

## **Glamorgan Spring Bay Interim Planning Scheme 2015**

## Planning scheme amendments

No.	Description	Effective date	Text/Map
32	Planning Directive No.8 implementation - Exemptions, Application Requirements, Special Provisions and Zone Provisions	22 February 2022	Current scheme
31	Interim Planning Directive No. 4 – Exemptions, Application Requirements, Special Provisions and Zone Provisions	22 February 2021	Text
30	AM 2019-03 - Insert the Bushfire-Prone Areas Overlay maps, as made applicable by the Bushfire-Prone Areas Code.	5 November 2020	Map
29	AM 2019-02 - Rezone 11, 17, 17A, 19 & 23 Harveys Farm Road, Bicheno from Light Industrial to Rural Living and apply the Biodiversity Protection Area overlay to part of 11 Harveys Farm Road, Bicheno	23 June 2020	Map
28	AM 2019-01 - Rezone land at Sunrise Drive, Burgess Street, Fraser Street & Foster Street, Bicheno from PPZ1 - Urban Growth & Local Business to General Residential	4 October 2019	Map
27	AM 2018-05 - Rezone part of 23-27 Swanwick Road, Coles Bay from Low Density Residential to Local Business and insert Storage as a Discretionary use class in clause 20.2	29 March 2019	Text Map
26	AM 2018-06 - Rezone 38 Vicary Street, Triabunna and sections of adjoining road reservation in Henry Street and Vicary Street from Community Purpose to General Residential	8 March 2019	Map
25	AM 2018/04 - Apply Spring Bay Industrial Specific Area Plan to 11 & 49 Slipway Road and part of 336 Okehampton Road, Triabunna and adjoining Crown land and road reservations	12 July 2018	Map
24	Planning Directive No. 6 – Exemption and Standards for Visitor Accommodation in Planning Schemes	1 July 2018	Text
23a	AM 2018/02 - Rezone part of 4 Arnol Street, Swansea (CT 113141/1) from Community Purpose to Local Business Zone	1 June 2018	Map
23	AM 2018/01 - Delete the Qualification "Only if take-away food premises" from the Discretionary Use Class, Food services, at clause 35.2 Use Table.	25 May 2018	Text
22	GLA UA5-2017 - Exempt Extractive industry in E3.0 Landslide Code.	18 May 2018	Text

21	AM2017/01 - Rezone foreshore and state waters adjacent to 496 Freestone Point Road, Triabunna from Open Space and Environmental Management Zone to Light Industrial Zone; add the Spring Bay Industrial Specific Area Plan	20 April 2018	Map Text
20	GLA UA7-2016 - Amend E15 Inundation Prone Areas Code to insert Table E15.1 to exempt properties at Triabunna, Bicheno and Orford from the code.  GLA UA8-2017 - Amend F3.0 Louisville Road Specific Area Plan Use Table to insert 'Use Class' and 'Qualification' headings.  GLA UA1-2017 - Insert subdivision standards at clause E15.0 in the Inundation Prone Areas Code for riverine inundation hazard areas.	26 September 2017	Text
19	New code provisions applied under Planning Directive No. 5.1 – Bushfire- Prone Areas Code	1 September 2017	Text
18	GLA UA7-2017 - Delete clause 19.4.1 P1(d) to remove the 8.5m discretionary height limit in the Open Space zone	22 August 2017	Text
17	GLA UA10-2016 - Rezone part of 73 Alma Road, Orford from Rural Living to General Residential.  GLA UA11-2016 - Remove duplication of clause 20.1.1.4 in the Local Business Zone  GLA UA13-2016 - In Particular Purpose Zone 3 – Dolphin Sands replace clause 34.4.3 A1 regarding light reflectance.  GLA UA6-2017 - Insert clause 38 Particular Purpose Zone 8 - Saffire Freycinet and rezone land at 2352 Coles Bay Road, Coles Bay Particular Purpose Zone 8 - Saffire Freycinet.	16 August 2017	Text Map
16	GLA UA2-2017 - Include various amendments to the Louisville Road Specific Area Plan.  GLA UA3-2017 - Insert clause 32 Particular Purpose Zone 1 - Urban Growth Zone to provide zone standards in the ordinance.  GLA UA4-2017 - Replace Use Table for F1.3 Spring Bay Marina Specific Area Plan.	14 July 2017	Text
15	Interim Planning Directive No. 2 – Exemption and Standards for Visitor Accommodation in Planning Schemes	1 July 2017	Text
14	GLA UA8-2016 - Insert new discretionary use class Extractive Industry in the Significant Agricultural zone	3 March 2017	Text
13	Minister issues Interim Planning Directive No. 1.1 –	23 February 2017	Text

	Bushfire-Prone Areas Code to apply to all interim planning scheme		
12	GLA UA9-2016 - Package of 2 amendments	13 December 2016	Text
11	GLA UA4/2016 - Amend the attenuation area applying to the former Triabunna chip mill	20 July 2016	Map
10	GLA UA3/2016 - Insert a code exemption to allow development at Silver Sands Motel in Bicheno	7 June 2016	Text
9	GLA UA1/2016 - Amend performance criteria for setbacks in the Rural Living, Environmental Living and Rural Resource zones and correct other minor errors	8 June 2016	Text
8	GLA UA2/2016 - Amend the definition of 'capable of sensitive use' in the Electricity Transmission Infrastructure Protection Code	21 March 2016	Text
7	Minister issues Interim Planning Directive No. 1 – Bushfire-Prone Areas Code to apply to all interim planning schemes	23 February 2016	Text
6	Minister issues Planning Directive No. 1 - The Format and Structure of Planning Schemes with minor modifications	17 February 2016	Text
5	GLA UA4/2015 - Replace the Electricity Infrastructure Protection Code to remove conflict with planning provisions	7 December 2015	Text
4	GLA UA3/2015 - Amend the subdivision standards in various zones by reducing the minimum frontage and minimum access requirement for internal lots	1 December 2015	Text
3	GLA UA1/2015 - Rezone land on Holkham Court, Orford from Open Space to General Residential	21 October 2015	Map
2	GLA UA2/2015 - Insert new discretionary use class Residential in the Environmental Management zone	16 October 2015	Text
1	Commencement of scheme under section 80K of the Act	5 August 2015	Text

## **Important: Planning Directive No. 6 applies from 1 August 2018**

Planning Directive No. 6 – Exemption and Standards for Visitor Accommodation in Planning Schemes applies and must be read in conjunction with this scheme (refer to the Planning Policy Unit website)

## **Important: Planning Directive No. 7 applies from 16 September 2020**

Planning Directive No. 7 - Permits for Temporary Housing in interim planning schemes applies and must be read in conjunction with this scheme (refer to the Planning Policy Unit website).

### **Foreword**

This planning scheme sets out the requirements for use or development of land in accordance with the *Land Use Planning and Approvals Act 1993* (the Act).

The maps show how land is zoned and the scheme sets out the provisions that apply to use or development of land.

The provisions in this planning scheme should be read together with the Act.

The foreword, footnotes and appendices are not legally part of this planning scheme.

They have been added to help users understand the planning scheme and its relationship to the Act. They are a guide only and do not cover all relevant law relating to planning schemes or the planning application and assessment process.

# Part A

## Purpose and Objectives

---

### 1.0 Identification of the Planning Scheme

#### 1.1 Planning Scheme Title

1.1.1 This planning scheme is called Glamorgan Spring Bay Interim Planning Scheme 2015.

#### 1.2 Composition of this Planning Scheme

1.2.1 This planning scheme consists of this document and the maps identified:

- (a) Glamorgan Spring Bay Interim Planning Scheme 2015 – Zoning Maps
- (b) Glamorgan Spring Bay Interim Planning Scheme 2015 – Overlay Maps

#### 1.3 Planning Scheme Area

1.3.1 The planning scheme area comprises all the land as identified on the planning scheme maps.

### 2.0 Planning Scheme Purpose

#### 2.1 Purpose

2.1.1 The purpose of this planning scheme is:

- (a) To further the Objectives of the Resource Management and Planning System and of the Planning Process as set out in Parts 1 and 2 of Schedule 1 of the Act; and
- (b) To achieve the planning scheme objectives set out in clause 3.0 by regulating or prohibiting the use or development of land in the planning scheme area.

#### 2.2 Regional Land Use Strategy

##### 2.2.1 The Southern Tasmania Regional Vision

A vibrant, liveable and attractive region, providing sustainable growth opportunities that build upon our unique natural and heritage assets and advantages as Australia's southern most region.

##### 2.2.2 The Southern Tasmania Region

The Southern Region of Tasmania is comprised of the 12 local government areas of Brighton, Central Highlands, Clarence, Derwent Valley, Glamorgan Spring Bay, Glenorchy, Hobart, Huon Valley, Kingborough, Sorell, Southern Midlands and Tasman. It is the largest of the three regions of Tasmania in area (38%) and population (48%).

At the heart of the region is the metropolitan area of Greater Hobart flanking the Derwent River and extending over all or part of the local government areas of Brighton,

Clarence, Glenorchy, Hobart, Kingborough and Sorell. It has developed into a polycentric city, with activity centres at Clarence, Glenorchy and Kingston now providing significant secondary foci to compliment the Hobart CBD.

Greater Hobart is the centre of all major social and economic facilities for the region as well as being the capital city and administrative & political centre for Tasmania. It accounts for nearly 86% of the region's population and over 90% of the region's employment opportunities. It is the most populous urban area within the State. Its social and economic interactions significantly influence the remainder of the region, its towns and settlements. It is Australia's 11th largest city, although it is one of the least dense and has one of the highest proportions of single detached dwellings.

The remainder of the region's population is focussed in smaller settlements across coastal areas in the east and south and agricultural and highland districts to the north and the lower-middle Derwent Valley to the west. The two largest settlements outside Greater Hobart are Huonville and New Norfolk, which are set in traditional rural landscapes.

The region is characterised by a diverse landscape. The western half is virtually unpopulated and dominated by the Tasmanian Wilderness World Heritage Area, a rugged landscape of exceptional natural, cultural and aesthetic value. Intensively farmed landscapes predominate on the floors of the Huon, Derwent and Coal River valleys in the south-eastern part of the region, as well as a number of smaller locales. Extensive dry-land farming dominates the midlands district to the north of Greater Hobart where the landscape is more extensively cleared of native vegetation. Elsewhere in the eastern half of the region the landscape is generally a mix of agriculture on lower ground with ridgelines and hilltops generally retaining native vegetation. The central highlands lakes district provides a unique alpine landscape and a world-class wild trout recreational fishery.

The natural setting of Greater Hobart is significant. It is nestled between mountain ranges with a natural treed skyline and foothills forming the backdrop to the City. The River Derwent dissects Greater Hobart with large areas of natural vegetation and almost continuous public access along the foreshore.

The region has a relatively low historic population growth compared to mainland centres with an average annual rate of 0.9% from 2001 to 2008. The population is also aging faster than the national average whilst the average household size had been falling for many decades, and currently stands at 2.4 people per dwelling. Migration interstate has long been a feature of the State's demography.

The region is home to economic drivers of regional, state and national importance. The fishing industry, in particular aquaculture, is of national significance and a major wealth generator for the region. Forestry is a major economic driver within the region, and this sector is currently passing through a significant restructuring and repositioning exercise which will likely result in more emphasis on higher value / lower volume wood products generally. Agriculture has traditionally provided a smaller economic return in the south of the State compared to the other two regions, however the pending expansion of irrigation areas will provide a significant boost to this sector in the near future. The tourism sector provides a range of direct and indirect employment opportunities and continues to be an important contributor to the economy. There are significant opportunities for furthering economic activity within the Southern Ocean and Antarctic research and protection sector, capitalising on the region's unique competitive advantage in terms of geographic position.

### 2.2.3 The Southern Tasmania Regional Land Use Strategy

The Southern Tasmania Regional Land Use Strategy 2010 – 2035 ('the Strategy') is a broad policy document that will facilitate and manage change, growth and development within Southern Tasmania with a 25 year time horizon. It has been declared by the Minister for Planning pursuant to Section 30C of the *Land Use Planning & Approvals Act 1993* and this planning scheme is therefore required to be consistent with it.

The Strategy sets out 10 'strategic directions' for the region:

- Adopting a more integrated approach to planning and infrastructure.
- Holistically managing residential growth.
- Creating a network of vibrant and attractive activity centres.
- Improving our economic infrastructure.
- Supporting our productive resources.
- Increasing responsiveness to our natural environment
- Improving management of our water resources.
- Supporting strong and healthy communities.
- Making the region nationally and internationally competitive.
- Creating liveable communities.

The Strategy also recognises climate change as a significant challenge and provides for this as an overarching consideration. The regional policies provided within the Strategy necessary to progress towards the above strategic directions are detailed further in Clause 3.0, below, and are not repeated here.

### 2.2.4 Municipal Setting

Glamorgan Spring Bay is a predominantly coastal rural area, characterised by a small population spread over a large area. The area receives high visitation due to its iconic natural and heritage assets. The municipality extends from north of Bicheno to south of Buckland and forms a large part of Tasmania's east coast. The municipality borders Break O'Day in the north, Northern Midlands and Southern Midlands to the east and Sorell to the south. The municipality includes the Freycinet, Maria Island and Douglas-Apsley National Parks.

The municipal area has a population of approximately 4,200 people. The median age is higher than the State average, in part due to the attractiveness of the area to retirees. The population is seasonal, significantly expanding during the warmer months.

The major economic activities are tourism, agriculture, fishing and aquaculture.

The municipal area has significant agricultural assets and continues to expand and diversify its agricultural production. Proposed irrigation schemes will provide further opportunities. The area, with Freycinet National Park as a key attraction, is second only to Hobart in terms of tourist visitation. There are numerous opportunities to increase tourist visitation and length of stay and the planning scheme recognises the unique potential of the Spring Bay Mill for this purpose. The growth of tourism and agriculture should be seen as interlinked and opportunities for paddock-to-plate and similar enterprises should be maximised.

Under the Regional Land Use Strategy, Triabunna is identified as a 'district town' with a



moderate growth strategy. The settlements of Bicheno, Orford and Swansea are all identified as ‘townships’; Swansea and Bicheno with moderate growth strategies and Orford with a low growth strategy. Buckland and Coles Bay are identified as ‘villages’ with low growth strategies.

Further housing choice is provided through rural living opportunities. These opportunities vary from sub-hectare lots of low density living to larger lots where there is opportunity to reside in areas where the primary objective for the land may be agriculture or natural values conservation. Pursuant to the Regional Land Use Strategy the overall footprint of rural living land should not be significantly increased, at least in the short term.

## 3.0 Planning Scheme Objectives

### 3.0.1 - R Infrastructure: Regional Objectives

<b>Objective:</b>	
To adopt a more integrated approach to planning and infrastructure.	
<b>Desired Outcomes:</b>	<b>Outcomes to be achieved by:</b>
(a) The efficiency of existing physical infrastructure is maximised.	(a) Facilitating developer charges for off-site infrastructure provision which send the correct price signals to ensure the most efficient use of infrastructure overall.
(b) Physical infrastructure and servicing is planned, co-ordinated and delivered in a timely manner to support the regional settlement pattern and specific growth management strategies.	(b) Protecting the function and safety of transport infrastructure through a road and rail assets code.
(c) An integrated transport and land use planning system that supports economic growth, accessibility and modal choice in an efficient, safe and sustainable manner is developed and maintained.	(c) Recognising and protecting major utilities through the use of the Utilities Zone.
	(d) Protecting land identified for future major roads from inappropriate or premature development by applying the Particular Purpose Zone 2 – Future Road Corridor.

### 3.0.1 - L Infrastructure: Local Objectives

<b>Objective:</b>	
To adopt a more integrated approach to planning and infrastructure.	
<b>Desired Outcomes:</b>	<b>Outcomes to be achieved by:</b>
(a) An effective and efficient transport network that includes water-based transport.	(a) Ensuring zonings and standards allow for appropriate transport infrastructure in all relevant areas.

### 3.0.2 - R Residential Growth: Regional Objectives

<b>Objective:</b>	
To manage residential growth holistically	
<b>Desired Outcomes:</b>	<b>Outcomes to be achieved by:</b>
(a) A sustainable and compact network of	(a) Confining land zoned for urban

<p>settlements that complement the primary settlement of Greater Hobart while supporting self-sustaining rural areas.</p> <p>(b) The supply of affordable housing is increased.</p>	<p>development within identified settlement boundaries.</p> <p>(b) Providing zone standards so that land zoned General Residential is developed at a minimum of 15 dwellings per hectare (net density).</p> <p>(c) Ensuring that the amount of land zoned General Residential is consistent with growth targets for that settlement identified in the Regional land Use Strategy based on the desired density.</p> <p>(d) Applying the Low Density Residential Zone only where necessary to manage land constraints or to acknowledge existing areas.</p> <p>(e) Minimising rural residential growth outside of identified settlements to existing rural residential areas.</p>
---	---

### 3.0.2 - L Residential Growth: Local Objectives

<b>Objective:</b>	
To manage residential growth holistically.	
<b>Desired Outcomes:</b>	<b>Outcomes to be achieved by:</b>
(a) Efficient and attractive areas and orderly growth that supports the corresponding town and village centres.	(a) Ensuring available infill opportunities are taken up within settlements prior to significant rezonings.

### 3.0.3 - R Activity Centres: Regional Objectives

<b>Objective:</b>	
To create a network of vibrant and attractive activity centres.	
<b>Desired Outcomes:</b>	<b>Outcomes to be achieved by:</b>
<p>(a) Employment, retail and commercial uses, community services and opportunities for social interaction are focused in well-planned, vibrant and accessible regional activity centres that are provided with a high level of amenity and with good transport links with residential areas.</p> <p>(b) The role and function of the Primary and Principal Activity Centres are reinforced as providing for the key employment, shopping, entertainment, cultural and political needs for Southern Tasmania.</p> <p>(c) Activity Centres focus on people and their amenity and give the priority to creation of</p>	<p>(a) Applying the Local Business Zone to Bicheno, Swansea, Triabunna, Orford, Coles Bay and Swanwick listed within the Activity Centre Network.</p> <p>(b) Applying the Village zone to Buckland and Cranbrook.</p> <p>(c) Preventing out-of-centre commercial development, other than that which services local needs.</p> <p>(d) Providing development standards requiring high quality urban design and pedestrian amenity which provides for active street frontage layouts and respects the character of the urban area.</p>

pedestrian orientated environments.	(e) Providing development standards that support improved use of public transport and alternative modes of transport.
-------------------------------------	---

### 3.0.3 - L Activity Centres: Local Objectives

<b>Objective:</b>	
To create a network of vibrant and attractive activity centres.	
<b>Desired Outcomes:</b>	<b>Outcomes to be achieved by:</b>
(a) Vibrant town and village centres that provide for the needs of locals and visitors. (b) Commercial operations outside of town and village centres to provide for the needs of locals and visitors where isolation makes them necessary and viable.	(a) Providing visitor services within towns to enhance the visitor experience. (b) Strengthening the commercial and tourism roles of the activity centres to meet the needs of residents and visitors. (c) Protecting and enhancing the historic heritage of the towns and villages. (d) Applying the Village Zone to Buckland and Cranbrook. (e) Applying the Local Business Zone to appropriate isolated commercial operations.

### 3.0.4 - R Economic Infrastructure: Regional Objectives

<b>Objective:</b>	
To improve the region's economic infrastructure.	
<b>Desired Outcomes:</b>	<b>Outcomes to be achieved by:</b>
(a) The supply of well-sited industrial land is identified, protected and managed to meet regional need across the 5, 15 and 30 year horizons. (b) Existing strategically located export orientated industries are protected and managed. (c) Ensure industrial development occurs in a manner that minimises regional environmental impacts and protects environmental values.	(a) Applying the General Industrial zone to recognise the medium to higher impact industrial uses in the area. (b) Applying the Light Industrial Zone to recognise the lower level impact industrial uses in the area. (c) Applying the Port and Marine Zone to recognise the regional strategic importance of the port and marine activities. (d) Minimising and preventing land use conflicts through appropriate siting of industrial land and the use of an attenuation code.

### 3.0.4 - L Economic Infrastructure: Local Objectives

<b>Objective:</b>	
To improve the area's economic infrastructure.	
<b>Desired Outcomes:</b>	<b>Outcomes to be achieved by:</b>
(a) The Spring Bay Mill is re-developed as an iconic destination supporting tourism, education and cultural activities.	(a) Applying the Spring Bay Particular Purpose Zone.

### 3.0.5 - R Productive Resources: Regional Objectives

<b>Objective:</b>	
To support the region's productive resources.	
<b>Desired Outcomes:</b>	<b>Outcomes to be achieved by:</b>
<ul style="list-style-type: none"> <li>(a) Agricultural production on land identified as regionally significant is supported by affording it the highest level of protection from fettering or conversion to non-agricultural uses.</li> <li>(b) The value of non-significant agricultural land is managed and protected in a manner that recognises sub-regional diversity in land and production characteristics.</li> <li>(c) Regionally significant extractive industries are supported and protected.</li> <li>(d) The aquaculture industry is supported.</li> <li>(e) The forest industry is supported.</li> </ul>	<ul style="list-style-type: none"> <li>(a) Recognising and protecting districts comprised of substantial areas of identified significant agricultural land by applying the Significant Agriculture Zone.</li> <li>(b) Prohibiting or substantially restricting non-agricultural uses within the Significant Agriculture Zone, allowing for such uses only where ancillary and/or subservient.</li> <li>(c) Providing large buffer distance between significant agriculture and residential development, and allow residential development otherwise only where it can be demonstrated that it will not fetter agriculture uses on neighbouring land.</li> <li>(d) Restricting subdivision within the Significant Agriculture Zone to that necessary to facilitate the use of the land for agriculture.</li> <li>(e) Providing for down-stream processing of agricultural products 'on farm'.</li> <li>(f) Minimising the use of significant agricultural land for plantation forestry.</li> <li>(g) Providing for non-agricultural resource development, such as forestry, extractive industry and onshore aquaculture facilities within the Rural Resource Zone.</li> <li>(h) Providing subdivision standards in the Rural Resource Zone that are consistent with the optimum size for the predominating agricultural enterprise.</li> <li>(i) Providing for resource processing industries within the Rural Resource Zone.</li> </ul>

### 3.0.5 - L Productive Resources: Local Objectives

<b>Objective:</b>	
To support the region's productive resources and ensure they provide broad benefits to locals and visitors alike.	
<b>Desired Outcomes:</b>	<b>Outcomes to be achieved by:</b>
<ul style="list-style-type: none"> <li>(a) A vibrant and diverse agricultural industry that contributes to the economy and increased visitation numbers.</li> </ul>	<ul style="list-style-type: none"> <li>(a) Utilise the Rural Resource Zone and ensure standards provide for: <ul style="list-style-type: none"> <li>(i) on farm sale of primary produce and</li> </ul> </li> </ul>

	products for local and tourist purchase; and
	(ii) food services and specialty shops that specifically target tourism.

### 3.0.6 - R Natural Environment: Regional Objectives

<b>Objective:</b>	
To increase responsiveness to the region's natural environment.	
<b>Desired Outcomes:</b>	<b>Outcomes to be achieved by:</b>
<ul style="list-style-type: none"> <li>(a) The region's biodiversity is not significantly diminished and ecosystems' resilience to the impacts of climate change is facilitated.</li> <li>(b) Significant areas of threatened vegetation communities, flora and fauna species, habitat for threatened species and places important for building resilience and adaptation to climate change for these, are recognised and protected.</li> <li>(c) The biodiversity and conservation values of the Reserve Estate are protected.</li> <li>(d) The spread of declared weeds under the Weed Management Act 1999 and other weeds of local significance is prevented and their removal is facilitated.</li> <li>(e) There is a response to the risk of soil erosion and dispersive and acid sulphate soils.</li> <li>(f) Significant biodiversity, landscape, scenic and cultural values of the region's coast are recognised and protected.</li> <li>(g) Use and development in coastal areas is responsive to effects of climate change including sea level rise, coastal inundation and shoreline recession.</li> <li>(h) The risk of loss of life and property from bushfires is minimised.</li> <li>(i) The risk of loss of life and property from flooding is minimised.</li> <li>(j) Life and property is protected from possible effects of land instability.</li> <li>(k) Land and groundwater is protected from site contamination and progressive remediation of contaminated land required where a risk to human health or the environment exists.</li> </ul>	<ul style="list-style-type: none"> <li>(a) Protecting land with the highest environmental values through the application of the Environmental Management Zone.</li> <li>(b) Protecting significant environmental values through codes dealing with biodiversity, landscape, wetlands &amp; waterways and water quality &amp; stormwater.</li> <li>(c) Avoid applying urban zones and the Significant Agriculture Zone to land with significant environmental values.</li> <li>(d) Allow biodiversity 'off sets' to compensate for loss of environmental values if Council policy has determined that such values cannot be lost without compensation.</li> <li>(e) Providing appropriate setbacks for development from the boundaries of reserved land.</li> <li>(f) Minimising loss of native vegetation and/or soil disturbance, and preventing the spread of weeds from development sites through construction management provisions.</li> <li>(g) Avoiding zoning any further land for urban development identified as at risk from rising sea levels.</li> <li>(h) Back-zoning land identified as potentially at risk from rising sea levels where not substantially developed.</li> <li>(i) Managing areas identified as potentially at risk from rising sea levels through a coastal hazards code.</li> <li>(j) Recognising and protecting climate refugia through appropriate zoning and/or code.</li> <li>(k) Generally zoning undeveloped land along the coast as Environmental Management, Recreation or Open Space.</li> <li>(l) Avoiding zoning any new areas identified as</li> </ul>

	<p>at unacceptable risk from bushfire, flooding, land instability, dispersive and/or acid sulphate soils for urban development.</p> <p>(m) Recognising areas at risk from bushfire and managing use and development accordingly through a bushfire prone areas code.</p> <p>(n) Recognising areas at risk from flooding and managing use and development accordingly through a flood prone areas code.</p> <p>(o) Recognising areas at risk from land instability and managing use and development accordingly through a landslip code.</p> <p>(p) Recognising areas potentially at risk from site contamination and managing use and development accordingly through a potentially contaminated land code.</p> <p>(q) Recognising areas at risk from soil erosion, dispersive and acid sulphate soils and managing use and development accordingly through construction management provisions and an acid sulphate soils code.</p>
--	---

### 3.0.6 - L Natural Environment: Local Objectives

<b>Objective:</b>	
To ensure benefit to the Glamorgan Spring Bay area due to the area's world class nature and wilderness reserves.	
<b>Desired Outcomes:</b>	<b>Outcomes to be achieved by:</b>
(a) Natural assets provide wide ranging benefits to locals and visitors alike.	<p>(a) Applying the Environmental Management Zone to all formal reserves.</p> <p>(b) Providing for appropriate development within villages and in isolated areas to provide for the needs of visitors to the reserves.</p>

### 3.0.7 - R Water Resources: Regional Objectives

<b>Objective:</b>	
To improve management of the region's water resources.	
<b>Desired Outcomes:</b>	<b>Outcomes to be achieved by:</b>
<p>(a) The ecological health, environmental values and water quality of surface and groundwater, including waterways, drinking water catchments, wetlands and estuaries are protected and managed.</p> <p>(b) Wetlands and waterways are managed for their water quality, scenic, biodiversity,</p>	<p>(a) Protecting environmental values of waterways generally through a number of codes.</p> <p>(b) Minimising loss of riparian native vegetation in particular through a code dealing with wetlands &amp; waterways.</p> <p>(c) Requiring total water cycle management and</p>

<p>tourism and recreational values.</p> <p>(c) The sustainable use of water is encouraged to decrease pressure on water supplies and reduce long-term cost of infrastructure provision.</p>	<p>water sensitive urban design principles to be applied to relevant development.</p> <p>(d) Minimising loss of native vegetation and/or soil disturbance, and preventing the spread of weeds from development sites through construction management provisions.</p> <p>(e) Facilitating the use of rainwater tanks in residential areas.</p>
---	---

### 3.0.7 - L Water Resources: Local Objectives

<b>Objective:</b>
There are no additional local objectives.

### 3.0.8 - R Healthy Communities: Regional Objectives

<b>Objective:</b>	
To support strong and healthy communities.	
<b>Desired Outcomes:</b>	<b>Outcomes to be achieved by:</b>
<p>(a) High quality social and community facilities are provided to meet the education, health and care needs of the community and facilitate healthy, happy and productive lives.</p> <p>(b) A broad distribution and variety of social housing is provided in areas with good public transport accessibility or in proximity to employment, education and other community services.</p>	<p>(a) Providing flexibility within the planning scheme for a variety of housing types in all residential areas, and ensuring it does not discriminate against social and affordable housing.</p> <p>(b) Providing flexibility within the planning scheme for the development of aged care and nursing home facilities particularly in close proximity to activity centres and public transport routes.</p> <p>(c) Providing for options within the planning scheme to facilitate the aged continuing to live within their communities, and with their families, for as long as possible.</p> <p>(d) Recognising and protecting key sites used for community facilities by applying the Community Purpose Zone.</p> <p>(e) Including planning scheme provisions pertaining to Crime Protection through Environmental Design principles.</p> <p>(f) Applying the Recreation Zone to land accommodating active sporting facilities.</p>

### 3.0.8 - L Healthy Communities: Local Objectives

<b>Objective:</b>
There are no additional local objectives.

### 3.0.9 - R Competitiveness: Regional Objectives

<b>Objective:</b>	
To make the Southern Tasmanian region nationally and internationally competitive.	
<b>Desired Outcomes:</b>	<b>Outcomes to be achieved by:</b>
(a) Strategic economic opportunities for Southern Tasmania are supported and protected. (b) Innovative and sustainable tourism is provided for the region.	(a) Ensuring key industries are appropriately zoned and provided for. (b) Providing for minor tourism use and development in all appropriate zones. (c) Applying the Major Tourism Zone to major tourist sites. (d) Providing for the assessment of new major tourism developments through alternative assessment processes such as Section 43A applications.

### 3.0.9 - L Competitiveness: Local Objectives

<b>Objective:</b>	
To make the municipal area competitive on a State, national and international basis.	
<b>Desired Outcomes:</b>	<b>Outcomes to be achieved by:</b>
(a) The Glamorgan Spring Bay municipal area is a destination to visit providing cultural, historic and natural attractions.	(a) Applying the Environmental Management Zone in key natural areas to protect their integrity into the future (b) Applying Heritage Code to protect the heritage significance of the area and stimulate appreciation of the area (c) Applying the Open Space and Community Purposes Zones to facilitate projects that utilise local attractions and places of interest. (d) Providing for innovative and environmentally sound tourism projects in all zones that respond to market need and reflect the unique qualities of the locality

### 3.0.10 - R Liveability: Regional Objectives

<b>Objective:</b>	
To create liveable communities.	
<b>Desired Outcomes:</b>	<b>Outcomes to be achieved by:</b>
(a) An integrated open space and recreation system that responds to existing and emerging needs in the community and contributes to social inclusion, community connectivity, community health and well-being, amenity, environmental sustainability and the economy.	(a) Applying the Recreation and Open Space Zones to land accommodating active sporting facilities and passive recreation respectively. (b) Providing for the recognition and appropriate protection of known historic cultural heritage and archaeological sites of at least local significance within a local heritage code,



<p>(b) A regional approach to the planning, construction, management, and maintenance of major sporting facilities to protect the viability of existing and future facilities and minimise overall costs to the community.</p> <p>(c) Aboriginal heritage values within the region are recognised, retained and protected for their character, culture, sense of place, contribution to our understanding history and contribution to the region's competitive advantage.</p> <p>(d) Historic cultural heritage values are recognised, retained and protected within the region for their character, culture, sense of place, contribution to our understanding history and contribution to the region's competitive advantage.</p> <p>(e) Significant cultural landscapes are recognised and managed throughout the region to protect their key values.</p> <p>(f) Archaeological values are recognised and managed throughout the region to preserve their key values.</p>	<p>particularly where not recognised and protected at the State level.</p> <p>(c) Ensure development proponents are aware of their responsibilities under the <i>Aboriginal Relics Act 1975</i>.</p> <p>(d) Applying the Environmental Management or Environmental Living zones, or a landscape protection code, to recognised significant landscapes, particularly key skylines and ridgelines around Greater Hobart.</p> <p>(e) Ensuring development standards address open space, design and appearance issues.</p>
--	--

3.0.10 - L Liveability: Local Objectives

<b>Objective:</b>
There are no additional local objectives.

## Part B

# Administration

---

### 4.0 Interpretation

#### 4.1 Planning Terms and Definitions

4.1.1 Terms in this planning scheme have their ordinary meaning unless they are defined in the Act or specifically defined in subclause 4.1.3 or in a code in Part E or a specific area plan in Part F.

4.1.2 In this planning scheme a reference to a Use Table is a reference to the Use Table in a zone in Part D or specific area plan in Part F.

4.1.3 In this planning scheme, unless the contrary intention appears:

Act	means the <i>Land Use Planning and Approvals Act 1993</i> .
access	means land over which a vehicle enters or leaves a road from land adjoining a road.
access strip	means land, the purpose of which is to provide access to a road.
adult entertainment venue	means the use of land for the purpose of providing sexually explicit entertainment for adults only, and may include provision of food and drink.
adult sex product shop	means use of land to sell or hire sexually explicit material, including but not limited to:  (a) publications classified as restricted under the <i>Classification (Publications, Films and Computer Games) (Enforcement) Act 1995</i> ; and  (b) materials and devices (other than contraceptives and medical treatments) used in conjunction with sexual behaviour.
agency	means:  (a) a department or other agency of Government of the State or of the Commonwealth; or  (b) an authority of the State or of the Commonwealth established for a public purpose.
agricultural land	means all land that is in agricultural use, or has the potential for agricultural use, that has not been zoned or developed for another use or would not be unduly restricted for agricultural use by its size, shape and proximity to adjoining non-agricultural uses.
agricultural use	means use of the land for propagating, cultivating or harvesting plants or for keeping and breeding of animals, excluding pets. It includes the handling, packing or storing of plant and animal produce for dispatch to processors. It includes controlled environment agriculture, intensive tree farming and plantation forestry.
AHD	means the Australian Height Datum (Tasmania) being the vertical geodetic datum as described in Chapter 8 of the Geodetic Datum of Australia Technical Manual version 2.3(1).
amenity	means, in relation to a locality, place or building, any quality, condition or factor that makes or contributes to making the locality, place or building harmonious, pleasant or enjoyable.
amusement parlour	means use of land for a building that contains:

	<p>(a) 3 or more coin, card, or token operated amusement machines;</p> <p>(b) one or more coin, card, or token operated amusement machines with more than one screen or console that can be played by 3 or more people simultaneously;</p> <p>(c) 2 or more coin, card, or token operated billiard, snooker, or pool tables; or</p> <p>(d) the conduct of laser games or similar.</p> <p>It does not include gambling machines or premises included in the Hotel industry use class as described in Table 8.2.</p>
ancillary dwelling	<p>means an additional dwelling:</p> <p>(a) with a floor area not greater than 60m<sup>2</sup>;</p> <p>(b) that is appurtenant to a single dwelling; and</p> <p>(c) that shares with that single dwelling access and parking, and water, sewerage, gas, electricity and telecommunications connections and meters.</p>
animal pound	means use of land for an enclosure for confining stray or homeless animals.
animal salesyard	means use of land to buy and sell farm animals, and hold such animals for purchase or sale.
annual exceedance probability	means the probability of an event with a certain magnitude being exceeded in any one year.
applicable standard	means as defined in subclause 7.5.2.
application	means an application for a permit made under this planning scheme.
aquaculture	means use of land to keep or breed aquatic animals, or cultivate or propagate aquatic plants, and includes the use of tanks or impoundments on land.
art and craft centre	means use of land to manufacture, display, and sell, works of art or craft, such as handicrafts, paintings and sculpture.
basement	means a storey either below ground level or that projects no more than one metre above finished ground level.
bed and breakfast establishment	means part of a dwelling used by its resident to provide, on a short-term commercial basis, accommodation and breakfast for persons away from their normal place of residence.
biodiversity	means biological diversity as defined under the <i>Nature Conservation Act 2002</i> .
boarding house	means use of land for a dwelling in which lodgers rent one or more rooms, generally for extended periods, and some parts of the dwelling are shared by all lodgers.
boat and caravan storage	means use of land to store boats, caravans, or vehicle-towed boat trailers.
building	means as defined in the Act.
building area	means the area shown on a plan or plan of subdivision to indicate where all buildings will be located.
building envelope	means the three-dimensional space within which buildings are to occur.
building height	means the vertical distance from natural ground level at any point to the uppermost part of a building directly above that point, excluding minor protrusions such as aerials, antennae, solar panels, chimneys and vents.
building line	means a line drawn parallel to a frontage along the front facade of a building or through the point of a building closest to the frontage, excluding protrusions.
camping and caravan park	means use of land to allow accommodation in caravans, cabins, motor homes, tents or the like and includes amenities provided for residents and persons away from their normal place of residence.

cinema	means use of land to display films, videos or other moving images to persons for reward.
clearance and conversion	means as defined in the <i>Forest Practices Act 1985</i> .
coastal zone	means as described in section 5 of the <i>State Coastal Policy Validation Act 2003</i> .
communal residence	means use of land for a building to accommodate persons who are unrelated to one another and who share some parts of the building. Examples include a boarding house, residential college and residential care home.
consulting room	means use of land by a registered practitioner of any therapeutic art or science, other than service provided by a medical centre.
controlled environment agriculture	means an agricultural use carried out within some form of built structure, whether temporary or permanent, which mitigates the effect of the natural environment and climate. Such agricultural uses include production techniques that may or may not use imported growth medium. Examples include greenhouses, polythene covered structures, and hydroponic facilities.
council	means as defined in the Act.
crop raising	means use of land to propagate, cultivate or harvest plants, including cereals, flowers, fruit, seeds, and vegetables.
day respite centre	means use of land for day-time respite care for the aged or persons with disabilities.
declared weeds	means as defined in the <i>Weed Management Act 1999</i> .
demolition	means the intentional damaging, destruction or removal of any building or works in whole or in part.
desired future character	means the desired character for a particular area set out in the planning scheme.
development	means as defined in the Act.
development area	means the area of land occupied by development including its yard, outbuildings, car parking, driveways, storage areas, landscaping and wastewater disposal areas.
dwelling	means a building, or part of a building, used as a self contained residence and which includes food preparation facilities, a bath or shower, laundry facilities, a toilet and sink, and any outbuilding and works normally forming part of a dwelling.
effective date	means the date on which the planning scheme came into effect.
employment training centre	means use of land to provide education and training to jobseekers and unemployed persons.
environmental harm	means as defined in the <i>Environmental Management and Pollution Control Act 1994</i> .
environmental nuisance	means as defined in the <i>Environmental Management and Pollution Control Act 1994</i> .
existing ground level	when used in respect of a development, means the level of a site at any point before the development occurs.
existing non- conforming use	means a use which is prohibited under the planning scheme but is one to which ss12(1)-(7) of the Act applies.
finished ground level	when used in respect of a development, means the level of a site at any point after the development has been completed.
forestry operations	means as defined in the Act.
Forest Practices Plan	means a Forest Practices Plan under the Forest Practices Code 2000.
frontage	means a boundary of a lot which abuts a road.
function centre	means use of land, by arrangement, to cater for private functions, and in which food and drink may be served. It may include entertainment and dancing.
funeral parlour	

gross floor area	means the total floor area of the building measured from the outside of the external walls or the centre of a common wall.
habitable building	means a building of Class 1 - 9 of the Building Code of Australia.
habitable room	means any room of a dwelling other than a bathroom, laundry, toilet, pantry, walk-in wardrobe, corridor, stair, hallway, lobby, clothes drying room and other space of a specialised nature occupied neither frequently nor for extended periods.
habitat corridor	means an area or network of areas, not necessarily continuous, which enables migration, colonisation or interbreeding of flora or fauna species between two or more areas of habitat.
home-based business	<p>means use of part of a dwelling by a resident for non-residential purposes if:</p> <ul style="list-style-type: none"> <li>(a) no more than 50m<sup>2</sup> of floor area of the dwelling is used for the non-residential purposes;</li> <li>(b) the person conducting the business normally uses the dwelling as their principal place of residence;</li> <li>(c) it does not involve employment of more than 2 workers who do not reside at the dwelling;</li> <li>(d) any load on a utility is no greater than for a domestic use;</li> <li>(e) there is no activity that causes electrical interference to other land;</li> <li>(f) there is, on the site, no storage of hazardous materials;</li> <li>(g) there is, on the site, no display of goods for sale;</li> <li>(h) there is, on the site, no advertising of the business other than 1 sign (non-illuminated) not exceeding 0.2m<sup>2</sup> in area;</li> <li>(i) there is, on the site, no refuelling, servicing or repair of vehicles not owned by a resident;</li> <li>(j) not more than 2 commercial vehicles are on the site at any one time and no commercial vehicle on the site exceeds 2 tonnes; and</li> <li>(k) all vehicles used by the business are parked on the site.</li> </ul>
hostel	means a supervised place of accommodation, usually supplying board and lodging for students, nurses or the like.
hours of operation	means the hours that a use is open to the public or conducting activities related to the use, not including routine activities normally associated with opening and closing or office and administrative tasks.
intensive animal husbandry	means use of land to keep or breed farm animals, including birds, within a concentrated and confined animal growing operation by importing most food from outside the animal enclosures and includes a cattle feedlot, broiler farm or piggery.
internal lot	<p>means a lot:</p> <ul style="list-style-type: none"> <li>(a) lying predominantly behind another lot; and</li> <li>(b) having access to a road by an access strip, private road or right of way.</li> </ul>
junction	means an intersection between two or more roads at a common level, including the intersections of on and off ramps, and grade-separated roads.
land	means as defined in the Act.
Level 2 Activity	means as defined under the <i>Environmental Management and Pollution Control Act 1994</i> .
level crossing	means as defined in section 35 of the <i>Rail Infrastructure Act 2007</i> .
liquid fuel depot	means use of land for the storage, wholesale and distribution of liquid fuel.

local historic heritage significance	means the significance in relation to a heritage place or heritage precinct as identified in a code relating to heritage values, or in a report prepared by a suitably qualified person if not identified in the code.
local shop	means land used for the sale of grocery or convenience items where the gross floor area does not exceed 200 m <sup>2</sup> .
lot	
marina	means use of land to moor boats, or store boats above or adjacent to the water. It includes boat recovery facilities, and facilities to repair, fuel, and maintain boats and boat accessories.
marine farming shore facility	
market	means use of land to sell goods, including but not limited to foodstuffs, from stalls.
medical centre	means use of land to provide health services (including preventative care, diagnosis, medical and surgical treatment, and counselling) to out-patients only.
mezzanine	means an intermediate floor within a room.
minor utilities	means use of land for utilities for local distribution or reticulation of services and associated infrastructure such as a footpath, cycle path, stormwater channel, water pipes, retarding basin, telecommunication lines or electricity substation and power lines up to but not exceeding 110Kv.
motel	means use of land to provide accommodation in serviced rooms for persons away from their normal place of residence, where provision is made for parking of guests' vehicles convenient to their rooms.
motor repairs	means use of land to repair or service motor vehicles, and includes the fitting of motor vehicle accessories.
motor vehicle, boat or caravan sales	means use of land to sell or hire motor vehicles, boats, or caravans. It includes the minor repair or servicing of motor vehicles, boats, or caravans, and the sale or fitting of accessories for motor vehicles, boats or caravans.
multiple dwellings	means 2 or more dwellings on a site.
museum	means use of land to display archaeological, biological, cultural, geographical, geological, historical, scientific, or other like works or artefacts.
native vegetation	means plants that are indigenous to Tasmania including trees, shrubs, herbs and grasses that have not been planted for domestic or commercial purposes.
natural ground level	means the natural level of a site at any point.
net density	means the density of development excluding areas set aside for roads and public open space.
office	means use of land for administration, or clerical, technical, professional or other similar business activities.
outbuilding	means a non-habitable detached building of Class 10a of the Building Code of Australia and includes a garage, carport or shed.
outdoor recreation facility	means use of land for outdoor leisure, recreation, or sport.
overnight camping area	means the use of land which is open to public use for holiday and recreational purposes, which purposes involve primarily the setting up and use of tents for overnight accommodation.
panel beating	means use of land to repair or replace damaged motor vehicle bodies and panels, and carry out any associated mechanical work or spray painting.
permit	means as defined in the Act.
planning authority	means the Glamorgan Spring Bay Council.

plantation forestry	means the use of land for planting, management and harvesting of trees for commercial wood production, but does not include the milling or processing of timber, or the planting or management of areas of a farm for shelter belts, firewood, erosion or salinity control or other environmental management purposes, or other activity directly associated with and subservient to another form of agricultural use.
plot ratio	means the gross floor area of all buildings on the site divided by the area of the site.
primary frontage	means, where there are 2 or more frontages, the frontage with the shortest dimensions measured parallel to the road irrespective of minor deviations and corner truncations.
primary produce sales	means use of land to sell unprocessed primary produce grown on the land or adjacent land.
prime agricultural land	means agricultural land classified as Class 1, 2 or 3 land using the Class Definitions and methodology from the Land Capability Handbook, Second Edition, C J Grose, 1999, Department of Primary Industries, Water and Environment, Tasmania.
private garden	means land adjacent to a dwelling that has been modified with landscaping or vegetation, including ornamental or edible plants, or the like.
private open space	means an outdoor area of the land or dwelling for the exclusive use of the occupants of the land or dwelling.
protrusion	means a protrusion from a building such as awnings, steps, porches, eaves, fascias, gutters, masonry chimneys, flues, pipes, domestic fuel or water tanks, and heating or cooling equipment or other services.
public art gallery	means use of land to display works of art including ceramics, furniture, glass, paintings, sculptures and textiles, which land is maintained at the public expense, under public control and open to the public generally.
public land	means land owned or managed by the Crown, a State authority or a council.
public open space	means land for public recreation or public gardens or for similar purposes.
rail authority	means the agency, authority or business enterprise which has responsibility for rail infrastructure in Tasmania.
railway	means as defined in the <i>Rail Infrastructure Act 2007</i> .
refuse disposal	means use of land to dispose of refuse by landfill, incineration, or other means.
regional land use strategy	means as defined in the Act.
remand centre	means use of land for an institution to which accused persons are sent for detention while awaiting appearance before a court.
reserve management plan	means a management plan prepared under the <i>National Parks and Reserves Management Act 2002</i> , the <i>Wellington Park Act 1993</i> or the <i>Living Marine Resources Act 1995</i> , or a plan of management prepared for an area reserved under the <i>Crown Lands Act 1976</i> .
residential aged care facility	means use of land for accommodation and personal or nursing care for the aged. It includes recreational, health or laundry facilities and services for residents of the facility.
retirement village	means use of land to provide permanent accommodation for retired people or the aged and includes communal recreational or medical facilities for residents of the village.
ribbon development	means a band of development extending along one or both sides of a road or along the coast.
road	means land over which the general public has permanent right of passage, including the whole width between abutting property boundaries, all footpaths and the like, and all bridges over which such a road passes.

road authority	means for State highways or subsidiary roads, within the meaning of the <i>Roads and Jetties Act 1935</i> , the Minister administering that Act and in relation to all other roads, the Council having the control of such road.
scrap yard	mean use of land where disused vehicles, materials and machinery or parts are collected and either sold or prepared for being used again, and includes the use or onselling of scrap materials.
sensitive use	means a residential use or a use involving the presence of people for extended periods except in the course of their employment, such as in a caravan park, childcare centre, dwelling, hospital or school.
service station	means use of land to sell motor vehicle fuel from bowsters, and vehicle lubricants and if such use is made of the land, includes: <ul style="list-style-type: none"> <li>(a) selling or installing of motor vehicle accessories or parts;</li> <li>(b) selling of food, drinks and other convenience goods;</li> <li>(c) hiring of trailers; and</li> <li>(d) servicing or washing of motor vehicles.</li> </ul>
serviced apartment	means use of land to provide accommodation for persons, who are away from their normal place of residence, in a furnished, self-contained room or suite of rooms designed for short-term and long-term stays, which provides amenities for daily use such as kitchen and laundry facilities.
setback	means the distance from any lot boundary to a building on the lot.
shipping container storage	means use of land to store shipping containers and if such use is made of the land, includes the cleaning, repair, servicing, painting or fumigation of the shipping containers.
sign	means a device that is intended to give information, advertise or attract attention to a place, product, service or event.
single dwelling	
site	means the lot or lots on which a use or development is located or proposed to be located.
site area per dwelling	means the area of the site (excluding any access strip) divided by the number of dwellings.
site coverage	means the proportion of a site (excluding any access strip) covered by roofed buildings.
solar energy installation	means a solar panel, evacuated tube solar collectors, or the like.
solid fuel depot	means use of land to sell solid fuel, such as briquettes, coal, and firewood.
standard	means, in any zone, code or specific area plan, the objective for a particular planning issue and the means for satisfying that objective through either an acceptable solution or performance criterion presented as the tests to meet the objective.
State authority	means as defined in the Act.
State-reserved land	means: <ul style="list-style-type: none"> <li>(a) land owned by the Crown or a State authority and reserved for any purpose under the <i>Nature Conservation Act 2002</i>, or the <i>Crown Lands Act 1976</i>; or</li> <li>(b) fee simple land reserved for any purpose under the <i>Nature Conservation Act 2002</i> where the Director of Parks and Wildlife is the managing authority.</li> </ul>
State waters	means as defined in s.5 of the <i>Living Marine Resources Management Act 1995</i> .



storey	means that part of a building between floor levels, excluding a mezzanine level. If there is no floor above, it is the part between the floor level and the ceiling.
streetscape	means the visual quality of a street depicted by road width, street planting, characteristics and features, public utilities constructed within the road reserve, the setbacks of buildings and structures from the lot boundaries, the quality, scale, bulk and design of buildings and structures fronting the road reserve.  For the purposes of determining streetscape with respect to a particular site, the above factors are relevant if within 100 m of the site.
subdivide	means to divide the surface of a lot by creating estates or interests giving separate rights of occupation otherwise than by: <ul style="list-style-type: none"> <li>(a) a lease of a building or of the land belonging to and contiguous to a building between the occupiers of that building;</li> <li>(b) a lease of airspace around or above a building;</li> <li>(c) a lease of a term not exceeding 10 years or for a term not capable of exceeding 10 years;</li> <li>(d) the creation of a lot on a strata scheme or a staged development scheme under the <i>Strata Titles Act 1998</i>; or</li> <li>(e) an order adhering existing parcels of land.</li> </ul>
subdivision	means the act of subdividing or the lot subject to an act of subdividing.
suitably qualified person	means a person who can adequately demonstrate relevant tertiary qualifications (or equivalent) and experience in a recognised field of knowledge, expertise or practice with direct relevance to the matter under consideration.
take away food premises	means use of land to prepare and sell food and drink primarily for immediate consumption off the premises.
threatened vegetation	means a threatened native vegetation community that is listed in Schedule 3A of the <i>Nature Conservation Act 2002</i> or a threatened native ecological community that is listed under the <i>Environment Protection and Biodiversity Conservation Act 1999</i> (Commonwealth).
traffic impact assessment	means a study prepared by a suitably qualified person that shows the likely effects of traffic generated by use or development on the local environment and on the road or railway networks or both in terms of safety, efficiency and amenity, having regard to present and assumed future conditions. It includes recommendations on measures to be taken to maintain the safety and efficiency of the road or railway networks.
turf growing	means use of land for growing grass which is cut into sods or rolls containing the roots and some soil for direct transplanting.
use	means as defined in the Act.
vehicle crossing	means a driveway for vehicular traffic to enter or leave a road carriageway from land adjoining a road.
veterinary centre	means land used to: <ul style="list-style-type: none"> <li>(a) diagnose animal diseases or disorders;</li> <li>(b) surgically or medically treat animals; or</li> <li>(c) prevent animal diseases or disorders, and includes keeping animals on the premises for those purposes.</li> </ul>
video shop	means use of land to hire out videos, films and computer games.
wall height	means the vertical distance from natural ground level immediately below the wall to the uppermost part of the wall excluding any roof element.

waste transfer station	means use of land to receive and temporarily store waste before it is disposed of elsewhere.
watercourse	means a defined channel with a natural or modified bed and banks that carries surface water flows.
wetland	means a depression in the land, or an area of poor drainage, that holds water derived from ground water and surface water runoff and supports plants adapted to partial or full inundation and includes an artificial wetland.
wharf	means use of land to provide facilities for ships, such as bulk and container ships, passenger ships, and defence force marine craft.
winery	means use of land for the manufacture of vineyard products and if land is so used, includes the display and sale of vineyard products, and the preparation and sale of food and drink for consumption on the premises.
visitor centre	means land used for the principal purpose of providing information to tourists and may include incidental retail sales and supplementary services to tourism.
works	means as defined in the Act.

## 5.0 Exemptions

- 5.0.1 Use or development described in Table 5.1 – 5.6 is exempt from requiring a permit under this planning scheme provided it meets the corresponding requirements.
- 5.0.2 Use or development which, under the provisions of the Act, including ss12(1) – (4) a planning scheme is not to prevent, does not require a permit.
- 5.0.3 Excluding the exemption for emergency works at 5.3.1, in the coastal zone, no development listed in Table 5.1 – 5.6 is exempt from this planning scheme if it is to be undertaken on actively mobile landforms as referred to in clause 1.4 of the *Tasmanian State Coastal Policy 1996*. Development must not be located on actively mobile landforms in the coastal zone, unless for engineering or remediation works to protect land, property and human life in accordance with clause 1.4.1 and 1.4.2 in the *State Coastal Policy 1996*.

Table 5.1 Exempt use

	Use	Requirements
5.1.1	bee keeping	The use of land for bee keeping.
5.1.2	occasional use	If for infrequent or irregular sporting, social or cultural events.
5.1.3	home occupation	If: <ul style="list-style-type: none"> <li>(a) not more than 40m<sup>2</sup> of gross floor area of the dwelling is used for non-residential purposes;</li> <li>(b) the person conducting the home occupation normally uses the dwelling as their principal place of residence;</li> <li>(c) it does not involve employment of persons other than a resident;</li> <li>(d) any load on a utility is no more than for a domestic use;</li> </ul>

		<p>(e) there is no activity that causes electrical interference to other land;</p> <p>(f) it does not involve display of goods for sale that are visible from any road or public open space adjoining the site;</p> <p>(g) it involves no more than 1 advertising sign (that must be non- illuminated) and not more than 0.2m<sup>2</sup> in area;</p> <p>(h) it does not involve refuelling, servicing, detailing or repair of vehicles not owned by the resident on the site;</p> <p>(i) no more than 1 commercial vehicle is on the site at any one time and no commercial vehicle on the site exceeds 2 tonnes; and</p> <p>any vehicle used solely for non-residential purposes must be parked on the site.</p>
5.1.4	markets	If on public land.

Table 5.2 Exempt infrastructure use or development

	Use or development	Requirements
5.2.1	dam construction works	Works that are directly associated with construction of a dam approved under the <i>Water Management Act 1999</i> , including the construction of vehicular access, vegetation removal and bulk soil excavations, are exempt if contained on the same site as the dam.
5.2.2	stormwater infrastructure	Provision, removal, maintenance and repair of pipes, open drains and pump stations for the reticulation or removal of stormwater by, or on behalf of, the Crown, a council or a State authority unless a code relating to landslip hazards applies and requires a permit for the use or development.
5.2.3	irrigation pipes	<p>The laying or installation in the Rural Resource Zone or the Significant Agricultural Zone, of irrigation pipes, that are directly associated with, and a subservient part of, an agricultural use, provided no pipes are located within a wetland, unless there is:</p> <p>(a) a code in this planning scheme which lists a heritage place or precinct and requires a permit for the use or development that is to be undertaken;</p> <p>(b) a code in this planning scheme which expressly regulates impacts on scenic or landscape values and requires a permit for the use or development that is to be undertaken;</p> <p>(c) a code in this planning scheme which expressly regulates impacts on biodiversity values and requires a permit for the use or development that is to be undertaken;</p> <p>(d) disturbance of more than 1m<sup>2</sup> of land that has been affected by a potentially contaminating activity;</p> <p>(e) excavation or fill of more than 0.5m depth in a salinity hazard area or landslip hazard area shown in the planning scheme; or</p> <p>(f) the removal of any threatened vegetation.</p>

5.2.4	road works	<p>Maintenance and repair of roads and upgrading by or on behalf of the road authority which may extend up to 3m outside the road reserve including:</p> <ul style="list-style-type: none"> <li>(a) widening or narrowing of existing carriageways;</li> <li>(b) making, placing or upgrading kerbs, gutters, footpaths, shoulders, roadsides, traffic control devices, line markings, street lighting, safety barriers, signs, fencing and landscaping, unless a code relating to historic heritage values or significant trees applies and requires a permit for the use or development; or</li> <li>(c) repair of bridges, or replacement of bridges of similar size in the same or adjacent location.</li> </ul>
5.2.5	vehicle crossings, junctions and level crossings	<p>If:</p> <ul style="list-style-type: none"> <li>(a) development of a vehicle crossing, junction or level crossing: <ul style="list-style-type: none"> <li>(i) by the road or rail authority; or</li> <li>(ii) in accordance with the written consent of the relevant road or rail authority; or</li> </ul> </li> <li>(b) use of a vehicle crossing, junction or level crossing by a road or railway authority.</li> </ul>
5.2.6	minor communications infrastructure	<p>If:</p> <ul style="list-style-type: none"> <li>(a) development of low impact facilities as defined in Parts 2 and 3 of the <i>Telecommunications (Low-Impact Facilities) Determination 2018</i>;</li> <li>(b) works involved in the inspection of land to identify suitability for telecommunications infrastructure;</li> <li>(c) development of a facility that has been granted a facility installation permit by the Australian Communications and Media Authority;</li> <li>(d) works involved in the maintenance of telecommunication infrastructure;</li> <li>(e) works meeting the transitional arrangements as defined in Part 2 of Schedule 3 of the <i>Telecommunications Act 1997</i>;</li> <li>(f) feeder and distribution optical fibre cables not exceeding 18mm in diameter and with attached messenger wires on existing poles;</li> <li>(g) the connection of a line forming part of a telecommunications network to a building, caravan or mobile home including drop cabling of optic fibre networks; or</li> <li>(h) works involved in the installation, for purposes in connection with the installation of the National Broadband Network, of a: <ul style="list-style-type: none"> <li>(i) galvanised steel service pole, no more than 6.6m in height above existing ground level, and 0.2m in diameter; or</li> <li>(ii) timber service pole, no more than 10.2m in height above existing ground level, and 0.42m in diameter,</li> </ul> </li> </ul> <p>unless a code relating to the protection of airports applies and requires a</p>

		permit for the use or development.
5.2.7	provision of linear and minor utilities and infrastructure	If by or on behalf of the State Government, a Council, a Statutory authority, or a corporation all the shares of which are held by or on behalf of the State or by a Statutory authority, of electricity, gas, sewerage, and water reticulation to individual streets, lots or buildings, unless there is:
		(a) a code in this planning scheme which lists a heritage place or precinct and requires a permit for the use or development that is to be undertaken;
		(b) disturbance of more than 1m <sup>2</sup> of land that has been affected by a potentially contaminating activity;
		(c) excavation or fill of more than 0.5m depth in a salinity hazard area or landslip hazard area shown in the planning scheme;
		(d) the removal of any threatened vegetation; or
		(e) land located within 30m of a wetland or watercourse.
5.2.8	upgrades of linear and minor utilities and infrastructure	If minor upgrades by or on behalf of the State government, a Council, or a statutory authority or a corporation all the shares of which are held by or on behalf of the State or by a statutory authority, of infrastructure (excluding stormwater infrastructure under subclause 5.2.2 and road works under subclause 5.2.4) such as roads, rail lines, footpaths, cycle paths, drains, sewers, power lines and pipelines including:
		(a) minor widening or narrowing of existing carriageways; or
		(b) making, placing or upgrading kerbs, gutters, footpaths, roadsides, traffic control devices and markings, street lighting and landscaping,
		unless the following apply:
		(c) a code in this planning scheme which lists a heritage place or precinct and requires a permit for the use or development that is to be undertaken; or
		(d) the removal of any threatened vegetation.
5.2.9	maintenance and repair of linear and minor utilities and infrastructure	If by or on behalf of the State Government, a Council, a statutory authority, or a corporation all the shares of which are held by or on behalf of the State or by a statutory authority, maintenance and repair of:
		(a) electricity, gas, sewerage, and water reticulation to individual streets, lots or buildings; and
		(b) infrastructure (excluding stormwater infrastructure under subclause 5.2.2 and road works under subclause 5.2.4) such as roads, rail lines, drains, sewers, power lines and pipelines.
5.2.10	minor infrastructure	Provision, maintenance and modification of footpaths, cycle paths, playground equipment, seating, shelters, bus stops and bus shelters, street lighting, telephone booths, public toilets, post boxes, cycle racks, fire hydrants, drinking fountains, rubbish bins, public art, and the like by, or on behalf of, the Crown, a council or a State authority.

5.2.11	navigation aids	Provision, maintenance and modification of any sort of marker which aids in navigation of nautical or aviation craft such as lighthouses, buoys, fog signals, landing lights, beacons, and the like, unless a code relating to the protection of airports applies and requires a permit for the use or development.
5.2.12	electric car charger	Provision and maintenance if in a car park.

Table 5.3 Exempt building and works

	Use or development	Requirements
5.3.1	emergency works	Urgent works, that are undertaken for public safety or to protect property or the environment as a result of an emergency situation, that are required or authorised by or on behalf of the State Government, a Council, a statutory authority, or a corporation all the shares of which are held by or on behalf of the State or by a statutory authority.
5.3.2		<p>maintenance and repair of buildings including:</p> <ul style="list-style-type: none"> <li>(a) repainting, re-cladding and re-roofing whether using similar or different materials provided this does not contravene a condition of an existing permit which applies to a site; and</li> <li>(b) re-cladding and re-roofing using different materials or painting of previously unpainted surfaces provided this does not involve a place or precinct listed in a heritage code that is part of this planning scheme.</li> </ul>
5.3.3	temporary buildings or works	The erection of temporary buildings or works to facilitate development for which a permit has been granted or for which no permit is required provided they are not occupied for residential use and are removed within 14 days of completion of development.
5.3.4	unroofed decks	<p>If:</p> <ul style="list-style-type: none"> <li>(a) not attached to or abutting a habitable building; and</li> <li>(b) the floor level is less than 1m above existing ground level,</li> </ul> <p>unless a code relating to historic heritage values or significant trees applies and requires a permit for the use or development.</p>
5.3.5	outbuildings	<p>Outbuildings if:</p> <ul style="list-style-type: none"> <li>(a) there are not more than 2 on a lot with: <ul style="list-style-type: none"> <li>(i) a gross floor area not more than 10m<sup>2</sup>;</li> <li>(ii) no side is more than 3.2m; and</li> <li>(iii) building height is not more than 2.4m;</li> </ul> </li> <li>(b) there are not more than 1 on a lot with: <ul style="list-style-type: none"> <li>(i) a gross floor area not more than 18m<sup>2</sup>;</li> <li>(ii) a roof span not more than 3m;</li> <li>(iii) building height is not more than 2.4m;</li> </ul> </li> </ul>

		<ul style="list-style-type: none"> <li>(iv) a distance of not less than 0.9m from a building;</li> <li>(v) a setback of not less than 0.9m;</li> <li>(vi) no change in existing ground level as a result of cut or fill of more than 0.5m; and</li> </ul> <p>(c) not between a frontage and the building line or on a lot with no buildings, not less than the relevant setback from a frontage, unless a code relating to historic heritage values or significant trees applies and requires a permit for the use or development.</p>
5.3.6	buildings and works in the Rural Resource Zone or Significant Agricultural Zone	<p>If for:</p> <ul style="list-style-type: none"> <li>(a) the construction of buildings or works, other than a dwelling, that are directly associated with, and a subservient part of, an agricultural use if: <ul style="list-style-type: none"> <li>(i) individual buildings do not exceed 100m<sup>2</sup> in gross floor area;</li> <li>(ii) the setback from all property boundaries is not less than 30m;</li> <li>(iii) no part of the building or works are located within 30m of a wetland or watercourse;</li> <li>(iv) no part of the building or works encroach within any service easement or within 1m of any underground service; and</li> <li>(v) the building or works are not located on prime agricultural land,</li> </ul> </li> </ul> <p>unless there is:</p> <ul style="list-style-type: none"> <li>(b) a code in this planning scheme which lists a heritage place or precinct and requires a permit for the use or development that is to be undertaken;</li> <li>(c) a code in this planning scheme which expressly regulates impacts on scenic or landscape values and requires a permit for the use or development that is to be undertaken;</li> <li>(d) a code in this planning scheme which expressly regulates impacts on biodiversity values and requires a permit for the use or development that is to be undertaken;</li> <li>(e) disturbance of more than 1m<sup>2</sup> of land that has been affected by a potentially contaminating activity;</li> <li>(f) excavation or fill of more than 0.5m depth in a salinity hazard area or landslip hazard area shown in the planning scheme; or</li> <li>(g) the removal of any threatened vegetation.</li> </ul>
5.3.7	demolition of exempt buildings	The demolition in whole or in part of a building, the erection of which would be exempt under this planning scheme.
5.3.8	garden structures	<p>Garden structures, such as a pergola, garden arch, trellis or frame, if:</p> <ul style="list-style-type: none"> <li>(a) the total area is no greater than 20m<sup>2</sup>;</li> <li>(b) the height is no more than 3m above ground level; and</li> <li>(c) it is uncovered or covered by an open-weave permeable material that</li> </ul>

		allows water through, unless a code relating to historic heritage values or significant trees applies and requires a permit for the use or development.
5.3.9	Outbuilding in the Rural Living Zone, Rural Resource Zone and Significant Agricultural Zone	<p>(a) Use or development described in section (b) below is exempt from requiring a permit under this planning scheme, unless it involves:</p> <ul style="list-style-type: none"> <li>(i) a place or precinct listed in a heritage code that is part of this planning scheme;</li> <li>(ii) an area that is subject to a code that is part of this planning scheme and which expressly regulates impacts on scenic or landscape values;</li> </ul>
		(iii) excavation or fill of more than 0.5m depth in a salinity hazard area or landslip hazard area shown in the planning scheme; or
		(iv) the removal of any threatened vegetation.
		<p>(b) The construction of an outbuilding in the Rural Living Zone, Rural Resource Zone or Significant Agricultural Zone for Residential use if:</p> <ul style="list-style-type: none"> <li>(i) the outbuilding is associated with an existing dwelling or within the farm homestead precinct;</li> <li>(ii) gross floor area of the outbuilding is no more than 54m<sup>2</sup>;</li> <li>(iii) total gross floor area of all outbuildings on the lot is no more than 108m<sup>2</sup>;</li> <li>(iv) setback to any boundary complies with the relevant zone standard;</li> <li>(v) setback to frontage is no less than any other building on the lot, (excluding a fence);</li> <li>(vi) building height is no more than 6m and the height of any wall is no more than 4m;</li> <li>(vii) exterior building surfaces must be coloured using colours with a light reflectance value not greater than 40 percent;</li> <li>(viii) no part of the building or works are located within 30m of a wetland or watercourse; and</li> <li>(ix) no part of the building or works encroach within any service easement or within 1m of any underground service.</li> </ul>

Table 5.4 Vegetation exemptions

	Use or development	Requirements
5.4.1	vegetation removal for safety or in accordance with other Acts	<p>If for:</p> <ul style="list-style-type: none"> <li>(a) clearance and conversion of a threatened native vegetation community, or the disturbance of a vegetation community, in accordance with a forest practices plan certified under the <i>Forest Practices Act 1985</i>, unless for the construction of a building or the carrying out of any</li> </ul>



		associated development;
		(b) harvesting of timber or the clearing of trees, or the clearance and conversion of a threatened native vegetation community, on any land to enable the construction and maintenance of electricity infrastructure in accordance with the <i>Forest Practices Regulations 2017</i> ;
		(c) fire hazard management in accordance with a bushfire hazard management plan approved as part of a use or development;
		(d) fire hazard reduction required in accordance with the <i>Fire Service Act 1979</i> or an abatement notice issued under the <i>Local Government Act 1993</i> ;
		(e) fire hazard management works necessary to protect existing assets and ensure public safety in accordance with a plan for fire hazard management endorsed by the Tasmanian Fire Service, Sustainable Timbers Tasmania, the Parks and Wildlife Service, or council;
		(f) clearance within 2m of lawfully constructed buildings or infrastructure including roads, tracks, footpaths, cycle paths, drains, sewers, power lines, pipelines and telecommunications facilities, for maintenance, repair and protection;
		(g) safety reasons where the work is required for the removal of dead wood, or treatment of disease, or required to remove an unacceptable risk to public or private safety, or where the vegetation is causing or threatening to cause damage to a substantial structure or building; or
		(h) within 1.5m of a lot boundary for the purpose of erecting or maintaining a boundary fence.
5.4.2	planting, clearing or modification of vegetation on pasture or cropping land	If for the landscaping and the management of vegetation on pasture or cropping land, other than for plantation forestry on prime agricultural land, provided the vegetation is not protected by permit condition, an agreement made under Part 5 of the Act, covenant or other legislation, unless there is:
		(a) a code in this planning scheme which lists a heritage place or precinct and requires a permit for the use or development to be undertaken;
		(c) a code in this planning scheme which expressly regulates impacts on biodiversity values and requires a permit for the use or development that is to be undertaken;
		(d) disturbance of more than 1m <sup>2</sup> of land that has been affected by a potentially contaminating activity;
		(e) excavation or fill of more than 0.5m depth in a salinity hazard area or landslip hazard area shown in the planning scheme;
		(f) the removal of any threatened vegetation; or
		(g) land located within 30m of a wetland or watercourse.

5.4.3	landscaping and vegetation management	Landscaping and vegetation management within a private garden, public garden or park, or within State-reserved land or a council reserve, if:
		(a) the vegetation is not protected by legislation, a permit condition, an agreement made under section 71 of the Act, or a covenant; or
		(b) the vegetation is not specifically listed and described as part of a historic heritage place or a significant trees in the relevant interim planning schemes,
		unless the management is incidental to the general maintenance.
5.4.4	vegetation rehabilitation works	<p>The planting, clearing or modification of vegetation for:</p> <ul style="list-style-type: none"> <li>(a) soil conservation or rehabilitation works including Landcare activities and the like, provided that ground cover is maintained and erosion is managed;</li> <li>(b) the removal or destruction of declared weeds or environmental weeds listed under a strategy or management plan approved by a council;</li> <li>(c) water quality protection or stream bank stabilisation works approved by the relevant State authority or a council;</li> <li>(d) the implementation of a vegetation management agreement or a natural resource, catchment, coastal, reserve or property management plan or the like, provided the agreement or plan has been endorsed or approved by the relevant State authority or a council; or</li> <li>(e) the implementation of a mining and rehabilitation plan approved under the terms of a permit, an Environment Protection Notice, or rehabilitation works approved under the <i>Mineral Resources Development Act 1995</i>.</li> </ul>

Table 5.5 Renewable energy exemptions

	Use or development	Requirements
5.5.1	ground mounted solar energy installations	If covering an area of not more than 18m <sup>2</sup> , unless a code relating to historic heritage values or significant trees applies and requires a permit for the use or development.
5.5.2	roof mounted solar energy installations	Unless a code relating to historic heritage values or significant trees applies and requires a permit for the use or development.
5.5.3	wind turbines and anemometers	<p>Use or development described in clauses 5.5.4 and 5.5.5 is exempt from requiring a permit under this planning scheme, unless it involves:</p> <ul style="list-style-type: none"> <li>(a) a place or precinct listed in a heritage code that is part of this planning scheme;</li> <li>(b) the removal of any threatened vegetation;</li> <li>(c) an area that is subject to a code that is part of this planning scheme</li> </ul>

		<p>and which expressly regulates impacts on scenic or landscape values;</p> <p>(d) an area that is subject to a code that is part of this planning scheme and which expressly regulates impacts on biodiversity values or is otherwise within 100m of a wetland; or</p> <p>(e) building or works within any service easement or within 1m of any underground service.</p>
5.5.4	wind turbines	<p>One free standing wind turbine per lot, unless within the Inner Residential Zone, General Residential Zone, Low Density Residential Zone or a Particular Purpose Zone, if:</p> <p>(a) no part of the structure is closer to a frontage than any other building on the lot (excluding a fence);</p> <p>(b) no part of the structure is within 15m of any boundary;</p> <p>(c) the height of the pole above natural ground level is no higher than:</p> <p>(i) 15m in the Commercial Zone or General Business Zone; or</p> <p>(ii) 20m in the General Industrial Zone, Light Industrial Zone, Port and Marine Zone, Rural Resource Zone, Significant Agricultural Zone, or Utilities Zone; and</p> <p>(iii) 12m in any other zone; and</p> <p>(d) no part of the structure is closer to a sensitive use on another lot than:</p> <p>(i) 60m if the wind turbine has a energy generation potential of 10kW or less; or</p> <p>(ii) 250m if the wind turbine has a energy generation potential of 10kW or more.</p>
5.5.5	anemometers	<p>The temporary installation of an anemometer provided that the anemometer and all traces of works associated with the anemometer are removed no more than 36 months after the commencement of wind measurements and all land affected is rehabilitated within a further period of 12 months.</p>

Table 5.6 Miscellaneous exemptions

	Use or development	Requirements
5.6.1	use or development in a road reserve or on public land	<p>If:</p> <p>(a) for outdoor dining facilities, signboards, roadside vendors and stalls which have been granted a licence under the Council's relevant By-Law; or</p> <p>(b) use and development of a community garden on a public reserve.</p>
5.6.2	fences (excluding fences within 4.5m of a frontage in the	<p>The construction or demolition of:</p> <p>(a) side and rear boundary fences not adjoining a road or public reserve or not within 4.5m of the site's primary frontage and not more than a total height of 2.1m above natural ground level;</p>

	General Residential Zone or Inner Residential Zone)	<p>(b) boundary fences adjoining a road or public reserve or within 4.5m of the site's primary frontage (excluding a fence under subclause 5.6.3) and not more than a total height of 1.2m above natural ground level;</p> <p>(c) fencing of agricultural land or for protection of wetlands and watercourses;</p> <p>(d) fencing for security purposes, no higher than 2.8m, that is within the Port and Marine Zone;</p> <p>(e) fencing for security purposes, no higher than 2.8m, at an airport, unless there is:</p> <p>(f) a code in this planning scheme which lists a heritage place or precinct and requires a permit for the use or development that is to be undertaken;</p> <p>(g) the removal of any threatened vegetation; or</p> <p>(h) land located within 30m of a wetland or watercourse.</p>
5.6.3	fences within 4.5m of a frontage in the General Residential Zone or Inner Residential Zone	<p>Fences (including free-standing walls) within 4.5m of a frontage, if located in the General Residential Zone or Inner Residential Zone if not more than a height of:</p> <p>(a) 1.2m above existing ground level if the fence is solid; or</p> <p>(b) 1.8m above existing ground level, if the fence has openings above the height of 1.2m which provide a uniform transparency of at least 30% (excluding any posts or uprights),</p> <p>unless a code relating to historic heritage values or significant trees applies and requires a permit for the use or development.</p>
5.6.4	temporary fencing	If for public safety, construction works or occasional sporting, social or cultural events.
5.6.5	retaining walls	<p>Retaining walls, excluding any land filling, if:</p> <p>(a) it has a setback of not less than 1.5m from any boundary; and</p> <p>(b) it retains a difference in ground level of less than 1m,</p> <p>unless a code relating to historic heritage values, significant trees, or landslip hazards, applies and requires a permit for the use or development.</p>
5.6.6	hot water cylinders	If attached, or located, to the side or rear of a building, unless a code relating to historic heritage values or significant trees applies and requires a permit for the use or development.
5.6.7	minor structures	<p>If:</p> <p>(a) they are at least 1m from any boundary, minor attachments to the side or rear of a building that are incidental to any use or development such as heat pumps, rain water tanks with a capacity of less than 45 kilolitres and on a stand no higher than 1.2m, and air-conditioners; or</p> <p>(b) they are incidental to any use or development including:</p> <p>(i) a maximum of 2 masts for telecommunications or flagpoles provided each are no more than 6m in length;</p>

		(ii) one satellite dish no more than 2m in diameter, unless there is a code in this planning scheme which lists a heritage place or precinct and requires a permit for the use or development that is to be undertaken.
5.6.8	strata division	
5.6.9	signs	Signs exempt under clause E17.4.

## 6.0 Limited Exemptions

This clause number is not used in this planning scheme.

## 7.0 Planning Scheme Operation

### 7.1 Special Provisions

7.1.1 Part C sets out provisions, for certain types of use or development, that are not specific to any zone, specific area plan, or area to which a code applies.

7.1.2 Where there is a conflict between a provision in a zone, specific area plan or code and a special provision in Part C, the special provision in Part C prevails.

### 7.2 Operation of Zones

7.2.1 The planning scheme area is divided into zones in respect of which the primary controls for the use or development of land are set out.

7.2.2 The planning scheme maps show how land is zoned.

7.2.3 Part D sets out the zones and the use and development standards applying to each zone.

### 7.3 Operation of Codes

7.3.1 Part E specifies codes that identify areas or planning issues which require compliance with additional provisions set out in the codes.

7.3.2 Overlays on the maps may be used to indicate the areas where codes apply.

7.3.3 Codes set out provisions for:

(a) particular types of use or development that may apply to more than one zone;  
and

(b) matters that affect land that cannot be described by zone boundaries.

7.3.4 Where there is a conflict between a provision in a code and a provision in a zone, the code provision prevails.

### 7.4 Operation of Specific Area Plans

7.4.1 Part F sets out specific area plans, which plans identify areas either within a single zone or covered by a number of zones, and set out more detailed planning provisions for use

or development in those areas.

- 7.4.2 Where there is a conflict between a provision in a specific area plan and a provision in a zone or a code, the specific area plan provision prevails.

## **7.5 Compliance with Applicable Standards**

- 7.5.1 A use or development must comply with each applicable standard in a zone, specific area plan or code.

- 7.5.2 A standard in a zone, specific area plan or code is an applicable standard if:

- (a) the proposed use or development will be on a site within a zone or the area to which a specific plan relates, or is a use or development to which the code applies; and
- (b) the standard deals with a matter that could affect, or could be affected by, the proposed use or development.

- 7.5.3 Compliance for the purposes of subclause 7.5.1 consists of complying with the acceptable solution or the performance criterion for that standard.

- 7.5.4 The planning authority may consider the relevant objective in an applicable standard to help determine whether a use or development complies with the performance criterion for that standard.

## **8.0 Assessment of an Application for Use or Development**

### **8.1 Application Requirements**

- 8.1.1 An application must be made for any use or development for which a permit is required under this planning scheme.

- 8.1.2 An application must include:

- (a) a signed application form;
- (b) any written permission and declaration of notification required under s.52 of the Act and, if any document is signed by the delegate, a copy of the delegation;
- (c) details of the location of the proposed use or development;
- (d) a copy of the current certificate of title for all land to which the permit sought is to relate, including the title plan; and
- (e) a full description of the proposed use or development.

- 8.1.3 In addition to the information that is required by clause 8.1.2, a planning authority may, in order to enable it to consider an application, require such further or additional information as the planning authority considers necessary to satisfy it that the proposed use or development will comply with any relevant standards and purpose statements in the zone, codes or a specific area plan, applicable to the use or development including:

- (a) any schedule of easements if listed in the folio of the title and appear on the plan, where applicable;
- (b) a site analysis and site plan at a scale acceptable to the planning authority showing, where applicable:

- (i) the existing and proposed use(s) on the site;
- (ii) the boundaries and dimensions of the site;
- (iii) topography including contours showing AHD levels and major site features;
- (iv) natural drainage lines, watercourses and wetlands on or adjacent to the site;
- (v) soil type;
- (vi) vegetation types and distribution including any known threatened species, and trees and vegetation to be removed;
- (vii) the location and capacity and connection point of any existing services and proposed services;
- (viii) the location of easements on the site or connected to the site;
- (ix) existing pedestrian and vehicle access to the site;
- (x) the location of existing and proposed buildings on the site;
- (xi) the location of existing adjoining properties, adjacent buildings and their uses;
- (xii) any natural hazards that may affect use or development on the site;
- (xiii) proposed roads, driveways, parking areas and footpaths within the site;
- (xiv) any proposed open space, common space, or facilities on the site; and
- (xv) proposed subdivision lot boundaries;
- (c) where it is proposed to erect buildings, a detailed layout plan of the proposed buildings with dimensions at a scale of 1:100 or 1:200 as required by the planning authority showing, where applicable:
  - (i) the internal layout of each building on the site;
  - (ii) the private open space for each dwelling;
  - (iii) external storage spaces;
  - (iv) parking space location and layout;
  - (v) major elevations of every building to be erected;
  - (vi) the relationship of the elevations to existing ground level, showing any proposed cut or fill;
  - (vii) shadow diagrams of the proposed buildings and adjacent structures demonstrating the extent of shading of adjacent private open spaces and external windows of buildings on adjacent sites; and
  - (viii) materials and colours to be used on roofs and external walls.

## 8.2 Categorising Use or Development

- 8.2.1 Each proposed use or development must be categorised into one of the use classes in Table 8.2.
- 8.2.2 A use or development that is directly associated with and a subservient part of another use on the same site must be categorised into the same use class as that other use.

- 8.2.3 If a use or development fits a description of more than one use class, the use class most specifically describing the use applies.
- 8.2.4 If a use or development does not readily fit any use class, it must be categorised into the most similar use class.
- 8.2.5 If more than one use or development is proposed, each use that is not directly associated with and subservient to another use on the same site must be individually categorised into a use class.

**Table 8.2 Use Classes**

<b>Use Class</b>	<b>Description</b>
Bulky goods sales	use of land for the sale of heavy or bulky goods which require a large area for handling, storage and display. Examples include garden and landscape suppliers, rural suppliers, timber yards, trade suppliers, showrooms for furniture, electrical goods and floor coverings, and motor vehicle, boat or caravan sales.
Business and professional services	use of land for administration, clerical, technical, professional or similar activities. Examples include a bank, call centre, consulting room, funeral parlour, medical centre, office, post office, real estate agency, travel agency and veterinary centre.
Community meeting and entertainment	use of land for social, religious and cultural activities, entertainment and meetings. Examples include an art and craft centre, church, cinema, civic centre, function centre, library, museum, public art gallery, public hall and theatre.
Crematoria and cemeteries	use of land for the burial or cremation of human or animal remains, and if land is so used, the use includes a funeral chapel.
Custodial facility	use of land, other than psychiatric facilities, for detaining or reforming persons committed by the courts or during judicial proceedings. Examples include a prison, remand centre and any other type of detention facility.
Domestic animal breeding, boarding or training	use of land for breeding, boarding or training domestic animals. Examples include an animal pound, cattery and kennel.
Educational and occasional care	use of land for educational or short-term care purposes. Examples include a childcare centre, day respite facility, employment training centre, kindergarten, primary school, secondary school and tertiary institution.
Emergency services	use of land for police, fire, ambulance and other emergency services including storage and deployment of emergency vehicles and equipment. Examples include ambulance station, fire station and police station.
Equipment and machinery sales and hire	use of land for displaying, selling, hiring or leasing plant, equipment or machinery, associated with, but not limited to, cargo-handling, construction, earth-moving, farming, industry and mining.
Extractive industry	use of land for extracting or removing material from the ground, other than Resource development, and includes the treatment or processing of those materials by crushing, grinding, milling or screening on, or



	<p>adjoining the land from which it is extracted.</p> <p>Examples include mining, quarrying, and sand mining.</p>
Food services	<p>use of land for preparing or selling food or drink for consumption on or off the premises. Examples include a cafe, restaurant and take-away food premises.</p>
General retail and hire	<p>use of land for selling goods or services, or hiring goods. Examples include an adult sex product shop, amusement parlour, beauty salon, betting agency, commercial art gallery, department store, hairdresser, market, primary produce sales, shop, shop front dry cleaner, supermarket and video shop</p>
Hospital services	<p>use of land to provide health care (including preventative care, diagnosis, medical and surgical treatment, rehabilitation, psychiatric care and counselling) to persons admitted as inpatients. If the land is so used, the use includes the care or treatment of outpatients.</p>
Hotel industry	<p>use of land to sell liquor for consumption on or off the premises. If the land is so used, the use may include accommodation, food for consumption on the premises, entertainment, dancing, amusement machines and gambling. Examples include a hotel, bar, bottle shop, nightclub and tavern.</p>
Manufacturing and processing	<p>use of land for manufacturing, assembling or processing products other than Resource processing. Examples include boat building, brick making, cement works, furniture making, glass manufacturing, metal and wood fabrication, mineral processing and textile manufacturing.</p>
Motor racing facility	<p>use of land (other than public roads) to race, rally, scramble or test vehicles, including go-karts, motor boats, and motorcycles, and includes other competitive motor sports.</p>
Natural and cultural values management	<p>use of land to protect, conserve or manage ecological systems, habitat, species, cultural sites or landscapes.</p>
Passive recreation	<p>use of land for informal leisure and recreation activities principally conducted in the open. Examples include public parks, gardens and playgrounds, and foreshore and riparian reserves.</p>
Pleasure boat facility	<p>use of land to provide facilities for boats operated primarily for pleasure or recreation, including boats operated commercially for pleasure or recreation. An example is a marina.</p>
Port and shipping	<p>use of land for:</p> <ul style="list-style-type: none"> <li>(a) berthing, navigation, servicing and maintenance of marine vessels which may include loading, unloading and storage of cargo or other goods, and transition of passengers and crew; or</li> <li>(b) maintenance dredging.</li> </ul> <p>Examples include berthing and shipping corridors, shipping container storage, hardstand loading and unloading areas, passenger terminals, roll-on roll-off facilities and associated platforms, stevedore and receipt offices, and a wharf.</p>
Recycling and waste	<p>use of land to collect, dismantle, store, dispose of, recycle or sell used or</p>

disposal	scrap material. Examples include a recycling depot, refuse disposal site, scrap yard, vehicle wrecking yard and waste transfer station.
Research and development	use of land for electronic technology, biotechnology, or any other research and development purposes, other than as part of an educational use.
Residential	use of land for self contained or shared living accommodation. Examples include an ancillary dwelling, boarding house, communal residence, home-based business, hostel, residential aged care home, residential college, respite centre, retirement village and single or multiple dwellings.
Resource development	use of land for propagating, cultivating or harvesting plants or for keeping and breeding of livestock or fishstock. If the land is so used, the use may include the handling, packing or storing of produce for dispatch to processors. Examples include agricultural use, aquaculture, bee keeping, controlled environment agriculture, crop production, horse stud, intensive animal husbandry, plantation forestry and turf growing.
Resource processing	use of land for treating, processing or packing plant or animal resources. Examples include an abattoir, animal saleyard, cheese factory, fish processing, milk processing, winery and sawmilling.
Service industry	use of land for cleaning, washing, servicing or repairing articles, machinery, household appliances or vehicles. Examples include a car wash, commercial laundry, electrical repairs, motor repairs and panel beating.
Sports and recreation	use of land for organised or competitive recreation or sporting purposes including associated clubrooms. Examples include a bowling alley, fitness centre, firing range, golf course or driving range, gymnasium, outdoor recreation facility, public swimming pool, race course and sports ground.
Storage	use of land for storage or wholesale of goods, and may incorporate distribution. Examples include boat and caravan storage, contractors yard, freezing and cool storage, liquid fuel depot, solid fuel depot, vehicle storage, warehouse and wood yard.
Tourist operation	use of land specifically to attract tourists, other than for accommodation. Examples include a theme park, visitors centre, wildlife park and zoo.
Transport depot and distribution	use of land for distributing goods or passengers, or to park or garage vehicles associated with those activities, other than Port and shipping. Examples include an airport, bus terminal, council depot, heliport, mail centre, railway station, road or rail freight terminal and taxi depot.
Utilities	use of land for utilities and infrastructure including: <ul style="list-style-type: none"> <li>(a) telecommunications;</li> <li>(b) electricity generation;</li> <li>(c) transmitting or distributing gas, oil, or power;</li> <li>(d) transport networks;</li> <li>(e) collecting, treating, transmitting, storing or distributing water; or</li> <li>(f) collecting, treating, or disposing of storm or floodwater, sewage, or</li> </ul>

	<p>sullage.</p> <p>Examples include an electrical sub-station or powerline, gas, water or sewerage main, optic fibre main or distribution hub, pumping station, railway line, retarding basin, road, sewage treatment plant, storm or flood water drain, water storage dam and weir.</p>
Vehicle fuel sales and service	use of land primarily for the sale of motor vehicle fuel and lubricants, and if the land is so used, the use may include the routine maintenance of vehicles. An example is a service station.
Vehicle parking	use of land for the parking of motor vehicles. Examples include single and multi-storey car parks.
Visitor accommodation [S1]	use of land for providing short or medium term accommodation for persons away from their normal place of residence. Examples include a backpackers hostel, bed and breakfast establishment, camping and caravan park, holiday cabin, holiday unit, motel, overnight camping area, residential hotel and serviced apartment.

#### Footnotes

[S1] This definition is suspended, for the current definition refer to Planning Directive No. 6

– Exemption and Standards for Visitor Accommodation in Planning Schemes.

## 8.3 Qualification of Use

8.3.1 A use class may be subject to qualification in a Use Table which provides for conditions or limitations on the use class.

## 8.4 Requirement for a Permit

8.4.1 Except as provided in subclauses 8.5 and 8.6, use or development of land must not be commenced or carried out:

- (a) without a permit granted and in effect in accordance with the Act and the provisions of this planning scheme; or
- (b) in a manner contrary to the conditions and restrictions of a permit.

8.4.2 A change from an individual use to another individual use whether within the same use class or not requires a permit unless the planning scheme specifies otherwise.

## 8.5 Exempt Use or Development

8.5.1 A permit is not required to commence or carry out a use or development if it is exempt from requiring a permit under clauses 5.0 or 6.0.

## 8.6 No Permit Required

8.6.1 A permit is not required to commence or carry out a use or development if:

- (a) the use is within a use class specified in the applicable Use Table as being a use for which no permit is required;
- (b) the use or development does not rely on a performance criterion to comply with an applicable standard;

- (c) the use or development is not discretionary or prohibited under any other provision of the planning scheme; and
- (d) a permit for such use and development is not required by a Code.

## **8.7 Permitted Use or Development**

**8.7.1** A use or development must be granted a permit if:

- (a) the use is within a use class specified in the applicable Use Table as being a use which is permitted;
- (b) the use or development complies with each applicable standard and does not rely on a performance criterion to do so; and
- (c) the use or development is not discretionary or prohibited under any other provision of the planning scheme.

## **8.8 Discretionary Use or Development**

**8.8.1** The planning authority has a discretion to refuse or permit a use or development if:

- (a) the use is within a use class specified in the applicable Use Table as being a use which is discretionary;
- (b) the use or development complies with each applicable standard but relies upon a performance criterion to do so; or
- (c) it is discretionary under any other provision of the planning scheme,
- (d) and the use or development is not prohibited under any other provision of the planning scheme.

## **8.9 Prohibited Use or Development**

**8.9.1** A use or development must not be granted a permit if:

- (a) the use is within a use class specified in the applicable Use Table as being a use which is prohibited;
- (b) the use or development does not comply with an acceptable solution for an applicable standard and there is no corresponding performance criterion; or
- (c) it is prohibited under any other provision of the planning scheme.

## **8.10 Determining Applications**

**8.10.1** In determining an application for any permit the planning authority must, in addition to the matters required by ss51(2) of the Act, take into consideration:

- (a) all applicable standards and requirements in this planning scheme; and
- (b) any representations received pursuant to and in conformity with ss57(5) of the Act,

but in the case of the exercise of discretion, only insofar as each such matter is relevant to the particular discretion being exercised.

- 8.10.2 In determining an application for a permit for a discretionary use the planning authority must, in addition to the matters referred to in subclause 8.10.1, have regard to:
- (a) the purpose of the applicable zone;
  - (b) any relevant local area objective or desired future character statement for the applicable zone;
  - (c) the purpose of any applicable code; and
  - (d) the purpose of any applicable specific area plan, but only insofar as each such purpose, local area objective or desired future character statement is relevant to the particular discretion being exercised.

- 8.10.3 In determining an application for any permit the planning authority must not take into consideration matters referred to in clauses 2.0 and 3.0 of the planning scheme.

## 8.11 Conditions and Restrictions on a Permit

- 8.11.1 When deciding whether to attach conditions to a permit, the planning authority may consider the matters contained in subclauses 8.10.1 and 8.10.2.

- 8.11.2 Conditions and restrictions imposed by the planning authority on a permit may include:

- (a) requirements that specific things be done to the satisfaction of the planning authority;
- (b) staging of a use or development, including timetables for commencing and completing stages;
- (c) the order in which parts of the use or development can be commenced;
- (d) limitations on the life of the permit; and
- (e) requirements to modify the development in accordance with predetermined triggers, criteria or events.

- 8.11.3 The planning authority may also impose conditions on a permit to minimise impact from construction works on the environment and infrastructure and to ensure that works will be undertaken in accordance with best practice management that limits the potential for significant impacts arising from the following:

- (a) soil loss and associated sedimentation of watercourses, wetlands and stormwater infrastructure;
- (b) the spread of weeds;
- (c) the spread of soil pathogens;
- (d) unsatisfactorily managed waste; and
- (e) carparking, traffic flow and circulation during construction.

## Part C

# Special Provisions

---

### 9.0 Special provisions

#### 9.1 Changes to an Existing Non-conforming Use

9.1.1 Notwithstanding any other provision of this planning scheme, whether specific or general, the planning authority may at its discretion, approve an application:

- (a) to bring an existing use of land that does not conform to the scheme into conformity, or greater conformity, with the scheme; or
- (b) to extend or transfer a non-conforming use and any associated development, from one part of the site to another part of that site; or
- (c) for a minor development to a non-conforming use, where there is -
  - (a) no detrimental impact on adjoining uses; or
  - (b) the amenity of the locality; and
  - (c) no substantial intensification of the use of any land, building or work,

In exercising its discretion, the planning authority may have regard to the purpose and provisions of the zone and any applicable codes.

#### 9.2 Development for Existing Discretionary Uses

9.2.1 Notwithstanding clause 8.8.1, proposals for development (excluding subdivision), associated with a use class specified in an applicable Use Table, as a discretionary use, must be considered as if that use class had permitted status in that Use Table, where the proposal for development does not establish a new use, or substantially intensify the use.

#### 9.3 Adjustment of a Boundary

9.3.1 An application for a boundary adjustment is permitted and a permit must be granted if:

- (a) no additional lots are created;
- (b) there is only minor change to the relative size, shape and orientation of the existing lots;
- (c) no setback from an existing building will be reduced below the applicable minimum setback requirement;
- (d) no frontage is reduced below the applicable minimum frontage requirement; and
- (e) no lot boundary that aligns with a zone boundary will be changed.

## 9.4 Demolition

- 9.4.1 Unless approved as part of another development or Prohibited by another provision in this planning scheme, or a code relating to historic heritage values applies, an application for demolition is Permitted and a permit must be granted subject to any conditions and restrictions specified in clause 8.11.2 of the relevant interim planning scheme.

## 9.5 Change of Use of a Place listed on the Tasmanian Heritage Register or a heritage place

- 9.5.2 The planning authority may approve such an application if it would facilitate the restoration, conservation and future maintenance of:

- (a) the local historic heritage significance of the heritage place; or
- (b) the historic cultural heritage significance of the place as described in the Tasmanian Heritage Register.

- 9.5.3 In determining an application the planning authority must have regard to:

- (a) any statement of historic cultural heritage significance for the place, as described in the Tasmanian Heritage Register;
- (b) any statement of local historic heritage significance and historic heritage values, as described in a code relating to historic heritage values;
- (c) any heritage impact statement prepared by a suitably qualified person setting out the effect of the proposed use and any associated development on:
  - (i) the local historic heritage significance of the heritage place or heritage precinct; and
  - (ii) the historic cultural heritage significance of the place as described in the Tasmanian Heritage Register;
- (d) any conservation plan prepared by a suitably qualified person in accordance with The Conservation Plan: A guide to the preparation of conservation plans for places of European cultural significance 7th edition, 2013;
- (e) the degree to which the restoration, conservation and future maintenance of the heritage significance of the place is dependent upon the establishment of the proposed use;
- (f) the likely impact of the proposed use on the amenity, or operation, of surrounding uses;
- (g) any Heritage Agreement that may be in place, in accordance with the provisions contained in the *Historic Cultural Heritage Act 1995*;
- (h) the purpose and provisions of the applicable zone; and
- (i) the purpose and provisions of any applicable code.

## 9.6 Change of Use

- 9.6.1 A permit is not required for a change of use from an existing lawful use to another use in the same Use Class if:

- (a) the use is not otherwise Prohibited or Discretionary under any provision of the planning scheme;
- (b) the use complies with all applicable standards and does not rely on any Performance Criteria to do so; and
- (c) there is no:
  - (i) increase in the gross floor area of the use;
  - (ii) increase in the requirement for parking spaces under a code relating to parking;
  - (iii) change in the arrangements for site access, parking, or for the loading and servicing of vehicles on the site;
  - (iv) change in arrangements for the use of external areas of the site for display, operational activity or storage;
  - (v) increase in emissions or change in the nature of emissions;
  - (vi) increase in the required capacity of utility services; and
  - (vii) increase in the existing hours of operation if outside the hours of 8.00am to 6.00pm Monday to Sunday inclusive.

## 9.7 Access and Provision of Infrastructure Across Land in Another Zone

9.7.1 If an application for use or development includes access or provision of infrastructure across land that is in a different zone to that in which the main part of the use or development is located, and the access or infrastructure is prohibited by the provisions of the different zone, the planning authority may at its discretion approve an application for access or provision of infrastructure over the land in the other zone, having regard to:

- (a) whether there is no practical and reasonable alternative for providing the access or infrastructure to the site;
- (b) the purpose and provisions of the zone and any applicable code for the land over which the access or provision of infrastructure is to occur; and
- (c) the potential for land use conflict with the use or development permissible under the planning scheme for any adjoining properties and for the land over which the access or provision of infrastructure is to occur.

## 9.8 Buildings Projecting onto Land in a Different Zone

9.8.1 If an application for use or development includes a building that projects over land in a different zone, the status of the use for the projecting portion of the building is to be determined in accordance with the provisions of the zone in which the main part of the building is located.

## 9.9 Port and Shipping in Proclaimed Wharf Areas

9.9.1 Notwithstanding any other provision in this planning scheme, an application for a use or development for Port and Shipping within a proclaimed wharf area must be considered as No Permit Required.



## 9.10 Subdivision

9.10.1 A permit is required for development involving a plan of subdivision.

9.10.2 A permit for development involving a plan of subdivision is discretionary unless:

- (a) for adjustment of a boundary in accordance with clause 9.3.1;
- (b) the subdivision is prohibited in accordance with clause 8.9; or
- (c) the plan of subdivision must not be approved under section 84 *Local Government (Building and Miscellaneous Provisions) Act 1993*.

## 9.11 Accretions

9.11.1 Unless excluded by s.20 of the Act, use or development of an existing or proposed accretion of land from the sea, whether natural or unnatural, located either partially or wholly outside the planning scheme area and including structures and use and development of the type referred to in s.7 (c) and s.7 (d) of the Act may be approved at the discretion of the planning authority having regard to all of the following:

- (a) the provisions of the Environmental Management Zone;
- (b) the purpose and any relevant standards of all Codes;
- (c) the compliance with the planning scheme standards of any related use or development wholly contained within the planning scheme area.

## Part D

# Zones

---

### 10.0 General Residential Zone

#### 10.1 Zone Purpose

##### 10.1.1 Zone Purpose Statements

10.1.1.1 To provide for residential use or development that accommodates a range of dwelling types at suburban densities, where full infrastructure services are available or can be provided.

10.1.1.2 To provide for compatible non-residential uses that primarily serve the local community.

10.1.1.3 To provide for the efficient utilisation of services.

##### 10.1.2 Local Area Objectives

There are no Local Area Objectives for this zone.

##### 10.1.3 Desired Future Character Statements

There are no Desired Future Character Statements for this zone.

