



***City of Canterbury***

*City of Cultural Diversity*

Development  
Control  
Plan No. 31

Exempt/Complying  
Development

Adopted by Council: 10 May 2001

Effective from: 21 December 2001

Jim Montague  
GENERAL MANAGER

City Planning Division





## TABLE OF CONTENTS

<b>1. PRELIMINARY.....</b>	<b>1</b>
1.1 Title.....	1
1.2 Application of the Policy.....	1
1.3 Background.....	1
1.4 Objective of the Exempt and Complying Development Code.....	1
1.5 Relationship with other Environmental Planning Instruments, policies, and plans.....	1
<b>2. TERMS USED IN THIS PLAN.....</b>	<b>2</b>
2.1 Categories of Development.....	2
2.2 The following definitions apply to this plan:.....	2
2.3 Signs Definitions.....	5
<b>3. EXEMPT DEVELOPMENT.....</b>	<b>8</b>
3.1 What is Exempt Development?.....	8
3.2 General Development Standards for Exempt Development.....	8
3.3 Development that is not Exempt Development.....	9
3.4 Satisfying Development Standards.....	9
3.5 Construction of Exempt Development.....	9
3.6 Construction of Exempt Development.....	10
<b>SCHEDULE 1: EXEMPT DEVELOPMENT.....</b>	<b>11</b>
1. Erect a Building or Structure.....	11
2. Demolish a Building or Structure.....	22
3. Place a Waste Storage Container in a Public Place.....	23
4. Articles on a Road or Footpath.....	23
5. Change of Use.....	24
6. Home Occupation.....	27
7. Recreation Area Ancillary Works.....	30
8. Subdivision.....	30
9. Signs and Advertising (any type of building).....	32
10. Ancillary or Incidental Development.....	38
11. Public Meetings.....	39
<b>4. COMPLYING DEVELOPMENT.....</b>	<b>40</b>
4.1 What is Complying Development?.....	40
4.2 A Proposal is Complying Development.....	40
4.3 A Proposal is not Complying Development.....	41
4.4 Satisfying Development Standards.....	41
4.5 Construction of Complying Development.....	41
4.6 List of Complying Development.....	41
<b>SCHEDULE 2: COMPLYING DEVELOPMENT.....</b>	<b>42</b>
<b>SCHEDULE 3: COMPLYING DEVELOPMENT CONDITIONS.....</b>	<b>50</b>
<b>ATTACHMENT:.....</b>	<b>52</b>
<b>PRESCRIBED CONDITIONS.....</b>	<b>52</b>
<b>APPENDIX 1: ASSISTANCE.....</b>	<b>54</b>



## **Advisory Note**

State Environmental Planning Policy (Exempt and Complying Development Codes) 2008 commenced on 27 February 2009. This State Environmental Planning Policy (SEPP) applies throughout all of NSW and will supercede or complement some of the exempt and complying provisions contained in this DCP.

A brief explanation of how the new SEPP will apply is outlined below. Where there is a development type in this DCP that is directly affected by the SEPP provisions there is also a note attached with that development type explaining the implications of the SEPP.

### **Exempt Development**

The exempt provisions in the SEPP override those in this DCP where they apply to the same type of development. The SEPP also expands the range of exempt development beyond that currently covered in this DCP.

This DCP will still apply to development types not included in the SEPP.

If a development is exempt in our DCP but complying in the SEPP then the SEPP will override the DCP provisions.

### **Complying Development**

A transitional period applies until 31 December 2010 where an applicant can choose either the complying provisions in the SEPP or those in this DCP (but not a mixture of both). After this period of time the SEPP will fully replace this DCP where it covers the same development types.

The complying provisions in the new SEPP (at present) only apply on lots greater than 450m<sup>2</sup>. For development on lots smaller than this the DCP still applies in relation to complying development provisions.

For the situation where the DCP has complying provisions for development that is exempt under the new SEPP then a transition period of a year will apply where an applicant can choose either. After this period of time the SEPP will fully replace this DCP in relation to that type of development.

Current advice from the Department of Planning is that in relation to extensions to an existing dwelling house both the dwelling house and the extensions must comply with the SEPP to be complying development.

### **Further information**

A copy of the State Environmental Planning Policy and explanatory information is available at [www.planning.nsw.gov.au/housingcode](http://www.planning.nsw.gov.au/housingcode).

For further information please email [planningreform@planning.nsw.gov.au](mailto:planningreform@planning.nsw.gov.au) or contact the Department of Planning Information Centre on 9228 6333.

Disclaimer: The advice contained in this DCP is Council's understanding of the SEPP and is provided in good faith to assist Canterbury residents of the implications of the SEPP. While every reasonable effort has been made to ensure this document contains accurate advice, the City of Canterbury disclaims any kind of liability to any person or organisation in respect to anything or the consequence of anything done or omitted to be done in reliance upon the whole or any part of this document. You should obtain your own legal advice or contact the Department about interpretation of the SEPP.

# 1. Preliminary

<b>1.1 Title</b>	This plan is known as the Exempt and Complying Development Code (Development Control Plan 31).
<b>1.2 Application of the Policy</b>	This Exempt and Complying Development Code applies to all land within the City of Canterbury.
<b>1.3 Background</b>	<p>The Environmental Planning and Assessment Amendment Act 1997 came into force on 1 July 1998. This amendment to the legislation aims to reform the land use, planning, development, building and subdivision regulatory systems.</p> <p>In particular, the following changes have occurred:</p> <ul style="list-style-type: none"><li>• Improved integration of State and Local Government approvals;</li><li>• Better integration of different types of approvals (planning, building, subdivision, etc.);</li><li>• More appropriate assessment processes that reflect the diverse range of applications;</li><li>• Participation by the private sector in the approval system (or contestability).</li><li>• Creation of the “Exempt” and “Complying” types of development</li></ul>
<b>1.4 Objective of the Exempt and Complying Development Code</b>	The objective of the Exempt and Complying Development Code is to provide for exempt and complying development within Canterbury City.
<b>1.5 Relationship with other Environmental Planning Instruments, policies, and plans</b>	<p>The provisions of this Plan are to be read in association with:</p> <ul style="list-style-type: none"><li>• Canterbury Planning Scheme Ordinance 1970</li><li>• Canterbury Local Environmental Plan #138 – Canterbury Precinct</li><li>• Canterbury Local Environmental Plan #148 – Campsie Precinct</li><li>• Canterbury Local Environmental Plan #178 – Belmore-Lakemba Precinct</li></ul> <p>Clauses 6 to 10 of State Environmental Planning Policy #4 (Development without Consent) does not apply to Canterbury City.</p>



## 2. Terms used in this Plan

### 2.1 Categories of Development

#### **Complying Development**

means development that can be certified. Provision is made for this type of development under Section 76A(5) of the Act.

#### **Exempt Development**

means development that does not require Council's development consent. Provision is made for this type of development under Section 76(2) of the Act.

#### **Local Development**

means development which has local significance and can be carried out in either of two ways:

- subject to lodgement of a development application with Council and Council's consent being issued; or
- by having "complying development", as defined above, certified.

### 2.2 The following definitions apply to this plan:

#### **The Act**

means the Environmental Planning and Assessment Amendment Act 1997.

#### **Advertised Development**

means development, other than designated development, that is identified as Advertised Development by the Environmental Planning and Assessment Act, 1979 Regulations, an environmental planning instrument or a development control plan.

#### **Accessory Building or Structure**

means any building or structure that is ancillary to another building. Accessory buildings include, but are not limited to, garages, garden sheds, carports, or sleepouts.

#### **Bed and Breakfast Accommodation**

means a building which provides temporary accommodation for not more than 5 persons and where the owner or operator of the building is a permanent resident who provides a common facility for the provision of meals.

#### **Brothel**

means any building or place used, whether in whole or in part, for the purposes of prostitution.

#### **Building**

includes part of a building and any structure or part of a structure, but does not include:

- a manufactured home, a moveable dwelling or associated structure or part of a manufactured home, a moveable dwelling or associated structure; or
- a temporary structure within the meaning of the Local Government Act, 1993.



<b>Building Code of Australia</b>	means the document of that name published on behalf of the Australian Building Codes Board in October 1996, together with: <ul style="list-style-type: none"> <li>• such amendments made by the Board; and</li> <li>• such variations approved by the Board in relation to New South Wales, as are prescribed by the regulations.</li> </ul>
<b>Building work</b>	means any physical activity involved in the erection of a building.
<b>Certifying Authority</b>	means a person who, by or under Section 109D of the Act, is authorised to issue Part 4A Certificates.
<b>Change of building use</b>	means a change of use of a building from a use that the Building Code of Australia recognises as appropriate to one class of building to a use that the Building Code of Australia recognises as appropriate to a different class of building.
<b>Compliance Certificate</b>	means a certificate issued by a Certifying Authority and referred to in Section 109C (1)(a) of the Environmental Planning and Assessment Act, 1979.
<b>Complying Development Certificate</b>	means a certificate referred to in Section 85 of the Act.
<b>Consent authority</b>	in relation to a development application or an application for a Complying Development Certificate, means: <ul style="list-style-type: none"> <li>• the Council having the function to determine the application, in this case being the Council of the City of Canterbury; or</li> <li>• if a provision of the Act, the regulations or an environmental planning instrument specifies a Minister or Public Authority (other than a Council) as having the function to determine the application - that Minister or Public Authority, as the case may be.</li> </ul>
<b>Contaminant</b>	means any matter, whether in a solid, liquid or gaseous form that, when discharged, generates or is likely to generate a demonstrable adverse effect on the environment. Contaminants include, but are not limited to, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit, oil, chemicals, and the like.
<b>Contaminated land</b>	means a site that has been previously or is currently being used for any of the uses listed in Table 1 of the Managing Land Contamination Planning Guidelines' 1998 published by the Department of Urban Affairs and Planning and the Environmental Protection Authority.
<b>DCP</b>	means Development Control Plan.
<b>Designated Development</b>	has a meaning given by Section 77A of the Act. Designated development usually requires an Environmental Impact Statement.



<b>Development</b>	means: <ul style="list-style-type: none"> <li>• the use of land; and</li> <li>• the subdivision of land; and</li> <li>• the erection of a building; and</li> <li>• the carrying out of a work; and</li> <li>• the demolition of a building or work; and</li> <li>• any other act, matter or thing referred to in Section 26 of the Act that is controlled by an environmental planning instrument, but does not include any development of a class or description prescribed by the EP&amp;A Act Regulations, 1997, for the purposes of this definition.</li> </ul>
<b>Development application</b>	means an application for consent under Part 4 of the Act to carry out development, but does not include an application for a Complying Development Certificate.
<b>Development consent</b>	means consent under Part 4 of the Act, to carry out development and includes, unless expressly excluded, a Complying Development Certificate.
<b>Development not requiring consent</b>	means development which does not require the consent of Council.
<b>Integrated Development</b>	has the meaning given to it by Section 91 of the Act, and generally means development which requires the licence or concurrence (in some cases conditional) of another Authority for the development consent to be issued by Council. Integrated Development does not include Complying Development.
<b>Prohibited Development</b>	means: <ul style="list-style-type: none"> <li>• development the carrying out of which is prohibited on land in Canterbury by the provisions of the Canterbury Planning Scheme Ordinance (as amended), or any other environmental planning instrument applying to the land at the appointed day.</li> <li>• development that cannot be carried out on land with or without development consent.</li> </ul>
<b>Resident commercial vehicle parking</b>	means the parking on land zoned residential of a commercial vehicle which is used to convey residents of a dwelling erected on the land to or from their place of work.
<b>SAA</b>	means Standards Association of Australia.
<b>SEPP</b>	means State Environmental Planning Policy.
<b>Subdivision</b>	has the meaning given by Section 4B of the Act.
<b>Subdivision work</b>	means any physical activity authorised to be carried out under the conditions of a development consent for the subdivision of land, as referred to in Section 81A (3) of the Act.



