Roadside Stalls
Fact sheet

This fact sheet provides guidelines for food Tweed producers who wish to sell their fruit and vegetables directly from their property. It outlines everything producers need to know about safety and design standards for roadside stalls.

The Tweed Valley is famous for producing an incredibly diverse range of delicious food.

Local food production is often the culmination of years of knowledge and expertise that is passed down through generations and, as such, it is something that should be appreciated and protected.

The many challenges faced by local producers include rapid industry integration across the supply chain. This process impacts on small producers, who are losing valuable marketing opportunities and have become increasingly isolated from consumers.

What is a roadside stall?

The definition of a roadside stall is contained in the Tweed Local Environment Plan 2000, which is the primary planning tool used to control and guide the future development of land throughout Tweed Shire. It sets out what development can be carried out, whether Council approval is needed and whether any special requirements apply to a proposed development.

According to the Tweed LEP 2000, a roadside stall is a building or place not exceeding 20m^2 in floor space or area and which only displays or sells primary products which are grown or produced on the property on which the building or place is situated.

In other words, a roadside stall must be an integral part of the property from which the produce originates and must be entirely located within the property's boundaries.

Assistance from Council

Council can provide advice and assistance about:
- How to gain local support for your initiative.
- Preferred types of sites and locations for roadside stalls.
- How to address potential hazards for customers and other traffic.
- How to maintain appropriate lines of sight for traffic, access for customers and servicing of local infrastructure.
- Design and construction of a roadside stall and signage.
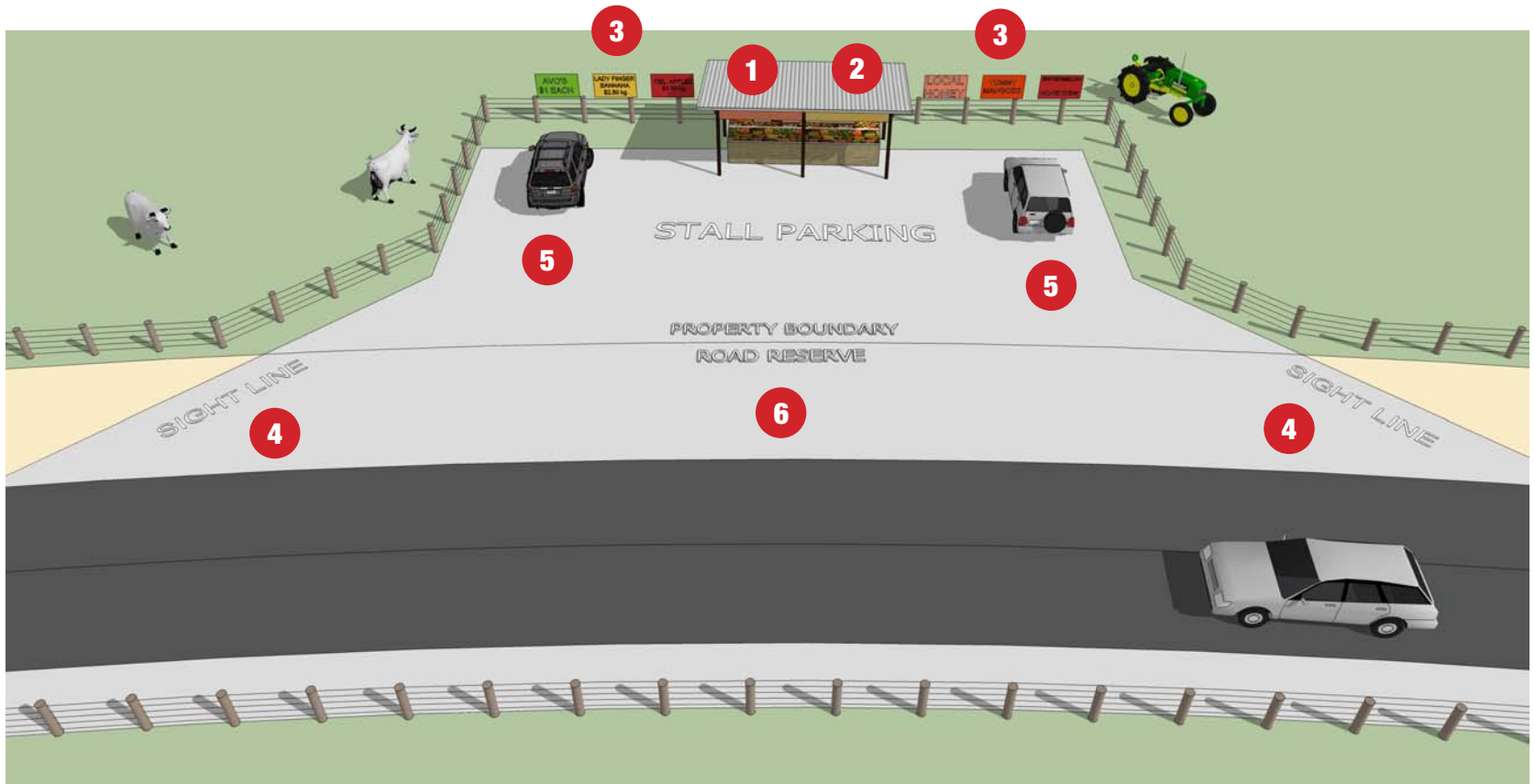- Any safety issues that need to be considered.

Where a roadside stall can be located?

A roadside stall can be located on land zoned in the Tweed LEP 2000 as:
1(a) Rural.
1(b) Agricultural Protection.
1(c) Rural Living.
2(d) Village.
7(d) Environmental Protection (Scenic/Escarpment).
It is also permitted in zone 2(c) Urban Expansion, under conditions defined in Clause 8 of the LEP.

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Development considerations

(see map)

1. **Design**
   The character of the roadside stall should correspond with the locality.

2. **Size**
   The size of the roadside stall should be kept to a minimum.

3. **Advertising sign**
   To maintain the rural character of the area, proposed signage should be kept to a minimum and should be located within the property.
   Signs on the roadsides may be considered, however, they would be constructed at cost to the applicant and need to maintain a high graphic standard.

4. **Access**
   The roadside stall should be located in a manner that allows safe turning in and out of the property.

5. **Car parking**
   All parking must be on-site (off road reserve).

6. **Formed Roads**
   Areas of roadway/reserve required to gain access to the stall must be formed and sealed from the existing road edge, in line with Council's Driveway Specifications.

Health standards

All roadside stalls selling food need to be conducted in a way that protects public health. Premises must be kept clean and tidy at all times to comply with relevant health regulations.

Does a development application need to be submitted?

A development application (DA) must be lodged to Council for all roadside stalls in Tweed Shire.

Council's pre-DA service enables potential applicants to discuss their concept and obtain guidance before lodging their DA. Applicants need to provide concept drawings and complete an application form. A section 138 Application will need to be submitted and approved for any works within the road reserve.

For more information, please call Council's Murwillumbah office at (02) 6670 2400.

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