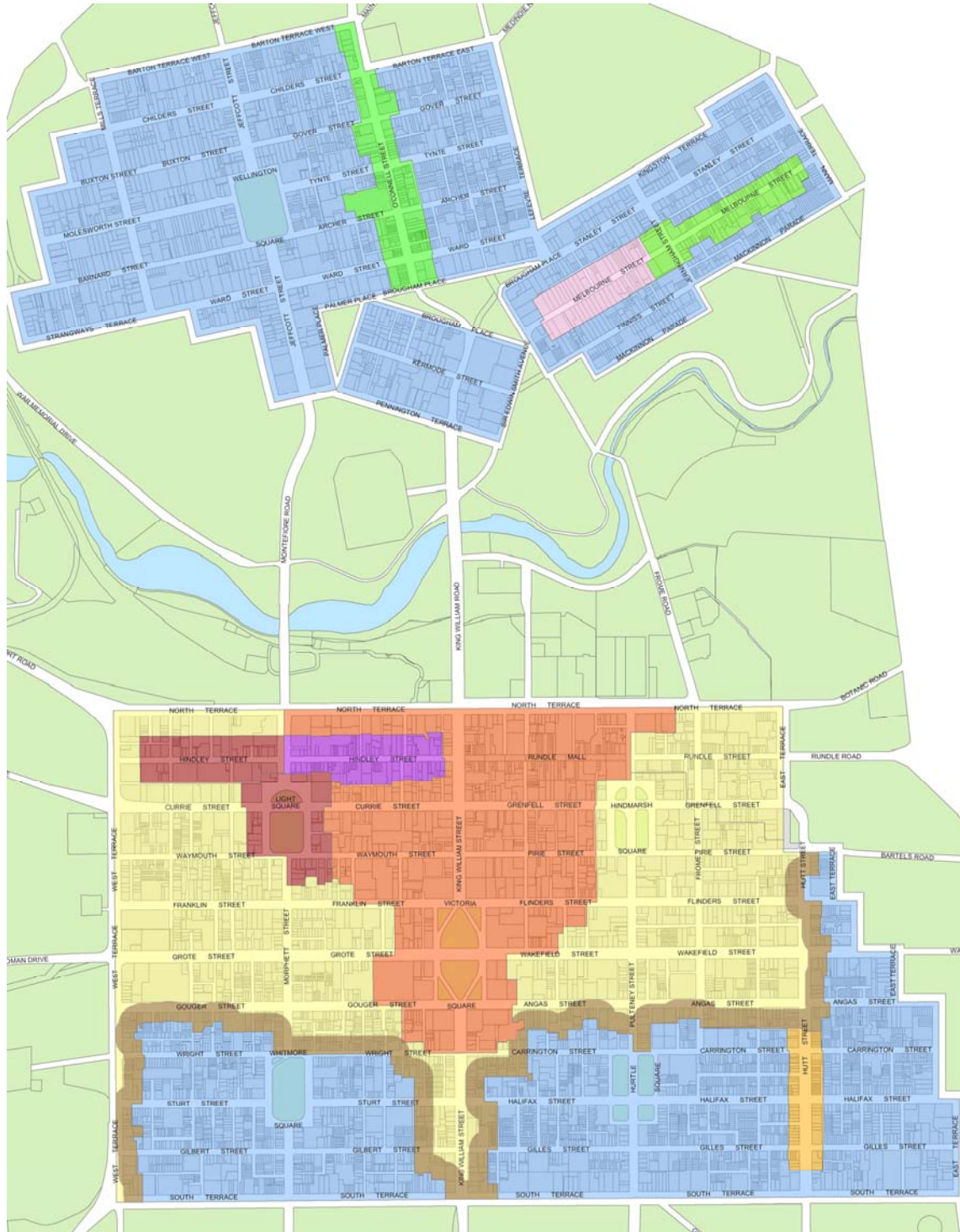
Availability of Food

Council encourages licensees to make food available to patrons when alcohol is served.

Other Relevant Policies

This Policy should be read in conjunction with the Adelaide (City) Development Plan, Outdoor Dining Policy and Operating Guidelines and the Objects on Footpaths Policy and Operating Guidelines.

