

## 1 PURPOSE

Set a policy framework for the manner in which the Burnie City Council will –

- a) provide for adequate and accessible public vehicle parking space within the Burnie municipal area; and
- b) fairly and consistently manage the provision and use of parking space on land owned or managed by the Council in the best interests of the community as a whole

## 2 OBJECTIVE

Council will participate in the provision and management of parking space for use by the public in order to –

- a) recognise adequate, available, and accessible opportunity for parking is essential to the attraction and viability of the Burnie municipal area as a place in which to live, work and visit;
- b) satisfy a statutory responsibility to provide and maintain a safe and efficient local road network that will meet the requirements of all road users, including to lawfully park a vehicle on a road or road related area;
- c) make adequate arrangements for off-road parking to meet the predicted need of people who live, work or visit a site or locality;
- d) within the Burnie town centre –
  - i) augment private parking arrangements and maintain a capability for not less than 1600 parking spaces for public use to meet base need and protect against any fluctuation in the rate of provision or availability of parking by the private sector; and
  - ii) maximise land use efficiency and reduce costs to business and developers by aggregating parking provision into publicly accessible shared use areas that service multiple destinations and cater to both long-term and short-term need during periods of peak activity
- e) promote and protect a fair and equal opportunity for all members of the community to access and use public parking space

## 3 SCOPE

This Policy applies in relation to vehicle parking space on any road or road related area, and on land owned or managed by the Burnie City Council.

The Policy provides a high level strategic perspective.

Detailed specifications for operational arrangements and decision making are contained in a separate Guideline document.

The Policy does not apply for a parking space on land not owned or managed by Council.

## **4 POLICY**

### **4.1 Provision**

4.1.1. Council will provide opportunity for a vehicle to lawfully park –

- a) on a road edge without obstruction or hazard to traffic flow and the safety of road users;
- b) within a road related area that is convenient to road users but removed from the main traffic lanes;
- c) on the site of a public reserve, public building or other facility owned or managed by the Council to meet predicted need of people who visit or use a site; and
- d) within the Burnie town centre on land developed and managed by Council for off-road parking space.

### **4.2 Management**

4.2.1. Council will use its relevant statutory powers to –

- a) promote and protect the rights of the community as a whole to have a fair and equal opportunity to access and use available parking space;
- b) provide confidence in the credibility of the regulatory system to protect a community benefit and to provide a sufficient level of deterrence to non-compliance;
- c) set a maximum time for use of a parking space in locations and periods of high demand to –
  - i) facilitate effective utilisation and access to available parking space; and
  - ii) meet requirements for both short-term and long-term use;
- d) specify the manner in which a parking space may be used in order to protect -
  - i) amenity, safety, and convenience of users; and
  - ii) parking infrastructure, including pavement, equipment and instruction
- e) prohibit parking where necessary to protect -

## Parking Policy

Approved By: **Council**  
Doc Controller: **Executive Manager  
Corporate Governance**  
File: 4/14/2

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- i) function and efficiency of a road or road related area; and
- ii) safety and convenience of users of a road or road related area or land owned or managed by Council;
- f) specify the purpose for which one or more parking spaces may be assigned for a particular class of user, including for public transport operators, commercial carriers, and people with a disability, in locations convenient to their destination where regular use occurs; and
- g) issue parking permits for use of a parking space in specified locations or circumstances.

4.2.2. To promote and enforce compliance to parking controls the Council will –

- a) provide the community with information on why, what, where, when and how parking rules apply, the consequence of non-compliance, and what to do if a parking offence is alleged;
- b) promote awareness that contravention will not be tolerated;
- c) conduct frequent, consistent, and impartial monitoring for use of parking space; and
- d) deliver a rapid, certain and consistent response to commission of an alleged offence and impose the relevant monetary penalty.

4.2.3. The arrangements provided by the Council for the parking of vehicles within the Burnie town centre under this Policy will function as a parking precinct plan for purposes of the Parking and Sustainable Transport Code (C2) in the State Planning Provisions of the Tasmanian Planning Scheme.

