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SCHEDULE 31 TO CLAUSE 43.02 DESIGN AND DEVELOPMENT OVERLAY

Shown on the planning scheme map as **DDO31**.

MELBOURNE METRO RAIL PROJECT - INFRASTRUCTURE PROTECTION AREAS

1.0 Design objectives

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To avoid direct contact with and provide safe working clearance around the Melbourne Metro Infrastructure.

To ensure development does not adversely affect or put at risk the construction, integrity or operation of the Melbourne Metro Infrastructure.

To avoid loading onto the Melbourne Metro Infrastructure that could lead to structural damage, reduced structural capacity, damage detrimental to the serviceability of the structures, or displacement of the Melbourne Metro Infrastructure to the detriment of passenger rail operations.

To avoid excavation or other unloading of the ground that could lead to structural, serviceability, or operational damage of the Melbourne Metro Infrastructure.

To prevent development and construction methods that could generate unacceptable levels of vibration in the Melbourne Metro Infrastructure.

To ensure that development works do not rely upon direct structural support from the Melbourne Metro Infrastructure unless specifically envisaged in the Melbourne Metro design.

To ensure that potential effects of development on the Melbourne Metro Infrastructure, and the consequences of those effects on the wider Melbourne transport network, are appropriately managed or mitigated.

In this schedule:

- **Melbourne Metro** means the use and development the subject of the *Melbourne Metro Rail Project Incorporated Document* (May 2018).
- **Melbourne Metro Infrastructure** means the Melbourne Metro tunnels, stations and associated infrastructure and equipment.
- **Loading** means the application of force to an asset.
- **Surface Level** means the level of the land at any point to Australian Height Datum (AHD) on 5 January 2017 as supplied by the relevant referral authority.

2.0 Buildings and works

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A permit is not required to:

- A new building of up to two storeys without a basement provided any footing is founded no more than two metres below Surface Level.
- A temporary structure of no more than one storey.
- Earthworks or excavation that do not change the Surface Level by more than one metre.
- A pole, sign or retaining wall provided any footing is founded no more than two metres below Surface Level.
- An underground utility provided any trench is no more than two metres below Surface Level.
- Internal and external alterations to a building provided there are no works below Surface Level.
- The installation of an automatic teller machine.

- A tramway provided any required earthworks do not change the Surface Level by more than one metre and works are no more than two metres below Surface Level.
- An outdoor swimming pool associated with a dwelling provided there are no works below Surface Level.

Note: Additional permit requirements for land affected by this schedule are included in the Melbourne Metro Rail Project - Infrastructure Protection Areas Incorporated Document (December 2016)

Referral of applications

An application must be referred under section 55 of the Act to the person or body specified as the referral authority in the Schedule to Clause 66.04.

Exemption from notice and review

An application is exempt from the notice requirements of section 52(1)(a), (b) and (d), the decision requirements of section 64(1), (2) and (3) and the review rights of section 82(1) of the Act.

3.0 Subdivision

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A permit is not required to subdivide land.

4.0 Signs

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None specified.

5.0 Application requirements

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The following application requirements apply to an application for a permit under Clause 43.02, in addition to those specified elsewhere in the scheme and must accompany an application, as appropriate, to the satisfaction of the responsible authority:

- Site and layout plans drawn to scale which show:
  - The boundaries and dimensions of the site.
  - Adjoining roads and infrastructure.
  - Relevant ground levels and Surface Levels to AHD.
  - The layout and dimensions of existing and proposed buildings and works, including foundation details, loadings and proposed levels of bulk excavation or filling.
  - The location and use of all existing and proposed buildings.
  - Sections and elevations drawn to scale which show:
  - The boundaries and dimensions of the site.
  - The depth of any basements.
  - The proposed foundations, including their form, founding levels and loads.
  - The details of any proposed drainage system, including any discharge outlet.
  - Details relating to the staging of development and the likely timing of each stage.
- Either of the following:

- Details of any consultation undertaken with the person or body specified as the referral authority in the Schedule to Clause 66.04 prior to the date the application is lodged with the responsible authority; or
- The written approval of the person or body specified as the referral authority in the Schedule to Clause 66.04 dated no more than three months prior to the date the application is lodged with the responsible authority.

6.0 Decision guidelines

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The following decision guidelines apply to an application for a permit under Clause 43.02, in addition to those specified in Clause 43.02 and elsewhere in the scheme which must be considered, as appropriate, by the responsible authority:

- The views of the relevant referral authority.
- Any technical guidelines prepared by the relevant referral authority.
- The design objectives of this schedule.