#### 10.2 Use Table

No Permit Required	
Use Class	Qualification
Educational and occasional care	Only if for home-based child care in accordance with a licence under the <i>Child Care Act 2001</i> .
Natural and cultural values management	
Passive recreation	
Residential	
Utilities	Only if minor utilities.
Permitted	
Use Class	Qualification
Residential	Except if no permit required.  Except if home-based business with more than 1 non- resident worker/employee, more than 1 commercial vehicle or a floor area more than 30m <sup>2</sup> .
Visitor accommodation	
Discretionary	

Use Class	Qualification
Business and professional services	Only if a consulting room, medical centre, veterinary surgery or child health clinic.
Community meeting and entertainment	Only if church, art and craft centre or public hall.
Educational and occasional care	Except if no permit required
Emergency services	
Food services	
General retail and hire	Only if a local shop.
Residential	Except if No Permit Required or Permitted.
Sports and recreation	
Utilities	Except if no permit required.
<b>Prohibited</b>	
Use Class	Qualification
All other uses	

## 10.3 Use Standards

### 10.3.1 Non-Residential Use

<b>Objective:</b>	
To ensure that non-residential use does not unreasonably impact residential amenity.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Hours of operation must be within 8.00 am to 6.00 pm, except for office and administrative tasks or visitor accommodation.	<b>P1</b> Hours of operation must not have an unreasonable impact upon the residential amenity through commercial vehicle movements, noise or other emissions that are unreasonable in their timing, duration or extent.
<b>A2</b> Noise emissions measured at the boundary of the site must not exceed the following: <ul style="list-style-type: none"> <li>(a) 55 dB(A) (LAeq) between the hours of 8.00 am to 6.00 pm;</li> <li>(b) 5dB(A) above the background (LA90) level or 40dB(A) (LAeq), whichever is the lower, between the hours of 6.00 pm to 8.00 am;</li> <li>(c) 65dB(A) (LAm<sub>ax</sub>) at any time.</li> </ul> Measurement of noise levels must be in accordance with the methods in the Tasmanian Noise Measurement Procedures Manual, issued	<b>P2</b> Noise emissions measured at the boundary of the site must not cause environmental harm.

by the Director of Environmental Management, including adjustment of noise levels for tonality and impulsiveness.  Noise levels are to be averaged over a 15 minute time interval.	
<b>A3</b> External lighting must comply with all of the following: (a) be turned off between 6:00 pm and 8:00 am, except for security lighting; (b) security lighting must be baffled to ensure they do not cause emission of light into adjoining private land.	<b>P3</b> External lighting must not adversely affect existing or future residential amenity, having regard to all of the following: (a) level of illumination and duration of lighting; (b) distance to habitable rooms in an adjacent dwelling.
<b>A4</b> Commercial vehicle movements, (including loading and unloading and garbage removal) to or from a site must be limited to 20 vehicle movements per day and be within the hours of: (a) 7.00 am to 5.00 pm Mondays to Fridays inclusive; (b) 9.00 am to 12 noon Saturdays; (c) nil on Sundays and Public Holidays.	<b>P4</b> Commercial vehicle movements, (including loading and unloading and garbage removal) must not result in unreasonable adverse impact upon residential amenity having regard to all of the following: (a) the time and duration of commercial vehicle movements; (b) the number and frequency of commercial vehicle movements; (c) the size of commercial vehicles involved; (d) the ability of the site to accommodate commercial vehicle turning movements, including the amount of reversing (including associated warning noise); (e) noise reducing structures between vehicle movement areas and dwellings; (f) the level of traffic on the road; (g) the potential for conflicts with other traffic.

#### 10.3.2 Visitor Accommodation

<b>Objective:</b>	
To ensure visitor accommodation is of a scale that accords with the residential character and use of the area.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Visitor accommodation must comply with all of the following: (a) is accommodated in existing buildings;	<b>P1</b> Visitor accommodation must satisfy all of the following: (a) not adversely impact residential amenity

(b) provides for any parking and manoeuvring spaces required pursuant to the Parking and Access Code on-site; (c) has a floor area of no more than 160m <sup>2</sup> .	and privacy of adjoining properties; (b) provide for any parking and manoeuvring spaces required pursuant to the Parking and Access Code on-site; (c) be of an intensity that respects the character of use of the area; (d) not adversely impact the safety and efficiency of the local road network or disadvantage owners and users of private rights of way.
---	---

### 10.3.3 Local Shop

<b>Objective:</b>	
To ensure local shops are of a scale that is subservient to the prevailing residential character and does not displace existing residential use.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> A local shop must comply with both of the following: (a) have a gross floor area no more than 200 m <sup>2</sup> ; (b) not displace an existing residential use.	<b>P1</b> No Performance Criteria.

## 10.4 Development Standards for Dwellings

### 10.4.1 Residential density for multiple dwellings

<b>Objective:</b>	
That the density of multiple dwellings: (a) makes efficient use of land for housing; and (b) optimises the use of infrastructure and community services.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Multiple dwellings must have a site area per dwelling of not less than 325m <sup>2</sup> .	<b>P1</b> Multiple dwellings must only have a site area per dwelling that is less than 325m <sup>2</sup> , if the development will not exceed the capacity of infrastructure services and: (a) is compatible with the density of existing development on established properties in the area; or (b) provides for a significant social or community benefit and is: (i) wholly or partly within 400m walking

	<p>distance of a public transport stop; or</p> <p>(ii) wholly or partly within 400m walking distance of an Inner Residential Zone, Village Zone, Urban Mixed Use Zone, Local Business Zone, General Business Zone, Central Business Zone or Commercial Zone.</p>
--	--

#### 10.4.2 Setbacks and building envelope for all dwellings

<b>Objective:</b>	
<p>The siting and scale of dwellings:</p> <p>(a) provides reasonably consistent separation between dwellings and their frontage within a street;</p> <p>(b) provides consistency in the apparent scale, bulk, massing and proportion of dwellings;</p> <p>(c) provides separation between dwellings on adjoining properties to allow reasonable opportunity for daylight and sunlight to enter habitable rooms and private open space; and</p> <p>(d) provides reasonable access to sunlight for existing solar energy installations.</p>	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Unless within a building area on a sealed plan, a dwelling, excluding garages, carports and protrusions that extend not more than 0.9m into the frontage setback, must have a setback from a frontage that is:</p> <p>(a) if the frontage is a primary frontage, not less than 4.5m, or, if the setback from the primary frontage is less than 4.5m, not less than the setback, from the primary frontage, of any existing dwelling on the site;</p> <p>(b) if the frontage is not a primary frontage, not less than 3m, or, if the setback from the frontage is less than 3m, not less than the setback, from a frontage that is not a primary frontage, of any existing dwelling on the site;</p> <p>(c) if for a vacant site and there are existing dwellings on adjoining properties on the same street, not more than the greater, or less than the lesser, setback for the equivalent frontage of the dwellings on the adjoining sites on the same street;</p> <p>(d) if located above a non-residential use at ground floor level, not less than the setback from the frontage of the ground floor level;</p>	<p><b>P1</b></p> <p>A dwelling must:</p> <p>(a) have a setback from a frontage that is compatible with the streetscape, having regard to any topographical constraints; and</p> <p>(b) if abutting a road identified in Table 10.4.2, include additional design elements that assist in attenuating traffic noise or any other detrimental impacts associated with proximity to the road.</p>

<p>or</p> <p>(e) if the development is on land that abuts a road specified in Table 10.4.2, at least that specified for the road.</p>	
<p><b>A2</b></p> <p>A garage or carport for a dwelling must have a setback from a primary frontage of not less than:</p> <ul style="list-style-type: none"> <li>(a) 5.5m, or alternatively 1m behind the building line;</li> <li>(b) the same as the building line, if a portion of the dwelling gross floor area is located above the garage or carport; or</li> <li>(c) 1m, if the existing ground level slopes up or down at a gradient steeper than 1 in 5 for a distance of 10m from the frontage.</li> </ul>	<p><b>P2</b></p> <p>A garage or carport for a dwelling must have a setback from a primary frontage that is compatible with the setbacks of existing garages or carports in the street, having regard to any topographical constraints.</p>
<p><b>A3</b></p> <p>A dwelling, excluding outbuildings with a building height of not more than 2.4m and protrusions that extend not more than 0.9m horizontally beyond the building envelope, must:</p> <ul style="list-style-type: none"> <li>(a) be contained within a building envelope (refer to Figures 10.1, 10.2 and 10.3) determined by: <ul style="list-style-type: none"> <li>(i) a distance equal to the frontage setback or, for an internal lot, a distance of 4.5m from the rear boundary of a property with an adjoining frontage; and</li> <li>(ii) projecting a line at an angle of 45 degrees from the horizontal at a height of 3m above existing ground level at the side and rear boundaries to a building height of not more than 8.5m above existing ground level; and</li> </ul> </li> <li>(b) only have a setback of less than 1.5m from a side or rear boundary if the dwelling: <ul style="list-style-type: none"> <li>(i) does not extend beyond an existing building built on or within 0.2m of the boundary of the adjoining property; or</li> <li>(ii) does not exceed a total length of 9m or one third the length of the side boundary (whichever is the lesser).</li> </ul> </li> </ul>	<p><b>P3</b></p> <p>The siting and scale of a dwelling must:</p> <ul style="list-style-type: none"> <li>(a) not cause an unreasonable loss of amenity to adjoining properties, having regard to: <ul style="list-style-type: none"> <li>(i) reduction in sunlight to a habitable room (other than a bedroom) of a dwelling on an adjoining property;</li> <li>(ii) overshadowing the private open space of a dwelling on an adjoining property;</li> <li>(iii) overshadowing of an adjoining vacant property; or</li> <li>(iv) visual impacts caused by the apparent scale, bulk or proportions of the dwelling when viewed from an adjoining property;</li> </ul> </li> <li>(b) provide separation between dwellings on adjoining properties that is consistent with that existing on established properties in the area; and</li> <li>(c) not cause an unreasonable reduction in sunlight to an existing solar energy installation on: <ul style="list-style-type: none"> <li>(i) an adjoining property; or</li> <li>(ii) another dwelling on the same site.</li> </ul> </li> </ul>

Table 10.4.2

Road	Setback (m)

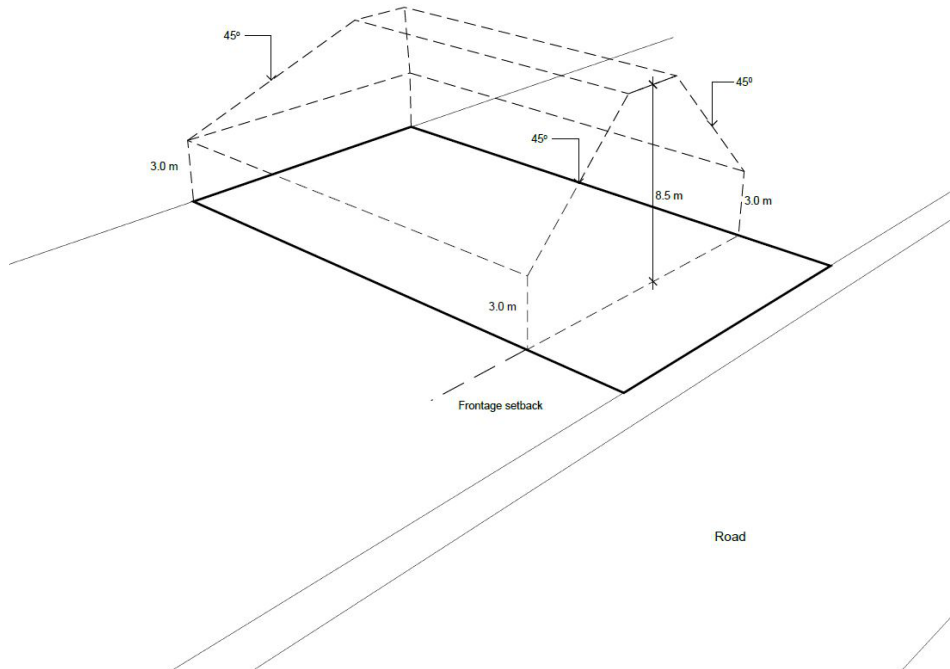


Figure 10.1 Building envelope as required by clause 10.4.2 A3(a)

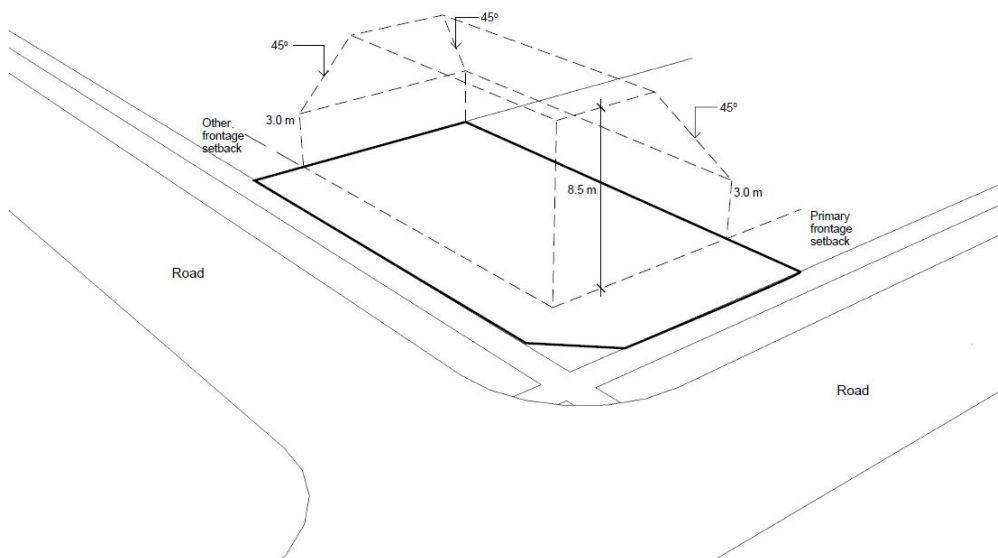


Figure 10.2 Building envelope for corner lots as required by clause 10.4.2 A3(a)



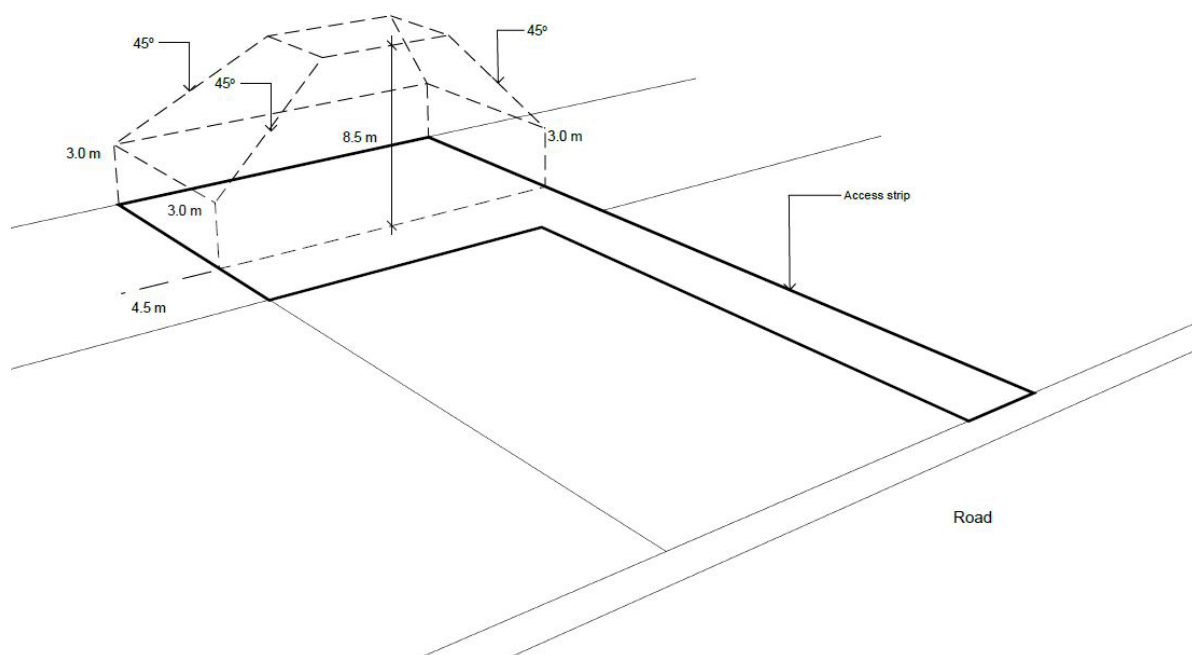


Figure 10.3 Building envelope for internal lots as required by clause 10.4.2 A3(a)

#### 10.4.3 Site coverage and private open space for all dwellings

<b>Objective:</b>	
That dwellings are compatible with the amenity and character of the area and provide:	
<ul style="list-style-type: none"> <li>(a) for outdoor recreation and the operational needs of the residents;</li> <li>(b) opportunities for the planting of gardens and landscaping; and</li> <li>(c) private open space that is conveniently located and has access to sunlight.</li> </ul>	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Dwellings must have: <ul style="list-style-type: none"> <li>(a) a site coverage of not more than 50% (excluding eaves up to 0.6m wide); and</li> <li>(b) for multiple dwellings, a total area of private open space of not less than 60m<sup>2</sup> associated with each dwelling, unless the dwelling has a finished floor level that is entirely more than 1.8m above the finished ground level (excluding a garage, carport or entry foyer).</li> </ul>	<b>P1</b> Dwellings must have: <ul style="list-style-type: none"> <li>(a) site coverage consistent with that existing on established properties in the area;</li> <li>(b) private open space that is of a size and with dimensions that are appropriate for the size of the dwelling and is able to accommodate: <ul style="list-style-type: none"> <li>(i) outdoor recreational space consistent with the projected requirements of the occupants and, for multiple dwellings, take into account any common open space provided for this purpose within the development; and</li> <li>(ii) operational needs, such as clothes drying and storage; and</li> </ul> </li> <li>(c) reasonable space for the planting of gardens and landscaping.</li> </ul>

<p><b>A2</b></p> <p>A dwelling must have private open space that:</p> <ul style="list-style-type: none"> <li>(a) is in one location and is not less than: <ul style="list-style-type: none"> <li>(i) 24m<sup>2</sup>; or</li> <li>(ii) 12m<sup>2</sup>, if the dwelling is a multiple dwelling with a finished floor level that is entirely more than 1.8m above the finished ground level (excluding a garage, carport or entry foyer);</li> </ul> </li> <li>(b) has a minimum horizontal dimension of not less than: <ul style="list-style-type: none"> <li>(i) 4m; or</li> <li>(ii) 2m, if the dwelling is a multiple dwelling with a finished floor level that is entirely more than 1.8m above the finished ground level (excluding a garage, carport or entry foyer);</li> </ul> </li> <li>(c) is located between the dwelling and the frontage only if the frontage is orientated between 30 degrees west of true north and 30 degrees east of true north;</li> <li>(d) has a gradient not steeper than 1 in 10; and</li> <li>(e) is not used for vehicle access or parking</li> </ul>	<p><b>P2</b></p> <p>A dwelling must have private open space that includes an area capable of serving as an extension of the dwelling for outdoor relaxation, dining, entertaining and children's play and is:</p> <ul style="list-style-type: none"> <li>(a) conveniently located in relation to a living area of the dwelling; and</li> <li>(b) orientated to take advantage of sunlight.</li> </ul>
---	---

#### 10.4.4 Sunlight to private open space of multiple dwellings

<p><b>Objective:</b></p>	
<p>That the separation between multiple dwellings provides reasonable opportunity for sunlight to private open space for dwellings on the same site.</p>	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>A multiple dwelling, that is to the north of the private open space of another dwelling on the same site, required to satisfy A2 or P2 of clause 10.4.3, must satisfy (a) or (b), unless excluded by (c):</p> <ul style="list-style-type: none"> <li>(a) the multiple dwelling is contained within a line projecting (see Figure 10.4): <ul style="list-style-type: none"> <li>(i) at a distance of 3m from the northern edge of the private open space; and</li> <li>(ii) vertically to a height of 3m above existing ground level and then at an angle of 45 degrees from the horizontal;</li> </ul> </li> </ul>	<p><b>P1</b></p> <p>A multiple dwelling must be designed and sited to not cause an unreasonable loss of amenity by overshadowing the private open space, of another dwelling on the same site, which is required to satisfy A2 or P2 of clause 10.4.3 of this planning scheme.</p>

<p>(b) the multiple dwelling does not cause 50% of the private open space to receive less than 3 hours of sunlight between 9.00am and 3.00pm on 21st June; and</p> <p>(c) this Acceptable Solution excludes that part of a multiple dwelling consisting of:</p> <ul style="list-style-type: none"> <li>(i) an outbuilding with a building height not more than 2.4m; or</li> <li>(ii) protrusions that extend not more than 0.9m horizontally from the multiple dwelling.</li> </ul>	
--	--

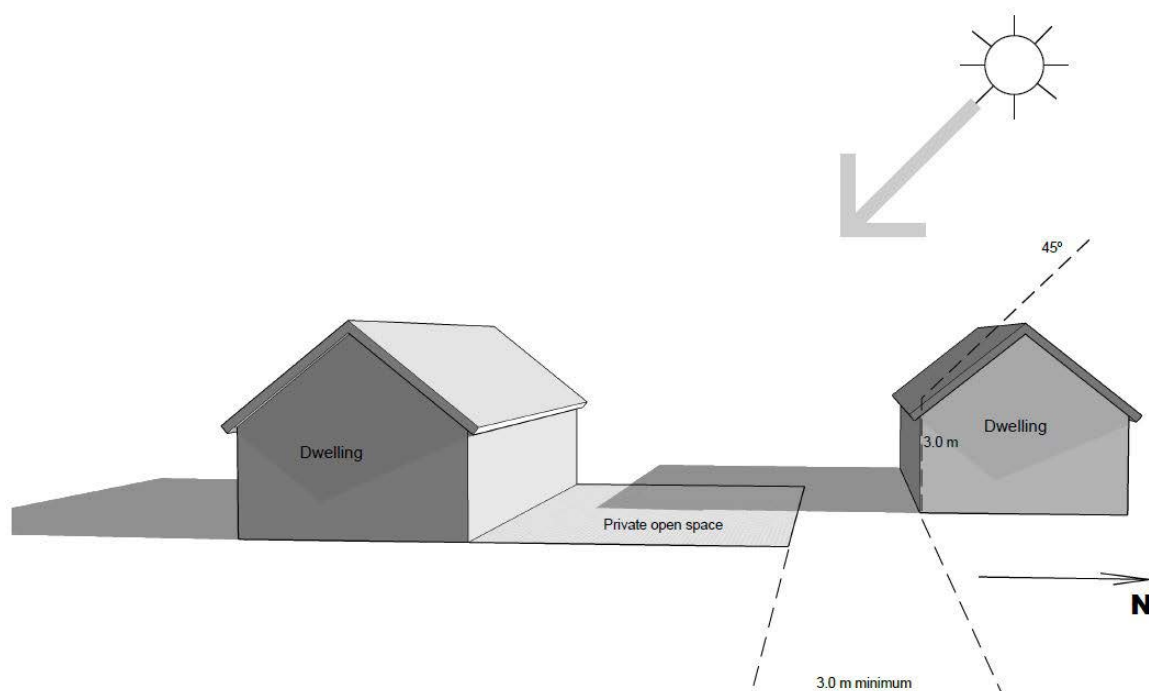


Figure 10.4 Separation from the private open space of another dwelling on the same site as required by clause 10.4.4 A1(a)

#### 10.4.5 Width of openings for garages and carports for all dwellings

<b>Objective:</b>	
To reduce the potential for garage or carport openings to dominate the primary frontage.	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>A garage or carport for a dwelling within 12m of a primary frontage, whether the garage or carport is free-standing or part of the dwelling, must have a total width of openings facing the primary frontage of not more than 6m or half the</p>	<p><b>P1</b></p> <p>A garage or carport for a dwelling must be designed to minimise the width of its openings that are visible from the street, so as to reduce the potential for the openings of a garage or</p>

width of the frontage (whichever is the lesser).	carport to dominate the primary frontage.
--	---

#### 10.4.6 Privacy for all dwellings

<b>Objective:</b>	
To provide a reasonable opportunity for privacy for dwellings.	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>A balcony, deck, roof terrace, parking space, or carport for a dwelling (whether freestanding or part of the dwelling), that has a finished surface or floor level more than 1m above existing ground level must have a permanently fixed screen to a height of not less than 1.7m above the finished surface or floor level, with a uniform transparency of not more than 25%, along the sides facing a:</p> <ul style="list-style-type: none"> <li>(a) side boundary, unless the balcony, deck, roof terrace, parking space, or carport has a setback of not less than 3m from the side boundary;</li> <li>(b) rear boundary, unless the balcony, deck, roof terrace, parking space, or carport has a setback of not less than 4m from the rear boundary; and</li> <li>(c) dwelling on the same site, unless the balcony, deck, roof terrace, parking space, or carport is not less than 6m: <ul style="list-style-type: none"> <li>(i) from a window or glazed door, to a habitable room of the other dwelling on the same site; or</li> <li>(ii) from a balcony, deck, roof terrace or the private open space of the other dwelling on the same site.</li> </ul> </li> </ul>	<p><b>P1</b></p> <p>A balcony, deck, roof terrace, parking space or carport for a dwelling (whether freestanding or part of the dwelling) that has a finished surface or floor level more than 1m above existing ground level, must be screened, or otherwise designed, to minimise overlooking of:</p> <ul style="list-style-type: none"> <li>(a) a dwelling on an adjoining property or its private open space; or</li> <li>(b) another dwelling on the same site or its private open space.</li> </ul>
<p><b>A2</b></p> <p>A window or glazed door to a habitable room of a dwelling, that has a floor level more than 1m above existing ground level, must satisfy (a), unless it satisfies (b):</p> <ul style="list-style-type: none"> <li>(a) the window or glazed door: <ul style="list-style-type: none"> <li>(i) is to have a setback of not less than 3m from a side boundary;</li> <li>(ii) is to have a setback of not less than 4m from a rear boundary;</li> <li>(iii) if the dwelling is a multiple dwelling, is to be not less than 6m from a window</li> </ul> </li> </ul>	<p><b>P2</b></p> <p>A window or glazed door to a habitable room of a dwelling that has a floor level more than 1m above existing ground level, must be screened, or otherwise located or designed, to minimise direct views to:</p> <ul style="list-style-type: none"> <li>(a) a window or glazed door, to a habitable room of another dwelling; and</li> <li>(b) the private open space of another dwelling.</li> </ul>

<p>or glazed door, to a habitable room, of another dwelling on the same site; and</p> <p>(iv) if the dwelling is a multiple dwelling, is to be not less than 6m from the private open space of another dwelling on the same site.</p> <p>(b) the window or glazed door:</p> <p>(i) is to be offset, in the horizontal plane, not less than 1.5m from the edge of a window or glazed door, to a habitable room of another dwelling;</p> <p>(ii) is to have a sill height of not less than 1.7m above the floor level or have fixed obscure glazing extending to a height of not less than 1.7m above the floor level; or</p> <p>(iii) is to have a permanently fixed external screen for the full length of the window or glazed door, to a height of not less than 1.7m above floor level, with a uniform transparency of not more than 25%.</p>	
<p><b>A3</b></p> <p>A shared driveway or parking space (excluding a parking space allocated to that dwelling) must be separated from a window, or glazed door, to a habitable room of a multiple dwelling by a horizontal distance of not less than:</p> <p>(a) 2.5m; or</p> <p>(b) 1m if:</p> <p>(i) it is separated by a screen of not less than 1.7m in height; or</p> <p>(ii) the window, or glazed door, to a habitable room has a sill height of not less than 1.7m above the shared driveway or parking space, or has fixed obscure glazing extending to a height of not less than 1.7m above the floor level.</p>	<p><b>P3</b></p> <p>A shared driveway or parking space (excluding a parking space allocated to that dwelling), must be screened, or otherwise located or designed, to minimise unreasonable impact of vehicle noise or vehicle light intrusion to a habitable room of a multiple dwelling.</p>

#### 10.4.7 Frontage fences for all dwellings

<b>Objective:</b>	
<p>The height and transparency of frontage fences:</p> <ul style="list-style-type: none"> <li>(a) provides adequate privacy and security for residents;</li> <li>(b) allows the potential for mutual passive surveillance between the road and the dwelling; and</li> <li>(c) is reasonably consistent with that on adjoining properties.</li> </ul>	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>No Acceptable Solution<sup>1</sup>.</p>	<p><b>P1</b></p> <p>A fence (including a free-standing wall) for a dwelling within 4.5m of a frontage must:</p> <ul style="list-style-type: none"> <li>(a) provide for security and privacy while allowing for passive surveillance of the road; and</li> <li>(b) be compatible with the height and transparency of fences in the street, having regard to: <ul style="list-style-type: none"> <li>(i) the topography of the site; and</li> <li>(ii) traffic volumes on the adjoining road.</li> </ul> </li> </ul>

<sup>1</sup> An exemption applies for fences in this zone – see Table 5.6 in Exemptions

#### 10.4.8 Waste storage for multiple dwellings

<b>Objective:</b>	
<p>To provide for the storage of waste and recycling bins for multiple dwellings.</p>	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>A multiple dwelling must have a storage area, for waste and recycling bins, that is not less than 1.5m<sup>2</sup> per dwelling and is within one of the following locations:</p> <ul style="list-style-type: none"> <li>(a) an area for the exclusive use of each dwelling, excluding the area in front of the dwelling; or</li> <li>(b) a common storage area with an impervious surface that: <ul style="list-style-type: none"> <li>(i) has a setback of not less than 4.5m from a frontage;</li> <li>(ii) is not less than 5.5m from any dwelling; and</li> <li>(iii) is screened from the frontage and any dwelling by a wall to a height not less</li> </ul> </li> </ul>	<p><b>P1</b></p> <p>A multiple dwelling must have storage for waste and recycling bins that is:</p> <ul style="list-style-type: none"> <li>(a) capable of storing the number of bins required for the site;</li> <li>(b) screened from the frontage and dwellings; and</li> <li>(c) if the storage area is a common storage area, separated from dwellings on the site to minimise impacts caused by odours and noise.</li> </ul>

than 1.2m above the finished surface level of the storage area.	
---	--

## 10.5 Development Standards for Non-dwelling Buildings and Works

### 10.5.1 Non-dwelling Development

<b>Objective:</b>	
To ensure that all non-dwelling development is sympathetic to the form and scale of residential development and does not significantly affect the amenity of nearby residential properties.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b>	<b>P1</b>
Non-dwelling development must comply with all of the following acceptable solutions as if it were a dwelling:	Non-dwelling development must comply with the related performance criteria as if it were a dwelling.
(a) 10.4.2 A1 and A3;	
(b) 10.4.3 A1 (a) and (c);	
(c) 10.4.7 A1.	

### 10.5.2 Non-residential Garages and Carports

<b>Objective:</b>	
To maintain frontage setbacks consistent with the streetscape and reduce the potential for garage and carport openings to dominate the primary frontage.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b>	<b>P1</b>
Non-residential garages and carports must comply with all of the following acceptable solutions as if they were ancillary to a dwelling:	Non-residential garages and carports must comply with the related performance criteria as if they were ancillary to a dwelling.
(a) 10.4.2 A2;	
(b) 10.4.5 A1.	

### 10.5.3 Outdoor Storage Areas

<b>Objective:</b>	
To ensure that outdoor storage areas do not detract from the amenity of the site or the locality.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b>	<b>P1</b>
Outdoor storage areas must comply with all of the following:	Outdoor storage areas must satisfy all of the following:
(a) be located behind the building line;	(a) be located, treated or screened to avoid unreasonable adverse impact on the visual amenity of the locality;
(b) all goods and materials stored must be screened from public view;	

(c) not encroach upon car parking areas, driveways or landscaped areas.	(b) not encroach upon car parking areas, driveways or landscaped areas.
---	---

## 10.6 Development Standards for Subdivision

### 10.6.1 Lot Design

<b>Objective:</b>	
To provide for new lots that:	
<ul style="list-style-type: none"> <li>(a) have appropriate area and dimensions to accommodate development consistent with the Zone Purpose and any relevant Local Area Objectives or Desired Future Character Statements;</li> <li>(b) contain building areas which are suitable for residential development, located to avoid hazards;</li> <li>(c) are a mix of lot sizes to enable a variety of dwelling and household types;</li> <li>(d) are capable of providing for a high level of residential amenity including privacy, good solar access; and passive surveillance of public spaces;</li> <li>(e) ensure an average net density for new suburban areas no less than 15 dwellings per hectare with higher densities close to services, facilities and public transport corridors;</li> <li>(f) are not internal lots, except if the only reasonable way to provide for desired residential density;</li> <li>(g) are provided in a manner that provides for the efficient and ordered provision of infrastructure.</li> </ul>	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> <p>The size of each lot must comply with the minimum and maximum lot sizes specified in Table 10.1, except if for public open space, a riparian or littoral reserve or utilities.</p>	<b>P1</b> <p>The size of each lot must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) variance above the maximum lot size in Table 10.1 only to the extent necessary due to demonstrated site constraints;</li> <li>(b) be consistent with any applicable Local Area Objectives or Desired Future Character Statements for the area.</li> </ul>
<b>A2</b> <p>The design of each lot must provide a minimum building area that is rectangular in shape and complies with all of the following, except if for public open space, a riparian or littoral reserve or utilities:</p> <ul style="list-style-type: none"> <li>(a) clear of the frontage, side and rear boundary setbacks;</li> <li>(b) not subject to any codes in this planning scheme;</li> <li>(c) clear of title restrictions such as easements</li> </ul>	<b>P2</b> <ul style="list-style-type: none"> <li>(a) be reasonably capable of accommodating residential use and development;</li> <li>(b) meets any applicable standards in codes in this planning scheme;</li> <li>(c) enables future development to achieve maximum solar access, given the slope and aspect of the land;</li> <li>(d) minimises the need for earth works, retaining walls, and fill and excavation associated with future development;</li> </ul>



<p>and restrictive covenants;</p> <p>(d) has an average slope of no more than 1 in 5;</p> <p>(e) the long axis of the building area faces north or within 20 degrees west or 30 degrees east of north;</p> <p>(f) is 10m x 15m in size.</p>	<p>(e) provides for sufficient useable area on the lot for both of the following;</p> <p>(i) on-site parking and manoeuvring;</p> <p>(ii) adequate private open space.</p>
<p><b>A3</b></p> <p>The frontage for each lot must comply with the minimum and maximum frontage specified in Table 10.2, except if for public open space, a riparian or littoral reserve or utilities or if an internal lot.</p>	<p><b>P3</b></p> <p>The frontage of each lot must satisfy all of the following:</p> <p>(a) provides opportunity for practical and safe vehicular and pedestrian access;</p> <p>(b) provides opportunity for passive surveillance between residential development on the lot and the public road;</p> <p>(c) is no less than 6m.</p>
<p><b>A4</b></p> <p>No lot is an internal lot.</p>	<p><b>P4</b></p> <p>An internal lot must satisfy all of the following:</p> <p>(a) the lot gains access from a road existing prior to the planning scheme coming into effect, unless site constraints make an internal lot configuration the only reasonable option to efficiently utilise land;</p> <p>(b) it is not reasonably possible to provide a new road to create a standard frontage lot;</p> <p>(c) the lot constitutes the only reasonable way to subdivide the rear of an existing lot;</p> <p>(d) the lot will contribute to the more efficient utilisation of residential land and infrastructure;</p> <p>(e) the amenity of neighbouring land is unlikely to be unreasonably affected by subsequent development and use;</p> <p>(f) the lot has access to a road via an access strip, which is part of the lot, or a right-of-way, with a width of no less than 3.6m;</p> <p>(g) passing bays are provided at appropriate distances to service the likely future use of the lot;</p> <p>(h) the access strip is adjacent to or combined with no more than three other internal lot access strips and it is not appropriate to provide access via a public road;</p> <p>(i) a sealed driveway is provided on the access</p>

	<p>strip prior to the sealing of the final plan.</p> <p>(j) the lot addresses and provides for passive surveillance of public open space and public rights of way if it fronts such public spaces.</p>
<p><b>A5</b></p> <p>Subdivision is for no more than 3 lots.</p>	<p><b>P5</b></p> <p>Arrangement and provision of lots must satisfy all of the following;</p> <p>(a) have regard to providing a higher net density of dwellings along;</p> <p>(i) public transport corridors;</p> <p>(ii) adjoining or opposite public open space, except where the public open space presents a hazard risk such as bushfire;</p> <p>(iii) within 200 m of business zones and local shops;</p> <p>(b) will not compromise the future subdivision of the entirety of the parent lot to the densities envisaged for the zone;</p> <p>(c) staging, if any, provides for the efficient and ordered provision of new infrastructure;</p> <p>(d) opportunity is optimised for passive surveillance between future residential development on the lots and public spaces;</p> <p>(e) is consistent with any applicable Local Area Objectives or Desired Future.</p>

#### 10.6.2 Roads

<b>Objective:</b>	
<p>To ensure that the arrangement of new roads within a subdivision provides for all of the following:</p> <p>(a) the provision of safe, convenient and efficient connections to assist accessibility and mobility of the community;</p> <p>(b) the adequate accommodation of vehicular, pedestrian, cycling and public transport traffic;</p> <p>(c) the efficient ultimate subdivision of the entirety of the land and of neighbouring land.</p>	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>The subdivision includes no new road.</p>	<p><b>P1</b></p> <p>The arrangement and construction of roads within a subdivision must satisfy all of the following:</p> <p>(a) the route and standard of roads accords with any relevant road network plan adopted by the Planning Authority;</p>

	<ul style="list-style-type: none"> <li>(b) the appropriate and reasonable future subdivision of the entirety of any balance lot is not compromised;</li> <li>(c) the future subdivision of any neighbouring or nearby land with subdivision potential is facilitated through the provision of connector roads and pedestrian paths, where appropriate, to common boundaries;</li> <li>(d) an acceptable level of access, safety, convenience and legibility is provided through a consistent road function hierarchy;</li> <li>(e) cul-de-sac and other terminated roads are not created, or their use in road layout design is kept to an absolute minimum;</li> <li>(f) connectivity with the neighbourhood road network is maximised;</li> <li>(g) the travel distance between key destinations such as shops and services is minimised;</li> <li>(h) walking, cycling and the efficient movement of public transport is facilitated;</li> <li>(i) provision is made for bicycle infrastructure on new arterial and collector roads in accordance with Austroads Guide to Road Design Part 6A;</li> <li>(j) any adjacent existing grid pattern of streets is extended, where there are no significant topographical constraints.</li> </ul>
--	--

#### 10.6.3 Ways and Public Open Space

<b>Objective:</b>	
<p>To ensure that the arrangement of ways and public open space provides for all of the following:</p> <ul style="list-style-type: none"> <li>(a) the provision of safe, convenient and efficient connections to assist accessibility and mobility of the community;</li> <li>(b) the adequate accommodation of pedestrian and cycling traffic.</li> </ul>	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>No Acceptable Solution.</p>	<p><b>P1</b></p> <p>The arrangement of ways and public open space within a subdivision must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) connections with any adjoining ways are provided through the provision of ways to the common boundary, as appropriate;</li> <li>(b) connections with any neighbouring land</li> </ul>

	<p>with subdivision potential is provided through the provision of ways to the common boundary, as appropriate;</p> <p>(c) connections with the neighbourhood road network are provided through the provision of ways to those roads, as appropriate;</p> <p>(d) convenient access to local shops, community facilities, public open space and public transport routes is provided;</p> <p>(e) new ways are designed so that adequate passive surveillance will be provided from development on neighbouring land and public roads as appropriate;</p> <p>(f) provides for a legible movement network;</p> <p>(g) the route of new ways has regard to any pedestrian &amp; cycle way or public open space plan adopted by the Planning Authority;</p> <p>(h) Public Open Space must be provided as land or cash in lieu, in accordance with the relevant Council policy.</p> <p>(i) new ways or extensions to existing ways must be designed to minimise opportunities for entrapment or other criminal behaviour including, but not limited to, having regard to the following:</p> <ul style="list-style-type: none"> <li>(i) the width of the way;</li> <li>(ii) the length of the way;</li> <li>(iii) landscaping within the way;</li> <li>(iv) lighting;</li> <li>(v) provision of opportunities for 'loitering';</li> </ul> <p>(vi) the shape of the way (avoiding bends, corners or other opportunities for concealment).</p>
--	--

#### 10.6.4 Services

<b>Objective:</b>	
To ensure that the subdivision of land provides adequate services to meet the projected needs of future development.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Each lot must be connected to a reticulated potable water supply.	<b>P1</b> No Performance Criteria.

<b>A2</b> Each lot must be connected to a reticulated sewerage system.	<b>P2</b> No Performance Criteria.
<b>A3</b> Each lot must be connected to a stormwater system able to service the building area by gravity.	<b>P3</b> If connection to a stormwater system is unavailable, each lot must be provided with an on-site stormwater management system adequate for the future use and development of the land.
<b>A4</b> The subdivision includes no new road.	<b>P4</b> The subdivision provides for the installation of fibre ready facilities (pit and pipe that can hold optical fibre line) and the underground provision of electricity supply.

Table 10.1 Lot Size Requirements

	<b>Minimum Lot Size*</b> Not including any fee simple access strip	<b>Maximum Lot Size*</b> Not including any fee simple access strip and any balance lots or lots designated for multiple dwellings, retirement villages or residential aged care facilities, or non-residential uses
Ordinary lot (i.e. not otherwise specified below)	450m <sup>2</sup>	1000m <sup>2</sup>
Corner lots	550m <sup>2</sup>	1000m <sup>2</sup>
Internal lots	550m <sup>2</sup>	1000m <sup>2</sup>
Lots adjoining or opposite public open space, or Lots within 400m of a public transport corridor, or Lots within 200m walking distance of a business zone, local shop or school.	400m <sup>2</sup>	600m <sup>2</sup>

\*For lots with a slope greater than 1 in 5, the minimum lot size is 750m<sup>2</sup> and the maximum lot size is 1,000m<sup>2</sup> in all cases.

Table 10.2 Frontage Requirements

	Minimum Frontage	Maximum Frontage
All lots, unless otherwise specified below.	15m	Not applicable
Corner lots	15m with primary frontage on the higher order road and secondary frontage on lower order road.  Where roads are of the same order orient frontages to optimise solar access.	Not applicable
Lots adjoining or opposite public open space, or Lots on a public transport corridor, or Lots within 200m walking distance of a business zone or local shop.	12m	15m, unless for a lot designated for multiple dwellings.

## 11.0 Inner Residential Zone

This zone is not used in this planning scheme.

## 12.0 Low Density Residential Zone

### 12.1 Zone Purpose

#### 12.1.1 Zone Purpose Statements

- 12.1.1.1 To provide for residential use or development on larger lots in residential areas where there are infrastructure or environmental constraints that limit development.
- 12.1.1.2 To provide for non-residential uses that are compatible with residential amenity.
- 12.1.1.3 To avoid land use conflict with adjacent Rural Resource or Significant Agricultural zoned land by providing for adequate buffer areas.

#### 12.1.2 Local Area Objectives

Local Area Objectives	Implementation Strategy
<b>Swanwick</b>	
(a) Retain the residential character of Swanwick and allow limited tourism accommodation in accordance with the available capacity of	Use and Development standards.

services.	
(b) Recognise Swansea and Coles Bay provide the commercial, educational and community needs of Swanwick.	
<b>Coles Bay</b>	
(a) Retain the landscape and environmental values which makes Coles Bay one of the principle tourism and holiday destinations on the east coast.	Use and Development Standards.
(b) Further develop the tourism and limited residential potential of Coles Bay in accordance with the capacity of the infrastructure.	

### 12.1.3 Desired Future Character Statements

Desired Future Character Statements	Implementation Strategy
<b>Swanwick</b>	
(a) Recognise Swanwick has limited services but there is some opportunity for further limited tourism accommodation. (b) Development is to be restricted to the existing approved and developed area. (c) Coastal fauna and flora, historic cultural sites and coastal forms are to be protected. (d) Further linear development along the coastline is not permitted. (e) Ensure that pedestrian access to the foreshore is maintained, but managed to ensure minimal environmental damage occurs. (f) Through careful design and siting minimise the visual impacts of development on the coastline.	Use and Development standards.
<b>Coles Bay</b>	
(a) Ensure development has no impact on the environmental and natural values and unique character of Coles Bay. (b) Development is to be restricted to the boundary of the existing township. (c) Development adjoining the National Park is to have no impact on the parks' values. (d) Ensure that pedestrian access to the foreshore and public spaces is provided and	Use and Development standards.

managed to minimise impact on the natural values.	
(e) Coastal fauna and flora, historic cultural sites and coastal forms are to be protected.	

## 12.2 Use Table

No Permit Required	
Use Class	Qualification
Educational and occasional care	Only if for home-based child care in accordance with a licence under the <i>Child Care Act 2001</i>
Natural and cultural values management	
Passive recreation	
Residential	Only if a single dwelling or home-based business.
Utilities	Only if for minor utilities
Permitted	
Use Class	Qualification
Visitor accommodation	
Discretionary	
Use Class	Qualification
Community meeting and entertainment	Only if church, art and craft centre or public hall
Domestic animal breeding, boarding or training	
Educational and occasional care	Except if No Permit Required Only if day respite facility
Emergency services	
Residential	Only if existing use.
Sports and recreation	
Utilities	Except if no permit required
Prohibited	
Use Class	Qualification
All other uses	



## 12.3 Use Standards

### 12.3.1 Non-Residential Use

<b>Objective:</b>	
To ensure that non-residential use does not unreasonably impact residential amenity.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Hours of operation must be within: <ul style="list-style-type: none"> <li>(a) 8.00 am to 6.00 pm Mondays to Fridays inclusive;</li> <li>(b) 9.00 am to 12.00 noon Saturdays;</li> <li>(c) nil Sundays and Public Holidays;</li> </ul> except for office and administrative tasks or visitor accommodation.	<b>P1</b> Hours of operation must not have an unreasonable impact upon the residential amenity through commercial vehicle movements, noise or other emissions that are unreasonable in their timing, duration or extent.
<b>A2</b> Noise emissions measured at the boundary of the site must not exceed the following: <ul style="list-style-type: none"> <li>(a) 55 dB(A) (LAeq) between the hours of 8.00 am to 6.00 pm;</li> <li>(b) 5dB(A) above the background (LA90) level or 40dB(A) (LAeq), whichever is the lower, between the hours of 6.00 pm to 8.00 am;</li> <li>(c) 65dB(A) (LAm<sub>ax</sub>) at any time.</li> </ul>	<b>P2</b> Noise emissions measured at the boundary of the site must not cause environmental harm.
<b>A3</b> External lighting must comply with all of the following: <ul style="list-style-type: none"> <li>(a) be turned off between 6:00 pm and 8:00 am, except for security lighting;</li> <li>(b) security lighting must be baffled to ensure they do not cause emission of light into adjoining private land.</li> </ul>	<b>P3</b> External lighting must not adversely affect existing or future residential amenity, having regard to all of the following: <ul style="list-style-type: none"> <li>(a) level of illumination and duration of lighting;</li> <li>(b) distance to habitable rooms in an adjacent dwelling.</li> </ul>
<b>A4</b> Commercial vehicle movements, (including loading and unloading and garbage removal) to or from a site must be limited to 20 vehicle movements per day and be within the hours of: <ul style="list-style-type: none"> <li>(a) 7.00 am to 5.00 pm Mondays to Fridays inclusive;</li> <li>(b) 9.00 am to 12 noon Saturdays;</li> <li>(c) nil on Sundays and Public Holidays.</li> </ul>	<b>P4</b> Commercial vehicle movements, (including loading and unloading and garbage removal) must not result in unreasonable adverse impact upon residential amenity having regard to all of the following: <ul style="list-style-type: none"> <li>(a) the time and duration of commercial vehicle movements;</li> <li>(b) the number and frequency of commercial</li> </ul>

	<p>vehicle movements;</p> <p>(c) the size of commercial vehicles involved;</p> <p>(d) the ability of the site to accommodate commercial vehicle turning movements, including the amount of reversing (including associated warning noise);</p> <p>(e) noise reducing structures between vehicle movement areas and dwellings;</p> <p>(f) the level of traffic on the road;</p> <p>(g) the potential for conflicts with other traffic.</p>
--	---

#### 12.3.2 Visitor Accommodation

<b>Objective:</b>	
To ensure visitor accommodation is of a scale that accords with the residential character and use of the area.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Visitor accommodation must comply with all of the following:</p> <p>(a) is accommodated in existing buildings;</p> <p>(b) provides for any parking and manoeuvring spaces required pursuant to the Parking and Access Code on-site;</p> <p>(c) has a floor area of no more than 160m<sup>2</sup>.</p>	<p><b>P1</b></p> <p>Visitor accommodation must satisfy all of the following:</p> <p>(a) not adversely impact residential amenity and privacy of adjoining properties;</p> <p>(b) provide for any parking and manoeuvring spaces required pursuant to the Parking and Access Code on-site;</p> <p>(c) be of an intensity that respects the character of use of the area;</p> <p>(d) not adversely impact the safety and efficiency of the local road network or disadvantage owners and users of private rights of way.</p>

### 12.4 Development Standards for Buildings and Works

#### 12.4.1 Non-dwelling development

<b>Objective:</b>	
To ensure that all non-dwelling development is sympathetic to the form and scale of residential development and does not significantly affect the amenity of nearby residential properties.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Non-dwelling development must comply with the following acceptable solutions as if it were a dwelling:</p>	<p><b>P1</b></p> <p>Non-dwelling development must comply with the related performance criteria as if it were a dwelling.</p>

(a) 12.4.2 A1 and A3; (b) 12.4.3 A1 (a) and (b); (c) 12.4.7 A1.	
<b>A2</b> Non-residential garages and carports must comply with all of the following acceptable solutions as if they were ancillary to a dwelling: (a) 12.4.2 A2; (b) 12.4.5 A1.	<b>P2</b> Non-residential garages and carports must comply with the related performance criteria as if they were ancillary to a dwelling.
<b>A3</b> Outdoor storage areas must comply with all of the following: (a) be located behind the building line; (b) all goods and materials stored must be screened from public view; (c) not encroach upon car parking areas, driveways or landscaped areas.	<b>P3</b> Outdoor storage areas must satisfy all of the following: (a) be located, treated or screened to avoid unreasonable adverse impact on the visual amenity of the locality; (b) not encroach upon car parking areas, driveways or landscaped areas.

#### 12.4.2 Setbacks and building envelope

<b>Objective:</b> To control the siting and scale of dwellings to: (a) provide reasonably consistent separation between dwellings on adjacent sites and a dwelling and its frontage; and (b) provide consistency in the apparent scale, bulk, massing and proportion of dwellings; and (c) provide separation between dwellings on adjacent sites to provide reasonable opportunity for daylight and sunlight to enter habitable rooms and private open space.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Unless within a building area, a dwelling, excluding protrusions (such as eaves, steps, porches, and awnings) that extend not more than 0.6 m into the frontage setback, must have a setback from a frontage that is: (a) if the frontage is a primary frontage, at least 4.5 m, or, if the setback from the primary frontage is less than 4.5 m, not less than the setback, from the primary frontage, of any existing dwelling on the site; or (b) if the frontage is not a primary frontage, at least 3 m, or, if the setback from the frontage is less than 3 m, not less than the	<b>P1</b> A dwelling must: (a) be compatible with the relationship of existing buildings to the road in terms of setback or in response to slope or other physical constraints of the site; and (b) have regard to streetscape qualities or assist the integration of new development into the streetscape.

<p>setback, from a frontage that is not a primary frontage, of any existing dwelling on the site; or</p> <p>(c) if for a vacant site with existing dwellings on adjoining sites on the same street, not more than the greater, or less than the lesser, setback for the equivalent frontage of the dwellings on the adjoining sites on the same street.</p>	
<p><b>A2</b></p> <p>A garage or carport must have a setback from a frontage of at least:</p> <p>(a) 5.5 m, or alternatively 1m behind the façade of the dwelling; or</p> <p>(b) the same as the dwelling façade, if a portion of the dwelling gross floor area is located above the garage or carport; or</p> <p>(c) 1m, if the natural ground level slopes up or down at a gradient steeper than 1 in 5 for a distance of 10 m from the frontage.</p>	<p><b>P2</b></p> <p>The setback of a garage or carport from a frontage must:</p> <p>(a) provide separation from the frontage that complements or enhances the existing streetscape, taking into account the specific constraints and topography of the site; and</p> <p>(b) allow for passive surveillance between the dwelling and the street.</p>
<p><b>A3</b></p> <p>A dwelling, excluding outbuildings with a building height of not more than 2.4m and protrusions (such as eaves, steps, porches, and awnings) that extend not more than 0.6m horizontally beyond the building envelope, must:</p> <p>(a) be contained within a building envelope (refer to diagrams 12.4.2A, 12.4.2B, 12.4.2C and 12.4.2D) determined by:</p> <p>(i) a distance equal to the frontage setback or, for an internal lot, a distance of 4.5m from the rear boundary of a lot with an adjoining frontage; and</p> <p>(ii) projecting a line at an angle of 45 degrees from the horizontal at a height of 3m above natural ground level at the side boundaries and a distance of 4m from the rear boundary to a building height of not more than 8.5m above natural ground level; and</p> <p>(b) only have a setback within 1.5m of a side boundary if the dwelling:</p> <p>(i) does not extend beyond an existing building built on or within 0.2m of the</p>	<p><b>P3</b></p> <p>The siting and scale of a dwelling must:</p> <p>(a) not cause unreasonable loss of amenity by:</p> <p>(i) reduction in sunlight to a habitable room (other than a bedroom) of a dwelling on an adjoining lot; or</p> <p>(ii) overshadowing the private open space of a dwelling on an adjoining lot; or</p> <p>(iii) overshadowing of an adjoining vacant lot; or</p> <p>(iv) visual impacts caused by the apparent scale, bulk or proportions of the dwelling when viewed from an adjoining lot; and</p> <p>(b) provide separation between dwellings on adjoining lots that is compatible with that prevailing in the surrounding area.</p>

<p>boundary of the adjoining lot; or</p> <p>(ii) does not exceed a total length of 9m or one-third the length of the side boundary (whichever is the lesser).</p>	
---	--

Diagram 12.4.2A. Building envelope as required by 12.4.2 A3(a).

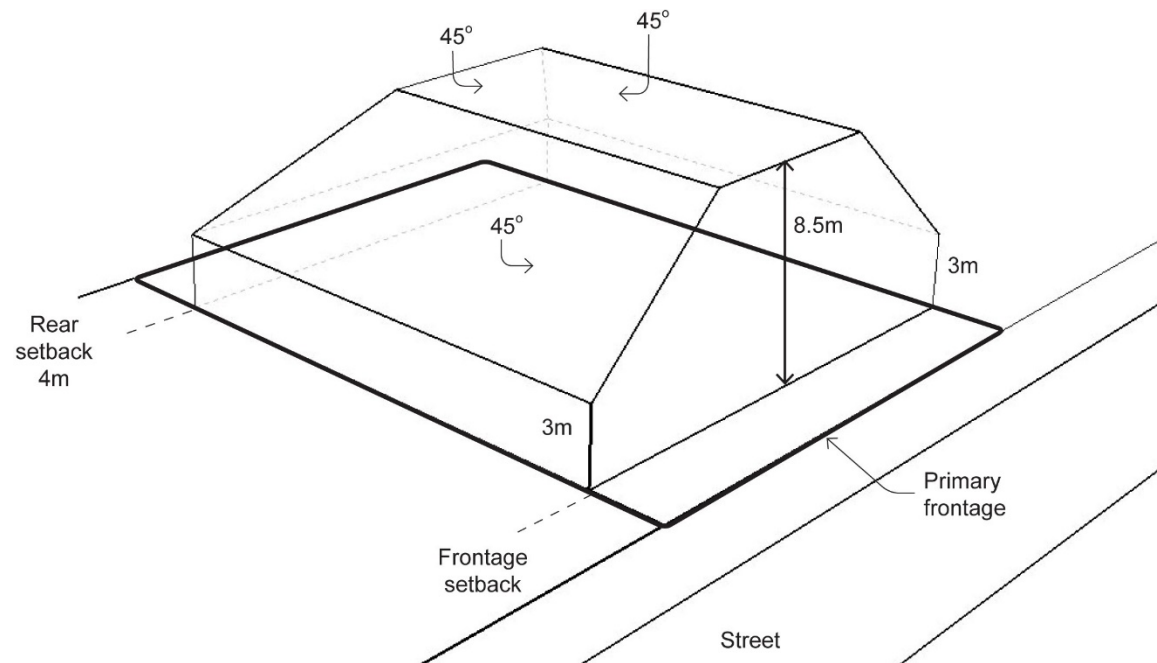


Diagram 12.4.2B. Building envelope for sloping sites as required by 12.4.2 A3(a).

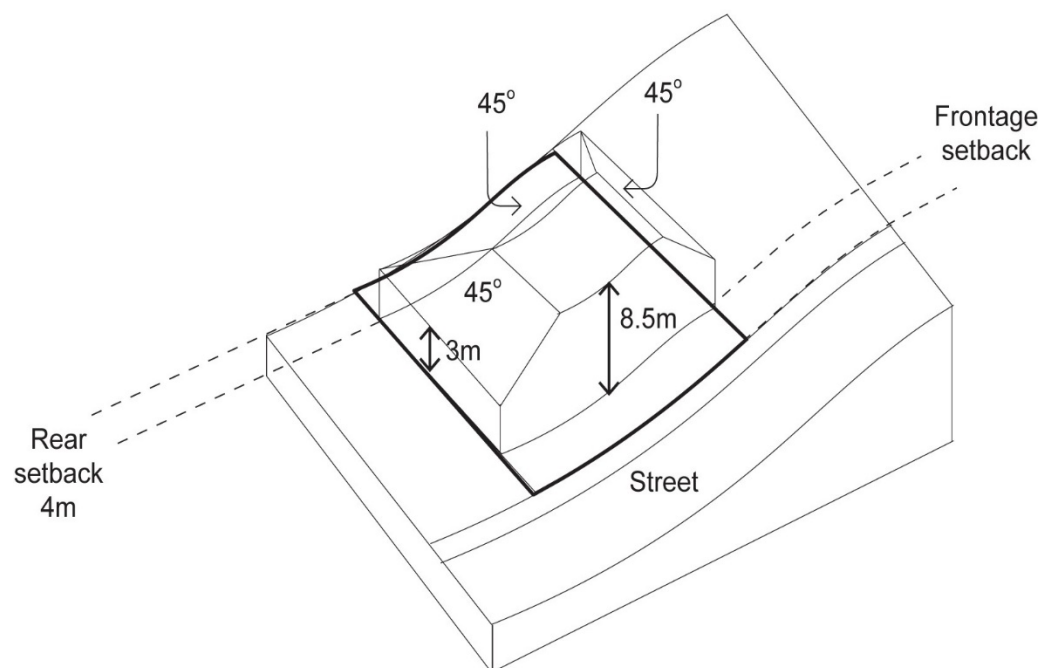
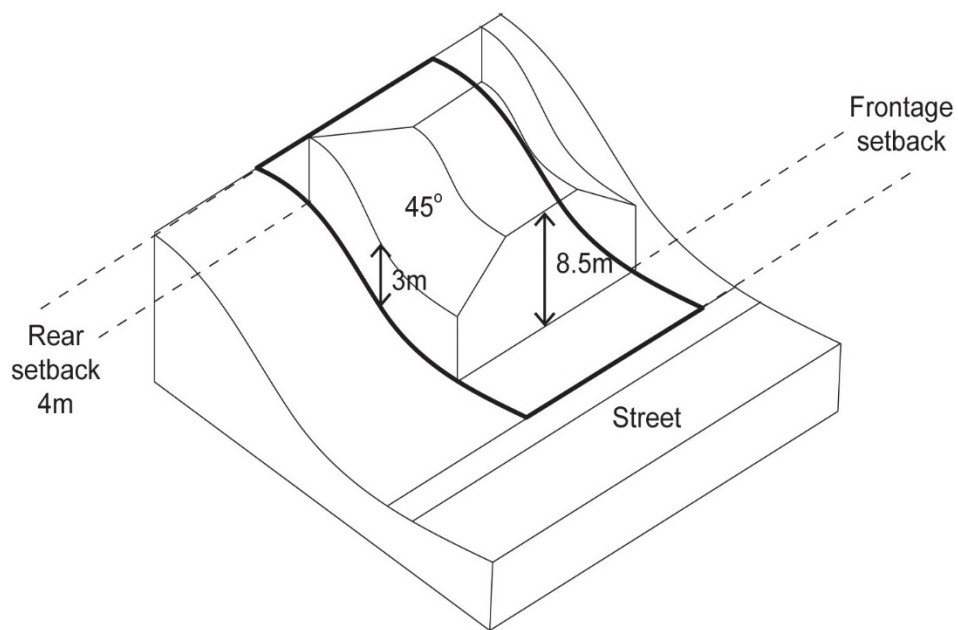


Diagram 12.4.2C. Building envelope for corner lots as required by 12.4.2 A3(a)

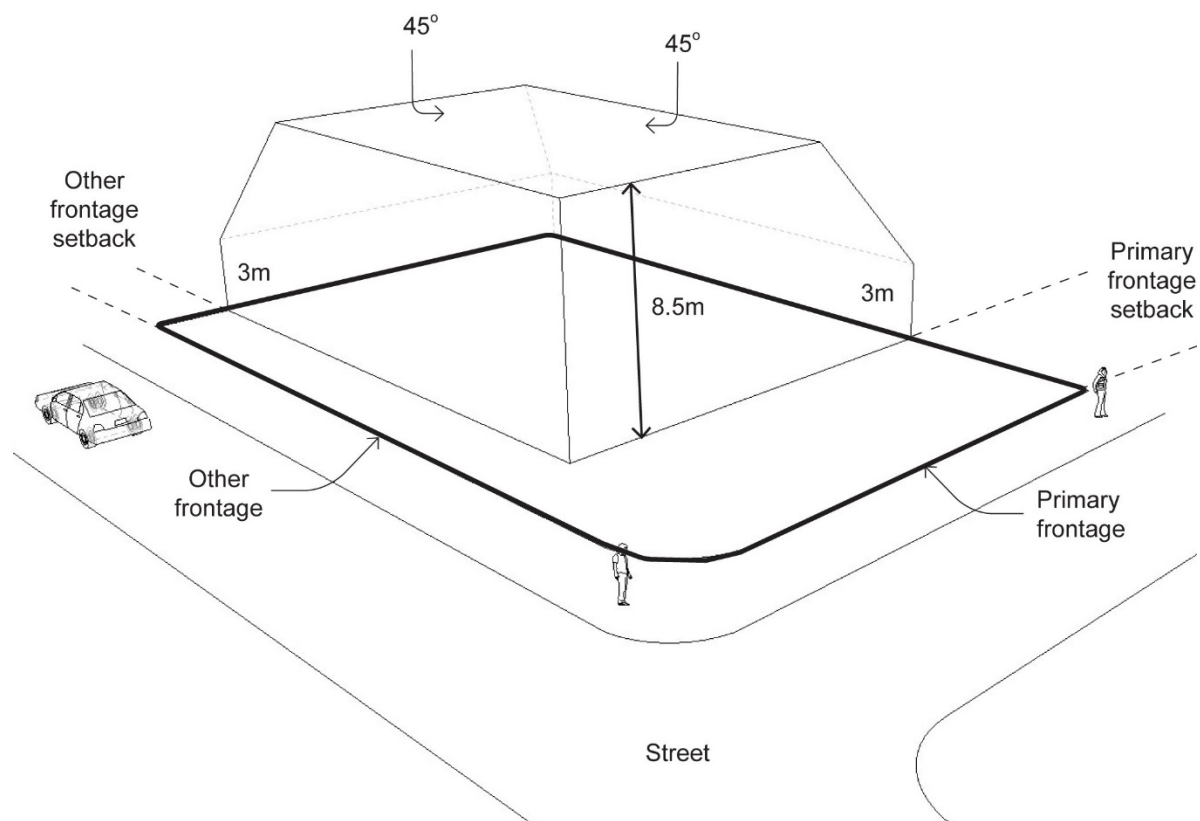
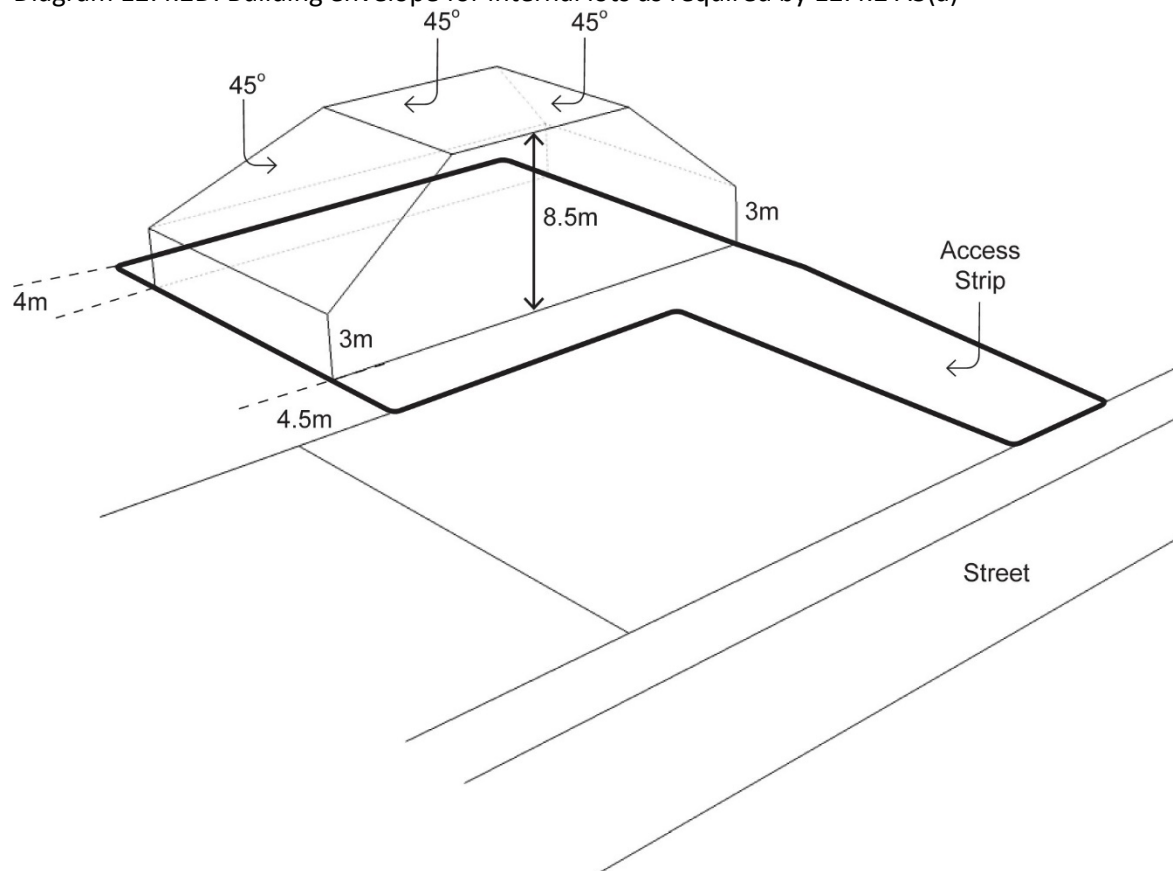


Diagram 12.4.2D. Building envelope for internal lots as required by 12.4.2 A3(a)



#### 12.4.3 Site coverage and private open space

<b>Objective:</b>	
To provide:	
<ul style="list-style-type: none"> <li>(a) for outdoor recreation and the operational needs of the residents; and</li> <li>(b) opportunities for the planting of gardens and landscaping; and</li> <li>(c) private open space that is integrated with the living areas of the dwelling; and</li> <li>(d) private open space that has access to sunlight; and</li> <li>(e) for development that is compatible with the existing built and natural environment of the area.</li> </ul>	
Acceptable Solutions	Performance Criteria
<b>A1</b> Dwellings must have: <ul style="list-style-type: none"> <li>(a) a site coverage of not more than 25% (excluding eaves up to 0.6m); and</li> <li>(b) a site area of which at least 25% of the site area is free from impervious surfaces;</li> </ul>	<b>P1</b> Dwellings must have: <ul style="list-style-type: none"> <li>(a) private open space that is of a size and dimensions that are appropriate for the size of the dwelling and is able to accommodate: <ul style="list-style-type: none"> <li>(i) outdoor recreational space consistent with the projected requirements of the occupants; and</li> <li>(ii) operational needs, such as clothes drying and storage; and</li> </ul> </li> <li>(b) have reasonable space for the planting of gardens and landscaping.</li> <li>(c) not be out of character with the pattern of development in the surrounding area; and</li> <li>(d) not result in an unreasonable loss of natural or landscape values.</li> </ul>
<b>A2</b> A dwelling must have an area of private open space that: <ul style="list-style-type: none"> <li>(a) is in one location and is at least: <ul style="list-style-type: none"> <li>(i) 24 m<sup>2</sup>; or</li> <li>(ii) 12 m<sup>2</sup>, if the dwelling has a finished floor level that is entirely more than 1.8 m above the finished ground level (excluding a garage, carport or entry foyer); and</li> </ul> </li> <li>(b) has a minimum horizontal dimension of: <ul style="list-style-type: none"> <li>(i) 4 m; or</li> <li>(ii) 2 m, if the dwelling has a finished floor level that is entirely more than 1.8 m above the finished ground level</li> </ul> </li> </ul>	<b>P2</b> A dwelling must have private open space that: <ul style="list-style-type: none"> <li>(a) includes an area that is capable of serving as an extension of the dwelling for outdoor relaxation, dining, entertaining and children's play and that is: <ul style="list-style-type: none"> <li>(i) conveniently located in relation to a living area of the dwelling; and</li> <li>(ii) orientated to take advantage of sunlight.</li> </ul> </li> </ul>



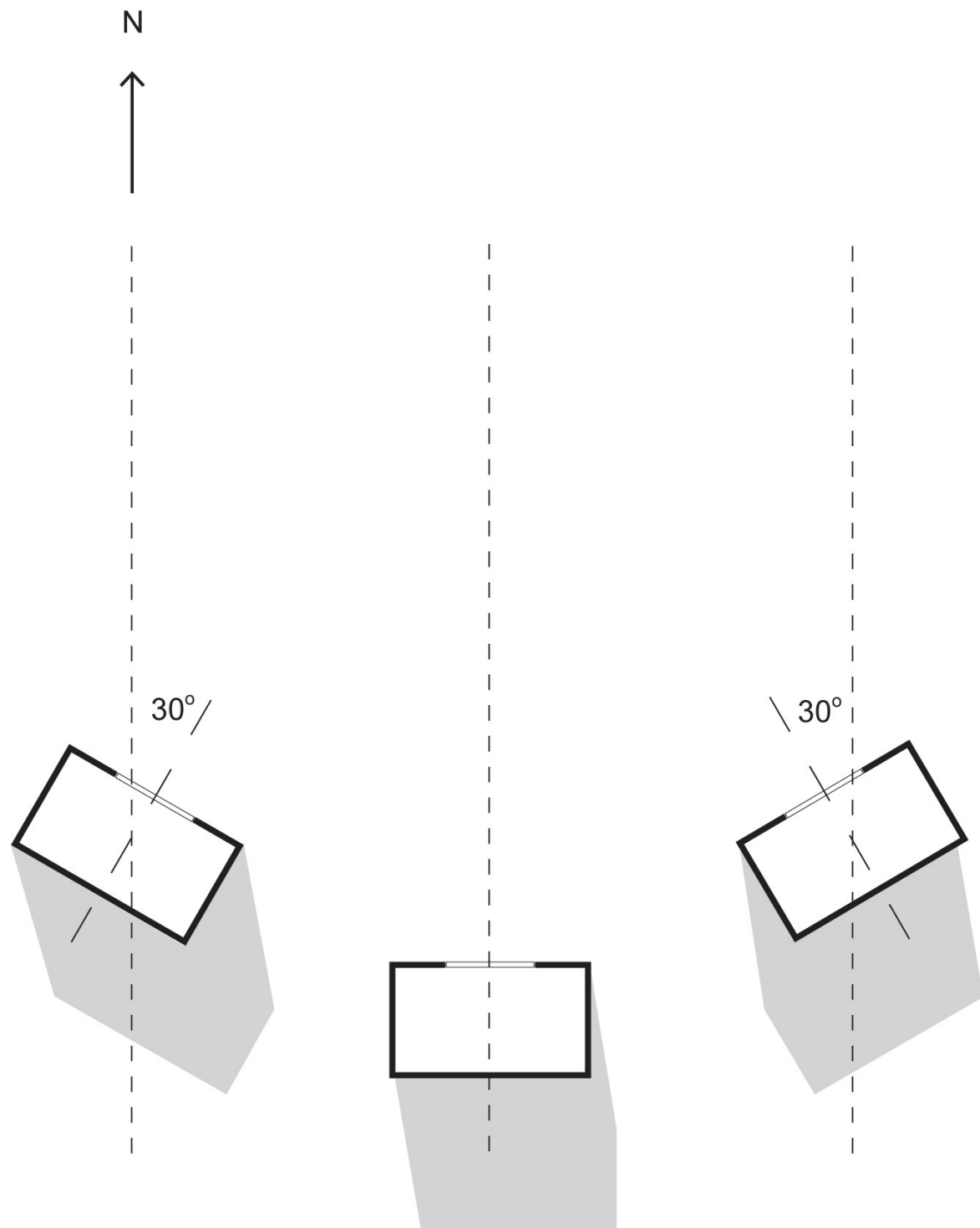
<p>(excluding a garage, carport or entry foyer); and</p> <p>(c) is directly accessible from, and adjacent to, a habitable room (other than a bedroom); and</p> <p>(d) is not located to the south, south-east or south-west of the dwelling, unless the area receives at least 3 hours of sunlight to 50% of the area between 9.00am and 3.00pm on the 21st June; and</p> <p>(e) is located between the dwelling and the frontage only if the frontage is orientated between 30 degrees west of north and 30 degrees east of north, excluding any dwelling located behind another on the same site; and</p> <p>(f) has a gradient not steeper than 1 in 10; and</p> <p>(g) is not used for vehicle access or parking.</p>	
---	--

#### 12.4.4 Sunlight and overshadowing

<b>Objective:</b>	
To provide:	
(a) the opportunity for sunlight to enter habitable rooms (other than bedrooms) of dwellings;	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>A dwelling must have at least one habitable room (other than a bedroom) window that faces between 30 degrees west of north and 30 degrees east of north (see diagram 12.4.4A).</p>	<p><b>P1</b></p> <p>A dwelling must be sited and designed so as to allow sunlight to enter at least one habitable room (other than a bedroom).</p>

Diagram 12.4.4A. Orientation of a window of a habitable room as specified in

12.4.4 A1, A2 and P2.



#### 12.4.5 Width of openings for garages and carports

<b>Objective:</b>	
To reduce the potential for garage or carport openings to dominate the primary frontage.	
Acceptable Solutions	Performance Criteria
<b>A1</b> A garage or carport within 12 m of a primary frontage (whether the garage or carport is free-standing or part of the dwelling) must have a total width of openings facing the primary frontage not exceeding 6m or half the width of the frontage (whichever is the lesser).	<b>P1</b> A garage or carport must be designed to minimise the width of its openings that are visible from the street, so as to reduce the potential for the openings of a garage or carport to dominate the primary frontage.

#### 12.4.6 Privacy

<b>Objective:</b>	
To provide reasonable opportunity for privacy for dwellings.	
Acceptable Solutions	Performance Criteria
<b>A1</b> A balcony, deck, roof terrace, parking space, or carport (whether freestanding or part of the dwelling) that has a finished surface or floor level more than 1 m above natural ground level must have a permanently fixed screen to a height of at least 1.7 m above the finished surface or floor level, with a uniform transparency of no more than 25%, along the sides facing a: <ul style="list-style-type: none"> <li>(a) side boundary, unless the balcony, deck, roof terrace, parking space, or carport has a setback of at least 3 m from the side boundary;</li> <li>(b) rear boundary, unless the balcony, deck, roof terrace, parking space or carport has a setback of at least 4m from the rear boundary;</li> </ul>	<b>P1</b> A balcony, deck, roof terrace, parking space or carport (whether freestanding or part of the dwelling) that has a finished surface or floor level more than 1 m above natural ground level, must be screened, or otherwise designed, to minimise overlooking of: <ul style="list-style-type: none"> <li>(a) a dwelling on an adjoining lot or its private open space; or</li> <li>(b) another dwelling on the same site or its private open space; or</li> <li>(c) an adjoining vacant residential lot.</li> </ul>
<b>A2</b> A window or glazed door, to a habitable room, of a dwelling, that has a floor level more than 1 m above the natural ground level, must be in accordance with (a), unless it is in accordance with (b): <ul style="list-style-type: none"> <li>(a) The window or glazed door: <ul style="list-style-type: none"> <li>(i) is to have a setback of at least 3 m from a side boundary;</li> <li>(ii) is to have a setback of at least 4 m</li> </ul> </li> </ul>	<b>P2</b> A window or glazed door, to a habitable room of a dwelling, that has a floor level more than 1 m above the natural ground level, must be screened, or otherwise located or designed, to minimise direct views to: <ul style="list-style-type: none"> <li>(a) a window or glazed door, to a habitable room of another dwelling; and</li> <li>(b) the private open space of another dwelling; and</li> </ul>

<p>from a rear boundary;</p> <p>(b) The window or glazed door:</p> <p>(i) is to be offset, in the horizontal plane, at least 1.5 m from the edge of a window or glazed door, to a habitable room of another dwelling; or</p> <p>(ii) is to have a sill height of at least 1.7 m above the floor level or has fixed obscure glazing extending to a height of at least 1.7 m above the floor level; or</p> <p>(iii) is to have a permanently fixed external screen for the full length of the window or glazed door, to a height of at least 1.7 m above floor level, with a uniform transparency of not more than 25%.</p>	<p>(c) an adjoining vacant residential lot.</p>
---	---

#### 12.4.7 Frontage fences

<p><b>Objective:</b></p> <p>To control the height and transparency of frontage fences to:</p> <p>(a) allow the potential for mutual passive surveillance between the road and the dwelling; and</p> <p>(b) provide reasonably consistent height and transparency.</p>	
<p><b>Acceptable Solutions</b></p> <p><b>A1</b></p> <p>A fence (including a free-standing wall) within 4.5 m of a frontage must have a height above natural ground level of not more than:</p> <p>(a) 1.2 m if the fence is solid; or</p> <p>(b) 1.5 m, if any part of the fence that is within 4.5 m of a primary frontage has openings above a height of 1.2 m which provide a uniform transparency of not less than 30% (excluding any posts or uprights).</p>	<p><b>Performance Criteria</b></p> <p><b>P1</b></p> <p>A fence (including a free-standing wall) within 4.5 m of a frontage must allow for mutual passive surveillance between the road and the dwelling (particularly on primary frontages), and maintain or enhance the streetscape.</p>

## 12.5 Development Standards for Subdivision

### 12.5.1 Lot Design

<p><b>Objective:</b></p> <p>To provide for new lots that:</p> <p>(a) have appropriate area and dimensions to accommodate development consistent with the Zone Purpose and any relevant Local Area Objectives or Desired Future Character Statements;</p>
--

<p>(b) contain building areas which are suitable for residential development, located to avoid hazards and values and will not lead to land use conflict and fettering of resource development use on adjoining rural land;</p> <p>(c) are not internal lots, except if the only reasonable way to provide for desired residential density.</p>	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>The size of each lot must be in accordance with the following, except if for public open space, a riparian or littoral reserve or utilities:</p> <p>no less than 1,000 m<sup>2</sup> and no more than 2,500 m<sup>2</sup> (except balance lot)</p>	<p><b>P1</b></p> <p>No Performance Criteria.</p>
<p><b>A2</b></p> <p>The design of each lot must provide a minimum building area that is rectangular in shape and complies with all of the following, except if for public open space, a riparian or littoral reserve or utilities;</p> <p>(a) clear of the frontage, side and rear boundary setbacks;</p> <p>(b) not subject to any codes in this planning scheme;</p> <p>(c) clear of title restrictions such as easements and restrictive covenants;</p> <p>(d) has an average slope of no more than 1 in 5;</p> <p>(e) is a minimum of 10 m x 15 m in size.</p>	<p><b>P2</b></p> <p>(a) is reasonably capable of accommodating residential use and development;</p> <p>(b) meets any applicable standards in codes in this planning scheme;</p> <p>(c) enables future development to achieve reasonable solar access, given the slope and aspect of the land;</p> <p>(d) minimises the requirement for earth works, retaining walls, and cut &amp; dill associated with future development;</p>
<p><b>A3</b></p> <p>The frontage for each lot must be no less than the following, except if for public open space, a riparian or littoral reserve or utilities and except if an internal lot:</p> <p>30m.</p>	<p><b>P3</b></p> <p>The frontage of each lot must provide opportunity for reasonable vehicular and pedestrian access and must be no less than:</p> <p>6m.</p>
<p><b>A4</b></p> <p>No lot is an internal lot [R1].</p>	<p><b>P4</b></p> <p>An internal lot must satisfy all of the following:</p> <p>(a) access is from a road existing prior to the planning scheme coming into effect, unless site constraints make an internal lot configuration the only reasonable option to efficiently utilise land;</p> <p>(b) it is not reasonably possible to provide a new road to create a standard frontage lot;</p> <p>(c) the lot constitutes the only reasonable way</p>

	<p>to subdivide the rear of an existing lot;</p> <p>(d) the lot will contribute to the more efficient utilisation of living land;</p> <p>(e) the amenity of neighbouring land is unlikely to be unreasonably affected by subsequent development and use;</p> <p>(f) the lot has access to a road via an access strip, which is part of the lot, or a right-of-way, with a width of no less than 3.6m;</p> <p>(g) passing bays are provided at appropriate distances along the access strip to service the likely future use of the lot;</p> <p>(h) the access strip is adjacent to or combined with no more than three other internal lot access strips and it is not appropriate to provide access via a public road;</p> <p>(i) a sealed driveway is provided on the access strip prior to the sealing of the final plan.</p> <p>(j) the lot addresses and provides for passive surveillance of public open space and public rights of way if it fronts such public spaces.</p>
<p><b>A5</b></p> <p>Setback from a new boundary for an existing building must comply with the relevant Acceptable Solution for setback.</p>	<p><b>P5</b></p> <p>Setback from a new boundary for an existing building must satisfy the relevant Performance Criteria for setback.</p>

#### Footnote

Generally, new internal lots are not appropriate and any subdivisions in which new roads are constructed are not to include internal lots.

They should only be contemplated in existing developed areas (in order to make more efficient use of previously poorly subdivided land).

They may also be appropriate if fronting certain forms of public open space instead of a public road. Such arrangements may be designed into an area through the development of a Specific Area Plan.

#### 12.5.2 Roads

<b>Objective:</b>
<p>To ensure that the arrangement of new roads within a subdivision provides for all of the following:</p> <p>(a) the provision of safe, convenient and efficient connections to assist accessibility and mobility of the community;</p> <p>(b) the adequate accommodation of vehicular, pedestrian and cycling traffic;</p> <p>(c) the efficient ultimate subdivision of the entirety of the land and of neighbouring land.</p>

Acceptable Solutions	Performance Criteria
<b>A1</b> The subdivision includes no new road.	<b>P1</b> The arrangement and construction of roads within a subdivision must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) the appropriate and reasonable future subdivision of the entirety of any balance lot is not compromised;</li> <li>(b) the route and standard of roads accords with any relevant road network plan adopted by the Planning Authority;</li> <li>(c) the subdivision of any neighbouring or nearby land with subdivision potential is facilitated through the provision of connector roads and pedestrian paths, where appropriate, to common boundaries;</li> <li>(d) an acceptable level of access, safety, convenience and legibility is provided through a consistent road function hierarchy;</li> <li>(e) cul-de-sac and other terminated roads are not created, or their use in road layout design is kept to an absolute minimum;</li> <li>(f) connectivity with the neighbourhood road network is maximised;</li> <li>(g) the travel distance between key destinations such as shops and services is minimised;</li> <li>(h) walking, cycling and the efficient movement of public transport is facilitated;</li> <li>(i) provision is made for bicycle infrastructure on new arterial and collector roads in accordance with Austroads Guide to Road Design Part 6A;</li> <li>(j) multiple escape routes are provided if in a bushfire prone area.</li> </ul>

#### 12.5.3 Ways and Public Open Space

Objective:	
To ensure that the arrangement of ways and public open space provides for all of the following: <ul style="list-style-type: none"> <li>(a) the provision of safe, convenient and efficient connections for accessibility, mobility and recreational opportunities for the community;</li> <li>(b) the adequate accommodation of pedestrian and cycling traffic;</li> </ul>	
Acceptable Solutions	Performance Criteria

<p><b>A1</b></p> <p>No Acceptable Solution.</p>	<p><b>P1</b></p> <p>The arrangement of ways and public open space within a subdivision must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) connections with any adjoining ways are provided through the provision of ways to the common boundary, as appropriate;</li> <li>(b) connections with any neighbouring land with subdivision potential is provided through the provision of ways to the common boundary, as appropriate;</li> <li>(c) connections with the neighbourhood road network are provided through the provision of ways to those roads, as appropriate;</li> <li>(d) new ways are designed so that adequate passive surveillance will be provided from development on neighbouring land and public roads as appropriate;</li> <li>(e) topographical and other physical conditions of the site are appropriately accommodated in the design;</li> <li>(f) the route of new ways has regard to any pedestrian &amp; cycle way or public open space plan adopted by the Planning Authority;</li> <li>(g) new ways or extensions to existing ways must be designed to minimise opportunities for entrapment or other criminal behaviour including, but not limited to, having regard to the following: <ul style="list-style-type: none"> <li>(i) the width of the way;</li> <li>(ii) the length of the way;</li> <li>(iii) landscaping within the way;</li> <li>(iv) lighting;</li> <li>(v) provision of opportunities for 'loitering';</li> <li>(vi) the shape of the way (avoiding bends, corners or other opportunities for concealment).</li> </ul> </li> </ul>
<p><b>A2</b></p> <p>No Acceptable Solution.</p>	<p><b>P2</b></p> <p>Public Open Space must be provided as land or cash in lieu, in accordance with the relevant Council policy.</p>



#### 12.5.4 Services

<b>Objective:</b>	
To ensure that the subdivision of land provides adequate services to meet the projected needs of future development.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Each lot must be connected to a reticulated potable water supply where such a supply is available. R1	<b>P1</b> No Performance Criteria.
<b>A2</b> Each lot must be connected to a reticulated sewerage system where available. R1	<b>P2</b> Where a reticulated sewerage system is not available, each lot must be capable of accommodating an on-site wastewater treatment system adequate for the future use and development of the land.
<b>A3</b> Each lot must be connected to a stormwater system able to service the building area by gravity. R2	<b>P3</b> Each lot must be capable of accommodating an on-site stormwater management system adequate for the likely future use and development of the land.
<b>A4</b> The subdivision includes no new road.	<b>P4</b> The subdivision provides for the installation of fibre ready facilities (pit and pipe that can hold optical fibre line) and the underground provision of electricity supply.

12.5.4.R1The Water and Sewer Corporation governs specific details separately to the planning scheme.

12.5.4.R2Refer to the Stormwater Management Code for details.

### Table 12.1 Minimum Lot Size

This table is not used in this planning scheme.

## 13.0 Rural Living Zone

### 13.1 Zone Purpose

#### 13.1.1 Zone Purpose Statements

13.1.1.1 To provide for residential use or development on large lots in a rural setting where services are limited.

13.1.1.2 To provide for compatible use and development that does not adversely impact on residential amenity.

13.1.1.3 To provide for agricultural uses that do not adversely impact on residential amenity.

- 13.1.1.4 To facilitate passive recreational uses that enhance pedestrian, cycling and horse trail linkages.
- 13.1.1.5 To avoid land use conflict with adjacent Rural Resource or Significant Agriculture zoned land by providing for adequate buffer areas.
- 13.1.2 Local Area Objectives  
There are no Local Area Objectives for this zone.
- 13.1.3 Desired Future Character Statements  
There are no Desired Future Character Statements for this zone.

## 13.2 Use Table

No Permit Required	
Use Class	Qualification
Educational and occasional care	Only if for home-based child care in accordance with a licence under the <i>Child Care Act 2001</i>
Natural and Cultural Values Management	
Passive Recreation	
Residential	Only if single dwelling or home-based business.
Utilities	Only if minor utilities
Permitted	
Use Class	Qualification
Resource Development	Only if for agricultural use
Visitor accommodation	
Discretionary	
Use Class	Qualification
Business and professional services	Only a veterinary surgery.
Community meeting and entertainment	Only if church, art and craft centre or public hall
Domestic animal breeding, boarding or training	
Educational and occasional care	Except if No Permit Required. Only if day respite facility.
Emergency services	
General retail and hire	Only if roadside stall.
Resource Development	Except if permitted.
Resource Processing	
Sports and recreation	

Tourist Operation	
Utilities	Except if No Permit Required.
<b>Prohibited</b>	
<b>Use Class</b>	<b>Qualification</b>
All other uses	

### 13.3 Use Standards

#### 13.3.1 Non-Residential Use

<b>Objective:</b>	
To ensure that non-residential use does not unreasonably impact residential amenity.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Hours of operation must be within: <ul style="list-style-type: none"> <li>(a) 8.00 am to 6.00 pm Mondays to Fridays inclusive;</li> <li>(b) 9.00 am to 12.00 noon Saturdays;</li> <li>(c) nil Sundays and Public Holidays;</li> </ul> except for office and administrative tasks or visitor accommodation.	<b>P1</b> Hours of operation must not have an unreasonable impact upon the residential amenity through commercial vehicle movements, noise or other emissions that are unreasonable in their timing, duration or extent.
<b>A2</b> Noise emissions measured at the boundary of the site must not exceed the following: <ul style="list-style-type: none"> <li>(a) 55 dB(A) (LAeq) between the hours of 8.00 am to 6.00 pm;</li> <li>(b) 5dB(A) above the background (LA90) level or 40dB(A) (LAeq), whichever is the lower, between the hours of 6.00 pm to 8.00 am;</li> <li>(c) 65dB(A) (LAm<sub>ax</sub>) at any time.</li> </ul>	<b>P2</b> Noise emissions measured at the boundary of the site must not cause environmental harm.
<b>A3</b> External lighting must comply with all of the following: <ul style="list-style-type: none"> <li>(a) be turned off between 6:00 pm and 8:00 am, except for security lighting;</li> <li>(b) security lighting must be baffled to ensure they do not cause emission of light into adjoining private land.</li> </ul>	<b>P3</b> External lighting must not adversely affect existing or future residential amenity, having regard to all of the following: <ul style="list-style-type: none"> <li>(a) level of illumination and duration of lighting;</li> <li>(b) distance to habitable rooms in an adjacent dwelling.</li> </ul>
<b>A4</b> Commercial vehicle movements, (including	<b>P4</b> Commercial vehicle movements, (including

loading and unloading and garbage removal) to or from a site must be limited to 20 vehicle movements per day and be within the hours of:	loading and unloading and garbage removal) must not result in unreasonable adverse impact upon residential amenity having regard to all of the following:
(a) 7.00 am to 5.00 pm Mondays to Fridays inclusive;	(a) the time and duration of commercial vehicle movements;
(b) 9.00 am to 12 noon Saturdays;	(b) the number and frequency of commercial vehicle movements;
(c) nil on Sundays and Public Holidays.	(c) the size of commercial vehicles involved;
	(d) the ability of the site to accommodate commercial vehicle turning movements, including the amount of reversing (including associated warning noise);
	(e) noise reducing structures between vehicle movement areas and dwellings;
	(f) the level of traffic on the road;
	(g) the potential for conflicts with other traffic.

#### 13.3.2 Visitor Accommodation

<b>Objective:</b>	
To ensure visitor accommodation is of a scale that accords with the semi-rural character and use of the area.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Visitor accommodation must comply with all of the following: <ul style="list-style-type: none"> <li>(a) is accommodated in existing buildings;</li> <li>(b) provides for any parking and manoeuvring spaces required pursuant to the Parking and Access Code on-site;</li> <li>(c) has a floor area of no more than 160m<sup>2</sup>.</li> </ul>	<b>P1</b> Visitor accommodation must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) not adversely impact residential amenity and privacy of adjoining properties;</li> <li>(b) provide for any parking and manoeuvring spaces required pursuant to the Parking and Access Code on-site;</li> <li>(c) be of an intensity that respects the character of use of the area;</li> <li>(d) not adversely impacts the safety and efficiency of the local road network or disadvantage owners and users of private rights of way.</li> </ul>

## 13.4 Development Standards for Buildings and Works

### 13.4.1 Building Height

<b>Objective:</b>	
To ensure that building height contributes positively to the landscape character and does not result in unreasonable impact on residential amenity of adjoining land.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Building height must not be more than: 8.5 m.	<b>P1</b> Building height must satisfy all of the following: (a) be consistent with any Desired Future Character Statements provided for the area or, if no such statements are provided, have regard to the landscape of the area; (b) be sufficient to prevent unreasonable adverse impacts on residential amenity on adjoining lots by: (i) overlooking and loss of privacy; (ii) visual impact when viewed from adjoining lots, due to bulk and height; (c) be reasonably necessary due to the slope of the site; (d) be no more than 10 m.

### 13.4.2 Setback

<b>Objective:</b>	
To maintain desirable characteristics of the landscape, protect amenity of adjoining lots, avoid land use conflict and fettering of use on adjoining rural land and protect environmental values on adjoining land zoned Environmental Management.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Building setback from frontage must be must be no less than: 20 m.	<b>P1</b> Building setback from frontages must maintain the desirable characteristics of the surrounding landscape and protect the amenity of adjoining lots, having regard to all of the following: (a) the topography of the site; (b) the prevailing setbacks of existing buildings on nearby lots; (c) the size and shape of the site; (d) the location of existing buildings on the site; (e) the proposed colours and external materials of the building; (f) the visual impact of the building when

	<p>viewed from an adjoining road;</p> <p>(g) retention of vegetation.</p>
<p><b>A2</b></p> <p>Building setback from side and rear boundaries must be no less than:</p> <p>20 m.</p>	<p><b>P2</b></p> <p>Building setback from side and rear boundaries must maintain the desirable characteristics of the surrounding landscape and protect the amenity of adjoining lots, having regard to all of the following:</p> <ul style="list-style-type: none"> <li>(a) the topography of the site;</li> <li>(b) the size and shape of the site;</li> <li>(c) the location of existing buildings on the site;</li> <li>(d) the proposed colours and external materials of the building;</li> <li>(e) visual impact on skylines and prominent ridgelines;</li> <li>(f) impact on native vegetation;</li> <li>(g) be sufficient to prevent unreasonable adverse impacts on residential amenity on adjoining lots by: <ul style="list-style-type: none"> <li>(i) overlooking and loss of privacy;</li> <li>(ii) visual impact, when viewed from adjoining lots, through building bulk and massing.</li> </ul> </li> </ul>
<p><b>A3</b></p> <p>Building setback for buildings for sensitive use (including residential use) must comply with all of the following:</p> <ul style="list-style-type: none"> <li>(i) be sufficient to provide a separation distance from land zoned Rural Resource no less than 100 m;</li> <li>(ii) be sufficient to provide a separation distance from land zoned Significant Agriculture no less than 200 m.</li> </ul>	<p><b>P3</b></p> <p>Building setback for buildings for sensitive use (including residential use) must prevent conflict or fettering of primary industry uses on adjoining land, having regard to all of the following:</p> <ul style="list-style-type: none"> <li>(a) the topography of the site;</li> <li>(b) the prevailing setbacks of existing buildings on nearby lots;</li> <li>(c) the size of the site;</li> <li>(d) the location of existing buildings on the site;</li> <li>(e) retention of vegetation;</li> <li>(f) the zoning of adjoining and immediately opposite land;</li> <li>(g) the existing use on adjoining and immediately opposite sites;</li> <li>(h) the nature, frequency and intensity of emissions produced by primary industry uses on adjoining and immediately opposite</li> </ul>

	lots; (i) any proposed attenuation measures; (j) any buffers created by natural or other features.
<b>A4</b> Buildings and works must be setback from land zoned Environmental Management no less than 100 m.	<b>P4</b> Buildings and works must be setback from land zoned Environmental Management to minimise unreasonable impact from development on environmental values, having regard to all of the following: (a) the size of the site; (b) the location of existing buildings on the site; (c) the potential for the spread of weeds or soil pathogens; (d) the potential for contamination or sedimentation from water runoff; (e) any alternatives for development.

#### 13.4.3 Design

<b>Objective:</b>	
To ensure that the location and appearance of buildings and works minimises adverse impact on the landscape.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> The location of buildings and works must comply with any of the following: (a) be located within a building area, if provided on the title; (b) be an addition or alteration to an existing building. (c) be located on a site that does not require the clearing of native vegetation and is not on a skyline or ridgeline.	<b>P1</b> The location of buildings and works must satisfy all of the following: (a) be located on a skyline or ridgeline only if: (i) there are no sites clear of native vegetation and clear of other significant site constraints such as access difficulties or excessive slope; (ii) there is no significant impact on the rural landscape; (iii) building height is minimised; (iv) any screening vegetation is maintained. (b) be consistent with any Desired Future Character Statements provided for the area or, if no such statements are provided, have regard to the landscape. (c) be located in an area requiring the clearing of native vegetation only if:

	<ul style="list-style-type: none"> <li>(i) there are no sites clear of native vegetation or any such areas are not suitable for development due to access difficulties or excessive slope;</li> <li>(ii) the extent of clearing is the minimum necessary to provide for buildings, associated works and associated bushfire protection measures.</li> </ul>
<b>A2</b> Exterior building surfaces must be coloured using colours with a light reflectance value not greater than 40 percent.	<b>P2</b> Exterior building surfaces must avoid adverse impacts on the visual amenity of neighbouring land and detracting from the contribution the site makes to the landscape, views and vistas.
<b>A3</b> The combined gross floor area of buildings must be no more than:  375 m <sup>2</sup> .	<b>P3</b> The combined gross floor area of buildings must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) there is no unreasonable adverse impact on the landscape;</li> <li>(b) buildings are consistent with the domestic scale of dwellings on the site or in close visual proximity;</li> <li>(c) be consistent with any Desired Future Character Statements provided for the area;</li> </ul>
<b>A4</b> Fill and excavation must comply with all of the following: <ul style="list-style-type: none"> <li>(a) height of fill and depth of excavation is no more than 1 m from natural ground level, except where required for building foundations;</li> <li>(b) extent is limited to the area required for the construction of buildings and vehicular access.</li> </ul>	<b>P4</b> Fill and excavation must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) does not detract from the landscape character of the area;</li> <li>(b) does not unreasonably impact upon the privacy for adjoining properties;</li> <li>(c) does not affect land stability on the lot or adjoining land.</li> </ul>

#### 13.4.4 Outbuildings

<b>Objective:</b>	
To ensure that the size and number of outbuildings does not detract from the amenity of the area and does not visually dominate an associated dwelling.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Outbuildings (including garages and carports not incorporated within the dwelling) must comply with all of the following: <ul style="list-style-type: none"> <li>(a) have a combined gross floor area no more</li> </ul>	<b>P1</b> Outbuildings (including garages and carports not incorporated within the dwelling) must be designed and located to satisfy all of the following:



<p>than 100 m<sup>2</sup>;</p> <p>(b) have a wall height no more than 6.5 m and a building height not more than 7.5 m;</p> <p>(c) have setback from frontage no less than that of the existing or proposed dwelling on the site.</p>	<p>(a) be less visually prominent than the existing or proposed dwelling on the site;</p> <p>(b) be consistent with the scale of outbuildings on the site or in close visual proximity</p> <p>(c) be consistent with any Desired Future Character Statements provided for the area or, if no such statements are provided, have regard to the landscape.</p>
--	--

#### 13.4.5 Outdoor Storage Areas

<b>Objective:</b>	
To ensure that outdoor storage areas for non-residential use do not detract from the appearance of the site or the locality.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Outdoor storage areas for non-residential uses must comply with all of the following:</p> <p>(a) be located behind the building line;</p> <p>(b) all goods and materials stored must be screened from public view;</p> <p>(c) not encroach upon car parking areas, driveways or landscaped areas.</p>	<p><b>P1</b></p> <p>Outdoor storage areas for non-residential uses must satisfy all of the following:</p> <p>(a) be located, treated or screened to avoid unreasonable adverse impact on the visual amenity of the locality;</p> <p>(b) not encroach upon car parking areas, driveways or landscaped areas.</p>

### 13.5 Development Standards for Subdivision

#### 13.5.1 Lot Design

<b>Objective:</b>	
<p>To provide for new lots that:</p> <p>(a) have appropriate area and dimensions to accommodate development consistent with the Zone Purpose and any relevant Local Area Objectives or Desired Future Character Statements;</p> <p>(b) contain building areas which are suitable for residential development, located to avoid hazards and values and will not lead to land use conflict and fettering of resource development use on adjoining rural land;</p> <p>(c) are not internal lots, except if the only reasonable way to provide for infill development in existing subdivided areas.</p>	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>The size of each lot must be no less than the following, except if for public open space, a riparian or littoral reserve, or a Utilities, Emergency services, or Community meeting and entertainment use class, by or on behalf of the State Government, a Council, a statutory</p>	<p><b>P1</b></p> <p>No Performance Criteria.</p>

<p>authority, or a corporation all the shares of which are held by or on behalf of the State or by a statutory authority:</p> <p>1 ha.</p>	
<p><b>A2</b></p> <p>The design of each lot must provide a minimum building area that is rectangular in shape and complies with all of the following, except if for public open space, a riparian or littoral reserve or utilities;</p> <ul style="list-style-type: none"> <li>(a) clear of the frontage, side and rear boundary setbacks;</li> <li>(b) not subject to any codes in this planning scheme;</li> <li>(c) clear of title restrictions such as easements and restrictive covenants;</li> <li>(d) has an average slope of no more than 1 in 5;</li> <li>(e) has a separation distance no less than: <ul style="list-style-type: none"> <li>(i) 100 m from land zoned Rural Resource;</li> <li>(ii) 200 m from land zoned Significant Agriculture;</li> </ul> </li> <li>(f) has a setback from land zoned Environmental Management no less than 100 m.</li> <li>(g) is a minimum of 30 m x 30 m in size.</li> </ul>	<p><b>P2</b></p> <ul style="list-style-type: none"> <li>(a) is reasonably capable of accommodating residential use and development;</li> <li>(b) meets any applicable standards in codes in this planning scheme;</li> <li>(c) enables future development to achieve reasonable solar access, given the slope and aspect of the land;</li> <li>(d) minimises the requirement for earth works, retaining walls, and cut &amp; fill associated with future development;</li> <li>(e) is sufficiently separated from the land zoned Rural Resource and Significant Agriculture to prevent potential for land use conflict that would fetter non- sensitive use of that land, and the separation distance is no less than: <ul style="list-style-type: none"> <li>(i) 40 m from land zoned Rural Resource;</li> <li>(ii) 80 m from land zoned Significant Agriculture;</li> </ul> </li> <li>(f) is setback from land zoned Environmental Management to satisfy all of the following: <ul style="list-style-type: none"> <li>(i) there is no significant impact from the development on environmental values;</li> <li>(ii) the potential for the spread of weeds or soil pathogens onto the land zoned Environmental Management is minimised;</li> <li>(iii) there is minimal potential for contaminated or sedimented water runoff impacting the land zoned Environmental Management;</li> <li>(iv) there are no reasonable and practical alternatives to developing close to land zoned Environmental Management.</li> </ul> </li> </ul>

<p><b>A3</b></p> <p>The frontage for each lot must be no less than the following, except if for public open space, a riparian or littoral reserve or utilities and except if an internal lot:</p> <p>40 m.</p>	<p><b>P3</b></p> <p>The frontage of each lot must provide opportunity for reasonable vehicular and pedestrian access and must be no less than:</p> <p>6m.</p>
<p><b>A4</b></p> <p>No lot is an internal lot. [R1]</p>	<p><b>P4</b></p> <p>An internal lot must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) access is from a road existing prior to the planning scheme coming into effect, unless site constraints make an internal lot configuration the only reasonable option to efficiently utilise land;</li> <li>(b) it is not reasonably possible to provide a new road to create a standard frontage lot;</li> <li>(c) the lot constitutes the only reasonable way to subdivide the rear of an existing lot;</li> <li>(d) the lot will contribute to the more efficient utilisation of rural living land;</li> <li>(e) the amenity of neighbouring land is unlikely to be unreasonably affected by subsequent development and use;</li> <li>(f) the lot has access to a road via an access strip, which is part of the lot, or a right-of-way, with a width of no less than 3.6m;</li> <li>(g) passing bays are provided at appropriate distances along the access strip to service the likely future use of the lot;</li> <li>(h) the access strip is adjacent to or combined with no more than three other internal lot access strips and it is not appropriate to provide access via a public road;</li> <li>(i) a sealed driveway is provided on the access strip prior to the sealing of the final plan.</li> <li>(j) the lot addresses and provides for passive surveillance of public open space and public rights of way if it fronts such public spaces.</li> </ul>
<p><b>A5</b></p> <p>Setback from a new boundary for an existing building must comply with the relevant Acceptable Solution for setback.</p>	<p><b>P5</b></p> <p>Setback from a new boundary for an existing building must satisfy the relevant Performance Criteria for setback.</p>

## Footnotes

[R1] Generally, new internal lots are not appropriate and any subdivisions in which new roads are constructed are not to include internal lots.