## 2.3 Signs Definitions

(Also Refer to Figure 1)

<b>Above awning sign</b>	means a sign attached to the top side of an awning (other than the fascia or return end of an awning).
<b>Advertisement</b>	means the display of symbols, messages or other devices for promotional purposes or for conveying information, instructions, directions or the like, whether or not the display includes the erection of a structure or the carrying out of a work.
<b>Advertising panel</b>	means a structure used or to be used principally for the display of an advertisement and includes bill boards and hoardings.
<b>Advertising structure</b>	means a structure used or to be used principally for the display of an advertisement.
<b>Animated (or Animation)</b>	means a sign or any part of a sign that moves or gives the perception of movement or change. This includes rotation, flashing lights, moving or revolving lights, changes in colour or intensity of lighting, variable or scrolling messages, and the like.
<b>Area</b>	of an advertisement in the form of a sign means: <ul style="list-style-type: none"><li>• for a sign with only one side occupied by the matter displayed, the area within the outline of that sign; or</li><li>• for a sign with two sides occupied by the matter displayed, the area within the outline of that sign or, where one side is larger than the other, the area within the outline of the larger side; or</li><li>• for any other sign, one third of the total surface area of the sign</li></ul>
<b>Bracket style flag sign</b>	means a sign suspended from a wall mounted bracket or pole at or under awning level.
<b>Business identification sign</b>	means a sign being an advertisement that displays any or all of the following information relating to the place or premises to which it is fixed: <ul style="list-style-type: none"><li>• the identity or a description of the place or premises;</li><li>• the identity or a description of any person residing or carrying on an occupation carried on at the place or premises;</li><li>• particulars of any occupation carried on at the place or premises;</li><li>• such directions or cautions as are usual or necessary relating to the place or premises or any occupation carried on there;</li><li>• particulars or notifications required or permitted to be displayed by or under any State or Commonwealth Act;</li><li>• particulars relating to the goods, commodities or services dealt with or provided at the place or premises;</li><li>• particulars of any activities held or to be held at the place or premises;</li><li>• a reference to an affiliation with a trade, professional or other association relevant to the business conducted at the place or premises.</li></ul>



<b>Drop awning sign</b> (or weather protection blind sign)	means a sign displayed on a roll down blind, or the like secured to the awning of a building.
<b>Fascia sign</b>	means a sign, that is either attached to or painted on the fascia or return of an awning.
<b>Flush wall sign</b> (or painted wall sign)	means a sign attached to or painted on a wall of a building (other than transom of a doorway or display window).
<b>Official sign</b>	means any sign erected by Council or a road controlling authority to regulate, direct, warn or inform road users. Official signs also include variable message signs, traffic controlling devices (like traffic lights) or combined advertising and directional signs ("identi lights")
<b>Pole or pylon sign</b>	means a sign erected on a signal pole or on a pylon which is independent of any other structure.
<b>Projecting wall sign</b>	means a sign that is attached to the wall of a building (other than the transom of a doorway or display window).
<b>Top hamper sign</b>	means a sign attached to the transom of a doorway or display window of a building.
<b>Under awning sign</b>	means a sign attached to the underside of an awning (other than fascia or return end)
<b>Window sign</b>	means a sign attached to or displayed on either side of a shop window.





**Figure 1:** Signs Diagram

### **3. Exempt Development**

#### **3.1 What is Exempt Development?**

The full list of Exempt Development is located in Schedule 1 (Section 3.6), except as provided by Sections 3.2 and 3.3.

Exempt Development does not require:

1. Council's development consent; or
2. an assessment of likely environmental impacts under Part 5 of the Act.

#### Explanation

*Exempt development generally includes simple structures (such as barbecues or small pergolas) and uses that are of 'minimal environmental impact', like home occupations.*

#### **3.2 General Development Standards for Exempt Development**

Development is Exempt Development only if:

- (a) it complies with the relevant development standards set out in Column 2 of Schedule 1; and
- (b) it complies with any environmental planning instrument applying to the land; and
- (c) it complies with any deemed-to-satisfy provisions of the Building Code of Australia relevant to the development (in particular, termite protection, second-hand or recycled materials); and
- (d) it does not cause interference with the amenity of the neighbourhood because of the emission of noise, vibration, odour, or any other contaminant; and
- (e) it does not contravene any condition of a development consent applying to the land (eg parking, landscaping); and
- (f) it does not obstruct drainage of the site on which it is carried out; and
- (g) it does not restrict any vehicular/pedestrian access to or from the site or vehicle manoeuvring; and
- (h) it does not require a tree covered by Council's Tree Preservation Order to be removed or damaged; and
- (i) all work is carried out wholly within the property boundaries (except where noted otherwise); and
- (j) multiple cases of each type of development listed in Schedule 1 is not allowed; and

*Explanation: Having more than one of each type of development on a property (e.g. bird aviary) would not be exempt development, but having one of different types of development would be exempt development (e.g. bird aviary and garden shed), subject to complying with the relevant development standards.*

- (k) stormwater collected is directed to an appropriate disposal system; and
- (l) the consent of the owner(s), or Owners' Corporation in the case of a strata-titled development, has been obtained; and
- (m) it is carried out at least 1 metre from any easement, overland flow path, Council or inter-allotment stormwater drainage line or public sewer main and complies with any building over sewer requirements of Sydney Water Corporation Limited applying to the land; and



- (n) any excavation of land associated with the development or work is not going to disturb acid sulfate soils.

Should a type of permissible development be listed in Schedule 1 and comply with the all the relevant performance conditions for that development, no development consent is required from Council.

### 3.3 Development that is not Exempt Development

Development is not Exempt Development if it is carried out on land that:

- (a) is identified by Council or by an environmental planning instrument or development control plan as land being affected or partially affected by flooding, contaminated land, road widening, proposed road, subsidence, slip or erosion; or
- (b) is an Aboriginal place under the National Parks and Wildlife Act 1974; or
- (c) comprises, or on which there is, an item of environmental heritage to which an interim heritage order under the Heritage Act 1977 applies or that is listed in the State Heritage Register under that Act or that is identified as such an item in an environmental planning instrument, **unless stated otherwise by the specific provisions of this Plan.**

To determine whether land is affected by these matters, you may need to obtain a Planning (Zoning) Certificate for the property, or contact the relevant statutory authority.

Should a type of permissible development not be listed as either Exempt or Complying Development (see Section 4), or if it does not meet the relevant development standards, the matter requires a Development Application to be lodged with Council and consent given.

Advice should be sought from Council as to the requirements of lodging a Development Application. Details of the assistance available are listed in Appendix 1.

### 3.4 Satisfying Development Standards

The onus is on the applicant to satisfy the development standards listed in Column 2 of Schedule 1. If they are not satisfied, the exemption does not apply and approval is required. In such circumstances, Council can issue Orders to bring about compliance.

### 3.5 Construction of Exempt Development

Where required, work must be done by licensed persons (further information is available from the Department of Fair Trading) and erected securely and in a good and tradesmanlike manner in accordance with any applicable manufacturer's details.



### 3.6 Construction of Exempt Development

Exempt Development is listed in Column 1 of Schedule 1.

The development standards for Exempt Development are listed in Column 2.

Should any doubt exist as to whether a particular activity requires approval, consultation should be arranged with one of Council's Development Assessment Officers prior to work commencing.

1. Erect a Building or Structure
2. Demolish a Building or Structure
3. Place a Waste Storage Container in a Public Place
4. Articles on a Road or Footpath
5. Change of Use
6. Home Occupation
7. Recreation Area Ancillary Works
8. Subdivision
9. Signs and Advertising (any type of building)
10. Ancillary or Incidental Development
11. Public Meetings



**Schedule 1:  
Exempt Development**

**Column 1:**  
Type of Development

**Column 2:**  
Development Standards (also see Sections 3.2 and 3.3)

**1. Erect a Building or Structure**

1.01. Access facilities (the accessible path of travel) for the disabled in any type of building (includes any signs and directional information).

- Must comply with AS 1428.1 (Access and Facilities for Disabled Persons); and
- Maximum height: 1 m; and
- Maximum grade: 1:14.

**Note: SEPP (Exempt and Complying Development Codes) 2008 now replaces this section in relation to access ramps – refer to Part 1 Division 2 (General Requirements) and Part 2 Division 1 Subdivision 1**

1.02. Aerials, antennas and masts (including microwave antennas) in any type of building.

- For free-to-air or subscriber television reception purposes only; and
- Multi-Distribution System antennas having a surface area up to 0.3m<sup>2</sup>.
- Low impact facilities within the meaning of the Telecommunications Act 1997.
- On premises identified as a Heritage Item the structure must be located such that it is not visible from the street or, where this is impractical, towards the rear of the building.

**Note: SEPP (Exempt and Complying Development Codes) 2008 now replaces this section in relation to aerials and masts for domestic purposes only – refer to Part 1 Division 2 (General Requirements) and Part 2 Division 1 Subdivision 2**

1.03. Air conditioning, ducted heating, cooling or ventilation (attached to external wall or ground mounted).

- Located a minimum of 3m from any property boundary (to the side or rear of building); and
- Building work must not reduce the structural integrity of the building; and
- Any opening created is to be adequately weatherproofed; and
- Only wall mounted units on commercial or industrial buildings; and
- Not located within the front (street-facing) elevation; and
- The operation of any air conditioning units or equipment must comply with the requirements of the Protection of the Environment Operations Act and EPA criteria; and
- Domestic air conditioning units, if audible from within any room of an adjoining building, must not be used from 10pm to 7am on weekdays and 10pm to 8am on weekends or public holidays.

**Note: SEPP (Exempt and Complying Development Codes) 2008 now replaces this section in relation to air conditioning units for domestic purposes only - refer to Part 1 Division 2 (General Requirements) and Part 2 Division 1 Subdivision 3**



**Schedule 1:  
Exempt Development**

<b>Column 1:</b> Type of Development	<b>Column 2:</b> Development Standards (also see Sections 3.2 and 3.3)
1.04. Awnings, canopies and storm blinds on dwellings.	<ul style="list-style-type: none"> <li>• Maximum area: 10m<sup>2</sup>; and</li> <li>• Maximum height: 2.4m above ground level; and</li> <li>• Minimum side boundary setback of 450mm; and</li> <li>• Located wholly within property boundaries; and</li> <li>• Awnings and canopies located behind the building line; and</li> <li>• Non-reflective building materials used.</li> </ul> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now replaces this section - refer to Part 1 Division 2 (General Requirements) and Part 2 Division 1 Subdivision 5</b></p>
1.05. Barbecues (fixed structures).	<ul style="list-style-type: none"> <li>• Maximum area: 3m<sup>2</sup>; and</li> <li>• Maximum height: 1.8m; and</li> <li>• Located behind the front building line.</li> <li>• On premises identified as a Heritage Item the structure must be located in the rear yard only and is not visible from the street.</li> </ul> <p><u>Advisory Note:</u> <i>You are advised to ensure that the location and use of the barbecue does not create a nuisance to occupants of adjoining premises or a fire hazard.</i></p> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now replaces this section - refer to Part 1 Division 2 (General Requirements) and Part 2 Division 1 Subdivision 7</b></p>
1.06. Bird Aviaries.	<ul style="list-style-type: none"> <li>• Maximum area: 10m<sup>2</sup>; and</li> <li>• Maximum height: 2.4m; and</li> <li>• Located 450mm or more from the boundary; and</li> <li>• Located behind the front building line; and</li> <li>• Non-reflective building materials used.</li> </ul> <p><u>Advisory Note:</u> <i>Pigeon Policy available on request.</i></p> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now replaces this section in relation to aviaries for domestic purposes only - refer to Part 1 Division 2 (General Requirements) and Part 2 Division 1 Subdivision 3</b></p>



**Schedule 1:  
Exempt Development**

<b>Column 1:</b> Type of Development	<b>Column 2:</b> Development Standards (also see Sections 3.2 and 3.3)
1.07. Bridges and staircases installed in public parks and recreation spaces.	<ul style="list-style-type: none"> <li>• Bridges to a maximum span of 5 metres and construction by or for Council. To be designed, fabricated and installed in accordance with the Building Code of Australia (Section B) and AS 4100 (for steel structures) and AS 1720 (for timber structures) and AS 3600 for concrete structures; and</li> <li>• Australian National Parks and Wildlife Service Walking Track Management Manual Standards must be complied with.</li> </ul> <p><b>Note: SEPP (Infrastructure) 2007 now replaces this section – refer to Part 2 Division 4 and Part 3 Division 12</b></p>
1.08. Cabanas/Gazebos and Green Houses.	<ul style="list-style-type: none"> <li>• Maximum area: 10m<sup>2</sup>; and</li> <li>• Maximum height: 2.4m; and</li> <li>• Located 450mm or more from the boundary; and</li> <li>• Located behind the front building line; and</li> <li>• Non-reflective building materials used.</li> </ul> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now replaces this section in relation to cabanas, gazebos and greenhouses for domestic purposes only - refer to Part 1 Division 2 (General Requirements) and Part 2 Division 1 Subdivision 9</b></p>
1.09. Clothes Hoists/Lines.	<ul style="list-style-type: none"> <li>• Installed to Manufacturer's specifications; and</li> <li>• Located behind the front building line; and</li> <li>• Located on the northern, eastern or western portion of the site to enable effective drying of clothes.</li> <li>• On premises identified as a Heritage Item, the structure must be located so it is not visible from the street.</li> </ul> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now replaces this section - refer to Part 1 Division 2 (General Requirements) and Part 2 Division 1 Subdivision 11</b></p>