City Wide Map of Licensing Precincts Closing Hours



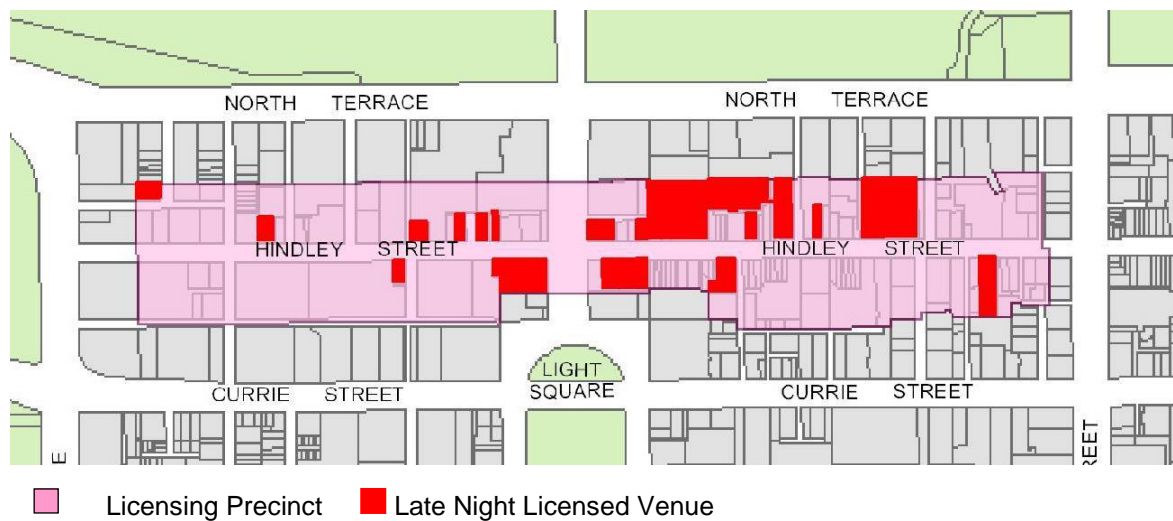
- 6am Saturday and Sunday, 5am Monday to Friday
- 5am close
- 3am Monday to Wednesday, 5am Thursday to Sunday
- 3am (live entertainment 1am)
- 1am Sat/Sun, 12 midnight other days
- 2am Sat/Sun, 12 midnight other days (entertainment to finish at 12)
- 1am Sat/Sun, 12 midnight other days (entertainment to finish at 12)
- 12 midnight any day
- 12 midnight any day

HINDLEY STREET LICENSING PRECINCT

This Licensing Precinct Statement should be read in conjunction with the general provisions and standard conditions at the beginning of this Policy.

Development Plan Zoning:

Under the Adelaide (City) Development Plan, the Hindley Street Licensing Precinct (illustrated in the map below) encompasses a section of the Central Business Area Zone incorporating a section of the Hindley Street & Rundle Mall Policy Areas, plus a section of the Mixed Use Zone, incorporating a section of the West End Policy Area.



Character Statement ¹:

East of Morphett Street, the Hindley Street Licensing Precinct is part of the most intensely developed area of the City and is acknowledged as the City's primary entertainment precinct. This area is intended to be an important shopping, leisure and gathering place for metropolitan Adelaide, with Hindley Street in particular a centre for nightlife and popular entertainment. Licensed entertainment premises, hotels and restaurants are a desired land use in this section of the Precinct and play a prominent role in the character of the area.

West of Morphett Street, the Hindley Street Licensing Precinct is characterised by a vibrant and colourful street life, and a diverse mix of land uses including commercial, residential, education, cultural and community uses. In this section of the Precinct, restaurants and cafes create a lively atmosphere. Licensed premises should contribute to this character.

The Hindley Street Licensing Precinct is an area where licensed premises in the form of restaurants and hotels and licensed entertainment premises are encouraged and the hours of operation should be the most flexible within the City, reflecting Council's vision for the area.

The development of more licensed premises and entertainment premises is sought in the Hindley Street Precinct.

¹ The Hindley Street Licensing Precinct Character Statement summarizes the relevant policy statements from the Hindley Street and Rundle Mall Policy Area of the Central Business Area Zone in the Adelaide (City) Development Plan www.planning.sa.gov.au/edp/pdf/AD.PDF 17 May 2007

STANDARD LICENCE CONDITIONS – NON-NEGOTIABLE

Standard conditions that Council **will** seek to have attached to a liquor licence:

All Licensed Premises

1. Hindley Street, East of Morphett Street: The premises shall be closed to the public from no later than 5:00am Monday to Friday and 6:00am Saturday and Sunday, and shall not re-open to the public for the sale of alcohol before 8:00am Monday to Friday and 9:00am on Saturday and Sunday¹.
2. East of Morphett Street, except for Hindley Street: The premises shall be closed to the public from no later than 5:00am on any morning, and shall not re-open to the public for the sale of alcohol before 7:00am¹.
3. West of Morphett Street: The premises shall be closed to the public from no later than 3:00am Monday to Wednesday and 5:00am Thursday to Sunday, and shall not re-open to the public for the sale of alcohol before 8:00am from Monday to Friday and 9:00am on Saturday and Sunday².