They should only be contemplated in existing developed areas (in order to make more efficient use of previously poorly subdivided land).

They may also be appropriate if fronting certain forms of public open space instead of a public road. Such arrangements may be designed into an area through the development of a Specific Area Plan.

### 13.5.2 Roads

<b>Objective:</b>	
To ensure that the arrangement of new roads within a subdivision provides for all of the following: (a) the provision of safe, convenient and efficient connections to assist accessibility and mobility of the community; (b) the adequate accommodation of vehicular, pedestrian and cycling traffic; (c) the efficient ultimate subdivision of the entirety of the land and of neighbouring land.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> The subdivision includes no new road.	<b>P1</b> The arrangement and construction of roads within a subdivision must satisfy all of the following: (a) the appropriate and reasonable future subdivision of the entirety of any balance lot is not compromised; (b) the route and standard of roads accords with any relevant road network plan adopted by the Planning Authority; (c) the subdivision of any neighbouring or nearby land with subdivision potential is facilitated through the provision of connector roads and pedestrian paths, where appropriate, to common boundaries; (d) an acceptable level of access, safety, convenience and legibility is provided through a consistent road function hierarchy; (e) cul-de-sac and other terminated roads are not created, or their use in road layout design is kept to an absolute minimum; (f) internal lots are not created; (g) connectivity with the neighbourhood road network is maximised; (h) the travel distance between key destinations such as shops and services is minimised;

	<ul style="list-style-type: none"> <li>(i) walking, cycling and the efficient movement of public transport is facilitated;</li> <li>(j) provision is made for bicycle infrastructure on new arterial and collector roads in accordance with Austroads Guide to Road Design Part 6A;</li> <li>(k) multiple escape routes are provided if in a bushfire prone area.</li> </ul>
--	--

### 13.5.3 Ways and Public Open Space

<b>Objective:</b>	
To ensure that the arrangement of ways and public open space provides for all of the following:	
<ul style="list-style-type: none"> <li>(a) the provision of safe, convenient and efficient connections for accessibility, mobility and recreational opportunities for the community;</li> <li>(b) the adequate accommodation of pedestrian and cycling traffic;</li> </ul>	
Acceptable Solutions	Performance Criteria
<b>A1</b> No Acceptable Solution.	<b>P1</b> The arrangement of ways and public open space within a subdivision must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) connections with any adjoining ways are provided through the provision of ways to the common boundary, as appropriate;</li> <li>(b) connections with any neighbouring land with subdivision potential is provided through the provision of ways to the common boundary, as appropriate;</li> <li>(c) connections with the neighbourhood road network are provided through the provision of ways to those roads, as appropriate;</li> <li>(d) topographical and other physical conditions of the site are appropriately accommodated in the design;</li> <li>(e) the route of new ways has regard to any pedestrian &amp; cycle way or public open space plan adopted by the Planning Authority;</li> </ul>
<b>A2</b> No Acceptable Solution.	<b>P2</b> Public Open Space must be provided as land or cash in lieu, in accordance with the relevant Council policy.

#### 13.5.4 Services

<b>Objective:</b>	
To ensure that the subdivision of land provides adequate services to meet the projected needs of future development.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Each lot must be connected to a reticulated potable water supply where such a supply is available. R1	<b>P1</b> No Performance Criteria.
<b>A2</b> No Acceptable Solution.	<b>P2</b> Each lot must be capable of accommodating an on-site wastewater treatment system adequate for the future use and development of the land.
<b>A3</b> Each lot must be connected to a stormwater system able to service the building area by gravity. R2	<b>P3</b> Each lot must be capable of accommodating an on-site stormwater management system adequate for the likely future use and development of the land.

13.5.4.R1The Water and Sewer Corporation governs specific details separately to the planning scheme.

13.5.4.R2The Stormwater Management Code governs specific details.

## 14.0 Environmental Living Zone

### 14.1 Zone Purpose

#### 14.1.1 Zone Purpose Statements

- 14.1.1.1 To provide for residential use or development in areas where existing natural and landscape values are to be retained. This may include areas not suitable or needed for resource development or agriculture and characterised by native vegetation cover, and where services are limited and residential amenity may be impacted on by nearby or adjacent rural activities.
- 14.1.1.2 To ensure development is reflective and responsive to the natural or landscape values of the land.
- 14.1.1.3 To provide for the management and protection of natural and landscape values, including skylines and ridgelines.
- 14.1.1.4 To protect the privacy and seclusion that residents of this zone enjoy.
- 14.1.1.5 To provide for limited community, tourism and recreational uses that do not impact on natural values or residential amenity.
- 14.1.1.6 To encourage passive recreational opportunities through the inclusion of pedestrian, cycling and horse trail linkages.
- 14.1.1.7 To avoid land use conflict with adjacent Rural Resource or Significant Agriculture zoned

land by providing for adequate buffer areas.

14.1.1.8 To limit further subdivision for lots under 20 hectares in area.

14.1.2 Local Area Objectives

There are no Local Area Objectives for this zone.

14.1.3 Desired Future Character Statements

There are no Desired Future Character Statements for this zone.

## 14.2 Use Table

No Permit Required	
Use Class	Qualification
Educational and occasional care	Only if for home-based child care in accordance with a licence under the <i>Child Care Act 2001</i>
Natural and cultural values management	
Passive recreation	
Utilities	Only if minor utilities and located underground
Permitted	
Use Class	Qualification
Residential	Only if single dwelling or home-based business
Visitor accommodation	
Discretionary	
Use Class	Qualification
Community meeting and entertainment	
Emergency services	Only if a fire station
Resource Development	Except if <u>intensive animal husbandry or plantation forestry</u> .
Sports and recreation	
Utilities	Except if No Permit Required.
Prohibited	
Use Class	Qualification
All other uses	

## 14.3 Use Standards

14.3.1 Non-Residential Use

Objective:
To ensure that non-residential use does not unreasonably impact residential amenity.

Acceptable Solutions	Performance Criteria
<b>A1</b> Hours of operation must be within: <ul style="list-style-type: none"> <li>(a) 8.00 am to 6.00 pm Mondays to Fridays inclusive;</li> <li>(b) 9.00 am to 12.00 noon Saturdays;</li> <li>(c) nil Sundays and Public Holidays;</li> </ul> except for office and administrative tasks or visitor accommodation.	<b>P1</b> Hours of operation must not have an unreasonable impact upon the residential amenity through commercial vehicle movements, noise or other emissions that are unreasonable in their timing, duration or extent.
<b>A2</b> Noise emissions measured at the boundary of the site must not exceed the following: <ul style="list-style-type: none"> <li>(a) 55 dB(A) (LAeq) between the hours of 8.00 am to 6.00 pm;</li> <li>(c) 65dB(A) (LAm<sub>ax</sub>) at any time.</li> </ul>	<b>P2</b> Noise emissions measured at the boundary of the site must not cause environmental harm.

#### 14.3.2 Visitor Accommodation

<b>Objective:</b>	
To ensure visitor accommodation is of a scale that accords with the bushland character and use of the area.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Visitor accommodation must comply with all of the following: <ul style="list-style-type: none"> <li>(a) is accommodated in existing buildings;</li> <li>(b) provides for any parking and manoeuvring spaces required pursuant to the Parking and Access Code on-site;</li> <li>(c) has a floor area of no more than 160m<sup>2</sup>.</li> </ul>	<b>P1</b> Visitor accommodation must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) not adversely impact residential amenity and privacy of adjoining properties;</li> <li>(b) provide for any parking and manoeuvring spaces required pursuant to the Parking and Access Code on-site;</li> <li>(c) be of an intensity that respects the character of use of the area;</li> <li>(d) not adversely impact the safety and efficiency of the local road network or disadvantage owners and users of private rights of way.</li> </ul>

## 14.4 Development Standards for Buildings and Works

### 14.4.1 Building Height

<b>Objective:</b>
To ensure that building height contributes positively to the landscape character and does not result



in unreasonable impact on residential amenity of adjoining land.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Building height must not be more than: 7.5 m.	<b>P1</b> Building height must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be consistent with any Desired Future Character Statements provided for the area or, if no such statements are provided, have regard to the landscape of the area;</li> <li>(b) be sufficient to prevent unreasonable adverse impacts on residential amenity on adjoining lots by: <ul style="list-style-type: none"> <li>(i) overlooking and loss of privacy;</li> <li>(ii) visual impact when viewed from adjoining lots, due to bulk and height;</li> </ul> </li> <li>(c) be reasonably necessary due to the slope of the site;</li> <li>(d) be no more than 8.5 m.</li> </ul>

#### 14.4.2 Setback

<b>Objective:</b>	
To maintain desirable characteristics of the landscape, protect amenity of adjoining lots, avoid land use conflict and fettering of use on adjoining rural land and protect environmental values on adjoining land zoned Environmental Management.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Building setback from frontage must be must be no less than: 30 m.	<b>P1</b> Building setback from frontages must maintain the desirable characteristics of the surrounding landscape and protect the amenity of adjoining lots, having regard to all of the following: <ul style="list-style-type: none"> <li>(a) the topography of the site;</li> <li>(b) the prevailing setbacks of existing buildings on nearby lots;</li> <li>(c) the size and shape of the site;</li> <li>(d) the location of existing buildings on the site;</li> <li>(e) the proposed colours and external materials of the building;</li> <li>(f) the visual impact of the building when viewed from an adjoining road;</li> <li>(g) retention of vegetation.</li> </ul>
<b>A2</b> Building setback from side and rear boundaries	<b>P2</b> Building setback from side and rear boundaries

<p>must be no less than:</p> <p>30 m.</p>	<p>must maintain the desirable characteristics of the surrounding landscape and protect the amenity of adjoining lots, having regard to all of the following:</p> <ul style="list-style-type: none"> <li>(a) the topography of the site;</li> <li>(b) the size and shape of the site;</li> <li>(c) the location of existing buildings on the site;</li> <li>(d) the proposed colours and external materials of the building;</li> <li>(e) visual impact on skylines and prominent ridgelines;</li> <li>(f) impact on native vegetation;</li> <li>(g) be sufficient to prevent unreasonable adverse impacts on residential amenity on adjoining lots by: <ul style="list-style-type: none"> <li>(i) overlooking and loss of privacy;</li> <li>(ii) visual impact, when viewed from adjoining lots, through building bulk and massing.</li> </ul> </li> </ul>
<p><b>A3</b></p> <p>Building setback for buildings for sensitive use (including residential use) must comply with all of the following:</p> <ul style="list-style-type: none"> <li>(i) be sufficient to provide a separation distance from land zoned Rural Resource no less than 100 m;</li> <li>(ii) be sufficient to provide a separation distance from land zoned Significant Agriculture no less than 200 m.</li> </ul>	<p><b>P3</b></p> <p>Building setback for buildings for sensitive use (including residential use) must prevent conflict or fettering of primary industry uses on adjoining land, having regard to all of the following:</p> <ul style="list-style-type: none"> <li>(a) the topography of the site;</li> <li>(b) the prevailing setbacks of existing buildings on nearby lots;</li> <li>(c) the size of the site;</li> <li>(d) the location of existing buildings on the site;</li> <li>(e) retention of vegetation;</li> <li>(f) the zoning of adjoining and immediately opposite land;</li> <li>(g) the existing use on adjoining and immediately opposite sites;</li> <li>(h) the nature, frequency and intensity of emissions produced by primary industry uses on adjoining and immediately opposite lots;</li> <li>(i) any proposed attenuation measures;</li> <li>(j) any buffers created by natural or other features.</li> </ul>

<p><b>A4</b></p> <p>Buildings and works must be setback from land zoned Environmental Management no less than 100 m.</p>	<p><b>P4</b></p> <p>Buildings and works must be setback from land zoned Environmental Management to minimise unreasonable impact from development on environmental values, having regard to all of the following:</p> <ul style="list-style-type: none"> <li>(a) the size of the site;</li> <li>(b) the location of existing buildings on the site;</li> <li>(c) the potential for the spread of weeds or soil pathogens;</li> <li>(d) the potential for contamination or sedimentation from water runoff;</li> <li>(e) any alternatives for development.</li> </ul>
--	--

#### 14.4.3 Design

<p><b>Objective:</b></p> <p>To ensure that the location and appearance of buildings and works minimises adverse impact on natural values and on the landscape.</p>	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>The location of buildings and works must comply with any of the following:</p> <ul style="list-style-type: none"> <li>(a) be located within a building area, if provided on the title;</li> <li>(b) be an addition or alteration to an existing building;</li> <li>(c) be located on a <u>site</u> that does not require the clearing of <u>native vegetation</u> and is not on a skyline or ridgeline.</li> </ul>	<p><b>P1</b></p> <p>The location of buildings and works must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) be located in an area requiring the clearing of native vegetation only if: <ul style="list-style-type: none"> <li>(i) there are no sites clear of native vegetation and clear of other significant site constraints such as access difficulties or excessive slope;</li> <li>(ii) the extent of clearing is the minimum necessary to provide for buildings, associated works and associated bushfire protection measures;</li> <li>(iii) the location of clearing has the least environmental impact;</li> </ul> </li> <li>(b) be located on a skyline or ridgeline only if: <ul style="list-style-type: none"> <li>(i) there are no other sites suitable for development due to access difficulties or excessive slope;</li> <li>(ii) there is no significant impact on the rural landscape;</li> <li>(iii) building height is minimised;</li> <li>(iv) any screening vegetation is</li> </ul> </li> </ul>

	<p>maintained.</p> <p>(c) be consistent with any Desired Future Character Statements provided for the area or, if no such statements are provided, have regard to the landscape.</p>
<p><b>A2</b></p> <p>Exterior building surfaces must be coloured using colours with a light reflectance value not greater than 40 percent.</p>	<p><b>P2</b></p> <p>Exterior building surfaces must avoid adverse impacts on the visual amenity of neighbouring land and detracting from the contribution the site makes to the landscape, views and vistas.</p>
<p><b>A3</b></p> <p>The combined gross floor area of buildings must be no more than:</p> <p>300 m<sup>2</sup>.</p>	<p><b>P3</b></p> <p>The combined gross floor area of buildings must satisfy all of the following:</p> <p>(a) there is no unreasonable impact on natural values;</p> <p>(b) there is no unreasonable impact on the landscape;</p> <p>(c) buildings are consistent with the domestic scale of dwellings on the site or in close visual proximity;</p> <p>(d) be consistent with any Desired Future Character Statements provided for the area;</p>
<p><b>A4</b></p> <p>Fill and excavation must comply with all of the following:</p> <p>(a) height of fill and depth of excavation is no more than 1 m from natural ground level, except where required for building foundations;</p> <p>(b) extent is limited to the area required for the construction of buildings and vehicular access.</p>	<p><b>P4</b></p> <p>Fill and excavation must satisfy all of the following:</p> <p>(a) there is no unreasonable impact on natural values;</p> <p>(b) does not detract from the landscape character of the area;</p> <p>(c) does not unreasonably impact upon the privacy of adjoining properties;</p> <p>(d) does not affect land stability on the lot or adjoining land.</p>

#### 14.4.4 Outbuildings

<p><b>Objective:</b></p> <p>To ensure that the size and number of outbuildings does not detract from the amenity of the area and does not visually dominate an associated dwelling.</p>	
<p><b>Acceptable Solutions</b></p>	<p><b>Performance Criteria</b></p>
<p><b>A1</b></p> <p>Outbuildings (including garages and carports not incorporated within the dwelling) must comply</p>	<p><b>P1</b></p> <p>Outbuildings (including garages and carports not incorporated within the dwelling) must be designed and located to satisfy all of the</p>

with all of the following:	following:
(a) have a combined floor area no more than 80 m <sup>2</sup> ;	(a) be less visually prominent than the existing or proposed dwelling on the site;
(b) have a wall height no more than 5.5 m and a building height not more than 6.5 m;	(b) be consistent with the scale of outbuildings on the site or in close visual proximity
(c) have setback from frontage no less than that of the existing or proposed dwelling on the site.	(c) be consistent with any Desired Future Character Statements provided for the area or, if no such statements are provided, have regard to the landscape.

## 14.5 Development Standards for Subdivision

### 14.5.1 Lot Design

<b>Objective:</b>	
To provide for new lots that:	
(a) have appropriate area and dimensions to accommodate development consistent with the Zone Purpose and any relevant Local Area Objectives or Desired Future Character Statements; (b) contain building areas which are suitable for residential development, located to avoid hazards and values and will not lead to land use conflict and fettering of resource development use on adjoining rural land; (c) are not internal lots, except if the only reasonable way to provide for infill development in existing subdivided areas.	
Acceptable Solutions	Performance Criteria
<b>A1</b> The size of each lot must be no less than the following, except if for public open space, a riparian or littoral reserve, or a Utilities, Emergency services, or Community meeting and entertainment use class, by or on behalf of the State Government, a Council, a statutory authority, or a corporation all the shares of which are held by or on behalf of the State or by a statutory authority:  as specified in Table 14.1.	<b>P1</b> There is no performance criteria.
<b>A2</b> The design of each lot must provide a minimum building area that is rectangular in shape and complies with all of the following, except if for public open space, a riparian or littoral reserve or utilities; (a) clear of the frontage, side and rear boundary setbacks;	<b>P2</b> (a) is reasonably capable of accommodating residential use and development; (b) meets any applicable standards in codes in this planning scheme; (c) enables future development to achieve reasonable solar access, given the slope and

<ul style="list-style-type: none"> <li>(b) not subject to any codes in this planning scheme;</li> <li>(c) clear of title restrictions such as easements and restrictive covenants;</li> <li>(d) has an average slope of no more than 1 in 5;</li> <li>(e) has a separation distance no less than: <ul style="list-style-type: none"> <li>(i) 100 m from land zoned Rural Resource;</li> <li>(ii) 200 m from land zoned Significant Agriculture;</li> </ul> </li> <li>(f) has a setback from land zoned Environmental Management no less than 100 m.</li> <li>(g) is a minimum of 30 m x 30 m in size.</li> </ul>	<ul style="list-style-type: none"> <li>aspect of the land;</li> <li>(d) minimises the requirement for earth works, retaining walls, and cut &amp; fill associated with future development;</li> <li>(e) is located to minimise environmental impacts.</li> <li>(f) is sufficiently separated from the land zoned Rural Resource and Significant Agriculture to prevent potential for land use conflict that would fetter non-sensitive use of that land, and the separation distance is no less than: <ul style="list-style-type: none"> <li>(i) 40 m from land zoned Rural Resource;</li> <li>(ii) 80 m from land zoned Significant Agriculture;</li> </ul> </li> <li>(g) is setback from land zoned Environmental Management to satisfy all of the following: <ul style="list-style-type: none"> <li>(i) there is be no significant impact from the development on environmental values;</li> <li>(ii) the potential for the spread of weeds or soil pathogens onto the land zoned Environmental Management is minimised;</li> <li>(iii) there is minimal potential for contaminated or sedimented water runoff impacting the land zoned Environmental Management;</li> <li>(iv) there are no reasonable and practical alternatives to developing close to land zoned Environmental Management.</li> </ul> </li> </ul>
<p><b>A3</b></p> <p>The frontage for each lot must be no less than the following, except if for public open space, a riparian or littoral reserve or utilities and except if an internal lot:</p> <p style="text-align: center;">40 m.</p>	<p><b>P3</b></p> <p>The frontage of each lot must provide opportunity for reasonable vehicular and pedestrian access and must be no less than:</p> <p style="text-align: center;">6m.</p>
<p><b>A4</b></p> <p>No lot is an internal lot. [R1]</p>	<p><b>P4</b></p> <p>An internal lot must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) access is from a road existing prior to the planning scheme coming into effect, unless site constraints make an internal lot configuration the only reasonable option to efficiently utilise land;</li> </ul>

	<ul style="list-style-type: none"> <li>(b) it is not reasonably possible to provide a new road to create a standard frontage lot;</li> <li>(c) the lot constitutes the only reasonable way to subdivide the rear of an existing lot;</li> <li>(d) the lot will contribute to the more efficient utilisation of environmental living land;</li> <li>(e) the amenity of neighbouring land is unlikely to be unreasonably affected by subsequent development and use;</li> <li>(f) the lot has access to a road via an access strip, which is part of the lot, or a right-of-way, with a width of no less than 3.6m;</li> <li>(g) passing bays are provided at appropriate distances along the access strip to service the likely future use of the lot;</li> <li>(h) the access strip is adjacent to or combined with no more than three other internal lot access strips and it is not appropriate to provide access via a public road;</li> <li>(i) a sealed driveway is provided on the access strip prior to the sealing of the final plan.</li> <li>(j) the lot addresses and provides for passive surveillance of public open space and public rights of way if it fronts such public spaces.</li> </ul>
<b>A5</b> Setback from a new boundary for an existing building must comply with the relevant Acceptable Solution for setback.	<b>P5</b> Setback from a new boundary for an existing building must satisfy the relevant Performance Criteria for setback.

#### Footnotes

[R1] Generally, new internal lots are not appropriate and any subdivisions in which new roads are constructed are not to include internal lots.

They should only be contemplated in existing developed areas (in order to make more efficient use of previously poorly subdivided land).

They may also be appropriate if fronting certain forms of public open space instead of a public road. Such arrangements may be designed into an area through the development of a Specific Area Plan.

#### 14.5.2 Roads

<b>Objective:</b> To ensure that the arrangement of new roads within a subdivision provides for all of the following: <ul style="list-style-type: none"> <li>(a) the provision of safe, convenient and efficient connections to assist accessibility and mobility of the community;</li> <li>(b) the adequate accommodation of vehicular, pedestrian and cycling traffic;</li> <li>(c) the efficient ultimate subdivision of the entirety of the land and of neighbouring land.</li> </ul>
---

Acceptable Solutions	Performance Criteria
<b>A1</b> The subdivision includes no new road.	<b>P1</b> The arrangement and construction of roads within a subdivision must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) the appropriate and reasonable future subdivision of the entirety of any balance lot is not compromised;</li> <li>(b) the route and standard of roads accords with any relevant road network plan adopted by the Planning Authority;</li> <li>(c) the subdivision of any neighbouring or nearby land with subdivision potential is facilitated through the provision of connector roads and pedestrian paths, where appropriate, to common boundaries;</li> <li>(d) an acceptable level of access, safety, convenience and legibility is provided through a consistent road function hierarchy;</li> <li>(e) cul-de-sac and other terminated roads are not created, or their use in road layout design is kept to an absolute minimum;</li> <li>(f) internal lots are not created;</li> <li>(g) connectivity with the neighbourhood road network is maximised;</li> <li>(h) multiple escape routes are provided if in a bushfire prone area;</li> <li>(i) be designed, located and constructed to minimise adverse impacts on environmental values.</li> </ul>

#### 14.5.3 Ways and Public Open Space

<b>Objective:</b>	
To ensure that the arrangement of ways and public open space provides for all of the following: <ul style="list-style-type: none"> <li>(a) the provision of safe, convenient and efficient connections for accessibility, mobility and recreational opportunities for the community;</li> <li>(b) the adequate accommodation of pedestrian and cycling traffic;</li> </ul>	
Acceptable Solutions	Performance Criteria
<b>A1</b> No Acceptable Solution.	<b>P1</b> The arrangement of ways and public open space within a subdivision must satisfy all of the following:



	<p>(a) connections with any adjoining ways are provided through the provision of ways to the common boundary, as appropriate;</p> <p>(b) connections with any neighbouring land with subdivision potential is provided through the provision of ways to the common boundary, as appropriate;</p> <p>(c) connections with the neighbourhood road network are provided through the provision of ways to those roads, as appropriate;</p> <p>(d) topographical and other physical conditions of the site are appropriately accommodated in the design;</p> <p>(e) the route of new ways has regard to any pedestrian &amp; cycle way or public open space plan adopted by the Planning Authority;</p>
<b>A2</b> No Acceptable Solution.	<b>P2</b> Public Open Space must be provided as land or cash in lieu, in accordance with the relevant Council policy.

#### 14.5.4 Services

<b>Objective:</b>	
To ensure that the subdivision of land provides adequate services to meet the projected needs of future development.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> It is not necessary to connect a lot to a reticulated potable water supply. R1	<b>P1</b> No Performance Criteria.
<b>A2</b> No Acceptable Solution. R1	<b>P2</b> Each lot must be capable of accommodating an on-site wastewater treatment system adequate for the future use and development of the land.
<b>A3</b> Each lot must be connected to a stormwater system able to service the building area by gravity. R2	<b>P3</b> Each lot must be capable of accommodating an on-site stormwater management system adequate for the likely future use and development of the land.

14.5.4.R1The Water and Sewer Corporation governs specific details separately to the planning scheme.

14.5.4.R2The Stormwater Management Code governs specific details.

Table 14.1 Minimum Lot Size

Environmental Living Zone Area	Minimum Lot Size	Area defined by map overlay?
All Environmental Living Zone	10 ha	No

## 15.0 Urban Mixed Use Zone

This zone is not used in this planning scheme.

## 16.0 Village Zone

### 16.1 Zone Purpose

#### 16.1.1 Zone Purpose Statements

- 16.1.1.1 To provide for small rural centres with a mix of residential, community services and commercial activities.
- 16.1.1.2 To provide for residential and associated development in small communities.
- 16.1.1.3 To ensure development is accessible by walking and cycling.
- 16.1.1.4 To allow for a small shopping precinct that may include supermarket, tourism related business and a range of shops and rural services.
- 16.1.1.5 To allow for office based employment provided that it supports the viability of the centre and the surrounding area and maintains an active street frontage.
- 16.1.1.6 To provide for the efficient utilisation of existing reticulated services in serviced villages.

#### 16.1.2 Local Area Objectives

Local Area Objectives	Implementation Strategy
<b>Buckland</b>	
(a) The pattern of development at Buckland reflects the historic lot arrangement and low level of development. The existing development provides limited services for the settlement, local surrounding area and some travellers.	(a) Use and Development Standards.
(b) Limited commercial development and uses located within the settlement that contribute to the continued viability of the settlement will be encouraged.	

#### 16.1.3 Desired Future Character Statements

Desired Future Character Statements	Implementation Strategy
<b>Buckland</b>	
(a) Because of a lack of services and no focal	Use and Development Standards.

point development is to be constrained to the existing historic lot pattern.	
(b) Historic buildings and structures can be adopted for new uses as long as their integrity and historic character is maintained.	
(c) Commercial development which serves local and visitor needs must be sensitive to the historic character and layout of the settlement.	

## 16.2 Use Table

No Permit Required	
Use Class	Qualification
Educational and occasional care	Only if for home-based child care in accordance with a licence under the <i>Child Care Act 2001</i>
Natural and cultural values management	
Passive recreation	
Utilities	Only if minor utilities.
Permitted	
Use Class	Qualification
Residential	Only if single dwelling or home-based business
Educational and occasional care	Only if a kindergarten, primary school, child care centre or day respite facility
Emergency services	
Visitor accommodation	Only if bed and breakfast establishment, holiday cabin or holiday unit.
Discretionary	
Use Class	Qualification
Bulky goods sales	
Business and professional services	
Community meeting and entertainment	
Crematoria and cemeteries	Only if for cemeteries
Domestic animal breeding, boarding or training	
Educational and occasional care	Except if permitted.

Equipment and machinery sales and hire	
Food services	
General retail and hire	
Hospital services	
Hotel industry	
Recycling and waste disposal	Only if a waste transfer station.
Research and development	
Residential	Except if permitted
Resource processing	Except if abattoir or sawmilling.
Service industry	
Sports and recreation	
Storage	
Tourist operation	
Transport depot and distribution	
Utilities	Except if No Permit Required.
Vehicle fuel sales and service	
Vehicle parking	Only if a public car park
Visitor accommodation	Except if Permitted.
<b>Prohibited</b>	
<b>Use Class</b>	<b>Qualification</b>
All other uses	

## 16.3 Use Standards

### 16.3.1 Non-Residential Use

<b>Objective:</b>	
To ensure that non-residential use does not unreasonably impact residential amenity.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Hours of operation must be within: <ul style="list-style-type: none"> <li>(a) 7.00 am to 9.00 pm Mondays to Fridays inclusive;</li> <li>(b) 8.00 am to 6.00 pm Saturdays;</li> <li>(c) 9.00 am to 5.00 pm Sundays and Public Holidays;</li> </ul> except for office and administrative tasks or	<b>P1</b> Hours of operation must not have an unreasonable impact upon the residential amenity through commercial vehicle movements, noise or other emissions that are unreasonable in their timing, duration or extent.

visitor accommodation.	
<p><b>A2</b></p> <p>Noise emissions measured at the boundary of the site must not exceed the following:</p> <p>(a) 55 dB(A) (LAeq) between the hours of 8.00 am to 6.00 pm;</p> <p>(c) 65dB(A) (LAmax) at any time.</p> <p>Measurement of noise levels must be in accordance with the methods in the Tasmanian Noise Measurement Procedures Manual, issued by the Director of Environmental Management, including adjustment of noise levels for tonality and impulsiveness.</p> <p>Noise levels are to be averaged over a 15 minute time interval.</p>	<p><b>P2</b></p> <p>Noise emissions measured at the boundary of the site must not cause environmental harm.</p>
<p><b>A3</b></p> <p>External lighting must comply with all of the following:</p> <p>(a) be turned off between 9:00 pm and 6:00 am, except for security lighting;</p> <p>(b) security lighting must be baffled to ensure they do not cause emission of light into adjoining private land.</p>	<p><b>P3</b></p> <p>External lighting must not adversely affect existing or future residential amenity, having regard to all of the following:</p> <p>(a) level of illumination and duration of lighting;</p> <p>(b) distance to habitable rooms in an adjacent dwelling.</p>
<p><b>A4</b></p> <p>Commercial vehicle movements, (including loading and unloading and garbage removal) to or from a site must be limited to 40 vehicle movements per day and be within the hours of:</p> <p>(a) 7.00 am to 9.00 pm Mondays to Fridays inclusive;</p> <p>(b) 8.00 am to 6.00 pm Saturdays;</p> <p>(c) 9.00 am to 5.00 pm on Sundays and Public Holidays.</p>	<p><b>P4</b></p> <p>Commercial vehicle movements, (including loading and unloading and garbage removal) must not result in unreasonable adverse impact upon residential amenity having regard to all of the following:</p> <p>(a) the time and duration of commercial vehicle movements;</p> <p>(b) the number and frequency of commercial vehicle movements;</p> <p>(c) the size of commercial vehicles involved;</p> <p>(d) the ability of the site to accommodate commercial vehicle turning movements, including the amount of reversing (including associated warning noise);</p> <p>(e) noise reducing structures between vehicle movement areas and dwellings;</p> <p>(f) the level of traffic on the road;</p> <p>(g) the potential for conflicts with other traffic.</p>

<p><b>A5</b></p> <p>The gross floor area of a non-residential use must be no more than:</p> <p>200 m<sup>2</sup>.</p>	<p><b>P5</b></p> <p>The size and location of a non-residential use must satisfy all of the following:</p> <p>(a) does not dominate residential areas of the settlement;</p> <p>(b) be consistent with surrounding use and development;</p> <p>(c) be consistent with any Local Area Objectives or Desired Future Character Statements.</p>
---	--

#### 16.3.2 Visitor Accommodation

<p><b>Objective:</b></p> <p>To ensure visitor accommodation is of a scale that accords with the residential character and use of the area.</p>	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>Visitor accommodation must comply with all of the following:</p> <p>(a) is accommodated in existing buildings;</p> <p>(b) provides for any parking and manoeuvring spaces required pursuant to the Parking and Access Code on-site;</p> <p>(c) has a floor area of no more than 160m<sup>2</sup>.</p>	<p><b>P1</b></p> <p>Visitor accommodation must satisfy all of the following:</p> <p>(a) not adversely impact residential amenity and privacy of adjoining properties;</p> <p>(b) provide for any parking and manoeuvring spaces required pursuant to the Parking and Access Code on-site;</p> <p>(c) be of an intensity that respects the character of use of the area;</p> <p>(d) not adversely impact the safety and efficiency of the local road network or disadvantage owners and users of private rights of way.</p>

### 16.4 Development Standards for Buildings and Works

#### 16.4.1 Building Height

<p><b>Objective:</b></p> <p>To ensure that building height contributes positively to the streetscape and does not result in unreasonable impact on amenity of adjoining land.</p>	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>Building height must be no more than:</p> <p>8.5 m.</p>	<p><b>P1</b></p> <p>Building height must satisfy all of the following:</p> <p>(a) be consistent with any Desired Future Character Statements provided for the area;</p> <p>(b) be sufficient to prevent unreasonable</p>

	<p>adverse impacts on residential amenity on adjoining lots by:</p> <ul style="list-style-type: none"> <li>(i) overlooking and loss of privacy;</li> <li>(ii) overshadowing and reduction of sunlight to habitable rooms and private open space on adjoining lots to less than 3 hours between 9.00 am and 5.00 pm on June 21 or further decrease sunlight hours if already less than 3 hours;</li> <li>(iii) visual impact when viewed from adjoining lots, due to bulk and height;</li> </ul> <ul style="list-style-type: none"> <li>(c) not unreasonably overshadow adjacent public space;</li> <li>(d) allow for a transition in height between adjoining buildings, where appropriate;</li> <li>(e) be no more than 9.5 m.</li> </ul>
--	--

#### 16.4.2 Setback

<b>Objective:</b>	
To ensure that building setback contributes positively to the streetscape and does not result in unreasonable impact on residential amenity of adjoining land.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Building setback from frontage must be parallel to the frontage and must be:</p> <p style="padding-left: 40px;">no less than 4.5 m.</p>	<p><b>P1</b></p> <p>Building setback from frontage must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) be consistent with any Desired Future Character Statements provided for the area;</li> <li>(b) be compatible with the setback of adjoining buildings, generally maintaining a continuous building line if evident in the streetscape;</li> <li>(c) enhance the characteristics of the site, adjoining lots and the streetscape,</li> </ul>
<p><b>A2</b></p> <p>Building setback from side and rear boundaries must be no less than:</p> <ul style="list-style-type: none"> <li>(a) 2 m;</li> <li>(b) half the height of the wall, whichever is the greater.</li> </ul>	<p><b>P2</b></p> <p>Building setback from side and rear boundaries must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) be sufficient to prevent unreasonable adverse impacts on residential amenity on adjoining lots by: <ul style="list-style-type: none"> <li>(i) overlooking and loss of privacy;</li> <li>(ii) overshadowing and reduction of sunlight to habitable rooms and</li> </ul> </li> </ul>

	<p>private open space on adjoining lots to less than 3 hours between 9.00 am and 5.00 pm on June 21 or further decrease sunlight hours if already less than 3 hours;</p> <p>(iii) visual impact, when viewed from adjoining lots, through building bulk and massing;</p> <p>taking into account aspect and slope.</p>
--	---

#### 16.4.3 Design

<b>Objective:</b>	
To ensure that building design for non-residential uses contributes positively to the streetscape, the amenity and safety of the public and adjoining land.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Building design for non-residential use must comply with all of the following:</p> <ul style="list-style-type: none"> <li>(a) provide the main pedestrian entrance to the building so that it is clearly visible from the road or publicly accessible areas on the site;</li> <li>(b) for new building or alterations to an existing facade provide windows and door openings at ground floor level in the front façade no less than 40% of the surface area of the ground floor level facade ;</li> <li>(c) for new building or alterations to an existing facade ensure any single expanse of blank wall in the ground level front façade and facades facing other public spaces is not greater than 30% of the length of the facade;</li> <li>(d) screen mechanical plant and miscellaneous equipment such as heat pumps, air conditioning units, switchboards, hot water units or similar from view from the street and other public spaces;</li> <li>(e) incorporate roof-top service infrastructure, including service plants and lift structures, within the design of the roof;</li> <li>(f) provide awnings over the public footpath if existing on the site or on adjoining lots;</li> <li>(g) not include security shutters over windows or doors with a frontage to a street or public place.</li> </ul>	<p><b>P1</b></p> <p>Building design must enhance the streetscape by satisfying all of the following:</p> <ul style="list-style-type: none"> <li>(a) provide the main access to the building in a way that addresses the street or other public space boundary;</li> <li>(b) provide windows in the front façade in a way that enhances the streetscape and provides for passive surveillance of public spaces;</li> <li>(c) treat large expanses of blank wall in the front façade and facing other public space boundaries with architectural detail or public art so as to contribute positively to the streetscape and public space;</li> <li>(d) ensure the visual impact of mechanical plant and miscellaneous equipment, such as heat pumps, air conditioning units, switchboards, hot water units or similar, is insignificant when viewed from the street;</li> <li>(e) ensure roof-top service infrastructure, including service plants and lift structures, is screened so as to have insignificant visual impact;</li> <li>(f) not provide awnings over the public footpath only if there is no benefit to the streetscape or pedestrian amenity or if not possible due to physical constraints;</li> <li>(g) only provide shutters where essential for the security of the premises and other</li> </ul>



	<p>alternatives for ensuring security are not feasible;</p> <p>(h) be consistent with any Desired Future Character Statements provided for the area.</p>
--	--

#### 16.4.4 Landscaping

<b>Objective:</b>	
To ensure that a safe and attractive landscaping treatment enhances the appearance of sites for non-residential use.	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>Landscaping along the frontage of a site is not required if all of the following apply:</p> <p>(a) the building extends across the width of the frontage, (except for vehicular access ways);</p> <p>(b) the building has a setback from the frontage of no more than 1 m.</p>	<p><b>P1</b></p> <p>Landscaping must be provided for sites for non-residential use to satisfy all of the following:</p> <p>(a) enhance the appearance of the development;</p> <p>(b) provide a range of plant height and forms to create diversity, interest and amenity;</p> <p>(c) not create concealed entrapment spaces;</p> <p>(d) be consistent with any Desired Future Character Statements provided for the area.</p>
<p><b>A2</b></p> <p>Along a boundary with a lot used for residential use landscaping must be provided for a depth no less than:</p> <p>2 m.</p>	<p><b>P2</b></p> <p>Along a boundary with a lot used for residential use landscaping or a building design solution must be provided to avoid unreasonable adverse impact on the visual amenity of the adjoining land, having regard to the characteristics of the site and the characteristics of the adjoining land.</p>

#### 16.4.5 Outdoor Storage Areas

<b>Objective:</b>	
To ensure that outdoor storage areas for non-residential use do not detract from the appearance of the site or the locality.	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>Outdoor storage areas for non-residential uses must comply with all of the following:</p> <p>(a) be located behind the building line;</p> <p>(b) all goods and materials stored must be screened from public view;</p> <p>(c) not encroach upon car parking areas, driveways or landscaped areas.</p>	<p><b>P1</b></p> <p>Outdoor storage areas for non-residential uses must satisfy all of the following:</p> <p>(a) be located, treated or screened to avoid unreasonable adverse impact on the visual amenity of the locality;</p> <p>(b) not encroach upon car parking areas, driveways or landscaped areas.</p>

## 16.4.6 Fencing

<b>Objective:</b>	
To ensure that fencing does not detract from the appearance of the site or the locality and provides for passive surveillance.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Fencing must comply with all of the following: <ul style="list-style-type: none"> <li>(a) fences, walls and gates of greater height than 1.5 m must not be erected within 4.5 m of the frontage;</li> <li>(b) fences along a frontage must be at least 50% transparent above a height of 1.2 m;</li> <li>(c) height of fences along side and rear boundaries must be no more than 2.1 m.</li> </ul>	<b>P1</b> Fencing must contribute positively to the streetscape and not have an unreasonable adverse impact upon the amenity of the area, having regard to all of the following: <ul style="list-style-type: none"> <li>(a) the height of the fence;</li> <li>(b) the degree of transparency of the fence;</li> <li>(c) the location and extent of the fence;</li> <li>(d) the design of the fence;</li> <li>(e) the fence materials and construction;</li> <li>(f) the nature of the use;</li> <li>(g) the characteristics of the site, the streetscape and the locality, including fences;</li> <li>(h) any Desired Future Character Statements provided for the area.</li> </ul>

## 16.5 Development Standards for Subdivision

### 16.5.1 Lot Design

<b>Objective:</b>	
To provide for new lots that:	
<ul style="list-style-type: none"> <li>(a) have appropriate area and dimensions to accommodate development consistent with the Zone Purpose and any relevant Local Area Objectives or Desired Future Character Statements;</li> <li>(b) contain building areas which are suitable for development, consistent with the Zone Purpose, located to avoid hazards and values;</li> <li>(c) are capable of providing for a high level of residential amenity including privacy, good solar access; and passive surveillance of public spaces;</li> <li>(d) are not internal lots, except if the only reasonable way to provide for efficient use of land;</li> <li>(e) are provided in a manner that provides for the efficient and ordered provision of infrastructure.</li> </ul>	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> The size of each lot must be no less than as specified below, except if for public open space,	<b>P1</b> No Performance Criteria.

<p>a riparian or littoral reserve or utilities:</p> <p>(a) no less than 600 m<sup>2</sup> and no more than 1,000 m<sup>2</sup> (except balance lot);</p>	
<p><b>A2</b></p> <p>The design of each lot must provide a minimum building area that is rectangular in shape and complies with all of the following, except if for public open space, a riparian or littoral reserve or utilities:</p> <p>(a) clear of the frontage, side and rear boundary setbacks;</p> <p>(b) not subject to any codes in this planning scheme;</p> <p>(c) clear of title restrictions such as easements and restrictive covenants;</p> <p>(d) has an average slope of no more than 1 in 5;</p> <p>(e) has the long axis of the developable area facing north or within 20 degrees west or 30 degrees east of north;</p> <p>(f) is a minimum of 10 m x 15 m in size.</p>	<p><b>P2</b></p> <p>(a) be reasonably capable of accommodating residential use and development;</p> <p>(b) meets any applicable standards in codes in this planning scheme;</p> <p>(c) enables future development to achieve maximum solar access, given the slope and aspect of the land;</p> <p>(d) minimises the need for earth works, retaining walls, and fill and excavation associated with future development;</p> <p>(e) provides for sufficient useable area on the lot for both of the following;</p> <p>(i) on-site parking and manoeuvring;</p> <p>(ii) adequate private open space.</p>
<p><b>A3</b></p> <p>The frontage for each lot must be no less than 15 m, except if for public open space, a riparian or littoral reserve or utilities or if an internal lot.</p>	<p><b>P3</b></p> <p>The frontage of each lot must satisfy all of the following:</p> <p>(a) provides opportunity for practical and safe vehicular and pedestrian access;</p> <p>(b) provides opportunity for passive surveillance between residential development on the lot and the public road,</p> <p>(c) is no less than 6m.</p>
<p><b>A4</b></p> <p>No lot is an internal lot.</p>	<p><b>P4</b></p> <p>An internal lot must satisfy all of the following:</p> <p>(a) the lot gains access from a road existing prior to the planning scheme coming into effect, unless site constraints make an internal lot configuration the only reasonable option to efficiently utilise land;</p> <p>(b) it is not reasonably possible to provide a new road to create a standard frontage lot;</p> <p>(c) the lot constitutes the only reasonable way to subdivide the rear of an existing lot;</p> <p>(d) the lot will contribute to the more efficient utilisation of residential land and</p>

	<p>infrastructure;</p> <p>(e) the amenity of neighbouring land is unlikely to be unreasonably affected by subsequent development and use;</p> <p>(f) the lot has access to a road via an access strip, which is part of the lot, or a right-of-way, with a width of no less than 3.6m;</p> <p>(g) passing bays are provided at appropriate distances to service the likely future use of the lot;</p> <p>(h) the access strip is adjacent to or combined with no more than three other internal lot access strips and it is not appropriate to provide access via a public road;</p> <p>(i) a sealed driveway is provided on the access strip prior to the sealing of the final plan.</p> <p>(j) the lot addresses and provides for passive surveillance of public open space and public rights of way if it fronts such public spaces.</p>
<p><b>A5</b></p> <p>Setback from a new boundary for an existing building must comply with the relevant Acceptable Solution for setback.</p>	<p><b>P5</b></p> <p>Setback from a new boundary for an existing building must satisfy the relevant Performance Criteria for setback.</p>

#### 16.5.2 Roads

<b>Objective:</b>	
<p>To ensure that the arrangement of new roads within a subdivision provides for all of the following:</p> <p>(a) the provision of safe, convenient and efficient connections to assist accessibility and mobility of the community;</p> <p>(b) the adequate accommodation of vehicular, pedestrian, cycling and public transport traffic;</p> <p>(c) the efficient ultimate subdivision of the entirety of the land and of neighbouring land.</p>	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>The subdivision includes no new road.</p>	<p><b>P1</b></p> <p>The arrangement and construction of roads within a subdivision must satisfy all of the following:</p> <p>(a) the route and standard of roads accords with any relevant road network plan adopted by the Planning Authority;</p> <p>(b) the appropriate and reasonable future subdivision of the entirety of any balance lot is not compromised;</p> <p>(c) the future subdivision of any neighbouring</p>

	<p>or nearby land with subdivision potential is facilitated through the provision of connector roads and pedestrian lanes, where appropriate, to common boundaries;</p> <p>(d) an acceptable level of access, safety, convenience and legibility is provided through a consistent road function hierarchy;</p> <p>(e) cul-de-sac and other terminated roads are not created, or their use in road layout design is kept to an absolute minimum;</p> <p>(f) connectivity with the neighbourhood road network is maximised;</p> <p>(g) the travel distance between key destinations such as shops and services is minimised;</p> <p>(h) walking, cycling and the efficient movement of public transport is facilitated;</p> <p>(i) provision is made for bicycle infrastructure on new arterial and collector roads in accordance with Austroads Guide to Road Design Part 6A;</p> <p>(j) any adjacent existing grid pattern of streets is extended, where there are no significant topographical constraints.</p>
--	--

#### 16.5.3 Ways and Public Open Space

<b>Objective:</b>	
<p>To ensure that the arrangement of ways and public open space provides for all of the following:</p> <p>(a) the provision of safe, convenient and efficient connections to assist accessibility and mobility of the community;</p> <p>(b) the adequate accommodation of pedestrian and cycling traffic.</p>	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>No Acceptable Solution.</p>	<p><b>P1</b></p> <p>The arrangement of ways and public open space within a subdivision must satisfy all of the following:</p> <p>(a) connections with any adjoining ways are provided through the provision of ways to the common boundary, as appropriate;</p> <p>(b) connections with any neighbouring land with subdivision potential is provided through the provision of ways to the common boundary, as appropriate;</p>

	<ul style="list-style-type: none"> <li>(c) connections with the neighbourhood road network are provided through the provision of ways to those roads, as appropriate;</li> <li>(d) convenient access to local shops, community facilities, public open space and public transport routes is provided;</li> <li>(e) new ways are designed so that adequate passive surveillance will be provided from development on neighbouring land and public roads as appropriate;</li> <li>(f) provides for a legible movement network;</li> <li>(g) the route of new ways has regard to any pedestrian &amp; cycle way or public open space plan adopted by the Planning Authority;</li> <li>(h) Public Open Space must be provided as land or cash in lieu, in accordance with the relevant Council policy.</li> <li>(i) new ways or extensions to existing ways must be designed to minimise opportunities for entrapment or other criminal behaviour including, but not limited to, having regard to the following: <ul style="list-style-type: none"> <li>(i) the width of the way;</li> <li>(ii) the length of the way;</li> <li>(iii) landscaping within the way;</li> <li>(iv) lighting;</li> <li>(v) provision of opportunities for 'loitering';</li> </ul> </li> <li>(vi) the shape of the way (avoiding bends, corners or other opportunities for concealment).</li> </ul>
--	--

#### 16.5.4 Services

<b>Objective:</b>	
To ensure that the subdivision of land provides adequate services to meet the projected needs of future development.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> It is not necessary to connect a lot to a reticulated potable water supply.	<b>P1</b> No Performance Criteria.
<b>A2</b> Each lot must be connected to a reticulated sewerage system where available.	<b>P2</b> Where a reticulated sewerage system is not

	available, each lot must be capable of accommodating an on-site wastewater treatment system adequate for the future use and development of the land.
<b>A3</b> Each lot must be connected to a stormwater system able to service the building area by gravity.	<b>P3</b> If connection to a stormwater system is unavailable, each lot must be provided with an on-site stormwater management system adequate for the future use and development of the land.

## 17.0 Community Purpose Zone

### 17.1 Zone Purpose

#### 17.1.1 Zone Purpose Statements

17.1.1.1 To provide for key community facilities and services where those facilities and services are not appropriate for inclusion as an associated activity within another zone.

17.1.1.2 To ensure land required for future public use is protected from inappropriate use or development.

17.1.1.3 To encourage multi-purpose, flexible and adaptable social infrastructure to respond to changing and emerging community needs.

#### 17.1.2 Local Area Objectives

There are no Local Area Objectives for this zone.

#### 17.1.3 Desired Future Character Statements

There are no Desired Future Character Statements for this zone.

### 17.2 Use Table

No Permit Required	
Use Class	Qualification
Natural and Cultural Values Management	
Passive Recreation	
Utilities	Only if minor utilities
Permitted	
Use Class	Qualification
Business and professional services	Only if office for a community-based organisation
Community meeting and entertainment	

Crematoria and cemeteries	
Educational and occasional care	
Emergency services	
Hospital services	
Recycling and waste disposal	Only if waste transfer station
Sports and recreation	
Tourist operation	Only if visitor centre
<b>Discretionary</b>	
<b>Use Class</b>	<b>Qualification</b>
Business and professional services	
Custodial facility	Only if existing
Food services	
General retail and hire	
Recycling and waste disposal	Only if existing
Residential	Only if residential aged care, respite centre or retirement village, or multiple dwellings for the aged or community housing
Tourist operation	Except if Permitted.
Utilities	Except if No Permit Required.
Vehicle parking	
<b>Prohibited</b>	
<b>Use Class</b>	<b>Qualification</b>
All other uses	

## 17.3 Use Standards

### 17.3.1 Hours of Operation

<b>Objective:</b>	
To ensure that hours of operation near a residential zone do not result in unreasonable adverse impact on residential amenity.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Hours of operation of a use within 50 m of a residential zone must be within: <ul style="list-style-type: none"> <li>(a) 8.00 am to 8.00 pm Mondays to Fridays inclusive;</li> <li>(b) 9.00 am to 6.00 pm Saturdays;</li> </ul>	<b>P1</b> Hours of operation of a use within 50 m of a residential zone must not have an unreasonable impact upon the residential amenity of land in a residential zone through commercial vehicle movements, noise or other emissions that are unreasonable in their timing, duration or extent.



(c) 10.00 am to 5.00 pm Sundays and Public Holidays; except for office and administrative tasks.	
---	--

#### 17.3.2 Noise

<b>Objective:</b>	
To ensure that noise emissions near a residential zone do not result in unreasonable adverse impact on residential amenity.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Noise emissions measured at the boundary of a residential zone must not exceed the following:</p> <p>(a) 55dB(A) (LAeq) between the hours of 7.00 am to 7.00 pm;</p> <p>(b) 5dB(A) above the background (LA90) level or 40dB(A) (LAeq), whichever is the lower, between the hours of 7.00 pm and 7.00 am;</p> <p>(c) 65dB(A) (LAmix) at any time.</p> <p>Measurement of noise levels must be in accordance with the methods in the Tasmanian Noise Measurement Procedures Manual, issued by the Director of Environmental Management, including adjustment of noise levels for tonality and impulsiveness.</p> <p>Noise levels are to be averaged over a 15 minute time interval.</p>	<p><b>P1</b></p> <p>Noise emissions measured at the boundary of a residential zone must not cause environmental harm within the residential zone.</p>
<p><b>A2</b></p> <p>External amplified loud speakers or music must not be used within 50 m of a residential zone, except if a school system used for school announcements.</p>	<p><b>P2</b></p> <p>Noise emissions measured at the boundary of a residential zone must not cause environmental harm within the residential zone.</p>

#### 17.3.3 External Lighting

<b>Objective:</b>	
To ensure that external lighting does not have unreasonable impact on residential amenity on land within a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>External lighting, other than flood lighting of sport and recreation facilities, within 50 m of a residential zone must comply with all of the following:</p> <p>(a) be turned off between 9:00 pm and 6:00</p>	<p><b>P1</b></p> <p>External lighting, other than flood lighting of sport and recreation facilities, within 50 m of a residential zone must not adversely affect the amenity of adjoining residential areas, having regard to all of the following:</p>

am, except for security lighting; (b) security lighting must be baffled to ensure they do not cause emission of light outside the zone.	(a) level of illumination and duration of lighting; (b) distance to habitable rooms in an adjacent dwellings.
<b>A2</b> Flood lighting of sport and recreation facilities within 200 m of a residential zone must not subject nearby residential lots to obtrusive light, as defined in AS 4282-1997- 1.4.7.R1	<b>P2</b> Flood lighting of sport and recreation facilities within 200 m of a residential zone must satisfy all of the following: (a) be necessary for sport or recreational use; (b) not operate after 9.00 pm unless spill light does not unreasonably impact residential amenity of nearby land.

17.3.3.R1Obtrusive light defined under AS 4282-1997-1.4.7 means: ...spill light which, because of quantitative, directional or spectral attributes in a given context, gives rise to annoyance, discomfort, distraction or a reduction in the ability to see essential information, eg. Signal lights.

#### 17.3.4 Commercial Vehicle Movements

<b>Objective:</b>	
To ensure that commercial vehicle movements not have unreasonable impact on residential amenity on land within a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Commercial vehicle movements, (including loading and unloading and garbage removal) to or from a site within 50 m of a residential zone must be within the hours of: (a) 7.00 am to 6.00 pm Mondays to Fridays inclusive; (b) 9.00 am to 5 pm Saturdays; (c) 10.00 am to 12 noon Sundays and Public Holidays.	<b>P1</b> Commercial vehicle movements, (including loading and unloading and garbage removal) to or from a site within 50 m of a residential zone must not result in unreasonable adverse impact upon residential amenity having regard to all of the following: (a) the time and duration of commercial vehicle movements; (b) the number and frequency of commercial vehicle movements; (c) the size of commercial vehicles involved; (d) the ability of the site to accommodate commercial vehicle turning movements, including the amount of reversing (including associated warning noise); (e) noise reducing structures between vehicle movement areas and dwellings; (f) the level of traffic on the road; (g) the potential for conflicts with other traffic.

### 17.3.5 Discretionary Use

<b>Objective:</b>	
To avoid the commercialisation and privatisation of public land intended for community use.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> No Acceptable Solution	<b>P1</b> Discretionary use must complement and enhance the use of the land for community purposes by providing for facilities and services that augment and support Permitted use or No Permit Required use.

## 17.4 Development Standards for Buildings and Works

### 17.4.1 Building Height

<b>Objective:</b>	
To ensure that building height contributes positively to the streetscape and does not result in unreasonable impact on residential amenity of land in a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Building height must be no more than: 10 m.	<b>P1</b> Building height must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be consistent with any Desired Future Character Statements provided for the area;</li> <li>(b) be compatible with the scale of nearby buildings;</li> <li>(c) not unreasonably overshadow adjacent public space;</li> <li>(d) provide for a transition in height between adjoining buildings;</li> </ul>
<b>A2</b> Building height within 10 m of a residential zone must be no more than 8.5 m.	<b>P2</b> Building height within 10 m of a residential zone must be compatible with the building height of existing buildings on adjoining lots in the residential zone.

### 17.4.2 Setback

<b>Objective:</b>	
To ensure that building setback contributes positively to the streetscape and does not result in unreasonable impact on residential amenity of land in a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Building setback from frontage must be must be	<b>P1</b> Building setback from frontage must satisfy all of

<p>no less than:</p> <p>3m.</p>	<p>the following:</p> <ul style="list-style-type: none"> <li>(a) be consistent with any Desired Future Character Statements provided for the area;</li> <li>(b) be compatible with the setback of adjoining buildings, generally maintaining a continuous building line if evident in the streetscape;</li> <li>(c) enhance the characteristics of the site, adjoining lots and the streetscape;</li> <li>(d) provide for small variations in building alignment only where appropriate to break up long building facades, provided that no potential concealment or entrapment opportunity is created;</li> <li>(e) provide for large variations in building alignment only where appropriate to provide for a forecourt for space for public use, such as outdoor dining or landscaping, provided the that no potential concealment or entrapment opportunity is created and the forecourt is afforded very good passive surveillance.</li> </ul>
<p><b>A2</b></p> <p>Building setback from a residential zone must be no less than:</p> <ul style="list-style-type: none"> <li>(a) 3 m;</li> <li>(b) half the height of the wall, whichever is the greater.</li> </ul>	<p><b>P2</b></p> <p>Building setback from a residential zone must be sufficient to prevent unreasonable adverse impacts on residential amenity by:</p> <ul style="list-style-type: none"> <li>(a) overshadowing and reduction of sunlight to habitable rooms and private open space on adjoining lots to less than 3 hours between 9.00 am and 5.00 pm on June 21 or further decrease sunlight hours if already less than 3 hours;</li> <li>(b) overlooking and loss of privacy;</li> <li>(c) visual impact when viewed from adjoining lots,</li> </ul> <p>taking into account aspect and slope.</p>
<p><b>A3</b></p> <p>Building setback for buildings for sensitive use must comply with all of the following:</p> <ul style="list-style-type: none"> <li>(a) be sufficient to provide a separation distance from land zoned Rural Resource no less than 100 m;</li> </ul>	<p><b>P3</b></p> <p>Building setback for buildings for sensitive use must be sufficient to prevent potential for land use conflict that would fetter resource development use of adjoining land.</p>

(b) be sufficient to provide a separation distance from land zoned Significant Agriculture no less than 200 m.	
--	--

#### 17.4.3 Design

<b>Objective:</b>	
To ensure that building design contributes positively to the streetscape, the amenity and safety of the public and adjoining land in a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Building design must comply with all of the following:</p> <ul style="list-style-type: none"> <li>(a) provide the main pedestrian entrance to the building so that it is clearly visible from the road or publicly accessible areas on the site;</li> <li>(b) for new building or alterations to an existing facade provide windows and door openings at ground floor level in the front façade no less than 40% of the surface area of the ground floor level facade;</li> <li>(c) for new building or alterations to an existing facade ensure any single expanse of blank wall in the ground level front façade and facades facing other public spaces is not greater than 50% of the length of the facade;</li> <li>(d) screen mechanical plant and miscellaneous equipment such as heat pumps, air conditioning units, switchboards, hot water units or similar from view from the street and other public spaces;</li> <li>(e) incorporate roof-top service infrastructure, including service plants and lift structures, within the design of the roof;</li> <li>(f) provide awnings over the public footpath if existing on the site or on adjoining lots;</li> <li>(g) not include security shutters over windows or doors with a frontage to a street or public place.</li> </ul>	<p><b>P1</b></p> <p>Building design must enhance the streetscape by satisfying all of the following:</p> <ul style="list-style-type: none"> <li>(a) provide the main access to the building in a way that addresses the street or other public space boundary;</li> <li>(b) provide windows in the front façade in a way that enhances the streetscape and provides for passive surveillance of public spaces;</li> <li>(c) treat large expanses of blank wall in the front façade and facing other public space boundaries with architectural detail or public art so as to contribute positively to the streetscape and public space;</li> <li>(d) ensure the visual impact of mechanical plant and miscellaneous equipment, such as heat pumps, air conditioning units, switchboards, hot water units or similar, is insignificant when viewed from the street;</li> <li>(e) ensure roof-top service infrastructure, including service plants and lift structures, is screened so as to have insignificant visual impact;</li> <li>(f) not provide awnings over the public footpath only if there is no benefit to the streetscape or pedestrian amenity or if not possible due to physical constraints;</li> <li>(g) only provide shutters where essential for the security of the premises and other alternatives for ensuring security are not feasible;</li> <li>(h) be consistent with any Desired Future Character Statements provided for the area.</li> </ul>
<p><b>A2</b></p> <p>Walls of a building facing a residential zone must</p>	<p><b>P2</b></p> <p>No Performance Criteria.</p>

be coloured using colours with a light reflectance value not greater than 40 percent.	
---	--

#### 17.4.4 Passive Surveillance

<b>Objective:</b>	
To ensure that building design provides for the safety of the public.	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>Buildings design must complying with all of the following:</p> <ul style="list-style-type: none"> <li>(a) provide the main pedestrian entrance to the building so that it is clearly visible from the road or publicly accessible areas on the site;</li> <li>(b) for new buildings or alterations to an existing facade provide windows and door openings at ground floor level in the front façade which amount to no less than 40 % of the surface area of the ground floor level facade;</li> <li>(c) for new buildings or alterations to an existing facade provide windows and door openings at ground floor level in the façade of any wall which faces a public space or a car park which amount to no less than 30% of the surface area of the ground floor level facade;</li> <li>(d) avoid creating entrapment spaces around the building site, such as concealed alcoves near public spaces;</li> <li>(e) provide external lighting to illuminate car parking areas and pathways;</li> <li>(f) provide well-lit public access at the ground floor level from any external car park.</li> </ul>	<p><b>P1</b></p> <p>Buildings design must provide for passive surveillance of public spaces by satisfying all of the following:</p> <ul style="list-style-type: none"> <li>(a) provide the main entrance or entrances to a building so that they are clearly visible from nearby buildings and public spaces;</li> <li>(b) locate windows to adequately overlook the street and adjoining public spaces;</li> <li>(c) incorporate shop front windows and doors for ground floor shops and offices, so that pedestrians can see into the building and vice versa;</li> <li>(d) locate external lighting to illuminate any entrapment spaces around the building site;</li> <li>(e) provide external lighting to illuminate car parking areas and pathways;</li> <li>(f) design and locate public access to provide high visibility for users and provide clear sight lines between the entrance and adjacent properties and public spaces;</li> <li>(g) provide for sight lines to other buildings and public spaces.</li> </ul>

#### 17.4.5 Landscaping

<b>Objective:</b>	
To ensure that a safe and attractive landscaping treatment enhances the appearance of the site and if relevant provides a visual break from land in a residential zone.	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>Landscaping must be provided along the frontage of a site (except where access is provided) unless the building has nil setback to frontage.</p>	<p><b>P1</b></p> <p>Landscaping must be provided to satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) enhance the appearance of the</li> </ul>

	<p>development;</p> <p>(b) provide a range of plant height and forms to create diversity, interest and amenity;</p> <p>(c) not create concealed entrapment spaces;</p> <p>(d) be consistent with any Desired Future Character Statements provided for the area.</p>
<p><b>A2</b></p> <p>Along a boundary with a residential zone landscaping must be provided for a depth no less than:</p> <p>2m.</p>	<p><b>P2</b></p> <p>Along a boundary with a residential zone landscaping or a building design solution must be provided to avoid unreasonable adverse impact on the visual amenity of adjoining land in a residential zone, having regard to the characteristics of the site and the characteristics of the adjoining residentially-zones land.</p>

#### 17.4.6 Outdoor Storage Areas

<b>Objective:</b>	
To ensure that outdoor storage areas for non-residential use do not detract from the appearance of the site or the locality.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Outdoor storage areas for non-residential uses must comply with all of the following:</p> <p>(a) be located behind the building line;</p> <p>(b) all goods and materials stored must be screened from public view;</p> <p>(c) not encroach upon car parking areas, driveways or landscaped areas.</p>	<p><b>P1</b></p> <p>Outdoor storage areas for non-residential uses must satisfy all of the following:</p> <p>(a) be located, treated or screened to avoid unreasonable adverse impact on the visual amenity of the locality;</p> <p>(b) not encroach upon car parking areas, driveways or landscaped areas.</p>

#### 17.4.7 Fencing

<b>Objective:</b>	
To ensure that fencing does not detract from the appearance of the site or the locality and provides for passive surveillance.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Fencing must comply with all of the following:</p> <p>(a) fences, walls and gates of greater height than 1.5 m must not be erected within 4.5 m of the frontage;</p> <p>(b) fences along a frontage must be at least 50% transparent above a height of 1.2 m;</p> <p>(c) height of fences along a common boundary with land in a residential zone must be no</p>	<p><b>P1</b></p> <p>Fencing must contribute positively to the streetscape and not have an unreasonable adverse impact upon the amenity of land in a residential zone which lies opposite or shares a common boundary with a site, having regard to all of the following:</p> <p>(a) the height of the fence;</p> <p>(b) the degree of transparency of the fence;</p>

more than 2.1 m and must not contain barbed wire.	<ul style="list-style-type: none"> <li>(c) the location and extent of the fence;</li> <li>(d) the design of the fence;</li> <li>(e) the fence materials and construction;</li> <li>(f) the nature of the use;</li> <li>(g) the characteristics of the site, the streetscape and the locality, including fences;</li> <li>(h) any Desired Future Character Statements provided for the area.</li> </ul>
---	--

## 17.5 Development Standards for Subdivision

### 17.5.1 Subdivision

<b>Objective:</b>	
To provide for lots appropriate to accommodate development consistent with the Zone Purpose and any relevant Local Area Objectives or Desired Future Character Statements.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Subdivision is for the purpose of providing lots for public open space, a riparian or littoral reserve or utilities.	<b>P1</b> Subdivision is for the purpose of providing a lot for an allowable use.
<b>A2</b> The frontage for each lot must be no less than 15 m.	<b>P2</b> The frontage of each lot must be capable of adequately serving the intended purpose.
<b>A3</b> No Acceptable Solution.	<b>P3</b> The arrangement of ways and public open space within a subdivision must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) connections with any adjoining ways are provided through the provision of ways to the common boundary, as appropriate;</li> <li>(b) connections with any neighbouring land with subdivision potential is provided through the provision of ways to the common boundary, as appropriate;</li> <li>(c) connections with the neighbourhood road network are provided through the provision of ways to those roads, as appropriate;</li> <li>(d) convenient access to local shops, community facilities, public open space and public transport routes is provided;</li> <li>(e) new ways are designed so that adequate</li> </ul>



	<p>passive surveillance will be provided from development on neighbouring land and public roads as appropriate;</p> <p>(f) provides for a legible movement network;</p> <p>(g) the route of new ways has regard to any pedestrian &amp; cycle way or public open space plan adopted by the Planning Authority;</p> <p>(h) Public Open Space must be provided as land or cash in lieu, in accordance with the relevant Council policy.</p> <p>(i) new ways or extensions to existing ways must be designed to minimise opportunities for entrapment or other criminal behaviour including, but not limited to, having regard to the following:</p> <ul style="list-style-type: none"> <li>(i) the width of the way;</li> <li>(ii) the length of the way;</li> <li>(iii) landscaping within the way;</li> <li>(iv) lighting;</li> <li>(v) provision of opportunities for 'loitering';</li> </ul> <p>(vi) the shape of the way (avoiding bends, corners or other opportunities for concealment).</p>
<p><b>A4</b></p> <p>Services capable of adequately serving the intended purpose must be connected to each lot.</p>	<p><b>P4</b></p> <p>Where reticulated services are unavailable but needed for the intended purpose, the lots must be capable of:</p> <ul style="list-style-type: none"> <li>(a) being self sufficient for potable water adequate for the intended purpose;</li> <li>(b) accommodating an wastewater management system adequate for the intended purpose;</li> <li>(c) accommodating an on-site stormwater management system adequate for the intended purpose,</li> </ul> <p>as the case may be.</p>

## 18.0 Recreation Zone

### 18.1 Zone Purpose

#### 18.1.1 Zone Purpose Statements

18.1.1.1 To provide for a range of active and organised recreational use or development and complementary uses that do not impact adversely on the recreational use of the land.

18.1.1.2 To encourage open space networks that are linked through the provision of walking and cycle trails.

#### 18.1.2 Local Area Objectives

There are no Local Area Objectives for this zone.

#### 18.1.3 Desired Future Character Statements

There are no Desired Future Character Statements for this zone.

### 18.2 Use Table

No Permit Required	
Use Class	Qualification
Natural and cultural values management	
Passive recreation	
Sports and recreation	Only if provided by the Council or an agency.
Utilities	Only if minor utilities.
Permitted	
Use Class	Qualification
Sports and recreation	Except if No Permit Required.
Discretionary	
Use Class	Qualification
Business and professional services	Only if office for a community-based organisation
Community meeting and entertainment	
Domestic animal breeding, boarding or training	Only if for animal training
Educational and occasional care	Only if employment training centre
Emergency services	
Food services	
General retail and hire	
Pleasure boat facility	

Tourist operation	
Utilities	Except if No Permit Required.
Vehicle parking	
<b>Prohibited</b>	
<b>Use Class</b>	<b>Qualification</b>
All other uses	

## 18.3 Use Standards

### 18.3.1 Hours of Operation

<b>Objective:</b>	
To ensure that hours of operation near a residential zone do not result in unreasonable adverse impact on residential amenity.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Hours of operation of a use within 50 m of a residential zone must be within: <ul style="list-style-type: none"> <li>(a) 7.00 am to 8.00 pm Mondays to Fridays inclusive;</li> <li>(b) 8.00 am to 6.00 pm Saturdays;</li> <li>(c) 10.00 am to 5.00 pm Sundays and Public Holidays;</li> </ul> except for office and administrative tasks.	<b>P1</b> Hours of operation of a use within 50 m of a residential zone must not have an unreasonable impact upon the residential amenity of land in a residential zone through commercial vehicle movements, noise or other emissions that are unreasonable in their timing, duration or extent.

### 18.3.2 Noise

<b>Objective:</b>	
To ensure that noise emissions near a residential zone do not result in unreasonable adverse impact on residential amenity.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Noise emissions measured at the boundary of a residential zone must not exceed the following: <ul style="list-style-type: none"> <li>(a) 55dB(A) (LAeq) between the hours of 7.00 am to 7.00 pm;</li> <li>(b) 5dB(A) above the background (LA90) level or 40dB(A) (LAeq), whichever is the lower, between the hours of 7.00 pm and 7.00 am;</li> <li>(c) 65dB(A) (LAm<sub>ax</sub>) at any time.</li> </ul> Measurement of noise levels must be in accordance with the methods in the Tasmanian	<b>P1</b> Noise emissions measured at the boundary of a residential zone must not cause environmental harm within the residential zone.

Noise Measurement Procedures Manual, issued by the Director of Environmental Management, including adjustment of noise levels for tonality and impulsiveness.  Noise levels are to be averaged over a 15 minute time interval.	
<b>A2</b>  External amplified loud speakers or music must not be used within 50 m of a residential zone.	<b>P2</b>  Noise emissions measured at the boundary of a residential zone must not cause environmental harm within the residential zone.

### 18.3.3 External Lighting

<b>Objective:</b>	
To ensure that external lighting does not have unreasonable impact on residential amenity on land within a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b>  External lighting, other than flood lighting of sport and recreation facilities, within 50 m of a residential zone must comply with all of the following:  (a) be turned off between 9:00 pm and 6:00 am, except for security lighting;  (b) security lighting must be baffled to ensure they do not cause emission of light outside the zone.	<b>P1</b>  External lighting, other than flood lighting of sport and recreation facilities, within 50 m of a residential zone must not adversely affect the amenity of adjoining residential areas R1, having regard to all of the following:  (a) level of illumination and duration of lighting;  (b) distance to habitable rooms in an adjacent dwelling.
<b>A2</b>  Flood lighting of sport and recreation facilities within 200 m of a residential zone must not subject nearby residential lots to obtrusive light, as defined in AS 4282-1997- 1.4.7.R1	<b>P2</b>  Flood lighting of sport and recreation facilities within 200 m of a residential zone must satisfy all of the following:  (a) be necessary for sport or recreational use;  (b) not operate after 9.00 pm unless spill light does not unreasonably impact residential amenity of nearby land.

18.3.3.R1Obtrusive light defined under AS 4282-1997-1.4.7 means: ...spill light which, because of quantitative, directional or spectral attributes in a given context, gives rise to annoyance, discomfort, distraction or a reduction in the ability to see essential information, eg. Signal lights.

### 18.3.4 Commercial and Patron Vehicle Movements

<b>Objective:</b>	
To ensure that commercial and patron vehicle movements not have unreasonable impact on residential amenity on land within a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>

<p><b>A1</b></p> <p>Commercial and patron vehicle movements, (including loading and unloading and garbage removal), to or from a site within 50 m of a residential zone must be within the hours of:</p> <ul style="list-style-type: none"> <li>(a) 7.00 am to 9.00 pm Mondays to Fridays inclusive;</li> <li>(b) 8.00 am to 7.00 pm Saturdays;</li> <li>(c) 10.00 am to 6.00 pm Sundays and Public Holidays.</li> </ul>	<p><b>P1</b></p> <p>Commercial and patron vehicle movements, (including loading and unloading and garbage removal), to or from a site within 50 m of a residential zone must not result in unreasonable adverse impact upon residential amenity having regard to all of the following:</p> <ul style="list-style-type: none"> <li>(a) the time and duration of commercial vehicle movements;</li> <li>(b) the number and frequency of commercial vehicle movements;</li> <li>(c) the size of commercial vehicles involved;</li> <li>(d) the ability of the site to accommodate commercial vehicle turning movements, including the amount of reversing (including associated warning noise);</li> <li>(e) noise reducing structures between vehicle movement areas and dwellings;</li> <li>(f) the level of traffic on the road;</li> <li>(g) the potential for conflicts with other traffic.</li> </ul>
--	--

#### 18.3.5 Discretionary Use

<b>Objective:</b>	
To ensure land within the zone is used primarily for purposes consistent with Zone Purpose.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>No Acceptable Solution</p>	<p><b>P1</b></p> <p>Discretionary use must complement and enhance the use of the land for recreational purposes by providing for facilities and services that augment and support Permitted use or No Permit Required use.</p>

### 18.4 Development Standards for Buildings and Works

#### 18.4.1 Building Height

<b>Objective:</b>	
To ensure that building height contributes positively to the streetscape and does not result in unreasonable impact on residential amenity of land in a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Building height must be no more than: 10 m.</p>	<p><b>P1</b></p> <p>Building height must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) be consistent with any Desired Future</li> </ul>

	<p>Character Statements provided for the area;</p> <p>(b) not unreasonably overshadow adjacent public space;</p> <p>(c) be compatible with the scale of nearby buildings;</p>
<p><b>A2</b></p> <p>Building height within 10 m of a residential zone must be no more than 8.5 m.</p>	<p><b>P2</b></p> <p>Building height within 10 m of a residential zone must be compatible with the building height of existing buildings on adjoining lots in the residential zone.</p>

#### 18.4.2 Setback

<b>Objective:</b>	
To ensure that building setback contributes positively to the streetscape and does not result in unreasonable impact on residential amenity of land in a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Building setback from frontage must be no less than:</p> <p>3m.</p>	<p><b>P1</b></p> <p>Building setback from frontage must satisfy all of the following:</p> <p>(a) be consistent with any Desired Future Character Statements provided for the area;</p> <p>(b) enhance the characteristics of the site, adjoining lots and the streetscape;</p> <p>(c) be compatible with the setback of adjoining buildings, generally maintaining a continuous building line if evident in the streetscape;</p> <p>(d) provide for small variations in building alignment only where appropriate to break up long building facades, provided that no potential concealment or entrapment opportunity is created;</p> <p>(e) provide for large variations in building alignment only where appropriate to provide for a forecourt for space for public use, such as outdoor dining or landscaping, provided the that no potential concealment or entrapment opportunity is created and the forecourt is afforded very good passive surveillance.</p>
<p><b>A2</b></p> <p>Building setback from a residential zone must be no less than:</p> <p>(a) 3 m;</p>	<p><b>P2</b></p> <p>Building setback from a residential zone must be sufficient to prevent unreasonable adverse impacts on residential amenity by:</p>

(b) half the height of the wall, whichever is the greater.	<p>(a) overshadowing and reduction of sunlight to habitable rooms and private open space on adjoining lots to less than 3 hours between 9.00 am and 5.00 pm on June 21 or further decrease sunlight hours if already less than 3 hours;</p> <p>(b) overlooking and loss of privacy;</p> <p>(c) visual impact when viewed from adjoining lots,</p> <p>taking into account aspect and slope.</p>
--	--

#### 18.4.3 Design

<b>Objective:</b>	
To ensure that building design contributes positively to the streetscape, the amenity and safety of the public and adjoining land in a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Building design must comply with all of the following:</p> <p>(a) provide the main pedestrian entrance to the building so that it is clearly visible from the road or publicly accessible areas on the site;</p> <p>(b) for new building or alterations to an existing facade provide windows and door openings at ground floor level in the front façade no less than 40% of the surface area of the ground floor level facade ;</p> <p>(c) for new building or alterations to an existing facade ensure any single expanse of blank wall in the ground level front façade and facades facing other public spaces is not greater than 50% of the length of the facade;</p> <p>(d) screen mechanical plant and miscellaneous equipment such as heat pumps, air conditioning units, switchboards, hot water units or similar from view from the street and other public spaces;</p> <p>(e) incorporate roof-top service infrastructure, including service plants and lift structures, within the design of the roof;</p> <p>(f) provide awnings over the public footpath if existing on the site or on adjoining lots;</p> <p>(g) not include security shutters over windows or doors with a frontage to a street or public</p>	<p><b>P1</b></p> <p>Building design must enhance the streetscape by satisfying all of the following:</p> <p>(a) provide the main access to the building in a way that addresses the street or other public space boundary;</p> <p>(b) provide windows in the front façade in a way that enhances the streetscape and provides for passive surveillance of public spaces;</p> <p>(c) treat large expanses of blank wall in the front façade and facing other public space boundaries with architectural detail or public art so as to contribute positively to the streetscape and public space;</p> <p>(d) ensure the visual impact of mechanical plant and miscellaneous equipment, such as heat pumps, air conditioning units, switchboards, hot water units or similar, is insignificant when viewed from the street;</p> <p>(e) ensure roof-top service infrastructure, including service plants and lift structures, is screened so as to have insignificant visual impact;</p> <p>(f) not provide awnings over the public footpath only if there is no benefit to the streetscape or pedestrian amenity or if not possible due to physical constraints;</p> <p>(g) only provide shutters where essential for</p>

place.	<p>the security of the premises and other alternatives for ensuring security are not feasible;</p> <p>(h) be consistent with any Desired Future Character Statements provided for the area.</p>
<p><b>A2</b></p> <p>Walls of a building facing a residential zone must be coloured using colours with a light reflectance value not greater than 40 percent.</p>	<p><b>P2</b></p> <p>No Performance Criteria.</p>

#### 18.4.4 Passive Surveillance

<b>Objective:</b>	
To ensure that building design provides for the safety of the public.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Buildings design must comply with all of the following:</p> <ul style="list-style-type: none"> <li>(a) provide the main pedestrian entrance to the building so that it is clearly visible from the road or publicly accessible areas on the site;</li> <li>(b) for new buildings or alterations to an existing facade provide windows and door openings at ground floor level in the front façade which amount to no less than 40 % of the surface area of the ground floor level facade;</li> <li>(c) for new buildings or alterations to an existing facade provide windows and door openings at ground floor level in the façade of any wall which faces a public space or a car park which amount to no less than 30 % of the surface area of the ground floor level facade;</li> <li>(d) avoid creating entrapment spaces around the building site, such as concealed alcoves near public spaces;</li> <li>(e) provide external lighting to illuminate car parking areas and pathways;</li> <li>(f) provide well-lit public access at the ground floor level from any external car park.</li> </ul>	<p><b>P1</b></p> <p>Buildings design must provide for passive surveillance of public spaces by satisfying all of the following:</p> <ul style="list-style-type: none"> <li>(a) provide the main entrance or entrances to a building so that they are clearly visible from nearby buildings and public spaces;</li> <li>(b) locate windows to adequately overlook the street and adjoining public spaces;</li> <li>(c) incorporate shop front windows and doors for ground floor shops and offices, so that pedestrians can see into the building and vice versa;</li> <li>(d) locate external lighting to illuminate any entrapment spaces around the building site;</li> <li>(e) provide external lighting to illuminate car parking areas and pathways;</li> <li>(f) design and locate public access to provide high visibility for users and provide clear sight lines between the entrance and adjacent properties and public spaces;</li> <li>(g) provide for sight lines to other buildings and public spaces.</li> </ul>

#### 18.4.5 Landscaping

<b>Objective:</b>
To ensure that a safe and attractive landscaping treatment enhances the appearance of the site and if relevant provides a visual break from land in a residential zone.



Acceptable Solutions	Performance Criteria
<b>A1</b> Landscaping must be provided along the frontage of a site (except where access is provided) unless the building has nil setback to frontage.	<b>P1</b> Landscaping must be provided to satisfy all of the following: <ul style="list-style-type: none"> <li>(a) enhance the appearance of the development;</li> <li>(b) provide a range of plant height and forms to create diversity, interest and amenity;</li> <li>(c) not create concealed entrapment spaces;</li> <li>(d) be consistent with any Desired Future Character Statements provided for the area.</li> </ul>
<b>A2</b> Along a boundary with a residential zone landscaping must be provided for a depth no less than: <p style="text-align: center;">2 m.</p>	<b>P2</b> Along a boundary with a residential zone landscaping or a building design solution must be provided to avoid unreasonable adverse impact on the visual amenity of adjoining land in a residential zone, having regard to the characteristics of the site and the characteristics of the adjoining residentially-zones land.

#### 18.4.6 Outdoor Storage Areas

<b>Objective:</b>	
To ensure that outdoor storage areas for non-residential use do not detract from the appearance of the site or the locality.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Outdoor storage areas for non-residential uses must comply with all of the following: <ul style="list-style-type: none"> <li>(a) be located behind the building line;</li> <li>(b) all goods and materials stored must be screened from public view;</li> <li>(c) not encroach upon car parking areas, driveways or landscaped areas.</li> </ul>	<b>P1</b> Outdoor storage areas for non-residential uses must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be located, treated or screened to avoid unreasonable adverse impact on the visual amenity of the locality;</li> <li>(b) not encroach upon car parking areas, driveways or landscaped areas.</li> </ul>

#### 18.4.7 Fencing

<b>Objective:</b>	
To ensure that fencing does not detract from the appearance of the site or the locality and provides for passive surveillance.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Fencing must comply with all of the following: <ul style="list-style-type: none"> <li>(a) fences, walls and gates of greater height</li> </ul>	<b>P1</b> Fencing must contribute positively to the streetscape and not have an unreasonable adverse impact upon the amenity of land in a

<p>than 1.5 m must not be erected within 4.5 m of the frontage;</p> <p>(b) fences along a frontage must be at least 50% transparent above a height of 1.2 m;</p> <p>(c) height of fences along a common boundary with land in a residential zone must be no more than 2.1 m and must not contain barbed wire.</p>	<p>residential zone which lies opposite or shares a common boundary with a site, having regard to all of the following:</p> <p>(a) the height of the fence;</p> <p>(b) the degree of transparency of the fence;</p> <p>(c) the location and extent of the fence;</p> <p>(d) the design of the fence;</p> <p>(e) the fence materials and construction;</p> <p>(f) the nature of the use;</p> <p>(g) the characteristics of the site, the streetscape and the locality, including fences;</p> <p>(h) any Desired Future Character Statements provided for the area.</p>
---	---

## 18.5 Development Standards for Subdivision

### 18.5.1 Subdivision

<b>Objective:</b>	
To provide for lots appropriate to accommodate development consistent with the Zone Purpose and any relevant Local Area Objectives or Desired Future Character Statements.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Subdivision is for the purpose of providing lots for public open space, a riparian or littoral reserve or utilities.</p>	<p><b>P1</b></p> <p>Subdivision is for the purpose of providing a lot for an allowable use.</p>
<p><b>A2</b></p> <p>The frontage for each lot must be no less than 15 m.</p>	<p><b>P2</b></p> <p>The frontage of each lot must be capable of adequately serving the intended purpose.</p>
<p><b>A3</b></p> <p>No Acceptable Solution.</p>	<p><b>P3</b></p> <p>The arrangement of ways and public open space within a subdivision must satisfy all of the following:</p> <p>(a) connections with any adjoining ways are provided through the provision of ways to the common boundary, as appropriate;</p> <p>(b) connections with any neighbouring land with subdivision potential is provided through the provision of ways to the common boundary, as appropriate;</p> <p>(c) connections with the neighbourhood road network are provided through the provision</p>

	<p>of ways to those roads, as appropriate;</p> <p>(d) convenient access to local shops, community facilities, public open space and public transport routes is provided;</p> <p>(e) new ways are designed so that adequate passive surveillance will be provided from development on neighbouring land and public roads as appropriate;</p> <p>(f) provides for a legible movement network;</p> <p>(g) the route of new ways has regard to any pedestrian &amp; cycle way or public open space plan adopted by the Planning Authority;</p> <p>(h) Public Open Space must be provided as land or cash in lieu, in accordance with the relevant Council policy.</p> <p>(i) new ways or extensions to existing ways must be designed to minimise opportunities for entrapment or other criminal behaviour including, but not limited to, having regard to the following:</p> <ul style="list-style-type: none"> <li>(i) the width of the way;</li> <li>(ii) the length of the way;</li> <li>(iii) landscaping within the way;</li> <li>(iv) lighting;</li> <li>(v) provision of opportunities for 'loitering';</li> </ul> <p>(vi) the shape of the way (avoiding bends, corners or other opportunities for concealment).</p>
<p><b>A4</b></p> <p>Services capable of adequately serving the intended purpose must be connected to each lot.</p>	<p><b>P4</b></p> <p>Where reticulated services are unavailable but needed for the intended purpose, the lots must be capable of:</p> <ul style="list-style-type: none"> <li>(a) being self sufficient for potable water adequate for the intended purpose;</li> <li>(b) accommodating an wastewater management system adequate for the intended purpose;</li> <li>(c) accommodating an on-site stormwater management system adequate for the intended purpose,</li> </ul> <p>as the case may be.</p>

## 19.0 Open Space Zone

### 19.1 Zone Purpose

#### 19.1.1 Zone Purpose Statements

19.1.1.1 To provide land for open space purposes including for passive recreation and natural or landscape amenity.

19.1.1.2 To encourage open space networks that are linked through the provision of walking and cycle trails.

#### 19.1.2 Local Area Objectives

There are no Local Area Objectives for this zone.

#### 19.1.3 Desired Future Character Statements

There are no Desired Future Character Statements for this zone.

### 19.2 Use Table

No Permit Required	
Use Class	Qualification
Passive recreation	
Natural and cultural values management	
Utilities	Only if minor utilities and underground.
Permitted	
Use Class	Qualification
Discretionary	
Use Class	Qualification
Community meeting and entertainment	
Domestic animal breeding, boarding or training	Only if for training animals
Emergency services	
Food services	
General retail and hire	
Pleasure boat facility	
Sports and recreation	
Visitor accommodation	Only if camping and caravan park or overnight camping area.
Utilities	Except if No Permit Required.
Vehicle parking	
Prohibited	

Use Class	Qualification
All other uses	

## 19.3 Use Standards

### 19.3.1 Hours of Operation

<b>Objective:</b>	
To ensure that hours of operation near a residential zone do not result in unreasonable adverse impact on residential amenity.	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>Hours of operation of a use within 50 m of a residential zone must be within:</p> <p>(a) 8.00 am to 6.00 pm Mondays to Saturdays inclusive;</p> <p>(b) 10.00 am to 4.00 pm Sundays and Public Holidays;</p> <p>except for office and administrative tasks.</p>	<p><b>P1</b></p> <p>Hours of operation of a use within 50 m of a residential zone must not have an unreasonable impact upon the residential amenity of land in a residential zone through commercial vehicle movements, noise or other emissions that are unreasonable in their timing, duration or extent.</p>

### 19.3.2 Noise

<b>Objective:</b>	
To ensure that noise emissions near a residential zone do not result in unreasonable adverse impact on residential amenity.	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>Noise emissions measured at the boundary of a residential zone must not exceed the following:</p> <p>(a) 55dB(A) (LAeq) between the hours of 8.00 am to 6.00 pm;</p> <p>(b) 5dB(A) above the background (LA90) level or 40dB(A) (LAeq), whichever is the lower, between the hours of 6.00 pm and 8.00 am;</p> <p>(c) 65dB(A) (LAm<sub>ax</sub>) at any time.</p> <p>Measurement of noise levels must be in accordance with the methods in the Tasmanian Noise Measurement Procedures Manual, issued by the Director of Environmental Management, including adjustment of noise levels for tonality and impulsiveness.</p> <p>Noise levels are to be averaged over a 15 minute time interval.</p>	<p><b>P1</b></p> <p>Noise emissions measured at the boundary of a residential zone must not cause environmental harm within the residential zone.</p>

<b>A2</b> External amplified loud speakers or music must not be used within 50 m of a residential zone.	<b>P2</b> Noise emissions measured at the boundary of a residential zone must not cause environmental harm within the residential zone.
--	--

### 19.3.3 External Lighting

<b>Objective:</b>	
To ensure that external lighting does not have unreasonable impact on residential amenity on land within a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> External lighting within 50 m of a residential zone must comply with all of the following: (a) be turned off between 6:00 pm and 8:00 am, except for security lighting; (b) security lighting must be baffled to ensure they do not cause emission of light outside the zone.	<b>P1</b> External lighting within 50 m of a residential zone must not adversely affect the amenity of adjoining residential areas, having regard to all of the following: (a) level of illumination and duration of lighting; (b) distance to habitable rooms in an adjacent dwellings.

### 19.3.4 Commercial Vehicle Movements

<b>Objective:</b>	
To ensure that commercial vehicle movements not have unreasonable impact on residential amenity on land within a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Commercial vehicle movements, (including loading and unloading and garbage removal), to or from a site within 50 m of a residential zone must be within the hours of: (a) 7.00 am to 5.00 pm Mondays to Fridays inclusive; (b) 9.00 am to 12 noon Saturdays; (c) Nil Sundays and Public Holidays.	<b>P1</b> Commercial vehicle movements, (including loading and unloading and garbage removal), to or from a site within 50 m of a residential zone must not result in unreasonable adverse impact upon residential amenity having regard to all of the following: (a) the time and duration of commercial vehicle movements; (b) the number and frequency of commercial vehicle movements; (c) the size of commercial vehicles involved; (d) the ability of the site to accommodate commercial vehicle turning movements, including the amount of reversing (including associated warning noise); (e) noise reducing structures between vehicle movement areas and dwellings; (f) the level of traffic on the road;

	(g) the potential for conflicts with other traffic.
--	---

#### 19.3.5 Discretionary Use

<b>Objective:</b>	
To ensure land within the zone is used primarily for purposes consistent with Zone Purpose.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b>  No Acceptable Solution.	<b>P1</b>  Discretionary use must complement and enhance the use of the land for recreational purposes by providing for facilities and services that augment and support Permitted use or No Permit Required use.

### 19.4 Development Standards for Buildings and Works

#### 19.4.1 Building Height

<b>Objective:</b>	
To ensure that building height contributes positively to the streetscape and does not result in unreasonable impact on residential amenity of land in a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b>  Building height must be no more than:  6.5 m.	<b>P1</b>  Building height must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be consistent with any Desired Future Character Statements provided for the area;</li> <li>(b) be compatible with the scale of nearby buildings;</li> <li>(c) not unreasonably overshadow adjacent public space.</li> </ul>

#### 19.4.2 Setback

<b>Objective:</b>	
To ensure that building setback contributes positively to the streetscape and does not result in unreasonable impact on residential amenity of land in a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b>  Building setback from frontage must be no less than:  5 m.	<b>P1</b>  Building setback from frontage must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be consistent with any Desired Future Character Statements provided for the area;</li> <li>(b) enhance the characteristics of the site, adjoining lots and the streetscape.</li> </ul>
<b>A2</b>	<b>P2</b>

<p>Building setback from a residential zone must be no less than:</p> <p>(a) 3 m;</p> <p>(b) half the height of the wall, whichever is the greater.</p>	<p>Building setback from a residential zone must be sufficient to prevent unreasonable adverse impacts on residential amenity by:</p> <p>(a) overshadowing and reduction of sunlight to habitable rooms and private open space on adjoining lots to less than 3 hours between 9.00 am and 5.00 pm on June 21 or further decrease sunlight hours if already less than 3 hours;</p> <p>(b) overlooking and loss of privacy;</p> <p>(c) visual impact when viewed from adjoining lots,</p> <p>taking into account aspect and slope.</p>
---	--

#### 19.4.3 Landscaping

<b>Objective:</b>	
To ensure that a safe and attractive landscaping treatment enhances the appearance of the site and if relevant provides a visual break from land in a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Landscaping along the frontage of a site must be provided to a depth of no less than 2 m.</p>	<p><b>P1</b></p> <p>Landscaping must be provided to satisfy all of the following:</p> <p>(a) enhance the appearance of the development;</p> <p>(b) provide a range of plant height and forms to create diversity, interest and amenity;</p> <p>(c) not create concealed entrapment spaces;</p> <p>(d) be consistent with any Desired Future Character Statements provided for the area.</p>
<p><b>A2</b></p> <p>Along a boundary with a residential zone landscaping must be provided for a depth no less than 2 m.</p>	<p><b>P2</b></p> <p>Along a boundary with a residential zone landscaping or a building design solution must be provided to avoid unreasonable adverse impact on the visual amenity of adjoining land in a residential zone, having regard to the characteristics of the site and the characteristics of the adjoining residentially-zones land.</p>

#### 19.4.4 Fencing

<b>Objective:</b>	
To ensure that fencing does not detract from the appearance of the site or the locality and provides for passive surveillance.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>



<p><b>A1</b></p> <p>Fencing must comply with all of the following:</p> <ul style="list-style-type: none"> <li>(a) fences, walls and gates of greater height than 1.5 m must not be erected within 4.5 m of the frontage;</li> <li>(b) fences along a frontage must be at least 50% transparent above a height of 1.2 m;</li> <li>(c) height of fences along a common boundary with land in a residential zone must be no more than 2.1 m and must not contain barbed wire.</li> </ul>	<p><b>P1</b></p> <p>Fencing must contribute positively to the streetscape and not have an unreasonable adverse impact upon the amenity of land in a residential zone which lies opposite or shares a common boundary with a site, having regard to all of the following:</p> <ul style="list-style-type: none"> <li>(a) the height of the fence;</li> <li>(b) the degree of transparency of the fence;</li> <li>(c) the location and extent of the fence;</li> <li>(d) the design of the fence;</li> <li>(e) the fence materials and construction;</li> <li>(f) the nature of the use;</li> <li>(g) the characteristics of the site, the streetscape and the locality, including fences;</li> <li>(h) any Desired Future Character Statements provided for the area.</li> </ul>
---	---

## 19.5 Development Standards for Subdivision

### 19.5.1 Subdivision

<p><b>Objective:</b></p> <p>To provide for lots appropriate to accommodate development consistent with the Zone Purpose and any relevant Local Area Objectives or Desired Future Character Statements.</p>	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>Subdivision is for the purpose of providing lots for public open space, a riparian or littoral reserve or utilities.</p>	<p><b>P1</b></p> <p>Subdivision is for the purpose of providing a lot for an allowable use.</p>
<p><b>A2</b></p> <p>The frontage for each lot must be no less than 15 m.</p>	<p><b>P2</b></p> <p>The frontage of each lot must be capable of adequately serving the intended purpose.</p>
<p><b>A3</b></p> <p>No Acceptable Solution.</p>	<p><b>P3</b></p> <p>The arrangement of ways and public open space within a subdivision must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) connections with any adjoining ways are provided through the provision of ways to the common boundary, as appropriate;</li> <li>(b) connections with any neighbouring land with subdivision potential is provided</li> </ul>

	<p>through the provision of ways to the common boundary, as appropriate;</p> <p>(c) connections with the neighbourhood road network are provided through the provision of ways to those roads, as appropriate;</p> <p>(d) convenient access to local shops, community facilities, public open space and public transport routes is provided;</p> <p>(e) new ways are designed so that adequate passive surveillance will be provided from development on neighbouring land and public roads as appropriate;</p> <p>(f) provides for a legible movement network;</p> <p>(g) the route of new ways has regard to any pedestrian &amp; cycle way or public open space plan adopted by the Planning Authority;</p> <p>(h) Public Open Space must be provided as land or cash in lieu, in accordance with the relevant Council policy.</p> <p>(i) new ways or extensions to existing ways must be designed to minimise opportunities for entrapment or other criminal behaviour including, but not limited to, having regard to the following:</p> <ul style="list-style-type: none"> <li>(i) the width of the way;</li> <li>(ii) the length of the way;</li> <li>(iii) landscaping within the way;</li> <li>(iv) lighting;</li> <li>(v) provision of opportunities for 'loitering';</li> <li>(vi) the shape of the way (avoiding bends, corners or other opportunities for concealment).</li> </ul>
<p><b>A4</b></p> <p>Services capable of adequately serving the intended purpose must be connected to each lot.</p>	<p><b>P4</b></p> <p>Where reticulated services are unavailable but needed for the intended purpose, the lots must be capable of:</p> <ul style="list-style-type: none"> <li>(a) being self sufficient for potable water adequate for the intended purpose;</li> <li>(b) accommodating an wastewater management system adequate for the intended purpose;</li> <li>(c) accommodating an on-site stormwater</li> </ul>

	management system adequate for the intended purpose, as the case may be.
--	---

## 20.0 Local Business Zone

### 20.1 Zone Purpose

#### 20.1.1 Zone Purpose Statements

20.1.1.1 To provide for business, professional and retail services which meet the convenience needs of a local area.

20.1.1.2 To ensure that facilities are accessible by public transport and by walking and cycling.

20.1.1.3 To allow for small scale dining and entertainment activities at night provided that residential amenity of adjoining residential zoned land is protected.

20.1.1.4 To encourage residential use provided that it supports the viability of the activity centres and an active street frontage is maintained.

20.1.1.5 To ensure that building design and use is compatible with surrounding development and use, particularly on land in residential zones.

20.1.1.6 To allow for small shopping centres that might include a supermarket and specialty shops.

20.1.1.7 To allow for limited office based employment provided that it supports the viability of the activity centre and maintains an active street frontage.

20.1.1.8 To allow for dining and entertainment activities at night within food premises or local hotel.

#### 20.1.2 Local Area Objectives

There are no Local Area Objectives for this zone.

#### 20.1.3 Desired Future Character Statements

There are no Desired Future Character Statements for the zone.