**Schedule 1:  
Exempt Development**

<b>Column 1:</b> Type of Development	<b>Column 2:</b> Development Standards (also see Sections 3.2 and 3.3)
1.10. Cubby Houses and Playground Equipment.	<ul style="list-style-type: none"> <li>• Maximum height: 2.1m; and</li> <li>• Maximum area: 10m<sup>2</sup>; and</li> <li>• Not associated with commercial premises or activity; and</li> <li>• Designed and constructed in accordance with AS 1924; and</li> <li>• Located behind the front building line; and</li> <li>• On premises identified as a Heritage Item, the structure must be located in the rear yard only; and</li> <li>• Minimum setback of 450mm from any side or rear boundary.</li> </ul> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now replaces this section in relation to cubby houses and playground equipment for domestic purposes only - refer to Part 1 Division 2 (General Requirements) and Part 2 Division 1 Subdivision 9 (cubby houses) and 29 (playground equipment)</b></p>
1.11. Decks (unroofed and attached to dwellings).	<ul style="list-style-type: none"> <li>• Maximum area: 10m<sup>2</sup>; and</li> <li>• Maximum width: 1.5m; and</li> <li>• Located behind the front building line; and</li> <li>• Deck floor level not greater than 0.5m above existing ground level; and</li> <li>• Adequate step is provided to prevent the entry of water into the dwelling; and</li> <li>• Minimum 900mm setback from any boundary.</li> </ul> <p><i>Advisory Note: Roofing of deck requires approval.</i></p> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now replaces this section in relation to decks for domestic purposes only - refer to Part 1 Division 2 (General Requirements) and Part 2 Division 1 Subdivision 6</b></p>
1.12 Emergency works and Building Repairs	<ul style="list-style-type: none"> <li>• A disaster or State of Emergency has been declared by Council or State or Commonwealth Government, or the Council has been given written authority invoking the use of this provision; and</li> <li>• No change to the configuration or an increase to the floor space of the building is permitted; and</li> <li>• The works and/or repairs are required to be carried out as a result of damage to the building caused by storm, flood, accident or other similar event; and</li> <li>• The works and/or repairs are for the purpose of making the building weatherproof and fit for habitation; and</li> <li>• If the building is listed as a Heritage Item, the works and/or repairs:               <ul style="list-style-type: none"> <li>(a) must match the existing or original external finishes of the building; or</li> <li>(b) be of a temporary nature only pending consent being obtained for permanent work.</li> </ul> </li> </ul>



**Schedule 1:  
Exempt Development**

Column 1: Type of Development	Column 2: Development Standards (also see Sections 3.2 and 3.3)
<p>1.13. Fences: (other than fences covered by the Swimming Pools Act 1992).</p> <p><u>Boundary</u></p> <p>(i) Front fences and side fences (between the building line and street or any other public place).</p> <p>(ii) Side fences (between the building line and the rear boundary) and rear boundary fences.</p> <p><u>Security</u></p>	<p>Maximum height: 1.0m measured above natural ground level if constructed of timber, metal or lightweight materials</p> <p>Maximum height: 1.0m measured above natural ground level for masonry, brick or similar materials.</p> <p>Maximum height: 1.8m measured above natural ground level if constructed of timber, metal or lightweight materials.</p> <p>Maximum height: 1.0m measured above natural ground level for masonry, brick or similar materials.</p> <p>If a combination of materials is used, the masonry or brick component shall not exceed 1.0m measured above natural ground level, with lightweight materials making up the remainder of the height, up to the maximum 1.8m measured above natural ground level.</p> <p>Chain wire type fences around Council owned compounds and depots (exemption does not apply to non-Council premises).</p> <p><u>Advisory Notes:</u> <i>These requirements do not set aside the provisions of the Dividing Fences Act 1991.</i></p> <p><i>You are advised to talk to your neighbour at an early stage and refer to the Dividing Fences Act.</i></p> <p><i>Recycled materials in good condition may be used.</i></p> <p><i>Masonry or brick fences over 1.0 m require Council approval.</i></p> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now replaces this section - refer to Part 1 Division 2 (General Requirements) and Part 2 Division 1 Subdivision 17 and 18</b></p> <p><i>All fences are to be constructed so that they do not prevent natural flow of stormwater drainage/runoff.</i></p>



**Schedule 1:  
Exempt Development**

Column 1: Type of Development	Column 2: Development Standards (also see Sections 3.2 and 3.3)
1.14. Flagpoles - any type of building.	<ul style="list-style-type: none"> <li>• Maximum height: 6m above ground level; and</li> <li>• Only one per site; and</li> <li>• Must be structurally adequate; and</li> <li>• Installed to manufacturer's specifications.</li> </ul> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now replaces this section - refer to Part 1 Division 2 (General Requirements) and Part 2 Division 1 Subdivision 20</b></p>
1.15. Garden Sheds.	<ul style="list-style-type: none"> <li>• Free standing and pre-fabricated only; and</li> <li>• Maximum area 10m<sup>2</sup>; and</li> <li>• Maximum height 2.1m; and</li> <li>• Minimum 450mm from any side or rear boundary; and</li> <li>• Located behind the front building line; and</li> <li>• Non-reflective materials; and</li> <li>• Installed to manufacturer's specifications.</li> </ul> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now replaces this section in relation to garden sheds for domestic purposes only - refer to Part 1 Division 2 (General Requirements) and Part 2 Division 1 Subdivision 9</b></p>
1.16. Goalposts, sight screens and similar ancillary sporting structures on sporting or playing fields for use in the play/performance of sporting events (excluding grandstands, dressing sheds and other structures).	<ul style="list-style-type: none"> <li>• Conducted by or for Council; and</li> <li>• Installed in accordance with relevant SAA standards and/or Building Code of Australia; and</li> <li>• Located in public parks or other recreation areas.</li> </ul> <p><i>Advisory Note: Buildings that accommodate people require Council approval.</i></p> <p><b>Note: SEPP (Infrastructure) 2007 now replaces this section – refer to Part 2 Division 4 and Part 3 Division 12</b></p>



**Schedule 1:  
Exempt Development**

Column 1: Type of Development	Column 2: Development Standards (also see Sections 3.2 and 3.3)
<p>1.17. Letterbox (free-standing or in 'banks').</p>	<ul style="list-style-type: none"> <li>• Maximum height: 1.2m above ground level; and</li> <li>• Located no more than 5m from the front boundary; and</li> <li>• Sufficient boxes to provide one for each occupancy; and</li> <li>• One box provided for the Owners' Corporation if a strata-titled development; and</li> <li>• Appropriate numbering for each box; and</li> <li>• Installed to manufacturer's specifications; and</li> <li>• On premises identified as a Heritage Item or within a Special Character/Amenity Area, the letterbox must be designed in a manner that is consistent the character of the building or area; and</li> <li>• Street numbering of premises is to be allocated by Council.</li> </ul> <p><i>Advisory Note:</i> Council usually allocates street numbering of premises at the end of a Development Application. When a new building or proposed development is undertaken as an Exempt or Complying development, you are advised to enquire with Council whether a street number is to be allocated for that development.</p> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now replaces this section - refer to Part 1 Division 2 (General Requirements) and Part 2 Division 1 Subdivision 25</b></p>
<p>1.18. Minor internal alterations.</p>	<ul style="list-style-type: none"> <li>• Not in relation to an item of environmental heritage; and</li> <li>• Non-structural work only such as: <ul style="list-style-type: none"> <li>- replacement of doors, wall, ceiling or floor linings, or a deteriorated frame member with equivalent or improved quality materials;</li> <li>- renovations of bathrooms, kitchens, inclusion of built-in fixtures such as vanities, cupboards and wardrobes; and</li> </ul> </li> <li>• Applies only to alterations or renovations to previously completed buildings; and</li> <li>• Work does not involve an increase in floor space; and</li> <li>• Work not to include changes to the configuration of rooms whether by removal of existing walls, partitions or by other means; and</li> <li>• Work not to cause reduced window arrangements for light and ventilation needs, reduced doorways for egress purposes or involve enclosure of open areas; and</li> <li>• Work not to alter any single dwelling into two or more flats; and</li> <li>• Must comply with fire safety requirements of the BCA Volume 2.</li> </ul>



**Schedule 1:  
Exempt Development**

Column 1: Type of Development	Column 2: Development Standards (also see Sections 3.2 and 3.3)
	<p><u>Advisory Notes:</u></p> <ul style="list-style-type: none"> <li>- The alteration should not affect the structural strength and stability of the building. For example, external walls are often strengthened and stabilised by internal walls that resist loads such as wind forces. The removal of internal walls without considering overall strength and stability may result in failure to external walls. Examples of minor alterations include – bathroom renovations, kitchen renovations etc.</li> <li>- You are advised to consult a structural engineer, architect or building surveyor before commencing alterations to ensure you comply with the Building Code of Australia and will not affect the structural sufficiency and stability of the building.</li> <li>- The WorkCover Authority has advised that:               <ul style="list-style-type: none"> <li>- care should be taken in work involving the removal of lead paint to avoid lead contamination;</li> <li>- the Authority’s “Guidelines for Practices Involving Asbestos Cement” should be referred to for any work involving asbestos cement.</li> </ul> </li> </ul> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now replaces this section in relation to minor building alterations (internal) for dwellings only - refer to Part 1 Division 2 (General Requirements) and Part 2 Division 1 Subdivision 26</b></p>
<p>1.19. Park and street furniture, seats, bins, picnic tables, bus or other minor shelters.</p>	<ul style="list-style-type: none"> <li>• Construction by or for Council and designed, fabricated and installed in accordance with relevant SAA standards and/or Building Code of Australia; and</li> <li>• Located on land under control of Council.</li> </ul> <p><b>Note: SEPP (Infrastructure) 2007 now replaces this section – refer to Part 2 Division 4 and Part 3 Division 12 or Part 3 Division 17 Subdivision 2</b></p>
<p>1.20. Pergola (Open).</p>	<ul style="list-style-type: none"> <li>• Maximum area: 20m<sup>2</sup>; and</li> <li>• Maximum height: 2.4m above ground level; and</li> <li>• Located behind the front building line; and</li> <li>• Minimum side or rear boundary setback of 450mm.</li> </ul> <p><u>Advisory Note:</u> <i>Roofed or enclosed pergolas require approval.</i></p> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now replaces this section in relation to pergolas for domestic purposes only - refer to Part 1 Division 2 (General Requirements) and Part 2 Division 1 Subdivision 6</b></p>



**Schedule 1:  
Exempt Development**

Column 1: Type of Development	Column 2: Development Standards (also see Sections 3.2 and 3.3)
<p>1.21. Playground equipment (including shade structure) on land classified as community land or a Crown reserve.</p>	<ul style="list-style-type: none"> <li>Construction by or for Council and designed, fabricated and installed in accordance with AS1924, AS4422 and AS4486.</li> </ul> <p><i>Advisory Note:</i> <del>“Community land” is a classification under the Local Government Act 1993.</del></p> <p><b>Note: SEPP (Infrastructure) 2007 now replaces this section – refer to Part 2 Division 4 and Part 3 Division 12</b></p>
<p>1.22. Re-cladding of roofs or walls.</p>	<ul style="list-style-type: none"> <li>Replace existing materials with similar materials; and</li> <li>Re-cladding not to involve structural alterations.</li> </ul> <p><i>Advisory Note:</i> <i>The WorkCover Authority has advised that:</i></p> <ul style="list-style-type: none"> <li>care should be taken in work involving the removal of lead paint to avoid lead contamination;</li> <li>the Authority’s “Guidelines for Practices Involving Asbestos Cement” should be referred to for any work involving asbestos cement.</li> </ul> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now replaces this section in relation to minor building alterations (external) for dwellings only - refer to Part 1 Division 2 (General Requirements) and Part 2 Division 1 Subdivision 27</b></p>
<p>1.23. Retaining Walls.</p>	<ul style="list-style-type: none"> <li>Maximum Height: 600mm; and</li> <li>Masonry walls to comply with: <ul style="list-style-type: none"> <li>AS3700 - Masonry Code;</li> <li>AS3600 - Concrete Structures;</li> <li>AS1170 - Loading Code; and</li> </ul> </li> <li>Timber walls to comply with: <ul style="list-style-type: none"> <li>AS1720 - Timber Structures;</li> <li>AS1170 - Loading Code; and</li> </ul> </li> <li>All retaining walls are to be constructed so that they do not prevent the natural flow of stormwater drainage/run off.</li> </ul> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now replaces this section in relation to retaining walls for domestic purposes only - refer to Part 1 Division 2 (General Requirements) and Part 2 Division 1 Subdivision 15</b></p>