STANDARD LICENCE CONDITIONS - NEGOTIABLE

Standard conditions that the Council **may** seek to have attached to a liquor licence as appropriate to the circumstances of the premises will include the following:

All Licensed Premises

1. There shall be no entertainment on or in any balcony or outdoor area³.
(To minimise the impact of noise)

¹ Principle 37 of the Central Business Area Zone in the Adelaide (City) Development Plan
www.planning.sa.gov.au/edp/pdf/AD.PDF 17 May 2007

² Principle 33 of the Mixed Use Area Zone in the Adelaide (City) Development Plan
www.planning.sa.gov.au/edp/pdf/AD.PDF 17 May 2007

³ Note d of Council Wide Principle 89 in the Adelaide (City) Development Plan
www.planning.sa.gov.au/edp/pdf/AD.PDF 17 May 2007

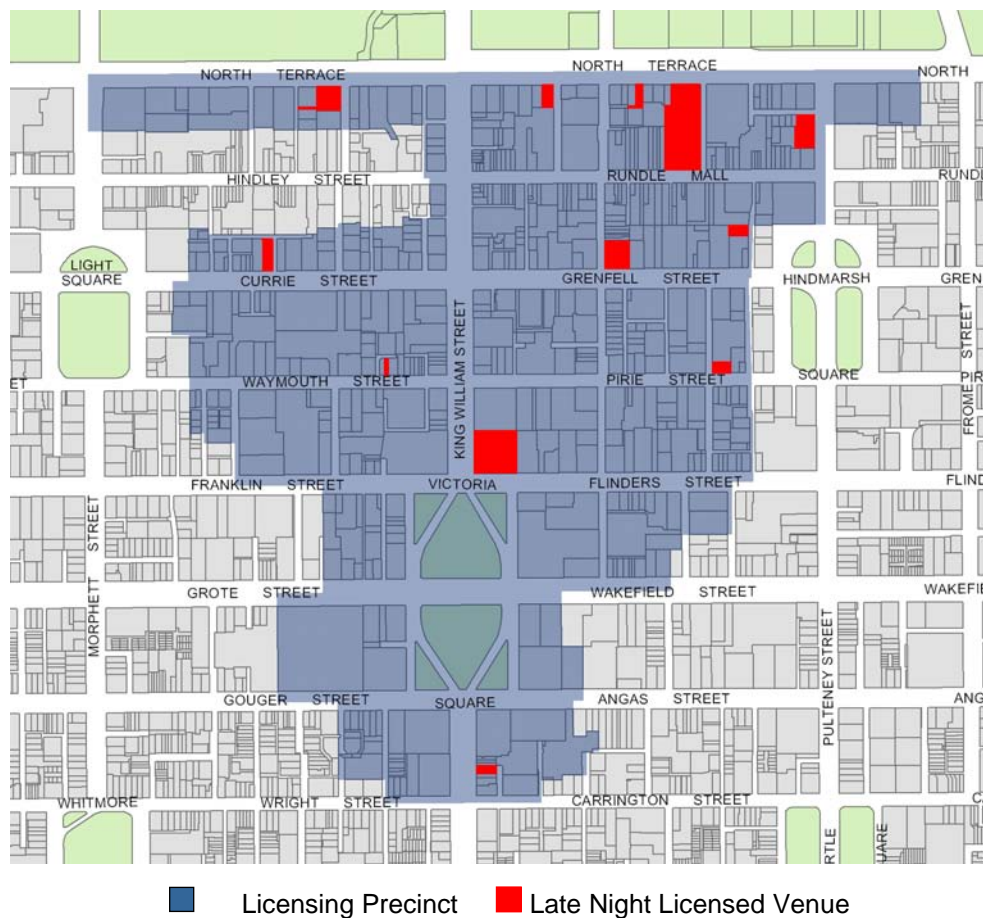
CENTRAL BUSINESS AREA LICENSING PRECINCT

(Excludes the separate Hindley Street and East End Licensing Precincts)

This Licensing Precinct Statement should be read in conjunction with the general provisions and standard conditions at the beginning of this Policy.

Development Plan Zoning:

Under the Adelaide (City) Development Plan, the Central Business Area Licensing Precinct (illustrated in the map below) encompasses all of the Central Business Area Zone (including Policy Areas 13 to 18) except for areas covered by Hindley Street and East End Licensing Precincts (Refer Map).



Character Statement ¹:

The Central Business Area Precinct encompasses the most intensely developed areas of the City, with a vibrant and colourful street life, and a range of unique localities with diverse characters. Throughout the Licensing Precinct, leisure activities and eating and drinking are part of a vibrant mix of commercial, business, retailing, government, educational, community, cultural, visitor accommodation, and city living uses.