### 20.2 Use Table

No Permit Required	
Use Class	Qualification
Any permitted use	Only if replacing an existing use on the site and there is no associated development requiring a permit
Educational and occasional care	Only if for home-based child care in accordance with a license under the <i>Child Care Act 2001</i>
Natural and cultural values management	
Passive recreation	
Residential	Only if home-based business

Utilities	Only minor utilities
<b>Permitted</b>	
<b>Use Class</b>	<b>Qualification</b>
Business and professional services	Only if consulting room, medical centre or post office
Community meeting & entertainment	Only if for art and craft centre, civic centre, community hall, museum, public art gallery or public hall.
Educational and occasional care	Only if an employment training facility and except if no permit required
Food services	Except if a take away food premises with a drive through facility
General retail and hire	Except if adult sex product shop or supermarket
Residential	
<b>Discretionary</b>	
<b>Use Class</b>	<b>Qualification</b>
Business and professional services	Except if permitted
Community meeting and entertainment	Except if permitted
Educational and occasional care	Except if no permit required or permitted
Emergency services	
Equipment and machinery sales and hire	
Food services	Except if permitted
General retail and hire	Except if permitted
Hotel industry	Except if adult entertainment venue
Residential	Except if permitted
Service industry	Only if addition or alteration to existing use.
Sports and recreation	
Storage	only if in Swanwick.
Tourist operation	
Transport depot and distribution	
Utilities	Except if No Permit Required.
Vehicle fuel sales and service	
Vehicle parking	
Visitor accommodation	
<b>Prohibited</b>	

Use Class	Qualification
All other uses	

## 20.3 Use Standards

### 20.3.1 Hours of Operation

Objective:	
To ensure that hours of operation do not have unreasonable impact on residential amenity on land within a residential zone.	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>Hours of operation of a use within 50 m of a residential zone must be within:</p> <p>(a) 7.00 am to 9.00 pm Mondays to Saturdays inclusive;</p> <p>(b) 9.00 am to 5.00 pm Sundays and Public Holidays.</p> <p>except for office and administrative tasks.</p>	<p><b>P1</b></p> <p>Hours of operation of a use within 50 m of a residential zone must not have an unreasonable impact upon the residential amenity of land in a residential zone through commercial vehicle movements, noise or other emissions that are unreasonable in their timing, duration or extent.</p>

### 20.3.2 Noise

Objective:	
To ensure that noise emissions do not cause environmental harm and do not have unreasonable impact on residential amenity on land within a residential zone.	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>Noise emissions measured at the boundary of a residential zone must not exceed the following:</p> <p>(a) 55dB(A) (LAeq) between the hours of 7.00 am to 7.00 pm;</p> <p>(b) 5dB(A) above the background (LA90) level or 40dB(A) (LAeq), whichever is the lower, between the hours of 7.00 pm to 7.00 am;</p> <p>(c) 65dB(A) (LAm<sub>ax</sub>) at any time.</p> <p>Measurement of noise levels must be in accordance with the methods in the Tasmanian Noise Measurement Procedures Manual, issued by the Director of Environmental Management, including adjustment of noise levels for tonality and impulsiveness.</p> <p>Noise levels are to be averaged over a 15 minute time interval.</p>	<p><b>P1</b></p> <p>Noise emissions measured at the boundary of a residential zone must not cause environmental harm within the residential zone.</p>

### 20.3.3 External Lighting

<b>Objective:</b>	
To ensure that external lighting does not have unreasonable impact on residential amenity on land within a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> External lighting within 50 m of a residential zone must comply with all of the following: (a) be turned off between 10:00 pm and 6:00 am, except for security lighting; (b) security lighting must be baffled to ensure they do not cause emission of light outside the zone.	<b>P1</b> External lighting within 50 m of a residential zone must not adversely affect the amenity of adjoining residential areas, having regard to all of the following: (a) level of illumination and duration of lighting; (b) distance to habitable rooms in an adjacent dwellings.

### 20.3.4 Commercial Vehicle Movements

<b>Objective:</b>	
To ensure that commercial vehicle movements not have unreasonable impact on residential amenity on land within a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Commercial vehicle movements, (including loading and unloading and garbage removal) to or from a site within 50 m of a residential zone must be within the hours of: (a) 7.00 am to 5.00 pm Mondays to Fridays inclusive; (b) 9.00 am to 5.00 pm Saturdays; (c) 10.00 am to 12 noon Sundays and public holidays.	<b>P1</b> Commercial vehicle movements, (including loading and unloading and garbage removal) to or from a site within 50 m of a residential zone must not result in unreasonable adverse impact upon residential amenity having regard to all of the following: (a) the time and duration of commercial vehicle movements; (b) the number and frequency of commercial vehicle movements; (c) the size of commercial vehicles involved; (d) the ability of the site to accommodate commercial vehicle turning movements, including the amount of reversing (including associated warning noise); (e) noise reducing structures between vehicle movement areas and dwellings; (f) the level of traffic on the road; (g) the potential for conflicts with other traffic.

## 20.4 Development Standards for Buildings and Works

### 20.4.1 Building Height

<b>Objective:</b>	
To ensure that building height contributes positively to the streetscape and does not result in unreasonable impact on residential amenity of land in a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Building height must be no more than: 9 m.	<b>P1</b> Building height must satisfy all of the following: <ul style="list-style-type: none"><li>(a) be consistent with any Desired Future Character Statements provided for the area;</li><li>(b) be compatible with the scale of nearby buildings;</li><li>(c) not unreasonably overshadow adjacent public space;</li><li>(d) allow for a transition in height between adjoining buildings, where appropriate;</li></ul>
<b>A2</b> Building height within 10 m of a residential zone must be no more than 8.5 m.	<b>P2</b> Building height within 10 m of a residential zone must be compatible with the building height of existing buildings on adjoining lots in the residential zone.

### 20.4.2 Setback

<b>Objective:</b>	
To ensure that building setback contributes positively to the streetscape and does not result in unreasonable impact on residential amenity of land in a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b>  3 m	<b>P1</b> Building setback from frontage must satisfy all of the following: <ul style="list-style-type: none"><li>(a) be consistent with any Desired Future Character Statements provided for the area;</li><li>(b) be compatible with the setback of adjoining buildings, generally maintaining a continuous building line if evident in the streetscape;</li><li>(c) enhance the characteristics of the site, adjoining lots and the streetscape;</li><li>(d) provide for small variations in building alignment only where appropriate to break up long building facades, provided that no potential concealment or entrapment</li></ul>

	<p>opportunity is created;</p> <p>(e) provide for large variations in building alignment only where appropriate to provide for a forecourt for space for public use, such as outdoor dining or landscaping, provided the that no potential concealment or entrapment opportunity is created and the forecourt is afforded very good passive surveillance.</p>
<p><b>A2</b></p> <p>Building setback from a residential zone must be no less than:</p> <p>(a) 3 m;</p> <p>(b) half the height of the wall, whichever is the greater.</p>	<p><b>P2</b></p> <p>Building setback from a residential zone must be sufficient to prevent unreasonable adverse impacts on residential amenity by:</p> <p>(a) overshadowing and reduction of sunlight to habitable rooms and private open space on adjoining lots to less than 3 hours between 9.00 am and 5.00 pm on June 21 or further decrease sunlight hours if already less than 3 hours;</p> <p>(b) overlooking and loss of privacy;</p> <p>(c) visual impact when viewed from adjoining lots,</p> <p>taking into account aspect and slope.</p>

#### 20.4.3 Design

<b>Objective:</b>	
To ensure that building design contributes positively to the streetscape, the amenity and safety of the public and adjoining land in a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Building design must comply with all of the following:</p> <p>(a) provide the main pedestrian entrance to the building so that it is clearly visible from the road or publicly accessible areas on the site;</p> <p>(b) for new building or alterations to an existing facade provide windows and door openings at ground floor level in the front façade no less than 40% of the surface area of the ground floor level facade ;</p> <p>(c) for new building or alterations to an existing facade ensure any single expanse of blank wall in the ground level front façade and facades facing other public spaces is</p>	<p><b>P1</b></p> <p>Building design must enhance the streetscape by satisfying all of the following:</p> <p>(a) provide the main access to the building in a way that addresses the street or other public space boundary;</p> <p>(b) provide windows in the front façade in a way that enhances the streetscape and provides for passive surveillance of public spaces;</p> <p>(c) treat large expanses of blank wall in the front façade and facing other public space boundaries with architectural detail or public art so as to contribute positively to the streetscape and public space;</p>



<p>not greater than 30% of the length of the facade;</p> <p>(d) screen mechanical plant and miscellaneous equipment such as heat pumps, air conditioning units, switchboards, hot water units or similar from view from the street and other public spaces;</p> <p>(e) incorporate roof-top service infrastructure, including service plants and lift structures, within the design of the roof;</p> <p>(f) provide awnings over the public footpath if existing on the site or on adjoining lots;</p> <p>(g) not include security shutters over windows or doors with a frontage to a street or public place.</p>	<p>(d) ensure the visual impact of mechanical plant and miscellaneous equipment, such as heat pumps, air conditioning units, switchboards, hot water units or similar, is insignificant when viewed from the street;</p> <p>(e) ensure roof-top service infrastructure, including service plants and lift structures, is screened so as to have insignificant visual impact;</p> <p>(f) not provide awnings over the public footpath only if there is no benefit to the streetscape or pedestrian amenity or if not possible due to physical constraints;</p> <p>(g) only provide shutters where essential for the security of the premises and other alternatives for ensuring security are not feasible;</p> <p>(h) be consistent with any Desired Future Character Statements provided for the area.</p>
<p><b>A2</b></p> <p>Walls of a building facing a residential zone must be coloured using colours with a light reflectance value not greater than 40 percent.</p>	<p><b>P2</b></p> <p>No Performance Criteria.</p>

#### 20.4.4 Passive Surveillance

<b>Objective:</b>	
To ensure that building design provides for the safety of the public.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Building design must comply with all of the following:</p> <p>(a) provide the main pedestrian entrance to the building so that it is clearly visible from the road or publicly accessible areas on the site;</p> <p>(b) for new buildings or alterations to an existing facade provide windows and door openings at ground floor level in the front façade which amount to no less than 40 % of the surface area of the ground floor level facade ;</p> <p>(c) for new buildings or alterations to an existing facade provide windows and door openings at ground floor level in the façade of any wall which faces a public space or a</p>	<p><b>P1</b></p> <p>Building design must provide for passive surveillance of public spaces by satisfying all of the following:</p> <p>(a) provide the main entrance or entrances to a building so that they are clearly visible from nearby buildings and public spaces;</p> <p>(b) locate windows to adequately overlook the street and adjoining public spaces;</p> <p>(c) incorporate shop front windows and doors for ground floor shops and offices, so that pedestrians can see into the building and vice versa;</p> <p>(d) locate external lighting to illuminate any entrapment spaces around the building site;</p> <p>(e) provide external lighting to illuminate car</p>

<p>car park which amount to no less than 30 % of the surface area of the ground floor level facade;</p> <p>(d) avoid creating entrapment spaces around the building site, such as concealed alcoves near public spaces;</p> <p>(e) provide external lighting to illuminate car parking areas and pathways;</p> <p>(f) provide well-lit public access at the ground floor level from any external car park.</p>	<p>parking areas and pathways;</p> <p>(f) design and locate public access to provide high visibility for users and provide clear sight lines between the entrance and adjacent properties and public spaces;</p> <p>(g) provide for sight lines to other buildings and public spaces.</p>
--	---

#### 20.4.5 Landscaping

<b>Objective:</b>	
To ensure that a safe and attractive landscaping treatment enhances the appearance of the site and if relevant provides a visual break from land in a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Landscaping along the frontage of a site is not required if all of the following apply:</p> <p>(a) the building extends across the width of the frontage, (except for vehicular access ways);</p> <p>(b) the building has a setback from the frontage of no more than 1 m.</p>	<p><b>P1</b></p> <p>Landscaping must be provided to satisfy all of the following:</p> <p>(a) enhance the appearance of the development;</p> <p>(b) provide a range of plant height and forms to create diversity, interest and amenity;</p> <p>(c) not create concealed entrapment spaces;</p> <p>(d) be consistent with any Desired Future Character Statements provided for the area.</p>
<p><b>A2</b></p> <p>Along a boundary with a residential zone landscaping must be provided for a depth no less than:</p> <p>2 m.</p>	<p><b>P2</b></p> <p>Along a boundary with a residential zone landscaping or a building design solution must be provided to avoid unreasonable adverse impact on the visual amenity of adjoining land in a residential zone, having regard to the characteristics of the site and the characteristics of the adjoining residentially-zones land.</p>

#### 20.4.6 Outdoor Storage Areas

<b>Objective:</b>	
To ensure that outdoor storage areas for non-residential use do not detract from the appearance of the site or the locality.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Outdoor storage areas for non-residential uses must comply with all of the following:</p>	<p><b>P1</b></p> <p>Outdoor storage areas for non-residential uses must satisfy all of the following:</p>

<ul style="list-style-type: none"> <li>(a) be located behind the building line;</li> <li>(b) all goods and materials stored must be screened from public view;</li> <li>(c) not encroach upon car parking areas, driveways or landscaped areas.</li> </ul>	<ul style="list-style-type: none"> <li>(a) be located, treated or screened to avoid unreasonable adverse impact on the visual amenity of the locality;</li> <li>(b) not encroach upon car parking areas, driveways or landscaped areas.</li> </ul>
--	--

#### 20.4.7 Fencing

<b>Objective:</b>	
To ensure that fencing does not detract from the appearance of the site or the locality and provides for passive surveillance.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Fencing must comply with all of the following: <ul style="list-style-type: none"> <li>(a) fences, walls and gates of greater height than 1.5 m must not be erected within 4.5 m of the frontage;</li> <li>(b) fences along a frontage must be at least 50% transparent above a height of 1.2 m;</li> <li>(c) height of fences along a common boundary with land in a residential zone must be no more than 2.1 m and must not contain barbed wire.</li> </ul>	<b>P1</b> Fencing must contribute positively to the streetscape and not have an unreasonable adverse impact upon the amenity of land in a residential zone which lies opposite or shares a common boundary with a site, having regard to all of the following: <ul style="list-style-type: none"> <li>(a) the height of the fence;</li> <li>(b) the degree of transparency of the fence;</li> <li>(c) the location and extent of the fence;</li> <li>(d) the design of the fence;</li> <li>(e) the fence materials and construction;</li> <li>(f) the nature of the use;</li> <li>(g) the characteristics of the site, the streetscape and the locality, including fences;</li> <li>(h) any Desired Future Character Statements provided for the area.</li> </ul>

## 20.5 Development Standards for Subdivision

### 20.5.1 Subdivision

<b>Objective:</b>	
To provide for lots with appropriate area, dimensions, services, roads and access to public open space to accommodate development consistent with the Zone Purpose and any relevant Local Area Objectives or Desired Future Character Statements.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> The size of each lot must be no less than: 300 m <sup>2</sup> .	<b>P1</b> The size of each lot must be sufficient to accommodate development consistent with the Zone Purpose, having regard to any Local Area

except if for public open space, a riparian reserve or utilities.	Objectives or Desired Future Character Statements.
<b>A2</b> The design of each lot must provide a minimum building area that is rectangular in shape and complies with all of the following; <ul style="list-style-type: none"> <li>(a) clear of the frontage, side and rear boundary setbacks;</li> <li>(b) clear of easements;</li> <li>(c) clear of title restrictions that would limit or restrict the development of a commercial building;</li> <li>(d) has an average slope of no more than 1 in 5;</li> <li>(e) is a minimum of 10 m x 15 m in size.</li> </ul>	<b>P2</b> <ul style="list-style-type: none"> <li>(a) be reasonably capable of accommodating use and development consistent with Zone Purpose, having regard to any Local Area Objectives or Desired Future Character Statements;</li> <li>(b) provides for sufficient useable area on the lot for on-site parking and maneuvering, unless adequate arrangements are made for suitable alternative solutions to future likely demand generated by the development potential of the lot;</li> <li>(c) minimises the need for earth works, retaining walls, and cut &amp; fill associated with future development.</li> </ul>
<b>A3</b> The frontage for each lot must be no less than: 15 m.	<b>P3</b> The frontage of each lot must be sufficient to accommodate development consistent with the Zone Purpose, having regard to any Local Area Objectives or Desired Future Character Statements.
<b>A4</b> No Acceptable Solution.	<b>P4</b> The arrangement of roads within a subdivision must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) the subdivision will not compromise appropriate and reasonable future subdivision of the entirety of the parent lot;</li> <li>(b) accords with any relevant road network plan adopted by the Planning Authority;</li> <li>(c) facilitates the subdivision of neighbouring land with subdivision potential through the provision of connector roads, where appropriate, to the common boundary;</li> <li>(d) provides for acceptable levels of access, safety, convenience and legibility through a consistent road function hierarchy.</li> </ul>
<b>A5</b> Each lot must be connected to services adequate to support the likely future use and development of the land.	<b>P5</b> No Performance Criteria.
<b>A6</b> No Acceptable Solution.	<b>P6</b> Public Open Space must be provided as land or cash in lieu, in accordance with the relevant Council policy.

## 21.0 General Business Zone

This zone is not used in this planning scheme.

## 22.0 Central Business Zone

This zone is not used in this planning scheme.

## 23.0 Commercial Zone

This zone is not used in this planning scheme.

## 24.0 Light Industrial Zone

### 24.1 Zone Purpose

#### 24.1.1 Zone Purpose Statements

24.1.1.1 To provide for manufacturing, processing, repair, storage and distribution of goods and materials where off-site impacts are minimal or can be managed to minimise conflict or impact on the amenity of any other uses.

24.1.1.2 To promote efficient use of existing industrial land stock.

24.1.1.3 To minimise land use conflict in order to protect industrial viability and the safety and amenity of sensitive land uses in adjacent zones.

24.1.1.4 To provide industrial activity with good access to strategic transport networks.

#### 24.1.2 Local Area Objectives

There are no Local Area Objectives for this zone.

#### 24.1.3 Desired Future Character Statements

There are no Desired Future Character Statements for the zone.

### 24.2 Use Table

No Permit Required	
Use Class	Qualification
Any permitted use	Only if replacing an existing use on the site and there is no associated development requiring a permit
Natural and cultural values management	
Utilities	Only if minor utilities
Permitted	
Use Class	Qualification
Equipment and machinery sales	

and hire	
Manufacturing and processing	
Port and shipping	Except if a wharf
Service industry	
Storage	
<b>Discretionary</b>	
<b>Use Class</b>	<b>Qualification</b>
Bulky goods sales	
Educational and occasional care	Only if employment training centre
Emergency services	
Food services	Only if take away food premises or cafe
General retail and hire	Only if for an existing general retail and hire use
Passive recreation	
Port and shipping	Only if a wharf
Recycling and waste disposal	Only if a scrap yard or waste transfer station
Research and development	
Resource processing	
Sports and recreation	
Transport depot and distribution	
Utilities	Except if No Permit Required.
Vehicle fuel sales and service	
Vehicle parking	
<b>Prohibited</b>	
<b>Use Class</b>	<b>Qualification</b>
All other uses	

## 24.3 Use Standards

### 24.3.1 Hours of Operation

<b>Objective:</b>	
To ensure that hours of operation do not have unreasonable impact on residential amenity on land within a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Hours of operation of a use within 100 m of a residential zone must be within:	<b>P1</b> Hours of operation of a use within 100 m of a residential zone must not have an unreasonable impact upon the residential amenity of land in a

(a) 7.00 am to 7.00 pm Mondays to Fridays inclusive;	residential zone through commercial vehicle movements, noise or other emissions that are unreasonable in their timing, duration or extent.
(b) 9.00 am to 5.00 pm Saturdays;	
(c) nil Sundays and Public Holidays. except for office and administrative tasks.	

#### 24.3.2 Noise

<b>Objective:</b>	
To ensure that noise emissions do not cause environmental harm and do not have unreasonable impact on residential amenity on land within a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Noise emissions measured at the boundary of a residential zone must not exceed the following: <ul style="list-style-type: none"> <li>(a) 55dB(A) (LAeq) between the hours of 7.00 am to 7.00 pm;</li> <li>(b) 5dB(A) above the background (LA90) level or 40dB(A) (LAeq), whichever is the lower, between the hours of 7.00 pm to 7.00 am;</li> <li>(c) 65dB(A) (LAm<sub>ax</sub>) at any time.</li> </ul> Measurement of noise levels must be in accordance with the methods in the Tasmanian Noise Measurement Procedures Manual, issued by the Director of Environmental Management, including adjustment of noise levels for tonality and impulsiveness. Noise levels are to be averaged over a 15 minute time interval.	<b>P1</b> Noise emissions measured at the boundary of a residential zone must not cause environmental harm within the residential zone.
<b>A2</b> External amplified loud speakers or music must not be used within 50 m of a residential zone.	<b>P2</b> Noise emissions measured at the boundary of a residential zone must not cause environmental harm within the residential zone.

#### 24.3.3 External Lighting

<b>Objective:</b>	
To ensure that external lighting does not have unreasonable impact on residential amenity on land within a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> External lighting within 50 m of a residential zone must comply with all of the following: <ul style="list-style-type: none"> <li>(a) be turned off between 10:00 pm and 6:00</li> </ul>	<b>P1</b> External lighting within 50 m of a residential zone must not adversely affect the amenity of adjoining residential areas, having regard to all of the following:

am, except for security lighting;	(a) level of illumination and duration of lighting;
(b) security lighting must be baffled to ensure they do not cause emission of light outside the zone.	(b) distance to habitable rooms in an adjacent dwelling.

#### 24.3.4 Commercial Vehicle Movements

<b>Objective:</b>	
To ensure that commercial vehicle movements not have unreasonable impact on residential amenity on land within a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Commercial vehicle movements, (including loading and unloading and garbage removal) to or from a site within 50 m of a residential zone must be within the hours of: <ul style="list-style-type: none"> <li>(a) 7.00 am to 7.00 pm Mondays to Saturdays inclusive;</li> <li>(b) 9 am to 5.00 pm Sundays and Public Holidays.</li> </ul>	<b>P1</b> Commercial vehicle movements, (including loading and unloading and garbage removal) to or from a site within 50 m of a residential zone must not result in unreasonable adverse impact upon residential amenity having regard to all of the following: <ul style="list-style-type: none"> <li>(a) the time and duration of commercial vehicle movements;</li> <li>(b) the number and frequency of commercial vehicle movements;</li> <li>(c) the size of commercial vehicles involved;</li> <li>(d) the ability of the site to accommodate commercial vehicle turning movements, including the amount of reversing (including associated warning noise);</li> <li>(e) noise reducing structures between vehicle movement areas and dwellings;</li> <li>(f) the level of traffic on the road;</li> <li>(g) the potential for conflicts with other traffic.</li> </ul>

#### 24.3.5 Outdoor Work Areas

<b>Objective:</b>	
To ensure that use of outdoor work areas does not have unreasonable impact on residential amenity on land within a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Outdoor work areas and noise-emitting services such as air conditioning equipment, pumps and ventilations fans must not be located within 50 m of a residential zone.	<b>P1</b> Outdoor work areas and noise-emitting services such as air conditioning equipment, pumps and ventilations fans located within 50 m of a residential zone must be accompanied by effective acoustic screening in the intervening space.



## 24.4 Development Standards for Buildings and Works

### 24.4.1 Building Height

<b>Objective:</b>	
To ensure that building height contributes positively to the streetscape and does not result in unreasonable impact on residential amenity of land in a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Building height must be no more than: 9 m.	<b>P1</b> Building height must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be consistent with any Desired Future Character Statements provided for the area;</li> <li>(b) be compatible with the scale of nearby buildings;</li> <li>(c) not unreasonably overshadow adjacent public space;</li> <li>(d) allow for a transition in height between adjoining buildings, where appropriate;</li> </ul>
<b>A2</b> Building height within 10 m of a residential zone must be no more than 8.5 m.	<b>P2</b> Building height within 10 m of a residential zone must be compatible with the building height of existing buildings on adjoining lots in the residential zone.

### 24.4.2 Setback

<b>Objective:</b>	
To ensure that building setback contributes positively to the streetscape and does not result in unreasonable impact on residential amenity of land in a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Building setback from frontage must be parallel to the frontage and must be no less than: 10 m	<b>P1</b> Building setback from frontage must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be consistent with any Desired Future Character Statements provided for the area;</li> <li>(b) be compatible with the setback of adjoining buildings, generally maintaining a continuous building line if evident in the streetscape;</li> <li>(c) enhance the characteristics of the site, adjoining lots and the streetscape;</li> <li>(d) provide adequate opportunity for parking.</li> </ul>
<b>A2</b> Building setback from a residential zone must be	<b>P2</b> Building setback from a residential zone must be

no less than: (a) 10 m; (b) half the height of the wall, whichever is the greater.	sufficient to prevent unreasonable adverse impacts on residential amenity by: (a) overshadowing and reduction of sunlight to habitable rooms and private open space on adjoining lots to less than 3 hours between 9.00 am and 5.00 pm on June 21 or further decrease sunlight hours if already less than 3 hours; (b) overlooking and loss of privacy; (c) visual impact when viewed from adjoining lots, (d) industrial activity.
--	---

#### 24.4.3 Design

<b>Objective:</b>	
To ensure that building design contributes positively to the streetscape, the amenity and safety of the public and adjoining land in a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Building design must comply with all of the following: (a) provide the main pedestrian entrance to the building so that it is clearly visible from the road or publicly accessible areas on the site; (b) for new building or alterations to an existing facade provide windows and door openings at ground floor level in the front façade no less than 40% of the surface area of the ground floor level facade ; (c) for new building or alterations to an existing facade ensure any single expanse of blank wall in the ground level front façade and facades facing other public spaces is not greater than 50% of the length of the facade; (d) screen mechanical plant and miscellaneous equipment such as heat pumps, air conditioning units, switchboards, hot water units or similar from view from the street and other public spaces; (e) incorporate roof-top service infrastructure, including service plants and lift structures, within the design of the roof; (f) provide awnings over the public footpath if	<b>P1</b> Building design must enhance the streetscape by satisfying all of the following: (a) provide the main access to the building in a way that is visible from the street or other public space boundary; (b) provide windows in the front façade in a way that enhances the streetscape and provides for passive surveillance of public spaces; (c) treat very large expanses of blank wall in the front façade and facing other public space boundaries with architectural detail or public art so as to contribute positively to the streetscape and public space; (d) ensure the visual impact of mechanical plant and miscellaneous equipment, such as heat pumps, air conditioning units, switchboards, hot water units or similar, is limited when viewed from the street; (e) ensure roof-top service infrastructure, including service plants and lift structures, is screened so as to have limited visual impact; (f) only provide shutters where essential for the security of the premises and other alternatives for ensuring security are not

<p>existing on the site or on adjoining lots;</p> <p>(g) not include security shutters over windows or doors with a frontage to a street or public place.</p>	<p>feasible;</p> <p>(g) be consistent with any Desired Future Character Statements provided for the area.</p>
<p><b>A2</b></p> <p>Walls of a building on land adjoining a residential zone must comply with all of the following:</p> <p>(a) be coloured using colours with a light reflectance value not greater than 40 percent.;</p> <p>(b) if within 50 m of a residential zone, must not have openings in walls facing the residential zone, unless the line of sight to the building is blocked by another building.</p>	<p><b>P2</b></p> <p>No performance criteria.</p>

#### 24.4.4 Passive Surveillance

<b>Objective:</b>	
To ensure that building design provides for the safety of the public.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Building design must comply with all of the following:</p> <p>(a) provide the main pedestrian entrance to the building so that it is clearly visible from the road or publicly accessible areas on the site;</p> <p>(b) for new buildings or alterations to an existing facade provide windows and door openings at ground floor level in the front façade which amount to no less than 20 % of the surface area of the ground floor level facade;</p> <p>(c) for new buildings or alterations to an existing facade provide windows and door openings at ground floor level in the façade of any wall which faces a public space or a car park which amount to no less than 10 % of the surface area of the ground floor level facade;</p> <p>(d) avoid creating entrapment spaces around the building site, such as concealed alcoves near public spaces;</p> <p>(e) provide external lighting to illuminate car parking areas and pathways;</p>	<p><b>P1</b></p> <p>Building design must provide for passive surveillance of public spaces by satisfying all of the following:</p> <p>(a) provide the main entrance or entrances to a building so that they are clearly visible from nearby buildings and public spaces;</p> <p>(b) locate windows to adequately overlook the street and adjoining public spaces;</p> <p>(c) incorporate windows and doors for ground floor offices to look upon public access to the building;</p> <p>(d) locate external lighting to illuminate any entrapment spaces around the building site;</p> <p>(e) design and locate public access to provide high visibility for users and provide clear sight lines between the entrance and adjacent properties and public spaces;</p> <p>(f) provide for sight lines to other buildings and public spaces.</p>

(f) provide well-lit public access at the ground floor level from any external car park.	
--	--

#### 24.4.5 Landscaping

<b>Objective:</b>	
To ensure that a safe and attractive landscaping treatment enhances the appearance of the site and if relevant provides a visual break from land in a residential zone.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Landscaping must be provided along the frontage of a site (except where access is provided) unless the building has nil setback to frontage.	<b>P1</b> Landscaping must be provided to satisfy all of the following: <ul style="list-style-type: none"> <li>(a) enhance the appearance of the development;</li> <li>(b) provide a range of plant height and forms to create diversity, interest and amenity;</li> <li>(c) not create concealed entrapment spaces;</li> <li>(d) be consistent with any Desired Future Character Statements provided for the area.</li> </ul>
<b>A2</b> Along a boundary with a residential zone landscaping must be provided for a depth no less than: 10 m.	<b>P2</b> Along a boundary with a residential zone landscaping or a building design solution must be provided to avoid unreasonable adverse impact on the visual amenity of adjoining land in a residential zone, having regard to the characteristics of the site and the characteristics of the adjoining residentially-zones land.

#### 24.4.6 Outdoor Storage Areas

<b>Objective:</b>	
To ensure that outdoor storage areas for non-residential use do not detract from the appearance of the site or the locality.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Outdoor storage areas for non-residential uses must comply with all of the following: <ul style="list-style-type: none"> <li>(a) be located behind the building line;</li> <li>(b) all goods and materials stored must be screened from public view;</li> <li>(c) not encroach upon car parking areas, driveways or landscaped areas.</li> </ul>	<b>P1</b> Outdoor storage areas for non-residential uses must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be located, treated or screened to avoid unreasonable adverse impact on the visual amenity of the locality;</li> <li>(b) not encroach upon car parking areas, driveways or landscaped areas.</li> </ul>

#### 24.4.7 Fencing

<b>Objective:</b>	
To ensure that fencing does not detract from the appearance of the site or the locality and provides for passive surveillance.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Fencing must comply with all of the following: <ul style="list-style-type: none"> <li>(a) fences, walls and gates of greater height than 2.1m must not be erected within 10 m of the frontage;</li> <li>(b) fences along a frontage must be at least 50% transparent above a height of 1.2 m;</li> <li>(c) height of fences along a common boundary with land in a residential zone must be no more than 2.1 m and must not contain barbed wire.</li> </ul>	<b>P1</b> Fencing must contribute positively to the streetscape and not have an unreasonable adverse impact upon the amenity of land in a residential zone which lies opposite or shares a common boundary with a site, having regard to all of the following: <ul style="list-style-type: none"> <li>(a) the height of the fence;</li> <li>(b) the degree of transparency of the fence;</li> <li>(c) the location and extent of the fence;</li> <li>(d) the design of the fence;</li> <li>(e) the fence materials and construction;</li> <li>(f) the nature of the use;</li> <li>(g) the characteristics of the site, the streetscape and the locality, including fences;</li> <li>(h) any Desired Future Character Statements provided for the area.</li> </ul>

### 24.5 Development Standards for Subdivision

#### 24.5.1 Subdivision

<b>Objective:</b>	
To provide for lots with appropriate area, dimensions, services, roads and access to public open space to accommodate development consistent with the Zone Purpose and any relevant Local Area Objectives or Desired Future Character Statements.	
Acceptable Solutions	Performance Criteria
<b>A1</b> The size of each lot must be no less than: 1,000 m <sup>2</sup> . except if for public open space, a riparian reserve or utilities.	<b>P1</b> The size of each lot must be sufficient to accommodate development consistent with the Zone Purpose, having regard to any Local Area Objectives or Desired Future Character Statements.
<b>A2</b> The design of each lot must provide a minimum building area that is rectangular in shape and	<b>P2</b> <ul style="list-style-type: none"> <li>(a) be reasonably capable of accommodating use and development consistent with Zone Purpose, having regard to any Local Area</li> </ul>

<p>complies with all of the following;</p> <ul style="list-style-type: none"> <li>(a) clear of the frontage, side and rear boundary setbacks;</li> <li>(b) clear of easements;</li> <li>(c) clear of title restrictions that would limit or restrict the development of a commercial building;</li> <li>(d) has an average slope of no more than 1 in 10;</li> <li>(e) is a minimum of 20 m x 20 m in size.</li> </ul>	<p>Objectives or Desired Future Character Statements;</p> <ul style="list-style-type: none"> <li>(b) provides for sufficient useable area on the lot for on-site parking and maneuvering, unless adequate arrangements are made for suitable alternative solutions to future likely demand generated by the development potential of the lot;</li> <li>(c) minimises the need for earth works, retaining walls, and cut &amp; fill associated with future development.</li> </ul>
<p><b>A3</b></p> <p>The frontage for each lot must be no less than: 25 m.</p>	<p><b>P3</b></p> <p>The frontage of each lot must be sufficient to accommodate development consistent with the Zone Purpose, having regard to any Local Area Objectives or Desired Future Character Statements.</p>
<p><b>A4</b></p> <p>No Acceptable Solution.</p>	<p><b>P4</b></p> <p>The arrangement of roads within a subdivision must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) the subdivision will not compromise appropriate and reasonable future subdivision of the entirety of the parent lot;</li> <li>(b) accords with any relevant road network plan adopted by the Planning Authority;</li> <li>(c) facilitates the subdivision of neighbouring land with subdivision potential through the provision of connector roads, where appropriate, to the common boundary;</li> <li>(d) provides for acceptable levels of access, safety, convenience and legibility through a consistent road function hierarchy.</li> </ul>
<p><b>A5</b></p> <p>Each lot must be connected to services adequate to support the likely future use and development of the land.</p>	<p><b>P5</b></p> <p>No Performance Criteria.</p>
<p><b>A6</b></p> <p>No Acceptable Solution.</p>	<p><b>P6</b></p> <p>Public Open Space must be provided as land or cash in lieu, in accordance with the relevant Council policy.</p>

## 25.0 General Industrial Zone

### 25.1 Zone Purpose

#### 25.1.1 Zone Purpose Statements

25.1.1.1 To provide for manufacturing, processing, repair, storage and distribution of goods and materials where there may be impacts on neighbouring uses.

25.1.1.2 To provide industrial activity with good access to strategic transport networks.

25.1.1.3 To promote efficient use of existing industrial land stock.

25.1.1.4 To restrict intensification of existing non-conforming uses.

25.1.1.5 To provide industrial activity with good access to strategic transport networks.

#### 25.1.2 Local Area Objectives

There are no Local Area Objectives for this zone.

#### 25.1.3 Desired Future Character Statements

There are no Desired Future Character Statements for the zone.

### 25.2 Use Table

No Permit Required	
Use Class	Qualification
Any permitted use	Only if replacing an existing use on the site and there is no associated development requiring a permit
Natural and cultural values management	
Utilities	Only minor utilities
Permitted	
Use Class	Qualification
Equipment and machinery sales and hire	
Manufacturing and processing	
Port and shipping	Except if a wharf
Recycling and waste disposal	
Resource processing	
Storage	
Transport depot and distribution	
Utilities	Except if No Permit Required.
Discretionary	
Use Class	Qualification

Education and occasional care	Only if employment training centre
Emergency services	
Food services	Only if take away food premises or cafe
Pleasure boat facility	
Research and development	
Port and shipping	Only if a wharf
Sports and recreation	
Vehicle fuel sales and service	
Vehicle parking	
<b>Prohibited</b>	
<b>Use Class</b>	<b>Qualification</b>
All other uses	

### 25.3 Use Standards

There are no use standards for this zone.

### 25.4 Development Standards for Buildings and Works

#### 25.4.1 Building Height

<b>Objective:</b>	
To ensure that building height does not result in excessive impact on the landscape.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Building height must be no more than: 20 m.	<b>P1</b> Building height must satisfy all of the following: (a) be consistent with any Desired Future Character Statements provided for the area;

#### 25.4.2 Setback

<b>Objective:</b>	
To ensure that building setback contributes positively to the streetscape.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Building setback from frontage must be no less than: 10 m.	<b>P1</b> Building setback from frontage must satisfy all of the following: (a) be consistent with any Desired Future Character Statements provided for the area; (b) be compatible with the setback of adjoining buildings;



	(c) enhance the characteristics of the site, adjoining lots and the streetscape; (d) provide adequate opportunity for parking.
--	---

#### 25.4.3 Design

<b>Objective:</b>	
To ensure that building design contributes positively to the streetscape.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Building design must address the street by complying with all of the following: <ul style="list-style-type: none"> <li>(a) provide the main pedestrian entrance to the building at the frontage;</li> <li>(b) screen mechanical plant from view from the street and other public spaces;</li> <li>(c) incorporate roof-top service infrastructure, including service plants and lift structures, within the design of the roof.</li> </ul>	<b>P1</b> Building design must satisfying all of the following: <ul style="list-style-type: none"> <li>(a) provide the main access to the building in a way that is visible from the street;</li> <li>(b) ensure the visual impact of mechanical plant is limited when viewed from the street;</li> <li>(c) ensure roof-top service infrastructure, including service plants and lift structures, is screened so as to have limited visual impact;</li> <li>(d) be consistent with any Desired Future Character Statements provided for the area.</li> </ul>

#### 25.4.4 Fencing

<b>Objective:</b>	
To ensure that fencing does not detract from the appearance of the site or the locality and provides for passive surveillance.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Fencing must comply with all of the following: <ul style="list-style-type: none"> <li>(a) fences, walls and gates of greater height than 2.4 m must not be erected within 10 m of the frontage;</li> <li>(b) fences along a frontage must be at least 50% transparent above a height of 1.2 m.</li> </ul>	<b>P1</b> Fencing must contribute positively to the streetscape and not have an unreasonable adverse impact upon the amenity of public roads and other public spaces, having regard to all of the following: <ul style="list-style-type: none"> <li>(a) the height of the fence;</li> <li>(b) the degree of transparency of the fence;</li> <li>(c) the location and extent of the fence;</li> <li>(d) the design of the fence;</li> <li>(e) the fence materials and construction;</li> <li>(f) the nature of the use;</li> <li>(g) the characteristics of the site, the streetscape and the locality, including fences;</li> </ul>

	(h) any Desired Future Character Statements provided for the area.
--	--

## 25.5 Development Standards for Subdivision

### 25.5.1 Subdivision

<b>Objective:</b>	
To provide for lots with appropriate area, dimensions, services, roads and access to public open space to accommodate development consistent with the Zone Purpose and any relevant Local Area Objectives or Desired Future Character Statements.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> The size of each lot must be no less than: 2,000 m <sup>2</sup> . except if for public open space, a riparian reserve or utilities.	<b>P1</b> The size of each lot must be sufficient to accommodate development consistent with the Zone Purpose, having regard to any Local Area Objectives or Desired Future Character Statements.
<b>A2</b> The design of each lot must provide a minimum building area that is rectangular in shape and complies with all of the following; (a) clear of the frontage, side and rear boundary setbacks; (b) clear of easements; (c) clear of title restrictions that would limit or restrict the development of a commercial building; (d) has an average slope of no more than 1 in 10; (e) is a minimum of 20 m x 40 m in size.	<b>P2</b> (a) be reasonably capable of accommodating use and development consistent with Zone Purpose, having regard to any Local Area Objectives or Desired Future Character Statements; (b) provides for sufficient useable area on the lot for on-site parking and maneuvering, unless adequate arrangements are made for suitable alternative solutions to future likely demand generated by the development potential of the lot; (c) minimises the need for earth works, retaining walls, and cut & fill associated with future development.
<b>A3</b> The frontage for each lot must be no less than: 40 m.	<b>P3</b> The frontage of each lot must be sufficient to accommodate development consistent with the Zone Purpose, having regard to any Local Area Objectives or Desired Future Character Statements.
<b>A4</b> No Acceptable Solution.	<b>P4</b> The arrangement of roads within a subdivision must satisfy all of the following: (a) the subdivision will not compromise appropriate and reasonable future subdivision of the entirety of the parent lot;

	<p>(b) accords with any relevant road network plan adopted by the Planning Authority;</p> <p>(c) facilitates the subdivision of neighbouring land with subdivision potential through the provision of connector roads, where appropriate, to the common boundary;</p> <p>(d) provides for acceptable levels of access, safety, convenience and legibility through a consistent road function hierarchy.</p>
<p><b>A5</b></p> <p>Each lot must be connected to services adequate to support the likely future use and development of the land.</p>	<p><b>P5</b></p> <p>No Performance Criteria.</p>
<p><b>A6</b></p> <p>No Acceptable Solution.</p>	<p><b>P6</b></p> <p>Public Open Space must be provided as land or cash in lieu, in accordance with the relevant Council policy.</p>

## 26.0 Rural Resource Zone

### 26.1 Zone Purpose

#### 26.1.1 Zone Purpose Statements

26.1.1.1 To provide for the sustainable use or development of resources for agriculture, aquaculture, forestry, mining and other primary industries, including opportunities for resource processing.

26.1.1.2 To provide for other use or development that does not constrain or conflict with resource development uses.

26.1.1.3 To provide for non-agricultural use or development, such as recreation, conservation, tourism and retailing, where it supports existing agriculture, aquaculture, forestry, mining and other primary industries.

26.1.1.4 To allow for residential and other uses not necessary to support agriculture, aquaculture and other primary industries provided that such uses do not:

- (a) fetter existing or potential rural resource use and development on other land;
- (b) add to the need to provide services or infrastructure or to upgrade existing infrastructure;
- (c) contribute to the incremental loss of productive rural resources.

26.1.1.5 To provide for protection of rural land so future resource development opportunities are not lost.

#### 26.1.2 Local Area Objectives

There are no Local Area Objectives for this zone.

### 26.1.3 Desired Future Character Statements

There are no Desired Future Character Statements for the zone.

## 26.2 Use Table

No Permit Required	
Use Class	Qualification
Any permitted use	Only if replacing an existing use on the site and there is no associated development requiring a permit
Natural and cultural values management	
Passive recreation	
Resource development	Only if agriculture, bee keeping, crop production, forest operations in accordance with a Forest Practices Plan, horse stud or tree farming and plantation forestry in accordance with a Forest Practices Plan.
Utilities	Only if minor utilities
Permitted	
Use Class	Qualification
Educational and occasional care	Only if for home-based child care in accordance with a licence under the <i>Child Care Act 2001</i>
Residential	Only if home-based business or an extension or replacement of an existing dwelling
Resource development	Except where No Permit Required or Discretionary
Discretionary	
Use Class	Qualification
Bulky goods sales	Only if rural suppliers, garden and landscape suppliers or timber yard
Community meeting and entertainment	Only if by the Council, an agency or a community organisation.
Crematoria and cemeteries	
Domestic Animal breeding, boarding and training	
Educational and occasional care	Only if related to rural resource use. Except if Permitted.
Emergency services	
Extractive Industry	
Food Services	Only if for the serving of agricultural produce primarily from the region.
General retail and hire	Only if for the sale of agricultural produce primarily from the property or for the hire of rural equipment.

Manufacturing and processing	Only if manufacturing of rural equipment or processing rural products.
Motor racing facility	
Pleasure boat facility	
Research and development	
Residential	Only if single dwelling
Resource development	Only if intensive animal husbandry
Resource processing	
Recycling and waste disposal	
Service industry	Only if primarily for vehicles and machinery used for resource development uses.
Sports and recreation	Only if firing range, golf course or driving range; outdoor recreation facility; race course and sports ground
Storage	Only if a contractors yard, freezing and cool storage, liquid fuel depot, solid fuel depot or woodyard, or within a building existing at the effective date at 6092 High Street, Buckland (folio of the Register volume 102967 folio 1)
Tourist operation	
Transport depot and distribution	Only if for transport and distribution of rural equipment and products.
Visitor accommodation	
Utilities	Except if No Permit Required.
<b>Prohibited</b>	
<b>Use Class</b>	<b>Qualification</b>
All other uses	

## 26.3 Use Standards

### 26.3.1 Sensitive Use (including residential use)

<b>Objective:</b>	
To ensure sensitive use does not unreasonably convert agricultural land or conflict with or fetter non-sensitive use.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> A sensitive use is for a home based business or an extension or replacement of an existing dwelling or existing ancillary dwelling, or for home-based child care in accordance with a licence under the <i>Child Care Act 2001</i> .	<b>P1</b> A sensitive use must not unreasonably convert agricultural land or conflict with or fetter non-sensitive use on adjoining land having regard to all of the following: (a) the characteristics of the proposed sensitive

	<p>use;</p> <p>(b) the characteristics of the existing or likely non-sensitive use on adjoining land;</p> <p>(c) setback to site boundaries and separation distance between the proposed sensitive use and existing or likely non-sensitive use on adjoining land;</p> <p>(d) any characteristics of the site and adjoining land that would buffer the proposed sensitive use from the adverse impacts on residential amenity from existing or likely non-sensitive use.</p>
--	--

#### 26.3.2 Visitor Accommodation

<b>Objective:</b>	
To ensure visitor accommodation is of a scale that accords with the rural character and use of the area.	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>Visitor accommodation must comply with all of the following:</p> <p>(a) is accommodated in existing buildings;</p> <p>(b) provides for any parking and manoeuvring spaces required pursuant to the Parking and Access Code on-site;</p> <p>(c) has a floor area of no more than 160m<sup>2</sup>.</p>	<p><b>P1</b></p> <p>Visitor accommodation must satisfy all of the following:</p> <p>(a) not adversely impact residential amenity and privacy of adjoining properties;</p> <p>(b) provide for any parking and manoeuvring spaces required pursuant to the Parking and Access Code on-site;</p> <p>(c) be of an intensity that respects the character of use of the area;</p> <p>(d) not adversely impact the safety and efficiency of the local road network or disadvantage owners and users of private rights of way;</p> <p>(e) be located on the property's poorer quality agricultural land or within the farm homestead buildings precinct;</p> <p>(f) not fetter the rural resource use of the property or adjoining land.</p>

#### 26.3.3 Discretionary Use

<b>Objective:</b>	
To ensure that discretionary non-agricultural uses do not unreasonably confine or restrain the agricultural use of agricultural land.	
Acceptable Solutions	Performance Criteria
<b>A1</b>	<b>P1</b>

No acceptable solution.	<p>A discretionary non-agricultural use must not conflict with or fetter agricultural use on the site or adjoining land having regard to all of the following:</p> <ul style="list-style-type: none"> <li>(a) the characteristics of the proposed non-agricultural use;</li> <li>(b) the characteristics of the existing or likely agricultural use;</li> <li>(c) setback to site boundaries and separation distance between the proposed non-agricultural use and existing or likely agricultural use;</li> <li>(d) any characteristics of the site and adjoining land that would buffer the proposed non-agricultural use from the adverse impacts on amenity from existing or likely agricultural use.</li> </ul>
-------------------------	--

## 26.4 Development Standards for Buildings and Works

### 26.4.1 Building Height

<b>Objective:</b>	
To ensure that building height contributes positively to the rural landscape and does not result in unreasonable impact on residential amenity of land.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Building height must be no more than:</p> <ul style="list-style-type: none"> <li>(a) 8.5 m if for a residential use;</li> <li>(b) 10 m otherwise.</li> </ul>	<p><b>P1</b></p> <p>Building height must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) be consistent with any Desired Future Character Statements provided for the area;</li> <li>(b) be sufficient to prevent unreasonable adverse impacts on residential amenity on adjoining lots by overlooking and loss of privacy;</li> <li>(c) if for a non-residential use, the height is necessary for that use.</li> </ul>

### 26.4.2 Setback

<b>Objective:</b>
To minimise land use conflict and fettering of use of rural land from residential use, maintain desirable characteristics of the rural landscape and protect environmental values in adjoining land zoned Environmental Management.

Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>Building setback from frontage must be no less than:</p> <p>20 m.</p>	<p><b>P1</b></p> <p>Building setback from frontages must maintain the desirable characteristics of the surrounding landscape and protect the amenity of adjoining lots, having regard to all of the following:</p> <ul style="list-style-type: none"> <li>(a) the topography of the site;</li> <li>(b) the size and shape of the site;</li> <li>(c) the prevailing setbacks of existing buildings on nearby lots;</li> <li>(d) the location of existing buildings on the site;</li> <li>(e) the proposed colours and external materials of the building;</li> <li>(f) the visual impact of the building when viewed from an adjoining road;</li> <li>(g) retention of vegetation.</li> </ul>
<p><b>A2</b></p> <p>Building setback from side and rear boundaries must be no less than:</p> <p>50 m.</p>	<p><b>P2</b></p> <p>Building setback from side and rear boundaries must maintain the character of the surrounding rural landscape, having regard to all of the following:</p> <ul style="list-style-type: none"> <li>(a) the topography of the site;</li> <li>(b) the size and shape of the site;</li> <li>(c) the location of existing buildings on the site;</li> <li>(d) the proposed colours and external materials of the building;</li> <li>(e) visual impact on skylines and prominent ridgelines;</li> <li>(f) impact on native vegetation.</li> </ul>
<p><b>A3</b></p> <p>Building setback for buildings for sensitive use must comply with all of the following:</p> <ul style="list-style-type: none"> <li>(a) be sufficient to provide a separation distance from a plantation forest, Private Timber Reserve or State Forest of 100 m;</li> <li>(b) be sufficient to provide a separation distance from land zoned Significant Agriculture of 200 m.</li> </ul>	<p><b>P3</b></p> <p>Building setback for buildings for sensitive use (including residential use) must prevent conflict or fettering of primary industry uses on adjoining land, having regard to all of the following:</p> <ul style="list-style-type: none"> <li>(a) the topography of the site;</li> <li>(b) the prevailing setbacks of existing buildings on nearby lots;</li> <li>(c) the location of existing buildings on the site;</li> <li>(d) retention of vegetation;</li> <li>(e) the zoning of adjoining and immediately</li> </ul>



	<p>opposite land;</p> <p>(f) the existing use on adjoining and immediately opposite sites;</p> <p>(g) the nature, frequency and intensity of emissions produced by primary industry uses on adjoining and immediately opposite lots;</p> <p>(h) any proposed attenuation measures;</p> <p>(i) any buffers created by natural or other features.</p>
<p><b>A4</b></p> <p>Buildings and works must be setback from land zoned Environmental Management no less than:</p> <p>100 m.</p>	<p><b>P4</b></p> <p>Buildings and works must be setback from land zoned Environmental Management to minimise unreasonable impact from development on environmental values, having regard to all of the following:</p> <p>(a) the size of the site;</p> <p>(b) the potential for the spread of weeds or soil pathogens;</p> <p>(c) the potential for contamination or sedimentation from water runoff;</p> <p>(d) any alternatives for development.</p>

#### 26.4.3 Design

<b>Objective:</b>	
To ensure that the location and appearance of buildings and works minimises adverse impact on the rural landscape.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>The location of buildings and works must comply with any of the following:</p> <p>(a) be located within a building area, if provided on the title;</p> <p>(b) be an addition or alteration to an existing building;</p> <p>(c) be located in an area not require the clearing of native vegetation and not on a skyline or ridgeline.</p>	<p><b>P1</b></p> <p>The location of buildings and works must satisfy all of the following:</p> <p>(a) be located on a skyline or ridgeline only if:</p> <p>(i) there are no sites clear of native vegetation and clear of other significant site constraints such as access difficulties or excessive slope, or the location is necessary for the functional requirements of infrastructure;</p> <p>(ii) significant impacts on the rural landscape are minimised through the height of the structure, landscaping and use of colours with a light reflectance value not greater than 40</p>

	<p>percent for all exterior building surfaces;</p> <p>(b) be consistent with any Desired Future Character Statements provided for the area;</p> <p>(c) be located in an area requiring the clearing of native vegetation only if:</p> <p>(i) there are no sites clear of native vegetation and clear of other significant site constraints such as access difficulties or excessive slope, or the location is necessary for the functional requirements of infrastructure;</p> <p>(ii) the extent of clearing is the minimum necessary to provide for buildings, associated works and associated bushfire protection measures.</p>
<p><b>A2</b></p> <p>Exterior building surfaces must be coloured using colours with a light reflectance value not greater than 40 percent.</p>	<p><b>P2</b></p> <p>Buildings must have external finishes that are non-reflective and coloured to blend with the rural landscape.</p>
<p><b>A3</b></p> <p>The depth of any fill or excavation must be no more than 2 m from natural ground level, except where required for building foundations.</p>	<p><b>P3</b></p> <p>The depth of any fill or excavation must be kept to a minimum so that the development satisfies all of the following:</p> <p>(a) does not have significant impact on the rural landscape of the area;</p> <p>(b) does not unreasonably impact upon the privacy of adjoining properties;</p> <p>(c) does not affect land stability on the lot or adjoining areas.</p>

#### 26.4.4 Plantation Forestry

<b>Objective:</b>	
To ensure that plantation forestry does not significantly impact watercourses, sensitive uses and landscape values.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Plantation forestry, including establishment and harvesting, must comply with a certified Forest Practices Plan.</p>	<p><b>P1</b></p> <p>No Performance Criteria.</p>

## 26.5 Development Standards for Subdivision

### 26.5.1 New Lots

<b>Objective:</b>	
To prevent further fragmentation and fettering of rural resource land.	
Acceptable Solutions	Performance Criteria
<b>A1</b> A lot is for public open space, a riparian or littoral reserve, or a Utilities, Emergency services, or Community meeting and entertainment use class, by or on behalf of the State Government, a Council, a statutory authority, or a corporation all the shares of which are held by or on behalf of the State or by a statutory authority.	<b>P1</b> A lot must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be no less than 80 ha;</li> <li>(b) have a frontage of no less than 6m;</li> <li>(c) not be an internal lot;</li> <li>(d) be provided with safe vehicular access from a road;</li> <li>(e) provide for the sustainable commercial operation of the land by either: <ul style="list-style-type: none"> <li>(i) encompassing sufficient agricultural land and key agricultural infrastructure, as demonstrated by a whole farm management plan;</li> <li>(ii) encompassing an existing or proposed non-agricultural rural resource use, as demonstrated by a business plan,</li> </ul> </li> <li>(f) if containing a dwelling, setbacks to new boundaries satisfy clause 26.4.2;</li> <li>(g) if containing a dwelling, other than the primary dwelling, the dwelling is surplus to rural resource requirements of the lot containing the primary dwelling;</li> <li>(h) if vacant, must: <ul style="list-style-type: none"> <li>(i) contain a building area capable of accommodating residential development satisfying clauses 26.4.2 and 26.4.3;</li> <li>(ii) not result in increased demand for public infrastructure or services;</li> </ul> </li> <li>(i) be consistent with any Local Area Objectives or Desired Future Character Statements provided for the area.</li> </ul>

## 26.5.2 Reorganisation of Boundaries

<b>Objective:</b>	
To promote the consolidation of rural resource land and to allow for the rearrangement of existing titles, where appropriate, to provide for a better division of land.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>A lot is for public open space, a riparian or littoral reserve or utilities.</p>	<p><b>P1</b></p> <p>The reorganisation of boundaries must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) all existing lots are adjoining or separated only by a road;</li> <li>(b) no existing lot was formally a crown reserved road or other reserved land;</li> <li>(c) provide for the sustainable commercial operation of the land by either: <ul style="list-style-type: none"> <li>(i) encompassing all or most of the agricultural land and key agricultural infrastructure (including the primary dwelling) in one lot, the 'primary agricultural lot', as demonstrated by a whole farm management plan,</li> <li>(ii) encompassing an existing or proposed non-agricultural rural resource use in one lot;</li> </ul> </li> <li>(d) if a lot contains an existing dwelling, setbacks to new boundaries satisfy clause 26.4.2;</li> <li>(e) if containing a dwelling, other than the primary dwelling, the dwelling is surplus to rural resource requirements of the primary agricultural lot;</li> <li>(f) a new vacant lot must: <ul style="list-style-type: none"> <li>(i) contain land surplus to rural resource requirements of the primary agricultural lot;</li> <li>(ii) contain a building area capable of accommodating residential development satisfying clauses 26.4.2 and 26.4.3.</li> <li>(iii) not result in a significant increase in demand for public infrastructure or services;</li> </ul> </li> <li>(g) all new lots must comply the following:</li> </ul>

	<ul style="list-style-type: none"> <li>(i) be no less than 1ha in size;</li> <li>(ii) have a frontage of no less than 6m;</li> <li>(iii) be serviced by safe vehicular access arrangements;</li> <li>(h) be consistent with any Local Area Objectives or Desired Future Character Statements provided for the area.</li> </ul>
--	--

#### 26.5.3 Historic Heritage Places

<b>Objective:</b>	
To provide for the preservation of heritage places surplus to agricultural needs of rural properties.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>No Acceptable Solution.</p>	<p><b>P1</b></p> <p>The subdivision of a lot for the purposes of excising a Local Heritage Place listed in the Heritage Code to this planning scheme or a place listed on the Tasmanian Heritage Register must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) the place no longer contributes to, or supports, the agricultural use and commercial operation of the property;</li> <li>(b) the subdivision will ensure that the heritage values of the place will be restored and maintained into the future through appropriate mechanisms on the title;</li> <li>(c) any urgent works on the heritage fabric of the place are undertaken within 12 months of the issue of title;</li> <li>(d) the heritage curtilage of the place is contained within the lot;</li> <li>(e) the loss of the land to the remainder of the property will not significantly reduce its agricultural use and commercial operation;</li> <li>(f) setback from a dwelling on the lot to new boundaries satisfy clause 26.4.2;</li> <li>(g) serviceable frontage is provided;</li> <li>(h) safe vehicular access arrangements are provided.</li> </ul>

## 27.0 Significant Agricultural Zone

### 27.1 Zone Purpose

#### 27.1.1 Zone Purpose Statements

- 27.1.1.1 To provide for the use or development of land for higher productivity value agriculture dependent on soil as a growth medium.
- 27.1.1.2 To protect the most productive agricultural land and ensure that non-agricultural use or development does not adversely affect the use or development of that land for agriculture.
- 27.1.1.3 To encourage use and development of land based on comprehensive and sustainable land management practices and infrastructure provision.
- 27.1.1.4 To provide for limited non-agricultural uses that support the continued use of the land for agricultural use.
- 27.1.1.5 To protect regionally significant areas of significant agricultural land identified in the Regional Land Use Strategy, including areas subject to existing or proposed irrigation schemes, from conversion to non-agricultural use.
- 27.1.1.6 To protect areas used for reuse water irrigation.
- 27.1.1.7 To ensure that new residential use is only established where necessary to facilitate the management of the land for agricultural purposes and does not fetter existing or potential agricultural use on other land.
- 27.1.2 Local Area Objectives  
There are no Local Area Objectives for this zone.
- 27.1.3 Desired Future Character Statements  
There are no Desired Future Character Statements for this zone.

### 27.2 Use Table

No Permit Required	
Use Class	Qualification
Natural and cultural values management	
Resource development	Only if for agriculture use.  Except if; controlled environment agriculture not dependent on soil as a growth medium, forest operations, intensive animal husbandry, tree farming and plantation forestry.
Utilities	Only minor utilities
Permitted	
Use Class	Qualification
Educational and occasional care	Only if for home-based child care in accordance with a licence under the <i>Child Care Act 2001</i>

Residential	Only if home-based business or an extension or replacement of an existing dwelling
<b>Discretionary</b>	
<b>Use Class</b>	<b>Qualification</b>
Educational and occasional care	Only if related to agriculture. Except if Permitted.
Extractive industry	
Food services	Only if for the serving of agricultural produce primarily from the region.
General retail and hire	Only if for the sale of agricultural produce primarily from the property.
Research and development	Only if for agricultural research
Resource development	Only if controlled environment agriculture, intensive animal husbandry.  Only if tree farming and plantation forestry in accordance with a Forest Practices Plan and not located on prime agricultural land.
Resource processing	Only if for the treating, processing and packing of produce from the area.
Residential	Only if a single dwelling necessary to support agricultural use on the property
Sports and recreation	
Tourist Operation	Only if associated with agricultural use on the property.
Visitor accommodation	Only if backpackers hostel, bed and breakfast establishment, camping and caravan park, holiday cabin, overnight camping area or seasonal workers accommodation.
Utilities	Except if No Permit Required.
<b>Prohibited</b>	
<b>Use Class</b>	<b>Qualification</b>
All other uses	

## 27.3 Use Standards

### 27.3.1 Sensitive Use (including residential use)

<b>Objective:</b>	
To ensure sensitive use does not conflict with or fetter non-sensitive use.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> A sensitive use is for a home based business or an extension or replacement of an existing dwelling or existing ancillary dwelling.	<b>P1</b> A sensitive use must not conflict with or fetter non-sensitive use on adjoining land having regard to all of the following:

	<ul style="list-style-type: none"> <li>(a) the characteristics of the proposed sensitive use;</li> <li>(b) the characteristics of the existing or likely non-sensitive use in the surrounding area;</li> <li>(c) setback to site boundaries and separation distance between the proposed sensitive use and existing or likely non-sensitive use on adjoining land;</li> <li>(d) any characteristics of the site and adjoining land that would buffer the proposed sensitive use from the adverse impacts on residential amenity from existing or likely non-sensitive use.</li> </ul>
--	---

#### 27.3.2 Visitor Accommodation

<b>Objective:</b>	
To ensure visitor accommodation is of a scale that accords with the rural character and use of the area.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Visitor accommodation must comply with all of the following: <ul style="list-style-type: none"> <li>(a) is accommodated in existing buildings;</li> <li>(b) provides for any parking and manoeuvring spaces required pursuant to the Parking and Access Code on-site;</li> <li>(c) has a floor area of no more than 160m<sup>2</sup>.</li> </ul>	<b>P1</b> Visitor accommodation must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) not adversely impact residential amenity and privacy of adjoining properties;</li> <li>(b) provide for any parking and manoeuvring spaces required pursuant to the Parking and Access Code on-site;</li> <li>(c) be of an intensity that respects the character of use of the area;</li> <li>(d) not adversely impacts the safety and efficiency of the local road network or disadvantage owners and users of private rights of way;</li> <li>(e) be located on the property's poorer quality agricultural land or within the farm homestead buildings precinct;</li> <li>(f) not fetter the rural resource use of the property or adjoining land.</li> </ul>

#### 27.3.3 Discretionary Use

<b>Objective:</b>	
To ensure that discretionary non-agricultural uses do not unreasonably confine or restrain the agricultural use of agricultural land.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>



<p><b>A1</b></p> <p>No acceptable solution.</p>	<p><b>P1</b></p> <p>A discretionary non-agricultural use must not conflict with or fetter agricultural use on the site or adjoining land having regard to all of the following:</p> <ul style="list-style-type: none"> <li>(a) the characteristics of the proposed non-agricultural use;</li> <li>(b) the characteristics of the existing or likely agricultural use;</li> <li>(c) setback to site boundaries and separation distance between the proposed non-agricultural use and existing or likely agricultural use;</li> <li>(d) any characteristics of the site and adjoining land that would buffer the proposed non-agricultural use from the adverse impacts on amenity from existing or likely agricultural use.</li> </ul>
<p><b>A2</b></p> <p>No acceptable solution.</p>	<p><b>P2</b></p> <p>An Extractive industry use must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) be required to locate on the site for one or more of the following reasons: <ul style="list-style-type: none"> <li>(i) to access a specific naturally occurring resource on the site or on land in the vicinity of the site;</li> <li>(ii) to access infrastructure only available on the site or on land in the vicinity of the site;</li> <li>(iii) for operational efficiency;</li> </ul> </li> <li>(b) demonstrate a significant benefit to the region, having regard to the economic, social and environmental costs and benefits of the potential use; and</li> <li>(c) minimise the permanent loss of land for agricultural use.</li> </ul>

## 27.4 Development Standards for Buildings and Works

### 27.4.1 Building Height

<p><b>Objective:</b></p>
<p>To ensure that building height contributes positively to the rural landscape and does not result in unreasonable impact on residential amenity of land.</p>

Acceptable Solutions	Performance Criteria
<b>A1</b> Building height must be no more than: (a) 8.5 m if for a residential use; (b) 10 m otherwise.	<b>P1</b> Building height must satisfy all of the following: (a) be consistent with any Desired Future Character Statements provided for the area; (b) be sufficient to prevent unreasonable adverse impacts on residential amenity on adjoining lots by overlooking and loss of privacy; (c) if for a non-residential use, the height is necessary for that use.

#### 27.4.2 Setback

<b>Objective:</b> To minimise land use conflict and fettering of use of rural land from residential use, maintain desirable characteristics of the rural landscape and protect environmental values in adjoining land zoned Environmental Management.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Building setback from frontage must be no less than: 20 m.	<b>P1</b> Building setback from frontage must satisfy all of the following: (a) be consistent with any Desired Future Character Statements provided for the area; (b) minimise adverse impact on the rural landscape as viewed from the road; (c) be no less than 10 m unless the lot size is less than the minimum lot size in this zone or if there is an existing building set back less than this distance, the setback must not be less than the existing building.
<b>A2</b> Building setback from side and rear boundaries must be no less than: 100 m.	<b>P2</b> Building setback from side and rear boundaries must satisfy all of the following: (a) be sufficient to prevent potential for land use conflict that would fetter non- sensitive use of adjoining land; (b) be no less than: (i) 40 m, if the lot is greater than 1 ha or if there is an existing building set back less than this distance, the <u>setback</u> must not be less than the

	<p>existing building;</p> <p>(ii) 20 m, if the lot is less than or equal to 1 ha or if there is an existing building set back less than this distance,</p> <p>the setback must not be less than the existing building.</p>
<p><b>A3</b></p> <p>Building setback for buildings for sensitive use must comply with all of the following:</p> <p>(a) be sufficient to provide a separation distance from horticultural use or crop production on adjoining land of 200m;</p> <p>(b) be sufficient to provide a separation distance from land zoned Rural Resource of 100 m.</p>	<p><b>P3</b></p> <p>Building setback for buildings for sensitive use must satisfy all of the following:</p> <p>(a) be sufficient to prevent potential for land use conflict that would fetter non- sensitive use of adjoining land;</p> <p>(b) be sufficient to provide a separation distance no less than:</p> <p>(i) 80 m from horticultural use or crop production on adjoining land or if there is an existing building with a separation distance less than this distance, the separation distance must not be less than the existing building;</p> <p>(ii) 40 m from land zoned Rural Resource or if there is an existing building with a separation distance less than this distance, the separation distance must not be less than the existing building.</p>

#### 27.4.3 Design

<b>Objective:</b>	
To ensure that the location and appearance of buildings and works minimises adverse impact on the rural landscape.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>The location of buildings and works must comply with any of the following:</p> <p>(a) be located in an area not requiring the clearing of native vegetation and not on a skyline or ridgeline;</p> <p>(b) be located within a building area, if provided on the title;</p>	<p><b>P1</b></p> <p>The location of buildings and works must satisfy all of the following:</p> <p>(a) be located in an area requiring the clearing of native vegetation only if:</p> <p>(i) there are no sites clear of native vegetation and clear of other significant site constraints such as access difficulties or excessive slope, or the location is necessary for the</p>

<p>(c) be an addition or alteration to an existing building.</p>	<p>functional requirements of infrastructure;</p> <p>(ii) the extent of clearing is the minimum necessary to provide for buildings, associated works and associated bushfire protection measures;</p> <p>(b) be located on a skyline or ridgeline only if:</p> <p>(i) there are no sites clear of native vegetation and clear of other significant site constraints such as access difficulties or excessive slope, or the location is necessary for the functional requirements of infrastructure;</p> <p>(ii) significant impact on the rural landscape is minimised through the height of the structure, landscaping and use of colours with a light reflectance value not greater than 40 percent for all exterior building surfaces;</p> <p>(c) be consistent with any Desired Future Character Statements provided for the area.</p>
<p><b>A2</b></p> <p>Buildings must have external finishes that are non-reflective and coloured to blend with the rural landscape.</p>	<p><b>P2</b></p> <p>No performance criteria.</p>
<p><b>A3</b></p> <p>The depth of any fill or excavation must be no more than 2 m from natural ground level, except where required for building foundations.</p>	<p><b>P3</b></p> <p>The depth of any fill or excavation must be kept to a minimum so that the development satisfies all of the following:</p> <p>(a) does not have significant impact on the rural landscape of the area;</p> <p>(b) does not unreasonably impact upon the privacy of adjoining properties;</p> <p>(c) does not affect land stability on the lot or adjoining areas.</p>

#### 27.4.4 Plantation Forestry

<p><b>Objective:</b></p>	
<p>To ensure that plantation forestry does not:</p> <p>(a) displace crop production on prime agricultural land;</p> <p>(b) does not significantly impact watercourses, sensitive uses and landscape values.</p>	
<p><b>Acceptable Solutions</b></p>	<p><b>Performance Criteria</b></p>

<b>A1</b> Plantation forestry, including establishment and harvesting, must comply with a certified Forest Practices Plan.	<b>P1</b> No Performance Criteria.
<b>A2</b> No Acceptable Solution.	<b>P2</b> Plantation forestry must not occur on prime agricultural land.

## 27.5 Development Standards for Subdivision

### 27.5.1 New Lots

<b>Objective:</b>	
To prevent fragmentation and fettering of agricultural land.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> A lot is for public open space, a riparian or littoral reserve, or a Utilities, Emergency services, or Community meeting and entertainment use class, by or on behalf of the State Government, a Council, a statutory authority, or a corporation all the shares of which are held by or on behalf of the State or by a statutory authority.	<b>P1</b> No performance criteria.

### 27.5.2 Reorganisation of Boundaries

<b>Objective:</b>	
To promote the consolidation of rural resource land and to allow for the rearrangement of existing titles, where appropriate, to provide for a better division of land.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> A lot is for public open space, a riparian or littoral reserve or utilities.	<b>P1</b> The reorganisation of boundaries must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) all existing lots are adjoining or separated only by a road;</li> <li>(b) no existing lot was formally a crown reserved road or other reserved land;</li> <li>(c) provide for the sustainable commercial operation of the land by either: <ul style="list-style-type: none"> <li>(i) encompassing all or most of the agricultural land and key agricultural infrastructure (including the primary dwelling) in one lot, the 'primary agricultural lot', as demonstrated by a</li> </ul> </li> </ul>

	<p>whole farm management plan,</p> <p>(ii) encompassing an existing or proposed non-agricultural rural resource use in one lot;</p> <p>(d) if a lot contains an existing dwelling, setbacks to new boundaries satisfy clause 27.4.2;</p> <p>(e) if containing a dwelling, other than the primary dwelling, the dwelling is surplus to rural resource requirements of the primary agricultural lot;</p> <p>(f) a new vacant lot must:</p> <p>(i) contain land surplus to rural resource requirements of the primary agricultural lot;</p> <p>(ii) not result in increased demand for public infrastructure or services;</p> <p>(g) all new lots must comply the following:</p> <p>(i) be no less than 1 ha in size;</p> <p>(ii) have a frontage of no less than 25 m;</p> <p>(iii) be serviced by safe vehicular access arrangements;</p> <p>(h) be consistent with any Local Area Objectives or Desired Future Character Statements provided for the area.</p>
--	--

## 28.0 Utilities Zone

### 28.1 Zone Purpose

#### 28.1.1 Zone Purpose Statements

28.1.1.1 To provide land for major utilities installations and corridors.

28.1.1.2 To provide for other compatible uses where they do not adversely impact on the utility.

#### 28.1.2 Local Area Objectives

There are no Local Area Objectives for this zone.

#### 28.1.3 Desired Future Character Statements

There are no Desired Future Character Statements for this zone.

## 28.2 Use Table

No Permit Required	
Use Class	Qualification
Utilities	Only if minor utilities
Natural and cultural values management	
Permitted	
Use Class	Qualification
Recycling and waste disposal	Only if existing facility.
Utilities	Except if No Permit Required.
Discretionary	
Use Class	Qualification
Bulky goods sales	Only if at a refuse disposal site or waste transfer station
Emergency services	
General retail and hire	Only if at an existing landfill or waste transfer site.
Passive recreation	
Recycling and waste disposal	Except if Permitted.
Research and development	
Service industry	
Sports and recreation	
Storage	Only if associated with a utility
Transport depot and distribution	
Tourist operation	Only if visitor information or visitor centre adjacent to or on a road.
Vehicle parking	
Prohibited	
Use Class	Qualification
All other uses	

## 28.3 Use Standards

### 28.3.1 Hours of Operation

Objective:	
To ensure that hours of operation do not have unreasonable impact on residential amenity on land within a residential zone.	
Acceptable Solutions	Performance Criteria

<b>A1</b>	<b>P1</b>
Hours of operation of a use within 50 m of a residential zone must be within 7.00 am to 7.00 pm, except if:	Hours of operation of a use within 50 m of a residential zone must not have an unreasonable impact upon the residential amenity of land in a residential zone through commercial vehicle movements, noise or other emissions that are unreasonable in their timing, duration or extent.
(i) for office and administrative tasks; or	
(ii) a Utilities use.	

### 28.3.2 Noise

<b>Objective:</b>	
To ensure that noise emissions do not cause environmental harm and do not have unreasonable impact on residential amenity on land within a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Noise emissions measured at the boundary of a residential zone must not exceed the following: (a) 55 dB(A) (LAeq) between the hours of 7.00 am to 7.00 pm; (b) 5dB(A) above the background (LA90) level or 40dB(A) (LAeq), whichever is the lower, between the hours of 7.00 pm to 7.00 am; (c) 65dB(A) (LAm <sub>ax</sub> ) at any time. Measurement of noise levels must be in accordance with the methods in the Tasmanian Noise Measurement Procedures Manual, issued by the Director of Environmental Management, including adjustment of noise levels for tonality and impulsiveness. Noise levels are to be averaged over a 15 minute time interval.	<b>P1</b> Noise emissions measured at the boundary of a residential zone must not cause environmental harm within the residential zone.

### 28.3.3 External Lighting

<b>Objective:</b>	
To ensure that external lighting (not including street lighting) does not have unreasonable impact on residential amenity on land within a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> External lighting (not including street lighting) within 50 m of a residential zone must comply with all of the following: (a) be turned off between 10:00 pm and 6:00 am, except for security lighting; (b) security lighting must be baffled to ensure	<b>P1</b> External lighting within 50 m of a residential zone must not adversely affect the amenity of adjoining residential areas, having regard to all of the following: (a) level of illumination and duration of lighting; (b) distance to habitable rooms in an adjacent



they do not cause emission of light outside the zone.	dwelling.
---	-----------

#### 28.3.4 Commercial Vehicle Movements

<b>Objective:</b>	
To ensure that commercial vehicle movements not have unreasonable impact on residential amenity on land within a residential zone.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Commercial vehicle movements, (including loading and unloading and garbage removal) to or from a site within 50 m of a residential zone must be within the hours of: <ul style="list-style-type: none"> <li>(a) 7.00 am to 7.00 pm Mondays to Fridays inclusive;</li> <li>(b) 9.00 am to 5.00 pm Saturdays;</li> <li>(c) Nil Sundays and Public Holidays.</li> </ul>	<b>P1</b> Commercial vehicle movements, (including loading and unloading and garbage removal) to or from a site within 50 m of a residential zone must not result in unreasonable adverse impact upon residential amenity having regard to all of the following: <ul style="list-style-type: none"> <li>(a) the time and duration of commercial vehicle movements;</li> <li>(b) the number and frequency of commercial vehicle movements;</li> <li>(c) the size of commercial vehicles involved;</li> <li>(d) the ability of the site to accommodate commercial vehicle turning movements, including the amount of reversing (including associated warning noise);</li> <li>(e) noise reducing structures between vehicle movement areas and dwellings;</li> <li>(f) the level of traffic on the road;</li> <li>(g) the potential for conflicts with other traffic.</li> </ul>

#### 28.3.5 Discretionary Use

<b>Objective:</b>	
To ensure that uses not directly associated with a utility do not compromise the use of that land for utility purposes.	
Acceptable Solutions	Performance Criteria
<b>A1</b> No Acceptable Solution.	<b>P1</b> Discretionary use must not compromise or reduce the operational efficiency of an existing or intended utility having regard to all of the following: <ul style="list-style-type: none"> <li>(a) the compatibility of the utility and the proposed use;</li> <li>(b) the location of the proposed use in relation to the utility;</li> </ul>

	(c) any required buffers or setbacks; (d) access requirements.
--	---

## 28.4 Development Standards for Buildings and Works

### 28.4.1 Building Height

<b>Objective:</b>	
To ensure that building height contributes positively to the streetscape and does not result in unreasonable impact on residential amenity of land in a residential zone.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Building height must be no more than: 10 m.	<b>P1</b> Building height must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be consistent with any Desired Future Character Statements provided for the area;</li> <li>(b) be compatible with the scale of nearby buildings unless the height is necessary for the functional requirements of infrastructure;</li> <li>(c) not unreasonably overshadow adjacent public space;</li> <li>(d) allow for a transition in height between adjoining buildings, where appropriate.</li> </ul>
<b>A2</b> Building height within 10 m of a residential zone must be no more than 8.5 m.	<b>P2</b> Building height within 10 m of a residential zone must be compatible with the building height of existing buildings on adjoining lots in the residential zone unless the height is necessary for the functional requirements of infrastructure.

### 28.4.2 Setback

<b>Objective:</b>	
To ensure that building setback contributes positively to the streetscape and does not result in unreasonable impact on residential amenity of land in a residential zone.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Building setback from frontage must be no less than:  10 m	<b>P1</b> Building setback from frontage must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be consistent with any Desired Future Character Statements provided for the area;</li> <li>(b) be compatible with the setback of adjoining buildings, generally maintaining a continuous building line if evident in the</li> </ul>

	streetscape; (c) enhance the characteristics of the site, adjoining lots and the streetscape.
<b>A2</b> Building setback from a residential zone must be no less than: (a) 5 m; (b) half the height of the wall, whichever is the greater.	<b>P2</b> Building setback from a residential zone must be sufficient to prevent unreasonable adverse impacts on residential amenity by: (a) overshadowing and reduction of sunlight to habitable rooms and private open space on adjoining lots to less than 3 hours between 9.00 am and 5.00 pm on June 21 or further decrease sunlight hours if already less than 3 hours; (b) overlooking and loss of privacy; (c) visual impact when viewed from adjoining lots.

#### 28.4.3 Landscaping

<b>Objective:</b>	
To ensure that a safe and attractive landscaping treatment enhances the appearance of the site and provides a visual break from land in a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Landscaping is not required along the frontage of a site if the building has nil setback to frontage.	<b>P1</b> Landscaping must be provided to satisfy all of the following: (a) enhance the appearance of the development; (b) provide a range of plant height and forms to create diversity, interest and amenity; (c) not create concealed entrapment spaces; (d) be consistent with any Desired Future Character Statements provided for the area.
<b>A2</b> Along a boundary with a residential zone landscaping must be provided for a depth no less than: 10 m.	<b>P2</b> Along a boundary with a residential zone landscaping or a building design solution must be provided to avoid unreasonable adverse impact on the visual amenity of adjoining land in a residential zone, having regard to the characteristics of the site and the characteristics of the adjoining residentially-zones land.

#### 28.4.4 Outdoor Storage Areas

<b>Objective:</b>	
To ensure that outdoor storage areas for non-residential use do not detract from the appearance of the site or the locality.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Outdoor storage areas for non-residential uses must comply with all of the following: <ul style="list-style-type: none"> <li>(a) be located behind the building line;</li> <li>(b) all goods and materials stored must be screened from public view;</li> <li>(c) not encroach upon car parking areas, driveways or landscaped areas.</li> </ul>	<b>P1</b> Outdoor storage areas for non-residential uses must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be located, treated or screened to avoid unreasonable adverse impact on the visual amenity of the locality;</li> <li>(b) not encroach upon car parking areas, driveways or landscaped areas.</li> </ul>

#### 28.4.5 Fencing

<b>Objective:</b>	
To ensure that fencing does not detract from the appearance of the site or the locality and provides for passive surveillance.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Fencing must comply with all of the following: <ul style="list-style-type: none"> <li>(a) fences and gates of greater height than 2.1 m must not be erected within 10 m of the frontage;</li> <li>(b) fences along a frontage must be 50% transparent above a height of 1.2 m;</li> <li>(c) height of fences along a common boundary with land in a residential zone must be no more than 2.1 m and must not contain barbed wire.</li> </ul>	<b>P1</b> Fencing must contribute positively to the streetscape and not have an unreasonable adverse impact upon the amenity of land in a residential zone which lies opposite or shares a common boundary with a site, having regard to all of the following: <ul style="list-style-type: none"> <li>(a) the height of the fence;</li> <li>(b) the degree of transparency of the fence;</li> <li>(c) the location and extent of the fence;</li> <li>(d) the design of the fence;</li> <li>(e) the fence materials and construction;</li> <li>(f) the nature of the use;</li> <li>(g) the characteristics of the site, the streetscape and the locality, including fences;</li> <li>(h) any Desired Future Character Statements provided for the area.</li> </ul>

## 28.5 Development Standards for Subdivision

### 28.5.1 Subdivision

<b>Objective:</b>	
To provide for lots appropriate to accommodate development consistent with the Zone Purpose and any relevant Local Area Objectives or Desired Future Character Statements.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Subdivision is for the purpose of providing lots for public open space, a riparian or littoral reserve or utilities.	<b>P1</b> Subdivision is for the purpose of providing a lot for an allowable use.
<b>A2</b> The frontage for each lot must be no less than 15 m.	<b>P2</b> The frontage of each lot must be capable of adequately serving the intended purpose.
<b>A3</b> Services capable of adequately serving the intended purpose must be connected to each lot.	<b>P3</b> Where reticulated services are unavailable but needed for the intended purpose, the lots must be capable of:  (a) being self sufficient for potable water adequate for the intended purpose;  (b) accommodating an wastewater management system adequate for the intended purpose;  (c) accommodating an on-site stormwater management system adequate for the intended purpose,  as the case may be.

## 29.0 Environmental Management Zone

### 29.1 Zone Purpose

#### 29.1.1 Zone Purpose Statements

- 29.1.1.1 To provide for the protection, conservation and management of areas with significant ecological, scientific, cultural or aesthetic value, or with a significant likelihood of risk from a natural hazard.
- 29.1.1.2 To only allow for complementary use or development where consistent with any strategies for protection and management.
- 29.1.1.3 To facilitate passive recreational opportunities which are consistent with the protection of natural values in bushland and foreshore areas.
- 29.1.1.4 To recognise and protect highly significant natural values on private land.
- 29.1.1.5 To protect natural values in un-developed areas of the coast.

29.1.1.6 To recognise and protect reserved natural areas as great natural assets.

#### 29.1.2 Local Area Objectives

There are no Local Area Objectives for this zone.

#### 29.1.3 Desired Future Character Statements

There are no Desired Future Character Statements for this zone.

### 29.2 Use Table

No Permit Required	
Use Class	Qualification
Natural and cultural values management	
Passive recreation	
Permitted	
Use Class	Qualification
Community meeting and entertainment	Only if a reserve management plan applies
Educational and occasional care	Only if a reserve management plan applies
Emergency services	Only if a reserve management plan applies
Food services	Only if a reserve management plan applies
General retail and hire	Only if a reserve management plan applies
Pleasure boat facility	Only if a reserve management plan applies
Research and development	Only if a reserve management plan applies
Residential	Only if a reserve management plan applies
Sports and recreation	Only if a reserve management plan applies.
Tourist operation	Only if a reserve management plan applies
Utilities	Only if a reserve management plan applies
Vehicle parking	Only if a reserve management plan applies
Visitor accommodation	Only if a reserve management plan applies
Discretionary	
Use Class	Qualification
Community meeting and entertainment	Except if permitted
Emergency services	Except if permitted
Extractive Industry	Only in Conservation Area, Regional Reserve or Public Reserve under the <i>Crown Lands Act 1976</i> .
Pleasure boat facility	Except if permitted

Port and shipping	Only if existing facility
Research and development	Except if permitted
Residential	Only if for a single dwelling on land fronting River and Rocks Road, Coles Bay, as described by Folios of the Register Volume 105248 Folios 1 to 9 inclusive and Volume 115540 Folios 1 to 4 inclusive.
Resource development	Only if for grazing of animals on native pasture or existing non-native pasture. Only if marine farming shore facility or other facility dependant on a coastal location.
Resource processing	Only if dependant on a coastal location.
Sports and recreation	Except if permitted
Tourist operation	Except if permitted
Utilities	Except if Permitted.
Vehicle parking	
Visitor accommodation	Except if Permitted.
<b>Prohibited</b>	
<b>Use Class</b>	<b>Qualification</b>
All other uses	

## 29.3 Use Standards

### 29.3.1 Use Standards for Reserved Land

<b>Objective:</b>	
To provide for use consistent with any strategies for the protection and management of reserved land.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Use is undertaken in accordance with a reserve management plan.	<b>P1</b> Use must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be complementary to the use of the reserved land;</li> <li>(b) be consistent with any applicable objectives for management of reserved land provided by the <i>National Parks and Reserves Management Act 2002</i>;</li> <li>(c) not have an unreasonable impact upon the amenity of the surrounding area through commercial vehicle movements, noise, lighting or other emissions that are unreasonable in their timing, duration or</li> </ul>

	extent.
--	---------

## 29.4 Development Standards for Buildings and Works

### 29.4.1 Building Height

<b>Objective:</b>	
To ensure that building height contributes positively to the landscape and does not result in unreasonable impact on residential amenity of adjoining land.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Building height comply with any of the following: <ul style="list-style-type: none"> <li>(a) as proscribed in an applicable reserve management plan;</li> <li>(b) be no more than 7.5 m.</li> </ul>	<b>P1</b> Building height must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be consistent with any Desired Future Character Statements provided for the area or, if no such statements are provided, have regard to the landscape of the area;</li> <li>(b) be sufficient to prevent unreasonable adverse impacts on residential amenity on adjoining lots by:               <ul style="list-style-type: none"> <li>(i) overlooking and loss of privacy;</li> <li>(ii) visual impact when viewed from adjoining lots, due to bulk and height;</li> </ul> </li> <li>(c) be reasonably necessary due to the slope of the site or for the functional requirements of infrastructure.</li> </ul>

### 29.4.2 Setback

<b>Objective:</b>	
To maintain desirable characteristics of the landscape, protect amenity of adjoining lots, avoid land use conflict and fettering of use on nearby rural land and protect environmental values on adjoining land zoned Environmental Living and adjoining land in the World Heritage Area.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Building setback from frontage must comply with any of the following: <ul style="list-style-type: none"> <li>(a) as proscribed in an applicable reserve management plan;</li> <li>(b) be no less than 30 m.</li> </ul>	<b>P1</b> Building setback from frontage must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be consistent with any Desired Future Character Statements provided for the area or, if no such statements are provided, have regard to the landscape;</li> <li>(b) minimise adverse impact on the landscape as viewed from the road;</li> <li>(c) be consistent with the prevailing setbacks of existing buildings on nearby lots;</li> <li>(d) minimise loss of native vegetation within the</li> </ul>



	front setback where such vegetation makes a significant contribution to the landscape as viewed from the road.
<b>A2</b> Building setback from side and rear boundaries must comply with any of the following: <ul style="list-style-type: none"> <li>(a) as proscribed in an applicable reserve management plan;</li> <li>(b) be no less than 30 m.</li> </ul>	<b>P2</b> Building setback from side and rear boundaries must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be consistent with any Desired Future Character Statements provided for the area or, if no such statements are provided, have regard to the landscape;</li> <li>(b) be sufficient to prevent unreasonable adverse impacts on residential amenity on adjoining lots by: <ul style="list-style-type: none"> <li>(i) overlooking and loss of privacy;</li> <li>(ii) visual impact, when viewed from adjoining lots, through building bulk and massing.</li> </ul> </li> </ul>
<b>A3</b> Buildings and works must be setback from land zoned Environmental Living no less than 30 m.	<b>P3</b> <ul style="list-style-type: none"> <li>(a) there is no unreasonable impact from the development on the environmental values of the land zoned Environmental Living;</li> <li>(b) the potential for the spread of weeds or soil pathogens onto the land zoned Environmental Living is minimised;</li> <li>(c) there is minimal potential for contaminated or sedimented water runoff impacting the land zoned Environmental Living;</li> <li>(d) there are no reasonable and practical alternatives to developing close to land zoned Environmental Living;</li> <li>(e) be no less than 10m or if there is an existing building setback less than this distance, the setback must not be less than the existing building.</li> </ul>
<b>A4</b> Building setback for buildings for sensitive use (including residential use) must comply with all of the following: <ul style="list-style-type: none"> <li>(a) be sufficient to provide a separation distance from land zoned Rural Resource no less than 100 m;</li> <li>(b) be sufficient to provide a separation distance from land zoned Significant Agriculture no less than 200 m.</li> </ul>	<b>P4</b> Building setback for buildings for sensitive use (including residential use) must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be sufficient to prevent potential for land use conflict that would fetter resource development use of adjoining land;</li> <li>(b) be sufficient to provide a separation distance no less than: <p>40 m from land zoned Rural Resource or if</p> </li> </ul>

	<p>there is an existing building with a separation distance less than this distance, the separation distance must not be less than the existing building;</p> <p>80 m from land zoned Significant Agriculture or if there is an existing building with a separation distance less than this distance, the separation distance must not be less than the existing building.</p>
<p><b>A5</b></p> <p>(a) as proscribed in an applicable reserve management plan;</p> <p>(b) be no less than 500 m.</p>	<p><b>P5</b></p> <p>Building setback from the Tasmanian Wilderness World Heritage Area must satisfy all of the following:</p> <p>(a) there is no significant impact from the development on the environmental values of the land within the World Heritage Area;</p> <p>(b) the potential for the spread of weeds or soil pathogens onto the land within the World Heritage Area is minimised;</p> <p>(c) there is minimal potential for contaminated or sedimented water runoff impacting the land within the World Heritage Area;</p> <p>(d) there are no reasonable and practical alternatives to developing close to the land within the World Heritage Area.</p>

#### 29.4.3 Design

<b>Objective:</b>	
To ensure that the location and appearance of buildings and works minimises adverse impact on natural values and on the landscape.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>The location of buildings and works must comply with any of the following:</p> <p>(a) be located on a site that does not require the clearing of native vegetation and is not on a skyline or ridgeline;</p> <p>(b) be located within a building area, if provided on the title;</p> <p>(c) be an addition or alteration to an existing building;</p> <p>(d) as prescribed in an applicable reserve management plan.</p>	<p><b>P1</b></p> <p>The location of buildings and works must satisfy all of the following:</p> <p>(a) be located in an area requiring the clearing of native vegetation only if:</p> <p>(i) there are no sites clear of native vegetation and clear of other significant site constraints such as access difficulties or excessive slope;</p> <p>(ii) the extent of clearing is the minimum necessary to provide for buildings, associated works and associated bushfire protection measures;</p> <p>(iii) the location of clearing has the least</p>

	<p>environmental impact;</p> <p>(b) be located on a skyline or ridgeline only if:</p> <ul style="list-style-type: none"> <li>(i) there are no sites clear of native vegetation and clear of other significant site constraints such as access difficulties or excessive slope;</li> <li>(ii) there is no significant impact on the rural landscape;</li> <li>(iii) building height is minimised;</li> <li>(iv) any screening vegetation is maintained.</li> </ul> <p>(c) be consistent with any Desired Future Character Statements provided for the area or, if no such statements are provided, have regard to the landscape.</p>
<p><b>A2</b></p> <p>Exterior building surfaces must be coloured using colours with a light reflectance value not greater than 40 percent.</p>	<p><b>P2</b></p> <p>Exterior building surfaces must avoid adverse impacts on the visual amenity of neighbouring land and detracting from the contribution the site makes to the landscape, views and vistas.</p>
<p><b>A3</b></p> <p>Fill and excavation must comply with all of the following:</p> <ul style="list-style-type: none"> <li>(a) height of fill and depth of excavation is no more than 1 m from natural ground level, except where required for building foundations;</li> <li>(b) extent is limited to the area required for the construction of buildings and vehicular access.</li> </ul>	<p><b>P3</b></p> <p>Fill and excavation must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) there is no adverse impact on natural values;</li> <li>(b) does not detract from the landscape character of the area;</li> <li>(c) does not impact upon the privacy for adjoining properties;</li> <li>(d) does not affect land stability on the lot or adjoining land.</li> </ul>

## 29.5 Development Standards for Subdivision

### 29.5.1 Subdivision

<b>Objective:</b>	
To ensure subdivision of land is for the management of environmental values.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Subdivision must comply with any of the following:</p> <ul style="list-style-type: none"> <li>(a) be for the purpose of providing for public open space, a reserve, or a Utilities,</li> </ul>	<p><b>P1</b></p> <p>Subdivision is for the purpose of providing a lot for an allowable use.</p>

Emergency services, or Community meeting and entertainment use class, by or on behalf of the State Government, a Council, a statutory authority, or a corporation all the shares of which are held by or on behalf of the State or by a statutory authority.	
(b) be for lots proscribed in an applicable reserve management plan.	

## 30.0 Major Tourism Zone

This zone is not used in this planning scheme.

## 31.0 Port and Marine Zone

This zone is not used in this planning scheme.

## 32.0 Particular Purpose Zone 1 - Urban Growth Zone

### 32.1 Zone Purpose

#### 32.1.1 Zone Purpose Statements

32.1.1.1 To identify non-urban land intended to be largely converted to urban use and development in the future.

32.1.1.2 To ensure that the development of the identified non-urban land does not compromise its potential for future urban use and development.

#### 32.1.2 Local Area Objectives

There are no local area objectives for this zone.

#### 32.1.3 Desired Future Character Statements

There are no desired future character statements for this zone.

### 32.2 Use Table

No Permit Required	
Use Class	Qualification
Natural and cultural values management	
Permitted	
Use Class	Qualification
Residential	Only if a single dwelling or home-based business.
Resource development	Only if agricultural use except for controlled environment agriculture.

Utilities	Only if minor utilities
<b>Discretionary</b>	
<b>Use Class</b>	<b>Qualification</b>
Passive recreation	
Utilities	Except if permitted
<b>Prohibited</b>	
<b>Use Class</b>	<b>Qualification</b>
All other uses	

### 32.3 Use Standards

There are no use standards for this zone.

### 32.4 Development Standards for Buildings and Works

#### 32.4.1 Buildings and Works

<b>Objective:</b>	
To ensure that development does not prejudice the efficient future utilisation of land for urban development.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Development must comply with any of the following: <ul style="list-style-type: none"> <li>(a) be for an addition to an existing dwelling, an ancillary dwelling or a home based business;</li> <li>(b) be for a single dwelling and is on a lot no more than 2,000m<sup>2</sup> in size;</li> <li>(c) be of a temporary nature able to be readily removed prior to the development of the land for urban purposes.</li> </ul>	<b>P1</b> Development must not preclude or hinder the effective and efficient future subdivision and development of the land to urban densities.

### 32.5 Development Standards for Subdivision

#### 32.5.1 Subdivision

<b>Objective:</b>	
To ensure that subdivision of land not in accordance with a Specific Area Plan does not prejudice the efficient future utilisation of land for urban development.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b>	<b>P2</b> Subdivision of land must satisfy either of the

No Acceptable Solution.	<p>following:</p> <p>(a) be to provide for public open space, a public reserve, or a Utilities use class by or on behalf of the State Government, a Council, a statutory authority, or a corporation all the shares of which are held by or on behalf of the State or by a statutory authority.</p> <p>(b) be for the excision of an existing dwelling provided that the lot design and layout does not preclude or hinder the effective and efficient future subdivision and development of the land to urban densities.</p>
-------------------------	---

### 33.0 Particular Purpose Zone 2 - Future Road Corridor

This zone is not used in this planning scheme.

### 34.0 Particular Purpose Zone 3 - Dolphin Sands

#### 34.1 Zone Purpose

##### 34.1.1 Zone Purpose Statements

34.1.1.1 To protect the environmentally fragile nature of the Dolphin Sands area particularly with respect to land stability, vegetation, wildlife and landscape amenity.

34.1.1.2 To ensure that use or development has minimal disturbance to the natural environment and visual amenity of the area.

##### 34.1.2 Local Area Objectives

There are no Local Area Objectives for this zone.

##### 34.1.3 Desired Future Character Statements

There are no Desired Future Character Statements for this zone.

#### 34.2 Use Table

No Permit Required	
Use Class	Qualification
Natural and cultural values management	
Utilities	Only if minor utilities
Permitted	
Use Class	Qualification
Passive recreation	
Residential	Only if single dwelling or home-based business.

<b>Discretionary</b>	
<b>Use Class</b>	<b>Qualification</b>
Community meeting and entertainment	Only if art and craft centre or public hall.
General retail and hire	Only if local shop.
Utilities	Except if no permit required.
Visitor Accommodation	
<b>Prohibited</b>	
<b>Use Class</b>	<b>Qualification</b>
All other uses	

### 34.3 Use Standards

#### 34.3.1 Amenity

<b>Objective:</b>	
To ensure that discretionary uses do not detrimentally affect the residential amenity.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Non-residential uses must comply with all of the following: <ul style="list-style-type: none"> <li>(a) hours of operation must be between 8.00AM and 6.00PM Monday to Friday;</li> <li>(b) commercial vehicles or equipment must operate only between 7.00AM and 7.00PM Monday to Friday and 09.00AM to 6.00PM Saturday and Sunday;</li> <li>(c) must not generate more than 20 vehicle movements per day;</li> <li>(d) must not have any storage visible from a road.</li> </ul>	<b>P1</b> Non-residential use must be of a scale and intensity consistent with the character of the area and does not cause unreasonable loss of residential amenity.
<b>A2</b> No Acceptable Solution.	<b>P2</b> The use does not cause or is not likely to cause, noise, dust, odour or lighting emissions that are incompatible with the protection of residential amenity.

#### 34.3.2 Visitor Accommodation

<b>Objective:</b>	
To ensure visitor accommodation is of a scale that accords with the natural character and use of the area.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>

<p><b>A1</b></p> <p>Visitor accommodation must comply with all of the following:</p> <ul style="list-style-type: none"> <li>(a) is accommodated in an existing building;</li> <li>(b) provides for any parking and manoeuvring spaces required pursuant to the Parking and Access Code on-site;</li> </ul>	<p><b>P1</b></p> <p>Visitor accommodation must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) be accommodated in one building;</li> <li>(b) not adversely impact residential amenity and privacy of adjoining properties;</li> <li>(c) provide for any parking and manoeuvring spaces required pursuant to the Parking and Access Code on-site;</li> <li>(d) not adversely impact the safety and efficiency of the local road network or disadvantage owners and users of private rights of way.</li> </ul>
--	---

## 34.4 Development Standards for Buildings and Works

### 34.4.1 Building Height

<b>Objective:</b>	
To protect the landscape and natural values and ensure that buildings compliment the coastal bushland character, privacy and seclusion that residents of Dolphin Sands enjoy.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Building height must be no more than 5m.</p>	<p><b>P1</b></p> <p>Building height must:</p> <ul style="list-style-type: none"> <li>(a) be unobtrusive within the surrounding landscape;</li> <li>(b) be consistent with the surrounding pattern of development;</li> <li>(c) not unreasonably impact on the amenity of adjoining lots from overshadowing, overlooking or visual bulk.</li> </ul>

### 34.4.2 Setback

<b>Objective:</b>	
To protect the landscape and natural values and ensure that buildings complement the coastal bushland character, privacy and seclusion that residents of Dolphin Sands enjoy.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Building setback from frontage must be no less than 30m from a primary frontage with Dolphin Sands Road or Cambria Drive and not less than 20m from a secondary frontage.</p>	<p><b>P1</b></p> <p>Building setback from frontage must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) be compatible with the prevailing setbacks of existing buildings on nearby lots;</li> <li>(b) be compatible the visual impact of buildings</li> </ul>



	<p>when viewed from the street;</p> <p>(c) retain vegetation between the frontage and buildings.</p>
<p><b>A2</b></p> <p>Building setback from side or rear boundaries must no less than 10m.</p>	<p><b>P2</b></p> <p>Building setback from side and rear boundaries must be sufficient to prevent unreasonable adverse impacts on residential amenity having regard to:</p> <p>(a) the efficient use of the site and location of native vegetation;</p> <p>(b) the amenity of adjoining lots;</p> <p>(c) the prevailing setbacks of existing buildings on nearby lots;</p> <p>(d) the visual impact of buildings when viewed in the landscape and from the foreshore.</p>
<p><b>A3</b></p> <p>Building setback to the Nine Mile Beach Crown Reservation must be no less 20m.</p>	<p><b>P3</b></p> <p>Building setback from the Nine Mile Beach Crown Reservation for small-scale building extensions, outbuildings or access to the foreshore must be sufficient to protect the amenity and landscape of public land having regard to:</p> <p>(a) the efficient use of the site and location of native vegetation;</p> <p>(b) the amenity of adjoining lots;</p> <p>(c) the prevailing setbacks of existing buildings on nearby lots;</p> <p>(d) the visual impact of buildings when viewed in the landscape and from the foreshore.</p>
<p><b>A4</b></p> <p>All buildings are to be located in existing areas clear of native vegetation or within a building envelope shown on the title.</p>	<p><b>P4</b></p> <p>Buildings may be located in areas containing native vegetation where no other alternatives exist due to a lack of cleared area with suitable topography, setbacks, and having regard to bushfire hazard management.</p>

#### 34.4.3 Design

<b>Objective:</b>	
To ensure that the appearance of buildings when viewed from public streets is visually compatible with surrounding development and protects neighbouring amenity.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Exterior building surfaces must be coloured using colours with a light reflectance value not</p>	<p><b>P1</b></p> <p>No Performance Criteria.</p>

greater than 40 percent.	
<b>A2</b> Colours of outer walls and roofs must be natural colours such as black, grey, brown and green and of a hue that is unobtrusive.	<b>P2</b> No Performance Criteria.

#### 34.4.4 Fencing

<b>Objective:</b>	
To ensure that fencing does not detract from the appearance of the site or the locality.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Fencing must comply with all of the following: (a) fences along a frontage must be of post and wire construction (b) height of fences along a frontage must be no more than 1.2 m	<b>P1</b> No Performance Criteria.

### 34.5 Development Standards for Subdivision

#### 34.5.1 Subdivision

<b>Objective:</b>	
To prevent subdivision of land other than that necessary for existing or approved uses or the management of environmental values.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> The subdivision is for the consolidation of lots where no additional lots are created.	<b>P2</b> Subdivision of land must: (a) provide for public open space, a public reserve, public services or utilities; (b) have a minimum frontage of 60 metres; (c) not create a lot that is less than 1 hectare in area.

## 35.0 Particular Purpose Zone 4 - The Gulch

### 35.1 Zone Purpose

#### 35.1.1 Zone Purpose Statements

35.1.1.1 To provide for maritime, aquaculture, tourism and related activities.

35.1.1.2 To ensure development is of a scale and intensity that minimises impact to the historic and landscape values of the area.

35.1.1.3 To ensure off site impacts are minimal or can be managed to minimise conflict or

impact on the amenity of any other uses

35.1.2 Local Area Objectives

There are no Local Area Objectives for this zone.

35.1.3 Desired Future Character Statements

There are no Desired Future Character statements for this zone.