**Schedule 1:  
Exempt Development**

<b>Column 1:</b> Type of Development	<b>Column 2:</b> Development Standards (also see Sections 3.2 and 3.3)
1.24. Satellite Dishes.	<ul style="list-style-type: none"> <li>• Maximum 1.2 m diameter; and</li> <li>• Colourbonded type finish to blend with surrounds; and</li> <li>• Not located upon the front yard or front elevation or front half of the roof; and</li> <li>• Located below fence height or 1800mm above ground level (whichever is the greater), in the case of side or rear yard installation; and</li> <li>• Located no higher than the roof ridge line if installed on a pitched roof; and</li> <li>• Located towards the rear of a building if installed on a skillion roof.</li> </ul> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now replaces this section in relation to satellite dishes for domestic purposes only - refer to Part 1 Division 2 (General Requirements) and Part 2 Division 1 Subdivision 12</b></p>
1.25. Solar water heaters.	<ul style="list-style-type: none"> <li>• Installed to manufacturer's specifications and requirements; and</li> <li>• Installed by a licensed person; and</li> <li>• Must not reduce the structural integrity of the building or involve structural alterations; and</li> <li>• Any opening created by the installation to be adequately weatherproofed.</li> </ul> <p><b>Note: SEPP (Infrastructure) 2007 now replaces this section – refer to Part 2 Division 4 and Part 3 Division 4</b></p>



**Schedule 1:  
Exempt Development**

Column 1: Type of Development	Column 2: Development Standards (also see Sections 3.2 and 3.3)
<p>1.26. Skylight roof windows (including solar tube or similar type installations).</p>	<ul style="list-style-type: none"> <li>• Maximum area of skylight not to exceed 1m<sup>2</sup>; and</li> <li>• Located not less than 900mm from a property boundary and not less than 900mm from a wall separating attached dwellings; and</li> <li>• The building work must not reduce the structural integrity of the building or involve structural alterations; and</li> <li>• Any opening created by the installation to be adequately weatherproofed; and</li> <li>• Installation to manufacturer's instructions.</li> </ul> <p><i>Advisory Notes:</i>  <i>In a dwelling, a combustible roof light installed in a roof that is required to have a non combustible covering must be located not less than 900 mm from a boundary.</i></p> <p><i>In buildings other than dwellings, if a roof is required to have a Fire Resistant Level (FRL), or be non combustible, the skylight must comply with the provisions of Spec. C1.1 (clause 3.6) of the Building Code of Australia, 1996. If you need further clarification, please contact a Council building surveyor.</i></p> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now replaces this section - refer to Part 1 Division 2 (General Requirements) and Part 2 Division 1 Subdivision 37</b></p>
<p>1.27. Water heaters (other than solar systems).</p>	<ul style="list-style-type: none"> <li>• Replacement or new installations; and</li> <li>• The work must not reduce the structural integrity of the building or involve structural alterations; and</li> <li>• Installation to be carried out by a licensed person; and</li> <li>• On premises identified as a Heritage Item or within a Special Character/Amenity Area, an externally mounted water heater shall be located such that it is not visible from the street; or</li> <li>• On premises identified as a Heritage Item or within a Special Character/Amenity Area, any flue, chimney or discharge pipe from an internally installed water heater shall be located such that it is not visible from the street or does not exceed the ridge height of the roof.</li> </ul>



**Schedule 1:  
Exempt Development**

Column 1: Type of Development	Column 2: Development Standards (also see Sections 3.2 and 3.3)
1.28. Water Tanks at/or above ground level.	<ul style="list-style-type: none"> <li>• Installation to manufacturer’s instructions; and</li> <li>• Maximum diameter: 1.5 metres; and</li> <li>• Maximum overall height: 1.8 metres; and</li> <li>• Located behind the front building line; and</li> <li>• Maximum capacity (volume): 3000 litres; and</li> <li>• The tank should be connected to an overflow system that is connected to the stormwater disposal system of the property; and</li> <li>• A sign must be placed in a prominent position on the tank stating that this water is not fit for human consumption.</li> </ul> <p><i>Advisory Note:</i> Tanks to be located below ground or on land that requires excavation will need Council approval.</p> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now replaces this section - refer to Part 1 Division 2 (General Requirements) and Part 2 Division 1 Subdivision 32</b></p>

**2. Demolish a Building or Structure**

2.01. Demolition of: <ul style="list-style-type: none"> <li>• Ancillary Buildings or Structures,</li> <li>• Unauthorised Buildings or Structures,</li> <li>• Temporary Buildings or Structures</li> </ul>	<ul style="list-style-type: none"> <li>• Approval is not required where Council has issued an order to demolish under Section 121B of the Environmental Planning and Assessment Act; and</li> <li>• Approval is not required for the demolition of any building (other than a retaining wall) that may be erected without Council approval under this policy (even if it was erected before this policy came into effect); and</li> <li>• Not in relation to an item of environmental heritage; and</li> <li>• Demolition to be carried out to Australian Standard AS2601 – 1991 Demolition Code.</li> </ul> <p><i>Advisory Note:</i> The WorkCover Authority has advised that:</p> <ul style="list-style-type: none"> <li>- care should be taken in work involving the removal of lead paint to avoid lead contamination;</li> <li>- the Authority’s “Guidelines for Practices Involving Asbestos Cement” should be referred to for any work involving asbestos cement.</li> </ul> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now replaces this section in relation to demolition of an existing single storey, two storey dwelling house or ancillary development on lots greater than 450m2 only - refer to Part 1 Division 2 (General Requirements) and Part 3 Division 1</b></p>
---	---



**Schedule 1:  
Exempt Development**

**Column 1:**  
Type of Development

**Column 2:**  
Development Standards (also see Sections 3.2 and 3.3)

**3. Place a Waste Storage Container in a Public Place**

3.01. Place a waste storage container in a public place.

- Maximum container length of 3m; and
- Single container only; and
- Waste containers to be located and designed strictly in accordance with the requirement and guidelines of the Roads and Traffic Authority; and
- Maximum duration of the activity being a total of fourteen days from the date of the placement of the container in the public place to removal date; and
- The supplier of the waste container must ensure that there is a minimum of \$10 million public liability/risk insurance cover for the placement of the waste container in a public place; and
- The container being of a light colour with the name and address of the owner/proprietor clearly displayed.

Advisory Notes:

*Note 1. The Council may order the removal of the container if there is a failure to comply with the terms and conditions of the exemption or if the placement of the container results in a nuisance or danger to the public.*

*Note 2. Transporting of waste over or under a public place requires an approval under Section 68 of the LG Act 1993.*

*Note 3. Council approval is required for the placement of containers for a period greater than fourteen days.*

**Note: This is now replaced by Council's Policy for the Placement of Waste Storage Containers in Public Places**

**4. Articles on a Road or Footpath**

4.01. Articles on a road or footpath.

- Article's number, stability, size and placement to comply with Council's Policy for the Use of Footways; and
- No food is to be displayed on the footpath; and
- Any signboard or article must only be displayed during the hours of business; and
- The article must be related to the business of the adjacent shop or business and not associated with any residential premises.

Advisory Notes:

*Note 1. An application must be made to Council accompanied by a plan of the footway area and article proposed.*

*Note 2. A fee is also payable to Council, fees varying depending on the type of article proposed. The fee covers a period of occupation of 12 months.*

*Note 3. The applicant must indemnify Council against all claims which may be made as a result of the presence of articles on a footpath. The applicant must also ensure there is a minimum of \$10 million public liability/risk insurance cover.*

**Note: This is now replaced by Development Control Plan No. 44 – Activities in Public Places**



**Schedule 1:  
Exempt Development**

Column 1: Type of Development	Column 2: Development Standards (also see Sections 3.2 and 3.3)
<p><b>5. Change of Use</b></p>	
<p>5.01. Change of Use - Shop to Shop</p>	<ul style="list-style-type: none"> <li>• Building is currently lawfully used as a shop on land within a business zone other than a Specialised Business zone (see Notes 1 and 2); and</li> <li>• The hours of operation are between: <ul style="list-style-type: none"> <li>• 8am to 10pm Sunday to Thursday;</li> <li>• 8am to 11pm Friday and Saturday only</li> </ul> <i>only where the building is not adjacent to a Residential zoned property (see Note 3); or</i> <ul style="list-style-type: none"> <li>• 8am to 9pm <i>where the building is adjacent to a Residential zoned property. (see Note 3)</i></li> </ul> </li> <li>• The new use will not involve the sale, hire or display of, or access by the public to, restricted publications within the meaning of the Classification (Publications, Films and Computer Games) Enforcement Act 1995; and</li> <li>• The new use will not involve an increase in floor space area above that previously approved by the Council; and</li> <li>• Any previous consent condition relating to the original use of the building or land with regard to: <ul style="list-style-type: none"> <li>- the maintenance of landscaping; or</li> <li>- the parking of vehicles; or</li> <li>- the provision of space for the loading or unloading of goods or vehicles,</li> </ul>                     is complied with fully; and</li> <li>• The new use is conducted so that it causes no greater interference than the original use to the existing or future amenity of the adjoining occupants and the neighbourhood in general; and</li> <li>• The proposed use does not involve: <ul style="list-style-type: none"> <li>- a methadone clinic</li> <li>- a brothel</li> <li>- an amusement centre</li> <li>- a funeral parlour</li> <li>- the preparation, sale or consumption of food.</li> </ul> </li> </ul> <p><u>Advisory Notes:</u></p> <p><i>Note 1. These provisions only apply where a shop with a current and valid consent is already operating from the premises. Where these provisions are not met, the use will require a Development Application.</i></p> <p><i>Note 2. Where a shop is proposed to occupy a building that has not had a use operating or the consent has lapsed, the use is deemed to be a “first use” and the provisions of Section 10 in Schedule 2 will apply.</i></p> <p><i>Note 3. For the purposes of this provision, adjacent means any situation where the subject site has a common boundary, or is separated from the Residential zoned site by a road, laneway, alleyway or the like.</i></p>



**Schedule 1:  
Exempt Development**

Column 1: Type of Development	Column 2: Development Standards (also see Sections 3.2 and 3.3)
5.02. Change of Use - Office to Office	<ul style="list-style-type: none"> <li>• Building is lawfully used as an office premises on land within the General Business zone or Business Office zone (see Notes 1 and 2); and</li> <li>• The hours of operation are between:               <ul style="list-style-type: none"> <li>• 8am to 10pm Sunday to Thursday;</li> <li>• 8am to 11pm Friday and Saturday only</li> </ul> <i>only where the building is not adjacent to a Residential zoned property (see Note 3); or</i> <ul style="list-style-type: none"> <li>• 8am to 9pm <i>where the building is adjacent to a Residential zoned property (see Note 3).</i></li> </ul> </li> <li>• The new use will not involve the sale, hire or display of, or access by the public to, restricted publications within the meaning of the Classification (Publications, Films and Computer Games) Enforcement Act 1995; and</li> <li>• The new use will not involve an increase in floor space area above that previously approved by the Council; and</li> <li>• Any previous consent condition relating to the original use of the building or land with regard to:               <ul style="list-style-type: none"> <li>- the maintenance of landscaping; or</li> <li>- the parking of vehicles; or</li> <li>- the provision of space for the loading or unloading of goods or vehicles,</li> </ul>               is complied with fully; and</li> <li>• The new use is conducted so that it causes no greater interference than the original use to the existing or future amenity of the adjoining occupants and the neighbourhood in general; and</li> <li>• The proposed use does not involve:               <ul style="list-style-type: none"> <li>- a methadone clinic</li> <li>- a brothel</li> <li>- an amusement centre</li> <li>- a funeral parlour</li> <li>- the preparation, sale or consumption of food.</li> </ul> </li> </ul> <p><u><i>Advisory Notes:</i></u></p> <p><i>Note 1. These provisions only apply where a shop with a current and valid consent is already operating from the premises. Where these provisions are not met, the use will require a Development Application.</i></p> <p><i>Note 2. Where a shop is proposed to occupy a building that has not had a use operating or the consent has lapsed, the use is deemed to be a “first use” and the provisions of Section 10 in Schedule 2 will apply.</i></p> <p><i>Note 3. For the purposes of this provision, adjacent means any situation where the subject site has a common boundary, or is separated from the Residential zoned site by a road, laneway, alleyway or the like.</i></p>



**Schedule 1:  
Exempt Development**

**Column 1:**

Type of Development

**Column 2:**

Development Standards (also see Sections 3.2 and 3.3)

5.03. Change of Use -  
Light Industry to  
Light Industry

- Building is lawfully used for the purpose of light industry on land within the Industrial or Light Industrial zone; and
- Is not adjacent to a Residential zoned property (see Note 1); and
- The hours of operation shall be between 7:30am and 5:30pm, from Monday to Saturday; and
- The new use will not occupy a total floor space area of more than 500m<sup>2</sup>; and
- All loading and unloading will be conducted on site; and
- The new use is conducted so that it causes no greater interference than the original use to the existing or future amenity of the adjoining occupants and the neighbourhood; and
- Any previous consent condition relating to the original use of the building or land with regard to:
  - the maintenance of landscaping; or
  - the parking of vehicles; or
  - the provision of space for the loading or unloading of goods or vehicles,
 is complied with fully.
- The proposed use does not involve:
  - a funeral parlour
  - decontamination work
  - the preparation, sale or consumption of food.
  - a hazardous industry or storage establishment or an offensive industry or storage establishment.