¹ The Central Business Area Licensing Precinct Character Statement summarises the relevant policy statements from the Central Business Area Zone in the Adelaide (City) Development Plan www.planning.sa.gov.au/edp/pdf/AD.PDF 17 May 2007

Within the Precinct, licensed premises in the form of hotels, restaurants and cafes are desired land uses that can complement the character and atmosphere of particular localities. A greater number of licensed premises and entertainment premises are sought to add to the mix of activities in most localities.

The Precinct will accommodate a diverse range of land uses that increase the number of eating, drinking and leisure activities. The flexible hours of operation allow licensed premises and entertainment premises to play an important role in the development of the Precinct.

STANDARD LICENCE CONDITIONS – NON-NEGOTIABLE

Standard conditions that the Council **will** seek to have attached to a liquor licence:

All Licensed Premises

1. The premises shall be closed to the public from no later than 5:00am on any morning and shall not re-open to the public for the sale of alcohol before 7:00am on any morning¹.

STANDARD LICENCE CONDITIONS - NEGOTIABLE

Standard conditions that the Council **may** seek to have attached to a liquor licence as appropriate to the circumstances of the premises will include the following:

All Licensed Premises

1. There shall be no entertainment on or in any balcony or outdoor area².
(To minimise the impact of noise).

¹ Principle 37 of the Central Business Area Zone in the Adelaide (City) Development Plan www.planning.sa.gov.au/edp/pdf/AD.PDF 17 May 2007

² Note d of Council Wide Principle 89 in the Adelaide (City) Development Plan 17 May 2007 www.planning.sa.gov.au/edp/pdf/AD.PDF

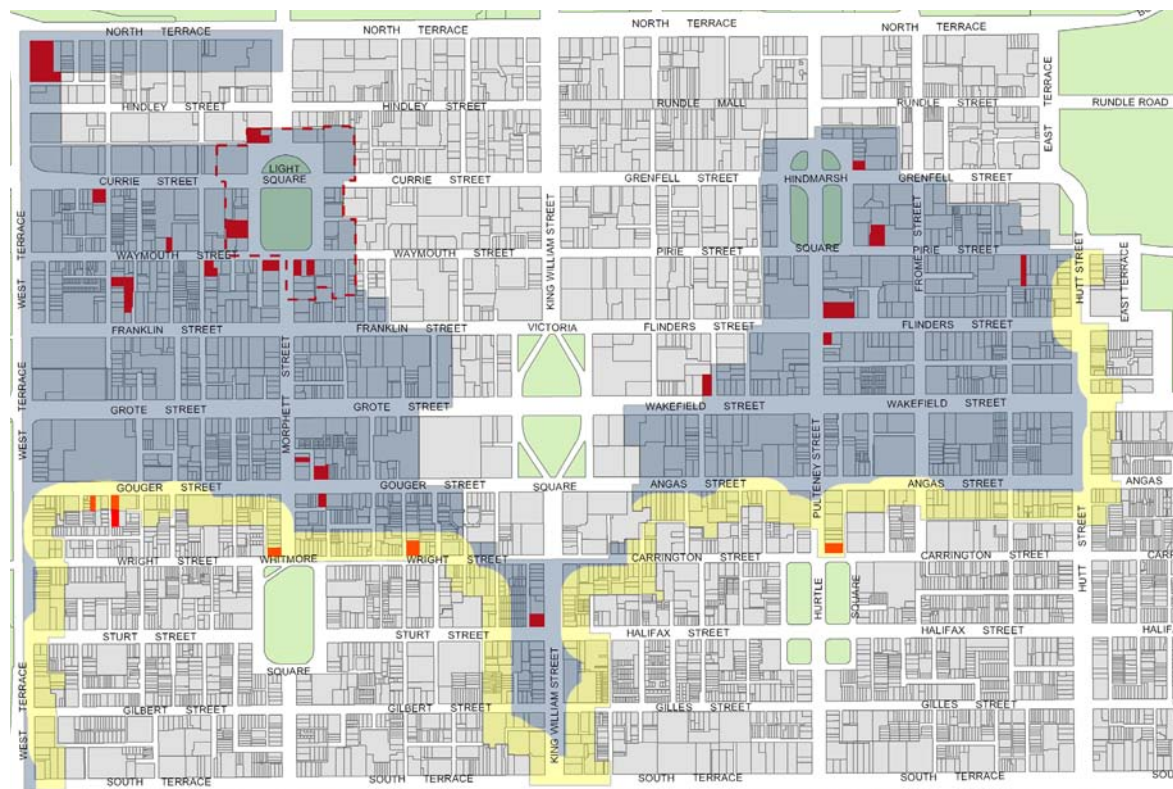
MIXED USE LICENSING PRECINCT

(Excludes the separate Hindley Street and East End Licensing Precincts)

This Licensing Precinct Statement should be read in conjunction with the general provisions and standard conditions at the beginning of this Policy.