35.2 Use Table

No Permit Required	
Use Class	Qualification
Natural and cultural values management	
Utilities	Only if minor utilities.
Permitted	
Use Class	Qualification
Manufacturing and processing	Only if related to maritime or aquaculture use.
Passive recreation	
Resource development	Only if aquaculture.
Resource processing	Only if fish processing.
Discretionary	
Use Class	Qualification
Community meeting and entertainment	Only if art and craft centre, museum, or public art gallery.
Food services	
General retail and hire	Only if related to maritime or aquaculture activities.
Pleasure boat facility	
Service industry	Only if associated with maritime or aquaculture activities.
Research and development	
Resource processing	Except if permitted.
Tourist operation	
Utilities	Except if permitted.
Prohibited	
Use Class	Qualification

## 35.3 Use Standards

### 35.3.1 Hours of Operation

<b>Objective:</b>	
To ensure that hours of operation do not have unreasonable impact on residential amenity on land within a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Hours of operation of a use within 100 m of a residential zone must be within:  (a) 7.00 am to 7.00 pm Mondays to Fridays inclusive;  (b) 9.00 am to 5.00 pm Saturdays;  (c) nil Sundays and Public Holidays. except for office and administrative tasks.	<b>P1</b> Hours of operation of a use within 100 m of a residential zone must not have an unreasonable impact upon the residential amenity of land in a residential zone through commercial vehicle movements, noise or other emissions that are unreasonable in their timing, duration or extent.

### 35.3.2 Noise

<b>Objective:</b>	
To ensure that noise emissions do not cause environmental harm and do not have unreasonable impact on residential amenity on land within a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Noise emissions measured at the boundary of a residential zone must not exceed the following:  (a) 55dB(A) (LAeq) between the hours of 7.00 am to 7.00 pm;  (b) 5dB(A) above the background (LA90) level or 40dB(A) (LAeq), whichever is the lower, between the hours of 7.00 pm to 7.00 am;  (c) 65dB(A) (LAm <sub>ax</sub> ) at any time.  Measurement of noise levels must be in accordance with the methods in the Tasmanian Noise Measurement Procedures Manual, issued by the Director of Environmental Management, including adjustment of noise levels for tonality and impulsiveness.  Noise levels are to be averaged over a 15 minute time interval.	<b>P1</b> Noise emissions measured at the boundary of a residential zone must not cause environmental harm within the residential zone.
<b>A2</b> External amplified loud speakers or music must not be used within 50 m of a residential zone.	<b>P2</b> Noise emissions measured at the boundary of a residential zone must not cause environmental harm within the residential zone.

### 35.3.3 External Lighting

<b>Objective:</b>	
To ensure that external lighting does not have unreasonable impact on residential amenity on land within a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b>	<b>P1</b>
<p>External lighting within 50 m of a residential zone must comply with all of the following:</p> <ul style="list-style-type: none"> <li>(a) be turned off between 10:00 pm and 6:00 am, except for security lighting;</li> <li>(b) security lighting must be baffled to ensure they do not cause emission of light outside the zone.</li> </ul>	<p>External lighting within 50 m of a residential zone must not adversely affect the amenity of adjoining residential areas, having regard to all of the following:</p> <ul style="list-style-type: none"> <li>(a) level of illumination and duration of lighting;</li> <li>(b) distance to habitable rooms in an adjacent dwelling.</li> </ul>

### 35.3.4 Commercial Vehicle Movements

<b>Objective:</b>	
To ensure that commercial vehicle movements not have unreasonable impact on residential amenity on land within a residential zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b>	<b>P1</b>
<p>Commercial vehicle movements, (including loading and unloading and garbage removal) to or from a site within 50 m of a residential zone must be within the hours of:</p> <ul style="list-style-type: none"> <li>(a) 7.00 am to 7.00 pm Mondays to Saturdays inclusive;</li> <li>(b) 9 am to 5.00 pm Sundays and Public Holidays.</li> </ul>	<p>Commercial vehicle movements, (including loading and unloading and garbage removal) to or from a site within 50 m of a residential zone must not result in unreasonable adverse impact upon residential amenity having regard to all of the following:</p> <ul style="list-style-type: none"> <li>(a) the time and duration of commercial vehicle movements;</li> <li>(b) the number and frequency of commercial vehicle movements;</li> <li>(c) the size of commercial vehicles involved;</li> <li>(d) the ability of the site to accommodate commercial vehicle turning movements, including the amount of reversing (including associated warning noise);</li> <li>(e) noise reducing structures between vehicle movement areas and dwellings;</li> <li>(f) the level of traffic on the road;</li> <li>(g) the potential for conflicts with other traffic.</li> </ul>

### 35.5.5 Outdoor Work Areas

<b>Objective:</b>
To ensure that use of outdoor work areas does not have unreasonable impact on residential

amenity on land within a residential zone.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Outdoor work areas and noise-emitting services such as air conditioning equipment, pumps and ventilations fans must not be located within 50 m of a residential zone.	<b>P1</b> Outdoor work areas and noise-emitting services such as air conditioning equipment, pumps and ventilations fans located within 50 m of a residential zone must be accompanied by effective acoustic screening in the intervening space.

## 35.4 Development Standards for Buildings and Works

### 35.4.1 Building Height

<b>Objective:</b>	
To ensure that building height contributes positively to streetscape and landscape and does not result in unreasonable impact to the coastal landscape.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Building height must be no more than 10m.	<b>P1</b> Building height must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be compatible with the scale of nearby buildings;</li> <li>(b) not unreasonably overshadow adjacent public space or buildings;</li> <li>(c) not adversely impact upon visual amenity of the site when viewed from surrounding locations.</li> </ul>

### 35.4.2 Setback

<b>Objective:</b>	
To ensure that building setback contributes positively to the streetscape and landscape and does not result in unreasonable impact on the amenity of adjoining land.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Building setback from the centreline of Waubs Esplanade must be no less than 12m.	<b>P1</b> Building setback from the centreline of Waubs Esplanade must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be sufficient to prevent unreasonable adverse impact on use of adjoining land;</li> <li>(b) be sufficient to prevent unreasonable loss of visual amenity of the site when viewed from surrounding locations;</li> <li>(c) minimise loss of vegetation between the building and Waubs Esplanade;</li> </ul>

	(d) be compatible with the existing informal characteristics of the streetscape with buildings positioned at a lower elevation than Waubs Esplanade and accessed predominantly from the side or rear.
--	---

### 35.4.3 Design

<b>Objective:</b>	
To ensure that building design does not result in unreasonable adverse impact on visual and environmental amenity of the land, particularly the coastal setting of the zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Buildings and works are for an addition or alteration only.	<b>P1</b> Buildings and works must satisfy all of the following:  (a) be of a scale consistent with other buildings in the zone;  (b) uses materials compatible with other buildings in the zone;  (c) minimise the extent of cut and fill required;  (d) minimises the loss of native vegetation;  (e) maintains coastal views from Waubs Esplanade.
<b>A2</b> Building design must comply with all of the following:  (a) screen mechanical plant and miscellaneous equipment such as heat pumps, air conditioning units, switchboards, hot water units or similar from view from the street and other public spaces;  (b) incorporate roof-top service infrastructure, including service plants and lift structures, within the design of the roof;	<b>P2</b> Building design must enhance the streetscape and views of the zone from surrounding areas by satisfying all of the following:  (a) ensure the visual impact of mechanical plant and miscellaneous equipment, such as heat pumps, air conditioning units, switchboards, hot water units or similar, is limited when viewed from the street;  (b) ensure roof-top service infrastructure, including service plants and lift structures, is screened so as to have limited visual impact;
<b>A3</b> Walls of a building on land adjoining a residential zone must comply with all of the following:  (a) be coloured using colours with a light reflectance value not greater than 40 percent.;  (b) if within 50 m of a residential zone, must not have openings in walls facing the residential zone, unless the line of sight to	<b>P3</b> No Performance Criteria.

the building is blocked by another building.	
--	--

#### 35.4.4 Outdoor Storage Areas

<b>Objective:</b>	
To ensure that outdoor storage areas do not detract from the appearance of the site or the locality.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Outdoor storage areas must comply with all of the following: <ul style="list-style-type: none"> <li>(a) all goods and materials stored must be screened from public view;</li> <li>(b) not encroach upon car parking areas, driveways or landscaped areas.</li> </ul>	<b>P1</b> Outdoor storage areas must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be located, treated or screened to avoid unreasonable adverse impact on the visual amenity of the locality;</li> <li>(b) not encroach upon car parking areas, driveways or landscaped areas.</li> </ul>

#### 34.4.5 Fencing

<b>Objective:</b>	
To ensure that fencing does not detract from the appearance of the site or the locality and provides for passive surveillance.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Fencing must comply with all of the following: <ul style="list-style-type: none"> <li>(a) be along or within any lease boundary;</li> <li>(b) not exceed 2.1m in height above natural ground level;</li> <li>(c) be 50% transparent.</li> </ul>	<b>P1</b> Fencing must not detract from the streetscape having regard to all of the following: <ul style="list-style-type: none"> <li>(a) the location and extent of the fence;</li> <li>(b) the height of the fence;</li> <li>(c) the transparency of the fence;</li> <li>(d) the design, materials, colour of the fence and its method of construction;</li> <li>(e) the requirements of the use.</li> </ul>

### 35.5 Development Standards for Subdivision

#### 35.5.1 Subdivision

<b>Objective:</b>	
To prevent subdivision other than for public purposes.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Subdivision is for the purpose of providing lots for public open space, a riparian or littoral reserves or utilities.	<b>P1</b> No Performance Criteria.



<b>A2</b> No Acceptable Solution.	<b>P2</b> The frontage, size and dimensions of each lot must be sufficient to accommodate development consistent with the Zone Purpose Statements.
--------------------------------------	---

## 36.0 Particular Purpose Zone 5 - Spring Bay

### 36.1 Zone Purpose

#### 36.1.1 Zone Purpose Statements

36.1.1.1 To provide for a range of visitor accommodation, community, marine and horticultural research, gardens, commercial, cultural and educational uses that will allow redevelopment of the site in a visually and ecologically sensitive manner without competing with the settlement area of central Triabunna as the focus for meeting daily needs of local residents.

36.1.1.2 To encourage appropriate use or development particularly for the visual and performing arts and cultural activities, education and research particularly for marine and gardens, tourism activities, accommodation and associated facilities.

36.1.1.3 To ensure the environmental and visual values of the site are respected and enhanced.

36.1.1.4 To ensure development of the site is ecologically sustainable.

36.1.1.5 To encourage adaptive re-use of existing infrastructure and buildings.

#### 36.1.2 Local Area Objectives

There are no Local Area Objectives for this zone.

#### 36.1.3 Desired Future Character Statements

There are no Desired Future Character statements for this zone.

### 36.2 Use Table

No Permit Required	
Use Class	Qualification
Natural and cultural values management	
Utilities	Only if minor utilities.
Permitted	
Use Class	Qualification
Community meeting & entertainment	
Educational and occasional care	
Food services	
Hotel industry	

Manufacturing and processing	Only if comprised of substantial educational component.
Tourist operation	Only if predominantly utilising existing buildings associated with the former chip mill.
Visitor accommodation	
<b>Discretionary</b>	
<b>Use Class</b>	<b>Qualification</b>
General retail and hire	
Manufacturing and processing	Except if permitted.
Pleasure boat facility	
Port and shipping	
Research and development	
Residential	Only if boarding house, hostel or residential college.
Resource processing	Only if for treating, processing or packing food produce, including wine, seafood, olives, walnuts and similar.
Sports and recreation	
Tourist operation	Except if permitted.
Transport depot and distribution	
Utilities	Except if no permit required.
<b>Prohibited</b>	
<b>Use Class</b>	<b>Qualification</b>

### 36.3 Use Standards

There are no use standards for this zone.

### 36.4 Development Standards for Buildings and Works

#### 36.4.1 Building Height

<b>Objective:</b>	
To ensure that building height contributes positively to streetscape and landscape and does not result in unreasonable impact on the visual and environmental amenity of the area.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Building height must be no more than 10m.	<b>P1</b> Building height must not adversely impact upon visual amenity of the site when viewed from surrounding locations and vegetation should be used to soften visual impacts.

#### 36.4.2 Setback

<b>Objective:</b>	
To ensure that building setback contributes positively to the streetscape and landscape and does not result in unreasonable impact on the amenity of adjoining land.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Building setback must comply with all of the following: <ul style="list-style-type: none"> <li>(a) be no less than 10m to frontage and side and rear boundaries;</li> <li>(b) be no less than 30m to the adjoining General Industrial Zone.</li> </ul>	<b>P1</b> Building setback must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be sufficient to prevent unreasonable adverse impact on use of adjoining land;</li> <li>(b) be sufficient to prevent unreasonable loss of visual amenity of the site when viewed from surrounding locations;</li> <li>(c) provide for the mitigation of visual impact and land use conflict with appropriately located and designed vegetation.</li> </ul>

#### 36.4.3 Design

<b>Objective:</b>	
To ensure that building design does not result in unreasonable adverse impact on visual and environmental amenity of the land.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Exterior building surfaces must comply with all of following: <ul style="list-style-type: none"> <li>(a) be coloured using colours with a light reflectance value not greater than 40 percent;</li> <li>(b) be coloured using dark or muted toned colours specified in AS2700: 2011 Colour Standards for General Purposes.</li> </ul>	<b>P1</b> Exterior building surfaces must avoid adverse impacts on the visual amenity of neighbouring land and detracting from the contribution the site makes to the landscape, views and vistas.
<b>A2</b> Site coverage must be no more than 5%.	<b>P2</b> Site coverage must prevent unreasonable adverse impacts on visual amenity of the site when viewed from surrounding locations and be sufficient to accommodate development that is consistent with the Zone Purpose Statements.

#### 36.4.4 Landscaping

<b>Objective:</b>	
To ensure the environmental integrity of the land is enhanced and to minimise potential for land use conflicts.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>

<b>A1</b> Landscaping is required for all development by either new plantings or retention of existing vegetation.	<b>P1</b> No Performance Criteria.
<b>A2</b> Vegetation must be retained within 30m of the Light Industrial Zone.	<b>P2</b> Vegetation must be retained or planted to minimise land use conflict with the Light Industrial Zone.

## 36.5 Development Standards for Subdivision

### 36.5.1 Subdivision

<b>Objective:</b>	
To ensure a holistic approach to use and development of the site.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Subdivision is for the purpose of providing lots for public open space, a riparian or littoral reserves or utilities.	<b>P1</b> No Performance Criteria.
<b>A2</b> No Acceptable Solution.	<b>P2</b> The frontage, size and dimensions of each lot must be sufficient to accommodate development consistent with the Zone Purpose Statements.

## 37.0 Particular Purpose Zone 6 - North Bicheno

### 37.1 Zone Purpose

#### 37.1.1 Zone Purpose Statements

37.1.1.1 To provide for the future development of visitor accommodation and residential uses in a manner sympathetic to the coastal location, including large-scale integrated complexes comprised of multiple uses.

37.1.1.2 To reinforce the activity centre at Bicheno.

37.1.1.3 To protect environmental values and avoid unreasonable loss of views of, and through, the area.

37.1.1.4 To provide for the efficient servicing of future development of the area.

#### 37.1.2 Local Area Objectives

There are no Local Area Objectives for this zone.

#### 37.1.3 Desired Future Character Statements

There are no Desired Future Character Statements for this zone.

## 37.2 Use Table

No Permit Required	
Use Class	Qualification
Natural and cultural values management	
Utilities	Only if minor utilities.
Permitted	
Use Class	Qualification
Passive recreation	
Residential	Only if single dwelling or home-based business.
Visitor accommodation	
Discretionary	
Use Class	Qualification
Educational and occasional care	
Food services	
Hotel industry	
Residential	Except if permitted.
Tourist operation	
Utilities	Except if permitted.
Community meeting and entertainment	
Prohibited	
Use Class	Qualification

## 37.3 Use Standards

### 37.3.1 Non-Residential Use

Objective:	
To ensure that non-residential use does not unreasonably impact residential amenity.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Hours of operation must be within: <ul style="list-style-type: none"> <li>(a) 7.00 am to 9.00 pm Mondays to Fridays inclusive;</li> <li>(b) 8.00 am to 6.00 pm Saturdays;</li> <li>(c) 9.00 am to 5.00 pm Sundays and Public</li> </ul>	<b>P1</b> Hours of operation must not have an unreasonable impact upon the residential amenity through commercial vehicle movements, noise or other emissions that are unreasonable in their timing, duration or extent.

Holidays; except for office and administrative tasks or visitor accommodation.	
<b>A2</b> Noise emissions measured at the boundary of the site must not exceed the following: (a) 55 dB(A) (LAeq) between the hours of 8.00 am to 6.00 pm; (c) 65dB(A) (LAm <sub>ax</sub> ) at any time. Measurement of noise levels must be in accordance with the methods in the Tasmanian Noise Measurement Procedures Manual, issued by the Director of Environmental Management, including adjustment of noise levels for tonality and impulsiveness. Noise levels are to be averaged over a 15 minute time interval.	<b>P2</b> Noise emissions measured at the boundary of the site must not cause environmental harm.
<b>A3</b> External lighting must comply with all of the following: (a) be turned off between 9:00 pm and 6:00 am, except for security lighting; (b) security lighting must be baffled to ensure they do not cause emission of light into adjoining private land.	<b>P3</b> External lighting must not adversely affect existing or future residential amenity, having regard to all of the following: (a) level of illumination and duration of lighting; (b) distance to habitable rooms in an adjacent dwelling.

## 37.4 Development Standards for Buildings and Works

### 37.4.1 Building Height

<b>Objective:</b>	
To ensure that building height contributes positively to streetscape and landscape and does not result in unreasonable impact on the visual and environmental amenity of the area.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Building height must be no more than 5m.	<b>P1</b> Building height must not adversely impact upon visual amenity of the site when viewed from surrounding locations and vegetation should be used to soften visual impacts.

### 37.4.2 Development Plan

<b>Objective:</b>	
To ensure that development occurs in accordance with a development plan approved for the zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Buildings and works relate only to an addition or alteration of an existing use.	<b>P1</b> Buildings and works must be in accordance with a development plan approved by Council for the zone that specifies:  (a) the provision of services; (b) the design of roads; (c) the subdivision of land, including lot size and frontage for all or part of the site; (d) the use of land; (e) the density of development; (f) use and development standards not otherwise specified in this zone including setback, design, landscaping, outbuildings, fencing, outdoor storage areas, landscaping, signage and standards for particular uses.

## 37.5 Development Standards for Subdivision

### 37.5.1 Subdivision

<b>Objective:</b>	
To ensure subdivision is consistent with an overall development plan for the zone.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> No Acceptable Solution.	<b>P1</b> Subdivision must be in accordance with a development plan for the zone.

## 38.0 Particular Purpose Zone - Saffire Freycinet

### 38.1 Zone Purpose

#### 38.1.1 Zone Purpose Statements

38.1.1.1 To provide for the continued use and development of Saffire Freycinet resort.

38.1.1.2 To ensure that any use and development complements the existing use of the site and does not adversely impact on existing activity centres.

#### 38.1.2 Local Area Objectives

There are no Local Area Objectives for this zone.

### 38.1.3 Desired Future Character Statements

There are no Desired Future Character Statements for this zone.

### 38.2 Use Table

Use Class	Qualification
<b>No Permit Required</b>	
Natural and Cultural Values Management	
Passive recreation	
Utilities	Only if minor utilities
<b>Permitted</b>	
Community meeting and entertainment	
Food services	Only if: (a) replacing an existing use; or (b) less than an additional 200m <sup>2</sup> .
Tourist operation	
Visitor accommodation	
<b>Discretionary</b>	
Educational and occasional care	
Emergency services	
Food Services	If not listed as Permitted
General retail and hire	
Hotel industry	
Pleasure boat facility	
Research and development	
Residential	
Sports and recreation	
Utilities	If not listed as No Permit Required.



<b>Prohibited</b>	
All other uses	

### 38.3 Use Standards

#### 38.3.1 Discretionary Use

<b>Objective:</b>	
To ensure that discretionary uses complement the visitor accommodation and tourism use of the site.	
Acceptable Solutions	Performance Criteria
<b>A1</b> No Acceptable Solution.	<b>P1</b> Discretionary uses must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) complement visitor accommodation and tourism related uses in the area by providing supporting or related services;</li> <li>(b) not compromise the operational efficiency of the site; and</li> <li>(c) not be the dominant use within the zone.</li> </ul>

### 38.4 Development Standards for Buildings and Works

#### 38.4.1 Building Height

<b>Objective:</b>	
To ensure that building height contributes positively to streetscape and landscape and does not result in unreasonable impact on the visual amenity of the area.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Building height must be no more than: 8m.	<b>P1</b> Building height must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be compatible with the scale of existing buildings on the site;</li> <li>(b) minimise the impact on the visual character of the area having regard to:               <ul style="list-style-type: none"> <li>(i) the topography of the site;</li> <li>(ii) any existing vegetation; and</li> <li>(iii) visibility from Coles Bay Road, adjoining properties and public open spaces.</li> </ul> </li> </ul>

### 38.4.2 Setback

<b>Objective:</b>	
To ensure that building setback contributes positively to the streetscape and does not result in unreasonable impact on the amenity of adjoining land.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Building setback from frontage must be no less than: 10m	<b>P1</b> Building setback from frontage must be compatible with the character of the surrounding area, having regard to the following: <ul style="list-style-type: none"> <li>(a) the topography of the site;</li> <li>(b) the setbacks of surrounding buildings;</li> <li>(c) the height, bulk and form of existing and proposed buildings;</li> <li>(d) the appearance when viewed from Coles Bay Road;</li> <li>(e) the safety of road users; and</li> <li>(f) the retention of vegetation.</li> </ul>
<b>A2</b> Buildings and works must have a setback from a side or rear boundary of not less than: <ul style="list-style-type: none"> <li>(a) any existing building or works on the site; or               <ul style="list-style-type: none"> <li>(i) 5m; or</li> <li>(ii) half the wall height, whichever is the greater.</li> </ul> </li> </ul>	<b>P2</b> <ul style="list-style-type: none"> <li>(a) the topography of the site;</li> <li>(b) the bulk and form of proposed buildings;</li> <li>(c) overshadowing;</li> <li>(d) overlooking; and</li> <li>(e) any existing screening or the ability to implement screening.</li> </ul>

### 38.4.3 Design

<b>Objective:</b>	
To ensure that development minimises visual impact on the landscape and natural values of the surrounding area.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Exterior building surfaces must be non-reflective and coloured using dark toned colours specified in AS2700: 2011 Colour Standards for General Purposes (or as updated).	<b>P1</b> Exterior building surfaces must avoid adverse impacts on the visual amenity of neighbouring land and detracting from the contribution the site makes to the landscape, views and vistas.
<b>A2</b> Fill and excavation must comply with all of the following: <ul style="list-style-type: none"> <li>(a) height of fill and depth of excavation is no more than 1m from natural ground level,</li> </ul>	<b>P2</b> Fill and excavation must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) there is no unreasonable impact on natural</li> </ul>

except for building support purposes; (b) extent is limited to the area required for the construction of buildings and vehicular access.	values; (b) does not detract from the visual amenity of the area; (c) does not impact upon the privacy for adjoining properties; (d) does not affect land stability on the lot or adjoining land.
---	--

## 38.5 Development Standards for Subdivision

<b>Objective:</b>	
To ensure each lot:	
(a) has an area and dimensions appropriate for use and development in the Zone; and (b) is provided with appropriate access to a road.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Subdivision is for the purpose of providing lots for public open space, a riparian or littoral reserves or utilities.	<b>P1</b> Each lot must have sufficient useable area and dimensions suitable for its intended use, having regard to: (a) the relevant requirements for development of buildings on the lot; (b) the existing buildings and the location of intended buildings; and (c) the accessibility for vehicles providing for supplies, waste removal and emergency services.

## Part E

# Codes

---

### E1.0 Bushfire-Prone Areas Code

#### E1.1 Purpose of the Bushfire-Prone Areas Code

E1.1.1 The purpose of this code is to ensure that use and development is appropriately designed, located, serviced, and constructed, to reduce the risk to human life and property, and the cost to the community, caused by bushfires.

#### E1.2 Application of this Code

E1.2.1 This code applies to:

- (a) subdivision of land that is located within, or partially within, a bushfire-prone area; and
- (b) a use, on land that is located within, or partially within, a bushfire-prone area, that is a vulnerable use or hazardous use.

E1.2.2 A permit is required for all use and development to which this code applies that is not exempt from this code under clause E1.4.

#### E1.3 Definition of Terms in this Code

E1.3.1 In this code, unless the contrary intention appears:

Term	Definition
accredited person	means as defined in the Act.
bushfire attack level (BAL)	means the bushfire attack level as defined in <i>Australian Standard AS3959–2009 Construction of buildings in bushfire-prone areas</i> .
bushfire hazard management plan	means as defined in the Act.
bushfire protection measures	means the measures that might be used to reduce the risk of bushfire attack and the threat to life and property in the event of bushfire.
bushfire-prone area	means: <ul style="list-style-type: none"><li>(a) land that is within the boundary of a bushfire-prone area shown on an overlay on a planning scheme map; or</li><li>(b) where there is no overlay on a planning scheme map, land that is within 100m of an area of bushfire-prone vegetation equal to or greater than 1ha.</li></ul>
bushfire-prone vegetation	means contiguous vegetation including grasses and shrubs but not including maintained lawns, parks and gardens, nature strips, plant nurseries, golf courses, vineyards, orchards or vegetation on land that is

	used for horticultural purposes.
carriageway	means the section of road formation which is used by traffic, and includes all the area of the traffic lane pavement together with the formed shoulders.
contiguous	means separated by less than 20m.
fire fighting water point	
fire hydrant	means as defined in <i>Australian Standard AS 2419.1-2005 Fire hydrant installations, Part 1: System design, installation and commissioning</i> .
group home	means use of land for residential accommodation for people with disabilities.
hardstand	means as defined in <i>Australian Standard AS 2419.1-2005 Fire hydrant installations, Part 1: System design, installation and commissioning</i> .
hazard management area	means the area, between a habitable building or building area and bushfire-prone vegetation, which provides access to a fire front for fire fighting, which is maintained in a minimal fuel condition and in which there are no other hazards present which will significantly contribute to the spread of a bushfire.
hazardous use	<p>E1.3 Bushfire-Prone Areas Code means a use where:</p> <ul style="list-style-type: none"> <li>(a) the amount of hazardous chemicals used, handled, generated or stored on a site exceeds the manifest quantity as specified in the <i>Work Health and Safety Regulations 2012</i>; or</li> <li>(b) explosives are stored on a site and where classified as an explosives location or large explosives location as specified in the <i>Explosives Act 2012</i>.</li> </ul>
hose lay	means the distance between two points established by a fire hose laid out on the ground, inclusive of obstructions.
property access	means the carriageway which provides vehicular access from the carriageway of a road onto land, measured along the centre line of the carriageway, from the edge of the road carriageway to the nearest point of the building area.
respite centre	means use of land for respite care for the sick, aged or persons with disabilities.
static water supply	means water stored in a tank, swimming pool, dam, or lake, that is available for fire fighting purposes at all times.
tolerable risk	<p>means the lowest level of likely risk from the relevant hazard:</p> <ul style="list-style-type: none"> <li>(a) to secure the benefits of a use or development in a relevant hazard area; and</li> <li>(b) which can be managed through: <ul style="list-style-type: none"> <li>(i) routine regulatory measures; or</li> <li>(ii) by specific hazard management measures for the intended life of each use or development.</li> </ul> </li> </ul>
TFS	means Tasmania Fire Service.

vulnerable use	<p>E1.3 Bushfire-Prone Areas Code</p> <p>means a use that is within one of the following Use Classes:</p> <ul style="list-style-type: none"> <li>(a) Custodial Facility;</li> <li>(b) Educational and Occasional Care;</li> <li>(c) Hospital Services;</li> <li>(d) Residential if for respite centre, residential aged care home, retirement home, and group home.</li> </ul>
water corporation	means the corporation within the meaning of the <i>Water and Sewerage Corporation Act 2012</i> .

## E1.4 Use or Development Exempt from this Code

The following use or development is exempt from this code:

- (a) any use or development that the TFS or an accredited person, having regard to the objective of all applicable standards in this code, certifies there is an insufficient increase in risk to the use or development from bushfire to warrant any specific bushfire protection measures; and
- (b) adjustment of a boundary in accordance with clause 9.3 of this planning scheme.

## E1.5 Use Standards

### E1.5.1 Vulnerable Uses

<b>Objective:</b>	
Vulnerable uses can only be located on land within a bushfire-prone area where tolerable risks are achieved through mitigation measures that take into account the specific characteristics of both the vulnerable use and the bushfire hazard.	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>No Acceptable Solution.</p>	<p><b>P1</b></p> <p>A vulnerable use must only be located in a bushfire-prone area if a tolerable risk from bushfire can be achieved and maintained, having regard to:</p> <ul style="list-style-type: none"> <li>(a) the location, characteristics, nature and scale of the use;</li> <li>(b) whether there is an overriding benefit to the community;</li> <li>(c) whether there is no suitable alternative lower-risk site;</li> <li>(d) the emergency management strategy and bushfire hazard management plan; and</li> <li>(e) other advice, if any, from the TFS.</li> </ul>

<b>A2</b> An emergency management strategy, endorsed by the TFS or accredited person, that provides for mitigation measures to achieve and maintain a level of tolerable risk that is specifically developed to address the characteristics, nature and scale of the use considering: <ul style="list-style-type: none"> <li>(a) the nature of the bushfire-prone vegetation including the type, fuel load, structure and flammability;</li> <li>(b) the ability of occupants of the vulnerable use to: <ul style="list-style-type: none"> <li>(i) protect themselves and defend property from bushfire attack;</li> <li>(ii) evacuate in an emergency; and</li> <li>(iii) understand and respond to instructions in the event of a bushfire; and</li> </ul> </li> <li>(c) any bushfire protection measures available to reduce risk to emergency service personnel.</li> </ul>	<b>P2</b> No Performance Criterion.
<b>A3</b> A bushfire hazard management plan that contains appropriate bushfire protection measures that is certified by the TFS or an accredited person.	<b>P3</b> No Performance Criterion.

#### E1.5.2 Hazardous Uses

<b>Objective:</b>	
Hazardous uses can only be located on land within a bushfire-prone area where tolerable risks are achieved through mitigation measures that take into account the specific characteristics of both the hazardous use and the bushfire hazard.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> No Acceptable Solution.	<b>P1</b> A hazardous use must only be located in a bushfire-prone area if a tolerable risk from bushfire can be achieved and maintained, having regard to: <ul style="list-style-type: none"> <li>(a) the location, characteristics, nature and scale of the use;</li> <li>(b) whether there is an overriding benefit to the community;</li> <li>(c) whether there is no suitable alternative lower-risk site;</li> <li>(d) the emergency management strategy and</li> </ul>

	bushfire hazard management plan as specified in A2 and A3 of this Standard; and (e) other advice, if any, from the TFS.
<b>A2</b> An emergency management strategy, endorsed by the TFS or accredited person, that provides for mitigation measures to achieve and maintain a level of tolerable risk that is specifically developed to address the characteristics, nature and scale of the use having regard to: (a) the nature of the bushfire-prone vegetation including the type, fuel load, structure and flammability; and (b) available fire protection measures to: (i) prevent the hazardous use from contributing to the spread or intensification of bushfire; (ii) limit the potential for bushfire to be ignited on the site; (iii) prevent exposure of people and the environment to the hazardous chemicals, explosives or emissions as a consequence of bushfire; and (iv) reduce risk to emergency service personnel.	<b>P2</b> No Performance Criterion.
<b>A3</b> A bushfire hazard management plan that contains appropriate bushfire protection measures that is certified by the TFS or an accredited person.	<b>P3</b> No Performance Criterion.

## E1.6 Development Standards

### E1.6.1 Subdivision: Provision of hazard management areas

<b>Objective:</b>
Subdivision provides for hazard management areas that: (a) facilitate an integrated approach between subdivision and subsequent building on a lot; (b) provide for sufficient separation of building areas from bushfire-prone vegetation to reduce the radiant heat levels, direct flame attack and ember attack at the building area; and (c) provide protection for lots at any stage of a staged subdivision.



Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>(a) TFS or an accredited person certifies that there is an insufficient increase in risk from bushfire to warrant the provision of hazard management areas as part of a subdivision; or</p> <p>(b) The proposed plan of subdivision:</p> <ul style="list-style-type: none"> <li>(i) shows all lots that are within or partly within a bushfire-prone area, including those developed at each stage of a staged subdivision;</li> <li>(ii) shows the building area for each lot;</li> <li>(iii) shows hazard management areas between bushfire-prone vegetation and each building area that have dimensions equal to, or greater than, the separation distances required for BAL 19 in Table 2.4.4 of <i>Australian Standard AS 3959 – 2009 Construction of buildings in bushfire-prone areas</i>; and</li> <li>(iv) is accompanied by a bushfire hazard management plan that addresses all the individual lots and that is certified by the TFS or accredited person, showing hazard management areas equal to, or greater than, the separation distances required for BAL 19 in Table 2.4.4 of <i>Australian Standard AS 3959 – 2009 Construction of buildings in bushfire-prone areas</i>; and</li> </ul> <p>(c) If hazard management areas are to be located on land external to the proposed subdivision the application is accompanied by the written consent of the owner of that land to enter into an agreement under section 71 of the Act that will be registered on the title of the neighbouring property providing for the affected land to be managed in accordance with the bushfire hazard management plan.</p>	<p><b>P1</b></p> <p>A proposed plan of subdivision shows adequate hazard management areas in relation to the building areas shown on lots within a bushfire-prone area, having regard to:</p> <ul style="list-style-type: none"> <li>(a) the dimensions of hazard management areas;</li> <li>(b) a bushfire risk assessment of each lot at any stage of staged subdivision;</li> <li>(c) the nature of the bushfire-prone vegetation including the type, fuel load, structure and flammability;</li> <li>(d) the topography, including site slope;</li> <li>(e) any other potential forms of fuel and ignition sources;</li> <li>(f) separation distances from the bushfire-prone vegetation not unreasonably restricting subsequent development;</li> <li>(g) an instrument that will facilitate management of fuels located on land external to the subdivision; and</li> <li>(h) any advice from the TFS.</li> </ul>

E1.6.2 Subdivision: Public and fire fighting access

<b>Objective:</b>	
<p>Access roads to, and the layout of roads, tracks and trails, in a subdivision:</p> <ul style="list-style-type: none"> <li>(a) allow safe access and egress for residents, firefighters and emergency service personnel;</li> <li>(b) provide access to the bushfire-prone vegetation that enables both property to be defended when under bushfire attack and for hazard management works to be undertaken;</li> <li>(c) are designed and constructed to allow for fire appliances to be manoeuvred;</li> <li>(d) provide access to water supplies for fire appliances; and</li> <li>(e) are designed to allow connectivity, and where needed, offering multiple evacuation points.</li> </ul>	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <ul style="list-style-type: none"> <li>(a) TFS or an accredited person certifies that there is an insufficient increase in risk from bushfire to warrant specific measures for public access in the subdivision for the purposes of fire fighting; or</li> <li>(b) A proposed plan of subdivision showing the layout of roads, fire trails and the location of property access to building areas is included in a bushfire hazard management plan that: <ul style="list-style-type: none"> <li>(i) demonstrates proposed roads will comply with Table E1, proposed private accesses will comply with Table E2 and proposed fire trails will comply with Table E3; and</li> <li>(ii) is certified by the TFS or an accredited person.</li> </ul> </li> </ul>	<p><b>P1</b></p> <p>A proposed plan of subdivision shows access and egress for residents, fire-fighting vehicles and emergency service personnel to enable protection from bushfires, having regard to:</p> <ul style="list-style-type: none"> <li>(a) appropriate design measures, including: <ul style="list-style-type: none"> <li>(i) two way traffic;</li> <li>(ii) all weather surfaces;</li> <li>(iii) height and width of any vegetation clearances;</li> <li>(iv) load capacity;</li> <li>(v) provision of passing bays;</li> <li>(vi) traffic control devices;</li> <li>(vii) geometry, alignment and slope of roads, tracks and trails;</li> <li>(viii) use of through roads to provide for connectivity;</li> <li>(ix) limits on the length of cul-de-sacs and dead-end roads;</li> <li>(x) provision of turning areas;</li> <li>(xi) provision for parking areas;</li> <li>(xii) perimeter access; and (xiii) fire trails;</li> </ul> </li> <li>(b) the provision of access to: <ul style="list-style-type: none"> <li>(i) bushfire-prone vegetation to permit the undertaking of hazard management works; and</li> <li>(ii) fire fighting water supplies; and</li> </ul> </li> <li>(c) any advice from the TFS.</li> </ul>

Table E1 Standards for roads

Element		Requirement
A.	Roads	<p>Unless the development standards in the zone require a higher standard, the following apply:</p> <ul style="list-style-type: none"> <li>(a) two-wheel drive, all-weather construction;</li> <li>(b) load capacity of at least 20t, including for bridges and culverts;</li> <li>(c) minimum carriageway width is 7m for a through road, or 5.5m for a dead-end or cul-de-sac road;</li> <li>(d) minimum vertical clearance of 4m;</li> <li>(e) minimum horizontal clearance of 2m from the edge of the carriageway;</li> <li>(f) cross falls of less than 3 degrees (1:20 or 5%);</li> <li>(g) maximum gradient of 15 degrees (1:3.5 or 28%) for sealed roads, and 10 degrees (1:5.5 or 18%) for unsealed roads;</li> <li>(h) curves have a minimum inner radius of 10m;</li> <li>(i) dead-end or cul-de-sac roads are not more than 200m in length unless the carriageway is 7m in width;</li> <li>(j) dead-end or cul-de-sac roads have a turning circle with a minimum 12m outer radius; and</li> <li>(k) carriageways less than 7m wide have 'No Parking' zones on one side, indicated by a road sign that complies with <i>Australian Standard AS1743-2001 Road signs-Specifications</i>.</li> </ul>

Table E2 Standards for property access

Element		Requirement
A.	Property access length is less than 30m; or access is not required for a fire appliance to access a firefighting water point.	There are no specified design and construction requirements.
B.	Property access length is 30m or greater; or access is required for a fire appliance to a fire	<p>The following design and construction requirements apply to property access:</p> <ul style="list-style-type: none"> <li>(a) all-weather construction;</li> <li>(b) load capacity of at least 20t, including for bridges and culverts;</li> <li>(c) minimum carriageway width of 4m;</li> <li>(d) minimum vertical clearance of 4m;</li> <li>(e) minimum horizontal clearance of 0.5m from the edge of the carriageway;</li> </ul>

	fighting water point.	<ul style="list-style-type: none"> <li>(f) cross falls of less than 3 degrees (1:20 or 5%);</li> <li>(g) dips less than 7 degrees (1:8 or 12.5%) entry and exit angle;</li> <li>(h) curves with a minimum inner radius of 10m;</li> <li>(i) maximum gradient of 15 degrees (1:3.5 or 28%) for sealed roads, and 10 degrees (1:5.5 or 18%) for unsealed roads; and</li> <li>(j) terminate with a turning area for fire appliances provided by one of the following: <ul style="list-style-type: none"> <li>(i) a turning circle with a minimum outer radius of 10m; or</li> <li>(ii) a property access encircling the building; or</li> <li>(iii) a hammerhead 'T' or 'Y' turning head 4m wide and 8m long.</li> </ul> </li> </ul>
C.	Property access length is 200m or greater.	<p>The following design and construction requirements apply to property access:</p> <ul style="list-style-type: none"> <li>(a) the requirements for B above; and</li> <li>(b) passing bays of 2m additional carriageway width and 20m length provided every 200m.</li> </ul>
D.	Property access length is greater than 30m, and access is provided to 3 or more properties.	<p>The following design and construction requirements apply to property access:</p> <ul style="list-style-type: none"> <li>(a) complies with requirements for B above; and</li> <li>(b) passing bays of 2m additional carriageway width and 20m length must be provided every 100m.</li> </ul>

Table E3 Standards for fire trails

Element		Requirement
A.	All fire trails	<p>The following design and construction requirements apply:</p> <ul style="list-style-type: none"> <li>(a) all-weather, 4-wheel drive construction;</li> <li>(b) load capacity of at least 20t, including for bridges and culverts;</li> <li>(c) minimum carriageway width of 4m;</li> <li>(d) minimum vertical clearance of 4m;</li> <li>(e) minimum horizontal clearance of 2m from the edge of the carriageway;</li> <li>(f) cross falls of less than 3 degrees (1:20 or 5%);</li> <li>(g) dips less than 7 degrees (1:8 or 12.5%) entry and exit angle;</li> <li>(h) curves with a minimum inner radius of 10m;</li> <li>(i) maximum gradient of 15 degrees (1:3.5 or 28%) for sealed fire trails, and 10 degrees (1:5.5 or 18%) for unsealed fire trails;</li> <li>(j) gates if installed at fire trail entry, have a minimum width of 3.6m, and if locked, keys are provided to TFS; and</li> <li>(k) terminate with a turning area for fire appliances provided by one of the</li> </ul>

		<p>following:</p> <ul style="list-style-type: none"> <li>(i) a turning circle with a minimum outer radius of 10m; and</li> <li>(ii) a hammerhead 'T' or 'Y' turning head 4m wide and 8m long.</li> </ul>
B.		<p>The following design and construction requirements apply:</p> <ul style="list-style-type: none"> <li>(a) the requirements for A above; and</li> <li>(b) passing bays of 2m additional carriageway width and 20m length provided every 200m.</li> </ul>

**E1.6.3 Subdivision: Provision of water supply for fire fighting purposes**

<b>Objective:</b>	
<p>Adequate, accessible and reliable water supply for the purposes of fire fighting can be demonstrated at the subdivision stage and allow for the protection of life and property associated with the subsequent use and development of bushfire-prone areas.</p>	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>In areas serviced with reticulated water by the water corporation:</p> <ul style="list-style-type: none"> <li>(a) TFS or an accredited person certifies that there is an insufficient increase in risk from bushfire to warrant the provision of a water supply for fire fighting purposes;</li> <li>(b) A proposed plan of subdivision showing the layout of fire hydrants, and building areas, is included in a bushfire hazard management plan approved by the TFS or accredited person as being compliant with Table E4; or</li> <li>(c) A bushfire hazard management plan certified by the TFS or an accredited person demonstrates that the provision of water supply for fire fighting purposes is sufficient to manage the risks to property and lives in the event of a bushfire.</li> </ul>	<p><b>P1</b></p> <p>No Performance Criterion.</p>
<p><b>A2</b></p> <p>In areas that are not serviced by reticulated water by the water corporation:</p> <ul style="list-style-type: none"> <li>(a) The TFS or an accredited person certifies that there is an insufficient increase in risk from bushfire to warrant provision of a water supply for fire fighting purposes;</li> <li>(b) The TFS or an accredited person certifies that a proposed plan of subdivision demonstrates that a static water supply, dedicated to fire fighting, will be provided</li> </ul>	<p><b>P2</b></p> <p>No Performance Criterion.</p>

and located compliant with Table E5; or	
(c) A bushfire hazard management plan certified by the TFS or an accredited person demonstrates that the provision of water supply for fire fighting purposes is sufficient to manage the risks to property and lives in the event of a bushfire.	

**Table E4 Reticulated water supply for fire fighting**

Element		Requirement
A.	Distance between building area to be protected and water supply.	<p>The following requirements apply:</p> <ul style="list-style-type: none"> <li>(a) the building area to be protected must be located within 120m of a fire hydrant; and</li> <li>(b) the distance must be measured as a hose lay, between the fire fighting water point and the furthest part of the building area.</li> </ul>
B.	Design criteria for fire hydrants	<p>The following requirements apply:</p> <ul style="list-style-type: none"> <li>(a) fire hydrant system must be designed and constructed in accordance with <i>TasWater Supplement to Water Supply Code of Australia WSA 03 – 2011-3.1 MRWA 2nd Edition</i>; and</li> <li>(b) fire hydrants are not installed in parking areas.</li> </ul>
C.	Hardstand	<p>A hardstand area for fire appliances must be:</p> <ul style="list-style-type: none"> <li>(a) no more than 3m from the hydrant, measured as a hose lay;</li> <li>(b) no closer than 6m from the building area to be protected;</li> <li>(c) a minimum width of 3m constructed to the same standard as the carriageway; and</li> <li>(d) connected to the property access by a carriageway equivalent to the standard of the property access.</li> </ul>

**Table E5 Static water supply for fire fighting**

Element		Requirement
A.	Distance between building area to be protected and water supply.	<p>The following requirements apply:</p> <ul style="list-style-type: none"> <li>(a) the building area to be protected must be located within 90m of the fire fighting water point of a static water supply; and</li> <li>(b) the distance must be measured as a hose lay, between the fire fighting water point and the furthest part of the building area.</li> </ul>
B.	Static Water Supplies	<p>A static water supply:</p> <ul style="list-style-type: none"> <li>(a) may have a remotely located offtake connected to the static water supply;</li> <li>(b) may be a supply for combined use (fire fighting and other uses) but the</li> </ul>

		<p>specified minimum quantity of fire fighting water must be available at all times;</p> <p>(c) must be a minimum of 10,000L per building area to be protected. This volume of water must not be used for any other purpose including fire fighting sprinkler or spray systems;</p> <p>(d) must be metal, concrete or lagged by non-combustible materials if above ground; and</p> <p>(e) if a tank can be located so it is shielded in all directions in compliance with section 3.5 of <i>Australian Standard AS 3959- 2009 Construction of buildings in bushfire-prone areas</i>, the tank may be constructed of any material provided that the lowest 400mm of the tank exterior is protected by:</p> <p>(i) metal;</p> <p>(ii) non-combustible material; or</p> <p>(iii) fibre-cement a minimum of 6mm thickness.</p>
C.	Fittings, pipework and accessories (including stands and tank supports)	<p>Fittings and pipework associated with a fire fighting water point for a static water supply must:</p> <p>(a) have a minimum nominal internal diameter of 50mm;</p> <p>(b) be fitted with a valve with a minimum nominal internal diameter of 50mm;</p> <p>(c) be metal or lagged by non-combustible materials if above ground;</p> <p>(d) if buried, have a minimum depth of 300mm [S1];</p> <p>(e) provide a DIN or NEN standard forged Storz 65mm coupling fitted with a suction washer for connection to fire fighting equipment;</p> <p>(f) ensure the coupling is accessible and available for connection at all times;</p> <p>(g) ensure the coupling is fitted with a blank cap and securing chain (minimum 220mm length);</p> <p>(h) ensure underground tanks have either an opening at the top of not less than 250mm diameter or a coupling compliant with this Table; and</p> <p>(i) if a remote offtake is installed, ensure the offtake is in a position that is:</p> <p>(i) visible;</p> <p>(ii) accessible to allow connection by fire fighting equipment;</p> <p>(iii) at a working height of 450 – 600mm above ground level; and</p> <p>(iv) protected from possible damage, including damage by vehicles.</p>
D.		<p>The fire fighting water point for a static water supply must be identified by a sign permanently fixed to the exterior of the assembly in a visible location. The sign must:</p> <p>(a) comply with water tank signage requirements within <i>Australian Standard AS 2304-2011 Water storage tanks for fire protection systems</i>; or</p> <p>(b) comply with the Tasmania Fire Service Water Supply Guideline published</p>

		by the Tasmania Fire Service.
E.	Hardstand	<p>A hardstand area for fire appliances must be:</p> <ul style="list-style-type: none"> <li>(a) no more than 3m from the fire fighting water point, measured as a hose lay (including the minimum water level in dams, swimming pools and the like);</li> <li>(b) no closer than 6m from the building area to be protected;</li> <li>(c) a minimum width of 3m constructed to the same standard as the carriageway; and</li> <li>(d) connected to the property access by a carriageway equivalent to the standard of the property access.</li> </ul>

#### Footnotes

[S1] Compliant with *Australian/New Zealand Standard AS/NZS 3500.1-2003 Plumbing and drainage, Part 1: Water Services*, Clause 5.23

## E2.0 Potentially Contaminated Land Code

### E2.1 Purpose of the Potentially Contaminated Land Code

E2.1.1 The purpose of this provision is to:

- (a) ensure that use or development of potentially contaminated land does not adversely impact on human health or the environment.

### E2.2 Application of this Code

E2.2.1 This Code applies to:

- (a) a use, on potentially contaminated land, that is a sensitive use, or a use listed in a use class in Table E2.2.1 and is one of the uses specified as a qualification; or
- (b) development on potentially contaminated land.

Table E2.2.1 - Use Table

Use Class	Qualification
Passive recreation	If for public parks, gardens and playgrounds.
Sports and recreation	If for outdoor recreation facilities.

E2.2.2 A permit is required for all use and development to which this Code applies that is not exempt from this Code under clause E2.4.

### E2.3 Definition of Terms

background concentration	means as defined in Part 5A of the <i>Environmental Management and Pollution Control Act 1994</i> .
contaminated	means the condition of land or water, where any chemical substance or waste has been added as a direct or indirect result of human activity at above background concentration and represents or potentially represents an adverse impact on human health or the environment.



environmental site assessment	means a report prepared by an suitably qualified person on the nature, extent and levels of existing contamination and the actual or potential risk to human health or the environment, on or off the site, resulting from that contamination, prepared in accordance with the National Environment Protection (Assessment of Site Contamination) Measure 1999, as amended 16 May 2013.
Director	means as defined in the <i>Environmental Management and Pollution Control Act 1994</i> .
potentially contaminating activity	means an activity listed in Table E2.2 as a potentially contaminating activity, other than an activity carried out as ancillary to a Residential use class.
Potentially contaminated land	means land that is, or adjoins, land that the applicant or the planning authority: <ul style="list-style-type: none"> <li>(a) knows to have been used for a potentially contaminating activity by reference to:–             <ul style="list-style-type: none"> <li>(i) a notice issued in accordance with Part 5A of the <i>Environmental Management and Pollution Control Act 1994</i>; or</li> <li>(ii) a previous permit ; or</li> </ul> </li> <li>(b) ought reasonably to have known was used for a potentially contaminating activity.</li> </ul>
site history	means the collection of information from historical sources to determine if a site is likely to have been impacted by a potentially contaminating activity.
suitably qualified person (contaminated land)	means a person who, in the opinion of the planning authority, meets the criteria set out in section 6 of Schedule B9 of the <i>National Environment Protection (Assessment of Site Contamination) Measure 1999</i> , as amended 16 May 2013.

## E2.4 Use or Development exempt from this Code

E2.4.1 The following use and development is exempt from this Code

E2.4.2 Development:

- (a) to investigate potentially contaminated land; or
- (b) in accordance with a notice issued in accordance with Part 5A of the *Environmental Management and Pollution Control Act 1994*.

E2.4.3 Any use or development where a site history prepared by an suitably qualified person has been provided to the planning authority that confirms potentially contaminating activities did not impact the site.

E2.4.4 Development that does not involve disturbance of more than 1m<sup>2</sup> of land.

E2.4.5 Any use or development that the Director, or a person approved by the Director for the purpose of this Code, having regard to the objective stated in all applicable standards in this Code, has issued a certificate stating that there is insufficient increase in risk from contamination to warrant any specific remediation and protection measures.

## E2.5 Use Standards

<b>Objective:</b>	
To ensure that potentially contaminated land is suitable for the intended use	
Acceptable Solutions	Performance Criteria
<b>A1</b> The Director, or a person approved by the Director for the purpose of this Code: <ul style="list-style-type: none"> <li>(a) certifies that the land is suitable for the intended use; or</li> <li>(b) approves a plan to manage contamination and associated risk to human health or the environment that will ensure the land is suitable for the intended use.</li> </ul>	<b>P1</b> Land is suitable for the intended use, having regard to: <ul style="list-style-type: none"> <li>(a) an environmental site assessment that demonstrates there is no evidence the land is contaminated; or</li> <li>(b) an environmental site assessment that demonstrates that the level of contamination does not present a risk to human health or the environment; or</li> <li>(c) a plan to manage contamination and associated risk to human health or the environment that includes:               <ul style="list-style-type: none"> <li>(i) an environmental site assessment;</li> <li>(ii) any specific remediation and protection measures required to be implemented before any use commences; and</li> <li>(iii) a statement that the land is suitable for the intended use.</li> </ul> </li> </ul>

## E2.6 Development Standards

### E2.6.1 Subdivision

<b>Objective:</b>	
To ensure that subdivision of potentially contaminated land does not adversely impact on human health or the environment and is suitable for its intended use.	
Acceptable Solutions	Performance Criteria
<b>A1</b> For subdivision of land, the Director, or a person approved by the Director for the purpose of this Code: <ul style="list-style-type: none"> <li>(a) certifies that the land is suitable for the intended use; or</li> <li>(b) approves a plan to manage contamination and associated risk to human health or the environment, that will ensure the subdivision does not adversely impact on</li> </ul>	<b>P1</b> Subdivision does not adversely impact on health and the environment and is suitable for its intended use, having regard to: <ul style="list-style-type: none"> <li>(a) an environmental site assessment that demonstrates there is no evidence the land is contaminated; or</li> <li>(b) an environmental site assessment that demonstrates that the level of contamination does not present a risk to</li> </ul>

health or the environment and is suitable for its intended use.	<p>human health or the environment; or</p> <p>(c) a plan to manage contamination and associated risk to human health and the environment that includes:</p> <ul style="list-style-type: none"> <li>(i) an environmental site assessment;</li> <li>(ii) any specific remediation and protection measures required to be implemented before any use or development commences; and</li> <li>(iii) a statement that the land is suitable for the intended use or development.</li> </ul>
---	--

#### E2.6.2 Excavation

<b>Objective:</b>	
To ensure that works involving excavation of potentially contaminated land does not adversely impact on human health or the environment.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>No acceptable solution.</p>	<p><b>P1</b></p> <p>Excavation does not adversely impact on health and the environment, having regard to:</p> <ul style="list-style-type: none"> <li>(a) an environmental site assessment that demonstrates there is no evidence the land is contaminated; or</li> <li>(b) a plan to manage contamination and associated risk to human health and the environment that includes: <ul style="list-style-type: none"> <li>(i) an environmental site assessment;</li> <li>(ii) any specific remediation and protection measures required to be implemented before excavation commences; and</li> <li>(iii) a statement that the excavation does not adversely impact on human health or the environment.</li> </ul> </li> </ul>

Table E2.2 Potentially Contaminating Activities

<b>Potentially Contaminating Activity</b>	<b>Potentially Contaminating Activity</b>
Acid / alkali plant and formulation	Mineral processing
Ammunition manufacture and usage (e.g. shooting ranges)	Mine sites involving waste rock or tailings deposits
Asbestos production, handling or disposal	Oil or gas production or refining
Asphalt/bitumen manufacturing	Paint formulation and manufacture

Battery manufacturing or recycling	Pesticide manufacture and formulation sites
Boat/ship building, marinas, slip ways and associated boat yards	Petroleum product or oil storage
Boiler or kiln usage	Pharmaceutical manufacture and formulation
Chemical manufacture and formulation (e.g. fertilisers, paints, pesticides, photography, plastics, solvents)	Power stations
Commercial engine and machinery repair sites	Printing
Drum conditioning works	Radio-active material usage (e.g. hospitals)
Dry cleaning establishments	Railway yards
Electrical transformers	Scrap yards and recycling facilities
Ethanol production plants	Sewage treatment plants
Explosives industries	Sheep and cattle dips
Fertiliser manufacturing plants	Sites of fires involving hazardous materials, including firefighting foam use
Fill material imported onto a site from a potentially contaminated source	Sites of incidents involving release of hazardous materials
Foundry operations	Spray painting industries
Gas works	Spray storage and mixing sites (e.g. for orchards)
Herbicide manufacture	Tanning and associated trades
Industrial activities involving hazardous chemicals in significant quantities	Textile operations
Iron and steel works	Tyre manufacturing and retreading works
Landfill sites, including on-site waste disposal and refuse pits	Wood preservation and storage or cutting of treated timber
Metal smelting, refining or finishing	Wool scouring
Metal treatments (e.g. electroplating) and abrasive blasting	

## E3.0 Landslide Code

### E3.1 Purpose

- E3.1.1 The purpose of this provision is to ensure that use and development is appropriately designed, located, serviced, constructed or managed to reduce to within tolerable limits the risk to human life and property and the cost to the community, caused by landslides.

## E3.2 Application

E3.2.1 This Code applies to:

- (a) Development for buildings and works or subdivision on land within a Landslide Hazard Area;
- (b) Use of land for vulnerable use or hazardous use within a Landslide Hazard Area.

## E3.3 Definition of Terms

E3.3.1 In this Code, unless the contrary intention appears:

acceptable risk	means a risk society is prepared to accept as it is. That is; without management or treatment.
AGS	means the Australian Geomechanics Society.
dangerous substance	<p>means a substance that has the potential to cause harm to persons, property, or the environment, because of one or more of the following:</p> <ul style="list-style-type: none"><li>(a) the chemical properties of the substance;</li><li>(b) the physical properties of the substance;</li><li>(c) the biological properties of the substance.</li></ul> <p>Without limiting this definition includes all dangerous goods, combustible liquids, hazardous substances and agvet chemicals .</p>
group home	means use of land for residential accommodation for people with disabilities.
hazardous chemical of a manifest quantity	means a hazardous chemical, as defined in the <i>Work Health and Safety Regulations 2012</i> , if the amount of hazardous chemical stored exceeds the manifest quantity as specified under the <i>Work Health and Safety Regulations 2012</i> [S2].
hazardous use	<p>E3.3 Landslide Code means a use that:</p> <ul style="list-style-type: none"><li>(a) is in the use class Vehicle fuel sales and service; or</li><li>(b) involves dangerous substances and is in one of the following use classes:<ul style="list-style-type: none"><li>(i) Extractive industries, if the use involves the storage of a hazardous chemical of a manifest quantity</li><li>(ii) Hospital services</li><li>(iii) Manufacturing and processing</li><li>(iv) Research and development</li><li>(v) Storage</li><li>(vi) Transport and distribution</li><li>(vii) Utilities</li></ul></li></ul>
landslide risk management report	means an assessment and report by a suitably qualified person (landslip) prepared in accordance with the Australian Geomechanics Society - Practice Note Guidelines for Landslide Risk Management 2007. It includes

	a landslide risk assessment.
Landslide Hazard Area	<p>means an area shown on the planning scheme maps as a landslide hazard area including:</p> <ul style="list-style-type: none"> <li>(a) Low Landslide Hazard Area;</li> <li>(b) Medium Landslide Hazard Area;</li> <li>(c) Medium Active Landslide Hazard Area;</li> <li>(d) High Landslide Hazard Area.</li> </ul>
major works	<p>means any of the following:</p> <ul style="list-style-type: none"> <li>(a) excavation of 100 m<sup>3</sup> or more in cut volume;</li> <li>(b) excavation or soil disturbance of an area of 1,000 m<sup>2</sup> or more;</li> <li>(c) clearance of vegetation involving an area of more than 1,000 m<sup>2</sup>;</li> <li>(d) water storages or swimming pools with a volume of 45,000 litres or more.</li> </ul>
major extension	means an extension that is not a minor extension.
minor extension	means an extension of a building by no more than 40 m <sup>2</sup> in gross floor area.
suitably qualified person (landslide)	<p>means a suitably qualified person as follows:</p> <ul style="list-style-type: none"> <li>(a) for any Landslide Hazard Area, a geotechnical engineer or an engineering geologist as specified in the Director of Building Control's determination: "Certificates of Specialists or Other Persons" that can complete a landslide risk assessment; or</li> <li>(b) for a Low Landslide Hazard Area, a civil engineer.</li> </ul>
tolerable risk	<p>means the residual tolerable risk after the hazard has been satisfactorily treated.</p> <p>The residual tolerable risk may be assessed using either qualitative or quantitative methods in the landslide risk assessment either:</p> <ul style="list-style-type: none"> <li>(a) if using the AGS qualitative risk assessment method apply the "As Low As Reasonably Possible (ALARP)" principle with the residual tolerable risk level no higher than a "moderate" risk level under the AGS 2007(c) risk method; or</li> <li>(b) if using the AGS quantitative risk assessment method then the tolerable loss of life for the person most at risk as suggested by the AGS 2007(c) to be: <ul style="list-style-type: none"> <li>(i) if existing slope / existing development: 10<sup>-4</sup> / annum;</li> <li>(ii) if new constructed slope / new development / existing landslide: 10<sup>-5</sup> / annum.</li> </ul> </li> </ul>
vulnerable use	<p>E3.3 Landslide Code means a use that:</p> <ul style="list-style-type: none"> <li>(a) is in the Residential Use Class and is one of the following uses: <ul style="list-style-type: none"> <li>(i) respite centre;</li> </ul> </li> </ul>

	<ul style="list-style-type: none"> <li>(ii) residential aged care facility;</li> <li>(iii) retirement village;</li> <li>(iv) group home; or</li> </ul> <p>(b) is in one of the following Use Classes:</p> <ul style="list-style-type: none"> <li>(i) Custodial facility;</li> <li>(ii) Educational and occasional care;</li> <li>(iii) Hospital services;</li> <li>(iv) Visitor accommodation.</li> </ul>
--	---

## E3.4 Use or Development Exempt from this Code

The following use or development is exempt from this Code:

- (a) adjustment of a boundary in accordance with clause 9.3 of this planning scheme
- (b) a subdivision creating no more than two lots within a Low Landslide Hazard Area;
- (c) buildings within a Low Landslide Hazard Area;
- (d) minor extensions within the Medium Landslide Hazard Area;
- (e) major extensions and new buildings with a gross floor area no more than 200 m<sup>2</sup> in the Medium Landslide Hazard Area;
- (f) minor structures or outbuildings; and
- (g) use or development of land for Extractive industry where a mining lease under the *Mineral Resources Development Act 1995* is in force, excluding a hazardous use.

## E3.5 Application Requirements

E3.5.1 In addition to any other application requirements, the planning authority may require the applicant to provide any of the following information if considered necessary to determine compliance with performance criteria:

- (a) A plan, drawn to scale, accurately showing the siting of the proposed use or development relative to landslide hazard areas;
- (b) A landslide risk management report.

E3.5.2 In addition to any other application requirements, the planning authority must require the applicant to provide the following information, which is considered necessary to determine compliance with performance criteria:

- (a) in regard to an application for a hazardous use that is subject consideration under E3.6.1 P1 and P2 or a vulnerable use that is subject consideration under E3.6.2 P1 and P2:
  - (i) a submission demonstrating the purported overriding benefit to the community of the use, in terms of significant long term social or economic community benefits.

## E3.6 Use Standards

### E3.6.1 Hazardous Use

<b>Objective:</b>	
To ensure that:  (a) hazardous use is only located in Landslide Hazard Areas in exceptional circumstances;  (b) if hazardous use is located in a Landslide Hazard Area, landslide hazard management measures reflect the risk arising from the landslide hazard and take into consideration the characteristics, nature and scale of the use.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b>  Hazardous use relates to an alteration or intensification of an approved use.	<b>P1</b>  Hazardous use is of an overriding benefit to the community, in terms of significant long term social or economic community benefits.
<b>A2</b>  No acceptable solution.	<b>P2</b>  Hazardous use must satisfy all of the following:  (a) No part of the hazardous use is in a High Landslide Hazard Area;  (b) Landslide risk to people and the environment associated with the hazardous use is either:  (i) acceptable risk; or  (ii) capable of feasible and effective treatment through hazard management measures, so as to be tolerable risk.  (c) Landslide risk to people and the environment associated with the hazardous use must take into consideration the characteristics, nature and scale of the use to:  (i) prevent the exposure of people and the environment to dangerous substances as a consequence of landslide;  (ii) minimise the risk to emergency personnel.

### E3.6.2 Vulnerable Use

<b>Objective:</b>
To ensure that:  (a) vulnerable use, other than visitor accommodation, is only located on land in a Landslide Hazard Area in exceptional circumstances;  (b) if a vulnerable use is located in a Landslide Hazard Area, landslide hazard management measures reflect the risk arising from the landslide hazard and the characteristics, nature and



scale of the use taking into consideration the specific circumstances of users of the site.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Vulnerable use is for visitor accommodation.	<b>P1</b> Vulnerable use is of an overriding benefit to the community, in terms of significant long term social or economic community benefits.
<b>A2</b> No acceptable solution.	<b>P2</b> Vulnerable use must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) No part of the vulnerable use is in a High Landslide Hazard Area;</li> <li>(b) Landslide risk to occupants, staff, visitors and emergency personnel associated with the vulnerable use is either: <ul style="list-style-type: none"> <li>(i) acceptable risk; or</li> <li>(ii) capable of feasible and effective treatment through hazard management measures, so as to be tolerable risk.</li> </ul> </li> <li>(c) Landslide risk to occupants, staff and visitors takes into consideration their specific circumstances including their ability to: <ul style="list-style-type: none"> <li>(i) protect themselves and defend property from landslide;</li> <li>(ii) evacuate in an emergency;</li> <li>(iii) understand and respond to instructions in the event of a landslide;</li> </ul> </li> </ul> whilst minimising risk to emergency personnel.

## E3.7 Development Standards for Buildings and Works

### E3.7.1 Buildings and Works, other than Minor Extensions

<b>Objective:</b>	
To ensure that landslide risk associated with buildings and works for buildings and works, other than minor extensions, in Landslide Hazard Areas, is: <ul style="list-style-type: none"> <li>(a) acceptable risk; or</li> <li>(b) tolerable risk, having regard to the feasibility and effectiveness of measures required to manage the landslide hazard.</li> </ul>	
Acceptable Solutions	Performance Criteria
<b>A1</b> No acceptable solution.	<b>P1</b> Buildings and works must satisfy all of the following:

	<ul style="list-style-type: none"> <li>(a) no part of the buildings and works is in a High Landslide Hazard Area;</li> <li>(b) the landslide risk associated with the buildings and works is either: <ul style="list-style-type: none"> <li>(i) acceptable risk; or</li> <li>(ii) capable of feasible and effective treatment through hazard management measures, so as to be tolerable risk.</li> </ul> </li> </ul>
--	--

#### E3.7.2 Minor Extensions

<b>Objective:</b>	
<p>To ensure that landslide risk associated with buildings and works for minor extensions in Landslide Hazard Areas is:</p> <ul style="list-style-type: none"> <li>(a) acceptable risk; or</li> <li>(b) tolerable risk, having regard to the feasibility and effectiveness of measures required to manage the landslide hazard.</li> </ul>	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Buildings and works for minor extensions must comply with the following:</p> <ul style="list-style-type: none"> <li>(a) be in a Medium Landslide Hazard Area.</li> </ul>	<p><b>P1</b></p> <p>Buildings and works for minor extensions must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) no part of the buildings and works is in a High Landslide Hazard Area;</li> <li>(b) the landslide risk associated with the buildings and works is either: <ul style="list-style-type: none"> <li>(i) acceptable risk; or</li> <li>(ii) capable of feasible and effective treatment through hazard management measures, so as to be tolerable risk.</li> </ul> </li> </ul>

#### E3.7.3 Major Works

<b>Objective:</b>	
<p>To ensure that landslide risk associated with major works in Landslide Hazard Areas, is:</p> <ul style="list-style-type: none"> <li>(a) acceptable risk; or</li> <li>(b) tolerable risk, having regard to the feasibility and effectiveness of any measures required to manage the landslide hazard.</li> </ul>	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>No acceptable solution.</p>	<p><b>P1</b></p> <p>Major works must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) no part of the works is in a High Landslide Hazard Area;</li> <li>(b) the landslide risk associated with the works</li> </ul>

	<p>is either:</p> <ul style="list-style-type: none"> <li>(i) acceptable risk; or</li> <li>(ii) capable of feasible and effective treatment through hazard management measures, so as to be tolerable risk.</li> </ul>
--	---

## E3.8 Development Standards for Subdivision

### E3.8.1 Subdivision

<b>Objective:</b>	
<p>To ensure that landslide risk associated with subdivision in Landslide Hazard Areas, is:</p> <ul style="list-style-type: none"> <li>(a) acceptable risk; or</li> <li>(b) tolerable risk, having regard to the feasibility and effectiveness of any measures required to manage the landslide hazard.</li> </ul>	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>No acceptable solution.</p>	<p><b>P1</b></p> <p>Subdivision of a lot, all or part of which is within a Landslide Hazard Area must be for the purpose of one of the following:</p> <ul style="list-style-type: none"> <li>(a) separation of existing dwellings;</li> <li>(b) creation of a lot for the purposes of public open space, public reserve or utilities;</li> <li>(c) creation of a lot in which the building area, access and services are outside the High Landslide Hazard Area and the landslide risk associated with the subdivision is either: <ul style="list-style-type: none"> <li>(i) acceptable risk, or</li> <li>(ii) capable of feasible and effective treatment through hazard management measures, so as to be tolerable risk.</li> </ul> </li> </ul>
<p><b>A2</b></p> <p>Subdivision is not prohibited by the relevant zone standards.</p>	<p><b>P2</b></p> <p>No performance criteria.</p>

### **Map E3 Landslide Hazard Area (Medium)**

Refer to the PDF map: Glamorgan Spring Bay IPS 2015 - overlay maps - effective 05 August 2015

### **Map E3 Landslide Hazard Area (Low)**

Refer to the PDF map: Glamorgan Spring Bay IPS 2015 - overlay maps - effective 05 August 2015

## **E4.0 This code number is not used in this planning scheme**

## **E5.0 Road and Railway Assets Code**

### **E5.1 Purpose of the Road and Railway Assets Code**

E5.1.1 The purpose of this provision is to:

- (a) protect the safety and efficiency of the road and railway networks; and
- (b) reduce conflicts between sensitive uses and major roads and the rail network.

### **E5.2 Application of this Code**

E5.2.1 This Code applies to use or development of land:

- (a) that will require a new vehicle crossing, junction or level crossing; or
- (b) that intensifies the use of an existing access; or
- (c) that involves a sensitive use, a building, works or subdivision within 50m metres of a Utilities zone that is part of:
  - (i) a rail network;
  - (ii) a category 1 - Trunk Road or a category 2 - Regional Freight Road, that is subject to a speed limit of more than 60km/h kilometres per hour.

### **E5.3 Definition of Terms**

E5.3.1 In this Code, unless the contrary intention appears:

average annual daily traffic (AADT)	means the total volume of vehicle traffic for a year divided by 365 days.
category 1 road	means a category 1 Trunk Road as defined in Tasmania State Road Hierarchy (Department of State Growth)
category 2 road	means a category 2 Regional Freight Road as defined in Tasmania State Road Hierarchy (Department of State Growth)
junction	
level crossing	means as defined in Section 35 of the <i>Rail Infrastructure Act 2007</i> .
limited access road	means a road proclaimed as limited access under Section 52A of the <i>Roads and Jetties Act 1935</i> .
rail network	means as defined in the <i>Rail Infrastructure Act 2007</i> .

### **E5.4 Use or Development exempt from this Code**

E5.4.1 If for a temporary access or level crossing, with the written consent of the relevant road or rail authority.

### **E5.5 Use Standards**

## E5.5.1 Existing road accesses and junctions

<b>Objective:</b>	
To ensure that the safety and efficiency of roads is not reduced by increased use of existing accesses and junctions.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>The annual average daily traffic (AADT) of vehicle movements, to and from a site, onto a category 1 or category 2 road, in an area subject to a speed limit of more than 60km/h , must not increase by more than 10% or 10 vehicle movements per day, whichever is the greater.</p>	<p><b>P1</b></p> <p>Any increase in vehicle traffic to a category 1 or category 2 road in an area subject to a speed limit of more than 60km/h must be safe and minimise any adverse impact on the efficiency of the road, having regard to:</p> <ul style="list-style-type: none"> <li>(a) the increase in traffic caused by the use;</li> <li>(b) the nature of the traffic generated by the use;</li> <li>(c) the nature of the road;</li> <li>(d) the speed limit and traffic flow of the road;</li> <li>(e) any alternative access to a road;</li> <li>(f) the need for the use;</li> <li>(g) any traffic impact assessment; and</li> <li>(h) any written advice received from the road authority.</li> </ul>
<p><b>A2</b></p> <p>The annual average daily traffic (AADT) of vehicle movements, to and from a site, using an existing access or junction, in an area subject to a speed limit of more than 60km/h, must not increase by more than 10% or 10 vehicle movements per day, whichever is the greater.</p>	<p><b>P2</b></p> <p>Any increase in vehicle traffic at an existing access or junction in an area subject to a speed limit of more than 60km/h must be safe and not unreasonably impact on the efficiency of the road, having regard to:</p> <ul style="list-style-type: none"> <li>(a) the increase in traffic caused by the use;</li> <li>(b) the nature of the traffic generated by the use;</li> <li>(c) the nature and efficiency of the access or the junction;</li> <li>(d) the nature and category of the road;</li> <li>(e) the speed limit and traffic flow of the road;</li> <li>(f) any alternative access to a road;</li> <li>(g) the need for the use;</li> <li>(h) any traffic impact assessment; and</li> <li>(i) any written advice received from the road authority.</li> </ul>

<p><b>A3</b></p> <p>The annual average daily traffic (AADT) of vehicle movements, to and from a site, using an existing access or junction, in an area subject to a speed limit of 60km/h or less, must not increase by more than 20% or 40 vehicle movements per day, whichever is the greater.</p>	<p><b>P3</b></p> <p>Any increase in vehicle traffic at an existing access or junction in an area subject to a speed limit of 60km/h or less, must be safe and not unreasonably impact on the efficiency of the road, having regard to:</p> <ul style="list-style-type: none"> <li>(a) the increase in traffic caused by the use;</li> <li>(b) the nature of the traffic generated by the use;</li> <li>(c) the nature and efficiency of the access or the junction;</li> <li>(d) the nature and category of the road;</li> <li>(e) the speed limit and traffic flow of the road;</li> <li>(f) any alternative access to a road;</li> <li>(g) the need for the use;</li> <li>(h) any traffic impact assessment; and</li> <li>(i) any written advice received from the road authority.</li> </ul>
--	---

#### E5.5.2 Exiting level crossings

<p><b>Objective:</b></p> <p>To ensure that the safety and the efficiency of the rail network is not reduced by access across part of the rail network.</p>	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>Where use has access across part of a rail network, the annual average daily traffic (AADT) at an existing level crossing must not be increased by greater than 10% or 10 vehicle movements per day, whichever is the greater.</p>	<p><b>P1</b></p> <p>Any increase in vehicle traffic at an existing access across part of a rail network, must be safe and not unreasonably impact on the efficiency of the rail network, having regard to:</p> <ul style="list-style-type: none"> <li>(a) the increase in traffic caused by the use;</li> <li>(b) the nature of the traffic generated by the use;</li> <li>(c) the use and frequency of the rail network;</li> <li>(d) any alternative access;</li> <li>(e) the need for the use;</li> <li>(f) any traffic impact assessment; and</li> <li>(g) any written advice received from the rail authority.</li> </ul>

## E5.6 Development Standards

### E5.6.1 Development adjacent to roads and railways

<b>Objective:</b>	
To ensure that development adjacent to category 1 or category 2 roads or the rail network: (a) ensures the safe and efficient operation of roads and the rail network; (b) allows for future road and rail widening, realignment and upgrading; and (c) is located to minimise adverse effects of noise, vibration, light and air emissions from roads and the rail network.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1.1</b> Except as provided in A1.2, the following development must be located at least 50m from the rail network, or a category 1 road or category 2 road, in an area subject to a speed limit of more than 60km/h: (a) new buildings; (b) other road or earth works; and (c) building envelopes on new lots. <b>A1.2</b> Buildings, may be: (a) located within a row of existing buildings and setback no closer than the immediately adjacent building; or (b) an extension which extends no closer than: (i) the existing building; or (ii) an immediately adjacent building.	<b>P1</b> The location of development, from the rail network, or a category 1 road or category 2 road in an area subject to a speed limit of more than 60km/h, must be safe and not unreasonably impact on the efficiency of the road or amenity of sensitive uses, having regard to: (a) the proposed setback; (b) the existing setback of buildings on the site; (c) the frequency of use of the rail network; (d) the speed limit and traffic volume of the road; (e) any noise, vibration, light and air emissions from the rail network or road; (f) the nature of the road; (g) the nature of the development; (h) the need for the development; (i) any traffic impact assessment; (j) any recommendations from a suitably qualified person for mitigation of noise, if for a habitable building for a sensitive use; and (k) any written advice received from the rail or road authority.

### E5.6.2 Road accesses and junctions

<b>Objective:</b>	
To ensure that the safety and efficiency of roads is not reduced by the creation of new accesses and junctions.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> No new access or junction to roads in an area	<b>P1</b> For roads in an area subject to a speed limit of



subject to a speed limit of more than 60km/h.	<p>more than 60km/h, accesses and junctions must be safe and not unreasonably impact on the efficiency of the road, having regard to:</p> <ul style="list-style-type: none"> <li>(a) the nature and frequency of the traffic generated by the use;</li> <li>(b) the nature of the road;</li> <li>(c) the speed limit and traffic flow of the road;</li> <li>(d) any alternative access;</li> <li>(e) the need for the access or junction;</li> <li>(f) any traffic impact assessment; and</li> <li>(g) any written advice received from the road authority.</li> </ul>
<p><b>A2</b></p> <p>No more than one access providing both entry and exit, or two accesses providing separate entry and exit, to roads in an area subject to a speed limit of 60km/h or less.</p>	<p><b>P2</b></p> <p>For roads in an area subject to a speed limit of 60km/h or less, accesses and junctions must be safe and not unreasonably impact on the efficiency of the road, having regard to:</p> <ul style="list-style-type: none"> <li>(a) the nature and frequency of the traffic generated by the use;</li> <li>(b) the nature of the road;</li> <li>(c) the speed limit and traffic flow of the road;</li> <li>(d) any alternative access to a road;</li> <li>(e) the need for the access or junction;</li> <li>(f) any traffic impact assessment; and</li> <li>(g) any written advice received from the road authority.</li> </ul>

#### E5.6.3 New level crossings

<b>Objective:</b>	
To ensure that the safety and the efficiency of the rail network is not reduced by access across part of the rail network.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>No acceptable solution.</p>	<p><b>P1</b></p> <p>Level crossings must be safe and not unreasonably impact on the efficiency of the rail network, having regard to:</p> <ul style="list-style-type: none"> <li>(a) the nature and frequency of the traffic generated by the use;</li> <li>(b) the frequency of use of the rail network;</li> <li>(c) the location of the level crossing;</li> </ul>

	<ul style="list-style-type: none"> <li>(d) any alternative access;</li> <li>(e) the need for the level crossing;</li> <li>(f) any traffic impact assessment;</li> <li>(g) any measures to prevent access to the rail network; and</li> <li>(h) any written advice received from the rail authority.</li> </ul>
--	--

#### E5.6.4 Sight distance at accesses, junctions and level crossings

<b>Objective:</b>	
To ensure that accesses, junctions and level crossings provide sufficient sight distance between vehicles and between vehicles and trains to enable safe movement of traffic.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Sight distances at: <ul style="list-style-type: none"> <li>(a) an access or junction must comply with the Safe Intersection Sight Distance shown in Table E5.1; and</li> <li>(b) rail level crossings must comply with AS1742.7 Manual of uniform traffic control devices - Railway crossings, Standards Association of Australia.</li> </ul>	<b>P1</b> The design, layout and location of an access, junction or rail level crossing must provide adequate sight distances to ensure the safe movement of vehicles, having regard to: <ul style="list-style-type: none"> <li>(a) the nature and frequency of the traffic generated by the use;</li> <li>(b) the frequency of use of the road or rail network;</li> <li>(c) any alternative access;</li> <li>(d) the need for the access, junction or level crossing;</li> <li>(e) any traffic impact assessment;</li> <li>(f) any measures to improve or maintain sight distance; and</li> <li>(g) any written advice received from the road or rail authority.</li> </ul>

Table E5.1 Safe intersection sight distance

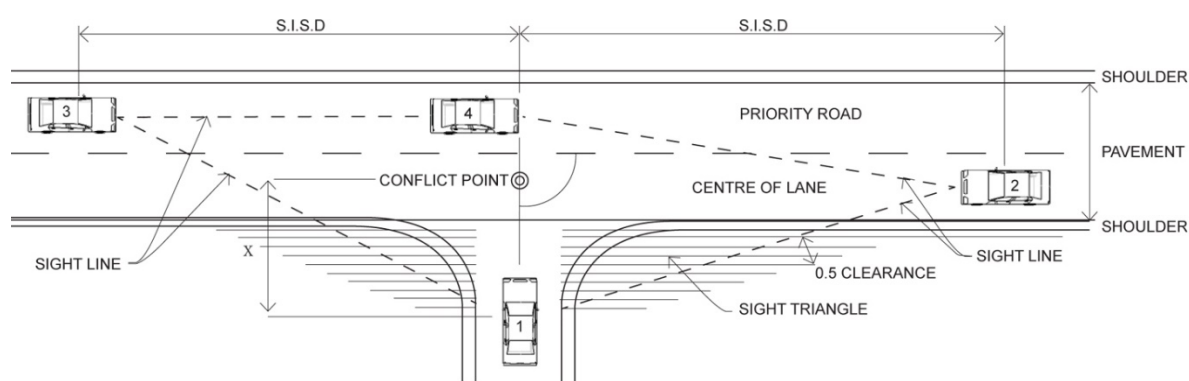
Vehicle Speed	Safe Intersection Sight Distance in metres, for speed limit of:	
km/h	60 km/h or less	Greater than 60 km/h
50	80	90
60	105	115
70	130	140
80	165	175
90		210

100		250
110		290

Where:

- (a) Vehicle speed is the actual or recorded speed of traffic passing along the road and is the speed at or below which 85% of passing vehicles travel.
- (b) For Safe Intersection Sight Distance:
  - (i) All sight lines (driver to object vehicle) are to be between points 1.2m above the road and access surface at the respective vehicle positions with a clearance to any sight obstruction of 0.5m to the side and below, and 2.0m above all sight lines;
  - (ii) These sight line requirements are to be maintained over the full sight triangle for vehicles at any point between positions 1, 2 and 3 in Figure E5.1 and the access junction;
  - (iii) A driver at position 1 must have sight lines to see cars at any point between the access and positions 3 and 2 in Figure E5.1;
  - (iv) A driver at any point between position 3 and the access must have sight lines to see a car at position 4 in Figure E5.1;
  - (v) A driver at position 4 must have sight lines to see a car at any point between position 2 and the access in Figure E5.1; and
  - (vi) The distance of a driver from the conflict point in Figure E5.1 (X), is a minimum of 7m for category 1 roads and category 2 roads, and 5m for all other roads.

Figure E5.1 Sight Lines for Accesses and Junctions



## E6.0 Parking and Access Code

### E6.1 Purpose

E6.1.1 The purpose of this provision is to:

- (a) ensure safe and efficient access to the road network for all users, including drivers, passengers, pedestrians and cyclists;
- (b) ensure enough parking is provided for a use or development to meet the reasonable requirements of users, including people with disabilities;

- (c) ensure sufficient parking is provided on site to minimise on-street parking and maximise the efficiency of the road network;
- (d) ensure parking areas are designed and located in conformity with recognised standards to enable safe, easy and efficient use and contribute to the creation of vibrant and liveable places;
- (e) ensure access and parking areas are designed and located to be safe for users by minimising the potential for conflicts involving pedestrians, cyclists and vehicles; and by reducing opportunities for crime or anti-social behaviour;
- (f) ensure that vehicle access and parking areas do not adversely impact on amenity, site characteristics or hazards;
- (g) recognise the complementary use and benefit of public transport and non-motorised modes of transport such as bicycles and walking;
- (h) provide for safe servicing of use or development by commercial vehicles.

## E6.2 Application

E6.2.1 This code applies to all use and development.

## E6.3 Definition of Terms

E6.3.1 In this Code, unless the contrary intention appears:

building line	means a line coincident with the front wall of a building extending either side of the building.
commercial vehicle	means a small rigid vehicle, medium rigid vehicle, heavy rigid vehicle or articulated vehicle described in section 2 “Design Vehicles” of AS2890.2 - 2002 Parking facilities Part 2: Off-street commercial vehicle facilities.
floor area	for the purposes of this Code, means the gross floor area, excluding the area of stairs, loading bays, access ways, or car parking areas, or any area occupied by machinery required for air conditioning, heating, power supply, or lifts.
material change	means an increase in vehicle use of more than 10%.

## E6.4 Use or Development Exempt from this Code

E6.4.1 No use or development is exempt from this code.

## E6.5 Application Requirements

E6.5.1 In addition to any other application requirements, the planning authority may require the applicant to provide any of the following information if considered necessary to determine compliance with performance criteria, as specified:

- (a) an assessment, by a suitably qualified person, of parking demand created by a use or development and the ability for such demand to be satisfied in the vicinity of a proposed use of development, if reliant on performance criteria to satisfy E6.6.1, E6.6.3 or E6.6.4;
- (b) a design of parking facilities;

- (c) a Traffic Impact Assessment, if the increase in the number of vehicle movements per day is more than 40;

## E6.6 Use Standards

### E6.6.1 Number of Car Parking Spaces

<b>Objective:</b>	
To ensure that:	
<p>(a) there is enough car parking to meet the reasonable needs of all users of a use or development, taking into account the level of parking available on or outside of the land and the access afforded by other modes of transport.</p> <p>(b) a use or development does not detract from the amenity of users or the locality by:</p> <p>(i) preventing regular parking overspill;</p> <p>(ii) minimising the impact of car parking on heritage and local character.</p>	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>The number of on-site car parking spaces must be:</p> <p>(a) no less than the number specified in Table E6.1;</p> <p>except if:</p> <p>(i) the site is subject to a parking plan for the area adopted by Council, in which case parking provision (spaces or cash-in-lieu) must be in accordance with that plan;</p>	<p><b>P1</b></p> <p>(a) car parking demand;</p> <p>(b) the availability of on-street and public car parking in the locality;</p> <p>(c) the availability and frequency of public transport within a 400m walking distance of the site;</p> <p>(d) the availability and likely use of other modes of transport;</p> <p>(e) the availability and suitability of alternative arrangements for car parking provision;</p> <p>(f) any reduction in car parking demand due to the sharing of car parking spaces by multiple uses, either because of variation of car parking demand over time or because of efficiencies gained from the consolidation of shared car parking spaces;</p> <p>(g) any car parking deficiency or surplus associated with the existing use of the land;</p> <p>(h) any credit which should be allowed for a car parking demand deemed to have been provided in association with a use which existed before the change of parking requirement, except in the case of substantial redevelopment of a site;</p> <p>(i) the appropriateness of a financial contribution in lieu of parking towards the cost of parking facilities or other transport facilities, where such facilities exist or are</p>

	<p>planned in the vicinity;</p> <p>(j) any verified prior payment of a financial contribution in lieu of parking for the land;</p> <p>(k) any relevant parking plan for the area adopted by Council;</p> <p>(l) the impact on the historic cultural heritage significance of the site if subject to the Local Heritage Code;</p>
--	--

#### E6.6.2 Number of Accessible Car Parking Spaces for People with a Disability

<b>Objective:</b>	
To ensure that a use or development provides sufficient accessible car parking for people with a disability.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Car parking spaces provided for people with a disability must:</p> <p>(a) satisfy the relevant provisions of the Building Code of Australia;</p> <p>(b) be incorporated into the overall car park design;</p> <p>(c) be located as close as practicable to the building entrance.</p>	<p><b>P1</b></p> <p>No Performance Criteria.</p>

#### E6.6.3 Number of Motorcycle Parking Spaces

<b>Objective:</b>	
To ensure enough motorcycle parking is provided to meet the needs of likely users of a use or development.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>The number of on-site motorcycle parking spaces provided must be at a rate of 1 space to each 20 car parking spaces after the first 19 car parking spaces except if bulky goods sales, (rounded to the nearest whole number).</p> <p>Where an existing use or development is extended or intensified, the additional number of motorcycle parking spaces provided must be calculated on the amount of extension or intensification, provided the existing number of motorcycle parking spaces is not reduced.</p>	<p><b>P1</b></p> <p>The number of on-site motorcycle parking spaces must be sufficient to meet the needs of likely users having regard to all of the following, as appropriate:</p> <p>(a) motorcycle parking demand;</p> <p>(b) the availability of on-street and public motorcycle parking in the locality;</p> <p>(c) the availability and likely use of other modes of transport;</p> <p>(d) the availability and suitability of alternative arrangements for motorcycle parking provision.</p>

#### E6.6.4 Number of Bicycle Parking Spaces

<b>Objective:</b>	
To ensure enough bicycle parking is provided to meet the needs of likely users and by so doing to encourage cycling as a healthy and environmentally friendly mode of transport for commuter, shopping and recreational trips.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> The number of on-site bicycle parking spaces provided must be no less than the number specified in Table E6.2.	<b>P1</b> The number of on-site bicycle parking spaces provided must have regard to all of the following: <ul style="list-style-type: none"> <li>(a) the nature of the use and its operations;</li> <li>(b) the location of the use and its accessibility by cyclists;</li> <li>(c) the balance of the potential need of both those working on a site and clients or other visitors coming to the site.</li> </ul>

### E6.7 Development Standards

#### E6.7.1 Number of Vehicular Accesses

<b>Objective:</b>	
To ensure that: <ul style="list-style-type: none"> <li>(a) safe and efficient access is provided to all road network users, including, but not limited to: drivers, passengers, pedestrians, and cyclists, by minimising:               <ul style="list-style-type: none"> <li>(i) the number of vehicle access points; and</li> <li>(ii) loss of on-street car parking spaces;</li> </ul> </li> <li>(b) vehicle access points do not unreasonably detract from the amenity of adjoining land uses;</li> <li>(c) vehicle access points do not have a dominating impact on local streetscape and character.</li> </ul>	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> The number of vehicle access points provided for each road frontage must be no more than 1 or the existing number of vehicle access points, whichever is the greater.	<b>P1</b> <ul style="list-style-type: none"> <li>(a) access points must be positioned to minimise the loss of on-street parking and provide, where possible, whole car parking spaces between access points;</li> <li>(b) whether the additional access points can be provided without compromising any of the following:               <ul style="list-style-type: none"> <li>(i) pedestrian safety, amenity and convenience;</li> <li>(ii) traffic safety;</li> <li>(iii) residential amenity on adjoining land;</li> </ul> </li> </ul>

	<ul style="list-style-type: none"> <li>(iv) streetscape;</li> <li>(v) cultural heritage values if the site is subject to the Local Historic Heritage Code;</li> <li>(vi) the enjoyment of any 'al fresco' dining or other outdoor activity in the vicinity.</li> </ul>
--	--

#### E6.7.2 Design of Vehicular Accesses

<b>Objective:</b>	
To ensure safe and efficient access for all users, including drivers, passengers, pedestrians and cyclists by locating, designing and constructing vehicle access points safely relative to the road network.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Design of vehicle access points must comply with all of the following: <ul style="list-style-type: none"> <li>(a) in the case of non-commercial vehicle access; the location, sight distance, width and gradient of an access must be designed and constructed to comply with section 3 – “Access Facilities to Off-street Parking Areas and Queuing Areas” of AS/NZS 2890.1:2004 Parking Facilities Part 1: Off-street car parking;</li> <li>(b) in the case of commercial vehicle access; the location, sight distance, geometry and gradient of an access must be designed and constructed to comply with all access driveway provisions in section 3 “Access Driveways and Circulation Roadways” of AS2890.2 - 2002 Parking facilities Part 2: Off-street commercial vehicle facilities.</li> </ul>	<b>P1</b> Design of vehicle access points must be safe, efficient and convenient, having regard to all of the following: <ul style="list-style-type: none"> <li>(a) avoidance of conflicts between users including vehicles, cyclists and pedestrians;</li> <li>(b) avoidance of unreasonable interference with the flow of traffic on adjoining roads;</li> <li>(c) suitability for the type and volume of traffic likely to be generated by the use or development;</li> <li>(d) ease of accessibility and recognition for users.</li> </ul>

#### E6.7.3 Vehicular Passing Areas Along an Access

<b>Objective:</b>	
To ensure that: <ul style="list-style-type: none"> <li>(a) the design and location of access and parking areas creates a safe environment for users by minimising the potential for conflicts involving vehicles, pedestrians and cyclists;</li> <li>(b) use or development does not adversely impact on the safety or efficiency of the road network as a result of delayed turning movements into a site.</li> </ul>	
Acceptable Solutions	Performance Criteria
<b>A1</b> Vehicular passing areas must: <ul style="list-style-type: none"> <li>(a) be provided if any of the following applies</li> </ul>	<b>P1</b> Vehicular passing areas must be provided in sufficient number, dimension and siting so that



<p>to an access:</p> <ul style="list-style-type: none"> <li>(i) it serves more than 5 car parking spaces;</li> <li>(ii) is more than 30 m long;</li> <li>(iii) it meets a road serving more than 6000 vehicles per day;</li> </ul> <p>(b) be 6 m long, 5.5 m wide, and taper to the width of the driveway;</p> <p>(c) have the first passing area constructed at the kerb;</p> <p>(d) be at intervals of no more than 30 m along the access.</p>	<p>the access is safe, efficient and convenient, having regard to all of the following:</p> <ul style="list-style-type: none"> <li>(a) avoidance of conflicts between users including vehicles, cyclists and pedestrians;</li> <li>(b) avoidance of unreasonable interference with the flow of traffic on adjoining roads;</li> <li>(c) suitability for the type and volume of traffic likely to be generated by the use or development;</li> <li>(d) ease of accessibility and recognition for users.</li> </ul>
--	---

#### E6.7.4 On-Site Turning

<b>Objective:</b>	
To ensure safe, efficient and convenient access for all users, including drivers, passengers, pedestrians and cyclists, by generally requiring vehicles to enter and exit in a forward direction.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>On-site turning must be provided to enable vehicles to exit a site in a forward direction, except where the access complies with any of the following:</p> <ul style="list-style-type: none"> <li>(a) it serves no more than two dwelling units;</li> <li>(b) it meets a road carrying less than 6000 vehicles per day.</li> </ul>	<p><b>P1</b></p> <p>On-site turning may not be required if access is safe, efficient and convenient, having regard to all of the following:</p> <ul style="list-style-type: none"> <li>(a) avoidance of conflicts between users including vehicles, cyclists, dwelling occupants and pedestrians;</li> <li>(b) avoidance of unreasonable interference with the flow of traffic on adjoining roads;</li> <li>(c) suitability for the type and volume of traffic likely to be generated by the use or development;</li> <li>(d) ease of accessibility and recognition for users;</li> <li>(e) suitability of the location of the access point and the traffic volumes on the road.</li> </ul>

#### E6.7.5 Layout of Parking Areas

<b>Objective:</b>	
To ensure that parking areas for cars (including assessable parking spaces), motorcycles and bicycles are located, designed and constructed to enable safe, easy and efficient use.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>The layout of car parking spaces, access aisles, circulation roadways and ramps must be</p>	<p><b>P1</b></p> <p>The layout of car parking spaces, access aisles, circulation roadways and ramps must be safe and</p>

designed and constructed to comply with section 2 “Design of Parking Modules, Circulation Roadways and Ramps” of AS/NZS 2890.1:2004 Parking Facilities Part 1: Off-street car parking and must have sufficient headroom to comply with clause 5.3 “Headroom” of the same Standard.	must ensure ease of access, egress and manoeuvring on-site.
--	---

#### E6.7.6 Surface Treatment of Parking Areas

<b>Objective:</b>	
To ensure that parking spaces and vehicle circulation roadways do not detract from the amenity of users, adjoining occupiers or the environment by preventing dust, mud and sediment transport.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Parking spaces and vehicle circulation roadways must be in accordance with all of the following; <ul style="list-style-type: none"> <li>(a) paved or treated with a durable all-weather pavement where within 75m of a property boundary or a sealed roadway;</li> <li>(b) drained to an approved stormwater system, unless the road from which access is provided to the property is unsealed.</li> </ul>	<b>P1</b> Parking spaces and vehicle circulation roadways must not unreasonably detract from the amenity of users, adjoining occupiers or the quality of the environment through dust or mud generation or sediment transport, having regard to all of the following: <ul style="list-style-type: none"> <li>(a) the suitability of the surface treatment;</li> <li>(b) the characteristics of the use or development;</li> <li>(c) measures to mitigate mud or dust generation or sediment transport.</li> </ul>

#### E6.7.7 Lighting of Parking Areas

<b>Objective:</b>	
To ensure parking and vehicle circulation roadways and pedestrian paths used outside daylight hours are provided with lighting to a standard which: <ul style="list-style-type: none"> <li>(a) enables easy and efficient use;</li> <li>(b) promotes the safety of users;</li> <li>(c) minimises opportunities for crime or anti-social behaviour; and</li> <li>(d) prevents unreasonable light overspill impacts.</li> </ul>	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Parking and vehicle circulation roadways and pedestrian paths serving 5 or more car parking spaces, used outside daylight hours, must be provided with lighting in accordance with clause 3.1 “Basis of Design” and clause 3.6 “Car Parks” in AS/NZS 1158.3.1:2005 Lighting for roads and public spaces Part 3.1: Pedestrian area (Category P) lighting.	<b>P1</b> Parking and vehicle circulation roadways and pedestrian paths used outside daylight hours must be provided with lighting to a standard which satisfies all of the following: <ul style="list-style-type: none"> <li>(a) enables easy and efficient use of the area;</li> <li>(b) minimises potential for conflicts involving pedestrians, cyclists and vehicles;</li> </ul>

	<p>(c) reduces opportunities for crime or anti-social behaviour by supporting passive surveillance and clear sight lines and treating the risk from concealment or entrapment points;</p> <p>(d) prevents unreasonable impact on the amenity of adjoining users through light overspill;</p> <p>(e) is appropriate to the hours of operation of the use.</p>
--	--

#### E6.7.8 Landscaping of Parking Areas

<b>Objective:</b>	
<p>To ensure that large parking and circulation areas are landscaped to:</p> <p>(a) relieve the visual impact on the streetscape of large expanses of hard surfaces;</p> <p>(b) screen the boundary of car parking areas to soften the amenity impact on neighbouring properties;</p> <p>(c) contribute to the creation of vibrant and liveable places;</p> <p>(d) reduce opportunities for crime or anti-social behaviour by maintaining clear sightlines.</p>	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Landscaping of parking and circulation areas must be provided where more than 5 car parking spaces are proposed. This landscaping must be no less than 5 percent of the area of the car park, except in the Central Business Zone where no landscaping is required.</p>	<p><b>P1</b></p> <p>Landscaping of parking and circulation areas accommodating more than 5 cars must satisfy all of the following:</p> <p>(a) relieve the visual impact on the streetscape of large expanses of hard surfaces;</p> <p>(b) soften the boundary of car parking areas to reduce the amenity impact on neighbouring properties and the streetscape;</p> <p>(c) reduce opportunities for crime or anti-social behaviour by maintaining passive surveillance opportunities from nearby public spaces and buildings.</p>

#### E6.7.9 Design of Motorcycle Parking Areas

<b>Objective:</b>	
<p>To ensure that motorcycle parking areas are located, designed and constructed to enable safe, easy and efficient use.</p>	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>The design of motorcycle parking areas must comply with all of the following:</p> <p>(a) be located, designed and constructed to</p>	<p><b>P1</b></p> <p>The design of motorcycle parking areas must provide safe, obvious and easy access for motorcyclists having regard to all of the</p>

<p>comply with section 2.4.7 “Provision for Motorcycles” of AS/NZS 2890.1:2004 Parking Facilities Part 1: Off-street car parking;</p> <p>(b) be located within 30 m of the main entrance to the building.</p>	<p>following:</p> <p>(a) providing clear sightlines from the building or the public road to provide adequate passive surveillance of the parking facility and the route from the parking facility to the building;</p> <p>(b) avoiding creation of concealment points to minimise the risk.</p>
---	---

#### E6.7.10 Design of Bicycle Parking Facilities

<b>Objective:</b>	
To encourage cycling as a healthy and environmentally friendly mode of transport for commuter, shopping and recreational trips by providing secure, accessible and convenient bicycle parking spaces.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>The design of bicycle parking facilities must comply with all the following;</p> <p>(a) be provided in accordance with the requirements of Table E6.2;</p> <p>(b) be located within 30 m of the main entrance to the building.</p>	<p><b>P1</b></p> <p>The design of bicycle parking facilities must provide safe, obvious and easy access for cyclists, having regard to all of the following:</p> <p>(a) minimising the distance from the street to the bicycle parking area;</p> <p>(c) providing clear sightlines from the building or the public road to provide adequate passive surveillance of the parking facility and the route from the parking facility to the building;</p> <p>(d) avoiding creation of concealment points to minimise the risk.</p>
<p><b>A2</b></p> <p>The design of bicycle parking spaces must be to the class specified in table 1.1 of AS2890.3-1993 Parking facilities Part 3: Bicycle parking facilities in compliance with section 2 “Design of Parking Facilities” and clauses 3.1 “Security” and 3.3 “Ease of Use” of the same Standard. R1</p>	<p><b>P2</b></p> <p>The design of bicycle parking spaces must be sufficient to conveniently, efficiently and safely serve users without conflicting with vehicular or pedestrian movements or the safety of building occupants.</p>

E6.7.10.RA1ustroads – Cycling Aspects of Austroads Guides 2011 is also a useful reference for the design of bicycle storage facilities.