Advisory Note:

*Note 1. for the purposes of this provision, adjacent means any situation where the subject site has a common boundary, or is separated from the Residential zoned site by a road or laneway, alleyway or the like.*



**Schedule 1:  
Exempt Development**

<b>Column 1:</b> Type of Development	<b>Column 2:</b> Development Standards (also see Sections 3.2 and 3.3)
---	---

**6. Home Occupation**

---



**Schedule 1:  
Exempt Development**

Column 1: Type of Development	Column 2: Development Standards (also see Sections 3.2 and 3.3)
<p>6.01. Home Occupation (an occupation carried on in a dwelling-house or in a dwelling in a multiple dwelling building).</p>	<ul style="list-style-type: none"> <li>• Registration of the building under the Factories, Shops and Industries Act 1962 is not required; and</li> <li>• The employment of only permanent residents; and</li> <li>• No interference with the amenity of the neighbourhood by reason of the emission of noise, vibration, odour, or the discharge of any other contaminant; and</li> <li>• No display of goods, whether in a window or otherwise; and</li> <li>• The display of a sign, other than a non-illuminated sign not exceeding 50 centimetres in width or 25 centimetres in height indicating the name and occupation of the residents; and</li> <li>• Food preparation is carried out in accordance with Council’s Code for Food Premises; and</li> <li>• Family day care in a dwelling catering for a maximum number of 5 children; and</li> <li>• The proposed development is not a brothel.</li> </ul> <p><u>Advisory Note:</u> <i>An activity being undertaken in a dwelling house that does not meet the exemptions mentioned above may be defined as a home business, which requires Council consent. Advice should be sought from a Development Assessment Officer.</i></p> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now replaces this section and allows home businesses, home industries, home occupations and home-based child care as exempt development – refer to Part 1 Division 2 (General Requirements) and Part 2 Division 1 Subdivision 22 and 23</b></p> <p><b>An extract of the definitions of these different use types from the Standard LEP is outlined below:</b></p> <p><b><i>home-based child care</i></b> means a dwelling used by a resident of the dwelling for the supervision and care of one or more children and that satisfies the following conditions:</p> <ol style="list-style-type: none"> <li>(a) the service is appropriately licensed within the meaning of the <u><i>Children and Young Persons (Care and Protection) Act 1998</i></u>,</li> <li>(b) the number of children (including children related to the carer or licensee) does not at any one time exceed 7 children under the age of 12 years, including no more than 5 who do not ordinarily attend school.</li> </ol>



**Schedule 1:  
Exempt Development**

Column 1: Type of Development	Column 2: Development Standards (also see Sections 3.2 and 3.3)
	<p><b>home business</b> means a business carried on in a dwelling, or in a building ancillary to a dwelling, by one or more permanent residents of the dwelling that does not involve:</p> <ul style="list-style-type: none"> <li>(a) the employment of more than 2 persons other than those residents, or</li> <li>(b) interference with the amenity of the neighbourhood by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil, traffic generation or otherwise, or</li> <li>(c) the exposure to view, from any adjacent premises or from any public place, of any unsightly matter, or</li> <li>(d) the exhibition of any notice, advertisement or sign (other than a notice, advertisement or sign exhibited on that dwelling to indicate the name of the resident and the business carried on in the dwelling), or</li> <li>(e) the sale of items (whether goods or materials), or the exposure or offer for sale of items, by retail, except for goods produced at the dwelling or building,</li> </ul> <p>but does not include bed and breakfast accommodation, home occupation (sex services) or sex services premises.</p> <p><b>home industry</b> means a light industry carried on in a dwelling, or in a building ancillary to a dwelling, by one or more permanent residents of the dwelling that does not involve:</p> <ul style="list-style-type: none"> <li>(a) the employment of more than 2 persons other than those residents, or</li> <li>(b) interference with the amenity of the neighbourhood by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil, traffic generation or otherwise, or</li> <li>(c) the exposure to view, from any adjacent premises or from any public place, of any unsightly matter, or</li> <li>(d) the exhibition of any notice, advertisement or sign (other than a notice, advertisement or sign exhibited on that dwelling to indicate the name of the resident and the light industry carried on in the dwelling), or</li> <li>(e) the sale of items (whether goods or materials), or the exposure or offer for sale of items, by retail, except for goods produced at the dwelling or building,</li> </ul> <p>but does not include bed and breakfast accommodation or sex services premises.</p>



**Schedule 1:  
Exempt Development**

Column 1: Type of Development	Column 2: Development Standards (also see Sections 3.2 and 3.3)
	<p><b>home occupation</b> means an occupation carried on in a dwelling, or in a building ancillary to a dwelling, by one or more permanent residents of the dwelling that does not involve:</p> <ul style="list-style-type: none"> <li>(a) the employment of persons other than those residents, or</li> <li>(b) interference with the amenity of the neighbourhood by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil, traffic generation or otherwise, or</li> <li>(c) the display of goods, whether in a window or otherwise, or</li> <li>(d) the exhibition of any notice, advertisement or sign (other than a notice, advertisement or sign exhibited on that dwelling to indicate the name of the building,</li> </ul> <p>but does not include bed and breakfast accommodation, a brothel or home occupation (sex services).</p>
<p><b>7. Recreation Area Ancillary Works</b></p>	
<p>7.01. Recreation area ancillary works (landscaping, bush fire hazard reduction and gardening, the provision of minor play equipment or picnic equipment, but does not include the provision of a building or lighting structure)</p>	<ul style="list-style-type: none"> <li>• Work undertaken by or for Council; and</li> <li>• Structures to be installed to manufacturer's/designers specifications and requirements.</li> </ul> <p><b>Note: SEPP (Infrastructure) 2007 now replaces this section – refer to Part 2 Division 4 and Part 3 Division 12</b></p>
<p><b>8. Subdivision</b></p>	
<p>8.01. Boundary adjustment</p>	<ul style="list-style-type: none"> <li>• Adjustment is minor; and</li> <li>• Does not result in any building contravening the deemed-to-satisfy provisions of the Building Code of Australia (in particular fire safety criteria such as fire brigade access, setbacks and fire resistant construction near boundaries); and</li> <li>• Doesn't affect any tree(s) located on either property; and</li> <li>• Change respects previous development consents in relation to parking, landscaping, setbacks, access etc; and</li> <li>• Does not involve the creation of an additional allotment.</li> </ul> <p><u>Advisory Note:</u> Boundary adjustments require a Subdivision Certificate in order to be registered at the Land Titles Office.</p> <p>A Section 73 Certificate from Sydney Water is also required to be submitted to Council.</p>



**Schedule 1:  
Exempt Development**

Column 1: Type of Development	Column 2: Development Standards (also see Sections 3.2 and 3.3)
8.02. Rectification of an encroachment upon an allotment	<p><u>Advisory Note:</u> <i>Boundary adjustments require a Subdivision Certificate in order to be registered at the Land Titles Office.</i></p> <p><i>A Section 73 Certificate from Sydney Water is also required to be submitted to Council.</i></p>
8.03. Consolidation of properties	<ul style="list-style-type: none"> <li>• No more than 5 allotments are consolidated; and</li> <li>• Any consolidation shall not create an isolated allotment/s (see Note 2); and</li> <li>• Any consolidation shall not affect any trees on any of the properties; and</li> <li>• Any consolidation shall not affect any previous conditions on a caveat, covenant, or similar.</li> </ul> <p><u>Advisory Notes:</u> <i>Note 1. A Subdivision Certificate is required in order for the plans to be registered at the Land Titles Office.</i> <i>Note 2. For the purpose of this provision, an isolated allotment means any allotment that, by virtue of surrounding development, is rendered incapable of containing development otherwise permissible in the zone. An allotment <b>is not</b> deemed to be isolated where, for example, it is incapable of containing a townhouse or villa development, but is able to contain a dual occupancy development.</i></p>
8.04. Easements	<ul style="list-style-type: none"> <li>• Any easement created shall not affect any condition of consent applying to development on the subject site (including, but not limited to car parking, retention of trees, access, etc.); and</li> </ul> <p><u>Advisory Note:</u> <i>Boundary adjustments require a Subdivision Certificate in order to be registered at the Land Titles Office.</i></p>



**Schedule 1:  
Exempt Development**

Column 1: Type of Development	Column 2: Development Standards (also see Sections 3.2 and 3.3)
----------------------------------	--

**9. Signs and Advertising (any type of building)**

Unless specifically stated within the standards below, the total cumulative area of any advertising shall not exceed the following:

Residential zones :	2.0m <sup>2</sup>
Business zones :	10.0m <sup>2</sup>
Industrial zones :	10.0m <sup>2</sup>
Any other zones – Open Space, Special Purposes, etc.	2.0m <sup>2</sup>

9.01. Advertisement on a motor vehicle used principally for conveying goods or passengers.	
9.02. Advertisement within a site, being an advertisement which is not visible from outside the site on which it is displayed.	
9.03. Advertisement displaying a message changed from that displayed by a previously lawful advertisement.	
9.04. Advertisement displayed behind the glass line of a shop window.	