Development Plan Zoning:

Under the Adelaide (City) Development Plan, the Mixed Use Licensing Precinct (illustrated in the map below) encompasses all of the Mixed Use Zone (including Policy Areas 21 to 28), excluding areas covered by the Hindley Street Licensing Precinct and the East End Licensing Precinct. (Refer Map).



- Licensing Precinct
- Light Square Policy Area
- Late Night Licensed Venue
- Midnight close except for 1am Saturday and Sunday mornings

Character Statement ¹:

The Mixed Use Licensing Precinct is an area with a vibrant and colourful street life, and a range of unique localities with diverse desired characters. Throughout the Precinct, leisure activities and eating and drinking are part of a vibrant mix of commercial, business, retailing, government, educational, community, cultural, visitor accommodation, city living, service industrial and warehouse activities.

Licensed premises in the form of hotels, restaurants and cafes are desired land uses that can complement the character and atmosphere of particular localities.

¹ The Mixed Use Licensing Precinct Character Statement summarises the relevant policy statements from the Mixed Use Zone in the Adelaide (City) Development Plan www.planning.sa.gov.au/edp/pdf/AD.PDF 17 May 2007

The Mixed Use Zone places greater emphasis on a mix of residential, commercial activities and licensed premises. Licensed entertainment premises are only envisaged in particular Policy Areas of the Mixed Use Zone, with other Policy Areas envisaged a lower intensity mix or a predominantly residential focus.

STANDARD LICENCE CONDITIONS – NON-NEGOTIABLE

Standard conditions that the Council **will** seek to have attached a liquor licence:

All Licensed Premises

1. The premises shall be closed to the public from no later than 3:00am on any morning and shall not re-open to the public for the sale of alcohol before 7:00am on any morning, except:
 - In the Light Square Policy Area as defined in the Development Plan - The premises shall be closed to the public from no later than 3:00am Monday to Wednesday and 5:00am Thursday to Sunday, and shall not re-open to the public for the sale of alcohol before 8:00am from Monday to Friday and 9:00am on Saturday and Sunday.
 - Where premises are within 60 metres of a Residential Zone (including adjoining a Residential Zone) as defined in the Development Plan, in order to achieve an orderly transition, such premises shall be closed to the public from no later than 1 am on Saturday and Sunday mornings and 12 midnight on any other mornings. The premises shall not reopen to the public for the sale of alcohol before 7 am in the morning.
2. There shall be no entertainment after 1:00 am on any morning (except in the Light Square Policy Area as defined in the Development Plan)
(To reduce the disturbance to residents and hotel guests).

STANDARD LICENCE CONDITIONS - NEGOTIABLE

Standard conditions that the Council **may** seek to have attached to a liquor licence as appropriate to the circumstances of the premises will include the following:

All Licensed Premises

1. There shall be no entertainment on or in any balcony or outdoor area¹.
(To minimise the impact of noise.)
2. Where premises are within 60 metres of a Residential Zone (including adjoining a Residential Zone) as defined in the Development Plan, entertainment shall finish at 12 midnight.

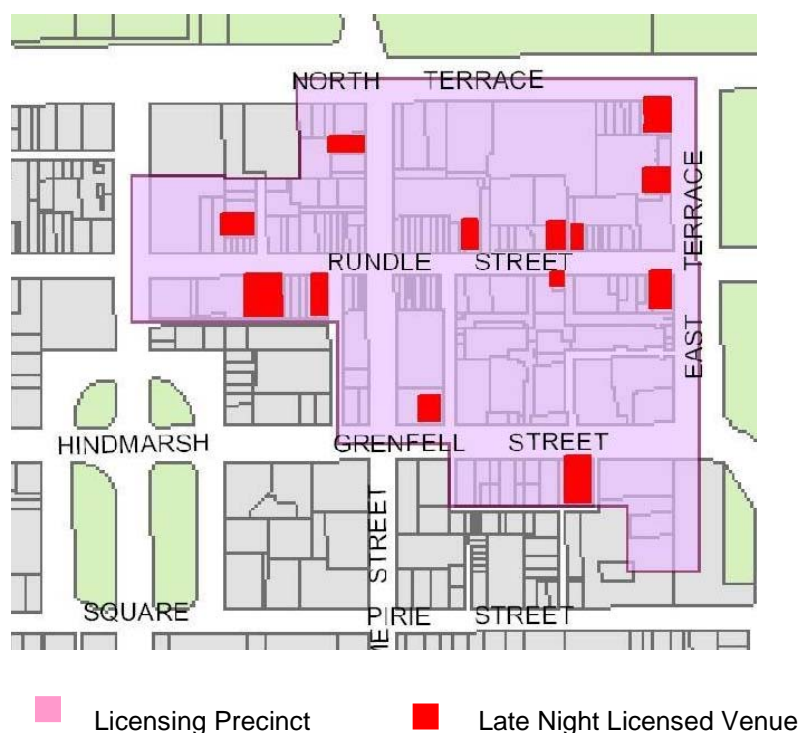
¹ Note d of Council Wide Principle 89 in the Adelaide (City) Development Plan 17 May 2007
www.planning.sa.gov.au/edp/pdf/AD.PDF

EAST END LICENSING PRECINCT

This Licensing Precinct Statement should be read in conjunction with the general provisions and standard conditions at the beginning of this Policy.