#### E6.7.11 Bicycle End of Trip Facilities

<b>Objective:</b>	
To ensure that cyclists are provided with adequate end of trip facilities.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>For all new buildings where the use requires the</p>	<p><b>P1</b></p> <p>End of trip facilities must be provided at an</p>

provision of more than 5 bicycle parking spaces for employees under Table E6.2, 1 shower and change room facility must be provided, plus 1 additional shower for each 10 additional employee bicycle spaces thereafter.	<p>adequate level to cater for the reasonable needs of employees having regard to all of the following:</p> <ul style="list-style-type: none"> <li>(a) the location of the proposed use and the distance a cyclist would need to travel to reach the site;</li> <li>(b) the users of the site and their likely desire to travel by bicycle;</li> <li>(c) whether there are other facilities on the site that could be used by cyclists;</li> <li>(d) opportunity for sharing bicycle facilities by multiple users.</li> </ul>
---	---

#### E6.7.12 Siting of Car Parking

<b>Objective:</b>	
To ensure that the streetscape, amenity and character of urban areas is not adversely affected by siting of vehicle parking and access facilities.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Parking spaces and vehicle turning areas, including garages or covered parking areas in the Inner Residential Zone, Urban Mixed Use Zone, Village Zone, Local Business Zone and General Business Zone must be located behind the building line of buildings located or proposed on a site except if a parking area is already provided in front of the building line of a shopping centre.</p>	<p><b>P1</b></p> <p>Parking spaces and vehicle turning areas, including garages or covered parking areas in the Inner Residential Zone, Urban Mixed Use Zone, Village Zone, Local Business Zone and General Business Zone may be located in front of the building line where topographical or other site constraints dictate that this is the only practical solution because of one or more of the following:</p> <ul style="list-style-type: none"> <li>(a) there is a lack of space behind the building line to enable compliance with A1;</li> <li>(b) it is not reasonably possible to provide vehicular access to the side or rear of the property;</li> <li>(c) the gradient between the front and the rear of existing or proposed buildings is more than 1 in 5;</li> <li>(d) the length of access or shared access required to service the car parking would constitute more than 75% of the depth of the relevant lot;</li> <li>(e) the access driveway cannot be located at least 2.5 m from a habitable room window of a building defined as a residential building in the Building Code of Australia;</li> <li>(f) the provision of the parking behind the building line would result in the loss of</li> </ul>

	<p>landscaped open space and gardens essential to the values or character of a Heritage Place or Precinct listed in the Heritage Code in this planning scheme;</p> <p>(g) the provision of the parking behind the building line would result in the loss directly or indirectly of one or more significant trees listed in the Significant Trees Code in this planning scheme,</p> <p>and only if designed and located to satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(i) does not visually dominate the site;</li> <li>(ii) maintains streetscape character and amenity;</li> <li>(iii) does not result in a poor quality of visual or audio amenity for the occupants of immediately adjoining properties, having regard to the nature of the zone in which the site is located and its preferred uses;</li> <li>(iv) allows passive surveillance of the street.</li> </ul>
--	--

#### E6.7.13 Facilities for Commercial Vehicles

<b>Objective:</b>	
To ensure that facilities for commercial vehicles are provided on site, as appropriate.	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>Commercial vehicle facilities for loading, unloading or manoeuvring must be provided on-site in accordance with Australian Standard for Off-street Parking, Part 2 : Commercial. Vehicle Facilities</p> <p>AS 2890.2:2002, unless:</p> <ul style="list-style-type: none"> <li>(a) the delivery of all inward bound goods is by a single person from a vehicle parked in a dedicated loading zone within 50 m of the site;</li> <li>(b) the use is not primarily dependent on outward delivery of goods from the site.</li> </ul>	<p><b>P1</b></p> <p>Commercial vehicle arrangements for loading, unloading or manoeuvring must not compromise the safety and convenience of vehicular traffic, cyclists, pedestrians and other road users.</p>

#### E6.7.14 Access to a Road

<b>Objective:</b>	
To ensure that access to the road network is provided appropriately.	
Acceptable Solutions	Performance Criteria
<b>A1</b>	<b>P1</b>

Access to a road must be in accordance with the requirements of the road authority.	No Performance Criteria.
---	--------------------------

Table E6.1 Number of Car Parking Spaces Required

Land Use	Rate (spaces)	Car parking measure
----------	---------------	---------------------

**Use Class: Bulky goods sales**

Motor vehicle, boat or caravan sales	1	for each 100m <sup>2</sup> of display, storage and workshop floor area.
Retail plant nursery	1	for each 50m <sup>2</sup> of floor area.
Bulky goods sales except as otherwise specified in this table.	1	for each 50m <sup>2</sup> of floor area

**Use Class: Business and professional services**

Funeral parlour	0.3	for each seat or for each m <sup>2</sup> of floor area, whichever is the greater
Medical centre	5	for each person providing health services
Office	1	for each 30m <sup>2</sup> of floor area
Veterinary centre	3.5	for each 100m <sup>2</sup> floor area
Business and professional services, except as otherwise specified in this table.	1	for each 30m <sup>2</sup> of floor area

**Use Class: Community meeting & entertainment**

Art and craft centre	1	for each 30m <sup>2</sup> of floor area
Exhibition centre, library, museum or public art gallery	1	for each 20m <sup>2</sup> of floor area
Cinema, church, civic centre, function centre, public hall, theatre	1	for each 15m <sup>2</sup> floor area or for each 3 seats whichever is the greater
Community meeting & entertainment, except as otherwise specified in this table.	1	for each 15m <sup>2</sup> floor area or for each 3 seats whichever is the greater

**Use Class: Custodial facility**

Custodial facility	0.67	for each bedroom; or 1.5 spaces for each unit with all spaces in excess of 1 to each unit to be provided as a visitor space whichever is the greater
--------------------	------	--

**Use Class: Crematoria and cemeteries**

Cemetery	30	for each cemetery
Crematorium	1	for each 3 seats or 30 spaces, whichever is the greater

**Use Class: Domestic animal breeding, boarding or training**

Domestic animal breeding, boarding or training	1	for each 40m <sup>2</sup> of floor area
--	---	---

**Use Class: Educational and occasional care**

Childcare centre	0.25	for each child the centre is licensed to accommodate
Primary school	0.67	for each employee and a pick up and set down area with 1 space for each 30 students
Secondary school	0.67	for each employee and a pick up and set down area with 1 space for each 30 students and 1 space for each 10 students aged over 17
Tertiary institution	0.5	for each employee and 0.1 for each student
Educational and occasional care, except as otherwise specified in this table	0.5	for each employee and 0.1 for each student/client.

**Use Class: Emergency services**

Emergency services	1	for each 40m <sup>2</sup> of floor area.
--------------------	---	--

**Use Class: Equipment and machinery sales and hire**

Equipment and machinery sales and hire	1	for each 50m <sup>2</sup> of floor area.
--	---	--

**Use Class: Extractive industry**

Extractive industry	2	for each 3 employees
---------------------	---	----------------------

**Use Class: Food services**

Restaurant	15	for each 100m <sup>2</sup> of floor area or 1 space for each 3 seats, whichever is the greater.
Take-away food premises	15	for each 100m <sup>2</sup> of floor area or 1 space for each 3 seats, whichever is the greater. Drive through (if applicable): Queuing area for 5 - 12 cars.
Food services, except as otherwise specified in this table	15	for each 100m <sup>2</sup> of floor area or 1 space for each 3 seats, whichever is the greater.

**Use Class: General retail and hire**

Convenience store	1	for each 20m <sup>2</sup> of floor area.
Market	2.5	for each stall.
General retail and hire, except as otherwise specified in this table.	1	for each 30m <sup>2</sup> of floor area.



**Use Class: Hospital services**

Hospital services	1	for each 40m <sup>2</sup> of floor area
-------------------	---	---

**Use Class: Hotel industry**

Hotel industry	1	for each 3m <sup>2</sup> of public bar room floor area and 1 space for each 6m <sup>2</sup> of beer garden area and 1 space for each 8m <sup>2</sup> of lounge or dining room floor area and 1 space for each 10m <sup>2</sup> of gaming room floor area and 1 space for each 30m <sup>2</sup> of bottleshop floor area and 1 space for each 2 bedrooms and 1 space for each accommodation unit, as applicable.
----------------	---	---

**Use Class: Manufacturing and processing**

Manufacturing and processing	1	for each 50m <sup>2</sup> of floor area.
------------------------------	---	--

**Use Class: Motor racing facility**

Motor racing facility		Subject to traffic and parking impact assessment.
-----------------------	--	---

**Use Class: Natural and cultural values management**

Natural and cultural values management	No requirement.	No requirement.
--	-----------------	-----------------

**Use Class: Passive recreation**

Passive recreation	No requirement.	No requirement.
--------------------	-----------------	-----------------

**Use Class: Pleasure boat facility**

Boathouse	0.5	for each boathouse.
Marina	0.6	
Pleasure boat facility, except as otherwise specified in this table.		Subject to traffic and parking impact assessment.

**Use Class: Port and shipping**

Servicing or repair of boats or marine equipment	1	for each 50m <sup>2</sup> of floor area.
Passenger terminal		Subject to traffic and parking impact assessment.
Seaward operations e.g. shipping channel or maintenance dredging	No requirement	No requirement
Wharf		Subject to traffic and parking impact assessment.
Port and shipping, except as otherwise specified in this table.	2	for each 3 staff.

**Use Class: Recycling and waste disposal**

Recycling and waste disposal	1	for each 100m <sup>2</sup> or 1 space for each 1.5 employees, whichever is the greater.
------------------------------	---	---

**Use Class: Research and development**

Research and development	1	for each 40m <sup>2</sup> of floor area.
--------------------------	---	--

**Use Class: Residential**

Boarding house or hostel or residential college	1	for each staff member and 1 for every 3 licensed residents.
Caretaker's dwelling	1	for each caretaker's dwelling
Home occupation	1	visitor space for each home occupation
Home-based business	1	for each non-resident employee and 1 visitor space for each home-based business
Multiple dwelling containing 1 bedroom or studio (including all rooms capable of being used as a bedroom)	1	for each dwelling and: 1 dedicated visitor parking space per 4 dwellings (rounded up to the nearest whole number or if on an internal lot or located at the head of a cul-de-sac, 1 dedicated space per 3 dwellings (rounded up to the nearest whole number)
Multiple dwelling containing 2 or more bedrooms (including all rooms capable of being used as a bedroom)	2	for each dwelling and: 1 dedicated visitor parking space per 4 dwellings (rounded up to the nearest whole number or if on an internal lot or located at the head of a cul-de-sac, 1 dedicated space per 3 dwellings (rounded up to the nearest whole number)
Residential aged care facility or respite centre	3	for every 10 licensed beds and 1 space for emergency services
Residential mobile home park	1	for each mobile home and 1 visitor space for every 4 mobile homes
Retirement village	1	for each dwelling and 1 visitor space for every 4 dwellings
Single dwelling containing 1 bedroom or studio (including all rooms capable of being used as a bedroom)	1	
Single dwelling containing 2 or more bedrooms (including all rooms capable of being used as a bedroom)	2	

**Use Class: Resource development**

Resource development	No requirement	No requirement
----------------------	----------------	----------------

**Use Class: Resource processing**

Resource processing	1	For each 50m <sup>2</sup> of floor area
---------------------	---	---

**Use Class: Service industry**

Service industry	3	for each 100m <sup>2</sup> floor area, or 3 spaces for each work bay; whichever is the greater.
------------------	---	---

**Use Class: Sports and recreation**

Bowling green	30	for the first green and 15 for each additional green.
Fitness centre	4.5	for each 100m <sup>2</sup> of floor area
Golf course	4	for each tee and 1 space for each 15m <sup>2</sup> floor area for licensed club facilities
Swimming pool (other than in conjunction with a dwelling)	5.6	for each 100 m <sup>2</sup> of site area.
Squash court (other than in conjunction with a dwelling)	4	for each court
Tennis court (other than in conjunction with a dwelling)	4	for each court
Sports and recreation, except as otherwise specified in this table		Subject to traffic and parking impact assessment.

**Use Class: Storage**

Storage	1	for each 100m <sup>2</sup> of floor area and 1 for each 40 m <sup>2</sup> of ancillary office floor area.
---------	---	---

**Use Class: Tourist operation**

Tourist operation	1	for each 25m <sup>2</sup> of floor area for indoor attractions, displays, restaurants and the like; plus 1 space for each 40m <sup>2</sup> of outdoor area for attractions, displays and the like; plus a minimum of 1 bus parking space.
-------------------	---	---

**Use Class: Transport depot and distribution**

Transport depot and distribution		3.5 spaces to each 100m <sup>2</sup> of floor area.
----------------------------------	--	---

**Use Class: Utilities**

Utilities	No requirement	No requirement
-----------	----------------	----------------

**Use Class: Vehicle fuel sales and service**

Vehicle fuel sales and service	6	6 spaces to each work bay plus 1 space to each 20 m <sup>2</sup> floor area of convenience store
--------------------------------	---	--

**Use Class: Vehicle parking**

Vehicle parking	No requirement	No requirement
-----------------	----------------	----------------

**Use Class: Visitor accommodation**

Backpacker's hostel	1	for every 4 licensed beds.
Bed and breakfast establishment	1	for each bedroom
Camping and caravan park	1	for each individual camping or caravan site and 50% of the relevant requirement for ancillary use.
Guest house	1	for each bedroom
Holiday cabin, holiday unit	1	for each unit and 1 space for each manager's dwelling and 50% of the relevant requirement for any ancillary use.
Motel	1	for each unit and 1 space for each manager's dwelling and 50% of the relevant requirement for any ancillary use.
Overnight camping area	1	for each camping site and 1 space for each staff member.
Residential hotel	1	for each bedroom.
Serviced apartment	1	for each serviced apartment unit
Visitor accommodation, except as otherwise specified in this table.	1	for each unit and 1 space for each manager's dwelling and 50% of the relevant requirement for any ancillary use.

**Operation of Table E6.1**

- (a) Table E6.1 sets out the number of car parking spaces required. The requirement for spaces for a use or development listed in the first column of the table is the product of the second and third columns. If the result is not a whole number, the required number of (spaces) is the nearest whole number. If the fraction is one-half, the requirement is the next whole number.
- (b) Where an existing use or development is extended or intensified, the additional number of car parking spaces provided must be calculated on the amount of extension or intensification, provided the existing number of parking spaces is not reduced.
- (c) Where there is an existing surplus of car parking spaces on the land, any additional parking required may be drawn from the surplus.

**Table E6.2 Number and Class of Bicycle Parking Spaces Required**

Land Use Term	Employee/resident bicycle parking requirement	Class	Visitor/customer/student bicycle parking requirement	Class
<b>Use class: Bulky goods sales</b>				
Bulky goods sales	2	1 or 2	1 for each 2000 m <sup>2</sup> floor area (minimum 2)	3
<b>Use class: Business and professional services</b>				
Medical centre	1 for each 8 practitioners	1 or 2	1 for each 4 practitioners	3

Office		1 or 2	1 for each 1000 m <sup>2</sup> of floor area if the floor area exceeds 1000 m <sup>2</sup>	3
Veterinary centre	1 for each 8 practitioners	1 or 2	1 for each 8 practitioners	3
Business and professional services, except as otherwise specified in this table.		1 or 2	1 for each 1000 m <sup>2</sup> of floor area if the floor area exceeds 1000 m <sup>2</sup>	3
<b>Use class: Community meeting and entertainment</b>				
Community meeting and entertainment	1 for each 500 m <sup>2</sup> of floor area	1 or 2	4 plus 2 for each 200 m <sup>2</sup> floor area	3
<b>Use class: Educational and occasional care</b>				
Childcare centre	1 for each 20 employees	1 or 2	1 for each 20 children	3
Primary school	1 for each 20 employees	1 or 2	1 for each 10 students	3
Secondary school	1 for each 20 employees	1 or 2	1 for each 10 students	3
Tertiary institution (excl student accommodation)	1 for each 20 employees	1 or 2	1 for each 20 full time students	3
<b>Use class: Food services</b>				
Restaurant	1 for each 100 m <sup>2</sup> of floor area available to the public	1 or 2	1 for each 200 m <sup>2</sup> floor area after the first 200 m <sup>2</sup> floor area (minimum 2)	3
Take away food premises	1 for each 100 m <sup>2</sup> of floor area available to the public	1 or 2	1 for each 50 m <sup>2</sup> floor area	3
	1 for each 100 m <sup>2</sup> of floor area available to the public	1 or 2	1 for each 200 m <sup>2</sup> floor area after the first 200 m <sup>2</sup> floor area (minimum 2)	3
<b>Use class: General retail and hire</b>				
Amusement parlour		1 or 2	2 plus 1 for each 50 m <sup>2</sup> floor area	3
Shop		1 or 2	1 for each 500 m <sup>2</sup> floor area	3
<b>Use class: Hospital services</b>				
Hospital services	1 for each 15 patient beds	1 or	1 for each 30 beds	3

		2		
<b>Use class: Hotel industry</b>				
Hotel industry	1 for each 25 m <sup>2</sup> bar floor area plus 1 for each 100m <sup>2</sup> lounge/beer garden area	1 or 2	1 for each 25 m <sup>2</sup> bar floor area plus 1 for each 100 m <sup>2</sup> lounge, beer garden area	3
<b>Use class: Manufacturing and processing</b>				
Manufacturing and processing	1 for each 1000 m <sup>2</sup> of floor area	1 or 2	No requirement	-
<b>Use class: Residential</b>				
Residential aged care home	1 for each 7 patient beds	1 or 2	1 for each 30 beds	-
<b>Use class: Resource processing</b>				
Resource processing	1 for each 1000 m <sup>2</sup> of floor area	1 or 2	No requirement	-
<b>Use class: Visitor accommodation</b>				
Visitor accommodation	1 for each 40 accommodation rooms	1 or 2	1 for each 30 accommodation rooms	3
<b>Use class: All other use classes</b>				
All other use classes	No requirement	-	No requirement	-

#### **Classification of Bicycle Parking Facilities**

<b>Class</b>	<b>Security Level</b>	<b>Description</b>
1	High	Fully enclosed individual lockers
2	Medium	Locked compounds with communal access using duplicate keys
3	Low	Facilities to which the bicycle frame and wheels can be locked

#### **Operation of Table E6.2**

- Table E6.2 sets out the number of bicycle parking spaces required. The requirement for spaces for a use or development listed in the first column of the table is set out in the second and forth columns of the table with the corresponding class set out in the third and fifth columns. If the result is not a whole number, the required number of (spaces) is the nearest whole number. If the fraction is one-half, the requirement is the next whole number.
- Where an existing use or development is extended or intensified, the number of additional bicycle parking spaces required must be calculated on the amount of extension or intensification, provided the existing number of bicycle parking spaces is not reduced.
- Where there is an existing surplus of bicycle parking spaces on the land, any additional bicycle parking required may be drawn from the surplus.
- No new bicycle parking spaces are required to be provided for a change of use in an existing building where there is no increase in the floor area of the building and floor area used is less than 500m<sup>2</sup>.

## **E7.0 Stormwater Management Code**

### **E7.1 Purpose**

E7.1.1 The purpose of this provision is to ensure that stormwater disposal is managed in a way that furthers the objectives of the State Stormwater Strategy.

### **E7.2 Application**

E7.2.1 This code applies to development requiring management of stormwater. This code does not apply to use.

### **E7.3 Definition of Terms**

E7.3.1 In this code, unless the contrary intention appears;

ARI	means the average recurrence interval, which means the average or expected value of the periods between exceedances of a given rainfall total accumulated over a given duration.
impervious surface	includes any roof or external paved or hardstand area, including for a road, driveway, a vehicle loading, parking and standing apron, cycle or pedestrian pathway, plaza, uncovered courtyard, deck or balcony or a storage and display area.
major stormwater drainage system	means the combination of overland flow paths (including roads and watercourses) and the underground reticulation system designed to provide safe conveyance of stormwater runoff and a specific level of flood mitigation.
minor stormwater drainage system	means the stormwater reticulation infrastructure designed to accommodate more frequent rainfall events (in comparison to major stormwater drainage systems) having regard to convenience, safety and cost.
stormwater drainage system	means a major or minor stormwater drainage system.
suitably qualified person (stormwater management)	means a professional engineer currently practising with relevant CPEng or NPER accreditation and an appropriate level of professional indemnity and public liability insurance.

### **E7.4 Development Exempt from this Code**

E7.4.1 No development is exempt from this code.

### **E7.5 Application Requirements**

- E7.5.1
- (a) a report from a suitably qualified person advising of the suitability of private and public stormwater systems for a proposed development or use;
  - (b) a report from a suitably qualified person on the suitability of a site for an on-site stormwater disposal system.

## E7.6 Use Standards

There are no use standards in this code.

## E7.7 Development Standards

### E7.7.1 Stormwater Drainage and Disposal

<b>Objective:</b>	
To ensure that stormwater quality and quantity is managed appropriately.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Stormwater from new impervious surfaces must be disposed of by gravity to public stormwater infrastructure.	<b>P1</b> Stormwater from new impervious surfaces must be managed by any of the following: <ul style="list-style-type: none"><li>(a) disposed of on-site with soakage devices having regard to the suitability of the site, the system design and water sensitive urban design principles</li><li>(b) collected for re-use on the site;</li><li>(c) disposed of to public stormwater infrastructure via a pump system which is designed, maintained and managed to minimise the risk of failure to the satisfaction of the Council.</li></ul>
<b>A2</b> A stormwater system for a new development must incorporate water sensitive urban design principles R1 for the treatment and disposal of stormwater if any of the following apply: <ul style="list-style-type: none"><li>(a) the size of new impervious area is more than 600 m<sup>2</sup>;</li><li>(b) new car parking is provided for more than 6 cars;</li><li>(c) a subdivision is for more than 5 lots.</li></ul>	<b>P2</b> A stormwater system for a new development must incorporate a stormwater drainage system of a size and design sufficient to achieve the stormwater quality and quantity targets in accordance with the State Stormwater Strategy 2010, as detailed in Table E7.1 unless it is not feasible to do so.
<b>A3</b> A minor stormwater drainage system must be designed to comply with all of the following: <ul style="list-style-type: none"><li>(a) be able to accommodate a storm with an ARI of 20 years in the case of non- industrial zoned land and an ARI of 50 years in the case of industrial zoned land, when the land serviced by the system is fully developed;</li><li>(b) stormwater runoff will be no greater than pre-existing runoff or any increase can be</li></ul>	<b>P3</b> No Performance Criteria.



accommodated within existing or upgraded public stormwater infrastructure.	
<b>A4</b> A major stormwater drainage system must be designed to accommodate a storm with an ARI of 100 years.	<b>P4</b> No Performance Criteria.

E7.7.1.R1 Water Sensitive Urban Design Engineering Procedures for Stormwater Management in Southern Tasmania or the Model for Urban Stormwater Improvement Conceptualisation (MUSIC), a nationally recognised stormwater modelling software package used to assess land development proposals based on local conditions including rainfall, land use and topography, is recognised as current best practice.

**Table E7.1 Acceptable Stormwater Quality and Quantity Targets**

80% reduction in the average annual load of total suspended solids (TSS) based on typical urban stormwater TSS concentrations.
45% reduction in the average annual load of total phosphorus (TP) based on typical urban stormwater TP concentrations.
45% reduction in the average annual load of total nitrogen (TN) based on typical urban stormwater TN concentrations.
Stormwater quantity requirements must always comply with requirements of the local authority including catchment-specific standards. All stormwater flow management estimates should be prepared according to methodologies described in Australian Rainfall and Runoff (Engineering Australia 2004) or through catchment modelling completed by a suitably qualified person.

## **E8.0 Electricity Transmission Infrastructure Protection Code**

### **E8.1 Purpose**

E8.1.1 The purpose of this provision is to:

- (a) ensure protection of use and development against hazard associated with proximity to electricity transmission infrastructure;
- (b) ensure that use and development near existing and future electricity transmission infrastructure does not adversely affect the safe and reliable operation of that infrastructure;
- (c) maintain future opportunities for electricity transmission infrastructure.

### **E8.2 Application**

E8.2.1 This code applies to:

- (a) development (including subdivision) within:
  - (i) an electricity transmission corridor;
  - (ii) 55m of a communications station;

- (b) use and development (including subdivision) within 65m of a substation facility.

## E8.3 Definition of Terms

E8.3.1 In this code, unless the contrary intention appears;

capable of sensitive use	means use or development where:  (a) a permit is not required to commence or carry out a sensitive use or development;  (b) a sensitive use or development must be granted a permit; or  (c) a planning authority has discretion to refuse or permit a sensitive use or development.
communications station	means an antenna and any supporting tower or pole that is identified on the planning scheme maps and used for carrying communications associated with the electricity transmission entity.
electricity transmission corridor (ETC)	means land that is identified on the planning scheme maps as being within the ETC overlay [R1].
electricity transmission entity	means an electricity entity as defined under the <i>Electricity Supply Industry Act 1995</i> that is licenced to carry on operations in the electricity supply industry under that Act with respect to transmission of electricity.
electricity transmission infrastructure (ETI)	means electricity infrastructure as defined by the <i>Electricity Supply Industry Act 1995</i> for or associated with the transmission of electricity. This includes but is not limited to overhead lines, underground electricity and communication cables, substations, communications station, buildings, structures and access tracks for or associated with the transmission of electricity.
inner protection area (IPA)	means land that is identified on the planning scheme maps as being within the IPA overlay [R2].
registered electricity easement	means an easement or wayleave held by or benefiting an electricity entity, including:  (a) an easement registered under the <i>Land Titles Act 1980</i> ;  (b) a registered wayleave as defined in the <i>Electricity Wayleaves and Easement Act 2000</i> .
substation facility	means land that is identified on the planning scheme maps as owned, leased, licensed (or similar) by the electricity transmission entity for use as a substation or switching station. This definition does not include easements or land used solely for access to the substation facility.
suitably qualified person (Electricity Transmission)	means a professional engineer currently practising with relevant CPEng or NPER accreditation and an appropriate level of professional indemnity and public liability insurance.
unregistered wayleave	means a wayleave which is entered in the Roll of Unregistered Wayleaves maintained by the electricity transmission entity under the <i>Electricity Wayleaves and Easement Act 2000</i> [R3]

## Footnotes

[R1] The ETC incorporates:

- (a) land within 60m of the centreline of an existing overhead electricity transmission line;
- (b) land within 10m of an unregistered wayleave (and including the wayleave), whether associated with an existing transmission line or not; and
- (c) land within 10m of the centreline of underground cabling used for, or associated with, electricity transmission.

[R2] The IPA incorporates:

- (a) land subject to an unregistered wayleave;
- (b) land within 25m of the centreline of an existing 110 kV overhead transmission line;
- (c) land within 30m of the centreline of an existing 220 kV overhead transmission line;
- (d) land within 6m of the centreline of underground cabling used for, or associated with, electricity transmission.

Note: Unregistered wayleaves established by the *Electricity Wayleaves and Easement Act 2000* are unregistered easement rights which can vary in width and are not shown on the title documents for land.

[R3] These easements are not referenced in Schedule 2 of a Torrens Title.

## E8.4 Use and Development Exempt from this Code

The following use and development is exempt from this code:

- E8.4.1 Use and development within the electricity transmission corridor, but not within the inner protection area, when involving:
  - (a) additions or alterations to an existing building, or the construction of a nonhabitable building, provided the gross floor area is no more than 150m<sup>2</sup>;
  - (b) minor utilities or works not associated with the development of a new building.
- E8.4.2 Use or development within 65m of a substation facility but no closer than 5m if:
  - (a) not involving the storing or handling of material, which is capable of generating airborne particulate matter, outside of a fully enclosed building;
  - (b) not involving a sensitive use;
  - (c) when involving a sensitive use the new use or development does not involve a habitable building or habitable room.
- E8.4.3 Development within 55m of a communications station if:
  - (a) building height is no more than 9.5m; and
  - (b) a building is located:
    - (i) not less than 5m from any security fence associated with a communications station or the boundary of a site within which a communications station is located; or

- (ii) not less than 20m from the communications station; whichever is the lesser (distance).

E8.4.4 Development of Utilities within 55m of a communications station.

E8.4.5 Use or development of electricity transmission infrastructure.

## E8.5 Application Requirements

E8.5.1 Where performance criteria require the planning authority to have regard to the written advice or requirements of the electricity transmission entity, the applicant must provide the written advice of the electricity transmission entity setting out the entity's views of the proposed use or development.

E8.5.2 In the case of development within the electricity transmission corridor, but outside the inner protection area, the applicant must demonstrate, to the satisfaction of the planning authority that, prior to submission of its application, it has notified, in writing, the electricity transmission entity of the substance and extent of its proposed use or development.

E8.5.3 In addition to any other application requirements, the planning authority may require an assessment, by a suitably qualified person, of noise emissions, as necessary to determine compliance with any acceptable solutions or performance criteria.

## E8.6 Use Standards

E8.6.1 Sensitive use within 65m of a substation facility

<b>Objective:</b>	
To ensure that sensitive use within a habitable building or habitable rooms within a dwelling adequately responds to the potential amenity impact of substation noise.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> No Acceptable Solution.	<b>P1</b> (a) the written advice of a suitably qualified person regarding the likelihood of a sensitive use on the lot experiencing an environmental nuisance (including any mitigation requirements to prevent an environmental nuisance) as a result of noise emissions from the substation facility;  (b) the written advice from the electricity transmission entity.

E8.6.2 Use other than sensitive use within 65m of a substation facility

<b>Objective:</b>	
To ensure that use of land does not adversely affect the safe and reliable operation of electricity transmission infrastructure within the facility.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> A use must not result in materials stored or	<b>P1</b> (a) the conductivity of airborne contaminants

handled within the site becoming airborne contaminates which transmit into a substation facility.	and their potential to affect the safe, reliable and efficient operation of the substation facility;  (b) the requirements of the electricity transmission entity.
---	--

## E8.7 Development Standards for Buildings and Works

### E8.7.1 Development within the electricity transmission corridor

<b>Objective:</b>	
To ensure that development is located appropriate distances from electricity transmission infrastructure to:	
(a) ensure operational efficiencies, access and security of existing or future electricity transmission infrastructure; (b) protect against a safety hazard associated with proximity to existing or future electricity transmission infrastructure	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Development is not within: (a) an inner protection area; or (b) a registered electricity easement.	<b>P1</b> Development must be located an appropriate distance from electricity transmission infrastructure, having regard to all of the following: (a) the need to ensure operational efficiencies of electricity transmission infrastructure; (b) the provision of access and security to existing or future electricity transmission infrastructure; (c) safety hazards associated with proximity to existing or future electricity transmission infrastructure; (d) the requirements of the electricity transmission entity.

### E8.7.2 Development for sensitive uses within 65m of a substation facility

<b>Objective:</b>
To ensure that development is located appropriately to: (a) ensure that sensitive uses within habitable buildings or habitable rooms within a dwelling adequately respond to the potential amenity impact of substation noise; (b) ensure operational efficiencies and security of existing and future electricity transmission infrastructure.

Acceptable Solutions	Performance Criteria
<b>A1</b> No acceptable solution.	<b>P1</b> Development must be located an appropriate distance from the substation facility having regard to the following: <ul style="list-style-type: none"> <li>(a) the written advice of a suitably qualified person regarding the likelihood of a sensitive use on the lot experiencing an environmental nuisance (including any mitigation requirements to prevent an environmental nuisance) as a result of noise emissions from the substation facility;</li> <li>(b) any written advice from the electricity transmission entity.</li> </ul>

E8.7.3 Development for uses other than sensitive uses within 65m of a substation facility

<b>Objective:</b>	
To ensure that development is located appropriately to protect against risk to the security, operational efficiency and access to existing and future electricity transmission infrastructure.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Development must be located no less than 5m from a substation facility.	<b>P1</b> Development must be located an appropriate distance from a substation facility, having regard to written advice from the electricity transmission entity.

E8.7.4 Development within 55m of a communication station

<b>Objective:</b>	
To ensure that development located close to a communication station does not adversely impact upon the security, operational efficiency and access to those facilities.	
Acceptable Solutions	Performance Criteria
<b>A1</b> No part of the development: <ul style="list-style-type: none"> <li>(a) extends above the height of the facility's antennae/disk when measured in horizontal plane;</li> <li>(b) is located less than: <ul style="list-style-type: none"> <li>(i) 5m to any security fence associated with a communications station or the boundary of a site within which a communications station is located; or</li> <li>(ii) 20m to the communications station;</li> </ul> </li> </ul> whichever is the lesser;	<b>P1</b> Development must be located an appropriate distance from a communication station, having regard to written advice from the electricity transmission entity.

## E8.8 Development Standards for Subdivision

### E8.8.1 Subdivision

<b>Objective:</b>	
<p>To provide for new lots that:</p> <ul style="list-style-type: none"> <li>(a) contain building areas which are suitable for further development, located to avoid hazard from electricity transmission infrastructure and enable appropriate levels of amenity;</li> <li>(b) incorporate controls and restrictions to ensure that future development does not compromise safety, security and operational efficiency of existing and future electricity transmission infrastructure.</li> </ul>	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>Subdivision of a lot, all or part of which is within the electricity transmission corridor must be for the purpose of one or more of the following:</p> <ul style="list-style-type: none"> <li>(a) separation of existing dwellings;</li> <li>(b) creation of a lot for public open space, road or access;</li> <li>(c) creation of a lot in which the building area is located entirely outside the inner protection area.</li> </ul>	<p><b>P1</b></p> <p>Subdivision of a lot, all or part of which is within the electricity transmission corridor must have regard to the following:</p> <ul style="list-style-type: none"> <li>(a) the need to ensure operational efficiencies of electricity transmission infrastructure;</li> <li>(b) the provision of access and security to existing or future electricity transmission infrastructure;</li> <li>(c) safety hazards associated with proximity to existing or future electricity transmission infrastructure;</li> <li>(d) the requirements of the electricity transmission entity.</li> </ul>
<p><b>A2</b></p> <p>A lot, any part of which is located within 65m of a substation facility and which is capable of sensitive use, must:</p> <ul style="list-style-type: none"> <li>(a) identify a building area located no less than 65m from a substation facility that can accommodate a sensitive use; or</li> <li>(b) identify a building area located no less than 5m from the substation facility that can accommodate a sensitive use and demonstrate that noise emissions experienced at the edge of the building area closest to the substation facility will not exceed: <ul style="list-style-type: none"> <li>(i) 55 dB(A) (LAeq) between the hours of 8.00 am to 6.00 pm;</li> <li>(ii) 5 dB(A) above the background (LA90) level or 40 dB(A) (LAeq), whichever is</li> </ul> </li> </ul>	<p><b>P2</b></p> <p>A lot, any part of which is located within 65m of a substation facility, and which is intended for sensitive use, must demonstrate the provision of a building area having regard to the following:</p> <ul style="list-style-type: none"> <li>(a) the written advice of a suitably qualified person regarding the likelihood of a sensitive use on the lot experiencing an environmental nuisance (including any mitigation requirements to prevent an environmental nuisance) as a result of noise from a substation facility;</li> <li>(b) the written advice of the electricity transmission entity.</li> </ul>

<p>the lower, between the hours of 6.00 pm to 8.00 am;</p> <p>(iii) 65 dB(A) (L<sub>Amax</sub>) at any time.</p> <p>a. Measurement of noise levels must be in accordance with the methods in the Tasmanian Noise Measurement Procedures Manual, issued by the Director of Environmental Management, including adjustment of noise levels for tonality and impulsiveness;</p> <p>b. Noise levels are to be averaged over a 15 minute interval.</p>	
<p><b>A3</b></p> <p>A lot, any part of which is located within 55m of a communications station, must identify a building area which is no closer than:</p> <p>(a) 5m to any security fence associated with a communications station or the boundary of a site within which a communications station is located; or</p> <p>(b) 20m to the communications station; whichever is the lesser.</p>	<p><b>P3</b></p> <p>The design of each lot must:</p> <p>(a) ensure that the location of any building area will not compromise access, security or the operational efficiency of a communications station;</p> <p>(b) have regard to the written advice of the electricity transmission entity.</p>

#### **Map E8 Electricity Transmission Infrastructure Protection - LISTmap**

Refer to the PDF map: Glamorgan Spring Bay IPS 2015 - overlay maps - effective 05 August 2015



## E9.0 Attenuation Code

### E9.1 Purpose

E9.1.1 The purpose of this provision is to:

- (a) minimise adverse effect on the health, safety and amenity of sensitive use from uses with potential to cause environmental harm; and
- (b) minimise likelihood for sensitive use to conflict with, interfere with or constrain uses with potential to cause environmental harm.

### E9.2 Application

E9.2.1 This code applies to:

- (a) development or use that includes the activities listed in Table E9.1 and E9.2 in a zone other than the Light Industrial, General Industrial or Port and Marine Zone;
- (b) development or use for sensitive use, including subdivision intended for sensitive use;
  - (i) on land within an Attenuation Area shown on the planning scheme maps, or
  - (ii) on land within the relevant attenuation distance from an existing or approved (permit granted) activity listed in Tables E9.1 and E9.2 if no Attenuation Area is shown on the planning scheme maps and that activity is not located in the Light Industrial, General Industrial or Port and Marine Zone.

### E9.3 Definition of Terms

E9.3.1 In this code, unless the contrary intention appears:

attenuation distance	means the distance listed in Tables E9.1 and E9.2.
sensitive zone	means the General Residential; Inner Residential; Low Density Residential; Rural Living; Environmental Living; Urban Mixed Use; Village; Community Purpose; Recreation; Local Business; General Business; Central Business; Commercial; Environmental Management; Major Tourism zones.
site specific study	means an environmental impact assessment carried out by a suitably qualified person meeting the technical components of s.74 <i>Environmental Management and Pollution Control Act 1994</i> .
uses with potential to cause environmental harm	means all activities listed in Tables E9.1 and E9.2.

### E9.4 Use and Development exempt from this Code

E9.4.1 The use or development described below is exempt from this code if any of the following apply:

- (a) activities requiring assessment under the *Environmental Management and*

*Pollution Control Act 1994* by the Board of the Tasmanian Environment Protection Authority;

- (b) additions or alterations to an existing building used for sensitive use provided that the gross floor area does not increase by more than 50% or 100 m<sup>2</sup> whichever is the greater.

## E9.5 Application Requirements

- E9.5.1 In addition to any other application requirements, the planning authority may require the applicant to provide a site specific study if considered necessary to determine compliance with performance criteria.

## E9.6 Use Standards

- E9.6.1 Use with Potential to Cause Environmental Harm

<b>Objective:</b>	
To ensure that use with potential to cause environmental harm is sufficiently attenuated to ameliorate adverse effects on nearby sensitive use to an acceptable level.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Use with potential to cause environmental harm has a separation distance no less than the minimum attenuation distance listed in Tables E9.1 or E9.2.	<b>P1</b> Use with potential to cause environmental harm and which is set back less than the distance prescribed in A1 must not have an unacceptable adverse affect on existing or likely future sensitive use, having regard to all of the following:  (a) operational characteristics; (b) scale and intensity; (c) degree of hazard or pollution that may be emitted from the activity; (d) hours of operation; (e) nature of amenity impacts from likely light, noise, odour, particulate, radiation, vibration or waste emissions; (f) existing ambient background levels of light, noise, odour, particulate, radiation, vibration or waste emissions in the locality; (g) measures to eliminate, mitigate or manage emissions.

## E9.7 Development Standards

E9.7.1 Development for Use with Potential to Cause Environmental Harm

<b>Objective:</b>	
To ensure that development for use with potential to cause environmental harm is sufficiently attenuated to ameliorate adverse effects on nearby sensitive use to an acceptable level.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Development for use with potential to cause environmental harm has a separation distance no less than the minimum attenuation distance listed in Tables E9.1 or E9.2.	<b>P1</b> Development for use with potential to cause environmental harm and which is set back less than the distance prescribed in A1 must not have an unacceptable adverse affect on existing or likely future sensitive use, having regard to all of the following: <ul style="list-style-type: none"> <li>(a) operational characteristics;</li> <li>(b) scale and intensity;</li> <li>(c) degree of hazard or pollution that may be emitted from the activity;</li> <li>(d) hours of operation;</li> <li>(e) nature of amenity impacts from likely light, noise, odour, particulate, radiation, vibration or waste emissions;</li> <li>(f) existing ambient background levels of light, noise, odour, particulate, radiation, vibration or waste emissions in the locality;</li> <li>(g) measures to eliminate, mitigate or manage emissions.</li> </ul>

E9.7.2 Development for Sensitive Use in Proximity to Use with Potential to Cause Environmental Harm

<b>Objective:</b>	
To ensure that new sensitive use does not conflict with, interfere with or constrain uses with potential to cause environmental harm.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> No Acceptable Solution.	<b>P1</b> Development for sensitive use, including subdivision of lots within a sensitive zone, must not result in potential to be impacted by environmental harm from use with potential to cause environmental harm, having regard to all of the following: <ul style="list-style-type: none"> <li>(a) the nature of the use with potential to cause environmental harm; including:               <ul style="list-style-type: none"> <li>(i) operational characteristics;</li> </ul> </li> </ul>

	<ul style="list-style-type: none"> <li>(ii) scale and intensity;</li> <li>(iii) degree of hazard or pollution that may emitted from the activity;</li> </ul>
	(b) the degree of encroachment by the sensitive use into the Attenuation Area or the attenuation distance;
	(c) measures in the design, layout and construction of the development for the sensitive use to eliminate, mitigate or manage effects of emissions

**Table E9.1 Attenuation Distances**

The attenuation distances in Table E9.1 and E9.2 must be measured between the outer edge of the area used by the listed activity and the property boundary of the sensitive use or development, except for extractive industry the attenuation distance must be measured from the boundary of any applicable mining or quarry lease.

<b>Activity</b>	<b>Sub-category</b>	<b>Likely environmental impacts</b>	<b>Attenuation Distance (metres)</b>
Abattoirs (primary)	large animals, greater than 100 tonnes/year production	odours, noise	500
	large animals, less than 100 tonnes/year production		300
	small animals (e.g. poultry)		300
Abattoirs (secondary)	rendering	odours	1000
Pre-mix bitumen plants (e.g. batching)	mobile and static	odours	500
Brickworks	n/a	dust, particulates noise	200
Composting (vegetation only)	with or without turning	odour	500
Composting (animal wastes)	incorporating human and animal wastes without turning	odour	500
Composting (animal wastes)	incorporating human and animal wastes, with turning	odour	1000
Concrete batching plants	n/a	dust, noise	100
Concrete or stone articles	not pipe extrusion	dust, noise	100
Crematoria	n/a	odours, particulates	300
Dairy Products	production of dairy products	odours	100

Disposal Site	all except specific categories below.	odours, dust, disease, vectors, visual	500
	transfer station (except very large stations)	odours, dust, disease, vectors, visual	150
	non-putrescible wastes	odours, noise	50
	spray irrigation of liquid wastes of animal or vegetative origin (primary treated), (other than sewage treatment plants)	odours, disease, vectors	500
	spray irrigation of liquid wastes of animal or vegetative origin (secondary treated), (other than sewage treatment plants)		200
Feedlot and holding yard	cattle and sheep	odours	3000
Fibreglass manufacturing	n/a	odours	200
Fish Processing (primary)	fish filleting etc.	odours, noise, lights	100
Fish Processing (secondary)	fish meal production etc.	odours, noise, lights	1000
Flour Mills	n/a	particulates, noise	300
Foundry	n/a	odours, particulates, noise	1000
Late Night Music Venue	n/a	noise	200
Liquid waste treatment, other than sewage treatment plants	e.g. treatment lagoons for wash down, processing effluent etc.	odours	200
Metal Fabrication	N/A	odours, noise	500
Organic waste treatment	e.g. cattle and pig slurry	odours	500
Piggery	intensive husbandry	odours	500
Poultry	intensive husbandry	odours	500
Quarry/pit etc.	no blasting, crushing or vibratory screening	noise, dust	300
	Blasting hard rock	noise, vibration, dust	1000

	Blasting other than hard rock	noise, vibration, dust	300
	Crushing or cutting	noise, dust	750
	Vibratory screening	noise, dust	500
Saleyard	stock	odours, noise	500
Sandblasting	n/a	noise, odours, particulates	300
Sawmill	including wood waste burnt in approved incinerator, wood chipper or use of internal combustion powered chainsaw.	noise, particulates	300
Smallgoods manufacture	N/A	odours	100
Storage  Wood Preservation	petroleum products and crude oil with fixed roofs	odours, noise	300
	petroleum products and crude oil with floating roofs	odours, noise	100
	wet salted or unprocessed hides	odours	300
	Without wood chipper	odours, noise	100
	Wood chipper	noise	300

Table E9.2 Attenuation Distances for Sewage Treatment Plants

Type of installation	Designed Capacity Dry Weather Flow			
KL/Day	<275	<1,375	< 5,500	<13,750
Person equivalent	<1,000	<5,000	<20,000	<50,000
	Distance in metres			
Aerobic pondage (septic effluent)	100	-	-	-
Mechanical/Biological treatment	100	200	300	400
Sludge drying beds/sludge digesters not within enclosed premises.	150	250	300	400
Aerobic ponds	150	350	700	1000
Anaerobic ponds	400	550	700	850
Facultative ponds	300	700	1400	2200
Land disposal of secondary treatment effluent (iv)	TBA	TBA	TBA	TBA
Spray irrigation	200	200	200	200
Flood irrigation	50	50	50	50

## Map E9 Attenuation Code - LISTmap

Refer to the PDF map: Glamorgan Spring Bay IPS 2015 - overlay maps - effective 05 August 2015

### E10.0 Biodiversity Code

#### E10.1 Purpose

E10.1.1 The purpose of this provision is to:

- (a) minimise loss of identified threatened native vegetation communities and threatened flora species;
- (b) conserve identified threatened fauna species by minimising clearance of important habitat and managing environmental impact;
- (c) minimise loss of other biodiversity values that are recognised as locally significant by the Planning Authority;

#### E10.2 Application

E10.2.1 This code applies to development involving clearance and conversion or disturbance of native vegetation within a Biodiversity Protection Area.

#### E10.3 Definition of Terms

In this code, unless the contrary intention appears;

Biodiversity Protection Area	means the area to which this code applies, as shown on the planning scheme maps.
biodiversity offsets	means measures that compensate for the residual adverse impacts of an action on the environment, when: <ul style="list-style-type: none"><li>(a) alternatives and options to avoid those impacts have been exhausted;</li></ul>

	(b) it is still considered desirable for other economic, social or environmental reasons for the action to proceed.
clearance and conversion	<p>means the process of removing native vegetation from an area of land and:</p> <p>(a) leaving the area of land, on a permanent or extended basis, in a state predominantly unvegetated with native vegetation; or</p> <p>(b) replacing the native vegetation so removed, on a permanent or extended basis, with residential, commercial, mining, agriculture or other non-agricultural development.</p>
disturbance	means the alteration of the structure and species composition of a native vegetation community through actions including cutting down, felling, thinning, logging, removing or destroying of a native vegetation community.
natural values determination	<p>means an ecological assessment, generally consistent with the Guidelines for Natural Values Assessment, (DPIPWE July 2009), by a suitably qualified person (biodiversity) to identify and convey:</p> <p>(a) the location of priority biodiversity values affecting the site;</p> <p>(b) the significance of priority biodiversity values, with particular reference to Table E10.1;</p>
natural values assessment	<p>means an ecological assessment, generally consistent with the Guidelines for Natural Values Assessment, (DPIPWE July 2009), by a suitably qualified person (biodiversity) to identify and convey:</p> <p>(a) the location of priority biodiversity values affecting the site;</p> <p>(b) the significance of priority biodiversity values, with particular reference to Table E10.1;</p> <p>(c) any likely impact on these priority biodiversity values including existing activities on the site, nearby land uses, weeds, pests, pathogens and the degree of connectivity with other land with natural values;</p> <p>(d) the likely impact of the proposed development or use on these priority biodiversity values;</p> <p>(e) recommendations for the design and siting of the proposed development or use to avoid or minimise the identified impacts;</p> <p>(f) recommendations for the mitigation or management of any residual impacts.</p>
priority biodiversity values	means as specified in Table E10.1.
special circumstances	<p>means particular circumstances associated with the proposed use or development that justify loss of high priority biodiversity values.</p> <p>Special circumstances are considered to exist if one or more of the following apply:</p> <p>(a) the use or development will result in significant long term social or economic community benefits and there is no feasible alternative</p>



	<p>location;</p> <p>(b) ongoing management cannot ensure the survival of the high priority biodiversity values on the site and there is little potential for recruitment or for long term persistence;</p> <p>(c) the extent of proposed removal of high priority biodiversity values on the site is insignificant relative to the extent of that community elsewhere in the vicinity;</p>
suitably qualified person (biodiversity)	means a person possessing the knowledge, skills and experience to provide advice on ecological issues associated with the use and development of land. The person must be cognisant of current legislation and policy and be mindful of best practice in management and mitigation of potential impacts.
threatened native vegetation community	means a native vegetation community listed as a threatened vegetation community under the <i>Nature Conservation Act 2002</i> or a threatened ecological community under the <i>Environment Protection and Biodiversity Conservation Act 1999</i> .
threatened species	

## E10.4 Development Exempt from this Code

E10.4.1 (m) and E10.4 (n) not used in this planning scheme.

E10.4.1 The following development is exempt from this code:

- (a) clearance and conversion or disturbance associated with a Level 2 Activity under the *Environmental Management and Pollution Control Act 1994*;
- (b) forest operations, including clearing for agriculture, in accordance with a certified Forest Practices Plan;
- (c) fire hazard management works in accordance with a bushfire hazard management plan endorsed by the Tasmanian Fire Service, Forestry Tasmania or the Parks and Wildlife Service on land owned or administered by the Crown or Council;
- (d) fire hazard management works in accordance with the *Fire Services Act 1979* or an abatement notice issued under the *Local Government Act 1993*;
- (e) fire hazard management works for an existing dwelling in accordance with a bushfire hazard management plan endorsed by an accredited person as defined under the Bushfire Prone Areas Code, wherein the extent of clearance and conversion and disturbance is the minimum necessary for adequate protection from bushfire;
- (f) the removal or destruction of declared weeds or local environmental weeds;
- (g) works considered necessary by an agency or council to remedy an unacceptable risk to public or private safety or to mitigate or prevent environmental harm;
- (h) works considered necessary by an agency or council for the protection of a water supply, watercourse, lake, wetland or tidal waters or coastal values as part of a management plan;
- (i) coastal protection works considered necessary by an agency or council that have

been designed by a suitably qualified person;

- (j) works within 2 m of existing infrastructure including roads, tracks, footpaths, cycle paths, drains, sewers, pipelines and telecommunications facilities for the maintenance, repair, upgrading or replacement of such infrastructure;
- (k) works necessary to make safe power lines or for the maintenance, repair, upgrading or replacement of such infrastructure;
- (l) works for the purpose of erecting or maintaining a boundary fence:
  - (i) within 4 m of a boundary line if within the Rural Resource or Significant Agricultural Zones; or
  - (ii) within 2 m of a boundary line if in other zones;
- (m) clearance and conversion or disturbance requiring assessment under the *Environment Protection and Biodiversity Conservation Act 1999*;
- (n) clearance and conversion or disturbance requiring assessment under the *Forest Practices Act 1985*, the *Threatened Species Protection Act 1995* and/or the *Nature Conservation Act 2002*.

## E10.5 Application Requirements

E10.5.1 In addition to any other application requirements, the planning authority may require the applicant to provide a natural values determination if considered necessary to determine compliance with acceptable solutions.

- E10.5.2
- (a) a natural values determination;
  - (b) a natural values assessment;
  - (c) a report detailing how impacts on priority biodiversity values will be avoided, minimised, and/or mitigated;
  - (d) a special circumstances justification report;
  - (e) a biodiversity offsets plan.

## E10.6 Use Standards

There are no use standards in this code.

## E10.7 Development Standards

### E10.7.1 Buildings and Works

<b>Objective:</b>	
To ensure that development for buildings and works that involves clearance and conversion or disturbance within a Biodiversity Protection Area does not result in unnecessary or unacceptable loss of priority biodiversity values.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Clearance and conversion or disturbance must comply with one of the following:	<b>P1</b> Clearance and conversion or disturbance must satisfy the following:

<p>(a) be within a Building Area on a plan of subdivision approved under this planning scheme.</p> <p>(b) the development is for a single dwelling on an existing lot within the Low Density Residential Zone, Rural Living Zone or Environmental Living Zone and:</p> <ul style="list-style-type: none"> <li>(i) clearance and conversion or disturbance is confined to Low Priority Biodiversity Values;</li> <li>(ii) the area of clearance and conversion is no more than 3,000 m<sup>2</sup>;</li> <li>(iii) the area of disturbance is no more than 6,000 m<sup>2</sup>;</li> </ul> <p>(c) the development is other than for a single dwelling on an existing lot within the Low Density Residential Zone, Rural Living Zone or Environmental Living Zone and:</p> <ul style="list-style-type: none"> <li>(i) clearance and conversion or disturbance is confined to Low Priority Biodiversity Values;</li> <li>(ii) the area of clearance and conversion is no more than 1,500 m<sup>2</sup>;</li> <li>(iii) the area of disturbance is no more than 3,000 m<sup>2</sup>;</li> </ul>	<p>(a) if low priority biodiversity values:</p> <ul style="list-style-type: none"> <li>(i) development is designed and located to minimise impacts, having regard to constraints such as topography or land hazard and the particular requirements of the development;</li> <li>(ii) impacts resulting from bushfire hazard management measures are minimised as far as reasonably practicable through siting and fire-resistant design of habitable buildings;</li> </ul> <p>(b) if moderate priority biodiversity values:</p> <ul style="list-style-type: none"> <li>(i) development is designed and located to minimise impacts, having regard to constraints such as topography or land hazard and the particular requirements of the development;</li> <li>(ii) impacts resulting from bushfire hazard management measures are minimised as far as reasonably practicable through siting and fire-resistant design of habitable buildings;</li> <li>(iii) remaining moderate priority biodiversity values on the site are retained and improved through implementation of current best practice mitigation strategies and ongoing management measures designed to protect the integrity of these values;</li> <li>(iv) residual adverse impacts on moderate priority biodiversity values not able to be avoided or satisfactorily mitigated are offset in accordance with the <i>Guidelines for the Use of Biodiversity Offsets in the Local Planning Approval Process, Southern Tasmanian Councils Authority 2013</i> and any relevant Council policy.</li> </ul> <p>(c) if high priority biodiversity values:</p> <ul style="list-style-type: none"> <li>(i) development is designed and located to minimise impacts, having regard to constraints such as topography or land hazard and the particular requirements of the development;</li> <li>(ii) impacts resulting from bushfire hazard management measures are minimised as far</li> </ul>
---	--

	<p>as reasonably practicable through siting and fire-resistant design of habitable buildings;</p> <p>(iii) remaining high priority biodiversity values on the site are retained and improved through implementation of current best practice mitigation strategies and ongoing management measures designed to protect the integrity of these values;</p> <p>(iv) special circumstances exist;</p> <p>(v) residual adverse impacts on high priority biodiversity values not able to be avoided or satisfactorily mitigated are offset in accordance with the <i>Guidelines for the Use of Biodiversity Offsets in the Local Planning Approval Process, Southern Tasmanian Councils Authority 2013</i> and any relevant Council policy.</p>
--	--

## E10.8 Subdivision Standards

### E10.8.1 Subdivision

<b>Objective:</b>	
To ensure that:	
<p>(a) works associated with subdivision resulting in clearance and conversion or disturbance will not have an unnecessary or unacceptable impact on priority biodiversity values;</p> <p>(b) future development likely to be facilitated by subdivision is unlikely to lead to an unnecessary or unacceptable impact on priority biodiversity values.</p>	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>Subdivision of a lot, all or part of which is within a Biodiversity Protection Area, must comply with one or more of the following:</p> <p>(a) be for the purposes of separating existing dwellings;</p> <p>(b) be for the creation of a lot for public open space, public reserve or utility;</p> <p>(c) no works, other than boundary fencing works, are within the Biodiversity Protection Area;</p> <p>(d) the building area, bushfire hazard management area, services and vehicular access driveway are outside the Biodiversity</p>	<p><b>P1</b></p> <p>Clearance and conversion or disturbance must satisfy the following:</p> <p>(a) if low priority biodiversity values:</p> <p>(i) subdivision works are designed and located to minimise impacts, having regard to constraints such as topography or land hazard and the particular requirements of the subdivision;</p> <p>(ii) impacts resulting from future bushfire hazard management measures are minimised as far as reasonably practicable through appropriate siting</p>

Protection Area.	<p>of any building area;</p> <p>(b) if moderate priority biodiversity values:</p> <ul style="list-style-type: none"> <li>(i) subdivision works are designed and located to minimise impacts, having regard to constraints such as topography or land hazard and the particular requirements of the subdivision;</li> <li>(ii) impacts resulting from future bushfire hazard management measures are minimised as far as reasonably practicable through appropriate siting of any building area;</li> <li>(iii) moderate priority biodiversity values outside the area impacted by subdivision works, the building area and the area likely impacted by future bushfire hazard management measures are retained and protected by appropriate mechanisms on the land title;</li> <li>(iv) residual adverse impacts on moderate priority biodiversity values not able to be avoided or satisfactorily mitigated are offset in accordance with the <i>Guidelines for the Use of Biodiversity Offsets in the Local Planning Approval Process, Southern Tasmanian Councils Authority 2013</i> and any relevant Council policy.</li> </ul> <p>(c) if high priority biodiversity values:</p> <ul style="list-style-type: none"> <li>(i) subdivision works are designed and located to minimise impacts, having regard to constraints such as topography or land hazard and the particular requirements of the subdivision;</li> <li>(ii) impacts resulting from future bushfire hazard management measures are minimised as far as reasonably practicable through appropriate siting of any building area;</li> <li>(iii) high priority biodiversity values outside the area impacted by subdivision works, the building area and the area likely impacted by future bushfire hazard management</li> </ul>
------------------	--

	<p>measures are retained and protected by appropriate mechanisms on the land title;</p> <p>(iv) special circumstances exist;</p> <p>(v) residual adverse impacts on high priority biodiversity values not able to be avoided or satisfactorily mitigated are offset in accordance with the <i>Guidelines for the Use of Biodiversity Offsets in the Local Planning Approval Process, Southern Tasmanian Councils Authority 2013</i> and any relevant Council policy.</p>
<p><b>A2</b></p> <p>Subdivision is not prohibited by the relevant zone standards.</p>	<p><b>P2</b></p> <p>No performance criteria.</p>

Table E10.1 Priority Biodiversity Values

High Priority Biodiversity Values	Moderate Priority Biodiversity Values	Low Priority Biodiversity Values
Native vegetation communities listed as threatened under the <i>Nature Conservation Act 2002</i> (Tas)		Other native vegetation communities.
Important habitat for threatened species listed under the <i>Threatened Species Protection Act 1995</i> or the <i>Environment Protection and Biodiversity Conservation Act 1999</i> .	Other habitat for threatened species listed under the <i>Threatened Species Protection Act 1995</i> or the <i>Environment Protection and Biodiversity Conservation Act 1999</i> .	

## **Map E10 Biodiversity Protection Area - LISTmap**

Refer to the PDF map: Glamorgan Spring Bay IPS 2015 - overlay maps - effective 05 August 2015

### **E11.0 Waterway and Coastal Protection Code**

#### **E11.1 Purpose**

E11.1.1 The purpose of this provision is to manage vegetation and soil disturbance in the vicinity of wetlands, watercourses and the coastline in order to:

- (a) minimise impact on water quality, natural values including native riparian vegetation, river condition and the natural ecological function of watercourses, wetlands and lakes;
- (b) minimise impact on coastal and foreshore values, native littoral vegetation, natural coastal processes and the natural ecological function of the coast;
- (c) protect vulnerable coastal areas to enable natural processes to continue to occur, including the landward transgression of sand dunes, wetlands, saltmarshes and other sensitive coastal habitats due to sea-level rise.
- (d) minimise impact on water quality in potable water supply catchment areas.

#### **E11.2 Application**

E11.2.1 This code applies to development within:

- (a) Waterway and Coastal Protection Areas;
- (b) Future Coastal Refugia Areas;
- (c) Potable Water Supply Areas.

E11.2.2 This code does not apply to use.

## E11.3 Definition of Terms

E11.3.1 In this code, unless the contrary intention appears;

buildings and works dependant on a coastal location	means buildings and works for which there is a demonstrated need to be located at a coastal location, and includes boat sales and storage, marine farming shore facilities, marine-related public open space & recreation facilities, pleasure boat facilities, roads & other utilities, wharves and food services facilities serving users of coastal areas.  Dwellings are not included.
coastal values	means the values of coastal areas derived from their coastal habitat and vegetation, physical elements, landscape values, recreational values and economic values and the processes and functions that underpin them.
Future Coastal Refugia Area	means land within a Future Coastal Refugia Area shown on the planning scheme maps.
natural streambank and streambed condition	means the natural rate of erosion or accretion of the bank and bed of a watercourse and natural hydrological processes, as determined using The Tasmanian River Condition Index (TRCI): Physical Form Field Manual and Hydrology User's Manual (NRM South 2009).  (This does not imply absolute stability as the bank and bed of all streams is subject to natural erosion over time. Thus, an unstable bank or bed is one that erodes at a faster rate than natural).
natural values	means biodiversity, environmental flows, natural streambank stability and stream bed condition, riparian vegetation, littoral vegetation, water quality, wetlands, river condition and waterway and/or coastal values.
natural values assessment	means an assessment by a suitably qualified person which is generally consistent with the Guidelines for Natural Values Assessment, (DPIPWE July 2009) and includes:  (a) a survey of the site for natural values;  (b) an assessment of the significance of the natural values of a site;  (c) an assessment of the likely impact of the proposed development on natural values;  (d) recommendations for the appropriate siting and design of proposed development to minimise likely impact on natural values;  (e) recommendations for how the likely impact on natural values can be avoided, minimised or mitigated;  (f) a site plan depicting the above information.
Potable Water Supply Area	means land within a Potable Water Supply Area shown on the planning scheme maps.
riparian vegetation	means vegetation found within or adjacent to watercourses, wetlands, lakes and recharge basins.
river condition	means condition of a waterway as determined using the Tasmanian River Condition Index (TRCI) (NRM South 2009).
soil and water	means a specific site plan acceptable to the planning authority that details



management plan	sediment and erosion control measures on building and construction sites prepared by a suitably qualified person in accordance with best practice guidelines. R1
soil disturbance	includes disturbance of the bed of a watercourse, wetland or lake.
Waterway and Coastal Protection Area	<p>means land in either of the following;</p> <p>(a) within a Waterway and Coastal Protection Area shown on the planning scheme maps;</p> <p>(b) within the relevant distance from a watercourse, wetland, lake or the coast shown in Table E11.1;</p> <p>but does not include a piped watercourse or drainage line.</p> <p>If an inconsistency in regards to width exists between Table E11.1 and the Waterway and Coastal Protection Area shown on the planning scheme maps, the distance in Table E11.1 prevails.</p> <p>The categorisation of a watercourse, or a section of a watercourse, is defined by its depiction on the planning scheme maps by the Waterway and Coastal Protection Area regardless of the actual area of the catchment.</p>
waterway values	means the values of watercourses and wetlands derived from their aquatic habitat and riparian vegetation, physical elements, landscape function, recreational function and economic function.

E11.3.R1 Soil and Water Management for Building and Construction Sites (DPIPWE 2009?) and the Wetlands and Waterways Works Manual (DPIWE, 2003) are recognised as best practice guidelines.

## E11.4 Development Exempt from this Code

E11.4.1 The following development is exempt from this code:

- (a) development associated with a Level 2 Activity under the *Environmental Management and Pollution Control Act 1994*;
- (b) development that does not involve clearing of vegetation or soil disturbance;
- (c) development involving clearing or modification of vegetation or soil disturbance:
  - (i) on pasture, cropping, vineyard or orchard land;
  - (ii) within a private garden, public garden or park, national park or State-reserved land, provided the vegetation is not protected by a permit condition, an agreement made under Part 5 of the Act or a Covenant in Gross;
- (d) forest operations, including clearing for agriculture, in accordance with a certified Forest Practices Plan;
- (e) fire hazard management works in accordance with a bushfire hazard management plan endorsed by the Tasmanian Fire Service, Forestry Tasmania or the Parks and Wildlife Service on land owned or administered by the Crown or Council;
- (f) fire hazard management works required in accordance with the *Fire Services Act 1979* or an abatement notice issued under the *Local Government Act 1993*;

- (g) fire hazard management works for an existing dwelling in accordance with a bushfire hazard management plan endorsed by an accredited person as defined under the Bushfire Prone Areas Code, wherein the extent of clearing and soil disturbance is the minimum necessary for adequate protection from bushfire;
- (h) the removal or destruction of declared weeds or local environmental weeds;
- (i) works considered necessary by an agency or council to remedy an unacceptable risk to public or private safety or to mitigate or prevent environmental harm;
- (j) works considered necessary by an agency or council for the protection of a water supply, watercourse, lake, wetland or tidal waters or coastal values as part of a management plan;
- (k) coastal protection works considered necessary by an agency or council that have been designed by a suitably qualified person;
- (l) works within 2 m of existing infrastructure including roads, tracks, footpaths, cycle paths, drains, sewers, pipelines and telecommunications facilities for the maintenance, repair, upgrading or replacement of such infrastructure;
- (m) works necessary to make safe power lines or for the maintenance, repair, upgrading or replacement of such infrastructure;
- (n) works for the purpose or erecting or maintaining a boundary fence;
  - (i) within 4 m of a boundary line if within the Rural Resource or Significant Agricultural Zones; or
  - (ii) within 2 m of a boundary line if in other zones;
- (o) The laying or installation in the Rural Resource Zone or the Significant Agricultural Zone, of irrigation pipes, that are directly associated with, and a subservient part of, an agricultural use.

## E11.5 Application Requirements

- E11.5.1
- (a) a natural values assessment;
  - (b) a soil and water management plan;
  - (c) a coastal processes assessment;
  - (d) a site survey from a qualified land surveyor identifying the location of a Waterways and Coastal Protection Area, a Future Coastal Refugia Area or a Potable Water Supply Area, if uncertainty exists as to the relative location of the development site.

## E11.6 Use Standards

There are no use standards in this code.

## E11.7 Development Standards

# E11.7.1 Buildings and Works

<b>Objective:</b>	
To ensure that buildings and works in proximity to a waterway, the coast, identified climate change refugia and potable water supply areas will not have an unnecessary or unacceptable impact on natural values.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Building and works within a Waterway and Coastal Protection Area must be within a building area on a plan of subdivision approved under this planning scheme.	<b>P1</b> Building and works within a Waterway and Coastal Protection Area must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) avoid or mitigate impact on natural values;</li> <li>(b) mitigate and manage adverse erosion, sedimentation and runoff impacts on natural values;</li> <li>(c) avoid or mitigate impacts on riparian or littoral vegetation;</li> <li>(d) maintain natural streambank and streambed condition, (where it exists);</li> <li>(e) maintain in-stream natural habitat, such as fallen logs, bank overhangs, rocks and trailing vegetation;</li> <li>(f) avoid significantly impeding natural flow and drainage;</li> <li>(g) maintain fish passage (where applicable);</li> <li>(h) avoid landfilling of wetlands;</li> <li>(i) works are undertaken generally in accordance with 'Wetlands and Waterways Works Manual' (DPIWE, 2003) and "Tasmanian Coastal Works Manual" (DPIPWE, Page and Thorp, 2010), and the unnecessary use of machinery within watercourses or wetlands is avoided.</li> </ul>
<b>A2</b> Building and works within a Future Coastal Refugia Area must be within a building area on a plan of subdivision approved under this planning scheme.	<b>P2</b> Building and works within a Future Coastal Refugia Area must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) allow for the landward colonisation of wetlands and other coastal habitats from adjacent areas;</li> <li>(b) not be landfill;</li> <li>(c) avoid creation of barriers or drainage networks that would prevent future tidal inundation;</li> </ul>

	<ul style="list-style-type: none"> <li>(d) ensure coastal processes of deposition or erosion can continue to occur;</li> <li>(e) avoid or mitigate impact on natural values;</li> <li>(f) avoid or mitigate impact on littoral vegetation;</li> <li>(g) works are undertaken generally in accordance with 'Wetlands and Waterways Works Manual' (DPIWE, 2003) and "Tasmanian Coastal Works Manual" (DPIPWE, Page and Thorp, 2010).</li> </ul>
<b>A3</b> Buildings and works within a Potable Water Supply Area must be within a building area on a plan of subdivision approved under this planning scheme.	<b>P3</b> Buildings and works within a Potable Water Supply Area must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) ensure no detriment to potable water supplies;</li> <li>(b) be in accordance with the requirements of the water and sewer authority.</li> </ul>
<b>A4</b> Development must involve no new stormwater point discharge into a watercourse, wetland or lake.	<b>P4</b> Development involving a new stormwater point discharge into a watercourse, wetland or lake must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) risk of erosion and sedimentation is minimised;</li> <li>(b) any impacts on natural values likely to arise from erosion, sedimentation and runoff are mitigated and managed;</li> <li>(c) potential for significant adverse impact on natural values is avoided.</li> </ul>

#### E11.7.2 Buildings and Works Dependent on a Coastal Location

<b>Objective:</b>	
To ensure that buildings and works dependent on a coastal location are appropriately provided for, whilst minimising impact on natural values, acknowledging the economic, social, cultural and recreational benefits that arise from such development.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> An extension to an existing boat ramp, car park, jetty, marina, marine farming shore facility or slipway must be no more than 20% of the size of the facility existing at the effective date.	<b>P1</b> Buildings and works must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) need for a coastal location is demonstrated;</li> <li>(b) new facilities are grouped with existing facilities, where reasonably practical;</li> <li>(c) native vegetation is retained, replaced or re-established so that overall impact on native</li> </ul>

	<p>vegetation is negligible;</p> <p>(d) building design responds to the particular size, shape, contours or slope of the land and minimises the extent of cut and fill;</p> <p>(e) impacts to coastal processes, including sand movement and wave action, are minimised and any potential impacts are mitigated so that there are no significant long-term impacts;</p> <p>(f) waste, including waste from cleaning and repairs of vessels and other maritime equipment and facilities, is managed in accordance with current best practice so that significant impact on natural values is avoided.</p>
<p><b>A2</b></p> <p>No Acceptable Solution for dredging and reclamation.</p>	<p><b>P2</b></p> <p>Dredging or reclamation must satisfy all of the following:</p> <p>(a) be necessary to establish a new or expanded use or development or continue an existing use or development;</p> <p>(b) impacts on coastal processes that may lead to increased risk of inundation, including sand movement and wave action, are minimised and potential impacts are mitigated so that there are no significant long-term impacts;</p>
<p><b>A3</b></p> <p>No Acceptable Solution for coastal protection works initiated by the private sector.</p>	<p><b>P3</b></p> <p>Coastal protection works initiated by the private sector must satisfy all of the following:</p> <p>(a) be designed by a suitably qualified person;</p> <p>(b) minimise adverse impact on coastal processes that may lead to increased risk of inundation, including wave action and behaviour, sediment dynamics, current and tidal flows in the area.</p>

## E11.8 Subdivision Standards

### E11.8.1 Subdivision

<b>Objective:</b>
<p>To ensure that:</p> <p>(a) works associated with subdivision in proximity to a waterway, the coast, identified climate change refugia and potable water supply areas will not have an unnecessary or unacceptable</p>

<p>impact on natural values;</p> <p>(b) future development likely to be facilitated by subdivision is unlikely to lead to an unnecessary or unacceptable impact on natural values.</p>	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>Subdivision of a lot, all or part of which is within a Waterway and Coastal Protection Area, Future Coastal Refugia Area or Potable Water Supply Area must comply with one or more of the following:</p> <p>(a) be for the purpose of separation of existing dwellings;</p> <p>(b) be for the creation of a lot for public open space, public reserve or utility;</p> <p>(c) no works, other than boundary fencing works, are within a Waterway and Coastal Protection Area, Future Coastal Refugia Area or Potable Water Supply Area;</p> <p>(d) the building area, bushfire hazard management area, services and vehicular access driveway are outside the Waterway and Coastal Protection Area, Future Coastal Refugia Area or Potable Water Supply Area.</p>	<p><b>P1</b></p> <p>Subdivision of a lot, all or part of which is within a Waterway and Coastal Protection Area, Future Coastal Refugia Area or Potable Water Supply Area, must satisfy all of the following:</p> <p>(a) minimise impact on natural values;</p> <p>(b) provide for any building area and any associated bushfire hazard management area to be either:</p> <p>(i) outside the Waterway and Coastal Protection Area, Future Coastal Refugia Area or Potable Water Supply Area; or</p> <p>(ii) able to accommodate development capable of satisfying this code.</p> <p>(c) if within a Potable Water Supply Area, be in accordance with the requirements of the water and sewer authority.</p>
<p><b>A2</b></p> <p>Subdivision is not prohibited by the relevant zone standards.</p>	<p><b>P2</b></p> <p>No performance criteria.</p>

Table E11.1 Spatial Extent of Waterway and Coastal Protection Areas

**Spatial Extent of Waterway and Coastal Protection Areas**

Watercourse, Wetland, other Waterbody or the Coast	Width
<p><b>Class 1:</b></p> <p>Watercourses named on the 1:100,000 topographical series maps, lakes, artificial water storages (other than farm dams), and the high water mark of tidal waters.</p>	40m
<p><b>Class 2:</b></p> <p>Watercourses from the point where their catchment exceeds 100 ha.</p>	30m
<p><b>Class 3:</b></p> <p>Watercourses carrying running water for most of the year between the points where their catchment is from 50 ha to 100 ha.</p>	20m
<p><b>Class 4:</b></p> <p>All other watercourses carrying water for part or all of the year for most years.</p>	10m

<b>Ramsar Wetlands:</b> Wetlands listed under the Convention on Wetlands of International Importance, (the Ramsar Convention).	100m
<b>Other Wetlands:</b> Wetlands not listed under the Ramsar Convention.	50m
<b>Operation of Table E11.1: Spatially defining 'width':</b> (a) Width is measured from the top of bank or high water mark of tidal waters, watercourses or freshwater lakes. (b) In the case of watercourses, the Protection Area also includes the waterway itself, being between the top of the banks on either side.	

#### **Map E11.1 Waterway and Coastal Protection Areas - LISTmap**

Refer to the PDF map: Glamorgan Spring Bay IPS 2015 - overlay maps - effective 05 August 2015

## **E12.0 This code number is not used in this planning scheme**

## **E13.0 Historic Heritage Code**

### **E13.1 Purpose**

- E13.1.1 To recognise and protect the historic cultural heritage significance of places, precincts, landscapes and areas of archaeological potential by regulating development that may impact on their values, features and characteristics.

### **E13.2 Application**

E13.2.1 This code applies to development involving land defined in this code as any of the following:

(a) a Heritage Place;

E13.2.2 This code does not apply to use, unless a Heritage Place is listed because its use or history of use is a key criterion in its listing.

E13.2.3 This code does not apply to signs.

## E13.3 Definition of Terms

E13.3.1 In this code, unless the contrary intention appears:

archaeological evidence	means low level remains of former structures and surfaces, construction debris, demolition debris, fabric, fittings and finishes, modified landforms, burials, subsurface features and deposits, artefacts, discarded waste and/or by-products, residues, pollen.
archaeological impact assessment	means a report prepared by a suitably qualified person that includes a design review and describes the impact of proposed works upon archaeological sensitivity (as defined in a statement of archaeological potential).
archaeological method statement	means a report prepared by a suitably qualified person that includes the following where relevant to the matter under consideration:  (a) strategies to identify, protect and/or mitigate impacts to known and/or potential archaeological values (typically as described in a Statement of Archaeological Potential);  (b) collections management specifications including proposed storage and curatorial arrangements;  (c) identification of measures aimed at achieving a public benefit;  (d) details of methods and procedures to be followed in implementing and achieving (a), (b) and (c) above;  (e) expertise to be employed in achieving (d) above;  (f) reporting standards including format/s and content, instructions for dissemination and archiving protocols.
conservation	means all the processes of looking after a place so as to retain its historic cultural heritage significance
conservation plan	means a plan prepared by a suitably qualified person in accordance with <i>The Conservation Plan: A Guide to the Preparation of Conservation Plans for Places of European Cultural Significance</i> (Kerr J, National Trust of Australia, NSW, 1982).
cultural landscape precinct	means an area shown on the planning scheme maps as a cultural landscape precinct and described in Table E13.3 as having particular historic cultural heritage significance because of the collective heritage value of individual elements and features, both natural and constructed, as a group for their landscape value.
heritage impact statement	means a report from a suitably qualified person setting out the effect of the proposed development on the historic cultural heritage significance of



	the place.
heritage precinct	means an area shown on the planning scheme maps as a heritage precinct and described in Table E13.2 as having particular historic cultural heritage significance because of the collective heritage value of individual places as a group for their streetscape or townscape values.
historic cultural heritage significance	means as defined in the <i>Historic Cultural Heritage Act 1995</i> . For precincts, historic cultural heritage significance is informed by the statements of historic cultural heritage significance in Tables E13.3 and E13.4.
heritage place	means a place listed and described in Table E13.1.
place	means a place listed and described in Table E13.1 that is a site, area, landscape, building or other work, group of buildings or other works, with any associated views, spaces, and surroundings such as historic plantings or landscaping features, or evidence of past land use.
place of archaeological potential	
restoration	means returning the existing fabric of a place to a known earlier state by removing accretions or by reassembling existing components without the introduction of new material.
reconstruction	means returning a place to a known earlier state and is distinguished from restoration by the introduction of new material into the fabric.
statement of archaeological potential	means a report prepared by a suitably qualified person that includes all of the following: <ul style="list-style-type: none"> <li>(a) a written and illustrated site history;</li> <li>(b) overlay plans depicting the main historical phases of site development and land use on a modern base layer;</li> <li>(c) a disturbance history.</li> <li>(d) a written statement of archaeological significance and potential accompanied by an archaeological sensitivity overlay plan depicting the likely surviving extent of important archaeological evidence (taking into consideration key significant phases of site development and land use, and the impacts of disturbance).</li> </ul>
statement of compliance	
statement of significance	means a report from a suitably qualified person setting out the historic cultural heritage significance of the place.
suitably qualified person (historic heritage)	means a person who in respect to the type of work to be undertaken can adequately demonstrate relevant academic qualifications and experience in the cultural heritage.

#### E13.4 Development Exempt from this Code

E13.4.1 The following development is exempt from this code:

**Development within the specific extent of a heritage place**

- (a) the demolition or removal of internal building or works not involving:
  - (i) the removal of heritage fabric such as skirting boards, fire mantles or ceiling roses; or
  - (ii) alterations to the original plan form of a building;
- (b) maintenance and minor repair of buildings, including repainting, re-cladding, re-roofing and re-stumping where like-for-like materials and external colours are used;
- (c) temporary structural stabilisation works as certified by a structural engineer;
- (d) permanent stabilisation works considered by a suitably qualified person to meet the Purpose and Objectives of this Code;
- (e) building works, alterations, and modifications required for compliance with fire regulations under the Building Code of Australia not visible externally upon completion from a street, park, reserve or other public space bounded by the property;

**Development within a heritage precinct, cultural landscape precinct, heritage place or place of archaeological potential**

- (f) works incidental to the maintenance of a garden or grounds, excepting where the garden or grounds are specifically part of the General Description column in Table E13.1;
- (g) if they are at least 1m from any boundary, minor attachments to the side or rear of a building that are incidental to any use or development such as heat pumps, rain water tanks with a capacity of less than 45 kilolitres and on a stand no higher than 1.2m, hot water cylinders and air-conditioners;
  - (i) the construction or demolition of:
    - (i) side and rear boundary fences:
      - a. not adjoining a road or public reserve; and
      - b. not more than a total height of 2.1m above natural ground level;except where they are within the garden or grounds that are specifically part of the General Description column in Table E13.1;
    - (ii) fencing of agricultural land or for protection of wetlands and watercourses;
    - (iii) temporary fencing associated with occasional sporting, social and cultural events, construction works and for public safety;
- (h) except where they are within the garden or grounds that are specifically part of the General Description column in Table E13.1 the construction or demolition of;
- (i) retaining walls, set back more than 1.5m from a boundary, and which retain a difference in ground level of less than 1m;
- (j) the planting, clearing or modification of vegetation for any of the following purposes, except where the vegetation is specifically part of the General Description column in Table E13.1:

- (i) the landscaping and the management of vegetation:
  - a. on pasture or cropping land, other than for plantation forestry on prime agricultural land; or
  - b. within a garden, national park, public park or state-reserved land, provided the vegetation is not protected by permit condition, an agreement made under Part 5 of the Act, covenant or other legislation;
- (ii) clearance or conversion of a vegetation community in accordance with a forest practices plan certified under the *Forest Practices Act 1985*;
- (iii) fire hazard management in accordance with a bushfire hazard management plan approved as part of subdivision or development;
- (iv) fire hazard reduction required in accordance with the *Fire Service Act 1979* or an abatement notice issued under the *Local Government Act 1993*;
- (v) fire hazard management in accordance with a bushfire hazard management plan endorsed by the Tasmanian Fire Service, Forestry Tasmania or the Parks and Wildlife Service;
- (vi) to provide clearance of up to 1m for the maintenance, repair and protection of lawfully constructed buildings or infrastructure including roads, tracks, footpaths, cycle paths, drains, sewers, power lines, pipelines and telecommunications facilities;
- (vii) for soil conservation or rehabilitation works including 'Landcare' activities and the like and, provided that ground cover is maintained and erosion is managed, the removal or destruction of weeds declared under the *Weed Management Act 1999*;
- (ix) safety reasons where the work is required for the removal of dead wood, or treatment of disease, or required to remove an unacceptable risk to public or private safety, or where the vegetation is causing or threatening to cause damage to a substantial structure or building;
- (x) within 1m of a title boundary for the purpose of erecting an approved boundary fence or for maintaining an existing boundary fence;

**Development within a heritage precinct, cultural landscape precinct or heritage place (but not on a place of archaeological potential)**

- (k) minor upgrades by or on behalf of the State government, a Council, or a statutory authority or a corporation all the shares of which are held by or on behalf of the State or by a statutory authority, of infrastructure such as roads, rail lines, footpaths, cycle paths, drains, sewers, power lines and pipelines including:
  - (i) minor widening or narrowing of existing carriageways; or making, placing or upgrading kerbs, gutters, footpaths, roadsides, traffic control devices; and
  - (ii) markings, street lighting and landscaping, except where any of those elements are specifically part of the General Description column in Table E13.1;
- (l) minor infrastructure within a road reservation, park, playground or outdoor recreation facility such as, playground equipment, seating and shelters, public art, telephone booths, post boxes, bike racks, fire hydrants, drinking fountains,

rubbish bins, traffic control devices and markings, and the like incidental to the function of that road reservation, park, playground or outdoor recreational facility;

- (m) construction, placement or demolition of minor outbuildings or structures if:
  - (i) no new outbuilding is closer to a street frontage than the main building;
  - (ii) the gross floor area of each outbuilding or structure does not exceed 9m<sup>2</sup> and a combined total area of such buildings or structures does not exceed 20m<sup>2</sup>;
  - (iii) no side is longer than 3m;
  - (iv) no part of the outbuilding or structure is higher than 2.4m above natural ground level;
  - (v) the maximum change of level as a result of cut or fill is 0.5m; and
  - (vi) no part of the outbuilding encroaches on any service easement or is within 1m of any underground service;
- (n) construction, placement or demolition of an unroofed deck not attached to or abutting a building, that has a floor level less than 1m above natural ground level and is at least 1m from any boundary;
- (o) except where they are within the garden or grounds that are specifically part of the General Description column in Table E13.1, the laying or installation in the Rural Resource Zone or the Significant Agricultural Zone, of irrigation pipes, that are directly associated with, and a subservient part of, an agricultural use, provided no pipes are located within a wetland;

**Development within a heritage precinct or cultural landscape precinct (but not on a heritage place or a place of archaeological potential)**

- (p) Development within a road, park or other public space that is not visible from a road, park or other public space bounding the site;

**Development within a heritage precinct, a cultural landscape precinct or a place of archaeological potential (but not on a heritage place)**

- (q) one satellite dish no more than 2m in diameter;
- (r) solar collector panels and photovoltaic cells on a roof;
- (s) boundary fences adjoining a road or public reserve, and not more than a total height of 1.2m above natural ground level;
- (t) the construction of buildings or works, other than a dwelling, in the Rural Resource Zone or the Significant Agricultural Zone, that are directly associated with, and a subservient part of, an agricultural use if:
  - (i) individual buildings do not exceed 100m<sup>2</sup> in gross floor area;
  - (ii) the setback from all property boundaries is not less than 30m;
  - (iii) no part of the building or works are located within 30m of a wetland or watercourse;
  - (iv) no part of the building or works encroach within any service easement or within 1m of any underground service; and
- (u) the building or works are not located on prime agricultural land;

## **General**

- (v) the demolition or removal of a building or works stated in the 'particular exclusions from listing' column in the Tables to this code;
- (w) any type of development stated in the 'particular exempt development' column in the Table to this code;
- (x) the provision, maintenance or repair by or on behalf of the State Government, a Council, a statutory authority, or a corporation all the shares of which are held by or on behalf of the State or by a statutory authority, of the following utilities and infrastructure:
  - (i) electricity, gas, sewerage, storm water and water reticulation to individual streets, lots or buildings;
  - (ii) traffic control devices and markings, fire hydrants and the like on public land;
- (y) maintenance and repair by or on behalf of the State Government, a Council, a statutory authority, or a corporation all the shares of which are held by or on behalf of the State or by a statutory authority, of infrastructure such as roads, rail lines, footpaths, cycle paths, drains, sewers, power lines and pipelines, where like for like materials and finishes are used for reinstatement are used;

## **Development involving the excavation of land in a place of archaeological potential**

- (z) development involving the disturbance of ground in a Place of Archaeological Potential if, either:
  - (i) the development area where ground disturbance is proposed has been assessed under a previous development application and the archaeological potential was realised when that permitted was acted upon or the site was found not to be of archaeological sensitivity; or
  - (ii) an archaeological impact assessment is provided by a suitably qualified person demonstrating that the nature of the development will not result in disturbance of ground considered to be of archaeological sensitivity;
- (aa) excavation for the purposes of maintenance or replacement of electricity, gas, sewerage, stormwater or water reticulation infrastructure within a Place of Archaeological Potential, provided all such activities will be confined to within existing service trenches, pits or wells that have been previously excavated.

## **E13.5 Application Requirements**

**E13.5.1** In addition to any other application requirements, the planning authority may require the applicant to provide any of the following information if considered necessary to determine compliance with performance criteria:

- (a) a conservation plan;
- (b) photographs, drawings or photomontages necessary to demonstrate the impact of the proposed development on the heritage values of the place;
- (c) a statement of significance;
- (d) a heritage impact statement;
- (e) a statement of compliance;

- (f) a statement of archaeological potential;
- (g) an archaeological impact assessment;
- (h) an archaeological method statement;
- (i) a report outlining environmental, social, economic or safety reasons claimed to be of greater value to the community than the historic cultural heritage values of a place proposed to be demolished or partly demolished, and demonstrating that there is no prudent and feasible alternative;
- (j) for an application for subdivision, plans showing :
  - (i) the location of existing buildings; and
  - (ii) building envelopes on the relevant lots, including the balance lot.

## E13.6 Use Standards

E13.6.1 There are no use standards in this code.

## E13.7 Development Standards for Heritage Places

### E13.7.1 Demolition

<b>Objective:</b>	
To ensure that demolition in whole or part of a heritage place does not result in the loss of historic cultural heritage values unless there are exceptional circumstances.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b>  No acceptable solution	<b>P1</b>  Demolition must not result in the loss of significant fabric, form, items, outbuildings or landscape elements that contribute to the historic cultural heritage significance of the place unless all of the following are satisfied; <ul style="list-style-type: none"> <li>(a) there are, environmental, social, economic or safety reasons of greater value to the community than the historic cultural heritage values of the place;</li> <li>(b) there are no prudent and feasible alternatives;</li> <li>(c) important structural or façade elements that can feasibly be retained and reused in a new structure, are to be retained;</li> <li>(d) significant fabric is documented before demolition.</li> </ul>

### E13.7.2 Buildings and Works other than Demolition

<b>Objective:</b>
To ensure that development at a heritage place is: <ul style="list-style-type: none"> <li>(a) undertaken in a sympathetic manner which does not cause loss of historic cultural heritage</li> </ul>

significance; and (b) designed to be subservient to the historic cultural heritage values of the place and responsive to its dominant characteristics.	
Acceptable Solutions	Performance Criteria
<b>A1</b> No Acceptable Solution.	<b>P1</b> Development must not result in any of the following:  (a) loss of historic cultural heritage significance to the place through incompatible design, including in height, scale, bulk, form, fenestration, siting, materials, colours and finishes;  (b) substantial diminution of the historic cultural heritage significance of the place through loss of significant streetscape elements including plants, trees, fences, walls, paths, outbuildings and other items that contribute to the significance of the place.
<b>A2</b> No Acceptable Solution.	<b>P2</b> Development must be designed to be subservient and complementary to the place through characteristics including:  (a) scale and bulk, materials, built form and fenestration;  (b) setback from frontage;  (c) siting with respect to buildings, structures and listed elements;  (d) using less dominant materials and colours.
<b>A3</b> No Acceptable Solution.	<b>P3</b> Materials, built form and fenestration must respond to the dominant heritage characteristics of the place, but any new fabric should be readily identifiable as such.
<b>A4</b> No Acceptable Solution.	<b>P4</b> Extensions to existing buildings must not detract from the historic cultural heritage significance of the place.
<b>A5</b> New front fences and gates must accord with original design, based on photographic, archaeological or other historical evidence.	<b>P5</b> New front fences and gates must be sympathetic in design, (including height, form, scale and materials), to the style, period and characteristics of the building to which they

	belong.
--	---------

### E13.7.3 Subdivision

<b>Objective:</b>	
To ensure that subdivision of part of a heritage place maintains cohesion between the elements that collectively contribute to an understanding of historic cultural heritage values, and protects those elements from future incompatible development.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> No Acceptable Solution.	<b>P1</b> A proposed plan of subdivision must show that historic cultural heritage significance is adequately protected by complying with all of the following: <ul style="list-style-type: none"> <li>(a) ensuring that sufficient curtilage and contributory heritage items (such as outbuildings or significant plantings) are retained as part of any title containing heritage values;</li> <li>(b) ensuring a sympathetic pattern of subdivision;</li> <li>(c) providing a lot size, pattern and configuration with building areas or other development controls that will prevent unsympathetic development on lots adjoining any titles containing heritage values, if required.</li> </ul>

## E13.8 Development Standards for Heritage Precincts

### E13.8.1 Demolition

<b>Objective:</b>	
To ensure that demolition in whole or in part of buildings or works within a heritage precinct does not result in the loss of historic cultural heritage values unless there are exceptional circumstances.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> No Acceptable Solution.	<b>P1</b> Demolition must not result in the loss of any of the following: <ul style="list-style-type: none"> <li>(a) buildings or works that contribute to the historic cultural heritage significance of the precinct;</li> <li>(b) fabric or landscape elements, including plants, trees, fences, paths, outbuildings and other items, that contribute to the historic cultural heritage significance of the</li> </ul>



	<p>precinct;</p> <p>unless all of the following apply;</p> <ul style="list-style-type: none"> <li>(i) there are, environmental, social, economic or safety reasons of greater value to the community than the historic cultural heritage values of the place;</li> <li>(ii) there are no prudent or feasible alternatives;</li> <li>(iii) opportunity is created for a replacement building that will be more complementary to the heritage values of the precinct.</li> </ul>
--	--

#### E13.8.2 Buildings and Works other than Demolition

<b>Objective:</b>	
To ensure that development undertaken within a heritage precinct is sympathetic to the character of the precinct.	
Acceptable Solutions	Performance Criteria
<b>A1</b> No Acceptable Solution	<b>P1</b> Design and siting of buildings and works must not result in detriment to the historic cultural heritage significance of the precinct, as listed in Table E13.2.
<b>A2</b> No Acceptable Solution	<b>P2</b> Design and siting of buildings and works must comply with any relevant design criteria / conservation policy listed in Table E13.2, except if a heritage place of an architectural style different from that characterising the precinct.
<b>A3</b> No Acceptable Solution	<b>P3</b> Extensions to existing buildings must not detract from the historic cultural heritage significance of the precinct.
<b>A4</b> New front fences and gates must accord with original design, based on photographic, archaeological or other historical evidence.	<b>P4</b> New front fences and gates must be sympathetic in design, (including height, form, scale and materials), and setback to the style, period and characteristics of the precinct.

#### E13.8.3 Subdivision

<b>Objective:</b>
To ensure that subdivision within a Heritage Precinct is consistent with historic patterns of development and does not create potential for future incompatible development.

Acceptable Solutions	Performance Criteria
<b>A1</b> No Acceptable Solution	<b>P1</b> Subdivision must not result in any of the following: <ul style="list-style-type: none"> <li>(a) detriment to the historic cultural heritage significance of the precinct, as listed in Table E13.2;</li> <li>(b) a pattern of subdivision unsympathetic to the historic cultural heritage significance of the precinct;</li> <li>(c) potential for a confused understanding of the development of the precinct;</li> <li>(d) an increased likelihood of future development that is incompatible with the historic cultural heritage significance of the precinct.</li> </ul>
<b>A2</b> No Acceptable Solution	<b>P2</b> Subdivision must comply with any relevant design criteria / conservation policy listed in Table E13.2.

## E13.9 Development Standards for Cultural Landscape Precincts

### E13.9.1 Demolition

<b>Objective:</b>	
To ensure that demolition in whole or in part of buildings or works within a Cultural Landscape Precinct does not result in the loss of historic cultural heritage values unless there are exceptional circumstances.	
Acceptable Solutions	Performance Criteria
<b>A1</b> No Acceptable Solution.	<b>P1</b> Demolition must not result in the loss of any of the following: <ul style="list-style-type: none"> <li>(a) buildings or works that contribute to the historic cultural heritage significance of the precinct;</li> <li>(b) fabric or landscape elements, including plants, trees, fences, walls, paths, outbuildings and other items, that contribute to the historic cultural heritage significance of the precinct;</li> </ul> unless both of the following apply; <ul style="list-style-type: none"> <li>(i) there are environmental, social, economic or safety reasons of greater</li> </ul>

	<p>value to the community than the historic cultural heritage values of the place;</p> <p>(ii) there are no prudent and feasible alternatives.</p>
--	--

#### E13.9.2 Buildings and Works other than Demolition

<b>Objective:</b>	
To ensure that development undertaken within a Cultural Landscape Precinct is sympathetic to the character of the precinct.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> No Acceptable Solution	<b>P1</b> Design and siting of buildings and works must not result in detriment to the historic cultural heritage significance of the precinct, as listed in Table E13.3.
<b>A2</b> No Acceptable Solution	<b>P2</b> Design and siting of buildings and works must comply with any relevant design criteria / conservation policy listed in Table E13.3.

#### E13.9.3 Subdivision

<b>Objective:</b>	
To ensure that subdivision within a Cultural Landscape Precinct retains the character of the precinct and does not increase the likelihood of incompatible development.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> No Acceptable Solution	<b>P1</b> Subdivision must not result in any of the following: <ul style="list-style-type: none"> <li>(a) detriment to the historic cultural heritage significance of the precinct, as set out in Table E13.3;</li> <li>(b) a pattern of subdivision unsympathetic to the historic cultural heritage significance of the precinct;</li> <li>(c) potential for a confused understanding of the development of the precinct;</li> <li>(d) an increased likelihood of future development that is incompatible with the historic cultural heritage significance of the precinct</li> </ul>

<b>A2</b> No Acceptable Solution	<b>P2</b> Subdivision must comply with any relevant design criteria / conservation policy listed in Table E13.3.
-------------------------------------	---

## E13.10 Development Standards for Places of Archaeological Potential

### E13.10.1 Building, Works and Demolition

<b>Objective:</b>	
To ensure that building, works and demolition at a place of archaeological potential is planned and implemented in a manner that seeks to understand, retain, protect, preserve and otherwise appropriately manage significant archaeological evidence.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Building and works do not involve excavation or ground disturbance.	<b>P1</b> Buildings, works and demolition must not unnecessarily impact on archaeological resources at places of archaeological potential, having regard to:  (a) the nature of the archaeological evidence, either known or predicted;  (b) measures proposed to investigate the archaeological evidence to confirm predictive statements of potential;  (c) strategies to avoid, minimise and/or control impacts arising from building, works and demolition;  (d) where it is demonstrated there is no prudent and feasible alternative to impacts arising from building, works and demolition, measures proposed to realise both the research potential in the archaeological evidence and a meaningful public benefit from any archaeological investigation;  (e) measures proposed to preserve significant archaeological evidence 'in situ'.