**Schedule 1:  
Exempt Development**

Column 1: Type of Development	Column 2: Development Standards (also see Sections 3.2 and 3.3)
9.05. Public information notice displayed by a public authority giving information or directions about services.	
9.06. Advertisement that contains only a notice that the place or premises to which it is fixed is or are for sale or letting (together with particulars of the sale or letting) and that is not displayed for more than 14 days after the letting or completion on the sale.	<ul style="list-style-type: none"> <li>• In Residential Zones, the advertisement:               <ul style="list-style-type: none"> <li>- shall not exceed 2.5m<sup>2</sup> in area; and</li> <li>- shall not be illuminated nor animated; and</li> <li>- shall not have any returns exceeding 180mm; and</li> </ul> </li> <li>• In Business and Industrial Zones, the advertisement:               <ul style="list-style-type: none"> <li>- does not exceed 4.5m<sup>2</sup> in area; and</li> <li>- shall not be illuminated nor animated.</li> </ul> </li> </ul>
9.07. Advertisement of a temporary nature (whether in the form of a banner, bunting, poster, or a similar display).	<ul style="list-style-type: none"> <li>• Announces any local level event of a religious, educational, cultural, political, social or recreational character or relates to any temporary matter in connection with such an event; and</li> <li>• Does not include advertising of a commercial nature, except for the name of any event sponsor; and</li> <li>• Advertisements shall not be illuminated nor animated; and</li> <li>• Is not displayed earlier than 28 days before the event to which it relates is to take place, and is removed within 14 days after that event.</li> <li>• It is not located on a pole or other structure in a public place.</li> </ul>
9.08. Advertisement that directs the public to, or informs the public about, places of scientific, historic or scenic interest.	<ul style="list-style-type: none"> <li>• The principal purpose of the advertisement is to provide direction or inform the public about a building or place; and</li> <li>• The advertisement relates to the specific building or place; and</li> <li>• The dimensions and overall size of the advertisement are not larger than would be reasonably be required to direct or inform the public.</li> </ul>



**Schedule 1:  
Exempt Development**

<b>Column 1: Type of Development</b>	<b>Column 2: Development Standards (also see Sections 3.2 and 3.3)</b>
9.09. Business identification sign (in Residential zone)	<ul style="list-style-type: none"> <li>• Is not on an item of environmental heritage unless using existing approved fittings; and</li> <li>• Does not exceed 0.5 metres in width x 0.25 metres in height; and</li> <li>• Illuminated signs shall not be animated and shall only be illuminated while the premises are open for business; and</li> <li>• Is not located forward of a dwelling except for standard illuminated gate lightboxes, which identify the professional practice of doctors, dentists or other health care professionals.</li> </ul>
9.10. Advertising panel Bracket style flag sign Drop awning sign Flush wall sign Fascia sign Top hamper sign Under awning sign Window sign (in Residential zones)	<ul style="list-style-type: none"> <li>• Is not on an item of environmental heritage unless using existing approved fittings; and</li> <li>• Is erected on a premise approved for retailing or industrial purposes; and</li> <li>• When erected on a premise approved for retailing the same requirements apply as those for Business zones; and</li> <li>• Illuminated signs shall not be animated and shall only be illuminated while the premises are open for business; and</li> <li>• When erected on a premise approved for industrial purposes, the same requirements apply as those for industrial zones.</li> </ul>
9.11. Advertising panel (in Business zone)	<ul style="list-style-type: none"> <li>• Is not on an item of environmental heritage, unless using existing approved fittings; and</li> <li>• Does not exceed 1.2 metres in length and 1.8 metres in height; and</li> <li>• Does not involve more than one advertising panel per premise; and</li> <li>• May be non-illuminated, internally illuminated or flood lit; and</li> <li>• Shall not be animated.</li> </ul>
9.12. Bracket style flag sign (in Business zone)	<ul style="list-style-type: none"> <li>• Is not on an item of environmental heritage, unless using existing approved fittings; and</li> <li>• Is a minimum of 2m above the ground, and</li> <li>• Does not project more than 0.75m from the wall on which it is mounted; and</li> <li>• Does not involve more than two under awning bracket style signs per property; and</li> </ul>
9.13. Business Identification Sign (in Business zone)	<ul style="list-style-type: none"> <li>• Is not on an item of environmental heritage unless using existing approved fittings; and</li> <li>• Does not exceed 1.2 metres in length and 0.6 metres in height; and</li> <li>• May be non-illuminated, internally illuminated or flood lit; and</li> <li>• Shall not be animated.</li> </ul>



**Schedule 1:  
Exempt Development**

Column 1: Type of Development	Column 2: Development Standards (also see Sections 3.2 and 3.3)						
9.14. Drop Awning sign (in Business zone)	<ul style="list-style-type: none"> <li>Covers no more than 25% of the total area of the roll down blind.</li> </ul>						
9.15. Fascia Sign (in Business zone)	<ul style="list-style-type: none"> <li>Is not on an item of environmental heritage, unless being approved fittings; and</li> <li>Does not project above or below the fascia or return end of the awning to which it is attached; and</li> <li>Does not extend more than 300mm from the fascia or return end of the awning; and</li> <li>May be non-illuminated, internally illuminated or flood lit; and</li> <li>Shall not be animated.</li> </ul>						
9.16. Flush Wall sign or painted wall sign (in Business zone)	<ul style="list-style-type: none"> <li>Is not on an item of environmental heritage unless using existing approved fittings; and</li> <li>Does not project above the height of the wall to which it is attached; and</li> <li>Does not project more than 300mm from the wall; and</li> <li>Does not obscure or detract from any architectural feature of a building; and</li> <li>Is the only flush wall sign to a wall or elevation for one occupancy of the premise; and</li> <li>Does not occupy in total more than 20% of the area of the wall/elevation on which it is displayed; and</li> <li>May be non-illuminated, internally illuminated or flood lit; and</li> <li>Shall not be animated.</li> </ul>						
9.17. Projecting Wall Sign (in Business zone)	<ul style="list-style-type: none"> <li>Does not involve more than 2 projecting wall signs per premise; and</li> <li>Is not on an item of environmental heritage, unless using existing approved fittings; and</li> <li>Is a minimum of 2.6m above the ground; and</li> <li>Is at right angles to the wall to which it is attached; and</li> <li>May be non-illuminated, internally illuminated or flood lit; and</li> <li>Shall not be animated.</li> </ul> <p>Depending on the configuration of the Projecting Wall Sign the following criteria should also be satisfied:</p> <p><u><i>Projecting Wall Signs (Vertical)</i></u> Where the height of a projecting wall sign is not less than its width, the projecting wall sign may project from the wall to which it is attached in the following scale:</p> <table border="0"> <thead> <tr> <th data-bbox="475 1865 746 1928"><b>Lowest part of sign above ground level</b></th> <th data-bbox="903 1865 1182 1928"><b>Maximum allowable projection</b></th> </tr> </thead> <tbody> <tr> <td data-bbox="475 1928 863 1962">2.6m and not more than 3.7m</td> <td data-bbox="903 1928 970 1962">0.8m</td> </tr> <tr> <td data-bbox="475 1962 794 1995">Exceeding 3.7m and not</td> <td></td> </tr> </tbody> </table>	<b>Lowest part of sign above ground level</b>	<b>Maximum allowable projection</b>	2.6m and not more than 3.7m	0.8m	Exceeding 3.7m and not	
<b>Lowest part of sign above ground level</b>	<b>Maximum allowable projection</b>						
2.6m and not more than 3.7m	0.8m						
Exceeding 3.7m and not							



**Schedule 1:  
Exempt Development**

Column 1: Type of Development	Column 2: Development Standards (also see Sections 3.2 and 3.3)														
	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">more than 4.6m</td> <td style="width: 50%;">0.9m</td> </tr> <tr> <td>Exceeding 4.6m and not more than 5.5m</td> <td>1.2m</td> </tr> <tr> <td>Exceeding 5.5m</td> <td>1.5m</td> </tr> </table> <p><u><i>Projecting Wall Signs (Horizontal)</i></u> Where the height of a projecting wall sign is less than its width, the projecting wall sign:</p> <ul style="list-style-type: none"> <li>• Shall be erected at right angles to the wall of the building to which it is attached;</li> <li>• Shall be at least 2.6m above the ground;</li> <li>• Shall not project beyond a point within 0.6m of the vertical projection of the kerb alignment;</li> <li>• Shall have its maximum height determined in accordance with the following scale:</li> </ul> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Lowest part of sign above ground level</th> <th style="text-align: left;">Maximum allowable projection</th> </tr> </thead> <tbody> <tr> <td>2.6m and not more than 3.7m</td> <td>0.5m</td> </tr> <tr> <td>Exceeding 3.7m and not more than 6.1m</td> <td>1.2m</td> </tr> <tr> <td>Exceeding 6.1m</td> <td>1.5m</td> </tr> </tbody> </table>	more than 4.6m	0.9m	Exceeding 4.6m and not more than 5.5m	1.2m	Exceeding 5.5m	1.5m	Lowest part of sign above ground level	Maximum allowable projection	2.6m and not more than 3.7m	0.5m	Exceeding 3.7m and not more than 6.1m	1.2m	Exceeding 6.1m	1.5m
more than 4.6m	0.9m														
Exceeding 4.6m and not more than 5.5m	1.2m														
Exceeding 5.5m	1.5m														
Lowest part of sign above ground level	Maximum allowable projection														
2.6m and not more than 3.7m	0.5m														
Exceeding 3.7m and not more than 6.1m	1.2m														
Exceeding 6.1m	1.5m														
9.18. Top Hamper Sign (in Business zone)	<ul style="list-style-type: none"> <li>• Is not on an item of environmental heritage, unless using existing approved fittings; and</li> <li>• Does not extend more than 200mm beyond any building alignment; and</li> <li>• Does not extend below the head of the doorway or window to which it is attached; and</li> <li>• May be non-illuminated, internally illuminated or flood lit; and</li> <li>• Shall not be animated.</li> </ul>														
9.19. Under Awning Sign (in Business zone)	<ul style="list-style-type: none"> <li>• Is not on an item of environmental heritage, unless using existing approved fittings; and</li> <li>• Does not exceed 2.5m in length and 0.5m in height; and</li> <li>• Is erected horizontal to the ground; and</li> <li>• Is not less than 2.6m from the ground; and</li> <li>• Does not project beyond the awning; and</li> <li>• Is securely fixed by metal supports; and</li> <li>• Is a minimum of 3m from another under awning sign; and</li> <li>• May be non-illuminated, internally illuminated or flood lit; and</li> <li>• Shall not be animated.</li> </ul>														



**Schedule 1:  
Exempt Development**

Column 1: Type of Development	Column 2: Development Standards (also see Sections 3.2 and 3.3)
9.20. Window Sign (in Business zone)	<ul style="list-style-type: none"> <li>• Is not on an item of environmental heritage, unless using existing approved fittings; and</li> <li>• Does not cover more than 50% of the total area of all shop windows on a premise; and</li> <li>• May be non-illuminated, internally illuminated or flood lit; and</li> <li>• Shall not be animated.</li> </ul>
9.21. Business Identification Sign (in Industrial zone)	<ul style="list-style-type: none"> <li>• Is not on an item of environmental heritage, unless using existing approved fittings; and</li> <li>• The total business identification sign does not exceed 1m<sup>2</sup> per 2m of street frontage; or 10m<sup>2</sup> in area, whichever is the lesser; and</li> <li>• The total permissible signage is divided equally (by floor area) between all occupants of the site; and</li> <li>• The business identification sign is in the form of:               <ul style="list-style-type: none"> <li>- fascia sign</li> <li>- flush wall sign</li> <li>- projecting wall sign</li> <li>- under awning sign, which satisfy the same requirements for Business zones; and</li> </ul> </li> <li>• May be non-illuminated, internally illuminated or flood lit; and</li> <li>• Shall not be animated.</li> </ul> <p>In addition to the above, Council consent is not required for a business identification sign which:</p> <ul style="list-style-type: none"> <li>• Has a maximum area of 0.5m<sup>2</sup>; and</li> <li>• Is attached to or painted on an advertising panel or pylon located at the front of the site.</li> <li>• Signs erected on premises approved for retailing in industrial zones, should comply with the sign requirements for Business zones.</li> </ul>
9.22. Official signs	<ul style="list-style-type: none"> <li>• Constructed by or for Council, or other relevant road controlling authority.</li> <li>• Located on unzoned land or Roads zones.</li> <li>• Signs overhanging the footpath shall provide a minimum 2.6 metre vertical clearance between the base of the sign and the ground.</li> <li>• Signs overhanging the road (whether affixed to a building, traffic light standard, power pole, light standard, or purpose-designed structure like a gantry.) shall provide a minimum 5.5 metres vertical clearance between the base of the sign and the road surface.</li> <li>• Illuminated signs located adjoining Residential Zones shall not emit glare on residential properties.</li> <li>• Signs shall not be located in a manner that obscures or conceals approaching traffic at an intersection.</li> </ul>



**Schedule 1:  
Exempt Development**

Column 1: Type of Development	Column 2: Development Standards (also see Sections 3.2 and 3.3)
9.23. Other signs in roads and on unzoned land	<ul style="list-style-type: none"> <li>• Is attached to or painted on street furniture or buildings including:               <ul style="list-style-type: none"> <li>- public seating; or</li> <li>- planter pots and similar; or</li> <li>- garbage receptacles; or</li> <li>- safety fencing and barricades; or</li> <li>- public toilets and amenities; or</li> <li>- bus shelters.</li> </ul> </li> </ul> <p><u>Advisory Notes:</u>            Note 1. Permission from Council is required should you wish to attach or paint a sign on Council owned street furniture.            Note 2. Signs are not to be attached to power poles or similar.</p>

**10. Ancillary or Incidental Development**

10.01. Development that is ordinarily incidental or ancillary either to a use allowed by development consent or to a lawful existing use (as defined in Section 106 of the Act). (Including landscaping, gardening, paving, the erection of minor structures, drainage, security, pollution control or for other similar purposes)	<ul style="list-style-type: none"> <li>• Not on a heritage item.</li> <li>• The development does not cause interference to the existing or future amenity of the adjoining occupants or the neighbourhood in general.</li> <li>• Does not involve a display of an advertisement unless allowed by some other provision.</li> <li>• Any accessory structure is erected at least one metre from each boundary of the site and extends no more than 3 metres above natural ground level (see Note 1).</li> <li>• Any accessory structure, paving or hard surface area covers not more than 25m<sup>2</sup> (see Note 1).</li> <li>• The development does not involve excavation beyond 600 mm below natural ground level.</li> <li>• Any ancillary works involving provision of security devices (e.g. roller shutters, etc.) shall, where relevant, comply with Council's Shopfront Appearance Policy, and any subsequent amendments.</li> <li>• It does not involve handling, storing or using hazardous chemicals or materials otherwise than on a domestic scale and does not result in the release of any contaminants into the environment.</li> </ul> <p><u>Advisory Note:</u>  <i>Note 1. For the purposes of this section, an accessory structure <b>does not</b> include any other form of development defined elsewhere within this Schedule.</i></p> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 may replace aspects of this section – you are advised to refer to the SEPP in relation to particular development types.</b></p>
--	--



**Schedule 1:  
Exempt Development**

**Column 1:**  
Type of Development

**Column 2:**  
Development Standards (also see Sections 3.2 and 3.3)

**11. Public Meetings**

11.01. The use of a building that is a Class 9b building under the Building Code of Australia for the purpose of a public meeting.