Development Plan Zoning:

Under the Adelaide (City) Development Plan, the East End Licensing Precinct (illustrated in the map below) encompasses a section of East End Policy Area 20 of the Mixed Use Zone as well as section of the Rundle Mall and Hindley Street Policy Area of the Central Business Area Zone.(Refer Map)



Character Statement ¹:

The East End Licensing Precinct comprises:

- A distinctive blend of city living, eating and drinking, creative enterprise arts, culture and shopping.
- A vibrant and lively atmosphere, associated with the outdoor restaurants and cafes of Rundle Street.

Shops, restaurants, cafes and hotels or other uses which provide interest and activity on the street frontage should be developed at ground floor frontages to Rundle Street and are desirable at ground floor frontages to Frome Street and East Terrace frontages north of Pirie Street. Outdoor eating and drinking facilities in association with cafes and restaurants are encouraged.

¹ The East End Licensing Precinct Statement contains the relevant policy statements of the East End Policy Area of the Mixed Use Zone in the Adelaide (City) Development Plan 17 May 2007 www.planning.sa.gov.au/edp/pdf/AD.PDF

STANDARD LICENCE CONDITIONS – NON-NEGOTIABLE

Standard conditions that the Council **will** seek to have attached to a licence:

All Licensed Premises

1. The premises shall be closed to the public from no later than 3:00am on any morning, and shall not re-open to the public for the sale of alcohol before 7:00 am on any morning. (To respect the amenity of residents)¹.
2. There shall be no entertainment after 1:00am on any morning. (To reduce disturbance to residents and hotel guests)¹.
3. There shall be no entertainment on or in any balcony or outdoor area. (To minimise the impact of noise)².

STANDARD LICENCE CONDITIONS – NEGOTIABLE

All Licensed Premises

Standard conditions that the Council **may** seek to have attached to a liquor licence as appropriate to the circumstances of the premises will include the following:

1. The ground floor operations of the premises shall operate from 12 noon daily. (To maintain the vibrancy of the locality during the day to contribute to the activity of the street at all times)

¹ Principle 33 of the Mixed Use Zone in the Adelaide (City) Development Plan 17 May 2007
www.planning.sa.gov.au/edp/pdf/AD.PDF

² Note d of Council Wide Principle 89 in the Adelaide (City) Development Plan 17 May 2007
www.planning.sa.gov.au/edp/pdf/AD.PDF

O'CONNELL STREET LICENSING PRECINCT

This Licensing Precinct Statement should be read in conjunction with the general provisions and standard conditions at the beginning of this Policy.

Development Plan Zoning:

Under the Adelaide (City) Development Plan the O'Connell Street Licensing Precinct (illustrated in the map below) aligns with the boundary of the Main Street (O'Connell) Zone. (Refer Map)



■ Licensing Precinct ■ Late Night Licensed Venue

Character Statement ¹:

The area of the O'Connell Street Licensing Precinct is the main focus for retail, commercial and community activities in North Adelaide, with an attractive and distinctive village character and amenity. There is a focus on a high level of amenity for residential development within and around the Licensing Precinct. While licensed premises such as cafes and restaurants are appropriate, late night entertainment activities, such as licensed entertainment premises and hotels, should remain limited and few in numbers and function as a secondary land use in the Precinct to the primary mix of retail, office, leisure and community uses in the Precinct.

Licensed premises need to provide off-street car parking to minimise impacts on residential land uses in the locality in accordance with the Adelaide (City) Development Plan.

¹ The O'Connell Street Licensing Precinct Statement contains the relevant policy statements of the Main Street (O'Connell) Zone in the Adelaide (City) Development Plan 17 May 2007 www.planning.sa.gov.au/edp/pdf/AD.PDF

STANDARD LICENCE CONDITIONS – NON-NEGOTIABLE

Standard conditions that the Council **will** seek to have attached to a liquor licence.

All Licensed Premises

1. The premises shall be closed to the public from no later than 2:00am on Saturday and Sunday mornings and 12:00 midnight on any other mornings. The premises shall not re-open to the public for the sale of alcohol before 7:00 am on any morning.
(To respect the amenity of residents in adjacent residential zones.)
2. There shall be no entertainment after 12:00 midnight on any morning.
(To reduce disturbance to residents.)
3. There shall be no entertainment on or in any balcony or outdoor area¹
(To minimise the impact of noise.)