### E13.10.2 Subdivision

<b>Objective:</b>	
To ensure that subdivision does not increase the likelihood of adverse impact on a place of archaeological potential.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Subdivision provides for building restriction envelopes on titles over land defined as the Place	<b>P1</b> Subdivision must not impact on archaeological resources at Places of Archaeological Potential

of Archaeological Potential in Table E13.4.	<p>through demonstrating either of the following:</p> <ul style="list-style-type: none"> <li>(a) that no archaeological evidence exists on the land;</li> <li>(b) that there is no significant impact upon archaeological potential.</li> </ul>
---	---

Table E13.1 Heritage Places

Ref. No.	Name, Location and/or Address	C.T.	General Description	Specific Extent	Particular Exclusions from Listing	Particular Exempt Development
1	Waubadebar's Grave 52 Burgess Street Bicheno	CT7159/1 CT38927/3	Simple grave and headstone in memory of Waubadebar, an Aboriginal woman who had been stolen from her tribe by the sealers at Oyster Bay.	Tasmanian Heritage Register ID 1488		
2	Court House and Watch House 83 Burgess Street Bicheno	CT154982/1	Small Georgian cottage built in 1845 and one of the few early buildings remaining in Bicheno. The cottage is constructed from stone and stucco with a hipped roof, twelve paned windows with shutters, and a wooden addition on its southern end. It has two separate, four panelled front doors and is located on a prominent corner site.	Tasmanian Heritage Register ID 1490		
3	Bicheno Uniting Church 53 Burgess Street Bicheno	CT232953/5	Small Victorian Carpenter Gothic church with gabled roof, decorative timber barge boards and finials. The chancel is under a smaller gable with the same decorative treatment. There is also a bellcote attached to the outside of the building. To the rear is a small modern extension.	Tasmanian Heritage Register ID 1491		
4	Cemetery Morrison Street Bicheno PID 5284591	CT165695/1	Cemetery containing grave stones and burial plots.	Tasmanian Heritage Register ID 1492		

5	Llandaff Cemetery 16403 Tasman Highway Bicheno	CT241555/1	Cemetery containing gravestone and burial sites as well as some cast iron rails. One tomb is a sandstone obelisk.	Tasmanian Heritage Register ID 1497		
6	Coal Bin 'The Gulch' Coastal reserve adjoining the Esplanade, Waubs Harbour Bicheno PID 2151144		Two sandstone coursed rubble walls built in 1854 which are the remains of a coal bin for coal awaiting shipment.	Tasmanian Heritage Register ID 1498		
7	Rectory 9 Sally Peak Road Buckland	CT45635/1 and 2	Victorian Rustic Gothic single storey sandstone building with steeply pitched gabled roof forms, dormer windows and prominent quoin stones. There is a lower storey bay window with casement sashes, stone mullions and spandrel. There are multi-pane windows and a fanlight above the front door.	Tasmanian Heritage Register ID 1499		
8	Oakley 2 Kent Street Buckland	CT32293/3	Single storey Victorian Georgian sandstone building with a hipped roof and veranda. The veranda has timber panels, cast iron brackets and segmental glass panels at the ends. There are double hung windows flanking a central door and dormer windows in the roof.	Tasmanian Heritage Register ID 1500		
9	St. John the Baptist Anglican Church and	CT241553/1	Victorian Academic Gothic sandstone church building with	Tasmanian Heritage Register ID 1501		

	Cemetery Duke Street, Buckland		steeply pitched asbestos tiled, gabled roof, lancet windows and stone buttresses. The stained glass windows on the eastern side is thought to have been made between 1350 and 1499 and brought to Tasmania by the first Rector of Buckland, Reverend F.H.Cox. There is a cemetery and stone wall adjoining the church.			
10	Stonehurst 520 Stonehurst Road Buckland	CT249037/1	Victorian Georgian house built in 1869 for Henry Cruttenden Mace. The house is single storey (plus attic) with a gabled roof and lean-to at the rear. The house has a veranda to the entrance front, a central four panelled door and flanking's small paned double hung windows with unusual key-stone lintels. The site includes an early cottage (c1860) which is a two-roomed split paling hut, a timber outbuilding which now serves as a garage and a weatherboard shearing shed which was formerly a barn.	Tasmanian Heritage Register ID 1502		
11	Twamley 156 Twamley Road Buckland	CT116602/1 & 2 CT116603/1 CT210003/1 CT248141/1 & 2	Old Colonial Georgian single storey stone building with a hipped roof and a veranda under a separate roof with timber posts and simple detailing. The fine sandstone on two sides of the house is said to	Tasmanian Heritage Register ID 1503		



			<p>have been quarried at Bellerive while the two remaining back walls are of local rough stone. Three pieces of stonework have been used to form the doorway. The house also has an attic room with dormer, and half basement with lower window. Rough local stone, blue gum timber for beams and multi-panelled windows features in the stable that is built close to the house. It once contained four stalls. Two large oak trees also feature on the property- a Canadian and English Oak.</p> <p>Twamley is of historic heritage significance because of its direct association with Louisa Meredith, a well-known and respected 19thCentury artist and writer and her husband Charles Meredith a politician.</p>			
12	Wincanton 6297 Tasman Hwy Buckland	CT100547/1	Old Colonial Georgian single storey sandstone building with a hipped roof and multi-paned windows. There is a gabled roofed portico with timber posts and bargeboards (Federation era) as well as dormer windows.	Tasmanian Heritage Register ID 1504		
13	Former Post Office	CT211336/1	Old Colonial Georgian single storey sandstone building with	Tasmanian Heritage Register ID 1508		

	47 Kent Street Buckland		a hipped roof and 12-paned windows with shutters flanking a central door. There is a veranda to three sides of the building (recent addition).			
14	Ye Olde Buckland Inn 39 Kent Street Buckland	CT38314/4 and 5	Old Colonial Georgian double storey building with gabled roof form, 12- paned windows and a four panelled door with top light. There is a double storey veranda, the4 upper storey portion of which has been enclosed.	Tasmanian Heritage Register ID 1510		
15	Swanwick RA 68 Swanwick Road Coles Bay	CT250929/1	House constructed in c1829 for Captain Robert Hepburn. The house is single storey sandstone building built in a T Plan. The original entrance front has a c1920 weatherboard extension. The stone section of the house has 12 paned double hung windows to some areas and 12 paned sliding sashes to others. Chimneys are brick. The roof is hipped with close eaves and roof cladding is corrugated iron. The weatherboard extension is in Rustic Gothic style and has a corrugated iron roof, small paned windows and a stone paves patio.	Tasmanian Heritage Register ID 1511		
16	Former Quarrymen's Cottages. Now YHA Hostel		In 1922, Biago Zanchetti took out a five acre lease specifically for obtaining granite. In 1938 a licence	Boundaries are defined by the AMG grid coordinates 605949 5333086N at the most westerly point,		

	Quarry Beach Coles Bay LPI 1601429		<p>was granted for 25 years next to the Granite Company's mineral lease and was to be used for the erection of workman's huts. The cottages were built circa 1940. During the 1930's a number of leases were registered in the area, just north of The Fisheries. By the 1970's all but the lessee's cabin had been deserted. One cabin was leased to the Youth Hostel Association as basic accommodation. Only two of the six or seven cabins remain, and are located at Quarry Beach. These have been joined to form one larger building. The original cabin acquired for use as a YHA remains in its original location, while the second, repaired and maintained by a family, has been moved a few metres to join the former. Together, the buildings form an L-shape with a large open balcony to the front. They are constructed from vertical board, simple and modest in design, with corrugated iron gable roofs, and a corrugated iron chimney. Windows consist of small pane casements, with larger pane casements on the side elevation. Doors are simple timber and glass panes.</p>	<p>605885E 5333131N at the most northerly point, 605928E 5333089N at the most easterly point and 605873E 5333052N at the most southern point.</p> <p>Tasmanian Heritage Register ID 10747</p>		
17	Cranbrook House	CT109059/1	Built in 1833 by John Amos. The	Tasmanian Heritage		

	82 Glen Gala Road Cranbrook	CT203125/1	main house is a two storey stone structure with basement and attic. There is a veranda to the front façade which has a central panelled door and flanking double hung windows. There is dressed quoins to the house. There is a gabled roof with narrow boxed eaves. To three sides of the house there are 20thcentre extensions in weatherboard. Nearby there is a single storey stone wash house with gabled corrugated iron roof with loft door in the gable end. There is also a timber stable and timber shearing shed to the rear of the house.	Register ID 1512		
18	Gala 56 Glen Gala Road, Cranbrook	CT102171/1 CT202099/1 CT204393/1	The Main House is a single storey brick and coursed render building of Old Colonial Georgian style constructed in 1842 with modern wings from 1951. The earlier cottage to the rear was probably constructed in the 1830's. The house has a pair of gabled roofs one behind the other which have been in filled in recent times to eliminate an internal gutter. The house has a modern veranda to the front façade which has a panelled door near the centre and flanking double hung	Tasmanian Heritage Register ID 1512 and 1513		

			<p>windows. There are brick chimneys dormer windows. Behind the main house is an earlier cottage of two storeys, gabled corrugated iron roof, a rear skillion and small paned windows. There is also a fine brick mill nearby, constructed in 1842 of two storeys, gabled roof of corrugated iron, timber gable ends, and a single storey timber stable attached. There is also a brick Miller's Cottage with gabled corrugated iron roof and an old store relocated to the site in c1861.</p>			
19	<p>The Grange 325 Grange Road Cranbrook</p>	<p>CT144488/3 &amp; 4 CT144488/4 CT144769/1 &amp; 2 CT249035/1 &amp; 2</p>	<p>The Grange is a Federation Queen Anne single storey brick house with rough-case finish. It has a gabled roof of corrugated iron, a return veranda with timber frieze4 and posts, double hung windows- some in sets of three, flying gables over protruding bays, brick chimneys with pots, attic windows and an early weatherboard extension. The weatherboard structure with progressive modifications. There is also a 1927 concrete water tank nearby. Shearing Shed is a c1870</p>	<p>Tasmanian Heritage Register ID 1514</p>		
20	<p>Spring Vale 130 Spring Vale Road Cranbrook</p>	<p>CT197448/1</p>	<p>Single storey Old Colonial Georgian stone house built in 1842 for Charles and Louise A Meredith. The house has an attic, veranda to front and</p>	<p>Tasmanian Heritage Register ID 1515</p>		

			back, a central modern door to the front, and an early 20thcentury addition to the side. There is also a stone stable with gabled roof of corrugated iron.			
21	Craigie Knowe 80 Glen Gala Road Cranbrook	CT106644/1	The main house is single storey sandstone and bluestone house with attic, corrugated iron gabled roof, central cedar panelled door with fanlight, flanking double hung windows and a veranda over the front façade. Inside there is extensive use of cedar high quality joinery. There is an early timber skillion extension to the rear. Nearby is the former carriage house of stone and timber with a gabled corrugated iron roof. There is also a stone barn with a gabled iron roof and timber barge boards. The house was constructed in the 1842 by James Amos.	Tasmanian Heritage Register ID 1516		
22	Gala Kirk and Cemetery 14876 Tasman Highway Cranbrook	CT247068/1	Small brick Victorian Romanesque Revival Georgian church built in 1845 by John Amos and son James. It is a landmark in the small Cranbrook settlement, and is the oldest Presbyterian church on the east coast of Tasmania. Georgian Kirk is of rough cast brick with a double pitched iron roof, a timber bellcote on the north end, a small gabled	Tasmanian Heritage Register ID 1517		

			entrance porch, a transverse gabled wing with door and matching blind opening with label mounds, side windows are arch topped with small panes and each gable has a bind Florentine panel. There is a historic graveyard adjacent.			
23	Glen Gala 45 Glen Gala Road Cranbrook	CT105790/1 & 2 CT51245/1	Glen Gala is a two storey brick Victorian Georgian house constructed in 1860 on an original grant to Adam Amos. Nearby is an earlier cottage, now in ruins, built in 1830. The house has a hipped corrugated iron roof, wide boxed eaves, central flour panelled front door with radial fanlight, flanking 12 paned double hung windows and veranda.	Tasmanian Heritage Register ID 1518		
24	Glen Heriot 15035 Tasman Highway Cranbrook	CT250205/1	A Federation Queen Anne, Victorian Georgian house constructed in 1912 with c1920 extensions, all believed to replace an earlier house lost to fire. The house is a single storey brick building with hipped roof, return veranda. The barn and blacksmiths shop are of rubble stone construction with dressed quoins, gabled corrugated iron roof, and skillions to both sides. There is a timber shearing shed framed of Oyster Bay Pine and a Workers Cottage of stone with	Tasmanian Heritage Register ID 1519		

			timber extensions. The outbuildings date from c1860's onwards.			
25	Amos Family Cemetery 45 Glen Gala Road Cranbrook	CT105790/1 & 2 CT51245/1	Group of graves and burial sites as well as a mature exotic tree association with the Amos family.	Tasmanian Heritage Register ID 1521		
26	Three Arch Bridge 11830 Tasman Highway Little Swanport PID 5273710		Sandstone bridge with three arches. The top arches are capped with bricks. The bridge was erected by convicts from nearby Rocky Hills Probation Station. Over Old Man Creek before Mayfield Camping Ground (southern side) on Tasman Highway	Tasmanian Heritage Register ID 1522		
27	Muirlands Log Cottage & Barn 10560 Tasman Highway Little Swanport	CT33784/1		Tasmanian Heritage Register ID 1523		
28	Mayfield 11610 Tasman Highway Little Swanport	CT112812/1 CT138104/1-6 CT139900/1-4 CT143068/1 CT204420/1 CT251152/3 CT32123/1	Old Colonial Georgian homestead constructed in 1829 from stone and stucco with a double storey section and a single storey wing. There is a three bay main façade, multi-pane windows, French windows and a six paneled door with sidelights and fanlight. Other buildings include a stone bakehouse(shingled) a brick water-mill, a fieldstone Miller's	Tasmanian Heritage Register ID 1524		



			cottage, a fieldstone building with six workers cottages and a fieldstone hop kiln.			
29	Lisdillon 11264 Tasman Highway Little Swanport	CT154403/1 CT154404/1 CT222860/1 CT33610/3 CT33611/2 CT33928/1 CT33929/1 CT8669/2	The main house is a single storey rubble stone structure constructed in 1837 and designed in the Old Colonial Georgian Style with central panelled door with sidelights and radial fanlight, with two pairs of double hung windows to each side of the door. There is a modern veranda and three modern dormers to this front façade. To the north side there is a stone skillion. There are several other stone buildings on the site including a coach house, shepherd's cottage, blacksmith, water closets and several stone walls.	Tasmanian Heritage Register ID 1526		
30	Lisdillon Church, now Mitchell Cottage 11257 Tasman Highway Little Swanport	CT149134/1	A small Victorian Free Gothic church with sandstone rubble walls and ashlar quoins and porch. The roof is corrugated iron and gabled, with boxed eaves. The east window is 4-part with simple bar tracery, the windows to the nave are similar and 2-part. The porch has bargeboards with simple shaped ends, and a pendant and finial. The door is pointed-arch. The church was built by John Mitchell.	Tasmanian Heritage Register ID 1527		
31	Rose Cottage	CT40811/1	A symmetrical, single storey,	Tasmanian Heritage		

	11275 Tasman Highway Little Swanport		sandstone rubble Victorian Georgian building with a corrugated iron gabled roof, boxed eaves, and simple chimneys with external stacks. The door is central with a gabled porch, with a window on either side. Above each ground floor window is a gabled former window to the attic. All the windows are double-hung with large panes.	Register ID 1528		
32	Saltworks Saltworks Road Little Swanport	CT21686/29	The remains of the salt works consist of walls standing up to first floor level. The walls are of sandstone rubble, with quoin work in places.	Tasmanian Heritage Register ID 1529		
33	Ravensdale 10137 Tasman Highway Little Swanport	CT118343/1 CT37307/28 CT44351/1 CT220630/1	Single storey (with attic) sandstone house in the Old Colonial Georgian style. There are two principal entrances, as if a very early modification has moved the front entry. One entrance has a panelled door under a substantially reconstructed veranda, external decorative stone architraves around the door, double hung small paned windows to either side, and a protruding gable to one end. The gable end has double hung windows at both ground and upper floor levels. The second entrance is under another veranda, is also a panelled door and has double hung small	Tasmanian Heritage Register ID 1538		

			paned windows to each side. The stable is a stone structure with gabled roof and corrugated iron cladding, and a modern extension to one end replacing earlier construction. There is also a c1930 Dairy/Freezer to the rear of the main house.			
34	Maria Island and Isle du Nord		Most built elements on Maria Island are situated at either Darlington village or Point Lesueur and present as both ruins and complete buildings within the largely natural landscape.	The whole island. Tasmanian Heritage Register ID 1531		
35	Holkham 59 Tasman Highway Orford	CT8762/1		Tasmanian Heritage Register ID 1533		
36	Former Post Office 33 Walpole Street Orford	CT132499/1		Tasmanian Heritage Register ID 1534		
37	Malunna 5 Prosser River Road Orford	CT230584/1		Tasmanian Heritage Register ID 1535		
38	Rocky Hills Probation Station Tasman Highway, Rocky Hills	CT110869/1 CT227758/1 CT246197/1 & 2 CT242749/1 CT45257/1		Tasmanian Heritage Register ID 1570, 10219, 10222 and 10498		

		CT204312/1				
39	Stapleton 460 Rheban Road Spring Beach	CT9023/1		Tasmanian Heritage Register ID 1537		
40	Apsley House 16182 Tasman Highway Swansea	CT53186/1		Tasmanian Heritage Register ID 1494		
41	Former Apslawn House 16182 Tasman Highway Swansea	CT212607/1		Tasmanian Heritage Register ID 1495		
42	Gemmells Cottage 2 Bridge Street Swansea	CT237130/1		Tasmanian Heritage Register ID 1539		
43	The Old Manse Dove Lane (formerly Maria Street ) Swansea	CT120673/1		Tasmanian Heritage Register ID 1540		
44	House (Kimber, Lawn) 20 Franklin Street Swansea	CT128355/1		Tasmanian Heritage Register ID 1541		
45	House (Cusick, Wright) 56 Franklin Street Swansea	CT162093/1		Tasmanian Heritage Register ID 1542		
46	Former Commercial Bank 7 Maria Street	CT 159396/1		Tasmanian Heritage Register ID 1543		

	Swansea					
47	Shaws Building, now Morey's Store 40 Franklin Street Swansea	CT127928/1		Tasmanian Heritage Register ID 1544		
48	Morris General Store 13-15 Franklin Street Swansea	CT140386/1		Tasmanian Heritage Register ID 1545		
49	Grandview (Formerly Oyster Bay Holiday Lodge) 10b Franklin Street Swansea	CT157330/2		Tasmanian Heritage Register ID 1547		
50	Abbotsford, formerly Rapsville, formerly Glen Morey 50 Gordon Street Swansea	CT45757/4 CT47140/1		Tasmanian Heritage Register ID 1548		
51	Braeside 21 Julia Street Swansea	CT54163/2		Tasmanian Heritage Register ID 1550		
52	Miss Dilger's Cottage 7 Noyes Street Swansea	CT203454/1		Tasmanian Heritage Register ID 1551		
53	Laughton Cottage, now Meredith House	CT32847/5		Tasmanian Heritage Register ID 1552		

	15 Noyes Street Swansea					
54	Council Chambers and Court House 4 Noyes Street Swansea PID 5275484	PID 5275484		Tasmanian Heritage Register ID 1553		
55	St Andrew's Uniting Church 21 Wellington Street, Swansea	CT141051/1 & 2		Tasmanian Heritage Register ID 1554		
56	Rockingham Villa 5 Noyes Street Swansea	CT53841/1		Tasmanian Heritage Register ID 1555		
57	Old School House and War Memorial 22 Franklin Street Swansea	CT206337/1		Tasmanian Heritage Register ID 1556		
58	Harbottles Cottage, also known as Bluff Cottage, formerly Caulfield Cottage 45 Shaw Street Swansea	CT168646/5		Tasmanian Heritage Register ID 1557		
59	Belmont 14106 Tasman Highway Swansea	CT100096/1		Tasmanian Heritage Register ID 1558		
60	Cambria 13566 Tasman Highway Swansea	CT111628/1		Tasmanian Heritage Register ID 1559		

61	Coswell 13054 Tasman Highway Swansea	CT109242/1		Tasmanian Heritage Register ID 1560		
62	Kelvedon 12371 Tasman Highway Swansea	CT108120/2		Tasmanian Heritage Register ID 1562		
63	Piermont, formerly Pierpoint 12290 Tasman Highway Swansea	CT139010/0		Tasmanian Heritage Register ID 1563		
64	Red Banks 13514 Tasman Highway Swansea	CT35679/1 & 2		Tasmanian Heritage Register ID 1564		
65	Riversdale House 14193 Tasman Highway Swansea	CT48983/1		Tasmanian Heritage Register ID 1565		
66	Riversdale Mill 14193 Tasman Highway Swansea	CT48983/1		Tasmanian Heritage Register ID1566		
67	Spiky Bridge, formerly La Farelles Bridge Tasman Highway Swansea	CT40/3839		Tasmanian Heritage Register ID 1567		
68	Wagners Cottage 100 Tasman Highway Swansea	CT142999/1		Tasmanian Heritage Register ID 1569		
69	The Springs 149 The Springs Road	CT129882/1 & 3	Includes Allen Tombstone.	Tasmanian Heritage Register ID 1571		

	Swansea					
70	Plas Newydd 29 Wellington Street Swansea	CT153402/2		Tasmanian Heritage Register ID 1572		
71	All Saints Church and Church Hall 10 Noyes Street Swansea	CT203671/6		Tasmanian Heritage Register ID 1573		
72	Schouten House 2 Waterloo Road Swansea	CT46336/1		Tasmanian Heritage Register ID 1574		
73	12 Macrocarpa Trees Kelvedon 12371 Tasman Highway Swansea PID 3142020			Tasmanian Heritage Register ID 10171		
74	Former barracks and stable 3 Charles Street Triabunna	CT100061/6		Tasmanian Heritage Register ID 1575		
75	St Mary's Church 1 Franklin Street Triabunna	CT125278/1		Tasmanian Heritage Register ID 1577		
76	Triabunna District High School, office and Performing Arts Centre (former	CT16686/1 CT226575/9	Timber section originally at Maria Island and re-erected in Triabunna in 1933	Tasmanian Heritage Register ID 1578		



	library)					
77	Woodstock (house and stables) 8311 Tasman Highway Triabunna	CT105652/3 CT107204/3 CT107205/1 CT144222/1 CT208564/1 CT209955/1 CT213424/1 CT226138/1 CT245072/1 CT251735/1 & 2		Tasmanian Heritage Register ID 1579		
78	Burial Ground, known as Dead Isle Maclaines Estuary Triabunna PID 2149749			Tasmanian Heritage Register ID 1580		
79	Boarding House 7 Charles Street Triabunna	CT24634/7		Tasmanian Heritage Register ID 1581		
80	Blake's Cottage 36 Henry Street Triabunna	CT39233/1		Tasmanian Heritage Register ID 1582		
81	Cusick's Cottage 6 Henry Street Triabunna	CT124813/1		Tasmanian Heritage Register ID 1583		
82	Rostrevor Stables 8731 Tasman Highway Triabunna	CT 138856/1		Tasmanian Heritage Register ID 1584		
83	Bicheno Youth	CT20568/3		CT20568/3		

	Hostel 43 Tasman Highway Bicheno					
84	Brockley 160 Brockley Road Buckland PID 5970591	CT103330/1- 5 CT144578/8 CT197557/1 CT216502/1		CT103330/1- 5 CT144578/8 CT197557/1 CT216502/1		
85	Court Farm 196 Court Farm Road Buckland PID 3175850	CT100173/1 CT162203/1 & 4-6 CT233658/1		CT100173/1 CT162203/1 & 4-6 CT233658/1		
86	Woodsden 170 Woodsden Road Buckland	CT129530/3		CT129530/3		
87	Ram Island Ram Island Little Swanport	CT140376/1		CT140376/1		
88	Old Convict Road from Orford to Brockley Prosser River Orford	CT197557/1, 34549/1, 143002/1 and road reserves dissecting these titles	The convict road provides access to the Paradise Probation Station and much of the road is supported by 1- 3m high dolerite stone walls on the southern (river) side. The site has been considerably disturbed by the laying of a water pipeline associated with a dam upstream. The pipe has been laid along the top side of the convict	10m either side of the centre of the formation		

			built road from Orford and passes through the southern limit of the main site area accompanied by a modern access road which diverges and cuts through the site.			
89	Paradise Probation Station Station Creek Orford	CT34549/1 CT197557/1	The site is characterised by numerous dolerite structures located on a relatively level area between one and 20m above the Prosser River. The rubble structures include stone platforms, brick scatters and associated stone mounds identified as remnant chimney butts and fireplaces. Several pathways diverge from the main area and lead to a structure tentatively identified as a privy and to a jetty, now a remnant stone structure protruding into the Prosser River. The remains of 12 cells are identifiable, surviving to a height of 1.5m in some places. The convict built road provides access to the station from Orford and continues past the station towards Buckland.	CT34549/1  CT197557/1		
90	Quarry and Tramline Cutting East Shelly Road, Luther Point Orford	CT120901/1, CT18181/15, CT114239/101, CT25641/7		CT120901/1, CT18181/15, CT114239/101, CT25641/7		

91	Prosser Convict Station Alma Road Orford	CT34549/1		CT34549/1		
92	Rheban Stables 1019 Rheban Road Rheban	CT118189/1-3 CT119411/1		CT118189/1-3 CT119411/1		
93	Grave Vault Rheban	CT128860/1		CT128860/1		
94	Coombend 16017 Tasman Highway Swansea	CT164751/3		CT164751/3		
95	Milton 14635 Tasman Highway Swansea	CT120734/1		CT120734/1		
96	Swansea Bark Mill 96 Tasman Highway Swansea	CT153614/1		CT153614/1		
97	Watson Family Cemetery, off Moulting Lagoon Road					
98	Buxton Cottage (former workers cottage for Mayfield),	CT143068/1		CT143068/1		

	Little Swanport					
99	Cottage 48 Franklin Street, Swansea	CT154950/1	Stuccoed.	CT154950/1		
100	Cottage 25 Franklin Street, Swansea	CT50809/1	Weatherboard and steep roof	CT50809/1		
101	The Bend 610 Grange Road Swansea	CT22702/4		CT22702/4		
102	The Hermitage 324 Hermitage Road Triabunna	CT238590/1		CT238590/1		
103	Earlham 400 Earlham Road Rheban	CT165524/1		CT165524/1		
104	Vicary family burial ground at Rostrevor, 3731 Tasman Highway, Triabunna	CT138856/1		CT138856/1		
105	Bottoms Beach Site - 4.5ha - SSE of Little Swanport					
106	Melbourne Street Triabunna PID 7667780	CT 75263/4		CT 75263/4		

## Table E13.2 Heritage Precincts

There are no Heritage Precincts listed in this planning scheme.

## Table E13.3 Cultural Landscape Precincts

There are no Cultural Landscape Precincts listed in this planning scheme.

## Table E13.4 Places of Archaeological Potential

There are no Places of Archaeological Potential listed in this planning scheme.

### Map E13 Historic Heritage Areas

Refer to the PDF map: Glamorgan Spring Bay IPS 2015 - overlay maps - effective 05 August 2015

## **E14.0 Scenic Landscapes Code**

### **E14.1 Purpose**

E14.1.1 The purpose of this provision is to recognise and protect landscapes that are important for their scenic values.

### **E14.2 Application**

E14.2.1 This code applies to development on land defined within this Code as either of the following:

(b) a Scenic Landscape Corridor.

This code does not apply to use.

## E14.3 Definition of Terms

E14.3.1 In this code, unless the contrary intention appears:

bushland	means land which is dominated by native vegetation.
disturbance	means the alteration of the appearance of bushland through actions including cutting down, felling, thinning, logging, removing, destroying, poisoning, ringbarking, uprooting, slashing or burning.
scenic landscape value	means the specific characteristics or features of a landscape that collectively contribute to its value. Scenic landscape value for specific scenic landscape areas or scenic landscape corridors may be provided in Table E14.1 to this code.
landscape impact statement	means a report from a suitably qualified person that considers the impact of proposed development on the scenic landscape value of a Scenic Landscape Area or Scenic Landscape Corridor, and may include measures to avoid, mitigate or minimise impacts.
Scenic Landscape Area	means an area of scenic value retaining a predominantly natural appearance, including prominent skylines and hill faces that contribute to the background of important vistas, as recognised and shown on the planning scheme maps as a Scenic Landscape Area.
Scenic Landscape Corridor	means an area of scenic value on either side of a major road, retaining a traditional rural character composed of agricultural land, bushland, mature exotic trees and/or hedgerows, as recognised and shown on the planning scheme maps as a Scenic Landscape Corridor.
statement of landscape significance	means a report from a suitably qualified person setting out the scenic landscape value of a Scenic Landscape Area or Scenic Landscape Corridor.

## E14.4 Development Exempt from this Code

E14.4.1 The following development is exempt from this code:

(a) if in a Scenic Landscape Area:

- (i) planting, clearing or modification of vegetation on pasture, cropping, vineyard or orchard land;
- (ii) planting, clearing or modification of vegetation within a private garden, public garden or park, national park or State-reserved land,

provided the vegetation is not protected by a permit condition, an agreement made under Part 5 of the Act or a covenant in gross;

(b) if in a Scenic Landscape Corridor:

- (i) planting, clearing or modification of vegetation on pasture, cropping, vineyard or orchard land, with the exception of exotic trees more than 10 m in height and hedgerows;

- (ii) planting, clearing or modification of vegetation within a private garden, public garden or park, national park or State-reserved land, provided the vegetation is not protected by a permit condition, an agreement made under Part 5 of the Act or a covenant in gross;
- (c) fire hazard management works required in accordance with the *Fire Services Act 1979* or an abatement notice issued under the *Local Government Act 1993*;
- (d) fire hazard management works on land owned or administered by the Crown or Council;
- (e) fire hazard management works for an existing dwelling in accordance with a bushfire hazard management plan endorsed by an accredited person as defined under the Bushfire Prone Areas Code, wherein the extent of vegetation cleared is the minimum necessary;
- (f) the removal or destruction of declared weeds or local environmental weeds;
- (g) works considered necessary by an authority to remedy an unacceptable risk to public or private safety;
- (h) works within 2m of lawfully constructed buildings or infrastructure including roads, tracks, footpaths, cycle paths, drains, sewers, power lines, pipelines and telecommunications facilities;
- (i) works within 2m of existing infrastructure including roads, tracks, footpaths, cycle paths, drains, sewers, power lines, pipelines and telecommunications facilities for the maintenance, repair, upgrading or replacement of such infrastructure;
- (j) works within 2m of a title boundary for the purpose of erecting or maintaining a boundary fence;

## E14.5 Application Requirements

E14.5.1 In addition to any other application requirements, the planning authority may require the applicant to provide any of the following information if considered necessary to determine compliance with performance criteria:

- (a) a statement of landscape significance;
- (b) photographs, drawings or photomontages necessary to demonstrate the impact of the proposed development on the landscape value of the area;
- (c) a landscape impact statement.

## E14.6 Use Standards

There are no use standards in this code.

## E14.7 Development Standards

E14.7.1 Removal of Bushland within Scenic Landscape Areas

<b>Objective:</b>
To ensure that removal or disturbance of bushland does not cause an unreasonable change to, or have an unreasonable adverse impact on, the scenic landscape value of Scenic Landscape Areas.



Acceptable Solutions	Performance Criteria
<b>A1</b> Removal or disturbance of bushland must comply with both of the following: <ul style="list-style-type: none"> <li>(a) be on land no less than 50 m (in elevation) from a skyline;</li> <li>(b) be no more than 500 m<sup>2</sup> in extent.</li> </ul>	<b>P1</b> Removal or disturbance of bushland must be minimised and must satisfy both of the following: <ul style="list-style-type: none"> <li>(a) result in only negligible change to the silhouette of skylines;</li> <li>(b) maintain scenic landscape value.</li> </ul>

#### E14.7.2 Appearance of Buildings and Works within Scenic Landscape Areas

<b>Objective:</b>	
To ensure that buildings and works do not cause an unreasonable change to, or have an unreasonable adverse impact on, the scenic landscape value of Scenic Landscape Areas.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Buildings must comply with one of the following: <ul style="list-style-type: none"> <li>(a) not be visible from public spaces;</li> <li>(b) be an addition or alteration to an existing building that; <ul style="list-style-type: none"> <li>(i) increases the gross floor area by no more than 25%;</li> <li>(ii) does not increase the building height;</li> <li>(iii) provides external finishes the same or similar to existing.</li> </ul> </li> </ul>	<b>P1</b> Buildings visible from public spaces must maintain scenic landscape value by satisfying one or more of the following, as necessary: <ul style="list-style-type: none"> <li>(a) have external finishes that are non-reflective and coloured to blend with the landscape;</li> <li>(b) be designed to: <ul style="list-style-type: none"> <li>(i) incorporate low roof lines that follow the natural form of the land;</li> <li>(ii) minimise visual impact in height and bulk;</li> </ul> </li> <li>(iii) minimise cut and fill;</li> <li>(c) be located below skylines;</li> <li>(d) be located to take advantage of any existing native vegetation or exotic vegetation for visual screening purposes.</li> </ul>
<b>A2</b> Works must not be visible from public spaces.	<b>P2</b> Works visible from public spaces must maintain scenic landscape value by satisfying one or more of the following, as necessary; <ul style="list-style-type: none"> <li>(a) driveways and access tracks are as close as practical to running parallel with contours and are surfaced with dark materials;</li> <li>(b) cut and fill is minimised;</li> <li>(c) surfaces of retaining walls and batters are finished with a natural appearance;</li> <li>(d) fences are post &amp; wire or other designed of</li> </ul>

	a similarly transparent appearance.
--	-------------------------------------

#### E14.7.3 Removal of Bushland and Exotic Vegetation within Scenic Landscape Corridors

<b>Objective:</b>	
To ensure that removal or disturbance of bushland and exotic vegetation does not cause an unreasonable change to, or have an unreasonable adverse effect on, the scenic landscape value of Scenic Landscape Corridors.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Removal or disturbance of bushland, exotic trees with a height more than 10 m or hedgerows must not be visible from the pertinent road.	<b>P1</b> Removal or or disturbance of bushland, exotic trees with a height more than 10 m or hedgerows must be minimised and must result in only minor change to scenic landscape value.

#### E14.7.4 Appearance of Buildings and Works within Scenic Landscape Corridors

<b>Objective:</b>	
To ensure that buildings and works do not cause an unreasonable change to, or have an unreasonable adverse effect on, the scenic landscape value of Scenic Landscape Corridors.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Buildings and works must comply with one of the following: (a) not be visible from the pertinent road; (b) be an addition or alteration to an existing building that; (i) increases the gross floor area by no more than 25%; (ii) does not increase the building height; (iii) provides external finishes the same or similar to existing.	<b>P1</b> Buildings and works visible from the pertinent road must maintain scenic landscape value through satisfying one or more of the following, as necessary; (a) be set back from the pertinent road as far as reasonably practical; (b) be externally coloured using colours commonly applied to buildings within the local rural landscape; (c) be designed to: (i) minimise visual impact due to height and bulk; (ii) minimise cut and fill; (d) be located to maintain significant view corridors from the pertinent major road to prominent natural features; (e) be located to take advantage of any existing native or exotic vegetation, or new vegetation, for visual screening purposes; (f) fences are post & wire or other design of a similarly transparent appearance.

## Table 14.1 Specific Scenic Landscape Value

This table is not used in this planning scheme.

### Map E14 Scenic Road Corridor Overlay

Refer to the PDF map: Glamorgan Spring Bay IPS 2015 - overlay maps - effective 05 August 2015

## E15.0 Inundation Prone Areas Code

### E15.1 Purpose

E15.1.1 The purpose of this provision is to:

- (a) identify areas which are at risk of periodic or permanent inundation from one or more of the following:
  - (i) riverine, watercourse and inland flooding, (where spatial information exists),
  - (ii) storm tide,
  - (iii) sea level rise;
- (b) manage development in areas at risk from periodic or permanent inundation so that:
  - (i) people, property and infrastructure are not exposed to an unacceptable level of risk,
  - (ii) future costs associated with options for adaptation, protection, retreat or abandonment of property and infrastructure are minimised,
  - (iii) marine-infrastructure on coastal landforms is undertaken in a way that protects coastal features, processes and ecological systems from adverse impacts;

- (c) facilitate sustainable development of the coast in response to the impacts of climate change;
- (d) manage development on the coast so that:
  - (i) people, property and infrastructure are not exposed to an unacceptable level of risk,
  - (ii) adverse effects on the stability and functioning of the coastal environment are minimised,
  - (iii) future options for adaptation, protection, retreat or abandonment of property and infrastructure are maintained and associated future costs are minimised,
  - (iv) marine-infrastructure on coastal landforms is undertaken in a way that protects coastal features, processes and ecological systems from adverse impacts;
- (e) preclude development that will affect flood flow or be affected by flood water, or change coastal dynamics in a way detrimental to development sites or other property;
- (f) provide for appropriate development dependent on a coastal location.

## E15.2 Application

### E15.2.1 This code applies to:

- (a) development on land in the Coastal Inundation High, Medium and Low Hazard Areas:
  - (i) where shown on the planning scheme maps as separate Coastal Inundation High, Medium and Low Hazard Area overlays,
  - (ii) where shown on the planning scheme maps as a combined Inundation Hazard Investigation Area overlay and as particularly defined and separated by reference to AHD values in Table E15.2;
- (b) change of use from a non-habitable building to a habitable building or to a new use with a habitable room on land that is in the Coastal Inundation High, Medium and Low Hazard Areas or the Riverine Inundation Hazard Area;
- (c) development on land subject to risk of riverine flooding of 1% AEP or more, including:
  - (i) land within the Riverine Inundation Hazard Area,
  - (ii) land not within the Riverine Inundation Hazard Area but nevertheless subject to risk of flooding of 1% AEP or more;
- (d) development of buildings and works dependent on a coastal location, (including the subdivision of land for such buildings and works).

## E15.3 Definition of Terms

E15.3.1 In this code, unless the contrary intention appears:

AEP	means annual exceedance probability.
buildings and works dependent on a coastal location	means buildings and works for which there is a demonstrated need to be located at a coastal location, including boat sales and storage, marine farming shore facilities, marine-related public open space & recreation facilities, pleasure boat facilities, roads & other utilities and wharves.  Dwellings, except for a caretakers dwelling associated with any of the above, are not included.
Coastal Inundation Hazard Investigation Area	means an area for which risk from inundation from storm tide and permanent inundation from sea level rise has been identified but where the high, medium and low hazard areas have not been spatially quantified due to limitations of available data.
Coastal Inundation High Hazard Area	means an area forecast to be subject to 0.2 m sea level rise from the Mean High Tide by 2050 and a rounding up to the nearest highest 0.1 m.
Coastal Inundation Low Hazard Area	means an area forecast to be subject to inundation from a 1% AEP storm tide event in 2100, the 0.3 m free board, and a rounding up to the nearest highest 0.1 m.
Coastal Inundation Medium Hazard Area	Means an area forecast to be subject to a 1% AEP storm tide event in 2050 and 0.3 m free board, and a rounding up to the nearest highest 0.1 m.
coastal protection works	means a hard structure (such as a sea wall, groyne or breakwater) or soft engineering technique (such as beach nourishment), placed partially or wholly along the land-water interface to protect the land from the sea or to stop erosion of the shoreline.
coastal works management plan	means a specific site plan acceptable to the planning authority that details vegetation management measures and erosion control measures on building and construction sites on coastal landforms prepared by a suitably qualified person in accordance with best practice guidelines. [R1]
existing floor area	means the gross floor area as at the effective date.
flood hazard report	means a report prepared by a suitably qualified person for a site, that must include: <ul style="list-style-type: none"> <li>(a) details of, and be signed by, the person who prepared or verified the report;</li> <li>(b) confirmation that the person has the appropriate qualifications and expertise;</li> <li>(c) confirmation that the report has been prepared in accordance with any methodology specified by a relevant agency; and</li> <li>(d) conclusions based on consideration of the proposed use or development: <ul style="list-style-type: none"> <li>(i) as to whether the use or development is likely to cause or contribute to the occurrence of flood on the site or on adjacent land;</li> </ul> </li> </ul>

	<p>(ii) as to whether the use or development can achieve and maintain a tolerable risk for the intended life of the use or development, having regard to:</p> <ul style="list-style-type: none"> <li>a. the nature, intensity and duration of the use;</li> <li>b. the type, form and duration of any development;</li> <li>c. the likely change in the level of risk across the intended life of the use or development;</li> <li>d. the ability to adapt to a change in the level of risk;</li> <li>e. the ability to maintain access to utilities and services;</li> <li>f. the need for flood reduction or protection measures beyond the boundary of the site;</li> <li>g. any inundation risk management plan in place for the site and/or adjacent land; and</li> <li>h. any advice relating to the ongoing management of the use or development; and</li> </ul> <p>(iii) any matter specifically required by Performance Criteria in this code.</p>
<b>inundation</b>	means permanent, periodic or anticipated flooding of land whether by sea or rainfall and includes inundation by high tide.
<b>inundation risk management plan</b>	<p>means a specific site plan acceptable to the planning authority that details:</p> <ul style="list-style-type: none"> <li>(a) the risk of inundation of the site, with respect to the proposed location and floor levels of buildings, within applicable timeframes (current, year 2050 and/or year 2100),</li> <li>(b) any inundation control measures or design features proposed to be employed to reduce risk to an acceptable level,</li> </ul> <p>prepared by a suitably qualified person in accordance with best practice guidelines.</p>
<b>landfill</b>	means fill or manipulation of the natural ground level that is greater than 0.5 m in height and 10 m <sup>2</sup> in area but does not include fill within 3 m of the footings or foundations of a building.
<b>Riverine Inundation Hazard Area</b>	<p>means land determined to be at risk from riverine, watercourse or inland flooding that has a 1% AEP or more. This includes:</p> <ul style="list-style-type: none"> <li>(a) land within the Riverine Inundation Hazard Area on the planning scheme maps;</li> <li>(b) land not within the Riverine Inundation Hazard Area on the planning scheme maps but nevertheless subject to risk of flooding of 1% AEP or more;</li> </ul>
<b>relevant agency</b>	means as defined in the former provisions of the Act. [R2]
<b>tolerable risk</b>	<p>means the lowest level of likely risk from the relevant hazard:</p> <ul style="list-style-type: none"> <li>(a) to secure the benefits of a use or development in a relevant hazard</li> </ul>

	<p>area; and</p> <p>(b) which can be managed through:</p> <p>(i) routine regulatory measures; or</p> <p>(ii) by specific hazard management measures for the intended life of each use or development.</p>
--	---

#### Footnotes

[R2] The former provisions of the Act as defined in Schedule 6 – Savings and transitional provisions of the *Land Use Planning and Approvals Amendment (Tasmanian Planning Scheme) Act 2015*.

## E15.4 Development Exempt from this Code

E15.4.1 The following development is exempt from this code [R1]:

- (a) coastal protection works undertaken by, or on behalf of, an agency or council that have been designed by a suitably qualified person;
- (b) development on the land listed in Table E15.2.

#### Footnotes

[R1] Emergency works are not regulated by planning schemes pursuant to S.40 of the *Emergency Management Act 2006*.

## E15.5 Application Requirements

E15.5.1 In addition to any other application requirements, the planning authority must require the applicant for a development involving landfill to provide an assessment by a suitably qualified person, accompanied by any necessary engineering detail, outlining the following:

- (a) existing overland flow paths associated with rainfall events and coastal processes affecting the subject land,
- (b) how existing flow paths enter onto the subject land from adjoining land and how the flow paths exit onto adjoining land,
- (c) how any modifications to flow paths proposed on the land impact on the flow paths relied on by nearby and adjoining land,
- (d) how any proposed infrastructure and techniques will ensure the net discharge of stormwater does not exceed pre-development levels and water quality characteristics of receiving waters are maintained or improved;
- (e) a site survey from a qualified land surveyor identifying the location of the Coastal Inundation High, Medium and Low Hazard Areas pursuant to the AHD levels provided in Table E15.1, if the proposed development site is within the Coastal Inundation Hazard Investigation Area overlay shown on the planning scheme maps.

E15.5.2 In addition to any other application requirements, the planning authority may require the applicant to provide any of the following information if considered necessary to determine compliance with performance criteria:

- (a) an inundation risk management plan,

- (b) a site analysis plan identifying any natural or constructed features that influence overland flow paths prior to and after inundation events,
- (c) a coastal works management plan,
- (d) evidence that proposed building or works will be designed and constructed to resist hydrostatic and hydrodynamic forces as a result of inundation by riverine, watercourse or inland flooding, or a storm surge event,
- (e) a site survey from a qualified land surveyor identifying the location of the Coastal Inundation High, Medium or Low Hazard Area, as relevant, pursuant to the AHD levels provided in Table E15.1, if uncertainty exists as to the relative location of the development site,
- (f) any of the information listed in E15.5.1, above.

### Regional Explanatory Note

The Inundation Hazard Investigation Area has not yet been mapped.

It will cover stretches of the coast not covered by the mapped Coastal Inundation High, Medium and Low Hazard Areas.

This mapping will be completed prior to this planning scheme coming into effect and an overlay will be included in the final maps accordingly.

An approximate guide as to where the Coastal Inundation Hazard Investigation Area will occur is:

*any land on or near the coast below the AHD levels provided in Table E15.1.*

## E15.6 Use Standards

<b>Objective:</b>	
To ensure that change of use involving habitable buildings and/or habitable rooms appropriately responds to inundation risk.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Change of use of a non-habitable building to a habitable building or a use involving habitable rooms must comply with all of the following:</p> <ul style="list-style-type: none"> <li>(a) floor level of habitable rooms is no less than the AHD level for the Coastal Inundation Low Hazard Area in Table E15.1;</li> <li>(b) floor level of habitable rooms is no less than the AHD level for the 1% AEP plus 300mm if in an area subject to riverine flooding.</li> </ul>	<p><b>P1</b></p> <p>Change of use of a non-habitable building to a habitable building or a use involving habitable rooms must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) any increased reliance on public infrastructure must not result in a unacceptable level of risk;</li> <li>(b) need for future remediation works is minimised;</li> <li>(c) access to the site must not be lost or substantially compromised by expected future sea level rise either on or off-site;</li> <li>(d) provision of any developer contribution required pursuant to policy adopted by Council for coastal protection works.</li> </ul>



## E15.7 Development Standards for Buildings and Works

### E15.7.1 Coastal Inundation High Hazard Areas

<b>Objective:</b>	
To ensure that high risk from coastal inundation is appropriately managed and takes into account the use of buildings.	
Acceptable Solutions	Performance Criteria
<b>A1</b> For a habitable building, including extensions to existing habitable buildings, there is no Acceptable Solution.	<b>P1</b> For a habitable building, including extensions to existing habitable buildings, there are no Performance Criteria except if it is development dependent on a coastal location. R1
<b>A2</b> For a non-habitable building, an outbuilding or a Class 10b building under the Building Code of Australia, there is no Acceptable Solution.	<b>P2</b> A non-habitable building, an outbuilding or a Class 10b building under the Building Code of Australia must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) if an outbuilding, be a component of an existing dwelling;</li> <li>(b) risk to users of the site, adjoining or nearby land is acceptable;</li> <li>(c) risk to adjoining or nearby property or public infrastructure is acceptable;</li> <li>(d) risk to buildings and other works arising from wave run-up is adequately mitigated through siting, structural or design methods;</li> <li>(e) need for future remediation works is minimised;</li> <li>(f) provision of any developer contribution required pursuant to policy adopted by Council for coastal protection works.</li> </ul> except if it is development dependent on a coastal location R1.

E15.7.1.RR1refer E15.7.6

### E15.7.2 Coastal Inundation Medium Hazard Areas

<b>Objective:</b>	
To ensure that medium risk from coastal inundation is appropriately managed and takes into account the use of buildings.	
Acceptable Solutions	Performance Criteria
<b>A1</b> For a new habitable building there is no	<b>P1</b> A new habitable building must satisfy all of the

<p>Acceptable Solution.</p>	<p>following:</p> <ul style="list-style-type: none"> <li>(a) floor level of habitable rooms, and rooms associated with habitable buildings (other than a dwelling) that are either publically accessible, used frequently or used for extended periods, must be no lower than the Minimum Level for the Coastal Inundation Low Hazard Area in Table E15.1;</li> <li>(b) risk to users of the site, adjoining or nearby land is acceptable;</li> <li>(c) risk to adjoining or nearby property or public infrastructure is acceptable;</li> <li>(d) risk to buildings and other works arising from wave run-up is adequately mitigated through siting, structural or design methods;</li> <li>(e) need for future remediation works is minimised;</li> <li>(f) access to the site will not be lost or substantially compromised by expected future sea level rise either on or off- site;</li> <li>(g) provision of any developer contribution required pursuant to policy adopted by Council for coastal protection works;</li> </ul> <p>except if it is development dependent on a coastal location<sup>R1</sup>.</p>
<p><b>A2</b></p> <p>Except for new rooms associated with habitable buildings other than dwellings, for which there is no acceptable solution, an extension to an existing habitable building must comply with one of the following:</p> <ul style="list-style-type: none"> <li>(a) new habitable rooms must comply with both of the following: <ul style="list-style-type: none"> <li>(i) floor level no lower than the Minimum Level for the Coastal Inundation Low Hazard Area in Table E15.1,</li> <li>(ii) floor area of the extension no more than 40 m<sup>2</sup> from the date of commencement of this planning scheme;</li> </ul> </li> <li>(b) new habitable rooms must be above ground floor.</li> </ul>	<p><b>P2</b></p> <p>An extension to an existing habitable building must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) new habitable rooms, and rooms associated with habitable buildings (other than a dwelling) that are either publically accessible, used frequently or used for extended periods, must satisfy one of the following: <ul style="list-style-type: none"> <li>(i) floor level no lower than the Minimum Level for the Coastal Inundation Low Hazard Area in Table E15.1;</li> <li>(ii) floor level no lower than the existing floor level and a floor area of the extension no more than 40 m<sup>2</sup> as at the date of commencement of this planning scheme;</li> </ul> </li> <li>(b) risk to users of the site, adjoining or nearby</li> </ul>

	<p>land is not increased;</p> <p>(c) risk to adjoining or nearby property or public infrastructure is not increased;</p> <p>(d) provision of any developer contribution required pursuant to policy adopted by Council for coastal protection works.</p> <p>except if it is development dependent on a coastal locationR1.</p>
<p><b>A3</b></p> <p>A non-habitable building, an outbuilding or a Class 10b building under the Building Code of Australia, must have a floor area no more than 40 m<sup>2</sup>.</p>	<p><b>P3</b></p> <p>A non-habitable building, an outbuilding or a Class 10b building under the Building Code of Australia, must satisfy all of the following:</p> <p>(a) risk to users of the site, adjoining or nearby land is acceptable;</p> <p>(b) risk to adjoining or nearby property or public infrastructure is acceptable;</p> <p>(c) risk to buildings and other works arising from wave run-up is adequately mitigated through siting, structural or design methods;</p> <p>(d) need for future remediation works is minimised;</p> <p>(e) provision of any developer contribution required pursuant to policy adopted by Council for coastal protection works,</p> <p>except if it is development dependent on a coastal locationR1.</p>

E15.7.2.RR1refer E15.7.6

#### E15.7.3 Coastal Inundation Low Hazard Areas

<b>Objective:</b>	
To ensure that low risk from coastal inundation is appropriately managed and takes into account the use of the buildings.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>A new habitable building must comply with the following:</p> <p>(a) floor level no lower than the the Minimum Level for the Coastal Inundation Low Hazard Area in Table E15.1;</p>	<p><b>P1</b></p> <p>A new habitable building must satisfy all of the following:</p> <p>(a) risk to users of the site, adjoining or nearby land is acceptable;</p> <p>(b) risk to adjoining or nearby property or public infrastructure is acceptable;</p> <p>(c) risk to buildings and other works arising from wave run-up is adequately mitigated</p>

	<p>through siting, structural or design methods;</p> <p>(d) need for future remediation works is minimised;</p> <p>(e) access to the site will not be lost or substantially compromised by expected future sea level rise either on or off- site;</p> <p>(f) provision of any developer contribution required pursuant to policy adopted by Council for coastal protection works.</p>
<p><b>A2</b></p> <p>An extension to a habitable building must comply with either of the following:</p> <p>(a) floor level of habitable rooms is no lower than the Minimum Level for the Coastal Inundation Low Hazard Area in Table E15.1;</p> <p>(b) floor area is no more than 60 m<sup>2</sup>.</p>	<p><b>P2</b></p> <p>An extension to a habitable building must satisfy all of the following:</p> <p>(a) floor level is no lower than existing floor level;</p> <p>(b) risk to users of the site, adjoining or nearby land is not increased;</p> <p>(c) risk to adjoining or nearby property or public infrastructure is not increased.</p>
<p><b>A3</b></p> <p>A non-habitable building, an outbuilding or a Class 10b building under the Building Code of Australia, must have a floor area no more than 60 m<sup>2</sup>.</p>	<p><b>P3</b></p> <p>A non-habitable building must satisfy all of the following:</p> <p>(a) risk to users of the site, adjoining or nearby land is acceptable;</p> <p>(b) risk to adjoining or nearby property or public infrastructure is acceptable;</p> <p>(c) need for future remediation works is minimised;</p> <p>(d) provision of any developer contribution required pursuant to policy adopted by Council for coastal protection works;</p> <p>except if it is a building dependent on a coastal locationR1.</p>

E15.7.3.RR1refer E15.7.6

#### E15.7.4 Riverine Inundation Hazard Areas

<b>Objective:</b>	
To ensure that risk from riverine, watercourse or inland flooding is appropriately managed and takes into account the use of the buildings.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>A new habitable building must have a floor level</p>	<p><b>P1</b></p> <p>A new habitable building must have a floor level</p>

no lower than the 1% AEP (100 yr ARI) storm event plus 300 mm.	<p>that satisfies all of the following:</p> <ul style="list-style-type: none"> <li>(a) risk to users of the site, adjoining or nearby land is acceptable;</li> <li>(b) risk to adjoining or nearby property or public infrastructure is acceptable;</li> <li>(c) risk to buildings and other works arising from riverine flooding is adequately mitigated through siting, structural or design methods;</li> <li>(d) need for future remediation works is minimised;</li> <li>(e) provision of any developer contribution required pursuant to policy adopted by Council for riverine flooding protection works.</li> </ul>
<p><b>A2</b></p> <ul style="list-style-type: none"> <li>(a) floor level of habitable rooms is no lower than the 1% AEP (100 yr <u>A RI</u>) storm event plus 300 mm;</li> <li>(b) floor area of the extension no more than 60 m<sup>2</sup> as at the date of commencement of this planning scheme.</li> </ul>	<p><b>P2</b></p> <p>An extension to an existing habitable building must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) floor level to be no lower than existing floor level;</li> <li>(b) risk to users of the site, adjoining or nearby land is not increased;</li> <li>(c) risk to adjoining or nearby property or public infrastructure is not increased.</li> </ul>
<p><b>A3</b></p> <p>The total floor area of all non-habitable buildings, outbuildings and Class 10b buildings under the Building Code of Australia, on a site must be no more than 60 m<sup>2</sup>.</p>	<p><b>P3</b></p> <p>A non-habitable building, an outbuilding or a Class 10b building under the Building Code of Australia, must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) risk to users of the site, adjoining or nearby land is acceptable;</li> <li>(b) risk to adjoining or nearby property or public infrastructure is acceptable;</li> <li>(c) need for future remediation works is minimised;</li> <li>(d) provision of any developer contribution required pursuant to policy adopted by Council for riverine flooding protection works;</li> </ul>

E15.7.5 Riverine, Coastal Investigation Area, Low, Medium, High Inundation Hazard Areas

<b>Objective:</b>
<ul style="list-style-type: none"> <li>(a) To ensure that landfill and mitigation works do no unreasonably increase the risk from riverine, watercourse and inland flooding, and risk from coastal inundation.</li> </ul>

(b) To ensure that the risk to waste water management from riverine, watercourse and inland flooding, and risk from coastal inundation is appropriately managed.	
Acceptable Solutions	Performance Criteria
<b>A1</b> For landfill, or solid walls greater than 5 m in length and 0.5 m in height, there is no acceptable solution.	<b>P1</b> Landfill, or solid walls greater than 5 m in length and 0.5 m in height, must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) no adverse affect on flood flow over other property through displacement of overland flows;</li> <li>(b) the rate of stormwater discharge from the property must not increase;</li> <li>(c) stormwater quality must not be reduced from pre-development levels.</li> </ul>
<b>A2</b> No acceptable solution.	<b>P2</b> Mitigation measures, if required, must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be sufficient to ensure habitable rooms will be protected from flooding and will be able to adapt as sea levels rise;</li> <li>(b) not have a significant effect on flood flow.</li> </ul>
<b>A3</b> A land application area for onsite wastewater management must comply with all of the following: <ul style="list-style-type: none"> <li>(a) horizontal separation distance from high water mark or from the top of bank of a watercourse or lake must be no less than 100 m;</li> </ul>	<b>P3</b> A land application area for onsite wastewater management must satisfy all of the following: <ul style="list-style-type: none"> <li>(i) be no less than 15 m,</li> <li>(ii) effluent must be no less than secondary treated effluent standard and applied through a subsurface land application system,</li> <li>(iii) the average gradient is no more than 16 degrees; <ul style="list-style-type: none"> <li>(a) vertical separation distance from the water table must satisfy all of the following: <ul style="list-style-type: none"> <li>(i) effluent must be no less than secondary treated effluent standard and applied through a subsurface land application system.</li> </ul> </li> </ul> </li> </ul>

**E15.7.6 Development Dependent on a Coastal Location**

<b>Objective:</b>
To ensure that buildings and works dependent on a coastal location are appropriately designed and sited to account for risk from inundation, taking into account the nature of the development.

Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>An extension to an existing boat ramp, car park, jetty, marina, marine farming shore facility or slipway must be no more than 20% of the size of the facility existing at the effective date.</p>	<p><b>P1</b></p> <p>Buildings and works must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) need for a coastal location is demonstrated;</li> <li>(b) new facilities are grouped with existing facilities, where reasonably practical;</li> <li>(c) building design responds to the particular size, shape, contours or slope of the land and minimises the extent of cut and fill;</li> <li>(d) waste, including from cleaning and repairs of vessels and other maritime equipment and facilities, solid waste, is managed to ensure waste is safe from inundation events;</li> <li>(e) risk from inundation is acceptable, taking into account the nature of the development and its users.</li> </ul>
<p><b>A2</b></p> <p>No Acceptable Solution.</p>	<p><b>P2</b></p> <p>Dredging or reclamation must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) be necessary to establish a new or expanded use or development or continue an existing use or development</li> <li>(b) potential for foreshore erosion or seabed instability is minimised;</li> <li>(c) impacts to coastal processes, including sand movement and wave action are minimised and any potential impacts will be mitigated so that there are no unreasonable adverse long-term effects,</li> <li>(d) limited and acceptable impact on aquatic flora, fauna and habitat;</li> <li>(e) risk of re-suspension of potentially contaminated material is minimised;</li> <li>(f) extracted material will be adequately and appropriately disposed of, including appropriate management of any declared weeds, local environmental weeds and other contamination;</li> </ul>
<p><b>A3</b></p> <p>No Acceptable Solution for coastal protection works initiated by the private sector.</p>	<p><b>P3</b></p> <p>Coastal protection works initiated by the private sector must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) be designed by a suitably qualified person;</li> </ul>

	<p>(b) minimise adverse effect to coastal processes, including wave action and behaviour, sediment dynamics, current and tidal flows in the area;</p> <p>(c) cause no adverse effects on other parts of the coast, including increased risk of erosion;</p> <p>(d) minimise the potential for erosion as far as practicable;</p> <p>(e) not unduly reduce existing visual amenity;</p> <p>(f) provide habitat for flora and fauna as appropriate.</p>
--	---

## E15.8 Development Standards for Subdivision

### E15.8.1 Medium and High Inundation Hazard Areas

<b>Objective:</b>	
To ensure subdivision does not create opportunity for development that will be unnecessarily exposed to unacceptable risk from inundation in the high or medium inundation hazard areas.	
Acceptable Solutions	Performance Criteria
<b>A1</b> No Acceptable Solution.	<b>P1</b> Subdivision of a lot, all or part of which is within a Medium or High Inundation Hazard Area must be for the purpose of one or more of the following: <ul style="list-style-type: none"> <li>(a) separation of existing dwellings;</li> <li>(b) creation of a lot for the purposes of public open space, public reserve or utilities;</li> <li>(c) creation of a lot in which the building area, access and services are outside the hazard area, with the exception of stormwater.</li> </ul>
<b>A2</b> Subdivision is not prohibited by the relevant zone standards.	<b>P2</b> No performance criteria.

### E15.8.2 Subdivision Dependent on a Coastal Location

<b>Objective:</b>	
To provide for subdivision of development dependent on a coastal location.	
Acceptable Solutions	Performance Criteria
<b>A1</b> No acceptable solution.	<b>P1</b> Subdivision of land must be for the purposes of creation of a lot for buildings or works dependent on a coastal location and must not be prohibited



	by the relevant zone standards.
--	---------------------------------

### E15.8.3 Subdivision within a Riverine Inundation Hazard Area

<b>Objective:</b>	
That subdivision within a Riverine Inundation Hazard Area does not create an opportunity for use or development that cannot achieve a tolerable risk from flood.	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>Each lot, or a lot proposed in a plan of subdivision, within a Riverine Inundation Hazard Area must:</p> <ul style="list-style-type: none"> <li>(a) be able to contain a building area, vehicular access and services, that are wholly located outside a Riverine Inundation Hazard Area;</li> <li>(b) be for the creation of separate lots for existing buildings;</li> <li>(c) be required for public use by the Crown, a council or a relevant agency; or</li> <li>(d) be required for the provision of Utilities.</li> </ul>	<p><b>P1</b></p> <p>Each lot, or a lot proposed in a plan of subdivision, within a riverine inundation hazard area , must not create an opportunity for use or development that cannot achieve a tolerable risk from flood, having regard to:</p> <ul style="list-style-type: none"> <li>(a) any increase in risk from flood for adjacent land;</li> <li>(b) the level of risk to use or development arising from an increased reliance on public infrastructure;</li> <li>(c) the need to minimise future remediation works;</li> <li>(d) any loss or substantial compromise by flood of access to the lot, on or off site;</li> <li>(e) the need to locate building areas outside the riverine inundation hazard area;</li> <li>(f) any advice from a State authority, regulated entity or a council; and</li> <li>(g) the advice contained in a flood hazard report.</li> </ul>

Table E15.1 Coastal Inundation High, Medium & Low Hazard Areas - Minimum Levels

				<b>Modelled Inundation Scenarios</b>			
				<b>Hazard Areas</b>			
			Building <b>Control</b>	<b>High</b>	<b>Medium</b>		<b>Low</b>
<b>LGA and Suburb</b>	<b>Postcode</b>	<b>Base_Ht</b>	<b>HAT*</b>	<b>TR_20SLR</b>	<b>AEP1pct_2050</b>	<b>TR_80SLR</b>	<b>AEP1pct_2100</b>
Description		RU	RU	RU	RU and 300mm FB	RU	RU and 300mm FB
<b>Glamorgan-Spring Bay Council</b>		0.7	0.7	0.9	1.6	1.5	2.2
Apslawn	7190	0.7		0.9	1.7	1.5	2.3
Bicheno	7215	0.7	0.8	0.9	1.6	1.5	2.2
Coles Bay	7215	0.7	0.8	0.9	1.6	1.5	2.2
Cranbrook	7190	0.7		0.9	1.7	1.5	2.3
Dolphin Sands	7190	0.7	0.8	0.9	1.7	1.5	2.3
Douglas River	7215	0.7	0.8	0.9	1.6	1.5	2.2
Freycinet	7215	0.7	0.8	0.9	1.6	1.5	2.2
Friendly Beaches	7215	0.7	0.8	0.9	1.6	1.5	2.2
Little Swanport	7190	0.7	0.7	0.9	1.7	1.5	2.3
Orford	7190	0.6	0.7	0.8	1.6	1.4	2.2
Pontypool	7190	0.7	0.7	0.9	1.7	1.5	2.3
Rheban	7190	0.6	0.7	0.8	1.6	1.4	2.2
Rocky Hills	7190	0.7	0.7	0.9	1.7	1.5	2.3
Spring Beach	7190	0.6	0.7	0.8	1.6	1.4	2.2

Swansea	7190	0.7	0.8	0.9	1.7	1.5	2.3
Triabunna	7190	0.6	0.7	0.8	1.6	1.4	2.2

Notes and Modelled Scenarios	
RU	Rounded Up
FB	Freeboard
HAT	Highest Astronomical Tide
	(the highest tide that might be expected under normal conditions. HAT Data is missing for some suburbs)
	HAT values for rivers and estuary regions should not be relied upon (as these have been interpolated)
	* HAT data has not been included for inland areas as it could be misleading.
TR_20SLR	Sea Level Rise by 20cm above 2010 base levels
TR_80SLR	Sea Level Rise by 80cm above 2010 base levels
AEP1pct_2050	Modelled 1% Annual Exceedence Probability for the year 2050
AEP1pct_2050	Modelled 1% Annual Exceedence Probability for the year 2100
	The results include the effects of tides, storm surges, and SLR only. They do not account for other factors such as wave sets and run up. To account for this, 300mm FB has been added to the data.

Table E15.1 Land exempt from this code

<b>Triabunna</b>	
1.	2 Vicary Street, Triabunna (PID 7258661)
2.	33 Vicary Street, Triabunna (CT 53342/1)
3.	38 Vicary Street, Triabunna (CT 130934/4)
4.	1 Charles Street, Triabunna (CT 35878/1)
5.	2-4 Charles Street, Triabunna (CT 165836/1)
6.	3 Charles Street, Triabunna (CT 100061/6)
7.	6 Charles Street, Triabunna (CT 20836/4)
8.	1 Esplanade West, Triabunna (CT 165688/1)
9.	7 Esplanade West, Triabunna (CT 136164/1)
10.	23 Esplanade West, Triabunna (CT 20836/7 and CT 61672/9)
11.	25 Esplanade West, Triabunna (CT 61672/18)
12.	27 Esplanade West, Triabunna (CT 61672/17)
13.	29 Esplanade West, Triabunna (CT 61672/16)
14.	1 Henry Street, Triabunna (CT 61672/15)
15.	2 Henry Street, Triabunna (CT 53342/2)
16.	4 Henry Street, Triabunna (CT 7634/1)
17.	6 Henry Street, Triabunna (CT 124813/1)
18.	34 Henry Street, Triabunna (CT 47313/2)
19.	2-4 Melbourne Street, Triabunna (CT 240541/4)
20.	8-10 Melbourne Street, Triabunna (CT 144741/2 and CT 41407/1)
21.	9 Melbourne Street, Triabunna (CT 136164/2)
22.	11 Melbourne Street, Triabunna (CT 75263/5)
23.	12 Melbourne Street, Triabunna (CT 144741/1)
24.	40 Franklin St, Triabunna (CT 13120/6)
25.	53 Franklin Street, Triabunna (CT 27117/1)
26.	12 Spencer Street, Triabunna (CT 226366/1)
<b>Bicheno</b>	
27.	80 Burgess Street, Bicheno (CT 134465/50)
28.	309 Harveys Farm Road, Bicheno (CT 101885/19)
29.	311 Harveys Farm Road, Bicheno (CT 101885/24)
30.	313 Harveys Farm Road, Bicheno (CT 101885/20)
<b>Orford</b>	

31.	85-87 East Shelly Road, Orford (CT 203179/1)
32.	41 Strawberry Hill Court, Orford (143571/21)
33.	18 Walters Drive, Orford (CT 110236/15)
34.	20 Walters Drive, Orford (CT 130529/14)
35.	75 West Shelly Road, Orford (CT 13536/42)
36.	77 West Shelly Road, Orford (CT 13536/43)
37.	79 West Shelly Road, Orford (CT 13536/44)
38.	81 West Shelly Road, Orford (CT 13536/45)
39.	83 West Shelly Road, Orford (CT 13536/46)
40.	84 West Shelly Road, Orford (CT 36381/8)
41.	84A West Shelly Road, Orford (CT 36381/1)
42.	88 West Shelly Road, Orford (CT 24015/47)
43.	88 West Shelly Road, Orford (CT 24015/48)

## **Map E15.1 Coastal Inundation Hazard Area - LISTmap**

Refer to the PDF map: Glamorgan Spring Bay IPS 2015 - overlay maps - effective 05 August 2015

## **E16.0 Coastal Erosion Hazard Code**

### **E16.1 Purpose**

E16.1.1 The purpose of this provision is to:

- (a) facilitate sustainable development of those parts of the coast vulnerable to coastal erosion hazard and/or anticipated to be vulnerable to coastal erosion hazard due to climate change;
- (b) identify coastal areas which are vulnerable to both current and anticipated coastal erosion hazard due to climate change;
- (c) provide for development responses that appropriately respond to coastal erosion hazard;
- (d) preclude development that will adversely impact coastal dynamics in a way detrimental to the development site and other property;
- (e) manage development in coastal in areas vulnerable to erosion, recession or wave run-up so that:
  - (i) people, property and infrastructure are not exposed to an unacceptable level of risk,
  - (ii) future costs associated with options for adaptation, protection, retreat or abandonment of property and infrastructure are minimised,
  - (iii) marine-infrastructure on coastal landforms is undertaken in a way that protects coastal features, processes and ecological systems that assist in mitigating erosion risk;

- (f) provide for appropriate development dependent on a coastal location.

## E16.2 Application

E16.2.1 This code applies to:

- (a) development on land in the Coastal Erosion Hazard Area shown on the planning scheme maps;
- (b) change of use from a non-habitable building to a habitable building or to a new use with a habitable room on land that is in the Coastal Erosion Hazard Area shown on the planning scheme maps;
- (c) development of buildings and works dependent on a coastal location, (including the subdivision of land for such buildings and works) on land in the Coastal Erosion Hazard Area.

## E16.3 Definition of Terms

E16.3.1 In this code, unless the contrary intention appears:

buildings and works dependent on a coastal location	means buildings and works for which there is a demonstrated need to be located at a coastal location, and includes boat sales and storage, marine farming shore facilities, marine-related public open space & recreation facilities, pleasure boat facilities, roads & other utilities and wharves.  Dwellings are not included.
Coastal Erosion Hazard Area	means an area vulnerable to coastal erosion hazard as defined on the planning scheme maps.
coastal erosion hazard	means land vulnerable to one or more of the following:  (a) erosion; (b) recession; (c) wave run-up.
coastal protection structure	means a hard structure (such as a sea wall, groyne or breakwater) placed partially or wholly along the land-water interface to protect the land from the sea or to stop erosion of the shoreline.
coastal vulnerability report	means a report prepared by a suitably qualified person in accordance with joint Australian/New Zealand Standard AS/NZS 4360:1999 Risk Management.
coastal works management plan	means a specific site plan acceptable to the planning authority that details vegetation management measures and erosion control measures on building and construction sites on coastal landforms prepared by a suitably qualified person in accordance with best practice guidelines. <sup>R1</sup>
erosion risk management plan	means a plan endorsed by the planning authority and developed by a suitably qualified person covering an area encompassing the subject site and designed to substantially reduce the exposure of the site and its surrounds to erosion risk.
existing floor area	means the gross floor area as at the effective date.

E16.3.R1 The *Tasmanian Coastal Works Manual* by The Coastal and Marine Branch, EPA Division,

Department of Primary Industries, Parks, Water and Environment is considered best practice guidelines.

## E16.4 Use and Development exempt from this Code

E16.4.1 The following development is exempt from this code:R1

- (a) coastal protection works undertaken by, or on behalf of, a public authority and have been designed by a suitably qualified person;
- (b) change of use, other than a new use necessitating changing a non-habitable building to a habitable building.

E16.4.R1 Emergency works are not regulated by planning schemes pursuant to S.40 of the *Emergency Management Act 2006*.

## E16.5 Application Requirements

E16.5.1 In addition to any other application requirements, the planning authority must require the applicant for a development involving construction of a coastal protection structure to provide an assessment by a suitably qualified and experienced person accompanied by any necessary engineering detail demonstrating the following:

- (a) the development is an appropriate mitigation response based on its location and exposure to the hazard;
- (b) the development will not increase the level of risk of the hazard for adjoining or nearby properties or public infrastructure;
- (c) the need for future remediation works is minimised;
- (d) important natural features are adequately protected;
- (e) health and safety of people is not placed at risk.
- (f) any impact the development will have on public access to the coast, where it is currently available

E16.5.2 In addition to any other application requirements, the planning authority may require the applicant to provide any of the following information if considered necessary to determine compliance with performance criteria:

- (a) a coastal vulnerability report;
- (b) a site analysis plan identifying any natural or constructed features that could influence, or be influenced by, coastal processes prior to and after erosion events;
- (c) a coastal works management plan;
- (d) an erosion risk management plan;
- (e) evidence that proposal is either appropriately located and/or any building or works will be designed and constructed to withstand coastal forces from wave run-up and/or erosion events;
- (f) any of the information listed in E16.5.1, above.



## E16.6 Use Standards

<b>Objective:</b>	
To ensure that change of use involving habitable buildings and/or habitable rooms appropriately responds to erosion risk.	
Acceptable Solutions	Performance Criteria
<b>A1</b> No Acceptable Solution.	<b>P1</b> Change of use of a non habitable building to a use involving habitable rooms must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) the use must not increase the risk to users of the site;</li> <li>(b) any increased reliance on public infrastructure must not result in a unacceptable level of risk;</li> <li>(c) need for future remediation works is minimised;</li> <li>(d) access to the site must not be lost or substantially compromised by increased future erosion expected to result from future sea level rise, either on or off-site;</li> <li>(e) provision of any developer contribution required pursuant to policy adopted by Council for coastal protection works.</li> </ul>

## E16.7 Development Standards

### E16.7.1 Buildings & Works

<b>Objective:</b>	
To ensure that development in Coastal Erosion Hazard Areas is fit for purpose and appropriately managed based on the level of exposure to the hazard.	
Acceptable Solutions	Performance Criteria
<b>A1</b> No Acceptable Solution.	<b>P1</b> Buildings and works must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) not increase the level of risk to the life of the users of the site or of hazard for adjoining or nearby properties or public infrastructure;</li> <li>(b) erosion risk arising from wave run-up, including impact and material suitability, may be mitigated to an acceptable level through structural or design methods used to avoid damage to, or loss of, buildings or</li> </ul>

	<p>works;</p> <p>(c) erosion risk is mitigated to an acceptable level through measures to modify the hazard where these measures are designed and certified by an engineer with suitable experience in coastal, civil and/or hydraulic engineering;</p> <p>(d) need for future remediation works is minimised;</p> <p>(e) health and safety of people is not placed at risk;</p> <p>(f) important natural features are adequately protected;</p> <p>(g) public foreshore access is not obstructed where the managing public authority requires it to continue to exist;</p> <p>(h) access to the site will not be lost or substantially compromised by expected future erosion whether on the proposed site or off-site;</p> <p>(i) provision of a developer contribution for required mitigation works consistent with any adopted Council Policy, prior to commencement of works;</p> <p>(j) not be located on an actively mobile landform.</p>
--	---

#### E16.7.2 Development Dependent on a Coastal Location

<b>Objective:</b>	
To ensure that buildings and works dependent on a coastal location are appropriately designed and sited to account for risk of erosion, taking into account the nature of the development..	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>An extension to an existing boat ramp, car park, jetty, marina, marine farming shore facility or slipway must be no more than 20% of the size of the facility existing at the effective date.</p>	<p><b>P1</b></p> <p>Buildings and works must satisfy all of the following:</p> <p>(a) need for a coastal location is demonstrated;</p> <p>(b) new facilities are grouped with existing facilities, where reasonably practical;</p> <p>(c) native vegetation is retained, replaced or re-established so that overall impact on erosion potential resulting from removal of native vegetation is negligible;</p> <p>(d) potential for erosion is minimised generally;</p> <p>(e) building design responds to the particular</p>

	<p>size, shape, contours or slope of the land and minimises the extent of cut and fill;</p> <p>(f) impacts on coastal processes, including sand movement and wave action, are minimised and any potential impacts on erosion potential are mitigated so that there are no unreasonable adverse long-term effects;</p> <p>(g) not be located on an actively mobile landform.</p>
<p><b>A2</b></p> <p>No Acceptable Solution.</p>	<p><b>P2</b></p> <p>Dredging or reclamation must satisfy all of the following:</p> <p>(a) be necessary to establish a new or expanded use or development or continue an existing use or development</p> <p>(b) potential for foreshore erosion or seabed instability is minimised;</p> <p>(c) impacts to coastal processes, including sand movement and wave action are minimised and any potential impacts will be mitigated so that there are no unreasonable adverse long-term effects.</p>
<p><b>A3</b></p> <p>No Acceptable Solution for coastal protection works initiated by the private sector.</p>	<p><b>P3</b></p> <p>Coastal protection works initiated by the private sector must satisfy all of the following:</p> <p>(a) be designed by a suitably qualified person;</p> <p>(b) minimise adverse effect to coastal processes, including wave action and behaviour, sediment dynamics, current and tidal flows in the area;</p> <p>(c) cause no adverse effects on other parts of the coast, including increased risk of erosion;</p> <p>(d) minimise the potential for erosion as far as practicable.</p>

## E16.8 Subdivision Standards

### E16.8.1 Subdivision in Coastal Erosion Hazard Areas

<b>Objective:</b>
To ensure subdivision does not create opportunity for development that will be unnecessarily exposed to unacceptable risk from erosion, recession or wave run up.

Acceptable Solutions	Performance Criteria
<b>A1</b> No Acceptable Solution.	<b>P1</b> Subdivision of a lot, all or part of which is within an Coastal Erosion Hazard Area must be for the purpose of one or more of the following: <ul style="list-style-type: none"> <li>(a) separation of existing dwellings;</li> <li>(b) creation of a lot for the purposes of public open space, public reserve or utilities;</li> <li>(c) creation of a lot in which the building area, access and services are outside the Coastal Erosion Hazard Area.</li> </ul>
<b>A2</b> No Acceptable Solution.	<b>P2</b> Subdivision must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) not increase risk to adjoining or nearby property;</li> <li>(b) any increased reliance on public infrastructure must not result in a unacceptable level of risk;</li> <li>(c) need for future remediation works is minimised;</li> <li>(d) access to the lot will not be lost or substantially compromised by coastal hazards on or off-site;</li> <li>(e) no building area is located within the Coastal Erosion Hazard Area;</li> <li>(f) provision of a developer contribution for required mitigation works consistent with any adopted Council Policy, prior to commencement of works;</li> <li>(g) not be prohibited by the relevant zone standards.</li> </ul>

#### E16.8.2 Subdivision Dependant on a Coastal Location

<b>Objective:</b>	
To provide for subdivision of development dependent on a coastal location.	
Acceptable Solutions	Performance Criteria
<b>A1</b> No Acceptable Solution.	<b>P1</b> Subdivision of land associated with activities dependent on a coastal location must be for the purposes of one or more of the following: <ul style="list-style-type: none"> <li>(a) creation of a lot for marine farming shore facilities;</li> </ul>

	(b) creation of a lot for tourism or recreation purposes where the subdivision accompanies a development application or relates to a previously approved development.
<b>A2</b> No acceptable solution.	<b>P2</b> Subdivision must not be prohibited by the relevant zone standards.

### Map E16 Coastal Erosion Hazard Area - LISTmap

Refer to the PDF map: Glamorgan Spring Bay IPS 2015 - overlay maps - effective 05 August 2015

## E17.0 Signs Code

### E17.1 Purpose

E17.1.1 The purpose of this provision is to:

- (a) provide opportunities for commercial advertising essential to support and encourage business activity;
- (b) promote the use of well designed signs that complement and enhance the streetscape and do not exacerbate visual clutter or adversely impact on residential amenity;
- (c) promote signs which assist with way-finding and pedestrian usability as part of a coordinated interpretative and directional signage framework;
- (d) ensure that signs do not adversely impact on the cultural heritage values of places of cultural significance.

## E17.2 Application

E17.2.1 This code applies to:

- (a) the construction, putting up for display or erection as development; and
  - (b) the continuous display as use;
- of all signs.

## E17.3 Definition of Terms

E17.3.1 Each sign must be categorised into one of the definitions listed and described below. If a sign fits a definition of more than one defined sign, the most specific defined sign applies. If a sign does not readily fit any defined sign, it must be categorized as the most similar defined sign.

E17.3.2 In this code, unless the contrary intention appears:

Above Awning Sign	means a sign attached to and supported above an awning.
Arcade Sign	means a sign suspended from or attached to the ceiling of an internal public pedestrian area.
Area	<p>means, for a sign, the entire area within a regular, geometric form or combination of regular, geometric forms comprising all the display area of the sign and including all of the elements of the matter displayed. In the case of those messages composed of individual letters using the wall or window as background the area shall be calculated by measuring the perimeter enclosing the letters and the encompassed area shall be considered the total sign area.</p> <p>Structural members not being advertising matter shall not be included in computation of surface area.</p>
Awning Fascia Sign	means a sign on the fascia or return ends of cantilever or suspended awnings.
Banner Sign	means a sign constructed of lightweight non-rigid material, such as cloth, canvas or similar fabric, attached to the wall of a building or other existing structure including light poles.
Below Awning Sign	means a sign attached to and supported below an awning.
Building Site Sign	means a temporary sign indicating that construction works are occurring on a property.
Bunting	means a string of small flags, or streamers strung in a line from or otherwise attached to a building or other structure.
Business Directory	means a sign for a building in multiple tenancies, which identifies the name of businesses and their location within the same building and does not contain any product or other advertising.
Cabinet Sign	means a cabinet with a transparent face attached to the wall of a building or structure for the display of information within, for example menus outside a restaurant.
Election Sign	means an election poster that advertises candidates or parties running in

	a Federal, State or Local Government election.
Flag Sign	means a sign constructed of lightweight, non-rigid material attached by one edge to a pole or rope.
Fuel Price Sign	means a sign indicating the current price of fuels available on the site of a service station.
Ground Based Sign	means a sign permanently attached to the ground on its own supportive structure, independent of any building, primarily intended to identify the premises or its access on arrival and not be seen from a distance. Does not include a pole or pylon sign or ground based panel sign.
Ground Based Panel Sign	means a sign permanently attached to the ground on its own supportive structure, independent of any building, primarily intended to identify the premises and be seen from a distance. Does not include a pole or pylon sign or ground based sign.
Horizontal Projecting Wall Sign	means a sign projecting from the wall of a building having a horizontal dimension greater than its vertical dimension.
Inflatable Sign	means a sign made of flexible material or fabric that is made to take on a three-dimensional shape when filled with a sufficient volume of air or gas.
Internal Sign	means a sign within a building intended to be seen from outside the building.
Interpretive Sign	means a sign providing information for the public, such as plans, historic information, location of services, features and businesses, and includes artworks that convey meaning. This type of sign can be private (i.e. placed by and for the benefit of a private business) or public (i.e. placed by an agency in the public interest).
Name Plate	means a single sign identifying one of the occupants of a property used for professional rooms, attached flush to the wall of the building.
Newspaper Day Bill Sign	means a sign placed outside a business selling newspapers, which contains news headlines.
Open/Closed Signs (external)	means an external open/closed signs including any extending out from a building's surface.
Pole/pylon sign	means a sign erected on a pole, poles or pylon independent of any building, provided it is not designed or used as a poster panel (billboard).
Portable Sign	means a sign not on a public reservation and not permanently attached to the ground or to a building or other structure (N.B. Portable Signs on a public reservation are controlled by licence under the Council's By-Laws).
Poster Panel (Billboard)	means a structure either freestanding or attached to a building designed to accommodate standard Poster Panels, the message of which may be changeable and variable.
Real Estate Sign	means a temporary sign erected for the purposes of selling/leasing of real estate for the duration of the period the real estate is on the market.
Reserve Sign	means a sign erected on a public reserve by a public authority for the information, guidance or safety of the public.
Roof Sign	means a sign erected on the roof or parapet of a building with the highest

	point of its base not exceeding a vertical distance of 300mm above the roof or parapet.
Screen Sign	means messages or product logos or other graphics printed or displayed on screens used in association with outdoor dining.
Sky Sign	means a sign erected on the roof or parapet of a building where the highest point of its base exceeds a vertical distance of 300mm above the roof or parapet.
Statutory Sign	means a sign required or specified by statute; and a sign relating to safety or guidance of pedestrians, traffic and shipping; including but not limited to a hazard sign, a Hazchem sign; a traffic control sign; a maritime purposes sign; international/national signposting conventions for service provisions and toilets.
Street Number	means a sign indicating the street number of a property.
Sun Blind Sign	means a sign incorporated into the fabric or structure of a sun blind or canopy situated over a door or window
Temporary Sign	means a sign of a temporary nature which advertises a community event of a religious, educational, cultural, political, social or recreational character.
Tourism Information Sign	means a sign compliant with the Tasmanian Roadside Signs Manual and approved by the road authority.
Transom Sign	means a sign attached to the transom of a doorway or display window of a building.
Umbrella Sign	means messages, product or propriety logos, or other graphics printed or displayed on umbrellas used in association with outdoor dining.
Vertical Projecting Wall Sign	means a sign projecting from the wall of a building with a vertical dimension greater than or equal to its horizontal dimension.
Wall Mural	means a graphical or pictorial painted design on a wall which contains a defined advertising message.
Wall Sign	means a sign painted on or attached parallel to the wall of a building or fence surrounding a building.
Window Sign	means a sign on the glass surface of a window or located less than 150mm behind a surface.

## E17.4 Use or Development Exempt from this Code

E17.4.1 The signs listed in Table E.17.1 are exempt from requiring a permit under this planning scheme provided that all of the following apply:

- (a) historic building fabric is not damaged by the drilling of holes into stone, brick or wood and all fittings are fixed using non corrosive fittings, and in the case of masonry buildings, inserted into mortar joints;
- (b) the standards in Table E.17.2 and the Acceptable Solutions in Clauses E.17.6.1 and E.17.7.1 are complied with;
- (c) the sign is on, or affixed to, the land to which it relates.



E17.4.2 Signs within a building or site that cannot be seen from outside of the building or site are exempt from requiring a permit under this planning scheme.

E17.4.3 Changes to the graphics of a legally existing sign, including text, graphic design and colour is exempt from requiring a permit under this planning scheme.

## E17.5 Application Requirements

E17.5.1 In addition to any other application requirements, the planning authority may require the applicant to provide a heritage impact statement from a suitably qualified person setting out the effect of a proposed sign on the cultural heritage significance of a Heritage Place, Heritage Precinct or Cultural Landscape Precinct.

## E17.6 Use Standards

### E17.6.1 Use of Signs

<b>Objective:</b>	
To ensure that the use of signs complements or enhances the built or natural environment in which they are located.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> A sign must be a permitted sign in Table E.17.3.	<b>P1</b> A sign must be a discretionary sign in Table E.17.3.
<b>A2</b> A sign associated with the sale of goods or services must relate directly to the use of the building or site to which it is affixed.	<b>P2</b> No performance criteria.
<b>A3</b> A sign must not contain flashing lights, moving parts or moving or changing messages or graphics, except if a Statutory Sign	<b>P3</b> A sign contain flashing lights, moving parts or moving or changing messages or graphics must not have an unreasonable impact upon the residential amenity of a residential use caused by light shining into windows of habitable rooms, movement or visual intrusion or cause undue distraction to drivers of motor vehicles.
<b>A4</b> An illuminated sign must not be located within 30 metres of a residential use, except if a Statutory Sign	<b>P4</b> An illuminated sign within 30 metres of a residential use must not have an unreasonable impact upon the residential amenity of that use caused by light shining into windows of habitable rooms.

## E17.7 Development Standards

### E17.7.1 Standards for Signs

<b>Objective:</b>	
To ensure that the design and siting of signs complement or enhance the characteristics of the natural and built environment in which they are located.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>A sign must comply with the standards listed in Table E.17.2 and be a permitted sign in Table E17.3.</p>	<p><b>P1</b></p> <p>A sign not complying with the standards in Table E17.2 or has discretionary status in Table E17.3 must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) be integrated into the design of the premises and streetscape so as to be attractive and informative without dominating the building or streetscape;</li> <li>(b) be of appropriate dimensions so as not to dominate the streetscape or premises on which it is located;</li> <li>(c) be constructed of materials which are able to be maintained in a satisfactory manner at all times;</li> <li>(d) not result in loss of amenity to neighbouring properties;</li> <li>(e) not involve the repetition of messages or information on the same street frontage;</li> <li>(f) not contribute to or exacerbate visual clutter;</li> <li>(g) not cause a safety hazard.</li> </ul>
<p><b>A2</b></p> <p>The number of signs per business per street frontage must comply with all of the following:</p> <ul style="list-style-type: none"> <li>(a) maximum of 1 of each sign type;</li> <li>(b) maximum of 1 window sign per window;</li> <li>(c) if the street frontage is less than 20 m in length, the maximum number of signs on that frontage is 3;</li> <li>(d) if the street frontage is 20 m in length or greater, the maximum number of signs on that frontage is 6.</li> </ul> <p>except for the following sign types, for which there is no limit;</p> <ul style="list-style-type: none"> <li>(i) Building Site,</li> <li>(ii) Name Plate,</li> <li>(iii) Newspaper Day Bill,</li> </ul>	<p><b>P2</b></p> <p>The number of signs per business per street frontage must:</p> <ul style="list-style-type: none"> <li>(a) minimise any increase in the existing level of visual clutter in the streetscape; and where possible, shall reduce any existing visual clutter in the streetscape by replacing existing signs with fewer, more effective signs;</li> <li>(b) reduce the existing level of visual clutter in the streetscape by replacing, where practical, existing signs with fewer, more effective signs;</li> <li>(c) not involve the repetition of messages or information.</li> </ul>

(iv) Open/Closed, (v) Real Estate, (vi) Street Number, (vii) Temporary Sign.	
<b>A3</b> Signs must not obscure or prevent or delay a driver from seeing a Statutory Sign or a Tourist Information Sign.	<b>P3</b> No performance criteria.
<b>A4</b> Signs must not resemble Statutory Signs because of the same or similar shape, size, design, colour, letter size or lighting.	<b>P4</b> No performance criteria.

E17.7.2 Standards for signs on Heritage Places subject to the Heritage Code or within Heritage Precincts or Cultural Landscape Precincts

<b>Objective:</b>	
To ensure the size, design and siting of signs complements and does not impact on the cultural heritage significance of places or precincts listed in the Historic Heritage Code. <sup>R1</sup>	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> No Acceptable Solution	<b>P1</b> A sign on a Heritage Place listed in the Historic Heritage Code or within a Heritage Precinct or Cultural Landscape Precinct must satisfy all of the following: (a) be located in a manner that minimises impact on cultural heritage significance of the place or precinct; (b) be placed so as to allow the architectural details of the building to remain prominent; (c) be of a size and design that will not substantially diminish the cultural heritage significance of the place or precinct; (d) be placed in a location on the building that would traditionally have been used as an advertising area if possible; (e) not dominate or obscure any historic signs forming an integral part of a building's architectural detailing or cultural heritage values; (f) have fixtures that do not damage historic building fabric, including but not restricted to attachments to masonry and wood, such as to using non-corrosive fixings inserted in

	<p>mortar joints;</p> <p>(g) not project above an historic parapet or roof line if such a projection impacts on the cultural heritage significance of the building;</p> <p>(h) be of a graphic design that minimises modern trademark or proprietary logos not sympathetic to heritage character;</p> <p>(i) not use internal illumination in a sign on a Heritage Place unless it is demonstrated that such illumination will not detract from the character and cultural heritage values of the building.</p>
--	---

E17.7.2.R1 Refer to the Tasmanian Heritage Council Practice Note No. 6 for good practice guidelines for signs on heritage buildings.

**Table E17.1 Exempt Signs**

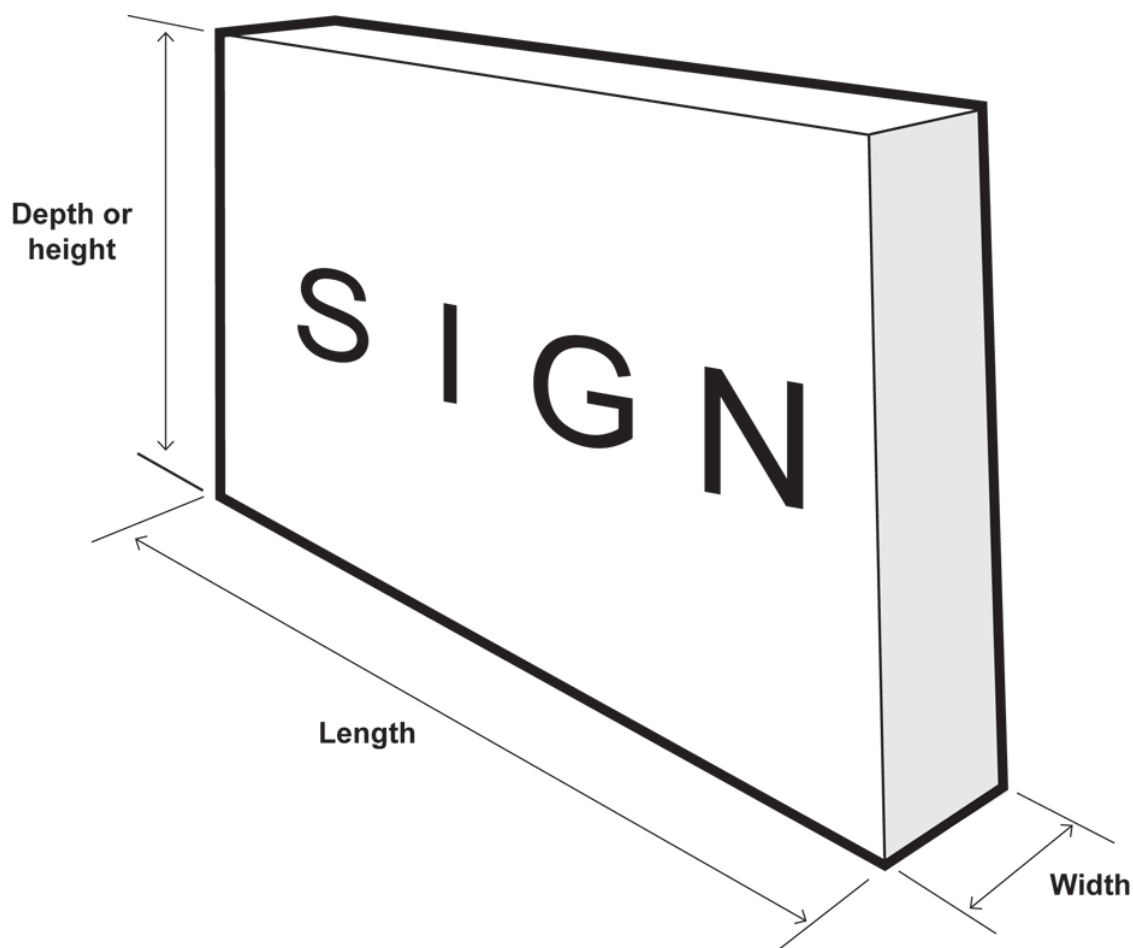
<b>Sign Type</b>	<b>Qualification</b>
Above Awning Sign	<p>(a) No more than 1 Above Awning Sign per business.</p> <p>(b) The sign is not at a Heritage Place subject to the Historic Heritage Code or within a Heritage Precinct or Cultural Landscape Precinct.</p> <p>(c) Must be in the Central Business Zone or Business Zone.</p>
Awning Fascia Sign	<p>(a) Must not be illuminated.</p> <p>(b) The sign is not at a Heritage Place subject to the Historic Heritage Code or within a Heritage Precinct or Cultural Landscape Precinct.</p>
Below Awning Sign	<p>(a) No more than 1 Below Awning Sign per business.</p> <p>(b) The sign is not at a Heritage Place subject to the Historic Heritage Code or within a Heritage Precinct or Cultural Landscape Precinct.</p> <p>(c) No more than 2 faces</p>
Building Site Sign	
Bunting	<p>(a) No more than 1 row per site not longer than the width of the street frontage.</p> <p>(b) The sign is not at a Heritage Place subject to the Historic Heritage Code or within a Heritage Precinct or Cultural Landscape Precinct.</p>
Business Directory	
Election Sign	
Flags	Must show only the national symbol of any country, state, territory, ethnic group, the standard of a representative of a royal family or visiting dignitaries or an international institution (e.g. United Nations, Red Cross).
Fuel Price Sign	The sign is not at a Heritage Place subject to the Historic Heritage Code or within a Heritage Precinct or Cultural Landscape Precinct.

Horizontal Projecting Wall Sign	<p>(a) No more than 1 Horizontal Projecting Wall Sign per business.</p> <p>(b) The sign is not at a Heritage Place subject to the Historic Heritage Code or within a Heritage Precinct or Cultural Landscape Precinct.</p>
Internal Sign	<p>(a) Must be associated with the display and sale of goods and/or services provided on site.</p> <p>(b) Must not be a business identification sign, which is internally illuminated.</p>
Interpretive Sign	Must be erected by a public authority
Name Plate	Must be attached flush to a wall.
Newspaper Day Bill Sign	
Open/Closed Sign	
Portable Sign	Must not be illuminated.
Real Estate Sign	
Reserve Sign	
Screen Sign	Must be on a screen used in association with outdoor dining which has an occupation license under any relevant Council By-Law.
Statutory Sign	
Street Number	Area no more than 0.5m <sup>2</sup>
Temporary Sign	
Tourism Information Sign	
Transom Sign	<p>(a) Must not be illuminated.</p> <p>(b) No more than 1 Transom Sign per business.</p> <p>(c) The sign is not at a Heritage Place subject to the Historic Heritage Code or within a Heritage Precinct or Cultural Landscape Precinct.</p>
Umbrella Sign	Must be on an umbrella used in association with outdoor dining which has an occupation license under any relevant Council By-Law.
Wall Mural	<p>(a) Must be on a public building or structure.</p> <p>(b) The sign is not at a Heritage Place subject to the Historic Heritage Code or within a Heritage Precinct or Cultural Landscape Precinct</p>
Wall Sign	<p>(a) No more than 1 Wall Sign per building.</p> <p>(b) Must not be illuminated.</p>

	(c) The sign is not at a Heritage Place subject to the Historic Heritage Code or within a Heritage Precinct or Cultural Landscape Precinct.
Window Sign	(a) No more than 2 Window Signs per building. (b) The sign is not at a Heritage Place subject to the Historic Heritage Code or within a Heritage Precinct or Cultural Landscape Precinct.

**Table E17.2 Sign Standards**

The dimensions indicated on the diagram below are those applicable where referred to in this table:



<b>Sign Type</b>	<b>Sign Standards</b>
Above Awning Sign	(a) Depth no more than 500mm; (b) Width no more than 300mm; (c) Does not project beyond the width of the awning or has a length no more than 2700mm, whichever is the lesser.
Arcade Sign	(a) Depth no more than 500mm; (b) Width no more than 300mm; (c) Clearance from ground no less than 2400mm.
Awning Fascia Sign	(a) Projects no more than 40mm in profile from the surface to which they are attached and are no less than 300mm from the kerb alignment;

	<p>(b) Does not extend above, below or beyond the awning;</p> <p>(c) Height of lettering or other graphics is no more than 450mm.</p>
Below Awning Sign	<p>(a) Depth no more than 500mm;</p> <p>(b) Width no more than 300mm;</p> <p>(c) Does not project beyond the width of the awning or has a length no more than 2700mm, whichever is the lesser;</p> <p>(d) Clearance from ground no less than 2400mm.</p>
Banner Sign	<p>(a) Vertical dimension no more than 1000mm;</p> <p>(b) Horizontal dimension no more than 6000mm.</p>
Bunting	Depth of flag no more than 450mm.
Building Site Sign	Displayed for the period of construction works only.
Business Directory	<p>(a) No more than 1 sign per building;</p> <p>(b) Vertical dimension no more than 2000mm;</p> <p>(c) Horizontal dimension no more than 600mm.</p>
Cabinet Sign	<p>(a) Projection from face of wall no more than 40mm;</p> <p>(b) Area of face no more than 2m<sup>2</sup>;</p> <p>(c) Must not extend vertically or horizontally beyond the wall to which it is attached.</p>
Election Sign	<p>(a) Area of face no more than 1m<sup>2</sup>;</p> <p>(b) Displayed only between the issuing of a writ for an election and 7 days after the election;</p> <p>(c) Does not encroach on any road or other public reservation.</p>
Flag	<p>(a) Dimensions no more than 2000mm x 1000mm;</p> <p>(b) Does not display products or proprietary items;</p> <p>(c) No fluorescent or iridescent colours.</p>
Fuel Price Sign	<p>(a) No more than 2 signs per site;</p> <p>(b) Area of each face no more than 2m<sup>2</sup>;</p> <p>(c) Does not encroach on any road or other public reservation.</p>
Ground Base Sign	<p>(a) Height above the ground no more than 2400mm;</p> <p>(b) Area of each face is no more than 2.5m<sup>2</sup>;</p> <p>(c) Does not encroach on any road or other public reservation.</p>
Ground Base Panel Sign	<p>(a) Height above the ground no more than 5000mm;</p> <p>(b) Width no more than 1500mm;</p> <p>(c) Does not encroach on any road or other public reservation.</p>
Horizontal Projecting Wall	(a) Depth no more than 500mm;

Sign	(b) Width no more than 300mm; (c) Length no more than 2700mm; (d) Clearance from ground no less than 2400mm; (e) Height to the highest point of the sign above ground no more than 3000mm; (f) Encroachment within kerb alignment no more than 400mm.
Internal Sign	Coverage of the window area no more than 10%.
Interpretive Sign	(No Standards)
Name Plate	(a) Horizontal dimension no more than 600mm; (b) Vertical dimension no more than 400mm; (c) Made of brass or similar traditional finish; (d) Total area of names plates no more than 0.5m <sup>2</sup> .
Newspaper Day Bill Sign	(a) No more than 2 signs per site; (b) Area of each face no more than 0.6m <sup>2</sup> .
Open/closed Sign	Area no more than 0.1m <sup>2</sup>
Portable	(a) No more than 2 faces; (b) Area of each face no more than 0.6m <sup>2</sup> ; (c) No more than 1 sign per business.
Pole or Pylon Sign	(a) Height to the highest point of the sign above ground no more than 5000mm; (b) Clearance from ground to sign no less than 2400mm; (c) Projects no more than 1200mm beyond the boundary with the footpath or road reservation. (d) Area of each face no more than 2m <sup>2</sup> .
Poster Panel (Billboard)	(a) Length no more than 6000mm; (b) Depth no more than 3000mm; (c) Does not extend vertically or horizontally from the surface to which it is attached.
Real Estate Sign	(a) Area of face no more than 2m <sup>2</sup> ; (b) Displayed only for the duration of the sale or letting of a property on the market; (c) Not separately affixed by bolt, nail or screw to masonry, brickwork or other face building material.
Reserve Sign	(No standards)
Roof Sign	(a) Distance between top of sign and roof or parapet no more than 750mm; (b) Depth no more than 750mm;



	(c) Length no more than 4500mm; (d) Building height no more than 7500mm; (e) Message on no more than two faces.
Screen Sign	(a) No more than 10% of the surface area of each side of the screen; Must be business name only and not contain product content.
Sky Sign	(a) Distance between the top of the sign and roof or parapet no more than 2300mm; (b) Depth no more than 2000mm; (c) Length no more than 4500mm; (d) Not on a building with a height more than 7.5 metres.
Statutory sign	(No standards)
Street number	Area no more than 0.5m <sup>2</sup> .
Sun Blind Sign	(a) Clearance from ground no less than 2400mm; (b) Horizontal clearance from kerb alignment no less than 450mm.
Temporary Sign	(a) Must be displayed for no longer than 30 days before the event; (b) Must be removed within 7 days after the event; (c) Must not disrupt the safe movement of pedestrians or vehicles; (d) Must not cause damage to historic building fabric; (e) Must not be attached to any vegetation.
Tourism Information Sign	(No standards)
Transom Sign	(a) Extends no more than 200mm beyond building alignment; (b) Does not extend beyond or below the level of the head of the doorway or window above which it is attached; (c) No more than 3600mm above the ground to the highest point of the sign; (d) Depth no more than 500mm.
Umbrella Sign	(a) Diameter of umbrella no more than 2600mm (b) No more than 1 colour per business with multiple umbrellas (c) Must not obstruct pedestrian traffic (d) No more than 10% of the surface area of the umbrella. (e) Must be business name only and not contain product content.
Vertical Projecting Wall Sign	(a) Projection from wall no more than 1200mm; (b) Height above ground no less than 2400mm; (c) Height to the highest point of the sign is not above eaves or parapet; (d) Width no more than 300mm.
Wall Mural	(No standards)

Wall Sign	(a) Message on the front face only; (b) Projection from the face of the wall or fence no more than 450mm; (c) Does not extend laterally beyond the wall or above the top of the wall to which it is attached; (d) Area of sign no more than 2m <sup>2</sup> .
Window Sign	(a) Does not obscure more than 10% of the window surface. (b) Must be on a ground floor level window.

Table E17.3 Status of Signs in Zones

**General Residential**

Sign Type	Status	Sign Type	Status
Above Awning	Discretionary	Open/Closed	Permitted
Arcade	Discretionary	Pole or pylon	Discretionary
Awning Fascia	Discretionary	Portable	Discretionary
Banner	Prohibited	Poster Panel (Bill Board)	Prohibited
Below Awning	Discretionary	Real Estate	Permitted
Building Site	Permitted	Roof	Discretionary
Bunting	Prohibited	Reserve	Permitted
Business Directory	Discretionary	Screen	Permitted
Cabinet	Discretionary	Sky	Prohibited
Election	Permitted	Statutory	Permitted
Flag	Permitted	Street Number	Permitted
Fuel Price	Discretionary	Sun Blind	Discretionary
Ground base	Discretionary	Temporary	Permitted
Ground Based Panel	Discretionary	Transom	Discretionary
Horizontal Projecting Wall	Discretionary	Umbrella	Permitted
Inflatable	Discretionary	Vertical projecting Wall	Discretionary
Internal	Permitted	Wall Mural	Discretionary
Interpretive	Discretionary	Wall	Discretionary
Name Plate	Permitted	Window	Discretionary
Newspaper Day Bill	Permitted		
Table continues in next column			

### Inner Residential

This table is not used in this planning scheme.