Council will not require that a new use to which the Tasmanian Planning Scheme applies must make an independent arrangement for parking unless the new use is within the Residential use class or the Visitor accommodation use class, in which case the requirements of the Code are to apply.

### 4.3 Parking Charge

4.3.1. Council may impose a parking charge for use of a parking space owned or managed by the Council.

4.3.2. Council will apply cost reflective pricing to –

- a) recognise fair and equal opportunity to access an available parking space is a commodity with a market value related to the consumer benefit provided;

- b) recover the full cost of parking provision and management directly and equitably from all users so as not to -
  - i) require a subsidy from other revenue source;
  - ii) transfer or embed costs as an indirect expense to landowners or occupiers; and
  - iii) distributed cost unevenly within the community through concessional arrangements funded from parking revenue
- c) provide a reasonable rate of return on the investment in the land and infrastructure committed to provision of parking space;
- d) distribute any surplus to other programs of Council; and
- e) comply with Council's obligation under National Competition Policy to apply competitive neutrality principles in operation of a significant business activity.

4.3.3. Council will –

- a) set parking charges to reflect relative demand for parking between locations;
- b) review parking charges in conjunction with the annual budget process;
- c) periodically adjust parking charges to maintain real value in accordance with any inflationary trend indicated by the Consumer Price Index;
- d) discount parking charges for a person who commits to a long-term use of a parking space;
- e) consider parking assistance or concessions to community groups and organisations under the Community Assistance Policy;
- f) account for and recover foregone revenue if a parking charge applicable for use of any Council parking space is discounted or waived in whole or part; and
- g) apply an annual concessional parking arrangement in the Marine Terrace Car Park under which the first hour of use is without charge commencing on the second Saturday in December and ending on the 31 December in each year.

#### 4.4 Service Delivery

Council will create a predictable and quality parking experience by actions that –

- a) install and operate parking management technology that is cost effective, convenient to use, and provides multiple payment options;

- b) provide clean, safe and well maintained facilities;
- c) manage and enforce parking control in a manner that is lawful, fair, consistent and reasonable, and without bias, influence, interest, or undue delay; and
- d) welcome and respond to community comment in relation to the manner of parking service delivery

## **5 LEGISLATION**

The following legislation provides an authority and power for the Council, or a person employed by the Council and appointed as an authorised person, to provide space for parking a vehicle and to manage and enforce any control which applies for use of a parking space.

*Traffic Act 1925*

*Traffic (Road Rules) Regulation 2009*

*Traffic (Enforcement and Compliance) Regulations 2017*

*Local Government Act 1993*

Burnie City Council Parking By-law No 1 of 2017

Burnie City Council Public Reserves and Public Buildings By-Law No 1 of 2011

Burnie City Council Highways By-law No 3 of 2013

*Local Government (Highways) Act 1982*

*Monetary Penalties Enforcement Act 2005 and Monetary Penalties Enforcement Regulations 2008*

*Vehicle and Traffic Act 1999*

## **6 RELATED DOCUMENTS**

*Guideline for provision and management of parking in the Burnie municipal area*



## COUNCIL POLICY

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### Policy Endorsement

Responsibility:	It is the responsibility of the Director Land and Environmental Services to implement and ensure compliance to this policy. It is the responsibility of the Governance unit to maintain this policy in the corporate document framework.
Minute Reference:	Item AO241-18
Council Meeting Date:	18 September 2018; 15 October 2019
Strategic Plan Reference:	Strategy 7.1.1 Formulate policy that is equitable, inclusive and responsive to current needs, and ensure decision-making is informed and accountable.
Previous Policies Replaced:	This policy replaces the previous Parking Policy version 2.0 dated 16 Sept 2014, Item AO236-14 (and amended to version 2.1 on 15 September 2015, Item AO223-15). This policy was amended to v3.1 on 15 October 2019 to include additional clause 4.3.3(g) regarding annual concessional parking arrangements (Item AO269-19).
Date of Commencement:	19 September 2018
Publication of policy:	Members of the public may inspect this policy at the City Offices, or access it on Council's website ( <a href="http://www.burnie.net">www.burnie.net</a> )