¹ Note d of Council Wide Principle 89 in the Adelaide (City) Development Plan 17 May 2007
www.planning.sa.gov.au/edp/pdf/AD.PDF

MELBOURNE STREET LICENSING PRECINCT

This Licensing Precinct Statement should be read in conjunction with the general provisions and standard conditions at the beginning of this Policy.

Development Plan Zoning:

Under the Adelaide (City) Development Plan, the Melbourne Street Licensing Precinct (illustrated in the map below) encompasses the Mainstreet (Melbourne East) Zone & Mainstreet (Melbourne West) Zone. (Refer Map)



- Midnight close except for 2am Saturday and Sunday mornings
- Midnight close
- Late Night Licensed Venue

Character Statement:

East of Jerningham Street, the Precinct is the focus for shopping, community life and commercial activity in lower North Adelaide, maintaining a distinctive style and character. Shops, restaurants, cafes and services appropriate to a neighbourhood/specialty shopping street, are desirable, but should not disturb residents in adjacent areas. Further late night entertainment activities are not appropriate. Activity in the Precinct will be carefully controlled and managed to ensure the enhancement of the amenity of neighbouring residential areas so as to achieve a high quality residential living environment.

West of Jerningham Street, the Precinct is the focus of consulting rooms, office development and low to medium density dwellings in Lower North Adelaide. Licensed premises are not appropriate.

¹ The Melbourne Street Licensing Precinct Statement contains the relevant policy statements of the Main Street (Melbourne East) Zone and Main Street (Melbourne West) Zone in the Adelaide (City) Development Plan 17 May 2007
www.planning.sa.gov.au/edp/pdf/AD.PDF

Licensed premises need to provide off-street car parking to minimise impacts on residential land uses in the locality in accordance with the Adelaide (City) Development Plan.

STANDARD LICENCE CONDITIONS – NON-NEGOTIABLE

Standard conditions that the Council **will** seek to have attached to a liquor licence.

All Licensed Premises

1. The premises (except those premises to the west of Frederick Street / the Old Lion (161 Jerningham Street) shall be closed to the public from no later than 2:00am on Saturday and Sunday mornings and 12:00 midnight on any other mornings. The premises shall not re-open to the public for the sale of alcohol before 7:00 am on any morning.
(To respect the amenity of residents in adjacent residential zones.)
2. There shall be no entertainment after 12:00 midnight on any morning.
(To reduce disturbance to residents.)
3. There shall be no entertainment on or in any balcony or outdoor area¹.
(To minimise the impact of noise.)

Licensed Premises to the west of Frederick Street / the Old Lion (161 Jerningham Street)

1. The premises shall be closed to the public from no later than 12:00 midnight on any day. The premises shall not re-open to the public for the sale of alcohol before 7:00 am on any morning.
(To respect the amenity of residents in adjacent residential zones.)

¹ Note d of Council Wide Principle 89 in the Adelaide (City) Development Plan 17 May 2007
www.planning.sa.gov.au/edp/pdf/AD.PDF

HUTT STREET LICENSING PRECINCT

This Licensing Precinct Statement should be read in conjunction with the general provisions and standard conditions at the beginning of this Policy.

Development Plan Zoning:

Under the Adelaide (City) Development Plan, the Hutt Street Licensing Precinct (illustrated in the map below) aligns with the Main Street (Hutt) Zone. (Refer Map)



Character Statement ¹:

The Hutt Street Licensing Precinct lies within an area that is the focus for neighbourhood shopping, leisure and community facilities in the City's south-eastern residential area. The Precinct encompasses a convenient, attractive and vibrant main street serving local residents, passing traffic, and visitors, and a sensitive mix of uses is required to preserve residential amenity in adjoining Residential Zones. Licensed premises in the form of cafes, restaurants, bars and clubs may be appropriate where they do not adversely affect the amenity of adjacent Residential Zones.

Additional licensed premises in the form of restaurants, cafes and bars may be appropriate provided residential amenity is maintained.

Licensed premises need to provide off-street car parking to minimise impacts on residential land uses in the locality in accordance with the Adelaide (City) Development Plan.

