

32.05 TOWNSHIP ZONE

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

Purpose

To implement the State Planning Policy Framework and the Local Planning Policy Framework, including the Municipal Strategic Statement and local planning policies.

To provide for residential development and a range of commercial, industrial and other uses in small towns.

32.05-1 Table of uses

Section 1 - Permit not required

| USE | CONDITION |
|---|--|
| Animal keeping (other than Animal boarding) | Must be no more than 2 animals. |
| Apiculture | Must meet the requirements of the Apiary Code of Practice, May 1997. |
| Bed and breakfast | No more than 6 persons may be accommodated away from their normal place of residence. At least 1 car parking space must be provided for each 2 persons able to be accommodated away from their normal place of residence. |
| Carnival | Must meet the requirements of A 'Good Neighbour' Code of Practice for a Circus or Carnival, October 1997. |
| Circus | Must meet the requirements of A 'Good Neighbour' Code of Practice for a Circus or Carnival, October 1997 |
| Dependent person's unit | Must be the only dependent person's unit on the lot. Must meet the requirements of Clause 32.05-2. |
| Dwelling (other than Bed and breakfast) | Must meet the requirements of Clause 32.05-2. |
| Home occupation Informal outdoor recreation Mineral exploration | |
| Mining | Must meet the requirements of Clause 52.08-2. |
| Minor utility installation Natural systems | |

Section 1 - Permit not required (continued)

| USE | CONDITION |
|-----------------------------|--|
| Place of worship | Must be no social or recreation activities. The gross floor area of all buildings must not exceed 180 square metres. The site must not exceed 1200 square metres. The site must adjoin, or have access to, a road in a Road Zone. |
| Railway Road | |
| Search for stone | Must not be costeaning or bulk sampling. |
| Telecommunications facility | Buildings and works must meet the requirements of Clause 52.19 |
| Tramway | |

Section 2 - Permit required

| USE | CONDITION |
|--|--|
| Accommodation (other than Dependent person's unit and Dwelling) Agriculture (other than Animal keeping, Apiculture and Intensive animal husbandry) Animal boarding | |
| Animal keeping (other than Animal boarding) – if the Section 1 condition is not met | Must be no more than 5 animals |
| Dependent person's unit - if the Section 1 condition is not met | Must meet the requirements of Clause 32.05-2. |
| Industry (other than Refuse disposal) | Must not be a purpose listed in the table to Clause 52.10. |
| Leisure and recreation (other than Informal outdoor recreation and Motor racing track) Mineral, stone, or soil extraction (other than Extractive industry, Mineral exploration, Mining, and Search for stone) Place of assembly (other than Carnival, Circus, and Place of worship) Retail premises (other than Adult sex bookshop) Utility installation (other than Minor utility installation) | |
| Warehouse | Must not be a purpose listed in the table to Clause 52.10. |
| Any other use not in Section 1 or 3 | |

Section 3 - Prohibited

USE

Adult sex bookshop

Brothel

Dwelling – if the Section 1 condition is not met

Extractive industry

Intensive animal husbandry

Motor racing track

Refuse disposal

Saleyard

32.05-2 Use for a dwelling or a dependent person's unit

A lot may be used for a dwelling provided the following requirements are met:

- Each dwelling must be connected to reticulated sewerage, if available. If reticulated sewerage is not available, all wastewater from each dwelling must be treated and retained within the lot in accordance with the State Environment Protection Policy (Waters of Victoria) under the Environment Protection Act 1970.
- Each dwelling must be connected to a reticulated potable water supply or have an alternative potable water supply, with appropriate storage capacity, to the satisfaction of the responsible authority.
- Each dwelling must be connected to a reticulated electricity supply or have an alternative energy supply to the satisfaction of the responsible authority.

These requirements also apply to a dependent person's unit.

32.05-3 Use for industry and warehouse

Amenity of the neighbourhood

The use of land for an industry or warehouse must not adversely affect the amenity of the neighbourhood, including through:

- The transport of materials or goods to or from the land.
- The appearance of any stored materials or goods.
- Traffic generated by the use.
- Emissions from the land.

Application requirements

Unless the circumstances do not require, an application to use land for an industry or warehouse must be accompanied by the following information:

- The purpose of the use and the types of activities to be carried out.
- The type and quantity of materials and goods to be stored, processed or produced.
- Whether a Works Approval or Waste Discharge Licence is required from the Environment Protection Authority.
- Whether a licence under the Dangerous Goods Act 1985 is required.
- How land not required for immediate use is to be maintained.
- The likely effects, if any, on the neighbourhood, including noise levels, traffic, air-borne emissions, emissions to land and water, light spill, glare, solar access and hours of operation (including the hours of delivery and despatch of materials and goods).