### Low Density Residential

Sign Type	Status	Sign Type	Status
Above Awning	Discretionary	<i>Table continued from previous column</i>	
Arcade	Discretionary	Open/Closed	Permitted
Awning Fascia	Discretionary	Pole or pylon	Prohibited
Banner	Prohibited	Portable	Discretionary
Below Awning	Discretionary	Poster Panel (Bill Board)	Discretionary
Building Site	Permitted	Real Estate	Permitted
Bunting	Prohibited	Roof	Discretionary
Business Directory	Discretionary	Reserve	Permitted
Cabinet	Discretionary	Screen	Permitted
Election	Permitted	Sky	Prohibited
Flag	Permitted	Statutory	Permitted
Fuel Price	Discretionary	Street Number	Permitted
Ground base	Discretionary	Sun Blind	Discretionary
Ground Based Panel	Discretionary	Temporary	Permitted
Horizontal Projecting Wall	Discretionary	Transom	Discretionary
Inflatable	Prohibited	Umbrella	Permitted
Internal	Permitted	Vertical projecting Wall	Discretionary
Interpretive	Discretionary	Wall Mural	Discretionary
Name Plate	Permitted	Wall	Discretionary
Newspaper Day Bill	Permitted	Window	Discretionary

### Rural Living

Sign Type	Status	Sign Type	Status
Above Awning	Discretionary	<i>Table continued from previous column</i>	
Arcade	Discretionary	Open/Closed	Permitted
Awning Fascia	Discretionary	Pole or pylon	Prohibited
Banner	Prohibited	Portable	Discretionary
Below Awning	Discretionary	Poster Panel (Bill Board)	Discretionary
Building Site	Permitted	Real Estate	Permitted

Bunting	Prohibited	Roof	Discretionary
Business Directory	Discretionary	Reserve	Permitted
Cabinet	Discretionary	Screen	Permitted
Election	Permitted	Sky	Prohibited
Flag	Permitted	Statutory	Permitted
Fuel Price	Discretionary	Street Number	Permitted
Ground base	Discretionary	Sun Blind	Discretionary
Ground Based Panel	Discretionary	Temporary	Permitted
Horizontal Projecting Wall	Discretionary	Transom	Discretionary
Inflatable	Prohibited	Umbrella	Permitted
Internal	Permitted	Vertical projecting Wall	Discretionary
Interpretive	Discretionary	Wall Mural	Discretionary
Name Plate	Permitted	Wall	Discretionary
Newspaper Day Bill	Permitted	Window	Discretionary

#### Environmental Living

Sign Type	Status	Sign Type	Status
Above Awning	Discretionary	<i>Table continued from previous column</i>	
Arcade	Discretionary	Open/Closed	Permitted
Awning Fascia	Discretionary	Pole or pylon	Prohibited
Banner	Prohibited	Portable	Discretionary
Below Awning	Discretionary	Poster Panel (Bill Board)	Discretionary
Building Site	Permitted	Real Estate	Permitted
Bunting	Prohibited	Roof	Discretionary
Business Directory	Discretionary	Reserve	Permitted
Cabinet	Discretionary	Screen	Permitted
Election	Permitted	Sky	Prohibited
Flag	Permitted	Statutory	Permitted
Fuel Price	Discretionary	Street Number	Permitted
Ground base	Discretionary	Sun Blind	Discretionary
Ground Based Panel	Discretionary	Temporary	Permitted
Horizontal Projecting Wall	Discretionary	Transom	Discretionary
Inflatable	Prohibited	Umbrella	Permitted

Internal	Permitted	Vertical projecting Wall	Discretionary
Interpretive	Discretionary	Wall Mural	Discretionary
Name Plate	Permitted	Wall	Discretionary
Newspaper Day Bill	Permitted	Window	Discretionary

#### Urban Mixed Use

This table is not used in this planning scheme.

#### Village

Sign Type	Status	Sign Type	Status
Above Awning	Discretionary	<i>Table continued from previous column</i>	
Arcade	Permitted	Open/Closed	Permitted
Awning Fascia	Discretionary	Pole or pylon	Permitted
Banner	Discretionary	Portable	Permitted
Below Awning	Permitted	Poster Panel (Bill Board)	Discretionary
Building Site	Permitted	Real Estate	Permitted
Bunting	Discretionary	Roof	Discretionary
Business Directory	Permitted	Reserve	Permitted
Cabinet	Permitted	Screen	Permitted
Election	Permitted	Sky	Prohibited
Flag	Permitted	Statutory	Permitted
Fuel Price	Permitted	Street Number	Permitted
Ground base	Permitted	Sun Blind	Discretionary
Ground Based Panel	Discretionary	Temporary	Permitted
Horizontal Projecting Wall	Permitted	Transom	Permitted
Inflatable	Discretionary	Umbrella	Permitted
Internal	Permitted	Vertical projecting Wall	Discretionary
Interpretive	Discretionary	Wall Mural	Permitted
Name Plate	Permitted	Wall	Permitted
Newspaper Day Bill	Permitted	Window	Permitted

#### Community Purpose

Sign Type	Status	Sign Type	Status
Above Awning	Discretionary	<i>Table continued from previous column</i>	
Arcade	Discretionary	Open/Closed	Permitted

Awning Fascia	Discretionary	Pole or pylon	Discretionary
Banner	Discretionary	Portable	Permitted
Below Awning	Discretionary	Poster Panel (Bill Board)	Discretionary
Building Site	Permitted	Real Estate	Permitted
Bunting	Prohibited	Roof	Prohibited
Business Directory	Discretionary	Reserve	Permitted
Cabinet	Discretionary	Screen	Permitted
Election	Permitted	Sky	Prohibited
Flag	Permitted	Statutory	Permitted
Fuel Price	Prohibited	Street Number	Permitted
Ground base	Prohibited	Sun Blind	Prohibited
Ground Based Panel	Prohibited	Temporary	Permitted
Horizontal Projecting Wall	Prohibited	Transom	Discretionary
Inflatable	Discretionary	Umbrella	Permitted
Internal	Permitted	Vertical projecting Wall	Prohibited
Interpretive	Permitted	Wall Mural	Discretionary
Name Plate	Permitted	Wall	Discretionary
Newspaper Day Bill	Permitted	Window	Discretionary

### Recreation

Sign Type	Status	Sign Type	Status
Above Awning	Discretionary	<i>Table continued from previous column</i>	
Arcade	Discretionary	Open/Closed	Permitted
Awning Fascia	Discretionary	Pole or pylon	Discretionary
Banner	Discretionary	Portable	Permitted
Below Awning	Discretionary	Poster Panel (Bill Board)	Discretionary
Building Site	Permitted	Real Estate	Permitted
Bunting	Prohibited	Roof	Prohibited
Business Directory	Discretionary	Reserve	Permitted
Cabinet	Discretionary	Screen	Permitted
Election	Permitted	Sky	Prohibited
Flag	Permitted	Statutory	Permitted
Fuel Price	Prohibited	Street Number	Permitted

Ground base	Prohibited	Sun Blind	Prohibited
Ground Based Panel	Prohibited	Temporary	Permitted
Horizontal Projecting Wall	Prohibited	Transom	Discretionary
Inflatable	Discretionary	Umbrella	Permitted
Internal	Permitted	Vertical projecting Wall	Prohibited
Interpretive	Permitted	Wall Mural	Discretionary
Name Plate	Permitted	Wall	Discretionary
Newspaper Day Bill	Permitted	Window	Discretionary

### Open Space

Sign Type	Status	Sign Type	Status
Above Awning	Discretionary	<i>Table continued from previous column</i>	
Arcade	Discretionary	Open/Closed	Permitted
Awning Fascia	Discretionary	Pole or pylon	Discretionary
Banner	Discretionary	Portable	Permitted
Below Awning	Discretionary	Poster Panel (Bill Board)	Discretionary
Building Site	Permitted	Real Estate	Permitted
Bunting	Prohibited	Roof	Prohibited
Business Directory	Discretionary	Reserve	Permitted
Cabinet	Discretionary	Screen	Permitted
Election	Permitted	Sky	Prohibited
Flag	Permitted	Statutory	Permitted
Fuel Price	Prohibited	Street Number	Permitted
Ground base	Prohibited	Sun Blind	Prohibited
Ground Based Panel	Prohibited	Temporary	Permitted
Horizontal Projecting Wall	Prohibited	Transom	Discretionary
Inflatable	Discretionary	Umbrella	Permitted
Internal	Permitted	Vertical projecting Wall	Prohibited
Interpretive	Permitted	Wall Mural	Discretionary
Name Plate	Permitted	Wall	Discretionary
Newspaper Day Bill	Permitted	Window	Discretionary

## Local Business

Sign Type	Status	Sign Type	Status
Above Awning	Discretionary	<i>Table continued from previous column</i>	
Arcade	Permitted	Open/Closed	Permitted
Awning Fascia	Discretionary	Pole or pylon	Discretionary
Banner	Discretionary	Portable	Permitted
Below Awning	Permitted	Poster Panel (Bill Board)	Discretionary
Building Site	Permitted	Real Estate	Permitted
Bunting	Discretionary	Roof	Discretionary
Business Directory	Permitted	Reserve	Permitted
Cabinet	Permitted	Screen	Permitted
Election	Permitted	Sky	Prohibited
Flag	Discretionary	Statutory	Permitted
Fuel Price	Permitted	Street Number	Permitted
Ground base	Permitted	Sun Blind	Permitted
Ground Based Panel	Permitted	Temporary	Permitted
Horizontal Projecting Wall	Discretionary	Transom	Permitted
Inflatable	Discretionary	Umbrella	Permitted
Internal	Permitted	Vertical projecting Wall	Discretionary
Interpretive	Discretionary	Wall Mural	Permitted
Name Plate	Permitted	Wall	Permitted
Newspaper Day Bill	Permitted	Window	Permitted

## General Business

This table is not used in this planning scheme.

## Central Business

This table is not used in this planning scheme.

## Commercial

This table is not used in this planning scheme.

## Light Industrial

Sign Type	Status	Sign Type	Status
Above Awning	Permitted	<i>Table continued from previous column</i>	
Arcade	Permitted	Open/Closed	Permitted
Awning Fascia	Permitted	Pole or pylon	Permitted



Banner	Discretionary	Portable	Permitted
Below Awning	Permitted	Poster Panel (Bill Board)	Discretionary
Building Site	Permitted	Real Estate	Permitted
Bunting	Permitted	Roof	Discretionary
Business Directory	Permitted	Reserve	Permitted
Cabinet	Permitted	Screen	Permitted
Election	Permitted	Sky	Discretionary
Flag	Permitted	Statutory	Permitted
Fuel Price	Permitted	Street Number	Permitted
Ground base	Permitted	Sun Blind	Permitted
Ground Based Panel	Permitted	Temporary	Permitted
Horizontal Projecting Wall	Permitted	Transom	Permitted
Inflatable	Permitted	Umbrella	Permitted
Internal	Permitted	Vertical projecting Wall	Permitted
Interpretive	Discretionary	Wall Mural	Permitted
Name Plate	Permitted	Wall	Permitted
Newspaper Day Bill	Permitted	Window	Permitted

#### General Industrial

Sign Type	Status	Sign Type	Status
Above Awning	Permitted	<i>Table continued from previous column</i>	
Arcade	Permitted	Open/Closed	Permitted
Arcade Fascia	Permitted	Pole or pylon	Permitted
Banner	Discretionary	Portable	Permitted
Below Awning	Permitted	Poster Panel (Bill Board)	Discretionary
Building Site	Permitted	Real Estate	Permitted
Bunting	Discretionary	Roof	Discretionary
Business Directory	Permitted	Reserve	Permitted
Cabinet	Permitted	Screen	Permitted
Election	Permitted	Sky	Discretionary
Flag	Permitted	Statutory	Permitted
Fuel Price	Permitted	Street Number	Permitted
Ground base	Permitted	Sun Blind	Permitted

Ground Based Panel	Permitted	Temporary	Permitted
Horizontal Projecting Wall	Permitted	Transom	Permitted
Inflatable	Permitted	Umbrella	Permitted
Internal	Permitted	Vertical projecting Wall	Permitted
Interpretive	Discretionary	Wall Mural	Permitted
Name Plate	Permitted	Wall	Permitted
Newspaper Day Bill	Permitted	Window	Permitted

#### Rural Resource

Sign Type	Status	Sign Type	Status
Above Awning	Discretionary	<i>Table continued from previous column</i>	
Arcade	Discretionary	Open/Closed	Permitted
Awning Fascia	Discretionary	Pole or pylon	Prohibited
Banner	Prohibited	Portable	Discretionary
Below Awning	Discretionary	Poster Panel (Bill Board)	Discretionary
Building Site	Permitted	Real Estate	Permitted
Bunting	Prohibited	Roof	Discretionary
Business Directory	Discretionary	Reserve	Permitted
Cabinet	Discretionary	Screen	Permitted
Election	Permitted	Sky	Prohibited
Flag	Permitted	Statutory	Permitted
Fuel Price	Discretionary	Street Number	Permitted
Ground base	Discretionary	Sun Blind	Discretionary
Ground Based Panel	Discretionary	Temporary	Permitted
Horizontal Projecting Wall	Discretionary	Transom	Discretionary
Inflatable	Discretionary	Umbrella	Permitted
Internal	Permitted	Vertical projecting Wall	Discretionary
Interpretive	Discretionary	Wall Mural	Discretionary
Name Plate	Permitted	Wall	Discretionary
Newspaper Day Bill	Permitted	Window	Discretionary

## Significant Agriculture

Sign Type	Status	Sign Type	Status
Above Awning	Discretionary	<i>Table continued from previous column</i>	
Arcade	Discretionary	Open/Closed	Permitted
Awning Fascia	Discretionary	Pole or pylon	Prohibited
Banner	Prohibited	Portable	Discretionary
Below Awning	Discretionary	Poster Panel (Bill Board)	Discretionary
Building Site	Permitted	Real Estate	Permitted
Bunting	Prohibited	Roof	Discretionary
Business Directory	Discretionary	Reserve	Permitted
Cabinet	Discretionary	Screen	Permitted
Election	Permitted	Sky	Prohibited
Flag	Permitted	Statutory	Permitted
Fuel Price	Discretionary	Street Number	Permitted
Ground base	Discretionary	Sun Blind	Discretionary
Ground Based Panel	Discretionary	Temporary	Permitted
Horizontal Projecting Wall	Discretionary	Transom	Discretionary
Inflatable	Prohibited	Umbrella	Permitted
Internal	Permitted	Vertical projecting Wall	Discretionary
Interpretive	Discretionary	Wall Mural	Discretionary
Name Plate	Permitted	Wall	Discretionary
Newspaper Day Bill	Permitted	Window	Discretionary

## Utilities

Sign Type	Status	Sign Type	Status
Above Awning	Discretionary	<i>Table continued from previous column</i>	
Arcade	Discretionary	Open/Closed	Permitted
Awning Fascia	Discretionary	Pole or pylon	Discretionary
Banner	Discretionary	Portable	Permitted
Below Awning	Discretionary	Poster Panel (Bill Board)	Prohibited
Building Site	Permitted	Real Estate	Permitted
Bunting	Prohibited	Roof	Discretionary
Business Directory	Discretionary	Reserve	Permitted

Cabinet	Discretionary	Screen	Permitted
Election	Prohibited	Sky	Prohibited
Flag	Permitted	Statutory	Permitted
Fuel Price	Prohibited	Street Number	Permitted
Ground base	Discretionary	Sun Blind	Discretionary
Ground Based Panel	Discretionary	Temporary	Permitted
Horizontal Projecting Wall	Discretionary	Transom	Discretionary
Inflatable	Discretionary	Umbrella	Permitted
Internal	Permitted	Vertical projecting Wall	Discretionary
Interpretive	Permitted	Wall Mural	Discretionary
Name Plate	Permitted	Wall	Discretionary
Newspaper Day Bill	Permitted	Window	Discretionary

### Environmental Management

Sign Type	Status	Sign Type	Status
Above Awning	Discretionary	<i>Table continued from previous column</i>	
Arcade	Discretionary	Open/Closed	Permitted
Awning Fascia	Prohibited	Pole or pylon	Discretionary
Banner	Prohibited	Portable	Discretionary
Below Awning	Discretionary	Poster Panel (Bill Board)	Prohibited
Building Site	Permitted	Real Estate	Permitted
Bunting	Prohibited	Roof	Prohibited
Business Directory	Discretionary	Reserve	Permitted
Cabinet	Discretionary	Screen	Permitted
Election	Permitted	Sky	Prohibited
Flag	Discretionary	Statutory	Permitted
Fuel Price	Prohibited	Street Number	Permitted
Ground base	Discretionary	Sun Blind	Discretionary
Ground Based Panel	Prohibited	Temporary	Permitted
Horizontal Projecting Wall	Discretionary	Transom	Discretionary
Inflatable	Prohibited	Umbrella	Permitted
Internal	Permitted	Vertical projecting Wall	Discretionary

Interpretive	Discretionary	Wall Mural	Discretionary
Name Plate	Discretionary	Wall	Discretionary
Newspaper Day Bill	Permitted	Window	Discretionary

### Major Tourism

This table is not used in this planning scheme.

### Port and Marine

This table is not used in this planning scheme.

### Particular Purpose Zone 1

This table is not used in this planning scheme.

### Particular Purpose Zone 2

This table is not used in this planning scheme.

### Particular Purpose Zone 3

Sign Type	Status	Sign Type	Status
Above Awning	Discretionary	<i>Table continued from previous column</i>	
Arcade	Discretionary	Open/Closed	Permitted
Arcade Fascia	Discretionary	Pole or pylon	Prohibited
Banner	Prohibited	Portable	Discretionary
Below Awning	Discretionary	Poster Panel (Bill Board)	Discretionary
Building Site	Permitted	Real Estate	Permitted
Bunting	Prohibited	Roof	Discretionary
Business Directory	Discretionary	Reserve	Permitted
Cabinet	Discretionary	Screen	Permitted
Election	Permitted	Sky	Prohibited
Flag	Permitted	Statutory	Permitted
Fuel Price	Discretionary	Street Number	Permitted
Ground base	Discretionary	Sun Blind	Discretionary
Ground Based Panel	Discretionary	Temporary	Permitted
Horizontal Projecting Wall	Discretionary	Transom	Discretionary
Inflatable	Prohibited	Umbrella	Permitted
Internal	Permitted	Vertical projecting Wall	Discretionary
Interpretive	Discretionary	Wall Mural	Discretionary
Name Plate	Permitted	Wall	Discretionary
Newspaper Day Bill	Permitted	Window	Discretionary

#### Particular Purpose Zone 4

Sign Type	Status	Sign Type	Status
Above Awning	Permitted	<i>Table continued from previous column</i>	
Arcade	Permitted	Open/Closed	Permitted
Arcade Fascia	Permitted	Pole or pylon	Permitted
Banner	Discretionary	Portable	Permitted
Below Awning	Permitted	Poster Panel (Bill Board)	Discretionary
Building Site	Permitted	Real Estate	Permitted
Bunting	Discretionary	Roof	Permitted
Business Directory	Permitted	Reserve	Permitted
Cabinet	Permitted	Screen	Permitted
Election	Permitted	Sky	Discretionary
Flag	Permitted	Statutory	Permitted
Fuel Price	Permitted	Street Number	Permitted
Ground base	Permitted	Sun Blind	Permitted
Ground Based Panel	Permitted	Temporary	Permitted
Horizontal Projecting Wall	Permitted	Transom	Permitted
Inflatable	Discretionary	Umbrella	Permitted
Internal	Permitted	Vertical projecting Wall	Permitted
Interpretive	Discretionary	Wall Mural	Permitted
Name Plate	Permitted	Wall	Permitted
Newspaper Day Bill	Permitted	Window	Permitted

#### Particular Purpose Zone 5

Sign Type	Status	Sign Type	Status
Above Awning	Permitted	<i>Table continued from previous column</i>	
Arcade	Permitted	Open/Closed	Permitted
Arcade Fascia	Permitted	Pole or pylon	Permitted
Banner	Discretionary	Portable	Permitted
Below Awning	Permitted	Poster Panel (Bill Board)	Discretionary
Building Site	Permitted	Real Estate	Permitted
Bunting	Discretionary	Roof	Permitted
Business Directory	Permitted	Reserve	Permitted

Cabinet	Permitted	Screen	Permitted
Election	Permitted	Sky	Discretionary
Flag	Permitted	Statutory	Permitted
Fuel Price	Permitted	Street Number	Permitted
Ground base	Permitted	Sun Blind	Permitted
Ground Based Panel	Permitted	Temporary	Permitted
Horizontal Projecting Wall	Permitted	Transom	Permitted
Inflatable	Discretionary	Umbrella	Permitted
Internal	Permitted	Vertical projecting Wall	Permitted
Interpretive	Discretionary	Wall Mural	Permitted
Name Plate	Permitted	Wall	Permitted
Newspaper Day Bill	Permitted	Window	Permitted

#### Particular Purpose Zone 6

Sign Type	Status	Sign Type	Status
Above Awning	Permitted	<i>Table continued from previous column</i>	
Arcade	Permitted	Open/Closed	Permitted
Arcade Fascia	Permitted	Pole or pylon	Permitted
Banner	Discretionary	Portable	Permitted
Below Awning	Permitted	Poster Panel (Bill Board)	Discretionary
Building Site	Permitted	Real Estate	Permitted
Bunting	Discretionary	Roof	Permitted
Business Directory	Permitted	Reserve	Permitted
Cabinet	Permitted	Screen	Permitted
Election	Permitted	Sky	Discretionary
Flag	Permitted	Statutory	Permitted
Fuel Price	Permitted	Street Number	Permitted
Ground base	Permitted	Sun Blind	Permitted
Ground Based Panel	Permitted	Temporary	Permitted
Horizontal Projecting Wall	Permitted	Transom	Permitted
Inflatable	Discretionary	Umbrella	Permitted
Internal	Permitted	Vertical projecting Wall	Permitted

Interpretive	Discretionary	Wall Mural	Permitted
Name Plate	Permitted	Wall	Permitted
Newspaper Day Bill	Permitted	Window	Permitted

## E18.0 Wind and Solar Energy Code

### E18.1 Purpose

E18.1.1 The purpose of this provision is to:

- (a) facilitate the establishment of small to medium scale renewable energy generation facilities using wind turbines and solar panels;
- (b) maximise efficient generation and supply of electricity by wind turbines or solar panels;
- (c) minimise adverse impacts to natural, rural or built landscapes whilst accepting that wind turbines have particular location and design needs for their efficient operation that may require siting in visually prominent landscapes;
- (d) avoid unreasonable impacts on residential amenity.

### E18.2 Application

E18.2.1 The purpose of this provision is to:

- (a) This code applies to development for the purpose of electricity generation by wind turbines or solar panels including associated buildings and works.
- (b) This code does not apply to development for the purpose of electricity generation by wind turbines or solar panels that are regulated as Level 2 or Level 3 activity under the *Environmental Management and Pollution Control Act 1994*.
- (c) This code does not apply to use.

### E18.3 Definition of Terms

E18.3.1 In this code, unless the contrary intention appears:

urban zones	means the General Residential Zone, Inner Residential Zone, Low Density Residential Zone, Rural Living Zone, Urban Mixed Use Zone, Village Zone, Community Purpose Zone, Recreation Zone, Local Business Zone, General Business Zone, Central Business Zone, Commercial Zone, Light Industrial Zone, General Industrial Zone, Port and Marine Zone and any Particular Purpose Zone.
non-urban zones	means the Environmental Living Zone, Open Space Zone, Rural Resource Zone, Significant Agriculture Zone, Environmental Management, Major Tourism Zone and Utilities Zone.
visual impact assessment	means a report from a suitably qualified person that considers the impact of the proposed development on the landscape and may include measures to avoid, mitigate or minimise impacts.



## E18.4 Development Exempt from this Code

E18.4.1 No development is exempt from this code.

## E18.5 Application Requirements

E18.5.1 In addition to any other application requirements, the planning authority may require the applicant to provide the following information to determine compliance with development standards:

- (a) a visual impact assessment;
- (b) an assessment, by a suitably qualified person, on potential electrical or communications interference;
- (c) an assessment, by a suitably qualified person, on the duration and intensity of noise, shadow flicker, reflection or blade glint impacting on any sensitive use on adjacent land.

## E18.6 Use Standards

There are no use standards in this Code.

## E18.7 Development Standards for Wind Turbines

E18.7.1 Design and Siting of Free-Standing Wind Turbines in urban zones

<b>Objective:</b>	
To manage the visual impact of wind turbines in urban zones.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> The height of a free-standing wind turbine above natural ground level, measured to either the top of a pole or tower for a horizontal blade system or the highest point of a vertical blade system, must be no more than the height specified for acceptable solutions in Table E18.2 for the applicable zone.	<b>P1</b> The height of a free-standing wind turbine must be no more than the height specified for performance criteria in Table E18.2 for the applicable zone, and must be designed and sited to minimise change to the landscape or streetscape having regard to the following: <ul style="list-style-type: none"><li>(a) the compatibility of the height with other buildings and structures within 100 m;</li><li>(b) the impact on significant views from public land;</li><li>(c) uniformity of colour, size and shape if multiple wind turbines.</li></ul>

E18.7.2 Design and Siting of Free-Standing Wind Turbines in non-urban zones

<b>Objective:</b>	
To manage the visual impact of wind turbines in non-urban zones.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>

<p><b>A1</b></p> <ul style="list-style-type: none"> <li>(a) use existing infrastructure;</li> <li>(b) be externally finished and maintained in a neutral colour that minimises visual intrusiveness;</li> <li>(c) not: <ul style="list-style-type: none"> <li>(i) be located on skylines that can be seen in silhouette;</li> <li>(ii) be aligned diagonally to the principal slope of a hill;</li> <li>(iii) cross at a low point of a saddle between hills;</li> <li>(iv) be located around the base of a hill;</li> <li>(v) be along the edge of an existing clearing;</li> <li>(vi) be artificially lit unless required for air navigation safety;</li> <li>(vii) be used for signage purposes, other than necessary warning and equipment information,</li> </ul> </li> <li>(d) be setback to a front, side or rear boundary less than the applicable setback for the zone;</li> <li>(e) screen equipment housing and other visually intrusive infrastructure from public view.</li> </ul>	<p><b>P1</b></p> <p>The design and siting of a free-standing wind turbine must ensure any detrimental impact upon visual amenity is minimised by:</p> <ul style="list-style-type: none"> <li>(a) reducing the prominence of the structure; and</li> <li>(b) protecting important public views such as vistas to significant public buildings, streetscapes and heritage areas.</li> </ul>
<p><b>A2</b></p> <p>The height of a free-standing wind turbine above natural ground level, measured to either the top of a pole or tower for a horizontal blade system or the highest point of a vertical blade system, must be no more than the height specified for acceptable solutions in Table E18.2 for the applicable zone.</p>	<p><b>P2</b></p> <p>The height of a free-standing wind turbine must be no more than the height specified for performance criteria in Table E18.2 for the applicable zone and must be designed and sited to minimise change to the surrounding natural or rural setting and existing views having regard to the following:</p> <ul style="list-style-type: none"> <li>(a) the extent to which topography or vegetation minimises change to short or medium range views from public roads, public land, sensitive uses and public or private tourism facilities;</li> <li>(b) the impact on topographical features such as the coastline, watercourses, ridgelines, skylines and hillsides;</li> <li>(c) the extent of undergrounding of incidental</li> </ul>

	<p>works such as powerlines;</p> <p>(d) uniformity of colour, size and shape if multiple wind turbines;</p> <p>(e) the distance to public land used for formal or informal recreation and settlements;</p> <p>(f) the regular spacing of multiple wind turbines if in open or flat landscapes or farmed landscapes;</p> <p>(g) the irregular spacing of multiple wind turbines if in areas of varied topography and vegetation distribution.</p>
--	--

#### E18.7.3 Separation from Sensitive Use

<b>Objective:</b>	
To manage potential impacts on a sensitive use.	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>A wind turbine must be separated from a sensitive use in accordance with Table E18.1.</p>	<p><b>P1</b></p> <p>A wind turbine must not cause unreasonable impact on the residential amenity of a nearby sensitive use and must satisfy all of the following:</p> <p>(a) no more than 30 hours of shadow flicker in a 12 month period;</p> <p>(b) no unreasonable reflection or blade glint impacts;</p> <p>(c) no unreasonable noise;</p> <p>(d) no unreasonable electrical or communications interference;</p> <p>(e) no excessive overshadowing.</p>

#### E18.7.4 Efficiency of Roof Top Mounted Wind Turbines

<b>Objective:</b>	
To ensure that roof top mounted wind turbines can operate efficiently.	
Acceptable Solutions	Performance Criteria
<p><b>A1</b></p> <p>No acceptable solution.</p>	<p><b>P1</b></p> <p>Roof top mounted wind turbines must demonstrate that their potential operational efficiency will not be significantly reduced by surrounding buildings and topography.</p>

#### E18.7.5 Birdstrike Risk Reduction

<b>Objective:</b>	
To minimise impact to native bird and bat species.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Buildings and works must comply with one of the following: <ul style="list-style-type: none"> <li>(a) not exceed the applicable maximum height specified for the acceptable solution in Table E18.2;</li> <li>(b) be separated from the following features by no less than 100m: <ul style="list-style-type: none"> <li>(i) any land within the biodiversity overlay with a High Priority Biodiversity Values or Medium Priority Biodiversity Values;</li> <li>(ii) the high water mark;</li> <li>(iii) a wetland.</li> </ul> </li> </ul>	<b>P1</b> Buildings and works must minimise significant risk of collision with native bird and bat species.

#### E18.8 Development Standards for Solar Panels

<b>Objective:</b>	
To ensure that the design and siting of ground mounted solar panels protects residential amenity and has minimal effect to any natural, rural or built setting.	
Acceptable Solutions	Performance Criteria
<b>A1</b> The height above natural ground level is no more than 3 m.	<b>P1</b> The height above natural ground level must not exceed the permitted building height in the zone by and must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be reasonably screened from public spaces by topography, fencing, vegetation or buildings;</li> <li>(b) not unreasonably overshadow adjoining land.</li> </ul>
<b>A2</b> The total area is no more than 30m <sup>2</sup> .	<b>P2</b> The area size must not cause an unreasonable impact on visual amenity, and must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be screened from public spaces by topography, vegetation fencing or existing buildings;</li> <li>(b) not cause excessive glare or reflectivity</li> </ul>

	outside of the site.
--	----------------------

Table E18.1 Distance from a Sensitive Use

Scale and Capacity	Minimum distance to a sensitive use
Wind energy facility with less than 250kW combined output	
(a) Single generator with less than 10kW individual capacity	60m
(b) Single generator with more than 10kW individual capacity	250m
(c) 2 – 4 generators regardless of individual capacity	350m
(d) 5 or more generators regardless of individual capacity	1000m
Wind energy facility with more than 250kW combined output	
(a) Single generator with less than 1000kW individual capacity	500m
(b) Single generator with more than 1000kW individual capacity	1000m
(c) 2 or more generators regardless of individual capacity	1000m

Table E18.2 Height of Free-Standing Wind Turbines in Zones

Zone	Maximum height for relevant acceptable solution	Maximum height for relevant performance criteria
General Residential Zone	12m	20m
Inner Residential Zone	12m	20m
Low Density Residential Zone	12m	20m
Rural Living Zone	12m	20m
Environmental Living Zone	12m	20m
Urban Mixed Use Zone	12m	20m
Village Zone	12m	20m
Community Purpose Zone	12m	20m
Recreation Zone	12m	20m
Open Space Zone	12m	25m
Local Business Zone	12m	20m
General Business Zone	15m	25m
Central Business Zone	15m	25m
Commercial Zone	15m	No maximum height

Light Industrial Zone	20m	No maximum height
General Industrial Zone	25m	No maximum height
Rural Resource Zone	25m	No maximum height
Significant Agricultural Zone	25m	No maximum height
Utilities Zone	25m	No maximum height
Environmental Management Zone	12m	No maximum height
Major Tourism Zone	12m	20m
Port and Marine Zone	25m	No maximum height
A Particular Purpose Zone	12m	20m

## E19.0 Telecommunications Code

### E19.1 Purpose

E19.1.1 The purpose of this provision is to:

- (a) facilitate equitable provision and access to high-speed broadband and telecommunication networks as services essential for the prosperity, security and welfare of the community;
- (b) encourage new telecommunication and digital facilities to form part of a local or regional telecommunications network for all carriers;
- (c) encourage shared use and co-location of facilities to minimise the number of towers within the municipal area;
- (d) minimise likely adverse impact of communication systems on community health and safety;
- (e) minimise adverse visual impact of towers and antennae.

### E19.2 Application

E19.2.1 This code applies to development for telecommunication facilities.

This code does not apply to use.

### E19.3 Definition of Terms

E19.3.1 In this code, unless the contrary intention appears;

areas of environmental significance	means as defined in the <i>Telecommunications (Low-impact Facilities) Determination 1997</i> .
line	means a wire, cable, optical fibre, tube, conduit, waveguide or other physical medium used, or for use, as a continuous artificial guide for, or in connection with, carrying communications by means of guided electromagnetic energy.
telecommunications	means any part of the infrastructure of a telecommunications network and includes any line, equipment, apparatus, tower, antenna, tunnel,

infrastructure	duct, hole, pit or other structure used, or for use, in or in connection with a telecommunications network.
telecommunications network	means a system, or series of systems, that carries or is capable of carrying communications by means of guided and/or unguided electromagnetic energy.
tower	means a tower, pole, mast or similar structure used to supply a carriage service by means of Telecommunication

## E19.4 Development Exempt from this Code

E19.4.1 No development is exempt from this code.

## E19.5 Application Requirements

E19.5.1 There are no specific additional application requirements for this code.

## E19.6 Use Standards

E19.6.1 No use standards in this code.

## E19.7 Development Standards

E19.7.1 Shared Use and Co-Location

<b>Objective:</b>	
To minimise the total number of towers and antenna within the municipal area.	
Acceptable Solutions	Performance Criteria
<b>A1</b> A new antenna must be located on an existing tower.	<b>P1</b> A new antenna may be located on a new tower if it is impracticable to co-locate on an existing tower, having regard to the following: <ul style="list-style-type: none"> <li>(a) no existing tower is located within the telecommunications network area with technical capacity to meet the requirements for the antenna;</li> <li>(b) no existing tower is located within the telecommunications network area with sufficient height to meet the requirements of the antenna;</li> <li>(c) no existing tower is located within the telecommunications network area with sufficient structural strength to support the proposed antenna and related equipment;</li> <li>(d) there is risk of electromagnetic interference between the antenna and an existing antenna on an existing tower;</li> </ul>

	(e) there are other limiting factors that render existing towers unsuitable.
<b>A2</b> A new tower or mast must be structurally and technically designed to accommodate comparable additional users, including by the rearrangement of existing antenna and the mounting of antenna at different heights.	<b>P2</b> No performance criteria.

#### E19.7.2 Visual Amenity

<b>Objective:</b>	
To minimise detrimental impact upon the visual amenity of a locality by reducing prominence of telecommunications infrastructure.	
Acceptable Solutions	Performance Criteria
<b>A1</b> The location of telecommunications infrastructure must comply with all of the following: <ul style="list-style-type: none"> <li>(a) be within existing utility corridors and sites and use existing infrastructure;</li> <li>(b) be externally finished and maintained in a neutral colour that minimises visual intrusiveness;</li> <li>(c) not: <ul style="list-style-type: none"> <li>(i) be located on skylines that can be seen in silhouette;</li> <li>(ii) be aligned diagonally to the principal slope of a hill;</li> <li>(iii) cross at a low point of a saddle between hills;</li> <li>(iv) be located around the base of a hill;</li> <li>(v) be along the edge of an existing clearing;</li> <li>(vi) be artificially lit unless required for air navigation safety;</li> <li>(vii) be used for signage purposes, other than necessary warning and equipment information,</li> </ul> </li> <li>(d) aerial telecommunication lines or additional supporting structures are erected and operated in residential and commercial areas only where overhead cables exist;</li> <li>(e) equipment housing and other visually</li> </ul>	<b>P1</b> The location of telecommunications infrastructure not complying with A1 must ensure any detrimental impact upon visual amenity is minimised by reducing the prominence of telecommunications infrastructure, and important public views such as vistas to significant public buildings, streetscapes and heritage areas are protected.



intrusive infrastructure is screened from public view.	
<b>A2</b> Height above natural ground level must be no more than: <ul style="list-style-type: none"> <li>(a) 60 metres in the Environmental Management, Rural Resource and Significant Agriculture Zones;</li> <li>(b) 45 metres in the General Industrial or Port and Marine Zone;</li> <li>(c) 40 metres in the Central Business, Commercial, Environmental Living, General Business, Major Tourism, Rural Living and Utilities Zones;</li> <li>(d) 20 metres in the Community Purpose, General Residential, Inner Residential, Light Industrial, Local Business, Low Density Residential, Recreation, Urban Mixed Use and Village Zones.</li> </ul>	<b>P2</b> Height above natural ground level not complying with A2 must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) the predominant height of existing infrastructure or vegetation in the immediate vicinity is above the specified height limit;</li> <li>(b) there is no adverse impact on heritage or ecological values, or visual amenity of the locality;</li> <li>(c) it is critical for the role of the facility within the telecommunications network.</li> </ul>

#### E19.7.3 Environmental Values

<b>Objective:</b>	
To ensure that environmental values are protected	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Telecommunications infrastructure must not be located in an area of environmental significance.	<b>P1</b> Telecommunications infrastructure located in an area of environmental significance must ensure environmental and heritage values are not significantly impacted.

#### E19.7.4 Access

<b>Objective:</b>	
To ensure that telecommunications infrastructure does not impede movement of vehicular and other modes of transport.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Telecommunications infrastructure must not impede movement of vehicular and other modes of transport.	<b>P1</b> Telecommunications infrastructure must provide for adequate clearance for vehicular traffic and must not pose a danger or encumbrance to users of other land or aircraft.

#### E19.7.5 Significant Agricultural Land

<b>Objective:</b>	
To protect the productive capacity and efficient farming operations of significant agricultural land.	

Acceptable Solutions	Performance Criteria
<b>A1</b> Telecommunications infrastructure within the Significant Agriculture Zone must be placed on or within 2 metres of property boundaries or fence lines.	<b>P1</b> Telecommunications infrastructure within the Significant Agriculture Zone must not degrade or restrict the productive capacity of the land.

## **E20.0 Acid Sulfate Soils Code**

This code is not used in this planning scheme.

## **E21.0 Dispersive Soils Code**

This code is not used in this planning scheme.

## **E 22.0 This code number is not used in this planning scheme**

## **E23.0 On-Site Wastewater Management Code**

This code is not used in this planning scheme.

## **E24.0 Coastal Development Code**

### **E24.1 Purpose**

E24.1.1 The purpose of this provision is to protect the visual amenity and established character near the coast.

### **E24.2 Application**

E24.2.1 This code applies to development on lots in the coastal proximity area in the Low Density Residential Zone or the Particular Purpose Zone 6 - North Bicheno or the Rural Living Zone.

### **E24.3 Definition of Terms**

Coastal Proximity	All lots that either: <ul style="list-style-type: none"> <li>(a) adjoin or are intersected by the high water mark;</li> <li>(b) adjoin a public reserve within the meaning of <i>Crown Lands Act 1976</i> located on the coast;</li> <li>(c) adjoin any Council owned or administered public open space land, or any other Council owned or administered land, located on the coast.</li> </ul>
-------------------	---

### **E24.4 Use or Development Exempt from this Code**

There are no exemptions to this Code.

## E24.5 Application Requirements

E24.5.1 In addition to any other application requirements, the Planning Authority may require the applicant to provide any of the following information if considered necessary to determine compliance with performance criteria.

- (a) shadow diagram;
- (b) existing view corridors;
- (c) visual impact assessment.

## E24.6 Use Standards

E24.6.1 No use standards in this code.

## E24.7 Development Standards

E24.7.1 Building Height

<b>Objective:</b>	
To ensure that building height within the coastal proximity contributes positively to the streetscape and does not result in unreasonable impact on adjoining development or visual landscape qualities.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Building height must be no more than: 5m.	<b>P1</b> Building height must satisfy all of the following: <ul style="list-style-type: none"><li>(a) ensure there is no unreasonable loss of amenity on adjoining lots by:<ul style="list-style-type: none"><li>(i) overshadowing and reduction of sunlight to habitable rooms and private open space to less than 3 hours between 9.00 am and 5.00 pm on June 21 or by increasing existing overshadowing where greater than above; and</li><li>(ii) overlooking and loss of privacy; and</li><li>(iii) visual impacts when viewed from adjoining lots; and</li><li>(iv) take into account steep slopes and other topographical constraints; and</li><li>(v) loss of view corridors; and</li></ul></li><li>(b) take into account steep slopes and other topographical constraints; and</li><li>(c) have regard to streetscape qualities or be consistent with the statements of desired future character.</li></ul>

<p><b>A2</b></p> <p>An addition or alteration to an existing dwelling, or change of use to a dwelling, must not encroach onto an existing land application area and comply with at least one of the following:</p> <ul style="list-style-type: none"> <li>(a) not increase the number of bedrooms or otherwise increase the potential volume of wastewater generated onsite;</li> <li>(b) not increase the number of bedrooms or otherwise increase the potential volume of wastewater generated onsite to greater than that allowed for in the design of the existing OWMS;</li> <li>(c) provide a land application area that complies with Table E23.1.</li> </ul>	<p><b>P2</b></p> <p>The land application area is of sufficient size to comply with the requirements of AS/NZ1547.</p>
--	---

#### E24.7.1 Setback

<b>Objective:</b>	
To ensure that building setback from a coastal boundary contributes positively to the streetscape and/or landscape and does not result in unreasonable impact on the amenity of open space in coastal locations.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Building setback from the high water mark or a public reserve located on the coast or any Council owned or administered land located on the coast must be no less than:</p> <p>15m.</p>	<p><b>P1</b></p> <p>Building setback from the high water mark or a public reserve located on the coast or any Council owned or administered land located on the coast must satisfy all of the following:</p> <ul style="list-style-type: none"> <li>(a) ensure that there is no unreasonable loss of amenity on adjoining residential lots or adjoining coastal land by: <ul style="list-style-type: none"> <li>(i) overlooking and loss of privacy to adjoining residential land; and</li> <li>(ii) visual impacts when viewed from adjoining coastal land; and</li> </ul> </li> <li>(b) ensure that there is no unreasonable overlooking or encroachment, perceived or physical, into public land that may restrict or restrain public use.</li> </ul>

## Part F

# Specific Area Plans

---

### F1.0 Spring Bay Marina Specific Area Plan

#### F1.1 Purpose of Specific Area Plan

F1.1.1 The purpose of the Spring Bay Marina Specific Area Plan is to:

- (a) provide for a sustainable, high quality marina residential, visitor accommodation and tourism precinct, whilst providing for continued public access to the foreshore that is developed consistent with the Desired Future Character Statements for the three precincts that comprise the Specific Area Plan;
- (b) provide a visitor attraction that will contribute to the local economy, by encouraging visitors to stay longer and increase expenditure in the town of Triabunna and surrounding areas;
- (c) to minimise the impact of the development on visual, environmental and cultural values;
- (d) to minimise the environmental footprint of development through energy efficiency and water sensitive urban design;

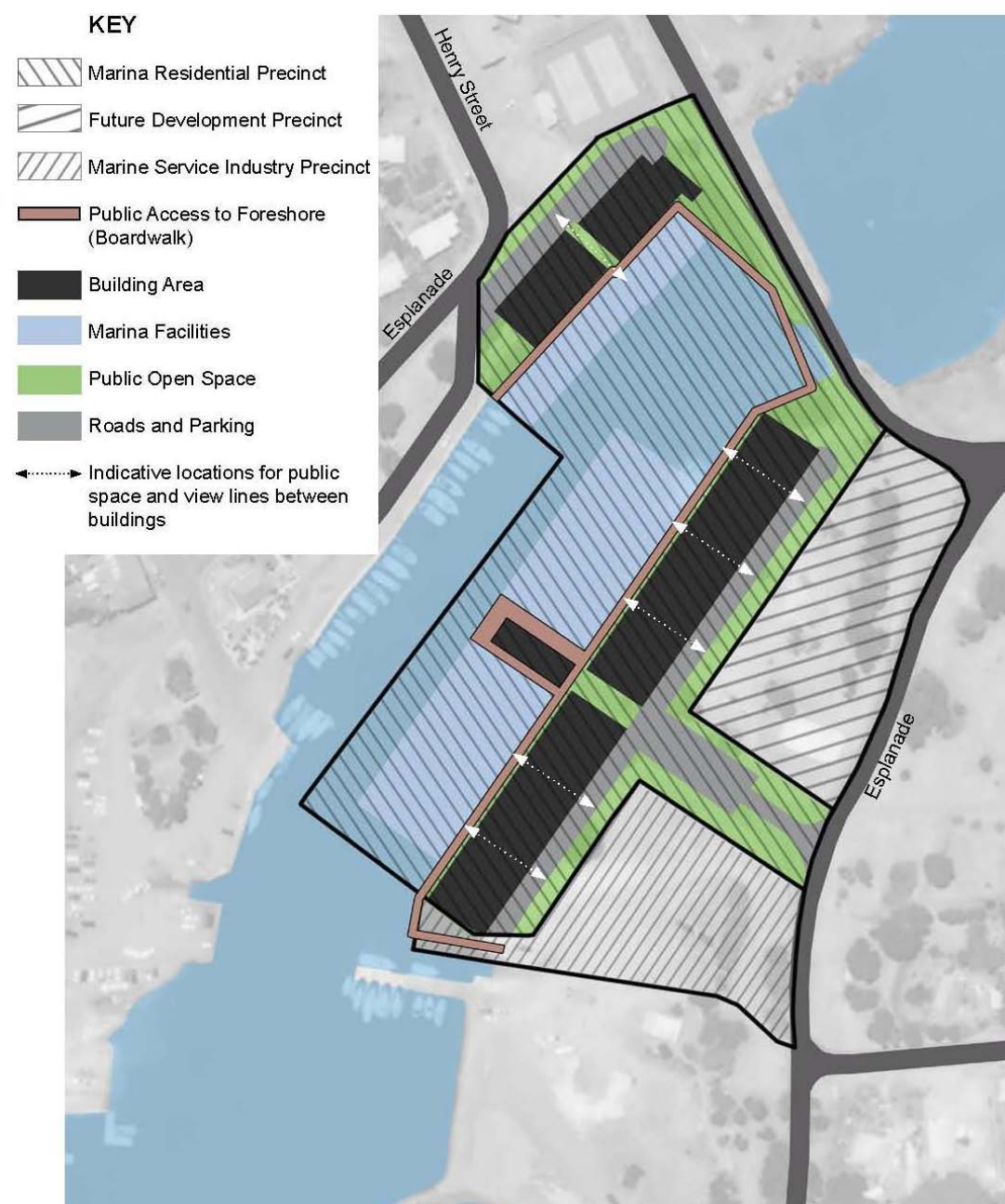
Desired Future Character Statements	Implementation Strategy
<b>Marina Residential Precinct</b> Future development of the Marina Residential Precinct is to: <ul style="list-style-type: none"><li>(a) provide residential and visitor accommodation linked to marina berth facilities;</li><li>(b) comprise separate titles only under the <i>Strata Titles Act 1998</i>;</li><li>(c) provide marine infrastructure and improved navigational waters for a range of vessels;</li><li>(d) enhance public amenity and pedestrian access and include a minimum 2.4 metre width boardwalk around the foreshore and paths linking to surrounding areas.</li></ul>	Use and Development standards.
<b>Marina Service Industry Precinct</b> Future development of the Marina Residential Precinct is to: <ul style="list-style-type: none"><li>(a) comprise industrial uses associated with marine activities including facilities for the storage, servicing and repair of boats or marine equipment, and ship chandlers;</li><li>(b) provide opportunities for enhanced community and recreational activities such as those that compliment activities of the Spring Bay Boat Club.</li></ul>	Use and Development standards.

<b>Future Development Precinct</b> Future development of the Future Development Precinct is to: <ul style="list-style-type: none"> <li>(a) comprise separate titles only under the <i>Strata Titles Act 1998</i>;</li> <li>(b) provide for public access, open space and recreation across a minimum 10% of the precinct.</li> </ul>	Use and Development standards.
---	--------------------------------

## F1.2 Application of Specific Area Plan

F1.2.1 This specific area plan applies to all of the following:

- (a) the area of shown on the Spring Bay Marina Specific Area Plan map below;
- (b) the use and development of signs, whereby the Precinct is treated as if it was the Village Zone pursuant to Code E.17.



### F1.3 Use Table

No Permit Required	
Use Class	Qualification
Educational and occasional care	Only if for home-based child care in accordance with a licence under the <i>Child Care Act 2001</i> .
Utilities	Only if minor utilities.
Permitted	
Use Class	Qualification
Food services	Only if a restaurant and located in the Marina Residential Precinct.
Natural and cultural values management	
Port and shipping	Only if located in the Marine Services Precinct.
Passive recreation	
Pleasure boat facility	Only if a marina.
Residential	Only if multiple dwellings or home-based business and not located in the Marine Services Industry Precinct.
Visitor accommodation	Only if located within the Marina Residential Precinct.
Discretionary	
Use Class	Qualification
Community meeting and entertainment	
Educational and occasional care	Only if childcare centre and located in Future Development Precinct.
Food services	Except if permitted. Only if take-away food premises.
General retail and hire	Only if local shop and not displacing a residential use or associated with marine activities and located in the Marine Services Industry Precinct.
Hotel industry	Only if not displacing a residential use.
Tourist operation	Only if associated with marina berths or of a maritime nature.
Utilities	Except if no permit required.
Vehicle parking	
Vehicle fuel sales and services	Only if for marine vessels or transport of marine vessels and located in the Marine Services Industry Precinct.
Visitor accommodation	Except if permitted.
Prohibited	

Use Class	Qualification
All other uses	

## F1.4 Application Requirements

F1.4.1 In addition to any other application requirements, the planning authority may require the applicant to provide a plan of proposed landscaping prepared by a suitably qualified and experienced landscape architect or other person approved by Council.

This plan may show, as relevant, the overall landscaping theme for development within and across each Precinct which reduces the visual impact of development and is sympathetic to the characteristics of the site and surroundings; or how landscaping of part of the Specific Area Plan is consistent with the overall theme.

The plan should show details on:

- (a) site dimensions and existing and proposed surface levels;
- (b) existing drainage and vegetation;
- (c) planting concept;
- (d) paving materials and drainage treatments and lighting for vehicle areas and footpaths;
- (e) location, species (preferably locally indigenous species) and characteristics of proposed plantings and other forms of landscaping;
- (f) screening of development;
- (g) how incompatible activities are separated;
- (h) passive and/or active recreation facilities must be provided for the use of the occupants of the complex; and
- (i) provision of a pedestrian network with associated landscaping to link residential units and facilities.
- (j) soil and water management measures

## F1.5 Use Standards

F1.5.1 Discretionary Use

There are no Use Standards for Discretionary Use within this Specific Area Plan.

F1.5.2 Use Standards for Reserved Land

There are no Use Standards for Reserved Land within the Specific Area Plan.

F1.5.3 Residential and Visitor Accommodation Use

<b>Objective:</b>	
To ensure that berths at the Marina are allocated to residential and visitor accommodation use within the Marina Residential Precinct.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b>	<b>P1</b>
Marina berths must be provided at a rate of no	



less than 1.1 per all of the following: (a) each dwelling; (b) each self-contained visitor accommodation unit; (c) each partially or fully serviced room for visitor accommodation unit.	No Performance Criteria.
---	--------------------------

## F1.6 Development Standards for Buildings and Works

### F1.6.1 Building Height

<b>Objective:</b>	
To ensure that building height contributes positively to the streetscape and does not result in unreasonable impact on residential amenity.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Building height must be no more than: 8.5m.	<b>P1</b> No Performance Criteria.

### F1.6.2 Setback

<b>Objective:</b>	
To ensure building setback contributes positively to the streetscape and does not result in unreasonable impact on residential amenity of adjoining land.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Building setback from frontage must be no less than: (a) 12m, if fronting the Esplanade measured from the road centreline; (b) 4m, if fronting any other road.	<b>P1</b> Building setback from frontage must satisfy all of the following: (a) be consistent with any Desired Future Character Statements provided for the area; (b) be compatible with the setback of adjoining buildings, generally maintaining a continuous building line if evident in the streetscape; (c) enhance the characteristics of the site, adjoining lots and the streetscape.
<b>A2</b> Building setback from side and rear boundaries, irrespective of the zoning of adjoining land, must be no less than: 4m.	<b>P2</b> Building setback from side and rear boundaries must satisfy all of the following: (a) be sufficient to prevent unreasonable adverse impacts on residential amenity on adjoining lots by: (i) overlooking and loss of privacy; (ii) overshadowing and reduction of sunlight to habitable rooms and

	<p>private open space on adjoining lots to less than 3 hours between 9.00 am and 5.00 pm on June 21 or further decrease sunlight hours if already less than 3 hours;</p> <p>(iii) visual impact, when viewed from adjoining lots, through building bulk and massing;</p> <p>taking into account aspect and slope.</p>
--	---

### F1.6.3 Design

<b>Objective:</b>	
To ensure that building design contributes positively to the streetscape, the amenity and safety of the public and adjoining land.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Exterior finishes of buildings, if not natural or untreated, must be coloured using colours with a light reflectance value not greater than 40%.	<b>P1</b> Exterior finishes of buildings, if not natural or untreated, must be coloured to tone in with the landscape setting and general character of the area.
<b>A2</b> Site coverage must be no more than: <ul style="list-style-type: none"> <li>(a) that shown on the Spring Bay Marina Specific Area Plan map, if within the Marina Residential Precinct;</li> <li>(b) 50%, if within the Future Development Precinct.</li> </ul>	<b>P2</b> No Performance Criteria.
<b>A3</b> Multiple dwelling developments must be provided with private open space that complies with all of the following: <ul style="list-style-type: none"> <li>(a) is no less than 25m<sup>2</sup> and located to the side or rear of the dwelling of a ground level dwelling;</li> <li>(b) is no less than 10m<sup>2</sup> with a minimum dimension of 2m, if above ground level dwelling;</li> </ul>	<b>P3</b> No Performance Criteria.

## F1.7 Development Standards for Subdivision

### F1.7.1 Subdivision

<b>Objective:</b>
To prevent subdivision other than for public purposes.

Acceptable Solutions	Performance Criteria
<b>A1</b> Subdivision is for the purpose of providing lots for public open space, a riparian or littoral reserves or utilities.	<b>P1</b> No Performance Criteria.
<b>A2</b> No Acceptable Solution.	<b>P2</b> The frontage, size and dimensions of each lot must be sufficient to accommodate development consistent with the Zone Purpose Statements.

### Map F1 Spring Bay Marina Specific Area Plan

Refer to the PDF map: Glamorgan Spring Bay IPS 2015 - overlay maps - effective 05 August 2015

## F2.0 Bicheno Golf Club Specific Area Plan

### F2.1 Purpose of Specific Area Plan

F2.1.1 The purpose of the Bicheno Golf Club Specific Area Plan is to:

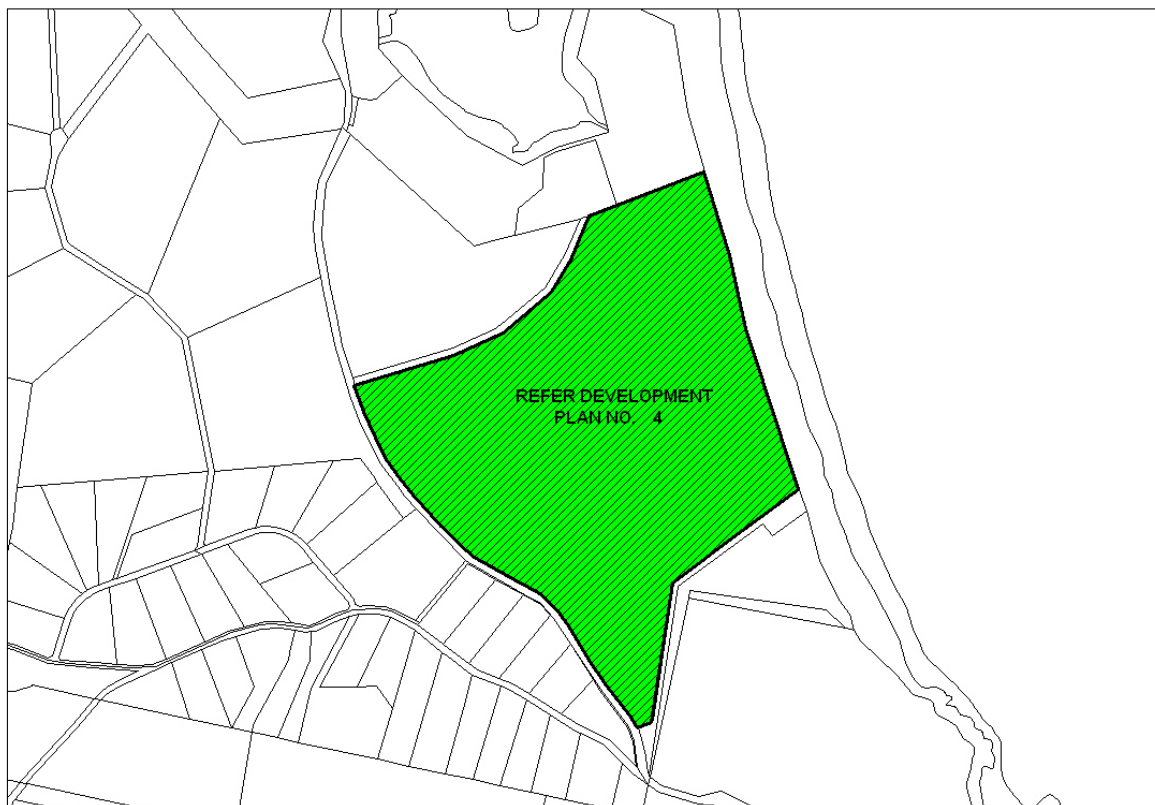
- (a) promote the development of a sustainable, high quality 18-hole golf course and integrated residential estate;
- (b) protect and maintain a high standard of environmental management in a sensitive coastal environment;
- (c) ensure that dune morphology and ecology and surrounding wetland systems are not detrimentally impacted;
- (d) to ensure minimal disturbance to adjacent high value environments, in particular the Denison Beach shore bird nesting areas;
- (e) encourage development that has a positive relationship to the golf course and the environment through appropriate siting and architectural design that

includes materials, surfaces and colourings that blend with the surrounding environment;

- (f) ensure non-residential uses are of a scale consistent with surrounding residential development;
- (g) ensure minimal visual impact upon surrounding locations, including the Tasman Highway corridor.

## F2.2 Application of Specific Area Plan

F2.2.1 This specific area plan applies to the area of land shown on the Bicheno Golf Club Specific Area Plan below:



## F2.3 Use Table

No Permit Required	
Use Class	Qualification
Utilities	Only if minor utilities.
Permitted	
Use Class	Qualification
Passive recreation	
Residential	Only if home-based business or single dwelling.
Sport and recreation	Only if golf course.

<b>Discretionary</b>	
<b>Use Class</b>	<b>Qualification</b>
Residential	Only if a communal residence: (a) not on Lots 44, 61 and the balance; (b) up to a maximum of 10 within the Specific Area Plan area; and (c) not displacing a single dwelling or visitor accommodation use.
Sport and recreation	
Utilities	Except if wastewater treatment plant with a capacity of more than 100KL per day.
Vehicle parking	
Visitor accommodation	Only if: (a) not more than one building per lot; (b) up to a maximum of 20 within the Specific Area Plan area; and (c) not displacing a single dwelling or communal residence use.
<b>Prohibited</b>	
<b>Use Class</b>	<b>Qualification</b>
All other uses	

## F2.4 Use Standards

### F2.4.1 Discretionary Use

There are no Use Standards for Discretionary Use in this Specific Area Plan.

## F2.5 Development Standards for Buildings and Works

### F2.5.1 Building Height

<b>Objective:</b>	
To ensure that the building height of a building is generally compatible with the protection of residential amenity and minimising the visual impact of development.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Building height must be no more than: 8m.	<b>P1</b> No Performance Criteria.

### F2.5.2 Setback from a frontage

<b>Objective:</b>
To ensure that a building is sufficiently setback from a frontage to enhance the streetscape and compatibility with the golf course, ensure a high level of residential amenity and minimise the visual

impact of buildings.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Building setback from frontage must be no less than 5m.	<b>P1</b> No Performance Criteria.

#### F2.5.3 Side and rear setbacks

<b>Objective:</b>	
To ensure that buildings are sited to protect the residential amenity of adjacent lots by limiting unreasonable impacts upon solar access, privacy and visual bulk.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Building setback from side and rear boundaries, irrespective of the zoning of adjoining land, must be no less than 5m.	<b>P1</b> No Performance Criteria.

#### F2.5.4 Fencing

<b>Objective:</b>	
To ensure that fences do not detract from the amenity of adjoining lots and the open natural character of the area whilst providing for safety and privacy.	
Acceptable Solutions	Performance Criteria
<b>A1</b> No fences on street and golf course boundaries.	<b>P1</b> No Performance Criteria.
<b>A2</b> Side boundary fences not more than 2m in height and not more than 1m in height within 5m of front and rear boundaries.	<b>P2</b> No Performance Criteria.
<b>A3</b> Fences for restraint of children and pets must be setback 5m from golf course and street boundaries.	<b>P3</b> No Performance Criteria.

#### F2.5.5 Design

<b>Objective:</b>	
To ensure that the appearance of buildings is visually compatible with surrounding development, the environment and the golf course, and visual impact of development is minimised.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Exterior finishes of buildings, if not natural or untreated, must be coloured using colours with a light reflectance value not greater than 40%.	<b>P1</b> No Performance Criteria.

#### F2.5.6 Site Coverage

<b>Objective:</b>	
To ensure the area maintains a density commensurate with a high level of visual and residential amenity.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Site coverage must comply with all of the following: (a) 50%, if the lot is less than 800m <sup>2</sup> ; (b) 400m <sup>2</sup> , if the lot is 800m <sup>2</sup> or greater	<b>P1</b> No Performance Criteria.

## F2.6 Development Standards for Subdivision

### F2.6.1 Subdivision

<b>Objective:</b>	
To ensure that no more than 61 lots with the Specific Area Plan are created.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> No Acceptable Solution.	<b>P1</b> The number of lots must not exceed 61 and each lot must be compatible with the golf course, ecological and morphological values and residential development, and having regard to: (a) easements to which the site is subject; and (b) the suitability of the land, including topography.

### Map F2 Bicheno Golf Club Specific Area Plan

Refer to the PDF map: Glamorgan Spring Bay IPS 2015 - overlay maps - effective 05 August 2015

## F3.0      **Louisville Road Specific Area Plan**

### F3.1      **Purpose of Specific Area Plan**

F3.1.1      The purpose of the Louisville Road Specific Area Plan is to:

- (a)    provide for a sustainable, high quality tourism, recreational and residential estate that is developed consistent with the Desired Future Character Statements for the five precincts and nine sub-areas that comprise the Specific Area Plan;
- (b)    provide for public access to open space areas and to the foreshore, and formed shared trails for public access and recreational use;
- (c)    create a major visitor attraction that will encourage visitors to stay longer in the area;
- (d)    ensure connections between the site and Orford are established and maintained;
- (e)    minimise visual impact and protect the sites rural landscape, vistas from the Tasman Highway, the scenic values of Meredith Point and existing ridgelines;
- (f)    provide for re-vegetation of the site with native vegetation in order to increase habitat and screen development;
- (g)    minimise the environmental footprint of development through energy efficiency, water sensitive urban design and reuse of waste and construction materials;
- (h)    protect and enhance natural and cultural values;
- (i)    encourage best practice sustainable design for the built environment.

Desired Future Character Statements	Implementation Strategy
<b>Golf Precinct</b> Future development of the Golf Precinct is to: <ul style="list-style-type: none"><li>(a)    consist of an international standard woodland golf course to service the visitor as well as the local community; and</li><li>(b)    achieve the highest standard in environmental design and management in terms of water usage and treatment, tree preservation, management of native flora and fauna and enhancement of existing landscape.</li></ul>	Use and Development standards.
<b>Open Space and Reserves Precinct</b> Future development of the Open Space and Reserves Precinct is to: <ul style="list-style-type: none"><li>(a)    provide for unimpeded public access through the site; and</li><li>(b)    use local provenance species in landscaping;</li></ul>	Use and Development standards.
<b>Residential Precinct</b> Future development of the Residential Precinct is to: <ul style="list-style-type: none"><li>(a)    provide a residential coastal community comprised of a variety of dwelling types and sizes designed to respond to the needs and lifestyle of local people, visitors and residents;</li></ul>	Use and Development standards.



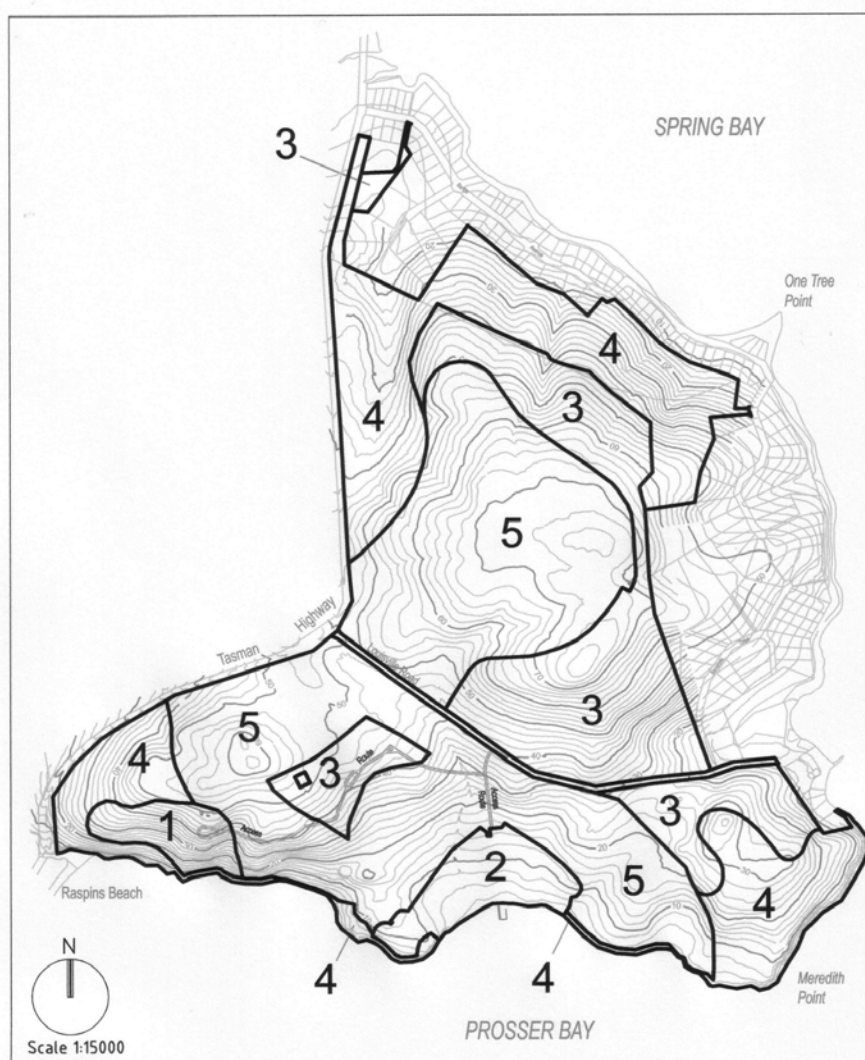
<ul style="list-style-type: none"> <li>(b) develop dwellings, roads and infrastructure within a vegetated setting, with retention of bushland and vegetation;</li> <li>(c) include substantial areas of vegetation planting of local provenance with a mixture of permaculture/edible landscape elements;</li> <li>(d) provide pedestrian links to be formed between various areas to encourage walking and assist with the building of a neighbourhood community;</li> <li>(e) maximise energy efficiency in the design and construction of buildings;</li> <li>(f) provide for a retirement village.</li> <li>(g) minimise visual impact upon surrounding locations particularly in terms of impacts upon the skyline or tree canopy when viewed from surrounding land; and</li> <li>(h) provide buildings that lend with the surrounding natural environment.</li> </ul>	
<p><b>Hub Precinct</b></p> <p>Future development of the Hub Precinct is to:</p> <ul style="list-style-type: none"> <li>(a) create a central place of activity made up of varying density uses clustered around a wood / heathland open space;</li> <li>(b) encourage the development of administration, restaurants, shops, golf club house, tourist retail and community entertainment facilities;</li> <li>(c) provide attractions and amenities such as a health spa, maritime museum, art gallery and other cultural activities with a range of accommodation types including golf edge duplex, single dwellings, grouped courtyard accommodation and park front dwellings above ground level tourist and retail uses;</li> <li>(e) include parking areas that are provided mid-block and carefully arranged to maintain a courtyard feel to the surrounding accommodation; and</li> <li>(f) Distinguish differing components within the Hub as shown on The Hub Component Layout and including: <ul style="list-style-type: none"> <li>i. The Entry Way; dwelling; visitor accommodation and retail;</li> <li>ii. Golf Accommodation; dwelling and visitor accommodation;</li> <li>iii. The Arts Space; dwelling, retail and workshop</li> <li>iv. The Golf Club House;</li> <li>v. Accommodation on Common; dwelling and visitor accommodation;</li> <li>vi. The Jetty;</li> <li>vii. The Aquatic Club; and</li> <li>viii. The Maritime Museum.</li> </ul> </li> </ul>	<p>Use and Development standards.</p>
<p><b>Eco Cabin Precinct</b></p> <p>Future development of the Eco Cabin precinct is to:</p> <ul style="list-style-type: none"> <li>(a) comprise separate title only under the <i>Strata Titles Act 1998</i>;</li> <li>(b) provide for single and double dwelling retreat style accommodation integrated into the natural environment with minimal visual impact on the</li> </ul>	

<p>surrounding area;</p> <p>(c) ensure buildings are designed in accordance with the Australian Council of Building Design Professionals LTD (BPD) Environment Design Guide 2022 (or as amended from time to time);</p> <p>(d) require car parking within communal landscaped car courts to minimise vegetation disturbance; and</p> <p>(e) ensure all servicing of the eco cabins is via a minimum width pedestrian track <b>linking the dwellings</b> to a minimum width road network.</p>	
--	--

## F3.2 Application of Specific Area Plan

F3.2.1 This specific area plan applies to the area of land shown on the Louisville Road Specific Area Plan map below:

### Precinct Plan

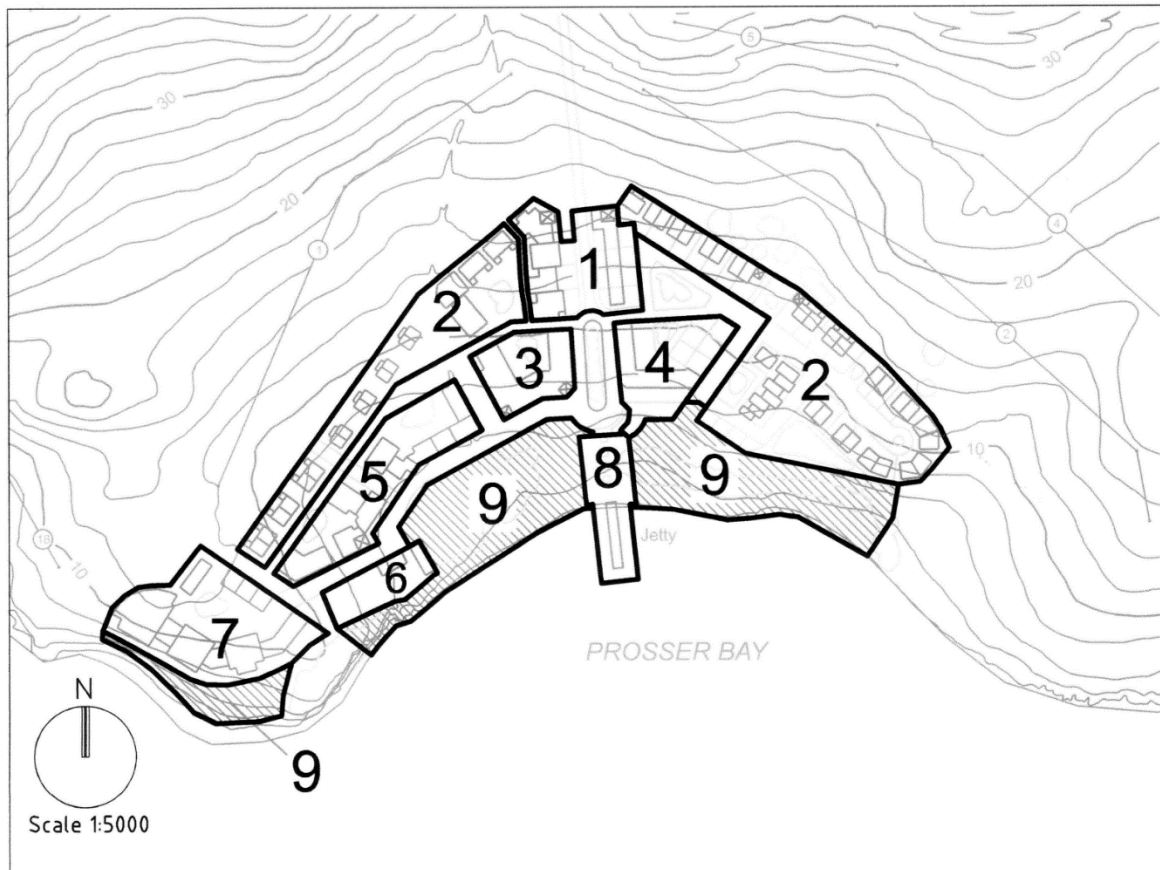


#### LEGEND

1. Eco Cabins
2. The Hub
3. Residential
4. Open Space & Reserves
5. Golf

F3.2.2 The Hub Precinct is further divided into areas shown on Hub Component Layout map below:

## Hub Component Layout



### LEGEND

1. The Entry Way - Accommodation / Retail
2. Golf Accommodation
3. Arts Precinct
4. Maritime Museum
5. Accommodation on Common
6. Aquatic Club
7. Golf Club House
8. Jetty
9. Hub Open Space

F3.2.3 Any application for use or development that does not comply with the above precinct or area boundaries shall be considered as a discretionary application pursuant to section 57 of the Act and must be consistent with the Purpose and Desired Future Character Statements of the specific area plan.

### F3.3 Use Table

<b>No Permit Required</b>	
<b>Use Class</b>	<b>Qualification</b>
Utilities	Only if minor utilities.
<b>Permitted</b>	
<b>Use Class</b>	<b>Qualification</b>
Business and professional services	Only if a consulting room located within the Hub Precinct.
Community meeting & entertainment	Only if a civic building located within the Hub Precinct.
Education and occasional care	Only if a child care centre located in the Hub Precinct.
Food services	Only if located in the Entry Way or Arts Space areas within the Hub Precinct.
General retail and hire	Only if a local shop within the Hub Precinct.
Hotel industry	Only if located within the Hub Precinct.
Passive recreation	Only if for a public park or playground.
Residential	Only if for a single dwelling and only in the Residential Precinct or within either the Entry Way or Golf Accommodation areas of the Hub Precinct.
Sport and recreation	Only if for a golf course located in the Golf Precinct.
Vehicle parking	Only if located within the Golf Precinct.
Visitor accommodation	Only if located within the Residential Precinct or Hub Precinct or Eco Cabin Precinct.
<b>Discretionary</b>	
<b>Use Class</b>	<b>Qualification</b>
Sport and recreation	Except if permitted.
Residential	Except if permitted and only if located within the Residential Precinct or Hub Precinct.
Tourist operation	Only if located within the Hub Precinct.
Utilities	Except if no permit required.
<b>Prohibited</b>	
<b>Use Class</b>	<b>Qualification</b>
All other uses	

## F3.4 Application Requirements

F3.4.1 In addition to any other application requirements, the planning authority may require the applicant to provide a plan of proposed landscaping prepared by a suitably qualified and experienced landscape architect or other person approved by Council.

This plan may show, as relevant, the overall landscaping theme for development within and across each Precinct which reduces the visual impact of development and is sympathetic to the characteristics of the site and surroundings; or how landscaping of part of the Specific Area Plan is consistent with the overall theme.

The plan should show details on:

- (a) site dimensions and existing and proposed surface levels;
- (b) existing drainage and vegetation;
- (c) planting concept;
- (d) paving materials and drainage treatments and lighting for vehicle areas and footpaths;
- (e) location, species (preferably locally indigenous species) and characteristics of proposed plantings and other forms of landscaping;
- (f) screening of development;
- (g) how incompatible activities are separated;
- (h) passive and/or active recreation facilities must be provided for the use of the occupants of the complex; and
- (i) provision of a pedestrian network with associated landscaping to link residential units and facilities.
- (j) soil and water management measures

F3.4.2 In addition to any other application requirements, the planning authority may require the applicant to provide a statement from a suitably qualified person that considers the impact of proposed development on coastal landscape values and may include measures to avoid, mitigate or minimise impacts.

## F3.5 Use Standards

### F3.5.1 Non-Residential Use

<b>Objective:</b>	
To ensure that non-residential use does not unreasonably impact residential amenity.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Hours of operation must be within: <ul style="list-style-type: none"><li>(a) 7.00 am to 8.00 pm Mondays to Fridays inclusive;</li><li>(b) 8.00 am to 6.00 pm Saturdays;</li><li>(c) 9.00 am to 5.00 pm Sundays and Public</li></ul>	<b>P1</b> Hours of operation must not have an unreasonable impact upon the residential amenity through commercial vehicle movements, noise or other emissions that are unreasonable in their timing, duration or extent.

<p>Holidays; except for office and administrative tasks.</p>	
<p><b>A2</b></p> <p>Noise emissions measured at the boundary of the site must not exceed the following:</p> <ul style="list-style-type: none"> <li>(a) 55 dB(A) (LAeq) between the hours of 8.00 am to 6.00 pm;</li> <li>(b) 5dB(A) above the background (LA90) level or 40dB(A) (LAeq), whichever is the lower, between the hours of 6.00 pm to 8.00 am;</li> <li>(c) 65dB(A) (LAmix) at any time</li> </ul> <p>Measurement of noise levels must be in accordance with the methods in the Tasmanian Noise Measurement Procedures Manual, issued by the Director of Environmental Management, including adjustment of noise levels for tonality and impulsiveness.</p> <p>Noise levels are to be averaged over a 15 minute time interval.</p>	<p><b>P2</b></p> <p>Noise emissions measured at the boundary of the site must not cause environmental harm.</p>
<p><b>A3</b></p> <p>External lighting must comply with all of the following:</p> <ul style="list-style-type: none"> <li>(a) be turned off between 9:00 pm and 6:00 am, except for security lighting;</li> <li>(b) security lighting must be baffled to ensure they do not cause emission of light into adjoining private land.</li> </ul>	<p><b>P3</b></p> <p>External lighting must not adversely affect existing or future residential amenity, having regard to all of the following:</p> <ul style="list-style-type: none"> <li>(a) level of illumination and duration of lighting;</li> <li>(b) distance to habitable rooms in an adjacent dwelling.</li> </ul>
<p><b>A4</b></p> <p>Commercial vehicle movements, (including loading and unloading and garbage removal) to or from a site must be limited to 40 vehicle movements per day and be within the hours of:</p> <ul style="list-style-type: none"> <li>(a) 7.00 am to 8.00 pm Mondays to Fridays inclusive;</li> <li>(b) 8.00 am to 6.00 pm Saturdays;</li> <li>(c) 9.00 am to 5.00 pm on Sundays and Public Holidays.</li> </ul>	<p><b>P4</b></p> <p>Commercial vehicle movements, (including loading and unloading and garbage removal) must not result in unreasonable adverse impact upon residential amenity having regard to all of the following:</p> <ul style="list-style-type: none"> <li>(a) the time and duration of commercial vehicle movements;</li> <li>(b) the number and frequency of commercial vehicle movements;</li> <li>(c) the size of commercial vehicles involved;</li> <li>(d) the ability of the site to accommodate commercial vehicle turning movements, including the amount of reversing (including associated warning noise);</li> </ul>

	<ul style="list-style-type: none"> <li>(e) noise reducing structures between vehicle movement areas and dwellings;</li> <li>(f) the level of traffic on the road;</li> <li>(g) the potential for conflicts with other traffic.</li> </ul>
--	---

F3.5.2 Sensitive Use (including residential use)

There are no Use Standards for Sensitive Use within this Specific Area Plan.

F3.5.3 Visitor Accommodation

There are no Use Standards for Visitor Accommodation use within this Specific Area Plan.

## F3.6 Development Standards for Buildings and Works

F3.6.1 Building Height

<b>Objective:</b>	
To ensure that building height contributes positively to the landscape, minimises visual impact and does not result in unreasonable impact on residential amenity of land.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Building height must be no more than 8m.	<b>P1</b> Building height must satisfy all of the following <ul style="list-style-type: none"> <li>(a) be consistent with any Desired Future Character Statements provided for the area;</li> <li>(b) be sufficient to prevent unreasonable adverse impacts on residential amenity on adjoining lots by: <ul style="list-style-type: none"> <li>(i) overlooking and loss of privacy;</li> <li>(ii) overshadowing and reduction of sunlight to habitable rooms and private open space on adjoining lots to less than 3 hours between 9.00 am and 5.00 pm on June 21 or further decrease sunlight hours if already less than 3 hours;</li> <li>(iii) visual impact when viewed from adjoining lots, due to bulk and height;</li> </ul> </li> <li>(c) not unreasonably overshadow adjacent public space;</li> <li>(d) buildings must step down the slope where appropriate;</li> <li>(e) allow for a transition in height between adjoining buildings, where appropriate;</li> <li>(f) if for a non-residential use, the height is</li> </ul>

	necessary for that use.
--	-------------------------

### F3.6.2 Setback

<b>Objective:</b>	
To ensure building setback contributes positively to the streetscape, protects coastal vistas, minimises potential for conflict with uses of the golf course and does not result in unreasonable impact on residential amenity of adjoining land.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Building setback from frontage must be no less than: <ul style="list-style-type: none"> <li>(a) 9m, if fronting Louisville Road;</li> <li>(b) 5m, if fronting all other roads.</li> </ul>	<b>P1</b> Building setback from frontage must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be consistent with any Desired Future Character Statements provided for the area;</li> <li>(b) be compatible with the setback of adjoining buildings, generally maintaining a continuous building line if evident in the streetscape;</li> <li>(c) enhance the characteristics of the site, adjoining lots and the streetscape.</li> </ul>
<b>A2</b> Building setback from side and rear boundaries, irrespective of the zoning of adjoining land, must be no less than: <ul style="list-style-type: none"> <li>(a) 1.5m to a side boundary;</li> <li>(b) 3.0m to a rear boundary;</li> <li>(c) 6.0m to a side or rear boundary abutting the Golf Course Precinct;</li> <li>(d) 15.0m to a side or rear boundary abutting a coastal reserve or is formed by the high water mark.</li> </ul>	<b>P2</b> Building setback from side and rear boundaries must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be sufficient to prevent unreasonable adverse impacts on residential amenity on adjoining lots by:               <ul style="list-style-type: none"> <li>(i) overlooking and loss of privacy;</li> <li>(ii) overshadowing and reduction of sunlight to habitable rooms and private open space on adjoining lots to less than 3 hours between 9.00 am and 5.00 pm on June 21 or further decrease sunlight hours if already less than 3 hours;</li> <li>(iii) visual impact, when viewed from adjoining lots, through building bulk and massing;</li> </ul> </li> <li>(b) be sufficient to provide adequate private open space for the dwelling unit;</li> <li>(c) be sufficient to minimise conflict with the Golf Course;</li> <li>(d) ensure there is no unreasonable loss of amenity on adjoining lots or adjoining coastal land by:               <ul style="list-style-type: none"> <li>(i) overlooking and loss of privacy to</li> </ul> </li> </ul>



	adjoining residential or coastal land  (ii) visual impacts when viewed from adjoining coastal land
--	--

### F3.6.3 Design

<b>Objective:</b>	
To ensure that the location and appearance of buildings and works minimises adverse impact on the rural landscape.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Exterior finishes of buildings, if not natural or untreated, must be coloured using colours with a light reflectance value not greater than 40 percent.	<b>P1</b> Buildings must: <ul style="list-style-type: none"> <li>(a) be consistent with any Desired Future Character Statements provided for the area;</li> <li>(b) have external finishes that are non-reflective and coloured to blend with the rural landscape.</li> </ul>
<b>A2</b> Building walls parallel to a frontage must contain two or more windows and balconies, decks or wall offsets.	<b>P2</b> Building frontages must: <ul style="list-style-type: none"> <li>(a) be consistent with any Desired Future Character Statements provided for the area;</li> <li>(b) be articulated to avoid large expanses of blank wall. Design features used to achieve this may include articulation, fenestration, use of colours and materials and other devices.</li> </ul>
<b>A3</b> Fill and excavation must comply with all of the following: <ul style="list-style-type: none"> <li>(a) height of fill and depth of excavation is no more than 1 m from natural ground level, except where required for building foundations;</li> <li>(b) extent is limited to the area required for the construction of buildings and vehicular access.</li> </ul>	<b>P3</b> Fill and excavation must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) there is no unreasonable impact on natural values;</li> <li>(b) does not detract from the landscape character of the area;</li> <li>(c) does not unreasonably impact upon the privacy of adjoining properties;</li> <li>(d) does not affect land stability on the lot or adjoining land.</li> </ul>
<b>A4</b> The combined gross floor area of buildings must be no more than: <ul style="list-style-type: none"> <li>(a) 350m<sup>2</sup>, if on a lot less than 800m<sup>2</sup>;</li> <li>(b) 400m<sup>2</sup>, if on a lot greater than 800m<sup>2</sup>;</li> </ul>	<b>P4</b> The combined gross floor area of all buildings must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) be sufficient for the recreation, service facilities and landscaping needs of the development;</li> </ul>

(c) 150m <sup>2</sup> , if on a lot within the Eco Cabin Precinct.	(b) buildings are compatible with the scale of buildings on the lot and nearby land; (c) there is no unreasonable impact on the landscape; (d) there is no unreasonable impact on the natural environment; (e) be no more than 150m <sup>2</sup> if located within the Eco Cabin Precinct
<b>A5</b> (a) is no less than 50m <sup>2</sup> ; (b) has a horizontal dimension of no less than 5m; (c) is not located between the dwelling and the frontage; (d) is directly accessible from, and adjacent to, a habitable room (other than a bedroom).	<b>P5</b> Residential use must have: (a) private open space that is of a size and dimensions that are appropriate for the size of the dwelling and is able to accommodate: <ul style="list-style-type: none"> <li>(i) outdoor recreational space consistent with the projected requirements of the occupants and, for multiple dwellings, take into account any communal open space provided for this purpose within the development; and</li> <li>(ii) operational needs, such as clothes drying and storage;</li> </ul> (b) reasonable space for the planting of gardens and landscaping.
<b>A6</b> Dwellings without direct access to ground level shall have a balcony or deck with a minimum area of 10m <sup>2</sup> and a minimum horizontal dimension of 2m.	<b>P6</b> Dwellings without direct access to ground level shall have a balcony or deck with a minimum area of 5m <sup>2</sup> and a minimum horizontal dimension of 1m.

#### F3.6.4 Landscaping

<b>Objective:</b>	
To ensure that a safe and attractive landscaping treatment enhances the appearance of the site, minimises visual impact of development and enhances natural values.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> All development must be landscaped.	<b>P1</b> No Performance Criteria.

#### F3.6.5 Energy and water efficiency

<b>Objective:</b>	
To ensure that buildings minimise energy and water use.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b>	<b>P1</b>

Residential buildings must have at least one living room window facing within the range of 30 degree east of north and 30 degree west of north.	Buildings must satisfy all of the following: (a) energy use is minimised through internal layout, positioning and shading of windows, and use of building materials; (b) living areas have a reasonable level of solar access.
<b>A2</b> Buildings must source no less than 15% of all projected energy use from renewable sources such as photovoltaic cells, wind turbines or other means incorporated into the building or obtained from shared infrastructure located within the Specific Area Plan.	<b>P2</b> No Performance Criteria.
<b>A3</b> Stormwater drainage from development must comply with all of the following: (a) be reused on the golf course and returned to natural watercourses entering the Prosser River or Spring Bay; (b) exit the Specific Area Plan at a equivalent concentration, condition, volume and velocity as would have occurred in the absence of any development assuming a continuous cover of natural vegetation as would have occurred prior to the clearing of land for agricultural use.	<b>P3</b> No Performance Criteria.

#### F3.6.6 Outbuildings

<b>Objective:</b>	
To ensure that the size and number of outbuildings does not detract from the amenity of the area and does not visually dominate an associated dwelling.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Outbuildings (including garages and carports not incorporated within the dwelling) must comply with all of the following: (a) have a combined gross floor area no more than 100 m <sup>2</sup> (b) have a wall height no more than 3.5m and a building height not more than 4.5m; (c) have setback from frontage no less than 1m more than that of the dominant wall of existing or proposed dwelling on the site.	<b>P1</b> Outbuildings (including garages and carports not incorporated within the dwelling) must be designed and located to satisfy all of the following: (a) be less visually prominent than the existing or proposed dwelling on the site; (b) be consistent with the scale of outbuildings on the site or in close visual proximity; (c) be consistent with any Desired Future Character Statements provided for the area.

## F3.7 Development Standards for Subdivision

### F3.7.1 Lot Design

<b>Objective:</b>	
To provide for new lots that have appropriate area and dimensions to accommodate development consistent with the Purpose and Desired Future Character Statements for this Specific Area Plan.	
Acceptable Solutions	Performance Criteria
<b>A1</b> Each lot must have an area no less than: <ul style="list-style-type: none"> <li>(a) 450m<sup>2</sup>, if in the Residential Precinct;</li> <li>(b) 250m<sup>2</sup>, if in the Hub Precinct;</li> <li>(c) 100ha, if in the Golf Precinct or Eco Cabin Precinct or Open Space and Reserves Precinct except for a lot for the purposes of creating precinct boundaries.</li> </ul>	<b>P1</b> No Performance Criteria.
<b>A2</b> The frontage of each lot must be no less than, except if for public open space, a riparian or littoral reserve or utilities and except if an internal lot: <ul style="list-style-type: none"> <li>(a) 12m, if located in the Residential Precinct;</li> <li>(b) 3.6m, if located in any precinct other than the Residential Precinct.</li> </ul>	<b>P2</b> The frontage of each lot must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) provides opportunity for practical and safe vehicular access;</li> <li>(b) provides opportunity for passive surveillance between residential development on the lot and the road;</li> <li>(c) is not less than 6 metres.</li> </ul>
<b>A3</b> No lot is an internal lot.	<b>P3</b> An internal lot must satisfy all of the following: <ul style="list-style-type: none"> <li>(a) site constraints make an internal lot configuration the only reasonable option to efficiently utilise land;</li> <li>(b) it is not reasonably possible to provide a new road to create a standard frontage lot;</li> <li>(c) the lot constitutes the only reasonable way to subdivide the rear of an existing lot;</li> <li>(d) the amenity of neighbouring land is unlikely to be unreasonably affected by subsequent development and use;</li> <li>(e) the lot has access to a road via an access strip, which is part of the lot, or a right-of-way, with a width of no less than 4 m;</li> <li>(f) passing bays are provided at appropriate distances along the access strip to service</li> </ul>

	<p>the likely future use of the lot;</p> <p>(g) the access strip is adjacent to or combined with no more than three other internal lot access strips and it is not appropriate to provide access via a public road;</p> <p>(h) a sealed driveway is provided on the access strip prior to the sealing of the final plan;</p> <p>(i) the lot addresses and provides for passive surveillance of public open space and public rights of way if it fronts such public spaces.</p>
<p><b>A4</b></p> <p>Each lot must have a long axis that is within the range of 30 degrees west of north to 30 degrees east of north.</p>	<p><b>P4</b></p> <p>Each lot has a long axis oriented to maximise solar access for future development having regard to all of the following:</p> <p>(a) the proportion of lots within the Precinct that have a long axis oriented between 30 degrees west of north and 30 degrees east of north and the extent to which this is maximised</p> <p>(b) the characteristics of the site including slope, vegetation and views.</p>

#### F3.7.2 Ways and Public Open Space

<b>Objective:</b>	
To ensure that the arrangement of ways and public open space provides for safe, convenient and efficient connections for accessibility, mobility and recreational opportunities consistent with the Purpose and Desired Future Character Statements for the Specific Area Plan.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<p><b>A1</b></p> <p>Public shared trails through and between precincts must be provided consistent with the access routes shown on the precinct plan.</p>	<p><b>P1</b></p> <p>No Performance Criteria.</p>
<p><b>A2</b></p> <p>Public shared trails must be designed and constructed in accordance with AS2156.1 2001 Walking Tracks Part 1: Classification and Signage and AS2156.2-2001 Walking Tracks Part 2: Infrastructure Design (or as amended from time to time).</p>	<p><b>P2</b></p> <p>No Performance Criteria.</p>
<p><b>A3</b></p> <p>Emergency vehicle access must be provided between Barton Avenue and the Residential Precinct.</p>	<p><b>P3</b></p> <p>No Performance Criteria.</p>

<b>A4</b> Public shared trails must be provided to connect Raspins Beach with Meredith Point and the Eastcoaster Resort.	<b>P4</b> No Performance Criteria.
---	---------------------------------------

### F3.7.3 Services

<b>Objective:</b>	
To ensure that the subdivision of land provides adequate services to meet the projected needs of future development.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>
<b>A1</b> Each lot must be connected to a reticulated potable water supply.	<b>P1</b> No Performance Criteria.
<b>A2</b> Each lot must be connected to a reticulated sewerage system where available.	<b>P2</b> Where a reticulated sewerage system is not available, each lot must be capable of accommodating an on-site wastewater treatment system adequate for the future use and development of the land.
<b>A3</b> Each lot must be connected to a stormwater system able to service the building area by gravity.	<b>P3</b> Each lot must be capable of accommodating an on-site stormwater management system adequate for the likely future use and development of the land.
<b>A4</b> Stormwater drainage from development must comply with all of the following: (a) be reused on the golf course and returned to natural watercourses entering the Prosser River or Spring Bay; (b) exit the Specific Area Plan at a equivalent concentration, condition, volume and velocity as would have occurred in the absence of any development assuming a continuous cover of natural vegetation as would have occurred prior to the clearing of land for agricultural use.	<b>P4</b> No Performance Criteria.

### F3.7.4 Landscaping and lighting

<b>Objective:</b>	
To ensure that a safe and attractive landscaping treatment enhances the appearance of the site, minimises visual impact of development and enhances natural values and night glare associated with landscape lighting is minimised.	
<b>Acceptable Solutions</b>	<b>Performance Criteria</b>

<b>A1</b> Roads, ways and public open space and associated works must be landscaped.	<b>P1</b> No Performance Criteria.
<b>A2</b> No Acceptable Solution.	<b>P2</b> Street lighting, flood lighting and landscape lighting must minimise the impact of 'night light' and must satisfy all of the following: (a) be baffled to prevent upward projection; (b) minimise light spillage; (c) minimise reflections from paved surfaces; (d) be installed in ground wherever possible.

### **Map F3 Louisville Road Specific Area Plan**

Refer to the PDF map: Glamorgan Spring Bay IPS 2015 - overlay maps - effective 05 August 2015

## **F4.0 Spring Bay Industrial Specific Area Plan**

### **F4.1 Purpose of Specific Area Plan**

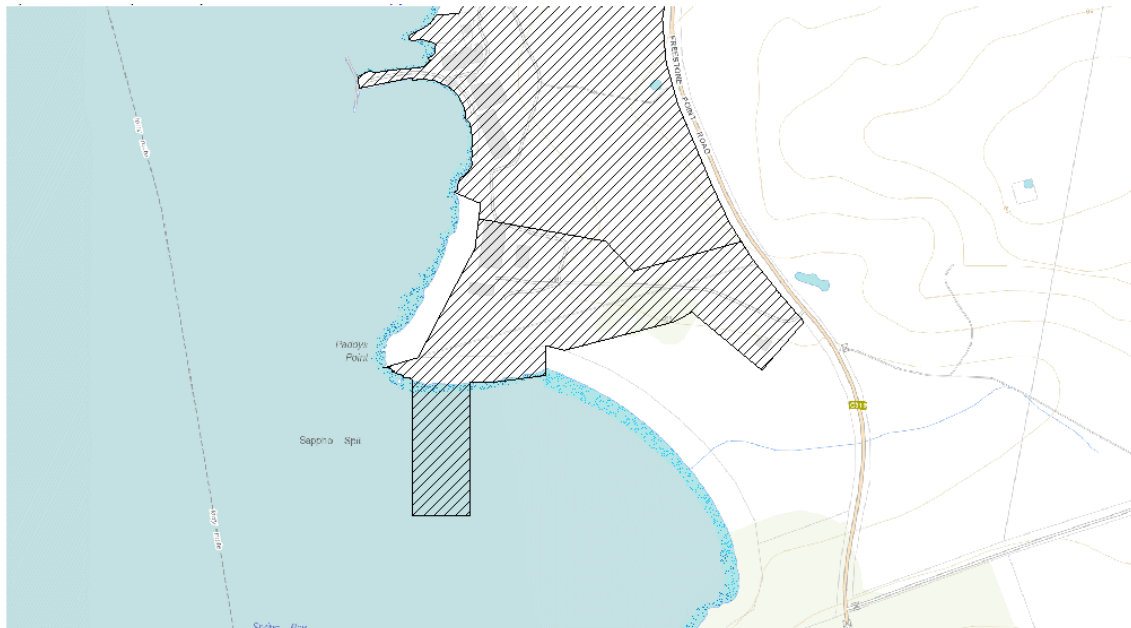
F4.1.1 The purpose of the Spring Bay Industrial Specific Area Plan is to:

- (a) provide for aquaculture, fish processing, a marine farming shore facility and associated uses;
- (b) minimise potential land use conflicts; and
- (c) make efficient use of existing infrastructure and facilities.

### **F4.2 Application of Specific Area Plan**

F4.2.1 This Specific Area Plan applies to the area of land shown on the Spring Bay Industrial

Specific Area Plan below and as reproduced on the planning scheme maps.



### F4.3 Use Table

Use Class [R1]	Qualification
<b>No Permit Required</b>	
<b>Permitted</b>	
<b>Discretionary</b>	
Resource development	If for aquaculture or marine farming shore facility

Footnotes

#### Footnotes

[R1] The Use Table in the Light Industrial Zone continues to apply. Use and development standards for the Light Industrial Zone continue to apply.

### F4.4 Use Standards

F4.4.1 There are no use standards in this Specific Area Plan.

### F4.5 Development Standards

F4.5.1 There are no development standards in this Specific Area Plan.



### **Map F3 Spring Bay Industrial Specific Area Plan Overlay**

Refer to the PDF map: Glamorgan Spring Bay IPS 2015 - overlay maps - effective 05 August 2015

# Appendices

## Appendix 1 - Referenced and Incorporated Documents

### Incorporated Documents

Incorporated Documents		
Document Title	Description	Date
insert document title	insert description	insert date

### Referenced Documents

Referenced Documents		
Document Title	Description	Date
insert document title	insert description	insert date

## Appendix 2 - Planning Scheme Amendments

Number	Description	Effective Date
insert number	insert description	insert date

## Appendix 3 - Planning Purposes Notice

### Decision

Description	Effective Date
Planning Purposes Notice	22 February 2021

***Land Use Planning and Approvals Act 1993***

**PLANNING PURPOSES NOTICE**

I, ROGER CHARLES JAENSCH, the Minister for Planning, in pursuance of section 30EA(9) of the *Land Use Planning and Approvals Act 1993* (the Act) and on the recommendation of the Tasmanian Planning Commission, revoke the planning purposes notice issued on 23 July 2015; and further, in pursuance of section 30EA(2) of the Act and on the recommendation of the Tasmanian Planning Commission, issue the following planning purposes notice:

- (a) A local provision contained within a code or specific area plan specified in Part 1 of Schedule 1 is, if included in a relevant scheme in relation to the municipal area for the Glamorgan Spring Bay Council, an overriding local provision where there is a conflict with any common mandatory provision in E1.0 Bushfire Prone Areas Code in the relevant scheme;
- (b) A local provision contained within a code or specific area plan specified in Part 2 of Schedule 1 is, if included in a relevant scheme in relation to the municipal area for the Glamorgan Spring Bay Council, an overriding local provision where there is a conflict with any common mandatory provision in Clause 10.0 General Residential Zone in the relevant scheme;
- (c) A local provision that:
  - (i) consists of a provision containing the wording set out in Part 3 of Schedule 1; or
  - (ii) is a provision specified in Part 3 of Schedule 1;is, if included in a relevant scheme in relation to the municipal area for the Glamorgan Spring Bay Council, a conflicting local provision.

Dated this 22nd day of February 2021

ROGER CHARLES JAENSCH

Minister for Planning

## Schedule 1

### **Part 1 – Overriding local provisions – E1.0 Bushfire Prone Areas Code**

E3.0	Landslide Code
E5.0	Road and Railways Assets Code
E8.0	Electricity Transmission Infrastructure Protection Code
E9.0	Attenuation Code
E10.0	Biodiversity Code
E11.0	Waterways and Coastal Protection Code
E13.0	Historic Heritage Code
E14.0	Scenic Landscapes Code
E15.0	Inundation Prone Areas Code
E16.0	Coastal Erosion Hazard Code

### **Part 2 – Overriding local provisions - 10.0 General Residential Zone**

E2.0	Potentially Contaminated Land Code
E3.0	Landslide Code
E5.0	Road and Railway Asset Code
E7.0	Stormwater Management Code
E8.0	Electricity Transmission Infrastructure Protection Code
E9.0	Attenuation Code
E10.0	Biodiversity Code
E11.0	Waterways and Coastal Protection Code
E13.0	Historic Heritage Code
E14.0	Scenic Landscapes Code
E15.0	Inundation Prone Areas Code
E16.0	Coastal Erosion Hazard Code

### **Part 3 – Conflicting local Provisions**

Nil