¹ The Hutt Street Licensing Precinct Statement contains the relevant policy statements of the Main Street (Hutt) Zone in the Adelaide (City) Development Plan 17 May 2007 www.planning.sa.gov.au/edp/pdf/AD.PDF

STANDARD LICENCE CONDITIONS – NON-NEGOTIABLE

Standard conditions that the Council **will** seek to have attached to a liquor licence:

All Licensed Premises

1. The premises shall be closed to the public from no later than 1:00am on Saturday and Sunday mornings and 12:00 midnight on any other mornings. The premises shall not re-open to the public for the sale of alcohol before 7:00 am on any morning.
(To respect the amenity of residents in adjacent residential zones.)
2. There shall be no entertainment after 12:00 midnight on any morning
(To reduce disturbance to residents.)
3. There shall be no entertainment on or in any balcony or outdoor area¹.
(To minimise the impact of noise.)

¹ Note d of Council Wide Principle 89 in the Adelaide (City) Development Plan 17 May 2007
www.planning.sa.gov.au/edp/pdf/AD.PDF

RESIDENTIAL ZONES LICENSING PRECINCT

This Licensing Precinct Statement should be read in conjunction with the general provisions and standard conditions at the beginning of this Policy.

Development Plan Zoning:

Under the Adelaide (City) Development Plan, the Residential Zones Licensing Precinct (illustrated in the maps below) encompasses the following:

- North Adelaide Historic (Conservation) Zone
- RA1 Residential (East Terrace) Zone
- RA2 Residential (St John's) Zone
- RA3 Residential (Waverly) Zone
- RA4 Residential (Hurtle East) Zone
- RA5 Residential (Hurtle Square) Zone
- RA6 Residential (Hurtle West) Zone
- RA7 Residential (Central South Terrace) Zone
- RA8 Residential (Whitmore East) Zone
- RA9 Residential (Trades Hall) Zone
- RA10 Residential (Whitmore Square) Zone
- RA11 Residential (Whitmore West) Zone



□ Licensing Precinct ■ Licensed Premises

¹ The Residential Zones Licensing Precinct Statement is a summary of the policy statements of the Development Plan zones of a residential nature in the Adelaide (City) Development Plan 17 May 2007 www.planning.sa.gov.au/edp/pdf/AD.PDF



Character Statement ¹

The Residential Zones Licensing Precinct encompasses a number of localities throughout the City, each with unique qualities and character. Common throughout these Zones is that dwellings are desired land uses, and that the quality and amenity of the residential environment is of primary importance. In light of this, non-residential activities should be restricted to their existing sites, and be compatible with surrounding residential uses in terms of intensity, and hours of operation.

In some areas of the Residential Zones Licensing Precinct, cafes, restaurants, and in rare instances other licensed premises, may be acceptable land uses where they do not detrimentally affect the amenity of adjacent residential development. Generally, additional licensed premises and licensed entertainment premises are not appropriate within Residential Zones to ensure the desired character of each Zone is maintained. Licensed premises need to provide off-street car parking to minimise impacts on residential land uses in the locality.

¹ The Residential Zones Licensing Precinct Statement is a summary of the policy statements of the Development Plan zones of a residential nature in the Adelaide (City) Development Plan 17 May 2007 www.planning.sa.gov.au/edp/pdf/AD.PDF



STANDARD LICENCE CONDITIONS – NON-NEGOTIABLE

Standard conditions that the Council **will** seek to have attached to a liquor licence:

All Licensed Premises

1. The premises shall be closed to the public from no later than 12:00 midnight on any day. The premises shall not re-open to the public for the sale of alcohol before 7:00 am on any morning.

Visitor and tourist accommodation may open till 1am Saturday/Sunday mornings provided such premises:

- (a) provide adequate parking on site (so as to avoid guests migrating to vehicles parked in residential streets);
- (b) any entertainment meets the LLP noise standards; and
- (c) opening till 1am is limited to tourist accommodation guests or event guests (e.g. wedding) (the intent is to not allow the longer trading for the general public).

(To respect the amenity of residents in residential zones.)

2. There shall be no entertainment after 12:00 midnight on any morning except in relation to visitor and tourist accommodation satisfying 1. above.
(To reduce disturbance to residents.)
3. There shall be no entertainment on or in any balcony or outdoor area¹.
(To minimise the impact of noise.)
4. Noise attenuation measures should achieve the following when assessed at the nearest existing or envisaged future noise sensitive development at the date of the application to the Licensing Authority²:
 - (a) The music noise (L10, 15 min) is:
 - (i) less than 8 dB above the level of background noise (L90,15 min) in any octave band of the sound spectrum; and
 - (ii) less than 5 dB(A) above the level of background noise (LA 90,15 min) for the overall (sum of all octave bands) A-weighted level.
5. No dedicated queuing areas are to be provided.

¹ Note d of Council Wide Principle 89 in the Adelaide (City) Development Plan 17 May 2007 www.planning.sa.gov.au/edp/pdf/AD.PDF

² Council Wide Principle 88 in the Adelaide (City) Development Plan 17 May 2007 www.planning.sa.gov.au/edp/pdf/AD.PDF