Decision guidelines

Before deciding on an application to use land for an industry or warehouse, in addition to the decision guidelines in Clause 65, the responsible authority must consider, as appropriate:

- The State Planning Policy Framework and the Local Planning Policy Framework, including the Municipal Strategic Statement and local planning policies.
- The effect that existing uses on adjoining or nearby land may have on the proposed use.
- The design of buildings, including provision for solar access.
- The availability and provision of utility services.
- The effect of traffic to be generated by the use.
- The interim use of those parts of the land not required for the proposed use.

32.05-4 Subdivision

Permit requirement

A permit is required to subdivide land.

Each lot must be provided with reticulated sewerage, if available. If reticulated sewerage is not available, the application must be accompanied by:

- A land assessment which demonstrates that each lot is capable of treating and retaining all wastewater in accordance with the State Environment Protection Policy (Waters of Victoria) under the Environment Protection Act 1970.
- A plan which shows a building envelope and effluent disposal area for each lot.

Decision guidelines

Before deciding on an application to subdivide land into residential lots of between 300 square metres and 4,000 square metres (inclusive), in addition to the decision guidelines in Clause 65, the responsible authority must consider:

- The State Planning Policy Framework and the Local Planning Policy Framework, including the Municipal Strategic Statement and local planning policies.
- The Victorian Code for Residential Development - Subdivision and Single Dwellings, April 1992.

32.05-5 Construction and extension of single dwellings on lots of at least 300 square metres

On a lot of at least 300 square metres, one dwelling may be constructed or extended provided the development meets the performance measures for the following elements of the Victorian Code for Residential Development - Subdivision and Single Dwellings, April 1992:

- E2 - Building siting and design.
- E3 - Private open space.
- E4 - Vehicle parking (performance measures 1 and 2 only).

If the development does not meet one or more of these performance measures, it must comply with the Building Regulations 1994 or any variation granted under those regulations.

32.05-6 Construction and extension of medium-density housing and residential buildings

Permit requirement

A permit is required to:

- Construct or extend one dwelling on a lot of less than 300 square metres.
- Construct a dwelling if there is at least one dwelling on the lot.
- Construct two or more dwellings on a lot.
- Extend a dwelling if there are two or more dwellings on the lot.
- Construct or extend a residential building.

Application requirements

An application must be accompanied by a site analysis and a design response as described in Clause 52.04 and The Good Design Guide for Medium-Density Housing Revision No 2, April 1998.

Satisfactory site analysis before notice and decision

The responsible authority:

- Must inform the applicant in writing:
 - before notice of an application is given; or
 - if notice of an application is not required to be given, before deciding the application,that the site analysis meets the requirements of Clause 52.04 and is satisfactory or does not meet the requirements of Clause 52.04 and is not satisfactory.

If the responsible authority decides that the site analysis is not satisfactory, it may require more information from the applicant under Section 54 of the Act.

- Must not require notice of an application to be given or decide an application until it is satisfied that the site analysis meets the requirements of Clause 52.04 and is satisfactory.

This does not apply if the responsible authority refuses an application under Section 52(1A) of the Act.

Decision guidelines

Before deciding on an application, in addition to the decision guidelines in Clause 65, the responsible authority must consider, as appropriate:

- The State Planning Policy Framework and the Local Planning Policy Framework, including the Municipal Strategic Statement and local planning policies.
- The Good Design Guide for Medium-Density Housing Revision No 2, April 1998, and any Local Variation incorporated in this scheme. This does not apply to a development of five or more storeys, excluding a basement.

32.05-7 Buildings and works associated with a Section 2 use

A permit is required to construct a building or construct or carry out works for a use in Section 2 of Clause 32.05-1.

32.05-8 Decision guidelines

Before deciding on an application to use or subdivide land, construct or extend a dwelling or residential building, construct a building or construct or carry out works, in addition to the decision guidelines in Clause 65, the responsible authority must consider, as appropriate:

- The State Planning Policy Framework and the Local Planning Policy Framework, including the Municipal Strategic Statement and local planning policies.
- The protection and enhancement of the character of the town and surrounding area including the retention of vegetation.
- The availability and provision of utility services, including sewerage, water, drainage, electricity, gas and telecommunications.
- In the absence of reticulated sewerage, the capability of the lot to treat and retain all wastewater in accordance with the State Environment Protection Policy (Waters of Victoria) under the Environment Protection Act 1970.
- The design of buildings, including provision for solar access.

- The need for a verandah along the front or side of commercial buildings to provide shelter for pedestrians.
- Provision of car parking and loading bay facilities and landscaping.

32.05-9 Advertising signs

Advertising sign requirements are at Clause 52.05. This zone is in Category 3.

Notes: *Refer to the State Planning Policy Framework and the Local Planning Policy Framework, including the Municipal Strategic Statement, for strategies and policies which may affect the use and development of land.*

Check whether an overlay also applies to the land.

Other requirements may also apply. These can be found at Particular Provisions.