## 4. Complying Development

### 4.1 What is Complying Development?

Development listed in Schedule 2 (Section 4.6) is Complying Development if:

- (a) it is local development of a kind that can be carried out with consent on the land on which it is proposed; and
- (b) it is not an existing (non-conforming) use, as defined in Section 106 of the Act,

except as provided by Sections 4.2 and 4.3.

### 4.2 A Proposal is Complying Development

Development is Complying Development only if:

- (a) it complies with the relevant development standards set out in Column 2 of Schedule 2 and any environmental planning instrument applying to the land; and
- (b) it complies with any deemed-to-satisfy provisions of the Building Code of Australia relevant to the development (in particular, termite protection, second-hand or recycled materials); and
- (c) it does not cause interference with the amenity of the neighbourhood because of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil or otherwise; and
- (d) it does not contravene any condition of a development consent applying to the land (eg, parking, landscaping); and
- (e) it does not obstruct drainage of the site on which it is being carried out; and
- (f) it does not restrict any vehicular/pedestrian access to or from the site or vehicle manoeuvring; and
- (g) it does not require a tree covered by Council's Tree Preservation Order to be removed or damaged; and
- (h) all work is carried out wholly within the property boundaries (except where noted otherwise); and
- (i) multiple cases of complying development within each type of development is not allowed; and
- (j) stormwater collected is direct to an appropriate disposal system; and
- (k) the consent of the owner(s), or Owners' Corporation in the case of a strata-titled development, has been obtained.
- (l) it is carried out at least 1 metre from any easement, overland flow path, Council or interallotment stormwater drainage line or public sewer main and complies with any building-over-sewer requirements of Sydney Water Corporation Limited applying to the land;
- (m) a certificate of compliance has been obtained for the development, if required, from Sydney Water Corporation;
- (n) it is not integrated development as defined in section 91 of the Act.

Note:

*Section 76A (6) of the EP&A Act says the following development can not be Complying Development:*

- (a) *State significant development,*
- (b) *designated development,*



- (c) *any development, if consent for it requires the concurrence of a person (other than the consent authority or the Director-General of National Parks and Wildlife as referred to in section 79B (3) of the EP&A Act).*

Should a type of permissible development be listed and comply with the development standards, a Complying Development Certificate can be issued by either Council or an accredited certifier. (In the latter case, the Certificate must also be registered with Council).

A Complying Development Certificate issued for any such development is to be subject to the conditions for the development specified in Schedule 3.

**4.3 A Proposal is not Complying Development**

Development is not Complying Development if it is carried out on land that:

- (a) is identified by Council or by an environmental planning instrument or development control plan as flood liable, contaminated land, or subject to road widening, proposed road, subsidence, slip or erosion.
- (b) is an Aboriginal place under the National Parks and Wildlife Act 1974; or
- (c) comprises, or on which there is, an item of environmental heritage to which an interim heritage order under the Heritage Act 1977 applies or that is listed on the State Heritage Register under that Act or that is identified as such an item in an environmental planning instrument.

Should a type of permissible development not be listed as either Exempt (see Section 3) or Complying Development, or if it does not meet the relevant development standards, the matter requires a Development Application to be lodged with Council and consent given.

Advice should be sought from Council as to the requirements of lodging a Development Application. Details of the assistance available are listed in Appendix 1.

The conditions in Schedule 3 apply to all Complying Development.

**4.4 Satisfying Development Standards**

**The onus is on the applicant to satisfy the listed development standards. If Complying Development does not apply and the development proceeds, Council can issue Orders to bring about compliance.**

**4.5 Construction of Complying Development**

Where required, work must be done by licensed persons (further information is available from the Department of Fair Trading) and erected securely and in a good and tradesmanlike manner in accordance with any applicable manufacturer's details. Complying development does not require the issuing of a construction certificate.

**4.6 List of Complying Development**

Complying Development is listed in Column 1 of this Schedule. The development standards for Complying Development are listed in Column 2.

Should any doubt exist as to whether a particular activity requires approval, consultation should be arranged with one of Council's Development Assessment Officers prior to work commencing.



**Schedule 2:  
Complying  
Development**

Column 1: Type of Development	Column 2: Development Standards (also see Sections 4.2 and 4.3)
<p>1. Carports</p>	<ul style="list-style-type: none"> <li>• Located behind the front building line; and</li> <li>• A maximum area of 40m<sup>2</sup>; and</li> <li>• A maximum overall height of 2.4m; and</li> <li>• Carports/garages in commercial or industrial areas not being used for storage or work purposes; and</li> <li>• On strata-titled properties, the proposed structure being erected so as to stand wholly within the boundaries of the property and over the existing allocated car spaces; and</li> <li>• Construction of the development to comply with Section 3.7 of the BCA Housing Provisions; and</li> <li>• Non-reflective materials are used; and</li> <li>• For single dwellings, at least one third of the site is left unbuilt, including a minimum of 45m<sup>2</sup> in one area; and</li> <li>• Not on corner residential sites.</li> </ul> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now applies to carports both as exempt development for domestic purposes only on all sized lots (refer to Part 1 Division 2 (General Requirements) and Part 3 Division 1 Subdivision 10) and complying development ancillary to a dwelling house (on lots 450m<sup>2</sup> and greater only).</b></p> <p><b>Both the SEPP and this DCP will apply to carports until 27 February 2010. Applicants can choose which set of controls they wish to develop under provided the applicable criteria are met. After 27 February 2010 only the SEPP will apply.</b></p>



**Schedule 2:  
Complying  
Development**

<b>Column 1:</b> Type of Development	<b>Column 2:</b> Development Standards (also see Sections 4.2 and 4.3)
2. Garages	<ul style="list-style-type: none"> <li>• Located behind the front building line; and</li> <li>• A maximum area of 40m<sup>2</sup>; and</li> <li>• A maximum overall height of 2.4m; and</li> <li>• Be 0.2m from any side boundary for face brick construction (or 0.45m if rendered or fibro); and</li> <li>• If detached, at least 0.9m from the dwelling; and</li> <li>• Carports/garages in commercial or industrial areas not being used for storage or work purposes; and</li> <li>• On strata-titled properties, the proposed structure being erected so as to stand wholly within the boundaries of the property and over the existing allocated car spaces; and</li> <li>• Construction of the development to comply with Section 3.7 of the BCA Housing Provisions; and</li> <li>• Non-reflective materials are used; and</li> <li>• For single dwellings at least one third of the site is left unbuilt, including a minimum of 45m<sup>2</sup> in one area; and</li> <li>• Not on corner residential sites.</li> </ul> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now applies to garages as complying development ancillary to a dwelling house on lots 450m<sup>2</sup> and greater only. This DCP will still apply on lots less than 450m<sup>2</sup>.</b></p> <p><b>On lots greater than 450m<sup>2</sup> both the SEPP and this DCP will apply to garages until 27 February 2010. Applicants can choose which set of controls they wish to develop under provided the applicable criteria are met. After 27 February 2010 only the SEPP will apply.</b></p>



**Schedule 2:  
Complying  
Development**

<b>Column 1:</b> Type of Development	<b>Column 2:</b> Development Standards (also see Sections 4.2 and 4.3)
<p>3. Outbuildings - residential (not a garden shed)</p>	<ul style="list-style-type: none"> <li>• Located behind the front building line; and</li> <li>• A maximum area of 40m<sup>2</sup>; and</li> <li>• A maximum height of 2.4m from natural ground level to the ceiling; and</li> <li>• Construction of the development to comply with Section 3.7 of the BCA Housing Provisions; and</li> <li>• Non-reflective materials are used; and</li> <li>• Be 0.2m from any side boundary for face brick construction (or 0.45m if rendered or fibro); and</li> <li>• For single dwellings at least one third of the site is left unbuilt, including a minimum of 45m<sup>2</sup> in one area.</li> </ul> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now applies to outbuildings as complying development ancillary to a dwelling house on lots 450m2 and greater only. This DCP will still apply on lots less than 450m2.</b></p> <p><b>On lots greater than 450m2 both the SEPP and this DCP will apply to outbuildings until 27 February 2010. Applicants can choose which set of controls they wish to develop under provided the applicable criteria are met. After 27 February 2010 only the SEPP will apply.</b></p> <p><b>It is advisable to check exempt development provisions of the SEPP to see if they apply.</b></p>



**Schedule 2:  
Complying  
Development**

Column 1: Type of Development	Column 2: Development Standards (also see Sections 4.2 and 4.3)
<p>4. Pools/Spas - Residential</p>	<ul style="list-style-type: none"> <li>• Located behind the front building line; and</li> <li>• Decking/coping not greater than 0.5m above natural ground level at any point; and</li> <li>• Safety fencing to comply with the Swimming Pools Act 1992, Swimming Pools Regulation 1998 and Australian Standard 1926.2 - 1995 - Swimming Pool Safety; and</li> <li>• 1.0m setback from any side or rear boundary; and</li> <li>• Pumps to not exceed noise levels in the Noise Control Act.</li> </ul> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now applies to portable swimming pools and spas and child resistant barriers both as exempt development on all sized lots (refer to Part 1 Division 2 (General Requirements) and Part 3 Division 1 Subdivision 30) and swimming pools as complying development for private use (on lots 450m2 and greater only).</b></p> <p><b>Both the SEPP and this DCP will apply until 27 February 2010. Applicants can choose which set of controls they wish to develop under provided the applicable criteria are met. After 27 February 2010 only the SEPP will apply.</b></p>



**Schedule 2:  
Complying  
Development**

<b>Column 1:</b> Type of Development	<b>Column 2:</b> Development Standards (also see Sections 4.2 and 4.3)
<p>5. Single storey dwelling houses and additions</p>	<ul style="list-style-type: none"> <li>• The building complies with Council's "Single Unit Dwelling House Code"; and</li> <li>• A maximum height of 3.6m (from natural ground level to the ceiling); and</li> <li>• Construction of the development to comply with Section 3.7 of the BCA Housing Provisions; and</li> <li>• The allotment has a minimum site area of 460m<sup>2</sup> (for a new dwelling house); and</li> <li>• The ground floor level of the building at any point is not more than 500mm above natural ground level; and</li> <li>• At least one third of the site is left unbuilt, including a minimum of 45m<sup>2</sup> in one area; and</li> <li>• The design, siting and front setback of the building reflect the predominant form of the streetscape; and</li> <li>• Car ports and garages fronting a public street must not exceed 3 metres in width or 50% of the frontage, which ever is less; and</li> <li>• The site is not, in Council's opinion, in the vicinity of a heritage item; and</li> <li>• Ancillary matters (eg. skylights, solar hot water heaters) meet the Exempt Development standards.</li> <li>• Submission of NATHERS certificates to demonstrate 3½ star energy efficiency rating.</li> </ul> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now applies to dwelling houses on lots 450m2 and greater only. This DCP will still apply on lots less than 450m2.</b></p> <p><b>On lots greater than 450m2 both the SEPP and this DCP will apply to dwelling houses until 27 February 2010. Applicants can choose which set of controls they wish to develop under provided the applicable criteria are met. After 27 February 2010 only the SEPP will apply.</b></p>



**Schedule 2:  
Complying  
Development**

<b>Column 1:</b> Type of Development	<b>Column 2:</b> Development Standards (also see Sections 4.2 and 4.3)
<p>6. Bed and Breakfast accommodation</p>	<ul style="list-style-type: none"> <li>• The building must be a dwelling house; and</li> <li>• No additions to the building are proposed; and</li> <li>• Off-street parking is provided at the rate of 1 space for the owner or operator and 1 space per 5 guests and must be located behind the front alignment of the dwelling house; and</li> <li>• A smoke alarm and lighting system is to be installed which complies with Part 3.7.2 – “Housing Provisions” of the BCA.</li> </ul> <p><b>Note: SEPP (Exempt and Complying Development Codes) 2008 now applies to bed and breakfast as exempt development - refer to Part 1 Division 2 (General Requirements) and Part 3 Division 1 Subdivision 8.</b></p> <p><b>Both the SEPP and this DCP will apply to bed and breakfast accommodation until 27 February 2010. Applicants can choose which set of controls they wish to develop under provided the applicable criteria are met. After 27 February 2010 only the SEPP will apply.</b></p>
<p>7. Temporary buildings</p>	<ul style="list-style-type: none"> <li>• The erection of a building and its use for a period not exceeding two years; and</li> <li>• The building is not used for residential purposes; and</li> <li>• The building is not used for storing or handling inflammable materials; and</li> <li>• The maximum height of the building is one storey; and</li> <li>• The building is setback from every boundary of the lot by a minimum of three metres.</li> </ul> <p><u>Advisory Note:</u> - <i>The building must be demolished or removed no later than 60 days after the specified period expires.</i></p>



**Schedule 2:  
Complying  
Development**

Column 1: Type of Development	Column 2: Development Standards (also see Sections 4.2 and 4.3)
<p>8. First occupation or use of floor-space within a shop or office.</p>	<ul style="list-style-type: none"> <li>• Applies only to buildings within the Business zones, excluding the Specialised Business 3(f) zone.</li> <li>• The construction of the building must be the subject of a valid consent.</li> <li>• Any conditions of consent applying to the building or development relating to use, car parking or landscaping will be upheld by the subsequent activity.</li> <li>• If the conditions of consent applying to the building or development does not include hours of operation, the hours of operation for the proposed activity shall be restricted to between:               <ul style="list-style-type: none"> <li>• 8am to 10pm Sunday to Thursday;</li> <li>• 8am to 11pm Friday and Saturday only</li> </ul> <i>only where the building is not adjacent to a Residential zoned property (see Note 3); or</i> <ul style="list-style-type: none"> <li>• 8am to 9pm <i>where the building is adjacent to a Residential zoned property. (see Note 3)</i></li> </ul> </li> <li>• Any proposed activity or use shall not interfere with the amenity of the area by reason of noise, vibration or the discharge of other contaminants.</li> <li>• Waste and recycling materials from the proposed activity are collected by an authorised trade waste contractor.</li> <li>• The noise levels emanating from plant or equipment shall not exceed 5dB(A) above ambient background levels when measured at the nearest boundary of a residentially zoned or used property, including any dwelling or unit located within the Business zones.</li> <li>• Liquid trade waste materials shall be disposed of in accordance with the requirements of Sydney Water.</li> <li>• The proposed use does not involve:               <ul style="list-style-type: none"> <li>- a methadone clinic</li> <li>- a brothel</li> <li>- an amusement centre</li> <li>- a funeral parlour</li> </ul> </li> <li>• The relevant provisions of the National Code for the Construction and Fitout of Food Premises (or subsequent amendments) are complied with fully.</li> </ul>



**Schedule 2:  
Complying  
Development**

<b>Column 1:</b> Type of Development	<b>Column 2:</b> Development Standards (also see Sections 4.2 and 4.3)
<p>9. Change of Use – Food Retailing Premises or Restaurant</p>	<ul style="list-style-type: none"> <li>• Building is lawfully used or has been lawfully constructed for use as a restaurant or shop to retail food on land within a business zone other than a Specialised Business zone; and</li> <li>• The premises is subject to a current and valid consent (see advisory note);</li> <li>• The hours of operation remain unchanged from those set on the existing activity or, where no hours of operation were set, the hours of operation for the proposed activity shall be restricted to between:               <ul style="list-style-type: none"> <li>• 7am to 10pm Sunday to Thursday;</li> <li>• 7am to 11pm Friday and Saturday only</li> </ul> <p><i>only where the building is not adjacent to a Residential zoned property; or</i></p> <ul style="list-style-type: none"> <li>• 7am to 9pm Sunday to Saturday</li> </ul> <p><i>where the building is adjacent to a Residential zoned property.</i></p> </li> <li>• The new use will not involve an increase in floor space area above that previously approved by the Council; and</li> <li>• Any previous consent condition relating to the original use of the building or land with regard to:               <ul style="list-style-type: none"> <li>- the maintenance of landscaping; or</li> <li>- the parking of vehicles; or</li> <li>- the provision of space for the loading or unloading of goods or vehicles,</li> </ul> <p>is complied with fully; and</p> </li> <li>• The new use is conducted so that it causes no greater interference than the original use to the existing or future amenity of the adjoining occupants and the neighbourhood in general; and</li> <li>• The relevant provisions of the National Code for the Construction and Fitout of Food Premises (or subsequent amendments) are complied with fully.</li> </ul>



## Schedule 3: Complying Development Conditions

**Note: These conditions only apply to complying development carried out under this DCP. For complying development carried out under SEPP (Exempt and Complying Development Codes) 2008 the conditions contained in refer to Part 3 Division 3 apply.**

Should a development be Complying Development and involve building work, the following conditions apply (where applicable):

1. The development must be carried out in accordance with the Complying Development Certificate.

### **Before you begin work**

2. Two days before any site works, building or demolition begins, the applicant must:
  - forward Notice of Commencement of Works and Appointment of Principal Certifying Authority (Form 7 of the Regulation) to Council; and
  - notify the adjoining owners that work will commence.
3. Before any site works, building or demolition is started, the applicant must:
  - notify Council of the name, address, phone number and licence number of the builder; and
  - erect a sign at the front of the property with the builder's name, licence number, site address and consent number; and
  - provide a temporary on-site toilet; and
  - protect and support any neighbouring buildings; and
  - protect any public place from obstruction or inconvenience due to the carrying out of the development; and
  - prevent any substance from falling onto a public place; and
  - follow any other conditions prescribed in the Regulation.

This item does not impose a requirement on an applicant if it is complied with by the builder.

### **Site management**

4. Run-off and erosion controls must be implemented (to prevent soil erosion, water pollution or the discharge of loose sediment on surrounding land), in accordance with Council's 'Soil and Water Management for Urban Development'.
5. Removal or disturbance of vegetation and top soil must be confined to within three metres of the approved building.



### Schedule 3: Complying Development Conditions

---

#### **Drainage**

6. The land surrounding any structure must be graded to divert surface water to the street, and must be clear of existing and proposed structures and adjoining premises.
7. Where the water falls to the rear of the property, it must be collected and drained via a gravity system to a Council stormwater line in accordance with AUS-SPEC Specification D5 "Stormwater Drainage Design" and Clause 4 of Council's Stormwater Management Manual - Specification 9 "A Guide for Stormwater Drainage Design".

#### **Inspections during construction**

8. For building work, the applicant must notify either the Council or an accredited certifier in advance (48 hours in writing or 24 hours by phone) to inspect the following (where applicable): erosion controls, site works and site set out, before building starts; and
  - placement of piers or foundation before placing footings; and
  - steel reinforcing before pouring concrete; and
  - framework of structure before lining or cladding is fixed; and
  - stormwater drainage and on-site detention before backfilling; and
  - wet areas treated before lining or tiling.

#### **Hours of work**

9. Any building work must be carried out between 7:00am and 5:00pm, Monday to Friday and 8:00am to 5:00pm Saturdays, excluding public holidays. No tools are to be used after 12:00midday on Saturday.

#### **Safety**

10. All building work must comply with the requirements of the BCA Volume 2 Part 3.7 (eg. smoke detectors, construction of external walls).

#### **Site Access**

11. Driveways are to be constructed in accordance with Council's "Specification for the Construction by Private Contractors of: a) Vehicle Crossings, b) Concrete Footpath, c) Concrete Kerb & Gutter".

#### **Removal of temporary building**

12. Any building erected for use for a specified period of not more than five years must be completely demolished or removed from the site no later than 60 days after the specified period ends.

#### Note:

- *The Complying Development Certificate shall be issued in the name of the Council or the accredited certifier with an accreditation number.*



**Erection or Demolition of a Building**

1. The following are prescribed conditions for the purposes of section 80A (11) and 85A(6) (a) of the Act in relation to a development consent for the erection or demolition of a building:
  - 1.1 All building work must be carried out in accordance with the requirements of the *Building Code of Australia*.
  - 1.2
    - (a) All excavations and backfilling must be executed safely and in accordance with appropriate professional standards.
    - (b) All excavations must be properly guarded and protected to prevent them from being dangerous to life or property.
  - 1.3 If the soil conditions require it:
    - (a) retaining walls or other approved methods of preventing movement of the soil must be provided, and
    - (b) adequate provision must be made for drainage.
  - 1.4 If an excavation extends below the level of the base of the footings of a building on an adjoining allotment of land, the person causing the excavation to be made:
    - (a) must preserve and protect the building from damage, and
    - (b) if necessary, must underpin and support the building in an approved manner, and
    - (c) must, at least 7 days before excavating below the level of the base of the footings of a building on an adjoining allotment of land, give notice of intention to do so to the owner of the adjoining allotment of land and furnish particulars to the owner of the proposed work.  
*An allotment of land* includes a public road and any other public place.
  - 1.5 If:
    - (a) the erection or demolition of a building will cause pedestrian or vehicular traffic in a public place to be obstructed or rendered inconvenient, or
    - (b) the erection or demolition of a building involves the enclosure of a public place, a hoarding or fence must be erected between the building premises and the public place.
    - (c) If necessary, a sufficient awning is to be erected to prevent any substance from, or in connection with, the work falling onto the public place.
    - (d) The site of the building is to be kept lit between sunset and sunrise if it is likely to be a source of danger to persons using the public place.
    - (e) Any such hoarding, fence or awning is to be removed when no longer required.
  - 1.6
    - (a) A sign must be erected in a prominent position on the premises on which the erection or demolition of a building is being carried out:

**Erection or Demolition of a Building**

- (aa) stating that unauthorised entry to the premises is prohibited, and
- (ab) showing the name of the builder or other person in control of the premises and a telephone number at which the builder or other person may be contacted outside working hours.
- (b) Any such sign is to be removed when the erection or demolition of the building has been completed.
- (c) This clause does not apply to:
  - (ca) building work carried out inside an existing building, or
  - (cb) building work carried out on premises that are to be occupied continuously (both during and outside working hours) while the work is being carried out.
- 1.7 (a) Closet accommodation is to be provided at the work site at all times at the rate of one closet for every 20 persons or part of 20 persons employed at the site.
- (b) If the requirements of subclause (a) are met by means of the provision of temporary closet accommodation, each temporary closet must comply with the following requirements:
  - (ba) it must be at least 1,050 millimetres wide, 1,350 millimetres long and 2,100 millimetres high, measured internally,
  - (bb) it must have a hinged door capable of being fastened from both the inside and the outside,
  - (bc) it must have sufficient walls and a roof to ensure privacy, each constructed of material that is weather-proof,
  - (bd) it must have a floor constructed of a material that is rigid and impervious,
  - (be) it must be provided with a suitable receptacle for, and an adequate supply of, deodorising or fly-repelling fluid,
  - (bf) it must comply with any relevant requirements of the *Building Code of Australia*.

## **APPENDIX 1: Assistance**

---

For further information contact Council's  
CITY PLANNING DIVISION

**Phone** (02) 9789 9300

**Fax** (02) 9789 1542

Or visit us on the ground floor at 137 Beamish Street, CAMPSIE  
9.00 a.m. to 5.00 p.m. Monday to Friday

A duty planner and building surveyor will be available between 9-11 am and  
3-4 pm.

***E-mail***

council@canterbury.nsw.gov.au

***Mail***

PO Box 77

CAMPSIE 2194

***Document Exchange***

DX 3813, CAMPSIE

***Home Page:*** [www.canterbury.nsw.gov.au](http://www.canterbury.nsw.gov.au)

